Florida Gaming Control Commission

JULIE I. BROWN, CHAIR
TINA REPP, VICE CHAIR
JOHN D' AQUILA, COMMISSIONER
WILLIAM SPICOLA, COMMISSIONER
PETER CUDERMAN, COMMISSIONER

Meeting Agenda
Items # 1 – 4

1. Executive Director update
2. Discussion of Default Final Orders
   - 2.1. 2024-030673 – Hernandez Garcia, Jorge Barbaro
   - 2.2. 2025-069541 – Tucciarone Sr., Vincenzo
   - 2.3. 2025-069875 – Dominguez, Santiago
   - 2.4. 2025-069911 – Hernandez, Yasser
   - 2.5. 2025-072291 – Solomon Jr., Christopher Charles
   - 2.6. 2025-077378 – Chmura, Levi Christopher
   - 2.7. 2025-083319 – Ledezma, Ana Lilliam
3. Discussion of License Denial
   - 3.1. 2026-017892 – Fahey III, George John
4. Discussion of amended application for Cardroom License
   - 4.1. 2026-019327 – Daytona Beach Kennel Club, Inc.

If you want to make public comment at this meeting, please contact Dixie Parker no less than 24 hours before the start of the meeting at Dixie.Parker@flgaming.gov.

1. Executive Director update

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. Jorge Barbaro Hernandez Garcia Case No. 2024-030673, Default Final Order
Date:	March 30, 2026

Executive Summary

The Division of Pari-Mutuel Wagering (the Division) seeks the permanent exclusion of Jorge Barbaro Hernandez Garcia (Respondent) from all pari-mutuel facilities and all facilities of slot machine licensees in the state of Florida. Respondent did not file an election of rights and thereby waived his right to request a hearing contesting this matter. The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent from all pari-mutuel facilities and all facilities of slot machine licensees in the state of Florida.

Relevant Facts

On or about May 21 and May 23, 2024, Respondent was a patron of South Florida Racing Association, LLC d/b/a Hialeah Park Racing & Casino ("Hialeah Park").[1] On or about May 23, 2024, Respondent was ejected from Hialeah Park.[2]

Based on Respondent's ejection from Hialeah Park, the Division filed an Administrative Complaint on August 27, 2024, seeking his exclusion from all pari-mutuel facilities and any facility of a slot machine licensee in the state of Florida. Commission staff attempted, but were unable to complete, service via mail and personal service. Commission staff then requested that a notice of action be placed in Community Newspapers, which was published January 29, February 5, February 12, and February 19, 2026. Respondent did not respond to the notice.

Analysis

[1] Hialeah Park 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.

Florida law allows for the exclusion of Respondent from all pari-mutuel facilities and all facilities of slot machine licensees 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, Florida Statutes, 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 ejection from Hialeah Park, a pari-mutuel facility and facility of a slot machine licensee in this state, subjects him to permanent exclusion from all pari-mutuel facilities and all facilities of slot machine licensees in this state.

Staff Recommendation: The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent, Jorge Barbaro Hernandez Garcia, from all pari-mutuel facilities and all facilities of slot machine licensees in the state of Florida.

A FREE AND INDEPENDENT NEWSPAPER VOICE

COMMUNITY NEWSPAPERS

PUBLISHED MONDAY
MIAMI, MIAMI-DADE, FLORIDA

STATE OF FLORIDA
COUNTY OF MIAMI-DADE:

Before the undersigned authority personally appeared **GEORGIA GRIFFIN** who on oath says she is **OFFICE MANAGER** of Legal Advertising of Community Newspapers, published Monday at Miami-Dade, Florida; that the attached copy of advertisement, published on the publicly accessible website of Miami-Dade County, Florida and/or in a newspaper in print, being a Legal Advertisement of Notice in the Matter of

NOTICE OF ACTION:
JORGE BARBARO HERNANDEZ GARCIA
CASE NO.: 2024-030673

in the CIRCUIT Court, was published in said newspaper in the issue of

01/29, 02/05, 02/12, 02/19/2026

Affiant further says that the website or newspaper complies with the legal requirements for publication in chapter 50, Florida Satutes.

PROOF OF PUBLICATION -

AFFIANT

19TH day of FEBRUARY 2026

JESUS TOLEDO
(Print or type or stamp commissioned name of Notary Public)

(SEAL)

JESUS C. TOLEDO
Commission # HH 620185
Expires April 10, 2029

My Commission Expires:

NOTICE OF ACTION
BEFORE THE DIVISION OF PARI-MUTUEL WAGERING
IN RE: Sections 550.0251(6), and 551.112, Florida Statutes.
JORGE BARBARO HERNANDEZ-GARCIA
15263 Southwest 141st Street
Miami, Florida 33169
CASE NO.: 2024-030673
LICENSE NO.: N/A
The Florida Gaming Control Commission has filed an Administrative Complaint against you, a copy of which may be obtained by contacting Ebonie Lanier, Administrative Assistant III, Office of the General Counsel, Florida Gaming Control Commission, 4070 Esplanade Way, Suite 250, Tallahassee, FL 32399, (850) 794-8072.
If no contact has been made by you concerning the above by Thursday, February 26, 2026, the matter of the Administrative Complaint will be presented to the Florida Gaming Control
Commission at the next public meeting for final agency action.
In accordance with the Americans with Disabilities Act, persons needing special accommodation to participate in this proceeding should contact the individual or agency sending notice no later than seven days prior to the proceeding at the address given on notice. Telephone: (850) 257-6097; 1-800-955-8771 (TDD) or 1-800-955-8770 (v), via Florida Relay Service.
01/29, 02/05, 02/12, 02/19/2026

Community Newspapers
6796 S.W. 62nd Avenue
South Miami, Florida 33143
305-669-7355 Ext. 2226

FLORIDA GAMING CONTROL COMMISSION,

Petitioner,

v. FGCC Case No.: 2024-030673

JORGE BARBARO HERNANDEZ GARCIA

Respondent.
_____/

AFFIDAVIT OF SERVICE OR DILIGENT SEARCH

COMES NOW, the Affiant, an employee of the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, State of Florida, who first being duly sworn, deposes and states:

On (date) 1 MAY 2025, Affiant made a diligent effort to locate Respondent, to serve: ☐ License Denial; ☒Administrative Complaint and related papers; ☐_Subpoena(s); ☐_Final order; ESO and related papers; ___(other) _____.

(PLEASE CHECK APPLICABLE ANSWER)

____ Affiant made personal service on Respondent, on (date), _____, at (location) _____.

X Affiant was unable to make service after searching for Respondent at: (a) all addresses for Respondent shown in the F.G.C.C. investigation of the case; (b) all official addresses for Respondent shown in his/her licensing records of the Division of Pari-Mutuel Wagering; (c) any others: _____

Traci Sloan
_____
Signature of Affiant

STATE OF Florida
COUNTY OF Broward

Before me, appeared Traci Sloan; X who is personally known to me or ____whose identity I proved on the basis of _____; and who acknowledges that his/her signature appears above.

Sworn to or affirmed by Affiant before me this 2nd day of May 2025

_____
Notary Public

_____
Type or Print Name

MICHELLE M. FUTRELL
Commission # HH 135946
Expires June 14, 2025
Bonded Thru Budget Notary Services

Ebonie Lanier

From: Ebonie Lanier
Sent: Thursday, September 12, 2024 4:18 PM
To: Maya Jones
Subject: FW: Updated Address - HERNANDEZ GARCIA, JORGE - 2024030673
Attachments: FGCC AGC - Filing - COPY For FGCC - PARI-MUTUEL WAGERING - 8-27-2024 - 2024030673 - - ADMINISTRATIVE COMPLAINT.pdf

Importance: High

Hey Maya,

Please mail the above AC packet to:
951 BRICKELL AVE, APT 803
MIAMI, FL 33131-3930

Thanks,
-Ebonie Lanier

From: Julio Minaya <Julio.Minaya@flgaming.gov>
Sent: Thursday, September 12, 2024 3:32 PM
To: Ebonie Lanier <Ebonie.Lanier@flgaming.gov>; Derek Washington <Derek.Washington@flgaming.gov>; Tyrell Smith <Tyrell.Smith@flgaming.gov>; Bradford Jones <Bradford.Jones@flgaming.gov>
Subject: RE: Updated Address - HERNANDEZ GARCIA, JORGE - 2024030673
Importance: High

Hi Ebonie,

This is the lasts address for Mr. Hernandez Garcia:
951 BRICKELL AVE, APT 803
MIAMI, FL 33131-3930

Florida Gaming Control Commission
flgaming.gov

Julio Minaya
Investigation Manager
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering
1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1008

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: Ebonie Lanier <Ebonie.Lanier@flgaming.gov>
Sent: Thursday, September 12, 2024 2:43 PM
To: Julio Minaya <Julio.Minaya@flgaming.gov>; Derek Washington <Derek.Washington@flgaming.gov>; Tyrell Smith <Tyrell.Smith@flgaming.gov>; Bradford Jones <Bradford.Jones@flgaming.gov>
Subject: Updated Address - HERNANDEZ GARCIA, JORGE - 2024030673

Good Afternoon,

OGC has tried sending the AC Packet via certified mail, USPS tracking stated Addressee Unknown. Do you all happen to have a different address for the Respondent?

Thanks,
- Ebonie Lanier

Florida Gaming Control Commission
flgaming.gov

Ebonie Lanier
Administrative Assistant III
Office of the General Counsel
Office: (850) 794-8072
Fax: (850) 536-8709

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

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **8/27/2024**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

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

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

Petitioner,

v.

FGCC Case No.: 2024-030673

JORGE BARBARO HERNANDEZ GARCIA,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Jorge Barbaro Hernandez Garcia ("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 15263 Southwest 141st street Miami, Florida 33169.

3. At all times material hereto, South Florida Racing Association, Inc. d/b/a Hialeah Park Racing & Casino was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.

4. On or about May 21, and May 23, 2024, Respondent was a patron of Hialeah Park Racing & Casino.

5. On or about May 23, 2024, Respondent was ejected and permanently excluded from Hialeah Park Racing & Casino.

6. Respondent was permanently excluded for the reasons alleged in Exhibit 1.

7. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

8. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

9. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes based on his ejection from Hialeah Park Racing & Casino on or about May 23, 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 2024-030673 is signed this 26th day of August 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@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
tabbies
1

FAQ | Help | Sign Out

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

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

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

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

Lic Type	**1098 - Unlicensed Complaints**			Status	**90 Closed**	Status Date	**06/27/2024**
Complaint #	**2024030673**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**HERNANDEZ GARCIA, JORGE**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**05/21/2024**
Region	**SR - Southern Region**	Received	**05/28/2024**
Reference	**550.0251**		
Entered	**05/28/2024**	Entered By	**jhodge**

Summary: **544 - SOUTH FLORIDA RACING ASSOCIATES, LLC - 550.0251 Powers and duties of the Florida Gaming Control Commission - On May 21, 2024, Hialeah Park Racing and Casino Patron Mr. Jorge HERNANDEZ GARCIA was observed inappropriately touching two food and beverage servers, Romina Lopez and Ivis Roque. On May 23, 2024, Hialeah Park Racing and Casino upper management permanently excluded HERNANDEZ GARCIA for his actions and is requesting that he be placed on the Statewide Exclusion List. Surveillance provided this investigator with video surveillance as well as Surveillance report # (IN20240001012) and Security report # (IN20240001021). On May 28, 2024, based on the information provided by the facility an Open Case request was submitted to Investigations Supervisor Tyrell Smith for review and approval.**

Updated **06/27/2024 11:04:53** By **jhodge**

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

Change | Save | OK | Cancel | Back

Get Adobe Reader.

Florida Gaming Control Commission

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

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	May 24, 2024	**2024 03 0673**

Respondent:	Complainant:
JORGE BARBARO HERNANDEZ GARCIA **15263 SW 141st STREET** **MIAMI, FLORIDA 33169**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309** **TEL. - 954-202-3900**

License # and Type:	Profession:	Report Date:
N/A /1098	PATRON	May 29, 2024

Period of Investigation:	Type of Report:
May 24, 2024 TO June 3, 2024	**FINAL**

Alleged Violation: SF.S.S. 550.0251 Powers and duties of the Florida Gaming Control Commission
(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. 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.

Synopsis: On May 21, 2024, at Hialeah Park Racing and Casino, Mr. Jorge **HERNANDEZ GARCIA** was observed inappropriately touching two Food and Beverage (F&B) Servers, Romina Lopez and Ivis Roque. Hialeah Park Racing and Casino's senior management permanently excluded Mr. **HERNANDEZ GARCIA** for his actions and is requesting that he be placed on the Statewide Exclusion List.

Related Case(s):

Investigator / Date	Investigator Supervisor / Date:
Traci Sloan / June 7, 2024	Tyrell D. Smith / June 12, 2024

Chief of Investigations / Date

Bradford D. Jones / June 27, 2024

On May 21, 2024, at approximately 3:38 PM, while surveillance conducted a routine scan of the Poker Room, they observed Mr. **HERNANDEZ GARCIA**, a male patron wearing a beige colored shirt and black jeans acting in an inappropriate manner towards two food and beverage servers. Mr. **HERNANDEZ GARCIA** was observed hugging and then kissing female F&B Cocktail Server, Romina Lopez amorously on her ear and neck area repeatedly. In response, Ms. Lopez appeared to playfully push him away. Afterwards, female F&B Bartender, Ivis Roque walks up and Mr. **HERNANDEZ GARCIA** then turns to her and proceeds to kiss Ms. Roque in the breast area multiple times. Ms. Roque recoiled back, and they both (Lopez and Roque) positioned serving carts between themselves and Mr. **HERNANDEZ GARCIA (EXHIBIT #1).**

On May 23, 2024, at approximately 5:30 PM, Interim Director of Security, Julio Ramirez, was informed that Mr. **HERNANDEZ GARCIA** was again in the Poker Room and was to be excluded permanently as per senior management decision **(EXHIBIT #2 - PAGE #13).**

Further investigation reveals the following:

On May 24, 2024, Security Manager William Lantigua notified this Investigator of the incident, showed me the surveillance video and provided me with a copy of the video as well as the corresponding reports **(EXHIBIT #2).**

On May 29, 2024, at 1:40 PM in the presence of Craig Trimble, Director of Food and Beverage, I spoke with F&B Bartender, Ivis Roque. She stated that Mr. **HERNANDEZ GARCIA** greeted her with a kiss as she placed her hand on her cheek. She stated she did not know why it was a problem because this is a common greeting in Cuba. I explained the problem was because he went much lower than her cheek. She stated she did not know why he did that and that she told him he could not do that, this was her job, and there were cameras. Mr. Trimble stated that both ladies were directed to the Director of Human Resources, Nancy Santiago, due to the sexual nature of the issue.

At 2:05 PM, I spoke with Nancy Santiago, Director of Human Resources. She stated that both servers told her that although they felt the greeting was inappropriate, they felt like they handled the situation themselves by telling Mr. **HERNANDEZ GARCIA** that it was not appropriate. She further stated she told them that they handled the situation properly and made sure they knew that their safety was what was most important.

On May 31, 2024, at 12:30 PM, in the presence of Craig Trimble, Director of Food and Beverage, I spoke with F&B Cocktail Server, Romina Lopez. She stated that Mr. **HERNANDEZ GARCIA** greeted her with a kiss as he always does, placing her hand on her cheek. I explained that based on the video, he went lower than her cheek. She replied that maybe because he was tall, that he accidentally went lower to her neck.

Mr. **HERNANDEZ GARCIA** has been Permanently Excluded from Hialeah Park Racing and Casino; the facility is requesting that he be considered for state-wide exclusion **(EXHIBIT #2 - PAGE #13)**

Status: Case closed by Investigations and forwarded to Legal for review and possible state-wide exclusion of **HERNANDEZ GARCIA** from all Pari-Mutuel Wagering Facilities throughout the State of Florida.

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Incident File Full Report



iTrak Incident Reporting and Risk Management System Version 2019.3.2.33901

Incident Number: IN20240001012
Date/Time Occurred: 5/21/2024 3:49:52 PM
Day of Week: Tuesday
Created by: gurquijo

Printed By: wlantigua

Printed On: 5/24/2024 at 10:55:24 AM

EXHIBIT 2
PAGE 1

Incident File Full Report

Incident File #IN20240001012

		Record Creation Details	
Date/Time Occurred:	5/21/2024 3:49:52 PM	**Department:**	Surveillance
Day of Week Occurred:	Tuesday	**Owner:**	gurquijo
Date/Time Created:	5/21/2024 4:10:58 PM	**Operator ID:**	gurquijo
Date/Time Closed:		**Operator Name:**	
Closed By:		**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Hialeah Park Casino
Location:	Poker Room
Sublocation:	

Details of Incident:

Daily Log #:	DL20240020861
Incident Type:	Inappropriate Behavior
Specific:	Patron
Incident Status:	Open
Synopsis:	Male patron wearing beige shirt and black jeans was observed acting in inappropriate behavior. Toward female cocktail waitress on the poker room floor. The patron was observed hugging and kissing female waitress aggressively on neck and ear area. The male patron then turns to other female waitress and closes in with his face in her breast area. The patron then acts out kissing the waitress on her breast. 3:38 PM
Checklist:	

Narrative:

Created On	Created By	Modified On	Modified By
5/21/2024 4:10:59 F	gurquijo	5/24/2024 8:12:46 A	wlantigua

On 21 May 2024 at approximately 3:338 PM, while conducting Identify, Observe and Understand (I.O.U) scan of the Poker room, male patron wearing a Beige colored shirt and Black jeans was observed acting in inappropriate behavior towards personnel. The male patron was later identified as Jorge Barbaro Hernandez Garcia (Players Account #176834).

The following was observed on camera 256.

At 3:38 PM, Hernandez was observed hugging and then kissing female F&B Cocktail Server Romina Lopez aggressively on neck and ear area repeatedly. Afterward Hernandez then turns to F&B Bartender Ivis Roque who walks up and Hernandez then

Reporting Party:	**Supervisor:**

proceeds to close in with his face in Roque breast area. Hernandez then acts out kissing the waitress on her breast multiple times.

Director of Poker Angelo Garcia was informed and viewed video. No outcome was provided.

Video saved.

Update:
On 23 May 2024 at approximately 5:30 PM, Interim Director of Security Julio Ramirez informed of Hernandez Garcia located in the Poker room and was to be excluded permanently as per upper management decision.

A visual was established and the following was observed on camera's 254,395,245,259,237,17,10,9,7

At 5:30 PM, Hernandez Garcia is observed on poker room floor.

At 5:32 PM, Hernandez Garcia is observed standing by poker table 3. Shortly after Ramirez and Security Supervisor Armando Llorca call Hernandez Garcia over to poker brush station and begin to talk to Hernandez Garcia.

At 5:35 PM, Llorca and Ramirez escort Hernandez Garcia to the poker cashier cage. Hernandez Garcia cashes out his chips.

At 5:36 PM, Llorca and Ramirez escort Hernandez Garcia via north exit of poker room down stairs.

At 5:37 PM Hernandez Garcia hangs out in VIP parking lot talking to various other patrons.

At 5:42 PM, Hernandez Garcia gets in his grey chevy pickup truck and begins to exit the VIP station.

At 6:00 PM, Hernandez Garcia is observed leaving property via north parking lot exit.

Ramirez later advised that Hernandez Garcia was advised he was excluded from the premises.

Nothing further to report, video saved.

Executive Brief:

On 5-21-2024 at approximately 3:38 PM, Male patron identified as Jorge Barbaro Hernandez Garcia was observed acting in inappropriate behavior. Hernandez Garcia was observed hugging and kissing female cock tail waitress Romina Lopez aggressively on neck and ear area repeatedly and then turns to other F&B Bartender Ivis Roque and closes in with his face in her breast area. Hernandez Garcia then acts out kissing the waitress on her breast. Director of Poker Angelo Garcia viewed video. On 23 May 2024 Hernandez Garcia was approached by Security Management and excluded from premises.

Participants Involved:

Personnel

Full Name:	Lopez, Romina	Property:	Hialeah Park Casino
Role:	Cocktail Waitress, Witness	Department:	
Full Name:	Cladera Roque, Ivis	Property:	Hialeah Park Casino
Role:	Cocktail Waitress, Witness	Department:	

Subject

Full Name:	Hernandez Garcia, Jorge Barbaro	Company:	
Role:	Patron, Subject		

Incident File Full Report



iTrak Incident Reporting and Risk Management System Version 2019.3.2.33901

Incident Number: IN20240001021
Date/Time Occurred: 5/21/2024 3:49:00 PM
Day of Week: Tuesday
Created by: jramirez

Printed By: wlantigua

Printed On: 5/24/2024 at 11:10:26 AM

Incident File Full Report

Incident File #IN20240001021

		Record Creation Details	
Date/Time Occurred:	5/21/2024 3:49:00 PM	**Department:**	Security Dept
Day of Week Occurred:	Tuesday	**Owner:**	jramirez
Date/Time Created:	5/23/2024 2:03:14 PM	**Operator ID:**	jramirez
Date/Time Closed:	5/24/2024 9:21:05 AM	**Operator Name:**	
Closed By:	jramirez	**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Hialeah Park Casino
Location:	Poker Floor
Sublocation:	Poker

Details of Incident:

Daily Log #:	DL20240021264
Incident Type:	Inappropriate Behavior
Specific:	Inappropriate Behavior
Category:	Permanent
Incident Status:	Closed
Synopsis:	On 5/21/2024 Guest Jorge Barbaro Hernandez Garcia, was found by Surveillance Behaving inappropriately with Two F and B Waitress.
Checklist:	

Narrative:

Created On	Created By	Modified On	Modified By
5/23/2024 2:03:15 F	jramirez	5/24/2024 9:06:33 A	jramirez

On 5/23/2024 Director of Poker, Angelo Garcia notified me Security Director Julio Ramirez Regarding an Incident that had taken place on 5/21/2024. On 5/21/2024 At 3:25 PM, a Subject Later identified as Jorge Barbaro Hernandez Garcia was observed by Surveillance behaving inappropriately towards F and B waitress Romina Lopez and F and B Waitress Ivis Roque. Mr. Garcia was observed aggressively kissing F and B Lopez and later as F and B Roque walked up from behind he turned his attention to her and decided to bring his face extremely close to her Breast Area and act as if he was kissing her Breasts. A B.O.L.O. has been created for Mr. Garcia and his account flagged. Nothing Further.

Update: On 5/23/2024 At 5:30 PM, Mr. Jorge Barbaro Hernandez Garcia was spotted

Reporting Party:	Supervisor:

entering the Poker Room by Poker Director Angelo Garcia, Security Supervisor Armando Llorca Responded to the Location and Made contact with Mr. Garcia. Mr. Garcia was explained the situation and excluded Permanently. Mr. Garcia was escorted from the Property by Security. Nothing Further.

Executive Brief: On 5/21/2024 Guest Jorge Barbaro Hernandez Garcia, was found by Surveillance Behaving inappropriately with Two F and B Waitress.

EXCLUSION FORM

IMPRIMA O ESCRIBA LAS RESPUESTAS A LO SIGUIENTE EN LOS ESPACIOS PROPORCIONADOS

1. NAME: Hernandez Garcia (LAST (INCLUDE SR., JR., ETC., IF APPLICABLE)) Jorge (FIRST) Barbaro (MIDDLE)

2. DO YOU USE ANY OTHER NAME(S)? YES ____ NO ✓ IF YES, LIST THE ADDITIONAL NAME(S) BELOW (INCLUDE MAIDEN NAME, ALIASES, NICKNAMES OR ANY OTHER NAME(S)):

3. HOME ADDRESS OR CURRENT RESIDENCE:
15263 SW 141 ST

Miami (CITY) FL (STATE) 33196 (ZIP CODE)

4. HOME TELEPHONE OR CELL NUMBER ____

5. DATE OF BIRTH [redacted]

6. HEIGHT 6'3 (FT-IN)

7. WEIGHT 140 (LBS)

PLEASE CIRCLE APPROPRIATE ANSWER:

	GENDER:	MALE	FEMALE
8.	HAIR COLOR:	(BLACK)	BROWN
		BLOND	RED
		GRAY	WHITE
		BALD	OTHER
9.	EYE COLOR:	BLACK	(BROWN)
		HAZEL	BLUE
		GRAY	GREEN
10.	BODY TYPE:	SHORT	(TALL)
		OVERWEIGHT	SLENDER
		HEAVYSET	AVERAGE

11. EXCLUSION PERIOD: Permanent

12. EFFECTIVE DATE OF EXCLUSION: 5/23/2024

13. REASON FOR EXCLUSION: Inappropriate behavior

Firma del Cliente: Did not Sign Fecha: 5/23/2024

Firma del Tesigo: [signature] Fecha: 5/23/2024

Relevo de Responsabilidad: Al firmar esta forma el cliente entiende que al regresar el/ella dicha propiedad, "Poker room", "Casino",area de "Simulcast" o cualquiera de las areas pertinentes a Hialeah Casino, que incluyen los estacionamientos se expondra a traspaso o arresto. El/La cliente entiende qua al firmar dicha forma todo promociones de Hialeah Casino terminen inediatamente. El/La Cliente tambien entiende que al firmar dicha forma, no tendra ningun tipo de derecho a pagos por ganancias o perdidas por juegos durante su periodo de exclucion de Hialeah Park and Casino, I/o sus areas de "Simulcast"

State of Florida
Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
Investigations Section

PROPERTY RECEIPT

Complaint # 2024030673 Date 5-24-24 Lab # _____

Item No.	Quantity	Description
1	1	USB HIALEAH 2024000 1012

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

Signature

I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.

Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

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

Signature Date

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

Copies for: File, Transmittal, Laboratory, Property Receipt

Form DBPR 11-75 (Revised 01/04)

August 27, 2024

Jorge Hernandez Garcia
15263 SW 141st Street
Miami, FL 33169

Case No.: **2024-030673**
Subject: **SERVICE OF ADMINISTRATIVE COMPLAINT**

Dear Mr./Ms. Garcia:

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

FGCC v. JORGE HERNANDEZ GARCIA **CASE NO.: 2024-030673**

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**

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:

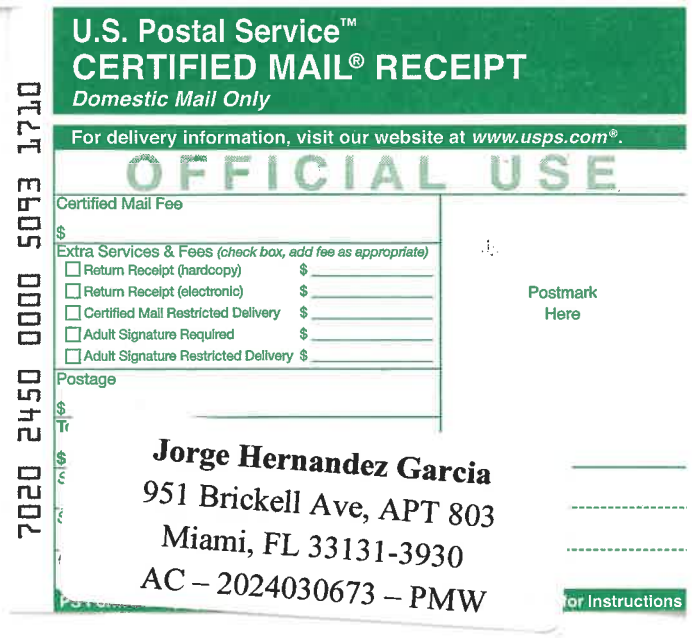
☐ Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to DOAH for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement.

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.

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

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



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Jorge Hernandez Garcia
951 Brickell Ave, APT 803
Miami, FL 33131-3930
AC – 2024030673 – PMW

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TALLAHASSEE, FL 32301
October 22, 2024, 11:04 am

Out for Delivery

TALLAHASSEE, FL 32301
October 22, 2024, 6:10 am

Arrived at Post Office

TALLAHASSEE, FL 32301
October 22, 2024, 4:46 am

In Transit to Next Facility

October 12, 2024

Arrived at USPS Regional Facility

YBOR CITY FL DISTRIBUTION CENTER
October 8, 2024, 7:24 pm

Arrived at USPS Regional Origin Facility

Feedback

GAINESVILLE FL DISTRIBUTION CENTER
September 25, 2024, 9:20 pm

Addressee Unknown

MIAMI, FL 33131
September 16, 2024, 8:10 pm

Arrived at USPS Regional Origin Facility

JACKSONVILLE FL DISTRIBUTION CENTER
September 13, 2024, 11:32 pm

USPS picked up item

TALLAHASSEE, FL 32311
September 13, 2024, 2:06 pm

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8-27-24

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Jorge Hernandez Garcia
15263 SW141st Street
Miami, FL 33169
AC – 2024030673 – PMW

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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FAQs >

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GAINESVILLE FL DISTRIBUTION CENTER
October 14, 2024, 5:46 pm

In Transit to Next Facility
October 10, 2024

Arrived at USPS Regional Facility
PENSACOLA FL PROCESSING CENTER
October 6, 2024, 12:13 pm

Arrived at USPS Facility
TAMPA, FL 33630
October 4, 2024, 6:14 pm

Arrived at USPS Regional Facility
GAINESVILLE FL DISTRIBUTION CENTER
September 18, 2024, 9:17 pm

Addressee Unknown

Feedback

MIAMI, FL 33196
August 31, 2024, 12:17 pm

Arrived at USPS Regional Facility

OPA LOCKA FL DISTRIBUTION CENTER
August 30, 2024, 12:27 am

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Track Another Package

Enter tracking or barcode numbers

Need More Help?

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FAQs

Lic Type	**1098 - Unlicensed Complaints**			Status **90 Closed**	Status Date **06/27/2024**
Complaint #	**2024030673**	Case Type	**CMP - Complaint**	Disposition	Disposition Date
Docket#		Respondent	**HERNANDEZ GARCIA, JORGE**	Responsible **bjones - JONES, BRADFORD**	**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**05/21/2024**
Region	**SR - Southern Region**	Received	**05/28/2024**
Reference	**550.0251**		
Entered	**05/28/2024**	Entered By	**jhodge**
Summary	**544 - SOUTH FLORIDA RACING ASSOCIATES, LLC - 550.0251 Powers and duties of the Florida Gaming Control Commission - On May 21, 2024, Hialeah Park Racing and Casino Patron Mr. Jorge HERNANDEZ GARCIA was observed inappropriately touching two food and beverage servers, Romina Lopez and Ivis Roque. On May 23, 2024, Hialeah Park Racing and Casino upper management permanently excluded HERNANDEZ GARCIA for his actions and is requesting that he be placed on the Statewide Exclusion List. Surveillance provided this investigator with video surveillance as well as Surveillance report # (IN20240001012) and Security report # (IN20240001021). On May 28, 2024, based on the information provided by the facility an Open Case request was submitted to Investigations Supervisor Tyrell Smith for review and approval.**		
Updated	**06/27/2024 11:04:53**	By	**jhodge**

☐ Parties ☑ Activities
☑ Allegations ☐ Discipline
☐ Violations ☐ Compliance
☐ Related ☑ Disposition
☐ Inspection
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Florida Gaming Control Commission

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

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	May 24, 2024	**2024 03 0673**

Respondent:	Complainant:
JORGE BARBARO HERNANDEZ GARCIA **15263 SW 141st STREET** **MIAMI, FLORIDA 33169**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309** **TEL. - 954-202-3900**

License # and Type:	Profession:	Report Date:
N/A /1098	PATRON	May 29, 2024

Period of Investigation:	Type of Report:
May 24, 2024 TO June 3, 2024	**FINAL**

Alleged Violation: SF.S.S. 550.0251 Powers and duties of the Florida Gaming Control Commission
(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. 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.

Synopsis: On May 21, 2024, at Hialeah Park Racing and Casino, Mr. Jorge **HERNANDEZ GARCIA** was observed inappropriately touching two Food and Beverage (F&B) Servers, Romina Lopez and Ivis Roque. Hialeah Park Racing and Casino's senior management permanently excluded Mr. **HERNANDEZ GARCIA** for his actions and is requesting that he be placed on the Statewide Exclusion List.

Related Case(s):

Investigator / Date	Investigator Supervisor / Date:
Traci Sloan / June 7, 2024	Tyrell D. Smith / June 12, 2024

Chief of Investigations / Date

Bradford D. Jones / June 27, 2024

On May 21, 2024, at approximately 3:38 PM, while surveillance conducted a routine scan of the Poker Room, they observed Mr. **HERNANDEZ GARCIA**, a male patron wearing a beige colored shirt and black jeans acting in an inappropriate manner towards two food and beverage servers. Mr. **HERNANDEZ GARCIA** was observed hugging and then kissing female F&B Cocktail Server, Romina Lopez amorously on her ear and neck area repeatedly. In response, Ms. Lopez appeared to playfully push him away. Afterwards, female F&B Bartender, Ivis Roque walks up and Mr. **HERNANDEZ GARCIA** then turns to her and proceeds to kiss Ms. Roque in the breast area multiple times. Ms. Roque recoiled back, and they both (Lopez and Roque) positioned serving carts between themselves and Mr. **HERNANDEZ GARCIA (EXHIBIT #1).**

On May 23, 2024, at approximately 5:30 PM, Interim Director of Security, Julio Ramirez, was informed that Mr. **HERNANDEZ GARCIA** was again in the Poker Room and was to be excluded permanently as per senior management decision **(EXHIBIT #2 - PAGE #13).**

Further investigation reveals the following:

On May 24, 2024, Security Manager William Lantigua notified this Investigator of the incident, showed me the surveillance video and provided me with a copy of the video as well as the corresponding reports **(EXHIBIT #2).**

On May 29, 2024, at 1:40 PM in the presence of Craig Trimble, Director of Food and Beverage, I spoke with F&B Bartender, Ivis Roque. She stated that Mr. **HERNANDEZ GARCIA** greeted her with a kiss as she placed her hand on her cheek. She stated she did not know why it was a problem because this is a common greeting in Cuba. I explained the problem was because he went much lower than her cheek. She stated she did not know why he did that and that she told him he could not do that, this was her job, and there were cameras. Mr. Trimble stated that both ladies were directed to the Director of Human Resources, Nancy Santiago, due to the sexual nature of the issue.

At 2:05 PM, I spoke with Nancy Santiago, Director of Human Resources. She stated that both servers told her that although they felt the greeting was inappropriate, they felt like they handled the situation themselves by telling Mr. **HERNANDEZ GARCIA** that it was not appropriate. She further stated she told them that they handled the situation properly and made sure they knew that their safety was what was most important.

On May 31, 2024, at 12:30 PM, in the presence of Craig Trimble, Director of Food and Beverage, I spoke with F&B Cocktail Server, Romina Lopez. She stated that Mr. **HERNANDEZ GARCIA** greeted her with a kiss as he always does, placing her hand on her cheek. I explained that based on the video, he went lower than her cheek. She replied that maybe because he was tall, that he accidentally went lower to her neck.

Mr. **HERNANDEZ GARCIA** has been Permanently Excluded from Hialeah Park Racing and Casino; the facility is requesting that he be considered for state-wide exclusion **(EXHIBIT #2 - PAGE #13)**

Status: Case closed by Investigations and forwarded to Legal for review and possible state-wide exclusion of **HERNANDEZ GARCIA** from all Pari-Mutuel Wagering Facilities throughout the State of Florida.

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III. EXHIBITS …… 3

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3. PROPERTY RECEIPT …… 1-1

Incident File Full Report

iTrak Incident Reporting and Risk Management System Version 2019.3.2.33901

Incident Number: IN20240001012
Date/Time Occurred: 5/21/2024 3:49:52 PM
Day of Week: Tuesday
Created by: gurquijo

Printed By: wlantigua

Printed On: 5/24/2024 at 10:55:24 AM

Incident File Full Report

Incident File #IN20240001012

		Record Creation Details	
Date/Time Occurred:	5/21/2024 3:49:52 PM	**Department:**	Surveillance
Day of Week Occurred:	Tuesday	**Owner:**	gurquijo
Date/Time Created:	5/21/2024 4:10:58 PM	**Operator ID:**	gurquijo
Date/Time Closed:		**Operator Name:**	
Closed By:		**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Hialeah Park Casino
Location:	Poker Room
Sublocation:	

Details of Incident:

Daily Log #:	DL20240020861
Incident Type:	Inappropriate Behavior
Specific:	Patron
Incident Status:	Open
Synopsis:	Male patron wearing beige shirt and black jeans was observed acting in inappropriate behavior. Toward female cocktail waitress on the poker room floor. The patron was observed hugging and kissing female waitress aggressively on neck and ear area. The male patron then turns to other female waitress and closes in with his face in her breast area. The patron then acts out kissing the waitress on her breast. 3:38 PM
Checklist:	

Narrative:

Created On	Created By	Modified On	Modified By
5/21/2024 4:10:59 F	gurquijo	5/24/2024 8:12:46 A	wlantigua

On 21 May 2024 at approximately 3:338 PM, while conducting Identify, Observe and Understand (I.O.U) scan of the Poker room, male patron wearing a Beige colored shirt and Black jeans was observed acting in inappropriate behavior towards personnel. The male patron was later identified as Jorge Barbaro Hernandez Garcia (Players Account #176834).

The following was observed on camera 256.

At 3:38 PM, Hernandez was observed hugging and then kissing female F&B Cocktail Server Romina Lopez aggressively on neck and ear area repeatedly. Afterward Hernandez then turns to F&B Bartender Ivis Roque who walks up and Hernandez then

Reporting Party:	Supervisor:

proceeds to close in with his face in Roque breast area. Hernandez then acts out kissing the waitress on her breast multiple times.

Director of Poker Angelo Garcia was informed and viewed video. No outcome was provided.

Video saved.

Update:
On 23 May 2024 at approximately 5:30 PM, Interim Director of Security Julio Ramirez informed of Hernandez Garcia located in the Poker room and was to be excluded permanently as per upper management decision.

A visual was established and the following was observed on camera's 254,395,245,259,237,17,10,9,7

At 5:30 PM, Hernandez Garcia is observed on poker room floor.

At 5:32 PM, Hernandez Garcia is observed standing by poker table 3. Shortly after Ramirez and Security Supervisor Armando Llorca call Hernandez Garcia over to poker brush station and begin to talk to Hernandez Garcia.

At 5:35 PM, Llorca and Ramirez escort Hernandez Garcia to the poker cashier cage. Hernandez Garcia cashes out his chips.

At 5:36 PM, Llorca and Ramirez escort Hernandez Garcia via north exit of poker room down stairs.

At 5:37 PM Hernandez Garcia hangs out in VIP parking lot talking to various other patrons.

At 5:42 PM, Hernandez Garcia gets in his grey chevy pickup truck and begins to exit the VIP station.

At 6:00 PM, Hernandez Garcia is observed leaving property via north parking lot exit.

Ramirez later advised that Hernandez Garcia was advised he was excluded from the premises.

Nothing further to report, video saved.

Executive Brief:

On 5-21-2024 at approximately 3:38 PM, Male patron identified as Jorge Barbaro Hernandez Garcia was observed acting in inappropriate behavior. Hernandez Garcia was observed hugging and kissing female cock tail waitress Romina Lopez aggressively on neck and ear area repeatedly and then turns to other F&B Bartender Ivis Roque and closes in with his face in her breast area. Hernandez Garcia then acts out kissing the waitress on her breast. Director of Poker Angelo Garcia viewed video. On 23 May 2024 Hernandez Garcia was approached by Security Management and excluded from premises.

Reporting Party:

Supervisor:

EXHIBIT 2
PAGE 3

Participants Involved:

Personnel

Full Name:	Lopez, Romina	Property:	Hialeah Park Casino
Role:	Cocktail Waitress, Witness	Department:	
Full Name:	Cladera Roque, Ivis	Property:	Hialeah Park Casino
Role:	Cocktail Waitress, Witness	Department:	

Subject

Full Name:	Hernandez Garcia, Jorge Barbaro	Company:	
Role:	Patron, Subject		

Reporting Party:

Supervisor:

Media Title
1

Original Filename
UploadedFile_f4828f90-6ed6-4bbb-ad14-0c7680f71bf0.jpg

Date Attached
5/21/2024 4:21:45 PM

Attached By
gurquijo

Type
JPG

Size
359063



Media Title
Jorge Barbaro Hernandez Garcia

Original Filename
UploadedFile_3c9113e3-2d8b-47c7-93b3-6bc265e294f3.jpg

Date Attached
5/24/2024 9:07:08 AM

Attached By
wlantigua

Type
JPG

Size
153549



Media Title
2

Original Filename
UploadedFile_7c1e45b3-c93f-435d-95a3-f0e5036d5fc9.jpg

Date Attached
5/21/2024 4:21:50 PM

Attached By
gurquijo

Type
JPG

Size
365205



Media Title
IN20240001012-3

Original Filename
UploadedFile_2d278e0f-2e17-4416-8f5a-9fa956d6ebca.jpg

Date Attached
5/23/2024 6:03:16 PM

Attached By
wlantigua

Type
JPG

Size
192138



EXHIBIT 2
PAGE 6

Incident File Full Report

iTrak Incident Reporting and Risk Management System Version 2019.3.2.33901

Incident Number: IN20240001021
Date/Time Occurred: 5/21/2024 3:49:00 PM
Day of Week: Tuesday
Created by: jramirez

Printed By: wlantigua

Printed On: 5/24/2024 at 11:10:26 AM

Incident File Full Report

Incident File #IN20240001021

		Record Creation Details	
Date/Time Occurred:	5/21/2024 3:49:00 PM	**Department:**	Security Dept
Day of Week Occurred:	Tuesday	**Owner:**	jramirez
Date/Time Created:	5/23/2024 2:03:14 PM	**Operator ID:**	jramirez
Date/Time Closed:	5/24/2024 9:21:05 AM	**Operator Name:**	
Closed By:	jramirez	**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Hialeah Park Casino
Location:	Poker Floor
Sublocation:	Poker

Details of Incident:

Daily Log #:	DL20240021264
Incident Type:	Inappropriate Behavior
Specific:	Inappropriate Behavior
Category:	Permanent
Incident Status:	Closed
Synopsis:	On 5/21/2024 Guest Jorge Barbaro Hernandez Garcia, was found by Surveillance Behaving inappropriately with Two F and B Waitress.
Checklist:	

Narrative:

Created On	Created By	Modified On	Modified By
5/23/2024 2:03:15 F	jramirez	5/24/2024 9:06:33 A	jramirez

On 5/23/2024 Director of Poker, Angelo Garcia notified me Security Director Julio Ramirez Regarding an Incident that had taken place on 5/21/2024. On 5/21/2024 At 3:25 PM, a Subject Later identified as Jorge Barbaro Hernandez Garcia was observed by Surveillance behaving inappropriately towards F and B waitress Romina Lopez and F and B Waitress Ivis Roque. Mr. Garcia was observed aggressively kissing F and B Lopez and later as F and B Roque walked up from behind he turned his attention to her and decided to bring his face extremely close to her Breast Area and act as if he was kissing her Breasts. A B.O.L.O. has been created for Mr. Garcia and his account flagged. Nothing Further.

Update: On 5/23/2024 At 5:30 PM, Mr. Jorge Barbaro Hernandez Garcia was spotted

Reporting Party:

Supervisor:

entering the Poker Room by Poker Director Angelo Garcia, Security Supervisor Armando Llorca Responded to the Location and Made contact with Mr. Garcia. Mr. Garcia was explained the situation and excluded Permanently. Mr. Garcia was escorted from the Property by Security. Nothing Further.

Executive Brief: On 5/21/2024 Guest Jorge Barbaro Hernandez Garcia, was found by Surveillance Behaving inappropriately with Two F and B Waitress.

Reporting Party:	Supervisor:

Media Title
4

Original Filename
UploadedFile_a43a3477-8c8a-465c-bf68-c178ee75b02c.jpg

Date Attached
5/24/2024 9:06:59 AM

Attached By
jramirez

Type
JPG

Size
192138



Media Title
1

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Date Attached
5/23/2024 2:25:44 PM

Attached By
jramirez

Type
JPG

Size
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Media Title
3

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Date Attached
5/23/2024 2:25:58 PM

Attached By
jramirez

Type
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Size
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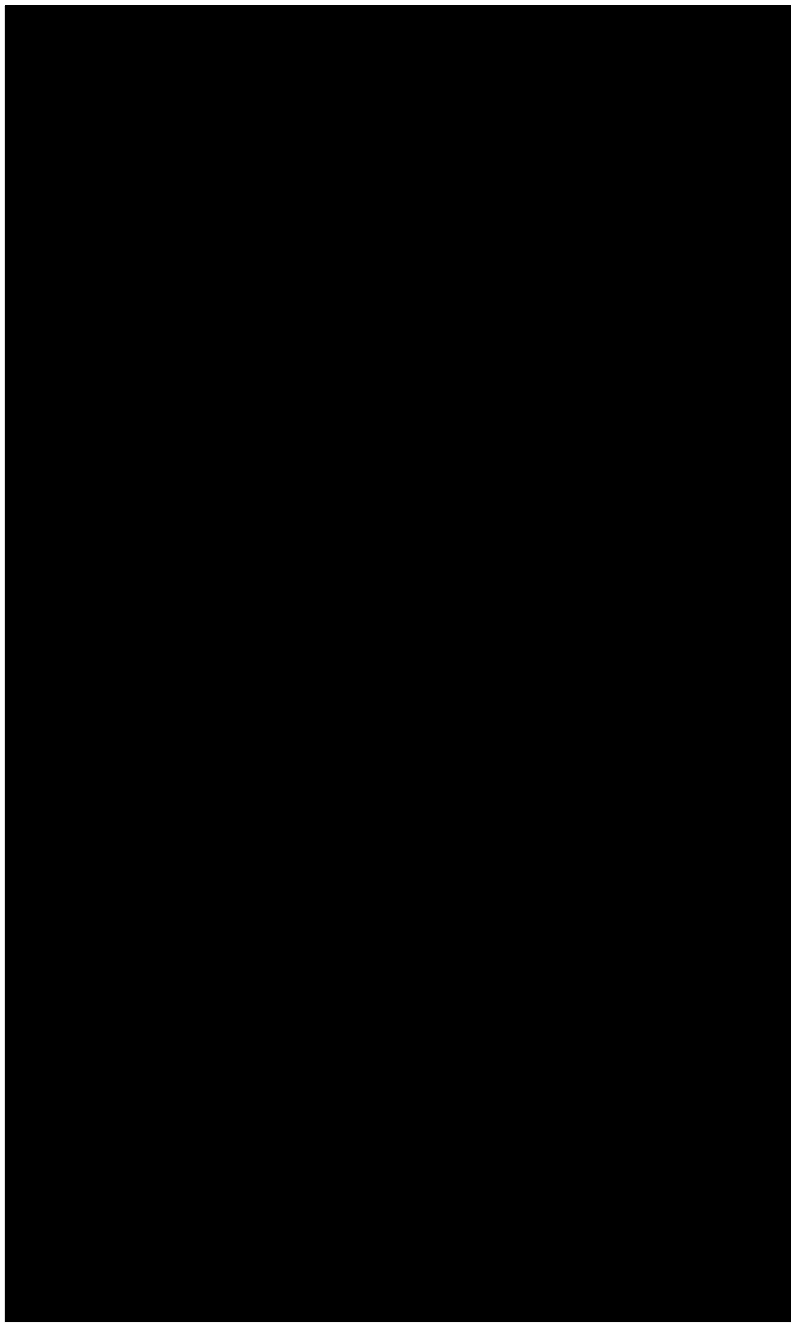

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Date Attached
5/23/2024 2:25:51 PM

Attached By
jramirez

Type
JPG

Size
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Media Title
5

Original Filename
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Date Attached
5/24/2024 9:19:53 AM

Attached By
jramirez

Type
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Size
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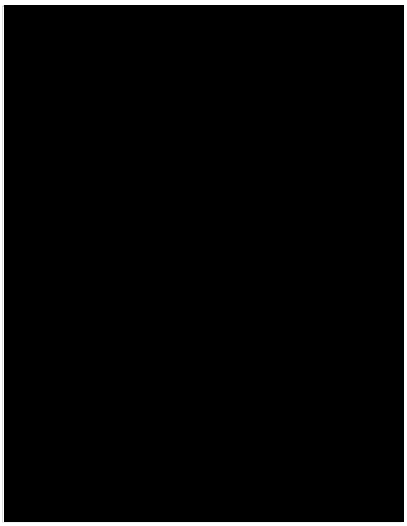

EXCLUSION FORM

IMPRIMA O ESCRIBA LAS RESPUESTAS A LO SIGUIENTE EN LOS ESPACIOS PROPORCIONADOS

1. NAME: Hernandez Garcia Jorge Barbaro
   LAST (INCLUDE SR., JR., ETC., IF APPLICABLE) FIRST MIDDLE

2. DO YOU USE ANY OTHER NAME(S)? YES____ NO ✓ IF YES, LIST THE ADDITIONAL NAME(S) BELOW (INCLUDE MAIDEN NAME, ALIASES, NICKNAMES OR ANY OTHER NAME(S)):

3. HOME ADDRESS OR CURRENT RESIDENCE:
   15263 SW 141 ST
   Miami FL 33196
   CITY STATE ZIP CODE

4. HOME TELEPHONE OR CELL NUMBER_____

5. DATE OF BIRT [redacted]

6. HEIGHT 6'5
   FT-IN

7. WEIGHT 140
   LBS

PLEASE CIRCLE APPROPRIATE ANSWER:

	GENDER:	MALE	FEMALE
8.	HAIR COLOR:	(BLACK)	BROWN
		BLOND	RED
		GRAY	WHITE
		BALD	OTHER
9.	EYE COLOR:	BLACK	(BROWN)
		HAZEL	BLUE
		GRAY	GREEN
10.	BODY TYPE:	SHORT	(TALL)
		OVERWEIGHT	SLENDER
		HEAVYSET	AVERAGE

11. EXCLUSION PERIOD: Permanent

12. EFFECTIVE DATE OF EXCLUSION: 5/23/2024

13. REASON FOR EXCLUSION: Inappropriate behavior

Firma del Cliente: Did not Sign Fecha: 5/23/2024

Firma del Tesigo: [signature] Fecha: 5/23/2024

Relevo de Responsabilidad: Al firmar esta forma el cliente entiende que al regresar el/ella dicha propiedad, "Poker room", "Casino",area de "Simulcast" o cualquiera de las areas pertinentes a Hialeah Casino, que incluyen los estacionamientos se expondra a traspaso o arresto. El/La cliente entiende qua al firmar dicha forma todo promociones de Hialeah Casino terminen inediatamente. El/La Cliente tambien entiende que al firmar dicha forma, no tendra ningun tipo de derecho a pagos por ganancias o perdidas por juegos durante su periodo de exclucion de Hialeah Park and Casino, I/o sus areas de "Simulcast"

State of Florida
Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
Investigations Section

PROPERTY RECEIPT

Complaint # 2024 03 0673 Date 5-24-24 Lab # _____

Item No.	Quantity	Description
1	1	USB HIALEAH 2024000 1012

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

Signature

I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.

Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

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

Signature Date

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

Copies for: File, Transmittal, Laboratory, Property Receipt

Form DBPR 11-75 (Revised 01/04)

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Through:	Justin Hundersmarck, Senior Attorney
Re:	FGCC v. Vincenzo Tucciarone, Sr. Case No. 2025-069541, Default Final Order
Date:	March 31, 2026

Executive Summary

The Division of Pari-Mutuel Wagering (Division) seeks the suspension of the pari-mutuel wagering professional individual occupational license of Vincenzo Tucciarone, Sr. (Respondent). By failing to respond to the Administrative Complaint, Respondent waived his right to request a hearing contesting the Division's decision. Therefore, the Division requests that the Florida Gaming Control Commission enter a final order suspending Respondent's pari-mutuel wagering professional individual occupational license until such time as Respondent satisfies its accumulated financial obligation or the Commission receives confirmation that Respondent entered into a payment plan to the satisfaction of all parties.

Relevant Facts

On September 22, 2025, an amended judgment of default of $5,573.90 was entered against Respondent for unpaid financial obligations regarding veterinary services in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida in Case No. COCE25015269. These unpaid financial obligations related to racing conducted at a pari-mutuel facility in the state of Florida.

The Division filed an Administrative Complaint on December 3, 2025. The election of rights form accompanying the Administrative Complaint made it clear that the Respondent had 21 days[1] to file a written response to the Administrative Complaint. Respondent was served on January 7, 2026, had until January 28, 2026, to respond, and did not do so.

Analysis

[1] *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.")

Section 550.105(7), Florida Statutes, provides, that "[t]he commission may deny, revoke, or suspend any occupational license if the applicant therefor or holder thereof accumulates unpaid obligations or defaults in obligations, or issues drafts or checks that are dishonored or for which payment is refused without reasonable cause, if such unpaid obligations, defaults, or dishonored or refused drafts or checks directly relate to the sport of jai alai or racing being conducted at a pari-mutuel facility within this state."

Respondent defaulted in the Seventeenth Circuit in obligations directly relating to racing in the state of Florida. Accordingly, Respondent's license may be suspended or revoked. Moreover, Respondent failed to file a timely response to the properly served Administrative Complaint and thereby waived his right to request an administrative hearing.

Staff Recommendation: The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order suspending the pari-mutuel wagering professional individual occupational license of Respondent, Vincenzo Tucciarone, Sr., until such time as Respondent satisfies its accumulated financial obligation or the Commission receives confirmation that Respondent entered into a payment plan to the satisfaction of all parties.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **12/03/2025**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

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

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

Petitioner,

v.

FGCC Case No.: 2025-069541

VINCENZO TUCCIARONE, SR,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Vincenzo Tucciarone, Sr. ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.

2. At all times material hereto, Respondent held a Pari-Mutuel Professional Individual Occupational License, number 12281199 issued pursuant to section 550.105(2)(a), Florida Statutes.

3. On or about September 22, 2025, an amended default & final judgment of $5,573.90 was entered against Respondent for unpaid financial obligations regarding veterinary services in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, in case number COCE25015269.

4. This unpaid financial obligation relates to racing conducted at a pari-mutuel facility in the state of Florida.

5. Pursuant to section 550.105(7), Florida Statutes:

> The commission may deny, revoke, or suspend any occupational license if the applicant therefor or holder thereof accumulates unpaid obligations or defaults in obligations, or issues drafts or checks that are dishonored or for which payment is refused without reasonable cause, if such unpaid obligations, defaults, or dishonored or refused drafts or checks directly relate to the sport of jai alai or racing being conducted at a pari-mutuel facility within this state.

6. Based on the foregoing, Respondent violated section 550.105(7), Florida Statutes, by accumulating unpaid obligations or defaults in obligations that directly related to racing conducted at a pari-mutuel facility in the state of Florida.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties the Commission is authorized to impose pursuant to section 550.105(7), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2025-069541 is signed this 2nd day of December, 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) 536-8712
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.

December 4, 2025

Vincenzo Tucciarone, Sr
212 Ne 3 Street, Unit #8
Hallandale Beach, Florida 33009

Case No.: **2025-069541**
Subject: **SERVICE OF ADMINISTRATIVE COMPLAINT**

Dear Vincenzo Tucciarone, Sr:

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
Deputy General Counsel
850-794-8066

Enclosures: Administrative Complaint and Election of Rights Form

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. VINCENZO TUCCIARONE, SR **CASE NO.: 2025-069541**

ELECTION OF RIGHTS

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

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

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

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

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

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8712
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

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

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

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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

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

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

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

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

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

Relayed: FGCC Case No. 2025-069541m - Administrative Complaint

Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@flgaming.gov>

Sent Wed 1/7/2026 3:26 PM

To Maya Williams

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

FoxTale@ptd.net (FoxTale@ptd.net)

Subject: FGCC Case No. 2025-069541m - Administrative Complaint

Lic Type	**1021 - Pari-Mutuel Wagering Individual Occupational**			Status	**90 Closed**	Status Date	**09/29/2025**
Complaint #	**2025069541**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**TUCCIARONE, VINCENZO SR**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**CNSM - Consumer**	Security Level	**1**
Form	**PCOM - PMW Complaint**	Priority	
Class'n	**IV-A - Financial Responsibility**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**08/28/2025**
Region	**SR - Southern Region**	Received	**09/23/2025**
Reference	**550.105(7)**		
Entered	**09/23/2025**	Entered By	**cstubbs1**
Summary	**321 - GULFSTREAM PARK RACING ASSOCIATION, INC - F.S.S. 550.105(7) Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines - On September 18, 2025, a copy of a Default Final Judgment, Case #COCE-25-015269 was received via e-mail from Attorney Mark Gunderson. Per said Default Final Judgment filed on August 28, 2025, in the County Court For the 17th Judicial Circuit in and For Broward County, FL, in Division 100, PetVet Operating dba TFB Equine, shall recover from Vincenzo Tucciarone, the sum of $3,621.05, in principle, filing fees of $341.55, process server fees of $111.30 and attorney fees in the amount of $1,500.00, making a total of $5,573.90, which shall bear interest at the rate of 8.90% per year.**		
Updated	**09/30/2025 08:29:36**	By	**cstubbs1**

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

Change | Save | OK | Cancel | Back

Get Adobe Reader.

Florida Gaming Control Commission

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

Joe Dillmore, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**SEPTEMBER 23, 2025**	**2025 06 9541**

Respondent:	Complainant:
TUCCIARONE, VINCENZO SR. **212 NE 3 STREET, UNIT #8** **HALLANDALE BEACH, FLORIDA 33009** **(954) 871-5655**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
12281199 - 1021	**Individual Animal Owner**	**September 23, 2025**

Period of Investigation:	Type of Report:
September 18, 2025, through September 23, 2025	**Final**

Alleged Violation: F.S.S. 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. –
(7) "The commission may deny, revoke, or suspend any occupational license if the applicant therefor or holder thereof accumulates unpaid obligations or defaults in obligations, or issues drafts or checks that are dishonored or for which payment is refused without reasonable cause, if such unpaid obligations, defaults, or dishonored or refused drafts or checks directly relate to the sport of jai alai or racing being conducted at a pari-mutuel facility within this state."

Synopsis: On September 18, 2025, a copy of a Default Final Judgment against Vincenzo **TUCCIARONE SR.**, in favor of PetVet Operating, LLC dba TFB Equine, Case No. COCE-25-015269, Division 100, in the County Court of the 17th Judicial Circuit in and for Broward County, Florida, ordered on August 28, 2025, was received via e-mail from Attorney Mark Gunderson.

Per said judgment, PetVet Operating, LLC dba TFB Equine, shall recover from **TUCCIARONE SR.** the sum of $3,632.05 in principal, filing fees of $341.55, process server fees of $111.30 and attorney fees in the amount of $1,500.00, making **a total of $5,573.90,** which shall bear interest at the rate of 8.90% per year When this amount was calculated, the total amount totaled $5,584.90. This inaccuracy was relayed to Attorney Gunderson. **(Exhibits #1, Page 10)**

On September 23, 2025, an Amended Default & Final Judgment was received from Gunderson. It showed that the total principal amount of $3,632.05 on the original judgment was listed incorrectly. The Amended document shows the correct principal amount of $3,621.05. When calculated with every other fee involved in this judgment, the total amount owed by **TUCCIARONE** is $5,573,90. **(Exhibit #1, Page 5)**

Related Case(s):

Investigator / Date	Investigations Manager / Date
	Julio Minaya / September 23, 2025

Chief of Investigations / Date

Bradford D. Jones / September 29, 2025

CONTINUATION

A check of VERSA records reflect that Vincenzo **TUCCIARONE SR.**, obtained a 3-year Florida PMW Occupational License as an Individual Animal Owner on July 26, 2024. This license expires on June 30, 2027. A copy of his licensing information is attached as **Exhibit #2**.

In the letter from Gunderson, he states that the original amount of $3,621.05 is for veterinary services provided by his client at a Florida Pari-Mutuel facility where **TUCCIARONE SR**. stables his horses. Gunderson also provided copies of the Original Complaint which was filed on March 4, 2025, and invoices related to his case. These documents are attached as **Exhibits #1 & 3.**

Also, the Default Final Judgment lists an additional address for **TUCCIARONE SR**. as **5702 Limeport Pike, Cooperburg, PA 18036 (Exhibit #1).**

On September 23, 2025, an Enforcement Alert was placed on **TUCCIARONE SR**. license record in VERSA to reflect this unsatisfied Financial Obligation. A copy of the License Action Request Form and VERSA alert is attached as **Exhibit #4**.

Conclusion: TUCCIARONE SR.is in violation of F.S.S. 550.105(7) for failing to satisfy the Final Judgment.

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

CONTINUATION

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I. INVESTIGATIVE REPORT COVERSHEET …….. 1

II. INVESTIGATIVE REPORT …….. 2

III. EXHIBITS

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2. Versa Check on **TUCCIARONE SR..**…… 1-2
3. Original Court Complaint & Invoices…….. 1-11
4. License Enforcement Alert…….. 1-2

Julio Minaya

From: Mark Gunderson <mgunderson@mindspring.com>
Sent: Tuesday, September 23, 2025 8:39 AM
To: Julio Minaya
Cc: Ebonie Lanier; Stephanie Buse; Kevin Scheen; steward1@tampabaydowns.com; 'Trish Shelton'; foxtale@ptd.net
Subject: RE: License Complaint - Vincenzo Tucciarone
Attachments: 2025_09_18 License Complaint Florida Tucciarone.pdf

Judgment Amended see attached.

Mark Gunderson
Attorney • CPA
2510 SW 18 Street
Ft. Lauderdale, FL 33312
(954) 288-1001 Mobile
(954)791-6154 Fax

The true character of a person is revealed by their willingness to do what is right, when no obligation exists and no duty compels them.

Confidential: This e-mail contains a communication protected by the attorney-client privilege or constitutes work product. If you do not expect such a communication please delete this message without reading it or any attachment and then notify the sender of this inadvertent delivery.

From: Julio Minaya <Julio.Minaya@flgaming.gov>
Sent: Thursday, September 18, 2025 1:57 PM
To: Mark Gunderson <mgunderson@mindspring.com>
Cc: Ebonie Lanier <Ebonie.Lanier@flgaming.gov>; Stephanie Buse <Stephanie.Buse@flgaming.gov>; Kevin Scheen <Kevin.Scheen@flgaming.gov>; steward1@tampabaydowns.com; Trish Shelton <trish@tfbequine.com>; foxtale@ptd.net
Subject: RE: License Complaint - Vincenzo Tucciarone

Mr. Gunderson

Please review the total amount owed by this licensee. The court order states that the total is $5,573.90 but when added up it comes up to $5,584.90.

Thank you

Florida Gaming Control Commission
flgaming.gov

Julio Minaya
Investigation Manager
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering

EXHIBIT #/
PAGE # /

1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1008

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: Mark Gunderson <mgunderson@mindspring.com>
Sent: Thursday, September 18, 2025 12:55 PM
To: Julio Minaya <Julio.Minaya@flgaming.gov>
Cc: Ebonie Lanier <Ebonie.Lanier@flgaming.gov>; Stephanie Buse <Stephanie.Buse@flgaming.gov>; Kevin Scheen <Kevin.Scheen@flgaming.gov>; steward1@tampabaydowns.com; Trish Shelton <trish@tfbequine.com>; foxtale@ptd.net
Subject: License Complaint - Vincenzo Tucciarone

Julio,

Attached is my client's license complaint against Vincenzo Tucciarone. The court filing information will be sent to you under separate cover.

Mark Gunderson
Attorney • CPA
2510 SW 18 Street
Ft. Lauderdale, FL 33312
(954) 288-1001 Mobile
(954)791-6154 Fax

The true character of a person is revealed by their willingness to do what is right, when no obligation exists and no duty compels them.

Confidential: This e-mail contains a communication protected by the attorney-client privilege or constitutes work product. If you do not expect such a communication please delete this message without reading it or any attachment and then notify the sender of this inadvertent delivery.

EXHIBIT #/
PAGE # 2

Law Office of
Mark Gunderson, PL
Attorney ♦ CPA

2510 SW 18 Street ♦ Fort Lauderdale, Florida 33312
phone: (954) 288-1001 ♦ fax: (954) 791-6154 ♦ e-mail: mgunderson@mindspring.com

DIVISION OF PARI-MUTUEL WAGERING COMPLAINT – VINCENZO TUCCIARONE SR

September 18, 2025 Amended Septembe 23, 2025

ebonie.lanier@flgaming.gov
stephanie.buse@flgaming.gov

Division of Pari-Mutuel Wagering
DBPR 0070 – Uniform Cplt Form
4070 Esplanade Way
Tallahassee, Florida 32399

julio.minaya@myfloridalicense.com

Julio Minaya, Investigation Suprv
Division of Pari-Mutuel Wagering
1400 W. Commercial Blvd, # 165
Fort Lauderdale, FL 33065

kevin.scheen@flgaming.gov

Kevin Sheen, State Steward
c/o Gulfstream Park
901 S. Federal Hwy
Hallandale, FL 33009

Re: PetVet Operating LLC dba TFB Equine. v. Vincenzo Tucciarone
17th Judicial Circuit - State of Florida – COCE 25-030693 - $5,573.90

Ladies and Gentlemen:

On August 28, 2025 my client, PetVet Operating LLC dba TFB Equine. obtained a judgment[1] against Vincenzo Tucciarone, a licensee, concerning veterinary services which my client provided at a Florida pari-mutuel facility where Mr. Tucciarone stabled his horses. Since obtaining that judgment, Mr. Tucciarone has failed to satisfy his obligation.

Florida law states in relevant part,

"*...the commission may deny, revoke, or suspend any occupational license if the applicant therefor or holder thereof accumulates unpaid obligations or defaults on obligations, ... directly related to the sport of jai alai or racing being conducted at a pari-mutuel facility within this state.* § 550.105(7) Fla. Stat. (2023).

***"A business applicant shall be subject to denial of its initial or renewal application as outlined in Section 550.105, F.S., based on disqualifying ... civil judgments ... of the business entity or the individuals associated with that business..."* Fla. Admin. Code 75-5.001**

Mr. Tucciarone holds a Pari-Mutuel Wagering Individual Occupational license issued by the State of Florida. Mr. Tucciarone has accumulated unpaid obligations and has defaulted on an obligation that is directly related to the sport of racing conducted at a pari-mutuel facility.

Accordingly, my client requests that Mr. Tucciarone's occupational/horse racing license be suspended or revoked, in accordance with Chapter 550.107 Fla. Stat., and Fla. Admin. Code 75-5.001

Thank you for your attention to this matter.

/s/ Mark Gunderson, Esq.

Cc. Client
Vincenzo Tucciarone - foxtale@ptd.net
John Morrissey – State Steward, Tampa Bay Downs Steward1@tampabaydowns.com

[1] Judgment attached.

EXHIBIT #1
PAGE #3

Law Office of
Mark Gunderson, PL
Attorney ♦ CPA

2510 SW 18 Street ♦ Fort Lauderdale, Florida 33312
phone: (954) 288-1001 ♦ fax: (954) 791-6154 ♦ e-mail: mgunderson@mindspring.com

DIVISION OF PARI-MUTUEL WAGERING COMPLAINT – VINCENZO TUCCIARONE SR

September 18, 2025

ebonie.lanier@flgaming.gov
stephanie.buse@flgaming.gov

Division of Pari-Mutuel Wagering
DBPR 0070 – Uniform Cplt Form
4070 Esplanade Way
Tallahassee, Florida 32399

julio.minaya@myfloridalicense.com

Julio Minaya, Investigation Suprv
Division of Pari-Mutuel Wagering
1400 W. Commercial Blvd, # 165
Fort Lauderdale, FL 33065

kevin.scheen@flgaming.gov

Kevin Sheen, State Steward
c/o Gulfstream Park
901 S. Federal Hwy
Hallandale, FL 33009

Re: PetVet Operating LLC dba TFB Equine. v. Vincenzo Tucciarone
17th Judicial Circuit - State of Florida – COCE 25-030693 - $5,573.90

Ladies and Gentlemen:

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Thank you for your attention to this matter.

/s/ Mark Gunderson, Esq.

Cc. Client
Vincenzo Tucciarone - foxtale@ptd.net
John Morrissey – State Steward, Tampa Bay Downs Steward1@tampabaydowns.com

[1] Judgment attached.

EXHIBIT #/
PAGE # 4

IN THE COUNTY COURT OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

CASE NO. **COCE25015269** DIVISION: **100** JUDGE: **Powell, Jackie (100)**

PETVET OPERATING LLC

Plaintiff(s) / Petitioner(s)

v.

Vincenzo Tucciarone

Defendant(s) / Respondent(s)

_____/

AMENDED DEFAULT & FINAL JUDGMENT

This action was heard upon Plaintiff's Motion for Default and Final Judgment by Default and

IT IS ADJUDGED that Defendant is in default for failing to attend the pretrial hearing set by this Court for August 19,. Plaintiff, PETVET OPERATING, LLC dba TFB EQUINE, c/o Mark Gunderson, Esq., 2510 SW 18 Street, Fort Lauderdale, FL 33312, shall recover from Defendant, VINCENZO TUCCIARONE, 5702 Limeport Pike, Coopersburg, PA 18036, the sum of $3,621.05 in principal, filing fees of $341.55, process server fees of $111.30 and attorney fees in the amount of $1,500.00, **making a total of $5,573.90** which shall bear interest at the rate of 8.90% per year, for which let execution issue forthwith.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant shall complete Florida Small Claims Rules Form 7.343 (Fact Information Sheet) and return it to the Plaintiff's attorney within 45 days from the date of this final judgment, unless the final judgment is satisfied or a motion for new trial or notice of appeal is filed. **The Defendant should NOT file the completed form 7.343 with the court.**

Jurisdiction of this case is retained to enter further orders that are proper to compel the Defendant to complete form 7.343 and return it to the Plaintiff's attorney.

EXHIBIT # 1
PAGE # 5

Pursuant to Rule 2.516(h)(1), the Court hereby orders counsel to furnish copies of this Order/Judgment to any party who does not have an email address shown on this document.

DONE AND ORDERED in Chambers at Broward County, Florida on 22nd day of September, 2025.

COCE25015269 09-22-2025 4:09 PM

COCE25015269 09-22-2025 4:09 PM
Hon. Jackie Powell
COUNTY COURT JUDGE
Electronically Signed by Jackie Powell

Copies Furnished To:
Mark Gunderson , E-mail : mgunderson@mindspring.com
Vincenzo Tucciarone , E-mail : foxtale@ptd.net

EXHIBIT # 1
PAGE # 6

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION

Please submit to the appropriate address on Page 4.

Any investigation or administrative proceeding brought by the Department against the subject of your complaint will rely upon the information you provide to the Department. All allegations and supporting documentation MUST be provided to the Department at this time.

COMPLAINANT INFORMATION				
Last Name	First	Middle	Title	Suffix
Your Company/Occupation PETVET OPERATING LLC dba TFB EQUINE				
MAILING ADDRESS				
Street Address or P.O. Box PO BOX 267160				
City WESTON		State FL	Zip Code (+4 optional) 33326	
County (if Florida address) BROWARD		Country		
CONTACT INFORMATION				
Primary Phone Number 954-288-1001		Alternate Phone Number		
Primary E-Mail Address MGUNDERSON@MINDSPRING.COM				
Unlicensed Activity Complaint? Yes ☐		No X	Unknown ☐	
COMPLAINT DESCRIPTION				
SEE ATTACHED LETTER				

Attach additional sheets as necessary.

EXHIBIT # 1
PAGE # 7

PRIVATE ATTORNEY FOR COMPLAINANT (IF APPLICABLE)				
Last Name GUNDERSON, MARK, ESQ	First	Middle	Title	Suffix
ADDRESS				
Street Address or P.O. Box				
2510 SW 18 STREET				
City FORT LAUDERDALE		State FL	Zip Code (+4 optional) 33312	
County (if Florida address) BROWARD		Country		
CONTACT INFORMATION				
Primary Phone Number 954-288-1001		Alternate Phone Number		

SUBJECT OF COMPLAINT				
Last Name TUCCARONE, VINCENZO SR	First	Middle	Title	Suffix
License Number (if known) 12281199				
Company/Occupation HORSE/TRAINER OWNER				
MAILING ADDRESS				
Street Address or P.O. Box				
5702 LIMEPORT PIKE				
City COOPERSBURG		State PA	Zip Code (+4 optional) 18036	
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number 610-721-9386	Primary E-Mail Address FOXTALE@PTD.NET			
RESIDENCE ADDRESS (IF DIFFERENT THAN MAILING ADDRESS)				
Street Address				
City		State	Zip Code (+4 optional)	
County (if Florida address)		Country		

PRIVATE ATTORNEY FOR SUBJECT OF COMPLAINT (IF APPLICABLE)				
Last Name	First	Middle	Title	Suffix
ADDRESS				
Street Address or P.O. Box				
NONE				
City		State	Zip Code (+4 optional)	
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number		Alternate Phone Number		

EXHIBIT # 1
PAGE # 8

WITNESS (IF APPLICABLE)				
Last Name TRISH SHELTON - MGR OF COLLECTIONS - PETVET OPERATING LLC dba TFB EQUINE	First	Middle	Title	Suffix
ADDRESS				
Street Address or P.O. Box PO BOX 267160				
City FORT LAUDERDALE		State FL	Zip Code (+4 optional) 33330	
County (if Florida address) BROWARD		Country		
CONTACT INFORMATION				
Primary Phone Number 954-680-5886		Alternate Phone Number		

WITNESS (IF APPLICABLE)				
Last Name	First	Middle	Title	Suffix
ADDRESS				
Street Address or P.O. Box				
City		State	Zip Code (+4 optional)	
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number		Alternate Phone Number		

I affirm that I have provided the above information completely and truthfully to the best of my knowledge.

Complainant Sign Here: BY: /S/ MARK GUNDERSON, ESQ. Date: 9/18/2025

EXHIBIT #1
PAGE #9

IN THE COUNTY COURT OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

CASE NO. **COCE25015269** DIVISION: **100** JUDGE: **Powell, Jackie (100)**

PETVET OPERATING LLC

Plaintiff(s) / Petitioner(s)

v.

Vincenzo Tucciarone

Defendant(s) / Respondent(s)

_____/

DEFAULT FINAL JUDGMENT

This action was heard upon Plaintiff's Motion for Default and Final Judgment by Default and

IT IS ADJUDGED that Defendant is in default for failing to attend the pretrial hearing set by this Court for August 19,. Plaintiff, PETVET OPERATING, LLC dba TFB EQUINE, c/o Mark Gunderson, Esq., 2510 SW 18 Street, Fort Lauderdale, FL 33312, shall recover from Defendant, VINCENZO TUCCIARONE, 5702 Limeport Pike, Coopersburg, PA 18036, the sum of $3,632.05 in principal, filing fees of $341.55, process server fees of $111.30 and attorney fees in the amount of $1,500.00, **making a total of $5,573.90** which shall bear interest at the rate of 8.90% per year, for which let execution issue forthwith.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant shall complete Florida Small Claims Rules Form 7.343 (Fact Information Sheet) and return it to the Plaintiff's attorney within 45 days from the date of this final judgment, unless the final judgment is satisfied or a motion for new trial or notice of appeal is filed. **The Defendant should NOT file the completed form 7.343 with the court.**

Jurisdiction of this case is retained to enter further orders that are proper to compel the Defendant to complete form 7.343 and return it to the Plaintiff's attorney.

EXHIBIT # 1
PAGE # 10

Pursuant to Rule 2.516(h)(1), the Court hereby orders counsel to furnish copies of this Order/Judgment to any party who does not have an email address shown on this document.

DONE AND ORDERED in Chambers at Broward County, Florida on 28th day of August, 2025.

COCE25015269 08-28-2025 10:15 AM

COCE25015269 08-28-2025 10:15 AM
Hon. Jackie Powell
COUNTY COURT JUDGE
Electronically Signed by Jackie Powell

Copies Furnished To:
Mark Gunderson , E-mail : mgunderson@mindspring.com
Vincenzo Tucciarone , Address : 5702 Limeport Pike, Coopersburg, PA 18036

EXHIBIT # /
PAGE # //

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION

Please submit to the appropriate address on Page 4.

Any investigation or administrative proceeding brought by the Department against the subject of your complaint will rely upon the information you provide to the Department. All allegations and supporting documentation MUST be provided to the Department at this time.

COMPLAINANT INFORMATION				
Last Name	First	Middle	Title	Suffix
Your Company/Occupation PETVET OPERATING LLC dba TFB EQUINE				
MAILING ADDRESS				
Street Address or P.O. Box PO BOX 267160				
City WESTON		State FL	Zip Code (+4 optional) 33326	
County (if Florida address) BROWARD		Country		
CONTACT INFORMATION				
Primary Phone Number 954-288-1001		Alternate Phone Number		
Primary E-Mail Address MGUNDERSON@MINDSPRING.COM				
Unlicensed Activity Complaint? Yes ☐		No X	Unknown ☐	
COMPLAINT DESCRIPTION				
SEE ATTACHED LETTER				

Attach additional sheets as necessary.

EXHIBIT # 1
PAGE # 12

PRIVATE ATTORNEY FOR COMPLAINANT (IF APPLICABLE)				
Last Name GUNDERSON, MARK, ESQ	First	Middle	Title	Suffix
ADDRESS				
Street Address or P.O. Box				
2510 SW 18 STREET				
City FORT LAUDERDALE		State FL	Zip Code (+4 optional) 33312	
County (if Florida address) BROWARD		Country		
CONTACT INFORMATION				
Primary Phone Number 954-288-1001		Alternate Phone Number		

SUBJECT OF COMPLAINT				
Last Name TUCCARONE, VINCENZO SR	First	Middle	Title	Suffix
License Number (if known) 12281199				
Company/Occupation HORSE/TRAINER OWNER				
MAILING ADDRESS				
Street Address or P.O. Box				
5702 LIMEPORT PIKE				
City COOPERSBURG		State PA	Zip Code (+4 optional) 18036	
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number 610-721-9386	Primary E-Mail Address FOXTALE@PTD.NET			
RESIDENCE ADDRESS (IF DIFFERENT THAN MAILING ADDRESS)				
Street Address				
City		State	Zip Code (+4 optional)	
County (if Florida address)		Country		

PRIVATE ATTORNEY FOR SUBJECT OF COMPLAINT (IF APPLICABLE)				
Last Name	First	Middle	Title	Suffix
ADDRESS				
Street Address or P.O. Box				
NONE				
City		State	Zip Code (+4 optional)	
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number		Alternate Phone Number		

EXHIBIT #1
PAGE #13

WITNESS (IF APPLICABLE)				
Last Name TRISH SHELTON - MGR OF COLLECTIONS - PETVET OPERATING LLC dba TFB EQUINE	First	Middle	Title	Suffix
ADDRESS				
Street Address or P.O. Box PO BOX 267160				
City FORT LAUDERDALE		State FL	Zip Code (+4 optional) 33330	
County (if Florida address) BROWARD		Country		
CONTACT INFORMATION				
Primary Phone Number 954-680-5886		Alternate Phone Number		

WITNESS (IF APPLICABLE)				
Last Name	First	Middle	Title	Suffix
ADDRESS				
Street Address or P.O. Box				
City		State	Zip Code (+4 optional)	
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number		Alternate Phone Number		

I affirm that I have provided the above information completely and truthfully to the best of my knowledge.

Complainant Sign Here: BY: /S/ MARK GUNDERSON, ESQ. Date: 9/18/2025

EXHIBIT # 1
PAGE # 14

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

Licensee | History | Notes | Notes History | Back

License

Fed Tax # [redacted] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/30/2027**

File # **68776** Name **TUCCIARONE, VINCENZO SR** Extended To

License # **12281199** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **12281199** Lic Status **Current**

Address

Street # **212** Street **NE 3 ST UNIT# 8**

Line 2

Line 3

City **HALLANDALE BEACH** State **FL** Zip **33009**

Routing

Other

1st License Date **07/26/2024** Rank Date **07/26/2024** Certificate #

Method **I-S-1020** Status Date **07/26/2024** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	11/26/2019	
I	TBRD - Thoroughbred	11/26/2019	
L	321 - Gulfstream Park	01/18/2024	
Y	3YR - 3 Year License	11/26/2019	

Alt Keys

BEST LIC NBR **12281199**

Get Adobe Reader.

EXHIBIT #2
PAGE # 1

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

Lic Type **1021 - PMW Professional Individual Occupational** Entity # **12281199**

Fed Tax # [redacted] Fed Tax Type **SSN #** Name **TUCCIARONE, VINCENZO SR**

Last Name **TUCCIARONE** First **VINCENZO** Middle

Title Suffix **SR** Qualifier

Gender **M** Race

Driver License # Birth Date [redacted]

Mailing Address Private Address Preferred Name

Street # **212** Street **NE 3 ST UNIT# 8**

Line 2

Line 3

City **HALLANDALE BEACH** County **Broward**

Zip **33009** State **Florida** Country **United States**

Routing

Phone # **954-871-5655** Ext E-Mail

Insp Region Receive Email

Updated **02/02/2024 14:08:28** By **ahall5**

Notes | Notes History | Fix | Change | Save | OK | Cancel | Back

Get Adobe Reader.

EXHIBIT #2
PAGE # 2

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

PETVET OPERATING, LLC
dba TFB EQUINE
Plaintiff,

vs

VINCENZO TUCCIARONE dba FOX TALE RACING,
Defendant.
_____/

SMALL CLAIMS DIVISION

COCE 25-015269

COMPLAINT

Plaintiff, PETVET OPERATING dba TFB EQUINE ("Plaintiff"), sues defendant VINCENZO TUCCIARONE dba FOX TALE RACING, Defendant, ("Defendant") and alleges,

1. This is an action on an open account.

2. This Court has subject matter jurisdiction over this dispute because this complaint seeks damages of $8,000.00 or less exclusive of interest, attorneys' fees, and costs. §34.01(2) Fla. Stat.

3. Venue is proper in the 17th Judicial Circuit, in that Plaintiff's cause of action arose in Broward County Florida. §47.011 Fla. Stat.

4. Plaintiff is a resident of Broward County and otherwise *sui juris*.

5. The Court has jurisdiction over the Defendant in that Plaintiff's cause of action against Defendant arises from Defendant operating, conducting, engaging in, or carrying on a business or business venture in this state, breaching a contract in this state by failing to perform acts required by the contract to be performed in this state, and/or Defendants' substantial and not isolated activity within this state. §48.193 Fla. Stat.

6. Service is alternatively made (if applicable) via substituted service on the Secretary for the State of Florida in accordance with §48.161 Fla. Stat. or §48.181 Fla. Stat. in that Defendant(s) were residents of this state and subsequently became nonresident(s) of this state or has concealed his whereabouts.

7. **Defendant owes Plaintiff $3,621.05** that is due with interest since January 31, 2025, based on an agreement for goods and services that were sold and delivered at an agreed upon price, **directly related to horse racing being conducted at a pari-mutuel facility**. See Exhibit A.

8. Plaintiff is entitled to prevailing party attorney fees pursuant to agreement between the parties.

WHEREFORE, Plaintiff demands judgment for damages, attorney fees and costs against Defendant.

MARK GUNDERSON, P.L.
Attorney for Plaintiff
2510 SW 18 Street
Fort Lauderdale Florida 33312
(954) 288-1001; (954) 791-6154 Fax
mgunderson@mindspring.com
/s/ Mark Gunderson FBN: 0842141

EXHIBIT #3
PAGE # 1

Statement

TFB Equine

PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 732-9378
Tel: (954) 732-9426
Office@tfbequine.com

Vince Tucciarone
Fox Tale Racing
5702 Limeport Pike
Coopersburg, PA 18036-9488

Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 1

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
	Balance Forward					**609.09**
*** *PAYMENTS AND ADJUSTMENTS TO YOUR ACCOUNT* ****						
6/11/24	Payment - Check 1328					-609.09
8/1/24	Credit					-234.00
	Note: CREDIT FOR ARMOR OF CATCLAW - 50% CHARGE FOR DANTROLENE SUSPENSION ON 6/27/24 & 7/26/24 PER SL					
	ARMOR OF CATCLAW *50.00%*					
5/1/24	Sucralfate Suspension - Gallon Compound	0.06	40			11.40
5/1/24	Platinum Healthy Weight-1 gallon	0.12	40			6.72
5/8/24	Platinum Healthy Weight-1 gallon	0.12	40			6.72
5/8/24	Sucralfate Suspension - Gallon Compound	0.06	40			11.40
5/19/24	Flu Vac Innovator EHV-4 Flu/Rhino Vaccine	1	01			24.25
5/19/24	Quest Plus	1	01			19.00
5/23/24	Platinum Healthy Weight-1 gallon	0.14	01			7.84
5/24/24	Tranquilize - Dormosedan	1	01			23.50
5/26/24	Sucralfate Suspension - Gallon Compound	0.09	01			17.10
6/6/24	DR/CR Xray Fetlock - RF	1	01			142.50
6/6/24	Digital Image Archive/Storage	1	01			6.75
6/6/24	Sucralfate Suspension - Gallon Compound	0.09	01			17.10
6/6/24	Platinum Healthy Weight-1 gallon	0.09	01			5.04
6/13/24	Platinum Healthy Weight-1 gallon	0.08	40			4.48
6/20/24	Sucralfate Suspension - Gallon Compound	0.09	01			17.10
6/23/24	Platinum Healthy Weight-1 gallon	0.09	01			10.08
6/24/24	Magna Paste	1	40			16.50
6/25/24	Sucralfate Suspension - Gallon Compound	0.12	40			22.80
6/27/24	Dantrolene Suspension 240 ml	1	01			117.00

ALL TREATMENTS HAVE BEEN APPROVED BY YOUR TRAINER. TOTAL AMOUNT IS DUE UPON RECEIPT OF STATEMENT.
We accept MASTERCARD, VISA, DISCOVER and AMERICAN EXPRESS.
Click here to make a secure payment at www.tfbequine.com select resources for the payment tab.

Thank You

Amount past due 60 days or more will bear interest at the maximum rate allowable by law. In the event we are required to take action to collect the amount owed to us, you will be responsible for a $100.00 administration fee plus all attorney fees and costs regardless of whether a lawsuit is filed.

PetVet Operating, LLC

EXHIBIT #3
PAGE # 2

Statement

TFB Equine

PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 732-9378
Tel: (954) 732-9426
Office@tfbequine.com

Vince Tucciarone
Fox Tale Racing
5702 Limeport Pike
Coopersburg, PA 18036-9488

Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 2

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
7/6/24	Platinum Healthy Weight-1 gallon	0.16	01			8.96
7/16/24	Dexamethasone/Trichloromethiazide (Naq) Paste	1	40			22.50
7/20/24	Sucralfate Suspension - Gallon Compound	0.12	01			22.80
7/26/24	Dantrolene Suspension 240 ml	1	40			117.00
7/27/24	Lasix/Salix - AM EIPH Prevention	1	40			13.50
7/27/24	Dermacloth 8 Pack	1	40			11.00
7/27/24	Griseofulvin Paste	3	40			106.50
7/27/24	Phytovet CK Antiseptic Shampoo - Pint	1	40			25.50
7/27/24	SSD Cream - 1 lb. Jar	1	40			57.00
7/29/24	Sucralfate Suspension - Gallon Compound	0.12	36			22.80
8/3/24	Lasix/Salix - AM EIPH Prevention	1	40			13.50
8/7/24	Platinum Healthy Weight-1 gallon	0.12	01			13.44
8/8/24	Sucralfate Suspension - Gallon Compound	0.12	01			22.80
9/2/24	Platinum Healthy Weight-1 gallon	0.09	40			5.04
9/15/24	Sucralfate Suspension - Gallon Compound	0.033	01			6.27
9/15/24	Platinum Healthy Weight-1 gallon	0.065	01			3.64
9/16/24	Lasix/Salix - AM EIPH Prevention	1	01			13.50
	***ARMOR OF CATCLAW* Sub-Total**				**973.03**	
	CAMPAIGN CHAMPAGNE *50.00%*					
5/29/24	Tranquilize - Dormosedan & Butorphanol	1	05			27.00
6/4/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/4/24	Platinum Healthy Weight-1 gallon	0.08	15			4.48
6/11/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/11/24	Platinum Healthy Weight-1 gallon	0.08	15			4.48
6/16/24	Sucralfate Suspension - Gallon Compound	0.04	04			7.60
6/19/24	Platinum Healthy Weight-1 gallon	0.12	15			6.72

ALL TREATMENTS HAVE BEEN APPROVED BY YOUR TRAINER. TOTAL AMOUNT IS DUE UPON RECEIPT OF STATEMENT.
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PetVet Operating, LLC

EXHIBIT #3
PAGE #3

Statement

TFB Equine

PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 732-9378
Tel: (954) 732-9426
Office@tfbequine.com

Vince Tucciarone
Fox Tale Racing
5702 Limeport Pike
Coopersburg, PA 18036-9488

Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 3

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
6/27/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/28/24	Platinum Healthy Weight-1 gallon	0.19	15			10.64
7/6/24	Sucralfate Suspension - Gallon Compound	0.04	29			7.60
7/9/24	Platinum Healthy Weight-1 gallon	0.2	41			11.20
7/11/24	Regumate - 500 cc (1 pint)	0.12	41			7.62
8/30/24	Video-Endoscopy Exam	1	15			40.00
	***CAMPAIGN CHAMPAGNE* Sub-Total**				**150.14**	
	IN MY OPINION *50.00%*					
5/8/24	Phenylbutazone Injection	1	36			9.00
5/8/24	Tranquilize - Dormosedan & Butorphanol x 0.5	1	36			25.50
5/8/24	Enterolyte X 2 Via Stomach Tube	1	36			32.00
5/15/24	Sucralfate Suspension - Gallon Compound	0.06	15			11.40
5/15/24	Platinum Healthy Weight-1 gallon	0.06	15			3.36
5/15/24	Regumate - 1000 cc (1 liter)	0.15	15			15.98
5/17/24	Flu Vac Innovator EHV-4 Flu/Rhino Vaccine	1	15			24.25
5/19/24	De-Worming - Zimecterin Gold	1	15			19.00
5/20/24	Sucralfate Suspension - Gallon Compound	0.06	15			11.40
5/20/24	Platinum Healthy Weight-1 gallon	0.06	15			3.36
5/23/24	Regumate - 1000 cc (1 liter)	0.09	15			9.59
5/23/24	Platinum Healthy Weight-1 gallon	0.06	15			3.36
5/23/24	Gastrogard-1 Case (72 Syringes)	0.06	15			90.72
5/31/24	Regumate - 1000 cc (1 liter)	0.06	04			6.39
6/4/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/4/24	Platinum Healthy Weight-1 gallon	0.08	15			4.48
6/6/24	Lasix/Salix - AM EIPH Prevention	1	04			13.50
6/11/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60

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TFB Equine

PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 732-9378
Tel: (954) 732-9426
Office@tfbequine.com

Vince Tucciarone
Fox Tale Racing
5702 Limeport Pike
Coopersburg, PA 18036-9488

Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 4

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
6/11/24	Platinum Healthy Weight-1 gallon	0.08	15			4.48
6/16/24	Sucralfate Suspension - Gallon Compound	0.04	04			7.60
6/19/24	Regumate - 1000 cc (1 liter)	0.09	15			9.59
6/19/24	Platinum Healthy Weight-1 gallon	0.12	15			6.72
6/24/24	Lasix/Salix - AM EIPH Prevention	1	15			13.50
6/27/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/28/24	Platinum Healthy Weight-1 gallon	0.19	15			10.64
7/1/24	Regumate - 1000 cc (1 liter)	0.15	29			15.98
7/5/24	Lasix/Salix - AM EIPH Prevention	1	05			13.50
7/6/24	Sucralfate Suspension - Gallon Compound	0.04	29			7.60
7/9/24	Platinum Healthy Weight-1 gallon	0.2	41			11.20
	***IN MY OPINION* Sub-Total**				**406.88**	
	LIVEHAPPY *50.00%*					
5/1/24	Sucralfate Suspension - Gallon Compound	0.06	40			11.40
5/1/24	Platinum Healthy Weight-1 gallon	0.12	40			6.72
5/8/24	Phenylbutazone Injection	1	36			9.00
5/8/24	Tranquilize - Dormosedan & Butorphanol x 0.5	1	36			25.50
5/8/24	Enterolyte X 2 Via Stomach Tube	1	36			32.00
5/8/24	Platinum Healthy Weight-1 gallon	0.12	40			6.72
5/8/24	Sucralfate Suspension - Gallon Compound	0.06	40			11.40
5/19/24	Lasix/Salix - AM EIPH Prevention	1	01			13.50
5/19/24	Flu Vac Innovator EHV-4 Flu/Rhino Vaccine	1	01			24.25
5/19/24	Quest Plus	1	01			19.00
5/23/24	Platinum Healthy Weight-1 gallon	0.14	01			7.84
5/25/24	Lasix/Salix - AM EIPH Prevention	1	01			13.50
5/26/24	Sucralfate Suspension - Gallon Compound	0.09	01			17.10

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Tel: (954) 732-9378
Tel: (954) 732-9426
Office@tfbequine.com

Vince Tucciarone
Fox Tale Racing
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Coopersburg, PA 18036-9488

Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 5

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
6/1/24	Lasix/Salix - AM EIPH Prevention	1	40			13.50
6/6/24	Sucralfate Suspension - Gallon Compound	0.09	01			17.10
6/6/24	Platinum Healthy Weight-1 gallon	0.09	01			5.04
6/8/24	Lasix/Salix - AM EIPH Prevention	1	01			13.50
6/12/24	Phenylbutazone Injection	1	40			9.00
6/12/24	Methocarbamol Injection	1	40			25.00
6/13/24	Platinum Healthy Weight-1 gallon	0.08	40			4.48
6/14/24	Mandatory Prerace Examination	1	01			12.50
6/18/24	Phenylbutazone Injection	1	40			9.00
6/18/24	Methocarbamol Injection	1	40			25.00
6/19/24	ECP	1	40			22.50
6/20/24	Sucralfate Suspension - Gallon Compound	0.09	01			17.10
6/23/24	Platinum Healthy Weight-1 gallon	0.09	01			10.08
6/25/24	Sucralfate Suspension - Gallon Compound	0.12	40			22.80
6/29/24	Mandatory Prerace Examination	1	01			12.50
7/2/24	Sucralfate Suspension - Gallon Compound	0.15	40			28.50
7/3/24	Phenylbutazone Injection	1	40			9.00
7/3/24	Methocarbamol Injection	1	40			25.00
7/3/24	Mandatory Prerace Examination	1	40			12.50
7/4/24	ECP	1	01			22.50
7/6/24	Platinum Healthy Weight-1 gallon	0.16	01			8.96
7/6/24	Physical Exam	1	01			0.00
	***LIVEHAPPY* Sub-Total**				**523.49**	
	TELLER TO WIN *50.00%*					
5/26/24	Sucralfate Suspension - Gallon Compound	0.08	05			15.20
5/26/24	Platinum Healthy Weight-1 gallon	0.16	05			8.96

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PetVet Operating, LLC

EXHIBIT #3
PAGE # 6

Statement

TFB Equine

PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 732-9378
Tel: (954) 732-9426
Office@tfbequine.com

Vince Tucciarone
Fox Tale Racing
5702 Limeport Pike
Coopersburg, PA 18036-9488

Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 6

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
5/29/24	Tranquilize - Dormosedan	1	15			23.50
5/31/24	Regumate - 1000 cc (1 liter)	0.06	04			6.39
6/4/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/4/24	Platinum Healthy Weight-1 gallon	0.08	15			4.48
6/11/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/11/24	Platinum Healthy Weight-1 gallon	0.08	15			4.48
6/16/24	Sucralfate Suspension - Gallon Compound	0.04	04			7.60
6/19/24	Platinum Healthy Weight-1 gallon	0.12	15			6.72
6/27/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/28/24	Platinum Healthy Weight-1 gallon	0.19	15			10.64
7/2/24	Tranquilize - Dormosedan	1	29			23.50
7/6/24	Sucralfate Suspension - Gallon Compound	0.04	29			7.60
7/8/24	Video-Endoscopy Exam	1	29			40.00
7/9/24	Platinum Healthy Weight-1 gallon	0.2	41			11.20
7/11/24	Regumate - 500 cc (1 pint)	0.12	41			7.62
9/15/24	Sucralfate Suspension - Gallon Compound	0.033	01			6.27
9/15/24	Platinum Healthy Weight-1 gallon	0.065	01			3.64
9/18/24	Phenylbutazone Injection	1	40			9.00
9/18/24	Methocarbamol Injection	1	40			25.00
9/18/24	Zimecterin Gold	1	40			19.00
9/19/24	ECP	1	01			22.50
9/23/24	Platinum Healthy Weight-1 gallon	0.072	01			4.04
9/23/24	Sucralfate Suspension - Gallon Compound	0.04	01			7.60
9/24/24	Panacur Power Pak (5 Syringes)	1	40			69.50
9/28/24	Dantrolene Suspension 240 ml	0.2	01			23.40
10/1/24	Sucralfate Suspension - Gallon Compound	0.08	40			15.20
10/12/24	Mandatory Prerace Examination	1	01			12.50

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PetVet Operating, LLC

EXHIBIT #3
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Statement

TFB Equine

PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 732-9378
Tel: (954) 732-9426
Office@tfbequine.com

Vince Tucciarone
Fox Tale Racing
5702 Limeport Pike
Coopersburg, PA 18036-9488

Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 7

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
10/14/24	Phenylbutazone Injection	1	01			9.00
10/15/24	ECP	1	40			22.50
10/15/24	Magna Paste	1	40			16.50
10/15/24	Sucralfate Suspension - Gallon Compound	0.035	40			6.65
10/15/24	Platinum Healthy Weight-1 gallon	0.081	40			4.54
10/19/24	Triple Antibiotic Eye Ointment	1	01			22.50
10/23/24	Platinum Healthy Weight-1 gallon	0.081	40			4.54
10/24/24	Sucralfate Suspension - Gallon Compound	0.035	40			6.65
10/29/24	ECP	1	01			22.50
10/31/24	Video-Endoscopy Exam	1	40			40.00
	***TELLER TO WIN* Sub-Total**				**573.72**	
	VICTORS VALIANT *50.00%*					
5/1/24	Mandatory Prerace Examination	1	40			12.50
5/1/24	Phenylbutazone Injection	1	40			9.00
5/1/24	Methocarbamol Injection	1	40			25.00
5/1/24	Sucralfate Suspension - Gallon Compound	0.06	40			11.40
5/1/24	Platinum Healthy Weight-1 gallon	0.12	40			6.72
5/2/24	ECP	1	01			22.50
5/4/24	Video-Endoscopy Exam	1	40			40.00
5/8/24	Platinum Healthy Weight-1 gallon	0.12	40			6.72
5/8/24	Sucralfate Suspension - Gallon Compound	0.06	40			11.40
5/19/24	Lasix/Salix - AM EIPH Prevention	1	01			13.50
5/19/24	Flu Vac Innovator EHV-4 Flu/Rhino Vaccine	1	01			24.25
5/19/24	Quest Plus	1	01			19.00
5/23/24	Platinum Healthy Weight-1 gallon	0.14	01			7.84
5/25/24	Lasix/Salix - AM EIPH Prevention	1	01			13.50

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Tel: (954) 732-9426
Office@tfbequine.com

Vince Tucciarone
Fox Tale Racing
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Coopersburg, PA 18036-9488

Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 8

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
5/26/24	Sucralfate Suspension - Gallon Compound	0.09	01			17.10
5/30/24	Oxytetracycline & Bute	1	04			32.00
5/30/24	Dexamethasone Injection	1	04			19.00
5/31/24	Oxytetracycline & Bute	1	04			32.00
6/1/24	Oxytetracycline	1	15			24.50
6/1/24	Mandatory Prerace Examination	1	05			12.50
6/4/24	Methocarbamol Injection	1	15			25.00
6/4/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/4/24	Platinum Healthy Weight-1 gallon	0.08	15			4.48
6/5/24	Lactated Ringers (1L) and Mult. Vitamins	1	04			31.00
6/5/24	ECP	1	04			22.50
6/7/24	Video-Endoscopy Exam	1	04			40.00
6/11/24	Sucralfate Suspension - Gallon Compound	0.04	15			7.60
6/11/24	Platinum Healthy Weight-1 gallon	0.08	15			4.48
6/13/24	Platinum Healthy Weight-1 gallon	0.08	40			4.48
6/16/24	Sucralfate Suspension - Gallon Compound	0.04	04			7.60
6/18/24	Lasix/Salix - AM EIPH Prevention	1	40			13.50
6/20/24	Sucralfate Suspension - Gallon Compound	0.09	01			17.10
6/23/24	Platinum Healthy Weight-1 gallon	0.09	01			10.08
6/25/24	Sucralfate Suspension - Gallon Compound	0.12	40			22.80
6/29/24	Lasix/Salix - AM EIPH Prevention	1	01			13.50
7/2/24	Sucralfate Suspension - Gallon Compound	0.15	40			28.50
7/3/24	Phenylbutazone Injection	1	40			9.00
7/3/24	Mandatory Prerace Examination	1	40			12.50
7/3/24	Methocarbamol Injection	1	40			25.00
7/4/24	ECP	1	01			22.50
7/5/24	Coggins - STAT	1	01	NY		54.00

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Trainer: ABREU, JORGE

Date: Jan-31-25
Client #: 265631
Page: 9

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
7/6/24	Platinum Healthy Weight-1 gallon	0.16	01			8.96
7/6/24	Video-Endoscopy Exam	1	01			40.00
7/10/24	Sucralfate Suspension - Gallon Compound	0.2	40			38.00
7/16/24	Lasix/Salix - AM EIPH Prevention	1	40			13.50
7/26/24	Platinum Healthy Weight-1 gallon	0.3	40			16.80
8/7/24	Video-Endoscopy Exam	1	04			40.00
8/15/24	Platinum Healthy Weight-1 gallon	0.091	36			10.20
8/31/24	Video-Endoscopy Exam	1	29			40.00
10/3/24	Mandatory Prerace Examination	1	01			12.50
10/3/24	Phenylbutazone Injection	1	01			9.00
10/3/24	Methocarbamol Injection	1	01			25.00
10/4/24	ECP	1	01			22.50
10/15/24	Phenylbutazone Injection	1	40			9.00
10/15/24	Magna Paste	1	40			16.50
10/15/24	Sucralfate Suspension - Gallon Compound	0.035	40			6.65
10/15/24	Platinum Healthy Weight-1 gallon	0.081	40			4.54
10/16/24	ECP	1	40			22.50
10/23/24	Platinum Healthy Weight-1 gallon	0.081	40			4.54
10/24/24	Sucralfate Suspension - Gallon Compound	0.035	40			6.65
10/27/24	Lasix/Salix - AM EIPH Prevention	1	01			13.50
11/8/24	Sucralfate Suspension - Gallon Compound	0.0345	01			6.56
11/10/24	Mandatory Prerace Examination	1	01			12.50
11/10/24	Magna Paste	0.5	01			8.25
11/12/24	Phenylbutazone Injection	1	40			9.00
11/12/24	Methocarbamol Injection	1	40			25.00
11/13/24	ECP	1	01			22.50
11/15/24	Video-Endoscopy Exam	1	40	NY		40.00

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Date: Jan-31-25
Client #: 265631
Page: 10

$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
	***VICTORS VALIANT* Sub-Total**				**1,227.79**	

Over 90 Days	Over 60 Days	Over 30 Days	Current	Total Amount
3,497.25	123.80			

PLEASE PAY THIS AMOUNT >>>>>>>> **3,621.05**

Client #:265631

ALL TREATMENTS HAVE BEEN APPROVED BY YOUR TRAINER. TOTAL AMOUNT IS DUE UPON RECEIPT OF STATEMENT.
We accept MASTERCARD, VISA, DISCOVER and AMERICAN EXPRESS.
Click here to make a secure payment at www.tfbequine.com select resources for the payment tab.

Thank You

Amount past due 60 days or more will bear interest at the maximum rate allowable by law. In the event we are required to take action to collect the amount owed to us you will be responsible for a $100.00 administration fee plus all attorney fees and costs regardless of whether a lawsuit is filed.

PetVet Operating, LLC

EXHIBIT #3
PAGE #11

FLORIDA GAMING CONTROL COMMISSION

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

Joe Dillmore, Executive Director

Ron DeSantis, Governor

DIVISION OF PARI-MUTUEL WAGERING
LICENSE ACTION REQUEST FORM

To: Licensing Administrator

From: Investigator Minaya

Date: September 23, 2025

X	PLEASE **ADD ALERT**: Contact Investigations Prior to Licensing
	PLEASE **REMOVE** ALERT FROM LICENSE RECORD

License number and type: 12281199 - 1021

Last Name: TUCCIARONE First Name: VINCENZO SR.

DOB: [redacted] SS#: [redacted]

Reason for Addition/Removal of Alert: **DO NOT LICENSE!** Unsatisfied Final Judgment pending against Vincenzo Tucciarone Sr., in favor of PetVet Operating, LLC dba TFB Equine, Case # COCE-25-015269, Division 100, in the Circuit Court of the 17th Judicial Court in Broward County, Florida, in the amount of $5,573.90 plus 8.90% interest per year.

Responsible Party: Inv. Sup Minaya Case Number: 2025 06 9541

Approved by:_____ Date _____

Added/Removed by:_____ Date September 23, 2025

Revised 12/08

EXHIBIT #4
PAGE # 1

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **jminaya**

Search Criteria | Results | Detail

Modifier Type	**A - Alert**
Modifier	**ENFO - Enforcemt Alert**
Effective	**09/23/2025**
Expires	**-**
Additional Info :	
Prompt	
Value	
Notes	**DO NOT LICENSE! Unsatisfied Final Judgment pending against Vincenzo Tucciarone Sr., in favor of PetVet Operating, LLC dba TFB Equine, Case # COCE-25-015269, Division 100, in the Circuit Court of the 17th Judicial Court in Broward County, Florida, in the amount of $5,573.90 plus 8.90% interest per year.**
Updated	**09/23/2025 14:46:35**
By	**jminaya**

Notes History | Change | Delete | Save | Cancel | < | >

Add | Back

Get Adobe Reader.

EXHIBIT #4
PAGE # 2

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Through:	Justin Hundersmarck, Senior Attorney
Re:	FGCC v. Santiago Dominguez Case No. 2025-069875, Default Final Order
Date:	March 24, 2026

Executive Summary

The Division of Pari-Mutuel Wagering (the Division) seeks the permanent exclusion of Santiago Dominguez (Respondent) from all pari-mutuel facilities in the state of Florida. Respondent did not file an election of rights before the deadline and thereby waived his right to request a hearing contesting this matter. The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent from all pari-mutuel facilities in the state of Florida.

Relevant Facts

On September 17, 2025, Respondent was a patron of Fronton Holdings, LLC d/b/a Card House Port St. Lucie ("Card House Port St. Lucie").[1] On September 17, 2025, Respondent was ejected from Card House Port St. Lucie.[2]

Based on Respondent's ejection from Card House Port St. Lucie, the Division filed an administrative complaint on February 11, 2026, seeking his permanent exclusion from all pari-mutuel facilities in the state of Florida. The election of rights form accompanying the administrative complaint made it clear that Respondent had 21 days[3] to file a written response to the administrative complaint. Respondent was served on February 20, 2026, had until March 13, 2026, to respond, and did not do so.

Analysis

[1] Card House Port St. Lucie 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.")

Florida law allows for the permanent 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 ejection from Card House Port St. Lucie, a pari-mutuel facility in this state, subjects him to permanent exclusion from all pari-mutuel facilities in this state.

Staff Recommendation: The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent, Santiago Dominguez, from all pari-mutuel facilities in the state of Florida.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 2/11/2026
File Number:
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

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

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

Petitioner,

v.

FGCC Case No.: 2025-069875

SANTIAGO DOMINGUEZ,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Santiago Dominguez ("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 4050 Southwest Jarmer Road, Port St. Lucie, Florida 34953.

3. At all times material hereto, Fronton Holdings, LLC d/b/a Card House Port St. Lucie ("Card House Port St. Lucie") 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 September 17, 2025, Respondent was a patron of Card House Port St. Lucie.

5. On or about September 17, 2025, Respondent was ejected from Card House Port St. Lucie.

6. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis supplied).

7. 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 his ejection from Card House Port St. Lucie on or about September 17, 2025.

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 2025-069875 is signed on the 11th day of February 2026.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Phone: (850) 794-8063
Fax: +1 850-536-8712
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

February 11, 2026

Santiago Dominguez
4050 Southwest Jarmer Road
Port St. Lucie, Florida 34953

Case No.: **2025-069875**
Subject: **SERVICE OF ADMINISTRATIVE COMPLAINT**

Dear Santiago Dominguez:

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 that, pursuant to section 120.573, Florida Statutes, 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/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
850-794-8063

Enclosures: Administrative Complaint and Election of Rights Form

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. SANTIAGO DOMINGUEZ **CASE NO.: 2025-069875**

ELECTION OF RIGHTS

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

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

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

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

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

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8712
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

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

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

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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

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

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

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

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

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PORT SAINT LUCIE, FL 34953
February 20, 2026, 4:32 pm

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FAQs

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Santiago Dominguez
4050 Southwest Jarmer Road
Port St Lucie, Florida 34953
Ac-2025069875-Ogc

PS Form 3800, April 2006

See Reverse for Instructions

Lic Type	**1098 - Unlicensed Complaints**			Status	**90 Closed**	Status Date	**10/09/2025**
Complaint #	**2025069875**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**DOMINGUEZ, SANTIAGO**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**09/17/2025**
Region	**SR - Southern Region**	Received	**09/24/2025**
Reference	**550.0251(6)**		
Entered	**09/24/2025**	Entered By	**cstubbs1**

Summary: **278 - FRONTON HOLDINGS, LLC - F.S.S. 550.0251(6) The powers and duties of the Florida Gaming Commission.- On September 18, 2025, at 12:24PM, I received an email from Tara Caswell (Cardroom Manager) at Cardhouse Psl, Permanently Excluding Santiago DOMINGUEZ (Patron) from the facility. The Cardhouse Psl Exclusion Form states that on September 17, 2025, DOMINGUEZ was involved and initiated a physically confrontation with another patron, [redacted] The email went further to state that [redacted] is pressing charges against DOMINGUEZ. Cardhouse Psl Operations Manager, Jolynn Augustine permanently excluded DOMINGUEZ from the facility. On September 19, 2025, during a facility visit I spoke with Augustine, she stated the Saint Lucie County Sheriff's Office was called to respond to the facility, once the Deputy arrived, DOMINGUEZ was placed under arrest and transported to the Saint Lucie County Jail. Case #25-13458**

Updated **10/10/2025 08:40:13** By **cstubbs1**

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

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Florida Gaming Control Commission

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

Joe Dillmore, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**September 24, 2025**	**2025 06 9875**

Respondent:	Complainant:
DOMINGUEZ, SANTIAGO **4050 SW JARMER ROAD** **PORT ST LUCIE, FLORIDA 34953** **CELL PHONE: (305) 812-5411**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 WEST COMMERCIAL BOULEVARD, SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
NA - 1098	**Patron**	**September 30, 2025**

Period of Investigation:	Type of Report:
September 24, 2025, through September 30, 202	**Final**

Alleged Violation: 550.0251: The powers and duties of the Florida Gaming Commission. – The commission shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:
(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 states.

Synopsis: On September 18, 2025, at 12:24 P.M., I received an email from Tara Caswell (Cardroom Manager) at Cardhouse Port Saint Lucie (CHPSL), Permanently Excluding Santiago **DOMINGUEZ** (Patron) from the facility. The CHPSL Exclusion Form states that on September 17, 2025**, DOMINGUEZ** initiated a physical confrontation with another patron, [redacted] aka "[redacted] The email went further to state that [redacted] is pressing charges against **DOMINGUEZ** and that CHPSL Operations Manager, Jolynn Augustine has permanently excluded **DOMINGUEZ** from the facility. On September 19, 2025, during a facility visit I spoke with Augustine; she stated that on the date of the incident the Saint Lucie County Sheriff's Office was called to respond to the facility, once the Deputy arrived, **DOMINGUEZ** was placed under arrest and transported to the Saint Lucie County Jail. This incident was documented by the responding Deputy under Case #25 13458.

Related Case:

Investigations Specialist II / Date	Investigation Manager / Date :
Andre' Tribble / September 30, 2025	Julio Minaya / October 1, 2025

Chief of Investigations / Date

Bradford D. Jones / October 9, 2025

CONTINUATION

On Thursday September 18, 2025, at 12:24 P.M., I received an email from Tara Caswell (License #13436799 – Exp. 06/30/2028) the Cardroom Manager at Cardhouse Port St Lucie (CHPSL) in Port St Lucie, Florida. The email contained an Exclusion Statement regarding patron Santiago **DOMINGUEZ (Exhibit #2)**. The Cardhouse Port St Lucie Exclusion Statement reads that on Wednesday September 17, 2025, **DOMINGUEZ** was permanently excluded from the facility for a physical altercation (fighting) with another patron **(Exhibit #2)**.

When contacted, Caswell stated she was not working at the time of the incident but was informed by Jolynn Augustine, Operations Manager (License #12567214 Exp. 06/30/2026), of the circumstances. Caswell stated that on September 17, 2025, between 10:35 P.M., and 10:45 P.M., there was an incident at table 13 with Santiago **DOMINGUEZ** seated in seat #4, and Charles Maugeri in seat #3. According to Caswell, **DOMINGUEZ** and [redacted] were in a heated verbal argument about **DOMINGUEZ** discussing cards at the table. Caswell also stated that [redacted] walked over towards **DOMINGUEZ** and began yelling**.** Caswell stated once the two players became face to face [redacted] stated, *"Ill slap you in the face with my dick!".* Caswell went on to say at this moment [redacted] was asked by the Floor Supervisor on duty, Courtney Rohr, (License #13737496 - Exp. 06/30/2026) to leave the poker room for the night. Caswell further said, while [redacted] was being escorted out by CHPSL Security Officer, Kyle Dale (License #14439362 Exp. 06/30/2028), **DOMINGUEZ** stood up from the table and walked towards the aisle of the poker room floor where [redacted] was located and slapped [redacted] in the face. At this point both players proceeded to punch each other until security and other employees were able to separate them.

On Friday September 19, 2025, I also spoke Operations Manager, Jolynn Augustine, who informed me that she was not working at the time of the incident but was on a facetime call with the Floor Supervisor, Courtney Rohr making sure that the Saint Lucie County Sheriff's Office (SLSO) was called to respond and that all proper protocols/paperwork was being prepared. Augustine states that she learned from Rohr that once the Deputies arrived, they investigated the incident which included interviewing employees that witnessed the incident and intervened. Augustine went on to say that according to Rohr's account of the incident, the Deputies spoke to [redacted] who wanted to press charges against **DOMINGUEZ**. Because of the number of witnesses who stated that **DOMINGUEZ** had initiated the physical altercation with [redacted] the Deputies arrested **DOMINGUEZ**. Augustine concluded by stating **DOMINGUEZ** was verbally informed by Rohr that he was being permanently excluded from the facility. At this point the Deputies escorted **DOMINGUEZ** out of the facility and into a Police vehicle to be transported to jail. According to Augustine, this incident was documented under SLSO Case #25-13458. Upon her return to work on September 19, 2025, Augustine reviewed surveillance footage of the incident and was able to confirm the accounts given to her by Floor Supervisor, Courtney Rohr. As a result of this incident, **DOMINGUEZ** was permanently excluded, and [redacted] ([redacted] the victim in this matter, was excluded for six (6) months **(Exhibits #9, - Pages 1 & 2, Exhibit #2, & Exhibit #11).**

According to Augustine, she also received written statements from the following employees who witnessed or were involved with the incident. The Floor Supervisor, Courtney Rohr (License #13737496 Exp. 06/30/2026), Crosby Lebejko (License #13737616 Exp. 06/30/2026) Dealer at table 13, Kyle Dale (License #14439362 Exp. 06/30/2028) Security Officer and Joseph Cook (License #13737601 Exp. 06/30/2026) Host. All statements provided were consistent with the above-described accounts of the incident **(Exhibit #9).**

CONTINUATION

Also on Friday September 19, 2025, I met with Tara Caswell in the CHPSL Surveillance Room. Caswell and I reviewed the surveillance video which clearly shows a white male at table #13 seat #4 walk over to the aisle and slap another white male in the face using his left hand while being escorted out of the facility. See below link to video:

The SLSO Arrest Report also documents a statement by Kyle Dale in which he stated "that while he had Mr. Santiago on the ground, Mr. Santiago grabbed his handgun but did not believe that Mr. Santiago was attempting to take the Kyle's gun". Note: that **DOMINGUEZ'S** first name is Santiago **(Exhibit #11, - Page 2).**

A check of Comprehensive Case Information System (CCIS) revealed that **DOMINGUEZ** was arrested and charged with Misdemeanor Battery and is currently scheduled to be arraigned on October 22, 2025 before Judge Jeffrey Hendriks.



Cardhouse Psl Video of Fight.MOV

Conclusion: As a result of his actions, Santiago **DOMINGUEZ** has been **permanently** excluded from the Cardhouse Port St Lucie for physically abusing another patron by slapping him in the facial area.

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

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From: Julio Minaya
To: Cheryl Stubbs
Cc: Bradford Jones; Michelle Futrell
Subject: FW: Permanent Exclusion (Cardhouse Psl)
Date: Wednesday, September 24, 2025 10:08:34 AM
Attachments: OPEN CASE REQUEST FORM-Dominguez, Santiago (Patron) CHPSL-Exclusion.docx
image003.png

Cheryl,

Please open and assign to Andre.

Thanks

Florida Gaming Control Commission
flgaming.gov

Julio Minaya
Investigation Manager
Florida Gaming Control Commission
Division of Pari- Mutuel Wagering
1400 W Commercial Blvd
Suite 165
Fort Lauderdale, FL 33309
754.288.1008

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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: Andre Tribble <Andre.Tribble@flgaming.gov>
Sent: Tuesday, September 23, 2025 7:12 AM
To: Julio Minaya <Julio.Minaya@flgaming.gov>
Subject: Permanent Exclusion (Cardhouse Psl)

Please open case. FYR

Andre' Tribble
Investigations Specialist II
Division of Pari-Mutuel Wagering
Office Of Investigations
(954) 288-1012 Office (954) 658-3198 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

EXHIBIT # 1
PAGE # 1

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

OPEN CASE REQUEST

(OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

INCIDENT DATE: September 17, 2025

☐ PMW ☐ Cardroom X ☐ Slot | Violation X Incident ☐ Complaint

FACILITY NAME: Cardhouse Port Saint Lucie **LIC:** #278

RESPONDENT

NAME: Santiago Dominguez		
Address: 4050 SW Jarmer Road Port St Lucie, Florida 34953		Tel #: Unknown
LIC #:	**LIC TYPE:**	**OCCUPATION:** Patron

COMPLAINANT

NAME: Tara Caswell		Tel #: (269) 823-2006
Address: 6666 US-1 Port St Lucie, FL 34952		
LIC #: 13436799	**LIC TYPE:** 1012	**OCCUPATION:** Cardroom Manager

VIOLATION(S) / TITLE(S): 550.0251(6): The powers and duties of the Florida Gaming Commission. – The commission shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:

(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.

DESCRIPTION: On September 18, 2025, at 12:24PM, I received an email from Tara Caswell (Cardroom Manager) at Cardhouse Psl, Permanently Excluding Santiago **DOMINGUEZ** (Patron) from the facility. The Cardhouse Psl Exclusion Form states that on September 17, 2025, **DOMINGUEZ** was involved and initiated a physically confrontation with another patron, [redacted]. The email went further to state that [redacted] is pressing charges against **DOMINGUEZ.** Cardhouse Psl Operations Manager, Jolynn Augustine permanently excluded **DOMINGUEZ** from the facility. On September 19, 2025, during a facility visit I spoke with Augustine, she stated the Saint Lucie County Sheriff's Office was called to respond to the facility, once the Deputy arrived, **DOMINGUEZ** was placed under arrest and transported to the Saint Lucie County Jail. Case #25-13458

CASE DETAILS FILED BY: Andre' Tribble

☐ Chief Inspector ☐ Judge/Steward X Investigator ☐ Other:

Andre' Tribble
State Employee)

Investigations Specialist II
Title of

EXHIBIT # 1
PAGE 2

CARD HOUSE
PORT ST. LUCIE

EXCLUSION STATEMENT

DATE: 9-17-25 TIME: 11pm

Issued To:

Name Santiago Dominguez

Address 4050 SW Jarmer Road

City, State, Zip Port St lucie FL 34953

ID # [redacted] DOB: [redacted]

Reason for Exclusion Fighting

I represent the owners of CARD HOUSE-Port St Lucie located at 6666 S US 1, Port St Lucie, Fl 34952 Suites 2,2A & 3. I am informing you that you are barred from these premises: (Check One)

_____ For a period of 2 years

_____ For a period of 5 years

✓ Permanently

_____ Other

Note: permant Ban

If you refuse to leave or leave and ever return during the period of exclusion, you will be arrested for trepassing in accordance with Florida statute 810.08.

Owner Representative Johnna Augustine (Print) Signature [signature]

Patron _____ (Print) Signature _____

Witness Johnna Augustine (Print) Signature [signature]

EXHIBIT # 2
PAGE # 1

Original-General Manager Copy-Poker Copy-Director Cage/PM

CARD HOUSE
PORT ST. LUCIE

EXCLUSION STATEMENT

DATE: 9-17-25 TIME: 11pm

Issued To:

Name [redacted]

Address [redacted]

City, State, Zip [redacted]

ID # [redacted] DOB: [redacted]

Reason for Exclusion Fighting

I represent the owners of CARD HOUSE-Port St Lucie located at 6666 S US 1, Port St Lucie, Fl 34952 Suites 2,2A & 3. I am informing you that you are barred from these premises: (Check One)

_____ For a period of 2 years

_____ For a period of 5 years

_____ Permanently

_____ Other

Note: 6 month ban

If you refuse to leave or leave and ever return during the period of exclusion, you will be arrested for trepassing in accordance with Florida statute 810.08.

Owner Representative Jolynn Augustine (Print) Signature Jolynn Augustine

Patron _____ (Print) Signature _____

Witness Jolynn Augustine (Print) Signature Jolynn Augustine

EXHIBIT # 22
PAGE #

Original-General Manager Copy-Poker Copy-Director Cage/PM

Andre Tribble

From: Tara Caswell <tcaswell@cardhousepsl.com>
Sent: Thursday, September 18, 2025 12:24 PM
To: Andre Tribble
Subject: Exclusion list
Attachments: Card House-Port St Lucie-Exclusion List.xlsx; Scan_20250918_120046.pdf

Andre,

We had a couple exclusions last night; I have updated the list and attached our forms. The one player is pressing charges, so there is a case with the sheriff's office which is case 25-13458. I also have footage if you want me to try and upload it, please send me the link. Let me know if you have any questions.

Thank you,

Kind regards,

CARD HOUSE
PORT ST. LUCIE

Tara Caswell
Controller

772-348-0547 269-823-2006 cardhousepsl.com
tcaswell@cardhousepsl.com
6666 S U.S. Hwy 1, Port St. Lucie, Florida 34952 (unit 2)

IMPORTANT: The contents of this email and any attachments are confidential. They are intended for the named recipient(s) only. If you have received this email by mistake, please notify the sender immediately and do not disclose the contents to anyone or make copies thereof.

EXHIBIT # 2
PAGE # 3

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

VR Home > License Search > **License Home**

License

Fed Tax [redacted] Lic Type **1012 - Cardroom Employee Occupational** Expires On **06/30/2028**

File # **14400** Name **CASWELL, TARA KRISTEN** Extended To

License # **13436799** Rank **CEMP - Cardroom Employee Occupational** Renewed On **06/09/2025**

Entity # **13436799** Lic Status **Current**

Licensee | History | Notes | Notes History | Back

[redacted]

Other

1st License Date **01/04/2023** Rank Date **06/09/2025** Certificate #

Method **I-S-1024** Status Date **01/04/2023** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	CMAN - Cardroom Manager	12/22/2022	
I	JLAI - Jai-Alai	05/12/2025	
L	278 - Ft Pierce Jai-A	05/12/2025	
Y	3YR - 3 Year License	12/22/2022	

Alt Keys

BEST LIC NBR **13436799**

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EXHIBIT # 3
PAGE # 1

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

Lic Type **1012 - Cardroom Employee Occupational** Entity # **13436799**

Fed Tax # [redacted] Fed Tax Type **SSN #** Name **CASWELL, TARA KRISTEN**

Last Name **CASWELL** First **TARA** Middle **KRISTEN**

Title Suffix Qualifier

Gender **F** Race **2 - White**

Driver License # Birth Date [redacted]

Mailing Address ☑ Private Address ☐ Preferred Name ☑

[redacted]

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EXHIBIT # 3
PAGE # 2

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

Lic Type **1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo**

Entity # **12567214**

Fed Tax # [redacted] Fed Tax Type **SSN #**

Name **AUGUSTINE, JOLYNN RENAE**

Last Name **AUGUSTINE** First **JOLYNN** Middle **RENAE**

Title Suffix Qualifier

Gender **F** Race **2 - White**

Driver License # Birth Date [redacted]

Mailing Address ☑ Private Address ☐ Preferred Name ☑

[redacted]

Get Adobe Reader.

EXHIBIT # 4
PAGE # 1

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

VR Home > License Search > **License Home**

License

Fed Tax # [redacted]	Lic Type	**1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo**	Expires On	**06/30/2026**
File # **9529**	Name	**AUGUSTINE, JOLYNN RENAE**	Extended To	
License # **12567214**	Rank	**SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo**	Renewed On	**05/19/2023**
Entity # **12567214**	Lic Status	**Current**		

Licensee | History | Notes | Notes History | Back

Address

[redacted]

Other

1st License Date	**11/24/2021**	Rank Date	**05/19/2023**	Certificate #	
Method	**I-S-1037**	Status Date	**11/24/2021**	Certificate Date	
Fee Exempt	**No**	Birth Date	[redacted]	Renewal Sent	

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	11/24/2021	
I	HRNS - Harness	11/24/2021	
L	910 - TLH Licensing	08/04/2025	
Y	3YR - 3 Year License	11/24/2021	

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EXHIBIT # 4
PAGE # 2

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

VR Home > License Search > **License Home**

License

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

File # **14910** Name **Rohr, Courtney C** Extended To

License # **13737496** Rank **CEMP - Cardroom Employee Occupational** Renewed On

Entity # **13737496** Lic Status **Current**

Licensee | History | Notes | Notes History | Back

Address

[redacted]

Other

1st License Date **09/25/2023** Rank Date **09/25/2023** Certificate #

Method **I-S-1024** Status Date **09/25/2023** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	09/15/2023	
I	JLAI - Jai-Alai	09/15/2023	
L	278 - Ft Pierce Jai-A	09/15/2023	
Y	3YR - 3 Year License	09/15/2023	

Alt Keys

BEST LIC NBR **13737496**

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EXHIBIT # 5
PAGE # 1

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

VR Home > License Search > License Home > **Basic Entity Data**

Basic Entity Data | List of Addresses | List of Names

Lic Type **1012 - Cardroom Employee Occupational**

Entity # **13737496**

Fed Tax # [redacted] Fed Tax Type **SSN #**

Name **Rohr, Courtney C**

Last Name **Rohr** First **Courtney** Middle **C**

Title Suffix Qualifier

Gender **F** Race **2 - White**

Driver License # Birth Date [redacted]

Mailing Address Private Address Preferred Name

[redacted]

Notes | Notes History | Fix | Change | Save | OK | Cancel | Back

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EXHIBIT # 5
PAGE # 2

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

VR Home > License Search > **License Home**

License

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

File # **14919** Name **LEBEJKO, CROSBY ANTHONY** Extended To

License # **13737616** Rank **CEMP - Cardroom Employee Occupational** Renewed On

Entity # **13737616** Lic Status **Current**

Licensee | History | Notes | Notes History | Back

Address

[redacted]

Other

1st License Date **09/25/2023** Rank Date **09/25/2023** Certificate #

Method **I-S-1024** Status Date **09/25/2023** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	09/15/2023	
I	JLAI - Jai-Alai	09/15/2023	
L	278 - Ft Pierce Jai-A	09/15/2023	
Y	3YR - 3 Year License	09/15/2023	

Alt Keys

BEST LIC NBR **13737616**

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EXHIBIT # 6
PAGE # 1

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

Lic Type **1012 - Cardroom Employee Occupational**

Entity # **13737616**

Fed Tax # [redacted] Fed Tax Type **SSN #**

Name **LEBEJKO, CROSBY ANTHONY**

Last Name **LEBEJKO** First **CROSBY** Middle **ANTHONY**

Title Suffix Qualifier

Gender **M** Race **2 - White**

Driver License # Birth Dat[redacted]

Mailing Address Private Address Preferred Name

[redacted]

Notes | Notes History | Fix | Change | Save | OK | Cancel | Back

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EXHIBIT # 6
PAGE # 2

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

VR Home > License Search > **License Home**

License

Fed Tax # [redacted] Lic Type **1022 - PMW General Individual Occupational** Expires On **06/30/2028**

File # **105693** Name **Dale, Kyle Thomas** Extended To

License # **14439362** Rank **GIND - General Individual Occupational** Renewed On

Entity # **14439362** Lic Status **Current**

Licensee | History | Notes | Notes History | Back

Address

[redacted]

Other

1st License Date **06/30/2025** Rank Date **06/30/2025** Certificate #

Method **I-S-1024** Status Date **06/30/2025** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	SECR - Security	06/13/2025	
I	JLAI - Jai-Alai	06/13/2025	
L	278 - Ft Pierce Jai-A	06/13/2025	
Y	3YR - 3 Year License		

Alt Keys

BEST LIC NBR **14439362**

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EXHIBIT # 7
PAGE # 1

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

Lic Type **1022 - PMW General Individual Occupational** Entity # **14439362**

Fed Tax # [redacted] Fed Tax Type **SSN #** Name **Dale, Kyle Thomas**

Last Name **Dale** First **Kyle** Middle **Thomas**

Title Suffix Qualifier

Gender **M** Race **2 - White**

Driver License # [redacted] Birth Date [redacted]

Mailing Address ☑ Private Address ☐ Preferred Name ☑

[redacted]

Notes | Notes History | Fix | Change | Save | OK | Cancel | Back

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EXHIBIT # 27
PAGE # 2

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

License

Fed Tax #	[redacted]	Lic Type	**1012 - Cardroom Employee Occupational**	Expires On	**06/30/2026**
File #	**14917**	Name	**Cook, Joseph Allan**	Extended To	
License #	**13737601**	Rank	**CEMP - Cardroom Employee Occupational**	Renewed On	
Entity #	**13737601**	Lic Status	**Current**		

Licensee | History | Notes | Notes History | Back

Address

[redacted]

Other

1st License Date	**09/26/2023**	Rank Date	**09/26/2023**	Certificate #	
Method	**I-S-1024**	Status Date	**09/26/2023**	Certificate Date	
Fee Exempt	**No**	Birth Date	[redacted]	Renewal Sent	

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	09/15/2023	
I	JLAI - Jai-Alai	09/15/2023	
L	278 - Ft Pierce Jai-A	09/15/2023	
Y	3YR - 3 Year License	09/15/2023	

Alt Keys

BEST LIC NBR **13737601**

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EXHIBIT # 8
PAGE # 1

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **atribble**

Lic Type **1012 - Cardroom Employee Occupational**

Entity # **13737601**

Fed Tax # [redacted] Fed Tax Type **SSN #**

Name **Cook, Joseph Allan**

Last Name **Cook** First **Joseph** Middle **Allan**

Title Suffix Qualifier

Gender **M** Race **2 - White**

Driver License # Birth Date [redacted]

Mailing Address ☑ Private Address ☐ Preferred Name ☑

[redacted]

Notes

Notes History

Fix

Change

Save

OK

Cancel

Back

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EXHIBIT # 8
PAGE # 2

INCIDENT/OCCURRENCE REPORT

CARD HOUSE
PORT ST. LUCIE

Date of Incident 9-17-25

Time of Incident 11:00pm

Location of Incident middle of room

Date Report Completed 9-19-25

Time Report Completed 9:48 AM

Report Completed by: Jolynn Augustine

Name of Customer/Employee involved in incident: [redacted]

Address

Phone:

Name of Customer/Employee involved in incident: Santiago

Address

Phone:

Name of Customer/Employee involved in incident:

Address

Phone:

Witness Name

Address

Phone:

Witness Name

Address

EXHIBIT # 9
PAGE # 1

Original: Director of Security

Copy: email to General Manager

Copy-email to Dir. of Security

INCIDENT/OCCURRENCE REPORT

Phone:

Narrative/Description of Incident/Occurrence:

I was not present in the room when this occurred. I was on the phone with employees making sure all proper protocals / paperwork was getting completed.
After reviewing cameras Santiago charged at [redacted] and a fight broke out. Sherrifs were called and Santiago got arrested.
[redacted] is pressing Charges.
Santiago permantly banned. [redacted] For 6 months.

Action Taken/Person Notified:

Y Surveillance Review Requested (Y/N)

EXHIBIT # 9
PAGE # 2

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

INCIDENT/OCCURRENCE REPORT

CARD HOUSE
PORT ST. LUCIE

Date of Incident 9/17/25 Time of Incident 2300

Location of Incident Main floor Date Report Completed 9/18/25

Time Report Completed 01:00am

Report Completed by: Kyle Dale Security Officer 144393662

Name of Customer/Employee involved in incident: Kyle Dale

Address [redacted]

Phone: 772 940 3921

Name of Customer/Employee involved in incident: [redacted] Seat 3

Address

Phone:

Name of Customer/Employee involved in incident: Santiago Dominguez Seat 4

Address

Phone:

Witness Name

Address

Phone:

Witness Name

Address

EXHIBIT # 9
PAGE # 3

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

INCIDENT/OCCURRENCE REPORT

Phone:

Narrative/Description of Incident/Occurrence:

Two Players at table 13 were arguing with each other, Seats 3 and 4. Both players were told by manager that they would have to leave for the night. Seat 3 would leave first, he was not happy but complied. While walking behind Seat 3 after cashing out, player was walking towards the exit muttering, Player in seat 4 jumped up from seat meeting seat 3 in middle of room in front of table 5, seat 4 open hand smacked player in the face. I then grabbed the aggressor and the dealer Crosby grabbed the player that was assualted both seperated and Sheriff called

Action Taken/Person Notified: Sheriff arrived took statements both players recieved trespass and Seat 4 was taken to jail for assualt. Appropriate management called and informed

Surveillance Review Requested (Y/N)

EXHIBIT # 9
PAGE # 4

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

INCIDENT/OCCURRENCE REPORT

CARD HOUSE
PORT ST. LUCIE

Date of Incident 9/17/25 Time of Incident 1057 pm

Location of Incident Table 13 + mid room Date Report Completed 9/18/25

Time Report Completed 1 am

Report Completed by: Courtney Rohr - Floor 13737496

Name of Customer/Employee involved in incident: [redacted]

Address [redacted]

Phone:

Name of Customer/Employee involved in incident: Santiago Dominguez

Address 4050 SW Jarmer Rd Port St. Lucie FL 34953

Phone:

Name of Customer/Employee involved in incident: Kyle (Security) Isaiah (dealer)

Address Joe Cook, Crosby, [redacted]

Phone:

Witness Name

Address

Phone:

Witness Name

Address

EXHIBIT # 5
PAGE #

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

INCIDENT/OCCURRENCE REPORT

Phone:

Narrative/Description of Incident/Occurrence: I was called over to table 13 for a verbal altercation between players in seats 3+4, [redacted] + Santiago. Santiago had been discussing cards, triggering an argument. [redacted] stood up, started yelling at Santiago and got in his face, made a comment about being so close he "slapped [redacted] you in the face with my dick". [redacted] was asked to leave, while being escorted out, Santiago stood up from the table and continued the argument. Santiago ran across the room from 13 and attacked [redacted] The two of them both threw punches before they were separated by Security and dealer Joe and Crosby.

Action Taken/Person Notified: During the tussle, Santiago reached for Kyles weapon before he was physically detained. 911 was called, officers took statements and arrested Santiago.

Surveillance Review Requested (Y/N)

EXHIBIT # 9
PAGE # 6

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

Employee Statement

CARD HOUSE
PORT ST. LUCIE

Date of Incident 9/17/25 Time of Incident 11:00 pm

Location of Incident Main Floor Date Report Completed 9/17/25

Time Report Completed 12:09 am

Report Completed by: Joe Cook

Name of Customer/Employee involved in incident: [redacted]

Address N/A

Phone: N/A

Name of Customer/Employee involved in incident: Santiago

Address N/A

Phone: N/A

Name of Customer/Employee involved in incident:

Address

Phone:

Witness Name Joe Cook

Address

Phone:

Witness Name

Address

Phone:

EXHIBIT # 9
PAGE # 7

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

Employee Statement

Narrative/Description of Incident/Occurrence: I was hosting when I heard a player yell out loud "I just put my dick on your forehead". Looked up to see [redacted] yelling at Santiago by table 13. They had more back and forth as [redacted] was being escorted out. Then Santiago walked up to [redacted] and slapped him. After the slap, they started to throw punches. Crosby, myself, and security broke them apart. They were seperated until police arrived.

Action Taken/Person Notified:

_____ Surveillance Review Requested (Y/N)

EXHIBIT # G
PAGE # 8

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

INCIDENT/OCCURRENCE REPORT

CARD HOUSE
PORT ST. LUCIE

Date of Incident 9/17/2025 Time of Incident 11pm

Location of Incident Poker Room Floor Date Report Completed

Time Report Completed

Report Completed by: Crosby Lebejko

Name of Customer/Employee involved in incident: [redacted] and Santiago

Address

Phone:

Name of Customer/Employee involved in incident:

Address

Phone:

Name of Customer/Employee involved in incident:

Address

Phone:

Witness Name

Address

Phone:

Witness Name

Address

EXHIBIT # 9
PAGE # 9

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

INCIDENT/OCCURRENCE REPORT

Phone:

Narrative/Description of Incident/Occurrence:

Players Santiago and [redacted] were arguing on Table 13, Santiago threatened [redacted] and [redacted] got in Santiagos face. Me, Courtney, and Kyle seperated Chase from the table, grabbed his chips and were escorting him out when they started arguing again as we were walking him out. Santiago then goes over from table 13 to table 5 and slaps [redacted] then swings on him and they start fighting. Me, Joe, and Kyle then break apart the fight and kept them seperated until police arrived.

Action Taken/Person Notified:

Surveillance Review Requested (Y/N)

EXHIBIT # 9
PAGE # 1 of 8

Original: Director of Security Copy: email to General Manager Copy-email to Dir. of Security

ST. LUCIE
COUNTY

MICHELLE R. MILLER
CLERK OF THE CIRCUIT COURT AND COMPTROLLER



FLORIDA'S CLERKS OF COURT AND COMPTROLLERS
Bring You
CCIS COMPREHENSIVE CASE INFORMATION SYSTEM

andre.tribble@flcc

[redacted]

EXHIBIT # 10
PAGE # 1

Agency Case # 2513458

Arrest Affidavit

Use separate forms for each defendant and for multiple offenses occurring at different time, date or location
Copy To: Clerk of Court / State Attorney / Jail / Arresting Agency / Defendants

Court Case #

☐ Juvenile
☐ Warrant

Defendant Data

Last Name	First Name	Middle Name	Aliases (A.K.A.)	Phone Number	Date of Birth	Age	SSN	Gender
Dominguez	Santiago			(305) 812-5411	[redacted]	51	[redacted]	Male

Permanent Address	City	State	Zip	Drivers License #	State	Citizenship
4050 Sw Jarmer Rd	Port St Lucie	FL	34953	[redacted]	FL	United States

Race	Hair Color	Eye Color	Height	Weight	Distinguishing Marks	Occupation / Employer / School
Hispanic	Bald	Brown	5'07	155		- / Fastrac Electric Corp / -

Arrest Information

Agency Case #	Officer	Officer ID #	Agency	Agency ORI #	Domestic Related
2513458	Webster, Brandon	2617	St. Lucie County Sheriff's Office	FL0560000	No

Offense Date	Offense Time	Offense Street Address	Offense City	State	Zip	Charge Status
09/17/2025	2259	6666-2 S Us Highway 1	Port St Lucie	FL	34952	Probable Cause

Arrest Date	Arrest Time	Arrest Street Address	Arrest City	State	Zip	Residence Type
09/18/2025	0025	6666-2 S Us Highway 1	Port St Lucie	FL	34952	

Warrant(s) #	Alcohol Influence	BAL	Drug Influence	Weapon(s) Seized	Weapon(s) Type
				No	Unarmed

Charge Information

Add	Statute #	Statute Subsection & Definition	Counts	Type	Activity
X	784.03 (1A1) |MF2560|	Battery-touch Or Strike	1	Misdemeanor	Committed

Additional Party Information - (Codefendants & Victims)

Add	Party Type	Name	Address	City	State	Zip	Phone
X	Victim	[redacted]					

For Jail Use Only

Inmate Id	OBTS #	FDLE #	FBI #	Booking Officer	Bondsman / Surety Name	Bond Amount
1840916	5402015421	06148269	250991FC8	2567		

Summary of Offenses and Probable Cause Affidavit

On Setember 17, 2025, at approximately 2249 hours, I was dispatched to 6666 S Highway 1, Card House, in reference to a fight.

Upon arrival, I spoke with the victim who stated that Santiago Dominguez (the suspect), and himself were exchanging verbal words over a card game. The victim said Mr. Santiago was getting into other people`s personal space that also were at the table and had been causing trouble all night. He said that he told Mr. Santiago to back up and Mr. Santiago got verbally aggressive with him because the victim said that. The victim said he got up to use the bathroom and came back to the table. The victim said they exchanged more words and the victim said he was asked to leave by the Card House staff. The victim said he got up, went and cashed his chip and was being escorted out by security. On his way out, the victim said Mr. Santiago jumped up from around table, came up to him and slapped him with an open left-hand palm to the face. The victim said he then hit Mr. Santiago with his right hand; security then grabbed Mr. Santiago and one of the card dealers by the name of Crosby Anthony Lebejko (witness) then had grabbed the victim to separate them both. I didn`t observed any marks or bruises on the victim. While speaking with the victim, I could smell an odor of an alcoholic beverage coming from him

I made contact with Santiago Dominguez, who stated that he was at the card table playing a poker tournament. The victim lost his money and began to "push" Santiago. It was later clarified that Mr. Santiago meant that the victim began to argue with him and it was never physical. Mr. Santiago said he told the victim to leave him alone, but the victim kept on arguing with him. The victim got up and went to the bathroom and came back to the table. Mr. Santiago said when the victim came back to the card table, they argued some more. The victim got up and was being escorted out of the building. Mr. Santiago had blood on his shirt, a small cut on his right cheeks and an abrasion on the left side of his head. Mr. Santiago repeatedly stated that he did the right thing but did not provide an explanation. While speaking with Mr. Santiago, I could smell an odor of an alcoholic beverage coming from him.

I spoke with Kyle Thomas Dale (witness / armed security guard), Crosby Anthony Lebejko (witness / card dealer), Corrine

EXHIBIT # 11
PAGE # 1

Carole Lumbert (witness / card dealer), Isaiah Lee Abreu (witness / card dealer) who all stated that the victim and Santiago were playing a card tournament at the table. Isaiah said both the victim and Mr. Santiago started to exchange words at the table. Isaiah said the victim then got up from the table and went to the bathroom. The victim returned to the table, and they continue to exchange words. The victim was then asked to leave by the Card House. Kyle started to escort the victim outside. As the victim was leaving, Mr. Santiago got up from the table and came up to the victim and slapped the victim`s face. The victim reacted and hit Mr. Santiago back. Kyle grabbed Mr. Santiago and they both fell to the floor. Crosby said he grabbed the victim and separated him.

Kyle did state that while he had Mr. Santiago on the ground, Mr. Santiago grabbed his handgun but did not believe that Mr. Santiago was attempting to take the Kyle`s gun.

All parties involved completed a written statement, which was later submitted. The Card House staff was unable to view the security footage but an evidence link will be sent to the manager to be submitted at a later date.

Based on the statements made by the parties involved, the victim was being escorted out by security when Mr. Santiago stood up, confronted the victim, and slapped the victim with an open palm. Mr. Santiago was determined to be the primary aggressor.

Santiago was placed in handcuffs, checked for proper fit, double locked, and he was placed in the rear passenger seat of my patrol vehicle. He was transported to the St Lucie County Jail without incident. He was charged with battery pursuant to F.S.S. 784.03 (1A1).

This case was cleared by arrest.

562025MM002318AXXXSL



The preceding is true to the best of my present knowledge or belief.
* Sequence number taken from finger print card containing this OBTS # for this arrest.

D/S Bobadilla 263
Signature

Sworn & Subscribed before me this 18 Day of September, 2025

Notary / ASA D/S ARios #854

My Commission Expires LEO

Agency SHSO

EXHIBIT # 11
Dominguez, Santiago
PAGE # 3

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. Yasser Hernandez
Case No. 2025-069911, Default Final Order
Date: March 25, 2026

Executive Summary

The Division of Pari-Mutuel Wagering (the Division) seeks the permanent exclusion of Yasser Hernandez (Respondent) from all pari-mutuel facilities and all facilities of slot machine licensees in the state of Florida. Respondent did not file an election of rights before the deadline and thereby waived his right to request a hearing contesting this matter. The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent from all pari-mutuel facilities and all facilities of slot machine licensees in the state of Florida.

Relevant Facts

On August 4, 2025, Respondent was a patron of Gretna Racing, LLC d/b/a Magic City Casino ("Magic City Casino").[1] On August 4, 2025, Respondent was ejected from Magic City Casino.[2]

Based on Respondent's ejection from Magic City Casino, the Division filed an Administrative Complaint on February 11, 2026, seeking his exclusion from all pari-mutuel facilities and any facility of slot machine licensees in the state of Florida. The election of rights form accompanying the administrative complaint made it clear that Respondent had 21 days[3] to file a written response to the Administrative Complaint. Respondent was served on February 24, 2026, had until March 17, 2026, to respond, and did not do so.

---

[1] Magic City Casino 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 permanent exclusion of Respondent from all pari-mutuel facilities and all facilities of slot machine licensees 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, Florida Statutes, 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 ejection from Magic City Casino, a pari-mutuel facility and facility of a slot machine licensee in this state, subjects him to permanent exclusion from all pari-mutuel facilities and all facilities of slot machine licensees in this state.

Staff Recommendation: The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent, Yasser Hernandez, from all pari-mutuel facilities and all facilities of slot machine licensees in the state of Florida.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **2/11/2026**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

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

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

Petitioner,

v.

FGCC Case No.: 2025-069911

YASSER HERNANDEZ,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Yasser Hernandez ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.

2. At all times material hereto, Respondent's address was reported as 3931 Southwest 90th Avenue, Miami, Florida 33165.

3. At all times material hereto, Gretna Racing, LLC d/b/a Magic City Casino ("Magic City Casino") was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.

4. On or about August 4, 2025, Respondent was a patron of Magic City Casino.

5. On or about August 4, 2025, Respondent was ejected from Magic City Casino.

6. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person

> from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis supplied).

7. Section 551.112, Florida Statutes, provides:

> In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude absolutely a patron in this state.

(Emphasis supplied).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes, based on his ejection from Magic City Casino on or about August 4, 2025.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida, in accordance with sections 550.0251(6)

and 551.112, along with any other remedy provided by chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2025-069911 is signed on the 11th day of February 2026.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Phone: (850) 794-8063
Fax: +1 850-536-8712
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

February 11, 2026

Yasser Hernandez
3931 Southwest 90th Avenue
Miami, Florida 33165

Case No.: **2025-069911**
Subject: **SERVICE OF ADMINISTRATIVE COMPLAINT**

Dear Yasser Hernandez:

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 that, pursuant to section 120.573, Florida Statutes, 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/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
850-794-8063

Enclosures: Administrative Complaint and Election of Rights Form

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. YASSER HERNANDEZ **CASE NO.: 2025-069911**

ELECTION OF RIGHTS

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

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

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

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

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

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8712
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

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

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

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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

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

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

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

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

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February 24, 2026, 4:32 pm

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2-17-26

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Yasser Hernandez
3931 Southwest 90th Avenue
Miami, Florida 33165
Ac-2025-069911-Ogc

PS Form 3800, August 2006 See Reverse for Instructions

Lic Type	**1098 - Unlicensed Complaints**			Status	**90 Closed**	Status Date	**11/05/2025**
Complaint #	**2025069911**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**HERNANDEZ, YASSER**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**OTHR - Other**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**08/08/2025**
Region	**SR - Southern Region**	Received	**09/24/2025**
Reference	**551.112**		
Entered	**09/24/2025**	Entered By	**cstubbs1**

Summary: **273 - CASINO MIAMI, LLC - FSS 551.112 Exclusions of certain persons.- On August 4, 2025, at Magic City Casino, an excluded patron, Yasser HERNANDEZ, was approached by Miami PD (MPD) and escorted to the security vestibule. Upon review of Itrak information, HERNANDEZ had been permanently excluded from Magic City Casino on February 2, 2025, for fighting and had 2 prior trespass warnings on February 16, 2025, and July 27, 2025. Security Supervisor Jenny Rivera explained the rules and regulations of Magic City Casino regarding trespassing. HERNANDEZ signed the trespass form and was arrested by MPD and escorted off the property.**

Updated **11/05/2025 14:30:45** By **cstubbs1**

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

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Florida Gaming Control Commission

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

Alana Zimmer, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**SOUTHERN**	**August 4, 2025**	**2025 06 9911**

Respondent:	Complainant:
HERNADEZ, YASSER **3931 SW 90 AVE.** **MIAMI FLORIDA 33165** **(786) 609-5432**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
N/A / 1098	**Patron**	**October 17, 2025**

Period of Investigation:	Type of Report:
August 4, 2025 through October 17, 2025	**Final**

Alleged Violation(s): FSS 551.112 Exclusions of certain persons. — In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the division 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 division. The division 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.

Synopsis: According to a Magic City Casino (MCC) Incident Report dated August 4, 2025, Yasser **HERNANDEZ**, was approached by Miami PD (MPD) while sitting in a grey Hyundai Elantra and escorted to the MCC Security Vestibule. Upon review of the Itrak information system, it was discovered that **HERNANDEZ** had been permanently excluded from Magic City Casino on February 2, 2025, under incident #IN20250000603, for fighting with another patron. **HERNANDEZ** also had 2 prior Trespass Warnings on February 16, 2025, (#IN20250000880) and July 27, 2025, (#IN20250004501). In this most recent incident MCC Security Supervisor Jenny Rivera explained the rules and regulations of Magic City Casino regarding permanently excluded patrons to **HERNANDEZ** who then signed the trespass form and was arrested by MPD.

Related Case(s): 2025 06 4963 & 2025 06 4993

Investigations Specialist II / Date	Investigation Manager / Date:
Anjeanet Hankins / October 17, 2025	Julio Minaya / October 22, 2025

Chief of Investigations / Date

Bradford D. Jones / November 5, 2025

CONTINUATION

According to Magic City Casino Security Report #IN20250003930, on August 4, 2025, at approximately 11:00 A.M. during an ongoing investigation[1], Miami PD (MPD) approached an unidentified male in a grey Hyundai Elantra that was parked in the MCC parking lot. MPD escorted the unidentified male, later identified as Yasser **HERNANDEZ,** to the MCC Security Vestibule. It was discovered from an Itrak[2] query that **HERNANDEZ** had been permanently excluded for a fight with another patron on February 2, 2025. It was also discovered that subsequent his permanent exclusion **HERNANDEZ** returned to the facility on February 16, 2025, and received his 1st Trespass Warning. He then returned on July 27, 2025, and received his 2nd Trespass Warning. When **HERNANDEZ** returned to the facility on August 4th, for the third time, he was placed under arrest by MPD and escorted off the property **(Exhibit #1 – Page 2).**

According to MCC Security Report #IN20250000603, on February 2, 2025, **HERNANDEZ** was involved in a fight with another male patron, who was identified as [redacted]. At that time Security Shift Manger, Julio Sanchez and MPD advised **HERNANDEZ** of the rules and regulations about fighting on property and that as a result of his actions, he would be permanently excluded from the property. **HERNANDEZ** signed the Trespass Warning Form and left the property. A B.O.L.O. was placed within the MCC system for [redacted] because he had already fled the property **(Exhibit #1 – Pages 9-10).**

According to MCC Security Report #IN20250000880, on February 16, 2025, **HERNANDEZ** was identified by MCC surveillance as being an excluded patron present on the casino floor. MCC Security personnel Manuel Andreu and Quintillen Nero approached **HERNANDEZ** and escorted him to the Security Vestibule. A check of the Itrak system confirmed that on February 2, 2025, **HERNANDEZ** had been involved in a fight that resulted in him being permanently excluded from the property. once again the facility rules and regulations were explained to **HERNANDEZ**, and he was issued a Trespass Warning. **HERNANDEZ** stated he understood, signed the Trespass Warning Form and left the property **(Exhibit #1 - Pages 17-18).**

According to MCC Security Report #IN20250004501, on July 27, 2025, Game Ambassador Osvaldo Mercado advised Security Shift Manger Julio Sanchez, that an unidentified male patron was trespassing on the casino floor. After being initially contacted by surveillance and informed of the patron, surveillance updated Security Shift Manager Sanchez that the patron in question had exited the facility and was in the parking lot. Sanchez responded to the parking lot and approached the unidentified patron whom he identified as Yasser **HERNANDEZ** and escorted him back to the Security Office. At that time it was discovered that **HERNANDEZ** had been permanently excluded from the casino on February 2, 2025, and trespassed on February 16, 2025. This incident would be his 2nd trespass. Security Shift Manager Julio Sanchez explained the facility rules and regulations regarding trespassing to **HERNENDEZ** and reminded him that he was permanently excluded from the Casino. **HERNANDEZ** signed the Trespass Warning Form and left the property **(Exhibit #1 – Pages 23-24).**

An independent video surveillance review by this Investigator of activity within Magic City Casino on August 4, 2025, revealed the following:

[1] ***Although not noted in this Incident Report, the ongoing police inquiry was related to an MCC fraud incident that occurred the same day and was examined by this Investigator under PMW case # 2025 06 4963 and 2025 06 4993.***

[2] ***Casino security & surveillance software system. Also contains incident management software, guard tour, dispatch, records and asset management features.***

CONTINUATION

At 10:51 A.M., an MPD Officer approached a silver sedan **(Exhibit #2 -Page 5)** parked in the parking lot, where an unidentified male, later identified as **HERNANDEZ**, was sitting in the front passenger seat. The MPD Officer made the unidentified male exit the vehicle **(Exhibit #2 – Page 4).** Then the MPD Officer escorted **HERNANDEZ** into the Casino.

- At 10:54 A.M., **HERNANDEZ** and an MPD Officer entered the Security Vestibule. **HERNANDEZ** spoke with 2 MPD Officers and the Director of Security Victor Suarez.
- At 10:56 A.M., Security Shift Manager Kevin Mejia entered the vestibule and begin talking to **HERNANDEZ**.
- At 11:03 A.M., Security Supervisor Jenny Rivera enters the vestibule and gives **HERNANDEZ** and an MPD Officer a paper to sign.
- At 11:04 A.M., an MPD Officer walks over to **HERNANDEZ** and acquires something from **HERNANDEZ'S** bag.
- At 11:18 A.M., Security Supervisor Jenny Rivera enters the vestibule and gives **HERNANDEZ** and an MPD Officer a paper to sign again.
- At 11:19 A.M., Security Shift Manager Kevin Mejia enters the vestibule and speaks with **HERNANDEZ**.
- At 11:29 A.M., Security Shift Manager Kevin Mejia takes a picture of **HERNANDEZ**.
- At 11:57 A.M., **HERNANDEZ** gave an MPD Officer something that looked like a cell phone from his bag. The MPD Officer gave it to Security Supervisor Jenny Rivera, who took it into the security office.
- From 12:05 P.M. to 12:22 P.M., Security Shift Manager Kevin Mejia has an animated conversation with **HERNANDEZ**. **(Exhibit # 2 – Page 1)**
- At 12:34 P.M., an MPD Officer takes **HERNANDEZ'S** bag.
- At 12:46 P.M., an MPD Officer frisks **HERNANDEZ** and puts handcuffs on him. **(Exhibit # 2 – Pages 2-3) HERNANDEZ** is then escorted out of the casino by 2 MPD Officers.

After reviewing the video footage for **HERNANDEZ**, and <u>although not stated in any MCC Security Report,</u> it was determined by this Investigator that **HERNANDEZ** was an associate of Jarisson Aviles and Dagny Perez Martinez. **HERNANDEZ** was removed from the same vehicle (a Silver/Gray Hyundai Elantra, tag # [redacted] that Dagny Perez Martinez had been found seated in later that morning in the casino parking lot. Jarisson Aviles and Dagny Perez Martinez were also arrested on <u>August 4, 2025</u>, for attempting to cash fraudulent checks.

Case Status: Closed by Investigations and forwarded to Legal for review

[3] ***An Accurint search shows this tag # registered to the name Mora Jarrison Aviles, 8983 SW 36th Street, Miami, Fl. 33165 and associated with a different vehicle, a 1997 Mitsubishi Eclipse, not the Hyundai Elantra used on the date of the incidents***.

CONTINUATION

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Incident File Full Report



iTrak Incident Reporting and Risk Management System Version 2023.3.3.12701

Incident Number:	IN20250004704
Date/Time Occurred:	08/04/2025 11:00:00 AM
Day of Week:	Monday
Created by:	jrivera

Printed By: kmejia **Printed On: 08/11/2025 at 7:49:14 AM**

Incident File Full Report

Incident File #IN20250004704

Date/Time Occurred:	08/04/2025 11:00:00 AM
Day of Week Occurred:	Monday
Date/Time Created:	08/04/2025 5:31:03 PM
Date/Time Closed:	
Closed By:	

Record Creation Details

Department:	Security
Owner:	jrivera
Operator ID:	jrivera
Operator Name:	
Personnel ID:	
Card Number:	
Job Position	
Secondary Operator:	

Location of Incident:

Property:	Magic City Casino
Location:	Security Vestibule
Sublocation:	

Details of Incident:

Daily Log #:	DL20250029211
Incident Type:	Trespassing 3rd Offense
Specific:	Arrested
Incident Status:	Open
Custom 3:	
Custom 4:	

Synopsis: On Monday August 4, 2025 at approximately 11:00am upon an ongoing investigation MPD approached and escorted an unidentified male guest to the security office. Upon Itrack investigation it was discovered that this is the 3rd Trespass Offense. Security Supervisor explained the rules and regulations of Magic City Casino regarding Trespassing. He signed the Trespass Warning Form and was placed under arrest by MPD then escorted off property.

Checklist:

Narrative:

Created On 08/04/2025 5:13:58 PM **Created By** jrivera

Modified On 08/05/2025 8:24:42 AM **Modified By** jrivera

On Monday August 4, 2025, at approximately 11:00am upon an ongoing investigation (IN20250004705) MPD approached and escorted an unidentified male guest later identified as Yasser Hernandez to security office. Upon Itrack investigation it was discovered that Mr. Hernandez was a permanent exclusion on February 2, 2025 (IN20250000603), then on February 16,2025 (IN20250000880) Mr. Hernandez trespassed 1st Offense. On July 27, 2025 (IN20250004501) Mr. Hernanadez trespassed a second time. Meaning this would be his 3rd Trespassing Offense. Security Supervisor Jenny Rivera explained the rules and regulations of Magic City Casino regarding Trespassing. Mr. Hernandez was placed under arrest by MPD. Mr. Hernandez was escorted off property and the Trespass Warning Form was signed. (Police report: 2508040048250)

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20250004704

Executive Brief:

Participants Involved:

Personnel

Full Name:	RIVERA, JENNY PATRICIA	Property:	Magic City Casino
Role:	Security Supervisor,	Department:	Security
Date Of Birth:			

Subject

Full Name:	Hernandez, Yasser	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	3931 SW 90TH AVE, MIAMI, FL, 33165-5313, USA		
Contact Info:	Tel: (786) 609-5432		

Ban/Watch Details

Full Name	Ban/Watch	Start Date	End Date
Hernandez, Yasser	Ban	08/04/2025	**Permanent**

Type Of Ban: Permanent

Notes:

Reason For Ban: Trespassing 3rd Offense / Arrested

Identification: Driver License

List of Attached Records:

Record Type	Summary	Attached By	Date Attached
Daily Log	Daily Log#: DL20250029211 - Occurred Date: 08/04/2025 11:00:00 AM - Property: Magic City Casino - Location: Security Vestibule - Topic: Trespassing 3rd Offense / Arrested - Synopsis: On Monday August 4, 2025 at approximately 11:00am upon an ongoing investigation MPD approached and escorted an unidentified male guest to the security office. Upon Itrack investigation it was discovered that this is the 3rd Trespass Offense. Security Supervisor explained the rules and regulations of Magic City Casino regarding Trespassing. He signed the Trespass Warning Form and was placed under arrest by MPD then escorted off property.	jrivera	08/04/2025

Reporting Party:

Supervisor:

Incident File	Incident#: IN20250000880 - Daily Log#: DL20250005847 - Occurred Time: 02/16/2025 11:30:28 AM PM - Type: Trespassing - Specific: 1st Offense - Category: - Property: Magic City Casino - Location: Casino Floor - Sublocation:	jrivera	08/05/2025
Incident File	Incident#: IN20250000603 - Daily Log#: DL20250003970 - Occurred Time: 02/02/2025 4:37:47 AM - Type: Fight - Specific: Permanent exclusion - Category: - Property: Magic City Casino - Location: Casino Floor - Sublocation:	jrivera	08/05/2025
Incident File	Incident#: IN20250004501 - Daily Log#: DL20250028084 - Occurred Time: 07/27/2025 12:22:05 PM AM - Type: Trespassing - Specific: 2nd Offense - Category: - Property: Magic City Casino - Location: PARKING LOT - Sublocation:	jrivera	08/05/2025

Reporting Party:

Supervisor:

Media Title

Original Filename
Yasser Hernandez (1).jpg

Date Attached
08/05/2025 8:43:52 AM

Attached By
jrivera

Type
JPG

Size
524058

[redacted]

Media Title

Original Filename
Yasser Hernandez ID.jpeg

Date Attached
08/04/2025 5:30:34 PM

Attached By
jrivera

Type
JPEG

Size
740696

[redacted]

Media Title

Original Filename
Yasser Hernandez
Trespassing Form.pdf

Date Attached
08/04/2025 5:30:47 PM

Attached By
jrivera

Type
PDF

Size
32305

MAGIC CITY
CASINO

TRESPASS WARNING

NAME / LAST NAME: Yasser Hernandez

DRIVER LICENSE #: [redacted] D.O.B. [redacted]

ADDRESS: 3931 SW 90th Ave CITY: Miami ST: FL ZIP: 33165

RACE: H SEX: M HEIGHT: 5'6 WEIGHT: 160 HAIR: black EYES: brown

REASON FOR TRESPASSING: Trespassing 3rd offense

The above-named person was advised to stay off MAGIC CITY CASINO property for a period of:

☐ 24 Hrs ☐ 3 Days ☐ 7 Days ☐ 30 Days ☐ 3 Months ☐ 6 Months ☐ 1 Year ☐ 2 Year ☑ Permanent

This warning was given on 8/4/2025 at 10:58am hours.

If the above-named person returns onto said property during the stated period of time, it may result in his/her ARREST for Criminal Trespass, in accordance with the applicable provisions of Chapter 810 Florida Statutes. Additionally, MAGIC CITY CASINO may permanently withhold any winnings from the above-named person that were won during the stated period of time.

SUBJECT'S SIGNATURE: [signature]

CASE #: 250804100048250 ARRESTED: ☑ YES ☐ NO

SECURITY AGENT: J.R 4373 DATE: 8/4/2025

POLICE OFFICER / WITNESS: [signature] Lovelace 2861?

☑ Warned by MPD referenced trespass after warning ☐ Subject refused to sign this trespass warning

Incident File Full Report



iTrak Incident Reporting and Risk Management System Version 2023.3.3.12701

Incident Number:	IN20250000603
Date/Time Occurred:	02/02/2025 4:37:47 AM
Day of Week:	Sunday
Created by:	kshannon

Printed By: kmejia **Printed On: 09/29/2025 at 7:54:32 AM**

Incident File Full Report

Incident File #IN20250000603

		Record Creation Details	
Date/Time Occurred:	02/02/2025 4:37:47 AM	**Department:**	Security
Day of Week Occurred:	Sunday	**Owner:**	kshannon
Date/Time Created:	02/02/2025 5:45:22 AM	**Operator ID:**	kshannon
Date/Time Closed:		**Operator Name:**	
Closed By:		**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Magic City Casino
Location:	Casino Floor
Sublocation:	

Details of Incident:

Daily Log #:	DL20250003970
Incident Type:	Fight
Specific:	Permanent exclusion
Incident Status:	Open
Custom 3:	
Custom 4:	

Synopsis:

On Sunday February 2, 2025, at approximately 4:37 AM, Security Officer advised Security via radio of a fight in Section 7. Security Shift Manager, Security Supervisor alongside MPD responded to the location and made contact an unknown male patron and advised him he that he would have to follow S.S. over to the Security Vestibule alongside an MPD personnel. Surveillance was advised that the other male patron was not at the scene of the incident. Moment later Surveillance advised that the unknown male patron that was involved in the fight has already left property. S.S.M. alongside MPD advised the male patron the rules and regulations in regards to fighting on property and that he will be excluded for permanently. The male patron signed the Trespass Warning Form and left the property. A B.O.L.O. was created for the unknown male patron who was involved in the fight.

Checklist:

Narrative:

Created On 02/02/2025 5:52:43 AM **Created By** kshannon

Modified On 02/02/2025 6:13:32 AM **Modified By** kshannon

On Sunday February 2, 2025, at approximately 4:37 AM, Security Officer Quintillen Nero (3514) advised Security via radio of a fight in Section 7. Security Shift Manager Julio Sanchez (4119), Security Supervisor Kiara Shannon alongside MPD responded to the location and made contact an unknown male patron later identified as Yasser Hernandez and advised him he that he would have to follow S.S. Shannon over to the Security

Reporting Party:

Supervisor:

Vestibule alongside an MPD personnel. Surveillance was advised that the other male patron was not at the scene of the incident. Moment later Surveillance advised that the unknown male patron that was involved in the fight has already left property. S.S.M. Sanchez alongside MPD advised Mr. Hernandez the rules and regulations in regards to fighting on property and that he will be excluded for permanently. Mr. Hernandez signed the Trespass Warning Form and left the property. A B.O.L.O. was created for the unknown male patron who was involved in the fight.

Upon reviewing the surveillance footage, it was observed that at approximately 4:36 AM, Mr. Hernandez and another unknown male patron were what appeared to be having a heated dispute in (Section 7) when suddenly they both bump heads and started to physically fight each other.

Executive Brief:

Participants Involved:

Personnel

Full Name:	NERO, QUINTILLEN ANTRON	Property:	Magic City Casino
Role:	Security Officer,	Department:	Security
Date Of Birth:	[redacted]		

Full Name:	SANCHEZ, JULIO RENE	Property:	Magic City Casino
Role:	Security Shift Manager,	Department:	Security
Date Of Birth:	[redacted]		

Full Name:	SHANNON, KIARA LYNN	Property:	Magic City Casino
Role:	Security Supervisor,	Department:	Security
Date Of Birth:			

Subject

Full Name:	[redacted]	Company:	
Role:	Patron,		
Date Of Birth:	[redacted]		
Address:	[redacted]		
Contact Info:			

Full Name:	Hernandez, Yasser	Company:	
Role:	Patron,		
Date Of Birth:	[redacted]		
Address:	3931 SW 90TH AVE, MIAMI, FL, 33165-5313, USA		
Contact Info:	Tel: (786) 609-5432		

Ban/Watch Details

Reporting Party:	**Supervisor:**

Incident File Full Report

Incident File #IN20250000603

Full Name	Ban/Watch	Start Date	End Date
Hernandez, Yasser	Ban	02/02/2025	**Permanent**

Type Of Ban: Permanent
Notes:
Reason For Ban: Fighting
Identification: Driver's License

[redacted]	Ban	02/02/2025	**Permanent**

Type Of Ban: B.O.L.O.
Notes:
Reason For Ban: Fighting
Identification: Unknown

List of Attached Records:

Record Type	Summary	Attached By	Date Attached
Daily Log	Daily Log#: DL20250003970 - Occurred Date: 02/02/2025 4:37:47 AM - Property: Magic City Casino - Location: Casino Floor - Topic: 10-39 - Synopsis: On Sunday February 2, 2025, at approximately 4:37 AM, Security Officer advised Security via radio of a fight in Section 7. Security Shift Manager, Security Supervisor alongside MPD responded to the location and made contact an unknown male patron and advised him he that he would have to follow S.S. over to the Security Vestibule alongside an MPD personnel. Surveillance was advised that the other male patron was not at the scene of the incident. Moment later Surveillance advised that the unknown male patron that was involved in the fight has already left property. S.S.M. alongside MPD advised the male patron the rules and regulations in regards to fighting on property and that he will be excluded for permanently. The male patron signed the Trespass Warning Form and left the property. A B.O.L.O. was created for the unknown male patron who was involved in the fight.	kshannon	02/02/2025

Reporting Party:

Supervisor:

Reporting Party:	**Supervisor:**

Media Title

Original Filename
#2500604-
Exclusion .jpeg

Date Attached
02/02/2025 6:30:14 AM

Attached By
kshannon

Type
JPEG

Size
36380



Media Title

Original Filename
IMG_3039.jpg

Date Attached
02/02/2025 6:21:13 AM

Attached By
kshannon

Type
JPG

Size
1011338



Media Title

Original Filename
IMG_3042.jpg

Date Attached
02/02/2025 6:20:32 AM

Attached By
kshannon

Type
JPG

Size
797649



Media Title

Original Filename
20250202061847272.pdf

Date Attached
02/02/2025 6:20:32 AM

Attached By
kshannon

Type
PDF

Size
232961

MAGIC CITY
CASINO

TRESPASS WARNING

NAME / LAST NAME: Yesser Hernandez

DRIVER LICENSE #: [redacted] D.O.J: [redacted]

ADDRESS: 3931 SW 90th Ave CITY: Miami ST: FL ZIP: 33165

RACE: H SEX: M HEIGHT: 5'6 WEIGHT: 150 HAIR: Blk EYES: Brown

REASON FOR TRESPASSING: Fight

The above-named person was advised to stay off MAGIC CITY CASINO property for a period of:

☐ 24 Hrs ☐ 3 Days ☐ 7 Days ☐ 30 Days ☐ 3 Months ☐ 6 Months ☐ 1 Year ☐ 2 Year ☒ Permanent

This warning was given on 2/2/25 at 4:51AM hours.

If the above-named person returns onto said property during the stated period of time, it may result in his/her ARREST for Criminal Trespass, in accordance with the applicable provisions of Chapter 810 Florida Statutes. Additionally, MAGIC CITY CASINO may permanently withhold any winnings from the above-named person that were won during the stated period of time.

SUBJECT'S SIGNATURE: [signature]

CASE #: MA ARRESTED: ☐ YES ☒ NO

SECURITY AGENT: [signature] # 4069 DATE: 2/2/2025

POLICE OFFICER / WITNESS: [signature]

☑ Warned by MPD referenced trespass after warning ☐ Subject refused to sign this trespass warning

Incident File Full Report



iTrak Incident Reporting and Risk Management System Version 2023.3.3.12701

Incident Number:	IN20250000880
Date/Time Occurred:	02/16/2025 11:30:28 PM
Day of Week:	Sunday
Created by:	mandreu

Printed By: kmejia **Printed On: 09/29/2025 at 7:52:24 AM**

Incident File Full Report

Incident File #IN20250000880

		Record Creation Details	
Date/Time Occurred:	02/16/2025 11:30:28 PM	**Department:**	Security
Day of Week Occurred:	Sunday	**Owner:**	mandreu
Date/Time Created:	02/17/2025 12:34:27 AM	**Operator ID:**	mandreu
Date/Time Closed:		**Operator Name:**	
Closed By:		**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Magic City Casino
Location:	Casino Floor
Sublocation:	

Details of Incident:

Daily Log #:	DL20250005847
Incident Type:	Trespassing
Specific:	1st Offense
Incident Status:	Open
Custom 3:	
Custom 4:	

Synopsis:

On Sunday February 17, 2025 at approximately 11:30 P.M Surveillance notified Security Dispatch that an unknown male Guest who was Excluded on the Casino Floor (Section 7). Security Shift Manger responded to the location alongside Security Officer I and approached an unknown male Guest and escorted him to the security office to gather additional information. Further investigation on Itrak showed the unknown male Guest had 1 prior incident (IN20250000603 – Fight – Permanent Exclusion) meaning he was Trespassing on the property. The rules and regulations were explained to the unknown male Guest in regards to Trespassing and was issued his 1st Trespass. Warning. The unknown male Guest stated he understood signed the Trespass Warning Form and left the property shortly after. Nothing further to report.

Checklist:

Narrative:

Created On 02/17/2025 12:34:35 AM **Created By** mandreu

Modified On 02/17/2025 12:34:35 AM **Modified By** mandreu

On Sunday February 17, 2025 at approximately 11:30 P.M Surveillance notified Security Dispatch that an unknown male Guest later identified as Yassier Hernandez who was Excluded on the Casino Floor (Section 7). Security Shift Manger Manuel Andreu responded to the location alongside Security Officer I Quintillen Nero and approached Mr. Hernandez and escorted him to the security office to gather additional information. Further investigation on Itrak showed Mr. Hernandez had 1 prior incident (IN20250000603 – Fight -

Reporting Party:	**Supervisor:**

Executive Brief:

Permanent Exclusion) meaning he was Trespassing on the property. The rules and regulations were explained alongside MPD to the Mr. Hernandez in regards to Trespassing and was issued his 1st Trespass. Warning. Mr. Hernandez stated he understood signed the Trespass Warning Form and left the property shortly after. Nothing further to report.

Participants Involved:

Personnel

Full Name:	NERO, QUINTILLEN ANTRON	Property:	Magic City Casino
Role:	Security Officer I,	Department:	Security
Date Of Birth:	[redacted]		

Full Name:	ANDREU, MANUEL JOAQUIN	Property:	Magic City Casino
Role:	Security Shift Manager,	Department:	Security
Date Of Birth:	[redacted]		

Subject

Full Name:	Hernandez, Yasser	Company:	
Role:	Guest,		
Date Of Birth:	[redacted]		
Address:	3931 SW 90TH AVE, MIAMI, FL, 33165-5313, USA		
Contact Info:	Tel: (786) 609-5432		

Ban/Watch Details

Full Name	Ban/Watch	Start Date	End Date
Hernandez, Yasser	Ban	02/16/2025	**Permanent**

Type Of Ban: Permanent

Notes:

Reason For Ban: Trespassing

Identification: Driver's License

List of Attached Records:

Record Type	Summary	Attached By	Date Attached

Reporting Party:

Supervisor:

Daily Log	Daily Log#: DL20250005847 - Occurred Date: 02/16/2025 11:30:28 PM - Property: Magic City Casino - Location: Casino Floor - Topic: TRESPASSING - Synopsis: On Sunday February 17, 2025 at approximately 11:30 P.M Surveillance notified Security Dispatch that an unknown male Guest who was Excluded on the Casino Floor (Section 7). Security Shift Manger responded to the location alongside Security Officer I and approached an unknown male Guest and escorted him to the security office to gather additional information. Further investigation on Itrak showed the unknown male Guest had 1 prior incident (IN20250000603 – Fight – Permanent Exclusion) meaning he was Trespassing on the property. The rules and regulations were explained to the unknown male Guest in regards to Trespassing and was issued his 1st Trespass. Warning. The unknown male Guest stated he understood signed the Trespass Warning Form and left the property shortly after. Nothing further to report.	mandreu	02/17/2025
Incident File	Incident#: IN20250000603 - Daily Log#: DL20250003970 - Occurred Time: 02/02/2025 4:37:47 AM - Type: Fight - Specific: Permanent exclusion - Category: - Property: Magic City Casino - Location: Casino Floor - Sublocation:	mandreu	02/17/2025

Reporting Party:

Supervisor:

Media Title

Original Filename
Trespass.jpg

Date Attached
02/17/2025 12:39:30 AM

Attached By
mandreu

Type
JPG

Size
103819



Media Title

Original Filename
Yassier Hernandez.jpg

Date Attached
02/17/2025 12:39:30 AM

Attached By
mandreu

Type
JPG

Size
1017933



Media Title

Original Filename
Yasser Hernandez ID (1).jpg

Date Attached
02/17/2025 12:39:30 AM

Attached By
mandreu

Type
JPG

Size
441655



Incident File Full Report



iTrak Incident Reporting and Risk Management System Version 2023.3.3.12701

Incident Number:	IN20250004501
Date/Time Occurred:	07/27/2025 12:22:05 AM
Day of Week:	Sunday
Created by:	jsanchez

Printed By: kmejia **Printed On: 09/29/2025 at 7:56:14 AM**

Incident File Full Report

Incident File #IN20250004501

		Record Creation Details	
Date/Time Occurred:	07/27/2025 12:22:05 AM	**Department:**	Security
Day of Week Occurred:	Sunday	**Owner:**	jsanchez
Date/Time Created:	07/27/2025 4:04:39 AM	**Operator ID:**	jsanchez
Date/Time Closed:		**Operator Name:**	
Closed By:		**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Magic City Casino
Location:	PARKING LOT
Sublocation:	

Details of Incident:

Daily Log #:	DL20250028084
Incident Type:	Trespassing
Specific:	2nd Offense
Incident Status:	Open
Custom 3:	
Custom 4:	

Synopsis:

On Sunday July 27, 2025, at approximately 12:20AM Game Ambassador Osvaldo Mercado (3773) advised Security Shift Manager Julio Sanchez of a male patron that was trespassing on the casino floor. Afterwards Surveillance advised that the trespasser was leaving via the Casino Main Entrance (Bravo 1). Security Shift Manager Sanchez responded to the parking lot and made contact with the male patron identified as Yasser Hernandez and escorted him to the Security Office. Mr. Hernandez was permanently excluded on February 2nd, 2025 for fighting (IN20250000603) and was Trespassing 1st Offense on February 16th, 2025 (IN20250000880) therefore he was trespassing 2nd Offense. Security Shift Manager Sanchez advised Mr. Hernandez he rules and regulations of the Casino in regards to Trespassing and advised him that he is permanently excluded. Mr. Hernandez signed the Trespass Warning Form and left the property.

Checklist:

Narrative:

Created On 07/27/2025 4:02:32 AM **Created By** jsanchez

Modified On 07/27/2025 4:02:32 AM **Modified By** jsanchez

On Sunday July 27, 2025, at approximately 12:20AM Game Ambassador Osvaldo Mercado (3773) advised Security Shift Manager Julio Sanchez of a male patron that was trespassing on the casino floor. Afterwards Surveillance advised that the trespasser was leaving via the Casino Main Entrance (Bravo 1). Security Shift Manager Sanchez

Reporting Party:	**Supervisor:**

responded to the parking lot and made contact with the male patron identified as Yasser Hernandez and escorted him to the Security Office. Mr. Hernandez was permanently excluded on February 2nd, 2025 for fighting (IN20250000603) and was Trespassing 1st Offense on February 16th, 2025 (IN20250000880) therefore he was trespassing 2nd Offense. Security Shift Manager Sanchez advised Mr. Hernandez he rules and regulations of the Casino in regards to Trespassing and advised him that he is permanently excluded. Mr. Hernandez signed the Trespass Warning Form and left the property.

Executive Brief:

Participants Involved:

Personnel

Full Name:	Mercado Laracuente, Osvaldo Luis	Property:	Magic City Casino
Role:	Game Ambassador,	Department:	Guest Services
Date Of Birth:			

Full Name:	SANCHEZ, JULIO RENE	Property:	Magic City Casino
Role:	Security Shift Manager,	Department:	Security
Date Of Birth:	[redacted]		

Subject

Full Name:	Hernandez, Yasser	Company:	
Role:	Patron,		
Date Of Birth:	[redacted]		
Address:	3931 SW 90TH AVE, MIAMI, FL, 33165-5313, USA		
Contact Info:	Tel: (786) 609-5432		

Ban/Watch Details

Full Name	Ban/Watch	Start Date	End Date
Hernandez, Yasser	Ban	07/27/2025	**Permanent**

Type Of Ban: Permanent **Notes:**

Reason For Ban: Trespassing 2nd Offense

Identification: Identification Card

List of Attached Records:

Record Type	Summary	Attached By	Date Attached

Reporting Party:

Supervisor:

Daily Log	Daily Log#: DL20250028084 - Occurred Date: 07/27/2025 12:22:05 AM - Property: Magic City Casino - Location: PARKING LOT - Topic: Trespassing - Synopsis: On Sunday July 27, 2025, at approximately 12:20AM Game Ambassador Osvaldo Mercado (3773) advised Security Shift Manager Julio Sanchez of a male patron that was trespassing on the casino floor. Afterwards Surveillance advised that the trespasser was leaving via the Casino Main Entrance (Bravo 1). Security Shift Manager Sanchez responded to the parking lot and made contact with the male patron identified as Yasser Hernandez and escorted him to the Security Office. Mr. Hernandez was permanently excluded on February 2nd, 2025 for fighting (IN20250000603) and was Trespassing 1st Offense on February 16th, 2025 (IN20250000880) therefore he was trespassing 2nd Offense. Security Shift Manager Sanchez advised Mr. Hernandez he rules and regulations of the Casino in regards to Trespassing and advised him that he is permanently excluded. Mr. Hernandez signed the Trespass Warning Form and left the property.	jsanchez	07/27/2025
Incident File	Incident#: IN20250000880 - Daily Log#: DL20250005847 - Occurred Time: 02/16/2025 11:30:28 AM PM - Type: Trespassing - Specific: 1st Offense - Category: - Property: Magic City Casino - Location: Casino Floor - Sublocation:	jsanchez	07/27/2025
Incident File	Incident#: IN20250000603 - Daily Log#: DL20250003970 - Occurred Time: 02/02/2025 4:37:47 AM - Type: Fight - Specific: Permanent exclusion - Category: - Property: Magic City Casino - Location: Casino Floor - Sublocation:	jsanchez	07/27/2025

Reporting Party:

Supervisor:

Media Title
Color ID

Original Filename
Yasser Hernandez ID.jpg

Date Attached
07/27/2025 4:02:46 AM

Attached By
jsanchez

Type
JPG

Size
345938



Media Title
Trespass Warning Form

Original Filename
Yasser Trespass Warning Form.pdf

Date Attached
07/27/2025 4:02:46 AM

Attached By
jsanchez

Type
PDF

Size
31923

MAGIC CITY
CASINO

TRESPASS WARNING

NAME / LAST NAME: Yasser Hernandez

DRIVER LICENSE #: [redacted] D.O.B. [redacted]

ADDRESS: 3931 SW 90th AVE CITY: Miami ST: FL ZIP: 33165

RACE: Hispanic SEX: M HEIGHT: 5'6 WEIGHT: 160 HAIR: Black EYES: Brown

REASON FOR TRESPASSING: Trespassing 2nd offense

The above-named person was advised to stay off MAGIC CITY CASINO property for a period of:

☐ 24 Hrs ☐ 3 Days ☐ 7 Days ☐ 30 Days ☐ 3 Months ☐ 6 Months ☐ 1 Year ☐ 2 Year ☑ Permanent

This warning was given on 7/27/2025 at 12:24 PM hours.

If the above-named person returns onto said property during the stated period of time, it may result in his/her ARREST for Criminal Trespass, in accordance with the applicable provisions of Chapter 810 Florida Statutes. Additionally, MAGIC CITY CASINO may permanently withhold any winnings from the above-named person that were won during the stated period of time.

SUBJECT'S SIGNATURE:

CASE #: N/A ARRESTED: ☐ YES ☑ NO

SECURITY AGENT: #449 DATE: 7/27/2025

POLICE OFFICER / WITNESS: #22435

☑ Warned by MPD referenced trespass after warning ☐ Subject refused to sign this trespass warning

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

PROPERTY RECEIPT

Complaint # 2025 06 9911 Date 8/12/25 Lab # _____

Item No.	Quantity	Description
	1	USB Magic City
		Yasser Hernandez

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

Signature

I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.

Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

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

Signature Date

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

Copies for: File, Transmittal, Laboratory, Property Receipt

Form FGCC 11-75 (Revised 07/22)

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. Christopher Charles Solomon, Jr.
Case No. 2025-072291; Default Final Order
Date: March 31, 2026

Executive Summary

The Division of Pari-Mutuel Wagering (Division) served Christopher Charles Solomon, Jr. ("Respondent") with an Administrative Complaint seeking to revoke or suspend his cardroom employee occupational license. Respondent did not file an election of rights and thereby waived his right to request a hearing contesting this matter. The Division of Pari-Mutuel Wagering requests that the Commission enter a final order revoking Respondent's cardroom employee occupational license.

Relevant Facts

Respondent holds a cardroom employee occupational license. On or about September 23, 2025, Respondent entered a plea of guilty and was convicted of Driving Under the Influence, and Driving While License is Suspended or Revoked, both felonies, in the Circuit Court of the Fourth Judicial Circuit in and for Duval County, Florida. Respondent did not inform the Commission within five days of his arrest and did not inform the Commission within 48 hours of his convictions.

Based on the foregoing, the Division filed a three-count administrative complaint on December 12, 2025, alleging Respondent is subject to suspension or revocation of his occupational license for: (i) being convicted of Driving Under the Influence, and Driving While License is Suspended or Revoked, offenses which are disqualifying under section 550.105(5)(b), Florida Statutes; (ii) failing to notify the Commission within 48 hours of his September 23, 2025, convictions for disqualifying offenses as required under section 550.105(10)(d), Florida Statutes, and (iii) failing to provide written notification to the Commission within 5 days of his August 18, 2025, arrest as required under rule 75-11.011 of the Florida Administrative Code.

The election of rights form accompanying the administrative complaint made it clear that Respondent had 21 days[1] to file a written response. Respondent was served on January 16, 2025, had until February 6, 2026, to respond, and did not do so.

Analysis

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

> The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 550.105(10)(d), Florida Statutes, provides that each licensee 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."

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

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

[1] *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.")

> contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Rule 75-11.011, Florida Administrative Code, provides:

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

Respondent is subject to revocation or suspension of his cardroom employee occupational license based on his disqualifying convictions, his failure to notify the Commission of the disqualifying convictions within 48 hours, and his failure to notify the Commission within five days of his arrest on August 18, 2025. Moreover, Respondent did not file a timely response to the Division's Administrative Complaint and has thus waived his right to request a hearing contesting this matter.

Staff Recommendation: The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order revoking the cardroom employee occupational license of Respondent, Christopher Charles Solomon, Jr.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 12/12/2025
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

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

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

Petitioner,

v.

FGCC Case No.: 2025-072291

CHRISTOPHER CHARLES SOLOMON, JR.,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Christopher Charles Solomon, Jr. ("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 10753378, issued pursuant to section 849.086(6), Florida Statutes.

3. On or about September 23, 2025, Respondent entered a plea of guilty and was convicted of Driving Under the Influence, and Driving While License is Suspended or Revoked, both felonies, in the Circuit Court of the Fourth Judicial Circuit in and for Duval County, Florida, in Case Number 16-2025-CF-007774.

COUNT I

4. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

5. Pursuant to section 550.105(5)(b), Florida Statutes:

> The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

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

7. Section 550.105(5)(d), Florida Statutes, provides the term "convicted" means "having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere."

8. Based on the foregoing, Respondent is subject to suspension or revocation of his occupational license under section 550.105(5)(b), Florida Statutes, for being convicted of Driving Under the Influence and Driving while License is Suspended or Revoked, both felonies, in Duval County, Florida, on or about September 23, 2025.

COUNT II

9. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

10. Respondent failed to notify Petitioner within 48 hours of his September 23, 2025, convictions for Driving Under the Influence and Driving While License is Suspended or Revoked.

11. Pursuant to section 550.105(10)(d), Florida Statutes, each licensee shall inform the Commission "within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication."

12. Based on the foregoing, Respondent violated section 550.105(10)(d), Florida Statutes, by failing to inform the Commission within 48 hours of his September 23, 2025, convictions for disqualifying offenses and is therefore subject to suspension or revocation of his occupational license under section 550.0251(10), Florida Statutes.

COUNT III

13. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

14. On or about August 18, 2025, Respondent was arrested in Duval County, Florida, and was charged with Driving Under the Influence – 4th or Subsequent Violation and Driving While License is Suspended, Cancelled, or Revoked – 3rd and Subsequent Violation.

15. Respondent failed to provide written notification to Petitioner within five days of his August 18, 2025, arrest.

16. 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.

17. Based on the foregoing, Respondent violated rule 75-11.011, Florida Administrative Code, by failing to provide written notification to the Commission within five days of his August 18, 2025, arrest.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order revoking or suspending Respondent's cardroom employee occupational license, along with any other remedy provided by sections 550.105(5), 550.0251(10), and 849.086, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2025-072291 is signed on the 11th day of December.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Phone: (850) 794-8063
Fax: +1 850-536-8712
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

December 11, 2025

Christopher Charles Solomon - 2025017785
Community Transition Center
451 Catherine Street
Jacksonville, FL 32202

Case No.: **2025-072291**
Subject: **SERVICE OF ADMINISTRATIVE COMPLAINT**

Dear Christopher C Solomon :

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/ Justin Hundersmarck
Justin Hundersmarck
Senior Attorney
850-794-8063

Enclosures: Administrative Complaint and Election of Rights Form

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. CHRISTOPHER C SOLOMON **CASE NO.: 2025-072291**

ELECTION OF RIGHTS

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

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

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

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

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

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8712
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

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

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

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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

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

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

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

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

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USPS Tracking®

FAQs >

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USPS Tracking Plus®

Delivered

Delivered, Left with Individual

JACKSONVILLE, FL 32202
January 16, 2026, 2:31 pm

See All Tracking History

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Text & Email Updates ⌄

USPS Tracking Plus® ⌄

Product Information ⌄

See Less ^

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Enter tracking or barcode numbers

Feedback

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01·07·26

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Christopher Charles Solomon - 2025017785
Community Transition Center
451 Catherine Street
Jacksonville, FL 32202
AC-2025072291-OGC

See Reverse for Instructions

Lic Type	**1012 - Cardroom Employee Occupational**			Status	**90 Closed**	Status Date	**11/03/2025**
Complaint #	**2025072291**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**SOLOMON, CHRISTOPHER C**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**CHIS - Criminal History**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**09/23/2025**
Region	**NR - Northern Region**	Received	**10/03/2025**
Reference	**849.086(6)(g); 550.105(10)(d)**		
Entered	**10/03/2025**	Entered By	**cstubbs1**
Summary	**145 - JACKSONVILLE KENNEL CLUB INC - F.S.S. Cardrooms authorized 849.086(6)(g); Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines 550.105(10)(d) ; 61D-11.011 Notification of Criminal Conviction or Charge - Licensee Christopher C. SOLOMON, a Dealer at Best Bet Jacksonville, and who holds a PMW Cardroom Employee Occupational License, (Lic# 10753378 / 1012), was convicted on September 23, 2025, for, Driving Under the Influence (3rd Degree Felony) and Driving While License Suspended or Revoked (3rd Degree Felony) in Duval County, Florida. In addition, SOLOMON failed to notify the Division of his conviction as required by Florida Statutes and Rule noted above.**		
Updated	**11/04/2025 09:42:49**	By	**cstubbs1**

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

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Florida Gaming Control Commission

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

Alana Zimmer, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: **PMW**	Region: **Northern**	Date of Complaint: **October 3, 2025**	Case Number: **2025 07 2291**

RESPONDENT:	COMPLAINANT:
SOLOMON, CHRISTOPHER C. **8270 DOVER CLIFF COURT** **JACKSONVILLE, FLORIDA 32244** **TEL. (904) 451-1874**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 WEST COMMERCIAL BOULEVARD, SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
10753378 - 1012	**DEALER**	**October 20, 2025**

Period of Investigation:	Type of Report:
October 3, 2025 – October 20, 2025	**FINAL**

Alleged Violation(s): 849.086 Cardrooms authorized. —
(6) BUSINESS AND EMPLOYEE OCCUPATIONAL LICENSE REQUIRED; APPLICATION; FEES. — (g) The commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.

550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. — (10) (d) Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

75-11.011 Notification of Criminal Conviction or Charge
Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

Synopsis: Licensee Christopher C. **SOLOMON**, a Dealer at Best Bet Jacksonville, who holds a PMW Cardroom Employee Occupational License (#10753378 / 1012) was convicted on September 23, 2025, for Driving Under the Influence (3rd Degree Felony) and Driving While License Suspended or Revoked (3rd Degree Felony) in Duval County, Florida. In addition, **SOLOMON** failed to notify the Division of his conviction as required by Florida Statutes and the F.A.C. Rule noted above.

Related Case:

Investigation Manager / Date:	Chief of Investigations / Date
/s/ C. Derek Washington C. Derek Washington / October 20, 2025	Bradford D. Jones / November 3, 2025

CONTINUATION

On August 18, 2025, the Division received an Applicant Hit Notification from the Florida Department of Law Enforcement (FDLE). The report indicated that on August 18, 2025, **SOLOMON** was arrested by the Jacksonville Sheriff's Office for the following charges: (**Exhibit #1)**:

1. DUI - 4th or Subsequent Violation (3rd Degree Felony).
2. Driving While License is Suspended, Cancelled or Revoked – 3rd and Subsequent Violation (3rd Degree Felony).
3. Careless Driving; Disregard of Attendant Circumstances (Moving Violation)
4. Failed to Drive Within Single Lane (Moving Violation).
5. No Proof of Insurance.
6. Refuse to Submit to Blood Alcohol Level Test (1st Degree Misdemeanor).

A review of the VERSA License database showed that **SOLOMON** received his PMW Cardroom Employee Occupational license on July 6, 2020, to work as a Dealer at Best Bet Jacksonville. His license was set to expire on June 30, 2026; however, it is currently suspended due to unpaid Child Support **(Exhibit #2)**. Additionally, PMW Operations Review Specialist Holly Chaires issued an Enforcement Alert on **SOLOMON's** PMW license on September 8, 2025, regarding the arrest above **(Exhibit #2)**.

Information obtained from the Florida Comprehensive Case Information System (CCIS) for Duval County, Florida (Case #16-2025-CF-007774) indicated that on September 23, 2025, **SOLOMON** pled guilty to Driving Under the Influence (3rd Degree Felony), Driving While License is Suspended, or Revoked (3rd Degree Felony), and Criminal Refusal (1st Degree Misdemeanor). He was Adjudicated Guilty and sentenced to 12 months incarceration, followed by 18 months' Probation, and ordered to pay $3,051 in fines and court costs **(Exhibit #3)**.

Direct contact with Mr. **SOLOMON** was not attempted as he has been in the custody of the Jacksonville Sheriff's Office since his August 18, 2025, arrest. His current expected release date is June 28, 2026 **(Exhibit #4).**

Conclusion: **SOLOMON** has violated Florida State Statutes 849.086(6)(g), 550.105(10)(d), and F.A.C. Rule 75-11.011. This violation arises from his arrest and the subsequent conviction for the felony offenses of Driving Under the Influence (4th or Subsequent Violation) and Driving While License is Suspended or Revoked (3rd Subsequent Violation) as well as his failure to notify the Commission of these events.

Status: Closed by Investigations and forwarded to Legal for review.

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Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

PMW Occupational License Applicant Hit/Open Case Routing Slip

RE: **SOLOMON, CHRISTOPHER C.** **LICENSE NO:** **10753378**
(LICENSEE NAME)

APPLICANT HIT/OPEN CASE RECEIVED: 08/18/2025
(DATE)

AH	145 - Jacksonville Kennel Club, Inc.	DEAL - Dealer
Applicant Hit ORS	**Facility (d/b/a name)**	**Occupation/Job Title**

Pursuant to Section 550.105(5)(a) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Section Review

Did the applicant self-report this conviction? ☐ Yes ☒ No

Conviction

☒ Felony
☐ Misdemeanor – Gambling Related/Bookmaking
☐ Animal Cruelty (Previous)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any racing jurisdiction? Yes ☐ No ☒

☐ Cardroom Licenses, Professions 1012 (Fraud, Larceny, Theft, etc.)
☐ Other:

Comments: Same case as 162024CF006595AXXXMA; transferred to new court and given new case number.

Duval County, Florida (Case #: 162025CF007774AXXXMA)
Charge 1: 08/18/2025 – Felony Driving Under The Influence **(F-3) – Adjudication Withheld**
Charge 2: 08/18/2025 – Driving While License Suspended/Revoked **(F-3) – Adjudication Withheld**
Charge 3: 08/18/2025 – Criminal Refusal **(M-1) – Adjudication Withheld**
Charge 4: 08/18/2025 – Careless Driving; Disregard Of Attendant Circumstances **(CV) – Dismissed**
Charge 5: 08/18/2025 – Failed To Drive Within Single Lane **(CV) – Dismissed**
Charge 6: 08/18/2025 – Proof Of Insurance Required **(CV) – Dismissed**

☑ Referred to Investigations Initials: AH Date: 9.30.25

License Administrator Review:	☐ **No Referral Required**	☑ **Forward to Investigations**	**Initials:** CH 10/2/2025

EXHIBIT #1
PAGE 1 of 22

First Appearance:	Continued:	Continued:	Continued:	Continued:
Continued:	Continued:	Continued:	Continued:	Continued:

ORIGINAL

Route To
Groups: **FORFEITURE**
People:

Arrest and Booking Report
Jacksonville Sheriff's Office
Jacksonville, Florida

ADULT
SOLOMON, CHRISTOPHER CHARLES JR

Year: **2025** *Incident #:* **474088**	*Amend #:*
Previous Juvenile Jail Number:	
Jail #: **2025017785** *Admitted:* **08/18/2025 02:19**	*File Direct:* **YES**
JSO ID#:	*Court:* **Circuit**
SSN:	*OBTS #:*

FELONY

Incident Information

Incident Location
851 ARLINGTON RD N
JACKSONVILLE, FL 32211
Sub-sector: **E4** *TAZ:* **324**

Arrest Location
851 ARLINGTON RD N
JACKSONVILLE, FL 32211
Sub-sector: **E4** *TAZ:* **324**

Arresting Agency: **JACKSONVILLE SHERIFF'S OFFICE** *Day/Date/Time Arrested:* **Monday, 08/18/2025 01:16**
Day/Date/Time Incident From: **Sunday, 08/17/2025 23:58** *To:* **Monday, 08/18/2025 01:16**
Offense Location Type: **HIGHWAY / ROADWAY**

Miscellaneous
Interviewed By:
Is Arrestee currently on probation?: **NO**
Drug Activity: **UNKNOWN** *Drug Type:* **NOT APPLICABLE**
Arrest Made On: **OV** *Is Incident Gang Related?:* **NO** *Was Hate Crime Involved?:* **NO** *Was Dating Violence Involved?:* **NO**
Domestic Violence Related?: **NO** *If No, Is it Domestic Related?:* **NO** *Any Children under 18 involved as a Victim?:* **NO**

CLERK COPY

Arrestee - SOLOMON, CHRISTOPHER CHARLES JR

Demographics
Race: **WHITE** *Sex:* **MALE** *Date of Birth:* [redacted]
Ethnicity: **UNKNOWN**
Primary Language: **English** *Secondary Language:* **NOT APPLICABLE**
Age: **31** *Height (inches):* **5'10"** *Weight (lbs):* **170 to 200**
Hair Style: **STRAIGHT** *Hair Color:* **BROWN** *Hair Length:* **LONG**
Build: **MEDIUM** *Eye Color:* **BROWN** *Facial Hair:* **MUSTACHE**
Complexion: **OLIVE** *Voice:* **INTOXICATED / SLURRED**
Clothing/Description:
Place of Birth: **UNKNOWN, UNKNOWN**
Nicknames:
Aliases:

AUG 18 2025

Distinguishing Marks (Scars, Marks, and Tattoos)

Contact Information
Home Phone #: *Bus. Phone #:* *Ext.:* *Alt. Phone #:*
Cell Phone #: *Cell Phone Provider:*
Email Address:

Primary Identification
Type of ID Given: **STATE ID CARD** *ID:* [redacted] *Issuing State:* **FLORIDA**

Agency Identification
JSO ID: *JPICS ID:*

Home Address
12532 EVINGTON POINT DR
RIVERVIEW, FL 33579
Sub-sector: **OJ** *TAZ:*

Mailing Address

Alternate Address

Employment/School
Employer: *Occupation:*

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ORIGINAL

School Last Attended:
Country of Citizenship: UNITED STATES US Citizen?: YES Residence Type: CITY Residence Status: RESIDENT
ECD Usage:
RTR written related to this incident?: NO RTR Incident Yr: RTR Incident #:
Drugs Involved?: UNKNOWN Alcohol Involved?: YES Computer Involved?: NO
Is Arrestee a Gang member?: NO Required to register as a sex offender?: NO
Suspect Invoke Miranda?: NO Miranda Rights Given?: YES Arrestee Confessed?: NO Arrestee needs ADA Consideration?: NO

Weapon(s) Involved
Weapon(s): NOT APPLICABLE (NONE)

Offense(s)

#1 Statute #: 316.193(2)(B)3 Degree: F3 DRUG PATCH PRIOR TO RELEASE Attempt Code: Committed
DUI (UNSPECIFIED) - 4TH OR SUBSEQUENT VIOLATION

Citation #: ALM4YBE SA #:
JSO Control #: Warrant/Case #:
Warrant Type: Not Applicable
No. of Counts:
Jurisdiction: JACKSONVILLE SHERIFF'S OFFICE Court Location/Div.:
Judge:
Purge/Bond Type: No Guns, No Weapons, No Ammo
Bond Amount: 75003 Date of Issue: Date of Return:
Criminal Activity Type: No Drugs or Alcohol
VOP/FTA ONLY Live Crime Free
AGREEMENT & ORDER - DUVAL COUNTY PRETRIAL SCRAM PROGRAM

Original Statute No:
Description: No Driving
Degree: UCR Code: Attempt Code: Committed

#2 Statute #: 322.34(2)(C) Degree: F3 UCR Code: 540A Attempt Code: Committed
DRIVING WHILE LICENSE IS SUSPENDED, CANCELLED OR REVOKED - 3RD AND SUBSEQUENT VIOLATION

Citation #: ALVB13E SA #:
JSO Control #: Warrant/Case #:
Warrant Type: Not Applicable
No. of Counts:
Jurisdiction: JACKSONVILLE SHERIFF'S OFFICE Court Location/Div.:
Judge:
Purge/Bond Type:
Bond Amount: 75003 Date of Issue: Date of Return:
Criminal Activity Type:
VOP/FTA ONLY

Original Statute No:
Description:
Degree: UCR Code: Attempt Code: Committed

#3 Statute #: 316.1925(1) Degree: MV UCR Code: 540A Attempt Code: Committed
CARELESS DRIVING; DISREGARD OF ATTENDANT CIRCUMSTANCES

Citation #: ALVB12E SA #:
JSO Control #: Warrant/Case #:
Warrant Type: Traffic Offense
No. of Counts:
Jurisdiction: JACKSONVILLE SHERIFF'S OFFICE Court Location/Div.:
Judge:
Purge/Bond Type:
Bond Amount: Date of Issue: Date of Return:
Criminal Activity Type:
VOP/FTA ONLY

Original Statute No:
Description:
Degree: UCR Code: Attempt Code: Committed

#4 Statute #: 316.089(1) Degree: MV UCR Code: 540A Attempt Code: Committed
FAILED TO DRIVE WITHIN SINGLE LANE

Citation #: ALVB15E SA #:
JSO Control #: Warrant/Case #:
Warrant Type: Traffic Offense
No. of Counts:
Jurisdiction: JACKSONVILLE SHERIFF'S OFFICE Court Location/Div.:
Judge:
Purge/Bond Type:
Bond Amount: Date of Issue: Date of Return:
Criminal Activity Type:
VOP/FTA ONLY

Original Statute No:
Description:
Degree: UCR Code: Attempt Code: Committed

#5 Statute #: 316.646(1) Degree: NV UCR Code: 540A Attempt Code: Committed
PROOF OF INSURANCE REQUIRED

Citation #: ALVB14E SA #:
JSO Control #: Warrant/Case #:
Warrant Type: Traffic Offense
No. of Counts:

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Jurisdiction: JACKSONVILLE SHERIFF'S OFFICE | Court Location/Div.: | Judge:
Purge/Bond Type: | Bond Amount: | Date of Issue: | Date of Return:
Criminal Activity Type:
VOP/FTA ONLY

Original Statute No: | Degree: | UCR Code: | Attempt Code: Committed
Description:

Additional Information

On 08/18/2025 at 0005 hrs. I responded to 851 Arlington Rd. N. to assist Officer A. B. Henning #78386 with a traffic stop involving a potentially impaired driver. Upon my arrival to the scene I made contact with Officer Henning and the following statement was provided.

BEGIN STATEMENT
Ofc A.B. Henning #78386 provided the following narrative-

On 08/18/25, I wa[redacted] on Arlington Expy westbound when I observed a white Toyota Camry bearing F[redacted] drive into the turn-only lane towards the roundabout located near 8200 Arlington Expy. While the white Toyota Camry was in the turn lane a vehicle behind him continued in the lane and was nearly next to the Toyota Camry when the Camry switched lanes back into the westbound outside lane forcing the other vehicle to switch lanes to avoid a crash.

I then observed the Camry drive over the center line and then over correct back over the steady line towards the shoulder. At this time, I activated my emergency lights on my marked patrol vehicle to initiate a traffic stop. Veh1 then slowed down and started to drive towards the shoulder to stop but then accelerated back into the outside lane. Veh1 passed numerous points to pull over and continued until he stopped in the parking lot of 851 Arlington Rd (Amaco gas station).

After he stopped, I exited my vehicle activating my BWC and spoke with the driver (later identified as the Suspect) advising him of the reason for the stop. I then asked for the driver to produce his driver's license and registration. The driver then stated that he was going to call his lawyer and girlfriend. I again requested his license and registration, even suggesting that he could call them while I had his information to speed up the process. The driver continued to attempt to call someone else. The driver appeared lethargic, sluggish, and has watery eyes. The driver stated that he just dropped off his kid and he saw me parked. He stated that I then followed him and requested the reason why I pulled him over. I asked if he remembered and he didn't. I explained to him again why I pulled him over. Later the driver changed his statement that he just got done working out at Planet Fitness. When asked where he took a few moments naming various roads until he named Monument Rd. I didn't locate a Planet Fitness on Monument Rd, but there was one off of Commerce Center Dr. Later on, the driver then asked why I pulled him over again. During these interactions I continuously asked for his registration, but he appeared to continually forget this request. When asking the driver where he was at he stated Cesery.

For his health and safety purposes, I asked him if he was diabetic to which he stated he was not.

I eventually learned that the driver was the registered owner and didn't have a Florida license. When asking if he had an out of state license, he stated no.

I requested a DUI unit since I suspected that the driver was impaired.

End of narrative.
END STATEMENT

I made contact with the driver and sole occupant of the vehicle, Christopher Solomon (identified by FL DHSMV) and introduced myself. The suspect had a thousand yard stare, his eyes were watery/glassy/bloodshot, his eyelids droopy, his pupils dilated, speech slurred, and the odor of an alcoholic beverage came from his breath as he spoke to me. I asked the suspect to exit the vehicle to speak with me and he pulled out his phone to make a phone call. I asked him again to exit the vehicle which he ignored. On the third and final request the suspect finally exited the vehicle, taking a long time to process my request. As he exited his movements were lethargic and his demeanor was standoffish and non-compliant. I placed the suspect into handcuffs temporarily and advised him that he was being detained so we could speak further. We walked back to the front of a patrol vehicle to continue speaking.

After speaking for a few moments I explained that I was conducting a DUI investigation to make sure he was okay, of which he acknowledged he understood. I removed the handcuffs due to him being compliant and his demeanor shifting at this point to cooperative. I read the suspect his constitutional rights via department issued card and he stated he understood and would answer my questions.

Post-Miranda the suspect stated he was okay and not diabetic/epileptic and didn't need rescue. He stated he wears glasses (not currently) and had no issues with his eyes, had no issues with his speech, no disabilities, no issues with balancing/standing, no history of head trauma, and estimated the current time to be 11pm (actual 12:56am, almost a 2 hour difference). He stated [redacted]

ORIGINAL

[redacted] and denied all other drug usage. I asked if he would be willing to participate in SFSEs and he agreed.

SFSEs were performed and additional indicators of impairment were observed. During HGN the suspect had a strong sway, talked during the exercise, moved his head constantly, moved his feet out of position, and VGN was observed. The suspect was extremely unsteady on his feet and due to concerns for his safety, Walk and Turn/One leg stand weren't performed. During modified Romberg balance, the suspect never finished the exercise and my timer was stopped at 90 seconds. At one point around 45 seconds the suspect opened his eyes and stated that he was at about 20 seconds and went back to counting. His eyes opened several times and he seemed confused. Overall the suspect performed very poorly.

Based on the totality of the circumstances, my training and experience, and observations made on scene, I placed the suspect under arrest for DUI and into handcuffs (double locked/checked for proper tightness and fit).

A DHSMV check revealed the suspect had 3 prior DUIs (8/2/24, 4/1/24, and 3/8/2016). His license was currently revoked and this was his 3rd violation on that as well.

Officer Henning completed a seizure of property notice with the suspect, which the suspect refused to sign. The suspect's vehicle was then seized under the provisions of the Florida Contraband and Forfeiture Act.

The suspect received the listed citations and he was transported to the PTDF without incident. He wasn't on probation at the time of arrest.

Signature

I, R.M. HARRELL (#81348), swear or affirm that the information provided within this affidavit and any additional documentation referenced in this affidavit to be true and correct to the best of my knowledge.

Arresting Officer #1: /s/ R.M. HARRELL (#81348)
Div/District or Unit: PATROL SUPPORT

Sworn to me this 18th day of August, 2025, by the referenced arresting officer under oath. The officer is personally known to me.

Approving Supervisor: /s/ S.R. HURT JR (#67134) *Status:* Approved

Administrative

Transported By: R.M. HARRELL (#81348)

Arresting Officer #2: A.B. HENNING (#78386)
Num of Cases Cleared:

Additional Reviewers

Report Reviewer 2: /s/ S.A. YUHAS (#86164) *Status:* Approved
Report approved on: 08/18/2025 02:18

Investigation Time #1

Hour(s): 02 *Minute(s):* 00 *Cost Amount:* $96.48

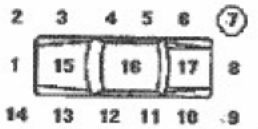
Vehicle #1

Vehicle Status: SUSPECT
Vehicle Type: AUTOMOBILE
Year: 2020 *Make:* TOYOTA *Model:* CAMRY *Vehicle Style:* 4 DOOR *VIN:* [redacted]
Primary Color: WHITE *Top Color:*
Odometer Reading: *Odometer Digit Count:*
Tag: [redacted] *Tag State:* FL *Tag Year:* 2026 *Specialty Tag:*
Vehicle Modifications:
Special Instructions:

Vehicle Accessories/Equipment

[none entered]

Vehicle Damage



18 Undercarriage
19 Overturn
20 Windshield
21 Trailer
22 Tires / Rims

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Related Charge: **#01: 316.193(2)(B)3 - DUI (UNSPECIFIED) - 4TH OR SUBSEQUENT VIOLATION**

Last Vehicle Driver:
Arrestee - SOLOMON, CHRISTOPHER CHARLES JR

Vehicle Released To: *Release Type:* **Towed**
Released To Other Explanation: *Other Released To Address:*
towed by Brewer towing
Location Vehicle Towed to or Left at: **tow yard**

Witness/Complainant #1 - HENNING, OFFICER A. B
ID#78386

Type: **WITNESS**

Demographics
Race: **WHITE** *Sex:* **MALE** *Date of Birth:*
Ethnicity:
Age:

Contact Information
Home Phone #: *Bus. Phone #:* **(904) 630-0500** *Ext.:* *Alt. Phone #:*
Cell Phone #: *Cell Phone Provider:*
Email Address:

Home Address **Mailing Address**
501 BAY ST E
JACKSONVILLE, FL 32202
Sub-sector: **A1** *TAZ:* **97**

Witness/Complainant #2 - SLATOWSKI, OFFICER Z.
ID#83620

Type: **WITNESS**

Demographics
Race: *Sex:* *Date of Birth:*
Ethnicity:
Age:

Contact Information
Home Phone #: *Bus. Phone #:* *Ext.:* *Alt. Phone #:*
Cell Phone #: *Cell Phone Provider:*
Email Address:

Home Address **Mailing Address**

Additional Question(s)

Body Worn Camera Footage
01 *Is there Body Worn Camera (BWC) footage for incident?:* **YES**

Jail Information (Back Door) *Date and Time Admitted:* *08/18/2025 02:19*
Jail Number: **2025017785** *Juvenile/Court Clerk #:*

Triage Questions

Involved in Traffic Accident?: **NO** *Injuries from Accident?:*
Was OC Deployed Prior to/during Arrest?: **NO** *Was a total appendage restraint used on the arrestee/inmate?:* **NO**
Was pro-straint chair used on arrestee before admission to jail?: **NO**
Does the Arrestee Exhibit any Signs of Suicidal Behavior or Attempts?: **NO** *Does the Arrested have any Observable Medical/Mental Health Problems?:* **NO**
Has the Arrestee Shown any Escape Potential or Violence Propensity Behaviors?: **NO**
Is there any other Information about the Arrestee that Jail Personnel need to Know?: **NO**
If Yes, What?:

EXHIBIT #1
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Part II of Arrest And Booking Report:

Arrestee Personal Information: How Long in Jax?

ORIGINAL

Chemical Test Data

Specimen:

Blood | Breath | Urine | Unable | None

Analysis Results:

1st	g/210L	TIME:	Refused: Blood:
2nd	g/210L	TIME:	Breath:
3rd	g/210L	TIME:	Urine:

Breath Test Instrument:

Type: Intoxilyzer 8000 Machine #: 80-000743

Operator Name and ID#: J. Roberts 88557 Date: 8.18.2025

Verification By: _____

Right Thumb Print

EXHIBIT #1
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Office of the Sheriff
Jacksonville, Florida
Field Sobriety Report

Date / Day / Time of Arrest: 8/18/25 - 0116 hrs.

CCR #: 4740 88

Arrest and Booking Report #:

Location of SFSE's: 351 Arlington Rd. N.

Subject's Last Name:	First Name:	Middle Initial:	Height:	Weight:	Age:
Solomon	Christopher	C.	5'10"	200	31

Clothing: ☐ Orderly ☐ Disorderly ☐ Mussed ☐ Unzipped ☐ Inside Out ☐ Naked ☐ Urine ☐ Feces ☐ Vomit ☐ Other:

Clothing Description	Color
Hat / Cap	
Shirt/Dress	
Jacket/Coat	
Pants/Skirt	
Footwear	

Statements Made by Driver (Drinking? – How much? – Where? etc.)

SEE REPORT

Medications / Medical

Miranda Rights Provided: ☑ YES ☐ NO From Card? ☑ YES ☐ NO

Invoked: ☐ YES ☑ NO

Medical Alert Jewelry: ☐ Yes ☑ No

Diabetic: ☐ Yes ☑ No ☐ Unk

Epileptic: ☐ Yes ☑ No ☐ Unk

Is the subject injured or hurt in any way that would prevent them from performing SFSE's? ☐ YES ☑ NO

If yes, what?

Requested Breath Test: ☑ Yes ☐ No Requested Urine Test: ☑ Yes ☐ No

Breath Test Operator Name : ID#

Subject's Education Level Obtained:

☐ None ☐ Elementary ☑ Unk

☐ High School ☐ College

How Far?

Officer's Observations (Check Words Describing Subject's Condition)

Breath — Odor of Alcoholic Beverage: ☐ None ☑ Faint ☐ Moderate ☐ Strong ☐ Other:

Face — ☐ Apparently Normal ☑ Flushed ☐ Pale ☐ Other:

Eyes — ☐ Apparently Normal ☑ Watery / Glassy ☑ Bloodshot / Red ☑ Droopy Eyelids ☐ Constricted Pupils ☑ Dilated Pupils ☐ Pupils Unequal ☐ Artificial Eye ☐ Defects ☐ Other

Speech — ☐ Apparently Normal ☑ Slurred ☑ Mumbling ☐ Thick Tongued ☐ Incoherent ☐ Stuttering ☐ Other:

Attitude — ☐ Polite ☐ Cooperative ☐ Silent ☐ Sleepy ☑ Lethargic ☑ Confused ☑ Talkative ☐ Carefree ☐ Indifferent ☑ Profane ☑ Mood Swings ☑ Cocky ☑ Antagonistic ☐ Combative ☑ Sarcastic ☑ Argumentative ☐ Threatening ☐ Crying ☑ Apologetic ☐ Other:

SFSE's — ☐ Unable ☐ Too Impaired ☐ Refused

If subject refused SFSE's, the subject was advised their refusal may be held against them at a later date.

☐ YES ☐ NO

FIELD SOBRIETY REPORT

SFSE's Given by: Name: R. Harrell ID # 81348. CCR # 474088.

Assignment: ☐ P: ☑ DUI ☐ Other:

Surface Condition: ☑ Level ☐ Asphalt ☐ Concrete ☐ Other:

Weather: Clear. Lighting (Type):

Horizontal Gaze Nystagmus

Wearing Glasses: ☐ Yes ☑ No Equal Tracking: ☑

Wearing Contacts: ☐ Yes ☑ No Equal Pupil Size: ☐

Eye Problems: ☐ Yes ☐ No

	Left Eye Yes	Left Eye No	Right Eye Yes	Right Eye No
1. Lack of Smooth Pursuit				
2. Distinct & Sustained Nystagmus At Maximum Deviation				
3. Onset of Nystagmus Prior to 45 Degrees				

Total Clues Observed: 6 Out of a Possible 6 Total Clues

Vertical Gaze Nystagmus: ☐ Yes ☐ No

Walk and Turn

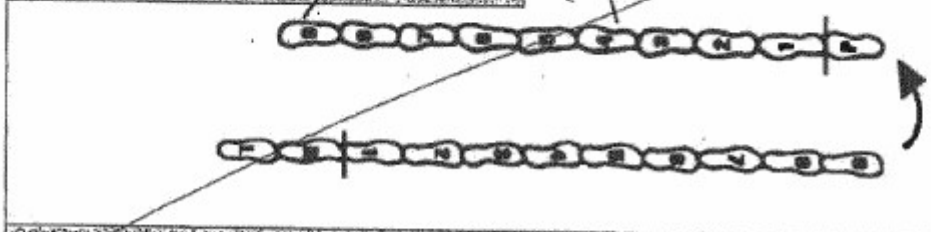
Instruction Stage:
1. Can Not Keep Balance: ☐
2. Starts Too Soon: ☐

Wearing Footwear: ☐ Yes ☐ No

Walking Stage:	1st 9 Steps	2nd 9 Steps
3. Stops Walking		
4. Misses Heel to Toe		
5. Steps Off Line		
6. Uses Arms for Balance		
7. Actual Steps Taken		
8. The Turn (Describe)		

Total Clues Observed: ____ Out of a Possible 8 Total Clues

TOO IMPAIRED



One Leg Stand

Arms			
Hops			
Sways			
Foot Down			

Total Clues Observed: ____ Out of a Possible 4 Total clues



Wearing Footwear ☐ Yes ☐ No

Rhomberg Balance



Back/Forth Side to Side

Optional Exercise

- ☐ Eyes do not remain closed
- ☐ Sways forward to backward/ side to side
- ☐ Uses arms for balance
- ☐ Time: _____ for 30 sec.

Rhomberg Alphabet



Back/Forth Side to Side

Optional Exercise

- ☐ Eyes do not remain closed
- ☐ Sways forward to backward/ side to side
- ☐ Uses arms for balance
- ☐ Rhythmic

Finger to Nose

Right ←— Finger —→ Left



Draw a line from the number to the area touched.

Order: 1. Left 2. Right 3. Left 4. Right 5. Right 6. Left

Optional Exercise

- ☐ Forgets to Remove Finger
- ☐ Misses Tip of Nose with Tip of Finger
- ☐ Uses Wrong Hand
- ☐ Eyes do not remain closed
- ☐ Sways forward-backward / side to side
- ☐ Uses arms for balance

1. HGN: SEE REPORT.

2. Walk and Turn:

3. One Leg Stand: NOT PERFORMED Type of Line:

4. Rhomberg Balance: SEE REPORT.

5. Rhomberg Alphabet: A B C D E F G H I J K L M N O P Q R S T U V W X Y Z

6. Finger to Nose:

Did the subject indicate or state they understood the instructions prior to beginning the exercises? ☑ Yes ☐ No Other:

I, the Arresting Officer hereby request that the suspect be given an approved chemical test. I have observed the impairment of the subject's normal faculties. In the event that this subject's breath result is below .08 %, I hereby request that he be administered an approved urine test.

Officer's Signature [signature] ID #: 81348 Date: 8/18/25.

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P-0035
Rev. 06/2023

Motor Vehicle Operator Constitutional Rights and Implied Consent

Jacksonville Sheriff's Office

This form will be read to the suspect in the order dictated by this form.

SUBJECT'S NAME: Solomon, Christopher **FIRST OBSERVED TIME:** 0230hrs

OFFENSE DATE: 8-18-2025 **JAIL NUMBER:** 202501785 **CCR NUMBER:** 2025474088

After the defendant has been lawfully arrested, read the following statement(s) to him/her (Place an "X" or check mark on appropriate line or lines)

1. X I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content.

2. X I am now requesting that you submit to a lawful test of your **URINE** for the purpose of detecting the presence of chemical or controlled substances.

If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended, or if you have been previously fined under F.S.S. 327 .35215, as a result of a refusal to submit to a test of your breath, urine or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended, or if you have been previously fined under F.S.S. 327 .35215, for a prior refusal to submit to a lawful test of your breath, urine or blood, you will be committing a misdemeanor of the first degree. Also, if you hold a Commercial Driver's License (CDL), or were operating a Commercial Motor Vehicle, a refusal will result in the disqualification of your CDL/driving privilege for a period of one (1) year for a first refusal or permanently if you have previously been disqualified as a result of a refusal to submit to any lawful test. A refusal to submit to the test I have requested of you is admissible in any criminal proceeding.

If a BREATH/URINE test is impossible or impractical and you are requesting a BLOOD sample, use the following implied consent:

3. _____ I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and/or detecting the presence of chemical or controlled substances. If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended, or if you have been previously fined under F.S.S 327 .35215, as a result of a refusal to submit to the test of your breath, urine, or blood. A refusal to submit to the test I have requested of you is admissible in any criminal proceeding.

I am willing to take approved chemical tests.

SUSPECT'S SIGNATURE

OFFICER'S SIGNATURE ID NUMBER

Suspect refuses to take approved chemical tests.

SUSPECT'S SIGNATURE

J Robert 88551

OFFICER'S SIGNATURE ID NUMBER

GIVE THIS WARNING TO ANY SUBJECT DETAINED PRIOR TO ANY QUESTIONS. IDENTIFY YOURSELF PRIOR TO ANY QUESTIONING. IDENTIFY YOURSELF AND STATE: **"I am required to warn you before you make any statement that you have the following constitutional rights."**

1. You have the right to remain silent.
2. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
3. If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statement and during any questioning.
4. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
5. Any statement you make can and will be held against you in a court of law.

After the warning, ask the following questions and note the suspect's response.

1. Do you understand each of these rights I have explained to you? ☒ Yes ☐ No (Officer to check one)
2. With these rights in mind, do you wish to talk to us now? ☐ Yes ☒ No (Officer to check one)

I agree to answer questions.

SUSPECT'S SIGNATURE

OFFICER'S SIGNATURE ID NUMBER

Suspect does not wish to answer questions.

SUSPECT'S SIGNATURE

J Robert 88551

OFFICER'S SIGNATURE ID NUMBER

P-0035
Rev. 06/2023

Motor Vehicle Operator Constitutional Rights and Implied Consent

Jacksonville Sheriff's Office

DATE: _____ NAME: _____ JAIL NUMBER _____

Were you operating a vehicle? _____ Where were you going? _____

What street or highway were you on? _____ Direction of travel? _____

Where did you start from? _____ What time did you start? _____

What time is it now? _____ What city (county) are you in now? _____

What is the date? _____ What day of the week is it? _____

INTERVIEWER TO FILL IN: Actual _____ TIME ☐ a.m. ☐ p.m. DAY Interviewer's Name

When did you last eat? _____ What did you eat? _____

What were you doing during the last three hours? _____

Have you been drinking? _____ What? _____ How much? _____

Where? _____ Started? _____ ☐ a.m. ☐ p.m. Stopped? _____ ☐ a.m. ☐ p.m.

Are you under the influence of an alcoholic beverage now? _____

What is your occupation? _____ When did you last work? _____

Do you have any physical defects? _____ If so, what? _____

Are you ill? _____ If so, what's wrong? _____

Do you limp? _____ Have you been injured lately? _____ If so, what is wrong? _____

Were you involved in an accident today? _____ Did you get a bump on the head? _____

Have you had any alcoholic beverages since the accident? _____ If so, what? _____

Where? _____ How much? _____ When? _____

Have you seen a doctor or dentist lately? _____ If so, who? _____ When? _____

What for? _____ Are you taking tranquilizers, pills or medicines of any kind? _____

If so, what kind? _____ Last dose? _____ ☐ a.m. ☐ p.m. Do you have epilepsy? _____

Diabetes? _____ Do you take insulin? _____ If so, last dose? _____

Have you had any injections of any other drug recently? _____ If so, what for? _____

What kind of drug? _____ Last dose? _____ ☐ a.m. ☐ p.m. When did you last sleep? _____

How much sleep did you have? _____

BREATH TEST OPERATORS OBSERVATIONS (Check Words Describing Subject's Condition)

Breath	Odor of Alcoholic Beverage ☐ None ☐ Faint ☐ Moderate ☒ Strong ☐ Other (SEE NARRATIVE)
Face	☒ Apparently Normal ☐ Flushed ☐ Pale ☐ Other: (SEE NARRATIVE)
Eyes	☒ Apparently Normal ☐ Watery / Glassy ☐ Bloodshot / Red ☐ Droopy Eyes ☐ Constricted Pupils ☐ Dilated Pupils ☐ Pupils Unequal ☐ Artificial Eye ☐ Defects ☐ Other: (SEE NARRATIVE)
Speech	☐ Apparently Normal ☒ Slurred ☐ Mumbling ☐ Thick Tongued ☐ Incoherent ☐ Stuttering ☐ Other: (SEE NARRATIVE)
Attitude	☒ Polite ☐ Cooperative ☐ Silent ☐ Sleepy ☐ Lethargic ☐ Confused ☐ Talkative ☐ Carefree ☐ Indifferent ☐ Profane ☐ Mood Swing ☐ Cocky ☐ Antagonistic ☐ Combative ☐ Sarcastic ☐ Argumentative ☐ Threatening ☐ Crying ☐ Apologetic ☐ Other (SEE NARRATIVE)

CHEMICAL TEST DATA Specimen: ☒ BREATH ☐ BLOOD ☒ URINE ☐ REFUSED ☐ UNABLE

1st ___ g/210L 2nd ___ g/210L 3rd ___ g/210L	INTOXILYZER 8000	Serial # of Instrument. 80-001743
If refused, why/how? Verbally, Signed	Operator's Signature/ID # J. Robert 88551	

EXHIBIT #1
PAGE 14/22

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST

I, J. Roberts, a duly certified Law Enforcement or Correctional Officer, am a
(Name of Officer reading Implied Consent Warning)

member of Jacksonville SO, and I do swear
(Name of Law Enforcement Agency)

or affirm that on or about the 18 day of August, 2025, at 0116 ☐P.M. ☒A.M.

DRIVER Christopher Charles JR Solomon,
FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL # [redacted] state of Florida, was placed under lawful arrest for

the offense of DUI by R. Harrell and
(Name of Arresting Officer)

issued citation # ALM4YBE.

That on or about the 18 day of August, 2025, at 0230 ☐P.M. ☒A.M.

in Duval County.

I requested that the driver submit to a ☒**breath and/or** ☒**urine** test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended, or if he or she had been previously fined under s. 327.35215, F.S., for refusing to submit to a breath, urine, or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended, or if he or she has been previously fined under s. 327.35215, F.S., for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a Commercial Driver's License (CDL), or was operating a commercial motor vehicle, refusal will result in the disqualification of the CDL for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

J. Roberts 88551
Signature of Law Enforcement Officer or Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (s. 117.10, F.S.)

The foregoing instrument was sworn and subscribed before me:

[signature] 85537
Signature of Attesting Officer

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this _____ day of _____, 20 _____,
by _____,
who is personally known to me or who has produced _____ as identification.

Notary Public _____

Title Correctional Officer
Date 8.18.2025

Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit.

HSMV-BAR1001 (REV. 09/2021)

EXHIBIT #1
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FL[illegible]DA DEPARTMENT OF LAW ENFC[illegible]MENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: JACKSONVILLE SO
Instrument Serial Number: 80-001743 Software: 8100.27
Date of Test: 08/18/2025

Date of Last Agency Inspection: 07/24/2025
Observation Period Began: 02:30
Subject's Name: CHRISTOPHER C SOLOMON DOB: 08/25/1993 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:

Test	g/210L	Time
Diagnostics Check	OK	02:50
Air Blank	0.000	02:50
Control Test	0.081	02:51
Air Blank	0.000	02:51
Subject Sample #1	REF*	02:51
Air Blank	0.000	02:52
Control Test	0.081	02:52
Air Blank	0.000	02:53
Diagnostics Check	OK	02:53

*Subject Test Refused

Cylinder Lot: 28424080A3
Exp: 11/05/2026

State of Florida, County of Duval,

Personally appeared before me the undersigned authority, who (X) is personally known to me or (__) produced _____ as identification, and who after being placed under oath, states:

I J J ROBERTS, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: [signature] 83537 Date: 8/18/2025
Signature

Sworn to (or affirmed) before me this 18 day of August, 2025

[signature] 83537
Signature of Notary Public-State of Florida

P. TROTTER 83537
Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

EXHIBIT #1
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Motor Vehicle Operator Constitutional Rights and Implied Consent

Jacksonville Sheriff's Office

BREATH TEST OPERATOR NARRATIVE PAGE 1 OF 2

CCR # 2025474088 SUBJECT'S NAME: Solomon, Christopher JAIL NUMBER: 2025017785

On August 18th 2025 at approx 0200 hrs Officer R. Harrell #81348 requested that the subject provides a sample of his breath aswell as his urine. I came in contact with the subject in the intake vestibule where he was pat searched, issued a Jail uniform. I escorted the subject to the breath test room and sat him next to instrument 80-001743.

-First observed time 0230hrs

I began introducing myself to the subject informing him that I am a breath test operator certified by the State of Florida. I read over the subject charges with him and requested that he provides a lawful sample of his urine for the purpose of detecting any chemical or controll substances.

[redacted]

I the requested that the subject submit to a lawful ~~test~~ of his breath for the purpose of determing its alcohol content.

[redacted]

I read the subject the implied consent via form P-0035 and requested that he provides a lawful sample of his breath aswell as his urine.

[redacted]

Reporting Officer: (Printed) J. Roberts 88551

Reporting Officer Signature / ID: 88551

Date / Time: 8.18.2025 0256hrs

Motor Vehicle Operator Constitutional Rights and Implied Consent

Jacksonville Sheriff's Office

BREATH TEST OPERATOR NARRATIVE CONT. PAGE 2 OF 2

Subject license was not confiscated at this time due to none being provided.

I Read over the Subject constitutional rights via form P-0035. Subject understood his rights but was unwilling to Answer Questions.

-Subject Refused & Signed

Subject was escorted to complete the booking process.

Breath: Strong
Face: Apparently Normal
Speech: Slurred
Eyes: Apparently Normal
Attitude: Polite

Reporting Officer: (Printed) J. Roberts 8855

Date / Time: 8.18.2025 0256hrs

Reporting Officer Signature / ID: 8855

EXHIBIT #1
PAGE 18/22

Jody Phillips
Clerk of Circuit Court

ADD ON DOCKET

Date: AUGUST 18, 2025 Judge: MICHAEL BATEH P/A: RACHEL DUCKWORTH

DRUG PATCH PRIOR TO RELEASE

AGREEMENT & ORDER - DUVAL COUNTY PRETRIAL SCRAM PROGRAM

PASS TO: 09/09/2025
CIRCUIT COURT

DEF ADJ INSOLVENT &
PUBLIC DEFENDER APPT'D
~~MOT ON BOND FILED~~
PROBABLE CAUSE FILED

PSJ2451

APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND (X) INDIGENT ( ) NOT INDIGENT

First Appearance:	Continued:	Continued:	Continued:	Continued:
Continued:	Continued:	Continued:	Continued:	Continued:

Route To
Groups:
People:

ORIGINAL

Arrest and Booking Report
Jacksonville Sheriff's Office
Jacksonville, Florida

ADULT
SOLOMON, CHRISTOPHER CHARLES JR

Year: 2025 Incident #: 474195 Amend #:
Previous Juvenile Jail Number:
Jail #: 2025017785 Admitted: 08/18/2025 02:19 File Direct: NO
JSO ID#: Court: County
SSN: OBTS #:

Incident Information

MISDEMEANOR

Incident Location
500 ADAMS ST E
JACKSONVILLE, FL 32202
Sub-sector: A1 TAZ: 97

Arrest Location
500 ADAMS ST E
JACKSONVILLE, FL 32202
Sub-sector: A1 TAZ: 97

Arresting Agency: JACKSONVILLE SHERIFF'S OFFICE Day/Date/Time Arrested: Monday, 08/18/2025 02:38
Day/Date/Time Incident From: Monday, 08/18/2025 02:38 To: Monday, 08/18/2025 02:38
Offense Location Type: JAIL / PRISON

Miscellaneous
Interviewed By:
Is Arrestee currently on probation?: NO
Drug Activity: UNKNOWN Drug Type: NOT APPLICABLE
Arrest Made On: OV Is Incident Gang Related?: NO Was Hate Crime Involved?: NO Was Dating Violence Involved?: NO
Domestic Violence Related?: NO If No, Is it Domestic Related?: NO Any Children under 18 Involved as a Victim?: NO

Arrestee - SOLOMON, CHRISTOPHER CHARLES JR

Demographics
Race: WHITE Sex: MALE Date of Birth: [redacted]
Ethnicity: UNKNOWN
Primary Language: English Secondary Language: NOT APPLICABLE
Age: 31 Height (inches): 5'10" Weight (lbs): 170 to 200
Hair Style: STRAIGHT Hair Color: BROWN Hair Length: LONG
Build: MEDIUM Eye Color: BROWN Facial Hair: MUSTACHE
Complexion: OLIVE Voice: INTOXICATED / SLURRED
Clothing/Description:
Place of Birth: UNKNOWN, UNKNOWN
Nicknames:
Aliases:

AUG 18 2025

Distinguishing Marks (Scars, Marks, and Tattoos)

Contact Information
Home Phone #: Bus. Phone #: Ext.: Alt. Phone #:
Cell Phone #: Cell Phone Provider:
Email Address:

Primary Identification
Type of ID Given: STATE ID CARD ID: [redacted] Issuing State: FLORIDA

Agency Identification
JSO ID: JPICS ID:

Home Address
12532 EVINGTON POINT DR
RIVERVIEW, FL 33579
Sub-sector: OJ TAZ:

Mailing Address

Alternate Address

Employment/School
Employer: Occupation:

EXHIBIT #1
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ORIGINAL

School Last Attended:
Country of Citizenship: UNITED STATES US Citizen?: YES Residence Type: CITY Residence Status: RESIDENT
ECD Usage:
RTR written related to this incident?: NO RTR Incident Yr: RTR Incident #:
Drugs Involved?: UNKNOWN Alcohol Involved?: YES Computer Involved?: NO
Is Arrestee a Gang member?: NO Required to register as a sex offender?: NO
Suspect Invoke Miranda?: NO Miranda Rights Given?: YES Arrestee Confessed?: NO Arrestee needs ADA Consideration?: NO

Weapon(s) Involved
Weapon(s): NOT APPLICABLE (NONE)

DRUG PATCH PRIOR TO RELEASE

Offense(s)

#1 Statute #: 316.1939(1)(E) Local: 9000 Attempt Code: Committed
REFUSE TO SUBMIT TO BAL TEST

Citation #: ALVB16E SA #: Warrant Type: Traffic Offense
JSO Control #: No Guns, No Weapons, No Ammo Warrant/Case #: No. of Counts:
Jurisdiction: JACKSONVILLE SHERIFF'S OFFICE Court Location/Div.: Judge:
Purge/Bond Type: Live Crime Free Bond Amount: 2500 Date of Issue: Date of Return:
Criminal Activity Type:

VOP/FTA ONLY

Original Statute No: AGREEMENT & ORDER - DUVAL COUNTY UCR Code: Attempt Code: Committed
Description: PRETRIAL SCRAM PROGRAM

Additional Information

On 08/18/2025 at 0238, Christopher Solomon (suspect) was arrested for DUI (25-474088) and transported to the PTDF.

BTO Corrections Officer J. Roberts ID#88551 requested that the suspect provide a lawful sample of his breath for the purpose of determining it's alcohol content. [redacted] The suspect was read implied consent [redacted]

A DHSMV check revealed that the suspect had a prior refusal to submit on 09/11/2015 (Duval FL, Case #5192XGR).

The suspect received the listed citation as a result.

Signature

I, R.M. HARRELL (#81348), swear or affirm that the information provided within this affidavit and any additional documentation referenced in this affidavit to be true and correct to the best of my knowledge.
Arresting Officer #1: /s/ R.M. HARRELL (#81348)
Div/District or Unit: PATROL SUPPORT
Sworn to me this 18th day of August, 2025, by the referenced arresting officer under oath. The officer is personally known to me.
Approving Supervisor: /s/ C.W. HIXSON (#68484) Status: Approved

Administrative

Transported By: R.M. HARRELL (#81348) Arresting Officer #2: N/A
Num of Cases Cleared:

Additional Reviewers
Report Reviewer 2: /s/ S.A. YUHAS (#86164) Status: Approved
Report approved on: 08/18/2025 03:02

Investigation Time #1

Hour(s): 00 Minute(s): 05 Cost Amount: $4.02

Witness/Complainant #1 - ROBERTS, OFFICER J. ID#88551

Type: WITNESS
Demographics
Race: Sex: Date of Birth:
Ethnicity:
Age:
Contact Information

EXHIBIT #1
PAGE 21/22

Home Phone #: Bus. Phone #: Ext.: Alt. Phone #:
Cell Phone #: Cell Phone Provider:
Email Address:

Home Address **Mailing Address**

Additional Question(s)

Body Worn Camera Footage

01 Is there Body Worn Camera (BWC) footage for incident?: **NO**

Jail Information (Back Door)

Date and Time Admitted: 08/18/2025 02:19

Jail Number: **2025017785** Juvenile/Court Clerk #:

Triage Questions

Involved in Traffic Accident?: **NO** Injuries from Accident?:
Was OC Deployed Prior to/during Arrest?: **NO** Was a total appendage restraint used on the arrestee/inmate?: **NO**
Was pro-straint chair used on arrestee before admission to jail?: **NO**
Does the Arrestee Exhibit any Signs of Suicidal Behavior or Attempts?: **NO** Does the Arrested heve any Observable Medical/Mental Health Problems?: **NO**
Has the Arrestee Shown any Escape Potential or Violence Propensity Behaviors?: **NO**
Is there any other information about the Arrestee that Jail Personnel need to Know?: **NO**
If Yes, What?:

Part II of Arrest And Booking Report:

Arrestee Personal Information: How Long in Jax?

Chemical Test Data

Specimen:
Blood Breath Urine Unable None

Analysis Results: Refused:

1st	g/210L	TIME:	Blood:
2nd	g/210L	TIME:	Breath:
3rd	g/210L	TIME:	Urine:

Breath Test Instrument:
Type: Machine #:
Operator Name and ID#: Date:

Verification By: _____

Right Thumb Print

EXHIBIT #1
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ORIGINAL

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

Licensee | History | Notes | Notes History | Back

License

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

File # **8696** Name **SOLOMON, CHRISTOPHER C** Extended To

License # **10753378** Rank **CEMP - Cardroom Employee Occupational** Renewed On **06/19/2023**

Entity # **10753378** Lic Status **Suspended**

Address

Street # **8270** Street **DOVER CLIFF CT**

Line 2

Line 3

City **JACKSONVILLE** State **FL** Zip **32244**

Routing

Other

1st License Date **07/06/2020** Rank Date **06/19/2023** Certificate #

Method **I-S-1020** Status Date **11/14/2024** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	09/08/2025	APPLICANT HIT
C	DEAL - Dealer	07/12/2017	
I	GHND - Greyhound	04/27/2015	
L	145 - Jacksonville Kennel Club, Inc.	07/09/2020	
Y	3YR - 3 Year License	04/27/2015	

Alt Keys

BEST LIC NBR **10753378**

Get Adobe Reader.

EXHIBIT #2
PAGE 1/4

FLORIDA
DEPARTMENT OF REVENUE

Child Support Program

CS-EF185
N.01/08

Notice to Suspend License for Nonpayment of Support

FLORIDA GAMING CONTROL COMMISSION
OFFICE OF OPERATIONS ATTN: LICENSING SEC
4070 ESPLANADE WAY STE 250
TALLAHASSEE FL 32399-7033

If your address has changed, provide new address here:

Date: October 30, 2024

CSE Case Number: 2001424810

The parent named below, is a licensee who owes unpaid child support. Under section 409.2598(5)(b), Florida Statutes, you must suspend any license, permit or certificate that allows the person to engage in an occupation, business or recreation.

☒ We gave the parent notice of nonpayment and intent to suspend license(s) more than 30 days ago. They have not complied with the support order, a written agreement if there is one, or timely contested the action.

☐ The circuit court has ordered us to notify you to suspend the license(s).

6769

Court Case Number: 16230001500FM

Noncustodial Parent: Christopher Charles Solomon Jr

Mailing Address: 8270 Dover Cliff Ct,Jacksonville FL 32244-65481-904-496-9823

License Number(s) and Type(s): 10753378 Cardroom Employee Occupational - PMW

If you have questions about this notice, please contact our office at 850-617-8989. This number is intended for agency use only. If the licensee has questions they should call 850-488-KIDS (5437).

RECEIVED
2024 NOV -7 PM 2:43
FLORIDA GAMING CONTROL COMMISSION

EXHIBIT #2
PAGE 2/4

01013057691401243041052412 80

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

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

VR Home > License Search > **Display Alerts**

Fed Tax # [redacted]		Lic Type	**1012 - Cardroom Employee Occupational**	Expires On	**06/30/2026**
File #	**8696**	Name	**SOLOMON, CHRISTOPHER C**	Extended To	
License #	**10753378**	Rank	**CEMP - Cardroom Employee Occupational**	Renewed On	**06/19/2023**
Entity #	**10753378**	Lic Status	**Suspended**		

Description	Effective	Notes
Enforcement Alert	09/08/2025	☑

OK

Get Adobe Reader.

EXHIBIT #2
PAGE 3/4

Modifier Type	**A - Alert**
Modifier	**ENFO - Enforcement**
Effective	**09/08/2025**
Expires	**-**
Additional Info :	
Prompt	
Value	**APPLICANT HIT**
Notes	**APPLICANT MUST LIST AND PROVIDE DOCS FOR ARREST ON 8/18/25 IN JACKSONVILLE, FL**
Updated	**09/08/2025 13:30:18**
By	**hchaires**

EXHIBIT #2
PAGE 4/4

Jody Phillips
Clerk of Circuit Court

ADD ON DOCKET

Date: AUGUST 18, 2025 Judge: MICHAEL BATEH P/A: RACHEL DUCKWORTH

DEF ADJ INSOLVENT &
PUBLIC DEFENDER APPT'D
~~MOT ON BOND FILED~~
PROBABLE CAUSE FILED

PASS TO: 09/09/2025
CIRCUIT COURT
per Judge

PSJ2451

APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND (X) INDIGENT ( ) NOT INDIGENT

EXHIBIT #3
PAGE 1/8

IN THE CIRCUIT COURT, FOURTH JUDICIAL CIRCUIT, IN AND FOR DUVAL COUNTY, FLORIDA

CASE NUMBER: 16-2025-CF-007774-AXXX-MA
DIVISION: CR-D

STATE OF FLORIDA

vs.
CHRISTOPHER CHARLES SOLOMON JR,
DEFENDANT

☐ Probation Violator
☐ Community Control Violator
☐ Retrial
☐ Resentence

JUDGMENT AND SENTENCE

The defendant, **CHRISTOPHER CHARLES SOLOMON JR**, being personally before this Court, represented by T. Duffy, III, P.D. and L. Nardoni, the attorney of record, and the State being represented by _____, and having:

☐ been tried and found guilty by jury/by court of the followng crime(s)
☑ entered a plea of guilty to the following crime(s)
☐ entered a plea of nolo contendere to the following crime(s)

Count	Crime	Offense Statute Number(s)	Degree Of Crime
1	Felony Driving under the Influence	316.193(1) & 316.193(2)(b) 3	3°F
2	Driving While License Suspended or Revoked Felony	322.34(2)(c)	3°F
3	Criminal Refusal (Post Arrest)	316.193 & 316.1939	1°M

☑ and no cause being shown why the defendant should not be adjudicated guilty; IT IS ORDERED that the defendant is hereby ADJUDICATED GUILTY of the above crime(s).

☐ being a qualified offender pursuant to F.S. 943.325, the defendant shall be required to submit a DNA sample as required by law.

☐ and good cause being shown; IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD.

FILED
SEP 23 2025
DUVAL CLERK OF COURT

EXHIBIT #3
PAGE 2/8

STATE OF FLORIDA
vs.
CHRISTOPHER CHARLES SOLOMON JR,
DEFENDANT

CASE NUMBER: 16-2025-CF-007774-AXXX-MA
SSN:

FINGERPRINTS OF DEFENDANT



Fingerprints taken by: Name: [redacted] Title: [redacted]

I HEREBY CERTIFY that the above and foregoing are the fingerprints of the defendant, **CHRISTOPHER CHARLES SOLOMON JR**, and that they were placed thereon by the defendant in my presence in open court on this date.

DONE AND ORDERED in open court in Jacksonville, Duval County, Florida, this 23rd day of Sept, 2025.

Judge

EXHIBIT #3
PAGE 3/8

STATE OF FLORIDA

vs.

CHRISTOPHER CHARLES SOLOMON JR,
DEFENDANT

IN THE CIRCUIT COURT, FOURTH JUDICIAL CIRCUIT, IN AND FOR DUVAL COUNTY, FLORIDA

CASE NUMBER: 16-2025-CF-007774-AXXX-MA
DIVISION: CR-D

COURT ORDERED COSTS/FINES/FEES

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

☑ A sum of $3.00 as a court cost pursuant to section 938.01, Florida Statutes, (Additional Court Cost Clearing Trust Fund).
☑ A sum of $50.00 pursuant to section 938.03, Florida Statutes, (Crimes Compensation Trust Fund).
☑ A sum of $225.00 pursuant to section 938.05(1)(a), Florida Statutes, (Local Government Criminal Justice Trust Fund).
☑ A sum of $3.00 pursuant to section 938.19, Florida Statutes, and section 634.108, Ordinance Code, (Assessment of Additional Court Costs-Duval County Teen Court Trust Fund).
☑ A sum of $65.00 pursuant to section 939.185(1)(a), Florida Statutes, and section 634.102(c) Ordinance Code, (Assessment of Additional Court Costs to be used for innovations, legal aid, law library, teen court programs).
☐ A sum of $100.00 pursuant to section 938.055, Florida Statutes, (FDLE Operating Trust Fund).
☑ A sum of $100.00 pursuant to section 938.27(1), Florida Statutes, (Sheriff's Office Investigative Cost).
☑ A sum of $200.00 pursuant to section 938.27(8), Florida Statutes, (Cost of Prosecution).
☑ A sum of $20.00 pursuant to section 938.06(1), Florida Statutes, (Assessment of Additional Court Costs for Crime Stoppers Trust Fund).
☑ A sum of $100.00 pursuant to section 938.29, Florida Statutes, (Court Appointed Counsel Fees).
☑ A sum of $ 50.00 pursuant to section 27.52, Florida Statutes, (Application for Court Appointed Counsel Fees).
☐ A sum of $151.00 pursuant to section 938.10, Florida Statutes, (Crimes Against Minors).
☐ A sum of $201.00 pursuant to section 938.08, Florida Statutes, (Funding Programs in Domestic Violence).
☐ A sum of $151.00 pursuant to section 938.085, Florida Statutes, (Rape Crisis Trust Fund).
☑ A sum of $50.00 pursuant to section 775.083(2), Florida Statutes, (Cost).
☐ A fine in the sum of $_____ pursuant to section 775.0835, Florida Statutes, (This provision refers to the optional fine for the Crimes Compensation Trust Fund and is not applicable unless checked and completed. Fines imposed as a part of a sentence to section 775.083, Florida Statutes, are to be recorded on the sentence page(s)).
☑ A sum of $100.00 pursuant to section 938.04, Florida Statutes, (additional cost 5% of fine).
☑ A sum of $2.00 as a court cost pursuant to section 938.15, Florida Statutes, and section 634.102(a) Ordinance Code,(Criminal Justice Education by Municipalities and Counties. by Municipalities and Counties).
☑ A sum of $15.00 pursuant to section 938.13, Florida Statutes, (Misd. convictions involving drugs or alcohol).
☑ A sum of $135.00 pursuant to section 938.07, Florida Statutes, (EMS – DUI/BUI cases).
☑ A sum of $30.00 pursuant to section 318.18(13), Florida Statutes, and section 634.102, Ordinance Code, (CHT - State Court Facilities).
☑ A sum of $3.00 pursuant to section 318.18(17), Florida Statutes, (State Radio System (SRS)).
☐ A sum of $_____ for the cost of collecting the DNA sample required by section 943.325, Florida Statutes.
☐ Restitution in accordance with attached order.
☑ Other $2000.00 DUI Fine.

DONE AND ORDERED in open court in Jacksonville, Duval County, Florida, this 23rd day of Sept, 2025.

Judge

EXHIBIT #3
PAGE 4/8

CHRISTOPHER CHARLES SOLOMON JR,
DEFENDANT

CASE NUMBER: 16-2025-CF-007774-AXXX-MA
OBTS # 1607090251

SENTENCE

(As to Count (s) 1+2)

The defendant, being personally before this court, accompanied by the defendant's attorney of record T. Duffy, III, PD, and the adjudication/withhold having been determined, and the court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law, and no cause being shown:

- ☐ and the court having on _____ deferred imposition of sentence until this date.
- ☐ and the court having previously entered a judgment in this case on _____ now resentences the defendant.
- ☐ and the court having placed the defendant on probation/community control, and having subsequently revoked the defendant's probation/community control;

It Is The Sentence Of The Court That (check all that are applicable; unmarked sections are inapplicable):

- ☐ The defendant pay a fine of $_____, pursuant to section 775.083, Florida Statutes, plus $_____ at the 5% surcharge required by section 938.04, Florida Statutes.
- ☐ The defendant is hereby committed to the custody of the Department of Corrections.
- ☑ The defendant is hereby committed to the custody of the Sheriff of Duval County, Florida.
- ☐ The defendant is sentenced as a Youthful Offender in accordance with section 958.04, Florida Statutes.

To be Imprisoned (check one; unmarked sections are inapplicable):

- ☐ For a term of natural life.
- ☑ For a term of 12 months.
- ☐ Said SENTENCE SUSPENDED for a period of _____ subject to conditions set forth in this order.
- ☐ Youthful Offender Sentence:

  Pursuant to the Florida Youthful Offender Act, the defendant is hereby sentenced to _____, of which _____ shall be served by incarceration followed by _____ in a Community Control Program according to the terms and conditions set forth in a separate order.

- ☑ Split Sentence (complete the appropriate paragraph):
  - ☑ Followed by a period of 18 MOS. on probation/~~community control~~ under the supervision of the Department of Corrections according to the terms and conditions of supervision set forth in a separate order.
  - ☐ However, after serving a period of _____ imprisonment in _____, the balance of the sentence shall be suspended and the defendant shall be placed on probation/community control or a period of _____ under the supervision of the Department of Corrections according to the terms and conditions of probation/community control set forth in a separate order.

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant begins service of the supervision terms.

Imposition of Sentence Stayed and Withheld (check one; unmarked sections are inapplicable):

- ☐ The court hereby stays and withholds the imposition of sentence and places the defendant on:
  - ☐ Probation/community control for a period of _____ under the supervision of the Department of Corrections with a special condition that the defendant serve _____ in Duval County Jail, with credit for _____ days.
  - ☐ Unsupervised probation for a period of _____ with the special condition that the defendant serve _____ days in Duval County Jail, with credit for _____ days. Unsupervised probation will terminate upon completion of special condition.

(All other general/special conditions of probation/community control shall be set forth in a separate order.)

EXHIBIT #3
PAGE 5/8

CHRISTOPHER CHARLES SOLOMON JR,
DEFENDANT

CASE NUMBER: 16-2025-CF-007774-AXXX-MA
OBTS # 1607090251

SENTENCE

(As to Count (s) 3)

The defendant, being personally before this court, accompanied by the defendant's attorney of record J. Duffy, III, PD, and the adjudication/withhold having been determined, and the court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law, and no cause being shown:

- ☐ and the court having on _____ deferred imposition of sentence until this date.
- ☐ and the court having previously entered a judgment in this case on _____ now resentences the defendant.
- ☐ and the court having placed the defendant on probation/community control, and having subsequently revoked the defendant's probation/community control;

It Is The Sentence Of The Court That (check all that are applicable; unmarked sections are inapplicable):

- ☐ The defendant pay a fine of $_____, pursuant to section 775.083, Florida Statutes, plus $_____ at the 5% surcharge required by section 938.04, Florida Statutes.
- ☐ The defendant is hereby committed to the custody of the Department of Corrections.
- ☑ The defendant is hereby committed to the custody of the Sheriff of Duval County, Florida.
- ☐ The defendant is sentenced as a Youthful Offender in accordance with section 958.04, Florida Statutes.

To be Imprisoned (check one; unmarked sections are inapplicable):

- ☐ For a term of natural life.
- ☑ For a term of 364 Days.
- ☐ Said SENTENCE SUSPENDED for a period of _____ subject to conditions set forth in this order.
- ☐ Youthful Offender Sentence:

  Pursuant to the Florida Youthful Offender Act, the defendant is hereby sentenced to _____, of which _____ shall be served by incarceration followed by _____ in a Community Control Program according to the terms and conditions set forth in a separate order.

- ☐ Split Sentence (complete the appropriate paragraph):
  - ☐ Followed by a period of _____ on probation/community control under the supervision of the Department of Corrections according to the terms and conditions of supervision set forth in a separate order.
  - ☐ However, after serving a period of _____ imprisonment in _____, the balance of the sentence shall be suspended and the defendant shall be placed on probation/community control or a period of _____ under the supervision of the Department of Corrections according to the terms and conditions of probation/community control set forth in a separate order.

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant begins service of the supervision terms.

Imposition of Sentence Stayed and Withheld (check one; unmarked sections are inapplicable):

- ☐ The court hereby stays and withholds the imposition of sentence and places the defendant on:
  - ☐ Probation/community control for a period of _____ under the supervision of the Department of Corrections with a special condition that the defendant serve _____ in Duval County Jail, with credit for _____ days.
  - ☐ Unsupervised probation for a period of _____ with the special condition that the defendant serve _____ days in Duval County Jail, with credit for _____ days. Unsupervised probation will terminate upon completion of special condition.

(All other general/special conditions of probation/community control shall be set forth in a separate order.)

EXHIBIT #3
PAGE 6/8

CHRISTOPHER CHARLES SOLOMON JR,
DEFENDANT

CASE NUMBER: 16-2025-CF-007774-AXXX-MA
OBTS # 1607090251

OTHER PROVISIONS

(As to Count (s) 1, 2, 3)

Current Jail Credit Time:

☑ It is further ordered that the defendant shall be allowed a total of 36 days as credit for time incarcerated on this case / count before imposition of this sentence.

Credit for Time Served on Violation of Probation / Community Control:
(check one)

☐ It is further ordered that the defendant shall be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served only pursuant to section 921.0017, Florida Statutes, on count(s) _____.
(Offenses committed on or after January 1, 1994.)

☐ It is further ordered that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served and unforfeited gain time previously awarded on count(s) _____.
(Offenses committed before October 1, 1989.)

☐ It is further ordered that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served on count(s) _____. **(Offenses committed between October 1, 1989, and December 31, 1993.)**

Prior Prison Credit:

☐ It is further ordered that the defendant shall be allowed _____ days time served between date of the original sentence being vacated to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served on count(s) _____.

Forfeiture of Prior Gain/Good Time:
(check one)

☐ The court deems the unforfeited gain time previously awarded on the above count(s) forfeited under section 948.06(7)

OR

☐ The court allows unforfeited gain time previously awarded on the above count(s)
(Gain time may be subject to forfeiture by the Department of Corrections under section 944.28(1))

~~Consecutive/~~ Concurrent As to Other Counts:
(if Applicable)

☑ It is further ordered that the sentence imposed for count(s) 2 & 3 shall run (check one)

☐ consecutive to ☑ concurrent with the sentence set forth in count 1 of this case.

Consecutive/ Concurrent As To Other Sentences:
(if Applicable)

It is further ordered that the composite term of all sentences imposed for the counts specified in this order shall run (check one) ☐ consecutive to ☐ concurrent with the following: (check one)

☐ any active sentence being served.
☐ specific sentences: _____

Retention of Jurisdiction:

☐ The court retains jurisdiction over the defendant pursuant to section 947.16(4), Florida Statutes.

CHRISTOPHER CHARLES SOLOMON JR,
DEFENDANT

CASE NUMBER: 16-2025-CF-007774-AXXX-MA

OBTS # 1607090251

In the event the defendant is sentenced to a period of incarceration in state prison, the Sheriff of Duval County, Florida, is hereby ordered and directed to deliver the defendant to the Florida Department of Corrections at the facility designated by the Department together with a copy of this judgment and sentence and any other documents specified by Florida Statute.

In open court, the defendant was advised of the right to appeal from this sentence by filing a notice of appeal with the clerk of this court within 30 days from this date and the right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigency.

In imposing the above sentence, the court further recommends / adjudges:

DEFENDANT PLACED
IN RIVER REGION
MATRIX HOUSE PROGRAM
No Early Release

DONE AND ORDERED in open court in Jacksonville, Duval County, Florida, this 23rd day of Sept, 2025.

Judge

EXHIBIT #3
PAGE 8/8

JACKSONVILLE SHERIFF'S OFFICE

INMATE INFORMATION SEA

INMATE DETAILS

SOLOMON, CHRISTOPHER CHARLES

JAIL NUMBER : 2025017785
JSO ID : 790451
Housing Location : CTC
Admitted : 08/18/2025 02:19 AM
ID Check Complete : Y
Released : N/A
Bond Agency : N/A
Bond Agency Address : N/A
AGE : 32
Race : WHITE
Eyes : BROWN
SEX : MALE
Hair : BROWN
Height : 5'10"
Weight : 170 lbs
Arrested : 08/18/2025
Expected Released Date : 06/28/2026
Length Of Sentence : N/A
Pending Unsentenced Charges : NO
Payment Required For Release : N/A
Arresting Agency : JACKSONVILLE SHERIFF'S OFFICE
Visitation Information : Visitation Information can be found on the JSO public website at:
https://www.jaxSheriff.org/Resources/Corrections-Facility.aspx
Next Court Date : 09/23/2025 09:00 AM , DUVAL COUNTY COURTHOUSE , CRD

Charge :

Case# 2025474088

STATE 316.193(2)(B)3 Description : DUI (UNSPECIFIED) - 4TH OR SUBSEQUENT VIOLATION
Bond : N/A | Fine : N/A | Purge : N/A
Date Entered : 08/18/2025 02:18 AM | Charge Type : F3
Jurisdiction : JACKSONVILLE SHERIFF'S OFFICE | Charge Status : SENTENCED COUNTY
Sentence Date : N/A | Charge Comments : [CITATION NUMBER] ALM4YBE

STATE 322.34(2)(C) Description : DRIVING WHILE LICENSE SUSPENDED OR REVOKED - FELONY
Bond : N/A | Fine : N/A | Purge : N/A
Date Entered : 08/18/2025 02:18 AM | Charge Type : F3
Jurisdiction : JACKSONVILLE SHERIFF'S OFFICE | Charge Status : SENTENCED COUNTY
Sentence Date : N/A | Charge Comments : [CITATION NUMBER] ALVB13E

STATE 316.1925(1) Description : CARELESS DRIVING; DISREGARD OF ATTENDANT CIRCUMSTANCES
Bond : N/A | Fine : N/A | Purge : N/A
Date Entered : 08/18/2025 02:18 AM | Charge Type : MV
Jurisdiction : JACKSONVILLE SHERIFF'S OFFICE | Charge Status : INVALID CHARGE
Sentence Date : N/A | Charge Comments : [CITATION NUMBER] ALVB12E

STATE 316.089(1) Description : FAILED TO DRIVE WITHIN SINGLE LANE
Bond : N/A | Fine : N/A | Purge : N/A
Date Entered : 08/18/2025 02:18 AM | Charge Type : MV
Jurisdiction : JACKSONVILLE SHERIFF'S OFFICE | Charge Status : INVALID CHARGE

EXHIBIT #4
PAGE #1

Sentence Date : N/A
Charge Comments : [CITATION NUMBER] ALVB15E

STATE 316.646(1) Description : PROOF OF INSURANCE REQUIRED

Bond : N/A Fine : N/A Purge : N/A

Date Entered : 08/18/2025 02:18 AM
Charge Type : NV

Jurisdiction : JACKSONVILLE SHERIFF'S OFFICE
Charge Status : INVALID CHARGE

Sentence Date : N/A
Charge Comments : [CITATION NUMBER] ALVB14E

Case# 2025474195

STATE 316.1939(1)(E) Description : REFUSE TO SUBMIT TO BAL TEST

Bond : N/A Fine : N/A Purge : N/A

Date Entered : 08/18/2025 03:02 AM
Charge Type : M1

Jurisdiction : JACKSONVILLE SHERIFF'S OFFICE
Charge Status : TIME SERVED

Sentence Date : N/A
Charge Comments : N/A

Active Hold Information

No Holds For This Inmate Are Currently On Record.

* An inmate cannot be released on bond if they have an unsentenced felony charge and have not been to first appearance court or they have an addit sentenced charge. Proper identification and clearance must be obtained before release.

Home

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EXHIBIT #4
PAGE #2

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Through:	Justin Hundersmarck, Senior Attorney
Re:	FGCC v. Levi Christopher Chmura Case No. 2025-077378, Default Final Order
Date:	March 25, 2026

Executive Summary

The Division of Pari-Mutuel Wagering (Division) seeks the permanent exclusion of Levi Christopher Chmura (Respondent) from all pari-mutuel facilities in the state of Florida. Respondent did not file an election of rights before the deadline and thereby waived his right to request a hearing contesting this matter. The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent from all pari-mutuel facilities in the state of Florida.

Relevant Facts

On September 21, 2025, Respondent was a patron of Bestbet St. Augustine Inc. d/b/a Bestbet St. Augustine ("Bestbet").[1] On September 21, 2025, Respondent was ejected from Bestbet.[2]

Based on Respondent's ejection from Bestbet, the Division filed an Administrative Complaint on December 19, 2025, seeking his permanent exclusion from all pari-mutuel facilities in the state of Florida. The election of rights form accompanying the Administrative Complaint made it clear that Respondent had 21 days[3] to file a written response to the Administrative Complaint. Respondent was served on January 12, 2026, had until February 2, 2026, to respond, and did not do so.

Analysis

[1] Bestbet 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.")

Florida law allows for the permanent 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 ejection from Bestbet, a pari-mutuel facility in this state, subjects him to permanent exclusion from all pari-mutuel facilities in this state.

Staff Recommendation: The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent, Levi Christopher Chmura, from all pari-mutuel facilities in the state of Florida.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **12/19/2025**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

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

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

Petitioner,

v.

FGCC Case No.: 2025-077378

LEVI CHRISTOPHER CHMURA,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Levi Christopher Chmura ("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 3202 River Road, Green Cove Springs, Florida 32043.

3. At all times material hereto, Bestbet St. Augustine Inc., d/b/a Bestbet St. Augustine ("Bestbet") 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 September 21, 2025, Respondent was a patron of Bestbet.

5. On or about September 21, 2025, Respondent was permanently banned and trespassed from Bestbet.

6. Section 550.0251(6), Florida Statutes, provides in relevant part:

> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

7. 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 his permanent ban and trespass from Bestbet on or about September 21, 2025.

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 2025-077378 is signed on the 18th day of December 2025.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Phone: (850) 794-8063
Fax: +1 850-536-8712
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

December 19, 2025

Levi Christopher Chmura
3202 River Road
Green Cove Springs, Florida 32043.

Case No.: **2025-077378**
Subject: **SERVICE OF ADMINISTRATIVE COMPLAINT**

Dear Levi Christopher Chmura:

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/ Justin Hundersmarck
Justin Hundersmarck
Senior Attorney
850-794-8063

Enclosures: Administrative Complaint and Election of Rights Form

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. LEVI CHRISTOPHER CHMURA **CASE NO.: 2025-077378**

ELECTION OF RIGHTS

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

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

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

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

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

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8712
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

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

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

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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

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

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

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

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

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


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Levi Christopher Chmura
3202 River Road
Green Cove Springs, Florida 32043
AC-2025077378-OGC

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GREEN COVE SPRINGS, FL 32043
January 12, 2026, 11:37 am

See All Tracking History

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

Text & Email Updates ⌄

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Product Information ⌄

See Less ^

Track Another Package

Lic Type	**1098 - Unlicensed Complaints**		Status	**90 Closed**	Status Date **11/10/2025**
Complaint #	**2025077378**	Case Type **CMP - Complaint**	Disposition		Disposition Date
Docket#		Respondent **CHMURA, LEVI CHRISTOPHER**	Responsible	**bjones - JONES, BRADFORD**	**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**INTN - Internal**	Security Level	**1**
Form	**INTR - Internal**	Priority	
Class'n	**V-C - Cardroom Violations**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**09/21/2025**
Region	**NR - Northern Region**	Received	**10/24/2025**
Reference	**550.0251(6); 61D-11.005(4)(a)**		
Entered	**10/24/2025**	Entered By	**jhodge**
Summary	**157 - BESTBET ST AUGUSTINE, INC - 550.0251(6); 61D-11.005(4)(a)(b)(c) The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation - Prohibitions ---- On October 20, 2025, during a routine quarterly cardroom inspection at Bestbet St. Augustine, Inc., I was informed of an incident that occurred on September 21, 2025. On that date, patron Levi Christopher Chmura was playing I Luv Suits when, after losing a hand, he reached over the table, grabbed cash from the dealer's rack, and fled the premises. Chmura was later apprehended and arrested.**		
Updated	**11/12/2025 09:27:25**	By	**jhodge**

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

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Florida Gaming Control Commission

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

Alana Zimmer, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**CENTRAL**	**OCTOBER 24, 2025**	**2025 07 7378**

Respondent:	Complainant:
CHMURA, CHRISTOPHER LEVI **3202 RIVER ROAD** **GREEN COVE SPRINGS, FLORIDA. 32043**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 W. COMMERCIAL BLVD. SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
N/A	**N/A**	**NOVEMBER 3, 2025**

Period of Investigation:	Type of Report:
OCTOBER 20, 2025 – NOVEMBER 3, 2025	**FINAL**

Alleged Violation(s): 550.0251 Powers and duties of the Florida Gaming Control Commission – (6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

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.
(c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.

Synopsis: On October 20, 2025, during a routine quarterly cardroom inspection at BestBet St. Augustine, Inc., (BBSA) I was informed of a theft that occurred on September 21, 2025. On that date, patron Levi Christopher **CHMURA** was playing "I Luv Suits" when, after losing a hand, he reached into the Dealer's rack, took cash, and fled the property. **CHMURA** was later apprehended and arrested.

Related Case:

Investigations Specialist II / Date	Investigation Manager / Date:
/s/ Randa Samson Randa Samson / November 3, 2025	/s/ C. Derek Washington C. Derek Washington / November 6, 2025

Chief of Investigations / Date

Bradford D. Jones / November 10, 2025

CONTINUATION

On October 20, 2025, during a routine quarterly cardroom inspection at BestBet St. Augustine, Inc., I was informed of a theft that occurred on September 21, 2025. On that date, patron Levi Christopher **CHMURA** was playing "I Luv Suits." After losing a hand, he reached into the Dealer's rack, took $790.00 in cash, and fled the property. **CHMURA** was later apprehended and arrested.

Upon completing my inspection, I requested to review surveillance coverage of the incident with Surveillance Operator Bo Pessagno (PMW LIC #12835000). I was also provided with the facility's Security Incident Report (**EXHIBITS #1 & #2**).

The surveillance footage showed **CHMURA** at Table #38 in Pit #2 placing a $790.00 wager. After the losing outcome, he reached into the dealer's rack, grabbed $790.00, and ran from the table. He was apprehended in the parking lot by St. Johns County Sheriff's Office Deputy Brian Richmond, along with BBSA Security Officers Anthony Reyes and Jose Oscar Santiago Jr., without incident.

CHMURA was arrested by the St. Johns County Sheriff's Office, Deputy D. Ward (Badge #11850), and charged with Felony Grand Theft – Property Value $750–$5,000 (St. Johns County Case #25001634CFMA **- (EXHIBIT #3)**. Additionally, **CHMURA** has been permanently banned from all Best Bet facilities **(EXHIBIT #2)**.

Upon further review of information obtained from the Florida Comprehensive Case Information System (CCIS) for St. Johns County, Florida (Case #25001634CFMA), it was determined that on October 30, 2025, **CHMURA** entered a plea of Nolo Contendere to Grand Theft and was placed on Pretrial Intervention.

Conclusion: CHMURA's actions constitute a violation of Florida Rule 75-11.005(4)(c). As a result, he has been criminally charged and permanently excluded from BestBet St. Augustine. He is subject to consideration for statewide exclusion pursuant to F.S.S. 550.0251(6).

Case Status: Closed by Investigations and case referred to Legal for review.

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III. EXHIBITS

1. SURVEILLANCE FOOTAGE …….. 1-1
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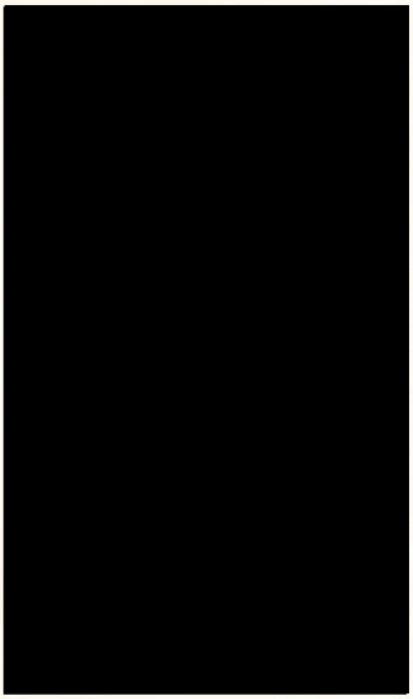
3. POLICE REPORT & COURT DOCS ……1-11

Subject Detailed



Name:	Levi Christopher Chmura
Subject ID:	6,618
Status:	BANNED
Category:	Theft
Last Incident:	9/21/2025 IN20250002557
Gender:	Male
Race:	Caucasian
Age:	19
Date of Birth:	[redacted]
Height:	6'0"
Weight:	180 lbs
Eye Color:	Brown
Hair Color:	Black

Ban Information

Commencement Date:	9/21/2025
End Date:	Permanent
Type Of Ban:	In-Voluntary
Incident #:	IN20250002553

Personnel Information

Occupation:

Address: 3202 River Rd.
Green Cove Springs, Florida, 32043

Country: United States

Home Phone: **Work Phone #:**

Email:

Id Type	Id Number

Ban/Watch History

Incident #	Type	Charged	Reason For Ban	Type Of Ban	Start	End	Letter Sent
IN20250002553	Ban	☑	Criminal Violation	In-Voluntary	9/21/2025	Permanent	☐

EXHIBIT #2
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Subject Detailed

Incidents

Date Occurred: 9/21/2025 8:54 AM Status: Closed

Incident File #	Incident Type	Specific	Location	Sublocation
IN20250002557	General Surveillance	Cash Theft	Pit 1	PIT TB38

Synopsis: On gaming day 9/20/25 a theft of $790 occurred at table 38.

Narrative: On gaming day 9/20/25 a theft of $790 occurred at table 38.

For the purpose of this report, the Subject Levi Chmura (Subject ID 6618) will be referred to as POI (Person of Interest)

9/20/25 (9/21/25)

38 @2:05:44AM POI reaches across table 38 and takes $790 in cash from the table well. Levi Chmura begins to run outside bestbet. Security Officers Jose Santiago (14476263) and Anthony Reyes (13739606) begin pursuing POI into the parking lot

118,809,810 2:05:58AM-2:06:56AM POI runs outside and attempts to enter a red pick up truck located on the northern side of the parking lot but is unsuccessful, he attempts to run towards Marketplace drive before surrendering to Security Officers Jose Santiago and Anthony Reyes.

810,817 2:06:56AM-2:10:47AM POI is taken into custody by the on duty sheriff deputy.

817 @2:10:47AM additional deputies arrive at bestbet and POI is transfered to their custody.

817 2:10:47-2:55:42AM POI is questioned by deputies as well as other patrons that were at bestbet with POI. POI is taken off property in the back of sheriff deputies car.

Footage saved on Workstation 2, errors occurred attempting to upload onto I-drive

Footage saved on I-drive under STA/Bo/Levi Chmura

IN20250002553	Criminal Activity	Theft	Pit 1	Table 38 St Aug

Synopsis: Patron seated at table 38, power bet a sum of $790.00. After losing the hand the listed patron reached across the table and removed the cash from the chip tray and fled out of the building into the parking lot. As the patron fled, several subjects in the Pit area began yelling to stop the suspect as he ran. The suspect/patron continued to flee into the parking lot where he was apprehended by Deputy Richmond and security officers T. Reyes and J. Santiago without incident.

EXHIBIT #2
PAGE 2/10

Subject Detailed

Narrative: On the listed date and times, a patron later identified via his Florida Drivers License as Levi Christopher Chmura was playing on Pit table 38 when he power bet on his last hand for $790.00. L. Chmura lost the hand and his chips were collected. As the dealer began to deal the next hand, Chmura reach across the table and removed the $790.00 that he had lost in the previous hand. L. Chmura then proceeded towards the front door. At that time, several other patrons began yelling "stop him, stop him". Chmura began to Quicken his pace and as he approached the front counter began to run as he exited the inside front doors. Security red coats T. Reyes and J. Santiago started after L. Chmura along with the on duty deputy. L. Chmura then ran to the parking lot where he attempted to enter a friends vehicle, however his friends refused to open the door. Chmura then proceed West through the parking lot on foot until he stopped and surrendered to deputy Richmond without further incident. As L. Chmura was taken into custody he was found to be in possession of the listed $790.00. The sheriffs office deputies responded to assist, taking Chmura into custody. The listed $790.00 was recovered along with a property receipt and cad card with the case number SJSO25OFF009610. L. Chmura was advised he would face a ban from all three BestBet locations and received a trespass for the St. Augustine location. The recovered funds were returned to table 38 for their count. Surveillance in Jacksonville was notified and retrieve the video over table 38 where it showed clearly L. Chmura reaching across and snatching the cash from th chip tray.

Daily Total: 2

Grand Total: 2

Record Creation Information

Property: St Augustine
Department Name: Security
Created: 9/21/2025 3:26 AM
Owner: 11472datsko
Created

EXHIBIT #2
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Incident File Full Report

Incident File #IN20250002557

		Record Creation Details	
Date/Time Occurred:	9/21/2025 8:54 AM	**Department:**	Surveillance
Day of Week Occurred:	Sunday	**Owner:**	12835000pessagno
Date/Time Created:	9/21/2025 9:34 AM	**Operator ID:**	12835000pessagno
Date/Time Closed:	9/22/2025 10:27 AM	**Operator Name:**	
Closed By:	sblack	**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	St Augustine
Location:	Pit 1
Sublocation:	PIT TB38

Details of Incident:

Daily Log #:	DL20250014235
Camera:	38,118,809,810,817
Incident Type:	General Surveillance
Specific:	Cash Theft
Category:	
Incident Status:	Closed
Synopsis:	On gaming day 9/20/25 a theft of $790 occurred at table 38.
Checklist:	

Narrative:

Created On	Created By	Modified On	Modified By
9/21/2025 9:41 AM	12835000pessagno	9/21/2025 2:17 PM	12835000pessagno

On gaming day 9/20/25 a theft of $790 occurred at table 38.

For the purpose of this report, the Subject Levi Chmura (Subject ID 6618) will be referred to as POI (Person of Interest)

9/20/25 (9/21/25)

38 @2:05:44AM POI reaches across table 38 and takes $790 in cash from the table well. Levi Chmura begins to run outside bestbet. Security Officers Jose Santiago (14476263) and Anthony Reyes (13739606) begin pursuing POI into the parking lot

118,809,810 2:05:58AM-2:06:56AM POI runs outside and attempts to enter a red pick up truck located on the northern side of the parking lot but is unsuccessful, he attempts to run towards Marketplace drive before surrendering to Security Officers Jose Santiago and Anthony Reyes.

810,817 2:06:56AM-2:10:47AM POI is taken into custody by the on duty sheriff deputy.

EXHIBIT #2
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Reporting Party:

Supervisor:

817 @2:10:47AM additional deputies arrive at bestbet and POI is transfered to their custody.

817 2:10:47-2:55:42AM POI is questioned by deputies as well as other patrons that were at bestbet with POI. POI is taken off property in the back of sheriff deputies car.

Footage saved on Workstation 2, errors occurred attempting to upload onto I-drive

Footage saved on I-drive under STA/Bo/Levi Chmura

Executive Brief:

Participants Involved:

Personnel: Santiago, Jose Property: St Augustine

Role: Info From Department:

Police Contacted: Taken From Scene: Police Contacted Result :

Role: Info From Department:

Police Contacted: Taken From Scene: Police Contacted Result :

Subject: Chmura, Levi Christopher Company:

Role: Info From

Police Contacted: Taken From Scene: Police Contacted Result :

EXHIBIT #2
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List of Attached Forms:

Prefix	Form Name
A	Media Attachments

EXHIBIT #2
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Media Title

Original Filename
levi.jpg

Date Attached
9/21/2025 10:00

Attached By
9400may

Type
JPG

Size
38245



Media Title

Original Filena
theft.jpg

Date Attached
9/21/2025 10:

Attached By
9400may

Type
JPG

Size
99459

EXHIBIT #2
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Incident File Full Report

Incident File #IN20250002553

		Record Creation Details	
Date/Time Occurred:	9/21/2025 2:05 AM	**Department:**	Security
Day of Week Occurred:	Sunday	**Owner:**	11472datsko
Date/Time Created:	9/21/2025 2:54 AM	**Operator ID:**	11472datsko
Date/Time Closed:		**Operator Name:**	
Closed By:		**Personnel ID:**	
		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	St Augustine
Location:	Pit 1
Sublocation:	Table 38 St Aug

Details of Incident:

Daily Log #:	IN20250002553
Incident Type:	Criminal Activity
Specific:	Theft
Category:	Property
Incident Status:	Open
Synopsis:	Patron seated at table 38, power bet a sum of $790.00. After losing the hand the listed patron reached across the table and removed the cash from the chip tray and fled out of the building into the parking lot. As the patron fled, several subjects in the Pit area began yelling to stop the suspect as he ran. The suspect/patron continued to flee into the parking lot where he was apprehended by Deputy Richmond and security officers T. Reyes and J. Santiago without incident.
Checklist:	

Narrative:

Created On	Created By	Modified On	Modified By
9/21/2025 2:54 AM	11472datsko	9/21/2025 11:07 AM	9400may

On the listed date and times, a patron later identified via his Florida Drivers License as Levi Christopher Chmura was playing on Pit table38 when he power bet on his last hand for $790.00. L. Chmura lost the hand and his chips were collected. As the dealer began to deal the next hand, Chmura reach across the table and removed the $790.00 that he had lost in the previous hand. L. Chmura then proceeded towards the front door. At that time, several other patrons began yelling"stop him, stop him". Chmura began to Quicken his pace and as he approached the front counter began to run as he exited the inside front doors. Security red coats T. Reyes and J. Santiago started after L. Chmura along with the on duty deputy. L. Chmura then ran to the parking lot where he attempted to enter a friends vehicle, however his friends refused to open the door. Chmura then proceed West through the parking lot on foot until he stopped and surrendered to deputy Richmond without further incident. As L. Chmura was taken into custody he was found to be in possession of the listed $790.00. The sheriffs office deputies responded to assist, taking Chmura into custody. The listed $790.00 was recovered along with a property

EXHIBIT #2
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Reporting Party:

Supervisor:

receipt and cad card with the case number SJSO25OFF009610. L. Chmura was advised he would face a ban from all three BestBet locations and received a trespass for the St. Augustine location. The recovered funds were returned to table 38 for their count. Surveillance in Jacksonville was notified and retrieve the video over table38 where it showed clearly L. Chmura reaching across and snatching the cash from th chip tray.

Executive Brief:

Participants Involved:

Personnel:	Datsko, Nathan	Property:	St Augustine
Role:	Documenter, Employee	Department:	Security
Role:	Responding Officer, Employee	Department:	
Role:	Responding Officer, Employee	Department:	
Subject:	Chmura, Levi Christopher	Company:	
Role:	Offender, Patron		
Role:	Witness, Employee		

EXHIBIT #2
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Reporting Party:

Supervisor:

List of Attached Forms:

Prefix	Form Name
A	Media Attachments

EXHIBIT #2
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Reporting Party:

Supervisor:

Arrest Report

ST JOHNS COUNTY SHERIFFS OFFICE
4015 LEWIS SPEEDWAY
ST. AUGUSTINE, FL

Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
9/21/2025 03:04 AM	SJSOCHG0024503M	SJSO25OFF009610 / SJSO25CAD205105	WARD, D.

Originating Agency ORI	Occur Date Time Range	Jurisdiction
FL0550000	09/21/2025 02:08:19 -	

OBTS Number	Other Number	Clearance

Location of Occurrence

County	Location Type	Location Description
ST. JOHNS	PUBLIC PLACE	BEST BET

Street Number	Street	Apt/Lot/Bldg	City	State	Zip Code
800	MARKETPLACE DR		SAINT AUGUSTINE	FL	32084

Suspect

First Name	Middle Name	Last Name	Suffix	Race	Sex	Height	Weight	Hair	Eyes
LEVI	CHRISTOPHER	CHMURA		WHITE	MALE	605	210	BLACK	BROWN

MNI #	SSN	Date of Birth	Age	ID Type	Drivers License or other ID	State	OCA / Agency ID
SJSO24MNI004695	[redacted]	[redacted]	19		[redacted]	FL	

Place of Birth:	

Address
* RESIDENCE / 3202 RIVER RD , GREEN COVE SPRINGS, FL 32043 / 904-657-1369

Arrest

Arrest Date/Time	Arrest Location Type	Arrest Location Description
9/21/2025 3:00:38 AM	PUBLIC PLACE	CASINO

Street Number	Street	Apt/Lot/Bldg	County	City	State	Zip Code
800	MARKETPLACE DR		ST. JOHNS	SAINT AUGUSTINE	FL	32084

Charge :

Counts	Charge	Bond Amount	
1	812.014.2c1	$0.00	☐ No Bond

Charge Degree	Charge Level
T	FELONY

General Offense Code	Arrest Offense Code
COMMITTED	LARC

Charge Description
GRAND THEFT PROPERTY VALUE $750-$5K

Administrative Code - Description
-

Probable Cause

The undersigned certifies and swears that there is probable cause to believe the above-named defendant, who was positively identified by his Florida driver's license as Levi C Chmura, on the twenty

EXHIBIT #3
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Filed 09/26/2025 12:14 PM with the Clerk of the Circuit Court, St. Johns County, Florida, DIN: 5

Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
9/21/2025 03:04 AM	**SJSOCHG0024503M**	**SJSO25OFF009610 / SJSO25CAD205105**	**WARD, D.**

Originating Agency ORI	Occur Date Time Range	Jurisdiction
FL0550000	**09/21/2025 02:08:19 -**	

OBTS Number	Other Number	Clearance

first day of September 2025 at approximately 2:00 [X] A.M. [] P.M. at 800 Marketplace Drive within St. Johns County, violated the law and did then and there:

F.S.S. 812.014.2c1 – Grand Theft

The suspect was playing a card game at Best Bet Casino. During the game the suspect lost all his money and proceeded to reach across the table and grab the "house" money located directly in front of the dealer with a 4-pound steel weight on top of it. The suspect proceeded to take the U.S. currency and run out of the exit doors into the parking lot. The suspect continued to flee on foot in the parking lot of Best Bet until multiple security guards and a St. Johns County deputy arrived. Deputies interviewed multiple witnesses and reviewed surveillance footage. Following the investigation the subject was placed under arrest for Grand Theft. The subject was read his Miranda Rights and his statements corroborated with that of witnesses and video surveillance.

Probable cause was established through video evidence, multiple eyewitnesses and suspects post Miranda statements.

Jail Booking Facility

Booking Date/Time	Booking County	Booking Facility	Booking Facility Phone
9/21/2025 03:44 AM	**ST. JOHNS**	**ST. JOHNS COUNTY JAIL**	**904-824-8304**

Booking Facility Location	Booking Number
3955 LEWIS SPEEDWAY ST. AUGUSTINE, FL 32084	25-5082

Booking Comments

OBTS # 5504055989

Court

Court County	Court Location
ST. JOHNS	**4010 LEWIS SPEEDWAY ST AUGUSTINE, FLORIDA 32084**

Court	Court Phone	Court Appereance Date / Time	Court Fine
ST JOHNS COUNTY COURT	**(904) 819-3600**		

Comments

Officer Name / Rank / ID #	Involvement On Report / Reporting Role	Officer Agency / Org/Unit
WARD, D. **LE DEPUTY** **11850**	**REPORTING OFFICER**	**ST JOHNS COUNTY SHERIFFS OFFICE** **SJSO\LENF\PATROL\BRAVO\SOUTH\SW**

EXHIBIT #3
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Report Date / Time	Report Number	Case Number/Cad Number	Reporting Officer Name
9/21/2025 03:04 AM	**SJSOCHG0024503M**	**SJSO25OFF009610 / SJSO25CAD205105**	**WARD, D.**

Originating Agency ORI	Occur Date Time Range	Jurisdiction
FL0550000	**09/21/2025 02:08:19 -**	

OBTS Number	Other Number	Clearance

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report:

Reporting Officer

Officer Name	Office Rank	Officer ID No
WARD, D.	**LE DEPUTY**	**11850**

Officer Agency

ST JOHNS COUNTY SHERIFFS OFFICE

Officer Signature

D Ward

Sworn and subscribed before me, the undersigned authority

This the 21 day of September, 2025

DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT

J L 11693

○ No Bill / Petition ○ Issue Warrant ○ Prosecution Approved

Signature of Assistant State Attorney Date

EXHIBIT #3
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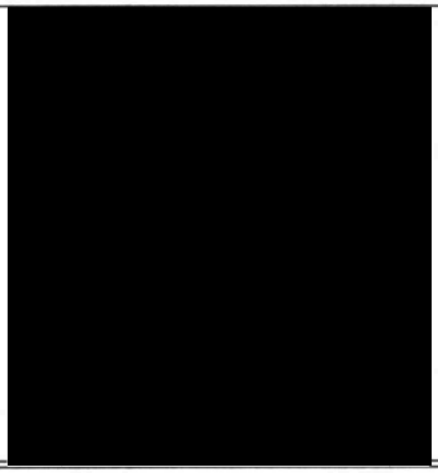
ST. JOHNS COUNTY SHERIFF'S OFFICE
CHMURA, LEVI CHRISTOPHER
Booking Information

☐ High Profile ☐ Suicidal ☐ Escape Risk ☐ Hold For:



Booking #: SJSO25JBN005082 **MNI:** SJSO24MNI004695 **Cell:** SJSO* BKG*002*002

Address: 3202 RIVER RD GREEN COVE SPRINGS,FL 32043

Phone: (904)657-1369 **DOB:** [redacted] **BIRTHPLACE:** ORANGE PARK,CLAY,FLORIDA

CITIZENSHIP: UNITED STATES **FBI POB:** FL **MARITAL STATUS:** Unmarried

RACE:	SEX:	HGT:	WGT:	HAIR:	EYES:	SSN:
W	M	6'03"	207	BRO	BRO	[redacted]

FBI: **SID:** **DL:** [redacted] **STATE:** FL

Inmate Phone PIN::

Occupation: ST JOHNS RIVER COL **Employer:** STUDENT **Phone:**

Booked: 9/21/25 03:29 **Booked By:** BROMBERG, MELISSA

Released: **Searched By:** COLBERT, JAMES ALLEN

Photo By: OLSON, DAVID A

Print By: COLBERT, JAMES ALLEN

- I have been advised any property valued over $100 is to be released or mailed at my own expense within five (5) days.
- I understand that my phone/canteen passcode are confidential and created by me. I will not share this number with anyone. I am fully responsible for all usage and monetary obligations associated with the passcode. SJSO is not responsible for loss of funds to my account.

Inmate Signature | Officer Signature | Witness Signature

EXHIBIT #3
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ST. JOHNS COUNTY SHERIFF'S OFFICE

CHMURA, LEVI CHRISTOPHER

Case/Charge Report

SJSO25JBN005082 **SJSO24MNI004695** **SJSO* BKG*002*002**

Court Case Number: NA

Arrest Information:

Arrest: SJSOCHG0024503M Offense: SJSO25OFF009610 OBTS: 5504055989

Agency: ST. JOHNS COUNTY SHERIFF'S OFFICE Officer: WARD, DANIEL PHILIP No: SJSO24PER000117

Bond Information:

Court: Bond: **LEO** **$2500.00**

Comments:

Sentence Information:

☐ Gain Time ☐ Work Time ☐ Disability Time ☒ Part Time ☐ DOC

Start: - Length: -

CTS: - Credit: - Worked: -

End: - Served: -

Charges:

Counts: 1 Statute: 812.014.2c1 Bond:$2500.00 Charge Code:LARC

Status: PENDING Charge Description:GRAND THEFT PROPERTY VALUE $750-$5K

Comments:

Inmate Signature

Witness Signature

Officer Signature

EXHIBIT #3
PAGE 5/11

CLASSIFICATION: FELONY

STATE OF FLORIDA

VS.

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT, IN AND FOR ST. JOHNS COUNTY, FLORIDA, IN THE YEAR TWO THOUSAND TWENTY FIVE

CASE NO: 25001634CFMA

AGENCY: SJSO/25OFF009610

LEVI CHRISTOPHER CHMURA
W/M; DOB: [redacted] SS#: [redacted]

INFORMATION

CHARGE(S):
COUNT 1: GRAND THEFT

R.J. LARIZZA, State Attorney for the Seventh Judicial Circuit of the State of Florida and as such prosecuting attorney for this Court, in the name of and by the authority of the State of Florida charges that:

On or about September 21, 2025, LEVI CHRISTOPHER CHMURA, in the County of ST. JOHNS and State of Florida did knowingly obtain or use, or endeavor to obtain or use U.S. Currency of a value of $750.00 or more but less than $20,000.00, which was the property of BEST BET CASINO, or any other person not the defendant(s), with the intent to permanently or temporarily deprive BEST BET CASINO or any other person not the defendant(s) of the property or benefit therefrom or to appropriate the property to the use of Levi Christopher Chmura or to the use of any person not entitled thereto, contrary to Florida Statute 812.014 (2)(c) and 812.014 (1). (3 DEG FEL)

FOR THE STATE ATTORNEY

RECEIVED
SEP 26 2025

VALERIY AVANESOV
Bar No.0118070
ASSISTANT STATE ATTORNEY
SEVENTH JUDICIAL CIRCUIT OF THE
STATE OF FLORIDA
4010 LEWIS SPEEDWAY, SUITE 2022, BLDG A
ST. AUGUSTINE, FL 32084
(904) 209-1620
ESERVICESTJOHNS@SAO7.ORG

COUNTY OF ST. JOHNS

STATE OF FLORIDA

Personally appeared before me VALERIY AVANESOV, Assistant State Attorney, for the Seventh Judicial Circuit of the State of Florida, known to me to be the foregoing prosecuting officer, who being duly sworn, says that the allegations set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged. Subscribed in good faith. Said facts based on testimony of material witnesses.

SWORN to and subscribed before me this 25 day of September, 2025.

Submitted to the Clerk of the CIRCUIT Court, Seventh Judicial Circuit, in and For ST. JOHNS County, Florida, on the 25 day of September, 2025.

NOTARY PUBLIC AT LARGE
STATE OF FLORIDA

YAIMA MARTINEZ DEBS
Commission # HH 307932
Expires September 1, 2026

EXHIBIT #3
PAGE 6/11

IN THE CIRCUIT COURT, SEVENTH JUDICIAL CIRCUIT
IN AND FOR ST JOHNS COUNTY, FLORIDA

STATE OF FLORIDA CASE NO: 25 CF 1634

vs.

LEVI CHMURA,
DEFENDANT

PLEA

1. I, LEVI CHMURA, Defendant, withdraw my previously entered plea(s) of Not Guilty, and enter plea(s) of:

   ( ) Guilty (X) Nolo Contendere to GRAND THEFT, a F3 degree felony/misdemeanor

   ( ) Guilty ( ) Nolo Contendere to _____, a _____ degree felony/misdemeanor

   ( ) Guilty ( ) Nolo Contendere to _____, a _____ degree felony/misdemeanor

2. I understand that I have the right to plead Not Guilty or persist in that plea if it has already been made. I also understand that if the Court accepts my plea(s) I give up my right to a trial with the assistance of a lawyer, and at that trial, I would have the following rights: (1) to have a jury determine whether I am guilty or not guilty, or to have a judge make such a determination in a non-jury hearing; (2) to see and hear witnesses testify and to have my lawyer question them for me; (3) to subpoena and present witnesses in my defense to a jury or judge; (4) to testify or remain silent; and (5) to require the prosecutor to prove my guilt by admissible evidence beyond a reasonable doubt before I can be found guilty. I also understand that by pleading Guilty or Nolo Contendere, the judge may ask me questions about the offense(s) to which I have pleaded, and if I answer those questions under oath, on the record, and in the presence of counsel, the answers may later be used against me in a prosecution for perjury. I further understand that without express reservation of the right to appeal I give up my right to appeal all matters except court rulings issued after this plea is entered, an illegal sentence, or the court's authority (jurisdiction) to hear my case, and I agree to pay all costs and attorneys' fees of any appeal which I attempt to pursue on any other subject. My lawyer has explained to me what an appeal is, and I understand that changing my mind about entering this plea, after it is accepted, will not require the court to let me withdraw it, nor will it make the court's sentence illegal or deprive the court of authority to sentence me.
3. I understand that a plea of "Not Guilty" denies that I committed the crime charged and a plea of "Guilty" admits I committed the crime charged. A "Best Interest Guilty" plea or a plea of "Nolo Contendere" mean I do not contest the state's evidence against me. By entering the above plea(s) I am voluntarily submitting myself to the court's sentencing authority. I understand that if the court accepts my plea(s), the sentence(s) imposed will be based on my plea(s). I agree that a factual basis for the court to accept my plea(s) is contained in documents in the court file, including the complaint affidavit(s). I understand that if I am not a citizen of the United States, I will be deported. I understand that the court may impose monetary penalties/assessments to include fines, court costs, restitution (if applicable) and/or other fees.
4. I have read the Information or Indictment in this case, and I understand the charges to which I am pleading. My lawyer has explained to me: the maximum and minimum penalty(ies) for the charges against me, including enhanced sentencing laws for which the state has given my lawyer notice; the essential elements of the crime(s) I am charged with; and all defenses I might have. I understand that if I am on parole or probation in any other case, this plea can cause that parole or probation to be revoked and I can receive a separate sentence up to the maximum allowed by law for that (those) case(s).
5. I understand that if I receive a sentence of probation in this case, I may be required to serve time in the county jail as a condition of probation. Additionally, I understand that if I violate that probation, I can be sentenced to the maximum allowed by law.
6. No one has promised me anything to get me to enter this (these) plea(s), except as stated herein. If entering an open plea: I understand that I am pleading open to the Court. My lawyer and the judge have not promised me that I will receive a specific sentence. I also understand that the judge is not required to follow any state or defense recommendation regarding sentencing. If entering a conditional plea: I understand that I am entering a plea based upon an agreement between the State and myself. My lawyer has not promised me anything more than what has been agreed upon in this conditional plea agreement. If the judge accepts the terms of the agreement, I understand that I will be sentenced in accordance with the agreement.
   a. I am entering a(n): Open Plea: _____ Conditional Plea: X
   b. The state recommends the following sentence:

   PTI

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7. No one has pressured, coerced, or forced me to enter this (these) plea(s). I am entering this (these) plea(s) because I am guilty of the crimes charged or I believe it is in my best interest to do so. I am doing this voluntarily and of my own free will.
8. I understand that my sentence will be imposed under the Sentencing Guidelines that apply to my case, unless I qualify for enhanced penalties under Chapter 775, Florida Statutes, or other statutes. If no enhanced sentence is requested or applies, I understand that the court can impose a sentence exceeding the guideline range only by stating clear and convincing reasons under the guidelines law. If the court imposes a sentence exceeding the guidelines range, I will have the right to withdraw my

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plea(s) or appeal the sentence, unless enhanced penalties apply and are lawfully imposed. No representations or promises have been made to me regarding "gain time," "good time," "early release," or prison credit toward my sentence, which I understand the court and my lawyer cannot affect. Only the Department of Corrections can calculate a release date.

9. I understand that if I am pleading to a sexually violent or sexually motivated offense, or if I have previously been convicted of such an offense, my plea may subject me to involuntary civil commitment under the Involuntary Civil Commitment of Sexually Violent Predators Act. My lawyer has explained the aspects of civil commitment to me and the mandatory, statutory conditions of sex-offender probation, including the requirement to wear a GPS monitor at all times.
10. I understand and have discussed with my lawyer that if I am entering a plea of Guilty or Nolo Contendere to an offense for which automatic, mandatory driver's license suspension or revocation is required by law to be imposed, by the court or by a separate agency, the plea will provide the basis for the suspension or revocation of my driver's license/privilege.
11. My lawyer has reviewed the nature of the evidence with me and I am not aware of any physical evidence containing DNA that could exonerate me.
12. I understand and agree that if the judge permits me to remain at liberty pending sentencing, I must notify my lawyer, my bondsman and/or pretrial services officer (if any), and the Clerk of Court of any change of my address. I also understand that if a Pre-Sentence Investigation (PSI) is ordered and I fail to appear for an appointment with the Department of Corrections for the PSI interview, the court can revoke my release and place me in jail until the PSI is completed or until sentencing.
13. I understand that if I willfully fail to appear for sentencing, any conditions of a "conditional plea" will no longer be binding upon the judge, and that I may be sentenced to any lawful sentence that could be imposed without the conditions.
14. I can read, write, speak and understand the English language or have had an interpreter read this document to me in my native language with my lawyer present. I have SOME COLLEGE years, or equivalent, of education (example: high school or GED = 12 years). I am not under the influence of any drug, medicine or alcohol at the time I sign this plea form. I am not suffering from any mental problems at this time that affect my understanding of this document, other than as explained to the judge on the record in open court, or as reflected in the court file.
15. I have read and understand every printed or handwritten word in this plea form and have discussed it with my lawyer. I am fully satisfied with the services of my lawyer and have had ample opportunity to discuss this case and my plea(s) with my lawyer. I have told my lawyer everything I know about my case. No one, including my lawyer, has made any promises or representations to me which modify or contradict this plea document, other than what I have told the judge in open court.

SIGNED, or acknowledged, in open court in ST. JOHNS County, Florida on 30 OCT 25 (Date).

DEFENDANT

CERTIFICATE OF DEFENDANT'S ATTORNEY

I hereby certify that as counsel for Defendant, I have discussed this case with my client and explained the rights, defenses and evidence relating to it with him/her. I have discussed this written plea form with my client and have answered all of his/her questions regarding it. In my professional opinion, as an officer of the court, Defendant understands everything in this plea form, his/her rights, and the consequences of this (these) plea(s). His/her plea is being made freely, voluntarily and knowingly. I have made no promises or representations to my client which modify or contradict this plea document.

COUNSEL FOR DEFENDANT

CERTIFICATE OF ASSISTANT STATE ATTORNEY

I confirm that the recommendations set forth in this plea form are the recommendations of the Office of the State Attorney. The State has complied with the Victim Rights statute, if applicable.

ASSISTANT STATE ATTORNEY

ORDER ACCEPTING PLEA

The foregoing plea document was received and accepted in open court. Defendant signed, or acknowledged signing, this document while under oath and subject to the penalties of perjury. The court finds the plea to be freely and voluntarily entered and that a factual basis exists in the record for the court to accept it. By accepting this (these) plea(s), the court is not required to follow any state or defense recommendation stated herein, unless a "Conditional Plea" is fully described in paragraph 6, above.

Accepted by the court.

CIRCUIT JUDGE

STATE OF FLORIDA
OFFICE OF THE STATE ATTORNEY
SEVENTH JUDICIAL CIRCUIT
PRETRIAL INTERVENTION CONTRACT

NAME: LEVI CHRISTOPHER CHMURA CASE: CF2501634 DIV. 56 DC #: _____

It is alleged that you have committed offenses against the State of Florida ON JUNE 7, 2025, to wit:

COURT DATA

CT.#	OFFENSE(S)	F.S.#	DEGREE
1)	**GRAND THEFT**	**812.14**	**FELONY 3**

After an investigation of the offense and your background it appears that the interests of the State of Florida, and your own will best be served by the following procedures, therefore, on the authority of R.J. LARIZZA, State Attorney, in and for the Seventh Judicial Circuit, Florida, prosecution in this matter for said violation will be deferred for a period of **12 months** from this date provided you abide by the following conditions:

1. You shall refrain from violation of any law (federal, state and local). In the event of a criminal arrest while on the Program, you are subject to automatic dismissal.
2. You will file a written monthly report within the first five (5) days of each month with your Pretrial Intervention Supervisor.
3. You shall:
   a) maintain or actively seek gainful employment or pursue a course of study as a full-time student or unless otherwise directed by your Pretrial Intervention Supervisor.
   b) not drink to excess, nor visit places where drugs or illegal substances are sold, dispensed or used.
   c) not possess or carry any firearms or weapons during your Pretrial Intervention Supervision, unless required by your employment, with the approval of your Pretrial Intervention Supervisor.
   d) advise your employer of your Pretrial Intervention Supervision, or provide pay stubs as proof of employment.
   e) support dependents to the best of your ability.
4. You shall immediately inform the Pretrial Intervention Office of any change in residence, employment or arrest.
5. You will allow an investigation of your personal background and make yourself available for the services of the PTI Program. You shall also answer truthfully all inquiries by your PTI Supervisor, allow the Supervisor to visit your home, employment, school or elsewhere, and carry out all instructions.
6. You shall not leave the county of your residence without first procuring the consent of your Pretrial Intervention Supervisor.
7. Upon successful completion of **AT LEAST one half of your supervision**, if all conditions are successfully completed, the officer **may** request early termination of this contract.
8. You will immediately report to the Probation Office, located at 75 King Street, Lightner Building, St. Augustine, Florida. Failure to do so will result in this contract being null and void.

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NOTE: THE FOLLOWING FINANCIAL OBLIGATIONS SHALL BE PAID TO THE DEPARTMENT OF CORRECTIONS AND SHALL HAVE A 4% PROCESSING CHARGE ASSESSED AS REQUIRED BY F.S. 945.31, UNLESS OTHERWISE DIRECTED.

9. You will pay to the State of Florida at the rate of $50.00 per month toward the cost of your supervision, plus a 4% administrative processing fee in accordance with Florida Statutes 945.31 and 948.09.
10. You shall pay to the Department of Corrections a $2.00 per month surcharge for each month you are under supervision pursuant to Section 948.09(1)(2), Florida Statutes.
11. You will pay $1.00 per month for each month under supervision to be dispersed to First Step, Inc., a nonprofit organization, in accordance with Section 948.02, Florida Statutes.

SPECIAL CONDITIONS

LC (X) You will be required to perform 50 hours of **community service** as directed and approved by your Pretrial Intervention Supervisor

_____() You will be required to obtain an **alcohol and/or substance abuse evaluation WITHIN 30 DAYS** and if deemed necessary, you must enter and successfully complete inpatient and/or outpatient **alcohol and/or substance abuse counseling** as directed by your Pretrial Intervention Supervisor.

_____( ) You must enter into and successfully complete an **anger management program** as directed by your Pretrial Intervention Supervisor.

_____() You will submit to random urinalysis testing as directed by your Pretrial Intervention Supervisor.

LC (X) Other: DO NOT RETURN TO BEST BET CASIN

LC (X) OTHER: COMPLETE AN ANTI-THEFT CLASS

FINANCIAL SPECIAL CONDITIONS

_____() You shall pay **restitution** in the amount of $ TO, IN PAYMENTS OF NO LESS THAN $ EACH MONTH

LC (X) You shall pay **the State Attorney's Office a fee, for cost of prosecution,** in the amount of **$100.00**.

_____( ) You shall pay **the Clerk of the Court** a **$50.00 Public Defender Application fee** and **$100.00 Public Defender Service fee** for each case listed.

( ) OTHER:

The State Attorney may, during the period of Pretrial Intervention Program, revoke or modify conditions of your probation as follows:

1. Change the period of Pretrial Intervention Program.

2. Prosecute you for this offense if you violate any of these conditions.

3. Void this agreement should it be determined that you have a prior record of adult criminal conviction or have given false information to the program staff.

If you comply with these conditions during this period of Pretrial Intervention, no further criminal prosecution concerning this offense will be initiated in this county.

I HEREBY WAIVE all of my rights to a speedy trial under the Constitution and law of the State of Florida and the United States of America with regard to this charge or charges.

Should I fail to submit to a background investigation and/or should the State or Program Administrator decline entry into the program, this contract shall be null and void and the case shall be placed back on the criminal docket.

This contract shall take effect upon the signature date of the program administrator.

I HEREBY STATE that the above has been read to **OR** by me this date. **INITIAL:** LC

I UNDERSTAND the terms and conditions of my Pretrial Intervention, and agree to comply with these terms and conditions as stated herein above. **INITIAL:** LC

DATED this 30 day of OCTOBER, 2025.

LEVI CHRISTOPHER CHMURA
NAME

RICHARD A. LEHMAN
ASSISTANT STATE ATTORNEY

DEFENSE ATTORNEY

R. LEE SMITH

PROGRAM ADMINISTRATOR

DATE SUBMITTED INTO THE PROGRAM

DATE ENTERED INTO THE PROGRAM

Defendant's Date of Birth: [redacted] Social Security Number: [redacted]

Current Address: 3202 River Road Green Cove Springs, FL 32043

Current Telephone Number: (home) (904)-657-1364 (work) _____

EXHIBIT #3
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MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: FGCC v. Ana Lilliam Ledezma
Case No. 2025-083319; Default Final Order
Date: March 31, 2026

Executive Summary

The Division of Pari-Mutuel Wagering (the Division) served Ana Lilliam Ledezma (Respondent) with an Administrative Complaint seeking to revoke or suspend her pari-mutuel wagering general individual occupational license. Respondent did not file an election of rights and thereby waived her right to request a hearing contesting this matter. The Division of Pari-Mutuel Wagering requests that the Commission enter a final order revoking Respondent's pari-mutuel wagering general individual occupational license.

Relevant Facts

Respondent holds a pari-mutuel wagering general individual occupational license. On or about November 4, 2025, Respondent entered a plea of nolo contendere and was convicted of Possession of Cocaine, a felony, in the Circuit Court of the Fifth Judicial Circuit of the State of Florida, in and for Marion County. Respondent did not inform the Commission of her conviction within 48 hours.

Based on the foregoing, the Division filed a two-count Administrative Complaint on December 19, 2025, alleging Respondent is subject to suspension or revocation of her occupational license for: (i) being convicted of Possession of Cocaine, an offense that is disqualifying under section 550.105(5)(b), Florida Statutes and (ii) failure to notify the Commission within 48 hours of her November 4, 2025, disqualifying offense as required under section 550.105(5)(d), Florida Statutes.

The election of rights form accompanying the Administrative Complaint made it clear that Respondent had 21 days[1] to file a written response. Respondent was served on January 7, 2026, had until January 28, 2026, to respond, and did not do so.

---

[1] *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

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

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

Section 550.105(10)(d), Florida Statutes, provides that each licensee 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."

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

> [f]or purposes of this subsection, the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Respondent is subject to revocation or suspension of her pari-mutuel wagering general individual occupational license based on her disqualifying conviction and her failure to notify the Commission of the disqualifying conviction within 48 hours, Moreover, Respondent did not file a timely response to the Division's Administrative Complaint and has thus waived her right to request a hearing contesting this matter.

Staff Recommendation: The Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter a final order revoking the cardroom employee occupational license of Respondent, Ana Lilliam Ledezma.

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: **12/19/2025**
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

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

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

Petitioner,

v.

FGCC Case No.: 2025-083319

ANA LILLIAM LEDEZMA,

Respondent.
_____/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Ana Lilliam Ledezma ("Respondent"), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.

2. At all times material hereto, Respondent held a pari-mutuel general individual occupational license, number 11127498, issued pursuant to section 550.105(2)(a), Florida Statutes.

3. On or about November 4, 2025, Respondent entered a plea of nolo contendere and was convicted of Possession of Cocaine, a felony, in the Fifth Judicial Circuit Court in and for Marion County, Florida, in Case Number 25CF002271AX.

COUNT I

4. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

5. Pursuant to section 550.105(5)(b), Florida Statutes:

> The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

6. Section 550.105(5)(d), Florida Statutes, provides the term "convicted" means "having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere."

7. Based on the foregoing, Respondent is subject to suspension or revocation of her occupational license under section 550.105(5)(b), Florida Statutes, for being convicted of Possession of Cocaine, a felony, in Marion County, Florida, on November 4, 2025.

COUNT II

8. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

9. Respondent failed to notify Petitioner within 48 hours of her November 4, 2025, conviction for Possession of Cocaine, a felony, in Marion County, Florida.

10. Pursuant to section 550.105(10)(d), Florida Statutes, each licensee shall inform the Commission within 48 hours "if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication."

11. Based on the foregoing, Respondent violated section 550.105(10)(d), Florida Statutes, by failing to inform the Commission within 48 hours of her November 4, 2025, conviction for a disqualifying offense and is therefore subject to suspension or revocation of her occupational license under section 550.0251(10), Florida Statutes.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order revoking or suspending Respondent's pari-mutuel wagering general individual occupational license, along with any other remedy provided by sections 550.105(5) and 550.0251(10), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2025-083319 is signed on the 17h day of December 2025.

/s/ Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
Florida Bar Number: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Phone: (850) 794-8063
Fax: +1 850-536-8712
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

December 22, 2025

Ana Lilliam Ledezma
1310 Ne 33rd Avenue Apt. E
Ocala, Florida 34470

Case No.: **2025-083319**
Subject: **SERVICE OF ADMINISTRATIVE COMPLAINT**

Dear Ana Lilliam Ledezma:

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/ Justin Hundersmarck
Justin Hundersmarck
Senior Attorney
850-794-8063

Enclosures: Administrative Complaint and Election of Rights Form

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. ANA LILLIAM LEDEZMA **CASE NO.: 2025-083319**

ELECTION OF RIGHTS

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

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

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

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

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

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8712
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

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

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

_____

_____

_____

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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

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

Option Three (3) ☐ **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

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

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

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

Delivered: FGCC Case No. 2025-083319 - Administrative Complaint
postmaster@outlook.com
Sent Wed 1/7/2026 1:45 PM
To Maya Williams

You don't often get email from postmaster@outlook.com. Learn why this is important

Your message has been delivered to the following recipients:

xoxoloveannie@outlook.com (xoxoloveannie@outlook.com)

Subject: FGCC Case No. 2025-083319 - Administrative Complaint

Lic Type	**1022 - Pari-Mutuel General Individual Occupational**			Status	**90 Closed**	Status Date	**11/25/2025**
Complaint #	**2025083319**	Case Type	**CMP - Complaint**	Disposition		Disposition Date	
Docket#		Respondent	**LEDEZMA, ANA LILLIAM**	Responsible	**bjones - JONES, BRADFORD**		**Private Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**CNSM - Consumer**	Security Level	**1**
Form	**PCOM - PMW Complaint**	Priority	
Class'n	**CHIS - Criminal History**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**11/04/2025**
Region	**CR - Central Region**	Received	**11/18/2025**
Reference	**550.105(5)(b)(d)(10)(d)**		
Entered	**11/19/2025**	Entered By	**jhodge**
Summary	**950 - OCALA BREEDERS' SALES COMPANY, INC - 550.105(5)(b)(d)(10)(d) - Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines ---- Licensee Ana Lilliam LEDEZMA, a food service employee at Ocala Bets, and who holds a PMW General Individual Occupational License (Lic# 11127498 / 1022), was convicted on November 4, 2025, for Possession of Cocaine (3rd Degree Felony) in Marion County, Florida. In addition, LEDEZMA failed to notify the Commission of her subsequent verdict of Adjudication Withheld as required by Florida Statutes noted above.**		
Updated	**11/25/2025 21:53:56**	By	**jhodge**

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

Change | Save | OK | Cancel | Back

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Florida Gaming Control Commission

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

Alana Zimmer, Executive Director **Ron DeSantis,** Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complaint:	Case Number:
PMW	**Central**	**November 18, 2025**	**2025 08 3319**

RESPONDENT:	COMPLAINANT:
LEDEZMA, ANA LILLIAM **1310 NE 33RD AVENUE APT. E** **OCALA, FLORIDA 34470** **TEL (310) 848-0120**	**DIVISION OF PARI-MUTUEL WAGERING** **OFFICE OF INVESTIGATIONS** **1400 WEST COMMERCIAL BOULEVARD, SUITE 165** **FT. LAUDERDALE, FLORIDA 33309**

License # and Type:	Profession:	Report Date:
11127498 - 1022	**FOOD SERVICE**	**November 25, 2025**

Period of Investigation:	Type of Report:
November 18, 2025 – November 25, 2025	**FINAL**

Alleged Violation(s): 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines — (5)(b) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks and frontons. In addition, the division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

(d) For purposes of this subsection, the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.

(10) (d) Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Synopsis: Licensee Ana Lilliam **LEDEZMA**, a food service employee at Ocala Bets, who holds PMW General Individual Occupational License (Lic# 11127498 / 1022), was convicted on November 4, 2025, for Possession of Cocaine (3rd Degree Felony) in Marion County, Florida. In addition, **LEDEZMA** failed to notify the Commission of her subsequent verdict of Adjudication Withheld as required by Florida Statutes noted above.

Related Case(s):

Investigation Manager / Date:	Chief of Investigations / Date
/s/ C. Derek Washington C. Derek Washington / November 25, 2025	Bradford D. Jones / November 25, 2025

CONTINUATION

On June 9, 2025, the Division received an Applicant Hit Notification from the Florida Department of Law Enforcement (FDLE). The notification indicated that **LEDEZMA** had been arrested by the Marion County Sheriff's Office on the same date for the following offenses **(Exhibit #1)**:

1. Possession of Cocaine (3rd Degree Felony).
2. DUI Impairment or Dubal[1] 1 Prior Conviction (2nd Degree Misdemeanor)

According to the Police Report from the Marion County Sheriff's Office, the following details were noted:

- On June 9, 2025, at approximately 0230 hours, officers located **LEDEZMA** passed out behind the wheel of a vehicle stopped in the roadway. Upon contact, the **LEDEZMA** showed signs of impairment, including difficulty maintaining balance on flat pavement, bloodshot and glassy eyes, slurred speech, and a strong odor of alcohol. She declined to participate in field sobriety exercises and was placed under arrest for suspicion of DUI. A search incident to the arrest revealed a small baggie containing a white powdery substance that field-tested positive for cocaine in her purse. **LEDEZMA** was transported to the Marion County Jail, where she provided breath samples of 0.181 and 0.196 **(Exhibit #1).**

A records search through the Florida Comprehensive Case Information System (CCIS) for Marion County (Case #25CF002271AX) revealed that **LEDEZMA** entered a plea of Nolo Contendere to both charges. On November 4, 2025, she was adjudicated guilty on the DUI charge and sentenced to 30 days in County Jail, 12 months' Probation, revocation of her Driver's License for 1 year, use of an Ignition Interlock Device for 2 years, and 80 hours of Community Service following Impoundment of her vehicle for 10 days[2]. Adjudication was withheld on the Possession of Cocaine (3rd-Degree Felony) charge with **LEDEZMA** sentenced to 24 months an additional of probation and ordered to pay $3,964.25 in fines and court costs of which $3,939. 00 remains unpaid **(Exhibit #2)**.

Direct contact with Ms. **LEDEZMA** was not attempted as she has been in the custody of the Marion County Sheriff's Office since her November 4, 2025, sentencing. Her current expected release date is December 2, 2025 **(Exhibit #2).**

A review of the VERSA Licensing database showed that **LEDEZMA** obtained her PMW General Individual Occupational License on April 30, 2024, to work as a Food Service employee at Ocala Bets. The license is scheduled to expire on June 30, 2026. PMW Operations Review Specialist Holly Chaires issued an Enforcement Alert on September 24, 2025, regarding the above-noted arrest. (**Exhibit #3)**

Conclusion: **LEDEZMA** has violated Florida State Statutes 550.105 (5)(b)(d) & (10)(d). This violation arises from her arrest and subsequent conviction for the noted charges, as well as her failure to notify the Commission of this event.

Status: Closed by Investigations and forwarded to Legal for review.

CONTINUATION

[1] Driving with an Unlawful Blood/Breath Alcohol Level.
[2] LEDEZMA was also ordered to complete substance abuse and treatment programs.

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Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

PMW Occupational License Applicant Hit/Open Case Routing Slip

RE: **Ledezma, Ana Lilliam** **LICENSE NO:** **11127498**
(LICENSEE NAME)

APPLICANT HIT/OPEN CASE RECEIVED: 06/09/2025
(DATE)

AH	**950 - Ocala Breeders**	**FOOD - Food Service**
Applicant Hit ORS	**Facility (d/b/a name)**	**Occupation/Job Title**

Pursuant to Section 550.105(5)(a) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Section Review
Did the applicant self-report this conviction? ☐ Yes ☒ No
Conviction
☒ Felony
☐ Misdemeanor – Gambling Related/Bookmaking
☐ Animal Cruelty (Previous)
Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any racing jurisdiction? Yes ☐ No ☒
☐ Cardroom Licenses, Professions 1012 (Fraud, Larceny, Theft, etc.)
☐ Other:
Comments: **Marion County, Florida (Case #: 422025CF002271CFAXMX)** Charge 1: 06/09/2025 – Possession of Cocaine **(F-3) – Adjudication Withheld** Charge 2: 06/09/2025 – DUI Impairment or DUBAL 1 Prior Conviction **(M-2) – Adjudication Withheld**
☐ Referred to Investigations Initials: AH Date: 11/18/2025

License Administrator Review:	☐ **No Referral Required**	☑ **Forward to Investigations**	**Initials:** CH 11/18/2025

EXHIBIT #1
PAGE 1/6

ORIGINAL

ARREST AFFIDAVIT/FIRST APPEARANCE FORM
OCALA POLICE DEPARTMENT

OBTS # 4203243140 Agency ORI # FL 042 0100

Court Case Number: 25CF-2271 W

Felony ☒ Misdemeanor ☒ County or Municipal Ordinance ☐ Traffic ☐ Juvenile ☐ Warrant ☐ CAPIAS ☐

Agency Case Number: 202500086583

Defendant's Name: Last	First	Middle	DOB	SEX	RACE	HGT	WGT	HAIR	EYES
Ledezma	Aua	Liliam	[redacted]	F	H	500	125	BLK	GRN

Mailing Address: ST/P.O. Box: 1310 NE 33rd Ave. APT. E

Scars-Marks-Tattoos-Amputations (describe each):

St. Add. (if different): Street: Ocala, Florida 34470 City State Zip

Phone: Res. ( )

Place of Birth: Nicaragua

Alias:

Place of Employment: Unk

Phone: Bus ( )

Occupation:

Social Security Number: [redacted]

Diver Lic. No. [redacted] State: Florida

Vehicle Towed By: Fisher's Towing

Hold on Vehicle: Yes ☐ No ☒ Agency:

Arrest Date: 06/09/2025 Mo. Day. Year

Arrest Time: 02:47

Arrest Location: W Silver Springs Blvd/N Pine Ave

Juvenile Diversion Non-Obstruction Tracking: (Select one)

25 JUN 10 AM 8:57 CCC-CASE INTAKE

U.S. Citizen: Y ☒ N ☐ U ☐ N/A ☐

Residence Type: 1. City ☒ 2. County ☐ 3. Florida ☐ 4. Out-of-Florida ☐

Activity: F Forgery, O Counterfeit, A Fraud, X Stolen Property, T Traffic, P Possess, S Sell, B Buy, R Smuggle, D Deliver, U Use, M Manufacture/Produce/Cultivate, Z Other, P Dispense/Distribute, N N/A

Type: A Amphetamine, B Barbiturate, C Cocaine, H Hallucinogen, M Marijuana, O Opium/Deriv, P Heroin, U Unknown, F Paraphernalia Equipment, S Synthetic, Z Other, N N/A

CHARGE	Description	Counts	Activity	Type	NCIC	CJIS	Statute	Bond Amount	In Accordance to Bond Schedule
A	Possession of a Controlled Substance (Cocaine)	1	P	C			893.13(6)(a)	$2500	Y ☒ N ☐
B	Driving While Under The Influence of Alcohol w/ a BAC of .08 or Higher	1	N	N			316.193(1)	$1000	Y ☒ N ☐
C									Y ☐ N ☐
D									Y ☐ N ☐
E									Y ☐ N ☐

Indication of: Alcohol Influence Y ☒ N ☐ Unk ☐; Drug Influence Y ☐ N ☐ Unk ☒

Weapon Seized/Type: Y ☐ N ☒

Juvenile Disposition: 1. Handled/Processed Within Dept. and Released ☐ 2. Turned Over to HRS/CYF ☐ 3. Incarcerated (County Jail) ☐

JAIL LOG: (To be completed by booking Officer)

Jail Inmate Number:

Date Booked: 6/9/25 Time Booked: 0615 AM PM Booking Officer: 6361 Fingerprinted By: 5875 Photographed By: 5875 Bin Number:

Advised of Rights By: 5875 Check for Warrant(s) NCIC FCIC Local Holds Yes ☐ No ☐ Agency of Hold:

Attorney (if known): Religion: N/A Marital Status: S ☐ M ☐ D ☐ Sep ☐ Telephone call logged Time AM PM ( )

Next of Kin/PARENTS OF JUVENILE (for emergency): Lillian Cunningham Relation: Mother Address: Phone: 754 330-9377

Date	Returnable Court Date	Returnable Court Time	Release Date	Release Time	Releasing Officer
/ /		AM PM	/ /	AM PM	

BOND, Charge A	Charge B	Charge C	Charge D	Charge E

NAME AND ADDRESS OF BONDSMAN:

Bond Type: ROR ☐ SURETY ☐ Cash ☐ Bail Bond ☐ Cert ☐ Other ☐

Approving Officer Signature

OPD Form 020A - Rev. 4pr. 2020

2100933

EXHIBIT #1
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ORIGINAL

Complaint/Arrest Affidavit Continuation			Court Case No.	Agency Case No. 202500086583
Defendant Name:	Last	First	Middle	Date of Birth
		Ledezma Ana Liliam		02/05/85

PROBABLE CAUSE AFFIDAVIT: (specify probable cause for each charge)

Before Me, the undersigned authority personally appeared TERRY A. BRISCOE who being duly sworn, alleges, on the information and belief, that on the 9th day of June 2025, Marion County, Florida, the defendant did:

Willfully and unlawfully committed the listed offense(s) to wit:

On June 9th, 2025 at approximately 02:30 hours I responded to the area of W Silver Springs Blvd/N Pine Ave. in reference to a possible drunk driver.

Upon arrival, I made contact with Ofc. Arango who advised he had observed a gold 2016 Chevrolet Equinox bearing Florida tag# [redacted] stopped in the roadway south bound on S. Pine Ave. at the intersection of SR40. The defendant was observed by Ofc. Arango to be passed out behind the wheel.

I made contact with the defendant who I observed to be challenged to maintain her balance while standing on flat pavement. I advised the defendant that I was conducting a criminal investigation for driving under the influence, to which she acknowledged she understood. I then read the defendant her Miranda Rights, of which she acknowledged she understood.

I asked the defendant if she was willing to participate in field sobriety exercises, which she declined. As I observed the defendant, her eyes appeared bloodshot and glassy and she slurred her words as she spoke. As the defendant spoke, I could smell the strong odor of alcohol on her breath.

Because of my observations, I advised the defendant she was being placed under arrest for suspicion of driving a motor vehicle while under the influence of alcohol.

The defendant was searched by Ofc. Riddle and placed in my patrol vehicle.

A search of the vehicle incident to arrest revealed a small plastic baggie in the defendant's purse containing a white powdery substance which field tested presumptive positive for cocaine using a mobile detect drug kit.

I transported the defendant to Marion County Jail without incident. Upon arrival at the jail, The defendant agreed to provide a breath sample. The results of those samples are as follows:
Sample #1: 0.181
Sample #2: 0.196
The defendant was issued a DUI Citation #A2H6QPP for F.S.S. 316.193(1) - Driving while under the influence of alcohol with BAC .08 or higher
The defendant was also charged with F.S.S. 893.13(6)(a) - Possession of a Controlled Substance (Cocaine)

SWORN to and SUBSCRIBED before me
This 9th day of June, 2025.

6361
☐ Notary Public ☒ Certified Officer

#7430
AFFIANT

Ocala Police Department
ARRESTING AGENCY

OPD Form O20B - Rev. Apr. 2020

EXHIBIT #1
PAGE 6/6

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA, IN AND FOR MARION COUNTY

STATE OF FLORIDA CASE NO: 2025-CF-002271-A

vs.

ANA LILIAM LEDEZMA (A) U/U, [redacted]

INFORMATION

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

WILLIAM M. GLADSON, State Attorney for the Fifth Judicial Circuit of the State of Florida, in and for Marion County prosecuting for the State of Florida, by and through the undersigned Assistant State Attorney, in the said County, under oath, information makes that, in the County of Marion, and the State of Florida:

COUNT I: POSSESSION OF COCAINE- LESS THAN 28 GRAMS (F3)
893.13(6)(a) and 893.03(2)(a)4

ANA LILIAM LEDEZMA on or about June 9, 2025, did unlawfully and knowingly have in actual or constructive possession a controlled substance, to-wit: Cocaine, in violation of Florida Statute 893.13(6)(a) and 893.03(2)(a)4 .

COUNT II: DUI IMPAIRMENT OR DUBAL .15 OR ABOVE-1 PRIOR (MM)
316.193(1)(a) and 316.193(4)

ANA LILIAM LEDEZMA on or about June 9, 2025 did unlawfully drive or was in actual physical control of a vehicle within the State of Florida, while under the influence of an alcoholic beverage, any chemical substance set forth in s. 877.111, or any substance controlled under Chapter 893, when affected to the extent that normal faculties were impaired, or with a blood or breath alcohol level of 0.08 percent or higher, to wit:
0.15 percent or above, and having previously been convicted of the offense of Driving Under the Influence on January 24, 2004, in violation of Florida Statutes 316.193(1) and 316.193(4).

STATE OF FLORIDA, COUNTY OF MARION

Personally appeared before me, WILLIAM M. GLADSON, State Attorney for the Fifth Judicial Circuit, State of Florida, in and for Marion County, or his duly designated Assistant State Attorney, who first being sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged. Prosecution

EXHIBIT #2
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Arrest Affidavit / First Appearance Form

OBTS Number: 4203249316	Agency ORI: FL0420000	
Court Case Number: 25CF002271AX	Arrest Code:	Agency Case Number: 025086583
Name (LFM): Ledezma, Ana Lilian	DOB: [redacted]	
Mailing Address: 1310 NE 33RD Ave Ocala, FL, 34470	Scars Marks Tattoos:	
Street Address: 1310 NE 33RD AVE OCALA, FL, 34470	Phone:	POB:
	Alias:	
POE:	POE Phone:	SSN: [redacted]
	Occupation:	
	Veh Towed By:	Veh Hold:
DL Number:	Veh Hold Agency:	
Arrest Suffix:	Arrest Date: 11/04/25	Arrest Time: 1805
Arrest Location: MCJ	Citizen: YES	Residence: FLORIDA

MCCC-CASE INTAKE 2025 NOV - [illegible] AM [illegible]

CHARGES

DESCRIPTION	Counts	Activity	Type	NCIC	CIS	Statute	Bond Amount	Bond Sched
316.193.1A DUI Impairment or Dubal 1 Prior Conviction	2	80 Comm Service Hours DUI Impoundment for 10 DYS				00.00		
		Probation Reporting for 12 MOS DL Susp Revocation for 1YR						
		DL Restrict Ignition interlock 2YR CTS 1 DYS / max confinement 30 DYS						
893.13.6A Possession of Cocaine	1	Probation Reporting for 24 MOS				00.00		

Indication of: Alcohol: Drug:	Weapon Seized:	Juvenile Disposition:
Jail Log: (To be completed by booking officer)		Jail Inmate #:
Date Booked: 11/04/25	Time Booked: 1805	Booking Officer: 700	Fingerprinted By: 6734
Photographed By: 6734	Bin Number:	Advised of Rights By: Advised
Check for Warrants: ☑ NCIC ☑ PCIC ☑ Local	Holds: ☐ Yes ☐ No	Agency of Hold:
Attorney (if known): —	Religion: N/A	Maritial Status: ☐ S ☐ M ☐ D ☑ Sep
Telephone call logged: Time AM PM # ( ) Allowed		
Next Of Kin: N/A	Relation: —	Relation Phone: —
Relation Address:		
Bond Date:	Returnable Court Date:	Returnable Court Time:	Release Date:
Release Time: AM/PM	Releasing Officer:	Bond, Charge A:	Charge B:
Charge C:	Charge D:	Charge E:	Bond Type: ☐ ROR ☐ SURETY ☐ CASH ☐ BAIL BOND ☐ CERT ☐ Other
Name Address of Bondsman:		

Approving Officer Signature: _____

EXHIBIT #2
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Jail

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA
vs.
ANA LILIAM LEDEZMA
DOB: [redacted]
RACE: Hispanic
GENDER: Female

Case Number: 25CF002271AX
Agency Case Number: O25086583

COURT MINUTES

Judge: PETER M BRIGHAM
State Attorney:
Defense Attorney: KEVIN UNGER

Event Date: 11/04/2025
Hearing Type: PRETRIAL CONF
Defendant Present with Attorney

Arrest Data:

Date:	Booking #:	Agency Case #:	OBTS #:
06/09/2025	O25086583	O25086583	4203243740

1	893.13.6A	POSSESSION OF COCAINE	Felony Third Degree	06/09/2025
2	316.193.1A	DUI IMPAIRMENT OR DUBAL 1 PRIOR CONVICTION	Misdemeanor Second Degree	06/09/2025

PROSECUTOR PHASE:	COURT PHASE/PLEA/DISPOSITION:
	CNT: 1 Action: ADJ W/H BY JUDGE on 11/04/2025 Plea: Nolo-Contendere Trial: None CNT: 2 Action: ADJ GUILTY CONVICTED on 11/04/2025 Plea: Nolo-Contendere Trial: None

SENTENCE/PROVISIONS/ADDITIONAL SENTENCE NOTES:
CNT: 2 80 Community Service Hours DUI Impoundment for 10 days CNT: 1 PROBATION REPORTING FOR 24 MOS CNT: 2 PROBATION REPORTING FOR 12 MOS CNT: 2 DL SUSP Revocation FOR 1 YRS CNT: 2 DL RESTRICT Ignition Interlock FOR 2 YRS CNT: 2 CREDIT TIME SERVED FOR 1 DYS

MCCC-CASE INTAKE
2025 NOV -5 AM 9:17

*Copies to SAO/Probation/MCJ _____
*NCOP – Not a Condition of Probation

CNT: 2 MAX CONFINEMENT County Jail FOR 30 DYS

MONETARY OBLIGATIONS:

Date	Amount	Description	Balance
11/04/2025	150.00	COSTS OF PROSECUTION	150.00
11/04/2025	325.00	FELONY COURT COSTS	325.00
11/04/2025	15.00	DRUG/ALCOHOL VIOLATION COSTS	15.00
11/04/2025	93.00	CIRCUIT CRIM PER COUNT COSTS-WITHHOLD	93.00
11/04/2025	3000.00	DUI FINE B	3000.00
11/04/2025	135.00	DUI/BUI ADDITIONAL COURT COSTS $135	135.00
11/04/2025	100.00	5% SURCHARGE DUI	100.00
11/04/2025	93.00	CRIMINAL TRAFFIC PER COUNT COSTS	93.00
11/04/2025	13.00	RECORDING FEE-CHARGE COST FEE PAGE CF	13.00
11/04/2025	15.00	MARION COUNTY SUBSTANCE ABUSE TF	15.00
08/12/2025	9.00	COPY FEE CF **PREVIOUSLY ORDERED**	0.00
08/12/2025	16.25	DL TRANSCRIPT 7 YEARS **PREVIOUSLY ORDERED**	0.00

DOCKETS:

SNT: VICTIM IMPACT PANEL
DEFENDANT CANNOT POSSESS OR CONSUME ALCOHOL, ILLEGAL DRUGS OR MEDICATION WITHOUT A VALID PRESCRIPTION
DEFENDANT IS TO REPORT TO PROBATION AND THE COURT COMPLIANCE AND PAYMENT PLAN DEPARTMENT
COURT HAS NO OBJECTION TO THE DEFENDANT OBTAINING A HARDSHIP LICENSE-BUSINESS PURPOSE LICENSE
SNT: VEHICLE IMPOUNDED-10 DAYS
FINE/COSTS TO BE PAID TO THE MARION COUNTY CLERK'S OFFICE
DEFENDANT IS TO COMPLETE 80 HOURS COMMUNITY SERVICE TO BEGIN IN JANUARY 2026
SNT: SAEC/DUI SCHOOL
RANDOM DRUG & ALCOHOL SCREENS AT OWN EXPENSE
DEFENDANT IS TO COMPLETE A SUBSTANCE ABUSE EVALUATION AND SUCCESSFULLY COMPLETE ANY RECOMMENDED TREATMENT ON THE FIRST ATTEMPT AT DEFENDANT'S EXPENSE. EVALUATION TO BE COMPLETED WITHIN
DEFENDANT REMANDED TO MARION COUNTY JAIL
SNT: ALCOHOL AND DRUG EVAL & COUNSELING- MUST COMPLETE ANY

RECOMMENDED TREATMENT MUST BEGIN WITHIN 60 DAYS
SNT: YOUIMPACT
PROBATION/COMMUNITY CONTROL IS TO RUN CONSECUTIVE TO INCARCERATION
THE DEFENDANT SHALL TRAVEL FOR WORK PURPOSES.

FTA/BOND:

SURETY BOND AS51551087 issued by A-1 BAIL BONDS is RELEASED for $2500.00.
SURETY BOND AS51551088 issued by A-1 BAIL BONDS is RELEASED for $1000.00.

I HEREBY ACKNOWLEDGE receipt of a copy of this form and understand that I must comply with all applicable conditions noted above.

Filed in open court on November 04, 2025.

_____
Deputy Clerk

_____
Defendant's Signature

1310 NE 33RD AVE APT E
OCALA, FL 34470
Mailing Address

EXHIBIT #2
PAGE 5/16

instituted in good faith and subscribed under oath, certifying he or she has received testimony under oath from the material witness or witnesses of the offense.

WILLIAM M. GLADSON
State Attorney

MEREDITH ELIZABETH POISSON
Assistant State Attorney
Fifth Judicial Circuit of Florida
Florida Bar No. 0092969

Sworn to and subscribed before me this 19 day of June, 2025.

Affiant Personally Known to Notary Public

SALENA A. MCLYNN
Commission # HH 457372
Expires October 23, 2027

FCIC REFERENCE NUMBERS:
1) POSSESSION OF COCAINE- LESS THAN 28 GRAMS 3532
2) DUI IMPAIRMENT OR DUBAL .15 OR ABOVE-1 PRIOR 5407

EXHIBIT #2
PAGE 6/16

STATE OF FLORIDA
IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR MARION COUNTY FLORIDA

STATE OF FLORIDA,
-vs-
ANA LILIAM LEDEZMA
Defendant.

UCN: 422025CF002271CFAXMX
Case Number: 25CF002271AX
OBTS#: 4203243740
4203249316

Judgment

☐ RESENTENCE ☐ RETRIAL
☐ PROBATION VIOLATOR/COMMUNITY CONTROL VIOLATOR
☐ The PRIOR ADJUDICATION OF GUILT IN THIS CASE IS CONFIRMED and no cause having been shown why the defendant should not be adjudicated guilty.
☐ And being a qualified offender pursuant to section 943.325, Florida Statutes, the defendant shall be required to submit DNA Samples as required by law.

The defendant ANA LILIAM LEDEZMA being personally before the court represented by KEVIN UNGER, the attorney of record .

CNT #	CHARGE		LVL DGR
1	893.13.6A	Having entered a plea of Nolo-Contendere to the following crime(s): POSSESSION OF COCAINE It is ordered that Adjudication of Guilt be Withheld.	Felony Third Degree
2	316.193.1A	Having entered a plea of Nolo-Contendere to the following crime(s): DUI IMPAIRMENT OR DUBAL 1 PRIOR CONVICTION It is ordered that the defendant is hereby Adjudicated Guilty of the above crime(s).	Misdemeanor Second Degree

State of Florida

25CF2271
Case Number

vs

Ana Ledezma
Defendant

FINGERPRINTS OF DEFENDANT

[redacted]

Defendant's Signature

[redacted]
Defendant's Date of Birth

Ana Ledezma
Print Name of Defendant

I HEREBY CERTIFY that the above and foregoing fingerprints are the fingerprints of the Defendant, Ana Ledezma, and that they were placed thereon by said Defendant in my presence this 4 day of November, 20 25.

Fingerprints taken by:

Bill Schmeider
Name and Title of Court Officer, Court Employee, or Criminal Justice Agency Employee.

Bill Schmeider
Signature

08/2021

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA Case Number: 422025CF002271CFAXMX

vs.

ANA LILIAM LEDEZMA

CHARGES/COSTS/FEES

The Defendant is hereby ordered to pay the following:

Fine(s) and Fine Surcharges Ordered Per Count

$3,000.00 Dui Fine B-Pursuant to 775.083 as to Count 2
$100.00 5% Surcharge Dui-Pursuant to 938.04 as to Count 2

Mandatory Costs per Case in All Cases

$325.00 Felony Court Costs-$50.00 to Crimes Compensation Trust Fund pursuant to 938.03, $225.00 to Additional Court Costs pursuant to 938.05, and $50.00 to Crime Prevention pursuant to 775.083(2)

Costs Ordered by Court per Count

$93.00 Circuit Crim Per Count Costs-Withhold-$3.00 per Section 938.01 (Criminal Justice Clearing Trust Fund, $20.00 pursuant to Section 938.06 for Crimestoppers Trust Fund, $2.00 pursuant to Section 938.15 and Marion County Ordinance Sec. 1-10.1 for Criminal Justice Education for Local Government, $3.00 pursuant to Section 938.19 and Marion County Ordinance Sec. 1-10.1 for Teen Court, and $65.00 pursuant to Section 939.185 and Marion County Ordinance Sec. 1-10.3 for Additional Court Costs for County Programs

$93.00 Criminal Traffic Per Count Costs-$3.00 per Section 938.01 (Criminal Justice Clearing Trust Fund, $20.00 pursuant to Section 938.06 for Crimestoppers Trust Fund, $2.00 pursuant to Section 938.15 and Marion County Ordinance Sec. 1-10.1 for Criminal Justice Education for Local Government, $3.00 pursuant to Section 938.19 and Marion County Ordinance Sec. 1-10.1 for Teen Court, and $65.00 pursuant to Section 939.185 and Marion County Ordinance Sec. 1-10.3 for Additional Court Costs for County Programs

Mandatory Costs for Driving or Boating Under the Influence

$135.00 Dui/Bui Additional Court Costs $135-Pursuant to 938.07 ($25.00 to Emergency Medical Services Trust Fund, $50.00 to Criminal Justice Standards and Training Trust Fund, and $60.00 to Brain and Spinal Cord Injury Rehabilitation Trust Fund

Mandatory Surcharges for Specific Types of Cases Per Count

$15.00 Drug/Alcohol Violation Costs-Pursuant to 938.13 (County Alcohol and Other Drug Treatment Program Trust Fund

$15.00 Marion County Substance Abuse Tf-As ordered by the court, pursuant to 938.21 and Marion County Ordinance Sec 2.22

Discretionary Costs per Case in Specific Types of Cases

$150.00 Costs Of Prosecution-Pursuant to 938.27(8) (Prosecution/Investigation Costs per case)

Other

$13.00 Recording Fee-Charge Cost Fee Page Cf-Pursuant to 28.24 and 939.185

DONE AND ORDERED in open court at Ocala, Marion County, Florida on November 04, 2025.

PETER M. BRIGHAM
CIRCUIT JUDGE

EXHIBIT #2
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MARION COUNTY SHERIFF'S OFFICE

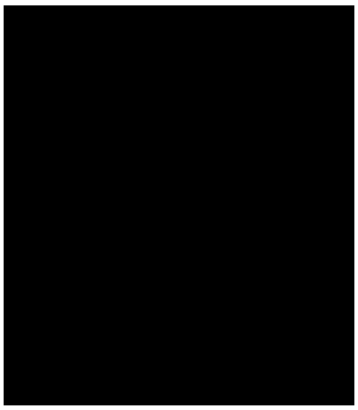
Inmate Information For:

Inmate Id #	Booking #	Booking Date	Release Date
A0278022	2500010328	11/04/2025 17:13	12/01/2025 09:00

Last Name	First Name	Middle Name	Suffix
LEDEZMA	ANA	LILIAM	

City	ST	Zip Code
OCALA	FL	34470

Age	Race	Sex	Height	Weight	Hair	Eyes
40	W	F	500	125	BRO	GRN



Return to Search Page

Charge Information

Charge #	**3**	**Violation Code**	00.00	**Violation Description**	REMAND OR COMMIT NO CCH	**Violation Level**	N
Violation Description 2	REMAND: POSSESSION OF COCAINE						
Agency Case #	O25086583			**End Of Sentence Date**			
Bond Amount	$0.00	**Cleared Type**	PROB	**Next Court Date**			
Charge #	**2**	**Violation Code**	00.00	**Violation Description**	REMAND OR COMMIT NO CCH	**Violation Level**	N
Violation Description 2	REMAND: DUI IMPAIRMENT OR DUBAL 1 PRIOR CONVICTION						
Agency Case #	O25086583			**End Of Sentence Date**	12/2/2025 12:00:00 AM		
Bond Amount	$0.00	**Cleared Type**		**Next Court Date**			

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EXHIBIT #2
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STATE OF FLORIDA

-VS-

ANA LILIAM LEDEZMA
Defendant

Local Jurisdiction Identification Number:

IN THE FIFTH JUDICIAL CIRCUIT COURT, IN AND FOR MARION COUNTY

CASE NUMBER **25CF002271AX**

DC NUMBER **W62915 / CSEN / 05-0**

MCCC - CRIMINAL
NOV 14 '25 PM2:33

ORDER OF PROBATION

This cause coming before the Court to be heard, and you, the defendant, being now present before the court, and you having

- ☐ entered a plea of guilty to
- ☒ **entered a plea of nolo contendere to**
- ☐ been found guilty by jury verdict of
- ☐ been found guilty by the court trying the case without a jury of

Count 1 **POSSESSION OF COCAINE**

Count 2 **DUI IMPAIRMENT OR DUBAL 1 PRIOR CONVICTION**

SECTION 1: JUDGMENT OF GUILT

☒ **The court hereby adjudges you to be guilty of the above offense(s).**

Now, therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld and that you be placed on Probation for a period of (SEE SECTION 3) under the supervision of the Department of Corrections, subject to Florida law.

SECTION 2: ORDER WITHHOLDING ADJUDICATION

☐ Now, therefore, it is ordered and adjudged that the adjudication of guilt is hereby withheld and that you be placed on Probation for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.

SECTION 3: INCARCERATION DURING PORTION OF SUPERVISION SENTENCE

It is hereby ordered and adjudged that you be:

☐ committed to the Department of Corrections
for a term of _____ prison with credit for _____ jail time, followed by Probation for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.
or

☒ **confined in the County Jail**
for a term of 30 DAYS with credit for 0 DAYS jail time. After you have served THE BALANCE of the term, you shall be placed on Probation for a period of 24 MONTHS AS TO COUNT 1 AND 12 MONTHS AS TO COUNT 2 (CONCURRENT AS TO EACH COUNT) under the supervision of the Department of Corrections, subject to Florida law.
or

☐ confined in the County Jail
for a term of 30 with credit for _____ jail time, as a special condition of supervision.

EXHIBIT #2
PAGE 11/16

IT IS FURTHER ORDERED that you shall comply with the following standard conditions of supervision as provided by Florida law:

(1) You will report to the probation officer as directed.

(2) You will permit the probation officer to visit him or her at his or her home or elsewhere.

(3) You will work faithfully at suitable employment insofar as may be possible.

(4) You will remain within a specified place.

(5) You will live without violating any law. A conviction in a court of law is not necessary for such a violation of law to constitute a violation of probation, community control, or any other form of court-ordered supervision.

(6) You will make reparation or restitution to the following aggrieved party(s) for the damage or loss caused by his or her offense in an amount to be determined by the court. The court shall make such reparation or restitution a condition of probation, unless it determines that clear and compelling reasons exist to the contrary. If the court does not order restitution, or orders restitution of only a portion of the damages, as provided in s. 775.089, it shall state on the record in detail the reasons therefor: NAME: _____ TOTAL AMOUNT: $_____

(7) If you have an applicable offense(s) committed on or after July 1, 1994, you will make payment owed to any county or municipal detention facility under s. 951.032 for medical care, treatment, hospitalization, or transportation received while in that detention facility, in the amount . The court, in determining whether to order such repayment and the amount of the repayment, shall consider the amount of the debt, whether there was any fault of the institution for the medical expenses incurred, the financial resources of the felony probationer, the present and potential future financial needs and earning ability of the probationer, and dependents, and other appropriate factors.
NAME: _____ TOTAL AMOUNT: $_____

(8) You will support his or her legal dependents to the best of his or her ability.

(9) You will make payment of the debt due and owing to the state under s. 960.17, subject to modification based on change of circumstances.
NAME: _____ TOTAL AMOUNT: $_____

(10) You will pay any application fee assessed under s. 27.52(1)(b) and attorney's fees and costs assessed under s. 938.29, subject to modification based on change of
circumstances. NAME: _____ TOTAL AMOUNT: $_____

(11) You will not associate with persons engaged in criminal activities.

(12) You will submit to random testing as directed by the probation officer or the professional staff of the treatment center where he or she is receiving treatment to determine the presence or use of alcohol or controlled substances.

(13) You will submit to random substance abuse testing intermittently throughout the term of supervision, if the offense was a controlled substance violation and the period of probation immediately follows a period of incarceration in the state correctional system, upon the direction of the probation officer.

(14) You will be prohibited from possessing, carrying, or owning any Firearm or Weapon without first procuring the consent of the probation officer.

(15) You will be prohibited from using intoxicants to excess or possessing any drugs or narcotics unless prescribed by a physician, an advanced practice registered nurse, or a physician assistant. The probationer or community controllee may not knowingly visit places where intoxicants, drugs, or other dangerous substances are unlawfully sold, dispensed, or used.

(16) You will submit to the drawing of blood or other biological specimens as prescribed in ss. 943.325 and 948.014 and reimburse the appropriate agency for the costs of drawing and transmitting the blood or other biological specimens to the Department of Law Enforcement.

(17) The enumeration of specific kinds of terms and conditions does not prevent the court from adding thereto such other or others as it considers proper. However, the sentencing court may only impose a condition of supervision allowing an offender convicted of s. 794.011, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145 to reside in another state if the order stipulates that it is contingent upon the approval of the receiving state interstate compact authority. The court may rescind or modify at any time the terms and conditions theretofore imposed by it upon the probationer. However, if the court withholds adjudication of guilt or imposes a period of incarceration as a condition of probation, the period may not exceed 364 days, and incarceration shall be restricted to either a county facility, or a probation and restitution center under the jurisdiction of the Department of Corrections.

STATUTORY CONDITIONS

1. You will pay the State of Florida the amount of **$50.00** per month, as well as 4% surcharge, toward the cost of your supervision in accordance with s. 948.09, F.S., unless otherwise exempted in compliance with Florida Statutes.

2. You shall pay a $2-per month surcharge to the Department of Corrections after full amount of any monthly payment required by the established written plan has been collected by the department.

SPECIAL CONDITIONS

☒ **1. You must undergo a Drug and Alcohol evaluation and, if treatment is deemed necessary, you must successfully complete the treatment and be responsible for the payment of any costs incurred while receiving said evaluation and treatment, unless waived by the court.**
Additional instructions ordered: SNT: MUST BEGIN WITHIN 60 DAYS

☒ **3. You will be required to pay for drug testing unless exempt by the court.**

☒ **6. You will submit to urinalysis testing on a RANDOM basis to determine the presence of alcohol or illegal drugs. You will be required to pay for the tests unless exempt by the court.**

☒ **8. You will successfully complete 80 hours of community service at a rate of ____, at a work site approved by your officer.**
Additional instructions ordered: TO BEGIN IN JANUARY 2026.

☒ **22. Pay $1 per month during the term of probation or community control to supplement rehabilitative efforts through First Step Funds, pursuant to s. 948.039(2), F.S.**

☒ **26. Other: SNT: VEHICLE IMPOUNDED – 10 DAYS**

☒ **27. Other: DL SUSP REVOCATION FOR 1 YRS**

☒ **28. Other: DL RESTRICT IGNITION INTERLOCK FOR 2 YRS**

☒ **29. Other: SNT: VICTIM IMPACT PANEL**

☒ **30. Other: DEFENDANT CANNOT POSSESS OR CONSUME ALCOHOL, ILLEGAL DRUGS OR MEDICATION WITHOUT A VALID PRESCRIPTION.**

☒ **31. Other: COURT HAS NO OBJECTION TO THE DEFENDANT OBTAINING A HARDSHIP LICENSE-BUSINESS PURPOSE LICENSE.**

☒ **32. Other: SNT: SAEC/DUI SCHOOL**

☒ **33. Other: SNT: YOUIMPACT**

☒ **34. Other: THE DEFENDANT SHALL TRAVEL FOR WORK PURPOSES.**

AND, IF PLACED ON DRUG OFFENDER PROBATION, YOU WILL COMPLY WITH THE FOLLOWING CONDITION OF SUPERVISION IN ADDITION TO THE STANDARD CONDITIONS LISTED ABOVE AND ANY OTHER SPECIAL CONDITIONS ORDERED BY THE COURT:

(1) You will participate in a specialized drug treatment program, either as an in-patient or out patient, as recommended by the treatment provider. You will attend all counseling sessions, submit to random urinalysis and, if an in-patient, you will comply with all operating rules, regulations and procedures of the treatment facility. You will pay for all costs associated with treatment and testing unless otherwise directed.
Additional instructions ordered: _____

☐(16) You will remain at your residence between _____ p.m. and _____ a.m. due to a curfew imposed, unless otherwise directed by the court.

☐(17) You will successfully complete a Post-adjudicatory treatment-based drug court program, as provided in s. 397.334(3), F.S.

AND, IF PLACED ON COMMUNITY CONTROL, YOU WILL COMPLY WITH THE FOLLOWING CONDITIONS, IN ADDITION TO THE STANDARD CONDITIONS LISTED ABOVE AND ANY OTHER SPECIAL CONDITIONS ORDERED BY THE COURT:

(15) You will report to your officer as directed, at least one time a week, unless you have written consent otherwise.

(16) You will remain confined to your approved residence except for one half hour before and after your approved employment, public service work, or any other special activities approved by your officer.

(17) You will maintain an hourly accounting of all your activities on a daily log, which you will submit to your officer on request.

(18) You will successfully complete ___ hours of community service at a rate of _____, at a work site approved by your officer. Additional instructions ordered: _____

(19) You will submit to electronic monitoring, follow the rules of electronic monitoring, and pay for the cost of the electronic monitoring service.

AND, IF PLACED ON PROBATION OR COMMUNITY CONTROL FOR A SEX OFFENSE PROVIDED IN CHAPTER 794, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145, COMMITTED ON OR AFTER OCTOBER 1, 1995, OR WHOSE CRIME WAS COMMITTED ON OR AFTER JULY 1, 2021, AND WHO ARE PLACED UNDER SUPERVISION FOR A VIOLATION OF S. 787.06(3)(b), (d), (f), OR (g), OR WHOSE CRIME WAS COMMITTED ON OR AFTER JULY 1, 2023, AND WHO ARE PLACED UNDER SUPERVISION FOR ATTEMPTING, SOLICITING, OR CONSPIRING TO COMMIT A VIOLATION OF s. 787.06(3)(b), (d), (f), OR (g); CHAPTER 794; s. 800.04; s. 827.071; s. 847.0135(5); OR s. 847.0145, YOU WILL COMPLY WITH THE FOLLOWING STANDARD SEX OFFENDER CONDITIONS, IN ADDITION TO THE STANDARD CONDITIONS LISTED ABOVE AND ANY OTHER SPECIAL CONDITIONS ORDERED BY THE COURT:

(15) A mandatory curfew from 10 p.m. to 6 a.m. The court may designate another 8-hour period if the offender's employment precludes the above specified time, and the alternative is recommended by the Department of Corrections. If the court determines that imposing a curfew would endanger the victim, the court may consider alternative sanctions.

(16) If the victim was under the age of 18, a prohibition on living within 1,000 feet of a school, child care facility, park, playground, or other place where children regularly congregate, as prescribed by the court. The 1,000-foot distance shall be measured in a straight line from the offender's place of residence to the nearest boundary line of the school, child care facility, park, playground, or other place where children congregate. The distance may not be measured by a pedestrian route or automobile route.

(17) Active participation in and successful completion of a sex offender treatment program with qualified practitioners specifically trained to treat sex offenders, at the offender's own expense. If a qualified practitioner is not available within a 50-mile radius of the offender's residence, the offender shall participate in other appropriate therapy.

(18) A prohibition on any contact with the victim, directly or indirectly, including through a third person, unless approved by the victim, a qualified practitioner in the sexual offender treatment program, and the sentencing court.

(19) If the victim was under the age of 18, a prohibition on contact with a child under the age of 18 except as provided in this paragraph. The court may approve supervised contact with a child under the age of 18 if the approval is based upon a recommendation for contact issued by a qualified practitioner who is basing the recommendation on a risk assessment. Further, the sex offender must be currently enrolled in or have successfully completed a sex offender therapy program. The court may not grant supervised contact with a child if the contact is not recommended by a qualified practitioner and may deny supervised contact with a child at any time.

(20) If the victim was under age 18, a prohibition on working for pay or as a volunteer at any place where children regularly congregate, including, but not limited to any school, child care facilities, park, playground, pet store, library, zoo, theme park, or mall.

EXHIBIT #2
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(21) Unless otherwise indicated in the treatment plan provided by a qualified practitioner in the sexual offender treatment program, a prohibition on viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material, including telephone, electronic media, computer programs, or computer services that are relevant to the offender's deviant behavior pattern.

(22) A requirement that the offender submit a DNA sample to the Florida Department of Law Enforcement to be registered with the DNA data bank.

(23) A requirement that the offender make restitution to the victim, as ordered by the court under s. 775.089, for all necessary medical and related professional services relating to physical, psychiatric, and psychological care.

(24) Submission to a warrantless search by the community control or probation officer of the offender's person, residence, or vehicle.

EFFECTIVE FOR PROBATIONER OR COMMUNITY CONTROLLEE WHOSE CRIME WAS COMMITTED ON OR AFTER OCTOBER 1, 1997, AND WHO IS PLACED ON COMMUNITY CONTROL OR SEX OFFENDER PROBATION FOR A VIOLATION OF_ CHAPTER 794, s. 800.04, s. 827.071, s.847.0135(5) or s. 847.0145, OR WHOSE CRIME WAS COMMITTED ON OR AFTER JULY 1, 2021, AND WHO IS PLACED ON COMMUNITY CONTROL OR SEX OFFENDER PROBATION FOR A VIOLATION OF S. 787.06(3)(b), (d), (f), OR (g), OR WHOSE CRIME WAS COMMITTED ON OR AFTER JULY 1, 2023, AND WHO IS PLACED ON COMMUNITY CONTROL OR SEX OFFENDER PROBATION FOR ATTEMPTING, SOLICITING, OR CONSPIRING TO COMMIT A VIOLATION OF S. 787.06(3)(b), (d), (f), OR (g); CHAPTER 794; s. 800.04; S. 827.071; s. 847.0135(5); OR s. 847.0145, IN ADDITION TO ANY OTHER PROVISION OF THIS SECTION, YOU MUST COMPLY WITH THE FOLLOWING CONDITIONS OF SUPERVISION:

(25) As part of a treatment program, participation at least annually in polygraph examinations to obtain information necessary for risk management and treatment and to reduce the sex offender's denial mechanisms. A polygraph examination must be conducted by a polygrapher who is a member of a national or state polygraph association and who is certified as a postconviction sex offender polygrapher, where available, and at the expense of the offender.

(26) Maintenance of a driving log and a prohibition against driving a motor vehicle alone without the prior approval of the supervising officer.

(27) A prohibition against obtaining or using a post office box without the prior approval of the supervising officer.

(28) If there was sexual contact, a submission to, at the offender's expense, an HIV test with the results to be released to the victim and/or the victim's parent or guardian.

(29) Electronic monitoring when deemed necessary by the probation officer and supervisor, and ordered by the court at the recommendation of the Department of Corrections. If you are placed on electronic monitoring, you must pay the department for the cost of the electronic monitoring service.

(30) **Effective for an offender whose crime was committed on or after July 1, 2005, and who are placed on supervision for violation of chapter 794, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145,** a prohibition on accessing the Internet or other computer services until a qualified practitioner in the offender's sex offender treatment program, after a risk assessment is completed, approves and implements a safety plan for the offender's accessing or using the Internet or other computer services.

(31) **Effective for offenders whose crime was committed on or after September 1, 2005**, there is hereby imposed, in addition to any other provision in this section, mandatory electronic monitoring as a condition of supervision for those who:

- Are placed on supervision for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older; or
- Are designated as a sexual predator pursuant to s. 775.21; or
- Has previously been convicted o f a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

(32) **Effective for offenders who are subject to supervision for a crime that was committed on or after May 26, 2010,** and who has been convicted at any time of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses listed in s. 943.0435(1)(h)1.a.(I), or a similar offense in another jurisdiction, against a victim who was under the age of 18 at the time of the offense; the following conditions are imposed in addition to all other conditions:

(a) A prohibition on visiting schools, child care facilities, parks, and playgrounds, without prior approval from the offender's supervising officer. The court may also designate additional locations to protect a victim. The prohibition ordered under this paragraph does not prohibit the offender from visiting a school, child care facility, park, or playground for the sole purpose of attending a religious service as defined in s. 775.0861 or picking up or dropping off the offender's children or grandchildren at a child care facility or school.

(b) A prohibition on distributing candy or other items to children on Halloween; wearing a Santa Claus costume, or other costume to appeal to children, on or preceding Christmas; wearing an Easter Bunny costume, or other costume to appeal to children, on or preceding Easter; entertaining at children's parties; or wearing a clown costume; without prior approval from the court.

(33) **Effective for offenders whose crime was committed on or after October 1, 2014,** and who is placed on probation or community control for a violation of chapter 794, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145, in addition to all other conditions imposed, is prohibited from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material unless otherwise indicated in the treatment plan provided by a qualified practitioner in the sexual offender treatment program. Visual or auditory material includes, but is not limited to, telephone, electronic media, computer programs, and computer services.

YOU ARE HEREBY PLACED ON NOTICE that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication of guilt was withheld, and impose any sentence that it might have imposed before placing you on probation or require you to serve the balance of the sentence.

IT IS FURTHER ORDERED that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liability. (This paragraph applies only if section 1 or section 2 is checked.)

IT IS FURTHER ORDERED that you pay:
Court Costs, Fees, and Fines, as imposed at sentencing, in the total amount of: $ 3939.00

Payments processed through the Department of Corrections will be assessed a 4% surcharge pursuant to s. 945.31, F.S.
Pursuant to s. 948.09, F.S., you will be assessed an amount of $2.00 per month for each month of supervision for the Training Trust Fund Surcharge.

☐ Court Costs/Fines Waived
☐ Court Costs/Fines in the amount of _____ converted to _____ community service hours
☐ Court Costs/Fines in the amount of _____ reduced to civil judgment.

SPECIFIC INSTRUCTIONS FOR PAYMENT: _____

IT IS FURTHER ORDERED that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on NOV 2025

NUNC PRO TUNC 11/12/2025

_____
PETER M BRIGHAM, Circuit Judge

I acknowledge receipt of a copy of this order and that the conditions have been explained to me and I agree to abide by them.

Date: _____

_____
Defendant

Instructed by: _____
Supervising Officer

EXHIBIT #2
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FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

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

VR Home > License Search > **License Home**

Licensee | History | Notes | Notes History | Back

License

Fed Tax # [redacted] Lic Type **1022 - PMW General Individual Occupational** Expires On **06/30/2026**

File # **104356** Name **Ledezma, Ana Lilliam** Extended To

License # **11127498** Rank **GIND - General Individual Occupational** Renewed On

Entity # **11127498** Lic Status **Current**

Address

Street # **1310** Street **NE 33RD AVE APT E**

Line 2

Line 3

City **OCALA** State **FL** Zip **34470**

Routing

Other

1st License Date **04/30/2024** Rank Date **04/30/2024** Certificate #

Method **I-S-1024** Status Date **04/30/2024** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	09/24/2025	APPLICANT HIT
C	FOOD - Food Service	04/16/2024	
I	TBRD - Thoroughbred	04/16/2024	
L	950 - Ocala Breeders	04/16/2024	
Y	3YR - 3 Year License		

Alt Keys

BEST LIC NBR **11127498**

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EXHIBIT #3
PAGE 1/3

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

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

VR Home > License Search > **Display Alerts**

Fed Tax #	[redacted]	Lic Type	**1022 - PMW General Individual Occupational**	Expires On	**06/30/2026**
File #	**104356**	Name	**Ledezma, Ana Lilliam**	Extended To	
License #	**11127498**	Rank	**GIND - General Individual Occupational**	Renewed On	
Entity #	**11127498**	Lic Status	**Current**		

Description	Effective	Notes
Enforcement Alert	09/24/2025	☑

OK

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EXHIBIT #3
PAGE 2/3

Modifier Type	**A - Alert**
Modifier	**ENFO - Alert**
Effective	**09/24/2025**
Expires	**-**
Additional Info :	
Prompt	
Value	**APPLICANT HIT**
Notes	**Applicant must list and provide docs for arrest on 6/9/25 in Marion Co, FL on renewal application.**
Updated	**09/24/2025 08:08:06**
By	**hchaires**

EXHIBIT #3
PAGE 3/3

ROUTING SLIP

CRIMINAL CONVICTION WHILE LICENSED

RE: LEDEZMA, ANA LILLIAM – 11127498 **Case No: 2025 08 3319**
(LICENSEE NAME – LICENSE #)

Ocala Bets	Food Service	☐ Yes ☒ No
Facility (d/b/a name)	Occupation/Job Title	Notified by Licensee

DATE OF CONVICTION: NOVEMBER 4, 2025
(DATE)

Investigations Section:

Reviewed by Bradford D. Jones 11/25/2025
(Initial & Date)

ARCI CHECKED **Yes** _____
No _____

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

Licensing Section:

Reviewed/Forwarded to legal by David Donaldson _____
(Initial & Date)

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

Yes _____
No _____

Comments: _____

Investigative Findings:

June 9, 2025 **Marion County Sheriff's Office, FL. – Possession of Cocaine – Felony – DUI Impairment or Dubal[1] 1 Prior Conviction - 2nd Degree Misdemeanor. – Adjudication Withheld on the Cocaine charge and Adjudicated Guilty on the DUI charge upon a plea of Nolo Contendere. - Sentenced on November 4, 2025 to 30 days in County Jail, 12 months' Probation, revocation of Driver's License for 1 year, use of an Ignition Interlock Device for 2 years, and 80 hours of Community Service following Impoundment of vehicle for 10 days[2]. – Also ordered to pay $3,964.25 in fines and court costs of which $3,939. 00 remains unpaid.**

[1] *Driving with an Unlawful Blood/Breath Alcohol Level.*
[2] *LEDEZMA was also ordered to complete substance abuse and treatment programs.*

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

3. Discussion of License Denial

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: George John Fahey III; Case No. 2026-017892
Date: March 27, 2026

Executive Summary

The Division of Pari-Mutuel Wagering (Division) seeks to deny the application of George John Fahey III (Applicant) for a pari-mutuel wagering professional individual occupational license. The Applicant submitted a completed application for a pari-mutuel wagering professional individual occupational license on January 23, 2026. Upon review of the completed application, it appears the Applicant has been convicted of one felony offense out of Florida.

Relevant Facts

On January 23, 2026, the Applicant submitted an application for a pari-mutuel wagering professional individual occupational license to the Division. On this application, the Applicant answered "yes" to the question asking if he has been convicted of or had an adjudication withheld for any criminal charges, or has pled guilty or nolo contendere to any criminal charges, and listed a felony conviction. Upon review of the Application deemed complete on January 23, 2026, it appears that the Applicant was convicted of the following felony offense:

- Grand Theft $300 to Less than $20,000, out of Marion County, Florida, from December 21, 2005.

This felony conviction is a disqualifying offense pursuant to section 550.105(5)(b), Florida Statutes.

Relevant Law

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

> . . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United

> States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

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

> …the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Staff Recommendation: The Florida Gaming Control Commission may deny the application for a pari-mutuel wagering professional individual occupational license upon a finding of a disqualifying offense pursuant to section 550.105(5)(b), Florida Statutes. Accordingly, the Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial to Respondent, George John Fahey III.

FAHEY, GEORGE JOHN III

Case # 2026-017892

License Type: PMW Pari-Mutuel Wagering Individual Occupational (1022)
Occupation: Individual Animal Owner

Waiver Requested: No

90 Day Deadline: 04/20/2026

Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

FAHEY, GEORGE JOHN III-6151056 (Applicant's Name– License #)

2026-017892 Case No:

INITIAL APPLICATION RECEIVED:	1/21/2026
Application Deemed Complete:	1/21/2026
If no Request for Waiver received, 90-Day Deadline:	**4/20/2026**

Waiver Requested: ☒No ☐Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
- Waiver Requested **N/A**

BF	**321 - Gulfstream Park**	**1021-Individual Animal Owner**
Application Processor	Facility (d/b/a name)	Occupation Code / Job Title

Analyst Review

Did the applicant accurately disclose the criminal history record initially? ☒Yes ☐No

Licensing History: **Yes** Type: **1021** Initial license issued: **12/15/2002** Maintained Continuous licensure? ☐Yes ☒No

Background Information

Was a deficiency letter issued to correct an omission, error, or to request information related to the offense(s)? ☐Yes ☒No

Where all items identified in the deficiency letter addressed? ☒Yes ☐No If no, explain:

☒ Felony(s): Count(s) ☐ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

☐ Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

☐ Animal Cruelty (Pari-Mutuel Professions)

Arrest Date	Location	Charge	Level	Court Case #	Disposition / Sentence	AR	Disp
09/25/2005	**Marion County, FL**	**Charge 1**-Grand Theft 300 To Less Than 20,000 Dollars	Felony	422005CF001798CFAXXX	Adjudication Withheld (12/21/2005)	Y	Y
09/15/2005	**Lexington, KY**	**Charge 1**-Fugitive from another state	Unknown	5C4069552	No Disposition Found (11/21/2025)	N	N
10/27/2005	**Woodford County, KY**	**Charge 1**-Oper Mtr Vehicle U/Influence Alc/drugs/etc. .08	Misdemeanor	5H1636311	No Disposition Found (11/21/2025)	N	N
04/02/2021	**Frankfort, KY**	**Charge 1**- No Registration Receipt	Violation	1DR349762	Dismissed	N/A	N/A
		Charge 2- No Registration Plates	Violation	1DR349762	Dismissed	N/A	N/A
		Charge 3- Failure To Produce Insurance Card	Violation	1DR349762	Dismissed	N/A	N/A
		Charge 4- Failure Of Owner To Maintain Required Ins/Sec, 1st Offense	Violation	1DR349762	Dismissed	N/A	N/A
		Charge 5- Poss Of Open Alc Beverage Cont In Motor Veh Prohibited	Violation	1DR349762	Guilty	N	Y
		Charge 6- Oper Mtr Vehicle U/Infl Alc (189a.010(1b) - 1st	Misdemeanor	1DR349762	Dismissed	N/A	N/A
		Charge 7- Poss Of Open Alc Beverage Cont In Motor Veh Prohibited	Violation	1DR349762	Dismissed	N/A	N/A

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business.

Is the individual applicant related to a business? Yes ☐ No ☒ **If yes, complete sections below.**	
Business License Number:	Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes ☐ No ☐	
Date Deficiency Letter Issued:	Initials:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes ☒ No ☐ ☐ Approval

Disposition Attached for Disqualifier(s)? Yes ☒ No ☐

Deficiency Letter Issued: **N/A** ; Application Deemed Complete **01/21/2026**

Applicant Eligible for Waiver? Yes ☒ No ☐ If Yes: ☐ Waiver Requested ☒ Failed to Request Waiver

Forward to ☐ **Investigations** ☒ **Legal** ☐ **Commission**	Initials: CH Date: 03/13/2026
Applicant previously licensed, issued waiver not needed letter 11/3/2009 per case # 2009055544; Break in licensure **** Analyst BF contacted via phone twice on 03/04/2026 and once again on 03/05/2026 to discuss waiver and was unsuccessful reaching Mr. Fahey****	

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FLORIDA GAMING CONTROL COMMISSION

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

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

DEMOGRAPHIC INFORMATION

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

Last Name	First	Middle	Suffix
FAHEY	GEORGE	JOHN	III

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

If yes, list the name or names used: _____

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

Current Mailing Address	Email Address (optional)
8307 River Forest Pl	SFAHEY377@GMAIL.COM

City	State	Zip Code (+4 optional)	Country, if other than USA
LOU	KY	40258	

Primary Phone Number	Secondary/Cell Phone Number (optional)
502 817-3495	

Current Street Address: SAME

City	State	Zip Code (+4 optional)	Country, if other than USA

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

Occupation: OWNER

Facility where employed and/or doing business: GULFSTREAM PARK

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

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

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

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

Stable Name, Kennel Name, or Business Name _____

Trainer Name (horse or greyhound racing only) _____

TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY

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

FOR DIVISION USE ONLY

License Code 1021 License # 6151056 File # 39413 App # 267501

Association Code _____ Date Received 1/21/26 Entered By FB License Year 28

License Fee $80 FP Date 1/21/26 FP Fee $36 Total Fee $116

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

1020 OPEN

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BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

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

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
2005	MARION	FL	GRAND THEFT	F	2yr Probation

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

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

PLEASE READ AND SIGN BELOW

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

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

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

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

Signature of Applicant

Date 1/21-26

[redacted]

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COMMISSION

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Search Criteria | Results

Case Type	Complaint #	Status	Reference	Incident	Respondent	Complainant	Lic Type	Public Case	View	Process
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Lic Type	**1021 - Pari-Mutuel Wagering Individual Occupational**		Status	**90 Closed**	Status Date **11/04/2009**
Complaint #	**2009055544**	Case Type **CMP - Complaint**	Disposition	**317 No Further Action Required**	Disposition Date **11/03/2009**
Docket#		Respondent **FAHEY III, GEORGE JOHN**	Responsible	**dbadillo - BADILLO, DENNIS**	**Public Case**

Complaint | Respondent | Complainant | Addt'l Info

Source	**LIC - Licensee**	Security Level	**1**
Form	**WALK - Walk-in**	Priority	**2**
Class'n	**IIIB - Waivers**	Complexity	**R - Regular**
Security	**STND - Standard**	Incident	**10/20/2009**
Region	**SR - Southern Region**	Received	**10/22/2009**
Reference			
Entered	**10/22/2009**	Entered By	
Summary	**325-Calder Race Course On 10/26/09 I spoke with FAHEY and he stated that the Fugitive State Warrant was for 2005 Marion County, Florida, Charge of Grand Theft for which adjudication of guilt was withheld. An inquiry with the Lexington, Kentucky, Government Division Police revealed the warrant was no longer active. The 10/27/05 Versailles, Kentucky, charge for Operating a Vehicle Under the Influence was dismissed and would not require a waiver. Therefore, based on the information of this investigation a letter dated 10/27/09 will be sent to the Respondent advising him that a waiver request will not be needed. The Respondent may be considered eligible for licensure.**		
Updated	**09/19/2014 09:12:09**	By	**jpouncey**

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

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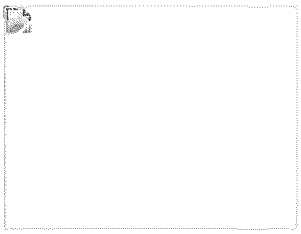
Comprehensive Ruling Report

Rulings Against: **JOHN FAHEY**

Legal Name: **JOHN FAHEY**

Birth Date:



8 Total Ruling(s) Listed

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

Ruling #: 1

Ruling Number:	10551	Date:	6/17/2010
Issued By:	Indiana Racing Commission	Facility:	Indiana Downs
Ruling Type:	Race Office/Track Rule Violation		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 200	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: **10551** Action Type: **Initial Ruling** Issue Date: **6/17/2010**

Action Text:

Two hundred dollars ($200). Jockey Agent, John Fahey, is fined two hundred dollars ($200) for failing to conduct his business in a proper manner by failing to honor a call for the fourth (4th) race on June 16, 2010.

Ruling #: 2

Ruling Number:	16942	Date:	3/26/2010
Issued By:	Louisiana Racing Commission	Facility:	Louisiana Downs
Ruling Type:	Financial Obligation/Restoration		
Division:	Horse	Breed:	Quarter Horse
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	11/9/2008	Suspension End:	3/26/2010

Actions:

Alpha Ruling: **16942** Action Type: **Initial Ruling** Issue Date: **3/26/2010**

Action Text:

Made arraingments to pay Stemmans, Inc.

Ruling #: 3

Ruling Number:	16651	Date:	3/26/2010
Issued By:	Louisiana Racing Commission	Facility:	Louisiana Downs
Ruling Type:	Financial Obligation/Restoration		
Division:	Horse	Breed:	Quarter Horse
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	6/13/2008	Suspension End:	3/26/2010

Actions:

Alpha Ruling: 16651 Action Type: Initial Ruling Issue Date: 3/26/2010

Action Text:

Made arraingments to pay Backstretch Surgery and Medicine.

Ruling #: 4

Ruling Number:	08443PP	Date:	12/26/2008
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Philadelphia Park
Ruling Type:	Medication/Drug Violation - Animal		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Drug:	Stanozolol		
Fine Amount:	$ 500	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 08443PP Action Type: Initial Ruling Issue Date: 12/26/2008

Action Text:

, Drug Positive 163.302(A)(1 , 2)(1) A HORSE PARTICIPATING IN A RACE MAY NOT CARRY IN ITS BODY A SUBSTANCE FOREIGN TO THE NATURAL HORSE EXCEPT AS OTHERWISE PROVIDED. 163.303(A,B,C) (A) A HORSE PARTICIPATING IN A RACE MAY NOT CARRY IN ITS BODY A SUBSTANCE EXCEPT AS PROVIDED IN 163.304 (RELATING TO SUBSTANCES OF THERAPEUTIC VALUE). (B) A FINDING BY THE CHEMIST THAT A FOREIGN SUBSTANCE IS PRESENT IN THE TEST SAMPLE SHALL BE PRIMA FACIE EVIDENCE THAT THE FOREIGN SUBSTANCE WAS ADMINISTERED AND CARRIED IN THE BODY OF THE HORSE WHILE PARTICIPATING IN A RACE. THIS FINDING SHALL ALSO BE TAKEN AS PRIMA FACIE EVIDENCE THAT THE TRAINER AND HIS AGENTS RESPONSIBLE FOR THE CARE OR CUSTODY OF THE HORSE HAS BEEN NEGLIGENT IN THE HANDLING OR CARE OF THE HORSE. (C) A FINDING BY THE CHEMIST OF A FOREIGN SUBSTANCE OR AN APPROVED SUBSTANCE USED IN VIOLATION OF 163.301, 163.302 AND 163.304–163.308 IN A TEST SAMPLE OF A HORSE PARTICIPATING IN A RACE MAY RESULT IN THE HORSE BEING DISQUALIFIED FROM PURSE MONEY OR OTHER AWARDS EXCEPT FOR PURPOSES OF PARI-MUTUEL WAGERING, WHICH SHALL BE IN NO WAY AFFECTED. 163.309 THE OWNER, TRAINER, GROOM, OR OTHER PERSON WHO IS CHARGED WITH THE RESPONSIBILITY OF THE HORSE, SHALL PROTECT THE HORSE AGAINST THE ADMINISTRATION OR ATTEMPTED ADMINISTRATION, EITHER INTERNALLY OR EXTERNALLY, OF A DRUG TO THE HORSE. IF THE STEWARDS DETERMINE THAT AN OWNER, TRAINER, GROOM OR OTHER PERSON HAS FAILED TO PROTECT THE HORSE THEY MAY IMMEDIATELY SUSPEND THE TRAINER, GROOM, OR OTHER PERSON AND REFER THE MATTER TO THE COMMISSION FOR FINAL DISPOSITION. 163.521(F) A TRAINER SHALL BE RESPONSIBLE FOR THE CONDITION OF A HORSE TRAINED BY HIM... ALL FINES PAYABLE WITHIN 48 HOURS TO THE PENNSYLVANIA STATE HORSE RACING COMMISSION. OWNER/TRAINER JOHN FAHEY,III, HAVING WAIVED HIS RIGHT TO A FORMAL HEARING AND HIS RIGHT

OF APPEAL, APPEARED TELEPHONICALLY BEFORE THE BOARD OF STEWARDS ON REPORT FROM THE OFFICIAL CHEMIST FOR THE PENNSYLVANIA STATE HORSE RACING COMMISSION THAT SAMPLE #133442-F TAKEN FROM THE HORSE "PRINCESS B G" WHICH FINISHED SIXTH (6TH) IN RACE #5 ON OCTOBER 6,2008, AT PHILADELPHIA PARK, TESTED POSITIVE FOR STANOZOLOL (930 pg/ml). CONFIRMATION TESTING ON SPLIT SAMPLE #133442-F WAS WAIVED. THEREFORE, AFTER CONSIDERING ALL TESTIMONY PRESENTED AND THE INFORMATION SUBMITTED TO THE BOARD OF STEWARDS BY INVESTIGATORS OF THE PENNSYLVANIA STATE HORSE RACING COMMISSION, OWNER/TRAINER JOHN FAHEY,III IS FOUND TO BE IN VIOLATION OF PA. CODE, TITLE 58, SECTION 163.302(A)(1), 163.303(A,B,C), 163.309 AND 163.521(F). ACCORDINGLY, OWNER/TRAINER JOHN FAHEY,III IS HEREBY FINED FIVE HUNDRED DOLLARS ($500.00). THE HORSE "PRINCESS B G" IS DISQUALIFIED FROM PURSE MONEY PURSUANT TO PA. CODE, TITLE 58, SECTION 163.303(C) AND COMMISSION DIRECTIVE DATED JULY 23,1982. THE PURSE MONEY FOR "PRINCESS B G" IS FORFEITED. THIS RULING SHALL IN NO WAY AFFECT THE PARI-MUTUEL PAY-OFF IN RACE #5 ON OCTOBER 6,2008 .

Ruling #: 5

Ruling Number:	16942	Date:	11/9/2008
Issued By:	Louisiana Racing Commission	Facility:	Evangeline Downs
Ruling Type:	Failure to Meet Financial Obligation		
Division:	Horse	Breed:	Quarter Horse
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	11/9/2008	Suspension End:	3/26/2010

Actions:

Alpha Ruling: 16942 Action Type: Initial Ruling Issue Date: 11/9/2008

Action Text:

Subject of Ruling 16651 has additional debt with Stemmans, Inc.($746.) Denied access.

Ruling #: 6

Ruling Number:	16651	Date:	6/13/2008
Issued By:	Louisiana Racing Commission	Facility:	Louisiana Downs
Ruling Type:	Failure to Meet Financial Obligation		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 0	Fine Paid:	N/A
Suspension Start:	6/13/2008	Suspension End:	3/26/2010

Actions:

Alpha Ruling: 16651 Action Type: Initial Ruling Issue Date: 6/13/2008

Action Text:

Owes Back-Stretch Surgery and Medicine $596. Denied access.

Ruling #: 7

Ruling Number:	16274	Date:	12/31/2007
Issued By:	Louisiana Racing Commission	Facility:	Fair Grounds

Ruling Type:	Failure to Meet Financial Obligation		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 25	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 16274 Action Type: Initial Ruling Issue Date: 12/31/2007

Action Text:

Issued $25 non cashable check in the amount of $150 to LSRC.

Ruling #: 8

Ruling Number:	054246	Date:	12/15/2005
Issued By:	Illinois Racing Board	Facility:	Hawthorne
Ruling Type:	Race Office/Track Rule Violation		
Division:	Unknown	Breed:	Unknown
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Faciliy:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	$ 200	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 054246 Action Type: Initial Ruling Issue Date: 12/15/2005

Action Text:

TRAINER JOHN FAHEY III IS HEREBY ASSESSED A CIVIL PENALTY OF TWO HUNDRED DOLLARS ($200.00) FOR FAILING TO CONDUCT HIS BUSINESS IN A PROPER MANNER (ENTERING HORSE IN TWO JURISDICTIONS WITHIN FORTY- EIGHT HOURS WITHOUT PERMISSION FROM THE STEWARDS) RESULTI

Licenses

Licensee Search

Licensee:JOHN FAHEY

[redacted]

Reports on JOHN FAHEY

Comprehensive Ruling Report

Drug Ruling Report (Last 5 Years)

Comprehensive Licensee Report

Identification Information

Add a New Identification Record

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

Name Information

Add a New Name Record

Name Type	Prefix	First Name	Middle Name	Last Name	Suffix
Current Legal Name		JOHN		FAHEY	
Previous Legal		GEORGE	JOHN	FAHEY	
Previous Legal		GEORGE	J	FAHEY	
Previous Legal		JOHN	G	FAHEY	
Other		JOHN	GEORGE	FAHEY	III

Address Information

Address Type	Street Address	City	State	Zip Code
Mailing	4407 HEATHERBROOK	LOUISVILLE	KY	40220

Phone Information

Phone Number Type	Phone Number
Home	5028173495

License Information

Add a New License Record

License Number	License Type	Issued Date	Expiration Date	Licensing Commission
4047	Jockey Agent	1/13/2011	12/31/2011	Arkansas Racing Commission
232235	Jockey Agent	4/1/2010	12/31/2010	Indiana Racing Commission
5254330	Trainer	10/7/2008	12/31/2008	New Jersey Racing Commission
1373866	Owner	7/22/2008	10/25/2009	New York Racing & Wagering Board
	Trainer	7/22/2008	10/25/2009	New York Racing & Wagering Board
402171524	Owner/Trainer	7/5/2008	12/31/2008	Illinois Racing Board
412665	Authorized Agent	1/5/2008	6/30/2008	Louisiana Racing Commission
412041	Authorized Agent	12/15/2007	6/30/2008	Louisiana Racing Commission
410712	Unknown	11/25/2007	6/30/2010	Louisiana Racing Commission
410134	Authorized Agent	11/20/2007	6/30/2008	Louisiana Racing Commission
409630	Trainer	11/14/2007	6/30/2010	Louisiana Racing Commission
0000111418	Owner/Trainer	9/8/2007	10/31/2010	Pennsylvania Horse Racing Commission
0000111419	Unknown	9/8/2007	10/31/2010	Pennsylvania Horse Racing Commission
0000111493	Authorized Agent	9/8/2007	5/31/2010	Pennsylvania Horse Racing Commission
0000110773	Trainer	9/2/2007	9/5/2007	Pennsylvania Horse Racing Commission
402171524	Owner/Trainer	7/12/2007	12/31/2007	Illinois Racing Board
391295	Authorized Agent	1/18/2007	6/30/2007	Louisiana Racing Commission
390530	Owner	12/29/2006	6/30/2007	Louisiana Racing Commission
390531	Trainer	12/29/2006	6/30/2007	Louisiana Racing Commission
*N*1763257	Owner/Trainer	9/10/2005	12/31/2005	Illinois Racing Board
232235	Assistant Trainer	10/3/2003	12/31/2003	Indiana Racing Commission
*N*1384077	Assistant Trainer	6/20/2003	12/31/2003	Ohio Racing Commission

*N*1520390	Assistant Trainer	4/27/2003	10/25/2004	New York Racing & Wagering Board
9812821	Unknown	9/27/2002	12/31/2003	Iowa Racing Commission
1279775	Groom	7/25/2001	10/25/2002	New York Racing & Wagering Board
*N*1150349	Groom	7/25/2001	10/25/2002	New York Racing & Wagering Board

Fingerprint Information

Add a New Fingerprint Record

Processing Commission	Date Taken	Status	Notes	RCI Card Submitted Date
Iowa Racing Commission	9/27/2002	Unknown		
New Jersey Racing Commission	10/7/2008	Unknown		
New York Racing & Wagering Board	11/16/2008	Unknown		
Pennsylvania Horse Racing Commission	9/8/2007	Yes		
Racing Commissioners International	11/12/2008	Unknown	RCI Multi-Jurisdiction Card	11/12/2008

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End
10551	Race Office/Track Rule Violation	6/17/2010	200	N/A		
16942	Financial Obligation/Restoration	3/26/2010	0	N/A	11/9/2008	3/26/2010
16651	Financial Obligation/Restoration	3/26/2010	0	N/A	6/13/2008	3/26/2010
08443PP	Medication/Drug Violation - Animal	12/26/2008	500	N/A		
16942	Failure to Meet Financial Obligation	11/9/2008	0	N/A	11/9/2008	3/26/2010
16651	Failure to Meet Financial Obligation	6/13/2008	0	N/A	6/13/2008	3/26/2010
16274	Failure to Meet Financial Obligation	12/31/2007	25	Yes		
054246	Race Office/Track Rule Violation	12/15/2005	200	N/A		

Applicable Reports

Comprehensive Ruling Report
Comprehensive Licensee Report

LICENSES

RCI

Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth: [redacted]
First Name: GEORGE
Middle Name:
Last Name: FAHEY
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

Reserved for Official Use Only

COURT MINUTES – CHANGE OF PLEA

Judge: BRIAN D LAMBERT
State Attorney: DANIEL DWIGHT HAUN
Defense Attorney: GREGORY EUGENE TUCCI
Arrest Data: 09/25/2005 S0507898 S0507898

Disposition Date: 12/21/2005

DOB: [redacted] Race/Sex: W/M

1 812.014(2c) GRAND THEFT F-3 02/09/05

CASE ACTIVITY

Presence

The Defendant was present.

Plea

The Defendant withdrew the previously entered plea of Not Guilty.
Count 1: The Defendant pled Guilty to the charge as entered.

Disposition

Adjudication of Guilt was withheld.

FINES

The Defendant is hereby ordered to pay the following amounts:

Count	Amount	Description	Category
1	$250.00	FINE-CF/CJ	Fine
1	$12.50	SURCHARGE 5%-CF	Surcharge
1	$370.00	COURT COSTS-CF	Court Cost
1	$20.00	SURCHARGE 2-CF	Surcharge
Subtotal:	$652.50		

Total for all counts above: $652.50

Financial Obligations to be collected through the Marion County Clerk's Office

BONDS

$2,000.00 Surety Released , Bond Number BB1597008 , Bond Agent: BAILLIE BAIL BONDS , Surety: ACCREDITED SURETY AND CASUALTY COMPANY INC

SENTENCE

Jail *(Items marked with *(COS) are Conditions of Suspension)*

You are ordered to serve 3 days in the Marion County Jail.
Credit for 3 days time served.

Probation *(Items marked with *(COP) are Conditions of Probation)*

The Court places you on supervised probation for a period of 2 years.
Under the supervision of the Florida State Department of Corrections.
Defendant cannot have any contact with victim(s) *(COP)
Do not return to Double Diamond Farm *(COP)
Supervision may be transferred *(COP)

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

Community Service

The Court hereby orders you to perform community service for a period of 80 hours. *(COP)
Complete by 12/21/2006

DONE AND ORDERED this 21st day of December, 2005.

Defendant's Signature

C. Gold, Deputy Clerk

899 SW 85TH AVENUE
OCALA, FL 34474

Mailing Address

BRIAN D LAMBERT, Circuit Judge

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

Reserved for Official Use Only

COURT MINUTES -- ARRAIGNMENT

Judge: DAVID B EDDY
State Attorney: STATE ATTORNEY'S OFFICE
Defense Attorney: GREGORY EUGENE TUCCI
Arrest Data: 09/25/2005 S0507898 S0507898 DOB: [redacted] Race/Sex: W/M

1	812.014(2c)	GRAND THEFT	F-3	02/09/05

CASE ACTIVITY

Presence

The Defendant was not present.

Plea

Count 1: The Defendant pled Not Guilty to the charge as entered.

SCHEDULED EVENTS

Jury Trial scheduled for January 3, 2006 at 9:00 am, before the Honorable Brian D Lambert, in Courtroom 4D.

DONE AND ORDERED this 10th day of October, 2005.

Defendant's Signature

M. Garay, Deputy Clerk

899 SW 85TH AVENUE
OCALA, FL 34474

Mailing Address

DAVID B EDDY, Circuit Judge

IN THE CIRCUIT CO[illegible] OF THE FIFTH JUDICIAL CIRCUIT[illegible] THE STATE OF FLORIDA,
IN AND FOR MARION COUNTY IN THE YEAR OF OUR LORD, TWO THOUSAND-FIVE.

THE STATE OF FLORIDA

CASE NO. 2005-CF 1798-CFA-W

vs

INFORMATION

GEORGE JOHN FAHEY III

DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FLORIDA

05 MAY 18 PM 4:52

FILED
FELONY

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

BRAD KING, State Attorney of the Fifth Judicial Circuit of the State of Florida, in and for Marion County prosecuting for the State of Florida, by and through the undersigned Assistant State Attorney; in the said County, under oath, information makes that: GEORGE JOHN FAHEY III (R/G: W/M, DOB: UNKNOWN, SSN [redacted] in the County of Marion, and the State of Florida, on or about the 9th day of February in the year of Our Lord, two thousand-five:

COUNT I
GRAND THEFT-$300 OR MORE BUT LESS THAN $20 000 (F3)

did unlawfully and knowingly obtain, use or endeavor to obtain or use the property of DOUBLE DIAMOND FARM, to-wit: various items of horse farm equipment, of the value of three hundred dollars ($300.00) or more, but less than twenty thousand dollars ($20,000.00), with the intent to either temporarily or permanently deprive DOUBLE DIAMOND FARM of a right to the property or a benefit thereof, or did appropriate the said property to his own use or the use of any person not entitled thereto, in violation of Florida Statutes 812.014(1) and 812.014(2)(c)1;

contrary to the form of the statute in such cases made and provided and against the peace and dignity of the State of Florida.

STATE OF FLORIDA, COUNTY OF MARION

Personally appeared before me, BRAD KING, State Attorney for the Fifth Judicial Circuit, State of Florida, in and for Marion County, State of Florida, or his duly designated Assistant State Attorney, who first being sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged. Prosecution instituted in good faith and subscribed under oath, certifying he has received testimony under oath from the material witness or witnesses of the offense.

Robin Arnold
Assistant to BRAD KING State Attorney,
Fifth Judicial Circuit of Florida
Florida Bar No. 0770485

Sworn to and subscribed before me this 16 day of May, 2005.

T. York
MY COMMISSION # DD065516 EXPIRES
October 14, 2005
BONDED THRU TROY FAIN INSURANCE, INC.

Affiant Personally Known to Notary Public

Presented and filed in the CIRCUIT Court this 18 day of May, 2005.

DAVID R ELLSPERMANN
CLERK OF CIRCUIT COURT

BY: _____ D.C.

M-2005-31617

DAVID R. ELLSPERMANN
Clerk of the Circuit Court
Marion County, Florida
P.O. Box 1030, Ocala, Florida 34478-1030

July 17, 2007

Mr. George Fahey
3713 Kinsbury Drive
Louisville, KY 40207

Re: State of Florida vs. GEORGE J. FAHEY, III
Case Number(s) 42-2005-CF-1798

Dear Mr. Fahey:

We have received your request and payment for copies of documents contained in the above captioned case file. The following copies, as well as a receipt for your payment are enclosed: Final Disposition, Judgment and Sentence.

Sincerely,

DAVID R. ELLSPERMANN
Clerk of the Circuit Court
Marion County, Florida

By _____
dianev

comment 11

21

IN THE CIRCUIT COURT OF THE
FIFTH JUDICIAL CIRCUIT, IN AND
FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,

vs.

GEORGE J. FAHEY, III,

Defendant.

CASE NO.: ~~04-4063-CF-A-W~~ 05-1798

BLR

ORDER ON ~~MOTION TO TERMINATE~~ TERMINATING PROBATION

THIS CAUSE came to be heard on the Defendant's Motion To Terminate Probation, and the Court hearing testimony and being otherwise duly advised in the premises does hereby

ORDER AND ADJUDGE that the term of Probation in the above-styled causes is hereby terminated.

DONE AND ORDERED at Ocala, Marion County, Florida this 26th day of December, 2006.

FILED
FELONY
2006 DEC 27 P 12:57
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

BRIAN D. LAMBERT
Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been sent by U.S. Mail/Hand Delivery to Drew A. Cooper, Attorney at Law, 225 NE 8th Avenue, Ocala, Florida 34470; Office of the State Attorney, 19 NW Pine Avenue, Ocala, Florida 34475 and Interstate Compact, 2601 Blair Stone Road, Tallahassee, Florida 32399 and Department of Corrections, Attn: Debbie Flach, 225 N. Clifton Avenue #7, Louisville, KY 40206 this 26th day of December, 2006.

fm Judicial Assistant

05-1798

computer 14

IN THE CIRCUIT COURT OF THE
FIFTH JUDICIAL CIRCUIT, IN AND
FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA,

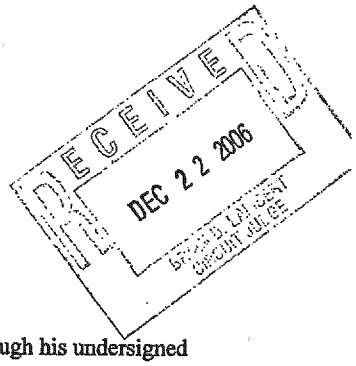
Plaintiff,

vs.

GEORGE J. FAHEY, III,

Defendant.
_____/

CASE NO.: 04-4063-CF-A-W



MOTION TO TERMINATE PROBATION

COMES NOW the Defendant, GEORGE J. FAHEY, III, by and through his undersigned attorney, pursuant to Fla. R. Crim. P. 3.800(b) and respectfully requests this Honorable Court to terminate his probation and as grounds does state

1. On December 21, 2005 the Defendant entered a plea to the charge in the above-styled cause of Grand Theft and was sentenced to a term of two (2) years Probation through the Department of Corrections.

2. The Defendant has paid all monetary obligations.

3. The Defendant has complied with all the terms and conditions of his probation in a timely manner.

4. The Defendant's Probation Officer, Debbie Flach, has confirmed that the Defendant has complied with all terms and conditions of his probation and Ms. Flach feels that the Defendant is a good candidate for early release. (See attached Progress Report)

WHEREFORE the Defendant respectfully requests this Honorable Court to enter an

Order Terminating Probation.

RESPECTFULLY REQUESTED this 22nd day of December, 2006.

DREW A. COOPER
Attorney at Law
225 NE 8th Avenue
Ocala, Florida 34470
(352) 351-0414
Florida Bar No. 0053139
Attorney for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail/Hand Delivery to the Office of the State Attorney, 19 NW Pine Avenue, Ocala, Florida 34475; Interstate Compact, 2601 Blair Stone Road, Tallahassee, Florida 32399 and Department of Probation, Attn: Debbie Flach, 225 N. Clifton Avenue #7, Louisville, KY 40206 this 22nd day of December, 2006.

Vicki Faubrother

(Revised 08/15/04)

Interstate Commission for Adult Offender Supervision

PROGRESS REPORT

To: FL	Date: 12/11/2006	Type of supervision: ☐ Parole ☒ Probation ☐ Other:	Is this case: ☐ Sex offender ☐ Victim sensitive
From: KY	Phone #:	Fax #:	

OFFENDER INFORMATION

Offender's full name (last, first, MI): FAHEY, GEORGE J. III	Offender number: Sending state#: U25270	Receiving state#:
AKA: FAHEY, JOHN		

SS#: (if available)	FBI#: (if available)	Sex: M	Race: W	DOB: [redacted]

Type of Report: ☐ Annual ☒ As requested

Address: 3713 KINGSBURY DR. (502)817-3495

City: LOUISVILLE	State: KY	Zip: 40207-	Telephone:

HOME/LIVING SITUATION:
LIVES WITH WIFE, JENNY. HOME HAS BEEN VISITED SEVERAL TIMES. NO VIOLATIONS NOTED.

EMPLOYMENT:
SELF EMPLOYED HORSE TRAINER.

Company name:

Address:

City:	State:	Zip:	Telephone:

PROGRESS, PERFORMANCE, AND ATTITUDE:
SUBJECT HAS BEEN A MODEL CLIENT SINCE HIS ARRIVAL IN KENTUCKY ON 2-8-06. HE COMPLETED 80 HOURS OF COMMUNITY SERVICE AND PROVIDED DOCUMENTATION. HE HAS HAD NO FURTHER CONTACT WITH THE VICTIM IN THIS CASE. MR. FAHEY REPORTS AS DIRECTED, OBTAINS NECESSARY PERMISSION/TRAVEL PERMITS FOR HIS WORK, HAS PAID HIS SUPERVISION FEE TO KENTUCKY IN ADVANCE AND HAS NOT TESTED POSITIVE FOR ANY ILLEGAL SUBTANCES OR ALCOHOL. THERE HAVE BEEN NO FURTHER CRIMINAL CHARGES AGAINST MR. FAHEY.

RECOMMENDATIONS/REQUESTS:
IN THIS OFFICER'S OPINION, MR. FAHEY IS A GOOD CANDIDATE FOR EARLY RELEASE. PLEASE ADVISE IF FLORIDA WILL AGREE TO THIS REQUEST.

Supervising Officer/Location:	Date:	Compact Administrator/Designee:	Date:
DEBBIE FLACH, PROBATION & PAROLE OFFICER	**12/11/2006**	**AMANDA BURT**	**12/11/2006**

Filed in the Office of Circuit Court
Marion County, Florida
ON Dec 27 2006
David R. Ellspermann, Clerk
BY D. Bell D.C.

Law Office of
Drew A. Cooper
Attorney at Law

225 NE 8th Avenue
Ocala, Florida 34470

Phone: (352) 351-0414
Fax: (352) 351-0548

December 22, 2006

Honorable Brian D. Lambert
Marion County Judicial Center
110 NE 1st Avenue
Ocala, Florida 34474



RE: State of Florida vs. George J. Fahey, III
Case Nos.: ~~04-4063-CF-A-W~~

Dear Judge Lambert:

Enclosed please find a proposed Order On Motion To Terminate Probation regarding the above-mentioned cases. I have also enclosed a copy of the Motion To Terminate Probation for your review. If the Order On Motion To Terminate Probation meets with your approval, please sign in the space indicated and have your judicial assistant conform and mail copies in the envelopes provided. If you would like a hearing set on this matter please contact my office to set a hearing.

Thank you for your consideration in this matter.

Respectfully submitted,

Drew A. Cooper
Attorney at Law

DAC/vaf

Enclosures

05-1798 CF

computer 14

18

IN THE CIRCUIT COURT OF THE
FIFTH JUDICIAL CIRCUIT, IN AND
FOR MARION COUNTY, FLORIDA

05-1798
CASE NO.: 04-4063-CF-A-W

STATE OF FLORIDA,

Plaintiff,

vs.

GEORGE J. FAHEY, III,

Defendant.

Filed in the Office of Clerk of Circuit Court
Marion County, Florida
on Dec 22 06
David R. Ellspermann Clerk

MOTION TO TERMINATE PROBATION

COMES NOW the Defendant, GEORGE J. FAHEY, III, by and through his undersigned attorney, pursuant to Fla. R. Crim. P. 3.800(b) and respectfully requests this Honorable Court to terminate his probation and as grounds does state

1. On December 21, 2005 the Defendant entered a plea to the charge in the above-styled cause of Grand Theft and was sentenced to a term of two (2) years Probation through the Department of Corrections.

2. The Defendant has paid all monetary obligations.

3. The Defendant has complied with all the terms and conditions of his probation in a timely manner.

4. The Defendant's Probation Officer, Debbie Flach, has confirmed that the Defendant has complied with all terms and conditions of his probation and Ms. Flach feels that the Defendant is a good candidate for early release. (See attached Progress Report)

WHEREFORE the Defendant respectfully requests this Honorable Court to enter an

Computer 4

2-13-06 - Jury Trial - BDL

M

Order Terminating Probation.

RESPECTFULLY REQUESTED this 22nd day of December, 2006.

DREW A. COOPER
Attorney at Law
225 NE 8th Avenue
Ocala, Florida 34470
(352) 351-0414
Florida Bar No. 0053139
Attorney for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail/Hand Delivery to the Office of the State Attorney, 19 NW Pine Avenue, Ocala, Florida 34475; Interstate Compact, 2601 Blair Stone Road, Tallahassee, Florida 32399 and Department of Probation, Attn: Debbie Flach, 225 N. Clifton Avenue #7, Louisville, KY 40206 this 22nd day of December, 2006.

Vicki Faulkner

(Revised 08/15/04)

Interstate Commission for Adult Offender Supervision

PROGRESS REPORT

To: FL	Date: 12/11/2006	Type of supervision: ☐ Parole ☒ Probation ☐ Other:	Is this case: ☐ Sex offender ☐ Victim sensitive
From: KY	Phone #:	Fax #:	

OFFENDER INFORMATION

Offender's full name (last, first, MI): FAHEY, GEORGE J. III		Offender number: Sending state#: U25270	Receiving state#:
AKA: FAHEY, JOHN			
SS#: (if available) [redacted]	FBI#: (if available)	Sex: M	Race: W	DOB: [redacted]

Type of Report: ☐ Annual ☒ As requested

Address: 3713 KINGSBURY DR. (502)817-3495			
City: LOUISVILLE	State: KY	Zip: 40207-	Telephone:

HOME/LIVING SITUATION:
LIVES WITH WIFE, JENNY. HOME HAS BEEN VISITED SEVERAL TIMES. NO VIOLATIONS NOTED.

EMPLOYMENT:
SELF EMPLOYED HORSE TRAINER.

Company name:			
Address:			
City:	State:	Zip:	Telephone:

PROGRESS, PERFORMANCE, AND ATTITUDE:
SUBJECT HAS BEEN A MODEL CLIENT SINCE HIS ARRIVAL IN KENTUCKY ON 2-8-06. HE COMPLETED 80 HOURS OF COMMUNITY SERVICE AND PROVIDED DOCUMENTATION. HE HAS HAD NO FURTHER CONTACT WITH THE VICTIM IN THIS CASE. MR. FAHEY REPORTS AS DIRECTED, OBTAINS NECESSARY PERMISSION/TRAVEL PERMITS FOR HIS WORK, HAS PAID HIS SUPERVISION FEE TO KENTUCKY IN ADVANCE AND HAS NOT TESTED POSITIVE FOR ANY ILLEGAL SUBTANCES OR ALCOHOL. THERE HAVE BEEN NO FURTHER CRIMINAL CHARGES AGAINST MR. FAHEY.

RECOMMENDATIONS/REQUESTS:
IN THIS OFFICER'S OPINION, MR. FAHEY IS A GOOD CANDIDATE FOR EARLY RELEASE. PLEASE ADVISE IF FLORIDA WILL AGREE TO THIS REQUEST.

Supervising Officer/Location:	Date:	Compact Administrator/Designee:	Date:
DEBBIE FLACH, PROBATION & PAROLE OFFICER Debbie Flach	**12/11/2006**	**AMANDA BURT**	**12/11/2006**

Officer U25270

☐ JUDGEMENT OF GUILT ☒ ORDER WITHHOLDING ADJUDICATION OF GUILT AND PLACING DEFENDANT ON ☒ PROBATION ☐ DRUG OFFENDER PROBATION ☐ COMMUNITY CONTROL ☐ SEX OFFENDER PROBATION ☐ SEX OFFENDER COMMUNITY CONTROL

STATE OF FLORIDA, Plaintiff
-VS.-

GEORGE J. FAHEY
Defendant

In the Circuit Court
Of Marion County, Florida
Case No. 05-1798 AXXX

This cause coming on this day to be heard before me, and you, the defendant GEORGE J. FAHEY, being now present before me, and you having:

FILED
FELONY
06 JAN 12 PM 5:
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY FL

☒ **ENTERED A PLEA OF GUILTY TO:**
☐ **ENTERED A PLEA OF NOLO CONTENDERE TO:**
☐ **BEEN FOUND GUILTY BY A JURY TRIAL OF:**
☐ **BEEN ADJUDGED GUILTY BY THE COURT OF:**

The offense of: CT I: GRAND THEFT the Court hereby withholds adjudication/adjudges you to be guilty of said offense, and; Therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld, and that you are hereby placed on ☒ **Probation** ☐ **Community Control** ☐ **Drug Offender Probation** ☐ **Sex Offender Probation** ☐ **Sex Offender Community Control** for a period of TWO YEARS under the supervision of the Department of Corrections and its Officers, such supervision to be subject to the provisions of the laws of this State.

You are hereby placed on notice that the Court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision; and that if you violate any of the conditions of your probation, you may be arrested and the Court may revoke your probation and impose any sentence which it might have imposed before placing you on probation.

It is further ordered that when you have reported to the Probation Officer and have been instructed as to the conditions of supervision you shall be released from custody if you are in custody and if you are at liberty on bond, the sureties thereon shall stand discharged from liability.

It is further ordered that the Clerk of this Court file this order in his office, record the same in the Minutes of the Court, and forthwith provide certified copies of same to the Supervising Officer for his use in compliance with the requirements of law.

DONE AND ORDERED IN OPEN COURT this 21ST day of DECEMBER, 2005.

EFFECTIVE DATE: _____

JUDGE - BRIAN LAMBERT

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me.

computer 11 LR 1-13-06

DC4-900A
Rev. 12/5

Date: 12/21/05 Probationer: George [illegible]

Instructed by: J Kolodzij 12/21/08

It is further ordered that you shall comply with the following conditions of Probation/Community Control:

STANDARD CONDITIONS

I. PROBATION CONDITIONS

1. Not later than the fifth day of each month, or as otherwise directed, you will submit a full and truthful report to your supervising Officer on the Written Monthly Report Form.
2. You will pay the State of Florida the amount of $50.00(plus 4% surcharge) per month toward the cost of your supervision."The monthly Cost of Supervision shall be exempted for the number of months or portion of a month you are incarcerated or participating in residential drug treatment." ☐ Waived per court _____.
3. You will not change your residence or employment or leave the county of your residence without first procuring the consent of your supervising Officer.
4. You will neither possess, carry or own any weapons or firearms.
5. You will live and remain at liberty without violating any law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of your Probation/Community Control.
6. You will not use illegal drugs. You will not use intoxicants to excess; nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
7. You will work at a lawful occupation and support any dependents to the best of your ability. You will immediately notify your employer of your Probation/Community Control status.
8. You will promptly and truthfully answer all inquiries directed to you by your supervising Officer, and allow the Officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions he may give you.
9. You will submit to a Warrantless search of your person, residence, and/or property by your Probation or Community Control Officer.
10. You will submit to and be financially responsible for drug testing and participate in a drug treatment program, including residential and aftercare; as directed by your supervising Officer.
11. You will report to the Probation Education Growth Program for an evaluation of your education level if directed by your supervising Officer. You will be referred into the appropriate Adult Education Program. You will attend classes on a regular basis as determined by your supervising Officer and Probation Education Growth personnel. Your progress will be monitored and reports furnished to your Probation/Community Control Officer.
12. You will pay $1.00 per month for each month of supervision to First Step of the Fifth Judicial Circuit, Inc. This money will be paid within the first ninety- (90) days of supervision.
13. You will submit to the drawing of blood or other biological specimens as prescribed in ss.948.014 and 943.325, and reimburse the appropriate agency for the costs of drawing and transmitting the blood or other biological specimens to the Department of Law Enforcement.
14. You will pay $2.00 per month surcharge for each month of supervision per F.S. 948.09(1)(a)2. to the Training Trust Fund for any months not exempted from paying Cost of Supervision.

II. COMMUNITY CONTROL CONDITIONS

15. You will remain confined to your approved residence except for one-half hour before and after your approved employment, community service work or any other special activities approved by your Supervising Officer.
16. You will maintain an hourly accounting of all your activities on a daily log which you will submit to your supervising Officer upon request.
17. You will participate in self-improvement programs as determined by the Court, or your supervising Officer.
18. The Department of Corrections may ,at its discretion, place you on Electronic Monitoring during the term of Community Control. If placed on electronic monitoring, you will wear a monitor at all times. You will maintain a private phone line, be financially responsible for lost or damaged equipment and follow all rules and regulations as instructed. The telephone will be available within five (5) working days of being placed on Electronic Monitoring Program.
19. You will pay to the State of Florida, for cost of Electronic Monitoring, $1.00 per day.
20. You will submit to urinalysis, Breathalyzer or blood test at anytime requested by your Community Control Officer, or the professional staff of any treatment center where you are receiving treatment, to determine possible use of alcohol, drugs or controlled substances; as directed by your supervising Officer.

III. DRUG OFFENDER CONDITIONS

21. You will submit to and, unless otherwise waived, be financially responsible for drug testing, urinalysis on at least a monthly basis, and counseling if deemed appropriate by your supervising Officer.
22. You will enter and successfully complete Non-secure or inpatient drug treatment if deemed appropriate by your Drug Offender Probation Officer.
23. At least monthly, you will personally report to your Drug Offender Probation Officer as directed.
24. You will comply with any curfew restrictions, confinement to approved residence, or travel restrictions as instructed by your Drug Offender Probation Officer and approved by the Officer's Supervisor.

SPECIAL CONDITIONS

IV. Sex Offender Supervision (Standard for all sex offenders)

DC4-900A
Rev 12/5

Sex Offender Mandatory Conditions: If pl[illegible] on supervision (Probation/Community C[illegible]ol) for Violation of Florida Statutes 794,800.04, 827.071 or 847.0145 the foll[illegible]y are Mandatory Conditions of Supervis[illegible] if the offense occurred on or after 10/1/95.

25. A mandatory curfew from 10 p.m. to 6 a.m. The court may designate another 8-hour period if the offender's employment precludes the above-specified time, and such alternative is recommended by the Department of Corrections. If the court determines that imposing a curfew would endanger the victim, the court may consider alternative sanctions.
26. If the victim was under the age of 18, a prohibition on living within 1,000 feet of a school, day care center, park, playground, or other place where children regularly congregate, as prescribed by the court.
27. Active participation and successful completion of a sex offender treatment program with therapists specifically trained to treat sex offenders, at the probationer's or community controllee's own expense. If a specially trained therapist is not available within a 50-mile radius of the probationer's or community controllee's residence, the offender shall participate in other appropriate therapy.
28. A prohibition on any contact with the victim, directly or indirectly, including through a third person, unless approved by the victim, the offender's therapist, and the sentencing court.
29. If the victim was under the age of 18, a prohibition, until successful completion of a sex offender treatment program, on unsupervised contact with a child under the age of 18, unless authorized by the sentencing court without another adult present who is responsible for the child's welfare, has been advised of the crime, and is approved by the sentencing court.
30. If the victim was under age 18, a prohibition on working for pay or as a volunteer at any school, daycare center, park, playground, or other place where children regularly congregate.
31. Unless otherwise indicated in the treatment plan provided by the sexual offender treatment program, a prohibition on viewing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material, including telephone, electronic media, computer programs, computer services that are relevant to the offender's deviant behavior pattern.
32. You will submit to the drawing of blood or other biological specimens as prescribed in ss.948.014 and 943.325, and reimburse the appropriate agency for the costs of drawing and transmitting the blood or other biological specimens to the Department of Law Enforcement.
33. A requirement that the probationer or community controllee make restitution to the victim, as ordered by the court under FS.775.089, for all necessary medical and related professional services relating to physical, psychiatric, psychological care.
34. Submission to a warrantless search by the community control or probation officer of the probationer's or community controllee's person, residence, or vehicle.

Sex offender probation: In addition to the above 10/1/95 Mandatory Conditions of Supervision for Violation of Florida Statutes 794,800.04, 827.071, or 847.0145 the following conditions will apply if the offense was committed on or after 10/1/97 and the Court orders sex Offender Probation.

35. As part of a treatment program, participation at least annually in polygraph examinations to obtain information necessary for risk management and treatment and to reduce the sex offender's denial mechanisms. A polygraph examination must be conducted by a polygrapher trained specifically in the use of the polygraph for the monitoring of sex offenders, where available, and shall be paid by the sex offender. The results of the polygraph examination shall not be used as evidence in court to prove that a violation of community supervision has occurred.

36. Maintenance of a driving log and a prohibition against driving a motor vehicle alone without the prior approval of the supervising officer.
37. If there was sexual contact, a submission to, at the probationer's or community controllee's expense, an HIV test with the results to be released to the victim and/or the victim's parents or guardian.
38. Electronic monitoring when deemed necessary by the community control or probation officer and his or her supervisor, and ordered by the court at the recommendation of the Department of Corrections.
39. Other: _____

V. TREATMENT PROGRAMS

☐ 40. You will submit to a mental health evaluation through treatment agency to which you are referred. You will successfully complete all treatment as recommended and will be financially responsible for evaluation and treatment fees.

☐ 41. You must enter into, participate in, and successfully complete a substance abuse evaluation and any treatment program subsequently prescribed by the treatment agency to which you are referred, including aftercare program, and be financially responsible for any treatment rendered. _____

☐ 42. You shall enter and successfully complete residential, drug treatment and aftercare, remaining in the program until dismissed in writing by staff, complying with all rules, regulations, and requirements thereof._____

☐ 43. You will enter and complete a Domestic Violence Program, through TASC, or other approved agency.

☐ 44. You will enter and complete Anger Management through TASC, or other approved agency.

☐ 45. You will submit to random drug/alcohol screening. _____.

☐ 46. You will enter and successfully complete the Batterer's Intervention Program.

☐ 47. OTHER: _____.

VI. SPECIAL CONDITIONS APPLICABLE TO ALL SUPERVISION TYPES

☐ 48. You will serve _____ days in the _____ County Jail, with credit for _____ days served, and report to the Probation Office immediately upon release, complying with all rules, regulations, and requirements thereof, and report to the Probation Office immediately upon release.

☒ 49. You will have no contact with the victim(s) directly or indirectly.

☐ 50. You will submit in writing a letter of apology to the victim(s).____

☐ 51. You will not purchase, possess, or consume any alcoholic beverages, nor will you visit any place where the primary purpose is sale or consumption of alcohol.

☐ 52. You will attend and successfully complete DUI School/☐ Advance DUI School.

☐ 53. Your Driver's License is Revoked for _____ days, _____ months,_____ years, ☐ life.

☐ 54. You will attend, and successfully complete a Driver's Education Course.

☐ 55. You will forfeit weapon(s) seized in this case.

☐ 56. You will not maintain a checking account.

☐ 57. You will complete a Bad Check Program.

☒ 58. You will perform 80 (COMPLETED BY 12/21/2006) hours of Community Service.

☐ 59. You will enter and successfully complete the Victim Impact Panel.

☐ 60. You will enter and successfully complete the Alcohol Safety Education Course. ☐ Advanced.

☐ 61. You will impound your vehicle for _____ days.

☐ 62. You will not operate a motor vehicle without a valid driver's license/permit.

☐ 63. You will make all efforts to obtain a GED.

☐ 64. You will make all efforts to obtain a valid driver's license.

☐ 65. Your supervision may be terminated early when all conditions are met.

☒ 66. You will not return to DOUBLE DIAMOND FARM.

☐ 67. You will enter and successfully complete the Probation & Restitution Center when directed by your Supervising Officer. You will comply with the rules and regulations of the center which are hereby made conditions of your supervision.

☒ 68. Other:SUPERVISION MAY BE TRANSFERRED

FINANCIAL CONDITIONS (PAYABLE AS DIRECTED BY THE SUPERVISING OFFICER)

☒ 69. You will pay $390 (COLLECTED TH[illegible]ARION COUNTY CLERK OF COURT) in Court [illegible]s (to include Criminal Justice Fund, Criminal Justice Training Fund, and the Florida Crime Compensation [illegible]nd).

☒ 70. You will pay the sum of $262.50 (COLLECTED THRU MARION COUNTY CLERK OF COURT) into the Fine and Forfeiture Fund of Marion County, payable by money order or cashier's check only, as directed by the Probation Officer.

☐ 71. You will pay Restitution in the amount of $_____ to _____. Jointly and severally at the rate of $_____ per month or completed by _____. ☐ Reserve jurisdiction.

☐ 72. You will pay $_____ for investigative costs to _____.

☐ 73. You will pay $_____ for cost of prosecution to _____.

☐ 74. You will pay $_____ to State Attorney Check Diversion Fund.

☐ 75. You will pay $_____ to F.D.L.E. drug fund.

☐ 76. You will pay $_____ as a County drug fund.

☐ 77. You will pay $_____ as a Public Defender Lien/Court appointed attorney fee.

☐ 78. You shall pay $40.00 application fee into the Indigent Criminal Defense Fund unless already paid.

☐ 79. Monetary obligations made a lien of record. All except restitution

☐ 80. You will complete all special terms and conditions of previous supervision.

☐ 81. Other: _____.

FELONY DIVISION
OFFICE OF DAVID R. ELLSPERMANN-CLERK OF THE CIRCUIT COURT

DATE: 12-21-2005
TIME: 11:39:43
RECEIPT #: F 000050769
RECEIVED OF: FAHEY GEORGE JOHN III
PART. ID: 1127080
BY CLERK: L. GARY

MEMO: GEORGE JOHN FAHEY III
PAID IN FULL FINE/COSTS
CHECKS:

CASH	CREDIT	CHANGE	OTHER
$653.00	$0.00	$0.50	$0.00

CASE NUMBER	EVENT/SERVICE COUNT		AMOUNT / JUDGE
42-2005-CF-001798-AXXX-XX STATE V GEORGE J FAHEY PARTY: FAHEY GEORGE JOHN	1452	PAY: FELONY SURCHARGE	$12.50
42-2005-CF-001798-AXXX-XX STATE V GEORGE J FAHEY PARTY: FAHEY GEORGE JOHN	1455	PAY: CRIMESTOPPERS SURCHARGE-CF	$20.00
42-2005-CF-001798-AXXX-XX STATE V GEORGE J FAHEY PARTY: FAHEY GEORGE JOHN	1454	PAY: FELONY COURT COSTS (ONLY)	$370.00
42-2005-CF-001798-AXXX-XX STATE V GEORGE J FAHEY PARTY: FAHEY GEORGE JOHN	1451	PAY: FELONY FINE	$250.00

TOTAL RECEIPT... $652.50
TOTAL BAL DUE..$0.00

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA

CASE NO. 05-1798-CF-A-W

STATE OF FLORIDA

vs.

GEORGE J. FAHEY, III,

Defendant.
_____/

FILED
FELONY
05 DEC 12 PM 12:2
CLERK CIRCUIT COURT
MARION COUNTY, FL

ORDER RESCHEDULING JURY TRIAL

The above case is presently scheduled for trial on the Court's two-week trial docket beginning at 9:00 a.m. on Tuesday, January 3, 2006. Based upon the number of cases currently set for the January 3, 2006 trial term, the Court finds it appropriate to reschedule the trial in this case until February, 2006. It is, therefore,

ORDERED:

1. This case is removed from the January 3, 2006 trial term.

2. The jury trial in this case is rescheduled until the Court's two-week trial term beginning at **9:00 a.m. on Monday, February 13, 2006** before Judge Brian D. Lambert in Courtroom 4D, 4th Floor, Marion County Judicial Center, 110 NW 1st Avenue, Ocala, FL, 34475. Approximately three (3) weeks before the commencement of the trial term, the Court will issue an Order Setting Priority of Trials.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator at the Marion County Judicial Center, 110 NW 1st Avenue, Ocala, Florida, or (352) 401-6710, within 2 working days of your receipt of this Order; if you are hearing impaired or voice impaired, call 711.

3. All witness lists and exhibit lists shall be filed no later than thirty (30) days before

December 21

the date of the commencement of the trial term. The failure to provide a good address for any witness and the failure to list any witnesses and/or exhibits may lead this Court to exclude such witnesses and/or exhibits at trial.

ORDERED this 9th day of December, 2005 at Ocala, Florida.

BRIAN D. LAMBERT
Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy hereof has been furnished by U.S. Mail/Inter-Office Mail to the following on this 9th day of December, 2005:

State Attorney's Office
(Via Inter-Office Mail)

Gregory E. Tucci, Esquire
225 NE 8th Avenue
Ocala, FL 34470

Judicial Assistant

DC# _____
Officer _____

☐ JUDGEMENT OF GUILT ☒ ORDER WITHHOLDING ADJUDICATION OF GUILT AND PLACING DEFENDANT ON ☒ PROBATION ☐ DRUG OFFENDER PROBATION ☐ COMMUNITY CONTROL ☐ SEX OFFENDER PROBATION ☐ SEX OFFENDER COMMUNITY CONTROL

STATE OF FLORIDA, Plaintiff
-VS.-

GEORGE J. FAHEY
Defendant

In the Circuit Court
Of Marion County, Florida
Case No. 05-1798 AXXX

RECEIVED
06 JAN -4 PM 12:40
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

This cause coming on this day to be heard before me, and you, the defendant, GEORGE J. FAHEY, being now present before me, and you having:

☒ **ENTERED A PLEA OF GUILTY TO:**
☐ **ENTERED A PLEA OF NOLO CONTENDERE TO:**
☐ **BEEN FOUND GUILTY BY A JURY TRIAL OF:**
☐ **BEEN ADJUDGED GUILTY BY THE COURT OF:**

The offense of: CT I: GRAND THEFT the Court hereby withholds adjudication/adjudges you to be guilty of said offense, and; Therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld, and that you are hereby placed on
☒ **Probation** ☐ **Community Control** ☐ **Drug Offender Probation** ☐ **Sex Offender Probation** ☐ **Sex Offender Community Control** for a period of TWO YEARS under the supervision of the Department of Corrections and its Officers, such supervision to be subject to the provisions of the laws of this State.

You are hereby placed on notice that the Court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision; and that if you violate any of the conditions of your probation, you may be arrested and the Court may revoke your probation and impose any sentence which it might have imposed before placing you on probation.

It is further ordered that when you have reported to the Probation Officer and have been instructed as to the conditions of supervision you shall be released from custody if you are in custody and if you are at liberty on bond, the sureties thereon shall stand discharged from liability.

It is further ordered that the Clerk of this Court file this order in his office, record the same in the Minutes of the Court, and forthwith provide certified copies of same to the Supervising Officer for his use in compliance with the requirements of law.

DONE AND ORDERED IN OPEN COURT this 21ST day of DECEMBER, 2005.

EFFECTIVE DATE:_____

JUDGE - BRIAN LAMBERT

==========

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me.

Date:_____ Probationer:_____

Instructed by:_____

It is further ordered that you shall comply with the following conditions of Probation/Community Control:

LR
1-06-06

computer 3

DC4-900A
Rev 12/5

STANDARD CONDITIONS

I. PROBATION CONDITIONS

1. Not later than the fifth day of each month, or as otherwise directed, you will submit a full and truthful report to your supervising Officer on the Written Monthly Report Form.
2. You will pay the State of Florida the amount of $50.00(plus 4% surcharge) per month toward the cost of your supervision."The monthly Cost of Supervision shall be exempted for the number of months or portion of a month you are incarcerated or participating in residential drug treatment." ☐ Waived per court _____.
3. You will not change your residence or employment or leave the county of your residence without first procuring the consent of your supervising Officer.
4. You will neither possess, carry or own any weapons or firearms.
5. You will live and remain at liberty without violating any law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of your Probation/Community Control.
6. You will not use illegal drugs. You will not use intoxicants to excess; nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
7. You will work at a lawful occupation and support any dependents to the best of your ability. You will immediately notify your employer of your Probation/Community Control status.
8. You will promptly and truthfully answer all inquiries directed to you by your supervising Officer, and allow the Officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions he may give you.
9. You will submit to a Warrantless search of your person, residence, and/or property by your Probation or Community Control Officer.
10. You will submit to and be financially responsible for drug testing and participate in a drug treatment program, including residential and aftercare; as directed by your supervising Officer.
11. You will report to the Probation Education Growth Program for an evaluation of your education level if directed by your supervising Officer. You will be referred into the appropriate Adult Education Program. You will attend classes on a regular basis as determined by your supervising Officer and Probation Education Growth personnel. Your progress will be monitored and reports furnished to your Probation/Community Control Officer.
12. You will pay $1.00 per month for each month of supervision to First Step of the Fifth Judicial Circuit, Inc. This money will be paid within the first ninety- (90) days of supervision.
13. You will submit to the drawing of blood or other biological specimens as prescribed in ss.948.014 and 943.325, and reimburse the appropriate agency for the costs of drawing and transmitting the blood or other biological specimens to the Department of Law Enforcement.
14. You will pay $2.00 per month surcharge for each month of supervision per F.S. 948.09(1)(a)2. to the Training Trust Fund for any months not exempted from paying Cost of Supervision.

II. COMMUNITY CONTROL CONDITIONS

15. You will remain confined to your approved residence except for one-half hour before and after your approved employment, community service work or any other special activities approved by your Supervising Officer.
16. You will maintain an hourly accounting of all your activities on a daily log which you will submit to your supervising Officer upon request.
17. You will participate in self-improvement programs as determined by the Court, or your supervising Officer.
18. The Department of Corrections may ,at its discretion, place you on Electronic Monitoring during the term of Community Control. If placed on electronic monitoring, you will wear a monitor at all times. You will maintain a private phone line, be financially responsible for lost or damaged equipment and follow all rules and regulations as instructed. The telephone will be available within five (5) working days of being placed on Electronic Monitoring Program.
19. You will pay to the State of Florida, for cost of Electronic Monitoring, $1.00 per day.
20. You will submit to urinalysis, Breathalyzer or blood test at anytime requested by your Community Control Officer, or the professional staff of any treatment center where you are receiving treatment, to determine possible use of alcohol, drugs or controlled substances; as directed by your supervising Officer.

III. DRUG OFFENDER CONDITIONS

21. You will submit to and, unless otherwise waived, be financially responsible for drug testing, urinalysis on at least a monthly basis, and counseling if deemed appropriate by your supervising Officer.
22. You will enter and successfully complete Non-secure or inpatient drug treatment if deemed appropriate by your Drug Offender Probation Officer.
23. At least monthly, you will personally report to your Drug Offender Probation Officer as directed.
24. You will comply with any curfew restrictions, confinement to approved residence, or travel restrictions as instructed by your Drug Offender Probation Officer and approved by the Officer's Supervisor.

SPECIAL CONDITIONS

IV. Sex Offender Supervision (Standard for all sex offenders)

Sex Offender Mandatory Conditions: If placed on supervision (Probation/Community Control) for Violation of Florida Statutes 794,800.04, 827.071 or 847.0145 the following are Mandatory Conditions of Supervision if the offense occurred on or after 10/1/95.

25. A mandatory curfew from 10 p.m. to 6 a.m. The court may designate another 8-hour period if the offender's employment precludes the above-specified time, and such alternative is recommended by the Department of Corrections. If the court determines that imposing a curfew would endanger the victim, the court may consider alternative sanctions.
26. If the victim was under the age of 18, a prohibition on living within 1,000 feet of a school, day care center, park, playground, or other place where children regularly congregate, as prescribed by the court.
27. Active participation and successful completion of a sex offender treatment program with therapists specifically trained to treat sex offenders, at the probationer's or community controllee's own expense. If a specially trained therapist is not available within a 50-mile radius of the probationer's or community controllee's residence, the offender shall participate in other appropriate therapy.
28. A prohibition on any contact with the victim, directly or indirectly, including through a third person, unless approved by the victim, the offender's therapist, and the sentencing court.
29. If the victim was under the age of 18, a prohibition, until successful completion of a sex offender treatment program, on unsupervised contact with a child under the age of 18, unless authorized by the sentencing court without another adult present who is responsible for the child's welfare, has been advised of the crime, and is approved by the sentencing court.
30. If the victim was under age 18, a prohibition on working for pay or as a volunteer at any school, daycare center, park, playground, or other place where children regularly congregate.

31. Unless otherwise indicated in the tre nt plan provided by the sexual offende eatment program, a prohibition on viewing, owning, or possessing any ob e, pornographic, or sexually stimulati isual or auditory material, including telephone, electronic media, computer programs, computer services that are relevant to the offender's deviant behavior pattern.
32. You will submit to the drawing of blood or other biological specimens as prescribed in ss.948.014 and 943.325, and reimburse the appropriate agency for the costs of drawing and transmitting the blood or other biological specimens to the Department of Law Enforcement.
33. A requirement that the probationer or community controllee make restitution to the victim, as ordered by the court under FS.775.089, for all necessary medical and related professional services relating to physical, psychiatric, psychological care.
34. Submission to a warrantless search by the community control or probation officer of the probationer's or community controllee's person, residence, or vehicle.

Sex offender probation: In addition to the above 10/1/95 Mandatory Conditions of Supervision for Violation of Florida Statutes 794,800.04, 827.071, or 847.0145 the following conditions will apply if the offense was committed on or after 10/1/97 and the Court orders sex Offender Probation.

35. As part of a treatment program, participation at least annually in polygraph examinations to obtain information necessary for risk management and treatment and to reduce the sex offender's denial mechanisms. A polygraph examination must be conducted by a polygrapher trained specifically in the use of the polygraph for the monitoring of sex offenders, where available, and shall be paid by the sex offender. The results of the polygraph examination shall not be used as evidence in court to prove that a violation of community supervision has occurred.
36. Maintenance of a driving log and a prohibition against driving a motor vehicle alone without the prior approval of the supervising officer.
37. If there was sexual contact, a submission to, at the probationer's or community controllee's expense, an HIV test with the results to be released to the victim and/or the victim's parents or guardian.
38. Electronic monitoring when deemed necessary by the community control or probation officer and his or her supervisor, and ordered by the court at the recommendation of the Department of Corrections.
39. Other: _____

V. TREATMENT PROGRAMS

☐ 40. You will submit to a mental health evaluation through treatment agency to which you are referred. You will successfully complete all treatment as recommended and will be financially responsible for evaluation and treatment fees.

☐ 41. You must enter into, participate in, and successfully complete a substance abuse evaluation and any treatment program subsequently prescribed by the treatment agency to which you are referred, including aftercare program, and be financially responsible for any treatment rendered. _____

☐ 42. You shall enter and successfully complete residential, drug treatment and aftercare, remaining in the program until dismissed in writing by staff, complying with all rules, regulations, and requirements thereof._____

☐ 43. You will enter and complete a Domestic Violence Program, through TASC, or other approved agency.

☐ 44. You will enter and complete Anger Management through TASC, or other approved agency.

☐ 45. You will submit to random drug/alcohol screening. _____.

☐ 46. You will enter and successfully complete the Batterer's Intervention Program.

☐ 47. OTHER: _____.

VI.SPECIAL CONDITIONS APPLICABLE TO ALL SUPERVISION TYPES

☐ 48. You will serve _____ days in the _____ County Jail, with credit for _____ days served, and report to the Probation Office immediately upon release, complying with all rules, regulations, and requirements thereof, and report to the Probation Office immediately upon release.

☒ 49. You will have no contact with the victim(s)directly or indirectly.

☐ 50. You will submit in writing a letter of apology to the victim(s)._____

☐ 51. You will not purchase, possess, or consume any alcoholic beverages, nor will you visit any place where the primary purpose is sale or consumption of alcohol.

☐ 52. You will attend and successfully complete DUI School/☐Advance DUI School.

☐ 53. Your Driver's License is Revoked for _____ days, _____ months,_____ years, ☐life.

☐ 54. You will attend, and successfully complete a Driver's Education Course.

☐ 55. You will forfeit weapon(s) seized in this case.

☐ 56. You will not maintain a checking account.

☐ 57. You will complete a Bad Check Program.

☒ 58. You will perform 80 (COMPLETED BY 12/21/2006) hours of Community Service.

☐ 59. You will enter and successfully complete the Victim Impact Panel.

☐ 60. You will enter and successfully complete the Alcohol Safety Education Course. ☐ Advanced.

☐ 61. You will impound your vehicle for _____ days.

☐ 62. You will not operate a motor vehicle without a valid driver's license/permit.

☐ 63. You will make all efforts to obtain a GED.

☐ 64. You will make all efforts to obtain a valid driver's license.

☐ 65. Your supervision may be terminated early when all conditions are met.

☒ 66. You will not return to DOUBLE DIAMOND FARM.

☐ 67. You will enter and successfully complete the Probation & Restitution Center when directed by your Supervising Officer. You will comply with the rules and regulations of the center which are hereby made conditions of your supervision.

☒ 68. Other:SUPERVISION MAY BE TRANSFERRED

FINANCIAL CONDITIONS (PAYABLE AS DIRECTED BY THE SUPERVISING OFFICER)

☒ 69. You will pay $390 (COLLECTED THRU MARION COUNTY CLERK OF COURT) in Court Costs (to include Criminal Justice Fund, Criminal Justice Training Fund, and the Florida Crime Compensation Fund).

☒ 70. You will pay the sum of $262.50 (COLLECTED THRU MARION COUNTY CLERK OF COURT) into the Fine and Forfeiture Fund of Marion County, payable by money order or cashier's check only, as directed by the Probation Officer.

☐ 71. You will pay Restitution in the amount of $_____ to _____. Jointly and severally at the rate of $_____ per month or completed by _____. ☐ Reserve jurisdiction.

☐ 72. You will pay $_____ for investigative costs to _____.

☐ 73. You will pay $_____ for cost of prosecution to _____.

☐ 74. You will pay $_____ to State Attorney Check Diversion Fund.

☐ 75. You will pay $_____ to F.D.L.B. drug fund.

☐ 76. You will pay $_____ as a County drug fund.

☐ 77. You will pay $_____ as a Public Defender Lien/Court appointed attorney fee.

☐ 78. You shall pay $40.00 application fee into the Indigent Criminal Defense Fund unless already paid.

☐ 79. Monetary obligations made a lien of record. All except restitution

☐ 80. You will complete all special terms and conditions of previous supervision.

☐ 81. Other: _____

IN THE CIRCUIT COURT OF
THE FIFTH JUDICIAL CIRCUIT OF
THE STATE OF FLORIDA, IN AND
FOR MARION COUNTY.

STATE OF FLORIDA

Plaintiff

vs.

GEORGE JOHN FAHEY, III,

Defendant

CASE NO.: 2005-CF-1798-A-W

05 DEC 16 AM 7:45
FILED
FELONY
MARION COUNTY, FL
CLERK CIRCUIT COURT

NOTICE OF HEARING

TO: Daniel Haun
State Attorney's Office
19 NW Pine Avenue
Ocala, FL 34470

Please take notice that on the **21st day of December, 2005 at 9:00 a.m.** or as soon thereafter as counsel can be heard, the undersigned will bring on to be heard

Change of Plea

before the Honorable Brian Lambert, one of the Judges of the above Court, in Courtroom 4D of the Marion County Judicial Center, 110 NW 1st Avenue, Ocala, Florida.

Please govern yourself accordingly.

Dated this 14th day of December, 2005.

I HEREBY CERTIFY that a copy of the foregoing NOTICE OF HEARING was delivered to the above named addressee on the aforementioned date.

GREGORY E. TUCCI

Gregory E. Tucci
225 Northeast Eighth Avenue
Ocala, Florida 34470-6798
(352) 622-1241
Attorney for Defendant.
Fla. Bar No. 144405

cc Honorable Judge Lambert
client

Computer 4

**IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA**

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

NOTICE TO REPORT TO THE COLLECTIONS OFFICE

YOU ARE HEREBY noticed to report to the Collections Department in the Marion County Clerk's Office, Room 207, to make payment arrangements for your court-ordered fines and costs. You are to report within 48 hours from this date or your release from custody. The office is open between the hours of 8:30 a.m. and 4:30 p.m. Please have this notice available at the time you report to the Collections Department.

Your failure to report to the Collections Office could result in a violation of your probation (if applicable) or contempt of court proceedings, suspension of your driving privileges, and referral to a collection agency. If your case is referred to a collection agency, the amount you owe will increase by 22.5 percent of the total amount due.

Dated this 21st day of December, 2005.

I acknowledge receipt of this notice.

X _____
Defendant's Signature

_____
Deputy Clerk

TOTAL DUE $ 652.50

Computer

Original - Court File Copy - Defendant

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

_____ Probation/Community Control Violator _____ Retrial _____ Resentence

STATE OF FLORIDA

Case Number: 42-2005-CF-001798-AXXX-XX

vs.

GEORGE JOHN FAHEY III

JUDGMENT

The Defendant, GEORGE JOHN FAHEY III, being personally before this Court represented by GREGORY EUGENE TUCCI, the attorney of record, and the State represented by DANIEL DWIGHT HAUN, and said Defendant having entered a plea of guilty to the following crime(s):

OBTS Number(s):

Count	Crime	Offense Statute Number	Degree
1	GRAND THEFT	812.014(2c)	F3

X and good cause being shown, it is ordered that ADJUDICATION OF GUILT BE WITHHELD.

Computer 16

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

Case Number: 42-2005-CF-001798-AXXX-XX

vs.

GEORGE JOHN FAHEY III

899 SW 85TH AVENUE
OCALA, FL 34474

CHARGES / COSTS / FEES

The Defendant is hereby ordered to pay the following sums if checked:
*(Items marked with *(COP), *(COCC), and *(COS) are Conditions of Probation, Community Control, and Condition of Suspension)*

Mandatory Costs in All Cases

_X_ $3.00 as a court cost pursuant to Section 938.01, Florida Statutes (Criminal Justice Clearing Trust Fund).
_X_ $50.00 pursuant to Section 938.03, Florida Statutes (Crimes Compensation Trust Fund).
_X_ $200.00 pursuant to Section 938.05, Florida Statutes (Additional Court Cost).

_X_ $50.00 pursuant to Section 775.083(2), Florida Statutes (County Crime Prevention Program).

Mandatory Costs Authorized by Local Government Agencies

_X_ $2.00 as a court cost pursuant to Section 938.15, Florida Statutes (Criminal Justice Education for Local Government).
_X_ $65.00 as a court cost pursuant to Section 939.185, Florida Statutes (Additional Court Cost for County Programs).

DONE AND ORDERED in open court at Ocala, Marion County, Florida, on December 21, 2005.

BRIAN D LAMBERT, Circuit Judge

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

OBTS Number(s):

SENTENCE

(as to Count 1)

The Defendant, GEORGE JOHN FAHEY III, being personally before this Court, accompanied by the Defendant's attorney of record, GREGORY EUGENE TUCCI, and an adjudication of guilt having been withheld herein, and the Court having given the Defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the Defendant should not be sentenced as provided by law, and no cause being shown

It is the sentence of the Court that:

X The Defendant pay a fine of $250.00 pursuant to Section 775.083, Florida Statutes, plus $12.50 as the 5% surcharge required by Section 938.04, Florida Statutes. The Defendant pay a surcharge of $20.00 pursuant to Section 938.06, Florida Statutes for the Crime Stoppers Trust Fund.

X The Defendant is hereby committed to the custody of the Sheriff of Marion County, Florida.

To be imprisoned (Check one; unmarked sections are inapplicable):

X For a term of three (3) days.

If split sentence, complete the appropriate paragraph.

X Followed by probation for a period of two (2) years under the supervision of the Department of Corrections, according to the terms and conditions of supervision set forth in a separate order entered herein.

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

OBTS Number(s):

SPECIAL PROVISIONS

(as to Count 1)

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

Other Provisions:

Jail Credit X It is further ordered that the defendant be allowed a total of 3 days as credit for time incarcerated before imposition of this sentence.

In the event the above sentence is to the Department of Corrections, the Sheriff of Marion County, Florida, is hereby ordered and directed to deliver the Defendant to the Department of Corrections at the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statute.

The Defendant was advised in open court of the right to appeal from this sentence by filing a notice of appeal within thirty (30) days from this date with the clerk of this court and the Defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigency.

In imposing the above sentence, the Court further orders:

*(Items marked with *(COP), *(COCC), and *(COS) are Conditions of Probation, Community Control, and Condition of Suspension)*

Fines

Financial Obligations to be collected through the Marion County Clerk's Office

Probation

Defendant cannot have any contact with victim(s) *(COP)

Do not return to Double Diamond Farm *(COP)

Supervision may be transferred *(COP)

Community Service

The Court hereby orders you to perform community service for a period of 80 hours. *(COP)

Complete within 12 months.

DONE AND ORDERED in open court at Ocala, Marion County, Florida, on December 21, 2005.

BRIAN D LAMBERT, Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail / hand delivery to GREGORY EUGENE TUCCI, 225 NE 8TH AVENUE, OCALA, FL 34470-6727 on _____.

Deputy Clerk

RULE 3.992( )MINAL PUNISHMENT CODE ( )SHEET

1. DATE OF SENTENCE	2. PREPARER'S NAME ☐ DC ☒ SAO	3. COUNTY	4. SENTENCING JUDGE
12/21/2005	Frank	Marion	Lambert

5. NAME (LAST, FIRST, M.I.)	6. DOB [redacted]	6. RACE ☐B ☒W ☐OTHER	10. PRIMARY OFF. DATE 2-9-05	12. PLEA ☒ TRIAL ☐
Fahey III, George	7. DC #	9. GENDER ☒M ☐F	11. PRIMARY DOCKET # 2005CF1798W	

I. **PRIMARY OFFENSE:** If Qualifier, please check ___A ___S ___C ___R (A=Attempt, S=Solicitation, C=Conspiracy, R=Reclassification)

FELONY DEGREE	F.S.#	DESCRIPTION	OFFENSE LEVEL	POINTS
F3,	812.014,	Grand Theft	2	

(Level - Points: 1=4, 2=10, 3=16, 4=22, 5=28, 6=36, 7=56, 8=74, 9=92, 10=116)

Prior capital felony triples Primary Offense points ☐ I. 10

II. **ADDITIONAL OFFENSE(S):** Supplemental page attached ☐

DOCKET#	FEL/MM DEGREE	F.S.#	OFFENSE LEVEL	QUALIFY A S C R	COUNTS		POINTS		TOTAL
_____/	_____/	_____/	_____	☐☐☐☐	_____	X	_____	=	_____
Description	_____								
_____/	_____/	_____/	_____	☐☐☐☐	_____	X	_____	=	_____
Description	_____								
_____/	_____/	_____/	_____	☐☐☐☐	_____	X	_____	=	_____
Description	_____								

(Level - Points: M=0.2, 1=0.7, 2=1.2, 3=2.4, 4=3.6, 5=5.4, 6=18, 7=28, 8=37, 9=46, 10=58)

Prior capital felony triples Additional Offense points ☐ Supplemental page points _____ II. 7

III. **VICTIM INJURY:**

		Number	Total			Number	Total
2nd Degree Murder	240 X	_____	= _____	Slight	4 X	_____	= _____
Death	120 X	_____	= _____	Sex Penetration	80 X	_____	= _____
Severe	40 X	_____	= _____	Sex Contact	40 X	_____	= _____
Moderate	18 X	_____	= _____				

III. _____

IV. **PRIOR RECORD:** Supplemental page attached ☐

FEL/MM DEGREE	F.S #	OFFENSE LEVEL	QUALIFY A S C R	DESCRIPTION	NUMBER		POINTS		TOTAL
_____/	_____/	_____/	☐☐☐☐	_____/	_____	X	_____	=	_____
_____/	_____/	_____/	☐☐☐☐	_____/	_____	X	_____	=	_____
_____/	_____/	_____/	☐☐☐☐	_____/	_____	X	_____	=	_____
_____/	_____/	_____/	☐☐☐☐	_____/	_____	X	_____	=	_____
_____/	_____/	_____/	☐☐☐☐	_____/	_____	X	_____	=	_____
_____/	_____/	_____/	☐☐☐☐	_____/	_____	X	_____	=	_____

(Level - Points: M=0.2, 1=0.5, 2=0.8, 3=1.6, 4=2.4, 5=3.6, 6=9, 7=14, 8=19, 9=23, 10=29) Supplemental page points _____

IV. 0

DISTRIBUTION: White / Original / Clerk; Green / DC Data; Canary / State Attorney; Pink / Defense Attorney; Goldenrod / DC Offender File

Page 1 Subtotal: 10

Computer

Effective Date: For offenses committed under the Criminal Punishment Code effective on or after October 1, 1998.

Page 1 Subtotal 10

V. Legal Status violation = 4 Points V.____

VI. Community Sanction violation before the court for sentencing VI.____
6 points x each successive violation OR
New felony conviction = 12 points x each successive violation

VII. Firearm/Semi-Automatic or Machine Gun = 18 or 25 Points VII.____

VIII. Prior Serious Felony = 30 Points VIII.____

Subtotal Sentence Points ____

IX. Enhancements (only if the primary offense qualifies for enhancement)

Law Enforcement Protection	Drug Trafficking	Grand Theft Motor Vehicle	Street Gang	Domestic Violence (offenses committed on or after 10-1-97)
___x 1.5 ___x 2.0 ___x 2.5	___x 1.5	___x 1.5	___x 1.5	___x 1.5

Enhanced Subtotal Sentence Points IX.____

TOTAL SENTENCE POINTS 10

SENTENCE COMPUTATION

If total sentence points are less than or equal to 44, the lowest permissible sentence is any non-state prison sanction.

If total sentence points are greater than 44:

_____ (total sentence points) minus 28 = _____ x .75 = _____ (lowest permissible prison sentence in months)

The maximum sentence is up to the statutory maximum for the primary and any additional offenses as provided in s. 775.082, F.S., unless the lowest permissible sentence under the code, exceeds the statutory maximum. Such sentences may be imposed concurrently or consecutively. If total sentence points are greater than or equal to 363, a life sentence may be imposed.

5 (maximum sentence in years)

TOTAL SENTENCE IMPOSED

		Years	Months	Days
☐ State Prison	☐ Life			
☐ County Jail	☐ Time Served			
☐ Community Control				
☑ Probation		2		

Please check if sentenced as ☐ habitual offender, ☐ habitual violent offender, ☐ violent career criminal, ☐ prison releasee reoffender, or a ☐ mandatory minimum applies.

☐ Mitigated Departure ☐ Plea Bargain

Other Reason _____

JUDGE'S SIGNATURE [signature]

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
OF THE STATE OF FLORIDA, IN AND FOR MARION COUNTY

STATE OF FLORIDA CASE NO. 2005-CF-001798-A-W

VS

GEORGE JOHN FAHEY III

WAIVER OF RIGHTS AND PLEA AGREEMENT

I, GEORGE JOHN FAHEY III, the above-named Defendant in the criminal action(s) declare that:

If I have any questions before or during the plea, I can talk privately with my lawyer and if my lawyer cannot answer my questions, I can talk with the judge.

I am aware of and fully understand that charge(s) listed below have been filed against me in the above-styled case(s). I understand that the maximum sentence of each charge is as follows:

Charge	Imprisonment	Fine
GRAND THEFT-$300 OR MORE BUT LESS THAN $20 000	5 Years	$5,000.00

I also understand that a plea of guilty admits the truth of a charge, a plea of not guilty denies a charge and a plea of nolo contendere (no contest) neither admits nor denies a charge but is made in my own best interest and enables the judge to sentence me the same as if I pled guilty.

Pursuant to plea negotiations entered into between the State Attorney's Office, my attorney and/or myself, I wish to enter a plea of guilty to

(X) Charges as filed

The sentencing scoresheet prepared in my case has been fully explained to me and if I still have any questions, I can ask the judge about them at the time I enter this plea. I understand that if I am being sentenced as a habitual offender or prison releasee reoffender the sentencing scoresheet does not apply to my case.

I understand and agree that I will be sentenced only upon the following terms and conditions:

W/H
~~Alg~~, 2 yrs. Probation, $250 FCC, 80 hrs. CS, No contact w/ Todd Monk and/or Charles Brand, Stay Away from Double Diamond Farm.

to be performed w/in first 12 months of probation

CTS - 3 DAYS

M-2005-31617 BLR

Computer 16

DANIEL HANN - Jenny

By placing my initials beside the following paragraphs, I state that I understand the content of each item, either by having read each item or by having each item read and/or explained to me; and that each item so initialed is true and correct as it applies to me:

JF I am 28 years of age and I have completed 16 years of formal education.

JF I can read, write and understand the English language and I have no difficulty reading and understanding this document.

JF I am not currently under the influence of drugs or alcohol.

JF I have never been found to be insane or incompetent, nor have I ever been a patient at any hospital for mental illness.

JF I have discussed with my attorney the facts of this case(s) and the defense(s) that might be available. I am satisfied that my attorney has represented me to the best of his/her ability and has done all that can be expected of him/her.

JF I have not been promised any reward nor has it been suggested that I will be rewarded in any manner, or that I will be given any leniency, other than the terms set forth in this document, in return for my entering this plea. No person has used any threats, force, pressure or intimidation to induce me to make this plea. No promises concerning gain time or potential release dates have been made to me.

JF I fully realize that by entering this plea, I am waiving any right to a trial by a jury or by the judge, I am waiving my right to confront and cross-examine my accusers, I am waiving my right to remain silent or to testify in my own behalf, I am waiving my right to subpoena witnesses and have them testify for me, and I am waiving my right to require the state to prove the truth of the charge(s), including each element thereof, beyond and to the exclusion of every reasonable doubt before I can be found guilty.

JF I understand that if I am not a United States citizen, this plea and the resulting sentence may lead to my deportation.

JF I understand the judge will impose mandatory court costs, surcharges and fees and may impose fines and other discretionary charges. If I am sentenced to probation and/or community control, I will be required to pay costs of supervision. If I have been represented by the public defender system, I will be required to pay a reasonable fee for those legal services. I represent that I have the ability to pay all of these obligations during terms of probation and/or community control.

JF I understand that by entering this plea, I waive my right to direct appeal of any matters relating to judgement, including the issue of guilt or innocence. I understand that an appeal, based solely on the length of a legal sentence, will not be successful.

JF I understand I retain my right to challenge an illegal sentence.

JF I understand that this plea agreement is void if withdrawn by the state prior to being accepted by the judge.

GEORGE JOHN FAHEY III
DEFENDANT

12/21/05
DATE

I am attorney for the defendant in this case(s). I have read and fully explained this document to the defendant. I have also read and fully explained the Information as well as the Sentencing Scoresheet to the defendant. He has acknowledged to me that he fully understands the content of both documents. I have explained the maximum penalty as to each count pled to by the defendant and I consider him competent to understand the charge(s) against him and the effect of his waiver of rights and plea agreement. I have explained to him his right of appeal and the difference between direct appeal and collateral attack.

ATTORNEY FOR DEFENDANT

12/21/05
DATE

On behalf of the State of Florida, I agree to the terms and conditions of this document and ask the court to accept and enforce the same.

DANIEL FRANK
ASSISTANT STATE ATTORNEY

10/6/05
DATE

I have determined that the defendant entered into this waiver of rights and plea agreement freely and voluntarily and that there is sufficient factual basis. Therefore, I approve this document and accept the defendant's plea.

BRIAN LAMBERT
CIRCUIT JUDGE

12/21/05
DATE

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
OF THE STATE OF FLORIDA, IN AND FOR MARION COUNTY

STATE OF FLORIDA CASE NO. 2005-CF-001798-A-W

VS

GEORGE JOHN FAHEY III
_____/

COURT FILE
FILED
FELONY
05 OCT 11 PM 12:35
CLERK CIRCUIT COURT
MARION COUNTY, FL

WAIVER OF RIGHTS AND PLEA AGREEMENT

I, GEORGE JOHN FAHEY III, the above-named Defendant in the criminal action(s) declare that:

If I have any questions before or during the plea, I can talk privately with my lawyer and if my lawyer cannot answer my questions, I can talk with the judge.

I am aware of and fully understand that charge(s) listed below have been filed against me in the above-styled case(s). I understand that the maximum sentence of each charge is as follows:

Charge	Imprisonment	Fine
GRAND THEFT-$300 OR MORE BUT LESS THAN $20 000	**5 Years**	**$5,000.00**

I also understand that a plea of guilty admits the truth of a charge, a plea of not guilty denies a charge and a plea of nolo contendere (no contest) neither admits nor denies a charge but is made in my own best interest and enables the judge to sentence me the same as if I pled guilty.

Pursuant to plea negotiations entered into between the State Attorney's Office, my attorney and/or myself, I wish to enter a plea of guilty to

(X) Charges as filed

The sentencing scoresheet prepared in my case has been fully explained to me and if I still have any questions, I can ask the judge about them at the time I enter this plea. I understand that if I am being sentenced as a habitual offender or prison releasee reoffender the sentencing scoresheet does not apply to my case.

I understand and agree that I will be sentenced only upon the following terms and conditions:

A/G, 2 yrs. Probation, $250 FCC, 80 hrs. CS, No contact w/ Todd Mank and/or Charles Brand, Stay Away from Double Diamond Farm.

M-2005-31617

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By placing my initials beside the following paragraphs, I state that I understand the content of each item, either by having read each item or by having each item read and/or explained to me; and that each item so initialed is true and correct as it applies to me:

____ I am _____ years of age and I have completed _____ years of formal education.

____ I can read, write and understand the English language and I have no difficulty reading and understanding this document.

____ I am not currently under the influence of drugs or alcohol.

____ I have never been found to be insane or incompetent, nor have I ever been a patient at any hospital for mental illness.

____ I have discussed with my attorney the facts of this case(s) and the defense(s) that might be available. I am satisfied that my attorney has represented me to the best of his/her ability and has done all that can be expected of him/her.

____ I have not been promised any reward nor has it been suggested that I will be rewarded in any manner, or that I will be given any leniency, other than the terms set forth in this document, in return for my entering this plea. No person has used any threats, force, pressure or intimidation to induce me to make this plea. No promises concerning gain time or potential release dates have been made to me.

____ I fully realize that by entering this plea, I am waiving any right to a trial by a jury or by the judge, I am waiving my right to confront and cross-examine my accusers, I am waiving my right to remain silent or to testify in my own behalf, I am waiving my right to subpoena witnesses and have them testify for me, and I am waiving my right to require the state to prove the truth of the charge(s), including each element thereof, beyond and to the exclusion of every reasonable doubt before I can be found guilty.

____ I understand that if I am not a United States citizen, this plea and the resulting sentence may lead to my deportation.

____ I understand the judge will impose mandatory court costs, surcharges and fees and may impose fines and other discretionary charges. If I am sentenced to probation and/or community control, I will be required to pay costs of supervision. If I have been represented by the public defender system, I will be required to pay a reasonable fee for those legal services. I represent that I have the ability to pay all of these obligations during terms of probation and/or community control.

____ I understand that by entering this plea, I waive my right to direct appeal of any matters relating to judgement, including the issue of guilt or innocence. I understand that an appeal, based solely on the length of a legal sentence, will not be successful.

I understand I retain my right to challenge an illegal sentence.

____ I understand that this plea agreement is void if withdrawn by the state prior to being accepted by the judge.

GEORGE JOHN FAHEY III
DEFENDANT

DATE

I am attorney for the defendant in this case(s). I have read and fully explained this document to the defendant. I have also read and fully explained the Information as well as the Sentencing Scoresheet to the defendant. He has acknowledged to me that he fully understands the content of both documents. I have explained the maximum penalty as to each count pled to by the defendant and I consider him competent to understand the charge(s) against him and the effect of his waiver of rights and plea agreement. I have explained to him his right of appeal and the difference between direct appeal and collateral attack.

DATE

ATTORNEY FOR DEFENDANT

On behalf of the State of Florida, I agree to the terms and conditions of this document and ask the court to accept and enforce the same.

DANIEL FRANK
ASSISTANT STATE ATTORNEY

10/6/05
DATE

I have determined that the defendant entered into this waiver of rights and plea agreement freely and voluntarily and that there is sufficient factual basis. Therefore, I approve this document and accept the defendant's plea.

BRIAN LAMBERT
CIRCUIT JUDGE

DATE

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
OF THE STATE OF FLORIDA, IN AND FOR MARION COUNTY

FILED
FELONY
05 OCT 11 PM 12:35
DAVID R. ELSEFERHARN
CLERK CIRCUIT COURT
MARION COUNTY, FL

STATE OF FLORIDA CASE NO. 2005-CF-001798-A-W

VS

GEORGE JOHN FAHEY III
_____/

STATE'S DISCOVERY EXHIBIT

COMES NOW the State of Florida, by and through its undersigned Assistant State Attorney, pursuant to Rule 3.220(b), Florida Rules of Criminal Procedure, and in response to the Notice of Discovery filed herein by the Defendant and discloses the following information and/or material within the State's possession or control:

1. The names and addresses of all persons known to the undersigned Assistant State Attorney to have information which may be relevant to any offense charged, or any defense thereto. The letter in parentheses following the name of each witness indicates the category witness of that individual pursuant to Rule 3.220(b):

NAMES AND ADDRESSES

DOUBLE DIAMOND FARM (B)
899 SW 85 Ave
Ocala, FL 34481

CHARLES ROGER BRAND (A)
899 SW 85 Ave
Ocala, FL 34470

DONALD DIZNEY (A)
899 SW 85 Ave
Ocala, FL 34481

REGINA R GORDON (A)
Marion County Sheriff Dept
PO Box 1987
Ocala, FL 34478

TODD MONK (A)
5530 SW 140 Ave
Ocala, FL 34474

DAVID T TUCKER (A)
Marion County Sheriff Dept
PO Box 1987
Ocala, FL 34478

2. "YES" is indicated below for each subparagraph identifying information and/or material that is presently in the State's possession or control. The said information and/or material is available for inspection and copying upon reasonable notice to the undersigned. "NONE" is indicated below for each subparagraph identifying information and/or material that is not presently in the State's possession or control. The name(s) of confidential informant(s) will only be disclosed when the State intends to use same as witness(es) at the trial or when required by Order of Court.

	YES	NONE
a. Written, recorded and/or summarized		

M-2005-31617

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	statements of persons listed in paragraph "1." above	X	—
b.	Written, recorded and/or oral statements of the defendant (substance of oral statements below)	X	—
c.	Written, recorded and/or oral statements of co-defendant(s) (substance of oral statements below)	—	X
d.	Recorded Grand Jury testimony of defendant	—	X
e.	Tangible papers or objects obtained from or belonging to the defendant	X	—
f.	Material or information provided by confidential informant(s)	—	X
g.	Electronic surveillance of premises of defendant or conversations to which defendant was a party	—	X
	(Documents relating thereto)	—	X
h.	Search and/or seizure	X	—
	(Documents relating thereto)	X	—
i.	Reports or statements of experts	—	X
j.	Tangible papers or objects not obtained from or belonging to defendant which the State intends to use at hearing or trial	X	—
k.	**BRADY EVIDENCE:** Material or information that tends to negate the guilt of the defendant as to any offense charged	—	X

3. Substance of oral statements of the defendant: Defendant stated that he did steal the items and stated where the stolen items could be found. See Police Report.

4. Substance of oral statements of the co-defendant(s): N/A

5. All tangible objects as provided by Fla.R.Crim.P. 3.220(b)(1)(F) and Fla..R.Crim.P. 3.220(b)(1)(K), unless "NONE" is indicated above, may be inspected, copied, tested and/or photographed upon reasonable notice to the State and/or the custodian of the said objects during the regular and ordinary business hours at:

1. State Attorney's Office
2. MARION COUNTY SHERIFF DEPT

This document will serve as authorization for the defendant, his/her attorney, or his/her designated representative to conduct the said discovery of tangible objects, in the above-styled cause, with reference to the following case numbers:

2005-CF-001798-A-W

MCSO S057898

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing State's Discovery Exhibit has been furnished by U.S. Mail/Hand Delivery to: Gregory E Tucci, 225 NE 8 Ave, Ocala, FL 34470 this _____ day of _____, 2005.

BRAD KING
STATE ATTORNEY
FIFTH JUDICIAL CIRCUIT

By: _____
Daniel Frank
Assistant State Attorney
Fla. Bar # 0625787
19 NW Pine Avenue
Ocala, FL 34475
(352) 620-3800

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA Case Number: 42-2005-CF-001798-AXXX-XX

vs.

GEORGE JOHN FAHEY III

Defendant

ORDER SETTING TRIAL AFTER ARRAIGNMENT

The Defendant has entered a plea of not guilty, it is ORDERED:

1. This case is set for jury trial during the Court's two-week trial docket beginning on **January 3, 2006**, at **9:00 am.** The trial will be held before Circuit Judge Brian D Lambert in COURTROOM 4D, at the Marion County Judicial Center, 110 NW 1st Avenue, Ocala, FL 34475-6601. The Defendant and the Defendant's attorney, if any, shall appear before this Court at the date and time set forth herein for the trial. Any Defendant on bond who fails to appear as required by this Order shall have his/her bail revoked and a warrant issued for his/her arrest. Any attorney who fails to appear as required by this Order shall be subject to contempt of Court proceedings and, if appropriate, sanctions.

2. The Court will not, on its own motion, be entering a later Order that sets forth the dates of the Pretrial Conference and other pretrial procedures and/or pretrial meetings. The State Attorney's Office, the Defendant and the Defendant's attorney, if any, shall also comply with the later Court Order entered in this case regarding Pretrial Conference and other pretrial proceedings/meetings setting a pretrial conference. Either party may file a motion to set a pretrial conference. No later than thirty (30) days before the commencement of the trial term, each party shall file with the Clerk of the Court a list of all exhibits and witnesses (with good addresses) they may use at trial. The failure to timely comply may cause witnesses and/or exhibits to be excluded from trial.

3. In the event that the parties reach an agreement in this case and the Defendant wants to change his/her plea, a change of plea session can be scheduled at any reasonable time with the Court. Additionally, the Court may have specific change of plea days on its docket and the parties may schedule the change of plea on one of the preset change of plea days.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, the provision of certain assistance. Please contact the ADA Coordinator, Marion County Judicial Center, 110 NW 1st Avenue, Ocala, FL 34475-6601, or (352) 401-6710 within (2) working days of your receipt of this notice. If you are hearing impaired or voice impaired, call 711.

4. The Clerk of Court is directed to serve a copy of this Order on each Defendant, defense attorney, Assistant State Attorney, and bondsman (if any) and certify such service. If the Defendant is not represented by counsel, then the mailing address of the Defendant shall be noted on the Certificate of Service. Additionally, if the Defendant is represented by out of town counsel, that counsel's address shall also be listed in the Certificate of Service.

ORDERED this 10th day of October, 2005, at Ocala, Marion County, Florida.

Brian D Lambert
Circuit Judge

I HEREBY CERTIFY that a true copy hereof has been furnished to the State Attorney, Bail Bondsman, the Defendant and, if represented by counsel, the Defendant's attorney, by hand delivery/U.S. Mail on 10/14/05.

DAVID R. ELLSPERMANN
Clerk of the Circuit Court, Marion County, Florida

By [signature] D.C.

Tucci | Baillee

IMPORTANT NOTICE

Pursuant to § 316.193(8), F.S., you are hereby notified that the driving privileges of any person convicted of DUI or DUBAL will be immediately revoked. Defendants charged with DUI or DUBAL should make arrangements for transportation at any court proceeding at which the Court may take such action.

NAME AND ADDRESS OF DEFENDANT OR DEFENDANT'S OUT-OF-TOWN ATTORNEY

Signature

GEORGE JOHN FAHEY III, 899 SW 85TH AVENUE, OCALA, FL 34474-

g Tucci

IN THE CIRCUIT COURT OF THE
FIFTH JUDICIAL CIRCUIT OF THE
STATE OF FLORIDA, IN AND FOR
MARION COUNTY.

CASE NO.:05-1798-CF-W

STATE OF FLORIDA

Plaintiff

vs.

GEORGE JOHN FAHEY, III
Defendant

FILED
FELONY
05 SEP 26 PM 4:05
DAVID A. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

NOTICE OF APPEARANCE

GREGORY E. TUCCI, Attorney at Law, 225 Northeast Eighth Avenue, Ocala, Florida, files this his Appearance as Attorney of Record for the Defendant, GEORGE JOHN FAHEY, III, who waives appearance at arraignment and a reading of the Information.

GREGORY E. TUCCI

Gregory E. Tucci

Gregory E. Tucci
225 Northeast Eighth Avenue
Ocala, Florida 34470-6798
(352) 622-1241
Attorney for Defendant.
Fla. Bar No. 144405

PLEA OF NOT GUILTY

COMES NOW, the Defendant, GEORGE JOHN FAHEY, III , by and through her undersigned counsel, who enters this Plea of NOT GUILTY and hereby does demand a trial by jury as to all issues so triable in this cause.

Computer 4

AP-BDL

CERTIFICATION

I HEREBY CERTIFY that a true and correct copy of the foregoing has been sent this 20th day of September, 2005 , by hand delivery to the State Attorney's Office, 19 Northwest Pine Avenue, Ocala, Florida 34470.

GREGORY E. TUCCI

Gregory E. Tucci
225 Northeast Eighth Avenue
Ocala, Florida 34470-6798
(352) 622-1241
Attorney for Defendant.
Fla. Bar No. 144405

IN THE CIRCUIT COURT OF THE
FIFTH JUDICIAL CIRCUIT, IN AND
FOR MARION COUNTY, FLORIDA

CASE NO.: 05-1798-CF-W

STATE OF FLORIDA

Plaintiff,

vs.

GEORGE JOHN FAHEY, III

Defendant.

DISCOVERY DEMAND

Pursuant to Rule 3.220 (a) (l) of the Florida Rules of Criminal Procedure, the Defendant, **GEORGE JOHN FAHEY, III,** demands all discovery rights provided for by said Rule and the reciprocal portions thereof.

GREGORY E. TUCCI

Gregory E. Tucci
225 Northeast Eighth Avenue
Ocala, Florida 34470-6798
(352) 622-1241
Attorney for Defendant.
Fla. Bar No. 144405

DAVID R. ELLSPERMANN
CLERK OF CIRCUIT COURT
MARION COUNTY, FL
05 SEP 26 PM 4:06
FILED
FELONY

CERTIFICATION

I HEREBY CERTIFY that a true and correct copy of the foregoing has been sent this day 26th of September, 2005, by hand delivery to the State Attorney's Office, 19 NW Pine Avenue, Ocala , Florida 34470.

GREGORY E. TUCCI

Gregory E. Tucci
225 Northeast Eighth Avenue
Ocala, Florida 34470-6798
(352) 622-1241
Attorney for Defendant.
Fla. Bar No. 144405

Computer 4

POWER AMOUNT
$6,000.00

POWER OF ATTORNEY

Power No. BB 1597008

ACCREDITED SU Y AND CASUALTY CO., INC.

400 SOUTH PARK AVENU TE 320 • WINTER PARK, FL 32789-4320

KNOW ALL MEN BY THESE PRESENTS: that Accredited Surety and Casualty Co., Inc., a Corporation duly organized and existing under the laws of the State of Florida, has made pursuant to a Code of its By-Laws which was adopted by the Directors of the said Company on the 31st day of August, 1971 and is now in effect, does constitute and appoint, and by these presents does make, constitute and appoint below named agent its true and lawful Attorney-in-Fact for it and in its name, place and stead, to execute, seal and deliver for and on its behalf and as its act and deed, as surety, a bail bond only. Authority of such Attorney-in-Fact is limited to appearance bonds and cannot be construed to guarantee payment of fines, costs, alimony, wage claims, or any other financial obligation, nor delivery or immigration bonds on behalf of below named defendant.

This power of attorney is void if altered or erased. The obligation of the company shall not exceed the sum of

SIX THOUSAND, ($6,000.00) DOLLARS

and provided this Power-of-Attorney is filed with the bond and retained as a part of the Court records. The said Attorney-in-Fact is hereby authorized to insert in this Power-of-Attorney the name of the person on whose behalf this bond was given.

IN WITNESS WHEREOF, ACCREDITED SURETY AND CASUALTY CO., INC. has caused these presents to be signed by its duly authorized officer; proper for the purpose and its corporate seal to be hereunto affixed this 25 day of Sept., 20 05

Bond Amount 2000- **Appearance Date** 10/10/05

Defendant GEORGE FAHEY III

Court CIRCUIT **City** OCALA **State** FL.

Offense GIT

Executing Agent

ACCREDITED SURETY AND CASUALTY CO., INC.
VOID IF NOT ISSUED BY: DEC. 31, 2006

ACCREDITED SURETY AND CASUALTY COMPANY, INC. CORPORATE SEAL 1971 FLORIDA

Deborah Jallad

DEBORAH JALLAD
PRESIDENT

GENERAL SURETY APPEARANCE BOND ☐

FILED
FELONY
05 SEP 27 AM 11:
DAVID R. ELSPERMAN
CLERK CIRCUIT COURT
MARION COUNTY, FL

SEND ALL COURT NOTICES TO:

☐ LOCAL AGENT

Baillie Bail Bonds
720 NW 30th Ave.
Ocala, FL 34475-5606
(352) 732-3324
Fax: (352) 732-2229

TRANSFER AGENT

Name
Street
City State Zip

POWER # BB1597008

ARREST # 05-

STATE OF FLORIDA

vs

GEORGE FAHEY III

In The

Court Room 4C

Time 9am

CIRCUIT Court

MARION County

STATE OF FLORIDA

KNOW ALL MEN BY THESE PRESENTS: That we, the above captioned defendant, as principals, and ACCREDITED SURETY & CASUALTY COMPANY, INC., a Florida Corporation, as surety are held and firmly bound unto the Governor of the State of Florida, and his successors in office, the said principal, in the sum of $ 2000-

and the said surety for a like amount, for the payment whereof well and truly to be made we bind ourselves, our heirs, executors, administrators and assigns firmly by these presents.

Signed and sealed this 25 day of Sept A.D., 20 05.

The condition of this obligation is such that if the said principal shall appear on 10-10- 20 05 at the next Regular or Special term of the above court and shall submit to the said court to answer a charge of G/T and shall submit to orders and process of said Court and not depart the same without leave, then this obligation to be void, else to remain in full force and virtue.

TAKEN BEFORE ME AND APPROVED BY ME:

ED DEAN Sheriff

By C. Brunel 826 D.S.

Accredited Surety & Casualty Company, Inc.,
P.O. Box 2067, Winter Park, FL 32790-2067
400 S. Park Ave., Suite 320, Winter Park, FL 32789

ACCREDITED SURETY AND CASUALTY COMPANY, INC. CORPORATE SEAL 1971 FLORIDA

x John Fahey III (L.S.)
(PRINCIPAL)

ACCREDITED SURETY & CASUALTY COMPANY, INC.

(L.S.)
(ATTORNEY-IN-FACT) (SURETY)

computer 2

ASC-008 10/00

Reorder MBF 407-657-7414

SURRENDER

THE UNDERSIGNED SURETY on the bond of _____

wishes to surrender said defendant and come off bond and hereby authorizes _____

as licensed bail bond agent of said Surety or any Law Enforcement Officer having jurisdiction to take the said _____

into custody and deliver and surrender him or cause him to be surrendered into the custody of the Sheriff of _____ County,

_____ Florida *Pursuant to Florida Statute 903.22. This instrument is certified to be a true and correct copy of the original bond now of record in said case.

ACCREDITED SURETY & CASUALTY COMPANY, INC. by _____ (Attorney-in-Fact)

STATEMENT

I, T. WAMANKA am a duly licensed bail bond agent pursuant to Chapter 648, Florida Statutes, and have registered for the current year with the office of the Sheriff and Clerk of the Circuit Court of the aforesaid county, and have filed a certified copy of my appointment by Power of Attorney for the Surety with the office of the Sheriff and Clerk of the Circuit of the aforementioned County. An that

Principal GEORGE FAHEY III

Address _____

has (given or promised to give) the sum of 2000- ($ _____) Dollars as

consideration for Bail Bond Number B0159008 filed with the Clerk of the CIRCUIT Court

located in OCALA, Florida, together with the (promise of receipt) of security belonging to:

Names: _____

Address: _____

as follows: (Provide detailed description and source of security) T/P

That a duly signed receipt has been given to the said _____ (Principal) for the consideration

given and / or that the said _____ (name) has (also been) given a receipt for the security described above.

(Bond Agent) Baillie Bail Bonds

(Agency) 720 NW 30th Ave.
Ocala, FL 34475-3606

(Address) (352) 732-3324
Fax: (352) 732-3399

IN THE CIRCUIT/COUNTY COURT OF THE 5th JUDICIAL CIRCUIT
IN AND FOR Marion COUNTY, FLORIDA

STATE OF FLORIDA vs. / IN THE INTEREST OF:

CASE NO. 05-07898
05-1798-CFAW

Fahey George
Defendant / Minor Child(ren) / Respondent

AFFIDAVIT OF INDIGENT STATUS

Notice to Applicant: The provision of a public defender/court-appointed lawyer is not free. A judgment and lien may be imposed against all real or personal property you own to pay for legal and other services provided on your behalf (or on behalf of the person for whom you are making this application). If the $40.00 application fee is not paid to the Clerk of the Court within 7 days, it will be added to any costs that may be assessed against you at the conclusion of this case. If you are a parent/guardian making this affidavit on behalf of a minor child or tax-dependent adult, the information contained in this affidavit must include your income and assets.

1. **I have _____ dependents.** (*Do not include children not living at home and do not include working spouses.*)

2. **I have take-home income of $_____** paid ( ) weekly ( ) bi-weekly ( ) semi-monthly ( ) monthly
(*Take-home income equals salary, wages, bonuses, commissions, allowances, overtime, tips and similar payments minus deductions required by law and other court-ordered payments.*)

3. **I have $_____ in other annual income:** *(Circle "Yes" and fill in the amount if you have this kind of income or circle "No" if you do not have this kind of income)*

Social Security benefits	Yes	$_____	No
Unemployment compensation	Yes	$_____	No
Union funds	Yes	$_____	No
Workers' compensation	Yes	$_____	No
Retirement/pensions	Yes	$_____	No
Trusts or gifts	Yes	$_____	No
Veterans' benefits	Yes	$_____	No
Other regular support from family members/spouse	Yes	$_____	No
Rental income	Yes	$_____	No
Dividends or interest	Yes	$_____	No
Other kinds of income not on the list	Yes	$_____	No

4. **I have $ 0 in other assets.** *(Circle "Yes" and fill in the value of the property or circle "No" if you do not have this kind of property.)*

Cash	Yes	$_____	No
Savings	Yes	$_____	No
Bank account(s)	Yes	$_____	No
Stocks and bonds	Yes	$_____	No
Certificates of deposit or money market accounts	Yes	$_____	No
Real estate (your ownership interest)	Yes	$_____	No
Boat(s) or aircraft (your ownership interest)	Yes	$_____	No
Motor vehicle(s) (your ownership interest)	Yes	$_____	No
Life Insurance (cash value)	Yes	$_____	No
Other valuable tangible property (like jewelry, coin collections, etc.)	Yes	$_____	No

5. **I receive:** *(Circle "Yes" or "No")*

Temp. Assistance for Needy Families-Cash Assistance	Yes	No
Poverty-related veterans' benefits	Yes	No
Supplemental Security Income (SSI)	Yes	No

6. **I have been released on bail in the amount of $5,000 or more in this case** ..... Yes No

7. **I have a private lawyer in this case** ..... Yes No

FILED
FELONY
05 SEP 26 PM 4:20
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

I DO NOT WANT THE PUBLIC DEFENDER

X _____
Signature

8. **I expect to get or receive something of value at a later date (Like a tax refund,** payments from lawsuits, accrued vacation leave, a bonus, or inheritance) ..... Yes $_____ No

**(*Elect and complete either the notarized oath or the written declaration below pursuant to section 92.525, Florida Statutes*)

NOTARIZED OATH

I, _____ (*full legal name*), being first duly sworn, state under oath and under penalty of perjury that the facts stated in the foregoing affidavit are true.

Signature of Applicant for Indigent Status Date Signed

PRINT Full Legal Name _____

Address _____

Driver's License # or ID # _____

Date of Birth _____

Telephone _____

WRITTEN DECLARATION

Under penalties of perjury, I declare that the facts stated in the foregoing affidavit are true.

X _____

Signature of Applicant for Indigent Status Date Signed

PRINT Full Legal Name _____

Address _____

Driver's License # or ID # _____

Date of Birth _____

Telephone _____

**(*If a clerk or deputy clerk helped you fill out this form, he or she must fill out the blank below.*)

This form was completed with the assistance of _____, Clerk/Deputy Clerk.

DETERMINATION OF INDIGENT STATUS

Based on the information in this Affidavit, I have determined that the applicant is ( ) **Indigent** ( ) **Not Indigent** pursuant to section 27.52, F.S.

_____ _____ 20__

,Clerk of Court by Deputy Clerk Date

ARREST AFFIDAVIT / FIRST APPEARANCE FO...

OBTS #	Agency	Agency ORI #	GRID
	MCSO	FL0420000	OCA

Court Case Number:	Arrest Type	Traffic	Juvenile	Agency Case Number:
2005-CF-1798-CF AW		NO	NO	S05007898

Defendant's Name: Last	First	Middle	[redacted]	SEX	RACE	HGT	WGT	HAIR	EYES
FAHEY, III	GEORGE	JOHN		M	W	604	280	BLD	BLU

Mailing Address: St. / P.O. Box	Scars - Marks - Tatoos - Amputations (Describe each)
899 SW 85TH AVE OCALA FL 34474	

St. Address (if different): Street	Phone: Res.	Place of Birth	Alias:
	502-817-3485	KY	

Place of Employment: Street	Phone: Bus.	Occupation	Social Security Number
Self-employed		Horse trainer	[redacted]

Driver Lic. No.:	State	Veh. Towed by:	Hold on Vehicle: Agency:	Arrest Suffix:
[redacted]	KY			

Arrest Date:	Arrest Time:	Arrest Location:
9/25/2005	1605	MCJ

ORIGINAL

05 SEP 25 PM 2:20 DAVID R. ELLSPERMANN CLERK OF CIRCUIT HARION COUNTY

FILED FELONY

U.S. Citizen	Residence Type:
YES	COUNTY

Activity: F. Forgery, O. Counterfeit, A. Fraud, X. Stolen Property, T. Traffic, P. Possess, S. Sell, B. Buy, R. Smuggle, D. Deliver, U. Use, M. Manufacture, Produce/ Cultivate, Z. Other, K. Dispense/ Distribute, N.N/A

Type: A. Amphetamine, B. Barbiturate, C. Cocain, P. Heroin, H. Hallucinogen, M. Marijuana, O. Opium, S. Synthetic, U. Unknown, P. Paraphernalia, Equipment, U. Unknown, O. Other, N.N/A

CHARGES

Description	Counts	Activity	Type	NCIC	CIS	Statute	Bond Amount	In Accordance Bond Schedule
CAPIAS								
GRAND THEFT	1					812.014	2000.00	

Indication of:	Weapon Seized / Type	Juvenile Disposition
Alchol Influence UNK Drug Influence UNK	NO NONE	

JAIL LOG: (To be completed by booking officer) | Jail Inmate Number:

Date Booked:	Time Booked:	Booking Officer:	Fingerprinted By:	Photographed By:	Bin Number:
9-25-05	16:10	4679	4679	4679	

Advised of Rights By:	Check for warrant(s)	Holds	Agency of Hold:
McLonna 4679	NCIC PCIC Local	Yes No	

Attorney: (If known)	Religion	Marital Status	Telephone Call Logged:
Gregory Tucci	J PR C Other	S M D S	Allowed Time AM PM

Next of Kin / PARENTS OF JUVENILE: (for emergency)	Relation	Address	Phone
Jenni Fahey	wife	Same as above.	Same as above.

Bond Date:	Returnable Court Date:	Returnable Court Time	Release Date:	Release Time:	Releasing Officer

BOND, Charge A:	Charge B	Charge C	Charge D	Charge E

COUNTY CIRCUIT 2005 SEP 25 DAVID R. ELLSPERMANN CLERK OF CIRCUIT HARION COUNTY

NAME AND ADDRESS OF BONDSMEN:

Bond Type: ROR SURETY CASH

Bail Bond: Bond Cert Other

Approving Officer Signature: computer 2

ORIGINAL RECORDS PUBLIC DEFENDER JAIL OTHER:

Entered: 438 9/25/2005 4:05:28PM 10.40.31.235 PCTrack.Net Version 1.0 9/25/2005 4:05:38PM

Complaint / Arrest	Court Case No. 2005-CF-1798-CF	Agency Case Number S05007898

Defendant Name:	FAHEY, III	GEORGE	JOHN	Date of Birth [redacted]

PROBABLE CAUSE AFFIDAVIT:
(specify probable cause for each charge)

Before Me, the undersigned authority personally appeared CHARLES BRADERICH who being duly sworn, alleges, on information and belief, that on the 25 day of SEPTEMBER, 20 05, in MARION COUNTY the defendant did:

COMMIT LISTED OFFENSE(S) TO WIT: BECOME ARRESTED PER MARION COUNTY CAPIAS FOR:

GRAND THEFT - $300 OR MORE BUT LESS THAN $20000

SIGNED BY JUDGE EDDY

BOND $2000.00

ORIGINAL

FILED
COUNTY CRIMINAL
2005 SEP 26 A 7:20
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

C. Braderich 826
AFFIANT

SWORN to and SUBSCRIBED before me
this 25 day of SEPTEMBER
20 05.

MCSO
ARRESTING AGENCY

Notray Public - ~~Certified Officer~~

Complaint / Arrest	Court Case No. 2005-CF-1798-CF AW	Agency Case Number S05007898
Defendant Name: FAHEY, III GEORGE JOHN		Date of Birth [redacted]

FIRST APPEARANCE FINDINGS & ORDERS

Based upon the foregoing Affidavit and/or Sworn Testimony of _____

the undersigned finds and determines:

☐ As to charge(s) ____, ____, ____, ____, ____, that there was at the time of arrest and is probable cause to believe that defendant has committed the offense with which he/she is accused and it is hereby Ordered and Adjudged that defendant is to be detained or post bond as otherwise affixed pending further proceedings.

☐ As to charge(s) ____, ____, ____, ____, ____, that there is a lack of evidence that the defendant committed the offense with which he/she is accused, and it is hereby Ordered and Adjudged that the Sheriff or Cheif of Police having custody is directed to forthwith release defendant from custody on defendant's own recognizance

☐ As to charge(s) ____, ____, ____, ____, ____, this hereby Ordered and adjudged the matter of probable cause is hereby continued until the next First Apperance Hearing after date hereof, at which Hearing, the Arresting Agency shall present any further proof of probable cause that it may possess.

RELEASE ORDER:

The above named Defendant was brought before the undersigned on this date at _____o'clock __M for a first hearing and the undersigned thereupon informed him/her of the charge against him/her and provided him/her with a copy thereof and also adequately advised him/her that (1) he/she was not required to say anything and that anything he/she did say might be used against him/her (2) if he/she was financially unable to afford an attorney that the court would appoint one to represent him/her and (3) he/she had the right to communicate with his/her attorney, his/her friends if necessary reasonable means would be provided to enable him/her to do so; and the undersigned having considered all available relevant factors necessary to determine whether bail is necessary to assure Defendant's future appearance, and found that same is _____necessary, it is upon consideration thereof ODERED AND ADJUDGED that the Defendant

☐ Be released on his/her own recognizance upon the condition that he/she appear as agreed below.

☐ Be admitted to bail in the amount of $ _____as to charge A, $ _____ as to charge B, $_____as to charge C, $_____as to charge D, and $ _____as to charge E, upon the condition that he/she appear as agreed below

SPECIAL CONDITIONS OF BAIL

☐ The defendant may not consume or possess alcohol

☐ The defendant may not operate a motor vehicle

☐ The defendant must comply with any other written provisions

ORIGINAL

FILED
FELONY
05 SEP 26 PM 4:20
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

_____
JUDGE

FILED
COUNTY CRIMINAL
2005 SEP 26 A 7:20
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

REFUSAL OF APPOINTMENT OF COUNSEL

( ) I hereby represent to the County that I do not desire the services of the Office of the Public Defender and that I will employ private counsel.

AGREEMENT TO APPEAR

I here by acknowledge receipt of a copy of the above and I agree and promise to appear in Courtroom _____ of the _____County Courthouse, in _____,Florida on the _____day of_____20_____,at _____o'clock. _____M. and at such other times as the Court may order, and also agree to notify the Clerk of Court, in writing, of my new address should I move from the address above.

Dated_____, 20_____

SWORN TO AND SUBSCRIBED BEFORE
ME THIS _____DAY OF _____, 20_____

_____
Deputy Clerk/Judge

_____
DEFENDANTS SIGNATURE

_____
Address

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
OF THE STATE OF FLORIDA, IN AND FOR MARION COUNTY

2005 JUN -2 PM 1:30

MARION COUNTY
SHERIFF'S OFFICE

CASE NO: 2005-CF 1798-CFAW

STATE OF FLORIDA

AGENCY NO: MCSO S057898

(MARION COUNTY SHERIFF DEPT)

vs.

GEORGE JOHN FAHEY III

RACE/SEX: W/M
D.O.B [redacted]
HEIGHT: 6'4"
WEIGHT: 280 lbs.
EYES:
HAIR:

DRIVERS LICENSE #: [redacted]
SOCIAL SECURITY #: [redacted]
LKA: 899 SW 85 AVE, OCALA, FL 34474
MAY HAVE MOVED TO GA

THE STATE OF FLORIDA
CAPIAS

TO ALL AND SINGULAR THE SHERIFFS OF THE STATE OF FLORIDA, SPECIAL AGENTS OF THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT, STATE ATTORNEY'S INVESTIGATORS OF THE FIFTH JUDICIAL CIRCUIT, AND ALL OTHER LAW ENFORCEMENT OFFICERS OF THE STATE OF FLORIDA; GREETINGS:

YOU ARE HEREBY COMMANDED to Take GEORGE JOHN FAHEY III and him safely keep, so that you have his body before the Judge of the CIRCUIT Court of the State of Florida, for the County of Marion, at the Courthouse in Ocala, Fl to answer unto the State of Florida on an Information filed against him by the State Attorney for the County of Marion for:

I GRAND THEFT-$300 OR MORE BUT LESS THAN $20 000 (F3) 812.014(1) AND 812.014(2)(c)1

and you have then and there this writ.

The undersigned hereby endorses
bail in the amount of
$2,000.00

does/~~does not~~ authorize
modification of this bail by
the Judge presiding at First
Appearance.

David B. Eddy
JUDGE

WITNESS:

DAVID R ELLSPERMANN, Clerk of our said Court
and the seal of said Court
at the Courthouse, Ocala, Fl

May 18, 2005
Date

DAVID R ELLSPERMANN, CLERK

By: _____
Deputy Clerk

M-2005-31617

PLEASE PLACE THIS WARRANT/CAPIAS IN: (CHECK APPROPRIATE LINES)

___ 1- FCIC

\ 2- NCIC

IF FCIC ONLY:

___ STATEWIDE

___ SURROUNDING COUNTIES ONLY

___ MARION COUNTY ONLY

___ OTHER _____

Received this document on the 2 **as of** JUNE **AD, 20** 05
and executed it on the 25 **day of** SEPTEMBER **AD, 20** 05 **by arresting/serving the within named** GEORGE FAHEY III
and having HIM **in custody/served on this the day** 25 **of** SEPTEMBER
AD, 20 05
ED DEAN
Sheriff of Marion County, Florida
By: _____ 826
Deputy Sheriff

WE WILL EXTRADITE SUBJECT FROM THE FOLLOWING REGION(S) IF PLACED IN NCIC:

___ REGION A

___ REGION B

___ REGION C

___ REGION D

___ REGION E

___ REGION F

___ REGION G

___ REGION H

\ CONTINENTAL U.S.

___ INTERNATIONAL

DATE: 3/14/05

AUTHORIZED BY:

_____

Robin Arnold
Assistant State Attorney
Florida Bar No. 0770485
19 NW Pine Avenue
Ocala, FL 34475
(352) 620-3800

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
OF THE STATE OF FLORIDA, IN AND FOR MARION COUNTY

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

CASE NO: 2005-CF
AGENCY NO: MCSO S057898
(MARION COUNTY SHERIFF DEPT)

CHARGE:
I GRAND THEFT-$300 OR MORE BUT LESS THAN $20 000 (F3)

APPLICATION FOR THE SETTING OF BAIL

The undersigned hereby recommends that the above named defendant be admitted to bail in the amount of $2000.00, upon one or more of the following reasons:

The whereabouts of the Defendant is unknown and the issuance of a capias is necessary in order to subject him to the jurisdiction of the Court;

the above charge is the result of a direct information.

Dated this 16 day of May, 2005.

Robin Arnold
Assistant State Attorney
Florida Bar No. 0770485

ORDER SETTING BAIL

This cause coming on this day to be heard upon the above application and the undersigned finding that bail is required for the reasons indicated above, and the Court being otherwise advised in the premises, it is upon consideration

ORDERED AND ADJUDGED that an appearance bond in the above-styled case be and the same is hereby set at $0.00, conditioned as provided by law, and that a capias be issued unless the above named Defendant has been heretofore released on bail set at a First Appearance Hearing.

DONE AND ORDERED at Ocala, Marion County, Florida this 18th day of May, 2005.

David B. Eddy
CIRCUIT JUDGE

M-2005-31617

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
OF THE STATE OF FLORIDA, IN AND FOR MARION COUNTY

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

CASE NO: 2005-CF
AGENCY NO: MCSO S057898
(MARION COUNTY SHERIFF DEPT)

CHARGE:

I GRAND THEFT-$300 OR MORE BUT LESS THAN $20 000 (F3)

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The whereabouts of the Defendant is unknown and the issuance of a capias is necessary in order to subject him to the jurisdiction of the Court;

the above charge is the result of a direct information.

Filed in the Office of Clerk of Circuit Court
Marion County, Florida
May 18 2005
David R. Ellspermann, Clerk

Dated this 16 day of May, 2005.

Robin Arnold
Assistant State Attorney
Florida Bar No. 0770485

ORDER SETTING BAIL

This cause coming on this day to be heard upon the above application and the undersigned finding that bail is required for the reasons indicated above, and the Court being otherwise advised in the premises, it is upon consideration

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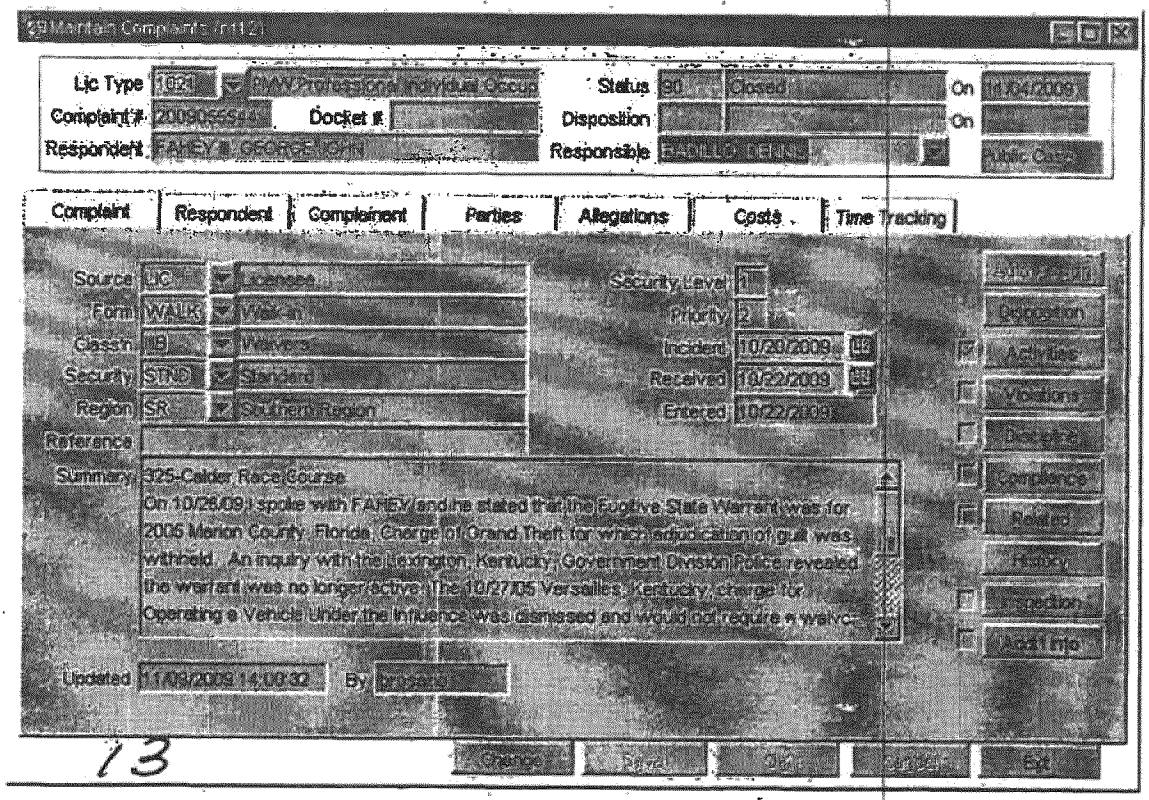
DONE AND ORDERED at Ocala, Marion County, Florida this 18th day of May, 2005.

David R. Eddy
CIRCUIT JUDGE

M-2005-31617



Maintain Complaints (n112)

Lic Type	1021	PMW Professional Individual Occup	Status	90 Closed	On 11/04/2009
Complaint #	2009055544	Docket #	Disposition		On
Respondent	FAHEY III, GEORGE, JOHN		Responsible	RADILLO, DENNIS	Public Case

Complaint | Respondent | Complainant | Parties | Allegations | Costs | Time Tracking

Source	LIC	Licensee	Security Level	1	
Form	WALK	Walk-in	Priority	2	
Class'n	IB	Waivers	Incident	10/20/2009	
Security	STND	Standard	Received	10/22/2009	
Region	SR	Southern Region	Entered	10/22/2009	
Reference					

Summary: 325-Calder Race Course
On 10/26/09 I spoke with FAHEY and he stated that the Fugitive State Warrant was for 2005 Marion County, Florida, Charge of Grand Theft for which adjudication of guilt was withheld. An inquiry with the Lexington, Kentucky, Government Division Police revealed the warrant was no longer active. The 10/27/05 Versailles, Kentucky, charge for Operating a Vehicle Under the Influence was dismissed and would not require a waiver.

Updated 11/09/2009 14:00:32 By [illegible]

Auto Report | Disposition | Activities | Violations | Discipline | Compliance | Related | History | Inspection | Add'l Info

Change | Save | Del | Cancel | Exit

13

Florida Department of Business & Professional Regulation

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

Charles W. Drago, Secretary

Charlie Crist, Governor

INVESTIGATIVE REPORT

Office: Region:	Date of Complaint:	Complaint Number:
P M W / SOUTHERN	October 22, 2009	2009 05 5544

Respondent:	Complainant:
FAHEY III, GEORGE J. 4407 Heatherbrook Drive Louisville, KY, 40220	**DBPR - PMW – INVESTIGATION SECTION** 1400 W COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FL 33309 (954) 202-3900

License	License #:	Profession:	Board:	Report Date:
1012	6151056	Owner/Trainer	100	November 3, 2009

Period of Investigation:	Type of Report:
10/22/09 to 11/03/09	FINAL

Alleged Violation: **Waiver Request of PMW License Application / Background Investigation. Florida Statute(s) / Rule(s): F.S. 550.105 (5)(b),** which states The Division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state which, or under the laws of the United States of a capital felony which would be a felony under the laws of this state involving: arson, trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a Pari-mutuel license revoked by this state or any other jurisdiction for an offense related to Pari-mutuel wagering.

Synopsis: This Investigation is predicated upon receipt of **GEORGE J. FAHEY'S** State of Florida Pari-Mutuel Occupational License Application (EX 1), and a Waiver Request Form (EX 2) dated 10/20/09.

FAHEY applied for a PMW Occupational License at Calder Race Course and disclosed a 12/21/05 arrest in Marion County, Florida for Grand Theft. He further indicated that he was sentenced to two years probation, and eighty hours of community service. **FAHEY** provided a copy of the official court disposition from the Circuit Court of the Fifth Judicial Circuit for Marion County, Florida, dated 12/21/05. The final disposition indicated that he pled guilty and received adjudication withheld for the charge of Felony Grand Theft 3rd Degree. **(EX 3)**

Continued

Related Case:

Investigator	Approved By / Date November 4, 2009
11/03/09 D. Badillo, Investigations Specialist II	C. Derek Washington, Investigations Supervisor

Approved By / Date

Steven E. Kogan, Chief of Investigations

FAHEY'S court disposition document also showed that he was sentenced to pay a fine of $250.00, two years probation and allowed three days credit for jail time already served before date of sentencing.

A review of **FAHEY'S** FDLE Criminal History Report confirmed his arrest on 09/25/05 by the Marion County, Florida, Sheriff's Office for the felony charge of Grand Theft 3rd Degree with a final disposition of adjudication withheld. The FDLE Criminal History Report also indicated two additional criminal arrests which he did not disclose on the PMW License Application. **(EX 4)**

09/15/05 Lexington, Kentucky, Government Division Police arrest for a Fugitive State Warrant from another state without a final disposition.

10/27/05 Versailles, Kentucky, charge for Operating a Vehicle Under the Influence of Alcohol / Drugs / Etc. without a final disposition.

On 10/26/09, I spoke with **FAHEY** and he stated that the Fugitive State Warrant was for the 2005 Marion County, Florida, charge of Grand Theft for which he received adjudication withheld. An inquiry with the Lexington, Kentucky, Government Division Police revealed that the warrant was no longer active.

The 10/27/05, Versailles, Kentucky, charge for Operating a Vehicle Under the Influence was dismissed and would not require a waiver.

Therefore, based on the information of this investigation **Mr. FAHEY** may be considered eligible for licensure. A letter dated 11/03/09 will be sent to **FAHEY** advising him that a waiver request will not be needed. **(EX 5)**

CASE STATUS: Closed

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1

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2. Copy of **FAHEY's** Waiver Request Form. 5

3. Copy of Marion County, Fl. Court Disposition dated 12/21/05 6

4. Copy of FDLE Criminal History Report 7

5. Copy of Waiver not needed letter to the Respondent dated 11/03/09 8

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

____ Probation/Community Control Violator ____ Retrial ____ Resentence

STATE OF FLORIDA Case Number: 42-2005-CF-001798-AXXX-XX

vs.

GEORGE JOHN FAHEY III

JUDGMENT

The Defendant, GEORGE JOHN FAHEY III, being personally before this Court represented by GREGORY EUGENE TUCCI, the attorney of record, and the State represented by DANIEL DWIGHT HAUN, and said Defendant having entered a plea of guilty to the following crime(s):

OBTS Number(s):

Count	Crime	Offense Statute Number	Degree
1	GRAND THEFT	812.014(2c)	F3

X and good cause being shown, it is ordered that ADJUDICATION OF GUILT BE WITHHELD.

3

Computer 13

EXHIBIT # 3
PAGE # 1

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

OBTS Number(s):

SENTENCE

(as to Count _1_)

The Defendant, GEORGE JOHN FAHEY III, being personally before this Court, accompanied by the Defendant's attorney of record, GREGORY EUGENE TUCCI, and an adjudication of guilt having been withheld herein, and the Court having given the Defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the Defendant should not be sentenced as provided by law, and no cause being shown

It is the sentence of the Court that:

_X_ The Defendant pay a fine of $250.00 pursuant to Section 775.083, Florida Statutes, plus $12.50 as the 5% surcharge required by Section 938.04, Florida Statutes. The Defendant pay a surcharge of $20.00 pursuant to Section 938.06, Florida Statutes for the Crime Stoppers Trust Fund.

_X_ The Defendant is hereby committed to the custody of the Sheriff of Marion County, Florida.

To be imprisoned (Check one; unmarked sections are inapplicable):

_X_ For a term of three (3) days.

If split sentence, complete the appropriate paragraph.

_X_ Followed by probation for a period of two (2) years under the supervision of the Department of Corrections, according to the terms and conditions of supervision set forth in a separate order entered herein.

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

GEORGE JOHN FAREY III

Case Number: 42-2005-CF-001798-AXXX-XX

OBTS Number(s):

SPECIAL PROVISIONS

(as to Count 1)

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

Other Provisions:

Jail Credit — X — It is further ordered that the defendant be allowed a total of 3 days as credit for time incarcerated before imposition of this sentence.

In the event the above sentence is to the Department of Corrections, the Sheriff of Marion County, Florida, is hereby ordered and directed to deliver the Defendant to the Department of Corrections at the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statute.

The Defendant was advised in open court of the right to appeal from this sentence by filing a notice of appeal within thirty (30) days from this date with the clerk of this court and the Defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigency.

In imposing the above sentence, the Court further orders:
*(Items marked with *(COP), *(COCC), and *(CCS) are Conditions of Probation, Community Control, and Condition of Suspension)*

Fines
Financial Obligations to be collected through the Marion County Clerk's Office

Probation
Defendant cannot have any contact with victim(s) *(COP)
Do not return to Double Diamond Farm *(COP)
Supervision may be transferred *(COP)

Community Service
The Court hereby orders you to perform community service for a period of 80 hours. *(COP)
Complete within 12 months.

DONE AND ORDERED in open court at Ocala, Marion County, Florida, on December 21, 2005.

BRIAN D LAMBERT, Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail / hand-delivery to GREGORY EUGENE TUCCI, 225 NE 8TH AVENUE, OCALA, FL 34470-6727 on _____

Deputy Clerk

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

Case Number: 42-2005-CF-001798-AXXX-XX

vs.

GEORGE JOHN FAHEY III

899 SW 85TH AVENUE
OCALA, FL 34474

CHARGES / COSTS / FEES

The Defendant is hereby ordered to pay the following sums if checked:
(Items marked with "(COP), "(COCC) and "(COS) are Conditions of Probation, Community Control, and Condition of Suspension)

Mandatory Costs in All Cases

_X_ $3.00 as a court cost pursuant to Section 938.01, Florida Statutes (Criminal Justice Clearing Trust Fund).
_X_ $50.00 pursuant to Section 938.03, Florida Statutes (Crimes Compensation Trust Fund).
_X_ $200.00 pursuant to Section 938.05, Florida Statutes (Additional Court Cost).

_X_ $50.00 pursuant to Section 775.083(2), Florida Statutes (County Crime Prevention Program).

Mandatory Costs Authorized by Local Government Agencies

_X_ $2.00 as a court cost pursuant to Section 938.15, Florida Statutes (Criminal Justice Education for Local Government).
_X_ $65.00 as a court cost pursuant to Section 939.185, Florida Statutes (Additional Court Cost for County Programs).

DONE AND ORDERED in open court at Ocala, Marion County, Florida, on December 21, 2005.

BRIAN D LAMBERT, Circuit Judge

Rosario, Blanca

From: Rosario, Blanca
Sent: Wednesday, November 04, 2009 4:01 PM
To: Pouncey, Jamie; Proudman, Gloria; Murphy, Violetta
Attachments: Fahey, George WNN.jpg

Re: 2009 05 5544 - Fahey III, George John

Attached is the "Waiver Not Needed" letter for the above.

Thanks
Blanca Rosario
Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
1400 W Commercial Blvd. Ste 165
Fort Lauderdale FL 33309
954.202.3900
954.202-3930 (Fax)

Florida Department of
Business & Professional Regulation

Division of Pari-Mutuel Wagering
Office of Investigations
[illegible]00 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 954.202.3900 • Fax: 954.202.3830

Charles W. Drago, Secretary

Charlie Crist, Governor

November 3, 2009

George J. Fahey III
4407 Heatherbrook Drive
Louisville, KY, 40220

Re: Waiver Request
Case Number: 2009055544

Dear Mr. Fahey:

As a result of an investigation conducted by the Division of Pari-Mutuel Wagering it has been determined that your September 25, 2005, arrest does not require a Waiver.

Therefore, based on the information available at the time of this investigation, you are hereby eligible for licensure without the need of a waiver.

Sincerely,

Steven E. Kogan
Chief of Investigations

cc: Licensing Administrator
Violetta Murphy, Chief Inspector
Calder Race Course

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

____Probation/Community Control Violator ____Retrial ____Resentence

STATE OF FLORIDA Case Number: 42-2005-CF-001798-AXXX-XX

vs.

GEORGE JOHN FAHEY III

JUDGMENT

The Defendant, GEORGE JOHN FAHEY III, being personally before this Court represented by GREGORY EUGENE TUCCI, the attorney of record, and the State represented by DANIEL DWIGHT HAUN, and said Defendant having entered a plea of guilty to the following crime(s):

OBTS Number(s):			
Count	Crime	Offense Statute Number	Degree
1	GRAND THEFT	812.014(2c)	F3

X and good cause being shown, it is ordered that ADJUDICATION OF GUILT BE WITHHELD.

3

Computer 13,

EXHIBIT # 3
PAGE # 1

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

OBTS Number(s):

SENTENCE

(as to Count _1_)

The Defendant, GEORGE JOHN FAHEY III, being personally before this Court, accompanied by the Defendant's attorney of record, GREGORY EUGENE TUCCI, and an adjudication of guilt having been withheld herein, and the Court having given the Defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the Defendant should not be sentenced as provided by law, and no cause being shown

It is the sentence of the Court that:

_X_ The Defendant pay a fine of $250.00 pursuant to Section 775.083, Florida Statutes, plus $12.50 as the 5% surcharge required by Section 938.04, Florida Statutes. The Defendant pay a surcharge of $20.00 pursuant to Section 938.06, Florida Statutes for the Crime Stoppers Trust Fund.

_X_ The Defendant is hereby committed to the custody of the Sheriff of Marion County, Florida.

To be imprisoned (Check one; unmarked sections are inapplicable):

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If split sentence, complete the appropriate paragraph.

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CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

GEORGE JOHN FAHEY III

Case Number: 42-2005-CF-001798-AXXX-XX

OBTS Number(s):

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(as to Count 1)

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The Defendant was advised in open court of the right to appeal from this sentence by filing a notice of appeal within thirty (30) days from this date with the clerk of this court and the Defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigency.

In imposing the above sentence, the Court further orders:
(Items marked with "(COP), "(COCC), and "(CCS) are Conditions of Probation, Community Control, and Condition of Suspension)

Fines
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Defendant cannot have any contact with victim(s) *(COP)
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Complete within 12 months.

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Deputy Clerk

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

Vs.

GEORGE JOHN FAHEY III

899 SW 85TH AVENUE
OCALA, FL 34474

Case Number: 42-2005-CF-001798-AXXX-XX

CHARGES / COSTS / FEES

The Defendant is hereby ordered to pay the following sums if checked:
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DONE AND ORDERED in open court at Ocala, Marion County, Florida, on December 21, 2005.

BRIAN D LAMBERT, Circuit Judge

Rosario, Blanca

From: Rosario, Blanca
Sent: Wednesday, November 04, 2009 4:01 PM
To: Pouncey, Jamie; Proudman, Gloria; Murphy, Violetta
Attachments: Fahey, George WNN.jpg

Re: 2009 05 5544 - Fahey III, George John

Attached is the "Waiver Not Needed" letter for the above.

Thanks
Blanca Rosario
Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
1400 W Commercial Blvd. Ste 165
Fort Lauderdale FL 33309
954.202.3900
954.202-3930 (Fax)

Florida Department of
Business & Professional Regulation

Division of Pari-Mutuel Wagering
Office of Investigations
[illegible]00 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 954.202.3900 • Fax: 954.202.3930

Charles W. Drago, Secretary

Charlie Crist, Governor

November 3, 2009

George J. Fahey III
4407 Heatherbrook Drive
Louisville, KY, 40220

Re: Waiver Request
Case Number: 2009055544

Dear Mr. Fahey:

As a result of an investigation conducted by the Division of Pari-Mutuel Wagering it has been determined that your September 25, 2005, arrest does not require a Waiver.

Therefore, based on the information available at the time of this investigation, you are hereby eligible for licensure without the need of a waiver.

Sincerely,

Steven E. Kogan
Chief of Investigations

cc: Licensing Administrator
Violetta Murphy, Chief Inspector
Calder Race Course

RECEIVED

2026 JAN 26 AM 10: 48

FLORIDA GAMING CONTROL COMMISSION

ARREST AFFIDAVIT / FIRST APPEARANCE FO...

OBTS #	Agency	Agency ORI #	GRID
	MCSO	FL0420000	OCA

Court Case Number:	Arrest Type	Traffic	Juvenile	Agency Case Number:
2005-CF-1798-CF AW		NO	NO	S05007898

Defendant's Name: Last	First	Middle	DOB	SEX	RACE	HGT	WGT	HAIR	EYES
FAHEY, III	GEORGE	JOHN	[redacted]	M	W	604	280	BLD	BLU

Mailing Address: St. / P.O. Box
899 SW 85TH AVE
OCALA FL 34474

Scars - Marks - Tatoos - Amputations (Describe each)

St. Address (if different): Street

Phone: Res. 502-817-3485

Place of Birth: KY

Alias:

Place of Employment: Street: Self-employed

Phone: Bus.

Occupation: Horse trainer

Social Security Number: [redacted]

Driver Lic. No.: [redacted] State: KY

Veh. Towed by:

Hold on Vehicle: Agency:

Arrest Suffix:

Arrest Date: 9/25/2005

Arrest Time: 1605

Arrest Location: MCJ

ORIGINAL

05 SEP 25 PM 1:10

DAVID R. ELLIS PERMANENT CLERK CIRCUIT COURT HARION COUNTY

FILED FELONY

U.S. Citizen: YES

Residence Type: COUNTY

Activity: F. Forgery, O. Counterfeit, A. Fraud, X. Stolen Property, T. Traffic, P. Possess, S. Sell, B. Buy, R. Smuggle, D. Deliver, U. Use, M. Manufacture, Produce/Cultivate, Z. Other, K. Dispense/Distribute, N.N/A

Type: A. Amphetamine, B. Barbiturate, C. Cocain, P. Heroin, H. Hullucinogen, M. Marijuana, O. Opium, S. Synthetic, U. Unknown, P. Paraphernalia, Equipment, U. Unknown, O. Other, N.N/A

CHARGES

Description	Counts	Activity	Type	NCIC	CIS	Statute	Bond Amount	In Accordance Bond Schedule
CAPIAS								
GRAND THEFT	1					812.014	2000.00	

Indication of:
Alchol Influence UNK
Drug Influence UNK

Weapon Seized / Type: NO NONE

Juvenile Disposition

JAIL LOG: (To be completed by booking officer)

Jail Inmate Number:

Date Booked:	Time Booked:	Booking Officer:	Fingerprinted By:	Photographed By:	Bin Number:
9-25-05	16:10	4679	4679	4679	

Advised of Rights By: Milonna 4679

Check for warrant(s): NCIC FCIC Local

Holds: Yes No

Agency of Hold:

Attorney: (If known) Gregory Tucci

Religion: J PR C Other

Marital Status: S M D S

Telephone Call Logged: Allowed Time AM PM

Next of Kin / PARENTS OF JUVENILE: (for emergency) Jenni Fahey

Relation: wife

Address: Same as above.

Phone: Same as above

Bond Date:

Returnable Court Date:

Returnable Court Time:

Release Date:

Release Time:

Releasing Officer

BOND, Charge A: COUNTY CIRCUIT 2005 SEP 25 DAVID R. ELLIS CLERK CIRCUIT HARION COUNTY

Charge B

Charge C

Charge D

Charge E

NAME AND ADDRESS OF BONDSMEN:

Bond Type: ROR SURETY CASH

Bail Bond: Bond Cert Other

Approving Officer Signature: computer 2

ORIGINAL RECORDS PUBLIC DEFENDER JAIL OTHER:

Entered: 438 9/25/2005 4:05:28PM 10.40.31.235 PCTrack.Net Version 1.0 9/25/2005 4:05:38PM

Complaint / Arrest	Court Case No. 2005-CF-1798-CF	Agency Case Number S05007898
Defendant Name: FAHEY, III GEORGE JOHN		Date of Birth [redacted]

PROBABLE CAUSE AFFIDAVIT:
(specify proable cause for each charge)

Before Me, the undersigned authority personally appeared CHARLES BRADERICH who being duly sworn. alleges, on information and belief, that on the 25 day of SEPTEMBER, 20 05, in MARION COUNTY the defendant did:

COMMIT LISTED OFFENSE(S) TO WIT: BECOME ARRESTED PER MARION COUNTY CAPIAS FOR:

GRAND THEFT - $300 OR MORE BUT LESS THAN $20000

SIGNED BY JUDGE EDDY

BOND $2000.00

ORIGINAL

FILED
COUNTY CRIMINAL
2005 SEP 26 A 7:20
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

RECEIVED
2026 JAN 26 AM 10:48
FLORIDA GAMING
CONTROL COMMISSION

C. Braderich 826
AFFIANT

SWORN to and SUBSCRIBED before me
this 25 day of SEPTEMBER
20 05.

Notray Public - ~~Certified Officer~~

MCSO
ARRESTING AGENCY

RECEIVED

2026 JAN 26 AM 10: 48

FLORIDA GAMING CONTROL COMMISSION

ARREST AFFIDAVIT / FIRST APPEARANCE FO...

OBTS	Agency	Agency ORI #	GRID
	MCSO	FL0420000	OCA

Court Case Number:	Arrest Type	Traffic	Juvenile	Agency Case Number:
2005-CF-1798-CF AW		NO	NO	S05007898

Defendant's Name: Last	First	Middle	DOB	SEX	RACE	HGT	WGT	HAIR	EYES
FAHEY, III	GEORGE	JOHN	[redacted]	M	W	604	280	BLD	BLU

Mailing Address: St. / P.O. Box	Scars - Marks - Tatoos - Amputations (Describe each)
899 SW 85TH AVE OCALA FL 34474	

St. Address (If different): Street	Phone: Res.	Place of Birth	Alias:
	502-817-3485	KY	

Place of Employment: Street	Phone: Bus.	Occupation	Social Security Number
Self-employed		Horse trainer	[redacted]

Driver Lic. No.:	State	Veh. Towed by:	Hold on Vehicle:	Agency:	Arrest Suffix:
[redacted]	KY				

Arrest Date:	Arrest Time:	Arrest Location:
9/25/2005	1605	MCJ

ORIGINAL

05 SEP 25 PM 2:20 DAVID R. ELLSPERMANN CLERK OF CIRCUIT COURT HARRISON COUNTY

FILED FELONY

U.S. Citizen	Residence Type:
YES	COUNTY

Activity: F. Forgery, O. Counterfeit, A. Fraud, X. Stolen Property, T. Traffic, P. Possess, S. Sell, B. Buy, R. Smuggle, D. Deliver, U. Use, M. Manufacture, Produce/Cultivate, Z. Other, K. Dispense/Distribute, N.N/A

Type: A. Amphetamine, B. Barbiturate, C. Cocain, P. Heroin, H. Hullucinogen, M. Marijuana, O. Opium, S. Synthetic, U. Unknown, P. Paraphernalia, Equipment, U. Unknown, O. Other, N.N/A

CHARGES

Description	Counts	Activity	Type	NCIC	CIS	Statute	Bond Amount	In Accordance Bond Schedule
CAPIAS								
GRAND THEFT	1					812.014	2000.00	

Indication of:	Weapon Seized / Type	Juvenile Disposition
Alchol Influence UNK Drug Influence UNK	NO NONE	

JAIL LOG: (To be completed by booking officer) | Jail Inmate Number:

Date Booked:	Time Booked:	Booking Officer:	Fingerprinted By:	Photographed By:	Bin Number:
9-25-05	16 10	4679	4679	4679	

Advised of Rights By:	Check for warrant(s)	Holds	Agency of Hold:
Milonna 4679	NCIC FCIC Local	Yes No	

Attorney: (If known)	Religion	Marital Status	Telephone Call Logged:
Gregory Tucci	J PR C Other	S M D S	Allowed Time AM PM

Next of Kin / PARENTS OF JUVENILE: (for emergency)	Relation	Address	Phone
Jenni Fahey	wife	Same as above.	Same as above.

Bond Date:	Returnable Court Date:	Returnable Court Time	Release Date:	Release Time:	Releasing Officer

BOND, Charge A	Charge B	Charge C	Charge D	Charge E

COUNTY CIRCUIT COURT 2005 SEP 25 DAVID R. ELLSPERMANN CLERK OF CIRCUIT COURT HARRISON COUNTY

NAME AND ADDRESS OF BONDSMEN:

Bond Type: ROR SURETY CASH

Bail Bond: Bond Cert Other

Approving Officer Signature: computer 2

ORIGINAL RECORDS PUBLIC DEFENDER JAIL OTHER:

Entered: 438 9/25/2005 4:05:28PM 10.40.31.235 PCTrack.Net Version 1.0 9/25/2005 4:05:38PM

Complaint / Arrest	Court Case No. 2005-CF-1798-CF	Agency Case Number S05007898

Defendant Name:	FAHEY, III	GEORGE	JOHN	Date of Birth	11251977

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(specify proable cause for each charge)

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SIGNED BY JUDGE EDDY

BOND $2000.00

ORIGINAL

FILED
COUNTY CRIMINAL
2005 SEP 26 A 7:20
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

RECEIVED
2026 JAN 26 AM 10:48
FLORIDA ELECTIONS
CONTROL COMMISSION

SWORN to and SUBSCRIBED before me
this 25 day of SEPTEMBER
20 05.

C. Braderich 826
AFFIANT

Notray Public - ~~Certified Officer~~

MCSO
ARRESTING AGENCY

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

_____ Probation/Community Control Violator _____ Retrial _____ Resentence

STATE OF FLORIDA

Case Number: 42-2005-CF-001798-AXXX-XX

vs.

GEORGE JOHN FAHEY III

JUDGMENT

The Defendant, GEORGE JOHN FAHEY III, being personally before this Court represented by GREGORY EUGENE TUCCI, the attorney of record, and the State represented by DANIEL DWIGHT HAUN, and said Defendant having entered a plea of guilty to the following crime(s):

OBTS Number(s):

Count	Crime	Offense Statute Number	Degree
1	GRAND THEFT	812.014(2c)	F3

X and good cause being shown, it is ordered that ADJUDICATION OF GUILT BE WITHHELD.

RECEIVED
2026 JAN 26 AM 10:48
FLORIDA
CONTROL COMMISSION

Computer 16

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

Case Number: 42-2005-CF-001798-AXXX-XX

vs.

GEORGE JOHN FAHEY III

899 SW 85TH AVENUE
OCALA, FL 34474

CHARGES / COSTS / FEES

The Defendant is hereby ordered to pay the following sums if checked:
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DONE AND ORDERED in open court at Ocala, Marion County, Florida, on December 21, 2005.

BRIAN D LAMBERT, Circuit Judge

RECEIVED
2026 JAN 26 AM 10:49
FLORIDA GAMING CONTROL COMMISSION

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

vs.

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Case Number: 42-2005-CF-001798-AXXX-XX

OBTS Number(s):

SENTENCE

(as to Count 1)

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Do not return to Double Diamond Farm *(COP)
Supervision may be transferred *(COP)

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Complete within 12 months.

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I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail / hand delivery to GREGORY EUGENE TUCCI, 225 NE 8TH AVENUE, OCALA, FL 34470-6727 on _____.

Deputy Clerk

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FLORIDA PAROLE
CONTROL COMMISSION

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STATE OF FLORIDA

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RECEIVED
2026 JAN 26 AM 10:49
FLORIDA GAMING CONTROL COMMISSION

RECEIVED
2026 JAN 26 AM 10:49
FLORIDA ETHICS
CONTROL COMMISSION

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STATE OF FLORIDA

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RECEIVED
2026 JAN 23 AM 11:37
CLERK
CIRCUIT COURT
MARION

Computer 18

RECEIVED JAN 21 2026

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

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FLL COMMISSION

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RECEIVED
2026 JAN 23 PM 1:38
CLERK OF CIRCUIT COURT
MARION COUNTY, FLORIDA

RECEIVED JAN 21 2026

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FLORIDA COMMISSION

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FLORIDA PAROLE COMMISSION

RECEIVED JAN 21 2026

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

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RECEIVED
2026 JAN 23 PM 1:38
FLORIDA COURT OF CORRECTIONS

RECEIVED JAN 21 2026

CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

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FLE
CONTROL CO SSION

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Deputy Clerk

RECEIVED JAN 21 2026

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FILED
CONTROL COMMISSION

ARREST AFFIDAVIT / FIRST APPEARANCE FO...

OBTS #	Agency	Agency ORI #	GRID
	MCSO	FL0420000	OCA

Court Case Number:	Arrest Type	Traffic	Juvenile	Agency Case Number:
2005-CF-1798-CF AW		NO	NO	S05007898

Defendant's Name: Last	First	Middle	DOB	SEX	RACE	HGT	WGT	HAIR	EYES
FAHEY, III	GEORGE	JOHN	[redacted]	M	W	604	280	BLD	BLU

Mailing Address: St. / P.O. Box	Scars - Marks - Tatoos - Amputations (Describe each)
899 SW 85TH AVE OCALA FL 34474	—

St. Address (if different): Street	Phone: Res.	Place of Birth	Alias:
	502-817-3485	KY	—

Place of Employment: Street	Phone: Bus.	Occupation	Social Security Number
Self-employed		Horse trainer	[redacted]

Driver Lic. No.:	State	Veh. Towed by:	Hold on Vehicle:	Agency:	Arrest Suffix:
[redacted]	KY				

Arrest Date:	Arrest Time:	Arrest Location:
9/25/2005	1605	MCJ

ORIGINAL

FILED FELONY 05 SEP 25 PM 2:20 DAVID R. ELLS PERMANENT CLERK CIRCUIT HARION COUNTY

U.S. Citizen	Residence Type:
YES	COUNTY

Activity: F. Forgery, O. Counterfeit, A. Fraud, X. Stolen Property, T. Traffic, P. Possess, S. Sell, B. Buy, R. Smuggle, D. Deliver, U. Use, M. Manufacture, Produce/Cultivate, Z. Other, K. Dispense/Distribute, N.N/A

Type: A. Amphetamine, B. Barbiturate, C. Cocain, P. Heroin, H. Hallucinogen, M. Marijuana, O. Opium, S. Synthetic, U. Unknown, P. Paraphernalia, Equipment, U. Unknown, O. Other, N.N/A

CHARGES

Description	Counts	Activity	Type	NCIC	CIS	Statute	Bond Amount	In Accordance Bond Schedule
CAPIAS								
GRAND THEFT	1					812.014	2000.00	

Indication of:	Weapon Seized / Type	Juvenile Disposition
Alchol Influence UNK Drug Influence UNK	NO NONE	

JAIL LOG: (To be completed by booking officer) | Jail Inmate Number:

Date Booked:	Time Booked:	Booking Officer:	Fingerprinted By:	Photographed By:	Bin Number:
9-25-05	1610	4679	4679	4679	

Advised of Rights By:	Check for warrant(s)	Holds	Agency of Hold:
Milonna 4679	NCIC FCIC Local	Yes No	—

Attorney: (If known)	Religion	Marital Status	Telephone Call Logged:
Gregory Tucci	J PR C Other	S M D S	Allowed Time AM PM

Next of Kin / PARENTS OF JUVENILE (for emergency)	Relation	Address	Phone
Jenni Fahey	wife	Same as above	Same as above

Bond Date	Returnable Court Date:	Returnable Court Time	Release Date:	Release Time:	Releasing Officer

BOND, Charge A	Charge B	Charge C	Charge D	Charge E

FILED COUNTY CRIME 2005 SEP 25 DAVID R. ELLS CLERK CIRCUIT HARION COUNTY

NAME AND ADDRESS OF BONDSMEN:

Bond Type: ROR SURETY CASH

Bail Bond: Bond Cert Other

Approving Officer Signature: computer 2

ORIGINAL RECORDS PUBLIC DEFENDER JAIL OTHER:

Entered: 438 9/25/2005 4:05:28PM 10.40.31.235 PCTrack.Net Version 1.0 9/25/2005 4:05:38PM

RECEIVED JAN 21 2026

RECEIVED JAN 21 2026

Complaint / Arrest	Court Case No. 2005-CF-1798-CF	Agency Case Number S05007898
Defendant Name: FAHEY, III GEORGE JOHN		Date of Birth 11251977

PROBABLE CAUSE AFFIDAVIT:
(specify proable cause for each charge)

Before Me, the undersigned authority personally appeared CHARLES BROADERICK who being duly sworn. alleges, on information and belief, that on the 25 day of SEPTEMBER, 20 05, in MARION COUNTY the defendant did:

COMMIT LISTED OFFENSE(S) TO WIT: BECOME ARRESTED PER MARION COUNTY CAPIAS FOR:

GRAND THEFT - $300 OR MORE BUT LESS THAN $20000

SIGNED BY JUDGE EDDY

BOND $2000.00

ORIGINAL

RECEIVED
2026 JAN 23 PM 1:38
FLORIDA PUBLIC
CONTROL COMMISSION

FILED
COUNTY CRIMINAL
2005 SEP 26 A 7:20
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

SWORN to and SUBSCRIBED before me this 25 day of SEPTEMBER 20 05.

C. Broad 826
AFFIANT

MCSO
ARRESTING AGENCY

Notray Public - Certified Officer

Entered: 438 9/25/2005 4:05:28PM 10.40.31.235 PCTrack.Net Version 1.0 Printed: 9/25/2005 4:05:53PM

RECEIVED JAN 21 2026

2026 JAN 23 PM 1:38

FL[illegible] CO[illegible] SSION

ARREST AFFIDAVIT / FIRST APPEARANCE FO[illegible]

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Court Case Number:	Arrest Type	Traffic	Juvenile	Agency Case Number:
2005-CF-1798-CF AW		NO	NO	S05007898

Defendant's Name: Last	First	Middle	DOB	SEX	RACE	HGT	WGT	HAIR	EYES
FAHEY, III	GEORGE	JOHN	[redacted]	M	W	604	280	BLD	BLU

Mailing Address: St. / P.O. Box	Scars - Marks - Tatoos - Amputations (Describe each)
899 SW 85TH AVE OCALA FL 34474	

St. Address (if different): Street	Phone: Res.	Place of Birth	Alias:
	502-817-3485	KY	

Place of Employment: Street	Phone: Bus.	Occupation	Social Security Number
Self-employed		Horse trainer	[redacted]

Driver Lic. No.:	State	Veh. Towed by:	Hold on Vehicle:	Agency:	Arrest Suffix:
[redacted]	KY				

Arrest Date:	Arrest Time:	Arrest Location:
9/25/2005	1605	MCJ

ORIGINAL

05 SEP 25 PM 1:20
DAVID R. ELLIS PERMANENT CLERK CIRCUIT COURT HARRISON COUNTY
FILED FELONY

U.S. Citizen	Residence Type:
YES	COUNTY

Activity: F. Forgery, O. Counterfeit, A. Fraud, X. Stolen Property, T. Traffic, P. Possess, S. Sell, B. Buy, K. Smuggle, D. Deliver, U. Use, M. Manufacture, Produce/Cultivate, Z. Other, K. Dispense/Distribute, N.N/A

Type: A. Amphetamine, B. Barbiturate, C. Cocain, P. Heroin, H. Hallucinogen, M. Marijuana, O. Opium, S. Synthetic, U. Unknown, P. Paraphernalia, Equipment, U. Unknown, Z. Other, N.N/A

CHARGES

Description	Counts	Activity	Type	NCIC	CIS	Statute	Bond Amount	In Accordance Bond Schedule
CAPIAS								
GRAND THEFT	1					812.014	2000.00	

Indication of:	Weapon Seized / Type	Juvenile Disposition
Alchol Influence UNK Drug Influence UNK	NO NONE	

JAIL LOG: (To be completed by booking officer) | Jail Inmate Number:

Date Booked:	Time Booked:	Booking Officer:	Fingerprinted By:	Photographed By:	Bin Number:
9-25-05	1610	4679	4679	4679	

Advised of Rights By:	Check for warrant(s)	Holds	Agency of Hold:
McLennan 4679	NCIC FCIC Local	Yes No	

Attorney: (If known)	Religion	Marital Status	Telephone Call Logged:
Gregory Tucci	J PR C Other	S M D S	Allowed Time AM PM

Next of Kin / PARENTS OF JUVENILE: (for emergency)	Relation	Address	Phone
Jennt Fahey	wife	Same as above.	Same as above

Bond Date:	Returnable Court Date:	Returnable Court Time	Release Date:	Release Time:	Releasing Officer

BOND, Charge A:	Charge B	Charge C	Charge D	Charge E

COUNTY CRIMINAL
2005 SEP 25
DAVID R. ELLIS CLERK CIRCUIT COURT HARRISON COUNTY

NAME AND ADDRESS OF BONDSMEN:

Bond Type: ROR SURETY CASH

Bail Bond: Bond Cert Other

Approving Officer Signature: computer 2

ORIGINAL RECORDS PUBLIC DEFENDER JAIL OTHER:

Entered: 438 9/25/2005 4:05:28PM 10.40.31.235 PCTrack.Net Version 1.0 9/25/2005 4:05:38PM

RECEIVED JAN 21 2026

Complaint / Arrest		Court Case No. 2005-CF-1798-CF		Agency Case Number S05007898
Defendant Name:	FAHEY, III	GEORGE	JOHN	**Date of Birth** 11251977

PROBABLE CAUSE AFFIDAVIT:
(specify probable cause for each charge)

Before Me, the undersigned authority personally appeared CHARLES BRADERICK who being duly sworn, alleges, on information and belief, that on the 25 day of SEPTEMBER, 20 05, in MARION COUNTY the defendant did:

COMMIT LISTED OFFENSE(S) TO WIT: BECOME ARRESTED PER MARION COUNTY CAPIAS FOR:

GRAND THEFT - $300 OR MORE BUT LESS THAN $20000

SIGNED BY JUDGE EDDY

BOND $2000.00

ORIGINAL

FILED
COUNTY CRIMINAL
2005 SEP 26 A 7:20
DAVID R. ELLSPERMANN
CLERK CIRCUIT COURT
MARION COUNTY, FL

RECEIVED
2026 JAN 23 PM 1:35
CLERK OF COURTS
MARION COUNTY, FLORIDA

SWORN to and SUBSCRIBED before me
this 25 day of SEPTEMBER
20 05.

C. Braderick 826
AFFIANT

MCSO
ARRESTING AGENCY

Notray Public - ~~Certified Officer~~

RECEIVED JAN 21 2026

Florida Gaming Control Commission

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

February 11, 2025

RECEIVED
2026 JAN 23 PM 1:37
Florida Gaming Control Commission

Mr. George John Fahey III
8307 River Forest Place
Louisville, Kentucky 40258

RE: Application No. 280182, Entity 6151056
1021 - PMW Professional Individual Occupational

Dear Mr. Fahey:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: You must provide the arrest record for the following charge:
  - Marion County, Florida Arrest(s) – 05/18/2005

  Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850-794-6016.

If you fail to provide the Florida Gaming Control Commission with a complete application by 06/12/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule. Please note that your Temporary License will expire on: 04/20/2025.

RECEIVED JAN 21 2026

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. Return the missing document and/or information to the address provided above, attention Office of Operations. If you have any questions please call 850-794-8016.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application. Please note, we are unable to accept the waiver and release document dated 2009.

Thank you,

AH
Operations Review Specialist

RECEIVED
2025 JUN 23 PM 1:37
FLA. GAMING CONTROL COMMISSION

RECEIVED JAN 21 2026

Florida Gaming Control Commission

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

February 19, 2026

Mr. George John Fahey III
8307 River Forest Place
Lousiville, KY 40258

RE: Application No. 267501, Entity# 6151056
1021 - License Type

Dear Mr. Fahey

Your application for an occupational license with the Office of Operations has been received.

Any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial by completing and submitting forms FGCC PMW 3180 - Request for Waiver and FGCC PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). If you wish to apply for waiver consideration, the completed forms must be received by 04/26/2026 Otherwise, your application will be processed as-is.

To expedite the processing of your paperwork, please include this letter. If you have any questions, please feel free to call 850.794.8130.

Thank you,

BF
Operations Analyst II

4. Discussion of amended application for Cardroom License

MEMORANDUM

To:	The Florida Gaming Control Commission
From:	Division of Pari-Mutuel Wagering
Re:	Operator's Request to add Card Tables Daytona Kennel Club, Inc. d/b/a Daytona Beach Racing and Card Club (CR143)
Case#:	2026-019327
Date:	April 1, 2026

Executive Summary

A cardroom operator is seeking permission to add additional card tables to its poker room. The Commission should approve this request.

Background

Daytona Kennel Club, Inc. d/b/a Daytona Beach Racing and Card Club ("Daytona") possesses a greyhound permit. Daytona was issued a pari-mutuel operating license and cardroom license for the 2025-2026 fiscal year.[1] Daytona is currently licensed to operate 56 card tables and is requesting permission to add two more to its cardroom. Daytona has paid the $2,000 license fee associated with the additional tables.[2]

Analysis

Aside from the $1,000-per-card-table license fee, there is no other applicable restriction[3] to the number of card tables that Daytona can add to its cardroom. Since Daytona has paid the additional $2,000 license fee, Daytona should be authorized to add additional card tables to its cardroom.

Recommendation

The Florida Gaming Control Commission should approve Daytona Kennel Club, Inc. d/b/a Daytona Beach Racing and Card Club 's request to add additional card tables to its cardroom.

---

[1] *See generally* § 849.086, Fla. Stat.

[2] The annual cardroom license fee costs $1,000 for each table in the cardroom. § 849.086(5)(e), Fla. Stat.

[3] There is no indication that TBD is seeking to change the number of card tables for the play of poker games in a designated player method. *See* §§ 849.086(7)(h)2. & 4., Fla. Stat. (restricting the number of tables for the play of poker games in a designated player manner).

CARDROOM LICENSE CHANGE REQUEST CHECKLIST

PERMITHOLDER: Daytona Kennel Club, Inc. (CR143) **FISCAL YEAR:** 2025/2026

DATE RECEIVED: March 19, 2026 **CASE NUMBER:** 2026-019327

DATE PROCESSED: March 20, 2026 **APPLICATION NUMBER:** 2308

REVIEWER'S NAME: La'Kesha Jelks

CHANGE REQUESTED: Add two additional tables for a total of 58.

Requirement	Met? Y/N	Deficiency Sent	Resolved
Original application form FGCC PMW 3160.	Y		
Payment for additional tables	Y		
Floor Plan	N/A		

PMW / CARDROOM LICENSE FORWARDED TO THE FOLLOWING FOR FINAL REVIEW:

REV/AUD SECTION	☒	**REVIEWED**	**INITIALS:**	**DATE:**	4-1-2026
PERMIT ADMIN	☐	**REVIEWED**	**INITIALS:**	**DATE:**	4-1-26
OGC	☒	**REVIEWED**	**INITIALS:**	**DATE:**	3/31/26

Notes/Comments:

Rev/Aud Section:

Permit Admin.

OGC:

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

License Number:	CR143
Permit Type:	GHND
Permit County:	Volusia
Amendment:	A

LICENSE TO OPERATE A CARDROOM

For:

Daytona Beach Kennel Club, Inc.

D/B/A Daytona Beach Racing and Card Club

Licensed to Operate, At the Pari-Mutuel Facility, Located At:

960 South Williamson Boulevard
Daytona Beach, FL 32114
Volusia County

Valid From: July 1, 2025
Expires On: June 30, 2026
Licensed to Operate: 58 Tables

Issued and dated, this _____ day of April, 2026.

By _____
Alana Zimmer, Executive Director
Florida Gaming Control Commission

This license is issued in accordance with the Florida Pari-Mutuel Wagering Act, Section 849.086, Fla. Stat., and the rules promulgated thereunder. This license is to be operated at the location of a pari-mutuel permit and is subject to any and all laws of the State of Florida.

2026 MAR 23 AM 9:12

FLORIDA GAMING
CONTROL COMMISSION

FGCC PMW-3160 – Permitholder Application for Annual License to Operate a Cardroom

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

www.flgaming.gov

INSTRUCTIONS
This form is to be submitted in conjunction with Form FGCC PMW-3220. FGCC PMW-3220 must be submitted with all pertinent cardroom operation information.

ORGANIZATION INFORMATION		
Federal Employer ID Number: [redacted]		
Permitholder's Legal Name: Daytona Beach Kennel Club, Inc.		
Doing Business As (D/B/A) Name: Daytona Beach Racing and Card Club		
MAILING ADDRESS		
Street Address or P.O. Box: 960 S. Willamson Blvd		
City: Daytona Beach	State: FL	Zip Code (+4 optional): 32114
County (if Florida address): Volusia	Country: USA	
CONTACT INFORMATION		
Contact Name: Todd Schryver		
Primary Phone Number: (386) 947-3305	Primary E-Mail Address: tschryve@delawarenorth.com	
PHYSICAL ADDRESS		
Street Address: 960 S Williamson Blvd		
City: Daytona Beach	State: FL	Zip Code (+4 optional): 32114
County: Volusia		

ADDITIONAL CONTACT INFORMATION (OPTIONAL)	
Alternate Phone Number:	Fax Number:
Alternate E-Mail Address:	

2026 MAR 23 AM 9:12

FLORIDA GAMING
CONTROL COMMISSION

CARDROOM INFORMATION
Physical Location of Cardroom:
First floor - central part of building
What is the maximum number of card tables you intend to operate during the license period? 58
A check or money order made payable to FGCC for the table fees ($1,000 per table) must be submitted with this application.
Name of cardroom manager or cardroom management company: Joseph LaRosa
Cardroom manager or cardroom management company license number: 10152488
Type of participation fee charged to players: Rake - Ante ☐ Seat Charge ☑ Both ☐

Additional documentation requirements:

1) Attach a list of card games to be offered to your patrons.
2) As specified in s. 849.086(9), Florida Statutes, provide evidence that there is in force a surety bond in the amount of $50,000, payable to the state, or evidence that the pari-mutuel bond has been expanded to include cardroom operations.
3) Attach Form FGCC PMW-3220, List of Cardroom Business Occupational Licensees Providing Products and Services to a Cardroom, with whom you intend to do business.
4) Attach a copy of your internal controls.
5) If this is your initial cardroom operator license application, attach proof that the county commission in the county where you desire to conduct cardroom gaming has voted to approve such activity within the county.

ATTEST STATEMENT

I hereby certify that every statement contained herein is true and correct and that I understand any misstatement or omission in this application may result in denial or revocation of my pari-mutuel license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida.

Signature of Applicant or Applicant's Representative _____

Date 1/15/2026

DAYTONA BEACH KENNEL CLUB
960 SOUTH WILLIAMSON BLVD
DAYTONA,FL 32114

VENDOR NO.	DATE	CHECK NO
0000217311	01/14/26	01007826

Invoice Date	Invoice Number	Gross Amount	Discount Taken	Paid Amount
01/09/26	2025aOCLicensefees	2,000.00	0.00	2,000.00
DETACH BEFORE DEPOSITING	**TOTALS :**	**$2,000.00**	**$0.00**	**$2,000.00**

REMOVE DOCUMENT ALONG THIS PERFORATION

ARTIFICIAL WATERMARK ON REVERSE SIDE - DO NOT ACCEPT WITHOUT NOTING WATERMARK - HOLD AT ANGLE TO VIEW

DAYTONA BEACH KENNEL CLUB
960 SOUTH WILLIAMSON BLVD
DAYTONA , FL 32114

50-937
213

JP MORGAN CHASE BANK, N.A.
Syracuse , NY

DATE	CHECK NO.
01/14/26	01007826
	**** $2,000.00

VOID IF NOT CASHED WITHIN 90 DAYS

** Two thousand and xx/100Dollar **

PAY TO THE ORDER OF: FLORIDA GAMING CONTROL COMMISSION
0
VEN:0000217311

AUTHORIZED SIGNATURE

[redacted]

State of Florida
Department of Business and Professional Regulation
Cash Listing Report

Client: 100 - Division of Pari-Mutuel Wagering
Batch #: 25017752
 # Receipt: 1
Total $ Entered: $ 2,000.00
Receipts Entered: 1
Origin: TLH Centra
Deposit #: 110729
Total: $ 2,000.00
Fiscal Year: 2025
Deposit Date: 2026-03-23
Status: Deposited

Receipt #	DLN	Received	Disp	Pmt	Note	Unassigned	Prof	Remitted By / Beneficiary	File #	License #	Assigned
250100725		$ 2,000.00	DEP	CHK		$ 0.00					
							1002	DAYTONA BEACH KENNEL CLUB, INC.	30	143	$ 2,000.00
Total:			$ 2,000.00			$ 0.00					$ 2,000.00

State of Florida

Department of Business and Professional Regulation

Cash Listing Report

Client: 100 - Division of Pari-Mutuel Wagering
Batch #: 25017660
 # Receipt: 1
Total $ Entered: $ 2,000.00
Receipts Entered: 1
Origin: TLH Centra
Deposit #: 110729
Total: $ 2,000.00
Fiscal Year: 2025
Deposit Date: 2026-03-23
Status: Deposited

Receipt #	DLN	Received	Disp	Pmt	Note	Unassigned	Prof	Remitted By / Beneficiary	File #	License #	As
250100480		$ 2,000.00	DEP	CHK		$ 0.00	1002	DAYTONA BEACH KENNEL CLUB, INC.	30	143	$ 2.
Total:			$ 2,000.00			$ 0.00					$ 2.

DEPOSIT TICKET
Superior (888) 590-7998
Wells Fargo Bank, N.A.

DATE 3/23/26

	DOLLARS	CENTS
CURRENCY		
COIN		
LIST EACH CHECK 1	2000	00
2		
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
TOTAL FROM OTHER SIDE OR ATTACHED LIST		

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERICAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

№ 729

110729

2,000 00

TOTAL ITEMS 1

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED.

PLEASE ENTER TOTAL 2000 00

TOTAL DEPOSIT
DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.

4833752
DSP 10-T-BK

STATE OF FLORIDA DEPARTMENT OF
FINANCIAL SERVICES #4150110
FGCC MAIN

$ 2000.00

[redacted]

RECEIVED
2026 MAR 19 PM 3:40
FLORIDA GAMING CONTROL COMMISSION

FGCC PMW-3160 – Permitholder Application for Annual License to Operate a Cardroom

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

www.flgaming.gov

INSTRUCTIONS
This form is to be submitted in conjunction with Form FGCC PMW-3220. FGCC PMW-3220 must be submitted with all pertinent cardroom operation information.

ORGANIZATION INFORMATION		
Federal Employer ID Number: [redacted]		
Permitholder's Legal Name: Daytona Beach Kennel Club, Inc.		
Doing Business As (D/B/A) Name: Daytona Beach Racing and Card Club		
MAILING ADDRESS		
Street Address or P.O. Box: 960 S. Willamson Blvd		
City: Daytona Beach	State: FL	Zip Code (+4 optional): 32114
County (if Florida address): Volusia	Country: USA	
CONTACT INFORMATION		
Contact Name: Todd Schryver		
Primary Phone Number: (386) 947-3305	Primary E-Mail Address: tschryve@delawarenorth.com	
PHYSICAL ADDRESS		
Street Address: 960 S Williamson Blvd		
City: Daytona Beach	State: FL	Zip Code (+4 optional): 32114
County: Volusia		

ADDITIONAL CONTACT INFORMATION (OPTIONAL)	
Alternate Phone Number:	Fax Number:
Alternate E-Mail Address:	

RECEIVED
2026 MAR 19 PM 3:40
FLORIDA GAMING CONTROL COMMISSION

CARDROOM INFORMATION
Physical Location of Cardroom:
First floor - central part of building
What is the maximum number of card tables you intend to operate during the license period? 58
A check or money order made payable to FGCC for the table fees ($1,000 per table) must be submitted with this application.
Name of cardroom manager or cardroom management company: Joseph LaRosa
Cardroom manager or cardroom management company license number: 10152488
Type of participation fee charged to players: Rake - Ante ☑ Seat Charge ☐ Both ☐

Additional documentation requirements:

1) Attach a list of card games to be offered to your patrons.
2) As specified in s. 849.086(9), Florida Statutes, provide evidence that there is in force a surety bond in the amount of $50,000, payable to the state, or evidence that the pari-mutuel bond has been expanded to include cardroom operations.
3) Attach Form FGCC PMW-3220, List of Cardroom Business Occupational Licensees Providing Products and Services to a Cardroom, with whom you intend to do business.
4) Attach a copy of your internal controls.
5) If this is your initial cardroom operator license application, attach proof that the county commission in the county where you desire to conduct cardroom gaming has voted to approve such activity within the county.

ATTEST STATEMENT

I hereby certify that every statement contained herein is true and correct and that I understand any misstatement or omission in this application may result in denial or revocation of my pari-mutuel license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida.

Signature of Applicant or Applicant's Representative _____

Date 1/15/2026

Lic Type	**1012 - Cardroom Employee Occupational**	Expires On	**06/30/2028**
Name	**LA ROSA, JOSEPH**	Extended To	
Rank	**CEMP - Cardroom Employee Occupational**	Renewed On	**06/11/2025**
Lic Status	**Current**		

State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2026019327 **Incident date:** 03/19/2026 **Status:** 10 - Initial Review

Lic Type: 1002 **Disposition:**

Case Type: Complaint

Responsible: ljelks - JELKS, LA'KESHA

Complainant: DAYTONA BEACH KENNEL CLUB, INC.

960 S. WILLIAMSON BOULEVARD, DAYTONA BEACH, FL 32114

Respondent: FGCC, DIVISION OF PARI MUTUEL WAGERING

4070 ESPLANADE WAY, SUITE 250, TALLAHASSEE, FL 32399

Summary: 143 Daytona Beach Kennel Club, Inc. has applied to add two additional tables to its 2025/2026 Cardroom License.

Chronology:

Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
03/19/2026	R		ljelks	JELKS, LA'KESHA	ljelks	
03/19/2026	S	1002	10	Initial Review	ljelks	