FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING CONTROL COMMISSION PUBLIC MEETING

Thursday, August 6, 2026

9:30 a.m.

Transcribed by: Lawrence Mwadime

Job No.: 448748

APPEARANCES:

COMMISSIONER MEMBERS

Chair Julie I. Brown
Vice Chair Tina Repp
Commissioner John D'Aquila
Commissioner Peter Cuderman
Commissioner William Spicola

COMMISSION STAFF

Alana Zimmer, Executive Director

Elina Valentine, General Counsel

Joe Dillmore, Director of Pari-Mutuel Wagering

Carl Herold, Director of Law Enforcement

Emily Alvarado, Chief Attorney in Litigation

Justin Hundersmarck, Senior Attorney

Carmine Pisano, Senior Attorney

Jamie Pouncey, Program Administrator

Karen Stelter, Chief of Revenue and Auditing

OTHERS PRESENT:

John Lockwood, Counsel for Fronton Holdings

Gary Rutledge, Counsel for TBD Enterainment, LLC

Various Members of the Public

P R O C E E D I N G S

(9:30 a.m.)

CHAIR BROWN: All right. Good morning. Today is August 6th. This is the Florida Gaming Control Commission's August meeting. Please join me and my colleagues for the Pledge of Allegiance, which will be led by Commissioner Spicola.

AUTOMATED VOICE: This meeting is being recorded and transcribed.

(Pledge of Allegiance recited.)

CHAIR BROWN: Thank you, Commissioner Spicola, and welcome all. We are jumping right into our meeting today. We do have a few things. Just housekeeping. We've got closed attorney-client sessions at the end of the meeting and we will get to that then. But with that, can I please get a motion to approve the meeting minutes from June 4th, 2026? Vice Chair.

MS. REPP: I will make that motion.

CHAIR BROWN: And a second.

MR. SPICOLA: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Thank you. And we're moving into our executive director update. Director Zimmer, great

to see you.

MS. ZIMMER: Good morning, Chair Brown. July was a busy month for our team. In the office of inspector general we developed and distributed an online risk assessment survey to 26 FGCC supervisors, achieving a 100 percent response rate. Our compulsive gambling helpline, 1-833-PLAYWISE, serviced over a thousand Floridians last month through phone calls, texts, and online chats.

In our efforts to provide consistent communication with Floridians, we grew all our social media platforms, with the greatest one having a 10 percent increase. We, we posted new positions on LinkedIn and we encourage any job seekers to take a look there or on our website and see if they'd be a great fit for our team.

And within our Pari-Mutuel Wagering Division, we issued nearly 1,200 occupational and business licenses, helping support employment opportunities throughout Florida's regulated gaming industry. As part of our ongoing commitment to strengthening relationships with our license holders, our team also visited five pari-mutuel facilities in Melbourne, Orange City, Daytona Beach, St. Augustine, and Orange Park.

Several legislators and other stakeholders joined these site visits, providing them with a firsthand look at Florida's regulated gaming industry while fostering stronger partnerships between policymakers, license holders, and the commission.

CHAIR BROWN: Thank you, Director Zimmer. Are there any questions for the director? I do appreciate you all going to the various facilities. It's great collaboration. It's great to be out there and especially the legislative -- legislators in the area get to see firsthand.

MS. ZIMMER: Yeah, thank you. It's a privilege to get to go and you know, we've made it across the state. I think we've got six more to get to all of our permit and license holders.

CHAIR BROWN: Great initiative. Thank you. With that --

MS. ZIMMER: Yeah, we'll pass on over.

CHAIR BROWN: Yes. Director Herold.

MR. HEROLD: Good morning. How's everybody?

CHAIR BROWN: Good.

MR. HEROLD: Happy to be back. This past month, the Division of Gaming Enforcement did some additional work that is always exemplary. The, the teams touched 74 independent investigations, and part of our efforts

were we were able to go out and close down 26 businesses that had illegal slot machines, seizing about 205 slot machines from that resulted seven arrests.

And also I would include that we were involved in a illegal bingo operation. So we continued to expand our investigative capacity into different realms of illegal gambling. And so very proud of that. And as a result of all that investigative activity, there was $1.1 million seized by ourselves and our partners in an effort to disenfranchise these bad actors from their continued operations.

CHAIR BROWN: Excellent work, Director.

MR. HEROLD: I'd also like to just give you a personnel update. You know, we were blessed with the opportunity to expand our investigative capacity by getting those two additional squads by the legislature.

And all those positions have been advertised, and we are currently working through the process of filling those in conjunction with the efforts of Lisa Mustain, the director of administration, as she tries to find us office space and additional, you know, support capacity.

So all of that is moving along. We're very

excited about increasing our investigative footprint across the State of Florida. I think it'll better serve everybody, you know, all the citizenry of Florida and our visitors here as well.

CHAIR BROWN: Director Herold, if I may.

MR. HEROLD: Sure.

CHAIR BROWN: Positions, are they already being advertised online?

MR. HEROLD: They, they have been. Some are still up there, they have not closed. Some have closed. Our goal is to fill the two supervisor slots. Initially, the, the ones in Sarasota and Jacksonville. And from that, then those individuals will help select the, the investigative teams that they will have working for them. Give them some buy in to this operation.

CHAIR BROWN: I think it's great. There are folks -- I was at a conference earlier last month, and they were all asking, how do we come down to Florida and work for the gaming commission? They're law enforcement, so they're, they're very interested in working for you.

MR. HEROLD: Well, I'm, I'm certain it's not me, but, you know, I do think that we have such a great and dedicated group of individuals, investigators, and

analysts and support people, along with everybody else, Director Mustain and general counsel and all those other folks. So it's hardly me.

CHAIR BROWN: Commissioners? Vice chair?

MS. REPP: Yeah. As our gaming enforcement numbers continue to grow, I think behind the scenes, no one really sees what Director Herold and Director Mustain have been doing, especially over the past couple of weeks. And I thank you deeply from the bottom of my heart.

As they continue to grow I look forward to adding these two new squads and I look forward to tackling illegal gaming here in Florida and to see how far and how much we've grown and how many cases that we have open.

The slot machine seized, the currency seized. It just tells you the significance of the problem that we're tackling as such a small agency and I am absolutely grateful for the work that you have done. Thank you.

MR. HEROLD: Thank you for your support. It couldn't have happened without it. And that's all I have.

CHAIR BROWN: Thank you. Commissioners, any other questions of the director. Thank you.

MR. HEROLD: Thank you.

CHAIR BROWN: Well said, vice chair. We are going into -- if there are no other updates. Okay, we're going to go into item number three. We do have a speaker on this item. It is our change of ownership and permit held by Fronton Holdings, d/b/a Card House, Port St. Lucie. Good morning, Ms. Pouncey.

MS. POUNCEY: Good morning, Jamie Pouncey for the record. This is case number 2026-033730. It's the proposed asset purchase agreement for Fronton Holdings. Fronton Holdings, LLC, doing business as Card House Port St. Lucie, holds a regional permit and its associated operating license and card room license.

Florida Partners, LLC is requesting that the commission approve its acquisition of the permit and its paired licenses from Fronton Holdings, which will result in 100 percent change in ownership of the permit.

On March 26th of 2026, Florida Partners submitted the following information. The asset purchase agreement, the articles of incorporation for Florida Partners, a document disclosing the sole ultimate equitable owner, a list of occupational and professional licenses held by them.

A list of occupational and professional licenses held by the applicant and his spouse, a copy of the occupational license application for Mr. Crews, the officer director disclosure form, the corporate organization chuck chart, the existing lease for the Pari-Mutuel Wagering Facility, and a business plan for Florida Partners.

On April 27th, the commission issued a deficiency letter and on May 8th and May 22nd, the council for Florida Partners provided additional information, including a lease assignment and assumption agreement. Mr. Crews has obtained all the necessary background screenings and currently holds the required occupational license.

If the commission votes to enter a final order approving Florida Partners acquisition of the Pari-Mutuel Wagering Permit and its cared licenses, the following conditions should be imposed. The corporate transaction described in the request must close within 30 days of the issuance of the final order -- excuse me, conditional final order.

The terms of the corporate transaction upon closing must be identical or substantially similar to the terms described in the request, and within five days of closing, Florida Partner must provide the

commission with copies of executed documents evidencing the transaction occurred.

CHAIR BROWN: Thank you. And Ms. Valentine.

MS. VALENTINE: Just as a, a legal side note, the applicant has marked certain information in the application as trade secret and therefore exempt from the public records law. So some of the information the commissioners, if you review it and it's marked as trade secret, I would avoid discussing the details and the particulars at the open meeting.

CHAIR BROWN: I appreciate you pointing that out. Commissioners, just be very cognizant that there is confidential information. So let's not point out details that are specified in the documents that we have. And we did receive an update last -- late yesterday. I just want to make sure that commissioners receive that letter. Okay. All right. If there are no questions of staff preliminarily, we will go right into our speaker, Mr. John Lockwood. Welcome.

MR. LOCKWOOD: Good morning, Madam Chair, members of the Florida Gaming Control Commission. My name is John Lockwood and I want to thank you for the opportunity to appear before you today and for allowing me time to speak on behalf of this ownership

transfer.

This transaction is straightforward. My client will acquire ownership of the card house facility in St. Lucie County by an asset purchase agreement that will include the permit and associated operating licenses.

In addition, the facility's existing lease will be transferred to the newly created company. This transaction will partially be paid for in cash and the seller will hold a promissory note for the remaining portion of that balance.

There's also an alcoholic beverage license associated with this facility. That license is not under the umbrella of the Florida Gaming Control Commission. However, we have all the necessary documents prepared and we'll be filing that at closing in conformance with rules under the Division of Alcoholic Beverages and Tobacco.

We've provided the commission with copies of the asset purchase, the draft promissory note from the seller, the lease and the lease assignment, and various financial projections that are similar in form to recent transactions approved by the Commission. We also recently filed a letter, as you indicated, from the applicant explaining his interest in the project.

In addition, there is an org chart identifying the corporate ownership structure in the file. I would say this org chart is virtually identical to the org chart that's on file with the existing seller and the framework of how that transaction was set up.

This is the third acquisition my firm has had the privilege of representing before the Florida Gaming Control Commission. We're familiar with the commission's process for submitting these post closing documents in conformity to these conditional final orders.

In addition, we're in process of securing the necessary surety bond that goes along and required by law. This will be effective at closing and will similarly be provided to the commission along with the relevant closing documents.

In conclusion, I'd just like to thank the commission staff for their work on this project. They've been incredibly helpful as we've progressed along through this review process. Always professional and we've had great attention to detail. And with that being said, I'd like to ask the Commission to approve this project and allow us to close and move forward. Thank you.

CHAIR BROWN: Thank you, Mr. Lockwood.

Commissioners, are there questions of Mr. Lockwood? Commissioner D'Aquila?

MR. D'AQUILA: Yeah. In reviewing everything --

CHAIR BROWN: Mic.

MR. D'AQUILA: Yes, Mr. Lockwood, in reviewing everything, what I'm having difficulty with is in the inquiry and the form that was filled out, the ultimate purchaser has submitted no financial statements personally.

So there is -- while, yes, there is documentation pertaining to the owner financing being provided, there is no personal financial statements to support both the personal financial ability to fund the operation in the future, plus demonstrating history of compliance.

Also, there have been no tax returns, there have been no financial statements. I understand that there was not an audit, you know, performed and so forth. So I'm, I'm challenged here on those two missing items on, on the back and forth in readying this application for approval.

MR. LOCKWOOD: Sure. I appreciate the comment. I can say I alluded to, in addition to the three transactions before this commission, we've done quite a few prior to the formation of this commission.

I can tell you that never had a client of any kind. And we've had several scenarios where it's been very similar to this, single owners, this had to produce personal financial information. And I think there's a couple of concerns with producing that type of documentation.

Number one, there's nothing in the statute that requires that level of review about personal financial statements. There certainly is some allusion to permit application. I understand there's a form, form 3010. That form specifically says it's for a new permit application.

This is not for a new permit application. And under Florida Law, we don't have any ability for the commission to issue a new permit. I can tell you that 550 and some of the references to what would be necessary for applying for a new permit, those provisions were enacted many decades ago, as far as I know, in the early 1930s.

And I think at that time it would have been very important for the race -- there previously were racing commissions and then we went back to a division, etc., etc. I think at that time there would have been valid reasons for having that because there's no fee to applying and getting a pari-mutuel permit.

But once the pari-mutuel permit is issued, there's very exclusive mileage limitations around that. And so you could have a scenario where someone could come in and apply and get a permit. And now they don't have the funds to actually build this facility.

And so you've blocked out in some cases 100 miles where you could have no competition. And that would significantly increase, endanger, and undermine the state's ability to generate pari-mutuel revenues.

But in this case, this is an existing facility. It's operating today. You know, and again, we've talked with staff about this issue. And, and submitting personal financial information certainly has significant privacy implications.

We've got a lot of things going on now with the president and his personal tax returns and their release to the public. In the 1950s, 1960s, I don't think people had the same necessary concerns about submitting that type of information to a, a state public agency.

Cybercrime really wasn't a thing. You weren't worried about the agency being hacked. And in those time, I don't know what you would have done with that information. But we live in 2026, and I think things

are, are substantially different now. And one great concern I have is the protection of my client's privacy interest.

And there's nothing in the gaming control commission's statutes or rules that would protect that information or allow it to be redacted even. I mean, when you look at Florida public records laws and trade secret exemptions, those are all for businesses and business protection of financial information. There's nothing there for personal information.

We had a spirited debate in the Magic City transaction about ownership transactions and what the rules and everything are. And you know, unfortunately these transactions come up not often enough that this issue gets triggered.

But I think certainly it would be good if the commission dealt with, is this form 3010 necessary? And what -- do we need a rule for ownership transfers? And, and, and the answer is probably yes. But when it comes to personal financial information, I, I don't know that how that would be really relevant at the end of the day.

Certainly we've, we've had discussions with staff about that, and I just don't know -- there's nothing in 550 that says how we would evaluate that

information. And so I don't think that there's enough probative value there to outweigh my client's privacy issues and the protection of that information.

And so that's why ultimately, you know, we just don't believe that it's, it's necessary. And I think that it, it certainly opens up a numerous potential issues with submitting that information to a government agency.

And, and we've done this not just with the gaming commission, but numerous other state agencies. And I'm not aware -- and we did an exhausted research. I'm not aware of any state agency where that type of information is collected under any circumstances. Certainly not personal financial returns and certainly not financial audits and things like that of a personal nature.

MR. D'AQUILA: When you say you're not aware, have you studied the states of Nevada and New Jersey and Pennsylvania in that regard?

MR. LOCKWOOD: I'm, I'm certainly aware of those jurisdictions and I know that they have very specific state authorizations that says we have to collect this information. My understanding, too, I had a client that went through this process in Nevada.

There's significant NDAs that are in place.

There's significant state privacy protections that are in place. We just don't have that here. I mean, it would be great if the legislature wanted to go down that road. And we, we talked about this in the Magic City transaction and even the Derby Lane, to some degree.

The state law, unfortunately, we created a gaming commission, but the regulatory framework for evaluating these transactions and the business activities of them, the legislature didn't make a lot of amendments to that. And I think that's, that's a shame.

And so I, I certainly would like to see some updates to 550. It's very much a patchwork framework, but it certainly pales in comparison to the robust regulations in those jurisdictions. And I, I agree in those jurisdictions they have requirements and also protections for that information, how it comes in. And I would say 550 has neither of those.

MR. D'AQUILA: So I believe, if I understand your, your opinion on this, in that it is the role of the gaming commission to provide legal, safe gambling and gaming, rather in the State of Florida.

That in the age of cybersecurity, one cannot review sources of funds to verify where they're coming

from for purposes of owning a license, a legal facility in the State of Florida, or establish a level of comfort with regard to an individual's private ownership, albeit through an LLC and holding company and such of a gaming facility.

That in this -- in, in your interpretation, in today's environment, the cybersecurity and related concern for, for a government employer reviewing documents, not, not posting them, mind you, reviewing them to establish that level of comfort in relation to doing its job, to fulfill what is the -- may request other financial information section of 550. I think, if I understand your interpretation, today's security kind of -- excuse the expression, trumps that.

MR. LOCKWOOD: That's maybe part of it. I mean, I think the, the bigger issue is I just don't think in 550 there's any express requirement for this when you look at the change of ownership. I mean, everything gets down to the transfer of ownership, you know, the company has to be approved pursuant to 550.1815 and that's the background screening requirements.

And so I just -- again, I think when they created 550, there was these are the standards from when you're applying for a new permit where you're going to build this from the ground up. And then there's the

standards for when you're going to buy a facility that's existing.

MR. D'AQUILA: So -- okay, I understand your, your, your perspective. I think we -- I respectfully disagree, but I, I understand your point. Thank you.

MR. LOCKWOOD: Always appreciate it.

CHAIR BROWN: Thank you, Commissioner D'Aquila. Are there any other questions of Mr. Lockwood, commissioners? Are there any questions of staff? Thank you, Mr. Lockwood, for your testimony here today. I just have a question, maybe Ms. Pouncey or Mr. Dillmore, just want to verify. It -- to me it appears that the application is complete on its face. Can you verify that, Mr. Dillmore? Director Dillmore.

MR. DILLMORE: Thank you. Joe Dillmore, for the record. Yeah. So after Ms. Pouncey and her staff's review of the application, they submitted the applicant a list of the deficiencies and the applicant responded to all the deficiencies outlined in the letter.

CHAIR BROWN: Thank you. Yeah. So to me, it appears that the application is complete. The letter from the ultimate holder, to me it appears that his expertise has been in cybersecurity and IT. So I kind of understand the argument Mr. Lockwood presents here.

I've read this three different times. I mean I've spent a lot of time on this particular case.

I -- and been here since day one. We approved the other changes of ownership and acquisitions. And I think that this does meet the statutory guidelines. I would be inclined to approve it. Vice Chair.

MS. REPP: Yeah, I have to agree on, on everybody's front, quite actually. I, I do understand that the updates to 550 are no doubt. You know, there needs to be some across. You know, many things that are in 550 in the way that the commission was created and some of the things are just older and there's really no one size fit all, I think for a purchase agreement for a transfer of permit. They come across as very unique setups often.

And I think in this unique set of circumstances believe the application is complete. This may not apply to everything that comes across in every situation, but what I see here with this set of circumstances, I'm willing to approve the permit.

CHAIR BROWN: Thank you. Are there any other comments of commissioners? Yes, commissioner.

MR. CUDERMAN: Yeah, I mean I totally agree with commissioner on being able to request and require additional information. I don't want to sell that too

short, but in regulated transactions, there needs to be a weight test, in my opinion, that says, "Is it going to be better for free market, is it going to be pro-economy, and is it going to be limited government?"

And those components are definitely met, and we need to make sure that we're continuing to push those forward. There's nothing in the application that says that we can -- we can hold it up, really. We can request additional information.

And I appreciate the commissioner's perspective on that. I just think at this point, in lieu of having potentially have this transaction fall through, I don't know where it is in the deal making process. They already have their financing requirements met that they needed. I think I'm inclined to go with this.

CHAIR BROWN: Thank you, Commissioner. Commissioner Spicola, any comments or thoughts? Okay. We are right for a motion. I do appreciate the commissioners also pointing out that we do have the power -- the authority under 550.0543, subsection K, to ask for additional information. I respect Commissioner D'Aquila's request.

However, I do support the other comments that

were made by the commissioner. So with that, can we get a motion based on the recommendation with the additional conditions that were mentioned? Vice Chair?

MS. REPP: Yes. I'm going to make a motion to accept the staff recommendation which includes the conditions that they requested to be imposed.

CHAIR BROWN: Thank you. Is there a second?

MR. CUDERMAN: Second.

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

(Chorus of ayes.)

CHAIR BROWN: Any opposed?

MR. D'AQUILA: One opposed -- one opposed.

CHAIR BROWN: All right. Thank you. The motion passes. Appreciate staff's work. I know you've spent a lot of time and effort on this and appreciate everything that y'all have done to get us to this point.

With that, we are going to move into discussion of application for transfer of permit holder tax credit exemptions. We're going to take them up as a block, 4.1 through 4.12. Commissioners, if you have any questions on any of them, please feel free to just jump right on in. But, Ms. Pouncey, we may.

MS. STELTER: Oh, sorry. Good morning. Karen Stelter for the record.

CHAIR BROWN: Thank you.

MS. STELTER: Items 4.1 through 4.12 on the meeting agenda or notices from --

CHAIR BROWN: Would you just move the mic down a little? Thank you.

MS. STELTER: Is that better? Okay. Sorry. Again, Karen Stelter for the record, items 4.1 through 4.12 on the meeting agenda are notices from Greyhound permit holders requesting a transfer of their fiscal year 2627 tax credits to the Daytona Beach Dental Club.

Each request is outlined in the meeting materials. Is 360,000, with the exception of item 4.1 is a request of 500,000 and 4.7 is a request of 200,000. All submitted requests meet the requirements established under Florida Statute 550.0951(1)(b) and are therefore presented to the commission for consideration.

CHAIR BROWN: Thank you, Commissioners. Are there any questions? Commissioner Spicola?

MR. SPICOLA: I would just move that we approve all 4.1, 4.12 as well.

CHAIR BROWN: Thank you. And that is a great

motion. Can we get a second?

MR. CUDERMAN: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Passes unanimously. We're moving into a discussion of default final order. There's only one item here. It's 5.1.

MR. HUNDERSMARCK: 5.1 is Tony Marvin, Wilson case 2026-027296. On June 8th, 2026, the division filed a one count administrative complaint alleging that respondent violated rule 75-2.005 of the Florida Administrative Code by permitting an individual without a pari-mutuel occupational license to reside and work in the barn, thereby aiding and abetting a violation of section 550.105, subsection 4, Florida Statutes.

The administrative complaint seeks an order imposing penalties under section 550.0251, subsection 10. The materials include confirmation that respondent was served on June 20th, 2026. Respondent did not answer by the 21-day deadline.

Therefore, the division requests that the commission enter an order finding that respondent was properly served. The administrative complaint did not respond within the deadline and waived his right to

request a hearing. Finding that the factual allegations in the administrative complaint are adopted as the findings of fact in this case.

Finding that the conclusions of law in the administrative complaint are adopted as the conclusions of law in this case and imposing on respondent one or more of the penalties specified in section 550.0251, subsection 10.

CHAIR BROWN: Thank you. Mr. Hundersmarck. Can you just verify whether this -- the license holder trainer, whether he has had violations -- any prior?

MR. HUNDERSMARCK: There were four other instances where there were investigations open, but none resulted in administrative complaints.

CHAIR BROWN: And they were not related to unlicensed?

MR. HUNDERSMARCK: They were not.

CHAIR BROWN: Okay. Commissioners, do you have any thoughts or comments on this or a recommendation? Commissioner Spicola.

MR. SPICOLA: I would recommend we impose a final order $100 fine for this individual.

CHAIR BROWN: Thank you. I think that's fair. Any other comments, vice chair?

MS. REPP: Yeah, I agree. I, I find this

particularly disturbing because someone who spent some time there, we have no background on him. They didn't know who he was. He was residing. I find this particularly concerning to me. So I think I find this definitely in order.

CHAIR BROWN: All right, Commissioner D'Aquila.

MR. D'AQUILA: I, I agree.

CHAIR BROWN: Okay. So with that, can we get a motion? Commissioner Spicola?

MR. SPICOLA: I would make a motion that we issue a final order imposing a fine $100.

CHAIR BROWN: Thank you. Is there a second?

MR. D'AQUILA: I'll second.

MS. REPP: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Passes unanimously. We're moving on to miscellaneous final order. We only have one under this today, 6.1.

MS. ALVARADO: Good morning. Emily Alvarado for the record. 6.1 is Vincent Zumpano. 2026-024007. On April 28th, 2026, the division filed an administrative complaint alleging respondent violated rule 75-11.0098, Florida Administrative Code, Code, sorry, by failing to wear his photo identification while on

duty.

Respondent filed the effective response to the administrative complaint on June 12th, 2026. On June 12th, the clerk of the commission filed an order of dismissal without prejudice, allowing respondent 15 days to cure the defect by showing that the response to the administrative complaint was legally sufficient.

Respondent did not provide a response to that order of dismissal. Therefore, the Division of Pari-Mutuel Wagering requests that the Florida Gaming Control Commission enter an order dismissing with Prejudice the, the June 12th response to the administrative complaint, adopting the finding of facts and conclusions of law in the administrative complaint and imposing against respondent one or more of the penalties specified in 849.08614 Florida statutes.

CHAIR BROWN: Thank you, Ms. Alvarado. Does staff have a recommendation about the penalties?

MS. ALVARADO: I can move that over to Director Dillmore if he would like to talk more, but my understanding is no specific amount was given.

CHAIR BROWN: It's always helpful, Director Dillmore.

MR. DILLMORE: Just -- so, what's, what's the question at hand?

CHAIR BROWN: Staff is recommending imposing against respondent one or more penalties specified in Florida statutes, but not giving a specific amount.

MR. DILLMORE: Yeah. So I believe, to my recollection, this is one that we haven't had before the commission. He had a violation yet. Obviously, it's helpful for regulatory purposes and for the patrons to be aware of who they're dealing with on the floor in case they want to make a plan or for our investigators to identify the individual more easily as they do their inspections.

It's not a common thing. I don't think this is a major issue. Much kind of like maybe the kind of a lower end of the penalty, I would say would be appropriate.

CHAIR BROWN: Thank you, Director. Commissioner Spicola.

MR. SPICOLA: I would suggest a $50 fine for this violation. Enough to send a message, but not enough to maybe ruin your money.

CHAIR BROWN: Any thoughts from other commissioners? Okay with that, commissioner --

MR. SPICOLA: I would move that we impose final

order with a fine of $50.

CHAIR BROWN: Thank you. And again, I'm, I'm assuming your motion also includes the staff recommendation to dismiss with prejudice --

MR. SPICOLA: So move.

CHAIR BROWN: Yes, and is there a second?

MR. D'AQUILA: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Passes unanimously.

MS. ALVARADO: Just for some clarification, did that also include adopting the findings of facts and conclusions of law in the --

CHAIR BROWN: No. It did. Right, Commissioner Spicola?

MR. SPICOLA: Yes.

MS. ALVARADO: Thank you.

CHAIR BROWN: Right. Whoever made the second. I think it was Commissioner Cuderman.

MR. D'AQUILA: Yes.

CHAIR BROWN: Thank you. All right, we are moving on to discussion of recommended order 7.1 through 7.5.

MR. HUNDERSMARCK: 7.1 is Megan M. Ludlow, case 2023-054489. On January 3rd, 2024, the division filed

a two count administrative complaint against Megan M. Ludlow, respondent. The first count alleged respondent received disqualifying convictions for resisting an officer with violence and battery on a law enforcement officer, both felonies, both out of Broward County in 2022.

The second count of the administrative complaint, alleged respondent failed to notify the commission of her convictions for disqualifying offenses within 48 hours. The administrative complaint sought revocation or suspension of respondents pari-mutuel general individual occupational license.

Respondent first requested a formal hearing but was notified the request was deficient because she did not identify a disputed issue of material fact. An informal hearing was started on July 10th, 2025, but was postponed for settlement negotiations. Those negotiations -- those negotiations did not result in settlement and the informal hearing was reconvened on June 16th, 2026.

Respondent did not appear for this June 2026 informal hearing, but had previously submitted a self-authored letter when returning her election rights. After the June 2026 informal hearing, the hearing officer issued a recommended order on July 20th

recommending that the commission enter a final order revoking respondents pari-mutuel general individual occupational license.

Therefore, the division requests the commission enter a final order adopting the hearing officer's recommended order, including the findings of fact and the conclusions of law, and revoking respondents pari-mutuel general individual occupational license.

CHAIR BROWN: Thank you, Mr. Hundersmarck. And thank the hearing officer for the amount of time spent on this particular proceeding. With that commissioners, if there are no questions, can we get a motion to approve the staff recommendation?

MS. REPP: I'll make that motion.

CHAIR BROWN: And a second.

MR. SPICOLA: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: 7.2, please.

MS. ALVARADO: 7.2 is Casey Brooks. Case number 2025-063342. Here the division filed an administrative complaint against Casey Brooks, alleging he was a patron and he was ejected from Harrah's.

Respondent requested an informal hearing which

was held on June 16th, 2026. At the hearing, the division recommended permanent exclusion from all pari-mutuel and slot machine facilities in the State of Florida.

On July 24th, 2026, the hearing officer issued an amended recommended order recommending that respondent not be permanently, permanently excluded from all licensed pari-mutuel and slot machines facilities in the State of Florida, but failed to make a finding of fact showing that he did not demonstrate his -- that he demonstrated that his presence at a pari-mutuel facility would not be adverse to the public interest of, of -- the public interest and integrity of the game, sorry.

Here the division's making a recommendation that we adopt the finding of facts and conclusions of law in paragraphs 1 through 27, not adopt paragraph 28 and 29 and find that he did not demonstrate that his presence at a pari-mutuel facility would be -- would not be adverse to the public interest and integrity of the game. And then enter a final order excluding respondent from all pari-mutuel and slot machine facilities in the State of Florida.

CHAIR BROWN: Thank you, Ms. Alvarado. This is a case of first impression from me personally. Can you

talk about the mitigating factors that the hearing officer found that would negate them being adverse to the industry?

MS. ALVARADO: Sure.

CHAIR BROWN: His presence.

MS. ALVARADO: So he did provide a letter prior to the hearing. In the letter, he described about being a military veteran with good character. He explained that the activity that resulted in excluding did not -- he didn't act with deception, malice, or intent to defraud.

He did speak more about that also at the -- at the hearing. But that was the only letter that he provided prior to the hearing. Here he was accused of using another patron's player card in a total of $1,200. They had free play on their card. He was also in charge of transporting these individuals. It was an older individual that he was transporting and he was using their player card.

CHAIR BROWN: Thank you, Ms. Alvarado. Just wanted that for the record. Commissioner.

MR. D'AQUILA: Do not these player cards have warnings on everyone that they're not transferable and they're only to be used by the player in question and has not that -- and my second question is, has not

been like that a mainstream practice on all player cards for some time now?

CHAIR BROWN: Director Dillmore?

MR. DILLMORE: I'm not certain if it's on the card or that specific facility. It is a rule and it's generally in most of, if not all of the licensed facilities, you know, internal controls or policies.

MR. D'AQUILA: Thank you.

CHAIR BROWN: Commissioner -- vice chair.

MS. REPP: Yeah. Reviewing this in its entirety. There's quite a few things in here that give me oz regarding what happened in this particular situation. But I would like to comment, though, that the investigators who did this particular did an amazing job. There's a lot of information and some really important information I think that came out.

During this particular investigation, I would hope that there would be additional investigation regarding what had happened here and regarding the individuals whose cards were used. And like I said, I have a great deal of concern all around with this particular one. And I would be inclined to accept the staff's recommendation on this one.

CHAIR BROWN: And just for clarity, because I'm looking -- the staff, staff did not actually make a

recommendation. Correct.

MS. ALVARADO: It wasn't on the memo. But we have one now on the record. I can repeat it if you'd like.

CHAIR BROWN: Can you please?

MS. ALVARADO: Yes, of course. So the recommendation is to adopt the finding of facts and conclusions of law in paragraphs 1 through 27, but not adopt 28 and 29, make a finding that he did not demonstrate that his presence at a pari-mutuel facility would not be adverse to the public interest and integrity of the game and enter a final order excluding respondent from all pari-mutuel and slot machine facilities.

CHAIR BROWN: Thank you. I know you said that. I just was reading the documents in the record.

MS. ALVARADO: Wasn't included in there.

CHAIR BROWN: Thank you. Commissioners.

MR. SPICOLA: Was there any statement or note from the individual whose card it was ever introduced? I didn't see anything from that identifying that person or any statement or comment.

MS. ALVARADO: We were not provided anything from that individual.

CHAIR BROWN: Any follow-up?

MR. SPICOLA: No.

MS. VALENTINE: If I could add a comment. Not only were we not provided anything from the individual, in reviewing the record and the hearing officer's recommendation, it does not appear that there was anything provided to the informal hearing officer or any testimony provided at the informal hearing by the individual whose player card was used.

CHAIR BROWN: Any questions? Any comments? All right. Yes. Commissioner Cuderman.

MR. CUDERMAN: Move to approve staff recommendation.

CHAIR BROWN: Is there a second? Vice chair?

MS. REPP: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Any opposed? Passes unanimously. 7.3.

MS. ALVARADO: 7.3 is Andrea Leigh Puckett, case number 2025-079385. Here the division files an administrative complaint against respondent alleging that respondent accumulated unpaid financial obligations that related to horse racing conducted at a pari-mutuel facility in the State of Florida.

Respondent requested an informal hearing which

was held on May 13th. On June 8th, 2026, the Division of Pari-Mutuel Wagering received notice that respondent satisfied this unpaid financial obligation.

On July 20th, the hearing officer issued an order finding that respondent accumulated unpaid financial obligations and recommending that the commission enter a final order suspending respondents pari-mutuel, pari-mutuel wagering professional individual occupational license until such time that respondent provides proof that the default judgment had been satisfied or proof of payment plan has been established.

This recommendation was based off the testimony at the hearing, which was before we received confirmation that the payment has been satisfied. Because respondent accumulated the unpaid financial obligation that directly related to racing at a pari-mutuel facility, respondents license may be suspended or revoked.

However, the commission can consider the mitigating evidence of the paid financial obligation and make a recommendation otherwise. So here you can either decide to adopt the recommendation of the hearing officer or if you decide not to adopt the hearing officer's recommendation due to the mitigating

evidence, you'll need to make a finding -- a fact stating that the debt has been satisfied and entering an order imposing whatever penalty or a written warning or whatever you feel is it now.

CHAIR BROWN: Thank you, Ms. Alvarado. So the mitigating evidence is that the financial obligations have been satisfied. So that kind of negates.

MR. SPICOLA: I would make a motion that we make a factual finding based on the representation of the attorney that the financial obligation has been satisfied and we should issue a final order that imposes a warning letter to the -- under statute.

CHAIR BROWN: That sounds like a fair motion. Is there a second?

MR. CUDERMAN: Second.

CHAIR BROWN: Is there any discussion? All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Any opposed?

MS. REPP: I have a different view on that, but I oppose.

CHAIR BROWN: Okay, that's a 4/1. Thank you. Any comments for the record.

MS. REPP: I think once you miss a financial obligation and things start going in motion at the

gaming commission that we incur -- we incur work, we incur hours, we incur a whole bunch of obligations on our part simply because they didn't pay on time. And I think that -- for that there should have been a fine imposed for that particular one.

CHAIR BROWN: Thank you, vice chair. Noted. 7.4.

MR. HUNDERSMARCK: 7.4 is Alyssa Carly Avellan, case 2026-001589. On April 3rd, 2026, the division filed an administrative complaint against Respondent, Alyssa Carly Avellan alleging that respondent violated rule 75-11.031, subsection 2C of the Florida administrative code by not ensuring the cashier's cage was a secure area where access was limited to those persons authorized pursuant to rule 75-11.012, subsection 9.

Respondent is a card room employee occupational licensee and was working at TGT Poker and Racebook as a cage cashier/host. The one count administrator complaint seeks one or more penalties under section 849.086 subsection 14, Florida statutes.

Respondent requested an informal hearing which was held June 17th, 2026. On July 24th, hearing officer issued an amended recommended order recommending that the commission enter a final order

imposing a fine of $150.

Therefore, the division requests the commission entry final order adopting the amended recommended order, including the findings of fact, conclusions of law, and imposing a fine of $150 on respondent.

CHAIR BROWN: Thank you, Mr. Hundersmarck. Commissioners, are there questions or comments on this item or concerns with the recommendation? If not, can we get a motion to approve the staff recommendation?

MR. D'AQUILA: I'll make a motion to approve the staff recommendation as presented.

CHAIR BROWN: Thank you. And a second.

MR. SPICOLA: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Thank you. Passes unanimously. 7.5.

MR. HUNDERSMARCK: 7.5 is Tena M. Birdwell case 2026-012185. On April 3rd, 2026, the division filed an administrative complaint against Respondent, Tena M. Birdwell, alleging respondent violated rule 75-2.005 of the Florida administrative code by permitting an individual without an occupational license to reside and work as a groom/animal owner and in respondent stables, thereby aiding and abetting a

violation of section 550.105, subsection 14, Florida statutes.

The administrative complaint seeks a final order imposing one or more of the penalties in section 550.0251, subsection 10. Respondent requested an informal hearing which was held June 17th, 2026. On July 20th, the hearing officer issued a recommended order recommending that the commission enter a final order imposing a fine of $100.

Therefore, the division requests that the commission enter a final order adopting the recommended order, including the findings of fact, inclusions of law, and imposing a fine of $100 on respondent.

CHAIR BROWN: Thank you, Mr. Hundersmarck. Does this individual have any prior violations whatsoever, not just pertaining to unlicensed workers?

MR. HUNDERSMARCK: The hearing officer found that there were no prior violations by respondent in the State of Florida, but there were two in the state of Washington for having an employee without an occupational license.

CHAIR BROWN: How recent were those?

MR. HUNDERSMARCK: That might take me one minute.

CHAIR BROWN: Does staff know?

MR. HUNDERSMARCK: Looks like February 2015 to 2019 would be when it happened.

CHAIR BROWN: Commissioners. Commissioner Spicola.

MR. SPICOLA: I would make a motion to approve the staff's recommendation.

CHAIR BROWN: Is there a second?

MR. D'AQUILA: I'll make a second.

CHAIR BROWN: Is there any discussion?

MR. CUDERMAN: Yeah.

CHAIR BROWN: Thank you.

MR. CUDERMAN: So they had this exact same thing happen in another state? This person?

MR. HUNDERSMARCK: Yes.

MR. CUDERMAN: I would be inclined to take up the staff recommendation with a $500 fine associated with this.

CHAIR BROWN: I would concur. I don't think this is similar to the one that we just heard previously. This is completely different facts and directly on point of consistent violations of this specific rule. And I think it sends a bigger message to have a steeper fine. Are there any -- is there a motion?

MR. CUDERMAN: Move to approve the staff recommendation with the adjustment that the fine has

moved from 100 to 500.

CHAIR BROWN: Is there a second?

MS. REPP: Second.

CHAIR BROWN: Is there any discussion? All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Any opposed?

MR. SPICOLA: Nay.

CHAIR BROWN: One nay. All right, we are moving on to discussion of license denials 8.1 through 8.3.

MR. PISANO: Good morning. Carmine Pisano for the record, item number 8.1 is Christiene Marie Chick, case number 2026-038712. He is applying for a slot machine card room, pari-mutuel wagering, individual combination occupational license or to work as a bartender at Harrah's Pompano Beach.

Upon review of the application, it was discovered that she had one disqualifying felony offense and that offense was possession. Seller delivered diazepam out of Broward County, Florida from August 30th, 2000. She did disclose this felony on her initial application.

She was sent one deficiency letter on May 1st, 2026 and she did provide the requested records after the deficiency letters. According to the report, she

has no unpaid court costs or fines. She's not eligible for a waiver due to the felony and this being a slot card room combination license.

Therefore no waiver interview took place. 90-day deadline is August 30th, 2026. Based on the foregoing, the commission may authorize the issuance of a letter of license denial.

CHAIR BROWN: Thank you, Mr. Pisano. Just for the record, what is diazepam?

MR. PISANO: It's Valium.

CHAIR BROWN: Okay. Was there any supportive letters or in her application?

MR. PISANO: I do not see any in the report.

CHAIR BROWN: And she has not had any infractions since that time in 2000?

MR. PISANO: Nothing that's been disqualifying, but she has had misdemeanors.

CHAIR BROWN: Okay. And she at the -- again, just for the record, applying as a bartender.

MR. PISANO: Yes.

CHAIR BROWN: Thank you. Commissioner D'Aquila.

MR. D'AQUILA: No, I, I think in light of everything I've reviewed here, it seems that, you know, she has shown rehabilitation, has demonstrated good moral character since incident quite some time

ago. So I'm inclined to consider a license here.

CHAIR BROWN: Thank you. If there are no other comments or thoughts, then can we have a motion Mr. D'Aquila? Commissioner D'Aquila?

MR. D'AQUILA: I make a motion to approve the application for license.

CHAIR BROWN: And a second.

MR. CUDERMAN: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Passes unanimously. 8.2.

MR. PISANO: Item number 8.2 is Gregory Brent Wood, case number 2026-040872. He's applying for a slot machine card room pari-mutuel wagering, individual combination occupational license in order to work as a warehouse manager.

Upon review of the application, it was discovered that he had two disqualifying felony offenses. They are possession of stolen property and possession of controlled substance cocaine out of Clark County, Nevada from January 12th, 1987.

He did disclose these felonies on his initial application and he was sent one deficiency letter on April 23rd, 2026. And he did provide the requested records after the deficiency letter. According to the

report, he has paid his fines for the misdemeanor, but there is no information, information regarding the fines related to the felony.

He is not eligible for a waiver due to the felony and this being a slot card room combination license. Therefore, no waiver interview took place. The 90-day deadline is August 30th, 2026. Based on the foregoing, the commission may authorize issuance of a letter of license denial.

CHAIR BROWN: Thank you, Mr. Pisano. And he's applying to be a warehouse manager. Is that correct?

MR. PISANO: That's correct.

CHAIR BROWN: Commissioners, are there any thoughts or comments? Commissioner?

MR. SPICOLA: I would say just the incredible passage of time since the inventions happen be appropriate to grant the licensure -- make a motion.

CHAIR BROWN: Thank you, Vice Chair.

MS. REPP: Yes, I see that he's been gainfully employed with the same company since 2022 and no other criminal violations that I see. Rehabilitation and good moral character.

CHAIR BROWN: Sounds like a second. Right? Correct?

MS. REPP: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Passes unanimously. Can we move to the 8.3, which is final item under license denials?

MR. PISANO: Item number 8.3 is Jake Taylor Sweezer, case number 2026-043482. He's applying for a slot machine card room pari-mutuel wagering, individual combination occupational license in order to work as a maintenance or HVAC technician at Gulfstream Park Racing a casino.

Upon review of the application, it was discovered that you have one disqualifying felony offense. Was aggravated assault with the infliction of substantial bodily harm out of the United States Marine Corps, First Marine Division from January 19th, 2021.

He did not originally disclose this felony on his initial application. He was sent one deficiency letter on May 15th, 2026, and he did provide an amended application in the requested records after the deficiency letter.

According to the report, he has no unpaid court cost or fines. He's not eligible for a waiver due to the felony and this being a slot card room combination license, therefore, no waiver interview took place. The 90-day deadline is September 9th, 2026. Based on

the foregoing, the commission may authorize the issuance of a letter of license denial.

CHAIR BROWN: Thank you. I'm going to just turn to Commissioner Cuderman or Vice Chair Repp for comments or a motion.

MR. CUDERMAN: This guy is working as a maintenance HVAC?

MR. PISANO: Yes.

MR. CUDERMAN: All right. And that was when -- that was when he was in.

MR. PISANO: Oh, when he was in --

MR. CUDERMAN: In the service was the felonies?

MR. PISANO: Yes.

CHAIR BROWN: Vice chair, any comments?

MS. REPP: Do we have any incidents since then?

MR. PISANO: Traffic infractions?

MS. REPP: I -- there's no unpaid fees or fines. I don't see any reason why we would not grant this license under the circumstances.

CHAIR BROWN: Thank you, both of you. And with that, can we get a motion.

MR. CUDERMAN: Move to approve.

CHAIR BROWN: And a second.

MS. REPP: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Passes unanimously. Thank you, Mr. Pisano. We are on to 9.1. There is only one item under the final orders pursuant to request from respondents.

MR. PISANO: Item 9.1 is June Muwel Tug case number 2025-071944. The case materials include the administrative complaint alleging that the respondents would -- respondent was terminated from her employment as a surveillance operator at Calder Casino and was excluded from Calder Casino.

The administrative complaint seeks permanent exclusion from all pari-mutuel facilities in any facility of a slot machine licensee in Florida. Respondents selected option three on her election of rights form stating that she did not dispute any of the allegations contained within the administrative complaint and waived her right to any form of hearing and requested the commission enter a final order imposing a penalty.

Therefore, the division requests the commission enter an order with the following finding -- excuse me, with the following findings, that the factual allegations in the administrative complaint are adopted as the findings of facts in this case. That

the conclusions of law and the administrative complaint are adopted as conclusions of law in this case.

And we're also requesting that June Muwell Tug be permanently excluded from all pari-mutuel facilities and any facility of slot machine licensing in the State of Florida.

CHAIR BROWN: Thank you. Commissioners, are there any comments or questions on this? This is how social media can destroy one's career? With that, can we get a motion to approve the staff recommendation?

MR. CUDERMAN: So move.

CHAIR BROWN: And a second.

MR. D'AQUILA: Second.

CHAIR BROWN: All those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: Thank you for all your work on this. We're going into discussion of rulemaking. We have several rules.

MS. VALENTINE: Item 10 is notices of proposed rulemaking for rule 75-14.001, .022, .039, .042, .047, .048, .075, .076 and .081 of the Florida administrative code. All of these rules were previously the subject of a notice of rule development. And then the commission held a workshop

and received feedback and comments from the industry.

The commission has incorporated those comments and some of the feedback, and we are now ready to enter into proposed rulemaking with the language that the commissioner seen in front of them in their meeting materials.

And so at this point, staff asks the commission to authorize us to go into proposed rulemaking and then, provided that there are no comments or hearing requests, to enter into final rulemaking with this -- with respect to these rules. And also to authorize Executive Director Zimmer to execute all forms necessary in order to effectuate the final adoption.

CHAIR BROWN: Thank you. If there are no questions on this, I think Ms. Valentine presented a very good -- well spoken motion. And we are ready to enter.

MS. REPP: I'll make a motion to approve the recommendation of counsel.

CHAIR BROWN: Thank you. Is there a second?

MR. SPICOLA: Second.

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

(Chorus of ayes.)

CHAIR BROWN: Thank you, Counsel Valentine. We

have a speaker under public comment that I would like to go to first, Mr. Gary Rutledge. Good morning.

MR. RUTLEDGE: Good morning. Yeah, good morning, Madam Chair and commissioners. Gary Rutledge of Rutledge Ecenia on behalf of the respondent and the two matters that you have before you in the attorney-client session for -- on track. I'm going to be mercifully brief with y'all today.

There are two cases. The first one that you have listed is a security officer not signing a log for surveillance. And this happened for several days. And he was cited on these three counts. To make a long story short, he's a security officer. He wasn't there to surveil.

He was there to provide the security for those people that were there. And he would have been eligible to be in the surveillance room anyway. So we had proposed a warning on this and appreciate your consideration of that.

The second matter has to do with the deck of cards. That particular matter, there was a damaged card which obviously had to be replaced. And when that is replaced, the entire deck is replaced. That was all done dutifully proper. Had the date was removed, no untoward activity occurred with regards to

the playing of the games.

It was only omitting the time on the date that the deck of cards was removed. So we similarly propose or ask for your consideration for a warning in that regard. We appreciate your consideration. Thank you very much.

CHAIR BROWN: Thank you. Mr. Rutledge. Seeing no questions. Appreciate your testimony here. Is there anybody else from the public that would like to address this at this time before we go into our attorney-client meeting? Going once, going twice. With that, I'm going to turn it over to Counsel Valentine.

MS. VALENTINE: The office of the General Counsel is seeking litigation advice from the commissioners in litigation style Florida Gaming Control Commission v. TBD Entertainment, LLC, case number 2026-010378, Florida Gaming Control Commission v. TBD Entertainment, LLC, case number 2026-018186.

Florida Gaming Control Commission v. Forfeiture of $55,960.10 in U.S. currency, case number 25-CA-000541. Florida Gaming Control Commission v. Forfeiture in, in regarding Forfeiture, $20,130 in U.S. currency, case number 25-CA-000542, Forfeiture of $16,065 in U.S. currency, Leon County, 25-CA-005443.

And in regarding Forfeiture of $30,164.61, case number 25-CA-000449.

Litigation advice relates to litigation strategy and settlement negotiations and may therefore be discussed in private under section 16.716 and 286.011, subsection 8, Florida statutes.

CHAIR BROWN: Thank you, Counsel Valentine. In connection with the performance of the commission's regulatory duties, it is necessary for us to hear information that is exempt or confidential.

Specifically, commission counsel will be discussing litigation strategy and settlement negotiations with the commissioners related to the aforementioned litigation specified by the office of general counsel.

Our closed meeting was scheduled for approximately 30 minutes. It may go a little bit less than that. Those in attendance are myself, Chair Julie Brown, Vice Chair Tina Repp, Commissioner John D'Aquila, Commissioner Peter Cuderman, and Commissioner Will Spicola, Commission Staff Executive Director -- no. General Counsel Elina Valentine, Director of Pari-Mutuel Wagering, Joe Dillmore, Director of Admin, Lisa Mustain, Deputy General Counsel Marc Taupier.

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

Law Enforcement -- no. Marc. No. Okay. Pardon me. General -- deputy general counsel -- will not be here, but Emily Alvarado will be here. Enforcement Adviser Adam Patton, Senior Attorney Shireen Anbardan, Justin Hundersmark and Carmine Pisano, Business Manager Dixie Parker, Administrative Assistant Brandy Humphreys.

And we will have it transcribed. And our Deputy Director, Brandon -- sorry. And we will be having it transcribed by video. Our certified court reporter is not here, but it will later be transcribed and we will have a videographer here.

The closed meeting will be recorded as I speak by law, the time right now is 10:33. I'm going to ask the Florida Channel to discontinue the live feed for the next 30 minutes approximately so that the commissioners can discuss the closed meeting. With that, I want to say thank you all and we will see you after our closed meeting. Thank you. I hear that. I know.

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted] Good morning again, the time is now 11:01 a.m. and at Florida Channel has -- is my, my understanding is the

Florida Channel is back on.

The closed meeting is terminated and the public meeting is hereby reopened. I do want to make clarification for the record, I mentioned that some folks were in attendance, and they are not. And I just have to note that for the record, Adam Patton and I believe Shireen Anbardan, they were not -- and no, they were not in our attorney-client closed session at the time, and our Deputy Executive Director, Brandon McCaffery, was.

So that's just for clarification. With that, commissioners, we're going to items 12.1 and 12.2. We'll take them together. Can I have a motion on those two items, vice chair?

MS. REPP: I'll make a motion to accept respondent settlement proposal and authorize council to continue settlement negotiations regarding the acceptance of the findings of fact.

CHAIR BROWN: Thank you. Is there a second, Commissioner D'Aquila?

MR. D'AQUILA: I will second.

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

(Chorus of ayes.)

CHAIR BROWN: Any opposed?

MR. SPICOLA: I just wanted to clarify one thing. That as part of that continuing resolution that we authorized staff to --

CHAIR BROWN: Is your mic on?

MR. SPICOLA: I would just say that in addition to that, we authorize staff to continue the negotiations to include additional terms of the settlement agreement, specifically that they admit the violations.

CHAIR BROWN: Vice chair.

MS. REPP: So moved.

CHAIR BROWN: You had the motion. So you agree, and --

MR. D'AQUILA: And second.

CHAIR BROWN: Okay. Again, all those in favor say aye.

(Chorus of ayes.)

CHAIR BROWN: The motion passes unanimously for 12.1 and 12.2, as amended. I'd like to take up items 12.3 and 12.6 together as a block. Is there a motion on that?

MR. SPICOLA: I move that we take items 12.3 to 12.6 as a block. Yes.

CHAIR BROWN: Oh, thank you. We don't need a motion on that. You are -- you have the floor for a

motion on those items.

MR. SPICOLA: I would move that we accept the terms of the settlement agreement as negotiated by staff, that we authorize our executive director to complete the settlement as approved by the staff recommendations?

CHAIR BROWN: Yes. Is there a second?

MS. REPP: Second.

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

(Chorus of ayes.)

CHAIR BROWN: Passes unanimously. And I want to thank Counsel Valentine for her work and the negotiations on all of the items, but really specifically 12.3 through 12.6 and your staff.

MS. VALENTINE: Thank you.

CHAIR BROWN: Thank you.

MR. D'AQUILA: Thank you.

CHAIR BROWN: Is there any other matters that need to be discussed today? I'm going to get coffee after this. Okay. This meeting is hereby adjourned. Thank you so much. Safe travels, everyone.

(The meeting was adjourned.)

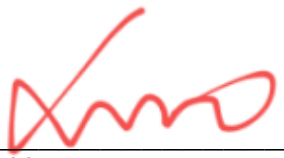
CERTIFICATE OF TRANSCRIPTIONIST

I, LAWRENCE MWADIME, Legal Transcriptionist, do hereby certify:

That the foregoing is a complete and true transcription of the original digital audio recording of the testimony and proceedings captured in the above-entitled matter. As the transcriptionist, I have reviewed and transcribed the entirety of the original digital audio recording of the proceeding to ensure a verbatim record to the best of my ability.

I further certify that I am neither attorney for nor a relative or employee of any of the parties to the action; further, that I am not a relative or employee of any attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this matter.

IN WITNESS THEREOF, I have hereunto set my hand this 22nd day of August, 2026.



Lawrence Mwadime