FLORIDA GAMING CONTROL

COMMISSION MEETING

OCTOBER MEETING

Called to order by JULIE BROWN, CHAIR



DATE TAKEN: October 8, 2026

TIME: 9:31 AM – 11:48 AM

LOCATION: JOSEPH P. CRESSE HEARING ROOM 148
BETTY EASLEY CONFERENCE CENTER
4075 ESPLANADE WAY
TALLAHASSEE, FLORIDA 32399-0850

APPEARANCES:

COMMISSION MEMBERS:

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

PARTICIPANTS:

ALANA ZIMMER, EXECUTIVE DIRECTOR
ELINA VALENTINE, GENERAL COUNSEL
JOE DILLMORE, DIRECTOR OF PARI-MUTUAL WAGERING
CARL HEROLD, DIRECTOR OF GAMING ENFORCEMENT
MARC TAUPIER, DEPUTY GENERAL COUNSEL
EMILY ALVARADO, DEPUTY CHIEF ATTORNEY
JUSTIN HUNDERSMARCK, SENIOR ATTORNEY
JAMIE POUNCEY, PROGRAM ADMINISTRATION
KAREN STELTER, CHIEF OF REVENUE AND AUDITING
LISA MUSTAIN, DIRECTOR OF ADMINISTRATION
SHIREEN ANBARDAN, CHIEF ATTORNEY
BRANDON MCCAFFERY, DEPUTY EXECUTIVE DIRECTOR
GLENDA RICKS, CHIEF OF OPERATIONS OFFICER

OTHER PRESENT:

JOHN M. LOCKWOOD, LOCKWOOD LAW FIRM

LONNY POWELL, FTBOA

MICHAEL D. GUNDY, JR. (APPEARED BY PHONE)

ROBERT LEE RICHARDSON (APPEARED BY PHONE)

VARIOUS MEMBERS OF THE PUBLIC

THE FLORIDA CHANNEL

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P R O C E E D I N G S

(Thereupon, the following proceedings were held at 9:31 AM.)

CALL TO ORDER OF THE COMMISSION

CHAIR BROWN: All right. Good morning again.

Today is October 8th, 2026. This is the Florida Gaming Control Commission's October agenda meeting.

If you would please join us with the honor of our general counsel, who will lead us with the Pledge of Allegiance.

(Pledge of Allegiance led by General Counsel Valentine)

CHAIR BROWN: Thank you.

And thank you, General Counsel Valentine, for leading us. I thought it was very fitting today for you to give the Pledge.

As for those of you who do not know, this is our general counsel's last agenda meeting, as she's been given an incredible opportunity in her career that we're all very excited for.

But I'm going to take a moment to recognize Elina and thank her for so much she's done for our Gaming Commission since the start. She's taken on an extraordinary amount of responsibility. A lot

of you may know here in the audience, but a lot of the public does not know.

She's handled this incredible workload, often working around the clock. There's so many of our employees that do that, but she's always one of the last ones leaving. When the AC's turned off, she's still working to get her assignments, her work done.

She's brought such tremendous intelligence. It's been a pleasure really watching you grow into the position of general counsel. You've really thrived, and your dedication to our organization has been tremendous. You've handled a lot of complicated issues. You've done it with ethics. You've done it with grace. I think everyone and all the stakeholders appreciate that, and I know our commission staff does.

I know there have been many times when there has been far more landed on your plate than anyone should ever reasonably be expected to handle, and somehow, you have been able to handle it, and you've handled it just exceptionally.

One of the things that I wanted to share that I've always respected about Elina is her intellect. She is thoughtful, she's analytical, and she takes

the law and the job that she does very seriously.

Those qualities have served our commission extremely well, and I think they are exactly the same qualities that are going to make you an outstanding administrative law judge in the state of Florida.

While we are going to miss you tremendously and your brilliance, legal mind at the Commission, I'm just genuinely excited for you, for your family as you take on this new endeavor. It's going to be a great chapter for you. Your countless hours, your hard work, everything that you've contributed to the Commission will be noted for years to come.

On behalf of the Commission here, the Commissioners, if you'd like to say anything, we are grateful for your service. And we're going to miss you. We're going to miss you tremendously. I know your staff is also going to miss you tremendously. The stakeholders are going to miss you. But just a major congratulations on this new chapter.

Please join me in congratulating Elina.

Commissioners, if you have anything to say, I'd love for us to take a picture with Ms. Valentine.

If she has any comments, please feel free.

MS. VALENTINE: Yes. Thank you so much for the wonderful and kind words. I will treasure them for the rest of my legal career. And I just want to say it's been an absolute honor and privilege to work for you, the Commissioners, and work with such wonderful commission staff. I really think that the Commission shines as a light in the darkness, and it's just every day has been a joy.

And thank you so much. I'm very grateful.

CHAIR BROWN: Thank you so much.

Can we -- come on up and get a picture.

And our Executive Director, please join us, too, and Deputy.

(Commission at ease while photo taken.)

ITEM ONE – APPROVAL OF MEETING MINUTES

CHAIR BROWN: Thank you all for that indulgence.

And with that, we will open up the meeting today with the approval of our meeting minutes from August 6th, 2026, and September 3rd, 2026.

Can I get a motion to approve both items?

COMMISSIONER SPICOLA: So moved.

CHAIR BROWN: And a second?

VICE CHAIR REPP: Second.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Thank you.

All right. Director Zimmer.

ITEM TWO - EXECUTIVE DIRECTOR UPDATE

EXECUTIVE DIRECTOR ZIMMER: Good morning.

Thank you, Chair Brown.

Elina's going to be very, very missed.

So, September was another eventful month for the Commission. We've been tracking our media coverage, and this last month we had 20.6 million online mentions, which equates to about $650,000 in earned media. So, we are becoming much more visible as a commission, not only in Florida, nationwide, but also internationally.

Our compulsive gambling helpline, 1-833 PLAYWISE, saw a big increase in calls last month, a 34 percent increase, and it's speculated that the start of college and professional football is probably a big reason for that surge.

We've added two new members of the team who are already doing a great job. If you've noticed some of our incredible social media, actually featuring you, Julie, with this commission meeting today. If you haven't had a chance to look at it -

-

CHAIR BROWN: Do not look at it.

EXECUTIVE DIRECTOR ZIMMER: It's great. He did an excellent job. But Diego Bravo is our OPS information specialist in Tallahassee.

And Oleg, I'm going to mess up this last name, but Pysarenko is our system project consultant in Fort Lauderdale.

And within our pari-mutuel wagering division, we have had nearly 600 licenses, individual and occupational business licenses, last month.

And then one thing I did want to point out is: in Section 849.86, Florida Statutes, it requires one quarter of one half of the card room gross receipts tax deposited into the Pari-Mutuel Wagering Trust Fund, and then it's distributed to our local governments and then approved -- that approve the card rooms by October 1st of each year.

So, this goes to 22 different cities and counties across the state, and the distribution made was $2.37 million.

And then lastly, it's time for our quarterly employee recognition. So, I will start with our first one here.

EMPLOYEE RECOGNITION

CHAIR BROWN: And if I could just stop you. Commissioners, are there any other -- are there questions of Director Zimmer about her report before she goes to the awards?

(Hearing none.)

CHAIR BROWN: Thank you.

EXECUTIVE DIRECTOR ZIMMER: Okay. So, from administration, the employee of the quarter is Tim Sprague. Tim Sprague is the administration's employee of the quarter and is recognized for his dedication, diligence, and service in his role as the property asset manager.

He's worked to develop, organize, implement property asset management processes that have significantly strengthened the Commission's accountability and oversight. This thorough attention to detail and commitment to establish consistent procedures has created a more organized and reliable system for tracking, tagging, transferring, inventorying, and disposing of commission assets.

If you've had a chance to check out our media lately, you'll see that we had a great event disposing of illegal slot machines recently.

His efforts have brought together structure

and consistency to the Commission's property management Program and have helped ensure the assets are properly documented and accounted for throughout their lifecycle. He's taken ownership of this important responsibility and has demonstrated a commitment to accuracy, accountability, and stewardship of state resources.

CHAIR BROWN: Is Tim here?

MR. SPRAGUE: Yes.

CHAIR BROWN: Please stand up.

(Photo taken.)

And while Director Zimmer is taking a picture with Tim, I just want to recognize our Deputy Executive Director Brandon McCaffrey, who just celebrated his first anniversary with the Commission just this week.

When we talk about hardworking individuals like Ms. Valentine, it goes right in there. It's synonymous, and I want to thank him. He's added a lot to the Commission since you've been here, so congratulations.

EXECUTIVE DIRECTOR ZIMMER: Next up is our Department of Gaming Enforcement, and DGE's employee of the quarter is Amy Polykronis. Amy is our employee of the quarter as she serves as the

Central Region's Administrative Assistant and is a valued asset both to the Central Region and the Division as a whole.

She consistently provides outstanding administrative support to the agents and staff within the Central Region. Her professionalism, reliability, attention to detail, and willingness to assist others help ensure daily operations run efficiently and effectively.

She plays an important role in supporting regional law enforcement operations by assisting with administrative needs, coordinating information, and helping staff remain organized and prepared.

Amy's positive attitude, strong work ethic, and dedication to service reflect highly on the Division of Gaming Enforcement. Her contributions directly support the mission of the Division, and her efforts are greatly appreciated by those she serves.

Congratulations, Amy.

CHAIR BROWN: Thank you, Amy.

(Photo taken.)

EXECUTIVE DIRECTOR ZIMMER: Next up, we have our quarterly employee of the quarter for Pari-

Mutuel Wagering, and this goes to Glenda Ricks.

As Bureau Chief within the Division of Pari-Mutuel Wagering, Glenda plays a critical role in the Commission's regulatory operations. She's responsible for the development and implementation of rules, policies, and procedures governing pari-mutuel field operations, sample collections, and licensing.

Her position requires not only extensive knowledge of Florida's gaming laws and regulations but also strong leadership, sound judgment, and the ability to effectively manage complex and often time-sensitive operational matters.

Glenda consistently demonstrates these qualities. She provides leadership and direction to her staff, coordinates field and license activities, establishes priorities and deadlines, and ensures employees have the training and guidance necessary to successfully perform their responsibilities.

She's also continually looking for opportunities to improve processes and strengthen the effectiveness and consistency of divisions operations.

She's a trusted and respected leader who

understands that successful regulation requires both technical expertise and strong relationships. Her institutional knowledge, willingness to take ownership of difficult issues, and commitment to supporting her employees and the Commission make her an invaluable member of the team.

I personally want to say thank you to Glenda on behalf of the whole commission. Her customer service is unmatched. I really haven't seen anything like it. Usually, when you call and you need to talk to somebody for help, it's not a great experience, but she sets the bar really high for us, and really, it, I feel, is a big reason what sets us apart.

CHAIR BROWN: Absolutely. You’re a rock star.

I know Glenda has to love this attention right now.

(Photo taken.)

EXECUTIVE DIRECTOR ZIMMER: And that concludes our updates.

CHAIR BROWN: Thank you.

We're going to turn it over to Director Herold for our DGE monthly report.

DIRECTOR HEROLD: Good morning.

CHAIR BROWN: Good morning.

DEPARTMENT OF GAMING ENFORCEMENT MONTHLY REPORT

BY DIRECTOR HEROLD

DIRECTOR HEROLD: Thank you for having me.

This past month, you know, the work that our Gaming Enforcement Unit continues to be exceptional.

During this past month, we had 87 invest -- or excuse me, 86 investigations that were touched. 400 slot machines were seized. We closed down nine separate arcades or associated businesses. We had nine persons arrested, and the Gaming Enforcement Unit seized $391,000 in illegal currency from these locations.

And I would like to say that -- brag a little bit on our new Sarasota unit. We had pre-stationed several agents into that area because of the number of complaints that we had received statewide from the Southwest Florida. And without going into the numbers, I just want to brag on them because they are the lion's share of all this work that I'm reporting today for what we did last month.

So, they are hitting the ground running. We've had phenomenal support from our law enforcement partners down there, from the sheriff in Sarasota County and Hoffman.

And so doing great work and we're beginning to build out our Jacksonville unit to go with all these other ones -- so.

CHAIR BROWN: Yes. Well, I'll tell you, a tremendous media coverage on a lot of this, so thank you for the support that you give that Sarasota unit.

DIRECTOR HEROLD: Yes. And they're doing fantastic work for us.

To talk about evidence operations, the evidence unit assisted in 16 different operations. They took in those slot machines that were -- that I just mentioned as far as having been surrendered and seized.

And then lastly, as Executive Director Zimmer mentioned earlier, we had a slot machine destruction last month. As always, these are quite interesting, and we've returned to Brevard County to our friend, Sheriff Wayne Ivey, down there, and he always makes it a very theatrical event, and we love that. And so, we had --

CHAIR BROWN: For sure. You have to see it, everyone. It's this crushing machine. It was surreal.

DIRECTOR HEROLD: It really was.

And I'm still disappointed. He's promised it several times that he was going to try to find access to a army tank to drive over them, but he hasn't done that yet.

But regardless, it was very theatrical, and we appreciate him as a great partner to the Gaming Control Commission.

Then we have yet another destruction event going on on the 22nd of October, and that will be with our friend, Grady Judd, in Polk County. And we'll see what he has in store for us because I think there's a little bit of competition between the two of those sheriffs -- so.

CHAIR BROWN: I think, sure, it'll be very interesting to see what devices he uses.

DIRECTOR HEROLD: Agreed.

So, that, you know, that's the kind of the enjoyable part of this job is to watch these partners destroy these machines.

Currently in our inventory, we have about 11,300 slot machine gambling devices in our warehouses statewide. We still work very hard to try and get these devices destroyed as soon as the Court cases are finished, and all the defendants have pled out. And so, we continue to work on

that.

The Court, let's say, the cadence at which the Court systems work is still causing us to have to keep these things a lot longer than probably we would like to. So, we work on that, and we have a good unit that's staying on top of that.

I'll pause for any questions.

CHAIR BROWN: Commissioners?

(Hearing none.)

DIRECTOR HEROLD: Okay. And then lastly, our intelligence leads. I like to bring this up because it highlights the amount of engagement that we see from our citizens across the state of Florida and their desire for us to take action. And we had 303 leads this past month. 298 of those came from citizens.

So, we continue to get the lion's share of our investigative leads from the people in the state of Florida who are deeply concerned about the negative repercussions of illegal gambling in their communities, and we're very thankful for their support of our mission and the engagement that we have.

CHAIR BROWN: Thank you.

Yes, Vice Chair Repp?

VICE CHAIR REPP: No, I just wanted to -- yes, how grateful we are for all the work that has been done here. And the intelligence people, the agents, everybody has worked together so wonderfully.

And I'm really pleased with the training that we've had this week, all hands on, everybody being able to train together, which, you know, I just really encourage. Training not just for the current DGE information coming in but also for an opportunity for our agents to get to know each other where they're not out, you know, doing work but actually have time to really get to talk and talk about the things that are important to gaming enforcement and the different skills and things that they have to offer.

So, I would like to also thank everyone who did presentations for gaming enforcement this week. I heard really wonderful things back from the agents from the presentations that they had, and it just continues across the board. Great information, great accolades back from our partners, from everyone we work with.

And it just feels really good because it just means we're effective, and we're getting along with

others so well and getting a lot of great work done. And I'd like to thank everybody who took part this week.

Thank you.

DIRECTOR HEROLD: Well, I'll give the back at you kind of --

CHAIR BROWN: What I was going to say, the vice chair --

DIRECTOR HEROLD: Okay. All right. I'm not going to say. You go ahead, and I'll fill in any gaps.

CHAIR BROWN: The Vice Chair, she not only publicly, but she quietly continues to support DGE and really has taken such a big leadership role, Commissioners. She's attended the trainings. She's very, very much involved on a daily basis to make sure that she has input and that there's good feedback and progress continues to be made.

So, really, thank you, Vice Chair, for your leadership in this area.

VICE CHAIR REPP: It's my pleasure.

DIRECTOR HEROLD: I feel the same way. Thank you.

VICE CHAIR REPP: Thank you.

CHAIR BROWN: Commissioners, are there any

other questions or comments?

(None heard.)

DIRECTOR HEROLD: Thank you.

CHAIR BROWN: Thank you. All right.

We are getting into our -- unless there's not anything else, we're under the Executive Director report.

We're going to get into the discussion of our Florida Thoroughbred Breeders' and Owners' Association for the 2027 annual plan.

We have a few speakers, but we'll have one notable speaker present. I don't know if our team wants to summarize it before we bring the speaker up.

MS. STELTER: Yes.

CHAIR BROWN: Yes.

ITEM THREE - FLORIDA THOROUGHBRED BREEDERS' AND OWNERS' ASSOCIATION FOR THE 2027 ANNUAL PLAN

MS. STELTER: Good morning. Karen Stelter for the record.

Item 3 on the agenda is the Florida Thoroughbred Breeders' and Owners' Association 2027 plan as required by Section 550.2625(3)(H) of the Florida Statute.

The FTBOA is required to establish an annual

uniform rate and procedure for payment of breeders' and stallions' awards and shall make these payments in compliance with the established uniform rate plan.

Based on the Commission staff review of the submitted documents, the FTBOA's 2027 plan meets the requirements of sections 550.26165 and 550.2625.

CHAIR BROWN: Thank you.

Commissioners, are there any questions of staff before we get into our speaker or speakers? (None heard.)

Seeing none.

Mr. Powell, can you please come up to the podium?

Welcome back, too.

PRESENTATION BY MR. POWELL REGARDING
FTBOA 2027 ANNUAL PLAN

MR. POWELL: Thank you.

Thank you, Madam Chair.

Good to be back. Also appreciate the description of the plan by staff.

Madam Vice Chair, Commissioners, Madam Executive Director, Director -- I should say, and staff, thank you for having us.

And we appear before you once again to review our annual plan of operations. This would be for 2027 for Breeders Stallion Awards and special races.

And I do have -- we made it up from Ocala together. We travel very intimately in one vehicle. And I do have other members of my team here, one you're very familiar with this time of year: Peggy Yost, my CFO, is with me. So, if you have any, like, questions of brilliance for me afterwards, I immediately defer to her, of course.

But I also have to say this is going to be her last journey up here because she's going to be retiring.

CHAIR BROWN: She's retiring the reins?

MR. POWELL: She's retiring the reins, and her successor, Kerrie Kriber, is here with us attending her first Commission meeting because we want her to get up to speed.

So, and then, of course, you know as a former regulator and a former person that ran an organization that represented all the regulators, including Florida, we know how important it is to be present at these meetings, also to show respect to regulators.

I know, as a regulator, even though you weren't on the agenda, but stakeholders should always be there. Steve Koch is always at your meetings, as you know.

And that's -- and in other states, it was my philosophy because if you're not at the table, you're on the menu. That's been the case here. But nonetheless, it stays with you.

You know, it's a nice part of the philosophy.

But again and also want to -- I've done this before but want to congratulate you on the culture and the quality of operation and people you have. And not to use an old line, but you guys have proven since your formation that you can be regulatory and also have empathy, compassion, and still do the right thing when you have to, and that's not easy in your world. So, I commend you.

CHAIR BROWN: Thank you. Way to start off the meeting. Great.

MR. POWELL: And that concludes my presentation.

CHAIR BROWN: Yes.

MR. POWELL: So, as we know, the industry's in a very fluid period of time right now with the uncertainty of South Florida, particularly

Gulfstream Park, and the both of them having pursued decoupling the last two sessions and all the related things. So, our organization is doing what we try to do best. I think it's in our DNA.

Today, we're dealing with you on the present; get through this next year. But we also have equally on our shoulders the future, to stabilize the future. And I'll talk just a little bit about that because that's not core to what we're talking about here.

But the plan in front of you, as staff reviewed, is basically identical to the plan of last year. It meets the statutory minimums, and it does have the 15 percent rate, which was the same as last year.

I've got some comments on 550, I'll save them for later, that relate to this Statute 550 because it is the source of many, many issues, especially when it comes to this presentation.

Our projections, of course, you know they are projections. I think you've seen we've been pretty close along the way, but they're sensitive to things beyond our control, whether it be economics regulatory, legal, legislative issues or other developments.

So, as in past plans, we do apply for the right which we were given to come back and amend the plan should anything dramatic happen. If that would happen, and I would like to think that could be avoided for this year, it would be something that would need a relatively rapid response time. It'd be where things beyond our control, but I've learned in Florida it's always good to plan on those things as far as the bigger picture of things.

Let's talk about 550 just a bit.

CHAIR BROWN: Please.

MR. POWELL: Okay. And you've heard me talk about statute 550 before. And even when I taught racing law at the University of Arizona, there were two states I never wanted to use as examples. It was Florida because of 550, because there's nothing like it in the rest of the country. And then it was Louisiana because the Napoleonic Code is a whole different way of --

CHAIR BROWN: Uh-huh.

MR. POWELL: -- going about law.

But our 550 still remains broken. And each and every year, Statute 550, it shows that it's broken more when it comes to our Breeders' Awards

situation. You know, index is off of purses while everything else is driven from handle. And it puts us in a position where we have no control over how a large part of our money is being spent because it's being driven by purses that we're not involved in discussing.

Nonetheless, it's got a few flaws. That's one.

The second flaw is of all things for the breeders. This is where it's antiquated. It's just plain antiquated. The industry was much different. Our funding comes from -- this is almost humorous for those that know our industry. It comes from a very small percent of on-track handle.

Look how many people, whether you go to any one of these race tracks, is betting on their phone through ADW and not doing on track. And I was told by top Stronach official just two years ago that their on-track was less than two percent of their total handle, and I'm sure it's dropped since then.

So, the breeders are getting no -- the formula that's been in 550 forever is not producing the money.

And then on top of it, our favorite topic,

advanced deposit wagering, which has now evolved into computer-assisted wagering. Of course, it involves rebate shops and everything else. You know, Florida is one of those states that does not regulate ADW. And it's not regulated, audited. None of us in this room or any place can say what the handle is, yet it's the largest source of handle.

And breeders get nothing out of it, and we're not even sure it's an honor system. I know the horsemen have a contractual relationship. Anytime we've had contractual relationships, Tampa has never negotiated a voluntary one, and the both times Gulfstream did then they canceled them based on retaliatory measures on us doing things like being opposed to decoupling and things like that.

So, it -- 550 has issues. And we're going to work very hard to be a little more vocal in that area. We are cognizant of the fact that the funding from 550 being generated is getting really low.

So, I think, as part of our DNA, first of all, what we look forward to is -- and we have been working it, but for the next 12 months, we are blessed as an industry to have a lot of elected

supporters in this town and throughout the state and a lot of folks in government. And we're going to work on that short-term issue, which is an issue for the upcoming 12 months, let's put it this way.

While at the same time and just a little bit looking at the future is we do have the only remaining racing permit by law. It's a thoroughbred nonprofit permit based in Marion County. And we are going to do everything we can to advance a competitive, economically viable Florida partnered project. We're not there yet but very optimistic.

And to solve the future, not just a future, but a future that's stable, that people can breed horses on, that, you know, people can buy farms on and know that they're going to be there.

And also, so in front of the legislature, we don't have decoupling debated every year on top of the breeding season, which just absolutely -- just it ravages the breeding in Florida.

CHAIR BROWN: I want to go -- sorry for interrupting you, but I appreciate you underscoring the perceived flaws with 550 and sharing them again in an opportunity in a public forum like this because you did note some antiquated nuances with

the current Statute.

So, thank you for sharing that.

Commissioners, are there any questions of Mr. Powell at this point?

(None heard.)

CHAIR BROWN: Okay. Thank you.

MR. POWELL: Thank you very much.

(End of FTBOA 2027 annual plan presentation.)

CHAIR BROWN: All right. I don't know if Ms. Yost wants to come up and address if there are no --

MR. POWELL: No, she's here.

CHAIR BROWN: Okay. All right.

Commissioners, taking it back to the bench.

Are there any questions with the current FTBOA plan for payment of breeder, stallion and special racing awards for 2027?

COMMISSIONER D'AQUILA: Commissioner Brown, I'd just like to point out once again they've received a clean opinion, unqualified opinion, from auditors in good standing in the State of Florida. I've read through all the notes, so forth.

And congratulations to our CFO, job well done. You're going to be missed. Appreciate all the hard work that's gone into that. But not many

organizations can say that these days. So, congratulations to you.

CHAIR BROWN: And I would echo that and thank you always. It is a treat to hear from you and to hear the challenges that the industry faces. And so, when you come in and give the presentation of this annual award, it is always helpful to hear your other comments too. So, thank you.

If there are no questions, I think, Commissioner D'Aquila, can we get a motion to approve the FTBOA plan for fiscal year ending December 31st, 2027?

COMMISSIONER SPICOLA: So moved.

CHAIR BROWN: And a second.

COMMISSIONER CUDERMAN: Second.

CHAIR BROWN: Any discussion?

(Hearing none.)

Seeing none, all those in favor say aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously.

Thank you all.

MR. POWELL: Thank you.

CHAIR BROWN: And good luck, Ms. Yost, in your future.

MR. POWELL: We'll keep you posted.

ITEM FOUR – RENEWAL APPLICATION FOR
SLOT MACHINE LICENSES

CHAIR BROWN: Thank you.

Okay. We're moving on to items 4.1 and 4.2.

MS. POUNCEY: Good morning. Jamie Pouncey for the record. I'll kind of combine them if you're okay with that.

CHAIR BROWN: That'd be great.

MS. POUNCEY: Okay. So, item 4.1 is Dania Entertainment Center, LLC, case number 2026 056946.

This is an Application for them to renew their slot machine license. They have submitted the required documentation, and the Application will be deemed complete upon receipt of the associated fees.

Item Number 4.2 is Gulfstream Park Racing Association. Their Application to renew their slot machine license. They also have submitted a completed Application, and they have since the publication of these meeting materials submitted the required fees. The Division recommends approval on both fees.

CHAIR BROWN: Thank you.

If there are no questions, can we get a motion to approve the staff recommendation on items 4.1

and 4.2?

(Hearing none.)

COMMISSIONER D'AQUILA: I make a motion to approve the staff recommendations on items 4.1 and 4.2.

CHAIR BROWN: And is there a second?

COMMISSIONER SPICOLA: Second.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Thank you so much for your work on this.

Okay, we are moving on to item 5.1, discussion of Amended Applications for pari-mutuel operation licenses.

ITEM FIVE - AMEND APPLICATION FOR PARI-MUTUEL OPERATIONS LICENSE

MS. POUNCEY: Item Number 5.1 is Gulfstream Park Racing Association, case number 2026-063448.

They are requesting to amend their operating dates. They have submitted two requests.

The first was to cancel performances on 9/10.

The second was to cancel performances on 9/17, which resulted in a total of -- or a new total of a 138 performances, a 133 matinees and rock series. The Division is recommending approval of both fees.

CHAIR BROWN: Thank you. Again, this is one of those straightforward administrative items that come up.

If there are no questions, can we get a motion to approve the staff recommendation?

(Hearing none.)

COMMISSIONER SPICOLA: So moved.

CHAIR BROWN: And a second.

VICE CHAIR REPP: Second.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Thank you.

We're going into Discussion of Default Final Orders. We have three before us.

Mr. Hundersmarck.

ITEM SIX – DEFAULT FINAL ORDERS

6.1 2025-079402 - DWIGHT EVAN PUCKETT

MR. HUNDERSMARCK: 6.1 is Dwight Evan Puckett, case 2025-079402.

On March 3rd, 2026, the Division filed an Administrative Complaint against Respondent Dwight Evan Puckett, seeking penalties under Section 550.105, Subsection 7 of the Florida Statutes for accumulating unpaid financial obligations related to racing conducted at a Florida pari-mutuel

facility.

Respondent holds a pari-mutuel professional individual occupational license as an individual animal owner. The Division completed service of the Administrative Complaint via a confirmed email on July 14th, 2026, and Respondent did not answer by the 21-day deadline.

After the filing of the Administrative Complaint, the Division received notice that Respondent satisfied the financial obligation.

The most updated staff recommendation is to issue a written warning to Respondent. Because Respondent accumulated unpaid financial obligations that are directly related to racing conducted at a Florida pari-mutuel facility, their license may be suspended. However, the Commission may consider mitigating evidence provided on behalf of Respondent, including that Respondent has now satisfied the financial obligation.

Therefore, the Division requests the Commission enter a final order finding that Respondent was properly served the Administrative Complaint, did not respond within the deadline, and waived his right to request a hearing, that the factual allegations and conclusions of law are each

separately adopted as the findings of fact and conclusions of law in this case, and that Respondent shall be issued a written warning.

CHAIR BROWN: Thank you.

Commissioners, is there any discussion on this?

(Hearing none.)

I think the staff recommendation is fair given the mitigating evidence.

COMMISSIONER CUDERMAN: Agreed.

CHAIR BROWN: Okay.

COMMISSIONER SPICOLA: Agreed.

CHAIR BROWN: Great. Can I get a motion, Commissioner Spicola?

COMMISSIONER SPICOLA: So moved.

CHAIR BROWN: To approve the staff recommendation. And is there a second?

COMMISSIONER CUDERMAN: Second.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Thank you. Item 6.2, please.

6.2 2026-009167 - VINCENT MICHAEL ADAMS

MR. HUNDERSMARCK: 6.2 Is Vincent Michael Adams, case 2026-009167.

The Administrative Complaint alleges that

Respondent was a patron of and was ejected from Big Easy Casino and seeks Respondent's permanent exclusion from all licensed pari-mutuel and slot machine facilities in Florida.

The materials include the USPS certified mail tracking information and confirmation of delivery on August 15th, 2026. Respondent did not answer by the 21-day deadline.

Therefore, the Division requests that the Commission enter an order with the following findings: that the Respondent was properly served the Administrative Complaint, did not respond within the deadline, and waived his right to request a hearing; that the factual allegations and conclusions of law are each separately adopted as the findings of fact and conclusions of law in this case; and that Respondent shall be permanently excluded from all licensed pari-mutuel and slot machine facilities in Florida.

CHAIR BROWN: Okay. Mr. Hundersmarck, just to get into the details of this particular case, this was an underage 18-year-old individual, my understanding, with several IDs on him. 19 fake IDs on him, correct?

MR. HUNDERSMARCK: Oh, he was 19 years old.

He had --

CHAIR BROWN: Okay.

MR. HUNDERSMARCK: -- three fake IDs.

CHAIR BROWN: Okay. And was this individual -- was he in the slot floor? Was he in the poker room? Where was he?

MR. HUNDERSMARCK: He started in the poker room, and then he was a few minutes on the slot floor. Basically, the staff didn't stop him even after his ID was not scanning correctly.

CHAIR BROWN: Okay. Thank you.

I just wanted to kind of go over the facts.

Again, the underage involvement is always troublesome. So, thank you for pointing that out.

Commissioners, are there any questions or comments on this item?

(Hearing none.)

If not, Commissioner Cuderman, can we get a motion to approve the staff recommendation?

COMMISSIONER CUDERMAN: Move to approve the staff recommendation.

CHAIR BROWN: And a second.

VICE CHAIR REPP: Second.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

6.3 2026-039913 - TROPICAL PARK, LLC

CHAIR BROWN: 6.3, Please.

MR. HUNDERSMARCK: 6.3 Is Tropical Park LLC, case 2026-039913.

The materials include the Administrative Complaint alleging that Respondent’s operating license expired in 2021 and that for five state fiscal years, starting fiscal year 2021 to 2022, Respondent did not hold an operating license, did not conduct a full schedule of live thoroughbred performances, did not pay a tax on handle for live thoroughbred performances for a full schedule of live races.

The Administrative Complaint also alleges that the failure to meet those conditions was not the direct result of fire, strike, war, or other disaster or event beyond the ability of Respondent to control.

The Administrative Complaint cites Section 550.09515 of the Florida Statutes, which provides conditions under which a thoroughbred permit holder's permit shall become void and shall escheat and become the property of the state and requests a final order finding that Tropical Park LLC's Thoroughbred Permit Number 323 is void and

escheated to the state.

The materials include confirmation of delivery of the Administrative Complaint by email to Respondent’s counsel.

Therefore, the Division requests that the Commission enter an order with the following findings: that Respondent was properly served the Administrative Complaint, did not respond within the deadline, and waived its right to request a hearing; that the factual allegations and conclusions of law are each separately adopted as the findings of fact and conclusions of law in this case; and that Respondent’s thoroughbred permit Number 323 is void and escheated to the State of Florida.

CHAIR BROWN: Thank you, Mr. Hundersmarck.

Commissioners, are there questions on this item?

(Hearing none.)

Seeing none. Vice Chair, can we get a motion to approve the staff recommendation?

VICE CHAIR REPP: I'll make a motion to approve the staff recommendation.

CHAIR BROWN: And a second.

COMMISSIONER D’AQUILA: I'll second that

motion.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Thank you.

ITEM SEVEN – RECOMMENDED ORDERS

7.1 2025-060483 - CRISTIAN BOBADILLA

CHAIR BROWN: We're going on to recommend discussion of Recommended Orders. We have four of them before us.

7.1.

MS. ALVARADO: Item 7.1 is Cristian Bobadilla, 2025-060483.

Here, the Division filed an Administrative Complaint against Respondent seeking his permanent exclusion from all licensed pari-mutuels in Florida.

On October 24th, 2025, Respondent requested an informal hearing, which was held on July 22nd, 2026.

On September 15th, the hearing officer issued a Recommended Order recommending that the Commission enter a final order permanently excluding Respondent from all pari-mutuel facilities in the State of Florida.

Therefore, the Division requests that the

Commission enter a final order adopting the hearing officer's Recommended Order and permanently excluding Respondent from all pari-mutuel facilities in the state.

CHAIR BROWN: Thank you.

I would tend to agree with the hearing officer.

Commissioners, if there are no questions or discussion, can we get a motion to approve the staff recommendation?

(Hearing none.)

COMMISSIONER SPICOLA: So moved.

CHAIR BROWN: And a second?

COMMISSIONER D'AQUILA: Second.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously.

7.2 2025-061155 - ENRIQUE MITRANI

CHAIR BROWN: 7.2

MS. ALVARADO: 7.2 Is Enrique Mitrani, 2025-061155.

Here the Division filed an Administrative Complaint against Respondent seeking his permanent exclusion from all licensed pari-mutuel and slot machine facilities in Florida.

On May 11, 2026, Respondent requested an informal hearing, which was held on August 20th, 2026.

On September 24th, the hearing officer issued a Recommended Order recommending that the Commission enter a final order permanently excluding Respondent from all licensed pari-mutuel and slot machine facilities in Florida.

Therefore, the Division requests that the Commission enter a final order adopting the hearing officer's Recommended Order and permanently excluding Respondent from all licensed pari-mutuel and slot machine facilities in Florida.

CHAIR BROWN: Thank you.

Again, I agree with the hearing officer on this item too.

If there are no questions, can we get a motion to approve the staff recommendation?

(Hearing none.)

COMMISSIONER SPICOLA: So moved.

CHAIR BROWN: And a second?

COMMISSIONER D'AQUILA: Second.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Motion passes unanimously.

7.3 2026-015602 - AUSTIN RATTET

CHAIR BROWN: 7.3.

MS. ALVARADO: 7.3 Is Austin Rattet, 2026-015602.

Here the Division filed an Administrative Complaint against Respondent seeking his exclusion from all licensed pari-mutuel and slot machine facilities in Florida.

On May 15th, 2026, Respondent requested an informal hearing, which was held on July 22nd, 2026.

On September 24th, the hearing officer issued a Recommended Order recommending that the Commission enter a final order permanently excluding Respondent from all pari-mutuel and slot machine facilities in Florida.

Therefore, the Division requests that the Commission enter a final order adopting the Recommended Order and permanently excluding Respondent from all pari-mutuel and slot machine facilities in Florida.

CHAIR BROWN: Thank you.

If there are no questions, again, the hearing officer got, I think, got this one right as well. (Hearing none.)

Can we get a motion to approve the staff recommendation on 7.3?

COMMISSIONER CUDERMAN: So moved.

CHAIR BROWN: And a second?

COMMISSIONER SPICOLA: Second.

CHAIR BROWN: All those in favor say, Aye.

THE COMMISSIONERS: Aye.

7.4 2026-16853 - NELSON GABRIEL MEJIAS JIMENEZ

CHAIR BROWN: 7.4.

MS. ALVARADO: 7.4 is Nelson Gabriel Mejias Jimenez, 2026-16853.

Petitioner submitted an Application for a slot machine card room pari-mutuel wagering individual combination occupational license. Following review of the Application submitted by petitioner, the Commission issued a letter of license denial notifying him of the intent to deny the Application based on petitioner's felony conviction, which was cocaine possession from 2015.

The petitioner requested an informal hearing, which was held on July 22nd, 2026.

On September 15, the hearing officer recommended granting petitioner's Application, and at the hearing the Division had recommended denial.

CHAIR BROWN: Thank you.

And can you go back to that? In May when we heard this and saw this Application, we were limited to -- we had that. We had to deny it based on the current statute.

MS. ALVARADO: Right.

CHAIR BROWN: Right.

Okay. And we had a discussion about the charge and being -- and there was no other charges other than that 2015 conviction.

MS. ALVARADO: That's the only one, yes.

CHAIR BROWN: Right.

Okay. Commissioners, any thoughts on this?

It seems that -- I believe that the individual has demonstrated good moral character based on the mitigating evidence before us.

COMMISSIONER SPICOLA: I read through the hearing officer's recommendation and looked at the materials, and I am persuaded particularly by the letter of support from his current employer. I think that speaks a lot to the time. There has been a significant amount of time that has passed. So, I'd be inclined, obviously, to follow the hearing officer's recommendation.

CHAIR BROWN: That sounds like a motion.

COMMISSIONER SPICOLA: So moved.

CHAIR BROWN: And is there a second?

VICE CHAIR REPP: Second.

CHAIR BROWN: Any discussion?

(Hearing none.)

Seeing none.

All those in favor say, aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Any opposed?

(One opposed.)

COMMISSIONER CUDERMAN: Yep.

CHAIR BROWN: Okay. It's a four-one, and motion passes.

We are moving on to discussion of Request for Waivers 8.1 through 8.4.

And we do have a speaker who is on the phone for items 8.2 and 8.3.

We'll note to press star six when I let you know to unmute it. But we have our process. So please keep it muted until I tell you.

ITEM EIGHT – REQUEST FOR WAIVERS

8.1 2026-048616 - MORGAN KAYLEE SCHMIDT

CHAIR BROWN: So, we're moving up to 8.1 first.

MR. HUNDERSMARCK: 8.1 Is Morgan Kaylee Schmidt, case 2026-048616.

She applied for a card room employee occupational license in order to work as a poker dealer. Upon review of the completed Application, it was discovered that the applicant was convicted of five disqualifying offenses.

The first four disqualifying convictions were counts of possession of a controlled substance. All four were felonies from 2015.

The fifth disqualifying conviction was possession of fentanyl, a felony from 2024.

She has no prior pari-mutuel occupational licenses in this or any other state.

In her initial Application, the applicant answered yes on the question about criminal convictions. She disclosed two misdemeanors.

The Division sent two deficiency letters requesting an updated Application listing four arrests and requesting records for three of the arrests. These arrests were in Florida and Georgia and range from 2015 to 2024.

In her Amended Application, she added a misdemeanor to her initial list of two misdemeanors, but listing four felonies would have been the accurate disclosure for that 2015 arrest that one of the deficiency letters had asked about.

She made a partial listing of convictions stemming from a 2023 arrest, and then one to two months later, as part of a -- as a continued part of her Amended Application, she provided documents on the possession of fentanyl felony conviction that stemmed from the 2023 arrest.

She does not appear to have listed or sent in records about the four possession of controlled substance counts. Those documents and materials are not stamped with a receipt date like they typically would be if sent in by an applicant.

The investigative report does not mention that she provided them with the other things she disclosed on her Amended Application, and the applicant did not claim she provided the documents on those four felonies in her second letter when she was describing other documents she sent in.

As part of her Amended Application, she sent in documents showing around four other misdemeanor convictions. She has no unpaid fines or court costs. She completed a Request for Waiver and a waiver interview. The report is included. The deadline is waived.

There's a letter from the applicant included and another one after that about which documents

she provided.

The Application and Request for Waiver are before the Commission for consideration.

CHAIR BROWN: Thank you.

Commissioners, are there thoughts on this item?

We do have a pattern here as recent as 2023. I have some concerns on this item.

COMMISSIONER SPICOLA: I would be inclined to issue a denial. There doesn't seem to be any rehabilitation. It's just a pattern of ongoing criminal conduct.

CHAIR BROWN: That's right.

Commissioners?

Yes, Commissioner?

COMMISSIONER CUDERMAN: I make a motion to that effect.

CHAIR BROWN: Thank you. Is there a second?

COMMISSIONER SPICOLA: I second.

CHAIR BROWN: Okay. All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Thank you.

The motion passes unanimously to deny. Issue a notice of letter denied.

And we are on to 8.2.

We do not need you to unmute at first, Mr. Gundy, but we're going to go to our staff first.

8.2 2026-048651 - MICHAEL D. GUNDY JR.

CHAIR BROWN: Agenda Item 8.2 Waiver Request: Michael D. Gundy Jr., Case No. 2026-048651

MR. HUNDERSMARCK: 8.2 Is Michael D. Gundy Jr., case 2026-048651.

This Application and Request for Waiver were taken up at the September commission meeting where the applicant spoke on his own behalf. He applied for a card room employee occupational license so that he may work as a poker dealer.

The applicant had one disqualifying offense from 2024. That was possession of cocaine, a felony. The applicant has been licensed as a poker dealer in Florida intermittently since 2006.

On the initial Application, he put no on the question about criminal convictions or having pled guilty or nolo contendere to any criminal charges and was then sent one deficiency letter.

In his Amended Application, he listed two convictions and provided the requested records. He completed a waiver request and waiver interview.

Since the last time the case was taken up,

applicant provided evidence of making a payment and entering into a payment plan with the Court to resolve unpaid financial obligations related to his sentence for the disqualifying offense in 2024. He had already met other financial obligations associated with different sentences.

He also provided documentation of completing a DUI substance abuse treatment and counseling program.

The Application and waiver request are before the Commission for consideration.

CHAIR BROWN: Thank you, Mr. Hundersmarck.

Are there any questions of staff before we turn it over to Mr. Gundy?

(Hearing none.)

Seeing none, Mr. Gundy, please press star six to unmute the line, and you have the floor.

MR. GUNDY: Hello?

CHAIR BROWN: Hello.

MR. GUNDY: Can you hear me?

CHAIR BROWN: Yes.

MR. GUNDY: Okay. Good evening, everybody.

CHAIR BROWN: Morning.

MR. GUNDY: (Insufficient phone connection.)

-- from the last meeting, was that pretty much

that there was a consensus motion by the Commission that if I were to submit proof of rehabilitation as well as the payment arrangement set up with the Hillsborough Circuit Court that --

CHAIR BROWN: I'm going to have to just stop you. I'm having a really hard time, Mr. Gundy. I don't know if our court reporter --

THE COURT REPORTER: I can't hear him.

CHAIR BROWN: Yeah, we're all having a hard time.

MR. GUNDY: Okay. Yeah, okay.

CHAIR BROWN: Just slow down and --

MR. GUNDY: Okay.

CHAIR BROWN: -- speak as clear as you can.

MR. GUNDY: Okay. Sorry about that. I was making sure that there was no questions regarding my -- the documents that I sent you all.

CHAIR BROWN: Okay. Commissioners, are there any questions of Mr. Gundy about the documents that have been provided to us since we took this up back in September -- was it September?

COMMISSIONER D'AQUILA: Last meeting.

CHAIR BROWN: Last meeting.

VICE CHAIR REPP: Yeah, it was last month.

CHAIR BROWN: Thank you.

(Hearing none.)

If I don't see any questions of the Commission.

You can go ahead and mute the line, please.

MR. GUNDY: Okay.

CHAIR BROWN: Okay, we're going back to the bench.

Commissioners, what are your thoughts on this?

COMMISSIONER SPICOLA: This is exactly what we asked Mr. Gundy to do at the last meeting, provide proof of the counseling and provide proof that he's entered into a payment plan for his final outstanding fees.

He's done that.

I believe that we should approve the waiver.

CHAIR BROWN: Thank you.

Are there any other thoughts?

(Hearing none.)

We have a motion before us to approve the waiver and grant the license. Is there a second?

COMMISSIONER CUDERMAN: Second.

CHAIR BROWN: Any discussion?

(Hearing none.)

Seeing none.

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: The motion passes unanimously.

Congratulations, Mr. Gundy.

8.3 2026-048729 - ROBERT LEE RICHARDSON

CHAIR BROWN: Okay, we're moving on to 8.3.

MR. HUNDERSMARCK: 8.3 Is Robert Lee Richardson, case 2026-048729.

He is applying for a cardroom employee occupational license in order to work as a poker dealer.

Upon review of his completed Application, it was discovered that the applicant was convicted of one disqualifying offense. It was gambling, aid, abet, or assist illegal operation, misdemeanor from 2011.

This applicant has not held a pari-mutuel license in this or any other state.

On his initial Application, he answered yes on the question asking about criminal convictions and listed the misdemeanor conviction. This was everything he needed to list on the chart, but the Division sent three deficiency letters asking for the records related to the 2011 Virginia arrest.

On his Amended Application, deemed complete on June 30th, 2026, he provided official communication

from the court saying that any past criminal records in Virginia could not be located because most criminal case records are destroyed after 10 years in Virginia.

However, the applicant provided a Chesapeake Police Department document showing the arrest occurred.

The misdemeanor sentence was suspended, no fines were imposed for it, and he doesn't have any other unpaid fines or court costs.

He turned in an accurate Request for Waiver document and completed a waiver interview. The applicant sent in a self-authored letter along with two letters of recommendation from others. They are at the end of the file.

The deadline is waived.

The Application and waiver request are before the Commission for consideration.

CHAIR BROWN: Thank you, Mr. Hundersmarck.

Are there any questions of staff before we turn it over to Mr. Richardson?

(Hearing none.)

I do want to commend Mr. Richardson for his candor throughout this process. That definitely goes noticed here, so thank you.

With that, please press star 6 to unmute your line. You have the floor.

Mr. Richardson?

MR. RICHARDSON: Yes, good morning. Can you hear me?

CHAIR BROWN: Yes. Good morning.

MR. RICHARDSON: (Insufficient phone connection.)

Yeah, well, I -- yeah, well, my name is Mark Richardson – Jacksonville --

I pled guilty to a -- on the 1st of April, 2011. I take this very seriously. I can’t go to a legal establishment or watch from a stadium --

CHAIR BROWN: Mr. Richardson, I’m going to have to just stop you. Again, we’re having some trouble hearing. If you could just slow down and speak as clearly as possible, that will help us.

MR. RICHARDSON: Oh, okay, is this better?

CHAIR BROWN: That's better.

MR. RICHARDSON: Okay. Yeah, so I take this very seriously, and I'm ready to do my part to the best fit Jacksonville. So, and of course, if I want to play or go to an activity, I want to go to a legal, you know, home game online -- I want to work. I'm ready to work.

Hopefully, you guys have everything that you need here.

CHAIR BROWN: We're getting every five words, maybe.

MR. RICHARDSON: Oh, I'm sorry.

Basically, I take it very seriously. I wouldn't go to another illegal establishment or illegal home game. I don't do that now. And I just want to work.

CHAIR BROWN: Great. Thank you.

All right. You just want to work.

All right. Mr. Richardson. Thank you.

Commissioners, are there any questions of Mr. Richardson before we mute him back?

Okay. Thank you. Thank you for your participation.

Commissioners, back to the bench here.

Vice Chair?

VICE CHAIR REPP: Yeah, I appreciate always when someone has letters of recommendation and they actually take the time to show up and speak. It shows a lot of growth of character and I -- everything he's provided has been consistent and even though there were some deficiency letters, they were based on documents that no longer

existed.

So that along with his clean record since then and I just, as I say, the consistency of that, his story and the letters of recommendation just really give me a good impression that we have a lot of rehabilitation of character here.

And I would be inclined to grant his license.

CHAIR BROWN: Yeah. I would concur.

VICE CHAIR REPP: I would move to grant the waiver.

CHAIR BROWN: I think you articulated it very well and kind of summarized it very nicely.

If there are no objections or any other comments, we've got a motion before us to grant the waiver and issue the license. Is that correct?

VICE CHAIR REPP: I made that motion.

CHAIR BROWN: And is there a second?

COMMISSIONER CUDERMAN: Second.

CHAIR BROWN: Thank you.

Any discussion?

Seeing none.

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously again.

Thank you, Mr. Richardson. Congratulations,

you are getting your license.

8.4 2026-055436 – PETER S. COLUCCI

CHAIR BROWN: We are moving on to 8.4.

MR. HUNDERSMARCK: 8.4 Is Peter S. Colucci, Case 2026-055436.

He applied for a professional individual occupational license so that he may be a licensed individual animal owner.

Upon review of his completed Application, it was discovered that he had three disqualifying offenses.

First, attempted grand larceny, a felony from 1971.

Second, possession of gambling records, a misdemeanor from 1974.

Third, promoting gambling, a misdemeanor from 1975.

He has held racing licenses in three other states ranging from 1988 to 1997 without any violations but has not held a pari-mutuel license in Florida before.

On his initial Application, he answered yes on the question about criminal convictions but did not list any details.

The Division sent one deficiency letter

requesting an updated Application and records for six arrests from 1969 to 1975.

He returned an Amended Application listing the arrests on his criminal record chart and providing disposition documents for all of the convictions.

The most recent conviction was the 1975 one for misdemeanor promoting gambling, and the background check shows no arrests since 1975.

He has no unpaid fines or court costs.

No documentation confirms whether or not probation was officially completed.

There are no arrests specifically for violation of probation, but two of the arrests took place while he still would've been on probation according to the dates.

He requested a waiver and completed the form answering yes on the question which asks about disqualifying convictions. He completed a waiver interview.

The processing deadline is waived.

The Application and Request for Waiver are before the Commission for consideration.

CHAIR BROWN: Thank you for the summary.

Commissioners, these are old charges, and my understanding is he is applying to be an animal

owner in onus.

COMMISSIONER SPICOLA: And he's been licensed in other jurisdictions, it seems.

CHAIR BROWN: Exactly.

So, it sounds like we've got a lot of consensus up here.

COMMISSIONER SPICOLA: I would move to make a motion to grant the waiver.

CHAIR BROWN: Commissioner Spicola made a motion to grant the waiver and issue the license, and it looks like Commissioner D'Aquila is going to second.

COMMISSIONER D'AQUILA: I will second that.

CHAIR BROWN: Any discussion?

(Hearing none.)

Seeing none.

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously.

Thank you.

ITEM NINE – LICENSE DENIAL (POSTPONED)

CHAIR BROWN: We have -- oh, actually, we are deferring item 9.1. We're postponing it, pardon us, not deferring.

ITEM TEN – FINAL ORDERS PURSUANT TO

REQUEST FROM RESPONDENT

10.1 2026-019791 - CALDER RACE COURSE INCORPORATED

CHAIR BROWN: So, we're going to go to items 10.1 through 10.3, discussion of final orders pursuant to request from Respondent.

MR. HUNDERSMARCK: 10.1 is Calder Race Course Incorporated, doing business as Calder Casino Race Course and or Calder Casino. Case number 2026-019791.

On March 19th, 2026, the facility self-reported to the Commission that for 19 days, one of their slot machines was configured to lock up at a $10,000 jackpot instead of being configured to lock up at a $2,000 jackpot or more.

Due to this configuration, the machine did not record and alert the facility with a hand-pay message and did not send a required message via the facility-based monitoring system advising the need to process IRS form W2G or 1042S.

Based on these facts, the Division filed a one-count Administrative Complaint alleging that Respondent violated rule 75-14.048 subsection 2b.

The Division completed service and Respondent returned an election of rights indicating that Respondent did not dispute the allegations of

material fact contained within the Administrative Complaint, waiving its right to object or have any form of administrative hearing, and acknowledging that the Commission would or may enter a final order imposing the action set forth in the Administrative Complaint.

Therefore, the Division requests the Commission enter a final order with the following findings: that Respondent waived its right to request a hearing in this cause, that the factual allegations and conclusions of law in the Administrative Complaint are each separately adopted as the findings of fact and conclusions of the law in this case, and imposing one or more penalties under Section 551.117.

CHAIR BROWN: Thank you, Mr. Hundersmarck.

This is the first time that -- we've never had this before the Commission. First time here. I'd love to just turn to Director Dillmore just to, kind of, give us some of your thoughts.

DIRECTOR DILLMORE: Excuse me. Good morning.

Joe Dillmore for the record.

So, this revolves around a threshold for jackpots over $1,200.

Since the inception of slot machines in 2006,

we approved by law the tax reporting threshold was $1,200. January 1st of this year, the federal government changed that to a minimum of $2,000. So that required a manual process for slot machine licensees to go in and adjust the threshold amount for each slot machine. It's not just going in and, you know, punching in a number. There's some more complex manual process to that.

So, out of all the slot machines, it takes weeks to do this doing each one individually. This one machine was -- instead of setting it at the 2,000 they did it to a different number.

After finding out that they had, or they audited the whole floor, it was the only machine that was found in that situation. The State of Florida lost zero tax dollars in this. It was basically the pari-mutual failed to collect the IRS required forms for the IRS on thresholds over the $2,000 amount for approximately eight patrons they can identify.

So, but no loss to state revenue and really no, you know, impact on the Florida State Florida regulatory requirements.

CHAIR BROWN: Thank you, Director Dillmore. Appreciate that.

Commissioners?

COMMISSIONER SPICOLA: Director Dillmore, how many slot machines does Calder have on their floor, give or take?

DIRECTOR DILLMORE: Mm. On that one, I'm not sure, but I think it's around 800.

COMMISSIONER SPICOLA: So, we're talking 1 machine out of 800?

DIRECTOR DILLMORE: Yeah.

COMMISSIONER SPICOLA: I was wanting to make a quick comment on this.

I had the pleasure of being able to attend the Global Gaming Conference this past week, and this was actually a big topic of discussion. As Director Dillmore indicated, this is not simply going in and flipping a switch. This is a multi-day, incredibly labor-intensive process, believe it or not, to update these machines one by one. So, it's actually a pretty decent rate of success as far as that goes.

It is still very serious, and I appreciate the folks at Calder for self-reporting this. But I did want to provide that context that this is a very large undertaking that all the operators had to undertake.

CHAIR BROWN: Thank you for sharing that experience here and elucidating the major issue of having to do it, and it's very intricate.

I always appreciate when an entity self-reports and makes us aware. I think that goes to the credibility of the organization.

Commissioners, are there any other thoughts or comments on this?

Obviously, we have broad discretion here to issue possibly a warning letter or other items, so.

COMMISSIONER D'AQUILA: Yeah, considering the magnitude, and we may see many more of these, and it's a national issue, and, you know, one out of -- if your 800 number is correct, I'm suggesting just a warning in this instance.

CHAIR BROWN: Yes, Director Dillmore?

DIRECTOR DILLMORE: I'm sorry, I forgot I have one point. My staff quickly responded. It's a little over 1,000 machines.

CHAIR BROWN: Okay.

COMMISSIONER D'AQUILA: I think that makes the point even more.

DIRECTOR DILLMORE: Yes.

CHAIR BROWN: And do we have the ability, Ms. Valentine, I mean, if even a warning letter is

necessary, I mean, do we have the ability to do nothing with this particular complaint -- and just asking for our own information here?

MS. VALENTINE: Yes, you certainly do not have to impose a penalty, and you can make a finding that the Administrative Complaint was -- is based on substantive evidence.

CHAIR BROWN: Competent.

MS. VALENTINE: Competent evidence.

Yes, thank you.

CHAIR BROWN: That's fine.

MS. VALENTINE: But that you direct the dismissal of the Administrative Complaint.

CHAIR BROWN: Okay. Just thoughts for the Commission to consider.

And you know, I would like to hear from Commissioner Spicola since this was such an area topic at the conference, to get your thoughts on it, whether it necessitates a warning letter or not.

COMMISSIONER SPICOLA: I mean, I think a warning letter would be appropriate. It is their responsibility to do this. They didn't do it, but it shouldn't be a punitive thing in the context of this regulatory requirement, so.

CHAIR BROWN: Great. Thank you for the input.

Any other thoughts, Commissioners?

(Hearing none.)

If not, can we get a motion, Commissioner D'Aquila?

COMMISSIONER D'AQUILA: Yeah. I'll make a motion to proceed with a warning letter in this instance.

CHAIR BROWN: Thank you.

And I think that suffices with all the other evidence that Commissioner Spicola –-

Can we get a second?

COMMISSIONER SPICOLA: I would second that.

CHAIR BROWN: Any discussion?

Seeing none.

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously.

10.2 2026-038131 WEST VOLUSIA RACING INCORPORATED

CHAIR BROWN: 10.2.

MR. HUNDERSMARCK: 10.2 is West Volusia Racing Incorporated doing business as Orange City Racing and Card Club, case 2026-038131.

The Division filed a one-count Administrative Complaint on August 25th, 2026, alleging

Respondent, West Volusia Racing Incorporated, violated Rule 75-11.003, subsection 4 of the Florida Administrative Code by failing to rotate the dealer button around the card table in a clockwise fashion to provide each player equal opportunity.

The Division completed service, and Respondent returned an election of rights indicating that Respondent did not dispute the allegations of material fact contained within the Administrative Complaint, waiving its right to object or have any form of administrative hearing and acknowledging that the Commission would or may enter a final order imposing the action set forth in the Administrative Complaint.

Therefore, the Division requests the Commission enter a final order finding that Respondent waived its right to request a hearing in this cause, that the factual allegations and conclusions of law in the Administrative Complaint are each separately adopted as the findings of fact and conclusions of law in this case, and imposing one or more penalties under Section 849.086, subsection 14.

CHAIR BROWN: Thank you.

And just for clarify, this is not -- this is against the facility, the card room, its operator, not the actual poker dealer who failed to --

MR. HUNDERSMARCK: Correct.

CHAIR BROWN: Okay. Commissioners, are there any thoughts on penalties imposed on the card room dealer on this item? Or if Director Dillmore wants to shed some light on it as well, you're more than welcome to.

DIRECTOR DILLMORE: I don't think I have anything to add more than what's in the investigative report.

I'm available for questions on it.

CHAIR BROWN: Thank you. Okay.

Vice Chair?

VICE CHAIR REPP: I don't see any priors on this particular dealer. Am I correct on that?

MR. HUNDERSMARCK: Correct.

VICE CHAIR REPP: I don't see any priors. I don't see any loss at this point, so I would think a warning letter would be sufficient in this case.

CHAIR BROWN: I would agree. It looks like Commissioner D'Aquila's thinking the same thing over here.

COMMISSIONER D'AQUILA: Yeah.

CHAIR BROWN: Okay. With that, can we get a motion, Vice Chair?

VICE CHAIR REPP: I'll make a motion to enter a final order imposing a warning letter.

CHAIR BROWN: Thank you.

Do we have a second?

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

CHAIR BROWN: Any discussion?

(None heard.)

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Any opposed?

Passes unanimously.

10.3 2026-042857 – RICHARD ANTHONY COYLE

CHAIR BROWN: On to 10.3.

MR. HUNDERSMARCK: 10.3 is Richard Anthony Coyle, case 2026-042857.

The Division filed a one-count corrected Administrative Complaint on August 21st, 2026, alleging Respondent, Richard Anthony Coyle, failed to clear his hands on one or more occasions when cash, chips, or tokens were exchanged with or provided to a player in violation of Rule 75-11.004, Subsection 8a of the Florida Administrative

Code.

Respondent returned election of rights on August 27th, 2026, with option 3 selected, indicating he did not dispute the allegations of material fact contained within the Administrative Complaint, waiving his right to object or have any form of administrative hearing, and acknowledging that the Commission would or may enter a final order imposing the action set forth in the Administrative Complaint.

Therefore, the Division requests that the Florida Gaming Control Commission enter a final order finding that Respondent waived his right to a hearing in this cause, finding that the allegations of fact and conclusions of law in the Administrative Complaint are adopted separately as the findings of fact and conclusions of law in this case, and imposing one or more of the penalties specified in Section 849.08614.

CHAIR BROWN: Thank you, Mr. Hundersmarck.

And this dealer, Mr. Coyle, he's had prior violations of this rule, correct?

MR. HUNDERSMARCK: Three separate counts in a past case.

CHAIR BROWN: Can you go over the penalties

that the Commission imposed or the prior agency?

MR. HUNDERSMARCK: So, $150 fine for the total case, $50 per.

CHAIR BROWN: Okay. Commissioners, are there any thoughts on this individual? It sounds like Mr. Coyle failed to clear his hands the entire 30 minutes that he was assigned to the table.

COMMISSIONER SPICOLA: I would suggest a $250 fine. This isn't his first go around, and this wasn't a one-off.

CHAIR BROWN: Thank you, Commissioner Spicola.

That sounds like a motion, and actually I wrote the same on my notes. Same thing. So --

COMMISSIONER SPICOLA: I would move to issuing a final order imposing a $250 fine.

CHAIR BROWN: Thank you.

And second, Commissioner D'Aquila?

COMMISSIONER D'AQUILA: I will second that. I have the same number.

CHAIR BROWN: Any discussion?

(Hearing none.)

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously.

Okay. We're going into rulemaking. We've got

a lot of items here.

ITEM ELEVEN – DISCUSSION OF RULE MAKING

11.1 RULES 75-5.001, 75-11.008,

75-14.005, 75.14.006, FAC

CHAIR BROWN: We're going to go to 11.1.

MS. ANBARDAN: Good morning.

Item 11.1 is Rules 75-5.001, 75-11.008, 75-14.005, and .006 of the Florida Administrative Code.

These rules were previously the subject of notices of rule development, and the rulemaking will improve the usability and clarity of occupational license application forms for individual and business applicants.

The materials included for this item have notices of proposed rule and the forms the Executive Director must sign to effectuate the amendment of the rules.

No request for a workshop or public comment was received by the Commission, and we are now ready to enter a proposed rulemaking with the language that the Commissioners see before them in the meeting materials.

CHAIR BROWN: Thank you.

MS. ANBARDAN: So, at this time, staff asks

the Commission to authorize us to go into proposed rulemaking and then provided that there are no comments or hearing requests to go into final rulemaking with respect to these rules, and also to authorize Executive Director Zimmer to execute all necessary forms to effectuate the adoption of these rules.

CHAIR BROWN: Thank you for that recommendation.

And I want to thank Director Dillmore and his team for, you know, really -- and legal, of course, for diligently working on getting these applications revised.

And we've talked about also making sure that, you know, if after they get, I think, after the application or after the license is awarded, at least have some type of language on there that reminds them that if you are arrested, you have got to notify the Commission because there's -- and I think we've talked about that, and you have some ideas of not putting it in the application but putting it in, on the license, correct?

DIRECTOR DILLMORE: That's correct. I've talked to Ms. Pouncey and Ms. Ricks about that. We're going to try to find a way, if not put it

actually on the license, with the documentation when it goes out to the license. I think it'll be more noticeable to them than months after they turn off their app -- turn in their application. So, it'll travel with them at that point.

CHAIR BROWN: Okay. Sounds good.

Commissioners, are there any questions on this?

(Hearing none.)

COMMISSIONER SPICOLA: No.

CHAIR BROWN: We thank you again. We are ready to go into a motion that was suggested by Ms. Anbardan. Right, sir?

VICE CHAIR REPP: Yeah, we'd -- I'd like to make a motion to authorize the Commission staff to go into rulemaking, and, if no comments or a request for a hearing, to authorize the Commission to go into final rule adoption and allow the Executive Director to sign. Did I get it all?

CHAIR BROWN: Yes. And to sign all forms necessary to effectuate adoption.

MS. ANBARDAN: All forms necessary for adoption.

CHAIR BROWN: Very well done.

Seconded Commissioner Cuderman.

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Motion passes unanimously.

Very well done.

11.2 Rule 75-14-.007, FAC

MS. ANBARDAN: Item 11.2 is rule 75-14.007.

The rulemaking would amend this rule to align with the statutory requirements for independent testing laboratories, update statutory citations, and correct some minor typographical errors.

In the meeting materials for this item, you'll see a notice of rule development, a notice of proposed rule, and the forms necessary for the Executive Director to effectuate the amendment of the rule from the beginning of rulemaking to the end.

Commission staff asks the Commission to authorize us to go into rule development, and assuming there are no requests for a workshop, to enter into proposed rulemaking, and assuming there is no request for a hearing or public comment, to authorize staff to file the rule for final adoption, and also to authorize Executive Director Zimmer to execute the necessary forms to effectuate the adoption of this rule.

CHAIR BROWN: Thank you.

That is a very lengthy motion that's going to be made. So, I hope our court reporter has that well done because if we are amenable, we should have a motion to approve the legal's proposed motion.

COMMISSIONER SPICOLA: So moved.

CHAIR BROWN: Thank you.

Is there a second?

VICE CHAIR REPP: Second.

CHAIR BROWN: Any discussion?

(None heard.)

All those in favor say, aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Thank you.

Keep it going. You're doing good.

11.3 RULE 75-4.004, FAC

MS. ANBARDAN: Thank you.

Item 11.3 is rule 75-4.004. The rulemaking would amend the temporary license provisions of commission rule to authorize occupational license applicants without any disqualifying convictions in the 10 years preceding the application date to obtain a 90-day temporary license while the Commission reviews the entire three-year

occupational license application.

So, in the meeting materials for this item, you'll see again a notice of rule development, a notice of proposed rule, and the forms the Executive Director must sign to effectuate the amendment of this rule from the beginning of the rulemaking process to the end.

And commission staff asks the Commission to authorize us to go into rule development, and assuming there is no request for a workshop, to enter into proposed rulemaking, and assuming there is no request for a hearing or public comment, to authorize staff to file the rule for final adoption, and also to authorize Executive Director Zimmer to execute the necessary forms to effectuate the adoption of this rule.

CHAIR BROWN: Thank you. I just want to ask Director Dillmore, kind of, the genesis behind this proposed change for these temporary occupational licenses.

DIRECTOR DILLMORE: Yes. What we're hoping to achieve is for horse owners that come to Florida and, you know, come in to enter a race in Florida, it's a process, and sometimes they come in a very short notice and need to get into the races.

So, what we're trying to accomplish is for anyone that has a disqualifying conviction that's over 10 years old, they go ahead and get their temporary license and start racing while the Commission vets their entire application.

It also compels them to complete the entire process and all the forms, which has been sometimes lacking in the past.

So, we're trying to make it more efficient for the owners to come in to race in Florida and also for the Commission to get -- the staff to get the forms that they are required to determine their permanent license.

CHAIR BROWN: Thank you, and I appreciate the foresight to helping the industry as well.

Commissioners, are there any thoughts or comments on this item?

(Hearing none.)

If not, can we get a motion to approve Ms. Anbardan's recommendation?

You can repeat it if you like.

COMMISSIONER SPICOLA: So moved.

MS. ANBARDAN: Yeah.

To authorize staff to go into rule development and, assuming no request for a workshop, enter into

proposed rulemaking; assuming no request for a hearing or public comment, authorize us to file the rule for final adoption; and to authorize the Executive Director to sign all the necessary forms for final adoption.

CHAIR BROWN: Commissioner Spicola just make that motion.

And can I get a second?

VICE CHAIR REPP: Second.

CHAIR BROWN: Any discussion?

(Hearing none.)

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: That passes unanimously.

Thank you.

We are moving on to item -- big item 12.

We've got several things under here, and we have a speaker. I don't know where the speaker would like to present under Item 12.1 or 12.2., either one after?

MR. LOCKWOOD: Sure.

ITEM TWELVE – DISCUSSION OF CARD ROOM INFORMATION GATHERING SESSION

12.1 – RULE CONSIDERATOINS FROM IDUSTRY STAKEHOLDERS A THROUGH J

CHAIR BROWN: Okay. So, let's go on to Item 12.1.

We've got several rules under consideration, A through J.

Ms. Valentine.

MS. VALENTINE: Yeah, and just by way of background for the public, the Agenda Item 12 is not intended for a commissioner vote. Instead, commission staff ask the Commissioners to provide us with guidance and direction regarding the ideas provided by the industry and the stakeholders during several card room information gathering sessions that were held throughout the state.

The transcript for each gathering session is part of the meeting materials and part of the record. And so, with respect to Items A through J under agenda item 12.1, commission staff just seek guidance as to which of these ideas commission staff should explore for purposes of rule development.

CHAIR BROWN: And I have to tell you, thank you. It's great. We're grateful to have the transcript. It was very helpful to see all of the different input and the discussion and the dialogue. And I know Mr. Lockwood participated in

that, so it may be appropriate at this time to -- do you want to address it?

If Commissioners don't have any questions of staff at this juncture, let's just go right into your public comment on this.

MR. LOCKWOOD: All right. I think that works.

CHAIR BROWN: Good morning.

MR. LOCKWOOD: Madam Chair, Commissioners, I'll be brief. I just had a couple of suggestions here.

Obviously, with rulemaking and rule development, this is a process, and we go from rule development into proposed rules and a final rule.

So, I have two suggestions. One is to just simply move all of these ideas into rulemaking so that we can have a sufficient record.

And then my second idea is I would hope that the Commission would consider doing this on a day of which we already have a publicly scheduled commission meeting, so the Commissioners could take advantage and be part of, in its entirety, this rulemaking workshop and then hopefully into a proposed rule hearing.

I think having all five Commissioners present would be helpful and would generate a wonderful

back and forth. I know each and every one of you have great comments, and I think that given we have not went into card room rulemaking in a long time -- I think it's been over a decade -- I think that since any of these rules have been changed.

So, the card room industry in Florida has evolved a lot, and I just think that would be one benefit and one wonderful use of the Commission. Doing it in a way where we don't have the entirety of the Commission and you're relying simply on the transcripts and not the opportunity to ask questions, I just -- I don't think that really is going to develop a good record and end up in a nice final product.

So, that would be my recommendation really on both parts. Let's move all of this into rulemaking and then do this in a way in which the entirety of the Commission can participate.

CHAIR BROWN: Thank you, Mr. Lockwood, for the suggestions.

Commissioners, are there any questions of Mr. Lockwood?

(Hearing none.)

Thank you also for your participation in these workshops and discussions prior, so thank you.

MR. LOCKWOOD: I look forward to participating in future ones as well.

So, and my comments would go also on to the staff suggestions on -- for 12.1 and 12.2.

So, we obviously would have a lot of comments on some of the things the staff suggested as well, but I think we can accommodate this all through workshop and simply voting to just move all this stuff forward.

It certainly doesn't mean that all of this is going to end up in the final product but at least allows for a dialogue on all topics of discussion.

CHAIR BROWN: And I like the way that staff did put this with industry stakeholders, just seeking input and the fact that it's been in, since we haven't addressed it, these rules for over a decade.

So, I like how it started, and the process is going to continue to evolve to get to a good place.

MR. LOCKWOOD: I think all the topics that are listed here on the agenda are, kind of, the generality of what the industry's looking for and some of the concerns that they're experiencing.

And I think some of the things that they've noted are things the Commission like, and I think

it would just be helpful that everybody has an opportunity to weigh on that, especially, again, all the Commissioners, I think having the ability to ask questions and just further develop that record.

CHAIR BROWN: And I can see the benefit of both. I mean I see the benefit of both. So, it's definitely something for us to consider. As long -- and I think having an accurate dialogue with the Commissioners may be helpful.

MR. LOCKWOOD: Thank you. That's all I have.

CHAIR BROWN: Okay. Commissioners, are there any questions on this item?

(Hearing none.)

Are you all inclined to move all of the ideas in a rulemaking or only a select few?

COMMISSIONER SPICOLA: Before we do that, I would like -- instead of moving all the ideas into rulemaking at this juncture, I would suggest that we task staff with identifying all of the rules that would be implicated or need to be changed by this list of ideas.

CHAIR BROWN: Okay.

COMMISSIONER SPICOLA: And we can take up the idea of which particular rules to specifically

initiate rulemaking for at our next meeting.

CHAIR BROWN: Ms. Valentine, do you understand Commissioner Spicola's question, query?

MS. VALENTINE: Yes, I do.

CHAIR BROWN: Okay. Commissioner?

COMMISSIONER D'AQUILA: Question: Are we to comment on these at this time or just agree that they'll be discussed?

MS. VALENTINE: Initially, the way that staff intended is to perhaps discuss each item, A through J, and then receive individual guidance from the Commissioners on whether each concept is one that will go forward into rule development, at which point we would then do exactly as Commissioner Spicola requested, which is identify all of the rules and the language that would be necessary in order to go into rule development before we even go into rule development on these. But however, the Commissioners would like to approach this.

CHAIR BROWN: Okay. Commissioner?

COMMISSIONER D'AQUILA: With that in mind, with regard to 12C, I would just like to recommend that some guardrails be put in there, such as if interest-bearing accounts are going to be used for jackpot funds, that they should be in FDIC-insured

bank accounts in US currency and that are liquid.

CHAIR BROWN: Okay. Thank you, Commissioner.

I don't know if -- okay. I'm not opposed to going into a rulemaking workshop, frankly.

Director Dillmore?

DIRECTOR DILLMORE: If the Commission is so inclined to move all of them into rulemaking, I would maybe suggest that one, the -- considering the J penalty guidelines.

So, sometimes we've seen in rule development when something is very a large issue, it can bog down the rest of the process.

CHAIR BROWN: Mm-hmm.

DIRECTOR DILLMORE: And I think that in particular, if the Commission decides to move all of these in --

CHAIR BROWN: Did you say J? It's J.

DIRECTOR DILLMORE: That's right. I think guidelines which basically touch every rule and statute, and I think a lot of these things could be --

CHAIR BROWN: I have no problem with -- I, frankly. I is one that I really don't -- I really don't want to consider, but --

VICE CHAIR REPP: I also I think I also agree

with, but I think J is just -- the magnitude of it, and what would be involved there is a bit much to move all together with the rest.

CHAIR BROWN: Okay. Commissioner D'Aquila?

COMMISSIONER D'AQUILA: Yeah. I have issue -- I have concerns about G, H --

CHAIR BROWN: Mm-hmm.

COMMISSIONER D'AQUILA: -- I and J.

CHAIR BROWN: Okay. I'd love to feedback with the other Commissioners. I personally have concerns on H, I, J -- pardon me, H, I, and J.

I'm okay with G, but I welcome a dialogue with the other Commissioners too.

Commissioner?

COMMISSIONER D'AQUILA: Yeah. No. I believe with regard to G, plastic is less likely to be marked and is the standard majority of casinos on a national level. But I'll, you know, that -- I haven't taken a survey recently, but that's, you know, just food for thought.

CHAIR BROWN: Okay. Commissioners, any other comments?

CHAIR BROWN: Commissioner Spicola?

COMMISSIONER SPICOLA: I stand by my recommendation.

CHAIR BROWN: Okay.

Vice Chair Repp?

VICE CHAIR REPP: I think that I have no problems with generally A through F.

CHAIR BROWN: Okay.

VICE CHAIR REPP: I have some mild concerns, but definitely J is one I'm not interested in considering at this time.

CHAIR BROWN: So, you, kind of, Ms. Valentine, we don't need a motion here. So, you've kind of gotten feedback from the majority of the bench, or at least looking at A through F. It sounds like there's at least a majority consensus here.

Any other comments?

You don't need any other guidance here.

MS. VALENTINE: Yeah, Chair Brown, thank you. I think we have sufficient guidance to present a list of rules that would be impacted and perhaps some language with the guardrails that Commissioner D'Aquila provided for items A through F at this time.

CHAIR BROWN: And I don't oppose having a workshop where all Commissioners are present if you all are amenable to it. It's obviously not a requirement at all. Those have always been

optional, but we could make it convenient on a, you know, a commission-scheduled day after a meeting at a time certain.

So, I don't know if anyone else has some comments on that.

(Hearing none.)

If not, that's the direction I'd like to go in?

MS. VALENTINE: Yes.

CHAIR BROWN: Okay.

MS. VALENTINE: Yes. I understood, and we that can certainly happen once we go into rule development and schedule a workshop on those rules.

CHAIR BROWN: Okay. That sounds great. Thank you.

MS. VALENTINE: Thank you, Chair Brown.

Thank you, Commissioners.

CHAIR BROWN: We're going to -- yes, give you the courtesy. Come back.

MR. LOCKWOOD: I'll be very brief.

I was just going to suggest, again, at rule development, we're not taking any particular position on anything. And I think that -- I was hopeful that the Commission would just notice for rule development the entirety of 75-11.

You don't have to take a position. I understand. I can sense that there's some opposition to some of these things, but I would say that going into rule development, those were some themes that came out of there. But if we don't notice anything relative to the jackpot rule in rule development, then there's no changes at all that could be made to the jackpot rule even unrelated to the administrative fee and things like that.

So, my suggestion was just if we could just do rule development for all of the rules, then after that record is developed, we would come back, and the Commission staff with the Commission could determine what rules were going to be proposed. Because in rule development, we -- there is no -- there doesn't even have to be any language that's noticed. We can just say we're opening up this rule for comment on that.

But if we choose not to move forward with anything relative to, for example, the jackpot rule, then no changes at all could be made for that.

And I think that given that these rules have not been opened in the past, I would just encourage

the Commission to at least let's take a look at all the rules in a rule development workshop where we start that process, and then the Commission could decide if they want to move forward at the proposed rule stage to taking some of those ideas at that point in time.

So that's my only suggestion.

CHAIR BROWN: No, thank you for the clarification.

Any questions for Mr. Lockwood?

(Hearing none.)

Thank you for the clarification. I'd like to hear from our general counsel on that.

MS. VALENTINE: Just as a note, the law has recently changed where now if an agency goes into a notice of rule development, it has 180 days to then go into proposed rulemaking.

So, to Mr. Lockwood's point, if, you know, an agency goes -- can go into rule development at any time for the Commission, it's once the Commissioners authorize us to do so. But even if we go into rule development for only a certain amount of rules right now, that doesn't mean that the Commission can't next month direct us to go into rule development for any other rules and

proceed in a way that we can timely move from rule development into proposed rulemaking.

CHAIR BROWN: We have had a lot of input from stakeholders, and we've had a lot of staff time also put into some considerations of these topics.

I hear what you're saying about the 180 days. I just want to be as efficient as we can, given that we've gotten a lot of feedback already. And it does sound like at least there's some consensus on rules A through F.

So again, I'm open for your discussions and consideration.

Commissioners?

Going once. Anybody have any questions about the legality here of this being presented?

(Hearing none.)

Okay. I've got direction.

12.2 – RULE CONSIDERATIONS FROM FGCC STAFF
A THROUGH C

CHAIR BROWN: We're going to go on to items 12.2.

You've had some computer problems today, I saw.

DIRECTOR DILLMORE: Yeah, there's a lot of materials today.

So, item 12.2 are similar to dealing with the card room rules. These are suggestions that were noticed by FGC staff that were not -- may be discussed at the workshops by the industry but also would like to be considered to move forward with.

CHAIR BROWN: Would you make the recommendation to move forward with -- to go into rule development?

DIRECTOR DILLMORE: I think similar to what we're doing with 12.1 if -- with the Commission would like to see language for us to come back with some language before we go into rule development, say particularly on ones for the Item A was the jackpot method A moving into the -- from the internal controls into the house rules.

B was increased card room video storage from 14 days to 30. It used to be 30 days when a few years ago when we changed the rules. It's 30 days on the slot side. I'm sure the industry will have some input on this if it impacts their cost, and that's why we need to go into the -- to the rule development.

And then the third one was we recently noticed as we were dealing with some cases that we don't have the same level of rule language regarding

self-exclusions and exclusions in the card room section as we do in the slot section.

So, in the main materials we had put in some of the existing rules and highlighted sections what that might look like, but we could actually go in through a strike through an underline method to show you exactly what we've changed.

CHAIR BROWN: Thank you.

Again, I know we're going to be having a transition with our general counsel departing. And so, I think that I am of the belief to be efficient as a regulatory body and not delay and not cause, you know, a regulatory pause.

But I, yeah, I do want to -- I think it's noteworthy that we are going to be having a transition with the General Counsel, so, I would be inclined to do the same thing that we did with 12.1.

Commissioners?

COMMISSIONER SPICOLA: Wholeheartedly agree.

COMMISSIONER D'AQUILA: Agree.

CHAIR BROWN: Okay. We got a full consensus.

Thank you very much.

I want to thank the industry for providing input.

We're going to continue to encourage our staff to work expeditiously to eventually get to rule development and then get to that final proposed rulemaking.

ITEM THIRTEEN - POLICIES AND PROCEDURES

CHAIR BROWN: So, with that, we're going into two items for policies and procedures, 13.1 and 13.2.

Good morning.

DIRECTOR MUSTAIN: Lisa Mustain for the record.

Thank you.

CHAIR BROWN: Thank you.

13.1 01.01.02 – ADOPTING, CHANGING, AND REPEALING ADMINISTRATIVE POLICIES

DIRECTOR MUSTAIN: I have two policies before the Commission today.

First policy is a revision to a current policy, 01.01.01, Adopting, Changing, and Repealing Administrative Policies and Procedures. This policy was originally adopted on January -- oh, excuse me, February 14th, 2023.

After more than three years of administering this policy development and approval process, revisions were identified to improve efficiency,

clarify responsibilities, and establish more consistent procedures for adopting and revising and repealing administrative policies.

Staff respectfully request that the Commission approve and adopt proposed revisions to Administrative Policy 01.01.01, Adopting, Changing, and Repealing Administrative Policy and Procedures.

CHAIR BROWN: Thank you, Ms. Director Mustain.

And I know we've all had briefings with you independently and appreciate a lot of the feedback and getting to a place like this.

Why Arial and not Times New Roman? Just joking.

DIRECTOR MUSTAIN: We can change it, Chair, if you desire. Thanks.

CHAIR BROWN: Garamond. Garamond.

Commissioners, are there any questions on this policy?

(Hearing none.)

COMMISSIONER SPICOLA: No, ma'am.

CHAIR BROWN: Thank you.

If not, can we get a motion to approve the policy as proposed?

COMMISSIONER D'AQUILA: I make a motion to approve the policy as proposed.

CHAIR BROWN: And a second?

COMMISSIONER SPICOLA: Second.

CHAIR BROWN: Any discussion?

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Thank you.

13.2 08.02.01 – OFFICE OF INSPECTOR GENERAL COMPLAINTS, INTAKE, AND INVETIGATION

CHAIR BROWN: And 13.2, please.

DIRECTOR MUSTAIN: Thank you.

The second policy is 08.02.01.

This is Inspector General Complaints, Intake, and Investigation.

This policy enumerates guidelines in the framework for the inspector general to conduct investigations.

It outlines the responsibilities of the Office of Inspector General and other Commissioner personnel, defines investigative procedures and reporting requirements, and promotes the fair, independent, and consistent handling of allegations involving fraud, waste, mismanagement, misconduct, and other offenses.

Staff respectfully requests that the Commission approve and adopt the proposed policy,

Inspector General Complaints, Intake, and Investigation.

CHAIR BROWN: Thank you. And thank you for working on this. And thank our inspector general and our new auditor here who, you know, is a part of the team, is really going to be an integral part of the team, and excited to have this version before us today.

I don't have any comments on it.

Commissioners?

(Hearing none.)

If not, can we get a motion to approve item 13.2 as presented?

VICE CHAIR REPP: I'll make that motion.

CHAIR BROWN: And a second.

COMMISSIONER SPICOLA: Second.

COMMISSIONER CUDERMAN: Second.

CHAIR BROWN: All those in favor say, Aye.

COMMISSIONER QUIRK: Aye.

COMMISSIONER SPICOLA: Aye.

CHAIR BROWN: Thank you, Director Mustain.

ITEM FOURTEEN - PUBLIC COMMENT

We do have some closed attorney-client sessions, but before that, I welcome public comment from anyone here in the audience.

Please feel free to come on up if you have anything to address.

(Hearing none.)

Seeing none.

We're going to go into our agenda, our closed attorney-client session, and I'm going to turn to our general counsel before we pause the Florida Channel. Or not. Or Ms. Alvarado.

MS. ALVARADO: The Office of the General Counsel is seeking litigations advice from the Commissioners in litigation styled:

Florida Gaming Control Commission versus Tampa Bay Downs, case number 2024-070798.

Florida Gaming Control Commission Calder versus Calder Race Course, case number 2026-039926.

Forfeiture of $15,174 in US currency, Collier County, case number 26-CA-001451.

And forfeiture of $16,065 in US currency, Leon County case number 25-CA-000543.

The litigation advice relates to litigation strategy and settlement negotiations and may therefore be discussed in private under Section 16.716 and 286.0118 Florida Statutes.

CHAIR BROWN: Thank you, Ms. Alvarado. And in connection with the performance of our regulatory

duties, it is necessary for us to hear information that is exempt or confidential as just described by our office of General Counsel.

The closed meeting is scheduled for approximately 30 minutes, but it could go less.

Those in attendance will be myself, Chair Julie Brown, Vice Chair Tina Repp, Commissioner John D'Aquila, Commissioner Peter Cuderman, and Commissioner William Spicola, Commission Staff Executive Director Alana Zimmer, Deputy Executive Director Brandon McCaffrey, Director of PMW Joe Dillmore, Director of Gaming Enforcement Carl Herold, Chief of Law Enforcement Gary Snyder, Director of Admin Lisa Mustain, General Counsel Elina Valentine, Deputy General Counsel Marc Taupier, Chief Attorney Emily Alvarado, Senior Attorney Justin Hundersmarck, Business Manager Dixie Parker, and our Administrative Assistant Brandy Humphries, as well as our certified court reporter here.

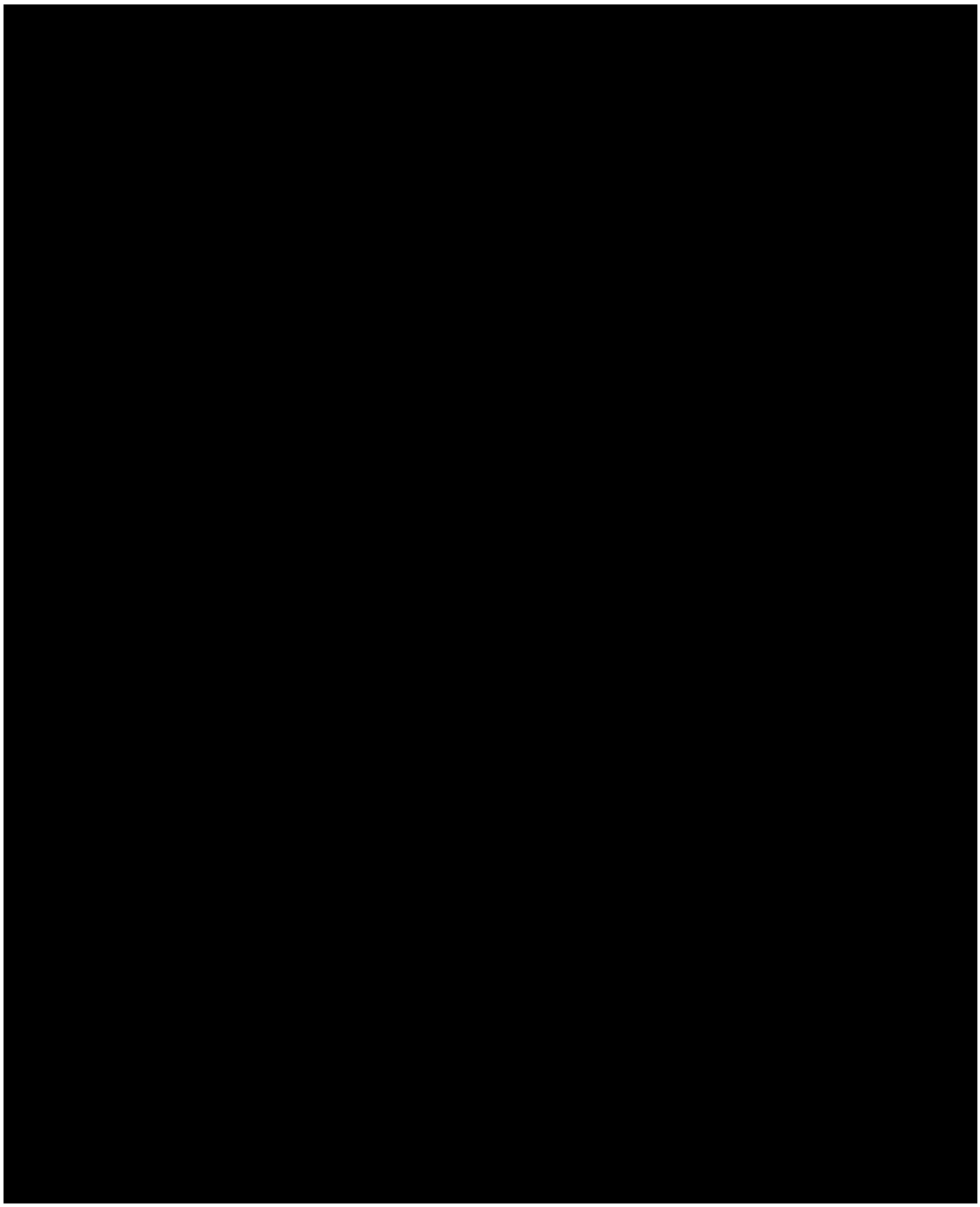
For the record, the time is now 11:13, and I will ask the Florida Channel to discontinue the live feed for the next approximate 30 minutes so that we may conduct our meeting.

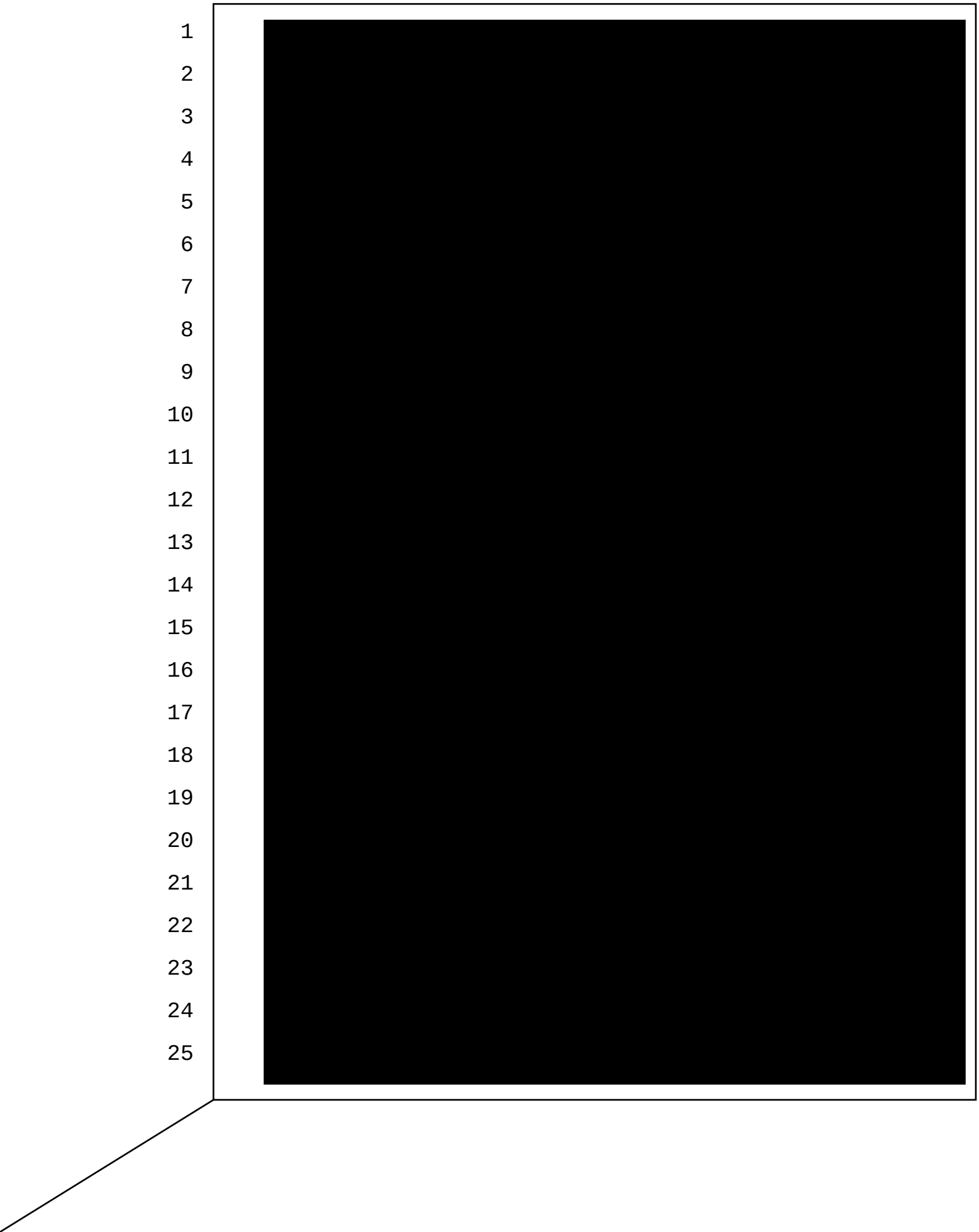
And thank you, everyone, for your travels.

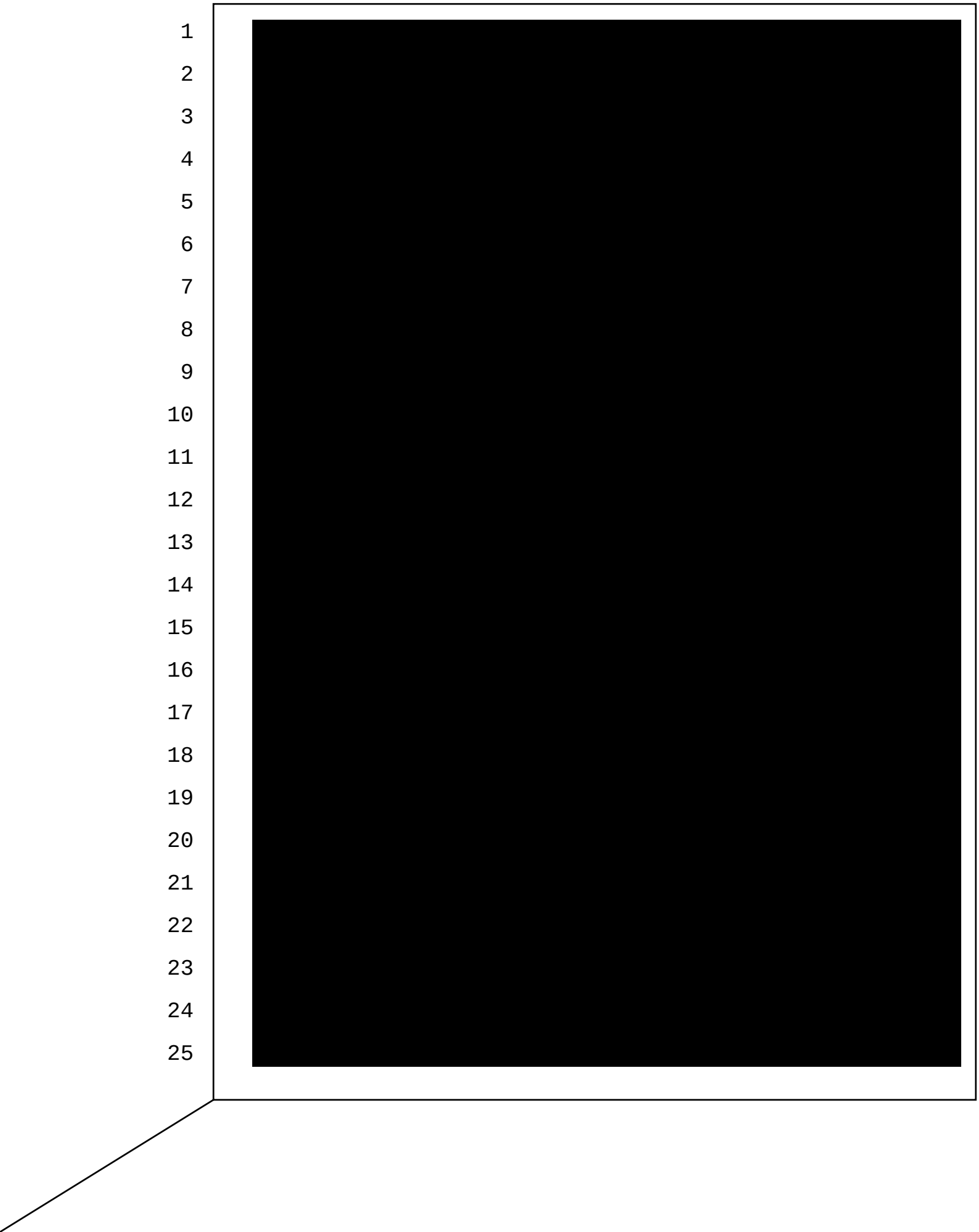
Pursuant to Sections 16.716 and 286.011(8), Florida Statues.
This portion of the transcript is confidential and exempt.

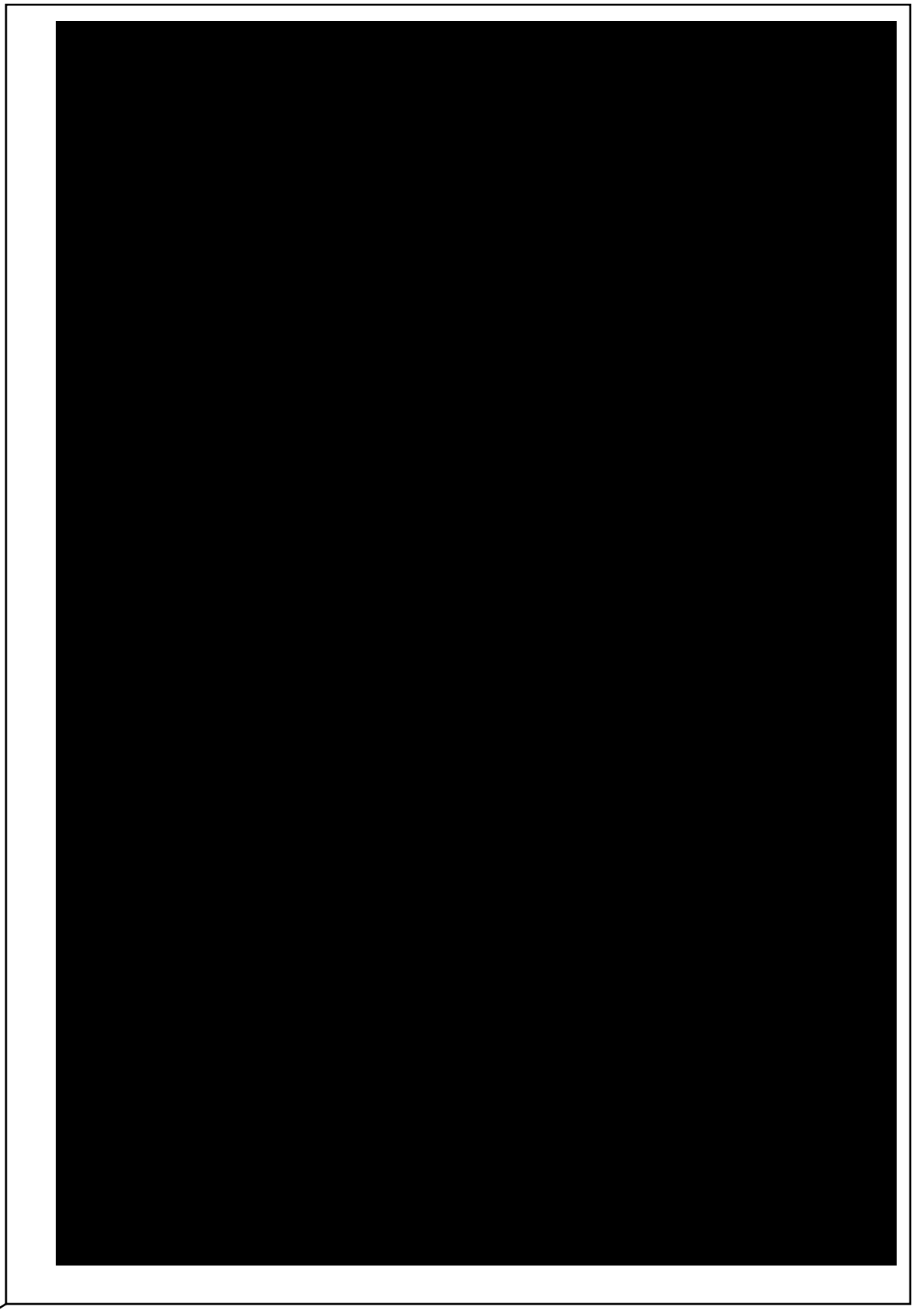
We'll see you when we get done in the next 30 minutes or so.

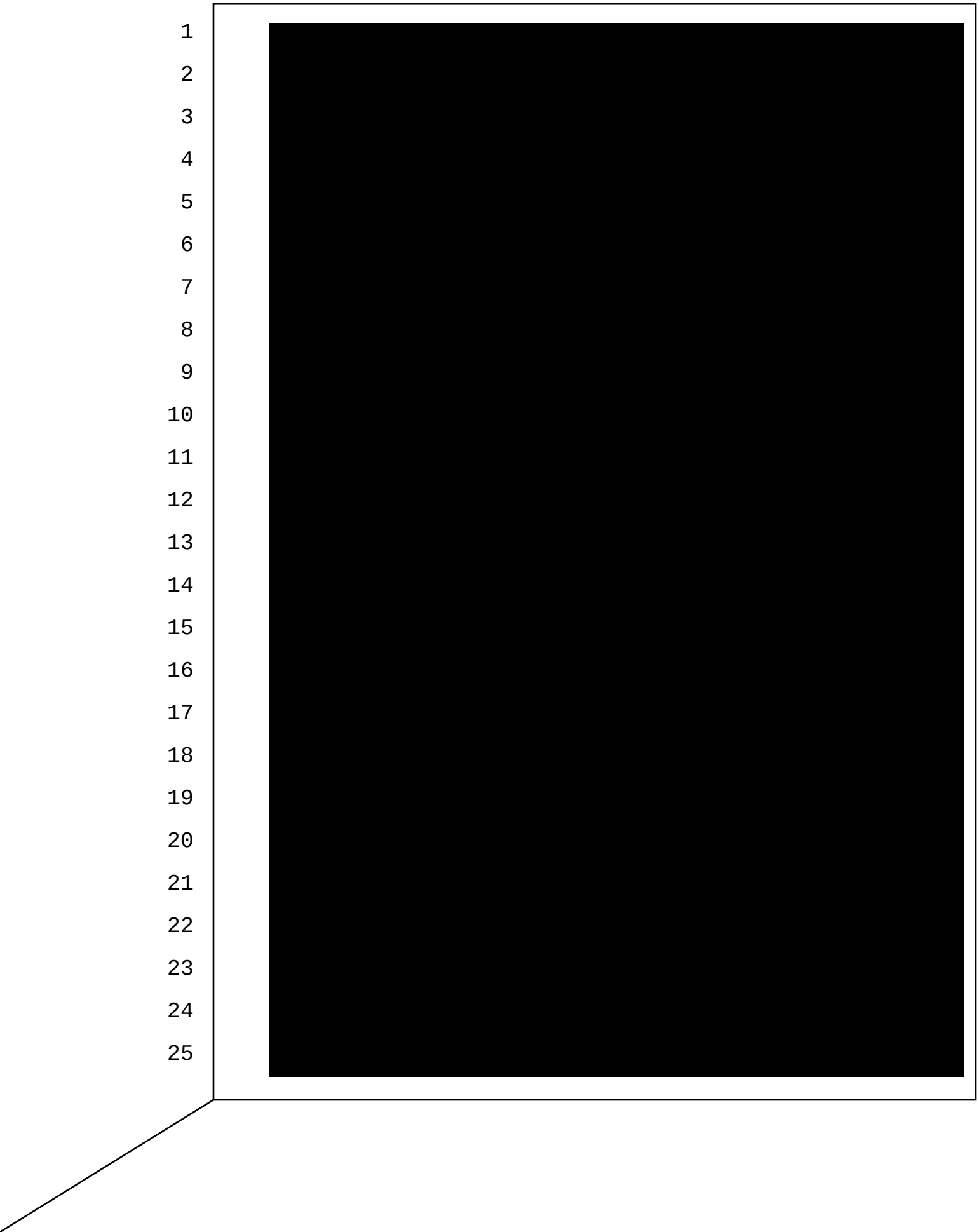
(Thereupon, a brief recess was had at 11:13 AM, after which the following closed attorney-client session was heard at 11:25 AM.)

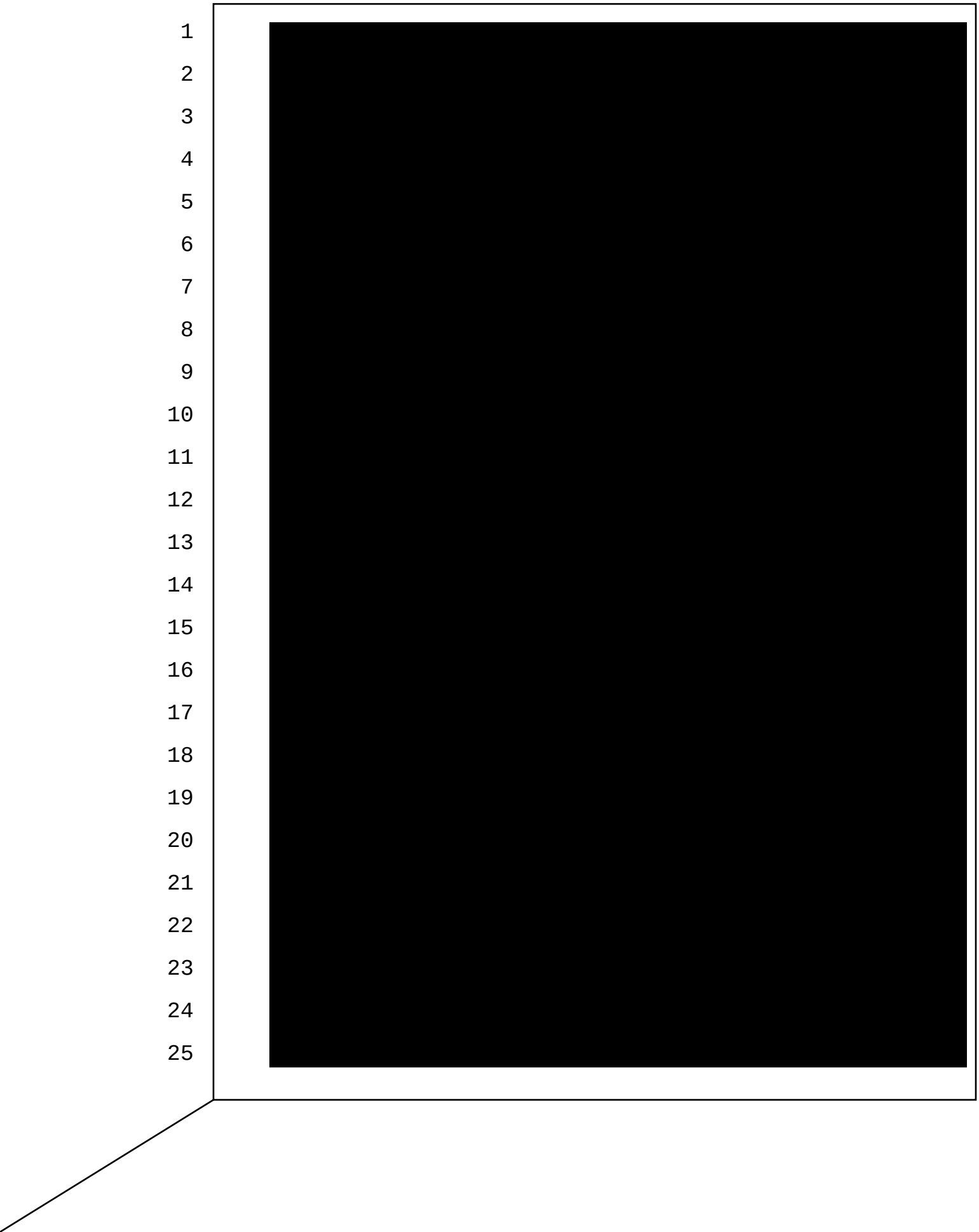


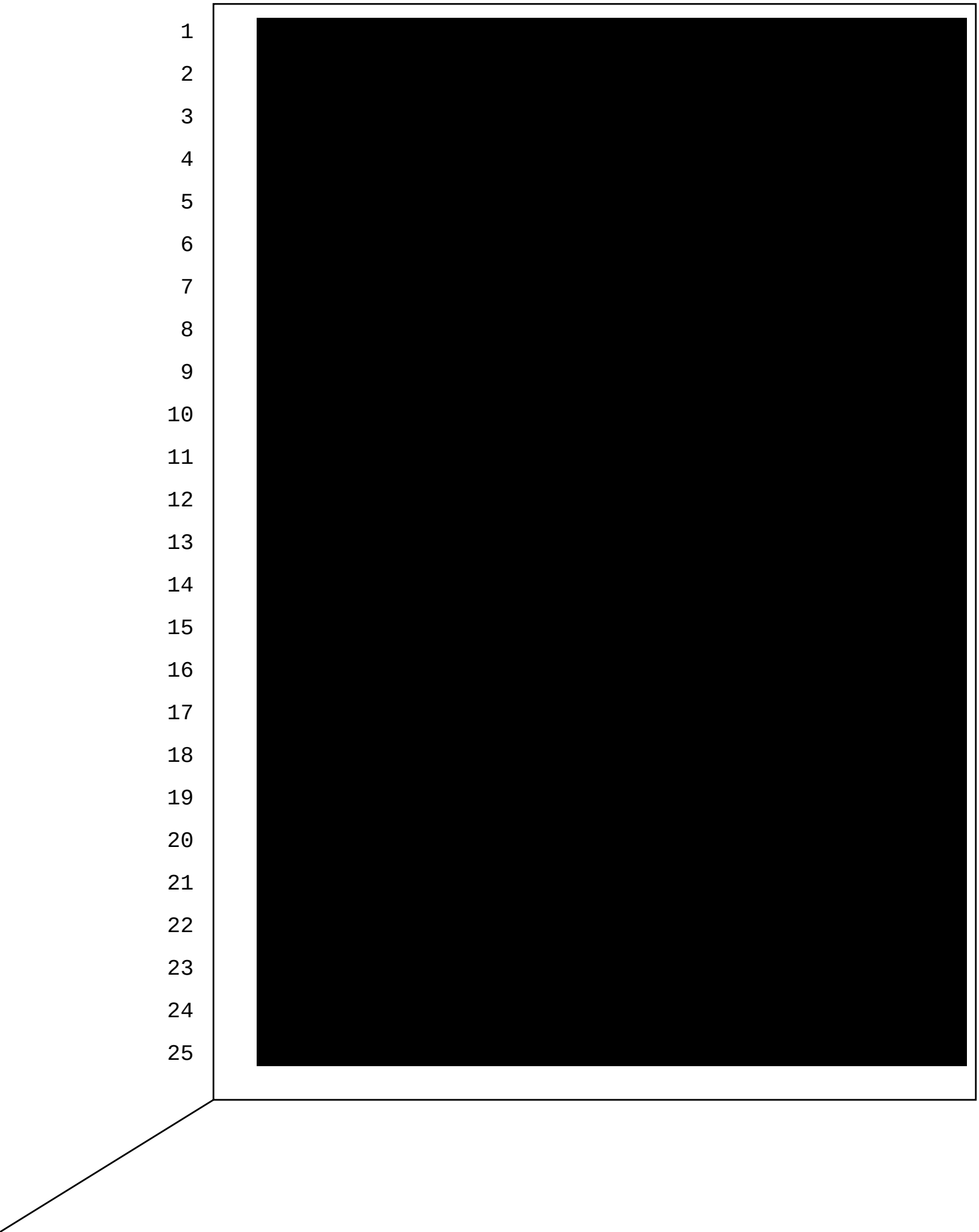


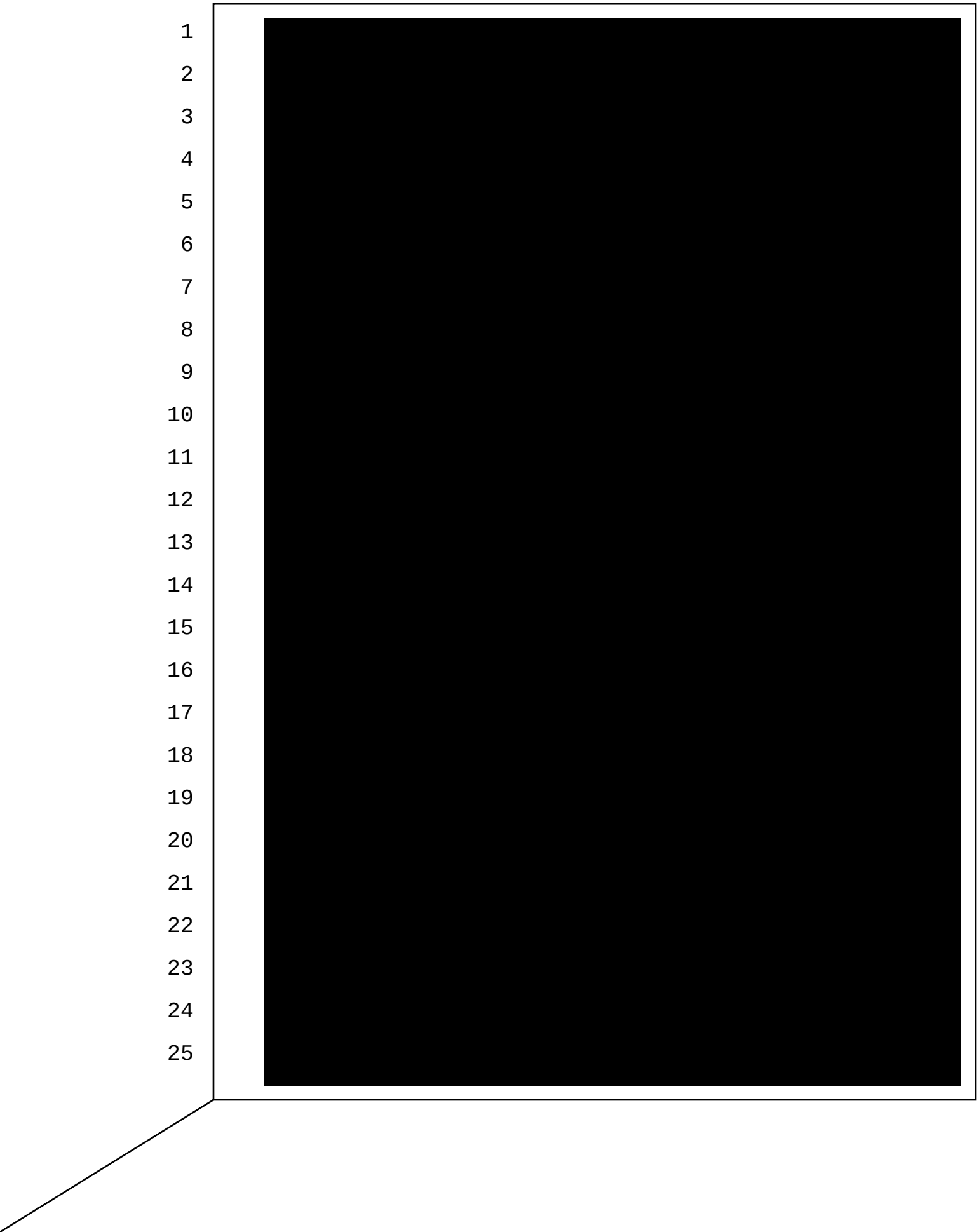


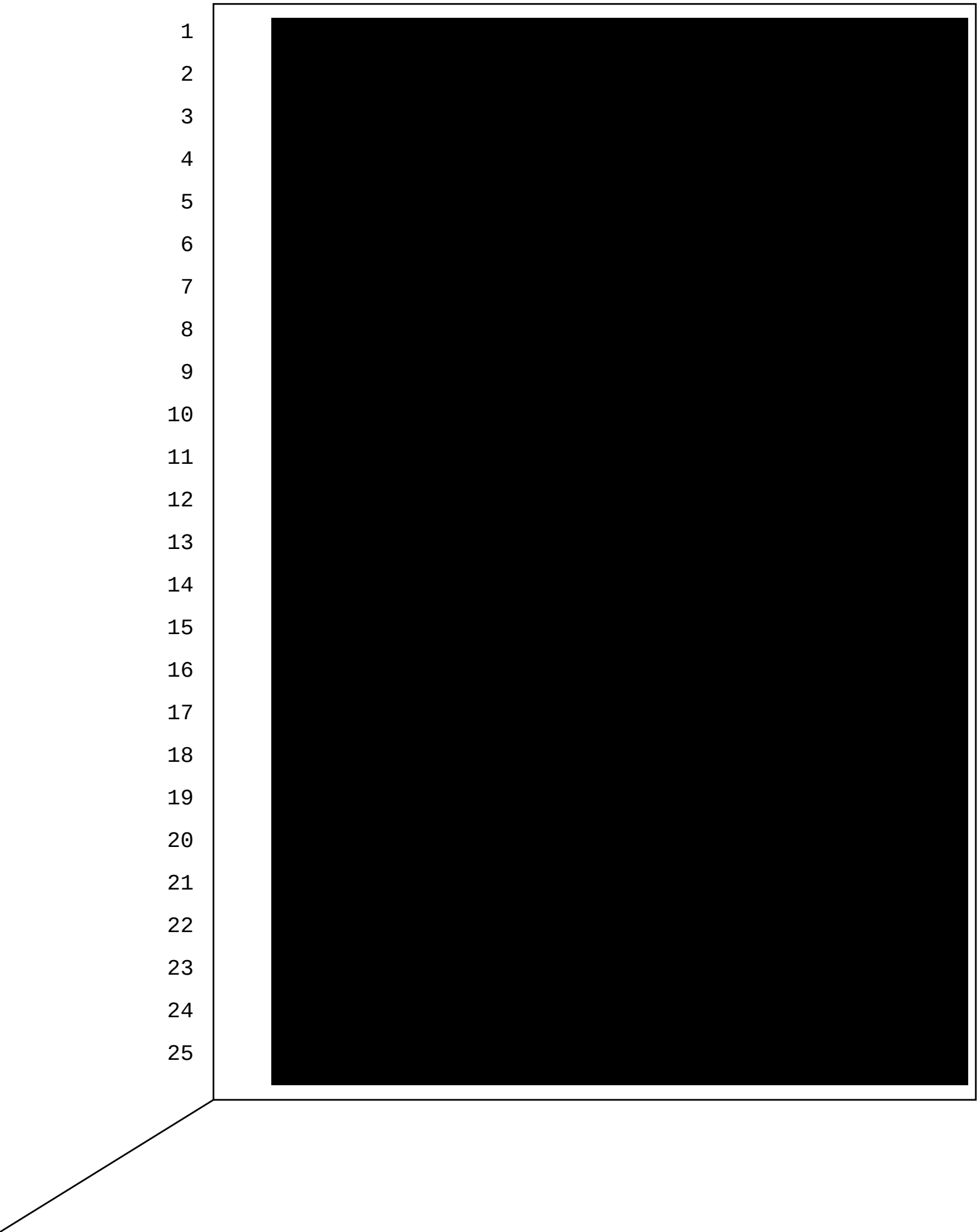


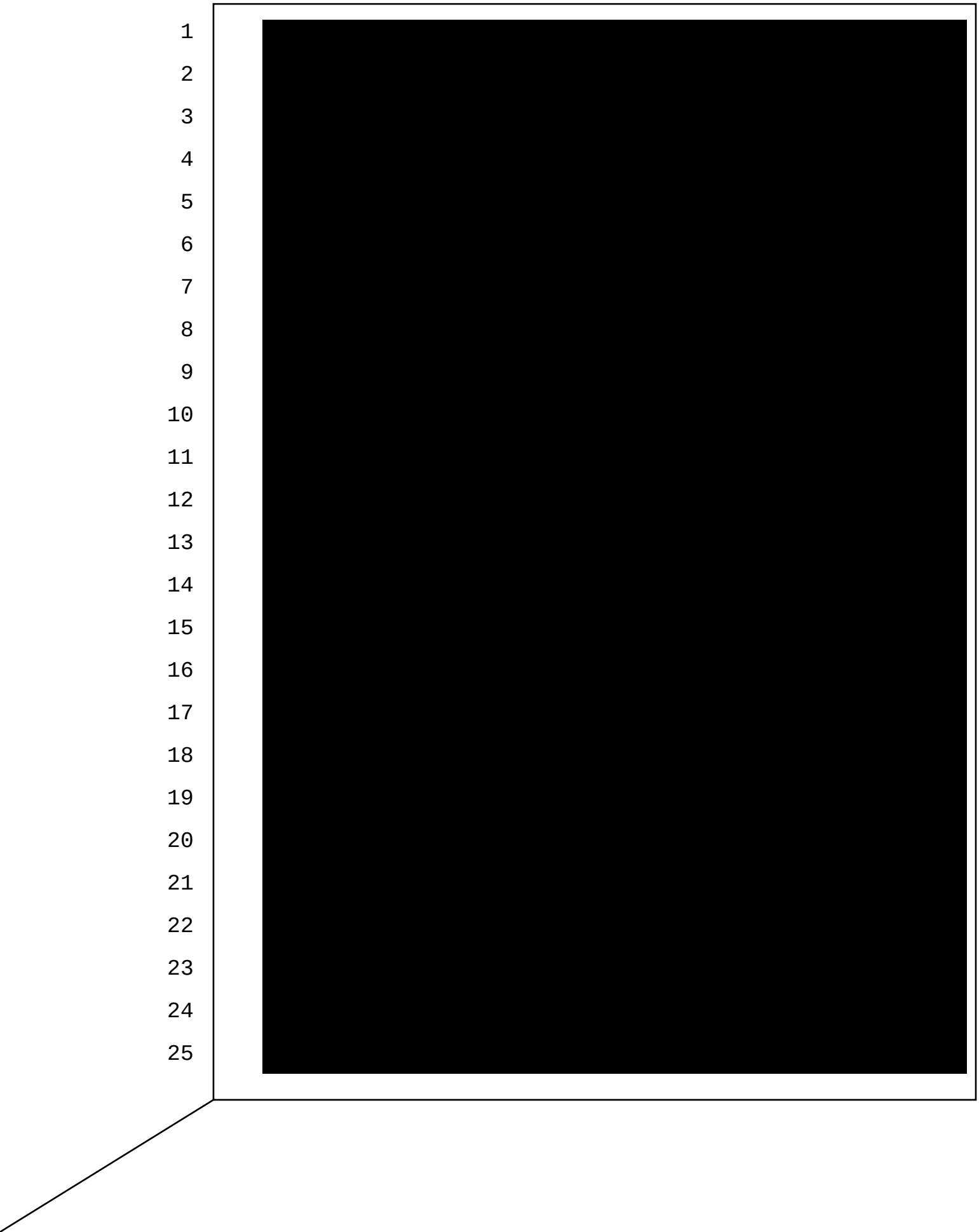


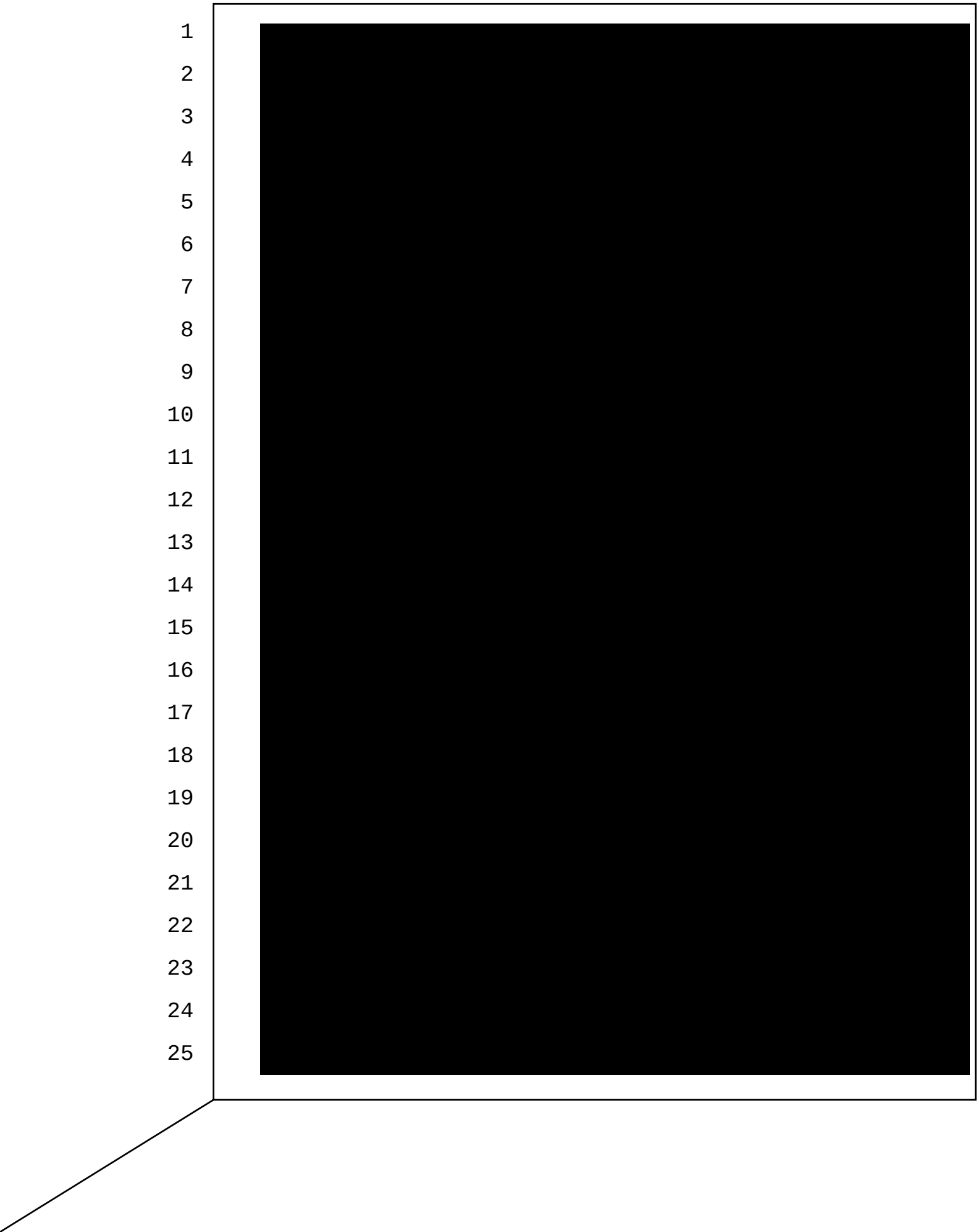


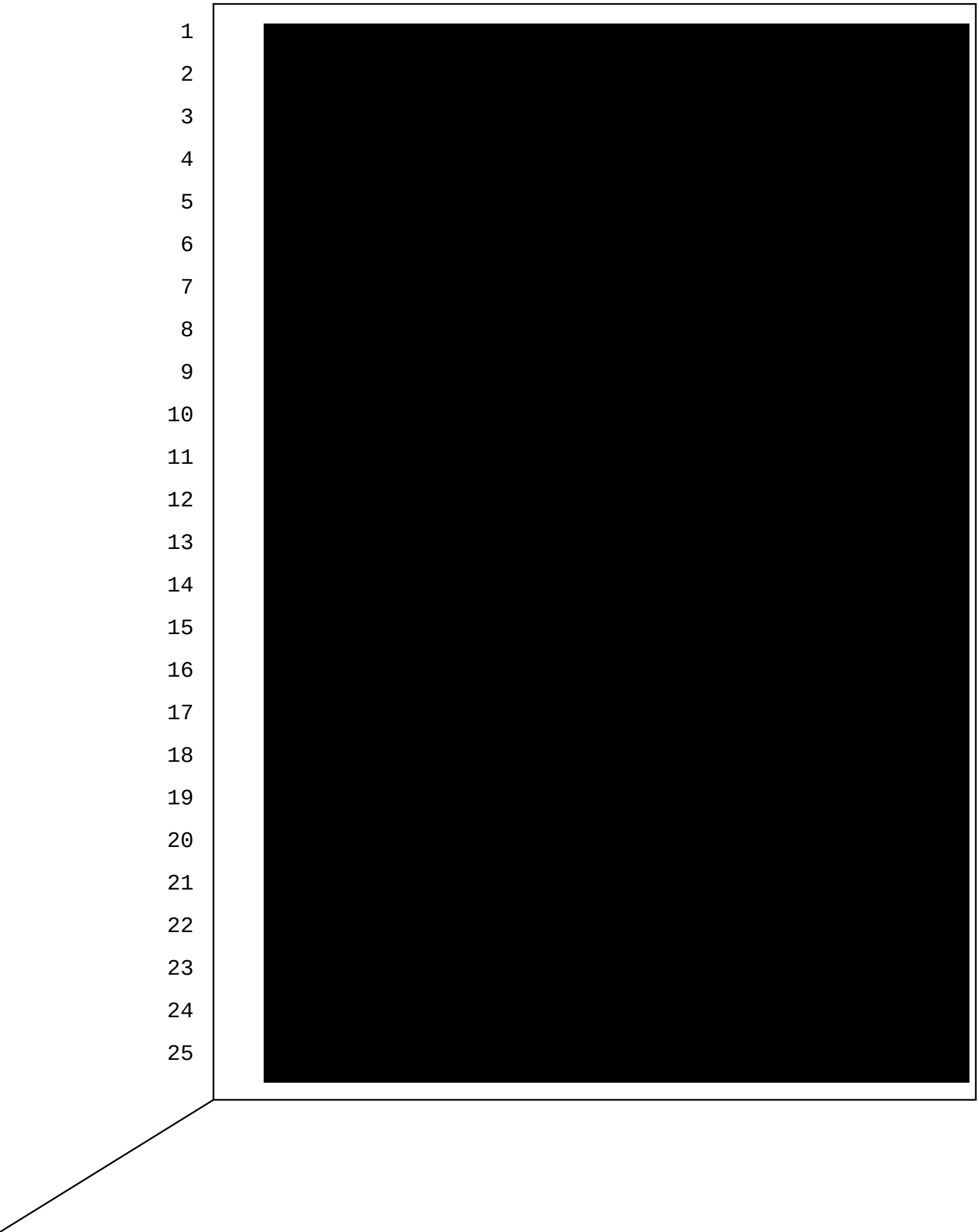


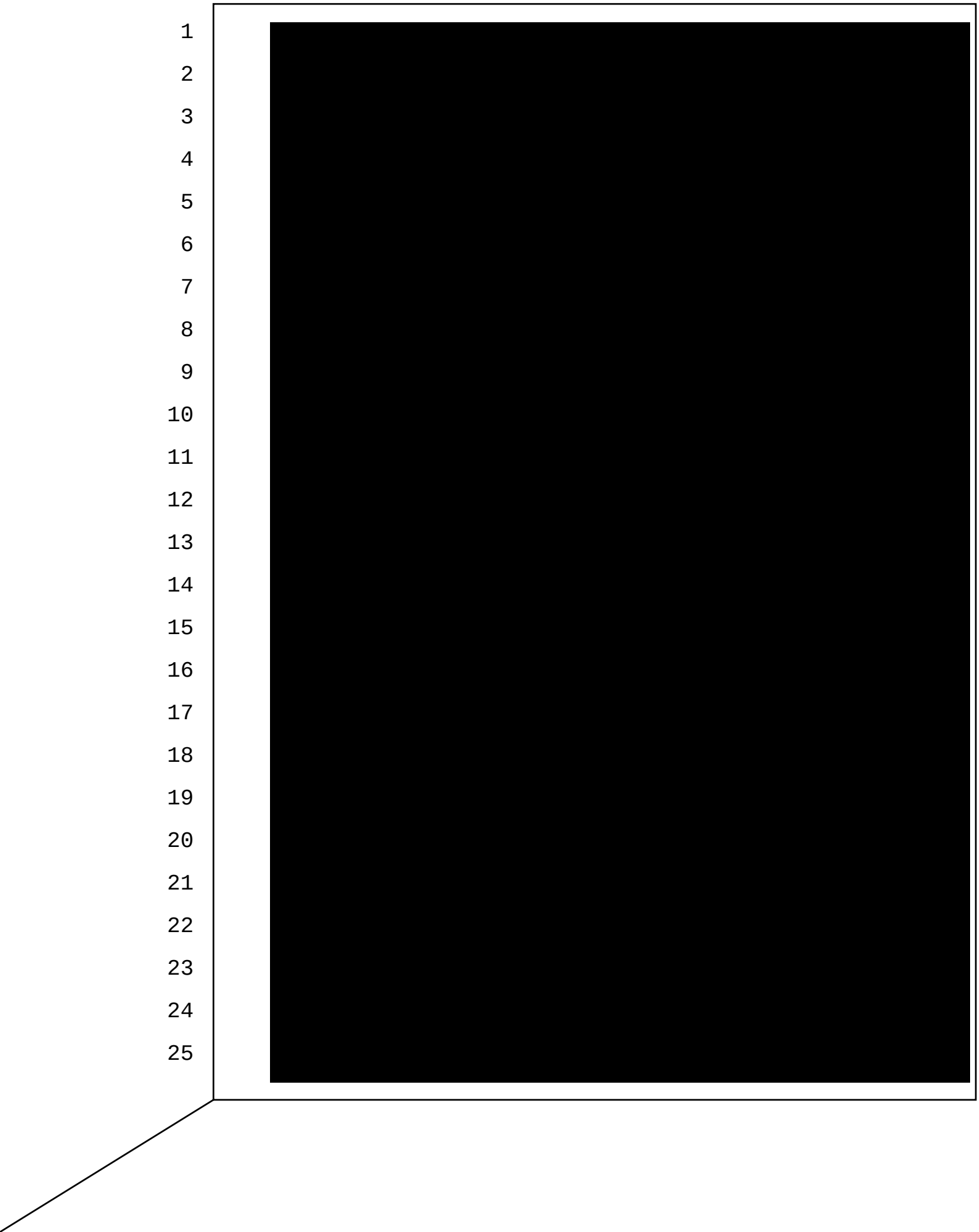


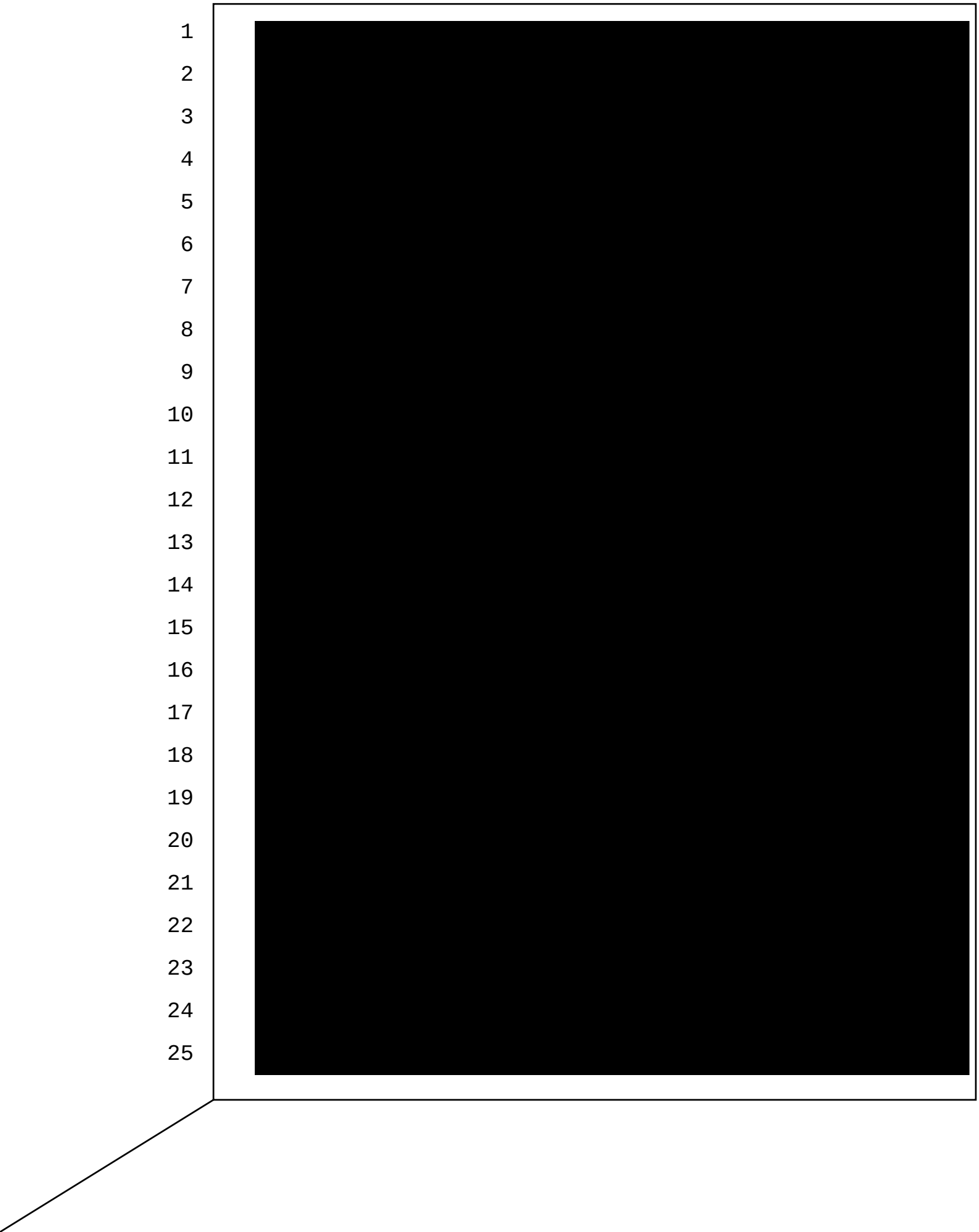


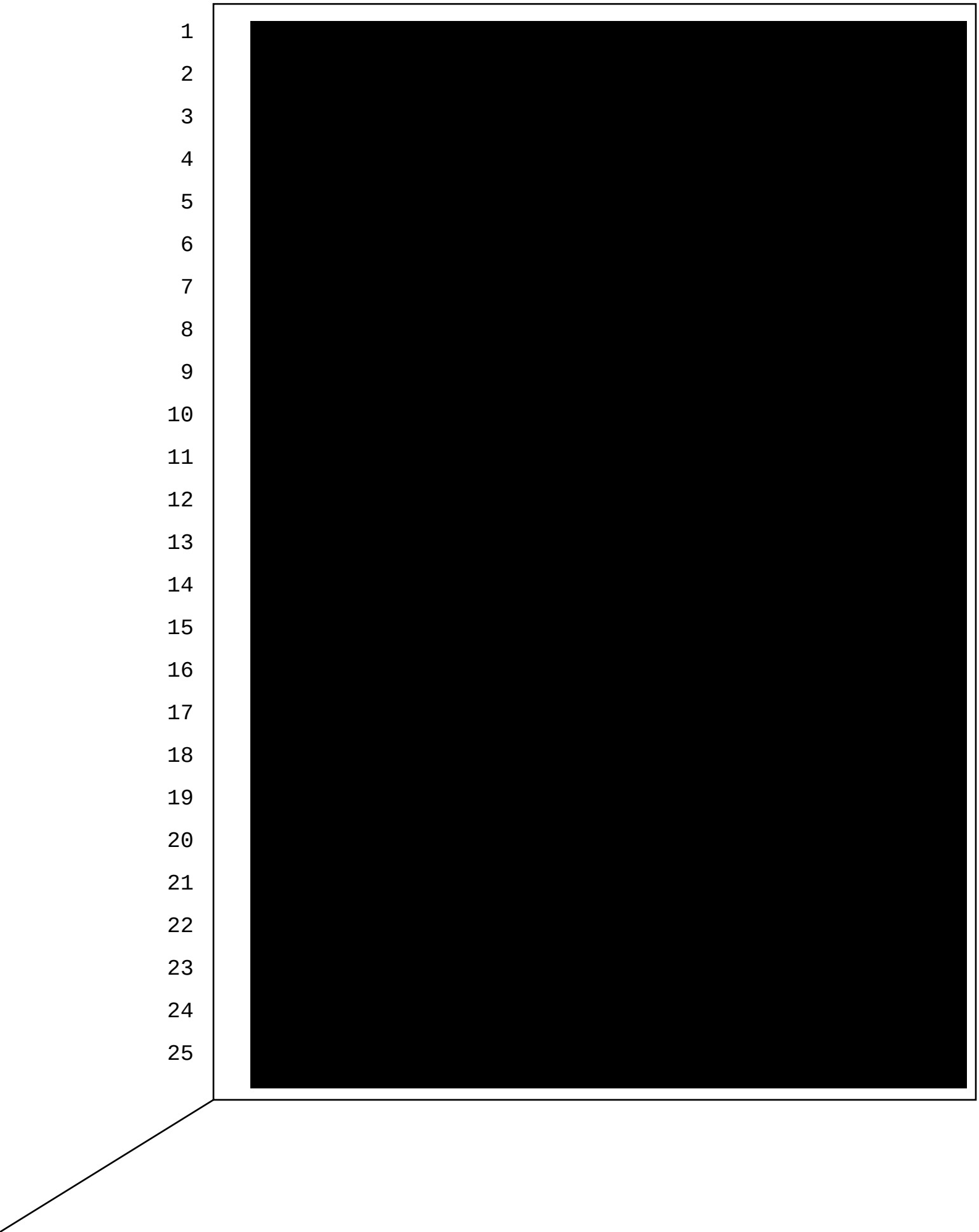


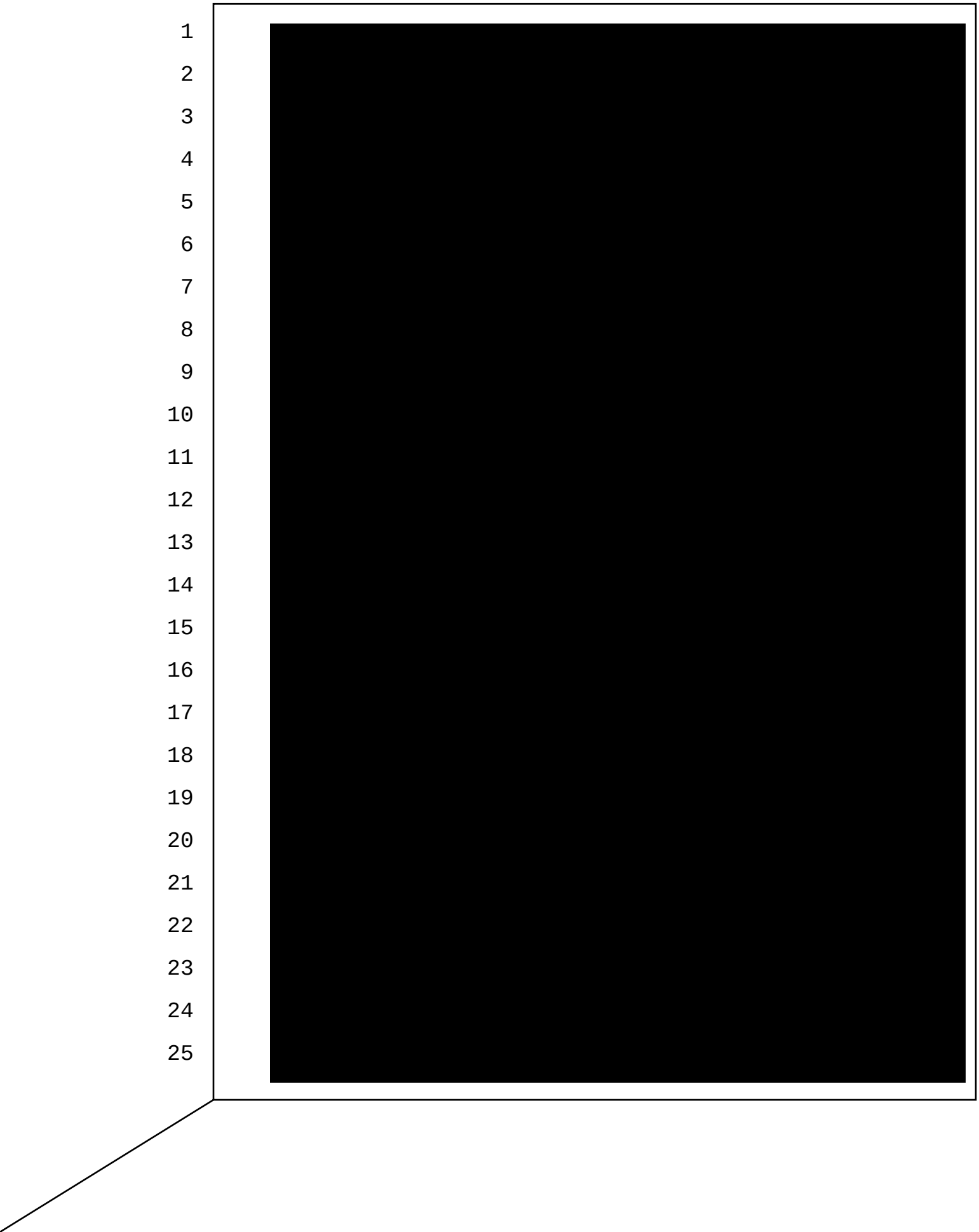












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(Thereupon, the closed attorney-client session concluded at 11:43 AM, after which the session was opened to the public at 11:46 AM and proceeded as follows:)

ITEM FIFTEEN – MEETING RE-OPENED TO THE PUBLIC

CHAIR BROWN: Well, good morning.

The time is now 11:46 AM. We're still on October 8th, Florida Gaming Control Commission meeting, and the closed meeting is hereby terminated, and the public meeting is reopened.

We have four items, Commissioners, under consideration.

15.1 2024-070798 – TAMPA BAY DOWNS, INCORPORATED

CHAIR BROWN: We're going to item 15.1.

Can I please get a motion?

VICE CHAIR REPP: I'll make a motion to continue settlement negotiations on this matter.

CHAIR BROWN: And can I please get a second?

COMMISSIONER CUDERMAN: Second.

CHAIR BROWN: Any discussion?

(Hearing none.)

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Any opposed?

(Hearing none.)

Passes unanimously.

15.2 2026-039926 – CALDER RACE COURSE INCORPORATED

CHAIR BROWN: We're moving on to 15.2.

Commissioners, can I get a motion on that item?

COMMISSIONER SPICOLA: I would move that we continue settlement negotiations in this matter.

CHAIR BROWN: Can we have a second?

COMMISSIONER CUDERMAN: Second.

CHAIR BROWN: Any discussion?

(Hearing none.)

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously.

15.3 COLLIER COUNTY CASE 26-CA-001451
FORFEITURE OF $15,174.00

CHAIR BROWN: We're onto 15.3.

Commissioners, can I get a motion on this item?

I would suggest that we reject the settlement offer.

Feel free.

VICE CHAIR REPP: Make a motion to reject the settlement offer.

CHAIR BROWN: And also authorize our general counsel to reject all other settlement offers by JCS Realty Group.

VICE CHAIR REPP: I'll make that motion.

CHAIR BROWN: Is there a second?

COMMISSIONER D'AQUILA: Second.

CHAIR BROWN: Any discussion?

(Hearing none.)

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously.

15.4 LEON COUNTY CASE 25-CA-000543
FORFEITURE OF $16,065.00

CHAIR BROWN: And our last item is 15.4.

Can we please get a motion on this item?

VICE CHAIR REPP: I'll make a motion to authorize settlement negotiations to continue on this matter.

CHAIR BROWN: Thank you.

Is there a second?

COMMISSIONER D'AQUILA: Second.

CHAIR BROWN: Any discussion?

(Hearing none.)

All those in favor say, Aye.

THE COMMISSIONERS: Aye.

CHAIR BROWN: Passes unanimously.

With that, are there any other matters that need to be addressed here today?

(Hearing none.)

Seeing none.

This meeting is officially adjourned.

Have a great day, everyone.

(Thereupon, the proceedings were concluded at 11:48 AM.)

CERTIFICATE OF COURT REPORTER

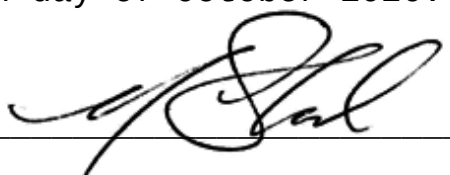
THE STATE OF FLORIDA

COUNTY OF MIAMI-DADE

I, MARTHA SUTHERLAND-VIDAL, a Court Reporter in and for the State of Florida at Large, do hereby certify that I was authorized to and did report the proceedings in the above-styled cause before the FLORIDA GAMING CONTROL COMMISSION, at the time and place set forth; that the foregoing pages, numbered from 1 through 128, inclusive, constitute a true and complete record of my 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 with the action, nor am I financially interested in the action.

DATED on this 15th day of October 2026.



MARTHA SUTHERLAND-VIDAL, FPR

Notary Public-State of Florida