



Florida Gaming Control Commission

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

Meeting Agenda Items # 1 - 3

1. Approval of meeting minutes
 - 1.1. February 13, 2025
2. Discussion of Default Final Orders
 - 2.1. 2023-063772 – Bennett, Jacauline
 - 2.2. 2023-067629 – Brown, Tyler Levi
 - 2.3. 2024-017221 – Marquez Fajardo, Misael Orlando
3. Discussion of Consent Orders
 - 3.1. 2024-045025 – bestbet St. Augustine, Inc.
 - 3.2. 2024-058077 – TBD Entertainment, LLC
 - 3.3. 2024-063449 – Tampa Bay Downs, Inc.
 - 3.4. 2024-067393 – Bonesi, German E.

PERSONS WISHING TO ADDRESS
THE COMMISSION ON ANY OF THE AGENDA ITEMS
SHOULD EMAIL DIXIE.PARKER@FLGAMING.GOV
NO LESS THAN 24 HOURS BEFORE THE
START OF THE MEETING

1. Approval of meeting minutes

FLORIDA GAMING CONTROL COMMISSION

PUBLIC MEETING/WORKSHOP HEARING

LOCATION

Betty Easley Conference Center, Room 152
4075 Esplanade Way
Tallahassee, Florida 32399-0850

(Page Nos. 1 - 85)

Thursday, February 13, 2025

9:30 a.m. - 11:08 a.m.

BEFORE: Vice Chair Julie I. Brown
Commissioner Chuck Drago
Commissioner John D'Aquila
Commissioner Tina Repp

Stenographically Reported By:
I. Iris Cooper
Stenographic Reporter

Job No.: 387731

1 APPEARANCES:

2

COMMISSION MEMBERS:

3

Vice Chair Julie I. Brown

4

Commissioner Chuck Drago

Commissioner John D'Aquila

5

Commissioner Tina Repp

6

7 PARTICIPANTS:

8

- Emily Alvarado, Deputy Chief Attorney

9

- Shireen Anbardan, Senior Attorney

10

- Joe Dillmore, Director of Pari-Mutuel Wagering

11

- Rene Harkins, Chief Attorney

12

- La'Kesha Jelks, Government Operations

Consultant III

13

- Justin Thomas Hundersmarck, Senior Attorney

14

- Ross Marshman, Acting Executive Director

15

- Elina Valentine, General Counsel

- Lisa M. Mustain, Director Of Administration

16

- Dixie Parker, General and Operations Manager I

17

- Marc Taupier, Deputy General

18

- Carl Herold, Director of Law Enforcement

19

20

21

22 OTHERS PRESENT:

23

- Various Members of the Public

24

- The Florida Channel

25

1	INDEX OF PROCEEDINGS	Page 3
2		PAGE
3	1. Discussion of a Mutual Cooperation Agreement	5
4	for the 2025 calendar year between HISA, HIWU	
5	and FGCC	
6	2. Discussion of amended application for	
7	pari-mutuel operating license	
8	2.1. 2025-005515 - Dania Entertainment	12
9	Center, LLC	
10	3. Discussion of default final orders	
11	3.1. 2024-054731 - Davidson, St-Phard	13
12	3.2. 2024-060176 - Castro, Jr., Omar	14
13	4. Discussion of consent orders	
14	4.1. 2024-015793 - Kirby, Stephen Glen	16
15	4.2. 2024-028202 - South Florida Racing	24
16	Association, LLC	
17	4.3. 2024-040400 - Rochford, Devin	25
18	4.4. 2024-061325 - Bestbet Orange Park	27
19	Kennel, Inc.	
20	5. Discussion of recommended orders	
21	5.1. 2023-064914 - Van Hassel, Christopher A.	28
22	5.2. 2024-009404 - Newnum, Michael	31
23	5.3. 2024-032775 - Smith, Christie	32
24	5.4. 2024-046235 - Wong, Edward Jung	34
25	6. Discussion of request for waiver	
	6.1. 2024-062658 - Anderson, Garrett T.	37
	6.2. 2024-063690 - Chavis, Jessica Leeann	39

1	INDEX OF PROCEEDINGS - (Continued)	Page 4
2		PAGE
3	7. Discussion of license denials	
4	7.1. 2024-069186 - Howard, Shayla Meshon	41
5	7.2. 2024-071349 - Mitchell, Robert Oneal	45
6	8. Executive Director update	51
7	9. Public Comment	77
8	10. Attorney-client session	
9	10.1. 2022-024540 - Tampa Bay Downs, Inc.	79
10		
11	CERTIFICATE OF REPORTER	85
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		

1 Thereupon, the following proceeding began at 9:30 a.m.:

2 VICE CHAIR BROWN: Welcome to the Florida
3 Gaming Control Commission's February 13th agenda
4 meeting. If you will, please stand for the pledge
5 of allegiance which will be led by
6 Commissioner Drago.

7 (Pledge of allegiance.)

8 VICE CHAIR BROWN: Thank you,
9 Commissioner Drago.

10 We've had a busy month already, and we'll get
11 to that at the end of the meeting and talk about
12 some of the great updates going on. I did want to
13 note that there is an attorney-client meeting at
14 the end of this meeting, and we'll talk about that
15 as well. We will be taking public comment
16 thereafter.

17 With that, we're going to go ahead and open up
18 the meeting on Item No. 1, General Counsel
19 Valentine.

20 MS. VALENTINE: Item No. 1 is the Mutual
21 Cooperation Agreement between the Commission, HISA
22 and HIWU for the 2025 calendar year. There are a
23 few changes to the 2025 Mutual Cooperation
24 Agreement that are in front of the Commission for
25 review from the prior terms of the agreement.

1 One notable one is the confidentiality
2 provisions in the racetrack safety component of the
3 agreement. HISA and HIWU has requested the
4 Commission to agree to keep certain notices of
5 suspected or actual violations confidential when
6 those violations relate to the racetrack safety
7 rules and other violations that don't involve
8 prohibited drugs or medications.

9 VICE CHAIR BROWN: Thank you. I just want to
10 talk briefly about the confidentiality provision
11 for the racetrack safety as it is distinguished
12 from the Anti-Dope ADMC program. There are some
13 distinctions from the proposed language, including
14 under the ADMC portion which is on paragraph 17,
15 there's some indemnification language that attaches
16 to the confidentiality provision.

17 As you all know, we have a very robust Florida
18 public records laws, and some of this kind of gives
19 me some concern to have such confidential nature.
20 Ms. Valentine, if you could talk about the need for
21 having it for the racetrack safety program, or
22 Mr. Dillmore.

23 MS. VALENTINE: Sure. If we agree to these
24 confidentiality provisions, we would receive
25 notices of suspected violations which my

1 understanding is before any discipline is taken
2 against a covered person, they would receive a
3 notice of a suspected violation, racetrack safety,
4 or for failure to comply with some of the
5 Authority's rules.

6 And so the value of the notices is not as
7 important as the risk that the Commission would be
8 taking on based on the public record laws. And
9 based on the language of the HISA and HIWU rules as
10 well, which don't carve out any special status for
11 the Commission should the Commission agree to these
12 confidentiality provisions as it does under the
13 ADMC program.

14 VICE CHAIR BROWN: Thank you. And I'll just
15 note, Commissioners, it's on Page No. 11 under 17B.
16 The inclusion of language that had already been
17 agreed to by HISA and HIWU was talking about
18 indemnifying any challenge the Commission's
19 withholding of confidential information shall be
20 indemnified and defended by the Authority.

21 I don't have a problem with that
22 confidentiality provision in the earlier section if
23 that language is also included, if you guys are
24 open to that.

25 Commissioner D'Aquila.

1 COMMISSIONER D'AQUILA: I have a question. Is
2 paragraph 1, subparagraph 9 if it were removed,
3 what would be the effect?

4 MS. VALENTINE: The effect would be that the
5 Commission might not be notified of these notices
6 of suspected or actual violations that are received
7 by the covered persons which include horse owners
8 and other individuals who would be responsible for
9 these violations, and we would not receive them
10 before the public does.

11 COMMISSIONER D'AQUILA: So it's your
12 recommendation as counsel that we leave that added
13 language in there?

14 MS. VALENTINE: My recommendation would be
15 that this language is not -- it is not necessary
16 because, again, just by virtue of agreeing to the
17 confidentiality provisions, there are no federal
18 rules that would guarantee that we would receive
19 those notices, even if we did agree to the
20 confidentiality provisions as there are under the
21 federal rules covering the ADMC program.

22 So, again, the concern here is that there are
23 under Chapter 119, we have an obligation to the
24 public to release information that is not otherwise
25 exempt by Florida statute to the public upon

1 request.

2 And as Vice Chair Brown noted, with respect to
3 the ADMC program, there is indemnification language
4 that provides that if we did not release certain
5 confidential information and there was a lawsuit
6 against us to release it, then HISA or HIWU would
7 indemnify us, would cover the attorneys' fees, and
8 would litigate the matter of whether this
9 information is or is not exempt under Florida law.

10 That is not the case under Section 9 as it is
11 currently drafted in Item No. 1.

12 COMMISSIONER D'AQUILA: Thank you.

13 VICE CHAIR BROWN: Thank you. So it sounds
14 like the language that's proposed is not necessary
15 under Section 9. And I believe we may have a
16 speaker on this item, if that's correct.
17 Commissioners, if you will indulge us, Mr. Rutledge
18 is here to speak on the item.

19 MR. RUTLEDGE: Thank you. Gary Rutledge of
20 Rutledge Ecenia appearing on behalf of Tampa Bay
21 Downs. Just a brief comment, not a request or
22 action item.

23 I was asked yesterday to just let the
24 Commission know that there's a deep concern in the
25 horseracing industry about the funding situation.

1 Evidently, they've advised me in their
2 situation, as well as Gulfstream Park's, that the
3 money that's been provided, the credits and so
4 forth that Emily and Joe and everybody knows very
5 much about are going to not be close to adequate
6 going forward.

7 And so there's going to be a potential huge --
8 and I can't tell you how much at this point in
9 time, and they don't know, but a huge assessment
10 that the tracks will need to absorb to pay for the
11 HISA assessment.

12 And I mentioned that to Mr. Dillmore
13 beforehand, so I'm not suggesting there's anything
14 you can necessarily do about that. But they did
15 want to let you know that this is going to have a
16 significant adverse financial impact on them and
17 they indicated on Gulfstream Park as well.

18 I'm not sure. I know there's been a lot of
19 frustration by this Commission and everybody in
20 front of you about this whole process. In fact, I
21 asked the client at one point in time, well, why
22 did we do this?

23 And as you know and everybody here knows that
24 they were handcuffed because if they didn't
25 participate in the program, they wouldn't have been

1 able to do their simulcast and attract wagering
2 around the country.

3 So it was kind of like they were very much
4 handcuffed that they had to go forward with it.
5 But the amount of money being spent, I don't need
6 to tell you all, is an incredible amount of money.

7 And either because of the decrease in live
8 racing going on around the country or otherwise,
9 now that's going to be compacted on those remaining
10 people. So I'm not sure what the solution is, but
11 they did want me to apprise you of this because
12 it's a deep concern that they have.

13 VICE CHAIR BROWN: Thank you, Mr. Rutledge.

14 Any questions? All right, Ms. Valentine.

15 Commissioners, are there any other questions
16 on the provisions and the proposed agreement?

17 I do want to point out and thank you,
18 Ms. Valentine, for putting some additional language
19 in there under Section 9, which is going to give us
20 the opportunity to conduct our own initiate
21 investigations, which we did not have before under
22 the program. So I think the language is good
23 there, and it strengthens our relationship as well.

24 All right. We are ready for a motion, also
25 noting that we do not need Section 19.

1 Commissioners, can we get a motion to approve with
2 the removal of Section 19.

3 COMMISSIONER D'AQUILA: I make a motion to
4 approve.

5 VICE CHAIR BROWN: Thank you. Is there a
6 second?

7 COMMISSIONER DRAGO: Second.

8 COMMISSIONER REPP: Second.

9 VICE CHAIR BROWN: Any discussion? All those
10 in favor, say aye.

11 (Multiple ayes.)

12 VICE CHAIR BROWN: Thank you for your work on
13 this. We are moving on to Item 2.1.

14 MS. JELKS: Good morning. LaKesha Jelks, for
15 the record. Case No. 2025-005515, Dania
16 Entertainment Center. They had a power outage on
17 January 22nd. They notified the Commission of this
18 outage, and they would now like to --

19 VICE CHAIR BROWN: Can you start over, please.

20 MS. JELKS: I'm so sorry. I talk fast.

21 Again, for the record, LaKesha Jelks. Case No.

22 2025-005515, Dania Entertainment Center Jai Alai

23 had a power outage on January 22nd. They notified
24 the Commission, and they would now like to

25 reschedule those performances on February 17th. It

1 is our recommendation that this request is
2 approved.

3 VICE CHAIR BROWN: Thank you.

4 Commissioners, any questions? If not, can we
5 get a motion to approve Dania's application to
6 amend its 2024-2025 operating schedule.

7 COMMISSIONER DRAGO: So moved.

8 VICE CHAIR BROWN: Is there a second?

9 COMMISSIONER D'AQUILA: Second.

10 VICE CHAIR BROWN: All those in favor, say
11 aye.

12 (Multiple ayes.)

13 VICE CHAIR BROWN: Thank you. Motion passes.
14 We are moving on to discussion of default final
15 orders 3.1 and 3.2, Ms. Alvarado.

16 MS. ALVARADO: Item 3.1 is St-Phard Davidson,
17 2024-054731. In these case materials, you were
18 provided with a one-count administrative complaint
19 alleging that respondent was excluded from Casino
20 Miami on September 12, 2024.

21 He is therefore subject to exclusion from all
22 pari-mutuel and all slot machine facilities in the
23 state of Florida pursuant to Sections 550.0251(6)
24 and 551.112. You were also provided the certified
25 USPS tracking showing that he was served and failed

1 to respond within 21 days.

2 Therefore the Division would ask that the
3 Commission enter an order finding that the
4 respondent was properly served with the
5 administrative complaint, that the respondent
6 failed to respond within 21 days, that the facts in
7 the administrative complaint are the facts in this
8 case, and concluding that respondent will be added
9 to the permanent exclusion list for all pari-mutuel
10 and slot machine facilities.

11 VICE CHAIR BROWN: Thank you, Ms. Alvarado.

12 Are there any questions? If not, can we get a
13 motion to that effect.

14 COMMISSIONER REPP: I'll make that motion to
15 accept the recommended order.

16 VICE CHAIR BROWN: Is there a second?

17 COMMISSIONER D'AQUILA: I will second that
18 motion.

19 VICE CHAIR BROWN: All those in favor, say
20 aye.

21 (Multiple ayes.)

22 VICE CHAIR BROWN: Item 3.2.

23 MS. ALVARADO: Item No. 3.2 is 2024-060176,
24 Omar Castro, Jr. In the case materials, you were
25 provided with a one-count administrative complaint

1 alleging that the respondent was excluded from
2 Bonita Springs Poker Room on September 28, 2024.

3 He is subject to exclusion from all
4 pari-mutual facilities pursuant to Section
5 550.0251(6). You were also provided with the USPS
6 tracking that showed that he was served and failed
7 to respond within 21 days.

8 Therefore, the Division would ask the
9 Commission to enter an order finding that the
10 respondent was properly served, he failed to
11 respond within 21 days, that the facts in this
12 administrative complaint are accepted as the facts
13 in this case, and concluding that the respondent
14 will be added to the permanent exclusion list for
15 all pari-mutuel facilities.

16 VICE CHAIR BROWN: Thank you, Ms. Alvarado.
17 This is a very interesting fact pattern here that
18 involves another individual, too, Mr. Gutierrez, I
19 believe. I was wondering, have we seen a permanent
20 exclusion?

21 MS. ALVARADO: Has he been presented to you.
22 As yet, there is still a pending case with him.

23 VICE CHAIR BROWN: Thank you.

24 Commissioners, are there any questions on this
25 item? If not, can we get a motion to approve the

1 recommended order.

2 COMMISSIONER REPP: I'll make a motion to
3 approve the recommended order.

4 VICE CHAIR BROWN: Is there a second?

5 COMMISSIONER DRAGO: Second.

6 VICE CHAIR BROWN: All those in favor, say
7 aye.

8 (Multiple ayes.)

9 VICE CHAIR BROWN: Thank you we are moving on
10 to consent orders now.

11 MS. VALENTINE: Item 4.1 is Florida Gaming
12 Control Commission versus Stephen Glen Kirby, Case
13 No. 2024-015793. This issue has been in front of
14 the Commission before. In the meeting materials,
15 there are two consent orders to draft.

16 The first one is a consent order that was a
17 counteroffer by the Office of General Counsel
18 through the Commission, and it contains the terms
19 that we were directed to include during our closed
20 attorney-client session.

21 The second consent order is a counteroffer to
22 that consent order by Mr. Kirby. And I'm here to
23 answer any questions that you may have on our
24 terms, and I believe counsel is here to speak
25 regarding their counteroffer.

1 VICE CHAIR BROWN: Thank you, Ms. Valentine.

2 And my understanding also is Mr. Kirby is on the
3 line, too, if we have questions of him. But I'm
4 going to have Mr. T.J. Morton come up here and
5 address the Commission.

6 MR. MORTON: Good morning, members of the
7 Commission. Thank you for the opportunity.
8 T.J. Morton with The Lockwood Law Firm on behalf of
9 Mr. Kirby. As mentioned by Ms. Valentine, you have
10 two consent orders before you. Mr. Kirby has
11 accepted both.

12 The first is the one drafted by Ms. Valentine
13 which contains the terms that the Commission
14 requested at the January closed meeting. We made
15 some proposed revisions to those terms. In truth,
16 they were my recommendations to Mr. Kirby.

17 He's happy with the terms that the Commission
18 provided. As his attorney, I felt obligated to
19 point out some concerns that I had with the terms.
20 And in an abundance of caution, I didn't feel like
21 I would be doing my job if I just said go ahead and
22 sign this.

23 And so I'll go kind of through my thought
24 process with those.

25 VICE CHAIR BROWN: Please do.

1 MR. MORTON: Thank you. So the first one is I
2 made a change to -- there is a provision that says
3 if he doesn't pay his fine on time or if he doesn't
4 fulfill his suspension, then he immediately loses
5 his license, and he has no opportunity to dispute
6 that.

7 My concern is, again, it's an abundance of
8 caution. I think this is very unlikely, but if a
9 mistake was made with respect to when he paid the
10 fine. So he pays it timely. It gets stamped a day
11 late. Under the terms in the initial version, he
12 wouldn't have the opportunity to dispute that.

13 And so he would lose his license, even if he
14 did, in fact, fulfilled the terms of the consent
15 order. So my concern was if that were to occur, he
16 would lose his license. I at least wanted to
17 preserve the opportunity to dispute that.

18 If he doesn't pay the fine, which I know he
19 will, but if he just didn't pay the fine and tried
20 to use that as a way to avoid getting his license
21 revoked, I don't think anyone's going to make that
22 argument, right.

23 Like this is just there to prevent an error
24 and to allow him to keep his license and in good
25 faith dispute that if there is an error. Again, I

1 think it's unlikely.

2 The other provision I changed, and this one
3 was a little more concerning to me was basically if
4 he gets arrested at any point in the next, I want
5 to say it's five years I think he's going to be on
6 probation, something like that. So it's a good
7 amount of time.

8 If he's arrested or charged with an
9 administrative violation related to theft, he would
10 lose his license and not have any opportunity to
11 dispute that. Totally understand the purpose for
12 that.

13 And we're in agreement that if he is, in fact,
14 you know, arrested, he shouldn't be working during
15 that period of time. My concern is if, again,
16 being a lawyer and just trying to protect his
17 rights.

18 If someone in a cardroom were to find out
19 about this provision and they make some sort of
20 false allegation against him, a player who is upset
21 with him as a dealer for whatever reason and they
22 falsely allege that he did something and he ends up
23 getting arrested and then charges are dismissed
24 because they realize it wasn't true, well, he loses
25 his license, and he can no longer work just because

1 that guy made that allegations.

2 So under the terms that we provided, he would
3 be suspended in that situation until the resolution
4 of that proceeding. If, in fact, those charges get
5 dropped, dismissed, he goes to trial and he is
6 found not guilty, the suspension would be lifted.
7 He would keep his license.

8 But if he pleads no contest, if he pleads
9 guilty, if he is found guilty with respect to an
10 administrative complaint, if he enters into a
11 settlement agreement with the Commission, he would
12 lose his license in that situation.

13 So the only way the suspension would be lifted
14 and he would keep his license is if he is, in fact,
15 determined to be not responsible or not guilty,
16 whatever the term would be. So that's why that was
17 included.

18 Again, these are done in an abundance of
19 caution by me on his behalf. He's accepted both
20 consent orders. He's fully happy to accept yours.
21 I'm just doing my due diligence as an attorney
22 thinking ahead what could be some of the downfalls
23 with the language. That was why we made those
24 changes.

25 And so, again, Mr. Kirby is very thankful for

1 the counteroffer and the opportunity to continue
2 with the negotiations and hopeful that we can put
3 this to bed one way or the other.

4 VICE CHAIR BROWN: Thank you. Thank you,
5 Mr. Morton.

6 Commissioners, are there any questions?

7 COMMISSIONER DRAGO: Yes, I have, I guess, one
8 question or comment. I understand your caution, in
9 terms of the due process and so forth. I get that,
10 and I understand your reasoning behind it.

11 One of my concerns would be, like you said, if
12 the case is disposed of, he gets arrested and the
13 case is disposed of that he would be able to keep
14 his license. But we know that the case can be
15 disposed of in a lot of ways that don't indicate
16 necessarily that he wasn't guilty.

17 It's nolle prossed for some reason by a
18 prosecutor because of a zillion different reasons
19 he may or she may have. The reason for the arrest
20 part of this is to remove that danger, that issue,
21 that concern.

22 If he's arrested, then does he keep his job?
23 Does he get suspended? Do we have to wait to see
24 what the courts end up doing two years down the
25 line or that type of thing?

1 So I think my concern is that it's a little
2 too broad. That if it gets dismissed for any
3 reason, then he can automatically come back and get
4 his license. So I have a little concern with that.

5 Again, I understand your reasoning, protecting
6 your client in terms of the due process and all
7 that. I think it makes it much broader than I had
8 anticipated, so I have concerns with that.

9 VICE CHAIR BROWN: Mr. Morton.

10 MR. MORTON: Thank you. Understood. I would
11 point out that he would be suspended during this
12 entire process. Charges are dropped for various
13 reasons. I'm not a criminal attorney, so I don't
14 understand all the nuances of that.

15 But, you know, I think -- I don't know how to
16 kind of thread that needle with language. I think
17 the same concern occurs when you have applicants
18 for licenses who have been arrested multiple times
19 and charges were dropped.

20 And they're not disqualified because the
21 charges were dropped, and it could have been for
22 various reasons. I understand the concern. I
23 tried to do the best I could and protect him with
24 that.

25 COMMISSIONER DRAGO: I understand that. I

1 appreciate that. Thank you.

2 VICE CHAIR BROWN: Thank you.

3 Commissioners, any other questions of
4 Mr. Morton?

5 Thank you for your testimony here.

6 MR. MORTON: Thank you.

7 VICE CHAIR BROWN: Commissioners, are there
8 any questions of Mr. Kirby, who is on the phone?
9 Commissioner Drago, would you like to make a
10 motion?

11 COMMISSIONER DRAGO: Yes. I would like to
12 move that we -- what's the language we need to put
13 on this?

14 VICE CHAIR BROWN: Either agree to consent
15 order one or consent order two.

16 COMMISSIONER DRAGO: Agree to consent order
17 one, original order, the Gaming Commission's order,
18 original order.

19 VICE CHAIR BROWN: Is there a second?

20 COMMISSIONER D'AQUILA: I'll second that
21 motion.

22 VICE CHAIR BROWN: Is there any discussion?
23 My only discussion is I think the fact that
24 Mr. Kirby is willing to accept either consent
25 order, it would make me inclined to support the

1 motion.

2 So I was fine with either, with the proposed
3 language in the second one. But given that the
4 individual is willing to accept the first one, I
5 will support the motion.

6 So with that, all those in favor, say aye.

7 (Multiple ayes.)

8 VICE CHAIR BROWN: Thank you. We are moving
9 on to 4.2.

10 MS. ALVARADO: 4.2 is South Florida Racing
11 Association, L.L.C., 2024-028202. In this case,
12 you were provided with an administrative complaint
13 alleging that the respondent violated Rule
14 75-11.022(3) by failing to ensure the imprest trays
15 were stored in a secured area.

16 Specifically here, the Commission
17 investigators observed a float cart containing
18 imprest trays that were left unsecured on the poker
19 room floor. After being notified of this, they
20 fired the employee.

21 This was the employee's second offense. The
22 respondent has no prior violations of this rule.
23 Here, you were provided with a settlement and
24 consent order which contained a fine of \$250.

25 VICE CHAIR BROWN: Thank you. Ms. Alvarado,

1 it's my understanding that we have the individual
2 available on the phone?

3 MS. ALVARADO: Yes. I think it's a general
4 manager is on the phone as well.

5 VICE CHAIR BROWN: Do you know if they would
6 like to speak?

7 MS. ALVARADO: He said if there was any
8 questions, he was available for questions.

9 VICE CHAIR BROWN: Thank you.

10 Commissioners, any questions?

11 COMMISSIONER REPP: No.

12 COMMISSIONER D'AQUILA: No.

13 VICE CHAIR BROWN: Can we get a motion to
14 approve the consent order as presented.

15 COMMISSIONER REPP: I'll make a motion to
16 approve the consent order.

17 VICE CHAIR BROWN: Is there a second?

18 COMMISSIONER D'AQUILA: I'll second.

19 VICE CHAIR BROWN: All those in favor, say
20 aye.

21 (Multiple ayes.)

22 VICE CHAIR BROWN: Thank you. We are moving
23 on to 4.3.

24 MS. ALVARADO: 4.3 is Devin Rochford,
25 2024-040400. In this case, you were provided with

1 a three-count administrative complaint alleging
2 violations of 75-11.004(8)(a) by failing to clear
3 his hands when cash, chips, or tokens were
4 exchanged with a player or provided to a play; a
5 violation of Rule 75-11.004(4)(a) by failing to tap
6 the tip on the imprest tray when accepting a tip
7 while dealing at a table; and Rule 75-11.024(2)(c)
8 by failing to take a flat fee rake immediately
9 after the winner is declared for a round, a hand,
10 or game on six occasions on July 14, 2024.

11 The respondent has no prior violations of any
12 of these rules. Here, you were provided with a
13 settlement and consent order with \$150 fine, so \$50
14 per count.

15 VICE CHAIR BROWN: Thank you, Ms. Alvarado.

16 Commissioners, any questions on this? Can we
17 get a motion to approve the stipulation and consent
18 order.

19 COMMISSIONER D'AQUILA: So moved.

20 VICE CHAIR BROWN: Is there a second?

21 COMMISSIONER REPP: Second.

22 VICE CHAIR BROWN: All those in favor, say
23 aye.

24 (Multiple ayes.)

25 VICE CHAIR BROWN: Thank you. We are moving

1 on to 4.4.

2 MS. ALVARADO: 4.4 is 2024-061325, Bestbet
3 Orange Park. In this case, you were provided with
4 a filed administrative complaint alleging a
5 violation of 75-11.015(1) by failing to secure the
6 lock on an imprest tray to ensure that all chips
7 and tokens not in play are locked in a secured
8 location.

9 Here, the Commission investigators observed an
10 unsecured impress tray which contained about 1,200
11 chips at a table, and it was loose enough that they
12 could remove the top of it.

13 They spoke to the staff, and they immediately
14 fixed the problem and implemented a plan to
15 properly seal the lids. They do have one prior
16 violation from 2020 which had a \$250 fine. And
17 here the respondent has signed a consent order with
18 a \$500 penalty.

19 VICE CHAIR BROWN: Thank you for the overview,
20 too.

21 Commissioners, any questions on this item?
22 All right. Can we get a motion to approve the
23 stipulation and consent order.

24 COMMISSIONER D'AQUILA: I make a motion to
25 approve the stipulation and consent order.

1 VICE CHAIR BROWN: Is there a second?

2 COMMISSIONER REPP: Second.

3 VICE CHAIR BROWN: All those in favor, say
4 aye.

5 (Multiple ayes.)

6 VICE CHAIR BROWN: Thank you. And we are
7 going to move right now to discussion of
8 recommended orders. We have a new attorney
9 presenting before us today.

10 Welcome. We'll be friendly. Item No. 5.1.

11 MR. HUNDERSMARCK: 5.1 is Case No.
12 2023-064914. For the record, Justin Hundersmarck.

13 VICE CHAIR BROWN: Spelling your last name for
14 the court reporter.

15 MR. HUNDERSMARCK: Sure. It is
16 H-u-n-d-e-r-s-m-a-r-c-k.

17 VICE CHAIR BROWN: Thank you.

18 MR. HUNDERSMARCK: Christopher Van Hassel
19 submitted an application for a pari-mutuel wagering
20 professional individual occupational license.
21 Following review of the application, the Commission
22 issued a letter of license denial notifying
23 petitioner of its intent to deny the application
24 based on petitioner's felony conviction.

25 Petitioner requested an informal hearing,

1 which held on December 10, 2024. On January 31,
2 2025, the hearing officer recommended denying
3 petitioner's application.

4 The Division recommends the Commission adopt
5 the hearing officer's recommended order and deny
6 petitioner's application.

7 VICE CHAIR BROWN: Thank you.

8 Commissioners, are there any thoughts on this
9 item? If not, can we get a motion to approve the
10 hearing order's recommended order?

11 COMMISSIONER DRAGO: Can you just go through
12 the charges on this one, the criminal history that
13 we're dealing with here?

14 MR. HUNDERSMARCK: Sure. His disqualifying
15 offense was a 2020 criminal attempt. It was a
16 criminal trespass, break into structure. This was
17 a felony in Pennsylvania. There were also two
18 misdemeanor convictions.

19 VICE CHAIR BROWN: Commissioner Drago, any
20 follow-up?

21 COMMISSIONER DRAGO: The misdemeanor
22 conviction was in 2016, that was the DOC charge?

23 MR. HUNDERSMARCK: Disorderly conduct, yes.

24 COMMISSIONER DRAGO: Thank you.

25 VICE CHAIR BROWN: Commissioner D'Aquila.

1 COMMISSIONER D'AQUILA: Did I read correctly
2 also that the fines were not paid?

3 MR. HUNDERSMARCK: That's correct. There are
4 about \$26,500 outstanding. Most of it was from the
5 criminal trespass, the insurance money.

6 COMMISSIONER D'AQUILA: And was there
7 restitution involved here?

8 MR. HUNDERSMARCK: Yes. That was included,
9 yes.

10 COMMISSIONER D'AQUILA: That figure remains
11 unpaid?

12 MR. HUNDERSMARCK: That's correct.

13 COMMISSIONER D'AQUILA: Thank you.

14 VICE CHAIR BROWN: And the applicant was
15 applying to be a jockey; is that correct?

16 MR. HUNDERSMARCK: Yes.

17 VICE CHAIR BROWN: Commissioners, any comments
18 or thoughts on this? If not, again, the hearing
19 officer is making a recommended order to deny the
20 license?

21 MR. HUNDERSMARCK: Yes.

22 VICE CHAIR BROWN: Commissioners, can we get a
23 motion?

24 COMMISSIONER DRAGO: I'll make a motion.

25 VICE CHAIR BROWN: And just to the clarify,

1 it's to adopt the hearing officer's --

2 COMMISSIONER DRAGO: To adopt the staff
3 recommendation, yes.

4 VICE CHAIR BROWN: Thank you. Is there a
5 second?

6 COMMISSIONER D'AQUILA: I will second that
7 motion.

8 VICE CHAIR BROWN: Any discussion? All those
9 in favor, say aye.

10 (Multiple ayes.)

11 VICE CHAIR BROWN: Thank you. We are moving
12 on to 5.2.

13 MR. HUNDERSMARCK: 5.2 is Case No. 2024-00944,
14 Michael J. Newnum submitted an application for a
15 cardroom employee occupational license. Following
16 review of the application submitted by petitioner,
17 the Commission issued a letter of license denial
18 notifying petitioner of its intent to deny the
19 application based on petitioner's misdemeanor
20 conviction involving larceny.

21 Petitioner requested an informal hearing,
22 which was held on December 17, 2024. On January
23 31, 2025, the hearing officer recommended denying
24 petitioner's application.

25 The Division recommends the Commission adopt

1 the hearing officer's recommended order and deny
2 petitioner's application.

3 VICE CHAIR BROWN: Thank you. You said it's
4 larceny, but the actual Missouri felony is
5 receiving stolen property.

6 MR. HUNDERSMARCK: That's correct.

7 VICE CHAIR BROWN: Thank you.

8 Commissioners, any questions on the fact
9 pattern behind here? Seeing none, can we get a
10 motion to approve the recommended order by the
11 hearing officer.

12 COMMISSIONER D'AQUILA: I make a motion to
13 approve the recommended order by the hearing
14 officer.

15 VICE CHAIR BROWN: Is there a second?

16 COMMISSIONER REPP: Second.

17 VICE CHAIR BROWN: All those in favor, say
18 aye.

19 (Multiple ayes.)

20 VICE CHAIR BROWN: All right. 5.3. For
21 clarification, we do have Ms. Christie Smith.
22 Would she like to speak after you present the item?

23 MR. HUNDERSMARCK: I'm not sure. Is she here?

24 VICE CHAIR BROWN: She's on the phone?

25 MS. PARKER: Yes.

1 VICE CHAIR BROWN: Okay. Thank you. Do you
2 know if she would like to speak after?

3 MS. PARKER: No. Only if you have questions,
4 she's available.

5 VICE CHAIR BROWN: Thank you, Ms. Parker.
6 All right. Mr. Hundersmarck.

7 MR. HUNDERSMARCK: 5.3 is Case No.
8 2024-032775. Christie L. Smith submitted an
9 application for a pari-mutuel wagering professional
10 individual occupational license.

11 On review of the application submitted by
12 petitioner, the Commission issued a letter license
13 denial notifying petitioner of its intent to deny
14 the application based on petitioner's three felony
15 convictions.

16 Petitioner requested an informal hearing,
17 which was held on December 17, 2024. On January
18 31, 2025, the hearing officer recommended granting
19 petitioner's application.

20 VICE CHAIR BROWN: Thank you.

21 Commissioners, are there any questions on the
22 recommended order to grant the licensee? Seeing
23 none, can we get a motion to approve the hearing
24 officer's recommended order and issue a license?

25 COMMISSIONER D'AQUILA: I'll make a motion to

1 approve the hearing officer's recommended motion.

2 VICE CHAIR BROWN: All right. Is there a
3 second?

4 COMMISSIONER REPP: Second.

5 VICE CHAIR BROWN: Is there any discussion on
6 this? And I know there's a lot of information in
7 this file, so take your time. If not, all those in
8 favor, say aye.

9 Aye.

10 Commissioners.

11 COMMISSIONER D'AQUILA: Aye.

12 COMMISSIONER REPP: Aye.

13 COMMISSIONER DRAGO: Aye.

14 VICE CHAIR BROWN: Thank you. Motion passes
15 unanimously. We are moving on to 5.4.

16 MR. HUNDERSMARCK: 5.4 is Case No.
17 2024-046235. Edward Jung Wong submitted an
18 application for a slot machine/cardroom/pari-mutuel
19 combination occupational license.

20 Following review of the application submitted
21 by petitioner, the Commission issued a letter of
22 license denial notifying petitioner of its intent
23 to deny the application based on petitioner's
24 felony conviction.

25 Petitioner requested an informal hearing,

1 which was held on December 10, 2024. On January
2 31, 2025, the hearing officer recommended denying
3 petitioner's application. The Division recommends
4 the Commission adopt the hearing officer's
5 recommended order and deny petitioner's
6 application.

7 VICE CHAIR BROWN: Thank you.
8 Mr. Hundersmarck, this particular felony went back
9 to -- it's quite old.

10 MR. HUNDERSMARCK: 1999.

11 VICE CHAIR BROWN: Are there any other
12 criminal offenses since that time? I didn't see
13 any in the file.

14 MR. HUNDERSMARCK: No felonies. He has a 2008
15 misdemeanor for a marijuana possession 20 grams or
16 less out of Broward County. He pled no contest,
17 and adjudication was withheld. He received six
18 months probation.

19 VICE CHAIR BROWN: Thank you. Was the
20 applicant forthcoming in his application disclosing
21 this information?

22 MR. HUNDERSMARCK: He absolutely was. In
23 fact, he overstated it and called something that
24 was a misdemeanor a felony.

25 VICE CHAIR BROWN: Thank you.

1 Commissioners, any thoughts on this item?

2 I was a little surprised the hearing officer
3 denied -- is recommending denying it, given the
4 amount of time that has lapsed and the fact that he
5 was forthright on his application and he has not
6 committed any disqualifying offenses.

7 And the actual position that he's applying for
8 is?

9 MR. HUNDERSMARCK: Poker dealer at Dania
10 Entertainment Center.

11 VICE CHAIR BROWN: Thank you.

12 Commissioner D'Aquila.

13 COMMISSIONER D'AQUILA: One question. Were
14 there not some misdemeanors also on this or just
15 those two; correct?

16 MR. HUNDERSMARCK: So three misdemeanor
17 arrests after the disqualify offense. There was a
18 2007 conviction for driving under the influence, a
19 2009 conviction for driving under the influence,
20 and a 2020 arrest for driving under the influence
21 that was reduced to a reckless driving charge.

22 VICE CHAIR BROWN: Thank you.

23 COMMISSIONER DRAGO: Are those disqualifying
24 offenses?

25 MR. HUNDERSMARCK: No.

1 VICE CHAIR BROWN: Thank you.

2 COMMISSIONER D'AQUILA: That was my question.

3 VICE CHAIR BROWN: Commissioners, any thoughts
4 on this item?

5 COMMISSIONER DRAGO: I'd like to make a motion
6 to approve the staff recommendation to adopt the
7 hearing officer's recommended order and deny the
8 petitioner's application.

9 VICE CHAIR BROWN: Is there a second on that?

10 COMMISSIONER REPP: Second.

11 VICE CHAIR BROWN: I am not going to support
12 the motion because I do believe this person has
13 rehabilitated himself, based on his record and his
14 forthrightness as well, so I will be dissenting.

15 Any other discussion? All those in favor, say
16 aye?

17 COMMISSIONER D'AQUILA: Aye.

18 COMMISSIONER DRAGO: Aye.

19 VICE CHAIR BROWN: Nay.

20 All right. We are going to move on to Item
21 No. 6.1 through 6.2.

22 MS. ALVARADO: Item No. 6.1 is Garrett
23 Anderson, 2024-062658. Here, the applicant applied
24 for a cardroom employee occupational license. Upon
25 review of the application, it was discovered that

1 he had two disqualifying offenses of evading or
2 attempting to allude high speed and fleeing or
3 attempting to allude high speed, both out of
4 Volusia County from September 15, 2022.

5 A waiver interview was conducted on November
6 22, 2024 and is documented in the meeting
7 materials. Here, the applicant answered yes to
8 being convicted on his original application. He
9 did list one.

10 But seeing as though they're relatively
11 similar, I think he was attempting to probably -- I
12 can't speak for him. But I assume he was
13 attempting to probably list both on there, since
14 they're from the same date.

15 He did have a previously denied license from
16 last February of 2024 where he provided the two
17 witness statements that were in this packet as
18 well. Here, the Commission can decide whether they
19 would like to grant the waiver and, if not, issue a
20 letter of license denial.

21 VICE CHAIR BROWN: Thank you, Ms. Alvarado.
22 And the position that he's applying for is
23 cardroom?

24 MS. ALVARADO: Yes, at Orange City.

25 VICE CHAIR BROWN: Commissioners, any comments

1 or questions or this?

2 COMMISSIONER DRAGO: Just one question. The
3 fleeing, was that a felony fleeing?

4 MS. ALVARADO: Yes, both are felonies. Also I
5 didn't mention that since that denial in February,
6 he has paid his court costs, and his probation was
7 terminated in September of last year.

8 VICE CHAIR BROWN: Commissioner D'Aquila.

9 If there are no questions, can we get a motion
10 on this item.

11 COMMISSIONER REPP: I'm going to make a motion
12 to deny the waiver.

13 VICE CHAIR BROWN: Thank you. Is there a
14 second?

15 COMMISSIONER DRAGO: I'll second.

16 VICE CHAIR BROWN: Any discussion? All those
17 in favor, say aye.

18 (Multiple ayes.)

19 VICE CHAIR BROWN: All right. We are moving
20 on to 6.2.

21 MS. ALVARADO: Item No. 6.2 is Jessica Chavis,
22 2024-063690. Here, the applicant applied for a
23 cardroom employee occupational license. Upon
24 review of her application, it was discovered that
25 she had two disqualifying offenses of petty theft

1 out of Duval County from 2013 and larceny petty
2 theft out of Clay County from 2020.

3 She also has unpaid court costs and fees in
4 the amount of \$403 in one of these cases and about
5 \$389 in the other case. On the original
6 application, she did answer yes to having been
7 convicted of a disqualifying offense.

8 She's applying to be a chip runner at Bestbet
9 Jacksonville. A waiver interview was conducted on
10 December 13th, and it is documented in the meeting
11 materials. So here the Commission can decide
12 whether they'd like to grant the waiver or issue a
13 letter of license denial in this case.

14 VICE CHAIR BROWN: Thank you. And my
15 understanding is that Ms. Chavis is on the phone
16 right now and available for questions.

17 So, Commissioners, if you have questions of
18 staff or Ms. Chavis, now is the time.

19 VICE CHAIR BROWN: Given the actual
20 underlining crime that she was arrested for, I
21 would have to agree that the waiver be denied.

22 Can I get a motion.

23 COMMISSIONER DRAGO: I'll make a motion to
24 deny.

25 VICE CHAIR BROWN: Is there a second?

1 COMMISSIONER REPP: Second.

2 VICE CHAIR BROWN: All those in favor, say
3 aye.

4 (Multiple ayes.)

5 VICE CHAIR BROWN: Thank you. We are moving
6 on to 7.1 through 7.2.

7 MS. ALVARADO: 7.1 is 2024-069186, Shayla
8 Howard. The Division received a completed
9 application from Ms. Howard on November 22, 2024.
10 She is seeking a slot machine/cardroom/pari-mutuel
11 combination occupational license.

12 Upon review of her application, it was
13 discovered that she was convicted of a felony
14 offense of possession of cocaine in Broward County
15 from August 1, 2005. She did not disclose this on
16 her original application.

17 She is looking to work in food service at PPI.
18 Here, the Division would ask that the Commission
19 authorize the issuance of a letter of license
20 denial in this case.

21 VICE CHAIR BROWN: Thank you.

22 Commissioners, any questions on this? If not,
23 can we get a motion to approve or to issue a letter
24 of notice of license denial, intent to license
25 denial -- pardon me -- or grant the license, either

1 one.

2 COMMISSIONER REPP: I have a question.

3 VICE CHAIR BROWN: Sure. Commissioner Repp.

4 COMMISSIONER REPP: What is the date on the
5 last criminal activity?

6 MS. ALVARADO: Are you asking specifically
7 about her like the disqualifying conviction?

8 COMMISSIONER REPP: Yes, the last
9 disqualifying.

10 MS. ALVARADO: Okay. Sorry. August 1, 2005.

11 COMMISSIONER REPP: 2005?

12 MS. ALVARADO: Yes.

13 COMMISSIONER REPP: And what is the last
14 encounter with law enforcement?

15 MS. ALVARADO: I just wasn't sure because I
16 looked at so many. But, no, that is the last thing
17 that we have. 2004 was her last arrest, and then
18 this was conviction in 2005.

19 COMMISSIONER REPP: And there's nothing on the
20 record since then?

21 MS. ALVARADO: No.

22 VICE CHAIR BROWN: Have all of her court fees
23 and costs been paid for?

24 MS. ALVARADO: Yes.

25 VICE CHAIR BROWN: And probation is expired?

1 MS. ALVARADO: Yes.

2 VICE CHAIR BROWN: This is another one with
3 voluminous materials, so please bear with us.

4 Ms. Alvarado, she previously had a license in
5 Florida?

6 MS. ALVARADO: In 2007 to 2008, yes.

7 COMMISSIONER DRAGO: And why doesn't she have
8 one now?

9 MS. ALVARADO: She hadn't applied after that.
10 The statute did change in 2009 to allow for denial
11 based on crimes where adjudication was withheld, so
12 that's what happened here. Her crime was
13 adjudication withheld. It wouldn't have been
14 disqualifying prior when she applied.

15 COMMISSIONER DRAGO: I see.

16 VICE CHAIR BROWN: Commissioners, any thoughts
17 or comments? Are we ready for a motion?

18 COMMISSIONER DRAGO: Just a comment, I guess.
19 It's been a very long time since this offense.
20 From what we know, there seems to be an indication
21 in the materials that I'm looking at that there's
22 room to believe that she's been rehabilitated and
23 stayed out of trouble.

24 There isn't any particular reason to believe
25 that she's going to enter into a life of crime

1 again at this point after, what, 21 years or so, so
2 I think we need to consider that.

3 I think the rehabilitation part of all this is
4 very important as we try to protect the public, but
5 also try to ensure that people get a fair shake and
6 have an opportunity to earn a living where they
7 don't appear to be any anger to the organization or
8 to the public, the people of Florida, just my
9 comment.

10 VICE CHAIR BROWN: Commissioner Drago, thank
11 you. You know I fully support those comments, too,
12 and the facts of this matter, too.

13 Commissioners, any thoughts?

14 Commissioner D'Aquila.

15 COMMISSIONER D'AQUILA: No. I concur with
16 Commissioner Drago's comments. The only reason I
17 paused, but I'm looking at the time here, is it's a
18 cashier position and one of the charges was credit
19 card dealing.

20 MS. ALVARADO: That was dropped.

21 COMMISSIONER D'AQUILA: That was dropped?

22 MS. ALVARADO: Uh-huh.

23 COMMISSIONER D'AQUILA: I just want to
24 clarify.

25 MS. ALVARADO: Yes, that was.

1 COMMISSIONER D'AQUILA: Thank you. With that
2 dropped, then I concur with Commissioner Drago's
3 assessment.

4 VICE CHAIR BROWN: Commissioner Repp, any
5 thoughts, comments?

6 COMMISSIONER REPP: No.

7 VICE CHAIR BROWN: Can we get a motion on this
8 item to move forward and issue her license.

9 COMMISSIONER DRAGO: I'd like to make that
10 motion.

11 VICE CHAIR BROWN: Thank you. Is there a
12 second?

13 COMMISSIONER REPP: Second.

14 VICE CHAIR BROWN: All those in favor, say
15 aye.

16 (Multiple ayes.)

17 VICE CHAIR BROWN: We are moving on to 7.2.

18 MS. ALVARADO: 7.2 is 2024-071349, Robert
19 Oneal Mitchell. The Division received a completed
20 application for Mr. Mitchell on December 11, 2024
21 for a slot machine/cardroom/pari-mutuel combination
22 occupational license.

23 After review of the application, it was
24 discovered that he was convicted of carrying a
25 concealed weapon out of Miami-Dade County on April

1 4, 2018. He is applying to be a security officer
2 at Casino Miami.

3 He did not disclose this on his original
4 application. Therefore, the Division would ask
5 that the Commission authorize the issuance of a
6 letter of license denial in this case.

7 VICE CHAIR BROWN: Thank you.
8 Commissioners.

9 COMMISSIONER DRAGO: What is the weapon that
10 he was concealing?

11 VICE CHAIR BROWN: It looks like the charge
12 says carry, so I'm assuming --

13 MS. ALVARADO: We don't have much information
14 on that. I don't have the arrest report. I just
15 have a document. It seems like he also had drug
16 paraphernalia with him. It says a firearm, but I
17 don't have much more.

18 COMMISSIONER DRAGO: Is it firearm?

19 MS. ALVARADO: Yes, concealed firearm. That's
20 all the information I have.

21 COMMISSIONER DRAGO: Because it just says CCW.
22 It doesn't say what weapon it is.

23 MS. ALVARADO: It says concealed firearm.

24 VICE CHAIR BROWN: Commissioners, thoughts on
25 this? I'm a little on the fence on this one.

1 COMMISSIONER D'AQUILA: (Inaudible.) But
2 conceal carry, he was guilty because he did not
3 have a conceal carry permit at the time?

4 MS. ALVARADO: I assume so.

5 COMMISSIONER D'AQUILA: Which was the law at
6 the time, unlike the law today?

7 MS. ALVARADO: Right.

8 COMMISSIONER D'AQUILA: In the state of
9 Florida.

10 VICE CHAIR BROWN: Very good point.

11 COMMISSIONER D'AQUILA: And there's nothing in
12 here indicating that he was brandishing a weapon or
13 threatening use.

14 MS. ALVARADO: We have very minimal
15 information. Like I said, I don't have like an
16 arrest report document with any details, but that's
17 what I have is what you guys have presented in
18 front of you.

19 COMMISSIONER D'AQUILA: Let me clarify. I've
20 been through everything twice here, but I don't see
21 any other charges historically and subsequently or
22 prior to this.

23 MS. ALVARADO: No. This was all.

24 COMMISSIONER D'AQUILA: This is in Miami-Dade?

25 MS. ALVARADO: Yes.

1 VICE CHAIR BROWN: Thank you,
2 Commissioner D'Aquila.

3 I just wish he would have disclosed it and
4 been forthright on the application. As you noted,
5 Ms. Alvarado, there is very little information
6 regarding the arrest itself and the facts of the
7 matter.

8 MS. ALVARADO: Right.

9 VICE CHAIR BROWN: Commissioner D'Aquila.

10 COMMISSIONER D'AQUILA: I'll just follow up to
11 your comment, Commissioner. But I think we see a
12 lot of confusion considering the change in law that
13 we once had a law of having a permit for a
14 concealed carry, and we no longer do, I believe.

15 So there might -- I want to say there could be
16 some confusion there as well when looking at it by
17 a layman thinking that maybe I was waived now, you
18 know, et cetera.

19 Just thinking in the realm of possibilities,
20 and I'm only thinking along that path because of
21 there being no other convictions historical or
22 subsequent.

23 MS. ALVARADO: Right.

24 VICE CHAIR BROWN: Appreciate that.
25 Commissioner Drago.

1 COMMISSIONER DRAGO: I'd like to see more
2 information on this. Can we table this, or how can
3 we -- is there something we can do in order to
4 delay this?

5 MS. ALVARADO: I think the 90 days for this
6 one is going to be on the 11th. I don't know when
7 the March meeting is scheduled for.

8 VICE CHAIR BROWN: I think it's earlier, the
9 March meeting.

10 MS. ALVARADO: So we would pass the 90 days.

11 COMMISSIONER D'AQUILA: March meeting is March
12 6th.

13 MS. ALVARADO: So, yes, we would pass the 90
14 days. I think that's the reason I put this one on
15 this meeting to ensure we could hear it obviously
16 before the deadline.

17 VICE CHAIR BROWN: Commissioner Drago, any
18 comment?

19 COMMISSIONER DRAGO: So the 90 days is when?

20 MS. ALVARADO: It would be March 11th, which
21 would be past the next meeting. We would pass the
22 90 days.

23 COMMISSIONER D'AQUILA: So it would be okay?

24 MS. ALVARADO: It's not okay to extend it.
25 Sorry if that's not clear, yes. No, it's not okay

1 to extend it. We'd pass the 90-day deadline,
2 unless we held a special meeting in order to hear
3 this one on the 10th or sometime.

4 (Multiple speakers.)

5 MS. ALVARADO: Oh, wait. I'm sorry. I'm
6 wrong. Yes, you're right, it can be. I'm sorry.
7 Yes, you're right. Yes, it can be heard at the
8 next meeting. I don't know math. Yes.

9 VICE CHAIR BROWN: You were confusing me.

10 MS. ALVARADO: I'm sorry. I'm sorry. Yes, we
11 can. We can.

12 VICE CHAIR BROWN: Commissioners, are you open
13 to tabling this item to get more information?

14 COMMISSIONER DRAGO: I am, yes.

15 COMMISSIONER D'AQUILA: I am.

16 VICE CHAIR BROWN: Ms. Alvarado, we're going
17 to table it. And just if you can reach out to the
18 applicant and get more -- or even the Miami-Dade --

19 COMMISSIONER DRAGO: Incident report if we can
20 get that, yes.

21 MS. ALVARADO: Okay. I'll to that.

22 VICE CHAIR BROWN: Thank you. All right. We
23 are moving on. That will conclude the portion of
24 our administrative issues. We are moving on to
25 Executive Director update. Thank you.

1 MR. MARSHMAN: Good morning. Just in terms of
2 a roadmap of the update today, as I normally do, I
3 would like to invite Director Herold to provide an
4 update for what Division in Gaming Enforcement has
5 been doing since last we spoke, then give some
6 updates about the upcoming May meeting, an update
7 on the cashless rulemaking, an update on
8 legislative affairs that have been ongoing, and
9 then recognizing certain employees that have been
10 singled out for their exemplary service to the
11 Commission.

12 So with your permission, Madam Chair, I would
13 like to invite Director Herold to the podium.

14 VICE CHAIR BROWN: Thank you.
15 Director Herold.

16 MR. HEROLD: Good morning. Carl Herold, for
17 the record. Thank you, Vice Chair and
18 Commissioners. This past month again for the
19 Gaming Control Commission, Division of Gaming
20 Enforcement, another fantastic month for us.

21 Some of the stats that I would like to share
22 with each of you is that for January, the
23 investigators touched 50 different investigations
24 again doing a great deal of work. We closed ten
25 illegal casinos with a total of 23 persons arrested

1 in a total of 71 charges.

2 In that, the big operation for January was an
3 operation called Fools Treasure that took place in
4 multiple counties across the state, and we
5 partnered with the Palm Beach County Sheriff's
6 Office, with Broward County Sheriff's Office,
7 St. Lucie County Sheriff's Office, and with
8 Zephyrhills where one of the other locations were.

9 Probably the most significant impact of this
10 operation was that in Broward, we were able to stop
11 the operations of the distributorship that was
12 supplying these machines for other illegal casinos.

13 And so the reason that I want to kind of stand
14 behind that and wave the flag for it is because as
15 we move up the ladder, these investigations have
16 started small, and we've moving up the ladder to
17 more and more substantial investigations.

18 Hitting the distributorship probably has the
19 single greatest impact on what we're attempting to
20 do here because if the illegal casinos cannot get
21 illegal machines, it's difficult for them to run
22 their illegal operations. And so we're very, very
23 happy about getting this distributorship.

24 COMMISSIONER DRAGO: Excuse me. Can you
25 explain what that means, distributorship?

1 VICE CHAIR BROWN: And the penalties
2 associated with that.

3 MR. HEROLD: Well, the distributorship simply
4 means these are the locations where these bad
5 actors that have these illegal casinos go to get
6 their machines. They're getting their machines
7 from a variety of different locations.

8 Some are very organized, as this one was, very
9 put together. You'll see we're posting a video
10 later today up on the Gaming Commission website.
11 And in that, it has some video and some still
12 footage of the inside of this distributorship.

13 It was very nice. They had conveyor belts
14 moving the machines through as they prepared them
15 for distribution where they took them into a lab
16 where they programmed them. And, of course, they
17 were using illegal software that had been pirated
18 from legitimate sources, but they were installing
19 them on these machines.

20 And then they were supplying these machines to
21 we don't know exactly how many, but probably 30 or
22 more locations in the South Florida area. So the
23 importance of it is these are the locations that
24 our illegal casinos across the state are getting
25 these resources to run their operations.

1 COMMISSIONER DRAGO: You're saying that there
2 is a group or a people that are large enough to be
3 able to distribute all these machines to various
4 locations? They're not all independent, and it
5 appears that a lot of these are being funneled from
6 the same place?

7 MR. HEROLD: Yes. The investigations we've
8 done find that all of these locations -- and when
9 we're talking about locations, the illegal casinos
10 across the state. They have to have somebody to
11 supply those machines to them, supply the service
12 when they go down.

13 Typically, these individuals or these
14 distributorships also have some sort of business
15 arrangement with the illegal casinos, and they come
16 by and collect the money out of them.

17 So this is significant because it interrupts
18 their operations at every level, the ability to get
19 those machines -- them being the illegal casinos --
20 the ability for them to be maintained and repaired
21 whenever they're broken, and then the collection of
22 the money.

23 And then ultimately the distributorship is
24 also typically involved in sharing out that money
25 that they've collected with these locations.

1 COMMISSIONER DRAGO: Thank you.

2 VICE CHAIR BROWN: Commissioner Repp.

3 COMMISSIONER REPP: As far as these
4 distributorships, are they dealing in -- are they
5 building the machines there? Are they coming in
6 with parts? Is it coming from somewhere? Are
7 these coming from outside of Florida?

8 VICE CHAIR BROWN: Microphone.

9 COMMISSIONER REPP: Sorry. So are we having
10 whole machines coming to this distributorship from
11 somewhere, or are we having parts and they're being
12 assembled here in Florida?

13 MR. HEROLD: So our understanding of
14 this -- and there doesn't seem to be one blueprint
15 that fits all operations in the way that it's run
16 since that there's no accepted business plan for
17 that.

18 But in this particular operation, they seem to
19 have been getting cabinets from someplace. We're
20 not exactly sure. And then they were installing
21 parts and then installing software in that location
22 and then delivering the machines to whoever they
23 partnered with.

24 COMMISSIONER REPP: And are these -- they're
25 here in Florida doing the -- are they providing any

1 machines to otherwise legal casinos, or are these
2 strictly illegal machines going to illegal casinos?

3 MR. HEROLD: That's a great question, and I'm
4 going to answer it very high level without giving
5 away too much investigative information. And what
6 I will say is that in all of our work up to this
7 point, there are no legitimate resources or, you
8 know, the folks that are supplying the machines to
9 all our regulated facilities.

10 Or our legitimate businesses, they are not
11 involved in any of this type of activity. They
12 have too much to lose to be in this, and these are
13 all illegal actors, you know, trying to find ways
14 around it and stay below the radar.

15 COMMISSIONER REPP: Thank you.

16 VICE CHAIR BROWN: Commissioner D'Aquila.

17 COMMISSIONER D'AQUILA: So this is not just a
18 distributorship. This is an assembly operation and
19 a service business?

20 MR. HEROLD: It was very broad in all the
21 things that they did.

22 COMMISSIONER D'AQUILA: And I include in there
23 they're in the parts business as well?

24 MR. HEROLD: Yes. Yes.

25 COMMISSIONER D'AQUILA: And is it too early to

1 say, I mean, there are both income tax, sales tax
2 issues here.

3 MR. HEROLD: That would be a little out of my
4 swim lane, so to speak, but I'm certain that there
5 are folks looking at that.

6 COMMISSIONER D'AQUILA: Thank you.

7 VICE CHAIR BROWN: Thank you. And as you
8 noted, this is very significant. We've been
9 talking about these distributorships that are out
10 there. This is a major undertaking and milestone.
11 We're excited to see the video.

12 Can you go over the criminal charges that were
13 associated with it?

14 MR. HEROLD: I don't have that at hand. But I
15 will tell you that we had RICO charges. There was
16 money laundering and some other felonies, but I
17 don't have that right here.

18 VICE CHAIR BROWN: Additional crime, though?

19 MR. HEROLD: Yes. Absolutely. I would like
20 to add on to what Commissioner D'Aquila asked,
21 which is did they have parts. I will tell you that
22 we seized over 1,000 machines from this location.

23 That was only half of the space needed to stop
24 this operation because nearly 50 percent of the
25 space that was needed to seize all this equipment

1 was parts and other things.

2 They had shelving that was three levels high
3 stacked full of all types of parts and other
4 things, so they were definitely prepared to repair
5 and assemble.

6 VICE CHAIR BROWN: Thank you.

7 MR. HEROLD: Thank you. And I would like to
8 add because there was some conversation last month
9 about warehouse space. We were able to secure a
10 warehouse of 7,400 square feet in preparation for
11 this operation.

12 And after all the machines from -- there were
13 also three other illegal casinos that were
14 associated with this that were all taken down at
15 the same time.

16 But that particular warehouse after we took
17 everything out of the distributorship, it's 85
18 percent full now in one operation, the very first
19 operation.

20 And to that issue about talking about
21 warehouses, we now have 11 warehouses that the
22 Gaming Commission does totaling about 35,000 square
23 feet, and only 28 percent of our warehouse is full.
24 The rest of it remains -- contains machines and
25 evidence and other types of things like that.

1 VICE CHAIR BROWN: Commissioner Repp.

2 COMMISSIONER REPP: Has there been any further
3 conversation or efforts into keeping five, six
4 machines and doing a photograph catalog as best
5 evidence for the rest of it, as opposed to holding
6 on to every single machine we seize? Have we made
7 any traction or efforts in that area?

8 MR. HEROLD: That would be a little bit out of
9 my area of expertise, but I do know that that
10 conversation continues. But I don't have an update
11 on that.

12 The other thing that I would like to talk
13 about is I did mention that we got a video up about
14 this particular operation. But I do want to kind
15 of applaud the team, the Gaming Enforcement side
16 because this was a whole team operation in that we
17 had analysts here in Tallahassee.

18 We had the chief of our intelligence and
19 analytical side. Everybody responded to the four
20 locations that were part of this operation. And it
21 was really quite encouraging to see everybody
22 working together doing their investigative work and
23 also responding to intake all this evidence.

24 I will tell you from the distributorship, it
25 took 12 truck tractors to move all that stuff to

1 the warehouse. Great deal of work, and I want to
2 applaud the team for their fantastic teamwork
3 together.

4 COMMISSIONER DRAGO: You mentioned on the
5 sheet that there was a kilo of cocaine seized?

6 MR. HEROLD: That's in the next operation. I
7 want to only talk superficially on this because the
8 press release hasn't gone out. But I will just say
9 that we were involved in another operation in South
10 Florida, and I hope to be able to share more with
11 you the next time around.

12 But much to what we've said many, many times,
13 these bad actors do not limit themselves to one
14 particular activity. And in this particular case,
15 we assisted several law enforcement agencies in
16 South Florida on an illegal gambling operation that
17 involved dog fighting.

18 We rescued 55 dogs from horrendous conditions,
19 five weapons, and 1 kilogram of cocaine. So this
20 is another one of these operations that touches a
21 bunch of different areas as far as criminality is
22 concerned.

23 COMMISSIONER DRAGO: Was the cocaine in these
24 illegal casinos?

25 MR. HEROLD: This was a straight up illegal

1 dog fighting operation.

2 COMMISSIONER DRAGO: So the cocaine came from
3 that?

4 MR. HEROLD: Yes.

5 COMMISSIONER DRAGO: The dog fighting case?

6 MR. HEROLD: Yes, along with the five weapons.

7 VICE CHAIR BROWN: Were there individual
8 betting on the --

9 MR. HEROLD: Yes. That's how we got involved
10 in it. Ultimately, they raised these animals to
11 bet on them. Very distressing. Very distressing.

12 VICE CHAIR BROWN: I really commend you for
13 that investigation and for being so successful in
14 rescuing.

15 MR. HEROLD: Yes. I'll have more information
16 for you next month, I hope. Changing into
17 something a little more pleasant, we hired our
18 accreditation manager this past month. Very
19 thankful to have that. Her name is LaTonya Banks.
20 LaTonya, there she is.

21 As you can tell, she's still smiling. She
22 hasn't seen all the work that I have for her. But
23 anyway, we're super excited to have her. We were
24 able to hire her away from Highway Safety and Motor
25 Vehicles, a/k/a FHP.

1 I continue to get a reputation of stealing
2 good folks from other agencies, so we're very
3 thankful for that.

4 COMMISSIONER DRAGO: Are we going to be
5 starting the accreditation process?

6 VICE CHAIR BROWN: Yes. She's already started
7 reviewing the policies, and it's going to be
8 multi-layer type of function. Right now, we're
9 trying to get her some training, and we have her
10 visiting other law enforcement agencies on a kind
11 of collaboration with them to see how they manage
12 this.

13 We also have to purchase some software related
14 to the accreditation process. It's going to take a
15 little bit of time to get her ramped up to be able
16 to do all that stuff, but this is the first step on
17 that.

18 COMMISSIONER DRAGO: Great.

19 MR. HEROLD: We've got a new agent in South
20 Florida starting on Monday, and that will bring us
21 up to capacity. And then we have a new agent in
22 central Florida starting on Monday.

23 South Florida should be within the next couple
24 weeks. And then we're going to interview for the
25 single vacancy here in Tallahassee probably in the

1 next couple weeks.

2 That's all very exciting because that will
3 bring us up to full capacity. And in that regard,
4 we are readvertising for two cyber analysts that we
5 have here in North Florida.

6 And then we're interviewing for an
7 administrative aid in central Florida. And once
8 those positions are filled, I will be full up. So
9 it's very exciting news, very exciting news.

10 COMMISSIONER DRAGO: Great job.

11 MR. HEROLD: Thank you. I'm very proud of the
12 team and the sacrifices that they've made and just
13 the teamwork altogether. It's been phenomenal.

14 VICE CHAIR BROWN: Director Herold, when we're
15 down in South Florida for our main meeting, is
16 there an opportunity for us to visit some of these
17 warehouse spaces?

18 MR. HEROLD: Absolutely. Yes. Yes. And when
19 you see the video, I would ask you to compare the
20 inside of this distributorship and the resources
21 they have and see what we're battling against.
22 Thank you very much.

23 VICE CHAIR BROWN: Thank you, Director Herold.
24 Director Marshman.

25 MR. MARSHMAN: Before we talk about the main

1 meeting, I did just want to point out that our next
2 meeting is March 6th. That will be across the hall
3 in the larger room. And then we have another
4 meeting on April 10th. Again, that will be across
5 the hall in the larger room.

6 That leads to the May meeting that's currently
7 scheduled for May 13th. We are trying to locate
8 the same accommodations and meeting spaces we had
9 last year, which I believe is the Marriott Hotel at
10 the Fort Lauderdale airport area.

11 That's obviously a lot closer to many of our
12 license holders in the slot machine area. And that
13 leads me to my next point, which is an update on
14 cashless rulemaking. I've discussed this
15 individually with you all.

16 But I think it's fair to say in the public
17 that my goal is to release the language in the
18 quarter one of 2025, so we're still on track to
19 meet that.

20 What I ultimately recommend is that we publish
21 a notice of workshop and attach the draft language
22 to it sooner rather than later and then schedule
23 the workshop on or around that May 13th meeting in
24 South Florida.

25 The people that we most impacted by that rule

1 will be much closer to us at the Fort Lauderdale
2 Airport than they will here in Tallahassee. So I
3 feel like that's appropriate, so long as you all
4 agree with that time line.

5 VICE CHAIR BROWN: Commissioners?

6 Can we get a motion then to authorize staff to
7 publish notice of workshop for the cashless
8 wagering, Commissioners.

9 Commissioner Repp.

10 COMMISSIONER REPP: I'll make that motion.

11 VICE CHAIR BROWN: Is there a second?

12 COMMISSIONER D'AQUILA: I'll second that
13 motion.

14 VICE CHAIR BROWN: All those in favor, say
15 aye.

16 (Multiple ayes.)

17 VICE CHAIR BROWN: Thank you.

18 MR. MARSHMAN: And just to clarify on that,
19 since we are still trying to locate the exact
20 meeting space and trying to get the times, do I
21 have your permission and your delegation to set a
22 specific time for the meeting of the workshop,
23 including on the 13th, but perhaps the day after on
24 the 14th if we can't make all the days, just so I
25 don't have to come back to you again?

1 VICE CHAIR BROWN: Commissioner Repp.

2 MR. MARSHMAN: So I have a little flexibility
3 on the date, in other words.

4 VICE CHAIR BROWN: Are you amenable to that in
5 your motion?

6 COMMISSIONER REPP: I will make that motion.

7 VICE CHAIR BROWN: All right. Is there a
8 second?

9 COMMISSIONER DRAGO: Second.

10 VICE CHAIR BROWN: All those in favor, say
11 aye.

12 (Multiple ayes.)

13 VICE CHAIR BROWN: Thank you.

14 MR. MARSHMAN: Thank you. Next is more of an
15 update for legislative affairs. First and
16 foremost, staff wants to express its appreciation
17 for Governor DeSantis and his recommended budget.

18 It sees more than \$3 million added to support
19 Carl's team and the Division of Gaming
20 Enforcement's efforts. That's additional staff,
21 additional investigative tools, and additional
22 warehouse space.

23 I don't think we want to be in the business of
24 renting out every available warehouse in the state.
25 But unless something gives, we're going to be

1 pretty busy on that front. But again, we
2 appreciate Governor DeSantis and his leadership on
3 that point.

4 Next, just as a short overview of what we've
5 been doing, in case people haven't been following
6 along, we're done two public presentations so far,
7 one in the House, and in the Senate.

8 The first one was in the House in the
9 Industries and Professional Activities subcommittee
10 with Chair Giallombardo. That was a panel
11 discussion on January 15th.

12 I want to thank again the speakers that appear
13 alongside me. They were from law enforcement
14 across the state and state attorney's offices from
15 across the state.

16 I think they provided excellent feedback and
17 answers to questions that the panel had to explore
18 the issues that all law enforcement faces in the
19 state, not just Director Herold and his team.

20 The next one was on February 4th. That was in
21 the Senate in the Regulated Industries Committee
22 with Chair Bradley. That was a presentation that I
23 did about primarily illegal slot machines casinos,
24 which focused a lot of Fools Treasure.

25 So again, I encourage you to watch the video

1 and anyone listening to watch the video we post,
2 just so you can see how well organized this
3 operation was.

4 And you'll to remind yourself as I have to
5 remind myself that that these are the criminals'
6 warehouse. That's the criminals' forklift. That's
7 the criminals' break room, not ours. So something
8 to take a look at.

9 VICE CHAIR BROWN: I know we all have looked
10 at it and appreciate the amount of time you and
11 your staff are also putting into these
12 presentations.

13 MR. MARSHMAN: Katie Young deserves a lot of
14 credit for that. She's been an excellent hire.
15 And that video is mostly her work and Carl's
16 excellent voiceover and script.

17 VICE CHAIR BROWN: He's a star, and they both
18 are.

19 COMMISSIONER DRAGO: Katie did well on that,
20 in spite of Carl.

21 MR. MARSHMAN: I agree with that. We do have
22 ongoing discussions and appearances with the House
23 State Budget Administration Subcommittee. I would
24 like to appreciate the meeting that we had or
25 express staff's appreciation of the meeting we've

1 already had with Representatives Yarkosky and Owen.

2 Those were assigned to be our pen pals more or
3 less to try to do a deep dive on the Commission.
4 And they obviously were interested in what we had
5 to say.

6 They were receptive. And they want to support
7 what the Commission is trying to do, both in the
8 regulated space and in law enforcement with Carl's
9 team. We will appear in front of that budget
10 subcommittee next Thursday the next time.

11 And just before I shift to the employee of the
12 month, I would be remiss if I did not thank all of
13 the people that are helping me go downtown
14 seemingly every week nowadays and talk about the
15 Commission.

16 Henry Mahler obviously deserves a lot of the
17 credit for assisting me. He is our legislative
18 affairs director.

19 Lisa Mustain is going with me to the capitol
20 as well, so is Christine Hutton, our budget
21 officer. There are other people, though, that are
22 not making the trek, but they are equally
23 responsible for our excellent presentations, people
24 like Cheryl Buteen, Rena Gilliam, Henry Davis, and
25 many more people that are supporting everything the

1 Commission is doing this session.

2 So I just want to take a moment to express my
3 personal thanks to all of them for trying to make
4 the Commission look at good as possible during
5 these committee weeks.

6 COMMISSIONER DRAGO: Can we have them stand
7 up.

8 VICE CHAIR BROWN: Can we have them stand up,
9 please, because there's been a lot of work, and we
10 just want to recognize -- if you could, please
11 stand up.

12 MR. MARSHMAN: I know Henry is here.

13 VICE CHAIR BROWN: Thank you all for the work
14 you're doing.

15 COMMISSIONER DRAGO: Thank you.

16 MR. MARSHMAN: And with that, I would like to
17 recognize some other employees from across the
18 Commission that have been providing exemplary
19 service.

20 VICE CHAIR BROWN: If they're in the audience,
21 can they stand up at the end.

22 MR. MARSHMAN: Of course.

23 VICE CHAIR BROWN: Thank you.

24 MR. MARSHMAN: First is from the Division of
25 Administration, and that's Ms. Jasmine Hopkins.

1 She's a human resource analyst and the
2 administration's employee of the month for
3 February.

4 She consistently demonstrates an exceptional
5 work ethic and attitude that contributes greatly to
6 FGCC's success receiving many shout outs from
7 employees she has assisted. Jasmine is dedicated
8 to exceptional customer service always with a smile
9 and helpful demeanor.

10 She approaches her tasks with professionalism
11 and a positive can-do attitude. Her teamwork and
12 commitment to supporting her colleagues makes her
13 an absolute pleasure to work with. Jasmine
14 exemplifies what it means to be an outstand human
15 resource analyst.

16 VICE CHAIR BROWN: Thank you.

17 MR. MARSHMAN: Next is from information
18 technology. IT's employee of the month is Frank
19 Virella. Frank is actually out of town. He's in
20 South Florida. He's the information technologies
21 employee of the month.

22 As the team lead of the help desk in
23 Fort Lauderdale, Frank consistently demonstrates
24 outstanding leadership and commitment to his role.
25 His exceptional troubleshooting skills and tireless

1 work ethic set him apart.

2 He always goes the extra mile to resolve
3 issues promptly and effectively. Frank is not only
4 reliable in handling his responsibilities, but also
5 willing to take on additional tasks to ensure the
6 team's success.

7 As a leader, he's a great mentor to the
8 Fort Lauderdale IT team fostering a collaborative
9 and supportive environment where knowledge is
10 shared and growth is encouraged.

11 His genuine care for both his colleagues and
12 his clients and customers make him an invaluable
13 member of the team, and his dedication is truly
14 inspiring. So I hope Frank is watching, and here's
15 the appreciation.

16 VICE CHAIR BROWN: Thank you, Frank.

17 MR. MARSHMAN: Next is from Director Herold's
18 shop in Gaming Enforcement. Gaming Enforcement's
19 employee of the month is Olivia Williams. Olivia
20 is recognized for outstanding dedication, tireless
21 work ethic, and unwavering commitment to the
22 success of our agency.

23 Olivia exemplifies the qualities of a true
24 team player, always eager to assist her colleagues.
25 She goes above and beyond to ensure that every

1 task, no matter how big or small, is handled with
2 precision and care.

3 She also tells me where Carl is hiding.
4 Whether she's supporting her peers or streamlining
5 daily operations, Olivia approaches her work with a
6 positive attitude and a genuine desire to make the
7 workplace better for everyone.

8 Her exceptional attention to detail and
9 proactive approach ensures that the office remains
10 efficient and organized, creating an environment
11 where the entire team can thrive.

12 VICE CHAIR BROWN: Thank you, Olivia.

13 MR. MARSHMAN: Next from the Commission and
14 OGC silo is Melba Apellaniz. She's OGC's employee
15 of the month. I'm going to take a little bit of
16 credit for her because I hired her back when I was
17 general counsel when we stole her from the
18 Department of Health.

19 And actually a former employee of the month,
20 Brandy Humphries, applied for the same position,
21 and we managed to find another place for her. So
22 we were really lucky to get both of them.

23 Melba has been the clerk of the Commission for
24 more than two years. She's been one of the first
25 hires in OGC that wasn't already working in the

1 Division of Pari-Mutuel Wagering.

2 In her role, she is responsive, helpful,
3 meticulous and always willing to go above and
4 beyond. She takes great care to ensure that
5 documents filed with the clerk's office are timely
6 recorded and processed, even if it means staying
7 late or coming in early.

8 Melba's professionalism and can-do attitude is
9 a boon to the Commission and to members of the
10 public.

11 I've got two more. Next from the Division of
12 Pari-Mutuel Wagering. It's Kelly Costello. Kelly
13 exemplifies FGCC's core values through her
14 unwavering dedication, professionalism and
15 helpfulness.

16 While our team was short staffed, Kelly
17 consistently rose to the challenge performing the
18 responsibilities of two positions with exceptional
19 efficiency and without complaint for several months
20 and continues to perform other tasks within the
21 unit that are not her specific responsibility, but
22 to ensure that the unit continues to operate
23 smoothly and that work tasks are completed timely
24 until we have full staff.

25 She played an instrumental role in developing

1 new auditing procedures and checklists, and has
2 helped train all new staff within the unit
3 associated with auditing.

4 Her ability to excel in all roles has far
5 surpassed expectations and reflects her
6 extraordinary work ethic and commitment to the
7 organization.

8 Last but not least is Jorge Cabezas. He was
9 nominated by Glenda Ricks in the field office.
10 Jorge has worked for the Division of Pari-Mutuel
11 Wagering's operation unit for almost 25 years.
12 Over the years, he has served as an OPS greyhound
13 racing and Jai Alai judge, an OPS veterinarian
14 assistant, and is currently employed as an OPS
15 chief veterinarian assistant responsible for
16 specimen collection and documentation involving
17 racing thoroughbreds at the FGCC detention barn.

18 Jorge has supplement staffing in our Gulfstream
19 licensing office where he assists thoroughbred
20 owners, trainers, stables, and backside workers
21 with their licensing needs.

22 Jorge has developed significant industry core
23 competence and demonstrated a high degree of
24 initiative, customer service, exceptional work
25 ethic, and consistently exceeds performance metrics

1 set for his various positions.

2 VICE CHAIR BROWN: Congratulations, Jorge.

3 MR. MARSHMAN: And with that, that concludes
4 my update. But I'm available, as always, to answer
5 any questions you may have today or in the future.

6 VICE CHAIR BROWN: Commissioners, are there
7 any questions of Mr. Marshman? Thank you for the
8 update.

9 Ms. Valentine.

10 MS. VALENTINE: For Agenda Item No. 10, the
11 Office of the General Counsel seeks advice from the
12 commission in a closed meeting concerning
13 litigation styled Tampa Bay Downs, Inc. versus
14 Florida Gaming Control Commission, FGCC Case No.
15 2022-024540.

16 This advice relates to litigation strategy and
17 settlement negotiations and may therefore be
18 discussed in private pursuant to Sections 16.716 and
19 286.011(8).

20 VICE CHAIR BROWN: Thank you. Ms. Valentine,
21 just for clarification, public comment on all
22 matters outside of this will be conducted after the
23 session; is that correct?

24 MS. VALENTINE: If that's what you would like
25 to do, yes.

1 VICE CHAIR BROWN: Is there an opportunity --

2 I think it would be fair for those that are in
3 attendance to do public commencement first before
4 we get to Item No. 10.

5 MS. VALENTINE: Yes.

6 VICE CHAIR BROWN: So is there anybody from
7 the public that would like to address the
8 Commission on any matter today? Going once. Going
9 twice.

10 Ms. Valentine, are you completed with your
11 whole speil for Item No. 10.

12 MS. VALENTINE: Yes.

13 VICE CHAIR BROWN: I have to go through a
14 litany of required language here. So in connection
15 with the performance of the Commission's regulatory
16 duties, it's necessary for the Commission to hear
17 information that is exempt or confidential.

18 Specifically, Commission counsel will be
19 discussing litigation strategy and settlement
20 negotiations with the commissioners related to
21 litigation styled Tampa Bay Downs, Inc. versus
22 Florida Gaming Control Commission, Case No.
23 2022-024540.

24 This closed meeting that will be conducted
25 shortly is scheduled for approximately 30 minutes.

1 Those in attendance will be Vice Chair, Julie
2 Brown; Commissioner Chuck Drago; Commissioner Tina
3 Repp; Commissioner John D'Aquila; Acting Executive
4 Director, Ross Marshman; Division Director, Joe
5 Dillmore; General Counsel, Elina Valentine; Deputy
6 General Counsel, Marc Taupier; Chief Attorney,
7 Emily Alvarado; Chief Attorney, Rene Harkins; and
8 Senior Attorneys Justin Hundersmarck and Shireen
9 Anbardan; Brandy Humphries; Dixie Parker; and
10 certified court reporter, Iris Cooper.

11 In accordance with Section 16.716 and 286.011(8)
12 subsection 8C Florida statutes, the closed meeting,
13 including the necessity for closure and the
14 specific reasons for such necessity will be
15 recorded by the court reporter.

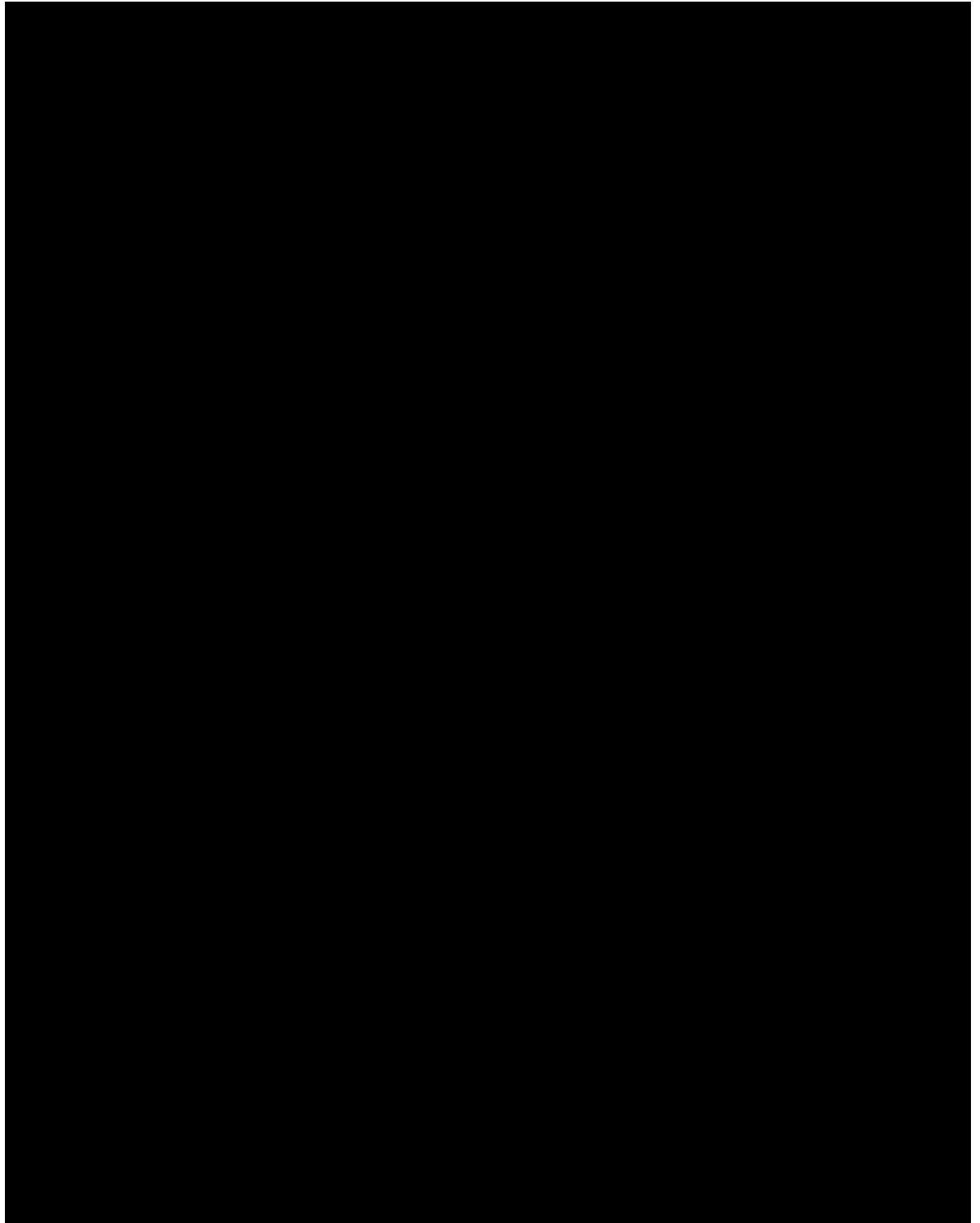
16 No portion of the closed meeting will be off
17 the record. The court reporter's notes will be
18 fully transcribed and filed with the clerk of the
19 Commission. The transcript will be made public
20 upon conclusion of the litigation.

21 For the record, the time is now 10:53 a.m.
22 I'm going to ask the Florida Channel to discontinue
23 the live feed for approximately 30 minutes so that
24 the Commission may conduct the closed meeting.
25 With that, thank you all. We're not officially

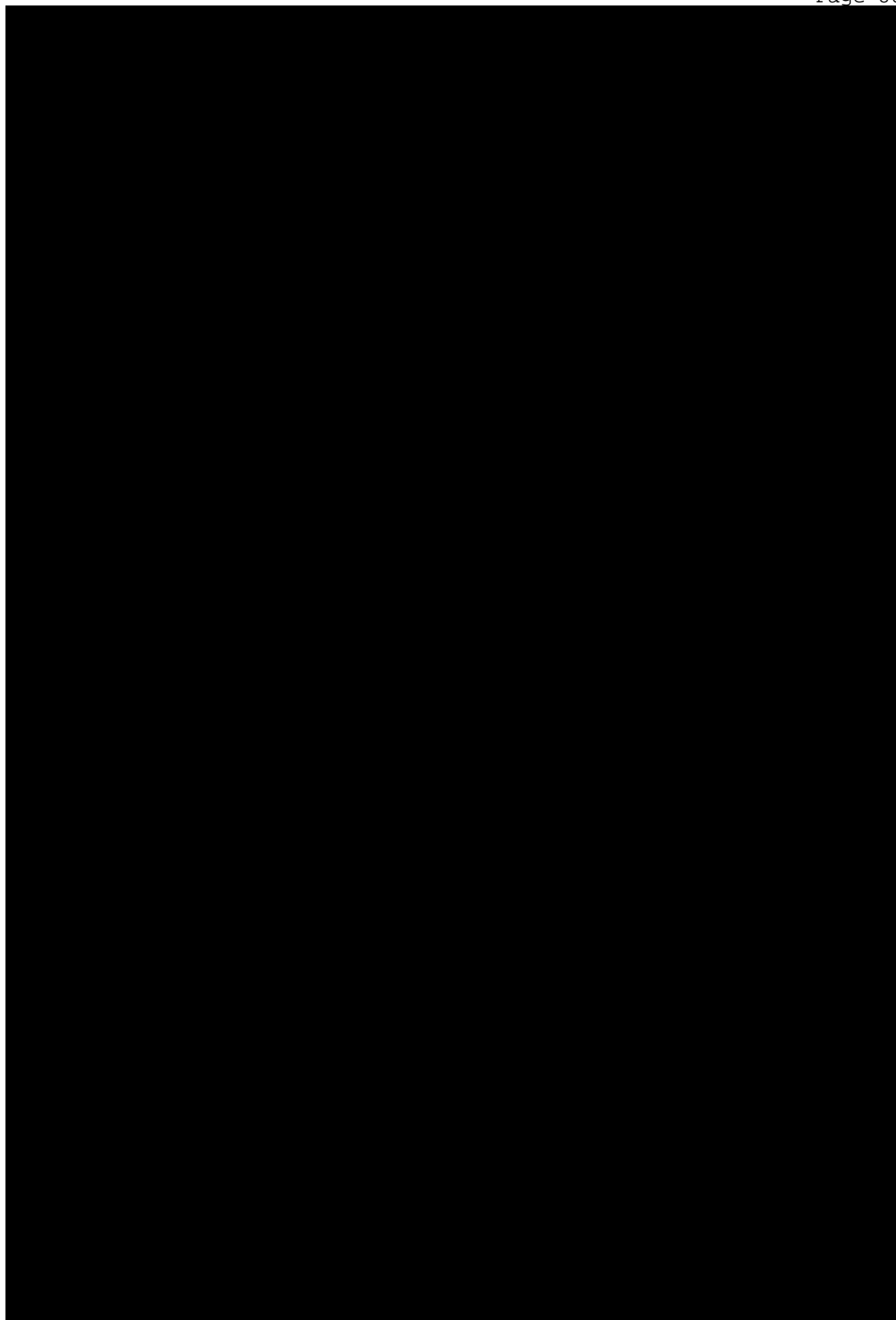
1 adjourned, but thank you for allowing us to be in
2 the closed meeting.

3 (Recess 10:53 a.m. until 10:59 a.m.)

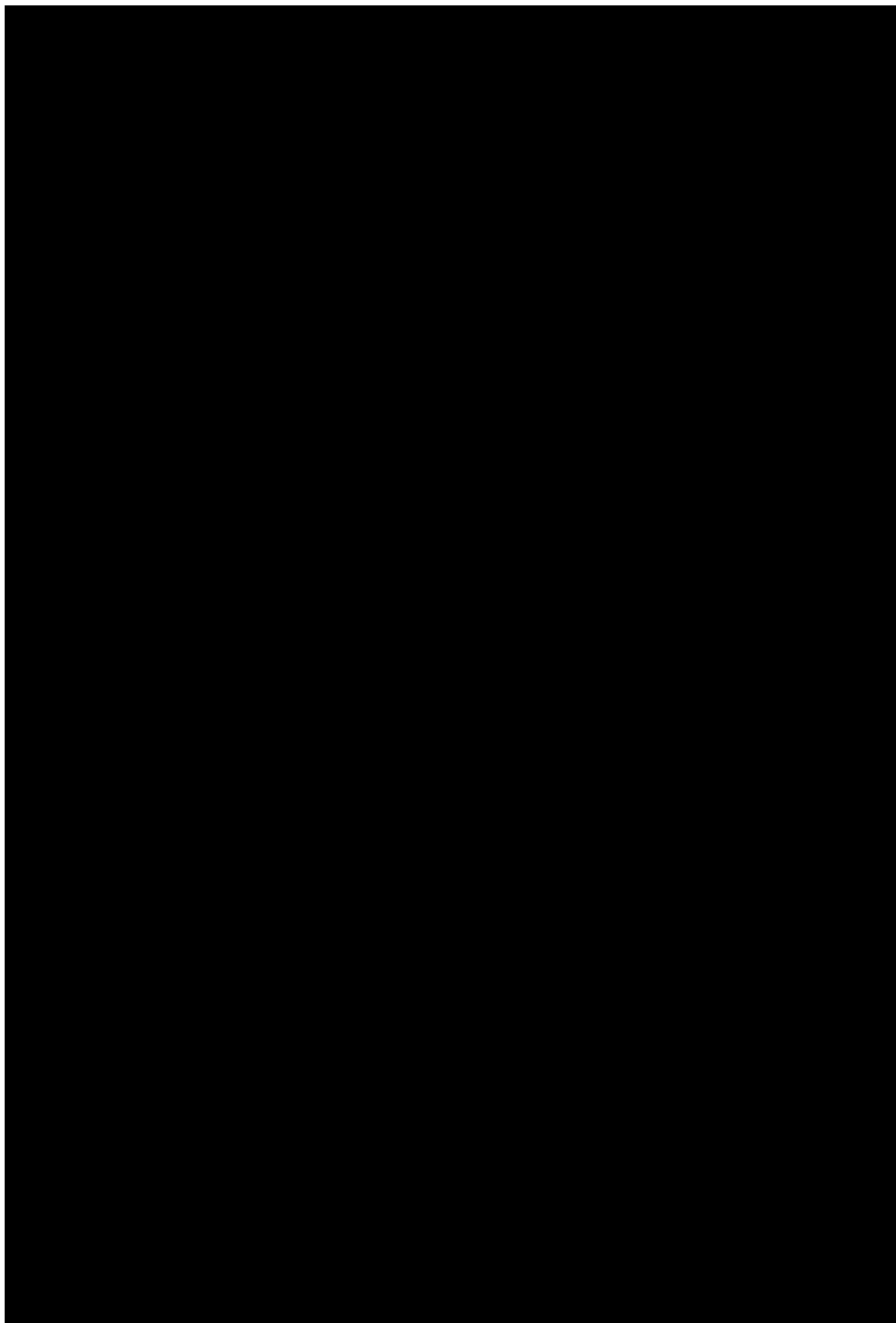
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25



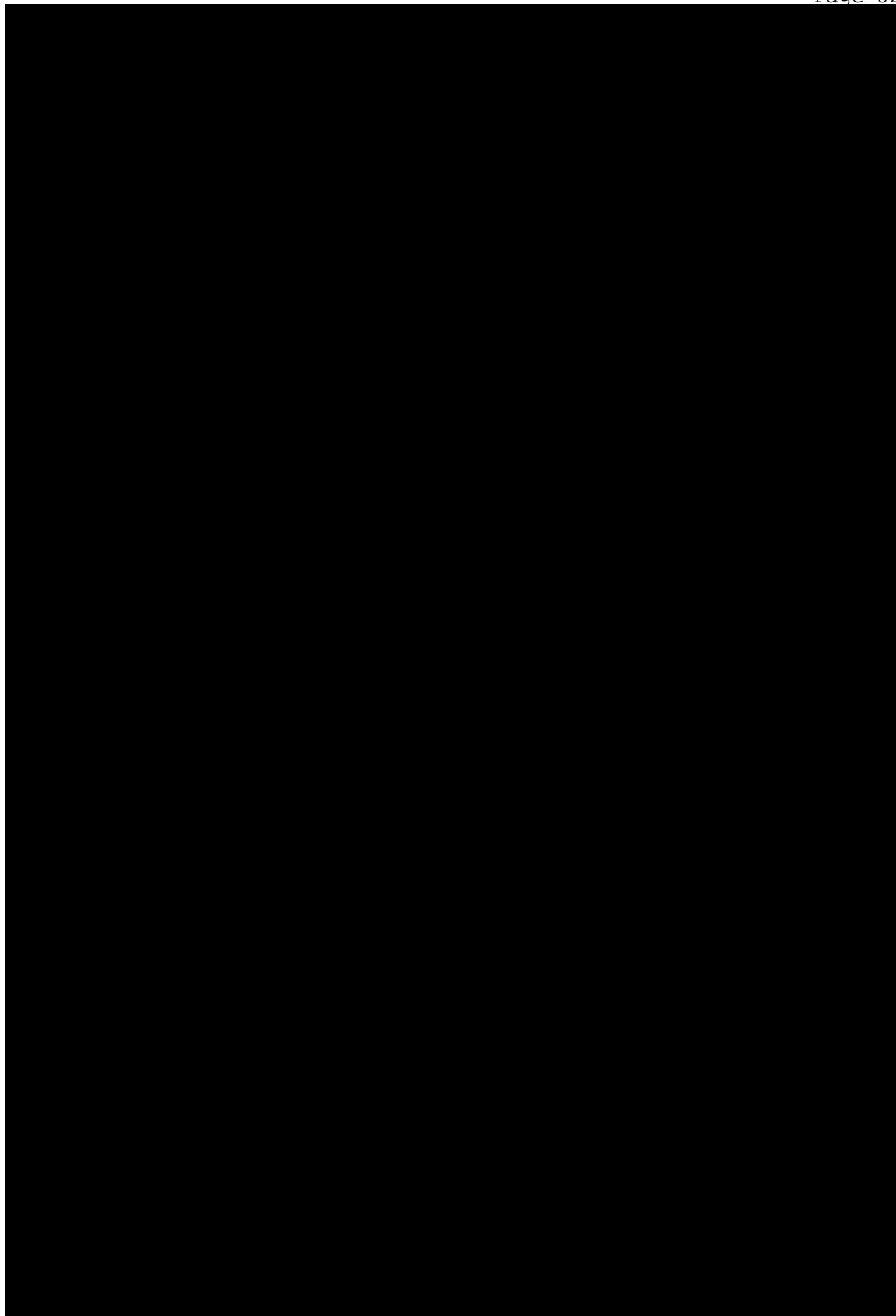
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25



1
2
3
4
5
6
7
8
9

10 (Recess 11:05 a.m. until 11:07 a.m.)

11 VICE CHAIR BROWN: The public meeting is
12 reopened. The time is 11:07, and we are on Item
13 No. 10.1, which is following a closed meeting which
14 is Tampa Bay Downs, Inc. in Case No. 2022-024540.

15 Commissioners, we are ripe for a motion
16 following the closed session.

17 Commissioner Drago.

18 COMMISSIONER DRAGO: I would like to move to
19 accept the settlement amount.

20 MS. VALENTINE: If you would like to add that,
21 just accept the settlement amount subject to the
22 confirmation that the total number of hours and the
23 costs add up to the represented amount.

24 COMMISSIONER DRAGO: I would make a motion to
25 accept the settlement amount on the condition that

1 total number of hours and billing associated
2 with those hours is accurate.

3 VICE CHAIR BROWN: Is there a second?

4 COMMISSIONER REPP: Second.

5 VICE CHAIR BROWN: All those in favor, say
6 aye.

7 (Multiple ayes.)

8 VICE CHAIR BROWN: Thank you. Commissioners,
9 are there any other matters that need to be
10 addressed today? All right. This meeting is
11 hereby adjourned. Thank you.

12 (Proceedings concluded at 11:08 a.m.)

13

14

15

16

17

18

19

20

21

22

23

24

25

CERTIFICATE OF REPORTER

STATE OF FLORIDA

COUNTY OF LEON

I, I. IRIS COOPER, do hereby certify that I
was authorized to and did stenographically report
the foregoing proceeding, and that the transcript
is a true and complete record of my stenographic
notes.

Dated this 26th day of November, 2024.



I. Iris Cooper
Stenographic Reporter
Notary Public, State of Florida
My Commission No. 1366674
Expires: February 7, 2028

Job No.: 373300

2. Discussion of Default Final Orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. Jacauline Bennett,
Case No. 2023-063772, Default Final Order
Date: March 26, 2025

Executive Summary

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Jacauline Bennett (“Respondent”) from all pari-mutuel facilities in the state of Florida. Respondent failed to respond to the administrative complaint and thereby waived her right to request a hearing contesting this matter. The Division requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent from all pari-mutuel facilities in the state of Florida.

Background

On August 13th and 14th, 2023, Respondent was working as a Designated Player for Knighted Gaming at Orange City Racing & Card Club. Respondent was excluded on August 17th, 2023 until August 17, 2059.¹ The reason for this exclusion is included as Exhibit 1 of the administrative complaint.²

Based on Respondent’s exclusion from Orange City Racing & Card Club, the Division filed an administrative complaint on May 20, 2024, seeking her exclusion from all pari-mutuel facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days³ to file a written response to the administrative complaint. The Respondent was served on February 6, 2025. Respondent had until February 27, 2025 to respond, and did not do so.

¹ Orange City Racing & Card Club is operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the state of Florida.

² Pari-mutuel permitholders have the right to exclude patrons. §§ 550.0251(6); Fla. Stat

³ See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

Analysis

Florida law allows for the exclusion of Respondent from all pari-mutuel 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.”

Therefore, Respondent’s exclusion from Orange City Racing & Card Club, a pari-mutuel facility in this state, subjects her to permanent exclusion from all pari-mutuel facilities in this state.

Staff Recommendation: The Division recommends that the Commission enter a final order permanently excluding the Respondent, Jacauline Bennett, from all pari-mutuel facilities in the state of Florida.

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.: 2023-063772

JACAULINE BENNETT,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Jacauline Bennett (“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.
2. At all times material hereto, Respondent’s address was reported as 105 Manatee Crossing, Apt 203 Daytona Beach, Florida 32119.
3. At all times material hereto, West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering and cardroom operations in the state of Florida.
4. On or about August 13 and August 14, 2024, Respondent was working as a designated player at Orange City Racing and Card Club.
5. On or about August 17, 2023, Respondent was excluded from Orange City Racing and Card Club until August 17, 2025.

6. Respondent was 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. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities in the state of Florida under section 550.0251(6), Florida Statutes, based on her ejection from Orange City Racing and Card Club on or about August 17, 2023.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities in the state of Florida, in accordance with section 550.0251(6), along with any other remedy provided by chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-063772 is signed this 16th day of May 2024.

/s/Emily A. Alvarado

Emily A. Alvarado
Deputy Chief Attorney
Florida Bar Number: 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: +1 (850) 536-8709
Primary: Emily.Alvarado@flagaming.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.

Tracking Number:

Remove X

70062150000568479028

Copy Add to Informed Delivery (<https://informedelivery.usps.com/>)

Latest Update

Your item was delivered to an individual at the address at 1:20 pm on February 6, 2025 in DAYTONA BEACH, FL 32114.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual

DAYTONA BEACH, FL 32114
February 6, 2025, 1:20 pm

See All Tracking History

[What Do USPS Tracking Statuses Mean?](https://faq.usps.com/s/article/Where-is-my-package) (<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

7006 2150 0005 6847 9028

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

2-3-2025

Postmark
Here

Jacauline Bennett
1259 S. Beach Street #1107
Daytona Beach, Florida 32114
AC- 2023063772-PMW

PS Form 3800, August 2000

See back for Instructions

[FAQ](#) | [Help](#) | [Sign Out](#)

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

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

Domain **10 - Division of Pari-Mutuel Wagering**Logged in as: **icampbell**[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	01/09/2024
Complaint #	2023063772	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	BENNET, JACAULINE	Responsible	bjones - JONES, BRADFORD
					Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input type="checkbox"/>	Activities
Form	INTR - Internal	Priority		<input type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	08/13/2023	<input type="checkbox"/>	Related	<input type="checkbox"/>	Disposition
Region	CR - Central Region	Received	11/08/2023	<input type="checkbox"/>	Inspection		
Reference	550.0251; 75-11.005 (4)			<input type="checkbox"/>	Costs		
Entered	11/08/2023	Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking	Auto Assign	
Summary	175 - Prohibitions & Powers and duties of the Florida Gaming Control Commission : On August 13-14, 2023, Jacauline BENNETT, a Designated Player (DP) and employee of Knighted Gaming (a company that employ designated players to play at Florida Cardrooms) was caught stealing chips while playing at Orange City Racing and Card Club			<input type="checkbox"/>	Attachments	History	
Updated	01/09/2024 16:46:52	By	icampbell	<input type="checkbox"/>	Work Notes	Print Report	

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

 [Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: NOVEMBER 8, 2023	Case Number: 2023 06 3772
Respondent: BENNETT, JACAULINE 105 MANATEE CROSSING, APT. 203 DAYTONA BEACH, FLORIDA 32119		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: N/A / 1098		Profession: DESIGNATED PLAYER	Report Date: December 14, 2023
Period of Investigation: AUGUST 22, 2023 – December 14, 2023		Type of Report: FINAL	
<p>Violation: 550.0251 Powers and duties of the Florida Gaming Control Commission. —The commission shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:</p> <p>(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. 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.</p> <p>75-11.005 (4) Prohibitions: (4) No person shall, either directly or indirectly:</p> <p>(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.</p>			
<p>Synopsis: On August 14, 2023, I received information from Orange City Racing & Card Club, Surveillance Director, Miguel Melendez that Jacauline BENNETT, a Designated Player employed by "Knighthed Gaming," (a company that provides Designated Players at Orange City Racing & Card Club) was observed stealing chips while playing at her assigned poker tables on August 13 & 14, 2023.</p>			
Related Case:			
Investigator / Date <i>/s/ Lee Ann Rounds</i> Lee Ann Rounds / December 14, 2023		Investigator Supervisor / Date <i>C. Derek Washington</i> <i>/s/</i> C. Derek Washington / December 14, 2023	
Chief of Investigations / Date <i>Bradford D. Jones</i> Bradford D. Jones / January 9, 2024			

CONTINUATION

Investigative Activity:

On August 14, 2023, while at Daytona Beach Racing & Card Club, I received information from Surveillance Director Miguel Melendez that Jacauline **BENNETT**, a Designated Player employed by "Knighted Gaming," (a company that provides designated players at Orange City Racing & Card Club) was observed stealing chips while playing at her assigned poker tables on August 13 & 14, 2023. Melendez explained that Knighted Gaming management requested a review of **BENNETT** to determine the cause of a \$500.00 variance. Melendez said upon completion of their review, they discovered that **BENNETT** had stolen approximately \$2,400.00 in chips.

A review of the surveillance video and Surveillance Report revealed the following:

On August 13, 2023:

- **10:10 PM, at table #14; BENNETT** is observed removing one \$100 black chip from a rack and two \$1 blue chips from the table. **BENNETT** replaces the one \$100 black chip from the rack with the two \$1 blue chips, while "palming"¹ and subsequently dropping the one \$100 black chip into her right coat sleeve. Total amount taken: \$100.
- **10:58 PM, at table #14; BENNETT** is observed removing five \$100 black chips from a rack. After returning three of the \$100 black chips to the rack, **BENNETT** palms and dropped two \$100 black chips into her right coat sleeve. Total amount taken: \$200.
- **11:03 PM, at table #14; BENNETT** is observed removing six \$100 black chips from a rack. **BENNETT** then palms three \$100 black chips and return the other three \$100 black chips along with three \$2 yellow chips to the rack. **BENNETT** then pushing the three \$100 black chips she was palming into her right coat sleeve. Total amount taken: \$300.
- **11:14 PM, at table #14; BENNETT** is observed removing two \$100 black chips, one \$1 blue chip and one \$2 yellow chip from a rack, she then places the one \$1 blue chip and the one \$2 yellow chip into the rack in place of the two \$100 black chips. **BENNETT** then laid her hand on the table and pushed them down her right coat sleeve with her right finger. Total amount taken: \$200.

On August 14, 2023:

- **12:44 AM at table #7; BENNETT** takes a stack of six \$100 black chips from in front of her and palms all but one \$100 black chip, she then puts the five \$100 black chips in her right coat sleeve. She returns the one \$100 black chip to the rack. Total amount taken: \$500.
- **1:56 AM at table #9; BENNETT** stacks approximately ten \$100 black chips in front of her. Upon moving a stack of #2 yellow chips, she then picks up the stack of ten \$100 black chips and palms them in her hand. She takes three of the \$100 black chips from her hand and returns them along with a one \$2 yellow chip to the rack. The other seven \$100 black chips that she still has in her hand, she drops down her right coat sleeve. Total amount taken: \$700.

¹ Hiding a chip in the palm of one's hand as part of a trick or stealing a chip in a way that will not be noticed.

- **2:19 AM, at table #9**; The dealer exchanges two \$100 black chips for forty \$5 red chips with **BENNETT**. **BENNETT** then palms the two \$100 black chips then takes another two, \$100 black chips from the rack, palms them and then drops all four \$100 black chips down her coat sleeve. Total amount taken: \$400.

On August 17, 2023, at approximately 2:20 PM, I interviewed Surveillance Operator Austin Willis (PMW License #13483196). He stated that he was asked to review surveillance footage of **BENNETT** to resolve a variance matter. During his review of August 13 & August 14, from 10:10 PM to 2:19 AM, he observed **BENNETT** on multiple occasions, stealing chips from her chip holder and slipping the chips down her coat sleeve.

On August 17, 2023, at approximately 4:15 PM, I interviewed Tony Dipio, Operations Supervisor with Knighted Gaming. He referred me to the Operations Manager, Craig Campbell, who had questioned **BENNETT** regarding the thefts. Dipio stated that to the best of his knowledge, **BENNETT** had admitted to taking \$500 in chips and that she would return them at some point.

On August 23, 2023, at approximately 4:10 PM, while at Orange City Racing & Card Club, I interviewed the Operations Manager for Knighted Gaming, Craig Campbell. He stated that after learning that **BENNETT** was stealing chips, he and Operations Supervisor John Baird questioned **BENNETT**. He said **BENNETT** admitted to only taking \$500 in poker chips and that she had not yet exchanged them for cash. He said she further told him that she would return the chips but that she had not done so. Campbell stated that **BENNETT's** employment with Knighted Gaming was terminated, and a Police Report (case 23-02189) was filed with the Orange City Police Department (OCPD). He said the matter was under investigation by Orange City Police and provided me with OCPD Detective B. Dagley's contact information. Campbell advised that Knighted Gaming intends to prosecute **BENNETT** for a third-degree felony after learning that she stole approximately \$2,400.00.

On December 8, 2023, at approximately 10:00 AM, I spoke with OCPD Detective Brie Dagley. She informed me that she would be sending this case to the State Attorney's Office. She also provided me with the initial Police Report attached herein as **EXHIBIT #5**.

A search of the Comprehensive Case Information System (CCIS) revealed that as of this date, **BENNETT** has not been arrested/charged in connection with the theft at Orange City².

Conclusion: Based on my investigation and all information received, **BENNETT** is in violation of Florida Statute 550.0251 (6) and F.A.C. 75-11.005 (4) which she committed while working as an employee of Knighted Gaming.

Status: Case closed by Investigations; forwarded to Legal for review.

² As per CCIS, **BENNETT** was arrested on October 19, 2023 for a Domestic Violence Misdemeanor Battery. That matter has been disposed via a Pre-Trial Diversion Agreement.

TABLE OF CONTENTS

EXHIBITS:

1. Surveillance Report.....	1-3
2. OCPD Surveillance Request.....	1-1
3. Orange City Racing and Card Club License.....	1-1
4. Surveillance Video	1- 12
5. Police Reoprt	1-2



Daytona Beach Kennel Club & Poker Room
ORANGE CITY RACING & CARD CLUB
822-4 SAXON BLVD
ORANGE CITY, FL, 32763

CASE REPORT

Reported by: AUSTIN WILLIS

Incident Types Label	Offender	Incident Disposition
FRAUD / THEFT	BENNETT, JACAULINE (PATRON)	

Report Disposition	Method of Reporting
THEFT	PHONE

Report Recorder	Manager/Supervisor On Duty	Manager/Supervisor Notified
AUSTIN WILLIS 13483196		YES

Incident Occurred Date	Incident Occurred End Date	Incident Discovered / Called In
08/13/2023 at 2210	08/14/2023 at 0219	08/14/2023 at 0240

Location	Specific Location
POKER ROOM	OC

Report Synopsis/Overview

ON AUGUST 14, 2023 AT 02:40 HRS THE DESIGNATED BANKER KNIGHTED SUPERVISOR MR. CRAIG CAMPBELL REQUESTED A REVIEW OF TABLE #9 DESIGNATED PLAYER MRS. JACAULINE BENNETT, TO DETERMINE THE CAUSE OF A \$ 500 VARIANCE OF 5X\$100 BLACK CHIPS.

Contact # 1 (PATRON)

Full Name

JACAULINE BENNETT

Age	Date of Birth	Gender	Race
		FEMALE	B - BLACK
Height	Weight	Hair Color	Eye Color
509	210	BLK - BLACK	BRO - BROWN
Department	Title		
	DESIGNATED PLAYER		

Notes

NOT EMPLOYED BY OCRCC.

Addresses

Address :

ON-FILE

Theft

Subject's Name:	Officer Witness	Retail Theft?
		NO

Narrative text

ON AUGUST 14, 2023 AT 02:40 HRS THE DESIGNATED BANKER KNIGHTED SUPERVISOR MR. CRAIG CAMPBELL

Prepared By:

AUSTIN WILLIS (AUSTIN WILLIS)

Submitted Date

08/17/2023 1634

Signature

Reviewed By/Date

MIGUEL MELENDEZ 08/18/2023 1428

REQUESTED A REVIEW OF TABLE #9 DESIGNATED PLAYER MRS. JACAULINE BENNETT, TO DETERMINE THE CAUSE OF A \$500 VARIANCE OF 5X\$100 IN BLACK CHIPS.

A REVIEW REVEALED THAT;

ON AUGUST 13, 2023

THEFT A

AT 22:10 HRS AT TABLE #14 MRS. JACAULINE BENNET WAS OBSERVED REMOVING A 1x\$100 BLACK CHIP FROM A RACK, AND 2x\$1 BLUE CHIPS FROM THE TABLE, WHILE HOVERING OVER THE RACK, MRS. BENNETT REPLACES THE 1x\$100 BLACK CHIP FROM THE RACK WITH THE 2x\$1 IN BLUE CHIPS, WHILE PALMING AND SUBSEQUENTLY DROPPING THE 1x\$100 BLACK CHIP INTO HER RIGHT SLEEVE, AND LIFTING HER RIGHT ARM TO SECURE THE CHIP IN THE SLEEVE. STEALING \$100 IN TOTAL.

THEFT B

AT 22:58 HRS AT TABLE #14 MRS. BENNET WAS OBSERVED REMOVING 5x\$100 BLACK CHIPS FROM A RACK OF 20, AND FIDGETS WITH THEM ON THE TABLE. UPON RETURNING 3x\$100 BLACK CHIPS TO THE RACK, MRS. BENNETT THEN PALMS AND DROPS 2x\$100 BLACK CHIPS INTO HER RIGHT SLEEVE, RAISING HER RIGHT ARM SHORTLY AFTER TO DROP THE CHIPS TO THE ELBOW. STEALING \$200 IN TOTAL.

THEFT C

AT 23:03 HRS AT TABLE #14 MRS. BENNET WAS OBSERVED REMOVING 6x\$100 BLACK CHIPS FROM A RACK, FIDGETS WITH THEM ON THE TABLE, PALMS 3x\$100 BLACK CHIPS, AND RETURNS 3x\$100 BLACK CHIPS AND 3x\$2 YELLOW CHIPS TO THE RACK. MRS. BENNETT WAS THEN OBSERVED PUSHING THE CHIPS FURTHER INTO HER RIGHT SLEEVE AND RAISES HER RIGHT ARM TO DROP THE CHIPS DOWN TO HER ELBOW. STEALING \$300 IN TOTAL

THEFT D

AT 23:14 HRS AT TABLE #14 MRS. BENNETT WAS OBSERVED REMOVING 2x\$100 BLACK CHIPS, 1x\$1 BLUE CHIP AND 1x\$2 YELLOW CHIP FROM A RACK, THEN PLACES THE 1x\$1 BLUE CHIP AND 1x\$2 YELLOW CHIPS INTO THE RACK IN PLACE OF THE 2x\$100 BLACK CHIPS. MRS. BENNETT WAS THEN OBSERVED LAYING HER HAND ONTO THE TABLE AND PUSHING THE BLACK CHIPS DOWN RIGHT SLEEVE WITH RIGHT FINGERS, THEN FLIPS CARDS AND RAISES RIGHT ARM TO DROP THE CHIPS FURTHER DOWN THE SLEEVE TO HER ELBOW. STEALING \$200 IN TOTAL.

AT 23:37 HRS MRS.BENNET WAS OBSERVED LEAVING THE TABLE FOR THE RESTROOM, AND RETURNING TO THE POKER ROOM.

AT 23:32 HRS MRS.BENNET WAS OBSERVED WALKING TO HER VEHICLE, AND RETURNING TO THE POKER ROOM.

NEXT PAGE DETAILS OCCURRENCES INTO THE NEXT CALENDAR DAY.

Prepared By:

AUSTIN WILLIS [REDACTED] (AUSTIN WILLIS)

Submitted Date

08/17/2023 1634

Signature

Reviewed By/Date

MIGUEL MELENDEZ [REDACTED] 08/18/2023 1428

CONTINUEING INTO AUGUST 14, 2023:

THEFT E

AT 00:44 HRS AT TABLE #7 MRS. BENNET WAS OBSERVED PLACING A STACK OF 20x\$2 YELLOW CHIPS IN A RACK, REMOVING 1x\$2 YELLOW CHIP AND ADDING IT TO A PRE-EXISTING STACK. MRS. BENNETT THEN TAKES A STACK OF 6x\$100 BLACK CHIPS FROM IN FRONT OF HER AND PALMS ALL BUT ONE 1X\$100 BLACK CHIP INTO HER SLEEVE , AND RETURNING A 1x\$100 BLACK CHIP TO THE RACK. MRS. BENNETT THEN RAISES HER ARM SHORTLY AFTER TO DROP THE CHIPS DOWN TO HER ELBOW. STEALING \$500 IN TOTAL.

AT 01:33 HRS MRS.BENNET WAS OBSERVED EXITING THE POKER FLOOR WALKING TO HER VEHICLE AND RETURNS.

THEFT F

AT 01:55 HRS AT TABLE #9 MRS. BENNET WAS OBSERVED STACKING APPROXIMATELY 10x\$100 BLACK CHIPS IN FRONT OF HER, AND MOVES A STACK OF \$2 YELLOW CHIPS IN FRONT OF HER. MRS. BENNETT THEN PICKS UP THE STACK OF 10x\$100 BLACK CHIPS AND BEFORE USING THE SAME HAND TO BET FROM THE STACK OF \$2 YELLOW CHIPS, MRS. BENNETT RETURNS APPROXIMATELY 3x\$100 BLACK CHIPS FROM HER SLEEVE BACK INTO THE RACK, WITH A 1x\$2 YELLOW CHIP AND CLEARS HER HANDS SHORTLY AFTER RAISING HER ARM TO DROP THE CHIPS DOWN TO HER ELBOW. SHORTLY AFTER. STEALING \$700 IN TOTAL.

THEFT G

AT 02:19 HRS AT TABLE #9 THE TABLE DEALER WAS OBSERVED EXCHANGING 2x\$100 BLACK CHIPS FOR 40X\$5 IN RED CHIPS WITH MRS. BENNETT WHO AFTER HANDING OVER THE 40x\$5 RED CHIPS TO THE DEALER THEN TAKES THE 2x\$100 BLACK CHIPS AND PALMS THEM, AND THEN RAISES HER ARM SHORTLY AFTER TO DROP THE CHIPS DOWN TO HER ELBOW. STEALING \$400 IN TOTAL.

AT 02:24 HRS MRS.BENNETT WAS OBSERVED LEAVING THE CARD ROOM FOR THE BATHROOM, AND RETURNING.

AT 03:34 HRS MRS.BENNETT WAS OBSERVED EXITING THE FACILITY TO HER VEHICLE.

THE THEFTS OBSERVED OF 24x\$100 IN BLACK CHIPS ARE \$2,400.00 IN TOTAL.

Prepared By:

AUSTIN WILLIS [REDACTED] (AUSTIN WILLIS)

Submitted Date

08/17/2023 1634

Signature

Reviewed By/Date

MIGUEL MELENDEZ [REDACTED] 08/18/2023 1428

Chief of Police
Wayne M. Miller

Fax (386) 775-5481
www.orangecityfl.gov

August 24, 2023

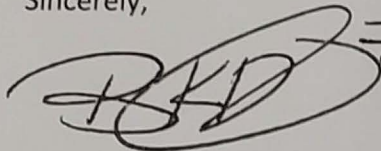
Re: Criminal Investigation (23-02189)

To Whom It May Concern,

The Orange City Police Department is conducting an investigation for a crime that occurred on your property. It is my understanding that there may be video surveillance footage that could be of significant evidentiary value in your possession. We humbly request permission from your company to obtain the video surveillance footage needed.

Thank you for your assistance in this matter. If you have any further questions or would like to contact me, please do not hesitate to do so.

Sincerely,

 #21157

Detective B. DAGLEY
Orange City Police Dept
207 N Holly Avenue
Orange City FL 32763
Office: 386-851-7560



DETECTIVE B. DAGLEY
CRIMINAL INVESTIGATION DIVISION

ORANGE CITY POLICE DEPARTMENT
207 NORTH HOLLY AVENUE
ORANGE CITY, FLORIDA 32763
WWW.ORANGECITY.GOV

EMERGENCY	911
INVESTIGATION	(386) 851-7560
ADMINISTRATION	(386) 775-9999
DISPATCH	(386) 736-5999
FAX	(386) 775-5489
EMAIL:	BDAGLEY@ORANGECITYFL.GOV

[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 **100 - Division of Pari-Mutuel Wagering**Logged in as: **Imoore**[VR Home](#) > [License Search](#) > [License Home](#)**License**

Fed Tax #	██████████	Lic Type	1002 - Cardroom License	Expires On	06/30/2024
File #	61	Name	WEST VOLUSIA RACING, INC.	Extended To	
License #	175	Rank	CLIC - Cardroom Operating License	Renewed On	
Entity #	175	Lic Status	Current		

[Licensee](#)[History](#)☐ [Notes](#)[Notes History](#)[Back](#)**Address**

Street #	Street	960 S. WILLIAMSON BLVD.
Line 2		
Line 3		
City	DAYTONA BEACH	State FL Zip 32114
Routing		

Other

1st License Date	04/05/2023	Rank Date	04/05/2023	Certificate #	
Method	I-S-1020	Status Date	12/21/2016	Certificate Date	
Fee Exempt	No	Birth Date		Renewal Sent	

Select

Action

**Modifiers**

Type	Modifier	Effective Date	Additional Info
No items found.			

DBA NameDBA **Orange City Racing and Card Club****Alt Keys**BEST LIC NBR **175** [Get Adobe Reader.](#)**Exhibit 3**
Page 1/1

Orange City Police Department

- Incident Report -

ASE No.: O 230002189

Agency ORI Number : FL0641000 C	Reporting Agency: C Orange City Police Department C	<input type="checkbox"/> Domestic Violence C	<input type="checkbox"/> Juvenile C	Name of all Theft (UCR) C															
Event C Report Date/Time 08/24/2023 13:22:00 C	Dispatch Date/Time 08/24/2023 13:22:00 C	Arrest Date/Time 08/24/2023 13:22:00 C	Completion Date/Time 08/24/2023 13:22:00 C	Incident Completion Date/Time 08/13/2023 12:00:00 C	Incident Closure Date/Time 08/14/2023 02:00:00														
Commonplace Name C	Incident Location 822 SAXON BLVD UNIT 2 , Building ORANGE CITY RACING AND CARD CLUB C	City Orange City C	State FL C	Zip Code 32763 C	County C Volusia C	Zone OC02 C													
Offenses C Offense No. 1	Felony/Misdemeanor Felony C	U R/NIBRS Code 812.014 2c1 C	Description 812.014 2c1 LARC - GRAND THEFT 750 LESS THAN 5K DOLS C	Arrested / Completion Completed	Location Type Gambling Facility/ Casino/ Race Track C	# Permitted Entry C	Number of Entry C	Offense Suspect of Using Not Applicable (Mutually Exclusive) C	MC	Iminal Activity/Gang									
Weapon Types C	Bias Motivation None (no bias) C	Aggravated Theft No C	Accident Type C	Subject No. 1 C	Alias Name BENNETT C	First Name JACAULINE C	Middle Name D	Suffix C	Maiden Name	Nickname C	Sex F C	Race Black or African American C	Ethnicity Non-Hispanic						
Date of Birth [REDACTED] C	Place of Birth Usa - Use If Pop Nat Amer If State Is U C	Age 25 C	To Age	Height 5' 03"	Weight 170 lbs	Eye Color Brown C	Hair Color Brown C	Hair Length To the Shoulder	Hair Style C	Facial Hair C	Build Heavy	Complexion C Dark Brown C	Glasses	Tee H C	Speech/Voice C	Physical Feature / Feature C	Special Identification		
Residence n C	Resident C	Immigration Status C	Education Level C	Social Security Number [REDACTED]	Sex C	Miscellaneous Number / Type / Sex -- / -- / -- C	On account information -	City Sanford C	State FL C	Zip Code 32773 C	County C Volusia C	County C USA	Employee / School Phone C	Employee / School Address C	City C	County C	State C	Zip Code C	County
Cell Phone [REDACTED] C	Home Phone C	Work Phone C	Email NONE C	Social Media Information C	Heard/Opinion ? No C	Na can Administer ? / patient respon ? -- / -- C	Na can osage D C a e/Time Administer C	ho Administer C	accident involve C	anspo e Co Hospital	Relationships -	Relationship C	Description C	U R Code C					

BUS/STATE/GOV KNIGHTED GAMING C	Business	Address 5210 Belfort Rd, Jacksonville, FL 32256 C	Apartment Ap C	City Jacksonville C	State FL C	Zip Code 32256 C	County Duval C	County C
Relationships -	Relationship C	Description 812.014 2c1 C	Description LARC - GRAND THEFT 750 LESS THAN 5K DOLS C	U R Code 23H				

- Incident Report (Cont.) -

PROPERTY	Property No. 1 C						
	Description \$2,4		Property Status Stole	NCIC Property Category C		Property Type C Mo ey	Make C
	Model C	Brand C	Color C	Serial	Qty C 1	Estimated Value 24	
	FWC/NCIC C	Footprint C NoCC	Damage C				
	- Related Offenses - C						
	1 C	Code C 12. 2c1 C	Description C LARC- GRAND THEFT OF LESS THAN \$500 C				UCR Code C 23H C
PROPERTY	Property No. 2						
	Description C VIDEO SURVEILLANCE		Property Status C Evidence C	NCIC Property Category		Property Type C Other	Make
	Model C	Brand C	Color C	Serial C	Qty C 1 C	Estimated Value C 1. C	
	FWC/NCIC C	Footprint C NoCC	Damage C				
	- Related Offenses - C						

NARRATIVE	<p>On 24 23 contact was made with R-C (Campbell Craig) who advised the following: On August 14, 2023, at about 6:20 AM, a Knight Gami g employee allegedly embezzled \$5 C from the company. This employee is S-C (BeCett, Jacauli A). Campbell was notified by the surveillance team that employees at the Orange City Public Room had reported a cash theft of approximately \$5 C by BeCett. Later that day, at 6: PM, Campbell and BeCett's supervisor met with her in his office to discuss the information. BeCett initially claimed the theft was \$3 C, but later admitted to the full \$5 C after Campbell pressed her. On top of the initial sum, BeCett confessed to stealing a additional \$7 C over the past three weeks. I will take a decisive action. BeCett's employment was terminated that evening. The employee was sequestered under arrest.</p> <p>Review of video surveillance footage from August 13th to 14th, 2023, revealed that BeCett had taken a total of \$2,4 C. A copy of the video surveillance was obtained through a subpoena and placed into the P.D. evidence. I will be following up with BeCett on a later date. A supervisor will be completely informed of the charges.</p> <p>Due to the ongoing nature of the investigation this case will be held in abeyance until a definitive conclusion can be reached.</p>	

ADMIN INFO	<input type="checkbox"/> Victim Advocate C <input type="checkbox"/> Trial C <input type="checkbox"/> Referral C <input type="checkbox"/> NCIC Boline C <input type="checkbox"/> CAIC		Spoke With		Date/Time Spoke With
	<input type="checkbox"/> FWC/NCIC Entry C <input type="checkbox"/> FWC/NCIC Card C <input type="checkbox"/> T.T. BLO	Date C	By CC	Connecting Report Number	Agency C
	Copies to C		Additional Forms Attached C		If Other Attachment Selected, Describe C

OFFICER C	Officer No. C			
	Officer Name Daley, Brian C 12 C		Involvement Type C Report C	Unit C
	Signature Date 12 23 11:22			
Officer Signature C				

EXHIBIT #5
PAGE 2/2

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. Tyler Levi Brown,
Case No. 2023-067629, Default Final Order
Date: March 26, 2025

Executive Summary

The Division of Pari-Mutuel Wagering (“the Division”) served the Respondent, Tyler Levi Brown (“Respondent”) with an administrative complaint seeking to revoke his cardroom employee occupational license and exclude him from all pari-mutuel facilities in the state of Florida. Respondent did not timely respond to the administrative complaint and thereby waived his right to request a hearing contesting this matter. The Division requests that the Florida Gaming Control Commission enter a final order revoking Respondent’s cardroom employee occupational license and permanently excluding Respondent from all pari-mutuel facilities in the state of Florida.

Background

On or about September 28, October 5, and October 10, 2023, Respondent was working as a chip runner at Pensacola Greyhound Racing and was observed by surveillance falsifying promotional payout documentation. Respondent was terminated on October 11, 2023.¹

The Division filed an administrative complaint on July 18, 2024, seeking the revocation of Respondent’s cardroom employee occupational license and his permanent exclusion from all pari-mutuel facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days² to file a written response to the administrative complaint. The Respondent was served on February 13, 2025. Respondent had until March 6, 2025 to respond, and did not do so.

¹ Pensacola Greyhound Racing is operated by a permit holder authorized to conduct pari-mutuel wagering and cardroom operations in the state of Florida.

² See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

Analysis

Florida law allows for the exclusion of Respondent from all pari-mutuel 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 for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission.”

Rule 75-11.005(4), Florida Administrative Code, provides in relevant part that “[n]o person shall, either directly or indirectly [...] [e]mploy or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.

Section 849.086(14)(a), Florida Statutes, provides that:

The commission may deny a license or the renewal thereof, or may suspend or revoke any license, when the applicant has: violated or failed to comply with the provisions of this section or any rules adopted pursuant thereto; knowingly caused, aided, abetted, or conspired with another to cause any person to violate this section or any rules adopted pursuant thereto; or obtained a license or permit by fraud, misrepresentation, or concealment; or if the holder of such license or permit is no longer eligible under this section.

Respondent’s violation of rule 75-11.005(4), subjects him to revocation or suspension of his cardroom employee occupational license and to exclusion from all pari-mutuel facilities in the state.

Respondent failed to file a timely response to the Division’s administrative complaint and has thus waived his right to request a hearing on the matter.

Staff Recommendation: The Division recommends that the Commission enter a final order permanently excluding the Respondent, Tyler Levi Brown, from all pari-mutuel facilities in the state of Florida, and revoking his cardroom employee occupational license.

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.: 2023-067629

TYLER LEVI BROWN,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Tyler Levi Brown (“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.
2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 13701444, issued by Petitioner pursuant to section 849.086(6), Florida Statutes.
3. At all times material hereto, Pensacola Greyhound Racing, LLP d/b/a Pensacola Greyhound Racing 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 Chip Runner at Pensacola Greyhound Racing.

5. On or about September 28, October 5, and October 10, 2023, Respondent was observed by Pensacola Greyhound Racing surveillance falsifying promotional payout documentation.

6. On or about October 11, 2023, Respondent's employment with Pensacola Greyhound Racing was terminated.

COUNT I

7. Petitioner realleges and incorporates the allegations contained in paragraphs one through six as if set forth fully herein.

8. Rule 75-11.005(4)(a), Florida Administrative Code, states that "[n]o person shall, either directly or indirectly . . . [e]mploy or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator."

9. Section 849.086(14)(a), Florida Statutes, provides that:

The commission may deny a license or the renewal thereof, or may suspend or revoke any license, when the applicant has: violated or failed to comply with the provisions of this section or any rules adopted pursuant thereto; knowingly caused, aided, abetted, or conspired with another to cause any person to violate this section or any rules adopted pursuant thereto; or obtained a license or permit by fraud, misrepresentation, or concealment; or if the holder of such license or permit is no longer eligible under this section.

10. Based on the foregoing, Respondent violated rule 75-11.005(4), Florida Administrative Code, by employing a device, scheme, or artifice to defraud the cardroom operator and is therefore subject to suspension or revocation of his occupational license pursuant to section 849.086(14)(a), Florida Statutes.

COUNT II

11. Petitioner realleges and incorporates the allegations contained in paragraphs one through ten as if set forth fully herein.

12. 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).

13. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities in the state of Florida based on his violation of rule 75-11.005(4), Florida Administrative Code.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order revoking Respondent's Cardroom Employee Occupational License, number 13701444, and 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 2023-067629 is signed this 18th day of July 2024.

/s/ Shireen Anbardan

Shireen Anbardan
Senior Attorney
FBN: 1054561
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) 794-8079
Facsimile: (850) 536-8709
Primary: Shireen.Anbardan@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.

Tracking Number:

Remove X

70062150000568479066

Copy Add to Informed Delivery (<https://informedelivery.usps.com/>)

Latest Update

Your item was delivered to an individual at the address at 11:12 am on February 13, 2025 in MILTON, FL 32571.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Left with Individual

MILTON, FL 32571
February 13, 2025, 11:12 am

See All Tracking History

[What Do USPS Tracking Statuses Mean?](https://faq.usps.com/s/article/Where-is-my-package) (<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

7006 2150 0005 6847 9066

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

2.5.25

Postmark
Here

Tyler Levi Brown
5104 Rowe Trail
Pace, Florida 32571
AC-2023067629-PMW

PS Form 3800, November 2009

See Reverse for Instructions

[FAQ](#) | [Help](#) | [Sign Out](#)

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

Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline
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	03/08/2024
Complaint #	2023067629	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	BROWN, TYLER LEVI	Responsible	bjones - JONES, BRADFORD
					Private Case

Complaint	Respondent	Complainant	Addtl Info
---------------------------	----------------------------	-----------------------------	----------------------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	INTR - Internal	Priority	1		
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Security	STND - Standard	Incident	09/28/2023	<input checked="" type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Region	NR - Northern Region	Received	11/30/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Reference	550.0251; 75-61D-11.005			<input type="checkbox"/> Inspection	
Entered	12/01/2023	Entered By	cstubbs1	<input type="checkbox"/> Costs	
Summary	150 - PENSACOLA GREYHOUND RACING, LLP - Powers and duties of the Florida Gaming Control Commission ; Prohibitions : On October 25, 2023, during a routine cardroom inspection, at the Pensacola Greyhound poker room, I was informed of an incident occurring earlier on September 28, 2023, in which Tyler L. Brown, a Chip Runner was viewed on surveillance allegedly falsifying High Hand payout paperwork.			<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
				<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated	03/11/2024 14:54:17	By	cstubbs1	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>


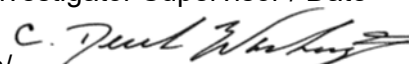

 [Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: NORTHERN	Date of Complaint: November 30, 2023	Case Number: 2023 06 7629
Respondent: BROWN, TYLER L. 5401 ROWE TRAIL PACE, FLORIDA 32571 (850) 525-2694		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 13701444 / 1012		Profession: Chip Runner	Report Date: February 14, 2024
Period of Investigation: November 30, 2023 – February 14, 2024		Type of Report: FINAL	
<p>Alleged Violation: 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. 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.</p> <p>75-11.005 Prohibitions: (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.</p>			
<p>Synopsis: Tyler L. BROWN, a Chip Runner working at the PENSACOLA GREYHOUND poker room, was terminated and excluded from the facility for falsifying documentation to cover up a theft committed by another employee.</p>			
<p>Related Case(s): 2023 06 7533, 2023 06 7514</p>			
Investigator / Date /s/  CW Taylor / February 14, 2024		Investigator Supervisor / Date /s/  C. Derek Washington / February 27, 2024	
<p>Chief of Investigations / Date /s/  Bradford D. Jones / March 8, 2024</p>			

CONTINUATION

During a routine inspection of the **PENSACOLA GREYHOUND** poker room on October 25, 2023, Les DAVIDSON (Lic. #8725331-1012-2024), the Cardroom Manager, informed me that on September 28, 2023, Kristopher D. **BOHLMAN**, a Cardroom Host, was caught on surveillance video taking \$2,000 cash from a rolling vault (RV) at the cardroom podium and putting it in his pocket. DAVIDSON stated that **BOHLMAN** was fired and banned from the facility for 90 days pending further investigation.

Further investigation by the facility revealed that **BOHLMAN** had stolen money on several other occasions and had enlisted the help of other Cardroom employees to falsify paperwork and assist with the cover up of the theft. As a result, two other employees, Zoe N. BRYANT (Lic. #13607661-1012-2026), a Chip Runner, and Tyler L. **BROWN** (Lic. #13701444-1012-2026), also a Chip Runner, were terminated and banned from the facility for falsifying documentation to cover up **BOHLMAN's** theft.

On December 13, 2023, I received video evidence from the **PENSACOLA GREYHOUND** poker room which shows **BROWN** falsifying his promotional paperwork for September 28, 2023, (**EXHIBIT #1 - #5**).

A review of the surveillance video evidence showed the following:

September 28, 2023:

- **9:32 PM: BROWN** is seen filling in his promotional paperwork at the podium with **BOHLMAN** present.
- **9:32:30 PM: BROWN** is seen filling in his promotional paperwork at the podium with **BOHLMAN** present.
- **9:33:08 PM: BROWN** is seen "scribbling" in the signature area of the promotional paperwork, which is a column left of center of the page.
- **9:33:48 PM: BROWN** is seen depositing a tip into a tip box on the podium and then continues to fill in promotional paperwork until the video ends.

On January 29, 2024, I received additional videos from the **PENSACOLA GREYHOUND** poker room involving **BROWN** filling out the promotional paperwork for October 5, 2023.

A review of the surveillance video evidence showed the following:

October 5, 2023:

- **8:17:27 PM – 8:18:29 PM: BROWN** is seen approaching the podium and then seen working on the promotional paperwork until the video ends.

CONTINUATION

BROWN'S involvement appears to be falsifying the documentation to cover up the theft as he is seen on the videos filling in the promotional payout sheets, which all bear his signature and license number. These payout sheets are to be filled out by the Chip Runner, who signs it for the payout they make.

This Investigator was informed by Gerald Alcott, Director of Operations at **PENSACOLA GREYHOUND**, that **BROWN** was interviewed by HR personnel regarding the incidents. He denied any involvement in the theft and claimed he was only following instructions from his brother and supervisor, **BOHLMAN**. However, when questioned about falsely signing customer signatures, he admitted to "scribbling" in the signature section of the paperwork and falsifying the customer information. Due to his dishonesty and failure to follow company procedures, he was terminated immediately and banned for 90 days pending further investigation (**EXHIBIT #6**).

On February 8, 2024, I received a notarized incident report from the **PENSACOLA GREYHOUND** Poker Room Security Manager, April Goodale. The report attested to all the incidents of theft and fraudulent entries on promotional paperwork committed by **BOHLMAN**, **BRYANT**, and **BROWN** (22 incidents on 3 different dates totaling \$3,825.00) that could be identified using surveillance video (**EXHIBIT #7**).

Conclusion: Based on all the information and evidence developed in this investigation, **BROWN** violated F.A.C. **Rule 75-11.005(4)** by falsifying promotional jackpot payout paperwork to conceal the theft of facility funds committed another cardroom employee.

Case Status: Investigation case closed, and case forwarded to Legal for further review.

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	1-1
II.	INVESTIGATIVE REPORT	1-5
III.	EXHIBITS	
1.	9-28-23 Promo 9:32 pm 275 (1) video	1-1
2.	9-28-23 Promo 933p 275 (2) video	1-1
3.	9-28-23 Promo 933p 275 (3) video	1-1
4.	9-28-23 Promo 933p 275 (4) video	1-1
5.	10-5-23 Promo Paper Work video	1-1
6.	90 day banned letter for Brown	1-1
7.	Promotional paperwork for October 5, 2023	1-5
8.	License info.....	1-1



10/24/2023

Tyler Brown

5104 Rowe Trl.

Pace, FL. 32571

This letter is to inform you of an involuntary exclusion that has been placed against you from returning to Pensacola Greyhound Track & Poker Room or any of the PCI Gaming properties listed below:

- Wind Creek Casino and Resort Atmore
- Wind Creek Casino and Hotel Wetumpka
- Wind Creek Casino Montgomery
- Mobile Greyhound Racing
- Creek Entertainment Gretna

Your exclusion ban will begin 10/24/2023 and end on 1/24/24.

If you are found on any of the properties listed above during the expulsion period, you will be advised of the remaining length of the expulsion and asked to leave the property.

Failing to leave the property in a prompt manner will be considered trespassing and local sheriff deputies will be notified.

Attempts to violate the expulsion will be reported to management and could result in a recommendation for permanent expulsion.

Respectfully,

GERALD ALCOTT

Director of Operations

EXHIBIT #6



Incident Report

Please be as brief and as concise as possible utilizing all information obtained from witnesses and poker room staff. Please include "Who", "What", "When", "Where", "How/Why", the "End Results".

I, April Goodale, PGR's Assistant Security Manager observed through surveillance footage of three separate dates multiple employees falsifying promotional payout documentation at the host podium. The employees were Kristopher Bohlman, Tyler Brown, and Zoe Bryant.

On 9/28/23 I verified that the following payouts were not made to the guests at the following tables:

Table 9 Seat 9 at 7:11P for \$200, Table 5 Seat 8 at 7:59P for \$50, Table 6 Seat 3 at 8:57P for \$150, Table 14 Seat 1 at 9:03P for \$150, Table 5 Seat 6 at 9:05P for \$150, Table 7 Seat 6 at 9:33P for \$275, Table 15 Seat 2 at 10:11P for \$150, Table 12 Seat 2 at 10:23P for \$150, Table 14 seat 1 at 10:42P for \$275, Table 7 Seat 8 at 11:30P for \$150, and Table 13 Seat 2 at 11:49P for \$150.

On 10/5/23 I verified that the following payouts were not made to the guests at the following tables:

Table 15 Seat 3 at 7:14P for \$150, Table 13 Seat 9 at 7:36P for \$150, Table 5 Seat 1 at 8:14P for \$275, Table 11 Seat 8 at 8:48P \$150, Table 12 Seat 9 at 9:23P for \$150, Table 6 Seat 6 at 9:45P \$150, Table 14 Seat 9 at 10:17P for \$275, Table 11 Seat 5 at 10:45P for \$275, Table 7 Seat 8 at 11:10P for \$150, And Table 7 Seat 1 at 11:53P for \$150.

On 10/10/23 I verified that the following payout was not made to the guest at the following table:

Table 5 Seat 7 at 10:28P for \$100.

During all these times listed no payout was made to any of the guests listed, however, you could see either Kristopher Bohlman, Tyler Brown, or Zoe Bryant behind the Host Podium filling out the promotional payout paperwork including the signature areas.

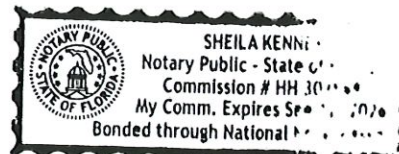
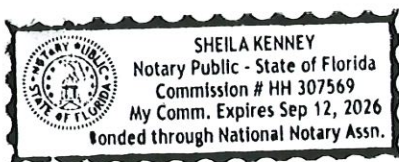


EXHIBIT #7
PAGE 1/6

Printed Name: April Goodale Signature: April Goodale Date: 2/8/24

Day / Date:		Thursday, September 28, 2023	Full House or Better Promo		Hand	Tourn Entry	Hold'em	Omaha
	Time AM or PM	Players Signature	Table #	Seat #			Chip Amount	Chip Amount
1	7:05p		15	8	FH	V		
2	7:07p		14	8	FH	V		
3	7:11p		9	9	SF			200 =
4	7:20p		5	4	FH	V		
5	7:25p		15	5	FH	V		
6	7:30p		7	4	FH	V		
7	7:30p		5	7	FH	V		
8	7:30p		14	2	FH	V		
9	7:43p		11	9	Q		150	
10	7:44p		12	4	FH	V		
11	7:46p		6	9	FH	V		
12	7:47p		7	2	FH	V		
13	7:50p		7	4	FH	V		
14	7:53p		5	2	FH		50 =	
15	7:55p		5	6	FH		50	
16	7:59p		5	8	FH		50 =	
17	8:06p		7	5	Q		150	
18	8:20p		11	3	FH		50 =	
19	8:21p		15	3	FH		50	
20	8:28p		5	2	FH		50 =	

Authorized By: (Signature and Lic #)

Tray D 8627699

Paid By: (Signature and Lic #)

22-13701444

Total:

11

~~100~~

200

NG
13606560

Texas Hold'em

Omaha

Full House

\$50

Kings Full

\$50

Four of a Kind

\$150

Four of a Kind

\$100

Straight Flush

\$275

Straight Flush

\$200

Royal Flush

\$500

Royal Flush

\$300

Day / Date:		Thursday, September 28, 2023	Full House or Better Promo		Hand	Tourn Entry	Hold'em	Omaha
	Time AM or PM	Players Signature	Table #	Seat #			Chip Amount	Chip Amount
1	8:33p		15	9	FH		50	
2	8:47p		5	2	FH		50 -	
3	8:47p		9	4	Q			100 -
4	8:50p		15	7	FH		50	
5	8:50p		15	8	FH		50 -	
6	8:56p		15	1	FH		50	
7	8:56p		14	7	FH		50 -	
8	8:57p		6	3	Q		150	
9	8:58p		12	4	FH		50 =	
10	8:58p		11	6	FH		50	
11	8:59p		11	9	FH		50 -	
12	9:00p		11	8	Q		150	
13	9:02p		6	8	FH		50 =	
14	9:03p		14	1	Q		150	
15	9:05p		15	5	FH		50 =	
16	9:05p		5	6	Q		150	
17	9:22p		12	3	FH		50 =	
18	9:32p		12	7	FH		50	
19	9:33p		7	6	SF		275	
20	9:35p		11	3	FH		50 -	

Authorized By: (Signature and Lic #)

Tracy D. 8627699

Paid By: (Signature and Lic #)

NR 13701444

Total:

~~1675~~ 100

No 1360690

Texas Hold'em

Omaha 1575

Full House

\$50

Kings Full

\$50

Four of a Kind

\$150

Four of a Kind

\$100

Straight Flush

\$275

Straight Flush

\$200

Royal Flush

\$500

Royal Flush

\$300

Day / Date:		Thursday, October 5, 2023	Full House or Better Promo		Hand	Tourn Entry	Hold'em	Omaha
	Time AM or PM	Players Signature	Table #	Seat #			Chip Amount	Chip Amount
1	7:14 pm	<i>[Signature]</i>	15	3	Q		150	
2	7:15 p		6	6	FH	V		
3	7:25 p		12	7	FH	V		
4	7:28 p		15	5	FH	V		
5	7:30 p		14	4	FH	V		
6	7:34 p		Q	1	FH	V		
7	7:36 p	<i>[Signature]</i>	13	9	Q		150 E	
8	7:39 p		15	7	Q		150	
9	7:39 p		15	3	FH	V		
10	7:53 p		7	2	FH		50 =	
11	7:56 p		15	7	FH	V		
12	8:07 p		14	6	FH	V		
13	8:07 p		11	8	FH		50	
14	8:12 p		14	FH	4	V		
15	8:12 p		14	FH	9	V		
16	8:14 p		<i>[Signature]</i>	5	1	SF		275
17	8:16 p		6	4	FH	V		
18	8:16 p		14	5	FH	V		
19	8:17 p		7	4	FH		50 -	
20	8:17 p		5	9	FH		50	
Authorized By: (Signature and Lic #)					Total:	12	925	
<i>[Signature]</i> 8627697 Paid By: (Signature and Lic #) <i>[Signature]</i> 15701444			Texas Hold'em		Omaha			
			Full House	\$50	Kings Full	\$50		
			Four of a Kind	\$150	Four of a Kind	\$100		
			Straight Flush	\$275	Straight Flush	\$200		
			Royal Flush	\$500	Royal Flush	\$300		

Day / Date:		Thursday, October 5, 2023		Full House or Better Promo		Hand	Tourn Entry	Hold'em	Omaha
	Time AM or PM	Players Signature	Table #	Seat #				Chip Amount	Chip Amount
1	10:32P		6	3	FH			50	
2	10:40P		14	6	FH			50	-
3	10:40P		11	3	FH			50	
4	10:41P		7	1	FH			50	-
5	10:42P		15	9	FH			50	
6	10:42P		13	6	FH			50	-
7	10:43P		5	1	FH			50	
8	10:45P	<i>[Signature]</i>	11	5	SF			275	
9	10:50P		13	7	FH			50	-
10	10:55P		15	2	FH			50	
11	11:04P		6	8	FH			50	-
12	11:08P		15	2	FH			50	
13	11:10P		5	5	FH			50	-
14	11:10P		78	8	Q			150	
15	11:21P		11	7	FH			50	
16	11:21P		5	2	Q			150	
17	11:23P		5	8	FH			50	
18	11:27P		15	3	FH			50	
19	11:28P		13	4	FH			50	
20	11:41P		13	4	FH			50	
Authorized By: (Signature and Lic #)					Total:		1425		
<i>[Signature]</i> 8627699 Paid By: (Signature and Lic #) 26213701444			Texas Hold'em		Omaha				
			Full House		\$50	Kings Full		\$50	
			Four of a Kind		\$150	Four of a Kind		\$100	
			Straight Flush		\$275	Straight Flush		\$200	
		Royal Flush		\$500	Royal Flush		\$300		

Day / Date:		Thursday, October 5, 2023		Full House or Better Promo		Hand	Tourn Entry	Hold'em	Omaha
	Time AM or PM	Players Signed		Table #	Seat #			Chip Amount	Chip Amount
1	11:43A			6	1	Q		150	
2	11:44P			15	3	FH		50	=
3	11:45P			6	7	FH		50	
4	11:53P			7	1	Q		150	=
5	11:53P			7	5	FH		50	
6	12:16P			13	5	FH		50	-
7	12:17P			7	5	FH		50	-
8	12:18P			13	4	FH		50	-
9	12:48P			6	7	FH		50	
10	12:48P			5	3	Q		150	=
11								800	
12									
13									
14									
15									
16									
17									
18									
19									
20									

Authorized By: (Signature and Lic #)

Tracy D 8627649

Paid By: (Signature and Lic #)

RE 13701444

Total:

800

Texas Hold'em		Omaha	
Full House	\$50	Kings Full	\$50
Four of a Kind	\$150	Four of a Kind	\$100
Straight Flush	\$275	Straight Flush	\$200
Royal Flush	\$500	Royal Flush	\$300

[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: cstubbs1

[VR Home](#) > [License Search](#) > [License Home](#)**License**

Fed Tax # [REDACTED] Lic Type **1012 - Cardroom Employee Occupational** Expires On **06/30/2026**

File # **14826** Name **BROWN, TYLER LEVI** Extended To

License # **13701444** Rank **CEMP - Cardroom Employee Occupational** Renewed On

Entity # **13701444** Lic Status **Current**

Licensee

History

☐ Notes

Notes History

Back

AddressStreet # **5104** Street **ROWE TRAIL**

Line 2

Line 3

City **PACE**State **FL**Zip **32571**

Routing

Other

1st License Date **08/16/2023** Rank Date **08/16/2023** Certificate #

Method **I-S-1024** Status Date **08/16/2023** Certificate Date

Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action

**Modifiers**

Type	Modifier	Effective Date	Additional Info
C	RUNN - Chip Runner	08/15/2023	
I	GHND - Greyhound	08/15/2023	
L	910 - TLH Licensing	08/16/2023	
Y	3YR - 3 Year License	08/15/2023	

Alt KeysBEST LIC NBR **13701444**

Get Adobe Reader.

EXHIBIT #8

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. Misael Orlando Marquez Fajardo,
Case No. 2024-017221, Default Final Order
Date: March 26, 2025

Executive Summary

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Misael Orlando Marquez Fajardo (“Respondent”) from all pari-mutuel and slot machine facilities in the state of Florida. Respondent failed to respond to the administrative complaint and thereby waived his right to request a hearing contesting this matter. The Division requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent from all pari-mutuel and slot machine facilities in the state of Florida.

Background

On January 29, 2024, and February 10, 2024, Respondent was a patron of Casino Miami, LLC.¹ On March 8, 2024, Respondent was permanently excluded from Casino Miami, LLC.² The reason for the exclusion is included as Exhibit 1 of the administrative complaint.³

Based on Respondent’s exclusion from Casino Miami LLC, the Division filed an administrative complaint on January 29, 2025, seeking his exclusion from all pari-mutual facilities and slot machine facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days³ to file a written response to the administrative complaint. The Respondent was served on February 3, 2025. Respondent had until February 24, 2025 to respond, and did not do so.

¹ Casino Miami, LLC 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..

³ See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

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 Casino Miami, LLC, a pari-mutuel and slot machine facility in this state, subjects him to permanent exclusion from all pari-mutuel facilities in this state.

Staff Recommendation: The Division recommends that the Commission enter a final order permanently excluding the Respondent, Misael Orlando Marquez Fajardo from all pari-mutuel and slot machine facilities in the state of Florida.

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.: 2024-017221

MISAELO ORLANDO MARQUEZ FAJARDO,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Misael Orlando Marquez Fajardo (“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 14957 Southwest 59th Street Miami, Florida 33193.
3. At all times material hereto, Casino Miami, LLC 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 29, 2024, and February 10, 2024, Respondent was a patron of Casino Miami, LLC.
5. On or about March 8, 2024, Respondent was permanently excluded from Casino Miami, LLC.

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 under sections 550.0251(6) and 551.112, Florida Statutes based on his exclusion from Casino Miami, LLC on or about March 8, 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 2024-017221 is signed this 14th day of January 2025.

/s/Emily A. Alvarado

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: +1 (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 Update	Change Mass Status Update	Recording License Type Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline				

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	10/22/2024	
Complaint #	2024017221	Case Type	CMP - Complaint	Disposition					Disposition Date
Docket#		Respondent	MARQUEZ FAJARDO, MISAEL ORLANDO	Responsible	bjones - JONES, BRADFORD	Private Case			

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	II-C - Prohibited Electronic/Mechanical Devices	Complexity	R - Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
				<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
				<input type="checkbox"/>	Inspection		
				<input type="checkbox"/>	Costs		
Security	STND - Standard	Incident	01/29/2024	<input type="checkbox"/>	Time Tracking	Auto Assign	
Region	SR - Southern Region	Received	03/22/2024	<input type="checkbox"/>	Attachments	History	
Reference	849.086; 550.0251; 75-11.005			<input type="checkbox"/>	Work Notes	Print Report	
Entered	03/22/2024		Entered By	cstubbs1			

Summary **273 - CASINO MIAMI, LLC - PROHIBITED ACTIVITIES; Powers and duties of the Florida Gaming Control Commission; Prohibitions- On February 15, 2024, this investigator met with Casino Miami Vice President and General Manager of Casino Miami Daniel Licciardi. Mr. Licciardi informed me that the Designated Player Card Company Knighted Gaming LLC., that he uses in the cardroom informed him of illegal activity involving the use of electronic devices being used along will possibly marked cards to allow patrons to win large amounts of money. The scheme involved the introduction of the marked cards on January 29, 2024, by Casino Miami Dual Rate Poker Supervisors Esteban Machado. On that day, patrons MARQUEZ FAJARDO and Yoan Arguelles played at a Designated Table #15. During their play, MARQUEZ FAJARDO is captured on video footage using an electronic device similar to a cellular phone which emitted a ultraviolet light which meant that the device was reading the marked cards. On February 10, 2024, video footage captured Dual Rate Poker Supervisors Miguel Cervera Martinez introducing a set of marked cards to Designated Plater Table #15. After during so, MARQUEZ FAJARDO and Yoan**

Arguelles again began to play. Video footage again captured the two men utilizing both a key fob and an electronic device similar to a cellular phone that reads marked cards. **MARQUEZ FAJARDO** won \$4,600.00 on January 29, 2024, and \$14,000.00 on February 10, 2024. During the time he was playing he gave on two occasions chips totaling \$2,500.00 to a female that was with him. The female was identified as **Laura Beatriz Laboredo**. **MARQUEZ FAJARDO** was excluded by the facility for his actions March 8, 2024.

Updated 10/29/2024 11:55:25

By cstubbs1

Change

Save

OK

Cancel

Back

 [Get Adobe Reader.](#)



Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: March 22, 2024	Case Number: 2024 01 7221
Respondent: MARQUEZ FAJARDO, MISAEL ORLANDO 14957 SW 59TH ST. MIAMI FLORIDA, 33193		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: N/A - 1098		Profession: Patron	Report Date: May 30, 2024
Period of Investigation: March 22, 2024, through May 30, 2024		Type of Report: Final	
<p>Alleged Violation: 849.086 Cardrooms authorized.— (12) Prohibited Activities.— (c) No electronic or mechanical devices, except mechanical card shufflers, may be used to conduct any authorized game in a cardroom. (d) No cards, game components, or game implements may be used in playing an authorized game unless such has been furnished or provided to the players by the cardroom operator</p> <p>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. 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.</p> <p>75-11.005 Prohibitions. (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.</p> <p>Synopsis On February 15, 2024, this investigator met with Casino Miami Vice President and General Manager of Casino Miami Daniel Licciardi. Mr. Licciardi informed me that the Designated Player Card Company Knighted Gaming LLC., that he uses in the cardroom informed him of illegal activity involving the use of electronic devices along with possible marked cards to allow patrons to win large amounts of money. The scheme involved the introduction of the suspected marked cards on January 29, 2024, by Casino Miami Dual Rate Poker Supervisor Esteban Machado. On that day, patrons MARQUEZ FAJARDO and Yoan Arguelles played at a Designated Table #15. During their play, MARQUEZ FAJARDO is captured on video footage using an electronic device similar in appearance to a cellular phone which emitted an ultraviolet light which is believed to be an indicator that the device was reading the marked cards.</p> <p>On February 10, 2024, video footage captured Dual Rate Poker Supervisor Miguel Cervera Martinez introducing a set of marked cards to Designated Plater Table #15. After during so, MARQUEZ FAJARDO and Yoan Arguelles again began to play. Video footage again captured the two men utilizing both a key fob and an electronic device similar in appearance to a cellular phone that reads marked cards. MARQUEZ FAJARDO won \$4,600.00 on January 29, 2024, and \$14,000.00 on February 10, 2024. During the time he was playing he gave on two occasions chips totaling \$2,500.00 to a female that was with him. The female was identified as Laura Beatriz Laboredo. MARQUEZ FAJARDO was excluded by the facility for his actions March 8, 2024.</p>			
Related Case(s): 2024 01 7221 & 2024 01 7214			
Investigator / Date Raul Suau / May 30, 2024 Chief of Investigations / Date Bradford D. Jones / October 22, 2024		Investigator Supervisor / Date Julio Minaya / October 16, 2024	

CONTINUATION

On February 15, 2024, I met with Casino Miami Vice President and General Manager Daniel Licciardi, at his request regarding numerous incidents involving cheating at the Designated Poker table games operated by Knighted Gaming LLC. According to Licciardi, Knighted Gaming suspected that marked poker cards were being introduced to the tables and that an electronic device was being used by patrons to win large amounts of monies. Licciardi went on to say that review of video footage of January 14 into the 15th captured Casino Miami Dual Rate Supervisor Esteban Machado introducing two decks of marked cards to the table which facilitated the involved parties to cheat using electronic devices similar in appearance to a cellular phone. **(Exhibit #1)**

As a follow-up to the above information, on February 19, 2024, I met with Liccardi at which time he informed me that there was another Casino Miami Dual Rate Supervisor involved in the scheme. He identified Miguel Cervera Martinez as being captured on video footage on February 10, 2024, introducing two decks of marked cards to Designated Poker Table #15.

The point of contact was the President and CEO of Knighted Gaming LLC., Roy Choi, who provided the above information to Liccardi which was acquired by Choi's employees while acting as Designated Players at table #15, on the night of February 10, 2024.

Among the individuals identified by the employees of Knighted Gaming LLC., were two individuals; Yoan Arguelles Leon (Case #2024 01 7188) and **MARQUEZ FAJARDO**. Both individuals visited Casino Miami on January 29, 2024, and on February 10, 2024. Their purpose in visiting the facility was to play Designated Player games that had been compromised by the introduction of marked cards introduced by one of two Dual Rate Supervisors. The first, employee identified Esteban Machado, (Case #2024-01-0529), introduced marked cards on January 14, 23 and 29th of 2024. The second employee is Miguel Cervera Martinez who introduced marked cards onto Designated Player table #15 on February 10, 2024. Pictures taken at the table by Knighted Gaming employees are attached as **Exhibit #9**.

On January 29, 2024, at 6:30 P.M., Machado walks up to Designated Player table #15, and removes the cards that were being used at the time and replaces them with two decks of suspected marked cards that were inside of a black box with no sticker label on it. He then takes the cards that he removed and goes over to table #13, shuffles them and places them inside the same black card holder box that he took the suspected marked cards from. Once at the Poker Supervisor Podium, he removes the cards that he took from table #15 and places them inside another black box card holder which was labeled with a white expiration date sticker on it and stores them in the bottom drawer of the podium. At 6:44 P.M., Arguelles Leon enters the poker room and proceeds to sit at table #15. He then gets up and walks to table #9 where he engages Poker Supervisor Machado in conversation. Arguelles Leon then returns to table #15 and buys \$200.00 worth of chips from the dealer and sits in the middle seat of the table (directly in front of the dealer) and begins to play. At 6:47 P.M., Arguelles Leon gets up from the table and walked away, leaving his poker chips behind. He then proceeds to the back of the poker room where he approaches Machado and again engages him in conversation. **(Exhibit #6)**

At 7:16 P.M., Arguelles Leon returns to table #15 and is joined by Misael **MARQUEZ FAJARDO** who goes to the rear of the poker room and takes a chair from poker table #13 and places it in the middle position of poker table #15. Arguelles Leon moves over to a spot closest to the Designated Player giving up his position to **MARQUEZ FAJARDO**. **MARQUEZ FAJARDO** immediately places a device similar in appearance to a cellular phone that eventually is seen on video footage emitting a purple light indicative of device capable of reading marked cards. This Investigator found that devices similar to the device in question are available for sale at www.markedcardsusa.com, which is an online store that sells poker cards and devices used to cheat. As a result of Machado's actions, on this day, Arguelles Leon won a total of \$4,000.00 and Marquez Fajardo won \$4,600.00. **(Exhibit #7)**

CONTINUATION

This device has been used by other individuals involved in this scheme and has been observed through video footage emitting an ultraviolet light which is believed to be an indication that the device is reading the cards in front of it. Devices of this type are currently being sold on the website www.markedcardsusa.com which is an online store that sells marked poker cards and devices used to cheat. On this date, January 29, 2024, **MARQUEZ FAJARDO** won \$4,600.00 which he cashed out at the main poker cage. There is no Poker Multiple Transaction Log containing this transaction due to an omission of the poker cage cashier working when the chips were cashed in. **(Exhibit #7)**

On February 10, 2024, **MARQUEZ FAJARDO** once again visited Casino Miami. He once again sat in the middle seat at Designated Player table #15. This time however, he was accompanied by a female identified as Laura Beatriz Laborde.¹ Laborde sat next to him for a good part of the night. She would periodically leave to go play on the slot machines but would return after a short time. Independent video review by this investigator revealed the following:

- 6:19:27 P.M., Dual Rate Poker Supervisor Miguel Cervera Martinez enters the restroom located within the Pari-Mutuel William Hill section of the gaming floor. **(Exhibit #4, Page 1)**
- 6:20:24 P.M., and 6:20:38 P.M, Cervera Martinez exits the restroom holding a small box which appears to be a poker card deck holder. He then walks to the cardroom podium and places the box containing the marked cards inside the podium drawer. **(Exhibit #4, Pages 2 thru 4)**
- 6:31:30 P.M., Patron Yoan Arguelles Leon walks to the podium and engages Cervera Martinez in conversation. **(Exhibit #4, Pages 5 & 6)**
- 6:34:15 P.M., Cervera Martinez retrieves the box containing the marked cards from the podium drawer and walks to Designated table #15 and opens the table and introduces the now confirmed marked cards that he retrieved from the restroom. After doing so, the only patron at the table is Yoan Arguelles Leon. **(Exhibit #4, Pages 7 & 8)**
- 6:54 P.M., Misael Orlando **MARQUEZ FAJARDO** arrives in the poker room in the company of Laura Beatriz Laborde. He sits at table #15 and places a vehicle key fob that is [now] a known device that can read marked cards on the table. He later utilizes another device similar in appearance to a cellular phone that can also be used to read marked cards. Both devices were captured on surveillance footage emitting an ultraviolet light that when activated lets the user know that it is reading the marked cards. Devices of this type are sold on a website that is known as www.markedcardsusa.com.² **Note:** Case #2024 01 7214 has been opened against Laura Beatriz Laborde for her participation in the scheme. **(Exhibit #4, Pages 10 thru 16 & 20 thru 21)**

For the most part, while sitting next to **MARQUEZ FAJARDO**, Laborde was a spectator. Until she was observed on video footage at 10:36 P.M., receiving a rack of \$25.00 chips, green in color totaling \$2,500.00 from **MARQUEZ FAJARDO** and cashing them at the Poker Cage. She then walks back to table #15 and gives **MARQUEZ FAJARDO** the money. A second occurrence takes place at 10:53 P.M. Again, **MARQUEZ FAJARDO** gives her a rack of \$25.00 chips, green in color totaling \$2,500.00. This time however, she proceeds to the supervisors' podium where Dual Rate Supervisor Misleidys Valdes Lazo³ cashes them out for her. **(Exhibit # 4, Pages 18 thru 19 & Pages 35 thru 43)**

¹ Currently under investigation by PMW Investigations under Case #2024-01-7214.

² On 02/10/2023 **MARQUEZ FAJARDO** used these devices. He was also captured on video footage using ear pods. The ear pods are used in conjunction with either device so that the audible sounds made from the devices are not heard by everyone else, only by the person using them to cheat.

³ Although Dual Rate Supervisor Misleidys Valdes Lazo relieved Cervera Martinez, she was not involved in the scheme.

CONTINUATION

MARQUEZ FAJARDO continues playing at table # 15 until 11:20 P.M., when the Dual Rate Supervisor Mileidys Valdes Lazo is approached by one of the Designated Player company's employees and both can be seen on video footage having a conversation. Subsequently after their conversation ended, Valdes Lazo can be seen removing the marked cards that Cervera Martinez had introduced to table #15 and replacing them with two new decks of cards. The marked deck of cards was isolated and eventually turned over to Vice President Daniel Licciardi. The deck was subsequently secured as evidence by this Investigator.

After the cards were removed from play, both Arguelles and **MARQUEZ FAJARDO** proceeded to cash out their chips. Arguelles Leon cashed out \$1,700.00 and **MARQUEZ FAJARDO** cashed out a total of \$9,000.00. Both were cashed out by Mileidys Valdes Lazo at the supervisors' podium. She did not inform the poker cage of either transaction therefore, a Poker Multiple Transaction Log could not be created for each transaction. Including the monies that Laborde cashed for **MARQUEZ FAJARDO**, his total for the evening was \$14,000.00.⁴ Arguelles Leon cashed out a total of \$3,750.00 for the night. However, he previously cashed out \$2,050.00 earlier that evening prior to meeting with Cervera Martinez in the parking lot.

On February 28, 2024, Cervera Martinez was interviewed by the undersigned Investigator and Investigative Supervisor Julio Minaya. At first, Cervera Martinez denied having any knowledge involving the use of marked cards or the introduction of said devices. However, when confronted with evidence (video footage) of him entering the restroom located in the William Hill Sports Book section of the gaming floor next to the cardroom and shortly thereafter, being observed exiting while holding a small box which may have contained the marked cards, Cervera Martinez appeared surprised that evidence existed, became visibly nervous and remained silent for some time. He then stated that he received a text message from a person whom he did not know. The text message offered him \$2,000.00⁵ to introduce marked cards to a Designated Player game. He said he did so because of personal financial problems he was facing.

Cervera Martinez went on to say that on the day he introduced the cards, February 10, 2024, he received another text message from the same phone number that had originally texted him, instructing him to enter the restroom located in the William Hill Sports Book section and to retrieve the cards that were left for him. He says that when he entered the restroom and retrieved the cards, he opened them and looked at them but saw no visible markings on the cards. He says that after walking out of the restroom with the cards in hand, he walked over to Designated Player table #15, opened the table, and introduced the same cards that he had retrieved from the restroom to the table game.⁶

When asked how he was paid, Cervera Martinez stated that the money was placed through the window of his private vehicle which was parked in the employee parking lot. However, when confronted with the fact that he did not drive to work on the date in question but was dropped off by a van and later after his shift was over, he was picked up by a White Mercedes Benz, Cervera Martinez admitted to lying to this investigator regarding where and how he had gotten paid. He then stated that he entered the White Mercedes Benz and was driven to the very end of the parking lot used by patrons to park their vehicles and there he met a Black SUV,⁷ at which time one of the occupants who was also a player at the same table where he had introduced the contraband cards, gave him an envelope containing \$2,000.00.⁸

⁴ Of the \$14,000.00, Marquez Fajardo cashed out \$9,000.00 and Laborde cashed out \$5,000.00, on his behalf.

⁵ Cervera Martinez stated in a separate interview with Gaming Enforcement that he received \$1,500.00 in compensation.

⁶ Video review shows that Cervera Martinez did not immediately open the table game until he was approached by Yoan ARGUELLES LEON.

⁷ Upon video review, the SUV was observed as being white in color, and not black as Cervera Martinez had stated.

⁸ YOAN ARGUELLES LEON was identified as one of the players at the table. He was wearing a medium blue jean jacket when identified as a player via video review. At 10:24 P.M., he is observed walking out of the poker room and towards the main entrance of the casino after cashing out chip's worth approximately \$2,050.00, this amount was verified via video review. At approximately 10:34 P.M., a White Cadillac SUV is observed parked along the East side cement wall of the facility's main parking lot a short time later, the White Mercedes Benz that Cervera Martinez was in parked

CONTINUATION

On April 16, 2024, the undersigned Investigator along with Investigative Supervisor Julio Minaya visited Casino Miami and took possession of 64 decks of Copaq cards. These cards were vouchered and placed into evidence. Because these cards were in circulation during the same time that the marked cards were being used, they were taken for future testing once a device similar to the one that was used by the suspects can be obtained. The cards are being preserved to confirm that all cards in circulation at the time of the cheating activity are available for examination. These cards would have been destroyed by the facility once their expiration date arrived. Also taken into evidence were damaged cards that were removed from play during that same period. **(Exhibit #8)**

As a result of Ernesto Machado and Miguel Cervera Martinez's actions, **MARQUEZ FAJARDO** was able to defraud Knighted Gaming LLC., of \$18,600.00 between January 29, 2024, and February 10, 2024. As a result of **MARQUEZ FAJARDO'S** participation in this scheme, he was permanently excluded by the facility on March 8, 2024. **(Exhibit #2)**

Case closed by Investigations and forwarded to Legal for review and possible state-wide exclusion from all Florida PMW facilities and cardrooms.

next to the White Cadillac SUV at which time based on Cervera Martinez's statement the exchange of monies was made. The individual driving the Cadillac SUV drives away and comes into view of camera 986 where the individual driving is a male wearing clothing similar in color to what ARGUELLES LEON was seen wearing at the Poker table earlier. An Accurant check was conducted on ARGUELLES LEON, revealing ARGUELLES LEON as the owner of a White Cadillac SUV the same type of vehicle that the individual was driving.

CONTINUATION

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	1
II.	INVESTIGATIVE REPORT	2
III.	EXHIBITS	
	1. Surveillance Report CMJ-000013356.....	1-4
	2. Exclusion Report for MARQUEZ FAJARDO	1-1
	3. Property Receipt.....	1-1
	4. Photos of 02/10/2024.....	1-51
	5. MARQUEZ FAJARDO'S DL.....	1-1
	6. Photos of 01/29/2024.....	1-16
	7. Photos of Card Reading Devices.....	1-4
	8. Copy of Property Receipt of Cards from Casino Miami.....	1-2
	9. Photo of MARQUEZ FAJARDO	1-3



CMJ-000013356 - MGMT Request Poker Review or Coverage Report - Reported 02/15/2024 13:56

Author: Adrian Gordon 11117304

Report Number: CMJ-000013356

Start Time: 02/15/2024 13:56

End Time: 02/16/2024 07:59

Report Group: Surveillance Reports

Report Type: MGMT Request Poker Review or Coverage Report

Note: Vice President Of Human Resources and State Compliance, Beatriz Perez requested a video review for 01/14/2024 and 01/22/2024 in the poker room in reference to unusual activities involving Poker Room Supervisor, Esteban Machado at Poker Table # 016

Location / Origin: Information-Employee Activities

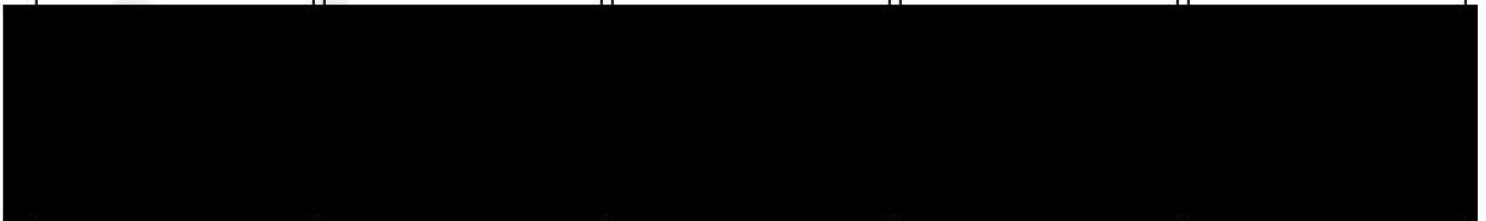
esteban giving m...	patron playing w...	patron playing w...	esteban placing ...	esteban placing ...



dp and esteban s...	unlabeled deck of...	packing away unl...	poker card drawe...	reaching into ja...



poker podium dra...	removing unlabel...	switching of dec...	switching of dec...	esteban removes ...



		esteban placing ...
esteban rubbing ...	runs finger alon...	

Narrative

On 02/13/2024 at 16:28 hours, Vice President Of Human Resources & State Compliance, Beatriz Perez requested a video review for 01/14/2024 and 01/22/2024 in the poker room in reference to unusual activities involving Poker Supervisor, Esteban Machado at poker table #016.

NOTE: The dates requested are as listed below, and was advised to review 01/14 and 01/22, and will further advise if to continue with the additional requested dates.

1/14 - 9pm - table 16

1/22 (into 1/23) 1230am - table 16

1/29 - 9pm - table 15

2/10 - 10p - table 15

A Video review revealed the following information on 01-14-2024:

1. At 17:18:30 hours on camera #923, Surveillance observed Mr. Esteban reaching into his right jacket pocket and placing a box / boxes containing playing card into the poker podium drawer where other playing cards were stored.
2. At 20:43:30 hours on camera #923, Surveillance observed Mr. Esteban removing the unlabeled box containing playing card out of the drawer.
3. From 20:45:00 to 20:49:15 hours on camera #916, Surveillance observed Mr. Esteban switching poker game "Alligator Jokers Wild" to "Alligator High Stakes Hold'em" on poker table #16 and giving poker dealer cards from the unlabeled box.
4. At 21:36:42 hours on camera #923, Surveillance observed Mr. Esteban removing the unlabeled box containing playing card out of the drawer.
5. From 23:40:15 to 23:40:42 hours on camera #916, Surveillance observed Poker Supervisor, Esteban fanning out poker cards on poker table #16 and then rubbing 1 card on the table multiple times, then proceeded to run his finger along the edge of the card.
6. From 00:56:00 to 00:57:00 hours on camera #923, Surveillance observed Mr. Esteban removing box / boxes containing playing cards from poker podium drawer and placing it into his jacket pocket.

A Video review revealed the following information on 01-22-2024:

1. From 17:31:55 to 17:32:25 hours on camera #923, Surveillance observed Poker Supervisor, Esteban Machado giving an unknown male patron wearing a white tee shirt, an unknown amount of money from his wallet, (multiple \$100.00 bills were observed).

NOTE: At 17:38:10 hours on camera #913, Surveillance observed the unknown male patron sitting at poker table #13, proceeded to buy poker chips and play at the table

2. From 23:44:00 to 23:45:35 hours on camera #923, Surveillance observed Poker Supervisor, Esteban Machado reaching into his jacket pocket and placing an un-labeled poker card box / boxes into the drawer.

3. At 00:08:06 hours on camera #923, Surveillance observed Mr. Machado removing the un-labeled poker cards box and proceeded to poker table #016.

4. At 00:08:30 hours on camera #916 & 823, Surveillance observed Poker Supervisor, Esteban Machado giving the unlabeled poker card box to Poker Dealer, Leandro Aguilera at table #16. Mr. Aguilera then proceeded to deal at the table.

5. At 00:28:35 hours on camera #916 & 823 Poker Dealer, Jose Martinez took over table #16. Shortly thereafter a conversation between the DP employee and Esteban was observed in reference to the current game.

6. At 01:06:22 hours on camera #923, Surveillance observed Poker Supervisor, Esteban Machado packing away the unlabeled poker card box / boxes and placing it into his jacket pocket.

7. At 01:31:50 hours on camera #806, Surveillance observed Mr. Esteban removing box / boxes containing playing cards and placing it into his jacket pocket.

A video review revealed the following information on 01-29-2024

01. At 17:51 Hours camera # 923, Poker Room Supervisor, Esteban Machado takes out of jacket and place unmarked box into drawer

02. At 18:30 Hours on camera # 915, # 923 and # 805, Poker Room Supervisor, Esteban Machado takes unmarked box of cards out of drawer and place them at table 15 , that already has cards and then move the previous cards from table 15 to table 13 and runs them through the shuffle master and then after returns to podium and place them into a marked box.

03. At 00:18 Hours camera # 809 and # 923, Dealer return cards from poker table 15 to podium and Poker Room Supervisor, Esteban Machado places cards into unmarked box and into drawer.

01. At 18:20 Hours on camera # 802, # 923 and # 150, Poker Room Supervisor, Miguel H. Cervera Martinez - goes to William Hill Restroom with nothing in his hands and leaves the restroom with a box of unmarked cards in his left hand and then placed it into the podium drawer.

02. From 18:34 to 18:37 Hours on camera # 915 and # 805. Poker Room Supervisor, Miguel H. Cervera

04. At 23:34 to 23:36 Hours on camera # 805 and # 915, Poker Room Supervisor, Misleidys Valdes Lazo retrieves 2 decks of cards from poker table # 15, place them into the podium drawer and separated from other decks , later marked with a note

05. From 05:51 to 05:55 Hours on camera # 363, # 361 and # 322, Poker Room Supervisor, Misleidys Valdes

Lazo turned in the cards at the chip bank window

This report was written by Surveillance Assistant Manager, Adrian Gordon #11117304

This report was approved by Surveillance Director, William Hutcheson # 7874265.

Signature A

Date

Signature B

Date



CMJ-000002811 - Patron - Trespass Permanent - Reported 03/08/2024 14:21

Author: Jorge Callejas 13298951

Report Number: CMJ-000002811

Start Time: 03/08/2024 14:21

End Time: 03/08/2024 14:30

Report Group: Exclusion Reports

Report Type: Patron - Trespass Permanent

Note: Permanent Trespass

Location / Origin: Casino

Person

Name: Misael Orlando Marquez Fajardo

Alias:

Race: Hispanic

Gender: Male

Miami, Fl. 33193

PC#:

Fajardo.jpg

Narrative

Signature A

Date

Signature B

Date



Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations

PROPERTY RECEIPT

Complaint # **2024 01 7188**

Date 2/28/24 Lab # _____

Item No.	Quantity	Description
1	1	EXTERNAL & RIVE
		VIDEO OF 1/14/24
		" " 1/22/24
		" " 1/29/24
		" " 2/10/24

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.

Daryl Lamb
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]
Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

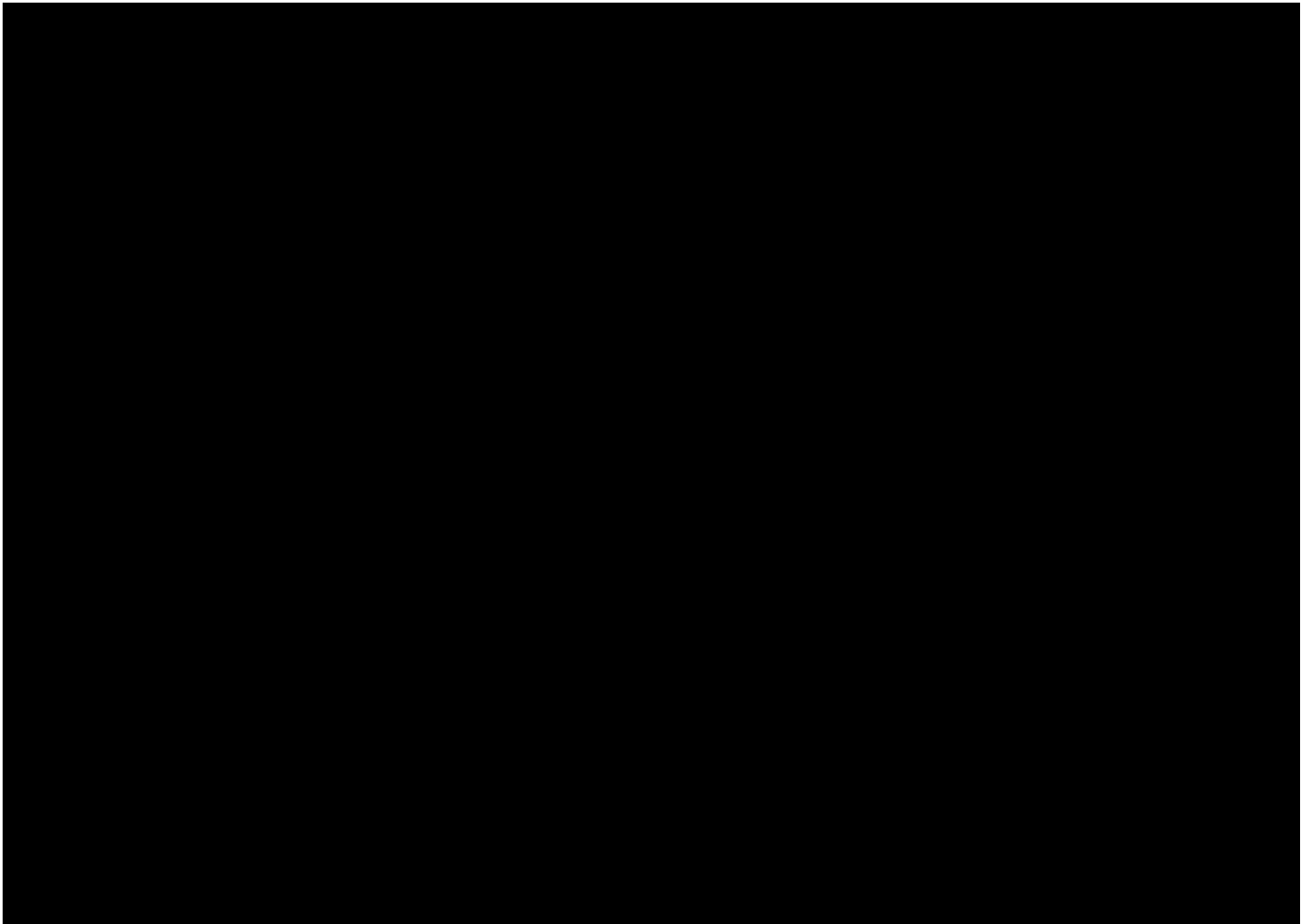
Signature _____

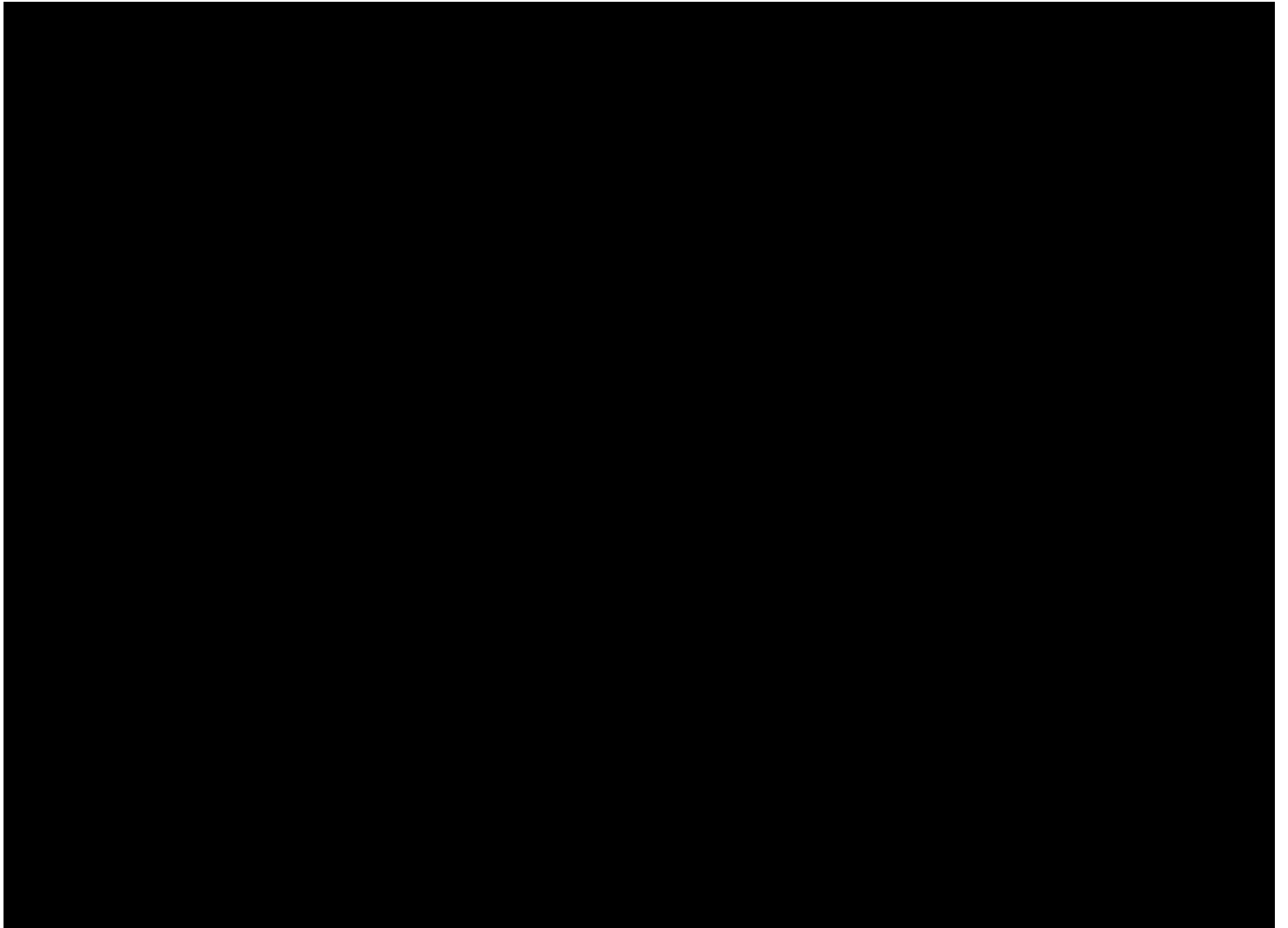
Date _____

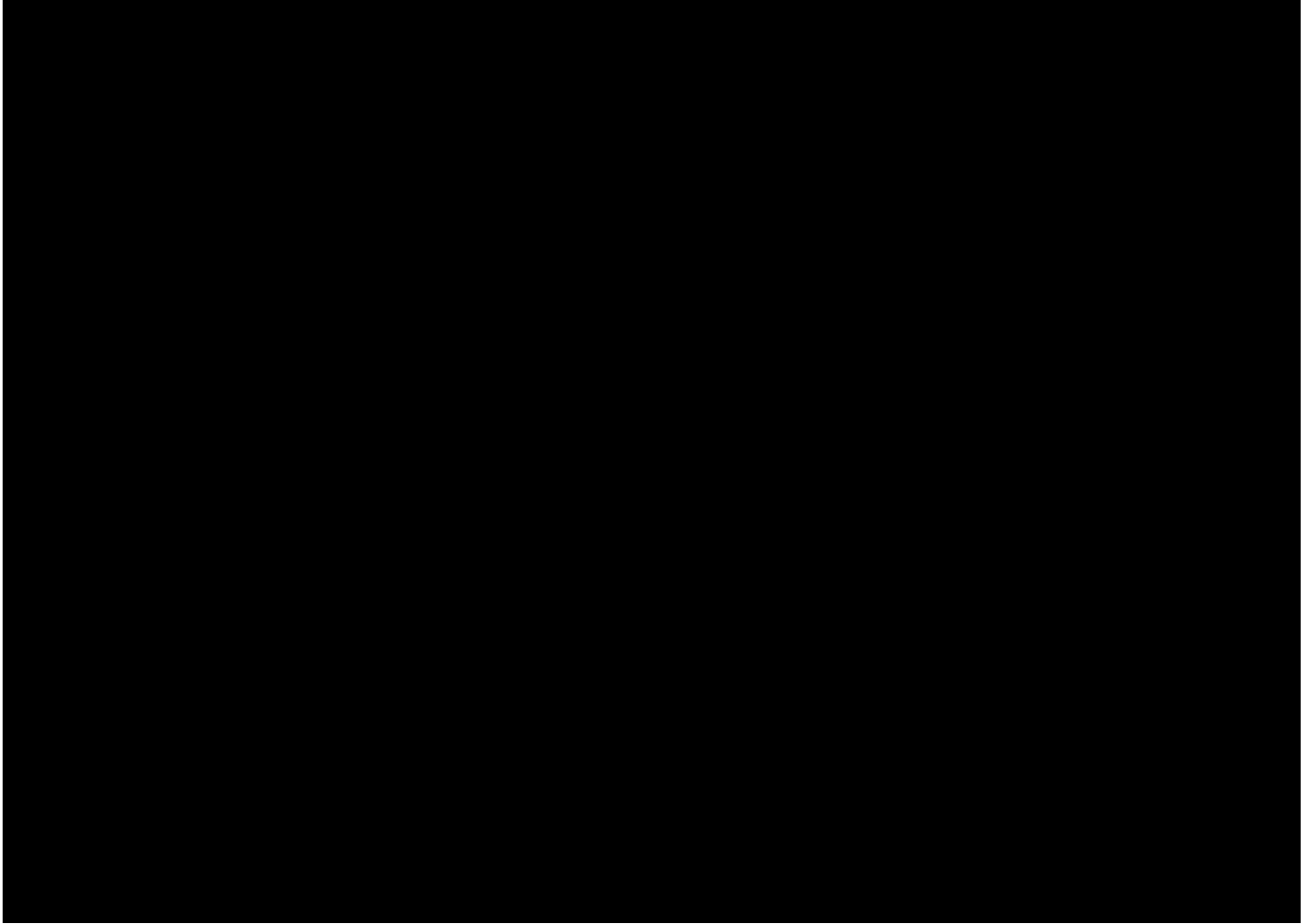
Received by: _____ Date: _____
Received by: _____ Date: _____
Received by: _____ Date: _____

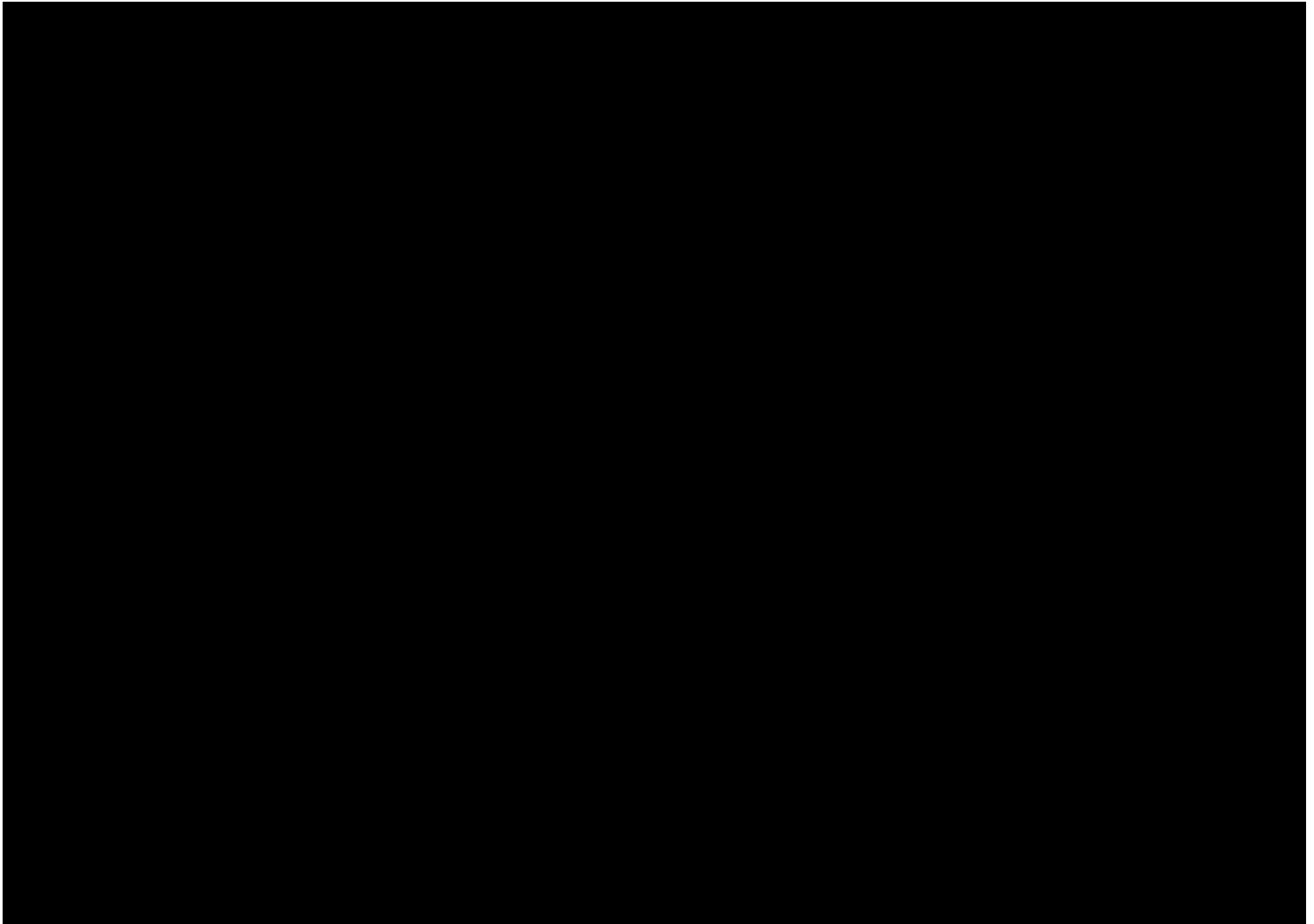
Copies for: File, Transmittal, Laboratory, Property Receipt

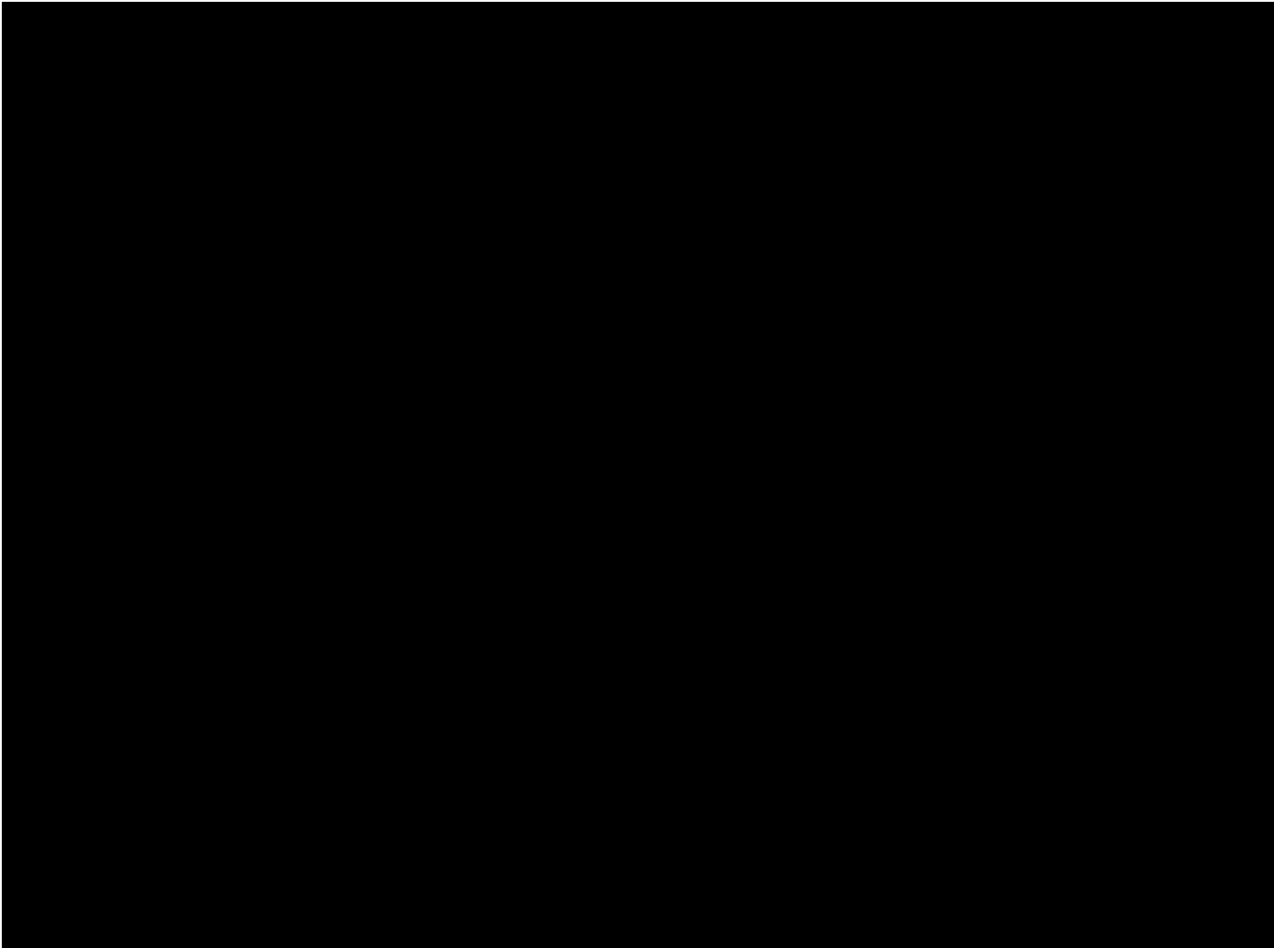
EXHIBIT # 3
PAGE # 1

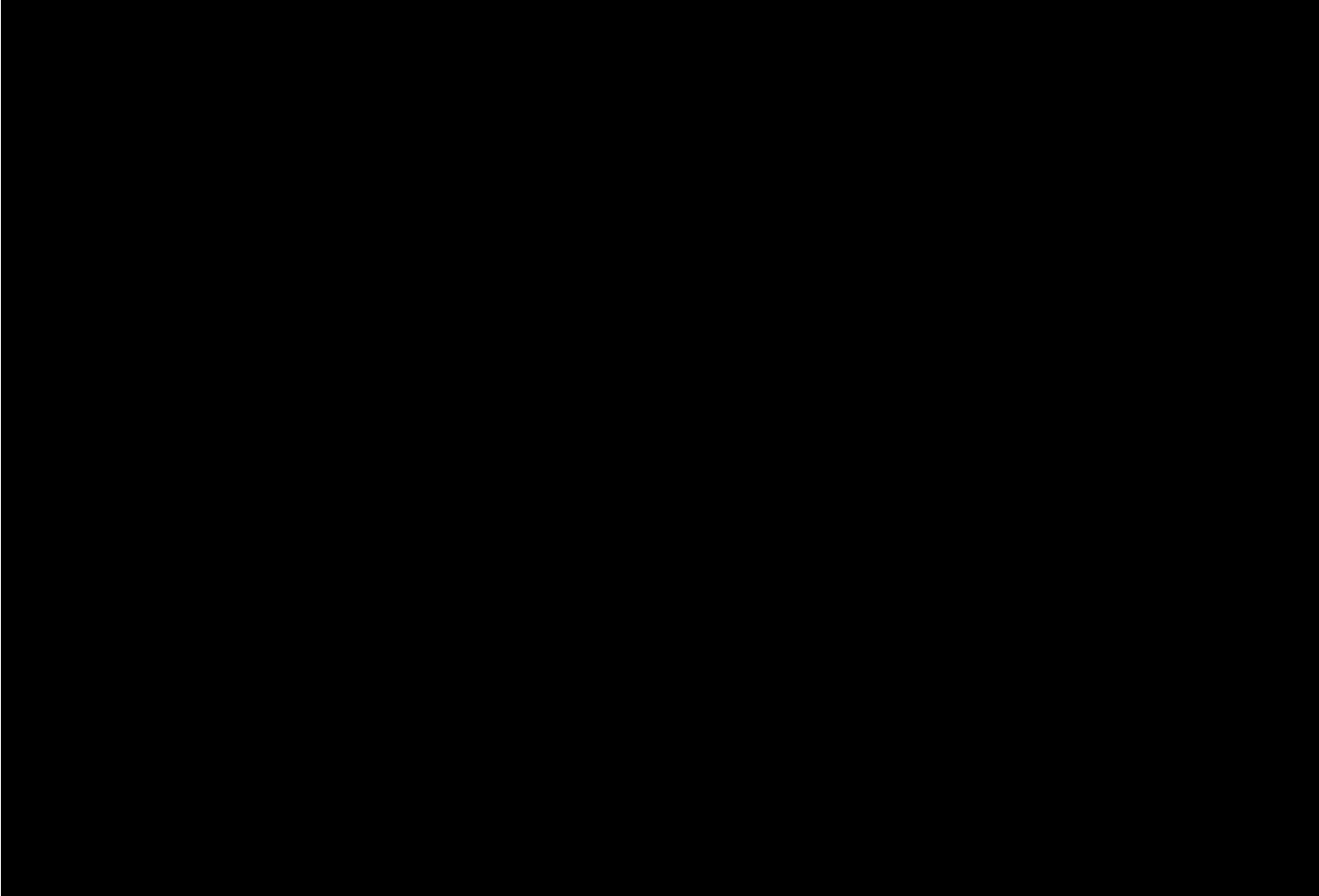


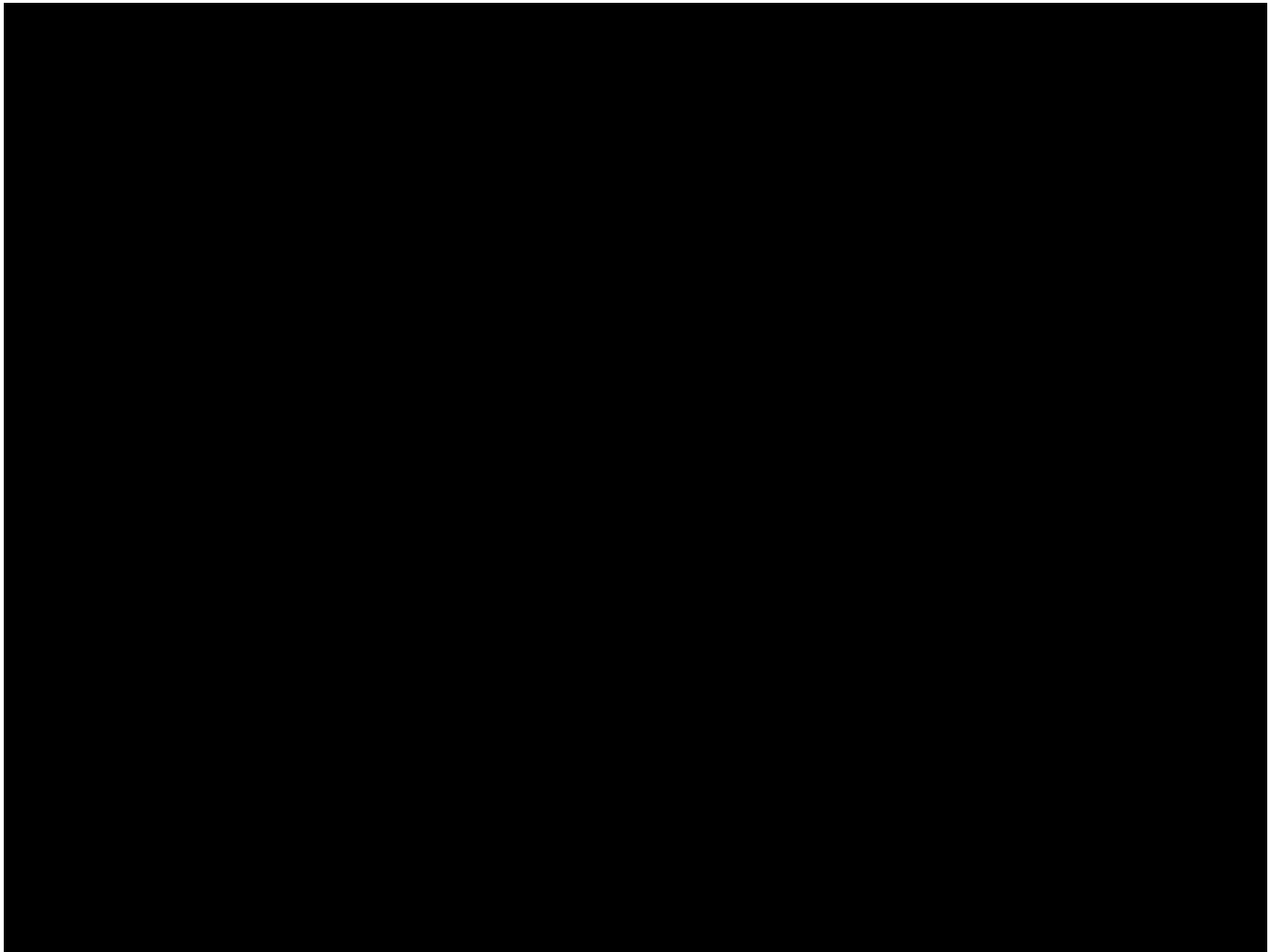


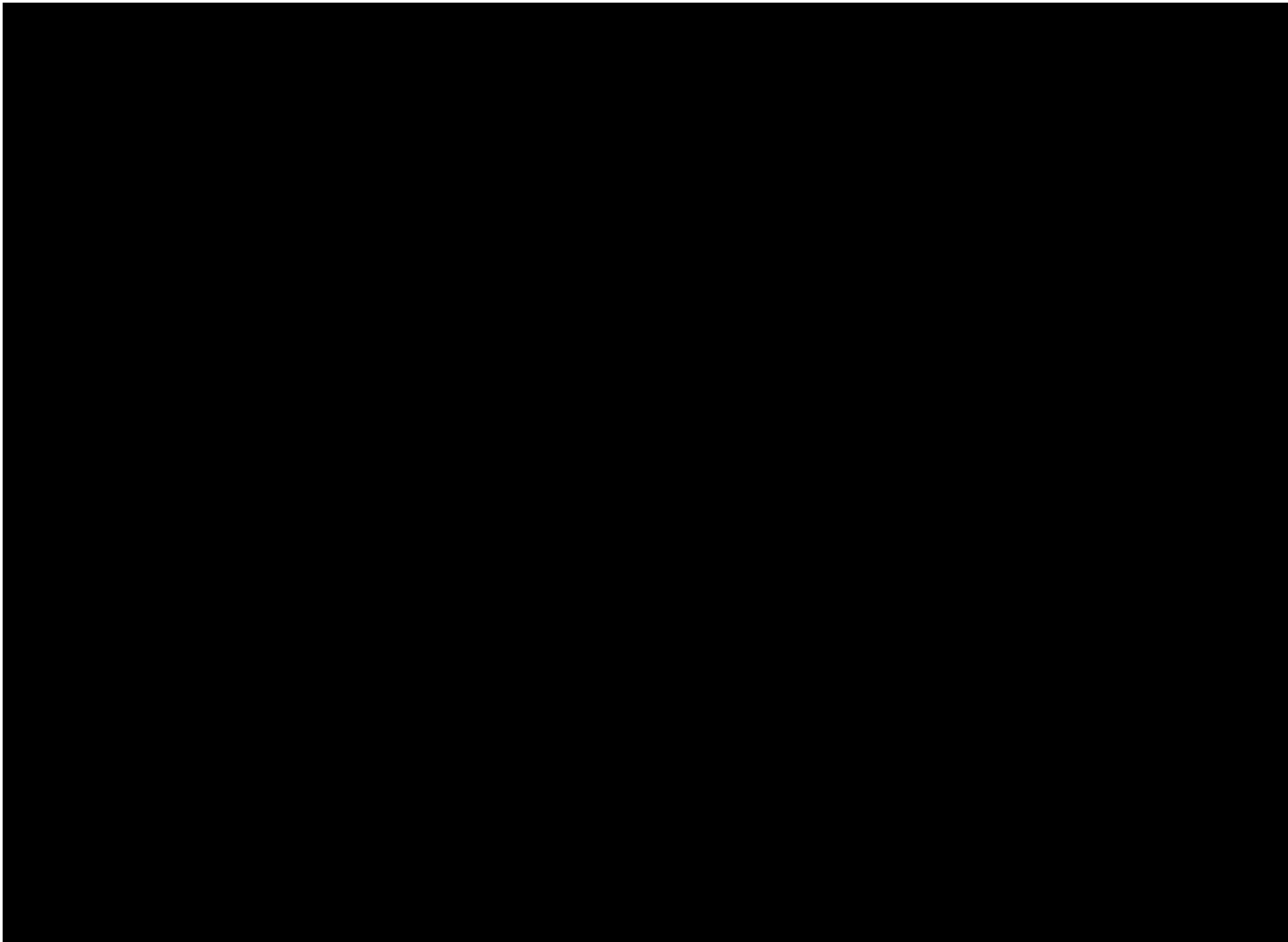


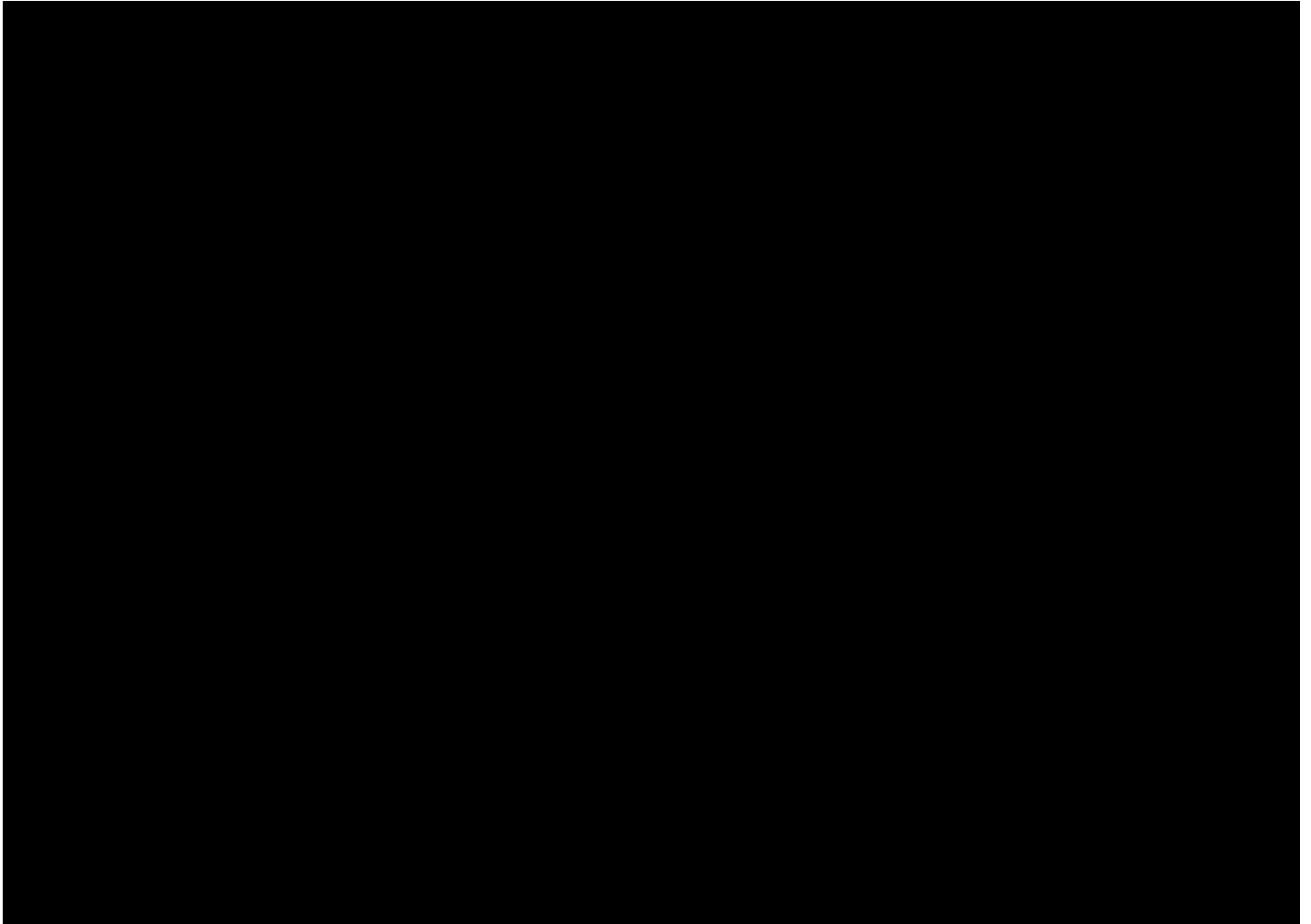


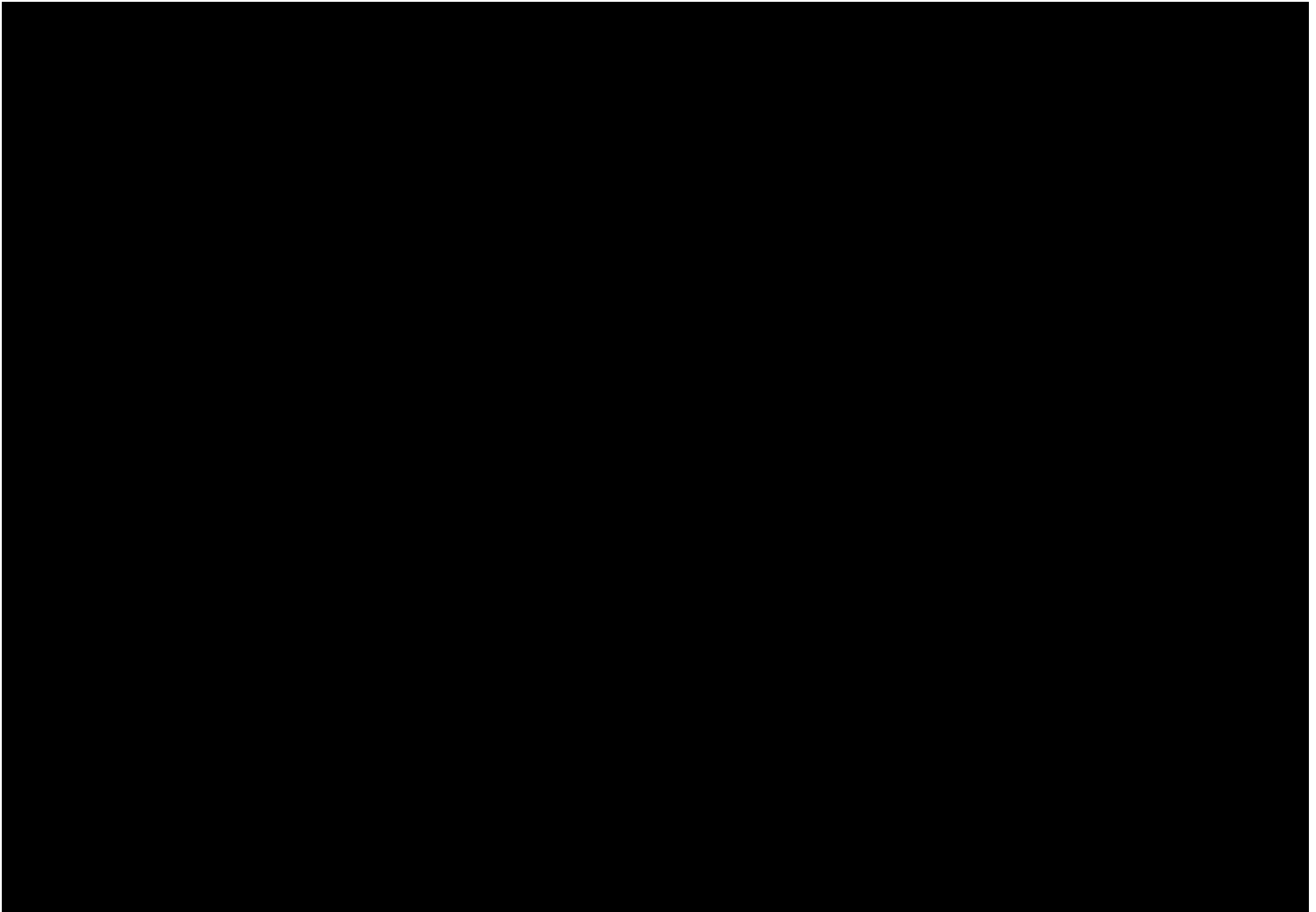


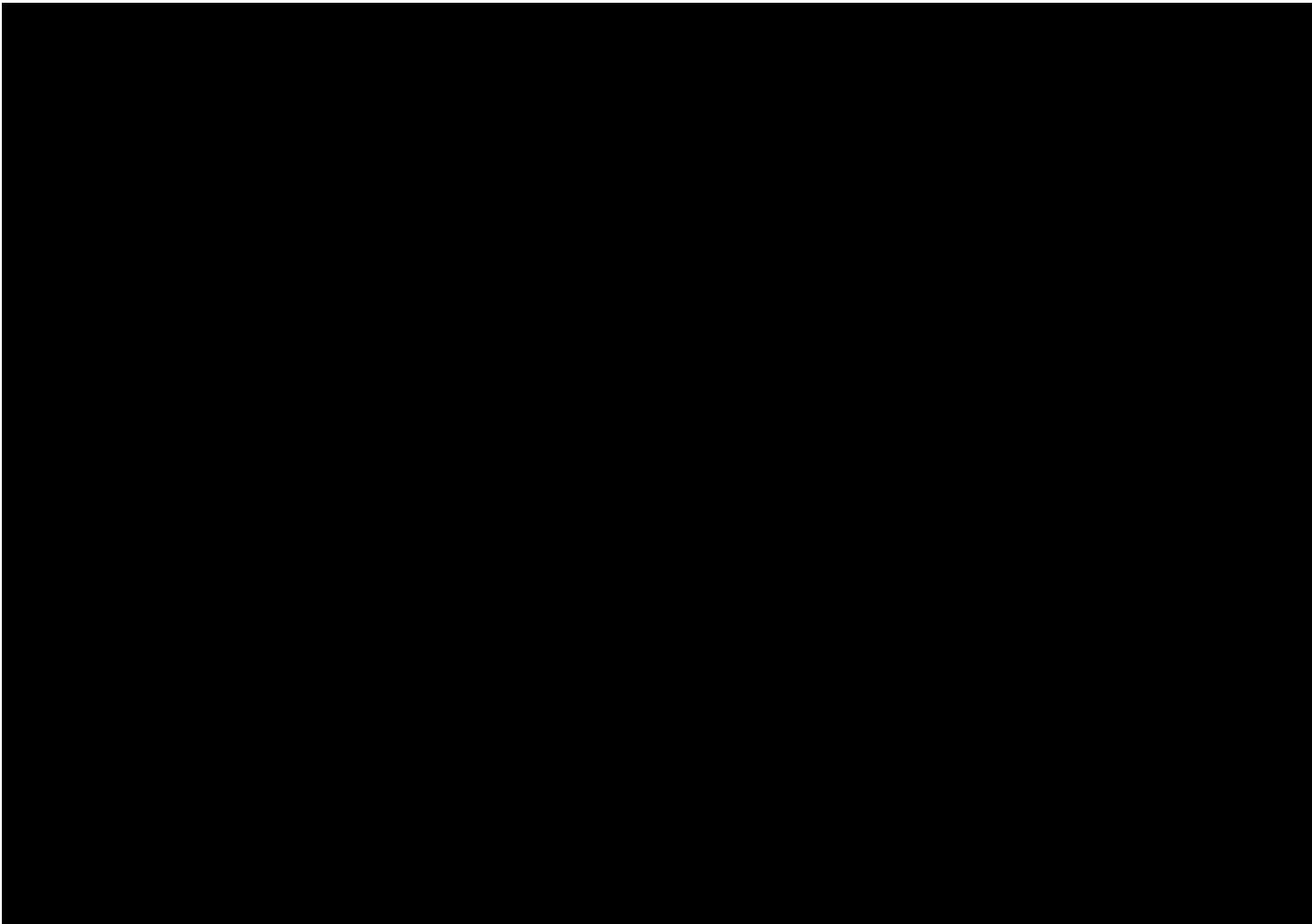


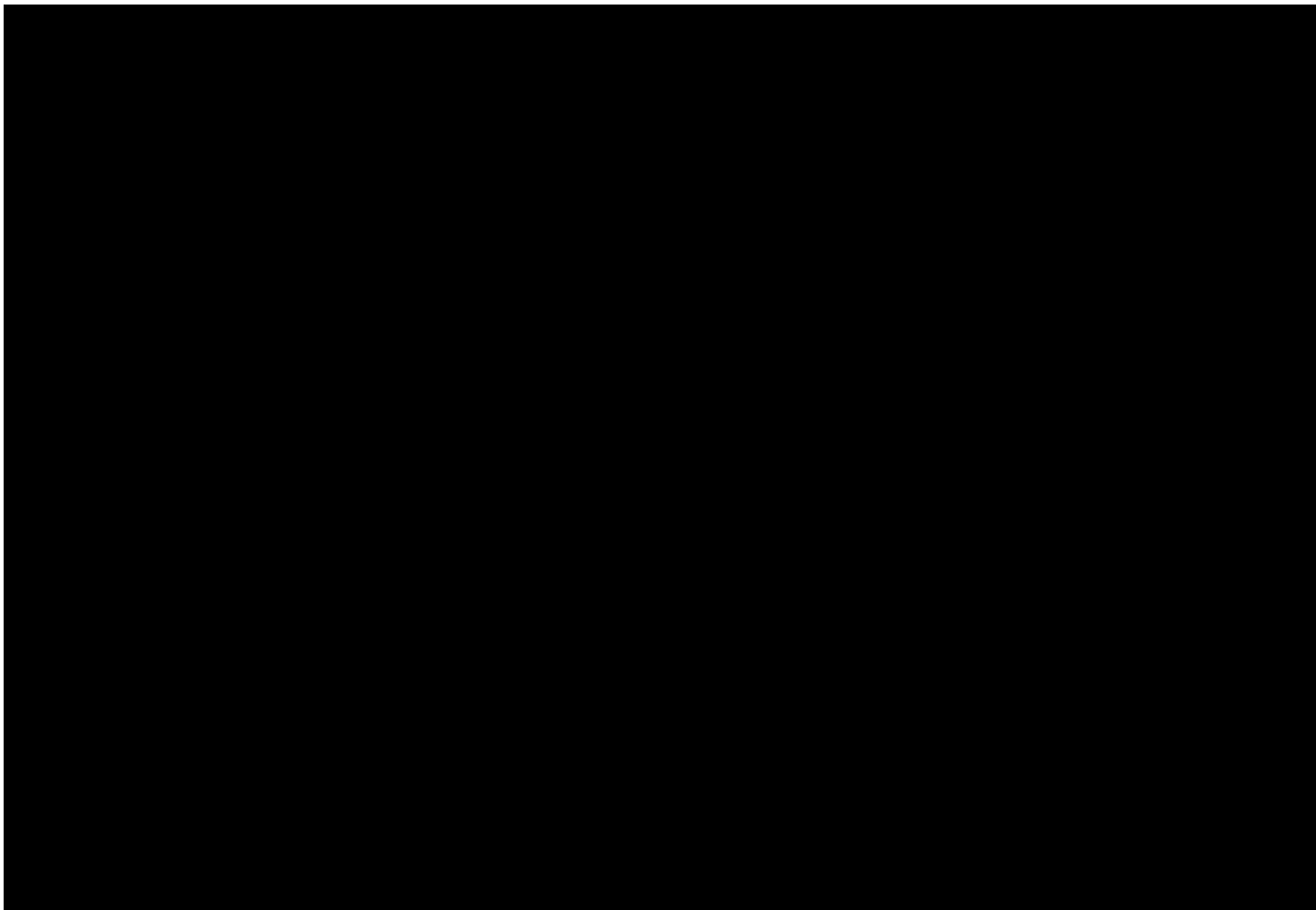


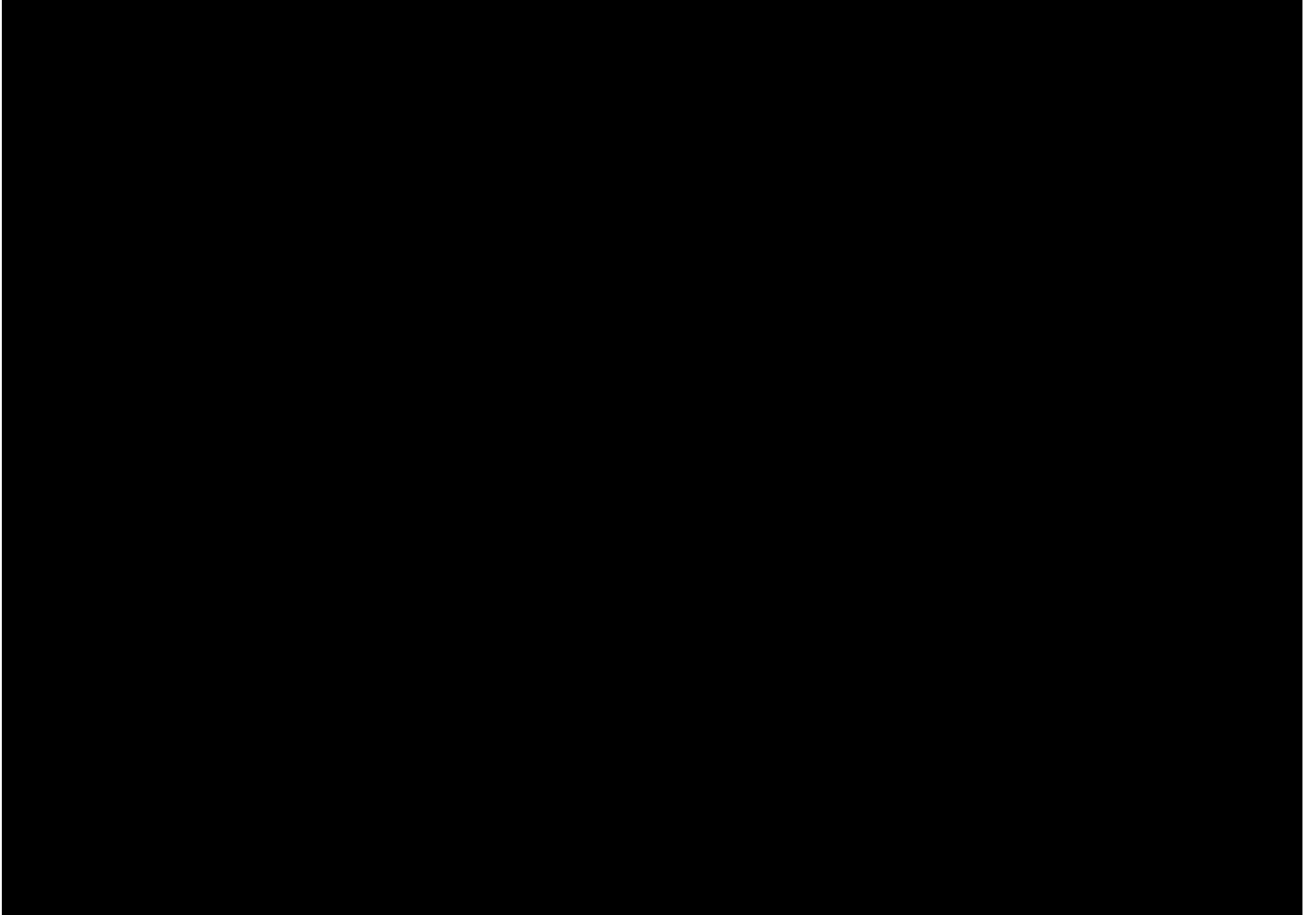


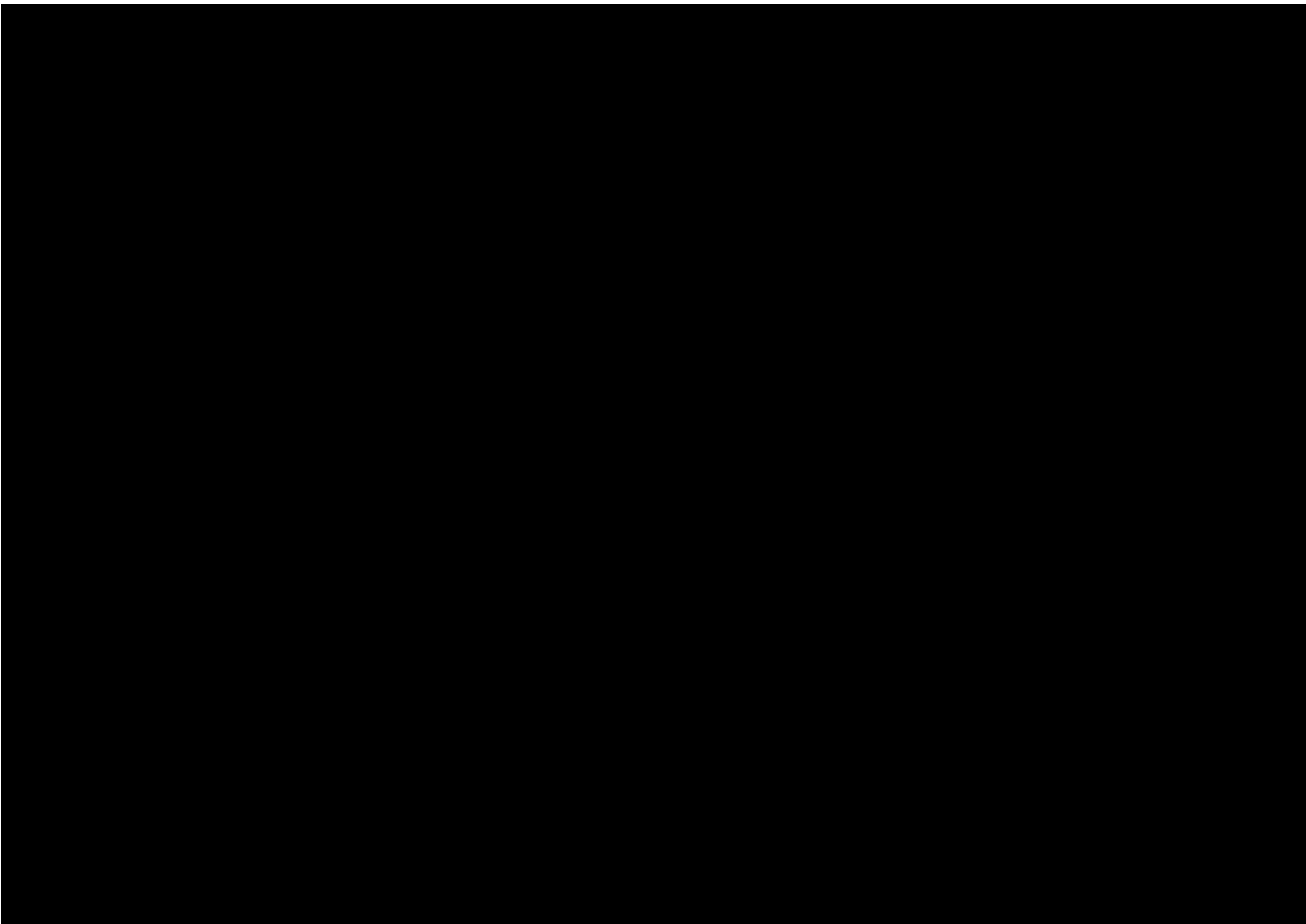


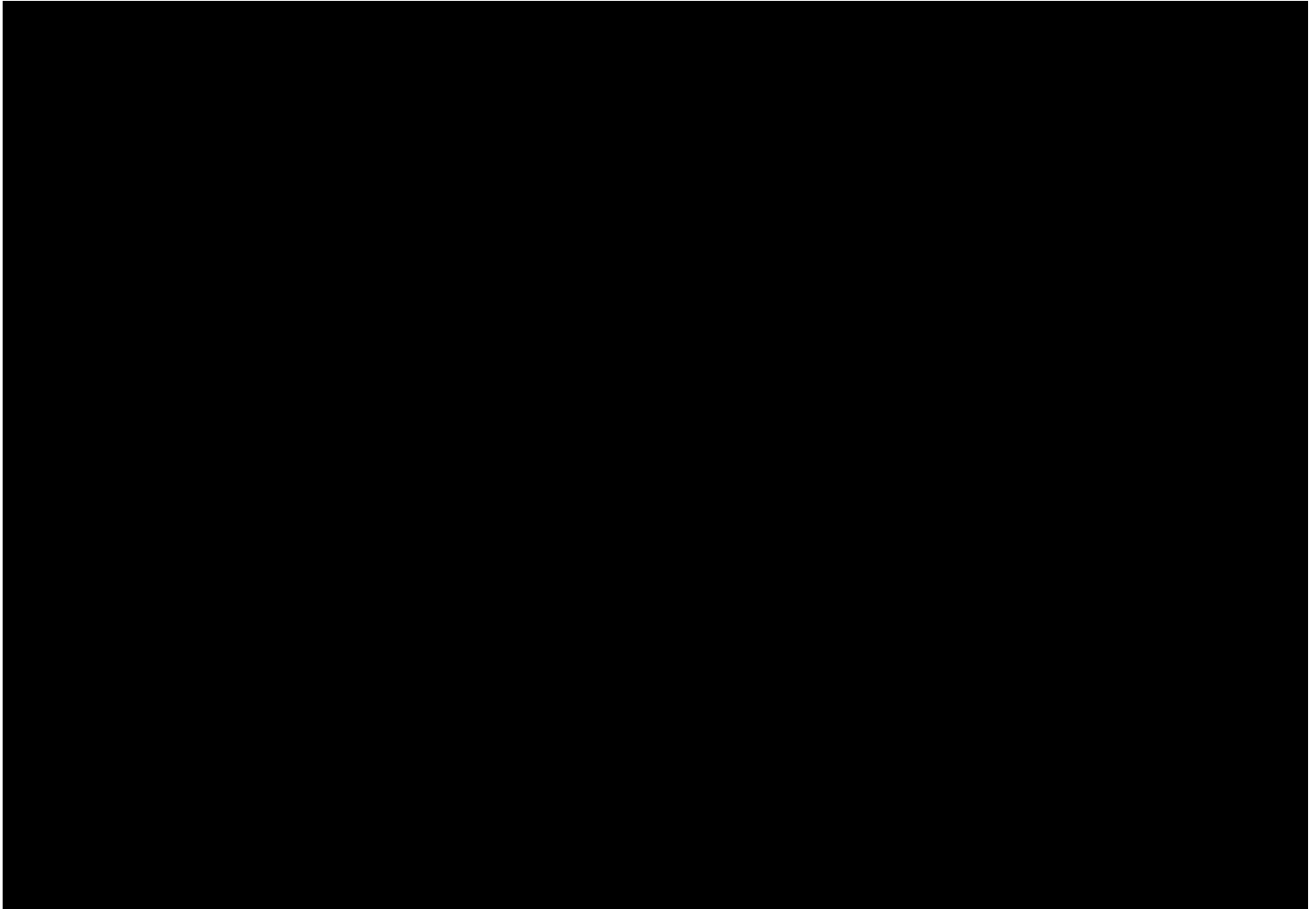


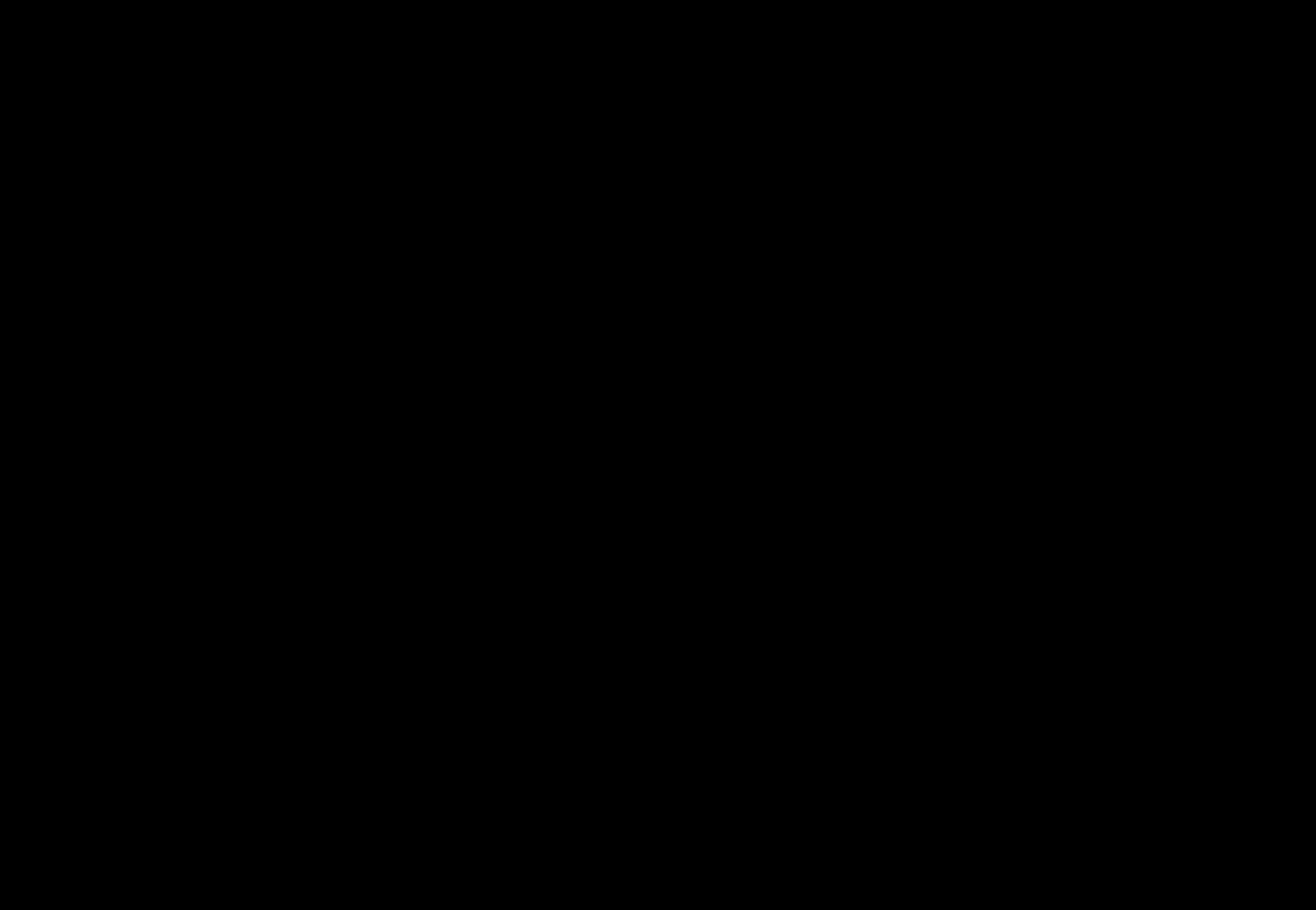


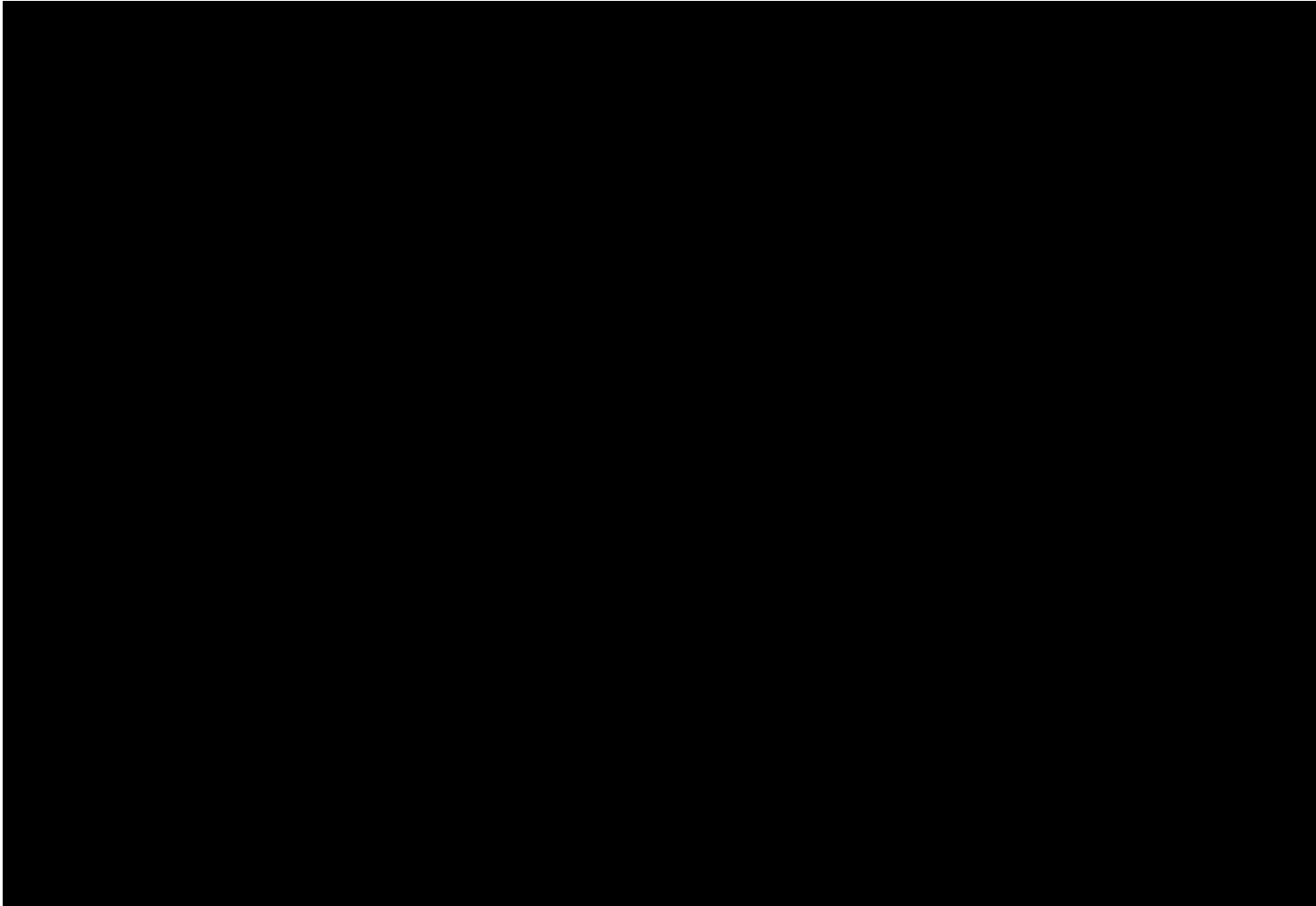


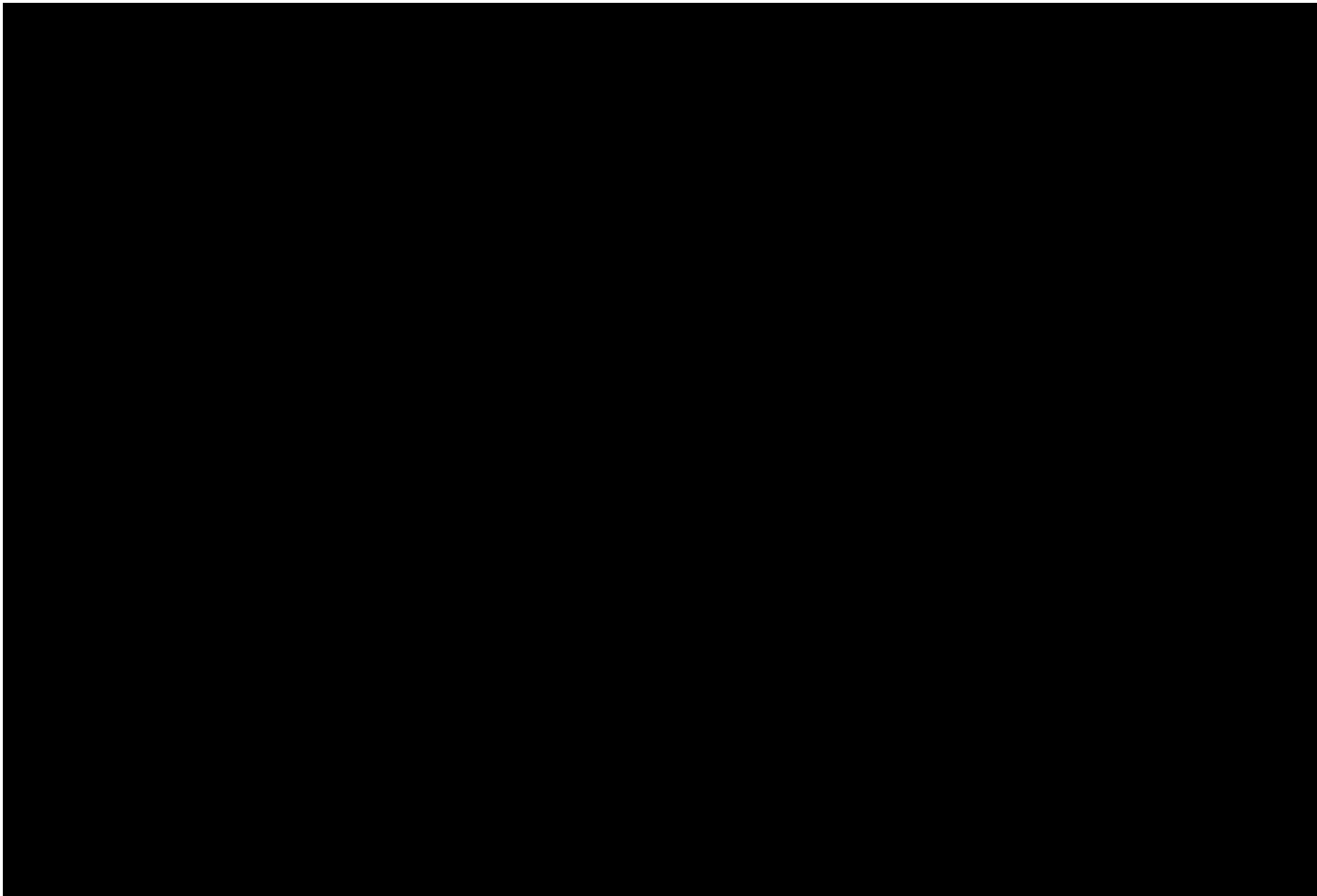


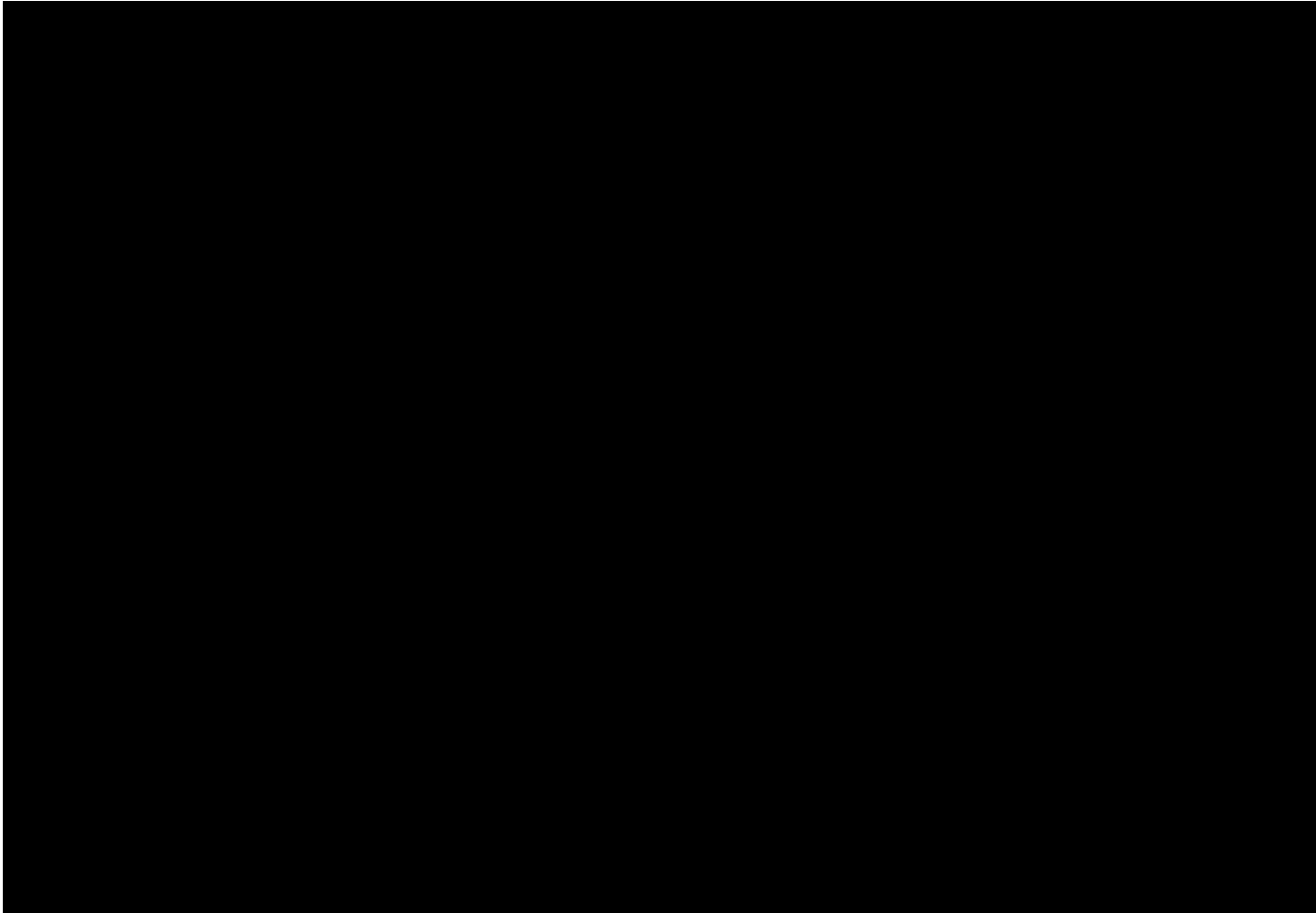


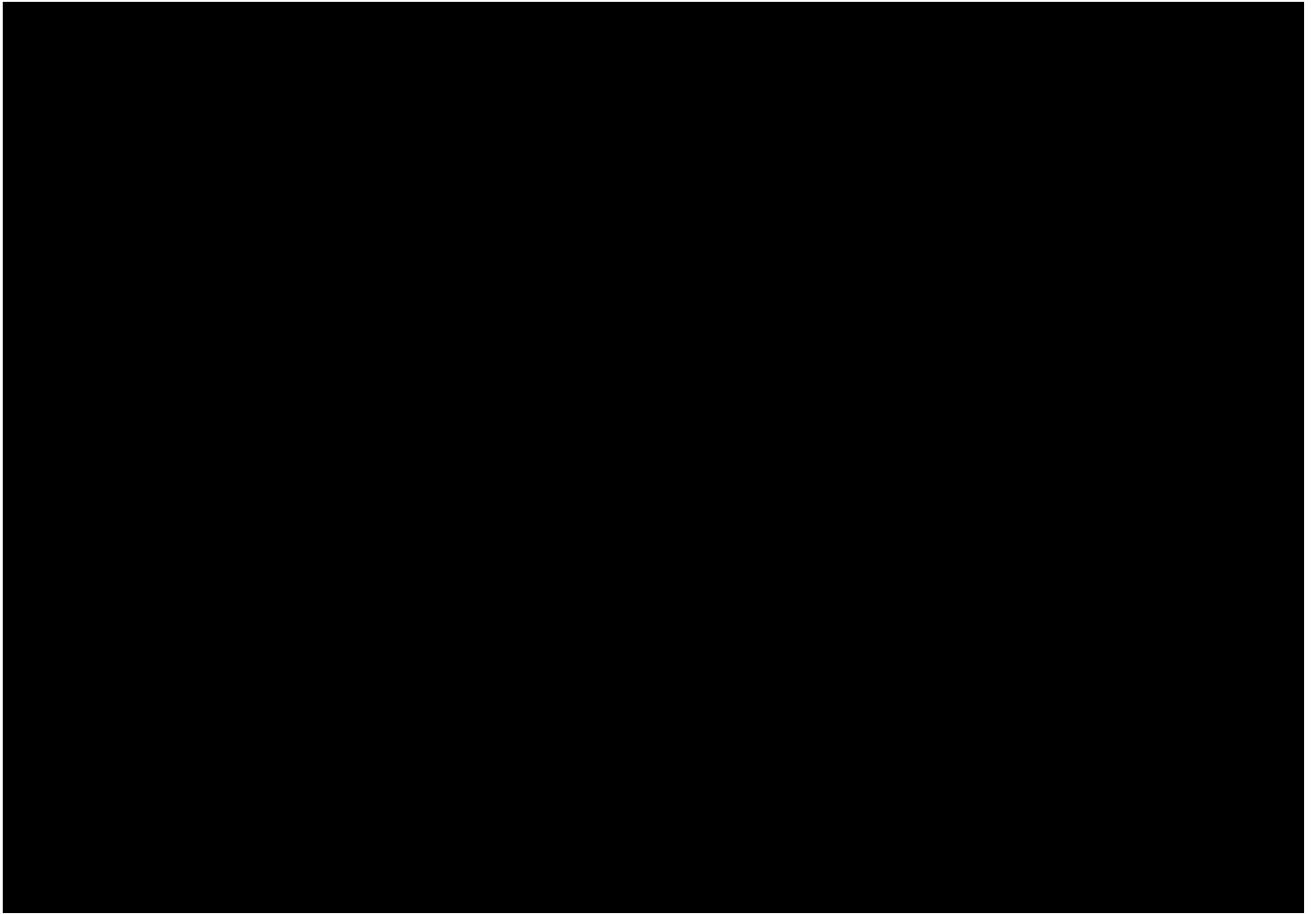


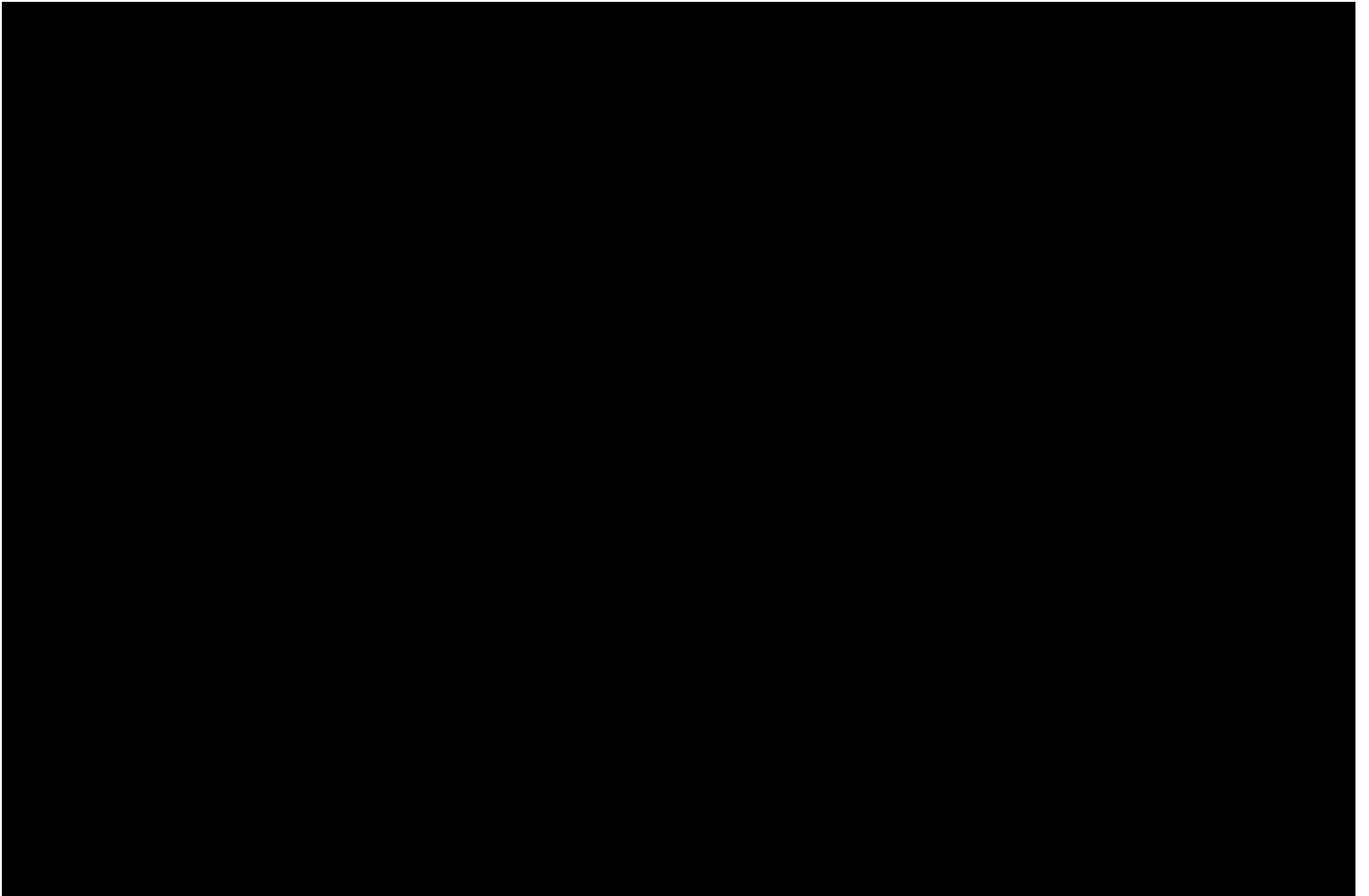


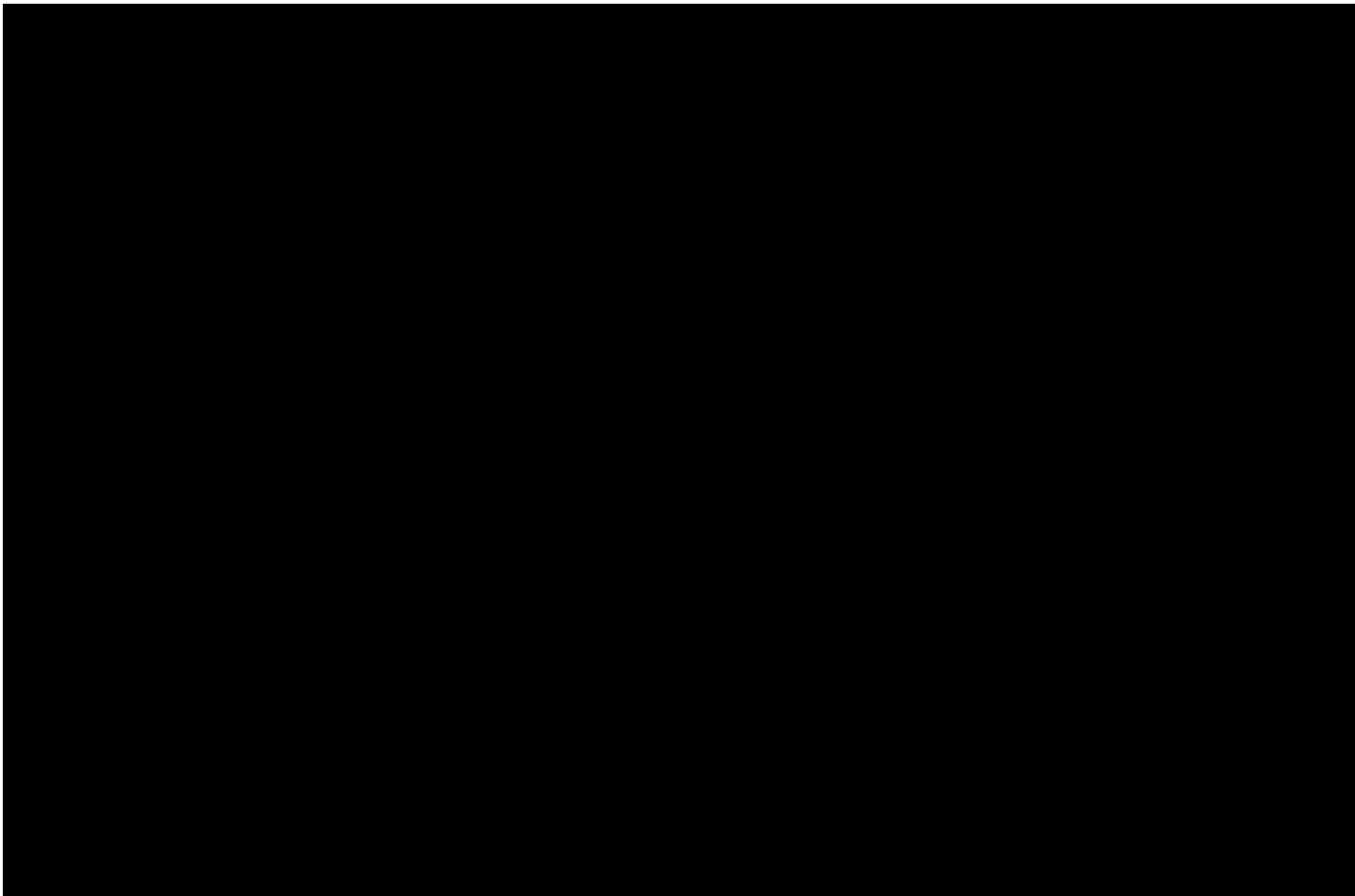


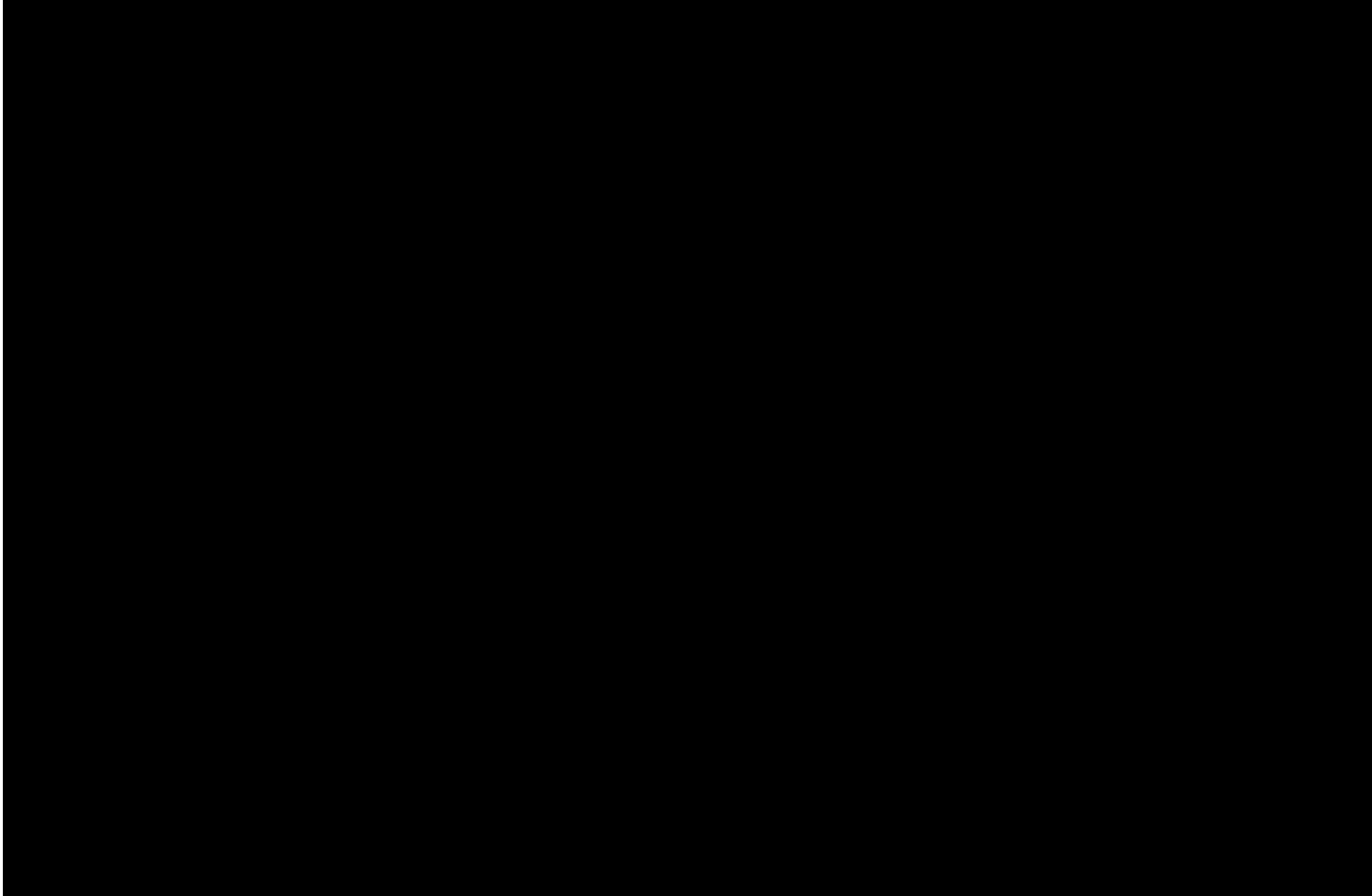


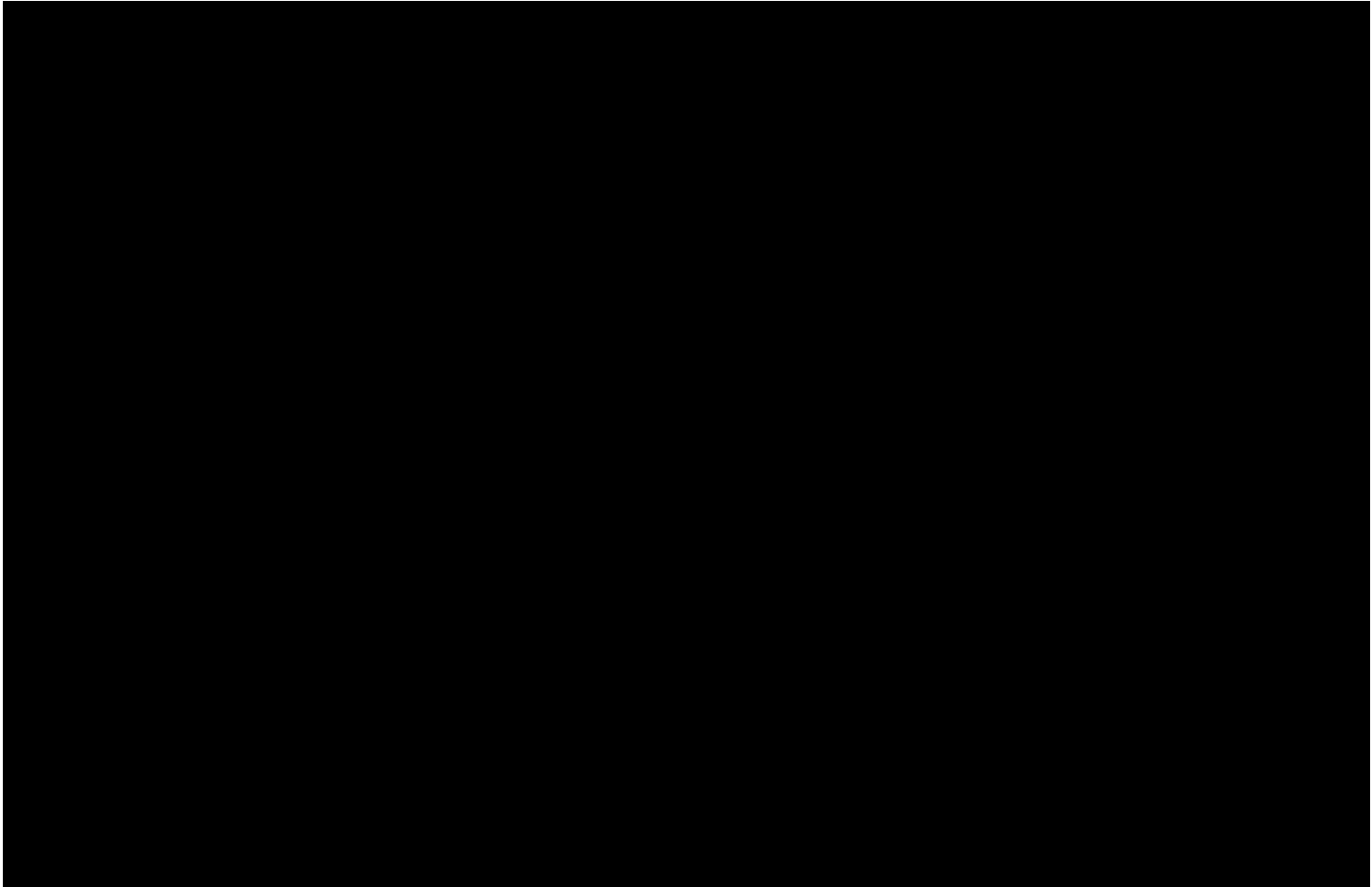


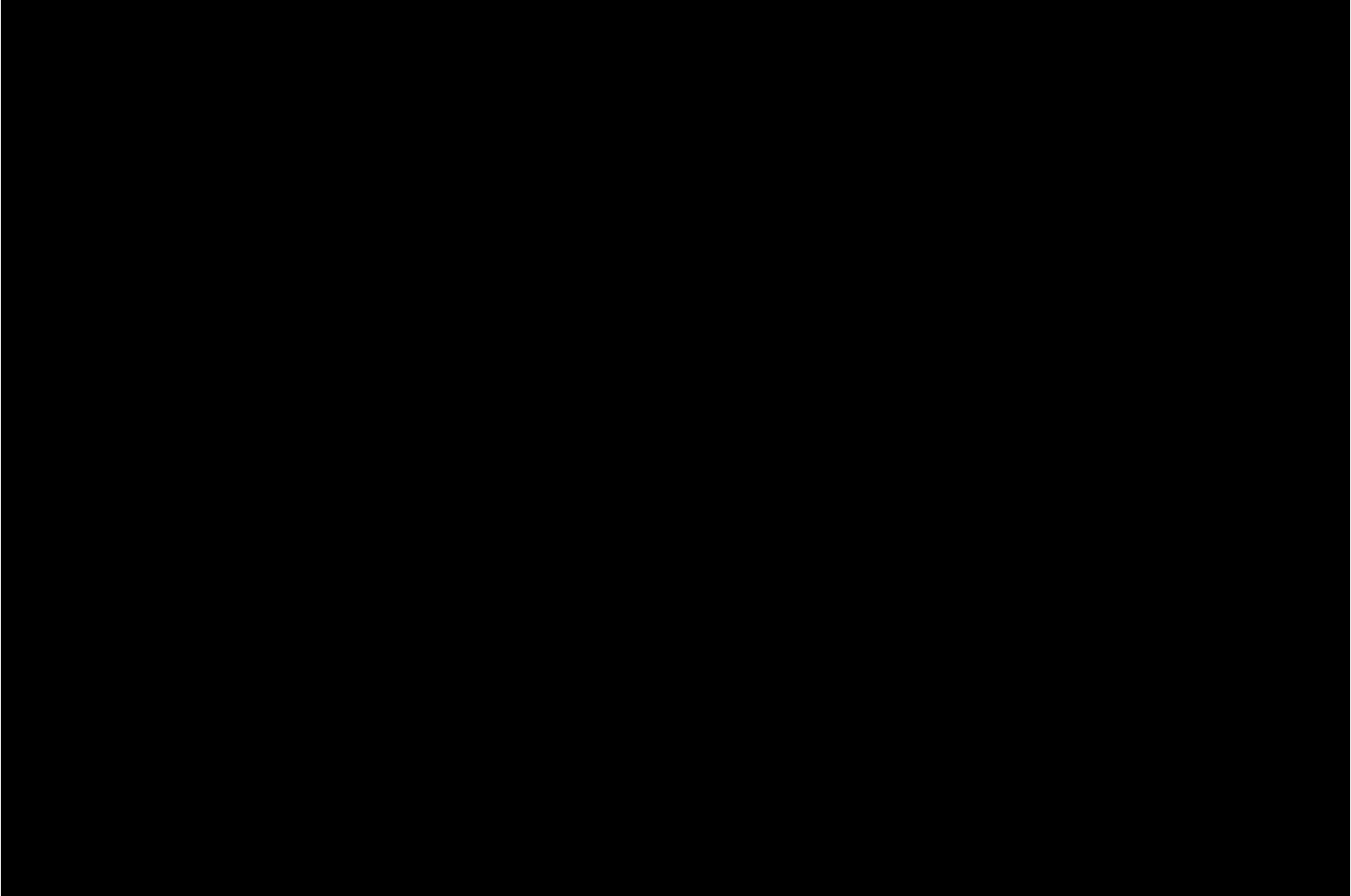


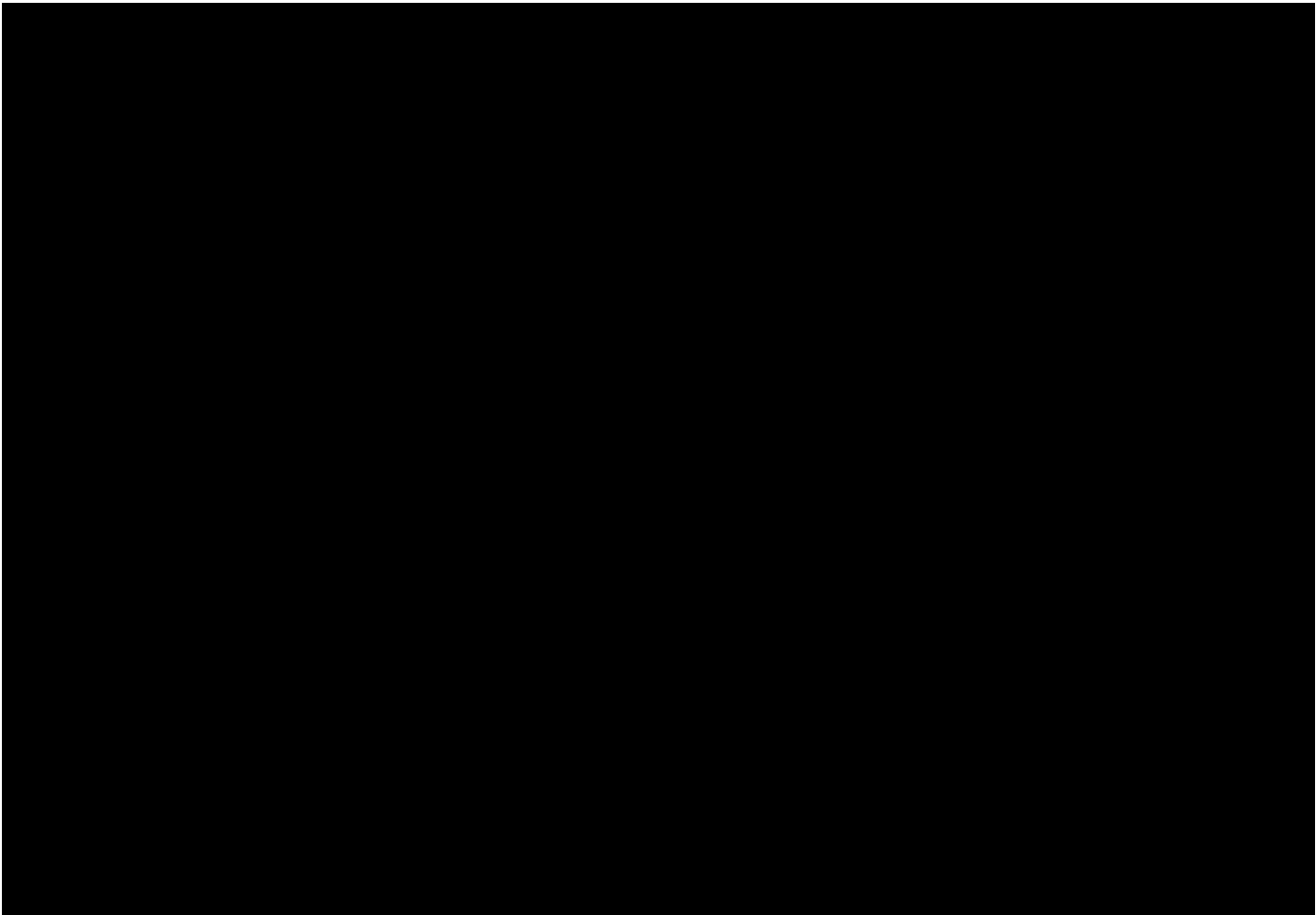


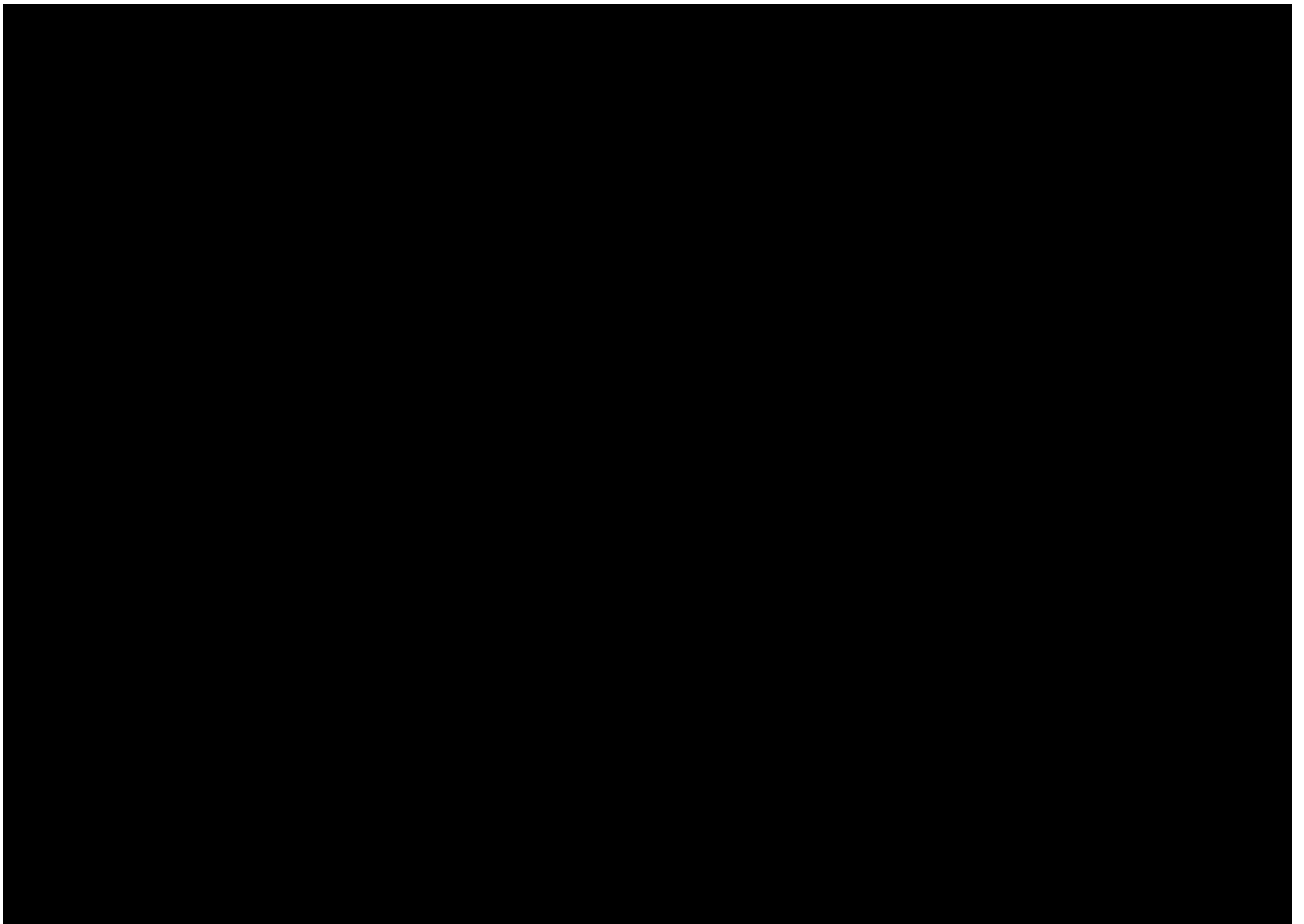


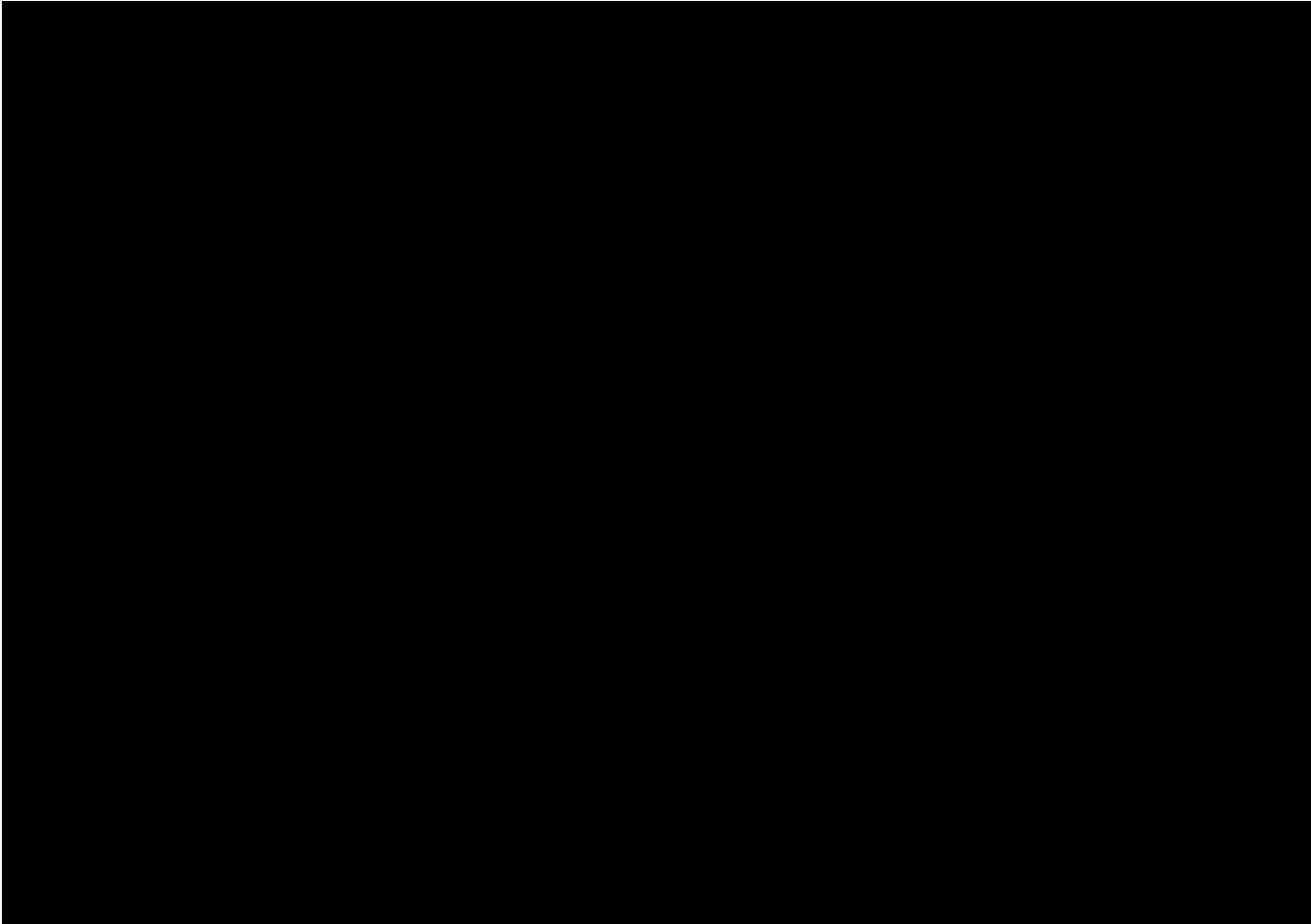


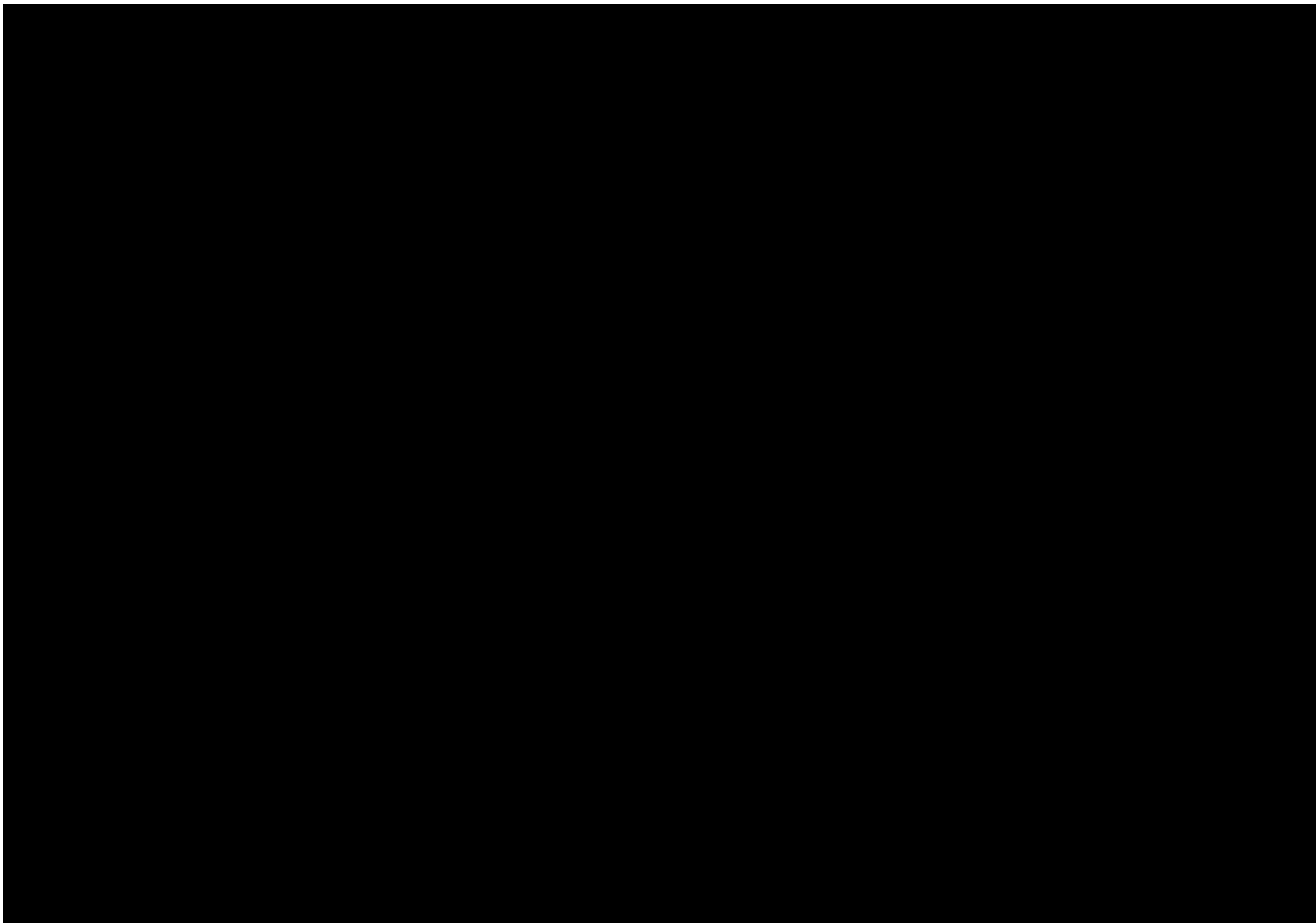


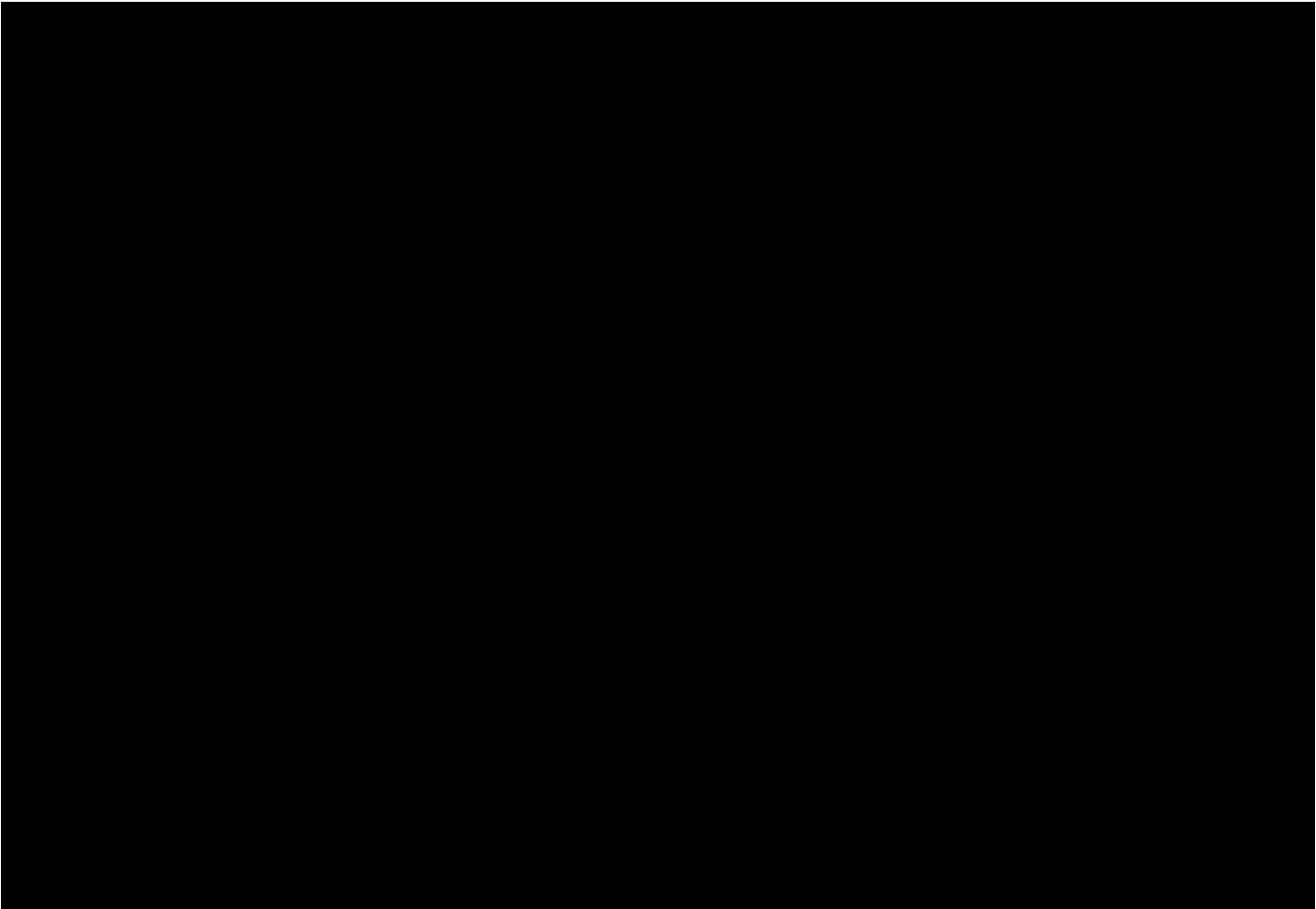


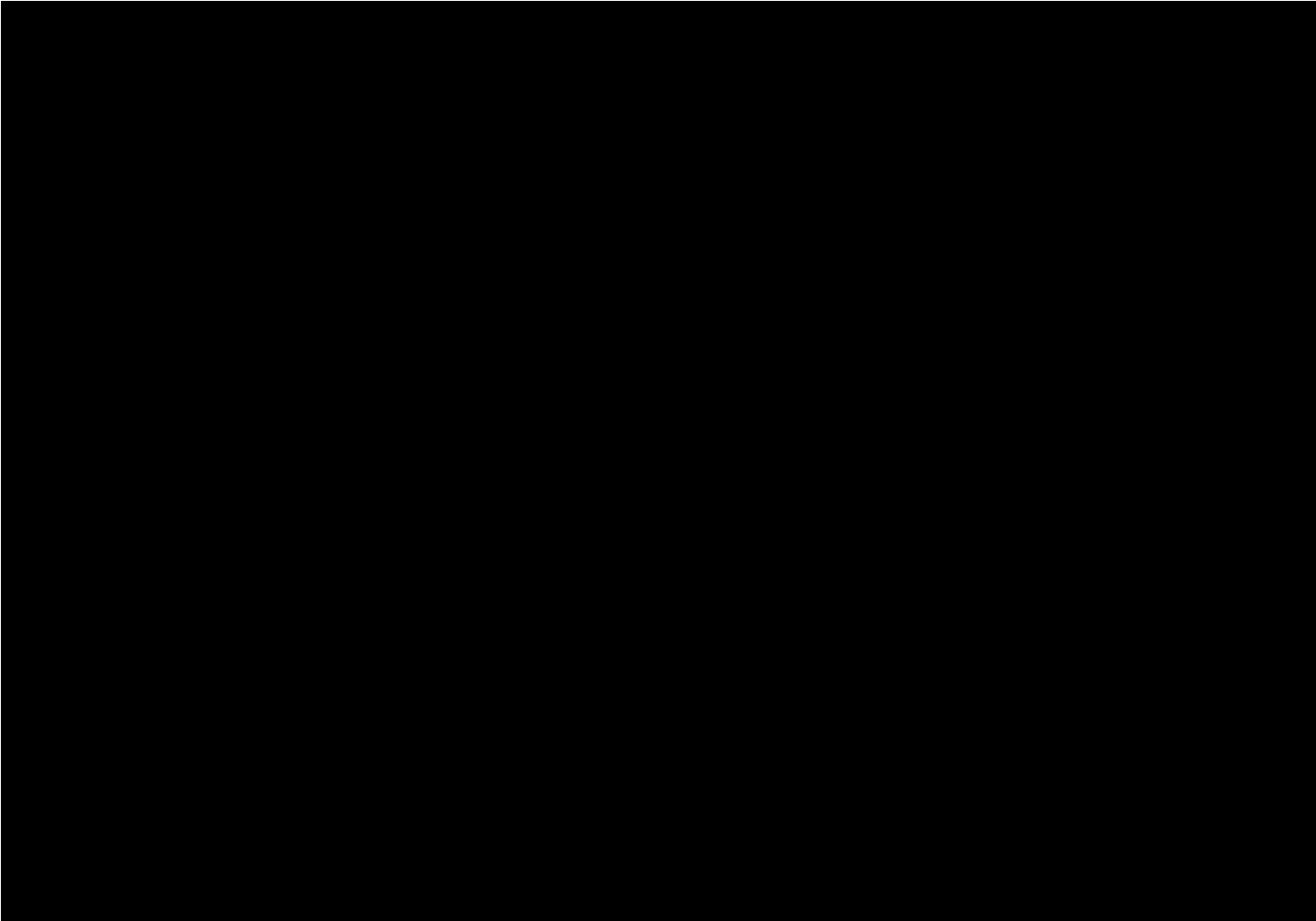


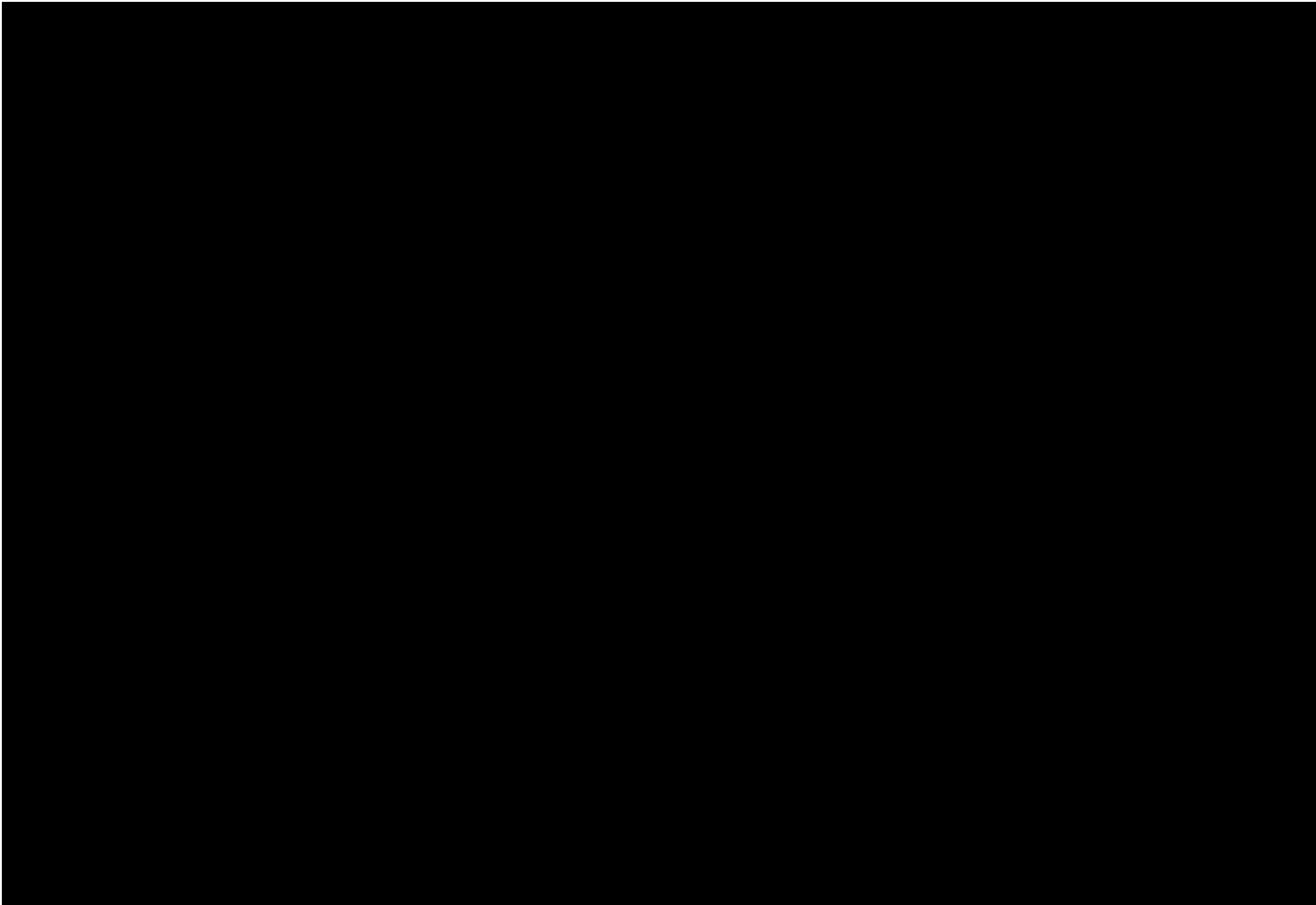


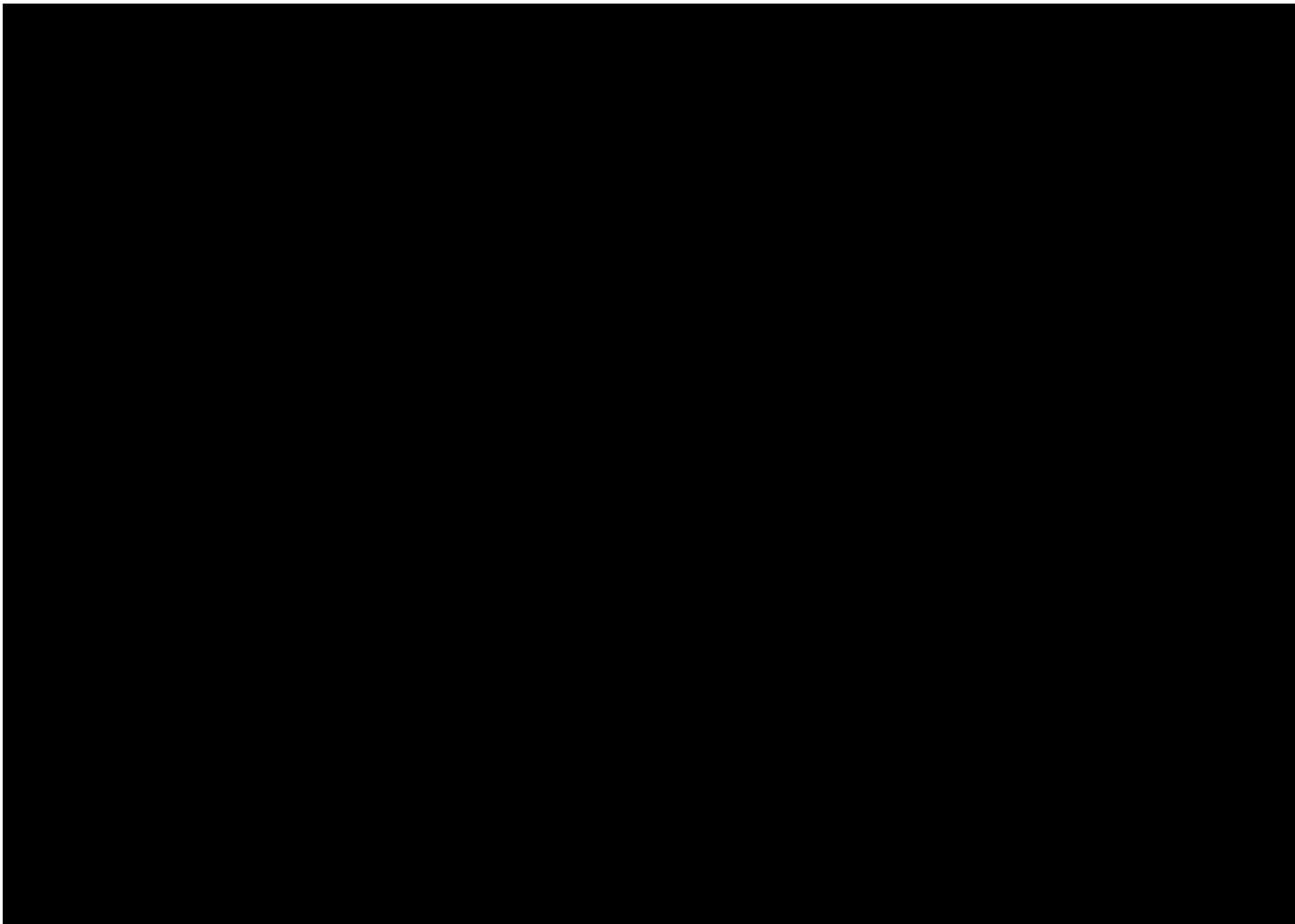


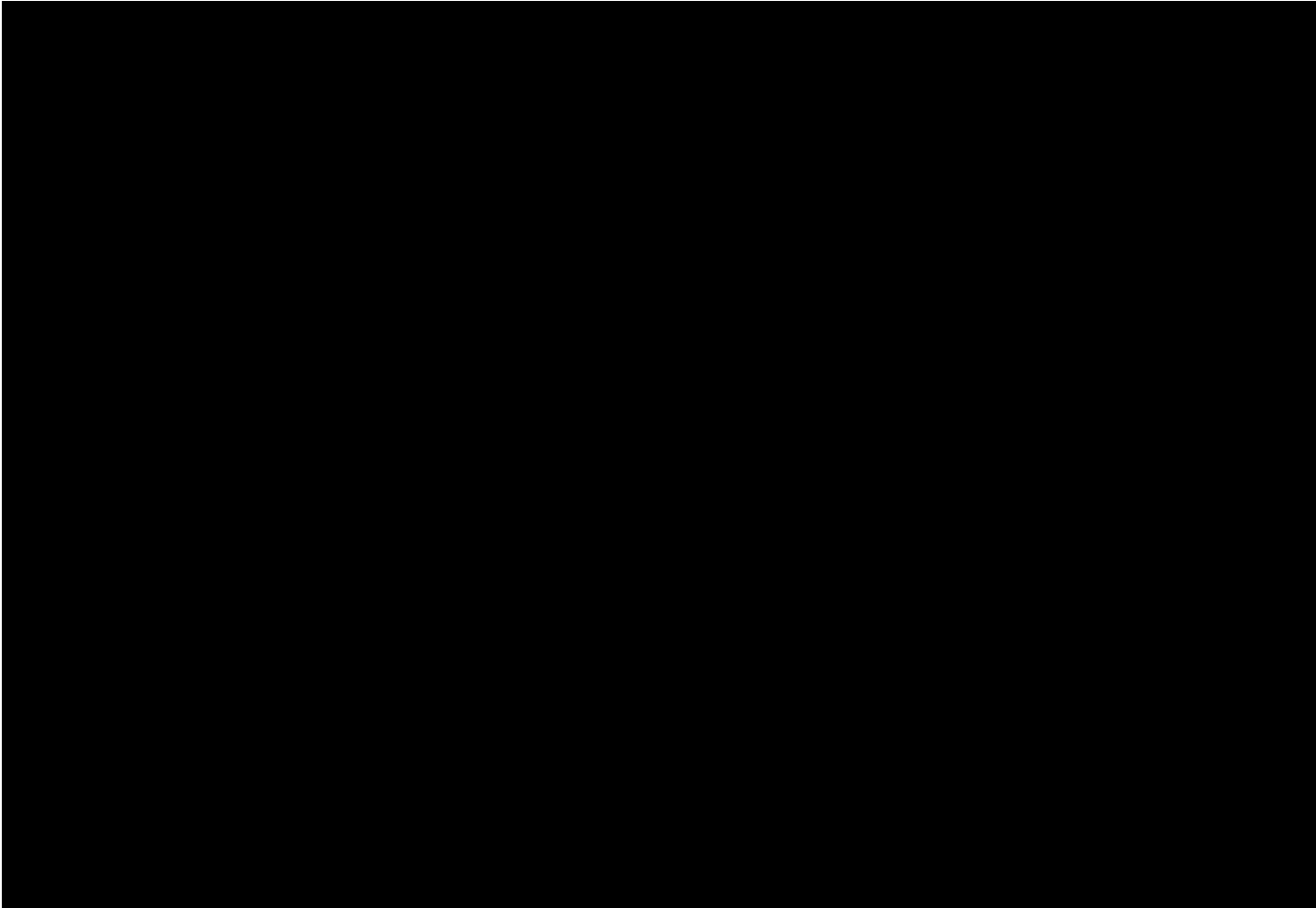


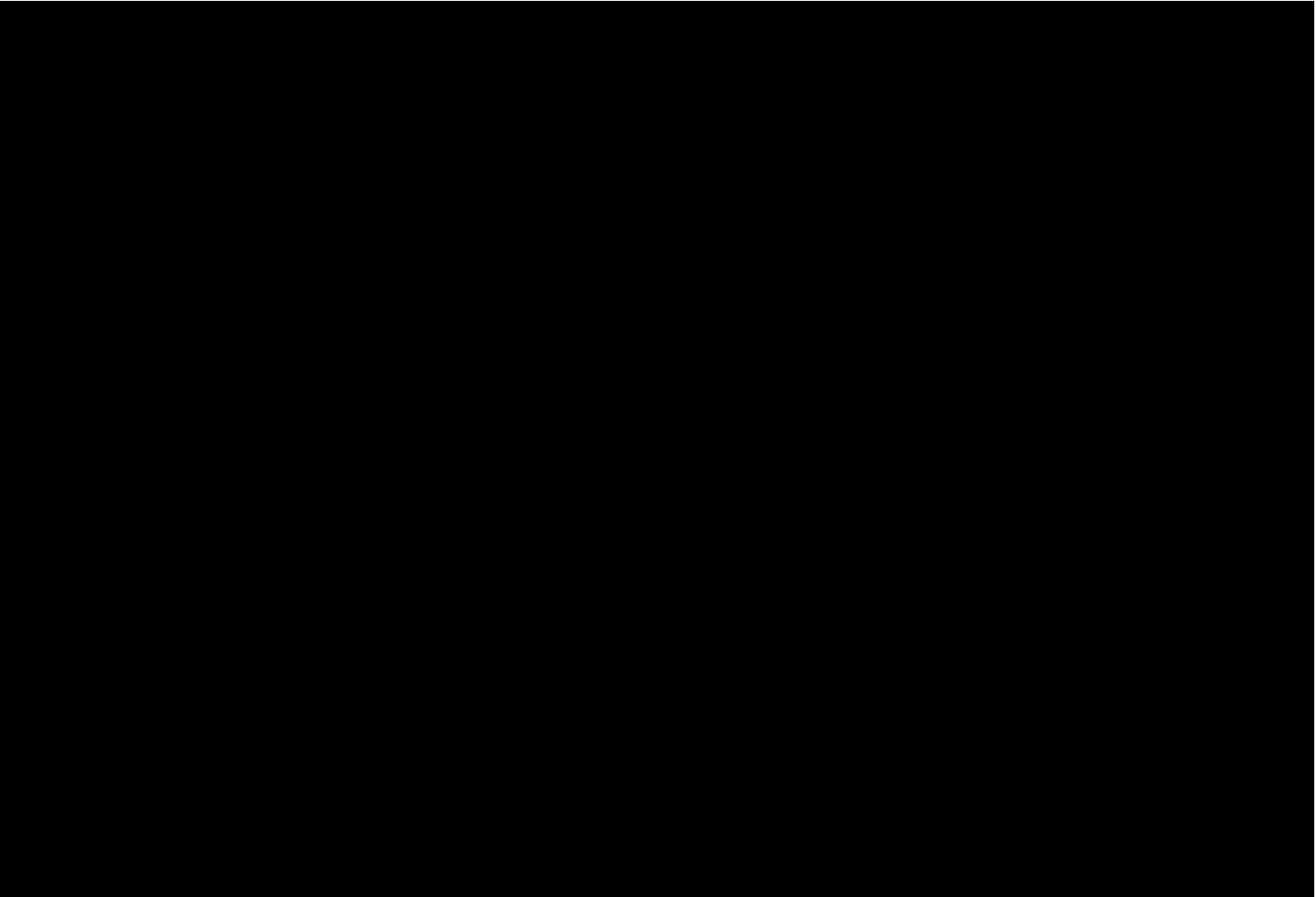


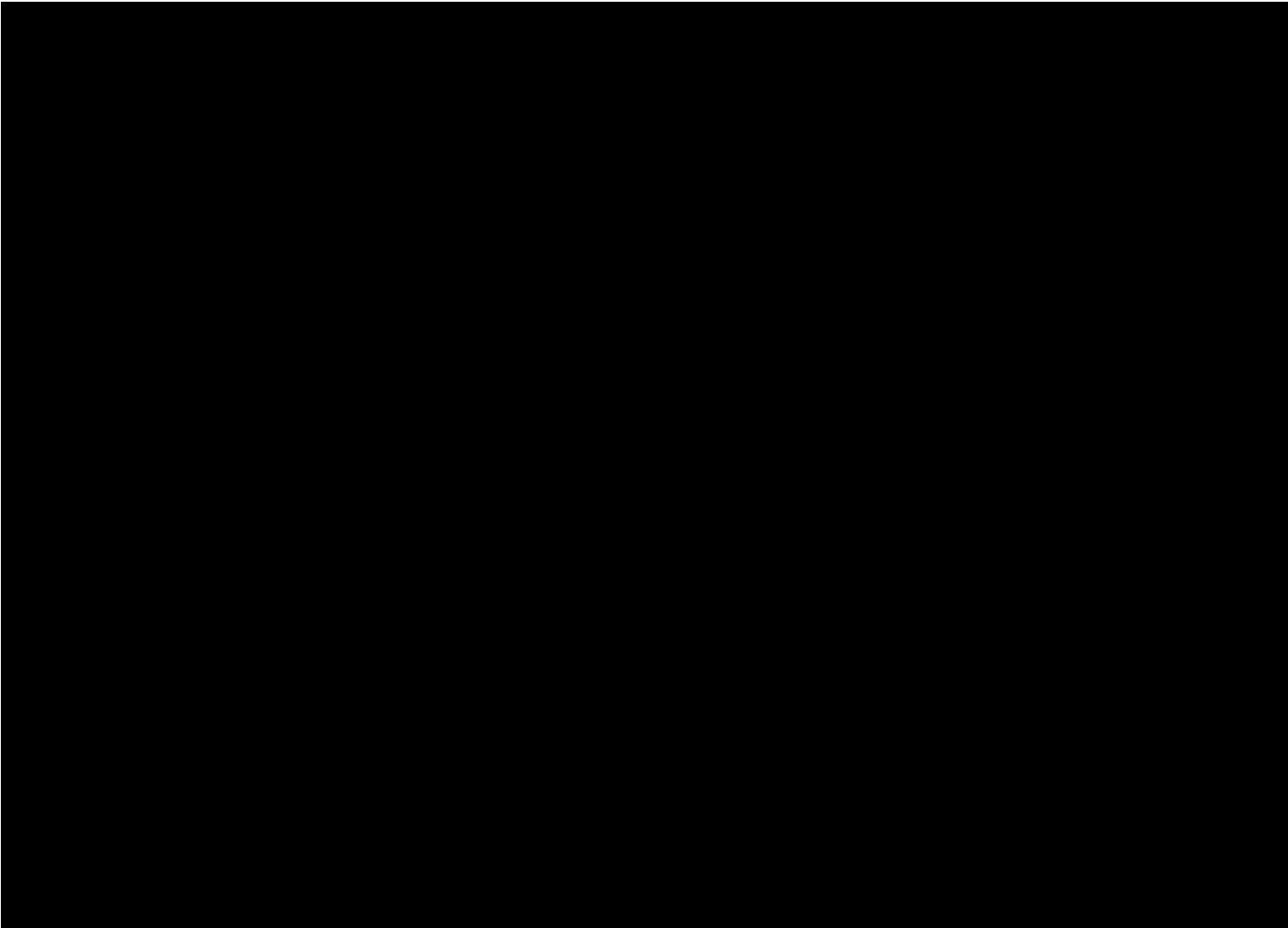


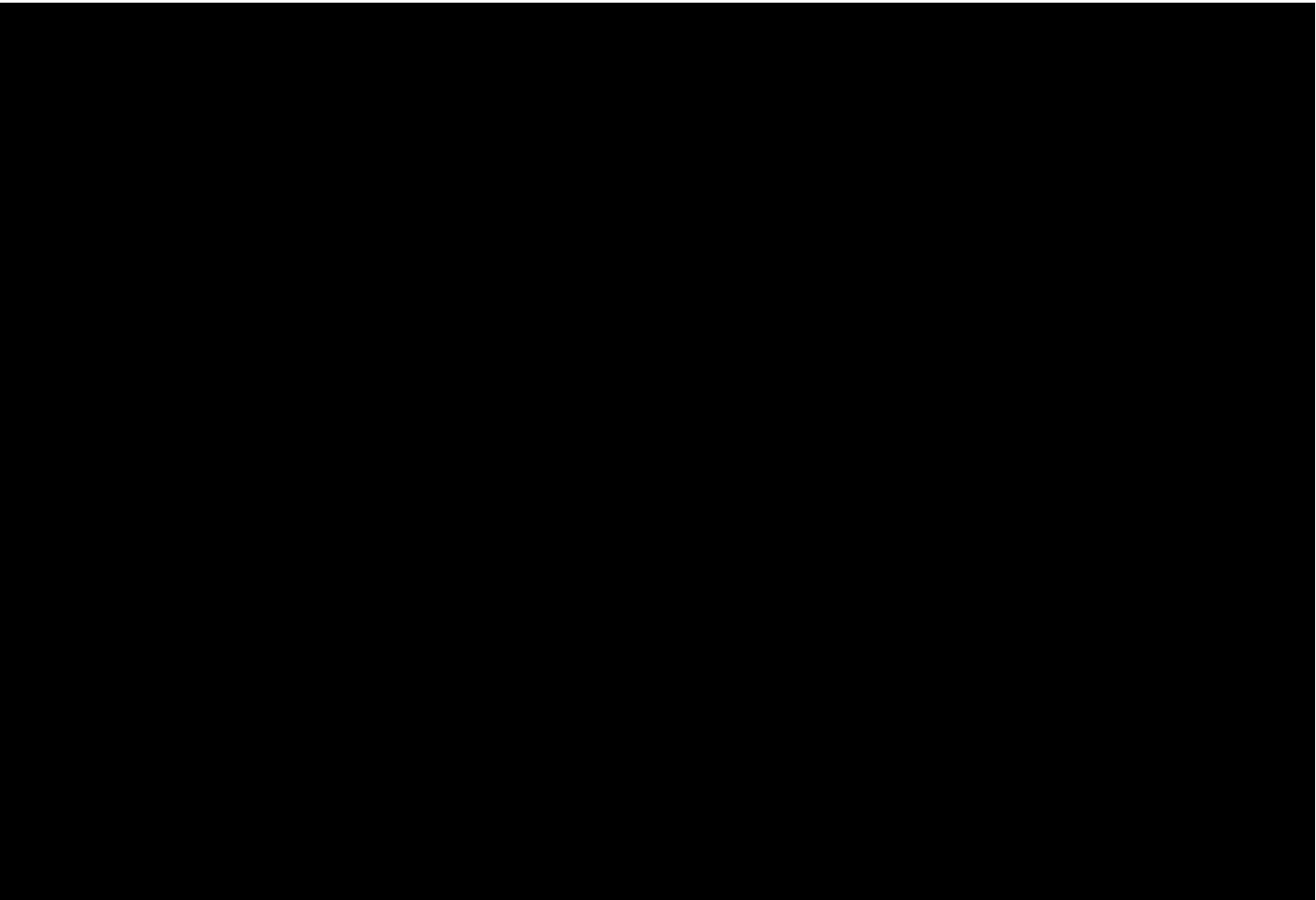


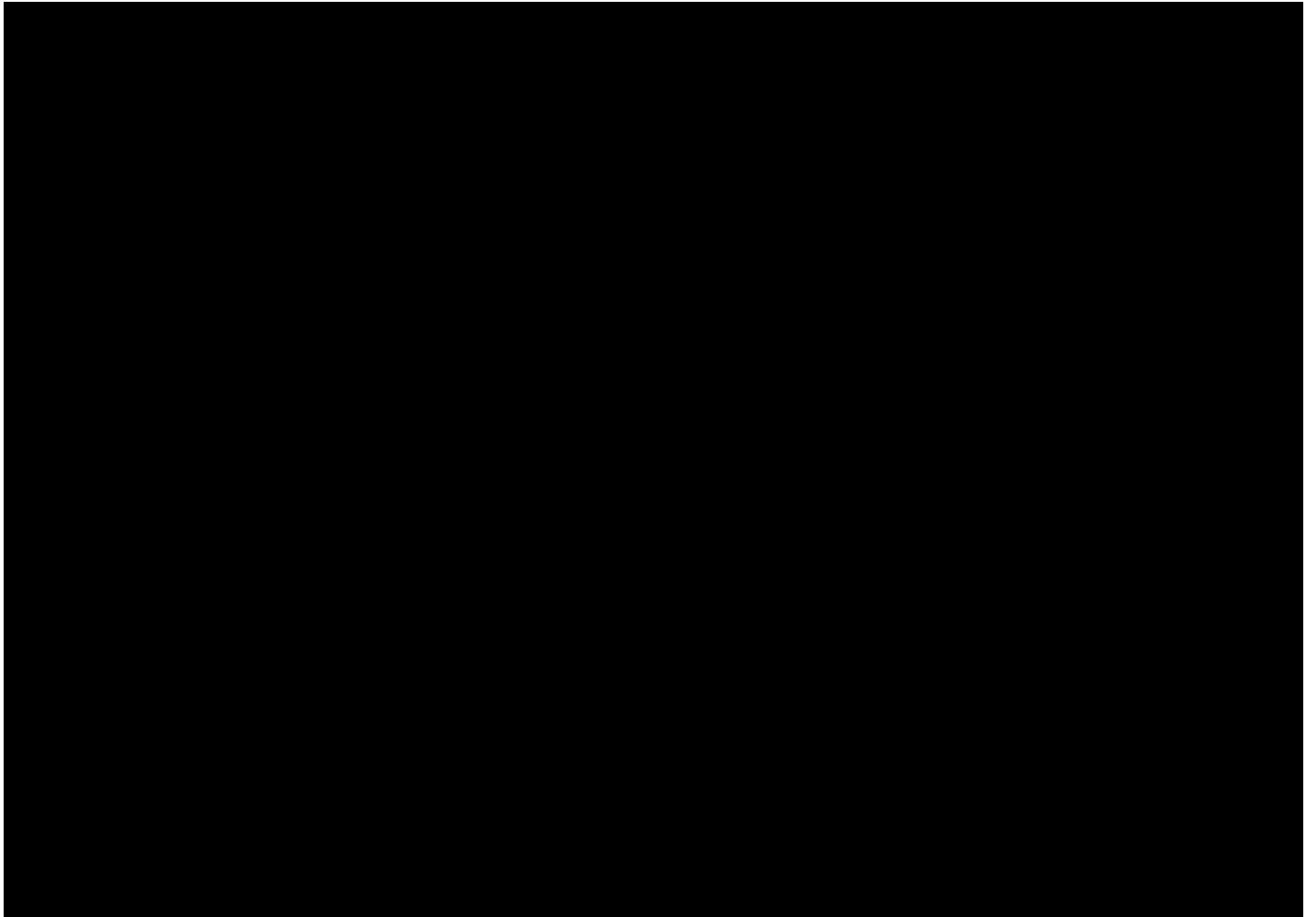




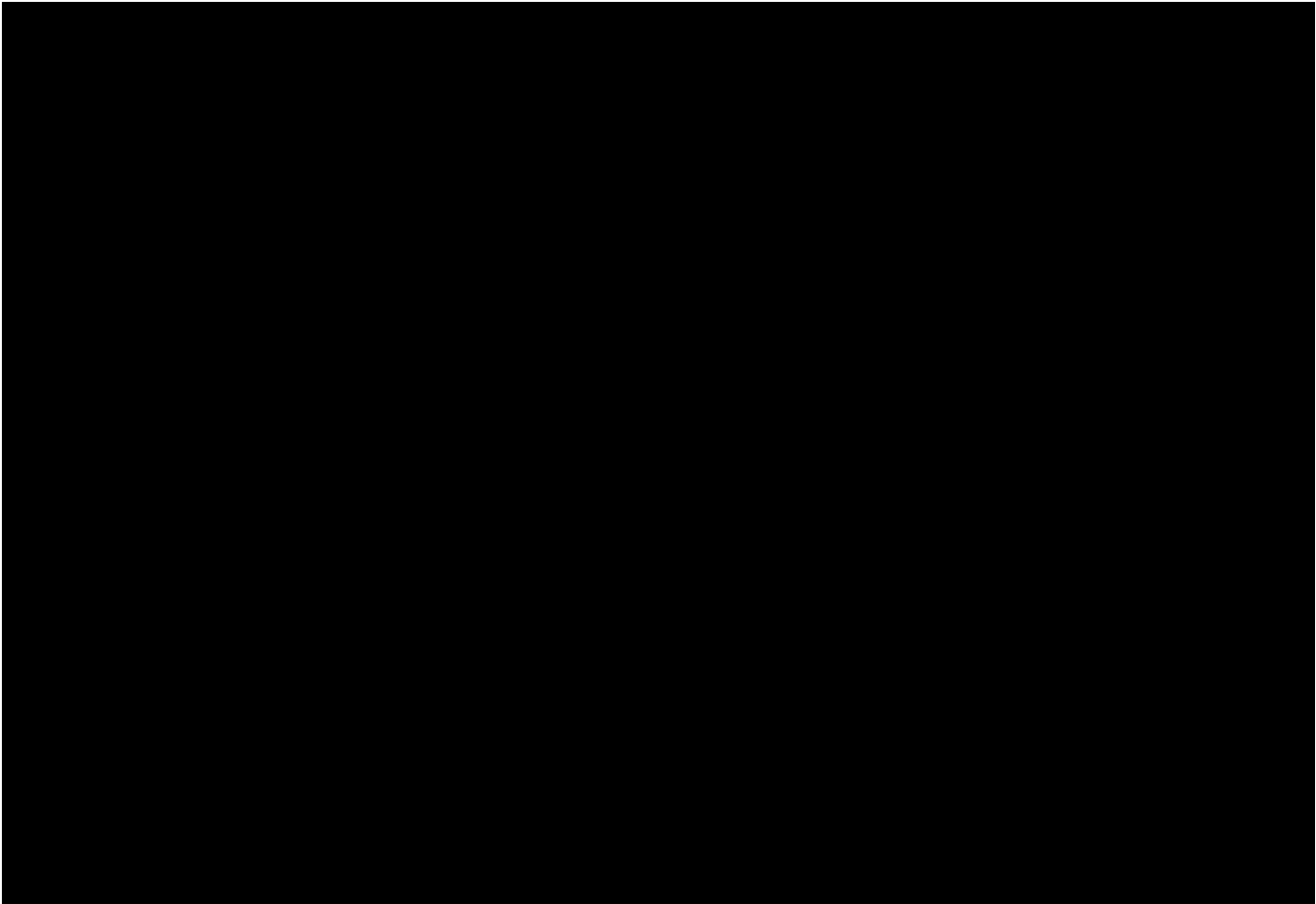


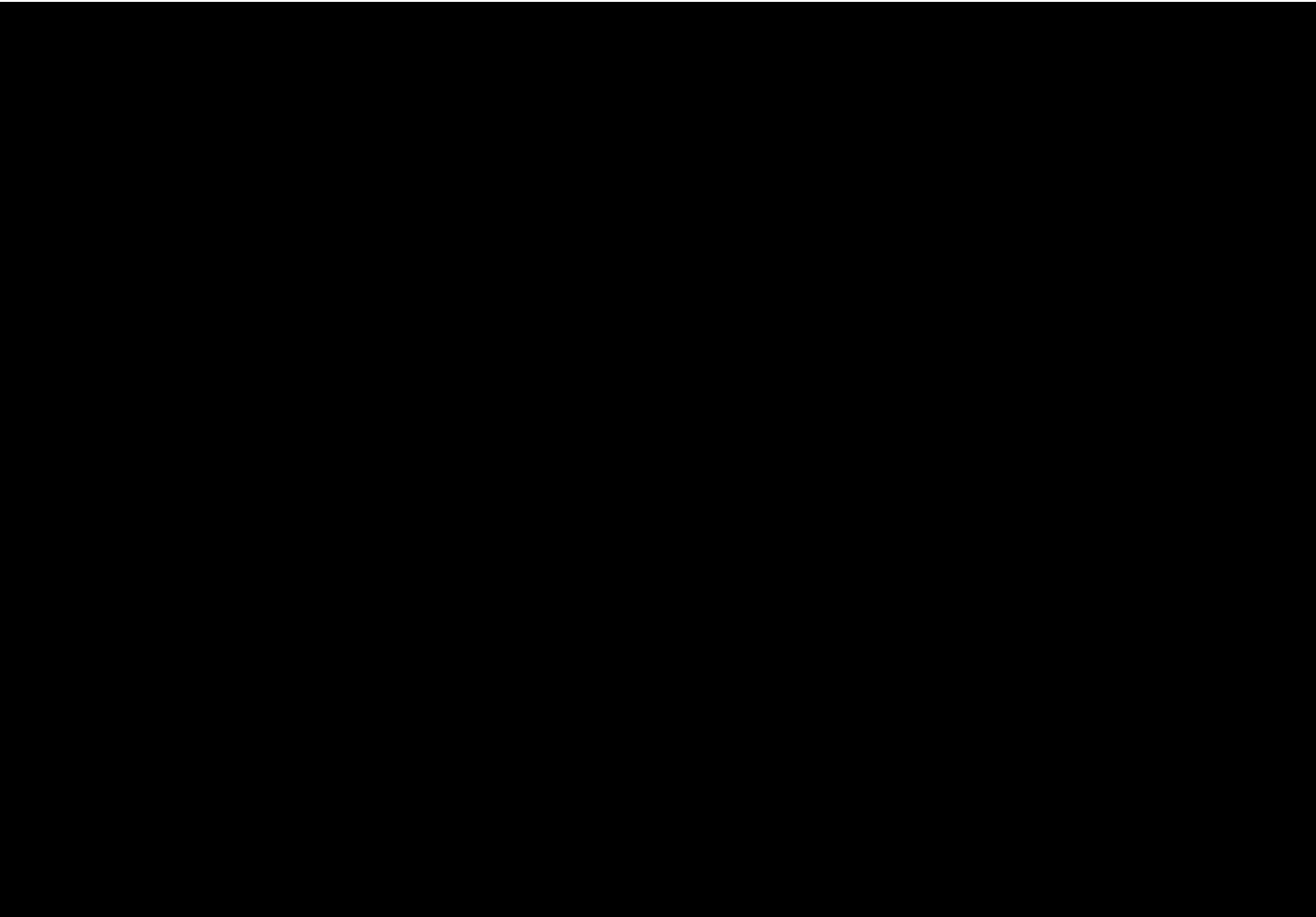




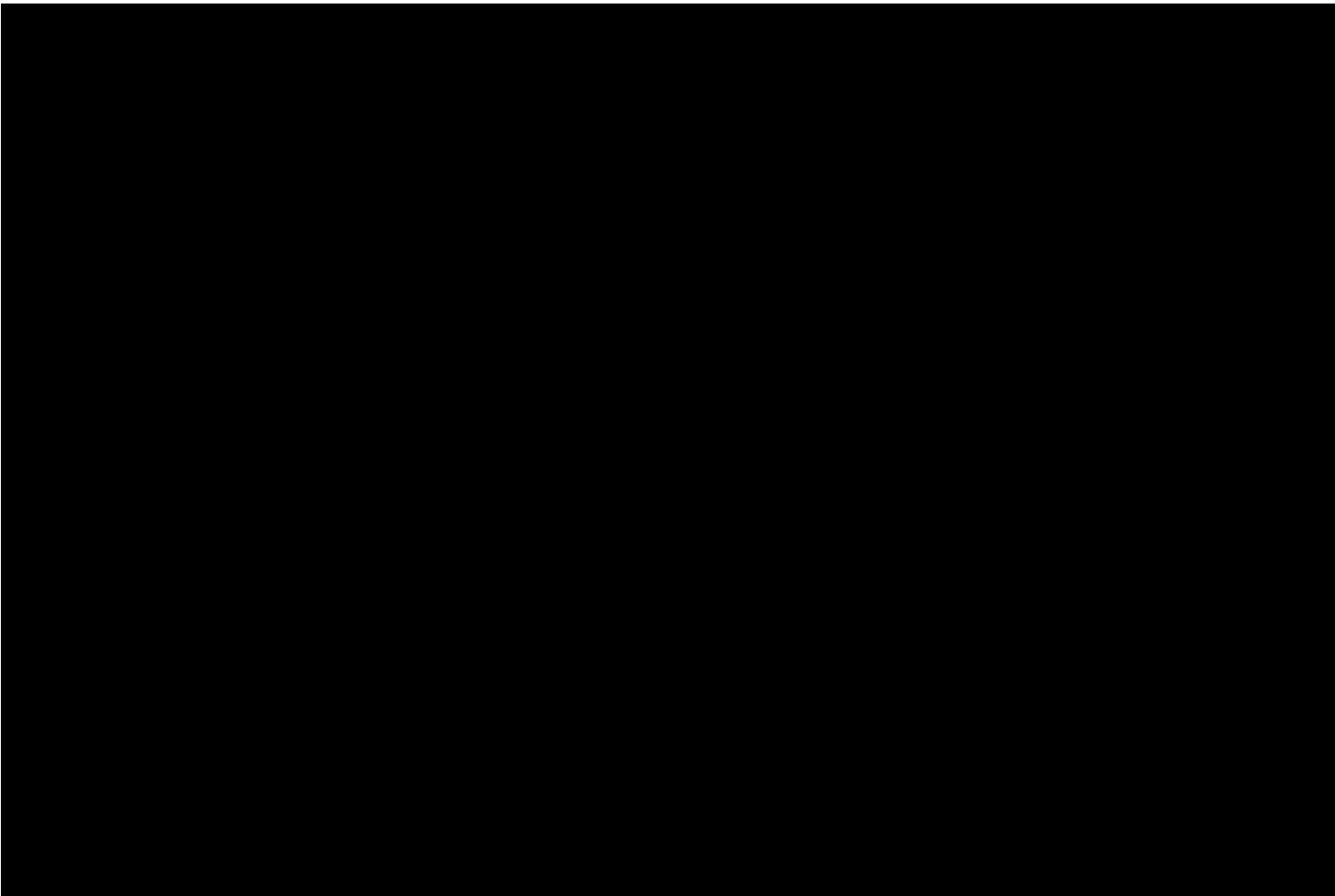


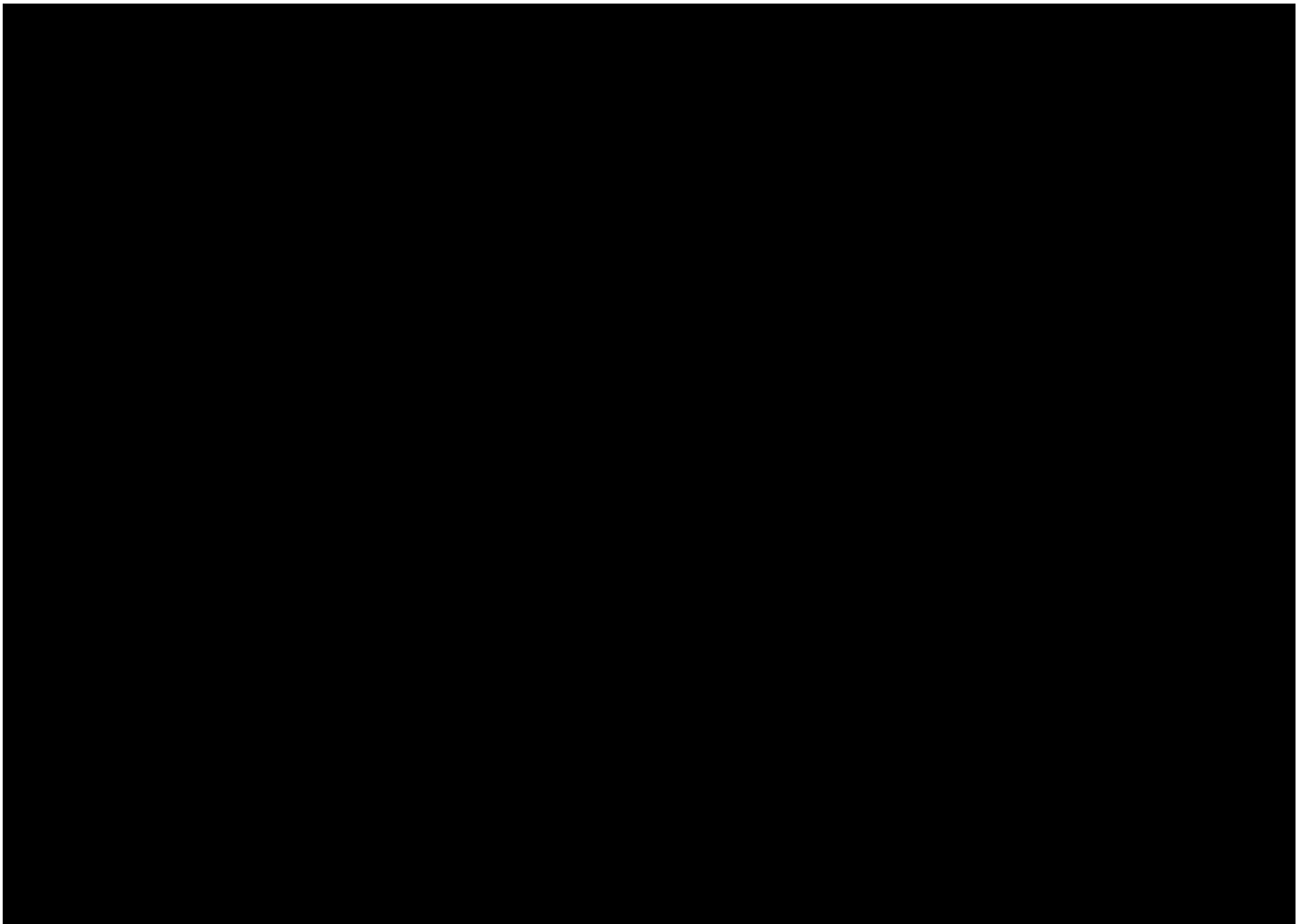


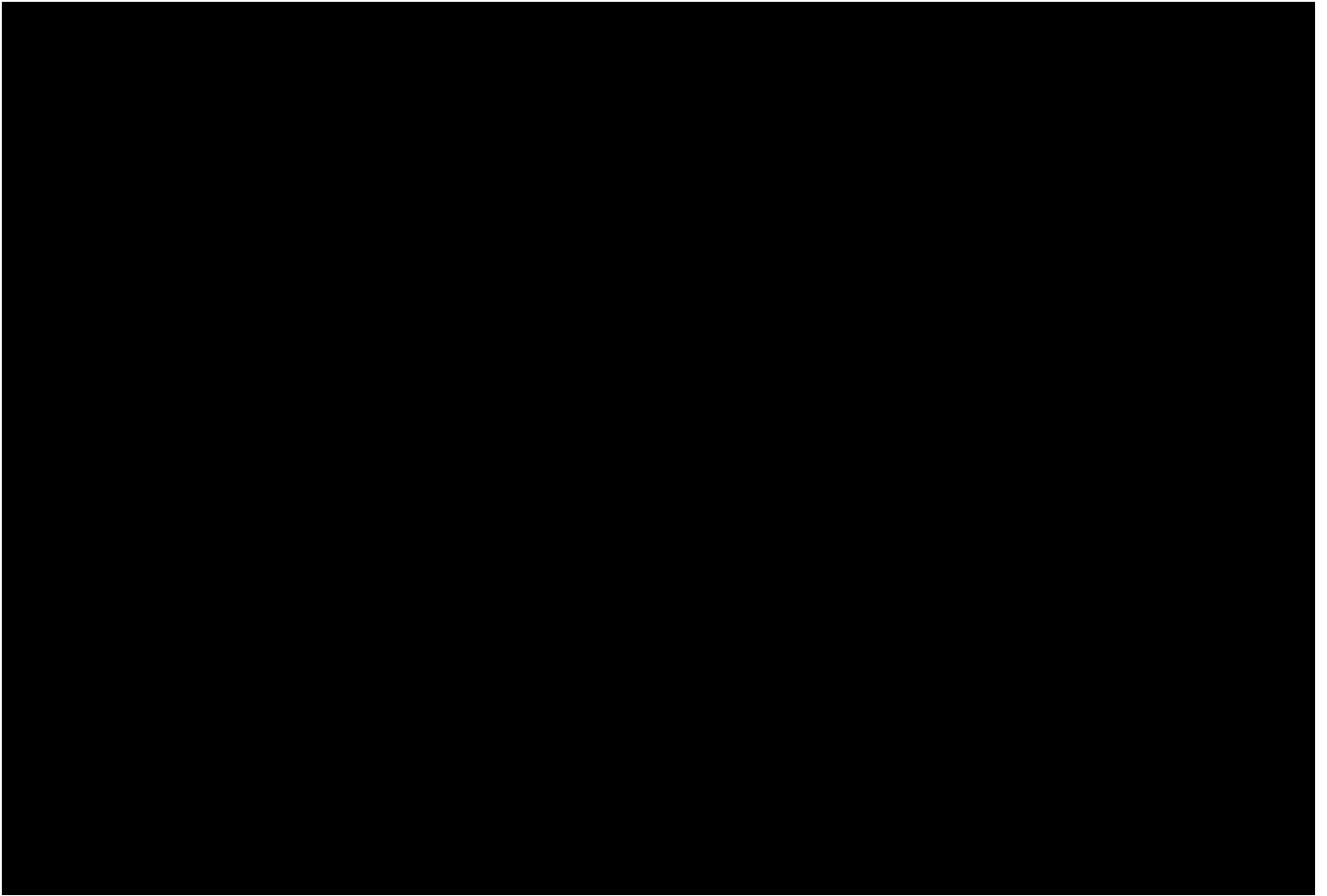


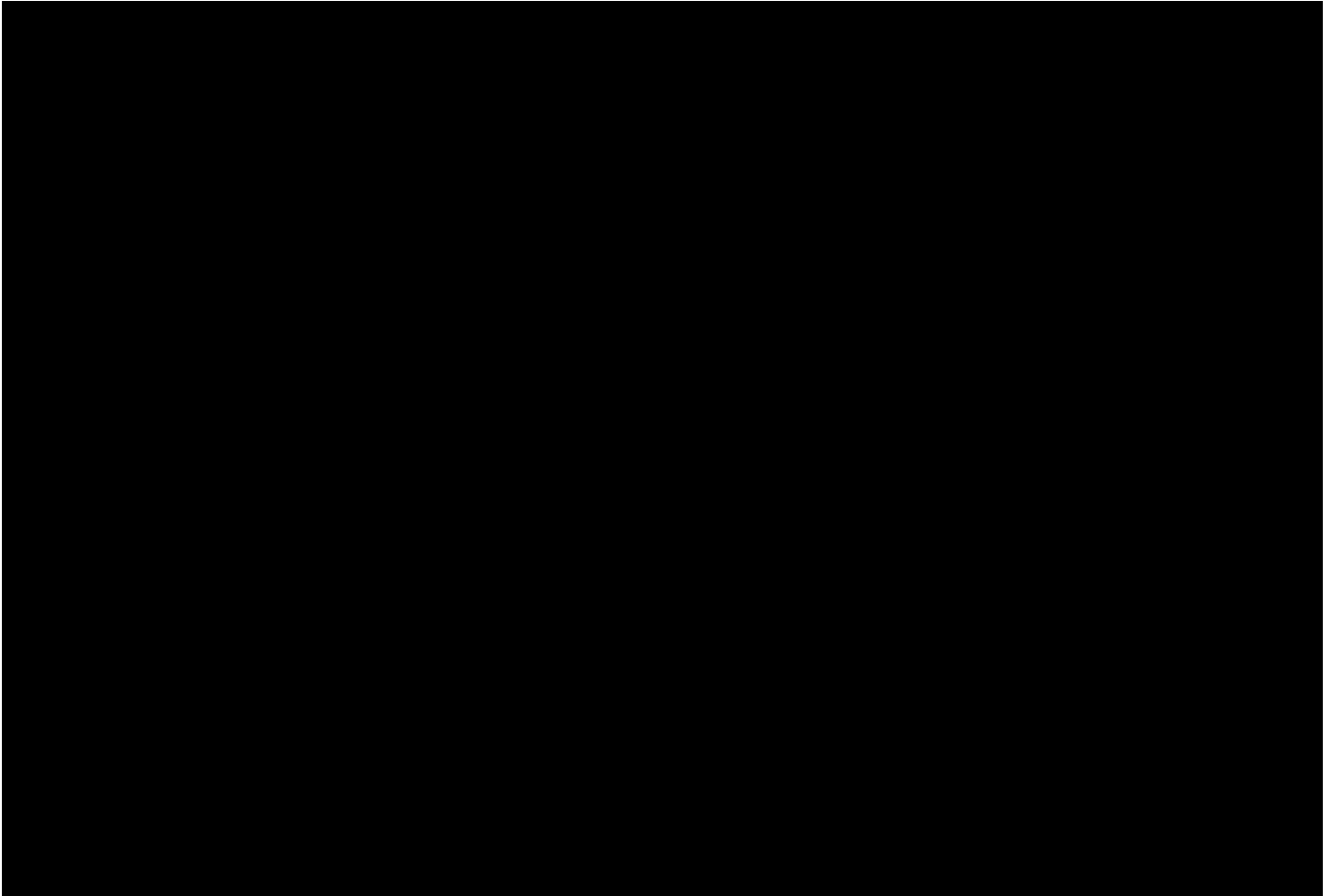


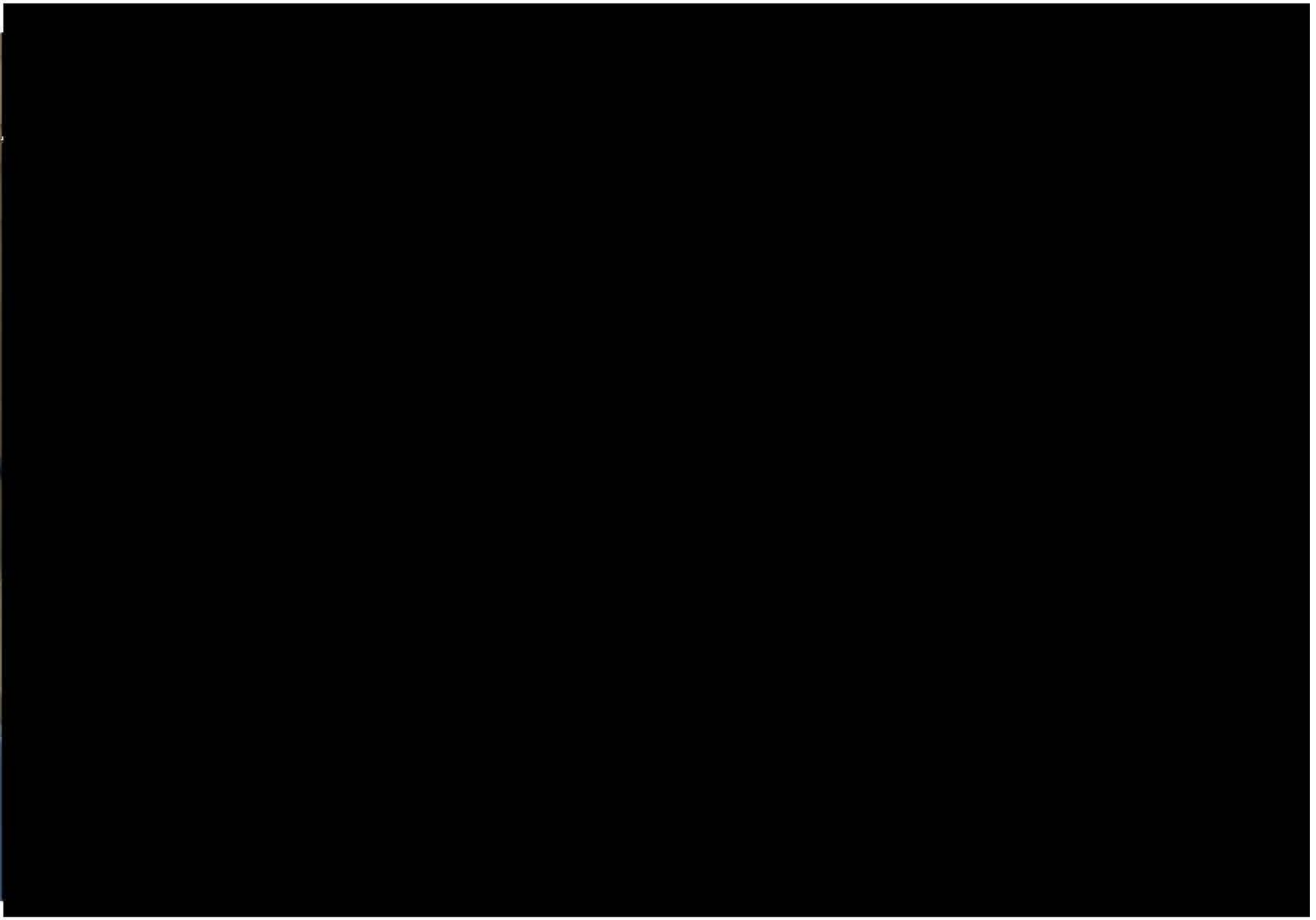


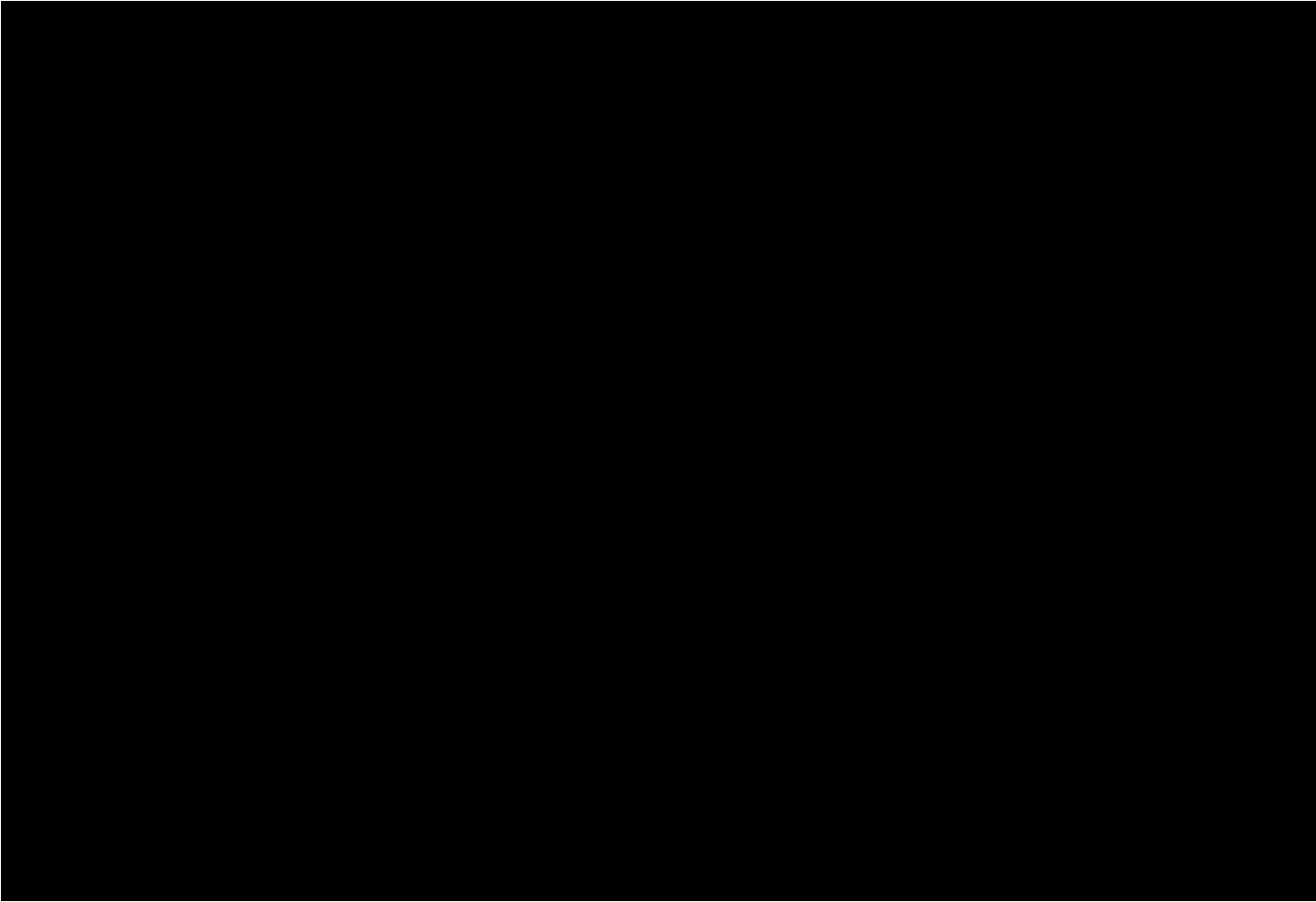




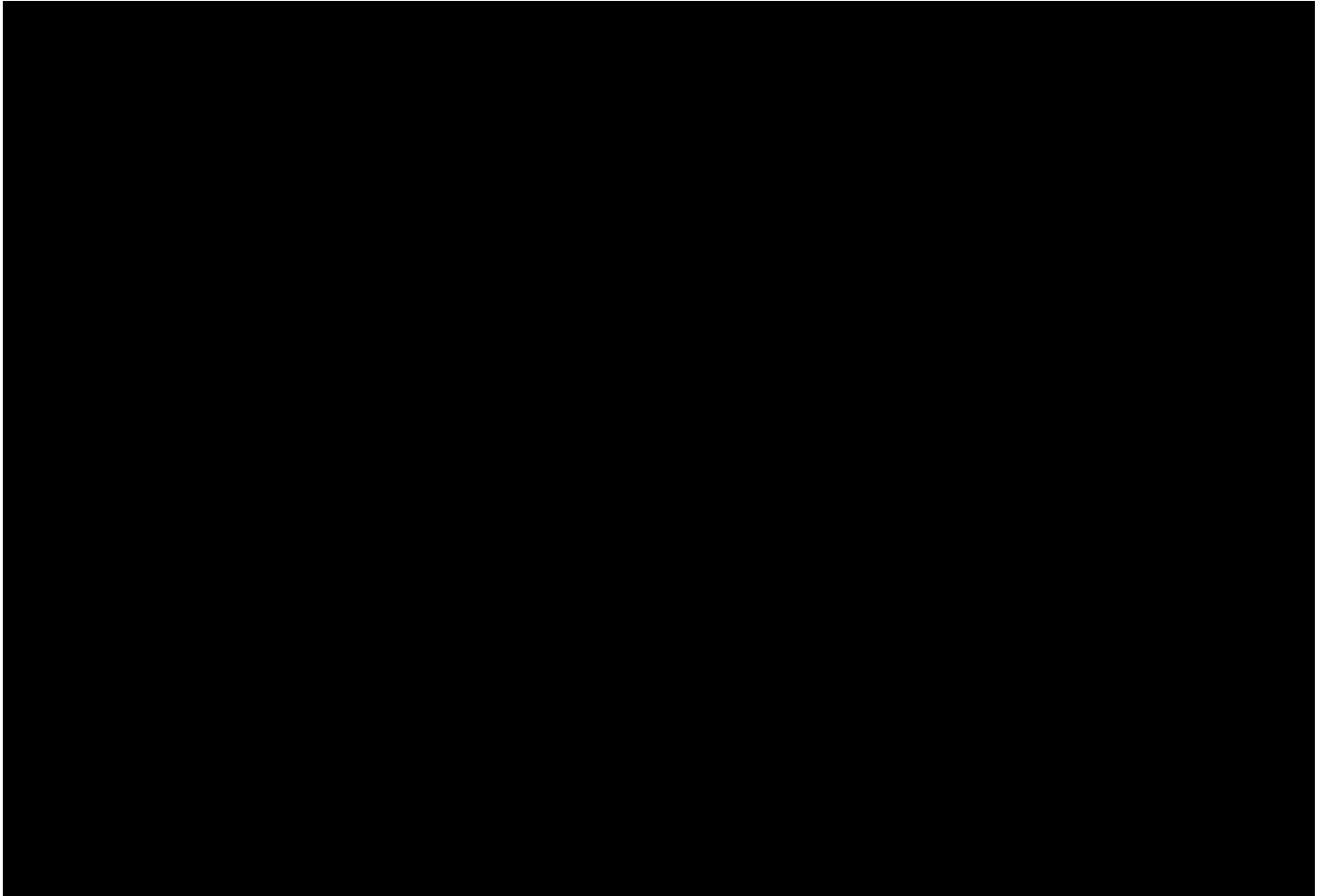


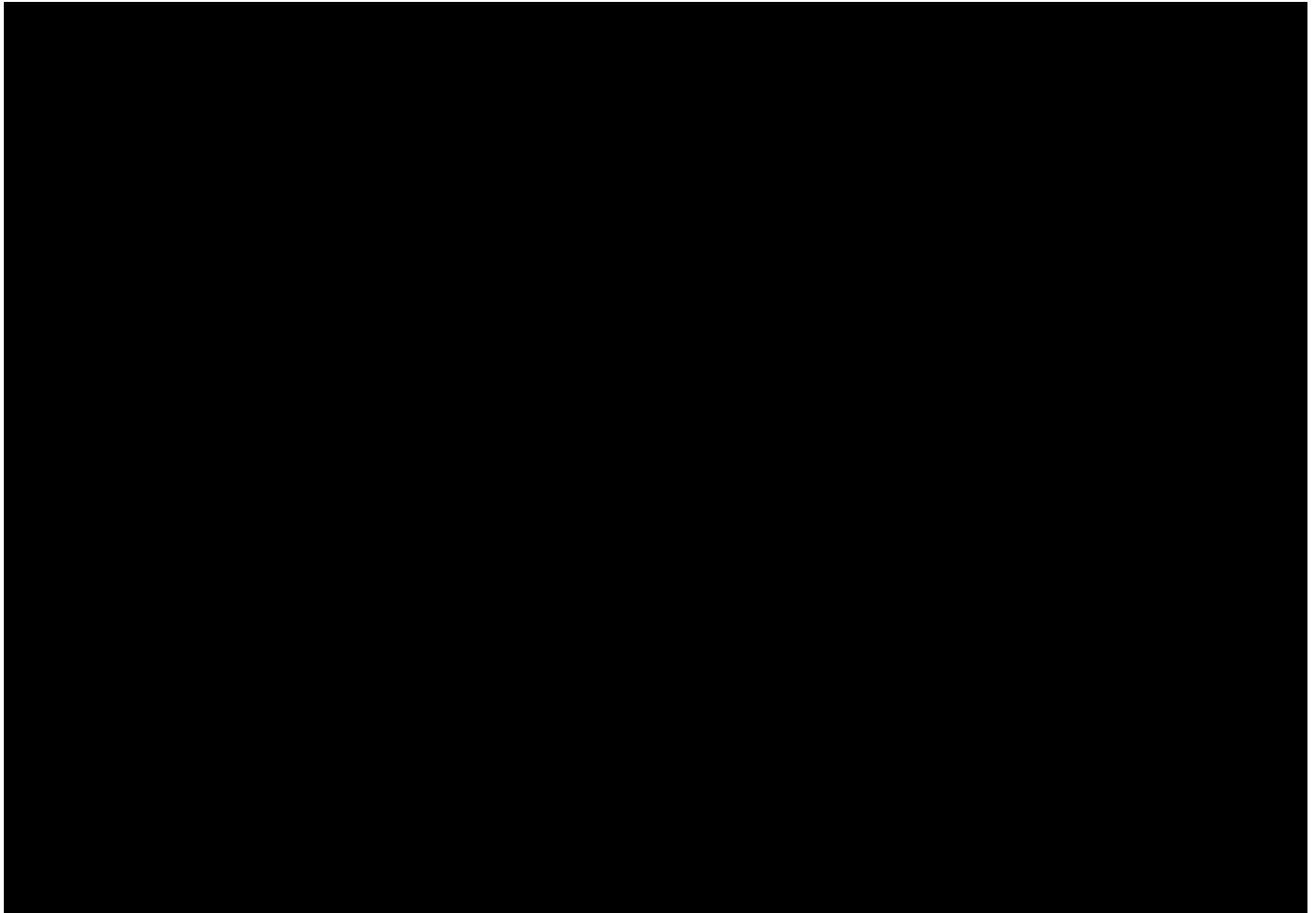


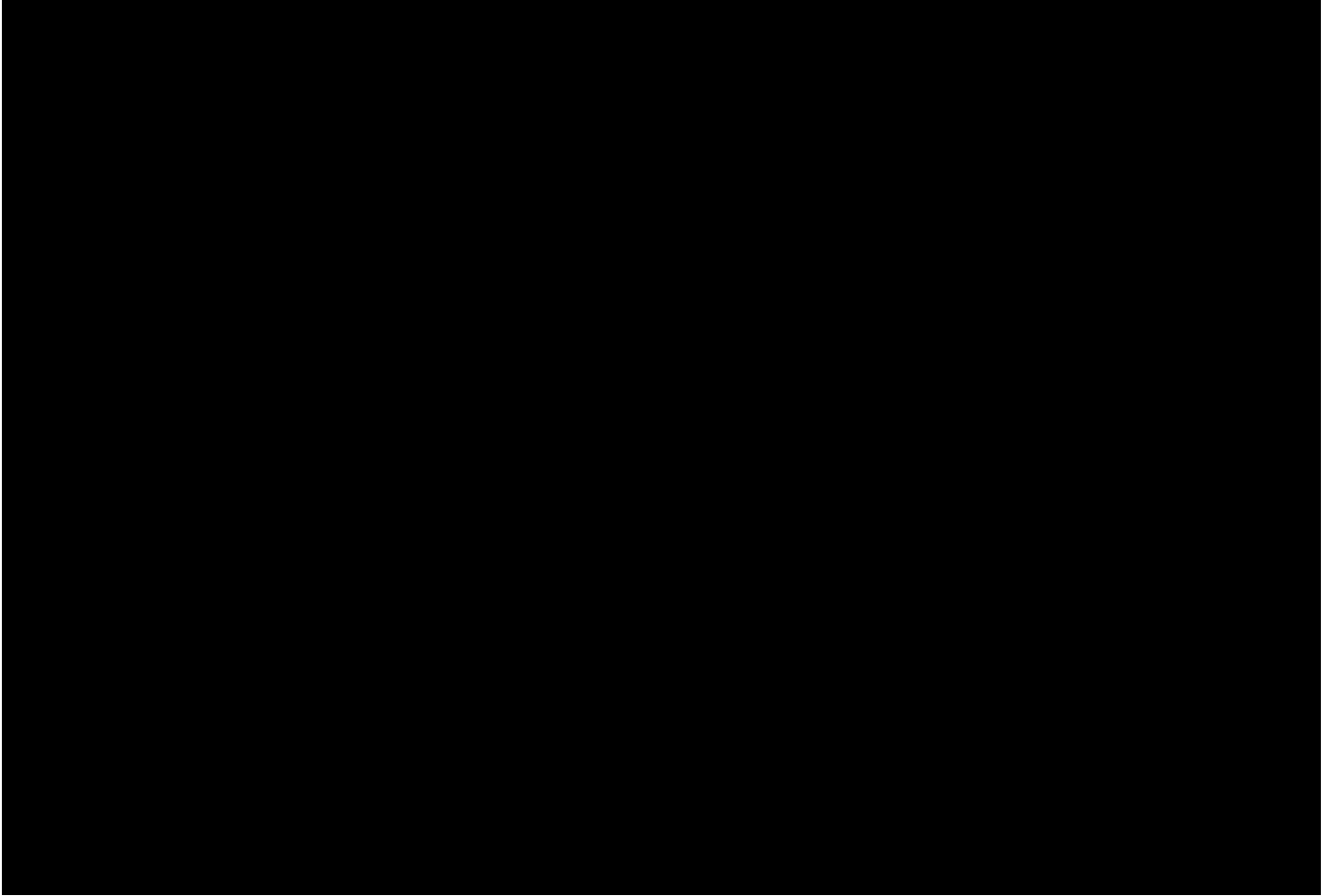


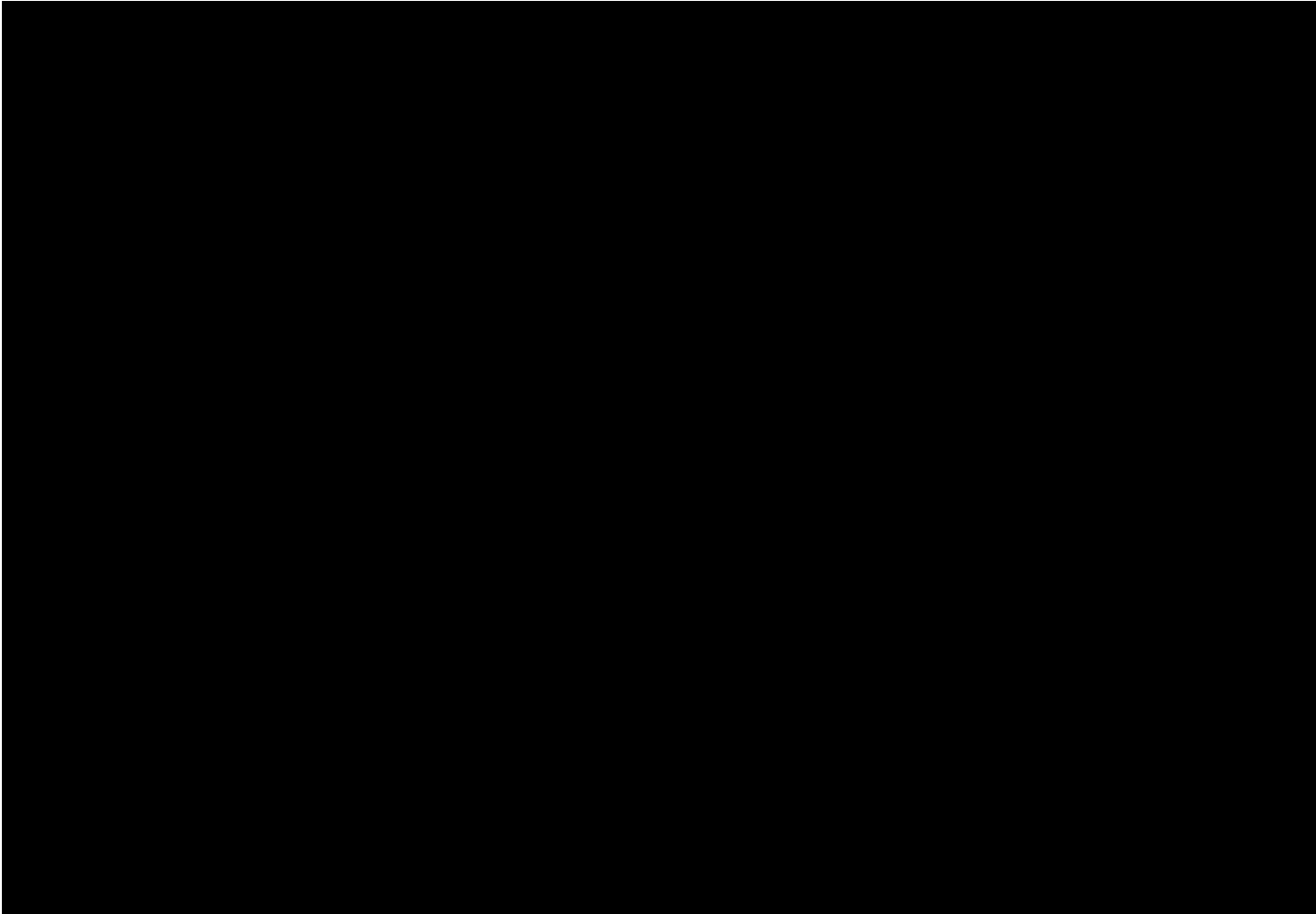


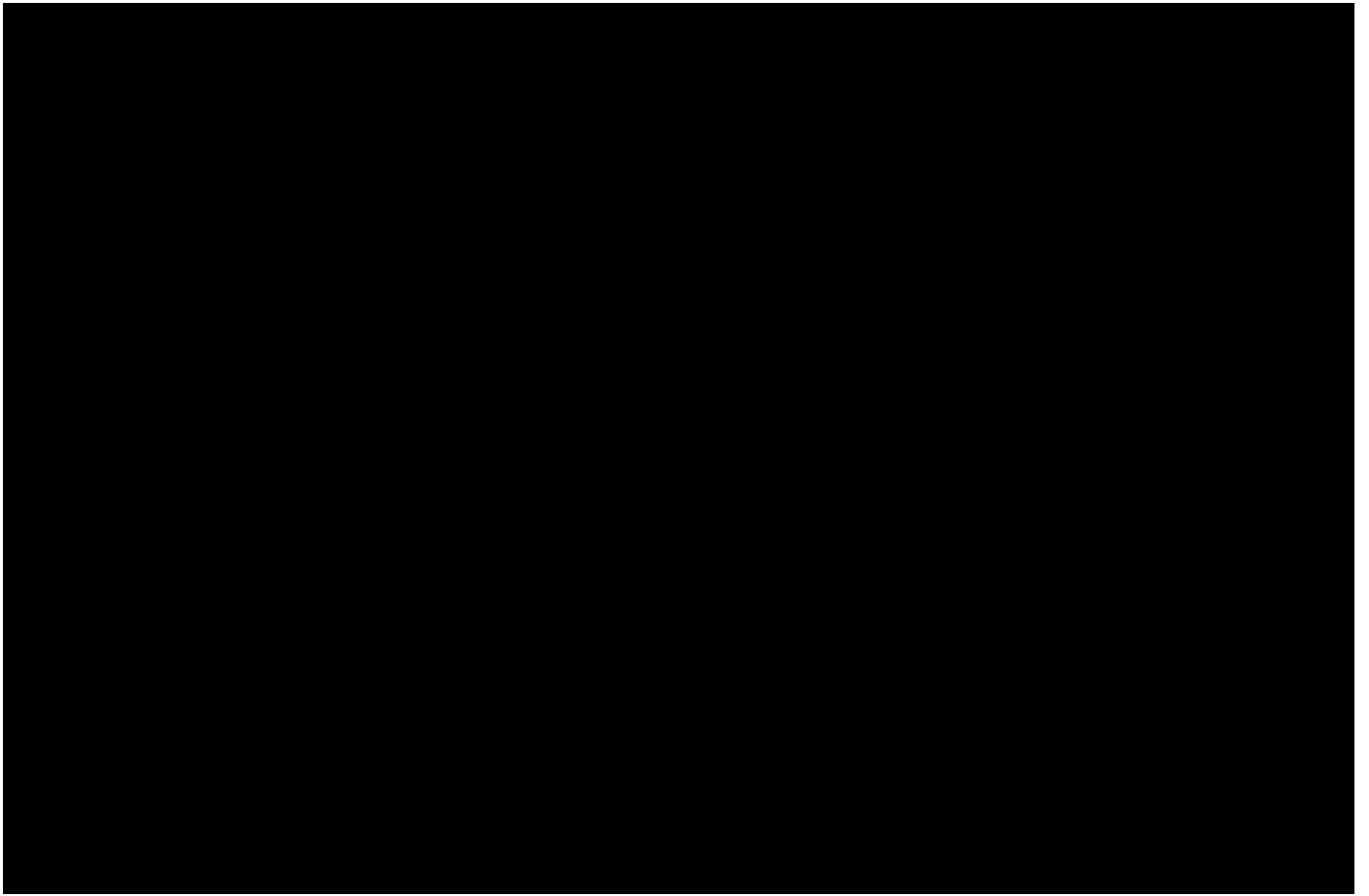


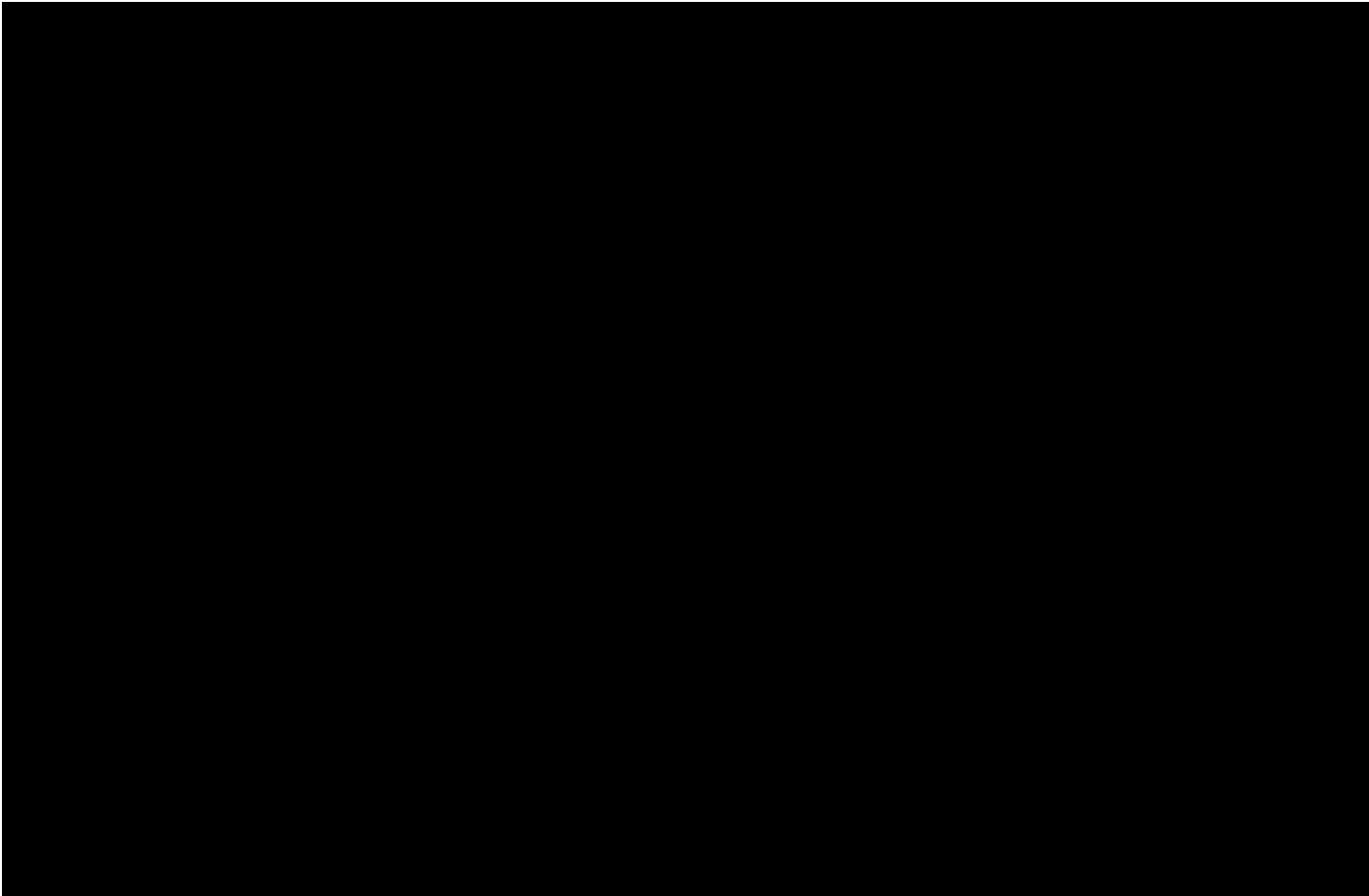


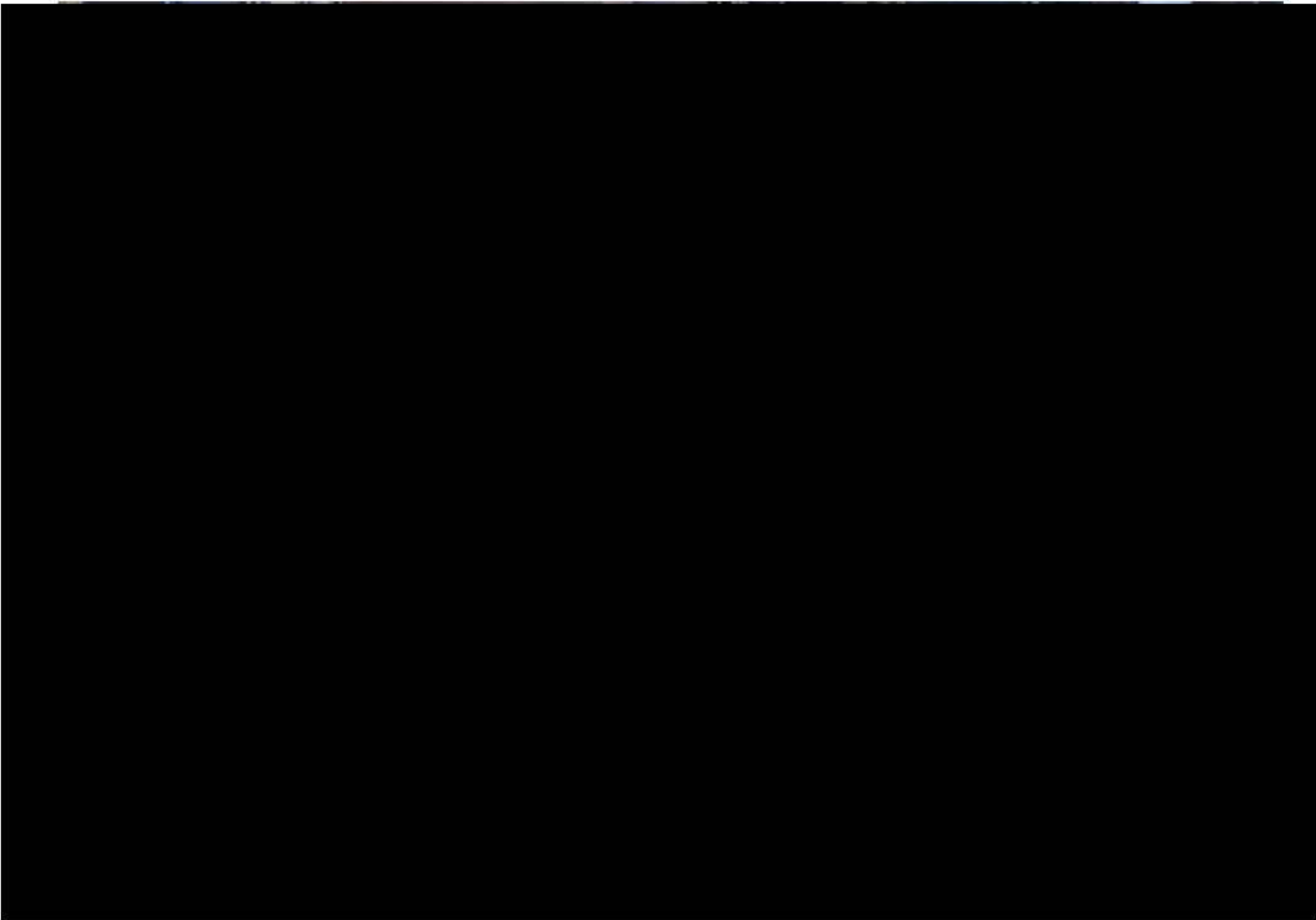


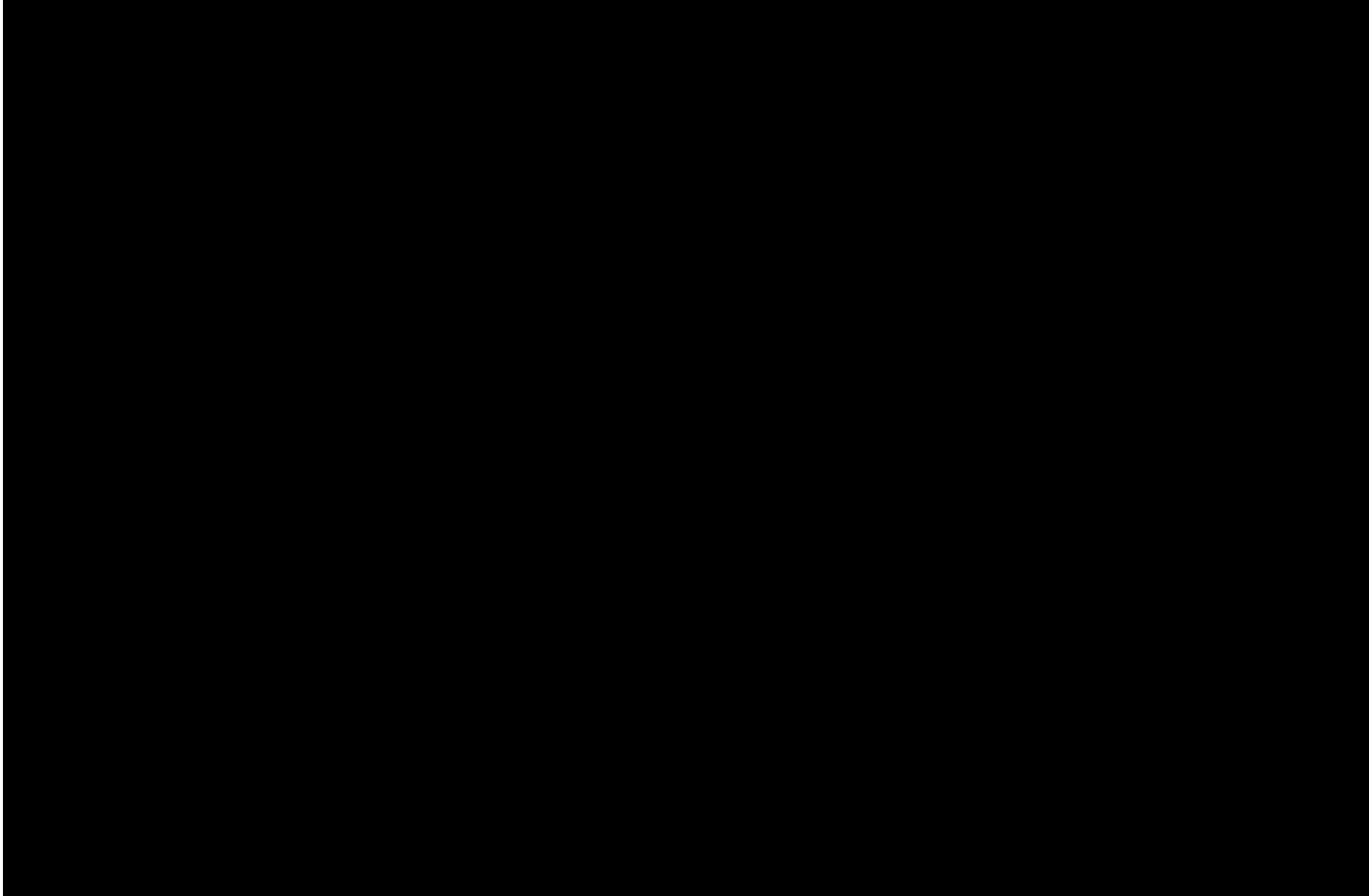


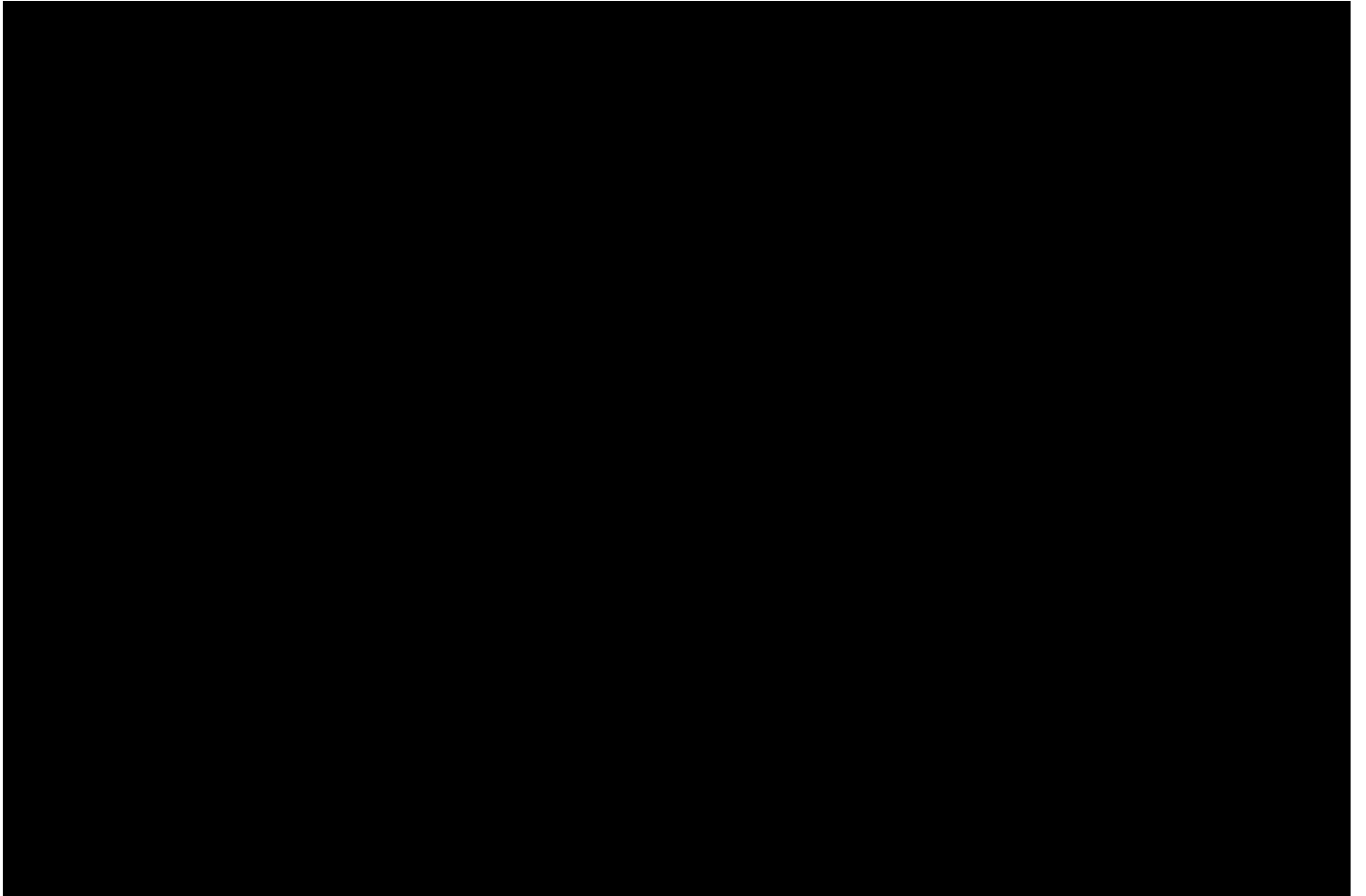


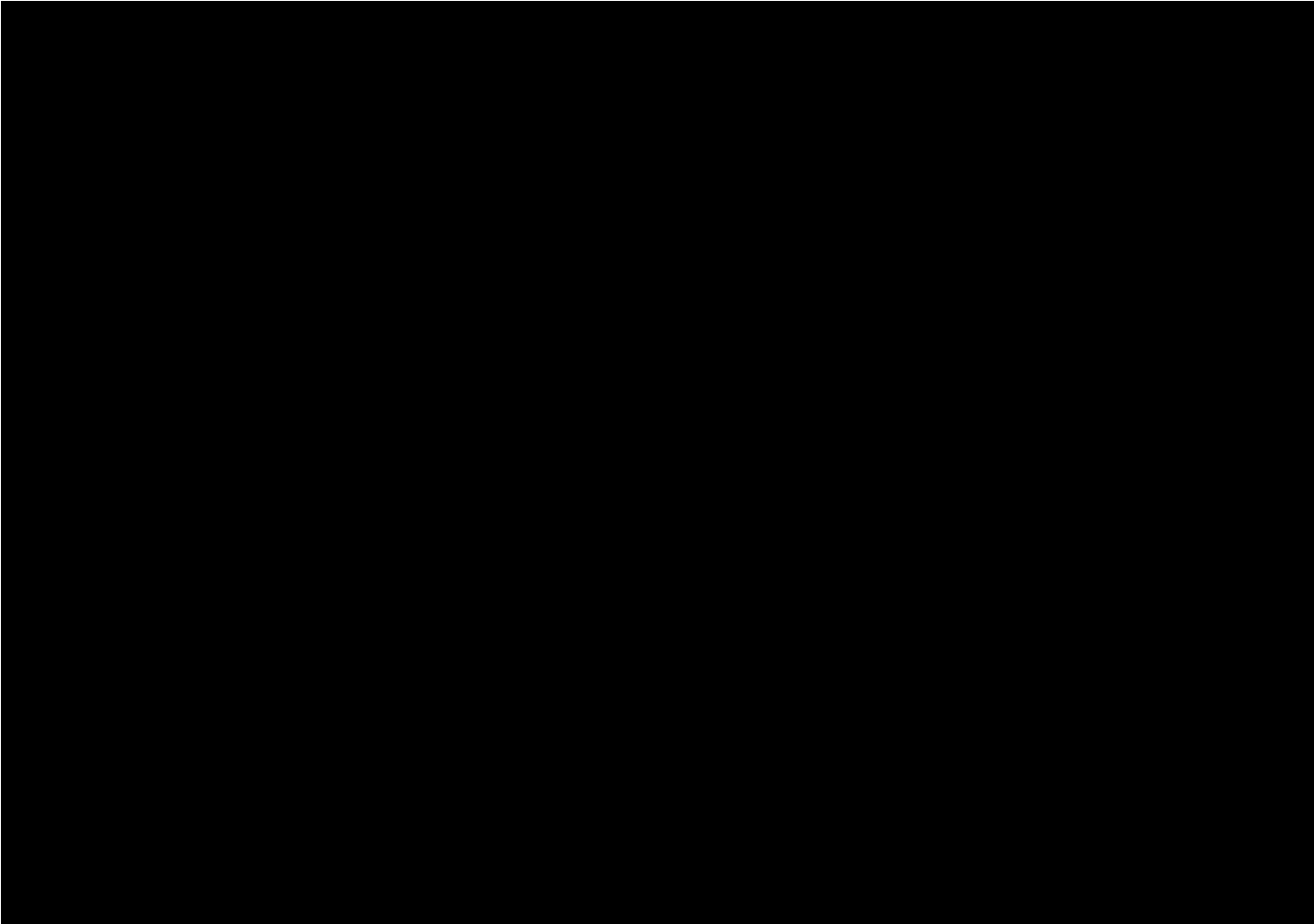


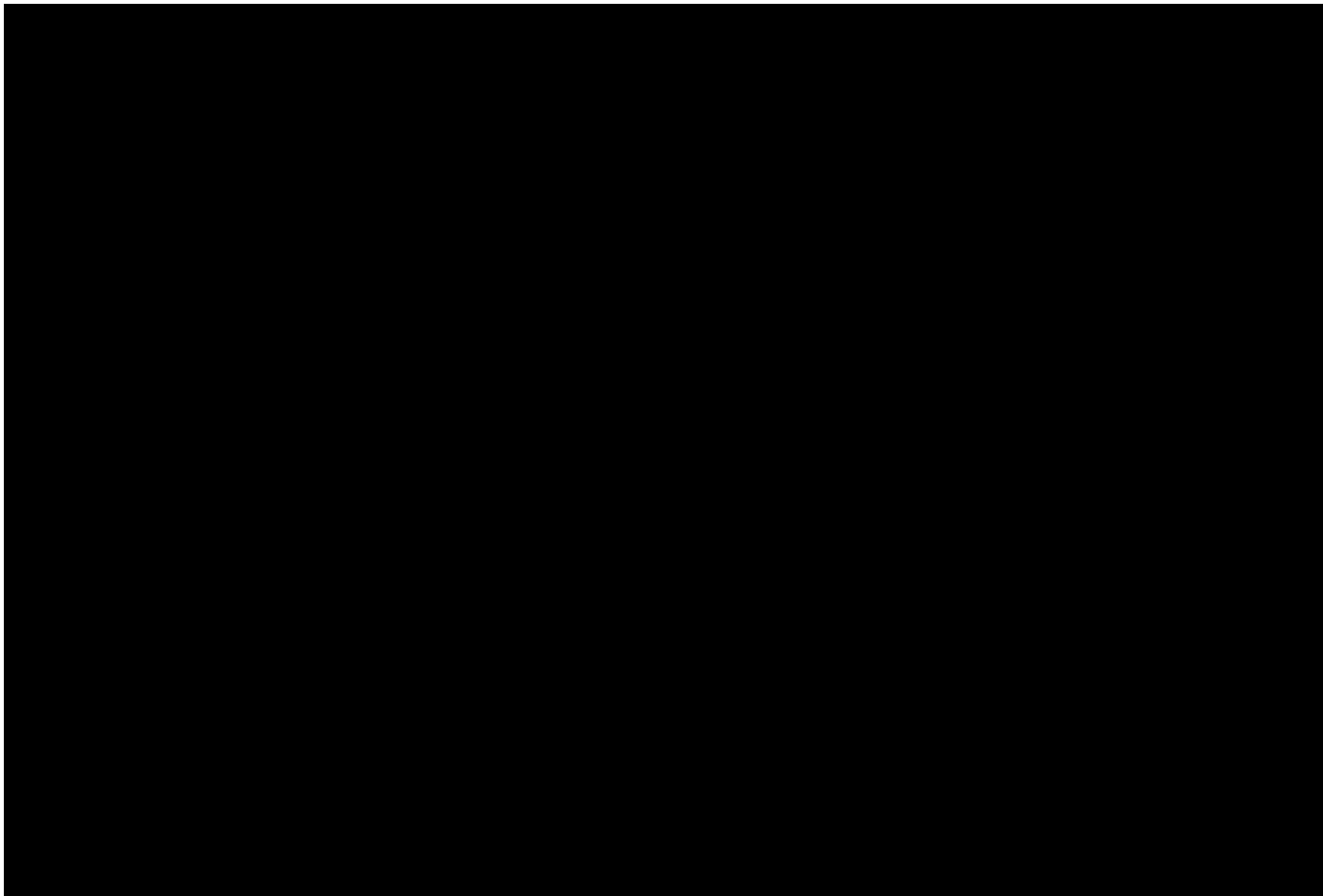


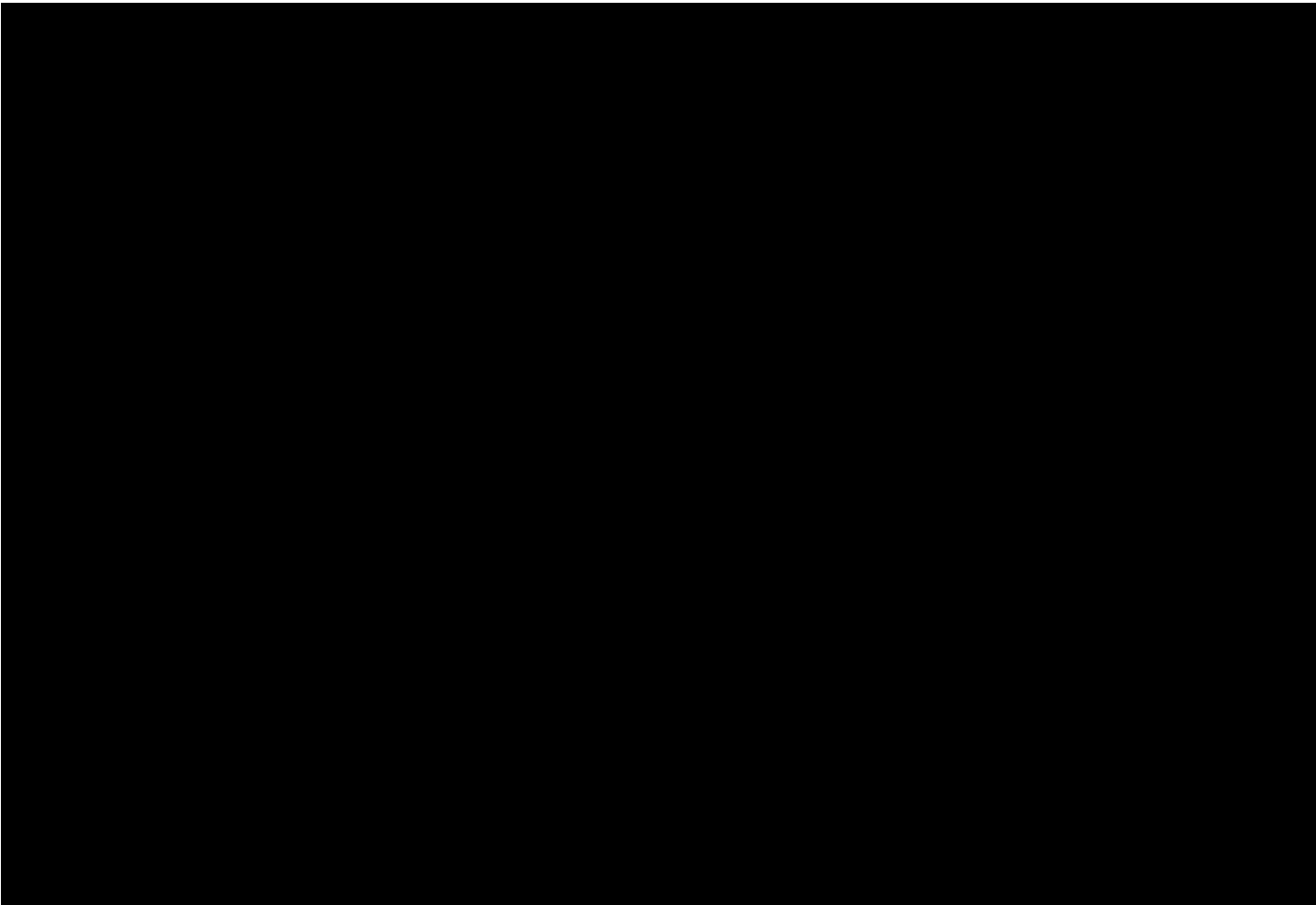


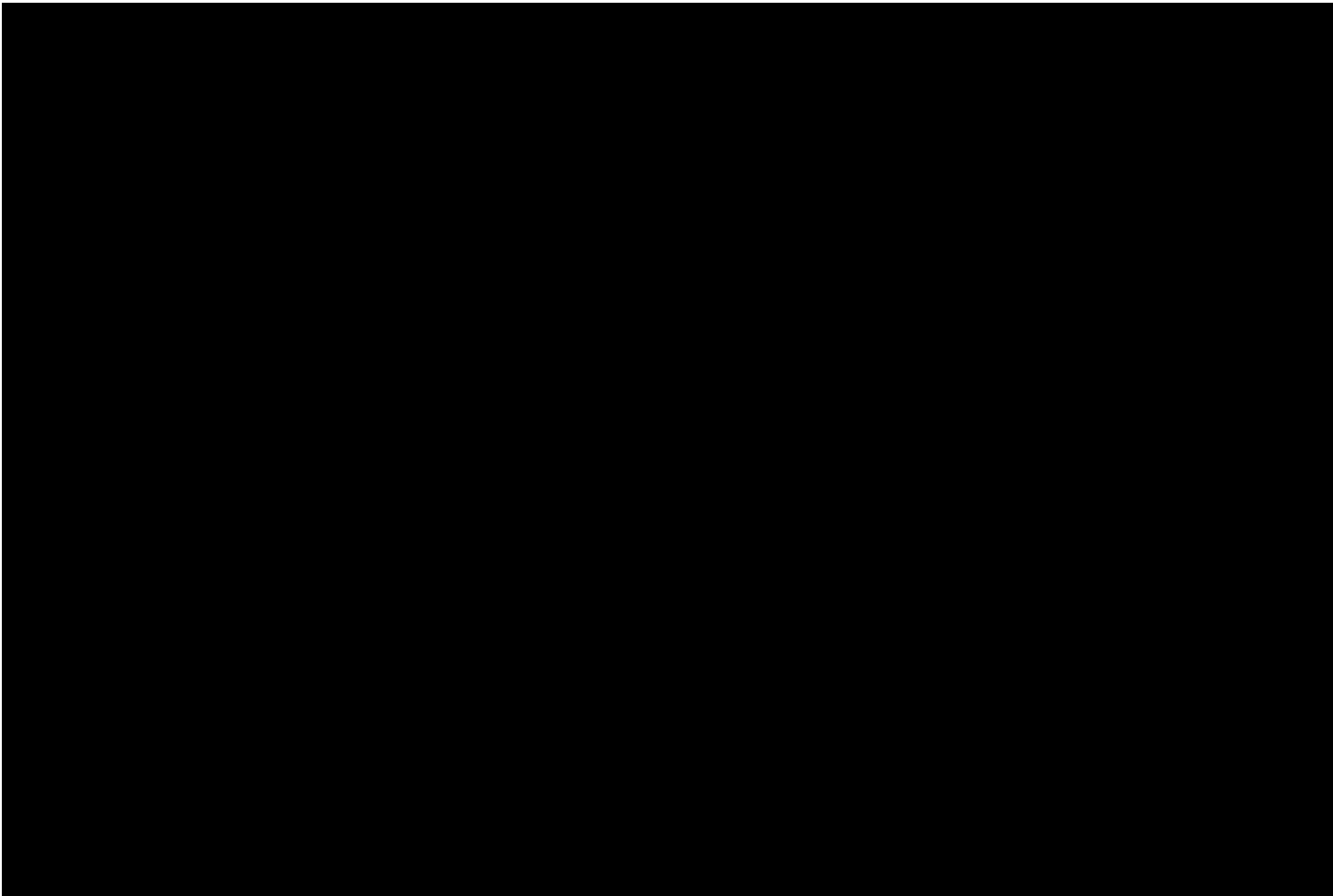


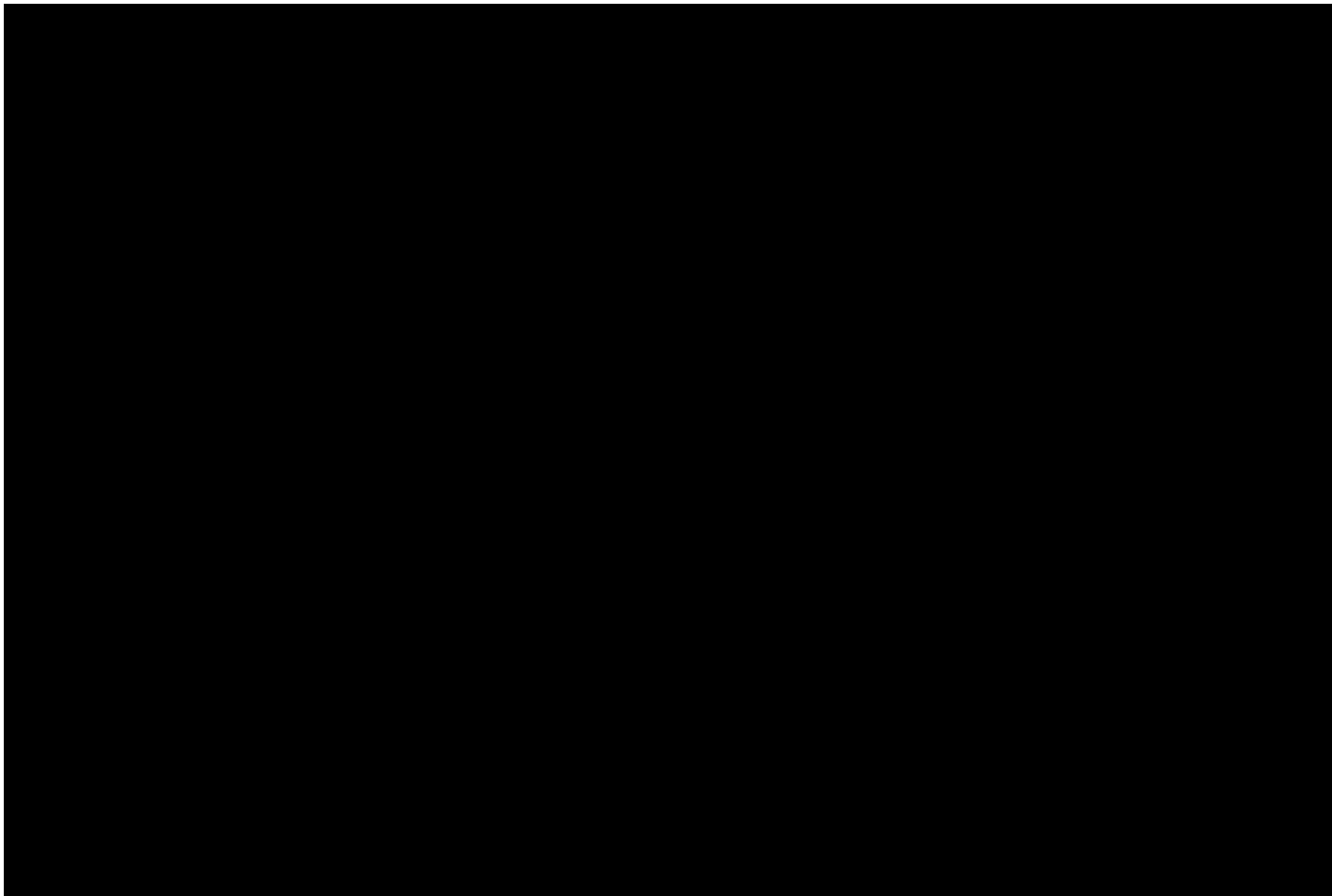


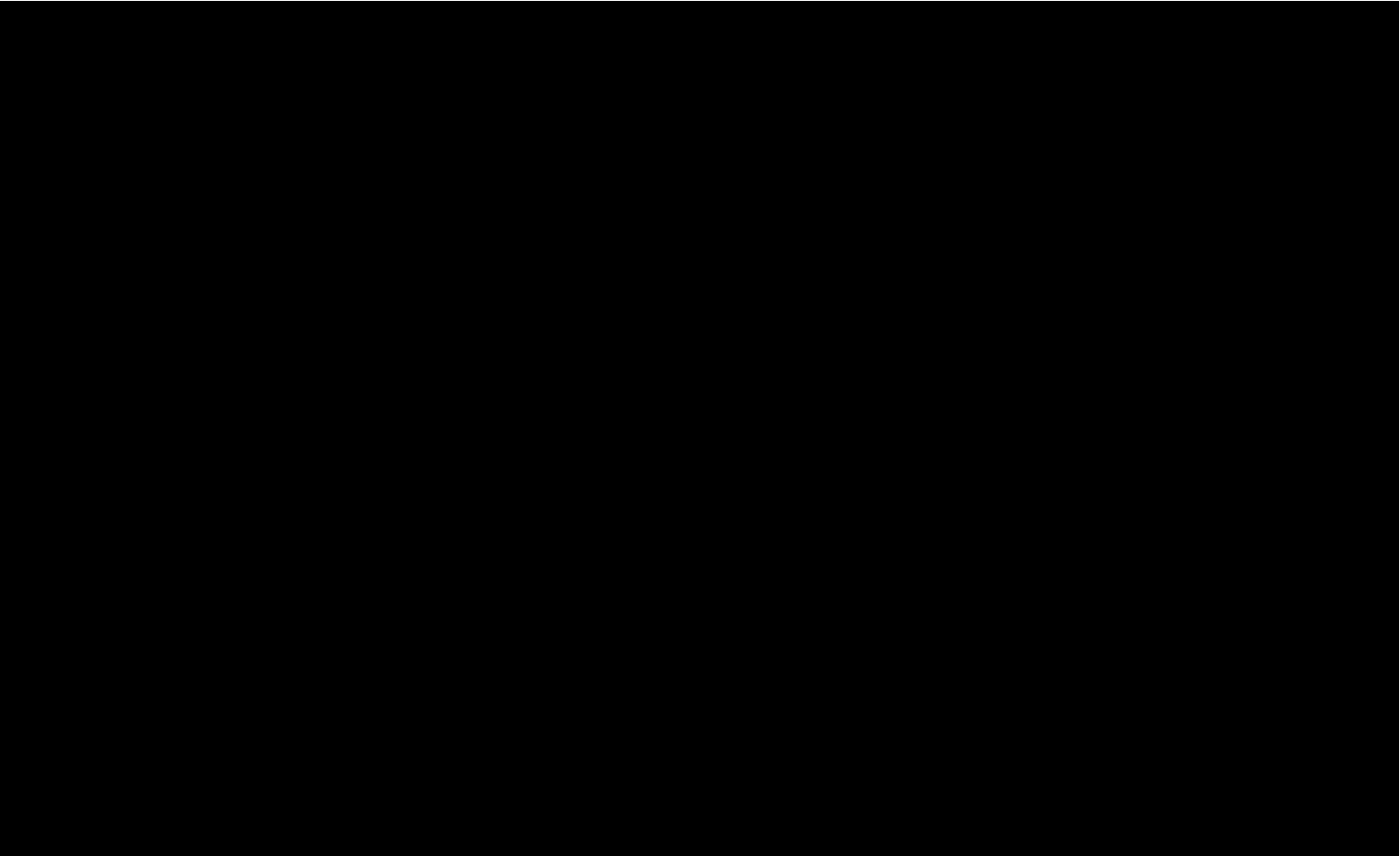


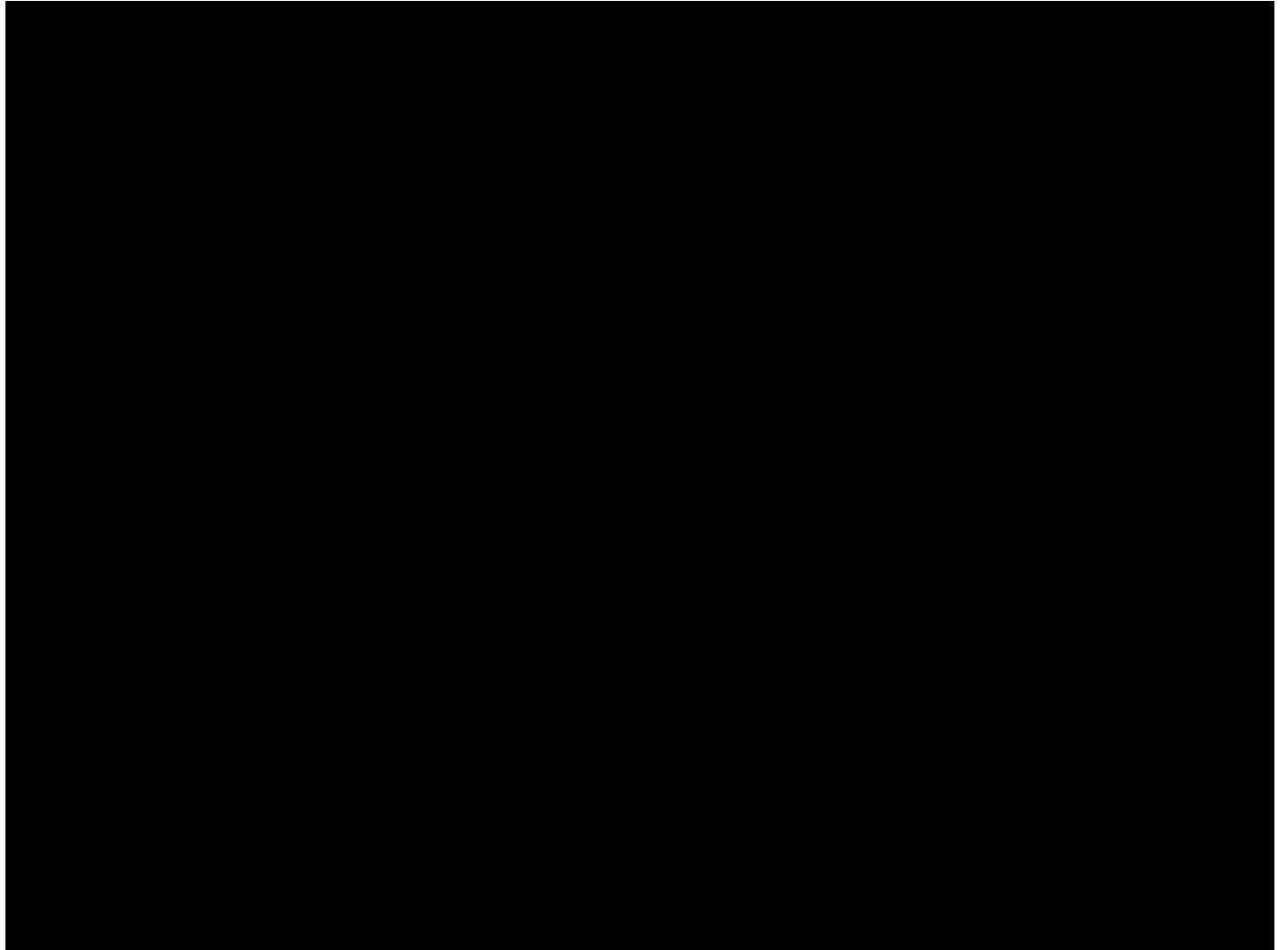












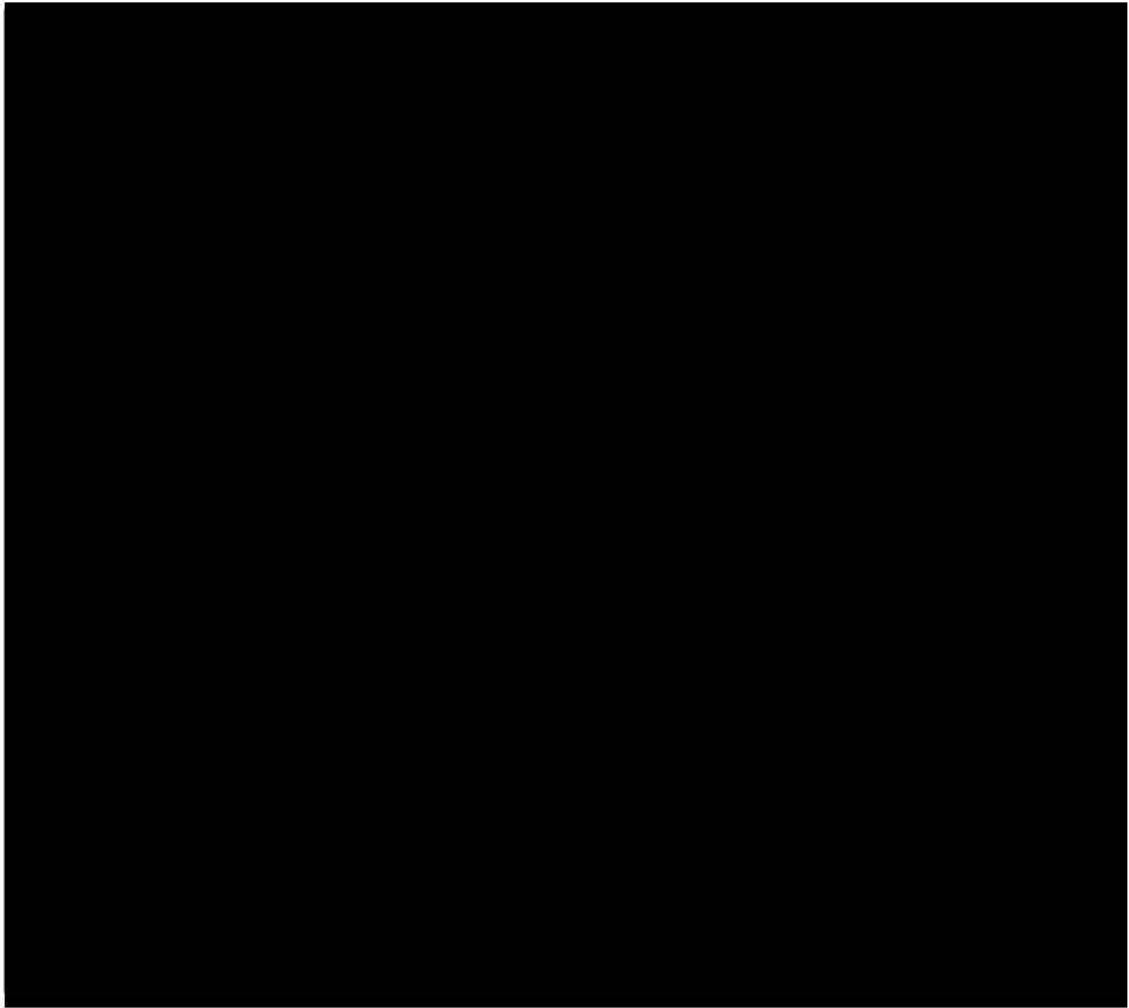
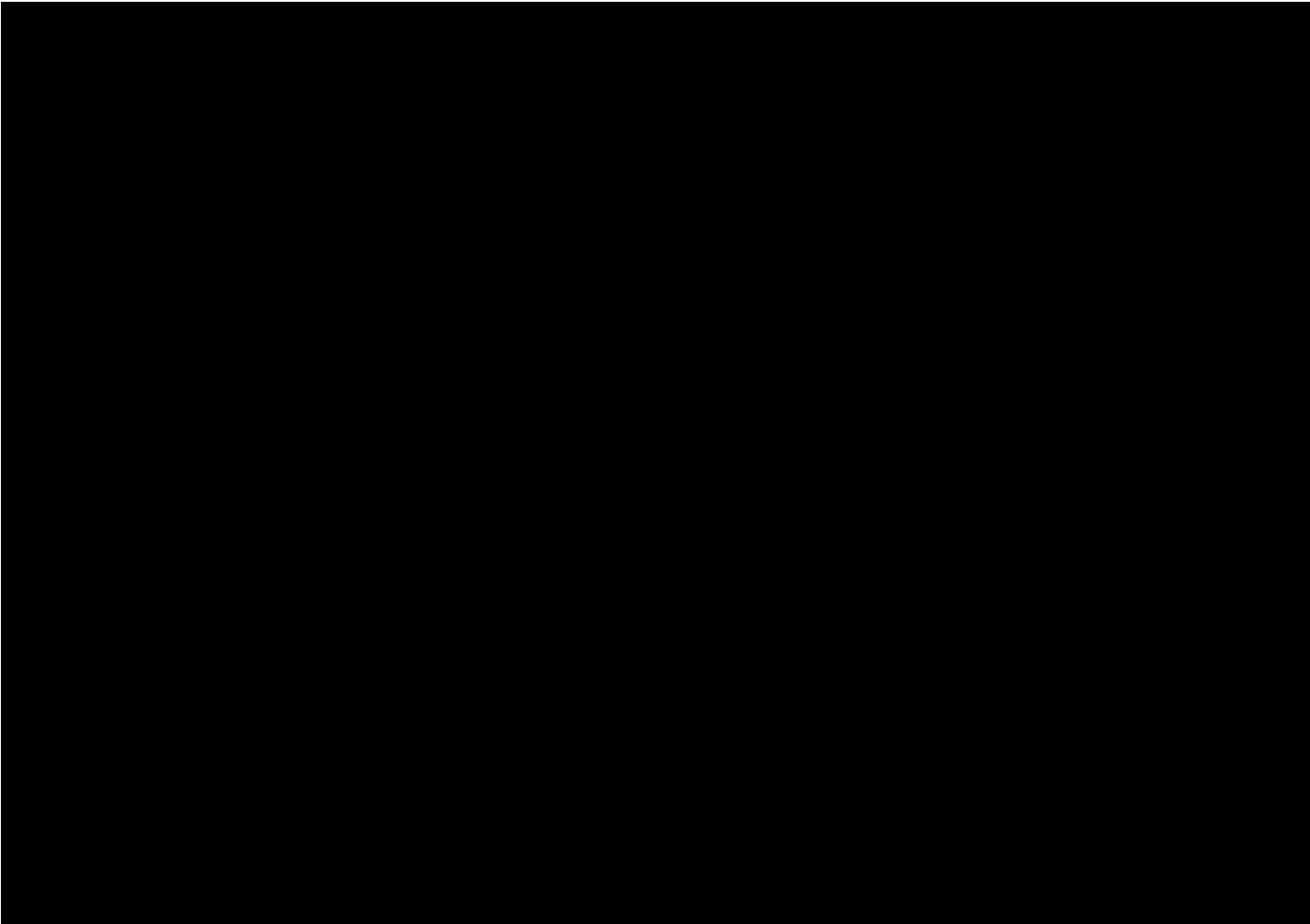
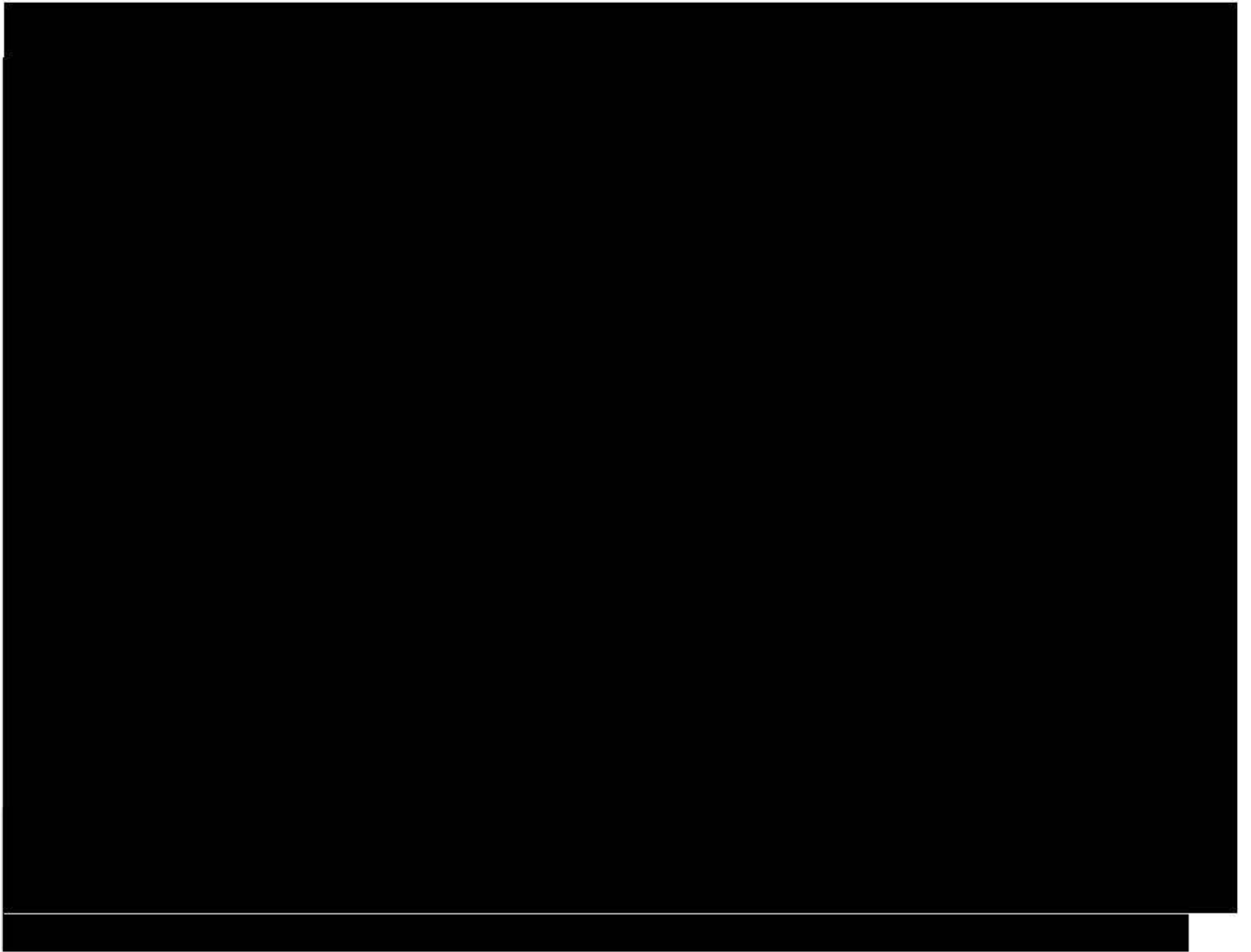
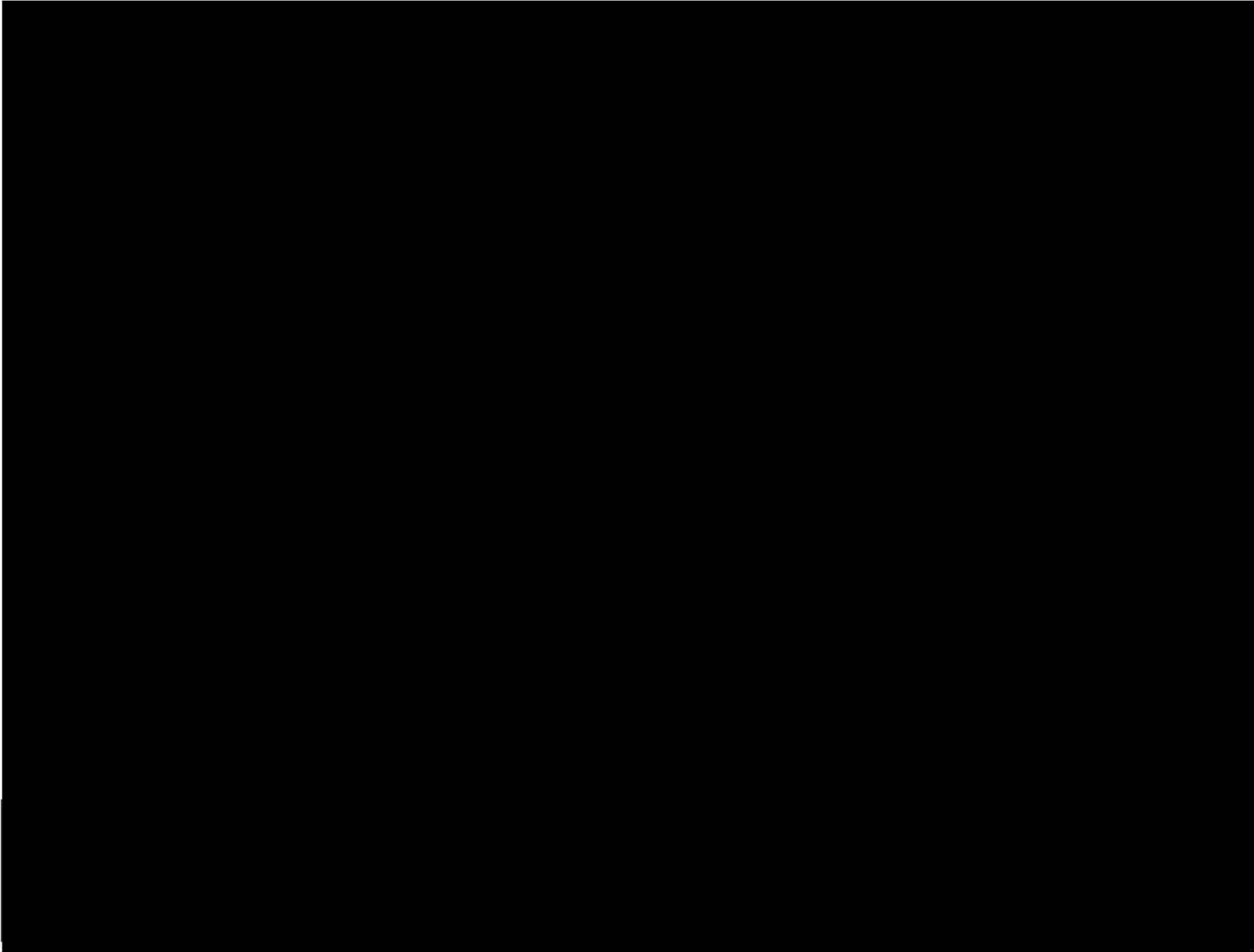


EXHIBIT # 7
PAGE # 1









Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations

2024 01 2726 PROPERTY RECEIPT

Complaint # 2024010529 Date 4/16/24 Lab # _____

Item No.	Quantity	Description
<u>1</u>	<u>64</u>	<u>COPAR DECKS OF CARDS</u>
		<u>PLACED IN ENVELOPE BF60293302</u>

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]
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]
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



Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations

2024 01 2726 PROPERTY RECEIPT

Complaint # 2024 010529 Date 4/16/24 Lab # _____

Item No.	Quantity	Description
1	6	NOV-2023, DEC. 2023, JAN 2024 FEB 2024, MARCH 2024, APRIL 2024
		Placed in envelope DF60293303

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

Julio Minaya

From: Raul Suau
Sent: Tuesday, April 23, 2024 4:11 PM
To: Julio Minaya
Subject: FW: Cheating suspects

Thank you,



Raul Suau
Investigations Specialist II
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-1011 Office
954-658-3663 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](#)

From: Daniel Licciardi <dlicciardi@playcasinomiami.com>
Sent: Wednesday, February 21, 2024 9:41 AM
To: Raul Suau <Raul.Suau@flgaming.gov>
Subject: JFW: Cheating suspects

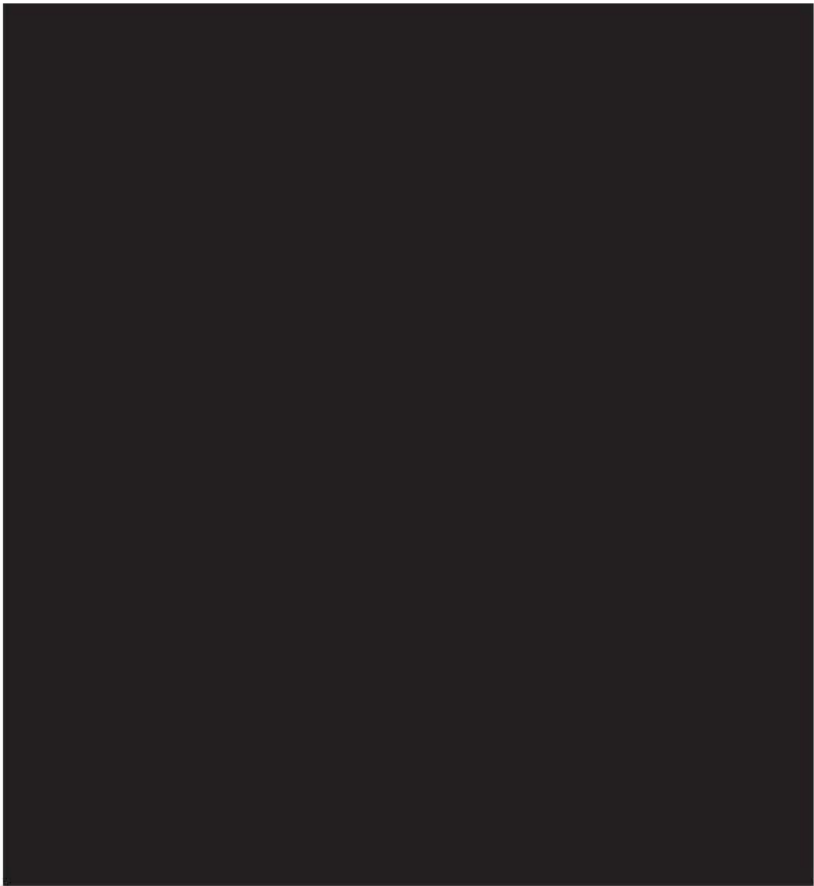
Good morning Raul, here are the names and photos. Thanks

From: Roy Choi <rchoi@knighted.com>
Sent: Tuesday, February 20, 2024 6:40 PM
To: Daniel Licciardi <dlicciardi@playcasinomiami.com>
Subject: Cheating suspects

Dan,

Here are the two suspects.

Yoan Argelles



Misael Marquez





Roy Choi | Managing Partner

p. 213.222.8589 | rchoi@knighted.com | knighted.com



The information contained in this email message may contain proprietary and confidential information intended only for the use of the individual or entity to whom it was addressed. If the reader of this message is not the recipient, or the employee or agent responsible for the delivery of this email message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this transmission in error, please notify us immediately by telephone, and dispose of the original email and attachments.

Tracking Number:

Remove X

70062150000568478984

Copy Add to Informed Delivery (<https://informedelivery.usps.com/>)

Latest Update

Your item was delivered to an individual at the address at 3:44 pm on February 3, 2025 in MIAMI, FL 33193.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual

MIAMI, FL 33193
February 3, 2025, 3:44 pm

See All Tracking History

[What Do USPS Tracking Statuses Mean?](https://faq.usps.com/s/article/Where-is-my-package) (<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

7006 2150 0005 6847 8984

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

1. 29.25

Postmark
Here

Misael Marquez Fajardo
14957 SW 59th Street
Miami, Florida 33193
AC -2024017221-PMW

[FAQ](#) | [Help](#) | [Sign Out](#)

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Search Update	Change Recording Mass Status Update	License Type Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline				

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	10/22/2024	
Complaint #	2024017221	Case Type	CMP - Complaint	Disposition					Disposition Date
Docket#		Respondent	MARQUEZ FAJARDO, MISAEL ORLANDO	Responsible	bjones - JONES, BRADFORD	Private Case			

Complaint	Respondent	Complainant	Add'l Info
Source	INTN - Internal	Security Level	1
Form	INTR - Internal	Priority	
Class'n	II-C - Prohibited Electronic/Mechanical Devices	Complexity	R - Regular
Security	STND - Standard	Incident	01/29/2024
Region	SR - Southern Region	Received	03/22/2024
Reference	849.086; 550.0251; 75-11.005		
Entered	03/22/2024	Entered By	cstubbs1
Summary	273 - CASINO MIAMI, LLC - PROHIBITED ACTIVITIES; Powers and duties of the Florida Gaming Control Commission; Prohibitions- On February 15, 2024, this investigator met with Casino Miami Vice President and General Manager of Casino Miami Daniel Licciardi. Mr. Licciardi informed me that the Designated Player Card Company Knighted Gaming LLC., that he uses in the cardroom informed him of illegal activity involving the use of electronic devices being used along will possibly marked cards to allow patrons to win large amounts of money. The scheme involved the introduction of the marked cards on January 29, 2024, by Casino Miami Dual Rate Poker Supervisors Esteban Machado. On that day, patrons MARQUEZ FAJARDO and Yoan Arguelles played at a Designated Table #15. During their play, MARQUEZ FAJARDO is captured on video footage using an electronic device similar to a cellular phone which emitted a ultraviolet light which meant that the device was reading the marked cards. On February 10, 2024, video footage captured Dual Rate Poker Supervisors Miguel Cervera Martinez introducing a set of marked cards to Designated Plater Table #15. After during so, MARQUEZ FAJARDO and Yoan		

☐ Parties

☒ Allegations

☐ Violations

☐ Related

☐ Inspection

☐ Costs

☐ Time Tracking

☐ Attachments

☐ Work Notes

☒ Activities

☐ Discipline

☐ Compliance

☒ Disposition

Auto Assign

History

Print Report

Arguelles again began to play. Video footage again captured the two men utilizing both a key fab and an electronic device similar to a cellular phone that reads marked cards. **MARQUEZ FAJARDO** won \$4,600.00 on January 29, 2024, and \$14,000.00 on February 10, 2024. During the time he was playing he gave on two occasions chips totaling \$2,500.00 to a female that was with him. The female was identified as **Laura Beatriz Laboredo**. **MARQUEZ FAJARDO** was excluded by the facility for his actions March 8, 2024.

Updated 10/29/2024 11:55:25

By cstubbs1

Change

Save

OK

Cancel

Back

 [Get Adobe Reader.](#)



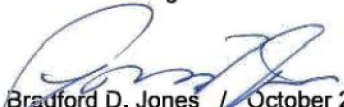


Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: March 22, 2024	Case Number: 2024 01 7221
Respondent: MARQUEZ FAJARDO, MISAEL ORLANDO 14957 SW 59TH ST. MIAMI FLORIDA, 33193		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: N/A - 1098		Profession: Patron	Report Date: May 30, 2024
Period of Investigation: March 22, 2024, through May 30, 2024		Type of Report: Final	
<p>Alleged Violation: 849.086 Cardrooms authorized.— (12) Prohibited Activities.— (c) No electronic or mechanical devices, except mechanical card shufflers, may be used to conduct any authorized game in a cardroom. (d) No cards, game components, or game implements may be used in playing an authorized game unless such has been furnished or provided to the players by the cardroom operator</p> <p>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. 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.</p> <p>75-11.005 Prohibitions. (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.</p> <p>Synopsis On February 15, 2024, this investigator met with Casino Miami Vice President and General Manager of Casino Miami Daniel Licciardi. Mr. Licciardi informed me that the Designated Player Card Company Knighted Gaming LLC., that he uses in the cardroom informed him of illegal activity involving the use of electronic devices along with possible marked cards to allow patrons to win large amounts of money. The scheme involved the introduction of the suspected marked cards on January 29, 2024, by Casino Miami Dual Rate Poker Supervisor Esteban Machado. On that day, patrons MARQUEZ FAJARDO and Yoan Arguelles played at a Designated Table #15. During their play, MARQUEZ FAJARDO is captured on video footage using an electronic device similar in appearance to a cellular phone which emitted an ultraviolet light which is believed to be an indicator that the device was reading the marked cards.</p> <p>On February 10, 2024, video footage captured Dual Rate Poker Supervisor Miguel Cervera Martinez introducing a set of marked cards to Designated Plater Table #15. After during so, MARQUEZ FAJARDO and Yoan Arguelles again began to play. Video footage again captured the two men utilizing both a key fob and an electronic device similar in appearance to a cellular phone that reads marked cards. MARQUEZ FAJARDO won \$4,600.00 on January 29, 2024, and \$14,000.00 on February 10, 2024. During the time he was playing he gave on two occasions chips totaling \$2,500.00 to a female that was with him. The female was identified as Laura Beatriz Laboredo. MARQUEZ FAJARDO was excluded by the facility for his actions March 8, 2024.</p>			
Related Case(s): 2024 01 7221 & 2024 01 7214			
Investigator / Date  Raul Suau / May 30, 2024		Investigator Supervisor / Date  Julio Minaya / October 16, 2024	
Chief of Investigations / Date  Bradford D. Jones / October 22, 2024			

CONTINUATION

On February 15, 2024, I met with Casino Miami Vice President and General Manager Daniel Licciardi, at his request regarding numerous incidents involving cheating at the Designated Poker table games operated by Knighted Gaming LLC. According to Licciardi, Knighted Gaming suspected that marked poker cards were being introduced to the tables and that an electronic device was being used by patrons to win large amounts of monies. Licciardi went on to say that review of video footage of January 14 into the 15th captured Casino Miami Dual Rate Supervisor Esteban Machado introducing two decks of marked cards to the table which facilitated the involved parties to cheat using electronic devices similar in appearance to a cellular phone. **(Exhibit #1)**

As a follow-up to the above information, on February 19, 2024, I met with Liccardi at which time he informed me that there was another Casino Miami Dual Rate Supervisor involved in the scheme. He identified Miguel Cervera Martinez as being captured on video footage on February 10, 2024, introducing two decks of marked cards to Designated Poker Table #15.

The point of contact was the President and CEO of Knighted Gaming LLC., Roy Choi, who provided the above information to Liccardi which was acquired by Choi's employees while acting as Designated Players at table #15, on the night of February 10, 2024.

Among the individuals identified by the employees of Knighted Gaming LLC., were two individuals; Yoan Arguelles Leon (Case #2024 01 7188) and **MARQUEZ FAJARDO**. Both individuals visited Casino Miami on January 29, 2024, and on February 10, 2024. Their purpose in visiting the facility was to play Designated Player games that had been compromised by the introduction of marked cards introduced by one of two Dual Rate Supervisors. The first, employee identified Esteban Machado, (Case #2024-01-0529), introduced marked cards on January 14, 23 and 29th of 2024. The second employee is Miguel Cervera Martinez who introduced marked cards onto Designated Player table #15 on February 10, 2024. Pictures taken at the table by Knighted Gaming employees are attached as **Exhibit #9**.

On January 29, 2024, at 6:30 P.M., Machado walks up to Designated Player table #15, and removes the cards that were being used at the time and replaces them with two decks of suspected marked cards that were inside of a black box with no sticker label on it. He then takes the cards that he removed and goes over to table #13, shuffles them and places them inside the same black card holder box that he took the suspected marked cards from. Once at the Poker Supervisor Podium, he removes the cards that he took from table #15 and places them inside another black box card holder which was labeled with a white expiration date sticker on it and stores them in the bottom drawer of the podium. At 6:44 P.M., Arguelles Leon enters the poker room and proceeds to sit at table #15. He then gets up and walks to table #9 where he engages Poker Supervisor Machado in conversation. Arguelles Leon then returns to table #15 and buys \$200.00 worth of chips from the dealer and sits in the middle seat of the table (directly in front of the dealer) and begins to play. At 6:47 P.M., Arguelles Leon gets up from the table and walked away, leaving his poker chips behind. He then proceeds to the back of the poker room where he approaches Machado and again engages him in conversation. **(Exhibit #6)**

At 7:16 P.M., Arguelles Leon returns to table #15 and is joined by Misael **MARQUEZ FAJARDO** who goes to the rear of the poker room and takes a chair from poker table #13 and places it in the middle position of poker table #15. Arguelles Leon moves over to a spot closest to the Designated Player giving up his position to **MARQUEZ FAJARDO**. **MARQUEZ FAJARDO** immediately places a device similar in appearance to a cellular phone that eventually is seen on video footage emitting a purple light indicative of device capable of reading marked cards. This Investigator found that devices similar to the device in question are available for sale at www.markedcardsusa.com, which is an online store that sells poker cards and devices used to cheat. As a result of Machado's actions, on this day, Arguelles Leon won a total of \$4,000.00 and Marquez Fajardo won \$4,600.00. **(Exhibit #7)**

CONTINUATION

This device has been used by other individuals involved in this scheme and has been observed through video footage emitting an ultraviolet light which is believed to be an indication that the device is reading the cards in front of it. Devices of this type are currently being sold on the website www.markedcardsusa.com which is an online store that sells marked poker cards and devices used to cheat. On this date, January 29, 2024, **MARQUEZ FAJARDO** won \$4,600.00 which he cashed out at the main poker cage. There is no Poker Multiple Transaction Log containing this transaction due to an omission of the poker cage cashier working when the chips were cashed in. **(Exhibit #7)**

On February 10, 2024, **MARQUEZ FAJARDO** once again visited Casino Miami. He once again sat in the middle seat at Designated Player table #15. This time however, he was accompanied by a female identified as Laura Beatriz Laborde.¹ Laborde sat next to him for a good part of the night. She would periodically leave to go play on the slot machines but would return after a short time. Independent video review by this investigator revealed the following:

- 6:19:27 P.M., Dual Rate Poker Supervisor Miguel Cervera Martinez enters the restroom located within the Pari-Mutuel William Hill section of the gaming floor. **(Exhibit #4, Page 1)**
- 6:20:24 P.M., and 6:20:38 P.M, Cervera Martinez exits the restroom holding a small box which appears to be a poker card deck holder. He then walks to the cardroom podium and places the box containing the marked cards inside the podium drawer. **(Exhibit #4, Pages 2 thru 4)**
- 6:31:30 P.M., Patron Yoan Arguelles Leon walks to the podium and engages Cervera Martinez in conversation. **(Exhibit #4, Pages 5 & 6)**
- 6:34:15 P.M., Cervera Martinez retrieves the box containing the marked cards from the podium drawer and walks to Designated table #15 and opens the table and introduces the now confirmed marked cards that he retrieved from the restroom. After doing so, the only patron at the table is Yoan Arguelles Leon. **(Exhibit #4, Pages 7 & 8)**
- 6:54 P.M., Misael Orlando **MARQUEZ FAJARDO** arrives in the poker room in the company of Laura Beatriz Laborde. He sits at table #15 and places a vehicle key fob that is [now] a known device that can read marked cards on the table. He later utilizes another device similar in appearance to a cellular phone that can also be used to read marked cards. Both devices were captured on surveillance footage emitting an ultraviolet light that when activated lets the user know that it is reading the marked cards. Devices of this type are sold on a website that is known as www.markedcardsusa.com.² Note: Case #2024 01 7214 has been opened against Laura Beatriz Laborde for her participation in the scheme. **(Exhibit #4, Pages 10 thru 16 & 20 thru 21)**

For the most part, while sitting next to **MARQUEZ FAJARDO**, Laborde was a spectator. Until she was observed on video footage at 10:36 P.M., receiving a rack of \$25.00 chips, green in color totaling \$2,500.00 from **MARQUEZ FAJARDO** and cashing them at the Poker Cage. She then walks back to table #15 and gives **MARQUEZ FAJARDO** the money. A second occurrence takes place at 10:53 P.M. Again, **MARQUEZ FAJARDO** gives her a rack of \$25.00 chips, green in color totaling \$2,500.00. This time however, she proceeds to the supervisors' podium where Dual Rate Supervisor Misleidys Valdes Lazo³ cashes them out for her. **(Exhibit # 4, Pages 18 thru 19 & Pages 35 thru 43)**

¹ Currently under investigation by PMW Investigations under Case #2024-01-7214.

² On 02/10/2023 **MARQUEZ FAJARDO** used these devices. He was also captured on video footage using ear pods. The ear pods are used in conjunction with either device so that the audible sounds made from the devices are not heard by everyone else, only by the person using them to cheat.

³ Although Dual Rate Supervisor Misleidys Valdes Lazo relieved Cervera Martinez, she was not involved in the scheme.

CONTINUATION

MARQUEZ FAJARDO continues playing at table # 15 until 11:20 P.M., when the Dual Rate Supervisor Mileidys Valdes Lazo is approached by one of the Designated Player company's employees and both can be seen on video footage having a conversation. Subsequently after their conversation ended, Valdes Lazo can be seen removing the marked cards that Cervera Martinez had introduced to table #15 and replacing them with two new decks of cards. The marked deck of cards was isolated and eventually turned over to Vice President Daniel Licciardi. The deck was subsequently secured as evidence by this Investigator.

After the cards were removed from play, both Arguelles and **MARQUEZ FAJARDO** proceeded to cash out their chips. Arguelles Leon cashed out \$1,700.00 and **MARQUEZ FAJARDO** cashed out a total of \$9,000.00. Both were cashed out by Mileidys Valdes Lazo at the supervisors' podium. She did not inform the poker cage of either transaction therefore, a Poker Multiple Transaction Log could not be created for each transaction. Including the monies that Laborde cashed for **MARQUEZ FAJARDO**, his total for the evening was \$14,000.00.⁴ Arguelles Leon cashed out a total of \$3,750.00 for the night. However, he previously cashed out \$2,050.00 earlier that evening prior to meeting with Cervera Martinez in the parking lot.

On February 28, 2024, Cervera Martinez was interviewed by the undersigned Investigator and Investigative Supervisor Julio Minaya. At first, Cervera Martinez denied having any knowledge involving the use of marked cards or the introduction of said devices. However, when confronted with evidence (video footage) of him entering the restroom located in the William Hill Sports Book section of the gaming floor next to the cardroom and shortly thereafter, being observed exiting while holding a small box which may have contained the marked cards, Cervera Martinez appeared surprised that evidence existed, became visibly nervous and remained silent for some time. He then stated that he received a text message from a person whom he did not know. The text message offered him \$2,000.00⁵ to introduce marked cards to a Designated Player game. He said he did so because of personal financial problems he was facing.

Cervera Martinez went on to say that on the day he introduced the cards, February 10, 2024, he received another text message from the same phone number that had originally texted him, instructing him to enter the restroom located in the William Hill Sports Book section and to retrieve the cards that were left for him. He says that when he entered the restroom and retrieved the cards, he opened them and looked at them but saw no visible markings on the cards. He says that after walking out of the restroom with the cards in hand, he walked over to Designated Player table #15, opened the table, and introduced the same cards that he had retrieved from the restroom to the table game.⁶

When asked how he was paid, Cervera Martinez stated that the money was placed through the window of his private vehicle which was parked in the employee parking lot. However, when confronted with the fact that he did not drive to work on the date in question but was dropped off by a van and later after his shift was over, he was picked up by a White Mercedes Benz, Cervera Martinez admitted to lying to this investigator regarding where and how he had gotten paid. He then stated that he entered the White Mercedes Benz and was driven to the very end of the parking lot used by patrons to park their vehicles and there he met a Black SUV,⁷ at which time one of the occupants who was also a player at the same table where he had introduced the contraband cards, gave him an envelope containing \$2,000.00.⁸

⁴ Of the \$14,000.00, Marquez Fajardo cashed out \$9,000.00 and Laborde cashed out \$5,000.00, on his behalf.

⁵ Cervera Martinez stated in a separate interview with Gaming Enforcement that he received \$1,500.00 in compensation.

⁶ Video review shows that Cervera Martinez did not immediately open the table game until he was approached by Yoan ARGUELLES LEON.

⁷ Upon video review, the SUV was observed as being white in color, and not black as Cervera Martinez had stated.

⁸ YOAN ARGUELLES LEON was identified as one of the players at the table. He was wearing a medium blue jean jacket when identified as a player via video review. At 10:24 P.M., he is observed walking out of the poker room and towards the main entrance of the casino after cashing out chip's worth approximately \$2,050.00, this amount was verified via video review. At approximately 10:34 P.M., a White Cadillac SUV is observed parked along the East side cement wall of the facility's main parking lot a short time later, the White Mercedes Benz that Cervera Martinez was in parked

CONTINUATION

On April 16, 2024, the undersigned Investigator along with Investigative Supervisor Julio Minaya visited Casino Miami and took possession of 64 decks of Copaq cards. These cards were vouchered and placed into evidence. Because these cards were in circulation during the same time that the marked cards were being used, they were taken for future testing once a device similar to the one that was used by the suspects can be obtained. The cards are being preserved to confirm that all cards in circulation at the time of the cheating activity are available for examination. These cards would have been destroyed by the facility once their expiration date arrived. Also taken into evidence were damaged cards that were removed from play during that same period. **(Exhibit #8)**

As a result of Ernesto Machado and Miguel Cervera Martinez's actions, **MARQUEZ FAJARDO** was able to defraud Knighted Gaming LLC., of \$18,600.00 between January 29, 2024, and February 10, 2024. As a result of **MARQUEZ FAJARDO'S** participation in this scheme, he was permanently excluded by the facility on March 8, 2024. **(Exhibit #2)**

Case closed by Investigations and forwarded to Legal for review and possible state-wide exclusion from all Florida PMW facilities and cardrooms.

next to the White Cadillac SUV at which time based on Cervera Martinez's statement the exchange of monies was made. The individual driving the Cadillac SUV drives away and comes into view of camera 986 where the individual driving is a male wearing clothing similar in color to what ARGUELLES LEON was seen wearing at the Poker table earlier. An Accurant check was conducted on ARGUELLES LEON, revealing ARGUELLES LEON as the owner of a White Cadillac SUV the same type of vehicle that the individual was driving.

CONTINUATION

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	1
II.	INVESTIGATIVE REPORT	2
III.	EXHIBITS	
	1. Surveillance Report CMJ-000013356.....	1-4
	2. Exclusion Report for MARQUEZ FAJARDO	1-1
	3. Property Receipt.....	1-1
	4. Photos of 02/10/2024.....	1-51
	5. MARQUEZ FAJARDO'S DL	1-1
	6. Photos of 01/29/2024.....	1-16
	7. Photos of Card Reading Devices.....	1-4
	8. Copy of Property Receipt of Cards from Casino Miami.....	1-2
	9. Photo of MARQUEZ FAJARDO	1-3



CMJ-000013356 - MGMT Request Poker Review or Coverage Report - Reported 02/15/2024 13:56

Author: Adrian Gordon 11117304

Report Number: CMJ-000013356

Start Time: 02/15/2024 13:56

End Time: 02/16/2024 07:59

Report Group: Surveillance Reports

Report Type: MGMT Request Poker Review or Coverage Report

Note: Vice President Of Human Resources and State Compliance, Beatriz Perez requested a video review for 01/14/2024 and 01/22/2024 in the poker room in reference to unusual activities involving Poker Room Supervisor, Esteban Machado at Poker Table # 016

Location / Origin: Information-Employee Activities

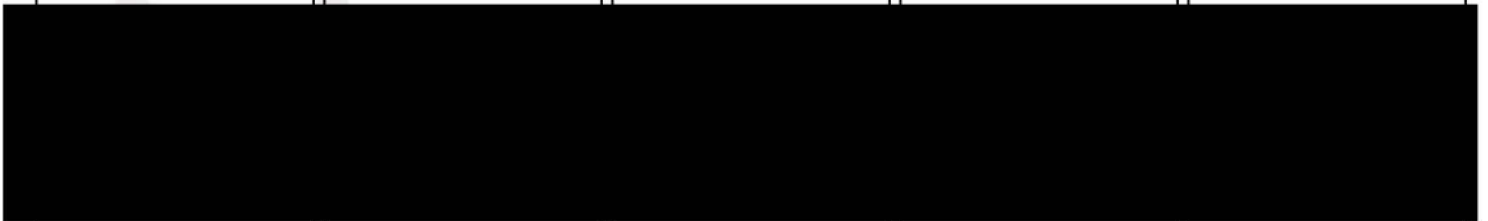
esteban giving m...	patron playing w...	patron playing w...	esteban placing ...	esteban placing ...



dp and esteban s...	unlabeled deck of...	packing away unl...	poker card drawe...	reaching into ja...



poker podium dra...	removing unlabel...	switching of dec...	switching of dec...	esteban removes ...



		esteban placing ...
esteban rubbing ...	runs finger alon...	

Narrative

On 02/13/2024 at 16:28 hours, Vice President Of Human Resources & State Compliance, Beatriz Perez requested a video review for 01/14/2024 and 01/22/2024 in the poker room in reference to unusual activities involving Poker Supervisor, Esteban Machado at poker table #016.

NOTE: The dates requested are as listed below, and was advised to review 01/14 and 01/22, and will further advise if to continue with the additional requested dates.

1/14 - 9pm - table 16

1/22 (into 1/23) 1230am - table 16

1/29 - 9pm - table 15

2/10 - 10p - table 15

A Video review revealed the following information on 01-14-2024:

1. At 17:18:30 hours on camera #923, Surveillance observed Mr. Esteban reaching into his right jacket pocket and placing a box / boxes containing playing card into the poker podium drawer where other playing cards were stored.
2. At 20:43:30 hours on camera #923, Surveillance observed Mr. Esteban removing the unlabeled box containing playing card out of the drawer.
3. From 20:45:00 to 20:49:15 hours on camera #916, Surveillance observed Mr. Esteban switching poker game "Alligator Jokers Wild" to "Alligator High Stakes Hold'em" on poker table #16 and giving poker dealer cards from the unlabeled box.
4. At 21:36:42 hours on camera #923, Surveillance observed Mr. Esteban removing the unlabeled box containing playing card out of the drawer.
5. From 23:40:15 to 23:40:42 hours on camera #916, Surveillance observed Poker Supervisor, Esteban fanning out poker cards on poker table #16 and then rubbing 1 card on the table multiple times, then proceeded to run his finger along the edge of the card.
6. From 00:56:00 to 00:57:00 hours on camera #923, Surveillance observed Mr. Esteban removing box / boxes containing playing cards from poker podium drawer and placing it into his jacket pocket.

A Video review revealed the following information on 01-22-2024:

1. From 17:31:55 to 17:32:25 hours on camera #923, Surveillance observed Poker Supervisor, Esteban Machado giving an unknown male patron wearing a white tee shirt, an unknown amount of money from his wallet. (multiple \$100.00 bills were observed).

NOTE: At 17:38:10 hours on camera #913, Surveillance observed the unknown male patron sitting at poker table #13, proceeded to buy poker chips and play at the table

2. From 23:44:00 to 23:45:35 hours on camera #923, Surveillance observed Poker Supervisor, Esteban Machado reaching into his jacket pocket and placing an un-labeled poker card box / boxes into the drawer.

3. At 00:08:06 hours on camera #923, Surveillance observed Mr. Machado removing the un-labeled poker cards box and proceeded to poker table #016.

4. At 00:08:30 hours on camera #916 & 823, Surveillance observed Poker Supervisor, Esteban Machado giving the unlabeled poker card box to Poker Dealer, Leandro Aguilera at table #16. Mr. Aguilera then proceeded to deal at the table.

5. At 00:28:35 hours on camera #916 & 823 Poker Dealer, Jose Martinez took over table #16. Shortly thereafter a conversation between the DP employee and Esteban was observed in reference to the current game.

6. At 01:06:22 hours on camera #923, Surveillance observed Poker Supervisor, Esteban Machado packing away the unlabeled poker card box / boxes and placing it into his jacket pocket.

7. At 01:31:50 hours on camera #806, Surveillance observed Mr. Esteban removing box / boxes containing playing cards and placing it into his jacket pocket.

A video review revealed the following information on 01-29-2024

01. At 17:51 Hours camera # 923, Poker Room Supervisor, Esteban Machado takes out of jacket and place unmarked box into drawer

02. At 18:30 Hours on camera # 915, # 923 and # 805, Poker Room Supervisor, Esteban Machado takes unmarked box of cards out of drawer and place them at table 15 , that already has cards and then move the previous cards from table 15 to table 13 and runs them through the shuffle master and then after returns to podium and place them into a marked box.

03. At 00:18 Hours camera # 809 and # 923, Dealer return cards from poker table 15 to podium and Poker Room Supervisor, Esteban Machado places cards into unmarked box and into drawer.

01. At 18:20 Hours on camera # 802, # 923 and # 150, Poker Room Supervisor, Miguel H. Cervera Martinez - goes to William Hill Restroom with nothing in his hands and leaves the restroom with a box of unmarked cards in his left hand and then placed it into the podium drawer.

02. From 18:34 to 18:37 Hours on camera # 915 and # 805, Poker Room Supervisor, Miguel H. Cervera

04. At 23:34 to 23:36 Hours on camera # 805 and # 915, Poker Room Supervisor, Misleidys Valdes Lazo retrieves 2 decks of cards from poker table # 15, place them into the podium drawer and separated from other decks , later marked with a note

05. From 05:51 to 05:55 Hours on camera # 363, # 361 and # 322, Poker Room Supervisor, Misleidys Valdes

Lazo turned in the cards at the chip bank window

This report was written by Surveillance Assistant Manager, Adrian Gordon #11117304

This report was approved by Surveillance Director, William Hutcheson # 7874265.

Signature A

Date

Signature B

Date



CMJ-000002811 - Patron - Trespass Permanent - Reported 03/08/2024 14:21

Author: Jorge Callejas 13298951

Report Number: CMJ-000002811

Start Time: 03/08/2024 14:21

End Time: 03/08/2024 14:30

Report Group: Exclusion Reports

Report Type: Patron - Trespass Permanent

Note: Permanent Trespass

Location / Origin: Casino

Person

Name: Misael Orlando Marquez Fajardo

Alias:

Race: Hispanic

Gender: Male

Miami, Fl. 33193

PC#:

Fajardo.jpg

Narrative

Signature A

Date

Signature B

Date



Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations

PROPERTY RECEIPT

Complaint # **2024 01 7188**

Date 2/28/24 Lab # _____

Item No.	Quantity	Description
1	1	EXTERNAL & RIVE
		VIDEO OF 1/14/24
		" " 1/22/24
		" " 1/29/24
		" " 2/10/24

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.

Daryl Lamb
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]
Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

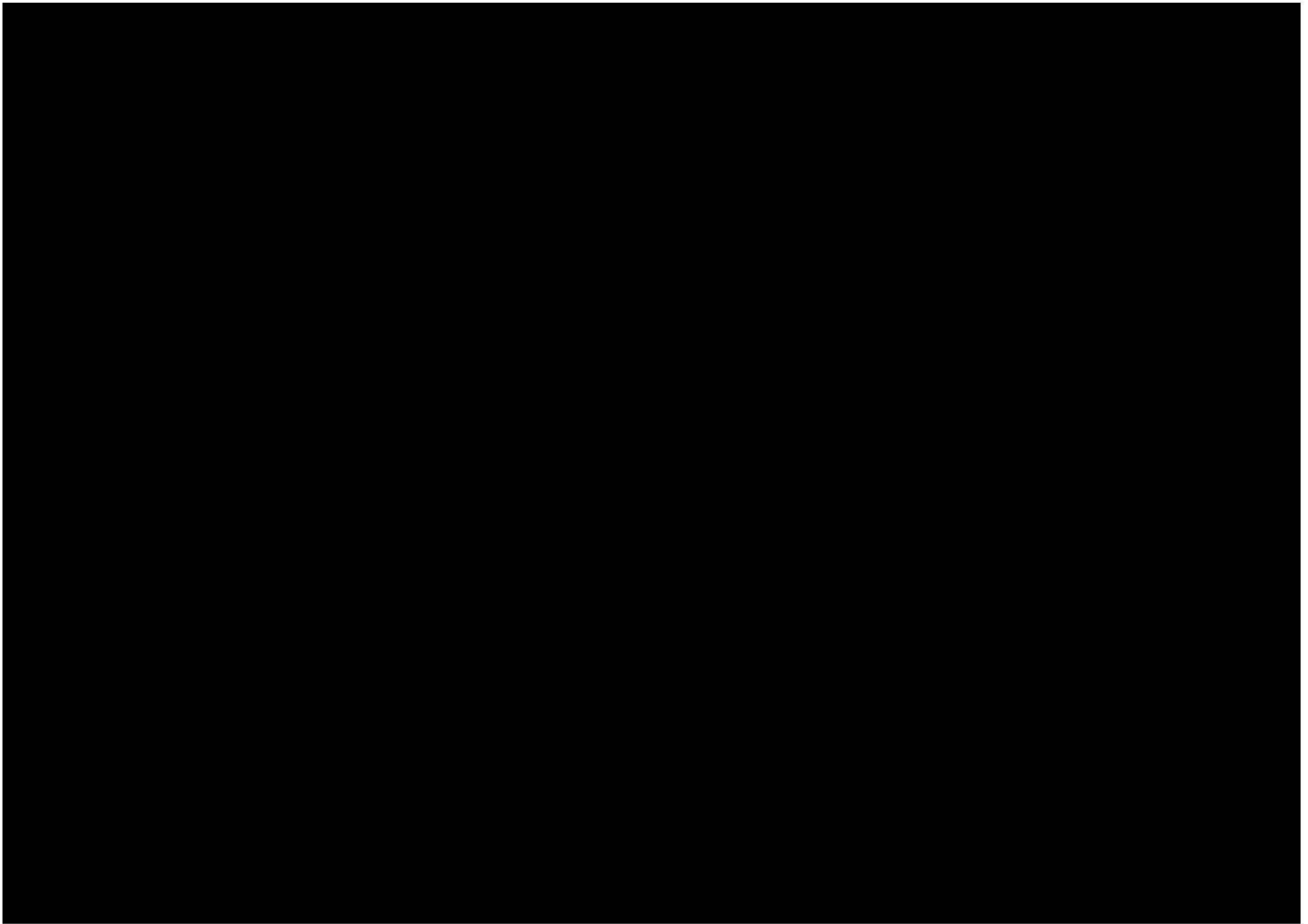
Signature

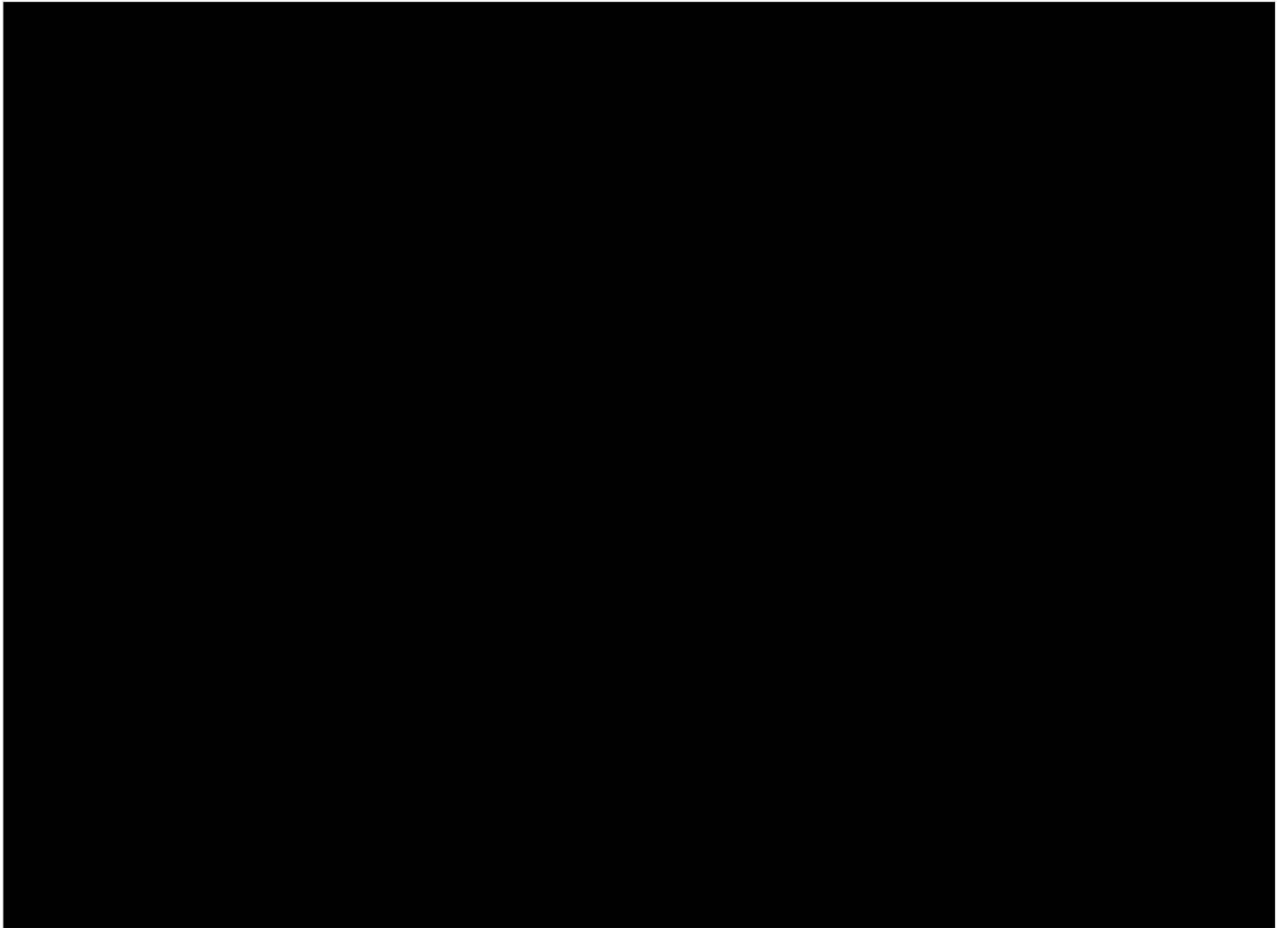
Date

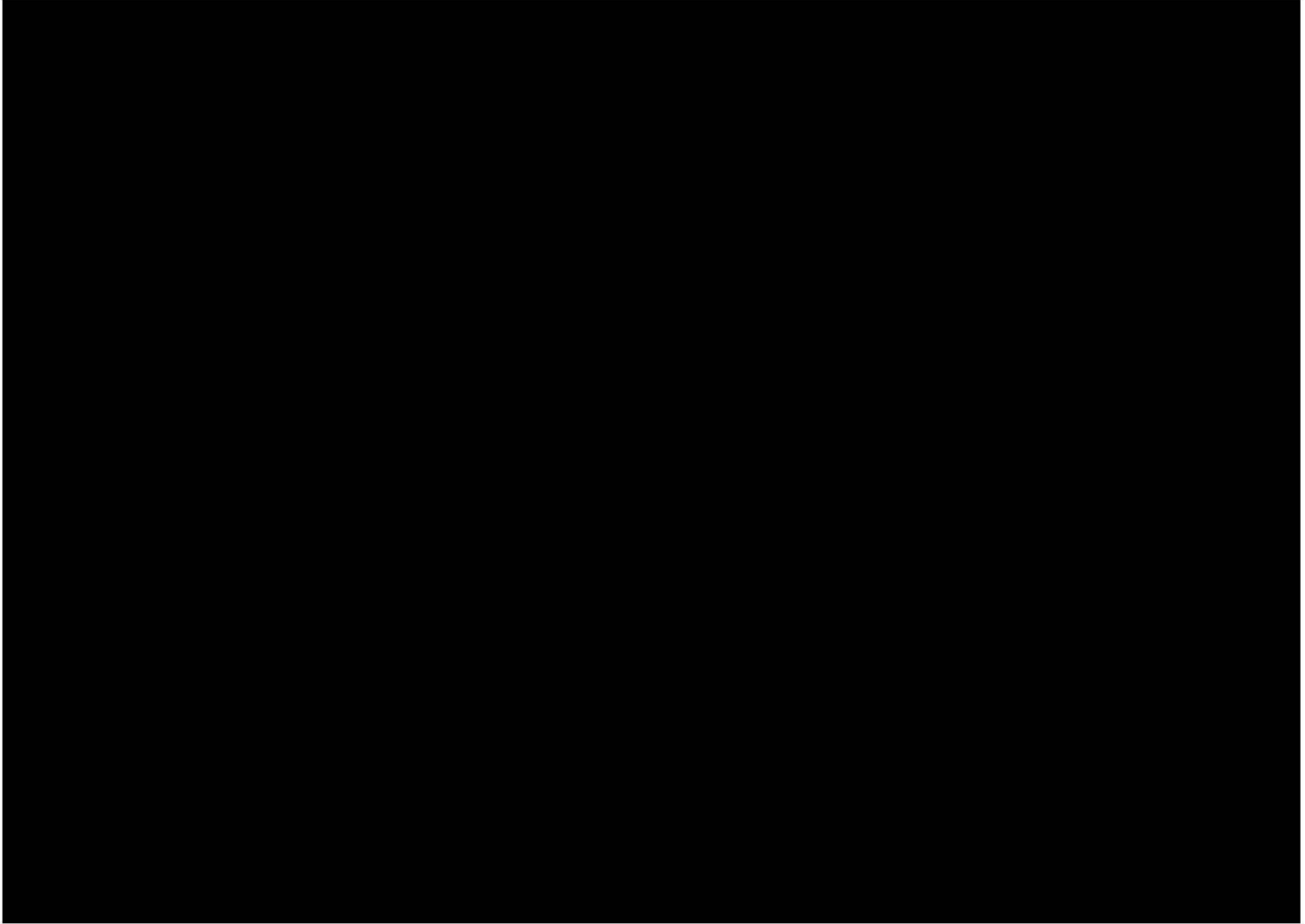
Received by: _____ Date: _____
Received by: _____ Date: _____
Received by: _____ Date: _____

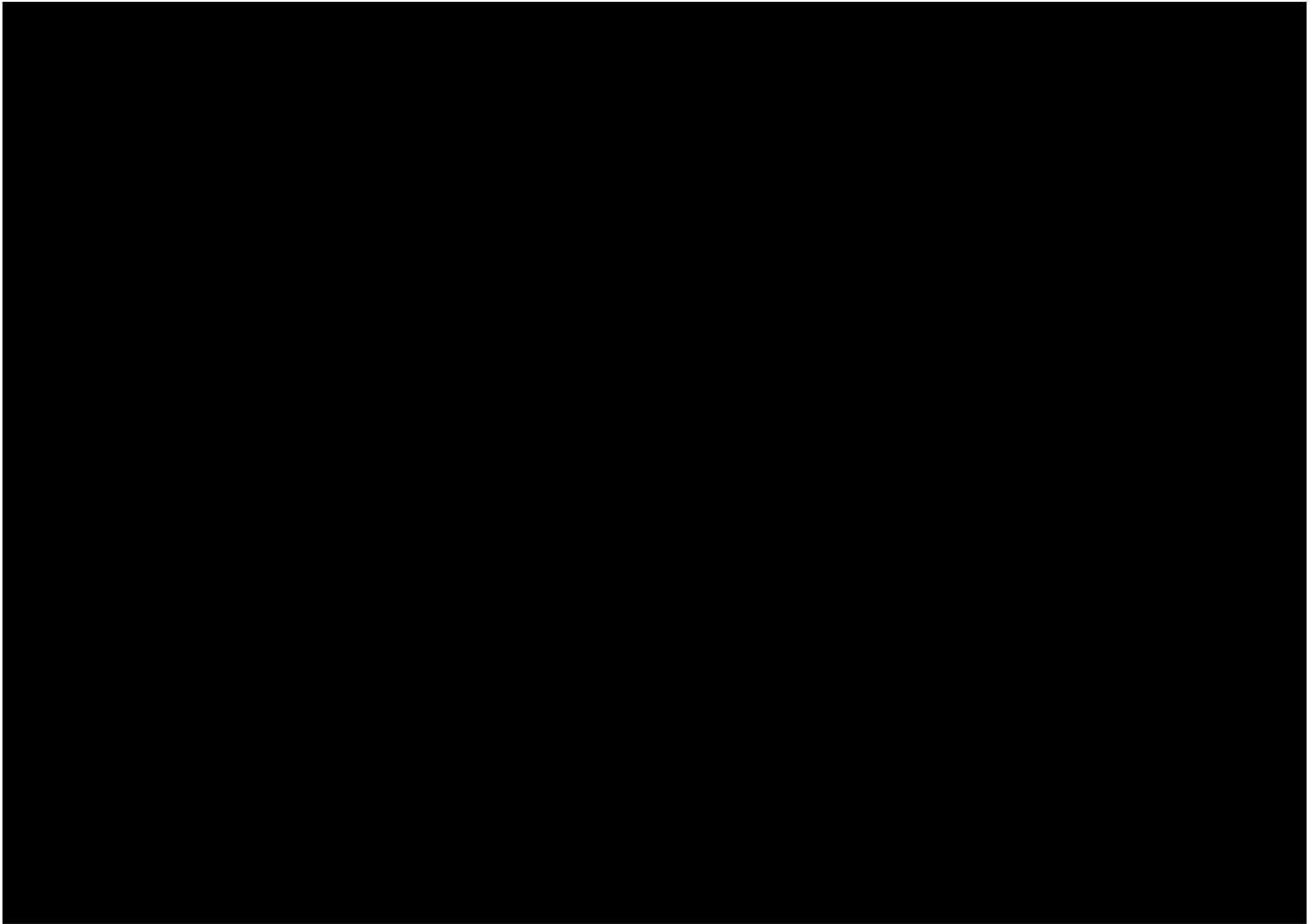
Copies for: File, Transmittal, Laboratory, Property Receipt

EXHIBIT # 3
PAGE # 1



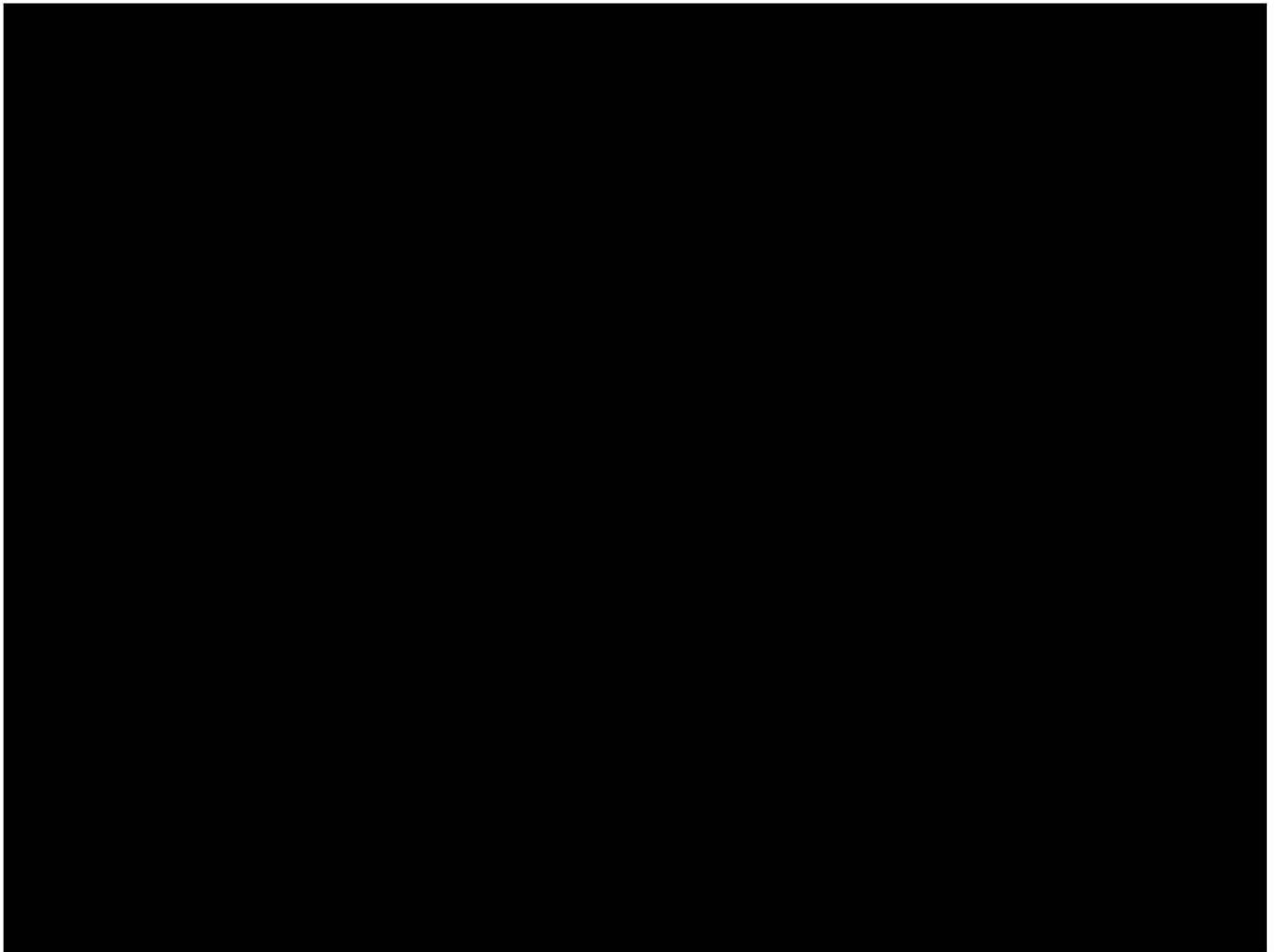


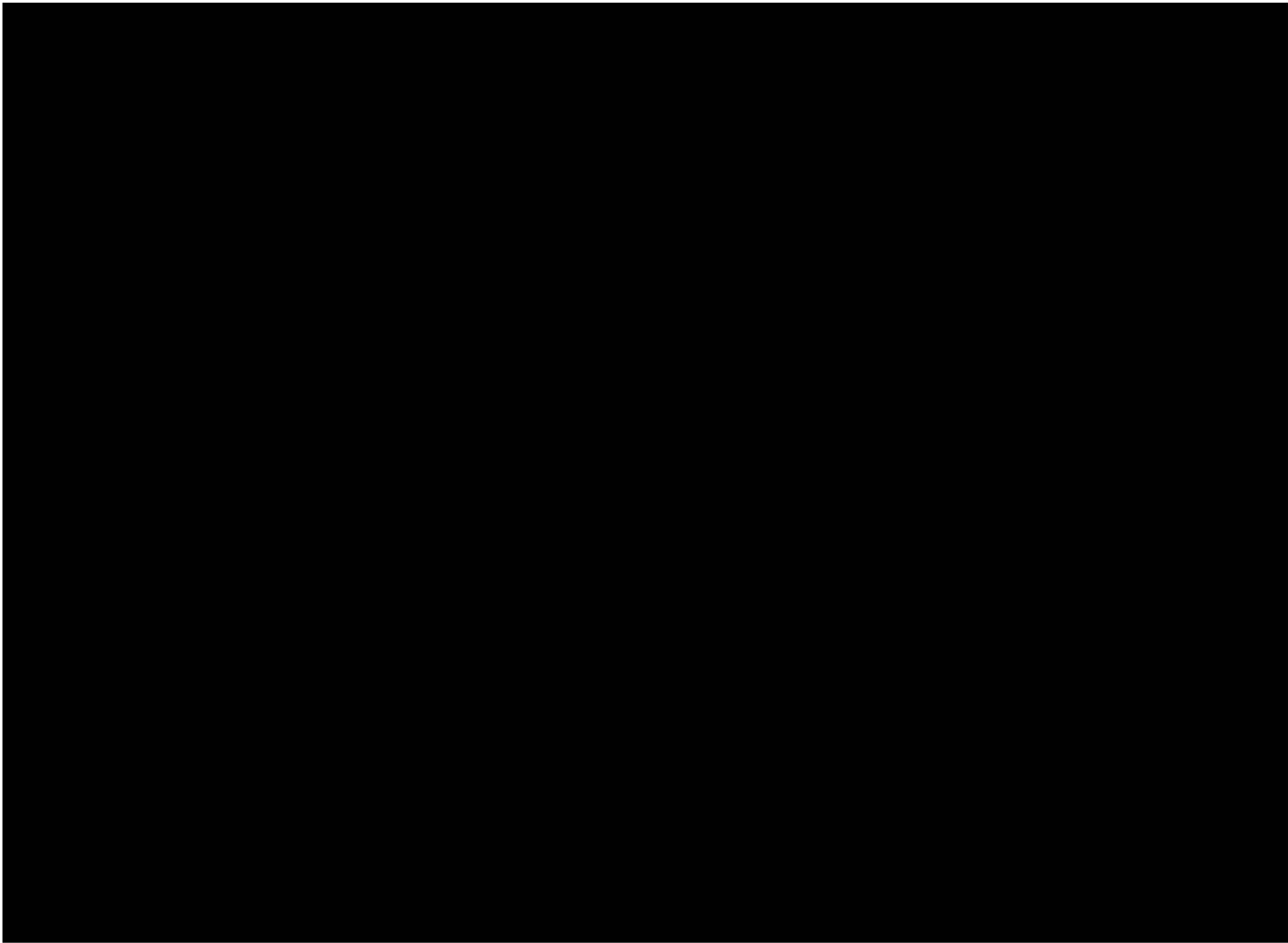






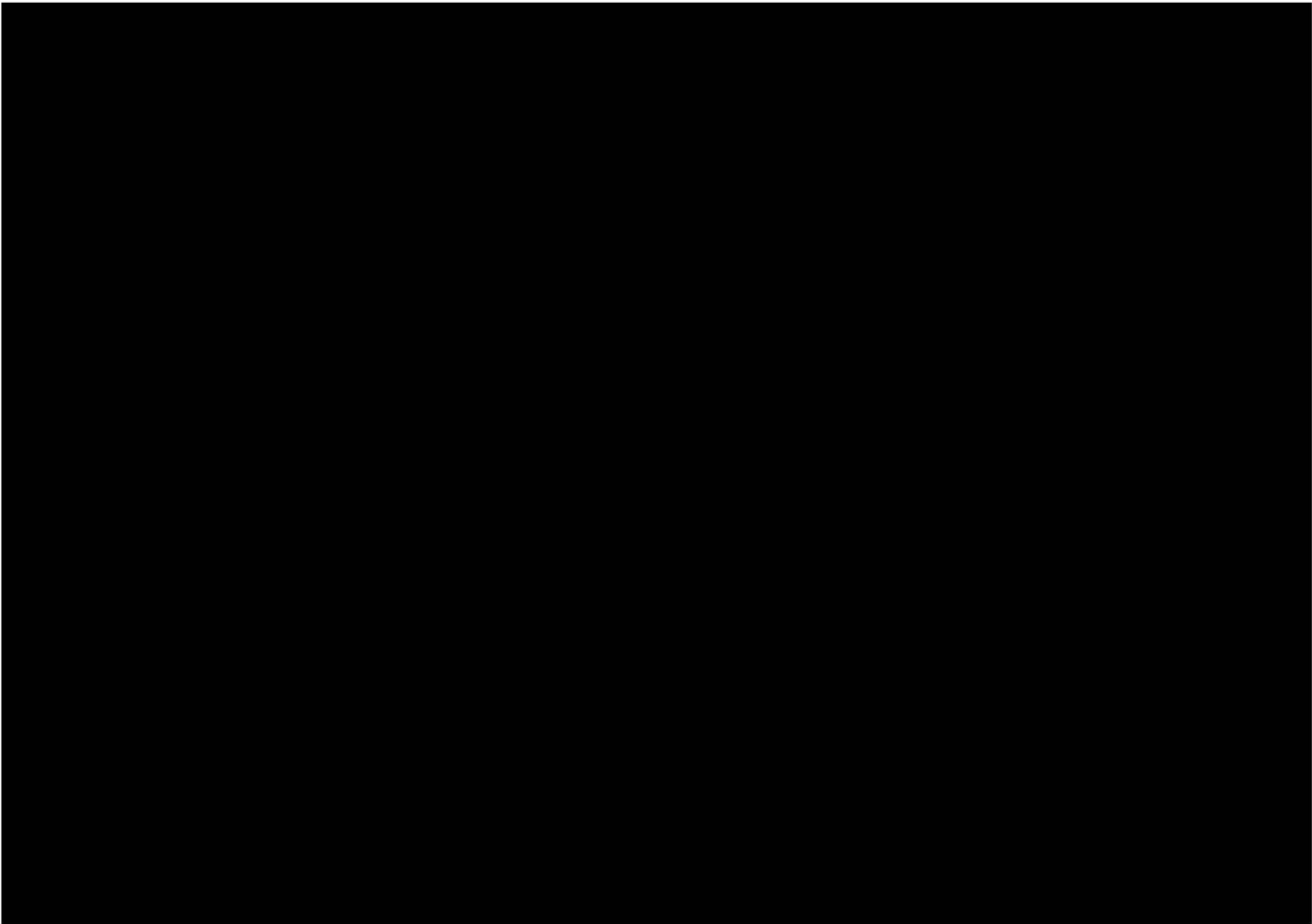


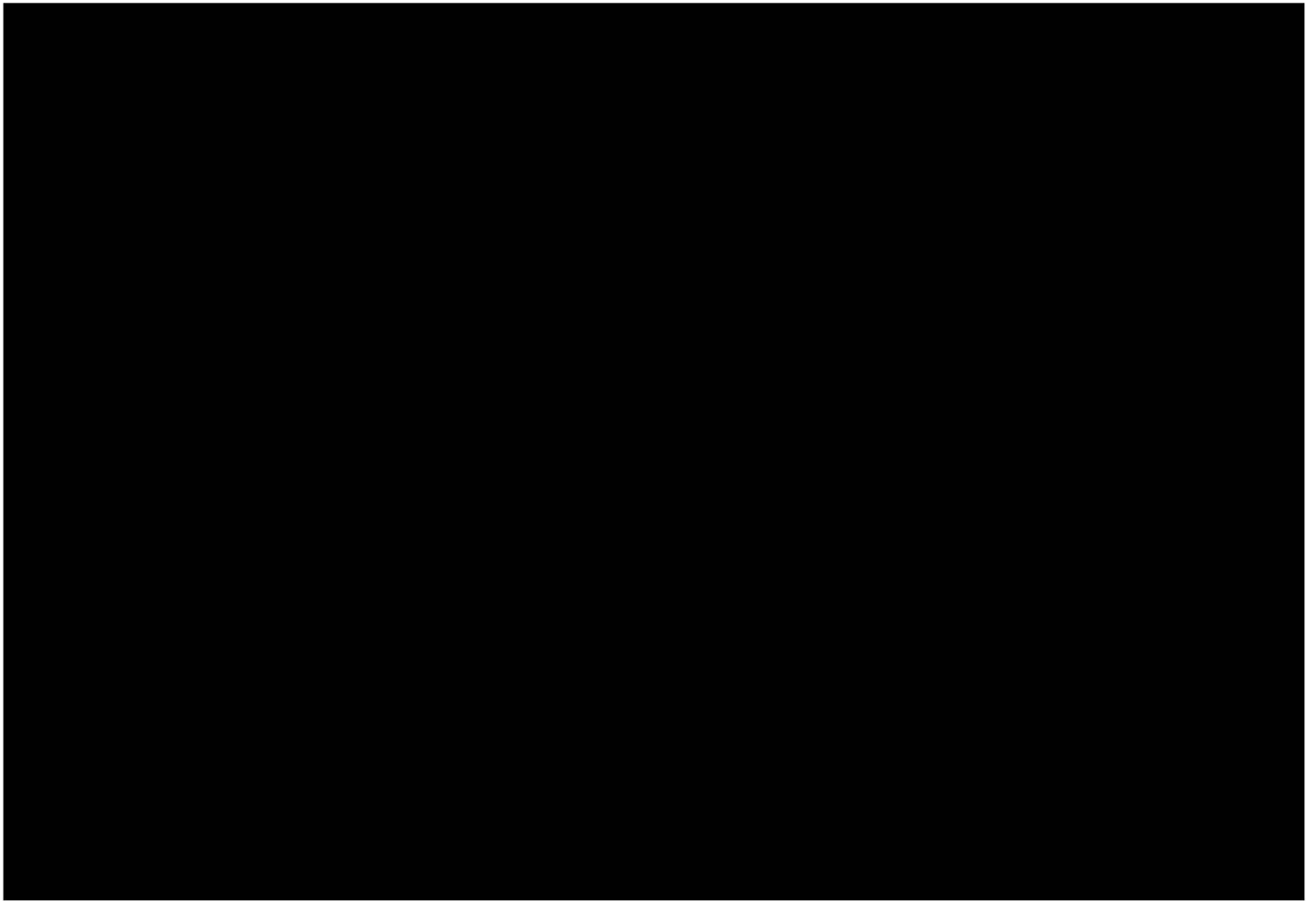


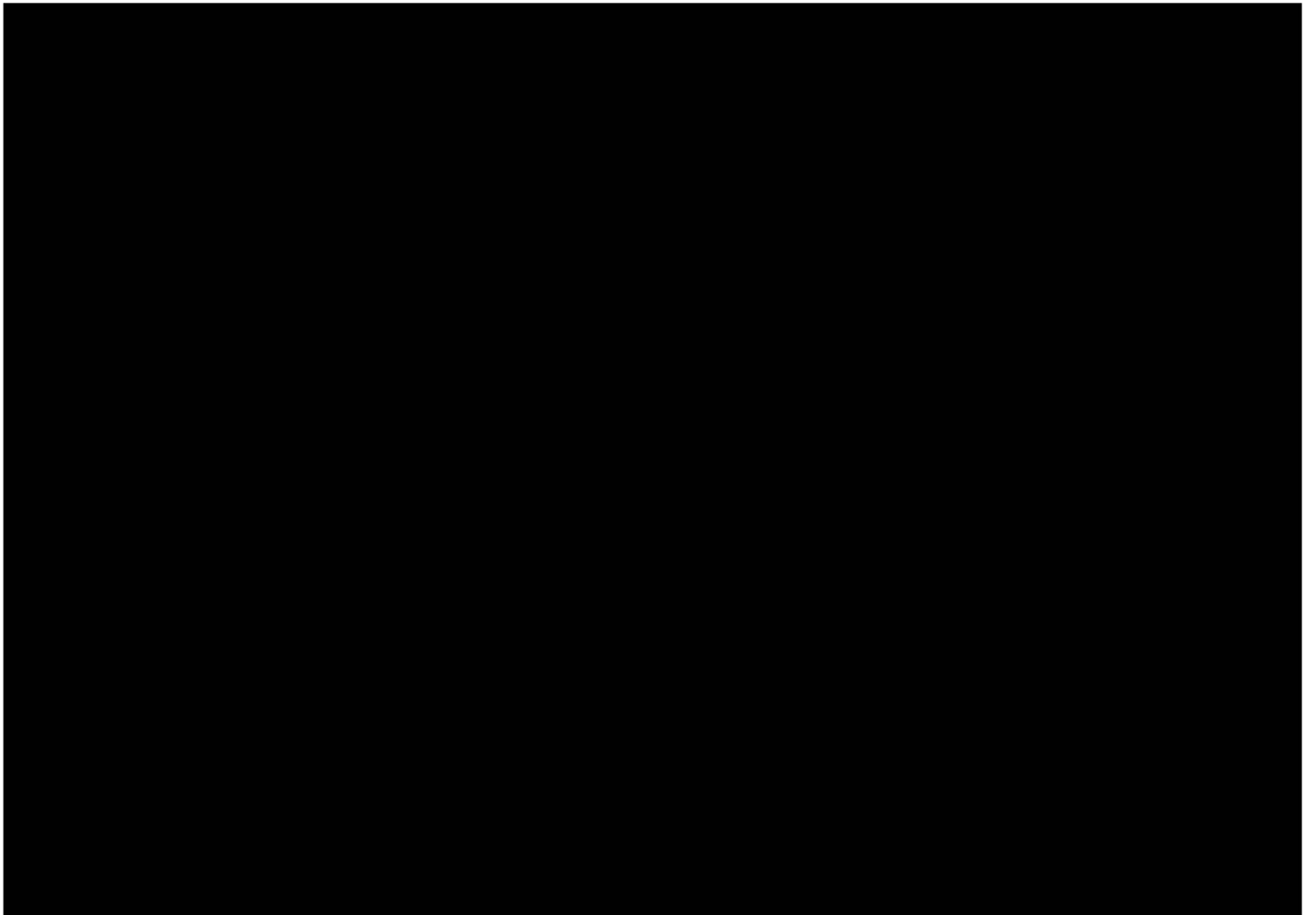


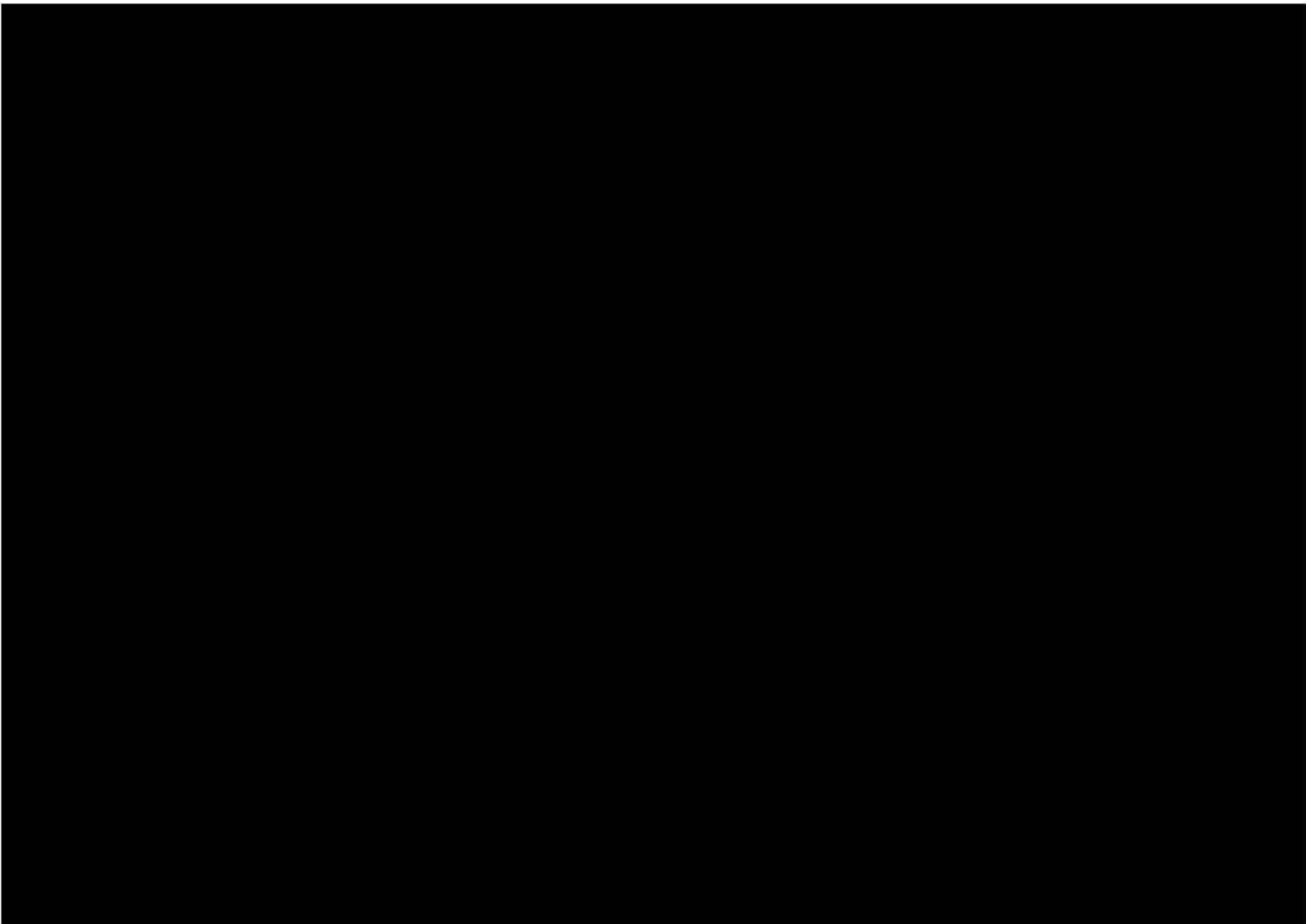


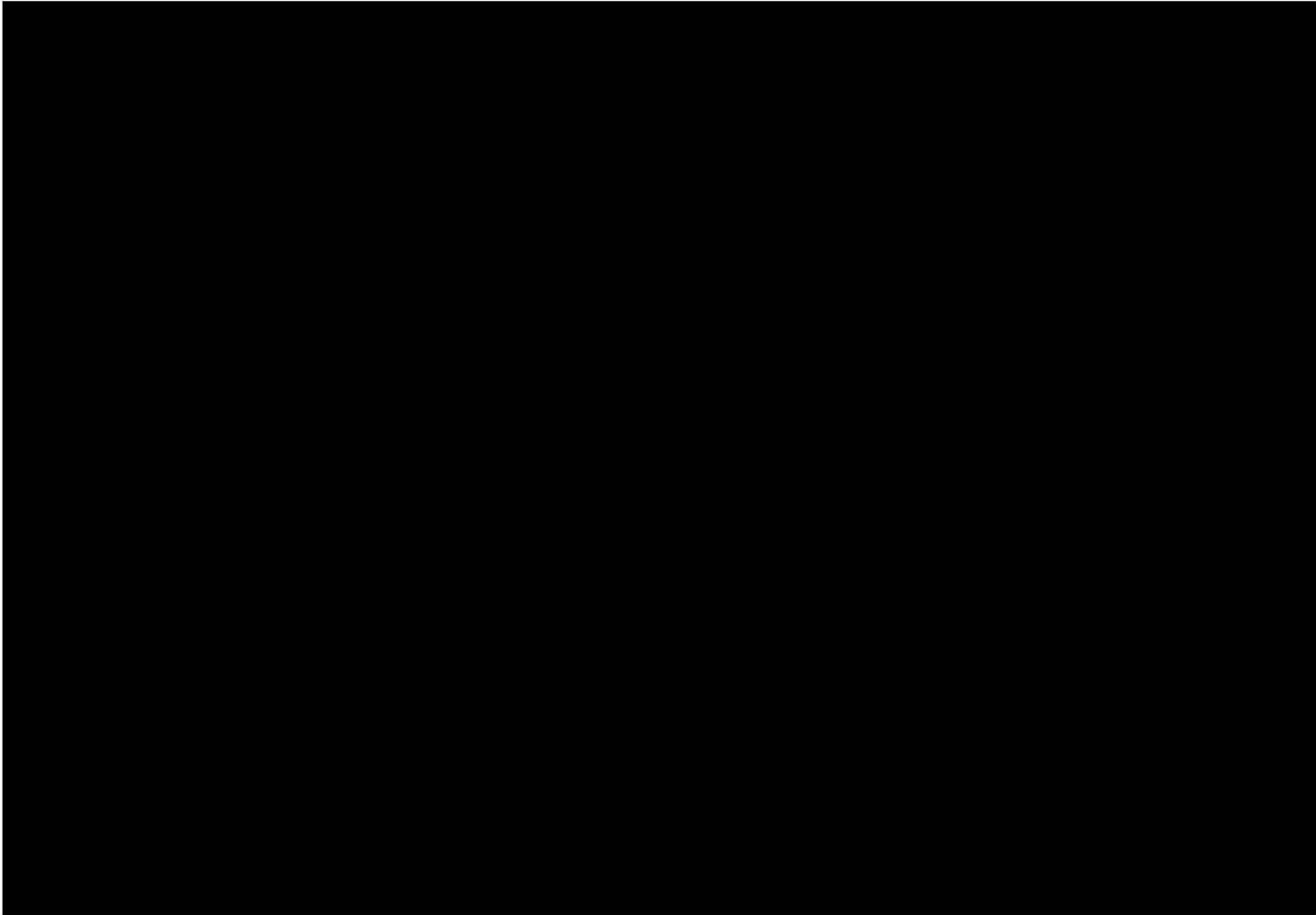


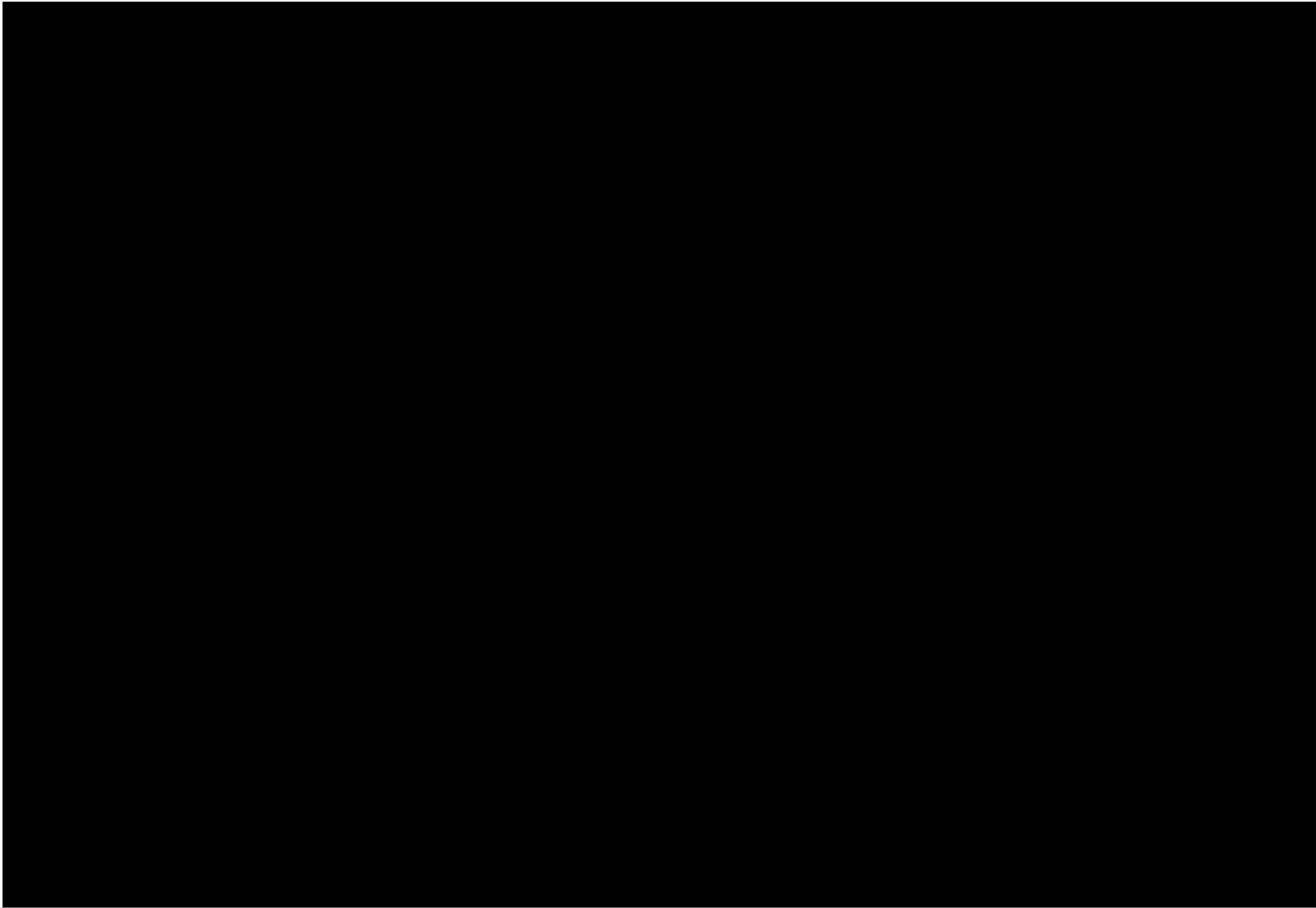


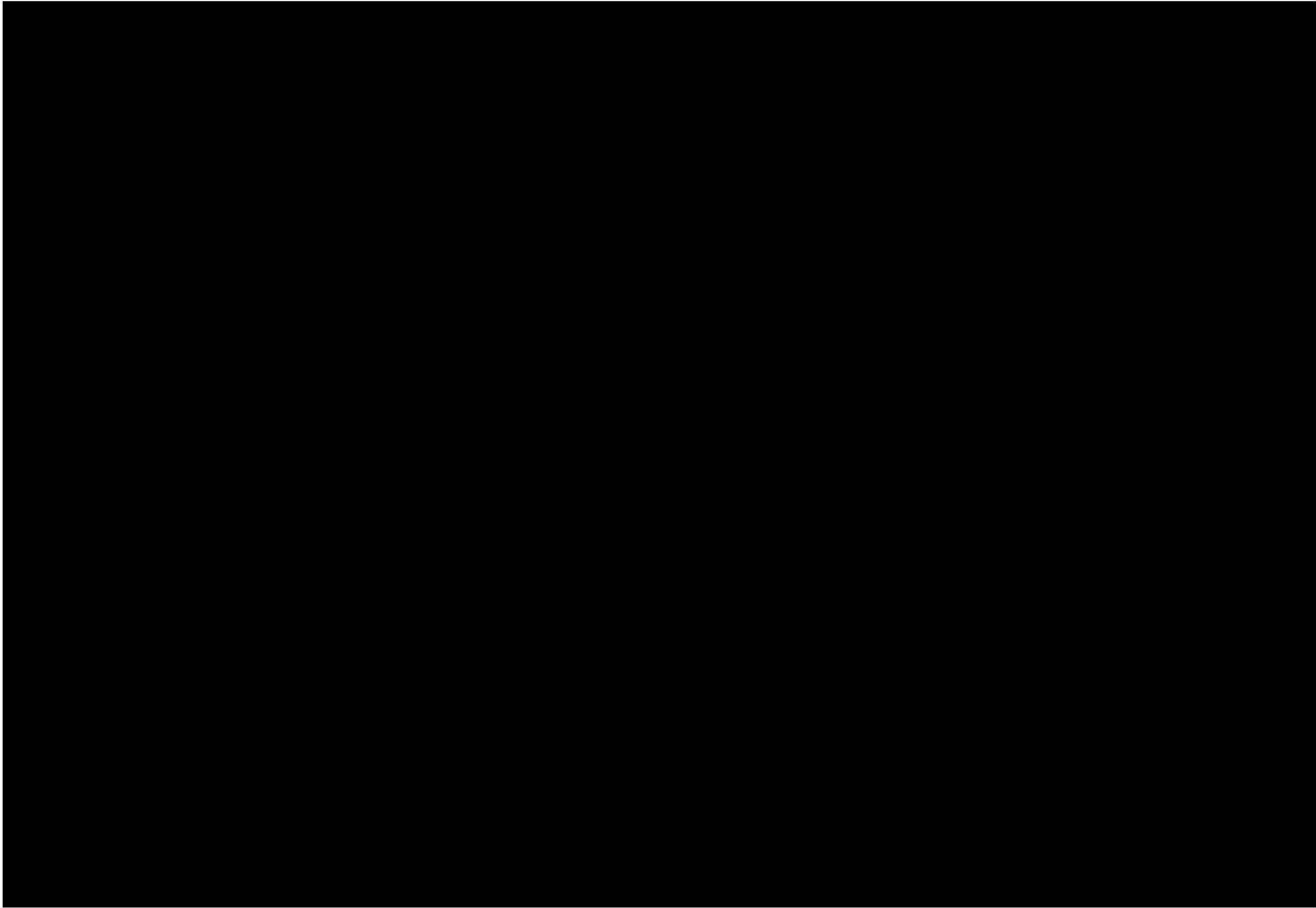


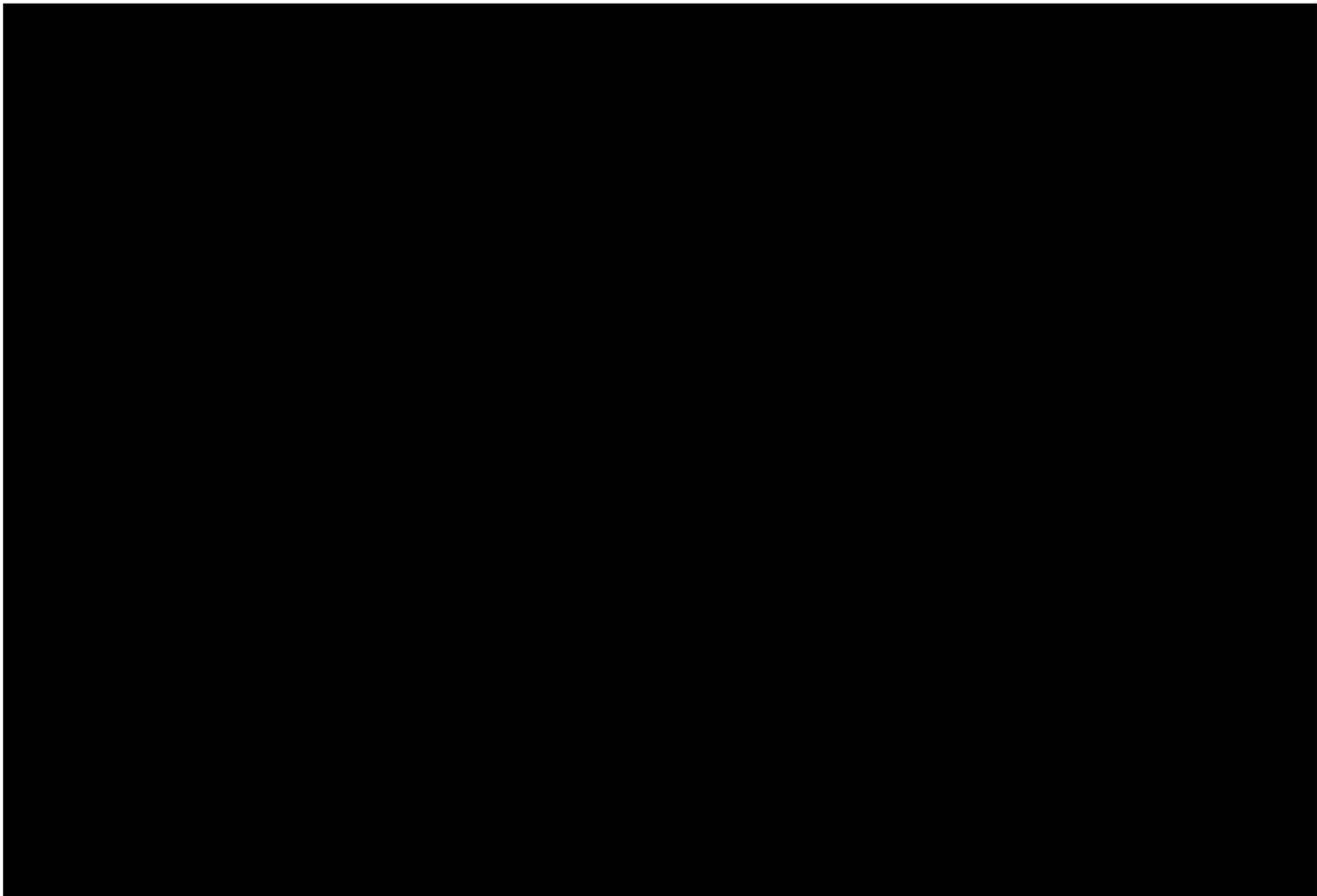


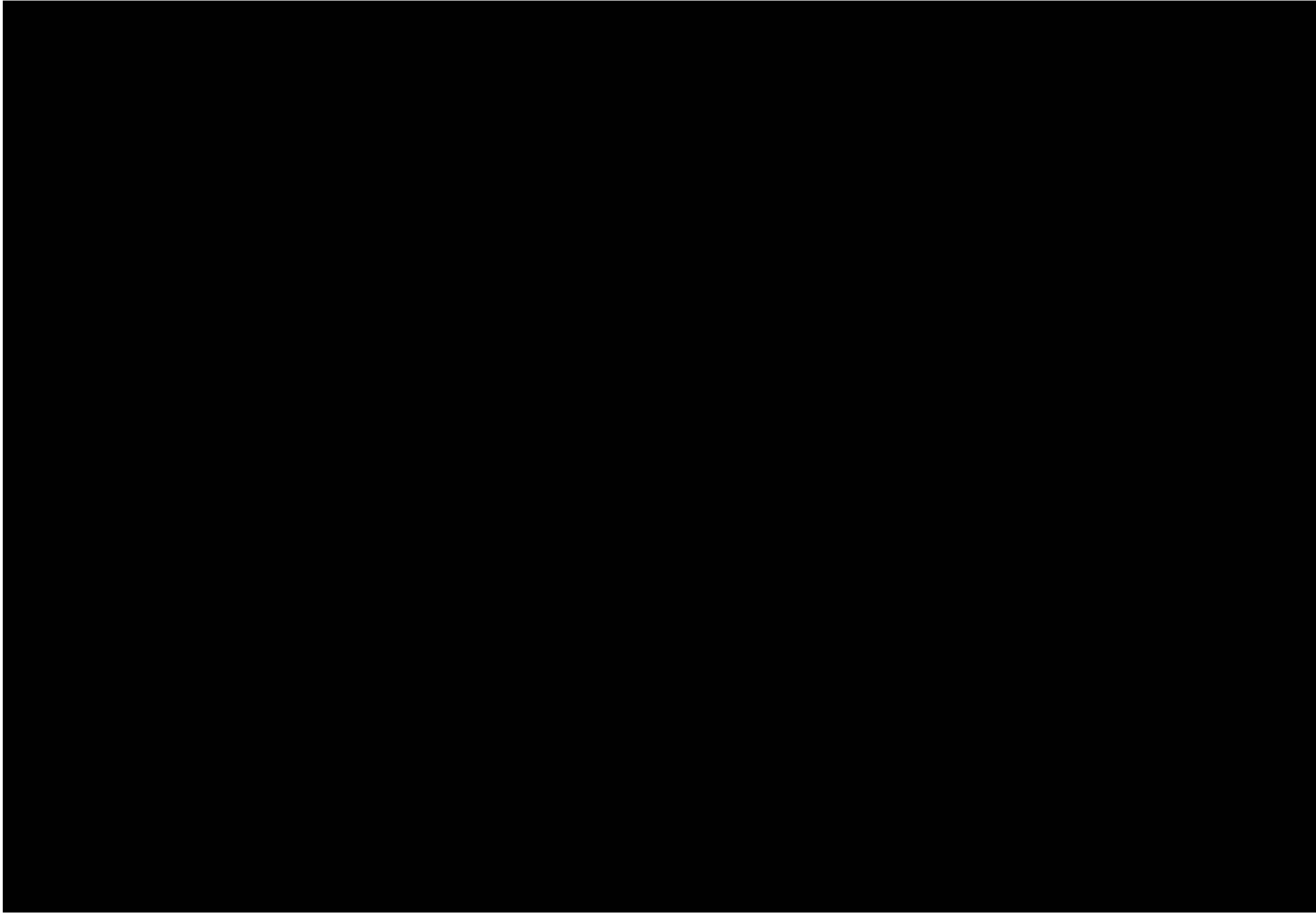


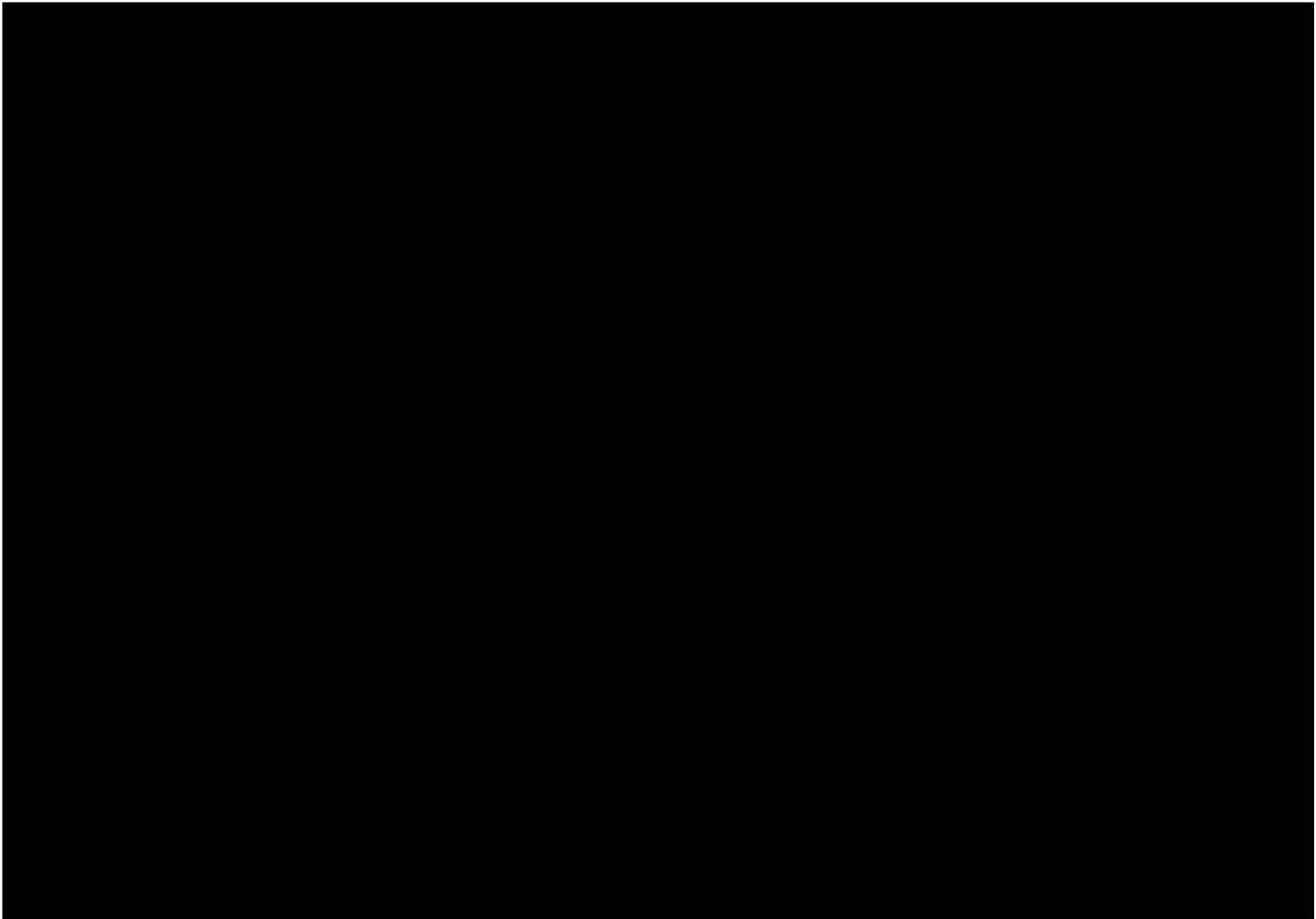


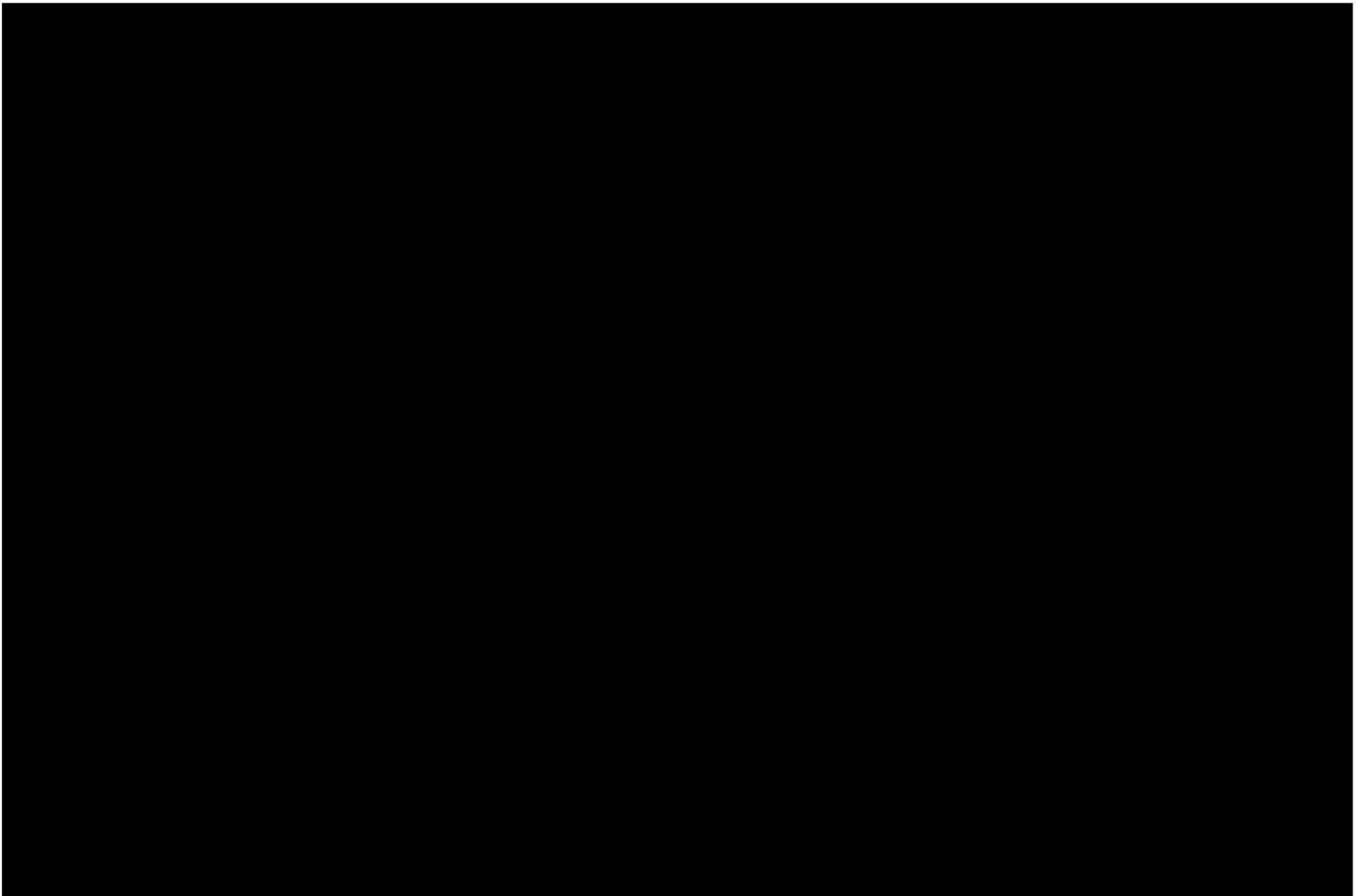




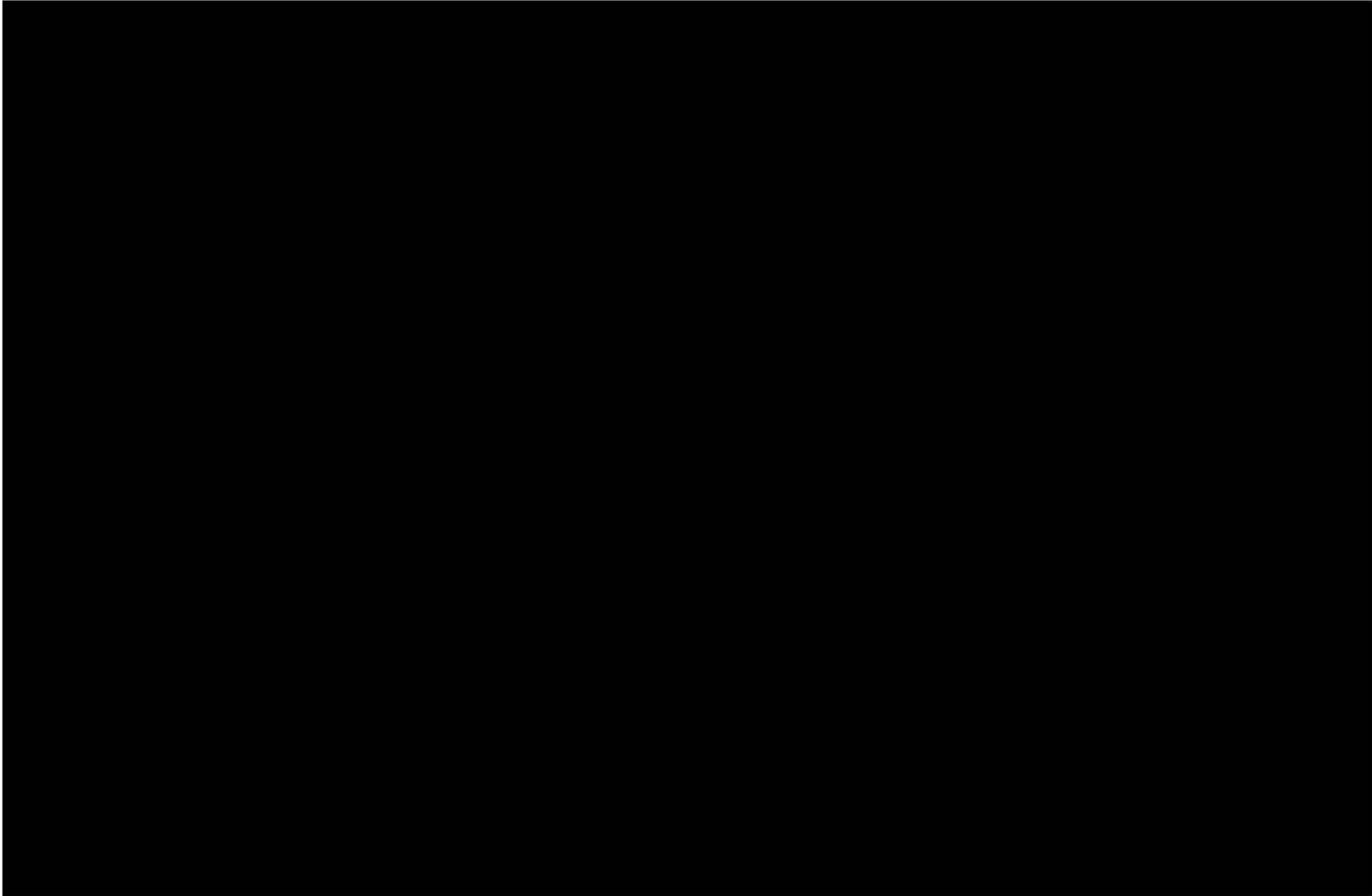


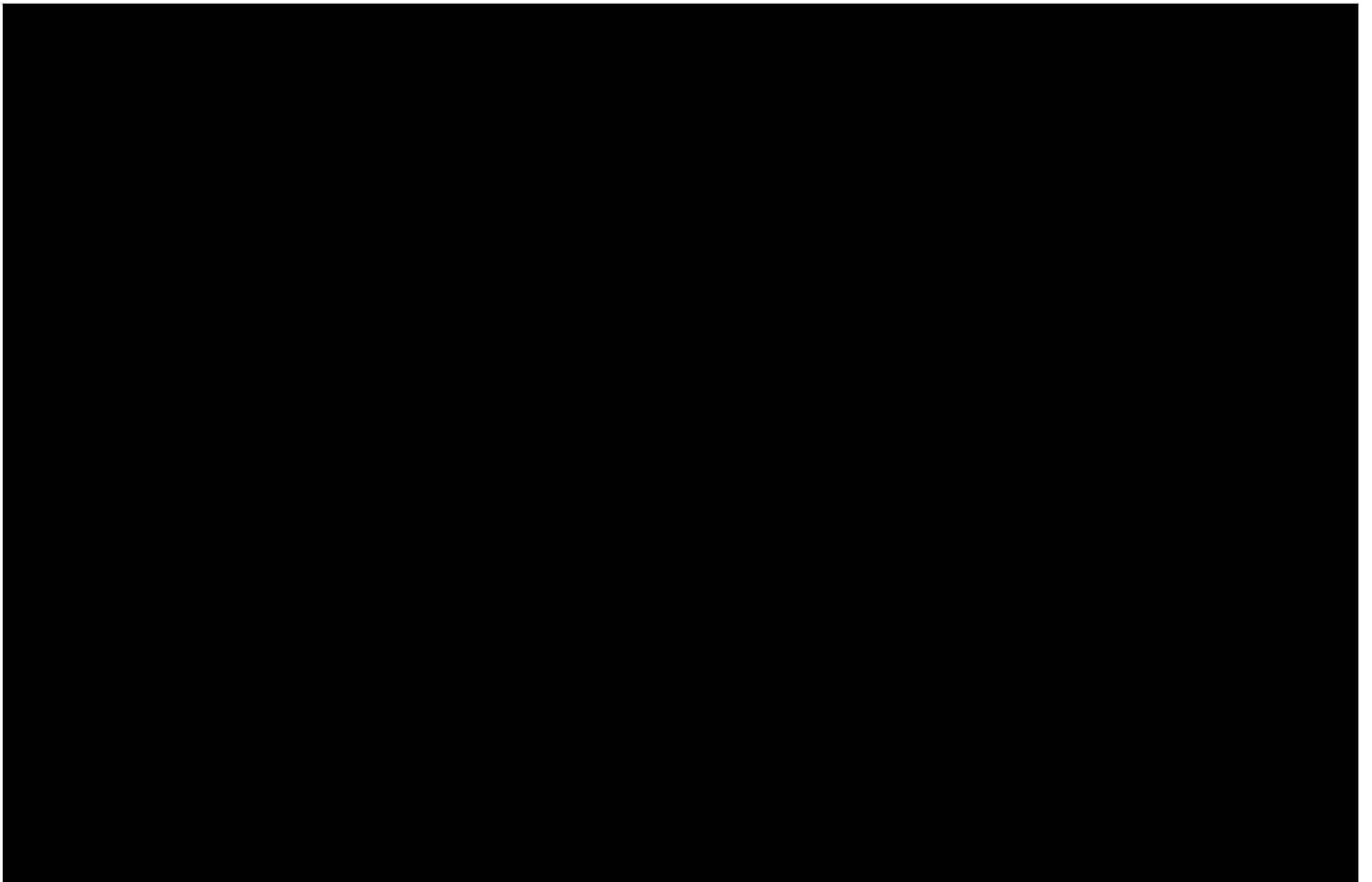


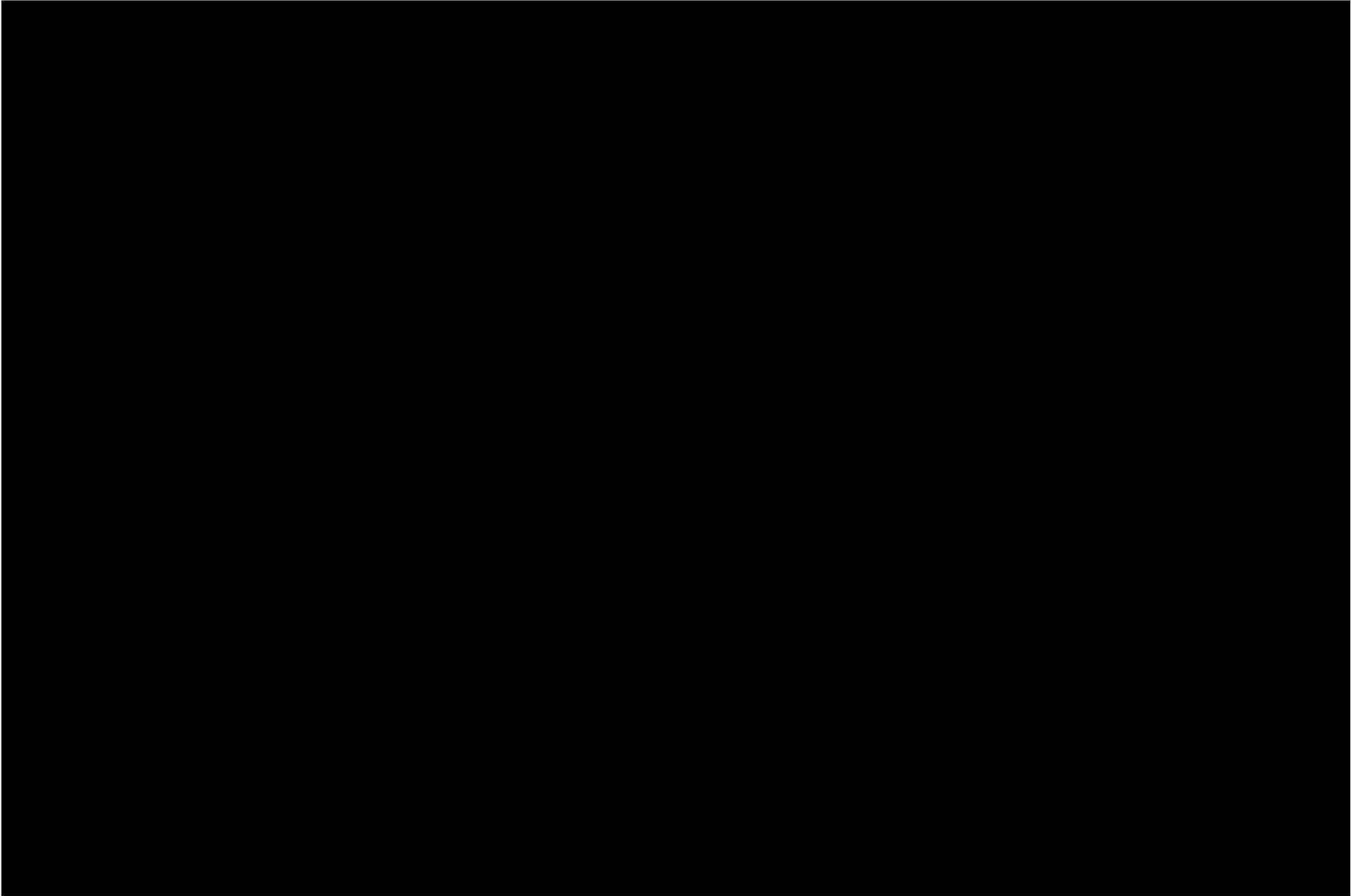


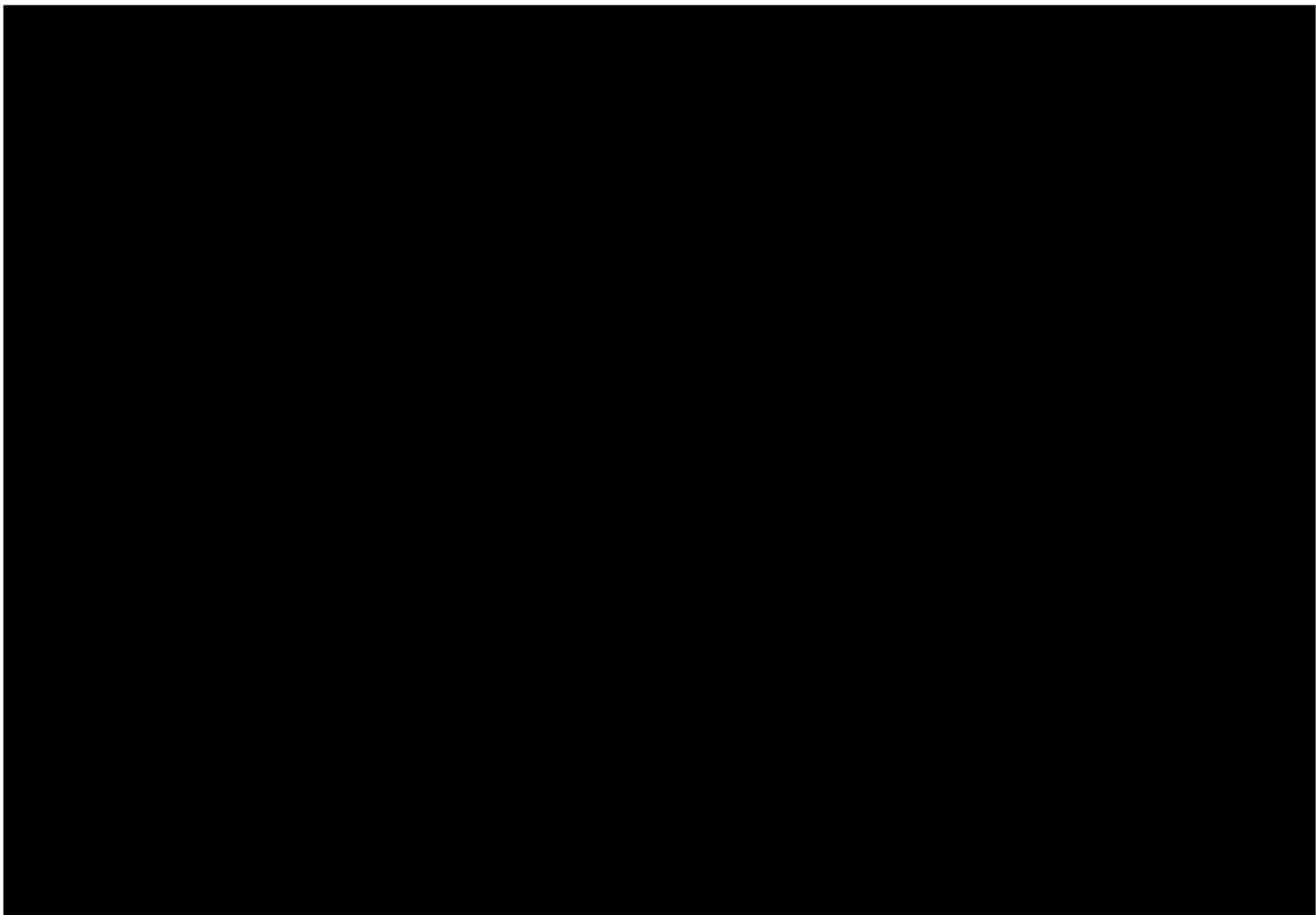


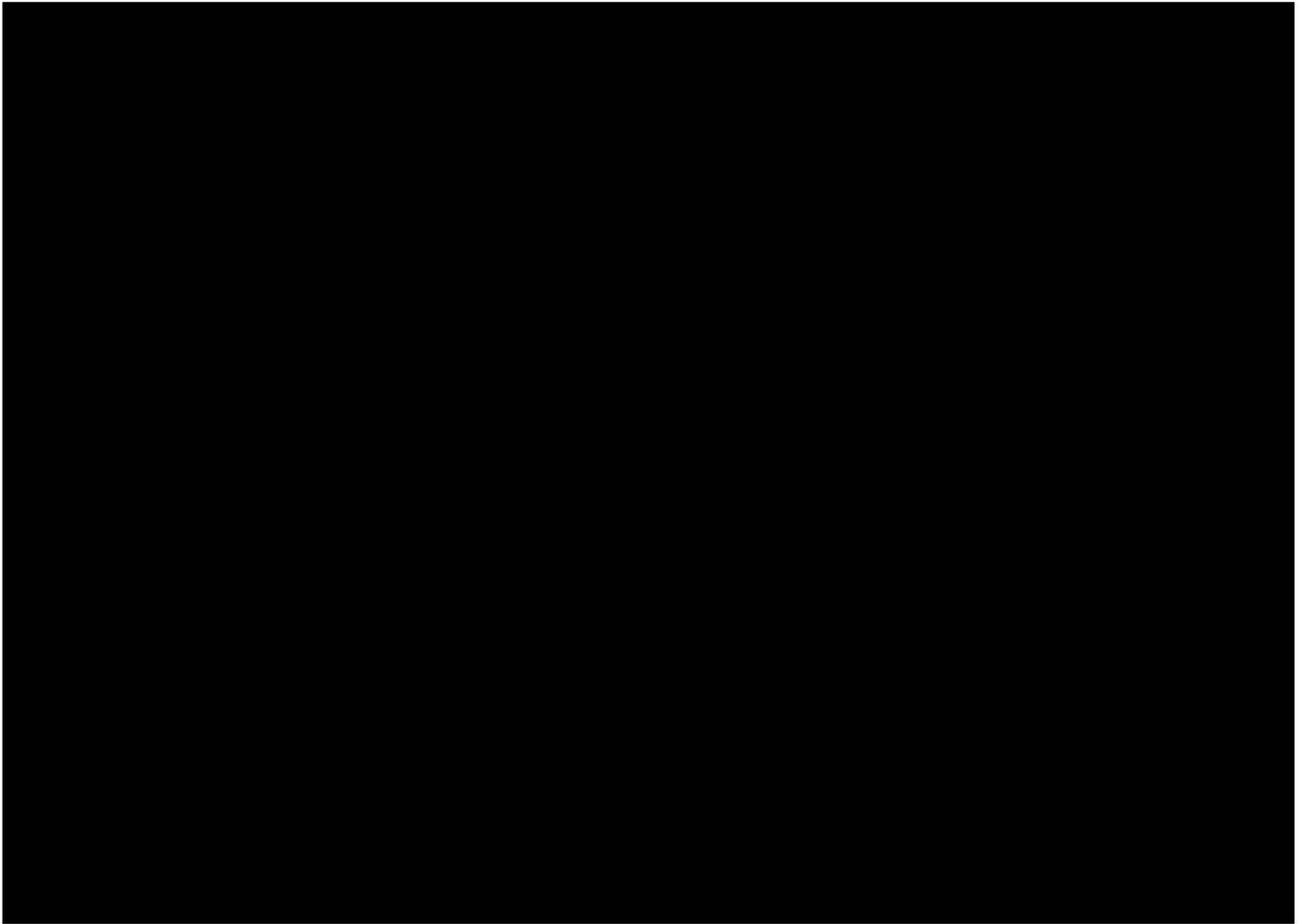


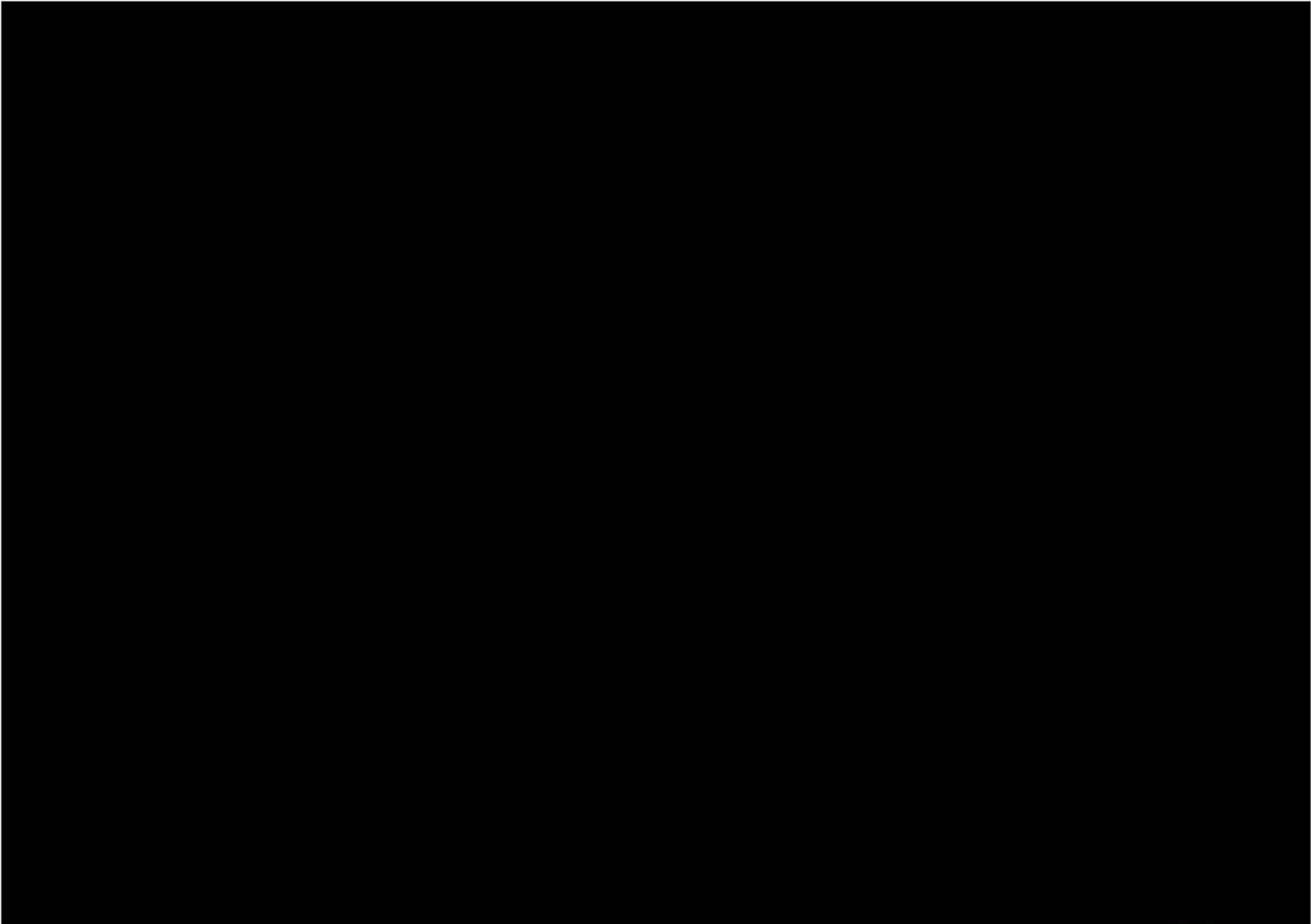


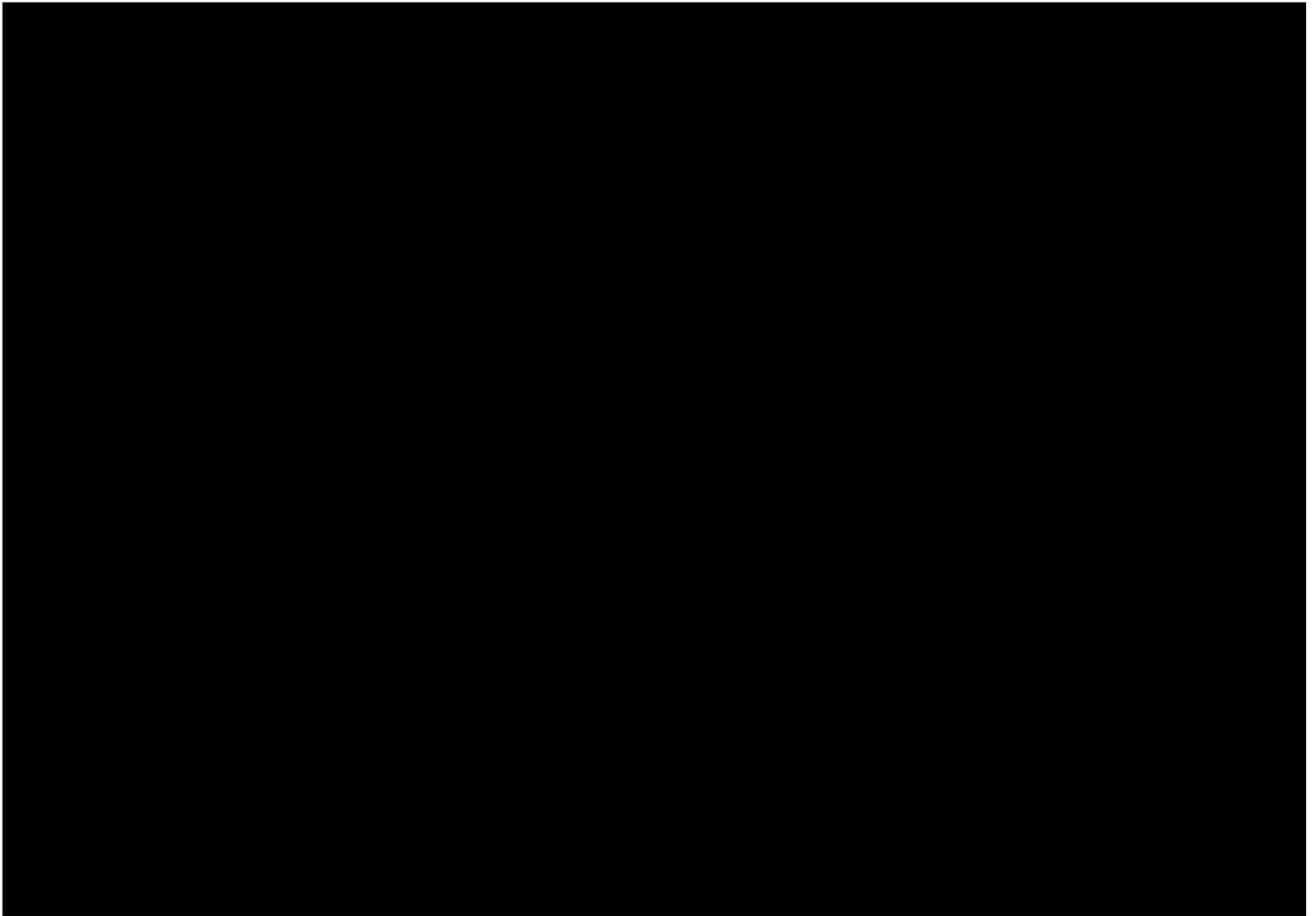


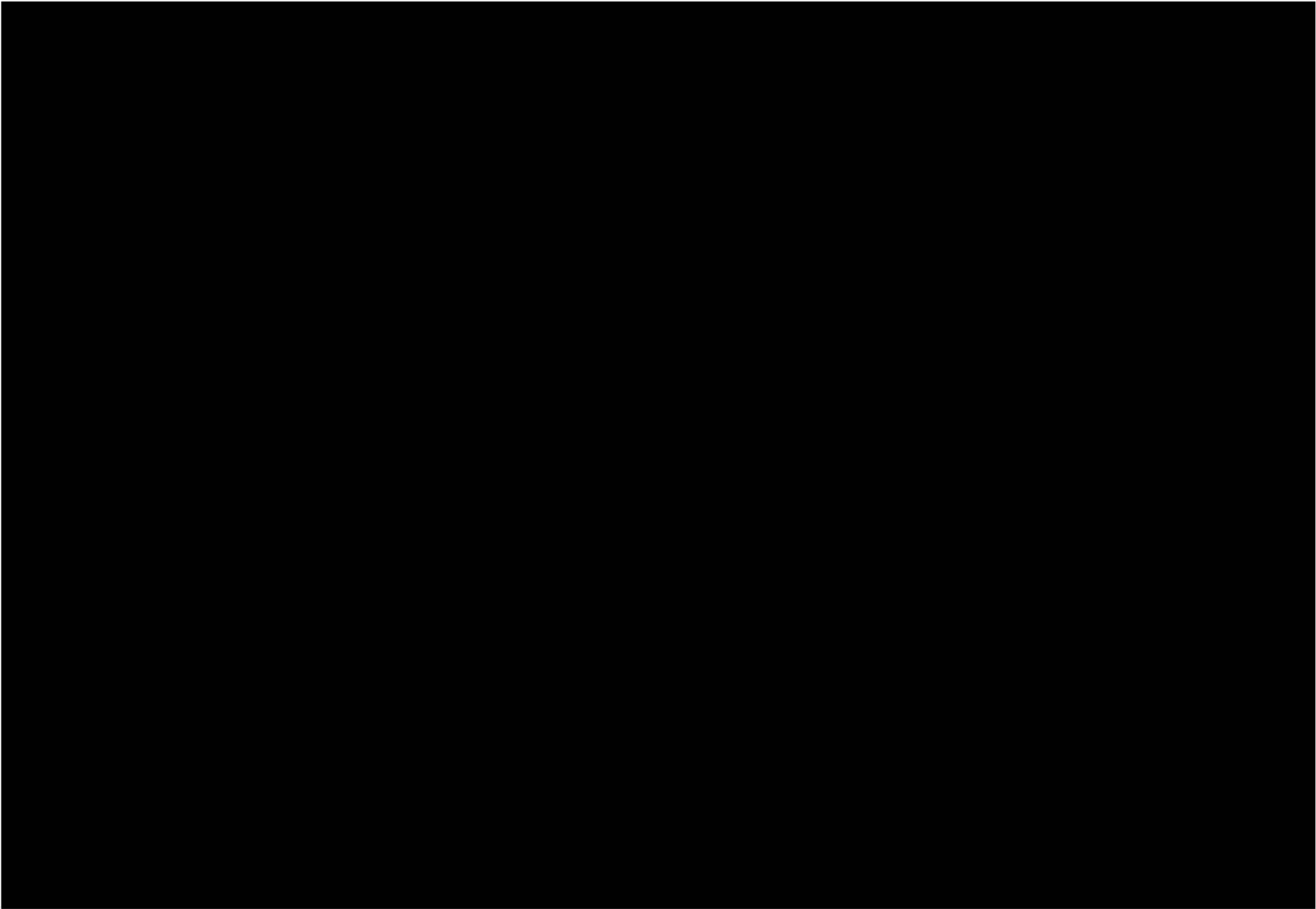


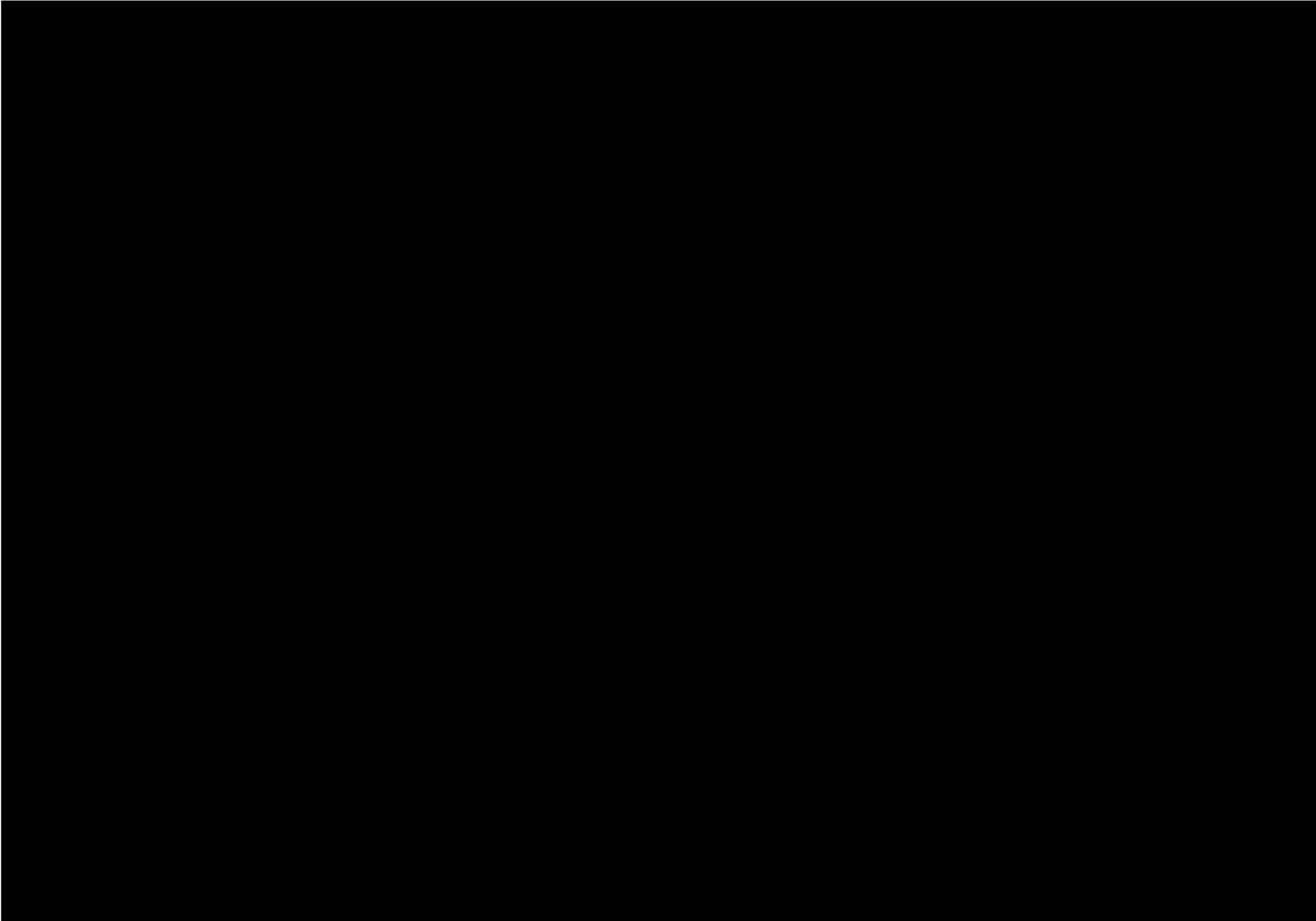


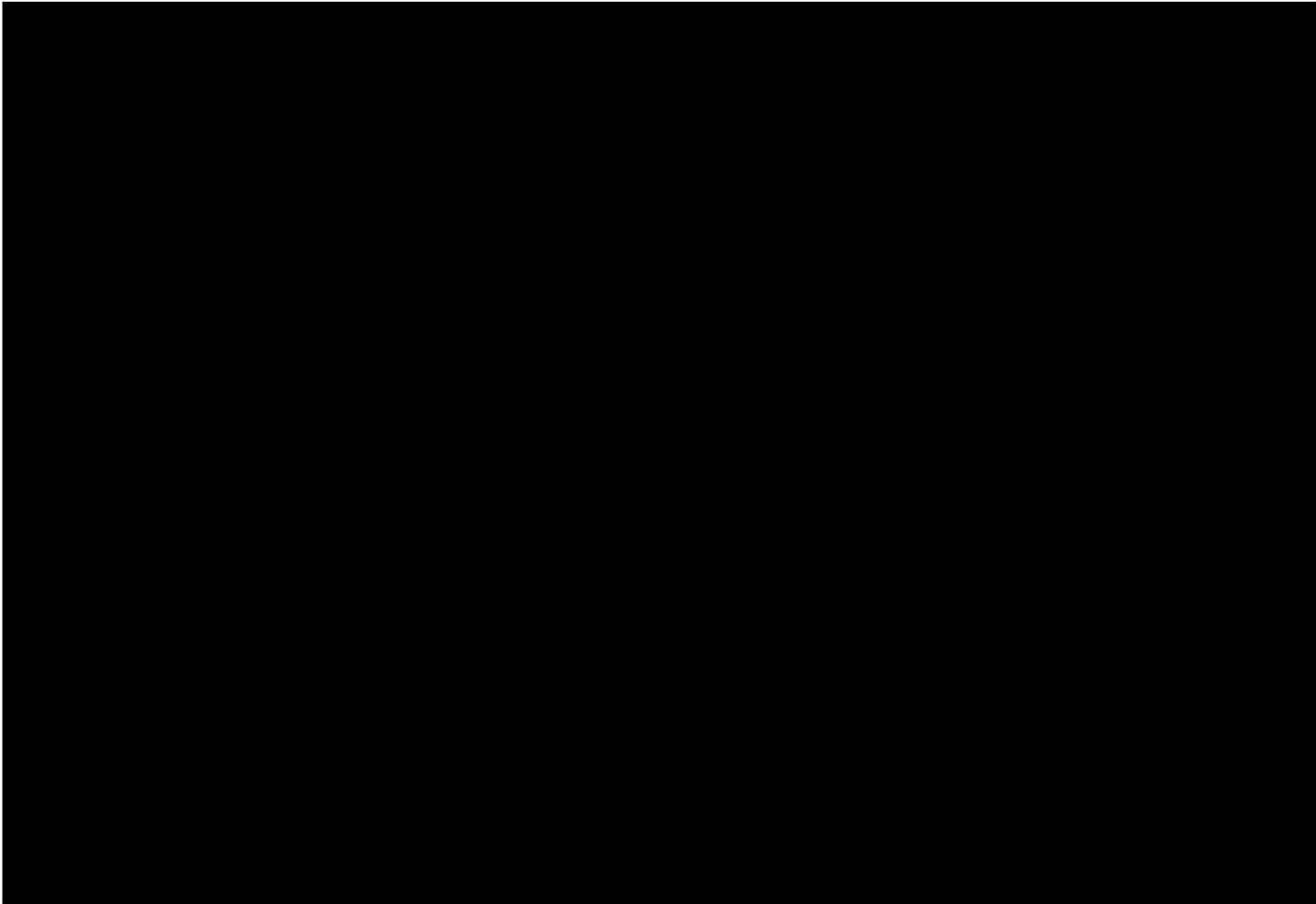


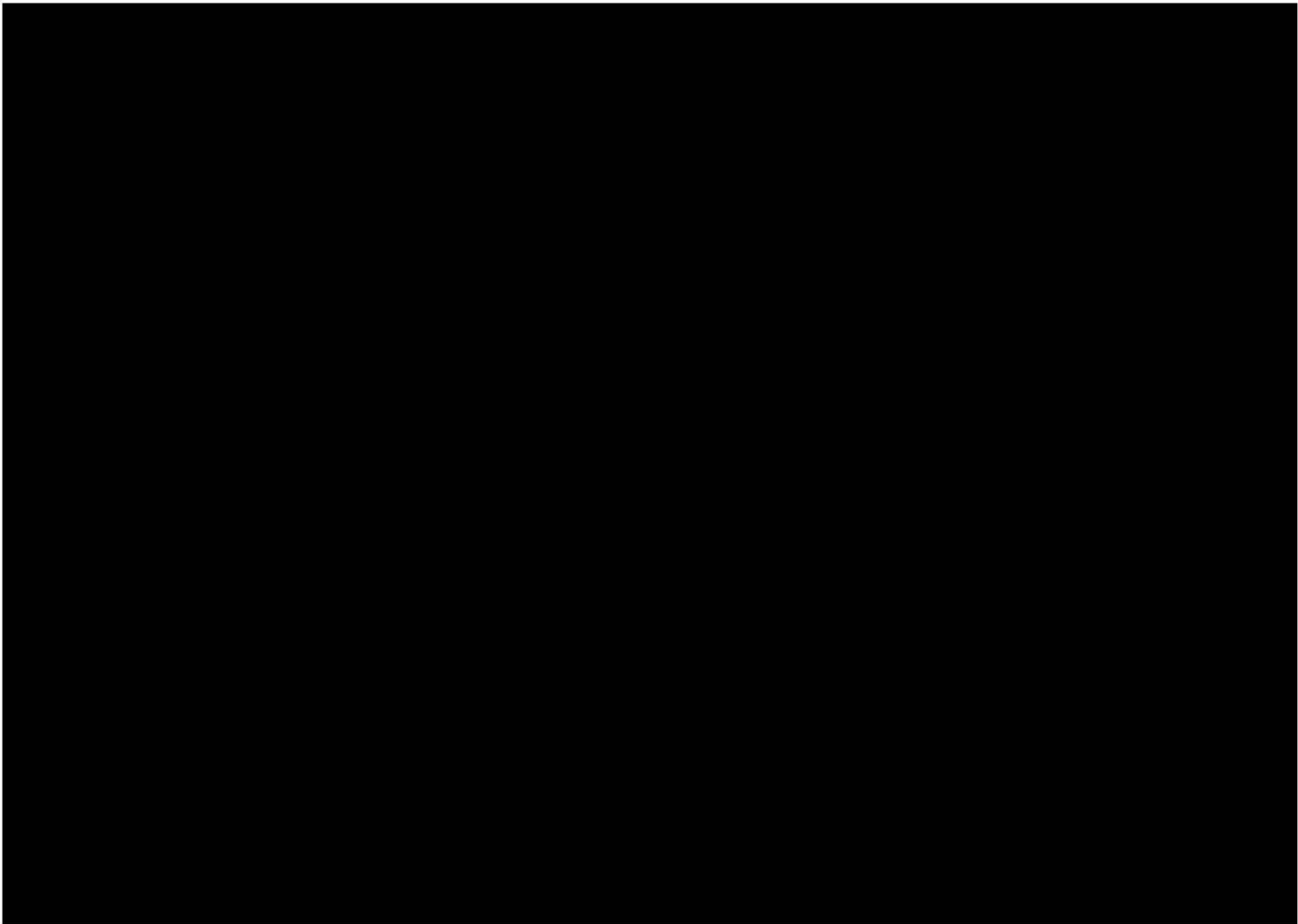


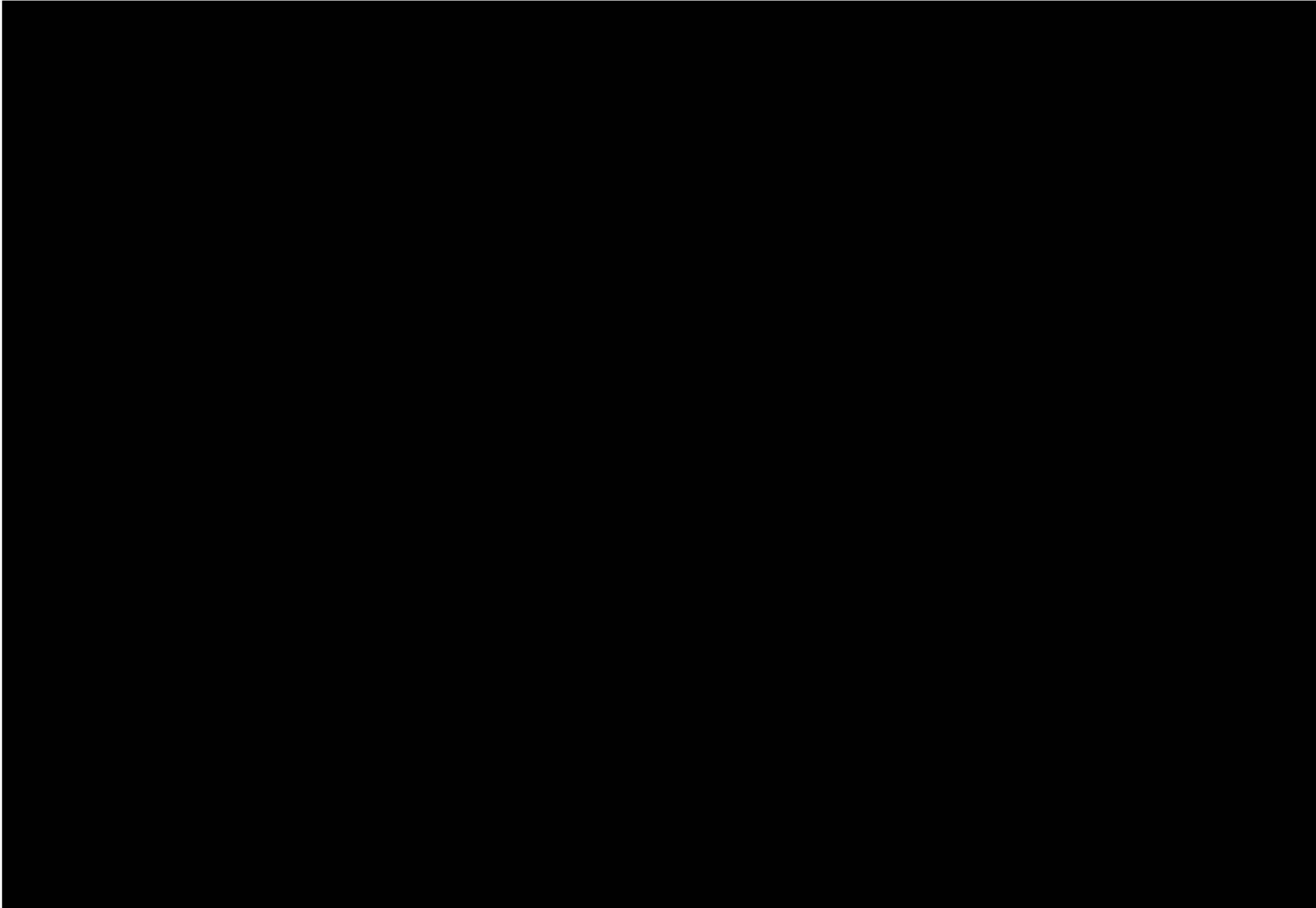


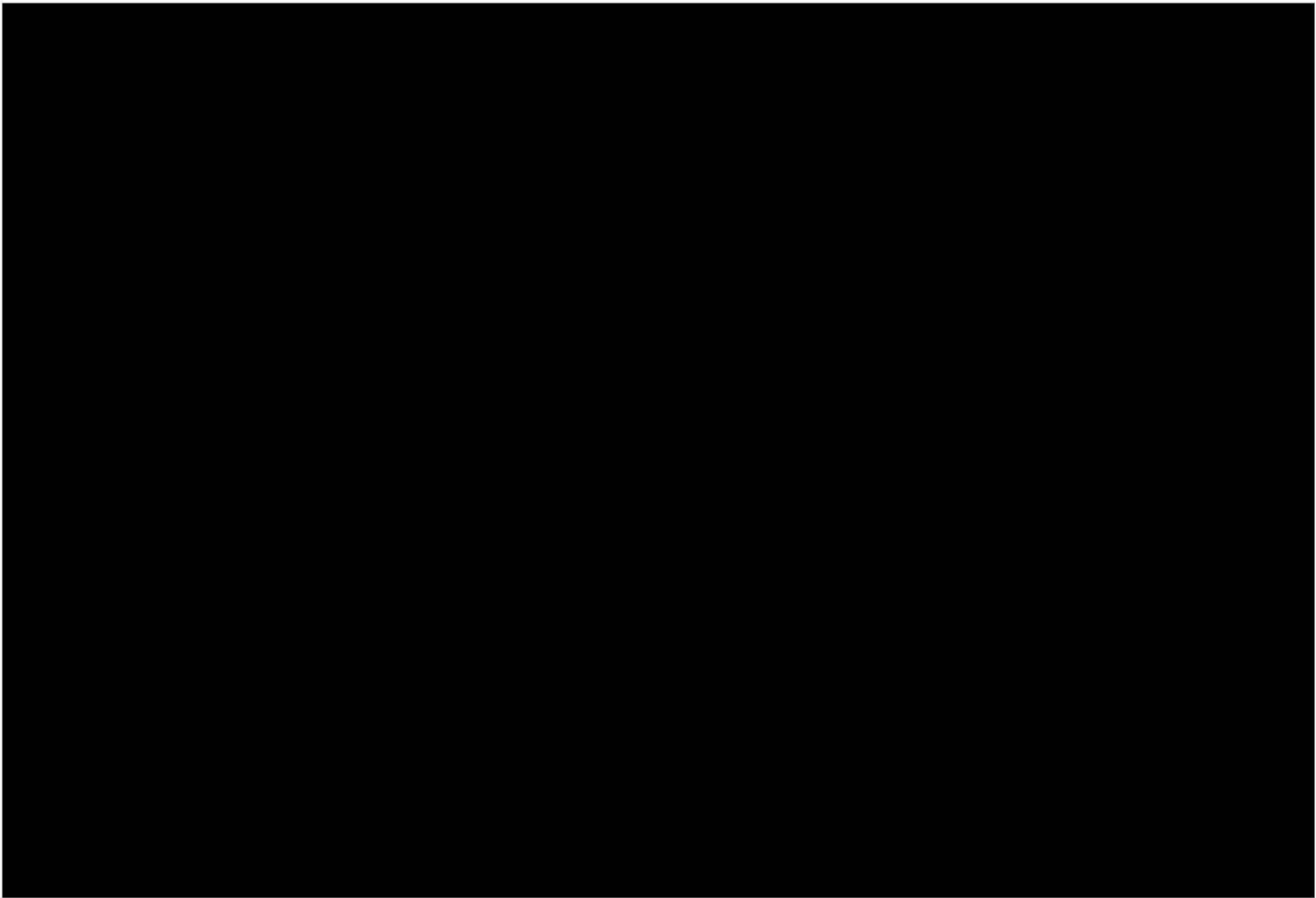




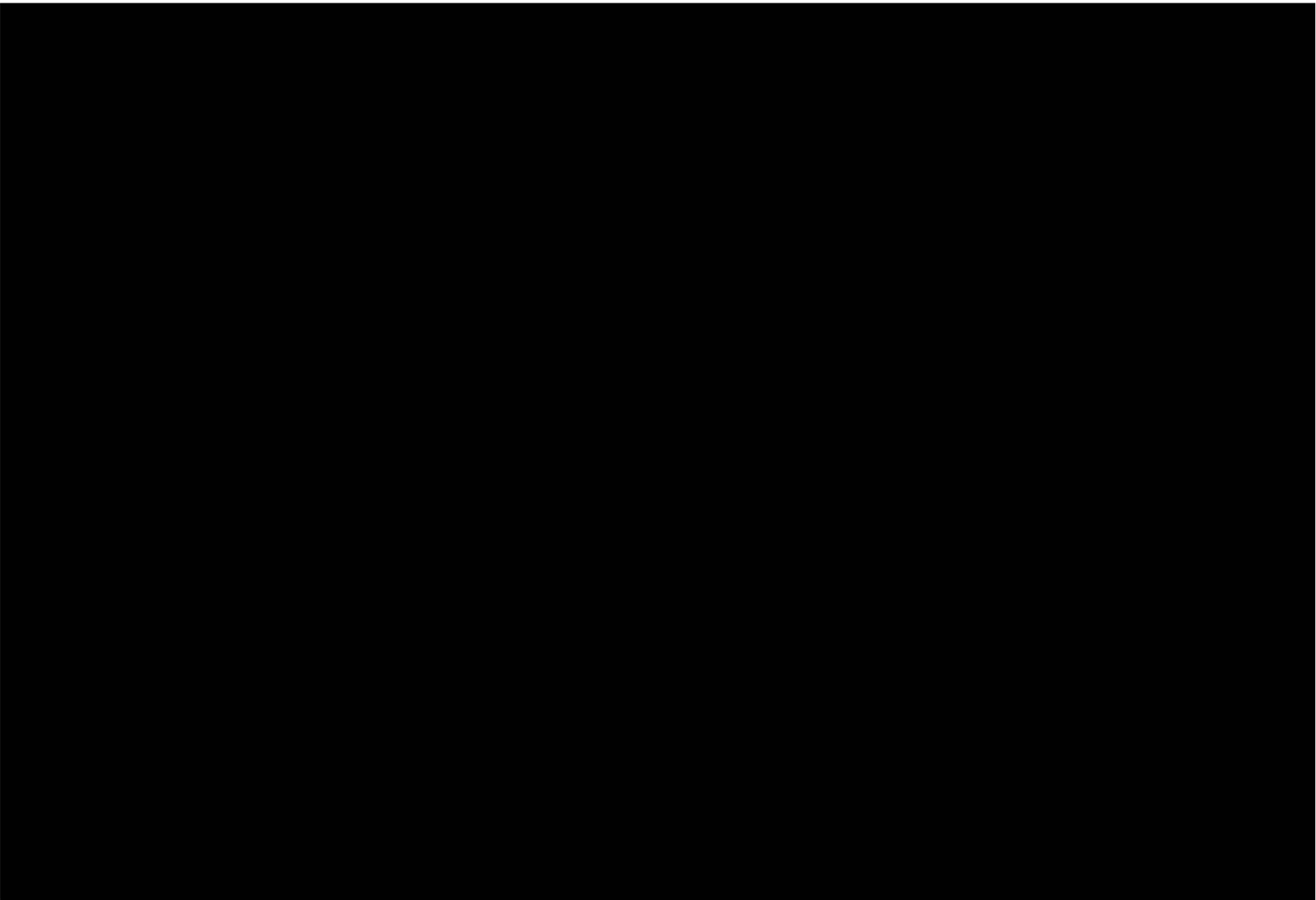


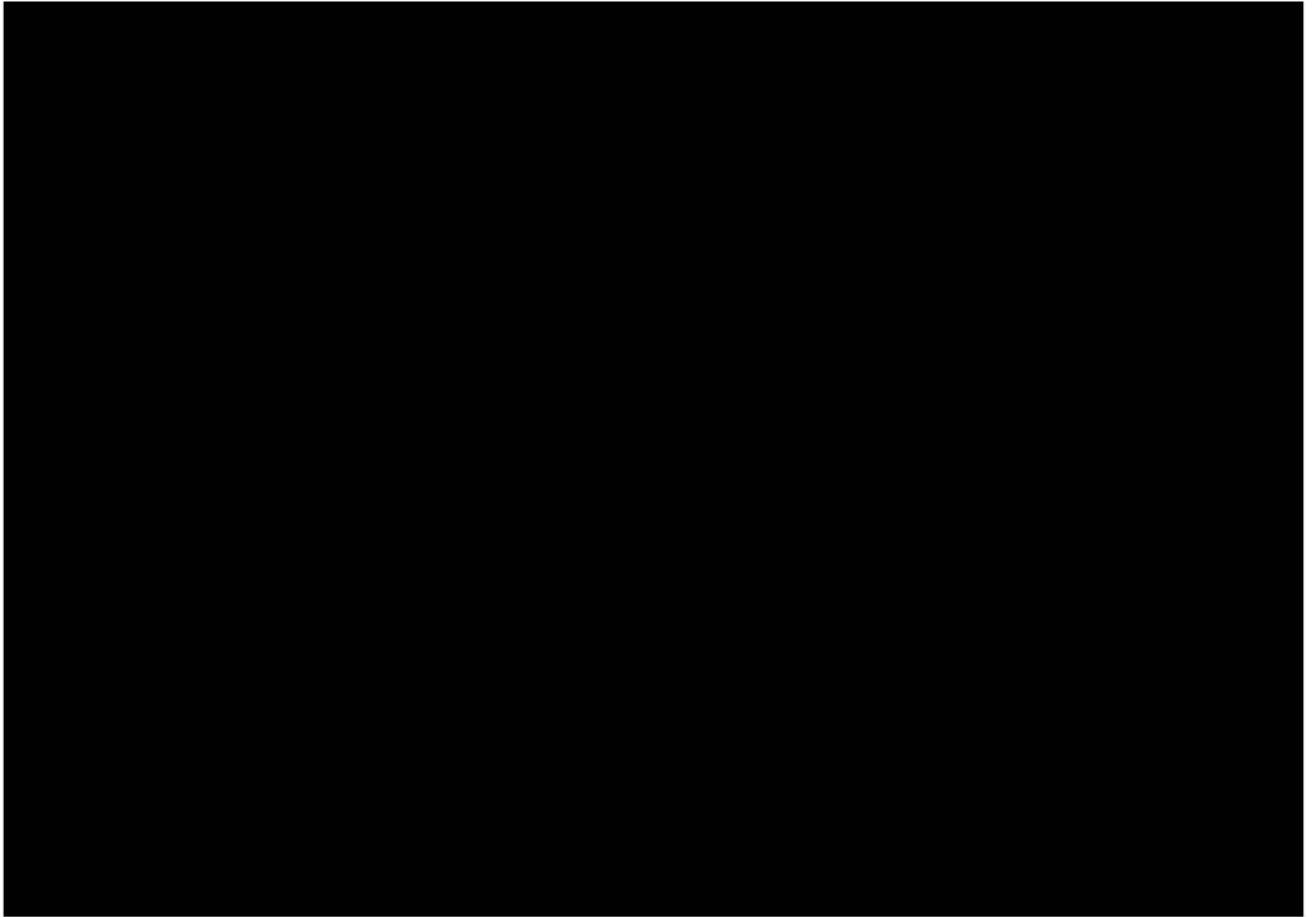


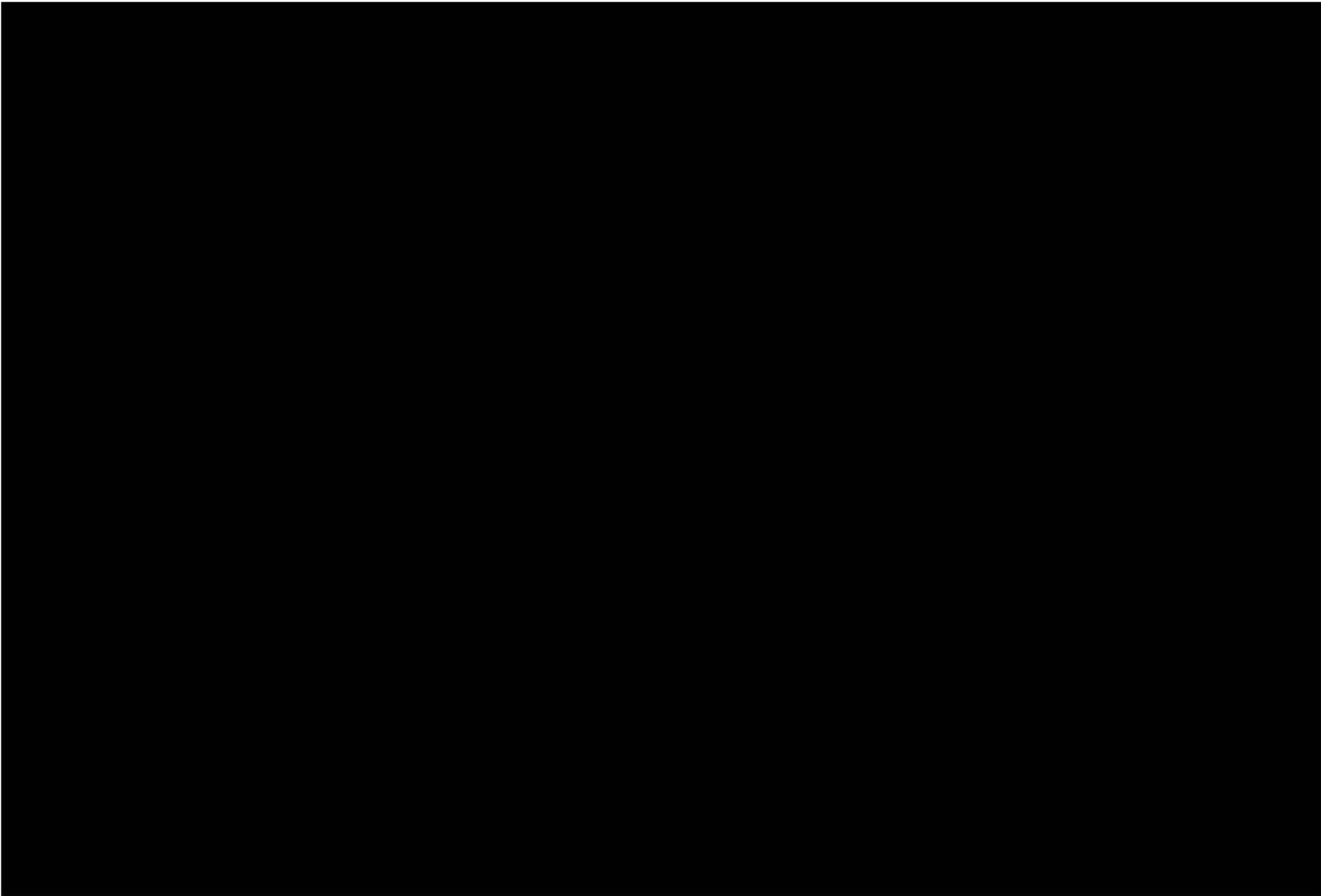


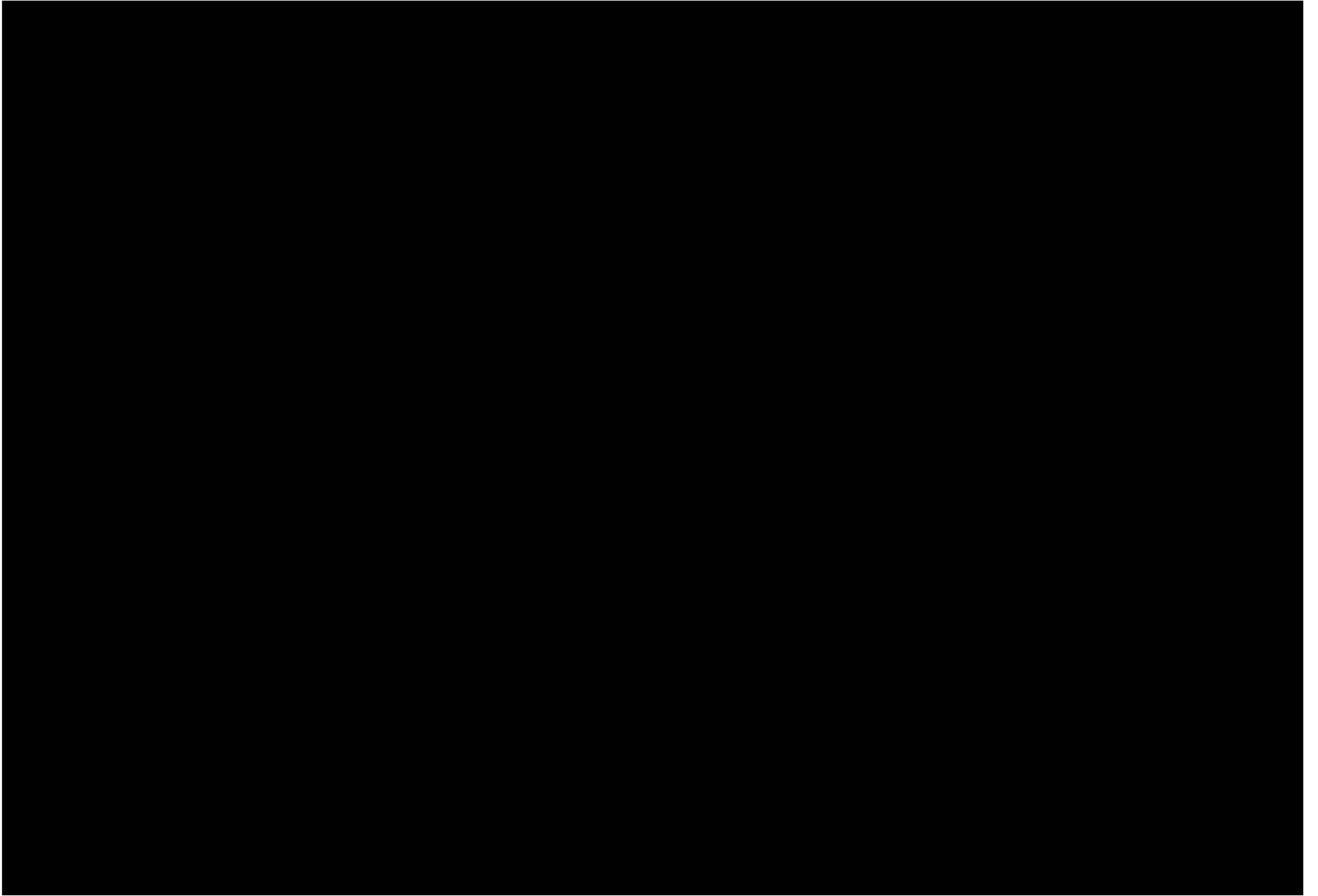


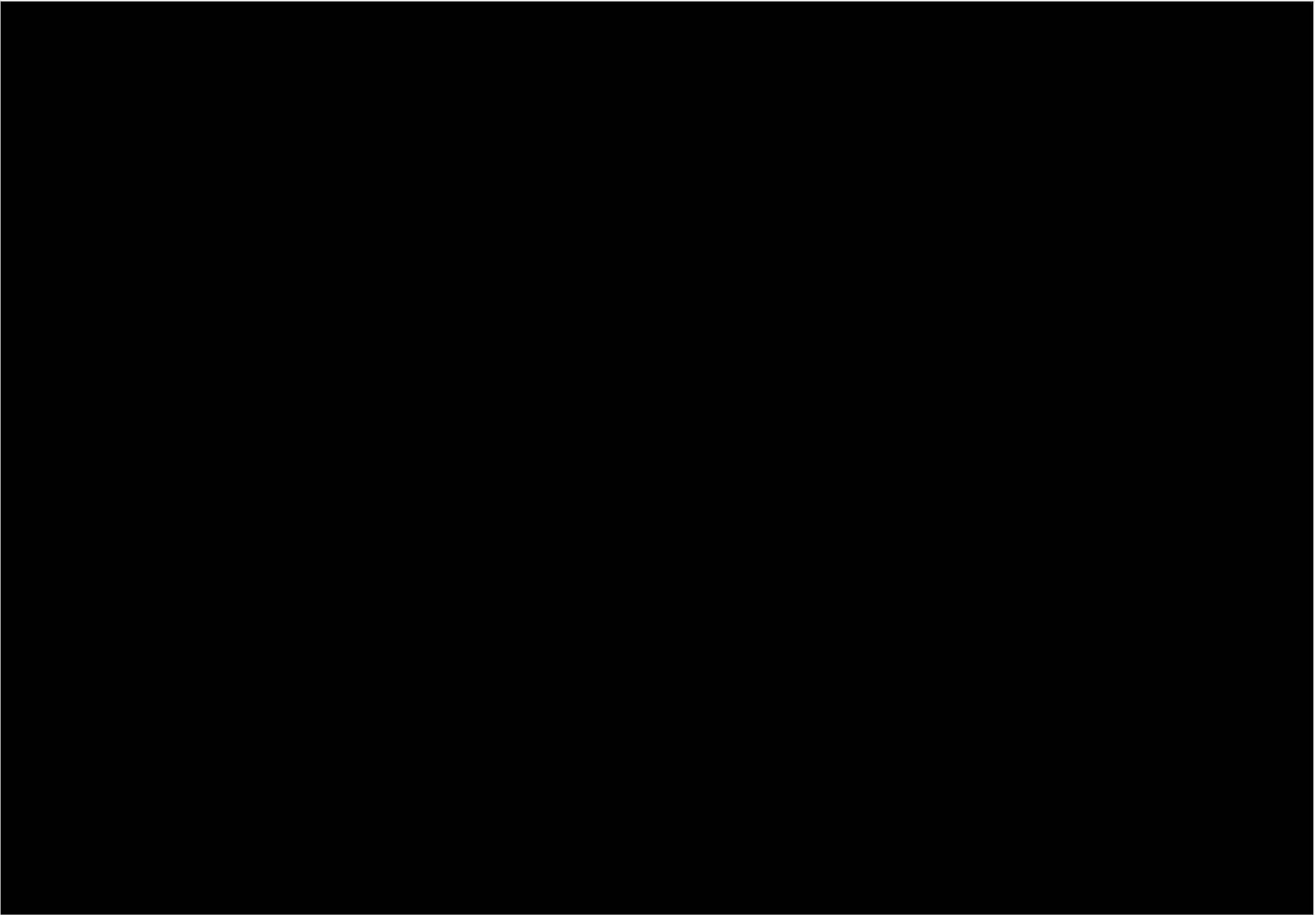






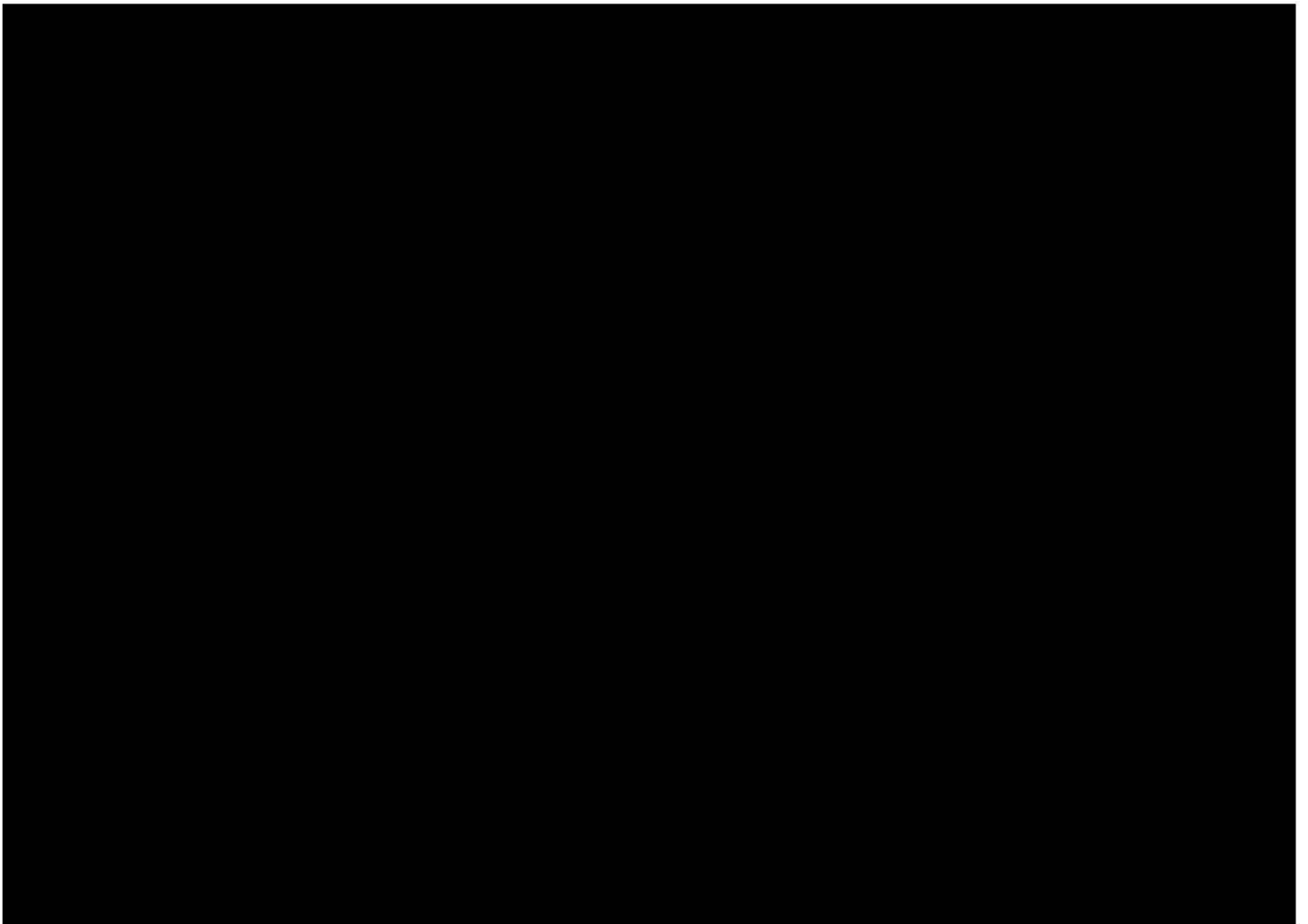


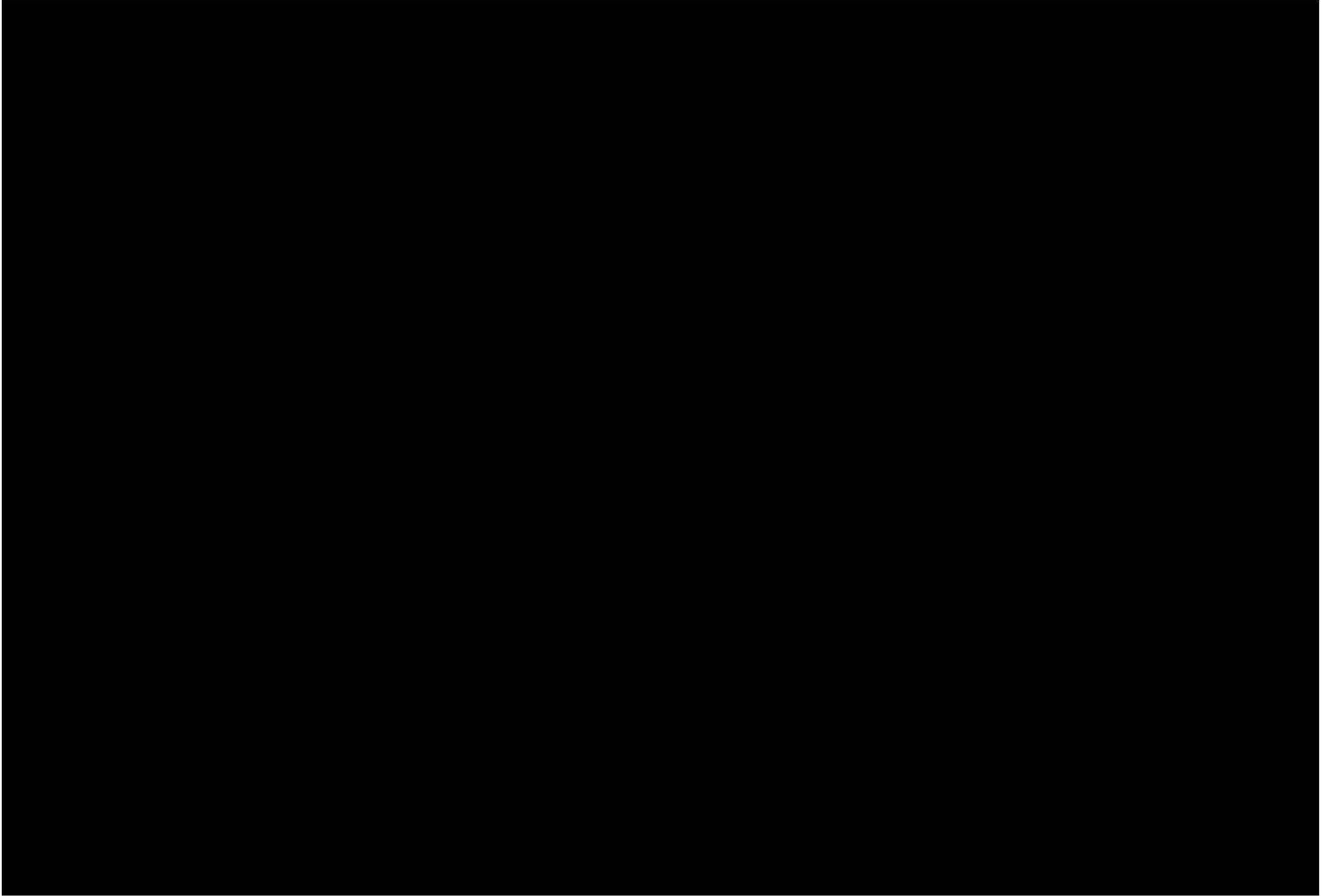


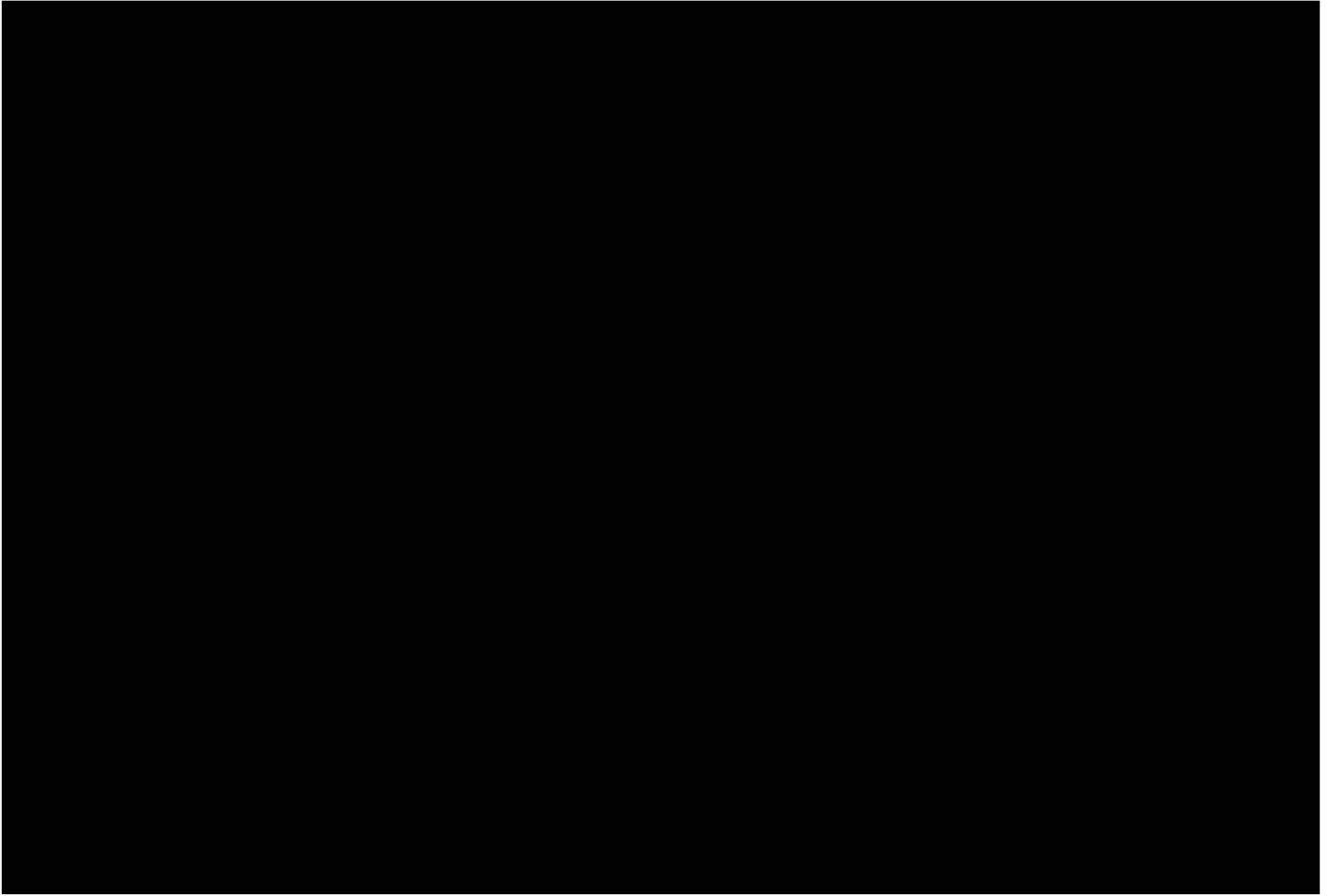


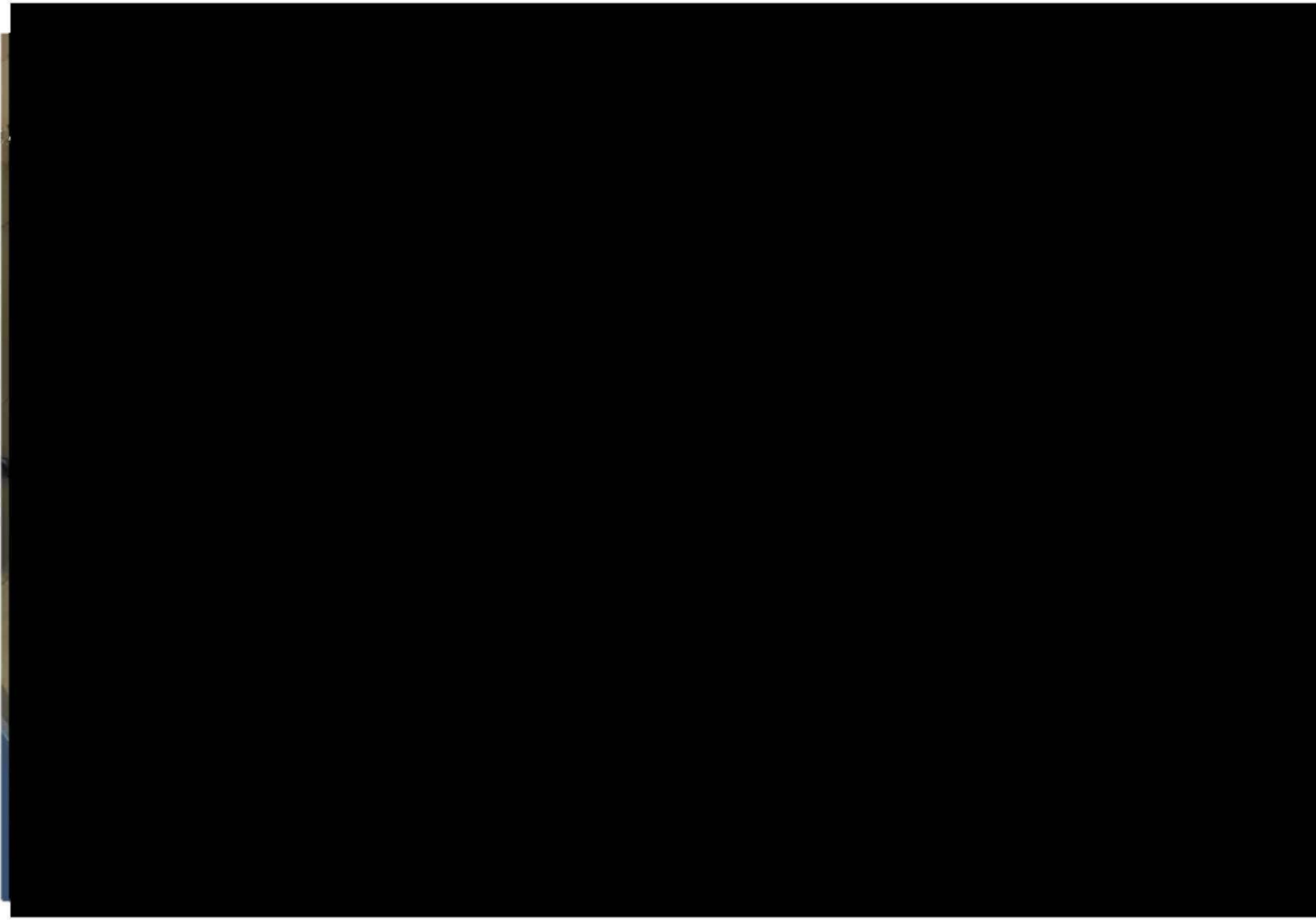


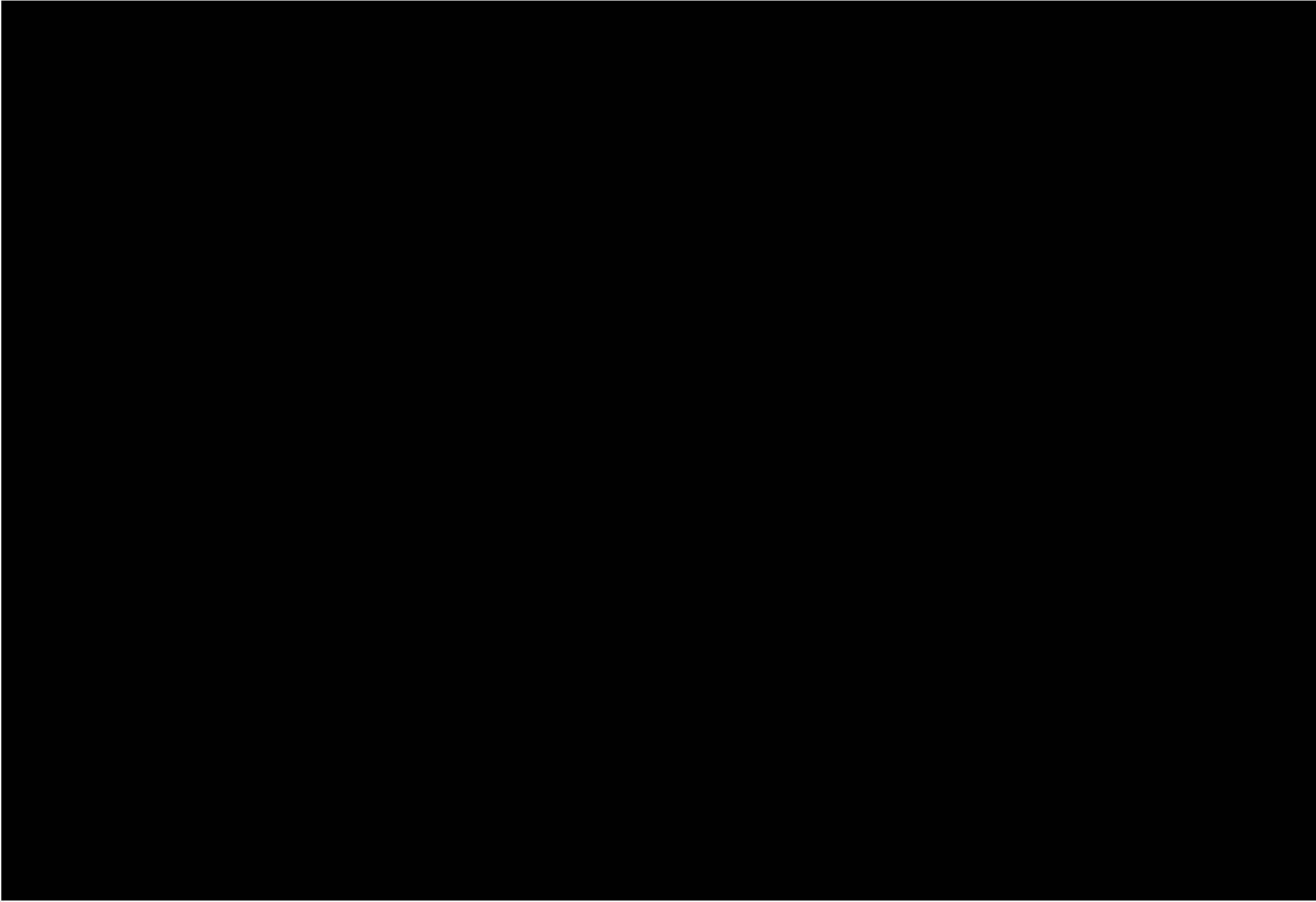




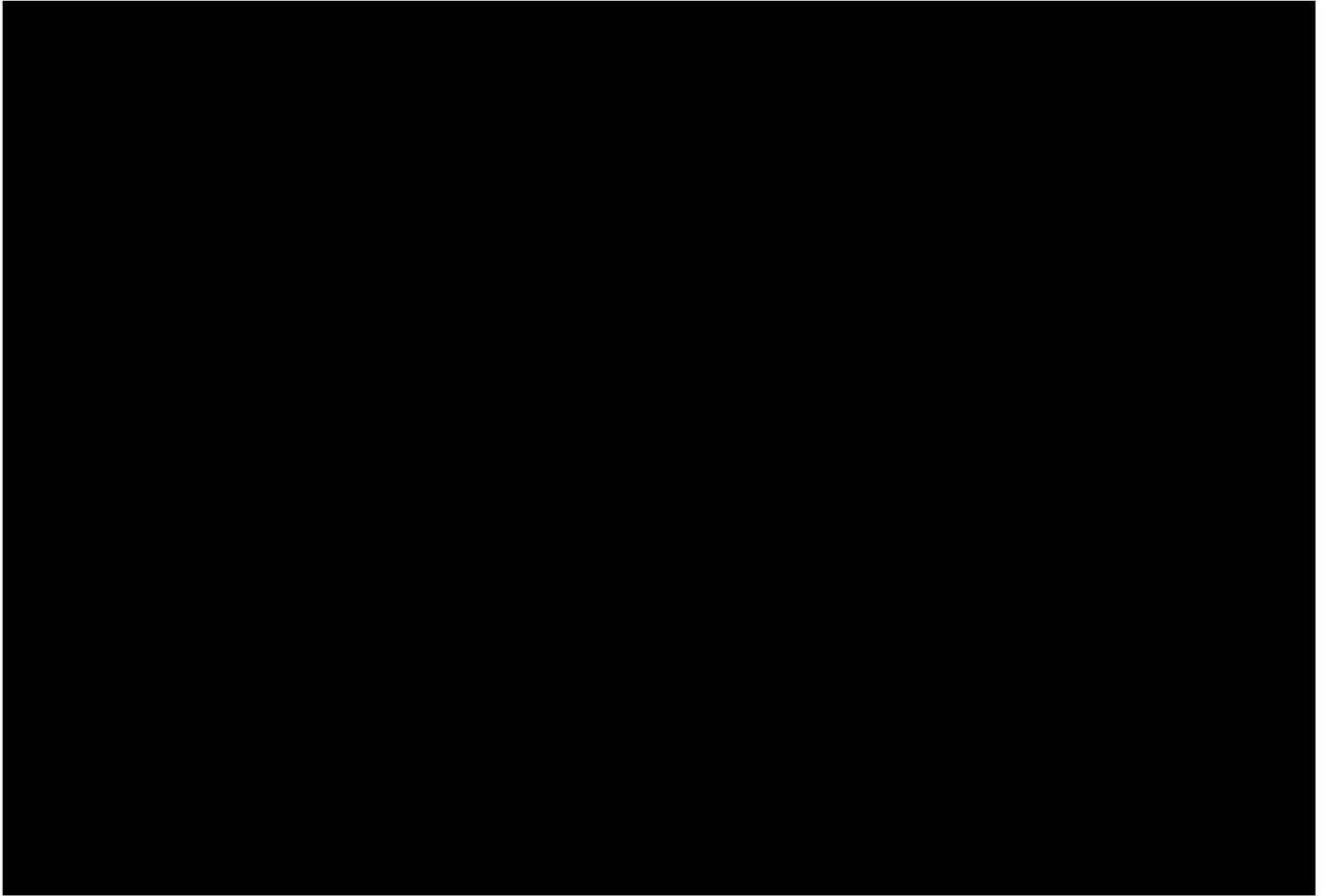


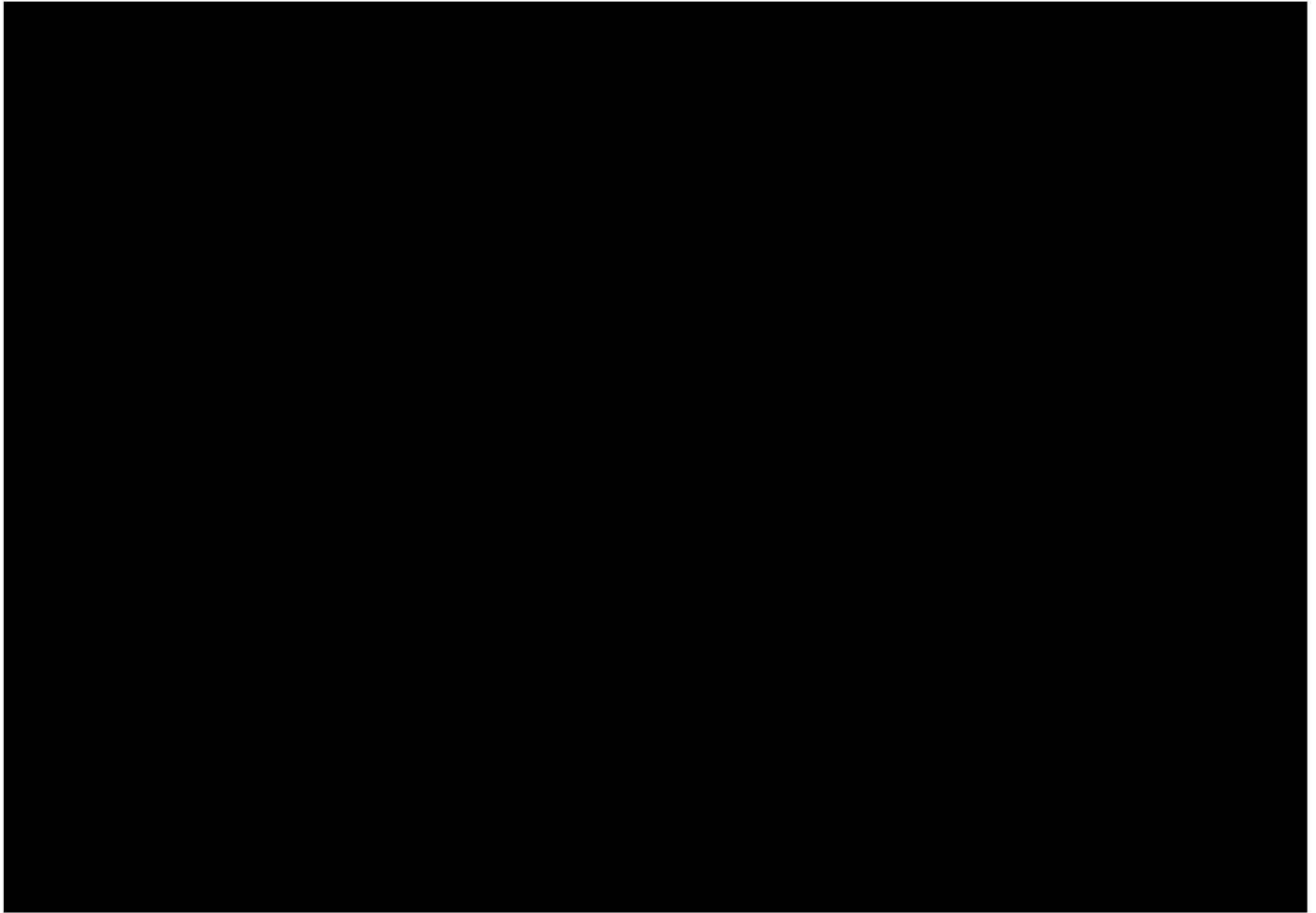


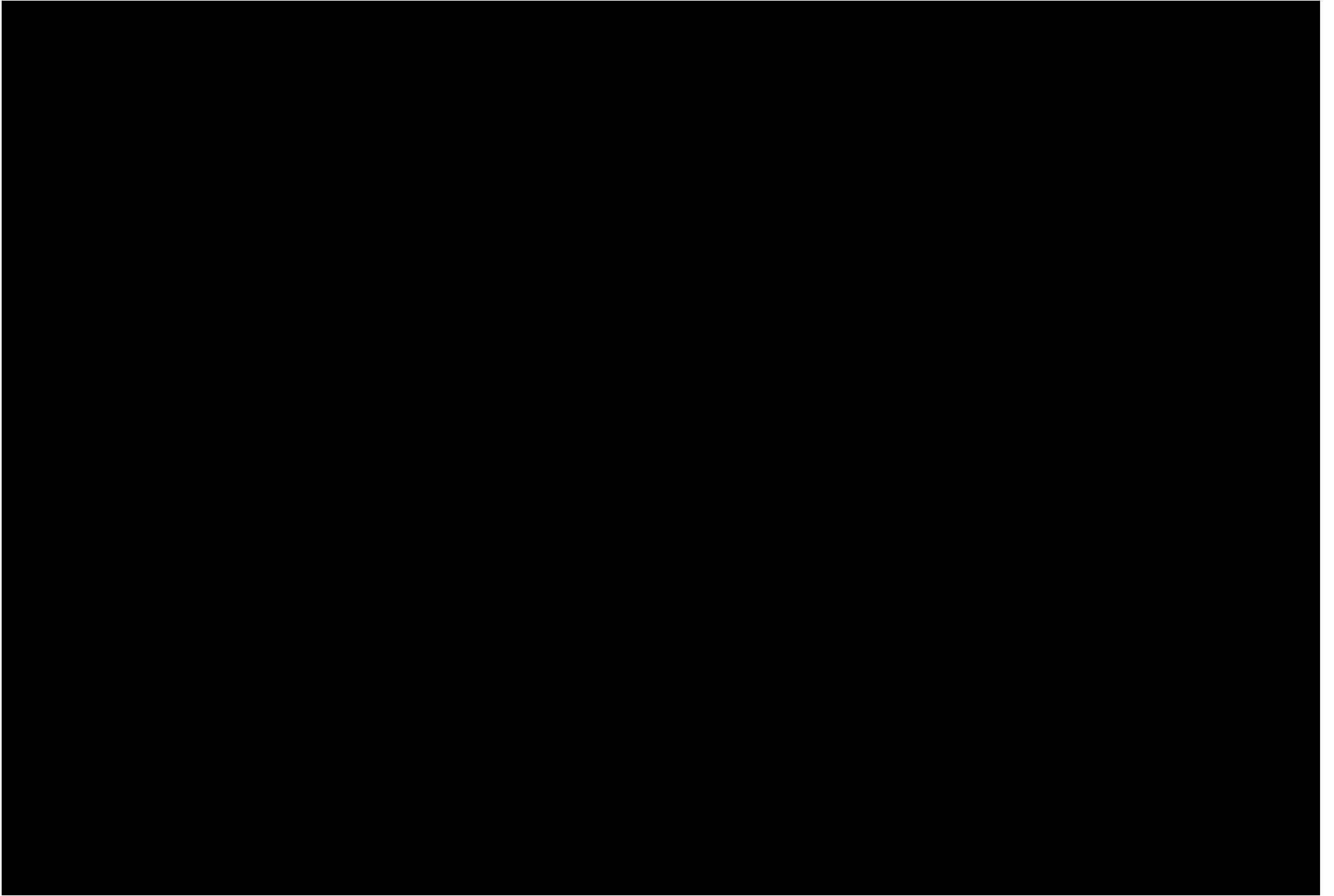


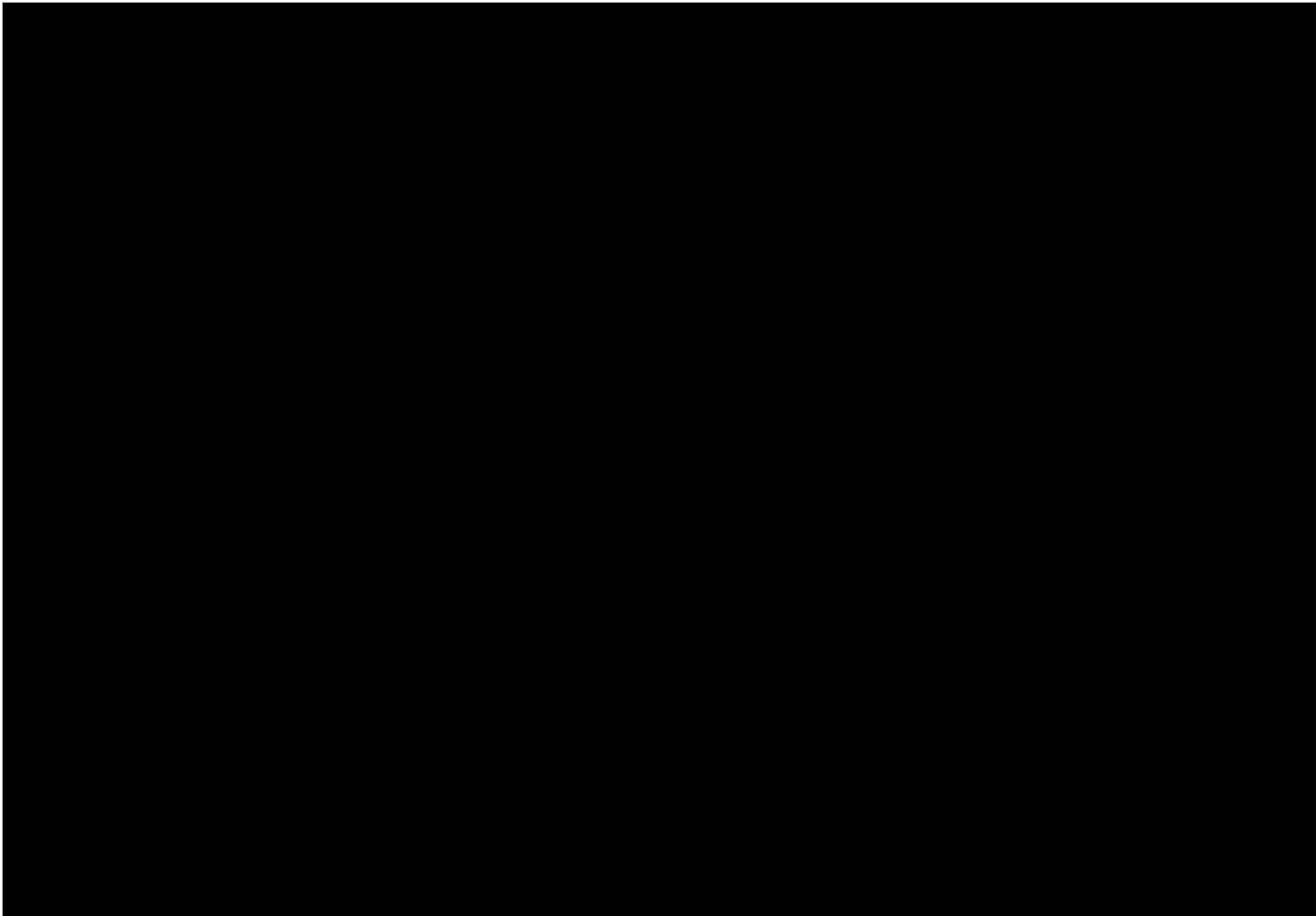


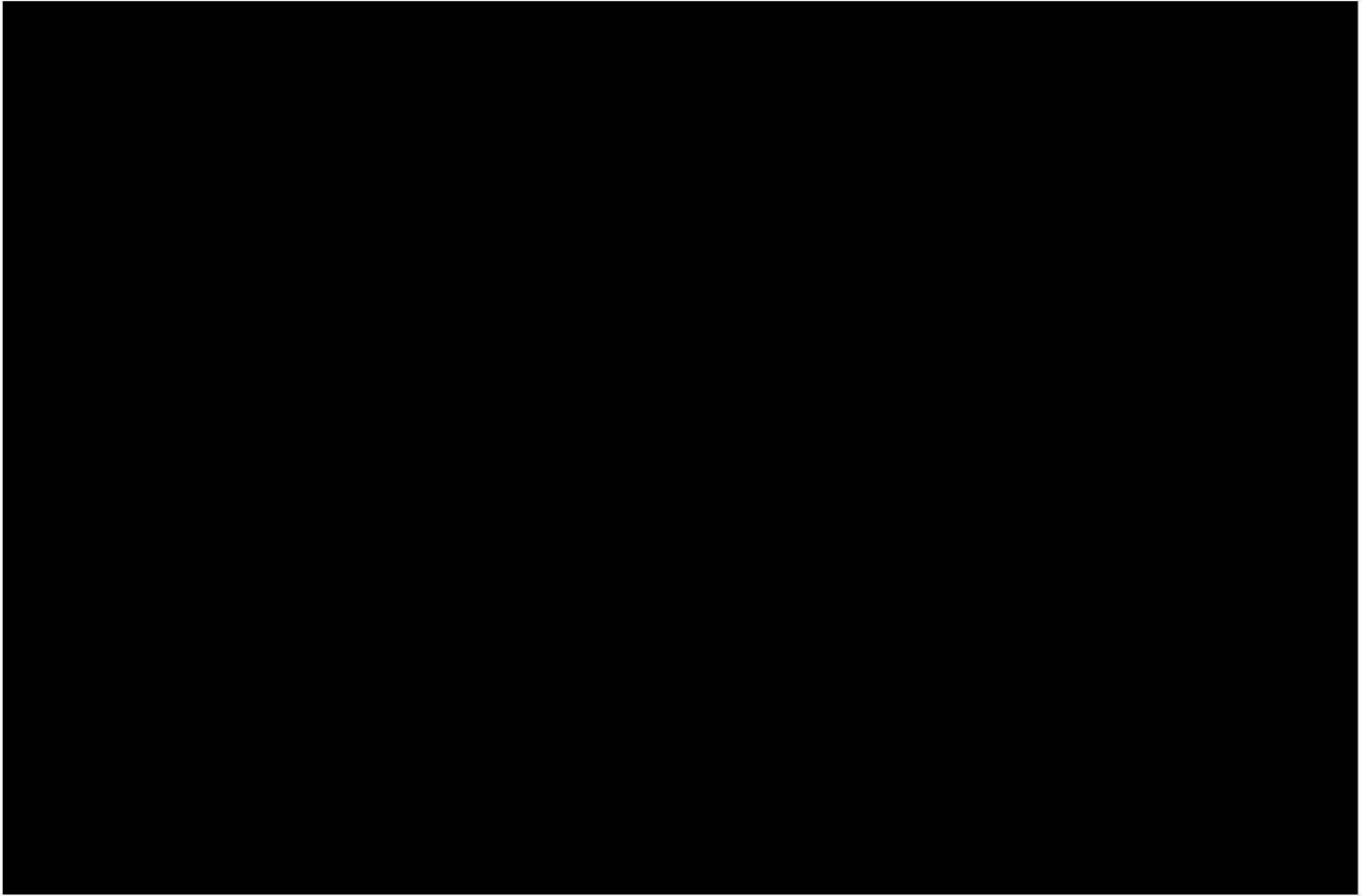


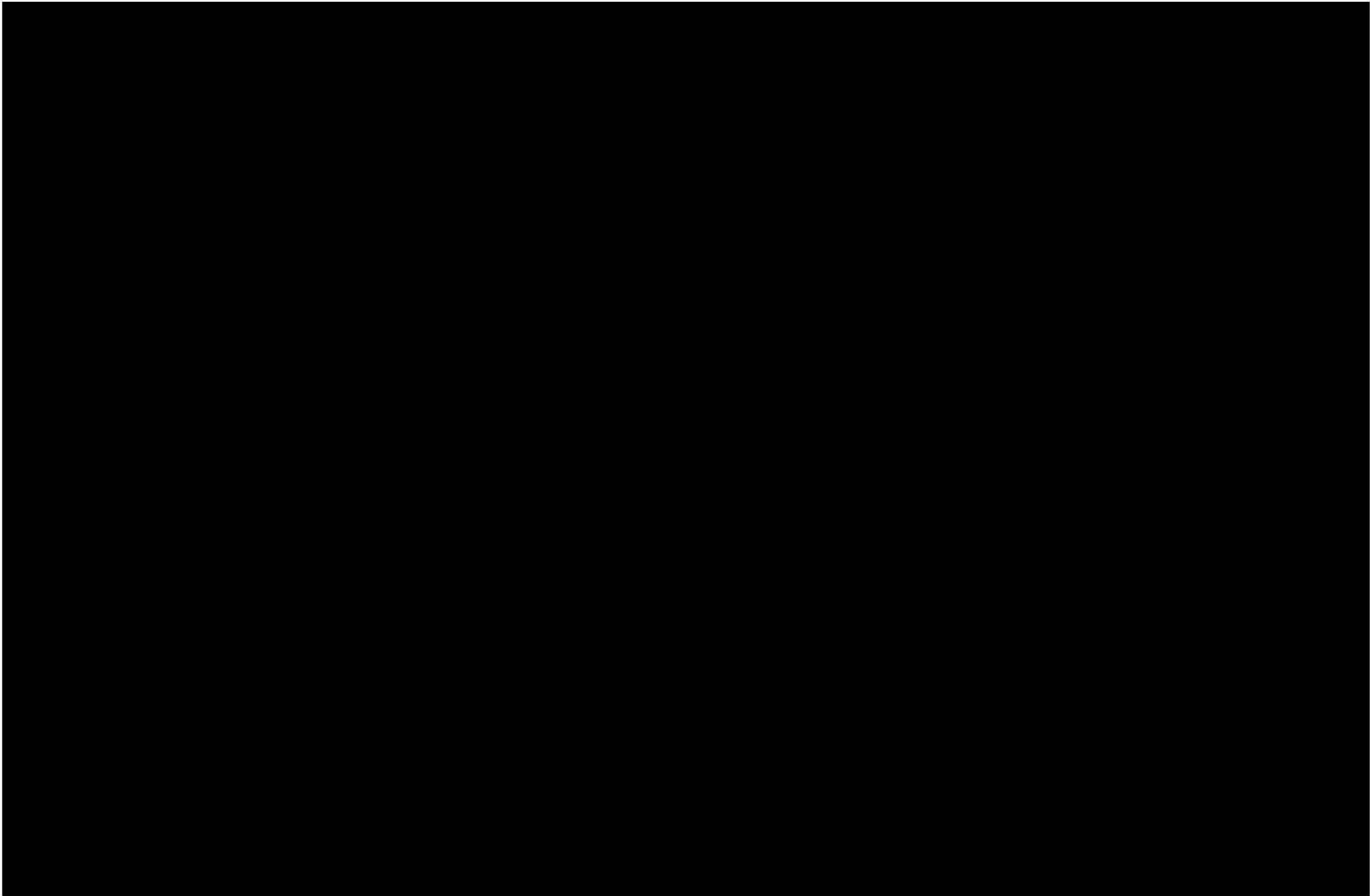


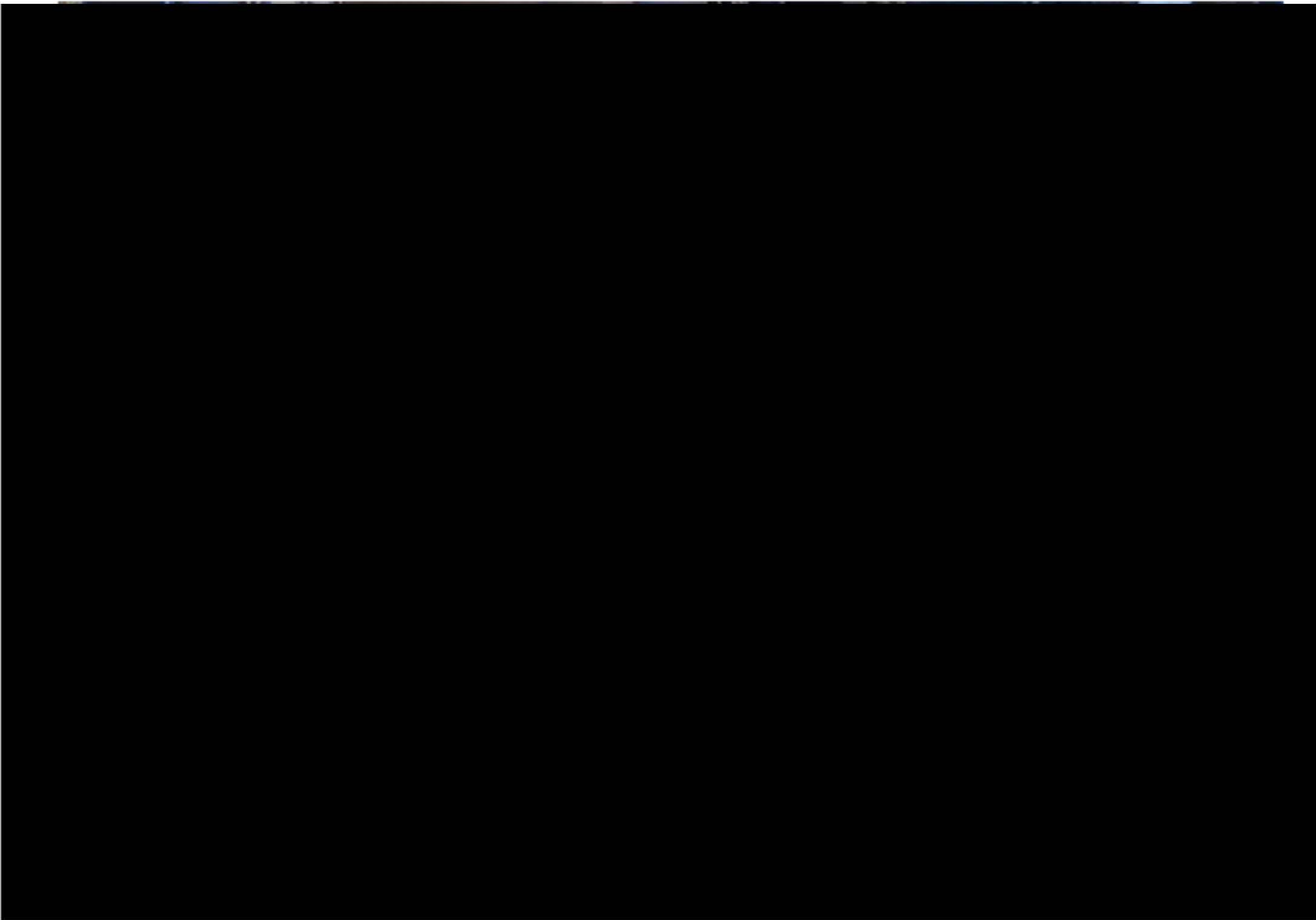


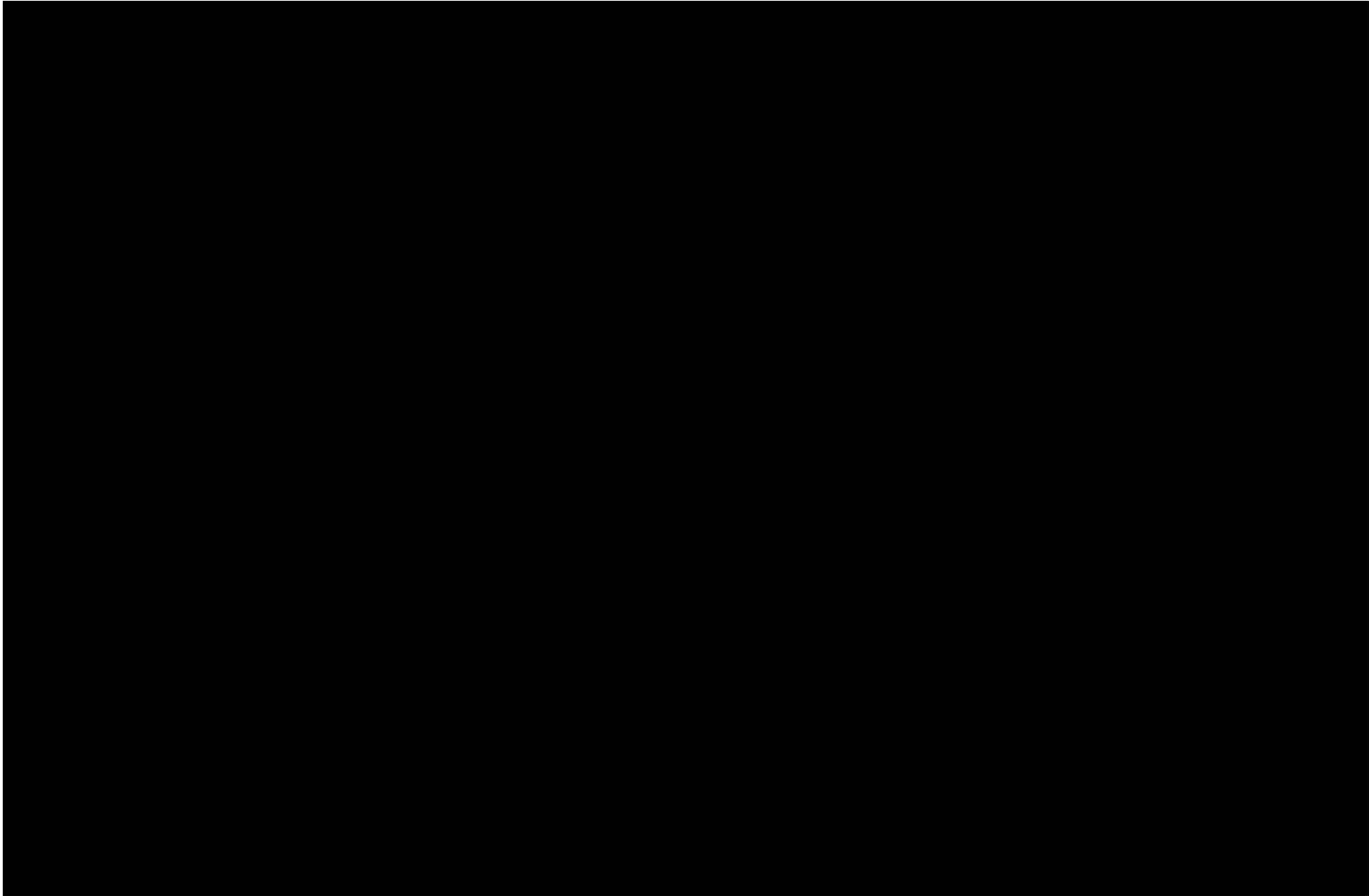


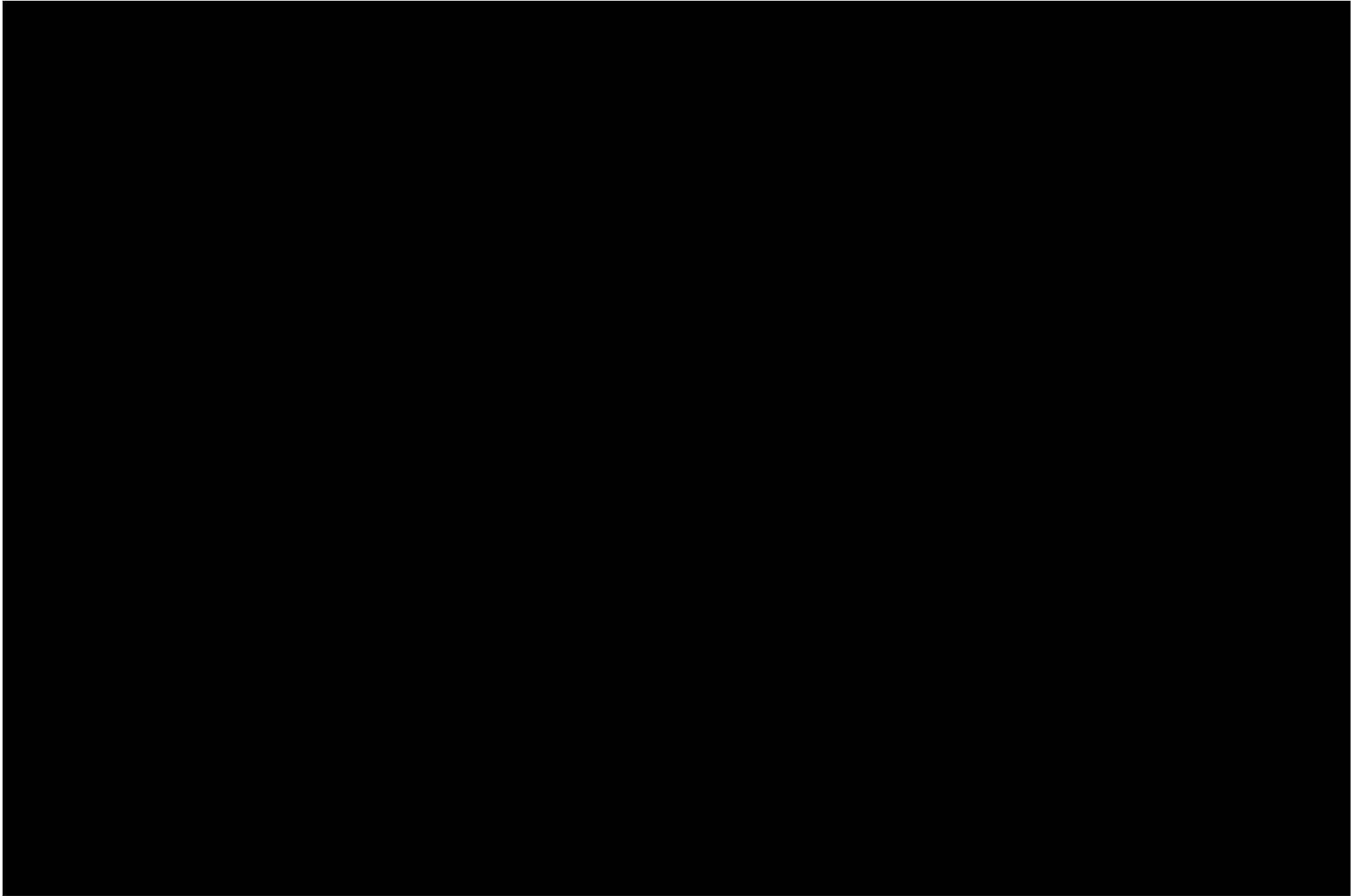


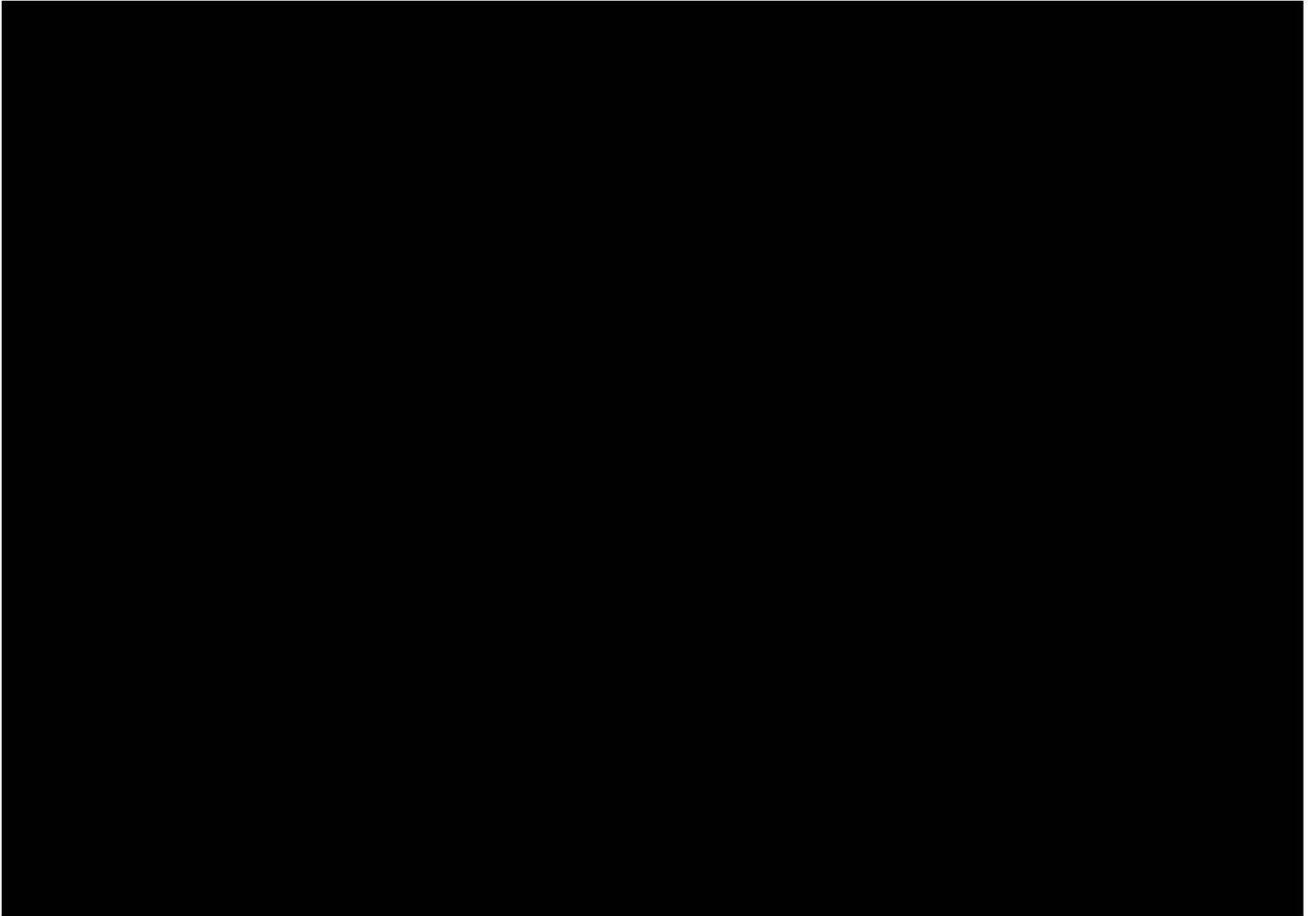




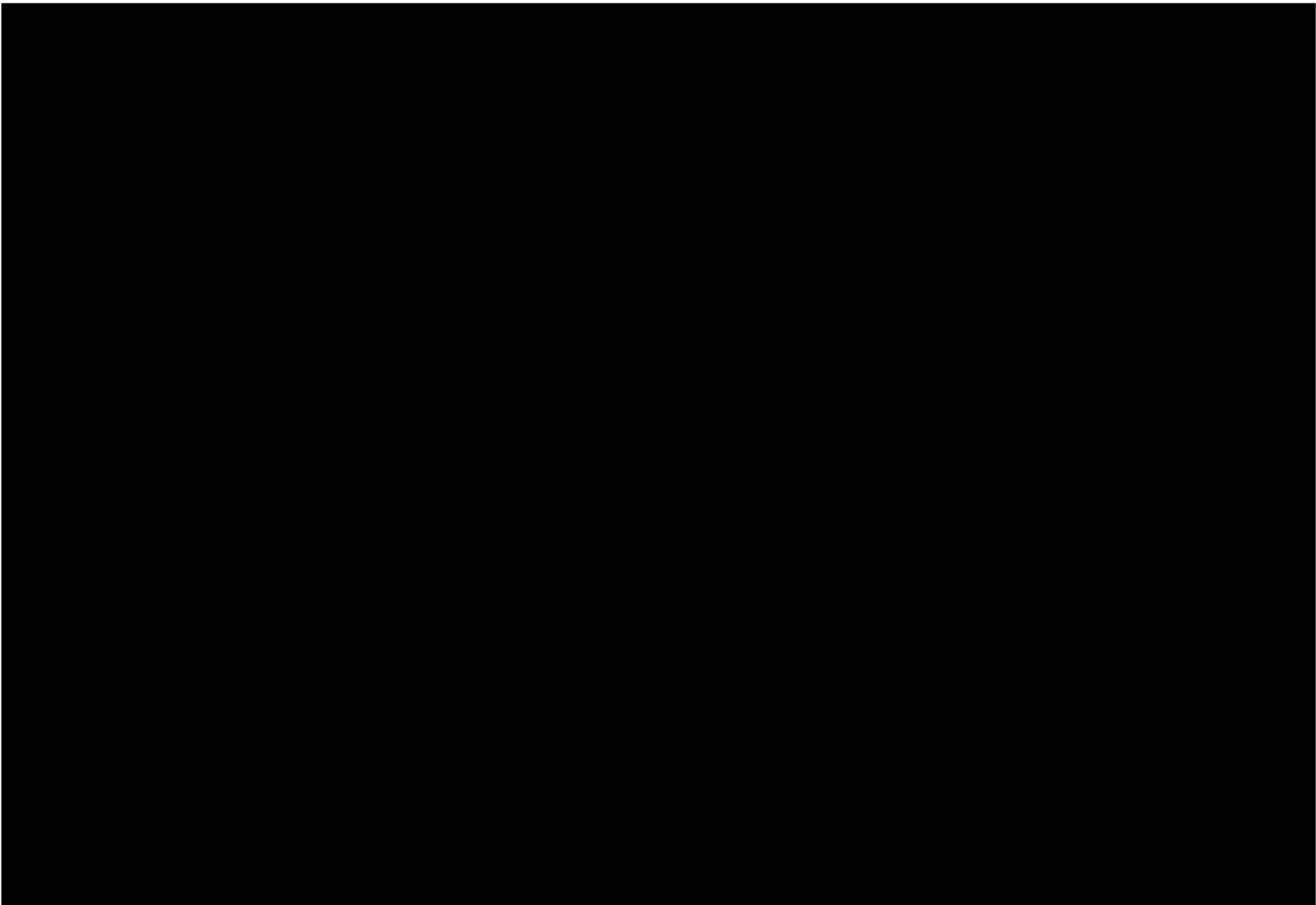


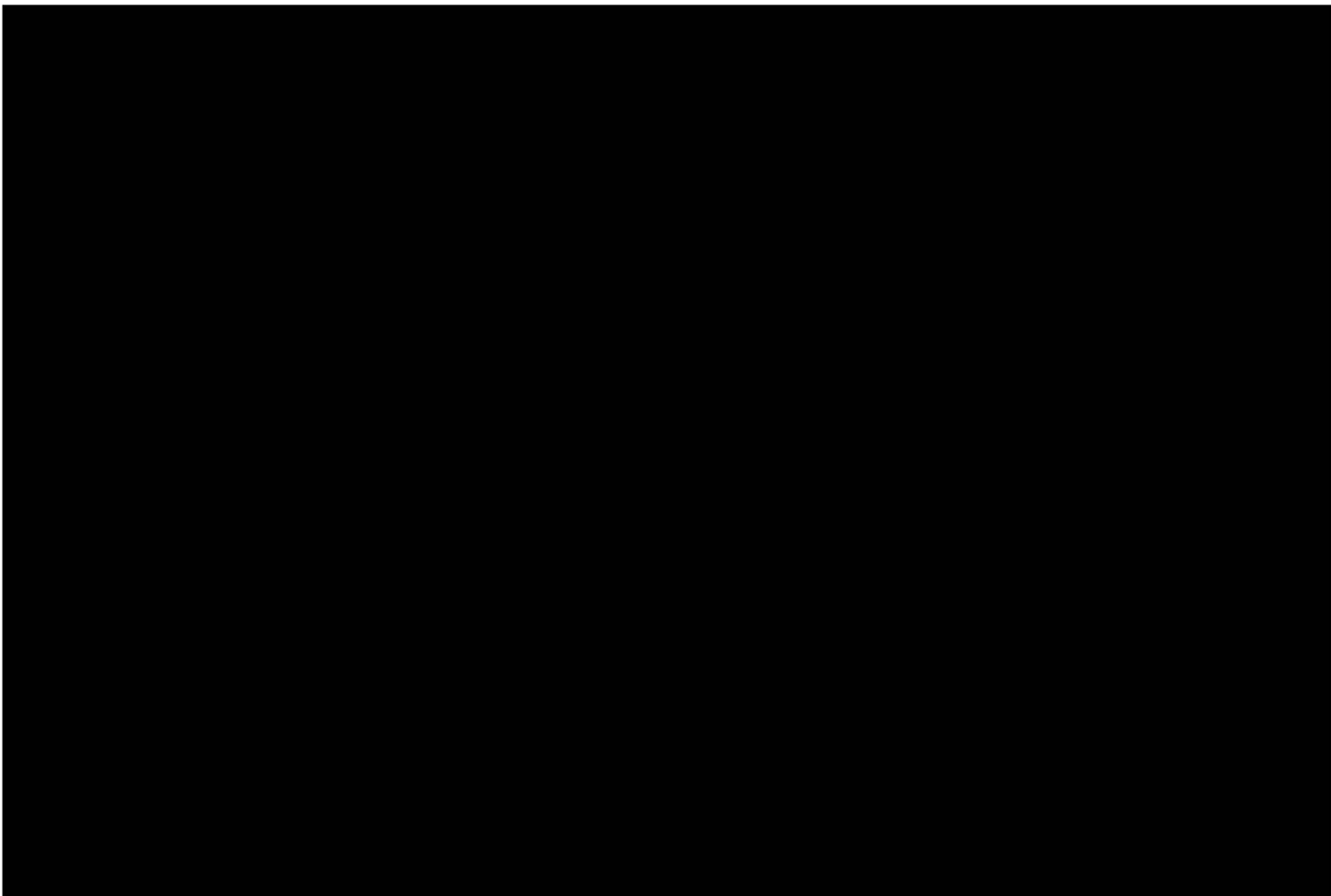


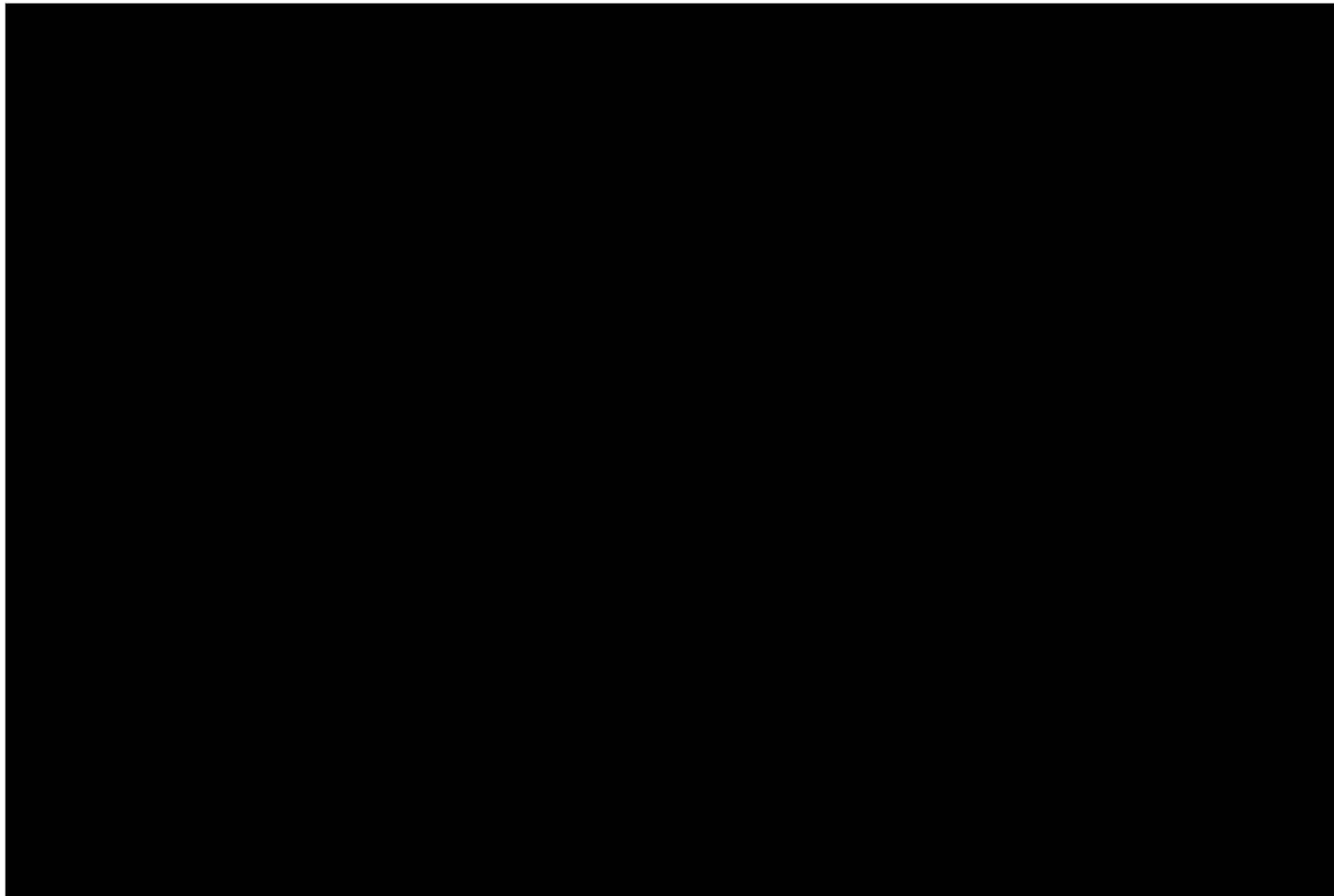


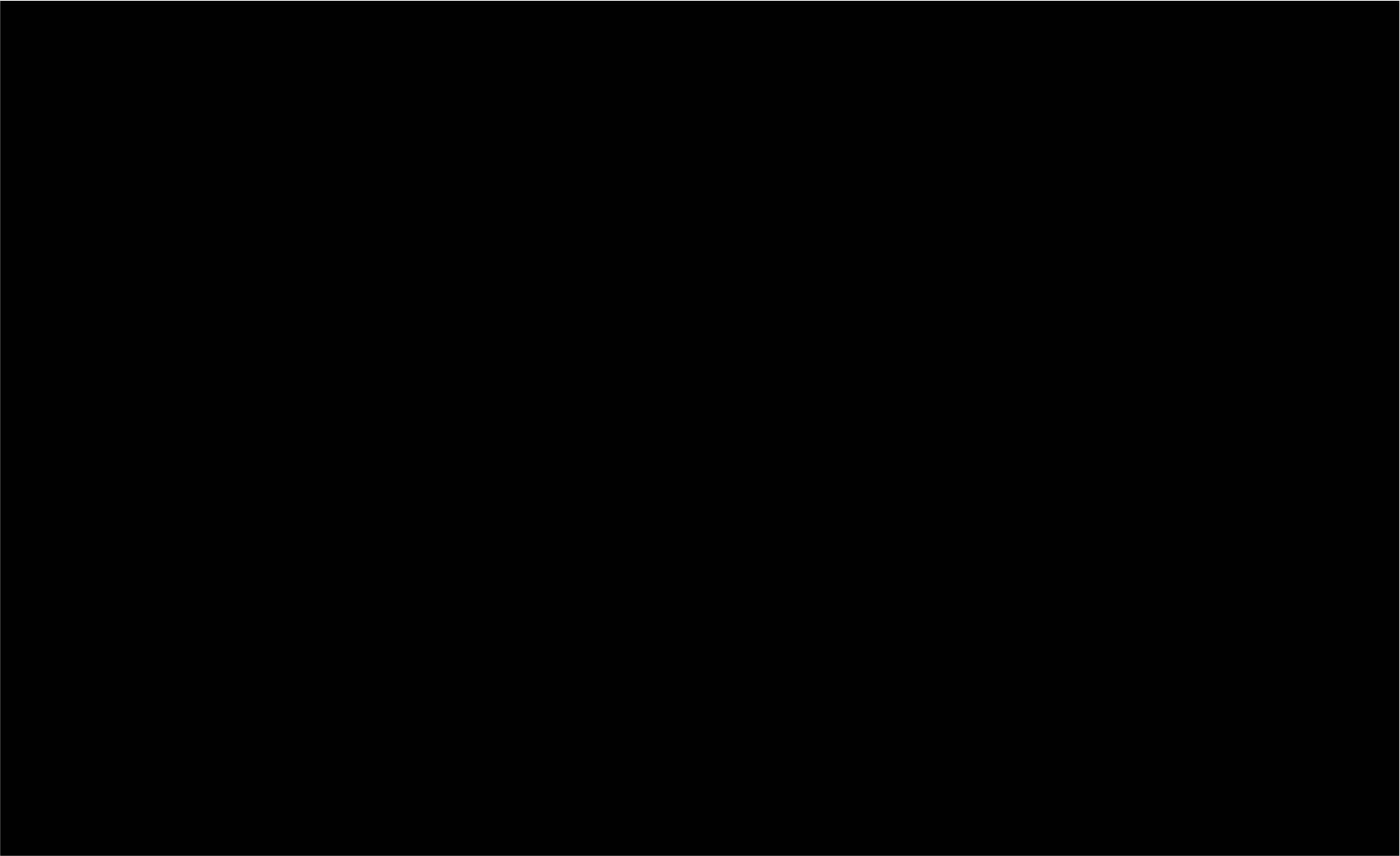


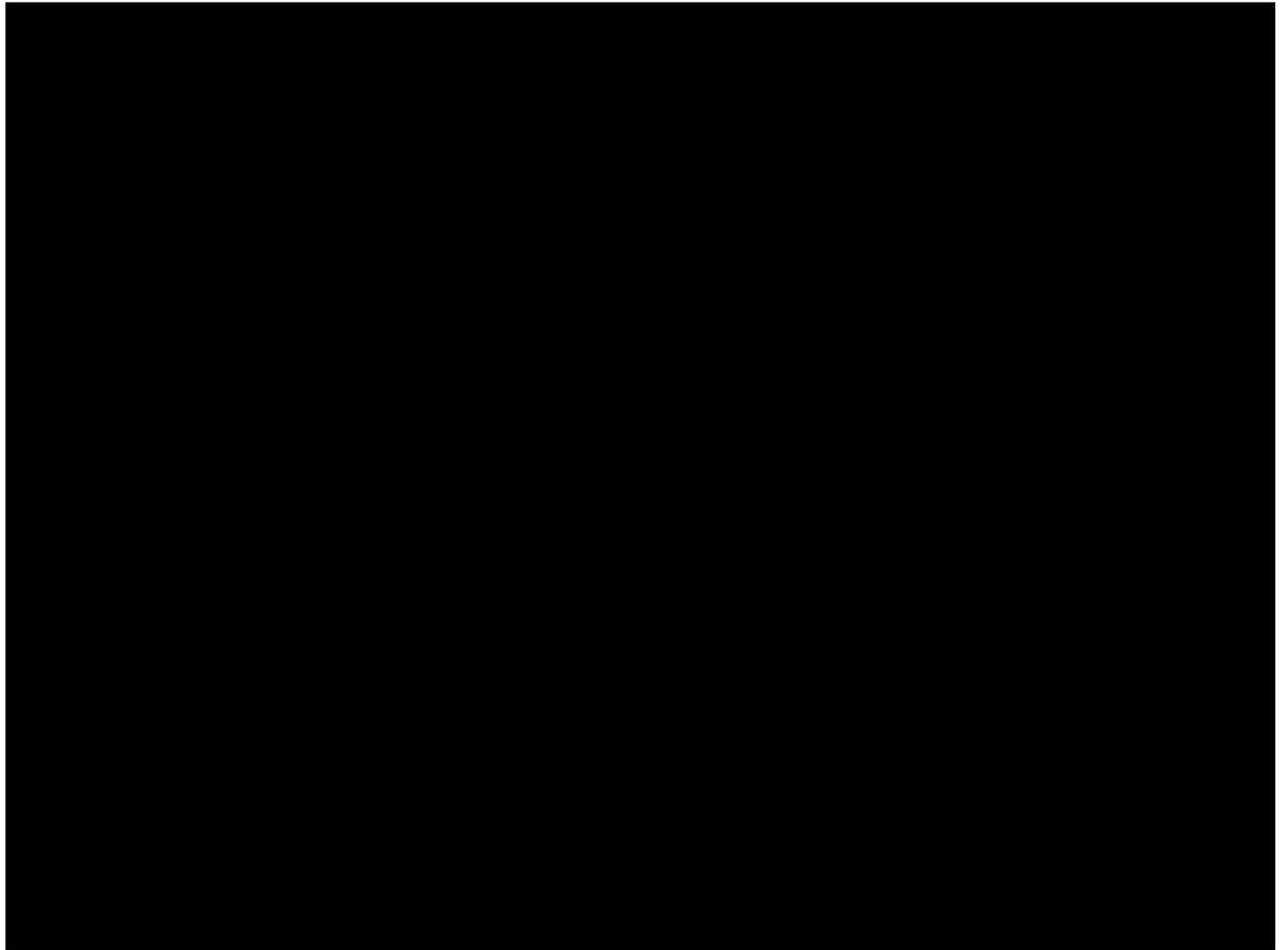


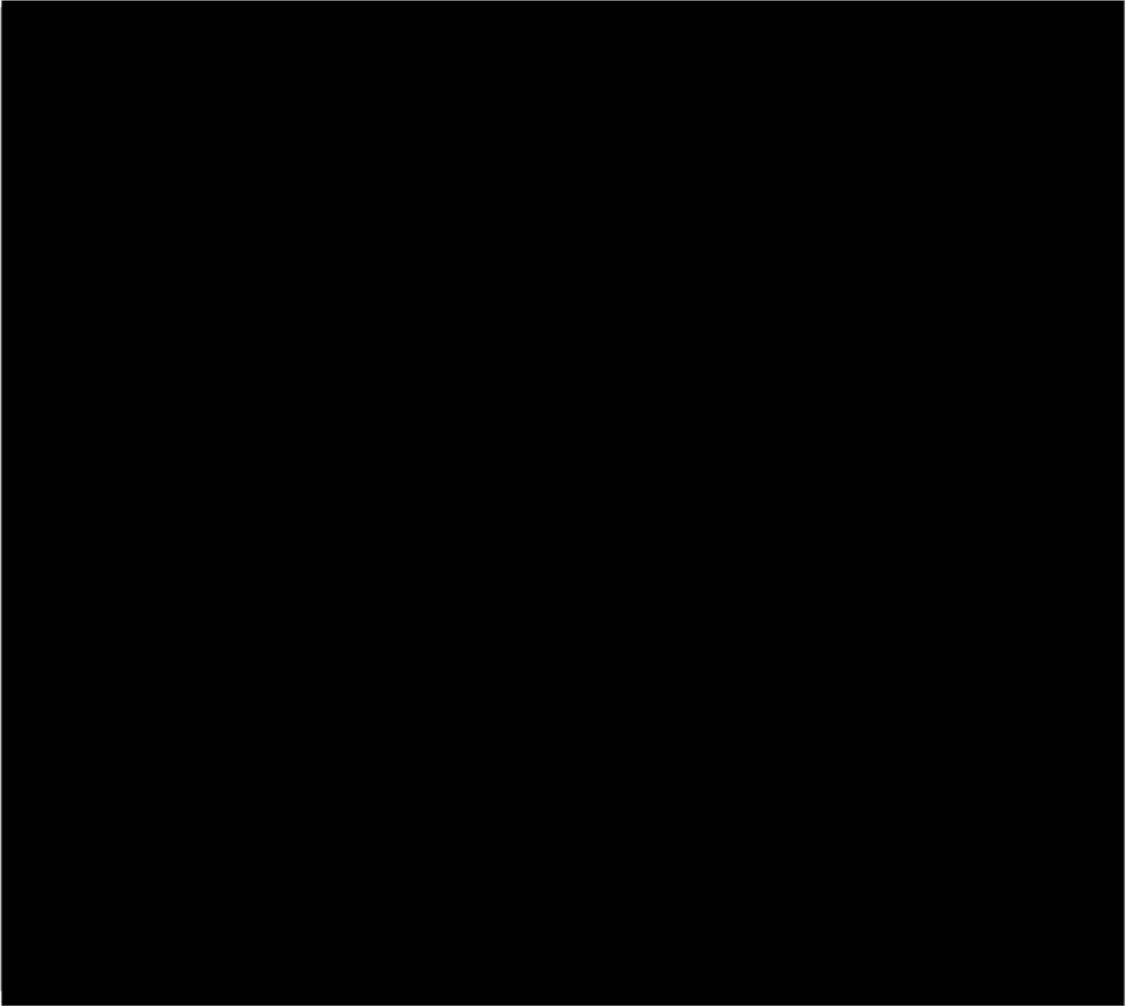


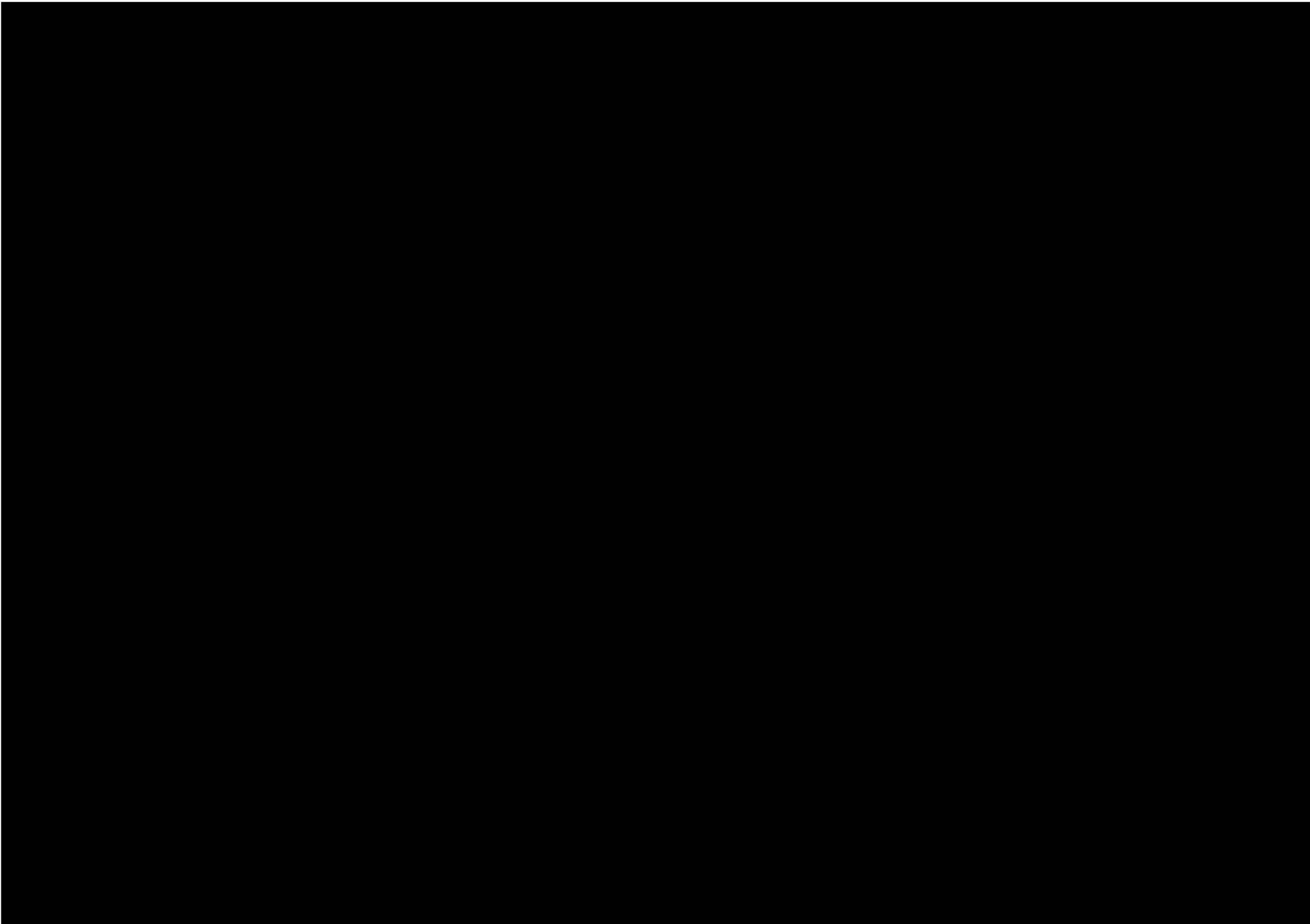


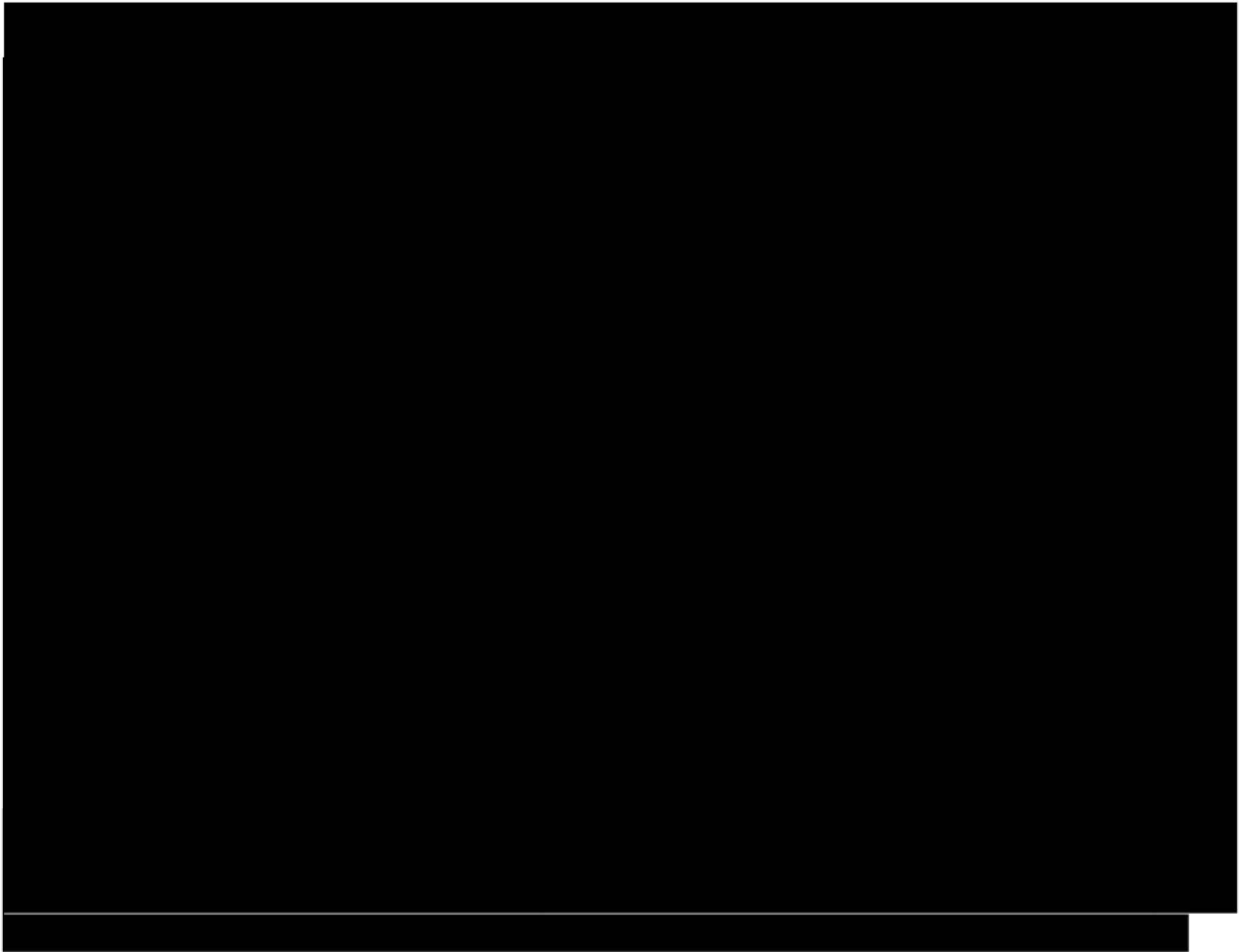


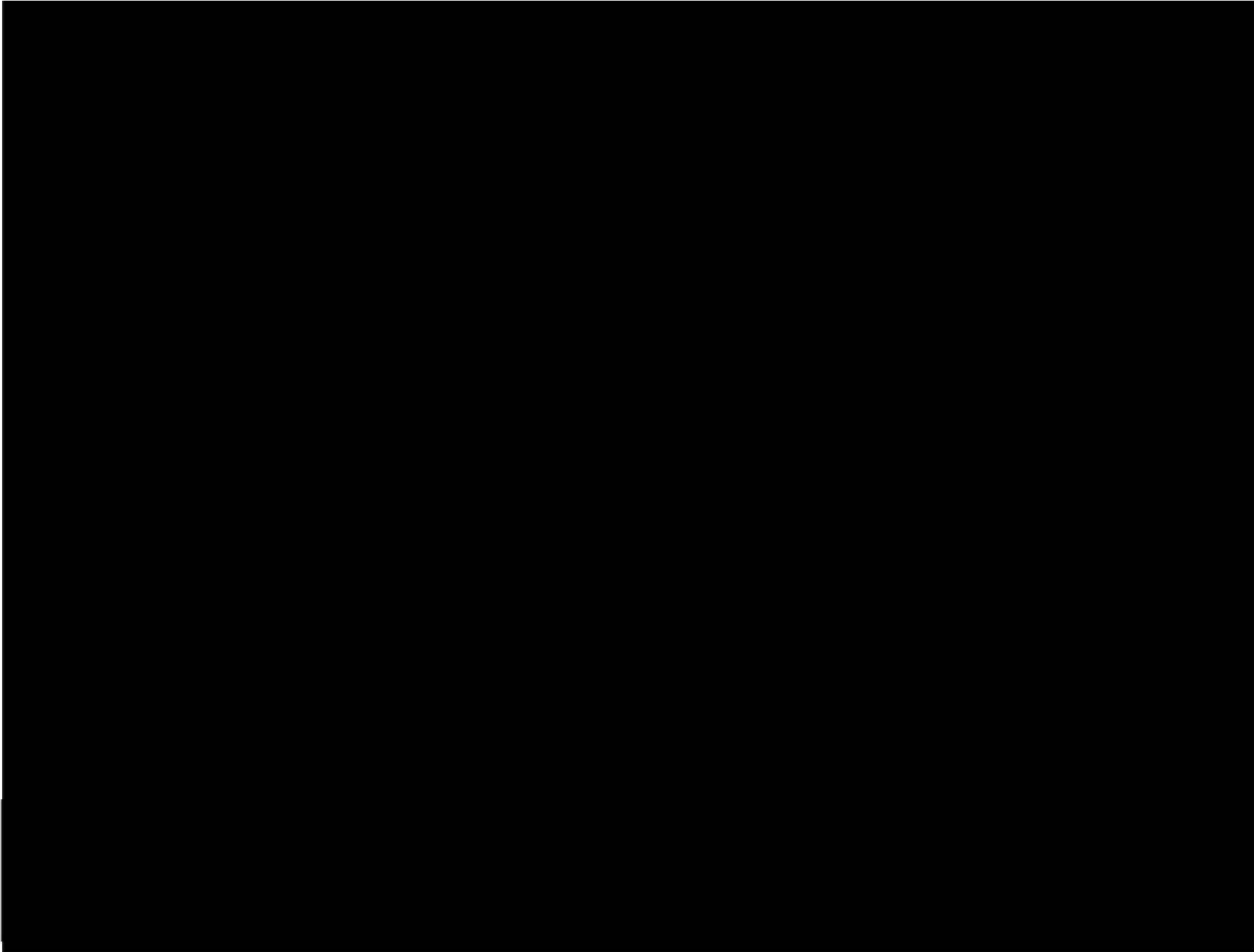














Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations

2024 01 2726 PROPERTY RECEIPT

Complaint # 2024010529 Date 4/16/24 Lab # _____

Item No.	Quantity	Description
<u>1</u>	<u>64</u>	<u>COPAR DECKS OF CARDS</u>
		<u>PLACED IN ENVELOPE BF60293302</u>

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]
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]
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



Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations

2024 01 2726 PROPERTY RECEIPT

Complaint # 2024 010529 Date 11/16/24 Lab # _____

Item No.	Quantity	Description
<u>1</u>	<u>6</u>	<u>NOV-2023, DEC. 2023, JAN 2024</u> <u>FEB 2024, MARCH 2024, APRIL 2024</u>
		<u>Placed in envelope DF60293303</u>

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

[Signature]
11/16/24

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

[Signature]

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

Julio Minaya

From: Raul Suau
Sent: Tuesday, April 23, 2024 4:11 PM
To: Julio Minaya
Subject: FW: Cheating suspects

Thank you,



**Florida Gaming
Control Commission**
flgaming.gov

Raul Suau
Investigations Specialist II
Division of Pari-Mutuel Wagering
Office of Investigations
754-288-1011 Office
954-658-3663 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](#)

From: Daniel Licciardi <dlicciardi@playcasinomiami.com>
Sent: Wednesday, February 21, 2024 9:41 AM
To: Raul Suau <Raul.Suau@flgaming.gov>
Subject: JFW: Cheating suspects

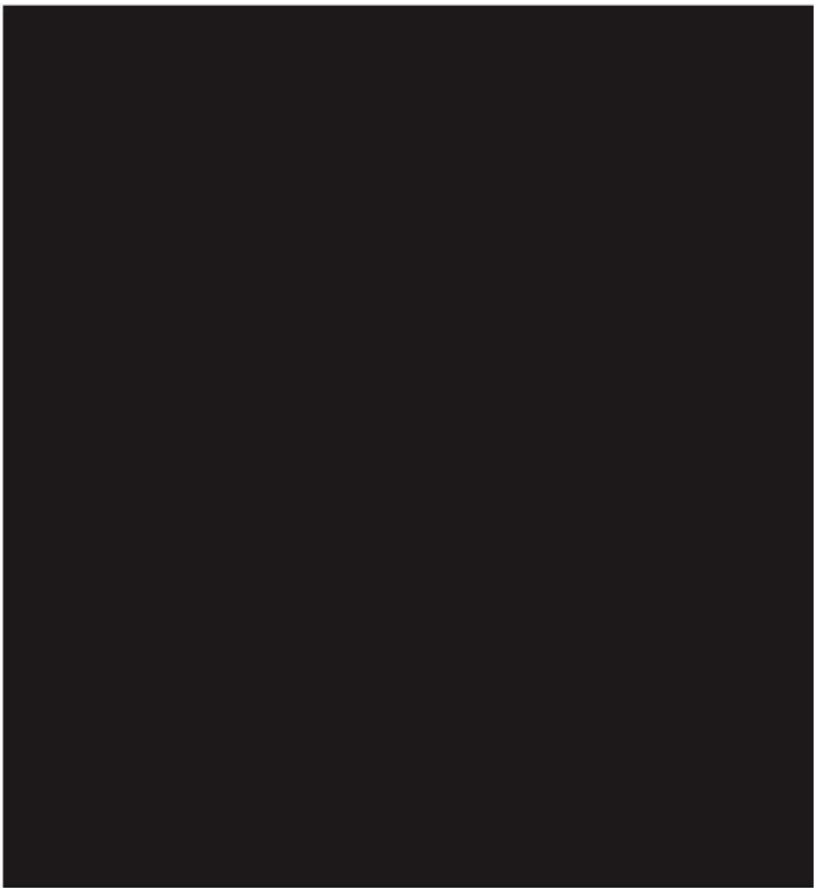
Good morning Raul, here are the names and photos. Thanks

From: Roy Choi <rchoi@knighted.com>
Sent: Tuesday, February 20, 2024 6:40 PM
To: Daniel Licciardi <dlicciardi@playcasinomiami.com>
Subject: Cheating suspects

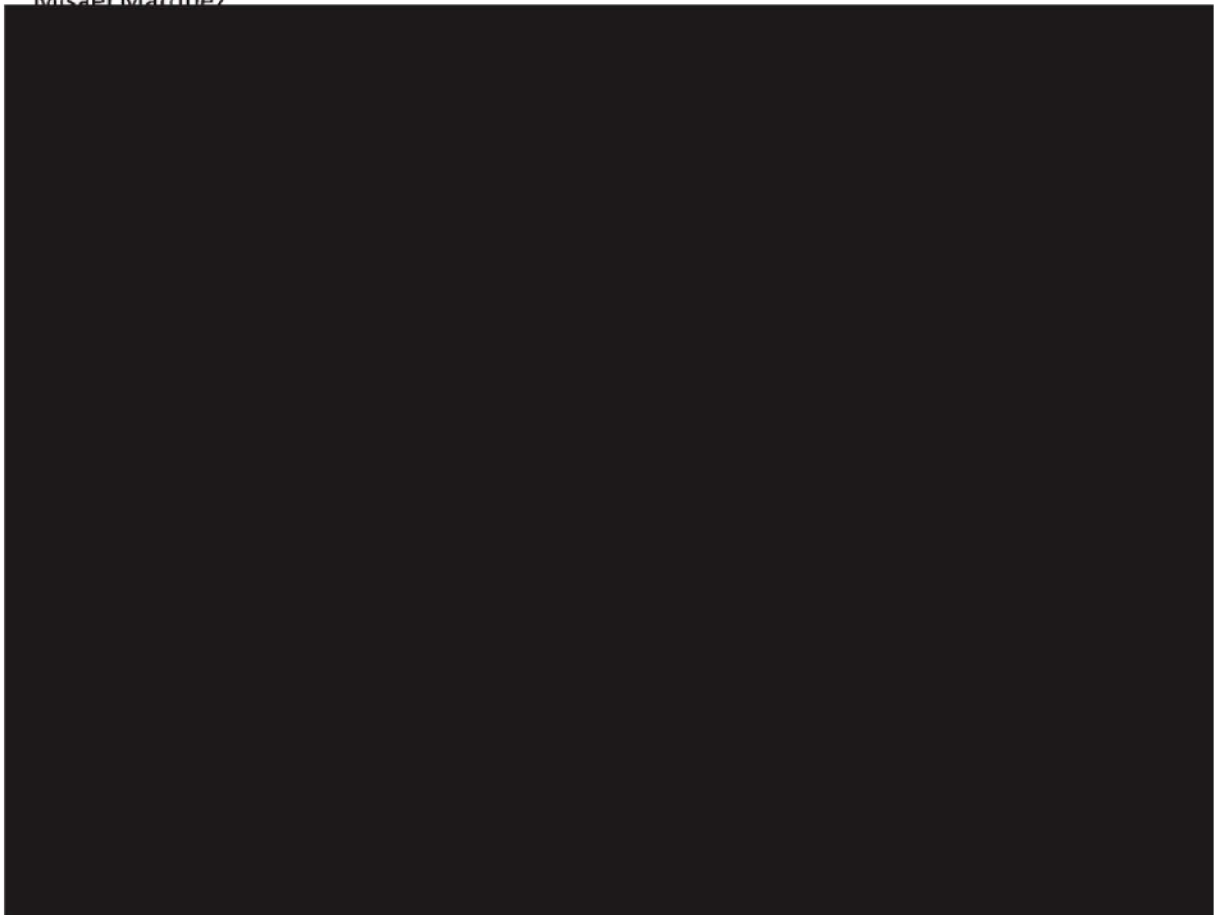
Dan,

Here are the two suspects.

Yoan Argelles



Misael Marquez





Roy Choi | Managing Partner

p. 213.222.8589 | rchoi@knighted.com | knighted.com



The information contained in this email message may contain proprietary and confidential information intended only for the use of the individual or entity to whom it was addressed. If the reader of this message is not the recipient, or the employee or agent responsible for the delivery of this email message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this transmission in error, please notify us immediately by telephone, and dispose of the original email and attachments.

3. Discussion of Consent Orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. Bestbet St. Augustine, Inc.,
Case No. 2024-045025; Consent Order
Date: March 26, 2025.

Executive Summary

Bestbet St. Augustine, Inc., (“Respondent”) seeks the adoption of the proposed settlement and consent order to resolve Case No. 2024-045025. Pursuant to the terms of the proposed order, the Respondent will agree to pay \$500.00 to the Florida Gaming Control Commission.

Background

On September 20, 2024, a two-count administrative complaint was filed against Respondent alleging 1) a violation of rule 75-11.003(4), Florida Administrative Code, by failing to ensure the dealer button is moved around the card table in a clockwise fashion, and 2) a violation of rule 75-11.015(1), Florida Administrative Code, by failing to lock all chips which were not in play or available for play in a secure location.

Analysis

Rule 75-11.003(4), Florida Administrative Code, provides “[t]he cardroom operator shall ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.”

Section 849.086(2)(f) defines cardroom operator as “a licensed pari-mutuel permitholder which holds a valid permit and license issued by the Florida Gaming Control Commission pursuant to chapter 550 and which also holds a valid cardroom license issued by the commission pursuant to this section which authorizes such person to operate a cardroom and to conduct authorized games in such cardroom.”

Rule 75-11.015(1), Florida Administrative Code, provides “[a]ll chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.”

Under section 120.57(4), Florida Statutes, the Commission may resolve matters such as this case informally through a negotiated settlement. As part of settlement negotiations, Respondent is requesting that the Commission consider and agree to the proposed terms set forth in the Consent Order, whereby Respondent will agree to pay \$500.00, effective from the date the Final Order is filed with the 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.: 2024-045025

BESTBET ST. AUGUSTINE, INC.,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the “Commission”) and Bestbet St. Augustine, Inc. (hereinafter “Respondent”), each individually, a “party,” and collectively as “parties,” hereby agree and stipulate as follows:

WHEREAS, The Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on September 20, 2024, the Commission filed a two-count administrative complaint against Respondent, alleging a violation of (1) rule 75-11.003(4), Florida Administrative Code, by failing to ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity and (2) rule 75-11.015(1), Florida Administrative Code, by failing to lock all chips which were not in play or available for play in a secure location (the “Administrative Complaint”); and

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and Consent Order voluntarily. Respondent is aware that he is entitled to the advice of counsel and has either sought the advice of counsel or, by execution of this Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under section 120.69, and chapter 550, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action, suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission’s actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any

claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.

8. **FINE:** Respondent agrees to and shall pay to the Commission the sum **FIVE HUNDRED DOLLARS (\$500.00)** at the time Respondent submits an executed copy of this Consent Order. **The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (NO PERSONAL CHECKS).**

9. Respondent must mail the executed Stipulation and Consent Order and the payment to: The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-1035, Attention: Emily Alvarado.

10. By executing this Stipulation and Consent Order, the Respondent neither admits nor denies the facts and legal conclusions raised in the Administrative Complaint, and the Commission continues to assert the validity thereof. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code.

11. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

12. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

13. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

14. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and Consent Order and other documents and matters by the Commission shall not unfairly or illegally prejudice the Commission from further participation, consideration, or resolution of these proceedings.

15. This Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.

16. This Stipulation and Consent Order is binding upon all parties.

17. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website at <https://flgaming.gov> for the meeting materials, agenda, and contact information.

18. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

Respondent, BESTBET ST. AUGUSTINE, INC. requests that the Commission enter a Final Order approving and incorporating this Stipulation and Consent Order in resolution of this matter.

Signed this 11 day of February, 2024.

Deborah Giardina

BESTBET ST. AUGUSTINE, INC.
Respondent

Signed on behalf of Bestbet St. Augustine, Inc. by:

DEBORAH GIARDINA

Printed Name

V.P. Poker Operations

Title

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me, by means of ☒ physical presence or ☐ online notarization, this 11th day of February, 2024, by a duly authorized representative of Bestbet St. Augustine, Inc., who is personally known to me or who produced the following as identification: _____

Charline E. Small

Notary Public



My commission expires: Sept. 08, 2026

This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-045025 is APPROVED for legal sufficiency this ____ day of _____, 2024.

Emily Alvarado
Chief Attorney
The Florida Gaming Control Commission

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FILED	
FLORIDA GAMING CONTROL COMMISSION	
Date:	10/14/2024
File Number:	
BY: MELBA L. APELLANIZ CLERK OF THE COMMISSION	

FGCC v. BESTBET ST. AUGUSTINE, INC.

CASE NO.: 2024-045025

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):

Paragraphs 6, 9, 11, and 13

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.

<hr/> PRINTED NAME <hr/> <hr/> Street Address <hr/> <hr/> <table border="0" style="width: 100%;"><tr><td style="width: 33%;"><hr/>City</td><td style="width: 33%;"><hr/>State</td><td style="width: 33%;"><hr/>Zip</td></tr></table> <table border="0" style="width: 100%;"><tr><td style="width: 50%;"><hr/>Telephone Number</td><td style="width: 50%;"><hr/>Facsimile Number (if any)</td></tr><tr><td><hr/>Number (if any)</td><td></td></tr></table> <hr/> E-mail <hr/> <hr/> SIGNATURE	<hr/> City	<hr/> State	<hr/> Zip	<hr/> Telephone Number	<hr/> Facsimile Number (if any)	<hr/> Number (if any)		<hr/> TJ Morton <hr/> ATTORNEY OR QUALIFIED REPRESENTATIVE <hr/> <hr/> 1400 Village Square Blvd., #3-504 <hr/> Street Address (where service shall be made) <hr/> <hr/> Tallahassee, Florida 32312 <hr/> <table border="0" style="width: 100%;"><tr><td style="width: 33%;"><hr/>City</td><td style="width: 33%;"><hr/>State</td><td style="width: 33%;"><hr/>Zip</td></tr></table> <hr/> 850-284-8769 <hr/> <table border="0" style="width: 100%;"><tr><td style="width: 50%;"><hr/>Telephone Number</td><td style="width: 50%;"><hr/>Facsimile</td></tr></table> <hr/> tj@lockwoodlawfirm.com <hr/> E-mail <hr/> <hr/> /s/ TJ Morton <hr/>	<hr/> City	<hr/> State	<hr/> Zip	<hr/> Telephone Number	<hr/> Facsimile
<hr/> City	<hr/> State	<hr/> Zip											
<hr/> Telephone Number	<hr/> Facsimile Number (if any)												
<hr/> Number (if any)													
<hr/> City	<hr/> State	<hr/> Zip											
<hr/> Telephone Number	<hr/> Facsimile												

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

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.: 2024-045025

BESTBET ST. AUGUSTINE, INC,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Bestbet St. Augustine, Inc. (“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.
2. At all times material hereto, Respondent held a pari-mutuel wagering permit pursuant to Section 550.054, and license pursuant to Section 550.0115, both issued by the Commission.
3. At all times material hereto, Respondent held a valid cardroom license number 157 issued by the Commission under section 849.086, Florida Statutes, and operated a cardroom within the meaning of section 849.086(2)(c), Florida Statutes, at its Facility (the “Cardroom”).
4. The Cardroom is a Facility operated by the Respondent at all times material hereto, and is located at 800 Marketplace Drive St. Augustine, Florida 32084.

COUNT I

5. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

6. During a routine inspection of the Cardroom surveillance on or about July 15, 2024, Commission investigators observed an employee of the Cardroom failing to ensure that the button was moved around the card table in a clockwise fashion.

7. Rule 75-11.003(4), Florida Administrative Code, provides “[t]he cardroom operator shall ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.”

8. Section 849.086(2)(f) defines cardroom operator as “a licensed pari-mutuel permitholder which holds a valid permit and license issued by the Florida Gaming Control Commission pursuant to chapter 550 and which also holds a valid cardroom license issued by the commission pursuant to this section which authorizes such person to operate a cardroom and to conduct authorized games in such cardroom.”

9. Based on the foregoing, Respondent violated rule 75-11.003(4), Florida Administrative Code, by failing to ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.

COUNT II

10. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

11. During a routine inspection of the cardroom on or about July 15, 2024, Commission investigators observed two unlocked imprest trays full of chips in the dealer’s breakroom.

12. Rule 75-11.015(1), Florida Administrative Code, provides “[a]ll chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.”

13. Based on the foregoing, Respondent violated rule 75-11.015(1), Florida Administrative Code, by failing to lock all chips which were not in play or available for play in a secure location.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in section 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-045025 is signed this 20th day of September 2024.

/s/Emily A. Alvarado

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: +1 (850) 536-8709
Primary: Emily.Alvarado@flagaming.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.

[FAQ](#) | [Help](#) | [Sign Out](#)

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

Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline
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	1002 - Cardroom License	Status	90 Closed	Status Date	09/15/2024
Complaint #	2024045025	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	BESTBET ST. AUGUSTINE, INC.	Responsible	bjones - JONES, BRADFORD
					Private Case

Complaint	Respondent	Complainant	Add'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	07/15/2024
Region	NR - Northern Region	Received	08/06/2024
Reference	75-11.003, 75-11.015, 75-11.02		
Entered	08/06/2024	Entered By	jhodge
Summary	157 - BESTBET ST AUGUSTINE, INC - 75-11.003 Card-Play Hands, 75-11.015 Chips and Tokens, 75-11.024 - On July 15, 2024, during a routine bi-weekly cardroom inspection it was discovered that poker room dealer DEVIN ROCHFORD failed to ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity, two dealer inprest trays were not locked in a secure location when they were not in play, and ROCHFORD failed to take a flat fee rake in multiple hands.		
Updated	09/16/2024 09:12:04	By	jhodge

☐ Parties ☒ Activities
☒ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☒ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking
☐ Attachments
☐ Work Notes




[Change](#)[Save](#)[OK](#)[Cancel](#)[Back](#) [Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: AUGUST 6, 2024	Case Number: 2024 04 5025
Respondent: BESTBET ST. AUGUSTINE, INC. 201 MONUMENT ROAD JACKSONVILLE, FLORIDA 32225 TEL# (904) 646-0001		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 157 / 1002		Profession: PERMIT HOLDER	Report Date: SEPTEMBER 5, 2024
Period of Investigation: JULY 15, 2024 - SEPTEMBER 5, 2024		Type of Report: FINAL	
Alleged Violation: 75-11.003 Card-Play Hands. (4) The cardroom operator shall ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.			
75-11.015 Chips and Tokens. (1) All chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.			
Synopsis: On July 15, 2024, during a routine bi-weekly cardroom inspection it was discovered that Poker Room Dealer, Devin Rochford failed to ensure that the button ("Button" means a circular object moved clockwise around a poker table to denote the assigned dealer for each hand.) is moved around the card table in a clockwise fashion to provide each player equal opportunity as required. In addition, I found two unattended dealer inprest trays full of chips in the dealer's breakroom not locked in a secure location as required.			
Related Case: 2024 04 0400			
Investigator / Date /s/  Randa Samson / September 5, 2024		Investigator Supervisor / Date /s/  C. Derek Washington / September 13, 2024	
Chief of Investigations / Date  Bradford D. Jones / September 15, 2024			

CONTINUATION

On July 15, 2024, during a regular bi-weekly cardroom inspection at St. Augustine Best Bet, I discovered that Poker Room Dealer, Devin Rochford (PMW LIC# 10707012) did not follow proper Card-Play procedure. Specifically, he neglected to ensure that the "Button" was moved around the card table in a clockwise fashion to provide each player an equal opportunity. The **"Button"** is a circular object moved clockwise around a poker table to denote the assigned dealer for each hand.

Furthermore, while continuing my inspection alongside Investigations Manager Derek Washington, we found two unattended imprest trays full of chips in the dealer's breakroom that were not secured in the provided secured chip tray lockers (**EXHIBIT #3**).

A careful review of surveillance video evidence from July 15, 2024, obtained from **ST. AUGUSTINE BEST BET** shows Poker Dealer Rochford was assigned to table #33 from approximately 12:10 PM to 12:33 PM and failed to ensure that the "Button" was moved around the card table in a clockwise fashion to provide each player equal opportunity.

ST. AUGUSTINE BESTBET is in violation of **75-11.003(4)**, because the Dealer failed to ensure that the "Button" was moved around the card table in a clockwise fashion to provide each player equal opportunity. The facility is also in violation of **75-11.015 (1)**, for failing to have all chips and tokens not in play, or which are not available for play or use that day, locked in a secure location.

A review of Versa Regulation Enforcement database revealed **ST. AUGUSTINE BEST BET** has no prior violations of the specific rules listed. This case will be forwarded to Legal in conjunction with the related case concerning Poker Dealer Rochford.

Case Status: Investigations case closed and referred to Legal for review.

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET1-1

II. INVESTIGATIVE REPORT1-3

III. EXHIBITS

1. LICENSE..... 1-1

2. SURVEILLANCE COVERAGE..... 1-2

3. PICTURES..... 1-2

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: **jhodge**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > [License Home](#)


License Fed Tax # [REDACTED] Lic Type 1002 - Cardroom License Expires On 06/30/2025 File # 41 Name BESTBET ST. AUGUSTINE, INC. Extended To License # 157 Rank CLIC - Cardroom Operating License Renewed On Entity # 157 Lic Status Current		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back								
Address Street # 201 Street MONUMENT ROAD Line 2 Line 3 City JACKSONVILLE State FL Zip 32225 Routing										
Other 1st License Date 03/18/2024 Rank Date 03/18/2024 Certificate # Method I-S-1020 Status Date 07/14/2008 Certificate Date Fee Exempt No Birth Date Renewal Sent										
Select Action <input type="text"/> 										
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>157 - St Johns Gryhnd</td> <td>02/23/2004</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	L	157 - St Johns Gryhnd	02/23/2004	
Type	Modifier	Effective Date	Additional Info							
L	157 - St Johns Gryhnd	02/23/2004								
DBA Name DBA bestbet										
Alt Keys BEST LIC NBR 157										

EXHIBIT #1
PAGE 1/1

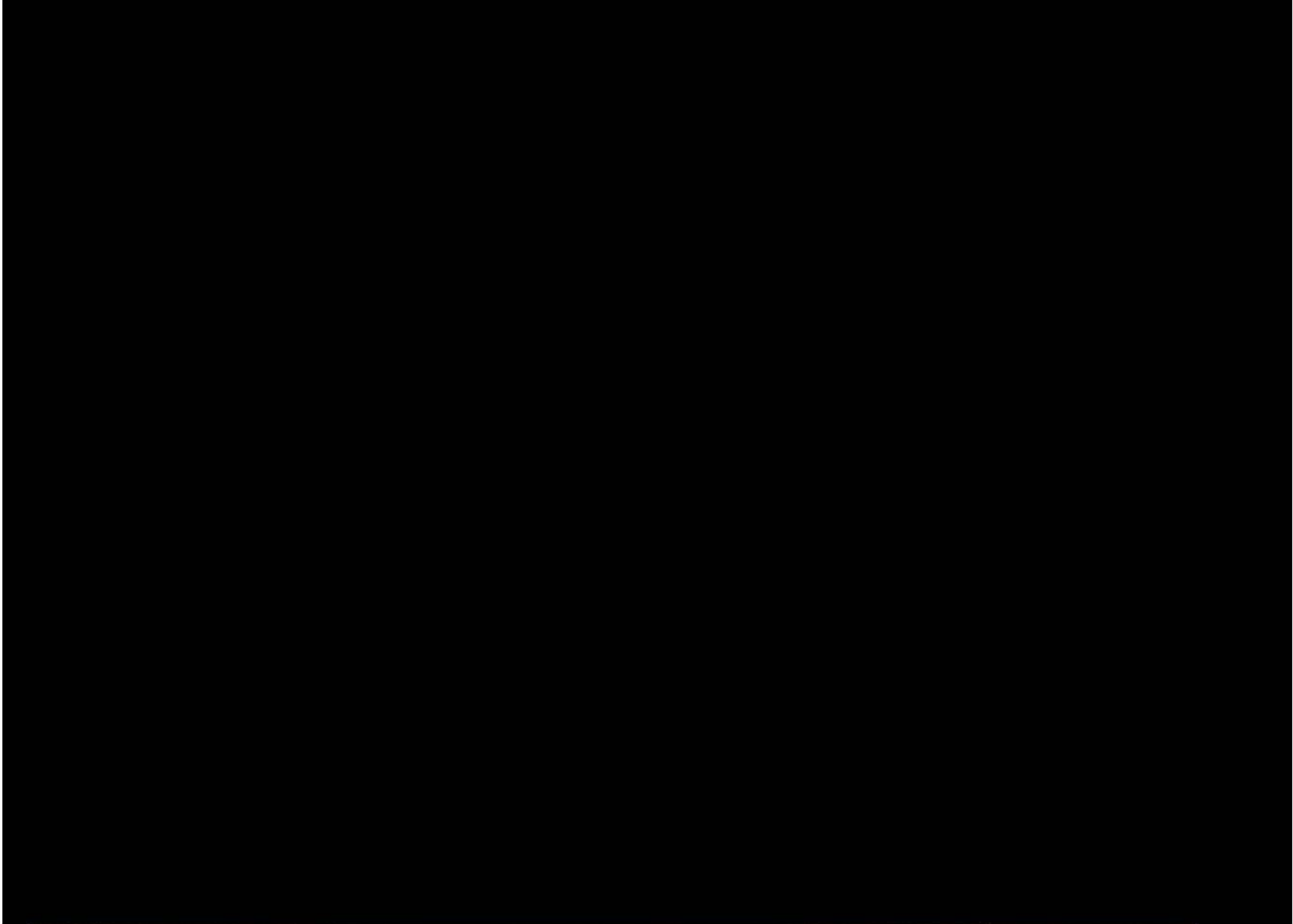


EXHIBIT #3
PAGE 1/2

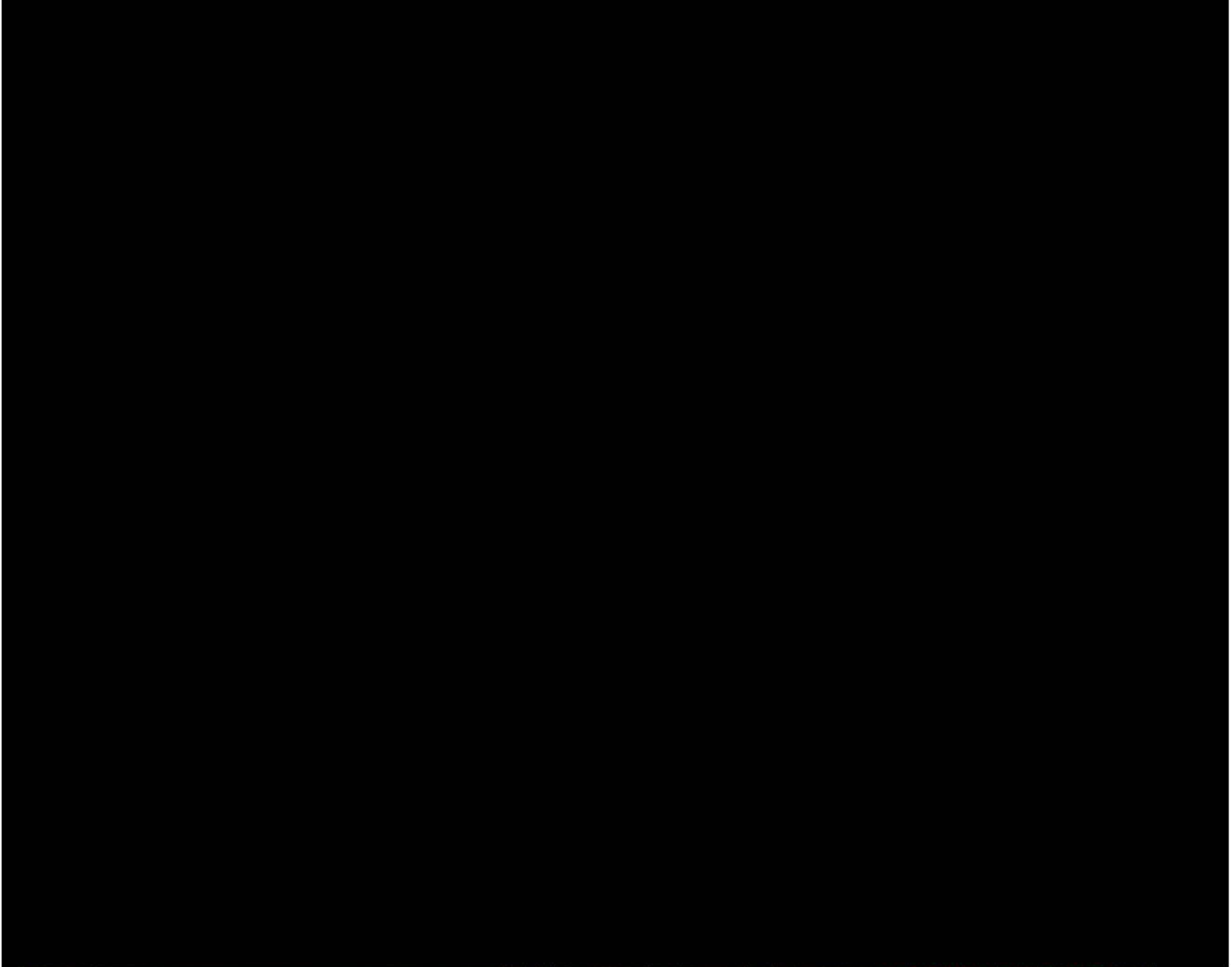


EXHIBIT #3
PAGE 2/2

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. TBD Entertainment, LLC d/b/a TGT Poker & Racebook,
Case No. 2024-058077; Consent Order
Date: March 27, 2025.

Executive Summary

TBD Entertainment, LLC d/b/a TGT Poker & Racebook (“Respondent”) seeks the adoption of the proposed settlement and consent order to resolve case no. 2024-058077. Pursuant to the terms of the proposed order, the Respondent will be issued a written warning and will agree to pay \$250.00 to the Florida Gaming Control Commission.

Relevant Facts

On January 6, 2025, a two-count administrative complaint was filed against Respondent alleging 1) a violation of rule 75.11.015(1), Florida Administrative Code, by failing to lock and secure chips that were not in play or available for use on that day, and 2) a violation of rule 75-11.025(17), Florida Administrative Code, by failing to maintain a log of all surveillance activities in the surveillance room.

Analysis

Rule 75.11.015(1) Florida Administrative Code, provides “[a]ll chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.”

Rule 75-11.025(17), Florida Administrative Code, provides in relevant part that “[e]ach cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include: (a) The name and license number of each person who initiates, performs, or supervises the surveillance monitoring; (b) Reason for the surveillance, including the name, if known, the description of each individual being monitored, the date and time the monitoring commences and ends, and a brief description of the activity in which the monitored person is engaging.”

Under section 120.57(4), Florida Statutes, the Commission may resolve matters such as this case informally through a negotiated settlement. As part of settlement negotiations, Respondent is requesting that the Commission consider and agree to the proposed terms set forth in the Consent Order, whereby Respondent will be issued a written warning and will agree to pay \$250.00, effective from the date the Final Order is filed with the 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.: 2024-058077

TBD ENTERTAINMENT, LLC d/b/a TGT
POKER & RACEBOOK
Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the "Commission") and TBD Entertainment, LLC. d/b/a TGT Poker & Racebook (hereinafter "Respondent"), each individually, a "party," and collectively as "parties," hereby agree and stipulate as follows:

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on January 6, 2025, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent violated (1) rule 75-11.015(1), Florida Administrative Code, by failing to secure the lock on the imprest tray to ensure that all chips and tokens not in play are locked in a secured location and (2) rule 75-11.025(17), Florida Administrative Code, by failing to maintain a log of all surveillance activities in the surveillance room ("the Administrative Complaint"), and

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above "whereas" clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and Consent Order voluntarily. Respondent is aware that it is entitled to the advice of counsel and has either sought the advice of counsel or, by execution of this Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under sections 120.69, 849.086, and chapter 550, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action, suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission's actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any

claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.
8. **PENALTIES:** Respondent agrees to the following penalties:
 - a. Count I: the Parties agree that Respondent will be issued a **WRITTEN WARNING**. The Written Warning is not appealable and may be considered in aggravation of any future disciplinary proceedings against Respondent.
 - b. Count II: Respondent agrees to and shall pay to the Commission the sum of **TWO HUNDRED AND FIFTY DOLLARS (250.00)**. The payment shall be received by the Commission within thirty (30) days of filing of the Final Order Adopting the Settlement and Consent (the "Final Order") with the Commission.
9. **The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (NO PERSONAL CHECKS).**
10. Respondent must mail the executed Stipulation and Consent Order to: the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-7033, Attention: Justin Hundersmarck.
11. This Stipulation and Consent Order is entered into in consideration of Respondent's disciplinary history including one prior violation of 75-11.025(17).
12. By executing this Stipulation and Consent Order, the Respondent neither admits nor denies the facts and legal conclusions raised in the Administrative Complaint, and the Commission continues to assert the validity thereof. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any

future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code and this Consent Order may be considered as aggravation of any future proceedings involving Respondent.

13. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

14. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

15. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

16. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning

Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and Consent Order and other documents and matters by the Commission shall not unfairly or illegally prejudice the Commission from further participation, consideration, or resolution of these proceedings.

17. This Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.

18. This Stipulation and Consent Order is binding upon all parties.

19. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website at <https://flgaming.gov> for the meeting materials, agenda, and contact information. Respondent is not required to attend the Commission meeting.

20. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.


[Signature pages to follow]

Respondent, TBD ENTERTAINMENT, LLC d/b/a TGT POKER & RACEBOOK,
requests that the Commission enter a Final Order approving and incorporating this Stipulation and
Consent Order in resolution of this matter.

Signed this 12 day of March, 2025.


TBD ENTERTAINMENT, LLC d/b/a TGT
POKER & RACEBOOK, Respondent

Signed on behalf of TBD Entertainment, LLC d/b/a
TGT Poker & Racebook, by:


Printed Name

VP FINANCE
Title

STATE OF FLORIDA

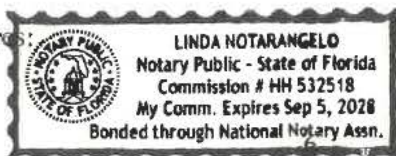
COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me, by means of ☒ physical presence or
☐ online notarization, this 12 day of March, 2025, by a duly authorized
representative of TBD Entertainment, LLC d/b/a TGT Poker & Racebook,, who is personally
known to me or who produced the following as identification:


Notary Public

My commission expires:

2024-058077



This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-058077 is APPROVED for legal sufficiency this ____ day of _____, 2025.

Justin Hundersmarck
Senior Attorney
Florida Gaming Control Commission

March 25, 2025

HAND DELIVERY

Justin Hundersmarck
Office of the General Counsel
Florida Gaming Control Commission
4070 Esplanade Way
Tallahassee, Florida 32399

RECEIVED
2025 MAR 25 PM 3:11
FLGCL
CONTROL

Re: Stipulation and Consent Order/FGCC Case No. 2024-058077
Stipulation and Consent Order/FGCC Case No. 2024-063449

Justin,

Thank you for your assistance with regards to handling the above referenced cases. Enclosed please find the executed orders in both cases including a check in the amount of \$250.00.

Sincerely,



Gary R. Rutledge

GRR/vw
Enclosures

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.: 2024-058077

TBD ENTERTAINMENT, LLC d/b/a TGT
POKER & RACEBOOK,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against TBD Entertainment, LLC d/b/a TGT Poker and Racebook, (“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.
2. At all times material hereto, Respondent held a pari-mutuel wagering permit pursuant to Section 550.054, and license pursuant to Section 550.0115, both issued by the Commission.
3. At all times material hereto, Respondent held a valid cardroom license number 140 issued by the Commission under section 849.086, Florida Statutes, and operated a cardroom within the meaning of section 849.086(2)(c), Florida Statutes, at its Facility (the “Cardroom”). The Cardroom is a Facility operated by the Respondent at all times material hereto, and is located at 755 East Waters Avenue. Tampa, FL 33604.

COUNT I

4. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

5. During a routine inspection of the cardroom on September 30, 2024, Commission investigators viewed recorded surveillance video of Tournament Floor Supervisor Christopher Henry Henson neglecting to secure a Tournament Podium and leaving it unattended, while it contained chips and a total of \$3868.00 in tournament prize money. This resulted in a patron stealing the \$3868.00.

6. Rule 75.11.015(1), Florida Administrative Code, provides “[a]ll chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.”

7. Based on the foregoing, Respondent violated rule 75.11.015(1), Florida Administrative Code, by failing to lock and secure chips that were not in play or available for use on that day.

COUNT II

8. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

9. On September 30, 2024, Commission investigators determined that Poker Room Floor Supervisor, Matthew Alan Dillahunty, accessed the surveillance room and failed to comply with the requirement of documenting his monitoring of the surveillance footage in the logbook.

10. Rule 75-11.025(17), Florida Administrative Code, provides, in pertinent part, that:

Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include:

- (a) The name and license number of each person who initiates, performs, or supervises the surveillance monitoring;
- (b) Reason for the surveillance, including the name, if known, the description of each individual being monitored, the date and time

the monitoring commences and ends, and a brief description of the activity in which the monitored person is engaging.

11. Based on the foregoing, Respondent violated rule 75-11.025(17), Florida Administrative Code, by failing to maintain a log of all surveillance activities in the surveillance room.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in section 849.086(14), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-058077 is signed this 2nd 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
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.

[FAQ](#) | [Help](#) | [Sign Out](#)

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

Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline
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 **1002 - Cardroom License**Status **90 Closed**Status Date **10/31/2024**Complaint # **2024058077**Case Type **CMP - Complaint**

Disposition

Disposition Date

Docket#

Respondent

TBD ENTERTAINMENT, LLC

Responsible

bjones - JONES, BRADFORD**Private Case**

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source **INTN - Internal**Security Level **1**☐**Parties**☒**Activities**Form **INTR - Internal**

Priority

Class'n **V-C - Cardroom Violations**Complexity **R - Regular**☒**Allegations**☐**Discipline**Security **STND - Standard**Incident **09/28/2024**☐**Violations**☐**Compliance**Region **CR - Central Region**Received **10/08/2024**☐**Related**☒**Disposition**Reference **75-11.015; 75-11.025**Entered **10/08/2024**Entered By **jhodge**☐**Inspection**

Summary

140 - TBD ENTERTAINMENT, LLC - 75-11.015 Chips and Tokens - 75-11.025 Cardroom Electronic Surveillance - : On September 30, 2024, I conducted a cardroom inspection at the Tampa Greyhound Track and found the following violations: 1. The surveillance activity logbook was found to be incomplete and did not comply with the specified regulations. 2. A tournament podium, which contained chips and currency, was left unattended and unsecured, which lead to a theft of currency.

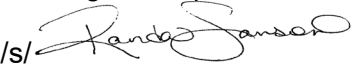
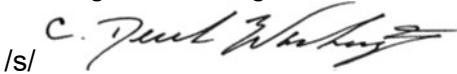
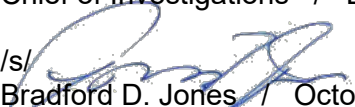
☐**Costs**☐**Time Tracking****Auto Assign**☐**Attachments****History**☐**Work Notes****Print Report**Updated **10/31/2024 16:18:51**By **jhodge**[Change](#)[Save](#)[OK](#)[Cancel](#)[Back](#) [Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: OCTOBER 8, 2024	Case Number: 2024 05 8077
Respondent: TBD ENTERTAINMENT, LLC. 755 E Waters Ave. TAMPA, FLORIDA 33604 TEL# (813) 932-4313		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 140 / 1002		Profession: PERMIT HOLDER	Report Date: OCTOBER 18, 2024
Period of Investigation: SEPTEMBER 30, 2024 – OCTOBER 18, 2024		Type of Report: FINAL	
Alleged Violation: 75-11.015 Chips and Tokens. All chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.			
75-11.025 Cardroom Electronic Surveillance. (17) Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include: (a) The name and license number of each person who initiates, performs, or supervises the surveillance monitoring; (b) Reason for the surveillance, including the name, if known, the description of each individual being monitored, the date and time the monitoring commences and ends, and a brief description of the activity in which the monitored person is engaging;			
Synopsis: On September 30, 2024, I conducted a cardroom inspection at the TAMPA GREYHOUND TRACK and found the following violations: 1. A Tournament Podium, which contained chips and currency, was left unattended and unsecured, which lead to a theft of currency. 2. The Surveillance Activity Logbook was found to be incomplete and did not comply with the specified regulations.			
Related Case(s): Case #2023 08 8637			
Investigation Specialist II / Date /s/  Randa Samson / October 18, 2024		Investigation Manager / Date /s/  C. Derek Washington / October 25, 2024	
Chief of Investigations / Date /s/  Bradford D. Jones / October 31, 2024			

CONTINUATION

On September 30, 2024, I conducted a regular inspection of the cardroom at the **TAMPA GREYHOUND TRACK**. During the inspection, I carefully examined the Surveillance Activity Logbook and discovered that a theft had taken place on September 28, 2024, around 1:01 AM at the facility. Upon reviewing the recorded surveillance video, I observed Tournament Floor Supervisor, Christopher Henry Henson (PMW LIC #8183521 - EXP: 6/30/2027) neglecting to secure a Tournament Podium and leaving it unattended, while it contained chips and a total of three thousand eight hundred sixty-eight dollars (\$3,868.00) in tournament prize money. This negligence resulted in an unknown patron stealing the \$3,868.00.

Additionally, I found that Poker Room Floor Supervisor, Matthew Alan Dillahunty (PMW LIC# 1619254 – EXP. 6/30/2027) accessed the surveillance room on September 30, 2024, between 4:41 PM and 5:14 PM to review saved surveillance footage of poker game activity. However, he failed to comply with the requirement of documenting his monitoring of surveillance footage in the logbook as required by Rule. A check of the Surveillance Activity Logbook reveals no entry between 4:41 PM and 5:15 PM on September 30, 2024 (**EXHIBIT #4**). The violations in question were brought to the attention of Jacob Darrell Mast, who is the Poker Room Manager (PMW LIC# 7050031 - EXP 6/30/2026).

Upon completion of the inspection at **TAMPA GREYHOUND TRACK** (TBD Entertainment, LLC.), it was determined that the facility was in violation of F.A.C. 75-11.015. This violation was due to the failure to lock and secure a podium that contained chips and currency that were not in play or available for use on that day. Additionally, the establishment was found to be in violation of F.A.C. 75-11.025(a)(b) because the Floor Supervisor did not comply with the specified regulations. Specifically, failing to document in the Surveillance Activity Logbook his monitoring of surveillance footage.

A review of the Versa Regulation Enforcement database revealed **TAMPA GREYHOUND TRACK** (TBD Entertainment, LLC.) has one prior violation of 75-11.025(a)(b):

1. Case # 2023 05 8637, verbal warning was issued (**EXHIBIT #5**).

Case Status: Closed by Investigations and referred to Legal for review.

CONTINUATION

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	1-1
II.	INVESTIGATIVE REPORT	1-3
III.	EXHIBITS	
	1. LICENSE.....	1-1
	2. PICTURES / LOGBOOK ENTRIES	1-6
	3. SURVEILLANCE COVERAGE OF PODIUM.....	1-1
	4. SURVEILLANCE COVERAGE OF THEFT FROM PODIUM.....	1-1
	5. PRIOR CASE	1-4

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

[License Search](#) |
 [Entity Search](#) |
 [Modify License Standing](#) |
 [Maintain License CE Control](#)

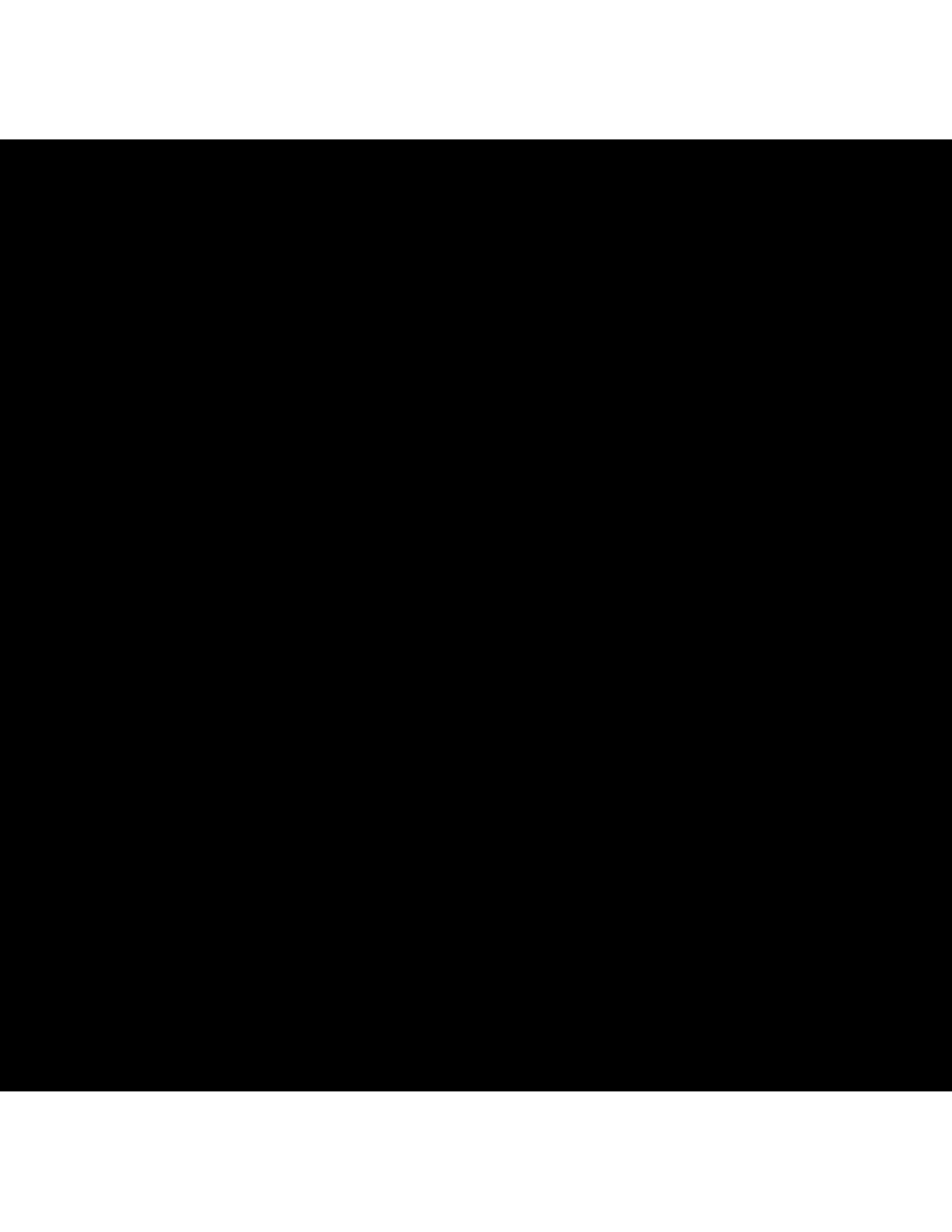
Domain **10 - Division of Pari-Mutuel Wagering**

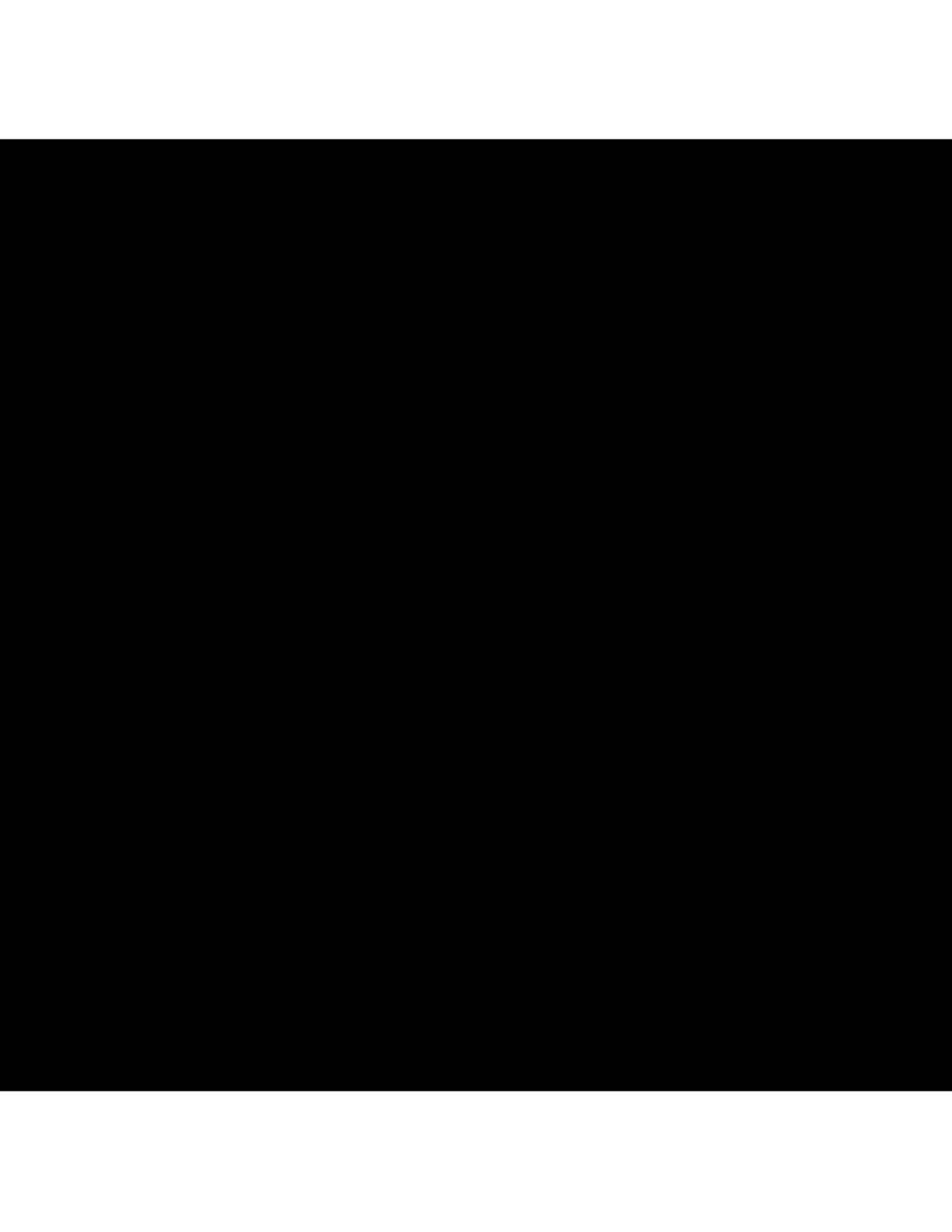
Logged in as: **jhodge**

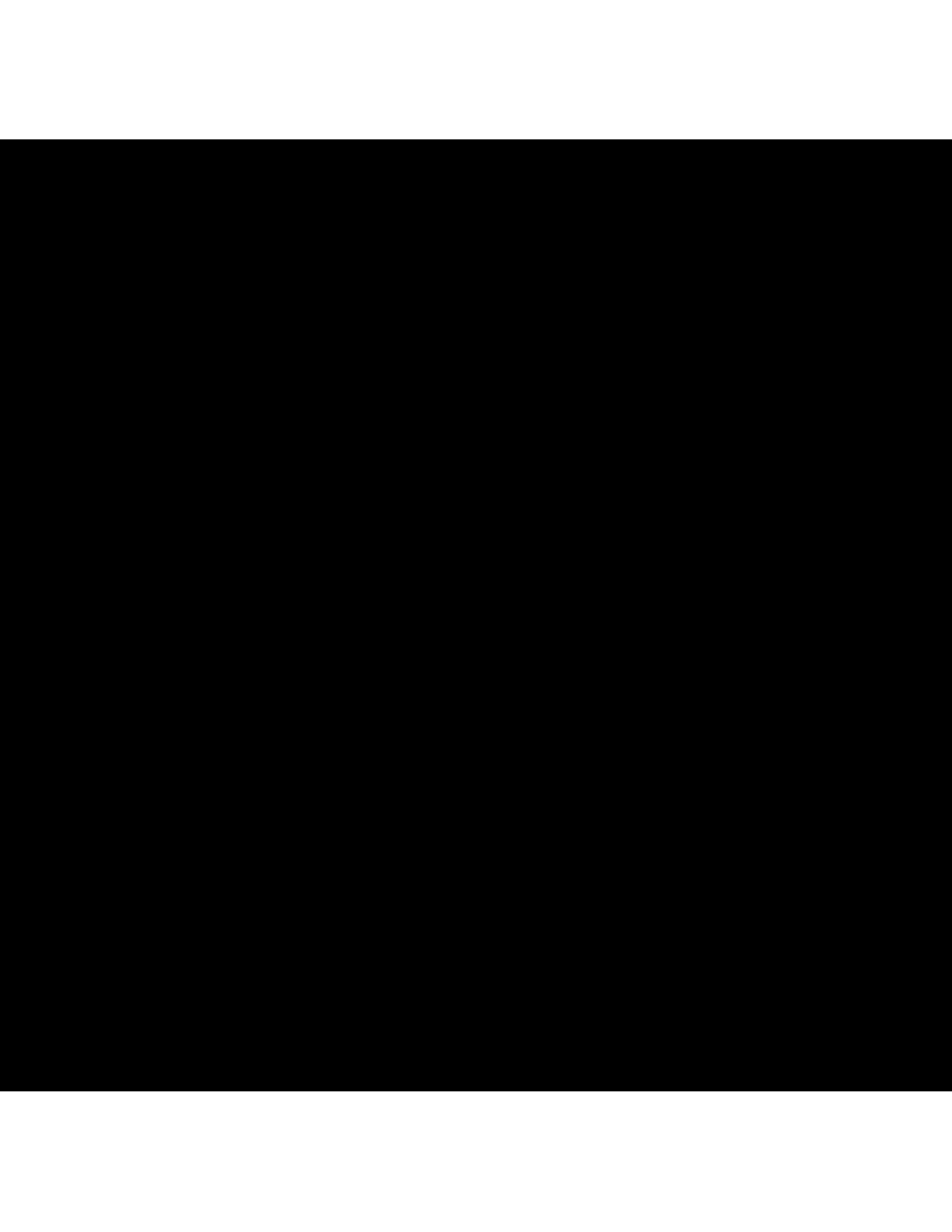
[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > [License Home](#)

<div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> License <div style="display: flex; justify-content: space-between;"> <div> Fed Tax # [REDACTED] File # 27 License # 140 Entity # 140 </div> <div> Lic Type 1002 - Cardroom License Name TBD ENTERTAINMENT, LLC Rank CLIC - Cardroom Operating License Lic Status Current </div> <div> Expires On 06/30/2025 Extended To Renewed On </div> </div> </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> Address <div style="display: flex; justify-content: space-between;"> <div> Street # Line 2 Line 3 City TAMPA Routing </div> <div> Street P O BOX 2007 State FL Zip 33674-8096 </div> </div> </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> Other <div style="display: flex; justify-content: space-between;"> <div> 1st License Date 03/18/2024 Method I-S-1020 Fee Exempt No </div> <div> Rank Date 09/12/2024 Status Date 06/24/2002 Birth Date </div> <div> Certificate # Certificate Date Renewal Sent </div> </div> </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> Select <div style="display: flex; align-items: center;"> Action <input style="width: 200px;" type="text"/> <div style="margin-left: 10px;"> </div> </div> </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> Modifiers <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <thead> <tr> <th style="width: 10%;">Type</th> <th style="width: 40%;">Modifier</th> <th style="width: 20%;">Effective Date</th> <th style="width: 30%;">Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>140 - Associated Outdoor Clubs Inc</td> <td>04/09/2004</td> <td></td> </tr> </tbody> </table> </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> DBA Name DBA Lucky's Cardroom </div> <div style="border: 1px solid black; padding: 5px;"> Alt Keys <div style="text-align: center; margin-top: 10px;"> BEST LIC NBR CLI140 </div> </div>	Type	Modifier	Effective Date	Additional Info	L	140 - Associated Outdoor Clubs Inc	04/09/2004		<div style="border: 1px solid black; padding: 2px; margin-bottom: 2px; text-align: center;">Licensee</div> <div style="border: 1px solid black; padding: 2px; margin-bottom: 2px; text-align: center;">History</div> <div style="border: 1px solid black; padding: 2px; margin-bottom: 2px; text-align: center;">Notes</div> <div style="border: 1px solid black; padding: 2px; margin-bottom: 2px; text-align: center;">Notes History</div> <div style="border: 1px solid black; padding: 2px; margin-bottom: 2px; text-align: center;">Back</div>
Type	Modifier	Effective Date	Additional Info						
L	140 - Associated Outdoor Clubs Inc	04/09/2004							

EXHIBIT #1
PAGE 1/1







Surveillance Room Log

Date: 9-28-24 Start Time: 0859 End Time: 0949 Camera PTZ-6
Employee performing _____ Print Name _____ License # _____ Signature _____
Surveillance ROCKY M'CULLOCH 8529192
Reason CHIP DROP SURVEILLANCE

Offense _____
If offense occurred note time of recording(s) _____
Date: _____ Meter Start Time: _____ Meter End Time: _____

Date: 9-28-24 Start Time: 1:15pm End Time: 1:32pm Camera A213
Employee performing _____ Print Name _____ License # _____ Signature _____
Surveillance SAVARD, JASON 10598540
Reason Review Video of Theft with TPD (Officer Casar)
8 M.K. McKinnon

Offense _____
If offense occurred note time of recording(s) _____
Date: _____ Meter Start Time: _____ Meter End Time: _____

Date: 9-29-24 Start Time: 0858 End Time: 0953 Camera PTZ-6
Employee performing _____ Print Name _____ License # _____ Signature _____
Surveillance ROCKY M'CULLOCH 8529192
Reason CHIP DROP SURVEILLANCE

Offense 0923 CHIP DOWN
If offense occurred note time of recording(s) _____
Date: _____ Meter Start Time: _____ Meter End Time: _____

Date: 9-30-24 Start Time: 0901 End Time: 0938 Camera PTZ-6
Employee performing _____ Print Name _____ License # _____ Signature _____
Surveillance ROCKY M'CULLOCH 8529192
Reason CHIP DROP SURVEILLANCE

Offense _____
If offense occurred note time of recording(s) _____
Date: _____ Meter Start Time: _____ Meter End Time: _____

Surveillance Room Log

Date: 9/30/24 Start Time: 1411 End Time: 1425 Camera PTZ
Employee performing Surveillance Print Name License # Signature
Reason ALARM IN TANK

Offense

If offense occurred note time of recording(s)

Date: _____ Meter Start Time: _____ Meter End Time: _____

Date: 10-1-24 Start Time: 0908 End Time: 0942 Camera PTZ-4
Employee performing Surveillance Print Name License # Signature
Reason CHIP DROP SURVEILLANCE

Offense

If offense occurred note time of recording(s)

Date: _____ Meter Start Time: _____ Meter End Time: _____

Date: 10/02/2024 Start Time: 0902 End Time: 0944 Camera PTZ C
Employee performing Surveillance Print Name License # Signature
Reason CHIP DROP SURVEILLANCE

Offense

If offense occurred note time of recording(s)

Date: _____ Meter Start Time: _____ Meter End Time: _____

Date: 10/2/24 Start Time: 10:58 End Time: _____ Camera ALL
Employee performing Surveillance Print Name License # Signature
Reason Floor Inspection Quarterly Biweekly

Offense

If offense occurred note time of recording(s)

Date: _____ Meter Start Time: _____ Meter End Time: _____

[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	1002 - Cardroom License	Status	90 Closed	Status Date	12/18/2023
Complaint #	2023058637	Case Type	CMP - Complaint	Disposition	
Docket#	TBD	Respondent	ENTERTAINMENT, LLC	Responsible	bjones - JONES, BRADFORD
					Public Case

Complaint	Respondent	Complainant	Add'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	10/16/2023
Region	CR - Central Region	Received	10/18/2023
Reference	75-11.025		
Entered	10/18/2023	Entered By	cstubbs1
Summary	140 - Tampa Greyhound - Cardroom Electronic Surveillance: On October 17, 2023, during a routine quarterly / bi-weekly inspection at TBD ENTERTAINMENT, LLC., I found that two supervisors entered the surveillance room on multiple occasions and observed saved surveillance coverage of poker game activity and failed to log their name and license numbers and the reason for the surveillance review.		
Updated	12/19/2023 14:33:47	By	cstubbs1

☐ Parties ☒ Activities
☒ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☒ Disposition
☐ Inspection
☐ Costs
☐ Time Tracking
☐ Attachments
☐ Work Notes

 [Get Adobe Reader.](#)**EXHIBIT #5**
PAGE 1/4

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: OCTOBER 18, 2023	Case Number: 2023 05 8637
Respondent: TBD ENTERTAINMENT, LLC. (TAMPA GREYHOUND TRACK) 755 E. Waters Ave. TAMPA FLORIDA 33604 TEL# (813) 932-4313		Complainant: 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: 140 / 1002		Profession: PERMIT HOLDER	Report Date: NOVEMBER 16, 2023
Period of Investigation: OCTOBER 17, 2023 – NOVEMBER 16, 2023		Type of Report: FINAL	
<p>Alleged Violation: 75-11.025 Cardroom Electronic Surveillance.</p> <p>(17) Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include:</p> <p>(a) The name and license number of each person who initiates, performs, or supervises the surveillance monitoring;</p> <p>(b) Reason for the surveillance, including the name, if known, the description of each individual being monitored, the date and time the monitoring commences and ends, and a brief description of the activity in which the monitored person is engaging.</p>			
<p>Synopsis: On October 17, 2023, during a routine cardroom inspection at Tampa Greyhound Track (TBD ENTERTAINMENT, LLC.), I discovered that two cardroom supervisors entered the surveillance room on multiple occasions and observed saved surveillance coverage of poker game activity and failing to log their name, license number and the reason for the surveillance in the Surveillance Logbook as required.</p>			
Related Case(s):			
Investigator / Date /s/  Randa Samson / November 16, 2023		Investigator Supervisor / Date /s/  C. Derek Washington / December 18, 2023	
Chief of Investigations / Date /s/  Bradford D. Jones / December 19, 2023			

CONTINUATION

On October 17, 2023, I conducted a routine cardroom inspection at **Tampa Greyhound Track**. While reviewing surveillance footage of October 16 and 17, 2023, I discovered that two Supervisors, Matthew Alan **DILLAHUNTY** (PMW LIC# 1619254 - EXP 6/30/2024) and Sean Edmund **STELLER** (PMW LIC# 8732593 - Exp 6/30/2024) entered the surveillance room on multiple occasions to observe saved surveillance coverage of poker game activity but failed to log their name, license number and the reason for the surveillance in the surveillance logbook (**EXHIBIT #2**).

A careful review of the video evidence of October 16, 2023, and October 17, 2023, obtained from **Tampa Greyhound Track** revealed the following violations (**EXHIBIT #2**):

- On October 16, 2023, at 5:50 PM, **DILLAHUNTY** entered the Surveillance Room, reviewed saved surveillance coverage, and failed to sign into the Surveillance Book. (**EXHIBIT #2 & #3**)
- On October 17, 2023, at 12:40 AM, **STELLER** entered the Surveillance Room, reviewed saved surveillance coverage, and failed to sign into the Surveillance Book. (**EXHIBIT #2 & #3**)
- On October 17, 2023, at 2:33 AM, **STELLER** entered the Surveillance Room, reviewed saved surveillance coverage, and failed to sign into the Surveillance Book. (**EXHIBIT #2 & #3**)

I then reviewed the Surveillance Logbook and confirmed that **DILLAHUNTY** and **STELLER** failed to log in their surveillance activity as required by the above-cited rule.

Poker Room Supervisor Matthew John **BENNETT** (PMW LIC# 7910238 - EXP 6/30/2025) was informed of this violation.

A review of the Versa Regulation Enforcement database showed no prior violations of the above-cited rule. Since this is the facility's first violation of the above-cited rule, a verbal warning was issued.

Case Status: Investigations case closed. No further action will be taken at this time.

EXHIBIT #5
PAGE 3/4

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1-1

II. INVESTIGATIVE REPORT 1-3

III. EXHIBITS

1. Facility License..... 1-1

2. Surveillance Footage..... 1-1

3. Surveillance Log..... 1-2

4. Photos 1-3

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v Tampa Bay Downs, Inc.,
Case No. 2024-063449; Consent Order
Date: March 27, 2025.

Executive Summary

Tampa Bay Downs, Inc., (“Respondent”) seeks the adoption of the proposed settlement and consent order to resolve case no. 2024-063449. Pursuant to the terms of the proposed order, Respondent will be issued a written warning by the Florida Gaming Control Commission.

Background

On January 6, 2025, an administrative complaint was filed against Respondent alleging a violation of rule 75.11.020(1), Florida Administrative Code, by failing to have a drop box marked with a permanent number corresponding to the table number to which the drop box is assigned. Respondent has no prior violations of this rule.

Analysis

Rule 75-11.020(1), Florida Administrative Code, provides in relevant part that, “the drop box shall be: (a) marked with a permanent number corresponding to the table number to which the drop box is assigned.”

Under section 120.57(4), Florida Statutes, the Commission may resolve matters such as this case informally through a negotiated settlement. As part of settlement negotiations, Respondent is requesting that the Commission consider and agree to the proposed terms set forth in the Consent Order, whereby Respondent be issued a written warning, effective from the date the Final Order is filed with the 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.: 2024-063449

TAMPA BAY DOWNS, INC.,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the “Commission”) and Tampa Bay Downs, Inc. (hereinafter “Respondent”), each individually, a “party,” and collectively as “parties,” hereby agree and stipulate as follows:

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on January 6, 2025, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent violated rule 75-11.020(1), Florida Administrative Code, by failing to have a drop box marked with a permanent number corresponding to the table number to which the drop box is assigned (the “Administrative Complaint”); and

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.

2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.

3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.

4. Each party has entered into the terms of this Stipulation and Consent Order voluntarily. Respondent is aware that it is entitled to the advice of counsel and has either sought the advice of counsel or, by execution of this Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.

5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under sections 120.69, 849.086, and chapter 550, Florida Statutes, as final agency action.

6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action, suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission’s actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney’s fees.

8. **WARNING:** The Parties agree that Respondent will be issued a WRITTEN WARNING. The Written Warning is not appealable and may be considered in aggravation of any future disciplinary proceedings against Respondent.

9. Respondent must mail the executed Stipulation and Consent Order to: the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-7033, Attention: Justin Hundersmarck.

10. This Stipulation and Consent Order is entered into in consideration of Respondent's disciplinary history, including one prior violation of 75-11.020(1), Florida Administrative Code.

11. By executing this Stipulation and Consent Order, the Respondent neither admits nor denies the facts and legal conclusions raised in the Administrative Complaint, and the Commission continues to assert the validity thereof. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code and this Consent Order may be considered as aggravation of any future proceedings involving Respondent.

12. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

13. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section

120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

14. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

15. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and Consent Order and other documents and matters by the Commission shall not unfairly or illegally prejudice the Commission from further participation, consideration, or resolution of these proceedings.

16. This Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.

17. This Stipulation and Consent Order is binding upon all parties.

18. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website

at <https://flgaming.gov> for the meeting materials, agenda, and contact information. Respondent is not required to attend the Commission meeting.

19. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

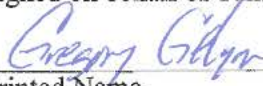
[Signature pages to follow]

Respondent, TAMPA BAY DOWNS, INC., requests that the Commission enter a Final Order approving and incorporating this Stipulation and Consent Order in resolution of this matter.

Signed this 12 day of March, 2025.


TAMPA BAY DOWNS, INC., Respondent

Signed on behalf of Tampa Bay Downs, Inc., by:



Printed Name


Title

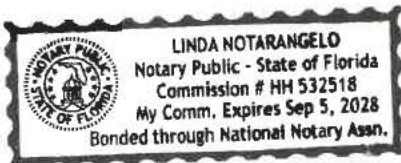
STATE OF FLORIDA

COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me, by means of ☒ physical presence or
☐ online notarization, this 12 day of March, 2025, by a duly authorized
representative of Tampa Bay Downs, Inc., who is personally known to me or who produced the
following as identification: _____


Notary Public

My commission expires:



This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-063449 is APPROVED for legal sufficiency this ____ day of _____, 2025.

Justin Hundersmarck
Senior Attorney
The Florida Gaming Control 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.: 2024-063449

TAMPA BAY DOWNS, INC.,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Tampa Bay Downs, Inc. (“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.
2. At all times material hereto, Respondent held a pari-mutuel wagering permit pursuant to Section 550.054, and license pursuant to Section 550.0115, both issued by the Commission.
3. At all times material hereto, Respondent held a valid cardroom license number 320 issued by the Commission under section 849.086, Florida Statutes, and operated a cardroom within the meaning of section 849.086(2)(c), Florida Statutes, at its Facility (the “Cardroom”).
4. The Cardroom is a Facility operated by the Respondent at all times material hereto, and is located at 11225 Race Track Road, Tampa, FL 33626.

5. During a routine inspection of the cardroom on November 4, 2024, Commission investigators observed that the drop boxes for tables #2-1 and #2-2 were incorrectly labeled, resulting in the table numbers no longer corresponding to the drop boxes.

6. Rule 75.11.020(1) Florida Administrative Code, provides, in pertinent part that, “the drop box shall be: (a) marked with a permanent number corresponding to the table number to which the drop box is assigned.

7. Based on the foregoing, Respondent violated rule 75.11.020, Florida Administrative Code, by failing to have a drop box marked with a permanent number corresponding to the table number to which the drop box is assigned.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in section 849.086(14), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-063449 is signed this 19th 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.

[FAQ](#) | [Help](#) | [Sign Out](#)

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline	Public Case Info				

Domain **10 - Division of Pari-Mutuel Wagering**Logged in as: **cstubbs1**[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	1002 - Cardroom License	Status	90 Closed	Status Date	11/22/2024
Complaint #	2024063449	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	TAMPA BAY DOWNS, INC.	Responsible	bjones - JONES, BRADFORD
					Private Case

Complaint	Respondent	Complainant	Add'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	11/04/2024
Region	CR - Central Region	Received	11/05/2024
Reference	75-11.020		
Entered	11/05/2024	Entered By	cstubbs1
Summary	320 - TAMPA BAY DOWNS, INC - Drop Box and Key Control Procedures.- On November 4, 2024, I conducted a routine bi-weekly cardroom inspection at TAMPA BAY DOWNS. During my inspection, I observed the following violation: Table #2-1 and #2-2 had their drop boxes switched, resulting in the Tables numbers not corresponding to the drop boxes.		
Updated	11/25/2024 08:36:47	By	cstubbs1

☐ &Parties ☒ &Activities
☒ A&Ilegations ☐ D&iscipline
☐ &Violations ☐ Co&mpliance
☐ &Related ☒ Disposi&tion
☐ I&nspection
☐ Costs
☐ Time Trac&king
☐ Attachments
☐ &Work Notes

 [Get Adobe Reader.](#)

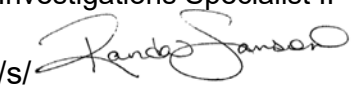

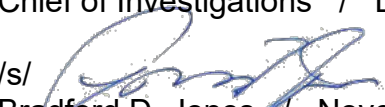


Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: NOVEMBER 5, 2024	Case Number: 2024 06 3449
Respondent: TAMPA BAY DOWNS, INC. P.O. BOX 2007, OLDSMAR, FLORIDA 34677 TEL. # (813) 222-8935		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 320 / 1002		Profession: PERMIT HOLDER	Report Date: NOVEMBER 5, 2024
Period of Investigation: NOVEMBER 4, 2024 – NOVEMBER 5, 2024		Type of Report: FINAL	
Alleged Violation: 75-11.020 Drop Box and Key Control Procedures. (1) Each table shall have a drop box that is configured to permit the dealer to insert the rake directly into the drop box. The drop box shall be: (a) Marked with a permanent number corresponding to the table number to which the drop box is assigned.			
Synopsis: On November 4, 2024, I conducted a routine bi-weekly cardroom inspection at TAMPA BAY DOWNS . During my inspection, I observed a discrepancy involving the drop boxes at Tables #2-1 and #2-2. Specifically, the drop boxes for these tables had been inadvertently switched, resulting in the Tables numbers no longer corresponding to the drop boxes.			
Related Case: 2021 05 6062			
Investigations Specialist II / Date /s/  Randa Samson / November 5, 2024		Investigation Manager / Date: /s/  C. Derek Washington / November 19, 2024	
Chief of Investigations / Date /s/  Bradford D. Jones / November 22, 2024			

CONTINUATION

On November 4, 2024, at approximately 11:59 AM, I conducted a routine bi-weekly inspection of the cardroom at **TAMPA BAY DOWNS**. During my walk through of the cardroom floor, I observed that the drop boxes for tables #2-1 and #2-2 had been incorrectly swapped. Specifically, I found that drop box #2-2 was inserted and securely attached to table #2-1, while drop box #2-1 was installed and secured to table #2-2 (**EXHIBIT #2**).

This violation was reported to Poker Room Floor Supervisor, Vincent Paul Zumpano Sr. (PMW LIC# 7617952 – Exp. June 30, 2027), who promptly switched the drop boxes and secured them to their correct tables.

TAMPA BAY DOWNS has been found in violation of F.A.C. Rule 75-11.020 (1) (a) due to the incorrect placement of drop boxes in the tables, causing a mismatch between the table numbers and the drop boxes.

A review of the Versa Regulation Enforcement database indicates one prior violation of the cited rule, for which a verbal warning was issued (refer to Case #2021 05 6062).

Case Status: Investigation case closed, and case referred to Legal for review

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	1-1
II.	INVESTIGATIVE REPORT	1-3
III.	EXHIBITS	
	1. License.....	1-1
	2. Photos.....	1-2
	3. Prior Case	1-4

[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: **cstubbs1**[VR Home](#) > [License Search](#) > [License Home](#)**License**

Fed Tax #	██████████	Lic Type	1002 - Cardroom License	Expires On	06/30/2025
File #	40	Name	TAMPA BAY DOWNS, INC.	Extended To	
License #	320	Rank	CLIC - Cardroom Operating License	Renewed On	
Entity #	320	Lic Status	Current		

[Licensee](#)[History](#)☐ [Notes](#)[Notes History](#)[Back](#)**Address**

Street #	Street	POST OFFICE BOX 2007
Line 2		
Line 3		
City	OLDSMAR	State FL Zip 34677
Routing		

Other

1st License Date	03/18/2024	Rank Date	03/18/2024	Certificate #	
Method	I-S-1020	Status Date	07/14/2008	Certificate Date	
Fee Exempt	No	Birth Date		Renewal Sent	

SelectAction **Modifiers**

Type	Modifier	Effective Date	Additional Info
L	320 - Tampa Bay Downs	01/09/2004	

Alt KeysBEST LIC NBR **320** [Get Adobe Reader.](#)**EXHIBIT #1**
PAGE 1/1

[FAQ](#) | [Help](#) | [Sign Out](#)

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline					
Domain 10 - Division of Pari-Mutuel Wagering									Logged in as: Imuniz

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	1002 - Cardroom License	Status	90 Closed	Status Date	12/07/2021
Complaint #	2021056062	Case Type	CMP - Complaint	Disposition	100 No Action Taken
Disposition Date	12/07/2021				
Docket#	Respondent	TAMPA BAY DOWNS, INC.	Responsible	rsamson - SAMSON, RANDA	Public Case

Complaint	Respondent	Complainant	Add'l Info
Source	INTN - Internal	Security Level	1
Form	INET - Internet	Priority	
Class'n	V-C - Cardroom Violations	Complexity	R - Regular
Security	STND - Standard	Incident	12/06/2021
Region	CR - Central Region	Received	12/06/2021
Reference	61D-11.020(1)(a)		
Entered	12/06/2021	Entered By	Imuniz
Summary	<p>320-Tampa Bay Downs, Inc. ----- / ----- . Drop Box and Key Control Procedures: On December 6, 2021, I conducted a routine Cardroom facility visit at TAMPA BAY DOWNS. During my facility visit, I observed the following violation: Table #3-7 and #3-8 had their jackpot drop boxes switched, resulting in the Tables numbers not corresponding to the jackpot drop boxes.</p>		
Updated	12/07/2021 16:42:40	By	Imuniz

☐ Parties
 ☒ Activities

☒ Allegations
 ☐ Discipline

☐ Violations
 ☐ Compliance

☐ Related
 ☒ Disposition

☐ Inspection

☐ Costs

☐ Time Tracking

☐ Attachments

☐ Work Notes

1


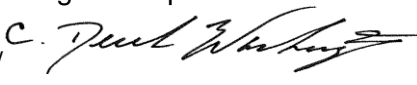
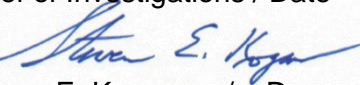
[Get Adobe Reader.](#)**EXHIBIT #3**
PAGE 1/4

Julie I. Brown, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: DECEMBER 6, 2021	Case Number: 2021 05 6062
Respondent: TAMPA BAY DOWNS, INC. P.O. Box 2007, OLDSMAR, FL 34677 TEL # (813) 222-8935		Complainant: STATE OF FLORIDA, DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING	
License # and Type: 320 /1002		Profession: PERMIT HOLDER	Report Date: DECEMBER 6, 2021
Period of Investigation: DECEMBER 6, 2021 – DECEMBER 6, 2021		Type of Report: FINAL	
<p>Alleged Violation: 61D-11.020 Drop Box and Key Control Procedures: (1) Each table shall have a drop box that is configured to permit the dealer to insert the rake directly into the drop box. The drop box shall be: (a) Corresponding to the table number to which the drop box is assigned;</p>			
<p>Synopsis: On December 6, 2021, I conducted a routine Cardroom facility visit at TAMPA BAY DOWNS. During my facility visit, I observed the following violation: Table #3-7 and #3-8 had their jackpot drop boxes switched, resulting in the tables numbers not corresponding to the jackpot drop boxes.</p>			
Related Case:			
Investigator / Date /s/  Randa Samson / December 6, 2021		Investigator Supervisor / Date /s/  C. Derek Washington / December 7, 2021	
Chief of Investigations / Date /s/  Steven E. Kogan / December 7, 2021			

CONTINUATION

Investigative Activity:

On December 6, 2021, at approximately 11:15 AM, I conducted a routine facility visit at **TAMPA BAY DOWNS**. While walking the cardroom floor, I found tables #3-7 and table #3-8 had their jackpot drop boxes switched with each other. Table #3-7 had jackpot drop box #3-8 inserted and secured to the table, and table # 3-8 had drop box #3-7 inserted and secured to the table (**EXHIBIT #2**).

This violation was brought to the attention of Poker Room Manager **ROBERT J. DELLACAMERA (PMW LIC# 7852105)**, and he immediately switched the jackpot boxes and secured them into their correct tables.

TAMPA BAY DOWNS violated F.A.C. Rule 61D-11.020 (1) (a) because jackpot drop boxes were mistakenly placed in the wrong tables.

A review of Versa Regulation Enforcement database shows no prior violation of this specific rule. Therefore, a verbal warning was issued.

Status: Investigation case closed.

EXHIBIT #3
PAGE 3/4

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	
II.	INVESTIGATIVE REPORT	
III.	EXHIBITS	
	1. LICENSE.....	1-1
	2. PHOTOS.....	1-2

EXHIBIT #3
PAGE 4/4

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. German Ernesto Bonesi,
Case No. 2024-067393; Consent Order
Date: March 26, 2025.

Executive Summary

German Ernesto Bonesi (“Respondent”) seeks the adoption of the proposed settlement and consent order to resolve Case No. 2024-067393. Pursuant to the terms of the proposed order, the Respondent will agree that the Commission is revoking Respondent’s license and declaring Respondent ineligible for licensure under chapters 550, 551, and section 849.086, Florida Statutes, for a period of ten years from the date the Final Order is filed with the Clerk of the Commission.

Relevant Facts

On December 11, 2024, an administrative complaint was filed against Respondent alleging a violation of rule 75-11.011, Florida Administrative Code by failing to provide written notification to Petitioner within five days of Respondent’s November 15, 2024 arrest for Grand Theft – Greater than \$100,000 and Organized Scheme to Defraud - over \$50,000.

Analysis

Rule 75-11.011, Florida Administrative Code, states in relevant part 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, or if not arrested, within five days of the receipt of a charging document.”

Under section 120.57(4), Florida Statutes, the Commission may resolve matters such as this case informally through a negotiated settlement. As part of settlement negotiations, Respondent is requesting that the Commission consider and agree to the proposed terms set forth in the Consent Order, whereby Respondent will agree that the Commission is revoking Respondent’s license and declaring Respondent ineligible for licensure issued under chapters 550, 551, and section 849.086, Florida Statutes, for a period of ten years from the date the Final Order is filed with the 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.: 2024-067393

GERMAN ERNESTO BONESI,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the "Commission") and German Ernesto Bonesi (hereinafter "Respondent"), each individually, a "party," and collectively as "parties," hereby agree and stipulate as follows:

WHEREAS, Respondent held a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License, number 11765334 (the "License"); and

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on December 11, 2024, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent violated rule 75-11.011, Florida Administrative Code, by failing to provide written notification to Petitioner within five days of his November 15, 2024, arrest (the "Administrative Complaint"); and

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and Consent Order voluntarily. Respondent is aware that it is entitled to the advice of counsel and has either sought the advice of counsel or, by execution of this Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under sections 120.69 and 849.086, and chapters 550 and 551, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action, suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission’s actions, including, but not limited to, any claims

that were or may be asserted in any federal or state court or administrative forum, including any claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.

8. **REVOCATION:** Respondent agrees that the Commission is revoking the License and declaring Respondent ineligible for licensure and will not reapply for licensure issued by the Commission under chapters 550 and 551, and section 849.086, Florida Statutes, for a period of ten (10) years effective on the date the Final Order is filed with the Clerk of the Commission.

9. Respondent must mail the executed Stipulation and Consent Order to: the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-1035, Attention: Emily Alvarado.

10. By executing this Stipulation and Consent Order, the Respondent admits the allegations of fact and conclusions of law set forth in the Administrative Complaint. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code and this Consent Order may be considered in aggravation of any future proceedings involving Respondent.

11. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

12. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

13. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

14. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and Consent Order and other documents and matters by the Commission shall not unfairly or illegally prejudice the Commission from further participation, consideration, or resolution of these proceedings.

15. This Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.

16. This Stipulation and Consent Order is binding upon all parties.

17. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website at <https://flgaming.gov> for the meeting materials, agenda, and contact information. Respondent is not required to attend the Commission meeting.

18. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

Respondent, GERMAN ERNESTO BONESI requests that the Commission enter a Final Order approving and incorporating this Stipulation and Consent Order in resolution of this matter.

Signed this 21st day of March, 2025.



GERMAN ERNESTO BONESI, Respondent

STATE OF FLORIDA

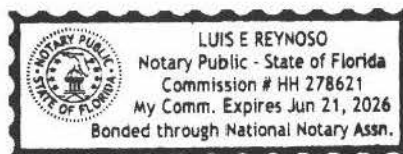
COUNTY OF Broward

The foregoing instrument was acknowledged before me, by means of ☒ physical presence or ☐ online notarization, this 21st day of March, 2025, by a duly authorized representative of German Ernesto Bonesi, who is personally known to me or who produced the following as identification: _____



Notary Public

My commission expires:



This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-067393 is APPROVED for legal sufficiency this ____ day of _____, 2025.

Emily Alvarado
Chief Attorney
The Florida Gaming Control 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.: 2024-067393

GERMAN ERNESTO BONESI,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against German Ernesto Bonesi (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering, slot machine, 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 11765334, and therefore subject to the requirements of chapters 550, 551, and section 849.086, Florida Statutes, along with any other rules promulgated thereunder.
3. On or about November 15, 2024, Respondent was arrested in Broward County, Florida, and was charged with Grand Theft- Greater Than \$100,00 and Organized Scheme to Defraud- Over \$50,000.
4. As of the date of the filing of this Administrative Complaint, Respondent has failed to provide written notification to Petitioner of his November 15, 2024 arrest.

5. 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.

6. Based on the foregoing, Respondent violated rule 75-11.011, Florida Administrative Code, by failing to provide written notification to Petitioner within five days of his November 15, 2024, 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 section 849.086(14), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-067393 is signed this 11th day of December 2024.

/s/Emily A. Alvarado

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

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.



Florida Gaming Control Commission

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

December 11, 2024

2/05/2025

German E. Bonesi
3680 Heron Ridge Lane
Weston, FL 33331

Case No.: 2024-067393
Subject: SERVICE OF ADMINISTRATIVE COMPLAINT

Dear Mr./Ms. Bonesi:

This is to inform you that probable cause has been found to believe that you violated certain provisions of the Florida Statutes. The Administrative Complaint enclosed with this letter contains the formal charges filed against you along with an Election of Rights Form. Receipt of these documents constitutes legal service upon you. The options available to you under Florida law are as follows:

- (a) Dispute the material facts alleged and request a hearing before an administrative law judge with the Division of Administrative Hearings
- (b) Choose not to dispute the material facts alleged, and request a hearing before the Commission, who will only hear evidence regarding the conclusions of law and the penalty for violations; or
- (c) Waive your right to either type of hearing and put yourself completely at the Commission's discretion.

Please be advised, pursuant to section 120.573, Florida Statutes, that mediation is not available for this type of agency action. You must respond by selecting one of the options on the enclosed Election of Rights Form. The executed Election of Rights form **must be received in this office within 21 days of your receipt of this letter**. Failure to respond within the 21-day period constitutes a waiver of the rights outlined above, and the Commission shall proceed against you by default. Prior oral or written submissions to the Commission regarding this matter **will not** be considered responsive to this Administrative Complaint. Regardless of your prior communication(s) with the Commission, it is required that you respond to the Administrative Complaint by selecting one of the options on the enclosed Election of Rights Form.

Sincerely,

/s/ Emily A. Alvarado

Emily A. Alvarado
Chief Attorney
850-794-8066

Enclosures: Administrative Complaint and Election of Rights Form

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.: 2024-067393

GERMAN ERNESTO BONESI,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against German Ernesto Bonesi ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering, slot machine, 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 11765334, and therefore subject to the requirements of chapters 550, 551, and section 849.086, Florida Statutes, along with any other rules promulgated thereunder.
3. On or about November 15, 2024, Respondent was arrested in Broward County, Florida, and was charged with Grand Theft- Greater Than \$100,00 and Organized Scheme to Defraud- Over \$50,000.
4. As of the date of the filing of this Administrative Complaint, Respondent has failed to provide written notification to Petitioner of his November 15, 2024 arrest.

5. 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.

6. Based on the foregoing, Respondent violated rule 75-11.011, Florida Administrative Code, by failing to provide written notification to Petitioner within five days of his November 15, 2024, 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 section 849.086(14), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-067393 is signed this 11th day of December 2024.

/s/Emily A. Alvarado

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

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.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. GERMAN E. BONESI

CASE NO.: 2024-067393

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.

GERMAN ERNESTO BONESI
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

3680 HERON RIDGE LN
Street Address

Street Address (where service shall be made)

WESTON FL 33331
City State Zip

City State Zip

954-319-2760
Telephone Number Facsimile Number (if any)
Number (if any)

Telephone Number Facsimile

gbonesi@gmail.com
E-mail

E-mail


SIGNATURE

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

[FAQ](#) | [Help](#) | [Sign Out](#)

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

Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline
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	12/04/2024
Complaint #	2024067393	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	BONESI, GERMAN E	Responsible	bjones - JONES, BRADFORD
					Private Case

Complaint	Respondent	Complainant	Add'l Info
Source	INTN - Internal	Security Level	1
Form	INTR - Internal	Priority	
Class'n	CHIS - Criminal History	Complexity	R - Regular
Security	STND - Standard	Incident	11/25/2024
Region	SR - Southern Region	Received	11/25/2024
Reference	75-11.011		
Entered	11/25/2024	Entered By	rkitchens
Summary	Applicant failed to notify the division within five days of an arrest, or if not arrested, within five days of the receipt of a charging document, pursuant to 75-11.		
Updated	12/05/2024 09:13:16	By	jhodge

☐ Parties ☐ Activities ☒ Allegations ☐ Discipline ☐ Violations ☐ Compliance ☐ Related ☒ Disposition ☐ Inspection ☐ Costs ☐ Time Tracking ☐ Attachments ☐ Work Notes

 [Get Adobe Reader.](#)


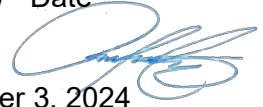
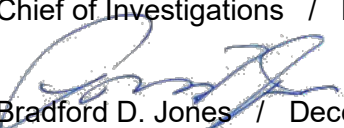


Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: November 25, 2023	Case Number: 2024 06 7393
Respondent: BONESI, GERMAN ERNESTO 3680 HERON RIDGE LANE WESTON, FL 33331		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 11765334 - 1055		Profession: Chief Financial Officer	Report Date: December 4, 2024
Period of Investigation: November 25, 2023, through December 4, 2024		Type of Report: Final	
Alleged Violation(s): F.S.S. 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 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.			
F.A.C. 75-11.011 Notification of Criminal Conviction or Charge Any 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: On November 15, 2024, Dania Entertainment Center, LLC's (DEC) Chief Financial Officer (CFO), German Ernesto BONESI (Lic. # 11765334), was arrested by the Broward County Sheriff's Office and was charged with Grand Theft-Greater Than \$100,000 and Organized Scheme to Defraud Over \$50,000. On November 19, 2024, BONESI pled Not Guilty to the charges. BONESI failed to notify the Division of his arrest as required by the above statute and rule.			
Related Case: 2024 05 9498 & 2024 06 8299			
Investigations Specialist II / Date  Ian Campbell / November 26, 2024		Investigations Manager / Date  Julio Minaya / December 3, 2024	
Chief of Investigations / Date  Bradford D. Jones / December 4, 2024			

CONTINUATION

On or about the last week of September 2024, FGCC Investigations was informed that Daina Entertainment Casino's CFO, German Ernesto **BONESI**, was terminated for embezzlement. On November 15, 2024, **BONESI** was arrested by the Broward County Sheriff's Office and was charged with Grand Theft-Greater Than \$100,000 and Organized Scheme to Defraud Over \$50,000. **BONESI** was initially held in custody and was not offered bail or bond. His passport was ordered to be surrendered thus removing the possibility of him being a flight risk.

A review of the related arrest documentation on the Broward County Clerk of Court's website disclosed that from May of 2021 to September of 2024, **BONESI** defrauded Dania Casino of \$759,835.66 with outstanding subpoenas for additional credit card and mortgage company information (**Exhibit # 3, - Pages 1 thru 9**). He had a NEBBIA¹ and Passport Surrender hold. On November 19, 2024, **BONESI** pled Not Guilty to the above charges (**Exhibit # 3, - Page 17**). On November 27, 2024, **BONESI** surrendered his passport and posted bond (**Exhibit # 3, - Pages 18 thru 23**). As of December 3, 2024, the Broward County Clerk of Court's website does not show any future court dates for **BONESI** on his docket (**Exhibit # 3, - Pages 24 thru 30**).

A check of VERSA shows that **BONESI'S** license expires on June 30, 2027 (**Exhibit # 2**). On December 4, 2024, an Enforcement Alert noting **BONESI'S** arrest was placed on his license record in VERSA.

Conclusion: The findings of this investigation indicate that **BONESI** violated F.S.S. 550.105(10(d) when he failed to notify the Division within 48 hours of his arrest.

Status: Closed by Investigations and forwarded to Legal for review.

¹ A Nebbia hold is a legal requirement that requires a defendant or their bail agent to prove that the funds used for bail are legitimate. The term comes from the 1966 US Supreme Court case *United States v. Nebbia*, which established procedures to verify the source of bail funds.

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET.....1

II. INVESTIGATIVE REPORT.....2

III. EXHIBITS

1. FDLE Rap Sheet.....1 - 3

2. License.....1 - 1

3. Sheriff and Court Docs.....1 - 30

[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: **icampbell**[VR Home](#) > [License Search](#) > [License Home](#)**License**

Fed Tax # XXXXXXXXXX Lic Type **1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo** Expires On **06/30/2027**

File # **6753** Name **BONESI, GERMAN E** Extended To

License # **11765334** Rank **SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo** Renewed On **05/09/2024**

Entity # **11765334** Lic Status **Current**

[Licensee](#)[History](#)☐ [Notes](#)[Notes History](#)[Back](#)**Address**Street # **3680** Street **HERON RIDGE LANE**

Line 2

Line 3

City **WESTON**State **FL**Zip **33331**

Routing

Other

1st License Date **07/03/2018** Rank Date **05/09/2024** Certificate #

Method **I-S-1017** Status Date **07/10/2018** Certificate Date

Fee Exempt **No** Birth Date XXXXXXXXXX Renewal Sent

Select

Action

**Modifiers**

Type	Modifier	Effective Date	Additional Info
C	ODS - Officer/Directo	04/30/2021	
F	LIVE - Live Scan Fee Exemption	07/03/2018	
I	JLAI - Jai-Alai	07/03/2018	
L	274 - Dania Jai-Alai	07/03/2018	
Y	3YR - 3 Year License	07/03/2018	

[Get Adobe Reader.](#)

Exhibit # 2

Page 1 of 1

12/3/2024

Bonesi, German
W/M

24 - 1032 - AF10

Imp - 2024AF - 955200

ARREST WARRANT
Broward Sheriff's Office
Case # 02-2410-000077

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

STATE OF FLORIDA,

Plaintiff, :

Vs.

RECEIVED

NOV 15 2024

BSO RECORDS/WARRANTS

24-12630

FC

WARRANT TO ARREST

GERMAN ERNESTO BONESI,
(WHITE/MALE)

Defendant, :

IN THE NAME OF THE STATE OF FLORIDA, TO ALL AND SINGULAR THE
SHERIFFS AND CONSTABLES OF THE STATE OF FLORIDA

WHEREAS, Detective Vecchio of the Broward Sheriff's Office County of Broward, State of Florida, has this 15TH day of November, A.D. 2024, made application for an Arrest Warrant via electronic means pursuant to F.S. 901.02(3), said application being supported by the General Affidavit for an Arrest Warrant, wherein it is alleged that the Affiant has reason to believe and does believe that one GERMAN ERNESTO BONESI (WHITE/MALE) did then and there:

COUNT I

GRAND THEFT - GREATER THAN \$100,000

F.S. 812.014(2)(a)1

From May 2021 to September 2024, German Bonesi knowingly obtained or used cash, the property of Dania Entertainment Center, LLC, with the intent to either temporarily or permanently deprive them the right to the property or benefit from the property. In total, \$759,835.66 was stolen.

EK

24 - 1032 - AF10

ARREST WARRANT
Broward Sheriff's Office
Case # 02-2410-000077

COUNT II

ORGANIZED SCHEME TO DEFRAUD – OVER \$50,000

F.S. 817.034(4)(a)1

From May 2021 to September 2024, German Bonesi, with intent to defraud Dania Entertainment Center, LLC, did unlawfully participate in a systematic, ongoing course of conduct with intent to defraud one or more persons, or with intent to obtain property from one or more persons by false or fraudulent pretenses, representations, or promises or willful misrepresentations of a future act, and did thereby obtain property from the businesses or persons valued at \$759,835.66.

The offenses set forth in the foregoing Warrant are contrary to the statutes in such case made and provided, and against the peace and dignity of the State of Florida. Attached hereto and made a part hereof by incorporation is the affidavit executed by Detective Vecchio, CCN 18349, Affiant herein.

THESE ARE, THEREFORE, to command you forthwith to arrest the said **GERMAN ERNESTO BONESI (WHITE/MALE)** [REDACTED] and bring her before me to be dealt with according to law.

Given under my hand and seal the 15 day of NOV A.D. 2024.

Ernest Kolbe

THE HONORABLE JUDGE MERRIGAN
JUDGE OF THE CIRCUIT COURT

KOLLA

24 - 1032 - AF10

ARREST WARRANT
Broward Sheriff's Office
Case # 02-2410-000077

RECEIVED the Warrant on the ____

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

Day of _____, 2024
and executed the same on the ____
Day of _____, 2024 by arresting the
within-named Defendant and having him
now before the Court

STATE OF FLORIDA

Vs.

GERMAN ERNESTO BONESI,
(WHITE/MALE/ [REDACTED] DEFENDANT

ARREST: _____
RETURN: _____
MILEAGE: _____
COMMITMENT: _____
RECOMMITMENT: _____
RELEASE: _____
TOTAL: _____
_____, SHERIFF

WARRANT TO ARREST

BOND as to Count 1 is hereby fixed at \$

BOND as to Count 2 is hereby fixed at \$

NO HOLD FOR MAGISTRAT
NO HOLD FOR MAGISTRAT

RETURN DATE of this Warrant to be not later
than the day of Nov, 2025.

Ernest Koller
THE HONORABLE JUDGE ~~W. B. BIRGAN~~
Judge of the Circuit Court

KOLLER A

ARREST WARRANT
Broward Sheriff's Office
Case # 02-2410-000077

Special Conditions of Bond (Initial all that apply)

☒ The Defendant shall not be released on bail until the proof that the funds being used for bail are not tainted by illegal activity. See *United States v. Nebbia*, 357 F.2d 303 (2nd Cir. 1986).

☒ Bail may only be modified by the trial Judge to whom this case is assigned or the Chief Judge of the Circuit Court.

☒ The Defendant shall secure his release pursuant to a surety bond that is fully collateralized, net asset value of the collateral must be in an amount equal to or in excess of bond amounts.

☒ The Defendant shall surrender any passport to the Clerk of Court prior to release.

☒ The Defendant shall have no contact, directly or indirectly, with any codefendants or State witnesses.

☒ The Defendant shall submit to home confinement with electronic monitoring.

☒ The Defendant shall not possess any firearms.

GIVEN UNDER MY HAND AND SEAL THIS 15 DAY OF NOV 2024

Carmel Koller
HONORABLE JUDGE MERRILLAN
JUDGE OF THE 17TH CIRCUIT COURT *KOLLER*

24 - 1032 - AF10

GENERAL AFFIDAVIT & APPLICATION FOR ARREST WARRANT
Broward Sheriff's Office
Case # 02-2410-000077

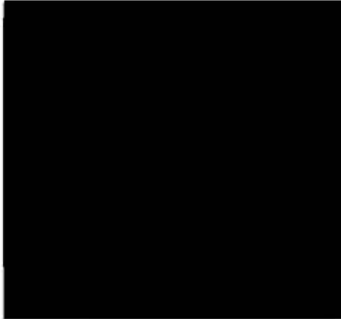
**IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT,
IN AND FOR BROWARD COUNTY, FLORIDA**

STATE OF FLORIDA,

Plaintiff, :

Vs.

AFFIDAVIT TO ARREST



**GERMAN ERNESTO BONESI,
(WHITE/MALE/ [REDACTED])**

Defendant, :

The undersigned Affiant, Detective Vecchio of the Broward Sheriff's Office, County of Broward, State of Florida, hereby submits this affidavit and application for arrest to the Honorable Judge Merrigan, Judge of the Circuit Court of the Seventeenth Judicial Circuit in and for Broward County, State of Florida.

This affidavit and application is hereby electronically submitted bearing your Affiant's signature supported by oath or affirmation in compliance with F.S. 901.02(3), in which the Affiant deposes and says that on or about the 15th day of November, A.D. 2024, in the County and State aforesaid, one **GERMAN ERNESTO BONESI (WHITE/MALE/ [REDACTED])** did then and there:

COUNT I

GRAND THEFT - GREATER THAN \$100.000

F.S. 812.014(2)(a)1

From May 2021 to September 2024, German Bonesi knowingly obtained or used cash, the property of Dania Entertainment Center, LLC, with the intent to either temporarily or permanently deprive them the right to the property or benefit from the property. In total, \$759,835.66 was stolen.

Page 1 of 5

REV AB 2-10-20

EK

GENERAL AFFIDAVIT & APPLICATION FOR ARREST WARRANT
Broward Sheriff's Office
Case # 02-24:0-000077

COUNT II

ORGANIZED SCHEME TO DEFRAUD – OVER \$50,000

F.S. 817.034(4)(a)1

From May 2021 to September 2024, German Bonesi, with intent to defraud Dania Entertainment Center, LLC, did unlawfully participate in a systematic, ongoing course of conduct with intent to defraud one or more persons, or with intent to obtain property from one or more persons by false or fraudulent pretenses, representations, or promises or willful misrepresentations of a future act, and did thereby obtain property from the businesses or persons valued at \$759,835.66.

GROUND FOR ISSUANCE

The following grounds constitute this Affiant's reason for her belief that the laws of the State of Florida were violated as stated above and the facts establishing the grounds for this affidavit and the probable cause for believing that such facts exist are as follows:

AFFIANT QUALIFICATIONS

Your Affiant is a certified deputy sheriff with the Broward Sheriff's Office and has been so employed for seven years. Your Affiant has been a detective for one year and is currently assigned to the Dania Beach Criminal Investigations Unit. Your Affiant is a property crimes detective that specializes in identity theft, forgery, embezzlement, and elderly exploitation cases. Your Affiant is also a certified public accountant and has been licensed to practice in the State of Florida for nine years. Your Affiant has additional training in auditing, taxation, spreadsheet software programs, and was a QuickBooks ProAdvisor for several years. Prior to working for the sheriff's office, your Affiant served as an accountant for the National Aeronautics and Space Administration.

PROBABLE CAUSE

For the past 15 years, German Bonesi, the defendant, has been employed by Dania Entertainment Center (DEC). He was originally hired in Argentina, then agreed to be transferred to the United States to continue working for the company. He has been here since 2018. Prior to his termination, German's position was Chief Financial Officer. Part of his job duties included overseeing managing the company's finances.

From 2018 to 2023, German's compensation package included his salary, a company vehicle, cell phone, and housing. Any payments issued for salary or benefits were paid through the appropriate payroll channels (ADP Payroll and HR Solutions). In 2023, his compensation package was adjusted. His salary and bonuses were increased, but there would no longer be additional benefits and payments for a vehicle and housing.

In the fall of 2024, numerous accounting irregularities were discovered by DEC's CEO, [REDACTED]

For example, accounts weren't properly reconciling, other transactions lacked

Page 2 of 5

REV AB 2 10-20

ΣK

GENERAL AFFIDAVIT & APPLICATION FOR ARREST WARRANT
Broward Sheriff's Office
Case # 02-2410-000077

documentation, etc. In September 2024, an external accounting firm was retained to conduct an internal audit and find the anomalies. As part of their normal investigative process, the accounting firm had several questions relating to the company and their transactions. They directed their questions to German, as the CFO. His responses were delayed and unhelpful. German's attendance at work started to decline and numerous excuses were provided to account for his absences. Several days later, he called [REDACTED] and stated that he was going to resign from his position due to job related stresses. This was significant and unexpected for DEC. [REDACTED] immediately consulted with the director of human resources and an external labor attorney to discuss the concerns. [REDACTED] called German back and explained to that there were concerns relating to the financial statements. The auditors needed their questions answered before he resigned. When German refused, he was terminated.

[REDACTED] was then put in control of the company's bank accounts. He browsed through the various accounts and statements.

Each month, a portion of DEC's net income is transferred from their operating account to an external checking account, owned by Ondiss, Corp. The purpose of this account was to allocate earnings from DEC to Ondiss, Corp, to pay the individual shareholders and investors. In general, this account does not maintain a large balance. The money transferred in each month, is equally paid out, leaving a small balance. All payments made to Ondiss, Corp owners were reviewed and found to be proper and reasonable. It was part of German's responsibilities to ensure the appropriate funds were transferred to Ondiss, Corp each month.

[REDACTED] saw that each month, when the profits were transferred to Ondiss, Corp, German would include additional funds, above and beyond what was due to the investors. After the investors were paid, German would transfer the remaining funds to a DEC savings account. This account was infrequently used and not monitored by other company executives. From the DEC savings account, German would make payments to his personal credit card and loan companies.

DEC's bank accounts are managed by First Horizon Bank. Five years of statements were analyzed and revealed the following payments made from the DEC operating and savings accounts —

- From October 2022 to April 2024, 24 payments were made to A&D Mortgage, totaling \$13,635.42.
- From June 2021 to September 2024, 44 payments were made to Lakeview Loan Servicing, totaling \$155,526.12.
- From July 2023 to September 2024, 15 payments were made to Amerant Mortgage, totaling \$169,789.15.
- From October 2021 to August 2024, 56 payments were made to Citibank (credit card), totaling \$68,662.99.
- From May 2021 to September 2024, 82 payments were made to Petal Card, Inc. (credit card), totaling \$135,851.91.
- From May 2021 to September 2024, 63 payments were made to Discover (credit card), totaling \$62,951.13.

EK

24-1032-AF10

GENERAL AFFIDAVIT & APPLICATION FOR ARREST WARRANT
Broward Sheriff's Office
Case # 02-2410-000077

- From May 2021 to June 2024, 85 payments were made to Capital One (credit card), totaling \$153,418.94.

Certified records were received for the listed accounts. All were owned by German Bonesi, except for the A&D Mortgage account. This account was owned by Lagata, LLC, which is a company owned by German.

German Bonesi was not authorized to use company funds for his personal credit cards and mortgages. He was also not allowed to use DEC funds for his business's expenses (Lagata, LLC).

To date, the loss is \$759,835.66. There are still outstanding subpoenas for additional credit card and mortgage companies. Due to German's strong family and business ties to Argentina, there are concerns that he may attempt to leave the country, after he learns about the charges.

A sworn statement was obtained from Amaldo. DEC wants to press charges.

STATUTES BEING VIOLATED

Count I

Grand Theft – Greater than \$100,000

F.S. 812.014(2)(a)1

Count II

Organized Scheme to Defraud – Over \$50,000

F.S. 817.034(4)(a)1

As a result, the undersigned Affiant has probable cause to believe that **German Ernesto Bonesi**, (white/male [REDACTED]) stole over \$100,000 and obtained property by fraud over \$50,000, contrary to F.S. 812.014(2)(a)1 and F.S. 817.034(4)(a)1.

EK

GENERAL AFFIDAVIT & APPLICATION FOR ARREST WARRANT
Broward Sheriff's Office
Case # 02-2410-000077

The offenses set forth in the foregoing Affidavit are contrary to the statutes in such case made and provided, and against the peace and dignity of the State of Florida.

This affidavit is hereby submitted bearing your Affiant's signature supported by oath or affirmation in compliance with F.S. 901.02.

I, Detective Vecchio, having been duly sworn, say that the facts contained herein, are true and correct to the best of my knowledge, information and belief.

18349
AFFIANT/DETECTIVE AMANDA VECCHIO, CCN 18349
BROWARD SHERIFF'S OFFICE

The foregoing instrument was duly sworn to and subscribed before me this 15 day of NOV, 2024, by Detective Vecchio, who is personally known to me or who has produced (ID) as identification and who DID take an oath.

Officer Administering the Oath (Signature) [Signature]

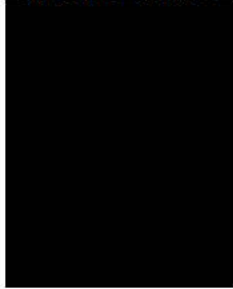
Officer Administering the Oath (Printed Name) E. Ho IF 10466

EK

BONESI, GERMAN ERNESTO

Inmate Information

Click To Enlarge



Arrest Number	362400165	Arrest Date	11/15/2024	Arresting Agency	WESTON
Race	W	Sex	M	DOB	[REDACTED]
Height	511	Weight	250	Hair	GRY
		Eyes	GRN	Visitation	View Schedule
Location	Main Jail				(https://www.sheriff.org/DOD/Pages/Facilities.aspx)
Expected Release Date					

Charge

Charge Number	1	Case Number	TMP2024AF955200		
Statute	812.014-2a1	Description	GRAND THEFT FIRST DEGREE>\$100000 OR LEO SEMI-TRLR		
Charge Comments	GRAND THEFT-GREATER THAN \$100,000				
Charge Status	PENDING TRIAL	Bond Type	HG	Bond Amount	\$0.00
Disposition		Projected Sent End Date			

Charge

Charge Number	2	Case Number	TMP2024AF955200		
Statute	817.034-4a1	Description	OBTAIN PROPERTY OVER 50000 DOLLARS BY FRAUD		
Charge Comments	ORGANIZED SCHEME TO DEFRAUD-OVER \$50,000				
Charge Status	PENDING TRIAL	Bond Type	HG	Bond Amount	\$0.00
Disposition		Projected Sent End Date			

HOLDER

Holder Number 1

Applied Date 11/16/2024

Holder Desc. NEBBIA

HOLDER

Holder Number 2

Applied Date 11/16/2024

Holder Desc. PASSPORT SURRENDER

For information about BSO's jail facilities including addresses and phone numbers, click here (<http://www.sheriff.org/DOD/Pages/Jail-Facilities.aspx>).

Click here (<http://www.sheriff.org/DOD/Pages/Inmate-Visitor-Info.aspx>) for general information about charges, bond, the arrest process and visiting and phoning incarcerated inmates in any Broward Sheriff's Office jail.

For information on specific court cases, please consult the Broward County Clerk of the Courts web site by clicking here (<http://www.browardclerk.org>).

Disclaimer: Information posted on this web site is provided for informational purposes only. It is subject to change and may be updated periodically. While every effort is made to ensure that the posted information is accurate, it may contain factual or other errors. Inmate information changes quickly, and the posted information may not reflect the current information. An arrest does not mean that the inmate has been convicted of the crime. Links to other sites are provided as a convenience to the user and no representation, warranty or endorsement of those sites is made by inclusion or exclusion of other web sites. The information on this web site should not be relied upon for any type of legal action. Unauthorized or illegal use of this information is strictly prohibited.



Broward County Sheriff's Office

24-12630
Booking Report FC



CIS #	362400165	BCCN #	980117	Booking Sheet Control Date and Time
OBTS	608307126	Print Clearance	11/15/24 23:34.26	11/16/24 03:28:49

Arrest #	WS 2400165	Offense Report #	08-2411-001547	Agency	WESTON
----------	------------	------------------	----------------	--------	--------

Last Name	BONESI, GERMAN ERNESTO	SSN #	[REDACTED]
First Middle			

Race	Sex	Height	Weight	Eyes	Hair	Comp.	Age Admitted	DOB	Place of Birth	State	FDLE
W	M	511	250	GRN	GRY	OLV	50	[REDACTED]		FLORIDA	0

Permanent Address	3680 HERON RIDGE LN WESTON FL 33331	Months of Residence	0
-------------------	-------------------------------------	---------------------	---

Arrest Date	11/15/24 20:58:00	Place of Arrest	3680 HERON RIDGE LN WESTON FL 33331	Arresting Officer	20255 WRIGHT
-------------	-------------------	-----------------	-------------------------------------	-------------------	--------------

Inmate Logged Date	11/15/24 22:09:07	Inmate Log Type	FULL INTAKE	Place Admitted	MAIN
--------------------	-------------------	-----------------	-------------	----------------	------

Intake Comments SP/CO-17054 CH/54/29/54-17054 WC-17834

Alias Last name, First, Middle, DOB BONESI, GERMAN, ERNESTO,

Warrants Officer Id: bs17834

Scars, Marks, Tattoos

Release Date/Time	Release Reason	Release Authorized By
-------------------	----------------	-----------------------

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B. Type	Bond Amount
1	11/16/24 03:21	812.014-2a1	TMP2024AF955200	1F	Y	HOLD FOR MAG	\$0.00

Charges GRAND THEFT FIRST DEGREE>\$100000 OR LEO Comments GRAND THEFT-GREATER THAN \$100,000
SEMI-TRLR

Booking Off. ID	bs19496	County	BROWARD	Judge	KOLLER
-----------------	---------	--------	---------	-------	--------

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B. Type	Bond Amount
2	11/16/24 03:22	817.034-4a1	TMP2024AF955200	1F	Y	HOLD FOR MAG	\$0.00

Charges OBTAIN PROPERTY OVER 50000 DOLLARS BY FRAUD Comments ORGANIZED SCHEME TO DEFRAUD-OVER \$50,000

Booking Off. ID	bs19496	County	BROWARD	Judge	KOLLER
-----------------	---------	--------	---------	-------	--------

Holder Status Code: ACTIVE

Holder Status Code: NEBBIA

Holder Status Code: ACTIVE

Holder Status Code: PASSPORT SURRENDER

* End of Report *

COMPLAINT AFFIDAVIT

SHADED FIELDS MUST BE ANSWERED IF DEFENDANT NOT IN CUSTODY

☒ ARREST FORM

BROWARD COUNTY

ARREST #

OBTS #

Filing Agency BROWARD COUNTY SO		Offense Report 08-2411-001547		Local ID #		FDLE #		FBI #		SS #	
Defendant's Last Name BONESI				First Middle GERMAN ERNESTO		SUF		Alias/Street Name		Citizenship US	
Race W	Sex M	Hgt 5'11	Wgt 250	Hair GRAY	Eyes GREEN	Comp OLIVE	Age 50	DOB		Birth Place	
Permanent Address 3680 HERON RIDGE LN, WESTON, FL 33331								Scars, Marks, TT			
Residence Type: (1) City (2) County (3) Florida (4) Out of State 3680 HERON RIDGE LN, WESTON, FL 33331								Place of Employment		Length	
How long defendant in Broward County		Breathalyzer By/CCN		Reading		Place of Arrest 3680 HERON RIDGE LN.		Date/Time Arrested 11/15/2024 20:58		Arresting Officer(s) CCN WRIGHT, KIERSTEN (20255)	
Officer Injured Y <input type="checkbox"/> N <input checked="" type="checkbox"/>		Unit PATR 0807	Zone	Beat	Shift ALPH	Trans Unit	PMD Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	Transporting Officer/CCN		Pick-up Time	Time Arrived/BSO
TYPE / ACTIVITY		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	Activity N-N/A P-Possess S-Sell B-Buy	T-Traffic A-Smuggle D-Deliver E-Use	M-Manufacture/ Produce/Cultivate K-Dispense/ Distribute Z-Other	Indication of Alcohol Influence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N <input type="checkbox"/> UK <input type="checkbox"/>		Drug Influence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N <input type="checkbox"/> UK <input type="checkbox"/>	

Attach
Defendant's
Photo

Defendant's Vehicle Make: _____ Type: _____ Year: _____ Color: _____ VIN # _____

Vehicle Towed To: _____ Tag #: _____ Other identifiers or remarks: _____

Name of victim(s) (if corporation, exact legal name and state of incorporation) STATE OF FL			
Count #	Offenses Charged	WC# / Citation # (if applicable)	FS or Capias/Warrant #
1	WARRANT	022410000077	20241250716

Probable Cause Affidavit

Before me this date personally appeared WRIGHT, KIERSTEN (20255) who being first duly sworn deposes and says that on 15 day of November, (year) 2024 at 3680 HERON RIDGE LN, WESTON, FL 33331 (crime location) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows

On 11/15/2024 at approximately 2100 hours, contact was made with German Bonsei [REDACTED] reference an outstanding warrant. Cnt: 1 GRAND THEFT - GREATER THAN \$100,000 Bond:0 Cnt: 2 ORGANIZED SCHEME TO DEFRAUD - OVER \$50,000 Bond:0 WC #022410000077. Capias #20241250716. Transported to the main jail for booking. Warrant confirmed by Teletype operator Marsha Lee Williams.

*** Continued ***

Under penalties of perjury, I declare that I have read the foregoing and that the facts stated therein are true and correct to the best of my knowledge and belief

Officer/Arresting Signature: [Signature] Officer's Name/CCN: WRIGHT, KIERSTEN (20255) Officer's Division: Weston

STATE OF FLORIDA
COUNTY OF BROWARD

Sworn to (or affirmed) and subscribed before me this 15 day of November, 2024 (year), by WRIGHT, KIERSTEN (name and title), who is personally known to me or has produced _____ as identification

Notary Public, Deputy Clerk of the Court, or Assistant State Attorney

Dep. 21158
Title/Rank and CCN

Print, Type or Stamp Commissioned Name of Notary Public

(SEAL)

Seventeenth Judicial Circuit
Broward County
State of Florida

FIRST APPEARANCE/ARREST FORM

Orig - Court
2nd - State Attorney
3rd - Filing Agency
4th - Arresting Agency

(SHOULD ADDITIONAL SPACE BE NEEDED, USE THE PROBABLE CAUSE AFFIDAVIT CONTINUATION (BSO DB#2a))

BSO DB#2 (Revised 05/00)

COURT COPY

CH/SU/29/24-17054

WB-17804

Exhibit # 3
Page 14 of 30

SP/co-17054

☐ **COMPLAINT AFFIDAVIT**
PROBABLE CAUSE AFFIDAVIT CONTINUATION

☒ **ARREST FORM**

BROWARD COUNTY
ARREST #

OBTs #

Filing Agency BROWARD COUNTY SO	Offense Report 08-2411-001547	Local ID #	FDLE	FBI	SS #
Defendant's Last Name BONESI	First GERMAN ERNESTO	Middle SUF	Alias/Street Name		Citizenship US
Name of victim(s) (if corporation, exact legal name and state of incorporation)					
Count #	Offenses Charged		WC# / Citation # (if applicable)		FS or Capias/Warrant #

***** SEE PAGE 1 *****

Probable Cause Affidavit

Before me this date personally appeared WRIGHT, KIERSTEN (20255) who being first duly sworn deposes and says that on 15 day of November, (year) 2024 at 3680 HERON RIDGE LN, WESTON, FL 33331 (crime location) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

Subject was taken into custody without incident and transported to BSO main jail.

I swear the above statement is correct and true to the best of my knowledge and belief

Officer/Affiant's Signature
STATE OF FLORIDA
COUNTY OF BROWARD

WRIGHT, KIERSTEN (20255)
Officer's Name/CCN

Weston
Officer's Division

Sworn to (or affirmed) and subscribed before me this 15 day of November, 2024 (year),
by WRIGHT, KIERSTEN (name and title), who is personally known to me or has produced
as identification.

Notary Public, Deputy Clerk of the Court, or Assistant State Attorney

Dep. 21158
Title/Rank and CCN

Print, Type or Stamp Commissioned Name of Notary Public

(SEAL)

Seventeenth Judicial Circuit
Broward County
State of Florida

FIRST APPEARANCE/ARREST FORM

BSO DB-#2a (Revised 05/00)

COURT COPY

Orig - Court
2nd - State Attorney
3rd - Filing Agency
4th - Arresting Agency

PROBABLE CAUSE DETERMINATION FOR

IN THE SEVENTEENTH CIRCUIT

IN AND FOR BROWARD COUNTY

BONESI, GERMAN ERNESTO

FINDINGS AND ORDER

362400165

2112630 FC

The Defendant having been arrested by: **WESTON**

Arrest Number: **2400165**

and having been brought before the undersigned as Committing Magistrate, the Court makes the following findings and enters the following ORDER:

I. Having reviewed the Affidavit(s) attached hereto of **WRIGHT**

, the Court finds:

A. ☒ Probable cause to believe the Defendant has committed, and shall be held to answer for the offense(s) of

Spanish Interp.

Charges

Case #

1 - GRAND THEFT FIRST DEGREE->\$100000 OR LEO SEMI-TRLR TMP2024AF955200
2 - OBTAIN PROPERTY OVER 50000 DOLLARS BY FRAUD TMP2024AF955200

HG

HG

Bond

NS
NS

But finds no probable cause as to the offense(s) of

and this cause is hereby continued for _____ hours and shall be brought back

before the committing Magistrate on _____ day of _____ OR

B. _____ No Probable cause to believe the defendant has committed any offense, and he is hereby ordered discharged from
from custody unless held on other unrelated charges

II. The Court has now advised the Defendant:

- A. Of the charges against him (see I.A. above)
- B. That he is not required to say anything, and anything he says may be held against him.
- C. Of his right to counsel, or if indigent, of his right to Court appointed Counsel.
- D. Of his right to an adversary Preliminary Hearing on any Felony charges, if an indictment or information is not filed against him within 21 days of his arrest.

III. BOND: A. Bond is set at the amount indicated.

IV. COUNSEL: A. _____ Defendant has or will retain private counsel: OR

B. _____ Defendant is declared indigent, and the Public Defender is appointed to represent him, subject to review at Arraignment.

V. Where the Defendant is detained under the Uniform Extradition Act, F. S. 941, this finding of Probable Cause shall operate to commit
the Defendant to the county jail for a period of thirty (30) days.

VI. Defendant is hereby remanded to the custody of the sheriff unless and until bonded (if bond has been set hereinabove) for further proceedings
according to law.

DONE AND ORDERED at Fort Lauderdale, Broward County, Florida on

NOV 17 2024

Original to: Clerk
Copies to: Sheriff
State Attorney

COMMITTING MAGISTRATE

Frank
Exhibit # 3
Page 16 of 30

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

THE STATE OF FLORIDA,

CASE NO.: 24-012630CF10A

v.

GERMAN E. BONESI,
Defendant.

_____ /

**NOTICE OF APPEARANCE, PLEA OF NOT GUILTY AND
DEMAND FOR JURY TRIAL**

COMES NOW, the Defendant, GERMAN E. BONESI, by and through undersigned counsel, and tenders the following to this court:

1. Please take notice that the undersigned are Attorneys of Record for the Defendant.
2. The Defendant waives reading of the charging documents and respectfully enters a plea of not guilty to those charges.
3. The Defendant respectfully demands a jury trial herein.

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically filed
this 19th day of November 2024.

Respectfully Submitted,

s/ Luis E. Reynoso
Luis E. Reynoso, Esq.
Fl. Bar No. 0864021

s/ Robert M. Erickson
Robert M. Erickson, Esq.
Fl. Bar No. 0107326
REYNOSO ERICKSON TRIAL LAW, P.A.
1801 NE 123rd Street, Suite 314
North Miami, Florida 33181
Telephone: (754) 216-4981
rob@reynosoerickson.com
luis@reynosoerickson.com



BRENDA D. FORMAN
CLERK OF CIRCUIT AND COUNTY COURT
17TH JUDICIAL CIRCUIT

201 Southeast 6th Street
Broward County Courthouse
Fort Lauderdale, Florida 33301

Date: November 27, 2024

In the Circuit/County Court
Broward County, Florida

State of Florida

Case Number: 24-012630CF10A

Vs.

GERMAN ERNESTO BONESI

Clerk's Receipt for Property

Pursuant to an Order of the Court signed by Judge Peter Holden the following items have been received from Laura Garcia Taddia, and are hereby placed in property:

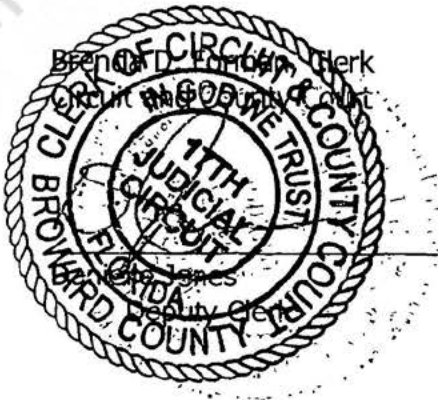
Item of Property

Argentino Passport

Serial Number

[REDACTED]

I hereby acknowledge receipt of the above described item(s), and in witness thereof, I have hereunto set my hand and affixed my seal of office at Fort Lauderdale, FL on this the 27th day of November, 2024.





Cash Appearance Bond

11/27/2024 6:45:23 PM

CIS Number

Bond Number

Bond Amount \$37,500.00

State of Florida, County of Broward

Defendant

GERMAN ERNESTO BONESI
3680 HERON RIDGE LN
WESTON, FL 33331

24-12630

Depositor

LAURA SUSANA GARCIA TADDIA
3680 HERON RIDGE LN
WESTON, FL 33331

KNOW ALL MEN BY THESE PRESENTS THAT I, LAURA SUSANA GARCIA TADDIA

have deposited with the Sheriff of Broward County, Florida, the sum of **\$37,500.00**

as security for the appearance of the Defendant upon the conditions hereinafter set forth. Defendant shall appear

before the Circuit Court, in and for, Broward County, City of Ft. Lauderdale

Florida at a time to be set by the Court to answer to a charge of

**GRAND THEFT FIRST DEGREE>\$100000 OR LEO SEMI-
TRLR**

24012630CF10A / GRAND THEFT-GREATER THAN \$100,000

or such other charges as may result therefrom. Defendant shall appear in said court from day to day and term to term and shall not depart the same without leave, else the sum deposited herein to be forfeited or estreated by order of the above court Pursuant to § 903.286, and § 939.17, Florida Statutes, Depositor understands and agrees that the Clerk of Court shall withhold from the return of the cash bond deposited herein, sufficient funds to pay for any unpaid cost of prosecution, costs of representation as provided by § 27.52 and 938.29, court fees, court costs, and criminal penalties on behalf of the criminal defendant, regardless of who posted the funds. Per FL Statute 903.31, Bonds expire after 36 months of the posting date.

The above sum received and this bond taken and approved by

me this 27 day of November 2024

Sheriff of Broward County, Florida

By bs21288

Defendant Signature

Depositor Signature

\$	Apply to Costs
\$	Return to Depositor
Date: _____	
Clerk's Signature (blue ink)	



Original Copy



Cash Bond copy



Depositor copy



Clerk copy



Permanent copy



Cash Appearance Bond

11/27/2024 6:45:23 PM

CIS Number

Bond Number

State of Florida, County of Broward

Bond Amount \$37,500.00

Defendant

GERMAN ERNESTO BONESI
3680 HERON RIDGE LN
WESTON, FL 33331

Depositor

LAURA SUSANA GARCIA TADDIA
3680 HERON RIDGE LN
WESTON, FL 33331

KNOW ALL MEN BY THESE PRESENTS THAT I, LAURA SUSANA GARCIA TADDIA

have deposited with the Sheriff of Broward County, Florida, the sum of **\$37,500.00**

as security for the appearance of the Defendant upon the conditions hereinafter set forth. Defendant shall appear

before the Circuit Court, in and for, Broward County, City of Ft. Lauderdale

Florida at a time to be set by the Court to answer to a charge of

**GRAND THEFT FIRST DEGREE>\$100000 OR LEO SEMI-
TRLR**

24012630CF10A / GRAND THEFT-GREATER THAN \$100,000

or such other charges as may result therefrom Defendant shall appear in said court from day to day and term to term and shall not depart the same without leave, else the sum deposited herein to be forfeited or estreated by order of the above court Pursuant to § 903.286, and § 939.17, Florida Statutes, Depositor understands and agrees that the Clerk of Court shall withhold from the return of the cash bond deposited herein, sufficient funds to pay for any unpaid cost of prosecution, costs of representation as provided by § 27.52 and 938.29, court fees, court costs, and criminal penalties on behalf of the criminal defendant, regardless of who posted the funds Per FL Statute 903.31, Bonds expire after 36 months of the posting date.

The above sum received and this bond taken and approved by

me this 27 day of November 2024

Sheriff of Broward County, Florida

Defendant Signature

Depositor Signature

By bs21288

\$	Apply to Costs
\$	Return to Depositor
Date.	
Clerk's Signature (blue ink)	

☐ Original Copy ☐ Cash Bond copy ☐ Depositor copy ☒ Clerk copy ☐ Permanent copy



Cash Appearance Bond

11/27/2024 6:45:23 PM

CIS Number [REDACTED]

State of Florida, County of Broward

Bond Number [REDACTED]

Bond Amount \$37,500.00

Defendant
GERMAN ERNESTO BONESI
3680 HERON RIDGE LN
WESTON, FL 33331

24-12630

Depositor
LAURA SUSANA GARCIA TADDIA
3680 HERON RIDGE LN
WESTON, FL 33331

KNOW ALL MEN BY THESE PRESENTS THAT I, LAURA SUSANA GARCIA TADDIA

have deposited with the Sheriff of Broward County, Florida, the sum of **\$37,500.00**

as security for the appearance of the Defendant upon the conditions hereinafter set forth. Defendant shall appear

before the Circuit Court, in and for, Broward County, City of Ft. Lauderdale

Florida at a time to be set by the Court to answer to a charge of

OBTAIN PROPERTY OVER 50000 DOLLARS BY FRAUD

24012630CF10A / ORGANIZED SCHEME TO DEFRAUD-OVER \$50,000

or such other charges as may result therefrom. Defendant shall appear in said court from day to day and term to term and shall not depart the same without leave, else the sum deposited herein to be forfeited or estreated by order of the above court Pursuant to § 903.286, and § 939.17, Florida Statutes, Depositor understands and agrees that the Clerk of Court shall withhold from the return of the cash bond deposited herein, sufficient funds to pay for any unpaid cost of prosecution, costs of representation as provided by § 27.52 and 938.29, court fees, court costs, and criminal penalties on behalf of the criminal defendant, regardless of who posted the funds Per FL Statute 903.31, Bonds expire after 36 months of the posting date

The above sum received and this bond taken and approved by

me this 27 day of November 2024

Sheriff of Broward County, Florida

By bs21288

Defendant Signature

[Signature]

Depositor Signature

\$ _____	Apply to Costs
\$ _____	Return to Depositor
Date: _____	
_____ Clerk's Signature (blue ink)	

☒ Original Copy ☐ Cash Bond copy ☐ Depositor copy ☐ Clerk copy ☐ Permanent copy



Cash Appearance Bond

11/27/2024 6:45:23 PM

CIS Number

State of Florida, County of Broward

Bond Number

Bond Amount \$37,500.00

Defendant

GERMAN ERNESTO BONESI
3680 HERON RIDGE LN
WESTON, FL 33331

Depositor

LAURA SUSANA GARCIA TADDIA
3680 HERON RIDGE LN
WESTON, FL 33331

KNOW ALL MEN BY THESE PRESENTS THAT I, LAURA SUSANA GARCIA TADDIA

have deposited with the Sheriff of Broward County, Florida, the sum of **\$37,500.00**

as security for the appearance of the Defendant upon the conditions hereinafter set forth Defendant shall appear

before the Circuit Court, in and for, Broward County, City of Ft. Lauderdale

Florida at a time to be set by the Court to answer to a charge of

OBTAIN PROPERTY OVER 50000 DOLLARS BY FRAUD

24012630CF10A / ORGANIZED SCHEME TO DEFRAUD-OVER \$50,000

or such other charges as may result therefrom. Defendant shall appear in said court from day to day and term to term and shall not depart the same without leave, else the sum deposited herein to be forfeited or esreated by order of the above court Pursuant to § 903.286, and § 939.17, Florida Statutes, Depositor understands and agrees that the Clerk of Court shall withhold from the return of the cash bond deposited herein, sufficient funds to pay for any unpaid cost of prosecution, costs of representation as provided by § 27.52 and 938.29, court fees, court costs, and criminal penalties on behalf of the criminal defendant, regardless of who posted the funds. Per FL Statute 903.31, Bonds expire after 36 months of the posting date

The above sum received and this bond taken and approved by

me this 27 day of November 2024

Sheriff of Broward County, Florida

Defendant Signature

Depositor Signature

By bs21288

\$	_____	Apply to Costs
\$	_____	Return to Depositor
Date:	_____	

Clerk's Signature (blue ink)		

☐ Original Copy ☐ Cash Bond copy ☐ Depositor copy ☒ Clerk copy ☐ Permanent copy



Broward County Sheriff's Office

Charge Report



CIS #	BCCN # 980117		Booking Sheet Control Date and Time								
OBTS 608307126	Print Clearance 11/15/24 23:34:26	Prints Yes	11/16/24 03:28:49								
Arrest # WS 2400165	Offense Report # 08-2411-001547	Agency WESTON									
Last Name First Middle BONESI, GERMAN ERNESTO		SSN # ****									
Race W	Sex M	Height 511	Weight 250	Eyes GRN	Hair GRY	Comp. OLV	Age Admitted 50	DOB	Place of Birth	State FLORIDA	FDLE 0
Release Date/Time		Release Reason			Release Authorized By						
Charge No. 1	Charge Initiation Date 11/16/24 03 21	Statute 812.014-2a1	Warrant/Capias 24012630CF10A	Level 1F	M.C Y	B. Type BOND	Bond Amount \$37,500 00				
Charges	GRAND THEFT FIRST DEGREE>\$100000 OR LEO SEMI-TRLR		Comments GRAND THEFT-GREATER THAN \$100,000								
Booking Off. ID bs19496	County BROWARD		Judge KOLLER								
Charge No. 2	Charge Initiation Date 11/16/24 03 22	Statute 817.034-4a1	Warrant/Capias 24012630CF10A	Level 1F	M.C Y	B. Type BOND	Bond Amount \$37,500 00				
Charges	OBTAIN PROPERTY OVER 50000 DOLLARS BY FRAUD		Comments ORGANIZED SCHEME TO DEFRAUD-OVER \$50,000								
Booking Off. ID bs19496	County BROWARD		Judge KOLLER								
Holder Status Code INACTIVE	Holder Status Code INACTIVE		Holder Status Code INACTIVE		Holder Status Code NEBBIA						
					Holder Status Code PASSPORT SURRENDER						
					Holder Status Code BOND COLLATERAL						

* End of Report *



BRENDA D. FORMAN

CLERK OF THE COURTS

browardclerk.org ■ BROWARD COUNTY, FLORIDA



Menu 

⚠ Learn more about the NEW Hope Card Program
(/Divisions/DomesticViolence#RequestaHopeCard).

Is your court hearing being held via Zoom? Learn more about Remote Court Hearings by Zoom
(/GeneralInformation/Miscellaneous#RemoteHearingsbyZoom)

Case Detail - Public

 Print

State of Florida Vs. Bonesi, German Ernesto

Broward County Case Number: 24012630CF10A

State Reporting Number: 062024CF012630A88810

Court Type: Felony

Case Type: 1st Degree Felony

Filing Date: 11/18/2024

Case Status: Pending

Court Location: Central Courthouse

Judge ID / Name: Holden - FC, Peter`

Magistrate Id / Name: N/A

BCCN: 0980117



- Party(ies)

Total: 2

Party Type	Party Name	? Address	? Attorneys / Address ★ Denotes Lead Attorney
State	State of Florida		
Defendant	Bonesi, German Ernesto Gender: Male Race: White DOB: [REDACTED]	3680 Heron Ridge Lane Weston, FL 33331	★ Reynoso, Luis E Bar ID: 864021 Attn: Reynoso Erickson Trial Law, P.A. 1801 NE 123 ST STE 314 North Miami, FL 33181 Status: Active

- Charge(s)

Total: 2

Offense Date	Charge	Degree	Detail
11/16/2024	1	(F1)	Grand Theft 1st Deg>\$100K/LEO Semi Date Filed: 11/16/2024 Current Statute: (F1)812.014(2)(a)1 Filing Agency: Broward Sheriff Office
11/16/2024	2	(F2)	Organized Fraud In The 2nd Degree Date Filed: 11/16/2024 Current Statute: (F2)817.034(4)(a)2 Filing Agency: Broward Sheriff Office



- Warrant(s)

Total: 0

There is no Warrant information available for this case.

- Bond(s)

Total: 0

There is no Bond information available for this case.

- Arrest(s)

Total: 2

Arrest Date	Charge	Arrest Number	Detail
11/16/2024	1	WS24000165	Arrest Name At Arrest: Bonesi, German Ernesto Offense: Grand Theft 1st Deg>\$100K/LEO Semi Degree: (F1) Bond Amount: \$ Statute: 812.014(2)(a)1 OBTS Number: 0608307126
11/16/2024	2	WS24000165	Arrest Name At Arrest: Bonesi, German Ernesto Offense: Organized Fraud In The 2nd Degree Degree: (F2) Bond Amount: \$ Statute: 817.034(4)(a)2 OBTS Number: 0608307126

- Disposition(s)

Total: 2






Offense Date	Charge	Disposition(s)
11/16/2024	1	Plea(s) 11/19/2024 Plea Written Plea Not Guilty-Jury
11/16/2024	2	Plea(s) 11/19/2024 Plea Written Plea Not Guilty-Jury

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: 11

Date	Description	Additional Text	View / Pages
12/02/2024	Bond Posted	Pwr#5132889	 /3
12/02/2024	Bond Posted	Pwr#5132888	 /2
11/27/2024	Passport Accepted		
11/27/2024	Passport Accepted		 /1



Date	Description	Additional Text	View / Pages
11/19/2024	File Defense Motion To Set Bond		 /4
11/19/2024	File Defense Written Plea Of Not Guilty		 /1
11/18/2024	Hrg Held / Magistrate Findings/Order - Probable Cause Found		 /1
11/18/2024	Arrest Paperwork		 /3
11/18/2024	Warrant Image		 /9
11/18/2024	File Notice Of Confidential Info Within Court Filing		 /1
11/16/2024	Electronic Case		

— 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.

Brenda D. Forman



Clerk of Court

Broward County

17th Judicial Circuit

[MORE ABOUT THE CLERK \(/ABOUTUS/ABOUTTHEOFFICE#ABOUTTHECLERK\)](#)



[\(https://www.facebook.com/browardclerkofcourts/\)](https://www.facebook.com/browardclerkofcourts/)

Connect with Us

[COURTHOUSE LOCATIONS \(/ABOUTUS/HOURSANDLOCATIONS#COURTHOUSELOCATIONS\)](#)



[CONTACT US \(/ABOUTUS/ABOUTTHEOFFICE#CONTACTUS\)](#)



[DISCLAIMER AGREEMENT \(/GENERALINFORMATION/MISCELLANEOUS#DISCLAIMERAGREEMENT\)](#)



[CLERK DIRECTORY \(/ABOUTUS/HOURSANDLOCATIONS#CLERKDIRECTORY\)](#)



[TELL US WHAT YOU THINK \(/MISCELLANEOUS/CLERKSURVEYS\)](#)



Accessibility & Support

[ADA NOTICE \(/GENERALINFORMATION/MISCELLANEOUS#ADA\)](#)



[PRINT](#)



[FREQUENTLY ASKED QUESTIONS](#)

[\(HTTPS://WWW.BROWARDCLERK.ORG//WEB2/CASESEARCHECA/FREQUENTQUESTIONS/\)](https://www.browardclerk.org/web2/caserearcheca/frequentquestions/)

[GLOSSARY OF TERMS \(HTTPS://WWW.BROWARDCLERK.ORG//WEB2/CASESEARCHECA/GLOSSARY/\)](#)



Main Courthouse Location



201 SE 6th Street
Fort Lauderdale
Florida, US 33301
Phone: (954) 831-6565

PUBLIC RECORDS CUSTODIAN (/GENERALINFORMATION/MISCELLANEOUS#PUBLICRECORDSCUSTODIAN) >
PURSUANT TO 119.12(2), F.S.

PUBLIC ACCESS TO JUDICIAL RECORDS (/GENERALINFORMATION/MISCELLANEOUS#JUDICIALRECORDRULE) >
PURSUANT TO RULE 2.420

Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this entity.

Instead, contact this office by phone or in writing.

© 2024 - All rights reserved

