



Florida Gaming Control Commission

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

Meeting Agenda
Thursday, September 5, 2024, 9:30 AM
Betty Easley Conference Center, Room 152
4075 Esplanade Way
Tallahassee, Florida 32399-0850

1. Approval of meeting minutes
 - 1.1. July 11, 2024
 - 1.2. August 8, 2024
2. Discussion of amended application for pari-mutuel operating license
 - 2.1. 2024-044744 – West Flagler Associates, Ltd
3. Discussion of amended application for cardroom license
 - 3.1. 2024-045897 – TBD Entertainment, LLC
4. Discussion of default final orders
 - 4.1. 2024-017680 – Zerpa, Gilberto Jose
 - 4.2. 2024-037000 – Bardakjian, Greg
5. Discussion of request for waiver
 - 5.1. 2024-039702 – Monell Jr., David A.
6. Discussion of license denials
 - 6.1. 2024-046235 – Wong, Edward Jung
7. Discussion of final order pursuant to request from respondent
 - 7.1. 2023-051666 – Brown, Kristin Miller
8. Discussion of rulemaking
 - 8.1. Patron Dispute Process
9. Discussion of policies and procedures
 - 9.1. 02.14.01 – Subpoena and Court Appearance By Members in their Official Capacities
 - 9.2. 02.62.01 – Communicable Diseases
 - 9.3. 02.66.01 – Asset Forfeiture
10. Executive Director update
11. Public comment

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THE COMMISSION ON ANY OF THE AGENDA ITEMS
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1. Approval of meeting minutes

FLORIDA GAMING CONTROL COMMISSION

PUBLIC MEETING/WORKSHOP HEARING

LOCATION

Joseph P. Cresse Hearing Room 148
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0850

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Thursday, July 11, 2024

9:31 a.m. - 10:19 a.m.

BEFORE: Vice Chair Julie I. Brown
Commissioner Charles Drago
Commissioner John D'Aquila
Commissioner Tina Repp
Executive Director, Louis Trombetta

Stenographically Reported By:
I. Iris Cooper
Stenographic Reporter

Job No.: 352968

1 APPEARANCES: (Appearing remotely via Zoom)

2

COMMISSION MEMBERS:

3

Vice Chair Julie I. Brown

4 Commissioner Charles Drago

Commissioner John D'Aquila

5 Commissioner Tina Repp

Executive Director, Louis Trombetta

6

7

8 PARTICIPANTS:

9 - Emily Alvarado, Deputy Chief Attorney

10 - Joe Dillmore, Director of Pari-Mutuel Wagering

11 - Ross Marshman, Deputy Executive Director
and Chief Legal Officer

12

- Lisa M. Mustain, Director Of Administration

13

- Jamie Pouncey, Program Administrator

14

- Elizabeth K. Stinson, Chief Attorney

15

- Marc Taupier, Deputy General and Chief Gaming
Enforcement Legal Advisor

16

17 - Elina Valentine, General Counsel

18 - Carl Herold, Director of Law Enforcement

19

20

OTHERS PRESENT:

21

- Various Members of the Public

22

- The Florida Channel

23

24

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1 Thereupon, the following proceeding began at 9:31 a.m.:

2 VICE CHAIR BROWN: We are going to begin our
3 agenda conference today on Thursday, July 11th.
4 The time is 9:31. If you would so kindly please
5 stand for the pledge of allegiance, which will be
6 given by Commissioner Drago.

7 COMMISSIONER DRAGO: Please join me for the
8 pledge of allegiance.

9 (Pledge of allegiance recited.)

10 VICE CHAIR BROWN: Thank you, all. I hope you
11 all are having a great summer. We have a big crowd
12 in the audience today, and I know we have a few new
13 employees that will be recognized under the
14 Executive Director's report. Really excited to
15 have them join us today for this meeting.

16 And with that, we are opening the meeting.
17 We're going to go right into our Item No. 1,
18 discussion of renewal applications for slot machine
19 license.

20 MS. POUNCEY: Good morning. Jamie Pouncey,
21 pari-mutuel wagering. First item is 1.1.

22 VICE CHAIR BROWN: Ms. Pouncey, could you just
23 please pull the mic for the court reporter.

24 Thanks.

25 MS. POUNCEY: Better?

1 VICE CHAIR BROWN: Better.

2 MS. POUNCEY: First is 1.1, Case No.

3 2024-029142. It's Gretna Racing, L.L.C., who is

4 applying for their annual slot machine license.

5 They have submitted the application. They possess

6 a greyhound permit.

7 We've reviewed the documentation that was

8 received on May 24th, and the application was

9 deemed complete. They have met all of the

10 requirements, and we recommend approval of their

11 slot machine license for the 2024/2025 year.

12 VICE CHAIR BROWN: Thank you.

13 Commissioners, are there any questions on this

14 item? Seeing none, can I get a motion to approve.

15 COMMISSIONER D'AQUILA: Motion to approve.

16 VICE CHAIR BROWN: Is there a second?

17 COMMISSIONER REPP: Second.

18 VICE CHAIR BROWN: All those in favor, say

19 aye.

20 (Multiple ayes.)

21 VICE CHAIR BROWN: Thank you, Ms. Pouncey.

22 Moving on to Item No. 2, discussion of

23 application for non-wagering pari-mutuel license.

24 MS. POUNCEY: Item No. 2.1, Case No.

25 2024-020893. It's Florida Standardbred Breeders'

1 and Owners' Association. They're applying for
2 their annual non-wagering horse license.

3 They have submitted a request to extend their
4 license through the end of the 2024/2025 fiscal
5 year. They have submitted the required
6 information, and we recommend approval of this
7 license.

8 VICE CHAIR BROWN: Thank you, Ms. Pouncey.

9 Seeing that all statutory requirements are
10 complied with, I don't think this is a problem.

11 Commissioners, any questions?

12 Commissioner Drago.

13 COMMISSIONER DRAGO: Just one comment, if I
14 could. Could somebody, for the sake of the public
15 and everybody that may be listening, explain what
16 the non-wagering permit is because it's a little
17 different than what I think everybody is used to
18 hearing. So can someone just explain what that is?

19 VICE CHAIR BROWN: Good question,
20 Commissioner Drago. Thank you.

21 MR. DILLMORE: Good morning.

22 COMMISSIONER DRAGO: Good morning.

23 MR. DILLMORE: Yes. Non-wagering permit, it's
24 associated with horseracing for a prize or a purse.
25 However, no individual wagering can happen on the

1 winner of the event. So they're just conducting
2 the races for the purse or the prize.

3 COMMISSIONER DRAGO: So where are these races?
4 Where do they hold them? Where's their facility, I
5 guess?

6 MR. DILLMORE: I think we only have one
7 currently.

8 Ms. Pouncey, can you help me out with the
9 location they applied for?

10 MS. POUNCEY: We do. We currently only have
11 one, and please don't quote me. The name of the
12 facility is Sunshine Equestrian, I believe. All of
13 that information is within the pamphlet
14 information.

15 COMMISSIONER DRAGO: Thank you.

16 VICE CHAIR BROWN: Thank you.

17 Commissioners, if there are no other
18 questions, can we get a motion to extend the
19 non-wagering horseracing license for the fiscal
20 year.

21 COMMISSIONER DRAGO: So moved.

22 VICE CHAIR BROWN: Is there a second?

23 COMMISSIONER D'AQUILA: Second.

24 VICE CHAIR BROWN: All those in favor, say
25 aye.

1 (Multiple ayes.)

2 VICE CHAIR BROWN: Thank you. Item No. 2.1
3 passes.

4 Moving on to 3.1, which is a discussion of
5 amended application for pari-mutuel operating
6 licenses.

7 MS. POUNCEY: Item No. 3.1 is Case No.
8 2024-034591. This is an application from
9 Gulfstream Park Racing Association. They applied
10 to amend their operating license by canceling one
11 of their thoroughbred performances. They have
12 submitted the required documentation, and we are
13 requesting that this amendment be approved
14 effective July 1, 2024.

15 VICE CHAIR BROWN: Thank you.

16 If there are no questions on this, can we
17 please get a motion to approve the item effective
18 July 1, 2024.

19 COMMISSIONER REPP: Motion to approve.

20 VICE CHAIR BROWN: Is there a second?

21 COMMISSIONER D'AQUILA: Second.

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

24 (Multiple ayes.)

25 VICE CHAIR BROWN: Thank you. 3.1 passes.

1 Ms. Pouncey, can you combine 4.1 and 4.2,
2 please.

3 MS. POUNCEY: Yes, ma'am. 4.1, Case No.
4 2024-031317. 4.2 is 2024-034688. This is a
5 request to amend Dania Jai alai, Dania summer
6 Jai alai's cardroom license. They are requesting
7 to add five tables to their cardroom.

8 They have paid the associated fees and
9 submitted the required documentation and met the
10 requirements, and we recommend approval at this
11 moment.

12 VICE CHAIR BROWN: Thank you.

13 Again, seeing all the statutory requirements
14 are complied with, can we please get a motion to
15 approve Item Nos. 4.1 and 4.2, if there are no
16 questions.

17 COMMISSIONER DRAGO: So moved.

18 VICE CHAIR BROWN: Is there a second?

19 COMMISSIONER REPP: Second.

20 VICE CHAIR BROWN: All those in favor, say
21 eye.

22 (Multiple ayes.)

23 VICE CHAIR BROWN: Thank you. The motion
24 passes. We are moving on to discussion of default
25 final order Item No. 5.1.

1 MS. ALVARADO: Emily Alvarado, for the record.
2 Item 5.1 is 2023-044862, Sara Segarra. In this
3 case, you were provided a three-count
4 administrative complaint alleging that she was
5 arrested and convicted of four felony offenses.

6 Respondent failed to notify the Commission of
7 her arrest and of her conviction as well. She is
8 subject to revocation of her cardroom employee
9 occupational license pursuant to 550.105(5)(b).

10 You were also provided the hand service
11 affidavit showing that she was served with the
12 administrative complaint. Respondent failed to
13 respond within 21 days.

14 Therefore, the Division would ask the
15 Commission to enter an order finding that she was
16 properly served with the administrative complaint,
17 that she failed to respond within 21 days, that the
18 facts in the administrative complaint are the facts
19 in this case and concluding that her cardroom
20 employee occupational license will be revoked.

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

22 Commissioners, are there any questions on this
23 default final order? Seeing none, can we please
24 get a motion to approve the final order revoking
25 the cardroom occupational license number.

1 COMMISSIONER D'AQUILA: I will make a motion
2 to approve the final order as stated.

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

5 COMMISSIONER REPP: Second.

6 COMMISSIONER DRAGO: Second.

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

9 (Multiple ayes.)

10 VICE CHAIR BROWN: Thank you. The motion
11 passes unanimously. We are going to move on to
12 discussion of consent orders 6.1 and 6.2, please,
13 separately.

14 MS. ALVARADO: 6.1 is 2024-002207, Sarasota
15 Kennel Club. In this case, you were provided an
16 administrative complaint alleging that respondent
17 violated Rules 75-11.020(1)(b) and 75-11.025(10) by
18 failing to have the drop box affixed with a lock to
19 the table and allowing a surveillance room camera
20 to be obstructed preventing the observation of
21 cardroom activities.

22 They had no prior violations of either rule.
23 However, when the investigators went back about
24 three weeks after finding the violation, they did
25 see that it was still obstructed, the view was

1 still obstructed.

2 Since then, investigations has confirmed that
3 it is not obstructed anymore. I also followed up
4 with the attorney for Sarasota, and they said they
5 fixed the problem shortly after that February 6th
6 date.

7 Respondent has sent back a signed settlement
8 and consent order with a total fine of \$750.
9 Therefore, the Division would ask the Commission to
10 enter an order adopting and incorporating the
11 settlement and consent order in this case.

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

13 Commissioners, are there any questions on Item
14 No. 6.1? If not, can we get a motion to adopt the
15 settlement and consent order.

16 COMMISSIONER REPP: I would like to make a
17 motion to adopt the settlement order.

18 VICE CHAIR BROWN: Thank you. Is there a
19 second?

20 COMMISSIONER D'AQUILA: Second.

21 VICE CHAIR BROWN: Any discussion? All those
22 in favor, say aye.

23 (Multiple ayes.)

24 VICE CHAIR BROWN: 6.1 passes. 6.2.

25 MS. ALVARADO: 6.2 is 2024-021051, Sarasota

1 Kennel Club. In this case, you were provided a
2 filed administrative complaint alleging that
3 respondent violated Rule 75-11.025(4)(C) by failing
4 to have the current time stamps on three
5 surveillance cameras.

6 There was one prior violation of this rule
7 from 2022, which resulted in a \$250 fine.

8 Respondent has sent back a signed settlement and
9 consent order in this case which had a \$500 fine.

10 The Division would ask the Commission to enter
11 an order adopting and incorporating the settlement
12 in this case.

13 VICE CHAIR BROWN: Thank you.

14 Commissioners, any questions on this? If not,
15 can we get a motion to adopt the settlement consent
16 order.

17 COMMISSIONER DRAGO: So moved.

18 VICE CHAIR BROWN: Is there a second?

19 COMMISSIONER REPP: Second.

20 VICE CHAIR BROWN: Any discussion? All those
21 in favor, say aye.

22 (Multiple ayes.)

23 VICE CHAIR BROWN: Thank you. The motion
24 passes unanimously. We are moving on to a
25 discussion of license denials. We only have two

1 today at this meeting, 7.1 and 7.2.

2 MS. ALVARADO: 7.1 is 2024-018224, Robert
3 Cotrone. The Division received an application from
4 the applicant seeking pari-mutuel wagering
5 professional individual occupational license.

6 After review of the application, it was
7 discovered that he had several felony offenses,
8 including a 1984 attempted robbery; a 1987
9 attempted assault, criminal sale of a controlled
10 substance; and a 2003 grand larceny insurance fraud
11 and criminal mischief.

12 The applicant applied for a waiver, which was
13 declined by the Executive Director. Here, the
14 Division would ask that the Commission authorize a
15 notice of intent to deny or the issue of a letter
16 of license denial in this case.

17 VICE CHAIR BROWN: Thank you.

18 Commissioners, any questions on 7.1? Seeing
19 none, can we please get a motion to issue a letter
20 of license denial, intent to deny.

21 COMMISSIONER REPP: Motion to issue the
22 letter.

23 VICE CHAIR BROWN: Thank you. Is there a
24 second?

25 COMMISSIONER D'AQUILA: Second.

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

3 (Multiple ayes.)

4 VICE CHAIR BROWN: All right. Moving on to
5 7.2.

6 MS. ALVARADO: 7.2 is 2024-021088, Teresa
7 Holmes. Here, the applicant sent in an application
8 for a pari-mutuel wagering professional individual
9 occupational license. After review of her
10 application, it was discovered that she had a
11 felony theft from 2008.

12 The applicant applied for a waiver, but did
13 not complete her waiver interview after several
14 attempts to get in contact with her. The waiver
15 was then declined by the Executive Director.

16 Here, the Division would ask that the
17 Commission authorize the issuance of a notice of
18 intent to deny in this case.

19 VICE CHAIR BROWN: Thank you.

20 Commissioners, if there are no questions, can
21 we please get a motion to issue a letter of intent
22 to deny.

23 COMMISSIONER DRAGO: So moved.

24 VICE CHAIR BROWN: Is there a second?

25 COMMISSIONER D'AQUILA: Second.

1 VICE CHAIR BROWN: All those in favor, say
2 eye.

3 (Multiple ayes.)

4 VICE CHAIR BROWN: Ms. Alvarado, I know we
5 talked about this at the last meeting under the
6 Executive Director's report of the statutory
7 changes that are in effect now -- that's July 1st
8 -- with our Agency bill on some of these license
9 denials.

10 If you could just for edification of the
11 audience, I find that there's two notable ones on
12 how this will affect new applicants moving forward
13 on issuance of licenses.

14 MS. ALVARADO: I'm going to direct that to the
15 Executive Director.

16 MR. TROMBETTA: Sure. I believe the two
17 you're referencing have to deal with, one,
18 misrepresentations that could be made on an
19 application.

20 VICE CHAIR BROWN: Yes.

21 MR. TROMBETTA: So if you remember, as part of
22 DBPR, there was a statute that allowed essentially
23 the divisions within DBPR to deny licenses based on
24 people lying on their application.

25 When we left DBPR, we didn't have a similar

1 statute. So one of the things we did with our bill
2 was create that, so that is now in effect.

3 Secondly, I think you were referring to the waiver
4 process.

5 So we've tried to -- there was an
6 inconsistency in the way Chapter 550, the
7 pari-mutuel law, and Chapter 551, the slot law
8 treated applicants that had essentially
9 disqualifying offenses in their criminal history.

10 Under Chapter 550, the applicant could apply
11 for a waiver of that disqualifying offense so that
12 they could still have their license application
13 considered. That did not exist in 551.

14 So now we've made a change that's effective
15 July 1st that allows applicants for slot licenses
16 to also take advantage of a waiver process.

17 VICE CHAIR BROWN: Thank you. I appreciate
18 you sharing that information with the public.

19 COMMISSIONER DRAGO: Can I ask just a quick
20 followup?

21 VICE CHAIR BROWN: Yes, Commissioner Drago.

22 COMMISSIONER DRAGO: So I realize it goes into
23 effect July 1st, but does it affect applications
24 prior to July 1st that we might be reviewing like
25 today?

1 MR. TROMBETTA: I'm going to pass this one to
2 legal. I think I know the answer, but just to be
3 safe here.

4 VICE CHAIR BROWN: Ms. Valentine.

5 MS. VALENTINE: Elina Valentine, for the
6 record. The change in the law applies to
7 applications that are pending as of July 1st. And
8 so there will be applications going forward that
9 will be in front of the Commission for review, but
10 none that the 90-day time period would have expired
11 before July 1st.

12 And the 90-day time period that I'm referring
13 to is the 90-day time period that we are required
14 by law to either grant or deny a license. That's
15 under Chapter 120.

16 COMMISSIONER DRAGO: I'm sorry, but I think I
17 got more confused. So if somebody filed an
18 application prior to July 1st and we reviewed it,
19 we accepted it, we reviewed it, but it hadn't been
20 approved yet for anything, is that -- then it comes
21 before us after July 1st, is that under the old
22 statute or the new statute?

23 MS. VALENTINE: That would be under the new
24 statute.

25 COMMISSIONER DRAGO: It would be. Okay. All

1 right. Thank you.

2 VICE CHAIR BROWN: Thank you,
3 Commissioner Drago.

4 Commissioners, any other questions? Okay. We
5 are going to move on to Item 8.1, which is
6 discussion of final order pursuant to request from
7 respondent.

8 MS. ALVARADO: Item No. 8.1 is 2023-039465,
9 Kendra Durand. The Division seeks to enter a final
10 order adding Ms. Durand to the permanent exclusion
11 list for all pari-mutuel and all slot machine
12 facilities.

13 The Commission served respondent with an
14 administrative complaint seeking her exclusion from
15 both pari-mutuel and slot machine facilities. The
16 respondent requested an informal hearing which was
17 held on May 16th.

18 At this hearing, she represented that she did
19 not oppose the Commission seeking permanent
20 exclusion. On May 23rd, the hearing officer
21 relinquished jurisdiction back to the Commission
22 for issuance of a final order.

23 Therefore, the Division would ask that the
24 Commission enter a final order adding Ms. Durand to
25 the permanent exclusion list for all pari-mutuel

1 and all slot machine facilities.

2 VICE CHAIR BROWN: Thank you.

3 Commissioners, if there are no questions, can
4 we please get a motion for a final order
5 permanently excluding this applicant.

6 COMMISSIONER REPP: I would like to make a
7 motion for the order.

8 VICE CHAIR BROWN: Thank you. Is there a
9 second?

10 COMMISSIONER DRAGO: Second.

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

13 (Multiple ayes.)

14 VICE CHAIR BROWN: Thank you. The motion
15 passes unanimously. We are going to move on to
16 discussion of policies and procedures. We're going
17 to defer Item No. 9.2, which is the dual and
18 secondary employment, and take up Item No. 9.1 and
19 9.3. 9.1 is transporting detainees.

20 Chief Herold, are you presenting?

21 MR. HEROLD: Good morning.

22 VICE CHAIR BROWN: Morning.

23 MR. HEROLD: Thank you for having me. This is
24 simply a policy that we've asked for to identify
25 the needs of the agents and how we would go about

1 transporting any detainees. For the most part, our
2 vehicles are not set up to transport any prisoners.

3 So essentially, the policy outlines that we
4 will partner with one of our local law enforcement
5 individuals to make transportation for us.

6 VICE CHAIR BROWN: Thank you for the summary.
7 Commissioners.

8 COMMISSIONER DRAGO: Just a quick question, if
9 I could.

10 MR. HEROLD: Certainly.

11 COMMISSIONER DRAGO: So practically speaking,
12 do we have someone now identified, an agency that
13 we will call whenever our agents need
14 transportation around the state, or how is that
15 going to work practically?

16 MR. HEROLD: That's a great question. Thank
17 you for the question. Right now, every one of our
18 operations, we partner with a local law enforcement
19 because of the complexity and the multitude of
20 tasks that are required to do these types of
21 operations.

22 And so we already have partnerships
23 established, and that's simply one more ask that we
24 have with local law enforcement. And so while it's
25 not one particular agency that we identify.

1 Typically, it's with those partner agencies that
2 we're working with on these operations.

3 COMMISSIONER DRAGO: So what about if we're
4 going to be on our own somewhere and we make an
5 arrest, one of our agents, do we have anybody
6 identified yet, or is that in the planning to
7 identify FHP or whatever to be our go-to agency to
8 transport our prisoners for us?

9 MR. HEROLD: Yes, sir. So we do not have
10 someone that I would say or an agency that I would
11 say would be our go-to. We find that as part of
12 the ops plan, we reach out to local law enforcement
13 because they do provide assistance to us, even if
14 it's entry or guarding the perimeter to ensure that
15 nobody comes in while our guys are processing
16 evidence and those kind of things like that.

17 So the ask is to local law enforcement, and we
18 have utilized FHP. And we have been offered up by
19 other state law enforcement agencies to give us
20 assistance.

21 COMMISSIONER DRAGO: I would just suggest that
22 we get somebody, a state agency somewhere that we
23 could at least forewarn them that if we do need
24 someone, our agents arrest someone, and we're not
25 working with any other local agency or anything.

1 And I'm sure local agencies would do it from
2 time to time. But I would just suggest that we
3 forewarn or at least have some type of
4 understanding with whether it's FHP or the
5 sheriff's departments or whoever it might be that
6 they're not confused and shocked about it when we
7 start asking for help transporting, that they're
8 aware that it's a possibility or whatever.

9 MR. HEROLD: Yes, sir, and thank you. We will
10 make sure we do that.

11 COMMISSIONER DRAGO: Thank you.

12 VICE CHAIR BROWN: Thank you,
13 Commissioner Drago.

14 Commissioners, any further questions?
15 Thank you, Chief Herold.

16 All right. We are moving on to Item No. 9.3.
17 Administrative Officer Mustain, anti-retaliation.

18 MS. MUSTAIN: Good morning. This is
19 anti-retaliation. This policy sets standards
20 prohibiting retaliation against employees who
21 identify workplace issues such as fraud, waste,
22 abuse of authority, gross mismanagement, or any
23 inappropriate conduct or practices, including
24 violations that may pose a threat to the health,
25 safety, and well being of our employees.

1 VICE CHAIR BROWN: Thank you. I don't have
2 any questions. Commissioners, do you have any? If
3 not, can we get a motion to --

4 COMMISSIONER DRAGO: Can I just ask one quick
5 one, please. So how does this interact with the
6 whistleblowers' situation? I mean, does this kind
7 of piggyback off of that? Is there a separate
8 policy directing towards whistleblowers, right, and
9 this piggybacks off of that?

10 MS. MUSTAIN: Yes, sir.

11 COMMISSIONER DRAGO: Thank you.

12 VICE CHAIR BROWN: Thank you. And it
13 delineates whistleblowing in this policy, too.

14 MS. MUSTAIN: It does.

15 VICE CHAIR BROWN: And I neglected to get a
16 motion to approve 9.1. So if there are no other
17 questions, can we get a motion to approve 9.1 and
18 9.3.

19 COMMISSIONER D'AQUILA: I will make a motion
20 to approve 9.1 and 9.3.

21 VICE CHAIR BROWN: Thank you,
22 Commissioner D'Aquila.

23 Commissioner Repp, is there a second?

24 COMMISSIONER REPP: Second.

25 VICE CHAIR BROWN: Any discussion? All those

1 in favor, say aye.

2 (Multiple ayes.)

3 VICE CHAIR BROWN: Thank you both for your
4 work. I know we have more policies to come, and
5 looking forward to seeing them next month. We are
6 moving on to our Executive Director's update.

7 MR. TROMBETTA: Hi. Thank you. Good morning.

8 VICE CHAIR BROWN: Good morning.

9 MR. TROMBETTA: I have a few things. First, I
10 just point out that we as a Commission just kind of
11 celebrated our second year in existence. So, you
12 know, internally we did a few things. We've been
13 trying to celebrate and just kind of recognizing
14 the hard work that everybody's put in.

15 Some of these accomplishments we've had, I
16 mean, really it's -- let me take a moment to kind
17 of identify some of the stuff that isn't super
18 obvious. Our role coming from DBPR was to make
19 sure that our regulatory work kind of continued to
20 be up to par and do everything that it was supposed
21 to do.

22 And I think with Joe's leadership and
23 everybody in PMW, we were able to do that. I think
24 if you ask most of the pari-mutuels -- don't get me
25 wrong. There's been hiccups, just in terms of

1 timing and just, you know, some unexpected things
2 of just shifting to a Commission.

3 But I think for the most part, we've been able
4 to continue to be there to license and to regulate
5 the way we're supposed to, leaving the citizens in
6 the state with safe gaming opportunities that
7 continue to provide good revenue for the state.

8 At the same time, we were trying to create the
9 law enforcement division and the support structure,
10 so our IT and our admin team. So in two years, we
11 really have come a long way, just in terms of, you
12 know, Lisa's team, Suzie's team, just continuing to
13 really try to make little efficiencies that, again,
14 aren't public facing but that really do help us be
15 responsive to the public.

16 I'm not going to name all of them. There's
17 too many things. But I do want to just recognize
18 some of the hard work that has gone into getting us
19 to where we are in two years, which is a short
20 amount of time.

21 I mean, I'm sure the Commissioners, you know,
22 you've seen it. We have come a long way, and I'm
23 very proud of the work we've done. So really, it's
24 a good thing. And then moving on to --

25 VICE CHAIR BROWN: Wait. Before you move on,

1 no, no, you cannot underscore the amount of work
2 and accomplishments that have gone on. You really
3 summarized it beautifully in our email to
4 employees.

5 But there have been such tremendous strides.
6 I mean, even effective July 1st and the Division of
7 Law Enforcement, what is going on there is just
8 tremendous.

9 There's great media coverage on some of the
10 great work that they're doing, but they're
11 constantly working and growing, and it's a very
12 exciting agency to be a part of.

13 MR. TROMBETTA: And something just to add to
14 it, too. The employees are very flexible, which is
15 something, you know, going into it that, frankly,
16 government is not known for being. But I really
17 give a lot of credit to everybody that's been in
18 here and been able to adjust.

19 Early on, there was a lot of how do we make
20 this work? And there's been a lot of, well, let's
21 do this instead of that, you know, where it's not a
22 common thing. Most government agencies have a long
23 kind of period of time where people get just used
24 to the routine.

25 I'd like to appreciate just in general a lot

1 of the employees that have been here through this
2 transition that have been able to be flexible, make
3 adjustments and kind of continue to produce good
4 work. It's not an easy thing to do, and people
5 have done it through difficult asks at times.

6 VICE CHAIR BROWN: Thank you. And
7 stakeholders, too.

8 MR. TROMBETTA: Yes, for sure. With that
9 said, you know, recently we've made a number of new
10 additions that I would like to kind of highlight
11 and point out. Is Justin still here? One of the
12 people here helping us get our computers working is
13 the new help desk person.

14 VICE CHAIR BROWN: Can you stand up, please.

15 MR. TROMBETTA: Stand up. There he is.
16 Justin Garcia Vargas is our new kind of help desk
17 personnel. He's come on. He's been, you know,
18 super helpful. You know, I know that for the
19 people that are not in Tallahassee or that are not
20 in Tallahassee all the time, the help desk is great
21 at, you know, just working with everybody, the
22 people that are here before our individual
23 meetings.

24 Yesterday I had an issue, and he came over and
25 fixed it during his lunch break. So really just,

1 you know, thank you there. It's been good. On the
2 Division of Law Enforcement, there's I think two
3 that are here.

4 Gary Snyder and Christina Lynn are both new
5 additions. Gary and Christina, if you don't mind
6 just standing up just so that we can see you. They
7 are both reporting directly to Carl.

8 Gary is our chief of law enforcement, and
9 Christina is our chief of intelligence. So we're
10 looking forward to kind of what their impact that
11 they're going to have. They're both good additions
12 immediately, but I think it's going to be a good
13 thing going forward.

14 VICE CHAIR BROWN: We're very excited to have
15 you. Great illustrious backgrounds, so we're
16 grateful for you all to be here.

17 MR. TROMBETTA: Yes. Thank you both.

18 VICE CHAIR BROWN: Commissioner Drago.

19 COMMISSIONER DRAGO: Can I ask that perhaps we
20 have the Commission can step down and get a picture
21 with these new folks. You know, everybody's going
22 to be going a million different ways from now on,
23 and we won't get this kind of opportunity perhaps
24 to do this.

25 I think we should recognize the great job that

1 everybody is doing and the new people that we hire.
2 I'd like to see if we could just step down as a
3 Commission and get a picture with the new hires and
4 come back to -- or however you want to do it.

5 VICE CHAIR BROWN: Let's do it after the
6 update. Does that sound good?

7 COMMISSIONER DRAGO: Yes.

8 VICE CHAIR BROWN: And I think that's a great
9 idea. And I know we're going to have an
10 opportunity to talk about our future communications
11 position, which I think will really bolster
12 internally and externally.

13 MR. TROMBETTA: I think that works, whenever
14 you'd like. Another I don't think she's here, but
15 Lerrah Clark is another one. She's technically in
16 Lisa's shop, so she's in the division of admin.
17 She was brought in to kind of help be essentially
18 liaison between our Division of Law Enforcement and
19 the other areas.

20 It's going to take a lot of work off of both
21 Lisa, Director Herold. It's going to just make
22 easier for communication for information to flow
23 between our Division of Law Enforcement and both IT
24 and admin, so that's a big help, too. She's been
25 on board and has made an impact right away, too.

1 Moving on outside of law enforcement, so
2 there's been some shuffling, all good shuffling, in
3 terms of handling our reports. So we still have
4 our outward facing report portal where people can
5 make reports of either illegal activity or just
6 issues they're having anywhere really gambling
7 related.

8 ^Cyntoria Harris was the first full-time
9 position tasked with that. She has since moved
10 back to licensing with a promotion. So she was
11 promoted, and she now has a supervisory role in our
12 licensing team.

13 So her background was in licensing. She took
14 the opportunity to help out handling the reports
15 and has now moved back to licensing in a better
16 way. She's been a big help.

17 Again, speaking of employees that were able
18 to, you know, just jump on something and, you know,
19 take something brand-new, she was able to do it,
20 and I give her a lot of credit for jumping in early
21 and making that her own.

22 We've been able to kind of move some people
23 around internally to replace her. So Kim Johnson
24 is here. Kim, if you don't mind standing up. Kim
25 was at the front desk. And when Cyntoria moved on,

1 Kim expressed interest. She has since taken over
2 the role of handling the complaints.

3 So if people file reports, it goes right to
4 Kim. Kim is the one on the phone talking to
5 people, directing, filtering. She's jumped in, and
6 she's done a great job. So thank you, Kim, really
7 for doing that.

8 And then replacing Kim at the front desk is
9 Alexis Crenshaw who is not here, I don't believe.
10 Alexis was an OPS position that was helping the
11 admin team. When that positioned opened up, we
12 were able to kind of keep her and move her into
13 that.

14 She's been helpful and done a good job there,
15 too. So really just again from my end, it's great
16 to be able to keep people internally, even if they
17 move around. It's been a good transition
18 throughout, so I really thank all three of them.
19 It's been good.

20 Legal, we have some changes in legal. Marc,
21 who is over here, Marc has been promoted to the
22 deputy general counsel. So Marc was here, came and
23 has been working specifically on the law
24 enforcement side.

25 He's been helping our law enforcement with all

1 their legal needs. He's going to kind of continue
2 doing that while we seek to kind of find somebody
3 else to do that so he can kind of move into a
4 traditional deputy general counsel role. But right
5 now, it's been a big help.

6 He's taken on a ton of work. Elina has been
7 able to take on a ton of work. Really, our legal
8 team is in a good spot. Shireen, there she is.
9 Shireen also just received a promotion. She was a
10 junior attorney. She was promoted to senior
11 attorney.

12 Again, Shireen, super helpful. Enjoys the
13 subject matter and has a lot of experience and is
14 very helpful. So really, legal is in a good spot.
15 And then on --

16 VICE CHAIR BROWN: Congratulations everyone
17 for these promotions and shifting around and being
18 nimble. It's awesome.

19 MR. TROMBETTA: And Emily, too. Sorry. Emily
20 as well, if you see -- sometimes I forget because
21 she's been not in the office, just because she's
22 had other stuff going on. But she's doing a ton of
23 work as well, even while she's been coming back.

24 She recently received a promotion to a chief
25 attorney. As you can see, she's still very good

1 and doing everything she's supposed to be doing.

2 So, Emily, sorry, but thank you.

3 VICE CHAIR BROWN: We're grateful.

4 MR. TROMBETTA: On the PMW side, we also have
5 a promotion. Jose Cuevas, it's very close to
6 Cuervo, Cuevas, and I have to go very slow. Cuevas
7 was promoted to a slots manager for Broward County.

8 So the way our slots team is structured is we
9 have two managers, one for Broward and one for
10 Miami-Dade. He was promoted to the Broward
11 supervisor. He's been with us for a while. Great
12 guy and does good work, so that's a good one. He's
13 not here. He's out of the Fort Lauderdale office.

14 Tracy Swain, we did a little bit of a reorg.
15 So when Kim Ferree, who was the bureau chief for
16 our auditing team left, we made kind of a decision
17 to it's going to help better, you know, create some
18 efficiency.

19 In our PMW team, we combined the revenue team
20 with the auditing team and moved Tracy in charge.
21 So Tracy is the bureau chief of audit and revenue.
22 Tracy has been with PMW for a very long time.

23 She was here when I started and super helpful
24 from then till today, so it's a good promotion.

25 She is very competent, knows what she's doing. And

1 combining these two areas made a lot of sense. So
2 with her leadership, I think we're going to be in a
3 good spot there.

4 VICE CHAIR BROWN: Great.

5 MR. TROMBETTA: And then to replace -- so
6 Tracy had formally been in charge of revenue. So
7 to replace Tracy, we promoted Karen. Karen -- I'm
8 going to pronounce her last name wrong -- Stelter,
9 who worked for Tracy prior in revenue.

10 We moved her up, so she's now the revenue
11 administrator overseeing the revenue side of that
12 bureau. So we're again in good hands. So there's
13 a lot of moving parts. There's been other stuff
14 going on that has also helped us kind of manage
15 just changes.

16 Again, I appreciate the people I've mentioned,
17 but also everybody else that have been part of this
18 that have taken new challenges, stepped up and done
19 a great job. It all adds to kind of our success in
20 these two years. So thank you, everybody. Really,
21 it's been very good.

22 VICE CHAIR BROWN: Awesome. And I think it's
23 also appreciative for folks in the audience here
24 and who are tuning in to hear about the changes so
25 that they know who to contact moving forward, too,

1 with all of these wonderful changes, too.

2 Commissioners.

3 COMMISSIONER DRAGO: Yes, just a quick thing.
4 So much has been done, and I really appreciate the
5 overview of everything because I think we all
6 forget. And I know people who might be watching or
7 paying attention to this certainly don't realize
8 all the things that go on to make this agency work.

9 I just want to say I really appreciate
10 everybody that's in this room and everybody that's
11 not in this room that participates in all this. I
12 congratulate the people that got promoted, every
13 single one of them.

14 I know that Lou keeps us advised of what's
15 going on, so I know that you all deserve what
16 you're getting and what you're doing. I'm proud of
17 you. I really do appreciate it. It's hard to keep
18 up with it, with all the changes.

19 It's great to be able to see this. I have one
20 quick question. Marc's position, has that been
21 advertised yet, that legal advisor for the law
22 enforcement folks?

23 MR. MARSHMAN: It has.

24 COMMISSIONER DRAGO: Do you want to provide
25 more information?

1 MR. MARSHMAN: We did not receive any
2 satisfactory applicants, so we are readvertising
3 that position.

4 COMMISSIONER DRAGO: Readvertising. Okay.

5 VICE CHAIR BROWN: What are the specific
6 requirements, in terms of how many years of
7 practicing law and criminal law experience,
8 et cetera?

9 MR. MARSHMAN: We can pull the ad and provide
10 that to the commissioners later. But for anyone
11 listening that might be interested, background in
12 criminal law is preferred, but not required.
13 Background in administrative law is preferred, but
14 again, not required.

15 If you look at our previous legal enforcement
16 advisor, Marc, and his career path, he's worked in
17 both administrative law, criminal defense, and
18 criminal prosecution for years. He's a ten-year
19 lawyer, at least.

20 And he was excellent in that position, and he
21 will continue to provide excellent support. And
22 another attorney that can supplement Marc and
23 continue to assist Carl's team would be ideal.

24 So having an attorney general with years of
25 experience under their belt would be excellent.

1 They would have to be willing to move to
2 Tallahassee, but there's a lot of good reasons to
3 move to Tallahassee.

4 VICE CHAIR BROWN: Spoken from a Tallahassee
5 guy.

6 MR. MARSHMAN: I might be biased. But for all
7 the reasons that Director Trombetta just explained
8 about the good working conditions here, we are, I
9 think, an above average workplace. And ROGC now
10 headed by Ms. Valentine, so is a good place to work
11 and a good place to hone their craft.

12 And the law enforcement particularly is
13 unique. There are not many law enforcement
14 agencies that are also administrative law agencies,
15 and there are not many that have statewide purview.

16 VICE CHAIR BROWN: I agree with all of that,
17 and our agency is stellar. Would it be advisable
18 to reach out to or at least advertise in the
19 Florida State Law newspaper or around there?

20 I know you're looking for a more senior
21 attorney, but there are folks that would know
22 people. And I'm going to start putting my thinking
23 cap on, too, based on the credentials that you
24 described.

25 MR. MARSHMAN: We would appreciate that and

1 any other ideas for any marketing or advertisement
2 for this or any other open position we have would
3 be welcome. Thank you.

4 COMMISSIONER DRAGO: Where is it advertised,
5 besides the State People First, is it advertised
6 anywhere else?

7 VICE CHAIR BROWN: The Florida Bar?

8 MR. MARSHMAN: I would have to check. I don't
9 know.

10 COMMISSIONER DRAGO: Because I'm just
11 wondering how the legal advisors around the state
12 working for police agencies now, how they would get
13 the information that there's a job opening here.
14 So I'm not asking you to answer it now.

15 I'm just suggesting that to me that would be,
16 I think, a pool that you'd want to get into, as
17 well as prosecutors' offices and public defenders'
18 offices and all this kind. I don't know if they
19 all look at People First or not.

20 But my first thought is the legal advisors
21 that are out there now working for local agencies
22 might be a good place to go. But just to close out
23 my thoughts is I want to welcome all the new
24 people. Thank you for joining.

25 This is an exciting place to work. As you can

1 see, there's so many things going on here. It's
2 hard to believe that it's just been two years. I
3 think back to the first days that we were here and
4 can't believe where we are now, how much has been
5 accomplished.

6 Director Trombetta, to you and all the members
7 that work with you have done such a great job of
8 getting us there. Starting a law enforcement
9 agency personally has been really exciting and
10 interesting to me because it just doesn't happen
11 very often.

12 And I hope it's going to be the same way to
13 everyone else that's involved with it. And that's
14 just not the law enforcement people. That's the
15 support people that are here, like Lisa and people
16 that are all involved and all our lawyers and
17 everybody that they go to to get help in order to
18 make this happen.

19 It's just tremendous. I've worked at a lot of
20 agencies over my years, and I don't think I've ever
21 seen any that work so well together without anybody
22 trying to outdo the other one as everybody does
23 here, so I thank you for that.

24 And the new people, you're coming into an
25 awesome place, awesome experience, I think. We're

1 certainly going to pick your brains and suck
2 everything out of you that we can to continue to
3 grow with this, so thank you. Thank you,
4 everybody.

5 VICE CHAIR BROWN: Thank you,
6 Commissioner Drago.

7 Commissioner D'Aquila.

8 COMMISSIONER D'AQUILA: I cannot do a better
9 job than my fellow commissioner. I ditto
10 everything he just said, so thank you to all. With
11 regard to advertising both the legal position and
12 all positions, for that matter.

13 When we post the advertisements, mentions of
14 these employment opportunities, have we developed a
15 standard paragraph about the gaming industry,
16 sports and gaming industry as it pertains
17 particularly to the excitement, the growth?

18 It is certainly one of the most -- one of the
19 more exciting industries in our country as it
20 pertains to both the issues legally, business-wise,
21 changing, dynamism, so forth.

22 So my question is do we do that now? And if
23 we do, are we pleased with it?

24 MR. TROMBETTA: So we do have stock language.
25 I think we can revisit how exciting it reads, but

1 your point is not lost. I think we've tried to
2 look at our advertisements and make them appealing.

3 I think there's many state agencies that don't
4 try to make them appealing, let's say, where we do
5 put some time into that. But, you know, I think we
6 can revisit it with what you just said and try to
7 make it even more pulling. Lisa --

8 VICE CHAIR BROWN: I see Lisa shaking her head
9 yes.

10 MR. TROMBETTA: Lisa, do you mind just talking
11 about the hiring process in general, just where we
12 advertise, how it kind of works, in general.

13 VICE CHAIR BROWN: That would be great.

14 MS. MUSTAIN: So we advertise through People
15 First. And People First, they have different
16 connections where they send it out. So if you go
17 like, for instance, on Google and put in state of
18 Florida jobs, you'll get responses from several
19 different places.

20 But it's a great idea to reach out and maybe
21 to the Florida Bar and ask them if they could put
22 the attorney positions advertisements in the Bar
23 News or put an email out. We didn't think of that,
24 and that's a good suggestion. Is there anything
25 specific?

1 MR. TROMBETTA: No. Thank you.

2 MS. MUSTAIN: To your point,
3 Commissioner D'Aquila, we could probably do a
4 little better with our opening statement about the
5 excitement of working at the Florida Gaming Control
6 Commission, it's true.

7 COMMISSIONER D'AQUILA: You might even
8 consider mentioning just some of the national
9 stats, the statistics using other professions.
10 I'll pick my own. I have an opportunity to be a
11 CPA in a rapidly growing, changing environment
12 versus an industry that's declining, I might choose
13 the first one.

14 So we are fortunate in that we are working in
15 the very -- and that's the reason we're all here,
16 the reason our agency and our commission is growing
17 so quickly.

18 This is in-demand, growing national --
19 international phenomenon as a result of court
20 decisions, state and local decisions, and so forth.
21 Try to capture some of that in your opening
22 paragraph.

23 I mean, we are looking for not just a person
24 to fill a position quite often, as we describe some
25 of these legal positions. We're looking for

1 special people, and to move special people that
2 little bit of extra can make a great difference.

3 VICE CHAIR BROWN: Thank you.

4 COMMISSIONER D'AQUILA: And if I may add one
5 more question. I understand People First. I've
6 seen it, used it. To our ads ever make it to some
7 of the more obvious national, non-statewide sites
8 such as Indeed or LinkedIn and the like? Is that
9 part of the arrangements? I'm just curious about
10 that.

11 MS. MUSTAIN: Yes.

12 COMMISSIONER D'AQUILA: I think Indeed,
13 LinkedIn, ZipRecruiter -- I'm not doing an
14 advertisement for these organizations. I don't
15 know if they work or not, but I have seen them be
16 used quite often.

17 MS. MUSTAIN: Yes. Typically, like I know
18 Suzie is really good about posting her vacant
19 positions on LinkedIn. She's got a lot of good
20 response there. But, yes, they do.

21 COMMISSIONER D'AQUILA: Thank you.

22 VICE CHAIR BROWN: Thank you. All good
23 suggestions. And I think particularly
24 Director Herolds' position or attorneys, very
25 important. And to get qualified people, we have to

1 broaden the scope.

2 That's just a critical position in your shop.
3 And I think Florida Bar and any other creative ways
4 to get the most qualified folks because people are
5 jumping, and we are getting great employees.

6 We're very lucky. We want to make sure we
7 have that position locked. I know we're still on
8 Executive Director update.

9 MR. TROMBETTA: Yes. One other thing I wrote
10 down here and obviously anything else that you may
11 have for me, but just scheduling, just the usual.
12 So my notes, I have a Commission meeting agreed on
13 August 8th and September 5th.

14 VICE CHAIR BROWN: Yes.

15 MR. TROMBETTA: I didn't have anything for
16 October, and I wasn't sure if you wanted to plan
17 October or November yet.

18 VICE CHAIR BROWN: Now, October 3rd is a
19 holiday. So if there's a way to be a little more
20 flexible with that date, instead of doing the 3rd.
21 And I know the following week is G2E Conference.
22 So I'm open for you all if you have a suggestion.
23 Maybe October 1st or 2nd. The 3rd is Rosh
24 Hashanah. The 1st or 2nd?

25 COMMISSIONER DRAGO: Either one.

1 VICE CHAIR BROWN: Either one.

2 MR. TROMBETTA: I can check to see if this
3 room is available either day, and I can get back to
4 you on that.

5 VICE CHAIR BROWN: Thank you. I just wanted
6 to ask you a question about the status of
7 rulemaking. We have a few rules that are going on
8 right now, not just the cashless wagering, but
9 where we're at right now on -- and maybe it's a
10 question for Mr. Marshman or Ms. Valentine.

11 And then I also have a HISA question or just
12 an update for the public, too, so those two legal
13 questions.

14 MR. MARSHMAN: I would defer to Ms. Stinson
15 for the rulemaking update and probably for the HISA
16 HIWU update as well.

17 VICE CHAIR BROWN: Thank you.

18 MS. STINSON: Good morning. So for the
19 rulemaking update, we have our greyhound rule
20 update is about to -- we're about to publish the
21 notice of proposed rules, and that will start the
22 official time clock for adoption.

23 We are also about to publish the notice of
24 proposed rule for the 75.5003, which is the
25 fingerprinting rule.

1 VICE CHAIR BROWN: Right.

2 MS. STINSON: That, too, is about to be
3 published in the FAR. And we have the rules for
4 the implementation of 804, which you granted us the
5 ability to publish the notice of development. We
6 are getting that ready, and that should be coming
7 soon. And I think that's all of the rulemaking.

8 VICE CHAIR BROWN: Cashless wagering.

9 MS. STINSON: Cashless wagering, we're working
10 on putting together the rulemaking language or the
11 rule language -- excuse me -- that you guys
12 requested at the May meeting down in South Florida,
13 and that should be forthcoming shortly.

14 VICE CHAIR BROWN: Commissioners, any
15 questions on rulemaking?

16 COMMISSIONER DRAGO: No.

17 VICE CHAIR BROWN: Can you please give us an
18 update on the Sixth Circuit decision and how that
19 affects, if it affects, and the time frame for the
20 Supreme Court possibly to take that
21 unconstitutional language up.

22 MS. STINSON: Sure. So in the Sixth Circuit,
23 the plaintiffs had petitioned to the U.S. Supreme
24 Court. And in the last cycle, the U.S. Supreme
25 Court denied certiorari in that case.

1 In the Fifth Circuit, it's a very messy topic
2 right now. So in the Fifth Circuit, the Fifth
3 Circuit said that HISA had the ability to
4 promulgate rules, but that those rules, they did
5 not have the ability to enforce those rules.

6 And so we are right now looking into how
7 that's going to affect Florida. It is in the Fifth
8 Circuit, which we're in the 11th. So I don't think
9 it's going to have an effect on us, but it is
10 something where the plaintiffs are, I assume, happy
11 with the outcome.

12 But HISSA, I'm going to assume, is going to
13 petition the United States Supreme Court for a
14 review.

15 VICE CHAIR BROWN: Thank you.

16 Commissioners, any questions on that? All
17 right.

18 Are there any other matters to take up before
19 we conclude the meeting?

20 Sorry. Mr. Trombetta.

21 MR. TROMBETTA: Again, credit to Dixie Parker.
22 This room is available October 2nd.

23 VICE CHAIR BROWN: It sounds like October 2nd
24 is going to be our October regular Commission
25 meeting. I have no speaker cards from the public

1 right now.

2 If there's anybody in the public in the
3 audience that would like to come up, now is your
4 chance.

5 Seeing none, Commissioners, are there any
6 other matters to address? Seeing none, then we are
7 adjourned. Have a good July, everyone. See you
8 soon. Thank you.

9 (Proceedings concluded at 10:19 a.m.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA
COUNTY OF LEON

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

Dated this 1st day of August, 2024.



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

Job No.: 352968

2. Discussion of amended application for pari-mutuel operating license

1 APPEARANCES:

2 Julie Brown, Vice Chair

3 Tina Repp, Commissioner

4 Chuck Drago, Commissioner

5 John D'Aquila, Commissioner

6

7 PARTICIPANTS:

8 Louis Trombetta, Executive Director

9 Ross Marshman, Deputy Exec. Director/Chief Legal Officer

10 Elina Valentine, General Counsel

11 Jamie Pouncey, Program Administrator

12 Karen Stelter, Revenue Administrator II

13 Carl Herold, Director of Gaming Enforcement

14 Joseph Dillmore, Director of PMW

15 Elizabeth Stinson, Chief Attorney

16 Emily Alvarado, Chief Attorney in Litigation

17 Marc Taupier, Deputy General Counsel

18 Katie Young, Director of Communications

19

20 OTHER PRESENT:

21 The Florida Channel

22 Various Members of the Public

23

24

25

1 Proceedings began at 9:35 a.m.

2 VICE CHAIR BROWN: All right. Good morning.
3 Today is August 8. This is the Florida Gaming
4 Control Commission meeting and the time is 9:30.
5 If you would, please stand and rise for the Pledge
6 of Allegiance.

7 (Pledge of Allegiance)

8 VICE CHAIR BROWN: Thank you so much. I hope
9 everyone is doing okay from the hurricane and
10 everyone here has power and happy to see you all
11 here today.

12 Also -- first I also want to welcome -- we
13 have a new communications director, Katie Young,
14 who will be given an opportunity under the
15 executive director's report to be introduced and
16 we're very excited to have you and she's with us
17 here with us today, so welcome, Katie.

18 All right. We are going to go right into our
19 meeting today with -- and we're going to start with
20 the approval of the meeting minutes from June 6,
21 2024.

22 Can I please get a motion to approve?

23 COMMISSIONER DRAGO: So moved.

24 VICE CHAIR BROWN: Is there a second?

25 COMMISSIONER D'AQUILA: Second.

1 VICE CHAIR BROWN: Thank you. All those in
2 favor say aye.

3 (Aye responses)

4 VICE CHAIR BROWN: Thank you. We are going
5 into the discussion of the amended applications for
6 pari-mutuel operating licenses. We have two, 2.1
7 and 2.2.

8 Good morning.

9 MS. POUNCEY: Good morning. Jamie Pouncey for
10 the record.

11 The first is Item Number 2.1, Case Number
12 2024-037855. It is an application from West
13 Flagler Associates doing business as Edgewater
14 Jai-Alai. They have requested to amend their
15 operating license by adding two Jai-Alai
16 performances on December 2nd and 3rd and deleting
17 one performance on December 13 for a total of 40
18 performances. They have submitted the required
19 information and the Division recommends approval.

20 VICE CHAIR BROWN: Thank you. Commissioners,
21 seeing no objection, can we get a motion to approve
22 this item?

23 COMMISSIONER REPP: I'll make that motion.

24 VICE CHAIR BROWN: Is there a second?

25 COMMISSIONER D'AQUILA: Second.

1 VICE CHAIR BROWN: All those in favor say aye.

2 (Aye responses)

3 VICE CHAIR BROWN: Thank you. And I'm excited
4 to see these two continuing Jai-Alai.

5 MS. POUNCEY: Item Number 2.2 is RB Jai-Alai
6 doing business as Orlando Live Events. They have
7 submitted an application to amend their license by
8 canceling their performances July 22nd and
9 July 26th and adding their performances
10 September 23rd and 27th.

11 They have submitted the required documentation
12 and we are requesting that this amendment be
13 approved effective July 22nd.

14 VICE CHAIR BROWN: Thank you, Ms. Pouncey.
15 Seeing no objection can we get a motion to
16 approve the application?

17 COMMISSIONER DRAGO: So moved.

18 VICE CHAIR BROWN: Is there a second?

19 COMMISSIONER D'AQUILA: Second.

20 VICE CHAIR BROWN: All those in favor say aye.
21 (Aye responses)

22 VICE CHAIR BROWN: Thank you again. We are
23 going to take up Items 3.1 through 3.12 together.
24 This is a discussion of application for transfer of
25 permitholder tax credit/exemptions, really just

1 request to transfer the tax credits and I thought
2 it would be more efficient to take them up as a
3 whole.

4 MS. STELTER: Okay.

5 VICE CHAIR BROWN: Good morning.

6 MS. STELTER: Do I need to read each case
7 individually, though?

8 VICE CHAIR BROWN: You can just highlight -- I
9 would just say 3.1 through 3.12 as reflected on the
10 agenda.

11 MS. STELTER: Okay. Then 3.1 through 3.12 as
12 reflected on the agenda, these permitholders have
13 requested a one-time full or partial transfer of
14 their tax credits to Daytona Beach Kennel Club
15 (inaudible).

16 All have met their statutory requirements for
17 their request and, therefore, approval is -- is
18 recommended effective August the 1st of 2024.

19 VICE CHAIR BROWN: Thank you. Commissioners,
20 again, the reason why I said this is Section
21 551.0951(1)(b) of the Florida Statute outlines the
22 requirement for transfer. All of these
23 permitholders have met those and I thought it would
24 be appropriate to take them up as a whole.

25 If any of you have questions on any of the

1 items, if not, can we get a motion to approve the
2 applications from 3.1 through 3.12.

3 COMMISSIONER D'AQUILA: I make a motion to
4 approve the applications from 3.1 through 3.12 with
5 regard to tax credit transfer.

6 VICE CHAIR BROWN: Thank you,
7 Commissioner D'Aquila.

8 Is there a second?

9 COMMISSIONER REPP: Second.

10 VICE CHAIR BROWN: Thank you,
11 Commissioner Repp.

12 All those in favor say aye.

13 (Aye responses)

14 VICE CHAIR BROWN: Thank you. Appreciate it.
15 We're going into discussion of our final orders --
16 default final orders, 4.1 and 4.2.

17 MS. ALVARADO: Good morning. Emily Alvarado
18 for the record.

19 VICE CHAIR BROWN: Emily -- yeah.
20 Ms. Alvarado.

21 MS. ALVARADO: I'll move closer.

22 VICE CHAIR BROWN: Good morning.

23 MS. ALVARADO: Good morning. Item 4.1 is
24 2023-045555, Sarah Sechel. In this case you were
25 provided a two count administrative complaint

1 alleging that the respondent was convicted of one
2 felony offense and failed to notify the Commission
3 of her conviction. She's subject to revocation of
4 her pari-mutuel wagering general individual
5 occupational license. You were also provided a
6 hand service affidavit. Respondent failed to
7 respond.

8 Therefore, the Division would ask that the
9 Commission enter an order finding that respondent
10 was properly served, they failed to respond within
11 21 days, that the facts in the administrative
12 complaint are the facts in the case, and concluding
13 that the licensee's occupation license shall be
14 revoked.

15 VICE CHAIR BROWN: Thank you, Ms. Alvarado.
16 Commissioners, do you have any questions on
17 this item?

18 Commissioner Drago, can I get a motion to
19 approve the final order?

20 COMMISSIONER DRAGO: I make a motion to
21 approve the final order.

22 VICE CHAIR BROWN: Is there a second?

23 COMMISSIONER REPP: Second.

24 VICE CHAIR BROWN: Thank you. All those in
25 favor say aye.

1 (Aye responses)

2 VICE CHAIR BROWN: Thank you. 4.1 passes.
3 4.2, please.

4 MS. ALVARADO: 4.2 is 2024-002260,
5 Jack Towell. In this case you were provided a one
6 count administrative complaint seeking to suspend
7 respondent's pari-mutuel wagering professional
8 individual occupational license due to an
9 outstanding debt related to horseracing, pursuant
10 to Section 550.1057. You were also provided the
11 USPS tracking that showed that they were served
12 with this. The respondent failed to respond.

13 Therefore, the Commission would ask that they
14 find -- they enter a final order finding that
15 respondent was properly served with the
16 administrative complaint, that they failed to
17 respond within 21 days, that the facts in the
18 administrative complaint are the facts in this
19 case, and concluding that respondent's occupation
20 license is suspended until we receive proof of
21 payment.

22 VICE CHAIR BROWN: Thank you, Ms. Alvarado,
23 that seems very fair.

24 Commissioners, any questions? Okay. Can we
25 get a motion to approve?

1 COMMISSIONER REPP: I'll make that motion.

2 VICE CHAIR BROWN: Is there a second?

3 COMMISSIONER D'AQUILA: I'll make a second.

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

5 (Aye responses)

6 VICE CHAIR BROWN: Thank you. We are going
7 into discussion of consent orders, Items 5.1
8 through 5.3.

9 MS. ALVARADO: 5.1 is 2023-019843, South
10 Marion Real Estate Holdings. In this case you were
11 provided a one count administrative complaint
12 alleging that respondent violated Section
13 849.086(6)(c) by allowing a massage therapist to
14 work on the floor of a cardroom without a valid
15 pari-mutuel occupational license.

16 They had no prior violations of this statute.
17 The Commission has authority to issue up to a
18 thousand dollar fine in this case. The respondent
19 has sent back a signed settlement consent order
20 with a \$250 fine.

21 Here the Division would ask that the
22 Commission enter an order adopting the settlement
23 and consent order in this case.

24 VICE CHAIR BROWN: Thank you, Ms. Alvarado.
25 If there are no questions on this, can we get a

1 motion to approve the stipulation and consent order
2 on this item?

3 COMMISSIONER DRAGO: So moved.

4 VICE CHAIR BROWN: Is there a second?

5 COMMISSIONER D'AQUILA: Second.

6 VICE CHAIR BROWN: Any discussion? All those
7 in favor say aye.

8 (Aye responses)

9 VICE CHAIR BROWN: The item passes. Just one
10 second.

11 (Pause)

12 VICE CHAIR BROWN: Ms. Alvarado, we have 5.2,
13 which contains two cases.

14 MS. ALVARADO: 5.2 is 2024-003066 and
15 2024-005418, Tampa Bay Downs. In this case you
16 were provided a filed administrative complaint
17 alleging that respondent violated Rule 7511.0192
18 and 7511.0128 by failing to follow the internal
19 controls approved by the Division, by failing to
20 have an inventory sheet issued at the table at the
21 time of closing, and allowing unauthorized employee
22 to enter the surveillance room.

23 Here the respondent has three prior violations
24 of Rule 7511.0128 and one prior violation of Rule
25 7511.0192. The respondent has sent back a signed

1 settlement and consent order in this case with
2 \$1,750 fine. The Division would ask that you adopt
3 the settlement and consent order in this case.

4 VICE CHAIR BROWN: Thank you. Commissioners,
5 any questions or comments on this item? If not can
6 we get a motion to approve the stipulation and
7 consent order on the two items in 5.2?

8 COMMISSIONER REPP: I'll make that motion.

9 VICE CHAIR BROWN: Is there a second?

10 COMMISSIONER D'AQUILA: I will second that
11 motion.

12 VICE CHAIR BROWN: Thank you. All those in
13 favor say aye.

14 (Aye responses)

15 VICE CHAIR BROWN: All right. And we are
16 moving on to 5.3.

17 MS. ALVARADO: 5.3 is 2024-025407, Tampa Bay
18 Downs. This case there was a filed administrative
19 complaint alleging that respondent violated
20 Rule 7511.014(4)(c) and 7511.02 -- 020(1)(b) by
21 failing to permanently alter a card removed from
22 play and failing to have a drop box affixed with a
23 lock to a poker table.

24 The respondent has three prior violations of
25 7511.014(4)(c) and six prior violations of

1 7511.020(1)(b). The respondent has sent back a
2 signed settlement and consent order in this case
3 with \$1,500. Therefore, the Division would ask
4 that the Commission enter an order adopting this
5 consent order.

6 VICE CHAIR BROWN: Thank you. And I know the
7 facts of each of these cases vary and now that we
8 have a Gaming Control Commission we can be more
9 consistent based on the, you know, the amount of
10 priors and things of that nature.

11 Just looking at the past cases, they varied so
12 much. So I hope that we continue to be more
13 consistent when we enter into these stipulation and
14 consent orders.

15 Commissioners, are there any other comments or
16 questions on this? We're ripe for a motion to
17 approve.

18 COMMISSIONER DRAGO: So moved.

19 VICE CHAIR BROWN: Is there a second?

20 COMMISSIONER D'AQUILA: I second.

21 VICE CHAIR BROWN: All those in favor say aye.

22 (Aye responses)

23 VICE CHAIR BROWN: Thank you. And now we're
24 moving on to the discussion of recommended orders,
25 6.1 through 6.3, Ms. Alvarado.

1 MS. ALVARADO: 6.1 is 2022-037047, Alejandro
2 Toledo-Rincon. In this case there was a
3 recommended order that was issued by the hearing
4 officer. An informal hearing was held on May 16,
5 2024, regarding an administrative complaint seeking
6 to exclude respondent from all pari-mutuel and slot
7 machine facilities pursuant to Section 550.0251(6)
8 and 551.112 Florida Statutes.

9 The hearing officer issued the recommended
10 order on July 31st, 2024, recommending that
11 respondent be added to the permanent exclusion list
12 for all pari-mutuel and slot machine facilities.
13 Therefore, the Division would ask that we adopt the
14 hearing officer's recommended order and add
15 respondent to the permanent exclusion list.

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

17 These facts are pretty straightforward. If
18 there are no questions can we get a motion to
19 approve the final order adopting the hearing
20 order's -- officer's recommendation?

21 COMMISSIONER REPP: I'll make that motion.

22 VICE CHAIR BROWN: Thank you. Is there a
23 second?

24 COMMISSIONER DRAGO: Second.

25 VICE CHAIR BROWN: All those in favor say aye.

1 (Aye responses)

2 VICE CHAIR BROWN: Thank you. 6.2, please.

3 MS. ALVARADO: 6.2 is 2023-058353,
4 Jorge Wagner this case comes before you following
5 the recommended order that was issued by the
6 hearing officer. An informal hearing was conducted
7 on May 16, 2024, regarding an administrative
8 complaint seeking to suspend respondent's license
9 due to an unpaid financial obligation regarding
10 horse racing provided at a -- on the grounds of a
11 pari-mutuel facility.

12 The hearing officer issued a recommended order
13 on July 31st, 2024, recommending that the
14 Commission suspend respondent's pari-mutuel
15 individual occupational license until the
16 Commission is provided proof that the unpaid
17 financial obligation is satisfied or otherwise
18 settled to satisfaction of the debt holder with
19 proof of such satisfaction received by the
20 Commission.

21 Therefore, the Division would ask that you
22 adopt this recommendation by the hearing officer.

23 VICE CHAIR BROWN: Thank you. Commissioners,
24 any questions on this item? If not can we get a
25 motion to approve adopting the hearing officer's

1 recommended order?

2 COMMISSIONER D'AQUILA: I will make a motion
3 to approve the hearing officer's recommended order.

4 VICE CHAIR BROWN: Is there a second?

5 COMMISSIONER REPP: Second.

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

7 (Aye responses)

8 VICE CHAIR BROWN: And lastly 6.3.

9 MS. ALVARADO: 6.3 is 2023-060611,
10 Lori-Ayn Mennilli. This case came before you
11 following the recommended order by the hearing
12 officer. An informal hearing was conducted on
13 May 16th regarding a letter of license denial that
14 was issued to Ms. -- Ms. Mennilli seeking to deny
15 her application for a cardroom employee
16 occupational license due to her misdemeanor
17 conviction.

18 The hearing officer issued a recommended order
19 on July 31st, 2024, recommending that the
20 Commission deny her application. Here the Division
21 would ask that you adopt the hearing officer's
22 recommended order, specifically the finding of
23 facts and the conclusion of law set out in
24 paragraphs 11 through 23, 25, and 26 of the hearing
25 officer's recommended order and deny the

1 petitioner's cardroom occupation.

2 VICE CHAIR BROWN: Thank you. Hearing
3 officers are pretty busy July 31st.

4 Commissioners, are there any questions on this
5 item? The motion will have to be very specific
6 regarding adopting all findings of fact and
7 conclusions of law set out in paragraphs 11 through
8 23, 25, and 26 of the hearing officer's recommended
9 order.

10 And if have you no questions, that would be
11 the motion.

12 COMMISSIONER DRAGO: So moved.

13 VICE CHAIR BROWN: Is there a second?

14 COMMISSIONER REPP: Second.

15 VICE CHAIR BROWN: All those in favor say aye.
16 (Aye responses)

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

18 We have one item under discussion of request
19 for waiver, 7.1.

20 MS. ALVARADO: 7.1 is 2024-032787,
21 Eddie Carbajo. Here the applicant applied for a
22 slot machine, cardroom, pari-mutuel individual
23 combination occupational license. Upon review of
24 the application it was discovered that he had
25 disqualifying misdemeanors, petty theft.

1 The applicant failed to list this misdemeanor
2 on their application and after that the applicant
3 sought a waiver of the misdemeanor offense and
4 issuance of his slot machine, cardroom, pari-mutuel
5 individual combination occupational license. The
6 waiver interview was conducted on June 14 and it
7 was documated -- documented in the meeting
8 materials.

9 Section 550.105(5)(c) allows the Commission to
10 waive disqualifying offenses. So here the
11 Commission can decide to either review -- after
12 reviewing materials grant the waiver and issue the
13 slot machine license, slot machine combination
14 license, or if not we would ask that you deny the
15 waiver and we can issue a notice of intent denying
16 this case.

17 VICE CHAIR BROWN: Okay. Thank you.
18 Commissioners, this case is extremely old that
19 there's not even -- very little evidence on the
20 arrest other than the affidavit that's in there.
21 There's a 1998 case. There's also -- there's a '97
22 and a '98 case. I just want to confirm, are they
23 the same?

24 MS. ALVARADO: Yes, they were the same.

25 VICE CHAIR BROWN: So there's only one

1 offense -- there's one offense?

2 MS. ALVARADO: Just one offense.

3 VICE CHAIR BROWN: All right. And this
4 individual is applying to be security guard?

5 MS. ALVARADO: Yes.

6 VICE CHAIR BROWN: All right. Commissioners,
7 do you have any questions or comments?

8 COMMISSIONER DRAGO: I would if I could. As
9 we review this there isn't -- there isn't a lot of
10 information going back that far as we can see, but
11 since 1997 I believe he was arrested and '98 I
12 think is when it was disposed of.

13 So it's -- it's -- during that period of time
14 till now doesn't appear to be any other offenses
15 that I can see in there that would cause us to deny
16 a license and not waiver the one offense that he
17 has.

18 It would appear to me that he has been
19 rehabilitated to the point where he's not
20 committing any more criminal offenses, and the
21 original offense was petty larceny less than \$300
22 as I recall, license tag.

23 So based on that I think that we should
24 consider the fact that it appears that he has met
25 the requirements to be -- to be rehabilitated by

1 this point and I don't really see any reason why we
2 wouldn't want to waive it at this time, especially
3 since it's such a -- such a minor offense at the
4 time.

5 VICE CHAIR BROWN: Thank you,
6 Commissioner Drago.

7 I would just add also that his fine of \$138
8 has been paid and the case has been disposed of, of
9 course, after the amount of time that's lapsed.

10 Commissioners, any other questions or
11 comments?

12 COMMISSIONER D'AQUILA: No.

13 VICE CHAIR BROWN: If not I guess we are right
14 to make a motion to grant the waiver.

15 Is that correct?

16 MS. ALVARADO: And issue the license to the
17 applicant.

18 VICE CHAIR BROWN: Thank you.

19 Commissioner Drago, you ready to make a motion?

20 COMMISSIONER DRAGO: I do make that motion,
21 yes.

22 VICE CHAIR BROWN: Is there a second?

23 COMMISSIONER REPP: Second.

24 VICE CHAIR BROWN: Any discussion? All those
25 in favor say aye.

1 (Aye responses)

2 VICE CHAIR BROWN: Thank you. We are moving
3 on to license denials, 8.1.

4 MS. ALVARADO: 8.1, 2024-036099,
5 Diane McCalla. The Division of Pari-Mutuel
6 received a license application from the applicant
7 on May 20th, 2024. The applicant is seeking a slot
8 machine general occupational license.

9 After review of her application, it was
10 discovered that she was convicted of a felony
11 offense, specifically driving with a revoked
12 license as an habitual offender in 2023.

13 She did disclose this on her application. The
14 applicant did -- did not apply for a waiver of
15 felony offense, because it is not -- it's not
16 authorized under 551.107(6)(a). Therefore, the
17 Division would ask that the Commission authorize
18 the issuance of a notice of intent to deny in this
19 case.

20 VICE CHAIR BROWN: Thank you. Commissioners,
21 any question?

22 COMMISSIONER D'AQUILA: I have a question.

23 VICE CHAIR BROWN: Commissioner D'Aquila.

24 COMMISSIONER D'AQUILA: I see the charge
25 habitual offender. There are multiple instances?

1 MS. ALVARADO: She had multiple suspensions of
2 her license prior to this, driving on suspended
3 license as well.

4 COMMISSIONER D'AQUILA: Is my understanding
5 correct there were three?

6 MS. ALVARADO: Yes.

7 COMMISSIONER D'AQUILA: Okay.

8 VICE CHAIR BROWN: And this applicant is
9 applying to be a cook; is that correct?

10 MS. ALVARADO: Yes.

11 VICE CHAIR BROWN: Okay. I looked in the file
12 too and it did show after the applicant disclosed
13 those, there were additional charges. I guess -- I
14 don't think that they resulted -- it shows battery
15 with deadly weapon with -- without intent to kill.
16 Several items are in the report as well, but they
17 were not listed on her application.

18 It did not -- her application otherwise did
19 not give me pause to approve. However, when I
20 noticed those items and they weren't disclosed, it
21 kind of set off some -- some alarm bells. It's on
22 page 9 of 13.

23 MS. ALVARADO: So that -- that actually was
24 dropped, so that's why it was not listed on her
25 application. She was not convicted of that

1 offense.

2 VICE CHAIR BROWN: So she didn't have to
3 disclose it even on her -- on the --

4 MS. ALVARADO: No. It's -- if it was not a
5 conviction, you don't have to disclose it on your
6 application.

7 VICE CHAIR BROWN: Commissioners, any comments
8 or questions?

9 COMMISSIONER DRAGO: Just thinking out loud I
10 guess with everybody and just considering the
11 offense were all traffic offenses, all three of
12 them -- serious traffic offenses, but -- but
13 traffic offenses, I'm not sure that -- and that was
14 2018, correct, Ms. Alvarado?

15 MS. ALVARADO: So the -- the -- the last
16 offense was convicted in 2023. It was a
17 conviction.

18 COMMISSIONER DRAGO: Well, then she's
19 convicted in 2023, when was the offense, was it
20 2018?

21 MS. ALVARADO: She had two -- so it's two
22 priors that she listed. Actually one was in 2013,
23 one was in 2018, and she was convicted in 2023, the
24 last one. So there was two misdemeanors and one
25 felony.

1 COMMISSIONER DRAGO: All right. There's been
2 no other offenses since, there's never been any
3 convictions for larceny or any -- any crimes like
4 that that might interfere with her job in -- in
5 casino.

6 I don't know that traffic -- traffic offenses
7 is something that we would want to keep somebody
8 out of a job like -- like working in a kitchen,
9 whether that's going to put any -- put the people
10 of the State of Florida in any kind of danger or
11 compromising situation.

12 She shouldn't be -- she's not driving. She's
13 not going to be driving delivery truck for them or
14 anything like that. I guess they don't require her
15 to have a license I would -- I would guess to work
16 there.

17 So I would like to consider -- or at least for
18 the Commission to consider anyway allowing her to
19 get a license and not based on what we see here and
20 what -- on her history.

21 VICE CHAIR BROWN: Sure, Commissioner Drago.
22 Commissioner D'Aquila.

23 COMMISSIONER D'AQUILA: The only thing I would
24 add to that I had a very similar reaction until I
25 saw the habitual nature of the violation, and I do

1 agree with you, Commissioner Drago, that it is a
2 traffic violation and so forth, but -- and I think
3 there is also a reason why we have licensing
4 requirements, safety on the roads and it is the law
5 and I'm getting hung up with this habitual nature.
6 Three instances within approximately six years, if
7 my math is correct, give me some reason for
8 concern.

9 VICE CHAIR BROWN: Yes, Commissioner Repp.

10 COMMISSIONER REPP: I'm going to -- I'll agree
11 with Commissioner Drago and I -- I don't see a
12 threat to casino patrons and to deny it. And
13 unlike other applicants, I do appreciate the fact
14 that she disclosed this and -- and has taken
15 ownership of this issue. And considering what
16 she's applying for, I would be inclined to allow
17 the license.

18 VICE CHAIR BROWN: And just to wrap it up,
19 that's where I was until I saw the additional
20 offenses, but I'm happy to see that those were
21 dropped and I -- I think Commissioner Drago summed
22 it up very well in that I don't think she's a
23 threat to the industry, the people, and the
24 position that she's applying for as a cook in the
25 casino, so I would also be inclined to grant her

1 the license.

2 So if this Commission is ready to make a
3 motion, the appropriate thing would be to -- to
4 recommend that the issuance of a license, rather
5 than a license denial; correct?

6 MS. ALVARADO: Right.

7 VICE CHAIR BROWN: Okay. Commissioners, can
8 we get a motion to issue the license -- a license
9 to this applicant?

10 COMMISSIONER REPP: I'll make that motion.

11 VICE CHAIR BROWN: Thank you,
12 Commissioner Repp.

13 Is there a second?

14 COMMISSIONER DRAGO: Second.

15 VICE CHAIR BROWN: Any further discussion?
16 All those in favor say aye.

17 (Aye responses)

18 VICE CHAIR BROWN: All right. Thank you. We
19 are moving on to Item 9, discussion of final
20 orders. We have two of them, pursuant to request
21 from the respondents, 9.1.

22 MS. ALVARADO: 9.1 is 2023-063223,
23 Luisa Perez. In this case you were provided an
24 administrative complaint alleging that respondent
25 was convicted of the felony offense and failed to

1 notify the conviction -- the Commission of the
2 conviction or arrest. She's, therefore, subject to
3 revocation of her slot machine, cardroom,
4 pari-mutual wagering combination occupational
5 license pursuant to 550.1055(b), 550.1107(6)(a),
6 849.086(6)(f), and Rule 7511.011.

7 Respondent has submitted an election of rights
8 requesting that the Commission enter a final order
9 imposing a penalty in this case. Therefore, the
10 Division would ask the Commission enter an order
11 revoking her license.

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

13 I enthusiastically agree with the
14 recommendation and the analysis for this particular
15 item. Commissioners, any questions or comments?
16 If not can we get a motion to enter a final order
17 revoking respondent's occupational license?

18 COMMISSIONER D'AQUILA: I'll make a motion to
19 that effect.

20 VICE CHAIR BROWN: Thank you,
21 Commissioner D'Aquila.

22 Is there a second?

23 COMMISSIONER REPP: Second.

24 VICE CHAIR BROWN: All those in favor say aye.
25 (Aye responses)

1 VICE CHAIR BROWN: Thank you. And we're
2 moving on to 9.2.

3 MS. ALVARADO: 9.2 is 2023-068833,
4 Armando Pernas. In this case you were provided
5 administrative complaint alleging that respondent
6 was excluded from Casino Miami. He's subject to
7 exclusion from all pari-mutual and slot machine
8 facilities Pursuant to 550.0251(6) and 551.112
9 Florida Statutes.

10 The respondent submitted an election of rights
11 in this case asking the Commission to enter a final
12 order imposing a penalty in this case. Therefore,
13 the Commission would ask -- the Division would ask
14 the Commission to enter an order adding respondent
15 to the permanent exclusion list for all pari-mutuel
16 and slot machine facilities.

17 VICE CHAIR BROWN: Is it correct that this
18 applicant -- this petitioner won 395 jackpots while
19 he was already on the permanent exclusion list?

20 MS ALVARADO: That's what it says in the
21 report, yes.

22 VICE CHAIR BROWN: Wow. Commissioners, any
23 comments or questions? If not can we get a motion
24 approve the final order permanently excluding the
25 respondent.

1 COMMISSIONER DRAGO: So moved.

2 VICE CHAIR BROWN: Is there a second?

3 COMMISSIONER D'AQUILA: Second.

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

5 (Aye responses)

6 VICE CHAIR BROWN: Thank you.

7 Thank you, Ms. Alvarado.

8 Mr. Taupier. We're talking about rulemaking,

9 10.1.

10 MS. VALENTINE: It's me. I'm over here.

11 VICE CHAIR BROWN: You're hiding.

12 MS. VALENTINE: Closer to the Commissioners.

13 Item 10.1 relates to the final adoption of the
14 proposed Rule 75-5.003, which is being amended to
15 clarify the exemptions from the fingerprinting
16 requirements.

17 At the June 6th Commission meeting, the
18 Commissioners voted to approve the language of the
19 proposed rule. No subsequent changes have been
20 made to the approved proposed language.

21 On June 10th the language of the proposed rule
22 was noticed by publication in the Florida
23 Administrative Register. The Commission did not
24 receive any requests for a public hearing.

25 The requisite time has now passed from the

1 date of publication of the notice and the rule is
2 ready to be filed with the Department of State for
3 final adoption.

4 In that regard Commission staff requests
5 approval to file with the Department of State the
6 proposed Rule 75-5.003 and all other documents
7 required by law. Those documents are in the
8 meeting materials.

9 In addition, Commission staff requests that
10 the Commissioners authorize Lou Trombetta the
11 Executive Director to execute on behalf of the
12 Commissioners' certifications that the Commission
13 is in compliance with the statutory and rule
14 requirements applicable to rulemaking. These
15 certifications are also included in the meeting
16 materials.

17 VICE CHAIR BROWN: Thank you. Commissioners,
18 any questions?

19 Happy to see this rule come to a final
20 conclusion here. So I guess the motion would be to
21 approve and file with the Department of State for
22 final adoption Rule 75-5.003 Florida Administrative
23 Code and as well as authorize our executive
24 director, Mr. Trombetta, to file all appropriate
25 certificates?

1 (Talkover)

2 VICE CHAIR BROWN: Sorry, yes?

3 MS. VALENTINE: Yes.

4 VICE CHAIR BROWN: Certifications, and any
5 other documents as required by law?

6 MS. VALENTINE: Yes.

7 VICE CHAIR BROWN: Commissioner Drago.

8 COMMISSIONER DRAGO: So moved.

9 VICE CHAIR BROWN: Yes. Second? Any
10 discussion?

11 COMMISSIONER REPP: Second.

12 VICE CHAIR BROWN: Awesome. Thank you. All
13 those in favor say aye.

14 (Aye responses)

15 VICE CHAIR BROWN: Thank you. Thanks again
16 for your hard work on this.

17 We are moving on to a discussion of Equitable
18 Sharing Program of the Federal Asset Forfeiture
19 Program.

20 MR. TAUPIER: Good morning, Commissioners.
21 Marc Taupier for the record. Just going to give
22 you a brief overview of what the program actually
23 is and what our request is going to be.

24 So as you may know Florida and many states
25 have laws that allow agencies, specifically law

1 enforcement agencies, to seize for forfeiture
2 property, that could be tangible or real property,
3 if it's considered contraband and used in the
4 commission of a crime.

5 The federal government does have laws
6 regarding that and the question becomes what
7 happens when state, local, or tribal law
8 enforcement officers work with the federal
9 government who gets the money.

10 So federal law actually authorizes the
11 Attorney General and the Secretary of Treasury to
12 share those federally forfeited assets, currency,
13 real property. And what they have done is they set
14 up what is called the Equitable Sharing Program.

15 So the Department of Justice manages their own
16 forfeiture fund through their own program, so does
17 the Treasury, and there's a lot of agencies that
18 fall under the DOJ and the Treasury.

19 So depending on when law enforcement works
20 with a certain agency, there's going to be certain
21 requirements either under Treasury or under the
22 Department of Justice, but first we have to be a
23 participating partner.

24 And with that in order to become a
25 participating partner, we have to file what's

1 called an ESAC, an Equitable Sharing Agreement and
2 Certification form. We have to do this initially
3 to become a participating partner, we have to do
4 this annually to be in good standing.

5 If our agents do work with federal agencies,
6 there are going to be forms where they will have to
7 be filled out with signatory authority to claim
8 some of those proceeds by the agency head and by
9 the director of law enforcement.

10 So the ask of the Commission is to authorize
11 the Executive Director, Lou Trombetta and the
12 Director of Gaming Enforcement, Carl Herold to
13 complete and execute all required and necessary
14 documents to participate in that Equitable Sharing
15 Program of the Federal Asset Forfeiture programs.

16 VICE CHAIR BROWN: Excellent. Thank you.
17 Commissioners, Commissioner Drago.

18 COMMISSIONER DRAGO: Yeah. Just a couple of
19 quick questions. I know from being involved in
20 this in the past myself that there are also certain
21 criteria for using that money, which differs a
22 little bit from the State in terms of when you can
23 use it and not use it. I think in some ways the
24 federal government is a little bit easier on --
25 more lenient on what you can spend it on, more

1 vague so to speak.

2 So I think it's a great program that we should
3 definitely be involved with. We -- we can work
4 with federal agencies and -- and share in the
5 forfeiture and use it for very good purposes for
6 the agency, for the people of the State of Florida,
7 for helping people with various problems, gambling,
8 drugs, et cetera, as well as equipment and -- and
9 staffing at times as long as you're not
10 supplementing -- supplanting them. So I think it's
11 a great -- great asset for the agency to have and
12 minimal requirements to be -- become a part of it,
13 and so I appreciate you taking care of this and
14 getting on this and I look forward to being
15 involved with it in the future for sure.

16 VICE CHAIR BROWN: Commissioners. And there
17 are other state agencies that you are I guess
18 participating partners as well under this program?

19 MR. TAUPIER: Absolutely, yes, there are.

20 VICE CHAIR BROWN: I think it's a great --
21 thank you for doing a great deal of research on it.
22 I know that we can definitely take advantage of it
23 and if there's anything else that we need to do --
24 authorize Mr. Trombetta, I'm sure we are inclined
25 to do that.

1 Commissioners, do we need an actual -- do we
2 need an actual motion?

3 MR. TAUPIER: We do.

4 VICE CHAIR BROWN: Okay. Commissioner Repp,
5 how about you make a motion here.

6 COMMISSIONER REPP: I'll make that motion.

7 VICE CHAIR BROWN: Thank you. And is there a
8 second?

9 COMMISSIONER DRAGO: Second.

10 VICE CHAIR BROWN: And the clarification of
11 the motion is just to authorize Mr. Trombetta to --

12 MR. TAUPIER: And the Director.

13 VICE CHAIR BROWN: The director?

14 MR. TAUPIER: Carl Herold.

15 VICE CHAIR BROWN: And of course.

16 MR. TAUPIER: Both of them.

17 VICE CHAIR BROWN: Both of them to I guess
18 apply to this ESAC.

19 MR. TAUPIER: Apply and submit any necessary
20 paperwork to remain in the program or to submit
21 paperwork when forfeiting.

22 VICE CHAIR BROWN: Sounds like that was
23 Commissioner Repp's motion.

24 COMMISSIONER REPP: It was indeed.

25 VICE CHAIR BROWN: Yes. And his second.

1 Thank you. All those -- all those in favor say
2 aye.

3 (Aye responses)

4 VICE CHAIR BROWN: Thank you. Thank you.
5 Okay. We are moving on to our executive director
6 update.

7 MR. TROMBETTA: I'll try to -- all right.
8 Thank you. Good morning.

9 COMMISSIONER DRAGO: Good morning.

10 MR. TROMBETTA: I'm going to try to split mine
11 into sort of two parts and I'll start -- I want to
12 turn it over to Director Herold to -- early on to
13 let him give you an overview of what sort of law
14 enforcement team is working on this month.

15 I also want to recognize and kind of give a
16 public pat on the back to Taylor County Sheriff's
17 Office and the Volusha County Sheriff's Office.

18 In the past month they both completed
19 operations to, you know, go after illegal slot
20 machine businesses that are operating within those
21 counties.

22 So the -- I mean, Director Herold can give you
23 more information, but Volusha County involved, you
24 know, I think a lot of different businesses and,
25 you know, over a hundred machines. Taylor County

1 was a smaller operation, but just from the
2 Commission -- from the Commission standpoint, from
3 the Commissioners, to me it's a great example of
4 the work we're doing getting out there where other,
5 you know, sheriffs around the state are taking
6 interest in this activity, which is something that
7 wasn't happening two years ago.

8 So -- so really I think from the leadership
9 from you all, from the work that has been done by
10 staff through -- through Carl's outreach and kind
11 of just the activity that -- the actions that we've
12 already taken I think we are setting example that
13 it is possible to make a difference in this area
14 and it's nice to see other -- other sheriff's
15 offices kind of also doing -- doing their part
16 really. I mean, it's good. This is a good step.

17 With that, Carl, do you mind kind of giving an
18 overview of -- of sort of how thing's been going
19 last month?

20 VICE CHAIR BROWN: It almost demands applause
21 really, because it's -- it has been a monumental
22 task that Carl's team has done.

23 (Applause)

24 MR. HEROLD: Good morning. Carl Herold for
25 the record. Thank you, Madam Vice Chair, and

1 Commissioners.

2 So, you know, just to kind of add on what Lou
3 said, you know, the goal in law enforcement was to
4 have successes in -- in trying to abate illegal
5 gambling within the state.

6 And we recognized early on that, you know, we
7 needed partners and we've worked really hard to try
8 and secure partnerships with local law enforcement
9 as well as our state partners and this is just the
10 beginning.

11 You know, I really believe that this next year
12 we're going to see some fantastic successes. Not
13 all of our successes have -- can be shared,
14 because, you know, the -- the nature of the
15 business is that while we might make some arrests
16 and make some inroads into an investigation and
17 bring things to a conclusion, we can't always share
18 those because there's the next layer that we need
19 to go after.

20 So I -- I am proud to kind of share some of
21 the things that we've done this past month, just
22 from the standpoint of letting you appreciate all
23 the work that the law enforcement professionals
24 that we have in gaming enforcement are doing, so.

25 This last month our -- our investigators and

1 our analysts touched 64 different investigations
2 that, you know -- these are long-term
3 investigations for the most part. You know, you
4 get in there, you work some level of investigation
5 until you've exhausted what you got and you got to
6 go to the next level, but we've worked on 64
7 different investigations and we actually closed 24
8 investigations. And out of those 24
9 investigations, 10 people were arrested and -- with
10 a total of 25 charges across that.

11 And we were able through partnerships with our
12 local law enforcement partners we were able to
13 close 11 illegal casinos across the state. That
14 also doesn't include the fact that we were able to
15 shut down some convenience store operations that
16 had illegal slot issue machines within -- within
17 them as well.

18 As a result of that \$411,000 were seized
19 either through our partners or through us, and the
20 importance of, you know, that money seizure is it
21 disenfranchises, you know, the -- the bad guys. If
22 they don't have access to that money, they don't
23 have the capability to continue to be as successful
24 in their illegal enterprises as -- you know, as
25 they have been. So that's incredibly important and

1 this is just the tip of the iceberg, this is just
2 the tip of the iceberg.

3 On our intel and analytical side, you know,
4 they -- they're absolutely a vital part of what we
5 do. Besides the fact that they, you know, did
6 business backgrounds and did individual subject
7 backgrounds to try and determine all the connecting
8 dots that go with that, they also do employment
9 backgrounds for us.

10 They've done a number of those, and they also
11 provided assistance to other law enforcement
12 agencies three times this past month. And the
13 importance of that is that, you know, we're --
14 we're developing ourselves as subject matter
15 experts in this field.

16 And most law enforcement within the state,
17 there are very few, let's just say that, there are
18 very few that have that expertise and they look to
19 us to kind of bolster their enforcement activities
20 and bring to bear the -- kind of the resources and
21 the knowledge that they need, and that kind of
22 leads on to, you know, the -- the -- what
23 Director Trombetta was saying is that, you know, we
24 see a lot more activity from local law enforcement
25 and that's because, I really believe, is, you know,

1 they call us and ask us for support in those areas
2 and how to -- what to look for, how -- you know,
3 what are the best strategies for enforcement and --
4 and we give them those resources and -- and we
5 continue to do that and I believe that that's an
6 important part of what we're doing, so.

7 That's just kind of a real broad overview of
8 what we've done this last month. I'll continue to
9 keep you posted on it and I -- as always I
10 appreciate your support of what we're trying to do
11 here. Thank you.

12 VICE CHAIR BROWN: Thank you, Director Herold.
13 Again just one month alone, it's just -- it's
14 tremendous in the report. I'm happy that you
15 shared it with the public here.

16 Commissioners, any comments or questions of
17 Director Herold?

18 COMMISSIONER DRAGO: If I could just -- you
19 know, just make a comment. I think the work being
20 done is outstanding. In my opinion there's no
21 question about it and I think the -- the fact that
22 being out there and getting the attention that we
23 get for doing these types of operations and these
24 illegal casinos is going to be -- is a real helpful
25 push for the rest of the -- the state in terms of

1 law enforcement for them to get involved, because
2 there's been a lot of frustration as we know over
3 the years working these kinds of cases.

4 Prosecutors sometimes would be hesitant to
5 prosecute them, but as they -- as we make more and
6 more of these cases and we're involved with more
7 and more of these local agencies, more of them are
8 going to do it, more of them will be prosecuted,
9 and I think it will -- it will -- that's our
10 most -- our biggest value I think to the state is
11 that expertise you talked about and sharing that
12 and working as closely as -- as closely as they --
13 as we can with these agencies.

14 Because they're ready -- obviously ready to do
15 it and they'll be there and they'll do it, whatever
16 they have to do, to fight criminal activity in
17 their counties. And anything we can do to assist
18 them may be just a little helpful push to get it
19 over and get to where they -- they want to go.

20 So I appreciate what Director Trombetta said
21 in terms of the agencies that -- that are working
22 these cases. I appreciate their assistance and --
23 and coming to us and our assistance to them.

24 And the partnership going to invaluable over
25 time and I -- just from my own personal view of the

1 news, you see more and more of it occurring
2 throughout the state since we started this and
3 since your -- you and your folks got out there and
4 started spreading the word, so it will catch on --
5 continue to catch on.

6 A big problem in this -- in this state, the
7 illegal casinos that have been spread so much
8 throughout the state, it's a big problem and it's
9 going to take a lot of attention and a lot of time,
10 they're long-term investigations as you mentioned
11 and -- and -- and, you know, they -- they're --
12 they're slow sometimes, but you got to do them
13 right and you've got to do them effectively.

14 So I -- I -- I see great things happening and
15 I'm looking forward to the next few years in terms
16 of the results with all this work that's been done
17 for -- with these illegal operations that are going
18 on out there.

19 So thank you for -- for that, please pass on
20 to all the folks that work with you. And I hope
21 you'll continue to work closely like that and get
22 the word out. We got Katie now that's going to
23 help us get that word out all the time and share
24 that with everybody and I think that would be a big
25 spark as well, so.

1 And I love you sharing what you do each month
2 and the statistics and -- and so forth for us to
3 see and for the public to see what we're doing. I
4 think it's really important that we're transparent
5 on that and that we are sharing what we're doing
6 here with -- with everybody.

7 Everybody can see it, the public can see it,
8 people know it's happening. The -- the criminal
9 element can see it and know that we're -- we're on
10 our way and we're coming and, you know, be ready,
11 because we're -- we're coming and we're not going
12 to tolerate it anymore, so we want that word to get
13 out as well, so thank you.

14 VICE CHAIR BROWN: Thank you,
15 Commissioner Drago, I agree.

16 Commissioner D'Aquila.

17 COMMISSIONER D'AQUILA: I would just like to
18 add to what Commissioner Drago said.
19 Director Herold's been with us less than two years
20 and when you -- from a businessman's perspective
21 when you look at the size and quality of the staff
22 and -- and that commitment you made I remember when
23 you were interviewing with us that you would create
24 a team statewide.

25 And then you took it -- you're taking it

1 beyond, because I know we have an upcoming
2 conference where out-of-state law enforcement
3 leaders will be coming to work together to learn
4 what great work we're doing here in Florida, how we
5 can help one another as we cross state lines as
6 well.

7 That -- all those statements, it was much more
8 of a statement. You've done it. I was just so
9 impressed to see the number of cases we've got
10 going on. I'm not impressed to see we have that
11 many problems of course in the State of Florida,
12 but as Commissioner Drago has outlined, this is a
13 very serious problem with all the crimes that are
14 ancillary. Great progress and thank you on behalf
15 of both the Commission and I think I can say on
16 behalf of the people of the State of Florida.

17 VICE CHAIR BROWN: Thank you.
18 Commissioner Repp.

19 COMMISSIONER REPP: I'd like to also commend
20 you and -- and everyone in your group there for the
21 work they've done. It just seems to be getting
22 better and better and we're really getting more and
23 more accomplished.

24 I'm excited for the intel conference that we
25 have coming to Tallahassee and the people coming,

1 Nevada, Mississippi, some of these big gaming
2 places to share their intel with us and I think
3 there's a lot to be learned and really good
4 connections that can be made there.

5 So I'm excited also like everyone else here to
6 see where this goes and -- and how far we can take
7 this, because it's -- it's looking very -- very
8 promising.

9 So I appreciate it. Thank everybody when you
10 get back for us, please.

11 VICE CHAIR BROWN: Thank you, Director Herald.

12 MR. HEROLD: Thank you.

13 VICE CHAIR BROWN: See, the applause was
14 definitely worthy there.

15 MR. TROMBETTA: Thank you. So just kind of
16 following staff-wise, you mentioned Katie several
17 times. We have hired Katie. She's our new
18 director of communications. She has hit the ground
19 running and looking forward to kind of continuing
20 to see how that office develops.

21 You know, it's obviously a key part of what
22 we're trying to do to just get our message out
23 there and I'm very confident in her abilities
24 already. So it's a great hire and welcome, Katie.

25 Other staff-wise we're doing, you know,

1 everything we can right now to fill vacancies.
2 We -- you know, state agencies in general are
3 struggling in some key areas where -- you know, we
4 mentioned it at the last meeting, so we're trying
5 to fill our legal team, trying to fill some of the
6 IT positions that are just -- you know, it's not
7 uncommon, it's not a Gaming Commission specific
8 issue.

9 A lot of states are dealing with it, but
10 we're -- we're trying to fill all -- you know, all
11 of these spots that are very important for what
12 we're doing.

13 Staff has been doing a lot. I know -- you
14 know, session, it's a late session this year, but
15 we're already trying to get things ready for you
16 all just in terms of legislative proposals and our
17 legislative budget request.

18 So we're working, you know, kind of -- staff's
19 working to get all this stuff together. They
20 continue to have a -- you know, bring it to you and
21 give feedback and then kind of move forward to make
22 sure the Commission is able to continue to do all
23 the things that, you know, we've already done and
24 that we're trying to do.

25 I have I think two other updates one has to do

1 with just the calendar for the next meetings. So
2 right -- right now -- sorry, speak into the
3 microphone -- our next meeting in September is set
4 on my notes for September 5th.

5 VICE CHAIR BROWN: That's right. That's what
6 we've got.

7 MR. TROMBETTA: All right. Then I have an
8 October 2nd.

9 VICE CHAIR BROWN: That's right.

10 MR. TROMBETTA: And November was TBD, so
11 November-wise I have availability for conference
12 rooms. The issue is that we have some slot
13 licenses that I wanted to kind of make sure we were
14 aware of.

15 So just to refresh, slot licenses are renewed
16 based on the date that they were originally issued,
17 so they happen sporadically throughout the calendar
18 year instead of like the operational licenses that
19 all happen by statute on the same day.

20 We have a slot license that will need to be
21 renewed on or before November 8th, so I would
22 recommend we meet that first week in November, the
23 5th, 6th, 7th, 8th.

24 The room across the hall, the PSC room is
25 occupied the 5th, 6th, and 7th, which is Tuesday,

1 Wednesday, Thursday. So we could meet here on
2 Thursday, the 7th, or we could meet over there if
3 you want to do a Friday meeting.

4 VICE CHAIR BROWN: Commissioners, are you good
5 with the 6th or the 7th, any preference?

6 COMMISSIONER DRAGO: No. Either one.

7 VICE CHAIR BROWN: It's election -- election
8 day that week. You guys, want to do the 7th?

9 COMMISSIONER DRAGO: 7th.

10 VICE CHAIR BROWN: November -- okay.
11 November 7th in this room.

12 MR. TROMBETTA: Perfect. And then for
13 December if I could, there are two renewals in
14 December, one on December 6th and one on
15 December 21st.

16 So I would recommend we meet that first week
17 in December, because then -- then we can -- I can
18 work with staff on the issue of the 21st. Again we
19 try to work with permitholders. Again I'm very
20 grateful. Most of the time they're very
21 considerate in working with us, but we can have a
22 special meeting if needed, but, yeah, I would
23 suggest we meet --

24 VICE CHAIR BROWN: Thursday.

25 MR. TROMBETTA: -- December 5th is a Thursday.

1 VICE CHAIR BROWN: That sounds good. And this
2 room or the other room?

3 MR. TROMBETTA: They're both open, yes. Yes,
4 ma'am.

5 VICE CHAIR BROWN: Great. Commissioners, are
6 you okay with December 5th?

7 COMMISSIONER DRAGO: Yeah.

8 VICE CHAIR BROWN: Okay. So we've got the
9 rest of the calendar year planned.

10 MR. TROMBETTA: Yes, we do. Perfect. And
11 that's all that I have in terms of prepared
12 updates. I'm obviously available to address any
13 questions or concerns you all have.

14 VICE CHAIR BROWN: Commissioners, any comments
15 or questions?

16 We've been very grateful, at least I'm very
17 grateful, that you -- obviously we meet every week,
18 but really appreciate adding some additional staff
19 for additional time on our -- our regular meetings
20 too and I know it's a lot with -- with all of us
21 and setting aside hours upon hours. So really just
22 thank you for that leadership that you took to
23 enhance what we're already doing.

24 MR. TROMBETTA: Of course.

25 VICE CHAIR BROWN: Okay. If there are no

1 other comments or questions, the executive
2 director's report is concluded.

3 And we don't have any speakers that are signed
4 up for public comment, but I will give an
5 opportunity if there is anybody in the public that
6 would like to address the Commission, you may
7 please feel free to come on up. Okay. Going once,
8 twice.

9 Commissioners, are there any other matters to
10 address?

11 COMMISSIONER DRAGO: No.

12 VICE CHAIR BROWN: Seeing none, we are
13 concluded -- adjourned for the day. Thank you.

14 (The proceedings concluded at 10:26 a.m.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA
COUNTY OF LEON

I, JUDY LYNN MARTIN, do hereby certify that I was authorized to and did stenographically report the foregoing proceedings and that the transcript, pages 1 through 51, is a true record of my stenographic notes.

I FURTHER CERTIFY that I am not a relative, employee, attorney, or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

Dated this 23rd day of August, 2024.



JUDY LYNN MARTIN

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: West Flagler Associates, Ltd. d/b/a Edgewater Jai-Alai (JLAI286)
Permitholder's application to amend its annual operating license
Case#: 2024-044744
Date: August 6, 2024

Executive Summary

A permitholder has applied to amend its operating license by deleting one matinee performance.¹ The Commission should approve this request.

Background

West Flagler Associates, Ltd. ("Edgewater") possesses a valid jai alai permit. Edgewater was issued a pari-mutuel operating license for the 2024-2025 Fiscal Year. When Edgewater applied for its operating license, it included 40 performances.² Now, Edgewater wants to amend its operating license by deleting one performance on Dec. 6th for a total of 39 performances.

Analysis

The Commission is authorized to approve changes in performance dates after a license has been issued.³ Edgewater has satisfied all requirements and is requesting an amendment from the current year's initial license.

Recommendation: The Florida Gaming Control Commission should approve West Flagler Associates, Ltd. d/b/a Edgewater Jai-Alai's application to amend its 2024-2025 operating license schedule.

¹ A jai alai permitholder may elect not to conduct live games and still retain its permit. §550.01215(1)(b)1., Fla. Stat.

² "Performance" means "a series of events, races, or games performed consecutively under a single admission charge. §550.002(25), Fla. Stat.

³ §550.01215(3), Fla. Stat.

OPERATING LICENSE CHANGE REQUEST CHECKLIST

PERMITHOLDER: West Flagler Associates, Ltd.

FISCAL YEAR: 2024/2025

DATE RECEIVED: August 6, 2024

CASE NUMBER: 2024-044744

CHANGE REQUESTED: Canceling performances on Dec. 6th.

REVIEWER'S NAME: La'Kesha Jelks

Requirement	Met? Y/N	Deficiency Sent	Resolved
Original application form FGCC PMW 3060.	Y		
Original Calendar FGCC PMW 3080.	Y		
75-2.027 Each performance shall consist of a minimum of 8 races.	Y		
Matinee start time: (prior to 6pm)	Y		
Evening start time*: (6pm & later)	Y		
<small>*550.375(2) A harness racing permitholder may conduct harness racing only between the hours of 7 p.m. and 2 a.m. *550.5251(1) A thoroughbred racing permitholder may not begin any race later than 7 p.m.</small>			

PMW LICENSE FORWARDED TO THE FOLLOWING FOR FINAL REVIEW:

REV/AUD SECTION
PERMIT ADMIN
OGC
OTHER

REVIEWED
REVIEWED
REVIEWED
REVIEWED

INITIALS:
INITIALS:
INITIALS:
INITIALS:

DATE:
DATE:
DATE:
DATE:

[Handwritten signatures and dates]
 DATE: 8/13/2024
 DATE: 8/26/24
 DATE: 8/22/24

Notes:

Rev/Aud

Permit Admin

OGC

La'Kesha Jelks

From: Gloria Ferrari <gferrari@wflagler.com>
Sent: Tuesday, August 6, 2024 7:29 AM
To: La'Kesha Jelks
Cc: Julie Noonan
Subject: Edgewater Jai Alai Revised 08.05.24
Attachments: Scanned from a Xerox Multifunction Printer.pdf

Categories: Amendment

Good Morning La'Kesha,

Attached are revised forms 3060 and 3080 for Edgewater Jai Alai Permit # 286.

We have removed the matinee performance for Friday December 6, 2024.

Best
Gloria

-----Original Message-----

From: Printer Scanner <copier@wflagler.com>
Sent: Monday, August 5, 2024 10:38 AM
To: Gloria Ferrari <gferrari@wflagler.com>
Subject: Scanned from a Xerox Multifunction Printer

Sent by: [Unknown]

For more information on Xerox products and solutions, please visit <http://www.xerox.com>

LICENSE TO CONDUCT PARI-MUTUEL WAGERING

For:

West Flagler Associates, Ltd.

D/B/A Edgewater Jai-Alai

Licensed to Operate, Via Lease, At the Pari-Mutuel Facility, Located At:

401 Northwest 38th Court
Miami, FL 33126
Miami-Dade County

Valid From: July 1, 2024

Expires On: June 30, 2025

Permitholder does not intend to accept wagers on intertrack or simulcast events.

Issued and dated, this _____ day of September, 2024.

By _____
Louis Trombetta, Executive Director
Florida Gaming Control Commission



This license, and attached schedule of live performances, is issued in accordance with the Florida Pari-Mutuel Wagering Act and the rules promulgated thereunder. This license shall be operated at the location of a pari-mutuel permit and is subject to any and all laws of the State of Florida.

Edgewater Jai-Alai 2024/2025 Calendar

(Per License #286B) Page 2 of 2

JULY 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

0 0 0
 Matinee Evening C/S Perf.

AUGUST 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

0 0 0
 Matinee Evening C/S Perf.

SEPTEMBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

11 0 0
 Matinee Evening C/S Perf.

OCTOBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

13 0 0
 Matinee Evening C/S Perf.

NOVEMBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

13 0 0
 Matinee Evening C/S Perf.

DECEMBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

2 0 0
 Matinee Evening C/S Perf.

JANUARY 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

0 0 0
 Matinee Evening C/S Perf.

FEBRUARY 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	

0 0 0
 Matinee Evening C/S Perf.

MARCH 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

0 0 0
 Matinee Evening C/S Perf.

APRIL 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

0 0 0
 Matinee Evening C/S Perf.

MAY 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

0 0 0
 Matinee Evening C/S Perf.

JUNE 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

0 0 0
 Matinee Evening C/S Perf.

Note: Full-card simulcast schedule subject to change.
 Calendar considered informational only.

	<u>39</u>	<u>39</u>	<u>0</u>	<u>0</u>
Initial	Date	Totals	Matinee	Evening
		C/S Perf.		

FGCC PMW-3060 – Permitholder Application for License and Operating Dates



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-3080 – Permitholder Calendar (If conducting live races/games) and Form FGCC PMW-3190 – Officers and Directors.

Check the box that designates the purpose of this form filing:

- Application for Annual License and Operating Dates
 Application for Amendment to Annual License and Operating Dates

PERMITHOLDER INFORMATION

Permitholder Name West Flagler Associates, Ltd	Permit # 286	FFID# or SSN *
---	-----------------	----------------

Doing Business As (D/B/A)
Edgewater Jai-Alai

MAILING ADDRESS

Street Address or P.O. Box
PO Box 350940

City Miami	State FL	Zip Code (+4 optional) 33135
---------------	-------------	---------------------------------

County (if Florida address) Miami Dade	Country United States
--	--------------------------

CONTACT INFORMATION

Contact Name Scott Savin	Title COO
------------------------------------	---------------------

Primary Phone Number 305.917.9210	Fax Number
---	------------

Primary E-Mail Address ssavin@wflagler.com	Cell Phone Number 954.205.8700
--	--

PHYSICAL LOCATION OF PARI-MUTUEL FACILITY

Street Address
3195 NE 2nd Street

City Miami	State FL	Zip Code (+4 optional) 33137
----------------------	--------------------	--

If there is a lease agreement to operate live performances at another pari-mutuel facility, the applicant shall attach a copy of the lease agreement containing the following information:

- (1) The name of the applicant and the lessor;
- (2) The address of the applicant and the lessor;
- (3) The type of permit held by both the applicant and the lessor;
- (4) The exact location where the applicant is currently permitted to conduct pari-mutuel performances;
- (5) The exact location where the lessor is currently permitted to conduct pari-mutuel performances; and
- (6) The exact location where the applicant intends to conduct pari-mutuel performances pursuant to the lease agreement.

*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.

ADDITIONAL INFORMATION

Attach a certificate from the Clerk of the Circuit Court or other authorized County Official certifying that the permit has not been recalled

Has there been any change in ownership interest, officers, partners, or directors; or a change in ownership or location of the pari-mutuel facility? If changed, state fully. If none, state "No change." Use additional pages, if necessary.

No Change

Is the applicant incorporated? Yes No If yes, under the laws of which state? **Florida Limited Partnership**

Please list all officers, directors, and stockholders of record of the applicant using Form FGCC PMW-3190 – Officers and Directors.

Please document persons who are the bona fide and beneficial owners of the entire stock of the applicant using Form FGCC PMW-3190 – Officers and Directors. If corporation, list name of corporation and stockholders; if partnership, list partners.

Please list the stockholders of the applicant who are subject to a voting trust or have been pledged to a trustee or party other than the beneficial owner using Form FGCC PMW-3190 – Officers and Directors.

Have any persons listed on Form FGCC PMW-3190 – Officers and Directors ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges (other than minor traffic violations) in any state or county? Yes No
If yes, list the individual(s) name, license number and title:

OPERATING SEASON INFORMATION

The applicant desires to conduct a racing/jai alai meet for the 20 ²⁴ - 20 ²⁵ season during the following period(s). Please follow instructions on calendars attached to permit application to mark days, dates, and types of performances

- Yes No Permitholder intends to accept wagers on intertrack or simulcast events.
 Permitholder will NOT be conducting any live races/games during the above listed season. If zero performances are conducted the following operating information does NOT need to be completed. Form 3080 is also NOT required.

Opening Date(s): July 1, 2024	Closing Date(s): June 30, 2025
Number of Dark Days:	Number of Live Days: 39

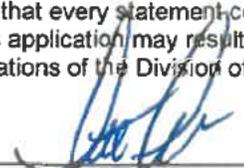
Performances

Number of Evening Performances	_____
Number of Matinee Performances	39
Number of Charity/Scholarship Performances	_____
Total Number of Performances	39

Number of races/games during evening performances:	Number of races/games during matinee performances	8 to 16
Starting time:	Starting time:	1:30 PM

ATTESTATION

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 (MM/DD/YYYY)
	08-05-2024
Print Applicant or Applicant's Representative Name	Print Title
Scott Savin	COO



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

PERMITHOLDER INFORMATION	
Name West Flagler Associates, Ltd. D/B/A Edgewater Jai Alai	Permit # 286

INSTRUCTIONS

Submit this form in conjunction with the form FGCC PMW-3060 – Permitholder Application for License and Operating Dates.

Please do not overlook the cardroom section and the required application oath on page 4.

Please fill in appropriate year, and date below and on the following pages. Using the letter code below, write the type of performance in each box. Fill in the total number of performances for each month.

LETTER CODES			
M = Matinee	E = Evening	C = Charity	S = Scholarship

Example

1	2	3	4	5	6	7
	E	M E	M	S M	C E	C E
8	M	10	11	12	13	14

July Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

August Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

M 0 E 0 C/S 0

Total 0

M 0 E 0 C/S 0

Total 0

Initials:

September Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
1	2	3	4	5	6 M	7
8	9 M	10 M	11	12	13 M	14
15	16 M	17 M	18	19	20 M	21
22	23 M	24 M	25	26	27 M	28
29	30 M					

M 11 E 0 C/S 0

Total 11

October Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
		1 M	2	3	4 M	5
6	7 M	8 M	9	10	11 M	12
13	14 M	15 M	16	17	18 M	19
20	21 M	22 M	23	24	25 M	26
27	28 M	29 M	30	31		

M 13 E 0 C/S 0

Total 13

November Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
					1 M	2
3	4 M	5 M	6	7	8 M	9
10	11 M	12 M	13	14	15 M	16
17	18 M	19 M	20	21	22 M	23
24	25 M	26 M	27	28	29 M	30

M 13 E 0 C/S 0

Total 13

December Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
1	2 M	3 M	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

M 2 E 0 C/S 0

Total 2

January Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

M 0 E 0 C/S 0

Total 0

February Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	

M 0 E 0 C/S 0

Total 0

March Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

M 0 E 0 C/S 0

Total 0

April Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

M 0 E 0 C/S 0

Total 0

May Year: 2025

June Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

M 0 E 0 C/S 0

M 0 E 0 C/S 0

Total 0

Total 0

CARDROOM OPERATORS ONLY						
Hours of Cardroom Operations						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday

Year Round? Yes No If No, Dates: _____

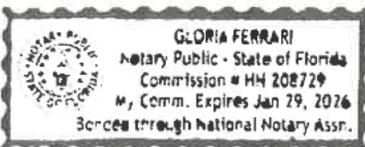
OATH

I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.

Scott Savin COO [Signature] 8-5-24
 Name (Please Print) Title (Please Print) Signature Date

State of Florida
 County of Miami-Dade
 Sworn to (or affirmed) and subscribed before me this 5th day of August, 2024
Scott Savin who is personally known to me or produces the following as identification:

Gloria Ferrari
 Notary Public
 My Commission Expires: _____





State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024044744 **Incident date:** 08/06/2024 **Status:** 10 - Initial Review

Lic Type: 1001 **Disposition:**

Case Type: Complaint

Responsible: ljelks - JELKS, LA'KESHA

Complainant: WEST FLAGLER ASSOCIATES, LTD.
 PO BOX 350940, MIAMI, FL 33135

Respondent: FGCC, PARI-MUTUEL WAGERING
 4070 ESPLANADE WAY, TALLAHASSEE, FL 32399

Summary: PERMITHOLDER: West Flagler Associates, Ltd.
 FISCAL YEAR: 2024/2025
 DATE RECEIVED: August 6, 2024
 CHANGE REQUESTED: Canceling performances on Dec. 6th.
 REVIEWER'S NAME: La'Kesha Jelks

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	08/06/2024	R		ljelks	JELKS, LA'KESHA	ljelks	
	08/06/2024	S	1001	10	Initial Review	ljelks	



State of Florida
Department of Business and Professional Regulation
Chronology Report

3. 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
TBD Entertainment, LLC d/b/a TGT Poker & Racebook (GHND140)
Case#: 2024-045897
Date: August 13, 2024

Executive Summary

A cardroom operator is seeking permission to add additional card tables to its cardroom. The Commission should approve this request.

Background

TBD Entertainment, LLC d/b/a TGT Poker & Racebook ("TGT") possesses a greyhound permit. TGT was issued two licenses for the 2024-2025 Fiscal Year: a pari-mutuel operating license, and a cardroom license.¹ TGT is currently licensed to operate 19 card tables and is requesting permission to add 6 more to its cardrooms, for a total of 25 tables. TGT has paid the \$6,000 license fee associated with the additional tables²

Analysis

Aside from the \$1,000-per-card-table license fee, there is no other applicable restriction³ to the number of card tables that TGT can add to its cardroom. Since TGT has paid the additional \$6,000 license fee, TGT should be authorized to add additional card tables to its cardroom.

Recommendation: The Florida Gaming Control Commission should approve TBD Entertainment, LLC d/b/a TGT Poker & Racebook'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 the permitholder 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: TBD Entertainment, LLC

FISCAL YEAR: 2024/2025

DATE RECEIVED: August 6, 2024

CASE NUMBER: 2024-045897

DATE PROCESSED: August 9, 2024

APPLICATION NUMBER: 2240

REVIEWER'S NAME: La'Keshia Jelks

CHANGE REQUESTED: Adding six tables for a total of twenty-five

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: <u>LS</u>	DATE: <u>8/12/2024</u>
PERMIT ADMIN	REVIEWED	INITIALS: <u>JP</u>	DATE: <u>8/20/24</u>
OGC	REVIEWED	INITIALS: <u>OSP</u>	DATE: <u>8/22/24</u>

Notes/Comments:

Rev/Aud Section:

See changes to memo corrected LS

Permit Admin.

OGC:

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

License Number: CR140
Permit Type: GHND
Permit County: Hillsborough
Amendment: A

LICENSE TO OPERATE A CARDROOM

For:

TBD Entertainment, LLC
D/B/A TGT Poker & Racebook

Licensed to Operate, At the Pari-Mutuel Facility, Located At:

755 East Waters Avenue
Tampa, FL 33604
Hillsborough County

Valid From: July 1, 2024
Expires On: June 30, 2025
Licensed to Operate: 25 Tables

Issued and dated, this _____ day of September, 2024.

By _____
Louis Trombetta, 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.

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:	TBD Entertainment, LLC
Doing Business As (D/B/A) Name:	TGT Poker & Racebook

MAILING ADDRESS

Street Address or P.O. Box:		
PO Box 2007		
City:	State:	Zip Code (+4 optional):
Oldsmar	FL	34677
County (if Florida address):	Country:	
Hillsborough	USA	

CONTACT INFORMATION

Contact Name:	Greg Gelyon	
Primary Phone Number:	Primary E-Mail Address:	
813 855 4401	GAGelyon@tampabaydowns.com	

PHYSICAL ADDRESS

Street Address:		
755 E Waters Ave		
City:	State:	Zip Code (+4 optional):
Tampa	FL	33604
County:		
Hillsborough		

ADDITIONAL CONTACT INFORMATION (OPTIONAL)

Alternate Phone Number:	Fax Number:
Alternate E-Mail Address:	

CARDROOM INFORMATION	
Physical Location of Cardroom:	2nd Floor Clubhouse
What is the maximum number of card tables you intend to operate during the license period?	25
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:	Jacob Mast
Cardroom manager or cardroom management company license number:	7050031
Type of participation fee charged to players:	Rake - Ante <input type="checkbox"/> Seat Charge <input type="checkbox"/> Both <input checked="" type="checkbox"/>

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	8-6-24 8-6-24

RECEIVED
 2024 AUG 12 PM 1:45
 FLORIDA GAMING
 CONTROL COMMISSION



TBD Entertainment, LLC
 A Subsidiary of Tampa Bay Downs, Inc.
 755 E Waters Avenue
 Tampa, FL 33604

TAMPA FL 335

7 AUG 2024 PM 3 L



\$0.69
 US POSTAGE
 FIRST-CLASS
 062S0009392029
 FROM 33604

811 890895

Stamps

RECEIVED

2024 AUG 12 PM 1:50

FILE
 CONFIDENTIAL COLLECTION

32989-703370



Batch # 24003071e

Receipt #: 24003071e

16905

TBD ENTERTAINMENT, LLC

P.O. BOX 8096
TAMPA, FL 33674

TRUIST
63-215/631

CHECK DATE: 08/07/2024
CHECK NUMBER: 16905

Sum of Six Thousand and 00/100 Dollars

PAY THIS AMOUNT
\$6,000.00

Florda Gaming Control Commission
4070 Esplanade Way Suite 250
Tallahassee, FL 32399

PAY
TO THE
ORDER
OF

Peter W. Bule
AUTHORIZED SIGNATURE

Security features. Details on back

Vendor Company Name			Vendor Number	Vendor Phone #	Check Date	Check No.
Florda Gaming Control Commission			405		08/07/2024	16905
Invoice Number	Inv. Date	Reference	Invoice Amount	Total Paid	Discount/Adj	Payment Amount
240608/6-TABLES	08/06/2024	Six Tables-Poker Fee	6,000.00	6,000.00	0.00	6,000.00
TOTAL			6,000.00	6,000.00	0.00	6,000.00

73665W



State of Florida
Department of Business and Professional Regulation
Cash Listing Report

Client: 100 - Division of Pari-Mutuel Wagering

Origin: TLH Centra

Fiscal Year: 2024

Batch #: 24003076

Total \$ Entered: \$ 6,000.00

Deposit #: 110737

Deposit Date: 2024-08-13

Receipt: 1

Receipts Entered: 1

Total: \$ 6,000.00

Status: Deposited

Receipt #	DLN	Received	Disp	Pmt	Note	Unassigned	Prof	Remitted By / Beneficiary	File #	License #	Assigned
240022116		\$ 6,000.00	DEP	CHK		\$ 0.00	1002	TBD ENTERTAINMENT, LLC	27	140	\$ 6,000.00
Total:				\$ 6,000.00		\$ 0.00					\$ 6,000.00

DEPOSIT TICKET
 SUPERIOR PRESS (800) 990-6466

Wells Fargo Bank, N.A.



DATE 8/13/2024

CURRENCY	COIN	LIST EACH CHECK	DOLLARS	CENTS
1		110737	6000	00
2				
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				

No 737

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE OR ANY APPLICABLE COLLECTION AGREEMENT.

TOTAL ITEMS 1

PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED.

PLEASE ENTER TOTAL 6000 00

TOTAL DEPOSIT

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL.

STATE OF FLORIDA DEPARTMENT OF
FINANCIAL SERVICES #4150110
FGCC MAIN

4554875
 DSP 10-T-BK

\$

6000.00



State of Florida
Department of Business and Professional Regulation
Cash Listing Report

Client: 100 - Division of Pari-Mutuel Wagering

Origin: TLH Centra

Fiscal Year: 2024

Batch #: 24003076

Total \$ Entered: \$ 6,000.00

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Receipts Entered: 1

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Status: Deposited

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240022116		\$ 6,000.00	DEP	CHK		\$ 6,000.00					
							1002	TBD ENTERTAINMENT, LLC	27	140	\$ 0.00
Total:				\$ 6,000.00		\$ 6,000.00					\$ 0.00

La'Kesha Jelks

From: JD Mast <JDMast@tgtpoker.com>
Sent: Tuesday, August 6, 2024 12:30 PM
To: La'Kesha Jelks
Subject: TGT
Attachments: table application.pdf

Categories: Amendment

Here is the application to add 6 tables. I will be mailing the original application with the check. Also did you get the floorplan showing the non operational camera?

Thanks
Jacob

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:	TBD Entertainment, LLC
Doing Business As (D/B/A) Name:	TGT Poker & Racebook

MAILING ADDRESS

Street Address or P.O. Box:			PO Box 2007
City:	Oldsmar	State:	FL
County (if Florida address):		Country:	USA
		Zip Code (+4 optional):	34677

CONTACT INFORMATION

Contact Name:	Greg Gelyon		
Primary Phone Number:	813 855 4401	Primary E-Mail Address:	GAGelyon@tampabaydowns.com

PHYSICAL ADDRESS

Street Address:			755 E Waters Ave
City:	Tampa	State:	FL
County:		Zip Code (+4 optional):	33604
		Hillsborough	

ADDITIONAL CONTACT INFORMATION (OPTIONAL)

Alternate Phone Number:	Fax Number:
Alternate E-Mail Address:	

CARDROOM INFORMATION	
Physical Location of Cardroom:	2nd Floor Clubhouse
What is the maximum number of card tables you intend to operate during the license period?	25
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:	Jacob Mast
Cardroom manager or cardroom management company license number:	7050031
Type of participation fee charged to players:	Rake - Ante <input type="checkbox"/> Seat Charge <input type="checkbox"/> Both <input checked="" type="checkbox"/>

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	8-6-24

Lic Type **1012 - Cardroom Employee Occupational**
Name **MAST, JACOB DARRELL**
Rank **CEMP - Cardroom Employee Occupational**
Lic Status **Current**

Expires On **06/30/2026**
Extended To
Renewed On **05/30/2023**



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024045897 **Incident date:** 08/09/2024 **Status:** 10 - Initial Review

Lic Type: 1002 **Disposition:**

Case Type: Complaint

Responsible: ljelks - JELKS, LA'KESHA

Complainant: TBD ENTERTAINMENT, LLC
 755 EAST WATERS AVENUE, TAMPA, FL 33604

Respondent: FGCC, PARI-MUTUEL WAGERING
 4070 ESPLANADE WAY, TALLAHASSEE, FL 32399

Summary: TBD Entertainment, LLC 2024/2025 Cardroom Amendment A adding six tables for a total of twenty-five August 6, 2024

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	08/09/2024	R		ljelks	JELKS, LA'KESHA	ljelks	
	08/09/2024	S	1002	10	Initial Review	ljelks	

4. Discussion of default final orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: FGCC v. Gilberto Jose Zerpa Case No. 2024-017680 Default Final Order
Date: August 22, 2024

Executive Summary

The Division of Pari-Mutuel Wagering seeks the suspension of Gilberto Jose Zerpa (“Respondent”) Pari-Mutuel Wagering Professional Individual Occupational License. By failing to respond to the administrative complaint, Respondent waived his right to request a hearing contesting the Division’s decision. Therefore, the Florida Gaming Control Commission should enter a final order suspending Respondent’s Pari-Mutuel Wagering Professional Individual Occupational License.

Background

On March 20, 2024, a default final judgment of \$36,356.49 was entered against Respondent for unpaid financial obligations regarding horse feed products provided on the ground of a pari-mutuel facility in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida in case number COCE23091293. These unpaid financial obligations related to racing conducted at a pari-mutuel facility in the state of Florida.

The Division filed an administrative complaint against Respondent seeking suspension of Respondent’s Pari-Mutuel Wagering Professional Individual Occupational License. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days¹ to file a written response to the administrative complaint. The Respondent was served² on July 31, 2024, which means the Respondent had until August 21, 2024, to respond. He has never responded.

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.”)

² Section 16.718(2), Florida Statutes, provides in pertinent part, that ‘service by email to an applicant's or licensee's e-mail address of record with the commission constitutes sufficient notice to the applicant or licensee for any official communication.’

Analysis

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 Seventeenth Circuit on a case relating to horse racing in the state of Florida. Accordingly, Respondent license may be suspended or revoked.

Because Respondent failed to file a timely response to the properly served administrative complaint, he waived his right to request a hearing.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order suspending Respondent’s Pari-Mutuel Wagering Professional Individual Occupational License number 8204444 until the Commission receives confirmation that payment has been satisfied.

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.: 2024-017680

GILBERTO JOSE ZERPA,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Gilberto Jose Zerpa (“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 8204444-1021, issued pursuant to section 550.105(2)(a), Florida Statutes.
3. On or about March 20, 2024, a default judgment of \$36,356.49 was entered against Respondent for unpaid financial obligations regarding horse feed products provided to Respondent in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, in case number COCE23091293.
4. These unpaid financial obligations relate 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 2024-017680 is signed this 11th day of April, 2024.

/s/Emily A. Alvarado

Emily A. Alvarado
Deputy Chief Attorney
Florida Bar Number: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: (850) 536-8709
Primary: Emily.Alvarado@flagaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

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

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

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

Ebonie Lanier

From: Microsoft Outlook
<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@flgaming.gov>
To: Zerpa.Stables@gmail.com
Sent: Wednesday, July 31, 2024 3:27 PM
Subject: Relayed: Florida Gaming Control Commission

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

Zerpa.Stables@gmail.com (Zerpa.Stables@gmail.com)

Subject: Florida Gaming Control Commission



Florida Gaming
Control Commi...

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

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

Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline
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Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: jhodge

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	90 Closed	Status Date	04/04/2024
Complaint #	2024017680	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	ZERPA, GILBERTO JOSE	Responsible	bjones - JONES, BRADFORD
					Private Case

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

Source	CNSM - Consumer	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	PCOM - PMW Complaint	Priority			
Class'n	IV-A - Financial Responsibility	Complexity	R - Regular	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Security	STND - Standard	Incident	03/25/2024	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Region	SR - Southern Region	Received	03/25/2024		
Reference	550.105			<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Entered	03/26/2024	Entered By	jhodge		
Summary	321 - GULFSTREAM PARK RACING ASSOCIATION, INC - Financial Responsibility - Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. - On March 25, 2024, a copy of a Default Final Judgment, Case #CACE-23-091293 was received via e-mail from Attorney Mark Gunderson. Per said Default Final Judgment filed on March 20, 2024, in the County Court For the 17th Judicial Circuit in and For Broward County, FL, in Division 56, Finish Line Feed, Inc., shall recover from Gilberto Jose Zerpa, the sum of \$34,687.14 in principle, filing fee of \$424.35, process serve fees of \$45.00 and attorney fees in the amount of \$1,200.00, making a total of \$36,356.49, which shall bear interest at the rate of 9.34% per year.				<input type="checkbox"/> Inspection <input type="checkbox"/> Costs <input type="checkbox"/> Time Tracking <input type="checkbox"/> Attachments <input type="checkbox"/> Work Notes
Updated	04/05/2024 16:47:40	By	jhodge	<input type="checkbox"/> Auto Assign	<input type="checkbox"/> History
				<input type="checkbox"/> Print Report	

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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[Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: March 25, 2024	Case Number: 2024 01 7680
Respondent: ZERPA, GILBERTO JOSE 2000 ATLANTIC SHORES BOULEVARD HALLANDALE, FL 33009 (786) 488-6487 Zerpa.stables@gmail.com		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309 TEL. - 954-202-3900	
License # and Type: 8204444 - 1021		Profession: Individual Animal Owner	Report Date: March 26, 2024
Period of Investigation: March 25, 2024, through March 26, 2024		Type of Report: Final	
<p>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.”</p>			
<p>Synopsis: On March 25, 2024, a copy of a Default Final Judgment against Gilberto Jose ZERPA, in favor of Finish Line Feed, Inc., Case No. COCE-23-091293, Division 56, in the County Court of the 17th Judicial Circuit in and For Broward County, Florida, ordered on March 20, 2024, was received via e-mail from Attorney Mark Gunderson.</p> <p>Per said judgment, Finish Line Feed, Inc., shall recover from ZERPA the sum of \$34,687.14, in principle, filing fees of \$424.35, process serve fees of \$45.00 and attorney fees in the amount of \$1,200.00, making a total of \$36,356.49, which shall bear interest at the rate of 9.34% per year (EXHIBIT #1).</p>			
Related Case(s):			
Investigator / Date		Investigator Supervisor / Date	
		 Julio Minaya / March 26, 2024	
Chief of Investigations / Date			
 Bradford D. Jones / April 4, 2024			

CONTINUATION

A check of VERSA records reflect that Gilberto Jose **ZERPA** obtained a 3-year Florida PMW Occupational License as an Individual Animal Owner on July 7, 2023. This license expires on June 30, 2026. A copy of his licensing information is attached as **EXHIBIT #2**.

In the letter from Gunderson dated March 25, 2024, he states that the original amount of \$34,687.14 is for horse feed products provided by his client at a Florida Pari-Mutuel facility where **ZERPA** stables his horses. Gunderson also provided copies of the Original Complaint and invoices related to his case. These documents are attached as **EXHIBITS #1 & 3**.

On March 26, 2024, an Enforcement Alert was placed on **ZERPAS'** 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: **ZEPRA** 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

 1. Letter of Complaint from Attorney Gunderson..... 1-7

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 3. Original Court Complaint & Invoices..... 1-19

 4. License Enforcement Alert..... 1-2

Julio Minaya

From: Mark Gunderson <mgunderson@mindspring.com>
Sent: Monday, March 25, 2024 12:30 PM
To: Minaya, Julio; Fleming, Donna
Cc: Patrick Mchugh
Subject: Division Complaint - Gilberto Zerpa
Attachments: 2023_12_11 Complaint Zerpa.pdf; 2024_03_25 Letter to Division Zerpa.pdf

[NOTICE] This message comes from a system outside of DBPR. Please exercise caution when clicking on links and/or providing sensitive information. If you have concerns, please contact your Knowledge Champion or the DBPR Helpdesk.

Julio/Donna,

Attached is my client's complaint to the Division of Pari-mutuel wagering against Gilberto Zerpa and related relevant documents. Call with any questions.

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

*"Greed is a powerful motivator...
many people behave badly and dishonestly, creating serious hardships for others in order to enrich themselves"*
-Richard Bitner-

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.

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 – GILBERTO ZERPA

March 25, 2024

Via Certified Mail – 9589 0710 5270 1153 9501 71
Via email - Donna.Fleming@myfloridalicense.com

Via email - Julio.Minaya@myfloridalicense.com

Division of Pari-Mutuel Wagering
DBPR 0070 – Uniform Complaint Form
2601 Blairstone Rd.
Tallahassee, Florida 32399

Julio Minaya, Investigation Supervisor
Division of Pari-Mutuel Wagering
1400 West Commercial Boulevard, Suite 165
Fort Lauderdale, FL 33065

Re: Finish Line Feed, Inc. v Gilberto J. Zerpa
17th Judicial Circuit - State of Florida – COCE 23091293 Division 56 - \$36,356.49

Gentlemen:

On March 20, 2024, my client, Finish Line Feed, Inc. obtained a judgment¹ against Gilberto J. Zerpa, concerning horse feed products which my client provided at a Florida pari-mutuel facility where Mr. Zerpa stables his horses. Since obtaining that judgment, Mr. Zerpa has failed to satisfy his obligation.

Florida laws state 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. Zerpa holds a Pari-Mutuel Wagering Individual Occupational license issued by the State of Florida. Mr. Zerpa 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. Zerpa’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

Gilberto Zerpa, 2000 Atlantic Shores Blvd. #111, 33009; zerpastable@gmail.com

¹ Judgment attached.

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

CASE NO. COCE23091293 DIVISION: 56 JUDGE: Benson, Betsy (56)

Finish Line Feed Inc

Plaintiff(s) / Petitioner(s)

v.

Gilberto J. Zerpa

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, GILBERTO J. ZERPA is in default for failing to file or serve any pleading or paper in this matter and the time for doing so has expired. Plaintiff, FINISH LINE FEED, INC. c/o Mark Gunderson, Esq., 2510 SW 18 Street, Fort Lauderdale, FL 33312, shall recover from Defendant, GILBERTO ZERPA, 2000 Atlantic Shores Blvd #111, Hallandale, FL 33009 the sum of \$34,687.14 in principal, filing fees of \$424.35, process server fees of \$45.00 and attorney fees in the amount of \$1,200.00, **making a total of \$36,356.49**, which shall bear interest at the rate of 9.34% per year, for which let execution issue forthwith.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant shall complete Florida Rule of Civil Procedure Form 1.977 (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 1.977 with the court.**

Jurisdiction of this case is retained to enter further orders that are proper to compel the Defendant to complete form 1.977 and return it to the Plaintiff's attorney.

DONE AND ORDERED in Chambers at Broward County, Florida on 20th day of March, 2024.


COCE23091293 03-20-2024 9:38 AM

COCE23091293 03-20-2024 9:38 AM

Hon. Betsy Benson

COUNTY COURT JUDGE

Electronically Signed by Betsy Benson

Copies Furnished To:

Gilberto Zerpa , Address : 2000 Atlantic Shores Blvd #111, Hallandale, FL 33009

Mark Gunderson , E-mail : mgunderson@mindspring.com

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

SUBJECT OF COMPLAINT				
Last Name	First	Middle	Title	Suffix
GIBERTO ZERPA				
License Number (if known)				
8204444				
Company/Occupation				
HORSE TRAINER				
MAILING ADDRESS				
Street Address or P.O. Box				
2000 ATLANTIC SHORES BLVD #111				
City			State	Zip Code (+4 optional)
HALLANDALE			FL	33009
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number		Primary E-Mail Address		
786-488-6487ZERPA		zerpastable@gmail.com; zerpa.stable@gmail.com		
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				
City			State	Zip Code (+4 optional)
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number		Alternate Phone Number		

WITNESS (IF APPLICABLE)				
Last Name	First	Middle	Title	Suffix
MCHUGH, PATRICK - PRESIDENT FINISH LINE FEED, INC.				
ADDRESS				
Street Address or P.O. Box				
C/O FINISH LINE FEED, INC., 145 SW 3RD AVE.				
City		State	Zip Code (+4 optional)	
DANIA BEACH		FL	33304	
County (if Florida address)		Country		
BROWARD				
CONTACT INFORMATION				
Primary Phone Number		Alternate Phone Number		
954-920-1414				

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: 03/25/24

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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License Search	Entity Search	Modify License Standing	Maintain License CE Control
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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **jminaya**

VR Home > License Search > License Home

License		<input type="button" value="Licensee"/> <input type="button" value="History"/> <input checked="" type="checkbox"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>	
Fed Tax # ██████████	Lic Type 1021 - PMW Professional Individual Occupational	Expires On 06/30/2026	
File # 49908	Name ZERPA, GILBERTO JOSE	Extended To	
License # 8204444	Rank PIND - Professional Individual Occupational	Renewed On 06/11/2020	
Entity # 8204444	Lic Status Current		
Address			
Street # 2000 Street ATLANTIC SHORES BOULEVARD			
Line 2 APT 111			
Line 3			
City HALLANDALE	State FL	Zip 33009	
Routing			
Other			
1st License Date 07/07/2023	Rank Date 07/07/2023	Certificate #	
Method I-S-1024	Status Date 07/07/2023	Certificate Date	
Fee Exempt No	Birth Date ██████████	Renewal Sent	
Select			
Action	<input type="text"/>		
Modifiers			
Type ↕	Modifier ↕	Effective Date ↕	Additional Info ↕
C	IOWN - Individual Animal Owner	06/21/2023	
I	TBRD - Thoroughbred	01/15/2008	
L	321 - Gulfstream Park	06/21/2023	
Y	3YR - 3 Year License	01/15/2008	
Alt Keys			
BEST LIC NBR 8204444			

EXHIBIT # 2
 PAGE # /

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FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged In as: jminaya

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

Basic Entity Data | List of Addresses | List of Names

Lic Type	1021 - PMW Professional Individual Occupational	Entity #	8204444
Fed Tax #	[REDACTED]	Fed Tax Type	SSN #
		Name	ZERPA, GILBERTO JOSE
H Last Name	ZERPA	First	GILBERTO
		Middle	JOSE
Title		Suffix	
		Qualifier	
Gender	M	Race	4 - Hispanic
Driver License #		Birth Date	[REDACTED]
Mailing Address	<input type="checkbox"/>	Private Address	<input type="checkbox"/>
		Preferred Name	<input checked="" type="checkbox"/>
Street #	2000	Street	ATLANTIC SHORES BOULEVARD
Line 2	APT 111		
Line 3			
City	HALLANDALE	County	Broward
Zip	33009	State	Florida
		Country	United States
Routing			
Phone #	786-488-6487	Ext	
		E-Mail	zerpa.stables@gmail.com
Insp Region		Receive Email	<input type="checkbox"/>
Updated	07/07/2023 15:42:18	By	ahall5

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

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EXHIBIT # 2
PAGE # 2

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

FINISH LINE FEED, INC.
Plaintiff,

vs

CASE NO.

GILBERTO J ZERPA
Defendant.

COMPLAINT

Plaintiff, FINISH LINE FEED, INC. sues defendant, GILBERTO J ZERPA ("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 less than \$50,000 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, and/or Defendant's substantial and not isolated activity within this state. §48.193 Fla. Stat.
6. Defendant owes Plaintiff \$25,686.89 that is due with interest since September 30, 2023, 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.
7. Plaintiff is entitled to prevailing party attorney fees pursuant to an 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

FINISH LINE FEED INC
 PO BOX 1859
 DANIA BEACH, FL 33004
 (954)920-1414
 WWW.FINISHLINEFEEDINC.COM

STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZIR100

DATE
 07/31/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
06/30/2022		Balance Forward	32,291.59		32,291.59
07/01/2022	836250	OE Invoice	1,117.95		33,409.54
	40 OMOLENE 200	25.75	1,030.00		
	2 TIMOTHY 2W 58# WESTERN	24.00	48.00		
	1 ALFALFA 3W 100#	39.95	39.95		
07/04/2022	836400	OE Invoice	675.00		34,084.54
	100 SHAVINGS 10CU# STALLMASTER	6.75	675.00		
07/06/2022	836562	OE Invoice	562.00		34,646.54
	20 OMOLENE 200	25.75	515.00		
	2 TIMOTHY 2W 56# WESTERN	23.50	47.00		
07/06/2022	836613	OE Invoice	722.25		35,368.79
	100 SHAVINGS 10CU# STALLMASTER	6.75	675.00		
		Sales Tax	47.25		
07/07/2022	836655	OE Invoice	257.50		35,626.29
	10 OMOLENE 200	25.75	257.50		
07/07/2022	P2-72249	Payment		10,000.00	25,626.29
07/09/2022	836846	OE Invoice	673.70		26,299.99
	20 OMOLENE 200	25.75	515.00		
	5 TIMOTHY 2W 57# WESTERN	23.75	118.75		
	1 ALFALFA 3W 100#	39.95	39.95		
07/11/2022	836935	OE Invoice	457.50		26,757.49
	15 OMOLENE 200	25.75	386.25		
	3 TIMOTHY 2W 57# WESTERN	23.75	71.25		
07/11/2022	836946	OE Invoice	337.50		27,094.99
	50 SHAVINGS 10CU# STALLMASTER	6.75	337.50		
07/13/2022	837080	OE Invoice	386.25		27,481.24
	15 OMOLENE 200	25.75	386.25		
07/14/2022	837159	OE Invoice	1,181.25		28,662.49
	175 SHAVINGS 10CU# STALLMASTER	6.75	1,181.25		
07/15/2022	837266	OE Invoice	70.45		28,732.94
	2 TIMOTHY 2W 57# WESTERN	33.75	67.50		
	1 ALFALFA 2W 64#	22.95	22.95		
07/16/2022	837328	OE Invoice	95.00		28,827.94
	4 TIMOTHY 2W 57# WESTERN	23.75	95.00		
07/18/2022	837434	OE Invoice	309.00		29,136.94
	12 OMOLENE 200	25.75	309.00		
07/18/2022	837449	OE Invoice	843.75		29,980.69
	125 SHAVINGS 10CU# STALLMASTER	6.75	843.75		
07/20/2022	837578	OE Invoice	811.20		30,791.89

AMOUNT DUE
 34,687.14

EXHIBIT #3
PAGE # 2

FINISH LINE FEED INC.
 PO BOX 1859
 DANIA BEACH, FL 33004
 (954)920-1414
 WWW.FINISHLINEFEEDINC.COM

STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL. 33326

ACCOUNT NO.
 ZER100

DATE
 08/31/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
07/31/2022		Balance Forward	34,687.14		34,687.14
08/01/2022	838434	OE Invoice	675.00		35,362.14
	100 SHAVINGS 10CU" STALLMASTER	6.75 675.00			
08/03/2022	838570	OE Invoice	520.00		35,882.14
	20 OMOLENE 200 SP	26.00 520.00			
08/04/2022	CC	PAYMENT ON ACCT		5,000.00	30,882.14
08/05/2022	838721	OE Invoice	675.00		31,557.14
	100 SHAVINGS 10CU" STALLMASTER	6.75 675.00			
08/06/2022	838804	OE Invoice	644.75		32,201.89
	20 OMOLENE 200 SP	26.00 520.00			
	5 TIMOTHY 2W 60# WESTERN	24.95 124.75			
08/09/2022	838924	OE Invoice	260.00		32,461.89
	10 OMOLENE 200 SP	26.00 260.00			
08/09/2022	838940	OE Invoice	675.00		33,136.89
	100 SHAVINGS 10CU" STALLMASTER	6.75 675.00			
08/12/2022	839192	OE Invoice	337.50		33,474.39
	50 SHAVINGS 10CU" STALLMASTER	6.75 337.50			
08/16/2022	839396	OE Invoice	337.50		33,811.89
	50 SHAVINGS 10CU" STALLMASTER	6.75 337.50			
08/19/2022	839628	OE Invoice	152.95		33,964.84
	5 TIMOTHY 2W 58# WESTERN	26.00 130.00			
	1 ALFAFA 2W 64#	22.95 22.95			
08/23/2022	839849	OE Invoice	337.50		34,302.34
	50 SHAVINGS 10CU" STALLMASTER	6.75 337.50			
08/24/2022	CC	PAYMENT ON ACCT		4,000.00	30,302.34
08/25/2022	839990	OE Invoice	127.50		30,429.84
	5 TIMOTHY 2W 56# WESTERN	25.50 127.50			
08/26/2022	840096	OE Invoice	1,012.50		31,442.34
	150 SHAVINGS 10CU" STALLMASTER	6.75 1,012.50			
08/29/2022	840230	OE Invoice	130.00		31,572.34
	5 TIMOTHY 2W 59# WESTERN	26.00 130.00			
08/31/2022	0006212510	FINANCE CHARGE	256.87		31,829.21

Current	32 Days	63 Days	93 Days	124 Days	AMOUNT DUE
6,142.07	12,395.55	13,291.59	0.00	0.00	31,829.21

FINISH LINE FEED INC.
 PO BOX 1859
 DANIA BEACH, FL 33004
 (954)920-1414
 WWW.FINISHLINEFEEDINC.COM

STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 09/30/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION			CHARGES	CREDITS	BALANCE
08 31 2022		Balance Forward			31,829.21		31,829.21
09 03 2022	840619	OE Invoice			52.00		31,881.21
	2 TIMOTHY 2W 58# WESTERN		26.00	52.00			
09 03 2022	840630	OE Invoice			337.50		32,218.71
	50 SHAVINGS 10CU" STALLMASTER		6.75	337.50			
09 07 2022	840816	OE Invoice			78.00		32,296.71
	3 TIMOTHY 2W 58# WESTERN		26.00	78.00			
09 07 2022	840828	OE Invoice			675.00		32,971.71
	100 SHAVINGS 10CU" STALLMASTER		6.75	675.00			
09 10 2022	841075	OE Invoice			52.00		33,023.71
	2 TIMOTHY 2W 58# WESTERN		26.00	52.00			
09 13 2022	841225	OE Invoice			78.00		33,101.71
	3 TIMOTHY 2W 58# WESTERN		26.00	78.00			
09 13 2022	841237	OE Invoice			675.00		33,776.71
	100 SHAVINGS 10CU" STALLMASTER		6.75	675.00			
09 14 2022	841401	OE Invoice			52.00		33,828.71
	2 TIMOTHY 2W 58# WESTERN		26.00	52.00			
09 16 2022	841540	OE Invoice			78.00		33,906.71
	3 TIMOTHY 2W 58# WESTERN		26.00	78.00			
09 16 2022	841553	OE Invoice			337.50		34,244.21
	50 SHAVINGS 10CU" STALLMASTER		6.75	337.50			
09 19 2022	841665	OE Invoice			337.50		34,581.71
	50 SHAVINGS 10CU" STALLMASTER		6.75	337.50			
09 20 2022	841773	OE Invoice			52.00		34,633.71
	2 TIMOTHY 2W 58# WESTERN		26.00	52.00			
09 22 2022	841903	OE Invoice			78.00		34,711.71
	3 TIMOTHY 2W 58# WESTERN		26.00	78.00			
09 22 2022	841917	OE Invoice			675.00		35,386.71
	100 SHAVINGS 10CU" STALLMASTER		6.75	675.00			
09 23 2022	P2-75200	Payment				5,000.00	30,386.71
09 26 2022	842132	OE Invoice			130.00		30,516.71
	5 TIMOTHY 2W 58# WESTERN		26.00	130.00			
09 26 2022	842145	OE Invoice			337.50		30,854.21
	50 SHAVINGS 10CU" STALLMASTER		6.75	337.50			
09 30 2022	842422	OE Invoice			74.85		30,929.06
	3 TIMOTHY 2W 60# WESTERN		24.95	74.85			

Current	31 Days	62 Days	93 Days	123 Days	AMOUNT DUE
4,099.85	6,142.07	12,395.55	8,291.59	0.00	30,929.06

EXHIBIT #3
PAGE #4

FINISH LINE FEED INC.
 PO BOX 1859
 DANIA BEACH, FL 33004
 (954)920-1414
 WWW.FINISHLINEFEEDINC.COM

STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 10/31/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION			CHARGES	CREDITS	BALANCE
09-30-2022		Balance Forward			31,197.35		31,197.35
10-05-2022	842794	OE Invoice			361.13		31,558.48
	50	SHAVINGS 10CU" STALLMASTER	6.75	337.50			
		Sales Tax		23.63			
10-05-2022	CC	PAYMENT ON ACCT				5,000.00	26,558.48
10-06-2022	842864	OE Invoice			154.70		26,713.18
	5	TIMOTHY 2W 60# WESTERN	26.75	133.75			
	1	ALFALFA 2W 50# PREMIUM	20.95	20.95			
10-08-2022	842992	OE Invoice			675.00		27,388.18
	100	SHAVINGS 10CU" STALLMASTER	6.75	675.00			
10-11-2022	843124	OE Invoice			130.00		27,518.18
	5	TIMOTHY 2W 58# WESTERN	26.00	130.00			
10-12-2022	843217	OE Invoice			337.50		27,855.68
	50	SHAVINGS 10CU" STALLMASTER	6.75	337.50			
10-13-2022	843418	OE Invoice			20.95		27,876.63
	1	ALFALFA 2W 50# PREMIUM	20.95	20.95			
10-15-2022	843443	OE Invoice			337.50		28,214.13
	50	SHAVINGS 10CU" STALLMASTER	6.75	337.50			
10-17-2022	843520	OE Invoice			130.00		28,344.13
	5	TIMOTHY 2W 58# WESTERN	26.00	130.00			
10-18-2022	843637	OE Invoice			20.95		28,365.08
	1	ALFALFA 2W 56#	20.95	20.95			
10-20-2022	843761	OE Invoice			337.50		28,702.58
	50	SHAVINGS 10CU" STALLMASTER	6.75	337.50			
10-24-2022	844014	OE Invoice			151.75		28,854.33
	5	TIMOTHY 2W 58# WESTERN	26.00	130.00			
	1	ALFALFA 2W 58#	21.75	21.75			
10-28-2022	844416	OE Invoice			12.50		28,866.83
	1	SCRATCH SUNFRESH 25#	12.50	12.50			
10-28-2022	844418	OE Invoice			361.13		29,227.96
	50	SHAVINGS 10CU" STALLMASTER	6.75	337.50			
		Sales Tax		23.63			
10-28-2022	CC	PAYMENT ON ACCT				3,000.00	26,227.96
10-31-2022	844532	OE Invoice			150.95		26,378.91
	5	TIMOTHY 2W 58# WESTERN	26.00	130.00			
	1	ALFALFA 2W 50# PREMIUM	20.95	20.95			
10-31-2022	844647	OE Invoice			44.62		26,423.53
	6	SHAVINGS 10CU" STALLMASTER	6.95	41.70			

AMOUNT DUE
 26,655.50

EXHIBIT #3
 PAGE # 5

FINISH LINE FEED INC.
 PO BOX 1859
 DANIA BEACH, FL 33004
 (954)920-1414
 WWW.FINISHLINEFEEDINC.COM

STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 10/31/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
10/31/2022	0005512624	Sales Tax FINANCE CHARGE	2.92 231.97		26,655.50

Current	32 Days	62 Days	93 Days	124 Days	AMOUNT DUE
3,458.15	4,368.14	6,142.07	12,395.55	291.59	26,655.50

EXHIBIT #3
PAGE #6

FINISH LINE FEED INC.
 PO BOX 1859
 DANIA BEACH, FL 33004
 (954)920-1414
 WWW.FINISHLINEFEEDING.COM

STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 11/30/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION			CHARGES	CREDITS	BALANCE
10/31/2022		Balance Forward			26,655.50		26,655.50
11/01/2022	844629	OE Invoice			695.00		27,350.50
	100	SHAVINGS 10CU" STALLMASTER	6.95	695.00			
11/04/2022	844882	OE Invoice			347.50		27,698.00
	50	SHAVINGS 10CU" STALLMASTER	6.95	317.50			
11/04/2022	845046	OE Invoice			124.75		27,822.75
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75			
11/07/2022	845067	OE Invoice			347.50		28,170.25
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
11/08/2022	845139	OE Invoice			249.50		28,419.75
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
11/09/2022	CC	PAYMENT ON ACCT				3,000.00	25,419.75
11/10/2022	845318	OE Invoice			404.25		25,824.00
	10	RACE 'N WIN SWEET BUCKEYE (B/O	24.95	249.50			
	5	TIMOTHY 2W 58# WESTERN	26.00	130.00			
	1	ALFALFA 2W 62#	24.75	24.75			
11/12/2022	845465	OE Invoice			347.50		26,171.50
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
11/15/2022	845644	OE Invoice			379.50		26,551.00
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
	5	TIMOTHY 2W 58# WESTERN	26.00	130.00			
11/15/2022	845658	OE Invoice			695.00		27,246.00
	100	SHAVINGS 10CU" STALLMASTER	6.95	695.00			
11/19/2022	846040	OE Invoice			249.50		27,495.50
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
11/19/2022	846054	OE Invoice			347.50		27,843.00
	50	SHAVINGS 10CU" STALLMASTER	6.95	317.50			
11/21/2022	846146	OE Invoice			327.50		28,170.50
	3	TIMOTHY 2W 58# WESTERN	26.00	78.00			
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
11/23/2022	846326	OE Invoice			130.00		28,300.50
	4	TIMOTHY 2W 58# WESTERN	26.00	104.00			
	1	ALFALFA 2W 64#	26.00	26.00			
11/23/2022	846341	OE Invoice			347.50		28,648.00
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
11/25/2022	846634	OE Invoice			74.85		28,722.85
	3	RACE 'N WIN SWEET BUCKEYE	24.95	74.85			
11/26/2022	846601	OE Invoice			379.50		29,102.35

AMOUNT DUE
 28,388.16

EXHIBIT #3
 PAGE #7

FINISH LINE FEED INC.
 PO BOX 1859
 DANIA BEACH, FL 33004
 (954)920-1414
 WWW.FINISHLINEFEEDINC.COM

STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 11/30/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION			CHARGES	CREDITS	BALANCE
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
	4	TIMOTHY 2W 58# WESTERN	26.00	104.00			
	1	ALFALFA 2W 64#	26.00	26.00			
11 26 2022	846616	OE Invoice			347.50		29,449.85
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
11 29 2022	846812	OE Invoice			347.50		29,797.35
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
11 29 2022	846875	OE Invoice			124.75		29,922.10
	5	RACE 'N WIN SWEET BUCKEYE	24.95	121.75			
11 29 2022	P2-77539	Payment				2,000.00	27,922.10
11 30 2022	846912	OE Invoice			249.50		28,171.60
	10	RACE 'N WIN SWEET BUCKEYE	24.95	219.50			
11 30 2022	0005612693	FINANCE CHARGE			216.56		28,388.16

Current	31 Days	62 Days	92 Days	123 Days	AMOUNT DUE
6,732.66	3,458.15	4,368.14	6,142.07	7,687.14	28,388.16

FINISH LINE FEED INC.
 PO BOX 1859
 DANIA BEACH, FL 33004
 (954)920-1414
 WWW.FINISHLINEFEEDINC.COM

STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 12/31/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION			CHARGES	CREDITS	BALANCE
11/30/2022		Balance Forward			28,388.16		28,388.16
12/01/2022	847026	OE Invoice			277.25		28,665.41
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75			
	5	TIMOTHY 2W 58# WESTERN	26.00	130.00			
	1	ALFALFA 2W 52# PREMIUM	22.50	22.50			
12/03/2022	847261	OE Invoice			319.50		28,984.91
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
	4	TIMOTHY 2W 58#	17.50	70.00			
12/03/2022	847383	OE Invoice			371.83		29,356.74
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
		Sales Tax		24.33			
12/03/2022	847385	OE Invoice			59.00		29,415.74
	-2	ALFALFA 2W 52# PREMIUM	22.50	(45.00)			
	4	TIMOTHY 2W 58# WESTERN	26.00	104.00			
12/06/2022	847457	OE Invoice			371.83		29,787.57
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
		Sales Tax		24.33			
12/07/2022	847614	OE Invoice			249.50		30,037.07
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
12/09/2022	847800	OE Invoice			249.50		30,286.57
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
12/09/2022	847818	OE Invoice			347.50		30,634.07
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
12/10/2022	848110	OE Invoice			52.00		30,686.07
	2	TIMOTHY 2W 58# WESTERN	26.00	52.00			
12/12/2022	848022	OE Invoice			249.50		30,935.57
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
12/13/2022	848121	OE Invoice			359.25		31,294.82
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
	5	TIMOTHY 2W 54# WESTERN	21.95	109.75			
12/13/2022	CC	PAYMENT ON ACCT				3,000.00	28,294.82
12/14/2022	848289	OE Invoice			347.50		28,642.32
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
12/14/2022	848314	OE Invoice			13.86		28,656.18
	1	MUD OLD HICKORY 50#	12.95	12.95			
		Sales Tax		0.91			
12/17/2022	848595	OE Invoice			249.50		28,905.68
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			

AMOUNT DUE
 30,525.06

FINISH LINE FEED INC.
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STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 12/31/2022

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION			CHARGES	CREDITS	BALANCE
12-19-2022	848737	OE Invoice			347.50		29,253.18
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
12-20-2022	848833	OE Invoice			294.50		29,547.68
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
	2	ALFALFA 2W 52# PREMIUM	22.50	45.00			
12-23-2022	849233	OE Invoice			347.50		29,895.18
	50	SHAVINGS 10CU" STALLMASTER	6.95	347.50			
12-24-2022	849298	OE Invoice			376.00		30,271.18
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50			
	4	TIMOTHY 2W 58# WESTERN	26.00	104.00			
	1	ALFALFA 2W 52# PREMIUM	22.50	22.50			
12-31-2022	0004712766	FINANCE CHARGE			253.88		30,525.06

Current	32 Days	62 Days	93 Days	123 Days	AMOUNT DUE
5,136.90	6,732.66	3,458.15	4,368.14	10,829.21	30,525.06

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STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 01/31/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
12/31/2022		Balance Forward	30,525.06		30,525.06
01/02/2023	850085	OE Invoice	351.50		30,876.56
	10	RACE 'N WIN SWEET BUCKEYE	24.95	249.50	
	3	TIMOTHY 2W 58# WESTERN	26.50	79.50	
	1	ALFALFA 2W 52# PREMIUM	22.50	27.50	
01/02/2023	850100	OE Invoice	347.50		31,224.06
	50	SHAVINGS 10CU' STALLMASTER	6.95	347.50	
01/02/2023	CC	PAYMENT ON ACC'T		1,000.00	30,224.06
01/09/2023	850815	OE Invoice	104.00		30,328.06
	3	TIMOTHY 2W 58# WESTERN	26.50	79.50	
	1	ALFALFA 2W 70#	24.50	24.50	
01/14/2023	851408	OE Invoice	202.25		30,530.31
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75	
	2	TIMOTHY 2W 58# WESTERN	26.50	53.00	
	1	ALFALFA 2W 70#	24.50	24.50	
01/14/2023	851684	OE Credit Invoice		77.50	30,452.81
	2	TIMOTHY 2W 58# WESTERN	26.50	(53.00)	
	-1	ALFALFA 2W 70#	24.50	(24.50)	
01/16/2023	851558	OE Invoice	173.75		30,626.56
	25	SHAVINGS 10CU' STALLMASTER	6.95	173.75	
01/19/2023	851860	OE Invoice	255.25		30,881.81
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75	
	4	TIMOTHY 2W 58# WESTERN	26.50	106.00	
	1	ALFALFA 2W 70#	24.50	24.50	
01/25/2023	852659	OE Credit Invoice		77.50	30,804.31
	-2	TIMOTHY 2W 58# WESTERN	26.50	(53.00)	
	-1	ALFALFA 2W 70#	24.50	(24.50)	
01/27/2023	852731	OE Invoice	124.75		30,929.06
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75	
01/27/2023	852748	OE Invoice	173.75		31,102.81
	25	SHAVINGS 10CU' STALLMASTER	6.95	173.75	
01/31/2023	0004712833	FINANCE CHARGE	293.70		31,396.51

Current	32 Days	63 Days	93 Days	124 Days	AMOUNT DUE
2,026.45	5,136.90	6,732.66	3,458.15	14,042.35	31,396.51

FINISH LINE FEED INC.
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STATEMENT

GILBERTO ZERPA
 HAND DELIVER
 690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 02/28/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION		CHARGES	CREDITS	BALANCE
01/31/2023		Balance Forward		31,396.51		31,396.51
02/02/2023	CK 2708	PAYMENT ON ACCT			2,500.00	28,896.51
02/03/2023	853523	OE Invoice		124.75		29,021.26
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75		
02/06/2023	853788	OE Invoice		21.95		29,043.21
	1	TIMOTHY 2W 54# WESTERN	21.95	21.95		
02/06/2023	853806	OE Invoice		173.75		29,216.96
	25	SHAVINGS 10CU' STALLMASTER	6.95	173.75		
02/08/2023	853990	OE Invoice		124.75		29,341.71
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75		
02/09/2023	854130	OE Invoice		26.95		29,368.66
	1	TIMOTHY 2W 58# WESTERN	26.95	26.95		
02/11/2023	854374	OE Invoice		124.75		29,493.41
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75		
02/13/2023	854510	OE Invoice		173.75		29,667.16
	25	SHAVINGS 10CU' STALLMASTER	6.95	173.75		
02/17/2023	854980	OE Invoice		124.75		29,791.91
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75		
02/22/2023	855516	OE Invoice		26.95		29,818.86
	1	TIMOTHY 2W 58# WESTERN	26.95	26.95		
02/25/2023	855847	OE Invoice		124.75		29,943.61
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75		
02/27/2023	856002	OE Invoice		185.92		30,129.53
	25	SHAVINGS 10CU' STALLMASTER	6.95	173.75		
		Sales Tax		12.17		
02/28/2023	0005512902	FINANCE CHARGE		288.97		30,418.50

Current	29 Days	60 Days	91 Days	121 Days	AMOUNT DUE
1,521.99	2,026.45	5,136.90	6,732.66	15,000.50	30,418.50

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FINISH LINE FEED INC.
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STATEMENT

GILBERTO ZERPA

690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 03/31/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION			CHARGES	CREDITS	BALANCE
02/28/2023		Balance Forward			30,418.50		30,418.50
03/02/2023	CK2712	PAYMENT ON ACCT				2,500.00	27,918.50
03/04/2023	856614	OE Invoice			151.70		28,070.20
	5	RACE 'N WIN SWEET BUCKEYE	24.95	124.75			
	1	TIMOTHY 2W 58# WESTERN	26.95	26.95			
03/08/2023	857025	OE Credit Invoice				226.55	27,843.65
	-11	SHAVINGS 10CU' STALLMASTER	6.95	(76.45)			
	-5	HALLWAYS RACE 13 (BLUE)	28.95	(144.75)			
		Sales Tax				(5.35)	
03/31/2023	0005312970	FINANCE CHARGE			276.92		28,120.57

Current	32 Days	60 Days	91 Days	122 Days	AMOUNT DUE
428.62	1,521.99	2,026.45	5,136.90	19,006.61	28,120.57

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STATEMENT

GILBERTO ZERPA

690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 04/30/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
03/31/2023		Balance Forward	28,120.57		28,120.57
04/30/2023	0005313029	FINANCE CHARGE	281.21		28,401.78

Current	31 Days	62 Days	90 Days	121 Days	AMOUNT DUE
281.21	428.62	1,521.99	2,026.45	24,143.51	28,401.78

EXHIBIT #3
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FINISH LINE FEED INC.
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 DANIA BEACH, FL 33004
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STATEMENT

GILBERTO ZERPA****

690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 05/31/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
04/30/2023		Balance Forward	28,401.78		28,401.78
05/30/2023	CC	PAYMENT ON ACCT		1,000.00	27,401.78
05/31/2023	0004413101	FINANCE CHARGE	274.02		27,675.80

Current	32 Days	62 Days	93 Days	121 Days	AMOUNT DUE
274.02	281.21	428.62	1,521.99	25,169.96	27,675.80

EXHIBIT # 3
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FINISH LINE FEED INC.
 PO BOX 1859
 DANIA BEACH, FL 33004
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 WWW.FINISHLINEFEEDINC.COM

STATEMENT

GILBERTO ZERPA****

690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 06/30/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
05/31/2023		Balance Forward	27,675.80		27,675.80
06/19/2023	CC	PAYMENT ON ACCT		1,000.00	26,675.80

Current	31 Days	62 Days	92 Days	123 Days	AMOUNT DUE
0.00	274.02	281.21	428.62	25,691.95	26,675.80

EXHIBIT #3
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FINISH LINE FEED, INC
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 DANIA BEACH, FL 33004
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STATEMENT

GILBERTO ZERPA****

690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 07/31/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
05/31/2023		Balance Forward	26,675.80		26,675.80
07/26/2023	CC	PAYMENT ON ACCT		1,000.00	25,675.80

Current	32 Days	62 Days	93 Days	123 Days	AMOUNT DUE
0.00	0.00	274.02	281.21	25,120.57	25,675.80

EXHIBIT # 3
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STATEMENT

GILBERTO ZERPA****

690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 08/31/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
05/31/2023		Balance Forward	25,675.80		25,675.80
08/31/2023	0003513287	FINANCE CHARGE	256.76		25,932.56

Current	32 Days	63 Days	93 Days	124 Days	AMOUNT DUE
256.76	0.00	0.00	274.02	25,401.78	25,932.56

EXHIBIT #3
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FINISH LINE FEED INC
 PO BOX 1859
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STATEMENT

GILBERTO ZERPA****

690 SAN REMO DRIVE
 WESTON FL 33326

ACCOUNT NO.
 ZER100

DATE
 09.30/2023

ALL CLAIMS ON PRODUCT MUST BE MADE WITHIN 14 DAYS

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
08/31/2023		Balance Forward	25,932.56		25,932.56
09/13/2023	CC	PAYMENT ON ACCT		500.00	25,432.56
09/30/2023	0003613355	FINANCE CHARGE	254.33		25,686.89

Current	31 Days	62 Days	93 Days	123 Days	AMOUNT DUE
254.33	256.76	0.00	0.00	25,175.80	25,686.89

Louis Trombetta, Executive Director

Ron DeSantis, Governor

**DIVISION OF PARI-MUTUEL WAGERING
LICENSE ACTION REQUEST FORM**

To: Licensing Administrator

From: Investigator Minaya

Date: March 26, 2024

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

License number and type: 8204444 - 1021

Last Name: ZERPA

First Name: GILBERTO J

DOB: [REDACTED]

SS#: [REDACTED]

Reason for Addition/Removal of Alert: **DO NOT LICENSE!** Unsatisfied Default Final Judgment pending against Gilberto Jose Zerpa, in favor of Finish Line Feeds Inc., Case # CACE-23-091293, Division 56, in the Circuit Court of the 17th Judicial Court in Broward County, Florida, in the amount of \$36,356.49 plus 9.34% interest per year.

Responsible Party: Inv. Sup Minaya

Case Number: 2024 01 7680

Approved by: _____ Date _____

Added/Removed by:  _____ Date March 26, 2024

Revised 12/08

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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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License Search	Entity Search	Modify License Standing	Maintain License CE Control
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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **jminaya**

VR Home > License Search > License Home > **Maintain License Modifiers - BASE_CLONE**

Search Criteria	Results	Detail
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Modifier Type **A - Alert**
 Modifier **ENFO - Enforcemt Alert**
 Effective **03/26/2024**
 Expires -
 Additional Info :
 Prompt
 Value
DO NOT LICENSE! Unsatisfied Default Final Judgment pending against Gilberto Jose Zerpa, in favor of Finish Line Feeds Inc., Case # CACE-23-091293, Division 56, in the Circuit Court of the 17th Judicial Court in Broward County, Florida, in the amount of \$36,356.49 plus 9.34% interest per year.
 Notes
 Updated **03/26/2024 09:38:59**
 By **jminaya**

Notes History
Change
Delete
Save
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Add	Back
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EXHIBIT # 4
PAGE # 2

3/26/2024

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: FGCC v. Greg Bardakjian Case No. 2024-037000 Default Final Order
Date: August 21, 2024

Executive Summary

The Division of Pari-Mutuel Wagering seeks the suspension of Greg Bardakjian (“Respondent”) Pari-Mutuel Wagering Professional Individual Occupational License. By failing to respond to the administrative complaint, Respondent waived his right to request a hearing contesting the Division’s decision. Therefore, the Florida Gaming Control Commission should enter a final order suspending Respondent’s Pari-Mutuel Wagering Professional Individual Occupational License.

Background

On January 26, 2024, a default final judgment of \$2,696.06 was entered against Respondent for unpaid financial obligations regarding veterinary services provided on the ground of a pari-mutuel facility in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida in case number COCE23091301. These unpaid financial obligations related to racing conducted at a pari-mutuel facility in the state of Florida.

The Division filed an administrative complaint against Respondent seeking suspension of Respondent’s Pari-Mutuel Wagering Professional Individual Occupational License. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days¹ to file a written response to the administrative complaint. The Respondent was served on July 22, 2024, which means the Respondent had until August 12, 2024, to respond. He has never responded.

Analysis

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

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.”)

directly relate to the sport of jai alai or racing being conducted at a pari-mutuel facility within this state.” Respondent defaulted in Seventeenth Circuit on a case relating to horse racing in the state of Florida. Accordingly, Respondent license may be suspended or revoked.

Because Respondent failed to file a timely response to the properly served administrative complaint, he waived his right to request a hearing.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order suspending Respondent’s Pari-Mutuel Wagering Professional Individual Occupational License number 7960416 until the Commission receives confirmation that payment has been satisfied.

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.: 2024-037000

GREG BARDAKJIAN,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Greg Bardakjian (“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 7960416, issued pursuant to section 550.105(2)(a), Florida Statutes.
3. On or about January 26, 2024, a default judgment of \$2,696.06 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 COCE23091301.
4. These unpaid financial obligations relate 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 chapter 550.105(7), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-037000 is signed this 16th day of July 2024.

/s/Emily A. Alvarado

Emily A. Alvarado
Chief Attorney
FBN: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: (850) 536-8709
Primary: Emily.Alvarado@flagaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

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

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

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

9589 0710 5270 2177 6264 00

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- Adult Signature Required \$ _____
- Adult Signature Restricted Delivery \$ _____

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Postage

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Greg Bardakjian
 3325 Kashiwa Street
 Torrance, California 90505
 AC - 2024037000 - PMW

See reverse for instructions

Tracking Number:

Remove X

9589071052702177626400

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Your item was delivered to an individual at the address at 11:58 am on July 22, 2024 in TORRANCE, CA 90505.

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USPS Tracking Plus[®]

Delivered

Delivered, Left with Individual

TORRANCE, CA 90505

July 22, 2024, 11:58 am

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

Text & Email Updates



USPS Tracking Plus[®]



Product Information



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[Track Another Package](#)

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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- [Complaint Search](#)
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- [Mass Status Update](#)
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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **jhodge**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	90 Closed	Status Date	06/27/2024
Complaint #	2024037000	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent BARDAKJIAN, GREG	Responsible	bjones - JONES, BRADFORD	Private Case	

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	INTR - Internal	Priority			
Class'n	IV-A - Financial Responsibility	Complexity	R - Regular	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Security	STND - Standard	Incident	01/26/2024	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Region	SR - Southern Region	Received	06/27/2024		
Reference	550.105			<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Entered	06/27/2024	Entered By	jhodge	<input type="checkbox"/> Inspection	
Summary	<p>321 - GULFSTREAM PARK RACING ASSOCIATION, INC - 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. - On January 26, 2024, a copy of a Default Final Judgment, Case #COCE-23-091301 was received via e-mail from Attorney Mark Gunderson. Per said Default Final Judgment filed on January 26, 2024, in the County Court For the 17th Judicial Circuit in and For Broward County, FL, in Division 54, PetVet Operating LLC., shall recover from Greg Bardakjian, the sum of \$1,227.33 in principle, filing fee of \$191.48, process serve fees of \$77.25 and attorney fees in the amount of \$1,200.00, making a total of \$2,696.06, which shall bear interest at the rate of 9.09% per year.</p>			<input type="checkbox"/> Costs	<input type="checkbox"/> Auto Assign
Updated	06/28/2024 08:05:18	By	jhodge	<input type="checkbox"/> Attachments	<input type="checkbox"/> History
				<input type="checkbox"/> Work Notes	<input type="checkbox"/> Print Report

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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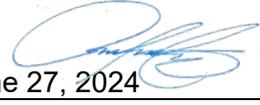
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: June 27, 2024	Case Number: 2024 03 7000
Respondent: BARDAKJIAN, GREG 3325 KASHIWA STREET TORRANCE, CALIFORNIA 90505 (310) 993-0520		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309 TEL. - 954-202-3900	
License # and Type: 7960416 - 1021		Profession: Individual Animal Owner	Report Date: June 27, 2024
Period of Investigation: June 27, 2024, through June 27, 2024		Type of Report: Final	
<p>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.”</p>			
<p>Synopsis: On June 27, 2024, a copy of a Default Final Judgment against Greg BARDAKJIAN, in favor of PetVet Operating LLC., dba TFB Equine Case No. COCE-23-091301, Division 54, in the County Court of the 17th Judicial Circuit in and for Broward County, Florida, ordered on January 26, 2024, was received via e-mail from Attorney Mark Gunderson.</p> <p>Per said judgment, PetVet Operating LLC., dba TFB Equine shall recover from BARDAKJIAN the sum of \$1,227.33, in principle, filing fees of \$191.48, process serve fees of \$77.25 and attorney fees in the amount of \$1,200.00, making a total of \$2,696.06, which shall bear interest at the rate of 9.09% per year (EXHIBIT #1).</p>			
Related Case(s):			
Investigator / Date		Investigator Supervisor / Date	
		 Julio Minaya / June 27, 2024	
Chief of Investigations / Date			
 Bradford D. Jones / June 27, 2024			

CONTINUATION

A check of VERSA records reflect that Greg **BARDAKJIAN** obtained a 3-year Florida PMW Occupational License as an Individual Animal Owner on December 15, 2022. This license expires on June 30, 2025. A copy of his licensing information is attached as **EXHIBIT #2**.

In the letter from Gunderson dated June 27, 2024, he states that the original amount of \$1,227.33 is for veterinary services provided by his client at a Florida Pari-Mutuel facility where **BARDAKJIAN** stables his horses. Gunderson also provided copies of the Original Complaint and invoices related to his case. These documents are attached as **EXHIBITS #1 & 3**.

On June 27, 2024, an Enforcement Alert was placed on **BARDAKJIAN'S** 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: **BARDAKJIAN** 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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 3. Original Court Complaint & Invoices..... 1-4

 4. License Enforcement Alert..... 1-2

Julio Minaya

From: Mark Gunderson <mgunderson@mindspring.com>
Sent: Thursday, June 27, 2024 10:54 AM
To: Minaya, Julio
Cc: Trish Shelton
Subject: Complaint - Greg Bardakjian
Attachments: 2023_12_11 Complaint Bardakjian.pdf; 2024_06_27 Letter to FL Division PetVet Bardakjian1.pdf

[NOTICE] This message comes from a system outside of DBPR. Please exercise caution when clicking on links and/or providing sensitive information. If you have concerns, please contact your Knowledge Champion or the DBPR Helpdesk.

Julio,

Attached is my client's complaint to the Division of Pari-mutuel wagering against Greg Bardakjian and related relevant documents. Call with any questions.

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

*"Greed is a powerful motivator...
many people behave badly and dishonestly, creating serious hardships for others in order to enrich themselves"*
-Richard Bitner-

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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 – GREG BARDAKJIAN

June 27, 2024

Via Certified Mail – 9589 0710 5270 2111 2621 45

Via email - Julio.Minaya@myfloridalicense.com

Division of Pari-Mutuel Wagering
DBPR 0070 – Uniform Complaint Form
2601 Blairstone Rd.
Tallahassee, Florida 32399

Julio Minaya, Investigation Supervisor
Division of Pari-Mutuel Wagering
1400 West Commercial Boulevard, Suite 165
Fort Lauderdale, FL 33065

Re: PetVet Operating LLC dba TFB Equine v. Greg Bardakjian *aka Janavar Thoroughbreds*
17th Judicial Circuit - State of Florida – COCE 23091301 Division 54 - \$2,696.06

Gentlemen:

On January 26, 2024 my client, PetVet Operating LLC dba TFB Equine obtained a judgment¹ against Greg Bardakjian, a licensee, concerning veterinary services which my client provided at a Florida pari-mutuel facility where Mr. Bardakjian stabled his horses. Since obtaining that judgment, Mr. Bardakjian has failed to satisfy his obligation.

Florida laws state 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. Bardakjian holds a Pari-Mutuel Wagering Individual Occupational license issued by the State of Florida. Mr. Bardakjian 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. Bardakjian 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

Greg Bardakjian, 3325 Kashiwa St., Torrance, CA 90505
Stewards, Santa Anita Park, 285 W Huntington Dr, Arcadia, California, 91007

¹ Judgment attached.

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

CASE NO. COCE23091301 DIVISION: 54 JUDGE: Barner, Florence Taylor (54)

PetVet Operating LLC

Plaintiff(s) / Petitioner(s)

v.

Greg Bardakjian

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, GREG BARDAKJIAN is in default for failing to attend the pre-trial hearing set by this Court for January 16, 2024. Plaintiff, PETVET OPERATING, LLC dba TFB EQUINE, c/o Mark Gunderson, Esq., 2510 SW 18 Street, Fort Lauderdale, FL 33312, shall recover from Defendant, GREG BARDAKJIAN, 3325Kashiwa St., Torrance, CA 90505 the sum of \$1,227.33 in principal, filing fees of \$191.48, process server fees of \$77.25 and attorney fees in the amount of \$1,200.00, **making a total of \$2,696.06** which shall bear interest at the rate of 9.09% 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 30 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.

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 26th day of January, 2024.

 COCE23091301 01-26-2024 1:23 PM

COCE23091301 01-26-2024 1:23 PM
Hon. Florence Barner
COUNTY COURT JUDGE
Electronically Signed by Florence Barner

Copies Furnished To:

Mark Gunderson , E-mail : mgunderson@mindspring.com

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

SUBJECT OF COMPLAINT				
Last Name	First	Middle	Title	Suffix
BARDAKJIAN	GREG			
License Number (if known)				
7960416				
Company/Occupation				
HORSE/TRAINER OWNER				
MAILING ADDRESS				
Street Address or P.O. Box				
3325 KASHIWA STREET				
City		State	Zip Code (+4 optional)	
TORRENCE		CA	90505	
County (if Florida address)		Country		
CONTACT INFORMATION				
Primary Phone Number		Primary E-Mail Address		
310-993-0520		GBARDAKJIAN@GMAIL.COM		
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		

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

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: 6/27/2024

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[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

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

Logged in as: **jminaya**

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

License		<input type="checkbox"/> Licensee	
Fed Tax # [REDACTED]	Lic Type 1021 - PMW Professional Individual Occupational	Expires On 06/30/2025	<input type="checkbox"/> History
File # 48007	Name BARDAKJIAN, GREG	Extended To	<input type="checkbox"/> Notes
License # 7960416	Rank PIND - Professional Individual Occupational	Renewed On	<input type="checkbox"/> Notes History
Entity # 7960416	Lic Status Current		<input type="checkbox"/> Back
Address			
Street # 3325 Street KASHIWA STREET			
Line 2			
Line 3			
City TORRANCE	State CA	Zip 90505	
Routing			
Other			
1st License Date 12/15/2022	Rank Date 12/15/2022	Certificate #	
Method I-S-1024	Status Date 12/15/2022	Certificate Date	
Fee Exempt No	Birth Date [REDACTED]	Renewal Sent	
Select			
Action	<input type="text"/>		
Modifiers			
Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	01/27/2007	
I	TBRD - Thoroughbred	01/27/2007	
L	321 - Gulfstream Park	12/15/2022	
Y	3YR - 3 Year License	11/30/2022	
Alt Keys			
BEST LIC NBR 7960416			

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EXHIBIT #2
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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: **jminaya**

[VR Home](#) > [License Search](#) > [License Home](#) > **Basic Entity Data**

Basic Entity Data	List of Addresses	List of Names
--------------------------	-----------------------------------	-------------------------------

Lic Type	1021 - PMW Professional Individual Occupational	Entity #	7960416
Fed Tax #	██████████	ed Tax Type	SSN #
		Name	BARDAKJIAN, GREG
 Last Name	BARDAKJIAN	First	GREG
Title		Suffix	
Gender	M	Race	2 - White
Driver License #	C 6930481 CA	Birth Date	██████████
Mailing Address	<input checked="" type="checkbox"/> Private Address	Preferred Name	<input checked="" type="checkbox"/>
Street #	3325	Street	KASHIWA STREET
Line 2			
Line 3			
City	TORRANCE	County	Out of State
Zip	90505	State	California
		Country	United States
Routing			
Phone #	310-993-0520	Ext	
		E-Mail	
Insp Region		Receive Email	<input type="checkbox"/>
Updated	11/30/2022 14:14:40	By	jdye1

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EXHIBIT #2
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6/27/2024

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

PETVET OPERATING, LLC
dba TFB EQUINE
Plaintiff,

vs

GREG BARDAKJIAN
Defendant.

SMALL CLAIMS DIVISION

COMPLAINT

Plaintiff, PETVET OPERATING dba TFB EQUINE ("Plaintiff"), sues defendant, GREG BARDAKJIAN, ("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 \$1,227.33 that is due with interest since September 28, 2023, 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

Statement



PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 680-5886
Fax: (954) 680-5976
Office@tfbequine.com

Bardakjian, Greg
3325 Kashiwa Street
Torrance, CA 90505-4022

Date: Nov-30-23
Client #: 253393
Page: 1

Trainer: THOMAS, JONATHAN

\$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
Balance Forward						100.00
<i>*** PAYMENTS AND ADJUSTMENTS TO YOUR ACCOUNT ****</i>						
12/31/22	Interest					1.00
1/23/23	Payment - Check	3988				-1,250.00
1/31/23	Interest					2.50
2/28/23	Interest					2.50
3/31/23	Interest					4.08
4/30/23	Interest					6.54
5/31/23	Interest					6.74
6/30/23	Interest					4.77
6/30/23	Payment - Check	4018				-500.00
7/31/23	Interest					4.79
8/31/23	Interest					4.81
9/30/23	Interest					4.83
10/31/23	Interest					4.85
11/30/23	Interest					4.87
HARD MISSION 100.00%						
11/5/22	Lasix/Salix - AM EIPH Prevention	1	17	FL		25.00
11/7/22	Sucralfate Suspension - Gallon Compound	0.04	10	FL		13.24
11/8/22	EPM Serum Analysis	1	17	FL		276.00
11/8/22	CBC & Fibrinogen	1	17	FL		66.00
11/8/22	Chemistry Screen 19	1	17	FL		83.00
11/8/22	Thyroid-T4 Assay	1	17	FL		50.00
11/8/22	Multiplex Lyme Titer	1	17	FL		160.00
11/12/22	Video-Endoscopy Exam	1	17	FL		75.00

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](http://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
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Statement



PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 680-5886
Fax: (954) 680-5976
Office@tfbequine.com

Bardakjian, Greg
3325 Kashiwa Street
Torrance, CA 90505-4022

Date: Nov-30-23
Client #: 253393
Page: 2

Trainer: THOMAS, JONATHAN

\$

AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
11/12/22	Lasix/Salix - AM EIPH Prevention	1	17	FL		25.00
11/15/22	Adequan I.M. - 500 Mg.	1	17	FL		78.00
11/19/22	Sucralfate Suspension - Gallon Compound	0.19	17	FL		62.89
11/19/22	Lasix/Salix - AM EIPH Prevention	1	17	FL		25.00
11/19/22	Video-Endoscopy Exam	1	17	FL		75.00
11/21/22	Adequan I.M. - 500 Mg.	1	10	FL		78.00
11/25/22	Lasix/Salix - AM EIPH Prevention	1	17	FL		25.00
11/25/22	Video-Endoscopy Exam	1	17	FL		75.00
11/26/22	Gentamycin-3.0 gm (30ML)	1	17	FL		50.00
11/26/22	Acetylcysteine Injection	1	17	FL		35.00
11/27/22	Gentamycin-3.0 gm (30ML)	1	17	FL		50.00
11/27/22	Acetylcysteine Injection	1	17	FL		35.00
11/28/22	Gentamycin-3.0 gm (30ML)	1	17	FL		50.00
11/28/22	Acetylcysteine Injection	1	17	FL		35.00
11/29/22	Gentamycin-3.0 gm (30ML)	1	17	FL		50.00
11/29/22	Acetylcysteine Injection	1	17	FL		35.00
11/30/22	Ketoprofen	1	17	FL		42.00
11/30/22	ECP	1	17	FL		39.00
11/30/22	Adequan I.M. - 500 Mg.	1	17	FL		78.00
11/30/22	Gentamycin-3.0 gm (30ML)	1	17	FL		50.00
11/30/22	Acetylcysteine Injection	1	17	FL		35.00
12/1/22	Vitamin C	1	10	FL		39.00
12/1/22	Phenylbutazone Injection	1	10	FL		15.00
12/1/22	Enterolyte X 2 Via Stomach Tube	1	10	FL		55.00
12/1/22	L-Arginine	1	10	FL		31.00
12/2/22	Video-Endoscopy Exam	1	34	FL		75.00
12/5/22	Adequan I.M. - 500 Mg.	1	10	FL		78.00

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](http://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 #3

Exhibit A 3/3 Statement



PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 680-5886
Fax: (954) 680-5976
Office@tfbequine.com

Bardakjian, Greg
3325 Kashiwa Street
Torrance, CA 90505-4022

Date: Nov-30-23
Client #: 253393
Page: 3

Trainer: THOMAS, JONATHAN

\$ _____
AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
12/24/22	Lasix/Salix - AM EIPH Prevention	1	10	FL		25.00
12/24/22	Video-Endoscopy Exam	1	10	FL		75.00
1/1/23	Video-Endoscopy Exam	1	41	FL		80.00
1/3/23	Sucralfate Suspension - Gallon Compound	0.13	17	FL		45.63
1/4/23	Coggins	1	02	FL		65.00
1/17/23	Sucralfate Suspension - Gallon Compound	0.13	17	FL		45.63
1/22/23	Lasix/Salix - AM EIPH Prevention	1	17	FL		25.00
1/27/23	Video-Endoscopy Exam	1	17	FL		80.00
1/27/23	Lasix/Salix - AM EIPH Prevention	1	17	FL		25.00
1/29/23	Sucralfate Suspension - Gallon Compound	0.13	10	FL		45.63
2/6/23	Sucralfate Suspension - Gallon Compound	0.1	10	FL		35.10
2/6/23	Dantrolene Suspension 240 ml	0.026	10	FL		5.63
2/9/23	Video-Endoscopy Exam	1	41	FL		80.00
2/9/23	Banamine (Flunixin Meglumine) Injection	1	41	FL		31.00
2/9/23	Tranquilize - Acepromazine & Dormosedan	1	41	FL		41.50
2/12/23	Acepromazine Maleate Anh Oral Solution 250ml	0.026	10	FL		5.80
3/6/23	Flu-Vac Innovator EHV-4 Flu/Rhino Vaccine	1	17	FL		45.00
HARD MISSION Sub-Total					2,825.05	

Over 90 Days	Over 60 Days	Over 30 Days	Current	Total Amount
1,212.78	4.83	4.85	4.87	

PLEASE PAY THIS AMOUNT >>>>>>>>

1,227.33

Client #:253393

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 #4
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

**DIVISION OF PARI-MUTUEL WAGERING
LICENSE ACTION REQUEST FORM**

To: Licensing Administrator

From: Investigator Minaya

Date: June 27, 2024

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

License number and type: 7960416 - 1021

Last Name: BARDAKJIAN

First Name: GREG

DOB: [REDACTED]

SS#: [REDACTED]

Reason for Addition/Removal of Alert: **DO NOT LICENSE!** Unsatisfied Default Final Judgment pending against Greg Bardakjian, in favor of PetVet Operating LLC., DBA TFB Equine Case # COCE-23-091301, Division 54, in the Circuit Court of the 17th Judicial Court in Broward County, Florida, in the amount of \$2,696.06 plus 9.09% interest per year.

Responsible Party: Inv. Sup Minaya

Case Number: 2024 03 7000

Approved by: _____ Date _____

Added/Removed by:  _____ Date June 27, 2024

Revised 12/08

[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: **jminaya**

[VR Home](#) > [License Search](#) > [License Home](#) > **Maintain License Modifiers - BASE_CLONE**

Search Criteria	Results	Detail
---------------------------------	-------------------------	------------------------

Modifier Type **A - Alert**
 Modifier **ENFO - Enforcemt Alert**
 Effective **06/27/2024**
 Expires -
 Additional Info :
 Prompt
 Value

DO NOT LICENSE! Unsatisfied Default Final Judgment pending against Greg Bardakjian, in favor of PetVet Operating LLC., DBA TFB Equine

Notes **Case # COCE-23-091301, Division 54, in the Circuit Court of the 17th Judicial Court in Broward County, Florida, in the amount of \$2,696.06 plus 9.09% interest per year.**

Updated **06/27/2024 15:16:53**
 By **jminaya**

Notes History
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Cancel
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Add	Back
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EXHIBIT # 4
PAGE # 2

5. Discussion of request for waiver

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: David A. Monell, Jr.; Case No. 2024-039702
Date: August 21, 2024

Executive Summary

The Applicant, David A. Monell seeks a waiver of his disqualifying offense and issuance of a Pari-Mutuel Wagering General Individual Occupational License (the “Application”). The Applicant submitted a completed application for a Pari-Mutuel Wagering General Individual Occupational License. Upon review of the Application, it appears the Applicant has been convicted of felony offenses, in Marion County, Florida. A Division investigator conducted a waiver interview of the Applicant on July 22, 2024, and documented the waiver interview in a report submitted to the Commission for consideration.

Pertinent Facts

On May 10, 2024, the Applicant submitted an application for a Pari-Mutuel Wagering General Individual Occupational License to the Division. On this application, the Applicant answered “yes” to the question asking if he has been convicted of a disqualifying offense and included one misdemeanor offense. On June 10, 2024, the Applicant was issued a deficiency letter by the Division requesting that he provide information, court disposition records, and arrest reports regarding arrests in Marion County, Florida on July 7, 2000, and September 11, 2003. The Applicant submitted an updated application and request for waiver on June 14, 2024. Upon review of the completed Application, it appears that on February 21, 2001, the Applicant was convicted of the following felony offenses in Marion County, Florida:

- Forgery of a Traffic Citation;
- Forgery of a Traffic Citation; and
- Providing a False Name to a Law Enforcement Officer- Adversely Affecting Another.

The Applicant applied for a waiver from the statutory restrictions excluding applicants with disqualifying offenses. On July 22, 2024, Commission investigators conducted a waiver interview with the Applicant. The waiver interview is documented in a report included as Exhibit A.

These felony convictions are disqualifying offenses pursuant to section 550.105, Florida Statutes. Furthermore, the Commission may deny an application if the applicant has falsely sworn, in a signed oath or affirmation, to a material statement, including, but not limited to, the criminal history of the applicant or licensee.

Relevant Law

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

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

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

...the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

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

“[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital

offense, the restrictions excluding offenders may be waived by the commission.”

Furthermore, section 16.717, Florida Statutes, provides:

“[t]he commission may deny the application of, or suspend or revoke the license of, any person who submits an application for licensure upon which application the person has falsely sworn, in a signed oath or affirmation, to a material statement, including, but not limited to, the criminal history of the applicant or licensee. Additionally, the person is subject to any other penalties provided by law.

MONELL, DAVID A JR

Case # 2024039702

License Type: Pari-Mutuel General Individual LICENSE (1022)
Occupation: Security

Waiver Requested [] Yes [] No



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024039702 **Incident date:** 05/10/2024 **Status:** 106 - Sent to Directors office

Lic Type: 1022 **Disposition:**

Case Type: Complaint

Responsible: ltrombetta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI-MUTUEL WAGERING
 1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: MONELL, DAVID A JR
 2721 SE 7TH AVENUE, OCALA, FL 34471

Summary: 950 - OCALA BREEDERS' SALES COMPANY, INC

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	07/11/2024	A	79	440	Incoming Correspondence	cstubbs1	MONELL, DAVID A JR
	07/12/2024	A	10	15	Assigned to Investigator	lmoore	MONELL, DAVID A JR
	07/18/2024	A	10	50	Interview Respondent	lmoore	MONELL, DAVID A JR
	07/16/2024	A	79	435	Telephone	lmoore	MONELL, DAVID A JR
	08/03/2024	R		ltrombetta	TROMBETTA, LOUIS	charris	
	07/31/2024	R		charris	HARRIS, CYNTORIA	cstubbs1	
	07/31/2024	R		bjones	JONES, BRADFORD	bjones	

CH



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	07/12/2024	R		lmoore	ROUNDS, LEEANN	cstubbs1	
	07/12/2024	S	1022	20	Under Investigation	cstubbs1	
	07/31/2024	S	1022	165	Supervisor Review	bjones	
	07/12/2024	S	1022	10	Initial Review	cstubbs1	
	07/31/2024	S	1022	90	Closed	cstubbs1	
	08/03/2024	S	1022	106	Sent to Directors office	charris	
	07/31/2024	S	1022	104	Sent to Licensing Section	cstubbs1	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	MONELL, DAVID A JR

CA

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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Complaint Search Update	Change Recording License Type Mass Status Update	Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline
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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **cstubbs1**

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

Lic Type	1022 - Pari-Mutuel General Individual Occupational	Status	104 Sent to Licensing Section	Status Date	07/31/2024
Complaint #	2024039702	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent MONELL, DAVID A JR	Responsible	charris - HARRIS, CYNTORIA		Private Case

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

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	WALK - Walk-in	Priority	1	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input checked="" type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	05/10/2024	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	07/11/2024	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	07/12/2024	Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	950 - OCALA BREEDERS' SALES COMPANY, INC			<input type="checkbox"/>	Attachments		History
Updated	07/31/2024 14:03:22	By	cstubbs1	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
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ROUTING SLIP REQUEST FOR WAIVER

RE: MONELL, DAVID A. JR. – LIC # 14001586

Case No: 2024 03 9702

(APPLICANT'S NAME – LICENSE #)

1022 – Security
Inc.
Occupation Code and Job Title

950 - Ocala Breeders' Sales Company,
Facility (d/b/a name)

Waiver Referral Date:

JULY 11, 2024

(DATE)

Investigations Section: Reviewed by Bradford D. Jones 7/31/2024

(Initial & Date)

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

Licensing Section: Reviewed by: CH 08/03/2024
(Initial & Date)

(Initial & Date)

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

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

Investigative Findings:

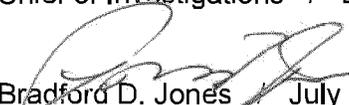
July 9, 2000

Daytona Beach Police Department, FL. – Forgery (2 counts) - Give False Name or Identity Having Adverse Effect – Felonies – Adjudication Withheld upon a plea of Nolo Contendere and Sentenced on February 21, 2001 to 2 years' Probation, 50 hours of Community Service and ordered to pay \$240.00 in fines, fees and court costs.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS
WAIVER INVESTIGATIVE REPORT**

Office: PMW	Region: CENTRAL	Date of Complaint: JULY 11, 2024	Case Number: 2024 03 9702
Respondent: MONELL, DAVID A. JR. 2721 SE 7TH AVENUE OCALA, FLORIDA 34471 Phone: (352) 895-6686		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 14001586 / 1022		Profession: Security	Report Date: JULY 22, 2024
Period of Investigation: JULY 12, 2024 – JULY 22, 2024		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon submission of David MONELL's State of Florida Pari-Mutuel Wagering Occupational License Application dated, May 10, 2024, and Waiver Request Form dated, June 14, 2024.</p> <p>On, May 10, 2024, MONELL applied for a PMW General Individual Occupational License (1022) to work as Simulcast Security Officer at Ocala Bets (Ocala Breeders' Sales Company, Inc.) On his application, he answered "Yes" to the question, on page 2 of the application, "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?" MONELL disclosed a 2013 Misdemeanor conviction for Possession of Marijuana in Marion County, Florida.</p> <p>On June 10, 2024, PMW Licensing sent MONELL a Deficiency Letter, requesting that he list the following arrest(s) on his application along with providing court disposition records and arrest reports:</p> <p align="center">Marion County, Florida – 07/07/2000, 09/11/2003</p> <p>On, June 14, 2024, MONELL submitted an amended application to include a February 21, 2001, Felony conviction in Marion County, Florida, for Forgery and a July 14, 2003 Misdemeanor conviction in Marion County, Florida, for Battery.</p>			
Related Case:			
Investigations Specialist II / Date <i>/s/ Lee Ann Rounds</i> Lee Ann Rounds / July 22, 2024		Approved by Investigator Supervisor / Date <i>/s/ C. Derek Washington</i> C. Derek Washington / July 29, 2024	
Chief of Investigations / Date  Bradford D. Jones / July 31, 2024			

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 07/09/2000		Arresting Agency: Daytona Beach Police Department, FL.			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1 Forgery	Felony	Nolo Contendere	Adjudication WH	02/21/2001	
2 Forgery	Felony	Nolo Contendere	Adjudication WH	02/21/2001	
3 Give False Name or Identity Having Adverse Effect	Felony	Nolo Contendere	Adjudication WH	02/21/2001	
4 Driving While License Suspended/Revoked 2 nd Offense	Misdemeanor	Nolo Contendere	Adjudication WH	02/21/2001	

SENTENCE
MONELL was sentenced to 2 years' probation for counts 1-3, and 1-year probation for count 4. Sentence concurrent with each count. 50 hours of community service and pay \$240.00 in fines, fees and court costs.

Additional Information: Completed probation successfully on 02/14/2003.

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1					
2					
3					
4					

SENTENCE
Additional Information:

CRIMINAL HISTORY

Arrest 3				
Date of Arrest:	Arresting Agency:			
OFFENSE				
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

Arrest 4				
Date of Arrest:	Arresting Agency:			
OFFENSE				
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

ADDITIONAL LICENSES

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

1. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments				

2. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

3. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

4. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: July 18, 2024	Location of Interview: Ocala, Florida Ocala Bets	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During the interview, **MONELL** explained that his 2000 felony arrest was due to him being young and making bad decisions. He admitted that his driver’s license was suspended at the time, but he chose to drive regardless. He was stopped for illegal tint and decided to present himself using his stepbrother’s name and signed the traffic tickets under that name.

MONELL also mentioned his arrest for Aggravated Battery with a Deadly Weapon in 2003, which was later reduced to Misdemeanor Battery. He explained that this incident occurred when he and a friend were in a car and a third person was told to get out but refused, so his friend picked up a tire iron and used it to threaten the third person until they got out of the car¹.

When asked about not listing all his offenses, he mentioned that since the requested criminal charges were over 20 years old, he did not realize they needed to be listed on his application.

MONELL stated he is seeking a gaming license to work in Simulcasting with the TOTE machines. He mentioned having experience with game machines, such as pinball and arcade games, from a previous out-of-town job that allowed for weekends at home. However, he has returned home in order to spend more time with his children, so he is looking to work locally.

Subsequent to the interview a search of the Comprehensive Case Information System (CCIS) was conducted to review **MONELL’s** criminal history. This search revealed multiple entries under **MONELL’s** name primarily for misdemeanor and traffic offenses. However, these records also show that **MONELL** has several cases in which there are currently unpaid fines. These cases include the Battery charge discussed during his waiver interview for which \$416.00 remains unpaid, a February, 2004 misdemeanor Cannabis Possession case for which \$520.50 remains unpaid, a July, 2000 traffic matter with a \$4,804.00 balance and a February, 2000 misdemeanor case with a \$3,162.00 balance making a total of \$8,902.50 yet to be paid (**EXHIBIT #5**).

¹ The Arrest Affidavit prepared at the time shows that **MORELL** was witnessed (and later admitted to) striking the victim several times and trying to push the victim out of a moving car (**EXHIBIT #6**).

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **MONELL (EXHIBIT #4)**.

Case Status: Case closed by Investigations and forwarded to Licensing.

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- I. INVESTIGATIVE REPORT COVERSHEET
- II. INVESTIGATIVE REPORT
- III. EXHIBITS
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FGCC PMW-3180 - Request for Waiver

FLORIDA GAMING CONTROL COMMISSION



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

TO: David Manell
Full Legal Name of Applicant

[Redacted]
Date of Birth

14001586
Individual/Org. Number

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

For Pari-Mutuel and Cardroom Applicants:

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

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



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

For Cardroom Applicants Only:

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

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

UNTIL YOU ARE LICENSED:

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

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.00, Florida Statutes, timeline requirement regarding the processing of this application.

David Manell
Signature of Applicant

06/14/23
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM FGCC PMW-3185 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

EXHIBIT #1
PAGE 2/6
Page 1 of 1

2024 MAY 17 PM 2:39

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

FLORIDA GAMING
CONTROL COMMISSION

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 [REDACTED]	Birth Date (MM/DD/YYYY) [REDACTED]	Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Last Name Manell	First David	Middle A	Suffix Jr.
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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used: _____			
Race/Ethnicity (optional) <input type="checkbox"/> Black or African American <input checked="" type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Current Mailing Address 2721 SE 7th Ave		Email Address (optional)	
City Ocala	State FL	Zip Code (+4 optional) 34471	Country, if other than USA
Primary Phone Number [REDACTED]		Secondary/Cell Phone Number (optional)	
Current Street Address 2721 SE 7th Ave			
City Ocala	State FL	Zip Code (+4 optional) 34471	Country, if other than USA
Type of Occupational License applying for: <input checked="" type="checkbox"/> General Individual <input type="checkbox"/> Professional Individual <input type="checkbox"/> Cardroom Employee		Facility where employed and/or doing business: Ocala Breeder Sales	
Occupation: simulcast security			
Does your position require access to the Cardroom? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Is this your first time applying for a racing/gaming license in Florida? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permit holder? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> 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	
		EXHIBIT #1 PAGE 3/6	
FOR DIVISION USE ONLY			
License Code 1022	License # 1A001586	File # 104434	App # 204003
Association Code 950	Date Received 5/10/2024	Entered By [Signature]	License Year 27
License Fee 15	FP Date 5/8/2024	FP Fee 3725	Total Fee 5225
<input type="checkbox"/> Off-Temp	<input type="checkbox"/> Waiver Requested	<input type="checkbox"/> ARCI	<input checked="" type="checkbox"/> Enforcement
			<input type="checkbox"/> Minor

1020 OPEN

FLORIDA GAMING CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

Yes
 No Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes
 No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions listed must be submitted with this application and you must list the details in the section provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
2/21/2001	Marion	FL	Forgery	Felony	probation
7/14/2003	Marion	FL	Battery	Misdemeanor	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:

Made Bad choice when I was young. Forged about thru they were very long ago. In sorry, I appreciate your consideration

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. 183, 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]
Signature of Applicant

6/14/24
Date

SIGN & DATE



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

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[License Search](#) |
 [Entity Search](#) |
 [Modify License Standing](#) |
 [Maintain License CE Control](#)

Domain **100 - Division of Pari-Mutuel Wagering**

Logged in as: **Imoore**

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

License Fed Tax # [REDACTED] Lic Type 1022 - PMW General Individual Occupational Expires On File # 104434 Name Monell, David A Jr Extended To License # Rank Renewed On Entity # 14001586 Lic Status Applicant		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back								
Address Street # 2721 Street SE 7TH AVENUE Line 2 Line 3 City OCALA State FL Zip 34471 Routing										
Other 1st License Date Rank Date Certificate # Method -- Status Date Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent										
Select Action <input type="text"/>										
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.			
Type	Modifier	Effective Date	Additional Info							
No items found.										
Alt Keys BEST LIC NBR										

[Get Adobe Reader.](#)

EXHIBIT #1
PAGE 6/6

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

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

Logged in as: **charris**

08/03/2024

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

<p>License</p> <p>Fed Tax # [REDACTED] Lic Type 1022 - PMW General Individual Occupational Expires On</p> <p>File # 104434 Name Monell, David A Jr Extended To</p> <p>License # Rank Renewed On</p> <p>Entity # 14001586 Lic Status Applicant</p>		<p>Licensee</p> <p>History</p> <p><input type="checkbox"/> Notes</p> <p>Notes History</p> <p>Back</p>								
<p>Address</p> <p>Street # 2721 Street SE 7TH AVENUE</p> <p>Line 2</p> <p>Line 3</p> <p>City OCALA State FL Zip 34471</p> <p>Routing</p>		<p>*New Applicant</p> <p>*No previous License</p> <p>*No Temp Issued</p> <p>*No ARCI Findings</p> <p>*CCIS findings</p> <p>*No additional enforcement cases.</p>								
<p>Other</p> <p>1st License Date Rank Date Certificate #</p> <p>Method - - Status Date Certificate Date</p> <p>Fee Exempt No Birth Date [REDACTED] Renewal Sent</p>										
<p>Select</p> <p>Action <input type="text"/>  </p>										
<p>Modifiers</p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.			
Type	Modifier	Effective Date	Additional Info							
No items found.										
<p>Alt Keys</p> <p>BEST LIC NBR</p>										

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Licensing Administrator Review of Occupational License

MONELL, DAVID A JR - 14001586

2024039702

(Applicant's Name- License #)

Case No:

INITIAL APPLICATION RECEIVED:	5/10/2024
Application Deemed Complete:	6/18/2024
If no Request for Waiver received, 90-Day Deadline:	9/16/2024

Waiver Requested: No Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)

TL
Application Processor

950 - Ocala Breeders
Facility (d/b/a name)

1022 - Simulcast Security
Occupation Code / Job Title/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review

Conviction

- Did the application accurately reflect the Criminal History Record initially? Yes No
- Was a deficiency letter issued to request information related to the offense(s)? Yes No
- Felony(s): ___ Count(s) Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking
- Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)
- Animal Cruelty (Pari-Mutuel Professions)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
02/21/2001	Marion Couty, FL	Charge 1 - Forgery Charge 2 - Forgery Charge 3 - Give False Name or Identity Having Adverse Effect Charge 4 - DWLSR, 2 nd offense	F	422000CF002388CFAXXX	Adjudication Withheld
09/11/2003	Marion Couty, FL	Charge 1 - Aggravated Battery with Deadly Weapon	F	422003CF003340CFAXXX	Reduced to Battery (misdemeanor) Adjudicated Guilty

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business.

Is the individual applicant related to a business? Yes No If yes, complete sections below.

Business License Number: Business Name:

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes No

Date Deficiency Letter Issued: Initials:

Comments:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes No Approval

Forward to Investigations Legal Commission Initials: CH Date: 07/11/24

Comments:



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: MONELL
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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CH 08/03/2024



MARION COUNTY

GREGORY C. HARRELL, ESQ.
CLERK OF THE CIRCUIT COURT AND COMPTROLLER



Cynthia.Harris@jcc

Expand All

Case Number	Filed Date	Disposition Date	County	Case Type	Status	Contested
422003CF003340CFAXXX [03CF003340AX]	09/08/2003	02/25/2004	MARION	FELONY	DELINQ-REPORTED	No

Charge Seq #	Description	Date	Phase	Trial
1	BATTERY	02/25/2004	Court:Adjudicated Guilty	No Trial

Date	Action	Statute / Text
Offense: 07/14/2003	Trial: No Trial	Traffic Disposition: Guilty
Initial: 07/14/2003	Charged	784.045.1A2 / AGGRAVATED BATTERY WITH DEADLY WEAPON
Prosecutor: 09/08/2003	Filed	784.045.1A2 / AGGRAVATED BATTERY WITH DEADLY WEAPON
Court: 02/25/2004	Adjudicated Guilty	784.03.1A1 / BATTERY

Party Name	Party Type	Attorney	Bar ID
EDDY, DAVID BRENT	JUDGE		
EDDY, DAVID BRENT	JUDGE AT DISPOSITION		
MONELL, DAVID ANTHONY JR Search This Party	DEFENDANT		88888888
PRITCHETT, ANNETTE M	CHARGING OFFICER		
MARSHALL, MICHAEL FRANCIS	CHARGING OFFICER		

Dockets

Page: 1 10

Image	Doc #	Action Date	Description	Pages
		05/07/2017	CONVERTED DOCUMENT IMAGES	1
		05/07/2017	CONVERTED DOCUMENT IMAGES	1
		05/07/2017	CONVERTED DOCUMENT IMAGES	1
		05/07/2017	CONVERTED DOCUMENT IMAGES	1
		05/07/2017	CONVERTED DOCUMENT IMAGES	1
		05/07/2017	CONVERTED DOCUMENT IMAGES	1
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		05/07/2017	CONVERTED DOCUMENT IMAGES	1
		05/07/2017	CONVERTED DOCUMENT IMAGES	1
		05/07/2017	CONVERTED DOCUMENT IMAGES	1

- Judge Assignment History
- Court Events
- Sentences
- Financial Summary
- Reopen History



MARION COUNTY

GREGORY C. HARRELL, ESQ.
CLERK OF THE CIRCUIT COURT AND COMPTROLLER



FLORIDA'S CLERKS OF COURT AND COMPTROLLERS

ccis COMPREHENSIVE CASE INFORMATION SYSTEM

Bring You

Cynthia.Harris@gcc...

Expand All

Case Number	Filed Date	Disposition Date	County	Case Type	Status	Contested
422000CF002388CFAXXX [00CF002388AX]	07/07/2000	02/21/2001	MARION	FELONY	CLOSED	No

Charge Seq #	Description	Date	Phase	Trial
1	FORGERY	02/21/2001	Court-Adjudication Withheld	No Trial
	Date	Action	Statute / Text	
Offense:	06/04/2000	Trial: No Trial	Traffic Disposition: Not Guilty	
Initial:	06/04/2000	Charged	831.01 / FORGERY	
Prosecutor:	07/21/2000	Filed	831.01 / FORGERY	
Court:	02/21/2001	Adjudication Withheld	831.01 / FORGERY	
2	FORGERY	02/21/2001	Court-Adjudication Withheld	No Trial
	Date	Action	Statute / Text	
Offense:	06/04/2000	Trial: No Trial	Traffic Disposition: Not Guilty	
Initial:	06/04/2000	Charged	831.01 / FORGERY	
Prosecutor:	07/21/2000	Filed	831.01 / FORGERY	
Court:	02/21/2001	Adjudication Withheld	831.01 / FORGERY	
3	GIVE FALSE NAME OR IDENTITY HAVING ADVERSE EFFECT	02/21/2001	Court-Adjudication Withheld	No Trial
	Date	Action	Statute / Text	
Offense:	06/04/2000	Trial: No Trial	Traffic Disposition: Not Guilty	
Initial:	06/04/2000	Charged	901.36.2 / GIVE FALSE NAME OR IDENTITY HAVING ADVERSE EFFECT	
Prosecutor:	07/21/2000	Filed	901.36.2 / GIVE FALSE NAME OR IDENTITY HAVING ADVERSE EFFECT	
Court:	02/21/2001	Adjudication Withheld	901.36.2 / GIVE FALSE NAME OR IDENTITY HAVING ADVERSE EFFECT	
4	DRIVE WHILE LICENSE SUSPENDED REVOKED ETC 2ND OFFE	02/21/2001	Court-Adjudication Withheld	No Trial
	Date	Action	Statute / Text	
Offense:	06/04/2000	Trial: No Trial	Traffic Disposition: Not Guilty	
Citation Issued:	06/04/2000	Citation Number: 4182AAR		
Initial:	06/04/2000	Charged	322.34.2B / DRIVE WHILE LICENSE SUSPENDED REVOKED ETC 2ND OFFE	
Prosecutor:	07/21/2000	Filed	322.34.2B / DRIVE WHILE LICENSE SUSPENDED REVOKED ETC 2ND OFFE	
Court:	02/21/2001	Adjudication Withheld	322.34.2B / DRIVE WHILE LICENSE SUSPENDED REVOKED ETC 2ND OFFE	

Party Name	Party Type	Attorney	Bar ID
EDDY, DAVID BRENT	JUDGE		
EDDY, DAVID BRENT	JUDGE AT DISPOSITION		
MONELL, DAVID ANTHONY JR Search This Party	DEFENDANT		88888888

Dockets

Page: 1 10

Image	Doc #	Action Date	Description	Pages
	111	06/14/2024	Payment received: \$6.00 Receipt Number XX 967916	
	110	06/14/2024	Assessment 2101402 assessed at sum \$6.00	
	109	06/14/2024	IMAGED DOCUMENTS	85
	108	02/17/2003	CORRESPONDENCE OR MEMORANDUM FILED BY DOC	
	93	02/14/2003	SNT: FELONY SURCHARGE Waived Amount Updated on 02-14-2003 to be as follows:	
	94	02/14/2003	SNT: FELONY SURCHARGE Count: 1-1	
	95	02/14/2003	SNT: FELONY SURCHARGE Waived Amount: _	
	90	02/14/2003	SNT: FELONY SURCHARGE Suspend Amount Updated on 02-14-2003 to be as follows:	
	91	02/14/2003	SNT: FELONY SURCHARGE Count: 1-1	
	92	02/14/2003	SNT: FELONY SURCHARGE Suspended Amount: _	

- Judge Assignment History
- Court Events
- Sentences
- Financial Summary
- Reopen History

ARREST AFFIDAVIT/FIRST APPEARANCE FORM

OCALA POLICE DEPARTMENT

B00-10091
A-50388
5-00-26565

OBTS # 4201027901 Agency ORI # FL 042 0100

Court Case Number: 00-2388-CFMA X Felony Misdemeanor County or Municipal Ordinance Agency Case Number: 0-00-019402

Defendant's Name: Last MONELL First DAVID Middle Anthony DOB [REDACTED] SEX M RACE W HGT 5'8" WGT 135 HAIR B/LK EYES BRN

Mailing Address: St./P.O. Box 2721 SE 7th AVE Scars-Marks-Tattoos-Amputations (describe each) NONE

City Ocala State FL Zip 34471 Phone: Res. [REDACTED] Place of Birth Philadelphia, PA Alias: N/A

City [REDACTED] State [REDACTED] Zip [REDACTED] Place of Employment: Street unemployed City [REDACTED] State [REDACTED] Zip [REDACTED] Occupation [REDACTED] Social Security No. [REDACTED]

City [REDACTED] State [REDACTED] Zip [REDACTED] Phone: Bus. () N/A Occupation N/A Social Security No. [REDACTED]

Driver Lic. No.: [REDACTED] Veh. towed by N/A Hold on Vehicle Yes No Arrest Suffix 01

State: FLORIDA Agency: Arrest Date: Mo 07 Day 09 Year 06 Arrest Time: 0118 Arrest Location: 2000 B/LK OF EAST SR 40

U.S. Citizen N U Residences Type: 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 K. Dispense/Distribute N. N/A Type: A. Amphetamine B. Barbiturate C. Cocaine P. Heroin H. Hallucinogen M. Marijuana O. Opium/Deriv S. Synthetic U. Unknown P. Paraphernalia/Equipment U. Unknown 2. Other N. N/A

Table with columns: Description, Counts, Activity, Type, NCIC, CIS, Statute, Bond Amount, In Accordance to Bond Schedule. Rows include FORGERY, FALSE NAME TO L.E.O., DWLS.

Indication of: Alcohol Influence Y N Unk Drug Influence Y N Unk Weapon Seized/Type [REDACTED] 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 07-09-00 Time Booked 0300 AM/PM Booking Officer 1513 Fingerprinted By: 1513 Photographed By: 1513 Bin Number

Advised of Rights By: B. Pous 1513 Check for Warrant(s) NCIC FCIC Local Holds Yes No Agency of Hold:

Attorney (if known) None Religion J Pr C Other Marital Status S M D Sep Telephone call logged Time AM PM # () Allowed

Next of Kin/PARENTS OF JUVENILE Relation Address Phone (for emergency) Mother [REDACTED] [REDACTED]

Bond Date 10/15/00 Returnable Court/Date Returnable Court Time AM/PM Release Date / / Release Time AM/PM Releasing Officer

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: EXHIBIT #2 PAGE 1/29

Defendant Name: Last **Monell** First **David** Middle **A.**

Date of Birth

PROBABLE CAUSE AFFIDAVIT:

(specify probable cause for each charge)

Before Me, the undersigned authority personally appeared J.E. Pitman who being duly sworn, alleges, on information and belief, that on the 6th day of June, 2000, in Marion County, Florida, the defendant did

Knowingly and unlawfully forge a public record, namely (2) Florida uniform traffic citations, with the intent to defraud another person in violation of F.S. 831.01 and in doing so did give a false name to a law enforcement officer after being lawfully detained which adversely affected the person whose name was given in violation of F.S. 901.36(2) after operating a motor vehicle on the city streets of Ocala, FL with a suspended FL driver license in violation of F.S. 322.34.

On 06-04-00, I initiated a traffic stop on a 1996 silver Honda 2dr bearing FL tag [redacted] at S. Magnolia Ave. and Ft. King St. ref. improper sunscreen material. I made contact with the driver, a w/m, who could not produce a driver license and who identified himself as [redacted]. I issued the driver a citation for the improper equipment, citation #4669-AAR and a citation for failure to carry or exhibit a D/L, citation #4670-AAR. I then had the driver give his right thumbprint to the back of each citation, for identification purposes, on the reverse side of page #1 in the space provided.

On 06-27-00, [redacted] reported to O.P.D. that his ex-stepbrother, w/m David A. Monell Jr. notified him that he had used [redacted] name on 2 traffic citations and that he (Monell) would give Brooks money to pay for the citations.

On 06-28-00, [redacted] responded to the Clerk of the Court's office and filed a false identification affidavit reference said citations. On 06-30-00, I received a copy of the false identification affidavit and written O.P.D. narrative containing [redacted] statement.

On 07-06-00, I responded to the Clerk of the Court's office and acquired the original top copy of both citations which contained the original thumbprint and placed them into O.P.D. evidence for latent print comparison to print card # [redacted] of David Monell ([redacted]) O.P.D. latent print examiner, Renee D'croche-Morgandi, advised that the prints on the citations are a positive match to the print card of the defendant, Monell.

I believe that probable cause exists for the arrest of the defendant for the charges listed above.

SWORN to and SUBSCRIBED before me this 7th day of JULY 2000

AFFIANT

Racheal A. Smith



Ocala Police Department

ARRESTING AGENCY

Notary Public - Certified Officer
(circle one)

Affidavit Continuation

Defendant Name: Last First Middle

MONELL DAVID A.

Date of Birth

00-019402

FIRST APPEARANCE FINDINGS & ORDERS

Based upon the foregoing Affidavit and/or Sworn Testimony of the undersigned finds and determines:

- As to charges(s) that there was at the time of arrest and is probable cause to believe the 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 charges(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 Chief of Police having custody is directed to forthwith release defendant from custody on defendant's own recognizance, subject to defendant appearing at all subsequent court proceedings upon proper notice.
As to charges(s) that it is hereby Ordered and Adjudged the matter of probable cause is hereby continued until the next First Appearance 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 appearance 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 family, or his/her friends, and 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 ORDERED 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.

DETERMINATION OF SOLVENCY

The undersigned determines that the Defendant is solvent, is not indigent within the meaning of Rule 3.111 (b) (4) FRCP and is not entitled to the services of the Office of the Public Defender.

ORDER OF INDIGENCY AND APPOINTMENT OF PUBLIC DEFENDER

The above named Defendant appearing in Open Court, and the said Defendant having filed in this Court his Affidavit of Indigency; and testimony having been taken before this Court, and the Court being otherwise fully advised in the premises, it is thereupon:

ORDERED AND ADJUDGED as follows:

- That the Defendant be, and he/she is hereby declared to be indigent within the meaning of Rule 3.111(b)(4) of the Florida Rules of Criminal Procedure; and
That the office of the Public Defender for the Fifth Judicial Circuit in and for County, Florida or a private counsel, is hereby appointed to represent said Defendant in the above styled cause and in any other controversy pending between the State of Florida and the said Defendant.

DONE AND ORDERED this day of 19, at County, Florida

JUDGE

DEFENDANT'S OATHS & AGREEMENTS

OATH OF INDIGENCY

The above named Defendant personally appeared before me and, being duly sworn, states:

- I am the Defendant above named and desire the assistance of counsel in these proceedings.
I represent to the court, under penalty of perjury, that I am without money or means with which to employ a lawyer. I have no assets which could be converted to cash, mortgaged or pledged to raise sufficient funds to employ a lawyer.
Pursuant to Section 27.56, Florida Statutes, I understand that in the event I am found guilty of a criminal act, I may be civilly liable for Court costs and a reasonable attorney's fee incurred in my defense. I further understand that I shall have the opportunity to be heard and offer objections to the determination of the value of the services of the Public Defender or appointed private counsel, and costs, at the time of the final disposition of my case.

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 hereby 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 19, at o'clock, M, and at such other times as the Court may order, and also agree to notify the Clerk of the Court, in writing, of my new address should I move from the address below.

DATED: 19 SWORN TO AND SUBSCRIBED BEFORE ME THIS DAY OF 19

Defendant

Address

Deputy Clerk/Judge

WARRANT

TO ARREST

00-2388-CFMAX

STATE OF FLORIDA

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, MARION COUNTY, STATE OF FLORIDA.

VS.

DAVID ANTHONY MONELL

RE: I FORGERY (F3); II FALSE NAME TO LAW ENFORCEMENT OFFICER ADVERSELY AFFECTING ANOTHER (F3); III DRIVING WHILE LICENSE SUSPENDED OR REVOKED (M2)

RACE: W SEX: M DOB: [REDACTED]

AGENCY NUMBER: 000-19402

IN THE NAME OF THE STATE OF FLORIDA, TO ALL AND SINGULAR THE SHERIFFS OF FLORIDA, SPECIAL AGENTS OF THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT AND FLORIDA STATE ATTORNEYS INVESTIGATORS:

WHEREAS, J E PITMAN, has made oath before me that on or about the 4TH day of JUNE, 2000, that in the County and State aforesaid, one DAVID ANTHONY MONELL

COUNT I

did knowingly and intentionally forge a public record or a certificate, return or attestation of any clerk or register of a court, public register, notary public, town clerk or any public officer, in relation to a matter wherein such certificate, return or attestation may be received as legal proof, in violation of Florida Statute 831.01;

COUNT II

did knowingly and intentionally, while being lawfully detained to-wit: A VALID TRAFFIC STOP, give a false name to a law enforcement officer to-wit: JAMES PITMAN, AN OFFICER WITH THE OCALA POLICE DEPARTMENT and in doing so adversely affected [REDACTED] in violation of Florida Statute 901.36;

COUNT III

did, knowing HIS driver's license or driving privilege had been canceled, suspended or revoked, drive a motor vehicle upon the highways of this state while such license or privilege was canceled, suspended or revoked, in violation of Florida Statute 322.34(2)(a);

The offense(s) set forth in the foregoing Warrant is/are contrary to the Statute in such cases made and provided, and against the peace and dignity of the State of Florida. Attached hereto and made a part hereof by incorporation is Affidavit executed by J E PITMAN, Affiant herein.

THESE ARE, THEREFORE, to command you to arrest the said DAVID ANTHONY MONELL and bring him before me to be dealt with according to law.

THE UNDERSIGNED HEREBY ENDORSES BAIL IN THE AMOUNT OF \$ 4250.00 AND DOES/DOES NOT AUTHORIZE MODIFICATIONS OF THIS BAIL BY THE JUDGE PRESIDING AT FIRST APPEARANCE

Given under my hand and seal this 7th day of July, 2000.

[Signature]
CIRCUIT JUDGE

FILED
JUL 10 AM 10:30
CLERK OF CIRCUIT COURT
MARION COUNTY, FL

SERVED

Medell Sr., David Anthony

July 09 2000
MONTH DAY YEAR

TIME: 0250 AM PM

H. EDWARD DEAN, SHERIFF
MARION COUNTY, FLORIDA

[Signature]
DEPUTY SHERIFF

* ATTENTION *
* IMMEDIATELY UPON SERVICE OF *
* THIS WARRANT, PLEASE NOTIFY *
* OF THE *
* PHONE-(352) *

[X] STATE WILL EXTRADITE, Enter NCIC

STATE WILL NOT EXTRADITE, Enter FCIC only

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA

CRIMINAL DIVISION

 Probation Violator

 Community Control Violator

 Retrial

 Resentence

STATE OF FLORIDA

vs.

Case Number 00-2388-CF-A-X

DAVID ANTHONY MONELL

Defendant

JUDGMENT

The Defendant, DAVID ANTHONY MONELL, being personally before this Court represented by Eugene H. Johnson, the attorney of record, and the State represented by Robert W. Hodges, and said Defendant having entered a plea of nolo contendere to the following crime(s)

OBTS Numbers 4201027901			
Count	Crime	Offense Statute Number(s)	Degree
I, II	Forgery of a Traffic Citation	831.01	F3
III	Providing False Name to a Law Enforcement Officer Adversely Affecting Another	901.36	F3
IV	Driving While License Suspended (One or More Prior Offense)	322.34(2)(b)	Misd.

XX and good cause being shown, it is ordered that ADJUDICATION OF GUILT BE WITHHELD.

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA

CRIMINAL DIVISION

STATE OF FLORIDA

vs.

Case Number 00-2388-CF-A-X

DAVID ANTHONY MONELL

2721 SE 7th Avenue

Ocala, Florida 34471

Defendant

CHARGES/COSTS/FEES

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

XX \$40.00 pursuant to Section 27.52, Florida Statutes (Public Defender Application Fee).

Mandatory Costs in All Cases:

XX \$3.00 as a court cost pursuant to Section 938.01, Florida Statutes (Criminal Justice Clearing Trust Fund).

XX \$50.00 pursuant to Section 938.03, Florida Statutes (Crimes Compensation Trust Fund).

XX \$200.00 pursuant to Section 938.05, Florida Statutes (Local Government Criminal Justice Trust Fund).

Mandatory Costs Authorized by Local Government Entities:

XX \$2.00 as a court cost pursuant to Section 938.15, Florida Statutes (Criminal Justice Education for Local Government).

XX \$3.00 as a court cost pursuant to Section 938.19, Florida Statutes, and Marion County Ordinance 96-24 (Teen Court).

DONE AND ORDERED in open court at Ocala, Marion County, Florida, on February 21, 2001.



DAVID B. EDDY
Circuit Judge

SENTENCE

(As to Count I, II, III)

The Defendant being personally before this Court, accompanied by the Defendant's attorney of record, Eugene H. Johnson, 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:

- XX The Defendant pay a fine of \$200.00 pursuant to Section 775.083, Florida Statutes, plus \$10.00 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.

- XX The Defendant is placed on probation for a period of 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.

SENTENCE

(As to Count IV)

The Defendant being personally before this Court, accompanied by the Defendant's attorney of record, Eugene H. Johnson, 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:

XX The Defendant is placed on probation for a period of 1 year under the supervision of the Department of Corrections according to the terms and conditions of supervision set forth in a separate order entered herein.

SPECIAL PROVISIONS

(As to Count(s) I - IV)

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

Mandatory/Minimum Provisions:

Other Provisions

Jail Credit

XX

It is further ordered that the defendant shall be allowed a total of *(number not addressed)* days as credit for time incarcerated before imposition of this sentence.

Other Provisions, continued:

Consecutive/Concurrent As To Other Counts

XX It is further ordered that the sentence imposed for all count(s) shall run concurrent.

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 that the defendant is to perform 50 hours of community service.

DONE AND ORDERED in open court at Ocala, Marion County, Florida, on February 21, 2001.

David B. Eddy

DAVID B. EDDY
Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by U.S. Mail/hand delivery to the Office of the State Attorney, 19 NW Pine Avenue, Ocala, FL 34475-6620, Eugene H. Johnson, Office of the Public Defender, 204 NW 3rd Avenue, Ocala, FL 34475-6634, on 4/10, 2001.

Choumto

Deputy Clerk

STATE OF FLORIDA

vs.

CASE NUMBER 00-002388-CF-M-A-X

MONELL, DAVID ANTHONY JR

11/16/2000

CHANGE OF PLEA HRG

- 001 FORGERY (FT)
- 002 FORGERY (FT)
- 003 GIVE FALSE NAME OR IDENTITY HAVING ADVERSE EFFECT OI
- 004 DRIVE WHILE LICENSE SUSPENDED REVOKED ETC 2ND OFFEN

PROBATION VIOLATION

COMMUNITY CONTROL VIOLATION

0000019402

ARREST DATE 07/09/2000

M.C.S.O. AGENCY NO. 38020965

JUDGE EDDY DAVID B STATE ATTY

DEFENSE ATTY E. JOHNSON

DEFENDANT PRESENT DEFENDANT NOT PRESENT ISSUE CAPIAS BOND

PRIOR BOND ESTREATURE SET ASIDE APPLY CASH BOND FOR FINE/COST ESTREAT BOND

ADJUDGED INDIGENT - PUBLIC DEFENDER APPOINTED WAIVED COUNSEL EMPLOYED COUNSEL

CASE SCHEDULED FOR: JURY TRIAL NON-JURY TRIAL VOP HEARING OTHER

CASE CONTINUED AT REQUEST OF: Def TO: S/C

PLEA: PREVIOUS PLEA WITHDRAWN PLEA ACCEPTED

GUILTY NOLO CONTENDERE NOT GUILTY ADMITS VIOLATION TERMINATE SUPERVISION

GUILTY OF LESSER INCLUDED OFFENSE OF

ADJUDICATED GUILTY ADJUDICATION OF GUILT WITHHELD DEFENDANT NOT GUILTY

ANNOUNCEMENT OF NO INFORMATION NOLLE PROSEQUI P.S.I. ORDERED P.D.R. ORDERED

TRIAL BY JURY - VERDICT TRIAL BY COURT - VERDICT

SENTENCE:

DEFENDANT REMANDED TO CUSTODY CREDIT TIME SERVED SERVE DAYS MARION COUNTY JAIL

SERVE DEPARTMENT OF CORRECTIONS JAIL SENTENCE TO COMMENCE

PLACED ON YEARS PROBATION DRUG OFFENDER PLACED ON SALVATION ARMY PROBATION

PLACED ON COMMUNITY CONTROL SENTENCE CONCURRENT WITH

SENTENCE/ PROBATION TO RUN CONSECUTIVELY WITH HOURS COMMUNITY SERVICE

ALCOHOL SAFETY EDUCATION COURSE VICTIM IMPACT PANEL AS DIRECTED BATTERY INTERVENTION PROGRAM

RESTITUTION TO VICTIM(S) COURT RETAINS JURISDICTION FOR RESTITUTION NO CONSUMPTION OR POSSESSION OF ALCOHOL

VEHICLE IMPOUNDED DAYS DRIVERS LICENSE SUSPENDED/REVOKED

NO CONTACT WITH WAIVE COST OF SUPERVISION SAME TERMS AND CONDITIONS

\$ PUBLIC DEFENDER LIEN PUBLIC DEFENDER APPLICATION FEE

PAY FINE AND COURT COSTS PAY STATE ATTY CHECK DIVERSION FUND

FDLE DRUG FUND COUNTY DRUG FUND COST OF INVESTIGATION

MONETARY OBLIGATIONS-LIEN OF RECORD OTHER:

MOTIONS: GRANTED DENIED

Computer 5

EXHIBIT #2
PAGE 12/29

COPY TO PROBATION

AMENDED COPY TO PROBATION

BY

E. Johnson 246

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

VS.

CASE NUMBER 00-002388-CF-M-A-X

MONELL, DAVID ANTHONY JR

07/24/2000

ARRAIGNMENT

001 FORGERY (FT)

002 GIVE FALSE NAME OR IDENTITY HAVING ADVERSE EFFECT ON

003 DRIVING WHILE LICENSE SUSPENDED REVOKED CANCEL (MS)

PROBATION VIOLATION

COMMUNITY CONTROL VIOLATION

0000019402

ARREST DATE

M.C.S.O. AGENCY NO.

JUDGE

EDDY DAVID B

STATE ATTY

Sullivan

DEFENSE ATTY

Johnsu

DEFENDANT PRESENT

DEFENDANT NOT PRESENT

ISSUE CAPIAS

BOND

PRIOR BOND ESTREATURE SET ASIDE

APPLY CASH BOND FOR FINE/COST

ESTREAT BOND

ADJUDGED INDIGENT - PUBLIC DEFENDER APPOINTED

WAIVED COUNSEL

EMPLOYED COUNSEL

CASE SCHEDULED FOR: JURY TRIAL

NON-JURY TRIAL

VOP HEARING

OTHER

CASE CONTINUED AT REQUEST OF:

TO:

PLEA:

PREVIOUS PLEA WITHDRAWN

PLEA ACCEPTED

GUILTY

NOLO CONTENDERE

NOT GUILTY

ADMITS VIOLATION

TERMINATE SUPERVISION

GUILTY OF LESSER INCLUDED OFFENSE OF

ADJUDICATED GUILTY

ADJUDICATION OF GUILT WITHHELD

DEFENDANT NOT GUILTY

ANNOUNCEMENT OF NO INFORMATION

NOLLE PROSEQUI

P.S.I. ORDERED

P.D.R. ORDERED

TRIAL BY JURY - VERDICT

TRIAL BY COURT - VERDICT

SENTENCE:

DEFENDANT REMANDED TO CUSTODY

CREDIT TIME SERVED

SERVE

DAYS MARION COUNTY JAIL

SERVE

DEPARTMENT OF CORRECTIONS

JAIL SENTENCE TO COMMENCE

PLACED ON

YEARS PROBATION

DRUG OFFENDER

PLACED ON

SALVATION ARMY PROBATION

PLACED ON

COMMUNITY CONTROL

SENTENCE CONCURRENT WITH

SENTENCE/ PROBATION TO RUN CONSECUTIVELY WITH

HOURS COMMUNITY SERVICE

ALCOHOL SAFETY EDUCATION COURSE

VICTIM IMPACT PANEL AS DIRECTED

BATTERY INTERVENTION PROGRAM

RESTITUTION TO VICTIM(S)

COURT RETAINS JURISDICTION FOR RESTITUTION

NO CONSUMPTION OR POSSESSION OF ALCOHOL

VEHICLE IMPOUNDED

DAYS

DRIVERS LICENSE SUSPENDED/REVOKED

NO CONTACT WITH

WAIVE COST OF SUPERVISION

SAME TERMS AND CONDITIONS

\$ PUBLIC DEFENDER LIEN

PUBLIC DEFENDER APPLICATION FEE

PAY

FINE AND COURT COSTS

PAY

STATE ATTY CHECK DIVERSION FUND

FDLE DRUG FUND

COUNTY DRUG FUND

COST OF INVESTIGATION

MONETARY OBLIGATIONS-LIEN OF RECORD

OTHER:

MOTIONS:

GRANTED

DENIED

COPY TO PROBATION

38

AMENDED COPY TO PROBATION

EXHIBIT #2

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247

BY

IN THE CIRCUIT COURT of Fifth Judicial Circuit of the State of Florida, in and for Marion County in the year of Our Lord, two thousand.

THE STATE OF FLORIDA

CASE NO. 00-2388-CF-A-X

vs

INFORMATION FOR:

DAVID ANTHONY MONELL

I,II FORGERY OF TRAFFIC CITATION (F3); PROVIDING FALSE NAME TO LAW ENFORCEMENT OFFICER ADVERSELY AFFECTING ANOTHER (F3); IV DRIVING WHILE LICENSE SUSPENDED (1 OR MORE PRIOR OFFENSE - 1st DEGREE)

FILED
00 JUL 21 PM 12:36
CLERK OF CIRCUIT COURT

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: DAVID ANTHONY MONELL (R/S: W/M, DOB: [REDACTED] SS#: NA) in the County of Marion and State of Florida, on the 4th day of June in the year of Our Lord, two thousand:

COUNT I

did knowingly and intentionally make, alter, forge, or counterfeit a public record, or a certificate, return or attestation of any clerk or register of a court or any public officer, in relation to a matter wherein such certificate, return or attestation may be received as legal proof, or a bond or writing obligatory, to-wit: traffic citation #4669-AAR, with the intent to defraud any person, in violation of Florida Statute 831.01;

COUNT II

did knowingly and intentionally make, alter, forge, or counterfeit a public record, or a certificate, return or attestation of any clerk or register of a court or any public officer, in relation to a matter wherein such certificate, return or attestation may be received as legal proof, or a bond or writing obligatory, to-wit: traffic citation #4670-AAR, with the intent to defraud any person, in violation of Florida Statute 831.01;

COUNT III

and the Assistant State Attorney upon his oath aforesaid, further information makes that DAVID ANTHONY MONELL in the County of Marion, and the State of Florida, on the 4th day of June, 2000, in the County and State aforesaid did knowingly and intentionally, while being lawfully detained, to-wit: a valid traffic stop, give a false name to a law enforcement officer, to-wit: JAMES PITTMAN, a Patrol Officer with the OCALA POLICE DEPARTMENT, Ocala, Florida, and in doing so adversely affected [REDACTED], in violation of Florida Statute 901.36

COUNT IV

and the Assistant State Attorney upon his oath aforesaid, further information makes that DAVID ANTHONY MONELL in the County of Marion, and the State of Florida, on the 4th day of June, 2000, in the County and State aforesaid did, knowing his driver's license or driving privilege had been canceled, suspended or revoked, drive a motor vehicle upon the highways of this State while such license of privilege was canceled, suspended or revoked, having previously been convicted of the offense(s) of Driving While License Canceled, Suspended or Revoked on 02/01/00, in violation of Florida Statute 322.34(2)(b);

EXHIBIT #2
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PAGE 2
STATE OF FLORIDA
VS
DAVID ANTHONY MONELL
00-2388-CF-A-X

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.

Rebecca A. Walker for

ROBERT HODGES, Assistant to BRAD KING
State Attorney, Fifth Judicial Circuit of Florida
Florida Bar No. 0857165

Sworn to and subscribed before me this 21st day of July, 2000.

Wanda L. Chatman
Affiant Personally Known to Notary Public



Wanda L. Chatman
MY COMMISSION # 00588259 EXPIRES
October 19, 2000
BONDED THRU TROY FAIN INSURANCE, INC.

Presented and filed in the CIRCUIT Court this 21 day of July, 2000.

DAVID R ELLSPERMANN
CLERK OF CIRCUIT COURT

BY: S. Chambers D.C.



FLORIDA
DEPARTMENT of
CORRECTIONS

FILED

05 FEB 17 PM 4:39

Governor
JEB BUSH

An Equal Opportunity Employer

W. H. CLEVERMAN
CLERK CIRCUIT COURT
MARION COUNTY, FL

Secretary
JAMES V. CROSBY, JR.

2601 Blair Stone Road • Tallahassee, FL 32399-2500

<http://www.dc.state.fl.us>

February 14, 2003

To: Clerk of the Court

Re: David Monell DC # U11726
Case # 00-2388 CFMAX

Modification of Probation was approved by Honorable David B. Eddy, allowing the defendant to purchase the remainder of the Community Service hours, ordered by the court at the rate of \$6.00 per hour. The defendant purchased 28 hours at \$6.00 per hour, total amount paid \$168.00.

Simon Ponder
Correctional Probation Senior Officer
Ocala East Probation & Parole

EXHIBIT #2
PAGE 16/29

Please direct your response or questions to the address and telephone number below.

Ocala East Probation & Parole, Region II
24 N.E. 1st Street, Ocala, Florida 34470-6660 Telephone (352) 732-1215
Fax (352) 732-1720

Officer Simon Ponder
Office Location 050 - Ocala East
Judge/Division David B. Eddy/X

FILED

DEC 30 AM 11:02

STATE OF FLORIDA

In the Circuit Court

VS

CLERK OF COURT
CLERK CIRCUIT COURT Marion County, Florida
MARION COUNTY, FL

Monell, David A.
Defendant

DC No. U11726
Docket/UC No. 00-2388-CF-M-AX

ORDER OF MODIFICATION OF PROBATION

THIS CAUSE was considered on a request to modify the terms of Probation which was ordered on 2/21/01 by Circuit Judge David Eddy for a term of two (2) years, in accordance with Florida Law. Having given due consideration, Probation is modified in accordance with Section 948.03 Florida Statutes, in the following manner:

Defendant may purchase the remainder of the Community Service hours that were ordered by the court at a rate of \$6.00 per hour.

It is further ORDERED that the clerk of court file this order in the official records and provide certified copies to the officer for use in compliance with the requirements of the law.

DONE AND ORDERED ON December 26, 2002.

David B. Eddy
David B. Eddy
Circuit Court Judge

A certified copy of this order was delivered to the Probationer on _____

Officer

EXHIBIT #2
PAGE 17/29

Officer Simon Ponder
Office Location 050 - Ocala East
Judge/Division David B. Eddy/X

FILED

DEC 16 PM 4:40

STATE OF FLORIDA

In the Circuit Court

VS

CLERK OF CIRCUIT COURT
MARION COUNTY, FLORIDA

Monell, David A.
Defendant

DC No. U11726
Docket/UC No. 00-2388-CF-M-AX

ORDER OF MODIFICATION OF PROBATION

THIS CAUSE was considered on a request to modify the terms of Probation which was ordered on 2/21/01 by Circuit Judge David Eddy for a term of two (2) years, in accordance with Florida Law. Having given due consideration, Probation is modified in accordance with Section 948.03 Florida Statutes, in the following manner:

Defendant may purchase the remainder of the Community Service hours that were ordered by the court at a rate of \$6.00 per hour.

It is further ORDERED that the clerk of court file this order in the official records and provide certified copies to the officer for use in compliance with the requirements of the law.

DONE AND ORDERED ON

December 11, 2002.

David B. Eddy

David B. Eddy
Circuit Court Judge

A certified copy of this order was delivered to the Probationer on _____

Officer

EXHIBIT #2
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Original: Court
Copy: DC Offender File

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.-

In the Circuit Court
Of Marion County, Florida
Case No. 00-2388 CFMAX

David A. Monell, Jr.
Defendant

FILED
01 MAR 23 AM 11:34
DAVID L. BERNHANN
CLERK OF CIRCUIT COURT
MARION COUNTY, FL

This cause coming on this day to be heard before me, and you, the defendant David A. Monell, Jr., 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: Cts I & II Forgery ct. III Give False Name

OR Identity Having Adverse Effect ct. IV DWLS/R 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 (2) years on Cts. I, II & III * 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. ct. IV one (1) year probation, each ct. Coc.

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 21 day of February 2001.

EFFECTIVE DATE:

David B. Eddy
JUDGE DBE

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me.

Date: _____ Probationer: _____

Instructed by: _____

3-23-01
VM 44

EXHIBIT #2
PAGE 19/29
DCJ-900A
Rev 2/15
computer 20

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."
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. If convicted of offenses as defined in F.S. 943.325, you will submit two (2) blood specimens at your own expense as directed by your supervising Officer.

II. COMMUNITY CONTROL CONDITIONS

14. 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.
15. You will maintain an hourly accounting of all your activities on a daily log which you will submit to your supervising Officer upon request.
16. You will participate in self-improvement programs as determined by the Court, or your supervising Officer.
17. 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.
18. You will pay to the State of Florida, for cost of Electronic Monitoring, \$1.00 per day.
19. 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

20. 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.
21. You will enter and successfully complete Non-secure or inpatient drug treatment if deemed appropriate by your Drug Offender Probation Officer.
22. At least monthly, you will personally report to your Drug Offender Probation Officer as directed.
23. 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.

24. 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.
25. 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.
26. Active participation in a 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.
27. 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.

EXHIBIT #2
PAGE 20/29

IV. Sex Offender Supervision (Standard for all sex offenders Continued)

28. 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.
29. 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.
30. 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.
31. A requirement that the probationer or community controllee must submit two specimens of blood to the Florida Department of Law Enforcement to be registered with the DNA data bank.
32. 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.
33. 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.

34. 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.
35. Maintenance of a driving log and a prohibition against driving a motor vehicle alone without the prior approval of the supervising officer.
36. 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.
37. 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.
38. Other: _____

V. TREATMENT PROGRAMS

- 39. 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
- 40. 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.
- 41. 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.
- 42. You will enter and complete a Domestic Violence Program, through TASC, or other approved agency.
- 43. You will enter and complete Anger Management through TASC, or other approved agency.
- 44. "Any offender participating in residential drug treatment with Phoenix House or the Ocala Community Service Center may apply community service hours towards their fines and court costs at the rate of \$5.00 per hour worked."
- 45. You will enter and successfully complete the Batterer's Intervention Program.
- 46. OTHER: _____

VI. SPECIAL CONDITIONS APPLICABLE TO ALL SUPERVISION TYPES

- 47. 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.
- 48. You will enter and successfully complete the Life Skills/Self Improvement Programs as directed by the Court or your supervising Officer.
- 49. You will enter and successfully complete the Probation and 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.
- 50. You will have no contact with the victim or victim's family, directly or indirectly.
- 51. You will submit in writing a letter of apology to the victim(s).
- 52. 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.
- 53. You will attend and successfully complete DUI School/Advance DUI School.
- 54. Your Driver's License is Suspended Revoked for _____ days, _____ months, _____ years.
- 55. You will attend, and successfully complete a Driver's Education Course.
- 56. You will forfeit weapon(s) seized in this case.
- 57. You will not maintain a checking account.
- 58. You will complete a Bad Check Program.
- 59. You shall attend an HIV/AIDS Awareness Program consisting of a class of not less than two (2) hours or more than four (4) hours in length, the cost of which shall be paid by the offender. (F.S. 948.03(1)(n)).
- 60. You will perform 50 hours of Community Service.
- 61. You will enter and successfully complete the Victim Impact Panel.
- 62. You will enter and successfully complete the Alcohol Safety Education Course.
- 63. OTHER: _____

EXHIBIT #2
PAGE 21/29

Misdemeanor Case

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT, IN AND FOR MARION COUNTY, FLORIDA

STATE OF FLORIDA

VS.

CASE NUMBER 00-002388-CF-M-A-X

MONELL, DAVID ANTHONY JR

02/21/2001

CHANGE OF PLEA HRC

001 FORGERY (FT)

002 FORGERY (FT)

003 GIVE FALSE NAME OR IDENTITY HAVING ADVERSE EFFECT OI

004 DRIVE WHILE LICENSE SUSPENDED REVOKED ETC 2ND OFFEN

PROBATION VIOLATION

COMMUNITY CONTROL VIOLATION

ARREST DATE

07/09/2000

M.C.S.O. AGENCY NO.

50026563

0000019402

JUDGE EDDY DAVID B

STATE ATTY

Hodges

DEFENSE ATTY

Johnson

DEFENDANT PRESENT

DEFENDANT NOT PRESENT

ISSUE CAPIAS

BOND

PRIOR BOND ESTREATURE SET ASIDE

APPLY CASH BOND FOR FINE/COST

ESTREAT BOND

ADJUDGED INDIGENT - PUBLIC DEFENDER APPOINTED

WAIVED COUNSEL

EMPLOYED COUNSEL

CASE SCHEDULED FOR: JURY TRIAL

NON-JURY TRIAL

VOP HEARING

OTHER

CASE CONTINUED AT REQUEST OF:

TO:

PLEA:

PREVIOUS PLEA WITHDRAWN

PLEA ACCEPTED

GUILTY

NOLO CONTENDERE

NOT GUILTY

ADMITS VIOLATION

TERMINATE SUPERVISION

GUILTY OF LESSER INCLUDED OFFENSE OF

ADJUDICATED GUILTY

ADJUDICATION OF GUILT WITHHELD

DEFENDANT NOT GUILTY

ANNOUNCEMENT OF NO INFORMATION

NOLLE PROSEQUI

P.S.I. ORDERED

P.D.R. ORDERED

TRIAL BY JURY - VERDICT

TRIAL BY COURT - VERDICT

SENTENCE:

DEFENDANT REMANDED TO CUSTODY

CREDIT TIME SERVED

SERVE

DAYS MARION COUNTY JAIL

SERVE

DEPARTMENT OF CORRECTIONS

JAIL SENTENCE TO COMMENCE

PLACED ON

2 YEARS PROBATION

DRUG OFFENDER

PLACED ON

SALVATION ARMY PROBATION

PLACED ON

COMMUNITY CONTROL

SENTENCE CONCURRENT WITH

each count

SENTENCE/ PROBATION TO RUN CONSECUTIVELY WITH

150

HOURS COMMUNITY SERVICE

ALCOHOL SAFETY EDUCATION COURSE

VICTIM IMPACT PANEL AS DIRECTED

BATTERY INTERVENTION PROGRAM

RESTITUTION TO VICTIM(S)

COURT RETAINS JURISDICTION FOR RESTITUTION

NO CONSUMPTION OR POSSESSION OF ALCOHOL

VEHICLE IMPOUNDED

DAYS

DRIVERS LICENSE SUSPENDED/REVOKED

NO CONTACT WITH

WAIVE COST OF SUPERVISION

SAME TERMS AND CONDITIONS

\$

PUBLIC DEFENDER LIEN

1440.00

PUBLIC DEFENDER APPLICATION FEE

PAY

\$200.00

FINE AND COURT COSTS

PAY

STATE ATTY CHECK DIVERSION FUND

FDLE DRUG FUND

COUNTY DRUG FUND

COST OF INVESTIGATION

MONETARY OBLIGATIONS LIEN OF RECORD

OTHER:

MOTIONS:

GRANTED

DENIED

68774929 21

COPY TO PROBATION

AMENDED COPY TO PROBATION

49

BY

Whornt

EXHIBIT #2
PAGE 24/29

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**FLORIDA
DEPARTMENT of
CORRECTIONS**

FILED

06 FEB 17 PM 4:39

Governor
JEB BUSH

Secretary
JAMES V. CROSBY, JR.

An Equal Opportunity Employer

2601 Blair Stone Road • Tallahassee, FL 32399-2500

WYDOLLE E. SPERHANN
CLERK CIRCUIT COURT
HARION COUNTY, FL

<http://www.dc.state.fl.us>

February 14, 2003

To: Clerk of the Court

Re: David Monell DC # U11726
Case # 00-2388 CFMAX

Modification of Probation was approved by Honorable David B. Eddy, allowing the defendant to purchase the remainder of the Community Service hours, ordered by the court at the rate of \$6.00 per hour. The defendant purchased 28 hours at \$6.00 per hour, total amount paid \$168.00.

Simon Ponder
Correctional Probation Senior Officer
Ocala East Probation & Parole

Please direct your response or questions to the address and telephone number below.

Ocala East Probation & Parole, Region II
24 N.E. 1st Street, Ocala, Florida 34470-6660 Telephone (352) 732-1215
Fax (352) 732-1720

EXHIBIT #2
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computer 20
- 259

**CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA**

STATE OF FLORIDA

vs.

DAVID ANTHONY MONELL

Case Number: 42-2003-CF-003340-AXOX-YK

Reserved for Official Use Only

COURT MINUTES - STATUS CONFERENCE

Judge: DAVID B EDDY
State Attorney: DAVID W PORTER
Defense Attorney: STEPHEN GENE MURTY

Arrest Date: 07/14/2003
Disposition Date: 02/25/2004

Charge: AGGRAVATED BATTERY WITH DEADLY WEAPON

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 lesser included offense of BATTERY. (Statute: 784.03; Type: Misdemeanor; Degree: 1st Degree)

Disposition

The Defendant was adjudicated Guilty.

FINES

The Defendant is hereby ordered to pay the following amounts: *(COP)

Count	Amount	Description	Category
1	\$100.00	FINE-MM	Fine
	\$5.00	SURCHARGE 5%-MM	Surcharge
	\$108.00	COURT COSTS-MM	Court Cost
	\$20.00	SURCHARGE 2-MM	Surcharge
	\$201.00	DOM VIOL SURCHARGE	Court Cost
Subtotal:	\$434.00		

Total for all counts above: \$434.00

SENTENCE

Probation (Items marked with *(COP) are Conditions of Probation)

The Court places you on supervised probation for a period of 12 months.

Under the supervision of the Florida State Department of Corrections.

Defendant must make restitution to victim(s) Joint and several with co-defendant *(COP)

Defendant cannot have any contact with victim(s) or co-defendant *(COP)

Testify truthfully in co-defendant's case *(COP)

Cost of supervision fees reduced to \$25.00 per month *(COP)

Self Improvement Programs

Anger Management Course *(COP) 10 week Anger Management Course

Alternative Community Service

The Court hereby orders you to perform Community Service for a period of 40 hours. *(COP)

DONE AND ORDERED this 25th day of February, 2004.

Defendant's Signature

2721 SE 7 AVE
OCALA, FL

Mailing Address



L. Laurie, Deputy Clerk

DAVID B EDDY, Circuit Judge

**CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR MARION COUNTY, FLORIDA**

STATE OF FLORIDA

vs.

DAVID ANTHONY MONELL

Case Number: 42-2003-CF-003340-AXXX-XX

Reserved for Official Use Only

COURT MINUTES - VOP/VOCC HEARING

Judge: **DAVID B EDDY**
 State Attorney: **JERRY WAYNE BURFORD**
 Defense Attorney: **WANDA LYNETTE CHATMAN (Public Defender)**
 Arrest Date: 09/11/2003 S0327272 S0327272
 10/03/2004 S04055173 S04055173

Disposition Date: 12/01/2004

Count 1 70403 BATTERY

CASE ACTIVITY

Presence

The Defendant was present.

Disposition

The Defendant was adjudicated Guilty.

Violation of Probation/Community Control

The Defendant admitted violating the condition(s) of Probation/Community Control.

FINES

The Defendant is hereby ordered to pay the following amounts:

Count	Amount	Description	Category	
1	\$40.00	PUB DEF APP FEE 651	Other	Pay by 03/31/2005
1	\$100.00	FINE-MM	Fine	Pay by 03/31/2005
1	\$5.00	SURCHARGE 5%-MM	Surcharge	Pay by 03/31/2005
1	\$108.00	COURT COSTS-MM	Court Cost	Pay by 03/31/2005
1	\$20.00	SURCHARGE 2-MM	Surcharge	Pay by 03/31/2005
1	\$201.00	DOM VIOL SURCHARGE	Surcharge	Pay by 03/31/2005
Subtotal:		\$474.00		

Total for all counts above: \$474.00

Fines/costs are lien of record.

Financial Obligations will be turned over to a collection agency within 120 days

All previously imposed costs are included in this order

SENTENCE

Jail (Items marked with *(COS) are Conditions of Suspension)

You are ordered to serve 200 days in the Marion County Jail.

Credit for 99 days time served.

The defendant is in custody.

Confinement to run concurrently with the current sentence the defendant is serving.

Probation (Items marked with *(COP) are Conditions of Probation)

Previous probation is revoked and terminated.

DONE AND ORDERED this 1st day of December, 2004.

Defendant's Signature

2721 SE 7 AVENUE
OCALA, FL 34471

Mailing Address

R. Leslie, Deputy Clerk

DAVID B EDDY, Circuit Judge



Licensees

Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: %David Monell, Jr.%
Middle Name: %%David Monell, Jr.%%
Last Name: %%David Monell, Jr.%%
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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[Licensees](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)



Florida Gaming Control Commission

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

June 10, 2024

Mr. David A Monell Jr
2721 Southeast 7th Avenue
Ocala, Florida 34471

RE: Application No. 204003, Entity 14001586
1022 - PMW General Individual Occupational

Dear Mr. Monell:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 3 of the application. If you have ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. Please initial and date any changes made to your application.

You must list the information on your application and provide the court disposition records and arrest reports for the following charges:

- Marion County, FL - 07/07/2000, 09/11/2003

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 850.488.3211.

If you fail to provide the Florida Gaming Control Commission with a complete application by 10/08/2024, 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.

DIVISION OF PARI-MUTUEL WAGERING
4070 ESPLANADE WAY, SUITE 250
TALLAHASSEE, FL 32399
FLGAMING.GOV

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions, please call 850.488.3211.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

TL
Operations Analyst II

EXHIBIT #3
PAGE 3/3

SUPPLEMENTAL INFORMATION
RECEIVED 08/16/24

Glenda Ricks

From: David Monell <[REDACTED]>
Sent: Friday, August 16, 2024 12:01 PM
To: Glenda Ricks; [REDACTED]
Subject: FW: CASE BALANCE LETTER FOR DAVID MONELL

You don't often get email from davidmonelljr@hotmail.com. [Learn why this is important](#)

This is the all cases with outstanding balances for 20+ years ago with updated figures.

A payment plan has been arranged and put in place for all these case's remaing balnces and case# 2000-CF-5897A which I will include all documentation on 1st payment arrangement and amended on with all cases.

TY enjoy your day,

David Monell

Sent via the Samsung Galaxy S23 Ultra 5G, an AT&T 5G smartphone

----- Original message -----

From: Heidi Hustosky <[REDACTED]>
Date: 8/16/24 10:55 AM (GMT-05:00)
To: [REDACTED]
Subject: CASE BALANCE LETTER

Good Morning,

Re: State v David Monell
Case No(s) 99-MM-6269, 99-MM-6394, 03-CF-3340, 04-MM-8441

Our office received your request for a letter with a breakdown of court costs and fines in the above referenced cases. Please see below for information regarding your request. Please be advised that this is not a letter on our office letterhead, as per your conversation with the clerk in our office on August 15, 2024, you decided to not receive a letter. This is the information you are requesting in writing.

99-MM-6269 - \$248.00

99-MM-6394 - \$358.00

03-CF-3340 - \$449.38

04-MM-8441 - \$487.50

Please do not hesitate to contact our office if we can be of further assistance.



Heidi Hustosky
Clerk, Criminal Division

[REDACTED]
Office of Gregory C. Harrell

Marion County Clerk of Court and Comptroller
PO Box 1030, Ocala FL 34478-1030
352-671-5604 | www.marioncountyclerk.org
"Here to serve and protect the public trust"

RECEIVED
8/16/24
gkls

RECEIVED
8/16/24
GRCS

Glenda Ricks

From: David Monell <[REDACTED]>
Sent: Friday, August 16, 2024 12:04 PM
To: Glenda Ricks; [REDACTED]
Subject: FW: CONTRACTS AS REQUESTED
Attachments: MONELL JR.pdf; MONELL JR-2.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

You don't often get email from davidmonelljr@hotmail.com. [Learn why this is important](#)

attached are copies of both payment arrangements.

The 1st one was amended to the second one. The second one has all cases with updated figures combined of all cases with outstanding balances.

TY, have a great day

David Monell

Sent via the Samsung Galaxy S23 Ultra 5G, an AT&T 5G smartphone

----- Original message -----

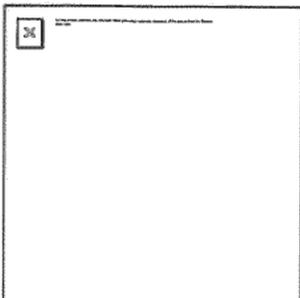
From: PaymentPlans <PaymentPlans@marioncountyclerk.org>
Date: 8/16/24 11:38 AM (GMT-05:00)
To: [REDACTED]
Subject: CONTRACTS AS REQUESTED

Good Morning,

Per our discussion, here's the two contracts that was set up on 08/09/24 & 08/16/24.

Have a great day,

Tabitha D



PaymentPlans@marioncountyclerk.org
Office of Gregory C. Harrell
Marion County Clerk of Court and Comptroller
PO Box 1030, Ocala FL 34478-1030
352-671-5604 | www.marioncountyclerk.org
"Here to serve and protect the public trust"

RECEIVED
8/16/24
sticks



Gregory C. Harrell
Clerk of Court and Comptroller
Payment Plan Agreement Request Form

MCCC - CRIMINAL
AUG 16 '24 AM 11:22

Full Name: DAVID A MONELL JR Date of Birth: [REDACTED]

Case Number(s) 1999-MM-6269A, 1999-MM-6397A, 2000-CT-5897A, 2003-CF-3340A,
2004-MM-8441A. **AMENDED**

Address: 2721 SE 7TH AVE

City: OCALA State FL Zip Code 34471

Mobile/Cell #: [REDACTED] Email: N/A

I understand that I must keep my contact information updated with the Clerk's Office. By signing and submitting this application, you consent to receive electronic notifications, if and when such electronic service becomes available.

Financial Information	
I attest/confirm/swear that the information provided on this application is true and accurate to the best of my knowledge and belief.	
My net income \$ <u>1200.00</u>	(select only one) <input type="checkbox"/> weekly <input checked="" type="checkbox"/> bi-weekly <input type="checkbox"/> monthly <input type="checkbox"/> annually.
Or	
I have the ability to pay at a rate of \$50.00 per month or higher per case(s). Please indicate such amount here:	
\$ <u>0.00</u>	

I am requesting to establish a payment plan agreement for the above-listed citation(s) or case(s). A payment schedule will be created as referenced below and provided to me. I understand that the monthly payment will be due until paid in full. I agree to pay the lesser of 10 percent of the total financial obligation or \$100.00 as a down payment today.

I further understand that failure to comply with the payment plan will cause a default of the agreement, which may result in a notification being sent to the Department of Highway Safety and Motor Vehicles to suspend my driver's license and prohibit me from renewing my vehicle registration. Additionally, the case will be referred to a collection agency for further processing with an additional collection agency fee of up to 40% of the amount due. When the case is referred to a collection agency, this amount will be added to the balance. In addition, in certain cases, a civil lien fee may be added to the original fine.

Once approved, the Clerk will notify you of the terms and instructions for making your payment. I understand the Clerk charges a \$25 one-time payment plan fee. I also understand that MyFloridaCounty.com charges a fee of 3.5% per payment when making payments by credit card. This agreement will not be in effect until your first payment or down payment has been received and processed. Please contact our office at PaymentPlans@Marioncountyclerk.org or www.marioncountyclerk.org if you have any questions.

Failure to keep the plan current may result in a suspended driver's license, the inability to renew a vehicle registration and additional fees added to the original fine.

Signature: David Monell Date: 8/16/24

THIS SECTION IS TO BE COMPLETED BY THE CLERK'S OFFICE - PAYMENT PLAN AGREEMENT	
Balance of fines, filing fees, service charges & Court Costs Owed \$ <u>2,174.88</u>	
Applicable late/D6 fees \$ <u>0.00</u>	Partial Payment Setup Fee \$ <u>25.00</u>
The first payment of \$ <u>49.80</u> will be due on <u>08/16/2024</u> . The subsequent payments of \$ <u>52.00</u>	
will start on <u>09/10/2024</u> and be due on the <u>10TH</u> day of the month until paid in full.	

RECEIVED
8/16/24
S. Hicks



Gregory C. Harrell
Clerk of Court and Comptroller
Payment Plan Agreement Request Form

MCCC - CRIMINAL
AUG 9 '24 PM 3:20

Full Name: DAVID A MONELL JR Date of Birth: [REDACTED]

Case Number(s) 2000-CT-5897A

Address: 2721 SE 7TH AVE

City: OCALA State FL Zip Code 34471

Mobile/Cell #: [REDACTED] Email: N/A

I understand that I must keep my contact information updated with the Clerk's Office. By signing and submitting this application, you consent to receive electronic notifications, if and when such electronic service becomes available.

Financial Information

I attest/confirm/swear that the information provided on this application is true and accurate to the best of my knowledge and belief.

My net income \$ 1200.00 (select only one) weekly bi-weekly monthly annually.

Or

I have the ability to pay at a rate of \$50.00 per month or higher per case(s). Please indicate such amount here:

\$ 0.00

I am requesting to establish a payment plan agreement for the above-listed citation(s) or case(s). A payment schedule will be created as referenced below and provided to me. I understand that the monthly payment will be due until paid in full. I agree to pay the lesser of 10 percent of the total financial obligation or \$100.00 as a down payment today.

I further understand that failure to comply with the payment plan will cause a default of the agreement, which may result in a notification being sent to the Department of Highway Safety and Motor Vehicles to suspend my driver's license and prohibit me from renewing my vehicle registration. Additionally, the case will be referred to a collection agency for further processing with an additional collection agency fee of up to 40% of the amount due. When the case is referred to a collection agency, this amount will be added to the balance. In addition, in certain cases, a civil lien fee may be added to the original fine.

Once approved, the Clerk will notify you of the terms and instructions for making your payment. I understand the Clerk charges a \$25 one-time payment plan fee. I also understand that MyFloridaCounty.com charges a fee of 3.5% per payment when making payments by credit card. This agreement will not be in effect until your first payment or down payment has been received and processed. Please contact our office at PaymentPlans@Marioncountyclerk.org or www.marioncountyclerk.org if you have any questions.

Failure to keep the plan current may result in a suspended driver's license, the inability to renew a vehicle registration and additional fees added to the original fine.

Signature: [Signature] Date: 8/9/24

THIS SECTION IS TO BE COMPLETED BY THE CLERK'S OFFICE - PAYMENT PLAN AGREEMENT

Balance of fines, filing fees, service charges & Court Costs Owed \$ 703.00
Applicable late/D6 fees \$ 4.00 Partial Payment Setup Fee \$ 25.00. The first payment of \$ 100.00 will be due on 08/09/2024. The subsequent payments of \$ 52.00 will start on 09/10/2024 and be due on the 10TH day of the month until paid in full.

6. Discussion of license denials

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: Edward Jung Wong, Case No. 2024-046235
Date: August 21, 2024

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to deny the application of Edward Jung Wong (the “Applicant”) for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License (the “Application”). The Applicant submitted a completed application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License on June 18, 2024. Upon review of the Application, it appears Applicant has been convicted of a felony offense, in Broward County. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On May 14, 2024, the Applicant submitted an application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License to the Division. On June 12, 2024, the Applicant was issued a deficiency letter by the Division requesting that he provide a list all his convictions, specifically requesting information related to an arrest out of Broward County, Florida from September 12, 2007. On June 18, 2024, the Applicant submitted a completed application. Upon review of the completed Application, it appears that on July 27, 1999, the Applicant was convicted of the following felony offense in Broward County, Florida:

- Possession of Cocaine

This felony conviction is a disqualifying offense pursuant to sections 550.105(5)(b), 551.107(6)(a), and 849.086(6)(g), Florida Statutes.

Relevant Law

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

. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United

States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“ . . .the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 849.086(6)(g), Florida Statutes, provides that:

[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.

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

...the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any

occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Staff Recommendation: Therefore, Florida Gaming Control Commission may deny the Application or declare the Applicant ineligible for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License upon a finding of a disqualifying offense pursuant to sections 550.105, 551.107, and 849.086(6)(g). Accordingly, the Division of Pari-Mutuel Wagering recommends that the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial to Edward Jung Wong in this matter.

WONG, EDWARD JUNG

Case # 2024046235

License Type: Slot Machine/Cardroom/Pari-Mutuel Individual Combination (1055)
Occupation: Dealer

90-day Deadline: 09/22/24



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024046235 **Incident date:** 05/14/2024 **Status:** 116 - Sent to Legal
Lic Type: 1055 **Disposition:**
Case Type: Complaint
Responsible: ltrombetta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI-MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: WONG, EDWARD JUNG
4974 CYPRESS WAY, COCONUT CREEK, FL 33073

Summary: 274 - DANIA ENERTAINMENT CENTER, LLC - Application and rap sheet reviewed. Applicant's criminal history resulted in felony conviction(s) or an industry related offense (such as gambling, bookmaking, etc.).

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	08/12/2024	A	79	200	Case File Review	wsmith	WONG, EDWARD JUNG
	08/12/2024	A	10	15	Assigned to Investigator	wsmith	WONG, EDWARD JUNG
	08/15/2024	A	10	50	Interview Respondent	wsmith	WONG, EDWARD JUNG
	08/15/2024	A	10	5	Supervisor Review	wsmith	WONG, EDWARD JUNG
	08/14/2024	A	10	215	Other		WONG, EDWARD JUNG
	08/12/2024	A	79	100	Initial Review Conducted	cstubbs1	WONG, EDWARD

CA



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
							JUNG
	08/18/2024	R		ltrombeta	TROMBETTA, LOUIS	charris	
	08/12/2024	R		wsmith	SMITH, WILLIAM	cstubbs1	
	08/16/2024	R		bjones	JONES, BRADFORD	bjones	
	08/16/2024	R		cwtaylor	TAYLOR, CHARLES W	cstubbs1	
	08/18/2024	S	1055	116	Sent to Legal	charris	
	08/16/2024	S	1055	165	Supervisor Review	bjones	
	08/16/2024	S	1055	104	Sent to Licensing Section	cstubbs1	
	08/16/2024	S	1055	90	Closed	cstubbs1	
	08/12/2024	S	1055	20	Under Investigation	cstubbs1	
	08/12/2024	S	1055	10	Initial Review	cstubbs1	

Allegation:	Code	Description
	ATTD	Authority to Deny Licensure

Violation:	Code	Description	Respondent
	SLFS107	551.107	WONG, EDWARD JUNG

CA



State of Florida
Department of Business and Professional Regulation
Chronology Report

CH

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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Complaint Search Update	Change Recording License Type Mass Status Update	Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline
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Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubs1

VR Home > Complaint Search > Maintain Complaint

Lic Type	1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination	Status	104 Sent to Licensing Section	Status Date	08/16/2024
Complaint #	2024046235	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent WONG, EDWARD JUNG	Responsible	cwtaylor - TAYLOR, CHARLES W		Private Case

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority	1	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	CHIS - Criminal History	Complexity	R - Regular	<input checked="" type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	05/14/2024	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	SR - Southern Region	Received	08/12/2024	<input type="checkbox"/>	Inspection		
Reference		Entered	08/12/2024	<input type="checkbox"/>	Costs		
		Entered By	cstubs1	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	274 - DANIA ENERTAINMENT CENTER, LLC - Application and rap sheet reviewed. Applicant's criminal history resulted in felony conviction(s) or an industry related offense (such as gambling, bookmaking, etc.).			<input type="checkbox"/>	Attachments		History
Updated	08/16/2024 15:58:36	By	cstubs1	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
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Get Adobe Reader.

ROUTING SLIP

RE: WONG, EDWARD JUNG – LIC #
(APPLICANT'S NAME – LICENSE #)

Case No: 2024 04 6235

14001725 / 1055
Occupation Code and Job Title

Casino@Dania Beach
Facility (d/b/a name)

Referral Date: August 12, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones  8/16/2024
(Initial & Date)

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

Licensing Section: Reviewed by: CH 08/18/2024
(Initial & Date)

gR 08/19/24
(Initial & Date)

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

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

Investigative Findings:

April 2, 1999

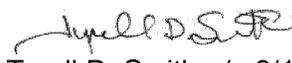
Miramar Police Department, FL. – Possession of Cocaine – Felony – Pled Nolo Contendere – Adjudication Withheld on July 27, 1999 - Sentenced to 18 months' Probation and Ordered to pay a Fine of \$250.00. – Fine has been paid in full.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: August 12, 2024	Case Number: 2024 04 6235
Respondent: WONG, EDWARD JUNG 4974 CYPRUS WAY COCONUT CREEK, FLORIDA 33073 954-798-2180		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 14001725 / 1055		Profession: POKER DEALER	Report Date: AUGUST 16, 2024
Period of Investigation: AUGUST 12, 2024 TO AUGUST 16, 2024		Type of Report: FINAL	
<p>Basis of Investigation: This investigation is predicated upon submission of EDWARD WONG'S Florida Pari-Mutuel Occupational License Application dated May 14, 2024, along with a Request for Waiver signed / dated August 7, 2024 (EXHIBIT #1). On page #2 of his application. WONG answered "yes" to the question concerning convictions. He noted three felony convictions, however only one was correctly a felony, the other offenses were two misdemeanors. One misdemeanor was for Possession of Cannabis. The second misdemeanor was a DUI. Correctly listed was a 3rd Degree Felony for Possession of Cocaine (EXHIBIT #2).</p>			
Related Case:			
Investigations Specialist II / Date  / August 16, 2024		Approved by Investigations Manager / Date  Tyrell D. Smith / 8/16/2024	
Chief of Investigations / Date  Bradford D. Jones / August 16, 2024			

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 04-02-99		Arresting Agency: Miramar Police Department, Fl.			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Possession Of Cocaine	FELONY	NOLO	ADJ WH	07-27-99
2					
3					
4					

SENTENCE
FINE \$250 18 MONTHS PROBATION

--

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

CRIMINAL HISTORY

Arrest 3

Date of Arrest:	Arresting Agency:
------------------------	--------------------------

OFFENSE

	Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

--

Additional Information:

Arrest 4

Date of Arrest:	Arresting Agency:
------------------------	--------------------------

OFFENSE

	Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

--

Additional Information:

CONTINUATION

ADDITIONAL LICENSES

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

1. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

3. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

4. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

CONTINUATION

INTERVIEW

	YES	NO
Was an interview Conducted?	X	
Date of Interview: August 14, 2024	Location of Interview: Telephonic	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During this Investigators interview with Edward **WONG**, he was cooperative, and his demeanor was personable, professional and candid throughout the interview. He stated that he has been involved in the Casino Industry for most of his adult life. He worked for Seminole Gaming for fourteen (14 years) advancing from Poker Dealer to Poker Supervisor to Shift Manager.

In 2021 he was in a freak accident when furniture fell on him while assisting in a moving venture for a friend. It resulted in broken bones and a knee replacement. Due to the injury, he went on medical leave from Seminole Gaming. Around the time he was to return to work he was involved in a Snow Mobile accident. A long recovery followed which exceeded the time limit Seminole Gaming permitted for his employment, so he was forced to resign or be terminated. By resigning he could reapply after healing, which he eventually did however when offered employment the accompanying salary was significantly lower than what he had been paid previously.

In reference to the 1999 felony arrest for Possession of Cocaine, **WONG** stated he was with four friends in his car on their way to a birthday party in Broward County, Florida. The car which he was driving was pulled over by Police for a traffic infraction. **WONG** stated that while stopped and being questioned by the Officer, unbeknownst to him, a small amount of cocaine had fallen out of the car. He did not know who had the cocaine, therefore as the driver and registered vehicle owner, he was charged. Initially he pled Not Guilty then changed his plea to Nolo Contendere. The result was Adjudication Withheld; 18 Months' Probation, and a \$250 Fine (**EXHIBIT #3**). He has no other disqualifying arrest since 1999.

WONG is requesting licensure to pursue opportunities with the FGCC PMW facilities.

CONCLUSION:

An ARCI inquiry reveals no information on Mr. **WONG**. (**EXHIBIT #4**)

Case Status: Closed by Investigations and forwarded to Licensing.

CONTINUATION

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I. INVESTIGATIVE REPORT COVERSHEET

II. INVESTIGATIVE REPORT

III. EXHIBITS

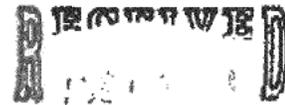
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5. Deficiency Letter.....1-1



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

TO: EDWARD JUNG WONG
Full Legal Name of Applicant

[Redacted]
Date of Birth

14001725
Individual/Org. Number

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

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

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

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

UNTIL YOU ARE LICENSED:

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

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

[Signature]
Signature of Applicant

8-7-2024
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM FGCC PMW-3194 – REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.



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

RECEIVED

PERSONAL INFORMATION					
Social Security Number/Federal Employer ID Number [REDACTED]					
IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION					
Last Name	First	Middle	Title	Suffix	
WONG	EDWARD	JUNG			
Birth Date (MM/DD/YYYY) [REDACTED]					
IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION					
Representative's Name	Last	First	Middle	Title	Suffix
Permitholder Name					
Official Capacity					
ATTEST STATEMENT					
I, <u>EDWARD JUNG WONG</u> do hereby instruct all law enforcement (name of applicant/representative) or criminal justice agencies, present and former employers or institutions with whom I or my businesses have a present or past business relationship, as well as all present or past social associates to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission.					
I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested.					
<u>EDWARD JUNG WONG</u> (if individual applicant - legal name and any nickname or alias in parentheses)					
Applicant/Representative Signature: <u>[Signature]</u> Date: <u>8-7-2024</u>					
NOTARIZATION					
The foregoing application was sworn to and subscribed before me this <u>7th</u> Day of <u>August</u> , 20 <u>24</u>					
by <u>Edward Wong</u> Type or print name of applicant		<u>[Signature]</u> Signature of applicant			
who is <u>personally known to me</u> or who has produced the following as identification.					
Type of Identification		Signature of person taking acknowledgment			
<u>Charlotte Johnson cap 3/22/27</u>		<u>[Signature]</u>			
		Notary Seal (Rubber Stamp and Expiration)			

RECEIVED

MAY 14 2024

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3410 - Slot Machine Individual Occupational License Application

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

DEMOGRAPHIC INFORMATION
Social Security Number, Birth Date, Gender, Last Name, First, Middle, Suffix, Race/Ethnicity, Current Mailing Address, Email Address, Primary Phone Number, Secondary/Cell Phone Number, Current Street Address, Type of Slot Machine Occupational License, Job title(s), FOR DIVISION USE ONLY (License Code, Association Code, License Fee, etc.)

FGCC PMW-3410 Effective September 2020, Rue 75-14.005, F.A.C

Page 2 of 1
EXHIBIT #
PAGE # 3

EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes No Have you previously worked for a gaming-related employer?
If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving
Seminole Casino	5550 NW 40th Street Coconut Creek, FL 33073	7/2007-3/2021	<i>SHIFT MANAGER</i> Kelly Mautner	Medical Injury

PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes No Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
Florida Seminole Indian	N/A	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

Yes No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.
If you answered yes to the question above, provide details here.

PLEASE READ AND SIGN BELOW

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

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

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

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

AUTHORIZATION FOR RELEASE OF INFORMATION:

I do hereby instruct all law enforcement, criminal justice agencies, gaming commissions, tribal gaming regulatory agencies or commissions, state agencies, or commissions responsible for gaming regulation to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission or the Florida Department of Law Enforcement

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.

Edward Jung Wong

Print Legal Name (First Middle Last)

[REDACTED]

Birth Date (MM/DD/YYYY)

[REDACTED]

Social Security Number

Dania Entertainment Center LLC

Name of Employer



Signature of Applicant

5/14/2024

Date

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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License Search | Entity Search | Modify License Standing | Maintain License CE Control

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

Logged in as: **cstubbst**

VR Home > License Search > License Home

<p>License</p> <p>Fed Tax # [REDACTED] Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Individ Combo Expires On</p> <p>File # 12784 Name WONG, EDWARD JUNG Extended To</p> <p>License # Rank Renewed On</p> <p>Entity # 14001725 Lic Status App in Process</p>			<input type="checkbox"/> <p>Licensee</p> <p>History</p> <p>Notes</p> <p>Notes History</p> <p>Back</p>							
<p>Address</p> <p>Street # 4974 Street CYPRESS WAY</p> <p>Line 2</p> <p>Line 3</p> <p>City COCONUT CREEK State FL Zip 33073</p> <p>Routing</p>										
<p>Other</p> <p>1st License Date Rank Date Certificate #</p> <p>Method - - Status Date Certificate Date</p> <p>Fee Exempt No Birth Date [REDACTED] Renewal Sent</p>										
<p>Select</p> <p>Action <input type="text"/>  </p>										
<p>Modifiers</p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.			
Type	Modifier	Effective Date	Additional Info							
No items found.										

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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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License Search | Entity Search | Modify License Standing | Maintain License CE Control

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

Logged in as: **charris**

08/18/2024

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

License Fed Tax # [REDACTED] Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo Expires On File # 12784 Name WONG, EDWARD JUNG Extended To License # Rank Renewed On Entity # 14001725 Lic Status App in Process		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back								
Address Street # 4974 Street CYPRESS WAY Line 2 Line 3 City COCONUT CREEK State FL Zip 33073 Routing		*New Applicant *No Previous License *No Temp Issued *No ARCI Findings *CCIS findings								
Other 1st License Date Rank Date Certificate # Method - - Status Date Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent		*No additional enforcement cases.								
Select Action <input type="text"/>  										
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.			
Type	Modifier	Effective Date	Additional Info							
No items found.										

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Licensing Administrator Review of Occupational License

WONG, EDWARD JUNG-14001725

2024-046235

(Applicant's Name- License #)

Case No:

INITIAL APPLICATION RECEIVED:	5/14/2024
Application Deemed Complete:	6/24/2024
90-Day Deadline:	9/22/2024

AH

274-Dania Jai-Alai

1055-Dealer

Application Processor

Facility (d/b/a name)

Occupation Code / Job Title/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review

Conviction

Did the application accurately reflect the Criminal History Record initially? Yes No

Was a deficiency letter issued to request information related to the offense(s)? Yes No

Felony(s): 1 Count(s) Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

Animal Cruelty (Pari-Mutuel Professions)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
04/03/1999	Broward County, FL	Possession of Cocaine	F3	061999CF006064A88810	Adj. Withheld
09/12/2007	Broward County, FL	Charge 1: Marijuana Possession	M	062007MM020835A88810	Adj. Withheld
		Charge2: Possession Drug Paraphernalia	M	062007MM020835A88810	Adj. Withheld
		Charge 3: DUI	M	062007MM020835A88810	Guilty
		Charge 4: Disobey Avoid Red Light	Unknown	062007MM020835A88810	Unknown
		Charge 5: Poss Open Container in Vehicle	Unknown	062007MM020835A88810	Unknown
12/30/2009	Broward County, FL	Charge 1: DUI Damage to Property or Person of another	M	062009MM029879A88810	Guilty
		Charge 2: DUI Damage to Property or Person of another	M	062009MM029879A88810	Nolle Prosequi
02/16/2020	Monroe County, FL	Charge 1: DUI Reduced to Reckless Driving	M	442020CT000139000AMR	Guilty

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business.

Is the individual applicant related to a business? Yes No **If yes, complete sections below.**

Business License Number: _____ Business Name: _____

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Date Deficiency Letter Issued:	Initials:
Comments:	

Licensing Administrator Review	
Disposition Confirmation	
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<input type="checkbox"/> Approval
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Commission	Initials: CH Date: <i>08/12/2024</i>
Comments:	



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CLERK OF THE CIRCUIT AND COUNTY COURT



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Cynthia.Harris@jcc

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Case Number	Filed Date	Disposition Date	County	Case Type	Status	Contested
081999CF006064A58510 [99-008064-CF-10A]	04/03/1999	07/27/1999	BROWARD	Felony	Disposed	No

Charge Seq #	Description	Date	Phase	Trial
1	POSSESSION OF COCAINE	07/27/1999	Court:Adjudication Withheld	No Trial
2	DRIVING W/LICENSE SUSP/REVOK	07/27/1999	Court:Adjudication Withheld	No Trial
3	FAIL REGISTER VEHICLE	07/27/1999	Court:Adjudication Withheld	No Trial
4	Unlaw LicTag/Sticker Attach	04/20/1999	Prosecutor:No Action	

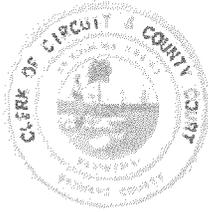
Party Name	Party Type	Attorney	Bar ID
FA. MICHAEL LYNCH -	JUDGE		
State of Florida	STATE ATTORNEY		
WONG, EDWARD JUNG Search This Party	DEFENDANT		
B & B BAIL BONDS OF FLORIDA	OTHER		
RANGER INSURANCE COMPANY	INTERESTED PERSON		

Dockets

Page : 1

Image	Doc #	Action Date	Description	Pages
	27	05/23/2000	CTS_Current Due Count(s):< 001 >	
	26	05/22/2000	Htg Held On Defense Motion To Terminate Probation Ct Rept C. Hopwood	
	25	05/22/2000	File Order Granting Def Motion To Terminate Probation Verbal	
	24	05/18/2000	File Defense Notice Of Hearing 5-22-00 M/for Early Term Of Prob	
	23	05/18/2000	File Defense Motion To Terminate Probation Early	
	22	05/09/2000	File Application Fee / Public Defender Appointed	
	21	07/27/1999	Broward County Supervision Count(s):< 002 >	
	20	07/27/1999	Broward County Supervision Count(s):< 001 >	
	19	07/27/1999	File Sentencing Guidelines	
	18	07/27/1999	File Order Of Probation	

Judge Assignment History	<input type="checkbox"/>
Court Events	<input type="checkbox"/>
Sentences	<input type="checkbox"/>
Financial Summary	<input type="checkbox"/>
Reopen History	<input type="checkbox"/>



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Case Detail - Public

Print

State of Florida Vs. Wong, Edward Jung

Broward County Case Number: 99006064CF10A
State Reporting Number: 061999CF006064A88810
Court Type: Felony
Case Type: Felony
Filing Date: 04/03/1999
Case Status: Disposed
Court Location: Central Courthouse
Judge ID / Name: Lynch - FA, Michael
Magistrate Id / Name: N/A
BCCN: 0217300

- Party(ies)			Total: 4
Party Type	Party Name	? Address	? Attorneys / Address ★ Denotes Lead Attorney
Defendant	Wong, Edward Jung Gender: Male Race: White Language: English (American) Complexion: Light Height: 5'11" Weight: 180 Eye: Brown Hair: Black DOB: ██████████ Birth City: Miami Birth State: FL	6860 Farraut St Hollywood, FL U.S. Of America	★ <i>Public Defender</i> <i>Public Defender</i> <i>Bar ID: 88888888</i> Status: Removed 05/22/2000 <i>Leifert, Brian Starr</i> <i>Bar ID: 947059</i> <i>1213 SE 3rd Avenue</i> <i>Fort Lauderdale, FL 33316</i> Status: Removed 07/15/1999
Bond Company	B & B Bail Bonds of Florida		
Bond Insurance Company	Ranger Insurance Company		
State	State of Florida		

- Charge(s)		Total: 4

EXHIBIT #-3
PAGE # 3272

Offense Date	Charge	Degree	Detail
04/02/1999	1	(F3)	<p>Possession of Cocaine Date Filed: 04/02/1999 Current Statute: (F3)893.03(2)(a)4 Filing Type: SAO Information Filing Agency: Miramar PD Original Statute: (F3)893.03(2)(a)4-Possession of Cocaine</p>
04/02/1999	2	(M2)	<p>Driving W/License Susp/Revok Date Filed: 04/02/1999 Current Statute: (M2)322.34 Filing Type: SAO Information Filing Agency: Miramar PD Original Statute: (M2)322.34-Driving W/License Susp/Revok Citation Number: 4434KCM</p> <p>Vehicle Information</p>
04/02/1999	3	(M2)	<p>Fail Register Vehicle Date Filed: 04/02/1999 Current Statute: (M2)320.02(1) Filing Type: SAO Information Filing Agency: Miramar PD Original Statute: (M2)320.02(1)-Fail Register Vehicle Citation Number: 4437KCM</p> <p>Vehicle Information</p>
04/02/1999	4	(M2)	<p>Unlaw LicTag/Sticker Attach Date Filed: 04/02/1999 Current Statute: (M2)320.261 Filing Type: No Information Filing Agency: Miramar PD Original Statute: (M2)320.261-Unlaw LicTag/Sticker Attach</p>

- Warrant(s) Total: 0

There is no Warrant information available for this case.

- Bond(s) Total: 1

Posted Date	Charge(s)	Detail	Status
04/02/1999	1	Bond# 11047770 (InActive) Bond Type: Surety Bond Bond Company: B & B Bail Bonds of Florida Insurance Company: Ranger Insurance Company Bond Amount: \$1000.00 Surety Comment: InsCo: RACO-RANGER INSURANCE COMPANY	04/02/1999 POSTED 07/27/1999 DISCHARGED

- Arrest(s) Total: 4

Arrest Date	Charge	Arrest Number	Detail
04/02/1999	1	MM99000454	Arrest Name At Arrest: Wong, Edward Jung Offense: Possession of Cocaine Degree: (F3) Bond Amount: \$1000.00 Bond Type: Surety Bond Statute: 893.03(2)(a)4 OBTS Number: 8888888888

Arrest Date	Charge	Arrest Number	Detail
04/02/1999	2	MM99000454	Arrest Name At Arrest: Wong, Edward Jung Offense: Driving W/License Susp/Revok Degree: (M2) Bond Amount: \$ Statute: 322.34 OBTS Number: 8888888888
04/02/1999	3	MM99000454	Arrest Name At Arrest: Wong, Edward Jung Offense: Fail Register Vehicle Degree: (M2) Bond Amount: \$ Statute: 320.02(1) OBTS Number: 8888888888
04/02/1999	4	MM99000454	Arrest Name At Arrest: Wong, Edward Jung Offense: Unlaw LicTag/Sticker Attach Degree: (M2) Bond Amount: \$ Statute: 320.261 OBTS Number: 8888888888

- Disposition(s)

Total: 4

Offense Date	Charge	Disposition(s)
04/02/1999	1	<p>Plea(s) 07/27/1999 Amended Plea (Reason: Change of Plea.) Change of Plea-Nolo Contendere 05/12/1999 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 07/27/1999 Disposition Adjudication Withheld</p> <p>Sentence(s) 07/27/1999 Sentence (Judicial Officer(s): May, Melanie) Comment (Docketrac Sentence Record Note: Hiv/std Class/cos \$20. Per Month) Comment (Total Amount Imposed \$250.00) Charge Reopen Status (05/22/2000, Closed, 1) State Probation (0 Year(s) 18 Month(s) 0 Day(s), Start Date: 07/27/1999, End Date: 05/22/2000) Provisions: Provisions (No Alcohol, Random Urinalysis, Reduce Cost of Supervision) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)</p>

Offense Date	Charge	Disposition(s)
04/02/1999	2	<p>Plea(s) 07/27/1999 Amended Plea (Reason: Change of Plea,) Change of Plea-Nolo Contendere 05/12/1999 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 07/27/1999 Disposition Adjudication Withheld</p> <p>Sentence(s) 07/27/1999 Sentence (Judicial Officer(s): May, Melanie) State Probation (0 Year(s) 0 Month(s) 60 Day(s), Start Date: 07/27/1999, End Date: 09/25/1999) Sentence Status (Concurrent, Case#: 99-006064-CF10A, Counts: 001-001, Comment: Def#:99006064CF10A Count:001) Provisions: Provisions (Waive All Costs) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)</p>
04/02/1999	3	<p>Plea(s) 07/27/1999 Amended Plea (Reason: Change of Plea,) Change of Plea-Nolo Contendere 05/12/1999 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 07/27/1999 Disposition Adjudication Withheld</p> <p>Sentence(s) 07/27/1999 Sentence Withheld (Judicial Officer(s): No, Judge)</p>

Offense Date	Charge	Disposition(s)
04/02/1999	4	Disposition(s) 04/20/1999 Disposition No Information

- Collection(s)										Total: 4
Collection Date	Charge	Citation Number	Total Imposed Amount	Total Amount Due	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Next Payment Date	Next Payment Amount
05/23/2000	1		\$250.00	\$290.00	\$290.00	\$0.00	05/09/2000	\$40.00	-	\$0.00

- Event(s) & Document(s)				Total: 26
Date	Description	Additional Text	View / Pages	
05/22/2000	File Order Granting Def Motion To Terminate Probation	Verbal		
05/22/2000	Hrg Held On Defense Motion To Terminate Probation	Ct Rept C. Hopwood		
05/18/2000	File Defense Motion To Terminate Probation	Early		
05/18/2000	File Defense Notice Of Hearing	5-22-00 M/for Early Term Of Prob		

EXHIBIT # 3
PAGE # 8

Date	Description	Additional Text	View / Pages
05/08/2000	File Application Fee / Public Defender Appointed		
07/27/1999	Broward County Supervision	Count(s):< 002 >	
07/27/1999	Broward County Supervision	Count(s):< 001 >	
		Amount: \$35.00	
07/27/1999	Case Transferred	To Fa Division/per Sentence	
07/27/1999	File Acknowledgement -Waiver Of Rights		
07/27/1999	File Fingerprint Form		
07/27/1999	Hearing Held / Change Of Plea	Cr-Electronic	
07/27/1999	File Order Of Probation		
07/27/1999	File Sentencing Guidelines		
07/15/1999	File Order Granting Def Motion For Continuance		
07/15/1999	File Order Granting Def Motion To W/D Atty Of Record		
07/15/1999	Hearing Held / Status Report	Cr-Electronic	
06/17/1999	File Order Granting Def Motion For Continuance		
06/17/1999	Hearing Held / Status Report	Cr-Electronic	

Date	Description	Additional Text	View / Pages
05/12/1999	Arraignment Held	Cr-Electronic	
05/12/1999	Defendant Allowed 15 Days to File Motions		
05/12/1999	File Defense Demand For Discovery		
05/12/1999	File Defense Written Plea Of Not Guilty	And Appearance	
05/12/1999	File Judicial Pretrial Defer Prosecution Agreement		
04/27/1999	Court Date Notice	To Deft & Bond Co	
04/15/1999	File Notice From Pre-Trial Release Re: Drug Court	"transfer From Division Fa To Fn"	
04/02/1999	Bond Posted	B&b #11047770 \$1000	

+ Hearing(s) Total: 2

- Related Case(s) Total: 0

There is no related case information available for this case.

Brenda D. Forman

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Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: EDWARD
Middle Name: JUNG
Last Name: WONG
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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7. Discussion of final order pursuant to request from respondent

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: FGCC v. Kristin Miller Brown Number 2023-051666; Final Order
Date: August 21, 2024

Executive Summary

The Division of Pari-Mutuel Wagering seeks the revocation of Luisa Perez's ("Respondent") Cardroom Employee Occupational License. Respondent was properly served with an administrative complaint and an election of rights form. Respondent replied with an email indicating that she waives her right to any form of hearing. Respondent requests that a final order be entered imposing a penalty in this case. Therefore, the Florida Gaming Control Commission should enter a final revoking Respondent's Cardroom Employee Occupational License.

Background

On May 31, 2023, Respondent was arrested in Palm Beach County, Florida and was charged with Trafficking Cocaine, Trafficking Fentanyl, Trafficking Methamphetamine, Possession of Marijuana, Possession of Amphetamine and Dextroamphetamine, Trafficking Phencyclidine, and Possession of Drug Paraphernalia. On September 7, 2023, Respondent entered a plea of guilty and was convicted of Sale of Cocaine, Sale of Fentanyl, and Possession of Amphetamines in Palm Beach County, Florida in case number 2023CF004705AMB.

The Division filed a three-count administrative complaint seeking revocation of Respondent's Cardroom Employee Occupational License. Respondent received the complaint alongside an election of rights form. On July 1, 2024, Respondent responded to the complaint stating that she would surrender her license and waive her right to a hearing. Respondent did not dispute the allegations contained within the administrative complaint, waived her right to any form of hearing, and requested that the Commission enter a final order imposing a penalty and fine.

Analysis

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part that “the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state....”

Section 550.105(10)(d), Florida Statutes, provides that each licensee shall inform the Commission within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.” Accordingly, Respondent’s license can be revoked or suspended based on the felony conviction.

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Rule 75-11.011, Florida Administrative Code, 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.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order revoking Respondent’s Cardroom Employee Occupational License number 13391769.

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

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

Petitioner,

v.

FGCC Case No.: 2023-051666

KRISTIN MILLER BROWN,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Kristin Miller Brown (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to chapters 550 and 849, Florida Statutes.
2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 13391769, issued pursuant to section 849.086(6) Florida Statutes.
3. On or about May 31, 2023, Respondent was arrested and charged with Trafficking Cocaine, Trafficking Fentanyl, Trafficking Methamphetamine, Possession of Marijuana, Possession of Amphetamine and Dextroamphetamine, Trafficking Phencyclidine, and Possession of Drug Paraphernalia.
4. On or about September 7, 2023, Respondent entered a plea of guilty and was convicted of Sale of Cocaine, Sale of Fentanyl, and Possession of Amphetamines, felonies, in the

Circuit Court of the Fifteenth Judicial Circuit in and for Palm Beach County, Florida in case number 2023CF004705AMB.

COUNT I

5. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

6. 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.

7. 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.”

8. 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.”

9. Based on the foregoing, Respondent violated sections 550.105(5)(b) and 849.086(6)(f), Florida Statutes, by entering a plea of guilty and being convicted of Sale of Cocaine,

Sale of Fentanyl, and Possession of Amphetamines, felonies, in Palm Beach County, Florida on September 7, 2023 and is therefore subject to suspension or revocation of her occupational license.

COUNT II

10. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

11. Respondent failed to notify Petitioner within 48 hours of her September 7, 2023, conviction for Sale of Cocaine, Sale of Fentanyl, and Possession of Amphetamines, in Palm Beach County, Florida.

12. 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.”

13. Based on the foregoing, Respondent violated section 550.105(10)(d), Florida Statutes, by failing to inform the Division of her September 7, 2023, conviction for a disqualifying offense within 48 hours and is therefore subject to suspension or revocation of her occupational license under section 550.0251(10), Florida Statutes.

COUNT III

14. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

15. Respondent failed to provide written notification to Petitioner within five days of her May 31, 2023 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 Petitioner within five days of her May 31, 2023, arrest.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order revoking or suspending Respondent's Occupational License, along with any other remedy provided by sections 550.105(5)(b), 550.0251(10), and 849.086(6)(f), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-051666 is signed this 1st 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: (850) 536-8709
Primary: Emily.Alvarado@flagaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS

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

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

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

7/01/2024

From: [Kristin Brown](#)
To: [Ebonie Lanier](#)
Subject: Re: Florida Gaming Control Commission - Case No. 2023051666
Date: Thursday, August 1, 2024 4:06:04 PM
Attachments: [image001.jpg](#)

I did not realize I had to let the commission know of my arrest. I wish to surrender my license and waive my right to a hearing.

Thank you,
Kristin Brown

On Thu, Aug 1, 2024 at 3:57 PM Ebonie Lanier <Ebonie.Lanier@flgaming.gov> wrote:

Good Afternoon Ms. Brown,

License No. 13391769

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 included in this email outlines the formal charges brought against you, along with an Election of Rights Form.

If you have any questions, please don't hesitate to contact us.

Thanks,

-Ebonie Lanier

Ebonie Lanier

Administrative Assistant III

Office of the General Counsel

Office: (850) 794-8072

Fax: (850) 536-8709

From: [Ebonie Lanier](#)
To: [Clerk](#)
Subject: EOR ready to be filed
Date: Thursday, August 1, 2024 4:46:38 PM
Attachments: [Re Florida Gaming Control Commission - Case No. 2023051666.msg](#)

Hey Melba,

Please file the attached email for Election of Rights – Option 3

Thanks,
-Ebonie Lanier



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](#)

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubbs1

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type	1012 - Cardroom Employee Occupational	Status	90 Closed	Status Date	09/21/2023
Complaint #	2023051666	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent BROWN, KRISTIN MILLER	Responsible	bjones - JONES, BRADFORD	Private Case	

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority		<input type="checkbox"/>			
Class'n	CHIS - Criminal History	Complexity	R - Regular	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Security	STND - Standard	Incident	06/28/2023	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Region	SR - Southern Region	Received	09/12/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Reference	75-11.011	Entered	09/13/2023	<input type="checkbox"/>	Inspection		
Entered	09/13/2023	Entered By	cstubbs1	<input type="checkbox"/>	Costs		
Summary	<p>273 - Casino Miami LLC - Notification of Criminal Conviction or Charge: On September 12, 2023, Chief of Investigations Bradford D. Jones received an e-mail notification from FGCC Operations Review Specialist Cyntoria Harris, informing him that an applicant hit was received on May 31, 2023, from FDLE informing the division that licensee Kristin Miller Brown had been arrested. As a result, a review of the arrest report revealed that Brown had been arrested and charged with Trafficking Cocaine over 28 grams, Trafficking in Fentanyl 14-28 grams, Trafficking in Methamphetamine over 4 grams, Possession of Marijuana, Trafficking in Phencyclidine and Possession of Drug Paraphernalia. On September 7, 2023, Brown pled guilty to Trafficking Cocaine over 28 grams, Trafficking in Fentanyl 14-28 grams, Trafficking in Methamphetamine over 4 grams. The remaining charges were dispositioned as dropped by the prosecution. Brown failed to notify the division of her arrest and conviction per the above rule.</p>			<input type="checkbox"/>	Time Tracking	<input type="checkbox"/>	Auto Assign
Updated	09/22/2023 08:46:48	By	cstubbs1	<input type="checkbox"/>	Attachments	<input type="checkbox"/>	History
				<input type="checkbox"/>	Work Notes	<input type="checkbox"/>	Print Report

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

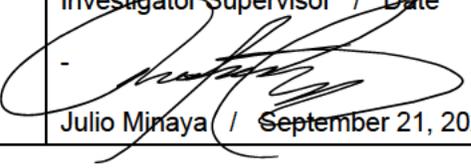
 [Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: September 12, 2023	Case Number: 2023 05 1666
Respondent: BROWN, KRISTIN MILLER 464 CAPISTRANO DRIVE PALM BEACH GARDENS, FLORIDA 33410		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 13391769 - 1012		Profession: Host/Hostess	Report Date: September 21, 2023
Period of Investigation: September 13, 2023, through September 21, 2023		Type of Report: Final	
<p>Alleged Violation(s): F.S.S. 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. (5)(b) 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.</p> <p>F.A.C. 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.</p> <p>Synopsis: On September 12, 2023, Chief of Investigations Bradford Jones received an email notification from FGCC Operations Review Specialist Cyntoria Harris, informing him that an applicant hit was received on May 31, 2023, from FDLE informing the Division that licensee Kristin Miller Brown had been arrested. As a result, a review of the arrest report revealed that Brown had been arrested and charged with Trafficking Cocaine over 28 grams, Trafficking in Fentanyl 14-28 grams, Trafficking in Methamphetamine over 4 grams, Possession of Marijuana, Trafficking in Phencyclidine and Possession of Drug Paraphernalia. On September 7, 2023, Brown pled guilty to Sale of Cocaine, Sale of Fentanyl and Possession of Amphetamines. The remaining charges were dispositioned as dropped by the prosecution. Brown failed to notify the Division of her arrest and conviction per the above rule (Exhibits # 1 & 2).</p>			
Related Case:			
Investigator / Date  Andre' Tribble / September 21, 2023 Chief of Investigations / Date		Investigator Supervisor / Date  Julio Minaya / September 21, 2023	
 Bradford D. Jones / September 21, 2023			

CONTINUATION

On May 31, 2023, Kristin Miller **BROWN** was arrested by the Palm Beach Gardens Police Department and charged with Trafficking Cocaine over 28 grams, Trafficking in Fentanyl 14-28 grams, Trafficking in Methamphetamine over 4 grams, Possession of Marijuana, Trafficking in Phencyclidine and Possession of Drug Paraphernalia. On September 7, 2023, **BROWN** pled guilty to Sale of Cocaine, Sale of Fentanyl and Possession of Amphetamines, she was sentenced to 100 days in Palm Beach County jail; (she received credit time served for the 100 days) three (3) years' probation; \$794.00 dollars in Court costs and Fines due by October 7, 2024. The remaining charges were dispositioned as dropped by the prosecution. The sentencing on the three charges is to run concurrently (**Exhibit #2 & 3**).

A check of Versa shows that **BROWN** is currently licensed through June 30, 2025 (**EXHIBIT #4**). On August 16, 2023, An Enforcement Alert was issued noting that **BROWN** will need to submit court disposition paperwork for the May 31, 2023, arrest in Palm Beach County prior to licensure (**Exhibit #3**).

On September 19, 2023, according to Versa License check **BROWN'S** last known employer is listed as the Palm Beach Kennel Club. I verified **BROWN'S** employment status with Palm Beach Kennel Club Human Resources Director Jeanette Roberts. She stated that **BROWN** applied for employment but never actually started working, therefore her file was released on November 2, 2022.

Conclusion: The findings of this investigation indicate that **BROWN** is in violation of Rule 75-11.011- Notification of Criminal Conviction or Charge **BROWN** failed to notify the division of her convictions and charges from her May 31, 2023, arrest.

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

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I. INVESTIGATIVE REPORT COVERSHEET1

II. INVESTIGATIVE REPORT 2

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3. Criminal Record Information.....1-10

4. **BROWN’S** License Information.....1-3

5. Enforcement Alert.....1-1

Cyntoria Harris

From: Cyntoria Harris
Sent: Tuesday, September 12, 2023 2:36 PM
To: Bradford Jones
Cc: Glenda Ricks; David Donaldson; Jonathan Dye
Subject: Investigations Referral Kristin Miller Brown 13391769

Good afternoon,

Please open a case for Kristin Miller Brown. All documents and applicant hit notification have been scanned in OnBase under Rap Sheet (09/23). Should you need any further information or if you have any questions, please do not hesitate to contact me by phone or email. Have a wonderful day!

Sincerely,

Cyntoria Harris,
Operations Review Specialist
Florida Gaming Control Commission, Office of Operations
4070 Esplanade Way, Tallahassee, FL 32399
(850) 794-8130 Office ~ (850) 536-8714 FAX

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering

PMW Occupational License Applicant Hit Routing Slip

RE: BROWN KRISTIN MILLER LICENSE NO: 13391769
(LICENSEE NAME)

APPLICANT HIT RECEIVED: 05/31/2023
(DATE)

Cynthia Harris 149 - Investment Corporation of Palm Beach Host/Hostess

Applicant Hit ORS Facility (d/b/a name) Occupation/Job Title

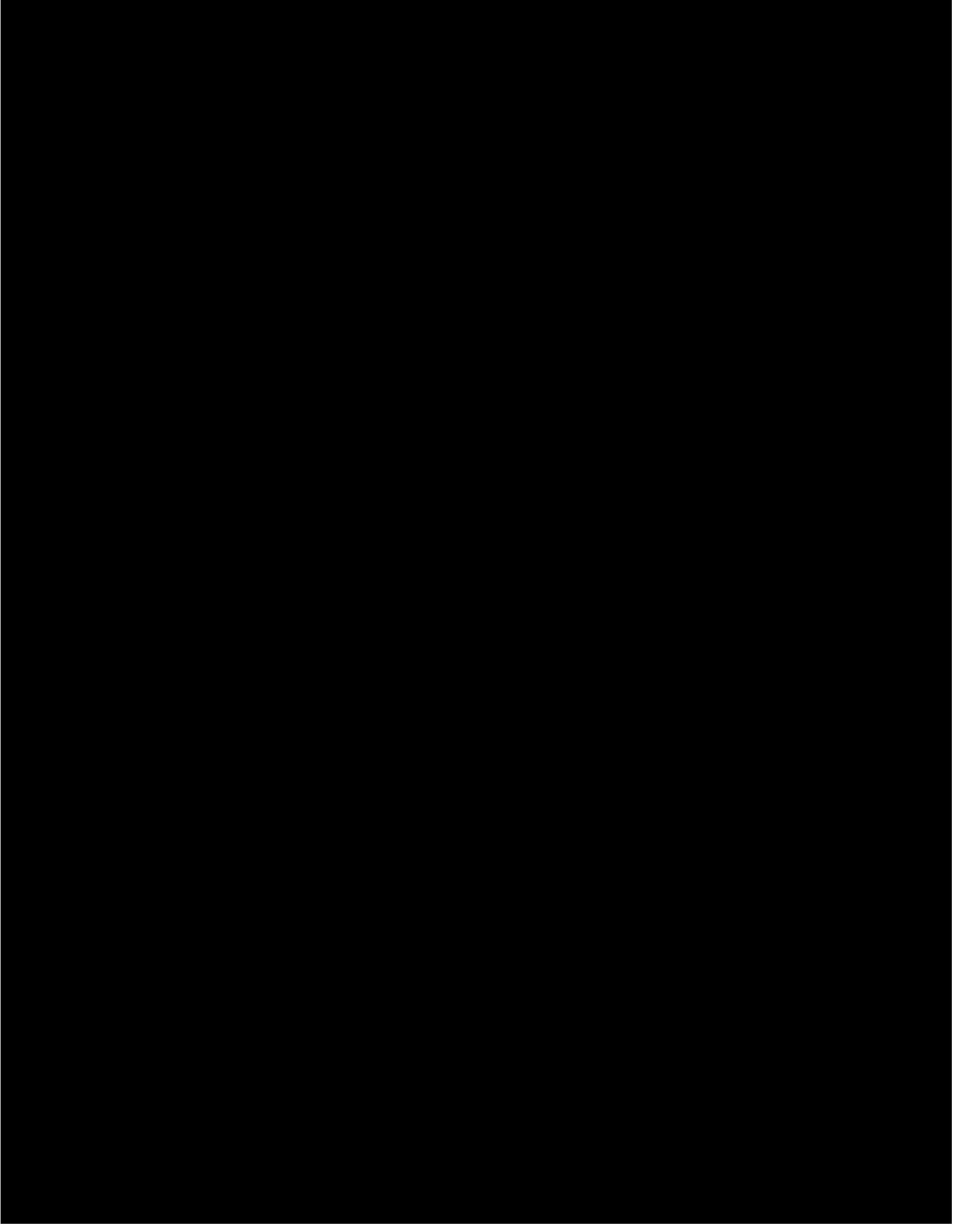
Pursuant to Section 550.105(5)(a) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other 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.

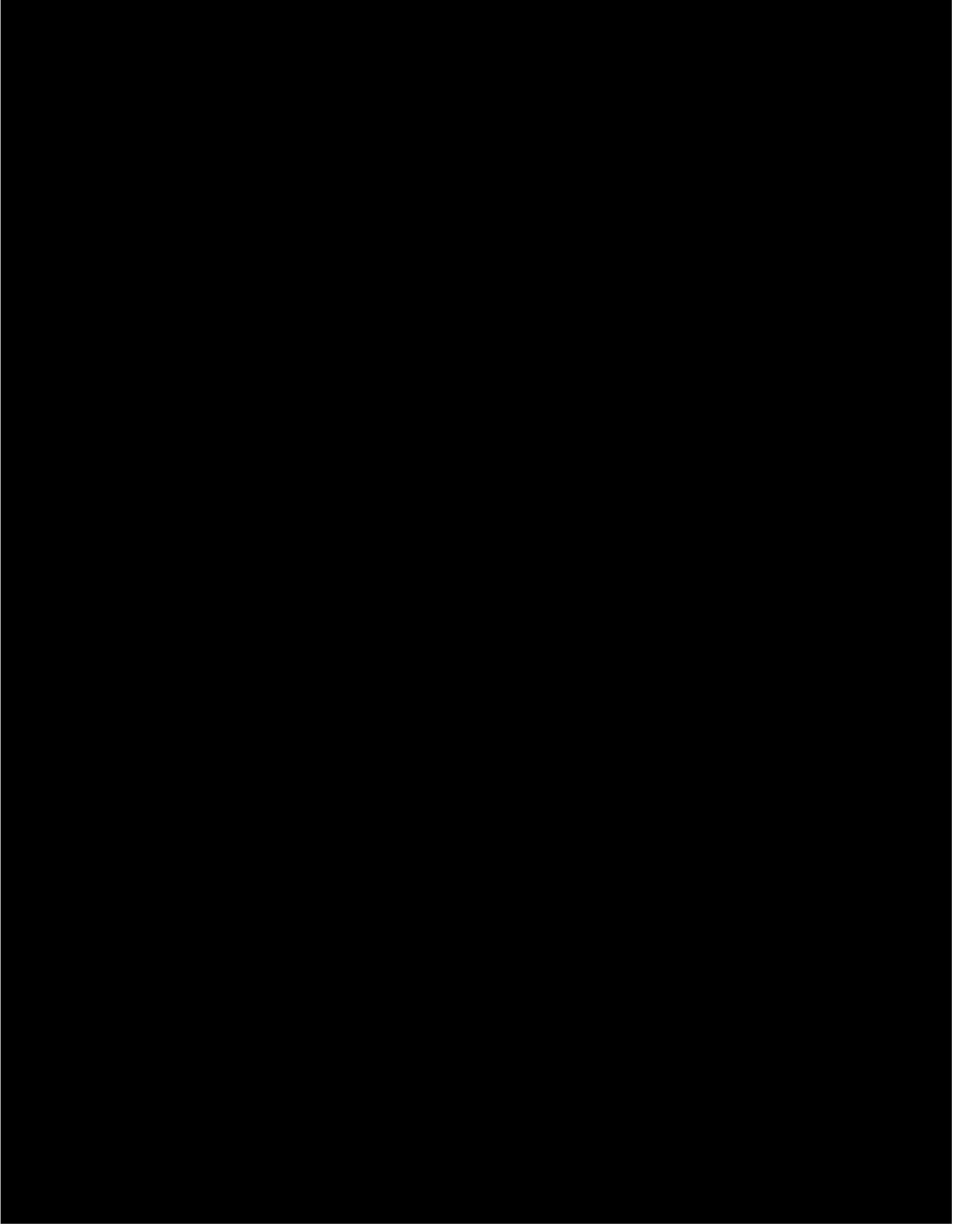
Licensing Section Review	
Did the applicant self-report this conviction?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Conviction	
<input checked="" type="checkbox"/> Felony	
<input type="checkbox"/> Misdemeanor - Gambling Related/Bookmaking	
<input type="checkbox"/> Animal Cruelty	
Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any racing jurisdiction?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<input type="checkbox"/> Cardroom Licenses, Professions 1012, 1031 and 1032 (Fraud, Larceny, Theft, etc.)	
<input type="checkbox"/> Other:	
Comments:	
05/31/2023- Palm Beach County, Florida (Case #: 502023CF004705AXXXMB)	
Charge 1- Sale of Cocaine (F)- Adjudication Withheld	
Charge 2- Sale of Fentanyl (F)- Adjudication Withheld	
Charge 3- Possession of Amphetamines (F)- Adjudication Withheld	
Charge 4- Trafficking in Methamphetamine Over 4 Grams (F)- No Action	
Charge 5- Possession of Marijuana with Intent to Sell (F)- No Action	
Charge 6- Trafficking in Phencyclidine (F)- No Action	
Charge 7- Possession of Drug Paraphernalia (F)- No Action	
<input checked="" type="checkbox"/> Referred to Investigations	Initials: _____ Date: _____

License Administrator Review:

No Referral
Required

Forward to
Investigations





**IN THE COUNTY COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA - CRIMINAL DIVISION
CIRCUIT/COUNTY COURT
Court Event Form**

**DEFENDANT: KRISTIN MILLER BROWN
CASE NO: 50-2023-CF-004705-AXXX-MB**

STATE OF FLORIDA

vs.

**DEFENDANT: KRISTIN MILLER BROWN
CASE NO: 50-2023-CF-004705-AXXX-MB
DIVISION: S: Felony - S (Circuit)**

DATE: 9/7/2023

**JACKET #: 0540888
BOOKING #: 2023014268**

**PRESIDING JUDGE: WEISS, DALIAH H
ASA: BROWN, KYLEY MICHELLE
ATTORNEY: ANDREW STRECKER
PUBLIC DEFENDER:
CO-COUNSEL:**

**START TIME: 11:58 AM
END TIME: 12:09 PM**

DEPUTY CLERK: SL

**COURT REPORTER Centrally
Recorded
COURT TYPE: PC - PLEA
CONFERENCE**

COURT ROOM: 11H (Main Branch)

Other: DEFENDANT PRESENT AND IN CUSTODY

**Other: DEFENDANT PRESENT, SWORN AND TESTIFIED, AND ADVISED OF RIGHTS. PSI/PRE PLEA PSI
WAIVED**

Other: BENCH CONFERENCE HELD

**Other: DUE WITHIN 1 YEAR AND IS TO BE PAID THROUGH THE CLERK AND COMPTROLLER'S
OFFICE PURSUANT TO A PAYMENT PLAN TO BE ESTABLISHED BY 30 DAYS UPON RELEASE .**

Total Criminal Court Costs and Fines: \$794.00 - Due Date: 10/06/2024

Court Costs: \$594.00

Standard Court Costs: \$330.00

Statutory Court Costs (Count 1): \$88.00

Statutory Court Costs (Count 2): \$88.00

Statutory Court Costs (Count 3): \$88.00

Other Fees: \$200.00

Cost of Prosecution: \$200.00

Count 1 - SALE OF COCAINE 893.13(1A1)

Plea: GUILTY

Court Action: ADJUDICATION WITHHELD

Court Phase Reduced to Lesser Charge: 893.13(1A1) - SALE OF COCAINE (FS)

Jail: 100 Days

Credit: 100 Days

Facility: County Jail

CONCURRENT WITH COUNTS 1-3

Probation: 3 Years

DEFENDANT TO ENTER AND COMPLETE SUBSTANCE ABUSE EVALUTION

NO POSSESSION OR CONSUMPTION OF ALCOHOL OR DRUGS WITHOUT A VALID PRESCRIPTION

WITH RANDOM TESTING AT DEFENDANT'S EXPENSE

NO CONTACT W/CO DFTS OR ADDRESS OF INCIDENT

DEFENDANT WILL PROVIDE TWO (2) SAMPLES OF DNA IN COURT

JAIL SENTENCE IS A CONDITION OF PROBATION

Community Control II 0 Days, 0 Months, 1 Years

Thursday, September 07, 2023

Page 1 of 2

FILED: PALM BEACH COUNTY, FL JOSEPH ABRUZZO, CLERK. 09/07/2023 12:09:18 PM

EXHIBIT #
PAGE #

365

IN THE COUNTY COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA - CRIMINAL DIVISION
CIRCUIT/COUNTY COURT

Court Event Form

DEFENDANT: KRISTIN MILLER BROWN

CASE NO: 50-2023-CF-004705-AXXX-MB

DFT TO BE FITTED TO MONITOR PRIOR TO RELEASE
CONCURRENT WITH COUNTS 1-3

Count 2 - SALE OF FENTANYL 893.13(1A1)

Plea: GUILTY

Court Action: ADJUDICATION WITHHELD

Court Phase Reduced to Lesser Charge: 893.13(1A1) - SALE OF FENTANYL (FS)

Jail: 100 Days

Credit: 100 Days

Facility: County Jail

CONCURRENT WITH COUNTS 1-3

Probation: 3 Years

DEFENDANT TO ENTER AND COMPLETE SUBSTANCE ABUSE EVALUATION

NO POSSESSION OR CONSUMPTION OF ALCOHOL OR DRUGS WITHOUT A VALID PRESCRIPTION

WITH RANDOM TESTING AT DEFENDANT'S EXPENSE

NO CONTACT W/CO DFTS OR ADDRESS OF INCIDENT

DEFENDANT WILL PROVIDE TWO (2) SAMPLES OF DNA IN COURT

JAIL SENTENCE IS A CONDITION OF PROBATION

Community Control II 0 Days, 0 Months, 1 Years

DFT TO BE FITTED TO MONITOR PRIOR TO RELEASE

CONCURRENT WITH COUNTS 1-3

Count 3 - FT POSSESSION OF AMPHETAMINNES 893.13(6A)

Plea: GUILTY

Court Action: ADJUDICATION WITHHELD

Jail: 100 Days

Credit: 100 Days

Facility: County Jail

CONCURRENT WITH COUNTS 1-3

Probation: 3 Years

DEFENDANT TO ENTER AND COMPLETE SUBSTANCE ABUSE EVALUATION

NO POSSESSION OR CONSUMPTION OF ALCOHOL OR DRUGS WITHOUT A VALID PRESCRIPTION

WITH RANDOM TESTING AT DEFENDANT'S EXPENSE

NO CONTACT W/CO DFTS OR ADDRESS OF INCIDENT

DEFENDANT WILL PROVIDE TWO (2) SAMPLES OF DNA IN COURT

JAIL SENTENCE IS A CONDITION OF PROBATION

Community Control II 0 Days, 0 Months, 1 Years

DFT TO BE FITTED TO MONITOR PRIOR TO RELEASE

CONCURRENT WITH COUNTS 1-3

Thursday, September 07, 2023

Page 2 of 2

FILED: PALM BEACH COUNTY, FL JOSEPH ABRUZZO, CLERK. 09/07/2023 12:09:18 PM

EXHIBIT # 2
PAGE # 366 2

**IN THE CIRCUIT/COUNTY COURT OF THE 15th JUDICIAL
CIRCUIT, IN AND FOR PALM BEACH COUNTY, FLORIDA**

CASE NO: 50-2023-CF-004705-AXXX-MB

STATE OF FLORIDA

vs.

KRISTIN MILLER BROWN,

Defendant

DOB: [REDACTED]

ORDER ASSESSING CHARGES, COSTS AND FINES AND ENTERING JUDGMENT (IF INDICATED)

The judgment is entered on the behalf of the Palm Beach County Clerk & Comptroller's Office as set forth in Florida Statute 28.246 in the following sums as indicated:

MANDATORY COSTS

<u>\$330.00</u>	County & Circuit Criminal Standard Court Costs \$135 County/\$330 Circuit. \$20 County/\$50 Circuit pursuant to FS 775.083(2). \$3 Additional court cost clearing trust fund pursuant to FS 938.01(1). \$50 Crimes Compensation Trust Fund pursuant to FS 938.03(1). \$2 Criminal Justice education by municipalities and counties pursuant to 938.15 & R 2004-1502. \$60 County/\$225 Circuit Court Costs pursuant to FS 938.05(1).
<u>\$264.00</u>	Criminal Specialized Court Costs. \$88 Assessment made per charge: \$65 per PBC ORD S 10-10. \$20 Crime Stoppers Trust Fund per FS 938.06. \$3 Teen Court pursuant to PBC ORD S 10-13.
<u>\$200.00</u>	<u>SPECIFIC OFFENSE COSTS</u> Cost of Prosecution County and Circuit. Sum pursuant to FS 938.27.

Total: \$794.00

Payment of charges, costs, and fines are:

due within 1 YEAR and is to be paid through the Clerk and Comptroller's Office pursuant to a Payment Plan to be established by 30 DAYS UPON RELEASE. \$ will be paid today to the Clerk and Comptroller's Office as a down payment on the Payment Plan. If the Payment Plan is not established, LET EXECUTION ISSUE and this Judgment shall bear interest at the rate prescribed by law until satisfied.

FAILURE TO PAY YOUR FINES AND COURT COSTS WILL RESULT IN YOUR DRIVER'S LICENSE BEING SUSPENDED AND/OR A JUDGMENT BEING ENTERED AGAINST YOU AND/OR YOUR DELINQUENT ACCOUNT BEING REFERRED TO A COLLECTION AGENCY AND/OR A WARRANT BEING ISSUED FOR YOUR ARREST

DONE AND ORDERED in Open Court in Palm Beach County, Florida

This 7th of September, 2023



Hon. WEISS, DALIAH H
CIRCUIT/COUNTY COURT JUDGE

cc: State Attorney Defendant Probation

Form (09/2018)

FILED: PALM BEACH COUNTY, FL JOSEPH ABRUZZO, CLERK. 09/07/2023 12:09:20 PM

EXHIBIT # 2
PAGE # 3

**FIFTEENTH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA
PLEA IN THE CIRCUIT COURT**

THE FOLLOWING IS TO REFLECT ALL TERMS OF THE NEGOTIATED SETTLEMENT

Name: Last: BROWN First: KRISTIN M.I.: M

Plea: Guilty Guilty/Best Interest _____ Nolo Contendere _____

Case No.	Charge	Count	Lesser	Degree
230FO04705AMB	sale of cocaine	(1)	YES	F3
	sale of fentanyl	(2)	YES	F3
	possession of amphetamines	(3)	NO	F3

State to Nolle Prose the following at sentencing: _____

PSI: Waived/Not Required Required/Requested _____

ADJUDICATION: Adjudicate [] as to Count(s) _____ Withhold as to Count(s) 1, 2, 3

If the Defendant is convicted of possession, sale, trafficking or conspiracy to possess, sell or traffic in any controlled substance, Grand Theft of a motor vehicle, Grand Theft of motor vehicle parts, fleeing or eluding, driving under the influence, vehicular homicide, leaving the scene of an accident involving a death, or any felony in the commission of which a motor vehicle was used, the Defendant's driver's license shall be revoked by the Department of Highway Safety and Motor Vehicles for _____ year(s) pursuant to Court Order. The Clerk is directed to make the proper notifications.

SENTENCE:

\$500 Fine \$500 Court Costs \$2000 Cost of Prosecution \$ _____ Public Defender Fees/Costs
Incarceration: _____ Days _____ Months _____ Years with credit for _____ days time served.

Defendant agrees that _____ days/months/years is the correct amount of credit and waives any affirmative right to appeal any other credit the Defendant believes he/she may be entitled to.

_____ Defendant will provide two (2) samples of DNA in Court

PROBATION: 3 Months Years Drug Offender if checked * 1st year community control

ALL CONDITIONS OF PROBATION MUST BE SUCCESSFULLY COMPLETED NO LESS THAN 30 DAYS BEFORE PROBATION IS SCHEDULED TO TERMINATE UNLESS STATED BELOW. STANDARD CONDITIONS OF PROBATION HAVE BEEN EXPLAINED BY DEFENSE COUNSEL.

SPECIAL CONDITIONS OF PROBATION:

- A. Restitution as per the accompanying order. [] (check if ordered)
- B. Fine: \$ _____ Court Costs: \$ _____ Drug Trust Fund: \$ _____ Cost of Prosecution: \$ _____ Public Defender Fees/Costs: \$ _____
- C. Substance abuse evaluation and successful completion of any recommended treatment (check if ordered) (check if all within 30 days) If in custody, release only to _____
- D. No possession or consumption of alcohol or drugs without a valid prescription with random testing at Defendant's expense (check if ordered)
- E. _____ hours of Community Service at a rate of no less than _____ hours per month
- F. Incarceration: 100 Days _____ Months _____ Year, with credit for 100 days time served.
- G. Defendant will provide two (2) samples of DNA in Court

OTHER COMMENTS OR CONDITIONS:

maximum 35 years
minimum non state prison
credit 100 days
no contact with co-defendants
no contact with 404 Capistrano Drive
PBG, FL 33410

(1)
CIRCUIT JUDGE
plea to court
ASSISTANT STATE ATTORNEY
9/7/23
DATE

[Signature]
DEFENSE ATTORNEY
9-7-23
DATE

[Signature]
DEFENDANT
9/7/23
DATE

FILED
 Circuit Criminal Department
 SEP 07 2023
 JOSEPH ABRUZZO
 Clerk of the Circuit Court & Comptroller
 Palm Beach County

IN THE CIRCUIT COURT, FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO: 2023CF004705AMB
DIV: S
OBTS NUMBER:

STATE OF FLORIDA

v.

KRISTIN MILLER BROWN,
W/F,

- PROBATION VIOLATOR
- COMMUNITY CONTROL VIOLATOR
- RETRIAL
- RESENTENCE

JUDGMENT

The above defendant, being personally before this Court represented by PUBLIC DEFENDER - DIVISION S
(attorney)

<input type="checkbox"/> Having been tried and found guilty of the following crime(s):	<input checked="" type="checkbox"/> Having entered a plea of guilty to the following crime(s):	<input type="checkbox"/> Having entered a plea of nolo contendere to the following crime(s):
--	--	--

COUNT	CRIME	OFFENSE STATUTE NUMBER(S)	DEGREE
1	sale of cocaine	893.13(1)(A)	1
2	sale of fentanyl	893.13(1)(A)	1
3	possession of amphetamine	893.13(1)(A)	1

- and the Court having made a factual finding, the above crime(s) qualify as a crime of domestic violence pursuant to s. 741.28.
- and no cause having been shown why the Defendant should not be adjudicated guilty, IT IS ORDERED THAT the defendant is hereby ADJUDICATED GUILTY of the above crime(s).
- and being a qualified offender pursuant to s. 943.325, the Defendant shall be required to submit DNA samples as required by law.
- and good cause being shown: IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD.

SENTENCE
STAYED

- The Court hereby stays and withholds imposition of sentence as to count(s) and places the Defendant on probation and/or Community Control under the supervision of the Dept. Of Corrections (conditions of probation set forth in separate order).

SENTENCE
DEFERRED

- The Court hereby defers imposition of sentence until

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

DONE AND ORDERED in Open Court at Palm Beach County, Florida, this 7th day of Sept, 2023.

CIRCUIT COURT JUDGE

1 of 2

FILED
Circuit Criminal Department

SEP 07 2023

JOSEPH ABRUZZO
Clerk of the Circuit Court & Comptroller
Palm Beach County

EXHIBIT # 3
PAGE #695

IN THE CRIMINAL DIVISION OF THE CIRCUIT/COUNTY COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT OF FLORIDA,
IN AND FOR PALM BEACH COUNTY

CASE NO. 50-2023-CF-004705-AXXX-MB

DIV. S: Felony - S (Circuit)

OBTS NUMBER: 5003489132

STATE OF FLORIDA

COMMUNITY
CONTROL
VIOLATOR

V

KRISTIN MILLER BROWN
DEFENDANT

PROBATION
VIOLATION

[REDACTED]

WHITE

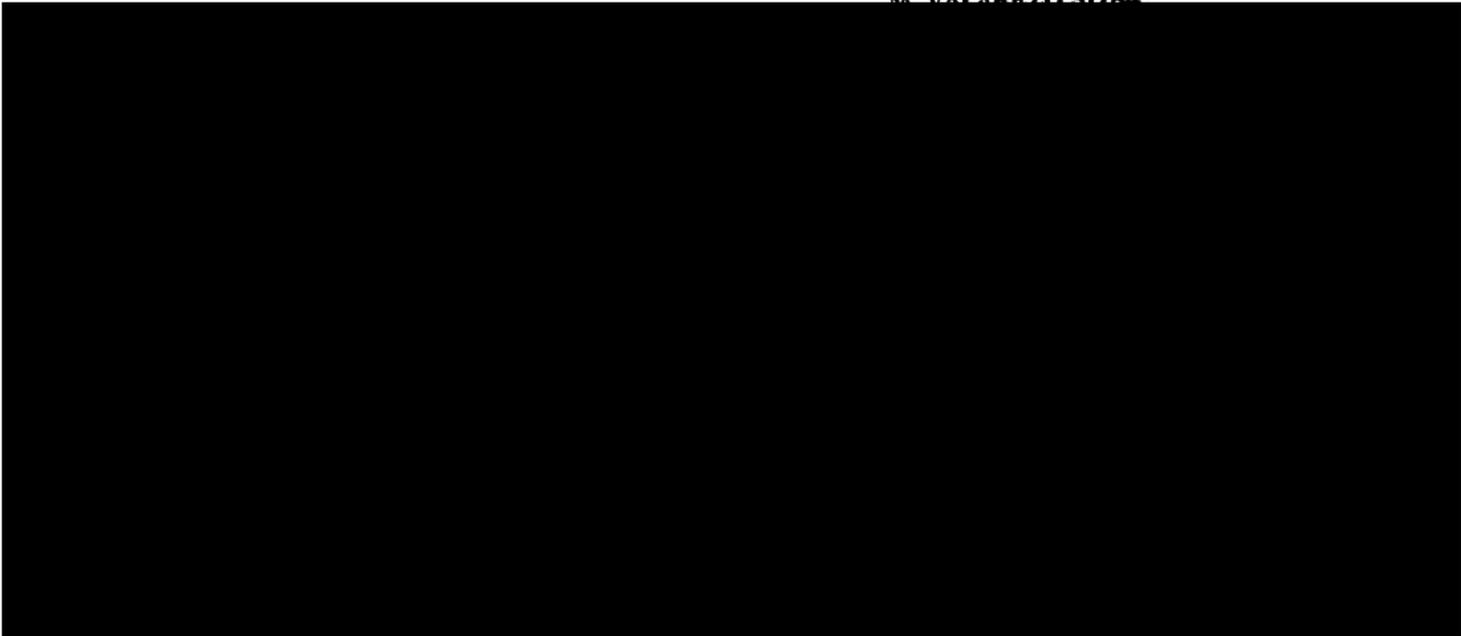
Female

DATE OF BIRTH

RACE

GENDER

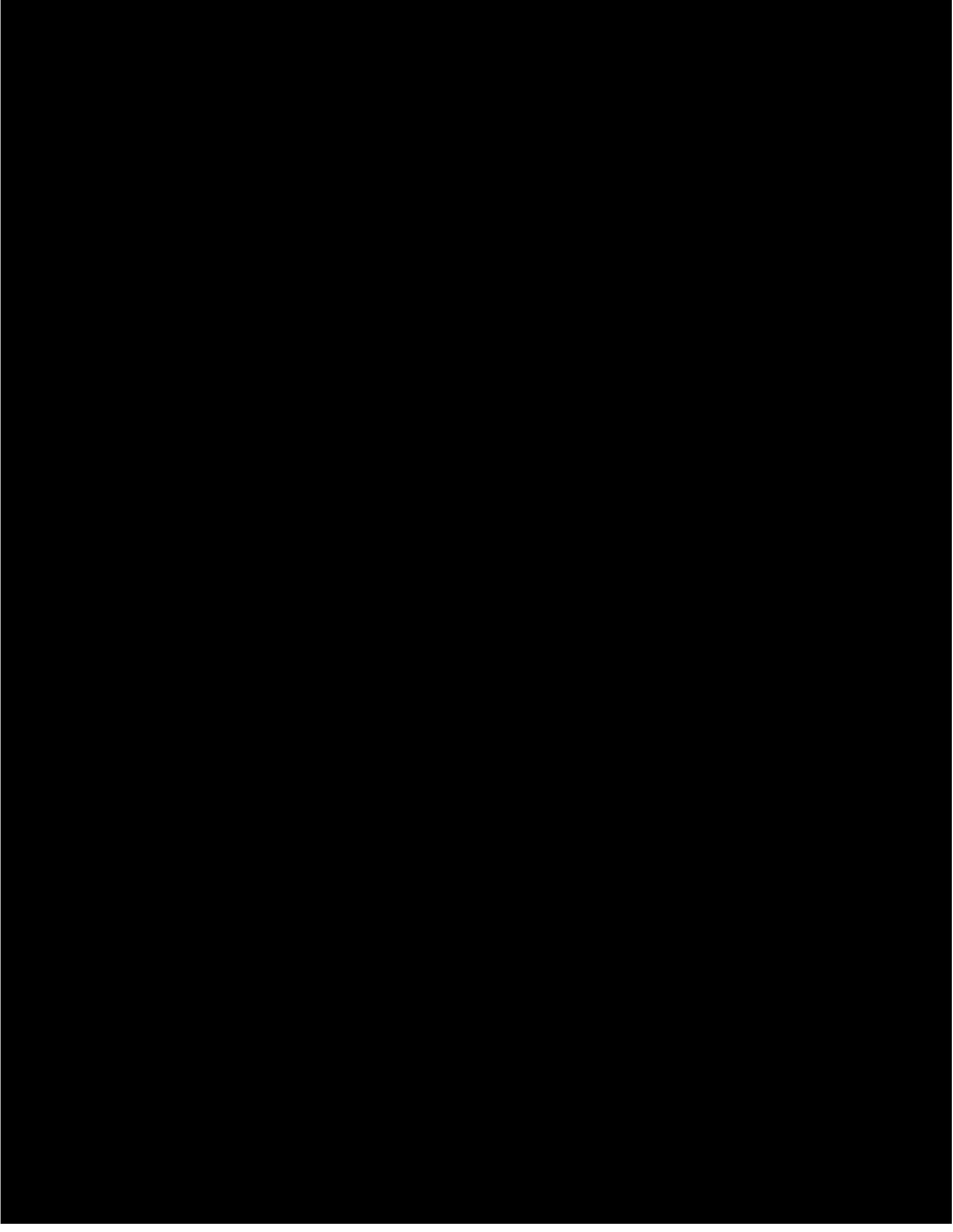
M. VALAREZO 91784

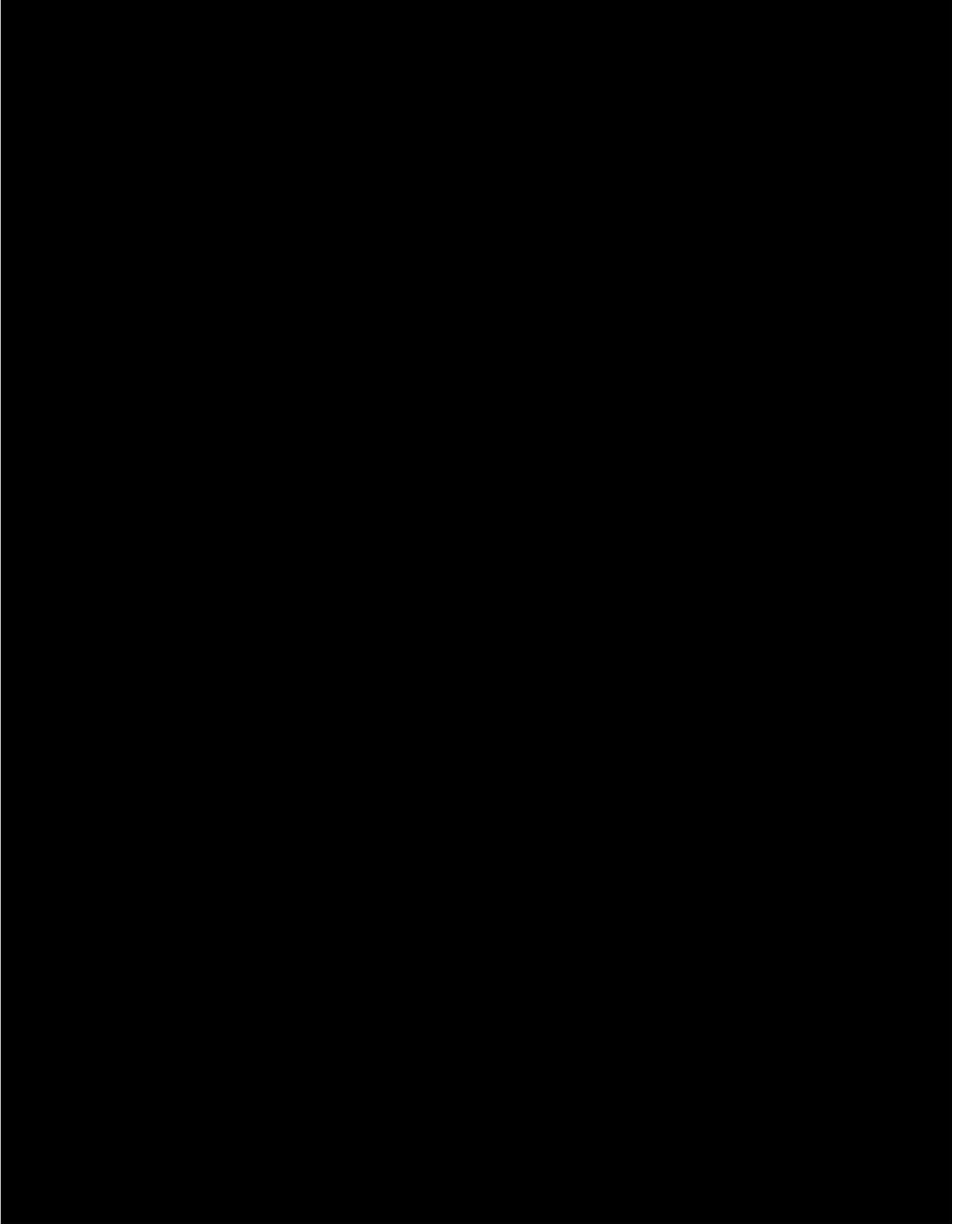


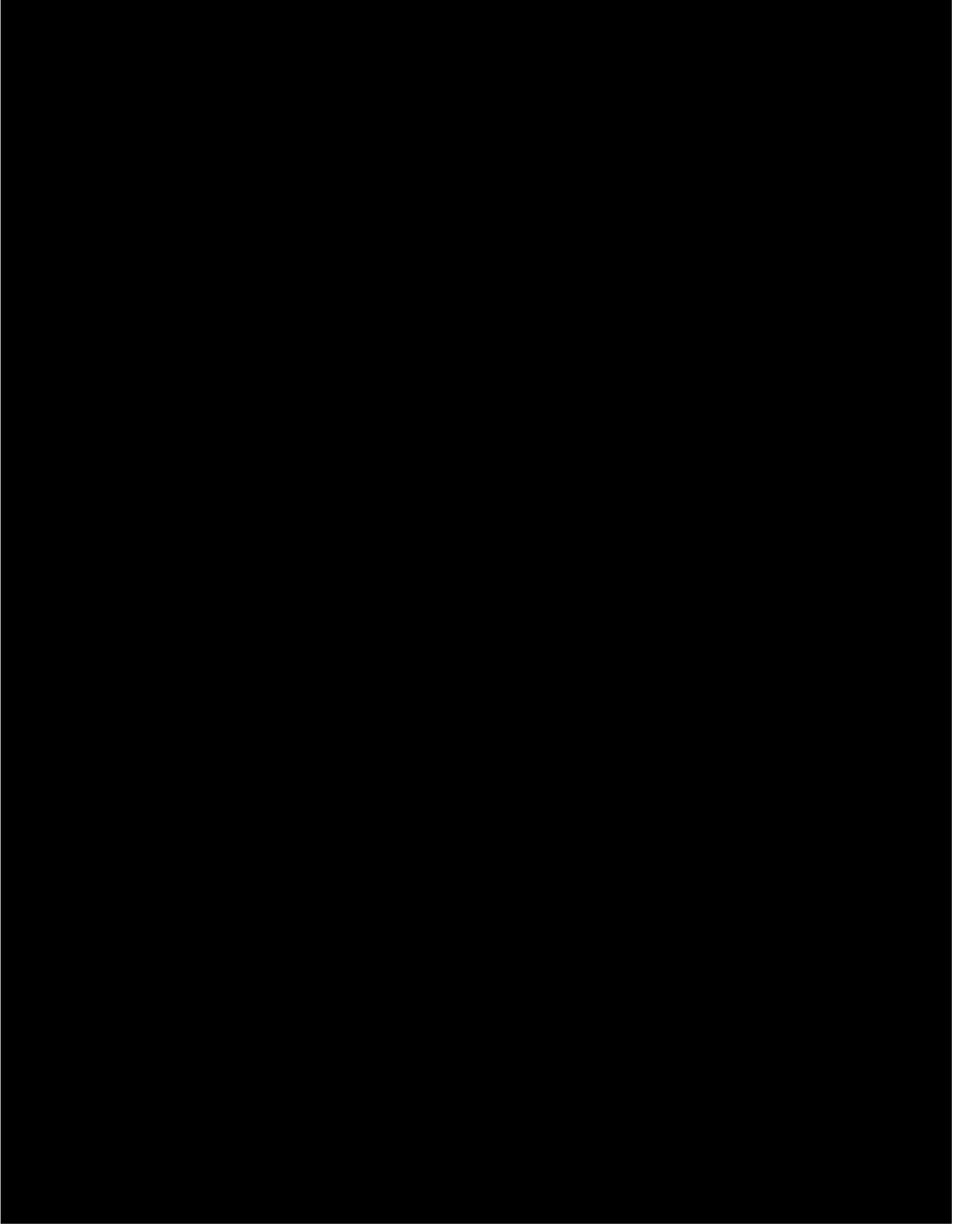
I hereby certify that the above and foregoing fingerprints are the fingerprints of the defendant, KRISTIN MILLER BROWN, and that they were placed thereon by said defendant in my presence this 7 day of September, 2023.

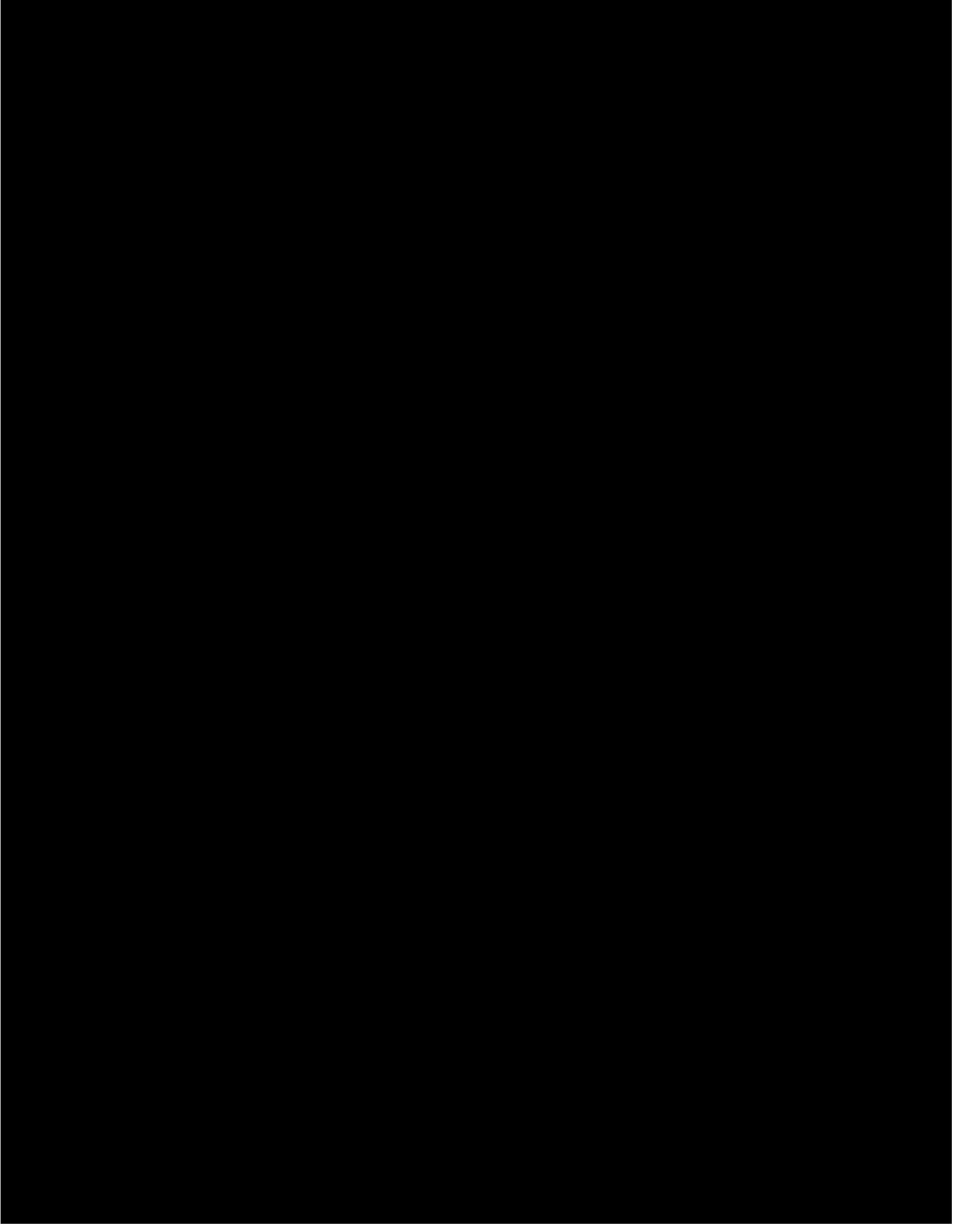
Meg V
Circuit/County Court Judge - Clerk - Deputy Sheriff
(Please Circle Title)

2 of 2









PALM BEACH COUNTY SHERIFF'S OFFICE BOOKING FACE SHEET



NAME
BROWN, KRISTIN MILLER

JACKET # 0540888 BOOKING # 2023014268

ALIAS NAMES OVER 8 NAMES:

23CF4705

INCARCERATION DATE/TIME
05/31/2023 14:58:46

BOOKING LOCATION
MDC INTAKE

PRISONER TYPE
LOCAL CHARGES

BOOKING BY
33098

DOB [REDACTED]
AGE AT BOOKING
38

RACE/SEX
W/F
HEIGHT
5 FT 07 IN

HAIR COLOR
BRO
WEIGHT
160

EYE COLOR
BLU
SSN
YES



ADDRESS
464 CAPISTRANO DR

CITY
PBG

STATE
FL

ZIP CODE
33410

COUNTRY OF ORIGIN
USA

ID # [REDACTED]

NCIC

AETS [REDACTED]

DOC #

ALIEN #

INCIDENT #
232277

ORIS # [REDACTED]

CASE #

ARREST ADDRESS
464 CAPISTRANO DR

CITY
PBG

STATE
FL

ZIP CODE
33410

ARREST DATE
05/31/2023

ARREST TIME
06:10

BOOKING DATE
05/31/2023

BOOKING TIME
17:38

WARRANT #

COURT DIVISION S

CURRENT BOND
\$0.00

IN CUSTODY BOOKING

ARRESTING OFFICER
ABRAIRA

ARRESTING AGENCY
78-PALM BEACH GRDNS

TRANSPORT OFFICER
J SANCHEZ

TRANSPORT AGENCY
78-PALM BEACH GRDNS

CASE TYPE
FELONY

HOLDS
NO

NOTE

CASE FLAG
NO BOND

STATUTE	COUNT	DESCRIPTION	VOFC	BOND TYPE	CURRENT BOND
893.135 1B1 (FF)	1	COCAINE-TRAFFIC - 28 GRAMS LESS THAN 150 KG COCAINE OR MIXTURE	<input type="checkbox"/>	NO BOND	\$0.00
893.135 1C4A (FF)	1	DRUGS-TRAFFIC - DANGEROUS FENTANYL/FENTANYL ANALOGUES 4 GRAMS+	<input type="checkbox"/>	NO BOND	\$0.00
893.135 1C1 (FF)	1	DRUGS-TRAFFIC - 4 GRAMS LESS 30 KG OTHER CNTRL SUBST	<input type="checkbox"/>	NO BOND	\$0.00
*	0	- TRF. METHAMPHETMINE OVER 4 GM			\$0.00
893.13 1A2 (FT)	1	MARIJUANA-POSSESS - WITH INTENT TO SELL MFG OR DELIVER SCHEDULE I	<input type="checkbox"/>	INITIAL	\$3,000.00
893.13 6A (FT)	1	DRUGS-POSSESS - CNTRL SUB WO PRESCRIPTION	<input type="checkbox"/>	INITIAL	\$3,000.00
*	0	- POSS. OF AMPHETAMINE AND DEXTROAMPHETMINE			\$0.00
893.135 1D1 (FF)	1	SYNTH NARCOTIC-TRAFFIC - IN PHENCYCLIDINE 28 GRAMS OR OVER	<input type="checkbox"/>	NO BOND	\$0.00
893.147 1 (MF)	1	DRUG EQUIP-POSSESS - AND OR USE	<input type="checkbox"/>	O.R.	\$0.00

SCANNED
JUN 01 2023

EXHIBIT # 3
PAGE #

Marsy's Law CVI FL Const. Art. 1 § 16(b)

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1 Arrest 3. Request for Warrant
2 NTA 4. Request for Captus

Juvenile

ADMINISTRATIVE	OBS Number:		Agency ORI Number FL 502600		Agency Name PALM BEACH GARDENS POLICE DEPT.		Agency Report Number (I.T.A. only) 7.81-2.31-2.2.7.7	
	Charge Type <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Ordinance		<input type="checkbox"/> Traffic Felony <input type="checkbox"/> Traffic Misdemeanor <input type="checkbox"/> Other		If Weapon Seized		Multiple Clearance Indicator	
DEFENDANT	Location of Arrest (including Name of Business) 464 CAPESTRANO DR, PBA, FL 33410				Location of Offense (Business Name, Address) 464 CAPESTRANO DR, PBA, FL 33410			
	Date of Arrest 05.31.23	Time of Arrest 0610	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle	
DEFENDANT	Name (Last, First, Middle) BROWN, KRISTEN MILLER				Alias (Name, DOB, Soc. Sec. #, Etc.)			
	Race W - White B - Black	Ethnicity I - American Indian O - Oriental/Asian	Sex W F	Height 507	Weight 160	Eye Color BLU	Hair Color BRN	Complexion LIGHT
DEFENDANT	Local Address (Street, Apt. Number) 464 CAPESTRANO DR PBA FL 33410				Mobile Phone 910/992-9977		Residence Type: 1. City 2. County 3. Florida 4. Out of State	
	Permanent Address (Street, Apt. Number)				Phone		Address Source FL D/L	
DEFENDANT	Business Address (Name, Street)				Phone		Occupation	
	INS Number				Place of Birth (City, State) NEW YORK NY		Citizenship U.S.	
CO-DEF	Co-Defendant (Last, First, Middle) Robinson, Antonio, A				Race B	Sex M	Arrested <input type="checkbox"/> At Large <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Juvenile	
	Co-Defendant (Last, First, Middle) Smith, James, H				Race W	Sex M	Arrested <input type="checkbox"/> At Large <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Juvenile	
JUVENILE	Parent / Legal Custodian Name (Last, First, Middle)				Residence Phone		Business Phone	
	Address (Street, Apt. Number)				City (State) Zip		Notified by (Name) Date Time	
JUVENILE	Released To (Name) Relationship				Date Time		Juvenile Disposition 1. Handled/Processed within Dept and Released 2. YD/ HRS/DYS 3. Incarcerated	
	The above address was provided by Defendant and/or defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office telephone (561) 355-6511 informed of any change of address.				School Attended		Grade	
CHARGE	Drug Activity N. N/A S. Sell B. Buy P. Possess T. Traffic				R. Smuggle D. Deliver E. Use		K. Dispense/ Distribute	
	M. Manufacture/ Produce/ Cultivate				Z. Other		Drug Type N. N/A A. Amphetamine B. Barbiturate C. Cocaine E. Heroin	
CHARGE	M. Marijuana H. Hashish/Cocaine P. Paraphernalia/ Equipment S. Synthetic				U. Unknown Z. Other		Violation of ORD #	
	Charge Description T/C Cocaine over 28 gm				Counts 1	Domestic Violence DY Y/N	Statute Violation Number 89.311.35	Violation of ORD # 1161
CHARGE	Charge Description T/C Fentanyl 14-28 gm				Counts 1	Domestic Violence DY Y/N	Statute Violation Number 89.311.35	Violation of ORD # 1142
	Charge Description T/A Methamphetamine over 4 gm				Counts 1	Domestic Violence DY Y/N	Statute Violation Number 89.311.35	Violation of ORD # 1101
CHARGE	Charge Description Poss. Marijuana with intent to sell				Counts 1	Domestic Violence DY Y/N	Statute Violation Number 89.311.3	Violation of ORD # 11A2
	Location (Court, Room Number, Address)				Court Date and Time Month Day Year Time A.M. P.M.			
NOTICE TO APPEAR	I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.							
	Signature of Defendant (or Juvenile and Parent/Custodian)				Date Signed			
ADMIN	I consent to receive text reminders of court date(s) and times for this case by automated technology to the mobile number identified above. I understand that standard text message rates may apply, and that I may revoke this consent via the text message system if I choose.				Signature			
	HOLD for other agency				Signature of Arresting Officer Name of Arresting Officer (Print) ID #		Name Verification (Printed by Arresting Officer) (PRINT)	
ADMIN	<input type="checkbox"/> Dangerous <input type="checkbox"/> Sublethal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other		Intake Deputy I.D. # Pouch #		Witness here if subject signed with an "X"	
	Page 1 OF 2		SCANNED JUN 01 2023					

EXHIBIT # 3
PAGE # 2

0540880

800

Marsy's Law CVI FL Const Art. 1 § 18(b)

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1 Arrest
2 N.T.A.
3. Request for Warrant
4. Request for Capias

Juvenile M

OBTS Number		Agency ORI Number 0502600		Agency Name PALM BEACH GARDENS POLICE DEPT.		Agency Report Number (N.T.A. only) 7.81.2.31-0.0.2.2.7.11	
Charge Type Check as many as apply <input checked="" type="checkbox"/> 1 Felony <input type="checkbox"/> 2 Traffic Felony		<input type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor		<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other		II Weapon Seized Enter Type	
Multiple Clearance Indicator		Date of Arrest (including Name of Business) 7/8/23 06:10 764 Capistrano Dr, PBA, FL, 33410		Location of Offense (Business Name, Address) 764 Capistrano Dr, PBA, FL, 33410		Date of Arrest 05.3.12.30.6.1.0	
Name (Last, First, Middle) Brown, Kristin, Miller		Aliases (Name, DOB, Soc. Sec. #, Etc.)		Race W F		Sex F	
Height 5-07		Weight 160		Eye Color Blu		Hair Color Brn	
Complexion light		Build Med		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Martial Status S	
Religion LWK		Indication of Alcohol Influence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Indication of Drug Influence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Unk <input type="checkbox"/>	
Local Address (Street, Apt. Number) 764 Capistrano Dr PBA FL 33410		City PBA		State FL		Zip 33410	
Permanent Address (Street, Apt. Number)		City		State		Zip	
Business Address (Name, Street)		City		State		Zip	
Phone		Phone		Phone		Phone	
Place of Birth (City, State) NY, NY		Citizenship US		INS Number		Place of Birth (City, State)	
Co-Defendant (Last, First, Middle) Robinson, Antonio, A		Co-Defendant (Last, First, Middle) Smith, James, H		Race W M		Sex M M	
Arrested <input type="checkbox"/> 1. At Large <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 6. Other		Arrested <input type="checkbox"/> 1. At Large <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 6. Other		Arrested <input type="checkbox"/> 1. At Large <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 6. Other		Arrested <input type="checkbox"/> 1. At Large <input type="checkbox"/> 2. At Large <input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile <input type="checkbox"/> 6. Other	
Parent Legal Custodian Name (Last, First, Middle)		Parent Legal Custodian Address (Street, Apt. Number)		Parent Legal Custodian City		Parent Legal Custodian State	
Parent Legal Custodian Zip		Parent Legal Custodian Phone		Parent Legal Custodian Business Phone		Parent Legal Custodian Grade	
Notified by (Name)		Date		Time		Juvenile Disposition 1. Handled/Processed within Dept and Released 2. TOT HRS/DYS 3. Incarcerated	
Released to (Name)		Relationship		Date		Time	
The above address was provided by <input type="checkbox"/> defendant and / or <input type="checkbox"/> defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk's Office (Phone (561) 355-6511) informed of any change of address. <input type="checkbox"/> Yes, by (Name) <input type="checkbox"/> No (Reason)		School Attended		Grade		Value of Property	
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No		Destination of Property		Value of Property		Value of Property	
Drug Activity N/A Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Dispense/Distribute M. Manufacture/Produce/Cultivate Z. Other	
Drug Type P A		Amount / Unit 13gm		Offense #		Drug Type N/A Possess	
Charge Description Poss. of Amphetamine and Oxycodone		Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 893113	
Warrant / Capias Number		Bond		Warrant / Capias Number		Bond	
Charge Description Inf. Phencyclidine		Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 8931135	
Warrant / Capias Number		Bond		Warrant / Capias Number		Bond	
Charge Description Poss. Drug Paraphernalia		Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 8931147	
Warrant / Capias Number		Bond		Warrant / Capias Number		Bond	
Charge Description		Counts		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number	
Warrant / Capias Number		Bond		Warrant / Capias Number		Bond	
Location (Court, Room Number, Address)		Court Date and Time		Month		Day	
Year		Time		A.M.		P.M.	
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.							
Signature of Defendant (or Juvenile and Parent/Custodian)				Date Signed			
I consent to receive text reminders of court date(s) and times for this case by automated technology to the mobile number identified above. I understand that standard text message rates may apply, and that I may revoke this consent via the text message system if I choose.							
MOLO for other agency		Signature of Reporting Officer 402		Name Verification (Printed by Agency)		PAGE	
<input type="checkbox"/> Dangerous <input type="checkbox"/> Suicidal		<input type="checkbox"/> Resisted Arrest <input type="checkbox"/> Other		402 PBA		2 OF 2	
Intake Deputy		I.D. #		Pouch #		Witness here if subject signed with an "X"	
Transporting Officer J. Sanchez 473		I.D. #		Agency		WITNESS HERE IF SUBJECT SIGNED WITH AN "X"	

EXHIBIT # 3
PAGE #8773

PROBABLE CAUSE AFFIDAVIT

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Citias **1** JUVENILE

Agency ORI Number FL FLO502600	Agency Name Palm Beach Gardens Police Department	Agency Report Number 7 8 23-002277
Charge Type: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other		Special Notes:
Name (Last, First, Middle) BROWN, KRISTIN MILLER		Alias: _____ Race: W Sex: F Date of Birth: _____
Charge Description 893.13(6A) POSSESSION OF AMPHETAMINE AND DEXTROAME	Charge Description F.S.S. 893.135(1D1) TRAFFICKING IN PHENCYCLIDINE	
Charge Description F.S.S. 893.147(1) POSSESSION OF DRUG PARAPHERNALIA	Charge Description	
Victim's Name (Last, First, Middle)		Race Sex Date of Birth
Local Address (Street, Apt. Number) (City) (State) (Zip)		Phone Address Source
Business Address (Name, Street) (City) (State) (Zip)		Phone Occupation
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody... <input checked="" type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation. On the <u>31</u> day of <u>May</u> 2023 at <u>13:25</u> (Specifically include facts constituting cause for arrest.)		
On April 26, 2023 the Palm Beach Gardens Police Department's Tactical Crime Suppression Unit (TAC) received information about possible narcotics activity at 464 Capistrano Drive, Palm Beach Gardens, Florida (Catalina Lakes), hereinafter referred to as the TARGET RESIDENCE.		
After receiving the tip, your affiant, Agent Daniel Abraira began conducting surveillance at the TARGET RESIDENCE. Your affiant received information that a subject known as "Turk" who was identified through investigative means as Andre Benjamin (DOB: _____) was living in the house and manufacturing and selling Crack Cocaine from the residence. On May 1, 2023, at 4:08 pm, your affiant was conducting surveillance on the TARGET RESIDENCE. While conducting surveillance, your affiant observed Benjamin exit a blue Tesla (Florida license plate _____) and proceeded to remove a couch with the assistance of other unknown black males out of the bed of a white pickup truck (Florida license plate _____). Benjamin left the couch in the driveway of the TARGET RESIDENCE and entered the front driver's seat of the Tesla and left the area, despite having a revoked driver's license, your affiant observed Benjamin operating the vehicle.		
Throughout your affiant's investigation, I received numerous complaints from multiple concerned citizens (wishing to remain anonymous) about high traffic coming and going from the TARGET RESIDENCE at all hours of the day and nighttime, which I was able to confirm through multiple days of surveillance. Your affiant observed multiple subjects frequently enter and leave the TARGET RESIDENCE after very short periods of time, consistent with that of narcotics deals. On most dates, subjects would enter through the front door and leave within minutes, often times using Uber and Lyft, which I recognize through my training and experience to be consistent with concealing narcotics deals within a residence. Within the month of May, a white male arrived in a red sedan and was met in the roadway by an unidentified heavy set black male (believed to be living at the TARGET RESIDENCE through surveillance) with a beard and no shirt. The white male		
SWORN AND SUBSCRIBED BEFORE ME _____ BOSCHEN, ROBERT B NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10) 05/31/2023 DATE		
_____ SIGNATURE OF ARRESTING / INVESTIGATING OFFICER ABRAIRA, DANIEL E (402) NAME OF OFFICER (PLEASE PRINT) 05/31/2023 DATE		
		PAGE 1 OF 6 SCANNED

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P.I.O.

EXHIBIT # 3
PAGE # 78

OBTS Number Agency ORI Number FL FLO502600	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Captives	1	JUVENILE		
Agency Name Palm Beach Gardens Police Department		Agency Report Number 718 23-002277					
Charge Type: Check as many as apply.					Special Notes:		
<input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other							
Name (Last, First, Middle) BROWN, KRISTIN MILLER					Race W		
Sex F					Date of Birth [REDACTED]		
PROBABLE CAUSE AFFIDAVIT	<p>leaned into the rear passenger window of a silver sedan with unknown occupants and reached inside. Your affiant knows this through his training and experience to be consistent with narcotics transactions occurring at a residence. One concerned citizen stated that as they walked on the sidewalk in front of the TARGET RESIDENCE, they overheard a conversation inside the garage where two males were talking about law enforcement not being able to do anything because the "deals" were so brief and inside the residence.</p> <p>Your affiant received information from a subject to be referred to as Palm Beach Gardens Police Department Confidential Source (CS 23-1) that Andre Benjamin and another unidentified subject were inside the TARGET RESIDENCE manufacturing Crack Cocaine and selling it at the residence and distributing the drugs to other individuals to make additional narcotics sales away from the residence. CS 23-1 informed me that Benjamin would give (front) Crack Cocaine to individuals and split the profit 50/50 with them once they sold it if Benjamin trusted them, but if he did not know the individual, they would have to pay half of the value of the Cocaine to him. CS 23-1 stated this activity was occurring within a few days of this affidavit. CS 23-1 also advised the homeowner Kristin Brown (DOB: [REDACTED]) has been providing sex services in exchange for money out of the residence in addition to the ongoing narcotics sales occurring at the TARGET RESIDENCE. CS 23-1 confirmed the heavy-set black male I have observed at the residence (also noted above meeting with the white male in the red car) has been seen inside the residence "cooking" or manufacturing Crack Cocaine in the kitchen at the TARGET RESIDENCE. CS23-1 also provided me phone numbers and text messages that confirmed the involved subjects and the text messages confirmed his statements about narcotics being "cooked" and sold from within and around the residence. In an effort to not reveal the identity of CS 23-1, I am excluding the specifics of the text messages. When I asked details about the cooking of the Crack Cocaine, CS 23-1 demonstrated knowledge of the Crack Cocaine "Cookies". Brown also has a mentally challenged juvenile who lives in the residence with her and Benjamin.</p> <p>On May 28, 2023, your affiant was notified that another arrest was made on a subject leaving the TARGET RESIDENCE (case number 23002864). On Sunday, May 28, 2023, at approximately 9:22 p.m., Officer Hayashi responded to the TARGET RESIDENCE in reference to a suspicious vehicle in the area. Officer Philip Colletti arrived first in the area and observed a vehicle as described by the caller, a black SUV, in the immediate area of the TARGET RESIDENCE in a guest parking spot across from the TARGET RESIDENCE. The vehicle, a black 2008 Mazda Tribute SUV (Florida tag [REDACTED]), was observed leaving the area upon law enforcement arrival. Officer Colletti conducted a traffic stop on the vehicle which showed a seize tag order on the vehicle. The driver was identified as Kevin Whyte by a photocopy of a Florida driver license, and the passenger was identified as, Maurice Lorenzo Latham. At first Latham identified himself as Marquis D. Smith with date of birth of [REDACTED]. When Latham was inquired again, he provided another variation of his name, Marcus Latham (DOB [REDACTED]). Latham finally gave in and</p>						
ADMINISTRATION	SWORN AND SUBSCRIBED BEFORE ME <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p style="text-align: center;">BOSCHEN, ROBERT B.</p> <p style="text-align: center;">NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</p> <p style="text-align: center;">05/31/2023</p> <p style="text-align: center;">DATE</p> </div> <div style="width: 45%;"> <p style="text-align: center;"><i>[Signature]</i></p> <p style="text-align: center;">SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</p> <p style="text-align: center;">ABRAIRA, DANIELE E (402)</p> <p style="text-align: center;">NAME OF OFFICER (PLEASE PRINT)</p> <p style="text-align: center;">05/31/2023</p> <p style="text-align: center;">DATE</p> </div> </div> <div style="text-align: right; margin-top: 10px;"> <p style="font-size: 2em; font-weight: bold; opacity: 0.5;">SCANNED</p> <table border="1" style="border-collapse: collapse;"> <tr> <td style="padding: 2px;">PAGE</td> <td style="padding: 2px;">2 of 6</td> </tr> </table> </div>					PAGE	2 of 6
PAGE	2 of 6						

COURT
STATE ATTORNEY
CENTRAL RECORDS
JAIL
CRIME ANALYSIS
P. I. O.

EXHIBIT # 3

PAGE # 376

OBTS Number Agency ORI Number FL F0502600	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias 1	JUVENILE
Agency Name Palm Beach Gardens Police Department		Agency Report Number 7 8 23-002277	
Charge Type: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other		Special Notes:	
Name (Last, First, Middle) BROWN, KRISTIN MILLER		Race W	Sex F
<p>admitted his actual name was Maurice Latham which yielded an active FCIC out-of-county warrant from Tallahassee (Florida Commission on Offender Review, warrant number B04810). A search incident to arrest was conducted on Latham after the warrant hit was confirmed. From inside his right sock produced multiple small, clear plastic packets each containing fine white powder substances that Officer Hayashi immediately identified as suspected cocaine based on his training, knowledge, and field experiences. Post Miranda Warning Latham admitted that the substance was "synthetic cocaine." A one-dollar bill was discovered folded with suspected cocaine residue that Latham also admitted having been used to snort cocaine. A black Nautica brand bag was located on the very passenger seat where Latham was seated. Inside the bag were the following: one Office of Economic Self-Sufficiency EBT card issued to Maurice L. Latham, 1.95 grams of suspected cocaine, 0.42 grams of suspected cocaine, 5.26 grams of suspected methamphetamine, 11.50 grams of suspected cocaine (total packaged weight), eight (8) capsules containing an unknown light brown substance (1.77 grams), and 1.11 grams of suspected marijuana (total packaged weight). The suspected cocaine was field tested with a Scott Reagent and suspected methamphetamine was field tested with a methamphetamine/MDMA (ecstasy) reagent, all which indicated positive results for their respective tested samples. All suspected cocaine and suspected methamphetamine were packaged in a way consistent with that for immediate distribution, given their relatively consistent, precut state. There were additional numerous empty small plastic baggies also on hand contained therein. According to resource Google Maps, a private school and church (St. Mark's Episcopal located at 10635 Gardens East Drive) is located within 1,000 feet at an approximated measured distance of 810.58 feet, measured from east of the Catalina Lakes entrance roundabout to the northwest quadrant of St. Mark's Episcopal property line. Members of the Palm Beach Gardens Police Tactical Crime Suppression Unit arrived on scene and interviewed Latham. Latham willingly provided access to a mobile phone belonging to him and displayed a text message between him and the driver, Whyte, that confirmed he was at 464 Capistrano Drive (TARGET RESIDENCE).</p> <p>It should be noted I observed Latham leaving the TARGET RESIDENCE almost immediately before being pulled over by Officers with the black bag slung across his shoulder which appears to be the same as the one located with the narcotics inside. The vehicle was only occupied by Latham for a very short duration of time prior to the Officers stopping the vehicle. Upon reviewing Officer Hayashi's body camera footage, I did not observe any other bags in the vehicle that looked like the one located with the narcotics.</p> <p>Your Affiant responded and conducted an interview of Latham post Miranda. Latham informed the following:</p> <p>Latham stated he was in the wrong place at the wrong time at a friend's house. He stated he went to Pirates Well (a local bar near the target address) with some friends the night before and slept at a girl's house that he believes is named Kristin. Latham stated the Marijuana in his sock was his but the bag with the narcotics was already in</p>			
SWORN AND SUBSCRIBED BEFORE ME BOSCHEN, ROBERT B <small>NOTARY PUBLIC / CLERK OF COURT / OFFICER F.S.S. 117.10</small> 05/31/2023 <small>DATE</small>	SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  ABRAIRA, DANIEL E (402) <small>NAME OF OFFICER (PLEASE PRINT)</small> 05/31/2023 <small>DATE</small>		
SCANNED			PAGE 3 OF 6

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

EXHIBIT # 3
PAGE # 386

Agency ORI Number **FL FLO502600** Agency Name **Palm Beach Gardens Police Department** Agency Report Number **7 | 8 | 23-002277**

Charge Type: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other

Name (Last, First, Middle) **BROWN, KRISTIN MILLER** Race **W** Sex **F** Date of Birth [REDACTED]

the car with the guy who picked him up. Latham did not provide information valuable to my investigation due to his warrant, but he did confirm the address he was coming from was the TARGET RESIDENCE.

On May 30, 2023, I obtained a search warrant for the TARGET RESIDENCE which was signed by the Honorable Stephanie Tew of the 15th judicial circuit. On May 31, 2023, Palm Beach Gardens Police SWAT (myself included) executed the warrant at approximately 6:00am. Here are the findings of the lawful execution of the search warrant;

As I approached the rear sliding glass door, I observed a black male (same heavy-set black male with the beard as noted above, later identified as Antonio A Robinson [REDACTED]) sleeping on the couch in the living room close to the sliding glass doors. Myself and other SWAT Officers gave numerous verbal commands to him with no response. I hit my hand on the sliding glass door numerous times, in a very loud manner as Sgt. Robert Boschen gave commands on the PA system of the armored truck and still received no response from the male or any subjects inside. After providing ample time for occupants of the residence to come to the door and surrender, SWAT breached the rear sliding glass door. As SWAT entered the residence, we detained Robinson and the homeowner Kristin M Brown exited a room that I will refer to in this report as the entertainment room. Kristin followed commands and was detained by SWAT perimeter units after putting a black iPhone with a purple case on the kitchen counter. As SWAT approached the entertainment room, a white male (later identified as James Smith [REDACTED]) was seen running deeper into the entertainment room into the garage area where he hid in a corner under a jacket. Numerous commands were given to James, he was detained without incident. As we were in the residence, I noticed numerous items of suspected narcotics and paraphernalia in plain view. After SWAT completed a security sweep for safety, I conducted a video walkthrough which will be uploaded to Evidence.com. Upon completion of the video walkthrough, PBGPD TAC with the assistance of the DEA West Palm Beach District Office Taskforce Group conducted a search of the residence. Our findings are as follows (please note all of the following suspect narcotics field tested positive):

In the Livingroom area, within Robinson's area of control, we located 3 baggies (Total Package weight or TPW of 12grams) of suspect Cocaine in the couch Robinson was sleeping on, and on a low shelf within his reach. In the kitchen area, we located the following items; 2 plastic containers of suspect Marijuana gummies TPW 136grams, 1 glass bong, 6 packets of suspect Marijuana gummies TPW 107grams, 1 scale, 5 THC packets TPW 36grams, 2 bags of Bens rice TPW 505 grams with Mushroom Spuds and 1 crock pot with Mushroom Spuds.

In the "entertainment room" where Brown and Smith were, we located the following; 3 baggies and 1 crack cocaine rock on the coffee table TPW 12grams, 1 glass pipe with Chore Boy and suspect cocaine powder inside, 1 scale, 3 plastic containers of THC TPW

SWORN AND SUBSCRIBED BEFORE ME

BOSCHEN, ROBERT B [Signature] NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) DATE **05/31/2023**

ABRAIRA, DANIELE E (402) [Signature] SIGNATURE OF ARRESTING / INVESTIGATING OFFICER NAME OF OFFICER (PLEASE PRINT) DATE **05/31/2023**

SCANNED PAGE 4 OF 6

EXHIBIT # **3**
PAGE # **387**

OSTS Number	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Captives	1	JUVENILE
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Agency ORI Number FL FL0502600	Agency Name Palm Beach Gardens Police Department	Agency Report Number 7 8 23-002277
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Charge Type: Check as many as apply: <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other	Special Notes:
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Name (Last, First, Middle) BROWN, KRISTIN MILLER	Alias	Race W	Sex F	Date of Birth 08/27/1984
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227grams, 16 empty Ziploc baggies, 1 plastic baggie with white suspect Cocaine residue TPW 10grams, 1 PSA pistol with 24 bullets (in Brown's purse), 3 cell phones, 1 baggie with caps TPW 15grams suspect Fentanyl (in Brown's purse), 1 container of suspect Marijuana TPW 40grams, 1 push rod (utilized in the process of smoking crack cocaine through a pipe), 1 piece of Chore Boy (utilized as a filter when smoking crack cocaine), suspect Cocaine residue that I collected off the coffee table TPW 8grams, 1 used syringe and straw, a large bag of capsules (consistent with those used for packaging powder forms of narcotics), 6 baggies with suspect Cocaine powder TPW 17grams (located in Brown's purse), 1 plastic baggie with suspect Crack Cocaine TPW 12grams, 1 plastic sitting in plain view on the couch with 8 Amphetamine and Dextroamphetamine pills (7 whole pills and 2 half pills, schedule 2 narcotic).

In the garage we located 2 large plastic containers with Mushroom spuds labeled "Jedi mind fuck from white rice", "P Nats from white rice" and 6 additional glass jars with Mushrooms.

Through my training and experience, the containers and rice bags are clear evidence of the cultivation of Psilocybin Mushrooms.

In the master bedroom on the nightstand, I identified a white powder residue which field tested positive for suspect Cocaine but the powder was spread too widely around the table to collect (photographs were taken). I also located a baggie of suspect Crystal Meth TPW 13grams inside the top middle dresser drawer with Kristin's jewelry.

In the northwest children's bedroom, I located a baggie with white powder residue Cocaine in the top drawer of a dresser filled with children's clothes TPW 12grams. Additionally, I located a used condom on the floor of the southwest children's bedroom.

In the driveway directly connected and related to the TARGET ADDRESS was a silver Toyota Camry (Florida License Plate [REDACTED]) which was a rental car. Through surveillance, I have seen Brown and Robinson utilize the vehicle numerous times and the keys were located inside the residence. In plain view of the vehicle I was able to see multiple capsules with powder residue on the floorboard. I collected 18 used capsules (which were the same as the ones inside the residence), 1 scale, 9 grams of suspect Marijuana and a plastic baggie with powder Fentanyl TPW 12grams. I have not seen anybody else use the vehicle.

Agent Witt attempted to interview all the subjects taken into custody, Brown and Robinson advised they did not wish to talk to him and requested attorneys. Post Miranda Rights, Smith advised the following to DEA Task Force Agent Tyler Witt that he has been staying at the residence for a few days. Smith stated he started staying in the residence temporarily when Andre Benjamin moved out approximately a week ago or less. Smith stated that Brown started using drugs and prostituting herself when Benjamin moved in after Christmas (last five months). Benjamin would cook crack cocaine and would sell

A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME BOSCHEN, ROBERT B <small>NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S. 117.10)</small> 05/31/2023 <small>DATE</small>	 <small>SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</small> ABRAIRA, DANIEL E <small>NAME OF OFFICER (PLEASE PRINT)</small> 05/31/2023 <small>DATE</small>	SCANNED 01 2023 <small>DATE</small>	<small>PAGE</small> 5 of 6
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COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

EXHIBIT # 3
PAGE # 382

OSTS Number: Agency OR# Number: FL FLO502600 Agency Name: Palm Beach Gardens Police Department Agency Report Number: 7 8 23-002277	PROBABLE CAUSE AFFIDAVIT SUPPLEMENT	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	1 JUVENILE
Charge Type: Check as many as apply. <input checked="" type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other			
Name (Last, First, Middle): BROWN, KRISTIN MILLER			Race: W Sex: F Date of Birth: 08/27/1984
<p>any drugs he could. Smith has seen Benjamin sell from the residence multiple times. Smith stated he knew drugs were inside the residence and he has seen sales occur at the residence. Smith stated he would get all his drugs from the residence where Brown resided. Smith stated he uses methamphetamine and cocaine recreationally. Smith stated he and Brown smoked methamphetamine last night. Smith stated he doesn't know Robinson, as he just recently started coming to the residence. Smith stated that Benjamin is a "piece of shit" because he tried to sell his (Smith's) little sister to a man (Benjamin's father), a few years ago prior to his arrest. Smith said that he believed Benjamin was forcing Brown to prostitute and sell drugs on his behalf. Smith stated he is currently on probation for possession of methamphetamine, and won't get off probation for four years.</p> <p>As a result of my investigation, Brown was placed under arrest for F.S.S. 893.135(1b1a) Trafficking in Cocaine over 28 grams, F.S.S. 893.135(4) (a) (III) (b) Trafficking in Fentanyl 14 to 28 grams, F.S.S. 893.135(1c1) Trafficking in Methamphetamine 4 grams or more, 893.13(1a) Possession of Marijuana with intent to sell, 893.13(6a) Possession of Amphetamine and Dextroamphetamine, F.S.S. 893.135(1d1) Trafficking in phencyclidine and F.S.S. 893.147(1) Possession of Drug Paraphernalia.</p> <p>Smith was placed under arrest for F.S.S. 893.135(1b1a) Trafficking in Cocaine over 28 grams, F.S.S. 893.135(4) (a) (III) (b) Trafficking in Fentanyl 14 to 28 grams and 893.13(6a) Possession of Amphetamine and Dextroamphetamine and F.S.S. 893.135(1c1) Trafficking in Methamphetamine 4 grams or more.</p> <p>Robinson was placed under arrest for F.S.S. 893.135(1b1a) Trafficking in Cocaine over 28 grams, F.S.S. 893.135(4) (a) (III) (b) Trafficking in Fentanyl 14 to 28 grams, F.S.S. 893.135(1c1) Trafficking in Methamphetamine 4 grams or more, Possession of Marijuana with intent to sell 893.13(1a), 893.13(6a) Possession of Amphetamine and Dextroamphetamine and F.S.S. 893.135(1d1) Trafficking in phencyclidine.</p>			
SWORN AND SUBSCRIBED BEFORE ME <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>BOSCHEN, ROBERT B <small>NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10)</small></p> <p>05/31/2023 <small>DATE</small></p> </div> <div style="width: 45%; text-align: center;"> <p><i>[Signature]</i> <small>SIGNATURE OF ARRESTING / INVESTIGATING OFFICER</small></p> <p>ABRAIRA, DANIEL E <small>NAME OF OFFICER (PLEASE PRINT)</small></p> <p>05/31/2023 <small>DATE</small></p> </div> </div>			
			PAGE 6 OF 6

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

EXHIBIT # 3
PAGE # 383



Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential Informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2-3
	<input type="checkbox"/>	(vii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

SCANNED

Booking Number: 2023014268	Date: 06/01/2023	111N 01 2023
	Specialist Name/ID: T.Howard/7185	

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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License Search Entity Search Modify License Standing Maintain License CE Control

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

Logged in as: **cstubbs1**

VR Home > Complaint Search > Maintain Complaint > License Home

<p>License</p> <p>Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On 06/30/2025</p> <p>File # 14321 Name BROWN, KRISTIN MILLER Extended To</p> <p>License # 13391769 Rank CEMP - Cardroom Employee Occupational Renewed On</p> <p>Entity # 13391769 Lic Status Current</p>		<p>Licensee</p> <p>History</p> <p>Notes</p> <p>Notes History</p> <p>Back</p>																							
<p>Address</p> <p>Street # 464 Street CAPISTRANO DR</p> <p>Line 2</p> <p>Line 3</p> <p>City PALM BEACH GARDENS State FL Zip 33410</p> <p>Routing</p>																									
<p>Other</p> <p>1st License Date 11/14/2022 Rank Date 11/14/2022 Certificate #</p> <p>Method I-S-1024 Status Date 11/14/2022 Certificate Date</p> <p>Fee Exempt No Birth Date [REDACTED] Renewal Sent</p>																									
<p>Select</p> <p>Action <input type="text"/></p>																									
<p>Modifiers</p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>A</td> <td>ENFO - Enforcement Alert</td> <td>08/16/2023</td> <td>Applicant Hit</td> </tr> <tr> <td>C</td> <td>HOST - Host/Hostess</td> <td>11/04/2022</td> <td></td> </tr> <tr> <td>I</td> <td>GHND - Greyhound</td> <td>11/04/2022</td> <td></td> </tr> <tr> <td>L</td> <td>149 - Investment Corporation of Palm Beach</td> <td>11/04/2022</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>11/04/2022</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	A	ENFO - Enforcement Alert	08/16/2023	Applicant Hit	C	HOST - Host/Hostess	11/04/2022		I	GHND - Greyhound	11/04/2022		L	149 - Investment Corporation of Palm Beach	11/04/2022		Y	3YR - 3 Year License	11/04/2022	
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L	149 - Investment Corporation of Palm Beach	11/04/2022																							
Y	3YR - 3 Year License	11/04/2022																							
<p>Alt Keys</p> <p>BEST LIC NBR 13391769</p>																									

EXHIBIT # **4**
PAGE #

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EXHIBIT # 4
PAGE # 2

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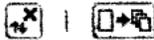
VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
License Search	Entity Search	Modify License Standing	Maintain License CE Control						

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: jminaya

[VR Home](#) > [License Search](#) > [License Home](#) > **View License Event Log**

Fed Tax # [REDACTED]	Lic Type 1012 - Cardroom Employee Occupational	Expires On 06/30/2025
File # 14321	Name BROWN, KRISTIN MILLER	Extended To
License # 13391769	Rank CEMP - Cardroom Employee Occupational	Renewed On
Entity # 13391769	Lic Status Current	



Updated	By	Description
08/16/2023 14:59:01	charis	Alert ENFO added
11/14/2022 14:26:48	rkitchens	Upgrade 90-day Temp to 3yr Permanent # 70663 approved
11/14/2022 14:26:48	rkitchens	Rank and/or status changed, expiry date assigned
11/14/2022 14:26:05	rkitchens	Upgrade 90-day Temp to 3yr Permanent # 70663 opened
11/14/2022 14:25:35	rkitchens	Close for Upgrade # 70662 approved
11/14/2022 14:25:35	rkitchens	Rank and/or status changed
11/14/2022 14:25:32	rkitchens	Close for Upgrade # 70662 opened
11/04/2022 11:38:26	mpacheco	90-day Temporary # 70618 approved
11/04/2022 11:38:26	mpacheco	Rank and/or status changed, expiry date assigned
11/04/2022 11:38:26	mpacheco	Association/Location Codes 149 added
11/04/2022 11:38:26	mpacheco	Industry Identifiers GHND added
11/04/2022 11:38:26	mpacheco	Occupational Codes HOST added
11/04/2022 11:34:36	mpacheco	90-day Temporary # 70618 opened
11/04/2022 11:34:36	mpacheco	License record created



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EXHIBIT # **34**
PAGE # **3**

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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License Search Entity Search Modify License Standing Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: atribute

VR Home > License Search > Display Alerts > Maintain License Modifiers - BASE_CLONE

Search Criteria	Results	Detail
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Modifier Type A - Alert
 Modifier **ENFO - Enforcement**
 Effective **08/16/2023**
 Expires -
 Additional Info :
 Prompt
 Value **Applicant Hit**
Applicant must submit form PMW-3120 and provide court disposition records for the 05/31/2023 offense in Palm Beach County, Florida.
 Notes
 Updated **08/16/2023 14:59:01**
 By **charris**

- Notes History
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EXHIBIT # 5
PAGE # 1

8. Discussion of rulemaking

**MEMORANDUM OF AGREEMENT
BETWEEN THE SEMINOLE TRIBAL GAMING COMMISSION AND THE FLORIDA
GAMING CONTROL COMMISSION GOVERNING PATRON DISPUTE
PROCEDURES**

Section 1. Scope. This Memorandum of Agreement (“MOA”) between the Seminole Tribal Gaming Commission (“Tribal Commission”) and the Florida Gaming Control Commission (the “State Compliance Agency” or “SCA”) (collectively, the “Parties”) is entered into pursuant to Part VI.A of the 2021 Gaming Compact Between the Seminole Tribe of Florida (“Tribe”) and the State of Florida (“Compact”), and shall be strictly limited to establishing procedures governing Patron Disputes arising out of the play of Covered Games authorized by the Compact.

Section 2. Definitions. Unless otherwise set forth below, the definitions used in the Compact shall apply. As used in this MOA:

“Patron Dispute” means any dispute, disagreement, or other grievance raised by a Patron that involves a claim for a Prize.

“Prize” means the amount of currency, tokens, coins, or any other thing of value a Patron receives, or believes is entitled to receive, from the play of a Covered Game based on the approved rules for such Covered Game.

Section 3. Procedure for Reviewing Patron Disputes. The procedure for reviewing Patron Disputes provided under this MOA is set forth below:

A. Initial Process. All Patron Disputes shall initially be subject to the Patron Dispute procedures established in the Seminole Tribal Gaming Code.

B. Appeals Before the SCA.

i. Filing Appeals Before the SCA. Should a Patron be dissatisfied with a decision by the Tribal Commission issued under Paragraph A of this Section after exhausting all tribal remedies, the Patron may appeal such decision to the SCA by filing a written notice of appeal to the SCA. The notice of appeal shall include the Patron’s full legal name, mailing address, a copy of the Tribal Commission’s final decision, a brief description of why the Patron is seeking review of the Tribal Commission decision, and a statement of the relief the Patron is requesting. Notices of appeal shall be submitted by U.S. mail, return receipt requested, to the Florida Gaming Control Commission, State Compliance Agency, 4070 Esplanade Way Suite 250, Tallahassee, FL 32399.

ii. Deadline for Filing Appeals. The notice of appeal shall be postmarked within thirty (30) days of the date of the final decision issued under Paragraph A of this Section. The postmark date shall be deemed the official date of filing of the notice of appeal. If the Patron fails to timely file a notice of appeal, the Patron shall be barred from seeking further review of a decision issued under

Paragraph A of this Section. Upon receipt of a timely notice of appeal filed under this Subparagraph, the SCA shall acknowledge receipt to the Patron, transmit copies of the notice of appeal to the Tribal Commission, and assign a case number to the matter.

iii. Record on Appeal. Within fifteen (15) days of filing a notice of appeal described in Subparagraphs i and ii of this Section, the Tribal Commission shall transmit to the SCA copies of all materials that were submitted by the Patron or the Tribe during the process under Paragraph A of this Section. The record on appeal may not contain, and the SCA will not consider, any materials that were not considered by the Tribal Commission during the process under Paragraph A of this Section.

iv. Patron's Submission. Within thirty (30) days of filing the notice of appeal described in Subparagraphs i and ii of this Section, the Patron shall submit to the SCA its arguments in support of the relief sought in the written notice of appeal. This deadline may be extended by the SCA upon a showing of good cause by the Patron. The Patron may rely only on evidence submitted by the Patron or the Tribe or cited by the Tribal Commission during the process under Paragraph A of this Section. The submission may be filed by mail or electronically. Upon receipt of the submission filed under this Subparagraph, the SCA shall acknowledge receipt to the Patron and transmit a copy of the submission to the Tribal Commission.

v. The Tribal Commission's Submission. The Tribal Commission shall be entitled to submit its arguments opposing the relief requested in the Patron's appeal of the decision issued under Paragraph A of this Section. The Tribal Commission may rely only on evidence submitted by the Patron or the Tribe or considered by the Tribal Commission during the process under Paragraph A of this Section. The Tribal Commission shall submit its arguments and supporting evidence within thirty (30) days of its receipt of the Patron's submission described in Subparagraph iv of this Section. This deadline may be extended by the SCA upon a showing of good cause by the Tribal Commission. The submission may be filed by mail or electronically. Upon receipt of a submission filed under this Subparagraph, the SCA shall acknowledge receipt to the Tribal Commission and transmit a copy of the opposing submission to the Patron.

vi. Reply Submission. Within fifteen (15) days of the Patron's receipt of the Tribal Commission's opposing submission described in Subparagraph iv of this Section, the Patron may file a reply submission. The reply submission may only address arguments raised in the Tribal Commission's opposing submission described in Subparagraph v of this Section and cannot introduce any new argument. The submission may be filed by mail or electronically. Upon receipt of a reply submission filed under this Subparagraph, the SCA shall acknowledge receipt to the Patron and transmit a copy of the reply submission to the Tribal Commission.

xii. SCA Review. The SCA may consider only the submissions of the parties provided that the material was considered by the Tribal Commission in making its initial decision. The SCA may only issue a decision contrary to the Tribal Commission's decision made pursuant to Paragraph A of this Section if the SCA determines that the Tribal Commission's decision was arbitrary, capricious, or an abuse of discretion. For purposes of this Subparagraph, "arbitrary" means not supported by logic or the necessary facts; "capricious" means adopted without thought or reason or is irrational; and "abuse of discretion" means outside the range of discretion delegated to the Tribal Commission by the Seminole Tribal Gaming Code.

xiii. Award Limit. The maximum amount of an award for the resolution of any Patron Dispute shall not exceed the actual amount of the Prize available from the Covered Game that is the subject of the Patron Dispute. A Patron is not eligible to be awarded any relief if the Patron Dispute arises due to the malfunction of a Covered Game.

ix. Time for Decision. The SCA shall make its decision on the appeal within ninety (90) days after the deadline for the Patron to file its reply submission or the date of the meeting to review the appeal, whichever is later. However, the SCA shall endeavor to make its decision within forty-five (45) days. The decision shall be in writing and contain reasons for its conclusions. Such decision shall be transmitted by mail to the Patron, and the Tribal Commission.

x. Binding Effect of SCA Decision. The decision of the SCA shall be binding on all the Parties.

xi. Computation of Time. For any time period stated within this MOA, begin counting from the next day that is not a Saturday, Sunday, or legal holiday; count every day, including intermediate Saturdays, Sundays, and legal holidays; and include the last day of the period, but if the last day is a Saturday, Sunday, or legal holiday, or during a state of emergency declared by the Governor, the period continues to run until the end of the next day that is not a Saturday, Sunday, or legal holiday and does not fall within any period of time during a state of emergency declared by the Governor.

- (a) **"Last Day" defined.** The last day ends at midnight.
- (b) **"Next Day" defined.** The "next day" is determined by continuing to count forward when the period is measured after an event and backward when measured before an event.
- (c) **"Legal Holiday" defined.** Any holiday established by applicable federal or Florida law.

Section 4. Notice of Patron Dispute Procedures. The Tribal Commission shall make copies of the procedures described in Section 3 of this MOA available to Patrons in both paper and electronic form.

Section 5. Severability. Each provision, section, and subsection of this MOA shall stand separate and independent of each other provision, section, or subsection, and shall be interpreted to ensure compliance with the Indian Gaming Regulatory Act and the Compact. In the event that a court of competent jurisdiction shall find any provision, section, or subsection of this MOA to be invalid, the remaining provisions, sections, and subsections of this MOA shall remain in full force and effect, provided that severing the invalidated provision, section, or subsection does not undermine the overall intent of the Parties in entering this MOA.

Section 6. Sovereign Immunity and Jurisdiction. Nothing contained in this MOA shall be construed as a waiver of the Tribe's or the State's sovereign immunity or alter tribal, federal, or state civil adjudicatory or criminal jurisdiction in any way, beyond what is expressly provided for in the Compact.

Section 7. Execution. By signing below, the Parties agree to be subject to the terms of this MOA.

Approved By:



Executive Director
Florida Gaming Control Commission

9/03/24
Date



Chairman
Seminole Tribal Gaming Commission

8/21/24
Date

NOTICE OF RULE DEVELOPMENT

NAME OF AGENCY

Florida Gaming Control Commission

RULE NO.: RULE TITLE:

75-15.002 Patron Dispute Process

PURPOSE AND EFFECT: The purpose and effect of Rule 75-15.002 is to establish a process for the Florida Gaming Control Commission to review appeals of patron disputes involving gaming in facilities operated by the Seminole Tribe of Florida and/or participating in sports betting through sports books conducted and operated by the Seminole Tribe of Florida.

SUBJECT AREA TO BE ADDRESSED: The process for patrons gaming on the premises of facilities operated by the Seminole Tribe of Florida and/or sports betting through sports books conducted and operated by the Seminole Tribe of Florida to appeal a decision issued by the Seminole Tribal Gaming Commission in a dispute involving a claim for a prize.

RULEMAKING AUTHORITY: 16.712(2)(a), FS

LAW IMPLEMENTED: 16.712(1)(a), (f), FS

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Melba Apellaniz, Clerk of the Commission, Florida Gaming Control Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399. Tel: (850) 794-8067. Email: clerk@flgaming.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

NOTICE OF PROPOSED RULE

NAME OF AGENCY

Florida Gaming Control Commission

RULE NO.: RULE TITLE:

75-15.002 Patron Dispute Process

PURPOSE AND EFFECT: The purpose and effect of Rule 75-15.002 is to establish a process for the Florida Gaming Control Commission to review appeals of patron disputes involving gaming in facilities operated by the Seminole Tribe of Florida and/or participating in sports betting through sports books conducted and operated by the Seminole Tribe of Florida.

SUMMARY: Rule 75-15.002 incorporates by reference the Memorandum of Agreement Between the Seminole Tribe Gaming Commission and the Florida Gaming Control Commission (the “MOA”) effective XX, XX, 2024. The MOA sets forth the process for the Florida Gaming Control Commission to review appeals of decisions issued by the Seminole Tribal Gaming Commission in patron disputes, including submission of evidence and arguments to the Florida Gaming Control Commission by the Patron and the Seminole Tribal Gaming Commission.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this rule will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on the nature of the rule, the Commission determined that the proposed rule is not expected to have any adverse impact on small business or increase regulatory costs that exceed the criteria in section 120.541(2), F.S., and that the proposed rule will not require legislative ratification.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 16.712(2)(a), FS

LAW IMPLEMENTED: 16.712(1)(a), (f), FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:

Melba Apellaniz, Clerk of the Commission, Florida Gaming Control Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399. Tel: (850) 794-8067. Email: clerk@flgaming.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

75-15.002 Patron Dispute Process

(1) An appeal of a decision issued by the Seminole Tribal Gaming Commission in a dispute, disagreement, or other grievance raised by the patron that involves a claim for a prize shall be made in accordance with the process and procedures set forth in the Memorandum of Agreement Between the Seminole Tribal Gaming Commission and the Florida Gaming Control Commission Governing Patron Dispute Procedures, entered into and by the Florida Gaming

Control Commission and the Seminole Tribal Gaming Commission effective XX,XX, 2024, hereby incorporated by reference in this rule (hyperlink) (the “Patron Dispute Process”). A copy of the Patron Dispute Process may be obtained at www.flgaming.gov or by contacting the Florida Gaming Control Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399.

(2) The Florida Gaming Control Commission will reject a patron’s request for appeal of a decision issued by the Seminole Tribal Gaming Commission if the request for appeal does not comply with the process set forth in the Patron Dispute Process.

Rulemaking Authority 16.712(2)(a), 6 FS. Law Implemented 16.712(1)(a), (f) FS. History—New X-XX-XX

NAME OF PERSON ORIGINATING PROPOSED RULE: The Florida Gaming Control Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: The Commissioners of the Florida Gaming Control Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: XX, XX, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: XX, XX, 2024

9. Discussion of policies and procedures



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Subpoenas and Court Appearances By Members in their Official Capacities

POLICY NUMBER

02.14.01

EFFECTIVE DATE:

FGCC SECTION

Law Enforcement

REVISED:

AUTHORITY

Section 16.711, Fla. Stat.
Section 16.712, Fla. Stat.

I. STATEMENT OF POLICY

Division of Gaming Enforcement members will respond appropriately to all subpoenas and any other court-ordered appearances.

II. PURPOSE

This policy establishes the guidelines for Division members who must appear in court or at depositions in their official capacity. This policy ensures that the criminal prosecution of crimes, which is heavily dependent on cooperation with law enforcement, is successful at each stage through final disposition.

III. SUBPOENAS

If a civil subpoena is being served, the General Counsel, or his or her designee, must be informed that a civil subpoena is being served. The General Counsel, or his or her designee, will review the subpoena and either reject or accept the civil subpoena. Criminal subpoenas may be accepted by the Division without review from the General Counsel.

The Director of Gaming Enforcement is authorized to receive a subpoena on behalf of the Division. The Director of Gaming Enforcement may designate and authorize a Division member in each regional office to accept a subpoena on behalf of any member within that regional office.

A. RECEIPT OF SUBPOENAS OR NOTICE OF TAKING DEPOSITION

Criminal subpoenas may be received via process servers or by email to Criminal_Subpoenas@flgaming.gov. Civil subpoenas may only be received via process servers. Subpoenas will be handled as follows:

1. The Director of Gaming Enforcement, or his or her designee, shall be the designated Division employee for accepting subpoenas to be served on members of the Division. The Division member accepting the subpoena shall date and time stamp the subpoena(s) and follow the notification procedure set forth below in Section B of this Policy.
2. Subpoenas shall be refused for the following reasons:
 - a. If not timely. If the appearance date is less than five (5) days from the date of service, the subpoena should be rejected. Exceptions to this requirement may only be approved by the Chief of Law Enforcement Services or his/her designee.
 - b. If the member is no longer employed with the Florida Gaming Control Commission.
 - c. If the member is not scheduled to work before the scheduled court or deposition date.

B. NOTIFICATION REQUIREMENTS

Upon receipt of the issued subpoena, the Division member who accepted the subpoena shall:

1. Notify the Division member and the member's direct supervisor of the subpoena by email immediately with a copy of the subpoena attached.
2. Complete an entry in the subpoena log noting the member's name, supervisor, date and time to appear, the defendant's name, and the member's identification number who made the notification by email.
3. Upon receipt of an email notification for a subpoena, the subpoenaed employee will sign the subpoena log, noting the time and date of electronic or physical receipt of the subpoena.

4. If a subpoena has been accepted for a member who is on approved leave and is not scheduled to return before the scheduled appearance, the member's supervisor shall notify the appropriate court office or attorney. If a member is out on an emergency and a subpoena is served, the member's supervisor shall notify the appropriate court office or attorney.

Any member who is subpoenaed to testify, agrees to testify, or provides information on behalf or at the request of any party other than the General Counsel or the prosecutor shall notify his/her immediate supervisor without delay regarding:

1. Any civil case where the State of Florida or one of its members, as a result of his/her official capacity, is a party.
2. Any civil case where any other city, county, state, or federal unit of government or a member of any such unit of government, as a result of his/her official capacity, is a party.
3. Any criminal proceeding where the member is called to testify or provide information on behalf of the defense.
4. Any civil action stemming from the member's on-duty activity or because of his/her association with the Division of Gaming Enforcement.
5. Any personnel or disciplinary matter when called by a governmental entity other than the Division of Gaming Enforcement to testify or to provide information.

The supervisor will then notify the Director of Gaming Enforcement and the appropriate prosecuting attorney as may be indicated by the case. The Director of Gaming Enforcement shall notify the General Counsel to determine if additional legal support is necessary.

No member will be retaliated against for testifying in any matter.

C. CIVIL SUBPOENAS

The Division will compensate members who appear in their official capacities on civil matters arising out of their official duties, per Rule 60L-34, Florida Administrative Code (F.A.C.), and the overtime provisions of the Fair Labor Standards Act, as they may apply.

When a member is required to appear in court outside of his/her established work schedule, he/she will be compensated under the current collective bargaining agreement.

The Division may seek reimbursement for the member's compensation through the civil attorney of record who subpoenaed the member.

IV. FAILURE TO APPEAR

Any member cited for failure to appear in response to any properly served subpoena or court-ordered appearance may be subject to discipline. This includes properly served orders to appear that were issued by a state administrative agency.

V. STANDBY

To facilitate standby agreements, members are required to provide and maintain current information on their addresses and contact telephone numbers with the Division.

If a member on standby changes his/her location during the day, the member shall notify the designated Division member of how he/she can be reached. Members are required to remain on standby until released by the court or the party that issued the subpoena.

VI. COURTROOM AND DEPOSITION APPEARANCE AND EXCUSAL

Members of this Division will respond to subpoenas requesting their appearance in court and for the taking of depositions in matters arising out of Division employment.

A. REQUIREMENTS

1. Members subpoenaed to appear in court or at a deposition are required to attend.
2. If the member has approved leave or is out of the area, the member shall notify the appropriate court office or attorney in writing within five (5) working days prior to scheduled leave. It will be the responsibility of the member to make arrangements to request a change in the date of appearance if they have approved leave or are out of the area.
 - a. Writing a letter or e-mail does not automatically excuse the member from their appearance.
 - b. The appropriate court office or attorney must grant the request, and the name of the individual granting the excusal must be noted.
3. If a member is sick, they will notify the appropriate court office, attorney, and the member's supervisor.
4. A subpoena shall have priority over an order issued by a supervisor. The affected member shall inform the supervisor that a subpoena is in effect for those instances where a conflict would exist.

5. In the event of conflicting subpoenas in which the member is called to appear in two locations at the same time and date, the member shall be responsible for obtaining a release from one subpoena to honor the other. If the member is unable to obtain a release, the appropriate attorney's office issuing the second subpoena shall be contacted and given the details of the refused release.
6. All members testifying in court or at depositions shall completely familiarize themselves with all aspects of the case in which they were involved before their appearance and shall be fully prepared to give accurate, complete, and truthful testimony.

VII. COURTROOM PROTOCOL

A. REQUIREMENTS BEFORE TESTIFYING IN COURT

1. Before the date of testifying, the subpoenaed member shall request a copy of relevant reports and become familiar with the content to be prepared for court.

B. REQUIREMENTS WHEN TESTIFYING IN COURT

1. Members must be punctual when appearing in court and shall be prepared to proceed immediately with the case for which they are scheduled to appear.
2. Members shall dress in business attire.
3. Members shall observe all rules of the court in which they are appearing and shall remain alert to changes in the assigned courtroom where their matter is to be heard.
4. Members shall not chew gum.
5. Members, while on the witness stand, shall sit erect in an attentive manner, face the jury while testifying, and speak clearly and audibly.
6. Members shall be familiar with the rules of criminal procedure and the laws of evidence.
7. Members shall testify truthfully and fairly, whether being questioned by the prosecution, defense, or the court.

VIII. SUBPOENAS AND COURT APPEARANCES NOT RELATED TO MEMBERS' EMPLOYMENT OR APPOINTMENT

Members receiving valid subpoenas for actions not related to their employment or appointment, requiring them to appear during their established work hours may be compensated per Rule 60L-34.0071(3)(b)1, F.A.C., provided they are not a party to the action.

Members receiving valid subpoenas for actions in which they are personally a party will not be compensated for appearances required during their established work hours. Arrangements for time off shall be coordinated through their immediate supervisors, per Rule Chapter 60L-34, F.A.C.

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Communicable Diseases

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.62.01

FGCC SECTION

Law Enforcement

AUTHORITY

CFA 5.23 - 29.01M (A), (C), (G), (H), 29.02M (A), (B), (C), (E), (F), (G), (H), (I) or the most recent version

Section 16.711, F.S.

Section 16.712, F.S.

Section 381.004, F.S.

Section 384.287, F.S.

Section 775.0877, F.S.

Section 960.003, F.S.

29 C.F.R. § 1910.1030

I. STATEMENT OF POLICY

The Division of Gaming Enforcement is committed to providing a safe work environment for its members. Members should be aware that they are ultimately responsible for their own health and safety.

II. PURPOSE

This policy provides general guidelines to assist in minimizing the risk of division members contracting and/or spreading communicable diseases.

This policy establishes and mandates a universal precautions philosophy.

III. DEFINITIONS

- A. **Communicable disease** - A human disease caused by microorganisms that are present in and transmissible through human blood, bodily fluid, tissue, or by breathing or coughing. These diseases commonly include but are not limited to hepatitis B virus (HBV), human immunodeficiency virus (HIV), and tuberculosis.
- B. **Exposure** - When an eye, mouth, mucous membrane, or non-intact skin comes into contact with blood or other potentially infectious bodily fluids or materials, or when these substances are injected or infused under the skin; when an individual is exposed to a person who has a disease that can be passed through the air by talking, sneezing, or coughing (i.e., tuberculosis), or the individual is in an area that was occupied by such a person. Exposure only includes those instances that occur due to a member's position at the Division of Gaming Enforcement. (See the exposure control plan for further details to assist in identifying whether an exposure has occurred.)
- C. **Universal precautions** - An approach to infection control where all human blood and certain human bodily fluids are treated as if infectious for HIV, HBV, and other bloodborne pathogens.

IV. EXPOSURE CONTROL OFFICER

The Director of Gaming Enforcement will assign a person as the Exposure Control Officer (ECO).

The ECO shall develop an exposure control plan that includes:

- A. Exposure-prevention and decontamination procedures.
- B. Procedures for when and how to obtain medical attention in the event of an exposure or suspected exposure.
- C. The provision that division members will have no-cost access to the appropriate personal protective equipment (PPE) (i.e., gloves, face masks, eye protection, pocket masks) that is appropriate for each member's position and risk of exposure.
- D. Evaluation of persons in custody for any exposure risk and measures to separate them.
- E. Compliance with all relevant laws or regulations related to communicable diseases, including:
 - 1. Enabling members to request that a person be screened for a sexually transmissible disease that can be transmitted through a significant exposure after the member experiences a significant exposure from contact with the person while acting within the scope of employment (section 384.287, Fla. Stat.).

The ECO should periodically review and update the exposure control plan and review implementation of the plan.

1. Additional Duties

The ECO shall also ensure the following:

- A. The development of a list of all division job classifications that may be at-risk of exposure to blood or other potentially infectious materials.
- B. Procedures for maintaining the sanitation of the work environment and responding to contamination incidents with proper decontamination.
- C. An annual review of the exposure control plan is documented and updates to eliminate or minimize exposure are considered.
- D. Procedures for maintaining property for disposal, needles and syringes not being held as evidence, and medical waste (e.g., used rubber gloves).
- E. Procedures for laundering contaminated clothing.
- F. Procedures for proper labeling and signage for hazards to members.

V. EXPOSURE PREVENTION AND MITIGATION

1. General Precautions

All members are expected to use good judgment and follow training and procedures related to mitigating the risks associated with communicable disease. This includes, but is not limited to:

- A. Stocking disposable gloves, antiseptic hand cleanser, CPR masks or other specialized equipment in the work area of division vehicles, as applicable.
- B. Wearing division-approved disposable gloves when contact with blood, other potentially infectious materials, mucous membranes and non-intact skin can be reasonably anticipated.
- C. Washing hands immediately or as soon as feasible after removal of gloves or other PPE.
- D. Treating all human blood and bodily fluids/tissue as if it is known to be infectious for a communicable disease.
- E. Using an appropriate barrier device when providing CPR.
- F. Using a face mask or shield if it is reasonable to anticipate an exposure to an airborne transmissible disease.
- G. Decontaminating non-disposable equipment (e.g., flashlight, control devices, clothing and portable radio) as soon as possible if the equipment is a potential source of exposure.
 1. Clothing that has been contaminated by blood or other potentially infectious materials shall be removed immediately or as soon as feasible and stored/ decontaminated appropriately.

- H. Handling all sharps and items that cut or puncture (e.g., needles, broken glass, razors, knives) cautiously and using puncture-resistant containers for their storage and/or transportation.
- I. Avoiding eating, drinking, smoking, applying cosmetics or lip balm, or handling contact lenses where there is a reasonable likelihood of exposure.
- J. Disposing of biohazardous waste appropriately or labeling biohazardous material properly when it is stored.

2. Immunizations

Members who could be exposed to HBV due to their positions may receive the HBV vaccine and any routine booster at no cost.

3. Immunization Procedures

The ECO should establish HBV immunization procedures that include, but are not limited to:

- A. The availability of vaccinations after receipt of infectious diseases training and within 10 days of a triggering event (e.g., new assignment, promotion).
- B. The requirement that a member who declines an immunization sign a form documenting the member's decision.
 - 1. Members who initially decline a vaccination may change their mind and receive a vaccination.
- C. The requirement that the vaccine be provided by a certified health care professional and at a reasonable time and place and at no cost for members.

VI. POST EXPOSURE

1. Initial Post-Exposure Steps

Members who experience an exposure or suspected exposure shall:

- A. Begin decontamination procedures immediately (e.g., wash hands and any other skin with soap and water, flush mucous membranes with water).
- B. Obtain medical attention as appropriate.
- C. Notify a supervisor as soon as practical.

2. Reporting Requirements

The supervisor on-duty shall investigate every exposure or suspected exposure that occurs as soon as possible following the incident. The supervisor shall ensure the following information is documented:

- A. Name of the member exposed
- B. Date and time of the incident
- C. Location of the incident
- D. Potentially infectious materials involved and the source of exposure (e.g., identification of the person who may have been the source)
- E. Work being done during exposure
- F. How the incident occurred or was caused
- G. PPE in use at the time of the incident
- H. Actions taken post-event (e.g., clean-up, notifications)

The supervisor shall advise the member that disclosing the identity and/or infectious status of a source to the public or to anyone who is not involved in the follow-up process is prohibited. The supervisor should complete the incident documentation in conjunction with other reporting requirements that may apply (see the Work-Related Illness and Injury Reporting and Illness and Injury Prevention policies).

3. Medical Consultation, Evaluation and Treatment

Division members shall have the opportunity to have a confidential medical evaluation immediately after an exposure and follow-up evaluations as necessary.

The ECO should request a written opinion/evaluation from the treating medical professional that contains only the following information:

- A. Whether the member has been informed of the results of the evaluation.
- B. Whether the member has been notified of any medical conditions resulting from exposure to blood or other potentially infectious materials which require further evaluation or treatment.

No other information should be requested or accepted by the ECO.

4. Counseling

The Division shall provide the member, and his/her family if necessary, the opportunity for counseling and consultation regarding the exposure.

5. Source Testing

Testing a person for communicable diseases when that person was the source of an exposure should be done when it is desired by the exposed member or when it is otherwise appropriate. Source testing is the responsibility of the ECO. If the ECO is unavailable to seek timely testing of the source, it is the responsibility of the exposed member's supervisor to ensure testing is sought.

Source testing may be achieved by:

- A. Obtaining consent from the person who was the source of the exposure.
- B. In the event of a significant exposure, as such term is defined in Section 381.004, Fla. Stat., HIV testing order for the person who was the source of the exposure under Section 381.004, Fla. Stat.
- C. In the event of a significant exposure, as such term is defined in Section 381.004, Fla. Stat., screening the person who was the source of the exposure for sexually transmissible diseases under HIV and hepatitis testing orders related to a criminal act, pursuant to Section 960.003, Fla. Stat.

Since there is the potential for overlap between the different manners in which source testing may occur, the ECO is responsible for coordinating the testing to prevent unnecessary or duplicate testing.

The ECO should seek the consent of the person who was the source of the exposure for testing and consult the General Counsel to discuss other options when no statute exists for compelling the source of an exposure to undergo testing if he/she refuses.

VII. CONFIDENTIALITY OF REPORTS

Medical information shall remain in confidential files and shall not be disclosed to anyone without the member's written consent (except as required by law). Test results from persons who may have been the source of an exposure are to be kept confidential as well.

1. Records Retention

The Division shall maintain accurate medical and training records for each member with occupational exposure in accordance with the established records retention schedule.

VIII. TRAINING

All members shall participate in training regarding communicable diseases commensurate with the requirements of their position. The training:

- A. Shall be provided at the time of initial assignment to tasks where an occupational exposure may take place and at least annually after the initial training.
- B. Shall be provided whenever the member is assigned new tasks or procedures affecting the member's potential exposure to communicable disease.
- C. Shall provide guidance on what constitutes an exposure, what steps can be taken to avoid an exposure, and what steps should be taken if a suspected exposure occurs (e.g., reporting requirements, medical follow-up).
- D. Shall provide familiarization with the exposure control plan and this policy (universal precautions philosophy).
- E. Shall provide familiarization with signs, labels, and color-coding methods for identifying biohazardous materials.
- F. Shall provide familiarization with biohazardous waste disposal procedures.
- G. Shall provide point-of-contact guidance for division members seeking additional or clarifying information, or answers to exposure control questions.
- H. Shall provide familiarization with the basic epidemiology, symptoms, and the modes of transmissions of infectious diseases.
- I. Shall provide an explanation of the use and limitations of methods that will prevent or reduce exposure, including PPE.

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Asset Forfeiture

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.66.01

FGCC SECTION

Law Enforcement

AUTHORITY

“National Code of Professional Conduct for Asset Forfeiture” (1994; US Department of Justice)

Section 893.01, F.S. et seq.

Section 893.12(2)(e), F.S.

Section 895.05, F.S.

Section 895.09, F.S.

Section 932.701, F.S.

Section 932.703, F.S.

Section 932.704, F.S.

Section 932.7055, F.S.

Section 932.706, F.S.

Section 932.7061, F.S.

CFA 5.23 - 15.19M or most recent version

I. STATEMENT OF POLICY

The Division of Gaming Enforcement recognizes that appropriately applied forfeiture laws are helpful to enforce the law, deter crime and reduce the economic incentive of crime. However, the potential of revenue shall not be allowed to jeopardize the effective investigation and prosecution of criminal offenses, officer safety, the integrity of ongoing investigations or any person's due process rights.

It is the policy of the Division of Gaming Enforcement that all members, including those assigned to internal or external law enforcement task force operations, shall comply with all state and federal laws pertaining to forfeitures.

It is the policy of the Division of Gaming Enforcement that quotas for the seizure of property shall not be established. Neither the number or value of items seized by any special agent shall be taken into consideration or otherwise used as a basis for the evaluation of a special agent's overall performance or the establishment of compensation or other terms of employment.

II. PURPOSE

This policy describes the authority and procedure for the seizure, forfeiture, and property liquidation associated with designated offenses.

III. GENERAL REQUIREMENTS

- A.** The Division will appropriately and wisely use forfeiture actions under the Florida Contraband Forfeiture Act, Florida's racketeering laws (RICO), or other state statutes providing forfeiture options, or by utilizing federal forfeiture options to deter and prevent the continued use of contraband articles for criminal purposes, or to enhance criminal law enforcement otherwise while protecting the proprietary interests of innocent owners and lien holders.
- B.** Law enforcement is the principal objective of asset forfeiture under the Florida Contraband Forfeiture Act. The potential for obtaining revenues from forfeitures must not override fundamental considerations such as public safety, the safety of law enforcement personnel, the investigation and prosecution of criminal activity, and the respect for the rights of individuals as provided by law.
- C.** The employment, salary, promotion or other compensation of any member of the Division will not depend upon obtaining a quota of seizures of property for forfeiture.
- D.** Sworn members, including those participating in multi-agency investigations or task forces, will comply with applicable law, this policy, and the National Code, whichever is appropriate.
- E.** The Division will ensure that members involved in seizing property for forfeiture receive training and continuing education as required by law. The Gaming Enforcement Training Coordinator will maintain records demonstrating such training.

IV. ASSET SEIZURE

- A.** When a sworn member discovers currency and questions whether it should be seized for forfeiture, a Special Agent Supervisor (SAS) or higher-ranking sworn member must be contacted for approval BEFORE the currency may be seized for

forfeiture. The supervisor will determine whether sufficient probable cause exists to initiate a seizure of the currency for forfeiture.

1. A supervisor must approve all seizures of currency.
 2. A sworn member making a seizure for forfeiture must promptly notify the Gaming Enforcement Legal Advisor.
- B.** A sworn member may seize “Other Property” (not currency) for potential forfeiture without advance approval, but, AFTER seizure, he/she must promptly notify a SAS or higher ranking sworn member, not directly involved in making the seizure, who will review the probable cause supporting the seizure for sufficiency.
- C.** The determination of whether the Division will file a forfeiture action under the Florida Contraband Forfeiture Act will be made by the Executive Director or his designee, who is not directly involved in making the seizure of property for forfeiture.
- D.** Property seized for forfeiture may not be used until the rights to, interest in, and title to the seized property are perfected in accordance with the Florida Contraband Forfeiture Act, other applicable state act, or federal law, whichever applies to the forfeiture action. The use or operation of seized property necessary for reasonable maintenance is allowed.
- E.** Members charged with the custody of seized property will make reasonable efforts to maintain it so as to minimize its loss of value.

V. FORFEITURE ACTIONS

- A.** If the Division has no legitimate basis for the continued retention of seized property for forfeiture, as evidence, or as otherwise allowed by law, such property will be promptly released to the person maintaining a legitimate claim to it.
- B.** Any settlements of forfeitures, prior to a forfeiture complaint being filed in court, must be approved by the Executive Director or designee. Any settlement of a forfeiture action involving a claimant who is not represented by an attorney must be in writing, and must include language indicating the claimant has, without benefit of counsel, freely and voluntarily entered into the settlement.
- C.** Any diversion of or reduction in the Division’s equitable share of seized/forfeited property to another law enforcement agency, regardless of the expectation of receipt of property or other benefit offered for the diversion or reduction, must be detailed in writing and approved in advance by the Executive Director or designee after recommendation by the Director of Law Enforcement and review by the Office of General Counsel (OGC) and Division of Administration.

- D. All forfeited property retained for the Division's use will be maintained and used in accordance with the Florida Contraband Forfeiture Act or relevant state or federal restrictions, and in accordance with the Commission's internal property management policies.
- E. Any forfeiture action involving real property or requests for sharing of proceeds from the sale of real property must be reviewed by OGC and approved by the Executive Director or their designee prior to the forfeiture action being initiated or prior to requesting a federal share.
- F. The Division of Administration, in conjunction with OGC, will conduct and document an annual review of the Division's seizures of property for forfeiture, settlements of forfeiture actions, and forfeiture proceedings. The review will ensure that the Division honors federal and state constitutional standards and limitations and complies with all applicable laws, guidelines, and this policy. If deficiencies are noted, prompt appropriate corrective action will be taken to assure compliance.

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date

