



Florida Gaming Control Commission

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

Meeting Agenda
Thursday, February 1, 2024
9:30 AM
Joseph P. Cresse Hearing Room 148
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0850

1. Approval of meeting minutes
 - 1.1. September 7, 2023
2. Discussion of addendum to Mutual Cooperation Agreement between HISA, HIWU, and FGCC
3. Discussion of consent orders
 - 3.1. 2023-062397 – Investment Corp of Palm Beach
4. Discussion of recommended orders
 - 4.1. 2023-037689 – Woods, Lanica
 - 4.2. 2023-037859 – Anderson, Garrett
5. Discussion of license denials
 - 5.1. 2023-056812 – Bermeo, Andrea
 - 5.2. 2023-057026 – Forester, Daneillia S.
 - 5.3. 2023-060611 – Mennilli, Lori-Ayn
 - 5.4. 2023-064914 – Vanhassel, Christopher A.
 - 5.5. 2023-071869 – Russell, Robert Joseph
6. Discussion of policies and procedures
7. Executive Director update
8. Public comment

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Table of Contents
Thursday, February 1, 2024
9:30 AM

1. Approval of meeting minutes.....	3
1.1. September 7, 2023.....	4
2. Discussion of addendum to Mutual Cooperation Agreement between HISA, HIWU, and FGCC.....	174
3. Discussion of consent orders.....	201
3.1. 2023-062397 – Investment Corp of Palm Beach.....	202
4. Discussion of recommended orders.....	231
4.1. 2023-037689 – Woods, Lanica.....	232
4.2. 2023-037859 – Anderson, Garrett.....	320
5. Discussion of license denials.....	390
5.1. 2023-056812 – Bermeo, Andrea.....	391
5.2. 2023-057026 – Forester, Daneillia S.....	433
5.3. 2023-060611 – Mennilli, Lori-Ayn.....	503
5.4. 2023-064914 – Vanhassel, Christopher A.....	539
5.5. 2023-071869 – Russell, Robert Joseph.....	611
6. Discussion of policies and procedures.....	715
7. Executive Director update	
8. Public comment	

1. Approval of meeting minutes

Florida Gaming Control Commission

Public Meeting

September 07, 2023

Vol 01



1
2
3
4
5
6
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10
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14
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18
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21
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In The Matter Of:
Florida Gaming Control Commission
Public Meeting

DATE: Thursday, September 7, 2023
TIME: 9:31 a.m. to 1:03 p.m.
LOCATION: Joseph P. Cresse Hearing Room 148
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee FL 32399

STENOGRAPHICALLY REPORTED BY:
JUDY LYNN MARTIN, STENOGRAPHER

Job Number: 319735

1 APPEARANCES:

2 JULIE BROWN, VICE CHAIR
3 TINA REPP, COMMISSIONER
4 CHUCK DRAGO, COMMISSIONER
5 JOHN D'AQUILA, COMMISSIONER

6 PARTICIPANTS:

7 LOUIS TROMBETTA, EXECUTIVE DIRECTOR
8 ROSS MARSHMAN, GENERAL COUNSEL
9 EMILY ALVARADO, DEPUTY CHIEF ATTORNEY
10 STEVEN WOODS, CHIEF ATTORNEY
11 ELIZABETH STINSON, CHIEF ATTORNEY
12 TRACY SWAIN, REVENUE PROGRAM ADMINISTRATOR
13 JAMIE POUNCEY, PROGRAM ADMINISTRATOR
14 CARL HEROLD, DIRECTOR OF GAMING ENFORCEMENT
15 JOE DILLMORE, DIRECTOR OF PARI-MUTUEL WAGERING
16 LISA MUSTAIN, DIRECTOR OF ADMINISTRATION
17 SUSAN WHITMIRE, CHIEF INFORMATION OFFICER
18 KARA CAMPBELL, ESQUIRE
19 SHARINE AMERDAN, ESQUIRE
20 ELINA VALENTINE, ESQUIRE
21 DIXIE PARKER
22 STACY MARTIN

23 PUBLIC SPEAKERS:

24 THOMAS VENTURA, OCALA BREEDERS' SALES COMPANY
25 INNA ALEKSEENKA-REPASS, VIA TELEPHONE

1 Proceedings began at 9:31 a.m.

2 VICE CHAIR BROWN: Good morning, today is
3 Thursday, September 7, 2023. This is the Florida
4 Gaming Control Commission's meeting today. And if
5 you would like please rise and join us for the
6 Pledge of Allegiance, which will be given by
7 Commissioner Drago.

8 (Pledge of Allegiance)

9 VICE CHAIR BROWN: Thank you,
10 Commissioner Drago. We are going to move into the
11 approval of meeting minutes for two months that are
12 1.1 and 1.2, June 8, 2023, and July 11, 2023.

13 Could I please get a motion to approve both
14 items.

15 COMMISSIONER DRAGO: I make a motion.

16 VICE CHAIR BROWN: Is there a second?

17 COMMISSIONER REPP: I'll second.

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

20 (Aye response)

21 VICE CHAIR BROWN: Thank you. The items pass.
22 We're going to take a few things out of order
23 today, so just to give you a heads-up first there
24 is an attorney/client meet session at the end of
25 the proceedings today after public comments.

1 So we'll take a five-minute recess once public
2 comment concludes for -- and our attorney/client
3 session. Second, if you all don't mind, we're
4 going to take the LBR up under the executive
5 director's section. We're going to take the LBR
6 just to highlight it upfront, because I know some
7 members in the audience will be interested in it.

8 So with that, Mr. Trombetta.

9 MR. TROMBETTA: Thank you, Vice Chair Brown.

10 I'd like to start by first kind of commending
11 Governor DeSantis for the Framework for Freedom
12 Budget that was passed last year. I think the
13 Gaming Commission is in a much better spot because
14 of the resources that have been provided to the
15 commission and specifically to our law enforcement
16 unit.

17 I think it's really made a difference in our
18 ability to address some of the illegal gambling
19 activities around the state. And really our first
20 LBR that, you know, was supported by -- by -- you
21 know, by both the governor and the legislature
22 really put us on a -- on a good foot going forward.
23 We're now in the process of recommending our second
24 budget request. There are meeting materials that
25 have been provided to you all.

1 Under Chapter 16 the commission has to
2 authorize and approve this budget request. My
3 staff will then get it moving and try to do our
4 best to once again get the -- get our -- our
5 partners to support it.

6 So if you'd like -- and I'll take your
7 direction. I can go through item by item. I also
8 have Lisa Mustain here with me who's ready to
9 answer any -- any questions that I may not be able
10 to answer, but really -- really if there's anything
11 you'd like -- however you'd like to do this, I'm
12 happy to help.

13 VICE CHAIR BROWN: Thank you, Mr. Trombetta.
14 Why don't we just go item by item and,
15 Commissioners, feel free to interject if you have
16 any questions while he goes through the items.
17 Thank you.

18 MR. TROMBETTA: So just in summary our -- our
19 current budget request is kind of broken up into
20 three areas. The first is kind of standalone
21 request to address the FGCC's licensing and
22 document managing system.

23 So beginning in July when the Gaming
24 Commission gained its authority, we via Type II
25 transfer moved PMW from DBPR into Gaming

1 Commission. As part of that we are still operating
2 on the licensing system that is still in use by
3 DBPR and that was used by the Division of PMW prior
4 to 2001.

5 So our -- our first Item 1 is a request for
6 \$9.8 million to solicit a vendor to identify and
7 build out a new licensing system for our own team.

8 Now, most of this money is in non-reoccurring
9 expense. It will be part of the initial bid to --
10 to get a vendor to do that and then there will be a
11 lesser amount that will be reoccurring. The full
12 Excel document containing, you know, the breakout
13 of this is -- has been included in the meeting
14 materials.

15 In total our total request this year is just
16 over 15 million and again about 10 million of it is
17 in this first item.

18 Any questions on this one?

19 VICE CHAIR BROWN: Thank you. And first
20 before I turn to the commissioners, a lot of work
21 has been done in getting to this point. I've had
22 thorough reviews with your staff as well as you on
23 these items and it's very impressive the amount of
24 work that's been involved -- that's gone into it
25 months on months. So with that, thank you very

1 much.

2 Commissioners.

3 COMMISSIONER A'QUILA: Question if I may,
4 Director Trombetta, in arriving at the number,
5 you've already preliminarily identified who the
6 vendors are in arriving at that calculation for the
7 licensing system and are those recent investigate
8 -- research?

9 MR. TROMBETTA: The answer is no, but let me
10 talk to Susan Whitmire who's our -- our chief
11 information officer -- or is here to kind of
12 provide a little more information. I will get the
13 number.

14 MS. WHITMIRE: Good morning. This is actually
15 Phase 3. We have gone through Phase 1, which was
16 requirements gathering. This year we'll spend
17 procurement and then the third year will be
18 actually developing the system.

19 We did a market scan without being vendor
20 specific, because we're trying to stay in line with
21 procurement law. We don't want to preclude anybody
22 from bidding.

23 So we did go out there with Guntner's (ph)
24 help to see what was available and there are many
25 vendors that offer licensing systems, some specific

1 to Gaming enforcement and some less specific.

2 We did budgetary estimates on one that we did
3 not believe would be a bidder so that we would not
4 preclude anybody, but we did go out and there are
5 plenty of vendors available, including Tyler's
6 industry, which does the DBPR system. They have a
7 new tool also available, so we're pretty sure that
8 we'll find a vendor that can meet our needs.

9 COMMISSIONER A'QUILA: When you go through
10 that process, you will compare multiple vendors,
11 both for efficiency or accuracy getting the job
12 done as well as (inaudible) so forth?

13 MS. WHITMIRE: Correct. So this year, like I
14 said, the second phase, which is the procurement
15 vehicle that we're going to be building working
16 with administration. IP is working on a statement
17 of work, and we will have a procurement document
18 that lets us select the best vendor based upon a
19 number of factors. We'll build the scoring
20 criteria. It's not going to just be lowest bids,
21 who can meet our needs best.

22 One thing I want to say is that as we enter
23 into a procurement there are very strict
24 procurement rules. And as people are aware of it,
25 they'll start contacting all of us to know

1 information. So it's very important that we follow
2 the guidance from Division of Administration and
3 that we do not discuss with potential vendors
4 anything that could preclude them from bidding. So
5 we will be under that procurement law that
6 basically makes us silent, but that's for their
7 protection as well.

8 So Lisa Mustain and her team will be providing
9 us guidance in writing on what is allowed to be
10 discussed and who we should be speaking to and who
11 is our single point of contact.

12 But, yes, the bid and the process of
13 procurement will include a subjective quantitative,
14 qualitative meets our needs kind of assessment.

15 COMMISSIONER A'QUILA: Thank you.

16 VICE CHAIR BROWN: Thank you for that
17 clarification too for the record. Any other
18 questions on that item?

19 Mr. Drago.

20 COMMISSIONER DRAGO: FTEs, can you just tell
21 us what those are for, why we need to add three
22 FTEs for this.

23 MS. WHITMIRE: Absolutely. So we've asked for
24 a document management administrator, a database
25 administrator, and an application administrator.

1 We have a team of 11 people. I've done a very
2 good job of hiring utility players, people that can
3 fill multiple roles, but these are very specialized
4 roles that we do not currently have staffed.

5 A database administrator is necessary to do
6 all the back-end work for an application -- an
7 application administrator. Whatever solution we'll
8 have will have configuration and maintenance that
9 has to have -- happen. We don't have those skills
10 in-house.

11 And then the document management
12 administrator, DBPR has a large team for this.
13 We're just asking for one position to help us
14 manage the document management solution. We don't
15 know what it's going to be so we don't know how big
16 of an ask it should be, but at least having someone
17 that specializes in document management, because
18 it's a specialized field in IT.

19 These are skills that don't necessarily -- can
20 generically get from just anybody. We all have a
21 little bit of experience with it, but when you're
22 talking it being your licensing system, you really
23 need to have people to hit the major functions.
24 And so document management, database
25 administration, and the actual application

1 management are three areas we felt that we needed
2 additional staffing in.

3 COMMISSIONER DRAGO: Do you anticipate hiring
4 them before we purchase the system so they can
5 participate in the procurement of --

6 MS. WHITMIRE: So they'll be next year's.
7 They won't be this -- this year's. They'll be next
8 year hire, so they'll be at the same time that
9 we're actually doing the implementation, so we
10 won't be able to hire skills prior to.

11 My staff has an exposure to all these areas so
12 we should be okay to do the evaluation, but we will
13 need them when we hit the ground running with
14 implementation next year.

15 COMMISSIONER DRAGO: Thank you.

16 VICE CHAIR BROWN: Thank you for those
17 answers, also just the timing of when all of this
18 will begin, because obviously it will start before
19 Fiscal year 24/25.

20 MS. WHITMIRE: So the plan is to have the tool
21 -- the procurement tool developed and on the street
22 in the third quarter with the awarding and all of
23 the process that gets it ready in the fourth
24 quarter, so that we begin as soon as funding is
25 made available by the legislature July 1st.

1 And the plan is to -- since we are really
2 talking about a small implementation with lots of
3 data but, you know, not many professions, a year's
4 time to be able to procurement by -- or do the
5 implementation, so by the end of fiscal year we
6 hope to have a working operable system.

7 There are a lot of risks and unknowns,
8 including how much data we have at DBPR, which we
9 are continuing to work with them to identify how
10 much. But it seems doable based upon other
11 agencies that have implementation plan as well. So
12 the plan would be by the end of Fiscal Year 24/25
13 that we have an operable system.

14 VICE CHAIR BROWN: Any other questions,
15 Commissioners?

16 Mr. Trombetta, if you could just highlight
17 some of the major items as you go along.

18 MR. TROMBETTA: Let me just touch on the next
19 one, so Item 2 also relates to the Gaming
20 Commission's separation from -- from DBPR. So Item
21 2 is the emails (inaudible). Essentially we have
22 several terabytes of data stored with the vendor
23 that is in any contract with DBPR. This ask is for
24 money to move that data out of that vendor's system
25 environment and into our own so we have control

1 over it.

2 Right now we're in a situation where if people
3 have emails and other information stored with the
4 vendor, we are relying on DBPR to access that
5 information. So this impacts both our own
6 employees trying to access old data as well as any
7 public records request. We will be then relying on
8 DBPR to respond to public records requests on our
9 behalf, which is not ideal based on the information
10 we have.

11 VICE CHAIR BROWN: Commissioner.

12 COMMISSIONER A'QUILA: If I may, are you aware
13 of the type of expenses, one might call it a
14 punitive exit fee, on the part of a vendor saying
15 farewell to a longstanding client.

16 My question is one of the cost in relation to
17 the benefit and the specific question is: How
18 frequent do we access emails? It's my
19 understanding you're referring predominantly to
20 emails greater than one year old; is that true?

21 MR. TROMBETTA: Thank you,
22 Commissioner A'Quila. I'm going to try to answer
23 and then I'm going to probably turn it over to --

24 COMMISSIONER A'QUILA: With that said: How
25 many instances does this come up? So my question

1 is: How frequently do we refer to these legacy
2 emails or emails greater than -- you'll define what
3 period we're talking about and what percentages of
4 emails versus other information that you mentioned
5 in your opening?

6 MR. TROMBETTA: So it happens frequently is
7 the simplest answer. I don't have an exact number
8 for you, but a number of employees rely on data
9 that is stored in this environment in almost a
10 day-to-day basis. So from my understanding there's
11 Excel documents that are linked to other
12 sub-documents that are part of this -- part of this
13 data.

14 The other kind of area where I try to explore
15 the -- kind of what you're talking, the cost
16 benefit to this issue is essentially document
17 retention.

18 And the answer I'm getting is that we have to
19 retain all this documents -- all these documents,
20 all these old emails. There isn't -- I was hoping
21 there would be some type of window, you know, after
22 two years we can just not have to worry about it
23 and that's not the case.

24 Because of the type of potential documentation
25 that would be stored -- it's mostly emails -- but

1 because of what can be attached to emails to be
2 able to kind of filter it and say, okay, this --
3 this we can get rid of at this period of time, this
4 we can get rid of at this period of time, the
5 amount of workhours, manhours to do that would
6 potentially surpass this cost.

7 And then, Ms. Whitmire, do you have anything
8 to add just on that question?

9 MS. WHITMIRE: So just in last month we had
10 six public records request that we had to submit to
11 DBPR for -- for the records retention -- or for
12 records retrieval.

13 The retention requirements for email is
14 extremely complicated. It's one that I've been
15 dealing with. In my 37 years, we've had many
16 discussions in many different agencies.

17 Because agencies use it as their document
18 management solution, there's not a clear-cut answer
19 to it. Some documents within it are -- are
20 required to be held forever, some are easily
21 disposable. The thing is is that you just --
22 there's no way to know unless you look at every
23 single email.

24 We continue to work with other vendors to see
25 if there's another exit strategy. Unfortunately

1 everything has been not successful yet, but it is
2 one of those things as soon as we don't have it,
3 we'll need it, and so this was something that we
4 identified last year. And so we did try to do it
5 with last year's money, but it's one of those
6 things where -- since it's got all our data sent
7 back and forth, it's really hard to say we can only
8 retain it for one year.

9 COMMISSIONER A'QUILA: So I think if I can
10 summarize what was said, six requests for records?

11 MS. WHITMIRE: Last month.

12 COMMISSIONER A'QUILA: Last month. In one
13 month?

14 MS. WHITMIRE: Yes.

15 COMMISSIONER A'QUILA: Last month. And is
16 that indicative of an average month?

17 MS. WHITMIRE: So it's early on to -- to know,
18 because we haven't been on our own for that long.
19 It's going to be high and low. We probably will
20 get close to 50 to a hundred a year, just
21 estimates, but we don't have enough of a track
22 record to know.

23 COMMISSIONER A'QUILA: For the passage of
24 time, though, with each passing month won't those
25 requests be more contemporary nature and -- and

1 with that said did I hear -- do I understand you
2 correctly with regard to emails nobody has to file
3 the statute of limitations on the information in
4 the email is --

5 MS. WHITMIRE: No, no. They -- there is a
6 retention policy on email. It's the contents of
7 the email that makes it cloudy and most agencies
8 have opted for -- and even when we were doing
9 enterprise emails, the state opted for forever
10 retention, because it's -- it's really cloudy.

11 Because some of those documents within your
12 email system are potentially saved forever, and so
13 while there is a definition for email retention,
14 like I said it's complicated by other retention
15 policies.

16 COMMISSIONER A'QUILA: So we would not be
17 saying goodbye to this information -- it would not
18 be lost. The \$721,000 that is being requested is a
19 matter of circumventing the need to go through DBPR
20 and is the -- can you highlight what the process
21 is, what makes it difficult going through DBPR to
22 obtain this information?

23 MS. WHITMIRE: Yes, sir.

24 COMMISSIONER A'QUILA: Because I think what
25 we're talking about is there's a repository of

1 information somewhere that's not on our network or
2 Cloud for lack of a better term, but is on another
3 state agency's network. I assume it's a friendly
4 agency.

5 MS. WHITMIRE: So there's complicating factors
6 in that we don't own -- we don't own where it's
7 stored and so we have no control over the decisions
8 made about our data about the length of retention,
9 about if they change solution. So tomorrow if they
10 decide to go to a different vendor, they migrate
11 their data off, we could end up potentially being
12 responsible for the whole repository.

13 The process for current public records is that
14 I get to take it in, we do our side, we then submit
15 the -- a ticket to be DBPR and they pull the data,
16 and we are held to their time frames and their
17 estimates for time and cost. And then they submit
18 the data back to us through file transfer and then
19 to the client that requests the public record.

20 They can delay the process like I say because
21 it's outside our process. We have no idea how long
22 it will take. They've been very good so far in
23 getting our data to us, but like I said we have no
24 control over the repository and their plans for it,
25 and it is a bifurcated process that does slow down

1 the need for prompt public records.

2 COMMISSIONER A'QUILA: Would you say that if
3 you were to submit a request for (inaudible) today
4 that it might be filled within days typically?

5 MS. WHITMIRE: Depends on how big the request
6 is and how far it goes back and how many people.
7 It is a very -- every public records request is
8 different. And depending on the scope of the
9 request, it could be very large, it could be very
10 small, it could be very time consuming. There
11 really isn't a single answer for that.

12 COMMISSIONER A'QUILA: We're talking about
13 moving how many terabytes of data?

14 MS. WHITMIRE: 69 terabytes and that's a
15 definitive amount. It's not going to grow. We're
16 no longer building into the repository. That is
17 just our historical data prior to July 1.

18 COMMISSIONER A'QUILA: In your experience in
19 30-plus years moving data, is their price per
20 terabyte reasonable?

21 MS. WHITMIRE: So since they are the owner of
22 the data, the price they set is the -- their
23 reasonable amount. We did not prepare for it and
24 the vendor that was helping us and -- we were
25 astounded by the price. It's about \$10,000 a

1 terabyte. I -- it's their data. It's their
2 system. I don't know what is reasonable
3 comparatively, but it was a lot more than we had
4 planned for.

5 MR. TROMBETTA: I'm sorry, Vice Chair, if I
6 may.

7 And, Ms. Whitmire, is it true that the number
8 -- just for the record here the number that we're
9 requesting here is based on -- have we received an
10 invoice from them or where did we get this number?

11 MS. WHITMIRE: So we actually were hoping to
12 do it last year. We did a full email migration, so
13 we actually had a quote to move it and so we --
14 that put a little bit of buffer, because we know
15 their prices are going to go up, because no price
16 ever goes down, but that is the actual cost that
17 they quoted us.

18 COMMISSIONER A'QUILA: There is no competitive
19 alternative that is both -- that could work in the
20 situation, because they -- when they're in control
21 of the data; correct?

22 MS. WHITMIRE: We continue to look for
23 alternatives, but so far that is the case. And
24 we're not the only agency in -- in this situation.

25 COMMISSIONER A'QUILA: Those are all my

1 questions.

2 VICE CHAIR BROWN: Thank you,
3 Commissioner A'Quila.

4 Any other questions on the line item?

5 MR. TROMBETTA: Item 3, and I will start
6 skipping around, but I just want to touch on Item 3
7 as well. It's a \$546,000 for a customer service
8 ticketing system.

9 Ms. Whitmire, would you mind just addressing
10 this one as well, please.

11 MS. WHITMIRE: Yes. This issue was submitted
12 last year and it was removed, because we were
13 hoping for an enterprise solution for the State of
14 Florida. Since that didn't happen, we resubmitted
15 it this year.

16 This is for an IT ticketing system that would
17 integrate with things like our inventory system.
18 Right now we're using a product called Smartsheet.
19 It is a Excel spreadsheet on steroids. It serves
20 our needs presently as best as it can, but we -- as
21 we grow and as we do things the new tool will help
22 us do change control and asset management, and so
23 really it is a foundational piece to any IT
24 department.

25 We live and breathe by tickets. If it didn't

1 go in the ticketing system, it doesn't happen. So
2 this would be to procure our own solution, which
3 would be a software that's a customer service Cloud
4 base and we hope not to actually own anything other
5 than in the Cloud.

6 VICE CHAIR BROWN: You're very thorough. Any
7 questions on this?

8 MR. TROMBETTA: Thank you, Commissioner Brown.

9 So the next items deal with request for
10 additional staff and (inaudible) IT ask. And then
11 the next two items are requests for more vehicles.

12 The thought process here would be one
13 vehicle -- one additional vehicle up here to kind
14 of help -- do dropoffs, (inaudible) now that we
15 have an admin team, so this vehicle is for the
16 admin.

17 The second vehicle would be a vehicle
18 specifically for the IT team down in South Florida.
19 So our IT needs in South Florida are to support an
20 office in Fort Lauderdale, plus we have eight
21 satellite offices at each of those slot facilities
22 (inaudible).

23 So we wanted to get a vehicle that would be
24 able to handle transportation of equipment,
25 potentially maintaining tools and other devices

1 that we use as our help desk guys go out to the
2 field and have to regularly service the offices in
3 other areas.

4 Issue 8 is outside legal counsel. So this was
5 another -- another kind of highlight. We have
6 recommended \$500,000 and recurring budget authority
7 to be used for outside legal counsel. This is
8 something that most agencies have, that the
9 Division of Pari-Mutuel Wagering had when we were
10 in DBPR and (inaudible) transfer didn't come with
11 us -- sorry, my mic has not been on.

12 And this would be essentially providing our --
13 the FGCC the ability to hire outside counsel to
14 help us in any type of legal dispute.

15 VICE CHAIR BROWN: I'm not just going to say
16 this because I'm a lawyer, but I'm very excited
17 about this. I know how stressed our attorneys are
18 and taxed with their workload and it's a necessity
19 to continue to hear this. I'm very excited that
20 this is included.

21 MR. TROMBETTA: Next is a new -- new item for
22 marking promotion. So we've asked and recommended
23 for \$55,000, which is kind of the start to help
24 get -- get our name out there. I know one of the
25 questions that I receive often is sort of how --

1 updates on like our -- our interaction with the
2 public.

3 The idea here is that now we're in a much
4 better position than we were last year. We have
5 staff that are able to -- that are proficient in
6 kind of interacting with the public getting the
7 word -- our messaging out there. So this is a
8 little bit of money to help support advertising and
9 promotional materials essentially.

10 VICE CHAIR BROWN: Commissioner A'Quila. I
11 knew it, an area of interest.

12 COMMISSIONER A'QUILA: Within that area, are
13 we also including public relations?

14 MR. TROMBETTA: Yes, sir.

15 COMMISSIONER A'QUILA: So will that also
16 include the writing of press releases and so forth
17 and do we have those resources in-house as far as
18 talent to do such?

19 MR. TROMBETTA: Yes, yes,
20 Commissioner A'Quila. We definitely do have those
21 resources now. We've hired Eric Carr, who is our
22 director of external affairs who has done a great
23 job of getting in and helping us. It's been a
24 notable difference in our ability to do things like
25 that. That's really just interact with the media,

1 just -- just get -- get the word out there.

2 COMMISSIONER A'QUILA: So have you -- I know
3 it's a little bit more granular than in this
4 presentation, but you'll approximate the marketing
5 and promotion are we talking about print, are we
6 talking about press releases, is there a
7 percentage, or pretty much at this point it's too
8 early stage and I'll accept that, that's --

9 MR. TROMBETTA: It is a little bit too early.
10 We -- we tried to come up with a number that could
11 kind of get us going. Our initial thought process
12 is that this could potentially be used for some
13 type of like a little bit of online advertising,
14 specifically targeted online advertising
15 potentially build awards and promotional materials
16 that we can provide to stakeholders.

17 COMMISSIONER A'QUILA: I might suggest for
18 consideration of -- or -- whether it be the
19 committee or position -- the term marketing and
20 promotion might be not the best term here, one
21 might, you know, call it public education, public
22 relations, so forth.

23 As we all know there is an incredible amount
24 of misinformation with regard to the understanding
25 of what constitutes illegal gambling and so forth

1 and probably the most frequent question I
2 (inaudible).

3 MR. TROMBETTA: Noted. thank you.

4 VICE CHAIR BROWN: Commissioners, any
5 questions on this item? Again this is another one
6 that's great, that we can see what we can do with
7 it to -- that shows further outreach.

8 Mr. Trombetta.

9 MR. TROMBETTA: Yes, ma'am, thank you. The
10 the next few items are sort of technical. What --
11 what we tried to do and it leads into, where's my
12 note here, FGCC Issue 17, which is additional
13 staffing resources for law enforcement.

14 You know, now that we're in our second year,
15 we've had some time to kind of identify where there
16 were additional needs for positions that we didn't
17 think of initially. The FGCC Issue 15, 16, 30 are
18 kind of moving positions, budget, and rate
19 associated with those positions between budget
20 entities.

21 So you'll see several items in your packets
22 related to moving, you know, position numbers from
23 one area to another. The idea there is that we're
24 moving positions from areas that we essentially
25 have a surplus of -- of talent and of work into

1 areas where we need it and it's to offset some of
2 the ask on the law enforcement side, so that's sort
3 of the next item I had, but it will lead into our
4 law enforcement ask.

5 So the -- sort of the way I view our -- our
6 total budget request we have sort of three main
7 items. The IT requests will identify with our
8 licensing, kind of getting our -- further
9 separating from DBPR, the general counsel, you
10 know, outside legal support, and then our continued
11 support for law enforcement.

12 During our -- our first year in operation, I
13 think our law enforcement team has done a fantastic
14 job with the support in, you know, both the
15 Governor's Office and the legislature in
16 identifying issues, finding ways to help other
17 stakeholders in the state, and building our own
18 team.

19 You know, Director Herold has done a fantastic
20 job in building our team. We're still in the
21 process. We still have lots of vacancies. But
22 even though we haven't, you know, filled like our
23 central office yet, we've identified that we have a
24 shortcoming in our analyst and intelligence side.

25 So the big ask for our law enforcement team is

1 that we've asked for two sworn officers that will
2 be directly under -- in the -- on the org chart. I
3 think on the org chart there's -- on the left side,
4 there's the sworn law enforcement officers that all
5 report to -- to Dan and Carl and then on the right
6 side is sort of our analyst tree. So we've asked
7 for two new officers on the law enforcement side
8 and then we're asking for several analysts on the
9 analyst side.

10 Ms. Mustain, do you mind providing a little
11 more information about -- about this item.

12 MS. MUSTAIN: Thank you. Good morning. We're
13 asking for six additional law enforcement positions
14 for the analyst side and it basically provides
15 analysts to receive compliance, serve issues, and
16 investigate them.

17 VICE CHAIR BROWN: Commissioners,
18 Commissioner A'Quila.

19 COMMISSIONER A'QUILA: The analysts also does
20 the preliminary investigation; is that correct?

21 MS. MUSTAIN: Can I ask Carl Herold to answer,
22 please.

23 MR. HEROLD: What exactly was the question?
24 I'm sorry.

25 COMMISSIONER A'QUILA: In those positions for

1 analysts, those analysts they complete -- do they
2 do just the preliminary investigation, the whole
3 investigation, what -- what -- can you define what
4 investigation means?

5 MR. HEROLD: Analysts what they do is they
6 prepare all the background information, connections
7 between involved parties where bank accounts are,
8 resources, and those types of things, and those are
9 all jumping off points for the investigators to
10 move along with.

11 Now, in this particular ask, we've asked for
12 two analysts to have kind of a specialty in online
13 activities and possibly online gambling and those
14 kind of things.

15 So it kind of rounds out our analyst ask where
16 we've got kind of the typical bread and butter
17 analyst and now we're asking for a couple --
18 because we see that there's an upcoming problem
19 with this, so we need to have some analysts that
20 can get us a little deeper into this particular
21 issue.

22 COMMISSIONER A'QUILA: So at least one of
23 those analysts would be one with financial crime
24 experience, understand the more electronic version
25 of illegal activity versus the -- let me take

1 something out of thin air --

2 MR. HEROLD: The run of the mill stuff.

3 (Simultaneous speaking)

4 MR. HEROLD: The two that we've asked for we
5 do want them to be specifically into the online and
6 kind of -- the online betting environment apps and
7 those kind of things like that. So you said one,
8 my goal is actually have both of those be that type
9 of analyst.

10 COMMISSIONER A'QUILA: We recognize those are
11 probably higher skilled, higher compensation
12 positions and also very highly sought after in this
13 marketplace --

14 MR. HEROLD: They are very much a specialty
15 and you have to pay the specialty price to attract
16 those types of individuals.

17 VICE CHAIR BROWN: Commissioner Repp.

18 COMMISSIONER REPP: To clarify within when he
19 says white collar crimes, we're talking about
20 people with financial -- complex financial frauds
21 kind of financial background as well as -- I mean,
22 the online fraud, for internet fraud, can be
23 different and suffer from (inaudible) white color
24 crimes?

25 MR. HEROLD: Right. And these, you know, the

1 goal is not for them to be particularly white
2 collar crime types of analysts, more so on the
3 online gambling and those kind of activities like
4 that.

5 COMMISSIONER A'QUILA: So it's more of an --
6 more preliminary, early stage digital not full if I
7 can use the term forensic accounting or that
8 nature?

9 MR. HEROLD: You're exactly right, but mostly
10 because to be a court-certified forensic auditor
11 requires a lot of experience that I don't think we
12 can capture at the price point that either we're
13 hoping to get for -- at -- you know, at this
14 particular time --

15 COMMISSIONER A'QUILA: That answers the
16 question. Thank you.

17 VICE CHAIR BROWN: Commissioner Drago.

18 COMMISSIONER DRAGO: I just have one -- one
19 question, Director. The analyst supervisor, that's
20 a non-sworn or that's a sworn position.

21 MR. HEROLD: That will be a non-sworn.
22 There's no need for a sworn position there.

23 COMMISSIONER DRAGO: Thank you.

24 VICE CHAIR BROWN: Thank you.

25 MR.TROMBETTA: Then the final items are

1 kind of related to that ask. So we have an ask for
2 additional motor vehicles for -- as it relates to
3 additional positions in the law enforcement ask and
4 asks for money for additional radios, and then
5 again moving some money around can offset some of
6 the asks.

7 With that, I mean, that's kind of my generally
8 summary of what -- what we've asked. Obviously the
9 specific materials are provided in the meeting
10 materials. And if there's anything -- any
11 questions that you have, I'll be happy to take them
12 on an individual basis.

13 VICE CHAIR BROWN: Thank you. And I know
14 you've briefed all of the commissioners on -- and
15 your team have briefed us on this. We are going to
16 be looking for a motion to approve the budget as
17 proposed.

18 Is that correct, Mr. Trombetta?

19 MR. TROMBETTA: Yes, ma'am.

20 VICE CHAIR BROWN: Are there any questions
21 before we get to that point, any particular items?

22 Commissioner Repp.

23 COMMISSIONER REPP: I just have one question
24 regarding the vehicles. Are those vehicles
25 actually purchased and owned by the Gaming

1 Commission? Have we looked into the possibility of
2 leasing, compare that to being able to update
3 vehicles and keep them in (inaudible)?

4 MR. TROMBETTA: Thank you, Commissioner Repp.
5 They are actually purchased. I'm going to turn it
6 to again, the director of admin, Ms. Lisa Mustain
7 on the issue of leasing.

8 MS. MUSTAIN: Thank you. We have looked
9 into -- to that, but the admin we currently in our
10 fleet don't have a larger size vehicle to be able
11 to take items to the post office or to move big
12 items surplus property perhaps to the dump or
13 things of this nature, so it happens often that
14 we're looking for a bigger size vehicle.

15 With regard to the IT, they -- you can't
16 really rent a vehicle and be able to put all your
17 supplies that you need to service computers
18 throughout, you know, Central and Southern Florida
19 in a rented vehicle, so that's -- that doesn't work
20 for our purposes.

21 COMMISSIONER REPP: I'm sorry, let me clarify.
22 I meant like leasing a vehicle that --

23 MS. MUSTAIN: We have not looked into leasing.

24 VICE CHAIR BROWN: Commissioners, any other
25 questions before we get into approving that item?

1 COMMISSIONER A'QUILA: I have a question,
2 Vice Chairman.

3 Is it within the options to approve -- I know
4 two options are approve or disapprove of the
5 budget, can one also approve the budget with one
6 exception?

7 VICE CHAIR BROWN: Let's talk about the
8 exception before we --

9 COMMISSIONER A'QUILA: Yes. My concern is
10 with regard to Item Number 2. And not to belabor
11 the point, but let me --

12 VICE CHAIR BROWN: Absolutely, you have the
13 floor.

14 COMMISSIONER A'QUILA: I think I made my point
15 earlier.

16 VICE CHAIR BROWN: Do you have a proposal of
17 an alternative?

18 COMMISSIONER A'QUILA: My alternative would be
19 to work out a favorable arrangement working with
20 the other government agencies.

21 VICE CHAIR BROWN: Commissioner Drago.

22 COMMISSIONER DRAGO: Commissioner, are you
23 referring to the migration from DBPR?

24 COMMISSIONER A'QUILA: That is correct.

25 VICE CHAIR BROWN: Mr. Trombetta, and maybe we

1 can have Ms. Whitmire come back up here to also
2 further elaborate. I know a lot of time has been
3 spent on this in the past year and research. So it
4 may be helpful to provide additional clarification
5 of the need.

6 MR. TROMBETTA: Sure. So just a
7 question -- so, Commissioner A'Quila, you know,
8 obviously I completely understand your concern.
9 When you say work it out with the other agencies,
10 it just -- you can't just -- what are your
11 thoughts? Can you just expand on that a little so
12 I have more direction?

13 COMMISSIONER A'QUILA: The point I'm not
14 understanding is why the two agencies are not able
15 to understand the mutual need of the state and
16 meeting this requirement and cannot effectively
17 deal with this as it will go away with the passage
18 of time and almost unjustly reward this vendor,
19 which appears to me in my business experience an
20 extremely exorbitant cost and not fair pricing in
21 this regard.

22 So if the -- it pains me to approve something
23 where -- where I perceive the state is not being
24 treated fairly and I also haven't been convinced
25 that the two agencies can do an effective

1 workaround based on the number of instances,
2 whether it be five or six or whatever and there's
3 somewhat uncertainty with regard to record
4 retention as it pertains to both volume and
5 (inaudible) costs.

6 MR. TROMBETTA: Yeah, let me just provide --
7 and not to -- you know, that's -- let me just try
8 to provide a little more context maybe.

9 So right now there is an appropriation for
10 continued IT support services that the Gaming
11 Commission receives that is to be used for
12 continued IT support services provided by DBPR. We
13 are expected to enter into an MOU on how those
14 funds will be used. We were able to do it last
15 year and currently we're working through the
16 process this year.

17 DBPR has been a good partner throughout this
18 process and we've been able to kind of work through
19 some of the issues as they come up. I think this
20 is one that we -- we can continue to try to work
21 with them on.

22 I think my concern is in the long run that --
23 and, you know, I think it was kind of identified
24 earlier that this year too is that we don't --
25 we're not going to have control of what they do

1 with it long term, which, you know -- so I agree
2 with you. This is an exorbitant cost.

3 I mean, it seems this is -- to me coming in,
4 you know, as someone that isn't necessarily in the
5 IT field, you always hear about these problems with
6 vendors that they -- be careful what vendors you
7 use for data, because once they have your data
8 they're going to -- they're going to, you know, not
9 let you out and that to me is what this is, 69
10 terabytes it's hard to imagine, that's really
11 \$10,000 per terabyte to transfer this data out.

12 I just don't know what -- I don't know if
13 there's a good long-term solution, because the --
14 there's a risk in public records responses that
15 we're going to be -- we're going to call -- we're
16 going to fall further and further down the line of
17 importance frankly for these other agencies.
18 Right.

19 As time goes on, they right now are being good
20 partners. The administration, the people that are
21 running the agency were there when the Gaming
22 Commission was created, they were aware of what was
23 supposed to happen via Type 2 transfer and
24 everybody's kind of working to that end.

25 I'm concerned, you know, not necessarily the

1 next year, but, you know, five, ten years down the
2 road, we're still going to be responding to public
3 records requests for data that will be captured in
4 this time period and having to -- it's just -- it's
5 not that ideal situation.

6 I mean, I think you understand that, it's just
7 whether or not the cost is worth separating and,
8 you know, frankly -- I'm not trying to convince you
9 that it is, I'm just trying to give you more
10 information.

11 Ms. Whitmire, are you able to provide any
12 other context or any other --

13 MS. WHITMIRE: Not really. I mean, we
14 continue to look for alternatives. We continue to
15 meet with other vendors to see if there are other
16 migration strategies. We haven't been successful
17 yet, but we can continue but it -- the long term
18 being able to get this data. And the farther it
19 gets out of the current situation and the older the
20 data gets, I only think it's going to get more
21 expensive to get it if we need it a year from now,
22 two years from now.

23 You know, trying to be in control of our
24 destiny and how we serve our consumers is key, but
25 IT will do whatever the business wants. And we can

1 continue the relationship or otherwise continue to
2 research. And even after -- if you approve it or
3 don't approve it, we're going to continue to see if
4 we can find alternatives.

5 VICE CHAIR BROWN: Commissioner Drago.

6 COMMISSIONER DRAGO: I certainly understand
7 Commissioner A'Quila's concerns. It's just mind
8 boggling how expensive it is. And I know everybody
9 gets it and it's an issue we have to deal with.

10 I also have a concern about public records and
11 providing that information and not relying on
12 another agency for something that we have to do.
13 That -- that does concern me. It's not that that
14 means you can pay any price in the world to do it,
15 but I think it -- it is probably going to get more
16 expensive as time goes on. Nothing goes down as
17 you said before, so it's just going to get more and
18 more costly.

19 My concern is do we bite the bullet and do it
20 now or wait and do it at another time when maybe --
21 maybe we're not able to do it financially from the
22 state's perspective.

23 So Commissioner A'Quila is, you know, right
24 on. I understand his concerns and I know his
25 experience with these things is valuable. I also

1 look at the other side, but I am concerned about
2 not being responsible for things like public
3 records on our own, having to rely on somebody else
4 to do it. Not that DBPR won't do it, but of course
5 they've got their own things to do.

6 And there -- we need to be responsive to the
7 public, and public records in my mind is very, very
8 important regardless of the legalities involved it.
9 It's very important that we service the -- the
10 people of this state in a timely manner -- manner
11 with anything that has to do with public records.

12 And I'd hate for our staff to be put in a
13 position where they're like, well, we're trying,
14 we're trying, but, you know, we have to rely on
15 somebody else. That can get -- that can get very
16 tiresome for the staff and it also can be very
17 tiresome for -- for the public who's trying to get
18 this information.

19 So it -- it's not an easy solution and as --
20 as the commissioner said, he's outlined it
21 perfectly all the issues of course that we're all,
22 you know, thinking about, but it is -- it is not
23 easy, but I realize that sometimes you just -- you
24 just got to bite the bullet and move on.

25 You know, if there's other things we can do or

1 if there's other avenues to pursue, if there's --
2 you know, to try to lessen the cost, I'm certainly
3 for that. I just don't know that that's there. I
4 don't -- I don't know that we're just kicking the
5 can down the road again and we're running out of
6 time in terms of the budget and that type of thing.
7 That's all I have to say.

8 VICE CHAIR BROWN: Commissioner Drago, I agree
9 with -- with your statement too, particularly about
10 public records. There's clearly a need that is
11 without a doubt and we get the most cost effective
12 measure. If we go ahead and approve the budget as
13 proposed, it sounds like you're going to continue
14 to try to find alternatives regardless that will be
15 as cost effective.

16 Is that correct?

17 MS. WHITMIRE: Correct. So we would -- we're
18 going to continue to see if there's alternatives.
19 And if we find an alternative and we don't spend
20 the \$690,000, great. We already looked at several
21 solutions that we thought might be options and they
22 turned out to be equally terrible solutions.

23 So we continue to work with our vendor
24 community and hope that they come up with something
25 before we actually go to session, but so far it has

1 not been a successful search.

2 VICE CHAIR BROWN: That's fair.

3 Mr. Trombetta, want -- you wanted to add
4 something?

5 MR. TROMBETTA: I'm sorry, no -- well, just
6 again for just clarity on the record here.

7 The issue isn't -- and I don't know if maybe I
8 got confused or -- my issue isn't with DBPR, the
9 issue is with the vendor that DBPR has a contract
10 with.

11 So just -- you know, DBPR isn't necessarily
12 the problem, but they do potentially present risks
13 just the way public records could be handled, but
14 the real problem is the vendor that is storing this
15 data, not DBPR itself and that's...

16 VICE CHAIR BROWN: Anything further to add?

17 COMMISSIONER A'QUILA: No. I -- DBPR has to
18 retain records. Their records are mixed with our
19 records. So these records I imagine DBPR is going
20 to take care of those records. Again when I look
21 at the cost, I can almost fund a full-time position
22 just to deal with requests (inaudible) needed that
23 would be more economical than the solution of the
24 vendors, that's another way of explaining...

25 VICE CHAIR BROWN: So the options -- again we

1 are somewhat time pressed with the budget, so I am
2 in support of the budget as proposed with the
3 caveat of your concerns but also with the
4 acknowledgment that Ms. Whitmire and her team are
5 going to continue to look for -- for cost effective
6 measures on the item delineated.

7 But if there's any other comments before we
8 get to the motion, then please -- we're ready to
9 take it up.

10 COMMISSIONER DRAGO: I make a motion to accept
11 the budget.

12 VICE CHAIR BROWN: Is there a second?

13 COMMISSIONER REPP: I'll second.

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

16 (Commissioners responded aye, but for
17 Commissioner A'Quila.)

18 VICE CHAIR BROWN: It passes unanimously.
19 Thank you. Thank you again for all of your work on
20 this.

21 We are going to move on now to Item 2.1,
22 Discussion of amended application for cardroom
23 license.

24 (Pause)

25 MS. POUNCEY: Jamie Pouncey, cardroom holder

1 administrator for Item 2.1.

2 VICE CHAIR BROWN: Pull your mic a little bit
3 closer.

4 MS. POUNCEY: Item 2.1 is Dania Entertainment
5 Center. They have submitted Case Number
6 2023-047080, a request to add additional card
7 tables.

8 Dania possesses a current 2023 cardroom
9 license and they have 22 tables operating. They're
10 requesting to add three additional tables. They've
11 paid the licensing fee associated with those tables
12 and the division recommends the approval.

13 VICE CHAIR BROWN: Thank you, Ms. Pouncey.
14 Pretty straightforward. Is there any discussion,
15 if not I'll take a motion to approve.

16 COMMISSIONER A'QUILA: I'll make a motion to
17 approve.

18 VICE CHAIR BROWN: Thank you. Is there a
19 second? All those in favor say aye.

20 (Aye response)

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

22 We are going to take up Item 3.1, Discussion
23 of initial application for cardroom license.

24 Can staff provide just a really brief overview
25 and then I'd like to have the applicant speak if

1 they so choose.

2 MS. POUNCEY: Ocala Breeders' Sales Company
3 has submitted Case Number 2023-042076, an initial
4 cardroom license application. Ocala Breeders'
5 Sales possesses a Quarter Horse permit.

6 They held an operating license for the
7 pari-mutuel wagering year -- Fiscal Year 2020/2021.
8 They were issued a pari-mutuel license for the
9 23/24 fiscal year. Ocala has submitted the initial
10 application for their cardroom license, paid the
11 \$34,000 licensing fee to operate 34 tables.

12 In order to issue Ocala Bets cardroom license,
13 the Commission has confirmed Ocala Bets is the
14 licensed permit holder. They hold an operating
15 license for the conduct of pari-mutuel wagering for
16 the 2020/2021 fiscal year. They paid the thousand
17 dollars per table licensing fee.

18 The authorized cardroom will be operated at
19 the same facility in which the permit holder's
20 authorized under its valid permit to conduct
21 pari-mutuel wagering activities, and we have
22 confirmed that they have submitted their written
23 internal controls for approval and that Ocala Bets
24 has provided proof of authorization of the cardroom
25 by the governing body where the cardroom will be

1 operated.

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

3 Mr. Trombetta.

4 MR. TROMBETTA: Yeah, thank you. So just a
5 little bit more background, some events that have
6 happened in the last 48 hours.

7 So there was a deficiency identified in the
8 application related to internal controls on Tuesday
9 of this week. We sent an email to that effect and
10 the applicant responded almost immediately. So but
11 -- because the response happened yesterday, the
12 documents addressing that deficiency have not been
13 included into the meeting materials.

14 So we are in a position where the Commission
15 has as of this week identified a deficiency in the
16 internal controls that was then resolved. There's
17 a subsequent document provided by the applicant as
18 well relating to the authorization by I think the
19 City of Ocala for the cardroom activity at the
20 location. That has been provided to us.

21 I think the -- we're still in a situation
22 where because of the timing of this, I don't know
23 if the -- the Commission is in a spot to make a
24 decision on this today and I think it might --
25 if -- if the Commission so desires to provide a

1 little more notice to the public, we could notice a
2 meeting for the soonest time possible, which would
3 be seven days. We could do it virtually next week
4 so that there would be no notice issue at all. It
5 would essentially cure the notice issue that was
6 created by our email on Tuesday.

7 VICE CHAIR BROWN: And I know this applicant
8 provided -- started this process early in January.
9 And just to have a deficiency come up the day
10 before the agenda is to, you know, unfortunately
11 the detriment of the applicant.

12 Is it a substantive deficiency that
13 necessitates further notice to the public? I'm
14 just a little confused. The public is aware of
15 this. It will be part of the full record as well.

16 MR. TROMBETTA: You know, so my role as
17 executive director is -- is not necessarily to
18 provide -- I know, I am barred, I am an attorney,
19 but I don't have an answer to that legal question.
20 It's a legal opinion.

21 My recommendation is that to do this in the
22 cleanest way that will leave the Commission in the
23 best -- you know, my job is to protect the
24 Commission, is to suggest that we -- we move this
25 for a week and take it up next Friday at a virtual

1 meeting so that the -- all the documentation is out
2 there and there's no question, because -- because,
3 you know, frankly Vice Chair Brown, I don't know
4 the answer to that question, but I know that if we
5 do delay a decision on this for a week, that issue
6 is not a problem for sure.

7 VICE CHAIR BROWN: I know Commissioner A'Quila
8 has a question, but I did want to give the
9 applicant just to get his -- if he's okay with it
10 as well. Again he cleared the deficiency as soon
11 as he was given notice the day before the agenda.

12 MR. TROMBETTA: Yeah. And, again, the -- the
13 notice going out -- the email going out from my
14 staff on Tuesday was again something that I'm going
15 to try to fix going forward. It shouldn't happen
16 this way. I apologize for that.

17 VICE CHAIR BROWN: Unfortunate highlight, but
18 again it's using his best efforts to get
19 information to us as soon as possible, you have to
20 hear from the applicant to make sure he's okay with
21 that posture of delaying for a week, but,
22 Commissioner D'Aquila.

23 COMMISSIONER A'QUILA: I think the suggestion
24 is a good one -- well, of course, it's an
25 unfortunate situation, but I think the

1 commissioners should have an opportunity to see the
2 information and I think I'll speak as one
3 commissioner is not prepared to do -- to
4 participate in a special meeting next week if
5 necessary.

6 VICE CHAIR BROWN: Commissioner Drago.

7 COMMISSIONER DRAGO: Yeah. I do want to make
8 sure we do it the right way. I mean, that's the
9 most important thing, fair to everybody involved,
10 especially the applicant. But also in terms of
11 rescheduling or scheduling the meetings to handle
12 that, can we do that in a way that we also work
13 with the applicant to make sure it's okay for --
14 for them to be able to be at this follow-up meeting
15 or whatever it may be, since we're going to be
16 moving it around and it's going to inconvenience
17 them I'm sure to some extent?

18 MR. TROMBETTA: Yes, Commissioner Drago. The
19 applicant is here today, so I think if you do want
20 to hear from them, I think they would be available
21 -- I don't know if they want to talk, but they are
22 here.

23 VICE CHAIR BROWN: If the applicant does want
24 to talk, please feel free to come up to the mic.
25 If not, you can just wave your hand and -- we're a

1 friendly group here, though. Don't be scared to
2 come up. Thank you.

3 MR. VENTURA: Welcome, Commissioners. My name
4 is Tom Ventura. I'm the president of Ocala
5 Breeders' Sales Company. And we have submitted
6 this application, you know, several months ago. I
7 understand if there's an issue making a decision
8 today. I'll be available to make it work. We want
9 to get it right the first time.

10 We've -- we've been very responsive as has --
11 the division has been very helpful in getting this
12 off the ground. We've been in business for almost
13 40 years. We've had a pari-mutuel permit and we're
14 adding the cardroom to our facility and we're, you
15 know, at the end stages of our renovation. If we
16 can get this decision within a week, it won't
17 hinder us horribly and I'll be available as needed.

18 VICE CHAIR BROWN: Thank you very much for
19 that comment.

20 Commissioners, any questions? We'll try to do
21 it as seamlessly. Let's just -- if we can have the
22 notice legally requiring seven days.

23 MR. TROMBETTA: Yes, ma'am. We could
24 technically -- I think my staff will get the
25 noticed published -- or, you know, submitted to the

1 FAR today, get it published tomorrow. And then if
2 you're available the following Friday, we could do
3 it virtually so that -- we can just kind of do it
4 from the side and that would be the fastest.

5 VICE CHAIR BROWN: Sound good?

6 MR. VENTURA: Yes. Thank you.

7 VICE CHAIR BROWN: Thank you. Thank you very
8 much.

9 We are moving on to 4.1.

10 MS. POUNCY: Item Number 4.1, Gulfstream Park
11 Racing Association, Case Number 2023-046935. It is
12 a request to amend their 23/24 operating license.

13 The applicant submitted their application to
14 amend their license August 18th of '23. They're
15 requesting to cancel five thoroughbred
16 performances. Gulfstream Park possesses a valid
17 thoroughbred permit. They were issued an operating
18 license for the 23/24 fiscal year when they applied
19 for their operating license. It included 174
20 performances, 169 matinee, and five charity.

21 Gulfstream is now requesting to amend its
22 operating license by canceling five thoroughbred
23 performances resulting in a new total of 169
24 performances, 164 matinees, and five charities for
25 its schedule.

1 In addition to submitting the application, a
2 thoroughbred permit holder may request a minor
3 amendment to their license. Gulfstream Park has
4 satisfied all the requirements and is requesting
5 amendment to less than 49 percent of total
6 performances from the current year's initial
7 license. It is the recommendation that this
8 request be approved.

9 VICE CHAIR BROWN: Thank you.

10 Commissioners, any questions for Ms. Pouncey,
11 if not can we get a motion?

12 COMMISSIONER A'QUILA: I make a motion to
13 approve.

14 COMMISSIONER DRAGO: Second.

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

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

18 We're going to take up Items 5.1 through 5.5
19 together as a whole since they are all tax credit
20 exemptions. I believe they're the same entity.

21 MS. SWAIN: Good morning. Tracey Swain,
22 revenue program administrator for pari-mutuel
23 wagering. These are all tax credits from the
24 individual facilities to transfer a portion of
25 their exemption credits to Daytona Beach Kennel

1 Club. They've met all requirements that are
2 outlined in 550.09511(b) and the staff
3 recommendation that all of the tax credits be
4 approved for transfer.

5 VICE CHAIR BROWN: Thank you, Ms. Swain.

6 Any questions on any of the Items 5.1 through
7 5.5? If not, can I get a motion to approve those?

8 COMMISSIONER A'QUILA: Very thorough writeup.
9 Thank you, and I make a motion to approve.

10 COMMISSIONER DRAGO: Second.

11 VICE CHAIR BROWN: All those in favor of the
12 motion to approve 5.1 through 5.5, say aye.

13 (Aye response)

14 VICE CHAIR BROWN: Thank you. We're taking up
15 a discussion of the consent orders, Item 6.1
16 through 6.5. We are going to go through them
17 individually, so if we could start with 6.1,
18 please.

19 MS. ALVARADO: 6.1 is FGCC versus Daytona
20 Beach Kennel Club, Case Number 2023-021983. This
21 case there was a filed administrative complaint
22 alleging that respondent violated Rule 75-11.012(8)
23 by allowing an employee to access the count room
24 during the count when they were not on the
25 authorized list. They did have one prior violation

1 in 2021. You also had a \$750 consent order
2 attached in the meeting materials. Therefore the
3 division would ask that the Commission issue an
4 order adopting this consent order.

5 VICE CHAIR BROWN: Thank you, Ms. Alvarado. I
6 think that's a fair negotiation as well.

7 Is there a motion to approve the item?

8 COMMISSIONER DRAGO: Can I ask one question?

9 VICE CHAIR BROWN: Certainly.

10 COMMISSIONER DRAGO: So the -- the prior
11 violation -- they were fined \$500 in the prior
12 violation and it's being moved up by \$250 to \$750
13 this time?

14 MS. ALVARADO: Right. The prior one also had
15 two counts in it, so I think they did 250 per
16 violation and so we're doing 750 for one.

17 COMMISSIONER DRAGO: I have a question on
18 another one that's similar to this that you know
19 it's coming.

20 MS. ALVARADO: Yes.

21 VICE CHAIR BROWN: Any other questions? Can I
22 get a motion to approve 6.1?

23 COMMISSIONER DRAGO: So moved.

24 COMMISSIONER A'QUILA: Second.

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

1 (Aye response)

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

3 MS. ALVARADO: 6.2 is FGCC versus Nieto De
4 Mala -- De Malas in Case Number 2023-026181. This
5 case was a violation of Rule 75-14.065(2)(j) by
6 continuing to process money during a count room
7 when one of the count members had left the room.

8 There's no prior violation in this case and
9 you were provided a settlement for a \$50 fine.
10 Therefore, the division would ask that the
11 Commission adopt this consent order in this case.

12 VICE CHAIR BROWN: Thank you.

13 Commissioners, any questions on this item?
14 Can I get a motion please to approve?

15 COMMISSIONER A'QUILA: Motion to approve.

16 VICE CHAIR BROWN: Second.

17 COMMISSIONER REPP: Second.

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

19 (Aye response)

20 VICE CHAIR BROWN: Motion passes. 6.3.

21 MS. ALVARADO: 6.3 is John Rigattieri in Case
22 Number 2023-027827. This case was a filed
23 administrative complaint alleging that respondent
24 raced a horse determined to have ketoprofen present
25 in its body, which is a violation of 61D6.0083(b).

1 You were provided a settlement and consent order
2 that had a written warning. Respondent had no
3 prior violation in this case. Therefore, the
4 division would ask that the Commission adopt this
5 consent order.

6 VICE CHAIR BROWN: Thank you, Ms. Alvarado.
7 Just a question now that HISA have taken over
8 these -- in this three days, their oversight. Once
9 this consent order is issued, do we give them
10 notice of it for their recordkeeping on the
11 trainer?

12 MS. ALVARADO: This particular one had an
13 attorney, their -- a final order that the consent
14 order was adopted in this case.

15 VICE CHAIR BROWN: I guess we'll save the HISA
16 comments and questions under executive director,
17 because I do (inaudible) we're proceeding with
18 them, but if not, are there any questions on this,
19 if not make a motion.

20 COMMISSIONER DRAGO: So moved.

21 VICE CHAIR BROWN: Is there a second?

22 COMMISSIONER REPP: Second.

23 VICE CHAIR BROWN: All those in favor say aye.
24 (Aye response)

25 VICE CHAIR BROWN: Thank you. 6.4, please.

1 MS. ALVARADO: 6.4 is FGCC versus Washington
2 County Kennel Club in Case Number 2023-029082.
3 This case was a violation of Rule 75-11.0175(c) by
4 failing to ensure that the count members clothing
5 were in good condition and completely zipped during
6 the duration of their time in the count room.
7 There is no prior violation in this case. There
8 was also a settlement for a \$500 fine. Therefore,
9 the division would ask the Commission adopt the
10 consent order.

11 VICE CHAIR BROWN: Thank you. This particular
12 one also, though, the security manager did not
13 inspect the entire count room; correct?

14 MS. ALVARADO: Right.

15 VICE CHAIR BROWN: Not just the clothing, the
16 entire count room?

17 MS. ALVARADO: I believe so, yes.

18 VICE CHAIR BROWN: As required -- well,
19 Commissioners, any questions? If not happy to take
20 a motion.

21 COMMISSIONER DRAGO: I'll move to adopt the
22 settlement consent order.

23 COMMISSIONER A'QUILA: I will second.

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

1 VICE CHAIR BROWN: Thank you. It passes.
2 6.5, please.

3 MS. ALVARADO: This is FGCC versus
4 St. Petersburg Kennel Club in Case Number
5 2023-029445. This case was a violation of Rule
6 75-11.012(8) as well as Rule -- well, two
7 violations of 75.11.012(8) by allowing an employee
8 to access the count room during the count when they
9 were not on the authorized list as well as -- I'm
10 sorry.

11 So there's two counts in this case. There was
12 also one prior violation which had a \$250 fine.
13 You were also provided a settlement, which had a
14 \$750 fine in this case. Therefore, the Commission
15 would ask -- the division would ask the Commission
16 to adopt this consent order.

17 VICE CHAIR BROWN: Are there any questions?

18 COMMISSIONER DRAGO: I have one.

19 VICE CHAIR BROWN: Sure.

20 COMMISSIONER DRAGO: So this is the one I
21 wanted to get to, because there's two similar cases
22 and they kind of flip-flop on how they're fined,
23 one was -- so is this -- is this -- does this one
24 we're dealing with today, the current one, two
25 counts?

1 MS. ALVARADO: Yes, it's two counts. The
2 prior was one count and they had a \$250 fine in
3 that prior case.

4 COMMISSIONER DRAGO: So I'm looking for the
5 consistency and I see that as you explain it, so
6 that was my only concern. Thank you very much.

7 MS. ALVARADO: You're welcome.

8 VICE CHAIR BROWN: Commissioner Drago, can we
9 get a motion from you?

10 COMMISSIONER DRAGO: So moved.

11 VICE CHAIR BROWN: Is there a second?

12 COMMISSIONER A'QUILA: Second.

13 VICE CHAIR BROWN: All those in favor say aye.
14 (Aye response)

15 VICE CHAIR BROWN: Thank you. It passes.

16 Now, we're going to take a discussion of
17 default final orders. If we could, could we
18 combine 7.1 and 7.4 since it's the same incident.

19 MS. ALVARADO: Those are Case numbers
20 2023-019619, which is FGCC versus Ryan Duarte and
21 Case Number 2023-028537 Shaniha Murphy. In both of
22 these cases they were provided a one count
23 administrative complaint alleging that the
24 respondent was excluded from Calder Casino on
25 September 21st for using stolen credit card for

1 cash advances. Therefore, subject to a permanent
2 exclusion from all pari-mutuel and slot machine
3 facilities pursuant to 550.0251(6) and 551.112.

4 The respondent was served and failed to
5 respond to the administrative complaint.

6 Therefore, the division would ask that the
7 Commission find that the respondent was properly
8 served, failed to respond within 21 days, that the
9 facts in the administrative complaint are accepted
10 as the facts in the case and concluding that
11 respondent will be added to the permanent exclusion
12 list.

13 VICE CHAIR BROWN: Thank you. Again when she
14 says -- when you say respondent, it's respondents
15 even though there are two separate -- the same.

16 If there are no questions, can we get a motion
17 on 7.1 and 7.4?

18 COMMISSIONER REPP: I'd like to make a motion
19 to adopt.

20 VICE CHAIR BROWN: Is there a second?

21 COMMISSIONER A'QUILA: I'll second.

22 VICE CHAIR BROWN: All those in favor say aye.
23 (Aye response)

24 VICE CHAIR BROWN: Thank you. 7.1 and 7.4 are
25 approved. Moving on to 7.2.

1 MS. ALVARADO: 7.2 is FGCC versus
2 Mario Collado in Case Number 2023-025629. This
3 case was a one-count administrative complaint that
4 was filed against respondent who was excluded from
5 Magic City Casino on April 24, 2023, for disorderly
6 -- acting in a disorderly manner towards the
7 cardroom employees. He's subject to permanent
8 exclusion pursuant to Sections 550.0251(6) and
9 551.112.

10 The respondent was properly served via USPS
11 certified mail and failed to respond. Therefore
12 the division would ask that the Commission find the
13 respondent was properly served, he failed to
14 respond within 21 days, that the facts in the
15 administrative complaint are accepted as the facts
16 in this case, and concluding that respondent be
17 added to the permanent exclusion list.

18 VICE CHAIR BROWN: Thank you.

19 Can I get a motion to approve 7.2?

20 COMMISSIONER A'QUILA: I make a motion to
21 approve 7.2.

22 COMMISSIONER DRAGO: Second.

23 VICE CHAIR BROWN: All those in favor say aye.
24 (Aye response)

25 VICE CHAIR BROWN: Thank you. 7.3, please.

1 MS. ALVARADO: 7.3 is Julian Reyes in Case
2 Number 2023-026490. In the case materials you
3 provided a two-count administrative complaint
4 alleging that respondent was convicted of a felony
5 offense and failed to disclose this felony offense
6 to the Commission within 48 hours.

7 You were also provided the USPS tracking as
8 well as the receipt that it was properly served.
9 The respondent failed to respond. Therefore, the
10 division would ask that the Commission enter an
11 order finding that the respondent was properly
12 served, failed to respond within 21 days, that the
13 facts in the administrative complaint are accepted
14 as facts in this case, and that the respondent's
15 cardroom employee occupational license will be
16 revoked.

17 VICE CHAIR BROWN: Are there any questions on
18 this? Can we get a motion to approve 7.3.

19 COMMISSIONER DRAGO: Make a motion to approve
20 staff recommendation.

21 COMMISSIONER A'QUILA: Second.

22 VICE CHAIR BROWN: All those in favor say aye.
23 (Aye response)

24 VICE CHAIR BROWN: Thank you. 7.5.

25 MS. ALVARADO: 7.5 is FGCC versus Moreno --

1 Carlos Moreno Villegas. In this case you were
2 provided a two-count administrative complaint
3 alleging that respondent was terminated as a poker
4 dealer and excluded for one year in November 2022
5 for engaging in theft of various chips while
6 working as a poker dealer.

7 He is subject to exclusion and revocation of
8 his cardroom license. You were also provided a
9 USPS tracking. The respondent failed to respond in
10 this case. Therefore, the division would ask the
11 Commission to enter an order finding that the
12 respondent was properly served, he failed to
13 respond within 21 days, that the facts in the
14 administrative complaint are accepted as the facts
15 in this case, and that the respondent will be added
16 to the permanent exclusion list as well have his
17 slot machine license revoked.

18 VICE CHAIR BROWN: Thank you. Are there any
19 questions on this item? If not, can we get a
20 motion to approve the staff recommendation.

21 COMMISSIONER A'QUILA: Make a motion to
22 approve.

23 VICE CHAIR BROWN: Is there a second?

24 COMMISSIONER REPP: Second.

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

1 (Aye response)

2 VICE CHAIR BROWN: We are on to 8.1, Order to
3 vacate final order.

4 MS. ALVARADO: This is Jonathan Ferber, which
5 is Case Number 2023-043586. Here the division is
6 seeking to vacate the final order that was issued
7 on the May 5th meeting permanently excluding
8 respondent from pari-mutuel and slot machine
9 facilities in the state.

10 The administrative complaint was served via
11 publication. We have since received notification
12 that the respondent is no longer living at that
13 address and did not have notice of the case.
14 Therefore, we ask that we vacate this final order
15 and reissue the administrative complaint at the
16 correct address.

17 VICE CHAIR BROWN: Sounds appropriate. Is
18 there a motion to approve?

19 COMMISSIONER REPP: Motion to approve.

20 COMMISSIONER DRAGO: Second.

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

22 (Aye response)

23 VICE CHAIR BROWN: Thank you. We're on to
24 recommended orders, Number 9.1 through 9.4.

25 MS. ALVARADO: 9.1 is Steven Frazier, Case

1 Number 2022-040492. This case comes before you
2 following a recommended order that was issued by
3 the hearing officer. An informal hearing was
4 conducted on May 25th regarding a notice of intent
5 to deny petitioner's obligation due to three felony
6 convictions. The hearing officer issued a
7 recommended order on September 5th recommending
8 that the petitioner's license will be granted and
9 subject to a five-year probationary period.

10 VICE CHAIR BROWN: Can you repeat the last
11 portion of your comment --

12 MS. ALVARADO: Yes. The recommended order
13 would be petitioner will be granted their cardroom
14 license and they be placed on a probationary period
15 for five years. If they were to get any other
16 convictions, their -- their license would be
17 automatically revoked.

18 VICE CHAIR BROWN: Thank you.

19 Commissioners, any questions on this item? If
20 not, can we get a motion to approve the proposed
21 recommended order.

22 COMMISSIONER REPP: I'll make a motion to
23 (inaudible) order -- the proposed recommended
24 order.

25 VICE CHAIR BROWN: Thank you.

1 COMMISSIONER A'QUILA: I will second that
2 motion.

3 VICE CHAIR BROWN: All those in favor say aye.
4 (Aye response)

5 VICE CHAIR BROWN: Thank you.

6 MS. ALVARADO: If I could combine 9.2 and 9.3.

7 VICE CHAIR BROWN: That would be great.

8 MS. ALVARADO: Those are Garrett Anderson
9 2022-048147 and Gilfredo Gonzalez 2022-061179. A
10 recommended order has not been issued in either
11 case. Therefore, the division would ask that we
12 could table this for the October meeting once we
13 get the recommendation.

14 VICE CHAIR BROWN: I was wondering why there
15 were no materials. We can go ahead -- we do not
16 need a motion to -- we can just bar it to the next
17 agenda.

18 9.4, please.

19 MS. ALVARADO: 9.4 is Dixia Harish Patel in
20 Case Number 2023-005829. This case comes before
21 you following a recommended order that was issued
22 by the hearing officer. An informal hearing was
23 conducted on June 15, 2023, regarding an
24 administrative complaint seeking to exclude the
25 respondent from all pari-mutuel and slot machine

1 facilities in the state for capping a bet.

2 The hearing officer issued a recommended order
3 on September 5th recommending that the respondent
4 be added to the permanent exclusion list for all
5 pari-mutuel and slot machine facilities.

6 VICE CHAIR BROWN: Thank you. I read this --
7 it was very interesting the rationale for capping
8 her bet and that the reasons thereof. I appreciate
9 you spending some time on this at the time of the
10 applicant -- or the petitioner.

11 Can we please get a motion to approve the
12 proposed recommended order.

13 COMMISSIONER DRAGO: So moved.

14 COMMISSIONER A'QUILA: Second.

15 (Aye response)

16 VICE CHAIR BROWN: Thank you. We are going to
17 go into the discussion of license denials. And my
18 understanding is we have -- the first one that
19 we're going to take up, we have the petitioner --
20 pardon me, or the applicant. I guess you would
21 call applicant. She is on the line right now.

22 Can I just confirm Ms. -- and I'm going to
23 have to ask Ms. Alvarado if you can please
24 pronounce her name, if you can. You've been doing
25 great.

1 MS. ALVARADO: You want to try, Steve?

2 MR. WOODS: I'll try. Alekseenka-Repas.

3 VICE CHAIR BROWN: Your mic's down a little
4 bit.

5 MR. WOODS: Alekseenka-Repas.

6 VICE CHAIR BROWN: Before we get to her if you
7 could summarize the recommendation.

8 MR. WOODS: The recommendation is that the
9 Commission authorize the issuance of a notice of
10 intent to deny.

11 This is a case in which -- this was a mail
12 fraud offense in 2010. The details of this
13 essentially were that she was -- she was working as
14 an administrative assistant and receiving kickbacks
15 and these were fraudulent reports that she put in
16 the mail. So this was a scheme to defraud and that
17 scheme to defraud was -- and the mail was used to
18 implement it and those are the two elements of that
19 offense.

20 VICE CHAIR BROWN: Thank you. And I know
21 there's more details in the file as well as other
22 different incidents.

23 But with that, Ms...

24 MR. WOODS: Ms. Alekseenka-Repas.

25 VICE CHAIR BROWN: You did really well.

1 Are you on the line? Can we confirm that you
2 are on the line?

3 Let's just take a brief three-minute break
4 here. The time is 10:47. We will reconvene at
5 11:00 a.m. --

6 MS. ALEKSEENKA-REPASS: I'm here.

7 VICE CHAIR BROWN: There you are. Okay.
8 Thank you for --

9 MS. ALEKSEENKA-REPASS: I guess I have to
10 press Star 6.

11 VICE CHAIR BROWN: I'm sorry, ma'am. Can you
12 please confirm who you are on the line.

13 MS. ALEKSEENKA-REPASS: Yes. I'm here. This
14 is Inna Alekseenka-Repass.

15 VICE CHAIR BROWN: You have the floor, ma'am.

16 MS. ALEKSEENKA-REPASS: I was calling in. My
17 license was denied, so I wanted to be on this call
18 when it was discussed. I'm not really sure of the
19 formalities of what I was going to say, because I
20 didn't even really know that it was going to be
21 held -- heard today with the denial of the
22 licenses.

23 VICE CHAIR BROWN: We are having trouble
24 hearing you. The attorney is also having some
25 trouble hearing you. Can you just speak again

1 clearly -- more clear.

2 MS. ALEKSEENKA-REPASS: Sure. I was -- my
3 investigator, Lisa Zell (ph), I believe did the
4 investigation and she was putting my packet
5 together for the director to review it.

6 I later -- I just on Tuesday found out that my
7 application was denied and that a hearing was going
8 to be held today in reference to that. That is all
9 the facts I have. So I wanted to call in to make
10 sure I was to be heard, that I would be on the
11 call.

12 VICE CHAIR BROWN: Thank you. That is
13 confirmed. You are on the call. And we are in the
14 process of discussing your application. Thank you.

15 Commissioners, do you have any questions for
16 staff or for our -- or for the applicant on the
17 call?

18 Seeing none at this time can we please get a
19 motion to approve the staff recommendation on this
20 item.

21 COMMISSIONER DRAGO: Move to approve.

22 COMMISSIONER REPP: Second.

23 VICE CHAIR BROWN: All those in favor say aye.
24 (Aye response)

25 VICE CHAIR BROWN: Thank you. The motion

1 passes. Thank you for your participation.

2 On to 10.2, please.

3 MR. WOODS: Yes, ma'am. 10.2 is Ignacio Dario
4 Gonzalez. This is Case Number 2023-025819. This
5 is a case in which the offense is a petit theft out
6 of 2014. This initially was not disclosed. The
7 recommendation is that the Commission authorize the
8 issuance of a notice of intent to deny.

9 VICE CHAIR BROWN: Thank you. Again this is
10 slot applicant -- application; is that correct?

11 MR. WOODS: The application is for, I'm sorry,
12 a slot, cardroom, pari-mutuel individual
13 combination license, yes.

14 VICE CHAIR BROWN: It involves petit theft,
15 but with that if there are no discussion, can we
16 please get a motion to approve the notice of intent
17 to deny.

18 COMMISSIONER A'QUILA: Make a motion to
19 approve.

20 VICE CHAIR BROWN: Is there a second?

21 COMMISSIONER REPP: Second.

22 VICE CHAIR BROWN: All those in favor say aye.
23 (Aye response)

24 VICE CHAIR BROWN: Motion passes. Thank you.
25 10.3.

1 MR. WOODS: Yes, ma'am. 10.3 is Lorie Denise
2 Whitfield. This is Case Number 2023-031184.

3 Ms. Whitfield applied for a cardroom employee
4 occupational license. The offense in this case was
5 counterfeiting prescriptions. Essentially she
6 stated that she had this addiction to Ambien and on
7 eight separate occasions she admitted to having
8 stolen the prescriptions. And she said she did
9 this in order to make sure she wouldn't run out and
10 be without the -- be without the drug.

11 The recommendation is that the Commission
12 authorize the issuance of a notice of intent to
13 deny.

14 VICE CHAIR BROWN: Thank you. And, again,
15 this is another theft situation and it was right
16 to -- the consistency of our voting record here.
17 So if there are no questions, can we please get a
18 motion of the notice of intent to deny this item.

19 COMMISSIONER DRAGO: So moved.

20 VICE CHAIR BROWN: Second?

21 COMMISSIONER REPP: Second.

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

24 (Aye response)

25 VICE CHAIR BROWN: Thank you. Item 10.4,

1 please.

2 MR. WOODS: Yes, ma'am. 10.4 is
3 Dioni Gonzalez Fernandez. This is Case Number
4 2023-037449.

5 He applied for a slot machine, cardroom,
6 pari-mutuel combination occupational license. The
7 disqualifying offenses were four counts of
8 extortion in 2020. These were all second degree
9 felonies. The recommendation is the Commission
10 authorize an issuance of a notice of intent to
11 deny.

12 VICE CHAIR BROWN: Thank you.

13 Any questions on this? Can I get a motion to
14 approve the staff recommendation.

15 COMMISSIONER REPP: Make a motion to approve
16 the recommendation.

17 COMMISSIONER A'QUILA: Second.

18 VICE CHAIR BROWN: All those in favor say aye.
19 (Aye response)

20 VICE CHAIR BROWN: Thank you. 10.5, please.

21 MR. WOODS: Yes, ma'am. 10.5 is Garrett
22 Anderson. This is Case Number 2023-037859.

23 He applied for a cardroom employee
24 occupational license on May 8th of this year.
25 There were two disqualifying offenses. There were

1 two separate counts fleeing and eluding, both
2 occurred on the same day, one was the aggravated
3 fleeing and eluding and one was the fleeing and
4 eluding where you merely disregard an order to
5 stop.

6 The aggravating fleeing and eluding was the
7 one that he did at a high speed chase at one point
8 up to a hundred miles an hour. He actually had to
9 be stopped with Stop Sticks that deflated his
10 tires.

11 The recommendation is that the Commission
12 authorize the issuance of a notice of intent to
13 deny.

14 VICE CHAIR BROWN: Thank you, and I appreciate
15 the great details too.

16 Commissioners, any questions? None. We're
17 ready for a motion to approve the staff rec.

18 COMMISSIONER A'QUILA: I'll make a motion to
19 approve.

20 VICE CHAIR BROWN: Is there a second?

21 COMMISSIONER DRAGO: Second.

22 VICE CHAIR BROWN: All those in favor say aye.
23 (Aye response)

24 VICE CHAIR BROWN: Thank you. On to 10.6.

25 MR. WOODS: Yes, ma'am. 10.6, this is

1 Meshika Latrice Anderson. This is Case Number
2 2023-038380. She applied for a slot machine,
3 pari-mutuel combination occupational license.
4 There were several disqualifying offenses, not all
5 of which were reported initially.

6 There was a child abuse conviction that was
7 not recorded and on top of that in 1993 there's a
8 cocaine possession with intent. This is a felony,
9 second degree felony, and there's also petit theft
10 in addition to the child abuse charges.

11 The recommendation is that the Commission
12 authorize the issuance of a notice of intent to
13 deny.

14 VICE CHAIR BROWN: Thank you.

15 Any questions on this item, if not -- all
16 right, for a motion.

17 COMMISSIONER DRAGO: So moved.

18 VICE CHAIR BROWN: Is there a second?

19 COMMISSIONER A'QUILA: Second.

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

21 (Aye response)

22 VICE CHAIR BROWN: Thank you. The last one,
23 10.7.

24 MR. WOODS: Yes, ma'am. 10.7 is
25 Cherri Christine Behnke Samson. This is Case

1 Number 2023-045367. She applied for a slot
2 machine, cardroom, pari-mutuel combination
3 occupational license.

4 The charge is an unlawful use of a building.
5 This came out of Indiana. Essentially this is a
6 case -- the unlawful use of a building was that the
7 building was used either to manufacture or deliver
8 a controlled substance, which in this case was
9 cocaine.

10 And the recommendation is that the Commission
11 authorize the issuance of a notice of intent to
12 deny.

13 VICE CHAIR BROWN: Thank you. And there is an
14 additional theft charge, smaller crimes, that I
15 don't think reached a felony in other states in
16 Georgia; is that correct?

17 MR. WOODS: The -- there were additional
18 crimes. There was a plea of nolo contendere,
19 resisting without violence, adjudication withheld,
20 that was 2010.

21 There's also a 2004 possession of controlled
22 substance, disposition unknown according to the FBI
23 data, and there is a DUI for which adjudication was
24 withheld, and she was sentenced to 12 months
25 probation.

1 VICE CHAIR BROWN: Thank you.

2 Commissioners, any questions on this item?

3 All right. Can we get a motion on the last item,
4 10.7?

5 COMMISSIONER REPP: Motion to approve the
6 recommendation.

7 COMMISSIONER DRAGO: Second.

8 VICE CHAIR BROWN: All those in favor say aye.
9 (Aye response)

10 VICE CHAIR BROWN: Thank you and thank you,
11 guys, for your time today and for the work that was
12 involved in these items.

13 We are on to Item 11, which is a presentation
14 on rulemaking. Ms. Stinson.

15 MS. STINSON: Good morning. This presentation
16 on rulemaking is just going to be a broad overview
17 of the rulemaking process and how the Commission is
18 going to -- is going to participate or can
19 participate and how the Commission has participated
20 in the past.

21 In an effort to make this as -- in an effort
22 to make this not dry, I'm going to talk about
23 things that we've already done as a Commission,
24 because otherwise it's just rulemaking and I think
25 I'm the only one here that's interested in what 120

1 says on that subject.

2 So Step 1 is initiating rule development.

3 This is where commissioners direct staff to
4 initiate rulemaking on a particular topic for a
5 particular rule, and we have done that in multiple
6 instances already.

7 The Commission has directed staff to initiate
8 rulemaking on the most recently slot machine
9 gaming, particularly cashless wagering. We've also
10 done it on public comment, licensure applications,
11 and cleaning up the Greyhound rules.

12 So after the initiation of rule development,
13 Step 2 is when we file a notice of rule
14 development, and this alerts the public that we are
15 going to start the rulemaking process. This is a
16 notice that's filed in the Florida Administrative
17 Register and it includes the rule number and the
18 rule title.

19 The purpose and effect of what we're doing,
20 what our objective is, the subject area that's
21 going to be addressed, and the rulemaking authority
22 and the law implemented, which is important because
23 we cannot promulgate rules that we don't have the
24 statutory authority to implement. So unless the
25 legislature says that we can adopt a rule, we

1 cannot do that. We have to go by what the
2 legislature wants us to do.

3 And after the notice of rule development,
4 there is a workshop that can be held. This is
5 something that doesn't always happen. We saw that
6 with our public comment rule. The public comment
7 rule was very basic straightforward. It set forth
8 what we were going to be doing as a Commission in
9 terms of how the public can make comments on our
10 Commission meetings. And this -- so there was no
11 workshop that was requested by the public.

12 The public can request a workshop or like we
13 did in the slot machine gaming and cashless
14 wagering instance is when we file a notice of rule
15 development, we can also at the same time file a
16 notice of workshop, which is what we did. We're
17 going to be having the workshop on slot machine
18 gaming and cashless wagering on September 21st down
19 in Fort Lauderdale, and that puts the public on
20 notice that we are seeking their comments on this
21 rule.

22 VICE CHAIR BROWN: If I may if you don't mind
23 stopping (inaudible). That September 21st, first
24 it will be noticed not just in the FAR, it will
25 also be noticed on our website and it will also be

1 noticed in newspapers or publication --

2 MS. STINSON: So the requirement in 120 is
3 that it be noticed in the FAR 14 days in advance.
4 I know that we are planning to also put that
5 information on our website, but at this time it's
6 been noticed in the FAR.

7 VICE CHAIR BROWN: Then can -- will the public
8 be able to participate virtually or telephonically?
9 I know it's an area of interest commissioners have
10 expressed as well, but -- so I was wondering if
11 there was additional means to participate in that
12 (inaudible).

13 MS. STINSON: At this time I don't have the --
14 that answer. I know that in the notice it was --
15 the address was given and the participation was in
16 person.

17 VICE CHAIR BROWN: Sorry for interrupting. Go
18 ahead.

19 MS. STINSON: So after the workshop like the
20 one we're going to be holding on the 21st -- well,
21 let's step back for a second.

22 So if a member of the public requests a
23 workshop, the Commission can do two different
24 things. They can decide to hold a workshop or they
25 can issue a statement saying that they don't think

1 that a workshop is necessary.

2 If that happens that doesn't mean that that
3 issue goes away potentially, it's just a --
4 there -- a judge can find later on that the
5 Commission did need to hold a workshop. So we
6 would need to be very thoughtful in that
7 decision-making process. Not that we aren't in
8 normal times, but it's very tricky if you deny
9 someone an opportunity for a workshop and that
10 could hold things up later.

11 VICE CHAIR BROWN: Are we legally required to
12 record and transcribe workshops and rulemake -- I
13 think rulemaking, but workshops or both?

14 MS. STINSON: So there -- there are statutory
15 requirements sent out in Chapter 120 for how a
16 workshop has to be conducted and the requirements
17 for that.

18 And so after a workshop, we take the public's
19 comments into consideration and the Commission
20 issues a notice of proposed rule, and this is
21 something that the Commission can delegate.

22 And this -- but at the Commission meeting the
23 public comment rule was reviewed by the
24 commissioners and public comment rule was -- the
25 Commission moved to adopt public comment rule and

1 that is -- that's a very important part of the
2 rulemaking process, because that notice of proposed
3 rule that has been sent out is the rule that is --
4 we are moving to adopt. At this point that is the
5 actual literal rule test that we want to use to
6 regulate this industry.

7 So the Commission approves the rule text for
8 the public comment rule and then after that there
9 are certain things that are required to be put in
10 the notice, the rule number and rule title, summary
11 of the rule, the summary of the statement of
12 estimated regulatory costs, if that's required by
13 statute, and then again the rulemaking authority
14 and the rule implemented.

15 Additionally there is also a statement
16 required regarding how someone can request a
17 hearing and then the contact information and the
18 full rule text.

19 So after the notice of proposed rule is
20 issued, is noticed in the FAR, we have to file
21 information with JAPC, which is the Joint
22 Administrative Procedures Committee. Any time when
23 you're talking about rulemaking in Chapter 120 and
24 you see the term committee, that is what JAPC, or
25 the Joint Administrative Rule -- Procedures

1 Committee is and they -- they are there to check
2 and make sure that we're doing it. They're a
3 secondary check basically that's built in per
4 statute.

5 And after JAPC says everything's okay, they
6 certify the rule, and then rule adoption happens.
7 And this is something where the Commission has put
8 the proposed rule text out for public to see and
9 then the -- there's comments, there's all of this
10 procedure that goes on. People, JAPC, reviews the
11 rule and then the Commission decides if they're
12 going to adopt the rule.

13 And so this is another thing that cannot be
14 delegated. The Commission -- the agency has to
15 move to adopt the rule. There's certain time line
16 requirements. There's certain rules set out in
17 Chapter 1-1 that have to be followed in terms of
18 the rule time line and what paperwork we file and
19 how we file that.

20 But that -- after the rule is filed for
21 adoption, the -- there -- so for instance in the
22 public comment rule, September 5th we filed the
23 public comment rule for adoption. And so 20 days
24 after that rule is filed with the Department of
25 State, it will become effective. So on

1 September 25th we will have our public comment
2 rule -- that's its effective date.

3 VICE CHAIR BROWN: Do you want --

4 MS. STINSON: Oh, no, you're -- thank you.

5 So like I said there's certain things that
6 cannot be delegated that are Commission specific
7 actions. These are delegate -- these are the
8 proposed rule stage and the filing of the rule for
9 adoption or approving the rule for adoption.

10 Those are really where the Commission is vital
11 to the process and takes all the comments and
12 everything that the public has made into
13 consideration at those two points.

14 As far as current rulemaking activities, I've
15 kind of already gone over that, so I don't want to
16 waste time unless somebody wants to hear that
17 again, but that's basically a very broad overview
18 of the rulemaking process.

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

21 Does anybody have any questions for her?

22 Thank you. Thank you very much. Appreciate
23 it.

24 We are moving on to discussion of policies and
25 procedures. We have two that are being proposed,

1 12.1 and 12.2.

2 MR. TROMBETTA: Thank you, Vice Chair Brown.

3 So, yeah, as you mentioned we have two
4 policies. I'm going to ask Lisa to help me again
5 on this, but we do -- the first policy is our
6 travel policy. It covers sort of the process of
7 how travel should be initiated and approved. It
8 also lays out some of the guidelines on what's an
9 acceptable expense, the cost -- the allowance for
10 per diem.

11 And we modeled a lot of this based on DMS kind
12 of standard travel language, but at this point we
13 don't have our own policy. So this is, you know,
14 again one of our policies that will be used a lot.

15 Lisa, anything to add?

16 MS. MUSTAIN: No, sir.

17 VICE CHAIR BROWN: Thank you.

18 Commissioner D'Aquila.

19 COMMISSIONER A'QUILA: With regard to the
20 dollar amounts, are those from the State,
21 specifically per diem, room rate numbers and so
22 forth?

23 MS. MUSTAIN: That's specified by statute.

24 COMMISSIONER A'QUILA: In writing policies
25 today considering the inflationary times that we

1 live in and so forth, is it more commonplace to
2 write them referring to the published state rate so
3 to speak, similar to how the Internal Revenue
4 Service refers to the IFR rate for determining an
5 arm's length interest rate, so forth?

6 MS. MUSTAIN: It could be managed that way,
7 yes.

8 COMMISSIONER A'QUILA: Just a suggestion for,
9 you know, eliminating more administrative work in
10 the future, confusion, with regard to the dollar
11 amounts. Someone made a comment earlier today that
12 we could expect the rate to go up compared to
13 (inaudible) a year ago. I'm really dating myself
14 with these comments. For those of us that lived
15 the early '80s, I think you know what I'm talking
16 about.

17 MS. MUSTAIN: Yes. So the intent was to put
18 the memorandum in so that employees could see the
19 actual memorandum that the comptroller put out, so
20 that was the intent to add them into the policy,
21 but we can slowly take a look at changing that
22 method.

23 VICE CHAIR BROWN: Thank you,
24 Commissioner A'Quila. I think that does make sense
25 and maybe, you know, say it in parentheses --

1 because I know at the end of the policy it says the
2 date that it's implemented, maybe parentheses what
3 the current rate is at the time, but I think your
4 suggestion is probably more (inaudible).

5 COMMISSIONER A'QUILA: Might lead to less
6 confusion. I have a second question, if I may.

7 The second question pertains to with regard to
8 airline usage, travel. Today so many things --
9 there are all kinds of new fees. We have discount
10 carriers that we encourage employees to use, but
11 they charge various different rates, something as
12 simple as a carry-on item or a mandatory purchase
13 of a seat and so forth. I believe when I read the
14 policy, it's silent in the methods. Could we
15 address that considering the frequency of which
16 they're popping up?

17 MR. TROMBETTA: So, Commissioner D'Aquila, I
18 think we could specifically address that if you'd
19 like. You know, when we discuss these policies
20 the -- the overarching principle is as, you know,
21 good stewards of state resources, we should just
22 use the most economical travel options.

23 So if -- you know, I laugh at some of the fees
24 that some of the airlines are charging now, but I
25 think, you know, instead of -- the decision was

1 instead of kind of addressing it, just say -- you
2 know, just -- just be cognizant and use the
3 cheapest method as possible.

4 COMMISSIONER A'QUILA: I bring it up again
5 from -- we're all interested in minimizing
6 administrative costs and the inconvenience of our
7 loyal state employees. And I've had direct
8 experience where these have led to numerous emails
9 back and forth trying to understand when in
10 actuality (inaudible) the transaction was that even
11 with the seat chart or the carry-on charge,
12 (inaudible) substantially less.

13 But I think absent our -- an organization such
14 as ours absent, you know, more thorough guidance,
15 it leads to back and forth overriding the
16 utilization of judgment, that's all. It could be
17 clarified by an added sentence perhaps.

18 VICE CHAIR BROWN: Mr. Trombetta.

19 MR. TROMBETTA: Yes, ma'am.

20 So just for clarity, would you like us to do
21 that to address the issue of -- just adding
22 something to address this issue?

23 COMMISSIONER A'QUILA: I will leave it to my
24 fellow commissioners. If you think it's worthwhile
25 or am I just being an accountant?

1 VICE CHAIR BROWN: No.

2 Commissioner Drago -- we've all experienced it
3 I'm sure.

4 COMMISSIONER DRAGO: We're glad you're an
5 accountant, because I'm learning a lot just sitting
6 here listening to you.

7 So do we have a choice in that was going to be
8 my -- or is this DMS rules that we have to follow
9 and they decide or it's statutorily decided what
10 fees can be paid and whatnot and so forth or can we
11 make those decisions within the agency?

12 MS. MUSTAIN: Commissioner, I think it depends
13 on -- on the travel and the -- it doesn't
14 specifically say in the statute how many bags of
15 luggage you can bring. This -- this particular
16 policy is trying to give us guidance on.

17 It depends on your situation. If there is a
18 traveler that has -- is going to an event that may
19 be carrying boxes of items, then of course the
20 state will reimburse. But if it's a person going
21 to a conference and they want to take three bags of
22 clothing, then that would not be an acceptable use
23 of state funds.

24 So it's -- it's use your best judgment and to
25 say again what Executive Director Trombetta

1 provided was you always have to travel in the best
2 most economical method available for the state.

3 VICE CHAIR BROWN: Mr. Marshman.

4 MR. MARSHMAN: Good morning. There is a
5 statutory provision that allows the agency head to
6 set a threshold for airline travel.

7 So to put a final point on what Ms. Mustain
8 and Mr. Trombetta is stating, it is well within
9 your authority to set a range or flexible metric,
10 to Commissioner A'Quila's point, that can be used
11 to take into account discounts airlines, big name
12 airlines, however you'd like us to phrase it. So
13 we absolutely can do that and add it specifically
14 into our policy.

15 VICE CHAIR BROWN: Commissioners.

16 COMMISSIONER DRAGO: So, yes, so I think
17 that's -- that's a very good idea then,
18 Commissioner, to look into that, because it does
19 come up. And as Commissioner A'Quila said, you get
20 the lowest rate by hundreds of dollars perhaps, but
21 you have to pay another \$20 for this bag or \$20 to
22 pick a seat so you don't have to sit on the wing I
23 guess or something, I don't know.

24 But you -- it's still going to be a hundred
25 dollars or more -- less than the other carriers,

1 it's just that they put all these other fees in
2 there and it appears perhaps to somebody that the
3 traveler is just adding all these luxuries onto it,
4 but in fact it's not.

5 So I'm glad to hear that we can -- from within
6 our agency we can decide how to -- how to regulate
7 that and of course make sure that we're -- we're
8 doing it at the lowest price possible.

9 VICE CHAIR BROWN: Ms. Mustain, would it be
10 appropriate if we just take -- do we necessarily
11 have to approve 12.1 today? 12.2 seems a lot more
12 straightforward, but 12.1 if commissioners could
13 give you some feedback and then come back next
14 month or whenever?

15 MS. MUSTAIN: Yes, that'd be fine.

16 VICE CHAIR BROWN: That would be better.
17 Commissioners, if you have some further comments
18 that you want to provide, get with Ms. Mustain and
19 we'll see it again, at least I hope.

20 THE WITNESS: Yes. Thank you.

21 VICE CHAIR BROWN: Thank you.

22 Do we have any questions on 12.2? Okay. Can
23 we get a motion to approve that policy?

24 COMMISSIONER A'QUILA: Make a motion to
25 approve 12.2.

1 VICE CHAIR BROWN: Is there a second?

2 COMMISSIONER REPP: I'll second.

3 VICE CHAIR BROWN: Thank you,
4 Commissioner Repp. All those in favor say aye.
5 (Aye response)

6 VICE CHAIR BROWN: All right. It passes. Are
7 we going to be putting -- we put those policies on
8 our internal employee website, so that's -- yeah.
9 Wonderful. Thank you. I know you send it out,
10 but -- okay. Great. Thank you.

11 We're going back to executive director's
12 update. Thank you.

13 MR. TROMBETTA: Thank you. So I have a few
14 things -- some of it's already been covered, but
15 just might as well cover it again.

16 So as Ms. Stinson just said, we have a
17 workshop scheduled for September 21st in South
18 Florida to address cashless wagering. Obviously we
19 chose South Florida, because that's where the slot
20 facilities are.

21 So the goal there is to have a meeting, get
22 some feedback from them on sort of what they are
23 seeking in more detail than just cashless, and then
24 kind of take that feedback and start putting
25 together some type of draft rule and proceed in the

1 rulemaking process.

2 The question came up about virtual attendance.
3 I think the notice does not include that, but
4 obviously you guys are welcome to attend. It might
5 be a good opportunity to just get down there and
6 get some of the feedback that's in the room and I
7 will work with my staff to see if we can kind of
8 work on the virtual thing maybe for future meetings
9 if it's not possible for this one.

10 VICE CHAIR BROWN: Sounds good. Is there a
11 way that we can videotape it so that we -- folks
12 can go back and --

13 MR. TROMBETTA: There will be a transcript.
14 There will be a court reporter, you know, providing
15 a transcript. I believe you could tape record it,
16 but let me -- I don't know the answer, so let me
17 look into that if I can. I'll try to explore that.

18 VICE CHAIR BROWN: I think that will be
19 helpful.

20 MR. TROMBETTA: Second, this also came up in
21 the rule presentation, our public comment rule has
22 been -- we moved for adoption and it will become
23 effective September 25th.

24 So I think it's a good example of just how
25 long rulemaking can take, you know, this is -- this

1 was a rule that did not have a workshop, it didn't
2 have a hearing, and it still took several months to
3 get adopted and no -- not because of any delay
4 caused by us either. There's just -- there's time
5 periods that we have to wait in order to get things
6 moving, but the good news is that we are going to
7 have our public comment rule in effect prior to our
8 next meeting.

9 Several of -- I just want to provide sort of
10 an update on our report portal. So as you all are
11 aware we have a portal where citizens can report
12 problems they're having with regulated facilities
13 as well as any type of illegal activity.

14 I've gone through some of the stats. We've
15 been doing this for over a year now. We have over
16 2,400 reports of some type of -- they're not all
17 illegal activity. It's a mix again of everything
18 and everything is illegal stuff, you know, hey,
19 there's an illegal slot facility at this address
20 or, hey -- you know, my -- my significant other is
21 losing all of our money at these places.

22 There's stuff about problems people are having
23 at pari-mutuel facilities, not that it's happening
24 all over the place, but just, you know, how does
25 this work. We're getting questions too, is this

1 legal, can I run a poker game, you know, the
2 questions are all over the place.

3 Our team does a good job of filtering them and
4 I'm in the process of hiring a full time -- we're
5 going to publish and try to get a full-time
6 position to help respond to that.

7 The number of complaints has dramatically
8 increased as a few things have happened, so as
9 Director Herold and our law enforcement team have
10 got up and running and as our -- our external
11 affairs department has been kicked in gear.

12 So one of the stats that jumped out was in
13 April there was 125 new incidents reported, in May
14 there was 525. So between April and May we had our
15 operation -- our law enforcement conducting
16 operation in -- around the state made a lot of
17 news, so word got out there and since that time,
18 the average has been about 250 a month.

19 So -- so we've gone from, you know, just over
20 a hundred to averaging about 250 a month and, you
21 know, it obviously jumped right away, came back
22 down, and then it's kind of leveled out at about
23 250.

24 Overall we're doing -- you know, I think I'm
25 pretty happy with our first year just getting our

1 message out. You know, one of the things we're
2 working on is improving our communication with the
3 public and our messaging and just having a greater,
4 you know -- Commissioner A'Quila, I think you
5 mentioned the misinformation, you know, tackling
6 that.

7 Because a lot of the questions we get on that
8 why is this illegal, is this game legal, or is this
9 slot machine legal, so we're trying to work on that
10 and trying to address some of that and respond to
11 these complaints.

12 Just so you're aware, we do handle all of
13 them. We have -- right now it's getting split
14 between -- you know, if it's an issue with the
15 regulated facilities, it kind of goes to Joe's
16 shop. If it's an issue on law enforcement side, it
17 goes through Carl's shop, Joe Dillmore and
18 Carl Herold, sorry.

19 So we are doing a good job responding to that,
20 but if you have any questions on that I wanted to
21 start there.

22 VICE CHAIR BROWN: Commissioner A'Quila.

23 COMMISSIONER A'QUILA: Yes. Of this 250
24 average, can you, just a rough estimate, what the
25 percentage of the nature of the complaints is, for

1 example is it arcades, is it sports gambling, what
2 might it be?

3 MR. TROMBETTA: So we're working on our
4 internal kind of data retention and what -- what
5 data we can pull from this information. What I can
6 tell you is that when we have -- of the 2,400, I
7 think about 1,900 of them deal with some type of
8 illegal activity. I don't know the percentage in
9 my head, but that should give you an idea of kind
10 of the spread just in total. So I don't -- it
11 would be interesting to look back since May what
12 the percentage is, but the total number of that
13 2,400, about 1,900...

14 COMMISSIONER A'QUILA: When we use the term
15 illegal activity, do we mean illegal slot machines
16 or --

17 MR. TROMBETTA: Not necessarily. So we're
18 also getting complaints about other types of
19 illegal activity from -- from poker games at bars
20 to potentially online -- some type of online
21 activity.

22 It's really -- you know, the gamut of what is
23 illegal gambling has surpassed kind of my initial
24 expectation of what we're going to get. It's all
25 over the place.

1 COMMISSIONER A'QUILA: Second question is --
2 pertains to where are we with regard to press
3 releases that we as an Agency Commission
4 (inaudible) more specifically addresses some of the
5 (inaudible) in free press out there
6 pertaining to --

7 MR. TROMBETTA: Well, so we are able to do it.
8 We kind of make a decision on whether or not it's
9 -- I work with our communication team on whether or
10 not a press release is sort of going to be worth it
11 at the time, so we have issued a few.

12 The most common ways that we do it is when we
13 work with other law enforcement agencies that are
14 conducting some type of activity and we know that
15 we're going to get some type of ask, but we are
16 able to do it.

17 COMMISSIONER A'QUILA: My last question.
18 First of all, we've done a very thorough listing
19 numerous FAQs. Thank you all for participating in
20 that. It's something this Commission has asked for
21 since the very beginning and I think it's very
22 helpful, but then what happens is we've got so
23 many -- it's the user interface with regard to the
24 public as we get more complaints and so forth.

25 I would like to know that you're looking at

1 whether the term be (inaudible) return from tech
2 area, whether it be a white paper or a basic
3 overview, nonlegal opinion overview of what is an
4 arcade game, what is historical horse racing, what
5 is a regulated game perhaps, you know, one page or
6 something of that sort that might take some
7 pressure off the complaints or make it easier for
8 our team, whether they be in South Florida, or
9 wherever, that they can go to our site and get a
10 technically correct written, but it's not enough to
11 issue a legal opinion, if I explained that
12 correctly.

13 MR. TROMBETTA: You are, and the concept has
14 come up and it's something that I do want to
15 explore. The difficulty for state agencies in
16 doing this is -- is sort of what (inaudible), but
17 the -- the risk of having an unadopted rule.

18 The agency has to be very careful in how they
19 state the law and I think it would be hard to
20 have -- you know, it's essentially where's the line
21 and how do we balance the need for information and
22 like you -- like you just said a technical
23 explanation without misstating or, you know,
24 misinterpreting Florida law in a way that could
25 lead to some type of rule challenge.

1 You know, if any agency misstates or modifies
2 or contravenes the language in the statute, they
3 are subject to potential unadopted rule challenges,
4 which is something we -- you know, we don't -- we
5 want to avoid that where we can, but I do
6 understand your -- your ask and something that I
7 think would be helpful.

8 So we're -- we're trying to find ways, whether
9 it's through additional FAQs or some type of
10 supplemental -- actually like you said one page, I
11 don't know if opinion is the right word but some
12 type of document that kind of goes into a little
13 bit more detail about what an item is.

14 COMMISSIONER A'QUILA: Would disclosures,
15 limitations, so forth I -- the volume of questions
16 that I've received or read about out there and now
17 that as you've heard earlier law enforcement folks
18 are actively involved in investigations and so
19 forth, you know, the public's interest is
20 increasing. You've just proven that point.

21 And the quest for information and getting
22 around the confusion is growing by the day, so we
23 have an opportunity to do something about it
24 otherwise we are going to be overwhelmed. There
25 are a lot of people out there that are just

1 unclear. That's the nature of my question.

2 VICE CHAIR BROWN: Thank you. Thank you,
3 Mr. Trombetta.

4 The analyst position that your -- to sort
5 through the complaint portal, I just want to make
6 sure that -- is that going to be -- I think our --
7 having our external affairs director kind of make
8 sure that all of the responses are kind of
9 consistent.

10 He's out there. You know, I think it would be
11 great to have that person filter through him, so
12 that Mr. Carr can coordinate with whether it's the
13 regulatory side or the law enforcement side to make
14 sure the message is -- is clear if -- you know,
15 seeing the material that he's produced so far, it's
16 great.

17 MR. TROMBETTA: Yeah, absolutely. It's a
18 great idea and I think we can actually do that.

19 VICE CHAIR BROWN: Commissioner Drago.

20 COMMISSIONER DRAGO: I'm glad to hear that
21 you're going to have another employee that's going
22 to deal with this, because it will become
23 overwhelming I think at some point. The better job
24 all of you do, the more interest and the more
25 complaints you get and the more proactive you are

1 the more people respond to that.

2 My concern is that we're always ensuring that
3 we have a procedure whereby we respond to people
4 making these reports in a timely matter, that we
5 don't just take it and maybe -- maybe they hear
6 from us, maybe they don't. If nothing comes, then
7 we don't respond and they think we're ignoring
8 them. That would be the most devastating thing to
9 the reporting process we could do.

10 So I'm hoping that we have some system or
11 procedure or a way of dealing with those so that
12 we -- we always respond in a certain amount of
13 time, even if it's just we got your message and
14 we're looking into it, we're responding, you know,
15 however long we designate.

16 But I think it's just really important that we
17 -- that people know that we are taking a complaint
18 and whether it goes anywhere or not, they get a
19 response in the end as well. Because that will
20 crush the reporting process if people -- the word
21 gets out don't bother reporting anything because
22 they don't even answer you so -- and that could
23 happen easily in large agencies where they start
24 getting swamped with calls and so forth.

25 So that's my concern and I hope that we're

1 tracking that, you know, that we got a report on
2 such-and-such a day, we responded on such-and-such
3 a day, it was closed out on such-and-such a day so
4 that we can track that and we can also look at that
5 every year in terms of how fast -- our objectives
6 to how fast we are responding to people and whether
7 or not we're improving in that or falling behind in
8 that.

9 So I think a tracking of that is really
10 critical to be able to analyze, because I will also
11 tell you a lot of things -- one thing we need more
12 people to address these -- these reports because we
13 can't handle them quick enough or -- or we -- or
14 we're mishandling the reports and therefore not
15 getting back to people or we're just ignoring
16 people.

17 So have we got something like that in the
18 works, are we doing that now, or, you know, what do
19 you think about that?

20 MR. TROMBETTA: Commissioner Drago, we are.
21 We -- we have a system in place in which we -- when
22 we get a report, it gets essentially imported into
23 document. And then any time anybody that's on my
24 team does something related to that report, whether
25 it's immediate response -- we usually will respond

1 right away we've received your report type thing,
2 and then there will be additional follow-up, that
3 will all be logged.

4 So we do have a process of doing that and it
5 is something, I agree with you, that's important
6 that we have to stay on top of. I'm hoping too
7 that when we bring this person in they can kind of
8 look at the whole thing and any input they have
9 on -- on the process in general, you know, that
10 they can have some input on that.

11 COMMISSIONER DRAGO: Do we have a set time
12 that -- that our staff responds? Do we have a goal
13 or objective that our staff will respond and so
14 many days or hours or whatever it is?

15 Because my fear is that language is out there
16 and people don't get -- don't get to it, they get
17 busy, they don't respond for two weeks or whatever
18 and that's the message -- that's the message that
19 reportee gets -- reporter is getting that they
20 don't really care.

21 MR. TROMBETTA: I can look into that. Let me
22 -- maybe I can get a stat on it too about like the
23 average time. Let me try to look into that and get
24 back to you.

25 COMMISSIONER DRAGO: Yeah. I mean, I think

1 that -- you know, I think staff needs to understand
2 it has to be responded in a certain amount of time.
3 I think that's critical and that it's not just put
4 somewhere and they get to it when they get to it.

5 These are -- the initial response needs to be
6 done in a certain amount of time and then the
7 conclusion -- we need to reach a conclusion in a
8 certain amount of time.

9 If we don't and there's a reason for it, like
10 it turned into Carl's long-term investigation,
11 we're not going to get done for months, we address
12 it that way, but I think that it's -- it's
13 important that everybody understands that there is
14 a timeliness issue that we need to follow.

15 MR. TROMBETTA: Yes, sir.

16 VICE CHAIR BROWN: Thank you,
17 Commissioner Drago. I think having that external
18 affairs oversight too will keep that process in
19 line and on track. And again having a consistent
20 message with the public interface and agency, I
21 think that's why it's so critical having that
22 external affairs involved in this process.

23 MR. HEROLD: Chair, do you mind -- do you mind
24 if I just add a little more info just to
25 Commissioner Drago's question about the response.

1 About 80 percent, maybe a little bit more, of
2 the complaints that get funneled to us are almost
3 -- are anonymous complaints. There's no way to get
4 that for those folks. They want to report the
5 activity, but they don't want to be identified
6 having done that.

7 VICE CHAIR BROWN: Any other questions on that
8 item? Thank you. Mr. Trombetta.

9 MR. TROMBETTA: Thank you. I think you
10 mentioned a question about HISA, so I had it on my
11 notes to just provide -- I wrote no real update.
12 Everything's going pretty well, but if you have any
13 questions I think we'll be happy to help.

14 VICE CHAIR BROWN: I'm going to defer to
15 Commissioner A'quila first.

16 COMMISSIONER A'QUILA: My question is we --
17 how are we doing with regard to tracking the number
18 of positive instances? It's been almost three and
19 a half months if my memory is correct since we've
20 been under HISA. Are we starting to get a feel for
21 the number of positive instances since they've been
22 doing this compared to our historical norms?

23 MR. TROMBETTA: I think we're very -- doing
24 well. I'm going to turn it over to Mr. Marshman or
25 Mr. Dillmore if they want to contribute.

1 MR. MARSHMAN: Morning again. HISA and HIWU
2 copies me on all their communications to the
3 Commission, so I've had firsthand experience
4 reviewing the communications.

5 It's fair to say we get weekly communications
6 if not almost daily from HISA and HIWU. They
7 provide us all the detail, they provide any
8 clarification from previous communications. We
9 didn't even ask for it.

10 So they've been, I think, more than complying
11 with their requirement to share information with us
12 both before and after certain information is made
13 publicly available. So I think it's fair to say
14 they're upholding their end of the bargain and
15 treating us as an interested party according to
16 their rules.

17 Mr. Dillmore's shop has been keeping more
18 specific track of some of the cases, so I'd like to
19 ask him to provide any additional details there.

20 MR. DILLMORE: I would concur with
21 Mr. Marshman's assessment. We have been getting
22 notifications very quickly. In fact I think the
23 most interesting thing is typically we have drug
24 positive under the Florida law previously. We
25 would just have that jockey -- or that horse, I'm

1 sorry. It was -- then tested positive for -- in
2 Florida, now we're getting drug positives from any
3 jurisdiction in the state as soon as they happen.
4 So it's been a quite interesting development and
5 one that we can't necessarily anticipate from the
6 get-go. But it's been actually more information
7 than we were getting previously and quicker.

8 COMMISSIONER A'QUILA: My question was on the
9 number pertaining to Florida prior -- in the past
10 we only received Florida. Is there -- are we able
11 to draw a comparison to the number of positives
12 that might be coming up as conducted by HISA and
13 their lab, which I believe is located out of state,
14 and historic what we were accustomed to seeing in
15 the state of Florida?

16 MR. DILLMORE: Yes. It's certainly early to
17 tell, but we are getting drug positive in Florida.
18 It is kind of our slower part of the race season,
19 so we only have a handful so far of the drug
20 positives identified since HIWU and HISA regulation
21 went into place. I think it's a little too early
22 to draw a real strong conclusion on that.

23 COMMISSIONER A'QUILA: Thank you.

24 VICE CHAIR BROWN: Thank you. And I just want
25 to give our court -- I know we're at two-hour mark.

1 We're wrapping up before public comments. We'll be
2 taking a break shortly.

3 But on the HISA note, HIWU, when there's a
4 drug positive, what are we doing in terms of our
5 licensing? Are they revoking -- is the federal
6 preemption revoking their license throughout the
7 multistate jurisdictions that they hold licenses
8 and then how are we involved at all?

9 MR. DILLMORE: So typically their suspensions
10 are -- with the HISA registration that they have to
11 have current with HISA once you enter a race. So
12 right now those individuals or trainers or jockeys,
13 depending on the violation, would be restricted at
14 the track level from being able to enter into a
15 contest.

16 At this time --

17 Mr. Marshman, you may explore this.

18 -- we don't necessarily have something in line
19 with a license -- that we coincide with a license
20 suspension in Florida, but it's kind of monitored
21 at the race entry level participation.

22 VICE CHAIR BROWN: And communicated to the
23 tracks?

24 MR. DILLMORE: Yes. Racing secretary who
25 enters contestants or jockeys into the race would

1 have to check their registration and if any
2 violation, the tracks are notified as well as us if
3 any violations of HISA or HIWU and it's also
4 incumbent on them to keep their stats up is to
5 review the HISA registrant into each individual
6 race.

7 VICE CHAIR BROWN: Their state license, what
8 ultimately happens if they have -- if they're
9 suspended or there's a final order of -- that would
10 revoke them?

11 MR. MARSHMAN: If I may on that point. We're
12 currently exploring our options on how we can
13 initiate discipline against a Florida licensee that
14 also has the HISA -- HIWU, HISA registration that
15 Mr. Dillmore is currently talking about.

16 VICE CHAIR BROWN: Are we going -- as a
17 Commission are we going to get a report on that at
18 any point or --

19 MR. MARSHMAN: A report on what information
20 exactly?

21 VICE CHAIR BROWN: Well, that's what the -- if
22 there's any state regulatory implications for
23 licensees that have been suspended or revoked, are
24 we going to be informed as a Commission?

25 MR. MARSHMAN: I think once the information

1 that we have is publicly available, we can compile
2 that and share that with the Commission as it
3 relates to registrants of HISA that also are
4 licensed in the state of Florida.

5 But again to your point, Vice Chair Brown,
6 with preemption that is going to be a hurdle for us
7 to initiate discipline action if the whole concept
8 of discipline has been preempted to the federally
9 created nonprofit corporation HISA.

10 So perhaps in our upcoming legislative session
11 we can propose something to address this issue, but
12 for now we're currently exploring what we can do in
13 the meantime.

14 VICE CHAIR BROWN: I want to thank
15 Mr. Dillmore, Ms. Stinson for -- along with my
16 colleague, Commissioner A'Quila, and Mr. Trombetta
17 up at a conference, but particularly, Mr. Dillmore,
18 Ms. Stinson, this was -- this was a hot topic, hot
19 item, and your help and insight was just exemplary.
20 Thank you.

21 MR. TROMBETTA: Yeah, thank you. Yeah, on
22 that note we are in the process of putting together
23 legislative proposals. The plan is to work
24 individually with each of you to get feedback
25 before kind of getting anything out there. One of

1 our new hires is -- we have Legislative Affairs
2 director. And Henry --

3 Henry, if you don't mind standing up.

4 Henry came from DMS. He's -- he's kind of
5 jumped in. He's going to help us help -- you know,
6 through confirmation, help us get our LBR through
7 and then any potential legislative proposals that
8 we're going to kind of push. He's been a big help,
9 jumped in and really has been immediately kind of
10 setting up meetings and getting us going. So we're
11 in a very different position than we were last
12 year.

13 VICE CHAIR BROWN: Thank you, Henry. Henry
14 has an incredible background too, so we're
15 fortunate to have you. And we're happy to have
16 you.

17 MR. TROMBETTA: Just some updates on some
18 other things. So if you remember we were seeking
19 leasing warehousing space to provide law
20 enforcement agencies around the state, essentially
21 solving the biggest problem we keep hearing of what
22 do we do with machines if we seize them.

23 We have secured property in Leon County that
24 we will be able to store -- it's climate
25 controlled, so we will be able to store machines at

1 a central location up here in Tallahassee. It's
2 one of the locations that we're looking at -- or
3 sorry.

4 We're looking at multiple locations. This is
5 the first one that we're finally done. The lease
6 is signed and we're all there, so that's a big step
7 in our tools to kind of combat the illegal slot
8 machine problem around the state.

9 And then -- well, any question on that before
10 my final -- okay. The final thing I have on my
11 agenda essentially meeting dates, so first the time
12 for the virtual meeting Friday. Is there a
13 specific time that would work best for you?

14 VICE CHAIR BROWN: Whatever -- 9:30 is
15 consistent if it's okay, 9:30, with you all.

16 MR. TROMBETTA: Perfect.

17 VICE CHAIR BROWN: And just to confirm, that's
18 September 15, 9:30?

19 MR. TROMBETTA: Yes, ma'am, September 15.

20 And then beyond that, we have previously
21 identified dates in October. I think we did
22 August, September, October previously. So I'd like
23 to discuss potentially November, December if you
24 are available to do that.

25 We checked -- the PSC room is not available

1 November 2nd, which is first Thursday. It is
2 available November 9th or -- you know, we can look
3 for another room. If you want to keep the November
4 2nd date, we can just try and find another space.

5 VICE CHAIR BROWN: November -- oh, the week of
6 November 6 is committee week. Would it be amenable
7 to have it November 9th at PSC room?

8 MR. TROMBETTA: If that works. And from what
9 we checked, this room is available that day.

10 VICE CHAIR BROWN: Commissioners, I think it
11 would be great to appear committee week if it's
12 okay.

13 COMMISSIONER DRAGO: I can't do it on the 9th.
14 I won't be able to do it that whole week.

15 VICE CHAIR BROWN: The whole week?

16 COMMISSIONER DRAGO: Yeah.

17 VICE CHAIR BROWN: Can we do an alternate
18 location on the 2nd for that?

19 COMMISSIONER DRAGO: The 2nd, yeah, we can do
20 the 2nd.

21 MR. TROMBETTA: Yes. Yeah, we can whatever --
22 whatever you -- you prefer is what will end up
23 happening.

24 COMMISSIONER DRAGO: But you said this room is
25 not available, is that what you said --

1 MR. TROMBETTA: This room is not available on
2 the 2nd, on November 2nd, but we can find --

3 VICE CHAIR BROWN: Yeah, it's not committee
4 week. Then did you want December?

5 MR. TROMBETTA: Yeah. Well, while we're here,
6 I mean, if you guys -- if it helps the first
7 Thursday in December is the 7th.

8 VICE CHAIR BROWN: That's good, yep. Does
9 that work?

10 COMMISSIONER DRAGO: Yes.

11 VICE CHAIR BROWN: That's great. Another
12 committee week, so that's helpful too. This room
13 will probably be available, but downtown probably
14 won't.

15 Is that all?

16 MR. TROMBETTA: Yeah, that's all for now
17 unless do you have -- unless there's anything else
18 I can help you with.

19 VICE CHAIR BROWN: Commissioners, any
20 questions of Mr. Trombetta before we move to public
21 comment?

22 I did want to thank the FDLE agent who's in
23 the back providing security here and I appreciate
24 your attendance at our meeting. Thank you so much.

25 With that if there's anybody from the public

1 that would like to speak, now is a great time to
2 come right up to the podium.

3 Seeing no public comments, this meeting is
4 going to be adjourned and we are going to be taking
5 a 10-minute break to get ready for our
6 attorney/client privilege session.

7 Is this appropriate, Mr. Trombetta,
8 Mr. Marshman?

9 MR. MARSHMAN: Yes, ma'am.

10 VICE CHAIR BROWN: 10-minute break, but this
11 meeting is adjourned. Thank you so much.

12 MR. TROMBETTA: Just for purposes of the
13 record, I don't think adjourned is the right word.

14 MR. MARSHMAN: I recommend that we state it as
15 a recess.

16 VICE CHAIR BROWN: It's a recess for the
17 meeting, but it will be attorney/client meeting in
18 10 minutes only.

19 (Recessed at 11:44 a.m. to 11:59 a.m.)

20 VICE CHAIR BROWN: Good afternoon. We are
21 reconvening this meeting today on September 7th.
22 The time is 11:59 and we will now go ahead and
23 discuss Agenda Item 15.

24 Mr. Marshman.

25 MR. MARSHMAN: For the record this is

1 Ross Marshman. I desire the Commission's advice
2 concerning litigation in connection with Case
3 Number 2023-000965, Case Style FGCC versus
4 Washington County Kennel Club, Incorporated.

5 VICE CHAIR BROWN: Thank you. In connection
6 with the performance of our duty to regulate the
7 operation of cardrooms pursuant to Section
8 849.086(4) Florida Statutes, it is necessary that
9 the Florida Gaming Control Commission close this
10 meeting to discuss with our counsel information
11 that is confidential and exempt.

12 Specifically we will be discussing strategy
13 related to pending litigation related to the
14 aforementioned case number. The closed meeting
15 will be approximately 30 minutes, if not less. Did
16 I say that...

17 MR. MARSHMAN: Sure.

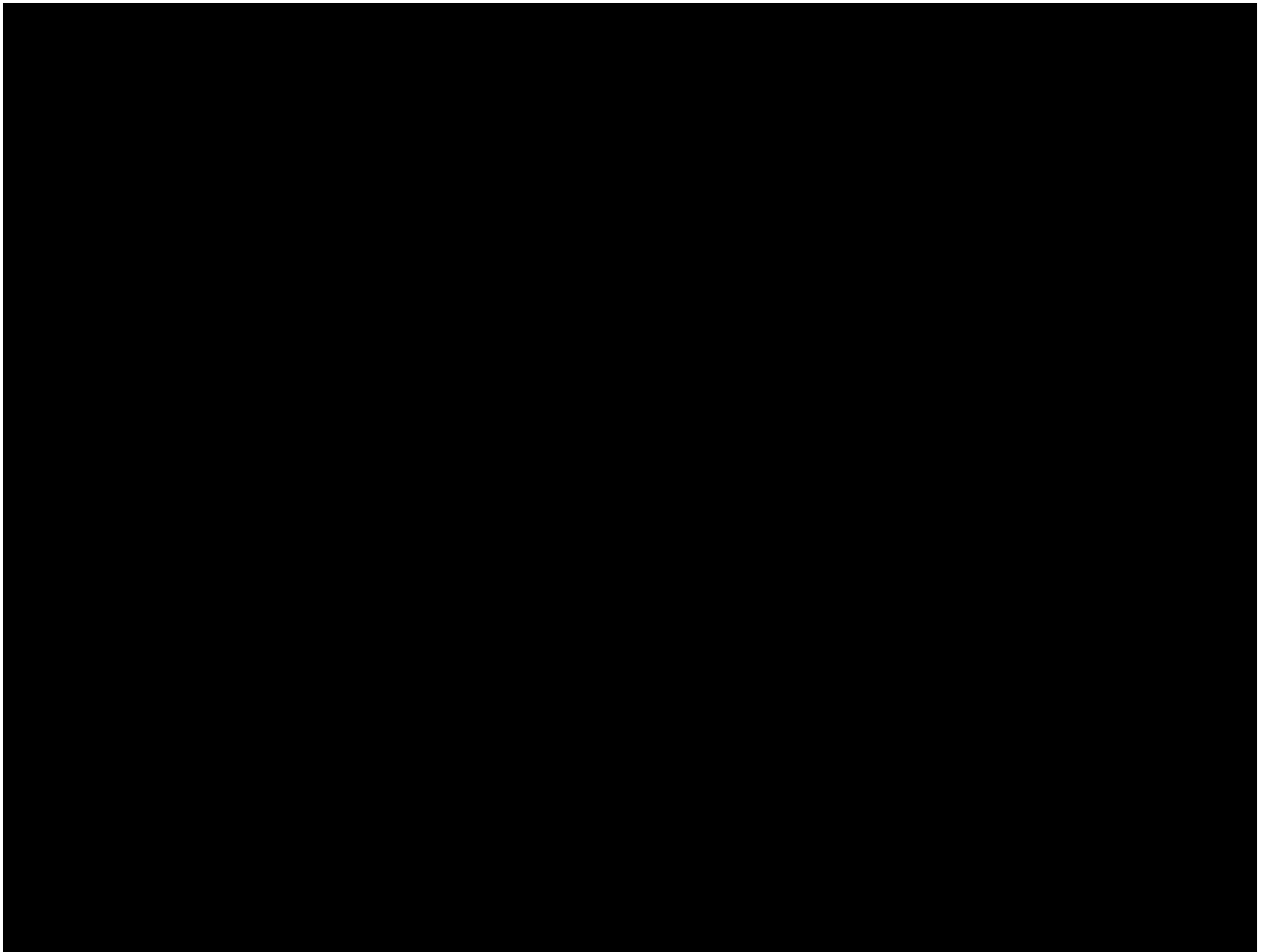
18 VICE CHAIR BROWN: To comply with Section
19 16.716 and 286.011(8)(c) Florida Statutes, there
20 will be a written record of this declaration of the
21 necessity of closure that will be filed with the
22 official records Custodian of the Commission.

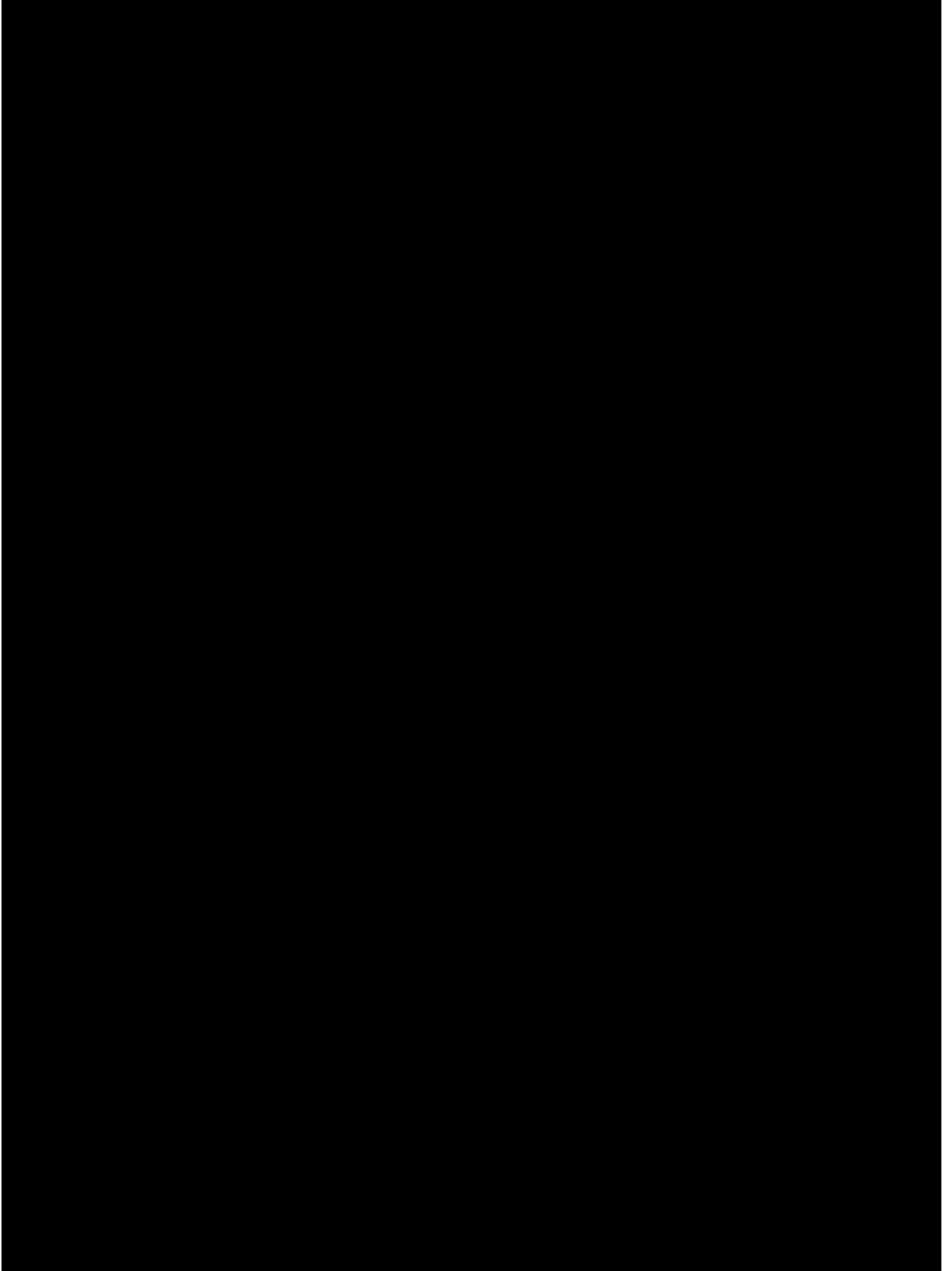
23 I will now -- I have asked already that the
24 Florida Channel discontinue the live for the next
25 30 minutes, because this is a closed meeting not

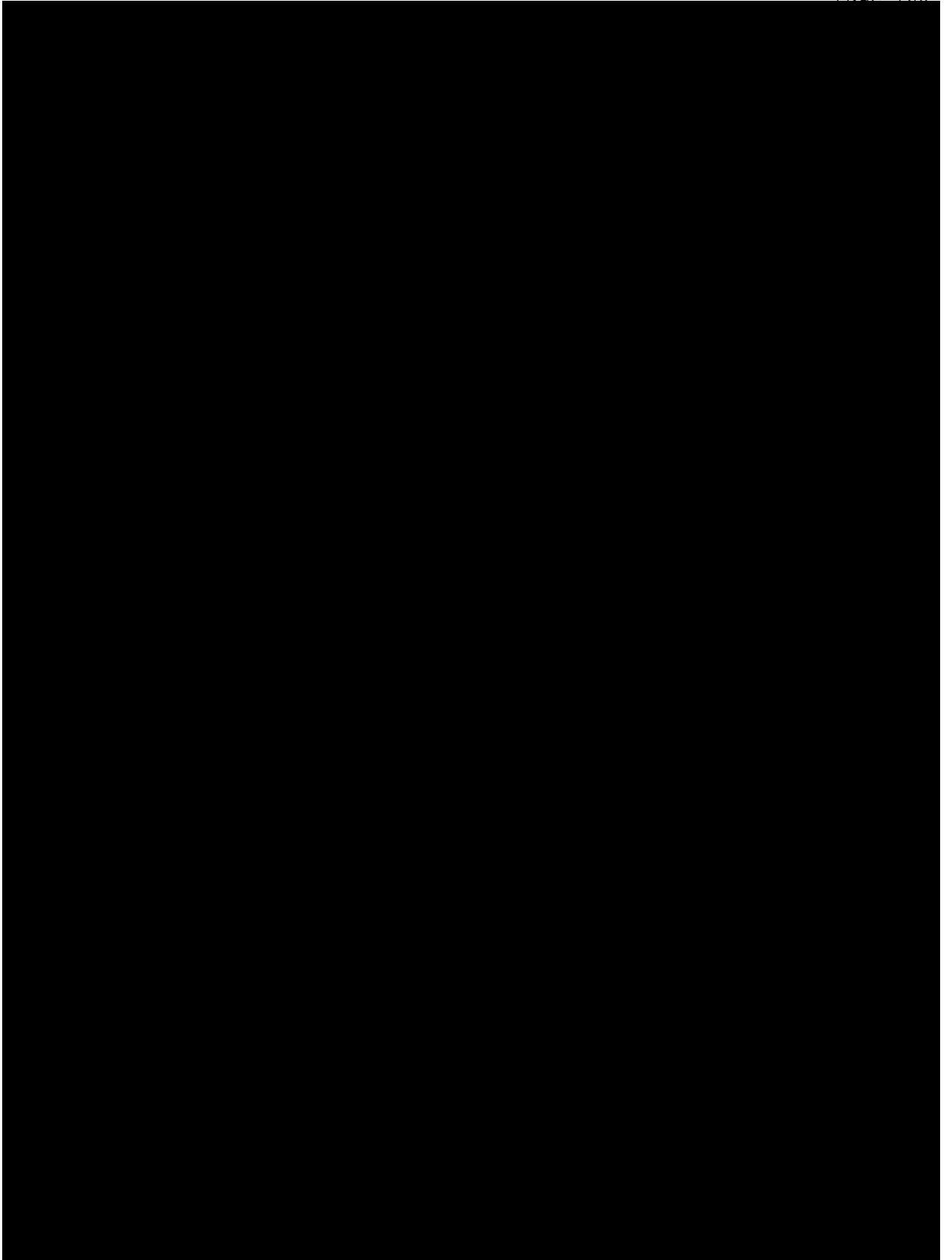
1 for benefit of the public and it is only with our
2 staff and the Commission.

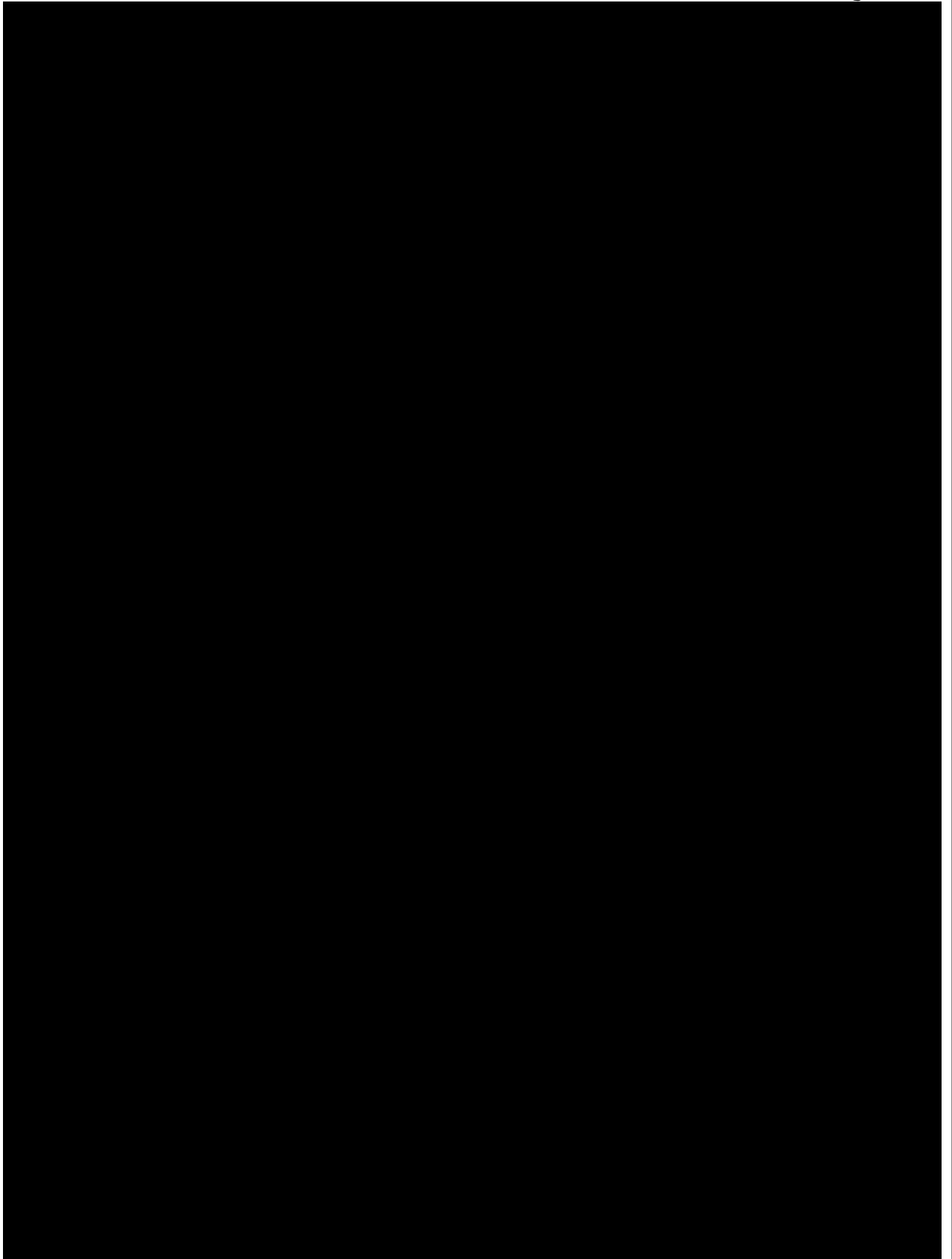
3 MR. MARSHMAN: I would also like to note for
4 the record that those in attendance match the list
5 of people that were going to be attending this
6 meeting that was made publicly available on our
7 website. So we can list those individuals, but
8 it's also for the record. I don't see anyone here
9 that was not otherwise listed in the public notice.

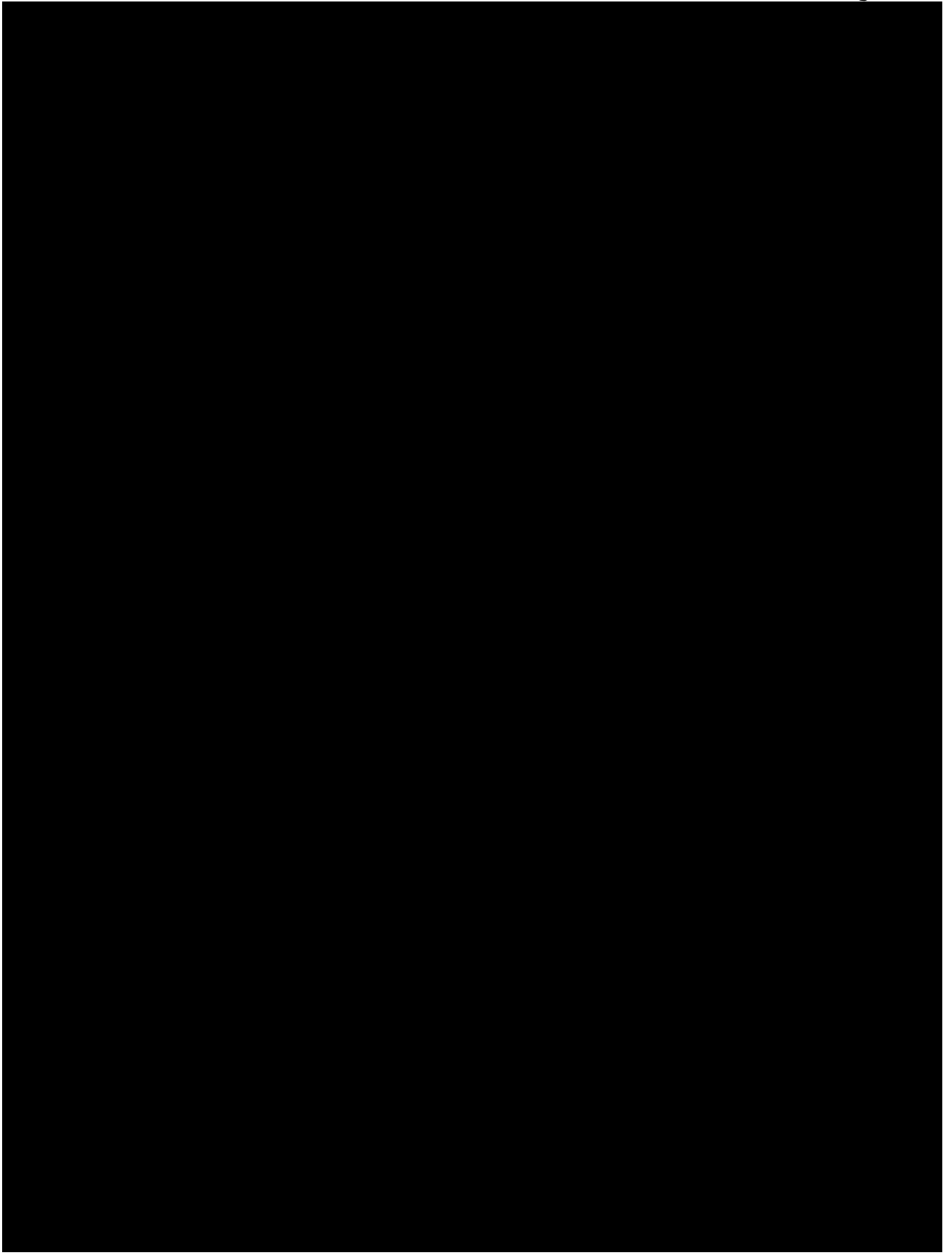
10 VICE CHAIR BROWN: Thank you, Mr. Marshman and
11 Ms. Trombetta. Shall we proceed?

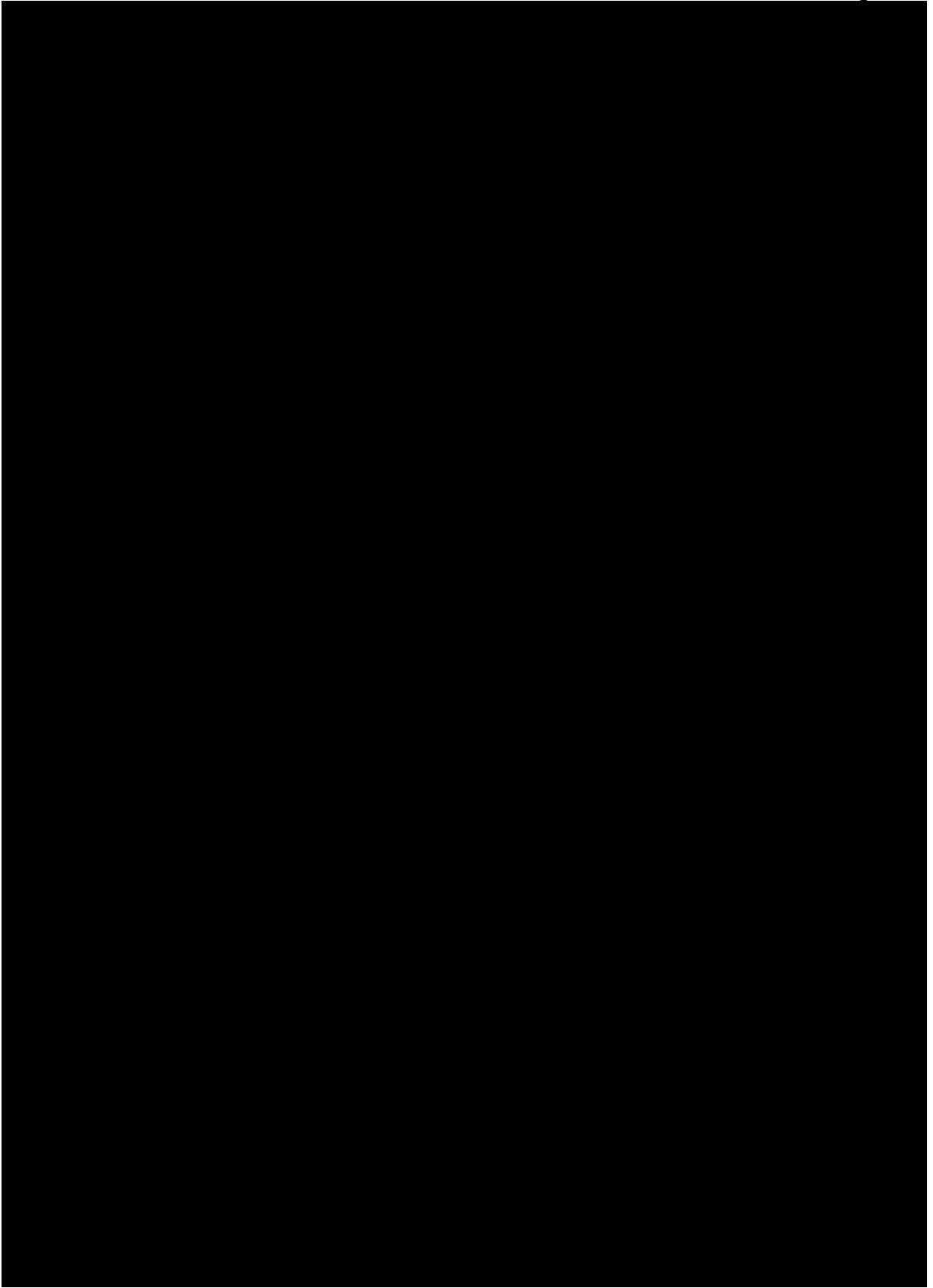


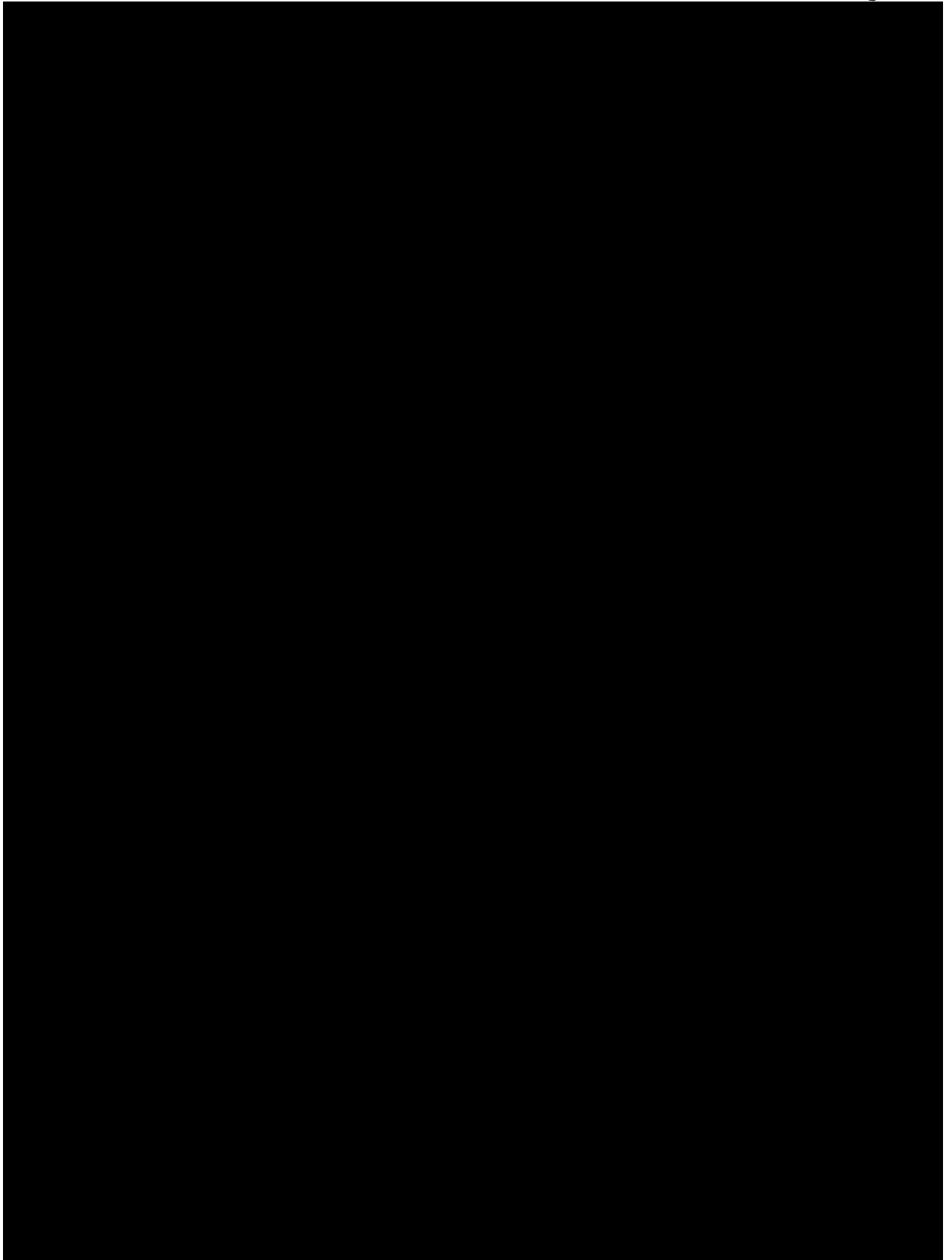


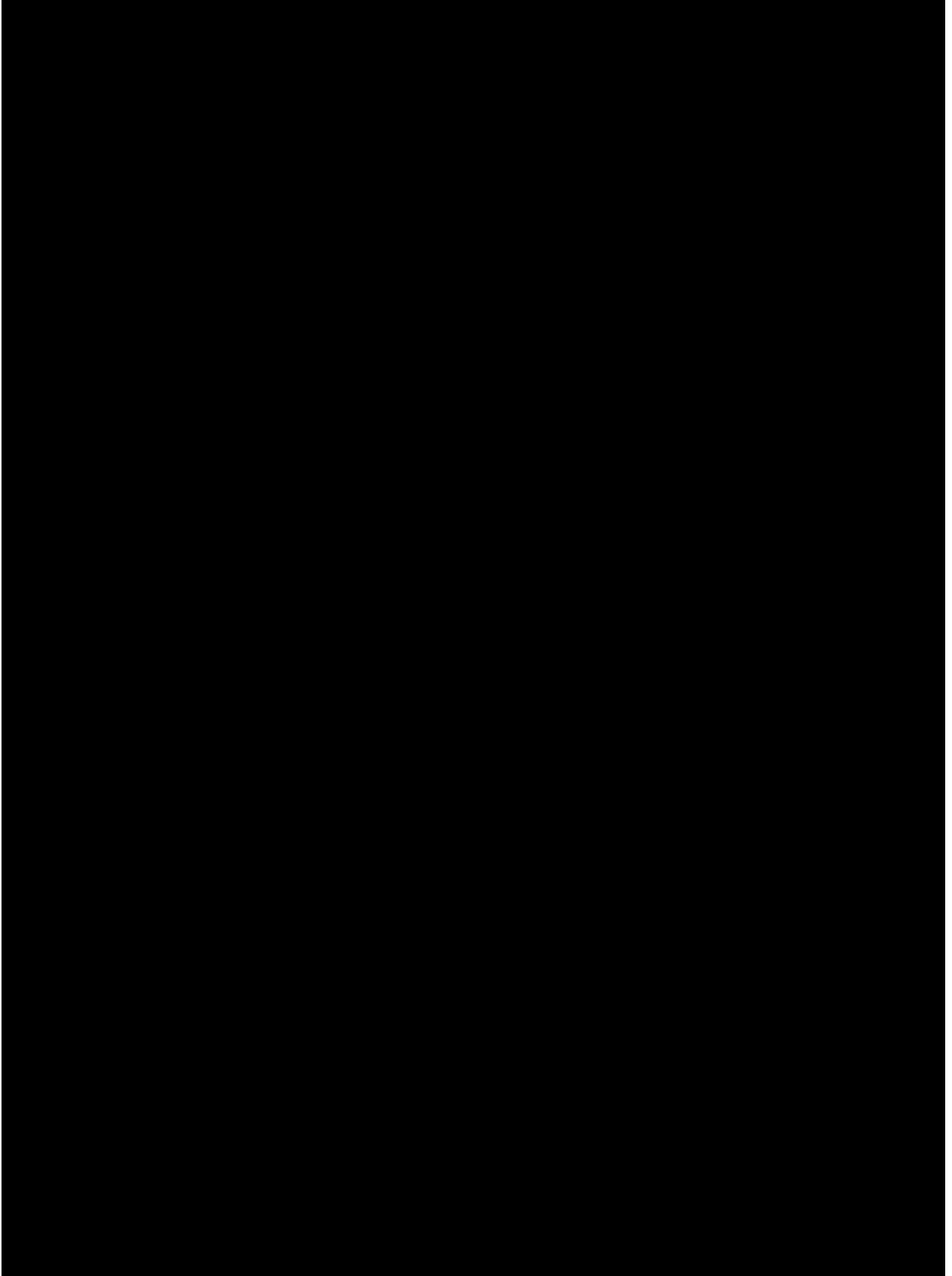


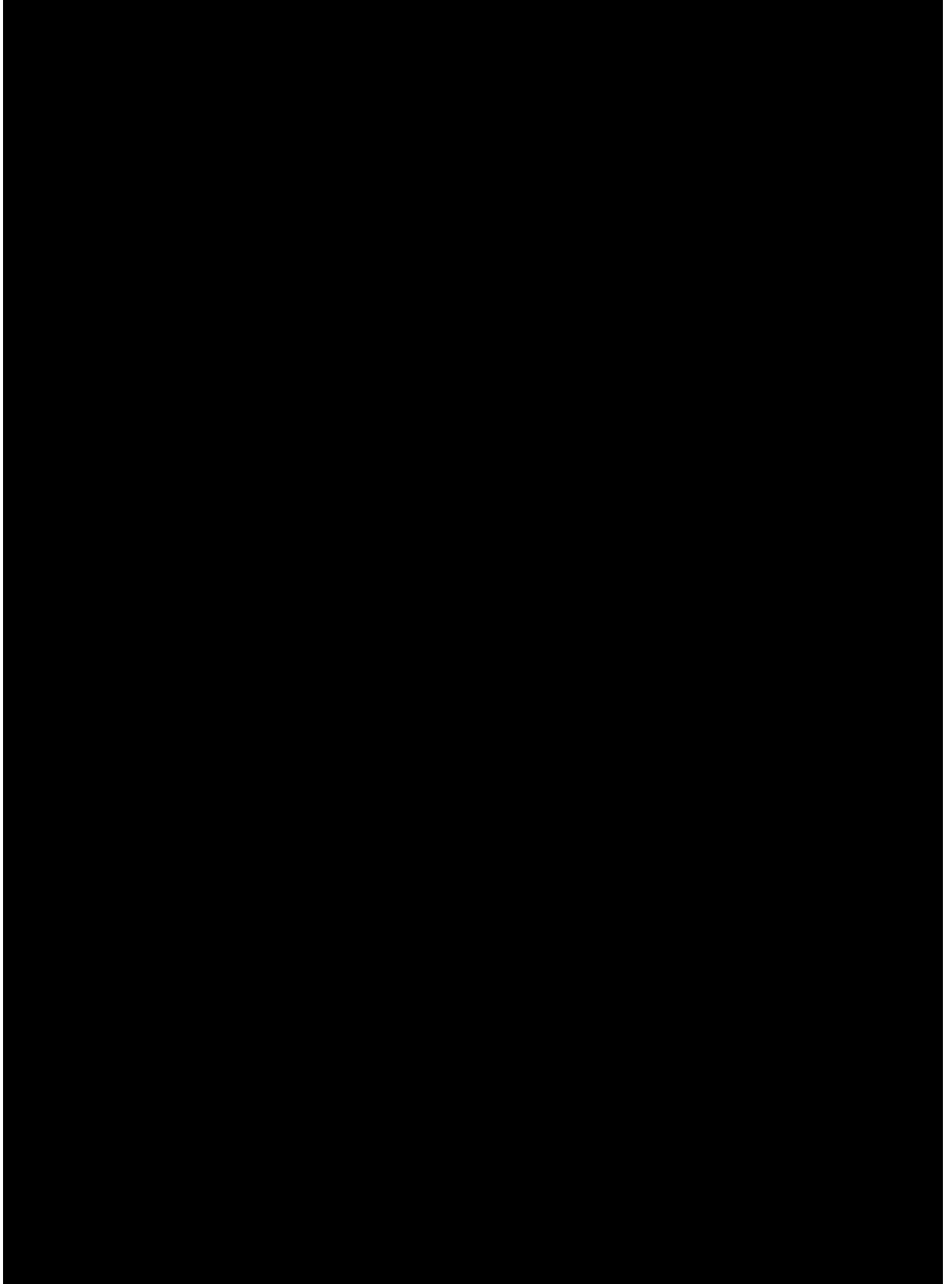


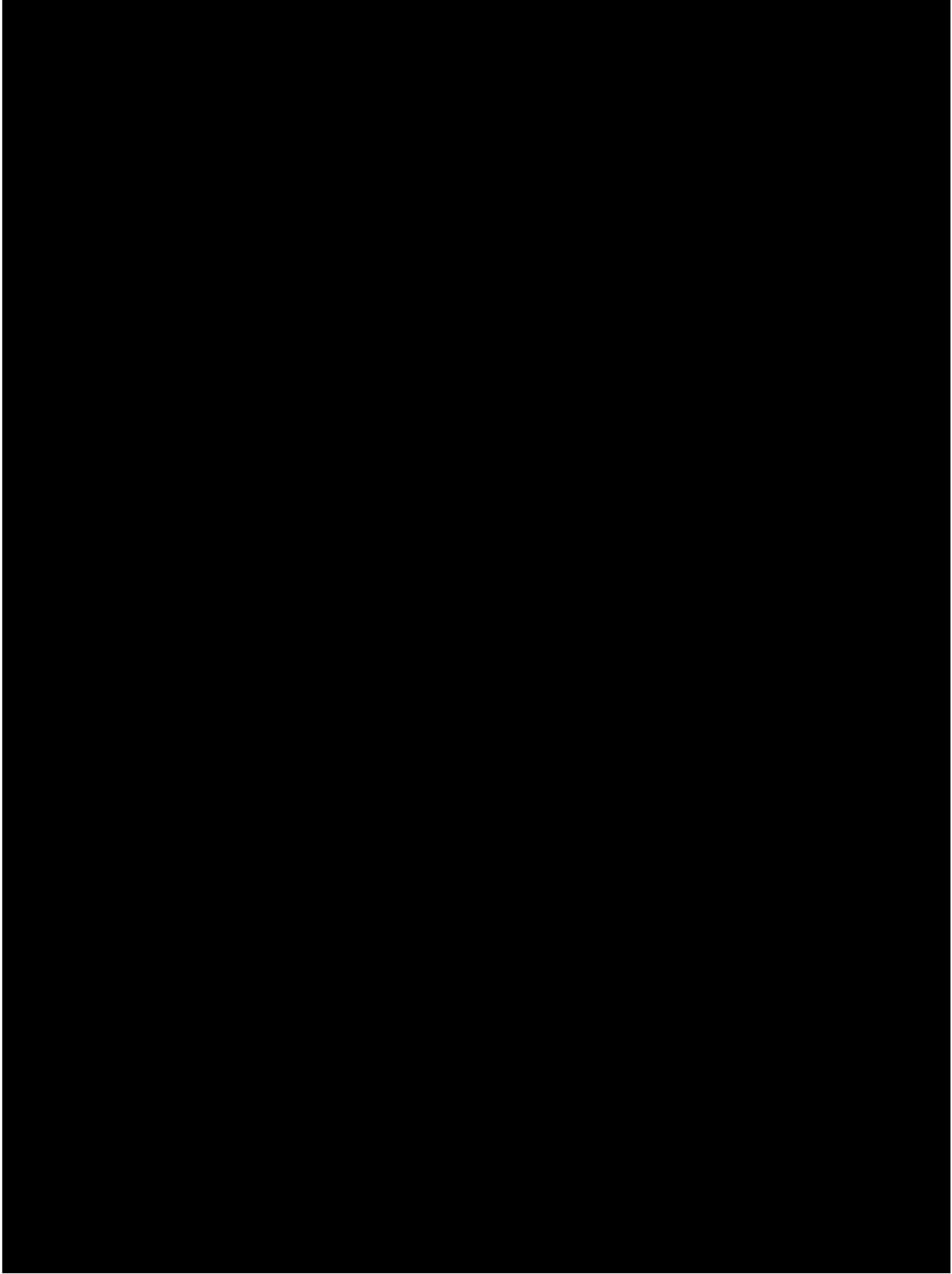


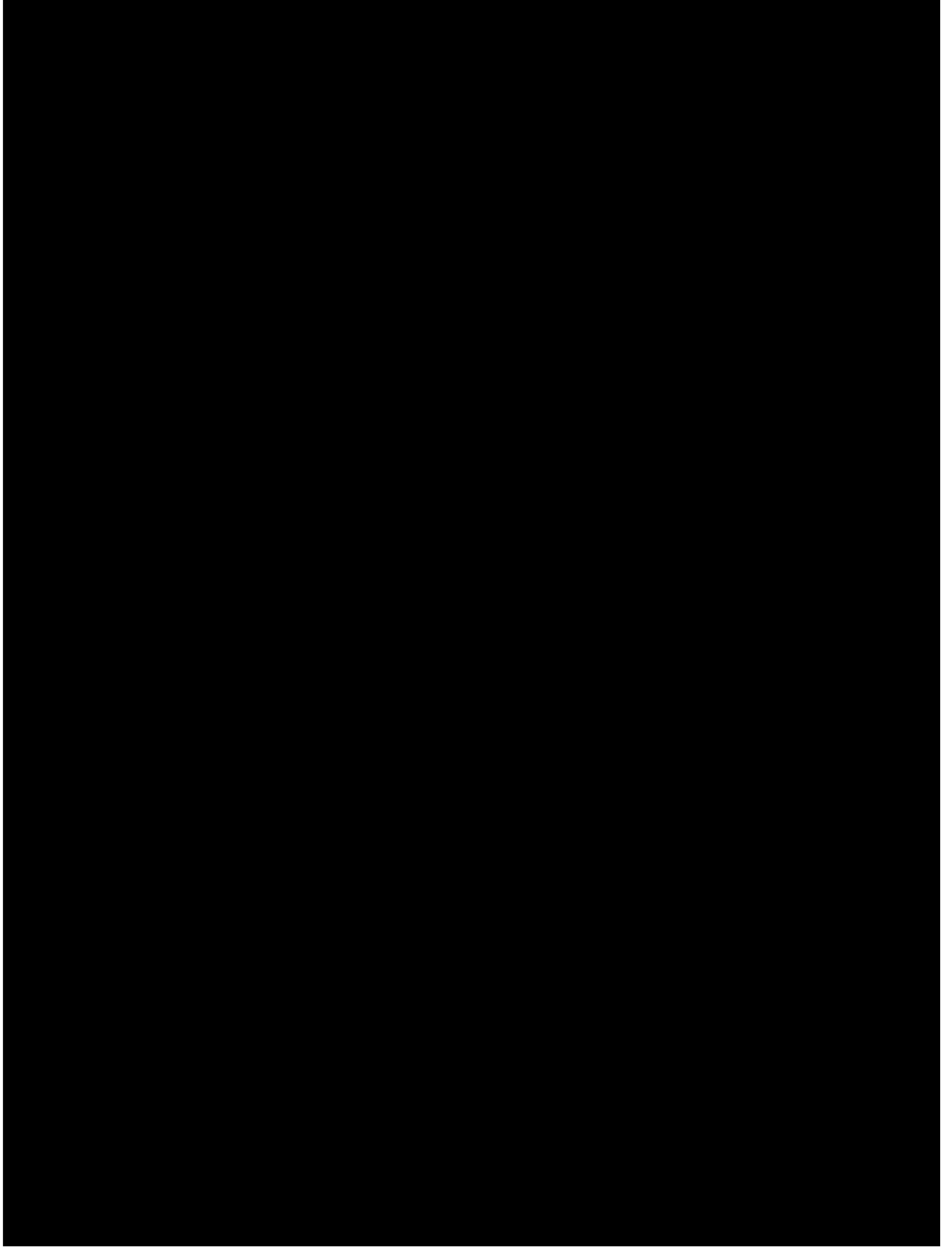


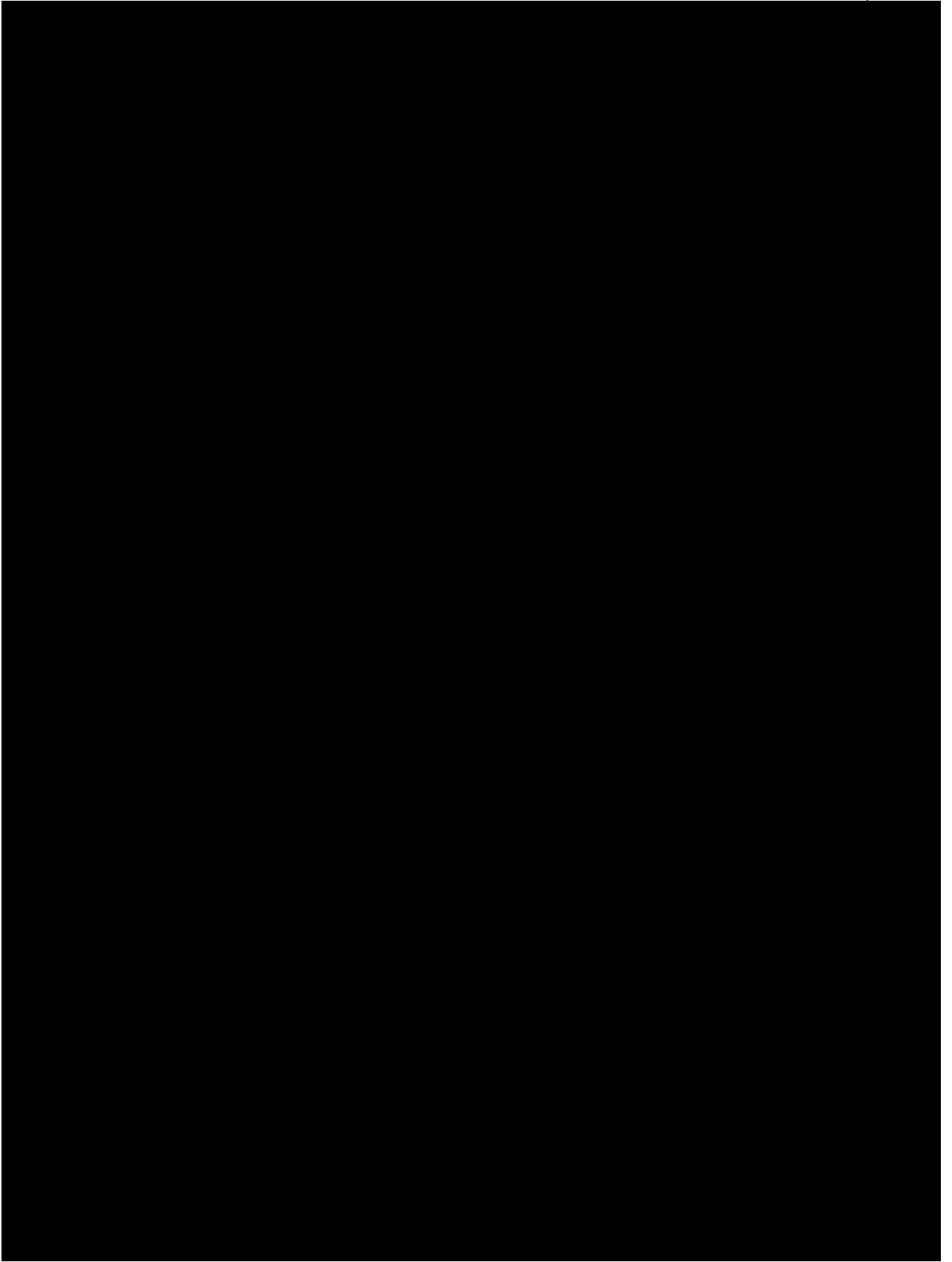


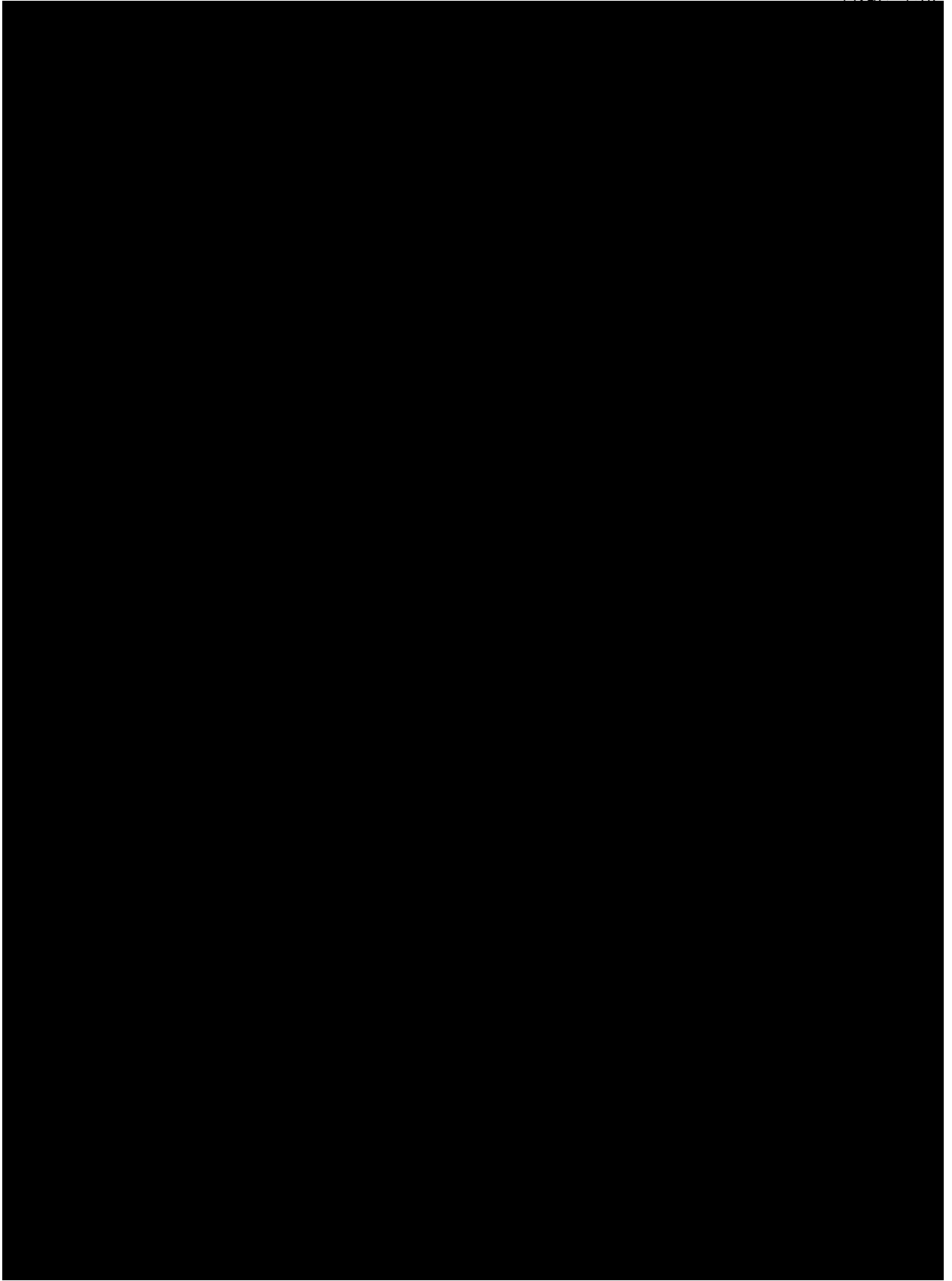


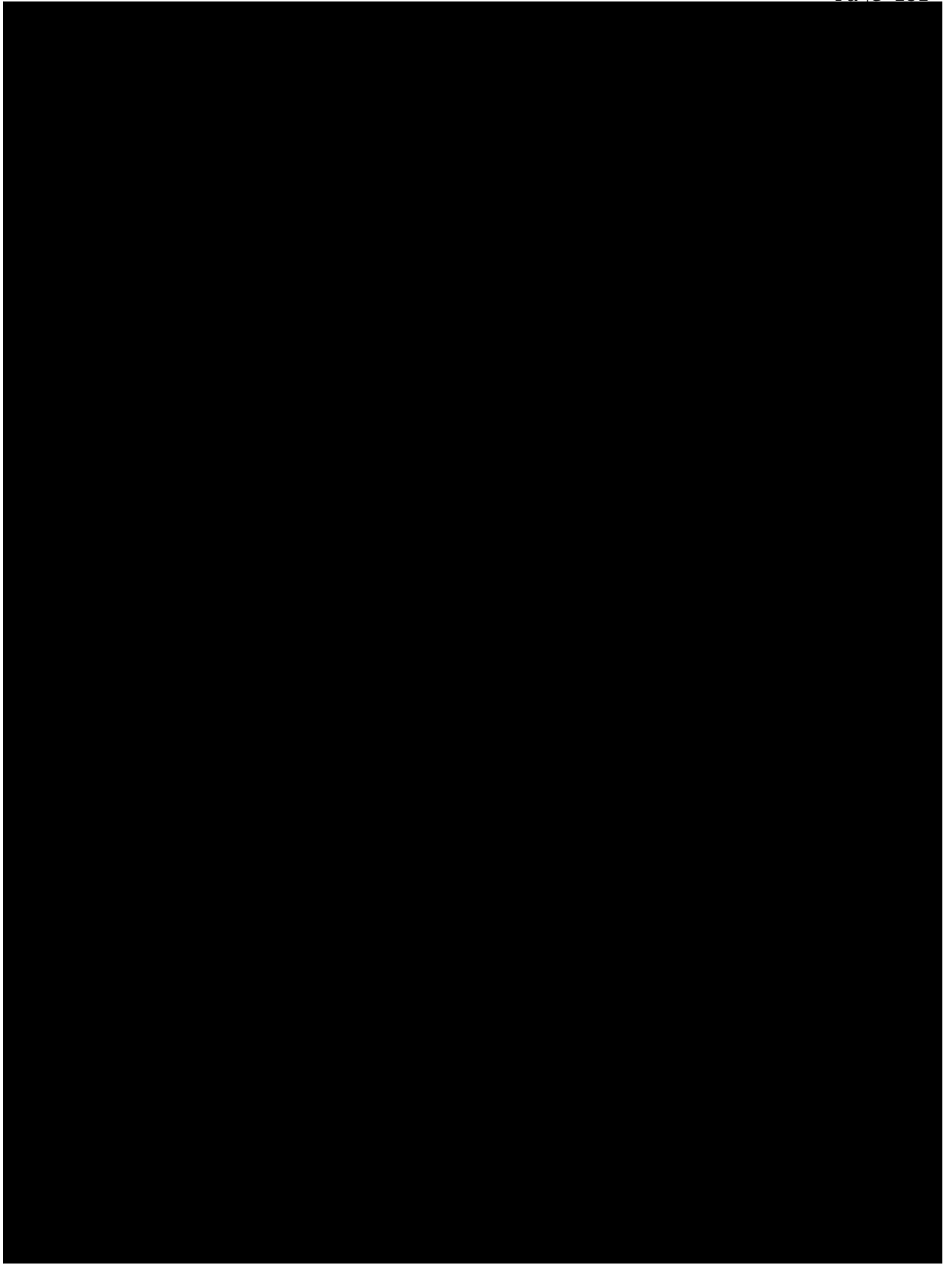


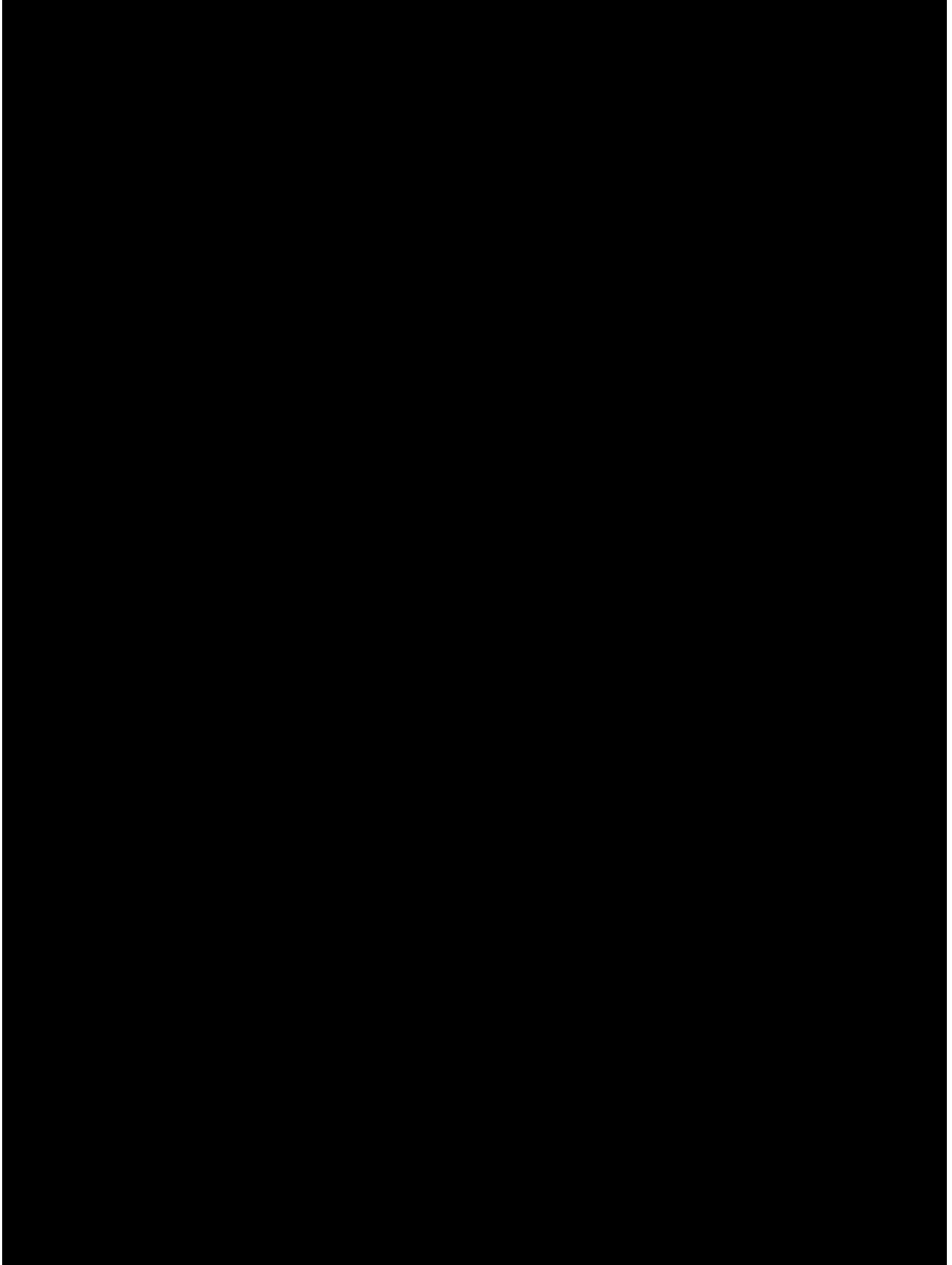


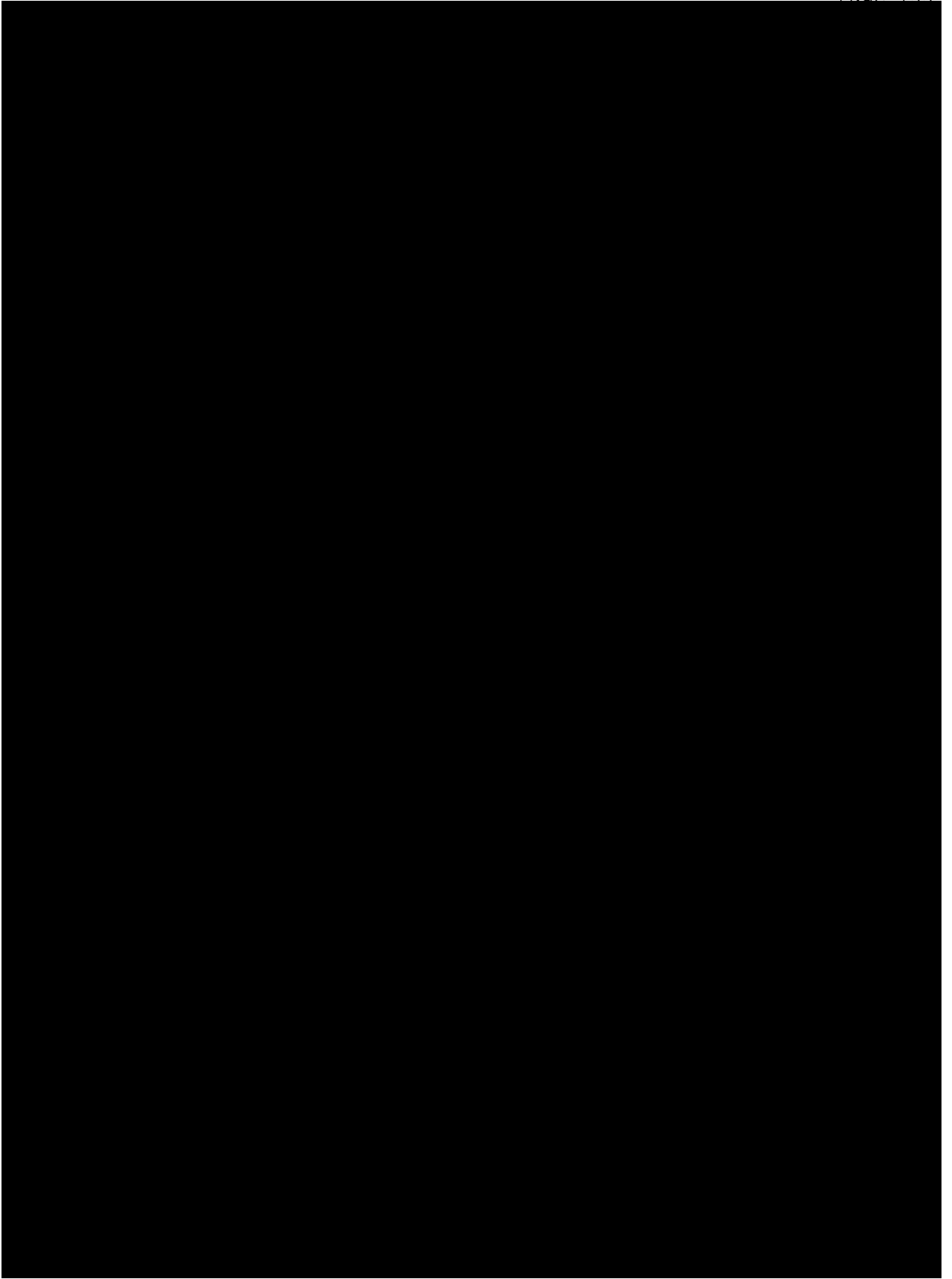


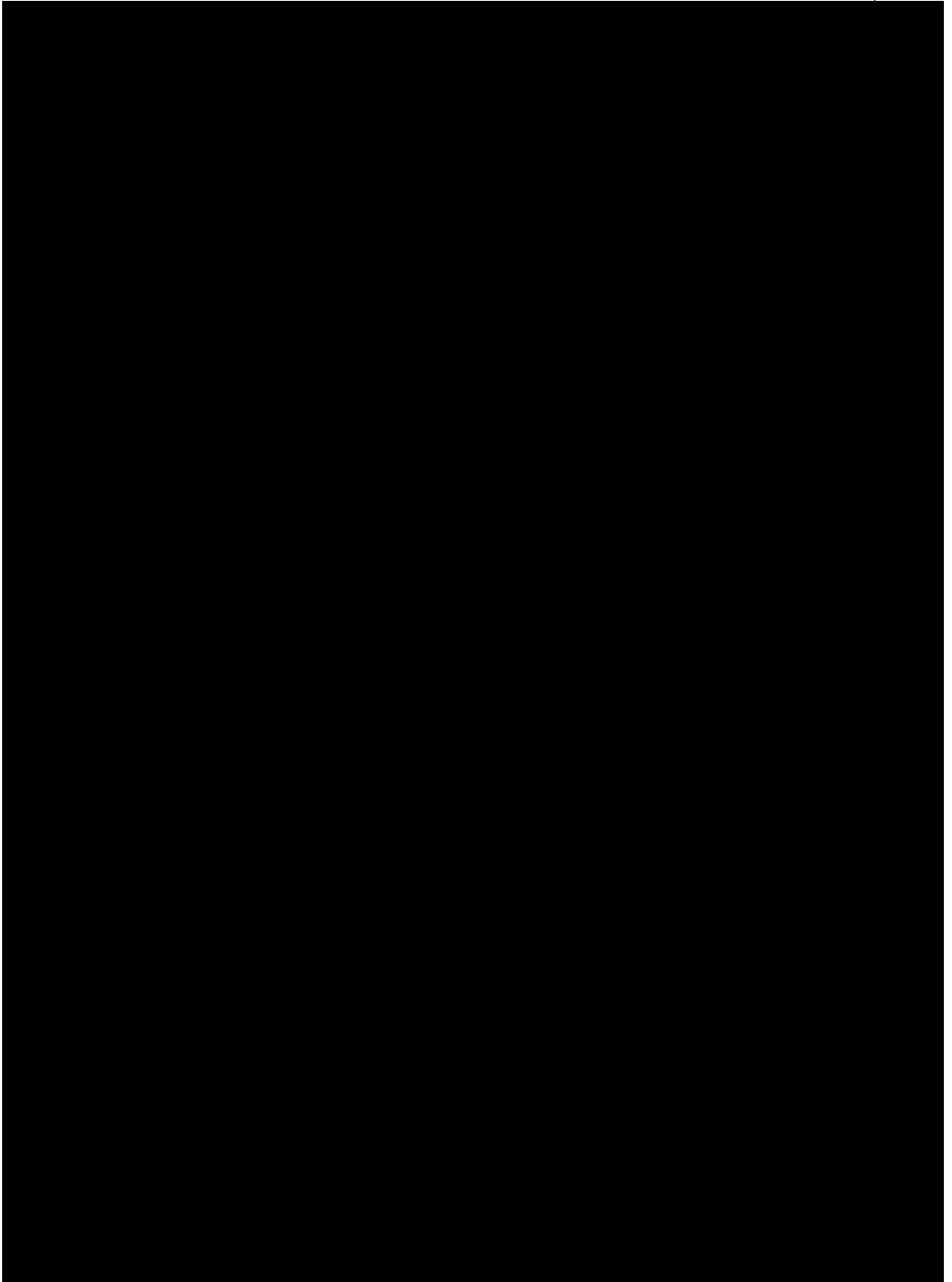


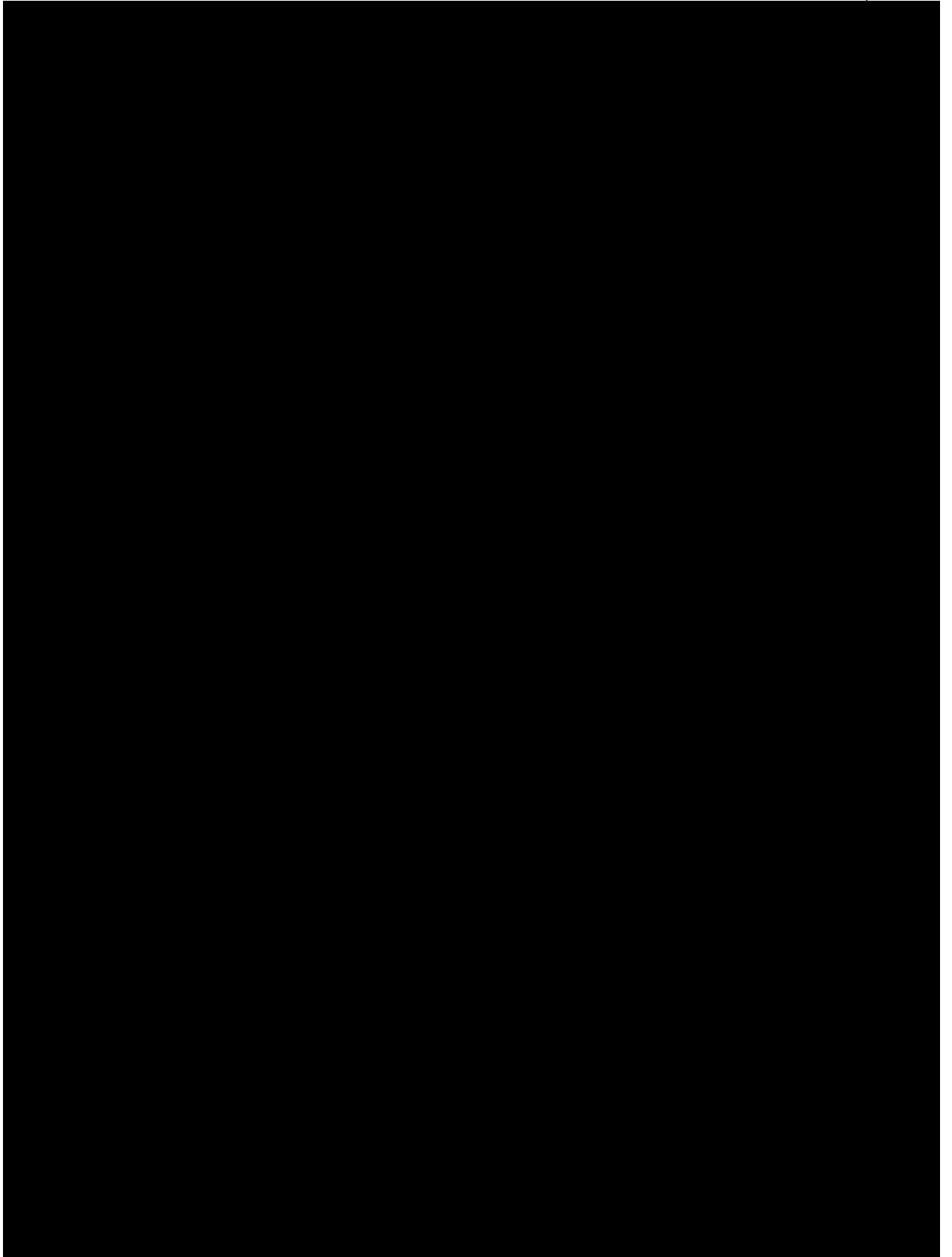


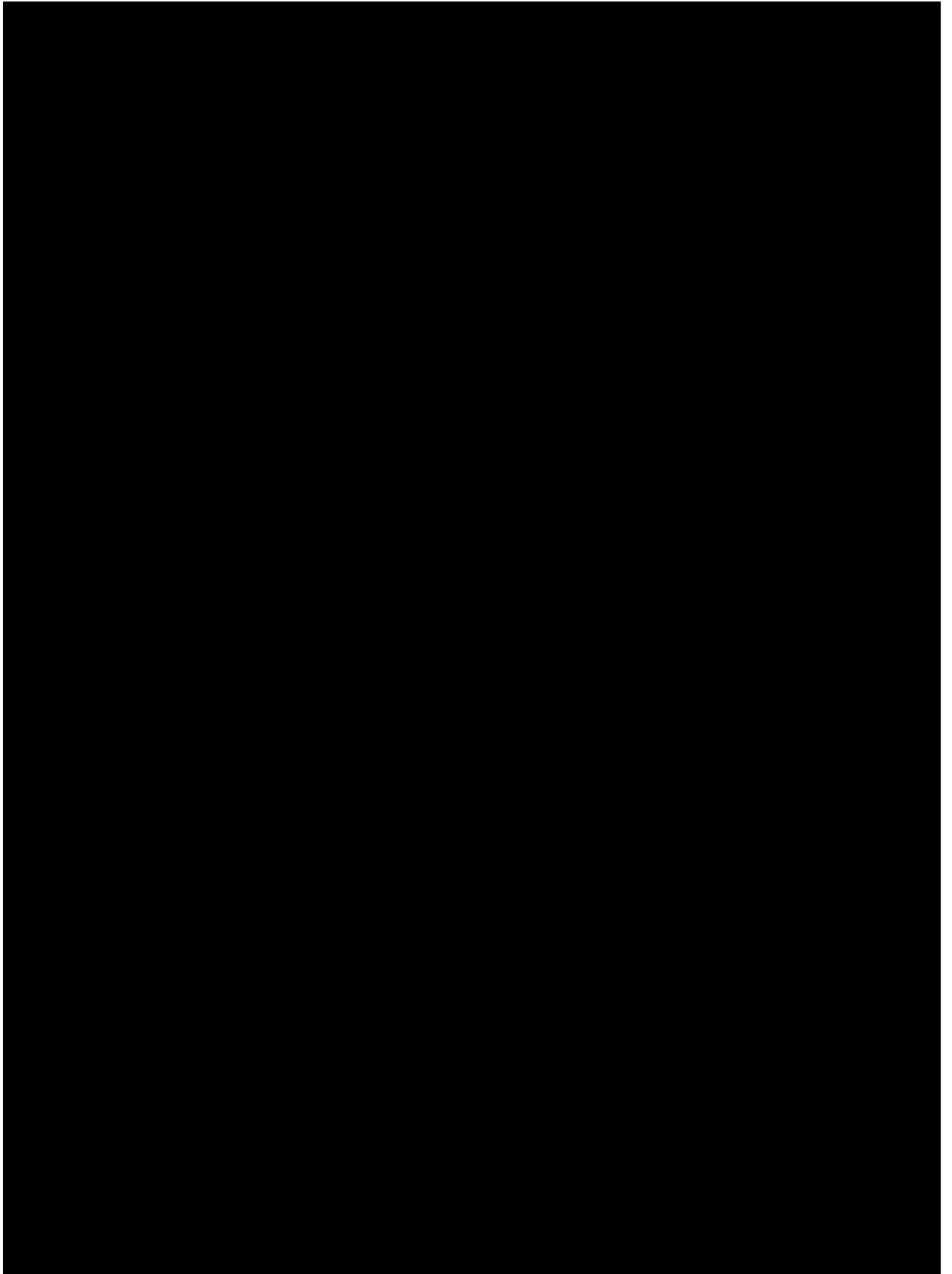


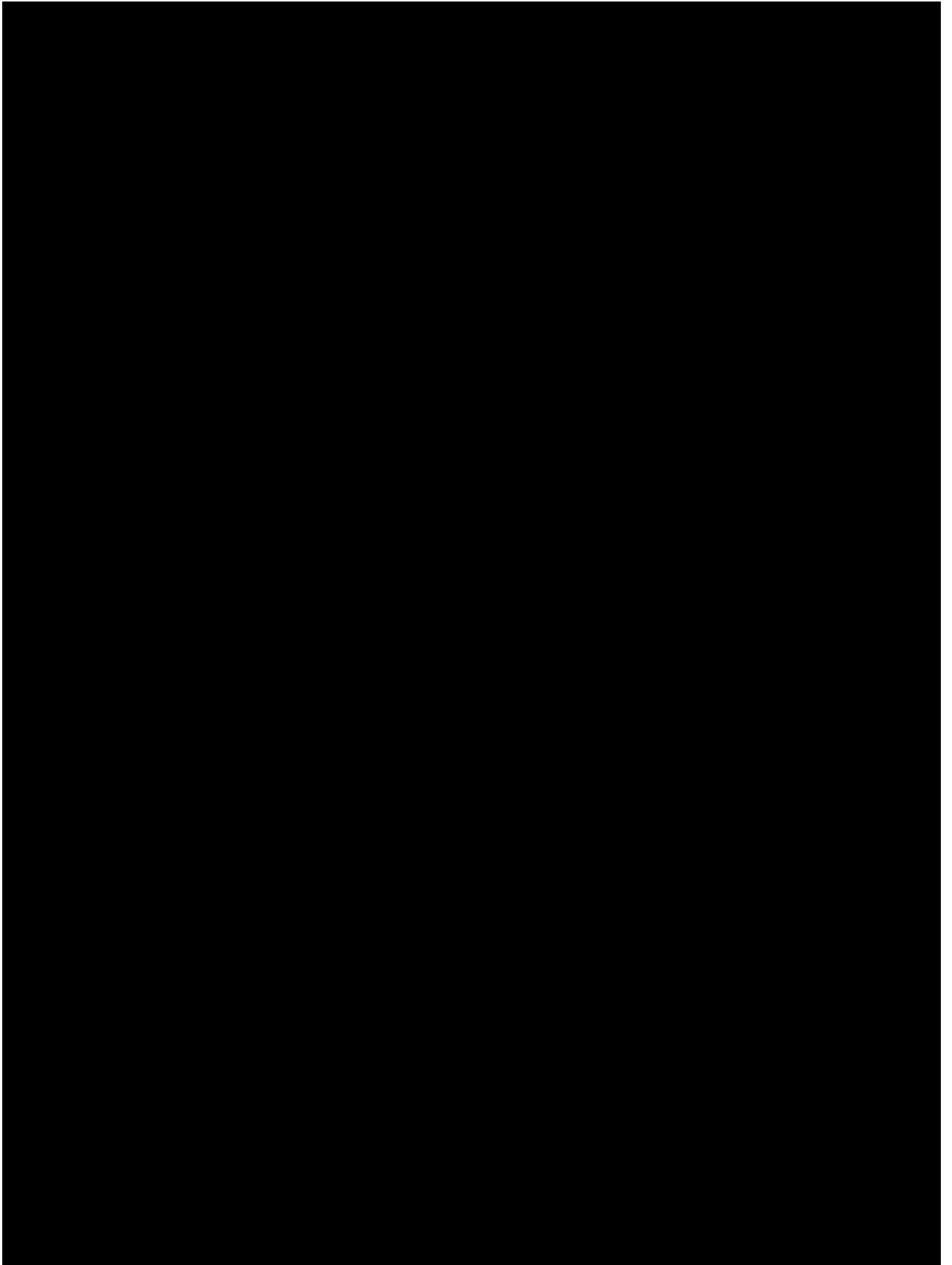


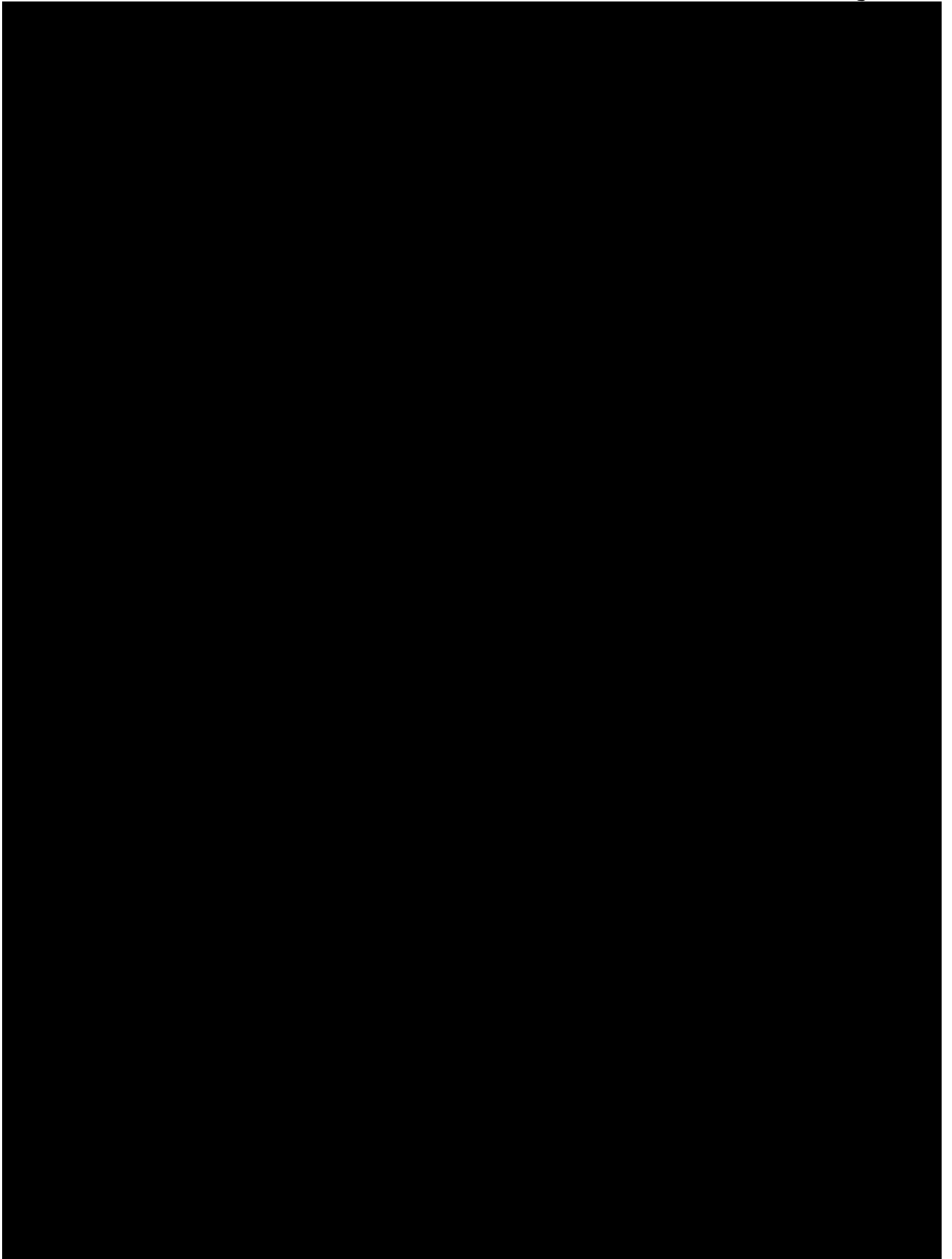


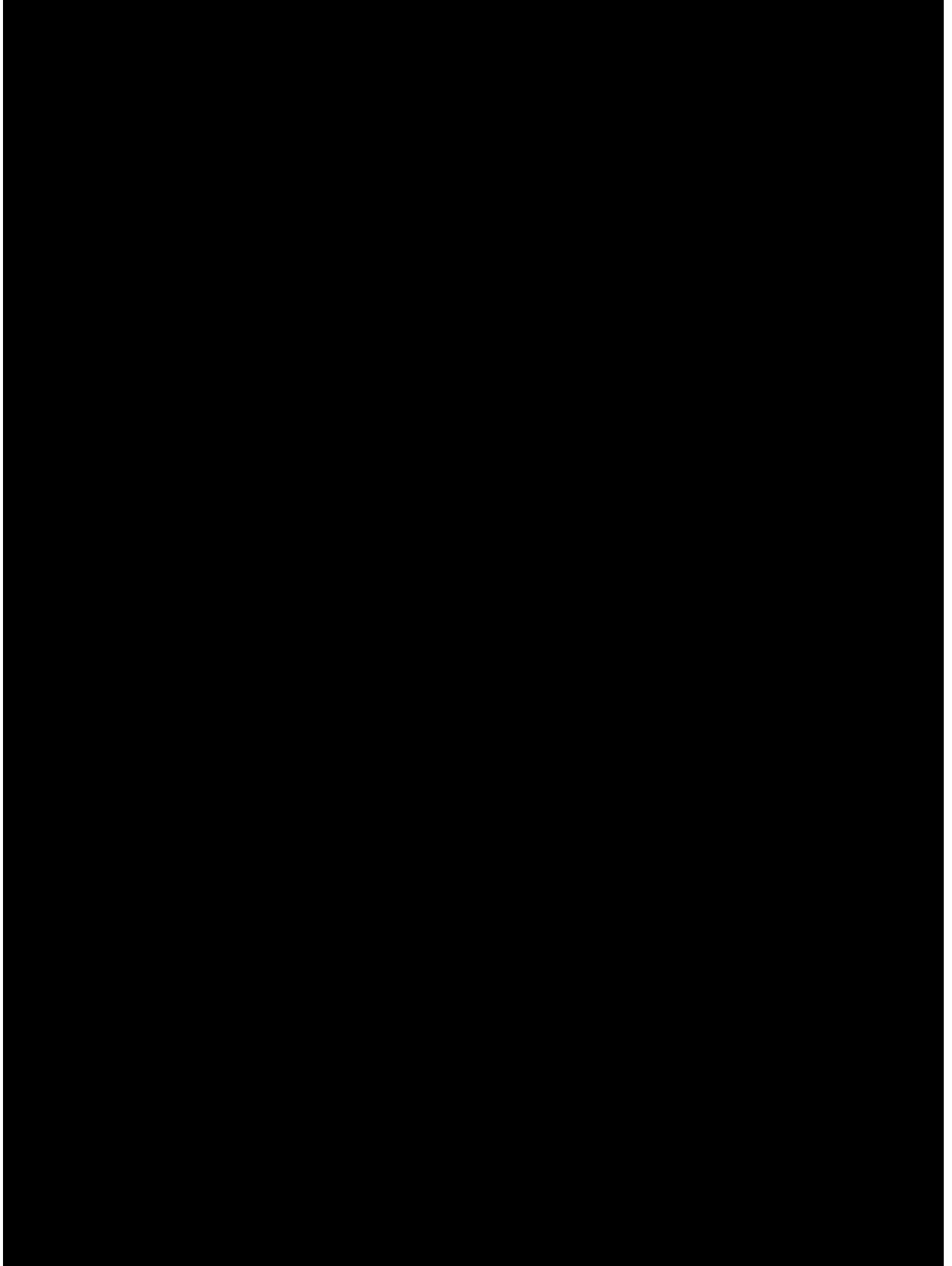


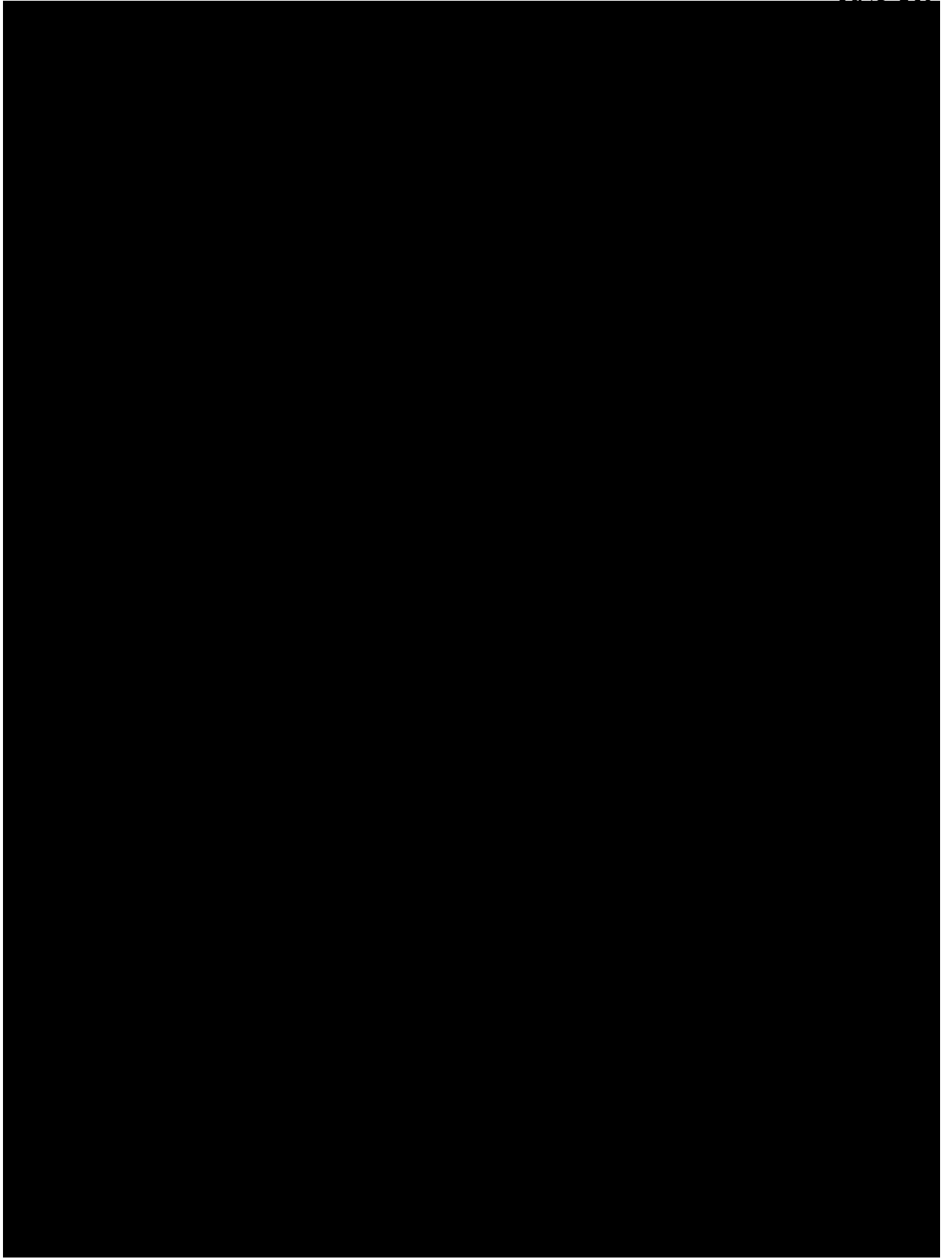


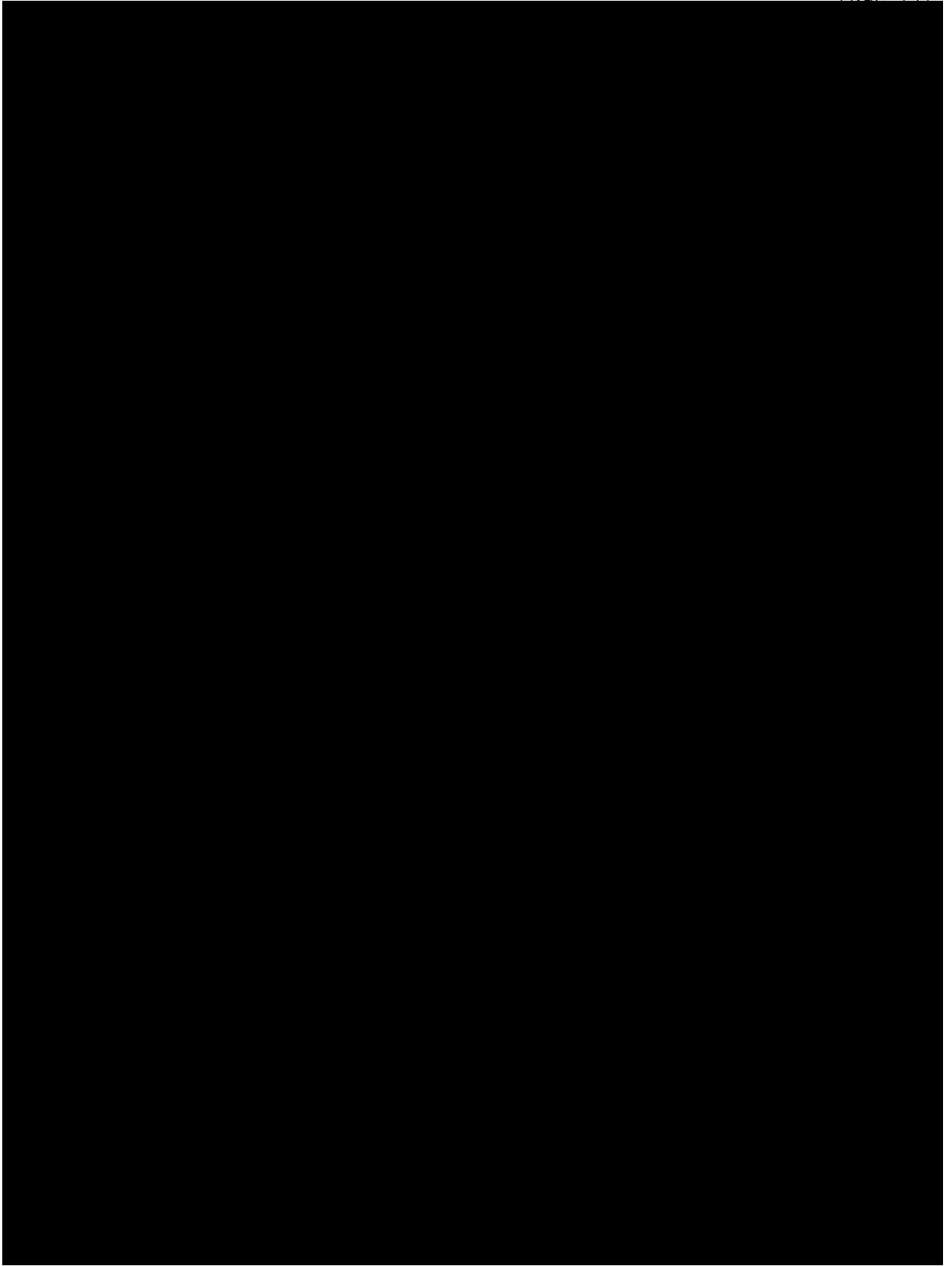


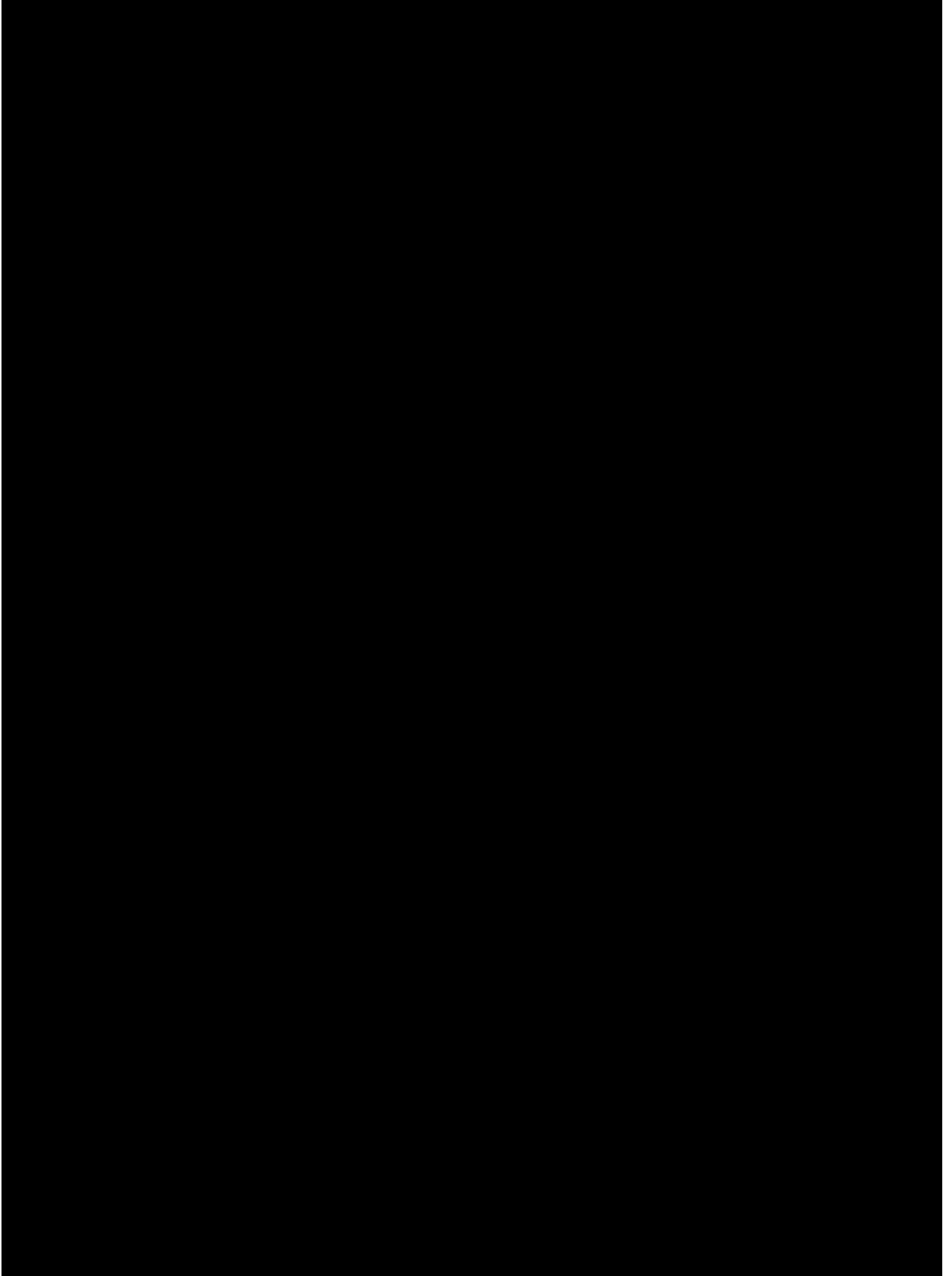


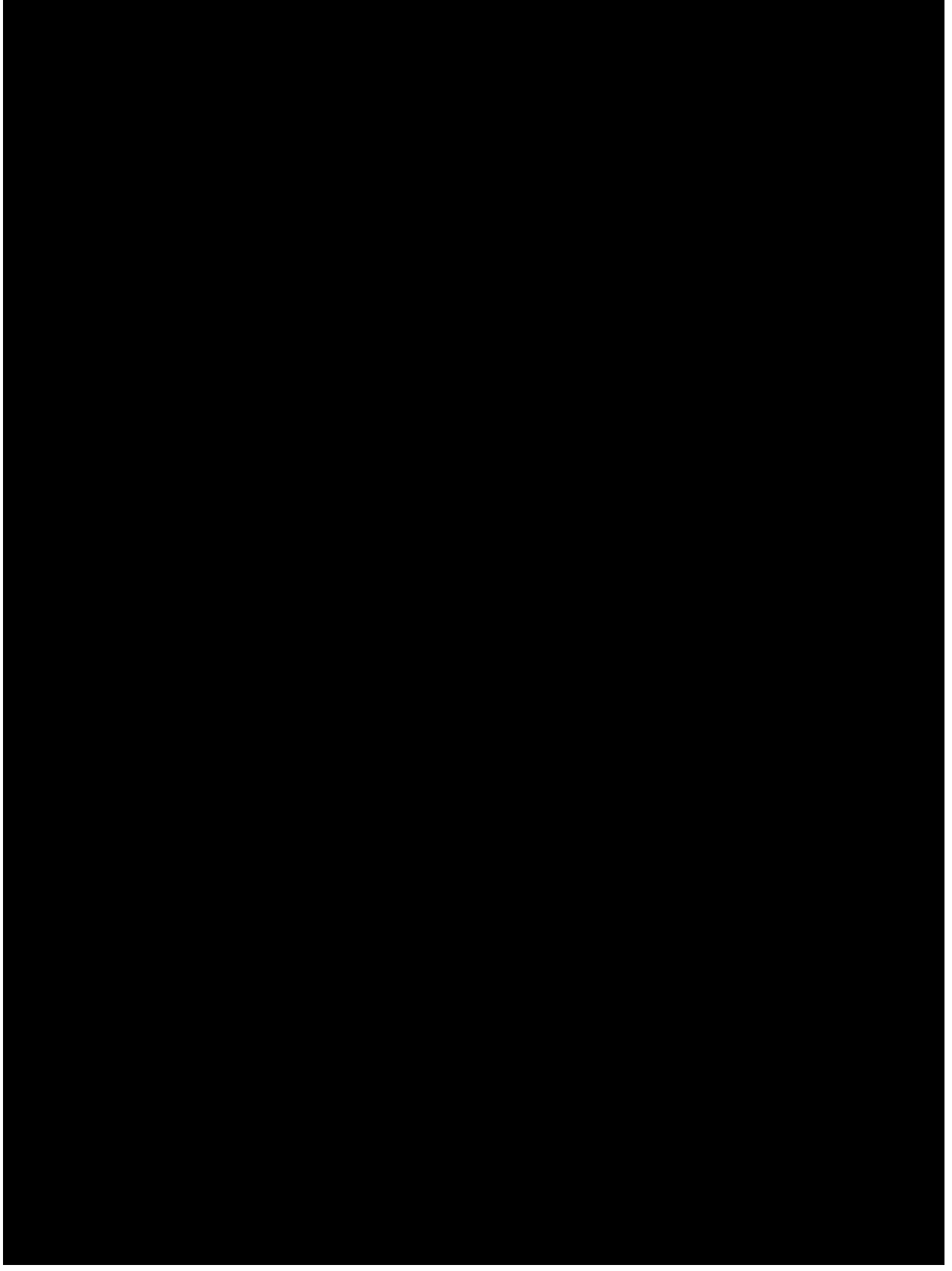


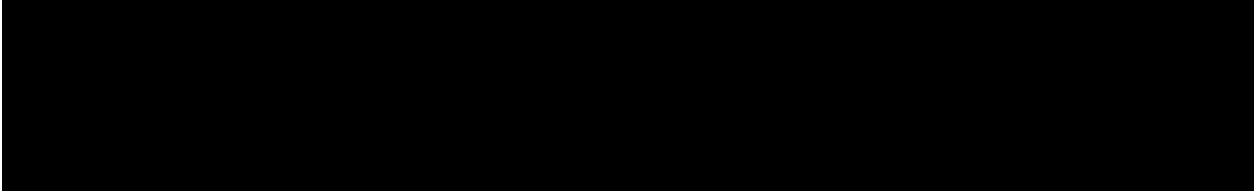












4 VICE CHAIR BROWN: So we're recessing for five
5 seconds.

6 MR. MARSHMAN: To state publicly on the
7 record.

8 Just think about it as you're in a transcript.
9 We can read your text in the big black box and then
10 suddenly the lights are going to be flipped back
11 on, you're going to say, hey, my estimate
12 originally was incorrect, so now I'm going to need
13 this additional time. We're now going back into
14 the shade, so to speak, and then the record goes
15 black again.

16 VICE CHAIR BROWN: We are going to recess this
17 attorney/client meeting for the purposes of
18 restating that we underestimated a 30-minute window
19 that was allocated.

20 MR. MARSHMAN: Again, I would now suggest that
21 you state the new estimate on how long you think
22 the remainder of the session will last.

23 VICE CHAIR BROWN: So now I'm going to restate
24 the new amount of the estimated session with the
25 new -- the extended of the new session of the

1 attorney/client.

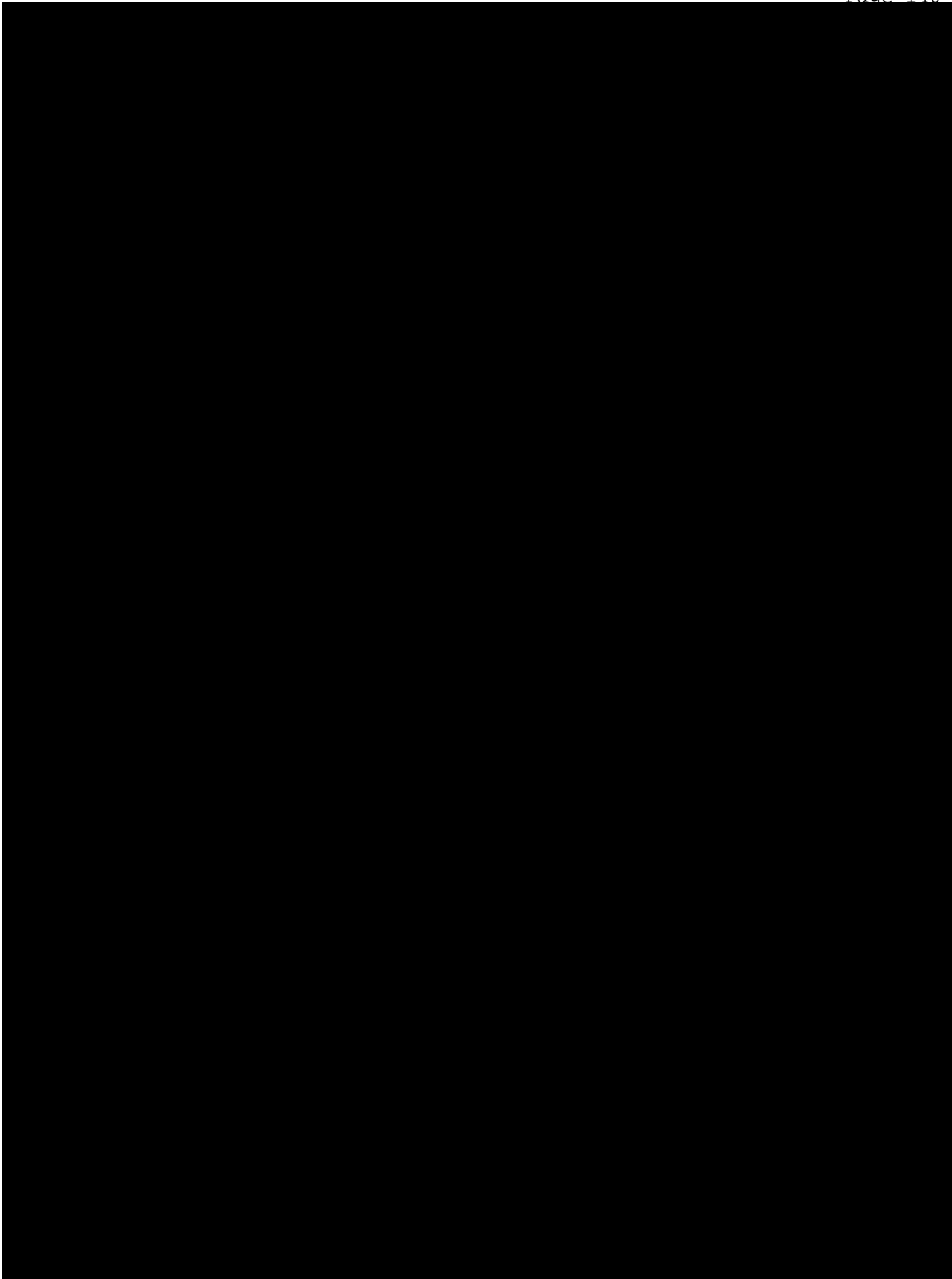
2 MR. MARSHMAN: The continuation.

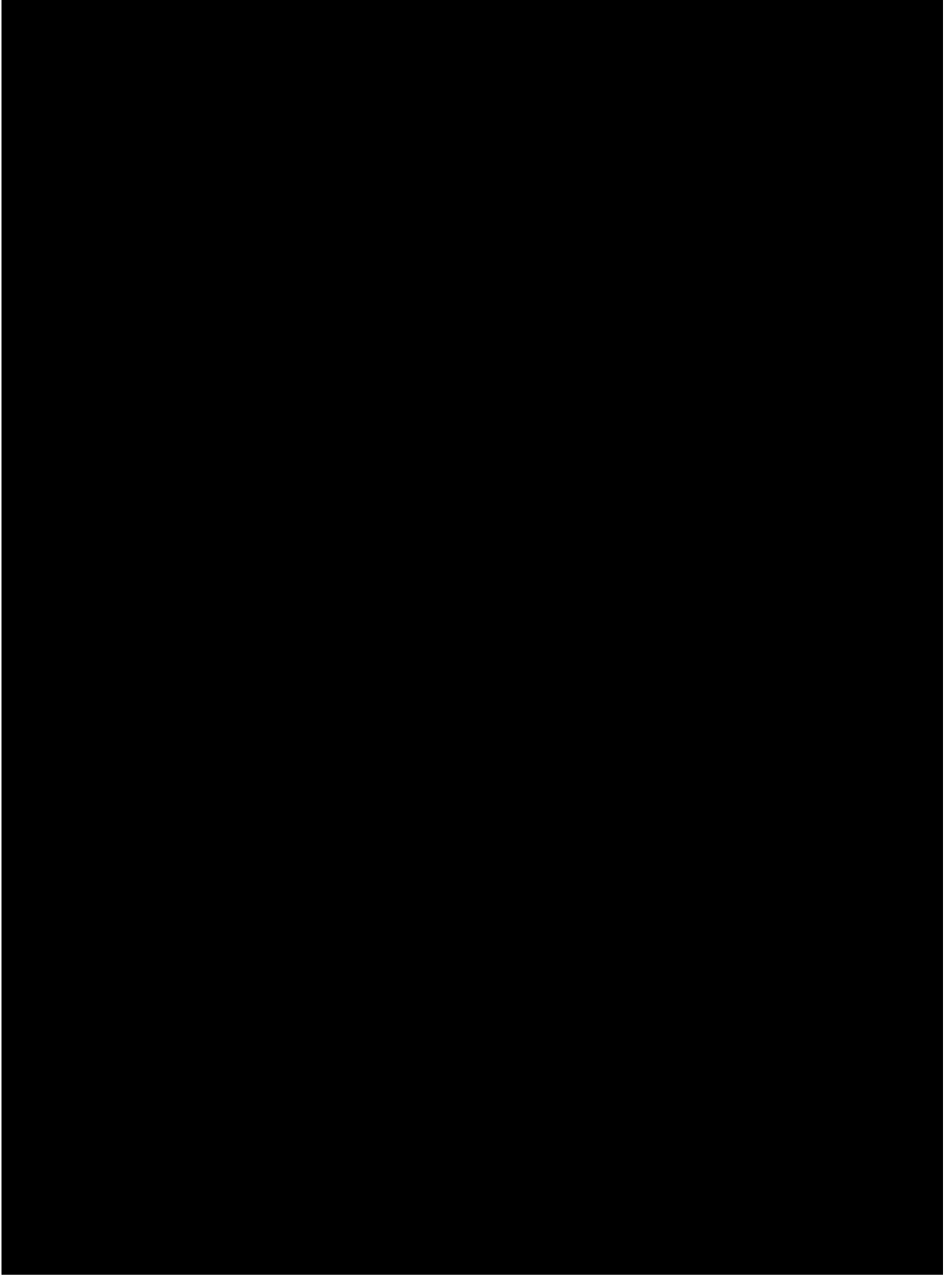
3 VICE CHAIR BROWN: That would be another 45
4 minutes, no less than 45 minutes -- no more than --
5 I haven't eaten, I'm sorry. No more than 45
6 minutes. I'm on. So now we are going to reconvene
7 the attorney/client meeting --

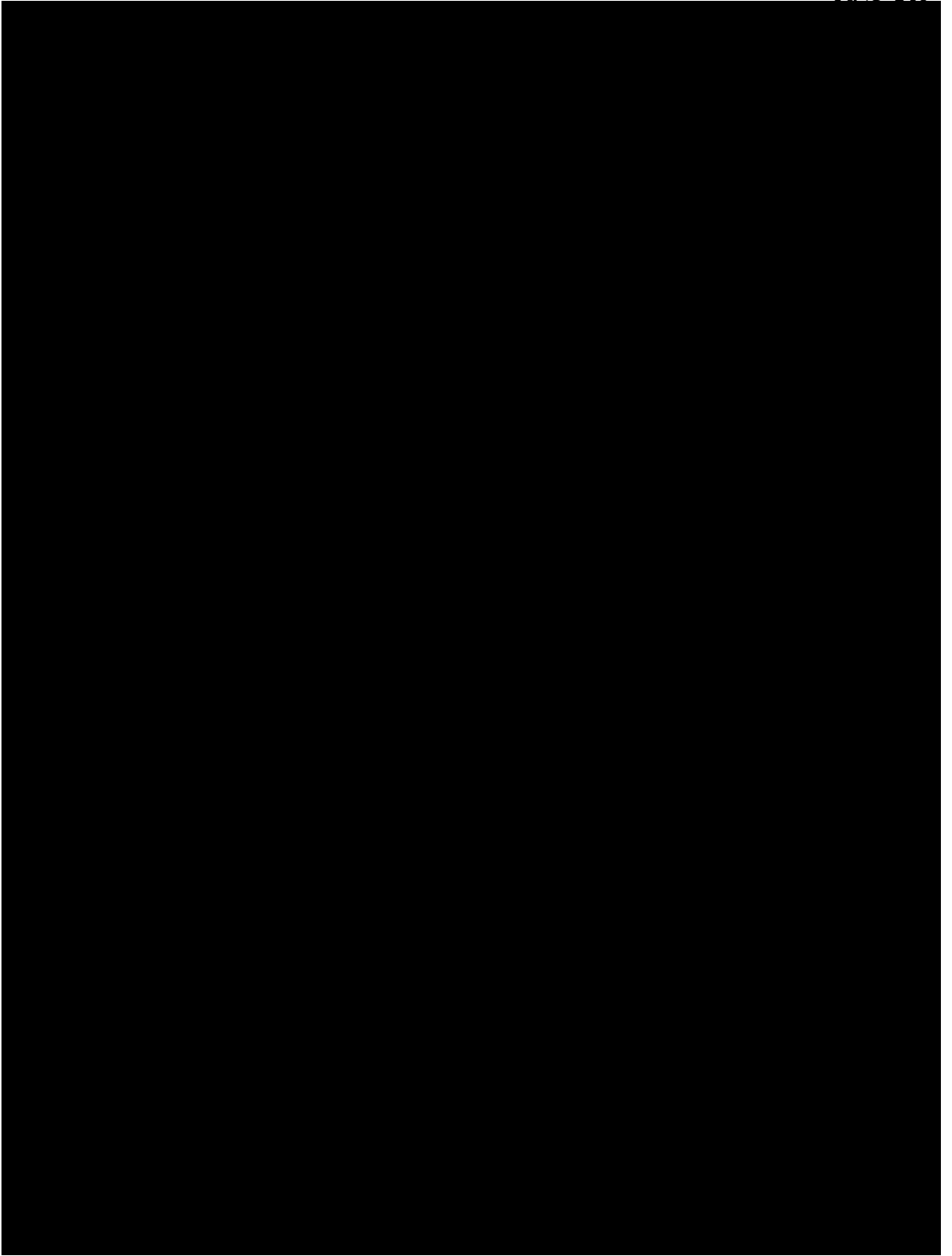
8 MR. MARSHMAN: But I would like to note out of
9 an abundance of caution who the participants are in
10 this continued closed door meeting for the
11 attorney/client session.

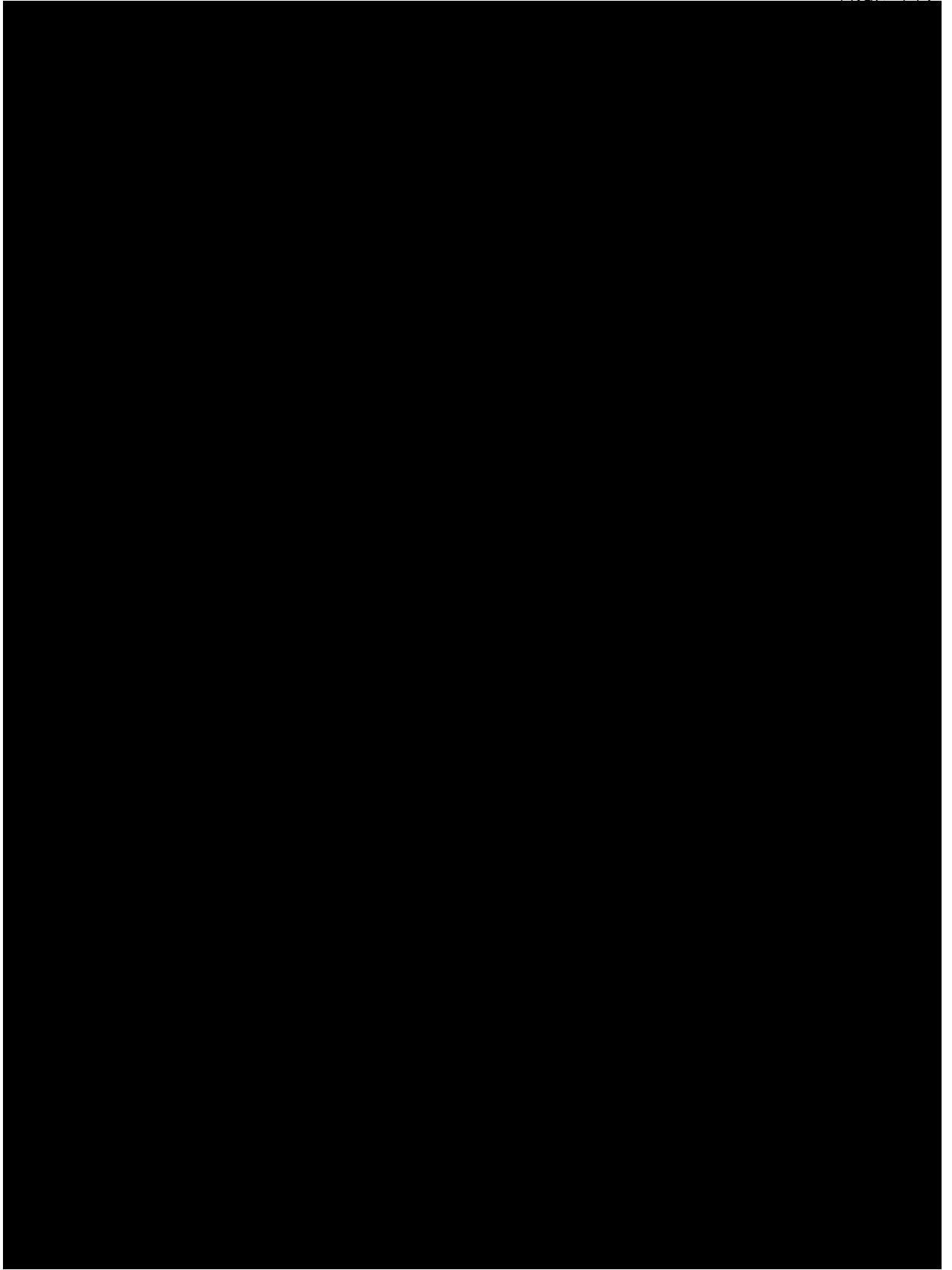
12 VICE CHAIR BROWN: Yes, for no more than 45
13 minutes.

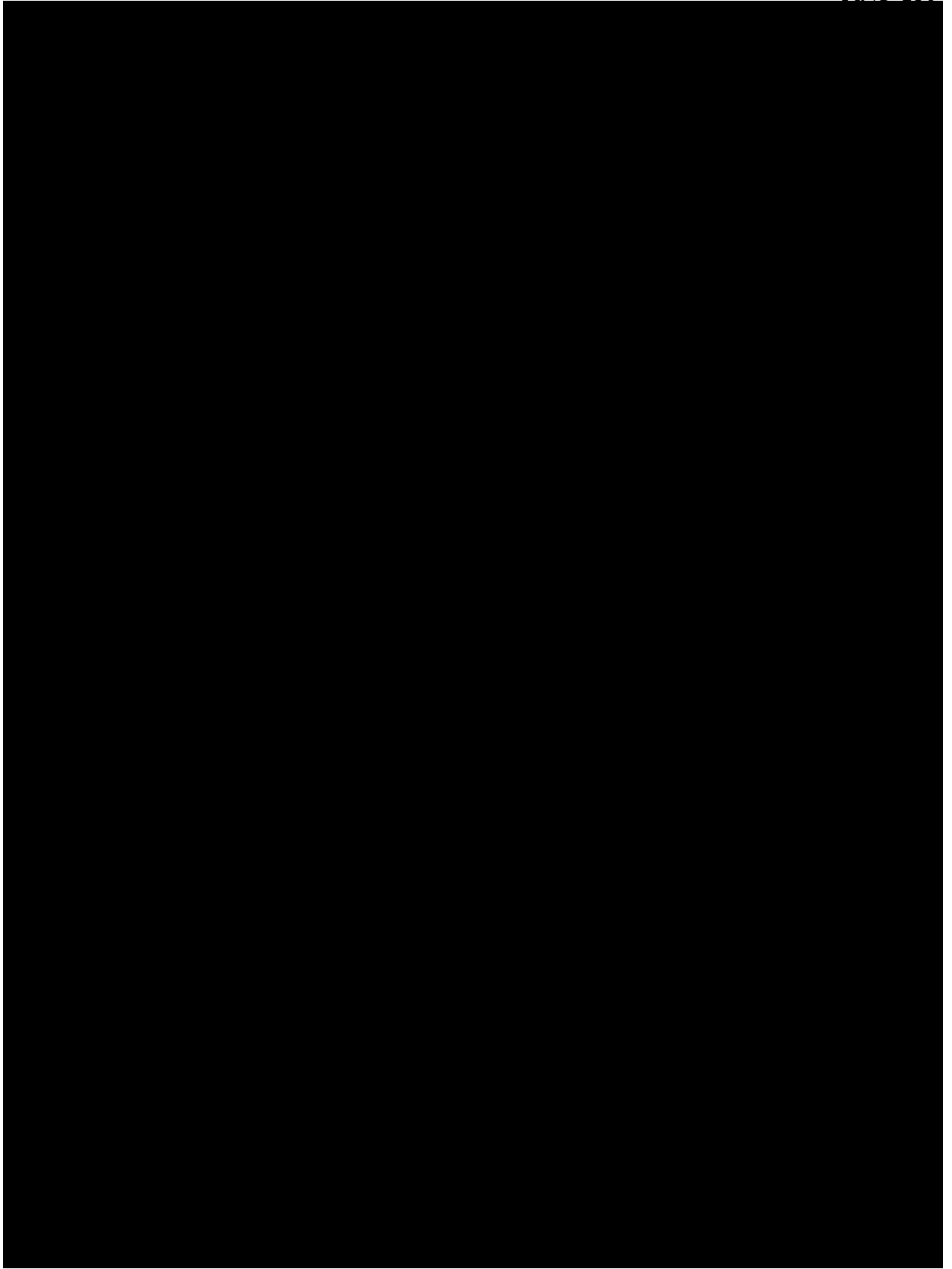
14 MR. MARSHMAN: With that in mind,
15 Commissioner Repp is still present,
16 Commissioner A'Quila is still present,
17 Commissioner Brown is still present,
18 Commissioner Drago is still present,
19 Attorney Elizabeth Stinson, Attorney Elina
20 Valentine, Attorney Ross Marshman, also present
21 Executive Director Trombetta, Director Dillmore,
22 Attorney Woods, Attorney Alvarado, they're all
23 still present along with Attorney Campbell, and
24 Attorney Amerdan and Ms. Stacy Martin (ph) and
25 Madam Court Reporter.

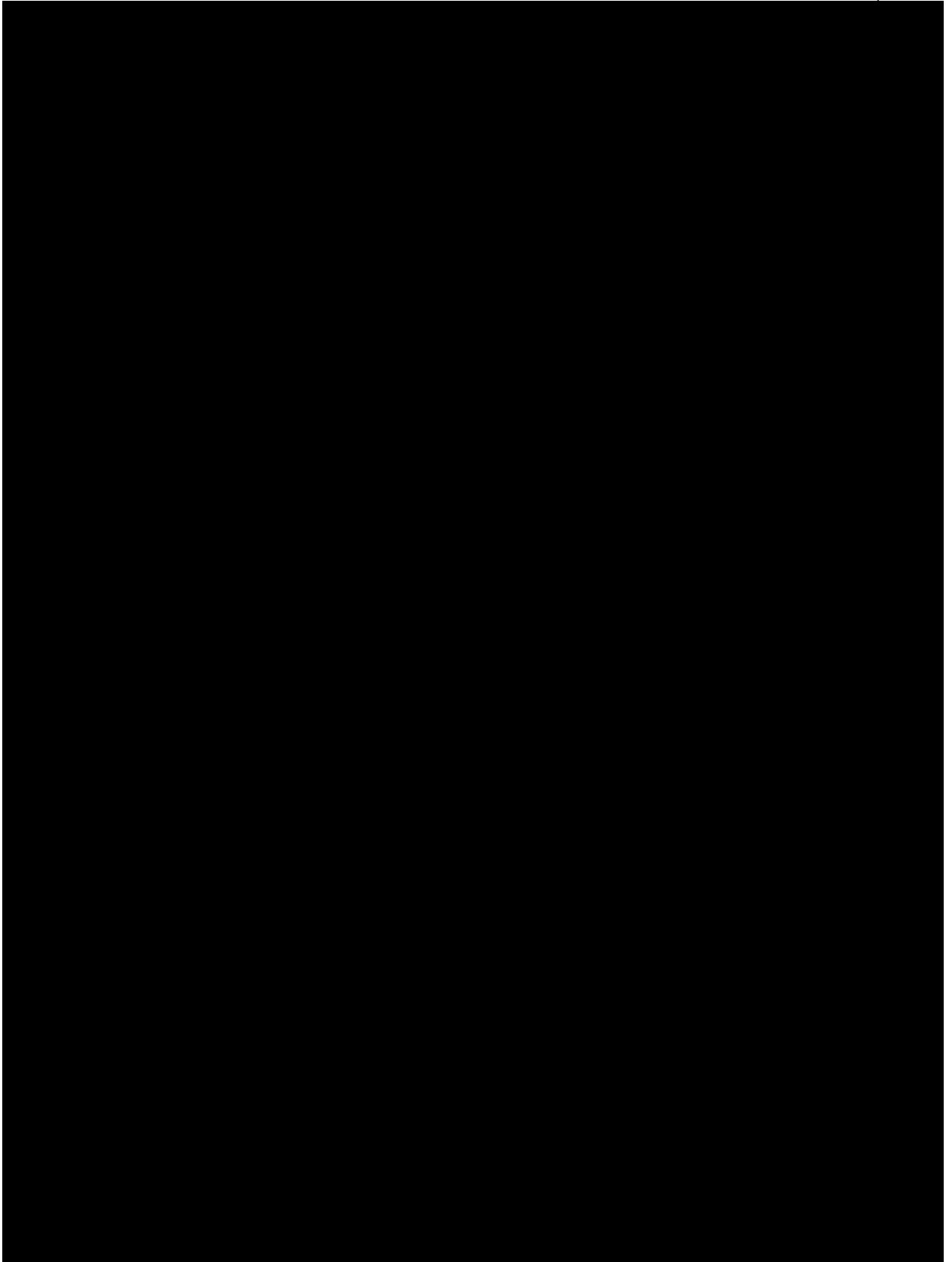


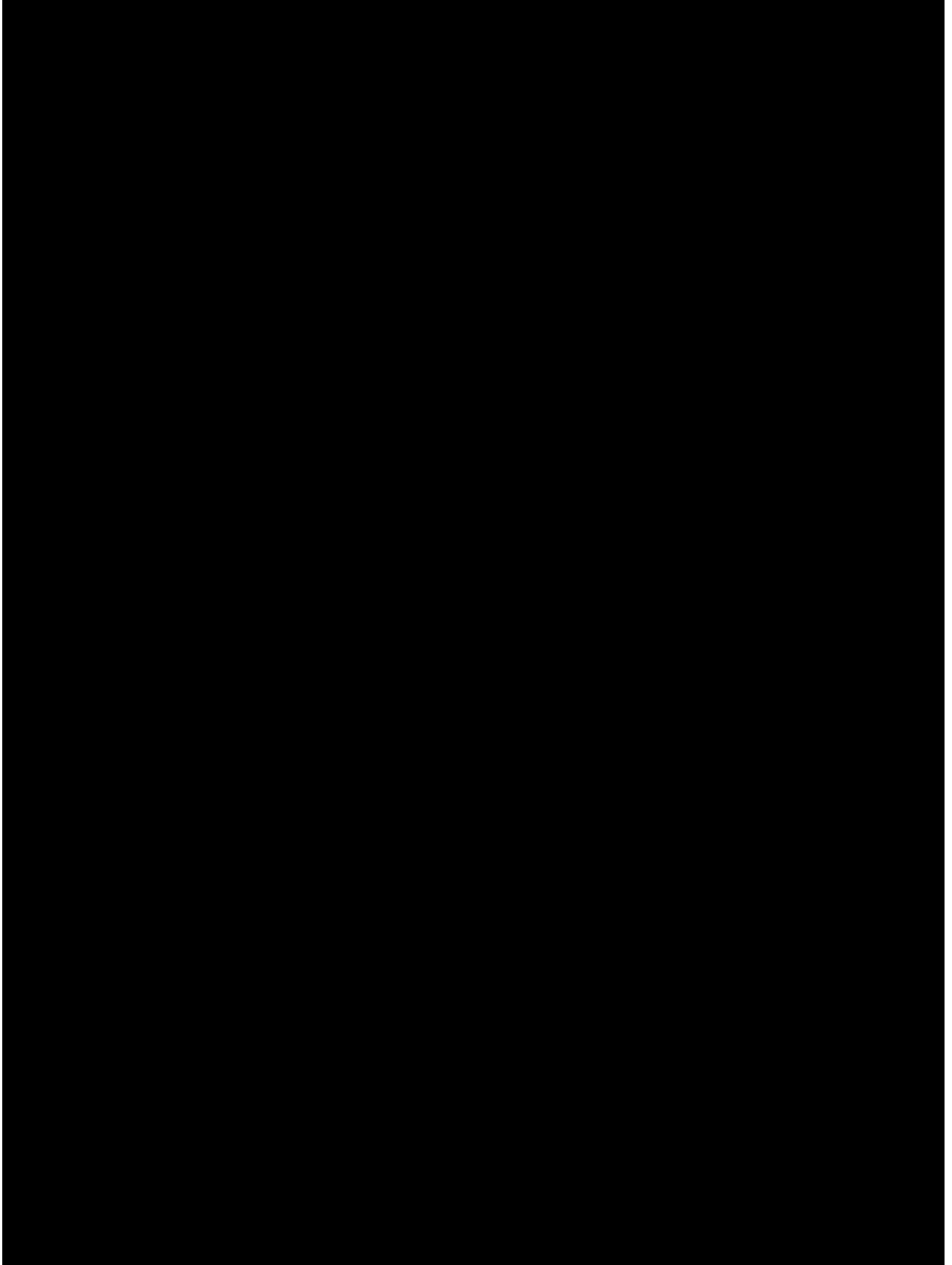


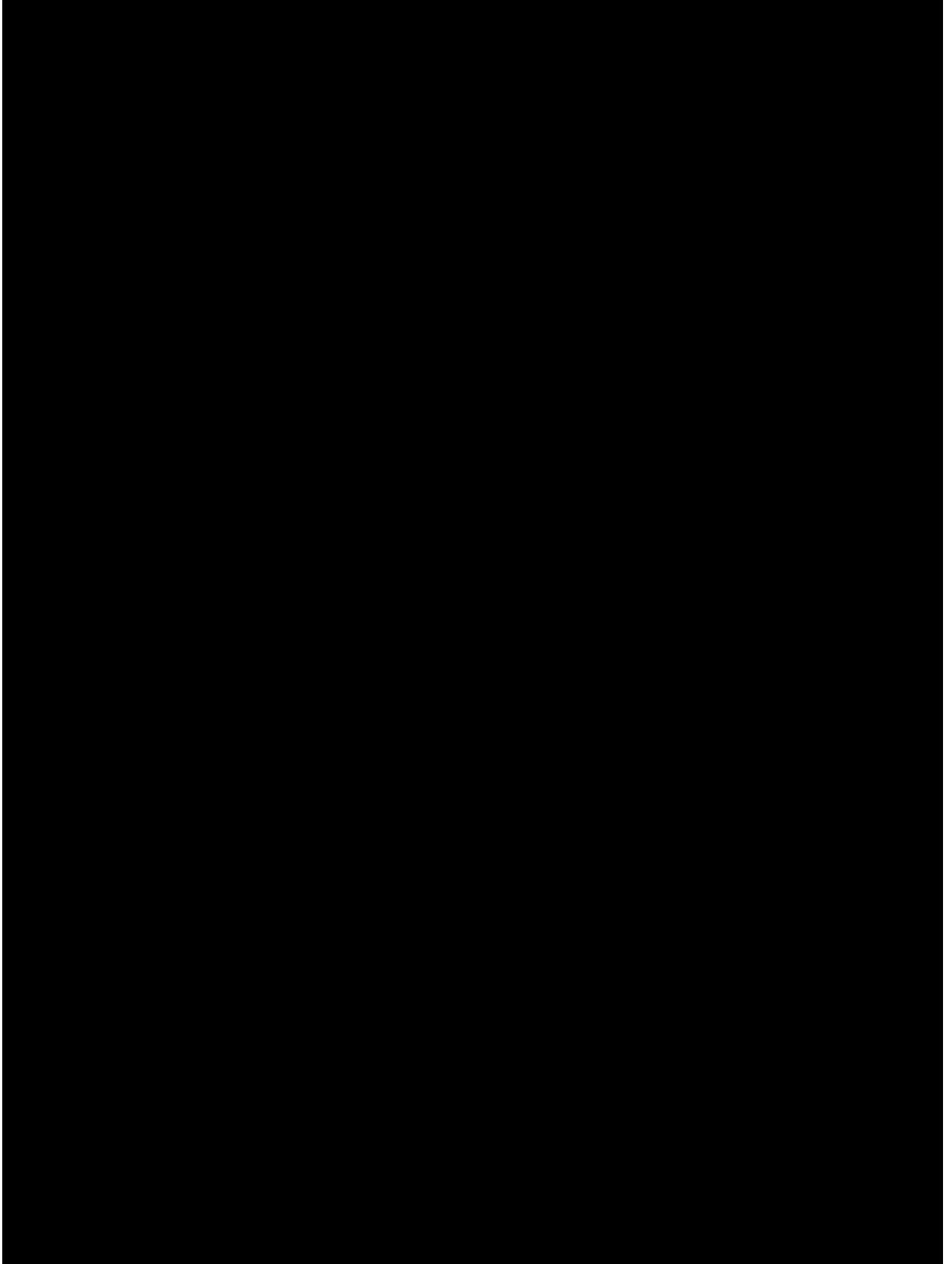


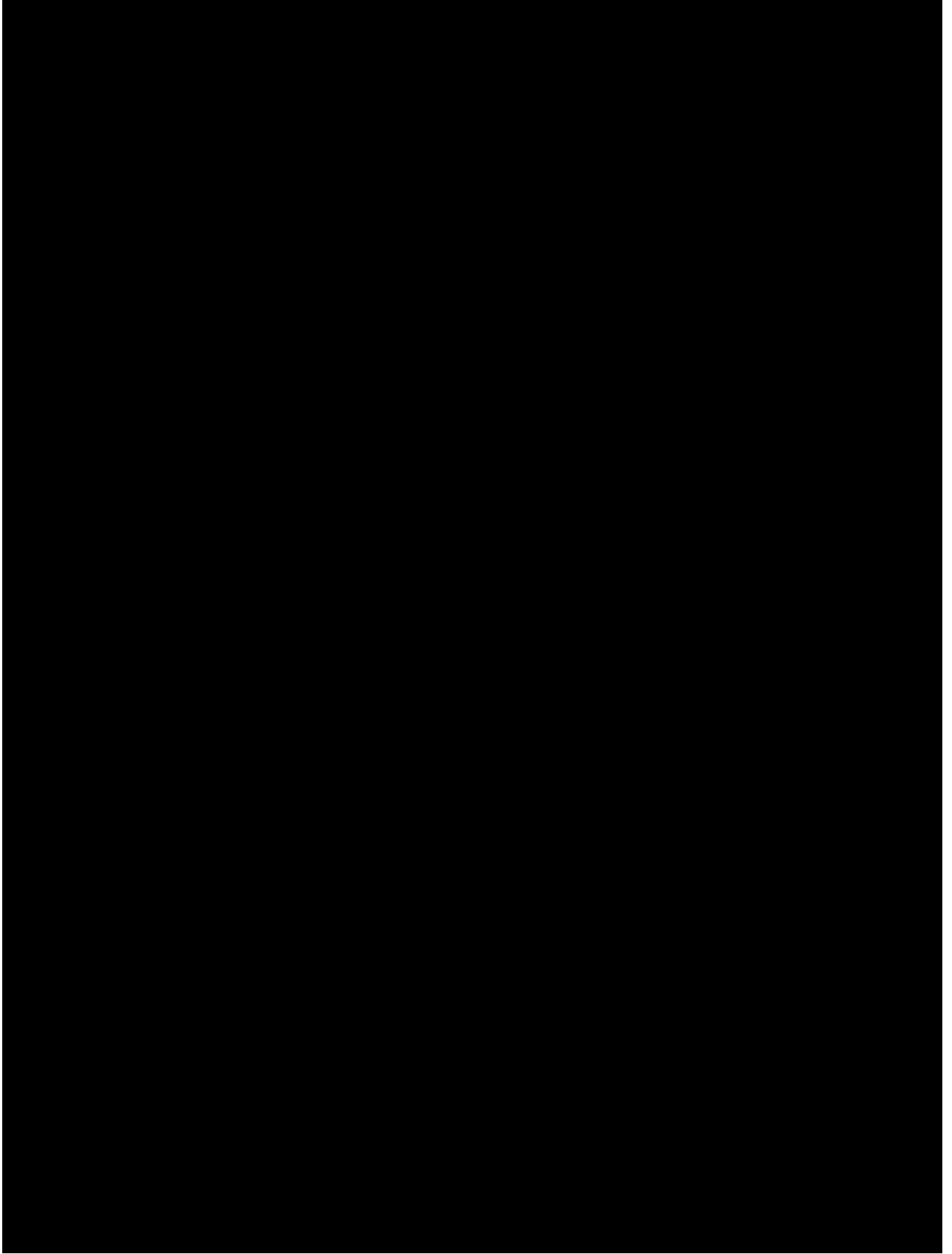


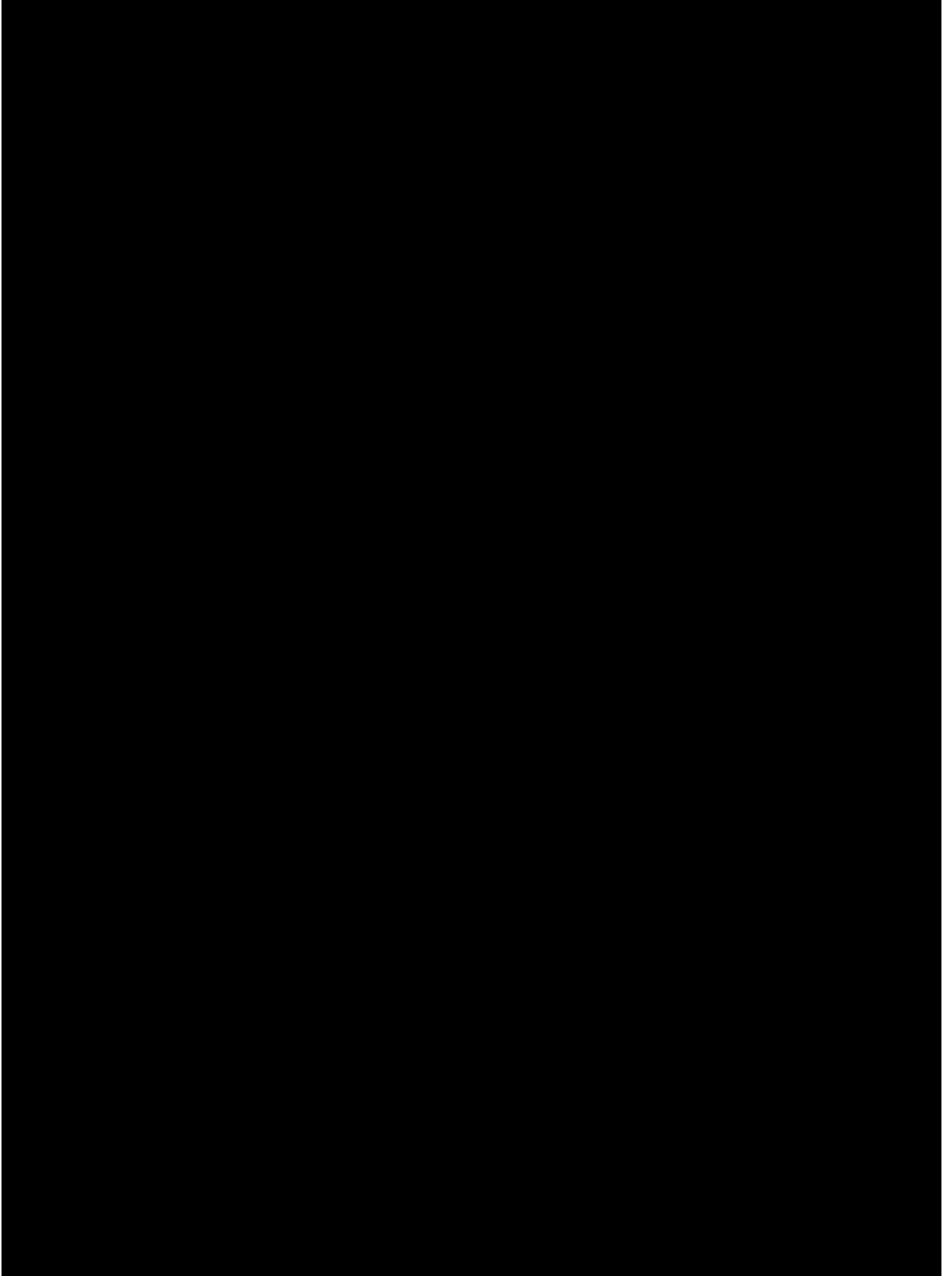


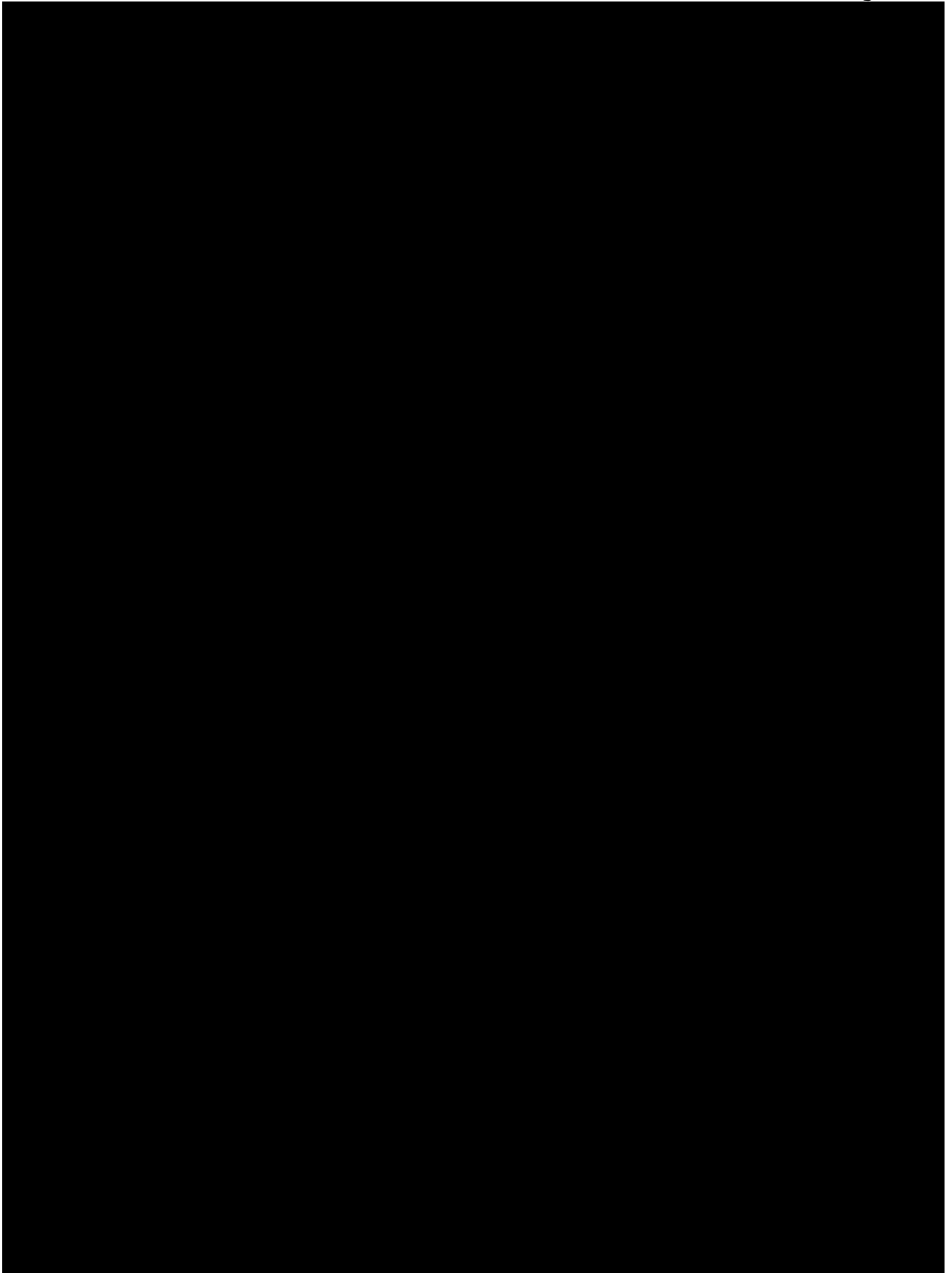


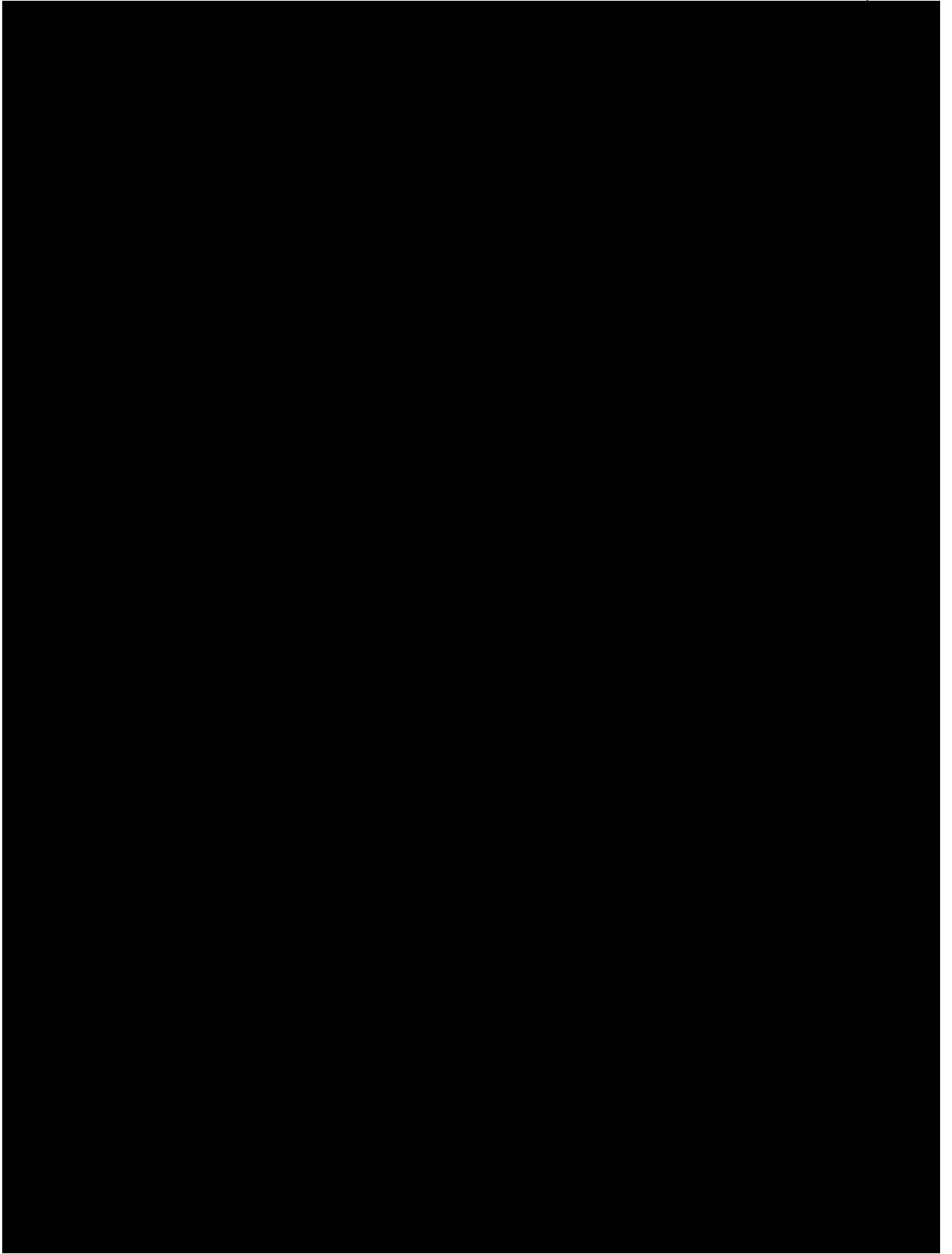


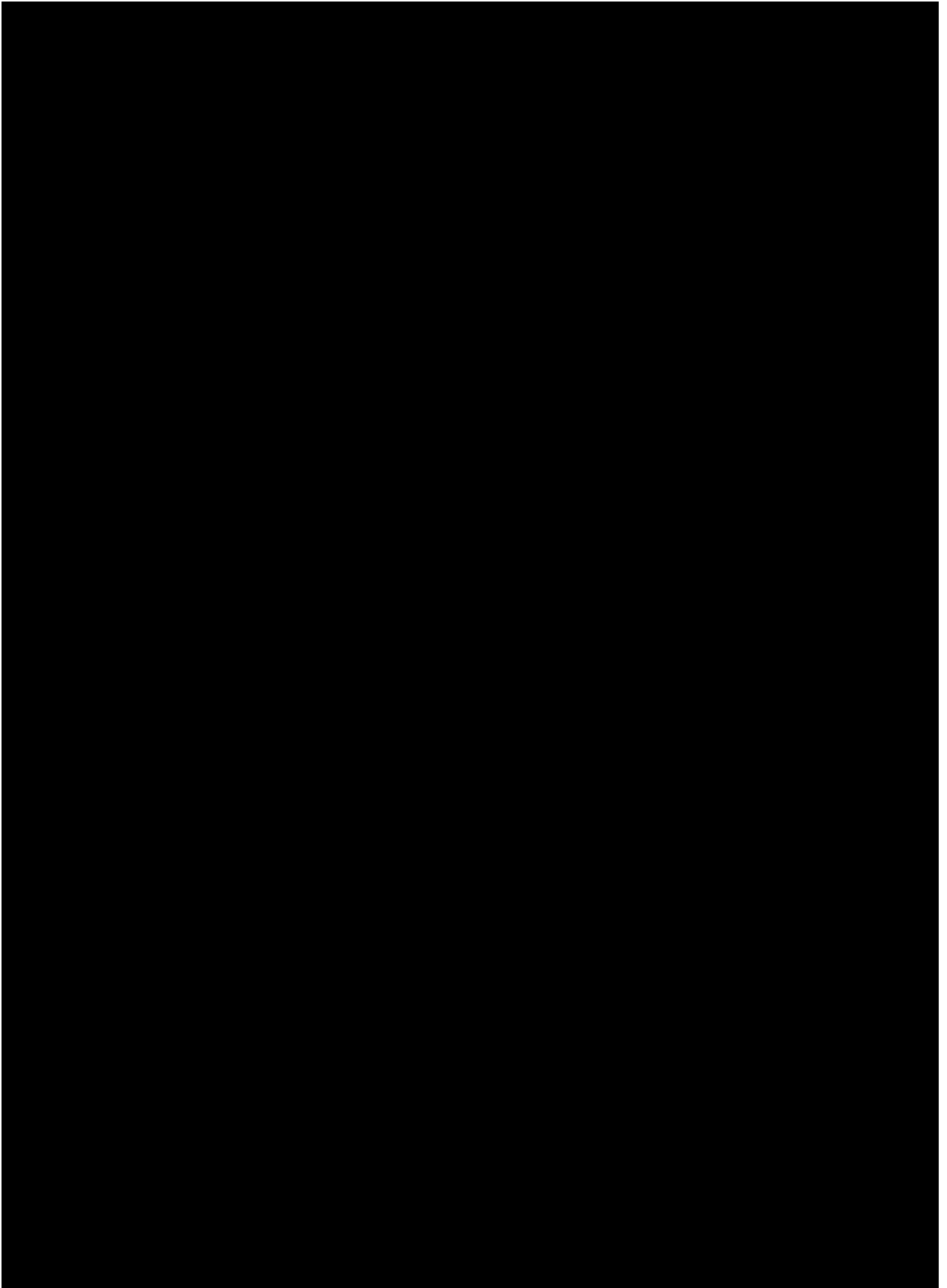


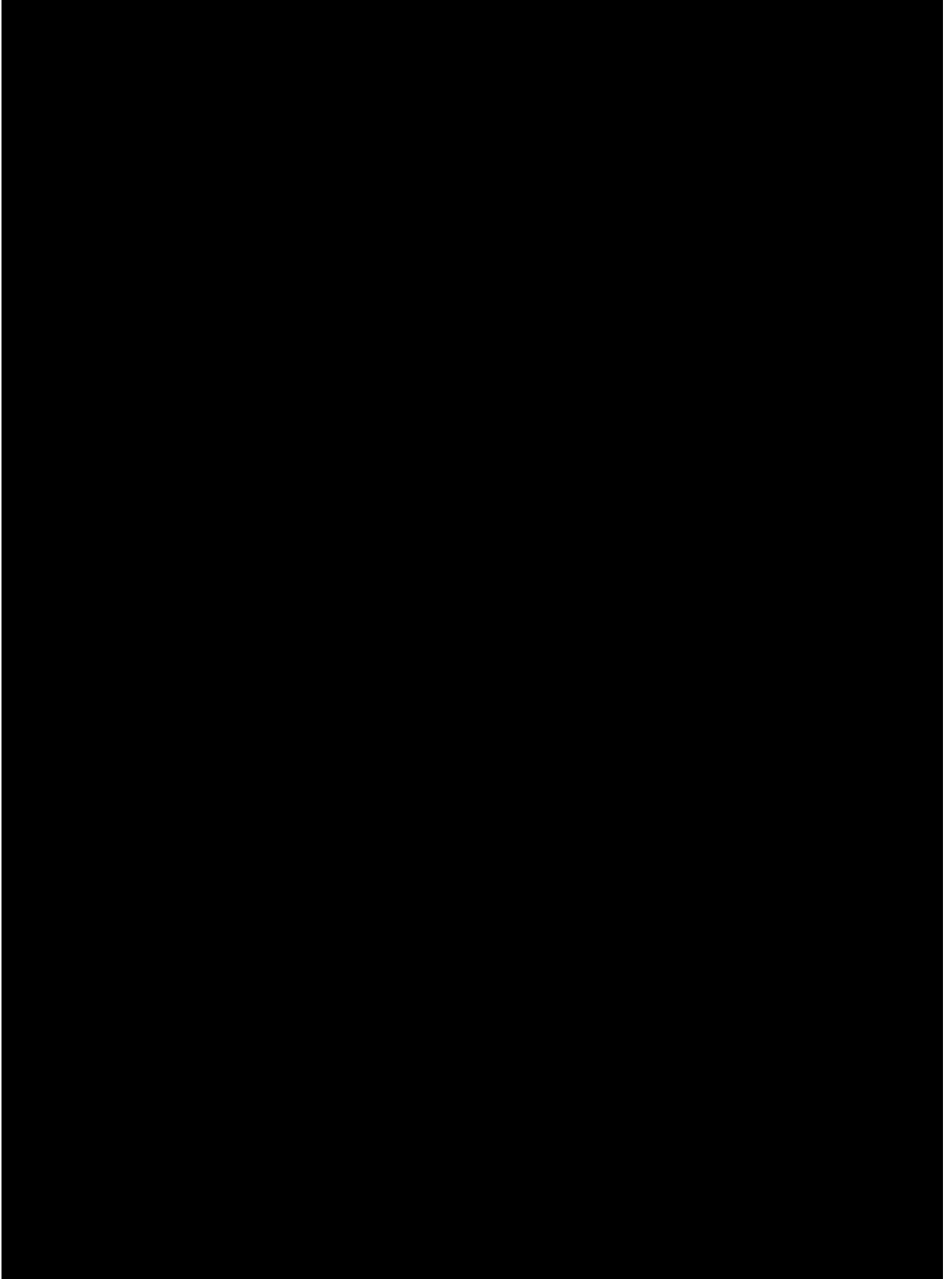


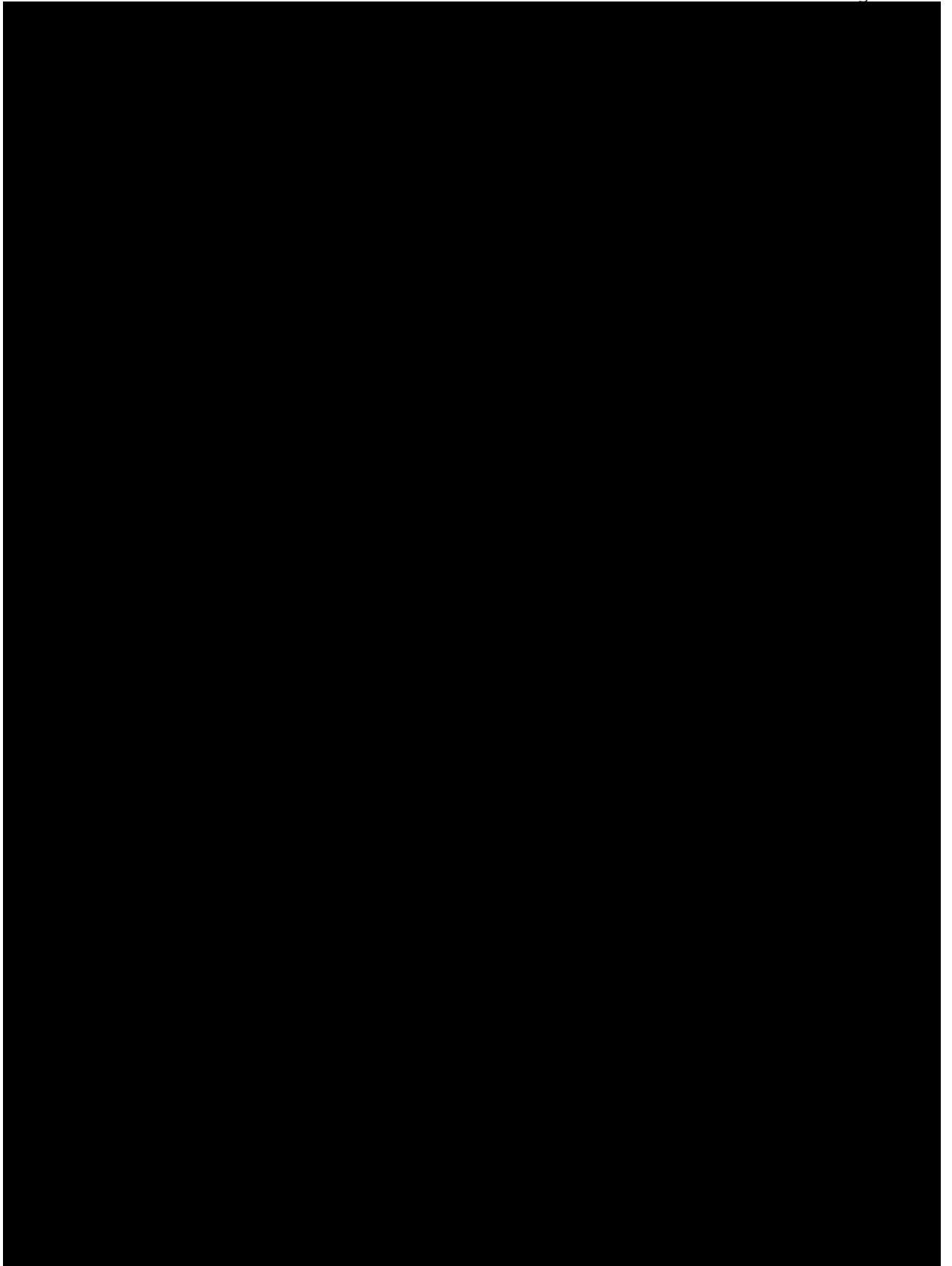


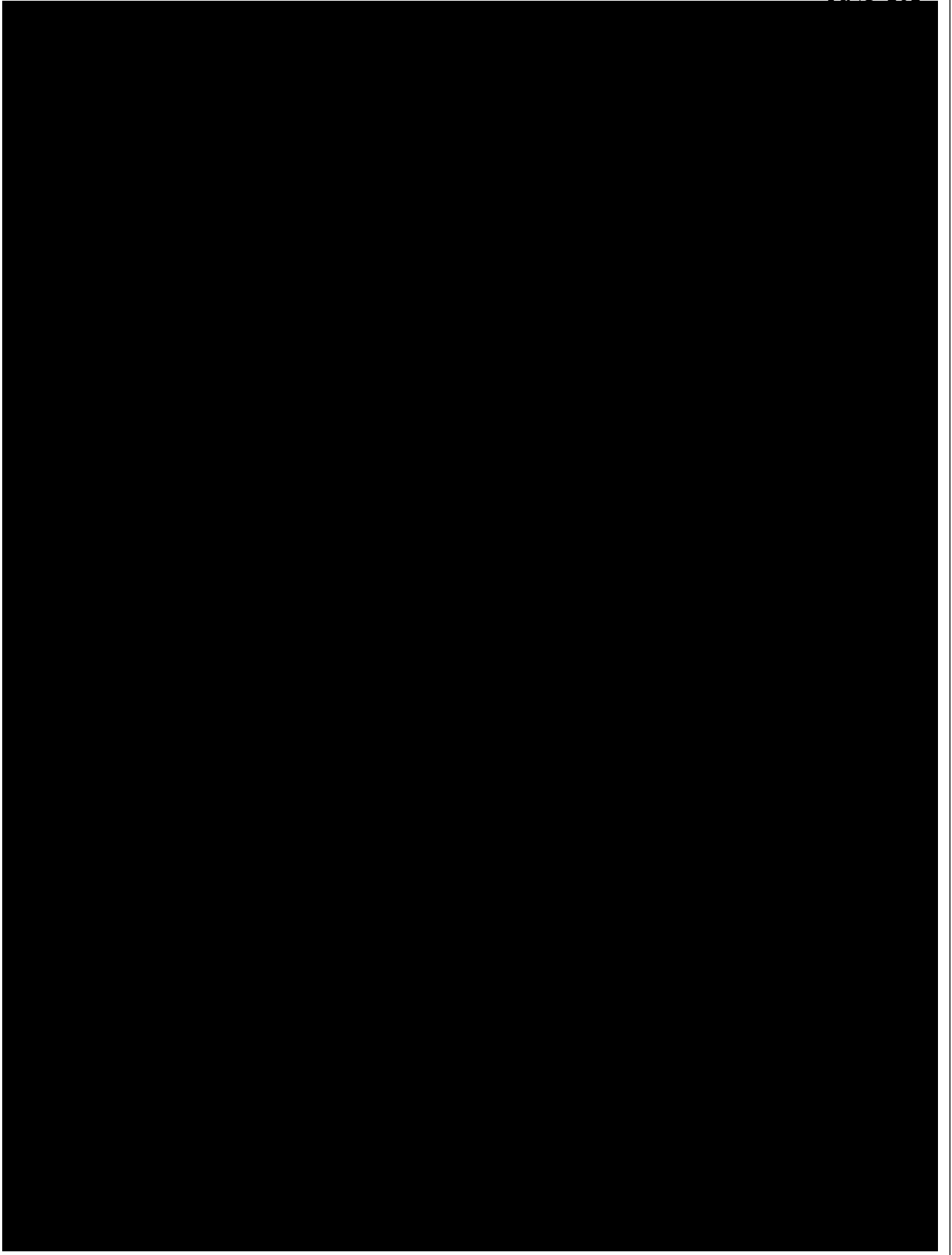


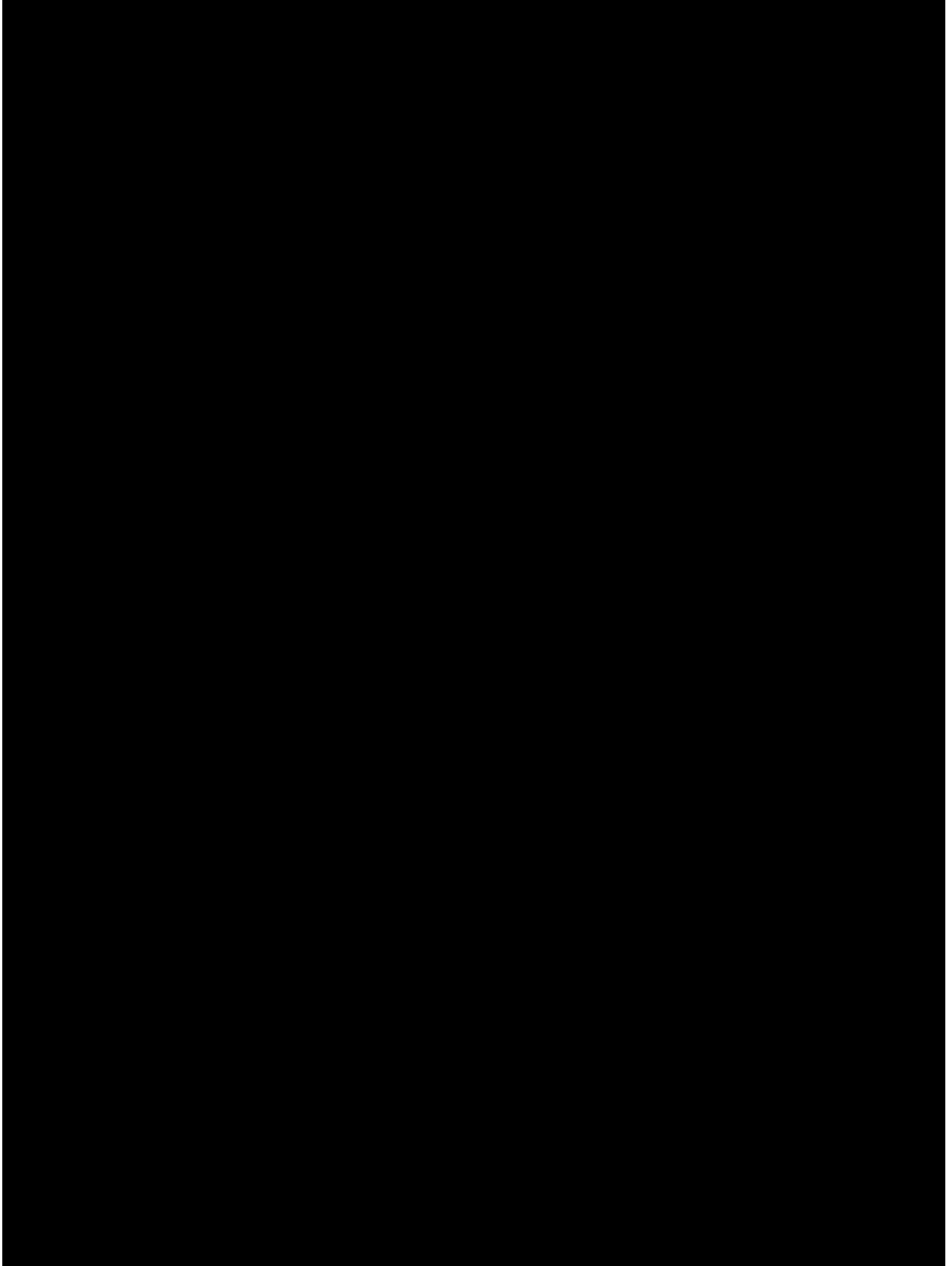


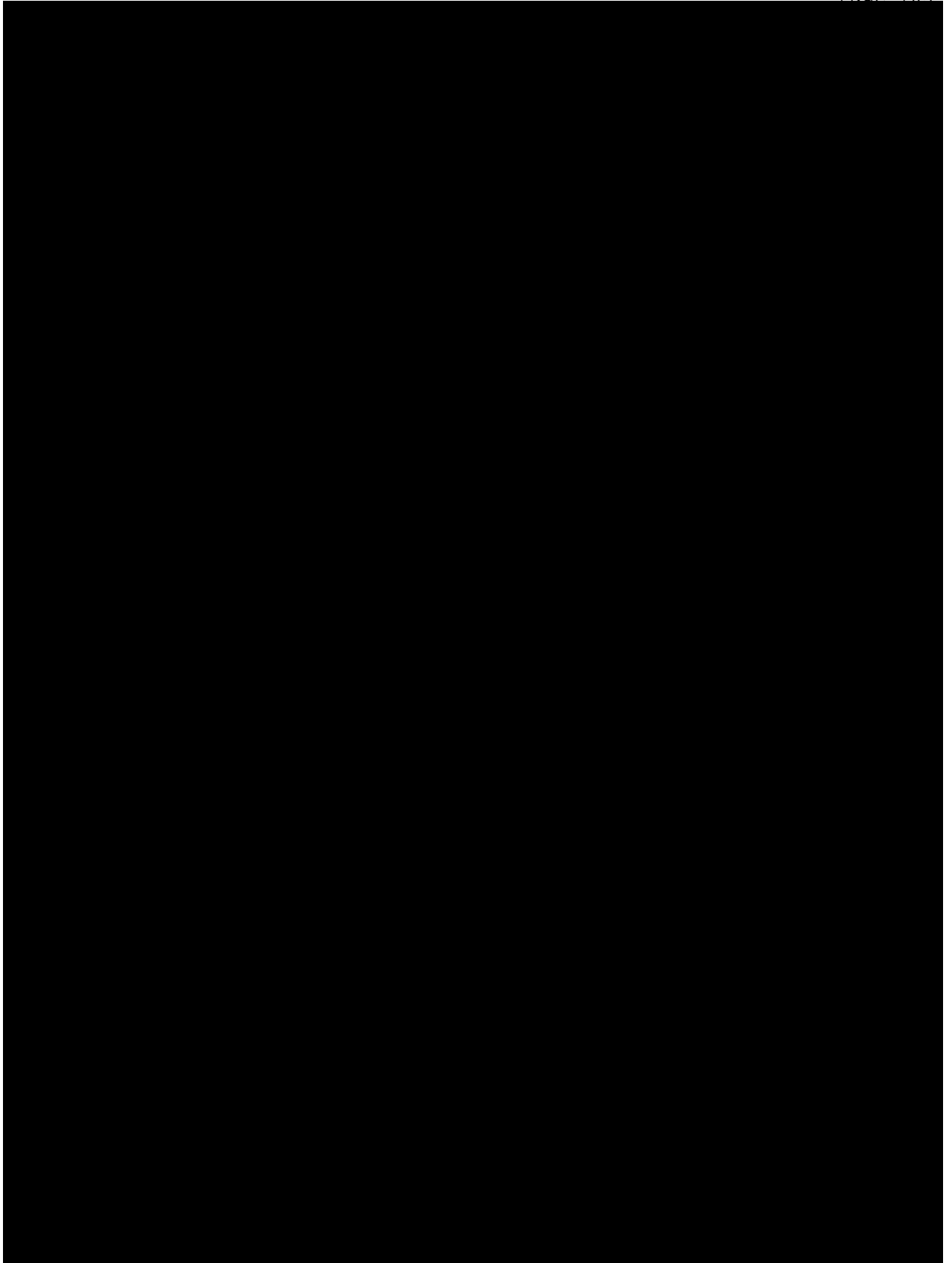


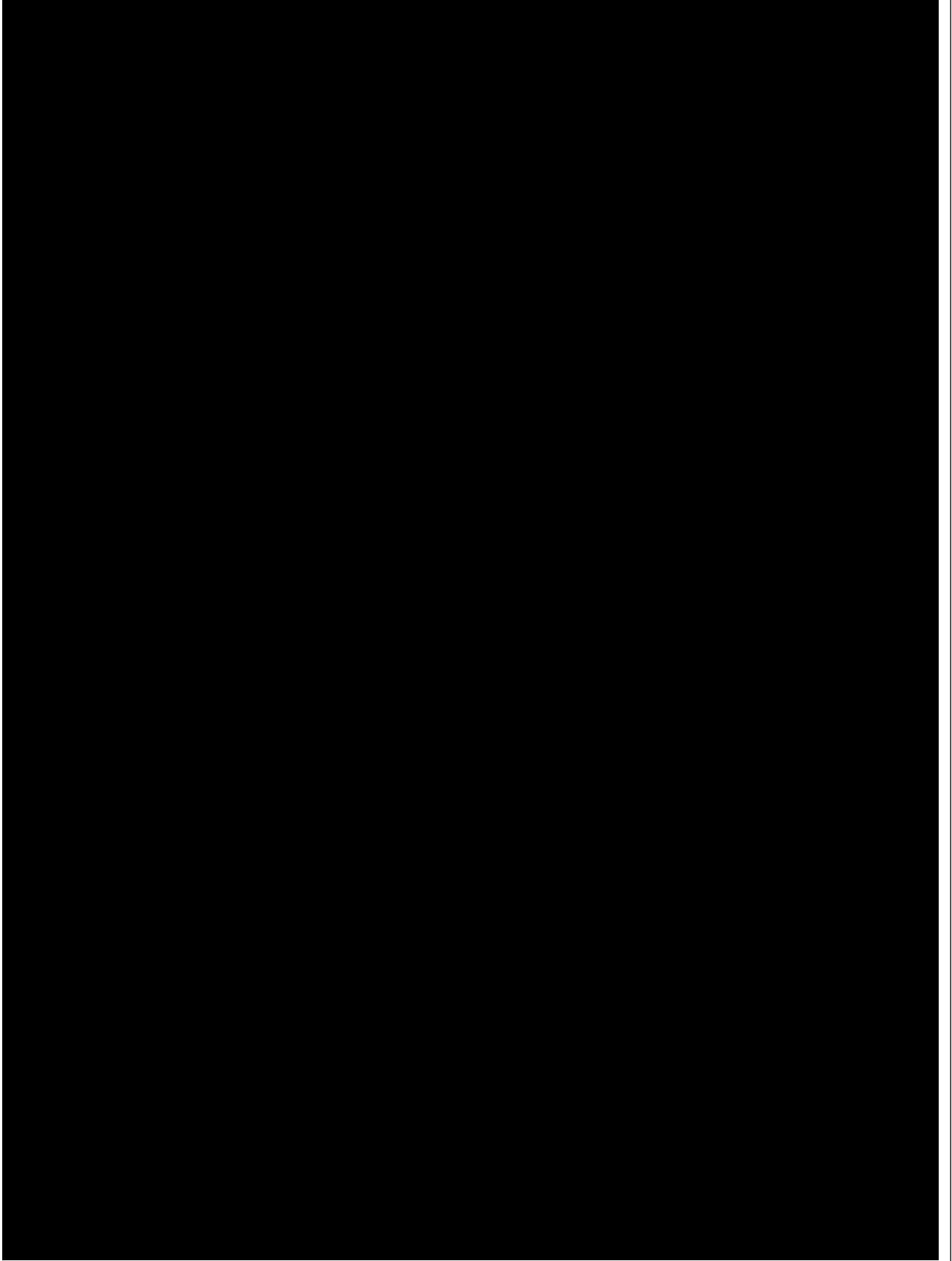


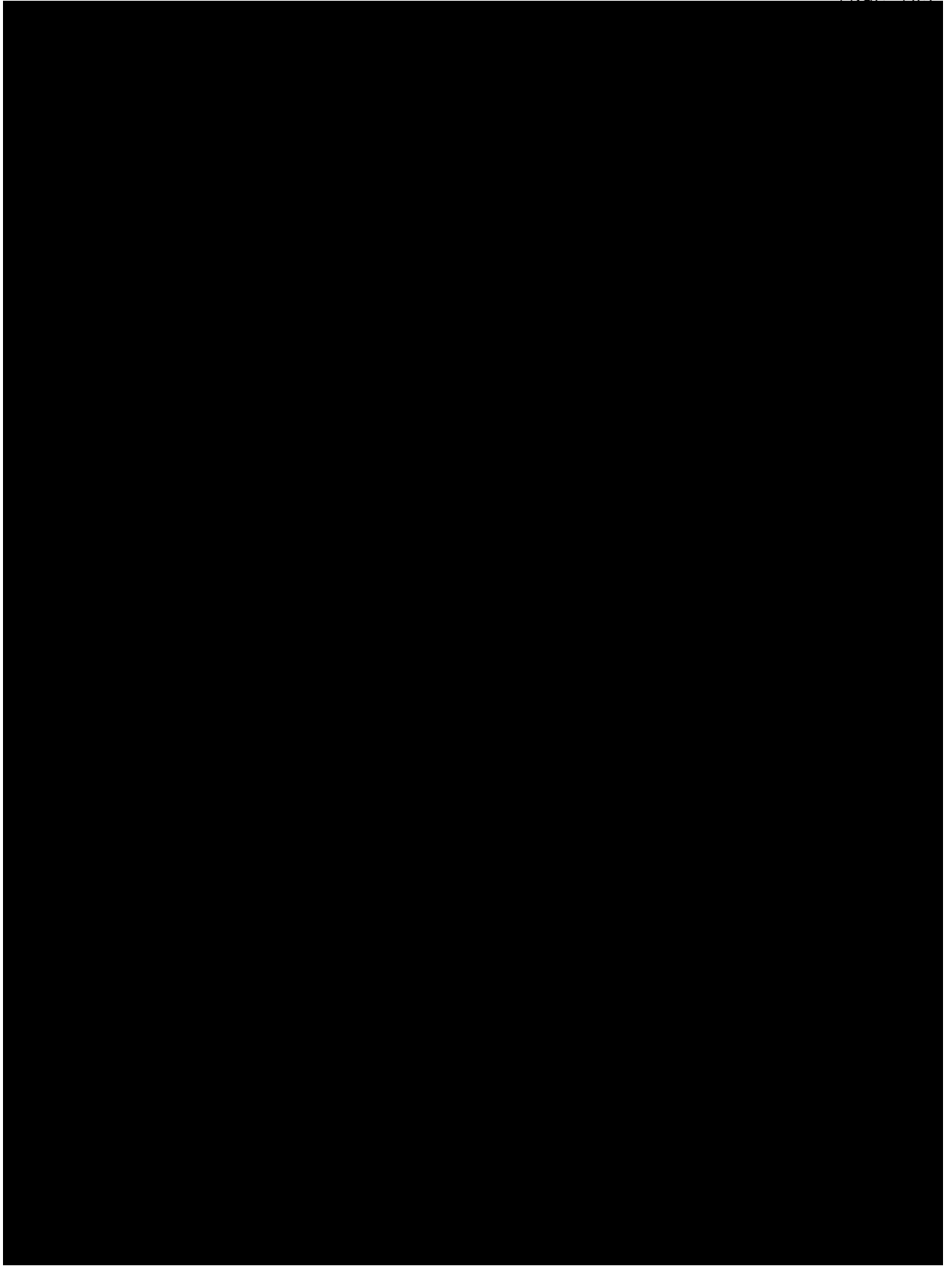


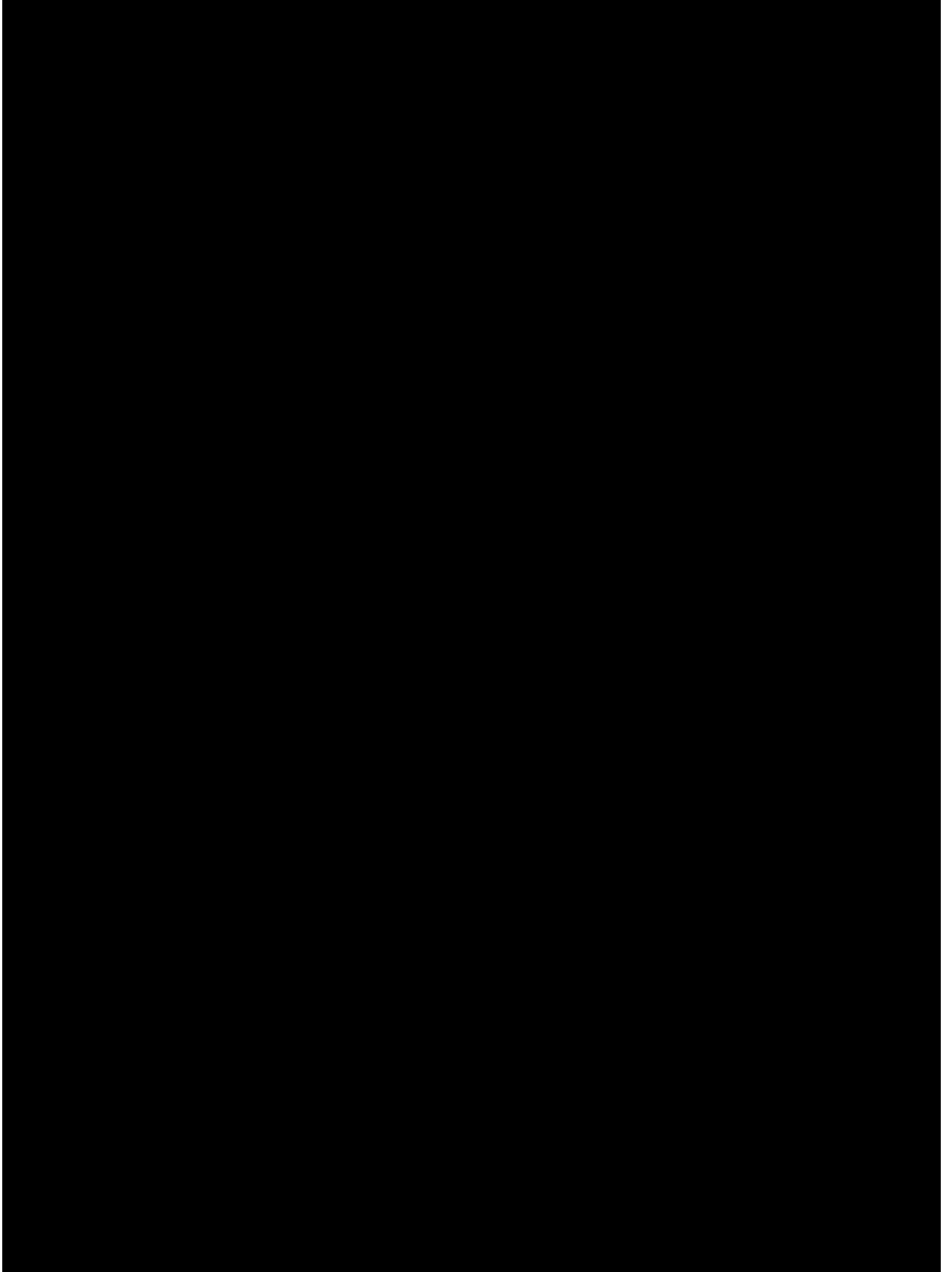


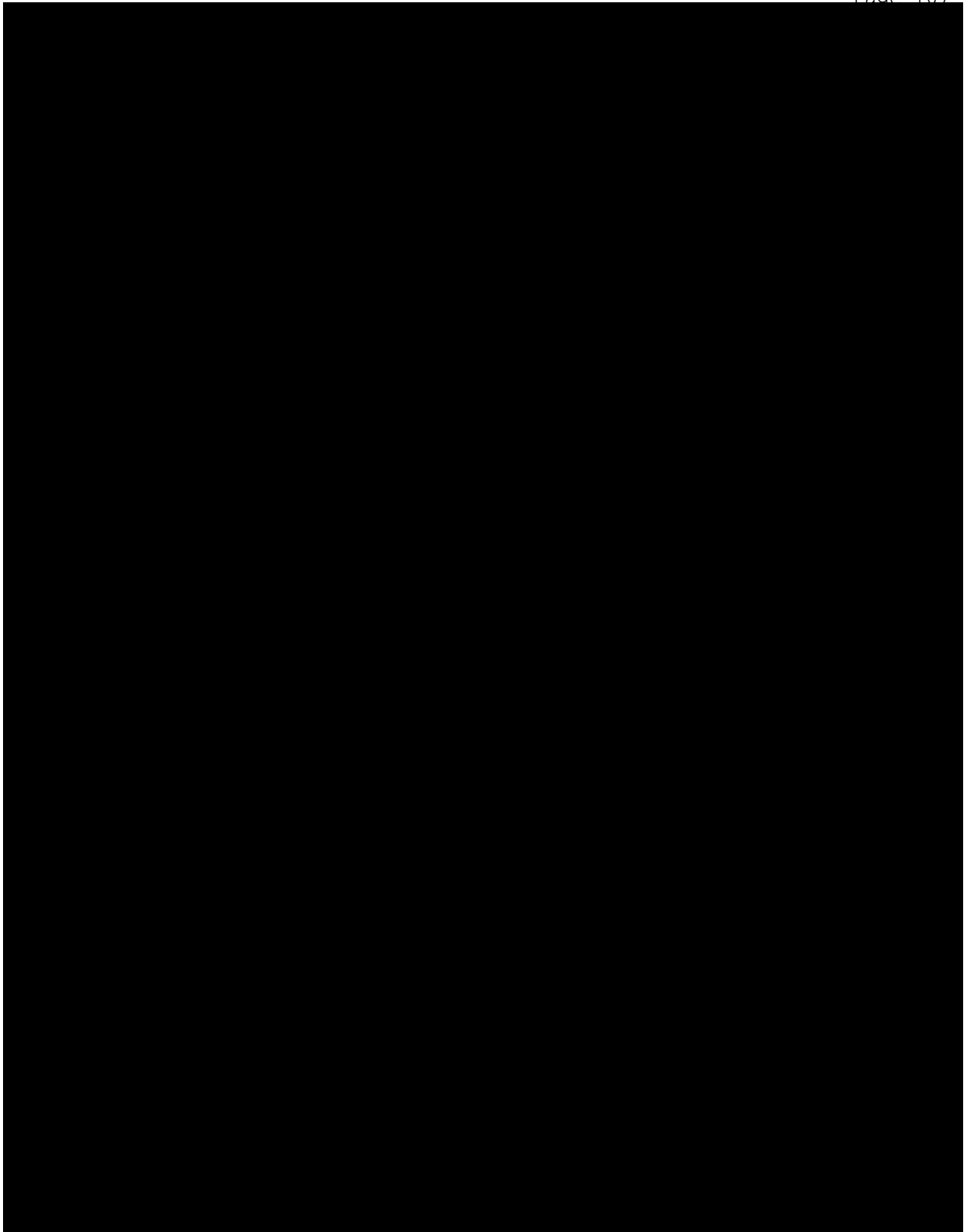












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VICE CHAIR BROWN: Seeing nothing further,

1 this attorney/client meeting is now terminated at
2 1:01.

3 I'm now going to go back onto the record and
4 note that the attorney/client meeting has concluded
5 at 1:01. All of the participants in the room have
6 not changed since the attorney/client meeting
7 was -- occurred and this hereby concludes the
8 public meeting.

9 (The proceedings concluded at 1:03 p.m.)

10 (Proceedings concluded at 1:03 p.m.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA
COUNTY OF LEON

I, JUDY LYNN MARTIN, do hereby certify that I was authorized to and did stenographically report the foregoing proceedings and that the transcript, pages 1 through 168, is a true record of my stenographic notes.

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

Dated this 21st day of September, 2023.



JUDY LYNN MARTIN

2. Discussion of addendum to Mutual Cooperation Agreement between HISA, HIWU, and FGCC

2023 Mutual Cooperation Agreement

MUTUAL COOPERATION AGREEMENT

THIS MUTUAL COOPERATION AGREEMENT (the “Agreement”) is entered into as of 13th day of June 2023, by and among the Horseracing Integrity and Safety Authority, Inc., a Delaware non-profit corporation, 401 West Main Street, Unit 222, Lexington, Kentucky 40507 (the “Authority”), the Horseracing Integrity & Welfare Unit, a division of Drug Free Sport, LLC (“Drug Free Sport”), a Delaware limited liability company, 4801 Main Street, Suite 350, Kansas City, Missouri 64112 (the “Agency”), and the Florida Gaming Control Commission, an agency of the Florida State government, 4070 Esplanade Way, Tallahassee, FL 32399 (the “Commission”). As used herein, the “Parties” shall mean the Authority, the Agency, and the Commission, collectively; and a “Party” shall mean the Authority, the Agency or the Commission, individually.

WHEREAS, the Authority is a private, independent, self-regulatory, non-profit corporation recognized by the Horseracing Integrity and Safety Act of 2020, as amended (the “Act”) for the purpose of developing and implementing a horseracing anti-doping and medication control program and a racetrack safety program for covered horses, covered persons, and covered horseraces;

WHEREAS, pursuant to 15 USC § 3054(e)(1), the Authority entered into an agreement with Drug Free Sport to create an entity to act as the anti-doping and medication control enforcement agency for the Authority under the Act;

WHEREAS, Drug Free Sport created the Agency to act as the anti-doping and medication control enforcement agency under the Act and to develop and enforce an independent and uniform thoroughbred anti-doping and medication control program (“ADMC Program”);

WHEREAS, the Commission is the independent agency of state government vested with jurisdiction to regulate the conduct of horse racing and pari-mutuel wagering on horse racing and related activities within the State of Florida (the “State”);

WHEREAS, pursuant to 15 U.S.C. § 3054(e)(2)(A)(i), the Authority may enter into an agreement with a state racing commission for services consistent with the enforcement of the racetrack safety program (the “Racetrack Safety Program”);

WHEREAS, pursuant to 15 U.S.C. § 3060, the Authority may to enter into an agreement with a state racing commission to implement, within the jurisdiction of racing commission, a component of the Racetrack Safety Program;

WHEREAS, pursuant to 15 U.S.C. § 3054(e)(2)(A)(ii), the Agency may enter into an agreement with a state racing commission for services consistent with the enforcement of the ADMC Program;

WHEREAS, pursuant to 15 U.S.C. § 3060, the Authority, with the concurrence of the Agency, may enter into an agreement with a state racing commission to implement, within the jurisdiction of racing commission, a component of the ADMC Program;

WHEREAS, the Authority has determined that the Commission is able to implement certain areas of the Racetrack Safety Program in accordance with the rules, standards, and requirements established by the Act and the Authority; and

WHEREAS, the Authority and Agency have determined that the Commission is able to implement certain areas of the ADMC Program in accordance with the rules, standards, and requirements established by the Act, the Authority, and the Agency.

NOW THEREFORE, in consideration of the covenants herein contained and other good and valuable consideration, the sufficiency of which is acknowledged, the Parties agree as follows:

I. Racetrack Safety Program

1. Purpose and Definitions. The terms used in Section I, “Racetrack Safety Program,” shall mean the same as they are defined in Horseracing and Integrity and Safety Act of 2020, as amended, as codified in 15 U.S.C. §§ 3051-3060, and the Authority’s Racetrack Safety (“Safety”) Rules, 87 Fed. Reg. 435-459 (Jan. 5, 2022). The Authority and the Commission hereby enter into this Agreement, described in 15 U.S.C. § 3054(e)(2)(A)(i), to delineate the guidelines under which the Parties will cooperate to enforce specified portions of the Racetrack Safety Program.
2. Medical Director. The Authority shall appoint and employ a Medical Director for the State who shall carry out the duties and responsibilities set forth in Safety Rule 2132.
3. Safety Director. The Commission has no obligation to implement the requirements set forth in Safety Rule 2131 because the Racetracks in the State of Florida have assumed this obligation, including the appointment of a Safety Director.
4. Stewards. The Commission names and appoints its current stewards as the stewards for the State of Florida under Safety Rule 2133. The Commission reserves the right to hire additional stewards, if needed, who will also serve as stewards for purposes of Safety Rule 2133. Any steward hired by the Commission after the effective date of this Agreement shall have the same authority as those stewards that were named and appointed previously. The Commission will ensure that all stewards meet the requirements of Safety Rule 2133(a)-(c), as well as enforce the safety regulations set forth in Safety Rules 2200 through 2293. The Authority agrees to provide training and guidance to the stewards, at the Authority’s expense, on the enforcement of Safety Rules 2200 through 2293. The Authority agrees that any steward hired by the Commission after the effective date of this Agreement will not need to be approved by the Authority and that this Agreement will not need to be amended in that regard. The Commission steward and stewards appointed by Race-tracks, subject to approval of the Racetrack Safety Committee, make up a board of three. The enforcement of Safety Rules 2200 through 2293 by the stewards shall constitute action by the Au-thority.
5. Regulatory Veterinarian. The Commission names and appoints its current veterinarian as the Regulatory Veterinarian for the State of Florida under Safety Rule 2134. The Commission reserves

the right to hire additional veterinarians, if needed, who will also serve as Regulatory Veterinarians for purposes of Safety Rule 2134. Any veterinarian hired by the Commission after the effective date of this Agreement shall be deemed a Regulatory Veterinarian under Safety Rule 2134. The Authority agrees that any veterinarian hired by the Commission after the effective date of this Agreement does not require approval by the Authority and does not necessitate an amendment to this Agreement in that regard. The Commission shall ensure that all Regulatory Veterinarians meet the requirements of Safety Rule 2134(a)(1)-(5), as well as carry out only the specific duties enumerated in Safety Rule 2135(a) (1), (5) and (11). In accordance with Safety Rule 2135(b), the Association Veterinarian will perform the specific duties outlined in Safety Rule 2135(a) (2)-(4), and (6)-(10).

6. Emergency Warning Systems. Once the Authority, or the Racetrack Safety and Welfare Committee, approves a Racetrack's emergency warning system, as described in Safety Rule 2153(d), the Commission agrees to use its best efforts to ensure that the Racetrack maintains the approved emergency warning system. Furthermore, the Commission agrees to use its best efforts to ensure that the Racetrack tests its approved emergency warning system as described in Safety Rule 2153(d)(2). The Commission shall provide periodic reports concerning a Racetrack's maintenance and testing of its approved emergency warning system as directed by and on forms prescribed by the Authority.
7. Uniform National Trainers Test. The Authority agrees to develop and provide the Commission with a uniform National Trainers Test ("test") as described in Safety Rule 2181. The Commission agrees to use its best efforts to encourage Racetracks to administer the test and make successful passage of the test a condition for entry of a Covered Horse.
8. Training Opportunities. The Commission agrees to provide reasonable notice of training opportunities made available by the Authority or industry organizations to all Florida licensed Racetrack employees who have roles in racetrack safety or direct contact with Covered Horses.
9. Jockey Drug and Alcohol Testing. Once the Authority, or the Racetrack Safety Committee, approves a Racetrack's jockey drug and alcohol testing program ("testing program"), as described in Safety Rule 2191, the Commission shall use its best efforts to ensure that the Racetrack abides by the terms of the approved testing program. The Commission shall provide periodic reports concerning Racetrack's compliance with the testing program as directed by and on forms prescribed by the Authority.
10. Concussion Management. Once the Authority, or the Racetrack Safety Committee, approves a Racetrack's concussion management program ("concussion program"), as described in Safety Rule 2192, the Commission agrees to use its best efforts to ensure that the Racetrack abides by the terms of the approved concussion program. The Commission shall provide periodic reports concerning Racetrack's compliance with the concussion program as directed by and on forms prescribed by the Authority.

11. Racetrack Safety Program Scope of Work. The scope of work and reporting obligations for the Racetrack Safety Program under this Agreement are set forth in training provided by the Authority regarding the Safety Rule 2000 Series and any additional policies and procedures implemented by the Authority which are consistent with the Act and any regulations approved by the Federal Trade Commission pursuant to the Act (“HISA Policies”). Copies of HISA Policies shall be communicated to the Commission in a manner that allows for timely implementation by the Commission in accordance with the provisions of Paragraph I.13 below, which may involve regulatory changes that are subject to review by appropriate administrative or legislative bodies. The Commission and the Authority shall work together to achieve an agreement on the Commission’s role in implementing and administering any and all Authority policies that are not promulgated as regulations approved by the Federal Trade Commission. The Commission agrees to provide performance metrics in reasonable detail, upon request by the Authority, and on forms prescribed by the Authority. The Parties agree to meet and confer on a regular basis, and at least quarterly, to discuss and collaborate on the effective and efficient implementation and administration of the Racetrack Safety Program and the duties and responsibilities set forth in this Section.
12. Indemnification. The Authority expressly agrees to indemnify and hold harmless the Commission and its agents or employees from and against any and all claims, loss, damages, injury, liability and costs, including but not limited to reasonable attorneys’ fees and court costs, resulting from, arising out of, or in any way connected with the Racetrack Safety Program Scope of Work as defined in this Agreement, except to the extent that such liability, loss, expense, attorneys’ fees, or claims for injury or damages are caused by, or result from, the willful misconduct of the Commission or its employees or agents. Any enforcement actions related to the Racetrack Safety Program Scope of Work shall be the responsibility of and shall be defended by the Authority. Any appeals or challenges to actions taken by Commission agents or employees when enforcing the Act or federal rules or regulations promulgated pursuant to the Act shall proceed pursuant to the enforcement rules promulgated pursuant to the Act and shall be defended by the Authority. Notwithstanding anything set forth in this Agreement to the contrary, this Agreement shall not be construed to waive any immunity under applicable state law, including, but not limited to, sovereign or qualified immunity, possessed by the Commission and its agents or employees.
13. Authority Protocols Policies, Procedures, and Forms. The Authority shall provide the Commission with a copy of all existing amended and new training materials, policies, procedures, and forms. These documents shall be provided to the Commission’s Executive Director Louis A. Trombetta, or his successor, with copies to Director of Pari-Mutuel Wagering Joe Dillmore, by email within 72 hours of implementation. The Commission shall be afforded a reasonable time to implement any such changes once notice of a new policy, protocol, or procedure is provided to the Commission by the Authority.
14. Reimbursement for Investigations. The Authority agrees to reimburse the Commission for any actual costs or expenses incurred in connection with any Authority investigation conducted in the State pursuant to the Racetrack Safety portion of this Agreement, which were incurred over and

above typical duties that would have been performed in the course of their Commission employment. This reimbursement is contemplated for at least the following potential costs: the cost of using Commission employees as investigators or as witnesses at a hearing or trial (including witness preparation and testimony), as well as the travel, copying, and other resources utilized or expensed in performing these tasks. The Commission agrees to invoice the Authority quarterly for such costs and expenses. The Authority agrees to fully pay such invoices within 30 days.

II. ADMC Program

1. Purpose and Definitions. The terms used in Section II., “ADMC Program,” shall mean the same as they are defined in Horseracing and Integrity and Safety Act of 2020 (as amended), as codified in 15 U.S.C. §§ 3051-3060, and the Authority’s Anti-Doping and Medication Control (ADMC) Rules, 88 Fed. Reg. 5070-5201 (Jan. 26, 2023), which were approved by the Federal Trade Commission on March 27, 2023. The Agency and the Commission hereby enter into this Agreement, described in 15 U.S.C. § 3054(e)(2)(A)(ii), to delineate the guidelines under which the Parties will cooperate to enforce specified portions of the ADMC Program.
2. Agency-Authorized Collection Personnel.
 - (a) The Commission agrees that its personnel currently collecting post-race samples for Covered Horses in the State of Florida, including, but not limited to, its employees and/or contractors, will collect certain samples in the State of Florida (the “Agency Samples”) for, and under the authority of, the Agency in accordance with ADMC Rule Series 3000, (“Equine Anti-Doping and Controlled Medication Protocol”), ADMC Rules 3131–3140 (collectively referred to as “Testing and Investigations”), and ADMC Rule Series 5000, (“Equine Testing and Investigation Standards”) (such personnel are hereinafter referred to as the “Agency-Authorized Collection Personnel.”) The term “Agency Sample” includes Post-Race Samples collected from Covered Horses on Race Day and may include Samples collected from claimed horses, provided that such Sample collection is part of the ordinary Post-Race Sample collection on Race Day. The term “Agency Sample” does not include TCO2 Samples, Post-Work Samples, Out-of-Competition Samples, or Samples collected from a claimed horse at the request of the claimant pursuant to ADMC Rule 3060, unless such Samples are collected as part of the ordinary Post-Race Sample collection on Race Day.
 - (b) The Commission understands that Agency-Authorized Collection Personnel shall acquire and maintain certification from the Agency, as required by the ADMC Rules, in order to be permitted to conduct collections of Agency Samples. To ensure that Agency-Authorized Collection Personnel timely acquire and maintain Agency certification, the Agency agrees to provide training opportunities for Commission personnel no later than ten (10) business days of the date of hire or date of recertification, unless the Parties mutually agree to a later date, of Agency-Authorized Collection Personnel. Pursuant to ADMC Rule 5450, the Agency will authorize these Agency-Authorized Collection Personnel to conduct sample collections for the ADMC Program.

- (c) As directed in training provided by the Agency, the Commission agrees to provide information relating to the compliance of its Agency-Authorized Collection Personnel with the ADMC Rule Series 3000, “Equine Anti-Doping and Controlled Medication Protocol,” ADMC Rule Series 5000, “Equine Testing and Investigation Standards,” and any additional policies and procedures implemented by the Agency which are consistent with the Act and the ADMC Rules (the “HIWU Policies”) upon request by the Agency and on forms to be specified by the Agency.
3. Background Checks. The Commission agrees to provide the Agency with: (a) a certification that all Agency-Authorized Collection Personnel have satisfactorily completed a Level I background check no earlier than one (1) year prior to May 22, 2023, the effective date of the ADMC Program (the “Program Effective Date”); and (b) a conflict of interest statement completed by each Agency-Authorized Collection Personnel in a form specified by the Agency. The Commission understands that the requirements of subsections (a) and (b) above are a condition of certification of Agency-Authorized Collection Personnel by the Agency.
4. Testing Liaison. The Commission names and appoints Glenda Ricks, the Chief of Operations for the Commission, Division of Pari-Mutuel Wagering, as the HIWU Testing Liaison of the State (the “HIWU Testing Liaison”). The Agency and the Commission agree that the Testing Liaison shall be the point-of-contact with the Agency for: (a) the scheduling of the collection of Agency Samples by Agency-Authorized Collection Personnel; (b) any problems or issues that arise during collections of Agency Samples by Agency-Authorized Collection Personnel; and (c) the delivery of any notice required under ADMC Rule Series 3000, (“Equine Anti-Doping and Controlled Medication Protocol”) to individuals present at Racetracks or Training Facilities in the State. The Commission shall provide the Agency with the HIWU Testing Liaison’s contact information and shall promptly inform the Agency when that information changes. Any person named to replace the individual named as HIWU Testing Liaison shall be confirmed in written notice to the Agency.
5. Direction and Control of Agency-Authorized Collection Personnel. The Commission agrees that Agency-Authorized Collection Personnel will perform the Agency Sample collections in accordance with the Agency’s policies, procedures and instructions. With the exception of scheduling Agency-Authorized Collection Personnel and monitoring Agency-Authorized Collection Personnel when they are carrying out responsibilities in accordance with the ADMC Program, the Commission agrees that it will not, in any way, be involved in the collection of Agency Samples, including, but not limited to, instructing or directing such Agency-Authorized Collection Personnel on the Covered Horses that should be selected for testing at a given Covered Horserace unless authorized by the Agency to do so provided such instructions or directions comply with Commission human resources policies or the State of Florida labor laws. The Commission agrees that only Agency-Authorized Collection Personnel will be involved in the collection of Agency Samples, including giving directions and instructions to other Agency-Authorized Collection Personnel with respect to how to conduct any portion of an Agency Sample collection.

6. Limitation on Testing. The Commission understands that under the Act, no testing of Covered Horses under the ADMC Program will occur in the State after the Program Effective Date, unless it is at the direction of the Agency or has been authorized in advance and in writing by the Agency. No testing of Covered Horses will occur under the ADMC Program prior to the Program Effective Date.
7. State Investigative Personnel. The Commission agrees that Commission personnel currently conducting investigations in the State of Florida, including, but not limited to, its employees and/or contractors will conduct investigations in the State for, and at the direction of, the Agency (“Agency Investigations”) pursuant to ADMC Rule Series 3000, (“Equine Anti-Doping and Controlled Medication Protocol”), ADMC Rules 3131-3140 (“Testing and Investigations”), and Rule Series 5000, (“Equine Testing and Investigation Standards”), including the regulations under Rule ADMC 5700 (“Standards for Investigations”) (such Commission personnel are hereinafter referred to as the “State Investigative Personnel.”) After training by the Agency, State Investigative Personnel will be authorized by the Agency to conduct investigations for, and at the direction of, the Agency and as such, shall be deemed designees under Rule 8400 (“Investigatory Powers.”)
8. Investigations Liaison. The Commission names and appoints Brad Jones, Chief of Investigations for the Commission as Investigations Liaison of the State (the “Investigations Liaison”). The Agency and the Commission agree that the Investigations Liaison shall be the point-of-contact with the Agency for the scheduling of any investigatory work requested by the Agency pursuant to Paragraph I.7 above. In connection with Agency Investigations, the Investigations Liaison shall be deemed designees of the Authority pursuant to Rule 8400 (“Investigatory Powers”). The Commission shall provide the Agency with the Investigation Liaison’s contact information and shall promptly inform the Agency when that information changes. Any person named to replace the individual named as Investigations Liaison shall be confirmed in written notice to the Agency.
9. Direction and Control of State Investigative Personnel. The Commission agrees that State Investigative Personnel will perform investigative work requested by the Agency in accordance with the Agency’s policies, procedures and instructions. The Commission agrees that it will not be, in any way, involved in decision-making in connection with these Agency Investigations, including, but not limited to, instructing or directing the State Investigative Personnel on which Covered Persons and/or Covered Horses should be investigated regarding potential violations that fall under the jurisdiction of the Agency. Likewise, the Agency agrees that it will not, in any way, be involved in decision-making in connection with investigations of any matter that falls outside of the Agency’s jurisdiction. While investigating violations of the ADMC Rules, the Commission and Agency both agree to work collaboratively to increase the likelihood that investigations result in successful prosecutions. The Commission will not limit or instruct State Investigative Personnel regarding when or where to conduct an Agency Investigation provided such instructions or directions comply with Commission human resources policies or the State of Florida labor laws. Likewise, the Agency will not limit or obstruct State Investigative Personnel in connection with investigations of any matter that falls outside of the Agency’s jurisdiction. Nothing in this Paragraph

is intended to abrogate the Commission's authority to investigate any matter that falls under the Commission's jurisdiction.

10. Limitation on Investigations. Subject to the collaboration described in Paragraph II.9 above, the Commission understands that, under the Act, the Commission shall not conduct any investigation pertaining to the ADMC Program, including, but not limited to, any interviews or searches of any kind, unless it is at the request and in coordination with of the Agency. No Agency Investigations will occur pursuant to this Agreement prior to the Program Effective Date. This does not abrogate the Commission's authority to investigate a matter related to a Covered Horse or Covered Person that falls outside of the jurisdiction of the Agency.
11. Access to Racetracks. The Commission agrees that any individual who presents a credential or letter of authorization issued by the Agency shall be permitted access to any portion of any participating Racetrack that the Commission controls access to in the State at which Covered Horses compete, and such access shall include all areas of the Racetracks, including, but not limited to, the backside. This access does not extend to areas adjacent to Racetracks that do not involve any activities connected to Covered Horses, including, but not limited to, slot machine gaming areas and/or cardrooms. The Agency agrees to provide to the Commission an example credential or letter of authorization to facilitate enforcement of this Paragraph. The Agency agrees that all individuals will prominently display their credentials or promptly display their letter of authorization upon request while on Racetrack grounds. Any changes to such credential or letter of authorization shall be communicated by the Agency to the Commission.
12. Regulatory Veterinarian. The Commission names and appoints its current veterinarian as the Regulatory Veterinarian for the State of Florida. The Commission reserves the right to hire additional veterinarians, if needed, who will also serve as Regulatory Veterinarians for purposes of the ADMC Program. Any veterinarian hired by the Commission after the effective date of this Agreement shall be deemed a Regulatory Veterinarian, and the Commission will notify the Agency of the hiring of such individual within ten (10) business days of his or her start date with the Commission. The Parties agree that the Regulatory Veterinarians shall carry out the duties and responsibilities of the Regulatory Veterinarians set forth in the ADMC Program as directed in training provided by the Agency, including, but not limited to, the duties and responsibilities set forth in ADMC Rule Series 3000 ("Equine Anti-Doping and Controlled Medication Protocol") and ADMC Rule Series 5000 ("Equine Testing and Investigation Standards"), provided that such duties are directly related to the Post-Race sample collection process described above in Paragraph II.2.a above. Any person named to replace a Regulatory Veterinarian herein shall possess the qualifications set forth in Safety Rule 2134(a), and such replacement requires the prior written approval of the Agency. This paragraph is not designed to limit any Racetrack's efforts as described below in Paragraph III.1 below.
13. Sample Testing. The Commission agrees that Agency Samples will be sent to, and analyzed by, a Laboratory selected by the Agency for the 2023 calendar year. The Commission also understands that the Agency has the authority to direct further analysis on all Agency Samples at its

discretion. Nothing in this Agreement prohibits or otherwise prevents the Agency from utilizing the University of Florida Racing Lab (“UF Lab”) for sample testing in any calendar year following the 2023 calendar year, provided the UF Lab is approved as described in the ADMC Rules and has successfully completed contract negotiations with the Authority and the Agency. Likewise, nothing in this Agreement prohibits or otherwise prevents the Commission from designating the UF Lab in any calendar year following the 2023 calendar year as the State-Appointed Testing Laboratory, provided the UF Lab is approved as described in the ADMC Rules and has successfully completed contract negotiations with the Authority and the Agency.

14. Training Opportunities. The Commission and the Agency agree to cooperate in organizing local training opportunities for all Agency-Authorized Collection Personnel and State Investigations Personnel. The Commission further agrees that the Agency may request and review information pertaining to the training opportunities available to Agency-Authorized Collection Personnel and State Investigations Personnel.
15. Arbitration Procedures. The Commission understands that, under the Act, any anti-doping rule or controlled medication rule violations alleged to have occurred in the State will be processed pursuant to ADMC Rule Series 7000, “Arbitration Procedures,” and that, under these regulations, alleged anti-doping rule violations will be heard by the Arbitral Body and alleged controlled medication rule violations will be heard by the Internal Adjudication Panel. The Commission agrees that its employees, consultants and other agents (including, but not limited to, Agency-Authorized Collection Personnel and State Investigative Personnel) will cooperate with any process or proceeding conducted pursuant to the Arbitration Procedures, including, but not limited to, providing documents and testimony in connection with the case or matter.
16. ADMC Program Scope of Work. The scope of work and reporting obligations for the ADMC Program (“State Requirements”) under this Agreement are those set forth in the ADMC Rule Series 3000, (“Equine Anti- Doping and Controlled Medication Protocol”), ADMC Rule Series 5000, (“Equine Testing and Investigation Standards”), and any HIWU Policies. Copies of HIWU Policies shall be communicated to the Commission in a manner that allows for timely implementation by the Commission in accordance with the provisions of Paragraph II.21 below. State Requirements are set forth in Exhibit A to this Agreement.
17. Information Sharing.
 - (a) The Commission agrees that it will provide the Agency, on a timely basis, with any information, documentation, or evidence that it receives or discovers relating to possible violations of the ADMC Program.
 - (b) The Agency agrees that it will provide the Commission, on a timely basis, with any information, documentation, or evidence that it receives or discovers relating to possible violations of the State’s laws, regulations, or rules, which are not preempted by the Act.

- (c) In addition to any notifications required by the Act to be made by the Agency to the Commission, the Agency will make its best efforts to notify the Commission of negative tests from Agency Samples that are A Samples for a specific Race Day within 3 business days of the Agency's receipt of those results from a laboratory accredited by the Agency. This notification will be made by email to Chief of Operations for the Commission, Division of Pari-Mutuel Wagering, Glenda Ricks (Glenda.Ricks@fgcc.fl.gov) or her successor. This notification shall not be made for a specific Race Day until all of the results for that day have been received by the Agency.

18. Confidentiality.

- (a) The Commission agrees that the content of any notices, including Equine Anti-Doping ("EAD") Notices under ADMC Rule 3245 and Equine Controlled Medication ("ECM") Notices under ADMC Rule 3345, received by it from the Agency pursuant to the ADMC Rule Series 3000, "Equine Anti-Doping and Controlled Medication Protocol," (the "Confidential Information") shall not be publicly disclosed by the Commission or its officers, directors, employees, or agents unless and until (a) that information has been publicly disclosed by the Agency pursuant to the requirements of the Act, or (b) the Agency has given written consent for the information to be disclosed. In addition, the Commission agrees not to disclose the Confidential Information to any person other than to such of its officers, directors, employees, or agents who have a need to know and who agree to be bound by the confidentiality provisions hereof. The Commission agrees that it shall be responsible for any knowing and intentional breach of this Agreement by its officers, directors, employees, or agents. The Agency agrees that any such notices shall bear a watermark or other marking agreed upon by the Parties clearly denoting the confidential nature of the document.
- (b) Upon receipt of any request for the disclosure of documents relating to the ADMC Program, the Commission agrees to provide the Authority and/or the Agency with appropriate notification and opportunity to challenge the disclosure of such records. Any challenge to the Commission's withholding of confidential information shall be indemnified and defended by the Authority as described below in Paragraph II.20 below.
- (c) By agreeing to the provisions of this Paragraph II.18, the Commission will be considered an Interested Party under the ADMC Rules and be eligible to receive information as set forth in the ADMC Rules.

19. Performance of Agency-Authorized Collection Personnel or State Investigative Personnel. If at any time during the term of this Agreement, the Agency, with good cause, believes that any individual Agency-Authorized Collection Personnel or State Investigative Personnel is not satisfying the requirements set forth in this Agreement, it shall notify the Commission of the reasons for its good faith basis in writing, with specificity and particularity. The Commission agrees to take any necessary action to promptly correct the non-compliant conduct or prevent any future non-compliance to the satisfaction of the Agency. If the individual at issue continues to be non-

compliant, or if the initial conduct was so egregious as to warrant removal (as determined by the Agency in its reasonable discretion), then the Agency may revoke the individual's certification and, if such revocation occurs, the Commission will not assign said individual to perform further services under this Agreement. Any action by the Agency under this Paragraph shall in no way affect the employment status of any individual and shall in no way impair the Commission's right to continue to employ such individual. The Agency acknowledges that Agency-Authorized Collection Personnel and State Investigative Personnel are not employees of the Agency.

20. Indemnification. The Authority expressly agrees to indemnify and hold harmless the Commission and its employees or agents from and against any and all claims, loss, damages, injury, liability and costs, including, but not limited to, challenge to the Commission's withholding of confidential information as described in Paragraph II.18.b above, reasonable attorneys' fees and court costs, resulting from, or arising out of, defending against requests for confidential information as described in Paragraph II.18.b above the ADMC Program Scope of Work as defined in Paragraph II.16 above, except to the extent that such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by, or result from, the breach of this Agreement by, or the negligence, willful misconduct, or intentional acts or omissions of, the Commission or its employees or agents. Any enforcement actions related to the ADMC Program Scope of Work will be the responsibility of, and will be defended by, the Authority and the Agency. Any appeals or challenges to actions taken by Commission employees or agents when enforcing the Act or federal rules or regulations promulgated pursuant to the Act will proceed pursuant to the enforcement rules of the Act and will be defended by the Authority and the Agency. Notwithstanding anything set forth in this Agreement to the contrary, this Agreement shall not be construed to waive any immunity under applicable state law, including, but not limited to, sovereign immunity, possessed by the Commission and its agents, contractors, or employees.
21. HIWU Regulations, Policies, Procedures, and Forms. The Agency shall provide the Commission with a copy of all existing, amended, and new training materials, policies, procedures, and forms. This notification shall be provided to the Commission's Executive Director Louis A. Trombetta, or his successor, with copies to Director of Pari-Mutuel Wagering Joe Dillmore, by email within 24 hours of implementation. The Commission shall be afforded a reasonable time to implement any such changes once notice of a new policy, protocol, or procedure is provided to the Commission by the Agency.
22. Reimbursement for Investigations. The Agency agrees to reimburse the Commission for any actual costs or expenses incurred in connection with any Agency Investigation in the State conducted pursuant to Paragraphs II. 7-10 and 15 above. This reimbursement is contemplated for at least the following potential costs: the cost of using Commission employees for investigations or as witnesses at a hearing or trial (including witness preparation and testimony), and the cost of travel, copying, and other expenses necessarily incurred in service of this Agreement. The Commission agrees to invoice the Agency quarterly for such costs and expenses. The Agency agrees to fully pay such invoices within thirty (30) days of receipt by the Agency.

III. Testing Credit

1. 2023 Credit. The Commission will receive a credit to its 2023 assessment which was sent to the Commission by the Authority on December 28, 2022. The credit will be applied to the amount paid to the Authority for that calendar year in connection with the funding required to be paid to the Authority under the Act (the “State Testing Credit”). The State Testing Credit is an estimated amount for costs, including the costs of Agency-Authorized Collection Personnel required for Race Day testing, including Post-Race, as well as additional testing of all Claimed Horses as described in this Agreement. These estimated costs include travel, per diem, and other direct and additional costs associated with the collections conducted by Agency-Authorized Personnel as described in this Agreement. The Parties agree that, for the 2023 calendar year, the Commission will generate a portion of the overall State Testing Credit in the amount of \$742,500.00.¹ If the costs of Agency-Authorized Collection Personnel required for Race Day testing, including Post-Race as well as additional testing of all Claimed Horses as described in this Agreement exceed \$742,500.00 at the end of 2023, the Commission will generate an additional credit for 2024 in the amount of the excess costs.
2. Future Application of State Testing Credit. In each subsequent year of this Agreement, the Agency will provide the State with the annual State Testing Credit by the November 1 of the previous year (e.g., November 1, 2023 for 2024).
3. Notification of Racing Dates. The Commission agrees that, by October 1 of each calendar year, it shall provide the Agency with a list of the Covered Horserace days to be held in Florida through June 30 of the subsequent calendar year, including dates, locations, and number of races each day. Upon issuing the pari-mutuel operating license on March 15 of each calendar year, the Commission will notify the Agency of the remaining Covered Horserace days from July 1 to December 31 of each calendar year. The Commission also agrees to provide the Agency with prompt notice of any changes to Covered Horserace days.

IV. General Provisions

1. Term and Termination. This Agreement shall be effective when signed by all Parties to the Agreement. The Parties acknowledge that the Federal Trade Commission has approved the regulations comprising the Racetrack Safety Program and the ADMC Program. If, after the effective date of this Agreement, any portion of the Racetrack Safety Program or the ADMC Program is legally invalidated by a court of competent jurisdiction, the Commission will no longer have an obligation to carry out any duties specified in this Agreement related to the invalidated portion of either program. If the Horseracing Integrity and Safety Act is found to be unconstitutional or void and unenforceable for any reason by a court of competent jurisdiction, this Agreement shall terminate and be of no force or effect. This Agreement will terminate on December 31, 2023, unless the Parties agree to extend the term of the Agreement.

¹ Provided Racetracks conduct certain testing as described in the Revised Florida HISA Financial 2023 Assessment, dated December 28, 2022 (on file with the Commission), the potential State Testing Credit is \$1,300,000.00.

- (a) This Agreement may be terminated by any Party upon one hundred and twenty (120) days written notice.
 - (b) This Agreement may be terminated by the Agency upon sixty (60) days written notice if the Agency has determined, in good faith, that the Commission, Agency-Authorized Collection Personnel, or State Investigative Personnel have failed to substantially comply with the requirements of ADMC Rule Series 3000, (“Equine Anti-Doping and Controlled Medication Protocol,”) ADMC Rule Series 5000, (“Equine Testing and Investigation Standards”) or any HIWU Policy. Any written notice provided pursuant to this subparagraph shall include the basis for the Agency’s determination.
 - (c) If any Party defaults in a material obligation under this Agreement and continues in default for a period of thirty (30) days after written notice of default is given to it by another Party, the other Party may terminate and cancel this Agreement, immediately upon written notice of termination given to the defaulting Party. The written notice of default shall include specific actions or omissions that comprise the defaulting Party’s breach of its obligations under this Agreement.
 - (d) If this Agreement is terminated pursuant to this Paragraph IV.1: (i) any State Testing Credit provided to the Commission pursuant to Paragraph III. above will be reduced on a pro-rata basis; (ii) the certification of all Agency-Authorized Collection Personnel will be revoked by the Agency; and (iii) the Agency will, pursuant to the Act, take direct control of all anti-doping and controlled medication testing and investigative operations in the State with respect to Covered Horses.
 - (e) In addition to any right of termination granted to the Agency pursuant to this Agreement, the Agency may request that the Authority reduce the Commission’s State Testing Credit, on a pro-rata basis, for any period of time that the Agency determines that the Commission has not complied with its material obligations under this Agreement. The Agency will provide the Authority and the Commission written notice of the request, which will include the basis for the Agency’s determination and the period covered by the request. The Commission shall have the opportunity to respond in writing to such a request within thirty (30) days and will provide the Agency with a copy of the response. The Authority will make a decision on the request within thirty (30) days of receiving the Agency’s request or Commission’s response, whichever is latest.
2. Notices. All notices required to be provided hereunder shall be in writing and shall be deemed delivered if: (a) sent by facsimile, upon confirmation of faxing; (b) if sent by overnight courier, by the date after mailing; (c) if by hand delivery, upon actual receipt; or (d) if by certified mail, return receipt requested and postage prepaid, on the third business day after deposit in the mails, to the addressee set forth below (with a copy emailed to the email addresses set forth below) or at such other location as such Party notifies the other pursuant to this provision.

If to the Authority:
401 West Main Street, Unit 222
Lexington, KY 40507
Attention: Lisa Lazarus
Executive Director
lisa.lazarus@hisaus.org

If to the Agency:
4801 Main Street, Suite 350
Kansas City, MO 64112
Attention: Ben Mosier
Executive Director
bmosier@hiwu.org

If to the Commission:
4070 Esplanade Way, Suite
XXX
Tallahassee, FL 32399
Attention: Louis A. Trombetta
Executive Director
Louis.Trombetta@fgcc.fl.gov

with a copy to:
Ransdell Roach & Royse PLLC
176 Pasadena Drive
Building One
Lexington, Kentucky 40502 At-
tention: John C. Roach
john@rrrfirm.com

with a copy to:
Michelle Pujals,
HIWU General Counsel mpu-
jals@hiwu.org

with a copy to:
Ross Marshman
FGCC General Counsel
Ross.marshman@fgcc.fl.gov

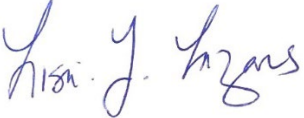
3. Severability. If any part of this Agreement is determined to be invalid or illegal by any court or agency of competent jurisdiction, then that part shall be limited or curtailed to the extent necessary to make such provision valid, and all other remaining terms of this Agreement shall remain in full force and effect.
4. Final Agency Action. The Parties agree and acknowledge that the Commission does not have the jurisdiction or authority to, and will not take, any final agency action regarding the enforcement of any rules or regulations under the Racetrack Safety Program or the ADMC Program that fall under the jurisdiction and authority of HISA and/or HIWU.
5. Entire Agreement. This Agreement constitutes the entire agreement among the Parties and supercedes all prior and contemporaneous agreements and understandings, whether written or oral, among the Parties with respect to the subject matter hereof.
6. Amendment and Waiver. This Agreement may be modified or amended only in a writing signed by all Parties. A Party's failure to act hereunder shall not indicate a waiver of its rights hereto. No waiver of any provision of this Agreement shall be valid unless made in writing and signed by the waiving Party. The failure of any Party to require the performance of any term or obligation of this Agreement or the waiver by any Party of any breach of this Agreement shall not prevent any subsequent enforcement of such term and shall not be deemed a waiver of any subsequent breach.
7. Governing Law. This Agreement shall be governed by, and construed and interpreted in accordance with, the laws of the state of Florida, without regard to its conflicts of laws principles.
8. Assignability. The Agency may assign this Agreement to an affiliate, a successor in connection with a merger, acquisition, or consolidation, or to the purchaser in connection with the sale of all or substantially all of its assets without notice to the Commission. This Agreement and all the terms and provisions hereof will be binding upon, enforceable against, and will inure to the benefit of, the Parties hereto and their respective successors and assigns.

9. Counterparts. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original and all of which together shall constitute one instrument. Any signature page delivered by facsimile, telecopy machine, portable document format (.pdf) or email shall be binding to the same extent as an original.

10. Headings; Interpretation. The headings in this Agreement have been included solely for ease of reference and shall not be considered in the interpretation or construction of this Agreement. All references herein to the masculine, neuter or singular shall be construed to include the masculine, feminine, neuter or plural, as appropriate.

IN WITNESS WHEREOF, the undersigned have executed this Mutual Cooperation Agreement as of date first written above.

HORSERACING INTEGRITY AND SAFETY AUTHORITY, INC.

By:  _____

Name: Lisa Lazarus
Title: Chief Executive Officer

HORSERACING INTEGRITY & WELFARE UNIT,
A DIVISION OF DRUG FREE SPORT, LLC

By:  _____

Name: Ben Mosier
Title: Executive Director

FLORIDA GAMING CONTROL COMMISSION

By:  _____

Name: Louis A. Trombetta
Title: Executive Director

EXHIBIT A
STATE REQUIREMENTS

The State Requirements set forth below are general in nature and for illustrative purposes only. More specific requirements will be set forth in the HIWU Policies.

- Race Day Agency-Authorized Collection Personnel (at a minimum, 1 Veterinarian, 1 Test Barn Supervisor, and 5 assistants (with responsibilities including notifications, urine collections, and chaperoning))
- Commission or Racetrack personnel stationed outside the Test Barn to control and monitor access to the Test Barn
- Scheduling of Agency-Authorization Collection Personnel for Race Day
- Coordination of shipping of Agency Samples to selected laboratories
- State Investigative Staff for service of notices and accompanying searches
- State Investigative Staff for other tasks as requested by the Agency
- Coordination of Stewards to assist with directing the selection of horses to the Test Barn on Race Days pursuant to HIWU Policies
- Coordination of training and certification of Agency-Authorized Collection Personnel
- Coordination of training of State Investigations Personnel
- Minimum employment and workers' compensation insurance policies required by law
- Required work permits/authorizations for Agency-Authorized Collection Personnel and State Investigative Personnel

2024 Assessment Letter



Horseracing Integrity and Safety Authority
401 W Main Street, Suite 222
Lexington, Kentucky 40507

October 31, 2023

Joe Dillmore
Florida Department of Pari-Mutuel Wagering
Via email – joe.dillmore@flgaming.gov

Dear Mr. Dillmore,

I am writing to advise you of Florida's HISA financial assessment for 2024 and all related details.

As indicated in the state-by-state assessment document attached to this email, Florida's 2024 HISA assessment (gross) is \$6,785,257. However, as detailed below, it is expected to be reduced to \$5,100,257 after sample collection credits are applied.

The assessment represents Florida's gross total obligation for 2024 in accordance with the HISA cost assessment methodology rule approved by the Federal Trade Commission. The assessment includes financial support for:

- The Anti-Doping and Medication Control (ADMC) Program that will be administered nationally by the Horseracing Integrity and Welfare Unit (HIWU);
- HISA's Racetrack Safety Program;
- HISA's technology build and maintenance to support all of its Programs; and
- HISA administration, including staff salaries and organizational operations.

I have attached as Addendum 1 HISA's 2024 budget so that you may review the specific investments designated for each area of HISA's mandate.

If HIWU and Florida reach an agreement for services to be provided by the commission and/or the tracks in 2024, Florida is eligible for the following monetary credits against the assessment:

- \$1,334,000 for HIWU-Authorized Collection Personnel in your state. You will be eligible to receive this credit so long as HIWU-Authorized Collection Personnel are provided to perform Race Day testing, as agreed to in a Voluntary Implementation Agreement with HIWU. Race Day Testing includes, but is not limited to, Post-Race Samples and TCO2 testing and may include other collections conducted by HIWU-Authorized Collection Personnel on Race Days, including sample collections for out-of-competition, vet's list, and clearance testing. This amount is calculated based on



the current projections for the number of 2024 Race Days, and therefore it may be adjusted if there are changes in the number of Race Days or the number of samples collected.

- An estimated potential of up to \$351,000 for additional HIWU-Authorized Collection Personnel in your state to conduct sample collections not collected on Race Day, including, but not limited to, sample collections for out-of-competition, vet's list, and clearance testing. You will be credited for the amount of non-Race Day sample collections conducted by HIWU-Authorized Collection Personnel, as agreed to by Florida and HIWU. This amount will be adjusted in the 2024 True-Up to reflect the actual amount of non-Race Day sample collections conducted in Florida during 2024.

Please note that the actual amount that will be charged to Florida to fund HISA's 2024 operations will be a sum of the following components:

- The gross assessment of \$6,785,257;
- The estimated total of \$1,685,000 in credits detailed above;
- The 2023 True-Up, which will consist of the following:
 - o A recalculation of the 2023 assessments based on actual starts and purses paid in each state (the 2023 assessments were originally calculated based on historical data);
 - o A credit for Florida's share of any money collected but not spent by HISA in 2023 (or an additional charge for Florida's share of total expenses incurred by HISA that exceed the amount collected);
 - o A true-up of the credit given vs. the actual amount earned in 2023 for Race Day sample collection in Florida;
 - o A true-up of the credit given vs. the actual amount earned in 2023 for non-Race Day sample collection in Florida; and
 - o A credit for any investigations conducted by state personnel at the direction of HIWU as agreed upon in the Voluntary Implementation Agreement.

The deadline to advise HISA whether the state will opt-in to the 2024 financial assessment is November 17, 2023. Please be advised that while we would prefer that the state fully opt-in, HISA will accept partial payments from the state if that is your preference. Should Florida choose not to opt in, we will need the Florida racetracks to submit their proposed Covered Person allocation for paying the assessment by December 10, 2023. Regardless of whether Florida opts in, HISA will accept payment in installments should that be preferred.

The attached Addendum 2 contains the specific amounts that would fall to each racetrack in Florida to cover should Florida choose to opt-out and pass the financial assessments to the individual racetracks. Addendum 3 provides a breakdown of the assessment costs and credits by state and Addendum 4 provides a breakdown of the assessment costs and credits by racetrack.



Should you wish to discuss any of these matters, I am available at your convenience. Thank you for your kind consideration of the above.

Sincerely,



Lisa Lazarus
HISA CEO

P.S. Please forward this letter and the addendums to your applicable horsemen's group(s).

cc: Joshua Adams, Gulfstream Park, Joshua.adams@gulfstreampark.com
Peter Berube, Tampa Bay Downs, pnb@tampabaydowns.com
Andy Belfiore, FTHA, abelfiore@floridahorsemen.org

Addendum for Consideration by the Commission

FIRST ADDENDUM TO MUTUAL COOPERATION AGREEMENT

THIS ADDENDUM TO THE MUTUAL COOPERATION AGREEMENT (the “Addendum”) is made and entered into this ____ day of _____ 2024 (the “Effective Date”), by and among the Horseracing Integrity and Safety Authority, Inc., a Delaware non-profit corporation, 401 West Main Street, Unit 222, Lexington, Kentucky 40507 (the “Authority”), the Horseracing Integrity & Welfare Unit, a division of Drug Free Sport, LLC (“Drug Free Sport”), a Delaware limited liability company, 4801 Main Street, Suite 350, Kansas City, Missouri 64112 (the “Agency”), and the Florida Gaming Control Commission, an agency of the Florida State government, 4070 Esplanade Way, Tallahassee, FL 32399 (the “Commission”). As used herein, the “Parties” shall mean the Authority, the Agency, and the Commission, collectively; and a “Party” shall mean the Authority, the Agency or the Commission, individually.

WHEREAS, the Parties entered into a Mutual Cooperation Agreement effective June 13, 2023 (the “Agreement”);

WHEREAS, the Parties agree to extend the term of the Agreement from December 31, 2023 to December 31, 2024;

WHEREAS, the Parties agree to amend the Agreement to add to and/or modify certain terms and conditions contained therein; and

WHEREAS, the Parties hereto desire that all other terms and conditions of the Agreement not specifically amended herein shall remain in full force and effect.

NOW THEREFORE, in consideration of the covenants herein contained and other good and valuable consideration, the sufficiency of which is acknowledged, the Parties agree as follows:

1. The Parties agree that the Agreement shall be extended for one (1) additional year beyond the original term and that Section IV (1) of the Agreement shall be amended and replaced as follows:

Term and Termination. This Agreement shall be effective when signed by all Parties to the Agreement. The Parties acknowledge that the Federal Trade Commission has approved the regulations comprising the Racetrack Safety Program and the ADMC Program. If, after the effective date of this Agreement, any portion of the Racetrack Safety Program or the ADMC Program is legally invalidated by a court of competent jurisdiction, the Commission will no longer have an obligation to carry out any duties specified in this Agreement related to the invalidated portion of either program. If the Horseracing Integrity and Safety Act is found to be unconstitutional or void and unenforceable for any reason by a court of competent jurisdiction, this Agreement shall terminate and be of no force or effect. This Agreement will terminate on December 31, 2024, unless the Parties agree to extend the term of the Agreement.

2. Section I (2) of the Agreement shall be amended and replaced as follows:

Medical Director. The Commission has no obligation, and does not elect, to enter into an agreement with the Authority to establish a Medical Director consistent with Rule 2132.

3. Section II (3) of the Agreement shall be amended and replaced as follows:

Background Checks. The Commission agrees to provide the Agency with: (a) a certification that all Agency Authorized Collection Personnel (i) have satisfactorily completed a Level I background check no earlier than one (1) year prior to the individual's certification date by the Agency, and (ii) are in good standing with the track(s) at which they will collect samples for the Agency; and (b) a conflict of interest statement completed by each Agency-Authorized Collection Personnel in a form specified by the Agency. The Commission understands that the requirements of subsections (a) and (b) above are a condition of certification and recertification of Agency-Authorized Collection Personnel by the Agency. The Commission further agrees to notify the Agency as soon as reasonably practicable upon the separation or contract of any Agency-Authorized Collection Personnel.

4. Section II (13) of the Agreement shall be amended and replaced as follows:

Sample Testing. The Commission agrees that all Agency Samples will be sent to, and analyzed by, a Laboratory selected by the Agency for the 2024 calendar year and for any extensions of the Term. The Commission also understands that the Agency has the authority to direct further analysis of all Agency Samples at its discretion.

5. Section III (1) of the Agreement shall be amended and replaced as follows:

2024 Credit. The Commission will receive a credit to its 2024 assessment which was sent to the Commission by the Authority on October 31, 2023. The credit will be applied to the amount paid to the Authority for that calendar year in connection with the funding required to be paid to the Authority under the Act (the "State Testing Credit"). The State Testing Credit is an estimated amount for costs, including the costs of Agency-Authorized Collection Personnel required for Race Day testing, including Post-Race, as well as additional testing of all Claimed Horses as described in this Agreement. These estimated costs include travel, per diem, and other direct and additional costs associated with the collections conducted by Agency-Authorized Personnel as described in this Agreement. The Parties agree that, for the 2024 calendar year, the Commission will generate an overall State Testing Credit in the amount of \$1,050,000.¹ If the costs of Agency-Authorized Collection Personnel required for Race Day testing, including Post-Race as well as additional testing of all Claimed Horses as described in this Agreement exceed \$1,050,000

¹ Provided Racetracks conduct certain testing as described in the Amended Addendum 2 to the Florida HISA Financial 2024 Assessment sent by HISA on November 13, 2023, the total potential state testing credit is \$1,685,000.

at the end of 2024, the Commission will generate an additional credit for 2025 in the amount of the excess costs.

6. Except as otherwise provided in this Addendum, all terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned have executed this Addendum as of the date first written above.

HORSERACING INTEGRITY AND SAFETY AUTHORITY, INC.

BY: _____

Name: Lisa Lazarus

Title: Chief Executive Officer

HORSERACING INTEGRITY & WELFARE UNIT,
A DIVISION OF DRUG FREE SPORT, LLC

BY: _____

Name: Ben Mosier

Title: Executive Director

FLORIDA GAMING CONTROL COMMISSION

BY: _____

Name: Louis A. Trombetta

Title: Executive Director

3. Discussion of consent orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Elina Valentine, Deputy General Counsel
Re: FGCC v. Investment Corporation of Palm Beach d/b/a Palm Beach
Kennel Club, Case No. 2023-062397; Consent Order
Date: January 26, 2024

Executive Summary

In lieu of further litigation, the Division of Pari-Mutuel Wagering seeks to settle Florida Gaming Control Commission, Division of Pari-Mutuel Wagering v. Investment Corporation of Palm Beach d/b/a Palm Beach Kennel Club, case no. 2023-062397 by entering into the proposed Stipulation and Consent Order (the “Consent Order”). Pursuant to the terms of the Consent Order, Investment Corporation of Palm Beach (“Respondent”) would pay an administrative fine of \$500.00 for violating Rules 75-11.0175(7)(e) and 75-11.0175(7)(f) of the Florida Administrative Code.

Background

On or about October 31, 2023, Respondent staff failed to hold the empty drop box up to the full view of the surveillance camera while calling out the drop box number verbally after the contents of each drop box were on the count table in violation of Rule 75-11.0175(7)(e) of the Florida Administrative Code. In addition, on October 31, 2023, Respondent staff failed to lock and place the drop box in the storage area after it had been counted and viewed in violation of Rule 75-11.0175(7)(f) of the Florida Administrative Code.

Analysis

The Commission may resolve matters informally through a negotiated settlement.¹ The Commission has the authority to impose an administrative fine of up to \$1,000.00 for each violation of section 849.086, Florida Statutes, or any rules

¹ See § 120.57(4), Fla. Stat. (“Unless precluded by law, informal disposition may be made of any proceeding by stipulation, agreed settlement, or consent order.”)

adopted pursuant thereto.² Mitigation may be taken into consideration when imposing an administrative fine.

Rule 75-11.0175(e) of the Florida Administrative Code, requires that, as part of the count process, “[o]nce empty, the drop box number and the inside of the drop box is held up to the full view of a surveillance camera with the drop box number called out verbally...”

Rule 75-11.0175(f) of the Florida Administrative Code, requires that, as part of the count process, “[a]fter each drop box has been viewed and counted, the drop box shall be locked and placed in a storage area exclusively for drop boxes...”

Based on surveillance footage, on October 31, 2023, Respondent staff opened three drop boxes in succession, viewed and counted the contents, and placed each drop box on the count table next to the other. Respondent staff did not call out the drop box number verbally while holding each drop box to the full view of the surveillance camera and did not lock and place each drop box in the storage area exclusively for drop boxes. Accordingly, Respondent is subject to an administrative fine not to exceed \$1,000.00 per violation.

The Stipulation and Consent Order provides for a total administrative fine of \$500.00, composed of a \$250.00 administrative fine for the violation of Rule 75-11.0175(e) of the Florida Administrative Code and a \$250.00 administrative fine for the violation of Rule 75-11.0175(f) of the Florida Administrative Code.

As mitigation, Respondent represents that the appropriate staff received additional training and that it will ensure that the audio in the count room is sufficient to hear the call out of the drop box number in the surveillance recording.

Staff Recommendation: The Florida Gaming Control Commission should adopt the proposed Stipulation and Consent Order in case no. 2023-062397.

² § 849.086(14)(c), Fla. Stat.

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

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

Petitioner,

v.

FGCC Case No.: 2023-062397

INVESTMENT CORPORATION OF PALM
BEACH d/b/a PALM BEACH KENNEL CLUB,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Investment Corporation of Palm Beach, d/b/a Palm Beach Kennel Club (“Respondent”), stipulate and agree to the following terms and issuance of this Stipulation and Consent Order (“Consent Order”):

1. At all times material hereto, Respondent held a pari-mutuel wagering permit pursuant to Section 550.054, and license pursuant to Section 550.0115, both issued by the Commission.

2. At all times material hereto, Respondent held a valid cardroom license number 149 issued by the Commission under section 849.086, Florida Statutes, and operated a cardroom within the meaning of section 849.086(2)(c), Florida Statutes.

3. This Consent Order is to be entered in resolution of the two-count Administrative Complaint filed in FGCC Case Number 2023-062397, alleging that:

- a. On or about October 31, 2023, Respondent was in violation of rule 75-11.0175(7)(e), Florida Administrative Code, by failing to hold the empty drop box up to the full view of the surveillance camera with the drop box number called out verbally after the contents of each drop box were on the count table.
- b. On or about October 31, 2023, Respondent was in violation of rule 75-11.0175(7)(f), Florida Administrative Code, by failing to lock and place the drop box in the storage area after it had been counted and viewed.

4. Mitigation: This Consent Order was entered into in consideration of additional information provided by Respondent, including the fact that the Count Team members have been provided additional training on the Count Room Procedures and Respondent ensuring that the audio in the count room is sufficient to verbally hear the drop box number via the surveillance camera in compliance with section 75-11.0175, Florida Statutes.

STIPULATION

WHEREAS the Division and Respondent (“Parties”), desire to resolve this matter, the following terms are stipulated:

5. The Division has jurisdiction over this matter and the Parties.
6. The Division is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
7. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that it is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in

any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.

8. Each of the Parties must bear its own costs and legal fees related to this matter, and no financial claims can be made against the Division in this action.

9. The Parties acknowledge and agree to waive any further administrative and judicial review.

10. The Parties understand that this Consent Order will in no way preclude additional proceedings by the Division against Respondent for acts or omissions not specifically set forth herein.

11. Respondent neither admits, nor denies committing the violation set forth in this Consent Order, but this Consent Order may be considered in aggravation of any future proceedings involving Respondent.

12. **FINE:** Respondent agrees to, and must pay to the Division, the sum of **FIVE HUNDRED DOLLARS (\$500.00) at the time Respondent submits an executed copy of this Consent Order. The fines are assessed as follows:**

a. **Count I: \$250.00**

b. **Count II: \$250.00**

13. **The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (NO PERSONAL CHECKS).** Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.

14. Respondent must mail this Consent Order and the payment to: **Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee,**

Florida 32399-1035, Attention: Donna Fleming. Please note FGCC Case Number 2023-062397 on the face of the payment.

15. The Parties acknowledge and agree that this Consent Order is subject to approval by the Florida Gaming Control Commission (“Commission”). The Consent Order will have no force and effect unless the Commission files a Final Order adopting this Consent Order. Should this Consent Order be rejected, no statement made in furtherance of it by Respondent may be used as direct evidence against Respondent in any proceedings.

16. Upon the Commission’s adoption of this Consent Order, Respondent expressly waives all further procedural steps, including all rights to seek judicial review of this Consent Order, and waives the right to seek attorneys’ fees or costs from the Division in connection with these proceedings.

17. This Consent Order is executed by the Parties for the purpose of avoiding further administrative action with respect to the matters addressed hereby. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Consent Order. Should the Commission not accept this Consent Order, it is agreed that presentation to and consideration of this Consent Order and other documents and matters by the Commission shall not unfairly or illegally prejudice the Commission from further participation, consideration, or resolution of these proceedings.

18. This Consent Order may be signed in counterparts, and copies shall be treated as original.

19. The Parties agree that this serves as notice that the signed Consent Order will be placed on the next available Commission meeting.

20. Respondent is not required to attend the Commission meeting. If Respondent would like to attend, he/she is responsible for checking the Florida Gaming Control Commission website at www.flgaming.gov, for the meeting materials, agenda, and contact information.

21. Respondent authorizes the Division to correct any typographical errors or make any non-material changes to this Consent Order after it is signed.

WHEREFORE, INVESTMENT CORPORATION OF PALM BEACH d/b/a PALM BEACH KENNEL CLUB, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 8th day of January, ~~2023~~ 2024

[Handwritten signature]

INVESTMENT CORPORATION OF PALM BEACH d/b/a PALM BEACH KENNEL CLUB, Respondent

Signed on behalf of Investment Corporation of Palm Beach, d/b/a Palm Beach Kennel Club by:

Michael Glenn
Printed Name

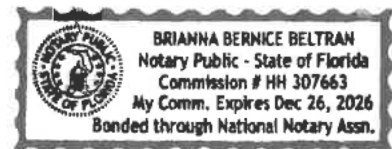
General Manager/ASAT
Title

STATE OF Florida

COUNTY OF Palm Beach

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 8th day of January, ~~2023~~ 2024 by Michael Glenn, who is personally known to me or who produced the following as identification: _____

Brianna Bernice Beltran
Notary Public



My commission expires: December 24, 2026

APPROVED this 23 day of January, 2024.



ELINA VALENTINE
DEPUTY GENERAL COUNSEL
Division of Pari-Mutuel Wagering
Florida Gaming Control Commission

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

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

Petitioner,

v.

FGCC Case No.: 2023-062397

INVESTMENT CORPORATION OF PALM
BEACH d/b/a PALM BEACH KENNEL CLUB,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Investment Corporation of Palm Beach, d/b/a Palm Beach Kennel Club (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to chapters 550 and 849, Florida Statutes.
2. At all times material hereto, Respondent held a pari-mutuel wagering permit pursuant to Section 550.054, and license pursuant to Section 550.0115, both issued by the Commission.
3. At all times material hereto, Respondent held a valid cardroom license number 149 issued by the Commission under section 849.086, Florida Statutes, and operated a cardroom within the meaning of section 849.086(2)(c), Florida Statutes, at its Facility (the “Cardroom”).
4. The Cardroom is a Facility operated by the Respondent at all times material hereto and is located at 1111 North Congress Avenue West Palm Beach, Florida 33490.

COUNT I

5. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

6. On or about October 31, 2023, three count team members were observed via surveillance footage opening drop boxes, emptying the contents of the drop box on the table, and placing the empty boxes at the end of the count table.

7. Rule 75-11.0175(7)(e), Florida Administrative Code, provides that once a drop box is empty, the drop box number and insides of the box shall be “held up to the full view of a surveillance camera with the drop box number called out verbally.”

8. Based on the foregoing, Respondent violated rule 75-11.0175(7)(e), Florida Administrative Code, by failing to hold the empty drop box up to the full view of the surveillance camera with the drop box number called out verbally after the contents of each drop box were on the count table.

COUNT II

9. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

10. On or about October 31, 2023, three count team members were observed via surveillance footage opening three drop boxes, viewing and counting the contents, and placing them at the end of the count table.

11. Rule 75-11.0175(7)(f), Florida Administrative Code, provides that “after each drop box has been viewed and counted, the drop box shall be locked and placed in a storage area exclusively for drop boxes.”

12. Based on the foregoing, Respondent violated rule 75-11.0175(7)(f), Florida Administrative Code, Florida Administrative Code, by failing to lock and place the drop box in the storage area after it had been counted and viewed.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-062397 is signed this 12th day of December 2023.

/s/Emily A. Alvarado

Emily A. Alvarado
Deputy Chief Attorney
Florida Bar Number: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: +1 (850) 536-8709
Primary: Emily.Alvarado@flagaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS

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

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

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

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubbs1

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

Lic Type	1000 - Permit to Conduct Pari-Mutuel Wagering	Status	90 Closed	Status Date	11/17/2023
Complaint #	2023062397	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	INVESTMENT CORPORATION OF PALM BEACH	Responsible	bjones - JONES, BRADFORD	Private Case

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	INTR - Internal	Priority			
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Security	STND - Standard	Incident	11/01/2023	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Region	SR - Southern Region	Received	11/02/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Reference	75-11.0175	Entered	11/02/2023	<input type="checkbox"/> Inspection	
Entered	11/02/2023	Entered By	cstubbs1	<input type="checkbox"/> Costs	
Summary	<p>149 - Cardroom Drop, Count Rooms, and Count Procedures ; On November 01, 2023, I responded to the Palm Beach Kennel Club for my weekly routine inspection of the poker room. On this day I asked Tim Wright (Poker room Assistant Director) to show me the count that took place on October 31, 2023; once inside the surveillance room, Wright retrieved the video coverage for October 31, 2023. Wright and I observed the count; during the count the count team opened a jack pot box, counted the chips then place the box at end the count table. This happened three times leaving three boxes on the count table at the same time while opening another. After each box were emptied the count team failed to show the empty box for camera view and did not verbally announce any of the box numbers.</p>			<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Updated	11/20/2023 10:43:03	By	cstubbs1	<input type="checkbox"/> Attachments	<input type="button" value="History"/>
				<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

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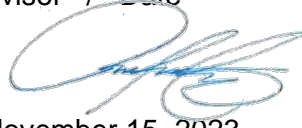

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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: November 2, 2023	Case Number: 2023 06 2397
Respondent: INVESTMENT CORPORATION OF PALM BEACH 1111 N. CONGRESS AVENUE WEST PALM BEACH, FLORIDA 33409 PHONE (561) 683-2222		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 149 - 1000	Profession: Facility	Report Date: November 7, 2023	
Period of Investigation: November 2, 2023, through November 7, 2023		Type of Report: Final	
Alleged Violation: 75-11.0175 Cardroom Drop, Count Rooms, and Count Procedures.			
<p>(7) The count process shall be as follows:</p> <p>(d) Count team members empty the contents of each drop box on the count table. No other box is opened while another box, or its contents are on the count table.</p> <p>(e) Once empty, the drop box number and the inside of the drop box is held up to the full view of a surveillance camera with the drop box number called out verbally.</p> <p>(f) After each drop box has been viewed and counted, the drop box shall be locked and placed in a storage area exclusively for drop boxes.</p>			
<p>Synopsis: On November 1, 2023, I responded to the Palm Beach Kennel Club (PBKC) for my weekly routine inspection of the poker room. I asked PBKC Poker Room Assistant Director Tim Wright to show me the count that took place on October 31, 2023. Once inside the surveillance room, Wright retrieved the video coverage for October 31, 2023. Wright and I observed the count; during the count the Count Team opened a jackpot box, counted the chips then placed the box at end the count table. This happened three separate times, and each time the boxes were left on the count table while they continued to open another box. After each box was emptied the Count Team failed to show the empty box for camera view and did not verbally announce any of the box numbers as required by rule 75-11.0175.</p>			
Related Case:			
Investigator / Date  Andre' Tribble / November 7, 2023		Investigator Supervisor / Date  Julio Minaya / November 15, 2023	
Chief of Investigations / Date  Bradford D. Jones / November 17, 2023			

CONTINUATION

On November 1, 2023, I visited the Palm Beach Kennel Club (PBKC) for my weekly routine inspection of the poker room. During my visit, I asked Poker room Assistant Director Tim Wright, (License #7091751, - expiration date 06/30/2024) to show me video footage of the count for October 31, 2023. Wright retrieved the surveillance footage for the count and during our review, the Count Team was observed opening a jackpot box. They then emptied the box onto the count table and counted the chips. After doing so, the empty box was placed at end the count table. This happened on three separate occasions with each box being left on the count table while the Count Team continued to open another box. During this procedure, the Count Team also failed to lift each box up to the camera, and verbally announce the box number while simultaneously showing the inside of the box to the surveillance camera to confirm that it was emptied. The Count Team also failed to lock and place each drop box in a storage area exclusively for drop boxes after each box was open and viewed (**Exhibit #2**).

According to the Count Room Sign In Sheet the Count Team members for October 31, 2023, were as follows: (**Exhibit #6**)

Shyanne Nicole **Smith** (License #13217871 - Expiration date 06/30/2025 - **Exhibit #3**)

Windy Keni **Francois** (License #13599247 - Expiration date 06/30/2026 - **Exhibit #4**)

Dewight Kenyonn **Lambert** (License #13021896 - Expiration date 06/30/2024 - **Exhibit #5**)

During the review of the surveillance video coverage, I observed Smith remove a jackpot box from the rack, she then unlocked and emptied the chips onto the count table. Smith placed the emptied box to the right side of the count table. She and Francois proceeded to count the chips, after the chips were counted and put away, Smith removed a second box from the rack, she unlocked and emptied the chips from that box onto the count table. Smith then placed the empty box to the right side of the count table next to the first box. She followed the same pattern once more leaving a third emptied box next to the previous two, before Francios removed the three boxes off the table. After each box was emptied, Smith failed to show the emptied boxes for camera view and did not verbally announce any of the box numbers. Please note that Poker Room Assistant Director Wright, identified the individual Count Team members as we watched the surveillance video coverage.

Wright stated that all members of the Count Team are trained on Count Room procedures by the PBKC Poker Room Management on a regular basis, because of high employee turnover. Wright also stated that the failure of the Count Team members to conduct the count according to the FGCC rules will be addressed immediately.

CONCLUSION: INVESTMENT CORPORATION OF PALM BEACH is in violation of FGCC Rule: 75-11.0175 (7)(d)(e)(f) - for failing to ensure that the members of the Count Team for October 31, 2023: empty the contents of each drop box on the count table and that no other box is opened while another box, or its contents are on the count table. The Count Team also failed to lift each box up to the camera so that the camera can capture the box number, verbally announce the boxes number while simultaneously showing the inside of the box to show that it was emptied. The Count Team also failed to lock and place each drop box in a storage area exclusively for drop boxes after each box was open and viewed.

Status: Case closed by Investigations and forwarded to Legal.

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET1

II. INVESTIGATIVE REPORT 2

III. EXHIBITS

1. Open Case Request/ Email.....1-3

2. **WRIGHT** License Info.....1-2

3. **SMITH** License Info.....1-2

4. **FRANCOIS** License Info.....1-2

5. **LAMBERT** License Info.....1-2

6. Count Room Sign in Sheet.....1-1



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

OPEN CASE REQUEST

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

INCIDENT DATE: November 01, 2023

PMW Cardroom Slot

Violation Incident Complaint

FACILITY NAME: Investment Corporation of Palm Beach **LIC #:** 149

RESPONDENT

NAME: Investment Corporation of Palm Beach		
Address: 1111 Congress Ave. West Palm Beach, Florida 33409		Tel #: 561-683-2222
LIC #: 149	LIC TYPE: 1000	OCCUPATION: Facility

COMPLAINANT

NAME: Florida Gaming Control Commission (Investigations)		Tel #: 954-288-1012
LIC #:	LIC TYPE:	OCCUPATION:

VIOLATION(S) / TITLE(S): 75-11.0175 Cardroom Drop, Count Rooms, and Count Procedures. (7) The count process shall be as follows: (d) Count team members empty the contents of each drop box on the count table. No other box is opened while another box, or its contents are on the count table.

(e) Once empty, the drop box number and the inside of the drop box is held up to the full view of a surveillance camera with the drop box number called out verbally.

(f) After each drop box has been viewed and counted, the drop box shall be locked and placed in a storage area exclusively for drop boxes.

DESCRIPTION: On November 01, 2023, I responded to the Palm Beach Kennel Club for my weekly routine inspection of the pokerroom. On this day I asked Tim Wright (Pokerroom Assistant Director) to show me the count that took place on October 31, 2023; once inside the surveillance room, Wright retrieved the video coverage for October 31, 2023. Wright and I observed the count; during the count the count team opened a jack pot box, counted the chips then place the box at end the count table. This happened three times leaving three boxes on the count table at the same time while opening another. After each box were emptied the count team failed to show the empty box for camera view and did not verbally announce any of the box numbers.

CASE DETAILS FILED BY: Andre' Tribble

Chief Inspector Judge/Steward Investigator Other: Investigations Specialist II
Title of State Employee)

Andre Tribble 

11/02/2023

Cheryl Stubbs

From: Julio Minaya
Sent: Thursday, November 2, 2023 8:31 AM
To: Cheryl Stubbs
Cc: Bradford Jones
Subject: FW: OCR- Palm Beach Kennel Club
Attachments: OCR- Investment Corporation Palm Beach.docx

Cheryl,

Please open and assign to Inv. Tribble.

Thanks



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

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From: Andre Tribble <Andre.Tribble@flgaming.gov>
Sent: Thursday, November 2, 2023 8:04 AM
To: Julio Minaya <Julio.Minaya@flgaming.gov>
Subject: OCR- Palm Beach Kennel Club

Please review and open case. Thank you.



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

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution, or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications may be subject to public disclosure. LARGER VIEW

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License Search Entity Search Modify License Standing Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: atribute

VR Home > License Search > License Home

License Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On 06/30/2024 File # 2060 Name WRIGHT, TIMOTHY L Extended To License # 7091751 Rank CEMP - Cardroom Employee Occupational Renewed On 05/10/2021 Entity # 7091751 Lic Status Current		<input type="button" value="Licensee"/> <input type="button" value="History"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>																			
Address Street # 1115 Street GREEN PINE BLVD APT G1 Line 2 Line 3 City WEST PALM BEACH State FL Zip 33409 Routing																					
Other 1st License Date 06/27/2018 Rank Date 05/10/2021 Certificate # Method I-S-1024 Status Date 06/27/2018 Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent																					
Select Action 																					
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>CMAN - Cardroom Manager</td> <td>06/07/2007</td> <td></td> </tr> <tr> <td>I</td> <td>GHND - Greyhound</td> <td>03/19/2004</td> <td></td> </tr> <tr> <td>L</td> <td>171 - Palm Beach Greyhound Racing</td> <td>06/27/2018</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>06/07/2012</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	C	CMAN - Cardroom Manager	06/07/2007		I	GHND - Greyhound	03/19/2004		L	171 - Palm Beach Greyhound Racing	06/27/2018		Y	3YR - 3 Year License	06/07/2012	
Type	Modifier	Effective Date	Additional Info																		
C	CMAN - Cardroom Manager	06/07/2007																			
I	GHND - Greyhound	03/19/2004																			
L	171 - Palm Beach Greyhound Racing	06/27/2018																			
Y	3YR - 3 Year License	06/07/2012																			
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EXHIBIT # 2
PAGE # 22
 11/7/2023

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: atribute

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

Basic Entity Data	List of Addresses	List of Names
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Lic Type	1012 - Cardroom Employee Occupational		Entity #	7091751
Fed Tax #	[REDACTED]	Fed Tax Type	SSN #	Name
Last Name		WRIGHT	First	TIMOTHY
Title			Middle	L
Gender		M	Race	2 - White
Driver License #	Birth Date		[REDACTED]	
Mailing Address	Private Address	Preferred Name <input checked="" type="checkbox"/>		
Street #	1115	Street	GREEN PINE BLVD APT G1	
Line 2				
Line 3				
City	WEST PALM BEACH		County	Palm Beach
Zip	33409	State	Florida	Country
Routing		United States		
Phone #	[REDACTED]	Ext	E-Mail	[REDACTED]
Insp Region	Receive Email			
Updated	06/09/2021 15:49:53	By	tmcdowell1	

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: atribute

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type **1012 - Cardroom Employee Occupational** Expires On **06/30/2025**

File # **13832** Name **SMITH, SHYANNE NICOLE** Extended To

License # **13217871** Rank **CEMP - Cardroom Employee Occupational** Renewed On

Entity # **13217871** Lic Status **Current**

Licensee

History

Notes

Notes History

Back

Address

Street # **4304** Street **MEDITERRANEAN RD**

Line 2

Line 3

City **LAKE WORTH** State **FL** Zip **33461**

Routing

Other

1st License Date **06/09/2022** Rank Date **06/09/2022** Certificate #

Method **I-S-1024** Status Date **06/09/2022** Certificate Date

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

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Modifiers

Type	Modifier	Effective Date	Additional Info
C	HOST - Host/Hostess	06/03/2022	
I	GHND - Greyhound	06/03/2022	
L	149 - Investment Corporation of Palm Beach	06/03/2022	
Y	3YR - 3 Year License	06/03/2022	

Alt Keys

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EXHIBIT # 3
PAGE # 224
 11/7/2023

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

Domain 10 - Division of Pari-Mutuel Wagering

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

Basic Entity Data	List of Addresses	List of Names
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Lic Type **1012 - Cardroom Employee Occupational** Entity # **13217871**
 Fed Tax # [REDACTED] Fed Tax Type **SSN #** Name **SMITH, SHYANNE NICOLE**

Last Name SMITH	First SHYANNE	Middle NICOLE	<input type="button" value="Notes"/>
Title	Suffix	Qualifier	<input type="button" value="Notes History"/>
Gender F	Race 2 - White		<input type="button" value="Fix"/>
Driver License #	Birth Date [REDACTED]		<input type="button" value="Change"/>
Mailing Address <input checked="" type="checkbox"/>	Private Address	Preferred Name <input checked="" type="checkbox"/>	<input type="button" value="Save"/>
Street # 4304	Street MEDITERRANEAN RD		<input type="button" value="OK"/>
Line 2			<input type="button" value="Cancel"/>
Line 3			<input type="button" value="Back"/>
City LAKE WORTH	County Palm Beach		
Zip 33461	State Florida	Country United States	
Routing			
Phone # [REDACTED]	Ext	E-Mail [REDACTED]	
Insp Region		Receive Email	
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EXHIBIT # 3
PAGE # 2
 225
 11/7/2023

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: atribute

VR Home > License Search > License Home

License Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On 06/30/2026 File # 14690 Name FRANCOIS, WINDY KENI Extended To License # 13599247 Rank CEMP - Cardroom Employee Occupational Renewed On Entity # 13599247 Lic Status Current		<input type="button" value="Licensee"/> <input type="button" value="History"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>																			
Address Street # 22361 Street SW 57TH CIRCLE Line 2 Line 3 City BOCA RATON State FL Zip 33428 Routing																					
Other 1st License Date 06/08/2023 Rank Date 06/08/2023 Certificate # Method I-S-1024 Status Date 06/08/2023 Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent																					
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Modifiers <table border="1"> <thead> <tr> <th>Type ↕</th> <th>Modifier ↕</th> <th>Effective Date ↕</th> <th>Additional Info ↕</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>HOST - Host/Hostess</td> <td>05/19/2023</td> <td></td> </tr> <tr> <td>I</td> <td>GHND - Greyhound</td> <td>05/19/2023</td> <td></td> </tr> <tr> <td>L</td> <td>149 - Investment Corporation of Palm Beach</td> <td>05/19/2023</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>05/19/2023</td> <td></td> </tr> </tbody> </table>		Type ↕	Modifier ↕	Effective Date ↕	Additional Info ↕	C	HOST - Host/Hostess	05/19/2023		I	GHND - Greyhound	05/19/2023		L	149 - Investment Corporation of Palm Beach	05/19/2023		Y	3YR - 3 Year License	05/19/2023	
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I	GHND - Greyhound	05/19/2023																			
L	149 - Investment Corporation of Palm Beach	05/19/2023																			
Y	3YR - 3 Year License	05/19/2023																			
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EXHIBIT #
PAGE # 226
 11/7/2023

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: atribute

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

Basic Entity Data	List of Addresses	List of Names
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Lic Type	1012 - Cardroom Employee Occupational		Entity #	13599247		
Fed Tax #	██████████	Fed Tax Type	SSN #	Name FRANCOIS, WINDY KENI		
<input checked="" type="checkbox"/> Last Name	FRANCOIS	First	WINDY	Middle	KENI	<input type="button" value="Notes"/>
Title		Suffix		Qualifier		<input type="button" value="Notes History"/>
Gender	M	Race	1 - Black			<input type="button" value="Fix"/>
Driver License #		Birth Date	██████████			<input type="button" value="Change"/>
Mailing Address	<input checked="" type="checkbox"/> Private Address	Preferred Name	<input checked="" type="checkbox"/>			<input type="button" value="Save"/>
Street #	22361	Street	SW 57TH CIRCLE			<input type="button" value="OK"/>
Line 2						<input type="button" value="Cancel"/>
Line 3						<input type="button" value="Back"/>
City	BOCA RATON	County	Palm Beach			
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Routing						
Phone #	██████████	Ext			E-Mail	
Insp Region					Receive Email	
Updated	05/19/2023 10:13:46		By kechelmeye			

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EXHIBIT # 4
PAGE # 2
 227
 11/7/2023

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: atribute

VR Home > License Search > License Home

License Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On 06/30/2024 File # 13360 Name LAMBERT, DEWIGHT KENYONN Extended To License # 13021896 Rank CEMP - Cardroom Employee Occupational Renewed On Entity # 13021896 Lic Status Current		<input type="button" value="Licensee"/> <input type="button" value="History"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>																			
Address Street # 1122 Street TIMBER REAP TRAIL Line 2 Line 3 City LOXAHATCHEE State FL Zip 33470 Routing																					
Other 1st License Date 12/09/2021 Rank Date 12/09/2021 Certificate # Method I-S-1024 Status Date 12/09/2021 Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent																					
Select Action																					
Modifiers <table border="1"> <thead> <tr> <th>Type ↕</th> <th>Modifier ↕</th> <th>Effective Date ↕</th> <th>Additional Info ↕</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>HOST - Host/Hostess</td> <td>12/03/2021</td> <td></td> </tr> <tr> <td>I</td> <td>GHND - Greyhound</td> <td>12/03/2021</td> <td></td> </tr> <tr> <td>L</td> <td>149 - Investment Corporation of Palm Beach</td> <td>12/03/2021</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>12/03/2021</td> <td></td> </tr> </tbody> </table>		Type ↕	Modifier ↕	Effective Date ↕	Additional Info ↕	C	HOST - Host/Hostess	12/03/2021		I	GHND - Greyhound	12/03/2021		L	149 - Investment Corporation of Palm Beach	12/03/2021		Y	3YR - 3 Year License	12/03/2021	
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L	149 - Investment Corporation of Palm Beach	12/03/2021																			
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EXHIBIT # 5
PAGE # 228
 11/7/2023

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

Domain 10 - Division of Pari-Mutuel Wagering

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

Basic Entity Data	List of Addresses	List of Names
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Lic Type	1012 - Cardroom Employee Occupational		Entity #	13021896		
Fed Tax #	[REDACTED]	Fed Tax Type	SSN #	Name LAMBERT, DEWIGHT KENYONN		
 Last Name	LAMBERT	First	DEWIGHT	Middle	KENYONN	<input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Fix"/> <input type="button" value="Change"/> <input type="button" value="Save"/> <input type="button" value="OK"/> <input type="button" value="Cancel"/> <input type="button" value="Back"/>
Title		Suffix		Qualifier		
Gender	M	Race	1 - Black			
Driver License #		Birth Date	[REDACTED]			
Mailing Address	<input checked="" type="checkbox"/> Private Address	Preferred Name	<input checked="" type="checkbox"/>			
Street #	1122	Street	TIMBER REAP TRAIL			
Line 2						
Line 3						
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Zip	33470	State	Florida	Country	United States	
Routing						
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EXHIBIT # 5
PAGE # 2
229
11/7/2023

DATE 10/31/23

JACKPOT DATE 10/31/23

PRINT NAME AND NUMBER BELOW

SIGN NAME BELOW

TEAM LEADER Dewight Lambert 13021896

[Signature]

PERSON 1 Shyanne Smith 13217871

[Signature]

PERSON 2 Windy Francois 13599247

[Signature]

PERSON 3 _____

PRINT NAME AND NUMBER BELOW

SIGN NAME BELOW

OBSERVERS

OBS. 1 _____

OBS. 2 _____

INSPECTED BY (VAULT EMPLOYEE) Violette Albert 12810536 [Signature]

4. Discussion of recommended orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Elina Valentine, Deputy General Counsel
Re: FGCC v. Lanica Woods, Case Number 2023-037689; Final Order
Date: January 26, 2024

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) requests the Commission to adopt the hearing officer’s recommended order recommending permanent exclusion of Respondent (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida. On August 24, 2023, the Division served Respondent with an administrative complaint, seeking Respondent’s exclusion from all pari-mutuel and slot facilities in Florida. Respondent requested an informal hearing, which was held on November 15, 2023. Following the hearing, the hearing officer recommended permanent exclusion from all pari-mutuel and slot machine facilities. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

From about July 1, 2023, to July 2, 2023, Respondent was a patron of Calder Casino.¹ Respondent was ejected from Calder Casino and subsequently permanently excluded from Calder Casino on July 5, 2023, based on Calder Casino’s staff observations of Respondent cheating during numerous live poker games.

Based on Respondent’s ejection from Calder Casino, the Division served Respondent with an administrative complaint seeking her exclusion from all pari-mutuel and slot facilities in the state of Florida. Respondent requested an informal hearing pursuant to 120.57(2), Florida Statutes, which was held on November 15, 2023. The hearing officer issued her recommended order on January 29, 2024, recommending permanent exclusion from all pari-mutuel facilities and all facilities of a slot machine licensee.

¹ Calder Casino is operated by a pari-mutuel wagering permit holder that also possesses a slot machine and cardroom license.

Analysis

Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Section 550.0251(6), Florida Statutes, provides, in relevant part, that “[t]he Commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state.” Likewise, section 551.112, Florida Statutes, provides, in relevant part “[t]he Commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state.” Calder Casino is both a pari-mutuel facility and slot machine licensee in this state, and Respondent was ejected from it. Accordingly, by law, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Therefore, the Florida Gaming Control Commission may enter a final order adopting the hearing officer’s recommended order and excluding Respondent from all pari-mutuel and slot machine facilities in this state.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order adopting the hearing officer’s recommended order in case number 2023-037689.

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

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

Petitioner,

v.

FGCC Case No.: 2023-037689

LANICA WOODS,

Respondent.

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Elizabeth K. Stinson, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on November 15, 2023, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of the Commission's Administrative Complaint filed against Lanica Woods ("Respondent"), in FGCC Case Number 2023-037689 ("Administrative Complaint"). The Commission was represented by Emily A. Alvarado, Deputy Chief Attorney. Respondent appeared *pro se* and the hearing was held telephonically. Both sides were permitted to present witnesses, proffer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On or about August 24, 2023, the Commission filed an Administrative Complaint against Respondent alleging that on or about July 1 to July 2, 2023, Respondent was a patron at Calder Casino, that on or about July 2, 2023, Respondent was ejected from Calder Casino, that on or about July 5, 2023, Respondent was permanently excluded from Calder Casino, and that Respondent is subject to exclusion from all licensed pari-mutuel facilities and all facilities of a slot machine licensee in the state of Florida.

2. On or about September 20, 2023, Respondent requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

The November 15, 2023, Informal Hearing

3. At the informal hearing on November 15, 2023, the Commission presented the issues raised in its Administrative Complaint. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and accepted the investigative packet into the record.

4. The investigative packet that was admitted into the record contained an Incident Detail Report setting out the events leading up to Respondent's ejection and exclusion from Calder Casino.

5. The Incident Detail Report includes a narrative report of video footage of Respondent and another patron swapping cards to improve their hands and capping bets, a type of cheating.

6. The Incident Detail Report states that an independent review of surveillance footage shows that Respondent and the other patron were using a food container to conceal the swapping of cards.

7. At the hearing, Respondent testified about the events that surrounded her exclusion from Calder Casino:

- a. Respondent testified that she was not new to playing card games at card room facilities in Florida, but she was new to playing a certain game at Calder Casino.
- b. Respondent testified that what was listed as cheating in the investigative

report, was in fact, how the staff was telling her to play the game.

c. Respondent testified that she started playing the game around 10:00 pm, and she was playing the same way until 2:00 am.

d. Respondent then testified that she didn't think there was anything wrong with the way that she was playing the game because it took so long for the facility to tell her she was cheating.

e. Respondent testified that she read the investigative packet and that she did not dispute the allegations in the investigative packet, except that she had not kept up with the amount of money that she had won at the casino. Respondent then testified that the staff was supposed to be teaching her how to play the game.

FINDINGS OF FACT

8. At all times material hereto, Calder Casino was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, slot machine, and cardroom operations in the State of Florida.

9. On or about July 1 and July 2, 2023, Respondent was a patron of Calder Casino and was ejected from Calder Casino.

10. On or about July 5, 2023, Respondent was permanently excluded from Calder Casino.

CONCLUSIONS OF LAW

11. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

12. The Commission has jurisdiction over this matter pursuant to chapters 120,

550, and 551, Florida Statutes.

13. At all times material, Calder Casino was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, cardroom, and slot machine operations in the State of Florida.

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

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

(Emphasis supplied).

15. Section 551.112, Florida Statutes, provides:

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

(Emphasis supplied).

16. Respondent was a patron of and ejected from Calder Casino on July 1 and 2, 2023,

and permanently excluded from Calder Casino on July 5, 2023.

17. Pursuant to section 550.0251(6), Florida Statutes, and section 551.112, Florida Statutes, Respondent is subject to exclusion by the Commission from any licensed pari-mutuel facilities and any facility of a slot machine licensee in the State of Florida based on her ejection from Calder Casino.


18. Respondent's testimony neither mitigates the fact that Respondent was ejected and permanently excluded from Calder Casino, nor precludes the Commission from excluding Respondent from all licensed pari-mutuel facilities and all facilities of a slot machine licensee in the State of Florida.

19. There is competent substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission issue a Final Order permanently excluding Respondent from all pari-mutuel facilities and all facilities of a slot machine licensee in the State of Florida.

This Hearing Officer's Recommended Order in FGCC Case Number 2023-037689 is submitted this 29th day of January 2024.




Elizabeth K. Stinson
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 29th day of January 2024, that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by mail and email to:

Lanica Woods
6514 NW 13 Ave, Apt. 310
Miami, Florida 33147
laniwoo3@gmail.com



Agency Clerk
Florida Gaming Control Commission

WOODS, LANICA
Case No. 2023-037689
Informal Hearing Packet

Documents Included in Case File

- Exhibit 1 Cover Letter
- Exhibit 2 Notice of Informal Hearing
- Exhibit 3.....Election of Rights
- Exhibit 4 Administrative Complaint
- Exhibit 5 Report of Investigation



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

October 24, 2023

Lanica Woods
6514 NW 13th Avenue, Apt. 310,
Miami, Florida 33147

RE: FGCC v. Lanica Woods
Case No.: 2023-037689

Dear Ms. Woods:

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Wednesday, November 15, 2023 between 10:00 a.m. and 12:00 p.m. (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Elizabeth.Stinson@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 10:00 AM and 12:00 PM (EST) at the following number: (786) 412-2769**. If this is not correct, please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. Approximately 14 to 21 days after the hearing, Proposed Recommended Orders, or recommendations for what the Hearing Officer's ruling should be, are sent to Hearing Officer.
3. Approximately 21 to 45 days after the Proposed Recommended Orders are submitted, the Hearing Officer will submit his or her recommended ruling to the Clerk of the Commission's office.
4. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is final agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Melinda.Bristow@flgaming.gov.

Sincerely,

/s/ Melinda Bristow

Melinda Bristow
Administrative Assistant II

Enclosures: Notice of Hearing and Case File

OFFICE OF THE GENERAL COUNSEL
4070 ESPLANADE WAY
TALLAHASSEE, FLORIDA 32399

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

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

Petitioner,

v.

FGCC Case No.: 2023-037689

LANICA WOODS,

Respondent.

NOTICE OF TELEPHONIC HEARING

TO: Lanica Woods
6514 NW 13th Ave. Apt. 310
Miami, FL 33147

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Wednesday, November 15, 2023, between 10:00 AM and 12:00 PM (Eastern Time)**. **If you choose not to attend the hearing in person or by video conference, the Hearing Officer will call you at (786) 412-2769 sometime between 10:00 a.m. – 12:00 p.m. (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Melinda.Bristow@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence

that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Elizabeth.stinson@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at (hearing officer email) and Opposing Counsel at (opposing counsel email) at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 24th day of October, 2023.

By: /s/ Melinda Bristow

Melinda Bristow
Administrative Assistant II
Florida Gaming Control Commission,
Office of the General Counsel,
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 536-8709
Melinda.Bristow@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Melinda Bristoe at (850) 794-8071. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING
CONTROL COMMISSION

ELECTION OF RIGHTS

FGCC v. LANICA WOODS

CASE NO.: 2023-037689

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option (1) I do not dispute the allegations of material fact in the Administrative Complaint. I wish to submit oral and written evidence in mitigation at a hearing pursuant to Section 120.57(2), Florida Statutes ("informal hearing") and that this oral and written evidence be considered before any penalty and fines are imposed.

Option (2) I do dispute the allegations of material fact in the Administrative Complaint. This is a petition for a hearing involving disputed material facts pursuant to Sections 120.569(2)(a) and 120.57(1), Florida Statutes, ("formal hearing") before an Administrative Law Judge of the Division of Administrative Hearings. I specifically dispute the following paragraphs in the Administrative Complaint (attach extra pages or write on the back if needed):

In addition to the above election for formal hearing, if you wish to enter into settlement negotiations, check the box below:

Section 120.569(2)(a), Florida Statutes, requires the Department to send this case to the Division of Administrative Hearings (DOAH) for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement in order to enter into settlement negotiations with the Department.

Option (3) I do not dispute the allegations of material fact in the Administrative Complaint and waive my right to any form of hearing. I request that a Final Order imposing a penalty and fines be entered in this case. The Final Order will be placed on the next available Florida Gaming Control Commission Meeting. Respondent is not required to attend, but may check the Florida Gaming Control Commission website at www.fgcc.fl.gov for the meeting materials, agenda, and contact information.

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

Lanica Woods

PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

6514 N.W. 13 Ave Apt. 310

Street Address

Street Address (where service shall be made)

Miami Fla 33147

City

State

Zip

City

State

Zip

786 412-2769

Telephone Number

Facsimile Number (if any)

Telephone Number

Facsimile Number (if any)

laniwod3@gmail.com

E-mail

E-mail

Lanica Woods

SIGNATURE

THE ELECTION OF RIGHTS FORM AND ANY ATTACHMENTS SHOULD BE RECEIVED BY THE COMMISSION WITHIN 21 DAYS AND SENT TO:

Office of the General Counsel
Florida Gaming Control Commission
4070 Esplanade Way Ste. 250
Attention: Ebonie N. Lanier, Administrative Assistant III
Telephone: (850) 794-8072 Fax: (850) 921-1311
Email: Ebonie.Lanier@flgaming.gov

Lanica Woods
6514 N.W. 13 Ave Apt. 310
Miami Fla 33147

RECEIVED

2023 SEP 20 AM 10:52

FLORIDA GAMING
CONTROL COMMISSION

32399-703370

MIAMI FL 330
12 SEP 2023 PM 5 L



Office of the General Counsel
Florida Gaming Control Commission
4070 Esplanade Way Ste. 250
Tallahassee Florida 32399
Attention: Ebonye N. Lanier
ADMINISTRATIVE ASSISTANT

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

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

Petitioner,

v.

FGCC Case No.: 2023-037689

LANICA WOODS,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Lanica Woods (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering, slot machines, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.
2. At all times material hereto, Respondent’s address was reported as 1931 Northwest 79th Place, Apt. 201, Miami, Florida 33147.
3. At all times material hereto, Calder Casino was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the state of Florida.
4. From about July 1, 2023, to July 2, 2023, Respondent was a patron and was ejected from Calder Casino.
5. On or about July 5, 2023, Respondent was permanently excluded from Calder Casino.

6. Respondent was permanently excluded for the reasons alleged in Exhibit 1.
7. Section 550.0251(6), Florida Statutes, provides in relevant part:

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

(Emphasis supplied).

8. Section 551.112, Florida Statutes, provides:

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

(Emphasis supplied).

9. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes based on his ejection from Calder Casino on or about July 5, 2023.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida, along with any other remedy provided by chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-037689 is signed this 24th day of August 2023.

/s/ *Emily A. Alvarado*

Emily A. Alvarado
Deputy Chief Attorney
Florida Bar Number: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: (850) 921-1311
Primary: Emily.Alvarado@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

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

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

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

Legal: 08/21/23
46 Days

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

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: nmelvai

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

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	08/16/2023
Complaint #	2023037689	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	WOODS, LANICA	Responsible	bjones - JONES, BRADFORD	Private Case

Complaint	Respondent	Complainant	Add'l Info
Source	INTN - Internal	Security Level	1
Form	INTR - Internal	Priority	
Class'n	V-C - Cardroom Violations	Complexity	R - Regular
Security	STND - Standard	Incident	07/01/2023
Region	SR - Southern Region	Received	07/06/2023
Reference	61D-11.005		
Entered	07/06/2023	Entered By	nmelvai
Summary	<p>285--- Calder Race Course, INC. --- (61D-11.005 Prohibitions)--- On July 5, 2023, this Investigator was informed by Calder Casino Director of Compliance Iliana Velazquez via email of a cheating incident that occurred on July 1, 2023, at approximately 3:52 A.M. Velazquez's email notified this Investigator that cardroom Patrons Antwan Bradley and Lanica WOODS were observed cheating during a live poker game. Bradley and WOODS were observed by Cardroom Supervisor Kristopher Richard swapping cards with each other after looking at their hand. All bets had already been made and the game was in live play. Due to this action both Patron are permanently excluded from the facility for cheating.</p>		
Updated	08/21/2023 09:58:44	By	nmelvai

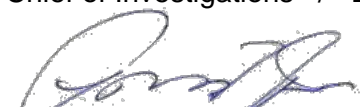
46 Days	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS
INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: July 6, 2023	Case Number: 2023 03 7689
Respondent: WOODS, LANICA 1931 NW 79TH PLACE MIAMI, FLORIDA 33147		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309 TEL (954) 202-3900	
License # and Type: N/A - 1098	Profession: Patron	Report Date: July 18, 2023	
Period of Investigation: July 5, 2023, through July 18, 2023		Type of Report: Final	
<p>Alleged Violation: 75-11.005 Prohibitions.</p> <p>(4) No person shall, either directly or indirectly:</p> <p>(a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.</p> <p>(b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.</p> <p>(c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.</p>			
<p>Synopsis: On July 5, 2023, this Investigator was informed by Calder Casino Director of Compliance Iliana Velazquez via e-mail of a cheating incident that occurred on July 1, 2023, between 11:12 P.M., and 2:07 A.M. Velazquez's e-mail notified this Investigator that cardroom Patrons Antwan Bradley and Lanica WOODS were observed cheating during numerous live poker games. Bradley and WOODS were observed by Cardroom Supervisor Kristopher Richard swapping cards with each other after looking at each other's hand. All bets had already been made and the game was in play. Due to their actions, both patrons were permanently excluded from the facility for cheating. Velazquez provided this Investigator with copies of the Security and Surveillance Reports, as well as letters addressed to the patrons notifying them of their exclusion. These items are attached as Exhibits #1 thru 4. On July 10, 2023, a copy of the surveillance video footage capturing the above incident was obtained from Calder Surveillance Manager Leonides Martinez and was placed in the PMW Investigations evidence room for safe keeping.</p>			
Related Case(s): 2023 03 7698, 2023 04 1937			
Investigator / Date: July 18, 2023  Tyrell Smith /		Investigator Supervisor / Date Julio Minaya / July 28, 2023	
Chief of Investigations / Date  Bradford D. Jones / August 16, 2023			

CONTINUATION

Further investigation into the facts and a review of the surveillance footage and Surveillance Incident Report # 21949, revealed that on July 1, 2023, between 11:12 P.M. and 2:07 A.M., **WOODS** and Bradley were observed by Cardroom Supervisor Kristopher Richard sitting at table #6. **WOODS** was seated in seat #4, and Bradley seated in seat #3, were participating in live poker games. According to the Incident Report, while playing, **WOODS** and Bradley were observed on numerous occasions colluding with each other by looking at each other's hands, swapping cards with each other, and "capping" their bets to get a larger payout on winning hands. These actions are all considered cheating and at 2:11 A.M., Cardroom Supervisor Richard requested that Surveillance conduct video review of table #6 to confirm his observations.

Review of surveillance video recordings confirmed that **WOODS** and Bradley had exchanged cards on numerous occasions. Cardroom Supervisor Richard notified Security Manager Jose Santiago to respond to the cardroom. Santiago along with Security Shift Supervisor Vladimir Morency arrived in the cardroom and confronted **WOODS** and Bradley at table #6. Morency advised both **WOODS** and Bradley that they were being permanently excluded from the facility for cheating. They were allowed to cash out their remaining chips and after doing so, they were allowed to leave the facility without further incident.

Independent review of surveillance video by this Investigator for July 1, 2023, from 11:12 P.M., and 2:09 A.M., revealed that **WOODS** and Bradley were seated at Poker Table #6. **WOODS** was seated in seat #4, and Bradley in seat #3, both were playing live poker games.

At **11:17 P.M.**, - Bradley receives a food container from the table server and places the food container onto the poker table. The dealer proceeds to play the game. **WOODS** is seen sitting in the seat #4 directly to the left of Bradley who is seated in seat #3. She holds and spreads her cards in her hands forward so that Bradley can see them.

11:19 P.M., - Bradley leans back in his seat to look at the cards that **WOODS** had in her hand, and then removes a card from his hand and places it underneath the food container.

11:20 P.M., - **WOODS** then removes a card from her hand and tosses it underneath the food container towards Bradley. Bradley then switches the cards underneath the container and pushes the switched card back towards **WOODS**. **WOODS** retrieves the card and removes the food container from the table, and they continue to play.

11:22 P.M., **WOODS** and Bradley are seen showing each other their hands and they continue to play.

11:25 P.M., a new game starts and cards are dealt to the players. Bradley leans over toward **WOODS** and looks at her hand. He then retrieves the food container that he had previously used to conceal his deception (switching of cards) and places it back on the card table. He then proceeds to conceal a card underneath the food container as he had done previously, and **WOODS** places a card from her hand underneath the container as well. They once again swap cards underneath the container and continue to play. Both are seen constantly looking at each other's hand and pointing at certain cards being held by each other. The food container is then removed from the card table, and they continue to play. At one-point **WOODS** and Bradley are seen giving each other a high-five after realizing they won the hand.

11:30 P.M., a new hand is dealt, and **WOODS** and Bradley look at their hands. Bradley then leans over towards **WOODS**, and she shows him her hand. Bradley reaches back from the card table and retrieves the food container and places it back on the card table. He then places a card from his hand underneath the container and pushes the container towards **WOODS**. They swap cards again and remove the container.

CONTINUATION

11:34 P.M., Bradley is observed placing an additional red five-dollar chip onto **WOODS's** already placed bet on the Flush Rush bet circle after all bets had already been made.¹ **WOODS** then added an additional five-dollar chip to her original Flush Rush bet circle to get a larger payout should she win the hand. In this game, **WOODS** won the hand.

11:42 P.M., Bradley and **WOODS** are observed looking at each other's hand during the game and Bradley passes a card to the left towards **WOODS**. They again exchange cards and continue to play.

11:44 P.M., After receiving their cards from the dealer Bradley and **WOODS** pick up their cards and look at them utilizing both hands. They then position themselves to look at each other's cards. Bradley removes a card from his hand and pushes it on the table towards **WOODS's** second hand of cards that are on the table. **WOODS** places a card on the table next to the bumper, and adds the card that Bradley pushed towards her card in her hand. Bradley then picks up the card placed by the bumper by **WOODS** and places it in his hand.

Throughout the evening, both **WOODS** and Bradley continuously colluded and cheated with each other. It was not until 2:11 A.M., when they were observed by Poker Supervisor Kristopher Richard that video review was requested of table #6. Upon completion of video review, it was confirmed that both **WOODS** and Bradley were cheating by exchanging cards with each other. The total amount won by both individuals related to their deceptive actions totaled \$7,345. The above timelines and total amount won are documented in **Exhibit #2**.

On July 5, 2023, Calder Casino notified **WOODS** in writing that she was no longer allowed on Calder Casino property. A copy of this letter is attached as **Exhibit #4**.

On July 18, 2023, this Investigator spoke with Poker Supervisor Kristopher Richard regarding this incident. Richard confirmed the information documented in the Incident Reports and added that on the day of the incident he was the Poker Floor Supervisor. He suspected **WOODS** and Bradley of cheating because they were constantly winning hands. So, to observe them better, he sat at table #1 which is adjacent to table #6 where **WOODS** and Bradley were seated. Richard stated that while watching them play he noticed **WOODS** and Bradley swap cards with each other. After seeing them swap cards he went to Surveillance and requested a review of them playing at the table #6.

After Richard confirmed the cheating, he contacted Security Manager Jose Santiago to meet him in the cardroom to confront **WOODS** and Bradley. Santiago along with Security Shift Supervisor Vladamir Morency responded to the cardroom and advised **WOODS** and Bradley that they were being permanently excluded from the facility for cheating. They were then allowed to cash out their remaining chips and were escorted out of the facility.

According to the Calder Surveillance Report # 21949, although it was confirmed that **WOODS** and Bradley were caught cheating, they were still allowed to cash out and leave the facility with a total of \$5,400.00 (**Exhibit #2**).

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

¹ This is known as *Capping*, and it is done to enhance your winning hand. Throughout the Poker industry this is considered cheating.

CONTINUATION

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	1
II.	INVESTIGATIVE REPORT	2
III.	EXHIBITS	
	1. Notification of cheating incident	1-4
	2. Calder Surveillance Incident Report # 21949	1-12
	3. Calder Security Incident Report # 21948	1-7
	4. Exclusion letters	1-2
	5. Incident Review findings from Cardroom Manager	1-3
	6. Property Receipt	1-1

Tyrell Smith

From: Tyrell Smith
Sent: Tuesday, July 11, 2023 3:52 PM
To: Iliana Velazquez
Subject: Re: Lifetime Ban Request for State Exclusion List- Antwan Bradley & Lanica Woods

Thanks Iliana!

Get [Outlook for iOS](#)

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Tuesday, July 11, 2023 3:50:04 PM
To: Tyrell Smith <Tyrell.Smith@flgaming.gov>
Cc: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Lifetime Ban Request for State Exclusion List- Antwan Bradley & Lanica Woods

Hi Tyrell,

Please find updated surveillance report with correct seat # within the narrative notes.

Please let me know if you need anything else.

Thank you

From: Tyrell Smith <Tyrell.Smith@flgaming.gov>
Sent: Thursday, July 6, 2023 8:24 AM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Lifetime Ban Request for State Exclusion List- Antwan Bradley & Lanica Woods

This Message Is From an External Sender

This message came from outside your organization.

Avoid replying with sensitive information, clicking links, or downloading attachments.

[Report Suspicious](#)

Thanks Iliana!



Tyrell D. Smith

Investigation Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
954-202-6806 Office 954-202-3900 FAX

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications may be subject to public disclosure. [LARGER VIEW](#)

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Wednesday, July 5, 2023 4:55 PM
To: Tyrell Smith <Tyrell.Smith@flgaming.gov>
Cc: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Lifetime Ban Request for State Exclusion List- Antwan Bradley & Lanica Woods
Importance: High

Hi Tyrell,

Calder Casino is recommending to have both cardroom Ex-Patrons Antwan Bradley & Lanica Woods be added to the State Lifetime Ban List.

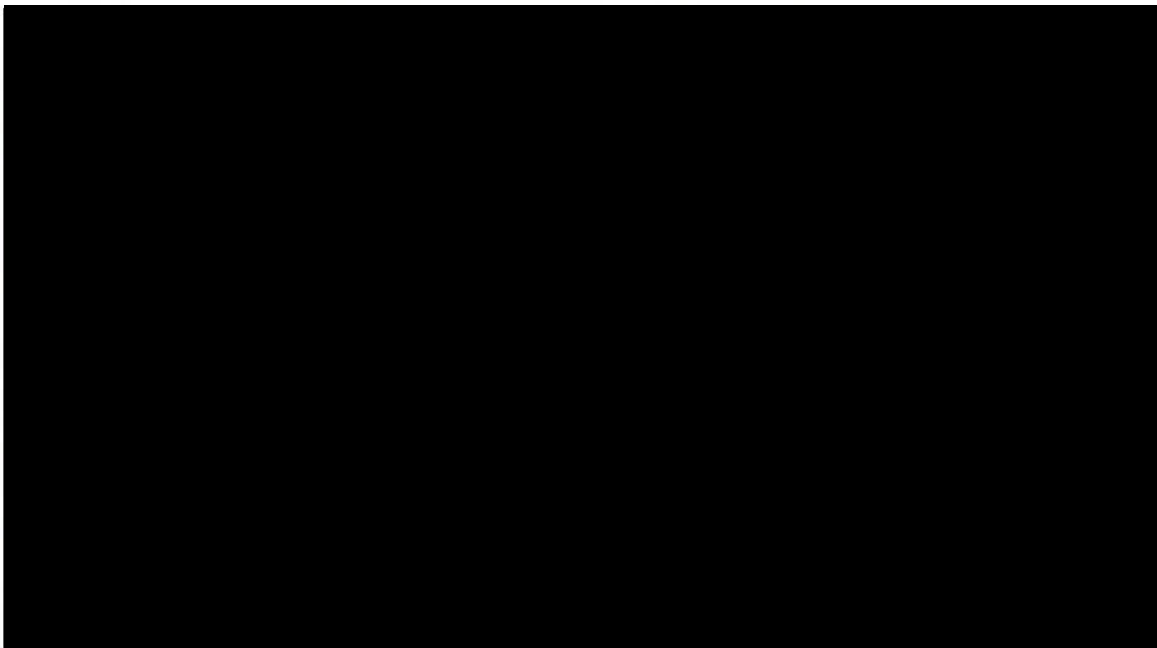
Both of these patrons were caught cheating "capping the bet/post betting & swapping cards with each other" while gaming at our facility. Attached you'll find supporting documentation from our security and surveillance team outlining both of their actions.

Mr. Bradley & Ms. Woods had been issued an indefinite ban from our facility and was escorted out right away, in which Miami Gardens Police assisted.

Footage is ready to be picked up with surveillance at your earliest convenience, and I also attached both letters that were mailed out to both patrons indicating that their property privileges have been revoked (letters were sent out this afternoon 7/5/23).

Please let me know if you need anything additional from us in order to better assist you with processing the banning of both these patrons across all pari-mutual facilities.

Thank you,



ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com



This Churchill Downs Incorporated communication (including any attachments) is for the use of the intended recipient(s) only and may contain information that is confidential, privileged or legally protected. Any unauthorized use or dissemination of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

This Churchill Downs Incorporated communication (including any attachments) is for the use of the intended recipient(s) only and may contain information that is confidential, privileged or legally protected. Any unauthorized use or dissemination of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

IM - Incident Detail Report

INC-21949

SURV 21949 | 2023-07-01 | Criminal / Cheating |

Calder Casino

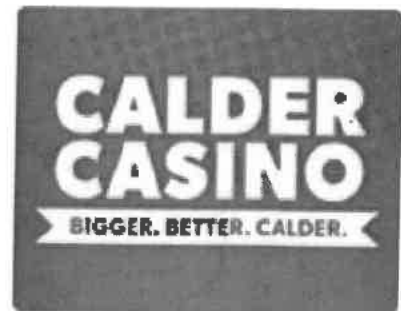
21001 NW 27th Avenue.

Miami Gardens, Florida United States

33056

Incident Details Report

Incident Name	SURV 21949 2023-07-01 Criminal / Cheating
Incident Type	<hr/> Criminal / Cheating <hr/>
Reported Date	July 1, 2023 3:52 am



(1. a.) INCIDENT SUMMARY

Primary Incident Type Criminal / Cheating	Incident Severity Low	Net Loss 0
---	---------------------------------	----------------------

Description

Created on: 07012023 Observation: On July 01, 2023, at 02:11 hours, Card Room Supervisor Kristopher Richard requested a review of possible cheating at Table #6 Seat #3 and #4.



Location

Observed Date/Time	Incident Reported DateTime July 1, 2023 3:52 am	Incident Start DateTime July 1, 2023 2:11 am	Incident End DateTime July 1, 2023 2:49 am
Reported By	Responding Person(s)	Incident Owner Humberto Machin, Leonides Martinez	Incident Supervisor Jerome Davis, Ashley Kalisch, Humberto Machin, Leonides Martinez, Favio Munoz, Sierra Spencer, Michael Urena
Incident Flags	Fiscal Year	Additional Responses	Police File Number
Flag Notes	Additional Incident Types		

(1. b.) INCIDENT ANNEXURES - INVOLVEMENTS & RELATED DATA

INVOLVED LOCATIONS

Reported Location

Location Name

Casino / Front of House / Poker Room

Location**Location Type****Property Name****Asset Status**

Internal

Owner/Lessor**Organization****Business Unit****Policies**

INVOLVED PERSONS

Reporting Party

Involved Person NameReporting Party: Jose
Santiago**Involvement Flags****Added to Incident**

July 1, 2023

First Name

Jose

Gender**Email 1****Last Name**

Santiago

Date of Birth**Phone Number 1**

PSV Notes

PSV Migration Notes
Additional Information:
Person Features:

Person Identifications:

Person Phone Numbers:

Person Addresses:

Person Email Addresses:

Person Trespasses:

Person Flags:

Flag Notes:

Height: inches

Weight: lbs

Hair Color:

Eye Color:

Marital Status:

Person Title:

Designation:

OrgRollup:

Employee Number:

Gender:

Birthdate:

Employee:

Lat/Long: (0.0000000000000000,0.0000000000000000)

Access Level: 2

Org Links:

Vehicle Links:

Person Links:

Archived: False

Owner Workgroup: Surveillance

Reporting Party

Involved Person Name

Reporting Party:
Kristopher G Richard

Involvement Flags

Added to Incident

July 1, 2023

First Name

Kristopher

Gender

Email 1

Last Name

Richard

Date of Birth

Phone Number 1

PSV Notes

PSV Migration Notes

Additional Information:

Person Features:

Person Identifications:

Person Phone Numbers:

Person Addresses:

Person Email Addresses:

Person Trespasses:

Person Flags:

Flag Notes:

Height: inches

Weight: lbs

Hair Color:

Eye Color:

Marital Status:

Person Title:

Designation:

OrgRollup:

Employee Number:

Gender:

Birthdate:

Employee:

Lat/Long: (0.000000000000000,0.000000000000000)

Access Level: 2

Org Links:

Vehicle Links:

Person Links:

Archived: False

Owner Workgroup: Surveillance

Reporting Party

Involved Person Name

Reporting Party: Vladimir
Morency

Involvement Flags

Added to Incident

July 1, 2023

First Name

Vladimir

Gender

Email 1

Last Name

Morency

Date of Birth

Phone Number 1

PSV Notes

PSV Migration Notes

Additional Information:

Person Features:

Person Identifications:

Person Phone Numbers:

Person Addresses:

Person Email Addresses:

Person Trespasses:

Person Flags:

Flag Notes:

Height: inches

Weight: lbs

Hair Color:

Eye Color:

Marital Status:

Person Title:

Designation:

OrgRollup:

Employee Number:

Gender:

Birthdate:

Employee:

Lat/Long: (0.000000000000000,0.000000000000000)

Access Level: 5

Org Links:

Vehicle Links:

Person Links:

Archived: False

Owner Workgroup: Surveillance

Suspect

Involved Person Name

Suspect: Antwan Bradley



Suspect

Involvement Flags

Added to Incident

July 1, 2023

First Name

Antwan

Gender

Email 1

Last Name

Bradley

Date of Birth

Phone Number 1

Involved Person Name
Suspect: Lanica Woods

Involvement Flags

Added to Incident
July 1, 2023



First Name
Lanica

Gender

Email 1

Last Name
Woods

Date of Birth

Phone Number 1

INVOLVED ITEMS

NARRATIVES

Original Narrative

Person

Antwan Bradley , Lanica Woods

Date & Time

July 1, 2023 2:11 am

Narrative Owner

Humberto Machin

Narrative

Origin of Call: On July 01, 2023, at 02:11 hours, Card Room Supervisor Kristopher Richard requested a review of possible cheating at Table #6 Seat #3 and #4.

Video Coverage: Upon review at 02:07 hours, guest identified as Antwan Bradley (██████████) is observed playing with a female guest (seat #4) with Ms. Lanica Woods (██████████) playing from seat #4. Dealer Luc-Hugues Genna dealt their cards, with both having already placed bets. Upon receiving their cards, Mr. Antwan looked at the hand of the female guest in seat #4, and moments later Mr. Bradley and Ms. Woods can both be observed exchanging their cards by Card Room Supervisor Kristopher Richard.

Upon further review, at 01:54 hours Dealer Kevin Alvarez dealt their cards, with both having already placed bets. Ms. Lanica Woods and Antwan Bradley can both be observed at seat #3 and #4 exchanging their cards, after exchanging cards Mr. Bradley won and was payout \$1,000.

Shift Supervisor Vladimir Morency and Jose Santiago was advised and confronted Mr. Antwan Bradley and Ms. Lanica Woods about their actions. Shift Supervisor Morency escorted Mr. Antwan Bradley and Ms. Lanica Woods out the North.

Information Supplied:

Per Card Room Supervisor Kristopher Richard, Mr. Antwan Bradley and Ms. Lanica Woods had not won in the hand that was delt at 02:07 hours.

Security Shift Manager Jose Santiago state Mr. Bradley had stated he didn't cheat and it was a joke. S/M Santiago advised him that wasn't the case and they needed to depart property after giving their personal information. Mr. Bradley and Ms. Woods stated they didn't have ID on them to provide S/M Santiago.

EXHIBIT #2
PAGE #7
265

Person's Involved:

Reporting Party - Card Room Supervisor Kristopher Richard
Security Shift Supervisor Vladimir Morency, Security Shift Manager Jose Santiago
Suspects -Antwan Bradley, Lanica Woods

See below suspicious activity from Mr. Bradley & Ms. Woods.

22:30/Antwan Bradley arrives in the Card Room and heads to table #6(l Luv Suits).

22:32/Lanica Woods arrives in the Card Room and sits next to Antwan Table #6

Time: Players Involved

Amount:

23:12: Antwan swap cards with Lanica to improve his hand. \$120
Lanica swap cards with Antwan to improve her hand. \$75
23:20 Antwan swaps cards with Lanica to improve his hand. \$180
Players used a food container to hide their cheating.
23:22: Antwan swaps cards with Lanica to improve his hand. \$100
23:25 Antwan swaps cards with Lanica to improve his hand. \$190
23:26 Antwan swaps cards with Lanica to improve his hand. \$1,000
23:31 Antwan swaps cards with Lanica to improve his hand. \$10
Lanica swaps card with Antwan to improve her hand. \$10
23:34 Lanica caps her bets. \$120
Antwan caps a bet of Lanica's \$120
23:38 Lanica swaps cards with Antwan to improve her hand. \$610
23:42 Antwan swaps cards with Lanica to improve his hand. \$10
Lanica swaps cards with Antwan to improve her hand. \$60
23:44 Antwan swaps cards with Lanica to improve his hand. \$100
Lanica swaps cards with Antwan to improve her hand. \$100
23:47 Antwan swaps cards with himself to improve his hand. \$700
23:48 Antwan caps his bet. \$100
23:56 Antwan swaps cards with himself to improve his hand. \$100
0:29 Antwan swaps cards with Lanica to improve his hand. \$120
Antwan caps his bet. \$20
0:31 Lanica swaps cards with Antwan to improve her hand. \$120
0:34 Antwan caps bet. \$105
0:57 Antwan swaps entire hand from one bet to another. \$50
1:10 Lanica swaps cards with herself to improve her hand. \$225
1:35 Antwan swaps cards with Lanica to improve his hand. \$220
Lanica swaps cards with Antwan to improve her hand. \$170
1:39 Antwan swaps cards with Lanica to improve his hand. \$220
Lanica swaps cards with Antwan to improve her hand. \$50
1:47 Antwan caps his bet on both hands he's playing. \$140
1:49 Antwan swaps cards with Lanica to improve his hand. \$200
Lanica swaps cards with Antwan to improve her hand. \$520
1:52 Antwan swaps cards with himself to improve his hand. \$120
1:54 Antwan swap cards with Lanica to improve his hand \$1,140
Lanica swaps cards with Antwan to improve her hand. \$120
2:07 Lanica swaps cards with Antwan to improve her hand. \$100

\$7,345

2:21 Antwan cashes out \$1,105

2:26 Lanica casher out. \$1,795

2:27 Both Lanica & Antwan escorted out by Security.

Total:

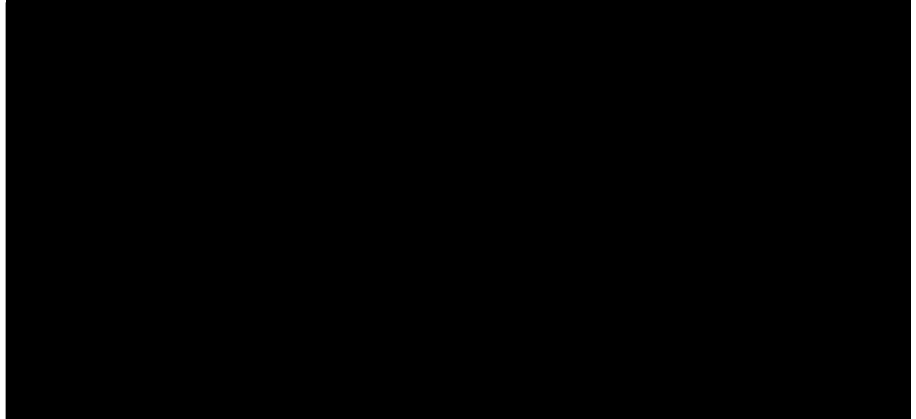
Antwan cashed out twice during the time of playing for \$2,500.
If we add the \$2,900 that they were allowing to cash out at the end, Antwan &
Lanica
walked away with \$5,400.

Attached Narrative

ATTACHMENTS

Attachment 12489 - Picture

Picture



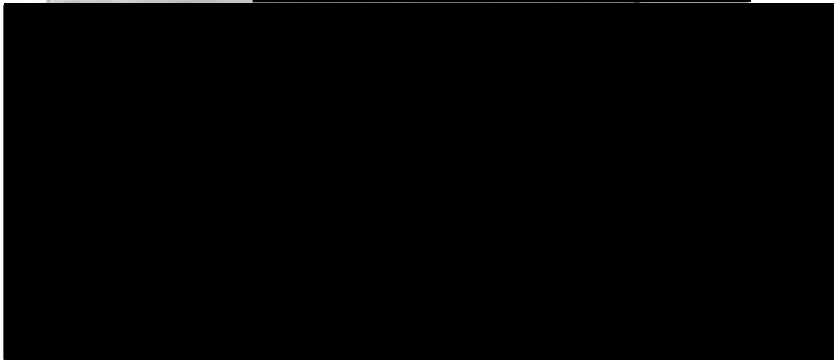
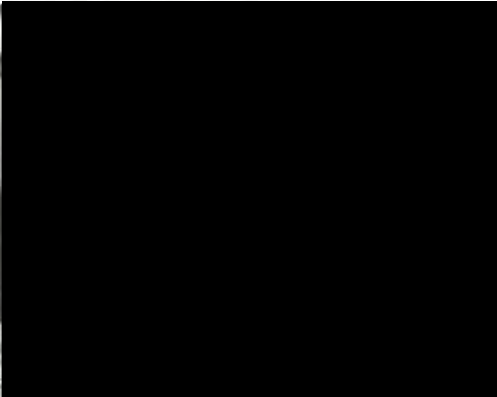
Attachment 12490 - Picture

Picture



Attachment 12492 - Picture

Picture



(2. a.) INVESTIGATION SUMMARY

Outcome Overview

What happened?

How did it happen?

Why did it happen?

What needs to be corrected?

Contributing Factors

Incident Corrective Actions

Closed Date/Time
July 11, 2023 2:09 pm

Investigation Start Date

Investigation Close Date

Expiry Date

Reported to Police

Reported to Supervisor
Yes

Requires Investigation
No

Investigator

Investigation Cost
\$0.00

Investigation Time Spent (Hours)

0

DETAILS

CONTRIBUTING FACTORS

CORRECTIVE ACTIONS

INTERVIEWS

EVIDENCE

LOGS

Total Investigation time spent (Hours)

Total Investigation Cost

0

\$0.00

ATTACHMENTS (INVESTIGATION & OUTCOME)

IM - Incident Detail Report

INC-21948

SEC 21948 | 2023-07-01 | Criminal / Cheating |

Calder Casino

21001 NW 27th Avenue.

Miami Gardens, Florida United States

33056

Incident Details Report

Incident Name	SEC 21948 2023-07-01 Criminal / Cheating
Incident Type	<u>Criminal / Cheating</u>
Reported Date	July 1, 2023 3:52 am

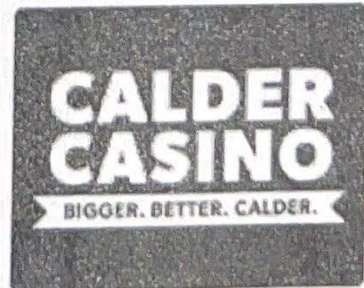
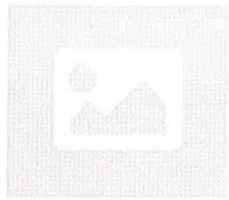


EXHIBIT # - 3
PAGE # - 1

(1. a.) INCIDENT SUMMARY

Primary Incident Type Criminal / Cheating	Incident Severity Low	Net Loss 0
---	---------------------------------	----------------------



Description

Created on: 07012023 Observation: Security Shift Manager Jose Santiago was notified of two guest cheating in the Cardroom. Spoke with Cardroom Supervisor Kristopher Gage Richard who stated suspects now known as Antwan Bradley and Lanica Woods were caught on Surveillance footage of exchanging cards while in a hand to win the current bet. S/M Santiago approached the couple and advised them to leave property until a further investigation is performed. Miami Gardens Officer Buddy Barber arrived on scene and retrieved their information.

Location

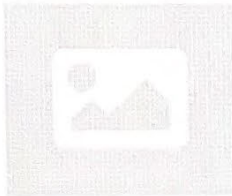
Observed Date/Time	Incident Reported DateTime July 1, 2023 3:52 am	Incident Start DateTime July 1, 2023 2:40 am	Incident End DateTime July 1, 2023 3:20 am
Reported By	Responding Person(s)	Incident Owner Jose Santiago	Incident Supervisor Jerome Davis, Ashley Kalisch, Jean Lara, Humberto Machin, Leonides Martinez, Favio Munoz, Michael Urena
Incident Flags	Fiscal Year	Additional Responses	Police File Number
Flag Notes	Additional Incident Types		

EXHIBIT #-3
PAGE # - 2

(1. b.) INCIDENT ANNEXURES - INVOLVEMENTS & RELATED DATA

INVOLVED LOCATIONS

Reported Location



Location Name

Casino/Front of House/ Zone 1 -

Location

Location Type

Property Name

Asset Status

Casino/Front of House/
Zone 1

External

Owner/Lessor

Organization

Policies

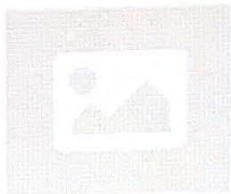
INVOLVED PERSONS

Suspect

Involved Person Name
Suspect: Antwan Bradley

Involvement Flags

Added to Incident
July 1, 2023



First Name
Antwan

Gender

Email 1

Last Name
Bradley

Date of Birth

Phone Number 1

Suspect

Involved Person Name
Suspect: Lanica Woods

Involvement Flags

Added to Incident
July 1, 2023

First Name
Lanica

Gender

Email 1

Last Name
Woods

Date of Birth

Phone Number 1

EXHIBIT # -3
PAGE # -3



INVOLVED ITEMS

NARRATIVES

Original Narrative

Person

Date & Time

July 1, 2023 4:27 am

Narrative Owner

Jose Santiago

Narrative

Origin of Call: on July 1, 2023 at approximately 0240 hours. Security Shift Manager Jose Santiago was notified of two guest cheating in the Cardroom.

Interview: Spoke with Cardroom Supervisor Kristopher Gage Richard who stated suspects now known as Antwan Bradley and Lanica Woods were caught on Surveillance footage of exchanging cards while in a hand to win the current bet.

Interview II: S/M Santiago approached the couple and advised them to leave property until a further investigation was performed and it deemed they did truly cheat. Mr. Bradley stated he didn't cheat. S/M Santiago advised him that wasn't the case and they needed to leave after giving their personal information. Mr. Bradley and Ms. Woods stated they didn't have ID on them to provide S/M Santiago.

Action Taken: Surveillance was notified and maintained coverage for the remainder of the incident. Miami Gardens Officer Buddy Barber arrived on scene and retrieved their information. Ms. Woods and Mr. Bradley were advised they are not allowed to return to property until Security Director JC Lara calls and advises them of their return status. They understood and departed property. It should be noted that no funds were recovered. Surveillance coverage of the incident may be available upon request.

Attachments: Photos of Antwan Bradley and Lanica Woods

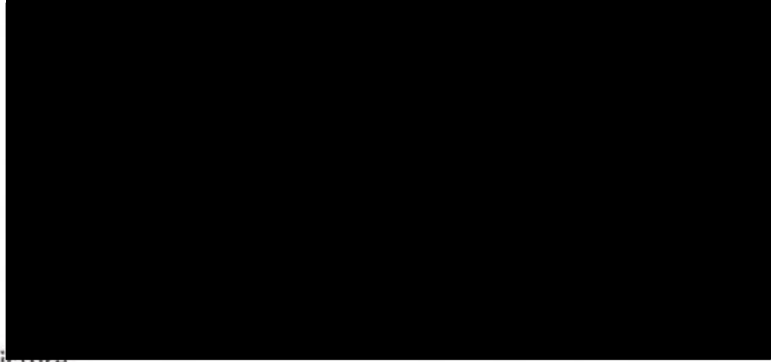
Attached Narrative

EXHIBIT # -3
PAGE # -4

ATTACHMENTS

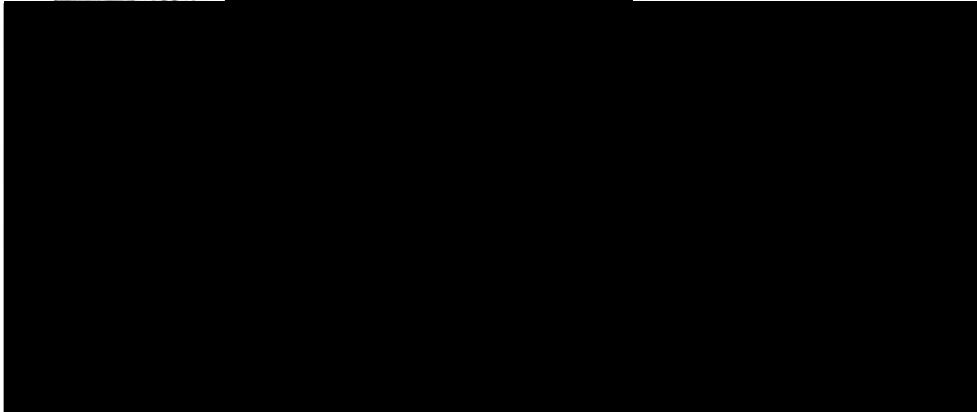
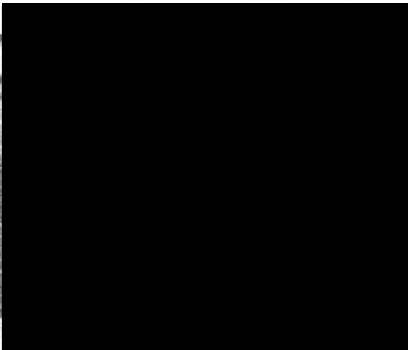
Antwan Bradley

Picture



Attachment 12491 - Picture

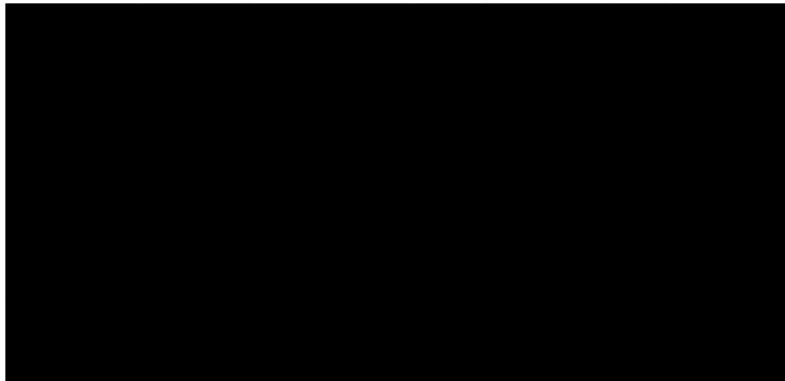
Picture



Lanica Woods

Picture

EXHIBIT # - 3
PAGE # - 5



(2. a.) INVESTIGATION SUMMARY

Outcome Overview

What happened?

How did it happen?

Why did it happen?

What needs to be corrected?

Contributing Factors

Incident Corrective Actions

Closed Date/Time	Investigation Start Date	Investigation Close Date	Expiry Date
Reported to Police	Reported to Supervisor	Requires Investigation No	Investigator Melissa Brooks, Dameion Capdeville, Jason Duncan, Roy McCloud, Jason Milam, Vladimir Morency
		Investigation Cost \$0.00	Investigation Time Spent (Hours) 0

(2. b.) INVESTIGATION ANNEXURES - INVESTIGATION DETAILS

CONTRIBUTING FACTORS

EXHIBIT # - 3
PAGE # - 6

CORRECTIVE ACTIONS

INTERVIEWS

EVIDENCE

LOGS

Total Investigation time spent (Hours)	Total Investigation Cost
0	\$0.00

ATTACHMENTS (INVESTIGATION & OUTCOME)

July 5th, 2023

Lanica Woods
1931 NW 79th Place
Apt. 201
Miami, FL 33147

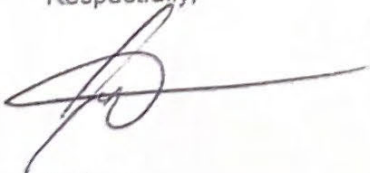
Dear Ms. Woods

Due to conduct that is not acceptable at Calder Casino, you are not permitted to attend or be present on our facilities.

Effective July 5th, 2023 all of your gaming, wagering, and visitation privileges will be revoked.

Should you have any questions in regards to this notice, please feel free to contact me at (305) 625-1311, extension 1107.

Respectfully,



JC Lara

Senior Director of Safety and Security

EXHIBIT #-4
PAGE # -1

July 5th, 2023

Antwan Bradley
1847 NW 43rd Street
Miami, FL 33142

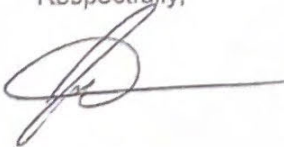
Dear Mr. Bradley

Due to conduct that is not acceptable at Calder Casino, you are not permitted to attend or be present on our facilities.

Effective July 5th, 2023 all of your gaming, wagering, and visitation privileges will be revoked.

Should you have any questions in regards to this notice, please feel free to contact me at (305) 625-1311, extension 1107.

Respectfully,



JC Lara

Senior Director of Safety and Security

EXHIBIT # -4
PAGE # -2

Tyrell Smith

From: Ralph Brandt <Ralph.Brandt@caldercasino.com>
Sent: Friday, July 14, 2023 11:09 AM
To: Tyrell Smith
Subject: FW: My initial report on the cheating that took place on 1 Jul

You don't often get email from ralph.brandt@caldercasino.com. [Learn why this is important](#)

RALPH BRANDT

Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 474-5711 | **Cell:** (954) 615-8777
Ralph.Brandt@caldercasino.com

From: Ralph Brandt
Sent: Tuesday, July 4, 2023 3:50 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: My initial report on the cheating that took place on 1 Jul

Team,

I performed an extensive review of surveillance (with Iliana and Leo) from the time the guests arrived (20:30), until the time they were escorted out of the casino by security (02:27) and these are my findings.

22:30	Antwan Bradley arrives in the Card Room and heads to Table 6, I Luv Suits
22:32	Lanica Woods arrives in the Card Room and sits down next to Antwan on Table 6

Time	Players Involved	Amount
23:12	Antwan swaps card(s) with Lanica to improve his hand.	\$120
	Lanica swaps card(s) with Antwan to improve her hand.	\$75
23:20	Antwan swaps card(s) with Lanica to improve his hand.	\$180
	* Players used a food container to hide their cheating	
23:22	Antwan swaps card(s) with Lanica to improve his hand.	\$100
23:25	Antwan swaps card(s) with Lanica to improve his hand.	\$190
23:26	Antwan swaps card(s) with Lanica to improve his hand.	\$1,000
23:31	Antwan swaps card(s) with Lanica to improve his hand.	\$10
	Lanica swaps card(s) with Antwan to improve her hand.	\$10
23:34	Lanica caps her bets	\$120
	Antwan caps a bet of Lanica's	\$120
23:38	Lanica swaps card(s) with Antwan to improve her hand.	\$610

EXHIBIT # - 5
PAGE # - 1

23:42	Antwan swaps card(s) with Lanica to improve his hand.	\$10
	Lanica swaps card(s) with Antwan to improve her hand.	\$60
23:44	Antwan swaps card(s) with Lanica to improve his hand.	\$100
	Lanica swaps card(s) with Antwan to improve her hand.	\$100
23:47	Antwan swaps cards with himself to improve his hand	\$700
23:48	Antwan caps his bet	\$100
23:56	Antwan swaps cards with himself to improve his hand	\$100
0:29	Antwan swaps card(s) with Lanica to improve his hand.	\$120
	Antwan caps his bet	\$20
0:31	Lanica swaps card(s) with Antwan to improve her hand.	\$120
0:34	Antwan caps bet	\$105
0:57	Antwan swaps entire hand from one bet to another.	\$50
1:10	Lanica swaps card(s) with herself to improve her hand.	\$225
1:35	Antwan swaps card(s) with Lanica to improve his hand.	\$220
	Lanica swaps card(s) with Antwan to improve her hand.	\$170
1:39	Antwan swaps card(s) with Lanica to improve his hand.	\$220
	Lanica swaps card(s) with Antwan to improve her hand.	\$50
1:47	Antwan caps his bet on both hands he's playing	\$140
1:49	Antwan swaps card(s) with Lanica to improve his hand.	\$200
	Lanica swaps card(s) with Antwan to improve her hand.	\$520
1:52	Antwan swaps cards with himself to improve his hand	\$120
1:54	Antwan swaps card(s) with Lanica to improve his hand.	\$1,140
	Lanica swaps card(s) with Antwan to improve her hand.	\$120
2:07	Lanica swaps card(s) with Antwan to improve her hand.	\$100
Total:		\$7,345
2:21	Antwan cashes out	\$1,105
2:26	Lanica cashes out	\$1,795
2:27	Both Lanica and Antwan escorted out by security	

Antwan cashed out twice during the time playing for \$2,500. If we add the \$2,900 that they were allowed to cash out at the end, him and Lanica walked away with \$5,400.

Many opportunities presented themselves for us to coach our team members.

Coaching opportunities for Card Room Dealers

- Dealers not following procedures by allowing a player to play multiple hands without using a "puck" to protect 2nd hand.
- Dealers using the DP to make change.
- Dealers not paying attention, carrying on extended conversations with the DPs
- Luc does not pass chips to the DPs after resolving every hand. Keeps them in the middle of the table.
- Dealer walks away from the table to toss out garbage.

Questions

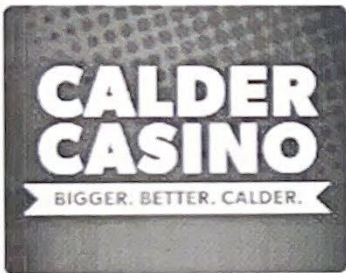
- Why did security interview guests on the floor at the table in front of other guests ?
- Why not move them off to the side or to the Security office ?
- Why did we allow them to cash out their chips ?

DPs

- DPs were distracted at times, talking to other DPs, or actively using their phone.

Miscellaneous

- In the security report it stated, "... and they returned the money." I was unable to see them return any funds.



RALPH BRANDT

Card Room Manager

21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 474-5711 | Cell: (954) 615-8777

Ralph.Brandt@caldercasino.com



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EXHIBIT # -5
PAGE # -3



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

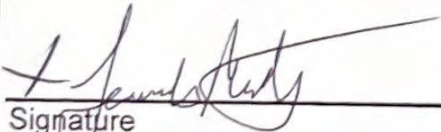
2023-03-7489

PROPERTY RECEIPT

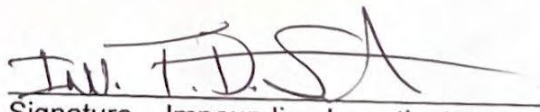
Complaint # 2023-03-7498 Date 7/10/23 Lab # _____

Item No.	Quantity	Description
1	1	DVD CONTAINING VIDEO FOOTAGE OF CHEATING INCIDENT CALDEX CASINO.
		ANTWAN BRADLEY / LANICA WOODS

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


 Signature

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


 Signature - Impounding Investigator

RETURNED PROPERTY RECEIPT

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

 Signature

 Date

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

Copies for: File, Transmittal, Laboratory, Property Receipt

EXHIBIT # -6
 PAGE # -1

Legal: 08/21/23
46 Days

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

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

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

Logged in as: nmelvai

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

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	08/16/2023
Complaint #	2023037689	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent WOODS, LANICA	Responsible	bjones - JONES, BRADFORD	Private Case	

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities	
Form	INTR - Internal	Priority						
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline	
Security	STND - Standard	Incident	07/01/2023	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance	
Region	SR - Southern Region	Received	07/06/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition	
Reference	61D-11.005	Entered	07/06/2023	Entered By	nmelvai	<input type="checkbox"/>	Inspection	
Summary	<p>285--- Calder Race Course, INC. --- (61D-11.005 Prohibitions)--- On July 5, 2023, this Investigator was informed by Calder Casino Director of Compliance Iliana Velazquez via email of a cheating incident that occurred on July 1, 2023, at approximately 3:52 A.M. Velazquez's email notified this Investigator that cardroom Patrons Antwan Bradley and Lanica WOODS were observed cheating during a live poker game. Bradley and WOODS were observed by Cardroom Supervisor Kristopher Richard swapping cards with each other after looking at their hand. All bets had already been made and the game was in live play. Due to this action both Patron are permanently excluded from the facility for cheating.</p>						<input type="checkbox"/>	Costs
				<input type="checkbox"/>	Time Tracking		Auto Assign	
				<input type="checkbox"/>	Attachments		History	
				<input type="checkbox"/>	Work Notes		Print Report	
Updated	08/21/2023 09:58:44	By	nmelvai					

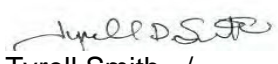
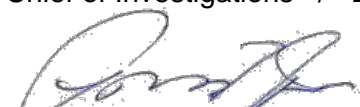
46 Days	Change	Save	OK	Cancel	Back
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[Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS
INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: July 6, 2023	Case Number: 2023 03 7689
Respondent: WOODS, LANICA 1931 NW 79TH PLACE MIAMI, FLORIDA 33147		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309 TEL (954) 202-3900	
License # and Type: N/A - 1098	Profession: Patron		Report Date: July 18, 2023
Period of Investigation: July 5, 2023, through July 18, 2023		Type of Report: Final	
<p>Alleged Violation: 75-11.005 Prohibitions.</p> <p>(4) No person shall, either directly or indirectly:</p> <p>(a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.</p> <p>(b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.</p> <p>(c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.</p>			
<p>Synopsis: On July 5, 2023, this Investigator was informed by Calder Casino Director of Compliance Iliana Velazquez via e-mail of a cheating incident that occurred on July 1, 2023, between 11:12 P.M., and 2:07 A.M. Velazquez's e-mail notified this Investigator that cardroom Patrons Antwan Bradley and Lanica WOODS were observed cheating during numerous live poker games. Bradley and WOODS were observed by Cardroom Supervisor Kristopher Richard swapping cards with each other after looking at each other's hand. All bets had already been made and the game was in play. Due to their actions, both patrons were permanently excluded from the facility for cheating. Velazquez provided this Investigator with copies of the Security and Surveillance Reports, as well as letters addressed to the patrons notifying them of their exclusion. These items are attached as Exhibits #1 thru 4. On July 10, 2023, a copy of the surveillance video footage capturing the above incident was obtained from Calder Surveillance Manager Leonides Martinez and was placed in the PMW Investigations evidence room for safe keeping.</p>			
Related Case(s): 2023 03 7698, 2023 04 1937			
Investigator / Date: July 18, 2023  Tyrell Smith /		Investigator Supervisor / Date Julio Minaya / July 28, 2023	
Chief of Investigations / Date  Bradford D. Jones / August 16, 2023			

CONTINUATION

Further investigation into the facts and a review of the surveillance footage and Surveillance Incident Report # 21949, revealed that on July 1, 2023, between 11:12 P.M. and 2:07 A.M., **WOODS** and Bradley were observed by Cardroom Supervisor Kristopher Richard sitting at table #6. **WOODS** was seated in seat #4, and Bradley seated in seat #3, were participating in live poker games. According to the Incident Report, while playing, **WOODS** and Bradley were observed on numerous occasions colluding with each other by looking at each other's hands, swapping cards with each other, and "capping" their bets to get a larger payout on winning hands. These actions are all considered cheating and at 2:11 A.M., Cardroom Supervisor Richard requested that Surveillance conduct video review of table #6 to confirm his observations.

Review of surveillance video recordings confirmed that **WOODS** and Bradley had exchanged cards on numerous occasions. Cardroom Supervisor Richard notified Security Manager Jose Santiago to respond to the cardroom. Santiago along with Security Shift Supervisor Vladamir Morency arrived in the cardroom and confronted **WOODS** and Bradley at table #6. Morency advised both **WOODS** and Bradley that they were being permanently excluded from the facility for cheating. They were allowed to cash out their remaining chips and after doing so, they were allowed to leave the facility without further incident.

Independent review of surveillance video by this Investigator for July 1, 2023, from 11:12 P.M., and 2:09 A.M., revealed that **WOODS** and Bradley were seated at Poker Table #6. **WOODS** was seated in seat #4, and Bradley in seat #3, both were playing live poker games.

At **11:17 P.M.**, - Bradley receives a food container from the table server and places the food container onto the poker table. The dealer proceeds to play the game. **WOODS** is seen sitting in the seat #4 directly to the left of Bradley who is seated in seat #3. She holds and spreads her cards in her hands forward so that Bradley can see them.

11:19 P.M., - Bradley leans back in his seat to look at the cards that **WOODS** had in her hand, and then removes a card from his hand and places it underneath the food container.

11:20 P.M., - **WOODS** then removes a card from her hand and tosses it underneath the food container towards Bradley. Bradley then switches the cards underneath the container and pushes the switched card back towards **WOODS**. **WOODS** retrieves the card and removes the food container from the table, and they continue to play.

11:22 P.M., **WOODS** and Bradley are seen showing each other their hands and they continue to play.

11:25 P.M., a new game starts and cards are dealt to the players. Bradley leans over toward **WOODS** and looks at her hand. He then retrieves the food container that he had previously used to conceal his deception (switching of cards) and places it back on the card table. He then proceeds to conceal a card underneath the food container as he had done previously, and **WOODS** places a card from her hand underneath the container as well. They once again swap cards underneath the container and continue to play. Both are seen constantly looking at each other's hand and pointing at certain cards being held by each other. The food container is then removed from the card table, and they continue to play. At one-point **WOODS** and Bradley are seen giving each other a high-five after realizing they won the hand.

11:30 P.M., a new hand is dealt, and **WOODS** and Bradley look at their hands. Bradley then leans over towards **WOODS**, and she shows him her hand. Bradley reaches back from the card table and retrieves the food container and places it back on the card table. He then places a card from his hand underneath the container and pushes the container towards **WOODS**. They swap cards again and remove the container.

CONTINUATION

11:34 P.M., Bradley is observed placing an additional red five-dollar chip onto **WOODS's** already placed bet on the Flush Rush bet circle after all bets had already been made.¹ **WOODS** then added an additional five-dollar chip to her original Flush Rush bet circle to get a larger payout should she win the hand. In this game, **WOODS** won the hand.

11:42 P.M., Bradley and **WOODS** are observed looking at each other's hand during the game and Bradley passes a card to the left towards **WOODS**. They again exchange cards and continue to play.

11:44 P.M., After receiving their cards from the dealer Bradley and **WOODS** pick up their cards and look at them utilizing both hands. They then position themselves to look at each other's cards. Bradley removes a card from his hand and pushes it on the table towards **WOODS's** second hand of cards that are on the table. **WOODS** places a card on the table next to the bumper, and adds the card that Bradley pushed towards her card in her hand. Bradley then picks up the card placed by the bumper by **WOODS** and places it in his hand.

Throughout the evening, both **WOODS** and Bradley continuously colluded and cheated with each other. It was not until 2:11 A.M., when they were observed by Poker Supervisor Kristopher Richard that video review was requested of table #6. Upon completion of video review, it was confirmed that both **WOODS** and Bradley were cheating by exchanging cards with each other. The total amount won by both individuals related to their deceptive actions totaled \$7,345. The above timelines and total amount won are documented in **Exhibit #2**.

On July 5, 2023, Calder Casino notified **WOODS** in writing that she was no longer allowed on Calder Casino property. A copy of this letter is attached as **Exhibit #4**.

On July 18, 2023, this Investigator spoke with Poker Supervisor Kristopher Richard regarding this incident. Richard confirmed the information documented in the Incident Reports and added that on the day of the incident he was the Poker Floor Supervisor. He suspected **WOODS** and Bradley of cheating because they were constantly winning hands. So, to observe them better, he sat at table #1 which is adjacent to table #6 where **WOODS** and Bradley were seated. Richard stated that while watching them play he noticed **WOODS** and Bradley swap cards with each other. After seeing them swap cards he went to Surveillance and requested a review of them playing at the table #6.

After Richard confirmed the cheating, he contacted Security Manager Jose Santiago to meet him in the cardroom to confront **WOODS** and Bradley. Santiago along with Security Shift Supervisor Vladamir Morency responded to the cardroom and advised **WOODS** and Bradley that they were being permanently excluded from the facility for cheating. They were then allowed to cash out their remaining chips and were escorted out of the facility.

According to the Calder Surveillance Report # 21949, although it was confirmed that **WOODS** and Bradley were caught cheating, they were still allowed to cash out and leave the facility with a total of \$5,400.00 (**Exhibit #2**).

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

¹ This is known as *Capping*, and it is done to enhance your winning hand. Throughout the Poker industry this is considered cheating.

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1

II. INVESTIGATIVE REPORT 2

III. EXHIBITS

1. Notification of cheating incident 1-4

2. Calder Surveillance Incident Report # 21949 1-12

3. Calder Security Incident Report # 21948 1-7

4. Exclusion letters 1-2

5. Incident Review findings from Cardroom Manager 1-3

6. Property Receipt 1-1

Tyrell Smith

From: Tyrell Smith
Sent: Tuesday, July 11, 2023 3:52 PM
To: Iliana Velazquez
Subject: Re: Lifetime Ban Request for State Exclusion List- Antwan Bradley & Lanica Woods

Thanks Iliana!

Get [Outlook for iOS](#)

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Tuesday, July 11, 2023 3:50:04 PM
To: Tyrell Smith <Tyrell.Smith@flgaming.gov>
Cc: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Lifetime Ban Request for State Exclusion List- Antwan Bradley & Lanica Woods

Hi Tyrell,

Please find updated surveillance report with correct seat # within the narrative notes.

Please let me know if you need anything else.

Thank you

From: Tyrell Smith <Tyrell.Smith@flgaming.gov>
Sent: Thursday, July 6, 2023 8:24 AM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Lifetime Ban Request for State Exclusion List- Antwan Bradley & Lanica Woods

This Message Is From an External Sender

This message came from outside your organization.

Avoid replying with sensitive information, clicking links, or downloading attachments.

Report Suspicious

Thanks Iliana!



Tyrell D. Smith
Investigation Specialist II
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
954-202-6806 Office 954-202-3900 FAX

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From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Wednesday, July 5, 2023 4:55 PM
To: Tyrell Smith <Tyrell.Smith@flgaming.gov>
Cc: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Lifetime Ban Request for State Exclusion List- Antwan Bradley & Lanica Woods
Importance: High

Hi Tyrell,

Calder Casino is recommending to have both cardroom Ex-Patrons Antwan Bradley & Lanica Woods be added to the State Lifetime Ban List.

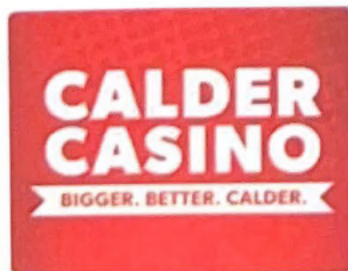
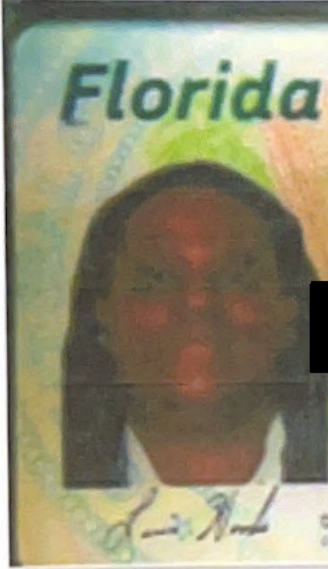
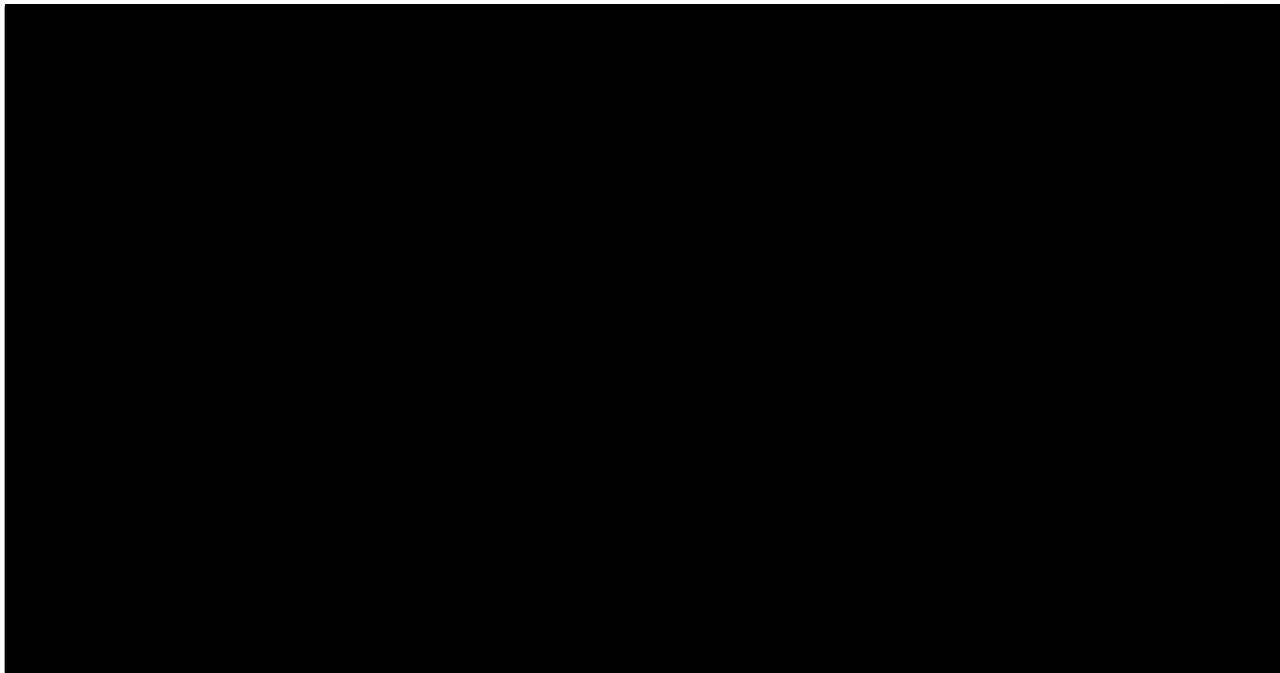
Both of these patrons were caught cheating "capping the bet/post betting & swapping cards with each other" while gaming at our facility. Attached you'll find supporting documentation from our security and surveillance team outlining both of their actions.

Mr. Bradley & Ms. Woods had been issued an indefinite ban from our facility and was escorted out right away, in which Miami Gardens Police assisted.

Footage is ready to be picked up with surveillance at your earliest convenience, and I also attached both letters that were mailed out to both patrons indicating that their property privileges have been revoked (letters were sent out this afternoon 7/5/23).

Please let me know if you need anything additional from us in order to better assist you with processing the banning of both these patrons across all pari-mutual facilities.

Thank you,



ILIANA VELAZQUEZ
Director of Compliance
21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 625-1311 ext: 5690
Iliana.Velazquez@CalderCasino.com



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IM - Incident Detail Report

INC-21949

SURV 21949 | 2023-07-01 | Criminal / Cheating |

Calder Casino

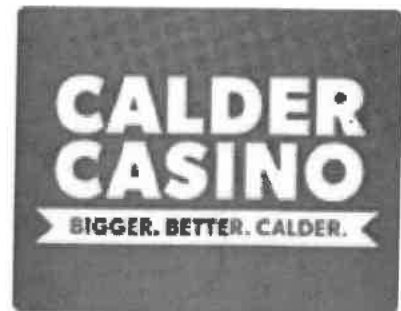
21001 NW 27th Avenue.

Miami Gardens, Florida United States

33056

Incident Details Report

Incident Name	SURV 21949 2023-07-01 Criminal / Cheating
Incident Type	<hr/> Criminal / Cheating <hr/>
Reported Date	July 1, 2023 3:52 am



(1. a.) INCIDENT SUMMARY

Primary Incident Type Criminal / Cheating	Incident Severity Low	Net Loss 0
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Description

Created on: 07012023 Observation: On July 01, 2023, at 02:11 hours, Card Room Supervisor Kristopher Richard requested a review of possible cheating at Table #6 Seat #3 and #4.




Location

Observed Date/Time	Incident Reported DateTime July 1, 2023 3:52 am	Incident Start DateTime July 1, 2023 2:11 am	Incident End DateTime July 1, 2023 2:49 am
Reported By	Responding Person(s)	Incident Owner Humberto Machin, Leonides Martinez	Incident Supervisor Jerome Davis, Ashley Kalisch, Humberto Machin, Leonides Martinez, Favio Munoz, Sierra Spencer, Michael Urena
Incident Flags	Fiscal Year	Additional Responses	Police File Number
Flag Notes	Additional Incident Types		

(1. b.) INCIDENT ANNEXURES - INVOLVEMENTS & RELATED DATA

INVOLVED LOCATIONS

Reported Location

	Location Name Casino / Front of House / Poker Room		
	Location		
	Location Type	Property Name	Asset Status Internal
	Owner/Lessor	Organization	Business Unit
	Policies		

INVOLVED PERSONS

Reporting Party

Involved Person Name Reporting Party: Jose Santiago	Involvement Flags	Added to Incident July 1, 2023	
	First Name Jose	Gender	Email 1
	Last Name Santiago	Date of Birth	Phone Number 1

PSV Notes

PSV Migration Notes
Additional Information:
Person Features:

Person Identifications:

Person Phone Numbers:

Person Addresses:

Person Email Addresses:

Person Trespasses:

Person Flags:

Flag Notes:

Height: inches

Weight: lbs

Hair Color:

Eye Color:

Marital Status:

Person Title:

Designation:

OrgRollup:

Employee Number:

Gender:

Birthdate:

Employee:

Lat/Long: (0.000000000000000,0.000000000000000)

Access Level: 2

Org Links:

Vehicle Links:

Person Links:

Archived: False

Owner Workgroup: Surveillance

Reporting Party

Involved Person Name

Reporting Party:
Kristopher G Richard

Involvement Flags

Added to Incident

July 1, 2023

First Name

Kristopher

Gender

Email 1

Last Name

Richard

Date of Birth

Phone Number 1

PSV Notes

PSV Migration Notes

Additional Information:

Person Features:

Person Identifications:

Person Phone Numbers:

Person Addresses:

Person Email Addresses:

Person Trespasses:

Person Flags:

Flag Notes:

Height: inches

Weight: lbs

Hair Color:

Eye Color:

Marital Status:

Person Title:

Designation:

OrgRollup:

Employee Number:

Gender:

Birthdate:

Employee:

Lat/Long: (0.000000000000000,0.000000000000000)

Access Level: 2

Org Links:

Vehicle Links:

Person Links:

Archived: False

Owner Workgroup: Surveillance

Reporting Party

Involved Person Name

Reporting Party: Vladimir
Morency

Involvement Flags

Added to Incident

July 1, 2023

First Name

Vladimir

Gender

Email 1

Last Name

Morency

Date of Birth

Phone Number 1

PSV Notes

PSV Migration Notes

Additional Information:

Person Features:

Person Identifications:

Person Phone Numbers:

Person Addresses:

Person Email Addresses:

Person Trespasses:

Person Flags:

Flag Notes:

Height: inches

Weight: lbs

Hair Color:

Eye Color:

Marital Status:

Person Title:

Designation:

OrgRollup:

Employee Number:

Gender:

Birthdate:

Employee:

Lat/Long: (0.000000000000000,0.000000000000000)

Access Level: 5

Org Links:

Vehicle Links:

Person Links:

Archived: False

Owner Workgroup: Surveillance

Suspect

Involved Person Name

Suspect: Antwan Bradley



Suspect

Involvement Flags

Added to Incident

July 1, 2023

First Name

Antwan

Gender

Email 1

Last Name

Bradley

Date of Birth

Phone Number 1

Involved Person Name
Suspect: Lanica Woods

Involvement Flags

Added to Incident
July 1, 2023



First Name
Lanica

Gender

Email 1

Last Name
Woods

Date of Birth

Phone Number 1

INVOLVED ITEMS

NARRATIVES

Original Narrative

Person

Antwan Bradley , Lanica Woods

Date & Time

July 1, 2023 2:11 am

Narrative Owner

Humberto Machin

Narrative

Origin of Call: On July 01, 2023, at 02:11 hours, Card Room Supervisor Kristopher Richard requested a review of possible cheating at Table #6 Seat #3 and #4.

Video Coverage: Upon review at 02:07 hours, guest identified as Antwan Bradley [REDACTED] is observed playing with a female guest (seat #4) with Ms. Lanica Woods [REDACTED] playing from seat #4. Dealer Luc-Hugues Genna dealt their cards, with both having already placed bets. Upon receiving their cards, Mr. Antwan looked at the hand of the female guest in seat #4, and moments later Mr. Bradley and Ms. Woods can both be observed exchanging their cards by Card Room Supervisor Kristopher Richard.

Upon further review, at 01:54 hours Dealer Kevin Alvarez dealt their cards, with both having already placed bets. Ms. Lanica Woods and Antwan Bradley can both be observed at seat #3 and #4 exchanging their cards, after exchanging cards Mr. Bradley won and was payout \$1,000.

Shift Supervisor Vladimir Morency and Jose Santiago was advised and confronted Mr. Antwan Bradley and Ms. Lanica Woods about their actions. Shift Supervisor Morency escorted Mr. Antwan Bradley and Ms. Lanica Woods out the North.

Information Supplied:

Per Card Room Supervisor Kristopher Richard, Mr. Antwan Bradley and Ms. Lanica Woods had not won in the hand that was delt at 02:07 hours.

Security Shift Manager Jose Santiago state Mr. Bradley had stated he didn't cheat and it was a joke. S/M Santiago advised him that wasn't the case and they needed to depart property after giving their personal information. Mr. Bradley and Ms. Woods stated they didn't have ID on them to provide S/M Santiago.

EXHIBIT #2
PAGE #7
299

Person's Involved:

Reporting Party - Card Room Supervisor Kristopher Richard
Security Shift Supervisor Vladimir Morency, Security Shift Manager Jose Santiago
Suspects -Antwan Bradley, Lanica Woods

See below suspicious activity from Mr. Bradley & Ms. Woods.

22:30/Antwan Bradley arrives in the Card Room and heads to table #6(l Luv Suits).

22:32/Lanica Woods arrives in the Card Room and sits next to Antwan Table #6

Time: Players Involved

Amount:

23:12: Antwan swap cards with Lanica to improve his hand. \$120
Lanica swap cards with Antwan to improve her hand. \$75
23:20 Antwan swaps cards with Lanica to improve his hand. \$180
Players used a food container to hide their cheating.
23:22: Antwan swaps cards with Lanica to improve his hand. \$100
23:25 Antwan swaps cards with Lanica to improve his hand. \$190
23:26 Antwan swaps cards with Lanica to improve his hand. \$1,000
23:31 Antwan swaps cards with Lanica to improve his hand. \$10
Lanica swaps card with Antwan to improve her hand. \$10
23:34 Lanica caps her bets. \$120
Antwan caps a bet of Lanica's \$120
23:38 Lanica swaps cards with Antwan to improve her hand. \$610
23:42 Antwan swaps cards with Lanica to improve his hand. \$10
Lanica swaps cards with Antwan to improve her hand. \$60
23:44 Antwan swaps cards with Lanica to improve his hand. \$100
Lanica swaps cards with Antwan to improve her hand. \$100
23:47 Antwan swaps cards with himself to improve his hand. \$700
23:48 Antwan caps his bet. \$100
23:56 Antwan swaps cards with himself to improve his hand. \$100
0:29 Antwan swaps cards with Lanica to improve his hand. \$120
Antwan caps his bet. \$20
0:31 Lanica swaps cards with Antwan to improve her hand. \$120
0:34 Antwan caps bet. \$105
0:57 Antwan swaps entire hand from one bet to another. \$50
1:10 Lanica swaps cards with herself to improve her hand. \$225
1:35 Antwan swaps cards with Lanica to improve his hand. \$220
Lanica swaps cards with Antwan to improve her hand. \$170
1:39 Antwan swaps cards with Lanica to improve his hand. \$220
Lanica swaps cards with Antwan to improve her hand. \$50
1:47 Antwan caps his bet on both hands he's playing. \$140
1:49 Antwan swaps cards with Lanica to improve his hand. \$200
Lanica swaps cards with Antwan to improve her hand. \$520
1:52 Antwan swaps cards with himself to improve his hand. \$120
1:54 Antwan swap cards with Lanica to improve his hand \$1,140
Lanica swaps cards with Antwan to improve her hand. \$120
2:07 Lanica swaps cards with Antwan to improve her hand. \$100

\$7,345

2:21 Antwan cashes out \$1,105

2:26 Lanica casher out. \$1,795

2:27 Both Lanica & Antwan escorted out by Security.

Total:

Antwan cashed out twice during the time of playing for \$2,500.
If we add the \$2,900 that they were allowing to cash out at the end, Antwan &
Lanica
walked away with \$5,400.

Attached Narrative

ATTACHMENTS

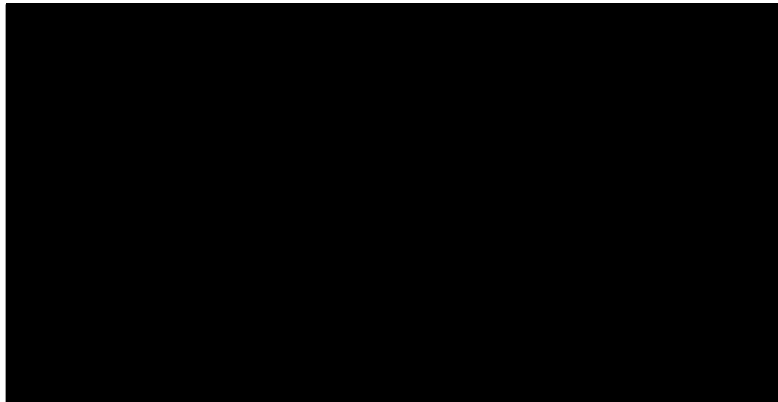
Attachment 12489 - Picture

Picture



Attachment 12490 - Picture

Picture



Attachment 12492 - Picture

Picture



(2. a.) INVESTIGATION SUMMARY

Outcome Overview

What happened?

How did it happen?

Why did it happen?

What needs to be corrected?

Contributing Factors

Incident Corrective Actions

Closed Date/Time
July 11, 2023 2:09 pm

Investigation Start Date

Investigation Close Date

Expiry Date

Reported to Police

Reported to Supervisor
Yes

Requires Investigation
No

Investigator

Investigation Cost
\$0.00

Investigation Time Spent (Hours)

0

(2. b.) INVESTIGATION ANNEXURES - INVESTIGATION EXHIBIT # 2
PAGE # 11
303

DETAILS

CONTRIBUTING FACTORS

CORRECTIVE ACTIONS

INTERVIEWS

EVIDENCE

LOGS

Total Investigation time spent (Hours)

Total Investigation Cost

0

\$0.00

ATTACHMENTS (INVESTIGATION & OUTCOME)

IM - Incident Detail Report

INC-21948

SEC 21948 | 2023-07-01 | Criminal / Cheating |

Calder Casino

21001 NW 27th Avenue.

Miami Gardens, Florida United States

33056

Incident Details Report

Incident Name	SEC 21948 2023-07-01 Criminal / Cheating
Incident Type	<u>Criminal / Cheating</u>
Reported Date	July 1, 2023 3:52 am

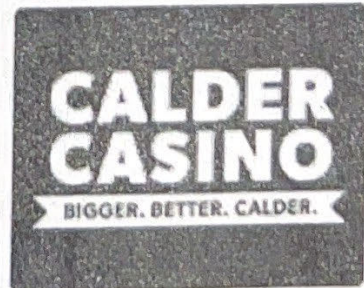


EXHIBIT # - 3
PAGE # - 1

(1. a.) INCIDENT SUMMARY

Primary Incident Type Criminal / Cheating	Incident Severity Low	Net Loss 0
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Description

Created on: 07012023 Observation: Security Shift Manager Jose Santiago was notified of two guest cheating in the Cardroom. Spoke with Cardroom Supervisor Kristopher Gage Richard who stated suspects now known as Antwan Bradley and Lanica Woods were caught on Surveillance footage of exchanging cards while in a hand to win the current bet. S/M Santiago approached the couple and advised them to leave property until a further investigation is performed. Miami Gardens Officer Buddy Barber arrived on scene and retrieved their information.

Location

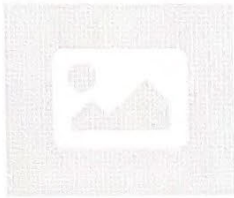
Observed Date/Time	Incident Reported DateTime July 1, 2023 3:52 am	Incident Start DateTime July 1, 2023 2:40 am	Incident End DateTime July 1, 2023 3:20 am
Reported By	Responding Person(s)	Incident Owner Jose Santiago	Incident Supervisor Jerome Davis, Ashley Kalisch, Jean Lara, Humberto Machin, Leonides Martinez, Favio Munoz, Michael Urena
Incident Flags	Fiscal Year	Additional Responses	Police File Number
Flag Notes	Additional Incident Types		

EXHIBIT #-3
PAGE # - 2

(1. b.) INCIDENT ANNEXURES - INVOLVEMENTS & RELATED DATA

INVOLVED LOCATIONS

Reported Location



Location Name

Casino/Front of House/ Zone 1 -

Location

Location Type

Property Name

Asset Status

Casino/Front of House/
Zone 1

External

Owner/Lessor

Organization

Policies

INVOLVED PERSONS

Suspect

Involved Person Name
Suspect: Antwan Bradley

Involvement Flags

Added to Incident
July 1, 2023



First Name
Antwan

Gender

Email 1

Last Name
Bradley

Date of Birth

Phone Number 1

Suspect

Involved Person Name
Suspect: Lanica Woods

Involvement Flags

Added to Incident
July 1, 2023

First Name
Lanica

Gender

Email 1

Last Name
Woods

Date of Birth

Phone Number 1

EXHIBIT # -3
PAGE # -3



INVOLVED ITEMS

NARRATIVES

Original Narrative

Person

Date & Time

July 1, 2023 4:27 am

Narrative Owner

Jose Santiago

Narrative

Origin of Call: on July 1, 2023 at approximately 0240 hours. Security Shift Manager Jose Santiago was notified of two guest cheating in the Cardroom.

Interview: Spoke with Cardroom Supervisor Kristopher Gage Richard who stated suspects now known as Antwan Bradley and Lanica Woods were caught on Surveillance footage of exchanging cards while in a hand to win the current bet.

Interview II: S/M Santiago approached the couple and advised them to leave property until a further investigation was performed and it deemed they did truly cheat. Mr. Bradley stated he didn't cheat. S/M Santiago advised him that wasn't the case and they needed to leave after giving their personal information. Mr. Bradley and Ms. Woods stated they didn't have ID on them to provide S/M Santiago.

Action Taken: Surveillance was notified and maintained coverage for the remainder of the incident. Miami Gardens Officer Buddy Barber arrived on scene and retrieved their information. Ms. Woods and Mr. Bradley were advised they are not allowed to return to property until Security Director JC Lara calls and advises them of their return status. They understood and departed property. It should be noted that no funds were recovered. Surveillance coverage of the incident may be available upon request.

Attachments: Photos of Antwan Bradley and Lanica Woods

Attached Narrative

EXHIBIT # -3
PAGE # -4

ATTACHMENTS

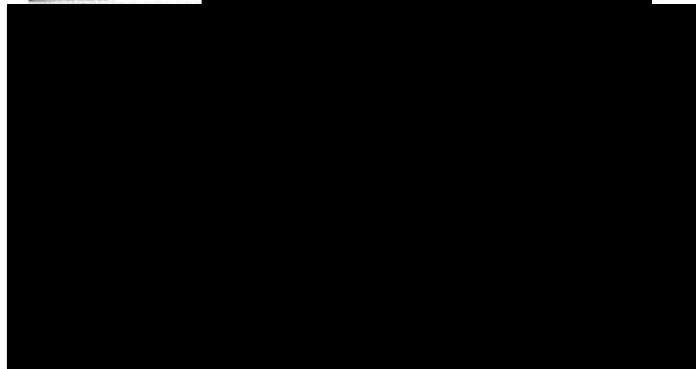
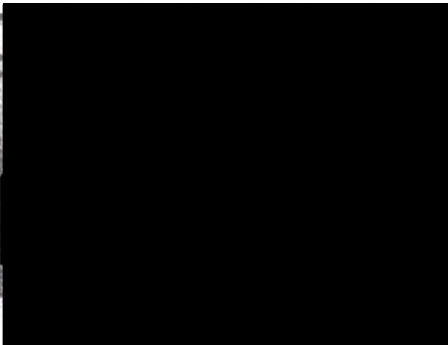
Antwan Bradley

Picture



Attachment 12491 - Picture

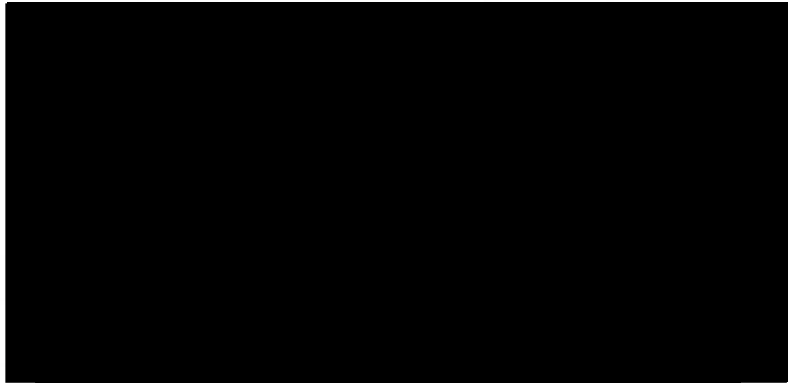
Picture



Lanica Woods

Picture

EXHIBIT # - 3
PAGE # - 5



(2. a.) INVESTIGATION SUMMARY

Outcome Overview

What happened?

How did it happen?

Why did it happen?

What needs to be corrected?

Contributing Factors

Incident Corrective Actions

Closed Date/Time	Investigation Start Date	Investigation Close Date	Expiry Date
Reported to Police	Reported to Supervisor	Requires Investigation No	Investigator Melissa Brooks, Dameion Capdeville, Jason Duncan, Roy McCloud, Jason Milam, Vladimir Morency
		Investigation Cost \$0.00	Investigation Time Spent (Hours) 0

(2. b.) INVESTIGATION ANNEXURES - INVESTIGATION DETAILS

CONTRIBUTING FACTORS

EXHIBIT # - 3
PAGE # - 6

CORRECTIVE ACTIONS

INTERVIEWS

EVIDENCE

LOGS

Total Investigation time spent (Hours)	Total Investigation Cost
0	\$0.00

ATTACHMENTS (INVESTIGATION & OUTCOME)

July 5th, 2023

Lanica Woods
1931 NW 79th Place
Apt. 201
Miami, FL 33147

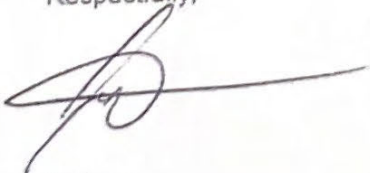
Dear Ms. Woods

Due to conduct that is not acceptable at Calder Casino, you are not permitted to attend or be present on our facilities.

Effective July 5th, 2023 all of your gaming, wagering, and visitation privileges will be revoked.

Should you have any questions in regards to this notice, please feel free to contact me at (305) 625-1311, extension 1107.

Respectfully,



JC Lara

Senior Director of Safety and Security

EXHIBIT #-4
PAGE # -1

July 5th, 2023

Antwan Bradley
1847 NW 43rd Street
Miami, FL 33142

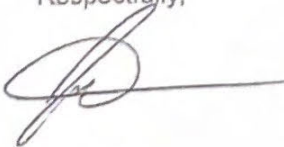
Dear Mr. Bradley

Due to conduct that is not acceptable at Calder Casino, you are not permitted to attend or be present on our facilities.

Effective July 5th, 2023 all of your gaming, wagering, and visitation privileges will be revoked.

Should you have any questions in regards to this notice, please feel free to contact me at (305) 625-1311, extension 1107.

Respectfully,



JC Lara

Senior Director of Safety and Security

EXHIBIT # -4
PAGE # -2

Tyrell Smith

From: Ralph Brandt <Ralph.Brandt@caldercasino.com>
Sent: Friday, July 14, 2023 11:09 AM
To: Tyrell Smith
Subject: FW: My initial report on the cheating that took place on 1 Jul

You don't often get email from ralph.brandt@caldercasino.com. [Learn why this is important](#)

RALPH BRANDT

Card Room Manager
21001 NW 27th Avenue | Miami Gardens, FL 33056
Office: (305) 474-5711 | **Cell:** (954) 615-8777
Ralph.Brandt@caldercasino.com

From: Ralph Brandt
Sent: Tuesday, July 4, 2023 3:50 PM
To: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: My initial report on the cheating that took place on 1 Jul

Team,

I performed an extensive review of surveillance (with Iliana and Leo) from the time the guests arrived (20:30), until the time they were escorted out of the casino by security (02:27) and these are my findings.

22:30	Antwan Bradley arrives in the Card Room and heads to Table 6, I Luv Suits
22:32	Lanica Woods arrives in the Card Room and sits down next to Antwan on Table 6

Time	Players Involved	Amount
23:12	Antwan swaps card(s) with Lanica to improve his hand.	\$120
	Lanica swaps card(s) with Antwan to improve her hand.	\$75
23:20	Antwan swaps card(s) with Lanica to improve his hand.	\$180
	* Players used a food container to hide their cheating	
23:22	Antwan swaps card(s) with Lanica to improve his hand.	\$100
23:25	Antwan swaps card(s) with Lanica to improve his hand.	\$190
23:26	Antwan swaps card(s) with Lanica to improve his hand.	\$1,000
23:31	Antwan swaps card(s) with Lanica to improve his hand.	\$10
	Lanica swaps card(s) with Antwan to improve her hand.	\$10
23:34	Lanica caps her bets	\$120
	Antwan caps a bet of Lanica's	\$120
23:38	Lanica swaps card(s) with Antwan to improve her hand.	\$610

EXHIBIT # - 5
PAGE # - 1

23:42	Antwan swaps card(s) with Lanica to improve his hand.	\$10
	Lanica swaps card(s) with Antwan to improve her hand.	\$60
23:44	Antwan swaps card(s) with Lanica to improve his hand.	\$100
	Lanica swaps card(s) with Antwan to improve her hand.	\$100
23:47	Antwan swaps cards with himself to improve his hand	\$700
23:48	Antwan caps his bet	\$100
23:56	Antwan swaps cards with himself to improve his hand	\$100
0:29	Antwan swaps card(s) with Lanica to improve his hand.	\$120
	Antwan caps his bet	\$20
0:31	Lanica swaps card(s) with Antwan to improve her hand.	\$120
0:34	Antwan caps bet	\$105
0:57	Antwan swaps entire hand from one bet to another.	\$50
1:10	Lanica swaps card(s) with herself to improve her hand.	\$225
1:35	Antwan swaps card(s) with Lanica to improve his hand.	\$220
	Lanica swaps card(s) with Antwan to improve her hand.	\$170
1:39	Antwan swaps card(s) with Lanica to improve his hand.	\$220
	Lanica swaps card(s) with Antwan to improve her hand.	\$50
1:47	Antwan caps his bet on both hands he's playing	\$140
1:49	Antwan swaps card(s) with Lanica to improve his hand.	\$200
	Lanica swaps card(s) with Antwan to improve her hand.	\$520
1:52	Antwan swaps cards with himself to improve his hand	\$120
1:54	Antwan swaps card(s) with Lanica to improve his hand.	\$1,140
	Lanica swaps card(s) with Antwan to improve her hand.	\$120
2:07	Lanica swaps card(s) with Antwan to improve her hand.	\$100
Total:		\$7,345
2:21	Antwan cashes out	\$1,105
2:26	Lanica cashes out	\$1,795
2:27	Both Lanica and Antwan escorted out by security	

Antwan cashed out twice during the time playing for \$2,500. If we add the \$2,900 that they were allowed to cash out at the end, him and Lanica walked away with \$5,400.

Many opportunities presented themselves for us to coach our team members.

Coaching opportunities for Card Room Dealers

- Dealers not following procedures by allowing a player to play multiple hands without using a "puck" to protect 2nd hand.
- Dealers using the DP to make change.
- Dealers not paying attention, carrying on extended conversations with the DPs
- Luc does not pass chips to the DPs after resolving every hand. Keeps them in the middle of the table.
- Dealer walks away from the table to toss out garbage.

Questions

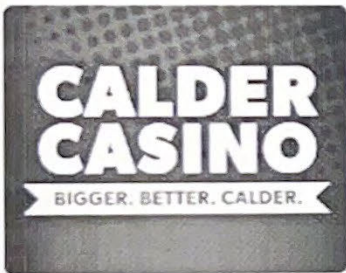
- Why did security interview guests on the floor at the table in front of other guests ?
- Why not move them off to the side or to the Security office ?
- Why did we allow them to cash out their chips ?

DPs

- DPs were distracted at times, talking to other DPs, or actively using their phone.

Miscellaneous

- In the security report it stated, "... and they returned the money." I was unable to see them return any funds.



RALPH BRANDT

Card Room Manager

21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 474-5711 | Cell: (954) 615-8777

Ralph.Brandt@caldercasino.com



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EXHIBIT # -5
PAGE # -3



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

2023-03-7489 PROPERTY RECEIPT

Complaint # 2023-03-7498 Date 7/10/23 Lab # _____

Item No.	Quantity	Description
1	1	DVD CONTAINING VIDEO FOOTAGE OF CHEATING INCIDENT CALDEX CASINO. ANTIWAN BRADLEY / LANICA WOODS

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

Signature

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

Signature - Impounding Investigator

RETURNED PROPERTY RECEIPT

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

Signature _____

Date _____

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

Copies for: File, Transmittal, Laboratory, Property Receipt

EXHIBIT # -6
 PAGE # -1

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Elina Valentine, Deputy General Counsel
Re: Garrett T. Anderson v. FGCC; Case No. 2023-037859
Date: January 29, 2024

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to adopt the hearing officer’s recommended order denying Garret T. Anderson’s (“Petitioner”) application for a Cardroom Employee Occupational License (the “Application”). Following review of the Application submitted by Petitioner on May 8, 2023, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s felony convictions. Petitioner requested an informal hearing, which was held on November 15, 2023. The informal hearing officer recommended denying the Application. Therefore, the Florida Gaming Control Commission should adopt the hearing officer’s recommended order and deny Petitioner’s application for a Cardroom Employee Occupational License.

Pertinent Facts

On September 11, 2023, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s felony convictions in the state of Florida. Specifically, on September 15, 2022, Petitioner was convicted of the following:

- Feeling or Attempting to Elude with Sirens Active; and
- Fleeing or Attempting to Elude High Speed.

On October 9, 2023, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes. At the informal hearing held on November 15, 2023, Petitioner testified to the circumstances that led to these convictions. On January 29, 2024, the hearing officer issued a recommended order denying the Application. The Hearing Officer found that Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides in pertinent part that:

“. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.”

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 849.086(6)(g), Florida Statutes, provides that:

“[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.”

Section 550.105(5)(d), Florida Statutes, provides that:

“. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.”

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

“[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the commission.”

Rule 75-5.006(2), Florida Administrative Code, provides that “[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character.”

Staff Recommendation: The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the hearing officer’s recommended order in case number 2023-037859.

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

GARRETT ANDERSON

Petitioner,

v.

FGCC Case No.: 2023-037859

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

Respondent.

_____ /

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Elizabeth K. Stinson, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on November 15, 2023, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of Garrett Anderson's ("Petitioner") petition for a hearing in response to the Commission's Letter of License Denial filed in FGCC Case Number 2023-037859. The Commission was represented by Emily A. Alvarado, Deputy Chief Attorney. Respondent appeared *pro se* and the hearing was held via video conference. Both sides were permitted to present witnesses, proffer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On or about May 8, 2023, the Commission received an application from Petitioner for a Pari-Mutuel Wagering Individual Occupational License disclosing Petitioner's two disqualifying felony convictions.

2. On or about July 6, 2023, the Commission received a Request for Waiver from Petitioner.

3. On or about September 11, 2023, the Commission filed a Letter of License Denial,

seeking to deny Petitioner's license application based on his criminal record, which includes two felony convictions.

4. On or about October 9, 2023, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

The November 15, 2023, Informal Hearing

5. A hearing pursuant to section 120.57(2), Florida Statutes, was held on November 15, 2023, during which the Commission presented the issues raised in the Letter of License Denial. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and accepted the investigative packet into the record.

6. The investigative packet contained an FGCC Investigative Report ("Report"). Page 4 of this report stated Petitioner held a Pari-Mutuel Wagering Individual Occupational License from July 14, 2020 until June 30, 2023.

7. Page 2 of the Report reflected Petitioner's two September 15, 2022, felony convictions and stated that Petitioner failed to notify the Division of his convictions while licensed.

8. The investigative packet contained a police report detailing the circumstances surrounding Petitioner's convictions:

- a. The police report contained a narrative of the events leading up to Petitioner's arrest.
- b. According to the narrative, a law enforcement officer had attempted to pull over Petitioner due to speeding. Petitioner did not stop once law enforcement had activated lights and sirens.
- c. The narrative stated that while attempting to elude law enforcement, Petitioner drove over "stop sticks" employed by law enforcement in an effort to

stop Petitioner. The “stop sticks” deflated two of Petitioner’s tires.

d. The narrative stated that Petitioner continued driving, eventually abandoning his car in a parking lot.

e. According to the narrative, Petitioner, at some point while being pursued by law enforcement, called 911 and reported that his car had been stolen. Police made contact with Petitioner half a mile from his vehicle, which was locked.

f. According to the narrative, Petitioner told police that he had been drinking at a friend’s house all day and noticed that his car had been stolen when he went outside to get a cigarette.

g. According to the narrative, Petitioner had walked away from his friend’s house to get cell service to call 911.

h. According to the narrative, a search of Petitioner’s pocket yielded a receipt from that night from a restaurant and bar close to where police had observed Petitioner speeding.

9. The investigative packet also contained two character references, one from Petitioner’s brother, and one from Petitioner’s mother and father. Both letters provided statements regarding Petitioner’s good character and love of poker.

10. At the hearing, Petitioner testified about a variety of topics:

a. Petitioner testified that his job as a poker dealer meant a lot to him.

b. Petitioner testified that when previously licensed, he carpooled to work with his girlfriend, who worked at the same facility, because she does not have a driver’s license.

c. Petitioner testified about his mental state during the time surrounding the criminal acts, stating that he was in a relationship with a woman who did not want

to accept that they were broken up. Tensions escalated to the point where he put a fence up around his house.

d. Petitioner testified about the events that resulted in his two disqualifying felony convictions. Petitioner testified that while at a bar he ran into a group of people who were going to go bar hopping. Petitioner had a beer and then started driving to the next bar. At a green light, Petitioner began racing another car. When Petitioner saw a police car with its lights on, Petitioner did not stop because he was afraid of getting a DUI. Petitioner testified that after alluding the police, since he was already in trouble, Petitioner continued the charade and called 911 to report his car stolen.

e. Petitioner testified that he is currently on probation until February 15, 2024.

f. Petitioner testified that he takes care of his mother, father and brother who has special needs.

g. Petitioner testified that if the Commission were to grant him a license, he would donate to the police department.

h. Petitioner testified that he knows what he did was wrong.

FINDINGS OF FACT

11. On or about September 15, 2022, Petitioner was convicted of Fleeing or Attempting to Elude with Sirens Active, a felony, in Volusia County, Florida in Case No. 2022-CF-100409.

12. On or about September 15, 2022, Petitioner was convicted of Fleeing or Attempting to Elude High Speed, a felony, in Volusia County, Florida in Case No. 2022-CF-100408.

CONCLUSIONS OF LAW

13. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

14. The Commission has jurisdiction over this matter pursuant to chapters 120 and 550, Florida Statutes.

15. Section 550.105(5)(b), Florida Statutes, provides, in pertinent part:

The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

16. Pursuant to section 550.105(d), Florida Statutes, when determining whether an applicant has a disqualifying conviction, “the term ‘convicted’ means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.”

17. Pursuant to section 550.105(5)(b), Florida Statutes, Petitioner’s felony convictions are disqualifying offenses.

18. Section 550.105(10)(d), Florida Statutes, states that each licensee shall inform the Commission, within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.”

19. Section 550.105(5)(c), Florida Statutes, provides, in pertinent part, that “[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the commission.”

20. An applicant for licensure bears the burden of ultimate persuasion at each and every step of the licensure proceedings. *Dep’t of Banking & Fin., Div. of Sec. & Investor Prot. v. Osborne*

Stern & Co., 670 So. 2d 932, 934 (Fla. 1996).

21. A petitioner must prove by a preponderance of the evidence that he is entitled to the license. *N.W v. Department of Children & Family Servs.*, 981 So. 2d 599, 601 (Fla. 3rd DCA 2008).

22. In the present case, Petitioner has two disqualifying criminal convictions that occurred in 2022.

23. Petitioner pled *nolo contendere* to and was Adjudicated Guilty of Fleeing or Attempting to Elude with Sirens Active, a felony of the third degree. Petitioner pled *nolo contendere* to and was Adjudicated Guilty of Fleeing or Attempting to Elude High Speed, a felony of the second degree.

24. While Petitioner's testimony was credible, the actions that Petitioner took, only two years ago, were serious, and involved calling 911 to report his car stolen to evade arrest.

25. Additionally, Petitioner did not report his criminal convictions to the Division of Pari-Mutuel Wagering, as required by section 550.105(10)(d), Florida Statutes.


26. Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

27. There is competent substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

WHEREFORE, based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission enter a Final Order DENYING Petitioner's application for a Pari-Mutuel Wagering Individual Occupational License.

This Recommended Order in FGCC Case Number 2023-037859 is submitted this 29th day of January 2024.



Elizabeth K. Stinson,
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 29th day of January 2024, that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by mail and email to:

Garrett Anderson
1007 Wanderer Drive
Deltona, Florida 32738
skatedcshoe@gmail.com



Agency Clerk
Florida Gaming Control Commission

Documents Included in Case File

Exhibit 1 Cover Letter
Exhibit 2 Notice of Informal Hearing
Exhibit 3 Letter of License Denial
Exhibit 4 Election of Rights
Exhibit 5 Report of Investigation



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

October 24, 2023

Garrett T. Anderson
1007 Wanderer Dr.
Deltona, FL 32738-7159

RE: Garrett T. Anderson Case v. FGCC
No.: 2023-037859

Dear Mr. Anderson:

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Wednesday, November 15, 2023 between 10:00 a.m. and 12:00 p.m. (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Elizabeth.Stinson@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 10:00 AM and 12:00 PM (EST) at the following number: (386) 473-5509**. If that number is incorrect, please contact me as soon as possible to notify me of the correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. Approximately 14 to 21 days after the hearing, Proposed Recommended Orders, or recommendations for what the Hearing Officer's ruling should be, are sent to Hearing Officer.
3. Approximately 21 to 45 days after the Proposed Recommended Orders are submitted, the Hearing Officer will submit his or her recommended ruling to the Clerk of the Commission's office.
4. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is final agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8071 or Melinda.Bristow@flgaming.gov.

Sincerely,

/s/ Melinda Bristow

Melinda Bristow
Administrative Assistant II

Enclosures: Notice of Hearing and Case File

OFFICE OF THE GENERAL COUNSEL
4070 ESPLANADE WAY
TALLAHASSEE, FLORIDA 32399

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

GARRETT T. ANDERSON,

Petitioner,

v.

FGCC Case No.: 2023-037859

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

Respondent.

NOTICE OF TELEPHONIC HEARING

TO: Garrett T. Anderson
1007 Wanderer Dr.
Deltona, FL 32738

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Wednesday, November 15, 2023, between 10:00AM and 12:00PM (Eastern Time)**. **If you choose not to attend the hearing in person or by video conference, the Hearing Officer will call you at (386) 473-5509 sometime between 10:00AM – 12:00PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Melinda.Bristow@flgaming.gov or telephone at (850) 794-8071, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence

that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Elizabeth.stinson@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at (hearing officer email) and Opposing Counsel at (opposing counsel email) at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 24th day of October, 2023.

By: /s/ Melinda Bristow

Melinda Bristow
Administrative Assistant II
Florida Gaming Control Commission,
Office of the General Counsel,
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8071
Facsimile: (850) 9536-8709
Melinda.Bristow@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Melinda Bristow at (850) 794-8071. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

September 11, 2023

9/11/2023

Mr. Garrett T. Anderson
1007 Wanderer Drive
Deltona, Florida 32738

Letter of License Denial

Dear Mr. Garrett T. Anderson:

This Letter of License Denial ("Denial") serves to inform you that your application for a Cardroom Employee Occupational License is denied in accordance with the provisions of chapter 550, Florida Statutes, and the rules promulgated thereto. This Denial is based upon your following criminal dispositions:

1. 09/15/2022 – Fleeing or Attempting to Elude with Sirens Active (F3) – Adjudicated Guilty – Volusia County, Florida (Case No. 2022-CF-100408)
2. 09/15/2022 – Fleeing or Attempting to Elude High Speed (F2) – Adjudicated Guilty – Volusia County, Florida (Case No. 2022-CF-100408)

These convictions are disqualifying offenses under section 550.105(5), Florida Statutes. A withhold of adjudication of guilt is considered a conviction for licensing under section 550.105(5), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to section 120.57, Florida Statutes, you may request a hearing to challenge the Division's decision within twenty-one (21) days of receipt of this Denial, as provided for in rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Agency's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,



Melba Apellaniz
Clerk of the Commission

Attachment: Notice of Rights

CERTIFICATE OF SERVICE

I hereby certify this 11th day of September, 2023, that a true copy of the foregoing has been furnished by certified U.S. mail to:

Garrett T. Anderson
1007 Wanderer Drive
Deltona, Florida 32738



CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2023-037859

NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Division within 21 days of your receipt of this notice.

If the Division determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Division will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399-2202 (Email: Clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

2023-037859

<p style="text-align: center;">FILED FLORIDA GAMING CONTROL COMMISSION</p> <p>Date: <u>10/09/2023</u> File Number: _____</p> <p style="text-align: center;">BY: MELBA L. APPELLANIZ CLERK OF THE COMMISSION</p>

From: [retard dude](#)
To: [Clerk](#)
Subject: request a hearing on this matter
Date: Monday, October 9, 2023 12:24:31 PM

© 2003-2023 You don't often get email from skatedcshoe@gmail.com. [Learn why this is important](#)

Hello my name is Garrett Anderson I am requesting a hearing on the matter of my Florida gaming license

2023-037859

<p style="text-align: center;">FILED FLORIDA GAMING CONTROL COMMISSION Date: <u>10/09/2023</u> File Number: _____ BY: MELBA L. APELLANIZ CLERK OF THE COMMISSION</p>

From: [retard dude](#)
To: [Clerk](#)
Subject: informal hearing
Date: Monday, October 9, 2023 1:21:13 PM

You don't often get email from skatedcshoe@gmail.com. [Learn why this is important](#)

Hello this is Garrett Anderson and I'll be requesting a informal hearing please and thank you

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

Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline
---	---	----------------------------------	--------------------------------------	---------------------------------

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

Logged in as: **cstubbs1**

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

Lic Type	1012 - Cardroom Employee Occupational	Status	90 Closed	Status Date	07/28/2023
Complaint #	2023037859	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	ANDERSON, GARRETT T	Responsible	bjones - JONES, BRADFORD
					Private Case

Complaint	Respondent	Complainant	Addt'l Info
---------------------------	----------------------------	-----------------------------	-----------------------------

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	WALK - Walk-in	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	07/06/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	07/07/2023	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	07/07/2023	Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	175- Orange City Racing & Card Club			<input type="checkbox"/>	Attachments		History
Updated	07/31/2023 08:29:03	By	cstubbs1	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
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 [Get Adobe Reader.](#)

ROUTING SLIP REQUEST FOR WAIVER

RE: ANDERSON, GARRETT T. – 11565390
(APPLICANT'S NAME – LICENSE #)

Case No: 2023 03 7859

1012 – Dealer
Occupation Code and Job Title

175 Orange City Racing & Card Club
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE:

OCTOBER 5, 2023
(DATE)

Investigations Section: Reviewed by Bradford D. Jones  7/28/2023
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: _____
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or No If yes, in what jurisdiction? _____

Executive Director: _____
(Initial & Date)

Prepare Waiver or Prepare File for Commission Review

Comments: _____

Investigative Findings:

February 25, 2022 Volusia County Sheriff's Office, FL. – Fleeing or Attempting to Elude High Speed (2nd Degree) and Fleeing or Attempting to Elude – Felonies – Pled Nolo Contendere – Adjudicated Guilty on September 15, 2022 - Sentenced to Community Control for 24 months and fined \$651.00. - Community Control scheduled termination date is September 14, 2024.

October 20, 2022 FGCC – Administrative Complaint filed due to the above felony convictions and Applicant's failure to notify the Division as required (PMW Case #2022 04 8147).

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS
WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: Central	Date of Complaint: July 7, 2023	Case Number: 2023 03 7859
Respondent: ANDERSON, GARRETT T. 1007 WANDERER DRIVE DELTONA, FLORIDA 32738 Phone: (850) 867-9074		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 11565390 / 1012		Profession: DEALER	Report Date: JULY 24, 2023
Period of Investigation: JULY 7, 2023 – JULY 24, 2023		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon receipt of Garrett T. ANDERSON'S State of Florida Pari-Mutuel Occupational License Application dated April 26, 2023, and Waiver Request Form dated July 6, 2023.</p> <p>On April 26, 2023, ANDERSON applied for a PMW Cardroom Employee Occupational license to work as a Poker Dealer at Orange City Racing & Card Club. On his application, he answered "Yes" to the question on page 2 of the application, "Have you ever been convicted of, or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" ANDERSON disclosed a 2022 Felony conviction in Volusia County, FL. for Fleeing or Attempting to Elude High Speed and Fleeing or Attempting to Elude.</p>			
Related Case: 2022 04 8147			
Investigator Supervisor / Date <i>C. Derek Washington</i> /s/ C. Derek Washington / July 24, 2023		Chief of Investigations / Date <i>Bradford D. Jones</i> Bradford D. Jones / July 28, 2023	

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 02/25/2022		Arresting Agency: Volusia County Sheriff's Office, FL.			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Fleeing or Attempting to Elude High Speed (2 nd Degree)	Felony	Nolo Contendere	Adjudicated Guilty	09/15/2022
2	Fleeing or Attempting to Elude (3 rd Degree)	Felony	Nolo Contendere	Adjudicated Guilty	09/15/2022
3					
4					

SENTENCE
Placed on Community Control for 24 months and fined \$651.00.

Additional Information: **Applicant failed to notify the Division of his arrest and subsequent conviction while licensed as a Poker Dealer.**

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE
Additional Information:

CRIMINAL HISTORY

Arrest 3				
Date of Arrest:	Arresting Agency:			
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

Arrest 4				
Date of Arrest:	Arresting Agency:			
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type: 1012 – Cardroom Employee Occupational			
Date Licensed: 07/14/2020	Expiration Date: 06/30/2023	License #: 11565390	Agency or Jurisdiction: FGCC
		YES	NO
Has License ever been suspended or revoked?			X
Was any derogatory information received?		X	
Additional Comments: Applicant’s was issued an Administrative Complaint due to his Felony convictions noted above and failure to notify the Division of the convictions, FGCC Case 2022 04 8147 (Exhibit #4).			

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

3. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

4. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: July 11, 2023	Location of Interview: Via telephone	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

In discussing **ANDERSON's** 2022 Felony convictions, he explained that on the date of the incident, he met up with some friends for drinks. He stated that he and another guy started going back and forth about which one of their cars was faster, his New Dodge Charger or the other guy's Ford Mustang. **ANDERSON** said everyone left the bar to go to another bar except for him, who was heading home. He said while stopped at a red light, the guy he was talking to about whose car was fastest was next to him at the light.

ANDERSON said when the light turned green, they both “hit it” (sped) for a few seconds. **ANDERSON** said he saw the police but did not stop because he was afraid the police would think he was street racing and impound the car he just bought, so he kept driving to get home. **ANDERSON** further stated that after driving away from the police, he stopped and tried to report that his car was stolen and flagged down a police officer driving by. Upon questioning, the police officer knew he was lying, and **ANDERSON** was arrested.

ANDERSON further explained that he was going through a rough time and had just ended a toxic relationship with a woman he should not have been dating. He said she continued to harass him, which put him “in a bad place” mentally.

When asked why he failed to notify the Division after he was arrested and subsequently convicted, **ANDERSON** said he was unaware he had to make any such notification.

ANDERSON provided letters of support from his parents and brother (**Exhibit #4**).

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **ANDERSON**.

Case Status: Case closed by Investigations and forwarded to Licensing.

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET
- II. INVESTIGATIVE REPORT
- III. EXHIBITS
 - 1. Waiver Request / Applications / License1-5
 - 2. Legal Documents. 1-22
 - 3. Rap Sheet 1-6
 - 4. Supporting Docs 1-10

TO: Garrett Thomas Anderson
Full Legal Name of Applicant

[REDACTED]
Date of Birth

11565390
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction.
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Garrett Anderson
Signature of Applicant

7-6-23
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3195 -- REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

RECEIVED
2023 JUL -6 PM 4:58
FLORIDA GAMING
CONTROL COMMISSION



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

RECEIVED
2023 JUL -6 PM 4:58
FLORIDA GAMING
CONTROL COMMISSION

PERSONAL INFORMATION

Social Security Number/Federal Employer ID Number [REDACTED]

IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Last Name: Anderson
First: Garrett
Middle: Thomas
Title: [blank]
Suffix: [blank]
Birth Date (MM/DD/YYYY): [blank]

IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Representative's Name Last: [blank] First: [blank] Middle: [blank] Title: [blank] Suffix: [blank]
Permitholder Name: [blank]
Official Capacity: [blank]

ATTEST STATEMENT

I, Garrett Anderson, do hereby instruct all law enforcement (name of applicant/representative) or criminal justice agencies, present and former employers or institutions with whom I or my businesses have a present or past business relationship, as well as all present or past social associates to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Department of Business and Professional Regulation.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested.

(if individual applicant - legal name and any nickname or alias in parentheses)

Applicant/Representative Signature: Garrett Anderson Date: 7-6-23

NOTARIZATION

The foregoing application was sworn to and subscribed before me this 6 Day of July, 2023 by Garrett Anderson Signature of applicant
Type or print name of applicant

who is personally known to me or who has produced the following as identification.

FL DL
Type of identification

[Signature]
Signature of person taking acknowledgement
Notary Seal
(Rubber Stamp and Expiration)

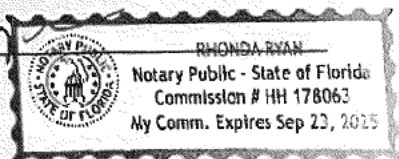


EXHIBIT #1
PAGE 2/5

TW. 70CK84 < 0x9 > 114

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 - Individual Occupational License Application

RECEIVED
MAY 08 2023
Division Use Only.

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION				
Social Security Number	Birth Date (MM/DD/YYYY)	Gender	<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
[REDACTED]				
Last Name	First	Middle	Suffix	
Anderson	Garrett	Thomas		
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
If yes, list the name or names used: _____				
Race/Ethnicity (optional)				
<input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other				
Current Mailing Address			Email Address (optional)	
1007 Wanderer drive				
City	State	Zip Code (+4 optional)	Country, if other than USA	
Deltona	FL	32738		
Primary Phone Number			Secondary/Cell Phone Number (optional)	
386 4735509				
Current Street Address				
1007 Wanderer dr.				
City	State	Zip Code (+4 optional)	Country, if other than USA	
Deltona	FL	32738		
Type of Occupational License applying for:			Facility where employed and/or doing business:	
<input type="checkbox"/> Pari-Mutuel General Individual <input type="checkbox"/> Pari-Mutuel Professional Individual <input checked="" type="checkbox"/> Cardroom Employee			Orange City racing and card club	
Occupation: <u>Poker Dealer</u>				
Does your position require access to the Cardroom?			Is this your first time applying for a racing/gaming license in Florida?	
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			<input type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit?			<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Do you own or lease animals intended for racing in Florida? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes, complete the following:				
Stable Name, Kernel Name, or Business Name _____				
Trainer Name (horse or greyhound racing only) _____				
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY				
Type of professional license (attach a copy of Florida professional license):			Florida License Number	
FOR DIVISION USE ONLY				
License Code	License #	File #	App #	
1012	11565390	10552	72595	
Association Code	Date Received	Entered By	License Year	
143	5-8-23	Ru	13/26	
License Fee	FP Date	FP Fee	Total Fee	
100.00	5-8-23	0	100.00	
Off Temp	Waiver Requested	ARC	Enforcement	Minor

RECEIVED
2023 MAY 12 PM 1:37
FLORIDA GAMING CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
Sept 15, 2022	Volusia	FL	Fleeing or Attempting to Elude High Speed	Felony	Community Control 24 months
Sept 15, 2022	Volusia	FL	Fleeing or Attempting to Elude	Felony	Community Control

Yes No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

Yes No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

RECEIVED
2023 MAY 12 P
FLORIDA GAMING CONTROL COM

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Barrett Anderson

4.26.23

Signature of Applicant

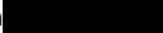
Date



VR Ho	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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Licens  ity Search | Modify License Standing | Maintain License CE Control

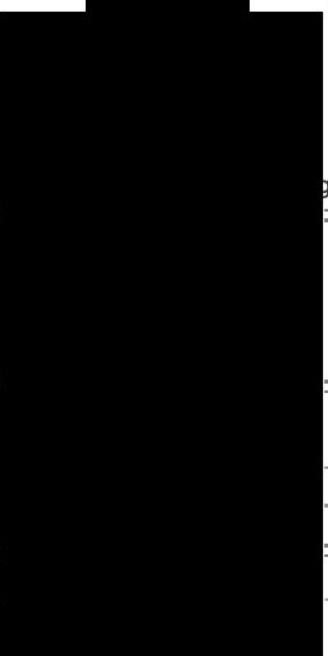
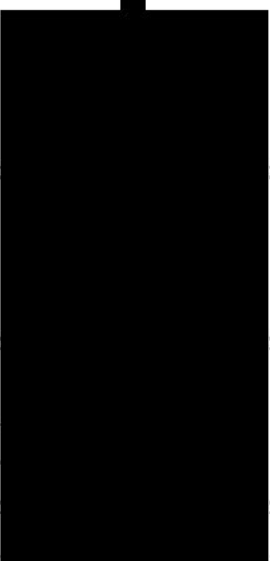

Domain **Pari-Mutuel Wagering**

Logged in as: **cstubbs1**

VR Home  arch > License Home

Licens	
Fed Ta	Lic Type 1012 - Car Employee  Expires On 06/30/2023
File	Name ANDERSO GARRETT T Extend
Licens	Rank CEMP - C Employee  Renew
Entit	Lic Status Lic Expir

- Licensee
- History
- Notes
- Notes History
- Back

	NDE		
			C Certi Ren

		ative	
		Date	Additional Info
C	DEAL - Dealer	07/06/2020	
I	GHND - Greyhound	11/17/2017	
L	143 - Daytona Beach Kennel Club, Inc.	11/17/2017	
Y	3YR - 3 Year License	11/17/2017	

Alt Keys
BEST LIC NBR **11565390**

 Get Adobe Reader.

EXHIBIT #1
PAGE 5/5

**7th. Judicial Circuit 707
Charging Affidavit - Volusia**

Arrest # _____ Bk # _____ Pg # 1 of 3

ARREST <input checked="" type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input type="checkbox"/> C.C. <input type="checkbox"/> ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number: 2022 100409 CFDL	
(ORI) FL: <u>FL0641000</u>	Agency Name: <u>ORANGE CITY POLICE DEPARTMENT</u>	Agency Case Number: <u>220000577</u>	
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	OBTS # _____	U.C.R.: _____	Date Arrested: <u>02-25-2022</u> Time of Arrest: <u>0223</u>
ADDRESS OF ARREST (Street, City, State, Zip): <u>300 Blk Maytown Rd OSTEEN FL 32764</u>		Arrested By: <u>Harralson, Samuel</u>	ID Number: <u>OC1243</u>
DEFENDANT	NAME (Last) <u>Anderson</u> (First) <u>Garrett</u> (Middle) <u>T</u>	A.K.A.: _____	Sex: <u>M</u> Race: <u>W</u>
DOB: _____	Age: <u>28</u> Driver's Lic./ ID No.: _____	State: <u>FL</u> Year Expires: <u>2027</u>	S.S.#: _____
Height: <u>5' 09</u>	Weight: <u>140</u> Hair: <u>BLN</u> Eyes: <u>HAZ</u>	P.O.B. (City, State, Country): <u>Sanford FL</u>	Statement: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Scars, Marks, Tattoos: _____	Business & Occupation: _____	Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Probation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Address - Mailing/Permanent (STREET, APT. NUMBER) <u>1007 Wanderer Dr</u>		(CITY) <u>DELTONA</u> (STATE) <u>FL</u>	ZIP CODE <u>32738</u> RESIDENCE PHONE _____
Address - Local (STREET, APT. NUMBER) _____		(CITY) _____ (STATE) _____	ZIP CODE _____ RESIDENCE PHONE _____
Address - Other (Employer/School) (STREET, APT. NUMBER) _____		(CITY) _____ (STATE) _____	ZIP CODE _____ BUS/SCHOOL PHONE _____

CHARGES	DOMESTIC VIOLENCE? Yes <input type="checkbox"/>	Attachments: Affidavit(s)? <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input checked="" type="checkbox"/> DUI <input type="checkbox"/>	Total Charges: <u>1</u>
#1 Charge: <u>Flee/Att.Elude LEO w/Lights/Sirens Active</u>	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: <u>316.1935(2)</u>	Citation No.: <u>A1CONEP</u> Bond: <u>2500.00</u>
#2 Charge: _____	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: _____	Citation No.: _____ Bond: _____
#3 Charge: _____	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: _____	Citation No.: _____ Bond: _____

CO-DEFENDANT	Co-Def #1. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>	Co-Def #2. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>
#1 NAME (Last) _____ (First) _____ (Middle) _____	Race: _____ Sex: _____ DOB: _____	Age: _____
#2 NAME (Last) _____ (First) _____ (Middle) _____	Race: _____ Sex: _____ DOB: _____	Age: _____

NARRATIVE The undersigned certifies and swears that there is probable cause to believe the above-named defendant, on the 25 day of February, 2022, at approximately 0119 a.m. p.m. at 2800 Blk Enterprise Rd ORANGE CITY within Volusia County, violated the law and did then and there:

1 On 02-25-2022 at approximately 0119 hours I, Sergeant Harralson observed a new model Orange Dodge Charger with dark wheels traveling south
 2 bound on enterprise rd in the 2500 blk. The vehicle was a 2021 model bearing Florida License Plate [REDACTED] I was stationary in my patrol vehicle
 3 when the vehicle passed me. This area is well lightened with street lights and the visibility is high. The way my patrol vehicle was parked my headlights
 4 were shining directly on to Enterprise Rd and I had a clear well view of the vehicle as it passed me. I visually observed the vehicle to be traveling well
 5 above the posted speed limit of 45mph. I visually estimated the vehicle to be traveling at 70 mph. I pulled out behind the vehicle and caught up to the
 6 vehicle in the approximately 2800 blk of Enterprise Rd. When I was behind the vehicle I began to pace the vehicle at 80 mph in a posted 45 mph
 7 zone. I was driving my fully marked patrol vehicle with "Orange City Police" insignias displaced on the vehicle. I activated my emergency blue/red
 8 lights and siren to conduct a traffic stop. It should be noted the vehicle I attempted to conduct a traffic stop on was racing another unknown vehicle
 9 south bound on Enterprise Rd. The other vehicle who was next to this target vehicle immediately began to slow and pull over upon activating my
 10 lights and sirens. The target vehicle failed to stop and began to drive at a higher rate of speed estimated at over 100mph using no due care/safety for
 11 any other drivers on the roadway. It was obvious he was attempting to flee by making no attempt to stop.
 12
 13 I notified dispatch of the fleeing vehicle and deactivated my emergency equipment. Back up VSO Deputies began to respond to this area to BOLO for
 14 the vehicle. I observed the vehicle travel south bound to Dirksen Dr. When I arrived at the Enterprise Rd/ Dirksen Dr intersection I observed the tail
 15 lights of this vehicle traveling east bound on Dirksen Dr at which point I then lost eye site of the vehicle.

NOTICE TO APPEAR	MANDATORY APPEARANCE <input type="checkbox"/>	YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>	FINE, AND COSTS AMOUNT: _____
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED, I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.			

SIGNATURE OF DEFENDANT _____	Date _____	RELATIONSHIP TO JUVENILE _____	JUVE DISP. _____
SIGNATURE OF JUVENILE PARENT OR CUSTODIAN _____		CITATION No. _____	

Sworn to and subscribed before me, the undersigned this <u>25</u> day of <u>February</u> , <u>2022</u> , Name: _____	I swear/affirm the above statements are correct and true	Rt Thumb _____
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE _____	
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	<u>Harralson, Samuel</u> <u>OC1243</u> NAME (PRINTED) ID NUMBER	
Type of Identification: _____		

Volusia**Notice to Appear Instruction Sheet**

Follow these instructions according to the boxes checked.

Court Case Number:
Agency Case Number:

- Mandatory Court Appearance -- You MUST appear at COURT. You will receive a Notice of Arraignment from the County Clerk's Office at the mailing address you have given. Failure to appear at the time and place designated, will result in a warrant being issued for your arrest.**
- Court Appearance Not Mandatory -- You MUST comply with EITHER A or B:**

**PAYMENTS SHOULD BE MADE PAYABLE TO:
CLERK OF THE COURT.**

A. Pay the Fine: You must complete the waiver information below and either mail or personally present this citation at the Clerk's Office checked below, from 8:00 a.m. to 4:30 p.m., Monday through Friday within 15 days of the issuance of this Notice to Appear. ***Fines may be paid in cash, personal check, money order or certified check made payable to: Clerk of the Court . (DO NOT MAIL CASH.)***

Total fine and costs you must pay: \$ _____

B. Contest the Citation: You MUST request that a court date be set within 15 days of the issuance of this Notice to Appear (if the 15th day falls on a Saturday, Sunday or legal holiday, the period is extended to the next working day) by either appearing between the hours of 8:00 a.m. and 10:00 a.m. at the Clerk's Office checked below, or by mailing your written request to the Clerk of the Court at the address checked below.

COUNTY CLERK'S OFFICES:

- Volusia County Courthouse, room B155, 101 N. Alabama Avenue, Deland, FL, 32724
- Court House Annex, room 109, 125 E. Orange Avenue, Daytona Beach, FL, 32114
- Volusia County Courthouse, room 6, 124 N. Riverside Drive, New Smyrna Beach, FL, 32169

I agree to appear at the time and place as designated above to answer the listed charge(s) or pay the fine and costs. I understand that if I willfully fail to request a court date and/or fail to appear before the court as required by this Notice to Appear, or fail to pay the indicated fine and costs on or before the date set forth above, I may be held in contempt of court and a warrant for my arrest will be issued.

DEFENDANT'S SIGNATURE (MANDATORY): _____

ATTENTION: PERSONS WITH DISABILITIES

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Avenue, Ste.300, Daytona Beach, FL 32114; Telephone: 386-257-6096 within two (2) working days of your receipt of this notice: If you are hearing or voice impaired, call 1-800-955-8771 or 1-800-955-8770. **THIS IS NOT A COURT INFORMATION LINE.**

Plea and Waiver Information

If this notice indicates that you have the option to pay a fine or appear in court and you choose to pay the fine, follow the instructions in paragraph A above. Read and sign this page. This page MUST be returned to the clerk's office with your fine payment.

- In consideration of my not appearing in court, I enter my plea on the affidavit in this case, for the offense charged, waiving my right to be present and the reading of the affidavit. I understand the nature of the charge(s) against me and hereby enter my plea of guilty or nolo contendere (no contest) .
- In doing so, I understand the nature of the charge(s) against me, I understand that I waive my right to counsel, the right to a trial before a judge or jury, the right to a continuance, and the right to appeal. Payment of this fine will result in adjudication of guilt to this charge being withheld.
- By my signature, I acknowledge that I understand the above statements. I am not under the influence of alcohol or drugs. I also certify that my address listed below is correct.

Defendant's Signature: _____
(First) (Middle) (Last)

Date: _____

Defendant's Name (print): _____

EXHIBIT #2
PAGE 2/22

Defendant's Address: _____

Narrative Supplement 707-B

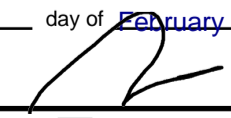
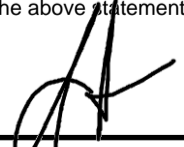
Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Defendant Name: Anderson	(Last)	(First) Garrett	(Middle) T	Agency Case Number: 220000577
CHARGES		DOMESTIC VIOLENCE? Yes <input type="checkbox"/>	Attachments: Affidavit(s)? <input type="checkbox"/>	Statement(s) <input type="checkbox"/>
		NTA Schedule <input type="checkbox"/>	Report <input type="checkbox"/>	Traffic Infraction(s) <input checked="" type="checkbox"/>
				Total Charges: 1
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.: Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.: Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.: Bond:

16
17 Deputy Marty was in the area of Garfield and Doyle Rd and observed the vehicle at which point he attempted to conduct a traffic stop at which point
18 the vehicle fled from him as well. See VSO case #VP220003912 for details. This was at approximately 0124:04 hours per CAD.
19
20 Deputy Nealis was set up east of Deputy Marty at Doyle Rd/Lush Ln with stop sticks where he was able to successfully deploy his stop sticks and
21 deflate the vehicles tires. The vehicle continued to drive east bound on Doyle Rd. This was at approximately 0124:58 hours per CAD.
22
23 Deputy Marty then located the vehicle unoccupied, locked with the windows rolled up at the Circle K located at S.R. 415 and Doyle Rd. This was at
24 approximately 0127:25 hours per CAD. Deputy Martey observed a white male same build and hair cut as the DEF from the back walking south
25 bound on S.R. 415 from the location of where the vehicle was located. Deputy Marty stayed with the vehicle until additional Law Enforcement Officers
26 arrival.
27
28 Units on scene then began to BOLO the area. At approximately 0145:19 hours per CAD the registered owner/DEF called into 911 wanting to report
29 his vehicle stolen. The DEF explained he was on Maytown Rd walking. Deputies arrived in the 300 blk of Maytown Rd and secured the DEF. The 300
30 blk of Maytown Rd is in a close proximity to where the vehicle was located.
31
32 The DEF was read his Miranda Rights by Deputy Bryant from a pre-printed card. The DEF stated he was at his friend "Ryan's" house all night and
33 had recently left "Ryan's" house approximately 20 minutes prior to calling 911 to report his vehicle stolen. The DEF stated "Ryan's" house was off
34 Maytown but he was unsure of the exact location. He estimated he had walked six miles to obtain cell phone service to call 911 to report his vehicle
35 stolen. The DEF stated he walked outside of "Ryan's" house 20 minutes before calling and saw his car gone. The DEF stated he only had one key
36 fob for the car. Noting- when the vehicle was located it showed no sign of damage to the steering column or interior of the vehicle as if it was stolen.
37 The DEF was also found to have the only key fob to the vehicle in his pocket. When questioned how the vehicle would be stolen if he had the key fob
38 and it was not damaged inside, he stated he did not know. While speaking with him deputies were able to speak with "Ryan". "Ryan" stated the DEF
39 was at his house on 02-24-2022 and had left at approximately 1800 hours in his Orange Charger. Ryan had not seen the DEF since. The DEF stated
40 "Ryan" is a close friend and would have no reason to lie to get him in trouble when asked.
41
42 Based on the totality of circumstance probable cause was established to state the DEF/registered owner of the vehicle was driving the car when it
43 fled from Law Enforcement and he was placed under arrest.
44
45 Search incident to arrest the DEF was found to have two bar tab/receipts in his pocket. The receipts were both for "Pub and Grill" located at 2438 S
46 Volusia Ave in Orange City. One block away from where I originally observed the vehicle committing a traffic violation. The time stamps on the
47 receipts are as follows; receipt #1- 02-24-2022 at 1136 hours. Receipt #2- 02-25-2022 at 0108 hours, which was approximately 11 minutes before I
48 attempted to conduct a traffic stop on him. These receipts were taken for evidence by Deputy Martey.
49
50 The DEF was additionally charged with Fleeing and Eluding and Misuse of 911 by Deputy Martey. See VP220003912 for VSO report/charging
51 affidavit.
52
53 The DEF was issued several citation then transported to VCBJ.

EXHIBIT #2
PAGE 3/22

Sworn to and subscribed before me, the undersigned this <u>25</u> day of <u>February</u> , 2022, Name: 	I swear/affirm the above statements are correct and true 	Right Thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:	OFFICER'S/COMPLAINANT'S SIGNATURE Harralson, Samuel NAME (PRINTED)	
	OC1243 ID NUMBER	353

**7th. Judicial Circuit 707
Charging Affidavit - Volusia**

Arrest # _____ Bk # _____ Pg # 1 of 4

ARREST <input checked="" type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input type="checkbox"/> C.C. <input type="checkbox"/> ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number: 2022 100408 CFDL	
(ORI) FL: <u>FL0640000</u>	Agency Name: <u>VOLUSIA COUNTY SHERIFF'S OFFICE</u>	Agency Case Number: <u>220003912</u>	
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	OBTS # _____	U.C.R.: _____	Date Arrested: <u>02-25-2022</u>
ADDRESS OF ARREST (Street, City, State, Zip): <u>ENTERPRISE RD/WELLNESS AV ORANGE CITY FL 32763</u>		Arrested By: <u>MARTY, REUBEN</u>	ID Number: <u>9086</u>
DEFENDANT	NAME (Last) <u>ANDERSON</u> (First) <u>GARRETT</u> (Middle) <u>T</u>	A.K.A.: _____	Sex: <u>M</u> Race: <u>W</u>
DOB: _____	Age: <u>28</u> Driver's Lic./ ID No.: _____	State: <u>FL</u> Year Expires: _____	S.S.#: _____
Height: <u>5' 09</u>	Weight: <u>175</u> Hair: <u>BRO</u> Eyes: <u>BLU</u>	P.O.B. (City, State, Country): <u>SANFORD FL</u>	Statement: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Scars, Marks, Tattoos: _____	Business & Occupation: _____	Citizenship: Yes <input type="checkbox"/> No <input type="checkbox"/>	
Probation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Address - Mailing/Permanent (STREET, APT. NUMBER) <u>1007 WANDERER DR</u>		(CITY) <u>DELTONA</u> (STATE) <u>FL</u>	ZIP CODE <u>32738</u> RESIDENCE PHONE _____
Address - Local (STREET, APT. NUMBER) _____		(CITY) _____ (STATE) _____	ZIP CODE _____ RESIDENCE PHONE _____
Address - Other (Employer/School) (STREET, APT. NUMBER) _____		(CITY) _____ (STATE) _____	ZIP CODE _____ BUS/SCHOOL PHONE _____

CHARGES	DOMESTIC VIOLENCE? Yes <input type="checkbox"/>	Attachments: Affidavit(s)? <input checked="" type="checkbox"/>	Statement(s) <input type="checkbox"/>	NTA Schedule <input type="checkbox"/>	Report <input checked="" type="checkbox"/>	Traffic Infraction(s) <input checked="" type="checkbox"/>	DUI <input type="checkbox"/>	Total Charges: <u>1</u>
#1 Charge: <u>Flee/Att.Elude LEO w/Lights/Sirens Active</u>	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: <u>316.1935(2)</u>	Citation No.: _____	Bond: <u>2500</u>				
#2 Charge: _____	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: _____	Citation No.: _____	Bond: _____				
#3 Charge: _____	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: _____	Citation No.: _____	Bond: _____				

CO-DEFENDANT	Co-Def #1. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>	Co-Def #2. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>
#1 NAME (Last) _____ (First) _____ (Middle) _____	Race: _____ Sex: _____ DOB: _____	Age: _____
#2 NAME (Last) _____ (First) _____ (Middle) _____	Race: _____ Sex: _____ DOB: _____	Age: _____

NARRATIVE The undersigned certifies and swears that there is probable cause to believe the above-named defendant, on the 25 day of February, 2022, at approximately 0119 a.m. p.m. at GARFIELD RD/ DOYLE RD DELTONA within Volusia County, violated the law and did then and there:

1 ***BWC***
 2
 3 On February 25, 2022 at approximately 0119 hours, Deputy Marty was dispatched and responded to the area of Providence Blvd/Doyle Rd, Deltona
 4 in reference to an Orange in color Dodge Charger which fled from Sergeant Harrelson of the Orange City Police Department reference OCPD case
 5 #(OC220000577).
 6
 7 Upon arriving in the area of Doyle Rd/Garfield Rd, Deputy Marty observed the Orange in color Dodge Charger traveling east bound on Doyle Rd and
 8 immediately turned around to get behind of the vehicle. Deputy Marty who was in his marked "Volusia Sheriff" patrol vehicle then observed the
 9 orange Charger cross over a double yellow line while passing the vehicle in front of him at a high rate of speed. Deputy Marty activated his
 10 emergency lights and observed the aforementioned vehicle continue to accelerate at a high rate of speed as to elude and flee from law enforcement.
 11 Deputy Marty notified dispatch and responding units referencing the direction of travel and charges for flee and elude.
 12 Deputy Marty notified Deputy Nealis the location of the vehicle, where he then deployed stop sticks in the area of Doyle Rd/Lush Ln, Deltona. The
 13 stop sticks were effective and deflated the driver's side front and rear tire. Deputy Marty then lost sight of the vehicle before observing it again parked
 14 at the Circle K parking lot located at 320 SR 415, Osteen. While securing the vehicle Deputy Marty observed a white male approximately 200 yards
 15 from the aforementioned vehicle walking at a steady pace south on SR 415. Deputies cleared the Dodge Charger FL Tag # _____ and made

NOTICE TO APPEAR	MANDATORY APPEARANCE <input type="checkbox"/>	YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>	FINE, AND COSTS AMOUNT: _____
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED, I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.			
SIGNATURE OF DEFENDANT _____		Date _____	RELATIONSHIP TO JUVENILE _____
Sworn to and subscribed before me, the undersigned this <u>25</u> day of <u>February</u> , <u>2022</u>		I swear/affirm the above statements are correct and true	
Name: <u>[Signature]</u>	OFFICER'S/COMPLAINANT'S SIGNATURE		Rt Thumb
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>	MARTY, REUBEN <u>9086</u>		EXHIBIT #2 PAGE 4/22 354
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED) ID NUMBER		
Type of Identification: <u>9061</u>	Inmate Number & Facility: _____		

Volusia

Notice to Appear Instruction Sheet

Follow these instructions according to the boxes checked.

Court Case Number:
Agency Case Number:

- Mandatory Court Appearance -- You MUST appear at COURT. You will receive a Notice of Arraignment from the County Clerk's Office at the mailing address you have given. Failure to appear at the time and place designated, will result in a warrant being issued for your arrest.**
- Court Appearance Not Mandatory -- You MUST comply with EITHER A or B:**

**PAYMENTS SHOULD BE MADE PAYABLE TO:
CLERK OF THE COURT.**

A. Pay the Fine: You must complete the waiver information below and either mail or personally present this citation at the Clerk's Office checked below, from 8:00 a.m. to 4:30 p.m., Monday through Friday within 15 days of the issuance of this Notice to Appear. **Fines may be paid in cash, personal check, money order or certified check made payable to: Clerk of the Court . (DO NOT MAIL CASH.)**

Total fine and costs you must pay: \$ _____

B. Contest the Citation: You MUST request that a court date be set within 15 days of the issuance of this Notice to Appear (if the 15th day falls on a Saturday, Sunday or legal holiday, the period is extended to the next working day) by either appearing between the hours of 8:00 a.m. and 10:00 a.m. at the Clerk's Office checked below, or by mailing your written request to the Clerk of the Court at the address checked below.

COUNTY CLERK'S OFFICES:

- Volusia County Courthouse, room B155, 101 N. Alabama Avenue, Deland, FL, 32724
- Court House Annex, room 109, 125 E. Orange Avenue, Daytona Beach, FL, 32114
- Volusia County Courthouse, room 6, 124 N. Riverside Drive, New Smyrna Beach, FL, 32169

I agree to appear at the time and place as designated above to answer the listed charge(s) or pay the fine and costs. I understand that if I willfully fail to request a court date and/or fail to appear before the court as required by this Notice to Appear, or fail to pay the indicated fine and costs on or before the date set forth above, I may be held in contempt of court and a warrant for my arrest will be issued.

DEFENDANT'S SIGNATURE (MANDATORY): _____

ATTENTION: PERSONS WITH DISABILITIES

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Avenue, Ste.300, Daytona Beach, FL 32114; Telephone: 386-257-6096 within two (2) working days of your receipt of this notice: If you are hearing or voice impaired, call 1-800-955-8771 or 1-800-955-8770. **THIS IS NOT A COURT INFORMATION LINE.**

Plea and Waiver Information

If this notice indicates that you have the option to pay a fine or appear in court and you choose to pay the fine, follow the instructions in paragraph A above. Read and sign this page. This page MUST be returned to the clerk's office with your fine payment.

- In consideration of my not appearing in court, I enter my plea on the affidavit in this case, for the offense charged, waiving my right to be present and the reading of the affidavit. I understand the nature of the charge(s) against me and hereby enter my plea of guilty or nolo contendere (no contest) .
- In doing so, I understand the nature of the charge(s) against me, I understand that I waive my right to counsel, the right to a trial before a judge or jury, the right to a continuance, and the right to appeal. Payment of this fine will result in adjudication of guilt to this charge being withheld.
- By my signature, I acknowledge that I understand the above statements. I am not under the influence of alcohol or drugs. I also certify that my address listed below is correct.

Defendant's Signature: _____
(First) (Middle) (Last)

Date: _____

Defendant's Name (print): _____

Defendant's Address: _____

Narrative Supplement 707-B

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Defendant Name: ANDERSON	(Last)	(First) GARRETT	(Middle) T	Agency Case Number: 220003912
CHARGES	DOMESTIC VIOLENCE? Yes <input type="checkbox"/>	Attachments: Affidavit(s)? <input checked="" type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input checked="" type="checkbox"/> Traffic Infraction(s) <input checked="" type="checkbox"/>		Total Charges: 1
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.: Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.: Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.: Bond:

16 contact with the Circle K employee who advised she did not see anyone walk away from the vehicle and was unable to provide deputies with video
17 surveillance. It should be noted the was observed to be locked with the engine off.
18
19 Deputies then queried the Charger through FCIC/NCIC which showed Garrett Anderson (D1) as the registered owner of the vehicle. At approximately
20 0146 hours, Central Communications advised Anderson was calling on 911 where he advised he wanted to report his vehicle as stolen. Anderson
21 then stated he had been drinking at a friends house and when he went to retrieve a cigarette from out of his vehicle he noticed it was missing.
22 Anderson advised he had been walking on Osteen Maytown Rd, Osteen until he was able retrieve service on his cell phone. Anderson was unable to
23 provide an address for his friend's residence.
24
25 Deputies then made contact with Anderson who was located at 395 Osteen Maytown Rd, Osteen. It should be noted Anderson was located
26 approximately half a mile from where his vehicle was parked and matched the description and statute of the white male who was walking south on
27 SR 415, Osteen. Deputies observed Anderson to be nervous, intoxicated and appeared to have perspiration on his person. Anderson was then read
28 his Constitutional Rights by Deputy Bryant where he advised he understood and wanted to speak to deputies. Anderson told deputies he had been
29 drinking at his friend "Ryan's" house the entire day and did not leave until approximately 30 minute prior to him calling 911. Anderson advised he
30 believed someone either stole his vehicle or had played a joke with him so he did not want to wake his friend "Ryan" up to ask. Deputies then
31 observed Anderson carrying the Key Fob to his Dodge Charger in his front right pocket. Deputies questioned Anderson about the Key Fob where he
32 advised he only owned one set at the time because he lost the original when he purchased the vehicle.
33
34 Deputies were unable to retrieve video surveillance footage from the Circle K located at 320 SR 415, Osteen and video surveillance footage from the
35 Foxhead Lounge located at 280 SR 415, Osteen. Deputies then made contact with "Ryan" who advised Anderson was drinking at his home earlier in
36 the day but left in his Dodge Charger at approximately 1900 hours and did not return.
37
38 Based on the totality of circumstances probable cause was established to charge Anderson with the act fleeing and eluding with lights and sirens
39 active and misuse of 911.
40
41 After a search incident to arrest, deputies retrieved two receipts located in his rear right pocket. The receipts were both for the American Pub and Grill
42 located at 2438 S Volusia Av, Orange City which was approximately one block away from where Sergeant Harrelson observed the initial violation.
43 Receipt #1 was observed to have a date of February 24, 2022 at 1136 hours and the name garret on it. Receipt #2 was observed to have a date of
44 February 25, 2022 at 0108 hours, which was approximately 11 minutes prior to the initial traffic violation. Both receipts were later turned into the
45 District 4 evidence locker for evidence.
46
47 Deputies later conducted an inventory on Anderson's vehicle where they located a Colt handgun serial # [REDACTED] in a back bag located in the rear
48 passenger floor board. Deputies also located a white plastic container with 4.4 grams of a green leafy substance (presumptive marijuana) in the
49 center console of the vehicle. The handgun and the presumptive marijuana was later turned into the District 4 evidence locker.
50
51 Anderson was also issued 2 Uniform Traffic Citations:
52
53 AG0H63E- Flee or Attempting to Elude with lights and sirens active
54 AG0H64E- Traffic control device.
55
56 Anderson was additionally charged with fleeing and eluding by Sergeant Harrelson reference OCPD case #(OC220000577).

Sworn to and subscribed before me, the undersigned this <u>25</u> day of <u>February</u> , 2022 Name: <u>[Signature]</u>	I swear/affirm the above statements are correct and true <u>[Signature]</u> OFFICER'S/COMPLAINANT'S SIGNATURE	Right Thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:	MARTY, REUBEN NAME (PRINTED)	9086 ID NUMBER
		EXHIBIT #2 356 6/22

Witness/Victim/Evidence Form 707-A

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Page # 4 of 4

Defendant (Last) (First) (Middle)			Agency Case Number:		220003912					
Name: ANDERSON GARRETT T			Vic <input type="checkbox"/> Wit <input type="checkbox"/>		Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>		Age:	DOB:	SSN:
Address (#, Street, City, State):					Zip:		Home: Phone:		Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No	
Bus/School Address:					Zip:		Bus: Phone:		Phone:	
Relative/Contact Name					Relative/Contact Address:				Phone:	
Name: (Last) (First) (Middle)			Vic <input type="checkbox"/> Wit <input type="checkbox"/>		Race:	Sex: M <input type="checkbox"/> F <input type="checkbox"/>		Age:	DOB:	SSN:
Address (#, Street, City, State):					Zip:		Home: Phone:		Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No	
Bus/School Address:					Zip:		Bus: Phone:		Phone:	
Relative/Contact Name					Relative/Contact Address:				Phone:	

EVIDENCE COLLECTED

Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
SEE PROPERT PAGE			
Owner Name (Last) (First) (Address)		(Phone)	Value

CLASSIFICATION: FELONY

STATE OF FLORIDA

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT, IN AND FOR VOLUSIA COUNTY, FLORIDA, IN THE YEAR TWO THOUSAND TWENTY TWO

VS.

GARRETT T ANDERSON
W/M; DOB [REDACTED] SS# [REDACTED]

CASE NO: 2022 100408 CFDL
2022 100409 CFDL
AGENCY: OCPD/220000577
VCSO/220003912

INFORMATION

CHARGE(S):

- I) FLEEING OR ATTEMPTING TO ELUDE HIGH SPEED
- II) FLEEING OR ATTEMPTING TO ELUDE

R.J. LARIZZA, State Attorney for the Seventh Judicial Circuit of the State of Florida and as such prosecuting attorney for this Court, in the name of and by the authority of the State of Florida charges that:

COUNT I: GARRETT T ANDERSON on or about February 25, 2022, in the County of VOLUSIA and State of Florida, did willfully flee or attempt to elude a law enforcement officer of the Orange City Police Department in an authorized law enforcement patrol vehicle with agency insignia and other jurisdictional markings prominently displayed on the vehicle with siren and lights activated, and during the course of the fleeing or attempting to elude drove at high speed, or in any manner which demonstrated a wanton disregard for the safety of persons or property, contrary to Florida Statute 316.1935(3)(a). (2 DEG FEL)

COUNT II: IN THAT GARRETT T ANDERSON on or about February 25, 2022, in the County of VOLUSIA and State of Florida, did operate a vehicle, having knowledge that he had been ordered to stop such vehicle by a duly authorized law enforcement officer of the Volusia County Sheriff's Office, did willfully refuse or fail to stop the vehicle in compliance with such order or, having stopped in knowing compliance with such order, did willfully flee in an attempt to elude the officer, contrary to Florida Statute 316.1935(1). (3 DEG FEL)

FOR THE STATE ATTORNEY

Amy L Walker

AMY L WALKER
Bar No. 0163023
ASSISTANT STATE ATTORNEY
SEVENTH JUDICIAL CIRCUIT OF THE
STATE OF FLORIDA
101 NORTH ALABAMA AVENUE
DELAND, FL 32724
(386) 822-6400
ESERVICEVOLUSIA@SAO7.ORG

CLERK OF THE CIRCUIT
& COUNTY COURT VOLUSIA CTY., FL
CC 35

2022 MAR -1 PM 2:40

FILED

COUNTY OF VOLUSIA

STATE OF FLORIDA

Personally appeared before me AMY L WALKER, Assistant State Attorney, for the Seventh Judicial Circuit of the State of Florida, known to me to be the foregoing prosecuting officer, who being duly sworn, says that the allegations set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged. Subscribed in good faith. Said facts based on testimony of material witnesses.

SWORN to and subscribed before me this 01 day of March, 2022.

Submitted to the Clerk of the CIRCUIT

JANE E. PROVOST
Commission # GG 303862
Expires May 31, 2023
Bonded Thru Troy Fain Insurance 800-365-7019

Jane E. Provost

358

Court, Seventh Judicial Circuit, in and
For VOLUSIA County, Florida, on the
01 day of March, 2022.

NOTARY PUBLIC AT LARGE
STATE OF FLORIDA

EXHIBIT #2
PAGE 9/22

IN THE CIRCUIT COURT, SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA

STATE OF FLORIDA

CASE NO: 2022 100408, 2022-100409

vs.

Garrett Anderson
DEFENDANT

PLEA

1. I, Garrett Anderson, the defendant herein, withdraw my previously entered plea(s) of Not Guilty, and enter plea(s) as follows:

- () Guilty Nolo Contendere to Fleeing or Attempting to Elude, a ^{high speed} 2 degree felony/misdemeanor
- () Guilty Nolo Contendere to Fleeing or Attempting to Eluding, a 3 degree felony/misdemeanor

2. I understand that if the Court accepts my plea(s) I give up my right to a trial, at which I would have the following rights: (1) to have a jury determine whether I am guilty or not guilty, or to have a judge make such a determination in a non-jury hearing; (2) to see and hear witnesses testify and to have my lawyer question them for me; (3) to subpoena and present witnesses and items in evidence in my defense and to present any defense I might have to a jury or judge; (4) to testify or remain silent; (5) to require the prosecutor to prove my guilt by admissible evidence beyond a reasonable doubt before I can be found guilty. I further understand that I give up my right to appeal all matters except court rulings entered after this plea is entered, an illegal sentence, or the court's authority (jurisdiction) to hear my case, and I agree to pay all costs and attorneys fees of any appeal which I attempt to pursue on any other subject. My lawyer has explained to me what an appeal is, and I understand that changing my mind about entering this plea, after it is accepted, will not require the court to let me withdraw it, nor will it make the court's sentence illegal or deprive the court of authority to sentence me.

3. I understand that a plea of "Not Guilty" denies that I committed the crime charged. I also understand that a plea of "Guilty" admits I committed the crime charged, a "Best Interest Guilty" plea and a plea of "Nolo Contendere" mean I do not contest the state's evidence against me. By entering the above plea(s) I am voluntarily submitting myself to the court's sentencing authority. I understand that if the court accepts my plea(s), there will be no trial, and the court will impose sentence based on my plea(s). I agree that a factual basis for the court to accept my plea(s) is contained in documents in the court file, including the complaint affidavit(s). I understand that if I am not a citizen of the United States, I may be deported. I understand that the court may impose monetary penalties/assessments to include fines, courts costs, restitution (if applicable) and/or other fees.

4. I have read the Information or Indictment in this case, and I understand the charges to which I am pleading. I stipulate that there is a factual basis described in court documents to support the charge(s) against me. My lawyer has explained to me: the maximum and minimum penalty(ies) for the charges against me, including enhanced sentencing laws for which the state has given my lawyer notice; the essential elements of the crime(s) I am charged with, and all defenses I might have. I understand that if I am on parole or probation in any other case, this plea can cause that parole or probation to be revoked and I can receive a separate sentence up to the maximum allowed by law for that (those) case(s).

5. No one has promised me anything to get me to enter this (these) plea(s), except as stated herein. My lawyer has not promised me that I will receive a specific sentence. The judge has made no promises as to what sentence I will receive, other than a lawful sentence. Unless the judge accepts this plea as a "conditional plea" and those words appear in the space below, the judge is not required to follow any state or defense recommendation regarding sentence. If I receive a sentence of probation, I may be required to serve time in the county jail as a condition of probation. The state recommends the following sentence:

24 months Community Control; 1 year DL suspension (no objection to hardship); ability to ~~convert~~ convert community control to probation at the half way point; Advanced driving improvement course

FILED
IN OPEN COURT
SEP 15 2022

Clerk Circuit & County
Court Volusia County, FL

6. No one has pressured or forced me to enter this (these) plea(s). I am entering this (these) plea(s) because I am guilty of the crimes charged or I believe it is in my best interest to do so. I am doing this voluntarily and of my own free will.

7. I understand that my sentence will be imposed under the Sentencing Guidelines that apply to my case, unless I qualify for enhanced penalties under Chapter 775, Florida Statutes, or other statutes. If no enhanced sentence is requested or applies, I understand that the court can impose a sentence exceeding the guideline range only by stating clear and convincing reasons under the guidelines law. If the court imposes a sentence exceeding the guidelines range, I will have the right to withdraw my plea(s) or appeal the sentence, unless enhanced penalties apply and are lawfully imposed. No representations or promises have been made to me regarding "gain time," "good time," "early release," or any credit toward my sentence, which I understand the court and my lawyer cannot affect. Only the Department of Corrections can calculate a release date.

8. This paragraph applies if this or another case against me involves a sex-related charge (even if a reduced charge). My lawyer has explained the mandatory, statutory conditions of sex-offender probation, including the requirement to wear a GPS monitor at all times, and the law of involuntary civil commitment under the Involuntary Civil Commitment of Sexually Violent Predators Act, or similar statutes.

EXHIBIT #2
PAGE 10/22

9. I understand and agree that if the judge permits me to remain at liberty pending sentencing, I must notify my lawyer, my bondsman and/or pretrial services officer (if any), and the Clerk of Court of any change of my address. I also understand that if a Pre-Sentence Investigation (PSI) is ordered and I fail to appear for an appointment with the Department of Corrections for the PSI interview, the court can revoke my release and place me in jail until the PSI is completed or until sentencing.
10. I understand that if I willfully fail to appear for sentencing, any conditions of a "conditional plea" will no longer be binding upon the judge, and that I may be sentenced to any lawful sentence that could be imposed without the conditions.
11. I can read, write, speak and understand the English language or have had an interpreter read this document to me in my native language with my lawyer present. I have 12 years, or equivalent, of education (example: high school or GED = 12 years). I am not under the influence of any drug, medicine or alcohol at the time I sign this plea form. I am not suffering from any mental problems at this time that affect my understanding of this document, other than as explained to the judge on the record in open court, or as reflected in the court file.
12. I have read and understand every printed or handwritten word in this plea form and have discussed it with my lawyer. I am fully satisfied with the services of my lawyer and have had ample opportunity to discuss this case and my plea(s) with my lawyer. I have told my lawyer everything I know about my case. No one, including my lawyer, has made any promises or representations to me which modify or contradict this plea document, other than what I have told the judge in open court.

SIGNED, or acknowledged, in open court in Volusia County, Florida on 9/15/2022 (Date).

Barnett Anderson
DEFENDANT

CERTIFICATE OF DEFENDANT'S ATTORNEY

I hereby certify that as counsel for the Defendant, I have discussed this case with my client and explained the rights, defenses and evidence relating to it with him/her. I have discussed this written plea form with my client and have answered all of his/her questions regarding it. In my professional opinion, as an officer of the court, the defendant understands everything in this plea form, his/her rights, and the consequences of this(these) plea(s). His/her plea is being made freely, voluntarily and knowingly. I have made no promises or representations to my client which modify or contradict this plea document.

Haley Mead
COUNSEL FOR DEFENDANT

CERTIFICATE OF ASSISTANT STATE ATTORNEY

I confirm that the recommendations set forth in this plea form are the recommendations of the Office of the State Attorney. The State has complied with the Victim Rights statute, if applicable.

William Busch 0602205
ASSISTANT STATE ATTORNEY
WILLIAM BUSCH

ORDER ACCEPTING PLEA

The foregoing plea document was received and accepted in open court. The Defendant signed, or acknowledged signing, this document while under oath and subject to the penalties of perjury. The court finds the plea to be freely and voluntarily entered and that a factual basis exists in the record for the court to accept it. By accepting this plea(s), the court is not required to follow any state or defense recommendation stated herein, unless a "Conditional Plea" is fully described in paragraph 5, above.

Accepted by the court.

[Signature]
CIRCUIT JUDGE

EXHIBIT #2
PAGE 11/22

Revised: November 2012

- Probation Violator
- Community Control Violator
- Retrial
- Resentence

STATE OF FLORIDA

v.

GARRETT THOMAS ANDERSON

In the Circuit Court, 7th Judicial Circuit

in and for Volusia County, Florida

Division CRIMINAL 07

Case Number 2022 100408 CFDL

JUDGMENT

The defendant, GARRETT THOMAS ANDERSON, being personally before this court represented by HAILEY MARK, the attorney of record, and the state represented by WILLIAM BUSCH, and having

- been tried and found guilty by jury of the following crime(s)
- entered a plea of guilty to the following crime(s)
- entered a plea of nolo contendere to the following crime(s)

Count	Crime	Offense Statute Number(s)	Degree of Crime	Case Number	OBTS Number
1	FLEEING OR ATTEMPT TO ELUDE HIGH SPEED	316.1935(3)(a)	F/S	2022 100408 CFDL	6406081356
2	FLEEING OR ATTEMPTING TO ELUDE	316.1935(1)	F/T	2022 100408 CFDL	6406081356

- and no cause being shown why the defendant should not be adjudicated guilty, **IT IS ORDERED THAT** the defendant is hereby **ADJUDICATED GUILTY** of the above crime(s)
- and good cause being shown; **IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD.**
- and having been convicted or found guilty of, or having entered a plea of nolo contendere or guilty, regardless of adjudication, to an offense specified in section 943.325, Florida Statutes, the defendant shall be required to submit blood or other biological specimens.

EXHIBIT #2
PAGE 12/22

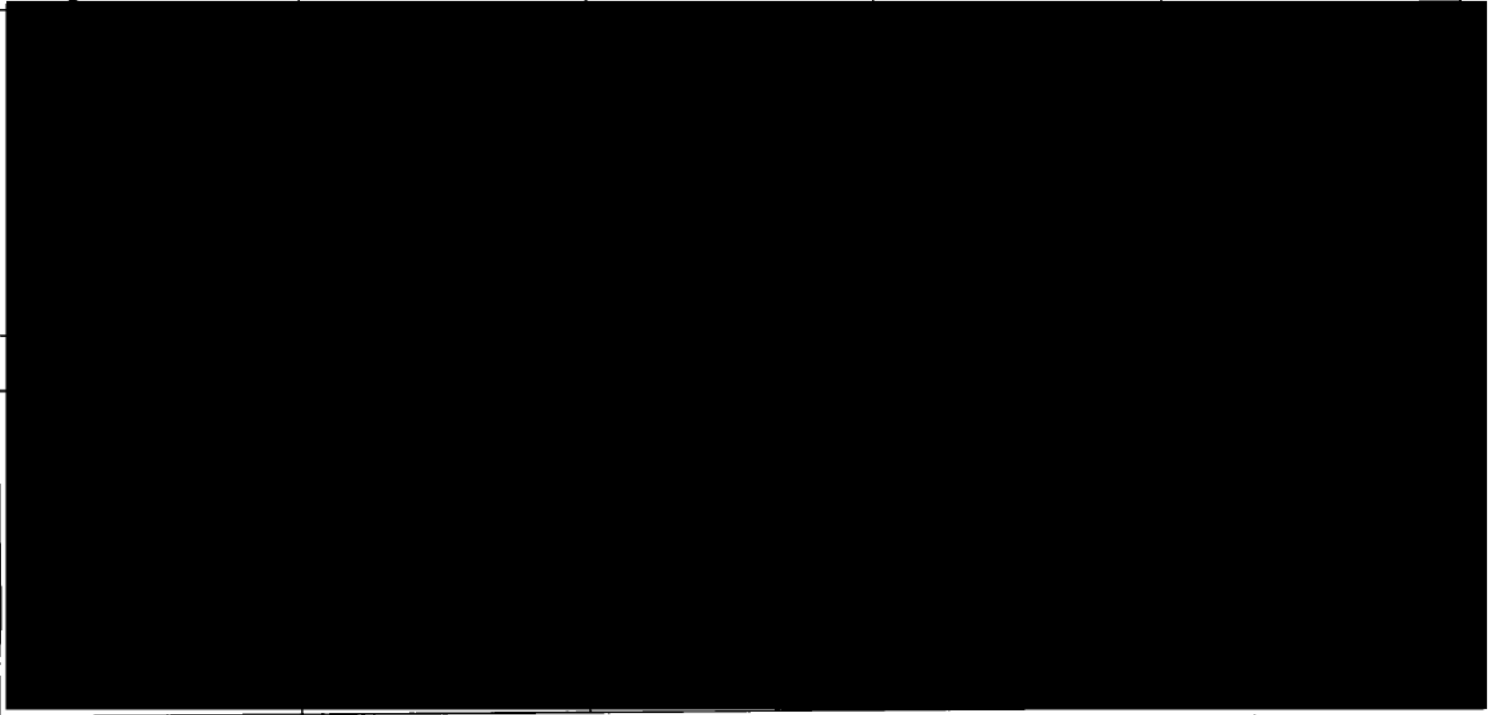
FILED
IN OPEN COURT
SEP 15 2022
Clerk Circuit & County
Court Volusia County, FL

v.

GARRETT THOMAS ANDERSON

Case Number 2022 100408 CFDL

FINGERPRINTS OF DEFENDANT

1. Right Thumb	2. Right Index	3. Right Middle	4. Right Ring	5. Right Little
				

I HEREBY CERTIFY that the above and foregoing are the fingerprints of the defendant, GARRETT THOMAS ANDERSON and that they were placed thereon by the defendant in my presence this 15 day of September, 2022.

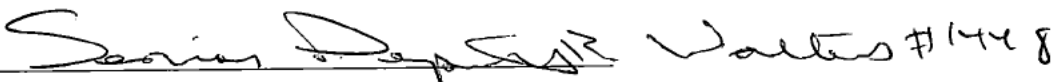

Court Officer/Authorized Employee

EXHIBIT #2
PAGE 13/22

STATE OF FLORIDA

IN THE SEVENTH JUDICIAL
CIRCUIT COURT, IN AND FOR
VOLUSIA COUNTY

-VS-

CASE NUMBER 2022 100408 CFDL

GARRETT THOMAS ANDERSON
Defendant

DC NUMBER B61437

Local Jurisdiction Identification Number: _____

ORDER OF COMMUNITY CONTROL

This cause coming before the Court to be heard, and you, the defendant, being now present before the court, and you having

- entered a plea of guilty to
- been found guilty by jury verdict of
- entered a plea of nolo contendere to
- been found guilty by the court trying the case without a jury of

Case # 2022 100408 CFDL Count I Fleeing or Attempt to Elude High Speen, a Second Degree Felony

Case # 2022 100408 CFDL Count II Fleeing or Attempting to Elude, a Third Degree Felony

SECTION 1: JUDGMENT OF GUILT

- The court hereby adjudges you to be guilty of the above offense(s).

Now, therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld and that you be placed on Community Control for a period of Twenty four (24) Months under the supervision of the Department of Corrections, subject to Florida law.

SECTION 2: ORDER WITHHOLDING ADJUDICATION

- Now, therefore, it is ordered and adjudged that the adjudication of guilt is hereby withheld and that you be placed on Community Control for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.

SECTION 3: INCARCERATION DURING PORTION OF SUPERVISION SENTENCE

It is hereby ordered and adjudged that you be:

- committed to the Department of Corrections for a term of _____prison with credit for _____ jail time, followed by Community Control for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.
- or
- confined in the County Jail for a term of _____ with credit for _____ jail time. After you have served _____ of the term, you shall be placed on Community Control for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.
- or
- confined in the County Jail for a term of _____ with credit for _____ jail time, as a special condition of supervision.

IT IS FURTHER ORDERED that you shall comply with the following standard conditions of supervision as provided by Florida law:

EXHIBIT #2
PAGE 14/22
364

- (1) You will report to the probation officer as directed.
- (2) You will pay the State of Florida the amount of **\$50.00** per month, as well as 4% surcharge, toward the cost of your supervision in accordance with s. 948.09, F.S., unless otherwise exempted in compliance with Florida Statutes.
- (3) You will remain in a specified place. You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (4) You will not possess, carry or own any firearm. You will not possess, carry, or own any weapon without first procuring the consent of your officer.
- (5) You will live without violating any law. A conviction in a court of law is not necessary for such a violation of law to constitute a violation of your probation, community control, or any other form of court ordered supervision.
- (6) You will not associate with any person engaged in any criminal activity.
- (7) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician, an advanced practice registered nurse, or a physician assistant. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (8) You will work diligently at a lawful occupation, advise your employer of your probation status, and support any dependents to the best of your ability, as directed by your officer.
- (9) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- (10) You will pay restitution, court costs, and/or fees in accordance with special conditions imposed or in accordance with the attached orders.
- (11) You will submit to random testing as directed by your officer or the professional staff of the treatment center where you are receiving treatment to determine the presence or use of alcohol or controlled substances.
- (12) You will submit a DNA sample, as directed by your officer, for DNA analysis as prescribed in ss. 943.325 and 948.014, F.S.
- (13) You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s. 119.07, F.S.
- (14) You will report in person within 72 hours of your release from incarceration to the probation office in **VOLUSIA** County, Florida, unless otherwise instructed by the court or department. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation office located at **334 E. NEW YORK AVE. DELAND, FLORIDA.**

EXHIBIT #2
PAGE 15/22

SPECIAL CONDITIONS

23. Pay \$1 per month during the term of probation or community control to supplement rehabilitative efforts through First Step Funds, pursuant to s. 948.039(2), F.S.
24. You shall pay to the Department of Corrections a **\$2.00** per month surcharge for each month you are under supervision pursuant to Section 948.09(1)(2), F.S. For the period of time cost of supervision is waived, this condition does not apply.
27. Other: Your driver's license is suspended for a period of one year.
28. Other: You will enroll and successfully complete an approved Advanced Driving Improvement Course as directed by your officer. You will pay the cost of said program. (enroll within 60 days of today)
29. Other: The Defendant will submit to warrantless searches of person, car and home.
30. Other: You will not possess any weapons, firearms or ammunition.
31. Other: You may perform community service at a rate of \$15.00 per hour in lieu of court cost.
32. Other: You may convert Community Control to Probation at the halfway point with a letter to the Court.

AND, IF PLACED ON COMMUNITY CONTROL, YOU WILL COMPLY WITH THE FOLLOWING CONDITIONS, IN ADDITION TO THE STANDARD CONDITIONS LISTED ABOVE AND ANY OTHER SPECIAL CONDITIONS ORDERED BY THE COURT:

- (15) You will report to your officer as directed, at least one time a week, unless you have written consent otherwise.
- (16) You will remain confined to your approved residence except for one half hour before and after your approved employment, public service work, or any other special activities approved by your officer.
- (17) You will maintain an hourly accounting of all your activities on a daily log, which you will submit to your officer on request.
- (18) You will successfully complete ___ hours of community service at a rate of _____, at a work site approved by your officer. Additional instructions ordered: _____
- (19) You will submit to electronic monitoring, follow the rules of electronic monitoring, and pay for the cost of the electronic monitoring service.

Effective for offenders whose crime was committed on or after September 1, 2005, there is hereby imposed, in addition to any other provision in this section, mandatory electronic monitoring as a condition of supervision for those who:

- Are placed on supervision for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older; or
- Are designated as a sexual predator pursuant to s. 775.21; or
- Has previously been convicted of a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

**EXHIBIT #2
PAGE 16/22**

Effective for offenders who are subject to supervision for a crime that was committed on or after May 26, 2010, and who has been convicted at any time of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses listed in s. 943.0435(1)(h)1.a.(I), or a similar offense in another jurisdiction, against a victim who was under the age of 18 at the time of the offense; the following conditions are imposed in addition to all other conditions:

(a) A prohibition on visiting schools, child care facilities, parks, and playgrounds, without prior approval from the offender's supervising officer. The court may also designate additional locations to protect a victim. The prohibition ordered under this paragraph does not prohibit the offender from visiting a school, child care facility, park, or playground for the sole purpose of attending a religious service as defined in s. 775.0861 or picking up or dropping off the offender's children or grandchildren at a child care facility or school.

(b) A prohibition on distributing candy or other items to children on Halloween; wearing a Santa Claus costume, or other costume to appeal to children, on or preceding Christmas; wearing an Easter Bunny costume, or other costume to appeal to children, on or preceding Easter; entertaining at children's parties; or wearing a clown costume; without prior approval from the court.

Effective for offenders whose crime was committed on or after October 1, 2014, and who is placed on probation or community control for a violation of chapter 794, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145, in addition to all other conditions imposed, is prohibited from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material unless otherwise indicated in the treatment plan provided by a qualified practitioner in the sexual offender treatment program. Visual or auditory material includes, but is not limited to, telephone, electronic media, computer programs, and computer services.

YOU ARE HEREBY PLACED ON NOTICE that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication of guilt was withheld, and impose any sentence that it might have imposed before placing you on probation or require you to serve the balance of the sentence.

IT IS FURTHER ORDERED that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liability. (This paragraph applies only if section 1 or section 2 is checked.)

IT IS FURTHER ORDERED that you pay:

Court Costs, Fees, and Fines, as imposed at sentencing, in the total amount of: \$ 651.00 _____

Payments processed through the Department of Corrections will be assessed a 4% surcharge pursuant to s. 945.31, F.S. Pursuant to s. 948.09, F.S., you will be assessed an amount of \$2.00 per month for each month of supervision for the Training Trust Fund Surcharge.

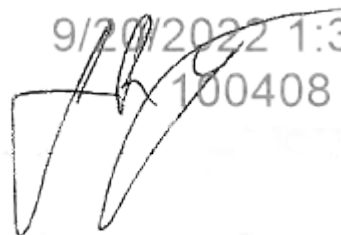
- Court Costs/Fines Waived
- Court Costs/Fines in the amount of _____ converted to _____ community service hours
- Court Costs/Fines in the amount of _____ reduced to civil judgment.

SPECIFIC INSTRUCTIONS FOR PAYMENT: _____

IT IS FURTHER ORDERED that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

Done and Ordered on 15th day of September, 2022

9/20/2022 1:37 PM 2022
 100408 CFDL



**EXHIBIT #2
PAGE 17/22**

e-Signed 9/20/2022 1:37 PM 2022 100408 CFDL
CIRCUIT JUDGE

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me and I agree to abide by them.

Date: _____

Defendant

Instructed by: _____
Supervising Officer

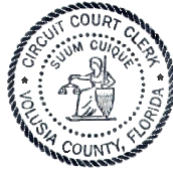
STATE OF FLORIDA
I HEREBY ATTEST the following is a true copy
of the original filed in this office. The
_____ day of _____,
Clerk of Circuit and County Court

By _____
Deputy Clerk

Copies To:

Counsel for the state: _____ hand delivery open court _____ U.S. Mail _____ interoffice/hand delivery
Counsel for the defendant: _____ hand delivery open court _____ U.S. Mail _____ interoffice/hand delivery

I do certify that a copy hereof has been furnished to counsel for the state and the defendant by the method indicated above, done this _____ day of _____, _____.



LAURA E. ROTH
CLERK OF CIRCUIT COURT

By: _____
Deputy Clerk

EXHIBIT #2
PAGE 18/22

COPIES TO:

Counsel for the state: eService

Counsel for the defendant: eService

I do certify that a copy hereof has been furnished to counsel for the state and the defendant by the method indicated above, done this 20 day of September, 2022.



Laura E. Roth

CLERK OF CIRCUIT COURT

09/20/2022 01:45 PM 2022 100408 CFDL

Handwritten signature of Casey L. Beason in blue ink.

09/20/2022 01:45 PM 2022 100408 CFDL

09/20/2022 01:45 PM 2022 100408 CFDL

BY: Casey L. Beason

09/20/2022 01:45 PM 2022 100408 CFDL

eSigned: 09/20/2022 01:45 PM 2022 100408 CFDL

**EXHIBIT #2
PAGE 19/22**

In The Circuit Court Seventh Judicial Circuit,
In and For Volusia County, Florida

STATE OF FLORIDA
v.
GARRETT THOMAS ANDERSON

Case No. 2022 100408 CFDL
Division: 07

Defendant Address:
1007 WANDERER DR
DELTONA, FL 32738

Order/Final Judgment for Charges, Costs, & Fees

(Costs are assessed by case)

The above named defendant is hereby ordered to pay the following sums, if checked:

Mandatory Costs (Select one)

<input type="checkbox"/>	\$ 418.00	Felony Standard	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.06
<input type="checkbox"/>	\$ 770.00	Felony Assault & Battery	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.08, 938.085, 938.06
<input checked="" type="checkbox"/>	\$ 451.00	Felony Traffic	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 318.18(17), 318.18(13)(a), 938.06
<input type="checkbox"/>	\$ 586.00	Felony DUI	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.07, 318.18(17), 318.18(13)(a), 938.06
<input type="checkbox"/>	\$ 569.00	Felony Crime Agst.Minor	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.10(1), 938.06
<input type="checkbox"/>	\$ 613.00	Felony BUI	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.07, 327.35(9), 938.06
<input type="checkbox"/>	\$ 921.00	Felony Asslt/Battery-Minor	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.08, 938.085, 938.10(1), 938.06
<input type="checkbox"/>	\$ 521.00	Felony Reckless Driv.	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 316.192, 318.18(17), 318.18(13)(a), 318.18(20), 938.06
<input type="checkbox"/>	\$ 569.00	Felony Standard & Rape Crisis	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.085, 938.06
<input type="checkbox"/>	\$ 720.00	Felony Crime Agst.Minor & Rape Crisis	§ 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.10(1), 938.085, 938.06

Additional Mandatory Costs (Select all that apply)

<input type="checkbox"/>	\$ 50.00	Indigency Application Fee/Public Defender	§ 27.52(2)(a)
<input type="checkbox"/>	\$ 5000.00	Prostitution- Additional Civil Penalty	§ 796.07(6)
<input type="checkbox"/>	\$ 500.00	BUI Refusal-Civil Penalty	§ 327.35215(1)
<input type="checkbox"/>	\$	Indigent Defense Cost/Fee (No less than \$100.00)	§ 938.29
<input checked="" type="checkbox"/>	\$ 100.00	State Attorney Cost of Prosecution (No less than \$100.00)	§ 938.27
<input type="checkbox"/>	\$	Mandatory Costs/Surcharges-Not Primary Offense	§ § 938.08, and/or 938.085, and/or 938.10(1)

Fines: (Select all that apply – Enter Amount)

<input type="checkbox"/>	\$	Fine & 5% surcharge	§ 316.193, 327.35, 775.083(1), 893.13, 893.135, 938.04
<input type="checkbox"/>	\$	Fine (Crime result death/injury-not exceed \$10,000)	§ 775.0835(1), 938.04
<input type="checkbox"/>	\$	Fine & 5% surcharge – Other (explain)	

Discretionary Costs: (Select all that apply – Enter Amount)

<input type="checkbox"/>	\$ 100.00	Drug Related – FDLE Operating Trust Fund	§ 938.055
<input type="checkbox"/>	\$	Alcohol and Drug Abuse Additional Cost (up to amount of fine)	§ 938.21, 938.23
<input checked="" type="checkbox"/>	\$ 100.00	Investigation Costs to VSO	§ 938.27
<input type="checkbox"/>	\$	Other (explain)	

Restitution (Select one)

- No restitution ordered. Jurisdiction is reserved to determine restitution upon motion of the State.
- Restitution Ordered. To be paid in accordance with separate Restitution Order.

Payment of charges, costs, and fees are due immediately and are payable to the Clerk of Court for Distribution unless otherwise noted :

- A condition of probation/community control, payable to FL DOC, Probation & Parole, pursuant to probation/community control order.
- Due within _____ days following release from jail/prison and is payable to the Clerk of Court for distribution.
- Due within _____ days and is payable to the Clerk of Court for distribution.
- Convert costs, fines, and fees to Civil Judgment.

Unless payment is ordered as a condition of probation, it is further ordered that Judgment is hereby entered in favor of the State of Florida, and/or Clerk of Court, 101 North Alabama Avenue, DeLand, FL 32724 and victim(s) for the sum of the above amounts, together with interest at the lawful rate, for which let execution issue. (§ § 55.10, 960.295, Fla. Stat.) **This judgment shall supersede any previous judgment that may have been entered against the defendant in the above referenced case only. Fines/Costs/Fees which remain unpaid for 90 days or more may be turned over to a collection agency for further action. Failure to pay as ordered may result in the suspension of your Florida Driver's License.**

DONE AND ORDERED in Volusia County, Florida, this 15 day of September, 2022.

e-Signed 9/15/2022 12:35 PM

CC: State Attorney
Defense Counsel
Probation & Parole (if applicable)

JAMES R CLAYTON
Judge

370



(<http://www.dc.state.fl.us/index.html>)

Florida Department of Corrections
(<http://www.dc.state.fl.us/index.html>)



Ron DeSantis, Governor
Ricky D. Dixon, Secretary

"Inspiring Success by Transforming One Life at a Time"

Offender Search (</OffenderSearch/InmateInfoMenu.aspx>) **Visit an Inmate** (</ci/visit.html>)

Correctional Institutions (</ci/index.html>) **Probation Services** (</cc/index.html>) **Programs** (</development/index.html>)

FDC Jobs (<http://www.fdcjobs.com>) **Newsroom** (</comm/index.html>) **Statistics** (</pub/index.html>)

Partners (<mailto:development@fdc.myflorida.com>)

Corrections Offender Network

Supervised Population Information Detail

(This information was current as of 9/25/2022)



DC Number:	B61437
Name:	ANDERSON, GARRETT THOMAS
Race:	WHITE
Sex:	MALE
Birth Date:	[REDACTED]
Supervision Begin Date:	09/15/2022
Current Location:	<u>DAYTONA BEACH</u> (http://prcwpws001.fdc.myflorida.com/c)
Current Status:	<u>ACTIVE</u>
Supervision Type:	COMMUNITY CONTROL - PR
Scheduled Termination Date:	09/14/2024



(<https://www.vinelink.com/vinelink/servlet/SubjectSearch?siteID=10000&agency=900&offenderID=B61437>)

Current Verified PERMANENT Address:

1007 WANDERER DR
DELTONA, FL 32738

Aliases:

GARRETT THOMAS ANDERSON

Note: The offense descriptions are truncated and do not necessarily reflect the crime for which the offender is on supervision. Please refer to the court documents or the Florida Statutes for further information or definition.

Current Community Supervision History:

EXHIBIT #2
PAGE 21/22

Offense Date	Offense	Sentence Date	County	Case No.	Community Supervision Length
02/25/2022	FLEE LEO/NO REGARD	09/15/2022	VOLUSIA	2210408	2Y oM oD
02/25/2022	FLEE/ELUDE LEO-FELONY	09/15/2022	VOLUSIA	2210408	2Y oM oD

[First](#)
[Previous](#)
[Next](#)
[Last](#)
[Return to List](#)

[New Search](#)

Record: 1 of 1

The Florida Department of Corrections updates this information regularly, to ensure that it is complete and accurate, however this information can change quickly. Therefore, the information on this site may not reflect the true current location, status, scheduled termination date, or other information regarding an offender.

This database contains public record information on felony offenders sentenced to the Department of Corrections. This information includes offenders sentenced or released to state supervision or offenders received for supervision from another state as the result of an Interstate Compact transfer. Information contained herein includes current supervision offenses. Offense types include related crimes such as attempts, conspiracies and solicitations to commit crimes. Information on offenders sentenced to county jail, county probation, or any other form of supervision is not contained. The information is derived from court records provided to the Department of Corrections and is made available as a public service to interested citizens. The Department of Corrections makes no guarantee as to the accuracy or completeness of the information contained herein. Any person who believes information provided is not accurate may contact the Department of Corrections.

For questions and comments, you may contact the Department of Corrections, Bureau of Probation and Parole Field Services, at **DAYTONA BEACH Circuit Office** (<http://prod.fdc-wpws001.fdc.myflorida.com/cc/07.html>). This information is made available to the public and law enforcement in the interest of public safety.

Search Criteria: (/OffenderSearch/search.aspx?TypeSearch=AQ) Last Name: anderson First Name: garrett Search Aliases: YES Offense Category: Supervision Type: ALL Supervision Status: ALL County of Supervision: ALL Current Location: ALL

Current Status Definitions: **Active** - offender is being actively supervised by the probation officer in the community. **Active Suspense** - offender is temporarily unavailable for direct supervision during the supervision term, due to being in custody in jail or another facility, but is still being monitored by a probation officer for release, arrest, etc. **Absconder** - offender absconds from supervision (his/her whereabouts are unknown and the offender is not available for supervision) and warrant is issued for violation.

[Return to Corrections Offender Information Network \(/OffenderSearch/InmateInfoMenu.aspx\)](http://www.dc.state.fl.us/OffenderSearch/InmateInfoMenu.aspx)

About Us

<http://www.dc.state.fl.us/about.html>

As Florida's largest state agency, and the third largest prison system in the country, FDC employs 24,000 members, incarcerates approximately 80,000 inmates and supervises nearly 146,000 offenders in the community.

Quick Links

- [Contact an Inmate](http://www.dc.state.fl.us/ci/ContactInmate.html)
- [Victim Services](http://www.dc.state.fl.us/vict/index.html)
- [Public Records](http://www.dc.state.fl.us/comm/PRR.html)
- [Inmate and Offender Programming](http://www.dc.state.fl.us/development/index.html)
- [Volunteer](http://www.dc.state.fl.us/volunteer/index.html)
- [Corrections Foundation](https://www.correctionsfoundation.org/)
- [File a Complaint](http://www.dc.state.fl.us/apps/IGcomplaint.html)
- [Parole Information](https://www.fcor.state.fl.us/index.shtml)
- [Organization](http://www.dc.state.fl.us/org/orgchart.html)
- [Regulatory Plan](http://www.dc.state.fl.us/pub/regulatory/2018.pdf)
- [Prison Rape Elimination Act](http://www.dc.state.fl.us/PREA/index.html)

Contact Us

<http://www.dc.state.fl.us/org>

501 South Calhoun Street
Tallahassee, FL 32399-2500
Main: (850) 488-5021
Phone Directory
Citizen Services

**EXHIBIT #2
PAGE 22/22**

Comprehensive Ruling Report

Rulings Against: Garrett T. Anderson

Legal Name: Garrett T. Anderson

Birth Date: [REDACTED]

0 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factor that should be reviewed by official prior to taking regulatory action. Confirmation of violation should be made directly with the racing regulatory entity responsible."

No Rulings

EXHIBIT #4
PAGE 1/10

Comprehensive Licensee Report

ARCI Licensee: Garrett T. Anderson

Identification Information

DOB: [REDACTED]
Country: USA
Sex: Unknown

Licensee's Names

Current Legal Name: Garrett T. Anderson

Licensee's Addresses

None

Licensee's Phone Numbers

None

Fingerprint History

None

License History

License Number:	11565390	License Type	Other/OTB/Casino
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date	7/14/2020	Expire Date	6/30/2023
Division	Dog	Breed	Unknown

License Number:	11565390	License Type	Other/OTB/Casino
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date	7/6/2020	Expire Date	10/4/2020
Division	Dog	Breed	Unknown

License Number:	11565390	License Type	Other/OTB/Casino
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date	12/14/2017	Expire Date	6/30/2020
Division	Dog	Breed	Unknown

EXHIBIT #4
PAGE 2/10
380

License Number:	11565390	License Type:	Other/OTB/Casino
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	11/17/2017	Expire Date:	2/15/2018
Division:	Dog	Breed:	Unknown

Ruling History
None

Dear Gaming Commission,

I hope this letter finds you well. I am writing to provide a heartfelt character reference for my brother, Garrett Thomas Anderson, who is currently being considered for the renewal of his gaming license as a poker dealer. I am his brother, Carl, and I want to express my unwavering support for Garrett during this challenging time.

Garrett is more than just a brother to me; he is a beacon of goodness and an invaluable member of our family. His outgoing nature, fun-loving spirit, and sarcastic sense of humor make him a joy to be around. Despite the circumstances that led to his current situation, I have never doubted his inherent goodness and his ability to learn from his mistakes.

One of Garrett's most admirable qualities is his willingness to lend a helping hand to anyone in need. I have witnessed him selflessly assist others countless times, always going the extra mile to ensure that those around him are taken care of. His genuine compassion and generosity are truly remarkable, and they exemplify the kind of person he is.

Garrett's passion for the game of poker is evident in every aspect of his life. As a poker dealer, he excels in his role due to his quick thinking, exceptional memory, and love for the game. His dedication and enthusiasm create a vibrant and enjoyable atmosphere at the poker table, enhancing the experience for all players. Garrett's professionalism and skill make him an invaluable asset in the gaming industry.

Beyond his professional endeavors, Garrett's impact on our family is immeasurable. He has always been a dependable and supportive presence in our lives. Not only does he contribute financially, ensuring that our family's needs are met, but he also provides emotional support and guidance when we need it most. Garrett's unwavering commitment to our family's well-being has made him an irreplaceable pillar of strength.

It is important to understand that the incident leading to Garrett's current situation was a regrettable mistake. It was an uncharacteristic act that does not reflect his true nature or his ability to be a responsible and law-abiding citizen. Prior to this incident, Garrett had a spotless record, demonstrating his commitment to leading a life of integrity.

In light of Garrett's exceptional character, dedication to his work, and the positive impact he has on our family, I wholeheartedly urge you to consider renewing his gaming license. Losing his current job would not only jeopardize his financial stability but also have a profound impact on our family's well-being. I firmly believe that Garrett has learned from this experience and will continue to be a valuable asset to the gaming industry.

Thank you for taking the time to review this character reference on behalf of my brother. Should you require any further information or clarification, please do not hesitate to reach out to me. I am confident that by considering Garrett's unique qualities and contributions, you will make the right decision in renewing his gaming license.

Warm regards,

Carl Anderson II

EXHIBIT #4
PAGE 4/10

Dear Gaming Commission,

This is Garrett's mother and father reaching out to share with you our thoughts, opinions and beliefs of Garrett. Firstly we would like to shed light on Garrett's selfless amazing character. Secondly, we would like to bring attention to Garrett's undying passion for the game of poker and being a poker dealer. Lastly, the unconditional love and support for his family.

Garrett is extremely hard working. He goes to work all day and before coming home he goes grocery shopping, comes home mows and weed eats the lawn before cooking dinner. He brings his girlfriend to work and still manages to show up to work on time. Garrett is also very responsible, he makes sure the mortgage and bills are paid. He provides food and other necessities for the house.

Garrett has a passion for poker, he loves the game. He constantly watches you tube to learn all that he can about poker. As a family we have poker nights and play as if we were at the poker room. He taught his brother's girlfriend, Janae how play and deal poker and now she is a dealer at the Orange City Racing and Card Club. He taught his girlfriend Hayley how to play poker as well. He loves poker so much that he has cards tattooed on his arm.

Garrett has a very strong bond with his family. We were renting a home for 13 years when the landlord decided he needed his home back. With our belongings in storage, we were living in a motel in which Garrett paid the expenses, meanwhile he bought a brand new house. He calls or texts from work to make sure we are okay or if we need anything before he comes home. He picks up our prescriptions, took us on vacations, hockey games and occasionally out to dinner and buys groceries for the week. He is a blessing and we are grateful and proud he is our son! He deserves a second chance, please find it in your heart to help him and his family.

In conclusion, Garrett has a great personality, he is very hard working and a responsible young man. Garrett has a strong passion for poker. We play poker every night as a family. He trained Janae how to play and deal poker in which she is currently at Orange City Racing and Card Club employed as a poker dealer.

Garrett has a strong family bond. He bought a home for his family, helps with food and travel. We feel he deserves a second chance, Please find it in your heart to help him and his family. It would be detrimental if he loses his license. I appreciate and Thank you for the time you took to read this letter.

Sincerely,,

Lynda and Carl Anderson

EXHIBIT #4
PAGE 5/10

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

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

Petitioner,

v.

FGCC Case No.: 2022-048147

GARRETT T. ANDERSON,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Garrett T. Anderson (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 11565390-1012, issued by Petitioner.
3. On or about September 15, 2022, Respondent entered a plea of nolo contendere and was convicted of Fleeing or Attempting to Elude High Speed and Fleeing or Attempting to Elude, felonies, in the Circuit Court of the Seventh Judicial Circuit in and for Volusia County, Florida, in case number 2022-100408 CFDL.

EXHIBIT #4
PAGE 6/10

COUNT I

4. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

5. Pursuant to Section 550.105(5)(b), Florida Statutes:

The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

6. Section 550.105(5)(d), Florida Statutes, provides the term “convicted” means “having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.”

7. Based on the foregoing, Respondent violated Section 550.105(5)(b), Florida Statutes, by entering a plea of nolo contendere and being convicted of Fleeing or Attempting to Elude High Speed and Fleeing or Attempting to Elude, felonies, in Volusia County, Florida on September 15, 2022.

COUNT II

8. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

EXHIBIT #4
PAGE 7/10

9. Respondent failed to notify Petitioner within 48 hours of his September 15, 2022 conviction for Fleeing or Attempting to Elude High Speed and Fleeing or Attempting to Elude in Volusia County, Florida.

10. Pursuant to Section 550.105(10)(d), Florida Statutes, each licensee shall inform the Commission, within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.”

11. Based on the foregoing, Respondent violated Section 550.105(10)(d), Florida Statutes, by failing to inform the Division of his September 15, 2022 conviction for two disqualifying offenses within 48 hours.

COUNT III

12. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

13. On or about February 25, 2022, Respondent was arrested in Volusia County, Florida, and was charged with Fleeing or Attempting to Elude a Law Enforcement Officer.

14. Respondent failed to provide written notification to Petitioner within five days of his February 25, 2022 arrest.

15. Rule 61D-11.011, Florida Administrative Code, states:

Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

16. Based on the foregoing, Respondent violated Rule 61D-11.011, Florida Administrative Code, by failing to provide written notification to Petitioner within five days of his February 25, 2022 arrest.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Chapters 550 and 849, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-048147 is signed this 19th day of October, 2022.

/s/ *Emily A. Alvarado*

Emily A. Alvarado
Deputy Chief Attorney
Florida Bar Number: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
Facsimile: (850) 921-1311
Primary: Emily.Alvarado@fgcc.fl.gov
Secondary: Ebonie.Lanier@fgcc.fl.gov

EXHIBIT #4
PAGE 9/10

NOTICE OF RIGHTS TO REQUEST A HEARING

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

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

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

EXHIBIT #4
PAGE 10/10

5. Discussion of license denials

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Elina Valentine, Deputy General Counsel
Re: Andrea Bermeo; Case No. 2023-056812
Date: January 26, 2024

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to deny Andrea Bermeo’s (“Applicant”) application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational license (the “Application”). Applicant submitted a completed Application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational license on September 28, 2023. Upon review of the Application, it appears Applicant has been convicted of a misdemeanor offense for Petit Theft. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On September 19, 2023, the Applicant submitted an application to the Division for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational license. On September 20, 2023, the Division issued to the Applicant a deficiency letter, requesting that the Applicant amend the Application to disclose information relating to an August 15, 2013, offense. On September 28, 2023, the Applicant submitted a completed Application.

Upon review of the Application, it appears that on November 20, 2013, the Applicant was convicted of Petit Theft, a misdemeanor crime in the state of Florida. This misdemeanor conviction is a disqualifying offense pursuant to section 849.086(6)(g), Florida Statutes.

On October 6, 2023, the Division received from the Applicant a request for waiver of the restrictions excluding offenders with disqualifying offenses. On October 18, 2023, a Division investigator conducted a waiver interview of the Applicant. The Division investigator documented the waiver interview in a report submitted to the Executive Director of the Commission for consideration. On December 18, 2023, the Executive Director, having reviewed the waiver report and all relevant information and documents, declined to waive the restrictions excluding offenders.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides in pertinent part that:

“. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.”

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“. . .the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

Rule 75-14.009, Florida Administrative Code, provides that:

“[t]he [commission] shall deny the application for a slot machine occupational license if a review of the application or the investigation of the applicant demonstrates . . . [t]he applicant has been convicted of any disqualifying offense under Section 551.107(6), F.S.”

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 849.086(6)(g), Florida Statutes, provides that:

“[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.”

Section 550.105(5)(d), Florida Statutes, provides that:

“. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.”

Staff Recommendation: The Florida Gaming Control Commission may deny or declare the Applicant ineligible for a slot machine/cardroom/pari-mutuel combination occupational license upon a finding of a disqualifying offense pursuant to section 849.086(6)(g), Florida Statutes. Accordingly, the Division recommends that the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial in this matter.

ROUTING SLIP REQUEST FOR WAIVER

RE: BERMEO, ANDREA – LIC # 1374180
(APPLICANT'S NAME – LICENSE #)

Case No: 2023 05 6812

1055 – ADMINISTRATION
Occupation Code and Job Title

HARRAH'S CASINO POMPANO PARK
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE:

JANUARY 8, 2024

(DATE)

Investigations Section: Reviewed by Bradford D. Jones [Signature] 11/29/23
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: DD 12/01/2023
(Initial & Date)

[Signature] 12/15/23
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or No If yes, in what jurisdiction? _____

Executive Director: LT 12/18/23
(Initial & Date)

Prepare Waiver or Prepare File for Commission Review

Comments: _____

Investigative Findings:

August 15, 2013 Port St. Lucie Police Department, FL. – Petty Theft - Misdemeanor – Adjudication Withheld upon a plea of Nolo Contendere and sentenced on November 20, 2013 to 12 months' Probation, \$448.00 Court costs and 20 hours of Community Service. Term of Probation has been completed and all fines have been paid in full.


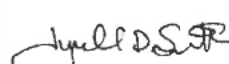

*Please attach Routing Slip to front of case file

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: Southern	Date of Complaint: October 10, 2023	Case Number: 2023 05 6812
Respondent: BERMEO, ANDREA 2825 N. COURSE DR. # 210 POMPANO BEACH, FLORIDA 33069		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 13741807/1055		Profession: ADMINISTRATIVE	Report Date: October 20, 2023
Period of Investigation: October 10, 2023-October 20, 2023		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon Andrea BERMEO's Slot Machine/Cardroom/Pari-Mutuel Individual Combo License Application dated September 19, 2023 and Waiver Request Form dated October 25, 2023 (EXHIBIT # 1).</p> <p>On September 19, 2023, BERMEO applied for a position in the Human Resources Department at Harrah's Pompano Casino. When she submitted her application, she answered "NO" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?"</p> <p>On September 20, 2023, BERMEO was informed by Licensing that her PMW license application was deficient and required correction (Exhibit #4, pg.3).</p> <p>On October 25, 2023, BERMEO submitted a request for Waiver and resubmitted the conviction portion of her application answering "YES" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? BERMEO disclosed a 2013 Misdemeanor Petit Theft arrest from Lucie County, Florida in which she indicated a fine was imposed, and adjudication was withheld (Exhibit #2, pg. 2). A CCIS (Comprehensive Case Information System) inquiry revealed that she was charged with Petit Theft in 2013, however, her FDLE Criminal History does not show any arrest (EXHIBIT # 3).</p>			
Related Case			
Investigations Specialist II / Date:  Lisa Vila / October 20, 2023		Investigator Supervisor / Date:  Tyrell Smith / October 26, 2023	
Chief of Investigations / Date  Bradford D. Jones / November 29, 2023			

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 8/15/13		Arresting Agency: Port St. Lucie Police Department, Florida			
OFFENSE					
CHARGES	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Petit Theft	Misdemeanor	Nolo Contendere	Adj. Withheld	11/20/2013
2					
3					
4					

SENTENCE
12 months' Probation, shoplifting course, Court costs of \$448.00 and 20 hours Community service.
The Court cost balance has been paid in full. (Exhibit #2, pg. #4)

A CCIS (Comprehensive Case Information System) (Exhibit #4, pg. 2) inquiry revealed that she was charged with Petit Theft; however, FDLE Criminal History does not reflect this arrest. (Exhibit #3)

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
CHARGES	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

CRIMINAL HISTORY

Arrest 3				
Date of Arrest:		Arresting Agency:		
OFFENSE				
CHARGES	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

Arrest 4				
Date of Arrest:		Arresting Agency:		
OFFENSE				
CHARGES	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type: Temporary 1055 Slot/Cardroom/Pari-Mutuel Individual Combo				
Date Licensed: 10/05/23	Expiration Date: Pending application action.	License #: 13741807	Agency or Jurisdiction: Florida PMW	
			YES	NO
Has License ever been suspended or revoked?				X
Was any derogatory information received?				X
Additional Comments:				

2. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

3. License Type:				
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

4. License Type:				
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

CONTINUATION

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: October 18, 2023	Location of Interview: Telephone	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

After a few attempts to contact **BERMEO** by email with negative results, this investigator received an email from **BERMO** with her contact number. I then called **BERMEO**, introduced myself and explained the nature of my call. **BERMEO** was cooperative during the interview and provided information regarding her 2013 Petit Theft Misdemeanor charge.

In reference to her 2013 Petit Theft charge, **BERMEO** stated she was shopping with her 12-year-old cousin, who was visiting from Honduras. During the outing, her cousin was detained by store security, because he was observed placing unpaid items in his pocket and was exiting the store. **BERMEO** states that she was unaware that he took the items, and that she was also detained by Security. **BERMEO** advised that because her cousin was a minor and was seeking a residency in the United States, she took responsibility for her cousin's theft. When the Police arrived, she was allowed to sign a Promise to Appear form and was released. **BERMEO** stated that she did not steal anything from the store and was just protecting her cousin¹.

BERMEO further advised she was sentenced to a 12-month period of probation, court fees, and the adjudication was withheld.

In closing **BERMEO** advised she did not mean to omit the information; because she thought the incident had been removed from her record as it was only a citation.

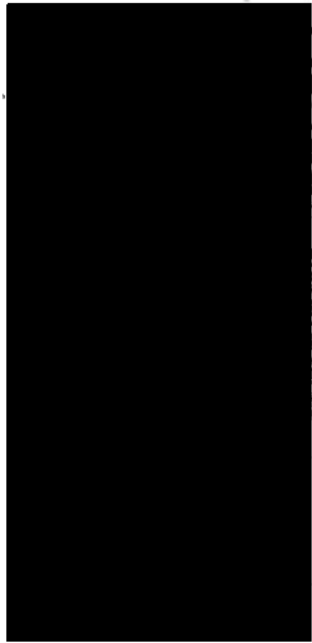
On October 20, 2023, I then spoke to Harrah's Pompano Director of Security, John Keenan, who advised **BERMEO** was presented a conditional job offer in the Administrative Department pending her license approval.

A check of **BERMEO's** FDLE Criminal History shows no criminal history (**EXHIBIT #3**).

A check of the Association of Racing Commissioners International (ARCI) database shows no rulings and no information on **BERMEO** (**EXHIBIT #4**).

Status: Case closed by Investigations and forwarded to Licensing.

¹ According to the Notice to Appear form and the Loss Prevention Officer's sworn statement prepared at the time, **BERMEO** was observed by store loss prevention staff concealing cosmetics and several other items valued at \$137.00 in her purse (**EXHIBIT #5**).



Florida DRIVER LICENSE

EXHIBIT # 1
PAGE # 1

2023 OCT -6 AM 8:17



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

TO: Andrea B. Benneo
Full Legal Name of Applicant

[Redacted]
Date of Birth

[Redacted]
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeliness requirement regarding the processing of this application.

[Signature]
Signature of Applicant

10/5/23
Date

EXHIBIT # 1
PAGE # 2

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3185 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

DBPR On-Line Services

If you need to mail additional information to DBPR please include this coversheet.

License Type: **Slot/Cardroom/Pari-Mutuel Indiv Combo**

Application Type: **Slot Machine/Cardroom/PMW Combination
Occupational License**

File Number: **12045**

Application Number: **42679**

License Number:

Application Date: **09/19/2023 (mm/dd/yyyy)**

Last Name: **BERMEO**

First Name: **ANDREA**

Middle Name:

Mail To:
DBPR - Division of Pari-Mutuel Wagering
Licensing Section
2601 Blair Stone Road
Tallahassee, FL 32399-1037

If you have any questions please call our Customer Contact Center at 850-487-1395.

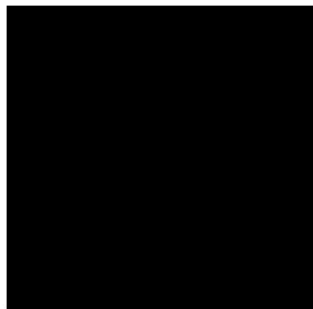


EXHIBIT # ¹
PAGE # 3

State of Florida
 Department of Business and Professional Regulation
 2601 Blair Stone Road
 Tallahassee, FL 32399

Application Summary

Thank you for submitting an online application. We will evaluate the application to determine if you meet the eligibility requirements for the license. Initial review of your application can take up to 14 days and up to 30 days during peak licensing times. You will be notified in writing if we need any additional information or documentation. Your application will be considered complete only upon the department's receipt of all requested information, including validation of payment from your financial institution.

Profession

License Type: **Slot/Cardroom/Pari-Mutuel Indiv Combo**

Application Number: **42679**

Application Type: **Slot Machine/Cardroom/PMW Combination Occupational License**

Application Date: **09/19/2023 (mm/dd/yyyy)**

License Number:

File Number: **12045**

Personal Detail

First Name: **ANDREA**

Last Name: **BERMEO**

Birthdate: **[REDACTED] (mm/dd/yyyy)**

Gender: **Female**

Addresses

Current Mailing Address: **2825 N COURSE DR APT 210
 POMPANO BEACH, FL
 33069
 US**

Phone Number:

Extension:

E-mail Address:

License Attributes Selected

Occupation: **Human Resources**

Temporary: **Yes**

Livescan Fingerprint Fee Exemption: **Livescan Fingerprint Fee Exemption**

Livescan Information

Enter Transaction Control Number (TCN): **70CA0300000004117**

Facility

Pari-Mutuel Facility Where Employed and/or Doing Business With: **Pompano Park**

Prior Name Question

EXHIBIT #
PAGE #

1
4

Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the one you provided for this application? **No**

Citizenship

Are you a United States citizen? **No**

If no, provide the name of the country of which you are a citizen: **PERU**

Prior License

Is this your first time applying for a racing/gaming license in Florida? **Yes**

Current Employer

Current Employer Name: **Harrah's Casino Pompano Park**

Employment History

Have you previously worked for a gaming-related employer? **No**

Jurisdiction

Have you ever been licensed in any other racing or gaming jurisdiction? **No**

Discipline

Have you ever had a racing or gaming license revoked or denied in this or any other state or country? **No**

Criminal History Background Questions

Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States? **No**

Have you ever been convicted of or had adjudication of guilt withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? **No**

Financial Interest

Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee? **No**

Do you currently own or have a financial interest in a Florida licensed Slot Machine Facility or in any business owned by a Florida licensed Slot Machine Facility? **No**

Attachments

EXHIBIT # 1
PAGE # 5

ab id.pdf

Fees	
Fingerprint	\$37.25
LiveScanReduce	\$-37.25
License Fee	\$100.00
Total Amount Due:	\$100.00

By submission of this application you affirmed the following: I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this written declaration has the same legal effect as an oath or affirmation. Under penalties of perjury, I declare that I have read the foregoing application and the facts stated in it are true. I understand that falsification of any material information on this application may result in criminal penalty or administrative action, including a fine, suspension or revocation of the license. I understand that an electronic affirmation shall have the same force and effect as a written signature.

EXHIBIT # 1
PAGE # 4

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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[License Search](#) |
 [Entity Search](#) |
 [Modify License Standing](#) |
 [Maintain License CE Control](#)

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

Logged in as: **cstubbs1**

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

License

Fed Tax # [REDACTED] Lic Type **1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo** Expires On

File # **12045** Name **BERMEO, ANDREA** Extended To

License # Rank Renewed On

Entity # **13741807** Lic Status **App in Process**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

Address

Street # **2825** Street **N COURSE DR APT 210**

Line 2

Line 3

City **POMPANO BEACH** State **FL** Zip **33069**

Routing

Other

1st License Date Rank Date Certificate #

Method -- Status Date Certificate Date

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

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
No items found.			

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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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 [Modify License Standing](#) |
 [Maintain License CE Control](#)

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

Logged in as: **ddonaldson**

12/01/2023

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

<p>License</p> <p>Fed Tax # [REDACTED] Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo Expires On</p> <p>File # 12045 Name BERMEO, ANDREA Extended To</p> <p>License # Rank Renewed On</p> <p>Entity # 13741807 Lic Status App in Process</p>		<input type="checkbox"/> <p>Licensee</p> <p>History</p> <p>Notes</p> <p>Notes History</p> <p>Back</p>								
<p>Address</p> <p>Street # 2825 Street N COURSE DR APT 210</p> <p>Line 2</p> <p>Line 3</p> <p>City POMPANO BEACH State FL Zip 33069</p> <p>Routing</p>		<p>*New applicant, -no previous license, -no temp issued.</p> <p>*No ARCI findings.</p> <p>*CCIS findings.</p> <p>*No additional enforcement cases.</p>								
<p>Other</p> <p>1st License Date Rank Date Certificate #</p> <p>Method -- Status Date Certificate Date</p> <p>Fee Exempt No Birth Date [REDACTED] Renewal Sent</p>										
<p>Select</p> <p>Action <input type="text"/>  </p>										
<p>Modifiers</p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	No items found.				
Type	Modifier	Effective Date	Additional Info							
No items found.										

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Department of Business and Professional Regulation
 Division of Pari-Mutuel Wagering

Licensing Administrator Review – SLOT Occupational License

RE: BERMEO, ANDREA – 13741807 Case No: 2023 05 6812
 (APPLICANT'S NAME- LICENSE #)

INITIAL APPLICATION RECEIVED:	<u>9/19/2023</u>
COMPLETE APPLICATION RECEIVED:	<u>9/28/2023</u>
90-DAY DEADLINE:	<u>12/27/2023</u>

Randall Kitchens 430 - Pompano 1055 – Human Resources
 Application Processor Facility (d/b/a name) Occupation/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

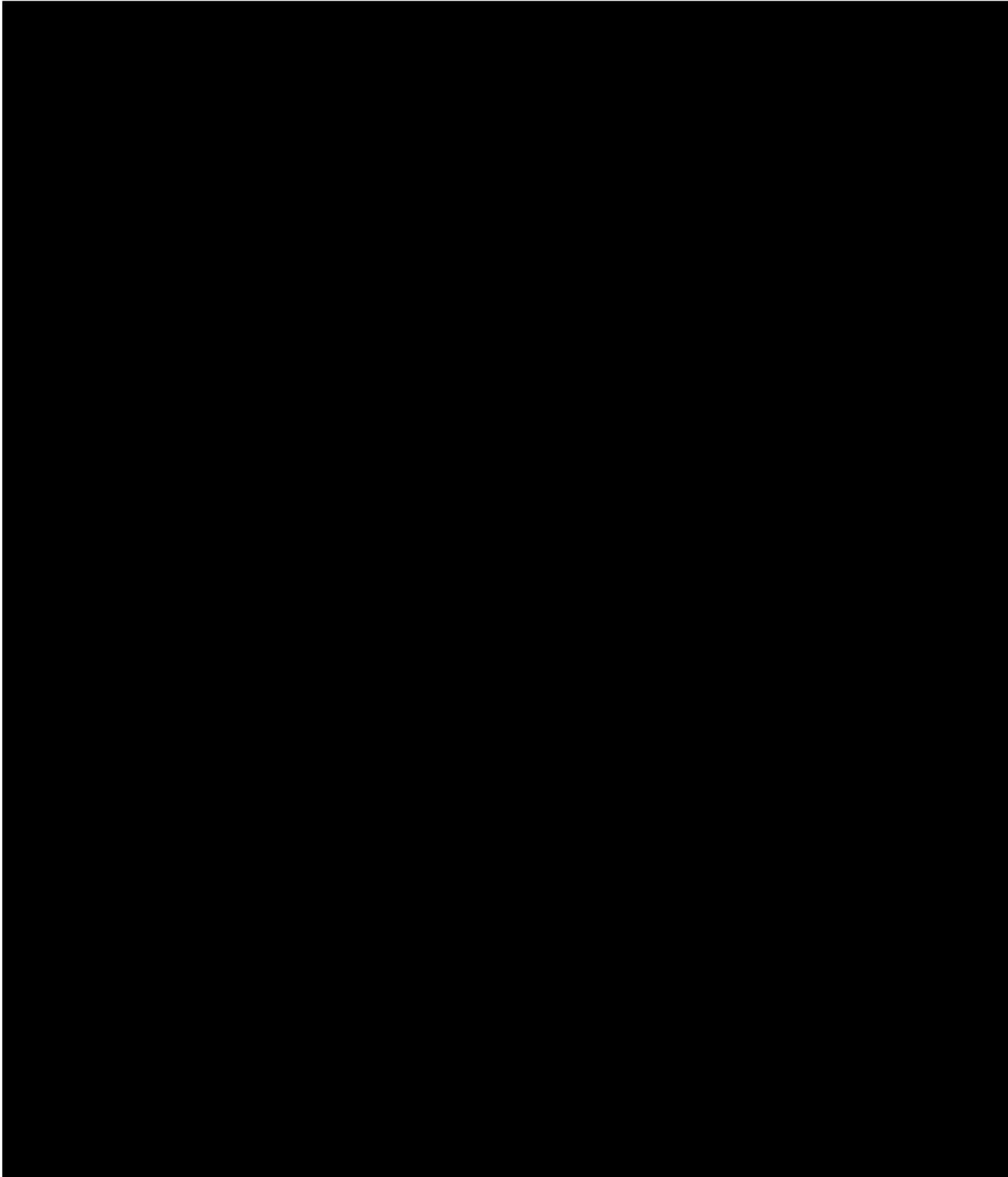
Licensing Administrator Review				
Conviction				
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
<input type="checkbox"/> Felony : Count(s)				
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking				
<input type="checkbox"/> Animal Cruelty				
<input checked="" type="checkbox"/> Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)				
Comments:				
Arrest Date	Location	Charge	Level	Disposition
11/29/2005	St. Lucie, Florida	Petit Theft 1 st Deg \$100-\$300 262013MM002493A	M	Adj Withheld

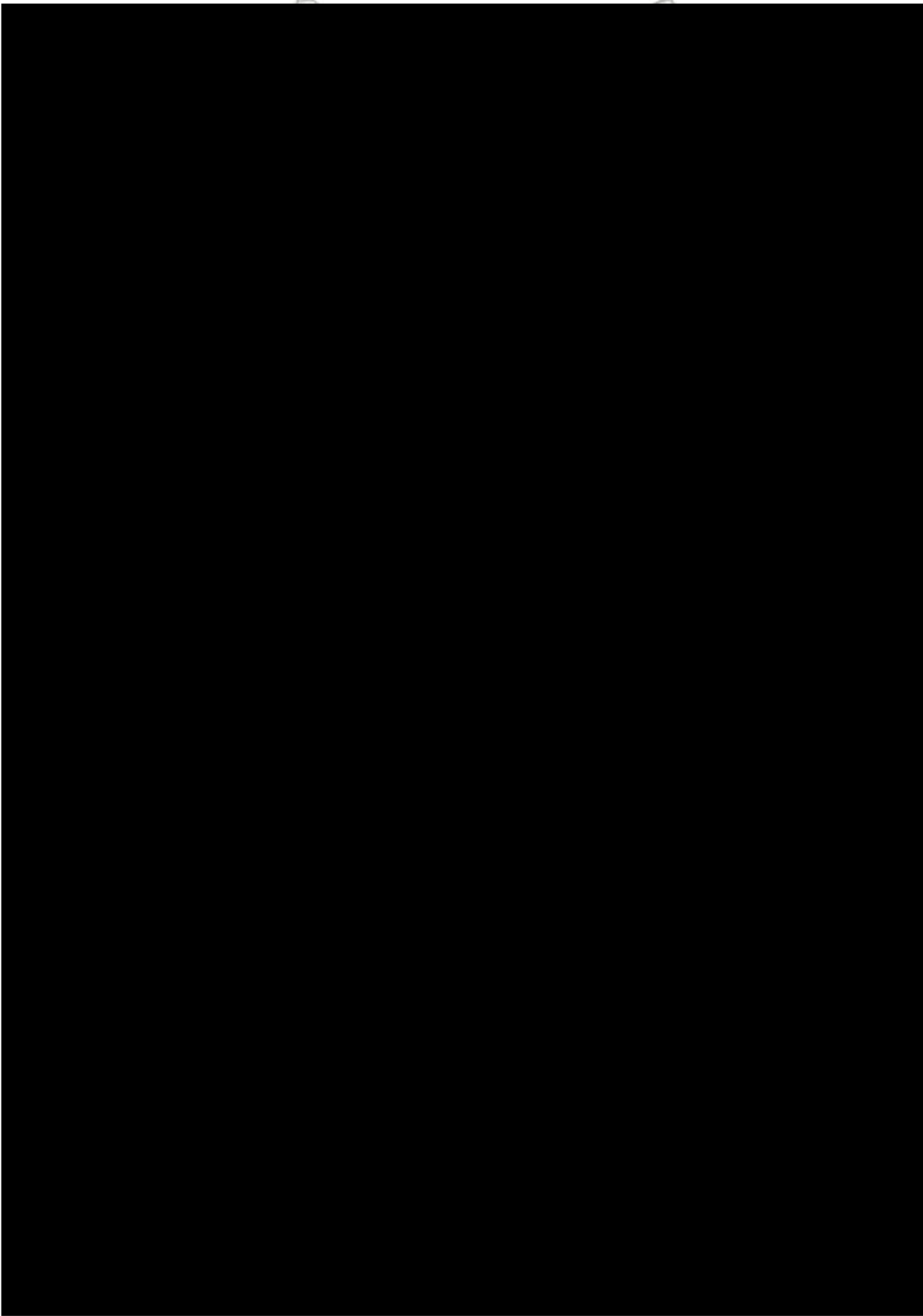
Disposition Unknown
<input type="checkbox"/> Felony Arrest(s) :
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking
<input type="checkbox"/> Animal Cruelty

Enforcement/Jurisdiction Offenses
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.

Related Licenses	
Check VR License Relations to Determine if Applicant is Related to a Business.	
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.	
Business License Number:	Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Date Deficiency Letter Issued:	Initials:

Licensing Administrator Review				
Disposition Confirmation				
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <input type="checkbox"/> Approval				
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Director Initials: <u>[Signature]</u> 10/9/23				
Comments:				





NOTICE TO APPEAR

IN THE COUNTY COURT, IN AND FOR ST. LUCIE COUNTY, FLORIDA

CC 14784

S.O. F.H.P.
 P.D. OTHER

AGENCY CASE NUMBER: 13915 2013-15134
 COURT CASE NUMBER: 562013MM002493
 TODAY'S DATE: 8/10/13

In the name of St. Lucie County, Florida: The undersigned certifies that he has just and reasonable grounds to believe, and does believe that: On Saturday 8 10 13 23:05

LAST NAME: Bermeo FIRST NAME: Andrea MIDDLE NAME: B ALIAS/MAIDEN NAME:
 ADDRESS: 1771 SE Canora Rd CITY: Pt. St. Lucie STATE: FL ZIP CODE: 34952 HOME PHONE:
 RACE: W SEX: F HEIGHT: 5'07" WEIGHT: 180 HAIR COLOR: Br EYE COLOR: Br SOCIAL SECURITY NUMBER:
 STATE: FL OCCUPATION/EMPLOYER: Maximus Inc.

At (location) 10855 S. US Hwy 1 Pt. St. Lucie, FL 34952

In St. Lucie County, Florida, committed the following offense(s):
 1 Retail Theft CHARGE STATE STATUTE / ORDINANCE: 818.014(2)E

2 CHARGE STATE STATUTE / ORDINANCE
 3 CHARGE STATE STATUTE / ORDINANCE

Facts of the offense: On 08/10/13 at approximately 23:00 hours, I responded to 10855 S. Federal Highway in reference to a retail theft. I made contact with David Candantone (Wal-mart Asset Protection Associate) who stated that he observed Andrea Bermeo proceed to several departments and attempt to conceal cosmetics and other items in her purse. Andrea Bermeo exited the grocery exit passing all points of sale without attempting to purchase the items depriving the merchant of full retail value. The total value of the goods taken were \$137.20.
 OFFICER'S NAME (print): Dean 720 ID NUMBER OSN

You must appear in County Court at The St. Lucie County Courthouse located at 218 S. 2nd Street, Fort Pierce, Florida on Sept. 04, 20 13 AT 01:30 AM PM
 Judge Nelson

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED ABOVE TO ANSWER TO THE OFFENSE(S) CHARGED. I UNDERSTAND THAT SHOULD I FULLY FAIL TO APPEAR BEFORE THE COURT, THAT I MAY BE HELD IN CONTEMPT OF COURT AND THAT A WARRANT FOR MY ARREST SHALL BE ISSUED.

SCHEDULE OF WITNESSES AND EVIDENCE SIGNATURE OF DEFENDANT

CO-DEFENDANTS		CO-DEFENDANTS	
TANGIBLE EVIDENCE: (if none, write "none") <u>1 DVD Surveillance Video</u>	ITEM <u>1</u>	OBTAINED FROM PERSON/PLACE <u>Wal-mart</u>	FIRST RECEIVED BY: <u>Dean 720</u>
TANGIBLE EVIDENCE: (if none, write "none")	ITEM	OBTAINED FROM PERSON/PLACE	FIRST RECEIVED BY:
TANGIBLE EVIDENCE: (if none, write "none")	ITEM	OBTAINED FROM PERSON/PLACE	FIRST RECEIVED BY:
TANGIBLE EVIDENCE: (if none, write "none")	ITEM	OBTAINED FROM PERSON/PLACE	FIRST RECEIVED BY:
WITNESS NAME: (if none, write "none") <u>1</u>	HOME ADDRESS	CITY	ST
EMPLOYER	SUMMARY OF TESTIMONY		HOME PHONE
WITNESS NAME: (if none, write "none") <u>2</u>	HOME ADDRESS	CITY	ST
EMPLOYER	SUMMARY OF TESTIMONY		BUSINESS PHONE
WITNESS NAME: (if none, write "none") <u>3</u>	HOME ADDRESS	CITY	ST
EMPLOYER	SUMMARY OF TESTIMONY		BUSINESS PHONE

I swear the above and attached statement(s) are true and correct to the best of my knowledge and belief. I further certify the foregoing contains the complete list of witnesses and evidence known to me.

Sworn to and subscribed before me the undersigned authority, this 11 day of August, 20 13

Dean 720
 INVESTIGATING OFFICER'S SIGNATURE ID / OSN

J. Wando 721
 SIGNATURE (LEO / ASA / NOTARY)



PORT ST. LUCIE POLICE DEPARTMENT
121 SW PORT ST. LUCIE BOULEVARD
PORT ST. LUCIE, FL 34984

The following reports were delivered to _____

by Officer _____

Badge # _____

on 8 / 15 / 13
Month Day Year

CASE NUMBERS OF REPORTS RECEIVED ARE AS FOLLOWS:

	<u>Supplement</u>	<u>Resend</u>	<u>Attention</u>
① <u>201313915</u>	_____	_____	_____
② <u>14037</u>	_____	_____	_____
③ <u>14067</u>	_____	_____	_____
4. _____	_____	_____	_____
5. _____	_____	_____	_____
6. _____	_____	_____	_____
7. _____	_____	_____	_____
8. _____	_____	_____	_____
9. _____	_____	_____	_____
10. _____	_____	_____	_____
11. _____	_____	_____	_____
12. _____	_____	_____	_____

Signature of Recipient

2013MM002493 A - STATE OF FLORIDA vs. BERMEO, ANDREA B

SUMMARY

Judge: NELSON, KATHRYN	Court Type: Misdemeanor	Case Type: MISDEMEANOR
Case Number: 2013MM002493 A	Uniform Case Number: 562013MM002493AXXXX	Status: CLOSED
Clerk File Date: 8/15/2013	Status Date: 11/20/2013	Waive Speedy Trial: []
Total Fees Due: 0.00	Custody Location: NOTICE TO APPEAR	Agency: PORT ST. LUCIE POLICE DEPARTMENT
Agency Report Number: 201313915		

PARTIES

TYPE	PARTY NAME	ATTORNEY
DEFENDANT	BERMEO, ANDREA B	
PLAINTIFF	STATE OF FLORIDA	

CHARGES



COUNT	DESCRIPTION	LEVEL	DEGREE	PLEA	DISPOSITION	DISPOSITION DATE
1	FIRST DEGREE PETIT THEFT (812.014.2E)	M	F	NOLO-CONTENDERE	ADJUDICATION WITHHELD	11/20/2013

EVENTS

DATE	EVENT	JUDGE	LOCATION	RESULT
11/20/2013 9:00 AM	DOCKET CALL	NELSON, KATHRYN	Courtroom 2C - HC	CHANGE OF PLEA ENTERED / SENTENCE IMPOSED
10/2/2013 9:00 AM	DOCKET CALL	NELSON, KATHRYN	Courtroom 2C - HC	CASE CONTINUED BY DEFENSE MOTION
9/4/2013 1:30 PM	ARRAIGNMENT HEARING	NELSON, KATHRYN	Courtroom 2C - HC	CASE HEARD / NEW COURT DATE SET

CASE DOCKETS

IMAGE	DIN	DATE	ENTRY
	31	11/20/2014	PAYMENT \$203.00 RECEIPT #2014000117258
	0	11/18/2014	PAYMENT \$115.00 RECEIPT #2014000116265 RECEIVED FOR ACCOUNT NUMBER 2013MM002493 A VIA CORE1118.TXT.
	1	30	11/14/2014 ORDER TO TERMINATE PROBATION SUPERVISION
	0	10/2/2014	PAYMENT \$65.00 RECEIPT #2014000100892 RECEIVED FOR ACCOUNT NUMBER 2013MM002493 A VIA CORE1002.TXT.
	0	9/4/2014	PAYMENT \$15.00 RECEIPT #2014000090948 RECEIVED FOR ACCOUNT NUMBER 2013MM002493 A VIA CORE0904.TXT.
	29	1/17/2014	ORDER OF PROBATION - Recorded (OR.3596.2224 / 3916717)
	27	12/2/2013	COURT MINUTES FILED
	28	11/20/2013	CASE CLOSED
	24	11/20/2013	JUDGMENT & SENTENCE FILED - Recorded (OR.3581.957 / 3900377)
	25	11/20/2013	COURT MINUTES/DOCKET CALL: THE APPEARED IN OPEN COURT WITH PUBLIC DEFENDER SHANE MANSHIP. THE DEFENDANT WAS SWORN, AND PLED NOLO-CONTENDERE TO **CT.1 FIRST DEGREE PETIT THEFT THE COURT FOUND FACTUAL BASIS AND ACCEPTED PLEA, - DISPOSITION: **CT.1 ADJUDICATION WITHHELD : 1 YEAR PROBATION - 20 HOURS COMMUNITY SERVICE - A MIN OF 5 HOURS PER MONTH START THE 1ST MO - DO NOT RETURN TO AREA AND/OR ESTABLISHMENT - WALMART US1 AND PORT ST LUCIE - MILEPOST COURSE - COMPLETE BY THE END OF THE 4TH MONTH PROBATION - JUDGE REQUIRES FINGER PRINTS - PAY COJ \$25.00; COP MM \$50.00; MM COST \$223.00; PD FEES MM \$100.00; PD APP \$50.00; (\$50.00 PAID); BALANCE DUE = \$398.00 IN EQUAL MONTHLY INSTALLMENTS WHILE ON PROBATION - MAY CONVERT TO COMMUNITY SERVICE HOURS AT THE RATE OF 10.00 PER HOUR : (RS/DA/DC)
	1	26	11/20/2013 DISPOSITION FORM (ICD)
	23	11/19/2013	PAYMENT \$50.00 RECEIPT #2013000112335
	3	22	10/10/2013 DEMAND FOR RECIPROCAL DISCOVERY / ALIBI
	1	21	10/7/2013 NOTICE OF DISC AND DEMAND FOR BRADY MATERIAL
	1	20	10/4/2013 DISPOSITION FORM
	19	10/3/2013	COURT MINUTES FILED
	17	10/3/2013	DEFENSE ATTORNEY: MCCARTHY, JUSTIN JEREMIAH ASSIGNED
	16	10/3/2013	DOCKET CALL SET FOR 11/20/2013 AT 9:00 AM IN 2C / , COUNTY JUDGE: NELSON, KATHRYN
	18	10/2/2013	COURT MINUTES: DOCKET CALL: DEFENDANT APPEARED IN OPEN COURT WITH APD J. MCCARTHY. ASA R. BODEK WAS PRESENT FOR THE STATE. DEFENSE MOTIONS FOR A CONTINUANCE DUE TO THEM NOT HAVING RECEIVED DISCOVERY. COURT GRANTS THE REQUEST AND CONTINUED THE CASE FOR DOCKET CALL ON 11/20/13 AT 9AM. RETURN CARD WAS GIVEN TO THE DEFENDANT IN OPEN COURT. (DA/DC)
	13	9/10/2013	NOTICE OF RESULT ON APPLICATION FOR PUBLIC DEFENDER
	12	9/10/2013	DEFENSE ATTORNEY: PUBLIC DEFENDER UNKNOWN ASSIGNED
	1	14	9/9/2013 DISPOSITION FORM

IMAGE	DIN	DATE	ENTRY	
	11	9/9/2013	AFFIDAVIT INDIGENT STATUS - GRANTED	
	10	9/9/2013	COURT MINUTES FILED	
	8	9/9/2013	DOCKET CALL SET FOR 10/02/2013 AT 9:00 AM IN 2C/ , COUNTY JUDGE: NELSON, KATHRYN	
	15	9/4/2013	PROVISIONAL ORDER APPOINTING PUBLIC DEFENDER	
	9	9/4/2013	COURT MINUTES: ARRAIGNMENT: DEFENDANT APPEARED IN OPEN COURT, PRO SE. ASA R. WHITE WAS PRESENT FOR THE STATE. DEFENDANT FILLED OUT A FINANCIAL AFFIDAVIT IN OPEN COURT AND JUDGE PROVISIONALLY APPOINTS THE PUBLIC DEFENDER. A PLEA OF NOT GUILTY WAS ENTERED AND CASE WAS CONTINUED TO 10/02/2013 AT 9:00 AM FOR DOCKET CALL. RETURN CARD GIVEN IN OPEN COURT. (AO/DC)	
	7	9/4/2013	PROSECUTOR: WHITE, REBECCA IVY ASSIGNED	
	1	6	9/3/2013	INFORMATION FILED
	5	8/16/2013	ARRAIGNMENT HEARING SET FOR 09/04/2013 AT 1:30 PM IN 2C/ , COUNTY JUDGE: NELSON, KATHRYN	
Request		4	8/15/2013	VICTIM-WITNESS STATEMENT
	2	3	8/15/2013	NOTICE TO APPEAR BY LAW ENFORCEMENT 9/4/13 1:30 PM JUDGE NELSON
	2	8/15/2013	COUNTY JUDGE NELSON, KATHRYN: ASSIGNED	
	1	8/15/2013	CASE FILED 08/15/2013 CASE NUMBER 2013MM002493 A	

DD 12/01/2023

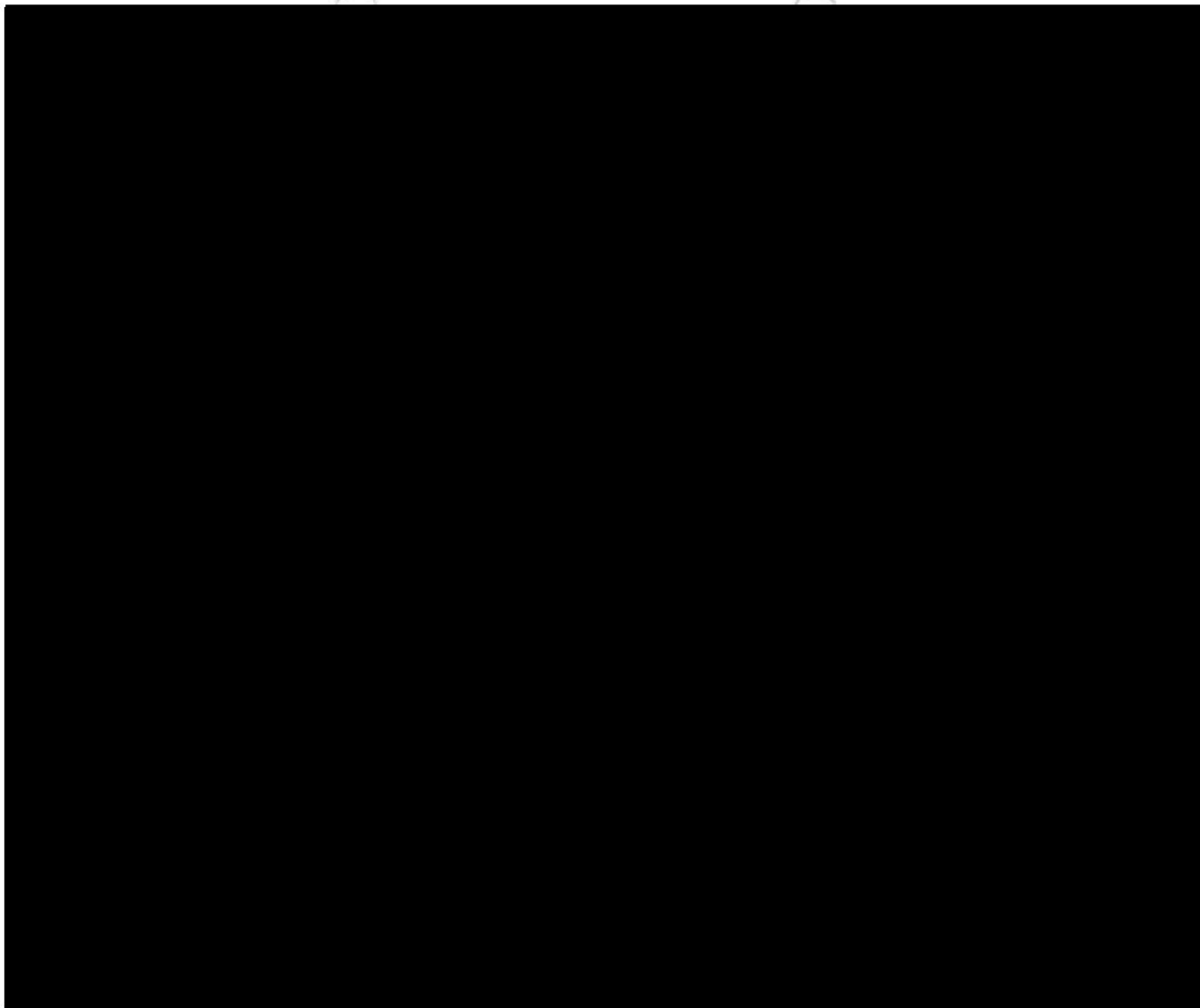


EXHIBIT # 2
PAGE # 1

Joseph E. Smith
 Clerk of Circuit Court
 St. Lucie County
 Misdemeanor Division



Judge: KATHRYN NELSON

DOCKET CALL

11/20/2013 09:00 AM

562013MM002493AXXXX

Present
 in Court

Name at Arrest **ANDREA B BERMEO**

Def:

Name at Disposition **ANDREA B BERMEO**

SA: REBECCA IVY WHITE

DOB: [REDACTED] Race WHIT Gender: F Wt: 180 Ht: 5-0

JUSTIN JEREMIAH MCCARTHY

AKA:

Case Notes:

DOCKET CALL FOR JUDGE KATHRYN NELSON, HELD ON 11/20/2013 FOR DEFENDANT BERMEO, ANDREA B : NO PARTIES PRESENT THE DEFENDANT WAS SWORN AND PLED NOLO CONTENDERE TO *CT.1 FIRST DEGREE PETIT THEFT THE COURT FOUND FACTUAL BASIS AND ACCEPTED PLEA; --DISPOSITION: *CT.1 ADJUDICATION WITHHELD : 1 YEAR Probation - 20 HOURS Community Service - A MIN OF 5 HOURS PER MONTH START THE 1ST MO - Do Not Return to Area and/or Establishment - Walmart, usd and post at lucie - Milepost Course - COMPLETE BY THE END OF THE 4TH MONTH PROBATION - JUDGE REQUIRES FINGER PRINTS - PAY IN EQUAL MONTHLY INSTALLMENTS WHILE ON PROBATION - MAY CONVERT TO COMMUNITY SERVICE HOURS AT THE RATE OF 10.00 PER HOUR - PAY - COI \$25.00; COP MM \$58.00; - MM COST \$223.00; PDFFES MM \$100.00; PDAPP \$50.00; (\$50.00 PAID); BALANCE DUE = \$398.00;

Charge#: 1

Charge

OBTS1
 1:812.0142E FIRST DEGREE PETIT THEFT

Charge Changed To

Plea NOLO CONTENDERE

Sentence Imposed Date 11/20/2013

Disposition ADJUDICATION WITHHELD

Process Action Issued Date

Trial

Prosecutor Decision Date

Sentence Conditions

Milepost Course - COMPLETE BY THE END OF THE 4TH MONTH PROBATION
 Do Not Return to Area and/or Establishment - Walmart, usd and post at lucie
 20 HOURS Community Service - A MIN OF 5 HOURS PER MONTH START THE 1ST MO
 1 YEAR Probation

Next Court Date:

Next Court Type:

Court Costs and Fees

AMOUNT	Chg Ct	ASSESSMENT
\$50.00		PDAPP - Public Defender Application
\$100.00		PDFFES MM - Public Defender Fees
\$223.00		MM COST - MM Court Cost
\$50.00		COP MM - Cost of Prosecution
\$25.00		COI - Cost of Investigation
\$50.00		Amount Paid
\$398.00		

EXHIBIT # 2
PAGE # 2

It is your responsibility to inform your Attorney of your trial date, if you desire to be represented by legal counsel, and to bring any witnesses you desire to testify on your behalf. HEREIN FAIL NOT under penalty of Contempt of Court

THIS IS THE ONLY NOTICE YOU WILL RECEIVE



Joseph E. Smith
Clerk of the Circuit Court
St. Lucie County, Florida
201 South Indian River Drive
Fort Pierce, Florida 34950
(772) 462-6900
Mailing Address: P.O. Drawer 700, Fort Pierce, FL 34954

Receipt of Transaction

Date: 11/20/2014 3:05 pm

Receipt # 2014000117258

Transaction # 2742634

Created by: maganag

Cashiered by: maganag

CaseNumber 2013MM002493 A

Charge: **FIRST DEGREE PETIT THEFT**

Received From: **CORE PROGRAM
PO BOX 864
EFT
STUART, FL 34995**

On Behalf Of: **BERMEO, ANDREA B**

Fee Description	Fee	Prior Paid	Due	Paid	Balance
Public Defender Application	50.00	50.00	0.00	0.00	0.00
Cost of Prosecution	50.00	24.50	25.50	25.50	0.00
Public Defender Fees	100.00	48.99	51.01	51.01	0.00
Cost of Investigation	25.00	12.25	12.75	12.75	0.00
MM Court Cost	223.00	109.26	113.74	113.74	0.00
Total	448.00	245.00	203.00	203.00	0.00
Grand Total	448.00	245.00	203.00	203.00	0.00

PAYMENTS

Payment Type	Reference	Amount	Refund	Overage	Change	Net Amount
ACH		203.00	0.00	0.00	0.00	203.00
		203.00	0.00	0.00	0.00	203.00

EXHIBIT # 2
PAGE # 3

In the County Court of St. Lucie County, Florida

Case No. 2013MM002493A1

STATE OF FLORIDA,
Plaintiff;
v.
ANDREA B BERMEO,
Defendant.

RECEIVED
NOV 07 2014
KATHRYN NELSON
COUNTY JUDGE

TERMINATION OF PROBATION

On the , the above named defendant was placed on probation for a period of 12 months. ANDREA B BERMEO has complied with the rules and regulations of probation and is no longer in need of probation supervision. It is accordingly recommended that the defendant be discharged from probation.

Respectfully submitted this 5th day of November, 2014.

David Paroline
Probation Officer

ORDER OF COURT

Pursuant to the above recommendation, it is ordered that the defendant be discharged from probation and that the proceedings in this case be terminated pursuant to FL Statutes.

IT IS FURTHER ORDERED that the clerk of this Court file this order in their office and forthwith provide certified copies of same to the probation office for their use in compliance with the requirements of law.

DONE AND ORDERED at Fort Piece, St. Lucie County, FL, this 10th day of November, 2014.

Honorable Kathryn Nelson

EXHIBIT #2
PAGE # 4



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2023056812 **Incident date:** 09/19/2023 **Status:** 106 - Sent to Directors office

Lic Type: 1055 **Disposition:**

Case Type: Complaint

Responsible: ltrombeta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: BERMEO, ANDREA
2825 N COURSE DR APT 210, POMPANO BEACH, FL 33069

Summary: 430 - The Isle Casino & Racing at Pompano Park

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	10/10/2023	A	79	440	Incoming Correspondence	cstubbs1	BERMEO, ANDREA
	10/10/2023	A	10	15	Assigned to Investigator	lvila	BERMEO, ANDREA
	10/10/2023	R			VILA, LISA	cstubbs1	
	11/30/2023	R			DONALDSON, DAVID	cstubbs1	
	11/29/2023	R			JONES, BRADFORD	bjones	
	12/01/2023	R			TROMBETTA, LOUIS	ddonaldson	
	12/01/2023	S	1055	106	Sent to Directors office	ddonaldson	



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	11/30/2023	S	1055	104	Sent to Licensing Section	cstubbs1	
	11/29/2023	S	1055	165	Supervisor Review	bjones	
	10/10/2023	S	1055	20	Under Investigation	cstubbs1	
	10/10/2023	S	1055	10	Initial Review	cstubbs1	
	11/29/2023	S	1055	90	Closed	cstubbs1	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	BERMEO, ANDREA

DD

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

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

[Complaint Search Update](#)
[Change Recording License Type](#)
[Delete Complaint](#)
[Mass Activity Update](#)
[Mass Discipline](#)
[Public Case Info](#)

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

Logged in as: **cstubbs1**

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

Lic Type	1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination	Status	104 Sent to Licensing Section	Status Date	11/30/2023
Complaint #	2023056812	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent BERMEO, ANDREA	Responsible	ddonaldson - DONALDSON, DAVID		Private Case

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

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/> &Parties	<input checked="" type="checkbox"/> &Activities
Form	WALK - Walk-in	Priority	1	<input checked="" type="checkbox"/> A&Ilegations	<input type="checkbox"/> D&iscipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input checked="" type="checkbox"/> &Violations	<input type="checkbox"/> Co&mpliance
Security	STND - Standard	Incident	09/19/2023	<input type="checkbox"/> &Related	<input checked="" type="checkbox"/> Disposi&tion
Region	SR - Southern Region	Received	10/09/2023	<input type="checkbox"/> I&nspection	
Reference				<input type="checkbox"/> Costs	
Entered	10/10/2023	Entered By	cstubbs1	<input type="checkbox"/> Time Trac&king	<input type="checkbox"/> Auto Assign
Summary	430 - The Isle Casino & Racing at Pompano Park			<input type="checkbox"/> Attachments	<input type="checkbox"/> &History
Updated	11/30/2023 09:25:24	By	cstubbs1	<input type="checkbox"/> &Work Notes	<input type="checkbox"/> Print Report

<input type="button" value="Chang&e"/>	<input type="button" value="&Save"/>	<input type="button" value="&OK"/>	<input type="button" value="&Cancel"/>	<input type="button" value="&Back"/>
--	--	--	--	--

[Get Adobe Reader.](#)

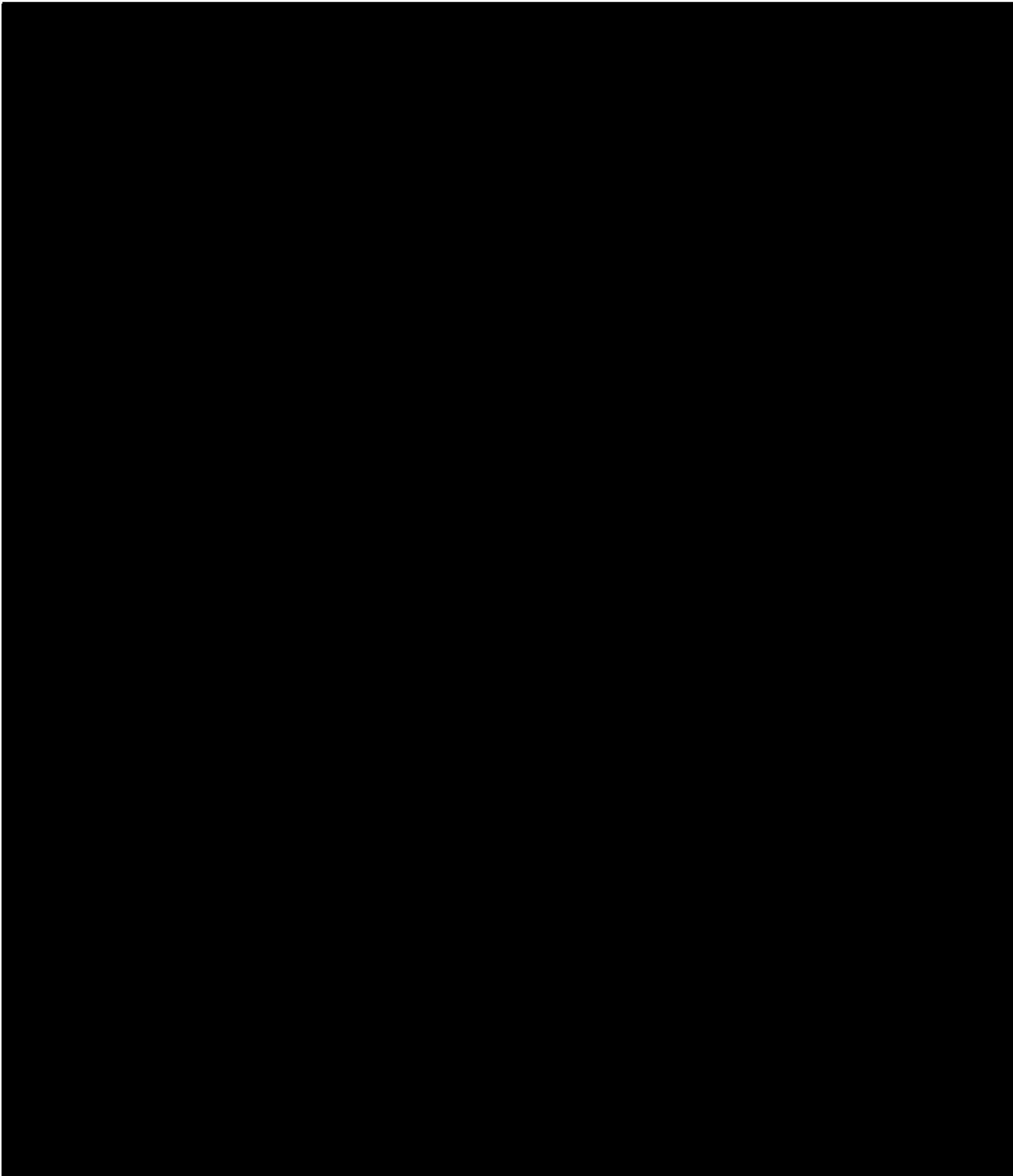


EXHIBIT #3
PAGE # 2

Page 2 of 3



Page 1 of 1. 0 total matches.

Search Parameters
First Name: Andrea
Middle Name:
Last Name: Bermeo
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	Rulings	City	State
-----------	-----------	------------	-------------	---------	------	-------

[Licensees](#) [Rulings](#) [Preferences](#)

EXHIBIT # 4
PAGE # 1

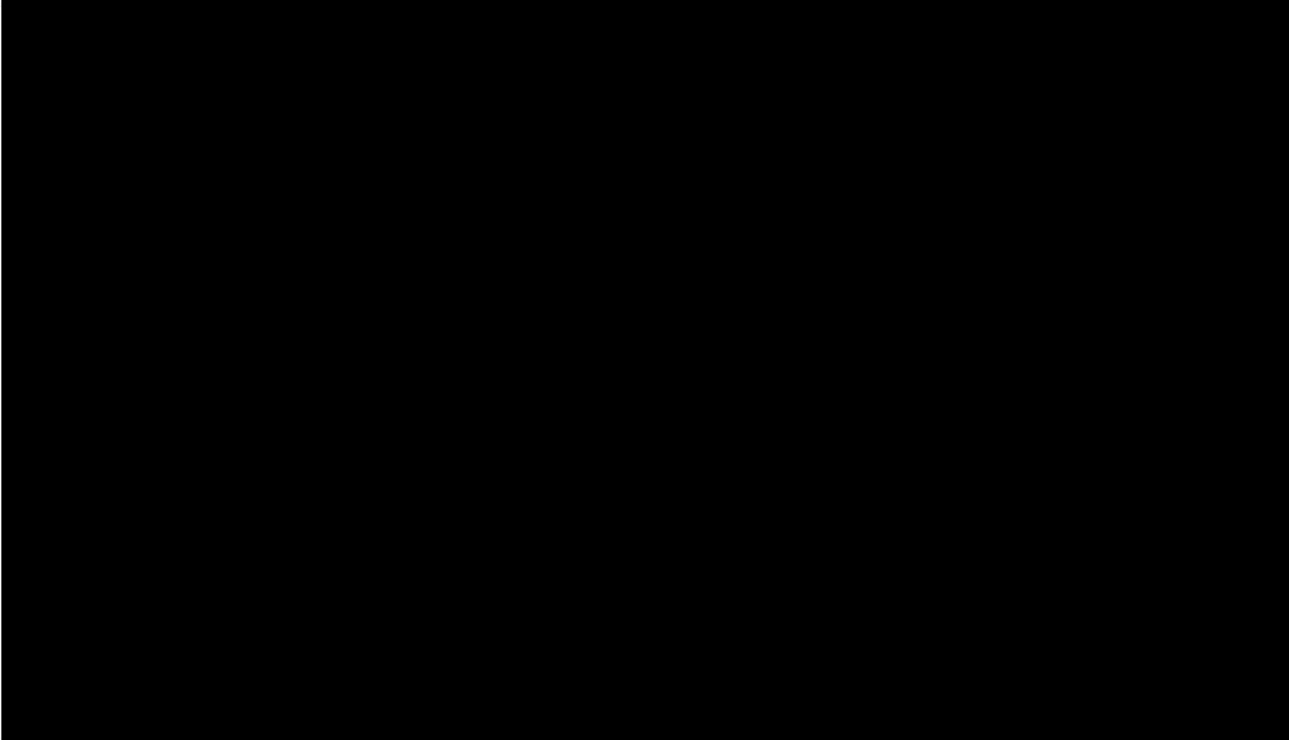


EXHIBIT #4
PAGE # 2



FLORIDA
GAMING CONTROL
COMMISSION

JULIE I. BROWN, COMMISSIONER
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER

September 20, 2023

Ms. Andrea Bermeo
2825 North Course Drive Apt 210
Pompano Beach, Florida 33069

RECEIVED
2023 SEP 20 PM 2:37
FLORIDA GAMING CONTROL COMMISSION

RE: Application No. 42679, Entity 13741807
1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Ms. Bermeo:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 3 of the application. If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section. Please initial and date any changes made to your application.

You must list the information on your application for the following charges: ✓

- St Lucile, Florida Arrest(s) – 08/15/2013

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.488.3211.

If you fail to provide the Florida Gaming Control Commission with a complete application by 01/17/2023, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver (form enclosed). The Division will process a request for waiver upon receipt of a complete application. X

OFFICE OF OPERATIONS
2601 BLAIR STONE ROAD
TALLAHASSEE, FLORIDA 32399

EXHIBIT # 4
PAGE # 3

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. Return the missing document and/or information to the address provided above, attention Office of Operations. If you have any questions please call 850.488.3211.

Thank you,

Randall Kitchens
Operations Analyst II

EXHIBIT # 4
PAGE # 4

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

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubbs1

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

Lic Type	1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination	Status	20 Under Investigation	Status Date	10/10/2023
Complaint #	2023056812	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#		Respondent	BERMEO, ANDREA	Responsible	Vila - VILA, LISA
					Private Case

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

Source	LIC - Licensee	Security Level	1	<input type="button" value="Parties"/>	<input checked="" type="checkbox"/>	<input type="button" value="Activities"/>
Form	WALK - Walk-In	Priority		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="button" value="Discipline"/>
Class'n	IIIB - Waivers	Complexity	R - Regular	<input type="checkbox"/>	<input type="checkbox"/>	<input type="button" value="Compliance"/>
Security	STND - Standard	Incident	10/05/2023	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="button" value="Disposition"/>
Region	SR - Southern Region	Received	10/09/2023	<input type="button" value="Inspection"/>		
Reference						
Entered	10/10/2023	Entered By	cstubbs1	<input type="button" value="Costs"/>		
Summary	430 - The Isle Casino & Racing at Pompano Park					
Updated	10/10/2023 10:22:14	By	cstubbs1	<input type="button" value="Time Tracking"/>	<input type="button" value="Auto Assign"/>	
				<input type="button" value="Attachments"/>	<input type="button" value="History"/>	
				<input type="button" value="Work Notes"/>	<input type="button" value="Print Report"/>	

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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EXHIBIT # 4
PAGE # 6

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[VR Home](#) | [Inbox](#) | [Entity](#) | [Application](#) | [License](#) | [Cash](#) | [Exam](#) | [Inspection](#) | [Enforcement](#) | [Report](#)

[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

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

Logged in as: **cstubbst**

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

License		<input type="button" value="Licensee"/>
Fed Tax # [REDACTED]	Lic Type 1055 - Slot/Cardroom/Parl-Mutuel Indlv Combo	<input type="button" value="History"/>
File # 12045	Name BERMEO, ANDREA	<input type="button" value="Notes"/>
License #	Rank	<input type="button" value="Notes History"/>
Entity # 13741807	Lic Status App in Process	<input type="button" value="Back"/>
Address		
Street # 2825 Street N COURSE DR APT 210		
Line 2		
Line 3		
City POMPANO BEACH	State FL	Zip 33069
Routing		
Other		
1st License Date	Rank Date	Certificate #
Method --	Status Date	Certificate Date
Fee Exempt No	Birth Date [REDACTED]	Renewal Sent
Select		
Action	<input type="text"/>	 
Modifiers		
Type	Modifier	Effective Date
Additional Info		
No items found.		

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EXHIBIT #
PAGE # 4

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Elina Valentine, Deputy General Counsel
Re: Daneillia S. Forester.; Case No. 2023-057026
Date: January 26, 2024

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to deny Daneillia S. Forester’s (the “Applicant”) application for a Pari-Mutuel Professional Individual Occupational license (the “Application”). The applicant submitted a completed Application on October 4, 2023. Upon review of the Application, it appears that the Applicant has been convicted of a felony, a disqualifying offense under section 550.105(5)(b), Florida Statutes. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the felony conviction. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

The Applicant submitted the Application to the Division on July 12, 2023. On August 1, 2023, the Division issued to the Applicant a deficiency letter, requesting that the Applicant amend the Application to disclose information relating to an arrest that occurred on January 25, 2021. On October 4, 2023, the Applicant submitted a completed Application.

Upon review of the completed application, it appears that on December 6, 2021, the Applicant was convicted of Grand Theft, a felony offense in the state of Florida. This felony conviction is a disqualifying offense under section 550.105(5)(b), Florida Statutes.

On October 4, 2023, the Applicant requested a waiver of the restrictions excluding offenders with disqualifying offenses under section 550.105(5), Florida Statutes.

On November 9, 2023, a Commission investigator conducted a waiver interview of the Applicant. The Commission investigator documented the waiver interview in a report submitted to the Executive Director of the Florida Gaming Control

Commission for consideration. On December 18, 2023, the Executive Director declined to waive the restrictions excluding offenders.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides that:

[t]he commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 550.105(5)(d), Florida Statutes, provides that:

. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Staff Recommendation: The Florida Gaming Control Commission may deny or declare Applicant ineligible for any license upon a finding of a disqualifying offense pursuant to section 550.105(5), Florida Statutes. Accordingly, the Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial in this matter.

ROUTING SLIP REQUEST FOR WAIVER

RE: FORESTER, DANEILLIA S. – 13661073
(APPLICANT'S NAME – LICENSE #)

Case No: 2023 05 7026


1021 – Massage Therapist
Occupation Code and Job Title

157 St. Augustine Best Bet
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE: JANUARY 8, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones  11/30/2023
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: DD 12/01/2023 
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or No If yes, in what jurisdiction? See below, criminal Case 16-2021-CF000798-AXXX-MA

Executive Director: LT 12/16/23
(Initial & Date)

Prepare Waiver or Prepare File for Commission Review

Comments: _____

Investigative Findings:

January 25, 2021 Jacksonville Sheriff's Office, FL. – Grand Theft 300<20,000 – Felony – Pled Guilty – Adjudication Withheld on December 6, 2021 - Sentenced to 2 Years' Probation, payment of \$3,100.00 in Restitution and \$566.00 Fines and Court Costs. - There is a remaining balance of \$215.04 on Fines and Court costs and the \$3,100 Restitution is still due and in collections.

*Please attach Routing Slip to front of case file

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: NORTHERN	Date of Complaint: October 10, 2023	Case Number: 2023 05 7026
Respondent: FORESTER, DANEILLIA S. 43 LEVERICK BAY DRIVE ST. AUGUSTINE, FLORIDA 32092 Cell Phone: [REDACTED]		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 13661073 / 1021		Profession: Massage Therapist	Report Date: November 21, 2023
Period of Investigation: October 10, 2023, through November 21, 2023		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon the submission of DANEILLIA FORESTERS' State of Florida Occupational License Application dated July 11, 2023, and Request for Waiver dated September 26, 2023.</p> <p>On July 11, 2023, FORESTER applied for a PMW Professional Individual Occupational License (1021) to work as a Massage Therapist at Best Bet St. Augustine and Best Bet Jacksonville. On her application, she initially answered "NO" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?"</p> <p>Upon receipt of FORESTER's FDLE Criminal History Report, PMW Licensing sent her a deficiency letter on August 1, 2023, requesting that she list and provide court disposition records for the following arrest:</p> <ul style="list-style-type: none"> • Duval County Florida arrest – 01/25/2021 <p>On October 4, 2023, PMW Licensing received an amended application listing a 12/6/2021 felony conviction in Duval County, Florida for Grand Theft in which she received probation.</p>			
Related Case:			
Investigations Specialist II / Date <i>/s/ Charles W. Taylor</i> Charles W. Taylor / November 21, 2023		Approved by Investigator Supervisor / Date <i>/s/ C. Derek Washington</i> C. Derek Washington / November 28, 2023	
Chief of Investigations / Date <i>/s/ Bradford D. Jones</i> Bradford D. Jones / November 30, 2023			

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 01/25/2021		Arresting Agency: Jacksonville Sheriff's Office, FL.			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Grand Theft 300<20,000	Felony	Guilty	Adj. Withheld	12/06/2021
2					
3					
4					

SENTENCE
2 Years' Probation, pay \$3,100 in Restitution and \$566 Fines and Court Costs. Probation was terminated on

Additional Information: According to CCIS there is a remaining balance of \$215.04 on fines and court costs; the \$3,100 Restitution is still due and in collections as of the date of this report (EXHIBIT #5). On February 16, 2023 a Judgement and Restitution Order was filed against FORESTER seeking immediate payment of the outstanding Court costs and victim restitution (EXHIBIT #6).

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

CRIMINAL HISTORY

Arrest 3				
Date of Arrest:		Arresting Agency:		
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

Arrest 4				
Date of Arrest:		Arresting Agency:		
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type: Cardroom Employee 1021 (**TEMPORARY**)				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
7/12/2023	10/10/2023	13661073	FGCC	
			YES	NO
Has License ever been suspended or revoked?				X
Was any derogatory information received?			X	
Additional Comments: This license was issued in the field office because the applicant did not disclose criminal history on her initial application.				

2. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

3. License Type:				
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

4. License Type:				
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

CONTINUATION

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: November 9, 2023	Location of Interview: Best Bet St. Augustine	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments: N/A		

SUMMARY OF INTERVIEW:

During her interview, Ms. **FORESTER** indicated that her one felony conviction for Grand Theft was a major mistake in her life and one she's trying to put behind her. She explained that she was hanging around the wrong crowd and was involved in a robbery in which she and two other individuals stole scratch-off lottery tickets from a Circle K gas station. She also said she was involved in the attempt to cash the winning scratch-off tickets but was later arrested.

Ms. **FORESTER** said that she was able to terminate her probation one year early and has been trying to get her life back on track. She further stated that she no longer has contact with the people she got into trouble with.

Ms. **FORESTER** stated that she has her massage license and has been working at the Hand and Stone Spa to earn money to pay her debts. She said she wants to obtain her PMW license so that she can work at Best Bet St. Augustine and Best Bet Jacksonville locations as a Massage Therapist.

A search of the Florida Department of Health license database confirms that **FORESTER** is the holder of Massage Therapist License #MA-103750 which is clear and active with an expiration date of August 31, 2025 (**EXHIBIT #7**).

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **FORESTER** (**EXHIBIT #4**).

Case Status: Investigations case closed, and case forwarded to Licensing.

CONTINUATION

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET
- II. INVESTIGATIVE REPORT
- III. EXHIBITS
 - 1. Photo / Waiver Request / Application / License 1-7
 - 2. Legal Documents 1-18
 - 3. Rap Sheet 1-7
 - 4. Supporting Docs: ARCI / Def. Letter / Other. 1-3
 - 5. CCIS – Case Docket.....1-3
 - 6. Restitution Order.....1-2
 - 7. DOH Massage License.....1-1



EXHIBIT# 1
Page# 1 of 6

2023 OCT -4 AM 11:41

DBPR PMW-3180 - Request for Waiver



FLORIDA GAMING CONTROL COMMISSION

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING www.myfloridalicense.com

TO: DANIELA S. FORESTER Full Legal Name of Applicant

[Redacted] Date of Birth

Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- Conviction in this state, in any other state, or under the laws of the United States of a capital felony...
Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine...
New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida...
You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Signature of Applicant

09/26/2023 Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3185 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS

EXHIBIT # 1 PAGE # 20 of 6

RECEIVED
JUL 12 2023

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PM/W-3120 - Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

Social Security Number [REDACTED]		Birth Date [REDACTED]		Gender <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	
First Name Forester		Middle Name Daneilia		Suffix Shantay	
Have you used, been known as, or called by another name (example -- maiden name, pseudonym, nickname) or alias other than the name used on the application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					
If yes, list the name or names used: DANI					
Race/Ethnicity (optional) <input checked="" type="checkbox"/> Black or African American <input type="checkbox"/> White or Caucasian <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Native American or Alaska Native <input type="checkbox"/> Other					
Current Mailing Address 43 LEWERICK BAY DR			Email Address (optional)		
City St. Augustine	State FL	Zip Code (+4 optional) 32092	Country, if other than USA		
Primary Phone Number [REDACTED]			Secondary/Cell Phone Number (optional)		
City St. Augustine			State FL	Zip Code (+4 optional) 32092	Country, if other than USA
Type of Occupational License applying for: <input type="checkbox"/> Part-Mutual General Individual <input type="checkbox"/> Part-Mutual Professional Individual <input type="checkbox"/> Cardroom Employee			Facility where employed and/or doing business: JAX / St. Augustine		
Occupation: <u>Massage Therapist</u>			Is this your first time applying for a racing/gaming license in Florida? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Does your position require access to the Cardroom? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following: Stable Name, Kennel Name, or Business Name _____ Trainer Name (horses or greyhound racing only) _____					
Type of professional license (attach a copy of Florida professional license):			Florida License Number		
FOR DIVISION USE ONLY					
License Code <u>1021</u>	License # <u>12661073</u>	File # <u>73218</u>	App # <u>246970</u>		
Association Code <u>147</u>	Date Received <u>7-12-23</u>	Entered By <u>[Signature]</u>	License Year <u>23/26</u>		
License Fee <u>80.00</u>	FP Date <u>7-12-23</u>	FP Fee <u>37.25</u>	Total Fee <u>117.25</u>		

RECEIVED
 JUL 19 AM 11:48
 ON ROL
 FL ORL
 2023

EXHIBIT #1
PAGE # 3-6

BACKGROUND INFORMATION ATTACHED TO THIS APPLICATION AS NECESSARY

Yes
 No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes
 No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE

2023 JUL 14 10:46
 CONTROL ROOM
 DIVISION

Yes
 No Have you ever had a racing or gaming license revoked or denied in this or any other state or jurisdiction? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

Yes
 No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.


 Signature of Applicant

07/14/2023
 Date

EXHIBIT #1
 PAGE # A-6

2023 OCT -4 AM 11:42

FLORIDA GAMING CONTROL COMMISSION

Yes/No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes/No Have you ever been convicted of or had adjudication withheld for any crimes, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

Table with columns: DATE OF DISPOSITION, COUNTY, STATE, OFFENSE, MISDEMEANOR OR FELONY?, SENTENCE. Row 1: 12/06/2021, Duval, FL, Grand Theft, Felony, Probation.

Yes/No Have you ever had a racing or gaming license revoked or denied in this or any other state or jurisdiction? If yes, you must list the state(s) or jurisdiction(s) of license revocation or denial and explain why.

Yes/No In any racing or gaming license you hold currently suspended or subject to other disciplinary such as non-accepted fine? If yes, you must list the state(s) or jurisdiction(s) of license and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654, and Sections 409.2577, 409.2603, and 599.79, Florida Statutes.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 599.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete.

Signature of Applicant

Date 07/11/2023

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubbs1

VR Home > License Search > License Home

License		<table border="1"> <tr><td>Licensee</td></tr> <tr><td>History</td></tr> <tr><td>Notes</td></tr> <tr><td>Notes History</td></tr> <tr><td>Back</td></tr> </table>		Licensee	History	Notes	Notes History	Back															
Licensee																							
History																							
Notes																							
Notes History																							
Back																							
Fed Tax # [REDACTED]	Lic Type	1021 - PMW Professional Individual Occupational	Expires On 10/10/2023																				
File # 73218	Name	Forester, Daneillia S.	Extended To																				
License # 13661073	Rank	PIND - Professional Individual Occupational	Renewed On																				
Entity # 13661073	Lic Status	Closed Upgrade																					
Address																							
Street # 43	Street LEVERICK BAY DRIVE																						
Line 2																							
Line 3																							
City	SAINT AUGUSTINE	State	FL																				
		Zip	32092																				
Routing																							
Other																							
1st License Date	07/12/2023	Rank Date	07/12/2023																				
Method	I-S-1018	Status Date	08/01/2023																				
Fee Exempt	No	Birth Date	[REDACTED]																				
		Renewal Sent																					
Select																							
Action																							
Modifiers																							
<table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>MASS - Cardroom Massage Therapist</td> <td>07/12/2023</td> <td></td> </tr> <tr> <td>I</td> <td>GHND - Greyhound</td> <td>07/12/2023</td> <td></td> </tr> <tr> <td>L</td> <td>143 - Daytona Beach Kennel Club Inc</td> <td>07/12/2023</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>07/12/2023</td> <td></td> </tr> </tbody> </table>				Type	Modifier	Effective Date	Additional Info	C	MASS - Cardroom Massage Therapist	07/12/2023		I	GHND - Greyhound	07/12/2023		L	143 - Daytona Beach Kennel Club Inc	07/12/2023		Y	3YR - 3 Year License	07/12/2023	
Type	Modifier	Effective Date	Additional Info																				
C	MASS - Cardroom Massage Therapist	07/12/2023																					
I	GHND - Greyhound	07/12/2023																					
L	143 - Daytona Beach Kennel Club Inc	07/12/2023																					
Y	3YR - 3 Year License	07/12/2023																					
Alt Keys																							
BEST LIC NBR 13661073																							

EXHIBIT # 1
PAGE # 6 of 6

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

[License Search](#) |
 [Entity Search](#) |
 [Modify License Standing](#) |
 [Maintain License CE Control](#)

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

Logged in as: **ddonaldson**
12/01/2023

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

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **10/10/2023**
 File # **73218** Name **Forester, Daneillia S.** Extended To
 License # **13661073** Rank **PIND - Professional Individual Occupational** Renewed On
 Entity # **13661073** Lic Status **Closed Upgrade**

Licensee

History

Notes

Notes History

Back

Address

Street # **43** Street **LEVERICK BAY DRIVE**
 Line 2
 Line 3
 City **SAINT AUGUSTINE** State **FL** Zip **32092**
 Routing

*New applicant,
-no previous license,
-temp issued 07/12/23.

*No ARCI findings.

*CCIS findings.

*No additional enforcement cases.

Other

1st License Date **07/12/2023** Rank Date **07/12/2023** Certificate #
 Method **I-S-1018** Status Date **08/01/2023** Certificate Date
 Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	MASS - Cardroom Massage Therapist	07/12/2023	
I	GHND - Greyhound	07/12/2023	
L	143 - Daytona Beach Kennel Club Inc	07/12/2023	
Y	3YR - 3 Year License	07/12/2023	

Alt Keys

BEST LIC NBR **13661073**

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering

Licensing Administrator Review – PMW Occupational License

RE: FORESTER, DANEILLIA S- 13661073 **Case No: 2023 05 7026**
(APPLICANT'S NAME- LICENSE #)

INITIAL APPLICATION RECEIVED:	7/12/2023
COMPLETE APPLICATION RECEIVED:	10/4/2023
90-DAY DEADLINE:	1/2/2024

Tori Lanier	143- Daytona Beach Kennel Club, Inc.	Massage Therapist
Application Processor	Facility (d/b/a name)	Occupation/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review

Conviction					
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
<input checked="" type="checkbox"/> Felony: 1 Count(s)					
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking					
<input type="checkbox"/> Animal Cruelty					
<input type="checkbox"/> Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)					
Comments:					
Arrest Date	Location	Charge	Level	Court Case #	Disposition
01/25/2021	Duval County, Florida	Grand Theft/Armed Robbery	F	16-2021-CF-000798	Adjudication Withheld

Disposition Unknown					
<input checked="" type="checkbox"/> Felony Arrest(s) :					
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking					
<input type="checkbox"/> Animal Cruelty					
Comments:					

Enforcement/Jurisdiction Offenses					
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.					
Comments:					

Related Licenses					
Check VR License Relations to Determine if Applicant Is Related to a Business.					
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.					
Business License Number:			Business Name:		
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>					
Date Deficiency Letter Issued:			Initials:		
Comments:					

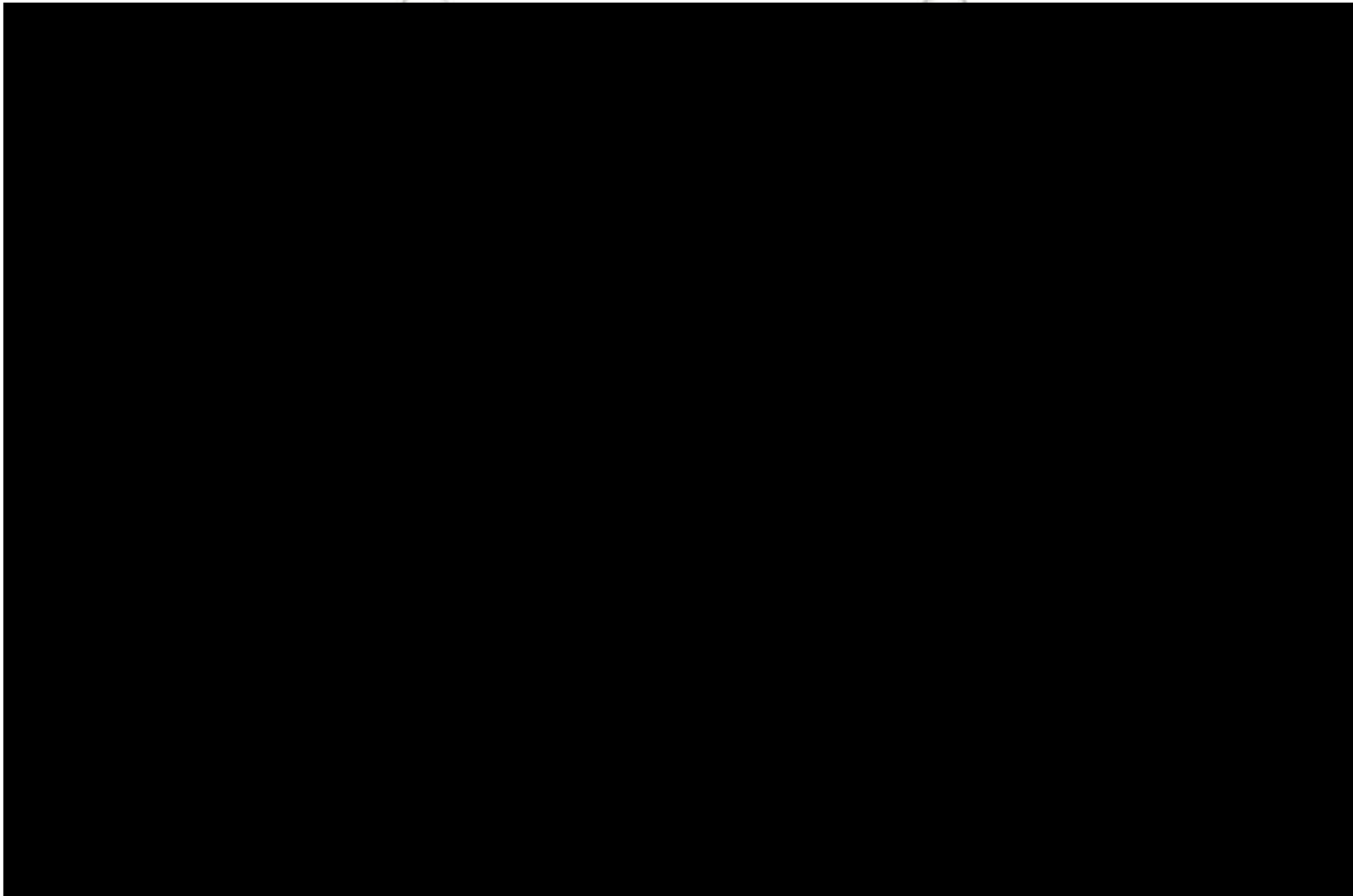
Licensing Administrator Review					
Disposition Confirmation					
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <input type="checkbox"/> Approval					
Forward to <input checked="" type="checkbox"/> Investigations		<input type="checkbox"/> Legal		<input type="checkbox"/> Director	
Comments:				Initials: 10/9/23	

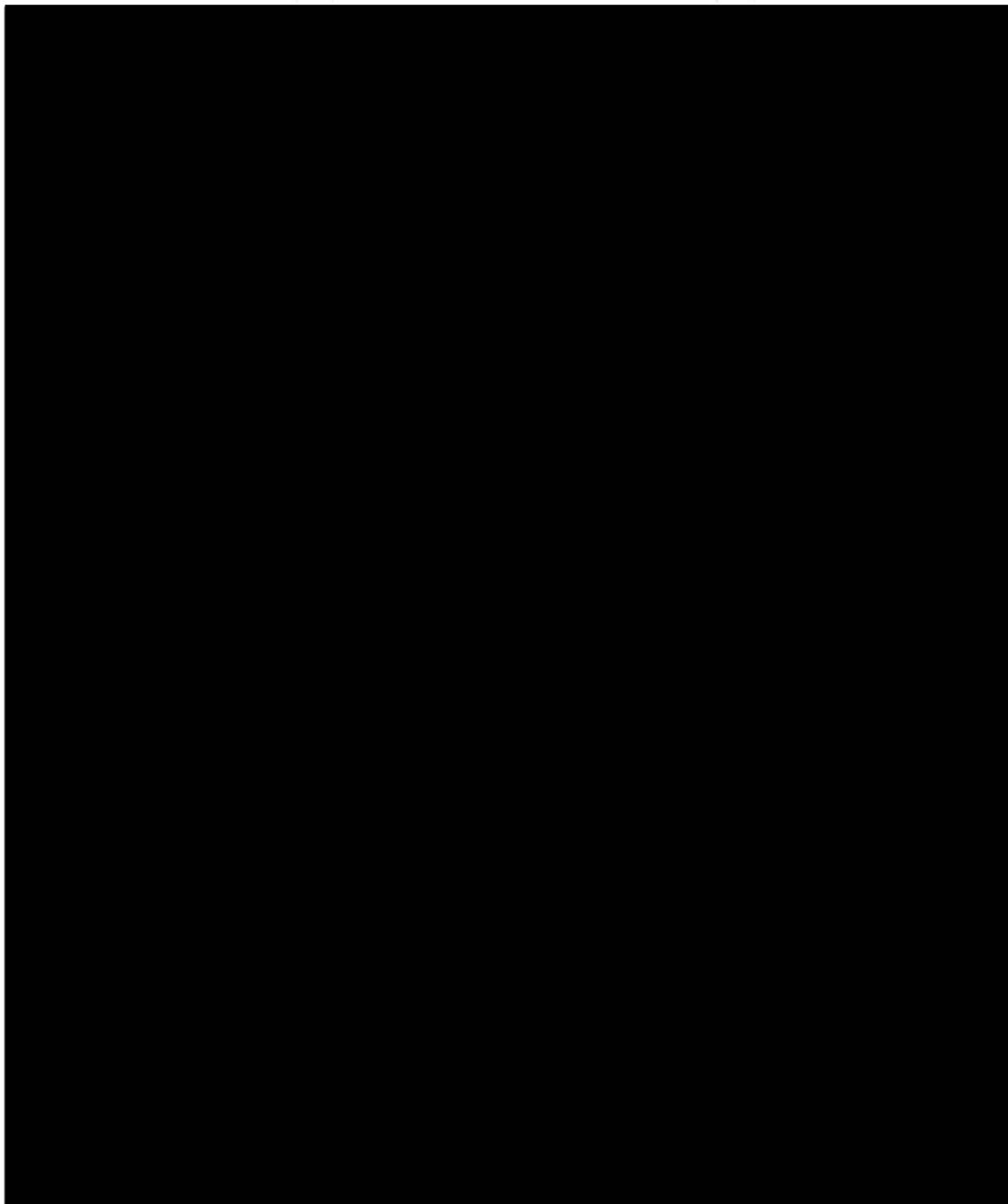


Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: Forester
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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First Appearance:	Continued:	Continued:	Continued:	Continued:
Continued:	Continued:	Continued:	Continued:	Continued:

Route To

Groups: **ROBBERY**
 People: **W.O. JENSEN (#68769)**



Arrest and Booking Report
Jacksonville Sheriff's Office

Jacksonville, Florida

ADULT
FORESTER, DANEILLIA SHANTAY

Year: 2020 Incident #: 684725	Amend #:
Previous Juvenile Jail Number:	
Jail #: 2021001672 Admitted: 01/25/2021 14:50	File Direct: YES
JSO ID#:	Court: Circuit
SSN:	OBTS #:

Incident Information

Incident Location

501 BAY ST E
JACKSONVILLE, FL 32202
 Sub-sector: **A3** TAZ: **97**

Arrest Location

501 BAY ST E
JACKSONVILLE, FL 32202
 Sub-sector: **A3** TAZ: **97**

FELONY

Arresting Agency: **JACKSONVILLE SHERIFF'S OFFICE**

Day/Date/Time Arrested: **Monday, 01/25/2021 14:20**

Day/Date/Time Incident From: **Thursday, 10/29/2020 00:46** To: **Thursday, 10/29/2020 00:47**

Offense Location Type: **GOVERNMENT/PUBLIC BLDG**

Miscellaneous

Interviewed By:

Drug Activity: **UNKNOWN** Drug Type: **NOT APPLICABLE**

Arrest Made On: **CALL** Is Incident Gang Related?: **NO** Was Hate Crime Involved?: **NO** Was Dating Violence Involved?: **NO**

Domestic Violence Related?: **NO** If No, Is it Domestic Related?: **NO** Any Children under 18 Involved as a Victim?: **NO**

Arrestee - FORESTER, DANEILLIA SHANTAY

Demographics

Race: **BLACK** Sex: **FEMALE** Date of Birth: [REDACTED]
 Ethnicity: **NOT OF HISPANIC ORIGIN**
 Primary Language: **English** Secondary Language: **NOT APPLICABLE**
 Age: [REDACTED] Height (inches): **5'06"**
 Hair Style: **BRAIDED** Hair Color: **BLACK**
 Build: **THIN** Eye Color: **BROWN**
 Complexion: **MEDIUM** Voice: **NORMAL**
 Clothing/Description:
 Place of Birth: **UNKNOWN, OTHER, JAMAICA**
 Nicknames:
 Aliases:

Weight (lbs): **120**
 Hair Length: **MEDIUM**
 Facial Hair: **NONE**

JAN 26 2021

ORIGINAL

Distinguishing Marks (Scars, Marks, and Tattoos)

Contact Information

Home Phone #: [REDACTED] Bus. Phone #: [REDACTED] Ext.: [REDACTED] Alt. Phone #: [REDACTED]
 Cell Phone #: [REDACTED] Cell Phone Provider:
 Email Address:

Primary Identification

Type of ID Given: **DRIVERS LICENSE** ID: [REDACTED] Issuing State: **FLORIDA**

Agency Identification

JSO ID: JPICS ID:

Home Address

43 LEVERICK BAY DR
SAINT AUGUSTINE, FL 32092
 Sub-sector: **AB** TAZ:

Mailing Address

43 LEVERICK BAY DR
SAINT AUGUSTINE, FL 32092
 Sub-sector: **AB** TAZ:

Alternate Address

Employment/School

Employer: **CONCENTRIX** Occupation:
 School Last Attended: **DUVAL CHARTER AT BAYMEADOWS**
 Country of Citizenship: **UNITED STATES** US Citizen?: **YES** Residence Type: **COUNTY** Residence Status: **RESIDENT**

ORIGINAL

Printed 01/25/2021 14:50 by J.D. GRIFFIN (#65271)

ADLT FORESTER, DANEILLIA SHANTAY

ARREST REPORT Page 1 of 3

CCR #: **2020-0684725**
 Jail #: **2021001672**

ADLT

Arrest 2020-0684725 (Continued)

ECD Usage:

RTR written related to this incident?: **NO** RTR Incident Yr: RTR Incident #:
Drugs Involved?: **NO** Alcohol Involved?: **NO** Is Arrestee a Gang member?: **NO** Required to register as a sex offender?: **NO**
Suspect Invoke Miranda?: **NO** Miranda Rights Given?: **NO** Arrestee Confessed?: **NO** Arrestee needs ADA Consideration?: **NO**

Weapon(s) Involved

Weapon(s): **NOT APPLICABLE (NONE)**

Offense(s)

#1 Statute #: **812.13(2)(a)** Degree: **F1** UCR Code: Attempt Code: **Committed**

ARMED ROBBERY

Citation #: SA #: **21AF003397** Warrant Type: **Local Arrest Warrant**
JSO Control #: **1614761** Warrant/Case #: **16-2021-AF-103042-FXXX-MA** No. of Counts:
Jurisdiction: **FLORIDA** Court Location/Div.: **CR-B** Judge: **R. L. HEALEY**
Purge/Bond Type: **Bond** Bond Amount: **\$50,003.00** Date of Issue: **01/22/2021** Date of Return: **01/25/2021**

VOP/FTA ONLY

Original Statute No: Degree: UCR Code: Attempt Code: **Committed**
Description: **NO VICT. CONF. NO WITNESSES OR CODEFEND. CONF.**

#2 Statute #: **812.019(1)** Degree: **F2** UCR Code: Attempt Code: **Committed**

DEALING IN STOLEN PROPERTY

Citation #: SA #: **21AF003397** Warrant Type: **Local Arrest Warrant**
JSO Control #: **1614761** Warrant/Case #: **16-2021-AF-103042-FXXX-MA** No. of Counts:
Jurisdiction: **FLORIDA** Court Location/Div.: **CR-B** Judge: **R. L. HEALEY**
Purge/Bond Type: **Bond** Bond Amount: **\$10,003.00** Date of Issue: **01/22/2021** Date of Return: **01/25/2021**

VOP/FTA ONLY

Original Statute No: Degree: UCR Code: Attempt Code: **Committed**
Description:

Additional Information

Supp CCR#21-50480

On 01-25-2021, I was dispatched to 501 E. Bay Street in reference to a person with an active warrant.

I met with JSO security who had the suspect detained in an interview room. I took custody of the suspect and transported her to the PTFD without incident.

Local Arrest Warrant served.

Signature

Transported By: **E.M. MEGELA (#76499)**
Arresting Officer #1: **E.M. MEGELA (#76499)**
Div/Zone or Unit: **PATROL**

Approving Supervisor: **J.B. STRAITT (#5167)**
Arresting Officer #2: **N/A**
Num of Cases Cleared:

State of Florida, County of Duval

Arresting / Transporting Officer's Signature: *E.M. Megela* #76499

Sworn to (or affirmed) and subscribed before me this 25 day of JANUARY, 2021 by

Personally Known or Produced Identification _____ Type of Identification produced:

Justin Kuszu
Print, Type, or Stamp, Commissioned name of Notary Public:

J.B. Straitt #5167
Signature of Notary Public, State of Florida Certified Law Enforcement Officer or Corrections Officer

Investigation Time #1

Hour(s): **01** Minute(s): **00** Cost Amount: **\$48.24**

Additional Question(s)

Body Worn Camera Footage

01 Is there Body Worn Camera (BWC) footage for incident?: **YES**

Jail Information (Back Door)

Date and Time Admitted: 01/25/2021 14:50

Jail Number: 2021001672

Juvenile/Court Clerk #:

Triage Questions

Involved in Traffic Accident?: NO Injuries from Accident?:

Was OC Deployed Prior to/during Arrest?: NO Was a Hobble Restraint used on the Arrestee?: NO

Does the Arrestee Exhibit any Signs of Suicidal Behavior or Attempts?: NO Does the Arrested have any Observable Medical/Mental Health Problems?: NO

Has the Arrestee Shown any Escape Potential or Violence Propensity Behaviors?: NO

Is there any other Information about the Arrestee that Jail Personnel need to Know?: NO

If Yes, What?:

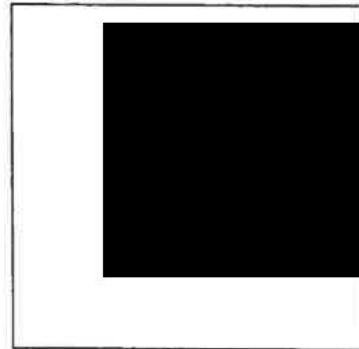
Part II of Arrest And Booking Report:

Arrestee Personal Information: How Long in Jax? 5yr

Chemical Test Data

Specimen:				
Blood	Breath	Urine	Urine	None
Analysis Results:				Refused:
1st	g/210L	TIME:	Blood:	
2nd	g/210L	TIME:	Breath:	
3rd	g/210L	TIME:	Urine:	
Breath Test Instrument:				
Type:		Machine #:		
Operator Name and ID#:		Date:		

Verification By: _____



Right Thumb Print

ORIGINAL

WARRANT SERVED NOTIFICATION

CTL# 1614761

S.A. NO.: 21AF003397
 CCR NO.: 2020-684725
 COURT CASE NO.: 16-2021-AF-103042-FXXX-MA
 CONTROL NO.: 1614761
 NIC NO.: W692832601

Received this Arrest Warrant the 22nd day of January, 2021, and executed it on the 25th day of January, 2021, by arresting the within named Daneillia Shantay Forester and having her before the Court this 25th day of January, 2021.

Statute Number and Description	Bond
812.13(2)(a), ARMED ROBBERY; F1,PBL	SET AMOUNT 50,003.00 Conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS
812.019(1), DEALING IN STOLEN PROPERTY; F2	SET AMOUNT 10,003.00 Conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS

JUDGE: R. HEALEY

COURT LOCATION/DIV: CR-B

SERVING OFFICER: *Is/ Eric M Megela* ID# 76499

SERVING AGENCY: Jacksonville Sheriff's Office

DUTY SECTION:

SERVICE COUNTY: Duval

JAIL DOCKET NUMBER: 2021001672

OBTS NUMBER:

COC OFFENDER NUMBER:

ARREST WARRANT

S.A. CASE NO.: 21AF003397

CCR NO.: 2020-684725

DIVISION: CR-B

JUDGE: R. HEALEY

ASST ST ATTY: Laura Dadowski

IN THE NAME OF THE STATE OF FLORIDA
TO ALL SINGULAR THE SHERIFFS OR DEPUTY
SHERIFFS OF THE STATE OF FLORIDA

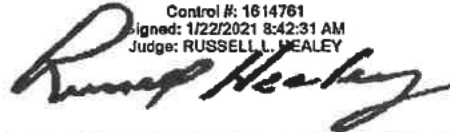
WHEREAS, upon the sworn affidavit, complaint or other sworn testimony of **WILLIAM O JENSEN**, the undersigned Judge of the Fourth Judicial Circuit of Florida, in and for Duval County, has found that there exists probable cause to believe that one **Daneillia Shantay Forester** did on **October 29, 2020**, in Duval County, Florida, commit the below listed offense(s), contrary to the provisions of Florida Statutes:

- | <u>Bond Amt</u> | <u>Charge Description</u> |
|-----------------|--|
| 1) \$50,003.00 | 812.13(2)(a) , ARMED ROBBERY; F1,PBL
Other Release Conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS |
| 2) \$10,003.00 | 812.019(1) , DEALING IN STOLEN PROPERTY; F2
Other Release Conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS |

You are HEREBY COMMANDED to arrest **Daneillia Shantay Forester**; last known address: **43 Leverick Bay DR, St. Augustine, FL 32092**; Race: **BLACK**; Sex: **FEMALE**; DOB: [REDACTED] Ht: **5' 06"**; Wt: **120**; Hair: **BLACK**; Eyes: **BROWN**; Scars, Marks: ; if she be found in your county, and safely keep her so that you have her body before a Judge of the Duval County Circuit Court, at the Courthouse in Jacksonville, instantler, to be dealt with according to law.

Given under my hand and seal this 22nd day of January, 2021.

Control #: 1614761
Signed: 1/22/2021 8:42:31 AM
Judge: RUSSELL L. HEALEY



Judge of the Circuit Court of the Fourth
Judicial Circuit in and for Duval County, Florida

Electronically signed per sections 901, 933 of Florida Statutes

Extradition Code: S
ASA Approval: /s/ Laura Dadowski

Received this Arrest Warrant the ___ day of _____, 20___, and executed it on the ___ day of _____, 20___, by arresting the within named _____ and having her before the Court this ___ day of _____, 20___.

Arresting Officer: _____ ID# _____

Agency: _____

Duty Section: _____

JAIL DOCKET NO.: 202101672

AFFIDAVIT FOR ARREST WARRANT

S.A. CASE NO.: 21AF003397

CCR NO.: 2020-684725

DIVISION: CR-B

JUDGE:

ASST ST ATTY: Laura Dadowski

STATE OF FLORIDA)
COUNTY OF DUVAL)

Before me the undersigned Fourth Circuit Judicial Officer, in and for Duval County; notary public; or law enforcement officer personally came WILLIAM O JENSEN, who, being duly sworn deposes and says that he/she has reason to believe and does believe that one **Danellia Shantay Forester**, described as follows: Last known address: 43 Leverick Bay DR, St. Augustine, FL 32092; Race: BLACK; Sex: FEMALE; DOB: [REDACTED]; Ht: 5' 06"; Wt: 120; Hair: BLACK; Eyes: BROWN; Scars, Marks: ; did in Duval County, Florida, on **October 29, 2020**, commit the below listed offense(s), contrary to the provisions of Florida Statutes:

- 1) 812.13(2)(a), ARMED ROBBERY; F1,PBL
- 2) 812.019(1), DEALING IN STOLEN PROPERTY; F2

Affiant's reasons for so believing are as follows:

Your affiant has been employed with the Jacksonville Sheriff's Office for 11 years and is currently assigned to the Robbery Unit.

On 10/29/20 at 0046, a robbery was committed at the Circle K at 11410 Old St. Augustine Rd. During the robbery, two female suspects and a male suspect entered the store, threatened the clerk with a tire iron, and stole scratch off lottery tickets from behind the counter. At 1330, two female suspects and a male suspect attempted to cash the stolen lottery tickets at Publix at 9964 Old Baymeadows Rd. Three of the stolen tickets were not able to be processed at Publix due to an error in the system.

On 11/10/20, Naundy Abdullah filed a false claim with the Florida Lottery to receive the winnings of the three tickets that were not able to be cashed at Publix. Abdullah completed a Security Affidavit at the Florida Lottery office. Abdullah stated on the affidavit that she had purchased the two tickets at the "Old St. Augustine Circle K", paid cash for the tickets, and no one else has any claim on the tickets. Abdullah signed the affidavit with her signature and provided her driver's license which was copied.

On 1/19/21, your affiant spoke to Abdullah in a recorded interview room. Post Miranda, Abdullah admitted to trying to cash the stolen lottery tickets at Publix. Abdullah claimed she had received the tickets from her friend, Daneillia Forester and did not know the tickets were stolen. Abdullah could only say that Forester did not want to cash the tickets but she could not provide a reason why. Abdullah tried to cash them despite Forester standing with her at Publix. Abdullah was shown a copy of the Lottery Security Affidavit and admitted to completing the form and making the claim.

Forester was arrested in St. John's County based on an unrelated arrest warrant. Your affiant spoke to Forester in a recorded interview room in the St. John's County Sheriff's Office. Post Miranda, Forester [REDACTED]

[REDACTED] Forester further [REDACTED]

On 1/20/21 Abdullah was arrested for armed robbery.

Your affiant is seeking an arrest warrant for Forester for the crimes of Armed Robbery and Dealing in Stolen Property.

AFFIDAVIT FOR ARREST WARRANT, CGR NO: 2020-684725

I swear and affirm that the above statement is true and correct to the best of my knowledge.

/s/ WILLIAM O JENSEN

Affiant: WILLIAM O JENSEN ID# 68769
Agency: Jacksonville Sheriff's Office
Duty Section:

Sworn to and subscribed before me this 22nd day of January, 2021, by the aforementioned Affiant who is personally known to me or who has produced _____ as identification and who did take an oath.

Signature of person who gave the oath:

/s/ J K RICHARDSON

Judge or Police Officer or Notary

J K RICHARDSON

Printed Name of person who gave the oath.

Electronically administered per sections 92 and 117 of Florida Statutes

STATE ATTORNEY'S OFFICE

MELISSA NELSON
STATE ATTORNEY

**ARREST WARRANT / SEARCH WARRANT
MEMORANDUM**

TO: Circuit/County Judge

DIVISION: CR-B

FROM: State Attorney's Office

S.A. NUMBER: 21AF003397

DEFENDANT: Daneillia Shantay Forester

(not applicable on search warrant)

I reviewed the attached Arrest Warrant.

I request a bond of \$50,003.00 to be set for count 1. Other release conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS

I request a bond of \$10,003.00 to be set for count 2. Other release conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS

I am aware of an out of state record that exists for this Defendant

I reviewed the attached Search Warrant.

Is/ Laura Dadowski

Assistant State Attorney: Laura Dadowski

1/21/2021

Date

Phone Number: _____

Jody Phillips
Clerk of Circuit Court

ADD ON DOCKET

Date: JANUARY 26, 2021 Judge: LONDON KITE P/A: DANIEL O'BYRNE

DEF ADJ INSOLVENT &
PUBLIC DEFENDER APPT'D

PASS TO: 2/17/2021
CIRCUIT COURT

APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND INDIGENT () NOT INDIGENT

PSJ2451

Case 16-2021-CF-000798-AXXX-MA

Agency	JSO	Department	Felony
Division	CR-B	Case Status	DISPOSED
SAO Number	21CF003397AD	Offense Date	10/29/2020
File Date	1/26/2021	Incident Number	2020684725
Judge Name	KITE, LONDON M.	Officer	
State Attorney	Johnston, Katelyn Knaak		

Parties

Name / DOB / DL / ID #	Party Type Race / Sex	Address
<u>DANEILLIA SHANTAY FORESTER</u> DOB: [REDACTED] License: [REDACTED] Offender: 2021-001672 JSO ID: 844000	DEFENDANT B / F	43 LEVERICK BAY DR SAINT AUGUSTINE, FL32092

Attorneys

Attorney	Address	For Parties
<u>Johnston, Katelyn Knaak</u> State Attorney (85096)	State Attorney's Office Jacksonville, FL	

Charges

Count	Initial	Prosecutor		Court		
	Statute #	Statute Description w/Qualifier				
	Plea	Status	Level	Action	Minimum Fine	
1	S812.014(2)(C)	GRAND THEFT (\$300 < \$20,000)				
	GUILTY	REDUCED	F3	ADJUDICATION WITHHELD WITH FINGERPRINTS	---	
2	S812.019(1)	DEALING IN STOLEN PROPERTY				
		N/A	F2		---	

Fees

Date	Description	Assessed	Paid	Balance
01/26/2021	PD APP FEE (\$50)	\$50.00	\$50.00	\$0.00
12/06/2021	FELONY A/DEFAULT CASE FEE 10/13/2015	\$516.00	\$300.96	\$215.04

Restitution

Order Number	Amount	Paid	Balance
	3100.0000	\$0.00	3100.0000
Total	3100.0000	\$0.00	3100.0000

Court Events








Date	Time	Type	Location	Courtroom	Cancelled
2/17/2021	9:00 AM	ARRAIGNMENT DATE	3rd Floor	305	
2/19/2021	9:00 AM	HEARING ON MOTION	3rd Floor	305	
3/1/2021	9:00 AM	PRETRIAL	3rd Floor	305	
3/24/2021	9:00 AM	PRETRIAL	3rd Floor	305	
4/15/2021	9:00 AM	PRETRIAL	3rd Floor	305	
5/13/2021	9:00 AM	PRETRIAL	3rd Floor	305	





DD ^{Yes} 12/01/2023

Date	Time	Type	Location	Courtroom	Cancelled
6/3/2021	9:00 AM	PRETRIAL	3rd Floor	305	Yes
6/10/2021	9:00 AM	PRETRIAL	3rd Floor	305	
7/20/2021	9:00 AM	PRETRIAL	3rd Floor	305	
8/25/2021	9:00 AM	PRETRIAL	3rd Floor	305	Yes
9/1/2021	9:00 AM	PRETRIAL	3rd Floor	305	
9/21/2021	9:00 AM	PRETRIAL	3rd Floor	305	
10/14/2021	9:00 AM	PRETRIAL	3rd Floor	305	
11/8/2021	9:00 AM	PRETRIAL	3rd Floor	305	
12/6/2021	9:00 AM	PRETRIAL	3rd Floor	305	
2/16/2023	9:00 AM	HEARING ON MOTION	3rd Floor	308	







Dockets







Line / Document	Count	Effective Entered	Description	Pages	Image
1 D1	--	1/26/2021 1/27/2021	ARREST & BOOKING REPORT 2021-001672 1/25/2021	9	 Available VOR, Ready to view
2	1	1/26/2021 1/27/2021	S812.13(2)(A) ARMED ROBBERY		
3	2	1/26/2021 1/27/2021	S812.019(1) DEALING IN STOLEN PROPERTY		
4	1	1/26/2021 1/27/2021	BOND SET AT \$50,003.00		
5	2	1/26/2021 1/27/2021	BOND SET AT \$10,003.00		
6 D6	--	1/26/2021 1/27/2021	APPLICATION FOR CRIMINAL INDIGENT STATUS FILED - NO DETERMINATION MADE AT THIS HEARING	1	 Available Public access
7 D7	--	1/26/2021 1/27/2021	DEFENDANT DECLARED INDIGENT, ORDER APPOINTING PUBLIC DEFENDER - FILED	1	 Available Public access
8	--	1/26/2021 1/27/2021	PD APP FEE 50.00 IMPOSED		
9	--	1/26/2021 1/27/2021	FEES DUE: 1/27/2021		
10	--	1/26/2021 1/27/2021	ARRAIGNMENT COURT DATE: 02/17/2021 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
11	--	2/10/2021 2/10/2021	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Meguire, Annie Jourdan PER SAO		
12 D15	--	2/10/2021 2/10/2021	INFORMATION	2	 Available VOR, Ready to view
13	1	2/10/2021 2/10/2021	INFORMATION FILED S812.13(2)(A) ARMED ROBBERY		
14	2	2/10/2021 2/10/2021	DROPPED/ABANDONED S812.019(1) DEALING IN STOLEN PROPERTY		
15	--	2/10/2021 2/10/2021	ARRAIGNMENT DATE 02/17/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
16 D16	--	2/16/2021 2/17/2021	NOTICE OF APPEARANCE PLEA OF NOT GUILTY NOTICE OF DISCOVERY WAIVER OF APPEARANCE RAINKA, MICHAEL JAMES	1	 Available Public access









Line / Document	Count	Effective Entered	Description	Pages	Image
17 D17	--	2/16/2021 2/17/2021	MOTION TO REDUCE BOND	3	Must Register  View on request
18 D18	--	2/16/2021 2/17/2021	NOTICE OF DISCOVERY & SPECIFIC DEMAND FOR INFORMATION	2	Available  VOR, Ready to view
19	--	2/17/2021 2/17/2021	JUDGE FELTEL JR, GILBERT		
20	--	2/17/2021 2/17/2021	ASST. STATE ATTY. MAGUIRE, ANNIE JOURDAN		
21	--	2/17/2021 2/17/2021	ASST. PUB. DEF. PUBLIC DEFENDER ASSIGNED		
22	--	2/17/2021 2/17/2021	PUBLIC DEFENDER PERMITTED TO WITHDRAW AS COUNSEL FOR DEF.		
23	--	2/17/2021 2/17/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
24	--	2/17/2021 2/17/2021	DEFENDANT PRESENT IN JAIL VIA ZOOM		
25	--	2/17/2021 2/17/2021	DEF. W/READING OF INFO & PLEAD NOT GUILTY		
26	1	2/17/2021 2/17/2021	PLEA OF NOT GUILTY		
27	--	2/17/2021 2/17/2021	HEARING ON MOTION 02/19/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
28	--	2/17/2021 2/17/2021	- BOND @ 10:30 AM		
29 D29	--	2/17/2021 2/17/2021	AMENDEDED MOTION TO REDUCE BOND	3	Must Register  View on request
30 D39	--	2/18/2021 2/22/2021	STATE'S DISCOVERY EXHIBIT AND DEMAND FOR RECIPROCAL DISCOVERY	3	Must Register  View on request
31	--	2/19/2021 2/19/2021	JUDGE FELTEL JR, GILBERT		
32	--	2/19/2021 2/19/2021	ASST. STATE ATTY. MAGUIRE, ANNIE JOURDAN		
33	--	2/19/2021 2/19/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
34	--	2/19/2021 2/19/2021	DEFENDANT PRESENT IN JAIL VIA ZOOM		
35	--	2/19/2021 2/19/2021	HEARING ON AMENDED MOTION TO REDUCE BOND HELD IN - FULL		
36 D35	--	2/19/2021 2/19/2021	CLERKS MEMO OF HEARING	1	Available  VOR, Ready to view
37 D36	--	2/19/2021 2/19/2021	COURT ORDER DENYING AMENDED MOTION TO REDUCE BOND - ENTERED	1	Must Register  View on request
38	--	2/19/2021 2/19/2021	PRETRIAL 03/01/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
39 D38	--	2/19/2021 2/19/2021	AFFIDAVIT FOR ARREST WARRANT/ARREST WARRANT	5	Available  VOR, Ready to view

Line / Document	Count	Effective Entered	Description	Pages	Image
40	--	3/1/2021 3/1/2021	JUDGE FELTEL JR, GILBERT		
41	--	3/1/2021 3/1/2021	ASST. STATE ATTY. MAGUIRE, ANNIE JOURDAN		
42	--	3/1/2021 3/1/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
43	--	3/1/2021 3/1/2021	DEFENDANT PRESENT IN JAIL VIA ZOOM		
44	--	3/1/2021 3/1/2021	PRETRIAL 03/24/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
45 D45	2	3/2/2021 3/5/2021	BOND - AMOUNT \$10,003.00, COMPANY PALMETTO SURETY CORPORATION	2	Available  Public access
46 D46	1	3/2/2021 3/8/2021	BOND - AMOUNT \$50,003.00, COMPANY PALMETTO SURETY CORPORATION	2	Available  Public access
47 D47	--	3/17/2021 3/18/2021	WAIVER OF APPEARANCE	1	Available  Public access
48	--	3/20/2021 3/20/2021	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Silverstein, Matthew Wayne PER SAO		
49	--	3/24/2021 3/24/2021	JUDGE FELTEL JR, GILBERT		
50	--	3/24/2021 3/24/2021	ASST. STATE ATTY. SILVERSTEIN, MATTHEW WAYNE		
51	--	3/24/2021 3/24/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
52	--	3/24/2021 3/24/2021	DEFENDANT APPEARANCE WAIVED		
53	--	3/24/2021 3/24/2021	PRETRIAL 04/15/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
54	--	4/15/2021 4/15/2021	JUDGE FELTEL JR, GILBERT		
55	--	4/15/2021 4/15/2021	ASST. STATE ATTY. SILVERSTEIN, MATTHEW WAYNE		
56	--	4/15/2021 4/15/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
57	--	4/15/2021 4/15/2021	DEFENDANT APPEARANCE WAIVED		
58	--	4/15/2021 4/15/2021	PRETRIAL 05/13/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
59 D59	--	4/20/2021 4/20/2021	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	1	Available  Public access
60	--	5/5/2021 5/5/2021	CANCELLED PRETRIAL ON 5/13/2021 9:00:00 AM		
61	--	5/5/2021 5/5/2021	> CANCEL REASON - PER JA E-MAIL		
62	--	5/5/2021 5/5/2021	PRETRIAL 06/03/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
63 D63	--	5/5/2021 5/5/2021	PER JA E-MAIL	1	Must Register  View on request
64	--	6/2/2021 6/2/2021	CANCELLED PRETRIAL ON 6/3/2021 9:00:00 AM		
65	--	6/2/2021 6/2/2021	> CANCEL REASON - PER JA E-MAIL		

Line / Document	Count	Effective Entered	Description	Pages	Image
66	--	6/2/2021 6/2/2021	PRETRIAL 06/10/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
67	--	6/2/2021 6/2/2021	PER JA E-MAIL		
68	--	6/10/2021 6/10/2021	JUDGE FELTEL JR, GILBERT		
69	--	6/10/2021 6/10/2021	ASST. STATE ATTY. SILVERSTEIN, MATTHEW WAYNE		
70	--	6/10/2021 6/10/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
71	--	6/10/2021 6/10/2021	DEFENDANT APPEARANCE WAIVED		
72	--	6/10/2021 6/10/2021	PRETRIAL 07/20/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
73 D73	--	6/11/2021 6/11/2021	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	2	Available  Public access
74	--	7/6/2021 7/6/2021	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Brown, Coreylyn Crawford PER SAO		
75	--	7/20/2021 7/20/2021	JUDGE FELTEL JR, GILBERT		
76	--	7/20/2021 7/20/2021	ASST. STATE ATTY. BROWN, COREYLYN CRAWFORD		
77	--	7/20/2021 7/20/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
78	--	7/20/2021 7/20/2021	DEFENDANT APPEARANCE WAIVED		
79	--	7/20/2021 7/20/2021	PRETRIAL 08/25/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
80 D80	--	7/21/2021 7/21/2021	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	1	Available  Public access
81	--	8/23/2021 8/23/2021	CANCELLED PRETRIAL ON 8/25/2021 9:00:00 AM		
82	--	8/23/2021 8/23/2021	> CANCEL REASON - PER JA E-MAIL		
83	--	8/23/2021 8/23/2021	PRETRIAL 09/01/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
84 D84	--	8/23/2021 8/23/2021	PER JA E-MAIL	1	Must Register  View on request
85	--	9/1/2021 9/1/2021	JUDGE FELTEL JR, GILBERT		
86	--	9/1/2021 9/1/2021	ASST. STATE ATTY. BROWN, COREYLYN CRAWFORD		
87	--	9/1/2021 9/1/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
88	--	9/1/2021 9/1/2021	DEFENDANT APPEARANCE WAIVED		
89	--	9/1/2021 9/1/2021	PRETRIAL 09/21/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
90	--	9/3/2021 9/3/2021	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Purpura, Sarah Beth PER SAO		
91 D91	--	9/8/2021 9/8/2021	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	2	Available  Public access

Line / Document	Count	Effective Entered	Description	Pages	Image
92 D92	--	9/20/2021 9/20/2021	MOTION FOR COUNSEL TO APPEAR VIA ZOOM	1	Must Register  View on request
93 D93	--	9/20/2021 9/20/2021	COURT ORDER ON DEFT'S MT. FOR COUNSEL TO APPEAR VIA ZOOM-GRANTED	1	Must Register  View on request
94	--	9/21/2021 9/21/2021	JUDGE FELTEL JR, GILBERT		
95	--	9/21/2021 9/21/2021	ASST. STATE ATTY. PURPURA, SARAH BETH		
96	--	9/21/2021 9/21/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES - VIA ZOOM		
97	--	9/21/2021 9/21/2021	DEFENDANT APPEARANCE WAIVED		
98	--	9/21/2021 9/21/2021	PRETRIAL 10/14/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
99 D99	--	9/23/2021 9/23/2021	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	2	Available  Public access
100 D100	--	10/13/2021 10/13/2021	MOTION FOR COUNSEL TO APPEAR VIA ZOOM	1	Must Register  View on request
101 D101	--	10/13/2021 10/13/2021	ORDER GRANTING MOTION FOR COUNSEL TO APPEAR VIA ZOOM	1	Must Register  View on request
102	--	10/14/2021 10/14/2021	JUDGE FELTEL JR, GILBERT		
103	--	10/14/2021 10/14/2021	ASST. STATE ATTY. PURPURA, SARAH BETH		
104	--	10/14/2021 10/14/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
105	--	10/14/2021 10/14/2021	DEFENDANT APPEARANCE WAIVED		
106	--	10/14/2021 10/14/2021	PRETRIAL 11/08/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
107 D107	--	10/18/2021 10/18/2021	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	1	Available  Public access
108	--	11/8/2021 11/8/2021	JUDGE FELTEL JR, GILBERT		
109	--	11/8/2021 11/8/2021	ASST. STATE ATTY. PURPURA, SARAH BETH		
110	--	11/8/2021 11/8/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
111	--	11/8/2021 11/8/2021	DEFENDANT APPEARANCE WAIVED		
112	--	11/8/2021 11/8/2021	PRETRIAL 12/06/2021 9:00 AM - 305 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
113	--	12/6/2021 12/6/2021	JUDGE FELTEL JR, GILBERT		
114	--	12/6/2021 12/6/2021	ASST. STATE ATTY. PURPURA, SARAH BETH		
115	--	12/6/2021 12/6/2021	ATTY. FOR DEF. RAINKA, MICHAEL JAMES		
116	--	12/6/2021 12/6/2021	DEFENDANT PRESENT		

Line / Document	Count	Effective Entered	Description	Pages	Image
117	--	12/6/2021 12/6/2021	DEF. PERMITTED TO W/D PLEA OF NOT GUILTY/GUILTY- TO LESSER INCLUDED OFFENSE		
118 D118	--	12/6/2021 12/6/2021	ACKNOWLEDGE. OF RIGHTS & VOLUNTARINESS OF ENTRY OF PLEA	2	Available  VOR, Ready to view
119	1	12/6/2021 12/6/2021	REDUCED S812.014(2)(C) GRAND THEFT (\$300 < \$20,000)		
120	1	12/6/2021 12/6/2021	DEFENDANT PLEAD GUILTY		
121 D121	1	12/6/2021 12/6/2021	ADJUDICATION OF GUILT WITHHELD FINGERPRINTS TAKEN	5	Available  Public access
122	1	12/6/2021 12/6/2021	PROBATION 24 MONTHS		
123	1	12/6/2021 12/7/2021	COMPLY WITH ALL STANDARD CONDITIONS OF PROBATION IN ADDITION TO:		
124	1	12/6/2021 12/6/2021	37 DAYS DCJ WITH 37 DAYS CREDIT		
125	1	12/6/2021 12/6/2021	NO CONTACT WITH VICTIM		
126	1	12/6/2021 12/6/2021	PAY \$\$3100.00 RESTITUTION @ RATE OF: \$130.00 PER MONTH (JOINT & SEVERAL)		
127	1	12/6/2021 12/6/2021	PAY COURT COSTS (\$516.00)		
128	1	12/6/2021 12/6/2021	PROBATION EARLY TERMINATION AUTHORIZED AFTER 12 MONTHS AND WITH COMPLETION OF SPECIAL CONDITIONS		
129	1	12/6/2021 12/6/2021	LEEA 3.00 IMPOSED		
130	1	12/6/2021 12/6/2021	COST OF COURT 50.00 IMPOSED		
131	1	12/6/2021 12/6/2021	CCT 50.00 IMPOSED		
132	1	12/6/2021 12/6/2021	LGTF 225.00 IMPOSED		
133	1	12/6/2021 12/6/2021	TNC 3.00 IMPOSED		
134	1	12/6/2021 12/6/2021	AACC 65.00 IMPOSED		
135	1	12/6/2021 12/6/2021	SAIEF 100.00 IMPOSED		
136	1	12/6/2021 12/6/2021	CSTF 20.00 IMPOSED		
137 D136	--	12/6/2021 12/6/2021	SENTENCING GUIDELINES	2	Available  VOR, Ready to view
139 D142	--	12/7/2021 12/7/2021	CERTIFICATE OF SERVICE FOR JUDGMENT AND SENTENCE	1	Available  Public access
140 D143	--	2/9/2022 2/9/2022	CASE FEES PAID: \$125.00 ON RECEIPT NUMBER 4083743	1	Available  Public access
141 D144	--	2/15/2022 2/16/2022	ORDER W/H ADJ. OF GUILT & PLACING DEF. ON PROBATION	3	Available  VOR, Ready to view

Line / Document	Count	Effective Entered	Description	Pages	Image
142 D145	--	3/10/2022 3/10/2022	CASE FEES PAID: \$125.00 ON RECEIPT NUMBER 4105894	1	Available  Public access
143 D146	--	4/6/2022 4/6/2022	CASE FEES PAID: \$100.96 ON RECEIPT NUMBER 4125258	1	Available  Public access
144	--	2/2/2023 2/2/2023	HEARING ON MOTION 02/16/2023 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
145 D148	--	2/2/2023 2/2/2023	*DEFENDANT MUST BE PRESENT*; PER JA EMAIL	1	Must Register  View on request
146	--	2/15/2023 2/15/2023	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Johnston, Katelyn Knaak PER SAO		
147	--	2/16/2023 2/17/2023	JUDGE KITE, LONDON M.		
148	--	2/16/2023 2/17/2023	ASST. STATE ATTY. JOHNSTON, KATELYN KNAAK		
149	--	2/16/2023 2/17/2023	DEFENDANT PRESENT		
150	--	2/16/2023 2/17/2023	OTHERS PRESENT: A. KANE - FRIEND OF COURT		
151	1	2/16/2023 2/17/2023	PROBATION - TERMINATED		
152 D155	--	2/16/2023 2/17/2023	ORDER OF CONVERSION TO FINAL JUDGMENT 02/16/2023 BOOK 20586 PAGE 2364-2364	1	Available  Public access
153 D156	--	2/16/2023 2/17/2023	RESTITUTION ORDER CREATED FOR: \$ \$3,100.00 BOOK 20586 PAGE 2371-2372	1	Must Register  View on request
155 D158	--	2/19/2023 2/19/2023	RESTITUTION ORDER CREATED FOR: \$ \$3,100.00 BOOK 20586 PAGE 2371-2372 RECORDED DOCUMENT	1	Available  VOR, Ready to view
156 D159	--	2/19/2023 2/19/2023	ORDER OF CONVERSION TO FINAL JUDGMENT 02/16/2023 BOOK 20586 PAGE 2364-2364 RECORDED DOCUMENT	1	Available  VOR, Ready to view
157 D160	--	3/7/2023 3/8/2023	COURT ORDER TERMINATING PROBATION	1	Available  VOR, Ready to view
158	--	5/17/2023 5/17/2023	CASE FEES \$215.04 SENT TO COLLECTIONS ON 05/17/2023 AGENCY LINEBARGER		

First Appearance:	Continued:	Continued:	Continued:	Continued:
Continued:	Continued:	Continued:	Continued:	Continued:

Route To

Groups: **ROBBERY**
 People: **W.O. JENSEN (#68769)**



Arrest and Booking Report
Jacksonville Sheriff's Office
 Jacksonville, Florida

ADULT
FORESTER, DANEILLIA SHANTAY

Year: 2020	Incident #: 684725	Amend #:
Previous Juvenile Jail Number:		
Jail #: 2021001672	Admitted: 01/25/2021 14:50	File Direct: YES
JSO ID#:	Court: Circuit	
SSN:	OBTS #:	

Incident Information

Incident Location

501 BAY ST E
JACKSONVILLE, FL 32202
 Sub-sector: **A3** TAZ: **97**

Arrest Location

501 BAY ST E
JACKSONVILLE, FL 32202
 Sub-sector: **A3** TAZ: **97**

FELONY

Arresting Agency: **JACKSONVILLE SHERIFF'S OFFICE**

Day/Date/Time Arrested: **Monday, 01/25/2021 14:20**

Day/Date/Time Incident From: **Thursday, 10/29/2020 00:46** To: **Thursday, 10/29/2020 00:47**

Offense Location Type: **GOVERNMENT/PUBLIC BLDG**

Miscellaneous

Interviewed By:

Drug Activity: **UNKNOWN** Drug Type: **NOT APPLICABLE**

Arrest Made On: **CALL** Is Incident Gang Related?: **NO** Was Hate Crime Involved?: **NO** Was Dating Violence Involved?: **NO**

Domestic Violence Related?: **NO** If No, Is it Domestic Related?: **NO** Any Children under 18 Involved as a Victim?: **NO**

Arrestee - FORESTER, DANEILLIA SHANTAY

Demographics

Race: **BLACK** Sex: **FEMALE** Date of Birth: [REDACTED]
 Ethnicity: **NOT OF HISPANIC ORIGIN**
 Primary Language: **English** Secondary Language: **NOT APPLICABLE**
 Age: [REDACTED] Height (inches): **5'06"**
 Hair Style: **BRAIDED** Hair Color: **BLACK**
 Build: **THIN** Eye Color: **BROWN**
 Complexion: **MEDIUM** Voice: **NORMAL**
 Clothing/Description:
 Place of Birth: **UNKNOWN, OTHER, JAMAICA**
 Nicknames:
 Aliases:

Weight (lbs): **120**
 Hair Length: **MEDIUM**
 Facial Hair: **NONE**

JAN 26 2021

ORIGINAL

Distinguishing Marks (Scars, Marks, and Tattoos)

Contact Information

Home Phone #: [REDACTED] Bus. Phone #: [REDACTED] Ext.: [REDACTED] Alt. Phone #: [REDACTED]
 Cell Phone #: [REDACTED] Cell Phone Provider:
 Email Address:

Primary Identification

Type of ID Given: **DRIVERS LICENSE** ID: [REDACTED] Issuing State: **FLORIDA**

Agency Identification

JSO ID: JPICS ID:

Home Address

43 LEVERICK BAY DR
SAINT AUGUSTINE, FL 32092
 Sub-sector: **AB** TAZ:

Mailing Address

43 LEVERICK BAY DR
SAINT AUGUSTINE, FL 32092
 Sub-sector: **AB** TAZ:

Alternate Address

EXHIBIT #2
PAGE 1/18

Employment/School

Employer: **CONCENTRIX** Occupation:
 School Last Attended: **DUVAL CHARTER AT BAYMEADOWS**
 Country of Citizenship: **UNITED STATES** US Citizen?: **YES** Residence Type: **COUNTY** Residence Status: **RESIDENT**

ORIGINAL

Printed 01/25/2021 14:50 by J.D. GRIFFIN (#65271)

Arrest 2020-0684725 (Continued)

ECD Usage:

RTR written related to this incident?: NO RTR Incident Yr: RTR Incident #:
Drugs Involved?: NO Alcohol Involved?: NO Is Arrestee a Gang member?: NO Required to register as a sex offender?: NO
Suspect Invoke Miranda?: NO Miranda Rights Given?: NO Arrestee Confessed?: NO Arrestee needs ADA Consideration?: NO

Weapon(s) Involved

Weapon(s): NOT APPLICABLE (NONE)

Offense(s)

#1 Statute #: 812.13(2)(a) Degree: F1 UCR Code: Attempt Code: Committed

ARMED ROBBERY

Citation #: SA #: 21AF003397 Warrant Type: Local Arrest Warrant
JSO Control #: 1614761 Warrant/Case #: 16-2021-AF-103042-FXXX-MA No. of Counts:
Jurisdiction: FLORIDA Court Location/Div.: CR-B Judge: R. L. HEALEY
Purge/Bond Type: Bond Bond Amount: \$50,003.00 Date of Issue: 01/22/2021 Date of Return: 01/25/2021

VOP/FTA ONLY

Original Statute No: Description: NO VICT. CONF. Degree: UCR Code: NO WITNESSES OR CODEFEND. CONF. Attempt Code: Committed

#2 Statute #: 812.019(1) Degree: F2 UCR Code: Attempt Code: Committed

DEALING IN STOLEN PROPERTY

Citation #: SA #: 21AF003397 Warrant Type: Local Arrest Warrant
JSO Control #: 1614761 Warrant/Case #: 16-2021-AF-103042-FXXX-MA No. of Counts:
Jurisdiction: FLORIDA Court Location/Div.: CR-B Judge: R. L. HEALEY
Purge/Bond Type: Bond Bond Amount: \$10,003.00 Date of Issue: 01/22/2021 Date of Return: 01/25/2021

VOP/FTA ONLY

Original Statute No: Description: Degree: UCR Code: Attempt Code: Committed

Additional Information

Supp CCR#21-50480

On 01-25-2021, I was dispatched to 501 E. Bay Street in reference to a person with an active warrant.

I met with JSO security who had the suspect detained in an interview room. I took custody of the suspect and transported her to the PTFD without incident.

Local Arrest Warrant served.

Signature

Transported By: E.M. MEGELA (#76499)
Arresting Officer #1: E.M. MEGELA (#76499)
Div/Zone or Unit: PATROL

Approving Supervisor: J.B. STRAITT (#5167)
Arresting Officer #2: N/A
Num of Cases Cleared:

State of Florida, County of Duval

Arresting / Transporting Officer's Signature: *E.M. Megela* #76499

Sworn to (or affirmed) and subscribed before me this 25 day of JANUARY, 2021 by

Personally Known or Produced Identification _____ Type of identification produced: _____

J. Griffen

J.B. Straitt #5271

Print, Type, or Stamp, Commissioned name of Notary Public

Signature of Notary Public or State of Florida Certified Law Enforcement Officer or Corrections Officer

Investigation Time #1

Hour(s): 01 Minute(s): 00 Cost Amount: \$48.24

Additional Question(s)

Body Worn Camera Footage

01 Is there Body Worn Camera (BWC) footage for incident?:

YES

EXHIBIT #2
PAGE 2/18

Printed 01/25/2021 14:50 by J.D. GRIFFIN (#65271)

Jail Information (Back Door)

Date and Time Admitted: 01/25/2021 14:50

Jail Number: 2021001672

Juvenile/Court Clerk #:

Triage Questions

Involved in Traffic Accident?: NO Injuries from Accident?:

Was OC Deployed Prior to/during Arrest?: NO Was a Hobble Restraint used on the Arrestee?: NO

Does the Arrestee Exhibit any Signs of Suicidal Behavior or Attempts?: NO Does the Arrested have any Observable Medical/Mental Health Problems?: NO

Has the Arrestee Shown any Escape Potential or Violence Propensity Behaviors?: NO

Is there any other Information about the Arrestee that Jail Personnel need to Know?: NO

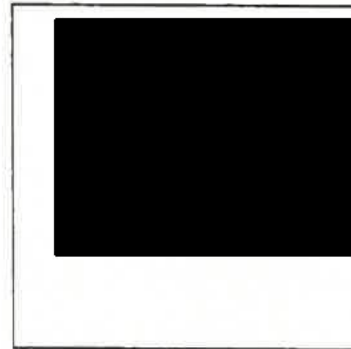
If Yes, What?:

Part II of Arrest And Booking Report:

Arrestee Personal Information: How Long in Jax? Gun

Chemical Test Data				
Specimen:				
Blood	Breath	Urine	Unable	None
Analysis Results:				Refused:
1st	g/210L	TIME:	Blood:	
2nd	g/210L	TIME:	Breath:	
3rd	g/210L	TIME:	Urine:	
Breath Test Instrument:				
Type:	Machine #:			
Operator Name and ID#:	Date:			

Verification By: _____



Right Thumb Print.

**EXHIBIT #2
PAGE 3/18**

ORIGINAL

WARRANT SERVED NOTIFICATION

CTL# 1614761

S.A. NO.: 21AF003397
CCR NO.: 2020-684725
COURT CASE NO.: 16-2021-AF-103042-FXXX-MA
CONTROL NO.: 1614761
NIC NO.: W692832601

Received this Arrest Warrant the 22nd day of January, 2021, and executed it on the 25th day of January, 2021, by arresting the within named Daneillia Shantay Forester and having her before the Court this 25th day of January, 2021.

Statute Number and Description	Bond
812.13(2)(a), ARMED ROBBERY; F1,PBL	SET AMOUNT 50,003.00 Conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS
812.019(1), DEALING IN STOLEN PROPERTY; F2	SET AMOUNT 10,003.00 Conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS

JUDGE: R. HEALEY

COURT LOCATION/DIV: CR-B

SERVING OFFICER: /s/ Eric M Megela ID# 76499

SERVING AGENCY: Jacksonville Sheriff's Office

DUTY SECTION:

SERVICE COUNTY: Duval

JAIL DOCKET NUMBER: 2021001672

OBTS NUMBER:

COC OFFENDER NUMBER:

EXHIBIT #2
PAGE 4/18

ARREST WARRANT

S.A. CASE NO.: 21AF003397

CCR NO.: 2020-684725

DIVISION: CR-B

JUDGE: R. HEALEY

ASST ST ATTY: Laura Dadowski

IN THE NAME OF THE STATE OF FLORIDA
TO ALL SINGULAR THE SHERIFFS OR DEPUTY
SHERIFFS OF THE STATE OF FLORIDA

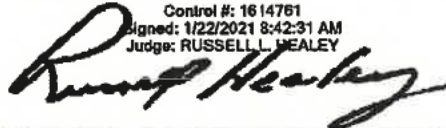
WHEREAS, upon the sworn affidavit, complaint or other sworn testimony of **WILLIAM O JENSEN**, the undersigned Judge of the Fourth Judicial Circuit of Florida, in and for Duval County, has found that there exists probable cause to believe that one **Daneillia Shantay Forester** did on **October 29, 2020**, in Duval County, Florida, commit the below listed offense(s), contrary to the provisions of Florida Statutes:

- | <u>Bond Amt</u> | <u>Charge Description</u> |
|-----------------|--|
| 1) \$50,003.00 | 812.13(2)(a) , ARMED ROBBERY; F1,PBL
Other Release Conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS |
| 2) \$10,003.00 | 812.019(1) , DEALING IN STOLEN PROPERTY; F2
Other Release Conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS |

You are HEREBY COMMANDED to arrest **Daneillia Shantay Forester**; last known address: **43 Leverick Bay DR, St. Augustine, FL 32092**; Race: **BLACK**; Sex: **FEMALE**; DOB: [REDACTED] Ht: **5' 06"**; Wt: **120**; Hair: **BLACK**; Eyes: **BROWN**; Scars, Marks: ; if she be found in your county, and safely keep her so that you have her body before a Judge of the Duval County Circuit Court, at the Courthouse in Jacksonville, instanter, to be dealt with according to law.

Given under my hand and seal this 22nd day of January, 2021.

Control #: 1614761
Signed: 1/22/2021 8:42:31 AM
Judge: RUSSELL L. HEALEY



Judge of the Circuit Court of the Fourth
Judicial Circuit in and for Duval County, Florida

Electronically signed per sections 901, 933 of Florida Statutes

Extradition Code: S
ASA Approval: Is/Laura Dadowski

Received this Arrest Warrant the _____ day of _____, 20____, and executed it on the _____ day of _____, 20____, by arresting the within named _____ and having her before the Court this _____ day of _____, 20____.

Arresting Officer: _____ ID# _____

Agency: _____

Duty Section: _____

JAIL DOCKET NO.: 202101672

AFFIDAVIT FOR ARREST WARRANT

S.A. CASE NO.: 21AF003397

CCR NO.: 2020-684725

DIVISION: CR-B

JUDGE:

ASST ST ATTY: Laura Dadowski

STATE OF FLORIDA)
COUNTY OF DUVAL)

Before me the undersigned Fourth Circuit Judicial Officer, in and for Duval County; notary public; or law enforcement officer personally came WILLIAM O JENSEN, who, being duly sworn deposes and says that he/she has reason to believe and does believe that one **Daneillia Shantay Forester**, described as follows: **Last known address: 43 Leverick Bay DR, St. Augustine, FL 32092; Race: BLACK; Sex: FEMALE; DOB: [REDACTED]; Ht: 5' 06"; Wt: 120; Hair: BLACK; Eyes: BROWN; Scars, Marks: ;** did in Duval County, Florida, on **October 29, 2020**, commit the below listed offense(s), contrary to the provisions of Florida Statutes:

- 1) 812.13(2)(a), ARMED ROBBERY; F1,PBL
- 2) 812.019(1), DEALING IN STOLEN PROPERTY; F2

Affiant's reasons for so believing are as follows:

Your affiant has been employed with the Jacksonville Sheriff's Office for 11 years and is currently assigned to the Robbery Unit.

On 10/29/20 at 0046, a robbery was committed at the Circle K at 11410 Old St. Augustine Rd. During the robbery, two female suspects and a male suspect entered the store, threatened the clerk with a tire iron, and stole scratch off lottery tickets from behind the counter. At 1330, two female suspects and a male suspect attempted to cash the stolen lottery tickets at Publix at 9964 Old Baymeadows Rd. Three of the stolen tickets were not able to be processed at Publix due to an error in the system.

On 11/10/20, Naundy Abdullah filed a false claim with the Florida Lottery to receive the winnings of the three tickets that were not able to be cashed at Publix. Abdullah completed a Security Affidavit at the Florida Lottery office. Abdullah stated on the affidavit that she had purchased the two tickets at the "Old St. Augustine Circle K", paid cash for the tickets, and no one else has any claim on the tickets. Abdullah signed the affidavit with her signature and provided her driver's license which was copied.

On 1/19/21, your affiant spoke to Abdullah in a recorded interview room. Post Miranda, Abdullah admitted to trying to cash the stolen lottery tickets at Publix. Abdullah claimed she had received the tickets from her friend, Daneillia Forester and did not know the tickets were stolen. Abdullah could only say that Forester did not want to cash the tickets but she could not provide a reason why. Abdullah tried to cash them despite Forester standing with her at Publix. Abdullah was shown a copy of the Lottery Security Affidavit and admitted to completing the form and making the claim.

Forester was arrested in St. John's County based on an unrelated arrest warrant. Your affiant spoke to Forester in a recorded interview room in the St. John's County Sheriff's Office. Post Miranda, Forester [REDACTED].

[REDACTED] Forester further [REDACTED].

On 1/20/21 Abdullah was arrested for armed robbery.

Your affiant is seeking an arrest warrant for Forester for the crimes of Armed Robbery and Dealing in Stolen Property.

AFFIDAVIT FOR ARREST WARRANT, CGR NO: 2020-684725

I swear and affirm that the above statement is true and correct to the best of my knowledge.

/s/ WILLIAM O JENSEN

Affiant: WILLIAM O JENSEN ID# 68769

Agency: Jacksonville Sheriff's Office

Duty Section:

Sworn to and subscribed before me this 22nd day of January, 2021, by the aforementioned Affiant who is personally known to me or who has produced _____ as identification and who did take an oath.

Signature of person who gave the oath:

/s/ J K RICHARDSON

Judge or Police Officer or Notary

J K RICHARDSON

Printed Name of person who gave the oath.

Electronically administered per sections 92 and 117 of Florida Statutes

STATE ATTORNEY'S OFFICE

MELISSA NELSON
STATE ATTORNEY

**ARREST WARRANT / SEARCH WARRANT
MEMORANDUM**

TO: Circuit/County Judge

DIVISION: CR-B

FROM: State Attorney's Office

S.A. NUMBER: 21AF003397

DEFENDANT: Daneillia Shantay Forester

(not applicable on search warrant)

I reviewed the attached Arrest Warrant.

I request a bond of \$50,003.00 to be set for count 1. Other release conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS

I request a bond of \$10,003.00 to be set for count 2. Other release conditions: NO CONTACT WITH WITNESSES / CODEFENDANTS

I am aware of an out of state record that exists for this Defendant

I reviewed the attached Search Warrant.

Is/ Laura Dadowski

Assistant State Attorney: Laura Dadowski

1/21/2021

Date

Phone Number: _____

EXHIBIT #2
PAGE 8/18

Jody Phillips
Clerk of Circuit Court

ADD ON DOCKET

Date: JANUARY 26, 2021 Judge: LONDON KITE P/A: DANIEL O'BYRNE

DEF ADJ INSOLVENT &
PUBLIC DEFENDER APPT'D

PASS TO: 2/17/2021
CIRCUIT COURT

APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND INDIGENT () NOT INDIGENT

PSJ2451

S.A. CASE NO.: 21CF003397AD

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT IN AND FOR DUVAL COUNTY, FLORIDA

STATE OF FLORIDA

Fall Term, in the year two thousand twenty

vs.

CLERK NO.: 162021CF000798A

DANEILLIA SHANTAY FORESTER

DIVISION: CRB

INFORMATION FOR:

- 1) ARMED ROBBERY

IN THE NAME OF AND BY AUTHORITY OF THE STATE OF FLORIDA, MELISSA W. NELSON, State Attorney for the Fourth Judicial Circuit of the State of Florida, in and for Duval County, charges that:

COUNT 1

DANEILLIA SHANTAY FORESTER on October 29, 2020, in the County of Duval and the State of Florida, did unlawfully by force, violence, assault, or putting in fear, take money or other property, to-wit: lottery tickets, the property of Circle K, from the person or custody of Ralph Waite, with the intent to permanently or temporarily deprive Circle K of the money or other property, and in the course of committing said robbery, carried a deadly weapon, to-wit: tire iron, contrary to the provisions of Section 812.13(2)(a), Florida Statutes.

MELISSA W. NELSON, STATE ATTORNEY
FOURTH JUDICIAL CIRCUIT

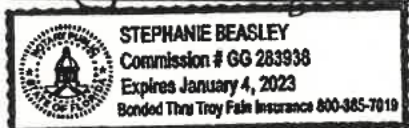
By: CBrown
Assistant State Attorney
Fourth Judicial Circuit of Florida, in and for Duval County

STATE OF FLORIDA }
COUNTY OF DUVAL }

Corelyn Crawford Brown Bar # 99362

Personally appeared before me, _____, Assistant State Attorney, for the Fourth Judicial Circuit of the State of Florida, in and for Duval County, who is personally known to me, and who being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged, and that this prosecution is instituted in good faith, and hereby certifies that testimony under oath has been received from the material witness(es) for the offense.

Sworn to and subscribed before me this 10 day of February, 2021.

By: Stephanie Beasley


JODY PHILLIPS, Clerk of the Circuit Court, Fourth Judicial Circuit of Florida, in and For Duval County, and Clerk of the County Court, in and For Duval County, Florida.

FILED THIS _____

BY DEPUTY CLERK: Lore Devae

Dkt	2021-001672	AD	February 17, 2021
Ext.	O	S/W	
Race	Black	Sex	Female

DOB 

MCL NO.(S): S812.13(2)(a), F1,PBL

STATE ATTORNEY'S OFFICE
FOURTH JUDICIAL CIRCUIT OF FLORIDA

CHARGING NOTICE

TO: CIRCUIT COURT CLERK	DATE: February 10, 2021
	DIVISION: CRB
RE: STATE OF FLORIDA	S.A. CASE NO.: 21CF003397AD
vs.	CLERK NO.: 162021CF000798A
DANEILLIA SHANTAY FORESTER	ARREST NO.: 2021-001672
	CCR NO.: 2020-0684725

ORIGINAL CHARGE(S):

- 1) 81213C, ARMED ROBBERY, S812.13(2)(a), F1,PBL
- 2) 812019A, DEALING IN STOLEN PROPERTY, S812.019(1), F2, DN

FILED CHARGE(S):

- 1) 81213C, ARMED ROBBERY, S812.13(2)(a), F1,PBL

The State Attorney's Office, through the Assistant State Attorney listed below, is filing only the charges listed above. Any Original Charges that are not listed as Filed Charges have either been dropped or changed from the Arrest and Booking Report.

Annie Jourdan Maguire
Assistant State Attorney

Note: This Notice relates to this arrest and booking only and in no way effects any other charges this defendant may have pending.

EXHIBIT #2
PAGE 11/18

FILED

DEC 06 2021

STATE OF FLORIDA

DUVAL CLERK OF COURT

IN THE CIRCUIT COURT
FOURTH JUDICIAL CIRCUIT,
IN AND FOR DUAL COUNTY,
FLORIDA

vs.

Daneillia Forester

CASE # 2021 CF 000798

DIVISION: CR- _____

Guilty DF
Guilty DF
to Contact
to Contact

PLEA OF GUILTY AND NEGOTIATED SENTENCE *Post Interest*

I hereby enter my plea of guilty because I am guilty. Before entering such plea of guilty, I was advised of the nature of all the charges against me, the statutory offenses included within such charges, the range of maximum allowable punishments for each charge, all the possible defenses to each charge, and all circumstances in mitigation of such charges. I have been advised of all other facts essential to a full and complete understanding of all offenses with which I have been charged, and of all offenses to which I am entering this plea. I have been advised of all direct consequences of the sentence to be imposed. I can read, write, and understand the language in which this form is written, and agree that there are sufficient facts before the Court (recorded in police reports) to support my plea and conviction.

Specific Terms of Negotiated Sentence:

My sentence has been negotiated in this case, and I understand that it is as follows:

PG: Grand Theft (F3)

Sentenced: With 24 Months probation with special conditions, Restitution in the amount of \$3,100, to be paid at a rate of \$130.00 per month, Joint and severally liable with co-defendant's Naundy Abdullah and Carl Brown. Eligible for automatic early termination of probation after 12 months with completion of all special conditions.
Court Costs *NO Contact*

I consider this negotiated sentence to be to my advantage, and I have freely and voluntarily entered my plea of guilty. I have not been offered any hope of reward, better treatment, or certain type of sentence as an inducement to enter this plea, other than the sentence set forth above. I have not been promised by anyone, including my attorney, that I would actually serve any less time than that set forth above, and I understand that any early release of any sort if not a part of this plea agreement and is entirely with in the discretion of governmental agencies other than this Court. I have not been threatened, coerced, or intimidated by any person, including my attorney, in any way in order to get me to enter this plea.

Advice of Rights:

I understand that by pleading guilty I give up the following constitutional rights: the right to trial by judge or jury (including my right to testify or not testify as I may choose), the right to be represented by counsel at trial, the right to have counsel appointed to represent me if I cannot afford to retain counsel, the right to present witnesses in my own behalf and to compel the attendance of those witnesses, the right to confront the witnesses against me, the right to require the State to prove its case against me beyond a reasonable doubt and, for purposes of this plea hearing, my right against self-incrimination. I further understand that if I am not a citizen of the United States that this plea may subject me to deportation. I also understand that by entering this plea I give up the right to appeal all matters relating to the judgment, including the issue of guilt or innocence. I also am aware that if there is physical evidence in this case, it may or may not contain "DNA" evidence, which might be tested. I understand that I have a right to such testing, and that such tests might show or help to establish that I did not commit the crime(s) with which I am charged.

Consultation with Attorney:

I have had ample time to discuss the agreement with my attorney. My attorney and I have read this agreement regarding my guilty plea together in private, and my attorney has explained all portions of this agreement to my complete understanding and satisfaction. I am satisfied with the representation of my attorney. My attorney has investigated the States case against me to my satisfaction and we have discussed all the possible defenses to my satisfaction. I have no mental health issues that would prevent me from understanding the consequences of this plea. We have fully discussed all aspects of this case, including all possible defenses to all charges, including alibi, self-defense and any defense based upon any disability, disease, insanity, or intoxication. My attorney has explained any physical evidence that

EXHIBIT #2
PAGE 12/18

may exist which either has or could be tested for DNA evidence that may show I did not commit the crime, and I am expressly waiving my right to have any further testing completed. My attorney has given me the opportunity to ask questions and has answered all of my questions fully and completely. My attorney has taken all actions and spoken to all persons requested by me, or has explained to my satisfaction and agreement why such things were not done, and I concur with my attorney's decisions in that regard. I am completely satisfied with the services rendered by my attorney on my behalf in this case.

Time for Consideration and Reflection:

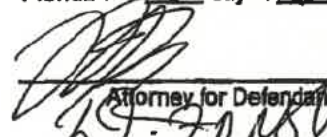
I have had sufficient time to consider all charges against me, all possible defenses and circumstances in mitigation, the advice of my attorney, the constitutional rights forfeited by entering into this plea agreement, and the potential consequences that the entry of a plea of guilty may have upon me. I have been provided with the opportunity for additional time to consider and reflect upon these matters, and I specifically state that I do not require any additional time to do so. I wish to proceed with the entry of my guilty plea. I understand that if I have any questions I should direct them to the Court at this time. All of my statements to the Court have been the complete truth.


Acknowledged in Open Court:


In open Court I have under Oath acknowledged to the Judge of this Court that:


- A. I have read and understood this entire plea agreement, including the rights I am giving up entering into it;
- B. I have been told of any physical evidence that may be tested for DNA evidence and expressly waive my right to have any further testing completed on this evidence.
- C. I am not under the influence of any substance, drug, or condition (physical, mental, or emotional), which interferes with my appreciation of the entire plea agreement into which I am entering and all consequences thereof;
- D. I have not been deprived of, and am properly taking, any medication which is essential to my full, complete, and unimpaired understanding of the plea agreement and these proceedings;
- E. I have entered into and signed this plea of guilty and negotiated sentence freely and voluntarily;
- F. I have been advised of the potential application of s. 903.0351 & 948.06(8), Florida Statutes (2007), entitled "Anti-Murder Act" the potential consequences should I violate probation or community control.
- G. This plea of guilty and negotiated sentence form is true and correct in all respects; and
- H. This form represents the sole and complete agreement between myself and the State. No other agreements, representations, or promises have been made by myself, my attorney, the Court, or any representative of the State.

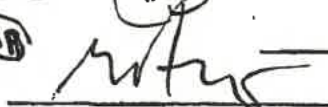
Both my attorney and I have signed this plea agreement in open Court at Jacksonville, Duval County, Florida this 6 day of December, 2011.


Attorney for Defendant


Defendant


Assistant State Attorney


Witness, Deputy Clerk


Circuit Judge

My signature as Judge of this Court is certification that I have discussed this plea agreement with Defendant and Defendant's attorney in open court on this date and have asked Defendant questions, under oath, considered Defendant's responses, and observed Defendant's demeanor. I find that Defendant has the intelligence to comprehend these constitutional rights, the terms of this plea agreement, the contents of this written agreement, and these proceedings. I further find that Defendant has entered this plea freely and voluntarily and is not under the influence of any disability, substance, drug, or condition which would interfere with Defendant's ability to understand and appreciate the terms of this plea agreement and its consequences.

IN THE CIRCUIT COURT, IN AND
FOR DUVAL COUNTY, FLORIDA

CASE NO:16-2021-CF-000798-AXXX-MA
DIVISION: CR-B (Circuit Court)

STATE OF FLORIDA

VS.

DANEILLIA SHANTAY FORESTER

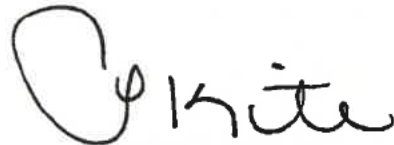
ORDER CONVERTING TO FINAL JUDGMENT

The Court having determined it appropriate to convert the defendant's fine and/or costs imposed herein in the sum of \$ 215.04 to a civil final judgment, it is

ORDERED AND ADJUDGED that the fine and/or costs due in this case are converted to a civil judgment. It is further

ORDERED AND ADJUDGED that the **STATE OF FLORIDA**, does have and recover from the defendant the sum of \$ 215.04 representing the fine and/or costs due herein, for which let execution issue forthwith.

DONE AND ORDERED at Jacksonville, Duval County, Florida this ____ day
of FEB 16 2023, 20__.



LONDON M. KITE
CIRCUIT JUDGE

Copies to:
Defendant

FILED

FEB 16 2023

DUVAL CLERK OF COURT

**EXHIBIT #2
PAGE 14/18**

-VS-

CASE NUMBER 16-2021-CF-000798-AXXX-MA

DANEILLIA SHANTAY FORESTER

Defendant

DC NUMBER F41347/DIV - B

Local Jurisdiction Identification Number: _____

ORDER OF PROBATION

This cause coming before the Court to be heard, and you, the defendant, being now present before the court, and you having

- entered a plea of guilty to been found guilty by jury verdict of
- entered a plea of nolo contendere to been found guilty by the court trying the case without a jury of

Count 1 GRAND THEFT (LESSER INCLUDED OFFENSE)

SECTION 1: JUDGMENT OF GUILT

- The court hereby adjudges you to be guilty of the above offense(s).

Now, therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld and that you be placed on Probation for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.

SECTION 2: ORDER WITHHOLDING ADJUDICATION

- Now, therefore, it is ordered and adjudged that the adjudication of guilt is hereby withheld and that you be placed on Probation for a period of **TWENTY-FOUR (24) MONTHS** under the supervision of the Department of Corrections, subject to Florida law.

SECTION 3: INCARCERATION DURING PORTION OF SUPERVISION SENTENCE

It is hereby ordered and adjudged that you be:

- committed to the Department of Corrections for a term of _____ prison with credit for _____ jail time, followed by Probation for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.
- or
- confined in the County Jail for a term of _____ with credit for _____ jail time. After you have served _____ of the term, you shall be placed on Probation for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.
- or
- confined in the County Jail for a term of **THIRTY-SEVEN (37) DAYS** with credit for **THIRTY-SEVEN (37) DAYS** jail time, as a special condition of supervision.

IT IS FURTHER ORDERED that you shall comply with the following standard conditions of supervision as provided by Florida law:

- (1) You will report to the probation officer as directed.
- (2) You will pay the State of Florida the amount of **\$40.00** per month, as well as 4% surcharge, toward the cost of your supervision in accordance with s. 948.09, F.S., unless otherwise exempted in compliance with Florida Statutes.

- (3) You will remain in a specified place. You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (4) You will not possess, carry or own any firearm. You will not possess, carry, or own any weapon without first procuring the consent of your officer.
- (5) You will live without violating any law. A conviction in a court of law is not necessary for such a violation of law to constitute a violation of your probation, community control, or any other form of court ordered supervision.
- (6) You will not associate with any person engaged in any criminal activity.
- (7) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician, an advanced practice registered nurse, or a physician assistant. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (8) You will work diligently at a lawful occupation, advise your employer of your probation status, and support any dependents to the best of your ability, as directed by your officer.
- (9) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- (10) You will pay restitution, court costs, and/or fees in accordance with special conditions imposed or in accordance with the attached orders.
- (11) You will submit to random testing as directed by your officer or the professional staff of the treatment center where you are receiving treatment to determine the presence or use of alcohol or controlled substances.
- (12) You will submit a DNA sample, as directed by your officer, for DNA analysis as prescribed in ss. 943.325 and 948.014, F.S.
- (13) You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s. 119.07, F.S.
- (14) You will report in person within 72 hours of your release from incarceration to the probation office in Duval County, Florida, unless otherwise instructed by the court or department. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation office located at 908 N. Jefferson Street, Bldg. F. Jacksonville FL 32209 (904) 695-4045.

SPECIAL CONDITIONS

1. You will make restitution to the following victim(s), as directed by the court, until the obligation is paid in full:
NAME: CIRCLE K
TOTAL AMOUNT: \$3,100.00
Additional instructions ordered, including specific monthly amount, begin date, due date, or joint & several: pay \$130.00 per month joint & Several with Co-Defendants
2. You will have no contact (direct or indirect) with victim during the period of supervision.
3. Eligible for early after 12 months and all special conditions completed.
4. You will be required to pay for drug testing unless exempt by the court.
5. You will pay court cost.

Effective for offenders whose crime was committed on or after September 1, 2005, there is hereby imposed, in addition to any other provision in this section, mandatory electronic monitoring as a condition of supervision for those who:

- Are placed on supervision for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older; or
- Are designated as a sexual predator pursuant to s. 775.21; or
- Has previously been convicted of a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

Effective for offenders who are subject to supervision for a crime that was committed on or after May 26, 2010, and who has been convicted at any time of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses listed in s. 943.0435(1)(h)1.a.(I), or a similar offense in another jurisdiction, against a victim who was under the age of 18 at the time of the offense; the following conditions are imposed in addition to all other conditions:

(a) A prohibition on visiting schools, child care facilities, parks, and playgrounds, without prior approval from the offender's supervising officer. The court may also designate additional locations to protect a victim. The prohibition ordered under this paragraph does not prohibit the offender from visiting a school, child care facility, park, or playground for the sole purpose of attending a religious service as defined in s. 775.0861 or picking up or dropping off the offender's children or grandchildren at a child care facility or school.

(b) A prohibition on distributing candy or other items to children on Halloween; wearing a Santa Claus costume, or other costume to appeal to children, on or preceding Christmas; wearing an Easter Bunny costume, or other costume to appeal to children, on or preceding Easter; entertaining at children's parties; or wearing a clown costume; without prior approval from the court.

Effective for offenders whose crime was committed on or after October 1, 2014, and who is placed on probation or community control for a violation of chapter 794, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145, in addition to all other conditions imposed, is prohibited from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material unless otherwise indicated in the treatment plan provided by a qualified practitioner in the sexual offender treatment program. Visual or auditory material includes, but is not limited to, telephone, electronic media, computer programs, and computer services.

YOU ARE HEREBY PLACED ON NOTICE that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication of guilt was withheld, and impose any sentence that it might have imposed before placing you on probation or require you to serve the balance of the sentence.

IT IS FURTHER ORDERED that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liability. (This paragraph applies only if section 1 or section 2 is checked.)

IT IS FURTHER ORDERED that you pay:

Court Costs, Fees, and Fines, as imposed at sentencing, in the total amount of: \$ 566.00

Payments processed through the Department of Corrections will be assessed a 4% surcharge pursuant to s. 945.31, F.S. Pursuant to s. 948.09, F.S., you will be assessed an amount of \$2.00 per month for each month of supervision for the Training Trust Fund Surcharge.

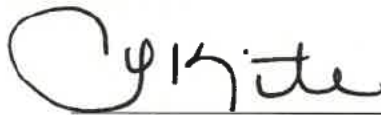
- Court Costs/Fines Waived
- Court Costs/Fines in the amount of _____ converted to _____ community service hours
- Court Costs/Fines in the amount of _____ reduced to civil judgment.

SPECIFIC INSTRUCTIONS FOR PAYMENT: _____

IT IS FURTHER ORDERED that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on **December 6, 2021**

NUNC PRO TUNC



_____, Circuit Judge **London M. Kite**

I acknowledge receipt of a copy of this order and that the conditions have been explained to me and I agree to abide by them.

Date: _____

Defendant

Instructed by: _____
Supervising Officer

Officer Busby
Office Location 074/ ST Augustine
Judge/Division Kite / Div - B

STATE OF FLORIDA

In the Circuit Court

VS

Duval County, Florida

Daneillia Shantay Forester

Defendant

DC No. F41347

Docket/UC No. 2021CF798

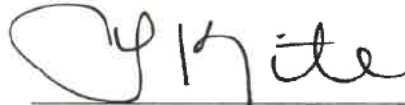
COURT ORDER TERMINATING PROBATION

On December 16th 2021 , defendant was placed on probation for a period of (24) twenty-four months . Having given due consideration to the court file and the argument of the parties, the court, on its own motion, has determined that defendant should be discharged from supervision by the Department of Corrections, and it is

ORDERED that defendant's Probation be terminated, that defendant shall be hereby released from Probation, and that proceedings on this case be terminated pursuant to Section 948.04, Florida Statutes.

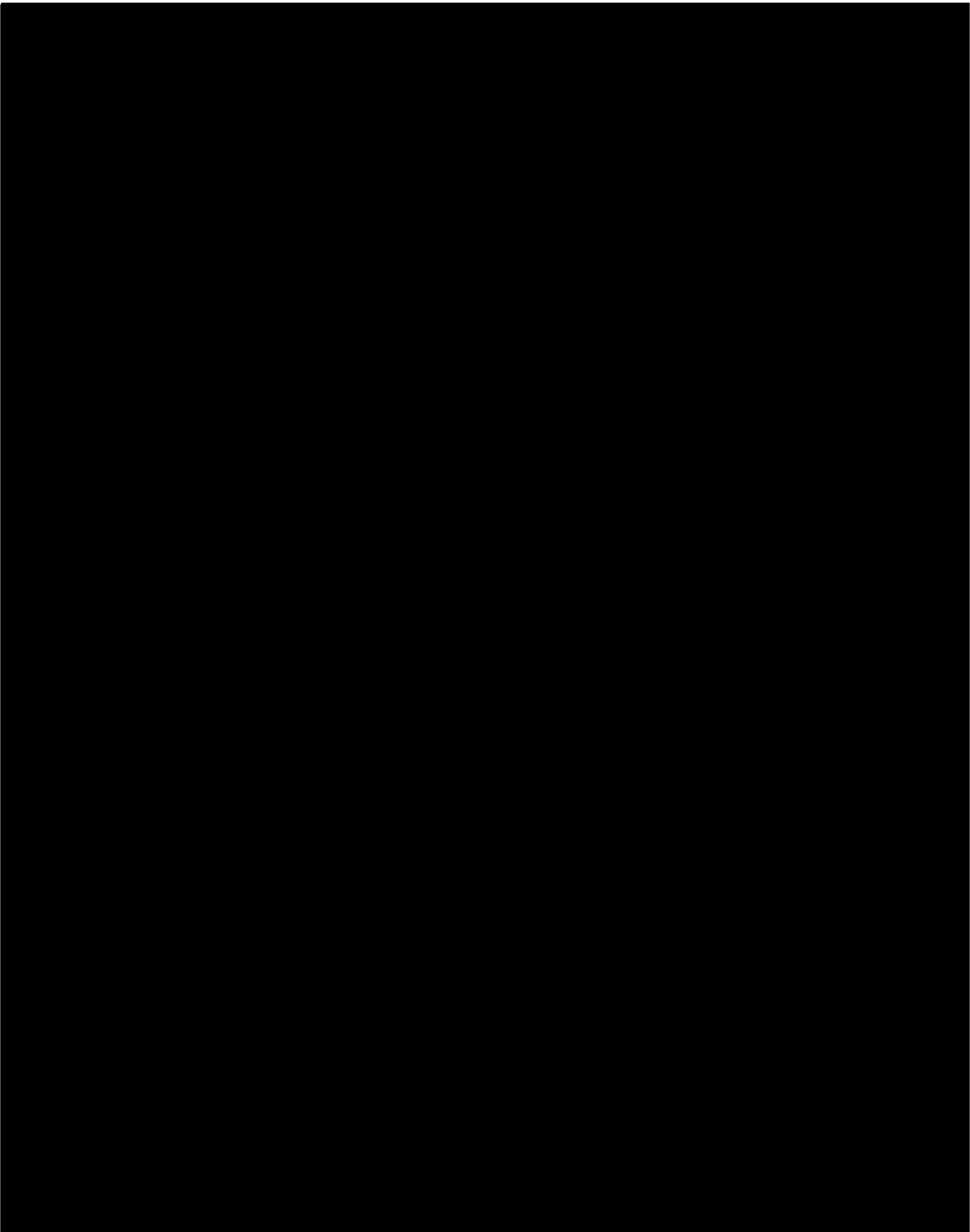
IT IS FURTHER ORDERED, that the clerk of the court file this order in the official records of the court and provide certified copies of the order to the Department of Corrections for its use in carrying out its duties as required by law.

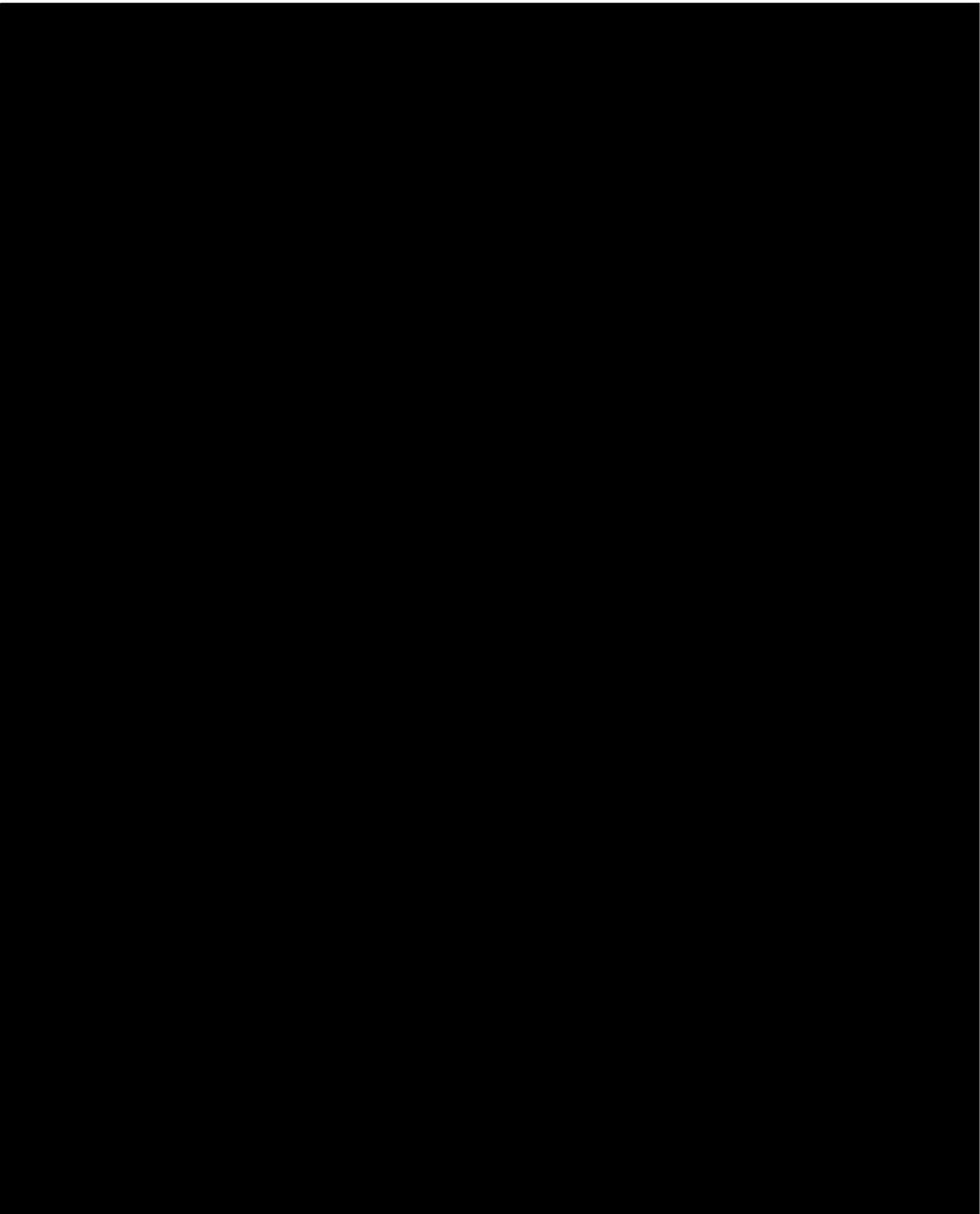
DONE AND ORDERED ON THE 16th DAY OF February , 2023 .

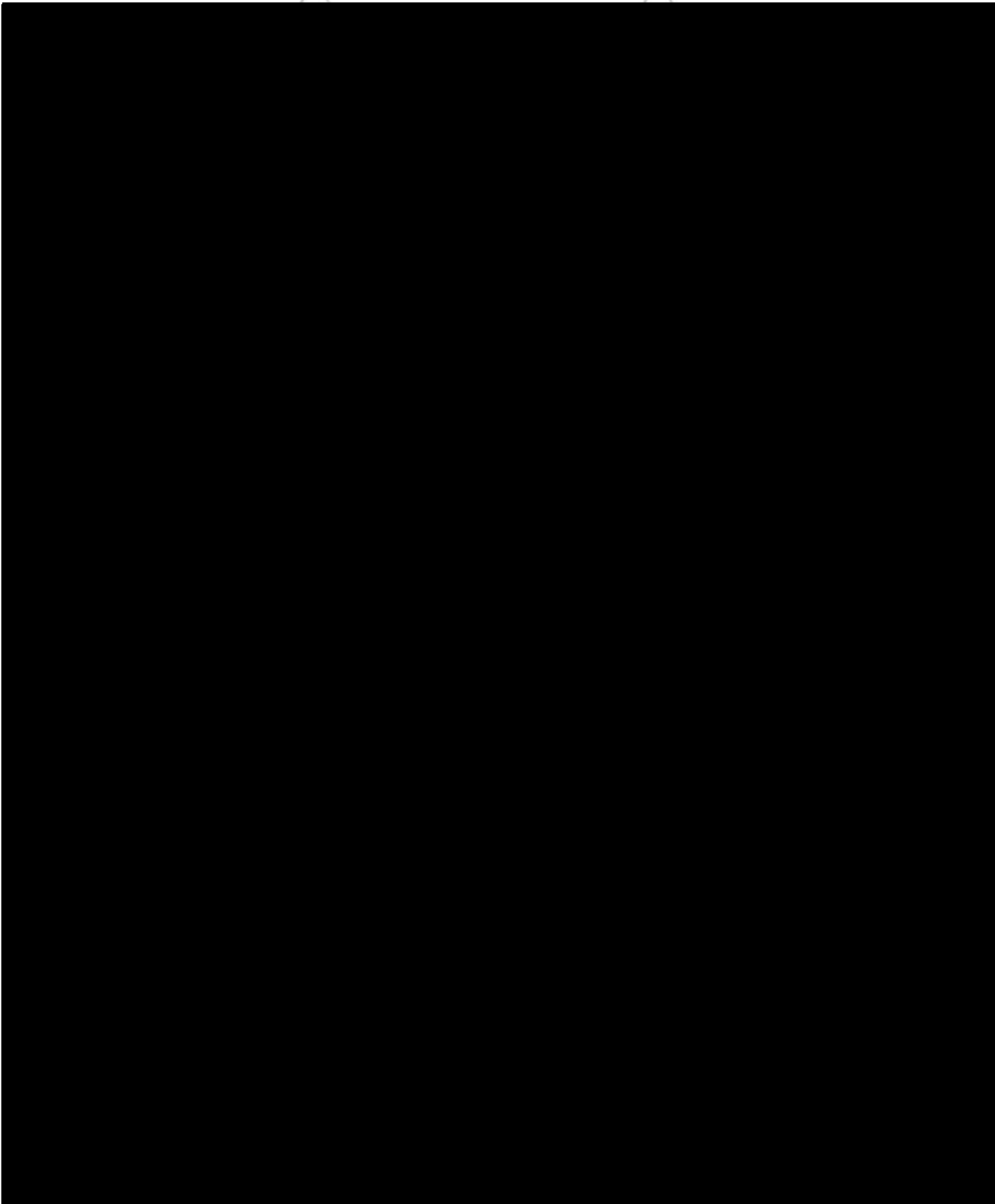


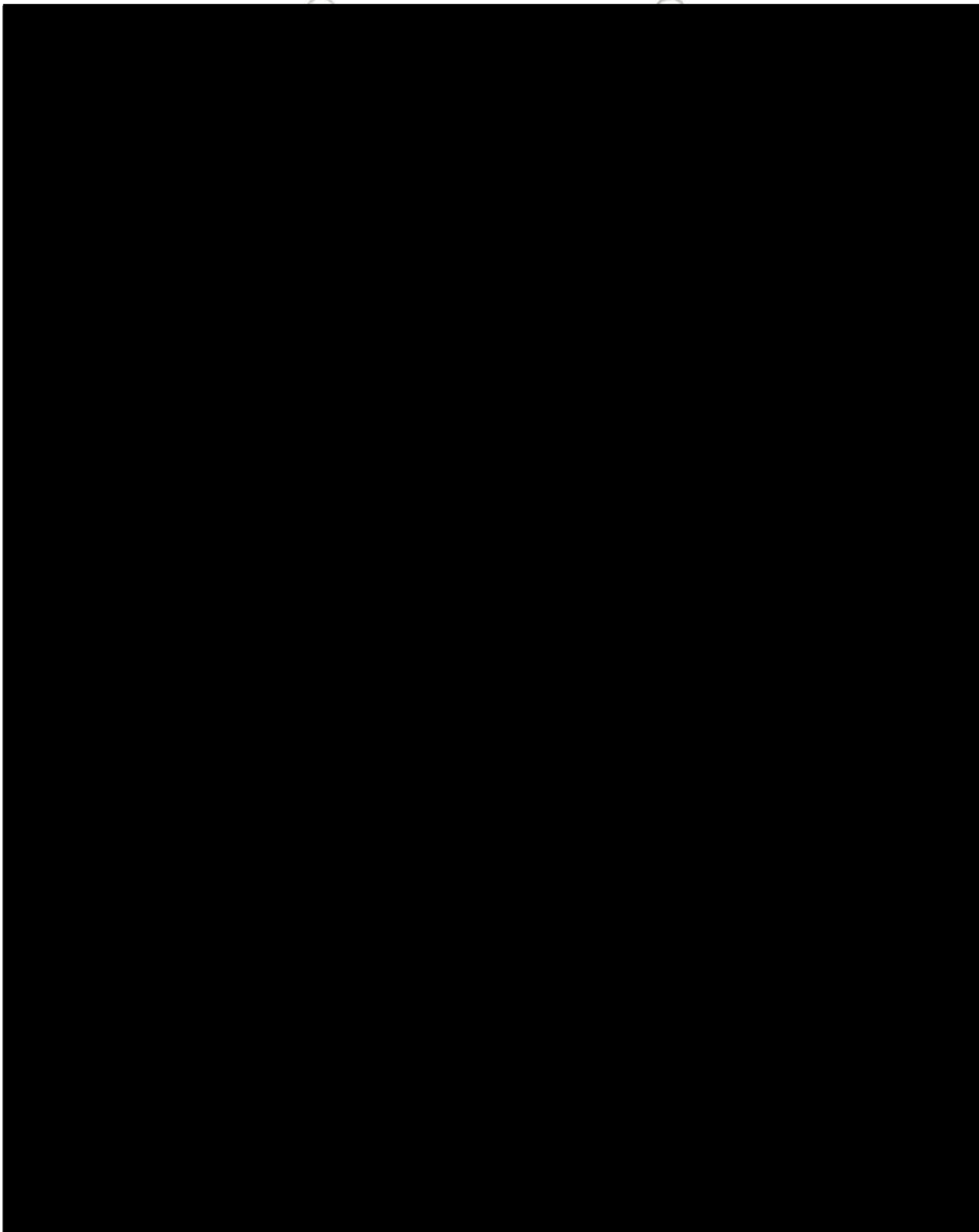
London Kite
Circuit Court Judge

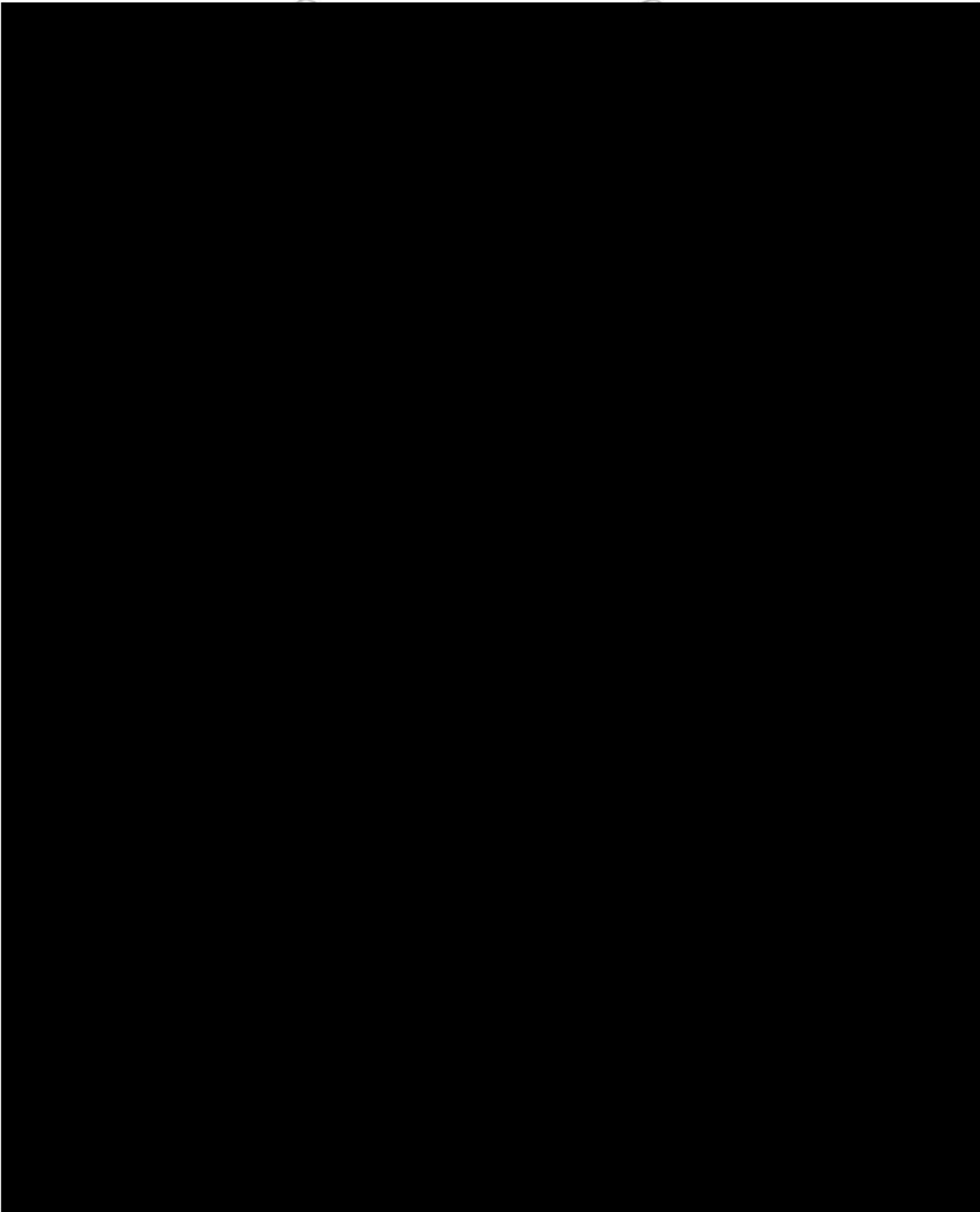
EXHIBIT #2
PAGE 18/18

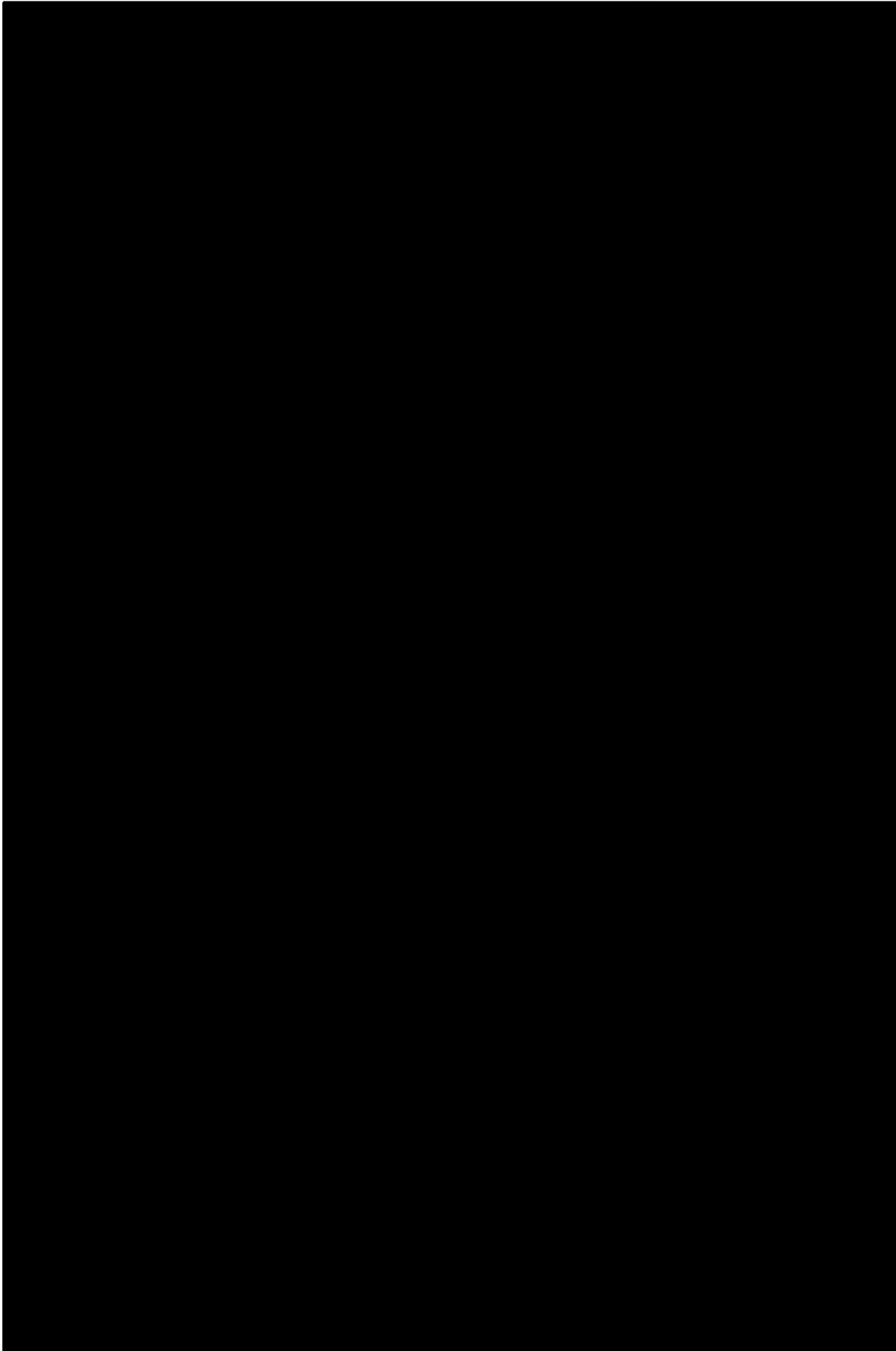


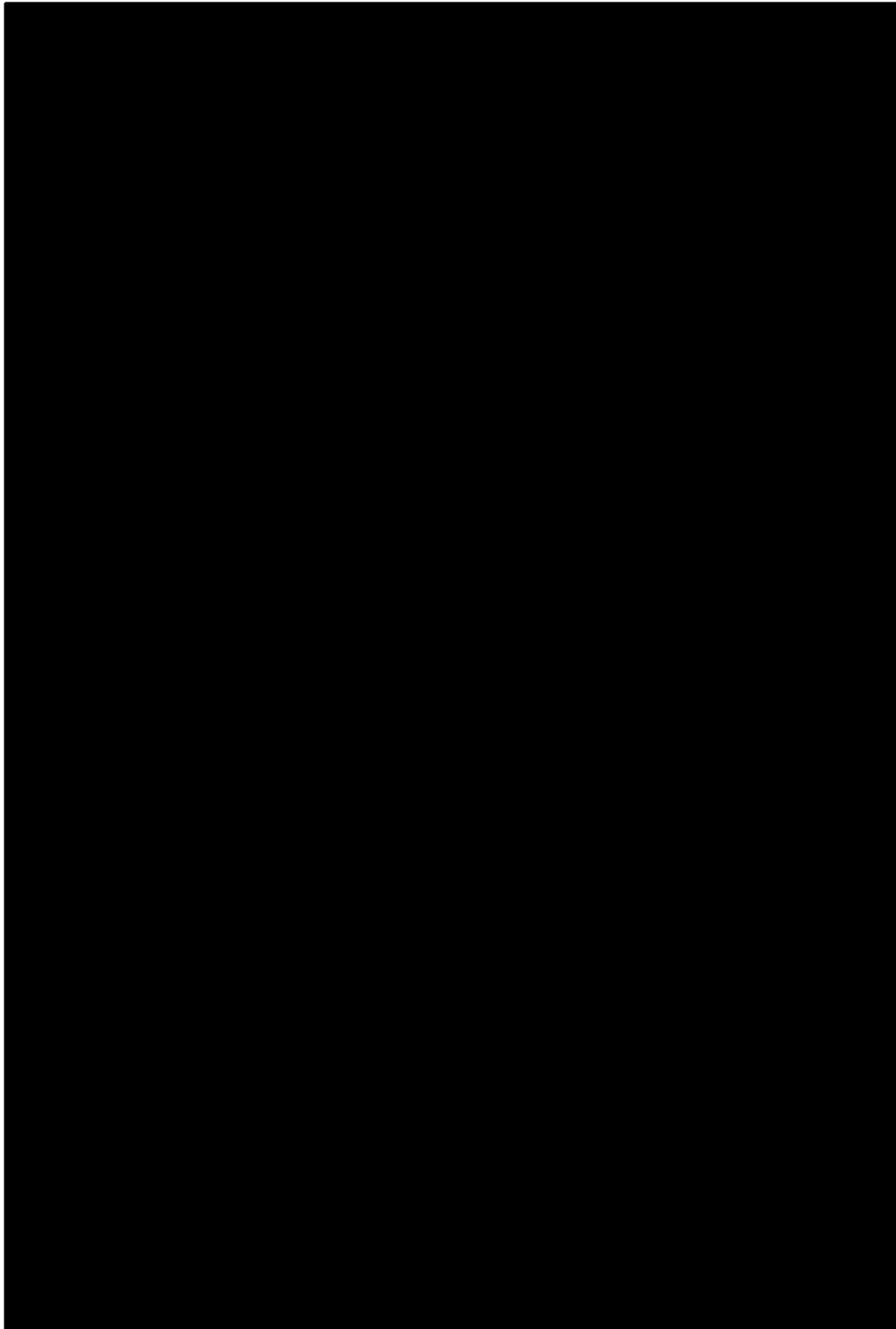














State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2023057026 **Incident date:** 09/26/2023 **Status:** 105 - Sent to Directors office
Lic Type: 1021 **Disposition:**
Case Type: Complaint

Responsible: ltrombetta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FT LAUDERDALE, FL

Respondent: FORESTER, DANEILLIA S
43 LEVERICK BAY DRIVE, SAINT AUGUSTINE, FL 32092

Summary: 143 - DAYTONA BEACH KENNEL CLUB, INC

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	10/31/2023	A	79	435	Telephone		FORESTER, DANEILLIA S
	11/09/2023	A	10	50	Interview Respondent		FORESTER, DANEILLIA S
	11/02/2023	A	79	435	Telephone		FORESTER, DANEILLIA S
	10/10/2023	A	79	440	Incoming Correspondence	cstubbs1	FORESTER, DANEILLIA S
	10/10/2023	A	10	15	Assigned to Investigator	cwtaylor	FORESTER, DANEILLIA S
	10/17/2023	A	79	435	Telephone		FORESTER, DANEILLIA S



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent	
	10/24/2023	A	79	435	Telephone		FORESTER, DANEILLIA S	
	10/27/2023	A	79	435	Telephone		FORESTER, DANEILLIA S	
	10/11/2023	R		cwtaylor	TAYLOR, CHARLES W	cstubbs1		
	12/01/2023	R		ddonaldson	DONALDSON, DAVID	cstubbs1		
	12/01/2023	R		ltrombeta	TROMBETTA, LOUIS	ddonaldson		
	11/30/2023	R		bjones	JONES, BRADFORD	bjones		
	11/30/2023	S	1021	165	Supervisor Review	bjones		
	12/01/2023	S	1021	106	Sent to Directors office	ddonaldson		
	12/01/2023	S	1021	104	Sent to Licensing Section	cstubbs1		
	11/30/2023	S	1021	90	Closed	cstubbs1		
	10/10/2023	S	1021	10	Initial Review	cstubbs1		
	10/10/2023	S	1021	20	Under Investigation	cstubbs1		
Allegation:	Code	Description						
	WAVR	Waiver of Crim. Conv. or Other Offenses						



State of Florida
Department of Business and Professional Regulation
Chronology Report

DD

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[Update](#) | [Mass Status Update](#) | [Public Case Info](#)

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

Logged in as: **cstubbs1**

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

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	104 Sent to Licensing Section	Status Date	12/01/2023
Complaint #	2023057026	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent FORESTER, DANEILLIA S	Responsible	ddonaldson - DONALDSON, DAVID		Private Case

[Complaint](#) | [Respondent](#) | [Complainant](#) | [Add'l Info](#)

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	WALK - Walk-in	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	09/26/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	CR - Central Region	Received	10/10/2023	<input type="checkbox"/> Inspection	
Reference				<input type="checkbox"/> Costs	
Entered	10/10/2023	Entered By	cstubbs1	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	143 - DAYTONA BEACH KENNEL CLUB, INC			<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated	12/01/2023 10:40:12	By	cstubbs1	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

| | | |

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MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Elina Valentine, Deputy General Counsel
Re: Lori-Ayn Mennilli; Case No. 2023-060611
Date: January 26, 2024

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to deny Lori-Ayn Mennilli’s (the “Applicant”) application for a Cardroom Employee Occupational license (the “Application”). The Applicant submitted a completed application for a Cardroom Employee Occupational License on October 13, 2023. Upon review of the application, it appears Applicant has been convicted of a misdemeanor offense for Petit Theft. The Executive Director of the Commission reviewed the file along with the waiver interview notes and declined to waive the misdemeanor conviction. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On October 12, 2023, the Division received from the Applicant an application for a Cardroom Employee Occupational License. On October 13, 2023, the Division issued to the Applicant a deficiency letter, requesting that the Applicant amend the Application to disclose information relating to May 20, 2021, offense. On October 26, 2023, the Applicant submitted a completed Application.

Upon review of the completed application, it appears that on or about June 16, 2021, the Applicant was convicted of Petit Theft, a misdemeanor offense in the state of Florida. This misdemeanor conviction is a disqualifying offense pursuant to section 849.086(6)(g), Florida Statutes.

On October 26, 2023, the Applicant requested a waiver of the restrictions excluding offenders with disqualifying offenses. On October 30, 2023, a Division investigator conducted a waiver interview of the Applicant. The Division investigator documented the waiver interview in a report submitted to the Executive Director of the Commission for consideration. On December 18, 2023, the Executive Director, having reviewed the waiver report and all relevant information and documents, declined to waive the restrictions excluding offenders.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides, in pertinent part that:

. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 849.086(6)(g), Florida Statutes, provides that:

[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.

Section 550.105(5)(d), Florida Statutes, provides that:

...the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Staff Recommendation: The Florida Gaming Control Commission may deny the Application or declare the Applicant ineligible for a cardroom employee occupational license upon a finding of a disqualifying offense pursuant to section 849.086(6)(g), Florida Statutes. Accordingly, the Division of Pari-Mutuel Wagering recommends that the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial in this matter.

**ROUTING SLIP
REQUEST FOR WAIVER**

RE: MENNILLI, LORI-AYN – 13774026
(APPLICANT'S NAME – LICENSE #)

Case No: 2023 06 0611


1012 – Poker Dealer
Occupation Code and Job Title

950 – Ocala Bets (OBS)
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE: JANUARY 24, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones  12/11/2023
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: DD 12/13/2023 
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

[] Yes or [] No If yes, in what jurisdiction? _____

Executive Director: LT 12/14/23
(Initial & Date)

[] Prepare Waiver or [] Prepare File for Commission Review

Comments: _____

Investigative Findings:

May 20, 2021 Sumter County Sheriff's Office, FL. – Petit Theft – Misdemeanor – Pled Nolo Contendere – Adjudication Withheld on June 16, 2021 – Ordered to Pay \$435.00 in Fines and Court costs which have been paid in full.

*Please attach Routing Slip to front of case file

Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS
WAIVER INVESTIGATIVE REPORT**

Office: PMW	Region: CENTRAL	Date of Complaint: OCTOBER 26, 2023	Case Number: 2023 06 0611
Respondent: MENNILLI, LORI-AYN 10780 NE 89TH DRIVE UNIT #308 THE VILLAGES, FLORIDA 32162 Phone: [REDACTED]		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 13774026 / 1012		Profession: POKER DEALER	Report Date: NOVEMBER 28, 2023
Period of Investigation: OCTOBER 26, 2023 – NOVEMBER 28, 2023		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon submission of Lori-Ayn MENNILLI's State of Florida Pari-Mutuel Wagering Occupational License Application dated October 6, 2023, and Waiver Request Form dated October 26, 2023.</p> <p>On October 6, 2023, MENNILLI applied for a PMW Cardroom Employee Occupational License to work as a Dealer at Ocala Bets (950). On her application, she answered "Yes" to the question, on page 2 of the application, "Have you ever been convicted of, or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" MENNILLI however did not list any offenses in the related section of her application.</p> <p>On October 13, 2023, PMW Licensing sent MENNILLI a deficiency letter, requesting that she list the following arrest(s) and her application:</p> <p style="padding-left: 40px;">Sumter County, Florida Arrest(s) – 05/20/2021</p> <p>On October 26, 2023, MENNILLI submitted an amended application to include the 05/20/2021 misdemeanor offense for Petit Theft.</p>			
Related Case:			
Investigations Specialist II / Date <i>/s/ Lee Ann Rounds</i> Lee Ann Rounds / November 28, 2023		Approved by Investigator Supervisor / Date <i>/s/ C. Derek Washington</i> C. Derek Washington / November 29, 2023	
Chief of Investigations / Date <i>[Signature]</i> Bradford D. Jones / December 11, 2023			

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 05/20/2021		Arresting Agency: Sumter County Sheriff's Office, Florida			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Larceny-Petit Theft 1 st Degree greater than \$100 but less than \$750.	Misdemeanor	Nolo Contendere	Adjudication Withheld	06/16/2021
2					
3					
4					

SENTENCE
Pay \$435.00 in Fines and Court costs.

Additional Information: Fines paid in full.

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE
Additional Information:

CRIMINAL HISTORY

Arrest 3				
Date of Arrest:	Arresting Agency:			
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

Arrest 4				
Date of Arrest:	Arresting Agency:			
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments			

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

3. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

4. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: October 30, 2023	Location of Interview: Oxford Downs, South Marion, Florida	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments: Applicant was cooperative; however, her statements differ from than the law enforcement report.		

SUMMARY OF INTERVIEW:

During my interview, **MENNILLI** explained that her arrest for Petit Theft occurred when she went to Walmart to purchase household items.

She said an employee helped her by scanning items from the bottom of the cart as she scanned items from the top of the shopping cart at the self-checkout line. She stated there was one item, a handheld wet vacuum, which cost approximately \$100.00, that the employee did not scan. **MENNILLI** denies being aware of the employee not scanning items. She stated there were two items she scanned, which cost about \$1.00 each. **MENNILLI** denied scanning any items with her hand over the barcode, as indicated in the police report. **MENNILLI** said she was asked to go with store's Asset Protection Officer, and there in the office, she was shown a video of her scanning the items and she was told there was no video of an employee helping her. She stated Law Enforcement did respond, but denied being read her Mirinda Rights, Trespassed, or being provided a Notice to Appear. She did admit that subsequent to the event, she received a Notice to Appear in the mail¹.

MENNILLI stated on the day of court (slightly less than a month later), she was due to return to Connecticut for a medical procedure, so she just pled no contest. She said the Wal-Mart Asset Protection employee was at court, and when it was over, Wal-Mart paid her fine of \$435 because they no longer had the video of her.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **MENNILLI**. (EXHIBIT #4)

Case Status: Case forwarded to the Director for review.

¹ The Notice to Appear (NTA) prepared by the responding Officer states that she viewed store surveillance video to confirm the events as described by store Asset Protection. The NTA also reflects that the Applicant was issued her Mirinda Rights; this form is signed by the Applicant (EXHIBIT #2).

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET
- II. INVESTIGATIVE REPORT
- III. EXHIBITS
 - 1. Photo / Waiver Request / Applications / License 1- 6
 - 2. Legal Documents. 1- 4
 - 3. Rap Sheet 1- 3
 - 4. Supporting Docs: ARCI / Def. Letter / Other 1- 3



2023 OCT 26 PM 2:21

DBPR PMW-3180 – Request for Waiver



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

FLORIDA GAMING
CONTROL COMMISSION

TO: Lori-Ayn Mennelli
Full Legal Name of Applicant

[Redacted]
Date of Birth

13774026
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Lori-Ayn Mennelli
Signature of Applicant

10/26/23
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3195 – REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

2023 OCT 12 PM 3:06

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 - Individual Occupational License Application

FLORIDA GAMING CONTROL COMMISSION

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number	Birth Date (MM/DD/YYYY)	Gender <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	
Last Name MENNILLI	First LORI-AYN	Middle	Suffix
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used:			
Race/Ethnicity (optional) <input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Current Mailing Address 10780 NE 89TH DR UNIT 308		Email Address (optional)	
City THE VILLAGES	State FL	Zip Code (+4 optional) 32162	Country, if other than USA
Primary Phone Number		Secondary/Cell Phone Number (optional)	
Current Street Address 10780 NE 89TH DR UNIT 308			
City THE VILLAGES	State FL	Zip Code (+4 optional) 32162	Country, if other than USA
Type of Occupational License applying for: <input type="checkbox"/> Pari-Mutuel General Individual <input type="checkbox"/> Pari-Mutuel Professional Individual <input checked="" type="checkbox"/> Cardroom Employee		Facility where employed and/or doing business: OCALA BETS	
Occupation: POKER DEALER			
Does your position require access to the Cardroom? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Is this your first time applying for a racing/gaming license in Florida? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following: Stable Name, Kennel Name, or Business Name _____ Trainer Name (horse or greyhound racing only) _____			
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY			
Type of professional license (attach a copy of Florida professional license):		Florida License Number	
		0020 - OPEN	
License Code 1012	ENTITY FOR DIVISION USE ONLY License # 13774026	File # 15010	App # 73917
Association Code 950	Date Received 10/10/2023	Entered By JD	License Year 23/26
License Fee 100	FP Date 9/20/2023	FP Fee 3725	Total Fee 13725
Off Temp	Waiver Requested	ARCI <input checked="" type="checkbox"/>	Enforcement <input checked="" type="checkbox"/> Minor

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

- Yes No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
- Yes No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the Court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
SEE ATTACHED					

- Yes No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.
- Yes No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Scott Manner 10/6/23
 Signature of Applicant Date

RECEIVED

2023 OCT 26 PM 2:21

2023 OCT 12 PM 3:06

FLORIDA GAMING CONTROL BOARD

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

- Yes No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
- Yes No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the Court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
MAY 30, 2021	SUMNER	FL	PETIT THEFT	M	ADJ WITHHELD
			SEE ATTACHED		

- Yes No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.
- Yes No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 489.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for license identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L: 193, Sec. 317.

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Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.78, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Shelley Manner
Signature of Applicant

10/6/23
Date

Shelley Manner

10/26/23



VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[License Search](#) |
 [Entity Search](#) |
 [Modify License Standing](#) |
 [Maintain License CE Control](#)

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

Logged in as: **cstubbs1**

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

License Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On File # 15010 Name Mennilli, Lori-Ayn Extended To License # Rank Renewed On Entity # 13774026 Lic Status Applicant		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back								
Address Street # 10780 Street NE 89TH DR UNIT 308 Line 2 Line 3 City THE VILLAGES State FL Zip 32162 Routing										
Other 1st License Date Rank Date Certificate # Method -- Status Date [REDACTED] Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent										
Select Action <input type="text"/>  										
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.			
Type	Modifier	Effective Date	Additional Info							
No items found.										
Alt Keys BEST LIC NBR										

 [Get Adobe Reader.](#)

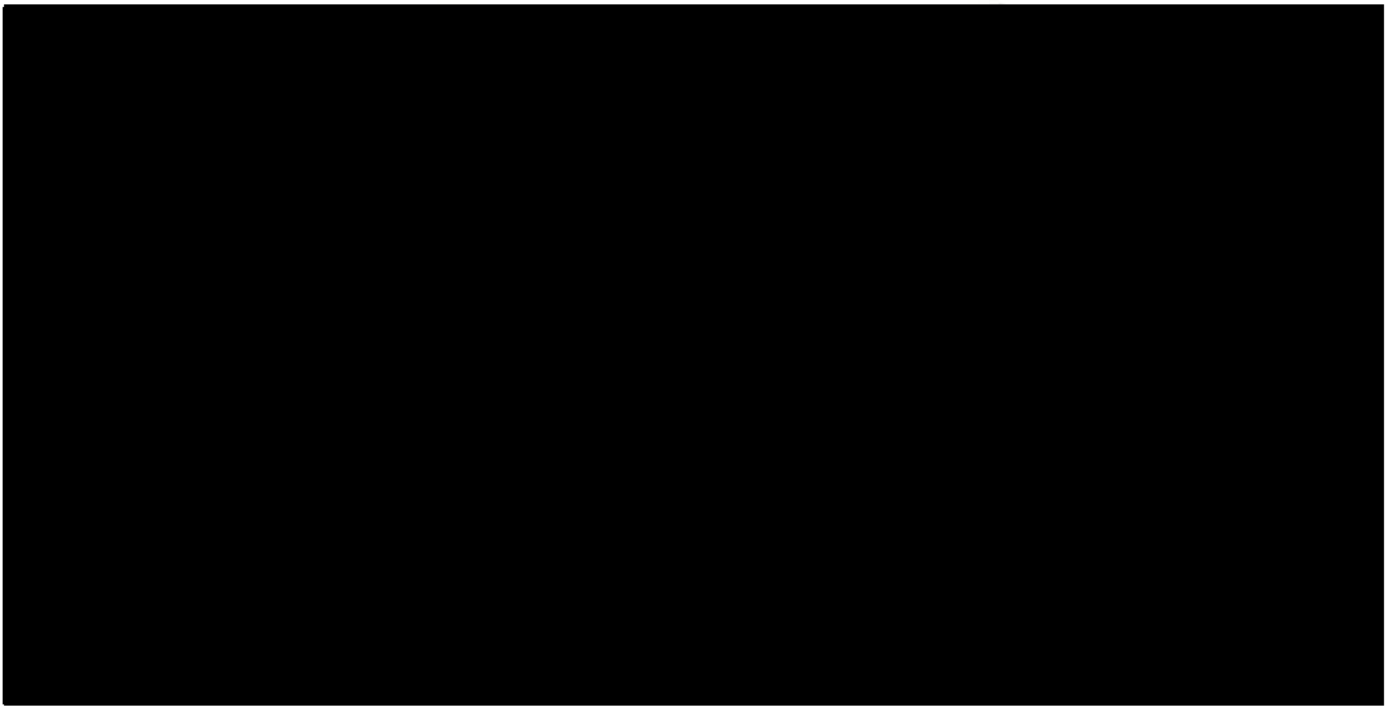
EXHIBIT #1
PAGE 6/6

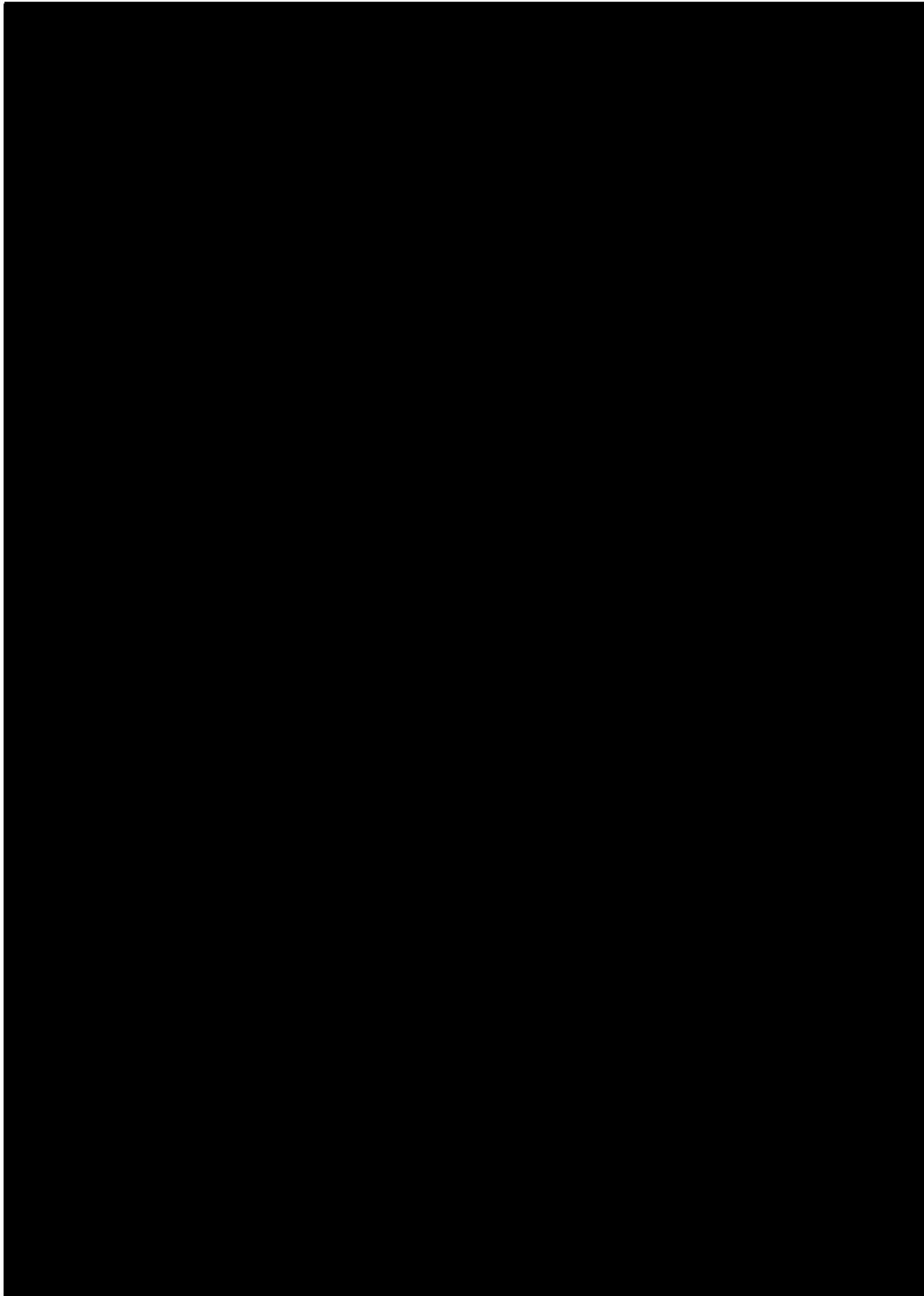


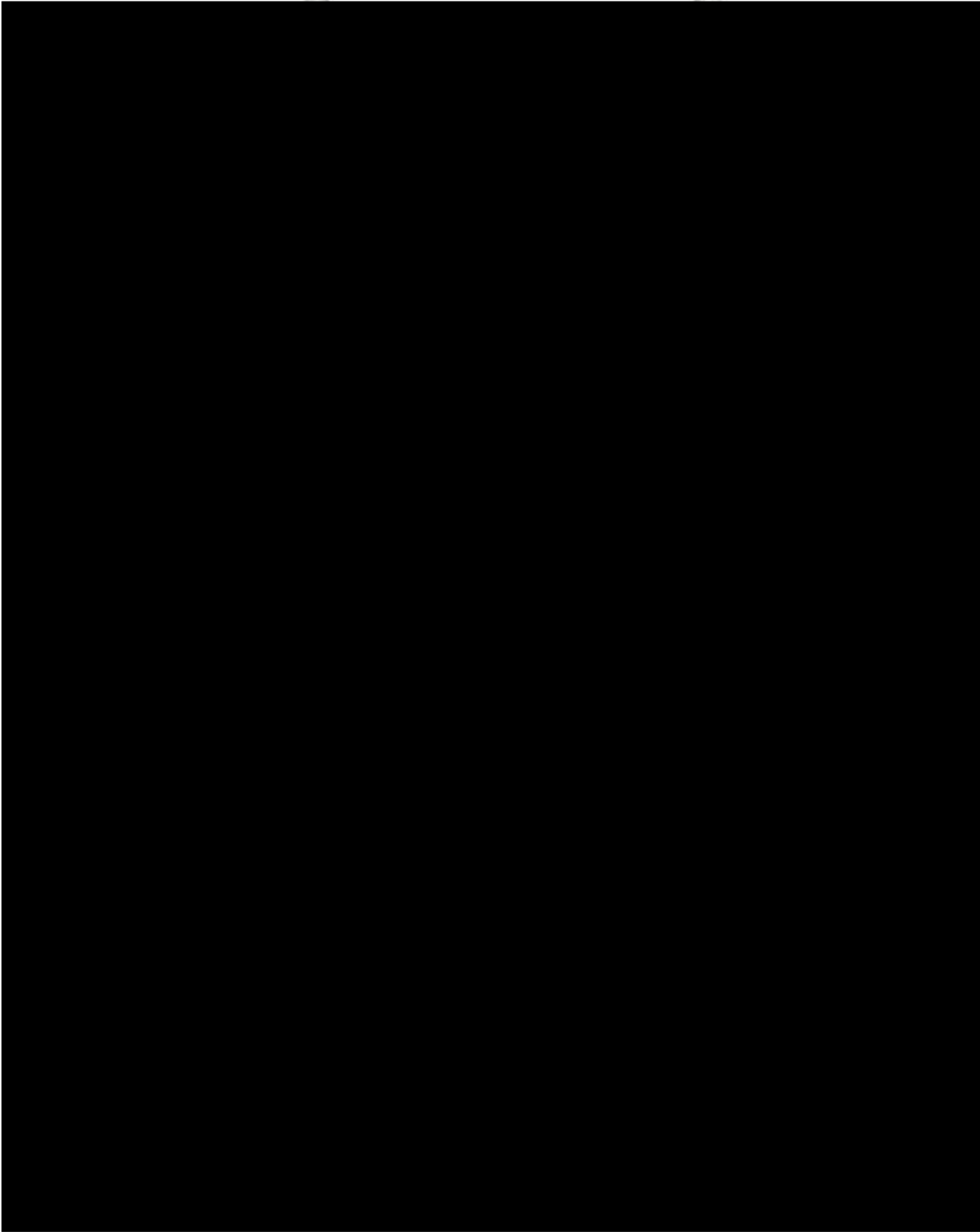
Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name:
Middle Name:
Last Name: Mennilli
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------







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[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

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

Logged in as: **ddonaldson**

12/13/2023

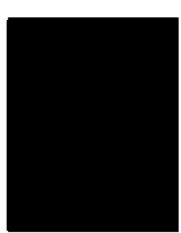
[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > [License Home](#)

License Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On File # 15010 Name Mennilli, Lori-Ayn Extended To License # Rank Renewed On Entity # 13774026 Lic Status Applicant			<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back								
Address Street # 10780 Street NE 89TH DR UNIT 308 Line 2 Line 3 City THE VILLAGES State FL Zip 32162 Routing			*New applicant, -no previous license, -no temp issued. *No ARCI findings. *CCIS findings.								
Other 1st License Date Rank Date Certificate # Method -- Status Date Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent			*No additional enforcement cases.								
Select Action <input type="text"/>  											
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.				
Type	Modifier	Effective Date	Additional Info								
No items found.											
Alt Keys BEST LIC NBR											

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SUMTER County

2021 mm 907
Notice to Appear

ORI Num: FL0600000	Agency Name: SUMTER COUNTY SO	Case Number: SCSO21OFF002418
FOI/NCIC Check: Yes <input type="checkbox"/> No <input type="checkbox"/>	Date Cited (MM/DD/YYYY): 05/20/2021	Time Cited: 19:35
DEFENDANT		Jacket Number:
NAME (L, F, M): MENNILLI, LORIAYN	SCSO21MNI010710	Race: W Sex: F DOB: [REDACTED] Age: [REDACTED]
RES: Street Num, Pre-Dir, Street Name, 10816 NEW 87TH LOOP 308	City: LADY LAKE	State: [REDACTED] Zip Code: 32162
Height: 5'6 Weight: 240 Hair: BRO Eyes: BRO	P.O.B (City, State, Country): BRIDGEPORT, CT	Road Designator: [REDACTED] Post-Dir: [REDACTED] Apt/Suite: 308
Business & Occupation:	A.K.A.:	
Bus / School: Street Num, Pre-Dir, Street Name	City (Business):	State (Business):
City (Business):	State (Business):	Zip Code (Business):
Driver's Lic / State ID No: [REDACTED]	State: CT	Year Expires: [REDACTED] S.S.N: [REDACTED]
CHARGES	MISDEMEANOR <input checked="" type="checkbox"/> ORDINANCE <input type="checkbox"/>	Court Location: SUMTER COUNTY COURT
# 1 Charge: 2399 LARC-PETIT THEFT 1ST DEGREE 100 LESS 750 DOLS	FSS: 812.014.2e	CLERK OF CIRCUIT COURT 2021 MAY 25 AM 9:55 SUMTER COUNTY, FLA
# 2 Charge:	FSS:	
# 3 Charge:	FSS:	
CO-DEFENDANT		
NAME (L, F, M):	Arrest? Fel. Misd. Traff. ORD.	Race: Sex: Age:
NAME (L, F, M):	Arrest? Fel. Misd. Traff. ORD.	Race: Sex: Age:
NARRATIVE		
The undersigned has probable cause to believe the above-named defendant, on the <u>20th</u> day of <u>May</u> , 2021 at approximately <u>17:00</u> at <u>4085 WEDGEWOOD LN</u> (Zone: <u>SCSO</u>) in SUMTER County did:		
Commit the offense of Retail Petit Theft in violation of FSS 814.014.2e, by the defendant, Marilyan Mennilli, for not scanning merchandise, passing all points of sale, totaling up to \$169.80 at Walmart in Sumter County, Florida, to wit: On Thursday May 20, 2021 at approximately 6:35 pm myself and Field Training Officer Letson were dispatched to Walmart located at 4085 Wedgewood LN Lady Lake, FL within Sumter County. In reference to a theft in progress. Upon arrival I spoke to asset protection employee victim who stated that she witnessed the defendant covering up the barcodes with her hands while scanning across the register, creating the scanning motion only, at the self check out section. The victim stated that she placed multiple items in a bag without purchasing them and placed them into her cart. The victim stated the defendant walked past all points		RIGHT INDEX FINGERPRINT 
Sworn to and subscribed before me, the undersigned this <u>20th</u> day of <u>May</u> , 2021	I swear / affirm the above statements are correct and true	
Name: <u>[Signature]</u>	<u>[Signature]</u>	LETSON, REBECCA / 191
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input type="checkbox"/>	OFFICER'S SIGNATURE	OFFICER'S PRINTED NAME (L, F)
Personally Known <input type="checkbox"/> Produced Identification <input type="checkbox"/>	Officer's Name Key:	Officer's Bus Phone No. [REDACTED]
Type of Identification:	REVIEWING OFFICER'S SIGNATURE	[REDACTED]

of sale without attempting to pay for the items. The victim then approached the defendant and identified herself as an asset protection employee where she was late detained by law enforcement. The victim provided a copy of a receipt totaling up to approximately \$169.80 of stolen merchandise.

I viewed the store's surveillance video which confirmed the asset protection's statements and recorded the entire incident.

Post Miranda, the defendant stated that she was unaware that multiple items were not scanned. She stated that she has a hard time picking up heavy objects which is why she used two hands.

I completed a computer check on the defendant's criminal history which revealed no prior convictions.

At this time, I issued the defendant a notice to appear court date.

EXHIBIT #2
PAGE 2/4

Sworn to and subscribed before me, the undersigned this <u>20</u> day of <u>May</u> 20 <u>11</u>		I swear / affirm the above statements are correct and true.	
Name: <u>[Signature]</u>		<u>[Signature]</u> OFFICER'S SIGNATURE	LETSON, REBECCA / 191 OFFICER'S PRINTED NAME (L, F)
Notary Public <input type="checkbox"/>	Law Enforcement or Corrections Officer <input type="checkbox"/>	Officer's Name Key	Officer's Bus Phone No <u>[Redacted]</u>
Personally Known <input type="checkbox"/>	Produced Identification <input type="checkbox"/>	REVIEWING OFFICER'S SIGNATURE: <u>[Redacted]</u>	
Type of Identification: _____			

Court Name: SUMTER COUNTY COURT

Court Date: Appearance upon Demand

Court Address: 215 EAST MCCOLLUM AVENUE, BUSHNELL, FLORIDA Court Phone: (352) 569-6600

Instructions:

I agree to appear at the time and place designated above to answer the listed charge(s). I understand that if I willfully fail to appear before the court as required by this Notice to Appear on or before the date set above, I may be held in contempt of court and a warrant for my arrest will be issued.

Defendant's signature (mandatory):

[Handwritten signature]

WITNESSES V - Victim R - Reporter W - Witness

Witness information table with fields for Name, Address, Bus/School, Race, Sex, DOB, Home Phone, Bus Phone, Language, and Email.

Testimony:

[Large empty area for testimony]

EXHIBIT #2 PAGE 3/4

Notary and Officer information section including fields for Notary Public, Law Enforcement or Corrections Officer, Officer's Name, Officer's Bus Phone No., and REVIEWING OFFICER'S SIGNATURE.

IN THE COUNTY COURT OF THE FIFTH JUDICIAL CIRCUIT IN AND FOR SUMTER COUNTY, FLORIDA

STATE OF FLORIDA - VS -

CASE #: 2021MM000907AXMX

MENNILLI, LORAIYN

ROR

M (F) (W) B O

1 PETIT THEFT PROPERTY VALUE MORE THAN \$100 BUT LESS THAN \$750.00

TYPE OF PROCEEDING DEFENDANT Represented By:
[X] Arraignment [] Status Conference [X] Present [] Not Present [X] Waiver of Counsel
[] Pre-Trial [] Jury [] Issue Capias [] Set Aside Capias [] Not Qualified for PD [] PD Appt.
[] Sentencing [] Drug Court [] Waives Speedy Trial [] \$50.00 to be paid within 7 days
[] Plea In Absentia [] Bond Set \$ [] PD Motion to withdraw [] Granted [] Denied
[] Other [] Forfeit Bond [] Set Aside Forfeiture [] Conflict Counsel Appt'd

CASE SET FOR Defendant must be present for the following proceedings: All motions must be filed and heard prior to said date

[] Arraignment [] Status [] Drug Ct. [] Pre-Trial [] Trial

PLEA [] Not Guilty [] Guilty [X] Nolo Contendere

VERDICT [] Not Guilty [] Guilty [X] Adj Withheld [] By Jury [X] As Charged [] Dismissed [] Amended

Ct. Fine 100 FINES AND COST [] PTI [] Nolte Prosequi/No Information

[X] Standard Costs \$203 [] \$20 CStop [] \$65 DOH [] \$20 CP [] \$15 DALO [] \$135/\$5 EMTF [] \$201 DVTF [] \$151 CAM [] \$100 FDLE [] \$33 CF/LER [] \$151 RCTF [] \$1001 Surcharge CUID [] \$Total 328.00 [] Restitution [] \$50 A Day Incarceration LOR
[] \$20 CStop, 5%tx, \$65bcc, \$3tc [] \$20 CP [] \$15 DALO [] \$135/\$5 EMTF [] \$201 DVTF [] \$151 CAM [] \$100 FDLE [] \$33 CF/LER [] \$151 RCTF [] \$65 DOH [] \$1001 Surcharge CUID [] \$Total [] Restitution [] \$50.00 PD Appl Fee Due [] \$20 CStop/5%tx, \$65bcc, \$3tc [] \$20 CP [] \$15 DALO [] \$135/\$5 EMTF [] \$201 DVTF [] \$151 CAM [] \$100 FDLE [] \$33 CF/LER [] \$151 RCTF [] \$1001 CUID [] \$65 DOH [] \$Total [] \$5000.00 CP per FS796.07.6 [] Cost of Prosecution \$100

[X] 60 days to comply with all conditions or suspend drivers license [] PD Lien [] Investigation Costs

Pursuant to 903.286 the Clerk shall withhold all court fines, fees and cost from cash bond [] All monies to be made LOR

[X] Defendant is ordered to immediately report to the Clerk of Court to setup and comply with a payment agreement or determine indigency.

SENTENCE [] Serve Sumter County Jail [] Credit Time Served [] Conc [] Cons with

[] Serve Cons weekends on Sumter County Work Detail to begin on Sign up by 4:00pm on Thurs

[] Must comply with all rules and regulations of the Sumter County Work Detail Program

PROBATION [] Supervised Probation Months [] Conc [] Cons [] Pay F/C & Cost Pros a/prob per pay agreement

[] Early termination upon completion of all sanctions

[] Submit to random testing [] Drug/Alch Eval Treatment w/n 30 days [] Refrain from Drug/Alch [] Mental Health Evaluation [] Shoplifters Course

[] Batterers Intervention [] Impulse Control [] Anger Mgmt [] Worthless Check Program

[] Community Service [] May buyout CS at \$10.00 an hour [] DUI [] Attend Victim Impact Panel [] No Alcohol or Bars

[] DL Revoked/Suspended for [] DDC [] ADI [] DATE Course [] Do Not Drive Until Obtaining A Valid Driver License

[] Impoundment of vehicle for a period of days Def. shall bear all expenses related to the vehicle impoundment

[] Impoundment excused due to: [] Ignition Interlock Device

[] No Use or Possession of firearms or ammunition [] No Contact w/victim

MUST PRESENT VALID [] License, if possible [] Tag [] Shown in open court [] Satisfy all conditions to Obtain valid Driver License during term.

[] Civil Penalty/Costs \$25.00 Total within days or D/L and Adjudicate Guilty

[] Criminal Affidavit, proof of compliance filed, NOLO, ADJ WITHHELD \$236.10 COST

Done, Ordered and Adjudged in open court or in chambers on this the 16TH day of JUNE, 2021 in Sumter County, Florida.

By signing above I am acknowledging receipt of the above court date.

PAUL MILITELLO, COUNTY COURT JUDGE
Copies: () Jail (X) SA () PD () Prob () City () Def () Bond () Def Atty () Cash () BOCC (X) Minutes



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2023060611 **Incident date:** 10/26/2023 **Status:** 106 - Sent to Directors office
Lic Type: 1012 **Disposition:**
Case Type: Complaint

Responsible: Itrombeta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL

Respondent: MENNILLI, LORI-AYN
10780 NE 89TH DR UNIT 308, THE VILLAGES, FL 32162

Summary: 950 - Ocala Breeders' Sales

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	10/26/2023	A	10	15	Assigned to Investigator	Imoore	MENNILLI, LORI-AYN
	11/21/2023	A	79	435	Telephone	Imoore	MENNILLI, LORI-AYN
	11/20/2023	A	79	435	Telephone	Imoore	MENNILLI, LORI-AYN
	10/30/2023	A	10	50	Interview Respondent	Imoore	MENNILLI, LORI-AYN
	10/26/2023	A	79	440	Incoming Correspondence	cstubbs1	MENNILLI, LORI-AYN
	10/27/2023	A	79	435	Telephone	Imoore	MENNILLI, LORI-AYN



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	12/13/2023	R		ltrombeta	TROMBETTA, LOUIS	ddonaldson	
	12/11/2023	R		bjones	JONES, BRADFORD	bjones	
	12/11/2023	R		ddonaldson	DONALDSON, DAVID	cstubbs1	
	10/26/2023	R		lmoore	ROUNDS, LEEANN	cstubbs1	
	12/13/2023	S	1012	106	Sent to Directors office	ddonaldson	
	12/11/2023	S	1012	165	Supervisor Review	bjones	
	12/11/2023	S	1012	104	Sent to Licensing Section	cstubbs1	
	12/11/2023	S	1012	90	Closed	cstubbs1	
	10/26/2023	S	1012	20	Under Investigation	cstubbs1	
	10/26/2023	S	1012	10	Initial Review	cstubbs1	
Allegation:	Code	Description					
	WAVR	Waiver of Crim. Conv. or Other Offenses					

DD

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

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

Logged in as: **cstubbs1**

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

Lic Type	1012 - Cardroom Employee Occupational	Status	104 Sent to Licensing Section	Status Date	12/11/2023
Complaint #	2023060611	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	MENNILLI, LORI-AYN	Responsible	ddonaldson - DONALDSON, DAVID	Private Case

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

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	WALK - Walk-in	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	10/26/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	NR - Northern Region	Received	10/26/2023	<input type="checkbox"/> Inspection	
Reference				<input type="checkbox"/> Costs	
Entered	10/26/2023	Entered By	cstubbs1	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	950 - Ocala Breeders' Sales			<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated	12/11/2023 16:09:36	By	cstubbs1	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

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

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licenses

Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: lori
Middle Name: ayn
Last Name: mennilli
Sex: F
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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[Licensees](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)

EXHIBIT #4
PAGE 1/3



FLORIDA
GAMING CONTROL
COMMISSION

JULIE I. BROWN, COMMISSIONER
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER

October 13, 2023

Ms. Lori-ayn Mennilli
10780 Ne 89th Dr Unit 308
The Villages, Florida 32162

RE: Application No. 73917, Entity 13774026
1012 - Cardroom Employee Occupational

Dear Ms. Mennilli:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 2 of the application. If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section. Please initial and date any changes made to your application.

You must list the information on your application for the following charges:

- Sumter County, Florida Arrest(s) – 05/20/2021

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.488.3211.

If you fail to provide the Florida Gaming Control Commission with a complete application by 02/07/2024, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Also, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

OFFICE OF OPERATIONS
2601 BLAIR STONE ROAD
TALLAHASSEE, FLORIDA 32399

EXHIBIT #4
PAGE 2/3

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.488.3211.

Thank you,

Randall Kitchens
Operations Analyst II

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Elina Valentine, Deputy General Counsel
Re: Christopher Van Hassel; Case No. 2023-064914
Date: January 26, 2024

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to deny Christopher Van Hassel’s (the “Applicant”) application for a Pari-Mutuel Wagering Professional Individual Occupational license (the “Application”). The Applicant submitted a completed Application on November 14, 2023. Upon review of the Application, it appears Applicant has been convicted of a felony, a disqualifying offense under section 550.105(5)(b), Florida Statutes. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the restrictions excluding offenders. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On November 3, 2023, the Applicant submitted an application to the Division for a Pari-Mutuel Wagering Professional Individual Occupational License. On November 14, 2023, the Applicant submitted a completed Application.

Upon review of the Application, it appears that on July 2, 2020, the Applicant was convicted of Criminal Trespass, a felony in the state of Pennsylvania. This felony conviction is a disqualifying offense under section 550.105(5)(b), Florida Statutes.

On November 8, 2023, the Division received from the Applicant a request for waiver from the restrictions excluding offenders with disqualifying offenses under section 550.105(5), Florida Statutes.

On December 4, 2023, a Division investigator conducted a waiver interview of the Applicant. The Division investigator documented the waiver interview in a report submitted to the Executive Director of the Commission for consideration. On December 18, 2023, the Executive Director declined to waive the restrictions excluding offenders.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides that:

[t]he commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 550.105(5)(d), Florida Statutes, provides that:

. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.

Staff Recommendation: The Florida Gaming Control Commission may deny or declare Applicant ineligible for any license upon a finding of a disqualifying offense pursuant to section 550.105(5), Florida Statutes. Accordingly, the Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial in this matter.

**ROUTING SLIP
REQUEST FOR WAIVER**

RE: VAN HASSEL, CHRISTOPHER – 3904804
(APPLICANT'S NAME – LICENSE #)

Case No: 2023 06 4914

1021 – Jockey
Occupation Code and Job Title

320 – Tampa Bay Downs
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE:

FEBRUARY 13, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones [Signature] 12/11/2023
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: DD 12/13/2023
(Initial & Date)

[Signature] 12/14/23
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or No If yes, in what jurisdiction? Unpaid restitution and court costs, see below.

Executive Director: LT 12/14/23
(Initial & Date)

Prepare Waiver or Prepare File for Commission Review

Comments: _____

Investigative Findings:

January 30, 2020 Pennsylvania State Police, PA – Criminal Attempt - Criminal Trespass / Break into Structure – Felony – Pled Guilty – Convicted on July 2, 2020 – Sentenced to 155 days confinement, 2 years' probation, Court costs/Fines of \$3,149.75, and pay Restitution of \$ 21,050.33 to Travelers, \$813.37 to Progressive and \$1,500.00 to victims. – Court costs and Restitution has not been paid.

*Please attach Routing Slip to front of case file

Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS
WAIVER INVESTIGATIVE REPORT**

Office: PMW	Region: CENTRAL	Date of Complaint: NOVEMBER 15, 2023	Case Number: 2023 06 4914
Respondent: VANHASSEL, CHRISTOPHER 4229 CAPRI STREET SEBRING, FLORIDA 33872 Phone: (803) 420-1533		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 3904804 / 1021		Profession: Jockey	Report Date: December 4, 2023
Period of Investigation: NOVEMBER 15, 2023 – DECEMBER 4, 2023		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon submission of Christopher VAN HASSEL's State of Florida Pari-Mutuel Occupational License Application dated November 3, 2023, and Waiver Request Form dated July 7, 2023.</p> <p>On November 3, 2023, VAN HASSEL applied for a PMW Professional Occupational license to work as a Jockey at Tampa Bay Downs. On his application, he answered "Yes" to the question, on page 2 of the application, "Have you ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges against you." VAN HASSEL disclosed a 2016 offense for Disorderly Conduct in Pinellas County, Florida.</p> <p>On November 14, 2023, VAN HASSEL amended his original application to include a 2020 felony conviction for Criminal Trespass in Chester County, Pennsylvania and a 2023 misdemeanor conviction for Disorderly Conduct and Marijuana Possession in Aiken County, South Carolina.</p>			
Related Case: 2018 02 5813, 2022 05 9121			
Investigations Specialist II / Date <i>/s/ Lee Ann Rounds</i> Lee Ann Rounds / December 4, 2023		Approved by Investigator Supervisor / Date <i>C. Derek Washington</i> C. Derek Washington / December 5, 2023	
Chief of Investigations / Date <i>Bradford D. Jones</i> Bradford D. Jones / December 11, 2023			

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 01/30/2020		Arresting Agency: Pennsylvania State Police, Avondale, PA.			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Criminal Attempt- Criminal Trespass - Break into Structure	Felony	Guilty	Convicted	07/02/2020
2	Criminal Attempt -Theft by Unlawful Taking-Movable Prop	Misdemeanor	Guilty	Convicted	07/02/2020
3	Simple Assault	Misdemeanor	Guilty	Convicted	07/02/2020
4					

SENTENCE
155 days confinement, 2 years' probation, Court costs/Fines of \$3,149.75 and pay Restitution of \$21,050.33 to Travelers: \$813.37 to Progressive and \$1,500 to victims.

Additional Information: To date Court costs, Fines and Restitution has not been paid; total amount outstanding is \$26,538.45.

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

CRIMINAL HISTORY

Arrest 3				
Date of Arrest:		Arresting Agency:		
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE	

Additional Information:

Arrest 4				
Date of Arrest:		Arresting Agency:		
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE	

Additional Information:

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	
Does the Applicant possess an Occupational License from other jurisdictions?	X	

1. License Type: 1022 Exercise Rider / Jockey				
Date Licensed: 10/24/2014	Expiration Date: 06/30/2017	License #: 3904804	Agency or Jurisdiction: Florida PMW	
			YES	NO
Has License ever been suspended or revoked?			X	
Was any derogatory information received?			X	
Additional Comments: A check of the Association of Racing Commissioners International (ARCI) database showed 10 rulings against VAN HASSEL from Maryland and Pennsylvania. On 10/09/2004 Maryland suspended his license for 5 days for carless/unsafe/improper riding or driving. On 10/23/2004 Pennsylvania suspended his license for failure to fulfill riding engagement in the 7th race and failure to pay a \$50 fine. On 12/04/2005 Maryland suspended his license for a positive urine test for marijuana. He has since been re-instated to good standing in both states.				

2. License Type: Jockey				
Date Licensed: 08/09/2022	Expiration Date: 12/31/2024	License #: 440102	Agency or Jurisdiction: Virginia Racing Commission	
			YES	NO
Has License ever been suspended or revoked?				X
Was any derogatory information received?				X
Additional Comments:				

3. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

4. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: December 4, 2023	Location of Interview: Via Telephone	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During my interview with **VAN HASSEL**, we discussed his Felony conviction for Criminal Trespass. He stated he was at a bar and that someone drugged his drink. He said it "messed him up," and when he left the bar, he ended up breaking into a home and attempted to drive away in the homeowner's car. He stated the homeowner dragged him out of the car and sat on him until law enforcement arrived. He said under his attorney's advice, he pled guilty to the charges and was sentenced to 41 months in prison. He said he was later released on probation to serve the remainder of his sentence and that his probation terminated two and a half months ago. **VAN HASSEL** expressed remorse for his actions and stated he did not intend to commit a crime, he was just "under the influence."

VAN HASSEL admitted to having an alcohol problem in the past but as of July 11, 2023 he has since stopped drinking.

VAN HASSEL stated he has been confused about the licensing process and does not know why he made errors on his previous applications. He further said he has no ill intent and wants to get to work riding horses as this is his love and what he does.

CONCLUSION:

In 2018, **VANHASSEL's** application for an Individual occupational License was denied for failure to timely correct errors and/or omissions, or to provide supplemental information as requested by the Division.

On November 21, 2022, **VAN HASSEL** reapplied for a PMW Occupational License. However, during the application process, on December 29, 2022, **VAN HASSEL** sent an email to PMW Operations Analyst II, Randall Kitchens, requesting his application for a PMW Occupational License be withdrawn.

Case Status: Investigations case closed, and case forwarded to Licensing.

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET
- II. INVESTIGATIVE REPORT
- III. EXHIBITS
 - 1. Waiver Request / Applications / License 1- 5
 - 2. Legal Documents. 1- 11
 - 3. Rap Sheet 1- 14
 - 4. Supporting Docs: ARCI / Letter / Other 1-10

2023 NOV -8 AM 11:22

DBPR PMW-3180 - Request for Waiver



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

FLORIDA GAMING
CONTROL COMMISSION

To Christopher A. Van Hassel
Full Legal Name of Applicant

[Redacted]
Date of Birth

39048041022-PMW
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson, trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Signature of Applicant

Date

7/7/23

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3195 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

2023 NOV -7 PM 3: 04

FLORIDA GAMING CONTROL COMMISSION

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 - Individual Occupational License Application

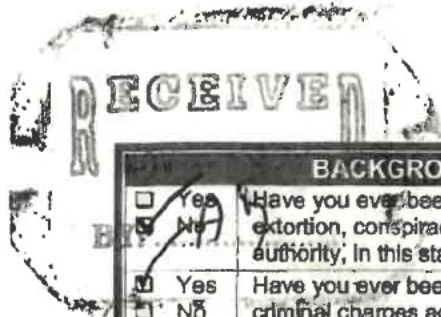
RECEIVED
NOV 08 2023

BY: AG

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number [REDACTED]	Birth Date (MM/DD/YYYY) [REDACTED]	Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Last Name <u>Van Hassel</u>	First <u>Christopher</u>	Middle <u>A</u>	Suffix
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used: _____			
Race/Ethnicity (optional) <input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Current Mailing Address <u>4229 Copri Street</u>		Email Address (optional)	
City <u>Sebring</u>	State <u>FL</u>	Zip Code (+4 optional) <u>33872</u>	Country, if other than USA
Primary Phone Number [REDACTED]		Secondary/Cell Phone Number (optional)	
Current Street Address <u>NA</u>			
City	State	Zip Code (+4 optional)	Country, if other than USA
Type of Occupational License applying for: <input type="checkbox"/> Pari-Mutuel General Individual <input checked="" type="checkbox"/> Pari-Mutuel Professional Individual <input type="checkbox"/> Cardroom Employee		Facility where employed and/or doing business: <u>TBD</u> <u>Florida Race Tracks</u>	
Occupation: <u>Jockey</u>		Is this your first time applying for a racing/gaming license in Florida? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Does your position require access to the Cardroom? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following: Stable Name, Kennel Name, or Business Name _____ Trainer Name (horse or greyhound racing only) _____			
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY			
Type of professional license (attach a copy of Florida professional license):		Florida License Number	
		EXHIBIT #1 PAGE 2/5	
FOR DIVISION USE ONLY			
License Code <u>1021</u>	License # <u>3904804</u>	File # <u>54846</u>	App # <u>248305</u>
Association Code <u>320</u>	Date Received <u>11/03/2023</u>	Entered By <u>AG</u>	License Year <u>2026</u>
License Fee <u>80.00</u>	FP Date <u>11/03/2023</u>	FP Fee <u>37.25</u>	Total Fee <u>\$117.25</u>
Off Temp	Waiver Requested	ARCI <input checked="" type="checkbox"/>	Enforcement <input checked="" type="checkbox"/> Minor

Exp. 03/8/2018



BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
2018? 1/29/16	Rinellas	PA FL	"Disorderly conduct?"	M	Served Finished.

Yes No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

Yes No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

Florida for "Failure to complete Application". ?!

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Signature of Applicant

Date

11/3/23

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGE S AS NECESSARY)

Yes
 No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes
 No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
2/3/23	Aiken	SC	Disorderly Conduct Martyring Prostitution	M	Fine
1/30/2020	chester	PA	Criminal Trespass	M	Fine \$500 sealed

Yes
 No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

Yes
 No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 569.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of committing a crime of guilt or nolo contendere to any disqualifying offense, regardless of adjudication.

Signature of Applicant

Date

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

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[License Search](#) |
 [Entity Search](#) |
 [Modify License Standing](#) |
 [Maintain License CE Control](#)

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

Logged in as: **cstubbs1**

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

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **03/07/2018**

File # **54846** Name **VANHASSEL, CHRISTOPHER A** Extended To

License # **3904804** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **3904804** Lic Status **Applic Denied**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

Address

Street # **4229** Street **CAPRI ST**

Line 2
Line 3

City **SEBRING** State **FL** Zip **33872**

Routing

Other

1st License Date **12/07/2017** Rank Date **12/07/2017** Certificate #
 Method **I-S-1018** Status Date **06/12/2018** Certificate Date
 Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	11/03/2021	Applicant Hit
C	JCKY - Jockey	12/03/2010	
I	TBRD - Thoroughbred	12/03/2010	
L	320 - Tampa Bay Downs	11/13/2023	
Y	3YR - 3 Year License	11/05/2014	

Alt Keys

BEST LIC NBR **3904804**

EXHIBIT #1
PAGE 5/5

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[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

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

Logged in as: **ddonaldson**
12/12/2023

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

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **03/07/2018**

File # **54846** Name **VANHASSEL, CHRISTOPHER A** Extended To

License # **3904804** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **3904804** Lic Status **Applic Denied**

[Licensee](#)

[History](#)

[Notes](#)

[Notes History](#)

[Back](#)

Address

Street # **4229** Street **CAPRI ST**

Line 2

Line 3

City **SEBRING** State **FL** Zip **33872**

Routing

*First license issued 12/14/2010, last license (temp) expired 03/08/2018

*ARCI findings.

*No CCIS findings.

Other

1st License Date **12/07/2017** Rank Date **12/07/2017** Certificate #

Method **I-S-1018** Status Date **06/12/2018** Certificate Date

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

*Additional enforcement cases. 2018025813: Failure to complete app process. 2022059121: Withdrew from waiver process.

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	11/03/2021	Applicant Hit
C	JCKY - Jockey	12/03/2010	
I	TBRD - Thoroughbred	12/03/2010	
L	320 - Tampa Bay Downs	11/13/2023	
Y	3YR - 3 Year License	11/05/2014	

Alt Keys

BEST LIC NBR **3904804**

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Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering

Licensing Administrator Review – PMW Occupational License

RE: VANHASSEL, CHRISTOPHER A- 3904804 Case No: 2023 06 4914
(APPLICANT'S NAME- LICENSE #)

INITIAL APPLICATION RECEIVED:	11/3/2023
COMPLETE APPLICATION RECEIVED:	11/3/2023
90-DAY DEADLINE:	2/1/2024

2/1/24

Amy Hall Application Processor 320 - Tampa Bay Downs Facility (d/b/a name) 1021 - Jockey Occupation/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review

Conviction

Did the application accurately reflect the Criminal History Record? Yes No

Felony: 1 Count(s)

Misdemeanor – Industry Related/Gambling Related/Bookmaking

Animal Cruelty

Forgery, Larceny, Extortion, Conspiracy to Defraud (Cardroom Professions Only)

Comments: Theft by Unlawful Taking M1 is also associated with the below case.

Arrest Date	Location	Charge	Level	Court Case #	Disposition
01/30/2020	Avondale, PA	Criminal Trespass	F2	CP-15-CR-0000762-2020	Gulity

Disposition Unknown

Felony Arrest(s) :

Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking

Animal Cruelty

Comments: Open Case

Arrest Date	Location	Charge	Level	Court Case #	Disposition
02/02/2023	Aiken, SC	Disorderly Conduct & Poss. 28G or less/10G or less hash	M1	20230030032557	Open Case

Enforcement/Jurisdiction Offenses

Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.

Comments:

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business.

Is the individual applicant related to a business? Yes No If yes, complete sections below.

Business License Number: _____ Business Name: _____

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes No

Date Deficiency Letter Issued: _____ Initials: _____

Comments:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes No Approval

Forward to Investigations Legal Director Initials: [Signature] 11/15/23

Comments:

Also see Aiken County, S. Carolina
2nd Judicial Circuit documents



Aiken County Second Judicial Circuit Public Index



[Aiken County Home Page](#) [South Carolina Judicial Department Home Page](#) [SC.GOV Home Page](#)

Switch View					
The State of South Carolina VS Christopher Allen Van Hassel					
Case Number:	20230030032556	Court Agency:	Aiken Municipal Court	Filed Date:	02/03/2023
Case Type:	Criminal	Case Sub Type:			
Status:	Rescheduled	Assigned Judge:	Carroll, Tracey Lynn	Disposition Judge:	
Disposition:					
Disposition Date:		Date Received:		Arrest Date:	02/02/2023
Law Enf. Case:	2023-00558	True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:		Waiver Date:	
Probation Case:					

Case Parties							
Click the icon to show associated parties.							
Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Dabbs, Lemuel R	834 Beaufort St, Ne Aiken SC 29801				Officer		02/03/2023
Hammond-Hurt, Rebekah Marie	471 Cedar Rd Windsor SC 29856				Bond Entity		02/08/2023
Van Hassel, Christopher Allen	4229 Capri St Sebring FL 33872	White	M		Defendant		02/08/2023

Charges			
Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Van Hassel, Christopher Allen	0622-Disorderly / Public disorderly conduct	0622-Disorderly / Public disorderly conduct	

Associated Cases								
Agency	Case #	External	Relationship	Description	Case Filed Date	Disposition Date	Case Status	Disposition
Aiken County Bond Court	20230030032556	Y		Associated by Case Transfer	02/03/2023	02/04/2023	Transferred	Transferred from Bond Court/Other Court

Actions						
Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		11/17/2023-08:00		
Van Hassel, Christopher Allen	Jury Trial Requested	Filing		06/30/2023-10:03		
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		06/30/2023-08:00	06/30/2023-11:30	
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		06/26/2023-08:00	06/26/2023-11:30	
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		05/01/2023-08:00	06/26/2023-11:30	
Van Hassel, Christopher Allen	Archived Guilty Plea Information	Filing		04/28/2023-00:00		
Van Hassel, Christopher Allen	Archived Faretta Warnings	Filing		04/28/2023-00:00		

Van Hassel, Christopher Allen	Jury Trial Requested	Filing		03/06/2023-10:34	
Van Hassel, Christopher Allen	Criminal/Traffic Court	Event		03/06/2023-08:00	03/06/2023-11:30
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		03/06/2023-08:00	05/01/2023-11:30
Van Hassel, Christopher Allen	Archived Court Summons	Filing		03/06/2023-00:00	
Van Hassel, Christopher Allen	Bond Hearing	Event		02/03/2023-10:00	02/03/2023-17:00

Financials

Summary

Fine/Costs:	\$257.50	Total Paid for fine/costs:	\$0.00	Balance Due:	\$257.50
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Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to General Fund	AFNEGF	\$100.00		\$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	\$12.00		\$0.00
Victim Conviction Surcharge \$100 / \$25	CVSRCH	\$25.00		\$0.00
Law Enforcement Funding Surcharge \$25	LEFSUR	\$25.00		\$0.00
State Assessment	STAASM	\$95.50		\$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
02/08/2023	176883	c02kwillia	PY	\$257.50

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2023BD0210200496	02/03/2023		Maurice	Cash Bond	\$257.50	Surety Bond	\$257.50	

Post Information

None



Aiken County Second Judicial Circuit Public Index



[Aiken County Home Page](#) [South Carolina Judicial Department Home Page](#) [SC.GOV Home Page](#)

Switch View					
The State of South Carolina VS Christopher Allen Van Hassel					
Case Number:	20230030032557	Court Agency:	Aiken Municipal Court	Filed Date:	02/03/2023
Case Type:	Criminal	Case Sub Type:			
Status:	Rescheduled	Assigned Judge:	Carroll, Tracey Lynn	Disposition Judge:	
Disposition:					
Disposition Date:		Date Received:		Arrest Date:	02/02/2023
Law Enf. Case:	2023-00558	True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:		Waiver Date:	
Probation Case:					

Case Parties							
<small>Click the icon to show associated parties.</small>							
Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Dabbs, Lemuel R	834 Beaufort St, Ne Aiken SC 29801				Officer		02/03/2023
Hammond-Hurt, Rebekah Marie	471 Cedar Rd Windsor SC 29856				Bond Entity		02/08/2023
Van Hassel, Christopher Allen	262 EASTGATE DRIVE 236 Aiken SC 29801	White	M		Defendant		05/01/2023

Charges			
Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Van Hassel, Christopher Allen	0659-Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense	0659-Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense	

Associated Cases								
Agency	Case #	External	Relationship	Description	Case Filed Date	Disposition Date	Case Status	Disposition
Aiken County Bond Court	20230030032557	Y		Associated by Case Transfer	02/03/2023	02/04/2023	Transferred	Transferred from Bond Court/Other Court

Actions						
Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		11/17/2023-08:00		
Van Hassel, Christopher Allen	Jury Trial Requested	Filing		06/30/2023-10:04		
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		06/30/2023-08:00	06/30/2023-11:30	
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		06/26/2023-08:00	06/26/2023-11:30	
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		05/01/2023-08:00	06/26/2023-11:30	
Van Hassel, Christopher Allen	Archived Court Summons	Filing		05/01/2023-00:00		
Van Hassel, Christopher Allen	Jury Trial Requested	Filing		03/06/2023-10:34		

Van Hassel, Christopher Allen	Criminal/Traffic Court	Event		03/06/2023-08:00	05/01/2023-11:30
Van Hassel, Christopher Allen	Archived Court Summons	Filing		03/06/2023-00:00	
Van Hassel, Christopher Allen	Archived Faretta Warnings	Filing		03/03/2023-00:00	
Van Hassel, Christopher Allen	Archived Guilty Plea Information	Filing		03/03/2023-00:00	
Van Hassel, Christopher Allen	Bond Hearing	Event		02/03/2023-10:00	02/03/2023-17:00
Van Hassel, Christopher Allen	Defendant Information Regarding Rights	Filing		02/03/2023-00:00	

Financials

Summary

Fine/Costs:	\$615.00	Total Paid for fine/costs:	\$0.00	Balance Due:	\$615.00
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Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to General Fund	AFNEGF	\$200.00		\$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	\$24.00		\$0.00
Victim Conviction Surcharge \$100 / \$25	CVSRCH	\$25.00		\$0.00
Law Enforcement Funding Surcharge \$25	LEFSUR	\$25.00		\$0.00
PCC Surcharge	PCCSUR	\$150.00		\$0.00
State Assessment	STAASM	\$191.00		\$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
02/08/2023	176884	c02kwillia	PY	\$615.00

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2023BD0210200496	02/03/2023		Maurice	Cash Bond	\$615.00	Surety Bond	\$615.00	

Post Information

None



Page 1 of 1. 1 match.

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
[REDACTED]	VANHASSEL	CHRISTOPHER	ALLEN	[REDACTED]	10	[REDACTED]	COLTS NECK	NJ



Licensee: CHRISTOPHER ALLEN VANHASSEL



Reports on CHRISTOPHER ALLEN VANHASSEL

- Comprehensive Ruling Report
- Drug Ruling Report (Last 5 Years)
- Comprehensive Licensee Report

Identification Information

[Add a New Identification Record](#)

Date of Birth	Federal ID/SSN	Country	Sex
[REDACTED]	[REDACTED]	USA	Unknown

Name Information

[Add a New Name Record](#)

Name Type	Prefix	First Name	Middle Name	Last Name	Suffix
Current Legal Name		CHRISTOPHER	ALLEN	VANHASSEL	
Previous Legal		CHIP	A	VAN HASSEL	
Previous Legal		CHRISTOPHER	ALLEN	VAN HASSEL	
Previous Legal		CHRISTOPHER	A.	VAN HASSEL	
Other		CHRISTOPHER	A	VAN HASSEL	
Other		christopher	a	vanhassel	

Address Information

Address Type	Street Address	City	State	Zip Code
Mailing	4229 Capri St	SEBRING	FL	33872

Phone Information

Phone Number Type	Phone Number
Emergency	[REDACTED]
Home	[REDACTED]
Mobile	[REDACTED]

License Information

[Add a New License Record](#)

License Number	License Type	Issued Date	Expiration Date	Licensing Commission
440102	Jockey	8/9/2022	12/31/2024	Virginia Racing Commission
241254	Exercise Person	4/4/2019	12/31/2019	Delaware Thoroughbred Racing Commission
3904804	Jockey	12/7/2017	3/7/2018	Florida Division of Pari-Mutuel Wagering
227705	Exercise Person	4/29/2016	12/31/2016	Delaware Thoroughbred Racing Commission
5354816	Utility Employee	4/21/2015	12/31/2015	New Jersey Racing Commission
3904804	Jockey	11/5/2014	6/30/2017	Florida Division of Pari-Mutuel Wagering
	Exercise Person	10/24/2014	6/30/2017	Florida Division of Pari-Mutuel Wagering
5335805	Jockey	11/7/2013	12/31/2013	New Jersey Racing Commission
0510337036	Jockey	10/15/2013	12/30/2016	Pennsylvania Horse Racing Commission
0510330414	Groom	3/12/2013	12/30/2015	Pennsylvania Horse Racing Commission
5320128	Utility Employee	7/11/2012	12/31/2012	New Jersey Racing Commission
79334	Jockey	7/26/2011	12/31/2011	Delaware Thoroughbred Racing Commission
5305851	Jockey	7/24/2011	12/31/2011	New Jersey Racing Commission

DD 12/13/2023

5302344	Utility Employee	5/15/2011	12/31/2011	New Jersey Racing Commission
3904804	Jockey	12/14/2010	6/30/2011	Florida Division of Pari-Mutuel Wagering
	Jockey	12/3/2010	3/3/2011	Florida Division of Pari-Mutuel Wagering
11004	Jockey	11/19/2009	12/31/2010	Maryland Racing Commission
0005673055	Jockey	5/15/2009	12/31/2012	Pennsylvania Horse Racing Commission
01401	Jockey	4/24/2009	12/31/2009	Maryland Racing Commission
5265509	Jockey	4/23/2009	12/31/2009	New Jersey Racing Commission
5250087	Jockey	6/15/2008	12/31/2008	New Jersey Racing Commission
83685	Jockey	12/27/2007	12/31/2008	Maryland Racing Commission
73635	Jockey	8/29/2005	12/31/2005	Delaware Thoroughbred Racing Commission
*N*1749969	Jockey	8/13/2005	12/31/2005	New Jersey Racing Commission
*N*1740389	Jockey	6/16/2005	6/30/2006	Virginia Racing Commission
24636	Jockey	6/16/2005	6/30/2006	Virginia Racing Commission
08226122	Jockey	4/27/2005	12/30/2008	Pennsylvania Horse Racing Commission
*N*1507408	Apprentice Jockey	5/13/2004	12/31/2004	New Jersey Racing Commission
34954	Apprentice Jockey	2/27/2004	12/31/2004	Maryland Racing Commission
*N*1441480	Apprentice Jockey	10/7/2003	12/31/2003	New Jersey Racing Commission
06216995	Apprentice Jockey	8/2/2003	12/30/2006	Pennsylvania Horse Racing Commission
*N*1476600	Apprentice Jockey	7/23/2003	12/31/2003	Delaware Racing Commission
*N*1541738	Apprentice Jockey	7/23/2003	12/31/2004	Delaware Racing Commission
21092	Apprentice Jockey	6/20/2003	6/30/2004	Virginia Racing Commission
*N*1573527	Apprentice Jockey	6/20/2003	6/30/2005	Virginia Racing Commission
20882	Apprentice Jockey	5/29/2003	12/31/2003	Maryland Racing Commission
3904804	Unknown	11/20/2001	6/30/2002	Florida Division of Pari-Mutuel Wagering
	Other/OTB/Casino	11/20/2001	6/30/2002	Florida Division of Pari-Mutuel Wagering
*N*1116923	Miscellaneous/Permittee	11/20/2001	6/30/2002	Florida Division of Pari-Mutuel Wagering
*N*844723	Exercise Person	6/25/2001	6/30/2002	Virginia Racing Commission
*N*844724	Groom	6/25/2001	6/30/2002	Virginia Racing Commission
16634	Groom	6/25/2001	6/30/2002	Virginia Racing Commission
16636	Exercise Person	6/25/2001	6/30/2002	Virginia Racing Commission
*N*1192593	Exercise Person	4/4/2001	12/31/2002	Delaware Racing Commission
*N*1476599	Exercise Person	4/4/2001	12/31/2003	Delaware Racing Commission
*N*839086	Exercise Person	7/6/1999	12/31/1999	Delaware Racing Commission

Fingerprint Information

Processing Commission	Date Taken	Status	Notes	Add a New Fingerprint Record RCI Card Submitted Date
Virginia Racing Commission	6/25/2001	No		
Pennsylvania Horse Racing Commission	8/2/2003	Yes		
Pennsylvania Horse Racing Commission	9/9/2005	Yes		
Racing Commissioners International	6/4/2014	Unknown	RCI Multi-Jurisdiction Card	6/4/2014

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End
13256PP	Unknown	10/15/2013		N/A		
08086PI	Failure to Honor Declaration/Engagement	9/11/2008	100	N/A		
478	Falsification of License Application	6/10/2007	50	Yes		
05-285MD	Reinstatement to Good Standing in State	12/29/2005		N/A		12/29/2005
05-261MD	Medication/Drug/Alcohol Violation - Human	12/4/2005		N/A	12/4/2005	
05157PN	Unknown	4/28/2005		N/A		
04676PN	Reinstatement to Good Standing in State	11/17/2004		N/A		
04676PN	License Denied, Rescinded, Revoked, Suspended, Withdrawn or Exclusion	10/23/2004		N/A	11/2/2004	
04676PN	Failure to Honor Declaration/Engagement	10/1/2004	50	N/A		
04-175MD	Careless/Unsafe/Improper Riding or Driving	10/1/2004		N/A	10/9/2004	

Applicable Reports

Comprehensive Ruling Report
Comprehensive Licensee Report

Comprehensive Ruling Report

Rulings Against: CHRISTOPHER ALLEN VANHASSEL

Legal Name: CHRISTOPHER ALLEN VANHASSEL

Birth Date:



10 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:	13256PP	Date:	10/15/2013
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Philadelphia Park
Ruling Type:	Unknown		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 13256PP

Action Type: Initial Ruling

Issue Date: 10/15/2013

Action Text:

General Ruling UPON APPLICATION FOR A JOCKEY LICENSE, THE STABLE EMPLOYEE LICENSE #511142241 OF CHRISTOPHER A. VanHASSEL IS HEREBY RESCINDED WITHOUT PREJUDICE.

Ruling #: 2

Ruling Number:	08086PI	Date:	9/11/2008
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Presque Isle Downs
Ruling Type:	Failure to Honor Declaration/Engagement		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A

DD 12/13/2023

Suspension Start: None

Suspension End: 12/29/2005

Actions:

Alpha Ruling: 05-285MD

Action Type: Initial Ruling

Issue Date: 12/29/2005

Action Text:

In the matter of jockey Christopher A. Van Hassel, DOB [REDACTED] 708 High Bridge Road, Bowie, MD 20720, subject of Stewards' Ruling #05-261 dated 12/04/05: On December 29, 2005, Christopher A. Van Hassel appeared before the Stewards in the presence of the Horsemen's Counseling Program (HCP) Coordinator for a hearing on his request to be reinstated to good standing. The HCP Coordinator testified that: (1) An evaluation of Van Hassel's condition has indicated that he does not meet the Diagnostic & Statistical Manual IV Criteria for Cannabis Dependence or Abuse; (2) Van Hassel has completed Phase I of the HCP; and (3) Van Hassel has provided the results of a urinalysis indicating that he is presently drug free. Based upon the above, and in accordance with COMAR 09.10.03.05, §F(2), the Stewards hereby order that the suspension they had imposed on Christopher A. Van Hassel be lifted. BY ORDER OF THE STEWARDS

Ruling #: 5

Ruling Number:	05-261MD	Date:	12/4/2005
Issued By:	Maryland Racing Commission	Facility:	Laurel Race Course
Ruling Type:	Medication/Drug/Alcohol Violation - Human		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Drug:	Marijuana		
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	12/4/2005	Suspension End:	None

Actions:

Alpha Ruling: 05-261MD

Action Type: Initial Ruling

Issue Date: 12/4/2005

Action Text:

On December 4, 2005, jockey Christopher A. Van Hassel, DOB [REDACTED] 708 High Bridge Road, Bowie, MD 20720, was directed by the Stewards to submit a specimen of urine for testing, as per COMAR 09.10.01.05 Drug Prohibition-Humans, §A(1)(b) and §A(2)(a). The specimen tested positive for the drug marijuana and Van Hassel was charged with a violation of the drug prohibition regulation and ordered to appear before the Stewards for a hearing in the matter. Christopher Van Hassel appeared before the Stewards in the absence of counsel and waived his right thereto. Based upon the evidence presented to them and Van Hassel's own admission that he had used the drug, the Stewards found Van Hassel in violation of the drug prohibition regulation. They also determined that this was his first such violation.. Accordingly, as per COMAR 09.10.03.05, §F Disciplinary Action and Evaluation, the Stewards hereby order: (1) That the license issued to Christopher A. Van Hassel be suspended until such time as he has been professionally evaluated; and (2) That, while he is under suspension, Van Hassel be denied the privileges of all the grounds under the jurisdiction of the Maryland Racing Commission [COMAR 09.10.01.45, §Y(1)(a)]. BY ORDER OF THE STEWARDS

Ruling #: 6

Ruling Number:	05157PN	Date:	4/28/2005
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Penn National

DD 12/13/2023

Ruling Type: Unknown
Division: Horse Breed: Thoroughbred
Effective Date: N/A Race Date: N/A
Infraction Date: N/A Infraction Facility: N/A
Race Number: N/A Animal Name: N/A
Under Appeal: False Appeal Date: N/A
Fine Amount: \$ 0 Fine Paid: N/A
Suspension Start: None Suspension End: None
Actions:

Alpha Ruling: 05157PN Action Type: Initial Ruling Issue Date: 4/28/2005

Action Text:

, General Ruling UPON RECEIVING A JOCKEY LICENSE, HIS APPRENTICE JOCKEY LICENSING IS HEREBY RESCINDED WITHOUT PREJUDICE PER RULING #05157PN.

Ruling #: 7

Ruling Number: 04676PN Date: 11/17/2004
Issued By: Pennsylvania Horse Racing Commission Facility: Penn National
Ruling Type: Reinstatement to Good Standing in State
Division: Horse Breed: Thoroughbred
Effective Date: N/A Race Date: N/A
Infraction Date: N/A Infraction Facility: N/A
Race Number: N/A Animal Name: N/A
Under Appeal: False Appeal Date: N/A
Fine Amount: \$ 0 Fine Paid: N/A
Suspension Start: None Suspension End: None
Actions:

Alpha Ruling: 04676PN Action Type: Initial Ruling Issue Date: 11/17/2004

Action Text:

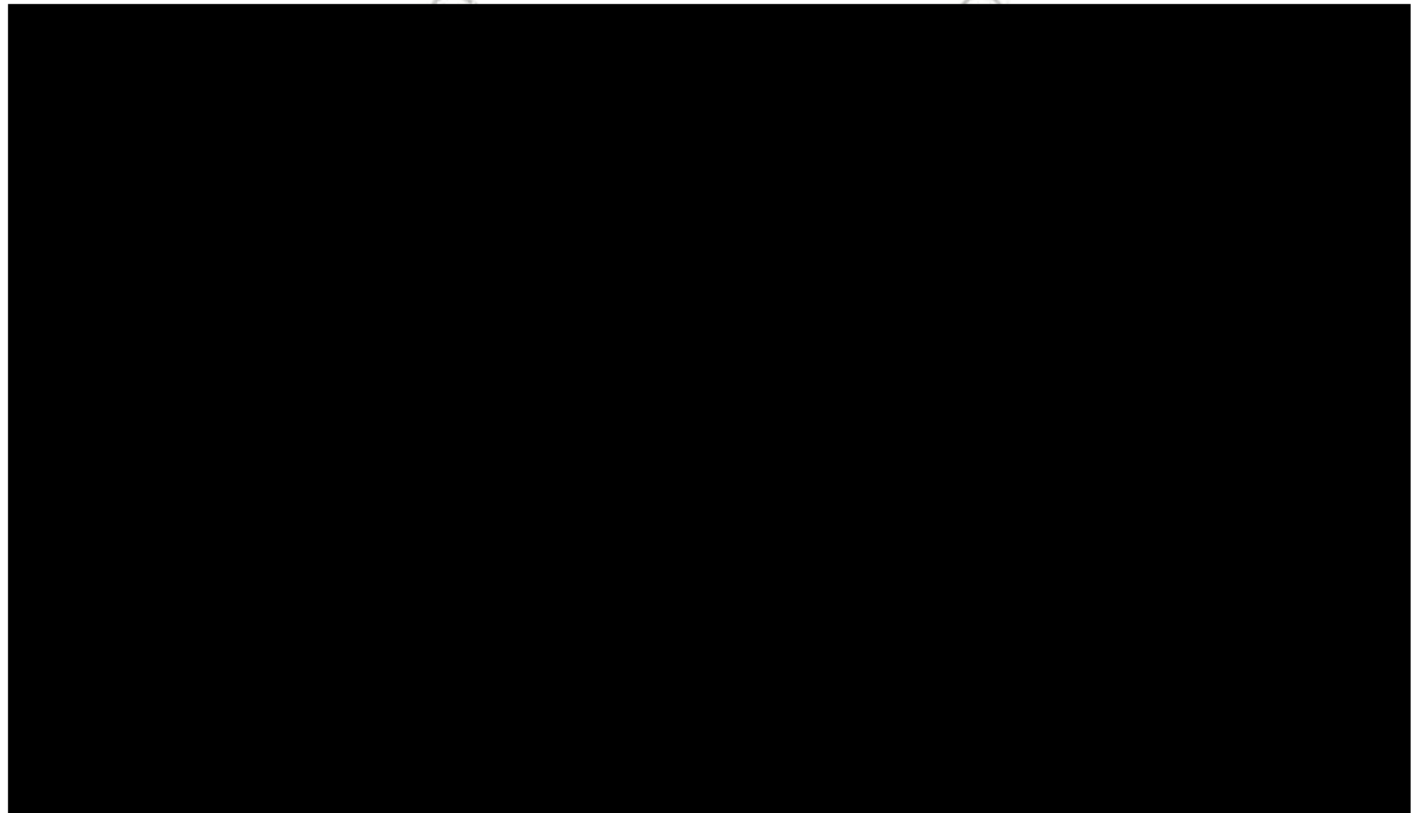
, Failure to fulfill riding engagement FOR THE 7TH RACE. HAVING PAID AN OUTSTANDING FINE IS HEREBY RESTORED TO GOOD STANDING PER RULING #04775PN.

Ruling #: 8

Ruling Number: 04676PN Date: 10/23/2004
Issued By: Pennsylvania Horse Racing Commission Facility: Penn National
Ruling Type: License Denied, Rescinded, Revoked, Suspended, Withdrawn or Exclusion
Division: Horse Breed: Thoroughbred
Effective Date: N/A Race Date: N/A
Infraction Date: N/A Infraction Facility: N/A

Action Text:

Apprentice jockey Christopher A. Van Hassel, DOB [REDACTED], is ordered suspended five (5) Maryland racing days, October 9, 10, 11, 14 and 15, 2004, for riding his mount, "My Terms", in a careless manner in the fifth race at Pimlico Race Course on September 30, 2004, by coming out from behind the lead horse at the top of the stretch without having sufficient room to do so and, in doing so, jostling the horse "Dance In Flight" and forcing its rider to check. [COMAR 09.10.01.50, §A(2)(b) and §C.] However, apprentice jockey Van Hassel having requested permission to ride in "The Yankee Fashion" stake, a designated race at Philadelphia Park, on October 9, 2004, was granted permission to do so with the condition that he serve an additional day of suspension on October 16, 2004. [COMAR 09.10.01.45, §AA(2).] BY ORDER OF THE STEWARDS





**Chester County Court of Common Pleas
Court Summary**

Van Hassel, Christopher Allen
Coatesville, PA 19320
Aliases:
Christopher A. Van Hassel
Christopher Allen Van Hassel

DOB: [REDACTED]

Sex: Unreported/Unknown
Eyes: Blue
Hair: Blond or Strawberry
Race: White

Closed

Chester

CP-15-CR-0000762-2020

Proc Status: Sentenced/Penalty Imposed

DC No:

OTN:X 316305-3

Arrest Dt: 01/30/2020

Disp Date: 07/02/2020

Disp Judge: Sondergaard, Analisa

Def Atty: Mehok, Kristine C. - (PD)

<u>Seq No</u>	<u>Statute</u>	<u>Sentence Dt.</u>	<u>Sentence Type</u>	<u>Grade</u>	<u>Description</u>	<u>Disposition</u>
				<u>Program Period</u>		<u>Sentence Length</u>
4	18 § 901 §§ A			F2	Criminal Attempt - Crim Tres-Break Into Structure	Guilty Plea - Negotiated
		07/02/2020	Confinement	Other		Min: 6 Month(s) Max: 23 Month(s)
5	18 § 901 §§ A			M1	Criminal Attempt - Theft By Unlaw Taking-Movable Prop	Guilty Plea - Negotiated
		07/02/2020	Probation	2 Years		Min: 2 Year(s) Max: 2 Year(s)
6	18 § 2701 §§ A3			M2	Simple Assault	Guilty Plea - Negotiated
		07/02/2020	Probation	2 Years		Min: 2 Year(s) Max: 2 Year(s)

**EXHIBIT #2
PAGE 1/11**

CPCMS 3541

1

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Please note that if the offense disposition information is blank, this only means that there is not a "final disposition" recorded in the Common Pleas Criminal Court Case Management System for this offense. In such an instance, you must view the public web docket sheet of the case wherein the offense is charged in order to determine what the most up-to-date disposition information is for the offense.

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020
CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania
v.
Christopher Allen Van Hassel

Page 1 of 10

CASE INFORMATION

<u>Judge Assigned:</u> Sondergaard, Analisa	<u>Date Filed:</u> 03/02/2020	<u>Initiation Date:</u> 01/30/2020
<u>OTN:</u> X 316305-3 <u>LOTN:</u> X 316305-3	<u>Originating Docket No:</u> MJ-15404-CR-0000032-2020	
<u>Initial Issuing Authority:</u> Matthew Seavey	<u>Final Issuing Authority:</u> Matthew Seavey	
<u>Arresting Agency:</u> PSP - Avondale	<u>Arresting Officer:</u> Price, Amanda B.	
<u>Complaint/Citation No.:</u> PA2020139338	<u>Incident Number:</u>	
<u>Case Local Number Type(s)</u> Civil Judgment Case #	<u>Case Local Number(s)</u> AP2000878	

STATUS INFORMATION

<u>Case Status:</u> Closed	<u>Status Date:</u>	<u>Processing Status:</u>	<u>Arrest Date:</u> 01/30/2020
	07/02/2020	Sentenced/Penalty Imposed	
	07/02/2020	Awaiting Sentencing	
	03/04/2020	Awaiting Trial	
	03/02/2020	Awaiting Original Papers	
			<u>Complaint Date:</u> 01/31/2020

CALENDAR EVENTS

<u>Case Calendar</u>	<u>Schedule</u>	<u>Start</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u>
<u>Event Type</u>	<u>Start Date</u>	<u>Time</u>			<u>Status</u>
Formal Arraignment	03/19/2020	9:15 am	Arraignment Room 4112		Scheduled
Bail Hearing	05/22/2020	12:30 pm	Courtroom 19	Judge Allison Bell Royer	Scheduled
Criminal Trial	06/29/2020	1:30 pm	Courtroom 14	Judge Analisa Sondergaard	Scheduled

DEFENDANT INFORMATION

Date Of Birth: [REDACTED] City/State/Zip: Coatesville, PA 19320

Alias Name
Van Hassel, Christopher A.

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Van Hassel, Christopher Allen

BAIL INFORMATION

Van Hassel, Christopher Allen Nebbia Status: None

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	<u>Bail Posting Status</u>	<u>Posting Date</u>
Set	01/31/2020	Monetary		\$50,000.00		

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
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COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Christopher Allen Van Hassel

Page 2 of 10

CHARGES

Seq.	Orig Seq.	Grade	Statute	Statute Description	Offense Dt.	OTN
4	18	F2	18 § 901 §§ A	Criminal Attempt - Crim Tres-Break Into Structure	01/30/2020	X 316305-3
5	19	M1	18 § 901 §§ A	Criminal Attempt - Theft By Unlaw Taking-Movable Prop	01/30/2020	X 316305-3
6	20	M2	18 § 2701 §§ A3	Simple Assault	01/30/2020	X 316305-3

DISPOSITION SENTENCING/PENALTIES

Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>	
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Grade</u>	<u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>	
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>	
<u>Sentence Conditions</u>			
Waived for Court (Lower Court)	Defendant Was Present		
Lower Court Disposition	02/28/2020	Not Final	
Guilty Plea - Negotiated			
Trial	07/02/2020	Final Disposition	
4 / Criminal Attempt - Crim Tres-Break Into Structure	Guilty Plea - Negotiated	F2	18 § 901 §§ A
Sondergaard, Analisa	07/02/2020	155 Days	
Confinement	Min of 6.00 Months Max of 23.00 Months Other		
Fine: \$25 & costs Restitution: \$21,050.33 to Travelers; \$813.37 to Progressive; \$1,500 to victims Restitution to victims to be paid first DNA Testing: \$250 Fee D/A Eval & recom'd trmnt M/H Eval & recom'd trmnt Eligible for Re-entry Plan No contact with victims As amended			
5 / Criminal Attempt - Theft By Unlaw Taking-Movable Prop	Guilty Plea - Negotiated	M1	18 § 901 §§ A
Sondergaard, Analisa	07/02/2020		
Probation	Min of 2.00 Years Max of 2.00 Years 2 Years		
Fines & costs - waived Waiver of Supervision Fee Consecutive to Count 4 (same conditions) As amended			

**EXHIBIT #2
PAGE 3/11**

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Christopher Allen Van Hassel

Page 3 of 10

DISPOSITION SENTENCING/PENALTIES

Disposition

Case Event

Disposition Date

Final Disposition

Sequence/Description

Offense Disposition

Grade Section

Sentencing Judge

Sentence Date

Credit For Time Served

Sentence/Diversion Program Type

Incarceration/Diversionary Period

Start Date

Sentence Conditions

6 / Simple Assault

Guilty Plea - Negotiated

M2

18 § 2701 §§ A3

Sondergaard, Analisa

07/02/2020

Probation

Min of 2.00 Years

Max of 2.00 Years

2 Years

Last year non-reporting if in compliance

Fines & costs - waived

Waiver of Supervision Fee

Consecutive to Count 5 (same conditions)

As amended

LINKED SENTENCES:

Link 1

CP-15-CR-0000762-2020 - Seq. No. 5 (18 § 3921 §§ A) - Probation is Consecutive to

CP-15-CR-0000762-2020 - Seq. No. 4 (18 § 3503 §§ A1III) - Confinement

Link 2

CP-15-CR-0000762-2020 - Seq. No. 6 (18 § 2701 §§ A3) - Probation is Concurrent with

CP-15-CR-0000762-2020 - Seq. No. 5 (18 § 3921 §§ A) - Probation

**EXHIBIT #2
PAGE 4/11**

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania
v.
Christopher Allen Van Hassel

Page 4 of 10

COMMONWEALTH INFORMATION	ATTORNEY INFORMATION
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Name: Thomas Ost Prisco
District Attorney

Supreme Court No: [REDACTED]

Phone Number(s): [REDACTED] (Phone)

Address:
Chester Co Da's Office
201 W Market St Ste 4450
West Chester, PA 19380

Name: Kristine C. Mehok
Public Defender

Supreme Court No: [REDACTED]

Rep. Status: Active

Phone Number(s): [REDACTED] (Phone)

Address:
Chester Co Public Defender Ofc
201 W Market St Ste 2325
West Chester, PA 19380-0989

Representing: Van Hassel, Christopher Allen

Name: Samuel Kirk Bonsall
Assistant District Attorney

Supreme Court No: 327791

Phone Number(s): [REDACTED] (Phone)

Address:
Chester County Da's Office
201 Market St
West Chester, PA 19382

ENTRIES			
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Sequence Number	CP Filed Date	Document Date	Filed By
1	01/31/2020		Seavey, Matthew
Bail Set - Van Hassel, Christopher Allen			
1	03/04/2020		MDJ-15-4-04
Original Papers Received from Lower Court			
1	03/05/2020		Mehok, Kristine C.
Entry of Appearance			
1	04/01/2020		Chester County Public Defender's Office
Ready for Trial - Waived Arraignment			
Mehok, Kristine C.			
04/02/2020	eService		Served
Ost-Prisco, Thomas			
04/02/2020	eService		Served
2	04/01/2020		Commonwealth of Pennsylvania
Information Filed			
Mehok, Kristine C.			
04/02/2020	eService		Served

**EXHIBIT #2
PAGE 5/11**

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COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania
v.
Christopher Allen Van Hassel

Page 5 of 10

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Ost-Prisco, Thomas 04/02/2020	eService		Served

3 Certificate of Compliance Mehok, Kristine C. 04/02/2020	eService	04/01/2020	Served
			Commonwealth of Pennsylvania
Ost-Prisco, Thomas 04/02/2020	eService		Served

1 Petition to Reduce Bail Ost-Prisco, Thomas 05/20/2020	eNotice	05/20/2020	Notified
			Mehok, Kristine C.
Sondergaard, Analisa 05/20/2020			

1 Hearing Notice Mehok, Kristine C. 05/26/2020	eService	05/26/2020	Served
			Court of Common Pleas - Chester County
Ost-Prisco, Thomas 05/26/2020	eService		Served

1 Order for Return of Property Mehok, Kristine C. 07/06/2020	eService	07/02/2020	Served
			Sondergaard, Analisa
Ost-Prisco, Thomas 07/06/2020	eService		Served

2 Guilty Plea - Negotiated Mehok, Kristine C. 07/10/2020	eService	07/02/2020	Served
			Sondergaard, Analisa
Ost-Prisco, Thomas 07/10/2020	eService		Served

**EXHIBIT #2
PAGE 6/11**

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania
v.
Christopher Allen Van Hassel

Page 6 of 10

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
<hr/>			
3	07/02/2020		Sondergaard, Analisa
Order - Sentence/Penalty Imposed			
Mehok, Kristine C.			
07/10/2020	eService		Served
Ost-Prisco, Thomas			
07/10/2020	eService		Served
<hr/>			
4	07/02/2020		Sondergaard, Analisa
DNA Sample Ordered			
Chester County Adult Probation			
07/02/2020			
Chester County Bail Agency			
07/02/2020			
Chester County Prison			
07/02/2020			
Chester County Sheriff			
07/02/2020			
Mehok, Kristine C.			
07/10/2020	eService		Served
Ost-Prisco, Thomas			
07/10/2020	eService		Served
<hr/>			
5	07/02/2020		Sondergaard, Analisa
Order Granting Parole			
Chester County District Attorney's Office			
07/02/2020			
Chester County Prison			
07/02/2020			
Chester County Public Defender's Office			
07/02/2020			
Chester County Sheriff			
07/02/2020			
Mehok, Kristine C.			
07/10/2020	eService		Served
Ost-Prisco, Thomas			
07/10/2020	eService		Served

**EXHIBIT #2
PAGE 7/11**

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania
v.
Christopher Allen Van Hassel

Page 7 of 10

Sequence Number	CP Filed Date	Document Date	Filed By
Service To	Service By		
Issue Date	Service Type	Status Date	Service Status
1	07/21/2020		Court of Common Pleas - Chester County
Penalty Assessed			
Mehok, Kristine C.	07/21/2020	eService	Served
Ost-Prisco, Thomas	07/21/2020	eService	Served
2	07/21/2020		Court of Common Pleas - Chester County
Entry of Civil Judgment			
Mehok, Kristine C.	07/21/2020	eService	Served
Ost-Prisco, Thomas	07/21/2020	eService	Served
3	07/21/2020		Court of Common Pleas - Chester County
Payment Plan Introduction Letter			
Mehok, Kristine C.	07/23/2020	eService	Served
Ost-Prisco, Thomas	07/23/2020	eService	Served
1	07/29/2020		Van de Krol, Yolanda
Entry of Civil Judgment			
Mehok, Kristine C.	07/31/2020	eService	Served
Ost-Prisco, Thomas	07/31/2020	eService	Served
1	10/07/2020		Chester County District Attorney's Office
Guideline Sentence Form			
Mehok, Kristine C.	10/08/2020	eService	Served
Ost-Prisco, Thomas			

**EXHIBIT #2
PAGE 8/11**

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020
CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania
v.
Christopher Allen Van Hassel

Page 8 of 10

ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
10/08/2020	eService		Served

PAYMENT PLAN SUMMARY

<u>Payment Plan No</u>	<u>Payment Plan Freq.</u>	<u>Next Due Date</u>	<u>Active</u>	<u>Overdue Amt</u>
<u>Responsible Participant</u>			<u>Suspended</u>	<u>Next Due Amt</u>
15-2020-P000003259	Monthly	08/21/2020	Yes	\$18,123.84
Van Hassel, Christopher Allen			No	\$647.28
Payment Plan History:				
	<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>

EXHIBIT #2
PAGE 9/11

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Christopher Allen Van Hassel

Page 9 of 10

CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Van Hassel, Christopher Allen Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
OSP (Chester/State) (Act 35 of 1991)	\$840.00	\$0.00	\$0.00	\$0.00	\$840.00
OSP (Chester/State) (Act 35 of 1991)	\$840.00	\$0.00	\$0.00	\$0.00	\$840.00
Adult Probation Administrative Fee (Chester)	\$420.00	\$0.00	\$0.00	\$0.00	\$420.00
Phone/Internet Supervision (Chester)	\$328.00	\$0.00	\$0.00	\$0.00	\$328.00
ATJ	\$6.00	\$0.00	\$0.00	\$0.00	\$6.00
Booking Center Fee (Chester)	\$150.00	\$0.00	\$0.00	\$0.00	\$150.00
CJES	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
Clerk of Courts Administrative Fee (Chester)	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
Clerk of Courts UDS Automation Fee (Chester)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Clerks Cost (Chester)	\$75.00	\$0.00	\$0.00	\$0.00	\$75.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$21.90	\$0.00	\$0.00	\$0.00	\$21.90
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$32.00	\$0.00	\$0.00	\$0.00	\$32.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
Firearm Education and Training Fund	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
JCPS	\$21.25	\$0.00	\$0.00	\$0.00	\$21.25
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
OAG - JCP	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
State Court Costs (Act 204 of 1976)	\$14.60	\$0.00	\$0.00	\$0.00	\$14.60
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Costs/Fees Totals:	\$3,149.75	\$0.00	\$0.00	\$0.00	\$3,149.75
Fines					
Crimes Code, etc.	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Fines Totals:	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00

EXHIBIT #2
PAGE 10/11

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

Christopher Allen Van Hassel

Page 10 of 10

CASE FINANCIAL INFORMATION

Van Hassel, Christopher Allen Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Restitution					
Individual Restitution	\$1,500.00	\$0.00	\$0.00	\$0.00	\$1,500.00
Insurance Company Restitution	\$813.37	\$0.00	\$0.00	\$0.00	\$813.37
Insurance Company Restitution	\$21,050.33	\$0.00	\$0.00	\$0.00	\$21,050.33
Restitution Totals:	\$23,363.70	\$0.00	\$0.00	\$0.00	\$23,363.70
Grand Totals:	\$26,538.45	\$0.00	\$0.00	\$0.00	\$26,538.45

** - Indicates assessment is subrogated

**EXHIBIT #2
PAGE 11/11**



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2023064914 **Incident date:** 07/07/2023 **Status:** 106 - Sent to Directors office

Lic Type: 1021 **Disposition:**

Case Type: Complaint

Responsible: Itrombeta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI MUTUEL WAGERING
 1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: VANHASSEL, CHRISTOPHER A
 4229 CAPRI ST, SEBRING, FL 33872

Summary: 320 - TAMPA BAY DOWNS, INC

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	11/14/2023	A	79	440	Incoming Correspondence	cstubbs1	VANHASSEL, CHRISTOPHER A
	11/15/2023	A	10	15	Assigned to Investigator	lmoore	VANHASSEL, CHRISTOPHER A
	12/04/2023	A	10	50	Interview Respondent	lmoore	VANHASSEL, CHRISTOPHER A
	11/27/2023	A	79	435	Telephone	lmoore	VANHASSEL, CHRISTOPHER A
	11/20/2023	A	79	435	Telephone	lmoore	VANHASSEL, CHRISTOPHER A
	11/16/2023	A	79	435	Telephone	lmoore	VANHASSEL, CHRISTOPHER A



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	12/12/2023	R		ltrombeta	TROMBETTA, LOUIS	ddonaldson	
	12/11/2023	R		ddonaldson	DONALDSON, DAVID	cstubbs1	
	11/15/2023	R		lmoore	ROUNDS, LEEANN	cstubbs1	
	12/11/2023	R		bjones	JONES, BRADFORD	bjones	
	11/15/2023	S	1021	10	Initial Review	cstubbs1	
	11/15/2023	S	1021	20	Under Investigation	cstubbs1	
	12/11/2023	S	1021	165	Supervisor Review	bjones	
	12/11/2023	S	1021	90	Closed	cstubbs1	
	12/12/2023	S	1021	106	Sent to Directors office	ddonaldson	
	12/11/2023	S	1021	104	Sent to Licensing Section	cstubbs1	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

DD

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[Complaint Search Update](#) | [Change Recording License Type](#) | [Delete Complaint](#) | [Mass Activity Update](#) | [Mass Discipline](#) | [Mass Status Update](#) | [Public Case Info](#)

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

Logged in as: **cstubbs1**

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

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	104 Sent to Licensing Section	Status Date	12/11/2023
Complaint #	2023064914	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	VANHASSEL, CHRISTOPHER A	Responsible	ddonaldson - DONALDSON, DAVID
					Private Case

[Complaint](#) | [Respondent](#) | [Complainant](#) | [Add'l Info](#)

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	WALK - Walk-in	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	07/07/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	CR - Central Region	Received	11/15/2023	<input type="checkbox"/> Inspection	
Reference				<input type="checkbox"/> Costs	
Entered	11/15/2023	Entered By	cstubbs1	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	320 - TAMPA BAY DOWNS, INC			<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated	12/11/2023 13:28:58	By	cstubbs1	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

| | | |

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Comprehensive Ruling Report

Rulings Against: **CHRISTOPHER ALLEN VANHASSEL**

Legal Name: **CHRISTOPHER ALLEN VANHASSEL**

Birth Date: [REDACTED]



10 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:	13256PP	Date:	10/15/2013
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Philadelphia Park
Ruling Type:	Unknown		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: **13256PP** Action Type: **Initial Ruling** Issue Date: **10/15/2013**

Action Text:

General Ruling UPON APPLICATION FOR A JOCKEY LICENSE, THE STABLE EMPLOYEE LICENSE #511142241 OF CHRISTOPHER A. VanHASSEL IS HEREBY RESCINDED WITHOUT PREJUDICE.

Ruling #: 2

Ruling Number:	08086PI	Date:	9/11/2008
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Presque Isle Downs
Ruling Type:	Failure to Honor Declaration/Engagement		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A

Exhibit 4
Page 1/10

Under Appeal: **False**
Fine Amount: **\$ 100**
Suspension Start: **None**

Appeal Date: **N/A**
Fine Paid: **N/A**
Suspension End: **None**

Actions:

Alpha Ruling: **08086PI**

Action Type: **Initial Ruling**

Issue Date: **9/11/2008**

Action Text:

, Failure to fulfill riding engagement FAILURE TO FULFILL THE RIDING ENGAGEMENT FOR THE 4TH AND THE 8TH RACE,SEPTEMBER 10TH , 2008. YOU ARE HEREBY FINED THE SUM OF ONE HUNDRED DOLLARS (\$100.00). THE STEWARDS FIND THAT THE DELAY OF THE EFFECTIVE DATE OF THIS RULING WOULD BE CONTRARY TO THE INTEREST OF THE PUBLIC. THIS RULING IS EFFECTIVE IMMEDIATELY.

Ruling #: 3

Ruling Number:	478	Date:	6/10/2007
Issued By:	Delaware Racing Commission	Facility:	Delaware Park
Ruling Type:	Falsification of License Application		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 50	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: **478**

Action Type: **Initial Ruling**

Issue Date: **6/10/2007**

Action Text:

105-2007 JOCKEY CHIP VANHASSEL, DOB [REDACTED] HAVING WAIVED HIS RIGHTS TO A HEARING, IS FINED THE SUM OF FIFTY \$50.00 DOLLARS FOR FALSIFICATION OF HIS 2007 DELAWARE RACING COMMISSION LICENSE. REFER TO D.R.C RULES 2.5.1.3 & 3.4. FINE TO BE PAID WITHIN 48 HOURS. RULING 105-2007

Ruling #: 4

Ruling Number:	05-285MD	Date:	12/29/2005
Issued By:	Maryland Racing Commission	Facility:	Laurel Race Course
Ruling Type:	Reinstatement to Good Standing in State		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A

**Exhibit 4
Page 2/10**

Fine Amount: \$ 0
Suspension Start: None

Fine Paid: N/A
Suspension End: 12/29/2005

Actions:

Alpha Ruling: 05-285MD

Action Type: Initial Ruling

Issue Date: 12/29/2005

Action Text:

In the matter of jockey Christopher A. Van Hassel, DOB [REDACTED] 708 High Bridge Road, Bowie, MD 20720, subject of Stewards' Ruling #05-261 dated 12/04/05: On December 29, 2005, Christopher A. Van Hassel appeared before the Stewards in the presence of the Horsemen's Counseling Program (HCP) Coordinator for a hearing on his request to be reinstated to good standing. The HCP Coordinator testified that: (1) An evaluation of Van Hassel's condition has indicated that he does not meet the Diagnostic & Statistical Manual IV Criteria for Cannabis Dependence or Abuse; (2) Van Hassel has completed Phase I of the HCP; and (3) Van Hassel has provided the results of a urinalysis indicating that he is presently drug free. Based upon the above, and in accordance with COMAR 09.10.03.05, 何(2), the Stewards hereby order that the suspension they had imposed on Christopher A. Van Hassel be lifted. BY ORDER OF THE STEWARDS

Ruling #: 5

Ruling Number:	05-261MD	Date:	12/4/2005
Issued By:	Maryland Racing Commission	Facility:	Laurel Race Course
Ruling Type:	Medication/Drug/Alcohol Violation - Human		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Drug:	Marijuana		
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	12/4/2005	Suspension End:	None

Actions:

Alpha Ruling: 05-261MD

Action Type: Initial Ruling

Issue Date: 12/4/2005

Action Text:

On December 4, 2005, jockey Christopher A. Van Hassel, DOB [REDACTED], 708 High Bridge Road, Bowie, MD 20720, was directed by the Stewards to submit a specimen of urine for testing, as per COMAR 09.10.01.05 Drug Prohibition-Humans, 你(1)(b) and 你(2)(a). The specimen tested positive for the drug marijuana and Van Hassel was charged with a violation of the drug prohibition regulation and ordered to appear before the Stewards for a hearing in the matter. Christopher Van Hassel appeared before the Stewards in the absence of counsel and waived his right thereto. Based upon the evidence presented to them and Van Hassel's own admission that he had used the drug, the Stewards found Van Hassel in violation of the drug prohibition regulation. They also determined that this was his first such violation.. Accordingly, as per COMAR 09.10.03.05, 何 Disciplinary Action and Evaluation, the Stewards hereby order: (1) That the license issued to Christopher A. Van Hassel be suspended until such time as he has been professionally evaluated; and (2) That, while he is under suspension, Van Hassel be denied the privileges of all the grounds under the jurisdiction of the Maryland Racing Commission [COMAR 09.10.01.45, 即(1)(a)]. BY ORDER OF THE STEWARDS

Ruling #: 6

Ruling Number:	05157PN	Date:	4/28/2005
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Exhibit 4
Page 3/10

Issued By: **Pennsylvania Horse Racing Commission** Facility: **Penn National**
 Ruling Type: **Unknown**
 Division: **Horse** Breed: **Thoroughbred**
 Effective Date: **N/A** Race Date: **N/A**
 Infraction Date: **N/A** Infraction Facility: **N/A**
 Race Number: **N/A** Animal Name: **N/A**
 Under Appeal: **False** Appeal Date: **N/A**
 Fine Amount: **\$ 0** Fine Paid: **N/A**
 Suspension Start: **None** Suspension End: **None**

Actions:Alpha Ruling: **05157PN**Action Type: **Initial Ruling**Issue Date: **4/28/2005**

Action Text:

, General Ruling UPON RECEIVING A JOCKEY LICENSE, HIS APPRENTICE JOCKEY LICENSING IS HEREBY RESCINDED WITHOUT PREJUDICE PER RULING #05157PN.

Ruling #: 7

Ruling Number: **04676PN** Date: **11/17/2004**
 Issued By: **Pennsylvania Horse Racing Commission** Facility: **Penn National**
 Ruling Type: **Reinstatement to Good Standing in State**
 Division: **Horse** Breed: **Thoroughbred**
 Effective Date: **N/A** Race Date: **N/A**
 Infraction Date: **N/A** Infraction Facility: **N/A**
 Race Number: **N/A** Animal Name: **N/A**
 Under Appeal: **False** Appeal Date: **N/A**
 Fine Amount: **\$ 0** Fine Paid: **N/A**
 Suspension Start: **None** Suspension End: **None**

Actions:Alpha Ruling: **04676PN**Action Type: **Initial Ruling**Issue Date: **11/17/2004**

Action Text:

, Failure to fulfill riding engagement FOR THE 7TH RACE. HAVING PAID AN OUTSTANDING FINE IS HEREBY RESTORED TO GOOD STANDING PER RULING #04775PN.

Ruling #: 8

Ruling Number: **04676PN** Date: **10/23/2004**
 Issued By: **Pennsylvania Horse Racing Commission** Facility: **Penn National**
 Ruling Type: **License Denied, Rescinded, Revoked, Suspended,**

Exhibit 4
Page 4/10

Withdrawn or Exclusion

Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	11/2/2004	Suspension End:	None

Actions:

Alpha Ruling: **04676PN**

Action Type: **Initial Ruling**

Issue Date: **10/23/2004**

Action Text:

, Failure to fulfill riding engagement FOR THE 7TH RACE. HAVING FAILED TO PAY THE FINE OF \$50.00 IS BEING SUSPENDED PER RULING #04724PN.

Ruling #: 9

Ruling Number:	04676PN	Date:	10/1/2004
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Penn National
Ruling Type:	Failure to Honor Declaration/Engagement		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 50	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: **04676PN**

Action Type: **Initial Ruling**

Issue Date: **10/1/2004**

Action Text:

, Failure to fulfill riding engagement FOR THE 7TH RACE.

Ruling #: 10

Ruling Number:	04-175MD	Date:	10/1/2004
Issued By:	Maryland Racing Commission	Facility:	Pimlico
Ruling Type:	Careless/Unsafe/Improper Riding or Driving		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A

Exhibit 4
Page 5/10 type text f

Under Appeal: **False**

Appeal Date: **N/A**

Fine Amount: **\$ 0**

Fine Paid: **N/A**

Suspension Start: **10/9/2004**

Suspension End: **None**

Actions:

Alpha Ruling: **04-175MD**

Action Type: **Initial Ruling**

Issue Date: **10/1/2004**

Action Text:

Apprentice jockey Christopher A. Van Hassel, DOB [REDACTED], is ordered suspended five (5) Maryland racing days, October 9, 10, 11, 14 and 15, 2004, for riding his mount, "My Terms", in a careless manner in the fifth race at Pimlico Race Course on September 30, 2004, by coming out from behind the lead horse at the top of the stretch without having sufficient room to do so and, in doing so, jostling the horse "Dance In Flight" and forcing its rider to check. [COMAR 09.10.01.50, 你(2)(b) and 低.] However, apprentice jockey Van Hassel having requested permission to ride in "The Yankee Fashion" stake, a designated race at Philadelphia Park, on October 9, 2004, was granted permission to do so with the condition that he serve an additional day of suspension on October 16, 2004. [COMAR 09.10.01.45, 你A(2).] BY ORDER OF THE STEWARDS

December 5th, 2023

To: Florida Gaming Commission – To Whom it may concern
From: Dr. Douglas S. Kindred – Owner, Ocala FL
Re. Chip Van Hassel, Jockey License Reinstatement/Renewal

Dear Sir/Madame,

I met Mr. Van Hassel (Chip) this past spring at the Ocala Farm Ministry, where I frequently preach. Since then I have gotten to know him, and I find him to be a good man; honest, dependable, intelligent, caring, and trustworthy.

I am aware that Chip has had trouble in the past with drugs/alcohol, but I am very confident that those troubles are now behind him. I have seen tremendous progress in his understanding, in his Spiritual growth and knowledge and love of the Lord.

Chip is a good horseman and a fine rider. I plan to race two horses in the late spring and summer, and would not hesitate to name Mr. Van Hassel on my horses. I ask that you please reinstate him; he deserves another chance and needs to make a living using his God given talent.

I appreciate your timely consideration in this matter.

Sincerely,

Dr. Douglas S. Kindred



Kitchens, Randall

From: Chip Mail <lonesometao@gmail.com>
Sent: Thursday, December 29, 2022 5:36 PM
To: Kitchens, Randall
Subject: Re: Waiver and Release
Attachments: image001.png; ATT00001.htm; VANHASSEL, CHRISTOPHER A.doc; ATT00002.htm; DBPRPMW_3180 - Waiver Request.pdf; ATT00003.htm; DBPRPMW_3195 - Release of Information.pdf; ATT00004.htm; DBPRPMW_3120.pdf; ATT00005.htm

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

At this time I am rescinding any license I have applied for. Florida simply does not deserve to have somebody of my prowess to be judged by a bunch of people who don't even know if they are a-foot or horseback.

Thank me.

I am welcome.

Christopher A. Van Hassel

Gentleman Journeyman Jockey

On Dec 5, 2022, at 4:50 PM, Kitchens, Randall <Randall.Kitchens@fgcc.fl.gov> wrote:

Please fill out and return the attached documents.

Thank you!

EXHIBIT #4
PAGE 8/10

Jonathan Zachem, Secretary

Rick Scott, Governor

May 23, 2018

Mr. Christopher A. Vanhassel
4229 Capri Street
Sebring, Florida 33872

RE: Case No. 2018-025813

Dear Mr. Vanhassel:

This correspondence (hereinafter "Denial Letter") is to inform you that your application for an individual occupational license is denied. This Denial Letter is based upon your failure to timely correct errors and/or omissions, or to provide supplemental information as requested by the Division of Pari-Mutuel Wagering (the "Division") related to your licensure application under Section 120.60, and Section 550.105, Florida Statutes and the rules promulgated thereunder.

Enclosed is a copy of the Division's notice of items ("Deficiency Letter") that you failed to submit in support of the denied application. Please be advised that you may not engage or participate in any activity at any Florida pari-mutuel facility which requires an individual to hold a valid occupational license to perform such activity.

Please note that this Denial Letter does not prohibit you from submitting a new application for an individual occupational license. If you choose to submit a new application, you will be required to submit all fees and costs associated with that application. All applications for an individual occupational license must be complete and accurate, and must include all of the missing information that formed the basis for this Denial Letter.

If you have any questions or concerns with regard to this matter, please do not hesitate to contact our Customer Contact Center at (850) 487-1395.

Sincerely,



Robert Ehrhardt, Director
Division of Pari-Mutuel Wagering

Enclosure: Deficiency Letter

CERTIFICATE OF SERVICE

I HEREBY CERTIFY on this 5 day of June, 2018, a true and correct copy of the foregoing "Denial Letter" has been furnished via U.S. Mail to:

Mr. Christopher A. Vanhassel
4229 Capri Street
Sebring, Florida 33872

Erith L. Proctor
AGENCY CLERK'S OFFICE
Department of Business & Professional Regulation

From: PMW Operations
Sent: Thursday, December 8, 2022 5:03 PM
To: 'lonesometao@gmail.com'
Subject: Florida Licensure
Attachments: PMW - Supporting Document - VANHASSEL, CHRISTOPHER A - - 22-25 - Lic 3904804 - App 189772.pdf;
PMW - DEF LTR - Key Name VANHASSEL, CHRISTOPHER A - License Number 3904804 License Type 1022
12-5-2022.pdf

Mr. Van Hassel:

On 11/21/22 an application for a PMW General Individual Occupational license was received at Tampa Bay Downs. The paperwork was sent forward and received in the Tallahassee licensing office on 11/29/22 for processing. A deficiency letter (copy attached) was issued on 12/5/22 indicating errors and/or omissions on page 2 of the application. You were also notified that you may request a waiver of disqualifying factors that would otherwise be grounds for denial.

On 12/6/22 an amended page 2 of the application was received via email (copy attached), as well as a "Request for Release of Information and Authorization to Release Information" (form DBPR PMW-3195). However, the release form is incomplete because it was not notarized. The "Request for Waiver" (form DBPR PMW 3180) was not received.

If it is your intent to request a waiver of a disqualifying event, you may provide a complete and notarized "Request for Release of Information and Authorization to Release Information" (form DBPR PMW-3195) and a complete "Request for Waiver" (form DBPR PMW 3180). For your convenience, please find a link to these forms below. The Division will process a request for waiver upon receipt of the appropriate forms and a complete application. Otherwise, the application will be processed as is.

Please note that this correspondence is also being sent to you via US mail service to the address provided on your application.

<https://fgcc.fl.gov/pmw/forms/docs/DBPRPMW-3195-E.pdf>

https://fgcc.fl.gov/pmw/forms/docs/DBPRPMW_3180.pdf



Florida Gaming Control Commission
Division of Pari-Mutuel Wagering, Office of Operations
2601 Blair Stone Road, Tallahassee, FL 32399-1037
Office: (850) 488.3211 ~ Fax: (850) 410.5350
PMWOperations@fgcc.fl.gov

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Kitchens, Randall

From: Chip Mail <lonesometao@gmail.com>
Sent: Thursday, December 29, 2022 5:36 PM
To: Kitchens, Randall
Subject: Re: Waiver and Release
Attachments: image001.png; ATT00001.htm; VANHASSEL, CHRISTOPHER A.doc; ATT00002.htm; DBPRPMW_3180 - Waiver Request.pdf; ATT00003.htm; DBPRPMW_3195 - Release of Information.pdf; ATT00004.htm; DBPRPMW_3120.pdf; ATT00005.htm

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At this time I am rescinding any license I have applied for. Florida simply does not deserve to have somebody of my prowess to be judged by a bunch of people who don't even know if they are a-foot or horseback.

Thank me.

I am welcome.

Christopher A. Van Hassel

Gentleman Journeyman Jockey

On Dec 5, 2022, at 4:50 PM, Kitchens, Randall <Randall.Kitchens@fgcc.fl.gov> wrote:

Please fill out and return the attached documents.

Thank you!

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Elina Valentine, Deputy General Counsel
Re: Robert Joseph Russell; Case No. 2023-071869
Date: January 26, 2024

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to deny Robert Joseph Russell’s (the “Applicant”) application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational license (the “Application”). The Applicant submitted a completed Application on December 20, 2023. Upon review of the Application, it appears Applicant has been convicted of three felony offenses. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On November 17, 2023, the Applicant submitted an application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational license to the Division. On December 6, 2023, the Division issued to the Applicant a deficiency letter, requesting that the Applicant amend the Application to disclose information relating to a May 4, 2010, arrest in the state of Florida and a July 18, 2013, arrest in the state of New Jersey. On December 19, 2023, the Division issued to the Applicant a second deficiency letter, requesting that the Applicant amend the Application to provide information relating to a July 18, 2013, arrest in the state of New Jersey. On December 20, 2023, the Applicant submitted a completed Application.

Upon review of the Application, it appears that on August 2, 2004, the Applicant was convicted of the following felony offenses in the state of Florida: (i) Possession of Cocaine; (ii) Resist Officer with Violence; and (iii) Tamper with Physical Evidence. In addition, it appears that on March 13, 2019, the Applicant was convicted of Petit Theft, a misdemeanor offense, in the state of Florida.

The Applicant did not apply for a waiver from the statutory restrictions excluding applicants with disqualifying offenses from slot machine licensure. Furthermore, section 551.107(6), Florida Statutes, does not authorize the Executive Director to

waive the statutory restrictions excluding applicants with disqualifying offenses for slot machine licensure.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides in pertinent part that:

“. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.”

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“. . . the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

Rule 75-14.009, Florida Administrative Code, provides that:

“[t]he [commission] shall deny the application for a slot machine occupational license if a review of the application or the investigation of the applicant demonstrates . . . [t]he applicant has been convicted of any disqualifying offense under Section 551.107(6), F.S.”

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 849.086(6)(g), Florida Statutes, provides that:

“[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.”

Section 550.105(5)(d), Florida Statutes, provides that:

“. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.”

Staff Recommendation: The Florida Gaming Control Commission may deny the Application or declare the Applicant ineligible for a slot machine/cardroom/pari-mutuel combination occupational license upon a finding of a disqualifying offense pursuant to sections 550.105, 551.107, and 849.086(6)(g), Florida Statutes. Accordingly, the Division of Pari-Mutuel Wagering recommends that the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial in this matter.

**CASE FILE ROUTING SLIP
SLOT MACHINE APPLICATION**

RE: RUSSELL, ROBERT JOSEPH-13819042
(APPLICANT'S NAME- LICENSE #)

Case No: 2023071869

INITIAL APP RECEIVED:	<u>11/17/2023</u> (Date)
COMPLETE APP RECEIVED:	<u>12/20/2023</u> (Date)
90-DAY DEADLINE:	<u>3/19/2024</u> (Date)

Investigations Section:

Reviewed by Steve Kogan

N/A

(Initial & Date)

The attached file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section:

Amy Hall
Application Processor

285 - Calder
Facility (d/b/a name)

Dealer
Occupation/Job Title

Reviewed by David Donaldson

 12/21/23

(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes _____ No

Is the applicant related to another application?

Yes _____ No

Comments: _____

Office of Director:

Reviewed by Director _____

(Initial & Date)

Approve Application _____

Deny Application _____

Comments: _____

*Please attach Routing Slip to front of case file.

Licensing Administrator Review –Slot Occupational License

RE: RUSSELL, ROBERT JOSEPH-13819042

Case No: 2023071869

(APPLICANT'S NAME– LICENSE #)

INITIAL APPLICATION RECEIVED:	11/17/2023
COMPLETE APPLICATION RECEIVED:	12/20/2023
90-DAY DEADLINE:	3/19/2024

Amy Hall
Application Processor

285 - Calder
Facility (d/b/a name)

Dealer
Occupation/Job Title

Pursuant to Section 551.107(6)(c) Conviction is defined as being found guilty, with or without adjudication of guilt, as a result of a jury verdict, non-jury trial, or entry of a plea of guilty or nolo contendere. Any misdemeanor conviction to include fraud and theft which are defined for purposes of slot machine gaming licensure as involving dishonesty, misrepresentation, deceit, and lack of truthful conduct in transaction with another.

Licensing Section Review				
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
Conviction				
<input checked="" type="checkbox"/> Felony: 3 Count(s)				
<input type="checkbox"/> Misdemeanor – Gambling Related/Bookmaking				
<input type="checkbox"/> Two or more misdemeanor convictions that involve theft, fraud, or burglary				
<input type="checkbox"/> Forgery, Larceny, Theft, Extortion, Conspiracy to Defraud (Slot Combo Professions Only)				
Comments:				
Arrest Date	Location	Charge	Level	Disposition
01/05/2004	Broward County, FL	Possession of Cocaine: Case#062004CF00026 9A88810	F3	Adjudication Withheld
01/05/2004	Broward County, FL	Resist Office with Violence: Case#062004CF00026 9A88810	F3	Adjudication Withheld
01/05/2004	Broward County, FL	Tamper with Physical Evidence: Case#062004CF00026 9A88810	F3	Adjudication Withheld
Disposition Unknown				
<input type="checkbox"/> Felony Arrest(s) :				
<input type="checkbox"/> Misdemeanor Arrest – Gambling Related/Bookmaking				
<input type="checkbox"/> Two or more misdemeanor arrests/counts that involve theft, fraud, or burglary				
Comments:				
Arrest Date	Location	Charge	Level	Disposition
Enforcement/Jurisdiction Offenses				
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Revoked, Denied, Ejected, Unpaid Fine, in this or any other state gaming commission, governmental department, agency, or other authority exercising regulatory jurisdiction over the gaming of another state or jurisdiction.				
Comments:				

Related Licenses

Check VR License Relations to Determine if Applicant is Related to a Business

Is the individual applicant related to a business? Yes No **If yes, complete sections below.**

Business License Number: _____ Business Name: _____

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes No

Date Deficiency Letter Issued: _____ Initials: _____

Comments:

Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed? Yes No **Approval**

Forward to **Investigations** **Legal** **Director** Initials:  12/21/23

Comments:

OCCUPATIONAL LICENSE FEE VOUCHER

Date 11/8/23

Applicant Name: Robert Russell
(Please print)

Position/Title: Card Room Dual Rate Supervisor
(Please print)

This voucher must be submitted with the applicant's completed Slot Machine Individual Occupational License Application form to the DBPR Licensing and Compliance Office.

Upon receipt of an authorized voucher, Calder Casino & Race Course agrees to remit to the Division:

\$50 (1-year license)

\$100 (3-year license)

Upgrade Fee \$ _____

[Signature]
Human Resources Authorized Signature

For Accounting use only.

616

DBPR PMW-3410 – Slot Machine Individual Occupational License Application



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below to ensure faster processing.

ALL License Applicants must submit:

- Completed Form DBPR PMW-3410 – Print clearly and complete all sections that are not optional in black or blue ink.
- Provide Identification – Required by Rule 61D-14.010, Florida Administrative Code.
 - Provide a copy of one of the items below:
 - OR, Provide a copy of two of the items below:
 - US Passport
 - Certificate of US Citizenship or Naturalization
 - Permanent Resident Card
 - Birth Certificate (Certified Copy)
 - Driver's License
 - Military ID Card
 - Student ID Card
 - Country ID Card
 - Foreign Passport
 - Government Issued Credential
 - Immigration ID Card
- Additional Pages – If necessary to respond to any application questions.
- Supporting Legal Documentation – If necessary to respond to background information questions in application.
- Three (3) Year Licensing Fee – Make checks or money orders payable to DBPR.
 - Slot Machine General Occupational License - \$100.00* *does not include fingerprint fee
 - Slot Machine Professional Occupational License - \$100.00*
 - Slot Machine/Cardroom/PMW Combination Occupational License - \$100.00*
- Fingerprints – Choose One Option:
 - Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with the following ORI number: FL923230Z.

IMPORTANT: Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.
 - Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the Division with your application.

IMPORTANT: Fingerprint card processing fees must be paid to the Division. Please see <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> for the current fee amount.
 - Fingerprint Resubmission for Renewal and Upgrade Applicants: Applicants timely renewing or upgrading a license need only provide the Division a fingerprint resubmission processing fee. Visit our website or contact us for the current fee amount.

IMPORTANT: Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:
Department of Business and Professional Regulation
Pari-Mutuel Wagering; Licensing Section
2601 Blair Stone Road, Tallahassee, Florida 32399-1037
Phone: 850.487.1395

NOV 17 2023

Department of Business and Professional Regulation
 Division of Pari-Mutuel Wagering
 DBPR PMW-3410 – Slot Machine Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number [REDACTED]	Birth Date (MM/DD/YYYY) [REDACTED]	Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Last Name Russell	First Robert	Middle Joseph	Suffix
Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used: _____			
Race/Ethnicity (check only one): <input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Are you a United States citizen? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, provide the name of the country of which you are a citizen: _____			
Current Mailing Address 2300 Pierce St Apt 8		Email Address (optional)	
City Hollywood	State FL	Zip Code (+4 optional) 33020	Country USA
Primary Phone Number [REDACTED]		Secondary/Cell Phone Number (optional)	
Current Street Address 2300 Pierce St Apt 8			
City Hollywood	State FL	Zip Code (+4 optional) 33020	Country USA
Type of Slot Machine Occupational License applying for: <input type="checkbox"/> General Individual <input type="checkbox"/> Professional Individual <input checked="" type="checkbox"/> Slot Machine/Cardroom/PMW Combination		Is this your first time applying for a racing/gaming license in Florida? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Facility where employed and/or doing business: Calder Casino	
Job title(s)*: <u>Card Room Dual Rate Supervisor</u>		Employer name: Calder Casino	
*Applicants for a Combo license should disclose all job titles			
FOR DIVISION USE ONLY			
License Code <u>1055</u>	License # <u>13819042</u>	File # <u>12202</u>	App # <u>43044</u>
Association Code <u>285</u>	Date Received <u>11-17-23</u>	Entered By <u>PJP</u>	License Year <u>23/26</u>
License Fee <u>\$100.00</u>	FP Date <u>11-17-23</u>	FP Fee <u>0</u>	Total Fee <u>\$100.00</u>
Waiver Requested (Combo Only)	ARCI <input checked="" type="checkbox"/>	Enforcement <input checked="" type="checkbox"/>	

EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes No Have you previously worked for a gaming-related employer?
If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving
Resorts International	1133 Boardwalk, Atlantic City, NJ	05/22 10/22	Casino Supervisor	Medical Reasons
Tropicana Hotel	2831 Boardwalk, Atlantic City, NJ	10/19 03/20	Casino Supervisor	Pandemic
Cesar Entertainment	2100 Pacific Ave, Atlantic City, NJ	10/18 08/21	Casino Supervisor	Pandemic

PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes No Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
State of New Jersey		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

Yes No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes
 No
 Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, or filing false reports to government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes
 No
 Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the section provided below.

Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
05/22/2003	Broward County	FL	Possession	Felony	
01/06/2004	Broward County	FL	Possession	Felony	
03/28/2006	Broward County	FL	Tampering with Evidence, Possession	Felony	
03/29/2007	Broward County	FL	Resist without Violence	Misdemeanor	
02/15/2019	Broward County	FL	Petit Theft	Misdemeanor	

Yes
 No
 Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee?

Yes
 No
 Do you currently own or have a financial interest in a Florida licensed slot machine facility or in any business owned by a Florida licensed slot machine facility?

ADDITIONAL INFORMATION

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging the FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

AUTHORIZATION FOR RELEASE OF INFORMATION:

I do hereby instruct all law enforcement, criminal justice agencies, gaming commissions, tribal gaming regulatory agencies or commissions, state agencies, or commissions responsible for gaming regulation to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Department of Business and Professional Regulation or the Florida Department of Law Enforcement.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.

Robert Joseph Russell

Print Legal Name (First Middle Last)

[REDACTED]

Birth Date (MM/DD/YYYY)

[REDACTED]

Social Security Number

Calder Casino

Name of Employer

[Signature]

Signature of Applicant

11/14/23

Date

NEW JERSEY  *Motor Vehicle
Commission*





Florida Gaming Control Commission

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

December 6, 2023

Mr. Robert Joseph Russell
2300 Pierce Street Apt. 8
Hollywood, Florida 33020

RECEIVED
2023 DEC 18 PM 2:41
FLORIDA GAMING
CONTROL COMMISSION

RE: Application No. 43044, Entity 13819042
1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Mr. Russell:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 4 of the application. If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. **Please initial and date any changes made to your application.** ✓

You must list the information on your application for the following charges:

- Broward County, Florida Arrest(s) – 05/04/2010 ✓
- Camden County, New Jersey Arrest(s) – 07/18/2013

You must provide the court disposition records for the following charges:

- Camden County, New Jersey Arrest(s) – 07/18/2013 ✓

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.488.3211.

DIVISION OF PARI-MUTUEL WAGERING
4070 ESPLANADE WAY, SUITE 250
TALLAHASSEE, FLORIDA 32399
FLGAMING.GOV



Florida Gaming Control Commission

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

If you fail to provide the Florida Gaming Control Commission with a complete application by 04/05/2024, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.488.3211.

Thank you,

AH
Operations Analyst II

2023 DEC 18 PM 2:41

FLORIDA GAMING
CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes
 No Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, or filing false reports to government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes
 No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the section provided below.

Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence

Yes
 No Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee?

Yes
 No Do you currently own or have a financial interest in a Florida licensed slot machine facility or in any business owned by a Florida licensed slot machine facility?

ADDITIONAL INFORMATION

6/4/2010 Droward/Seminole FL
 784-03 BATTERY Misdemeanor transferred to Court Ct. - Drug Court.
 Case Drug Court

MXK D84302 Resist/obstruct w/o violence Misdemeanor

FKAA 893034.A Poss. of Alprazolam Felony Drug Court Dismissed

F3K D893032 AIN Poss. of Oxycodone Felony Dismissed

Condon County N.J. Voorhees Township [REDACTED]

7/18/13 Poss of CDS Disorderly Person

Charge # 2C:35-10C Adjudicate: Paid fine.
6/17/2020

X RjR backgroun...



Crime Details - 06/04/2010 - BROWARD|SEMINOLE, FL

- OffenseDescription1: BATTERY
- Case Number: 10009432CF10A
- Arresting Agency: SEMINOLE PD
- Crime County: BROWARD|SEMINOLE
- Crime Type: MISDEMEANOR
- OffenseCode: 784.03(1)
- Counts: 3
- Charges Filed Date: 06/04/2010
- Case Type: DRUG COURT
- Court: SEMINOLE

RECEIVED
 2023 DEC 18 PM 12:41
 FLORIDA GAMING
 CONTROL COMMISSION

Crime Details - 06/04/2010 - BROWARD, FL

- OffenseDescription1: RESIST/OBSTRUCT/W/O VIOL
- Case Number: 10009432CF10A
- Arresting Agency: SEMINOLE PD
- Crime County: BROWARD
- Crime Type: MISDEMEANOR
- OffenseCode: MXXD84302
- Charges Filed Date: 06/04/2010
- Case Type: MISDEMEANOR
- Court: SEMINOLE

Crime Details - 06/04/2010 - BROWARD|SEMINOLE, FL

- OffenseDescription1: RESIST/OBSTRUCT W/O VIOLENCE
- Case Number: 10009432CF10A
- Arresting Agency: SEMINOLE PD
- Crime County: BROWARD|SEMINOLE
- OffenseCode: 843.02
- Counts: 4

Edit in Google Docs

Crime Details - 06/04/2010 - BROWARD, FL

- OffenseDescription1: **BATTERY**
- Case Number: **10009432CF10A**
- Arresting Agency: **SEMINOLE PD**
- Crime County: **BROWARD**
- OffenseCode: **784.03(1)**
- DegreeOfOffense: **MM1**
- Charges Filed Date: **06/04/2010**
- Case Type: **DRUG COURT**
- Disposition: **TRANSFERRED TO COUNTY COURT**
- Arrest Date: **05/24/2010**
- Disposition Date: **09/03/2010**

RECEIVED
2009 DEC 18 PM 12:41
FLORIDA GAMING
CONTROL COMMISSION

Crime Details - 06/04/2010 - BROWARD, FL

- OffenseDescription1: **RESIST/OBSTRUCT W/O VIOLENCE**
- Case Number: **10009432CF10A**
- Arresting Agency: **SEMINOLE PD**
- Crime County: **BROWARD**
- OffenseCode: **843.02**
- DegreeOfOffense: **MM1**
- Charges Filed Date: **06/04/2010**
- Case Type: **DRUG COURT**
- Disposition: **TRANSFERRED TO COUNTY COURT**
- Arrest Date: **05/24/2010**

- Disposition Date: **09/03/2010**

X RjR backgroun...



- Court: SEMINOLE

Crime Details - 06/04/2010 - BROWARD, FL

- OffenseDescription1: POSSESSION OF ALPRAZOLAM
- Case Number: 10009432CF10A
- Arresting Agency: SEMINOLE PD
- Crime County: BROWARD
- Crime Type: FELONY
- OffenseCode: FXAD893034.A
- Charges Filed Date: 06/04/2010
- Case Type: FELONY
- Court: SEMINOLE

FLORIDA GAMING
CENTRAL COMMISSION

2023 DEC 18 PM 12:41

RECEIVED

Crime Details - 06/04/2010 - BROWARD, FL

- OffenseDescription1: POSSESSION OF OXYCODONE
- Case Number: 10009432CF10A
- Arresting Agency: SEMINOLE PD
- Crime County: BROWARD
- Crime Type: FELONY
- OffenseCode: F3XD893032A1N
- Charges Filed Date: 06/04/2010
- Case Type: FELONY
- Court: SEMINOLE

WARNING - Due to the quality of Criminal data entry - Da
Separate Criminal Search is highly suggested as well as

- Name: ROBERT RUSSELL
- DOB: [REDACTED]
- [Copy]

[REDACTED] Ago

Edit in Google Docs

- Ethnicity: WHITE
- Is Sex Offender: No



Florida Gaming Control Commission

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

December 19, 2023

Mr. Robert Joseph Russell
2300 Pierce Street Apt. 8
Hollywood, Florida 33020

RE: Application No. 43044, Entity 13819042
1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Mr. Russell:

We have received the additional information you submitted, however, we are still unable to complete the processing of your application. The item(s) checked below is either missing or requires correction before the processing of your application can be completed:

- Application is incomplete: You must provide the certified court disposition record for the following charge:
 - Camden County, New Jersey Arrest(s) – 07/18//2013

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.488.3211.

If you fail to provide the Florida Gaming Control Commission with a complete application by 04/05/2024, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. Return the missing document and/or information to the address provided above, attention Office of Operations. If you have any questions please call 850.488.3211.

Thank you,

AH
Operations Analyst II

DIVISION OF PARI-MUTUEL WAGERING
4070 ESPLANADE WAY, SUITE 250
TALLAHASSEE, FLORIDA 32399
FLGAMING.GOV

RECEIVED
2023 DEC 20 PM 1:15
FLORIDA GAMING CONTROL COMMISSION



VOORHEES TWP MUNICIPAL COURT (0434)
 2400 VOORHEES TOWN CENTER
 VOORHEES, NJ 08043
 (856) 429-0770

CERTIFICATION OF DISPOSITION

Complaint Number: 0434 S 2013 000405

Offense Date: 07/18/2013

Defendant Name: ROBERT J RUSSELL

Complainant: SGT B FOSTER

Attorney Name:

Offense Information

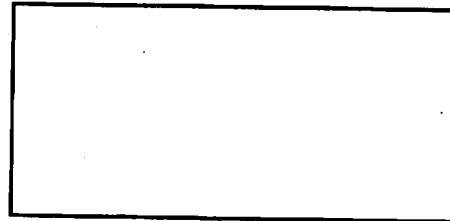
Offense	Auxiliary Offense	Amended Offense	Plea	Finding	Sentence	Disposition Date
2C:35-10C POSS CD S-FAILS TO GIVE C DS TO POLICE			NO PLEA	GUILTY		08/26/2013

Certification Comment(s):

This is a certified true and accurate disposition obtained from the electronic records of VOORHEES TWP MUNICIPAL COURT.

Signature: /S/LINDSAY CLARK

Date: 12/20/2023



RECEIVED
 2023 DEC 20 PM 4:45
 PLANNING COMMISSION
 COUNTY ROLE COMMISSION

01/22/2014 Time Payment \$250.00 Robert J russell 1482322411 000003 000083 CAPO

Payment detail

Court Case Defendant
 0434 - Voorhees twp municipal court S 2013 000405 Robert J russell

Assessed total Paid total Balance due
 \$439.60 \$439.60 \$0.00

Transaction date Transaction type Transaction number
 01/22/2014 PYTP - Time Payment

Money type System receipt number Manual receipt number

Money Order

Entered by

CAPO

Disbursement amount(s)

Items	Amount(s)
Fine	\$92.00
Cost	\$28.00

Miscellaneous disbursement amount(s)

Items	Amount(s)
VC - VCCB	\$39.00
VF - VAF	\$8.00
CF - CDRCF	\$3.00
SN - Safe Neighborhood	\$75.00
AF - Automation Fee	\$2.00
AM - ATS Modernization Fund	\$3.00
Totals	\$250.00

Time payment details

Time payment status	Starting payment date	Complete payment due date	Frequency per payment (days)
Paid in full	03/27/2014	10/30/2014	31
Amount per payment	Initial payment	Assessed total	Paid total
\$25.00	—	\$439.60	\$439.60
Balance due			
\$0.00			

Associated time payment case list

Case number	Case status	Type	Defendant
No data available			

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 FLORIDA BANKING
 CONTROL COMMISSION

have effectively defended clients arrested for failure to make lawful disposition many many times.

What You Should Know About this Law. The elements that must be established in order to prove a violation of this law include that: (1) the accused illegally possessed CDS; and (2) he or she failed to deliver or surrender the CDS to the nearest law enforcement office.

Penalties & Ancillary Consequences: If you are convicted for failure to make lawful disposition of drugs under N.J.S.A. 2C:35-10(c) in Passaic County, you may be sentenced to up to six (6) months in county jail. You will also have a record for a minimum of five (5) years as a conviction is not even eligible for expungement until this time period has expired! In addition, anyone sentenced for violating 2C:35-10(c) is exposed to a mandatory drivers license suspension of at least six (6) months.

Passaic City NJ Failure to Turn over CDS Lawyers

Our attorneys are experienced in defending failure to make lawful disposition charges and can frequently avoid a conviction under N.J.S.A. 2C:35-10(c). You may have been unable to timely turn over the CDS because of a detention or maybe as a result of confusion. It may also be that the police lacked probable cause and/or reasonable suspicion to stop or search you. Irrespective of the facts of your case, we have the knowledge and contacts to insure that you are provided every opportunity to avoid conviction. Give our lawyers at call anytime 24/7 to discuss your charges or to set up an appointment in our Wayne or Clifton law office.

AS FEATURED ON



**USA
TODAY**
A GANNETT COMPANY

The Star-Ledger

Get Help with Your Case

862-203-4070 (tel:8622034070)

Amy Hall

From: Amy Hall
Sent: Friday, December 1, 2023 2:00 PM
To: LEARquest@njdgc.org
Subject: License Verification Request: Russell, Robert Joseph
Attachments: RUSSELL, ROBERT JOSEPH.pdf

Good morning,

Russell, Robert Joseph has applied for licensure in Florida. A review of the application indicates the individual has held licensure in your state/jurisdiction. Please review your records and advise if the individual is currently licensed, eligible for licensure, and if the individual is in good standing in your jurisdiction. Please be aware that Florida does not require applicants to have their Release of Information Notarized.

You may return the documentation to this email or the Fax Number in my signature below or by replying to this email. Please let me know if anything else is needed, or if you have any questions.

Thank you for your assistance,



**Florida Gaming
Control Commission**
flgaming.gov

Amy Hall
Operations Analyst II
Division of Pari-Mutuel Wagering
Office of Operations
Main Line: (850)794-8130
Fax: (850)536-8714

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution, or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications may be subject to public disclosure. [LARGER VIEW](#)

Amy Hall

From: PMW-Operations
Sent: Friday, December 8, 2023 2:46 PM
To: dr.bobbyrussell@gmail.com
Subject: Russell, Robert Joseph, Entity No. 13819042, Application No. 43044
Attachments: RUSSELL, ROBERT JOSEPH.pdf; Pg. 4.pdf

Good afternoon,

Per our conversation I have attached the letter requesting the disclosure and disposition for the arrests, as well as a blank page to disclose the two arrests listed on the letter. Please initial and date next to the entries since this is in addition to what you have provided. You may complete the page and reply to this email with the document attached. Once we receive the information we will add it to your file and forward the application for review for eligibility determination. A hardcopy of the attached documents was mailed on 12/06/2023 and may arrive after you have already provided the information.

Thank you,



**Florida Gaming
Control Commission**
flgaming.gov

Amy Hall
Operations Analyst II
Division of Pari-Mutuel Wagering
Office of Operations
Main Line: (850)794-8130
Fax: (850)536-8714

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State of Florida Vs. Russell, Robert

Broward County Case Number: 04000269CF10A
State Reporting Number: 062004CF000269A88810
Court Type: Felony
Case Type: Felony
Filing Date: 01/06/2004
Case Status: Disposed
Court Location: Central Courthouse
Judge ID / Name: Rothschild - FG, Michael I.
Magistrate Id / Name: N/A
BCCN: 0604747

- Party(ies)

Total: 4

Party Type	Party Name	Address	Attorneys / Address ★ Denotes Lead Attorney
Defendant	Russell, Robert <i>Alias Name</i> Russell, Robert Joseph Gender: Male Race: White Language: English (American) Complexion: Light Height: 6' Weight: 190 Eye: Blue Hair: Gray or Partially Gray DOB: ██████████ Birth City: Campton Birth State: NJ	2020 Scott Street Hollywood, FL 33020	★ <i>Cotrone, Sebastian</i> <i>Bar ID: 54704</i> 509 SE 9th Street Ft. Lauderdale, FL 33316 Status: Removed 08/02/2004
Bond Company	Kevin's Ball Bonds		
Bond Insurance Company	Lexington National Insurance		
State	State of Florida		

- Charge(s)

Total: 6

Offense Date	Charge	Degree	Detail
01/05/2004	1	(F3)	<p>Possession of Cocaine Date Filed: 01/05/2004 Current Statute: (F3)893.03(2)(a)4 Filing Type: SAO Information Filing Agency: Hollywood PD Original Statute: (F3)893.03(2)(a)4-Possession of Cocaine</p>
01/05/2004	2	(F3)	<p>Resist/obstruct Officer W/viol Date Filed: 01/05/2004 Current Statute: (F3)843.01 Filing Type: SAO Information Filing Agency: Hollywood PD Original Statute: (F3)843.01-Resist/obstruct Officer W/viol</p>
01/05/2004	3	(F3)	<p>Tampering With Physical Evidence Date Filed: 01/05/2004 Current Statute: (F3)918.13(1)(a) Filing Type: SAO Information Filing Agency: Hollywood PD Original Statute: (F3)918.13(1)(a)-Tampering With Physical Evidence</p>
01/05/2004	4	(0)	<p>Disobey Avoid Red Light Date Filed: 01/05/2004 Current Statute: (0)316.075(1)(C)(1) Filing Type: Citation Filing Agency: Hollywood PD Original Statute: (0)316.075(1)(C)(1)-Disobey Avoid Red Light Citation Number: 0296CRV</p> <p>Vehicle Information</p>
01/05/2004	5	(0)	<p>Fail to Display Registrartion Date Filed: 01/05/2004 Current Statute: (0)320.0605(1) Filing Type: Citation Filing Agency: Hollywood PD Original Statute: (0)320.0605(1)-Fail to Display Registrartion Citation Number: 0298CRV</p> <p>Vehicle Information</p>
01/05/2004	6	(0)	<p>Viol Municipal Speed / Posted Date Filed: 01/05/2004 Current Statute: (0)316.189(1) Filing Type: Citation Filing Agency: Hollywood PD Original Statute: (0)316.189(1)-Viol Municipal Speed / Posted Citation Number: 0297CRV Speed Amount: 50 Speed Limit: 35</p> <p>Vehicle Information</p>

Total: 1

- Warrant(s)

Issue Date	Charge(s)	Detail	Status
07/01/2004	1, 2, 3	Warrant# 04000269CF10A040701CAP040702NB (InActive) Type: Capias Bond Type: No Bond Hold Hold Without Bail Bond: Yes	08/02/2004 Capias Withdrawn 07/01/2004 Active <i>(Comment: NO SHOW S/C **)</i>

Total: 3

- Bond(s)

Posted Date	Charge(s)	Detail	Status
01/08/2004	1	Bond# 004860 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$1000.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	01/08/2004 POSTED 07/01/2004 ESTREATED <i>(1000.00 Est Due Date: Sep 4 2004 12:00AM)</i> 07/22/2004 VACATED - ORDER GRANTING <i>(1000.00)</i> 08/02/2004 DISCHARGED
01/08/2004	2	Bond# 004861 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$500.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	01/08/2004 POSTED 07/01/2004 ESTREATED <i>(500.00 Est Due Date: Sep 4 2004 12:00AM)</i> 07/22/2004 VACATED - ORDER GRANTING <i>(500.00)</i> 08/02/2004 DISCHARGED
01/08/2004	3	Bond# 004862 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$1000.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	01/08/2004 POSTED 07/01/2004 ESTREATED <i>(1000.00 Est Due Date: Sep 4 2004 12:00AM)</i> 07/22/2004 VACATED - ORDER GRANTING <i>(1000.00)</i> 08/02/2004 DISCHARGED

Total: 6

- Arrest(s)

Arrest Date	Charge	Arrest Number	Detail
07/19/2004	1	HW04003046	Rearrest Offense: Possession of Cocaine Degree: (F3) Bond Amount: \$ Statute: 893.03(2)(a)4 OBTS Number: 0610018121 Rearrest Reason: Bond Surrender
07/19/2004	2	HW04003046	Rearrest Offense: Resist/obstruct Officer W/viol Degree: (F3) Bond Amount: \$ Statute: 843.01 OBTS Number: 0610018121 Rearrest Reason: Bond Surrender
07/19/2004	3	HW04003046	Rearrest Offense: Tampering With Physical Evidence Degree: (F3) Bond Amount: \$ Statute: 918.13(1)(a) OBTS Number: 0610018121 Rearrest Reason: Bond Surrender
01/05/2004	1	HW04000067	Arrest Name At Arrest: Russell, Robert Offense: Possession of Cocaine Degree: (F3) Bond Amount: \$1000.00 Bond Type: Not Applicable Statute: 893.03(2)(a)4 OBTS Number: 0610013130
01/05/2004	2	HW04000067	Arrest Name At Arrest: Russell, Robert Offense: Resist/obstruct Officer W/viol Degree: (F3) Bond Amount: \$500.00 Bond Type: Not Applicable Statute: 843.01 OBTS Number: 0610013130
01/05/2004	3	HW04000067	Arrest Name At Arrest: Russell, Robert Offense: Tampering With Physical Evidence Degree: (F3) Bond Amount: \$1000.00 Bond Type: Not Applicable Statute: 918.13(1)(a) OBTS Number: 0610013130

- Disposition(s)

Total: 6

Offense

Date

Charge

Disposition(s)

01/05/2004

1

Plea(s)

08/02/2004 **Amended Plea** (Reason: Change of Plea,)

Change of Plea-Nolo Contendere

01/30/2004 **Plea**

Written Plea Not Guilty-Jury

Disposition(s)

08/02/2004 **Disposition**

Adjudication Withheld

Sentence(s)

08/02/2004 **(2) Probation / Community Control** (Judicial Officer(s): Shapiro, Sheldon M)

Comment (Docketrac Sentence Record Note: Prob Mod 1/19/05/may Trav Dade,broward,palbch)

Comment (Total Amount Imposed \$380.00)

Charge Reopen Status (09/01/2005, Closed, 1)

State Probation (2 Year(s) 0 Month(s) 0 Day(s), Start Date: 08/02/2004, End Date: 09/01/2005)

Provisions: Provisions (Drug Evaluation, Drug Offender Probation, No Alcohol, No Drugs, Random Urinalysis, Reduce Cost of Supervision) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)

01/05/2004

2

Plea(s)

08/02/2004 **Amended Plea** (Reason: Change of Plea,)

Change of Plea-Nolo Contendere

01/30/2004 **Plea**

Written Plea Not Guilty-Jury

Disposition(s)

08/02/2004 **Disposition**

Adjudication Withheld

Sentence(s)

08/02/2004 **(2) Probation / Community Control** (Judicial Officer(s): Shapiro, Sheldon M)

Comment (Docketrac Sentence Record Note: Cos \$50)

Comment (Total Amount Imposed \$50.00)

State Probation (2 Year(s) 0 Month(s) 0 Day(s), Start Date: 08/02/2004, End Date: 09/01/2005)

Sentence Status (Concurrent, Case#: 04-000269-CF10A, Counts: 001-001, Comment:

Def#:04000269CF10A Count:001)

Provisions: Provisions (Drug Evaluation, Drug Offender Probation, No Alcohol, No Drugs, Random Urinalysis, Reduce Cost of Supervision) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)

Offense

Date

Charge

Disposition(s)

01/05/2004

3

Plea(s)

08/02/2004 Amended Plea (Reason: Change of Plea,)
Change of Plea-Nolo Contendere

01/30/2004 Plea

Written Plea Not Guilty-Jury

Disposition(s)

08/02/2004 Disposition

Adjudication Withheld

Sentence(s)

08/02/2004 (2) Probation / Community Control (Judicial Officer(s): Shapiro, Sheldon M)

Comment (Docketrac Sentence Record Note: Cos \$50)

Comment (Total Amount Imposed \$50.00)

State Probation (2 Year(s) 0 Month(s) 0 Day(s), Start Date: 08/02/2004, End Date: 09/01/2005)

Sentence Status (Concurrent, Case#: 04-000269-CF10A, Counts: 002-002, Comment:

Def#:04000269CF10A Count:002)

Provisions: Provisions (Drug Evaluation, Drug Offender Probation, No Alcohol, No Drugs, Random Urinalysis, Reduce Cost of Supervision) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)

01/05/2004

4

Plea(s)

01/30/2004 Plea

Written Plea Not Guilty-Jury

Disposition(s)

08/02/2004 Disposition

Dismissed

01/05/2004

5

Plea(s)

01/30/2004 Plea

Written Plea Not Guilty-Jury

Disposition(s)

08/02/2004 Disposition

Dismissed

01/05/2004

6

Plea(s)

01/30/2004 Plea

Written Plea Not Guilty-Jury

Disposition(s)

08/02/2004 Disposition

Dismissed

- Collection(s)

Total: 6

Collection Date	Charge	Citation Number	Total Imposed Amount	Total Amount Due	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Next Payment Date	Next Payment Amount
06/01/2017	1		\$380.00	\$380.00	\$380.00	\$0.00	06/25/2006	\$56.80	-	\$0.00
06/01/2017	2		\$50.00	\$50.00	\$50.00	\$0.00	10/10/2005	\$50.00	-	\$0.00
06/01/2017	3		\$50.00	\$50.00	\$50.00	\$0.00	10/10/2005	\$50.00	-	\$0.00

- Event(s) & Document(s)

Total: 40

Date	Description	Additional Text	View	Pages
09/01/2005	File Order Granting Def Motion To Terminate Probation	Per Dispo		
09/01/2005	Hrg Held On Defense Motion To Terminate Probation	Ct Rept-N Sosa (i)		
08/05/2005	File Defense Motion To Terminate Probation			
08/05/2005	File Defense Notice Of Hearing	090105/m/early Termination Of Probation		
02/14/2005	File Order Of Modification Of Probation	Drug Probation		
01/19/2005	File Order Granting Def Motion	To Travel 4 County Areas For Work		
01/19/2005	File Order Granting Def Motion To Modify Probation			
01/19/2005	Hrg Held On Defense Motion To Modify Probation	Ct Rept-N Sosa (f)		
01/13/2005	File Defense Notice Of Hearing	Motion To Modify Probation- 01/19/05		
01/12/2005	File Defense Motion To Modify Probation			
08/02/2004	File Acknowledgement -Waiver Of Rights			
08/02/2004	Hearing Held / Change Of Plea	F / Cr N Sosa		
08/02/2004	File Order Of Probation			
08/02/2004	File Sentencing Guidelines			
08/02/2004	Capias Withdrawn	Count(s):< 001 002 003 >		
08/02/2004	Broward County Supervision	Count(s):< 003 >		
		Amount: \$50.00		

Date	Description	Additional Text	View	Pages
08/02/2004	Broward County Supervision	Count(s):< 002 > Amount: \$50.00		
08/02/2004	Broward County Supervision	Count(s):< 001 > Amount: \$50.00		
07/22/2004	Order Granting Defense Motion To Vacate Bond Estreature	Count(s):< 001 >		
07/22/2004	Order Granting Defense Motion To Vacate Bond Estreature	Count(s):< 002 >		
07/22/2004	Order Granting Defense Motion To Vacate Bond Estreature	Count(s):< 003 >		
07/22/2004	File Defense Notice Of Hearing	8-2-04 Change Of Plea		
07/22/2004	File Sheriff's Affidavit Of Payment Of Costs	(3 Filed)		
07/21/2004	File Surrender Slip	3/kevin Bail Bond/#04860/04861/04862		
07/01/2004	Capias Issued	Count(s):< 001 002 003 >		
07/01/2004	Hearing Not Held	F/cr N Sosa/status Conference		
07/01/2004	Order Estreating Bond	Issue No Bond Capias		
05/17/2004	File Order Granting Court Continuance	Verbal/no Court Reporter		
05/03/2004	Jury Trial - Day To Day	D / Cr N Sosa		
04/16/2004	Trial Not Held	D/day To Day/cr-N Sosa		
04/14/2004	Hearing Not Held	D/cop/ct Rept N Sosa		
04/14/2004	Reset Jury Trial	D/		
04/12/2004	Jury Trial - Day To Day	D / Cr N Sosa		
04/08/2004	File Defense Notice Of Hearing	Cop / 4-14-4		
04/01/2004	Hearing Held / Status Conference	Rpt-D Stewart (f)		
03/05/2004	File States Discovery Submission			
02/17/2004	Arraignment Held	Ct Rept-N Sosall/f		
01/30/2004	Court Date Notice	To Deft, Bondsman, Sao		

Date	Description	Additional Text	View	Pages
01/30/2004	File Def Not Of Intent To Participate In Discovery			
01/30/2004	File Defense Written Plea Of Not Guilty			

- Hearing(s)				Total: 5
Date	Description	Additional Text		
05/05/2004	Hearing/Change of Plea	Hearing Time: 9:30 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>Per Hrg Sheet 4/28/04</i>		
05/04/2004	Jury Trial - Day to Day	Hearing Time: 9:01 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>Reset Per lcc</i>		
05/03/2004	Jury Trial	Hearing Time: 9:00 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>D</i>		
04/15/2004	Jury Trial - Day to Day	Hearing Time: 9:01 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>Reset Per lcc</i>		
04/12/2004	Jury Trial	Hearing Time: 9:00 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>(f)</i>		

- Related Case(s)		Total: 0
There is no related case information available for this case.		

State of Florida Vs. Russell, Robert Joseph

Broward County Case Number: 03008580CF10A
State Reporting Number: 062003CF008580A88810
Court Type: Felony
Case Type: Felony
Filing Date: 05/22/2003
Case Status: Disposed
Court Location: Central Courthouse
Judge ID / Name: Farmer - FO, Gary M, Jr.
Magistrate Id / Name: N/A
BCCN: 0604747

- Party(ies)

Total: 4

Party Type	Party Name	? Address	? Attorneys / Address ★ Denotes Lead Attorney
Defendant	Russell, Robert Joseph <i>Alias Name</i> Russell, Robert Gender: Male Race: White Language: English (American) Complexion: Light Height: 6' Weight: 190 Eye: Blue Hair: Gray or Partially Gray DOB: ██████████ Birth City: Campton Birth State: NJ	2020 Scott Street Hollywood, FL 33020	★ <i>Cotrone, Sebastian</i> <i>Bar ID: 54704</i> 509 SE 9th Street Ft. Lauderdale, FL 33316 Status: Removed 02/23/2004
Bond Insurance Company	Allegheny Casualty Company		
Bond Company	Kevin's Bail Bonds		
State	State of Florida		

- Charge(s)

Total: 3

Offense Date	Charge	Degree	Detail
05/20/2003	1	(F3)	Possession of Oxycodone Date Filed: 05/20/2003 Current Statute: (F3)893.03(2)(a)1o Filing Type: SAO Information Filing Agency: Broward Sheriff Office Original Statute: (F3)893.03(2)(a)1o-Possession of Oxycodone
05/20/2003	2	(M1)	Possess Drug Paraphernalia Date Filed: 05/20/2003 Current Statute: (M1)893.147(1) Filing Type: SAO Information Filing Agency: Broward Sheriff Office Original Statute: (M1)893.147(1)-Possess Drug Paraphernalia
05/20/2003	3	(M1)	Resist/Obstruct W/O Violence Date Filed: 05/20/2003 Current Statute: (M1)843.02 Filing Type: SAO Information Filing Agency: Broward Sheriff Office Original Statute: (M1)843.02-Resist/Obstruct W/O Violence

- Warrant(s)

Total: 0

There is no Warrant information available for this case.

- Bond(s)

Total: 1

Posted Date	Charge(s)	Detail	Status
05/21/2003	1	Bond# 224822 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Palmetto Surety Bond Amount: \$1000.00 Surety Comment: InsCo: AMCC-ALLEGHENY MUTUAL CASUALTY	05/21/2003 POSTED 02/23/2004 DISCHARGED

- Arrest(s)

Arrest Date	Charge	Arrest Number	Detail
05/20/2003	1	BS03007690	Arrest Name At Arrest: Russell, Robert Joseph Offense: Possession of Oxycodone Degree: (F3) Bond Amount: \$1000.00 Bond Type: Surety Bond Statute: 893.03(2)(a)1o OBTS Number: 0610007488
05/20/2003	2	BS03007690	Arrest Name At Arrest: Russell, Robert Joseph Offense: Possess Drug Paraphernalia Degree: (M1) Bond Amount: \$ Statute: 893.147(1) OBTS Number: 0610007488
05/20/2003	3	BS03007690	Arrest Name At Arrest: Russell, Robert Joseph Offense: Resist/Obstruct W/O Violence Degree: (M1) Bond Amount: \$ Statute: 843.02 OBTS Number: 0610007488

- Disposition(s)

Offense Date	Charge	Disposition(s)
05/20/2003	1	Plea(s) 07/29/2003 Plea Written Plea Not Guilty-Jury Disposition(s) 02/23/2004 Disposition Nolle Prosequi

Offense Date	Charge	Disposition(s)
05/20/2003	2	Plea(s) 07/29/2003 Plea Written Plea Not Guilty-Jury Disposition(s) 02/23/2004 Disposition Transferred to County Court
05/20/2003	3	Plea(s) 07/29/2003 Plea Written Plea Not Guilty-Jury Disposition(s) 02/23/2004 Disposition Transferred to County Court

- Collection(s)

Charge	Citation Number	Total Imposed Amount	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Due Date

- Event(s) & Document(s)

Total: 27

Date	Description	Additional Text	View	Pages
02/26/2004	Paperwork To Misdemeanor Division	Certified Copies Sent To Misd. 17th Circuit		
02/23/2004	Order	Cnts 2-4 Be Transferred To County Court		
02/23/2004	Trial Not Held	Nolle Pros/ct Rept-V Miller (f)		
02/13/2004	Calendar Call/Held	Ct Rept-V Miller (f)		
02/13/2004	File Order Denying State Motion To Revoke Bond	Verbal		
12/17/2003	Hearing Held / Status Conference	I/ct Rept V Aiello		

Date	Description	Additional Text	View	Pages
12/11/2003	File Order Granting State Motion For Continuance	Verbal		
12/11/2003	Hearing Held / Status Conference	F/ct Rept V Miller		
11/19/2003	File Order Granting Def Motion For Continuance	Verbal		
11/19/2003	Hearing Held / Status Conference	I/cr-S Blissett		
11/04/2003	File Order Granting State Motion For Continuance	Verbal		
11/04/2003	Hearing Held / Status Conference	I/ct Rept V Aiello		
10/31/2003	Hearing Not Held	I/change Of Plea/ct Rept V Aiello		
10/28/2003	File Order Granting Def Motion For Continuance	Verbal		
10/28/2003	Trial Not Held	F/ct Rept V Aiello		
10/24/2003	Calendar Call/Held	I/ready/ct Rept V Aiello		
09/09/2003	File States Discovery Submission			
08/25/2003	Hearing Held To Set New Dates	I/ct Rept V Aiello		
08/20/2003	Hearing Held / Pre-Trial Drug Court Determination	I / Cr Elec / Transfer To Fo		
08/13/2003	Hearing Reset	I / Cr Elec / Pti Determine Hrg		
07/30/2003	Arraignment Held	I / Cr Elec		
07/29/2003	File Def Not Of Intent To Participate In Discovery			
07/29/2003	File Defense Written Plea Of Not Guilty			
07/16/2003	Arraignment Reset	I / Cr Elec		
06/17/2003	Court Date Notice	To Deft, Bond, Sao		
06/06/2003	Docketrac Defendant Record Note Field	FILED BY SAO 060603		

Date	Description	Additional Text	View	Pages
05/30/2003	File Notice From Pre-Trial Release Re: Drug Court	Transfer From Div Fo To Div Fn		

- Hearing(s)

Total: 2

Date	Description	Additional Text
02/23/2004	Jury Trial	Hearing Time: 8:30 AM Judicial Officer(s):Collins, Robert O Location: Room 4810 <i>(f)</i>
10/28/2003	Jury Trial	Hearing Time: 10:30 AM Judicial Officer(s):Collins, Robert O Location: Room 4810 <i>(i)</i>

- Related Case(s)

Total: 0

There is no related case information available for this case.

State of Florida Vs. Russell, Robert

Broward County Case Number: 04000269CF10A
State Reporting Number: 062004CF000269A88810
Court Type: Felony
Case Type: Felony
Filing Date: 01/06/2004
Case Status: Disposed
Court Location: Central Courthouse
Judge ID / Name: Rothschild - FG, Michael I.
Magistrate Id / Name: N/A
BCCN: 0604747

- Party(ies)

Total: 4

Party Type	Party Name	Address	Attorneys / Address ★ Denotes Lead Attorney
Defendant	<p>Russell, Robert</p> <p><i>Alias Name</i> Russell, Robert Joseph</p> <p>Gender: Male Race: White Language: English (American) Complexion: Light Height: 6' Weight: 190 Eye: Blue Hair: Gray or Partially Gray DOB: [REDACTED] Birth City: Campton Birth State: NJ</p>	<p>2020 Scott Street Hollywood, FL 33020</p>	<p>★ <i>Cotrone, Sebastian</i> <i>Bar ID: 54704</i> <i>509 SE 9th Street</i> <i>Ft. Lauderdale, FL 33316</i> Status: Removed 08/02/2004</p>
Bond Company	Kevin's Bail Bonds		
Bond Insurance Company	Lexington National Insurance		
State	State of Florida		

- Charge(s)

Total: 6

Offense Date	Charge	Degree	Detail
01/05/2004	1	(F3)	<p>Possession of Cocaine Date Filed: 01/05/2004 Current Statute: (F3)893.03(2)(a)4 Filing Type: SAO Information Filing Agency: Hollywood PD Original Statute: (F3)893.03(2)(a)4-Possession of Cocaine</p>
01/05/2004	2	(F3)	<p>Resist/obstruct Officer W/viol Date Filed: 01/05/2004 Current Statute: (F3)843.01 Filing Type: SAO Information Filing Agency: Hollywood PD Original Statute: (F3)843.01-Resist/obstruct Officer W/viol</p>
01/05/2004	3	(F3)	<p>Tampering With Physical Evidence Date Filed: 01/05/2004 Current Statute: (F3)918.13(1)(a) Filing Type: SAO Information Filing Agency: Hollywood PD Original Statute: (F3)918.13(1)(a)-Tampering With Physical Evidence</p>
01/05/2004	4	(0)	<p>Disobey Avoid Red Light Date Filed: 01/05/2004 Current Statute: (0)316.075(1)(C)(1) Filing Type: Citation Filing Agency: Hollywood PD Original Statute: (0)316.075(1)(C)(1)-Disobey Avoid Red Light Citation Number: 0296CRV</p> <p>Vehicle Information</p>
01/05/2004	5	(0)	<p>Fail to Display Registrartion Date Filed: 01/05/2004 Current Statute: (0)320.0605(1) Filing Type: Citation Filing Agency: Hollywood PD Original Statute: (0)320.0605(1)-Fail to Display Registrartion Citation Number: 0298CRV</p> <p>Vehicle Information</p>
01/05/2004	6	(0)	<p>Viol Municipal Speed / Posted Date Filed: 01/05/2004 Current Statute: (0)316.189(1) Filing Type: Citation Filing Agency: Hollywood PD Original Statute: (0)316.189(1)-Viol Municipal Speed / Posted Citation Number: 0297CRV Speed Amount: 50 Speed Limit: 35</p> <p>Vehicle Information</p>

- Warrant(s)

Total: 1

Issue Date	Charge(s)	Detail	Status
07/01/2004	1, 2, 3	Warrant# 04000269CF10A040701CAP040702NB (InActive) Type: Capias Bond Type: No Bond Hold Hold Without Bail Bond: Yes	08/02/2004 Capias Withdrawn 07/01/2004 Active (Comment: NO SHOW S/C **)

- Bond(s)

Total: 3

Posted Date	Charge(s)	Detail	Status
01/08/2004	1	Bond# 004860 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$1000.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	01/08/2004 POSTED 07/01/2004 ESTREATED (1000.00 Est Due Date: Sep 4 2004 12:00AM) 07/22/2004 VACATED - ORDER GRANTING (1000.00) 08/02/2004 DISCHARGED
01/08/2004	2	Bond# 004861 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$500.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	01/08/2004 POSTED 07/01/2004 ESTREATED (500.00 Est Due Date: Sep 4 2004 12:00AM) 07/22/2004 VACATED - ORDER GRANTING (500.00) 08/02/2004 DISCHARGED
01/08/2004	3	Bond# 004862 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$1000.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	01/08/2004 POSTED 07/01/2004 ESTREATED (1000.00 Est Due Date: Sep 4 2004 12:00AM) 07/22/2004 VACATED - ORDER GRANTING (1000.00) 08/02/2004 DISCHARGED

- Arrest(s)

Total: 6

Arrest Date	Charge	Arrest Number	Detail
07/19/2004	1	HW04003046	Rearrest Offense: Possession of Cocaine Degree: (F3) Bond Amount: \$ Statute: 893.03(2)(a)4 OBTS Number: 0610018121 Rearrest Reason: Bond Surrender
07/19/2004	2	HW04003046	Rearrest Offense: Resist/obstruct Officer W/viol Degree: (F3) Bond Amount: \$ Statute: 843.01 OBTS Number: 0610018121 Rearrest Reason: Bond Surrender
07/19/2004	3	HW04003046	Rearrest Offense: Tampering With Physical Evidence Degree: (F3) Bond Amount: \$ Statute: 918.13(1)(a) OBTS Number: 0610018121 Rearrest Reason: Bond Surrender
01/05/2004	1	HW04000067	Arrest Name At Arrest: Russell, Robert Offense: Possession of Cocaine Degree: (F3) Bond Amount: \$1000.00 Bond Type: Not Applicable Statute: 893.03(2)(a)4 OBTS Number: 0610013130
01/05/2004	2	HW04000067	Arrest Name At Arrest: Russell, Robert Offense: Resist/obstruct Officer W/viol Degree: (F3) Bond Amount: \$500.00 Bond Type: Not Applicable Statute: 843.01 OBTS Number: 0610013130
01/05/2004	3	HW04000067	Arrest Name At Arrest: Russell, Robert Offense: Tampering With Physical Evidence Degree: (F3) Bond Amount: \$1000.00 Bond Type: Not Applicable Statute: 918.13(1)(a) OBTS Number: 0610013130

- Disposition(s)

Total: 6

Offense Date	Charge	Disposition(s)
01/05/2004	1	<p>Plea(s) 08/02/2004 Amended Plea (Reason: Change of Plea,) Change of Plea-Nolo Contendere 01/30/2004 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 08/02/2004 Disposition Adjudication Withheld</p> <p>Sentence(s) 08/02/2004 (2) Probation / Community Control (Judicial Officer(s): Shapiro, Sheldon M) Comment (Docketrac Sentence Record Note: Prob Mod 1/19/05/may Trav Dade,broward,palbch) Comment (Total Amount Imposed \$380.00) Charge Reopen Status (09/01/2005, Closed, 1) State Probation (2 Year(s) 0 Month(s) 0 Day(s), Start Date: 08/02/2004, End Date: 09/01/2005) Provisions: Provisions (Drug Evaluation, Drug Offender Probation, No Alcohol, No Drugs, Random Urinalysis, Reduce Cost of Supervision) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)</p>
01/05/2004	2	<p>Plea(s) 08/02/2004 Amended Plea (Reason: Change of Plea,) Change of Plea-Nolo Contendere 01/30/2004 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 08/02/2004 Disposition Adjudication Withheld</p> <p>Sentence(s) 08/02/2004 (2) Probation / Community Control (Judicial Officer(s): Shapiro, Sheldon M) Comment (Docketrac Sentence Record Note: Cos \$50) Comment (Total Amount Imposed \$50.00) State Probation (2 Year(s) 0 Month(s) 0 Day(s), Start Date: 08/02/2004, End Date: 09/01/2005) Sentence Status (Concurrent, Case#: 04-000269-CF10A, Counts: 001-001, Comment: Def#:04000269CF10A Count:001) Provisions: Provisions (Drug Evaluation, Drug Offender Probation, No Alcohol, No Drugs, Random Urinalysis, Reduce Cost of Supervision) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)</p>

Offense Date	Charge	Disposition(s)
01/05/2004	3	<p>Plea(s) 08/02/2004 Amended Plea (Reason: Change of Plea,) Change of Plea-Nolo Contendere 01/30/2004 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 08/02/2004 Disposition Adjudication Withheld</p> <p>Sentence(s) 08/02/2004 (2) Probation / Community Control (Judicial Officer(s): Shapiro, Sheldon M) Comment (Docketrac Sentence Record Note: Cos \$50) Comment (Total Amount Imposed \$50.00) State Probation (2 Year(s) 0 Month(s) 0 Day(s), Start Date: 08/02/2004, End Date: 09/01/2005) Sentence Status (Concurrent, Case#: 04-000269-CF10A, Counts: 002-002, Comment: Deff#:04000269CF10A Count:002) Provisions: Provisions (Drug Evaluation, Drug Offender Probation, No Alcohol, No Drugs, Random Urinalysis, Reduce Cost of Supervision) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)</p>
01/05/2004	4	<p>Plea(s) 01/30/2004 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 08/02/2004 Disposition Dismissed</p>
01/05/2004	5	<p>Plea(s) 01/30/2004 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 08/02/2004 Disposition Dismissed</p>
01/05/2004	6	<p>Plea(s) 01/30/2004 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 08/02/2004 Disposition Dismissed</p>

- Collection(s)

Total: 6

Collection Date	Charge	Citation Number	Total Imposed Amount	Total Amount Due	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Next Payment Date	Next Payment Amount
06/01/2017	1		\$380.00	\$380.00	\$380.00	\$0.00	06/25/2006	\$56.80	-	\$0.00
06/01/2017	2		\$50.00	\$50.00	\$50.00	\$0.00	10/10/2005	\$50.00	-	\$0.00
06/01/2017	3		\$50.00	\$50.00	\$50.00	\$0.00	10/10/2005	\$50.00	-	\$0.00

- Event(s) & Document(s)

Total: 40

Date	Description	Additional Text	View	Pages
09/01/2005	File Order Granting Def Motion To Terminate Probation	Per Dispo		
09/01/2005	Hrg Held On Defense Motion To Terminate Probation	Ct Rept-N Sosa (i)		
08/05/2005	File Defense Motion To Terminate Probation			
08/05/2005	File Defense Notice Of Hearing	090105/m/early Termination Of Probation		
02/14/2005	File Order Of Modification Of Probation	Drug Probation		
01/19/2005	File Order Granting Def Motion	To Travel 4 County Areas For Work		
01/19/2005	File Order Granting Def Motion To Modify Probation			
01/19/2005	Hrg Held On Defense Motion To Modify Probation	Ct Rept-N Sosa (f)		
01/13/2005	File Defense Notice Of Hearing	Motion To Modify Probation- 01/19/05		
01/12/2005	File Defense Motion To Modify Probation			
08/02/2004	File Acknowledgement -Waiver Of Rights			
08/02/2004	Hearing Held / Change Of Plea	F / Cr N Sosa		
08/02/2004	File Order Of Probation			
08/02/2004	File Sentencing Guidelines			
08/02/2004	Capias Withdrawn	Count(s):< 001 002 003 >		
08/02/2004	Broward County Supervision	Count(s):< 003 > Amount: \$50.00		

Date	Description	Additional Text	View	Pages
08/02/2004	Broward County Supervision	Count(s):< 002 > Amount: \$50.00		
08/02/2004	Broward County Supervision	Count(s):< 001 > Amount: \$50.00		
07/22/2004	Order Granting Defense Motion To Vacate Bond Estreature	Count(s):< 001 >		
07/22/2004	Order Granting Defense Motion To Vacate Bond Estreature	Count(s):< 002 >		
07/22/2004	Order Granting Defense Motion To Vacate Bond Estreature	Count(s):< 003 >		
07/22/2004	File Defense Notice Of Hearing	8-2-04 Change Of Plea		
07/22/2004	File Sheriff's Affidavit Of Payment Of Costs	(3 Filed)		
07/21/2004	File Surrender Slip	3/kevin Bail Bond/#04860/04861/04862		
07/01/2004	Capias Issued	Count(s):< 001 002 003 >		
07/01/2004	Hearing Not Held	F/cr N Sosa/status Conference		
07/01/2004	Order Estreating Bond	Issue No Bond Capias		
05/17/2004	File Order Granting Court Continuance	Verbal/no Court Reporter		
05/03/2004	Jury Trial - Day To Day	D / Cr N Sosa		
04/16/2004	Trial Not Held	D/day To Day/cr-N Sosa		
04/14/2004	Hearing Not Held	D/cop/ct Rept N Sosa		
04/14/2004	Reset Jury Trial	D/		
04/12/2004	Jury Trial - Day To Day	D / Cr N Sosa		
04/08/2004	File Defense Notice Of Hearing	Cop / 4-14-4		
04/01/2004	Hearing Held / Status Conference	Rpt-D Stewart (f)		
03/05/2004	File States Discovery Submission			
02/17/2004	Arraignment Held	Ct Rept-N Sosall/f		
01/30/2004	Court Date Notice	To Deft, Bondsman, Sao		

Date	Description	Additional Text	View	Pages
01/30/2004	File Def Not Of Intent To Participate In Discovery			
01/30/2004	File Defense Written Plea Of Not Guilty			

- Hearing(s)

Total: 5

Date	Description	Additional Text
05/05/2004	Hearing/Change of Plea	Hearing Time: 9:30 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>Per Hrg Sheet 4/28/04</i>
05/04/2004	Jury Trial - Day to Day	Hearing Time: 9:01 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>Reset Per Icc</i>
05/03/2004	Jury Trial	Hearing Time: 9:00 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>D</i>
04/15/2004	Jury Trial - Day to Day	Hearing Time: 9:01 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>Reset Per Icc</i>
04/12/2004	Jury Trial	Hearing Time: 9:00 AM Judicial Officer(s):Rothschild - FG, Michael I. Location: Room 5900 <i>(f)</i>

- Related Case(s)

Total: 0

There is no related case information available for this case.

State of Florida Vs. Russell, Robert

Broward County Case Number: 06005130CF10A
State Reporting Number: 062006CF005130A88810
Court Type: Felony
Case Type: Drug Court
Filing Date: 03/28/2006
Case Status: Disposed
Court Location: Central Courthouse
Judge ID / Name: Alspector - FN, Susan L.
Magistrate Id / Name: N/A
BCCN: 0604747

- Party(ies)

Total: 4

Party Type	Party Name	? Address	? Attorneys / Address ★ Denotes Lead Attorney
Defendant	Russell, Robert <i>Alias Name</i> Russell, Robert Joseph Gender: Male Race: White Language: English (American) Complexion: Light Height: 6' Weight: 190 Eye: Blue Hair: Gray or Partially Gray DOB: ██████████ Birth City: Campton Birth State: NJ	2020 Scott Street Hollywood, FL 33020	★ <i>Morel, Rudolph A N</i> <i>Public Defender</i> <i>Bar ID: 971324</i> Broward County Courthouse 201 SE 6th St Ste 3872 Fort Lauderdale, FL 33301- 3332 Status: Removed 02/14/2008
Bond Company	Kevin's Bail Bonds		
Bond Insurance Company	Lexington National Insurance		
State	State of Florida		

- Charge(s)

Total: 4

Offense Date	Charge	Degree	Detail
03/27/2006	1	(F3)	<p>Tampering With Physical Evidence Date Filed: 03/27/2006 Current Statute: (F3)918.13(1)(a) Filing Type: SAO Information Filing Agency: Broward Sheriff Office/Deerfield Beach Original Statute: (F3)918.13(1)(a)-Tampering With Physical Evidence</p>
03/27/2006	2	(M1)	<p>Resist/Obstruct W/O Violence Date Filed: 03/27/2006 Current Statute: (M1)843.02 Filing Type: SAO Information Filing Agency: Broward Sheriff Office/Deerfield Beach Original Statute: (M1)843.02-Resist/Obstruct W/O Violence</p>
03/27/2006	3	(0)	<p>Improper Stop Within Intersection Date Filed: 03/27/2006 Current Statute: (0)316.1945(1)(A)3 Filing Type: Citation Filing Agency: Broward Sheriff Office/Deerfield Beach Original Statute: (0)316.1945(1)(A)3-Improper Stop Within Intersection Citation Number: 0394DMH</p> <p>Vehicle Information</p>
03/27/2006	4	(F3)	<p>Possession of Cocaine Date Filed: 03/27/2006 Current Statute: (F3)893.03(2)(a)4 Filing Type: No Information Filing Agency: Broward Sheriff Office/Deerfield Beach Original Statute: (F3)893.03(2)(a)4-Possession of Cocaine</p>

- Warrant(s)

Total: 1

Issue Date	Charge(s)	Detail	Status
04/05/2007	1	Warrant# 06005130CF10A070405DRUG070405N (InActive) Type: Capias - Drug Court Bond Type: No Bond Hold Date Served: 04/13/2007 Hold Without Bail Bond: Yes	04/13/2007 Capias Served (Comment: ROR/IN OPEN COURT **) 04/05/2007 Active (Comment: NO SHOW STATUS **)

- Bond(s)

Total: 2

Posted Date	Charge(s)	Detail	Status
03/27/2006	1	Bond# 008059 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$1000.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	03/27/2006 POSTED 02/14/2008 DISCHARGED
03/27/2006	4	Bond# 008058 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$1000.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	03/27/2006 POSTED 04/21/2006 DISCHARGED

- Arrest(s)

Total: 4

Arrest Date	Charge	Arrest Number	Detail
03/27/2006	1	DR06000519	Arrest Name At Arrest: Russell, Robert J Offense: Tampering With Physical Evidence Degree: (F3) Bond Amount: \$1000.00 Bond Type: Surety Bond Statute: 918.13(1)(a) OBTS Number: 0609066146
03/27/2006	2	DR06000519	Arrest Name At Arrest: Russell, Robert J Offense: Resist/Obstruct W/O Violence Degree: (M1) Bond Amount: \$100.00 Bond Type: Surety Bond Statute: 843.02 OBTS Number: 0609066146
03/27/2006	3	DR06000519	Arrest Name At Arrest: Russell, Robert J Offense: Improper Stop Within Intersection Degree: (0) Bond Amount: \$ Statute: 316.1945(1)(A)3 OBTS Number: 0609066146
03/27/2006	4	DR06000519	Arrest Name At Arrest: Russell, Robert J Offense: Possession of Cocaine Degree: (F3) Bond Amount: \$1000.00 Bond Type: Surety Bond Statute: 893.03(2)(a)4 OBTS Number: 0609066146

- Disposition(s)

Total: 4

Offense Date	Charge	Disposition(s)
03/27/2006	1	Plea(s) 08/23/2006 Plea Arraignment Not Guilty-Jury Disposition(s) 02/14/2008 Disposition Dismissed

Offense Date	Charge	Disposition(s)
03/27/2006	2	Plea(s) 08/23/2006 Plea Arraignment Not Guilty-Jury Disposition(s) 03/06/2007 Disposition Transferred to County Court
03/27/2006	3	Plea(s) 08/23/2006 Plea Arraignment Not Guilty-Jury Disposition(s) 02/14/2008 Disposition Dismissed
03/27/2006	4	Disposition(s) 04/21/2006 Disposition No Information

- Collection(s)

Charge	Citation Number	Total Imposed Amount	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Due Date

- Event(s) & Document(s)

Total: 38

Date	Description	Additional Text	View	Pages
02/14/2008	Hearing Held / Status Report	D / Cr Elec / Case Dismissed		
01/11/2008	Hearing Held / Status Report	F / Cr Elec		
01/11/2008	Order	Na Meetings 5x/w Report To Pti For Urinalysis Complete Aftercase At Share Memorial.Case Is Not To Be Transferred From Division Fn.		

Date	Description	Additional Text	View	Pages
11/29/2007	Hearing Held / Status Report	F / Cr Elec		
10/11/2007	Hearing Held / Status Report	F / Cr Elec		
09/06/2007	Hearing Reset	D/crt Rept Elec/status Rpt		
07/26/2007	Hearing Held / Status Report	D / Cr Elec		
06/21/2007	Hearing Held / Status Report	D / Cr Elec		
05/31/2007	Hearing Held / Status Report	D / Cr Elec		
05/22/2007	Hearing Held / Status Report	D / Cr Elec		
04/13/2007	Hearing Held / Defendant To Surrender	Ct Rept-Electronic (f)		
04/13/2007	Order	Del Spectrum/enter And Complete Share Intensive Outpatient Treatment Program/share To Provide Report On A Monthly Basis To Court		
04/13/2007	File Order Serving Capias	No Show/ror		
04/13/2007	Capias Served	Count(s):< 001 >		
04/11/2007	Hearing Not Held	D / Cr Elec / Surr Hrg / Capias Remains		
04/05/2007	Drug Court Capias Issued	Count(s):< 001 >		
04/05/2007	Hearing Not Held	I/cr Elec/status/issue No Bond Capias		
03/29/2007	Related Case	Related Case: 07007063MM10A , Reason: SI,		
03/06/2007	File Order Granting Def Motion For Severance	Cnt 2 To County Court		
03/06/2007	Hearing Held / Status Report	D / Cr Elec		
01/29/2007	Hearing Held / Status Report	D / Cr Elec		

Date	Description	Additional Text	View	Pages
01/25/2007	Order	Drop 2 U/a's On 1-26-7 And 1-29-6 @ Spectrum; To Bring Results To Court On Next Status Hearing.		
01/25/2007	Hearing Reset	D / Cr Elec / Status		
01/11/2007	Hearing Held / Status Report	I / Cr Elec		
12/14/2006	Hearing Held / Status Report	F/crt Rept Elec		
11/09/2006	Hearing Held / Status Report	D / Cr Elec		
10/12/2006	Hearing Held / Status Report	I / Cr Elec		
09/28/2006	Hearing Held / Status Report	D / Cr Elec		
09/28/2006	File Judicial Pretrial Defer Prosecution Agreement			
08/23/2006	Arraignment Held	F / Cr Elec		
08/11/2006	File Notice/Assistant PD Assignment			
08/09/2006	File Def Affidavit Indigency/Declared Indigent			
08/09/2006	Arraignment Reset	F / Cr Elec		
07/19/2006	Arraignment Reset	D / Cr Elec		
04/24/2006	Correspondence Answered	Cert Copies Sent/health Dept/d Albanese		
04/21/2006	Docketrac Defendant Record Note Field	FILED BY SAO 042106		
04/05/2006	File Notice From Pre-Trial Release Re: Drug Court	Transfer From Div Fp To Div Fn		
03/28/2006	Bond Posted	(3) Kevins		

- Hearing(s)

Total: 1

Date	Description	Additional Text
01/08/2008	Hearing/Status Report	Hearing Time: 2:00 PM Judicial Officer(s):Alspector - FN, Susan L. Location: Room 6840 <i>D</i>

- Related Case(s)

Total: 1

Related Case Number	Case Type	Additional Text
07007063MM10A	Same Incident	

State of Florida Vs. Russell, Robert J

Broward County Case Number: 07007063MM10A
State Reporting Number: 062007MM007063A88810
Court Type: Traffic and Misdemeanor
Case Type: Misdemeanor
Filing Date: 03/29/2007
Case Status: Disposed
Court Location: Central Courthouse
Judge ID / Name: Carpenter-Toye - MM, Deborah
Magistrate Id / Name: N/A
BCCN: 0604747

- Party(ies)

Total: 4

Party Type	Party Name	Address	Attorneys / Address ★ Denotes Lead Attorney
Defendant	Russell, Robert J <i>Alias Name</i> Russell, Robert Russell, Robert Joseph Gender: Male Race: White Complexion: Light Height: 6'1" Weight: 200 Eye: Brown Hair: Bald DOB: ██████████ Birth City: Campton Birth State: NJ	242 SW 11 Street Dania, Fl U.S. Of America	★ <i>Morel, Rudolph A N</i> <i>Bar ID: 971324</i> Broward County Courthouse 201 SE 6th St Ste 3872 Fort Lauderdale, FL 33301-3332 Status: Removed 11/13/2007
Bond Company	Kevin's Bail Bonds		
Bond Insurance Company	Lexington National Insurance		
State	State of Florida		

- Charge(s)

Total: 1

Offense Date	Charge	Degree	Detail
03/27/2006	1	(M1)	Resist/Obstruct W/O Violence Date Filed: 03/27/2006 Current Statute: (M1)843.02 Filing Type: SAO Information Filing Agency: Broward Sheriff Office/Deerfield Beach Original Statute: (M1)843.02-Resist/Obstruct W/O Violence

- Warrant(s)

Total: 0

There is no Warrant information available for this case.

- Bond(s)

Total: 1

Posted Date	Charge(s)	Detail	Status
03/27/2006	1	Bond# 00008060 (InActive) Bond Type: Surety Bond Bond Company: Kevin's Bail Bonds Insurance Company: Continental Heritage Insurance Company Bond Amount: \$100.00 Surety Comment: InsCo: LNIC-LEXINGTON NATIONAL INS CO	03/27/2006 POSTED 11/13/2007 DISCHARGED

- Arrest(s)

Total: 1

Arrest Date	Charge	Arrest Number	Detail
03/27/2006	1	DR06000519	Arrest Name At Arrest: Russell, Robert J Offense: Resist/Obstruct W/O Violence Degree: (M1) Bond Amount: \$ Statute: 843.02 OBTS Number: 0609066146

- Disposition(s)

Total: 1

Offense Date	Charge	Disposition(s)
03/27/2006	1	Plea(s) 11/13/2007 Amended Plea (Reason: Change of Plea,) Change of Plea-Nolo Contendere 05/07/2007 Plea Arraignment Not Guilty-Jury Disposition(s) 11/13/2007 Disposition Adjudicated Sentence(s) 11/13/2007 Sentence (Judicial Officer(s): Robinson, Mary Rudd)

- Collection(s)

Total: 1

Collection Date	Charge	Citation Number	Total Imposed Amount	Total Amount Due	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Next Payment Date	Next Payment Amount
06/17/2023	1		\$248.00	\$597.84	\$2.00	\$595.84	12/05/2008	\$2.00	06/15/2012	\$595.84

Balance Due: \$595.84

\$ Pay Fine/Fee (/ClerkWebsite/BCCOC2/OdysseyPA/CaseSummary.aspx?CaseID=Mzg4MzMOOA%3d%3d-etN0G1%2fS%2bLU%3d&hidSearchType=case_number_public&t

- Event(s) & Document(s)

Total: 39

Date	Description	Additional Text	View	Pages
06/17/2023	Sent To Law Firm For Collections	PENNCREDIT		
06/14/2023	Collection Agency/Waive Fee			
11/21/2021	Sent To Law Firm For Collections	MSB		

Date	Description	Additional Text	View	Pages
10/02/2021	Collection Agency/Waive Fee			
02/28/2015	Sent To Law Firm For Collections	Penn Credit		
09/16/2012	Sent To Law Firm For Collections			
09/13/2012	Post Office Returned Mail	Return to sender unable to forward		
08/14/2012	Court Defer/60 Days Past Due	\$448.00		
07/15/2012	Court Defer/30 Days Past Due	\$448.00		
06/15/2012	D6/ Fin			
06/05/2012	Post Office Returned Mail	Returned to sender/unable to forward		
05/16/2012	File Letter To Deft//Balance Due On Case	Balance due \$448.00		
11/13/2007	File Acknowledgement -Waiver Of Rights			
11/13/2007	Hearing Held / Change Of Plea	Crs		
11/13/2007	File And Record Judgment	And Sentence		
11/13/2007	File Order For Partial Payments			
11/13/2007	Judgment/Lien For Attorney's Fees And Costs	\$200-Bk 44840 Pages 1428-1429		
11/09/2007	Calendar Call/Held	Set Trial 111307 @ 1000		
10/12/2007	Calendar Call/Held	Set Ccall 110907 @ 0830		
10/12/2007	File Order Granting Def Motion For Continuance			
09/07/2007	File Order Granting Def Motion For Continuance			
09/07/2007	Reset Calendar Call	From 090707 To 101207 @ 0830		
08/16/2007	File Order Granting Def Motion For Continuance			
08/16/2007	Reset Calendar Call	From 081607 To 090707/@ 0830		
07/31/2007	File Order Denying Def Motion To Take Deposition	Per J/robinson/signed 073007/pwrk Only		
07/20/2007	File Order Granting Def Motion For Continuance			
07/20/2007	Reset Calendar Call	From 072007 To 081607 @ 1100		
07/16/2007	File Defense Motion To Take Deposition			
06/21/2007	File Amended Notice Of Asst Public Defender Assign			
06/12/2007	File Defense Motion To Compel	Discovery		
06/01/2007	File Order Granting Def Motion For Continuance			
06/01/2007	Reset Calendar Call	From 060107 To 072007/cctv		
05/31/2007	State's Discovery Submission			
05/14/2007	File Defense Demand For Discovery			
05/14/2007	File Notice/Assistant PD Assignment			

Date	Description	Additional Text	View	Pages
05/07/2007	Arrestment Held	Deft Pled Not Guilty/cctv		
04/19/2007	Notes	Mailed Out Notice To Bondsmen		
03/30/2007	Related Case	Related Case: 06005130CF10A , Reason: SI,		
03/29/2007	Related Case	Related Case: 06005130CF10A , Reason: SI,		

- Hearing(s)

Total: 0

There is no Disposition information available for this case.

- Related Case(s)

Total: 1

Related Case Number	Case Type	Additional Text
06005130CF10A	Same Incident	

State of Florida Vs Russell, Robert

Broward County Case Number: 19000631MM40A
State Reporting Number: 062019MM000631A88840
Court Type: Traffic and Misdemeanor
Case Type: Misdemeanor
Filing Date: 02/15/2019
Case Status: Disposed
Court Location: South Courthouse
Judge ID / Name: SB Miller, Terri-Ann
Magistrate Id / Name: N/A
BCCN: N/A

- Party(ies)

Total: 2

Party Type	Party Name	? Address	? Attorneys / Address ★ Denotes Lead Attorney
Defendant	<p>Russell, Robert</p> <p><i>Alias Name</i> Russell, Robert Joseph</p> <p>Gender: Male Race: White Language: English (American) Complexion: Light Height: 6' Weight: 190 Eye: Blue Hair: Gray or Partially Gray DOB: ██████████ Birth City: Campton Birth State: NJ</p>	<p>2020 Scott Street Hollywood, FL 33020</p>	
State	State of Florida		

- Charge(s)

Total: 1

Offense Date	Charge	Degree	Detail
01/26/2019	1	(M2)	Petit Theft Date Filed: 01/26/2019 Current Statute: (M2)812.014(3)(a) Filing Type: SAO Information- Not In Custody Filing Agency: Hollywood PD Original Statute: (M2)812.014(3)(a)-Petit Theft

- Warrant(s)

Total: 1

Issue Date	Charge(s)	Detail	Status
06/05/2019	1	Warrant# 19000631MM40A1 (Active) Type: Capias Bond Amount: \$500.00 Bond Type: Set By Judge Hold Without Bail Bond: No	06/05/2019 Active <i>(Comment: *Sentc -Failed To Mail-In C/S Hr Sheet)</i>

- Bond(s)

Total: 0

There is no Bond information available for this case.

- Arrest(s)

Total: 0

There is no Arrest information available for this case.

- Disposition(s)

Total: 1

Offense Date	Charge	Disposition(s)
01/26/2019	1	<p>Plea(s) 03/13/2019 Plea Change of Plea-Nolo Contendere</p> <p>Disposition(s) 03/13/2019 Disposition Adjudicated</p> <p>Sentence(s) 03/13/2019 (I) - Other/Not Listed (Judicial Officer(s): Miller, Terri-Ann) null Comment (~Stay Away From Place Of Arrest~) Comment (*(TAI -\$50.00 SAO FEE -DUE BEFORE 06/05/19)*)</p>







- Collection(s)

Total: 1

Collection Date	Charge	Citation Number	Total Imposed Amount	Total Amount Due	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Next Payment Date	Next Payment Amount

- Event(s) & Document(s)

Total: 18

Date	Description	Additional Text	View	Pages
06/12/2019	Post Office Returned Mail			2
06/05/2019	Notes	*Issue Capias, We Have Not Received Completed C/S Hr Sheet & \$50.00 Sao Fee -As Told To Do So//		
06/05/2019	Capias Issued	Amount: \$500.00		1
05/31/2019	Court Date Notice			2
05/30/2019	Post Office Returned Mail			2
04/17/2019	Court Date Notice			2
04/03/2019	Post Office Returned Mail			2

Date	Description	Additional Text	View	Pages
03/13/2019	File And Record Judgment			1
03/13/2019	Arraignment Held	*PLEA TAKEN -SET CASE FOR SENTENCING//		
03/13/2019	Court Disposition			2
03/13/2019	File Defense Notice Of Hearing			1
03/13/2019	Plea of guilty or No contest for Criminal in County Court			2
02/16/2019	Court Date Notice			2
02/15/2019	Electronic Case			
02/15/2019	File State's Instruction Sheet			1
02/15/2019	File Notice to Appear Affidavit			1
02/15/2019	File Notice Of Confidential Info Within Court Filing			1
02/15/2019	Received Original State Attorneys Information			

- Hearing(s)

Total: 3

Date	Description	Additional Text
06/05/2019	Sentencing	Hearing Time: 1:30 PM Judicial Officer(s):SB Miller, Terri-Ann Location: Room 220 <i>Adj20hrs-Excused Must Mail-In Hrs + \$50.00//</i>
06/05/2019	Sentencing	<i>CANCELED Rescheduled</i> Hearing Time: 1:30 PM Judicial Officer(s):SB Miller, Terri-Ann Location: Room 220
03/13/2019	Arraignment	Hearing Time: 2:00 PM Judicial Officer(s):SB Miller, Terri-Ann Location: Room 220 <i>*****DISREGARD 2/27/19 COURT DATE ON NOTICE TO APPEAR*****</i>

- Related Case(s)

Total: 0

There is no related case information available for this case.



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: Russell
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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Page 1 of 2. 16 total matches.

Master ID	Last Name	First Name	Middle	SSN/Federal	Rulings	Birth Date	City	State
[REDACTED]								

Next Page >

Last Page >>

Not Applicant

FAQ | Help | Sign Out

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

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

Domain: 10 - Division of Pari-Mutuel Wagering

Logged in as: ppolanco

VR Home > **Complaint Search**

Search Criteria | **Results**

Complaint

Board	<input type="text"/>	Complaint #	<input type="text"/>
Lic Type	<input type="text"/>	Reference	<input type="text"/>
Case Type	<input type="text"/>	Status	<input type="text"/>
Assigned To	<input type="text"/>		
Incident From	<input type="text"/>	Incident To	<input type="text"/>
Key Phrase in Summary <input type="text"/>			

-
-
-
-

Respondent

Fed Tax #	<input type="text"/>	Russell, Robert Joseph	Street #	<input type="text"/>
File #	<input type="text" value="12202"/>		Street	<input type="text"/>
License #	<input type="text"/>	App in Process	City	<input type="text"/>
Entity #	<input type="text" value="13819042"/>		Postal/Zip	<input type="text"/>
Key Name	<input type="text" value="Russell, Robert Joseph"/>		State	<input type="text"/>
			County	<input type="text"/>
<input type="radio"/> Complainant	Key Name <input type="text"/>			
<input type="radio"/> Involved Party	Key Name <input type="text"/>			

No Enforcement Findings

Get Adobe Reader.



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name: ROBERT
Middle Name:
Last Name: RUSSELL
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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6. Discussion of policies and procedures



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Vehicle Pursuits

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.09.01

FGCC SECTION

Law Enforcement

AUTHORITY

[Section 16.711, Fla. Stat.](#)

[Section 16.712, Fla. Stat.](#)

[CFA 5.21 - 14.05M \(K\) or most recent version](#)

I. STATEMENT OF POLICY

It is the policy of the Division of Gaming Enforcement to prohibit vehicle pursuits.

II. PURPOSE

This policy provides guidelines for vehicle pursuits in order to protect the safety of involved special agents, the public and fleeing suspects.

III. DEFINITIONS

Definitions related to this policy include:

- A. Vehicle pursuit** - An event involving one or more law enforcement officers attempting to apprehend a suspect, who is attempting to avoid arrest while operating a vehicle by using high-speed driving or other evasive tactics, such as driving off a highway, turning suddenly or driving in a legal manner but willfully failing to yield to a special agent's emergency signal to stop.

IV. INITIAL PURSUIT TRAINING

All sworn personnel will receive initial training in this policy upon issuance. Upon hire, all new sworn personnel will be trained on this policy. All sworn personnel shall acknowledge this policy and any subsequent policy updates upon issuance.

This policy adopted by the Commission on:

**Louis Trombetta
Executive Director**

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Report Preparation

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.13.01

FGCC SECTION

Law Enforcement

AUTHORITY

[CFA 5.21 - 26.09M \(A\), \(B\), \(C\), \(D\), \(E\), \(F\) or most recent version](#)

[Section 16.711, Fla. Stat.](#)

[Section 16.712, Fla. Stat.](#)

I. STATEMENT OF POLICY

It is the policy of the Division of Gaming Enforcement that members shall act with promptness and efficiency in the preparation and processing of all reports. Reports shall document sufficient information to refresh the member's memory and shall provide enough detail for follow-up investigation and successful prosecution.

II. PURPOSE

The purpose of this policy is to provide guidance to those members of the Division who complete investigations and reports as a part of their duties.

III. EXPEDITIOUS REPORTING

An incomplete report, unorganized reports or reports that are delayed without supervisory approval are not acceptable. Reports shall be processed according to established priorities or to a special priority made necessary under exceptional circumstances.

IV. REPORT PREPERATION

Reports shall be sufficiently detailed for their purpose and free from errors prior to submission and approval. It is the responsibility of the member to complete and submit all reports taken during the shift before going off-duty unless permission to hold the report has been approved by a supervisor. Generally, reports requiring prompt follow-up action on active leads or arrest reports where the suspect remains in custody should not be held.

All reports shall accurately reflect the identity of the persons involved; all pertinent information seen, heard or assimilated by any other sense; and any actions taken. Members shall not suppress, conceal or distort the facts of any reported incident, nor shall any member make a false report orally or in writing. Generally, the reporting member's opinions should not be included in reports unless specifically identified as such.

1. Handwritten or Typed Reports

County, state and federal agency forms may be block printed unless the requirement for typing is apparent. Supervisors may require block printing or typing of reports of any nature for division consistency.

Handwritten reports must be prepared legibly. If the report is not legible, the submitting member will be required by the reviewing supervisor to promptly make corrections and resubmit the report.

In general, the narrative portion of reports where an arrest is made or when there is a long narrative should be typed or dictated. Members who dictate reports shall use appropriate grammar, as the content is not the responsibility of the typist.

Members who generate reports on computers are subject to all requirements of this policy.

2. Electronic Signatures

The Division of Gaming Enforcement has established an electronic signature procedure for use by all members of the Division of Gaming Enforcement. The Chief of Law Enforcement shall be responsible for maintaining the electronic signature system, ensuring that each member creates a unique, confidential password for his/her electronic signature.

- A. Members may only use their electronic signatures for official reports or other official communications.

- B. Each member shall be responsible for the security and use of his/her electronic signature and shall promptly notify a supervisor if the electronic signature has or may have been compromised or misused.

V. REQUIRED REPORTING

In all of the following situations, members shall complete reports using the appropriate Division-approved forms and reporting methods, unless otherwise approved by a supervisor.

The reporting requirements are not intended to be all-inclusive. A member may complete a report in a situation not listed below if he/she deems it necessary or as directed by a supervisor.

1. Criminal Activity

When a member responds to a call for service or, as a result of self-initiated activity becomes aware of any activity where a crime has occurred, the member shall document the incident regardless of whether a victim desires prosecution.

Activity to be documented in a written report includes:

- A. All arrests
- B. All felony crimes
- C. Non-felony criminal incidents as appropriate
- D. Situations covered by separate policy. These include:
 - a. Use of Force Policy
 - b. Domestic Violence Policy

2. Non-Criminal Activity

Non-criminal activity to be documented includes:

- A. Any found property or found evidence.
- B. Any time a person is reported missing, regardless of jurisdiction (see the Missing Persons Policy).

- C. Suspicious incidents that may indicate a potential for crimes against children or that a child's safety is in jeopardy.
- D. Suspicious incidents that may place the public or others at risk.
- E. Any use of force by members of this division against any person (see the Use of Force Policy).
- F. Any firearm discharge (see the Firearms Policy).
- G. Any time a member points a firearm at any person.
- H. Whenever the member believes the circumstances should be documented or at the direction of a supervisor.

VI. REVIEW AND CORRECTIONS

Supervisors shall review reports for content and accuracy. If a correction is necessary, the reviewing supervisor should return the report to the reporting member for correction as soon as practicable. It shall be the responsibility of the originating member to ensure that any report returned for correction is processed in a timely manner.

1. Changes and Alterations

Reports that have been approved by a supervisor and submitted for filing and distribution shall not be modified or altered except by way of a supplemental report.

Reviewed reports that have not yet been submitted to the Records Section may be corrected or modified by the authoring member only with the knowledge and authorization of the reviewing supervisor.

This policy adopted by the Commission on:

**Louis Trombetta
Executive Director**

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Subpoenas and Court
Appearances

POLICY NUMBER

02.14.01

EFFECTIVE DATE:

FGCC SECTION

Law Enforcement

REVISED:

AUTHORITY

[Section 16.711, Fla. Stat.](#)
[Section 16.712, Fla. Stat.](#)

I. STATEMENT OF POLICY

Division of Gaming Enforcement members will respond appropriately to all subpoenas and any other court-ordered appearances.

II. PURPOSE

This policy establishes the guidelines for Division members who must appear in court. It allows the Division of Gaming Enforcement to cover any related work absences and keep the Division informed about relevant legal matters.

III. SUBPOENAS

Only Division members authorized to receive a subpoena on behalf of this Division or any of its members may do so.

1. Special Notification requirements

Any member who is subpoenaed to testify, agrees to testify or provides information on behalf or at the request of any party other than the General Counsel or the prosecutor shall notify his/her immediate supervisor without delay regarding:

- A. Any civil case where the State of Florida or one of its members, as a result of his/her official capacity, is a party.
- B. Any civil case where any other city, county, state or federal unit of government or a member of any such unit of government, as a result of his/her official capacity, is a party.
- C. Any criminal proceeding where the member is called to testify or provide information on behalf of the defense.
- D. Any civil action stemming from the member's on-duty activity or because of his/her association with the Division of Gaming Enforcement.
- E. Any personnel or disciplinary matter when called to testify or to provide information by a government entity other than the Division of Gaming Enforcement.

The supervisor will then notify the Director of Gaming Enforcement and the appropriate prosecuting attorney as may be indicated by the case. The Director of Gaming Enforcement shall notify the General Counsel to determine if additional legal support is necessary.

No member will be retaliated against for testifying in any matter.

2. Civil Subpoena

The Division will compensate members who appear in their official capacities on civil matters arising out of their official duties, as directed by the current collective bargaining agreement.

The Division may seek reimbursement for the member's compensation through the civil attorney of record who subpoenaed the member.

3. Off-Duty related Subpoenas

Members receiving valid subpoenas for off-duty actions not related to their employment or appointment will not be compensated for their appearance.

Arrangements for time off shall be coordinated through their immediate supervisors.

IV. FAILURE TO APPEAR

Any member who fails to comply with the terms of any properly served subpoena or court-ordered appearance may be subject to discipline. This includes properly served orders to appear that were issued by a state administrative agency.

V. STANDBY

To facilitate standby agreements, members are required to provide and maintain current information on their addresses and contact telephone numbers with the Division.

If a member on standby changes his/her location during the day, the member shall notify the designated Division member of how he/she can be reached. Members are required to remain on standby until released by the court or the party that issued the subpoena.

VI. COURTROOM PROTOCOL

Members must be punctual when appearing in court and shall be prepared to proceed immediately with the case for which they are scheduled to appear.

Members shall dress in business attire.

Members shall observe all rules of the court in which they are appearing and shall remain alert to changes in the assigned courtroom where their matter is to be heard.

1. Testimony

Before the date of testifying, the subpoenaed member shall request a copy of relevant reports and become familiar with the content in order to be prepared for court.

VII. OVERTIME APPEARANCES

When a member appears in court on his/her off-duty time, he/she will be compensated in accordance with the current collective bargaining agreement.

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Informants

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.16.01

FGCC SECTION

Law Enforcement

AUTHORITY

[CFA 5.21 - 15.03M \(B\), \(F\), \(G\), \(H\), \(I\), \(J\), 5.05M \(A\), \(B\), \(E\), \(F\), 15.03M \(A\), \(B\), \(C\), \(D\), \(F\), \(K\)](#)

[or most recent version](#)

[Section 16.711, F.S.](#)

[Section 16.712, F.S.](#)

[Section 914.28, F.S.](#)

I. STATEMENT OF POLICY

The Division of Gaming Enforcement recognizes the value of informants to law enforcement efforts and will strive to protect the integrity of the informant process. It is the policy of this division that all funds related to informant payments will be routinely audited and that payments to informants will be made according to the criteria outlined in this policy.

II. PURPOSE

The purpose of this policy is to provide guidelines for the use of informants and to prioritize the safety of the informant, law enforcement personnel, suspects, and the public [Section 914.28, F.S.](#)

III. DEFINITIONS

Definitions related to this policy include:

- A. Informant** - A person who covertly interacts with other individuals or suspects at the direction or request of, or by agreement with, the Division of Gaming Enforcement for law enforcement purposes. This also includes a person agreeing to supply information to the Division of Gaming Enforcement for a benefit (e.g., a quid pro quo in the form of a reduced criminal penalty, money).

IV. USE OF INFORMANTS

1. Initial Approval

Before using an individual as an informant, a special agent must receive approval from his/ her supervisor and the Chief of Law Enforcement. The special agent shall compile sufficient information through a background investigation and experience with the informant in order to determine the suitability of the individual, including age, maturity, and risk of physical harm, as well as any indicators of his/her reliability and credibility.

Members of this division should not guarantee absolute safety or confidentiality to an informant.

2. Juvenile Informants

The use of informants under the age of 18 is prohibited.

3. Informant Agreements

All informants are required to sign and abide by the provisions of the designated division informant agreement. The special agent using the informant shall discuss each of the provisions of the agreement with the informant.

Details of the agreement are to be approved in writing by a supervisor and the Chief of Law Enforcement before being finalized with the informant.

If requested, the person being considered for use as an informant shall be afforded an opportunity to consult with legal counsel at their own expense before they sign the agreement to be an informant [Section 914.28, F.S.](#)

V. INFORMANT INTEGRITY

To maintain the integrity of the informant process, the following must be adhered to :

- A. The identity of an informant acting in a confidential capacity shall not be withheld from the Director of Gaming Enforcement, Chief of Law Enforcement, or their authorized designees.
 - 1. Identities of informants acting in a confidential capacity shall otherwise be kept confidential.
- B. Criminal activity by informants shall not be condoned.
- C. Informants shall be told they are not acting as police special agents, employees or agents of the Division of Gaming Enforcement, and that they shall not represent themselves as such.
- D. The relationship between division members and informants shall always be ethical and professional.
 - 1. Members shall not become intimately involved with an informant.
 - 2. Social contact shall be avoided unless it is necessary to conduct an official investigation, and only with prior approval of the Chief of Law Enforcement.
 - 3. Members shall neither solicit nor accept gratuities or engage in any private business transaction with an informant.
- E. Special Agents shall not meet with informants in a private place unless accompanied by at least one additional special agent or with prior approval of the Chief of Law Enforcement.
 - 1. Special Agents may meet informants alone in an occupied public place, such as a restaurant.
- F. When contacting informants for the purpose of making payments, special agents shall arrange for the presence of another special agent.
- G. In all instances when division funds are paid to informants, a voucher shall be completed in advance, itemizing the expenses.
- H. Since the decision rests with the appropriate prosecutor, special agents shall not promise the informant they will receive any form of leniency or immunity from criminal prosecution.

1. Unsuitable Informants

The suitability of any informant should be considered before engaging him/her in any way in a covert or other investigative process. Factors to be considered include, but are not limited to [Section 914.28, F.S.](#) :

- A. The person's age and maturity.
- B. The risk the person poses to adversely affect a present or potential investigation or prosecution.
- C. The effect upon agency efforts that the disclosure of the person's cooperation in the community may have.
- D. Whether the person is a substance abuser or has a history of substance abuse or is in a court-supervised drug treatment program.
- E. The risk of physical harm to the person, his/her immediate family or close associates as a result of providing information or assistance or upon the disclosure of the person's assistance to the community.
- F. Whether the person has shown any indication of emotional instability, unreliability or furnishing false information.
- G. The person's criminal history or prior criminal record.
- H. Whether the use of the person is important to or vital to the success of an investigation.

Any member of the Division of Law Enforcement who become aware that an informant, who has been previously approved in a covert or other investigative process, may be unsuitable will notify the supervisor and the Chief of Law Enforcement, who will initiate a review to determine suitability. Until a determination is made, the informant should not be used by any member. The Chief of Law Enforcement shall determine whether the informant should be used by the Division and, if so, what conditions will be placed on his/her participation or any information the informant provides. The supervisor shall document the decision and conditions in file notes and mark the file "unsuitable" when appropriate.

Considerations for determining whether an informant is unsuitable include, but are not limited to, the following:

- A. The informant has provided untruthful or unreliable information in the past.
- B. The informant behaves in a way that may endanger the safety of a special agent.
- C. The informant reveals to suspects the identity of a special agent or the existence of an investigation.
- D. The informant appears to be using his/her affiliation with this division to further criminal objectives.
- E. The informant creates officer-safety issues by providing information to multiple law enforcement agencies simultaneously, without prior notification and approval of each agency.
- F. The informant engages in any other behavior that could jeopardize the safety of special agents or the integrity of a criminal investigation.
- G. The informant commits criminal acts subsequent to entering into an informant agreement.

VI. INFORMANT FILES

Informant files shall be utilized as a source of background information about the informant, to enable review and evaluation of information provided by the informant, and to minimize incidents that could be used to question the integrity of division members or the reliability of the informant.

Informant files shall be maintained in a secure area within the field office. The supervisor or the authorized designee shall be responsible for maintaining informant files. Access to the informant files shall be restricted to the Director of Gaming Enforcement, Chief of Law Enforcement or their authorized designees or those whose access is required by court process or order. A notation shall be made in the file each time the file is accessed showing the date and who accessed the file [Section 914.28, F.S.](#)

The Chief of Law Enforcement should arrange for an audit using a representative sample or randomly selected informant files on a periodic basis, but no less than one time per year. If the supervisor is replaced, the files will be audited before the new supervisor takes over management of the files. The purpose of the audit is to ensure compliance with file content and updating provisions of this policy. The audit should be conducted by a supervisor who does not have normal access to the informant files.

Informant files shall be retained according to the established retention schedule.

1. File System Procedure

All informant files shall be part of a master informant file used by the Division. A separate file shall be maintained on each informant and shall be coded with an assigned informant control number. An informant history that includes the following information shall be prepared for each file :

- A. Name and aliases
- B. Date of birth
- C. Physical description: sex, race, height, weight, hair color, eye color, scars, tattoos, or other distinguishing features
- D. Photograph
- E. Current home address and telephone numbers
- F. Current employers, positions, addresses, and telephone numbers
- G. Vehicles owned and registration information
- H. Places frequented
- I. Briefs of information provided by the informant and the informant's subsequent reliability
 - 1. If an informant is determined to be unsuitable, the informant's file is to be marked "unsuitable" and notations included detailing the issues that caused this classification.
- J. Name of the special agent initiating use of the informant
- K. Signed informant agreement
- L. Update on active or inactive status of informant

VII. INFORMANT PAYMENT

No informant will be told in advance or given an exact amount or percentage for his/her service. The amount of funds to be paid to any informant will be evaluated against the following criteria :

- A. The extent of the informant's personal involvement in the case

- B. The significance, value or effect on crime
- C. The value of assets seized
- D. The quantity of the drugs or other contraband seized
- E. The informant's previous criminal activity
- F. The level of risk taken by the informant

The field office supervisor will discuss the above factors with the Chief of Law Enforcement and recommend the type and level of payment, subject to approval by the Director of Gaming Enforcement.

1. Payment Process

1. Payments of \$500 and under may be paid in cash from the Investigative and Evidence fund.
 - A. The field office supervisor shall sign the voucher for cash payouts from the buy/expense fund.
2. Payments exceeding \$500 shall be made by issuance of a check, payable to the special agent who will be delivering the payment.
 - A. The check shall list the case numbers related to and supporting the payment.
 - B. A written statement of the informant's involvement in the case shall be placed in the informant's file.
 - C. The statement shall be signed by the informant verifying the statement as a true summary of his/her actions in the case.
 - D. Authorization signatures from the Director of Gaming Enforcement and the Executive Director are required for disbursement of the funds.
3. To complete the payment process for any amount, the special agent delivering the payment shall complete a cash transfer form.
 - A. The cash transfer form shall include:
 1. Date.

2. Payment amount.
3. Division of Gaming Enforcement case number.
4. A statement that the informant is receiving funds in payment for information voluntarily rendered.
5. Member's name.
6. Informant's name or identifier.
7. Purpose of payment.

B. The cash transfer form shall be signed by the informant.

C. The cash transfer form will be kept in the informant's file.

2. Reporting of Payment

Each informant receiving a cash payment shall be advised of his/her responsibility to report the cash to the Internal Revenue Service (IRS) as income.

The informant shall be provided a letter identifying the amount he/she must report on a tax return as "other income" and shall be required to provide a signed acknowledgement of receipt of the letter. The completed acknowledgement form and a copy of the letter shall be retained in the informant's file.

3. Audit of Payments

The Chief of Law Enforcement or the authorized designee shall be responsible for compliance with any audit requirements associated with grant provisions, applicable state and federal law, and the accounting system for confidential funds.

At least quarterly, the Director of Gaming Enforcement or the authorized designee shall conduct an internal audit of all informant funds for the purpose of accountability and security of the funds. The audit shall include a report of expenditures and shall be forwarded to the Director of Gaming Enforcement upon completion. The funds and related documents (e.g., buy/expense fund records, cash transfer forms, invoices, receipts, logs) will assist with the audit process.

VIII. TRAINING

The Division shall ensure that members who are involved in recruiting or handling of informants receive periodic training on this policy and any procedures associated with the policy. Documentation of the training will be stored in the member's training file.

IX. ANNUAL REVIEW

The Director of Gaming Enforcement or the authorized designee shall conduct a documented annual internal review of the division practices to ensure conformity with policies, procedures, and state laws.

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Warrant Services

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.23.01

FGCC SECTION

Law Enforcement

AUTHORITY

[CFA 5.21 - 15.08M \(A\), \(B\), \(C\), \(D\), \(E\) or most recent version](#)
[Section 16.711, Fla. Stat.](#)
[Section 16.712, Fla. Stat.](#)
[Section 934.03, Fla. Stat.](#)
[Chapter 933, Fla. Stat.](#)

I. STATEMENT OF POLICY

It is the policy of the Division of Gaming Enforcement to balance the safety needs of the public, the safety of division members, privacy interests, and other relevant factors when making decisions related to the service of search and arrest warrants.

II. PURPOSE

This policy establishes guidelines for the planning and serving of arrest and search warrants by members of this division. It is understood that this policy cannot address every variable or circumstance that can arise in the service of a search or arrest warrant, as these tasks can involve rapidly evolving and unique circumstances.

This policy is intended to be used in conjunction with the Operations Planning and Deconfliction Policy, which has additional guidance on planning and serving high-risk warrants.

This policy is not intended to address the service of search warrants on locations or property already secured or routine field warrant arrests by patrol officers.

III. CHIEF OF LAW ENFORCEMENT

The Chief of Law Enforcement (see the Operations Planning and Deconfliction Policy) shall review all risk assessment forms with the involved supervisor to determine the risk level of the warrant service.

The Chief of Law Enforcement will also have the responsibility to coordinate the service of those warrants that are categorized as high-risk. Deconfliction, risk assessment, operational planning, briefing, and debriefing should follow guidelines in the Operations Planning and Deconfliction Policy.

IV. SEARCH WARRANTS

A special agent should receive authorization from a supervisor before preparing a search warrant application. Once authorization is received, the special agent will prepare the affidavit and search warrant, consulting with the applicable prosecuting attorney as needed, prior to submission for judicial review. The special agent will also complete the risk assessment form and submit it, along with the warrant affidavit, to the appropriate supervisor and the Chief of Law Enforcement for review and classification of risk (see the Operations Planning and Deconfliction Policy).

1. Execution

When executing a search warrant, special agents should ensure:

- A. Reasonable efforts are made during the search to maintain or restore the condition of the location.
- B. Only the areas authorized by the warrant are subject to search.
- C. A list is made of all of the items that are seized, and a copy of this list is provided to the person in charge of the premises, if present, or otherwise left in a conspicuous place.
- D. A copy of the search warrant is left at the location.

V. ARREST WARRANTS

If a special agent reasonably believes that serving an arrest warrant may pose a higher risk than commonly faced on a daily basis, the special agent should complete the risk assessment form and submit it to the appropriate supervisor and the Chief of Law

Enforcement for review and classification of risk (see the Operations Planning and Deconfliction Policy).

If the warrant is classified as high risk, service will be coordinated by the Chief of Law Enforcement. If the warrant is not classified as high risk, the supervisor should weigh the risk of entry into a location to make an arrest against other alternatives, such as arresting the person outside the location where circumstances may pose a lower risk.

VI. WARRANT PREPARATION

A special agent who prepares a warrant should ensure the documentation in support of the warrant contains as applicable:

- A. Probable cause to support the search or arrest, including relevant dates and times to demonstrate timeliness and facts to support any request for nighttime or no-knock warrant execution.
- B. A clear explanation of the affiant's training, experience and relevant education.
- C. Adequately supported opinions, when relevant, that are not left to unsubstantiated conclusions.
- D. A nexus between the place to be searched and the persons or items central to the investigation. The facts supporting this nexus should be clear and current. For example, the affidavit shall explain why there is probable cause to believe that a particular person is currently residing at a particular location or that the items sought are present at a particular location.
- E. Full disclosure of known or suspected residents at the involved location and any indication of separate living spaces at the involved location. For example, it should be disclosed that several people may be renting bedrooms at a single location, even if the exact location of the rooms is not known.
- F. A specific description of the location to be searched, including photographs of the location, if reasonably available.
- G. A sufficient description of the items to be seized.
- H. Full disclosure of any known exculpatory information relevant to the warrant application (refer to the Brady Information Policy).

VII. HIGH-RISK WARRANT SERVICE

The Chief of Law Enforcement or the authorized designee shall coordinate the service of warrants that are categorized as high risk and shall have sole authority in determining the manner in which the warrant will be served, including the number of special agents deployed. The member responsible for directing the service should ensure the following as applicable:

- A. When practicable and when doing so does not cause unreasonable risk, video or photographic documentation is made of the condition of the location prior to execution of a search warrant. The images should include the surrounding area and persons present.
- B. The warrant service is audio- and video-recorded when practicable and reasonable to do so (Section 934.03(2)(c), Fla. Stat.).
- C. Evidence is handled and collected only by those members who are designated to do so. All other members involved in the service of the warrant should alert one of the designated members to the presence of potential evidence and not to touch or disturb the items.
 - a. Special Agents should search only in those areas authorized by the warrant. If questions arise, a determination should be made by the supervisor or Chief of Law Enforcement.
- D. Reasonable efforts are made during the search to maintain or restore the condition of the location.
- E. Persons who are detained as part of the warrant service are handled appropriately under the circumstances.
- F. Reasonable care provisions are made for children and dependent adults.
- G. A list is made of all items seized and a copy provided to the person in charge of the premises if present or otherwise left in a conspicuous place.
- H. A copy of the search warrant is left at the location.
- I. The condition of the property is documented with video recording or photographs after the search.

VIII. DETENTIONS DURING WARRANT SERVICE

Special Agents must be sensitive to the safety risks of all persons involved with the service of a warrant. Depending on circumstances and facts present, it may be appropriate to control movements of any or all persons present at a warrant service, including those who may not be the subject of a warrant or suspected in the case. However, special agents must be mindful that only reasonable force may be used and weapons should be displayed no longer than the special agent reasonably believes is necessary (see the Use of Force Policy).

As soon as it can be determined that an individual is not subject to the scope of a warrant and that no further reasonable suspicion or safety concerns exist to justify further detention, the person should be promptly released.

Special Agents should, when and to the extent reasonable, accommodate the privacy and personal needs of people who have been detained.

IX. ACTIONS AFTER WARRANT SERVICES

The supervisor shall ensure that all affidavits, warrants, receipts and returns, regardless of any associated cases, are filed with the issuing judge or magistrate as soon as reasonably possible, but in any event no later than any date specified on the warrant.

X. OUTSIDE AGENCIES AND CROSS-JURISDICTIONAL WARRANTS OUTSIDE

The Chief of Law Enforcement will ensure that cooperative efforts with other agencies in the service of warrants conform to existing mutual aid agreements or other memorandums of understanding and will work cooperatively to mitigate risks including, but not limited to:

- Identity of team members.
- Roles and responsibilities.
- Familiarity with equipment.
- Rules of engagement.
- Asset forfeiture procedures.

Any outside agency requesting assistance in the service of a warrant within this jurisdiction should be referred to the Chief of Law Enforcement. The Chief of Law Enforcement should review and confirm the warrant, including the warrant location, and should discuss the service with the appropriate supervisor from the other agency. The Chief of Law Enforcement should ensure that members of the Division of Gaming Enforcement are utilized appropriately. Any concerns regarding the requested use of Division of Gaming Enforcement members should be brought to the attention of the

Director of Gaming Enforcement or the authorized designee. The actual service of the warrant will remain the responsibility of the agency requesting assistance.

If the Chief of Law Enforcement is unavailable, the Special Agent Supervisor should assume this role.

Special Agents will remain subject to the policies of the Division of Gaming Enforcement when assisting outside agencies or serving a warrant outside Division of Gaming Enforcement jurisdiction.

XI. MEDIA ACCESS

No advance information regarding warrant service operations shall be released without the approval of the Director of Gaming Enforcement. Any media inquiries or press release after the fact shall be handled in accordance with the Media Relations Policy.

XII. TRAINING

The Training Coordinator should ensure special agents receive periodic training on this policy and associated topics, such as legal issues, warrant preparation, warrant service and reporting requirements.

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Conflict of Interest

POLICY NUMBER

02.30.01

EFFECTIVE DATE:

FGCC SECTION

Law Enforcement

REVISED:

AUTHORITY

[CFA 5.21 - 12.03 or most recent version](#)

[Section 16.711, F.S.](#)

[Section 16.712, F.S.](#)

[Section 112.3135, F.S.](#)

I. STATEMENT OF POLICY

Members of the Division of Gaming Enforcement are expected to conduct themselves with the utmost professional integrity and objectivity. Members will guard against actual or perceived conflicts of interest in order to ensure the fair and equitable treatment of division members and the public, thereby maintaining the trust of the public and division members.

II. PURPOSE

The purpose of this policy is to assist members in recognizing and avoiding potential conflicts of interest, thereby ensuring effective and ethical operating practices on the part of the Division of Gaming Enforcement.

III. DEFINITIONS

Definitions related to this policy include:

- A. **Conflict of interest-** Any actual, perceived, or potential conflict in which it reasonably appears that a member's action, inaction, or decisions are or may be influenced by a personal or business relationship.

IV. PROHIBITIONS

The Division prohibits the following types of personal or business relationships among members:

- A. Members are prohibited from directly supervising, occupying a position in the line of supervision, or being directly supervised by any other member who is a relative or with whom they are involved in a personal or business relationship.
 - 1. If circumstances require that such a supervisor/subordinate relationship exist temporarily, the supervisor shall make every reasonable effort to defer matters pertaining to the involved member to an uninvolved supervisor.
 - 2. When personnel and circumstances permit, the Division will attempt to make every reasonable effort to avoid placing members in such supervisor/ subordinate situations. The Division, however, reserves the right to transfer or reassign any member to another position within the same classification in order to avoid conflicts with any provision of this policy.
- B. Members are prohibited from participating in, contributing to or recommending promotions, assignments, performance evaluations, transfers or other personnel decisions affecting a member who is a relative or with whom they are involved in a personal or business relationship.
- C. Whenever possible, field training officers (FTOs) and other trainers will not be assigned to train relatives. Division FTOs and other trainers are prohibited from entering into or maintaining personal or business relationships with any member they are assigned to train until such time as the training has been successfully completed and the person is off probation.

V. MEMBER RESPONSIBILITIES

Members shall avoid situations that create a conflict of interest. Members should take reasonable steps to address a perception of a conflict of interest when such a perception is reasonably foreseeable and avoidable (e.g., deferring a decision to an uninvolved member).

Whenever any member is placed in circumstances that would require him/her to take enforcement action or to provide official information or services to any relative or individual with whom the member is involved in a personal or business relationship, that member shall promptly notify his/ her uninvolved, immediate supervisor.

In the event that no uninvolved supervisor is immediately available, the member shall promptly notify the dispatcher to have another uninvolved member either relieve the involved member or, minimally, remain present to witness the action.

VI. SUPERVISOR RESPONSIBILITIES

Upon being notified of or otherwise becoming aware of any circumstance that could result in or constitute an actual or potential violation of this policy, a supervisor shall take all reasonable steps to promptly mitigate or avoid such violations whenever possible. Supervisors shall also promptly notify the Director of Gaming Enforcement or the authorized designee of such actual or potential violations through the chain of command.

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Rapid Response and Deployment

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.36.01

FGCC SECTION

Law Enforcement

AUTHORITY

[CFA 5.21 – 10.19M \(A\), \(B\) or most recent version](#)
[Section 943.6873, F.S.](#)
[6A-1.0018, F.A.C.](#)
[Section 16.711, F.S.](#)
[Section 16.712, F.S.](#)

I. STATEMENT OF POLICY

The Division of Gaming Enforcement will endeavor to plan for rapid response to crisis situations and to coordinate response planning with other emergency services as well as with those who are responsible for operating sites that may be the target of a critical incident ([Section 943.6873 F.S.](#)).

Nothing in this policy shall preclude the use of reasonable force, deadly or otherwise, by members of the Division in protecting themselves or others from death or serious injury.

II. PURPOSE

Violence that is committed in schools, workplaces, and other locations by individuals or a group of individuals who are determined to target and kill persons and to create mass casualties presents a difficult situation for law enforcement. The purpose of this policy is to identify guidelines and factors that will assist special agents in situations that call for rapid response and deployment.

This policy satisfies the requirement for an active assailant response policy as required by Florida law ([Section 943.6873, F.S.](#)).

III. CONSIDERATIONS

When dealing with a crisis situation, members should:

- A. Assess the immediate situation and take reasonable steps to maintain operative control of the incident.
- B. Obtain, explore, and analyze sources of intelligence and known information regarding the circumstances, location, and suspect involved in the incident.
- C. Attempt to attain a tactical advantage over the suspect by reducing, preventing, or eliminating any known or perceived threat.
- D. Attempt, if feasible and based upon the suspect's actions and danger to others, a negotiated surrender of the suspect and release of the hostages.

IV. FIRST RESPONSE

If there is a reasonable belief that acts or threats by a suspect are placing lives in imminent danger, first responding special agents should consider reasonable options to reduce, prevent, or eliminate the threat. Special Agents must decide, often under a multitude of difficult and rapidly evolving circumstances, whether to advance on the suspect, take other actions to deal with the threat or wait for additional resources.

If a suspect is actively engaged in the infliction of serious bodily harm or other life-threatening activity toward others, special agents should take immediate action, if reasonably practicable, while requesting additional assistance.

Special Agents should remain aware of the possibility that an incident may be part of a coordinated multi-location attack that may require some capacity to respond to incidents at other locations.

When deciding on a course of action, special agents should consider:

- A. Whether to advance on or engage a suspect who is still a possible or perceived threat to others. Any advancement or engagement should be based on information known or received at the time.
- B. Whether to wait for additional resources or personnel. This does not preclude an individual special agent from taking immediate action.
- C. Whether individuals who are under imminent threat can be moved or evacuated with reasonable safety.

- D. Whether the suspect can be contained or denied access to victims.
- E. Whether the special agents have the ability to effectively communicate with other personnel or resources.
- F. Whether planned tactics can be effectively deployed.
- G. The availability of rifles, shotguns, shields, breaching tools, control devices, and any other appropriate tools, and whether the deployment of these tools will provide a tactical advantage.

In the case of a barricaded or trapped suspect, with no hostages and no immediate threat to others, special agents should consider covering escape routes and evacuating persons as appropriate, while summoning and waiting for additional assistance (e.g., special tactics and/or hostage negotiation team response).

V. PLANNING

The Chief of Law Enforcement should coordinate critical incident planning. Planning efforts should consider:

- A. Identification of likely critical incident target sites, such as schools, shopping centers, entertainment venues, and sporting event venues.
- B. Availability of building plans and venue schematics of likely critical incident target sites.
- C. Communications interoperability with other law enforcement and emergency service agencies.
- D. Training opportunities in critical incident target sites, including joint training with site occupants.
 - 1. Training should include participation in school district active assailant emergency drills as required by [6A-1.0018, F.A.C.](#) when available.
 - 2. Training should include response to active assailants in establishments regulated by the Commission.
- E. Evacuation routes in critical incident target sites.
- F. Patrol first-response training.

- G. Response coordination and resources of emergency medical and fire services.
- H. Equipment needs.
- I. Mutual aid agreements with other agencies.
- J. Coordination with private security providers in critical incident target sites.

VI. TRAINING

The Training Coordinator should include rapid response to critical incidents in the training plan.

This training should address:

- A. Orientation to likely critical incident target sites, such as schools, shopping centers, entertainment venues and sporting event venues.
- B. Communications interoperability with other law enforcement and emergency service agencies.
- C. Patrol first-response training, including patrol rifle, shotgun, breaching tool and control device training.
- D. First aid, including gunshot trauma.
- E. Reality-based scenario training (e.g., active shooter, disgruntled violent worker).

1. Additional Requirements

All special agents shall at minimum receive annual training on this policy and shall receive training on any policy updates within 180 days of revision ([Section 943.6872, F.S.](#)).

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Outside Agency Assistance

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.40.01

FGCC SECTION

Law Enforcement

AUTHORITY

[Section 16.711, Fla. Stat.](#)
[Section 16.712, Fla. Stat.](#)

I. STATEMENT OF POLICY

It is the policy of the Division of Gaming Enforcement to promptly respond to requests for assistance by other law enforcement agencies, subject to available resources and consistent with the applicable laws and policies of this division.

II. PURPOSE

The purpose of this policy is to provide guidance to members when requesting or responding to a request for mutual aid or when assisting another law enforcement agency.

III. ASSISTING OUTSIDE AGENCIES

Generally, requests for any type of assistance from another agency should be routed to the Director of Gaming Enforcement for approval. In some instances, a collective bargaining agreement or other established protocol may exist that eliminates the need for approval of individual requests.

When another law enforcement agency requests assistance from the Division, the Special Agent Supervisor may authorize, following approval from the Director of Gaming Enforcement or Chief of Law Enforcement, an appropriate number of personnel to

assist. Members are reminded that their actions when rendering assistance must conform with applicable laws and be consistent with the policies of this division.

Special Agents may respond to a request for emergency assistance; however, they shall notify a supervisor of their activity as soon as practicable.

1. Initiated Activity

Any on-duty special agent who engages in law enforcement activities of any type that are not part of a mutual aid request shall notify his/her Special Agent Supervisor and the Regional Communications Center as soon as practicable. The Special Agent Supervisor will then notify the Chief of Law Enforcement and the Director of Gaming Enforcement. This requirement does not apply to special enforcement details or multi-agency units that regularly work in multiple jurisdictions.

IV. REQUESTING OUTSIDE ASSISTANCE

If assistance is needed from another agency, the member requesting assistance should, if practicable, first notify a supervisor. The handling member or supervisor should direct assisting personnel to where they are needed and to whom they should report when they arrive.

The requesting member shall arrange for appropriate radio communication capabilities, if necessary and available, so that communication can be coordinated between assisting personnel.

V. REPORTING REQUIREMENTS

Incidents of outside assistance or law enforcement activities that are not documented in a crime report shall be documented in a general case report or as directed by the Special Agent Supervisor.

This policy adopted by the Commission on:

Louis Trombetta
Executive Director

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Performance History Audits

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.44.01

FGCC SECTION

Law Enforcement

AUTHORITY

[Section 16.711, Fla. Stat.](#)
[CFA 5.21 - 12.01, 12.03 or most recent version](#)

I. STATEMENT OF POLICY

The Division of Gaming Enforcement collects data to assist supervisors in evaluating the performance of their employees. While it is understood that the statistical compilation of data may be helpful to supervisors, the Division recognizes that it cannot account for and must carefully balance such data with the many variables in law enforcement, such as:

- Work ethic.
- Physical abilities (ability to perform the job-related physical tasks).

II. PURPOSE

This policy provides guidance for the use of performance history audits. Performance history audits can help identify commendable performance as well as provide early recognition of training needs and other potential issues. This policy addresses the responsibilities, performance indicators, and components of the audit and handling of collected data.

III. COMPONENTS OF PERFORMANCE HISTORY AUDIT

Performance history audits should include the following components:

- Performance indicators
- Data analysis
- Employee review
- Follow-up monitoring

1. Performance Indicators

Performance indicators represent the categories of employee performance activity that the Director of Gaming Enforcement has determined may be relevant data for the generation and analysis of performance history audits. These indicators may include, but are not limited to, the frequency and/or number of:

- A. Use of force incidents.
- B. Personnel complaints, including the findings.
- C. Commendations, compliments, and awards from the Division and the public.
- D. Claims and civil suits related to the employee's actions or alleged actions.
- E. Personnel investigations.
- F. State Attorney or Statewide Prosecutor case rejections and the reasons.
- G. Intentional or accidental firearm discharges (regardless of injury).
- H. Vehicle crashes.
- I. Missed court appearances.
- J. Documented counseling.

2. Data Analysis

The Chief of Law Enforcement will review each performance history audit report and determine whether it should be provided to the special agent's immediate supervisor for further consideration.

3. Employee Review

Upon receipt of a performance history audit report, the supervisor will carefully review the report with the special agent to assess any potential trends or other issues that may warrant informal counseling, additional training or a recommendation for other action, including discipline. The special agent shall date and sign the report and should be provided with a copy of the report upon request.

4. Follow-Up Monitoring

If a supervisor determines that a special agent's performance warrants action beyond informal counseling, the supervisor shall advise the Chief of Law Enforcement of such recommendation. If the Chief of Law Enforcement concurs with the recommendation of the supervisor, he/she shall take steps to initiate the appropriate action.

Depending upon the results of each performance history audit, a determination should be made by the Chief of Law Enforcement, after discussion with the special agent's immediate supervisor, about the need, type and duration of any follow-up. Performance indicators and data analysis will generally provide the basis upon which such decisions should be made.

If discipline or other adverse action is initiated against a special agent as a result of a performance history audit, the special agent shall be entitled to all rights and processes set forth in the Personnel Complaints Policy.

IV. CONFIDENTIALITY OF DATA

Information, data and copies of material compiled to develop performance history audit reports shall be considered confidential as part of the employee's personnel file and will not be subject to discovery or release except as provided by law. Access to performance history audit reports will be governed under the same process as access to a special agent's personnel file, as outlined in the Personnel Records Policy.

Access to the underlying data will be governed by the process for access to the original records (such as police reports).

V. RETENTION

Performance history audit reports and associated records shall be retained in accordance with the established records retention schedule.

This policy adopted by the Commission on:

**Louis Trombetta
Executive Director**

Date



**FLORIDA GAMING CONTROL COMMISSION
ADMINISTRATIVE POLICIES AND PROCEDURES**

TITLE: Eyewitness Identification

EFFECTIVE DATE:

REVISED:

POLICY NUMBER

02.48.01

FGCC SECTION

Law Enforcement

AUTHORITY

[CFA 5.21 - 15.13M \(A\), \(B\), \(C\), \(D\), \(E\), \(F\), \(G\), \(H\), \(I\), 15.14M \(A\), \(B\), \(C\), \(D\) \(E\), \(F\) or most recent version](#)
[Section 16.711, Fla. Stat.](#)
[Section 16.712, Fla. Stat.](#)
[Section 92.70, Fla. Stat.](#)

I. STATEMENT OF POLICY

The Division of Gaming Enforcement will strive to use eyewitness identification techniques, when appropriate, to enhance the investigative process and will emphasize identifying persons responsible for crime and exonerating the innocent.

II. PURPOSE

This policy sets forth guidelines to be used when members of this division employ eyewitness identification techniques.

III. DEFINITIONS

Definitions related to this policy include:

- A. **Eyewitness identification process** - Any field identification, live lineup or photographic identification.

- B. **Field identification** - A live presentation of a single individual to a witness following the commission of a criminal offense for the purpose of identifying or eliminating the person as the suspect.
- C. **Live lineup** - A live presentation of individuals to a witness for the purpose of identifying or eliminating an individual as the suspect.
- D. **Photographic lineup** - Presentation of photographs to a witness for the purpose of identifying or eliminating an individual as the suspect.

IV. INTERPRETIVE SERVICES

Members should make a reasonable effort to arrange for an interpreter before proceeding with eyewitness identification if communication with a witness is impeded due to language or hearing barriers.

Before the interpreter is permitted to discuss any matter with the witness, the investigating member should explain the identification process to the interpreter. Once it is determined that the interpreter comprehends the process and can explain it to the witness, the eyewitness identification may proceed as provided for within this policy.

V. EYEWITNESS IDENTIFICATION PROCESS AND FORM

The Chief of Law Enforcement or designee shall be responsible for the development and maintenance of an eyewitness identification process for use by members when they are conducting eyewitness identifications.

The process shall include appropriate forms or reports that provide ([Section 92.70, Fla. Stat.](#)):

- A. The date, time, and location of the eyewitness identification procedure.
- B. The name and identifying information of the witness.
- C. The name of the person administering the identification procedure.
- D. If applicable, the names of all individuals present during the identification procedure.
- E. An instruction to the witness that it is as important to exclude innocent persons as it is to identify a perpetrator.
- F. An instruction to the witness that the perpetrator may or may not be among those presented and that the witness is not obligated to make an identification.

- G. If the identification process is a photographic or live lineup, an instruction to the witness that the perpetrator may not appear exactly as they did on the date of the incident.
- H. An instruction to the witness that the investigation will continue regardless of whether an identification is made by the witness.
- I. A signature line where the witness acknowledges that they understand the identification procedures and instructions.
 - 1. If an eyewitness refuses to sign the form, the administrator should document the refusal and the administrator should sign indicating a refusal.
- J. A statement from the witness in the witness's own words describing how certain they are of the identification or non-identification. This statement should be taken at the time of the identification procedure.
- K. An instruction to the witness that the administrator does not know the suspect's identity, if applicable.
- L. Any additional requirements provided for in [Section 92.70, Fla. Stat.](#)

The process and related forms should be reviewed at least annually and modified when necessary.

VI. EYEWITNESS IDENTIFICATION

Members are required not to influence a witness in any way as to whether any subject or photo presented in a lineup is in any way connected to the case. Members should avoid mentioning that:

- The individual was apprehended near the crime scene.
- The evidence points to the individual as the suspect.
- Other witnesses have identified or failed to identify the individual as the suspect.

In order to avoid undue influence, witnesses should view suspects or a lineup individually and outside the presence of other witnesses. Witnesses should be instructed to avoid discussing details of the incident or of the identification process with other witnesses.

Apart from the rare instance in which video recording is impossible, the eyewitness identification procedure should be audio and/or video recorded and the recording should be retained according to current evidence procedures.

VII. PHOTOGRAPHIC LINEUP AND LIVE LINEUP CONSIDERATIONS

The member presenting the lineup shall not be involved in the investigation of the case or know the identity of the suspect.

In no case should the member presenting a lineup (i.e., independent administrator) to a witness know which photograph or person in the lineup is being viewed by the witness ([Section 92.70, Fla. Stat.](#)). Techniques to achieve this include randomly numbering photographs, shuffling folders, or using a computer program to order the persons in the lineup.

Individuals in the lineup should reasonably match the description of the perpetrator provided by the witness and should bear similar characteristics to avoid causing any person to stand out unreasonably. In cases involving multiple suspects, a separate lineup should be conducted for each suspect. The suspects should not be placed in a different order within each lineup.

The member presenting the lineup should do so sequentially (i.e., show the witness one person at a time) and not simultaneously. The witness should view all persons in the lineup.

A live lineup should only be used before criminal proceedings have been initiated against the suspect. If there is any question as to whether any criminal proceedings have begun, the investigating member should contact the appropriate prosecuting attorney before proceeding.

VIII. FIELD IDENTIFICATION CONSIDERATIONS

Field identifications, also known as field elimination show-ups or one-on-one identifications, should be avoided whenever possible. A field elimination show-up or one-on-one identification should not be used when independent probable cause exists to arrest a suspect. In such cases, a live or photo lineup is the preferred course of action if eyewitness identification is contemplated.

When initiating a field identification, the member shall observe the following guidelines:

- A. Obtain a complete description of the suspect from the witness.
- B. Assess whether a witness should be included in a field identification process by considering:

1. The length of time the witness observed the suspect.
 2. The distance between the witness and the suspect.
 3. Whether the witness could view the suspect's face.
 4. The quality of the lighting when the suspect was observed by the witness.
 5. Whether there were distracting noises or activity during the observation.
 6. Any other circumstances affecting the witness's opportunity to observe the suspect.
 7. The length of time that has elapsed since the witness observed the suspect
- C. If safe and practicable, the person who is the subject of the show-up should not be handcuffed or in a patrol vehicle.
- D. When feasible, members should bring the witness to the location of the subject of the show-up, rather than bring the subject of the show-up to the witness.
- E. The person who is the subject of the show-up should not be shown to the same witness more than once.
- F. In cases involving multiple suspects, witnesses should only be permitted to view the subjects of the show-up one at a time.
- G. The person who is the subject of the show-up should not be required to put on clothing worn by the suspect, to speak words uttered by the suspect, or to perform other actions mimicking those of the suspect.
- H. If a witness positively identifies a subject of a show-up as the suspect, members should not conduct any further field identifications with other witnesses for that suspect. In such instances members should document the contact information for any additional witnesses for follow-up, if necessary.

IX. DOCUMENTATION

A thorough description of the eyewitness process and the result of any eyewitness identification shall be documented in the case report.

If a photographic lineup is utilized, a copy of the photographic lineup presented to the witness shall be included in the case report. In addition, the order in which the photographs were presented to the witness shall be documented in the case report.

X. TRAINING

Special Agents authorized to conduct lineups shall receive initial training on this policy and related topics during field training, and then periodically through in-service training. The Training Coordinator shall retain documentation of this training.

XI. FILING OF POLICY

The Chief of Law Enforcement should ensure that a current copy of this policy is filed with the Statewide Prosecutor's Office.

This policy adopted by the Commission on:

**Louis Trombetta
Executive Director**

Date

7. Executive Director update