



Meeting Agenda
Tuesday, July 11, 2023
9:30 AM
W.V. Knott Building at the Capitol Complex, 4th Floor, Room 412
Tallahassee, Florida

1. Approval of meeting minutes (to be taken up together)
 - 1.1. May 2, 2023 – Florida Gaming Stakeholder Forum
 - 1.2. May 2, 2023 – Florida Gaming Control Commission Meeting
2. Discussion of consent orders (to be taken up together)
 - 2.1. 2023-029655 – Lightner, Mary Mcaffé
 - 2.2. 2023-029478 – Rodriguez, Angel M
 - 2.3. 2023-029757 – Rodriguez, Angel M
3. Discussion of default final orders (to be taken up together)
 - 3.1. 2022-055178 – Rodriguez Rivero, Juan Emilio
 - 3.2. 2023-004871 – Macdonald, Scott
 - 3.3. 2023-005136 – Davila-Rogue, Israel
4. Discussion of application for transfer of permitholder tax credit/exemption
 - 4.1. 2023-035028 – Bonita-Fort Myers Corp
 - 4.2. 2023-035036 – Investment Corporation of Palm Beach
 - 4.3. 2023-035041 – St. Petersburg Kennel Club, Inc
 - 4.4. 2023-035049 – Penn Sanford, LLC
 - 4.5. 2023-035057 – West Volusia Racing, Inc
 - 4.6. 2023-035065 – Melbourne Greyhound Park, LLC
5. Discussion of renewal application for slot machine license
 - 5.1. 2023-035062 – Gretna Racing, LLC
6. Discussion of renewal application for non-wagering pari-mutuel license
 - 6.1. 2023-001563 – Florida Standardbred Breeders & Owners
Association, Inc.

7. Discussion of final orders by request from respondent
 - 7.1. 2023-012964 – Macdonald, Timothy
 - 7.2. 2023-013741 – Sky, Lisandro
8. Discussion of recommended orders
 - 8.1. 2022-051570 – Burns, Patty Ann
 - 8.2. 2023-005746 – Roll, Luis Y
9. Discussion of order vacating final order
 - 9.1. 2023-003527 – Jones, Marquitta
 - 9.2. 2023-014450 – Lucasindre, Remy
10. Discussion of license denials
 - 10.1. 2023-021465 – Lanza, Celestino Seda
 - 10.2. 2023-025733 – Alexander, Kaliyah
 - 10.3. 2023-030433 – Larkins, Kijuana Latresse
11. Executive Director update
 - 11.1. Rulemaking Update
12. Public comment

PERSONS WISHING TO ADDRESS
THE COMMISSION ON ANY OF THE AGENDA ITEMS
SHOULD EMAIL CONTACT@FLGAMING.GOV
NO LESS THAN 24 HOURS BEFORE THE
START OF THE MEETING



Meeting Materials Table of Contents
Tuesday, July 11, 2023
9:30 AM

1.	Approval of meeting minutes (to be taken up together).....	5
1.1.	May 2, 2023 – Florida Gaming Stakeholder Forum.....	6
1.2.	May 2, 2023 – Florida Gaming Control Commission Meeting.....	59
2.	Discussion of consent orders (to be taken up together).....	213
2.1.	2023-029655 – Lightner, Mary Mcaffee.....	214
2.2.	2023-029478 – Rodriguez, Angel M.....	243
2.3.	2023-029757 – Rodriguez, Angel M.....	271
3.	Discussion of default final orders (to be taken up together).....	298
3.1.	2022-055178 – Rodriguez Rivero, Juan Emilio.....	299
3.2.	2023-004871 – Macdonald, Scott	338
3.3.	2023-005136 – Davila-Rogue, Israel.....	418
4.	Discussion of application for transfer of permitholder tax credit/exemption.....	442
4.1.	2023-035028 – Bonita-Fort Myers Corp.....	443
4.2.	2023-035036 – Investment Corporation of Palm Beach.....	447
4.3.	2023-035041 – St. Petersburg Kennel Club, Inc.....	451
4.4.	2023-035049 – Penn Sanford, LLC.....	455
4.5.	2023-035057 – West Volusia Racing, Inc.....	459
4.6.	2023-035065 – Melbourne Greyhound Park, LLC.....	463
5.	Discussion of renewal application for slot machine license.....	466
5.1.	2023-035062 – Gretna Racing, LLC.....	467
6.	Discussion of renewal application for non-wagering pari-mutuel license.....	533
6.1.	2023-001563 – Florida Standardbred Breeders & Owners Association, Inc.....	534

7.	Discussion of final orders by request from respondent.....	565
7.1.	2023-012964 – Macdonald, Timothy.....	566
7.2.	2023-013741 – Sky, Lisandro.....	624
8.	Discussion of recommended orders.....	688
8.1.	2022-051570 – Burns, Patty Ann.....	689
8.2.	2023-005746 – Roll, Luis Y.....	729
9.	Discussion of order vacating final order.....	829
9.1.	2023-003527 – Jones, Marquitta.....	830
9.2.	2023-014450 – Lucasindre, Remy.....	878
10.	Discussion of license denials.....	951
10.1.	2023-021465 – Lanza, Celestino Seda.....	952
10.2.	2023-025733 – Alexander, Kaliyah.....	999
10.3.	2023-030433 – Larkins, Kijuana Latresse.....	1029
11.	Executive Director update	
11.1.	Rulemaking Update	
12.	Public comment	

PERSONS WISHING TO ADDRESS
 THE COMMISSION ON ANY OF THE AGENDA ITEMS
 SHOULD EMAIL CONTACT@FLGAMING.GOV
 NO LESS THAN 24 HOURS BEFORE THE
 START OF THE MEETING

1. Approval of Meeting Minutes

Florida Gaming Control Commission

Public Meeting

May 02, 2023



FLORIDA GAMING CONTROL COMMISSION
PUBLIC MEETING

PRESENT: Julie I. Brown, Commissioner
John D'Aquila, Commissioner
Chuck Drago, Commissioner
Tina Repp, Commissioner

BOARD STAFF PARTICIPANTS:

Louis Trombetta, Executive Director
Joseph Dillmore, Director of Pari-Mutuel Wagering
Carl Herold, Director of Law Enforcement
Ross Marshman, Esquire, General Counsel

DATE: Tuesday, May 2, 2023
TIME: 9:02 a.m. - 9:57 a.m.
PLACE: Fort Lauderdale Marriott North
6650 North Andrews Avenue
Fort Lauderdale, Florida 33309

Stenographically Reported by:
Thomas N. Sevier, RPR, FPR-C

Job No. 307928

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I N D E X

DISCUSSION	PAGE
1 Opening Remarks by Mr. Trombetta	2
2 Florida Gaming Control Commission Update by Mr. Trombetta	4
3 Things Florida Gaming Control Commission are working on	
3.2 Illegal Gambling Activities	10
3.1 Regulated Activities	27
4 Comments and Q&A	28
Reporter Certificate	51

1 Thereupon,
2 the following proceedings began at 9:02 a.m.:

3 MR. TROMBETTA: Good morning, everybody. My
4 name is Lou Trombetta. I'm the Executive Director
5 of Florida's Gaming Control Commission. To my
6 right is Joe Dillmore. He is the Director of
7 Division of Pari-Mutuel Wagering.

8 So if you're not familiar, the Gaming
9 Commission is kind of divided into two functional
10 areas, our regulatory team and our criminal
11 enforcement team; which is to my left, Director
12 Carl Herold, Director of Law Enforcement, and then
13 further down is Ross Marshman, who is our general
14 counsel.

15 First, thank you. It's a little cold in this
16 room. But I think, honestly, it's pretty nice
17 compared to how these things usually end up. Thank
18 you for being here at 9. This is kind of a unique
19 opportunity to get everybody in the room.

20 So I've been with the Division of Pari-Mutuel
21 Wagering previously to the Gaming Commission for
22 10 years. And really from the day I started, I was
23 told you'll never get more than like two or three
24 pari-mutuels in the same room without some type of
25 brawl happening. And it's kind of nice just to see

1 a lot of familiar faces walking in here and a lot
2 of people we know. And really just thank you for
3 showing up.

4 So the goal of today for this meeting really
5 is to, it's kind of twofold; one, to give you guys
6 an update on some of the things we've been working
7 on, some of the things we're doing; and, two, to
8 hear from you. One of the main focuses -- we are
9 going to cover regulation, our regulatory team,
10 some of the things we've been doing. But really
11 the focus here is the illegal gambling market.

12 I want to just, I guess, share with all of you
13 some of the things we've been finding, some of the
14 things we're working on, some of the results we've
15 had, and sort of what to expect going forward. But
16 kind of before we get into that, I'm just going to
17 kind of cover some of the bases of what we've been
18 doing and how things are going.

19 We have a microphone here in the middle. When
20 you signed in, there were speaker cards. If
21 anybody wants to speak, please fill out a speaker
22 card. We have a decent amount of time here. But
23 if -- well, let me get to there. We'll talk about
24 timelines.

25 I guess, just to start, so Gaming Commission

1 started in July. It's almost a year now. We're
2 almost through our first legislative session.
3 During that time, obviously, a lot of our focus was
4 on building up the Commission, getting staff hired,
5 getting our Commissioners in and, honestly,
6 creating the process for how the Commission was
7 going to work.

8 Joe's team, the regulation side, was kind of
9 in a good position, because they kind of just had
10 to keep the train on the rails and add some kind of
11 new processes to it. Those new processes, you
12 know, candidly, I know have been a little difficult
13 at times for the pari-mutuels, for the regulated
14 industry to kind of deal with.

15 You know, you guys went from being able to
16 call me or the secretary or somebody if you had an
17 issue and say, hey, I need a new poker table, you
18 know, we've got a tournament coming up this week,
19 can you do it. And, obviously, we're not in that
20 environment anymore.

21 So I appreciate you all kind of working with
22 us and kind of understanding some of that. We're
23 continuing to kind of work with you and internally
24 try to come up with processes that can better fit
25 the needs of the regulated industries. But,

1 frankly, we're still early on in this.

2 I know -- I mean, I don't want to speak for
3 Joe. But I know his team has done a great job in
4 adjusting to some of those issues and trying to
5 stay on top and trying to be customer focused
6 where, you know, you guys are the customer for us.

7 So that's something when, if you do have any
8 feedback, when we open it up for questions and
9 comments, I'm interested in thoughts, ideas. Let
10 me know how you've been impacted. Really the goal
11 here is to kind of have a back and forth and really
12 be able to try to get everybody in the same room to
13 hear from you. So on that end, I think things are
14 going pretty well.

15 To look forward to, so we've started going
16 down the rule-making process. Again, this too is a
17 new process for us. Now, the procedures are,
18 according to the lawyers in the room, kind of
19 outlined in 120. But we're trying to, you know,
20 make that work under these new conditions.

21 So at the previous meeting or two meetings
22 ago, we initiated three rules. On the agenda for
23 the actual Commission meeting coming up this
24 afternoon, we're going to be moving -- I'm going to
25 be asking the Commission to move into filing a

1 Notice of Proposed Rule on a notice on our rules
2 covering our Commission meetings.

3 The thought process is that we will kind of go
4 through rule-making process on this sort of lower
5 hanging fruit. This should be somewhat
6 straightforward. It shouldn't be too
7 controversial. The meeting, you know, it's
8 essentially procedures for operating the meeting,
9 how long people can speak and that type of thing.

10 We imagine that that rule will, hopefully, go
11 through somewhat smoothly. It will allow us to
12 kind of practice and get the process in place for
13 us to then later on this year, hopefully, do more
14 complex rules with our eyes on slots. I know I've
15 mentioned that to, you know, just looking around
16 the room, several people in this room many times
17 about slots coming up. It is on our radar.

18 It is something that, I think, everybody has
19 identified as something that the industry,
20 particularly in South Florida, needs updated slot
21 rules. So, again, just kind of bear with us on
22 that. But the goal is to get there. It just might
23 take a little bit of time, because we want to go
24 through the rule-making process first just to kind
25 of iron out some of the details.

1 HISA and HIWU has been the biggest kind of
2 struggle for us. Now, I know that a lot of the
3 people in this room are not necessarily
4 Thoroughbred track owners that are impacted by
5 this.

6 But from our side, I think the desire -- you
7 know, Florida is a horseracing state with a huge
8 equine business that, I think, the Commissioners
9 have come in, identified as something important to
10 them and important to the State. And we've been
11 trying to respond to these federal changes in a way
12 that helps the State of Florida, if you've been
13 following, and without getting too much into the
14 weeds again.

15 There's now a May 22nd deadline, deadline is
16 one word, impact date for when the federal rules on
17 drug testing are taking effect. Joe's team, Ross,
18 our legal team, the Commissioners, we've all had
19 lots of conversations at this point with HIWU and
20 HISA to try to do everything we can to maximize
21 our, I guess, support for the horseracing industry.

22 The goal is to kind of do everything that
23 we've been doing that we can handle and try to get
24 as much of a credit as we can for the State;
25 realizing that the credit, some of this is,

1 frankly, just out of our hands at this point. This
2 federal authority clearly intends to take over.

3 I know there's still lots of -- I think
4 there's, by my count, four or five cases, whether
5 the rule challenges or some type of constitutional
6 matter, impacting the federal, you know, the HISA.
7 But I've been advising my staff. Joe has been very
8 involved, going to Gulfstream, going to Tampa
9 Downs, meeting with his staff to be prepared.

10 We were ready to go at the end of March.
11 We're going to be ready to go in May. Again, our
12 kind of concept is that we will continue to have
13 our employees at all the tracks doing everything we
14 can; which right now the agreement that we're going
15 to have with HISA, another item on the meeting
16 later today, will capture that.

17 We will continue to do sampling, collect
18 samples and employ our staff at the racetracks. We
19 will use our investigators to conduct
20 investigations on behalf of HISA to try to offset
21 some of the costs associated with this program.
22 Again, I know that the horseracing industry is in a
23 tough spot. We're trying to do what we can and try
24 to work with you.

25 Again, you guys have been great. I hope you

1 know -- Andy, you've been great in e-mailing me.
2 I've been trying to get back to you as I can,
3 Lonny, you know. Just keep doing that. The people
4 at Gulfstream, everybody has been very involved in
5 working with both me and Joe. Please keep doing
6 that. We want to hear how this is going. We want
7 to try to be able to help when we can.

8 Okay. The other thing we've been working on
9 is with -- so Carl has been working with me to
10 reach out to law enforcement agencies around the
11 state to talk about illegal gambling that's going
12 on. Separately, when I get out to the facilities,
13 when I have conversations, I try to make a point of
14 speaking with the regulated industry in the state
15 and try to figure out how you guys are handling the
16 issues that are coming up.

17 So I'd like to kind of focus on that area
18 right now. Carl and I have spent -- you know, not
19 just me -- but spent a ton of time trying to
20 understand what's going on in the state. And,
21 essentially, in my mind, it kind of breaks down to
22 three things.

23 So the question I get asked most is why is
24 illegal gambling so prolific in the state. First,
25 it's not just Florida. This is not a Florida

1 specific issue. It's an issue that a number of
2 states in this country are dealing with. It is a
3 problem in a lot of states for a lot of the same
4 reasons.

5 So first is a legal reason and it has to do
6 with the laws. Florida is unique in that we have a
7 pretty broad and good definition of what a slot
8 machine is in 849. So, in my opinion, our problem
9 is not the definition of a slot machine. Our
10 problem is the penalties associated with the
11 illegal activity.

12 So some states will have a very kind of narrow
13 definition of what a slot machine is. If there's
14 an element of skill, it may not be a slot machine.
15 That's not the case in Florida. So what we've
16 discovered is lot of businesses are being sold the
17 idea that these slot machines, these games are
18 legal because they're skill-based games, which is
19 not true for the most part.

20 So in Florida what we've been doing, and what
21 I've been trying to get the message out there, is
22 that the big issue legally is the penalties
23 associated with these actions. We have a lot of
24 misdemeanors. So simple possession of an illegal
25 gambling device is a misdemeanor; which kind of

1 leads to the second big problem, essentially, is a
2 knowledge problem.

3 And this is separate from the legal area. The
4 knowledge really, from my end, is focused for
5 everybody involved; from, you know, my staff, from
6 local, at the county level, County Commissions and
7 law enforcement agencies around the state. But it
8 also goes up to the politicians in the legislature.
9 It's very unclear what's happening. And they're
10 being told different things.

11 So, you know, I think for the people in this
12 room, most of the people in this room -- again,
13 this is pretty straightforward. Slot gaming is
14 legal in two counties in this state and at the
15 Seminole properties. If there are slot machines in
16 places other than that, they're likely illegal. So
17 I've been trying to get that message out.

18 But, again, we're finding that the business
19 owners that are participating in this activity, you
20 have kind of a variety of business owners in the
21 knowledge level. Some know that they're illegal
22 and are just operating an illegal business and they
23 understand that. On the other end of the spectrum
24 are people that own and operate, you know, a
25 legitimate, just using 7-Eleven as an example.

1 And somebody comes to them and says, hey, I
2 can put this machine in your gas station, it's
3 going to make X amount per month and we'll just
4 split it 50/50. It's totally legal, here's the
5 literature presented from, you know, some attorney
6 that they paid, some other state, or it's just kind
7 of, or we don't know who presented it. It says,
8 hey this is a skill-based game, it's totally legal,
9 and the business owner doesn't know any better.

10 So one of the things we're focusing on is
11 trying to get the messages out there that the law
12 on this is not that complicated. And we're trying
13 to create a resource on our web page so that people
14 can go to that, look at it, and identify whether or
15 not the machine that they're looking at or that
16 they're dealing with is illegal.

17 Right now we've gotten our Frequently Asked
18 Questions up on the website. We have a few that
19 deal specifically with this issue. But we are
20 trying to long-term come up with a better tool that
21 will allow the public to go to some type of portal
22 or something; you know, ask them a few questions,
23 it will say illegal or, you know, call somebody
24 type thing. So we are trying to get there, so that
25 we can kind of better help this knowledge gap.

1 And separately -- and Carl is going to talk
2 about it in a second -- Carl is making a big effort
3 and has done a ton of time and energy just on
4 getting out there and talking to law enforcement
5 agencies around the state to kind of get them up to
6 speed. Not that they're behind. But, again, it's
7 a complicated issue and, you know, when they're
8 hearing from all these different parties, it's
9 tough to kind of figure it out.

10 The Gaming Commission was created, in my
11 opinion, to fill some of this gap; that there was a
12 void in the state of who was responsible for this
13 activity. And so we're trying to fill that space.
14 We're trying to be the expert. We're trying to be
15 the ones that if you have questions, if you have
16 issues, you can come and contact us.

17 Then the third kind of issue is resources. So
18 let's say that you had a law enforcement agency
19 that knew these things were illegal. The question
20 comes, okay, why aren't you doing anything. Well,
21 there's limited resources. Again, this is
22 misdemeanor crimes. And so we're trying to help
23 with resources.

24 We provided -- essentially, the big one that
25 we keep getting is storage. If we go into one of

1 these places and we seize 50 machines, where we do
2 put them, where do we put them while the case is
3 pending. So the Gaming Commission, we've received
4 money in our budget that will, hopefully, get --
5 both houses have now approved it, and it looks like
6 it should come for storage centers.

7 We're going to physically lease warehouse
8 space -- one in North Florida, one in South Florida
9 is what we're looking at now, this may change -- to
10 provide a long-term solution for the storage
11 problem. In the meantime, we are working to find
12 storage space in the short-term. And Carl has been
13 successful to do that. Carl and Lisa, you know,
14 people on our team, have again been pretty
15 successful in doing that and helping.

16 Because I think that's -- that's sort of where
17 we are finding we can make the biggest difference
18 immediately is by reaching out to people that want
19 to do something and say we can help you do this.
20 So for the law enforcement guys in the room, please
21 continue to contact us.

22 Carl, do you mind adding a little bit more
23 about sort of what you've been working on and how
24 the conversations have gone with local law
25 enforcement?

1 MR. HEROLD: Sure. Good morning, everybody.
2 I had a lot to say and Lou just took all of it from
3 me. But just to kind of let you know, like Lou
4 said, the regulatory side of the Commission came
5 over in its totality. And it just, you know, it
6 was already rocking and we just needed it to
7 continue to rock.

8 The law enforcement side was the part that was
9 kind of the added value to the commission. And
10 this was a brand new law enforcement agency.
11 Typically in state government, a new law
12 enforcement agency is carved out of another agency,
13 and it has some momentum already built into it and
14 you simply just point the machine in a new
15 direction.

16 But we had the added challenge of trying to
17 build that momentum. So while maybe some of you
18 have thought that we weren't maybe reacting as
19 quickly as you wanted, the reality is is we had to
20 build all those things up to create the momentum to
21 begin doing that.

22 And part of the idea, in my mind, was, you
23 know, there had not been a state level law
24 enforcement agency dedicated to gambling
25 enforcement solely that I'm aware of ever. And I

1 needed to go out and find out what the
2 stakeholders, the other law enforcement agencies
3 and our prosecutors and those folks like that, what
4 they identified as being the most helpful to them
5 so that we could, you know, successfully attack
6 this issue in Florida.

7 And I can tell you that prior to going out,
8 the things that I had in my mind were not what the
9 law enforcement and prosecutors said. And to what
10 Lou said, the first very thing was, where are we
11 going to put all these machines. Law enforcement
12 views the problem of gambling in a different way.
13 And that is it's all a bunch of misdemeanors, and
14 it costs a lot of money to hold on to these
15 machines.

16 Because as a requirement for evidentiary
17 purposes, it has to be secured; but it also has to
18 be kept in the condition that it's operating and if
19 it is turned back over to whoever the slot machines
20 are seized from, it has to be in a functioning
21 manner or you have to pay for it to be put back in
22 normal condition.

23 And so that is problematic. Most of these
24 machines were built pretty shoddily. And if you're
25 not putting them in some sort of climate-controlled

1 environment, they will simply fall apart. So that
2 was the first thing that came up. And I was,
3 honestly, very shocked. But it made a lot of sense
4 that holding on to these machines would be
5 problematic.

6 The next thing was -- so I've got 43 years in
7 law enforcement. I've been 33 1/2 with the Florida
8 Highway Patrol, 7 1/2 years with the Florida
9 Lottery, and now here. And so I have, I feel like,
10 a pretty robust law enforcement background. But I
11 can tell you that for most law enforcement
12 officers, the gambling statutes are difficult to
13 understand.

14 And there's an educational element that we
15 needed to meet with our law enforcement folks. And
16 as I dug into it and, you know, we dug into it, we
17 found out that really the educational part of this
18 is at every level. The people at the very bottom
19 level that are playing see no distinction between
20 going into some illegal place or, you know, at
21 their corner or going to, you know, a regulated
22 industry. They don't see that distinction.

23 And we have to educate them about that, that
24 what they're doing is participating in a business
25 that doesn't have the same level of regulatory

1 oversight, doesn't have the integrity, you know,
2 ensuring the integrity of the people that are
3 working there and also payment practices and those
4 kind of things like that.

5 So we find that -- we found that we need to
6 educate the public, but it's at every level. The
7 people that are buying these arcades, for the most
8 part, understand that what they're doing is
9 illegal.

10 But it's the one-offs, the Ma and Pa places
11 that have two or three in there and somebody comes
12 them to and says here's all this documentation
13 showing that these things are legal, I want to put
14 two in your business, and we'll split the proceeds.

15 And these folks are just trying to make a
16 profit. The people down the road have already got
17 two, they think they need two or three. And then
18 the business owners, the business owners oftentimes
19 are being duped about this. To what Lou said,
20 we've been sending out letters of warning. We
21 collaborate with local law enforcement.

22 The Charlotte County Sheriff's Office
23 requested that we send letters of warning to
24 arcades in their county. They gave us a list of 22
25 arcades. We sent the letters back to Charlotte

1 County. They hand delivered them. And immediately
2 20 of the 22 quit, got out of the business.

3 And then I got calls from landlords saying,
4 hey, I have a lease with these individuals and it
5 says they're not supposed to be doing anything
6 illegal, is this illegal. And I had to explain to
7 them that, for the most part, this was illegal. So
8 we had to educate lessees and property owners and
9 those things like that. So it's education at every
10 level.

11 Prosecutors. Prosecutors, I speak to law
12 enforcement agencies across the state. And the
13 level of interest in trying to prosecute these
14 types of case varies from very, very interested in
15 going after these individuals to not so much.
16 Because there's a lot of confusion about what the
17 statute says and, you know, what is and isn't a
18 slot machine or other gambling device or those kind
19 of things like that.

20 So I see an important element for the Gaming
21 Commission is not just the enforcement, but also
22 the educational side of it. And once we've
23 educated you, if you no longer heed that education,
24 then we are certainly prepared to take care of the
25 enforcement. And that's what we're going to do.

1 Long-term, you know, the goal is for us to
2 collaborate with other law enforcement agencies.
3 We're a very small law enforcement agency at this
4 point. We have 15 sworn law enforcement officials.
5 And I think that the greatest success that we will
6 have in giving the greatest impact to you as our
7 stakeholders and having some meaningful impact on
8 the illegal gambling and the illegal slot machines
9 at this point is partnering with our law
10 enforcement agencies, helping them be successful.

11 Obviously, we will have our own cases. But if
12 we can help local law enforcement understand the
13 issues and the illegality and how to successfully
14 investigate these cases and bring them to
15 prosecution, that's our goal is to maximize our
16 impact by collaborating with local law enforcement.

17 Lou, what did I leave out?

18 MR. TROMBETTA: No, I think you're good.

19 So to add to what Carl put on, you know, I
20 think one of the roles of the Commission here is to
21 help support the regulated industry. And,
22 essentially, I see it as good actors trying to do
23 the right thing, right. The law is set up in the
24 state to reward, to authorize gaming in a few
25 narrow ways.

1 And the relationship is the people that want
2 to offer this business can do so, and in return
3 they have to pay the state revenue, taxes. I think
4 our role and what we're trying to do here by going
5 after these illegal gaming businesses is to drive
6 revenue back to the casinos, back to the
7 pari-mutuels.

8 I know that -- I was in Atlantic City at a
9 conference two weeks ago, and there was a
10 conversation about cannibalization of markets.
11 And, you know, most of this is usually related
12 to -- it had to do with New York, the New York
13 market, what was going to happen when the downstate
14 casinos open. But really, the cannibalization is
15 an issue that affects your businesses on a
16 day-to-day basis.

17 To me, gaming is a form of entertainment,
18 there's X amounts of entertainment dollars. If
19 people are going to the adult arcade down the
20 street instead of the poker room or instead of the
21 slot facility, it's money that the State is not
22 getting, because those illegal businesses are not
23 paying taxes.

24 They don't have to get a license. They don't
25 have to pay a \$2 million dollar licensing fee.

1 They don't have to pay 35 percent of their revenue
2 or of their, you know, the wins. So, you know, in
3 Florida, there's a reason to go after this illegal
4 market beyond just the harm that it's doing to
5 individual citizens, which it does do.

6 It's not a victimless industry. The machines
7 are not audited. You know, I mean, I don't have
8 to -- you know, there's no controls in place. My
9 team can't go out and say, hey, are you paying out
10 the right percentage. We can't deal with
11 complaints.

12 We get a lot of this. Someone goes to these
13 places, wins something, and they don't get paid.
14 Well, I mean, sorry, you're playing at an illegal
15 gambling business. So there's a lot of incentive
16 from my end to try to drive this business out of
17 the illegal markets into the regulated markets.

18 And I think right now it's starting with the
19 adult amusement arcades. I know in speaking with
20 some of the pari-mutuels that do not have slots
21 that card rooms, there's a lot of activity on, you
22 know, essentially, poker apps or home games. And
23 I'm not saying that I'm going to, you know, tell
24 Carl go, you know, raid everybody's home tomorrow.
25 But we are aware, you know.

1 So this is -- Daytona Beach gave me this this
2 morning. This is not the only one. This is,
3 essentially, illegal gambling activity in Central
4 Florida. I just skimmed it. It's both illegal
5 arcades, but it's also a lot of illegal card games.

6 That, I think, is something that we are
7 interested. If you have that information, pass
8 this on. This is a fantastic tool, I think not
9 just for me, but -- Carl, would you agree?

10 MR. HEROLD: Absolutely.

11 MR. TROMBETTA: And we've received this from
12 other people and similar things that has helped us
13 start doing some of the research, start doing some
14 of the ground work. So for the regulated parties,
15 you know, in this meeting, if you want -- you know,
16 it sounds like a lot of you have done this research
17 already. Please send it to us. We'd be happy to
18 have it.

19 Before I kind of open it up to questions and
20 just the back and forth type side, I just want to
21 touch on -- so I was this morning kind of writing
22 down some of the Frequently Asked Questions that we
23 get about these things.

24 So first one, how many illegal businesses are
25 there in the state? This one has come up a bunch.

1 Simple answer, I'm not sure. We're finding that it
2 varies a lot from county to county. But there's a
3 lot more, I think, than people expect or believe.
4 Even if you live in a county where there's tons of
5 them, I think it's hard to kind of fathom how, you
6 know, the scope of these things.

7 How many machines are there? Well, that
8 varies too. But we're finding, you know, usually
9 between 30 and 70 machines in these things. So if
10 you have, you know, 10 to 20 in a county with, you
11 know, 30 to 70 machines, you know, the math, it
12 starts getting -- the number of machines in the
13 state starts growing exponentially.

14 Are all amusement machines illegal? So this
15 is kind of an interesting one just in terms of --
16 we get one this from the public, you know, is it
17 illegal to go play at this place. Again, the law
18 is somewhat straightforward. You can play legal
19 slots in one of the eight pari-mutuel facilities in
20 Miami-Dade or Broward or at a Seminole property.

21 If you're playing outside of that, you're
22 probably playing an illegal slot machine. If it
23 looks like a slot machine, it is not an amusement
24 machine. If it looks like a slot machine, there's
25 a presumption that it is an illegal slot machine.

1 So, again, you know, from that end, that part is
2 somewhat straightforward.

3 These things aren't hurting anybody, why do
4 you care? That's just, you know, blindly false.
5 They are hurting people. They're taking money
6 away. They're predatory. And they're not -- there
7 aren't the consumer protections in place that you
8 guys all care about, that we care about.

9 You know, the good actors in gaming, I think,
10 understand that, you know, you can -- I'm going to
11 say -- I'm very bad at this saying. You can shear
12 a sheep once -- how does that go? What does that
13 say about shearing a sheep once -- you can only
14 kill it once and you can shear it a whole bunch of
15 times.

16 Okay. The idea here is that, you know, it's
17 okay to -- you want repeat customers, right. You
18 want to drive business from people that can afford
19 to play in your business. I mean, it's gambling.
20 Everybody knows that it's a form of entertainment
21 and that it can be done safely.

22 And the future of this business, you know --
23 there's an implication that you can't just take all
24 the money from the customers in a week. And that's
25 not the same model that these illegal places have.

1 They do not necessarily care about that. So,
2 again, I think it helps the State, it helps
3 citizens if we can drive this business to the legal
4 markets. And really, that's really what we're
5 trying to do.

6 Joe, anything to add or to say before we kind
7 of open it up?

8 MR. DILLMORE: Not so much. Like our division
9 moved over. Our job was to try to keep everything
10 on the regulated side moving as seamlessly as we
11 could, you know, given the new processes.
12 Although, you know, the underlying statutes, a lot
13 of cases didn't change on the regulated side, it's
14 just a different decision-making process.

15 So I'm anxious to hear any suggestions on
16 things that we are doing well or not doing well
17 that we can improve on and hearing some ideas from
18 the regulated side, any rule-making that you might
19 be interested in seeing or adjustment in our
20 processes. So I look forward to your input from
21 that perspective.

22 MR. TROMBETTA: All right. Great. So I do
23 have a few speaker cards. If you can, just be a
24 little cognizant of -- I mean, I only have three.
25 I wasn't sure how many this was going to go. But,

1 obviously, if there's back and forth, if anybody
2 else wants to speak after that, you'd be welcome.

3 So, Mr. Fred Guzman, you can just come up to
4 this microphone.

5 MR. GUZMAN: Director Trombetta, Director
6 Herold, Director Dillmore, thank you for holding
7 this forum. My name is Fred Guzman. I am the
8 President and General Manager of Daytona Beach
9 Racing and Card Club and Orange City Racing and
10 Card Club.

11 I have been in the pari-mutuel industry in the
12 State of Florida for over 40 years. I've seen a
13 lot of changes throughout those decades. A Gaming
14 Control Commission with enforcement authority is
15 welcome and long overdue.

16 When COVID shuttered the industry, illegal
17 online gambling activity skyrocketed. The packets
18 that I handed out also included screenshots of
19 various number of illegal online poker sites that
20 operate in Florida. They use the guise of social
21 gaming, but they advertise real money payouts.

22 I included my business card in the packet. So
23 if you'd like the live links, just e-mail me and
24 I'll send them to you. I also included a list of
25 Internet cafes that operate in Central Florida.

1 The Internet cafes that are in bold are the
2 ones with the largest number of machines. Some
3 exceed a hundred machines. Most of these were shut
4 down by the Volusia County Sheriff in 2018.
5 Unfortunately, with the lack of follow-through,
6 they reopened.

7 The agency's objective of gaming enforcement
8 is a lofty one. Thank you for taking this on, and
9 I look forward to supporting your efforts in any
10 way I can. So I'm happy to take any questions.

11 MR. TROMBETTA: So in regard to, I guess, the
12 poker games, are you finding that players at your
13 card rooms are participating in those things? Is
14 it driving business away?

15 MR. GUZMAN: Well, yes, absolutely. So these
16 Internet or these poker apps, we'll see in our
17 rooms people playing on them as they're actually
18 playing actual games.

19 And I should explain the idea of social
20 gaming. So with social gaming, there's no money at
21 risk. You play for fun. So the platform is a
22 social gaming platform. But they use that platform
23 to pay out real money. So there's some serious big
24 games happening online with these social gaming
25 platforms.

1 MR. TROMBETTA: Okay. Thank you, sir.

2 MR. GUZMAN: Thank you.

3 MR. TROMBETTA: Jonathan Zachem.

4 MR. ZACHEM: I was going to speak on the next
5 subject matter. But if you want to hear my voice,
6 I'm glad to go up.

7 MR. TROMBETTA: Well, what's the next subject
8 matter?

9 MR. ZACHEM: The reg industries.

10 MR. TROMBETTA: The reg industries?

11 MR. ZACHEM: Yeah. You've got two sections.
12 One is regulated industries and --

13 MR. TROMBETTA: Okay. I mean, if you want to
14 touch on that, you're welcome to.

15 MR. ZACHEM: Well, speaking to this briefly --
16 first of all, thank you, Chief. You've been
17 phenomenal at trying to work on the illegal
18 activities that are happening in our communities.
19 I don't think anybody here wants to have illegal
20 formats or forums that are going on in these areas.

21 I would encourage the Commission to work on
22 some of the areas that are not as clear with that,
23 as the exceptions as to what is allowed under slot
24 statutes especially. There's some confusion there.
25 I've had people approach me previously and ask if

1 something is legal. I tell them, no, that's not.
2 They go to the website and try and see if there's
3 an exception that applies to it.

4 As Mr. Trombetta said before, they talk to
5 some unnamed lawyer that I can't find his license
6 being in the state, and they suddenly tell them
7 that this is legal and here's an exception that it
8 falls under. So if you can address some of the
9 exceptions, I think that helps a little bit.

10 Slots, as far as what they are, they're
11 illegal as far as the possession. But they ask
12 questions about how can cruise ships, things like
13 that, end up having slots going towards them;
14 shipment if the possession is legal, how does that
15 happen. So maybe if you had a little section that
16 you can apply that to.

17 I'm going to delay the other part that I'm
18 going to talk about, because the process that I
19 want to discuss about has nothing to do with the
20 illegal slots section. So I think that would be
21 easier to address in a later section, if you want.

22 MR. TROMBETTA: No, it does -- you know,
23 frankly, the regulated section, we can take that
24 just for purposes of the meeting. What all -- I
25 guess from my end, my notes in the regulated

1 section is really we just want to hear from you.

2 It's sort of what Joe touched on there. So I
3 don't have items to highlight. But if you want
4 to -- you know, we'd be happy to here what issues
5 you guys have and kind of go back and forth that
6 way on the regulated section.

7 MR. ZACHEM: Sure. I just wanted to stay on
8 point and not detract from what you were saying. I
9 had a suggestion as far as some of the processes
10 going forward in dealing, especially, with
11 facilities.

12 I think there needs to be -- and we get it.
13 The Commission is trying to figure out, getting its
14 legs under it and do a lot of things. But there
15 needs to be a little more communication before an
16 administrative complaint is drafted.

17 There are other opportunities, since we've
18 heard repeatedly that the goal is compliance with
19 statute and rule, that either more information can
20 be provided to you or the compliance can be
21 achieved prior to an administrative complaint that
22 suddenly is a public complaint affecting licensees
23 in multiple jurisdictions.

24 Either with a letter of guidance in some
25 cases; I don't know if you're focused on

1 non-disciplinary citations; or in some cases just a
2 telephone call after the investigation itself is
3 done by attorney that says here's what we're
4 looking at prior to the administrative complaint.

5 And you would get a response. I think every
6 facility has a compliance person or someone that
7 you can reach out and talk to -- I think so -- that
8 you can talk to and be able to find out from them
9 what's happening at their facility.

10 Either this is a one-off or they can do
11 something to address it systematically, instead of
12 getting a complaint to them and then having less
13 than three weeks to try and figure out what
14 happened, go through tape and figure out where it
15 was at their facility sometimes six, eight months
16 prior.

17 So that would be my suggestion is
18 communication prior to the administrative
19 complaint, and maybe something that is not as penal
20 as an administrative complaint at that point if
21 there is compliance. Thank you.

22 MR. TROMBETTA: Thank you. And just for
23 purposes of what Mr. Zachem just brought up, if
24 there are any questions or comments beyond illegal
25 stuff, you know, from anybody else, we can take

1 them now too.

2 The next speaker card is Mr. Joe Webster.

3 MR. WEBSTER: Good morning. Thank you. Joe
4 Webster, I'm outside counsel for the Seminole
5 Tribe.

6 I'd like to, first of all, commend all of you
7 for having the session today; because it certainly
8 is something that, I think, is long overdue. We
9 also recognize the extent of the challenge, you
10 know that's facing you. And, you know, this is
11 something that certainly the Tribe has been focused
12 on for a long time is, you know, the extent of
13 illegal gambling in various forms.

14 And certainly, you know, as other have
15 commented, you know, it's not an issue that's
16 limited to one form of gaming or one location.
17 This is, you know, something that is prevalent
18 across, you know, multiple jurisdictions and in
19 many different forms. So, again, you know the fact
20 that, you know, you all are focusing, you know, the
21 attention on this and have been taking action, I
22 think, you know, is certainly very welcome.

23 One suggestion that, you know, I think is, you
24 know, may be something that you all are already,
25 you know, thinking about. But, you know, as you've

1 indicated, you've got so many different small, you
2 know, Mom and Pop facilities and others that, you
3 know, vary in size that in many cases the problem
4 is the distributors.

5 And the enforcement against the distributors
6 is likely to have a much more, I think, pronounced
7 effect than, you know, the -- certainly you should
8 go after, you know, the individuals; not saying
9 otherwise. But, you know, going after the
10 distributors, I think, is something that would make
11 a significant difference.

12 And also, you know, I agree, you know, with
13 the comments about the importance of education.
14 And, you know, frankly, the fact that there's been
15 some good press, I think, in recent days about
16 enforcement action, you know, those things, to me,
17 I think, are mutually enforcing.

18 You know, the fact that you all are taking
19 enforcement action, it's getting press coverage;
20 that, you know, in and of itself, I think, is doing
21 a lot to educate the public that, you know, these
22 are issues that, you know, it's not something that,
23 one, there's no risk to, but that it is an illegal
24 activity.

25 So, again, you know, I certainly commend all

1 of you for, you know, the work that you're doing.

2 And, you know, I'm glad to see the focus on this

3 important subject. So thank you.

4 MR. TROMBETTA: Thank you. And we can just
5 add a little bit more just on things we've been
6 doing. So some of the press coverage, we've been
7 trying to work with partners around the state, both
8 in law enforcement agencies, the pari-mutuel
9 industry.

10 We now have -- again, just in terms of the
11 process of putting this thing together, we've hired
12 a Director of External Affairs; which is,
13 essentially -- right now a big, big role has been
14 comps. That has been a gap that I haven't had. So
15 having somebody to help with comps is making a big
16 difference in terms of the press. We've been able
17 to kind of showcase some of the things we've been
18 able to do.

19 And, you know, we're trying to use the press
20 to get the word out there that, again, you know,
21 that we're doing something, that illegal activity
22 is not okay and that there is a threat to the
23 public. So we are continuing to try to do that. I
24 think that's where we're going.

25 Any other comments on either illegal or

1 regulated at this point? Yes, sir.

2 MR. GUZMAN: I just want to bring up one more
3 trend that we're seeing that I'd like to get on
4 your radar. And that's charity poker tournaments.
5 Now, charity poker tournaments are fine. As
6 operators, we hold charity poker tournaments all
7 the time.

8 But what we're talking about is individuals
9 holding charity poker tournaments, paying out --
10 they skirt the law where it's in that gray area.
11 Instead of paying out cash, they pay out gift
12 cards, often thousand dollar gift cards. So
13 they're getting around the, I guess, the intent of
14 the law by framing it as a charity event. But that
15 is pulling from regulated card rooms.

16 MR. TROMBETTA: Thank you. Yes, sir.

17 MR. POWELL: I can fill out a card afterwards.
18 So just --

19 MR. TROMBETTA: Please identify yourself.

20 MR. POWELL: It's a little more generic. I am
21 Lonny Powell. I'm the Chief Executive Officer of
22 the Florida Thoroughbred Breeders' and Owners'
23 Association.

24 First of all, I want to encourage our new
25 gaming entity. I've seen some real nice things

1 from staff in terms of accessibility. Lou, you're
2 more accessible than you've ever been. And, Joe,
3 you always were accessible. And you're carrying
4 that theme. You know, you can't mix with us all
5 the time or you'll never your job done. But I
6 appreciate that.

7 I also appreciate you actually have employees
8 that reach out. A couple of your staff reached out
9 to introduce themselves when we couldn't meet in
10 person. It might have been on a Zoom or something.
11 So you've got some folks that just aren't, you
12 know, good at their credit duties, they're people
13 persons. So I applaud you.

14 As far as HISA, I think I got good news for
15 you. I think you might be tracking where we're at.
16 But as of tomorrow, there will be a bill approved
17 on the Senate floor. And part of that bill will be
18 that HISA -- which when I dealt with HISA at the
19 federal level, my biggest problem, as you know,
20 Lou, was not the integrity and safety measures.
21 Those were all great.

22 It was an unfunded mandate in either this
23 state or the tracks. And typically, if it goes to
24 the tracks, that means the horsemen. If it goes to
25 the horsemen, they start looking at the breeders.

1 It all just gets passed on and everybody eats each
2 other's lunch.

3 The bill tomorrow will provide tax credits to
4 the racetracks, because they're the ones that are
5 designated to be paying it. And so the industry
6 will, basically, not have those millions of dollars
7 taken out of its limited economy; which was really
8 a bad deal, as you know. That's good news.

9 I think the other great news behind it is
10 there is in this legislation, the thoroughbred
11 industry that you regulate is going to get a real
12 shot in the arm from an economic development
13 standpoint. And, you know, it's going to be at the
14 point where purses are going to be able to get
15 raised at the two tracks.

16 It's when we get to the point where we're
17 going to have some stability. We actually are all
18 getting along now for the last three weeks, to my
19 knowledge. And, you know, I haven't seen that in
20 over 10 years. I don't expect it to go forever,
21 but it's kind of nice. No Thanksgiving dinners.

22 But I think that ultimately from the
23 Florida-bred standpoint, Florida-breds are winning
24 40 percent of the races at Gulfstream. Over 40
25 percent of those or over 70 percent of those are

1 being sired by Florida stallions. We still have
2 the second largest breeding industry in North
3 America; not nearly what we used to be, but who is.
4 Things have changed. We're still that kind of a
5 player.

6 In '24 and '25 with the passage of this
7 legislation, in addition to all this nice funding
8 that's going out to all the different stakeholders
9 is we at Gulfstream, for example, the flagship
10 track, are a Florida-Bred Stakes Program, which
11 this year features that money that comes from our
12 share of the business.

13 And in '24 and '25, it's not going to be just
14 us. The tracks and the horsemen, in recognition of
15 the importance of Florida-breds, are going to be
16 for the first time actually contributing as well.
17 So not only does all this nice funding come through
18 with suspenders and buckles for anything from
19 purses to breeders' awards to HISA, we're going to
20 have some stability of not knowing what the next
21 year means.

22 And if we all play our cards right, that's a
23 great phrase to use here, if we all play our cards
24 right, the thoroughbred industry has a chance to
25 really make a move. And I'm excited about this.

1 Nothing like this has happened in 12 years. We've
2 been mostly fighting for our existence, especially
3 with great decoupling.

4 And a lot of my friends with the other breeds
5 and disciplines got decoupled. I still think it's
6 a tragedy and I will always say that for the
7 record. But I think there's reason to be
8 optimistic about your Florida thoroughbred industry
9 that you regulate, because there's some good
10 things.

11 And, by the way, supported fully by both
12 houses with particular thanks to President
13 Passidomo; our man, Stan McClain, out of Marion
14 County. That's where it all started. He wanted to
15 do something to help his thoroughbred people in
16 Marion County. That's where the conversation
17 began. And also, Lawrence McClure, Representative
18 Lawrence McClure.

19 They were all heroes in this and we hope to do
20 right by everybody. But some actual good news from
21 Tallahassee. So thank you. And, again, keep up
22 your the good work on working with the people like
23 you're doing. Appreciate it.

24 MR. TROMBETTA: Thank you. Yes, sir.
25 Mr. Calabro.

1 MR. CALABRO: My name is Steve Calabro from
2 Hialeah Park.

3 Related to the illegal gaming options that are
4 going on throughout the state, one of the things I
5 want to add as a suggestion, you mentioned that
6 you're going to raid the places, you're going to
7 shut them down. And that has happened in Charlotte
8 and great job. We fully appreciate that and we
9 support that and anything that we can do to help,
10 please, we're there.

11 The next step is you're looking to find
12 warehouses to store these while the case is being
13 resolved. I think if you could also add, and this
14 may mean a change to the law, but if you could add
15 the destruction of those machines. And I'll tell
16 you why.

17 Because I believe it's a game of tag that's
18 going on in the State of Florida. You might be
19 shutting down Charlotte, and the guy goes two
20 counties over and he opens up his machines.
21 Because that's what it appears is happening.
22 They're sort of bouncing all over the state.

23 So I think if you had the, if the operators,
24 if these illegal operators knew that if they got
25 shut down and the machines get confiscated and the

1 case gets resolved and it's a guilty charge and the
2 machines get destroyed, they'll go someplace else,
3 another state, I should say. They'll go to another
4 state.

5 So I think that's just another component that
6 I'm suggesting that you might to want to think
7 about adding. I know it sounds easier said than
8 done. There may be some laws that have to be, a
9 law might have to be added in the next session.
10 But I think the destruction of the illegal slot
11 machines would really be a bigger deterrent than
12 most.

13 And in many states -- I agree with you. In
14 many states there's illegal slots. But in the
15 states that have regulated gaming, two or three
16 examples, like New Jersey and Pennsylvania, there's
17 very little, very little illegal slot machines.
18 Because when they take a slot machine, they take
19 it, they convict, and the machine is destroyed. So
20 just a suggestion.

21 MR. TROMBETTA: Thank you, Mr. Calabro. And
22 there are just -- if I can add to that. And I'm
23 going to at some point turn it over to the general
24 counsel here.

25 But what you've seen from us so far is,

1 essentially, a lot of, you know, soft power. So we
2 have -- you know, as Director Herold said, you
3 know, we sent the letter just informing these
4 businesses what they were doing.

5 But really it just said we received a
6 complaint of illegal activity, here's the law,
7 please conduct yourself accordingly. And just from
8 that letter, so not even a cease and desist, we got
9 a number of businesses to stop operating. So
10 there's a lot of tools in our tool bag. That's
11 kind of where I'm going here.

12 And the authority provided by the legislature
13 when they created the Commission, in Chapter 16
14 gives the Commission a lot of authority to do a lot
15 of these things. So what you're seeing right now
16 is sort of the early stages of what we're doing. I
17 think we have the authority to do a lot more and a
18 lot more enforceable acts in terms of arrests and
19 seizures.

20 And I think this is where it's -- so, Ross,
21 correct me if I'm wrong here, but I believe that
22 once -- these items will be considered contraband.
23 If we seize an illegal slot machine and went
24 through a court case, I think we'd have to have a
25 judge order that. But once it's contraband, is

1 it -- is destruction something we could do?

2 MR. MARSHMAN: It's in the statute.

3 MR. TROMBETTA: Okay.

4 SERGEANT CHURCH: Once the case is closed and
5 there's actually a verdict and there's a guilty
6 verdict or whatever is proposed by the judge, you
7 can destroy that property.

8 MR. TROMBETTA: Thank you, sir. That was my
9 understanding.

10 SERGEANT CHURCH: We have done that in the
11 past.

12 MR. TROMBETTA: Okay. Great. And that is
13 something that --

14 SERGEANT CHURCH: There's a recent case that,
15 I think it was -- Flagler County just did, their
16 sheriff did a press release where he actually, his
17 guys went out and they destroyed all the property
18 online, social media.

19 MR. TROMBETTA: Thank you. And I know I've
20 seen videos in other states where they take, you
21 know, a dump truck or they take something and crush
22 the machines. So, I mean, it is something that I
23 think Carl has brought that up to me. He showed me
24 the video, hey, this is something we can do.

25 MR. HEROLD: I'm here to drive a bulldozer.

1 MR. TROMBETTA: And beyond that, there is also
2 a civil penalty, so to speak. So there's a \$10,000
3 civil penalty per machine. Again, you got to get a
4 judge to order that.

5 But that's just another, again, another tool
6 that we haven't yet utilized, but that we are aware
7 of. It's something that we're -- you know, we know
8 it exists, it's something that we're considering
9 when it's appropriate.

10 Anyone else? Yes, sir.

11 SERGEANT AUSTIN: My name is Scott Austin, and
12 I'm a sergeant with the Palm Beach County Sheriff's
13 Office. I've worked in our intelligence,
14 counterterrorism, and organized crime. So it's
15 kind of a big umbrella for -- I was there as an
16 agent and now I'm back as a supervisor.

17 I applaud what the Gaming Commission is
18 attempting to do. I think we're very early in the
19 game. But I have seen the -- we were talking about
20 the charities. So I've seen all variations of
21 charities. We have video arcades in our county
22 where the arcade has an advertisement on one window
23 and the charity has an advertisement on the other
24 window; and so everything is covered, according to
25 the way the statutes are currently written.

1 As far as the video games, unless you guys
2 have made a major change in the last year to the
3 statute, it's not very clearly outlined what a slot
4 machine is. The one-armed bandits are clearly
5 documented as a slot machine. Video arcade games
6 are not. They're games of skill and games of
7 chance.

8 And we continue to run into this when we bring
9 it to the State Attorney's Office. And with 67
10 different State's Attorney's Offices, you're going
11 to get 67 different opinions in the State of
12 Florida.

13 So I would implore you guys to get together a
14 Statewide Prosecutor that handles all gaming type
15 issues so that we can go directly to them, across
16 the board everything is going to be same. I'm not
17 going to deal with somebody who's in for election
18 in the end of the year, so on and so forth.

19 As far as these video games are concerned,
20 because they're not one-armed bandit slot machines
21 that we all grew up with and we know what they are,
22 they're not listed in the statute. They're not
23 specifically spelled out. A craps table, a
24 roulette table are all listed as a key, they're --
25 in and of itself I walk into a business or a home,

1 that is a gaming product.

2 I can then seize it. I can have that PC for
3 anything else and I can destroy it by statute.

4 Your arcade games are not listed as that such in
5 the statute. So if we're going to move forward
6 with these things, we need to actually make it
7 illegal, make it to the point where, you know, we
8 can destroy them.

9 And as far as getting warehouses available, I
10 guarantee you between Broward and Palm Beach County
11 alone we can fill your Southern. So once we get to
12 the point where you're ready to move forward on
13 this stuff, we would love to eradicate them.

14 Because you're right, where they are targeted
15 in our county are outside of the senior living
16 centers and everybody is going over there. And
17 there's always one scam or another. It's either
18 gift cards. It's, oh, we're like Chuck E. Cheese,
19 here's our tickets, you can go pick up whatever you
20 want after you've selected.

21 So you have a long way to go. Law enforcement
22 is here to help you all. We want to get rid of the
23 problem as much as you guys do. But I know that
24 you're understaffed. Currently you're trying to
25 build up your staff.

1 So love to -- I know that we can get together
2 in each one of these counties if you guys put a
3 task force together and said, hey, we're going to
4 go hit these places and clean them up.

5 MR. TROMBETTA: Thank you for the comments and
6 for the suggestion. I mean, we'd be happy to. I
7 also just want to make sure it's known. Please
8 reach out to Carl or our legal team too.

9 If you have questions like that where you --
10 you know, for any of the law enforcement guys, if
11 you're not sure what you're looking at or if you
12 need some help on, hey, you know, we're
13 encountering this where they're saying this is a
14 skill game and it's not a slot machine, we can try
15 to help you through that.

16 We can be a resource immediately to help you
17 prepare for when you do go to the prosecutor just
18 to try to make it a little bit clearer of what
19 you're looking at.

20 Anything else? Okay. Seeing no other
21 questions, I don't have too much else.

22 I'd like to kind of just recognize that we
23 have four Commissioners in the room here today.
24 Please feel free to talk to them. Just be
25 cognizant of ex parte rules. Don't talk to them

1 about things they're going to be making decisions
2 on at the next meeting. But please introduce
3 yourselves.

4 I think, you know, one of the best things of
5 having the Commission meeting later today and, you
6 know, this meeting is being down here and getting
7 to interact and put faces to names and just meet
8 you. So please feel free -- myself too. Please,
9 you know, feel free to come up and talk to me. I'm
10 interested in what you're dealing with, how your
11 businesses are running. And thank you for the time
12 today.

13 All right. I guess, one more thing. So our
14 actual Commission meeting is scheduled to start at
15 1 p.m. So we're going to have a lunch break after
16 this and come back at 1. Then the Commissioners
17 will be up here, and we will be having our actual
18 Commission meeting. The agenda, meeting materials
19 and everything is online.

20 So you're welcome to stay. I hope some of you
21 have an opportunity to join us for that too.

22 Thank you all for attending and have a good day.

23 (Thereupon, the proceedings concluded at
24 9:57 a.m.)

25

REPORTER CERTIFICATE

STATE OF FLORIDA

COUNTY OF BROWARD

I, THOMAS N. SEVIER, Registered Professional Reporter, Florida Professional Reporter, certify that I was authorized to and did stenographically report the foregoing proceedings and that the transcript is a true and complete record of my stenographic notes.

Dated this 24th day of May, 2023.



THOMAS N. SEVIER, RPR, FPR-C

Florida Gaming Control Commission

General Business Meeting

May 02, 2023



FLORIDA GAMING CONTROL COMMISSION
GENERAL BUSINESS MEETING

PRESENT: Charles "C.B." Upton, Chairman
(appearing via Telephone)
Julie I. Brown, Commissioner
John D'Aquila, Commissioner
Chuck Drago, Commissioner
Tina Repp, Commissioner

DATE: Tuesday, May 2, 2023

TIME: 1:00 p.m. - 3:57 p.m.

PLACE: Fort Lauderdale Marriott North
6650 North Andrews Avenue
Fort Lauderdale, Florida 33309

Stenographically Reported by:
Thomas N. Sevier, RPR, FPR-C

Job No. 307928

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPEARANCES:

On behalf of Florida Gaming Control Commission:

FLORIDA GAMING COMMISSION
2601 Blair Stone Road
Tallahassee, Florida 32399
(850)717-1499

BY: ROSS MARSHMAN, ESQ.

BY: EMILY ALVARADO, ESQ.

BY: ELIZABETH STINSON, ESQ.

BOARD STAFF PARTICIPATING:

Louis Trombetta, Executive Director
Joseph Dillmore, Director of Pari-Mutuel Wagering

PUBLIC PARTICIPATING:

Dr. Dionne Benson
Dr. Cynthia Cole

	I N D E X		
			PAGE
1			
2			
3	DISCUSSION		
4	1	Approval of Meeting Minutes	9
5	6	HISA/HIWU Agreement	11
6	RECOMMENDED ORDERS		
7		Presented by Emily Alvarado	
8	2.1	2022-024620 - Motyk Anthony Scott	80
	2.2	2022-040422 - Edgar David Diaz	81
	2.3	2022-052835 - Cynthia Fernandes	83
9			
10	CONSENT ORDERS		
		Presented by Emily Alvarado	
11	3.1	2022-043151 - Melbourne Greyhound Park, LLC	88
	3.2	2022-055132 - Sarasota Kennel Club, Inc.	89
12	3.3	2023-000965 - Washington Kennel Club, Inc.	90
	3.4	2023-001300 - Tampa Bay Downs, Inc.	96
13	3.5	2023-001314 - Tampa Bay Downs, Inc.	97
	3.6	2023-009295 - Gerald Samuel Bennett	98
14	3.7	2023-009301 - Ramon Edgardo Minguet	98
		2023-009394	
15	3.8	2023-013155 - Diley Anthony Dakin	99
	3.9	2023-015414 - Nestor Alfredo Cascallares	100
16			
17	DEFAULT FINAL ORDERS		
		Presented by Emily Alvarado	
18	4.1	2020-001631 - Cormier Rocco	102
	4.2	2022-007916 - Somphone Pon Manivong	105
19	4.3	2022-024885 - Omar Alvarez Cala	106
	4.4.	2022-024908 - Lazaro Pablo Hernandez-Valdes	108
20	4.5	2022-030016 - Eduardo Azpurua, Jr.	109
	4.6	2022-040813 - Ryan Charles Calvin	111
21	4.7	2022-041261 - Lonnit Edwards Cave	111
	4.8	2022-043586 - Jonathan Ferber	112
22	4.9	2022-047909 - Joel Orozco Rodriguez	114
23			
24			
25			

1	I N D E X	Page 4
2		
3	DISCUSSION	PAGE
4	DEFAULT FINAL ORDERS (continued) Presented by Emily Alvarado	
5		
6	4.10 2023-005131 - Nagib Zamar Cardozo	115
7	4.11 2023-005439 - Yoan Perez Jimenez	117
8	4.12 2023-007020 - David Majella Fisher	119
9	4.13 2023-009468 - Bradley Taylor Hooper	120
10	LICENSE DENIALS Presented by Emily Alvarado	
11		
12	5.1 2023-000559 - Lisa Ledonne	122
13	5.2 2023-008505 - Carlos Martinez	123
14	5.3 2023-009161 - Anthony Hezekiah Jaqson	124
15	5.4 2023-017967 - Christopher Brown	125
16	5.5 2023-018311 - Mary Ann Frances Manganiello	126
17	5.6 2023-018983 - Miguel Joseph	128
18	5.7 2023-019361 - Sharon Maria Cortes	130
19	5.8 2023-021423 - Jamil Watson	131
20	7 Rule-Making	133
21	8 Executive Director Update Presented by Louis Trombetta	143
22		
23	8.1 FMLA Policy	144
24	8.2 Perquisites Policy	145
25	8.3 Forms Management Program	148
26	Reporter Certificate	153
27		
28		
29		
30		
31		
32		
33		
34		
35		

1 Thereupon,
2 the following proceedings began at 1:00 p.m.:

3 COMMISSIONER BROWN: Good afternoon, everyone.
4 We are going to begin the meeting very shortly. If
5 you could please take your seats and silence your
6 phones, that would be great. This meeting is being
7 transcribed. We do have the new Chairman on the
8 phone. It has confirmed that he's on. I hope he's
9 unmuted at this time.

10 Mr. Chairman, we're going to have our
11 Executive Director give the Pledge of Allegiance
12 and then turn it right over to you shortly
13 thereafter. We have a virtual flag here present.

14 (Thereupon, Pledge of Allegiance recited.)

15 COMMISSIONER BROWN: Thank you. With that,
16 Mr. Chairman, who is on the phone -- we have a
17 brand new Chairman and a new Commissioner. They
18 both were appointed this past Friday. Before I
19 give them an opportunity to speak, I just wanted
20 to -- because I don't want to necessarily tout
21 their amazing accomplishments -- I just wanted to
22 introduce you all to them.

23 We've got Charles "C.B." Upton. He is
24 President of Upton Holdings. He is an attorney for
25 Upton Law Firm, previously general counsel of the

1 Department of State, Deputy Solicitor General for
2 the Attorney General. He has a lot of other
3 accomplishments. But I wanted to give him an
4 opportunity to speak to you all and let you hear
5 from him about his background and just give him
6 some words.

7 Chair Upton.

8 CHAIRMAN UPTON: Thank you. Good afternoon,
9 everyone. I am C.B. Upton. I'm happy to be a
10 member of the Commission. I'd like to thank
11 Governor DeSantis for the appointment and the
12 opportunity to serve.

13 I won't go into a great deal about my
14 background. But I do have experience in gaming law
15 and regulatory law and a variety of other issues
16 that will come before the Commission. So I think
17 my background will serve us well; and, hopefully,
18 we can all work together and move forward in a
19 productive way both for the State and for all of
20 the stakeholders.

21 I apologize that I wasn't able to make the
22 meeting today in person. I'm certainly looking
23 forward to working with the other Commissioners and
24 all of our stakeholders, getting to know everyone
25 as we move forward together.

1 I think to facilitate an orderly process
2 today, I'm going to pass the gavel to Commissioner
3 Brown, who is in the room, to run the meeting. But
4 I will be available on the phone for comments and
5 things as we move forward. But, again, looking
6 forward to working with everyone and happy to be
7 part of the team.

8 COMMISSIONER BROWN: Thank you, Chair Upton.
9 We can hear you very properly too. So as we
10 proceed, we're going to -- when we take up each
11 item, we're going to do a verbal vote call so that
12 you can participate too. And we can hear you loud
13 and clear.

14 Welcome. We're so excited to have you part of
15 the team. You're going to find the Gaming
16 Commission is really rewarding and has a great
17 group of people who are very dedicated.

18 Now I'd just like to introduce briefly
19 Commissioner Tina Repp. She's got a very
20 interesting background. She's currently a health
21 care fraud investigator, previously served over 20
22 years as a special agent for the FBI. Her
23 background is just incredible. I'll give her an
24 opportunity to speak as well.

25 Commissioner Repp.

1 COMMISSIONER REPP: Good afternoon. I'm also
2 grateful for Governor DeSantis' appointment. I'm
3 very excited to be here. There's a lot of new
4 things going on. It's a lot of new ideas going
5 around starting up this Commission. So it's a very
6 exciting time to be part of this organization.

7 As Commissioner Brown said, I currently do
8 health care investigations for a contractor with
9 Medicare. I previously worked for the FBI. I
10 retired last May after 23 years of service doing a
11 lot of fraud investigating, government program
12 fraud, money laundering, those sort of things that
13 go along with that. So I'm excited to, hopefully,
14 bring my talents here to serving the State of
15 Florida.

16 COMMISSIONER BROWN: Great. Commissioners,
17 before we begin with the agenda, would you like to
18 say any comments or welcome the Commissioners?

19 COMMISSIONER D'AQUILA: I'd just like to
20 welcome the Commissioners and wish you a long
21 successful tenure here. Proud to be working with
22 you both.

23 COMMISSIONER DRAGO: Likewise, I welcome both
24 new Commissioners. I think they're going to find
25 that this is not only an interesting, but

1 fulfilling Commission to sit on.

2 And we'll all continue to learn things
3 together and find that this is a major agency for
4 the State of Florida and a tremendous benefit for
5 the people of the State of Florida. So I wish you
6 all the best of luck. And we're very happy to have
7 both of you and good luck.

8 COMMISSIONER BROWN: Thank you. We are going
9 to take things a little out of order, because I
10 know a lot of you have been here since our 9 a.m.
11 workshop. It's been an exciting, novel, and
12 enriching day today; not only to be out of
13 Tallahassee and to be here, but to be here with
14 folks who have an extreme interest in the industry.

15 Our workshop was very fruitful, got to talk
16 with a lot of folks. I know a lot of us got a
17 great deal out of it. So I want to thank our staff
18 for organizing it. I know it wasn't easy to get
19 down here and to all be here.

20 So we are going to take things out of order.
21 I know there's folks in here that would like to
22 talk about Item 6, which is the discussion of the
23 HISA/HIWU agreement.

24 Before we do that though, it's just going to
25 go right after the minutes, we're going to all of

1 the approval of meeting minutes, 1.1. through 1.3.

2 General Counsel, Ross, can the new
3 Commissioners vote on the prior minutes?

4 MR. MARSHMAN: Good afternoon. If the
5 Commissioners have had a chance to review the
6 transcripts of the meetings and compare that to the
7 video, if any, of the previous meetings, I would
8 recommend that they could vote.

9 However, I'm not sure if all of our meetings
10 are memorialized any longer on the Florida Channel.
11 And because of the short turnaround for the
12 appointments, I'm not sure if they've had a chance
13 to review all the minutes.

14 So if they have reviewed them, I think they
15 can vote. If they have not, perhaps they should
16 consider abstaining. You still have a majority of
17 the Commission that's available to vote, so long as
18 Commissioners D'Aquila, Brown, and Drago have had a
19 chance to review the minutes.

20 COMMISSIONER BROWN: Thank you so much,
21 Mr. Marshman. I wanted to give you all a pass
22 opportunity, because I know we had a hardy agenda
23 and you guys just got appointed.

24 So with that, Commissioners, is there a motion
25 to approve the meeting minutes from September,

1 February, and March as noted on the meeting agenda?

2 COMMISSIONER DRAGO: So moved.

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

5 COMMISSIONER BROWN: All those in favor
6 signify by saying "aye". Aye.

7 COMMISSIONER D'AQUILA: Aye.

8 COMMISSIONER DRAGO: Aye.

9 COMMISSIONER BROWN: Opposed or abstaining.

10 CHAIRMAN UPTON: I will abstain.

11 COMMISSIONER BROWN: Sounds good. Thank you.

12 We are going to go ahead and take up Item 6 with
13 the staff giving a presentation of the new
14 HISA/HIWU agreement first, if that's okay.

15 MR. MARSHMAN: Good afternoon again. So last
16 Commission meeting I had presented a draft to the
17 Commission before I went back to HISA and HIWU to
18 present with them like the draft that the
19 Commission would accept.

20 And the Commission gave me certain directions
21 to explore more reimbursement, more credit
22 generating opportunities. And I incorporated that
23 into a draft and sent that back to HISA and HIWU.
24 The draft that you have now in the meeting
25 materials are the result of our continued

1 conversation after they received the draft you had
2 authorized me to transmit to them.

3 There should be a redline version that was
4 provided to each of you; and then there's, of
5 course, the draft as HISA/HIWU would accept it in
6 the meeting materials already. So however the
7 commission would like to proceed highlighting
8 certain items in the agenda -- or strike that -- in
9 the memorandum, I'm happy to do that.

10 How would the Commission like to proceed?

11 COMMISSIONER BROWN: Okay. Commissioners, we
12 do have two speakers that have signed up on this
13 item. I don't know if you all want to go ahead and
14 dive into the agreement first or listen to the
15 speakers. It is at your pleasure.

16 COMMISSIONER D'AQUILA: I would prefer to
17 listen to the speakers first.

18 COMMISSIONER DRAGO: I agree.

19 COMMISSIONER BROWN: Sounds good. We've got,
20 the first one is, I think it's Dr. Dionne Benson.

21 Dr. Benson.

22 DR. BENSON: Good afternoon, Commissioners.
23 My name is Dr. Dionne Benson. I'm the Chief
24 Veterinary Officer for the Stronach Group.

25 We have, as Stronach Group, entered into an

1 agreement. For those of you who aren't aware, in
2 Florida there's kind of a unique situation in the
3 division of labor between the Commission and the
4 association in that the Commission runs the test
5 barn and is responsible for all of the testing
6 there, whereas at the Stronach Group we do out of
7 competition testing, what is called TCO2 testing,
8 prior to races and any vetless works or anything
9 like that, as well as injuries and fatalities that
10 occur in the morning.

11 We had signed an agreement with HISA to cover
12 that, as well as any investigations that go along
13 with that. Or anytime that the Commission is
14 unable to have someone present, we are happy to
15 have someone present to cover the responsibilities
16 for HISA so that they do not have to send someone
17 in and bill us for it.

18 Mainly I am here to ask for you guys to
19 seriously consider signing an agreement with HISA.
20 Because, quite frankly, there are a shortage of
21 vets and this arrangement between the State and for
22 our track, at least, has worked very well for the
23 past, at least, four years that I've been involved;
24 and I think that under HISA it will continue to
25 work well.

1 COMMISSIONER BROWN: Thank you so much.

2 Commissioners, any questions for Dr. Benson?

3 Thank you for coming here. And I should note,
4 for the record, I should have noted at the
5 beginning, if the Commissioners have received any
6 ex parte communications on this docket item, now is
7 the time to disclose that.

8 I will say that I did have e-mail
9 correspondence with Dr. Cole from the UF lab. I
10 provided that to our legal counsel and to our
11 records and our clerk, so they have those
12 communications. They were just three limited.

13 If there are any other Commissioners that have
14 any other ex parte communications, now is the time
15 to disclose it.

16 COMMISSIONER D'AQUILA: Yes. I will disclose
17 that I received an e-mail from Dr. Cole, which I
18 simply said thank you and I forwarded it to our
19 Executive Director.

20 COMMISSIONER BROWN: Thank you.

21 COMMISSIONER DRAGO: I also received an e-mail
22 from Dr. Cole. So there's a total of three
23 e-mails, one from Dr. Cole, one back to her from
24 me, and then one back to me from Dr. Cole on April
25 15th. Those were forwarded to Director Trombetta

1 and general counsel. That's it.

2 COMMISSIONER BROWN: Thank you. I assume no
3 other Commissioners.

4 COMMISSIONER REPP: Nothing, no.

5 COMMISSIONER BROWN: Thank you. With that,
6 we're going to go to our next speaker, who is
7 Dr. Cynthia Cole. Thank you for coming down here.

8 DR. COLE: Thank you very much. When I
9 originally agreed to come down here, it was because
10 I was hoping to shepherd through an agreement
11 between the Commission, the University of Florida
12 Racing Laboratory, and HISA in order to facilitate
13 a contract.

14 After further discussions on Friday, I was
15 told that HISA decided they did not want to pursue
16 that. It was too late in the game. They had
17 already made some arrangements for distribution of
18 samples. I decided to still come down, because I
19 felt there were a few things that needed to be
20 brought to light that I didn't think were
21 adequately communicated.

22 First and foremost, I'm a little bit stunned
23 that sort of the challenge of the legality and the
24 constitutionality of HISA just really doesn't seem
25 to be sinking in. If HISA is declared

1 unconstitutional next month, a month after that,
2 you will no longer have a racing lab.

3 You will have to contract with an external
4 laboratory, University of Kentucky Industrial Labs,
5 to do that testing. And I can guarantee you it's
6 going to be more than 1.9 million that it will cost
7 you. Those labs are very busy and there is no
8 underwriting for testing of Florida samples.

9 The second aspect of that would be that I had
10 originally approached the staff months ago to
11 propose that they take that 1.9 million that had
12 been allocated for the testing lab and make a
13 contract with the University of Florida Racing Lab
14 and with the auspices that we contract with HIWU to
15 do the testing.

16 I was told at the time that that could not be
17 done because there was no benefit to the State. I
18 said, okay, I understand. When I talked with HIWU
19 last week, I was also told that they approached the
20 staff and said why couldn't we use that 1.9 million
21 and have an offset again for the tracks. Again,
22 they were told that there was no benefit to the
23 State, that couldn't be done.

24 I was really surprised and very frustrated
25 when I listened to the video from your last

1 Commission meeting that that was exactly what you
2 did for the State employees. So the State
3 employees for the Division of Pari-Mutuel Wagering
4 are going to be paid by the State of Florida to
5 collect samples for an external organization that
6 is working for a federal agency that has an
7 unfunded federal mandate that is under a question
8 of constitutionality.

9 It seems a little shortsighted that you're
10 letting your own racing lab that has a relationship
11 with this organization, and before that the
12 Division of Pari-Mutuel Wagering, for over 25
13 years, and all of those people are going to be laid
14 off and no longer have jobs.

15 And we are, indeed, a resource for the State
16 of Florida. We're just finishing up testing doing
17 work for the Ocala Breeders' Sales. Millions of
18 horses went through that sale. Millions of dollars
19 of horses went through that sale just this past
20 week. They have another one next week.

21 They are really going to struggle to find
22 another laboratory that can meet their needs. We
23 also do collaborative testing for the College of
24 Veterinary Medicine. You know, we truly are a
25 resource. We are a resource, though, that very

1 much heavily relied upon this contract and we can't
2 survive without it.

3 I don't know what can be done. I don't know
4 if there were external factors that were at play.
5 I've been told by reliable sources, and maybe
6 Dr. Benson can comment, that the Stronach Group has
7 plans for their own racing laboratory in South
8 Florida. And maybe that was some of the issue that
9 they felt it would be easier, regardless, to take
10 work away from the University of Kentucky versus
11 Florida. I don't know.

12 I know it probably is too late. Literally
13 layoff notices are going out at the end of this
14 week. But I felt like my staff deserved to be
15 heard, and I think in the future maybe more thought
16 given to fairness in terms of people working for
17 the State and people working for the State
18 university system should be treated in the same and
19 fair manner. And I appreciate your time.

20 COMMISSIONER BROWN: Dr. Cole, thank you. I
21 think you articulated your concerns very well. And
22 I'm going to open it up for the Commissioners. But
23 I do have to express similar thoughts and
24 sentiments.

25 I would also prefer to have the racing lab,

1 the testing lab be done in the state rather than
2 sending it out of state. And I would think that
3 the cost would be more efficient and the process
4 for securing those specimens more efficient
5 in-state versus transporting them out of state.

6 And also, that the sentiment of the 25-year
7 working relationship does not go, you know,
8 unnoticed as well. I know our staff has some
9 comments as well. I've had discussions with them
10 on this. And I'd love for them to provide some
11 public comment on their feedback on some of the
12 thoughts that you had.

13 But before we do that, Commissioners, if you'd
14 like to make some comments as well.

15 COMMISSIONER DRAGO: Sure. Right along the
16 same lines, I think it's -- we recognize the value
17 of the partnership with UF. It's not easy, in our
18 minds, to break that partnership or not be able to
19 work with you anymore on that. It was important to
20 us, and we did have conversations with the staff.

21 And I am looking forward to some more
22 information here in public about what occurred,
23 what didn't occur throughout this process. I know
24 it's been a very difficult negotiation for the
25 staff. Most aspects of it have been very trying to

1 work out, so it was not easy to get this agreement
2 done.

3 But it is -- we do value Floridians. We do
4 want to see Floridians keep their jobs. We do want
5 to see the work stay in Florida, stay with the
6 University of Florida. I don't think anybody up
7 here feels any differently. I don't want to speak
8 for anybody else. But I know that we're here for
9 the people of the State of Florida, and we want to
10 support the people of the State of Florida.

11 So with that, after the Commissioners are all
12 done, we'll hear more from the staff and get some
13 thoughts on what did occur throughout this process
14 as it relates to the lab.

15 COMMISSIONER BROWN: Thank you, Commissioner
16 Drago. Commissioner D'Aquila.

17 COMMISSIONER D'AQUILA: I'm just going to echo
18 the other two Commissioners that your points were
19 discussed. And I'm not going to tie everybody up
20 any longer, but turn it over to staff.

21 COMMISSIONER BROWN: Before we do that, Chair
22 Upton or Commission Repp, would you like to make
23 any comments or we'll go right to staff?

24 COMMISSIONER REPP: I have no comments.

25 CHAIRMAN UPTON: I would like to make a few

1 comments. I've had an opportunity to review the
2 contract. I've also read the opinion from the
3 Fifth Circuit that Dr. Cole referenced. I have
4 grave concerns about the constitutionality if a
5 very well-respected federal appellate judge said
6 that it was blatantly unconstitutional.

7 Having said that, this isn't a judicial body
8 that gets to determine the constitutionality of it.
9 If an aggrieved party were to raise a challenge, I
10 think they would have a very strong likelihood of
11 success.

12 I have a few questions that I'd like to ask
13 Dr. Cole, if I may.

14 COMMISSIONER BROWN: Please.

15 CHAIRMAN UPTON: Dr. Cole, how many people are
16 going to lose their jobs if we proceed like we're
17 talking about?

18 DR. COLE: There are 15 in the laboratory.
19 And to be honest --

20 CHAIRMAN UPTON: Do you have other -- I'm
21 sorry. It's a little hard to carry on a
22 conversation with me being on the phone. Again, I
23 apologize for that.

24 You have other work there that you're doing.
25 But this is the bulk of the revenue that that lab

1 brings in; is that right?

2 DR. COLE: Yes. The contract with the
3 Division is the bulk of the laboratory, sort of
4 pays the bills. And the other work that we take on
5 sort of allows for continuing education, updating
6 equipment, et cetera.

7 I'm not going to deny that a number of those
8 people can get other jobs -- the university is a
9 good environment, the university is hiring -- but
10 not all of them. It's going to be a struggle for
11 some of them.

12 CHAIRMAN UPTON: Right. Now, how do your --
13 because one of the things that I've heard -- and I
14 want to confirm on the record the accuracy of this.

15 How do your services, the charges for them
16 compare to the services of this non-profit that the
17 federal government is insisting that we use?

18 DR. COLE: So it's interesting. There have
19 been discussions that Florida was just way too
20 expensive. But, you know, it's a very small world
21 in the racing world. So all of the laboratory
22 directors know each other. And we're competitors,
23 but we're also friends and colleagues. And so we
24 had sort of backdoor communication knowing that we
25 were all around the same dollar per test.

1 One of the odd things that they did is they
2 had to negotiate a price per sample, which we've
3 never done per se. We've had a maximum sample
4 load, because we think that just brings it down to
5 kind of the lowest common denominator when you're
6 doing that.

7 But, for example, when they chose not to
8 continue negotiations with UF, the samples from UF
9 are now going to Kentucky. That has doubled the
10 Kentucky sample load. And so they are now at sort
11 of the magic number of 300 and something dollars
12 per sample. If they had moved the samples to
13 Florida instead of Kentucky, I would have been at
14 the magic number of 300.

15 So as I've told some people, HISA developed,
16 with HIWU developed a Mercedes-Benz testing
17 program, but they only had funding for a used
18 Corolla. And so the way they made that work was by
19 closing down a couple labs and redistributing those
20 so they could get the value of the volume of
21 testing.

22 CHAIRMAN UPTON: Okay. I appreciate your
23 answers. I did enter this late. But I have tried
24 to get up to speed on this particular issue,
25 because I know it's an important one. I have

1 serious concerns about the constitutionality of
2 HISA. And I look forward to discussing with the
3 other Commissioners really what is our role given
4 all that's out there and what to do.

5 But I am certainly, Dr. Cole, sympathetic to
6 your position.

7 DR. COLE: Thank you. I appreciate your
8 concern.

9 COMMISSIONER BROWN: Thank you, Chair Upton.
10 And we have had hardy discussions as well of the
11 legality and frustration of this implementation of
12 this law at prior Commission meetings. So I also
13 echo the same sentiment that you conveyed.

14 With that, I would just turn it over to our
15 staff, our legal staff to have some further comment
16 about the discussions and maybe our Executive
17 Director.

18 MR. TROMBETTA: Lou Trombetta, Executive
19 Director of the Gaming Commission. If there's
20 anything specific you'd like, I'd be happy to kind
21 of provide it. But I'm going to echo kind of what
22 has already been said here.

23 Nobody wants this situation to happen the way
24 it's happening. We are responding to an external
25 push by the federal government to create more

1 oversight that is, unfortunately, impacting the UF
2 lab in a way that kind of wasn't immediately
3 expected.

4 To Dr. Cole's point, we have had conversations
5 with both Dr. Cole and with HIWU for, you know,
6 months about trying to figure out how to make this
7 work, what to do. But, you know, initially the
8 information wasn't there from HISA and HIWU, you
9 know, about how the drug testing program was going
10 to be implemented.

11 You know, the Act, I think, identified USADA
12 as an organization that HISA was supposed to enter
13 into a contract with. And it gave them, I think, a
14 deadline of July 1 of 2022. And ultimately that
15 fell through.

16 So everybody was then kind of responding,
17 okay, well, what are they going to do now. And
18 eventually they did get this deal done with HIWU.
19 The details about racing labs, from my perspective
20 and from the information that's been available from
21 HISA, has been, you know, sporadic at best.

22 We attend, you know, the Association of Racing
23 Commissioners International. ARCI holds a number
24 of events throughout the year where racing
25 commissions and commissioners and representatives

1 can get together and talk. And, you know, since
2 HIWU's implementation, the question about how the
3 labs were going to work has been something that's
4 been discussed.

5 But the discussions have all really been
6 questions; because there was very little
7 information about what HISA and HIWU was going to
8 do, because this was sort of the last piece of the
9 puzzle that they were putting together.

10 I mean, even until a month or so ago, I was
11 under the impression they were only, I think there
12 was one lab out of Denver that they had a contract
13 with. And there wasn't anything else. And then --

14 COMMISSIONER BROWN: It's crazy.

15 MR. TROMBETTA: -- all these other things kind
16 of fell in line.

17 You know, I've known Dr. Cole for a long time.
18 I have a high opinion of her. I have a high
19 opinion of the work that University of Florida
20 Racing Lab does. And this is not the preferred,
21 you know, exit for them. I think she's right, you
22 know.

23 And we have had these talks with you all that
24 depending on any of these pending court cases --
25 you know, the State of Florida is also in a weird

1 position. Right now HISA only applies to
2 thoroughbred racing.

3 The drug testing rules for quarter horses,
4 Standardbred racing are not preempted by federal
5 law. So right now, and for the near future, no
6 quarter horse or Standardbred permit holders have
7 applied to operate any dates. But they're not
8 prohibited from doing that.

9 So if that happens at some point -- again,
10 ignoring the constitutionality argument, if at some
11 point, you know, two or three years down the road,
12 somebody wants to run quarter horses, we as a
13 Commission are going to have to figure out how to
14 test those samples. And it's not going to be
15 through the structure that HISA has provided or is
16 providing.

17 So, I mean, that's kind of the background.
18 But if you have any questions just from the
19 operational side, I can answer them.

20 COMMISSIONER BROWN: Commissioner D'Aquila.

21 COMMISSIONER D'AQUILA: Yes. Executive
22 Director Trombetta, when approximately did HISA
23 give us an indication that they were going to do
24 the testing in Kentucky?

25 MR. TROMBETTA: I don't know. Sorry. You

1 know, it's not a helpful answer.

2 But the indications that I had from HISA until
3 very recently was that there was going to be a
4 lab -- I forget what the lab is called.

5 Industrial, is that correct? And they were very
6 quiet. According to HISA, they were struggling to
7 come to agreements with labs because of this issue
8 of cost.

9 One thing that's also worth noting for the
10 record is that the contract we have with the
11 University of Florida is not a per sample contract.
12 We have an appropriation. We do a quarterly
13 release. But it's not necessarily based on a per
14 sample basis. And what HISA has tried to do is
15 they've tried to get a per sample cost from all
16 these labs.

17 And it sounds like they, you know, figured out
18 how many starts there were going to be in the
19 country nationally; because that was going to
20 affect the overall bill to all the states and the
21 number of samples that they would be testing at the
22 lab. So they kind of started with the starts, then
23 went to samples, and were trying to come up with
24 the costs.

25 I think they had an idea and then they kind of

1 went around and reached out to the labs and said,
2 hey, can you make this work. I'm making a lot of
3 assumptions here. I don't know any of this
4 firsthand. But to me, that's how it had to have
5 come together.

6 COMMISSIONER BROWN: Commissioner D'Aquila.

7 COMMISSIONER D'AQUILA: May I follow up?
8 Executive Director Trombetta, is it a fair
9 statement that HISA up until the last 30 days of
10 this agreement -- and I believe we are within 20
11 some odd days of the latest date when HISA is to
12 begin, which has been preempted a few times so far.

13 But is it a fair statement that, an indication
14 as to whether they were going to use our lab or
15 not, there was no clear indication up until the
16 last few weeks or last month?

17 MR. TROMBETTA: I'd say that's correct. In
18 general, one of the --

19 COMMISSIONER D'AQUILA: And I'm trying to
20 follow up also to Dr. Cole's comment about, you
21 know, the opportunity and the negotiation process
22 between our Commission and HISA and the challenges
23 and the timelines, because I was having a difficult
24 time discerning the two descriptions.

25 MR. TROMBETTA: So the timeline again -- I

1 might screw up the specifics. But, in general, the
2 implementation of HISA has been delayed in a number
3 of ways. One, there's two programs. It's the
4 Racetrack Safety Program and the drug testing
5 program.

6 There is, again, this July 1st of 2022 initial
7 implementation date that the Racetrack Safety
8 Program was implemented, but the drug testing
9 wasn't. And, again, that's going back almost a
10 year. Then there was, they were trying to get
11 rules through to become effective at the end of
12 March.

13 But the rules for the drug testing program
14 were effective for, I think, four days before a
15 judge found that HISA or the FTC did not file the
16 correct rule-making procedures in providing notice.
17 So now there's a new date, May 22nd.

18 And throughout that time, there's been
19 different rumors about who the drug testing
20 contract was going to be with, if it was going to
21 be with USADA, with some other organization, with
22 ARCI. That wasn't very clear until it was done.

23 From when it was very clear that HIWU was the
24 one that they had the contract with, my impression
25 is that they've been doing different negotiations.

1 They've been negotiating with the states. They've
2 been negotiating with the racing labs. They've
3 been negotiating and talking with the tracks as
4 well.

5 But HISA has been publicly criticized for
6 their transparency and their communication. You
7 know, I think the people at HISA are trying to do
8 the right thing for the industry. I think that
9 they are trying to clean up and protect the animals
10 involved in the sport. But I think the
11 implementation of it has not gone very well in
12 those two areas. They are not transparent and
13 their communication has been difficult.

14 You know, they have people sign NDAs are the
15 rumors. I don't know if Dr. Cole can, you know,
16 talk about that. I'm not necessarily asking her
17 to. But my understanding is that when they were
18 reaching out to people, they were asking people to
19 sign NDAs about the negotiations. So it was very
20 difficult to really get the big picture of what was
21 going on.

22 So, you know, my team, Liz Stinson, Ross
23 Marshman, a lot of the legal team, Joe Dillmore,
24 Glenda, there's been a lot of people that have been
25 very involved and paying attention with the public

1 materials. You know, Joe has been on the phone
2 with Ben at HIWU a lot.

3 Liz has lots of contacts, regular calls.
4 We've been trying to do everything we can to get
5 information ahead of time to make decisions. But,
6 you know, I think, you know, a lot of this is not
7 on my staff.

8 COMMISSIONER D'AQUILA: May I ask one more
9 follow-up? Mr. Trombetta, can you also elaborate
10 just a little bit further on your experience -- I
11 know you traveled throughout the country speaking
12 with Commissioners and Executive Directors at other
13 agencies. Have they had a similar experience with
14 HISA for the most part?

15 MR. TROMBETTA: Yeah. I mean, again, frankly,
16 our relationship with HISA is, I think, one of the
17 better ones in the country; because my staff has
18 done such a good job of trying to communicate with
19 them.

20 But across the country, states are varying in
21 how they're responding to this federal program.
22 Some states have just said, no, we're not doing
23 this; the federal government is not coming in and
24 taking over racing. And the consequence of that is
25 that HISA then, one, the tracks in those states

1 can't conduct intertrack wagering. That's how the
2 law works.

3 So intertrack wagering, handle, and revenue
4 based on intertrack wagering is a huge, it's a huge
5 part of the business for all the racetracks. So,
6 you know, early on I know we had talks about it,
7 very early on about that. But that wasn't in the
8 best interest of the state; you know, that
9 racetracks make a lot of their money from
10 broadcasting the signal and a lot of people wager
11 on that broadcast.

12 So, you know, the hook on HISA is anything
13 that crosses state lines; so this is kind of where
14 they've applied the hook and the penalties. So the
15 way the program works is if you -- HISA, if you opt
16 out and don't let HISA, you know, take over in your
17 state, you cannot send that signal out of state.
18 We didn't think that was in the best interest of
19 the State of Florida.

20 I'm rambling now. Your question was about
21 other states. So other states that have been more
22 motivated to participate, California has opted into
23 the program. So, again, the first decision point
24 in this whole thing was HISA gives the state the
25 bill and then comes to the Commission and says will

1 you opt in to pay this bill.

2 We as a body decided no. Other states,
3 California and I think Pennsylvania -- thank you,
4 Liz -- have opted in, but only two. Most other
5 states that are participating are operating on some
6 type of credit. So the other -- after that first
7 decision point, if it's then you decide no, HISA
8 then sends the state a bill, let's say \$5 million,
9 \$6 million.

10 And we all got a letter. And the letter said,
11 we will give you a credit that you can apply
12 towards this bill in X amount if you conduct these
13 things. It's my understanding at that point the
14 lab fees were not necessarily considered as part of
15 that possible credit. That discussion came up well
16 later.

17 So that initial credit had to do with sampling
18 and like a few other, our investigations and TCO2
19 testing, out of competition testing. It was what
20 activities was the Commission willing to do. And
21 that's the agreement that's in front of you.

22 That's what we're trying to get to is that
23 we've put together a proposed draft of this
24 agreement that will capture and will allow the
25 State of Florida to continue to conduct sampling

1 and get a credit for that sampling to help offset
2 the cost that is otherwise borne by the racetracks
3 in the state.

4 So going back again, states vary all over the
5 place. Some are doing what we're doing where
6 they're trying to capture what they're doing,
7 trying to get as much of a credit as others. Some
8 are opting out and just saying we're not going to
9 have an agreement, we're not going to do anything.
10 And then HISA is just going to give the bill to the
11 racetracks in its entirety. So it really is a
12 range.

13 But the general consensus from State Racing
14 Commissions, from members of the ARCI is that HISA
15 did not, could have taken additional steps is
16 probably the way to better say it to get
17 commissions involved and to be transparent and to
18 be public and to be open with what they're doing.
19 And, you know, frankly, that just didn't happen
20 that much.

21 COMMISSIONER BROWN: Thank you, Mr. Trombetta.
22 Commission D'Aquila, we'll go back to you in a
23 second.

24 This is a bit frustrating, again, because of
25 the lack of transparency, the amount of

1 confidentiality that they want and protections of
2 confidentiality in the agreement. And then, again,
3 the fact that they're now putting our state testing
4 lab in a posture where they have to price it per
5 sample, it's not even -- it's not an even playing
6 ground.

7 And, I guess, the question that I have just
8 looking at the agreement, I guess, because it's not
9 necessarily conditioned to the whole agreement as a
10 whole, we've already decided that we wanted to
11 enter into an agreement for those credits to
12 continue operations in the state.

13 But under Paragraph 13, it talks about the
14 sample testing and how the agency has, you know,
15 the discretion to choose its own lab. It doesn't
16 talk about cost. It doesn't talk about anything to
17 that magnitude. It's pretty bare and gives them
18 full discretion to choose its own agency, i.e.
19 Kentucky.

20 What if we decided to push back on that
21 provision in Section 13, how does that affect the
22 overall agreement as a whole?

23 MR. TROMBETTA: So I'm going to let the
24 general counsel, Ross Marshman, answer specifics
25 about the agreement.

1 But I can tell you, in general, we're in a
2 situation right now where considering HISA and
3 HIWU's position -- they have rules now that are
4 going to be effective May 22nd -- they are, in my
5 opinion, moving forward whether states are on board
6 or not.

7 And they're coming from a place where they're
8 trying to accomplish -- at this point because of
9 all these delays, they realize that people are
10 looking at them and kind of wondering what's going
11 on.

12 So I think the leverage -- you know, I
13 apologize for the term -- but I don't know if we
14 have much leverage at this point, frankly. They're
15 going to implement the drug testing program with or
16 without states, I think, is kind of the mindset
17 that they have.

18 So we're trying to do as much as we can to
19 help benefit the State of Florida as much as we
20 can. But if we keep the agreement that says we
21 want to send them here, frankly, they're going to
22 say, sorry, they're not going there and that's
23 that.

24 The discussion with HIWU on this matter was
25 our budget has been created based on assumptions

1 about where samples are going and how many; and if
2 we try to incorporate the University of Florida at
3 this point, it would mess up our whole budget and
4 we're not doing that. So there's just very little
5 consideration for modifying and changing their
6 implementation at this point.

7 COMMISSIONER BROWN: Yes, Commissioner.

8 COMMISSIONER DRAGO: Can I say something
9 before we turn it over to Mr. Marshman?

10 Director Trombetta, I just have an operational
11 question, I guess. And it was a great historical
12 perspective and review, I guess, of everything and
13 I appreciate that. Because I know since we started
14 a year and a half ago, we were talking about this
15 from day one literally of us on the Commission. So
16 I know a lot of work has gone into this and a lot
17 of thought by everybody.

18 What do we do now if -- you mentioned before
19 that if quarter horses or Standardbred horses start
20 to run, where are we going to get them tested.
21 What about if HISA and HIWU extends again in May
22 and UF has already folded up their tents, they had
23 to lay people off, they had to leave, we won't have
24 anybody.

25 This is not two years away, this is this month

1 or it's ruled unconstitutional tomorrow or
2 whatever. I know you've been thinking about it.
3 So I'm interested to hear your thoughts on what are
4 we going to do.

5 MR. TROMBETTA: So there's a few thoughts.
6 Honestly, it's not a great spot. But we're going
7 to have to -- you know, hearing Dr. Cole just say
8 that the notices are going out this week, you know,
9 kind of cuts into one of our -- one of the options
10 was that if that did happen at the end of May, we
11 thought maybe the UF lab would still be around and
12 we could still kind of make that work.

13 The other option is we'd have to try to
14 procure some other lab service. And, you know, we
15 don't necessarily know where; but we'd have to, you
16 know, follow all the normal rules in Florida law
17 about procurement, which would take some time. But
18 we'd have to look for another source if the UF lab
19 is not operating.

20 COMMISSIONER DRAGO: All right.

21 COMMISSIONER BROWN: Commissioners, do you
22 have any other questions before we turn it over to
23 our legal counsel?

24 Okay. Mr. Marshman.

25 MR. MARSHMAN: Commissioner Brown, I think you

1 had asked about Paragraph 13 of the Anti-Doping
2 Medication Control Program related to the sample
3 testing; is that correct?

4 COMMISSIONER BROWN: That's right.

5 MR. MARSHMAN: Okay. And what was your
6 specific question about that term?

7 COMMISSIONER BROWN: What if we pushed -- this
8 is where we agree that our agency samples will be
9 sent to be analyzed by an entity, a lab selected by
10 the agency, i.e. not the Commission. This is the
11 pivotal provision in the agreement that, basically,
12 relinquishes our authority of sending it to the UF
13 testing lab.

14 I mean, it's a very bare-bones provision. It
15 doesn't really talk about costs even associated
16 with the, you know, the sample testing being sent
17 to the agency's choosing, how that's handled,
18 whether we can discontinue or terminate the
19 agreement before the 120 days notice that's
20 provided at the back of the agreement if we're not
21 satisfied with the way it's being handled by the
22 agency's laboratory. It doesn't have a lot there.

23 What if we push back or continue negotiations
24 past May 22nd with regard to this specific
25 provision and try and bolster it up a little bit

1 more?

2 Again, there hasn't been a lot of transparency
3 about this whole process of HISA/HIWU choosing
4 their own agency up until a couple weeks ago. And
5 this affects Floridians and their lives and their
6 employment and, again, a longstanding 25-year
7 relationship.

8 MR. MARSHMAN: This is the Commission's
9 agreement. I'll advocate for whatever you direct
10 me to advocate for.

11 With that being said, here are some roadblocks
12 I perceive HISA and HIWU presenting to us if I were
13 to go back to them and suggest that they make place
14 for University of Florida Racing Lab in their
15 plans. I don't think they would agree with that at
16 all. And I think that would jeopardize the entire
17 agreement, frankly.

18 Something that wasn't specifically mentioned
19 in Lou's kind of discussion of HISA and HIWU's
20 posture is that they do have contractual
21 arrangements with three other labs. And there are
22 certain guaranteed minimums in those contracts for
23 samples. So that's another roadblock for them.

24 Even if we assume HISA and HIWU are above
25 board and are trying to work with us as much as

1 they can, they would have to break three different
2 contracts to incorporate the University of
3 Florida's sample collection methodology into their
4 overall plan. And that is something that they've
5 repeatedly told us they are unwilling or incapable
6 of doing.

7 Going to the lack of transparency or, let's
8 say, lack of clear planning, tomorrow HISA is going
9 to publish something via the FTC explaining why
10 they're delaying until May 22nd. So that won't
11 even be part of the record until tomorrow.

12 But I've skimmed the draft. And I don't think
13 anything in that language changes HISA and HIWU's
14 position on the sample collection provision. I
15 don't think that there is any appetite on their end
16 to modify that condition.

17 COMMISSIONER BROWN: Commission D'Aquila.

18 COMMISSIONER D'AQUILA: I understand that they
19 have these contracts, which technically have not
20 started yet, correct?

21 MR. MARSHMAN: They started for approximately
22 four or five days and then they were discontinued
23 or paused, I guess.

24 COMMISSIONER D'AQUILA: So in respect to their
25 contracts, where does -- is there any legal

1 position here or in this negotiation where a state,
2 an important one, State of Florida, is losing its
3 most significant lab and will now become dependent
4 upon an out-of-state lab by virtue of, you know,
5 their muscle in this case or their other contract,
6 is there -- this is a little bit of a follow-up, I
7 think, to Commissioner Brown's point.

8 They will not accept -- and I understand, they
9 spent a lot of time negotiating that contract. But
10 we're talking about the entire country here. This
11 is but one state.

12 Are you telling me that they will not accept
13 adding one more lab, which will also maybe
14 considerably save shipping costs and so forth; but
15 for the reasons earlier stated, just have the
16 ability here in the Southern part of the country to
17 have that ability and that lab. And they're a new
18 agency. I mean, has this lab ever handled this
19 volume before and so forth.

20 Are there grounds for testing this? I mean,
21 they seem to have the right to change their start
22 date quite often. But, yet, I can't walk before I
23 run with regard to an important service such as the
24 health of our horses here in the State of Florida.
25 I find it almost one-sided.

1 And I'm having a difficult -- I've had a
2 difficult time digesting this the entire process,
3 not to mention the fact that the most frequent
4 acronym I've heard for the last two years is HISA.
5 I mean, am I off track on this? I'd like your
6 comment on that, please.

7 MR. MARSHMAN: So just to state the obvious, I
8 am neither the Executive Director of HISA nor of
9 HIWU. But I can convey, at least, what they've
10 told us repeatedly, especially HIWU; which is
11 everything that you just outlined as a concern,
12 they have considered it and are moving on.

13 COMMISSIONER D'AQUILA: Okay.

14 MR. TROMBETTA: Can I try to add and try to
15 help general counsel here?

16 Yeah. Essentially, you know, their opinion
17 and their side is this federal law has passed, it
18 is the law, and they have a duty to implement it.
19 If states want to participate, great. If not,
20 they're going to implement it anyway. That's kind
21 of the mindset at this point.

22 MR. MARSHMAN: And, again, neither one of us
23 can speak with absolute authority on their
24 position. But I can tell you, that is what they
25 have told us repeatedly before; you know, last

1 week, last week, the month before that, the month
2 before that.

3 I mean, that has been the consistent drumbeat.
4 And there is the preemption language in the law.
5 So they're leveraged, to use Director Trombetta's
6 phrase, so long as the law is still constitutional,
7 it's still there.

8 And, Commissioner Drago, your point about what
9 if this is suspended in the future and the
10 University of Florida Racing Lab is no longer here,
11 that's been my concern kind of drafting this as
12 well. I can't allay some of the concerns for the
13 other breeds of horseracing. That's not something
14 that can just be flipped on like a switch.

15 The next time any of those permit holders
16 would have an opportunity to notify us in advance
17 of them running those live performances would be in
18 the normal license application window, which is in
19 late fall. So they would start applying then and
20 then we would start considering their applications,
21 just like we finished in March of this year. We
22 issued all those licenses, right.

23 So they can't just flip the switch for the
24 other types of horseracing. We would have some
25 advance knowledge on that. But your concern is

1 still valid if thoroughbred racing was under the
2 HISA regime, HISA then gets paused or killed
3 forever, then that would be a concern.

4 COMMISSIONER BROWN: Going back to Dr. Cole's
5 remarks about the credits that we are treating the
6 employees at the racetrack and HIWU's disagreement,
7 I guess, with treating the lab the same, can you
8 just expound upon that a little bit more why we
9 can't treat the lab similarly as we are giving
10 credits to the staff?

11 MR. MARSHMAN: So we have sample collection
12 personnel that work for the State of Florida in the
13 Division of Pari-Mutuel Wagering. That's been kind
14 of the longstanding testing arrangement. Then you
15 have the University of Florida testing lab; which
16 has been, as far as I know, the sole provider of at
17 least the initial testing for samples that are
18 collected.

19 The Commission and the State, we can control
20 only what we can control. And what we can control
21 is the Commission employees, the Division
22 employees. We can control by offering
23 reimbursement or credit the sampling process.
24 That's something that we can offer to them. And
25 it's, frankly, something they need, unless they

1 plan on building their program in the state
2 separate and apart from us.

3 As we've been discussing, however, to HIWU and
4 HISA, they have valued our sample collection
5 personnel greater than the University of Florida
6 Racing Lab. And, again, to hear them say it, it's
7 because of cost per sample, whatever, their
8 contractual arrangements. They have everything
9 coming down to their dollars and cents.

10 And our sample collection personnel, however,
11 is something that we can't offer them and generate
12 either a credit for the sample collection and then
13 have a reimbursement to us when we do certain
14 investigations connected to the Anti-Doping
15 Medication Control Program and, to a lesser extent,
16 the Racetrack Safety Program.

17 COMMISSIONER BROWN: It is frustrating. It's
18 a little disingenuous, just because it seems that
19 they had selected the lab without disclosing it to
20 all of the states and then backed in and put the
21 labs, the state labs in a posture to come up with a
22 formula that they have not previously done to get
23 to a number that they were envisioning.

24 If we don't have an agreement by May 22nd,
25 what effect does that have? Because there are some

1 provisions, additional provisions that I'd love to
2 see pushed back a little bit in favor of the State
3 a little bit. What if we do not have a solidified
4 agreement by May 22?

5 MR. MARSHMAN: It depends, which is very
6 lawyerly to say. But I'll explain. If we signal
7 to them that we ultimately will enter into some
8 agreement with them, then I imagine that they would
9 want some sort of temporary guarantee, let's say,
10 that our sample collection personnel would continue
11 to collect samples on their behalf.

12 If, however, we draw our line in the sand at
13 any one of these conditions and say unless you can
14 agree to this term, we're not entering into an
15 agreement, then they will have to create their own
16 sample collection team. And I don't know if our
17 employees would remain employed, because there
18 would be no work to do.

19 MR. TROMBETTA: Sorry. If I can just add, I'm
20 going to ask Liz to come up and just give an
21 example of Arizona, what's happening in Arizona;
22 because I think it's related to sort of the answer
23 to that question.

24 COMMISSIONER BROWN: Thank you. Could you
25 just state your name for the record?

1 MS. STINSON: Sure. Elizabeth Stinson. I
2 learned on an ARCI call recently that the State of
3 Arizona originally had decided that they did not
4 want to opt in to have an agreement with HISA and
5 HIWU. And HISA and HIWU said, okay, fine.

6 And they started down the path of implementing
7 their own process; started hiring people, started
8 figuring out how they were going to get samples,
9 that sort of thing. And then there was a change in
10 the leadership in Arizona, and they decided that
11 they wanted to at that point enter into an
12 agreement with HISA and HIWU.

13 At that point HISA and HIWU said we appreciate
14 the offer; but remember when you said no, we're not
15 interested, we've already invested all of this time
16 and energy into putting together our own program
17 using our resources; so thank you, but we're going
18 to be controlling it from here on out.

19 So, basically, if we opt in, we will have the
20 ability to opt out at some point, if we so choose.
21 But if we opt out, it appears that that's it and we
22 would no longer have control over the testing barn
23 and that sort of thing.

24 So it was an illuminating piece of information
25 for us to learn; and it has affected our stance and

1 posture, because we don't want to lose those
2 resources.

3 COMMISSIONER BROWN: Going back to that word
4 leverage that Executive Director Trombetta said, it
5 seems very limited.

6 MR. TROMBETTA: Yeah. I mean, I think I asked
7 Liz to share that, because I think it's the kind of
8 situation that -- again, trying to explain -- you
9 know, I spent a lot of time trying to think through
10 their kind of perspective, their lens.

11 And they have a little bit of pie on their
12 face; you know, some maybe deservedly, some not,
13 just in how this program has been rolled out. And
14 they're at the point now where they want to have
15 results at the end of May.

16 So I think it -- you know, there's little, the
17 temperature right now is that there's just little
18 kind of negotiating room. I think they're kind of
19 tired of trying to do that and have all these
20 different things. You know, there are so many
21 states that all have different laws that, you know,
22 I think they're at the point now where they have to
23 implement this program and they're going to do it.

24 You know, states that have been working with
25 them -- right now we've been working with them kind

1 of from the start. As Mr. Marshman just said, they
2 through this whole contracting process, even at the
3 end of March when those first set of rules were
4 going to go into place, they knew they were -- we
5 had calls, you know, several days in a row right
6 before that rule went into effect.

7 Because they wanted to make sure that Florida
8 was going to be able to race and make sure the
9 animals were tested and that samples were taken,
10 you know, at the flip of the switch, essentially.
11 And we kind of scrambled to make it happen. And
12 then there was a ruling that then went back to
13 State law rules.

14 And now I think they're -- to me, this is kind
15 of their last -- they're looking at May 22nd as
16 like, okay, this is it, we're done kind of playing
17 games. So, you know, I think that there's little
18 flexibility at this point in renegotiating some of
19 the terms in that contract, and I don't if it's
20 really in the best interest of us at this point.

21 COMMISSIONER BROWN: Thank you. Chair Upton,
22 do you have any comments or questions?

23 CHAIRMAN UPTON: I do have a question
24 whether -- and this is for the general counsel.
25 The confidentiality provisions that are in the

1 draft contract, do those comply with our public
2 records law?

3 COMMISSIONER BROWN: We've all asked that
4 question.

5 CHAIRMAN UPTON: Okay. Well, what's the
6 answer?

7 MR. MARSHMAN: The answer is, no, they do not.
8 However, the full answer is that the Horseracing
9 Integrity and Safety Act includes preemption
10 language for regulations that are promulgated by
11 the FTC on behalf of HISA and HIWU that occupy the
12 same field as State law or State regulation.

13 So, no, these do not comply with Chapter 119.
14 However, the Horseracing Integrity and Safety Act,
15 by way of the regulations promulgated by the FTC on
16 behalf of HISA, have preempted those provisions of
17 Chapter 119.

18 I will note too, as I did in the past, that
19 before and after this agreement, or before and
20 after the adoption of HISA and the introduction of
21 HIWU, to a Floridian wondering what the test
22 results were of a particular horse of a particular
23 race at a particular time, to that person's
24 perspective, it will be the same.

25 In Chapter 550 there are confidentiality

1 provisions for open investigations and any ongoing
2 cases that involve testing. So to a member of the
3 public at a racetrack, before and after HISA and
4 HIWU are taking over or trying to take over,
5 they're not going to know any different.

6 The members of the public would not have
7 access to those testing results. Under Florida law
8 and under this proposed agreement, they would not
9 have access to those results pursuant to this
10 agreement either.

11 CHAIRMAN UPTON: That was the only question I
12 had. Thank you.

13 COMMISSIONER BROWN: Thank you. Any further
14 question before we allow -- if there are any other
15 speakers here. Any other questions before we get
16 into the agreement?

17 All right. I know we only had two cards. But
18 if there's anybody in the audience that would like
19 to speak on this item, irrespective of not filling
20 out a comment card, you are welcome to speak before
21 we get -- Dr. Cole, yeah, come on up. No problem.

22 DR. COLE: So I did hear from HIWU last week.
23 One of the things I will say is not all of the
24 contracts are in place, although they may say that.
25 I do know that they have not been signed. They

1 said, oh, it would cost the industrial lab a
2 million dollars; but, gee, they'd still be in
3 business.

4 And ultimately there was a budget deficit of
5 \$200,000 due to this offset. So I do wonder if the
6 contract was made and the renegotiations since -- I
7 don't recall any of the tracks being sort of -- if
8 they had earlier supported this type of an
9 agreement, they could have said, gosh, we could
10 have gotten an offset.

11 I don't recall hearing from them, so maybe
12 it's not important to them. So if a contract could
13 be made to solve the problem of the deficit for the
14 HISA, maybe they would consider. The difficulty
15 is, of course, the timing.

16 COMMISSIONER BROWN: Thank you, Dr. Cole. Any
17 other questions?

18 Okay. Commissioners, we're going to get into
19 the actual agreement that's been kind of
20 renegotiated by Mr. Marshman and his staff. We can
21 go section by section, if you'd like, or you could
22 just pull out some items that you either want
23 clarification on or additional suggestions.

24 And I'll just note, I'm going to hold off,
25 because I do have about six items I'd like to have

1 them look at. So I'll just defer to you all first
2 before going into them.

3 Commissioner D'Aquila.

4 COMMISSIONER D'AQUILA: Yes. I have a
5 question for counsel, Mr. Marshman.

6 Can you comment on the removal of 15 and 16,
7 Additional Testing, and how that came about,
8 please, just for my own understanding.

9 MR. MARSHMAN: So to HISA and HIWU, those
10 additional testing provisions were not what we were
11 trying to capture. If the state wants additional
12 testing for an animal, that's allowed. And those
13 are allowed under the HIWU regulations, for ease of
14 reference.

15 What they were trying to capture here was a
16 different type of testing that we were not
17 interested in anyway. So nothing prevents the
18 State of Florida from asking for additional testing
19 within the type that HISA and HIWU have provided
20 for in their regulations. So we just couldn't come
21 to an agreement on what exactly they thought
22 additional testing meant in this paragraph.

23 But their regulations, they are correct, those
24 do provide for additional testing. So we don't
25 have to incorporate that into an agreement. We

1 have provisions in the regulations for the State to
2 seek additional testing.

3 COMMISSIONER D'AQUILA: Thank you for that
4 clarification. May I ask another?

5 COMMISSIONER BROWN: Yes, please. You've got
6 the floor.

7 COMMISSIONER D'AQUILA: With regard to 18, we
8 had previously asked that the actions that HISA may
9 conduct, if they hold the Commission harmless. I
10 notice that was removed. Is that a hard request by
11 them?

12 COMMISSIONER BROWN: I had the same question.

13 COMMISSIONER D'AQUILA: I'm specifically -- I
14 think I have it right with 18, but maybe not.

15 COMMISSIONER BROWN: 18(b).

16 COMMISSIONER D'AQUILA: 18(b). Thank you,
17 Commissioner Brown. But I noticed that something
18 we had requested from a prior Commission meeting,
19 whereby the Commission or you all being held
20 harmless, that that was removed.

21 Can you explain why that was?

22 MR. MARSHMAN: So they see the latter
23 provision for indemnification to cover the type of
24 indemnification that I was describing earlier that
25 the Commission had asked me to do. So I'm

1 referring to what is now Paragraph Number --

2 COMMISSIONER BROWN: 20.

3 MR. MARSHMAN: I believe it's actually
4 Number 21. Well, in my draft it starts with
5 Indemnification. And this is in the Anti-Doping
6 Medication Control Program section.

7 COMMISSIONER D'AQUILA: Okay. Understood.
8 Unrelated general question. I noticed that this
9 went from being called a voluntary implementation
10 agreement to a mutual cooperation agreement.

11 As one of the non-attorney members of the
12 Commission, could you help me understand that line?

13 MR. MARSHMAN: The nomenclature change was
14 based on some feedback we had received from the
15 last meeting to change the tenor of the agreement.
16 And this is one of the provisions that they had
17 agreed to change.

18 COMMISSIONER D'AQUILA: Okay.

19 COMMISSIONER BROWN: Commission Drago.

20 COMMISSIONER DRAGO: Yes. One question I have
21 on Number 17, the Information Sharing. I know
22 we've had a lot of discussions about that. And
23 Chair Upton brought up the Chapter 19 issues and so
24 forth.

25 Can you explain that information sharing

1 there? Because it just seems to me to be a little
2 bit vague in terms of -- I know we had a lot of
3 discussions about when they would reveal positive
4 tests and when they wouldn't and all that type of
5 thing.

6 Explain that section to me, if you would, in
7 terms of what are they obligated to disclose to us
8 and when. I know it says something to the effect
9 of as soon as possible.

10 MR. MARSHMAN: On a timely basis.

11 COMMISSIONER DRAGO: On a timely basis, yes.

12 MR. MARSHMAN: So this is going into another
13 main component of the agreement aside from
14 sampling, which is what sort of information will we
15 be getting as a Commission related to the testing
16 and the sample collection.

17 What this provision is saying is we will get
18 access to testing results earlier than we would
19 otherwise if we would not become an interested
20 party. There's that phrase again we talked ad
21 nauseam about last meeting.

22 That's really what this section is is
23 codifying what that interested party means, which
24 is on a timely basis they agree to share with us
25 information related to their testing and their

1 sample collection -- well, it's not the sample
2 collection -- the testing rather. And, again, this
3 goes back to what we gain by being an interested
4 party and what we wouldn't have otherwise.

5 What we gain by this is actually having
6 information about these tests. And going back to
7 the example, if there's four horses in a race, we
8 get three negative test results back whether we
9 agree to this agreement or not. So we're going to
10 find out about the negative.

11 If we become an interested party, we're going
12 to find out what's going on with that fourth horse.
13 It may have been a positive, they may have
14 requested a split, there may be other things going
15 on with that sample. If we agree to become an
16 interested party, we're going to know what's going
17 on with that fourth horse.

18 If we do not agree to become an interested
19 party, we're going to be in the same situation as
20 anyone in the public; which is we don't know what's
21 going on with that horse until HISA, really HIWU
22 decides to make that information public, most
23 likely by way of a suspension order or some sort
24 of, their equivalent of administrative complaint or
25 something like that to begin the formal discipline

1 process against the trainer or owner of that horse.

2 So going back to the specific language, this
3 information sharing language is codifying that they
4 will provide us with information that would
5 otherwise not be available to us unless we became
6 an interested party and more specifically unless we
7 agree to their confidentiality provisions.

8 COMMISSIONER DRAGO: It just seems so vague to
9 me. I mean, it doesn't say that they're going to
10 give us, disclose the positive samples as soon as
11 they get them or anything like that. It doesn't
12 even say that they will disclose positive. They
13 just say that they will provide the agency on a
14 timely basis with any information, documentation.
15 It sounds like whatever they feel like revealing at
16 the time.

17 Am I just thinking too much into this, or is
18 there a better way to close this up to hold their
19 feet to the fire? Because we had so many
20 discussions about the fact that, oh, if you don't
21 agree to this, we're not going to give you any
22 information. So it almost sounds like they're
23 still kind of hemming and hawing about what they
24 want to give us.

25 MR. MARSHMAN: If I can confer with my

1 colleague first.

2 COMMISSIONER DRAGO: Sure. Please.

3 MR. MARSHMAN: Miss Valentine made a good
4 point, which is the regulations themselves account
5 for when notification is provided. So we would be
6 notified along when the racetrack or the covered
7 person was also notified that there was something
8 going on either with their own horse in the case of
9 a trainer or an owner or the racetrack if there was
10 a horse at that track.

11 So this agreement doesn't specifically spell
12 that out, because those are provided for in the
13 regulations. If you'd like it to be made clear
14 that we're specifically incorporating the language
15 from the regulations, we can.

16 But if we're looking for a specific date
17 certain, within X days of the samples or things
18 like that, they previously told us they were not
19 agreeing to do that. And they have not agreed to
20 do that with any other state's agreement that I've
21 had the opportunity to review.

22 COMMISSIONER DRAGO: I just think -- well, we
23 may just be able to incorporate it in the
24 regulations and that might be enough. I don't
25 know. I haven't seen those. But it just seems

1 kind of vague the way it's written here. If we can
2 do something to tighten it up, I would feel better.

3 I don't know about the other Commissioners, if
4 they feel the same way or not. But I would feel
5 better, because this information sharing and
6 transparency is an important issue. I think the
7 tighter we can make it, the better from my
8 perspective.

9 COMMISSIONER BROWN: I would agree. I think
10 that's also part of the reason why we switched it
11 from voluntary implementation, which really --
12 well, not really. This isn't really that
13 voluntary.

14 I mean, for the benefit and the livelihood of
15 our employees in the racetracks, we are having to
16 enter into this agreement. So the spirit of it is
17 that they're going to cooperate and share
18 information as are we. And I think mutual
19 cooperation would convey that. So with it being
20 vague, I would support it being more specific.

21 Do you have other?

22 COMMISSIONER DRAGO: No, I'm done. That's it.
23 Thank you.

24 COMMISSIONER BROWN: Chair Upton or
25 Commissioner Repp, any additional thoughts or

1 comments on the substance of the document?

2 COMMISSIONER REPP: I have no comments.

3 CHAIRMAN UPTON: No, thank you.

4 COMMISSIONER BROWN: Okay. If you don't mind,
5 I'm just going to go really briefly into the
6 sections regarding -- we were talking about using
7 our best efforts at the last meeting.

8 Rather than ensuring racetrack meets their
9 requirements and standards, under Provision 6,
10 Emergency Warning Systems, again, it puts the onus
11 on the Commission to ensure that the racetrack
12 maintains the approved emergency warning system. I
13 think it is in our best interest to use the word,
14 to insert the words "to use" after "to", the word
15 "to", to use its best efforts to ensure that the
16 racetrack maintains.

17 And that's similar to the language in
18 Paragraph 7 and 8, which states that the Commission
19 agrees to encourage racetracks to administer tests
20 or Section 8 regarding training opportunities.
21 Commission agrees to provide reasonable notice.

22 I think the strong language of requiring the
23 Commission to ensure puts a very steep burden on
24 us. And that's found in Section 6, as well as in
25 Section 9 regarding jockey drug and alcohol

1 testing, as well as, again, in the Concussion
2 Management Section, Paragraph 10.

3 Again, it's just inserting the language to use
4 our best efforts. If we don't insert that
5 language, then we are equally liable as the
6 racetrack is that they did not comply with those
7 requirements.

8 MR. MARSHMAN: We have previously discussed
9 that, us and HISA. They were resistant it to the
10 first time. I can discuss it with them again.

11 COMMISSIONER BROWN: I would just note in
12 similarity Paragraphs 7 and 8, which are much less
13 stringent. I think this is a very big burden for
14 us; because what would be our liability if the
15 racetrack does fail those three different
16 provisions to comply with that, those words. I
17 don't know what would happen to us.

18 Are we liable for additional penalties other
19 than a termination. It does say in the back, if
20 they terminate it, they can remove credits. And it
21 doesn't even talk about the methodology of removing
22 credits that go to the racetracks.

23 So that's part of the reason why I would look
24 a little bit closer. I would push further. If
25 Commissioners have any comments on that.

1 Another area on Paragraph 9. It goes back to
2 Information Sharing. I'm just going to cite
3 Paragraph 9, which is the Direction and Control of
4 State Investigative Personnel. And in my draft,
5 it's 17 is Information Sharing.

6 So I'm just going to start with 17, which says
7 that the Commission agrees that it will provide the
8 agency on a timely basis, you know, with
9 information, documentation it receives relating to
10 the violations of the ADMC Program.

11 But then going to Section 9, it does limit how
12 the Commission agrees that it will not be involved
13 in any decision-making in connection with agency
14 investigations. It goes on to state, including but
15 not limited to instructing or directing the State
16 investigative personnel on which covered purses
17 and/or covered horses should be investigated
18 regarding potential violations that fall under the
19 jurisdiction of the language.

20 I think we have to -- it looks like it's a
21 little bit conflating our requirements here.
22 They're saying that we should provide them
23 information, documentation; but then it's saying we
24 can't get involved with instructing or directing
25 them with violations of the Act.

1 So I would either -- I would suggest just
2 including language, something about notwithstanding
3 the obligations of the Commission under Paragraph
4 17 or something to that effect. Because it does
5 provide -- it's a little confusing. We're supposed
6 to be providing them anything that we observe, but
7 then we can't provide them any instructions.

8 And new Commissioners, I'm sorry. My previous
9 background is contract attorney. So I get really
10 excited about contracts. So sorry. I want to make
11 sure they're nice and buckled if we're going to
12 married to this private/public entity.

13 MR. MARSHMAN: So just to make sure, the
14 concern really is Paragraph 18(a), which is the
15 Commission agreeing to provide the agency with
16 certain information and then how that may or may
17 not work as well as it could with the previous
18 paragraph describing the limitations on us
19 controlling their investigations; is that fair to
20 say?

21 COMMISSIONER BROWN: Yeah. And I'm sorry. I
22 have it on 17. My draft is the redline version.
23 I'm operating off that. But, yeah, you've nailed
24 that.

25 MR. MARSHMAN: Okay.

1 COMMISSIONER BROWN: It does limit our
2 interaction with them at the racetrack on
3 investigations, but then it requires us to share
4 everything.

5 And then I had the same language about the --
6 I would push a little bit further back on the
7 indemnification language too that was deleted, as
8 Commissioner D'Aquila mentioned.

9 We talked a little bit about the reduction of
10 testing credits. I know the prior version was
11 940,000. And this one reduced it to 742. I forget
12 why.

13 MR. MARSHMAN: This isn't something that we've
14 discussed, I don't think, in public yet; because
15 this was something new from them since the last
16 time we've met.

17 So as we may recall, in December of 2022, the
18 State of Florida received correspondence from HISA
19 outlining what it thought its best estimate was for
20 credit that the State could generate, either the
21 State Racing Commission could generate or the
22 racetracks themselves could generate.

23 And it has to do with the different types of
24 sampling and testing. The sampling that the State
25 will be doing for the post race sampling only would

1 generate \$742,000 of credit. The racetracks, on
2 the other hand, will be able to generate credit, as
3 Dr. Benson explained earlier, by performing the
4 TCO2 testing, out of competition testing, and I'm
5 not sure if she mentioned claims horse testing or
6 not.

7 But that's another opportunity for the
8 racetracks to generate credit for themselves to
9 reduce the overall bill they owe HISA. So this
10 number here is what HISA estimates is the portion
11 of the credit that the State Commission, us, can
12 generate.

13 COMMISSIONER BROWN: Thank you all for being
14 patient in the audience too on this issue that's so
15 important to us.

16 During our workshop last week, I think it was
17 Mr. Powell spoke about legislation potentially
18 providing credits or covering cost to the
19 racetrack. Does that in any way impact this
20 agreement whatsoever --

21 MR. MARSHMAN: No.

22 COMMISSIONER BROWN: -- under this section?

23 MR. MARSHMAN: It would -- I think it's fair
24 to say it would decrease the out-of-pocket expenses
25 for the racetrack, because they're going to

1 generate a tax credit for something that they would
2 otherwise have to -- well, they're going to have to
3 be paying HISA and that reflects as a credit, at
4 least in the latest draft I've seen.

5 I'm not sure if that bill has actually been
6 passed through both houses yet and then it's for
7 the Governor's signature or not. So I can't state
8 with specifics. But that's the goal. That's the
9 hope. But it will not impact the specific terms.

10 COMMISSIONER BROWN: Thank you. Under General
11 Provisions -- I'm almost done, I promise. Under
12 General Provisions, 1(b), about being terminated
13 with 60 days, the agreement, of course, you know,
14 provides either party can terminate with 120 days.
15 But it lets the agency provide a 60-day termination
16 notice.

17 If we fail, in their opinion, to comply with
18 the requirements of this agreement, there's no
19 curing period anywhere provided, anywhere. There's
20 no curing at all. And typically in an agreement
21 like this, if there is a default provision, there
22 should be some type of curing.

23 The reason why this is so important is it
24 further talks about the reduction of credits
25 further on under 1(d). And it's very unilateral.

1 It doesn't specify the amount, the reasons for
2 reducing credit, annotating documentation of what
3 the reduction of those credits would be for, how
4 much they are for.

5 So I think that needs to be really cleaned up.
6 That impacts the racetracks significantly. Because
7 if this agreement is terminated in their sole
8 opinion because they deem us to fail to comply,
9 that will impact the track and our employees as
10 well.

11 MR. MARSHMAN: Again, this is your agreement.
12 I will go back and advocate accordingly. However,
13 they have struck those provisions once already,
14 almost twice at this point. So no other state has
15 those provisions in there for the chance to cure.

16 You can see where I had incorporated that
17 after feedback from the last meeting, and then they
18 struck it again and we had a conversation about
19 that. So I can again go back and express to them
20 how important this is for the Commission and see
21 where that gets us.

22 COMMISSIONER BROWN: What about the reduction
23 of credits too under Paragraph 1(d) towards the end
24 of the agreement? It's on a pro rata -- state
25 testing credits will be reduced on a pro rata

1 basis. It doesn't -- what's pro rata in their
2 opinion?

3 And then the same thing. I think it's on 1(e)
4 as well. Both sections need to document specific
5 reasons and what that pro rata reduction is. What
6 does that mean, pro rata, how are they determining
7 that the credits will be reduced?

8 MR. MARSHMAN: My understanding was that it
9 was the way they've been doing the pro rata
10 calculations so far, which is how many months of
11 their operating calendar year will we be providing
12 a service.

13 So if we default on month 6 out of 12, then we
14 see a 50 percent reduction in the credit that is
15 eligible for the State. That's how it's been
16 handled so far. But if we would like to spell that
17 out differently, I can explore with them specifying
18 in a different way how that's defined.

19 COMMISSIONER BROWN: Commissioners, those are
20 my only comments. I think some of them we should
21 take some note and push back a little bit. But I
22 defer to you all.

23 COMMISSIONER D'AQUILA: I'm okay with the
24 pro rata comment. Commissioner Drago.

25 COMMISSIONER DRAGO: I think we should --

1 COMMISSIONER D'AQUILA: Let me clarify. I
2 understand the pro rata. I interpret it that way.
3 So if we leave that alone, I'm okay with it is what
4 I wanted to say. Go ahead.

5 COMMISSIONER DRAGO: What I was going to say
6 is I think we should look into all the issues that
7 have been brought up by all the Commissioners here
8 and do whatever research we need to do, do whatever
9 further discussions we need to do in order to be
10 able to come to some answers.

11 Because I think everything brought up here is
12 a legitimate question and I don't have the answers.
13 I'm not a lawyer, but I sit next to one. So I
14 think I'm qualified to start talking about
15 contracts here. So from my opinion, I think as a
16 Commission that we should ask that all these issues
17 are discussed and that we get some response to them
18 one way or another.

19 I know time constraints are a killer right
20 now. Again, we're facing UF laying off their
21 people and we don't have an agreement, where do we
22 go, and so forth. But I think that they're all
23 legitimate questions that I'd like to hear the
24 answers to.

25 MR. MARSHMAN: Director Trombetta is chomping

1 at the bit to address you again. So I'll close by
2 saying this is your agreement. I'm your attorney.
3 I'll advocate as zealously as I can to incorporate
4 all the provisions we've discussed today. Just
5 bear in mind that I've been there before with these
6 folks, and we'll see how it goes this time.

7 In terms of timing, Commissioner Drago, the
8 go-live date for the Anti-Doping Medication Control
9 Program is May 22nd, which is 20 days. We could
10 have perhaps a special meeting to address this
11 again. But there is also the option that we were
12 operating on before, which was kind of an informal
13 handshake on our sample collection personnel will
14 collect the samples on behalf of HISA and HIWU.

15 And I think they're comfortable agreeing with
16 that in the future so long as they know that
17 eventually we will enter into some agreement with
18 them. So with that, with your permission, I turn
19 it over to Director Trombetta.

20 COMMISSIONER BROWN: Okay.

21 MR. TROMBETTA: Thank you. And I guess I'd
22 just like to, reminder might be -- big picture,
23 essentially, just looking at the big picture. So
24 this drug testing program is likely to go into
25 effect May 22nd. We've seen in Arizona that

1 there's a limit to how much they're willing to work
2 with states.

3 I think what you've asked Mr. Marshman to do,
4 I don't think there's anything wrong with any of
5 the comments that you've made. I just want to
6 emphasize the fact that we've brought some of these
7 things up to them and been told no, with
8 indemnification particularly and curing. We're
9 happy to do it again.

10 I just want you to be aware that if the answer
11 is no, I just want you to start thinking through
12 the reality of that situation and the idea of, as
13 you just mentioned, that if we want to have this
14 contract done ahead of the implementation date, it
15 will necessitate another meeting, which is fine.
16 But, again, I just want everybody to be on the same
17 page while we're here and can talk about it.

18 COMMISSIONER BROWN: Okay.

19 COMMISSIONER DRAGO: Thank you. Appreciate
20 that.

21 COMMISSIONER BROWN: Thank you. Just one
22 second, Doctor. We are still in our discussion
23 mode.

24 Commissioners, any comments on that? We
25 appreciate our staff continuing to work with them

1 and understand the negotiations and the posture
2 that you're in. I think -- my opinion is this
3 keeps getting pushed further back, and they
4 continue to work with us with good faith as we
5 continue to work with them in good faith.

6 Rather than being rushed to get an agreement
7 in place, I think we continue the negotiations with
8 that understanding that we're moving forward with
9 an agreement. But some of these provisions are
10 really not as big as the curing.

11 I think it will help protect us a little bit
12 better. And I think those should be pushed as
13 well. But I don't think we should be rushed and
14 put in a bind since they continue to push the date
15 back. Those are my thoughts. If anybody
16 disagrees.

17 COMMISSIONER DRAGO: I agree.

18 COMMISSIONER D'AQUILA: I agree.

19 COMMISSIONER BROWN: Well, if it's your
20 inclination, I'd love to have Dr. Cole, out of
21 respect you can give -- come up here. We have not
22 voted yet, by the way. We have not voted or taken
23 formal action.

24 DR. COLE: I truly appreciate your time and
25 consideration on this important issue, obviously,

1 to me and my staff.

2 I guess the one thing I would say throughout
3 as a suggestion would be one of the Commissioners
4 and the Executive Director get a call with Lisa
5 Lazarus, who is the CEO, and Jim Gates, who is
6 their CFO, and say, we'd like to keep our lab open,
7 what would it take to do that.

8 They're going to give you an answer and you
9 may say, well, we can't do that; or they may throw
10 something out that is amenable. But I think that's
11 the only course of action that would be, have at
12 all a hope at this point.

13 COMMISSIONER BROWN: Thank you.

14 DR. COLE: Thank you again.

15 COMMISSIONER BROWN: Thank you very much.
16 Thank you again for coming, and for the additional
17 speaker as well for coming.

18 Any comment? Commissioner D'Aquila.

19 COMMISSIONER D'AQUILA: Dr. Cole, may I ask
20 you a question?

21 DR. COLE: Absolutely.

22 COMMISSIONER D'AQUILA: I think you alluded to
23 this earlier. And it's a follow-up to the point
24 that you just raised.

25 Are you saying that in that instance that your

1 lab is as competitive, both on a monetary and
2 qualitative basis, as what they are proposing?

3 DR. COLE: I think if they are transparent
4 with how they arrived at that, yes, we were -- all
5 of the labs were fairly competitive in their final
6 cost per sample when we were adjusted for sample
7 load, et cetera.

8 COMMISSIONER D'AQUILA: Hypothetical question.
9 If Miss Lazarus or the gentleman that is the CFO
10 says, can they come to this price -- maybe it won't
11 come up -- are you telling me that --

12 DR. COLE: I've told them that I can do the
13 work that they've required for 1.9 million.
14 Originally I said I couldn't do that. We've
15 reevaluated some of the testing methods. They've
16 actually opened up some of the options for how they
17 wanted the samples tested that lowered our cost and
18 what we're able to do.

19 I would also say that we're having a site
20 visit in two weeks from Jamaica Racing Commission.
21 That will be an additional \$200,000. I think
22 that's a really good chance that we'll get that,
23 unless we tell them not to come.

24 And we've also made a very competitive bid to
25 New Mexico for their quarter horses and racing out

1 there -- which, again, is not subject to HISA --
2 all of which will add to the stability and
3 long-term longevity of the laboratory.

4 COMMISSIONER D'AQUILA: So if I may,
5 originally it was they thought that your lab was
6 more expensive.

7 DR. COLE: Well --

8 COMMISSIONER D'AQUILA: They were told that.

9 DR. COLE: Originally we were asking for
10 2.7 million to do the testing that they required,
11 which is much more extensive than what Florida is
12 doing now. Maybe not extensive, it's just very
13 different. And they wanted a 10-day turnaround
14 time, where we have a 20 some odd day turnaround
15 time.

16 And, of course, obviously, in the busy season
17 where we're getting 600 samples a month, that
18 really drove needing to add people. My response to
19 them was yes; but at 2.7 million, I can receive 600
20 samples every month and that drives our costs per
21 sample down to a reasonable number.

22 I know for a fact that Kentucky was a very,
23 very similar situation. The choice was made that
24 the samples would go to Kentucky, which then made
25 that approximately 3 million sample, 10,000 samples

1 per month all in the same ballpark.

2 Does that make sense?

3 COMMISSIONER D'AQUILA: So I think you've
4 answered my question. If I understand correctly,
5 the answer is yes, you are as competitive, if not
6 more competitive, than the lab in Kentucky on both
7 comparing apples and apples as far as the
8 extensiveness of the test and the price per sample.

9 DR. COLE: Yes.

10 COMMISSIONER D'AQUILA: That was my question.
11 Thank you so much.

12 DR. COLE: Thank you.

13 COMMISSIONER BROWN: Thank you. All right.
14 If there are no other comments or questions by the
15 Commissioners, can I please get a motion to have
16 staff continue the negotiations on the HISA/HIWU
17 agreement based on our discussion here today?

18 COMMISSIONER DRAGO: So moved.

19 COMMISSIONER D'AQUILA: I will second.

20 COMMISSIONER BROWN: All those in favor,
21 please signify by saying "aye". Aye.

22 COMMISSIONER D'AQUILA: Aye.

23 COMMISSIONER DRAGO: Aye.

24 COMMISSIONER REPP: Aye.

25 COMMISSIONER BROWN: Opposed.

1 CHAIRMAN UPTON: Aye.

2 COMMISSIONER BROWN: Thank you. Chair, we
3 heard you. And that motion passes. If we do need
4 to conduct a special meeting before there is an
5 agreement in place, I'm sure we're all amenable.

6 Okay. Thank you all for participating. We're
7 going to move through these agenda items. We're
8 going back to Item 2, Discussion of Final Orders.
9 2.1.

10 Miss Alvarado, this is your show right now.

11 MS. ALVARADO: This is Emily Alvarado. Item
12 2.1 is Motyk Anthony Scott versus FGCC in Case
13 Number 2022-024620. This came before the informal
14 hearing officer on February 27th, and a recommended
15 order was issued on April 28th, 2023.

16 The recommended order is asking to deny
17 Mr. Scott's card room employee occupational
18 license. A Notice of Intent to Deny was issued on
19 September 16th, 2022. This was based on the
20 applicant's felony offenses, which included several
21 burglary, theft charges ranging from 2011 to 2014.

22 Prior to the hearing, the applicant provided
23 16 witness letters. He also had six witnesses at
24 the informal hearing. And after the hearing, the
25 Division recommended denying his card room employee

1 occupational license, and the hearing officer also
2 recommended denying the card room license.

3 COMMISSIONER BROWN: Thank you. Appreciate
4 the character witnesses and all of the information
5 that the applicant applied. But I would agree.
6 And I think that we should adopt the hearing
7 officer's recommendation based on the extensive
8 list of offenses and crimes involved.

9 If the Commissioners agree, can we get a
10 motion to that effect?

11 COMMISSIONER DRAGO: So moved.

12 COMMISSIONER D'AQUILA: I will second the
13 motion.

14 COMMISSIONER BROWN: All those in favor say
15 "aye". Aye.

16 COMMISSIONER D'AQUILA: Aye.

17 COMMISSIONER DRAGO: Aye.

18 COMMISSIONER REPP: Aye.

19 CHAIRMAN UPTON: Aye.

20 COMMISSIONER BROWN: Opposed. All right. The
21 motion passes unanimously. On to Item 2.2.

22 MS. ALVARADO: This is FGCC versus Edgar David
23 Diaz in Case Number 2022-040422. This came before
24 the informal hearing officer on February 27th,
25 2023.

1 It was regarding a three-count administrative
2 complaint alleging that Respondent was convicted of
3 a felony. He failed to inform the Commission of
4 this felony within 48 hours and failed to inform
5 the Division of his arrest five days following the
6 arrest. This Respondent was convicted on July
7 12th, 2022 of aggravated battery upon a pregnant
8 victim.

9 Therefore, the Division asked that the hearing
10 officer recommend revoking the Respondent's card
11 room occupational license, and the hearing officer
12 recommended revoking the card room employee
13 occupational license as well.

14 COMMISSIONER BROWN: Thank you, Miss Alvarado.

15 Commissioners, any questions on this? The
16 offense is pretty onerous. And I understand the
17 applicant was 18 when he applied. He had no
18 knowledge that he had to report the crime within 48
19 hours.

20 I think this is something we may be working on
21 on our forms, maybe reemphasizing the requirement
22 to inform the Commission of any crime on their
23 form. And we may explore that a little bit further
24 in the future.

25 This applicant, would he be prohibited from

1 reapplying in the future?

2 MS. ALVARADO: No, he could reapply.

3 COMMISSIONER BROWN: Okay. Commissioners, if
4 there's no questions, can we get a motion to
5 approve the hearing officer's recommended order?

6 COMMISSIONER DRAGO: So moved.

7 COMMISSIONER BROWN: Is there a second?

8 COMMISSIONER D'AQUILA: I will second.

9 COMMISSIONER BROWN: Any discussion? All
10 those in favor say "aye". Aye.

11 COMMISSIONER D'AQUILA: Aye.

12 COMMISSIONER DRAGO: Aye.

13 COMMISSIONER REPP: Aye.

14 CHAIRMAN UPTON: Aye.

15 COMMISSIONER BROWN: Opposed. Okay. Moving
16 on to 2.3.

17 MS. ALVARADO: This is FGCC versus Cynthia
18 Fernandes in Case Number 2022-052835. This came
19 before the informal hearing officer on February
20 27th, 2023 regarding a two-county administrative
21 complaint alleging the Respondent was convicted of
22 a felony and failed to inform the Commission of the
23 felony within 48 hours.

24 Respondent was convicted October 6th, 2022 of
25 possession of a controlled substance with intent to

1 distribute. The Division had recommended revoking
2 the Respondent's license, but the hearing officer
3 here actually recommended a probationary period
4 until October of 2027, which is when her criminal
5 probation ends as well.

6 COMMISSIONER BROWN: Thank you.
7 Commissioners, do you have questions? This is an
8 interesting one.

9 COMMISSIONER DRAGO: It is, yeah. I guess the
10 obvious question is why the difference in decisions
11 on this one, I guess, between the hearing officer
12 and the Division. What was different about this
13 one, I guess?

14 MS. ALVARADO: I can't speak for the hearing
15 officer. I can say that I spoke with the director
16 after. I did address what was presented at the
17 hearing. And he still was under the understanding
18 that he would like to revoke the license. The
19 hearing officer made a different suggestion, but
20 I'm not sure exactly why she did.

21 COMMISSIONER BROWN: If it's not conventional
22 or unconventional, is the hearing officer, she's
23 not allowed to speak at --

24 MR. MARSHMAN: This is Ross Marshman, for the
25 record. No, the hearing officer can't address the

1 panel in this way at this time. I think her
2 thoughts are best encapsulated by the recommended
3 order.

4 COMMISSIONER BROWN: I think so too. Thank
5 you. This is the first time we've had this type of
6 scenario. So appreciate that clarification. I
7 thought she was pretty articulate in her rationale,
8 especially since the employer, Best Bet, quoted,
9 "She's one of the most reliable employees, high
10 level of compliance."

11 And Section 550.105, Subsection 5(c) of the
12 Florida Statutes really talks about showing good
13 moral character, being rehabilitated. It's not a
14 crime related to PMW. It's not a capital offense.
15 I think the hearing officer articulated her reasons
16 for deviating from the overall in allowing her to
17 have her license is sufficient for me. So I would
18 agree with her.

19 COMMISSIONER DRAGO: Just one comment, I
20 guess, is the fact that -- we've ruled up here many
21 times on people who committed felonies. And the
22 main reason many of us felt that the license should
23 be denied was because they failed to disclose it in
24 the 48 hours.

25 So I don't really know why this is any

1 different than the other ones. We can look at the
2 crime itself, which is a serious crime. But in
3 addition to that, it was failure to disclose --

4 MS. ALVARADO: I can speak to that.

5 COMMISSIONER DRAGO: -- which has kind of been
6 the nail in the coffin in many cases.

7 MS. ALVARADO: She did disclose the arrest
8 when she applied for her license. But at that
9 point she wasn't convicted. And then she did
10 contact us after the conviction, but it was past
11 the 48 hours. I believe it was one day past the 48
12 hours. So she was aware that she had to do that.
13 But by the time she got the paperwork, it was
14 already a day past the 48 hours.

15 COMMISSIONER DRAGO: I see.

16 COMMISSIONER D'AQUILA: Question.

17 COMMISSIONER BROWN: Commissioner D'Aquila.

18 COMMISSIONER D'AQUILA: She did disclose the
19 arrest?

20 MS. ALVARADO: The arrest originally, yes.
21 But she was granted a license and then convicted
22 following.

23 COMMISSIONER D'AQUILA: The conviction
24 followed the arrest?

25 MS. ALVARADO: Right.

1 COMMISSIONER BROWN: There's additional
2 extenuating factors here. I mean, she paid her
3 fine, restitution. She's done over half of her
4 community service hours. There's just a lot of
5 evidence that this character is, really did not
6 intend to violate the provision of the requirement.

7 COMMISSIONER D'AQUILA: I've read through
8 everything also. I don't see any priors of any
9 sort.

10 MS. ALVARADO: No, there was no priors.

11 COMMISSIONER D'AQUILA: Also, my understanding
12 is that this individual was in the food service
13 area of the Best Bet --

14 MS. ALVARADO: Yes.

15 COMMISSIONER D'AQUILA: -- Casino, if my
16 memory serves correct.

17 I'm prepared to make a motion to follow the
18 hearing officer's recommendation.

19 COMMISSIONER BROWN: Is there a second? Can
20 we get a second?

21 CHAIRMAN UPTON: I will second it.

22 COMMISSIONER BROWN: Thank you, Chair. And I
23 support the motion too. All those in favor signify
24 by saying "aye". Aye.

25 CHAIRMAN UPTON: Aye.

1 COMMISSIONER D'AQUILA: Aye.

2 COMMISSIONER DRAGO: Aye.

3 COMMISSIONER REPP: Aye.

4 COMMISSIONER BROWN: It passes unanimously.

5 Thank you. Thank you for the work on this.

6 Appreciate it. I know that some thought went into
7 this too and time.

8 We're going to move swiftly through Items 3.
9 These are Discussion of Consent Orders. We'll
10 start with 3.1 and see if we can move swiftly.

11 MS. ALVARADO: This is FGCC versus Melbourne
12 Greyhound Park in Case Number 2022-043151. This
13 case was a one-count administrative complaint
14 alleging that Respondent failed to have a working
15 device that audibly signaled when the count room
16 door was open.

17 They have no priors. In this case, the
18 consent order is for \$250. Therefore, the Division
19 would ask that the Commission adopt the consent
20 order in this case.

21 COMMISSIONER BROWN: Thank you. If there are
22 no questions, can we get a motion to approve the
23 consent order?

24 COMMISSIONER DRAGO: Motion to approve.

25 COMMISSIONER BROWN: Is there a second?

1 COMMISSIONER D'AQUILA: I will make a second.

2 COMMISSIONER BROWN: All those in favor say
3 "aye". Aye.

4 COMMISSIONER D'AQUILA: Aye.

5 COMMISSIONER DRAGO: Aye.

6 COMMISSIONER REPP: Aye.

7 CHAIRMAN UPTON: Aye.

8 COMMISSIONER BROWN: Opposed. So it passes
9 unanimously. 3.2, please.

10 MS. ALVARADO: This is FGCC versus Sarasota
11 Kennel Club in Case Number 2022-055132. This was a
12 one-count administrative complaint alleging that
13 Respondent failed to suspend play in a card room
14 and placed a sign indicating that the card room was
15 closed.

16 They have no prior violations of this rule.
17 And the Division has a signed consent order with a
18 fine of \$1,000. Therefore, the Division would ask
19 the Commission to adopt the settlement final
20 consent order in this case.

21 COMMISSIONER BROWN: Are there any questions
22 on this item? If not, can we get a motion to
23 approve the consent order?

24 COMMISSIONER D'AQUILA: I would like to make a
25 motion to approve the consent order.

1 COMMISSIONER BROWN: Is there a second?

2 COMMISSIONER DRAGO: Second.

3 COMMISSIONER BROWN: Any discussion? All
4 those in favor say "aye." Aye.

5 COMMISSIONER D'AQUILA: Aye.

6 COMMISSIONER DRAGO: Aye.

7 COMMISSIONER REPP: Aye.

8 CHAIRMAN UPTON: Aye.

9 COMMISSIONER BROWN: Opposed. It passes
10 unanimously. 3.3, please.

11 MR. MARSHMAN: This is FGCC versus Washington
12 County Kennel Club in Case Number 2023-000965.

13 This case was a one-count administrative complaint
14 alleging the Respondent was providing a designated
15 player game that was not approved by the Division
16 Director prior to allowing this game.

17 Respondent has no prior violations of this
18 rule. There is a signed consent order for \$250.
19 Therefore, the Division would ask the Commission to
20 adopt this consent order.

21 COMMISSIONER BROWN: Are there any questions
22 on this item?

23 COMMISSIONER D'AQUILA: I have a question.

24 COMMISSIONER BROWN: Commissioner D'Aquila.

25 COMMISSIONER D'AQUILA: This is an entirely

1 different game that is not approved?

2 MS. ALVARADO: Right. The description seemed
3 like it was similar to almost like a roulette, but
4 it wasn't approved prior. The specifics of the
5 game had different rules and a different name.

6 COMMISSIONER D'AQUILA: So what is our usual
7 -- where do they go about just introducing a game
8 that is new? We've authorized certain games in
9 advance or the permits indicate such.

10 This game just came up from them, they
11 introduced an entirely new game that has not
12 previously been approved by the Commission,
13 correct?

14 MS. ALVARADO: Yes. I think either the
15 Director or the Executive Director can probably
16 answer that better than I can.

17 COMMISSIONER D'AQUILA: Please.

18 COMMISSIONER BROWN: Mr. Dillmore.

19 MR. DILLMORE: Good afternoon. Joe Dillmore,
20 for the record.

21 So the games then with the designated player
22 games recently went in the statute. And the only,
23 to kind of keep a kind of bubble around the types
24 of games that were being played, designated player
25 games were those that were listed in their

1 applications going to a specific the year. I think
2 it was 2021.

3 So that's kind of the universe of designated
4 player games we look at. And they are authorized
5 to play those games in a similar manner. So the
6 name of the game could be different. But the big
7 thing is that the game is played in a similar
8 manner as those identified in their application.

9 Washington County Kennel Club in this -- and
10 it's different from their other poker games; which
11 are kind of, they can do new games as long as
12 they're not played in a designated player manner
13 with new types of games. But these have to go in
14 that.

15 So our inspector was on site, saw that they
16 had a velvet out playing this designated player
17 game that was not on the list of their approved
18 games and applications in that prior year, or
19 notified games, I should say. And as that, they
20 reported an open investigation and recommended a
21 fine.

22 COMMISSIONER D'AQUILA: The reason I raise the
23 question, this strikes me as something more serious
24 than a folded card or some of the other violations
25 we typically see. And I believe it is \$250 is what

1 was recommended?

2 MS. ALVARADO: Yes.

3 COMMISSIONER D'AQUILA: I'm going to default
4 to my other Commissioners, but I don't believe that
5 is sufficient. I might ask you to go back on that.
6 This strikes me as something different than your
7 common mistake for the reasons you just stated and
8 what's listed in the statute. But I'm going to
9 default to my other Commissioners.

10 COMMISSIONER BROWN: Mr. Dillmore, does this
11 -- I don't recall us having dealt with -- have we
12 dealt with a consent order of this nature
13 previously?

14 MR. DILLMORE: We have not, to my
15 recollection. This is a first regarding this type
16 of violation.

17 COMMISSIONER BROWN: Do you have additional
18 thoughts based on Commissioner D'Aquila's comments?

19 MR. DILLMORE: We can go back and certainly
20 look. I thought the question was more about how
21 the game operated or how they get into the card
22 room. But we can certainly go back and talk to
23 them about a different fine.

24 COMMISSIONER D'AQUILA: The spirit of the
25 statute is they have to get the games approved,

1 right? No? Am I misunderstanding it? The
2 specific games, there's poker, there's --

3 MR. DILLMORE: The types of games are
4 authorized, but not they're preapproved by --

5 COMMISSIONER D'AQUILA: Types of games.

6 MR. DILLMORE: Types of games.

7 COMMISSIONER D'AQUILA: This is a different
8 type of game?

9 MR. DILLMORE: It's a designated player game
10 that is not on that list that was on their
11 applications in fiscal year 2021.

12 COMMISSIONER D'AQUILA: In your experience, if
13 I'm running a card room and I decide -- I
14 understand with the tables. But if I'm going to
15 now start offering different types of designated
16 player games, is it typical that our applicants ask
17 us about that?

18 MR. DILLMORE: Again, I think this is the
19 first time we've come across this incident. So
20 this is kind of unique since that law went into
21 effect two years ago.

22 COMMISSIONER BROWN: Commissioner, I
23 appreciate you inquiring further about it as well.
24 And I don't know if we have the appropriate number
25 really of a fine and a significance of the

1 violation. So, I mean, I'm also at a loss here.

2 MR. DILLMORE: And to be fair, like once our
3 investigator notified them and questioned them, you
4 know, they pulled the velvet off, shut the game off
5 immediately, and did all the immediate things they
6 needed to do to shut the game down that was in
7 question.

8 COMMISSIONER D'AQUILA: It seems to me a
9 different type of, for lack of a better term, a
10 violation of the statute. I might ask executive
11 staff to go back and reconsider the penalty on
12 this, because I think the message being sent with
13 the \$250 might not be a good measure as to what's
14 transpired.

15 Because this is the first time, I think I'm
16 more concerned about other variations of games that
17 might be coming. Because just logically I would
18 think I might want it run that by my regulator, at
19 least make a phone call, right. I don't think we
20 got a phone call in advance --

21 MS. ALVARADO: Not on the record, no.

22 COMMISSIONER D'AQUILA: -- on this. We work
23 together. And the statute is fair. And if it's
24 vague, I think if I were operating a card room, if
25 there was anything vague and the regulators were

1 mine, I might just make a phone call. And I know
2 Mr. Trombetta is very knowledgeable on these games,
3 as well as you, Mr. Dillmore.

4 COMMISSIONER BROWN: Commissioners, if you
5 don't have any comments or questions, let's just
6 defer this item and have staff go back and explore,
7 investigate a little further, and come back with a
8 recommendation later. Sound good?

9 COMMISSIONER D'AQUILA: Works for me.

10 COMMISSIONER BROWN: We will move on to 3.4.

11 MS. ALVARADO: This is FGCC versus Tampa Bay
12 Downs in Case Number 2023-001300. This case was an
13 administrative complaint alleging that Respondent
14 allowed an employee that was not on the authorized
15 list for their surveillance room to observe the
16 count.

17 They do have one prior violation in this case,
18 and it was a \$250 fine for the prior. This one
19 they sent a signed consent order for \$500. So the
20 Division would ask that the Commission enter an
21 order adopting this consent order.

22 COMMISSIONER BROWN: Commissioners, any
23 questions on this item? If not, can we get a
24 motion to approve the consent order?

25 COMMISSIONER DRAGO: So moved.

1 COMMISSIONER D'AQUILA: I'll second.

2 COMMISSIONER BROWN: All those in favor say
3 "aye". Aye.

4 COMMISSIONER D'AQUILA: Aye.

5 COMMISSIONER DRAGO: Aye.

6 COMMISSIONER REPP: Aye.

7 CHAIRMAN UPTON: Aye.

8 COMMISSIONER BROWN: Thank you. It passes
9 unanimously. Next, 3.5.

10 MS. ALVARADO: This is FGCC versus Tampa Bay
11 Downs in Case Number 2023-001314. This was a
12 two-count administrative complaint alleging that
13 Respondent failed to comply with their internal
14 controls two different ways, first by not putting a
15 closing slip in the tray when the table was closed,
16 and they failed to leave a plastic notecard when
17 removing chips from the cage.

18 They have no prior violations of these
19 internal controls. I did a settlement final
20 consent order for a \$500 fine per count, so \$1,000
21 total. So the Division would ask the Commission
22 enter an order adopting this consent order.

23 COMMISSIONER BROWN: Thank you. If there are
24 no questions, can we get a motion to approve the
25 consent order?

1 COMMISSIONER D'AQUILA: Motion to approve the
2 consent order.

3 COMMISSIONER BROWN: Is there a second?

4 COMMISSIONER DRAGO: Second.

5 COMMISSIONER BROWN: All those in favor say
6 "aye". Aye.

7 COMMISSIONER D'AQUILA: Aye.

8 COMMISSIONER DRAGO: Aye.

9 COMMISSIONER REPP: Aye.

10 CHAIRMAN UPTON: Aye.

11 COMMISSIONER BROWN: Thank you. 3.6. You
12 know what, is there a way that we can combine 3.6,
13 3.7, and 3.8, which all involved a \$1,000 fine and
14 returning the purse?

15 MS. ALVARADO: Sure. 3.6 is FGCC versus
16 Gerald Samuel Bennett in 2023-009295. Here there
17 was a one-count complaint for an overage of
18 Methocarbamol.

19 There was a \$1,000 fine and return of purse,
20 and the owner has already sent in the signed
21 consent order that he will return the purse to
22 Tampa Bay Downs.

23 3.7 is Ramon Edgardo Minguet in Cases
24 2023-009301 and 2023-009304. This was two
25 different cases of two different drugs. It was

1 Hydroxylidocaine and Phenylbutazone.

2 For the Hydroxylidocaine it was a Class B, so
3 that is a \$500 fine and a 15-day suspension and
4 return of purse; and Phenylbutazone over the
5 amount, it was 5, which requires a \$1,000 penalty
6 and return of purse as well.

7 This is their first offense as well. And they
8 sent in -- the owner sent in a signed page that he
9 will return the purse to the facility as well.

10 And then Item 3.8 is FGCC versus Diley Anthony
11 Dakin in Case Number 2023-013155. This was a
12 Dexamethasone overage, which is a Class C drug. It
13 requires a \$1,000 penalty and return of purse. And
14 they also sent in -- the owners will make sure that
15 they will return the purse to Gulfstream Park.

16 Therefore, the Division asks that we adopt the
17 consent order for Items 3.6 to 3.8.

18 COMMISSIONER BROWN: Very good, Miss Alvarado.
19 You did very good on all of those in pronouncing
20 those drugs as well.

21 If there are any questions on any of those
22 items, 3.6, 3.7, 3.8. If not, can we get a motion
23 to approve all those item consent orders?

24 COMMISSIONER DRAGO: Make a motion to approve
25 all three items.

1 COMMISSIONER D'AQUILA: I second the motion on
2 all three items.

3 COMMISSIONER BROWN: Any discussion? Seeing
4 none, all those in favor say "aye". Aye.

5 COMMISSIONER D'AQUILA: Aye.

6 COMMISSIONER DRAGO: Aye.

7 COMMISSIONER REPP: Aye.

8 CHAIRMAN UPTON: Aye.

9 COMMISSIONER BROWN: Thank you. That motion
10 passes. 3.9, last one under 3.

11 MS. ALVARADO: FGCC versus Nestor Alfredo
12 Cascallares in Case Number 2023-015414. This is a
13 Phenylbutazone overage. It was under the 5, it was
14 between 2 and 5 milligrams.

15 So the ARCI guidelines require a written
16 warning to a maximum fine to a consent order with a
17 written warning. Therefore, the Division would ask
18 that we adopt the consent order for Item 3.9.

19 COMMISSIONER BROWN: Thank you. If there are
20 no questions, can we get a motion to approve the
21 consent order with a written warning?

22 COMMISSIONER D'AQUILA: Can you just clarify
23 again why the written warning versus a fine? It
24 was within a range, if I heard you?

25 MS. ALVARADO: Right.

1 COMMISSIONER D'AQUILA: I just misunderstood.

2 MS. ALVARADO: If it's between 2 and 5 -- I
3 think it's micrograms actually. I said milligrams.

4 COMMISSIONER D'AQUILA: Right.

5 MS. ALVARADO: It's a written warning to a
6 \$500 fine in the ARCI guidelines. If it's over 7,
7 it's a Class 5, Class C, which is return of purse
8 and a \$1,000 fine.

9 COMMISSIONER D'AQUILA: Okay. I understand.
10 Thank you for the clarification.

11 COMMISSIONER BROWN: Any questions? If not,
12 can we get a motion to approve the consent order?

13 COMMISSIONER D'AQUILA: I'd like to make a
14 motion to approve the consent order.

15 COMMISSIONER BROWN: Is there a second?

16 COMMISSIONER DRAGO: Second.

17 COMMISSIONER BROWN: All those in favor say
18 "aye". Aye.

19 COMMISSIONER D'AQUILA: Aye.

20 COMMISSIONER DRAGO: Aye.

21 COMMISSIONER REPP: Aye.

22 CHAIRMAN UPTON: Aye.

23 COMMISSIONER BROWN: The motion passes. We're
24 almost at the two-hour mark. I just want to check
25 with our court reporter to see if he wants a quick

1 break. If not, we're going to motor through for a
2 little bit longer.

3 Okay. We're moving on to Item 4, Discussion
4 of Default Final Orders.

5 MS. ALVARADO: Item 4.1 is FGCC versus Cormier
6 Rocco in Case Number 2020-001631. This was a
7 one-count administrative complaint excluding
8 Respondent from all pari-mutuels for stealing \$25
9 in poker chips.

10 This case was originally opened on March 11th
11 of 2020. The Division attempted service, but they
12 were unsuccessful at that time. We dismissed the
13 case with the intent to reopen if we found a new
14 address.

15 On July 13th of 2022, we found a new address
16 and an amended AC was filed in this case. The
17 Division attempted service again by USPS certified
18 mail on two occasions. They then attempted hand
19 service and were unable to achieve service that
20 way.

21 The Division then requested that a notice be
22 placed in the Villages Daily Sun News in Villages,
23 Florida, which is the news in the area of his last
24 known address. It was published on four
25 consecutive weeks and he had until April 7th to

1 respond. He failed to respond.

2 Therefore, the Division would ask that the
3 Commission enter an order finding that Respondent
4 was properly given notice of the administrative
5 complaint; that they failed to respond by the
6 stated deadline; that the facts in the
7 administrative complaint are accepted as the facts
8 in this case; and concluding that Respondent be
9 added to the permanent exclusion list for all
10 pari-mutuel facilities.

11 COMMISSIONER BROWN: Thank you. Does he also
12 have an occupational license?

13 MS. ALVARADO: He does. Typically it would be
14 a two-count complaint where we would try to revoke
15 his license. When I amended this complaint
16 originally, he did not have an active license. But
17 I checked recently and he does. However, he would
18 be excluded from all pari-mutuels.

19 I'm happy to go back and amend the complaint
20 again. But at this time I didn't do a two-count.

21 COMMISSIONER BROWN: Because the next item
22 we're going to have, we're going to see the
23 revocation of the license, similar exclusion,
24 similar facts too.

25 MS. ALVARADO: Yes.

1 COMMISSIONER BROWN: Are you going to come
2 back potentially?

3 MS. ALVARADO: I can open a new case to revoke
4 the license as well, yes.

5 COMMISSIONER BROWN: I would just --

6 MS. ALVARADO: At this point I can't,
7 because --

8 COMMISSIONER BROWN: Just for consistency
9 purposes, if this would be something, which I think
10 it would, to revoke a license or suspend a license
11 potentially for stealing chips, I think that would
12 be something for us to consider with a new case. I
13 don't know if revocation is, if that's the process
14 that we've had in the past, of a license or
15 suspension.

16 MS. ALVARADO: Typically it's revocation, if
17 they're excluded and they steal or do something
18 that they're terminated from a property.

19 COMMISSIONER BROWN: Okay. Well, I would
20 support that too.

21 Commissioners, any thoughts? If not, could we
22 get a motion to approve at least this order?

23 COMMISSIONER D'AQUILA: I'll make a motion to
24 approve this order.

25 COMMISSIONER BROWN: Is there a second?

1 COMMISSIONER DRAGO: Second.

2 COMMISSIONER BROWN: Any discussion? All
3 those in favor say "aye". Aye.

4 COMMISSIONER D'AQUILA: Aye.

5 COMMISSIONER DRAGO: Aye.

6 COMMISSIONER REPP: Aye.

7 CHAIRMAN UPTON: Aye.

8 COMMISSIONER BROWN: All right. 4.2, please.

9 MS. ALVARADO: This is FGCC versus Somphone
10 Pon Manivong in Case Number 2022-007916. This was
11 a two-count administrative complaint alleging the
12 Respondent was terminated and excluded from
13 Sarasota Kennel Club for stealing \$35 in poker
14 chips.

15 The Division attempted service by USPS mail
16 and hand service and neither were successful. They
17 requested that a notice be placed in the Pinellas
18 County, Florida Business Observer. And it was
19 published on four consecutive weeks, and they were
20 given until March 31st to respond. Respondent
21 failed to respond.

22 Therefore, the Division would ask the
23 Commission to enter an order finding that
24 Respondent was given notice of the administrative
25 complaint; they failed to respond by the stated

1 deadline; that the facts in the administrative
2 complaint are accepted as the facts in this case;
3 and concluding that Respondent shall be added to
4 the permanent exclusion list for all pari-mutuels
5 and revoking his card room employee occupational
6 license.

7 COMMISSIONER BROWN: What a shame. Thank you.
8 Is there any discussion or questions? Can I get a
9 motion to approve the recommended order?

10 COMMISSIONER D'AQUILA: I'd like to make a
11 motion to approve the recommended order.

12 COMMISSIONER BROWN: Is there a second?

13 COMMISSIONER DRAGO: Second.

14 COMMISSIONER BROWN: All those in favor say
15 "aye". Aye.

16 COMMISSIONER D'AQUILA: Aye.

17 COMMISSIONER DRAGO: Aye.

18 COMMISSIONER REPP: Aye.

19 CHAIRMAN UPTON: Aye.

20 COMMISSIONER BROWN: Thank you. Motion
21 passes. 4.3, please.

22 MS. ALVARADO: 4.3 is FGCC versus Omar Alvarez
23 Cala in Case Number 2022-024885. This was a
24 one-count administrative complaint alleging that
25 Respondent was excluded from Casino Miami for

1 manipulating a slot machine roulette wheel.

2 The Division attempted service by USPS and
3 hand service and were unsuccessful. They then
4 requested that notice be placed in the Miami-Dade
5 County Daily Business Review. It was published on
6 four consecutive weeks, and they were given a
7 deadline of April 7th to respond and he never
8 responded.

9 Therefore, the Division would ask the
10 Commission to enter an order finding that
11 Respondent was properly given notice of the
12 administrative complaint; they failed to respond by
13 the stated deadline; that the facts in the
14 administrative complaint are accepted as the facts
15 in this case; and concluding that Respondent is
16 added to the permanent exclusion list for all
17 pari-mutuel and slot machine facilities.

18 COMMISSIONER BROWN: Thank you. And I know
19 you're taking the lion's share of a lot of these
20 order right now with Mark being gone. And the next
21 item is very similar and on a similar date, and I
22 just want to thank you for bringing it for us. I
23 know there was a little bit of lag getting this to
24 us, but I support it.

25 Are there any questions?

1 COMMISSIONER DRAGO: No.

2 COMMISSIONER BROWN: Can we get a motion to
3 approve the recommended order?

4 COMMISSIONER DRAGO: I make a motion to
5 approve the staff recommendation.

6 COMMISSIONER D'AQUILA: Second.

7 COMMISSIONER BROWN: Any discussion. All
8 those in favor say "aye". Aye.

9 COMMISSIONER D'AQUILA: Aye.

10 COMMISSIONER DRAGO: Aye.

11 COMMISSIONER REPP: Aye.

12 CHAIRMAN UPTON: Aye.

13 COMMISSIONER BROWN: Thank you. 4.4, please.

14 MS. ALVARADO: This is FGCC versus Lazaro
15 Pablo Hernandez-Valdes in Case Number 2022-024908.
16 This case was similar to the last. It's an
17 exclusion from Casino Miami for manipulating a slot
18 machine roulette wheel.

19 We tried USPS and hand service and were
20 unsuccessful. It was published in the Miami-Dade
21 County Daily Business Review on four consecutive
22 weeks. Respondent was given a deadline of
23 April 7th to respond and he never responded.

24 Therefore, the Division asks the Commission to
25 enter an order finding that Respondent was given

1 notice of the administrative complaint; he failed
2 to respond by the stated deadline; that the facts
3 in the AC are accepted as the facts in this case;
4 and concluding that he will be added to the
5 permanent exclusion list for all pari-mutuels and
6 slot machine facilities.

7 COMMISSIONER BROWN: Thank you. If there are
8 no questions, could we get a motion to approve the
9 final order, default final order?

10 COMMISSIONER DRAGO: So moved.

11 COMMISSIONER D'AQUILA: Second.

12 COMMISSIONER BROWN: Any discussion? All
13 those in favor say "aye". Aye.

14 COMMISSIONER D'AQUILA: Aye.

15 COMMISSIONER DRAGO: Aye.

16 COMMISSIONER REPP: Aye.

17 CHAIRMAN UPTON: Aye.

18 COMMISSIONER BROWN: Thank you. 4.5, please.

19 MS. ALVARADO: This is FGCC versus Eduardo
20 Azpurua in Case Number 2022-030016. This was a
21 one-count administrative complaint seeking to
22 suspend Respondent's pari-mutuel wagering
23 professional individual occupational license due to
24 an outstanding debt related to horseracing in the
25 State of Florida.

1 We attempted service by USPS mail and hand
2 service and were unsuccessful. The Division
3 requested that notice be placed with the Miami-Dade
4 County Daily Business Review. It was published on
5 four consecutive weeks, and they were given a
6 deadline of April 7th to respond.

7 Therefore, the Division would ask that the
8 Commission enter an order finding that Respondent
9 was properly given notice; that they did not
10 respond by the stated deadline; that the facts in
11 the administrative complaint are accepted as the
12 facts in this case; and that Respondent's
13 pari-mutuel wagering professional individual
14 occupational license is suspended until the
15 Commission receives confirmation that the payment
16 has been satisfied in this case.

17 COMMISSIONER BROWN: Thank you. Makes sense.
18 Any questions? If not, could I get a motion to
19 approve the final order?

20 COMMISSIONER D'AQUILA: Motion to approve the
21 final order as stated.

22 COMMISSIONER DRAGO: Second.

23 COMMISSIONER BROWN: Any discussion? All
24 those in favor say "aye". Aye.

25 COMMISSIONER D'AQUILA: Aye.

1 COMMISSIONER DRAGO: Aye.

2 COMMISSIONER REPP: Aye.

3 CHAIRMAN UPTON: Aye.

4 COMMISSIONER BROWN: Thank you. Can we please
5 take up 4.6 and 4.7 since it's the same date of the
6 drug transaction and the transaction.

7 MS. ALVARADO: Yes. FGCC versus Ryan Charles
8 Calvin in Case Number 2022-040813 and FGCC versus
9 Lonnit Edwards Cave, which is 2022-041261. Both of
10 these were one-count administrative complaints
11 seeking to exclude the Respondent based on an
12 exclusion from the Casino at Dania Beach for
13 conducting a drug transaction on the casino floor.

14 In both cases, we attempted USPS and hand
15 service and they were unsuccessful. The Division
16 requested that notice be placed with the Miami-Dade
17 County Daily Business Review. It was published on
18 four consecutive weeks, and they were given until
19 April 7th to respond to the notice. Both
20 Respondents did not respond.

21 Therefore, the Division would ask to enter an
22 order in both 4.6 and 4.7 finding that Respondent
23 was properly served or properly given notice of the
24 administrative complaint; that they failed to
25 respond by the stated date; that the factual

1 allegations in the administrative complaint are
2 accepted as the finding of facts in this case; and
3 concluding that both Respondents will be added to
4 the permanent exclusion list for all pari-mutuel
5 and slot machine facilities.

6 COMMISSIONER BROWN: Thank you. Can we get a
7 motion to approve the final order on 4.6 and 4.7?

8 COMMISSIONER D'AQUILA: I'll make a motion to
9 approve both 4.6 and 4.7 as stipulated.

10 COMMISSIONER BROWN: Thank you. Is there a
11 second?

12 COMMISSIONER DRAGO: Second.

13 COMMISSIONER BROWN: All those in favor say
14 "aye". Aye.

15 COMMISSIONER D'AQUILA: Aye.

16 COMMISSIONER DRAGO: Aye.

17 COMMISSIONER REPP: Aye.

18 CHAIRMAN UPTON: Aye.

19 COMMISSIONER BROWN: Opposed. Both items
20 pass.

21 We are going to move through the rest of these
22 and then take a break before we get to Item 5, just
23 to give everyone a heads-up. Item 4.8, please.

24 MS. ALVARADO: FGCC versus Jonathan Ferber in
25 Case Number 2022-043586. This was a one-count

1 administrative complaint alleging that Respondent
2 was excluded from Magic City Casino for engaging in
3 a fight with another patron.

4 We attempted service by USPS certified mail
5 and hand service, but we were unsuccessful. We
6 requested that notice be placed in the Miami-Dade
7 County Daily Business Review. It was published on
8 four consecutive weeks. Respondent was given until
9 April 7th to respond.

10 Therefore, the Division would ask that the
11 Commission enter an order finding that Respondent
12 was properly given notice of the administrative
13 complaint; that they failed to respond by the
14 stated date; that the factual allegations in the
15 administrative complaint are accepted as the
16 finding of facts in this case; and concluding that
17 Respondent will be added to the permanent exclusion
18 list for all pari-mutuel and slot machine
19 facilities.

20 COMMISSIONER BROWN: Thank you. If there are
21 no questions, can we get a motion to approve the
22 recommended order?

23 COMMISSIONER DRAGO: So moved.

24 COMMISSIONER BROWN: Second.

25 COMMISSIONER D'AQUILA: Second.

1 COMMISSIONER BROWN: Any discussion? All
2 those in favor say "aye". Aye.

3 COMMISSIONER D'AQUILA: Aye.

4 COMMISSIONER DRAGO: Aye.

5 COMMISSIONER REPP: Aye.

6 CHAIRMAN UPTON: Aye.

7 COMMISSIONER BROWN: We are moving on. 4.9.

8 MS. ALVARADO: This is FGCC versus Joel Orozco
9 Rodriguez in Case Number 2022-047909. This was a
10 one-count administrative complaint alleging that
11 Respondent was excluded from Magic City Casino on
12 September 17th, 2022 for switching cards and
13 cheating with another patron.

14 The Division attempted service by USPS
15 certified mail and by hand service and were
16 unsuccessful. There was a notice placed in the
17 Miami-Dade County Daily Business Review. It was
18 published on four consecutive weeks, and Respondent
19 was given until April 7th to respond. He did not
20 respond.

21 Therefore, the Division would ask the
22 Commission enter an order finding that Respondent
23 was given proper notice; that the Respondent failed
24 to respond by the stated date; that the facts in
25 the administrative complaint are the finding of

1 facts in this case; and concluding that Respondent
2 will be added to the permanent exclusion list for
3 all pari-mutuel and slot machine facilities.

4 COMMISSIONER BROWN: Thank you. If there are
5 no questions, can we get a motion to approve the
6 recommended order on 4.9?

7 COMMISSIONER D'AQUILA: Motion to approve the
8 recommended order on 4.9.

9 COMMISSIONER BROWN: And a second, please.

10 COMMISSIONER DRAGO: Second.

11 COMMISSIONER BROWN: Any discussion? All
12 those in favor say "aye". Aye.

13 COMMISSIONER D'AQUILA: Aye.

14 COMMISSIONER DRAGO: Aye.

15 COMMISSIONER REPP: Aye.

16 CHAIRMAN UPTON: Aye.

17 COMMISSIONER BROWN: Motion passes. Moving on
18 to 4.10.

19 MS. ALVARADO: This is FGCC versus Nagib
20 Cardozo in Case Number 2023-005131. This was a
21 one-count administrative complaint alleging that
22 Respondent was excluded from Big Easy Casino for
23 cheating at a poker table. You were also provided
24 the USPS tracking and the USPS delivery
25 confirmation. Respondent failed to respond.

1 Therefore, the Division would ask that the
2 Commission enter an order finding that Respondent
3 was properly served; he failed to respond within 21
4 days; that the facts in this administrative
5 complaint are accepted as the facts in this case;
6 and that he is added to the permanent exclusion
7 list for all pari-mutuel facilities and slot
8 machine facilities.

9 COMMISSIONER BROWN: Thank you.

10 Commissioners, are there any questions on this?

11 This is the designated player, Mr. Cardozo.
12 He does not have an occupational license.

13 MS. ALVARADO: No.

14 COMMISSIONER BROWN: That's very interesting.

15 Commissioners, if you don't have any
16 questions, can we get a motion to approve the
17 recommended order?

18 COMMISSIONER DRAGO: I make a motion to
19 approve.

20 COMMISSIONER D'AQUILA: I second.

21 COMMISSIONER BROWN: Any discussion? All
22 those in favor say "aye". Aye.

23 COMMISSIONER D'AQUILA: Aye.

24 COMMISSIONER DRAGO: Aye.

25 COMMISSIONER REPP: Aye.

1 CHAIRMAN UPTON: Aye.

2 COMMISSIONER BROWN: Moving on to 4.11. This
3 is another designated player issue.

4 MS. ALVARADO: This is FGCC versus Yoan Perez
5 Jimenez in Case Number 2023-005439. This was a
6 one-count administrative complaint alleging that
7 Respondent was excluded from the Casino at Dania
8 Beach for engaging in theft with another patron
9 while he was working as the designated player.
10 Respondent was served via USPS mail. He failed to
11 respond within 21 days.

12 Therefore, the Division would ask the
13 Commission to enter an order finding that
14 Respondent was properly served; that he failed to
15 respond within 21 days; that the facts in the
16 administrative complaint are accepted as the facts
17 in this case; and adding Respondent to the
18 permanent exclusion list for all pari-mutuel and
19 slot machine facilities.

20 COMMISSIONER BROWN: Thank you. This is just
21 a sidebar question. In Florida, what other
22 requirements are there to be a designated player,
23 any licensures or nothing?

24 MS. ALVARADO: They don't have a license with
25 us.

1 COMMISSIONER BROWN: Do you know what entity
2 they do?

3 MS. ALVARADO: No. I don't know who has an
4 answer.

5 COMMISSIONER BROWN: This is more for the new
6 Commissioners as well.

7 MR. TROMBETTA: Lou Trombetta, Executive
8 Director. Yeah, they do not receive a license from
9 the Florida Gaming Control Commission.

10 Essentially, the way the law works, there's a
11 rule in the card room rules that provides that
12 there's requirements -- it kind of works the
13 opposite way -- that the card room cannot create
14 certain requirements to prohibit people from
15 becoming designated players. So we don't add a
16 licensing component to that. We want people to be
17 able to be designated players, if they so choose.

18 COMMISSIONER BROWN: Thank you.
19 Commissioners, if there are any questions on this
20 item. If not, can we get a motion to approve the
21 recommended order?

22 COMMISSIONER D'AQUILA: Motion to approve the
23 recommended order.

24 COMMISSIONER DRAGO: Second.

25 COMMISSIONER BROWN: Any discussion? All

1 those in favor say "aye". Aye.

2 COMMISSIONER D'AQUILA: Aye.

3 COMMISSIONER DRAGO: Aye.

4 COMMISSIONER REPP: Aye.

5 CHAIRMAN UPTON: Aye.

6 COMMISSIONER BROWN: All right. Two more
7 under here. 4.12.

8 MS. ALVARADO: This is FGCC versus David
9 Majella Fisher in Case Number 2023-007020. This
10 was a one-count administrative complaint alleging
11 that Respondent violated 75-6.008(2)(s) by racing a
12 horse with an impermissible amount of Omeprazole
13 Sulfide. The ARCI guidelines classify this as a
14 Class D and recommend a written warning.

15 Therefore, the Division would ask -- well, he
16 was served. He did not respond within 21 days.
17 Therefore, the Division would ask that you enter an
18 order finding that Respondent was properly served;
19 the Respondent failed to respond within 21 days;
20 that the facts in the AC are accepted as the facts
21 in the case; and concluding that Respondent will be
22 issued a written warning.

23 COMMISSIONER BROWN: Thank you.

24 Commissioners, any questions?

25 New Commissioners, you guys will learn all of

1 these drugs and why they are designated a certain
2 way. It's very interesting and there's lots of
3 information out there, and we've got a lot of
4 resources to understand the guidelines in the
5 statute.

6 If there are no questions, can we get a motion
7 to approve the recommended final order?

8 COMMISSIONER DRAGO: Make a motion to approve.

9 COMMISSIONER D'AQUILA: Second that motion.

10 COMMISSIONER BROWN: All those in favor say
11 "aye". Aye.

12 COMMISSIONER D'AQUILA: Aye.

13 COMMISSIONER DRAGO: Aye.

14 COMMISSIONER REPP: Aye.

15 CHAIRMAN UPTON: Aye.

16 COMMISSIONER BROWN: Last item under 4, 4.13.

17 MS. ALVARADO: FGCC versus Bradley Taylor
18 Cooper in Case Number 2023-009468. In this case,
19 Respondent was excluded from the Casino at Dania
20 Beach for violating an automated customer service
21 kiosk. He was served via USPS mail and failed to
22 respond within 21 days.

23 Therefore, the Division would ask that the
24 Commission enter an order finding that Respondent
25 was properly served; he failed to respond within 21

1 days; that the facts in the administrative
2 complaint are the facts in this case; and
3 concluding that Respondent will be added to the
4 permanent exclusion list for all pari-mutuel and
5 slot machine facilities.

6 COMMISSIONER BROWN: Thank you.
7 Commissioners, any questions on this one? If not,
8 can we get a motion to approve?

9 COMMISSIONER D'AQUILA: Make a motion to
10 approve.

11 COMMISSIONER DRAGO: Second.

12 COMMISSIONER BROWN: All those in favor say
13 "aye". Aye.

14 COMMISSIONER D'AQUILA: Aye.

15 COMMISSIONER DRAGO: Aye.

16 COMMISSIONER REPP: Aye.

17 CHAIRMAN UPTON: Aye.

18 COMMISSIONER BROWN: The motion passes. The
19 time is 3:11. We are going to just take a brief
20 recess and reconvene at 3:20.

21 (Thereupon, a recess was taken from
22 3:11 p.m. until 3:23 p.m., after which the following
23 proceedings were held:)

24 COMMISSIONER BROWN: We are looking good right
25 now. Chairman, if you're back on, unmute it just

1 to let you know. And we are going on to Item 5.1.

2 Miss Alvarado.

3 MS. ALVARADO: This is Lisa Ledonne, Case
4 Number 2023-000559. We received an application for
5 a pari-mutuel wagering professional individual
6 occupational license on December 20th, 2022.

7 Upon review of her application, the applicant
8 had several felony convictions, including
9 aggravated trafficking of drugs, grand theft,
10 escape, felony DUI, five counts of forgery, making
11 false statements to an officer, willful obstruction
12 of an officer. They range from 1994 to 2016.

13 She did disclose these on her application.
14 She submitted a request for a waiver of the felony
15 offenses and the Executive Director declined to
16 waive them on March 21st, 2023. The Division would
17 ask that the Commission authorize the issuance of a
18 Notice of Intent to Deny in this case.

19 COMMISSIONER BROWN: Thank you. All right.
20 Commissioners, any questions on this?

21 These date back, a lengthy list of crimes,
22 including forgery and things that are very
23 counterproductive for a license.

24 If no questions, can we please get a motion.

25 COMMISSIONER D'AQUILA: I will make a motion

1 for issuance of Notice of Intent to Deny the
2 application.

3 COMMISSIONER BROWN: Is there a second?

4 COMMISSIONER DRAGO: Second.

5 COMMISSIONER BROWN: All those in favor say
6 "aye". Aye.

7 COMMISSIONER D'AQUILA: Aye.

8 COMMISSIONER DRAGO: Aye.

9 COMMISSIONER REPP: Aye.

10 CHAIRMAN UPTON: Aye.

11 COMMISSIONER BROWN: Okay. The motion passes.
12 We are on to 5.2.

13 MS. ALVARADO: 5.2 is Carlos Martinez, Case
14 Number 2023-008505. We received a license
15 application on February 8th, 2023 for a pari-mutuel
16 wagering general individual occupational license.

17 Upon review of the application, he was
18 convicted of grand theft and dealing in stolen
19 property in 2014. He did disclose these
20 convictions on his application.

21 He submitted a request for a waiver of his
22 felony offenses and they were declined by the
23 Executive Director on April 10th, 2023. Therefore,
24 the Division would ask the Commission to authorize
25 the issuance of a Notice of Intent to Deny.

1 COMMISSIONER BROWN: Thank you. I would also
2 support that. If there are no questions, can we
3 get a motion of issuance of a Notice of Intent to
4 Deny?

5 COMMISSIONER DRAGO: So moved.

6 COMMISSIONER BROWN: Is there a second?

7 COMMISSIONER D'AQUILA: Second.

8 COMMISSIONER BROWN: Any discussion? Seeing
9 none, all those in favor say "aye". Aye.

10 COMMISSIONER D'AQUILA: Aye.

11 COMMISSIONER DRAGO: Aye.

12 COMMISSIONER REPP: Aye.

13 CHAIRMAN UPTON: Aye.

14 COMMISSIONER BROWN: The motion passes. On to
15 5.3.

16 MS. ALVARADO: 5.3 is Anthony Jaqson in Case
17 Number 2023-009161. We received a license
18 application for a card room employee occupational
19 license on January 7th, 2023.

20 Upon review of his application, he was
21 convicted of grand theft in 2020. He did disclose
22 the convictions on his application. He submitted a
23 request for a waiver, which was declined by the
24 Executive Director on April 10th, 2023.

25 Therefore, the Division would ask the

1 Commission to authorize the issuance of a Notice of
2 Intent to Deny in this case.

3 COMMISSIONER BROWN: If there are no
4 questions, can we please get a motion of the
5 issuance of a Notice of Intent to Deny.

6 COMMISSIONER D'AQUILA: I'd like to make a
7 motion for Intent to Deny.

8 COMMISSIONER BROWN: Is there a second?

9 COMMISSIONER DRAGO: Second.

10 COMMISSIONER BROWN: Any discussion? Seeing
11 none, all those in favor say "aye". Aye.

12 COMMISSIONER D'AQUILA: Aye.

13 COMMISSIONER DRAGO: Aye.

14 COMMISSIONER REPP: Aye.

15 CHAIRMAN UPTON: Aye.

16 COMMISSIONER BROWN: The motion passes.

17 Moving on to 5.4.

18 MS. ALVARADO: This is Christopher Brown, Case
19 Number 2023-017967. On March 27th, 2023, we
20 received an application for a slot machine/card
21 room/pari-mutuel wagering combination occupational
22 license.

23 Upon review of the application, he was
24 convicted of battery of a police officer in 2017
25 and resisting an officer in 2017. He failed to

1 disclose these convictions on his application.

2 He did not apply for a waiver, because 551
3 does not authorize the Executive Director to waive
4 criminal convictions for slot machine licenses.
5 Therefore, the Division would ask the Commission to
6 authorize a Notice of Intent to deny in this case.

7 COMMISSIONER BROWN: Thank you.

8 Commissioners, are there any questions?

9 COMMISSIONER D'AQUILA: None.

10 COMMISSIONER BROWN: If not, can we please get
11 a motion on this item.

12 COMMISSIONER D'AQUILA: Motion to issue an
13 Intent to Deny.

14 COMMISSIONER BROWN: Is there a second?

15 COMMISSIONER DRAGO: Second.

16 COMMISSIONER BROWN: Any discussion? All
17 those in favor say "aye". Aye.

18 COMMISSIONER D'AQUILA: Aye.

19 COMMISSIONER DRAGO: Aye.

20 COMMISSIONER REPP: Aye.

21 CHAIRMAN UPTON: Aye.

22 COMMISSIONER BROWN: Thank you. The motion
23 passes. 5.5, please.

24 MS. ALVARADO: This is Mary Ann Manganiello in
25 Case Number 2023-018311. On March 28th, 2023, the

1 Commission received an application for a slot
2 machine/card room/pari-mutuel combination
3 occupational license.

4 Upon review of the application, applicant was
5 convicted of several offenses such as fraud,
6 forgery, grand theft, petty theft, and
7 fraud/impersonation from 1990 to 1999. She failed
8 to disclose these convictions on her application.

9 She did not apply for a waiver, because
10 Section 551 does not authorize the Executive
11 Director to waive these offenses for slot machine
12 licenses. Therefore, the Division would ask the
13 Commission to authorize a Notice of Intent to Deny.

14 COMMISSIONER BROWN: Thank you. I know these
15 items stem from late '90s. But, I mean, even the
16 arrest record talks about just a habitual offender.
17 And given the nature of the crime, theft
18 repeatedly, I'm inclined to support the motion of
19 the issuance of a Notice of Intent to Deny.

20 COMMISSIONER D'AQUILA: Make a motion for
21 issuance of Notice of Intent to Deny.

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

24 COMMISSIONER DRAGO: Second.

25 COMMISSIONER BROWN: Any discussion? All

1 those in favor say "aye". Aye.

2 COMMISSIONER D'AQUILA: Aye.

3 COMMISSIONER DRAGO: Aye.

4 COMMISSIONER REPP: Aye.

5 CHAIRMAN UPTON: Aye.

6 COMMISSIONER BROWN: Thank you. 5.6.

7 MS. ALVARADO: Miguel Joseph in Case Number
8 2023-018983. On March 29th, the Gaming Commission
9 received a license application seeking a slot
10 machine/card room/pari-mutuel wagering combination
11 occupational license.

12 Upon review of the application, applicant was
13 convicted of grand theft, unlicensed carry of a
14 concealed firearm and discharge of a firearm from a
15 vehicle in 2010. He failed to disclose these on
16 his application.

17 He did not apply for a waiver, because 551
18 does not permit the Executive Director to waive
19 felony offenses. The Division would ask the
20 Commission to enter an order authorizing issuance
21 of a Notice of Intent to Deny.

22 COMMISSIONER BROWN: Thank you. If there are
23 no questions on this, can we get a motion of
24 issuance of Intent to Deny?

25 COMMISSIONER DRAGO: So moved.

1 COMMISSIONER BROWN: Is there a second?

2 COMMISSIONER D'AQUILA: There is a second.

3 COMMISSIONER BROWN: All those in favor say
4 "aye". Aye.

5 COMMISSIONER D'AQUILA: Aye.

6 COMMISSIONER DRAGO: Aye.

7 COMMISSIONER REPP: Aye.

8 CHAIRMAN UPTON: Aye.

9 COMMISSIONER BROWN: The motion passes.

10 Before we get to 5.7, just for the new
11 Commissioners too, can you just give a brief
12 overview of what is an issuance of a Notice of
13 Intent to Deny and then the due process rights that
14 the applicant has thereafter?

15 MS. ALVARADO: Sure. After the meeting, we
16 issue a letter called the Notice of Intent to Deny
17 informing the applicants that they have a felony,
18 that we are not granting them a license based on
19 their felony offenses.

20 The second page of that is a Notice of Right
21 page that has the way they can request a hearing.
22 They have 21 days after the Notice of Intent to
23 Deny to request a hearing. If they don't, then
24 their application is denied 21 days following that.

25 COMMISSIONER BROWN: Thank you. So it's just

1 the first kind of bite of the apple here.

2 Thank you. On to 5.7.

3 MS. ALVARADO: Sharon Cortes in Case Number
4 2023-019361. On April 3rd, the Gaming Commission
5 received an application for a slot machine/card
6 room/pari-mutuel wagering combination occupational
7 license.

8 Upon review of the application, applicant was
9 convicted of resisting an officer with violence in
10 2000. She failed to disclose this on her
11 application.

12 She did not apply for a waiver, because 551
13 does not allow the Executive Director to waive
14 felony convictions. The Division would ask the
15 Commission to authorize the issuance of a Notice of
16 Intent to Deny in this case.

17 COMMISSIONER BROWN: Thank you. This one I
18 just was -- again, it's a dated case that goes back
19 to 2000. But looking at it, it looked like there
20 were more charges that were associated in there,
21 including burglary.

22 So that withstanding, I would -- I was a
23 little bit more open, except for the fact that she
24 did not disclose and there's a burglary on there as
25 well and there's an aggressive battery in there.

1 So with that, Commissioners, if you don't have
2 any other comments or questions, can we get a
3 motion here?

4 COMMISSIONER DRAGO: Make a motion to issue a
5 Notice of Intent to Deny.

6 COMMISSIONER BROWN: Is there a second?

7 COMMISSIONER D'AQUILA: I will second the
8 motion.

9 COMMISSIONER BROWN: Any discussion? All
10 those in favor say "aye". Aye.

11 COMMISSIONER D'AQUILA: Aye.

12 COMMISSIONER DRAGO: Aye.

13 COMMISSIONER REPP: Aye.

14 CHAIRMAN UPTON: Aye.

15 COMMISSIONER BROWN: Thank you. The last one
16 under Item 5, 5.8.

17 MS. ALVARADO: Jamil Watson in Case Number
18 2023-021423. The Commission received a license
19 application on April 12th, 2023 for a slot
20 machine/card/room pari-mutuel combination
21 occupational license.

22 Upon review of the application, he was
23 convicted of fleeing or attempting to allude
24 officer in 2011. He failed to disclose this on his
25 application.

1 He did not apply for a waiver, because 551
2 does not allow the Executive Director to waive
3 criminal convictions for slot machine licenses.
4 Therefore, the Division would ask the Commission to
5 enter an order authorizing the issuance of a Notice
6 of Intent to Deny.

7 COMMISSIONER BROWN: Thank you.
8 Commissioners, any questions on this item? If not,
9 can we get a motion of issuance of Notice of Intent
10 to Deny?

11 COMMISSIONER D'AQUILA: Make a motion for
12 issuance of Notice of Intent to Deny.

13 COMMISSIONER BROWN: Is there a second?

14 COMMISSIONER DRAGO: Second.

15 COMMISSIONER BROWN: Any discussion? Seeing
16 none, all those in favor say "aye". Aye.

17 COMMISSIONER D'AQUILA: Aye.

18 COMMISSIONER DRAGO: Aye.

19 COMMISSIONER REPP: Aye.

20 CHAIRMAN UPTON: Aye.

21 COMMISSIONER BROWN: The motion passes. Thank
22 you so much. You did a great job, Miss Alvarado.

23 MS. ALVARADO: Thank you.

24 COMMISSIONER BROWN: Thank you for all the
25 work that you're doing.

1 We already went over Item 6. So we are going
2 on to Item 7, Discussion of Rule-Making.

3 MR. TROMBETTA: Thank you, Commissioner Brown.
4 Lou Trombetta to touch on Item Number 7, Discussion
5 of Rule-Making.

6 At previous meetings, I had asked the
7 Commission to delegate the authority to initiate --

8 COMMISSIONER BROWN: You're sounding a little
9 worse, by the way.

10 MR. TROMBETTA: Just when I'm speaking. I'll
11 try to be quick and not let you suffer with my
12 voice too long.

13 You guys had delegated the authority to
14 initiate rule-making. We initiated three rules.
15 And 120 requires that as we move forward, the
16 Commission, as the agency head, signs off on moving
17 for the next steps in rule-making, essentially.

18 So what we have in front of you is draft
19 language for which we'd like to request the
20 authority to file a Notice of Proposed Rule-Making.
21 This item is included in the supplemental meeting
22 materials. Let me pull it up right now.

23 And I'm asking the Commission to authorize me
24 to file a Notice of Proposed Rule-Making on what is
25 looking like Rule 75-15.001, what we prefer to make

1 it. And this is a rule dealing with public comment
2 at the meetings. So according to the rule -- the
3 rule covers time limitations and notice, notice
4 being like the comment card, essentially.

5 In my individual meetings with Commissioners,
6 there was a question about the timeline. Right now
7 in the draft rule, we've identified five-minute
8 period. That can be extended. There was a
9 proposal to reduce that to three minutes. And I
10 think it's probably a good idea. So I wanted to
11 bring that up and discuss that with you.

12 But really what I'm asking for is the ability
13 to initiate -- or sorry -- to file a Notice of
14 Proposed Rule. Once we do that, we will be moving
15 forward with likely a rule hearing. And then we
16 would ultimately be filing for adoption; which
17 again, we would come before you before we actually
18 move to file for adoption.

19 So it's kind of the middle step. When we file
20 the Notice of Proposed Rule-Making, just for
21 background, it's sort of a more formal step in the
22 process towards adoption. The earlier portion, the
23 earlier step was really just kind of getting the
24 rule together. So at this point we have a draft.

25 And, again, I'm not asking -- if you have any

1 questions to discuss the draft as it is, we can do
2 that too. But that's sort of Item 7.

3 COMMISSIONER BROWN: Thank you. Before I get
4 to the Commissioners, Chair, do you have anything
5 you want to add on this?

6 CHAIRMAN UPTON: I agree with the Executive
7 Director on reducing the time to three minutes. I
8 think while there's nothing at issue, it's better
9 to set the policy at the right number than have a
10 problem later on and find out that we set it too
11 long. Most local governments, I've appeared before
12 several, are right around the three-minute mark. I
13 know some of the other commissions and agencies in
14 the state are at five minutes.

15 But I just think, given the discretion that it
16 can be extended, that three minutes is plenty of
17 time to get up and make your point and explain what
18 you're saying. You know, five minutes you start to
19 get into just general grievances with everything.
20 So that's the only thing I had to add.

21 COMMISSIONER BROWN: Thank you. I had made a
22 comment similar to the Executive Director,
23 somewhere between three and five. And, of course,
24 the Chair has discussion or the Commission has
25 discussion, if they are inclined and there's time

1 available, to allow more. But I agree.

2 Commissioners, do you have any --

3 COMMISSIONER DRAGO: That's the same point I
4 was going to make. I agree with what's been said
5 so far. And I think the three minutes is where we
6 should go; because we have the ability to extend
7 it, if we need to, when we have a meeting.

8 So as the Chair said, better off having it a
9 little bit lower and then having the ability to
10 extend it, if we need to, than get caught with a
11 higher number. So I think three minutes is the
12 right way to go.

13 COMMISSIONER D'AQUILA: I concur,
14 Commissioner.

15 COMMISSIONER BROWN: Awesome. Question under
16 this Public Comment portion. Do we want to
17 consider taking up public decorum guidelines and
18 giving the Chair the opportunity to immediately
19 interrupt, eject a speaker for certain reasons as
20 enumerated?

21 And local governments have rules all over the
22 place of, you know, disruptive behavior, offensive,
23 insulting, different requirements that comply with
24 legalities and stuff like that. I think public
25 decorum is a big -- right when we started our

1 rule-making when we have these, I think that should
2 be included in there as well.

3 MR. TROMBETTA: Sure. I'm going to ask
4 Elizabeth Stinson to also just add some context.

5 MS. STINSON: Elizabeth Stinson. So the good
6 news is that right now if someone were to come into
7 the meeting and start screaming at you and
8 yelling --

9 COMMISSIONER BROWN: That has happened in a
10 lifetime past.

11 MS. STINSON: You have the ability to remove
12 someone who is being disruptive right now. There
13 is case law that backs it up. I believe that it
14 went up to the Florida Supreme Court or DCA where
15 you are allowed to eject someone who's being
16 disruptive. So that's the good news.

17 I do think that it is perfectly fine for us to
18 adopt rules relating to decorum. The way that all
19 of the other commissions and boards that I've
20 looked at set it up is they have public comment as
21 its own section, as its own rule, its own rule
22 number.

23 And then they have decorum or adopting
24 Robert's Rules of Order, those sorts of things as
25 other parts, other rules. So we can do it, if that

1 is a good idea. I don't know if it necessarily
2 belongs in 15.001. But it could be 15.002,
3 something along those lines.

4 COMMISSIONER BROWN: That sounds good.

5 COMMISSIONER DRAGO: That makes sense.

6 COMMISSIONER BROWN: Yeah. I mean, it's
7 something for the Commissioners to consider to,
8 you know, at least delineate the professional
9 nature of these proceedings.

10 MS. STINSON: Absolutely.

11 COMMISSIONER BROWN: Thank you. Miss Stinson,
12 while we have you up there, also, do you think then
13 the public that wants to speak via phone or
14 participate via technology that that should be
15 included in here?

16 There's some language that I've seen before
17 that authorizes the Commission, as a convenience to
18 the public, to allow it, but they can't guarantee
19 technological failure; you know, it may occur, but
20 just give them notice.

21 MS. STINSON: Sure.

22 COMMISSIONER BROWN: Again, it's discussion
23 though.

24 MS. STINSON: Yes. That would be perfectly
25 fine for us to add to the Public Comment part.

1 COMMISSIONER D'AQUILA: I don't know if I --

2 COMMISSIONER BROWN: I'll read you exact
3 language. Virtual attendance/participation by the
4 public can be authorized at FGCC's Commission, if
5 available, as a convenience to the public, but is
6 not required.

7 But the point is that it can't guarantee
8 participation or technological capabilities.

9 COMMISSIONER D'AQUILA: So must we have that
10 in writing? I mean, considering the nature of the
11 things we've discussed, the purpose of these public
12 forums is really if you're passionate about it, you
13 can have a representative come, counsel or so
14 forth.

15 But putting the onus of responsibility for us
16 to have the proper technical channels and do it
17 right, is it not working that day, is it better to
18 leave it silent and we can always add it, or must
19 we have it as a policy in there?

20 MS. STINSON: If we are silent about it, I
21 believe that it would make the requirement fall on
22 us; instead of saying that the Commission is going
23 to try and do this; but if there's a technical
24 issue, then we tried our best, but we are unable to
25 do it.

1 COMMISSIONER D'AQUILA: So your point is we
2 have more latitude by having the policy versus
3 silence in this case the way it's --

4 MS. STINSON: Yes.

5 COMMISSIONER D'AQUILA: Interesting.
6 Thank you.

7 MS. STINSON: Sure.

8 COMMISSIONER BROWN: It is. It's kind of the
9 trend in rules, the technology. And it's to kind
10 of exonerate and put them on notice of that
11 failure. And, again, if we have the capabilities
12 like here, we don't have it livestreamed for
13 participation. Thank you. I just wanted to see if
14 that would be appropriate here as well.

15 Also, just one more follow-up. Is it
16 appropriate to put in the Public Comment, people
17 that wish to speak, how they identify themselves
18 and whether they want to speak under Public Comment
19 portion or whether they want to speak on a posted
20 agenda item?

21 Does that need to be delineated in a rule that
22 when they present, you know, how -- it's not here
23 about writing on a card, giving notice, or at the
24 discretion of the Commission or the Chair giving
25 them an opportunity to speak in public. But should

1 they also write on there what they're speaking
2 about? Because there's --

3 MS. STINSON: Sure. Give me one -- I'm going
4 to grab the rule.

5 COMMISSIONER BROWN: And just for
6 clarification, because public comment is a separate
7 section than all of the agenda items.

8 MS. STINSON: So in here on sub 3, A member of
9 the public shall notify Commission staff in writing
10 of his or her interest to be heard on a proposition
11 or matter. So that would be the agenda items or
12 anything else.

13 So it would be -- but I'm happy to clarify
14 that to say agenda item and then if they want to
15 just make general public comment, making public
16 comment. But that is the way that a lot of other
17 commissions and boards refer to delineating
18 between, I think, an actual agenda item and public
19 comment in general.

20 COMMISSIONER BROWN: Okay. And then also,
21 lastly, just speaker and visual aids, folks from
22 the public that provide, you know, a visual aid or
23 a document like this, we've seen it in some of our
24 dockets where they haven't provided documentation
25 to the other party, for example.

1 Or if the public wants to present something,
2 we have to put it in the record, of course; so they
3 have to provide, at least give copies to the
4 Commission or the Commission Clerk or the
5 Commissioners, it would be nice have visual aids,
6 something to cover.

7 MS. STINSON: Sure. I can absolutely look
8 into drafting that as well.

9 COMMISSIONER BROWN: Thank you so much.
10 Commissioners, that's just some thoughts from here.
11 If you guys have some --

12 COMMISSIONER D'AQUILA: I agree.

13 MR. TROMBETTA: Lou Trombetta again. So just
14 to recap then, one, I guess we're going to edit the
15 rule to address the telephonic or like satellite
16 appearances; the speaker cards specific to the
17 items or just generally about what they're going to
18 be speaking about; and then visual aids, the
19 timing, who gets it, that type of stuff, things
20 like that.

21 COMMISSIONER D'AQUILA: Did you say the three
22 minutes?

23 COMMISSIONER DRAGO: And the three minutes.

24 MR. TROMBETTA: Yes, three minutes. That's
25 where we should have started.

1 Okay. And then with those sort of -- do you
2 authorize me and my staff then to file Notice of
3 Proposed Rule-Making with a draft of the rule that
4 includes some of the changes that we've discussed
5 today?

6 COMMISSIONER BROWN: Commissioners, Chair, I
7 don't think it's a problem with the discussion that
8 we had today for the draft rule. Does that sound
9 amenable?

10 COMMISSIONER D'AQUILA: Yes.

11 COMMISSIONER DRAGO: Yes.

12 COMMISSIONER REPP: Yes.

13 COMMISSIONER BROWN: We're all saying yes
14 here. Chair says yes, it sounds like.

15 MR. TROMBETTA: Okay. Perfect. Thank you.
16 That's Item 7.

17 COMMISSIONER BROWN: Good job. I think you're
18 still back up here. We're going to Item 8,
19 Executive Director Update.

20 MR. TROMBETTA: Okay. So there's a few items
21 for the Executive Director Update, and then I
22 wanted to just be available to answer any questions
23 from the new Commissioners.

24 But if we can start with the policies, we have
25 three policies that we've prepared. They've gone

1 through the proper procedures internally as
2 provided in our other policy. The first one is the
3 FMLA policy. This is Family Medical Leave. In
4 general, this will provide employees that have been
5 here for a year with the ability to be out to
6 assist family members. The draft has been provided
7 and I'm happy to discuss.

8 COMMISSIONER BROWN: Commissioners, this is a
9 very straightforward FMLA policy. I don't see any
10 deviations or concerns. But do you have any
11 questions?

12 COMMISSIONER DRAGO: No.

13 COMMISSIONER BROWN: Can we get a motion to
14 approve this policy as presented?

15 COMMISSIONER D'AQUILA: I'll make a motion to
16 approve the policy as presented by staff.

17 COMMISSIONER BROWN: Is there a second?

18 COMMISSIONER DRAGO: Second.

19 COMMISSIONER BROWN: All those in favor say
20 "aye". Aye.

21 COMMISSIONER D'AQUILA: Aye.

22 COMMISSIONER DRAGO: Aye.

23 COMMISSIONER REPP: Aye.

24 CHAIRMAN UPTON: Aye.

25 COMMISSIONER BROWN: Thank you. That motion

1 passes on the FMLA policy.

2 MR. TROMBETTA: Thank you. The next policy
3 is -- I struggle to pronounce this word -- is the
4 perquisites policy, the perk policy. So this was
5 actually kind of news to me.

6 So this policy is in place, well, will be in
7 place to help us assist or to help us provide perks
8 to our employees; things like shirts, hats, you
9 know, things that would help us stand out. And,
10 again, it's going towards sort of making us look a
11 little bit more official.

12 This policy, essentially, covers how those
13 things are accounted for. And similar to the FMLA
14 policy, you've been provided a copy of this policy
15 and I'm happy to try to answer any questions.

16 COMMISSIONER BROWN: Commissioner D'Aquila.

17 COMMISSIONER D'AQUILA: Yes, I have a
18 question. With regard to how an accountable plan
19 works, has the policy either been approved by
20 another agency or by company tax counsel to comply
21 with the IRS rules as it pertains to what is
22 taxable, how much one can provide to an employee
23 before it hits their W-2 and such, how an
24 accountable plan works with W-2 reporting?

25 MR. TROMBETTA: So I don't have a specific

1 answer to that. I believe that where we got this
2 from is from like a DMS-based, a policy we kind of,
3 you know, copied from there. I do not know if it's
4 been independently verified.

5 COMMISSIONER D'AQUILA: Do we know if -- I'm
6 sorry. You said DMS.

7 MR. TROMBETTA: Department of Management
8 Services.

9 COMMISSIONER D'AQUILA: Okay. So I take it
10 the Department of Management Services policy has
11 been properly written.

12 MR. TROMBETTA: You know, it's an assumption
13 and you know what happens with assumptions. But
14 yeah --

15 COMMISSIONER D'AQUILA: That's where it came
16 from. That's our Department of Management
17 Services, right?

18 MR. TROMBETTA: Yes, Florida DMS.

19 COMMISSIONER D'AQUILA: Okay. And my other
20 question on that is with regard to clothing. Are
21 we specifically referring to uniform clothing here?

22 I understand like, for example, you know, our
23 law enforcement group, even there is special
24 clothing required in unique situations. That is
25 what we are referring to here, not clothing as in

1 gifts or such, correct?

2 MR. TROMBETTA: Well, this policy will apply
3 to all employees and right now the law enforcement.
4 But where I'd like to see this go, honestly, is if
5 you watch the Kentucky Derby, you'll see State
6 employees on TV, they'll be wearing some type of
7 standard vest. I think it's like usually green or
8 it stands out.

9 I'd like our investigators -- I think there's
10 room for our investigators, for our people at the
11 tracks, for our auditors, some of the people that
12 we have in and out of the facilities; I'd like to
13 work with my team, Joe's team to try to get some
14 type of, not necessarily a uniform, but something
15 like an identifying piece of clothing, essentially,
16 a hat, a jacket, a polo.

17 COMMISSIONER D'AQUILA: Which falls under the
18 definition of a uniform versus, you know, we've all
19 done a great job, we've got these great golf
20 shirts.

21 MR. TROMBETTA: Right.

22 COMMISSIONER D'AQUILA: That was the question.
23 Thank you.

24 COMMISSIONER BROWN: Commissioners, any other
25 questions on Rule 8.2? Or I guess it's not a rule,

1 is it? 3. whatever. I'm getting tired.

2 MR. TROMBETTA: The perk policy.

3 COMMISSIONER BROWN: The policy, the perk. If
4 not, can we get a motion to approve the proposed
5 perk policy as presented under Item 8.2?

6 COMMISSIONER DRAGO: So moved.

7 COMMISSIONER BROWN: Is there a second?

8 COMMISSIONER D'AQUILA: Second.

9 COMMISSIONER BROWN: Any discussion on this
10 item? Seeing none, all those in favor say "aye".
11 Aye.

12 COMMISSIONER D'AQUILA: Aye.

13 COMMISSIONER DRAGO: Aye.

14 COMMISSIONER REPP: Aye.

15 CHAIRMAN UPTON: Aye.

16 COMMISSIONER BROWN: The motion passes. The
17 last one.

18 MR. TROMBETTA: Thank you. The last one is
19 another policy. This is form management. So the
20 goal of this policy is just to have a standard set
21 of expectations regarding how forms are created,
22 maintained, and drafted.

23 So you'll see a lot of this one is somewhat
24 technical. But it can kind of have specifications
25 for formatting, you know, font, just so we have a

1 standard set of forms, essentially.

2 COMMISSIONER BROWN: And just for the
3 Commissioner's forms that are available to the
4 public, those type of forms?

5 MR. TROMBETTA: Yes, ma'am. Yes.

6 COMMISSIONER BROWN: Okay. Thank you. If
7 there are no questions.

8 COMMISSIONER DRAGO: No.

9 COMMISSIONER BROWN: It's pretty
10 straightforward. Can we get a motion to approve
11 this item?

12 COMMISSIONER D'AQUILA: I'll make a motion to
13 approve this item as presented by the Executive
14 Director.

15 COMMISSIONER BROWN: Is there a second?

16 COMMISSIONER DRAGO: Second.

17 COMMISSIONER BROWN: Any discussion? Seeing
18 none, all those in favor say "aye". Aye.

19 COMMISSIONER D'AQUILA: Aye.

20 COMMISSIONER DRAGO: Aye.

21 COMMISSIONER REPP: Aye.

22 CHAIRMAN UPTON: Aye.

23 COMMISSIONER BROWN: The motion passes.

24 Are there any other items under the Executive
25 Director Update?

1 MR. TROMBETTA: Yes, please. I'd like to
2 recognize Joe Dillmore for a final item.

3 MR. DILLMORE: Thank you. Joe Dillmore, for
4 the record. I just want to take a moment to
5 recognize an employee, Steve Kogan, who's with us
6 here today, our Chief of Investigations. This is
7 his last day with us.

8 COMMISSIONER BROWN: No.

9 MR. DILLMORE: Yes. It's bittersweet to say
10 that he is retiring. Steve started his law
11 enforcement career in New York, 21 years service
12 there in law enforcement and then another eight
13 years with the Attorney General in the State of New
14 York; then retired, came to Florida in 1993, joined
15 the Auditor General here in Florida investigating
16 Medicaid and health care fraud.

17 And fortunate enough, he came to the Division
18 of Pari-Mutuel Wagering in 2004; which is actually
19 perfect timing, because that was when card rooms
20 were, I still think had \$10 pot limits or \$50 pot
21 limits. We didn't have slot machines yet. We had
22 a smaller arm of an investigation unit, and we got
23 him just at the right time.

24 So he subsequently became Chief of
25 Investigations when slots came into effect. He

1 built up our whole investigative unit as to what we
2 have today and that great work you see every day.
3 And I would like to give thanks for him. And he
4 has really done so much to protect the integrity of
5 wagering in Florida, the public. And the racing
6 animals, that was one of his big things too of
7 ensuring all that was taken care of.

8 So our thanks again to Steve for your hard
9 work. And it's not just his hard work. He's such
10 a great friend to all of us here at the Commission.

11 COMMISSIONER BROWN: And a legend and what a
12 pedigree too. And you've left an incredible
13 imprint on the State. Thank you so much. We're
14 going to miss you.

15 MR. TROMBETTA: That's kind of all I have. I
16 also just want to kind of thank Dixie and Brandi.
17 They've done a ton to make this meeting happen.
18 You know, there's just a lot of stuff to get
19 together, as you can imagine. They've been super
20 helpful.

21 Thank you. That's all I have. I'm also here
22 for any questions or anything else that's come up.

23 COMMISSIONER BROWN: Thank you. Before we get
24 to public comment, are there any other matters that
25 the Commissioners have to raise?

1 COMMISSIONER DRAGO: None for me, no.

2 COMMISSIONER D'AQUILA: No.

3 COMMISSIONER REPP: No.

4 COMMISSIONER BROWN: Thank you. And now to
5 public comment. Anybody here to speak on just in
6 general publicly?

7 All right. With that, safe travels to
8 everybody wherever your journeys may be. And this
9 meeting is adjourned. Thank you so much.

10 (Thereupon, the proceedings concluded at
11 3:57 p.m.)

12

13

14

15

16

17

18

19

20

21

22

23

24

25

REPORTER CERTIFICATE

STATE OF FLORIDA

COUNTY OF BROWARD

I, THOMAS N. SEVIER, Registered Professional Reporter, Florida Professional Reporter, certify that I was authorized to and did stenographically report the foregoing proceedings and that the transcript is a true and complete record of my stenographic notes.

Dated this 24th day of May, 2023.



THOMAS N. SEVIER, RPR, FPR-C

2. Discussion of Consent Orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Mary Mcaffé Lightner Case No. 2023-029655; Consent Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Mary Mcaffé Lightner (“Respondent”) to resolve Case No. 2023-029655. Pursuant to the terms of the proposed order, Respondent would be issued a written warning for violating section 550.2415(1)(a), Florida Statutes, and 75-6.008(2)(s), Florida Administrative Code.

Background

Respondent was the trainer of record for the racing horse Nokie, who was owned by David West Wilson and Hilly Wilson. On April 23, 2023, Nokie finished 1st place in the 6th race of the performances held by Gulfstream Park Racing Association, Inc. A urine sample was taken from Nokie to test for any prohibited substances. The sample was sent to the University of Florida Lab (“UF Lab”) and subsequently tested. The UF Lab detected omeprazole sulfide¹ in the urine. Omeprazole sulfide was detected at a urine concentration of 3.10 +/- 0.09 ng/mL.

The Division filed an administrative complaint alleging a violation of section 550.2415(1)(a), Florida Statutes, which makes it a violation of Florida law to race an animal that been determined to have a prohibited substance present in its system.

Rule 75-6.008(2)(s), Florida Administrative Code, provides that it is a violation if omeprazole sulfide exists at a urinary concentration greater than 1 ng/mL.

¹ Omeprazole sulfide is a gastric acid secretory depressant and Class 5 drug. See Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. Omeprazole sulfide is used to treat certain stomach and esophagus problems.

The penalty for this violation is a Class D penalty under the Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. (“Guidelines”).

Analysis

Respondent has no prior violations of section 550.2415(1)(a), Florida Statutes, in the last 365 days. Therefore, Respondent should be issued a written warning under rule 75-6.011(3), Florida Administrative Code.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2023-029655.

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

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

Petitioner,

FGCC Case No.: 2023-029655

v.

MARY MCAFFE LIGHTNER,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”) and Mary Mcaffé Lightner (“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 Professional Individual Occupational License, 9920368-1021, issued by the Division.

2. This Consent Order is to be entered in resolution of the one-count Administrative Complaint filed in FGCC Case Number 2023-029655, alleging that Respondent was in violation of section 550.2415, Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing “Nokie” with an impermissible amount of **omeprazole sulfide (a metabolite of omeprazole)**. in its body during the performances held at Gulfstream Park Racing Association, Inc. (“Gulfstream Park”) on April 23, 2023.

3. On April 23, 2023, Nokie participated in the 6th race of the performances held at Gulfstream Park. Nokie finished in 1st in the 6th race of the performances held at Gulfstream Park.

4. This Consent Order was entered into in consideration of Respondent's previous disciplinary history, including no prior violations of section 550.2415, Florida Statutes, in the previous 365 days.

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. As the trainer of record, Respondent admits that they are responsible for the condition of the horse they enter into races.

8. Respondent waives her right to a Stewards Hearing in order to settle this matter through this Consent Order.

9. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that they are entitled to the advice of counsel, and have 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.

10. 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.

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

12. 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.

13. 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.

14. **WARNING:** The Parties agree that Respondent will be issued a **WRITTEN WARNING**. The Written Warning is not appealable and may be considered in aggravation of any future disciplinary proceedings against Respondent. Future violation of chapter 550, Florida Statutes may result in fines and/or suspension of Respondent's Pari-Mutuel Wagering Professional Individual Occupational License.

15. Respondent must execute and mail this Consent Order to: **Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming.**

16. 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.

17. 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.

18. 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.

19. This Consent Order may be signed in counterparts, and copies shall be treated as original.

20. The Parties agree that this serves as notice that the signed Consent Order will be placed on the next available Commission meeting.


21. 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.fgcc.fl.gov, for the meeting materials, agenda, and contact information.

22. Respondent authorize the Division to correct any typographical errors or make any non-material changes to this Consent Order after it is signed.

[Signature pages to follow]

WHEREFORE, Respondent, **MARY MCAFFE LIGHTNER**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 8 day of June, 2023.



MARY MCAFFE LIGHTNER
Respondent

STATE OF Florida

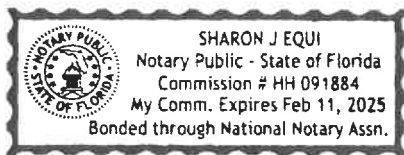
COUNTY OF Levy

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 8 day of June, 2023, by MARY MCAFFE LIGHTNER, who is personally known to me or who produced the following as identification:



Notary Public

My commission expires:



APPROVED this 22 day of June, 2023.

Emily Alvarado

EMILY ALVARADO
DEPUTY CHIEF ATTORNEY
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.: 2023-029655

MARY MCAFFE LIGHTNER,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Mary Mcaffé Lightner (“Respondent”), and alleges as follows:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 9920368-1021, issued by Petitioner.
3. At all times material hereto, Respondent was the trainer of record for the racing horse “Nokie,” with microchip number 981020031355711.
4. At all times material hereto, “Nokie” was owned by David West Wilson, who holds a Pari-Mutuel Wagering Professional Individual Occupational License, 10477754-1021, issued by Petitioner, and by Holly Wilson, who a Pari-Mutuel Wagering Professional Individual Occupational License, 10477660-1021, issued by Petitioner.

5. On April 23, 2023, “Nokie” participated in the 6th race of the performances held by Gulfstream Park Racing Association, Inc. (“Gulfstream Park”).

6. On April 23, 2023, “Nokie” finished in 1st place in the 6th race of the performances held by Gulfstream Park.

7. Gulfstream Park is a facility operated by a permitholder authorized to conduct pari-mutuel wagering in this state under chapter 550, Florida Statutes.

8. On April 23, 2023, urine sample number 316207 was collected from “Nokie.”

9. Urine sample number 316207 was processed and forwarded to the University of Florida Racing Laboratory (“UF Lab”), for analysis.

10. The UF Lab tested urine sample number 316207 and found that it contained **omeprazole sulfide (a metabolite of omeprazole)**.

11. In urine sample number 316207, **omeprazole sulfide**, was detected at a urinary concentration of 3.10 +/- 0.09 ng/mL.

12. Pursuant to section 550.2415(1)(a), Florida Statutes:

The racing of an animal that has been impermissibly medicated or determined to have a prohibited substance present is prohibited. It is a violation of this section for a person to impermissibly medicate an animal or for an animal to have a prohibited substance present resulting in a positive test for such medications or substances based on samples taken from the animal before or immediately after the racing of that animal.

13. According to rule 75-6.008(2)(s), Florida Administrative Code, it is a violation of section 550.2415, Florida Statutes, if **omeprazole sulfide** exists at a urinary concentration greater than 1 ng/mL.

14. Section 550.2415(1)(c), Florida Statutes, states, “[t]he finding of a prohibited substance in a race-day specimen constitutes prima facie evidence that the substance was administered and was carried in the body of the animal while participating in the race.”

15. Rule 75-6.002(1), Florida Administrative Code, provides that, “[t]he trainer of record shall be responsible for and be the absolute insurer of the condition of the horses... he/she enters to race.”

16. Based on the foregoing, Respondent violated section 550.2415(1)(a), Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing “Nokie” with an impermissible concentration of a permitted substance in its body on April 23, 2023.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in rule 75-6.011, Florida Administrative Code, section 550.2415(3)(a), Florida Statutes, and/or any other relief that the Commission is authorized to impose pursuant to chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-029655 is signed this 30th day of May, 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

NOTICE OF RIGHT TO REQUEST A SPLIT SAMPLE

Pursuant to rule 75-6.006, Florida Administrative Code, you have the right to request a split sample with respect to each "Report of Positive Result" from the UF Lab. (Copy attached as Exhibit A). To request a split sample, use Form DBPR PMW-3290, Notification to Stewards/Judge of Split Sample Request (Form 3290).

You can obtain Form 3290, as well as a list of approved split samples laboratories, at the State Office located in any Florida pari-mutuel facility, or on the Division's website: <http://www.myfloridalicense.com/DBPR/pari-mutuel-wagering/forms-and-publications/>. You must submit Form 3290 to the state steward, Division hearing officer, or office of the General Counsel, within 10 days from receipt of this Notice, or you will waive your right to request a split sample.

EXHIBIT A



College of Medicine
Department of Pathology, Immunology and Laboratory Medicine
Racing Laboratory

RECEIVED
2023 MAY 12 PM 5:05
FILES
CONTROL
PO Box 100275
Gainesville, FL 32610-0275
352-392-2238
352-846-1052 Fax

May 12, 2023

Mr. Joe Dillmore, Director
Florida Gaming Control Commission
2601 Blair Stone Road
Tallahassee, FL
32399-1037

RE: Report of Positive Result


Sample 316207 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

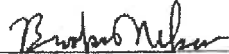
Omeprazole sulfide found in urine

Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 3.10 +/- 0.09 ng/mL.

<u>E011119-FHU</u>	<u>Horse Urine</u>	<u>69.3 g</u>	<u>INTACT</u>
Laboratory Number	Specimen	Final Weight	Seal
<u>Gulfstream Park</u>		<u>04/23/2023</u>	<u>04/25/2023</u>
Collected From		Date Collected	Date Received

Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action, whichever occurs first.


Dirk A Hunt Associate Director


Brooks Nelson Chemist III

RL 115

Page 1 of 1

23-73
University of Florida Racing Lab
ISO/IEC 17025-2017
Certificate # AT-1642



The Foundation for The Gator Nation
An Equal Opportunity Institution



DOCUMENTATION REQUIRED FOR ALL
DAMAGED OR VOIDED FORMS SECURE
STORAGE REQUIRED - ISSUE / USE
SEQUENTIALLY

316207 DATE 4-23-23
TRACK 321
RACE 6 FINISH 1
NAME OF ANIMAL Nokie
NOMBRE DEL ANIMAL
COLOR B SEX F AGE 4
ID NUMBER 981020031355711
 MICROCHIP TATTOO FREEZE-BRAND
BLOOD Mark Steele DVM MSJ
SAMPLED BY
URINE Isidro Cabrera I.C
SAMPLED BY
TRAINER Mary Lightner
ENTRENADOR / ENTRENADORA
WITNESS Manuel Ortiz
SIGNATURE FIRMA DE TESTIGO
WITNESS 1360360
LICENSE # NÚMERO DE LICENCIA
T C

RL-252-02

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.: 2023-029655

MARY MCAFFE LIGHTNER,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Mary Mcaffé Lightner (“Respondent”), and alleges as follows:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 9920368-1021, issued by Petitioner.
3. At all times material hereto, Respondent was the trainer of record for the racing horse “Nokie,” with microchip number 981020031355711.
4. At all times material hereto, “Nokie” was owned by David West Wilson, who holds a Pari-Mutuel Wagering Professional Individual Occupational License, 10477754-1021, issued by Petitioner, and by Holly Wilson, who a Pari-Mutuel Wagering Professional Individual Occupational License, 10477660-1021, issued by Petitioner.

5. On April 23, 2023, “Nokie” participated in the 6th race of the performances held by Gulfstream Park Racing Association, Inc. (“Gulfstream Park”).

6. On April 23, 2023, “Nokie” finished in 1st place in the 6th race of the performances held by Gulfstream Park.

7. Gulfstream Park is a facility operated by a permit holder authorized to conduct pari-mutuel wagering in this state under chapter 550, Florida Statutes.

8. On April 23, 2023, urine sample number 316207 was collected from “Nokie.”

9. Urine sample number 316207 was processed and forwarded to the University of Florida Racing Laboratory (“UF Lab”), for analysis.

10. The UF Lab tested urine sample number 316207 and found that it contained **omeprazole sulfide (a metabolite of omeprazole)**.

11. In urine sample number 316207, **omeprazole sulfide**, was detected at a urinary concentration of 3.10 +/- 0.09 ng/mL.

12. Pursuant to section 550.2415(1)(a), Florida Statutes:

The racing of an animal that has been impermissibly medicated or determined to have a prohibited substance present is prohibited. It is a violation of this section for a person to impermissibly medicate an animal or for an animal to have a prohibited substance present resulting in a positive test for such medications or substances based on samples taken from the animal before or immediately after the racing of that animal.

13. According to rule 75-6.008(2)(s), Florida Administrative Code, it is a violation of section 550.2415, Florida Statutes, if **omeprazole sulfide** exists at a urinary concentration greater than 1 ng/mL.

14. Section 550.2415(1)(c), Florida Statutes, states, “[t]he finding of a prohibited substance in a race-day specimen constitutes prima facie evidence that the substance was administered and was carried in the body of the animal while participating in the race.”

15. Rule 75-6.002(1), Florida Administrative Code, provides that, “[t]he trainer of record shall be responsible for and be the absolute insurer of the condition of the horses...he/she enters to race.”

16. Based on the foregoing, Respondent violated section 550.2415(1)(a), Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing “Nokie” with an impermissible concentration of a permitted substance in its body on April 23, 2023.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in rule 75-6.011, Florida Administrative Code, section 550.2415(3)(a), Florida Statutes, and/or any other relief that the Commission is authorized to impose pursuant to chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-029655 is signed this 30th day of May, 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

NOTICE OF RIGHT TO REQUEST A SPLIT SAMPLE

Pursuant to rule 75-6.006, Florida Administrative Code, you have the right to request a split sample with respect to each “Report of Positive Result” from the UF Lab. (Copy attached as Exhibit A). To request a split sample, use Form DBPR PMW-3290, Notification to Stewards/Judge of Split Sample Request (Form 3290).

You can obtain Form 3290, as well as a list of approved split samples laboratories, at the State Office located in any Florida pari-mutuel facility, or on the Division’s website: <http://www.myfloridalicense.com/DBPR/pari-mutuel-wagering/forms-and-publications/>. You must submit Form 3290 to the state steward, Division hearing officer, or office of the General Counsel, within 10 days from receipt of this Notice, or you will waive your right to request a split sample.

EXHIBIT A



College of Medicine
Department of Pathology, Immunology and Laboratory Medicine
Racing Laboratory

RECEIVED
2023 MAY 12 PM 5:05
FLORIDA GAMING CONTROL COMMISSION
PO Box 100275
Gainesville, FL 32610-0275
352-392-2238
352-846-1052 Fax

May 12, 2023

Mr. Joe Dillmore, Director
Florida Gaming Control Commission
2601 Blair Stone Road
Tallahassee, FL
32399-1037

RE: Report of Positive Result

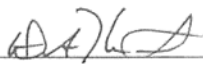
Sample 316207 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

Omeprazole sulfide found in urine

Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 3.10 +/- 0.09 ng/mL.

<u>E011119-FHU</u>	<u>Horse Urine</u>	<u>69.3 g</u>	<u>INTACT</u>
Laboratory Number	Specimen	Final Weight	Seal
<u>Gulfstream Park</u>		<u>04/23/2023</u>	<u>04/25/2023</u>
Collected From		Date Collected	Date Received

Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action, whichever occurs first.


Dirk A Hunt Associate Director


Brooks Nelson Chemist III

RL 115

Page 1 of 1

23-73
University of Florida Racing Lab
ISO/IEC 17025-2017
Certificate # AT-1642



The Foundation for The Gator Nation
An Equal Opportunity Institution



DOCUMENTATION REQUIRED FOR ALL
DAMAGED OR VOIDED FORMS SECURE
STORAGE REQUIRED - ISSUE / USE
SEQUENTIALLY

316207 DATE 4-23-23
TRACK 321
RACE 6 FINISH 1
NAME OF ANIMAL Nokie
NOMBRE DEL ANIMAL
COLOR B SEX F AGE 4
ID NUMBER 981020031355711
 MICROCHIP TATTOO FREEZE-BRAND
BLOOD Mark Steele DVM MSJ
SAMPLED BY
URINE Isidro Cabrera I.C
SAMPLED BY
TRAINER Mary Lightner
ENTRENADOR / ENTRENADORA
WITNESS Manuel Ortiz
SIGNATURE FIRMA DE TESTIGO
WITNESS 1360360
LICENSE # NÚMERO DE LICENCIA

T C RL-252-02

College of Medicine
 Department of Pathology, Immunology and Laboratory Medicine
 Racing Laboratory

RECEIVED
 2023 MAY 12 PM 5:05
 FLORIDA GAMING CONTROL COMMISSION
 PO Box 100275
 Gainesville, FL 32610-0275
 352-392-2238
 352-846-1052 Fax

May 12, 2023

Mr. Joe Dillmore, Director
 Florida Gaming Control Commission
 2601 Blair Stone Road
 Tallahassee, FL
 32399-1037

RE: Report of Positive Result

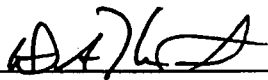
Sample 316207 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

Omeprazole sulfide found in urine

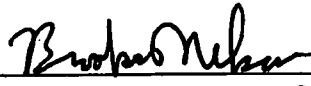
Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 3.10 +/- 0.09 ng/mL.

<u>E011119-FHU</u>	<u>Horse Urine</u>	<u>69.3 g</u>	<u>INTACT</u>
Laboratory Number	Specimen	Final Weight	Seal
<u>Gulfstream Park</u>		<u>04/23/2023</u>	<u>04/25/2023</u>
Collected From		Date Collected	Date Received

Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action, whichever occurs first.



 Dirk A Hunt Associate Director

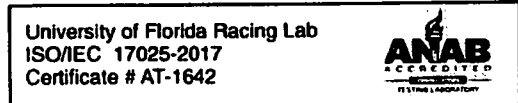


 Brooks Nelson Chemist III

RL. 115

Page 1 of 1

23-73





DOCUMENTATION REQUIRED FOR ALL
DAMAGED OR VOIDED FORMS SECURE
STORAGE REQUIRED - ISSUE / USE
SEQUENTIALLY

316207 DATE 4-23-23
TRACK 321
RACE 6 FINISH 1
NAME OF ANIMAL Nokie
NOMBRE DEL ANIMAL
COLOR B SEX F AGE 4
ID NUMBER 981020031355711
 MICROCHIP TATTOO FREEZE-BRAND
BLOOD Mark Steele DVM MSJ
SAMPLED BY
URINE Isidro Cabrera J.C.
SAMPLED BY
TRAINER Mary Lightner
ENTRENADOR / ENTRENADORA
WITNESS Manuel Ortiz
SIGNATURE [Signature]
FIRMA DE TESTIGO
WITNESS 1360360
LICENSE # NÚMERO DE LICENCIA
T C RL-252-02

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Search Update	Change Recording License Type Update	Mass Status Update	Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline			

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: gricks

VR Home > Complaint Search > Maintain Complaint

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	10 Initial Review	Status Date	05/23/2023
Complaint #	2023029655	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	LIGHTNER, MARY MCAFFE	Responsible	elanier - LANIER, EBONIE	Private Case

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

Source	LAB - UF Laboratory	Security Level	1	<input checked="" type="checkbox"/>	Parties	<input type="checkbox"/>	Activities
Form	FAX - Fax	Priority	1	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	V-X - Class V Drug Positive	Complexity	R - Regular	<input checked="" type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	04/23/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	SR - Southern Region	Received	05/12/2023	<input type="checkbox"/>	Inspection		
Reference	316207			<input type="checkbox"/>	Costs		
Entered	05/23/2023	Entered By	gricks	<input type="checkbox"/>	Time Tracking	Auto Assign	
Summary	--- 321 - Gulfstream Park Racing Association, Horse NOKIE, Drug Omprazole sulfide, Sample # 316207, Lab # E011119-FHU ---			<input type="checkbox"/>	Attachments	History	
Updated	05/23/2023 13:57:24	By	gricks	<input type="checkbox"/>	Work Notes	Print Report	

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

Get Adobe Reader.

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: gricks

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/30/2024**

File # **57831** Name **LIGHTNER, MARY MCAFFE** Extended To

License # **9920368** Rank **PIND - Professional Individual Occupational** Renewed On **06/10/2021**

Entity # **9920368** Lic Status **Current**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **10892 Street SW 88TH COURT**

Line 2

Line 3

City **OCALA** State **FL** Zip **34481**

Routing



Other

1st License Date **07/11/2018** Rank Date **06/10/2021** Certificate #

Method **I-S-1024** Status Date **07/11/2018** Certificate Date

Fee Exempt No Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	TRNR - Trainer	03/05/2014	
I	TBRD - Thoroughbred	05/30/2012	
L	321 - Gulfstream Park	07/11/2018	
Y	3YR - 3 Year License	05/30/2012	

Alt Keys

BEST LIC NBR **9920368**

 Get Adobe Reader.

FAQ | Help | Sign Out



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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: gricks

VR Home > License Search > License Home

License Fed Tax # [REDACTED] Lic Type 1021 - PMW Professional Individual Occupational Expires On 06/30/2024 File # 61151 Name WILSON, HOLLY Extended To PIND - Professional Individual Occupational Renewed On License # 10477660 Rank Individual Occupational Entity # 10477660 Lic Status Current		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back																				
Address Street # 1400 Street NORTH TUSTIN STREET Line 2 Line 3 City ORANGE State CA Zip 92867 Routing																						
Other 1st License Date 08/11/2021 Rank Date 08/11/2021 Certificate # Method I-S-1020 Status Date 08/11/2021 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>C</td> <td>IOWN - Individual Animal Owner</td> <td>06/04/2014</td> <td></td> </tr> <tr> <td>I</td> <td>TBRD - Thoroughbred</td> <td>06/04/2014</td> <td></td> </tr> <tr> <td>L</td> <td>910 - TLH Licensing</td> <td>08/11/2021</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>06/18/2014</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	C	IOWN - Individual Animal Owner	06/04/2014		I	TBRD - Thoroughbred	06/04/2014		L	910 - TLH Licensing	08/11/2021		Y	3YR - 3 Year License	06/18/2014		
Type	Modifier	Effective Date	Additional Info																			
C	IOWN - Individual Animal Owner	06/04/2014																				
I	TBRD - Thoroughbred	06/04/2014																				
L	910 - TLH Licensing	08/11/2021																				
Y	3YR - 3 Year License	06/18/2014																				
Alt Keys BEST LIC NBR 10477660																						

 Get Adobe Reader.

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: gricks

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] c Type **1021 - PMW Professional Individual Occupational** Expires On **06/30/2024**

File # **61152** Name **WILSON, DAVID WEST** Extended To

License # **10477754** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **10477754** Lic Status **Current**

-
-
-
-
-

Address

Street # **1400** Street **NORTH TUSTIN STREET**

Line 2

Line 3

City **ORANGE** State **CA** Zip **92867**

Routing

Other

1st License Date **08/11/2021** Rank Date **08/11/2021** Certificate #

Method **I-S-1020** Status Date **08/11/2021** Certificate Date

Fee Exempt No Birth Date [REDACTED] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	06/04/2014	
I	TBRD - Thoroughbred	06/04/2014	
L	910 - TLH Licensing	08/11/2021	
Y	3YR - 3 Year License	06/18/2014	

Alt Keys

BEST LIC NBR **10477754**

Get Adobe Reader.

6



MAIDEN CLAIMING \$25,000

Purse \$29,000. (Includes \$4,000 from FTHA-FOA) For Maidens, Fillies And Mares Three Years Old and Upward. Three Year Olds, 118 Lbs; Older, 125 Lbs Claiming Price \$25,000 if no three-year-olds are entered, older weight will revert to 122 lbs. Five And One Half Furlongs (Tapeta)

equibase.com/QR

Track Record: Extendo(3), 118 lbs; 1:01.61 (1-18-23)

Main table containing race details for races 1 through 7. Each race entry includes race number, color, age, sex, owner, silks, trainer, speed, weight, jockey, class, and performance data.

Handwritten mark '1/2' with an arrow pointing to race 4.

RACE 6 CONTINUED ON NEXT PAGE

04/23/2023 Race 6 Printed on 4/21/2023 at 1:49:18 PM

RACE 6 CONTINUED

8 **2-1** Owner: The Elkstone Group, LLC (Stuart Grant) (0-0-0-0) 0.00%
 Silks: White, Orange Elk Head and 'E' on Lime Ball, Lime Sleeves, White Cap
 Trainer: Ron G. Potts (0-0-0-0) 0.00%

Pink **\$25,000** **Megan Makin Money (L)**

118

Luca Panici
 (15-2-3-2) 13.33%

Ch.f.3 Kantharos - Under Served by Hook and Ladder - Bred by Helen Barbazon & Joseph Barbazon (Apr 15, 2020) in FL

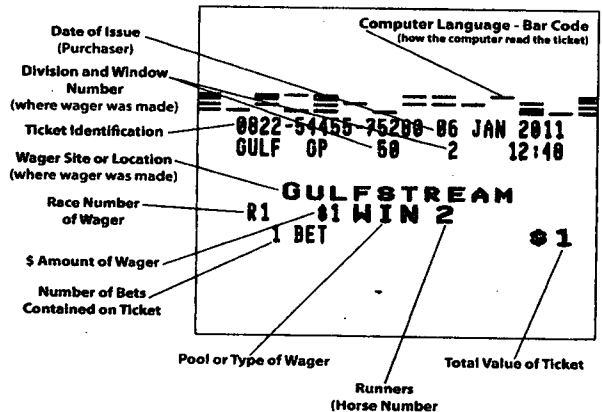
31Mar23 9 GP	ft	5/2	:2178	:4595	1:0380	3	McI 35000	60	8	6	75 1/2	75 1/2	56	67	Castellano J	118	bl.	3.50	Drum Roll 1 1/2	Compass Fire 2	Motown Mika 1 1/2	►bumped start, 4wd 10
03Mar23 3 GP	ft	5f	:2145	:4542	:5785	3	McI 35000	73	2	1	1 1/2	1 1/2	1 1/2	2nk	Gaffalone T	118	bl.	3.40	Astrowhityoucndn 1/2	Mgn Mkn Mny 1/2	Mo Kiss 1/2	2p ask 1/4 game caught 7
15Feb23 9 GP	ft	5f	:2139	:4433	:5663	3	McI 50000cnd-N	60	11	1	3nk	1hd	3 1/2	107 1/2	Lopez P	118	bl.	3.70	Fre to Romn 1/2	Metartthct 1/2	Our Fortun Coode 1/2	duel 4-3rd, left lead 12
18Jan23 6 GP	ft	5/2	:2185	:4529	1:0375	3	McI 50000cnd-N	63	1	1	1 1/2	1 1/2	3 1/2		Lopez P	118	bl.	*2.50	Shez Speightful 1/2	No Actiarn 1/2	Megan Makn Mny 1/2	pace 2p, late yield 7
07Dec22 1 GP	fm	4 1/2	:2164	:4456	:5668	2	McI 50000-N	49	2	4	1 1/2	1hd	3 1/2	85 1/2	Panici L	118	bl.	3.00	Rville Songh 1/2	Ukaside Getwyrn 1/2	Moonlight Vision 1/2	pressured pace 2path 11
19Sep22 3 Pld	ft	6f	:2248	:4548	1:1020	2	Msw 35000	88	4	1	1 1/2	1 1/2	2 1/2		Gallardo A A	120	f	*.90	Jill Attribug 1/2	Mgn Mkn Mny 1/2	St's Blue Jacket 1/2	tm back bid, shook chr 7
16Aug22 5 Pld	ft	5 1/2	:2305	:4651	1:0482	2	Msw 35000	87	3	1	1 1/2	1 1/2	3 1/2		Villa Gomez H	120	fw	*1.10	Tp th Tittis 1/2	Zip Cod Emvryn 1/2	BBlrnior's Ronson 1/2	drew off, wtd late 8
26Jul22 6 Pld	ft	5f	:2233	:4582	:5782	2	Msw 35000	69	1	2	2 1/2	2hd	2 1/2		Villa Gomez H	120	fw	3.00	Devra Warrior 1/2	Megan Makn Mny 1/2	Lumj	chased, led, outfinished 10

Workouts: 16 Apr 23 Tam 4f ft :50.80b 46/56 26 Mar 23 Tam 4f ft :49.60b 32/103 19 Mar 23 Tam 4f ft :49b 14/78 8 Feb 23 Tam 4f ft :49.80b 17/32
 L - Lasix; O - First Time Lasix; @ - Off Lasix; - Florida Bred

PROBABLE FAVORITES 8-1-3-5

04/23/2023 Race 6
 Printed on 4/21/2023 at 1:49:18 PM

HOW TO READ A MUTUEL TICKET



WAGER TYPE ABBREVIATIONS

WIN	Win	TRIWHL	Trifecta Wheel
PLA	Place	TRI P/W	Trifecta Part-Wheel
SH	Show	TRI BOX	Trifecta Box
WP	Win, Place	TRI KEY	Trifecta Key
WS	Win, Show	BET 3	Bet Three
WPS	Win, Place, Show	BET 3 WHL	Bet Three Wheel
DB	Daily Double	BET 3 P/W	Bet Three Part-Wheel
WB WHL	Daily Double Wheel	SF	Superfecta
DB P/W	Daily Double Part-Wheel	SF WHL	Superfecta Part-Wheel
EX	Exacta	SF P/W	Superfecta Box
EX WHL	Exacta Wheel	SF BOX	Superfecta Wheel
WX P/W	Exacta Part-Wheel	SF KEY	Superfecta Part-Wheel
EX BOX	Exacta Box	PICK 6	Pick Six
EX KEY	Exacta Key	PICK 6 WHL	Pick Six Wheel
TRI	Trifecta	PICK 6 P/W	Pick Six Part-Wheel

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Angel M. Rodriguez Case No. 2023-029478; Consent Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Angel M. Rodriguez (“Respondent”) to resolve Case No. 2023-029478. Pursuant to the terms of the proposed order, Respondent would be issued a written warning for violating section 550.2415(1)(a), Florida Statutes, and 75-6.008(2)(s), Florida Administrative Code.

Background

Respondent was the trainer and owner of record for the racing horse Sassy Beast. On April 22, 2023, Sassy Beast finished 1st place in the 6th race of the performances held by Gulfstream Park Racing Association, Inc. A urine sample was taken from Sassy Beast to test for any prohibited substances. The sample was sent to the University of Florida Lab (“UF Lab”) and subsequently tested. The UF Lab detected omeprazole sulfide¹ in the urine. Omeprazole sulfide was detected at a urine concentration of 4.68 +/- 0.09 ng/mL.

The Division filed an administrative complaint alleging a violation of section 550.2415(1)(a), Florida Statutes, which makes it a violation of Florida law to race an animal that been determined to have a prohibited substance present in its system.

Rule 75-6.008(2)(s), Florida Administrative Code, provides that it is a violation if omeprazole sulfide exists at a urinary concentration greater than 1 ng/mL.

The penalty for this violation is a Class D penalty under the Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. (“Guidelines”).

¹ Omeprazole sulfide is a gastric acid secretory depressant and Class 5 drug. See Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. Omeprazole sulfide is used to treat certain stomach and esophagus problems.

Analysis

Respondent has no prior violations of section 550.2415(1)(a), Florida Statutes, in the last 365 days. Therefore, Respondent should be issued a written warning under rule 75-6.011(3), Florida Administrative Code.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2023-029478.

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

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

Petitioner,

FGCC Case No.: 2023-029478

v.

ANGEL M. RODRIGUEZ,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”) and Angel M. Rodriguez (“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 Professional Individual Occupational License, 2012044-1021, issued by the Division.

2. This Consent Order is to be entered in resolution of the one-count Administrative Complaint filed in FGCC Case Number 2023-029478, alleging that Respondent was in violation of section 550.2415, Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing Owner’s horse “Sassy Beast” with an impermissible amount of **omeprazole sulfide (a metabolite of omeprazole)** in its body during the performances held at Gulfstream Park Racing Association, Inc. (“Gulfstream Park”) on April 22, 2023.

3. On April 22, 2023, Sassy Beast participated in the 6th race of the performances held at Gulfstream Park. Sassy Beast finished in 1st in the 6th race of the performances held at Gulfstream Park.

4. This Consent Order was entered into in consideration of Respondent's previous disciplinary history, including no prior violations of section 550.2415, Florida Statutes, in the previous 365 days.

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. As the trainer of record, Respondent admits that they are responsible for the condition of the horse they enter into races.

8. Respondent waives his right to a Stewards Hearing in order to settle this matter through this Consent Order.

9. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that they are entitled to the advice of counsel, and have either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledge 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.

10. 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.

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

12. 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.

13. 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.

14. **WARNING:** The Parties agree that Respondent will be issued a **WRITTEN WARNING**. The Written Warning is not appealable and may be considered in aggravation of any future disciplinary proceedings against Respondent. Future violation of chapter 550, Florida Statutes may result in fines and/or suspension of Respondent's Pari-Mutuel Wagering Professional Individual Occupational License.

15. Respondent execute and mail this Consent Order to: **Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming.**

16. 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.

17. 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.

18. 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.

19. This Consent Order may be signed in counterparts, and copies shall be treated as original.

20. The Parties agree that this serves as notice that the signed Consent Order will be placed on the next available Commission meeting.

21. 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.

22. Respondent authorizes the Division to correct any typographical errors or make any non-material changes to this Consent Order after it is signed.

[Signature pages to follow]

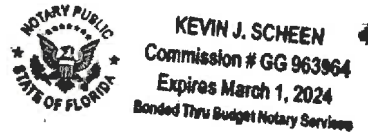
WHEREFORE, Respondent and Owner, **ANGEL M. RODRIGUEZ**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 10 day of JUNE, 2023.




ANGEL M. RODRIGUEZ
Respondent and Owner

STATE OF FLORIDA
COUNTY OF BROWARD



The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 10 day of JUNE, 2023, by ANGEL M. RODRIGUEZ, who is personally known to me or who produced the following as identification:


Notary Public
My commission expires: 3/1/2024

APPROVED this 22 day of June, 2023.



EMILY ALVARADO
DEPUTY CHIEF ATTORNEY
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.: 2023-029478

ANGEL M. RODRIGUEZ,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Angel M. Rodriguez (“Respondent”), and alleges as follows:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 2012044-1021, issued by Petitioner.
3. At all times material hereto, Respondent was the trainer and owner of record for the racing horse “Sassy Beast,” with microchip number 981020023672087.
4. On April 22, 2023, “Sassy Beast” participated in the 6th race of the performances held by Gulfstream Park Racing Association, Inc. (“Gulfstream Park”).
5. On April 22, 2023, “Sassy Beast” finished in 1st place in the 6th race of the performances held by Gulfstream Park.

6. Gulfstream Park is a facility operated by a permit holder authorized to conduct pari-mutuel wagering in this state under chapter 550, Florida Statutes.

7. On April 22, 2023, urine sample number 316188 was collected from "Sassy Beast."

8. Urine sample number 316188 was processed and forwarded to the University of Florida Racing Laboratory ("UF Lab"), for analysis.

9. The UF Lab tested urine sample number 316188 and found that it contained **omeprazole sulfide (a metabolite of omeprazole)**.

10. In urine sample number 316188, **omeprazole sulfide** was detected at a urinary concentration of 4.68 +/- 0.09 ng/mL.

11. Pursuant to section 550.2415(1)(a), Florida Statutes:

The racing of an animal that has been impermissibly medicated or determined to have a prohibited substance present is prohibited. It is a violation of this section for a person to impermissibly medicate an animal or for an animal to have a prohibited substance present resulting in a positive test for such medications or substances based on samples taken from the animal before or immediately after the racing of that animal.

12. According to rule 75-6.008(2)(s), Florida Administrative Code, it is a violation of section 550.2415, Florida Statutes, if **omeprazole sulfide** exists at a urinary concentration greater than 1 ng/mL.

13. Section 550.2415(1)(c), Florida Statutes, states, "[t]he finding of a prohibited substance in a race-day specimen constitutes prima facie evidence that the substance was administered and was carried in the body of the animal while participating in the race."

14. Rule 75-6.002(1), Florida Administrative Code, provides that, "[t]he trainer of record shall be responsible for and be the absolute insurer of the condition of the horses... he/she enters to race."

15. Based on the foregoing, Respondent violated section 550.2415(1)(a), Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing “Sassy Beast” with an impermissible concentration of a permitted substance in its body on April 22, 2023.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in rule 75-6.011, Florida Administrative Code, section 550.2415(3)(a), Florida Statutes, and/or any other relief that the **Commission** is authorized to impose pursuant to chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-029478 is signed this 26th day of May, 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

NOTICE OF RIGHT TO REQUEST A SPLIT SAMPLE

Pursuant to rule 75-6.006, Florida Administrative Code, you have the right to request a split sample with respect to each "Report of Positive Result" from the UF Lab. (Copy attached as Exhibit A). To request a split sample, use Form DBPR PMW-3290, Notification to Stewards/Judge of Split Sample Request (Form 3290).

You can obtain Form 3290, as well as a list of approved split samples laboratories, at the State Office located in any Florida pari-mutuel facility, or on the Division's website: <http://www.myfloridalicense.com/DBPR/pari-mutuel-wagering/forms-and-publications/>. You must submit Form 3290 to the state steward, Division hearing officer, or office of the General Counsel, within 10 days from receipt of this Notice, or you will waive your right to request a split sample.

EXHIBIT A



College of Medicine
Department of Pathology, Immunology and Laboratory Medicine
Racing Laboratory

RECEIVED

2023 MAY 12 PM 5:06

PO Box 100275
Gainesville, FL 32610-0275
352-392-2238
352-846-1052 Fax

May 12, 2023

Mr. Joe Dillmore, Director
Florida Gaming Control Commission
2601 Blair Stone Road
Tallahassee, FL
32399-1037

RE: Report of Positive Result


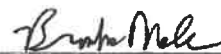
Sample 316188 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

Omeprazole sulfide found in urine

Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 4.68 +/- 0.09 ng/mL.

<u>E011081-FHU</u>	<u>Horse Urine</u>	<u>65.3 g</u>	<u>INTACT</u>
<u>Laboratory Number</u>	<u>Specimen</u>	<u>Final Weight</u>	<u>Seal</u>
<u>Gulfstream Park</u>		<u>04/22/2023</u>	<u>04/25/2023</u>
<u>Collected From</u>		<u>Date Collected</u>	<u>Date Received</u>

Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action, whichever occurs first.

	
Dirk A Hunt	Brooks Nelson
Associate Director	Chemist III

RL 115

Page 1 of 1

23-72

University of Florida Racing Lab
ISO/IEC 17025-2017
Certificate # AT-1642



The Foundation for The Gator Nation
An Equal Opportunity Institution

DOCUMENTATION REQUIRED FOR ALL
DAMAGED OR VOIDED FORMS SECURE
STORAGE REQUIRED - ISSUE / USE
SEQUENTIALLY

Florida
dbpr
Department of Business
& Professional Regulation

316188 DATE 4-22-23
TRACK 321
RACE 6 FINISH 1
NAME OF ANIMAL Sassy Beast.
NOMBRE DEL ANIMAL
COLOR ch SEX m AGE 5.
ID NUMBER 981020023672087.
 MICROCHIP TATTOO FREEZE-BRAND
BLOOD DR. William M. Watson III DVM
SAMPLED BY
URINE Juan Foyu JF.
SAMPLED BY
TRAINER ANGEL M. Rodriguez.
ENTRENADOR / ENTRENADORA
WITNESS Hector Veliz Hector Veliz
SIGNATURE FIRMA DE TESTIGO
WITNESS 8176098
LICENSE # NÚMERO DE LICENCIA

RL-252-02
HP.

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.: 2023-029478

ANGEL M. RODRIGUEZ,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Angel M. Rodriguez (“Respondent”), and alleges as follows:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 2012044-1021, issued by Petitioner.
3. At all times material hereto, Respondent was the trainer and owner of record for the racing horse “Sassy Beast,” with microchip number 981020023672087.
4. On April 22, 2023, “Sassy Beast” participated in the 6th race of the performances held by Gulfstream Park Racing Association, Inc. (“Gulfstream Park”).
5. On April 22, 2023, “Sassy Beast” finished in 1st place in the 6th race of the performances held by Gulfstream Park.

6. Gulfstream Park is a facility operated by a permit holder authorized to conduct pari-mutuel wagering in this state under chapter 550, Florida Statutes.

7. On April 22, 2023, urine sample number 316188 was collected from “Sassy Beast.”

8. Urine sample number 316188 was processed and forwarded to the University of Florida Racing Laboratory (“UF Lab”), for analysis.

9. The UF Lab tested urine sample number 316188 and found that it contained **omeprazole sulfide (a metabolite of omeprazole)**.

10. In urine sample number 316188, **omeprazole sulfide** was detected at a urinary concentration of 4.68 +/- 0.09 ng/mL.

11. Pursuant to section 550.2415(1)(a), Florida Statutes:

The racing of an animal that has been impermissibly medicated or determined to have a prohibited substance present is prohibited. It is a violation of this section for a person to impermissibly medicate an animal or for an animal to have a prohibited substance present resulting in a positive test for such medications or substances based on samples taken from the animal before or immediately after the racing of that animal.

12. According to rule 75-6.008(2)(s), Florida Administrative Code, it is a violation of section 550.2415, Florida Statutes, if **omeprazole sulfide** exists at a urinary concentration greater than 1 ng/mL.

13. Section 550.2415(1)(c), Florida Statutes, states, “[t]he finding of a prohibited substance in a race-day specimen constitutes prima facie evidence that the substance was administered and was carried in the body of the animal while participating in the race.”

14. Rule 75-6.002(1), Florida Administrative Code, provides that, “[t]he trainer of record shall be responsible for and be the absolute insurer of the condition of the horses...he/she enters to race.”

15. Based on the foregoing, Respondent violated section 550.2415(1)(a), Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing “Sassy Beast” with an impermissible concentration of a permitted substance in its body on April 22, 2023.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in rule 75-6.011, Florida Administrative Code, section 550.2415(3)(a), Florida Statutes, and/or any other relief that the **Commission** is authorized to impose pursuant to chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-029478 is signed this 26th day of May, 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

NOTICE OF RIGHT TO REQUEST A SPLIT SAMPLE

Pursuant to rule 75-6.006, Florida Administrative Code, you have the right to request a split sample with respect to each "Report of Positive Result" from the UF Lab. (Copy attached as Exhibit A). To request a split sample, use Form DBPR PMW-3290, Notification to Stewards/Judge of Split Sample Request (Form 3290).

You can obtain Form 3290, as well as a list of approved split samples laboratories, at the State Office located in any Florida pari-mutuel facility, or on the Division's website: <http://www.myfloridalicense.com/DBPR/pari-mutuel-wagering/forms-and-publications/>. You must submit Form 3290 to the state steward, Division hearing officer, or office of the General Counsel, within 10 days from receipt of this Notice, or you will waive your right to request a split sample.

EXHIBIT A



College of Medicine
Department of Pathology, Immunology and Laboratory Medicine
Racing Laboratory

RECEIVED

2023 MAY 12 PM 5:05

FLORIDA GAMING
CONTROL COMMISSION
PO Box 100275
Gainesville, FL 32610-0275
352-392-2238
352-846-1052 Fax

May 12, 2023

Mr. Joe Dillmore, Director
Florida Gaming Control Commission
2601 Blair Stone Road
Tallahassee, FL
32399-1037

RE: Report of Positive Result

Sample 316188 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

Omeprazole sulfide found in urine

Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 4.68 +/- 0.09 ng/mL.

<u>E011081-FHU</u>	<u>Horse Urine</u>	<u>65.3 g</u>	<u>INTACT</u>
Laboratory Number	Specimen	Final Weight	Seal
<u>Gulfstream Park</u>		<u>04/22/2023</u>	<u>04/25/2023</u>
Collected From		Date Collected	Date Received

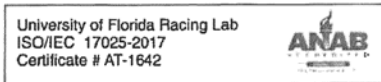
Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action, whichever occurs first.


Dirk A Hunt Associate Director


Brooks Nelson Chemist III

RL 115

Page 1 of 1



The Foundation for The Gator Nation
An Equal Opportunity Institution



DOCUMENTATION REQUIRED FOR ALL
DAMAGED OR VOIDED FORMS SECURE
STORAGE REQUIRED - ISSUE / USE
SEQUENTIALLY

316188 DATE 4-22-23

TRACK 321

RACE 6 FINISH 1

NAME OF ANIMAL Sassy Beast
NOMBRE/DEL ANIMAL

COLOR ch SEX m AGE 5

ID NUMBER 981020023672087

MICROCHIP TATTOO FREEZE-BRAND

BLOOD Dr. William M. Watson III DVM

URINE Juan Foyu JF
SAMPLED BY

TRAINER Angel M. Rodriguez
ENTRENADOR / ENTRENADORA

WITNESS Hector Veliz
SIGNATURE FIRMA DE TESTIGO

WITNESS 8176098
LICENSE # NÚMERO DE LICENCIA

RL-252-02
HP

2023 MAY 12 PM 5:05

College of Medicine
Department of Pathology, Immunology and Laboratory Medicine
Racing Laboratory

FLORIDA GAMING
CONTROL COMMISSION
Gainesville, FL 32610-0275
352-392-2238
352-846-1052 Fax

May 12, 2023

Mr. Joe Dillmore, Director
Florida Gaming Control Commission
2601 Blair Stone Road
Tallahassee, FL
32399-1037

RE: Report of Positive Result

Sample 316188 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

Omeprazole sulfide found in urine

Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 4.68 +/- 0.09 ng/mL.

<u>E011081-FHU</u>	<u>Horse Urine</u>	<u>65.3 g</u>	<u>INTACT</u>
Laboratory Number	Specimen	Final Weight	Seal
<u>Gulfstream Park</u>		<u>04/22/2023</u>	<u>04/25/2023</u>
Collected From		Date Collected	Date Received

Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action, whichever occurs first.

Dirk A Hunt Associate Director

Brooks Nelson Chemist III

RL. 115

Page 1 of 1

23-72

University of Florida Racing Lab
ISO/IEC 17025-2017
Certificate # AT-1642





DOCUMENTATION REQUIRED FOR ALL
DAMAGED OR VOIDED FORMS SECURE
STORAGE REQUIRED - ISSUE / USE
SEQUENTIALLY

316188 DATE 4--22-23

TRACK 321

RACE 6 FINISH 1

NAME OF ANIMAL Sassy Beast..
NOMBRE/DEL ANIMAL

COLOR ch SEX m AGE 5.

ID NUMBER 981020023672087.

MICROCHIP TATTOO FREEZE-BRAND

BLOOD DR. William M. Watson III DVM
SAMPLED BY

URINE Juan Foyu JF
SAMPLED BY

TRAINER Angel M. Rodriguez..
ENTRENADOR / ENTRENADORA

WITNESS Hector Veliz Hector Veliz
SIGNATURE FIRMA DE TESTIGO

WITNESS 8176098
LICENSE # NÚMERO DE LICENCIA

RL-252-02

HP.

FAQ | Help | Sign Out

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

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: gricks

VR Home > Complaint Search > Maintain Complaint

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	10 Initial Review	Status Date	05/22/2023
Complaint #	2023029478	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	RODRIGUEZ, ANGEL M	Responsible	elanier - LANIER, EBONIE	Private Case

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

Source	LAB - UF Laboratory	Security Level	1	<input checked="" type="checkbox"/> Parties	<input type="checkbox"/> Activities
Form	FAX - Fax	Priority	1	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	V-X - Class V Drug Positive	Complexity	R - Regular	<input checked="" type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	01/22/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	SR - Southern Region	Received	05/12/2023	<input type="checkbox"/> Inspection	
Reference	316188			<input type="checkbox"/> Costs	
Entered	05/22/2023	Entered By	gricks	<input type="checkbox"/> Time Tracking	<input type="checkbox"/> Auto Assign
Summary	--- 321 - Gulfstream Park Racing Association, Horse SASSY BEAST, Drug Omprazole sulfide, Sample #316188 , Lab #E011081-FHU ---			<input type="checkbox"/> Attachments	<input type="checkbox"/> History
Updated	05/22/2023 16:38:18	By	gricks	<input type="checkbox"/> Work Notes	<input type="checkbox"/> Print Report

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

Get Adobe Reader.

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: gricks

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/30/2024**

File # **48685** Name **RODRIGUEZ, ANGEL M** Extended To

License # **2012044** Rank **PIND - Professional Individual Occupational** Renewed On **06/09/2021**

Entity # **2012044** Lic Status **Current**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **19371** Street **EAST IEVY STREET**

Line 2

Line 3

City **WILLISTON** State **FL** Zip **32696**

Routing

Other

1st License Date **07/06/2018** Rank Date **06/09/2021** Certificate #

Method **I-S-1024** Status Date **07/06/2018** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	TRNR - Trainer	06/09/2021	
I	TBRD - Thoroughbred	06/07/2007	
L	321 - Gulfstream Park	07/06/2018	
Y	3YR - 3 Year License	06/14/2012	

Alt Keys

BEST LIC NBR **2012044**

Get Adobe Reader.

6



STARTER OPTIONAL CLAIMING \$32,000

Purse \$31,000. (Includes \$4,000 from FTHA-FOA) For Fillies And Mares Four Years Old and Upward Which Have Started For A Claiming Price Of \$20,000 Or Less Since April 22, 2021 or Claiming Price \$32,000. Weight, 122 Lbs Non-winners Of A Race Since January 22 Allowed 2 Lbs. Claiming Price \$32,000 (Races Where Entered For \$20,000 Or Less Not Considered In Allowances). Five And One Half Furlongs (Tapeta)

equibase.com/QR

Track Record: Extendo(3), 118 lbs; 1:01.61 (1-18-23)

Table for race 1: 9-2 Red Sassy Beast (L) 113. Includes owner Angel M. Rodriguez, trainer Sandoval Michael, and various race results and statistics.

Table for race 2: 20-1 White Shes the North (L) 120. Includes owner In Front Racing Stables, trainer Jose Francisco D'Angelo, and various race results and statistics.

Table for race 3: 15-1 Blue Tactical Pajamas (L) 120. Includes owner James E. Hess, trainer Ron G. Potts, and various race results and statistics.

Printed on 4/20/2023 at 10:10:06 AM

RACE 6 CONTINUED ON NEXT PAGE

RACE 6 CONTINUED

4 3-1 Owner: ProRacing Stable, LLC (Jose D'Angelo) (1-0-0-0) 0.00%
Silks: White, Light Blue Epaulettes, Light Blue Cap
Trainer: Jose Francisco D'Angelo (13-2-0-2) 15.38%

Edgar Perez
(44-6-8-3) 13.64%

89.95 2023: 1 0 0 0 \$0 Turf: 23 5 4 1 \$159.70
2022: 10 2 3 0 \$79,833 Synthetic: 9 1 2 0 \$41.50
Life: 47 6 10 5 \$302,123 Off Track: 6 1 0 3 \$45.60
GP 39 5 10 4 \$264,600 Distance: 6 0 0 0 \$4.50
Course: 4 0 0 0 \$3.50

Yellow

Nikee Kan (L) 120

Dk B/Br.m.8 Kantharos - Yes It's Valid by Yes It's True - Bred by Sherry R. Mansfield & Kenneth H. Davis (Apr 25, 2015) in FL

Table with columns for date, race type, distance, and performance metrics for Nikee Kan and other horses in the race.

5 9-2 Owner: Runaway Point Farms LLC (Cassandra Louise Horner) (0-0-0-0) 0.00%
Silks: Lime Green, Navy Hoops, Lime Green Bars on Sleeves, Lime Cap
Trainer: Michael J. Trombetta (3-1-0-0) 33.33%

Miguel A. Vasquez
(44-5-6-7) 11.36%

81.4 2023: 3 0 2 1 \$15,490 Turf: 11 2 2 4 \$74.88
2022: 5 1 0 2 \$30,140 Synthetic: 1 0 1 0 \$5.85
Life: 13 2 3 4 \$81,960 Off Track: 3 1 0 1 \$22.00
GP 3 0 2 1 \$15,490 Distance: 5 1 2 1 \$39.15
Course: 1 0 1 0 \$5.85

Green

Chromepiated Heart (L) 120

Ch.m.5 Kantharos - Crysta's Court by Silent Name (JPN) - Bred by Jayson Horner (Apr 18, 2018) in KY

Table with columns for date, race type, distance, and performance metrics for Chromepiated Heart and other horses in the race.

6 8-1 Owner: West Point Thoroughbreds (Terrence Patrick Finley) (0-0-0-0) 0.00%
Silks: Gold, Black Star, Gold Band on Black Sleeves, Black Cap
Trainer: Dale L. Romans (2-0-1-0) 0.00%

Emisael Jaramillo
(37-6-4-7) 16.22%

75.34 2023: 3 1 0 0 \$16,040 Turf: 0 0 0 0 \$0
2022: 0 0 0 0 \$0 Synthetic: 1 1 0 0 \$15.00
Life: 7 3 1 0 \$131,093 Off Track: 0 0 0 0 \$0
GP 3 1 0 0 \$16,040 Distance: 0 0 0 0 \$0
Course: 0 0 0 0 \$0

Black

Strong Silent (L) 120

Dk B/Br.m.5 Wicked Strong - Awe Hush by Awesome Again - Bred by White Fox Farm (Mar 11, 2018) in KY

Table with columns for date, race type, distance, and performance metrics for Strong Silent and other horses in the race.

7 7-2 Owner: Hibiscus Stables LLC (Michael Oliveto) and Dig That Mine, LLC (Alan Kirshner) (1-0-0-0) 0.00%
Silks: Royal Blue, Fuchsia and Royal Blue Emblem, Fuchsia Seams on Sleeves, Royal Blue Cap
Trainer: Steve Klesiaris (3-0-0-0) 0.00%

Edwin Gonzalez
(20-4-4-4) 20.00%

87.2 2023: 1 0 0 1 \$8,700 Turf: 10 3 3 1 \$45.00
2022: 6 1 4 0 \$49,180 Synthetic: 2 0 2 0 \$5.00
Life: 12 3 5 1 \$132,520 Off Track: 1 0 1 0 \$5.00
GP 6 1 3 1 \$70,810 Distance: 0 0 0 0 \$0
Course: 0 0 0 0 \$0

Orange

Lionessobrittany (L) 120

Grito.m.5 Anchor Down - Divine Vow by Broken Vow - Bred by Farm III Enterprises LLC (Feb 22, 2018) in FL

Table with columns for date, race type, distance, and performance metrics for Lionessobrittany and other horses in the race.

Printed on 4/20/2023 at 10:10:06 AM

RACE 6 CONTINUED ON NEXT PAGE

RACE 6 CONTINUED

8 4-1
Pink

Owner: Sea Warrior Stables, LLC (Daniel K. Murphy) (0-0-0-0) 0.00%
Silks: Aqua, White Collar, Aqua Trident on White Shield, Aqua Cap
Trainer: Dale L. Romans (2-0-1-0) 0.00%

82.55 2023: 3 0 1 1 \$12,840 Turf: 7 0 2 1 \$28,398
2022: 13 1 7 1 \$72,070 Synthetic: 10 3 5 1 \$90,435
Life: 20 3 8 2 \$133,463 Off Track: 1 0 0 0 \$3,638
Luca Panici GP 13 2 5 2 \$72,298 Distance: 6 1 3 1 \$37,640
(11-1-3-2) 9.09% Course: 5 1 3 1 \$31,290

Designed by Kitten (L)

120

Ch.m.5 Kitten's Joy - Creative Design by Stravinsky - Bred by Three Lyons Racing LLC, Kenneth L. Ramsey & Sarah K. Ramsey (May 09, 2018) in KY KESEP19 \$50,000

17Mar23 7 GP	ft	◇	5K	:2213	:4557	1:0349	41	☐	SOC 12500 - N	94	5	2	31½	41½	2hd	2nk	Castellano J	120	bl	*2.10	Travess ^{nk} Designed by Kitten ^{nk} Foxy Lady ^{2j} ▶brk out, 2p, stymy turn 6
15Feb23 8 GP	fm	◇	14 5f	:2211	:4451	:5624	41	☐	Aoc 25000nw1s/x-N	78	7	6	43	44	43	42½	Castellano J	120	bl	6.60	Frozen Solid ^{1j} Prensipice ^{1j} Miss Sakamoto ^{nk} ▶bwp, 5p, brush/8, 4p str 9
14Jan23 4 GP	ft	◇	5K	:2270	:4556	1:0363	41	☐	SOC 12500 - N	82	2	4	41½	42	32½	31½	Gaffalone T	120	bl	*1.40	Brim Moon ^{1j} Chromhd lrt ^{1j} Dsgnd by Kitten ^{1j} 3p, 6p, h, bwp/1/8, lpt on 7
15Dec22 2 GP	ft	◇	5f	:2108	:4389	:5582	31	☐	SOC 50000 - N	94	5	3	34	32½	2½	2nk	Gaffalone T	120	bl	6.70	One Identity ^{nk} Designed by Kitten ^{nk} Sequin Lady ^{1j} ▶2p, 7p upr, harded out 5
25Oct22 7 Ind	fm	◇	96 5f	:2155	:4486	:5702	31	☐	Alw 36000nw1s/x	83	4	1	32½	33½	32½	2ns	Esquivel E	122	bl	*2.20	Brody Blzons ^{nk} Designed by Kitten ^{nk} Ms Temptation ^{1j} ▶rail, blk/1/8, closed 9
03Oct22 3 Ind	fm	◇	12 5f	:2131	:4486	:5673	31	☐	Alw 36000nw1/x	78	10	1	44½	43½	34	2½	Esquivel E	122	bl	4.90	Sold Tur ^{nk} Dsgnd by Kitten ^{nk} Infinite Potential ^{nk} stlk, late rly, unssd 10
09Sep22 8 Ind	fm	◇	5f	:2299	:4631	:5832	31	☐	Alw 36000nw1/x	82	7	2	73½	74½	64	53½	Esquivel E	122	bl	9.00	Artos ^{nk} Neon Summer ^{nk} Devine Charger ^{2j} evenly outside 11
02Aug22 5 Ind	ft	◇	5f	:2253	:4631	:5888	31	☐	Alw 36000nw1/x	80	1	1	1hd	1hd	3nk	2 ^{1j}	Esquivel E	122	bl	1.60	Pipeline Girl ^{1j} Designed by Kitten ^{nk} Gift Wrapped ^{4j} led rail, caught 5
03Jul22 7 CD	ft	◇	7f	:2275	:4628	1:2363	31	☐	Str 50000cnd	61	4	7	74½	74½	89	817½	Talamo J	122	bl	3.70	Ring Me Darling ^{1j} Sparkle of Hope ^{1j} Legerty ^{nk} bobbid bit st, 2p, faded 9
12Jun22 4 CD	ft	◇	5K	:2221	:4547	1:0336	31	☐	Alw 127000nw1/x	79	5	8	107½	96½	77½	45	Talamo J	123	bl	15.90	Altered Shot ^{2j} Margie's Kitchen ^{1j} Little Monzo ^{2j} 3p upper, mid gain 10

Workouts: 9 Feb 23 GP 3F ft: 38.40b 6/7
L - Lasix; ◇ - First Time Lasix; ☐ - Off Lasix; ☐ - Florida Bred

PROBABLE FAVORITES 4-7-8-1

04/22/2023 Race 6
Printed on 4/20/2023 at 10:10:06 AM

GULFSTREAM PARK

RAINBOW

PICK

6



- \$0.20 WAGER
- PICK THE WINNING HORSE OF THE LAST 6 RACES OF THE DAY
- BE THE ONLY WINNING TICKET TO TAKE DOWN THE CARRYOVER
- GULFSTREAM PARK'S LARGEST PAYOUT

LIVESTREAM AND WAGER AT GULFSTREAMPARK.COM

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Angel M. Rodriguez Case No. 2023-029757; Consent Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Angel M. Rodriguez (“Respondent”) to resolve Case No. 2023-029757. Pursuant to the terms of the proposed order, Respondent would be issued a written warning for violating section 550.2415(1)(a), Florida Statutes, and 75-6.008(2)(s), Florida Administrative Code.

Background

Respondent was the trainer of record for the racing horse Sutton Breeze, who was owned by Amalio Ruiz- Lozano. On April 21, 2023, Sutton Breeze finished 1st place in the 2nd race of the performances held by Tampa Bay Downs. A urine sample was taken from Sutton Breeze to test for any prohibited substances. The sample was sent to the University of Florida Lab (“UF Lab”) and subsequently tested. The UF Lab detected omeprazole sulfide¹ in the urine. Omeprazole sulfide was detected at a urine concentration of 1.53 +/- 0.09 ng/mL.

The Division filed an administrative complaint alleging a violation of section 550.2415(1)(a), Florida Statutes, which makes it a violation of Florida law to race an animal that been determined to have a prohibited substance present in its system.

Rule 75-6.008(2)(s), Florida Administrative Code, provides that it is a violation if omeprazole sulfide exists at a urinary concentration greater than 1 ng/mL.

The penalty for this violation is a Class D penalty under the Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. (“Guidelines”).

¹ Omeprazole sulfide is a gastric acid secretory depressant and Class 5 drug. See Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. Omeprazole sulfide is used to treat certain stomach and esophagus problems.

Analysis

Respondent has no prior violations of section 550.2415(1)(a), Florida Statutes, in the last 365 days. Therefore, Respondent should be issued a written warning under rule 75-6.011(3), Florida Administrative Code.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2023-029757.

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

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

Petitioner,

FGCC Case No.: 2023-029757

v.

ANGEL M. RODRIGUEZ,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”) and Angel M. Rodriguez (“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 Professional Individual Occupational License, 2012044-1021, issued by the Division.
2. This Consent Order is to be entered in resolution of the one-count Administrative Complaint filed in FGCC Case Number 2023-029757, alleging that Respondent was in violation of section 550.2415, Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing “Sutton Breeze” with an impermissible amount of **omeprazole sulfide (a metabolite of omeprazole)** in its body during the performances held at Tampa Bay Downs, Inc. (“TBD”) on April 21, 2023.
3. On April 21, 2023, Sutton Breeze participated in the 2nd race of the performances held at TBD. Sutton Breeze finished in 1st in the 2nd race of the performances held at TBD.

4. This Consent Order was entered into in consideration of Respondent's previous disciplinary history, including no prior violations of section 550.2415, Florida Statutes, in the previous 365 days.

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. As the trainer of record, Respondent admits that they are responsible for the condition of the horse they enter into races.

8. Respondent waives his right to a Stewards Hearing in order to settle this matter through this Consent Order.

9. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that they are entitled to the advice of counsel, and have either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledge 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.

10. 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.

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

12. 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.

13. 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.

14. **WARNING:** The Parties agree that Respondent will be issued a **WRITTEN WARNING**. The Written Warning is not appealable and may be considered in aggravation of any future disciplinary proceedings against Respondent. Future violation of chapter 550, Florida Statutes may result in fines and/or suspension of Respondent's Pari-Mutuel Wagering Professional Individual Occupational License.

15. Respondent must execute and mail this Consent Order to: Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming.

16. 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.

17. 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.

18. 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.

19. This Consent Order may be signed in counterparts, and copies shall be treated as original.

20. The Parties agree that this serves as notice that the signed Consent Order will be placed on the next available Commission meeting.

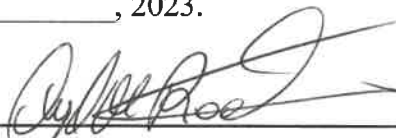
21. Respondent is not required to attend the Commission meeting. If Respondent would like to attend, he/she is responsible for checking the Florida Gaming Control Commission website at www.flgaming.gov, for the meeting materials, agenda, and contact information.

22. Respondent authorizes the Division to correct any typographical errors or make any non-material changes to this Consent Order after it is signed.

[Signature pages to follow]

WHEREFORE, Respondent, **ANGEL M. RODRIGUEZ**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 11 day of JUNE, 2023.



ANGEL M. RODRIGUEZ
Respondent

STATE OF FLORIDA
COUNTY OF BROWARD



KEVIN J. SCHEEN
Commission # GG 963964
Expires March 1, 2024
Bonded Thru Budget Notary Services

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 11 day of June, 2023, by ANGEL M. RODRIGUEZ, who is personally known to me or who produced the following as identification:



Notary Public

My commission expires: 3/1/2024

APPROVED this 22 day of June, 2023.

Emily Alvarado

EMILY ALVARADO
DEPUTY CHIEF ATTORNEY
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.: 2023-029757

ANGEL M. RODRIGUEZ,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Angel M. Rodriguez (“Respondent”), and alleges as follows:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 2012044-1021, issued by Petitioner.
3. At all times material hereto, Respondent was the trainer of record for the racing horse “Sutton Breeze,” with microchip number 981020031354121.
4. At all times material hereto, “Sutton Breeze” was owned by “Amalio Ruiz-Lozano,” who holds a Pari-Mutuel Wagering Professional Individual Occupational License, 6889505-1021, issued by Petitioner.
5. On April 21, 2023, “Sutton Breeze” participated in the 2nd race of the performances held by Tampa Bay Downs, Inc. (“TBD”).

6. On April 21, 2023, “Sutton Breeze” finished in 1st place in the 2nd race of the performances held by TBD.

7. TBD is a facility operated by a permitholder authorized to conduct pari-mutuel wagering in this state under chapter 550, Florida Statutes.

8. On April 21, 2023, urine sample number 315436 was collected from “Sutton Breeze.”

9. Urine sample number 315436 was processed and forwarded to the University of Florida Racing Laboratory (“UF Lab”), for analysis.

10. The UF Lab tested urine sample number 315436 and found that it contained **omeprazole sulfide (a metabolite of omeprazole)**.

11. In urine sample number 315436, **omeprazole sulfide** was detected at a urinary concentration of 1.53 +/- 0.09 ng/mL.

12. Pursuant to section 550.2415(1)(a), Florida Statutes:

The racing of an animal that has been impermissibly medicated or determined to have a prohibited substance present is prohibited. It is a violation of this section for a person to impermissibly medicate an animal or for an animal to have a prohibited substance present resulting in a positive test for such medications or substances based on samples taken from the animal before or immediately after the racing of that animal.

13. According to rule 75-6.008(2)(s), Florida Administrative Code, it is a violation of section 550.2415, Florida Statutes, if **omeprazole sulfide** exists at a urinary concentration greater than 1 ng/mL.

14. Section 550.2415(1)(c), Florida Statutes, states, “[t]he finding of a prohibited substance in a race-day specimen constitutes prima facie evidence that the substance was administered and was carried in the body of the animal while participating in the race.”

15. Rule 75-6.002(1), Florida Administrative Code, provides that, "[t]he trainer of record shall be responsible for and be the absolute insurer of the condition of the horses...he/she enters to race."

16. Based on the foregoing, Respondent violated section 550.2415(1)(a), Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing "Sutton Breeze" with an impermissible concentration of a permitted substance in its body on April 21, 2023.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in rule 75-6.011, Florida Administrative Code, section 550.2415(3)(a), Florida Statutes, and/or any other relief that the Commission is authorized to impose pursuant to chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-029757 is signed this 31st day of May, 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

NOTICE OF RIGHT TO REQUEST A SPLIT SAMPLE

Pursuant to rule 75-6.006, Florida Administrative Code, you have the right to request a split sample with respect to each "Report of Positive Result" from the UF Lab. (Copy attached as Exhibit A). To request a split sample, use Form DBPR PMW-3290. Notification to Stewards/Judge of Split Sample Request (Form 3290).

You can obtain Form 3290, as well as a list of approved split samples laboratories, at the State Office located in any Florida pari-mutuel facility, or on the Division's website: <http://www.myfloridalicense.com/DBPR/pari-mutuel-wagering/forms-and-publications/>. You must submit Form 3290 to the state steward, Division hearing officer, or office of the General Counsel, within 10 days from receipt of this Notice, or you will waive your right to request a split sample.

EXHIBIT A



College of Medicine
Department of Pathology, Immunology and Laboratory Medicine
Racing Laboratory

PO Box 100275
Gainesville, FL 32611-0275
352-392-2238
352-846-1052 Fax

RECEIVED
2023 MAY 12 PM 5:05
FLORIDA GAMING CONTROL COMMISSION

May 12, 2023

Mr. Joe Dillmore, Director
Florida Gaming Control Commission
2601 Blair Stone Road
Tallahassee, FL
32399-1037

RE: Report of Positive Result

Sample 315436 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

Omeprazole sulfide found in urine

Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 1.53 +/- 0.09 ng/mL.

<u>E011181-FHU</u>	<u>Horse Urine</u>	<u>64.9 g</u>	<u>INTACT</u>
Laboratory Number	Specimen	Final Weight	Seal
<u>Tampa Bay Downs</u>		<u>04/21/2023</u>	<u>04/25/2023</u>
Collected From		Date Collected	Date Received

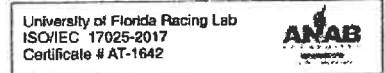
Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action, whichever occurs first.

 Associate Director
  Chemist III
 Dirk A Hunt Brooks Nelson

23-74

RL 115

Page 1 of 1



The Foundation for The Gator Nation
An Equal Opportunity Institution

315436 DATE 4.21.2023

TRACK 320

RACE 2 FINISH 1st

NAME OF ANIMAL Sutton Breeze
NOMBRE DEL ANIMAL

COLOR Ch SEX G AGE 4

ID NUMBER 981020031354121

MICROCHIP TATTOO FREEZE-BRAND

BLOOD Richard Rock AvM
SAMPLED BY

URINE Bismillah Hamid BH
SAMPLED BY

TRAINER Angel M. Rodriguez
ENTRENADOR / ENTRENADORA

WITNESS SIGNATURE Romy Aparicio
FIRMA DE TESTIGO

WITNESS LICENSE # 13057023
NÚMERO DE LICENCIA

Florida Department of Business & Professional Regulation
dbpr
 DOCUMENTATION REQUIRED FOR ALL DAMAGED OR VOIDED FORMS SECURE STORAGE REQUIRED - ISSUE / USE SEQUENTIALLY

RL-252-02

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.: 2023-029757

ANGEL M. RODRIGUEZ,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Angel M. Rodriguez (“Respondent”), and alleges as follows:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 2012044-1021, issued by Petitioner.
3. At all times material hereto, Respondent was the trainer of record for the racing horse “Sutton Breeze,” with microchip number 981020031354121.
4. At all times material hereto, “Sutton Breeze” was owned by “Amalio Ruiz-Lozano,” who holds a Pari-Mutuel Wagering Professional Individual Occupational License, 6889505-1021, issued by Petitioner.
5. On April 21, 2023, “Sutton Breeze” participated in the 2nd race of the performances held by Tampa Bay Downs, Inc. (“TBD”).

6. On April 21, 2023, “Sutton Breeze” finished in 1st place in the 2nd race of the performances held by TBD.

7. TBD is a facility operated by a permitholder authorized to conduct pari-mutuel wagering in this state under chapter 550, Florida Statutes.

8. On April 21, 2023, urine sample number 315436 was collected from “Sutton Breeze.”

9. Urine sample number 315436 was processed and forwarded to the University of Florida Racing Laboratory (“UF Lab”), for analysis.

10. The UF Lab tested urine sample number 315436 and found that it contained **omeprazole sulfide (a metabolite of omeprazole)**.

11. In urine sample number 315436, **omeprazole sulfide** was detected at a urinary concentration of 1.53 +/- 0.09 ng/mL.

12. Pursuant to section 550.2415(1)(a), Florida Statutes:

The racing of an animal that has been impermissibly medicated or determined to have a prohibited substance present is prohibited. It is a violation of this section for a person to impermissibly medicate an animal or for an animal to have a prohibited substance present resulting in a positive test for such medications or substances based on samples taken from the animal before or immediately after the racing of that animal.

13. According to rule 75-6.008(2)(s), Florida Administrative Code, it is a violation of section 550.2415, Florida Statutes, if **omeprazole sulfide** exists at a urinary concentration greater than 1 ng/mL.

14. Section 550.2415(1)(c), Florida Statutes, states, “[t]he finding of a prohibited substance in a race-day specimen constitutes prima facie evidence that the substance was administered and was carried in the body of the animal while participating in the race.”

15. Rule 75-6.002(1), Florida Administrative Code, provides that, "[t]he trainer of record shall be responsible for and be the absolute insurer of the condition of the horses...he/she enters to race."

16. Based on the foregoing, Respondent violated section 550.2415(1)(a), Florida Statutes, and rule 75-6.008(2)(s), Florida Administrative Code, by racing "Sutton Breeze" with an impermissible concentration of a permitted substance in its body on April 21, 2023.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in rule 75-6.011, Florida Administrative Code, section 550.2415(3)(a), Florida Statutes, and/or any other relief that the Commission is authorized to impose pursuant to chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-029757 is signed this 31st day of May, 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

NOTICE OF RIGHT TO REQUEST A SPLIT SAMPLE

Pursuant to rule 75-6.006, Florida Administrative Code, you have the right to request a split sample with respect to each “Report of Positive Result” from the UF Lab. (Copy attached as Exhibit A). To request a split sample, use Form DBPR PMW-3290, Notification to Stewards/Judge of Split Sample Request (Form 3290).

You can obtain Form 3290, as well as a list of approved split samples laboratories, at the State Office located in any Florida pari-mutuel facility, or on the Division’s website: <http://www.myfloridalicense.com/DBPR/pari-mutuel-wagering/forms-and-publications/>. You must submit Form 3290 to the state steward, Division hearing officer, or office of the General Counsel, within 10 days from receipt of this Notice, or you will waive your right to request a split sample.

EXHIBIT A



College of Medicine
Department of Pathology, Immunology and Laboratory Medicine
Racing Laboratory

PO Box 100275
Gainesville, FL 32610-0275
352-392-2238
352-846-1052 Fax

RECEIVED
2023 MAY 12 PM 5:05
Florida Gaming Control Commission

May 12, 2023

Mr. Joe Dillmore, Director
Florida Gaming Control Commission
2601 Blair Stone Road
Tallahassee, FL
32399-1037

RE: Report of Positive Result


Sample 315436 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

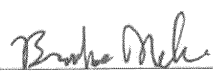
Omeprazole sulfide found in urine

Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 1.53 +/- 0.09 ng/mL.

<u>E011181-FHU</u>	<u>Horse Urine</u>	<u>64.9 g</u>	<u>INTACT</u>
Laboratory Number	Specimen	Final Weight	Seal
<u>Tampa Bay Downs</u>		<u>04/21/2023</u>	<u>04/25/2023</u>
Collected From		Date Collected	Date Received

Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action, whichever occurs first.


Dirk A Hunt Associate Director


Brooks Nelson Chemist III

RL 115

Page 1 of 1

University of Florida Racing Lab
ISO/IEC 17025-2017
Certificate # AT-1642



23-74

The Foundation for The Gator Nation
An Equal Opportunity Institution



DOCUMENTATION REQUIRED FOR ALL
DAMAGED OR VOIDED FORMS SECURE
STORAGE REQUIRED - ISSUE / USE
SEQUENTIALLY

315436 DATE 4.21.2023
TRACK 320
RACE 2 FINISH 1st
NAME OF ANIMAL Sutton Breeze
NOMBRE DEL ANIMAL
COLOR Ch SEX G AGE 4
ID NUMBER 981020031354121
 MICROCHIP TATTOO FREEZE-BRAND
BLOOD Richard Rock AVM
SAMPLED BY
URINE Bismillah Hamid RH
SAMPLED BY
TRAINER Angel M. Rodriguez
ENTRENADOR / ENTRENADORA
WITNESS Rony Aparicio
SIGNATURE FIRMA DE TESTIGO
WITNESS Rony Aparicio
LICENSE # NÚMERO DE LICENCIA 13057023

RL-252-02

College of Medicine
Department of Pathology, Immunology and Laboratory Medicine
Racing Laboratory

RECEIVED
2023 MAY 12 PM 5:05
FLORIDA GAMING CONTROL COMMISSION

PO Box 100275
Gainesville, FL 32610-0275
352-392-2238
352-846-1052 Fax

May 12, 2023

Mr. Joe Dillmore, Director
Florida Gaming Control Commission
2601 Blair Stone Road
Tallahassee, FL
32399-1037

RE: Report of Positive Result

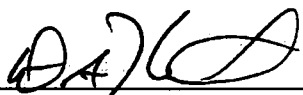
Sample 315436 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

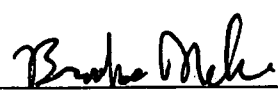
Omeprazole sulfide found in urine

Omeprazole sulfide is a metabolite of Omeprazole (a gastric acid secretory depressant and Class 5 drug) - the concentration of Omeprazole sulfide is 1.53 +/- 0.09 ng/mL.

<u>E011181-FHU</u>	<u>Horse Urine</u>	<u>64.9 g</u>	<u>INTACT</u>
Laboratory Number	Specimen	Final Weight	Seal
Tampa Bay Downs		04/21/2023	04/25/2023
Collected From		Date Collected	Date Received

Pursuant to Chapter 550.2415 (1), F.S., the public disclosure of the information contained in this Report of Positive Result is authorized on or after 05/21/2023, or upon commencement of administrative action; whichever occurs first.

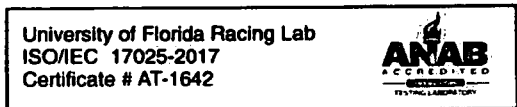

Dirk A Hunt Associate Director


Brooks Nelson Chemist III

RL. 115

Page 1 of 1

23-74





DOCUMENTATION REQUIRED FOR ALL
DAMAGED OR VOIDED FORMS SECURE
STORAGE REQUIRED - ISSUE / USE
SEQUENTIALLY

315436 DATE 4.21.2023

TRACK 320

RACE 2 FINISH 1st

NAME OF ANIMAL Sutton Breeze
NOMBRE DEL ANIMAL

COLOR Ch SEX G AGE 4

ID NUMBER 981020031354121

MICROCHIP TATTOO FREEZE-BRAND

BLOOD Richard Rock Avn
SAMPLED BY

URINE Bismillah Hamid BH
SAMPLED BY

TRAINER Angel M. Rodriguez
ENTRENADOR / ENTRENADORA

WITNESS Romy Aparicio
SIGNATURE FIRMA DE TESTIGO

WITNESS Romy Aparicio
13057023

LICENSE # NÚMERO DE LICENCIA

RL-252-02

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: **gricks**

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

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	116 Sent to Legal	Status Date	05/26/2023
Complaint #	2023029757	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent RODRIGUEZ, ANGEL M	Responsible	elanier - LANIER, EBONIE	Private Case	

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

Source	LAB - UF Laboratory	Security Level	1	<input checked="" type="checkbox"/> Parties	<input type="checkbox"/> Activities
Form	FAX - Fax	Priority	1	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	V-X - Class V Drug Positive	Complexity	R - Regular	<input checked="" type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	04/21/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	CR - Central Region	Received	05/12/2023	<input type="checkbox"/> Inspection	
Reference	315436			<input type="checkbox"/> Costs	
Entered	05/23/2023	Entered By	gricks	<input type="checkbox"/> Time Tracking	<input type="checkbox"/> Auto Assign
Summary	-- 320 - Tampa Bay Downs, Horse SUTTON BREEZE, Drug Omprazole sulfide, Sample # 315436, Lab # E011181-FHU --			<input type="checkbox"/> Attachments	<input type="checkbox"/> History
Updated	05/26/2023 10:39:14	By	gricks	<input type="checkbox"/> Work Notes	<input type="checkbox"/> Print Report

Change	Save	OK	Cancel	Back
------------------------	----------------------	--------------------	------------------------	----------------------

Get Adobe Reader.

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: gricks

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/30/2024**

File # **48685** Name **RODRIGUEZ, ANGEL M** Extended To

License # **2012044** Rank **PIND - Professional Individual Occupational** Renewed On **06/09/2021**

Entity # **2012044** Lic Status **Current**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **19371** Street **EAST IEVY STREET**

Line 2

Line 3

City **WILLISTON** State **FL** Zip **32696**

Routing



Other

1st License Date **07/06/2018** Rank Date **06/09/2021** Certificate #

Method **I-S-1024** Status Date **07/06/2018** Certificate Date

Fee Exempt No Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	TRNR - Trainer	06/09/2021	
I	TBRD - Thoroughbred	06/07/2007	
L	321 - Gulfstream Park	07/06/2018	
Y	3YR - 3 Year License	06/14/2012	

Alt Keys

BEST LIC NBR **2012044**

 Get Adobe Reader.

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged In as: gricks

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/30/2023**

File # **40876** Name **RUIZ-LOZANO, AMALIO** Extended To

License # **6889505** Rank **PIND - Professional Individual Occupational** Renewed On **05/20/2020**

Entity # **6889505** Lic Status **Current**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **12885 Street NW 167TH CT**

Line 2

Line 3

City **WILLISTON** State **FL** Zip **32696**

Routing



Other

1st License Date **04/25/2018** Rank Date **05/20/2020** Certificate #

Method **I-S-1024** Status Date **04/25/2018** Certificate Date

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

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	02/11/2007	
I	TBRD - Thoroughbred	10/22/2003	
L	320 - Tampa Bay Downs	04/08/2018	
Y	3YR - 3 Year License	11/30/2011	

Alt Keys

BEST LIC NBR **PIN6889505**

 Get Adobe Reader.

6 Sutton Breeze  **\$16,000**

MARCOS MENESES (227-34-30-39 15%) 45%
 06 Apr 23 GP5 ft 6f25 :2237 :4643 1:1297 3f McI 12500
 Works: 30 Mar 23 Etc 3F ft :37.40 b g 1/1
 Scratch(es): 04 Feb 23 GP3 8X ft Moc 40000 - N: Veterinarian
 Trainer (Last 385 days): All: 190 8X \$1.68 Dist/Surf: 108 8X \$1.86 Mdn/Claim: 96 5X \$1.53

Ch g. 4 (Mar 29, 2019)
 Cajun Breeze (\$5,000) (Congrats) - Sutton Reese (Factum)
 Br: Stonehedge LLC (FL)
 Own: Amalio Ruiz-Lozano
 Tr: Angel M. Rodriguez (21-4-0-6 19%) 48%

Life:	1	0	0	0	\$170	Dir:	1	0	0	0	\$170
2023:	1	0	0	0	\$170	Wet Dir:	0	0	0	0	\$0
2022:	0	0	0	0	\$0	Turf:	0	0	0	0	\$0
Tam Dir:	0	0	0	0	\$0	Wet Turf:	0	0	0	0	\$0
Distance:	1	0	0	0	\$170	Synthetic:	0	0	0	0	\$0

Class Rating: 54

7 St. Calvin **\$16,000**

ERIN M. WALKER (30-0-2-2 0%) 13%
 05 Mar 22 Tam9 ft 5x46 :2185 :4530 1:0425 3 Msw 35000
 Works: 15 Apr 23 Tam 4F ft :50.00 b 22/48
 Trainer (Last 385 days): All: 46 11X \$2.11 Dist/Surf: 19 16X \$1.18

Dk B/ Br g. 4 (Jun 3, 2019)
 Ready's Image (\$2,000) (More Than Ready) - Sky Heiress (Skywalker)
 Br: Rockfield Farm, LLC (IN)
 Own: Rob Ewing and Steve Zeehandelaar
 Tr: Steven F. Cahill (19-2-1-1 11%) 21%

Life:	1	0	0	0	\$270	Dir:	1	0	0	0	\$270
2023:	0	0	0	0	\$0	Wet Dir:	0	0	0	0	\$0
2022:	1	0	0	0	\$270	Turf:	0	0	0	0	\$0
Tam Dir:	1	0	0	0	\$270	Wet Turf:	0	0	0	0	\$0
Distance:	0	0	0	0	\$0	Synthetic:	0	0	0	0	\$0


Class Rating: 41

06 Apr 23 GP5 ft 6f25 :2237 :4643 1:1297 3f McI 12500 88-54 9 5 2hd 3 1/2 5 1/2 5 1/2 Hernandez M 1187 bfl 21.80 Extraction Mill 1251 Luscious Dancer 1187 Chief Rocka 1251 bump early, 5wd turn 9
 29 Jan 23 GP 3F ft :37.70 b 14/24 20 Jan 23 GP 5F ft 1:01.37 b 3/17
 With Jockey: 57 3X \$0.96
 23-41 10 9 910 109 1011 1018 Bush V 121 L 56.20 India Ink 120ns Mentoring 120nt Charging Aero 12044 carried out start 10
 16 Mar 23 Tam 4F ft :50.60 b g 19/31 5 Mar 23 Tam 3F ft :37.80 b 16/22
 With Jockey: 1 0X \$0.00
 LI - First Time on Lasix; L - Lasix; LX - Off Lasix; FL - Florida Bred

Selections: 4-3-6-1

TAM 04/21/23 Race 2

Make a pledge to the TAA.



11 YEARS

15,500+ THOROUGHBREDS

81 CHARITIES


ACCREDITED

Thoroughbred AFTERCARE ALLIANCE

Funding Aftercare Across North America

www.thoroughbredaftercare.org | (859) 224-2756

Photo by Dan McCanna



Approximate Post Time 12:48 PM

COMPARATIVE RANKINGS

Table with columns: Wins At Distance, Last 3 Finishes, Lifetime Wins, In The Money, J/T Meet Wins, Class Rating, Avg Last 3 Speed, Beat Overall. Rows list horses like Incredible Bill, Seax, Smart Dresser, Sutton Breeze, Vida Fina, St. Calvin.

Daily Double / Exacta / Trifecta (\$0.50 minimum) / Superfecta (\$1.00 minimum) / Pick 3 (\$0.50 minimum) (Races 2-3-4) / Pick 4 (\$0.50 minimum) (Races 2-3-4-5) / Super High 5

2 Tampa Bay Downs

Purse \$15,000. (Includes \$1,000 from FOA) For Maidens, Three Years Old and Upward. Three Year Olds, 120 Lbs; Older, 125 Lbs Claiming Price \$16,000. SIX FURLONGS

31 MAIDEN CLAIMING 16,000

6 FURLONGS



equibase.com/QR

Track Record: It's Me Mom(4), 117 lbs; 1:08.87 (4-7-12)

Horse #1 Smart Dresser: ANGEL SUAREZ (191-19-24-30 9%) 38%. Pedigree: Dk B/ Br g. 3 (Apr 30, 2020). Life: 2 0 0 0. Class Rating: 57.

Works: 17Mar23 Tam8 ft 6f48 :2295 :4697 1:1203 3 Mcl 25000. Trainer (last 365 days): All: 615 19% \$1.36 Dist/ Surf: 392 19% \$1.40

Horse #2 Vida Fina: HUBER VILLA-GOMEZ (63-7-12-6 11%) 40%. Pedigree: Ch g. 3 (May 20, 2020). Life: 1 0 0 0. Class Rating: 46.

Works: 17Mar23 Tam8 ft 6f48 :2295 :4697 1:1203 3 Mcl 25000. Trainer (last 365 days): All: 83 7% \$2.47

Horse #3 On the Runway: HECTOR R. DIAZ, JR. (193-25-25-23 13%) 38%. Pedigree: B c. 3 (Apr 13, 2020). Life: 0 0 0 0. Class Rating: n/a.

Works: 12 Apr 23 Tam 4F ft :50.40 b 20/29. Trainer (last 365 days): All: 217 22% \$2.03

Horse #4 Incredible Bill: ALONSO QUINONEZ (144-18-15-20 12%) 37%. Pedigree: Ch g. 4 (Mar 6, 2019). Life: 4 0 2 1. Class Rating: 70.

Works: 02Apr23 Tam8 ft 5f46 :2271 :4633 1:0432 31 Mcl 10000 (10-8). Trainer (last 365 days): All: 234 15% \$1.96

Horse #5 Seax: ANGEL S. ARROYO (248-22-27-36 9%) 35%. Pedigree: Dk B/ Br g. 3 (Jan 13, 2020). Life: 10 0 0 3. Class Rating: 41.

Works: 07Apr23 Tam4 ft 7f46 :2241 :4529 1:2470 3 Mcl 16000. Trainer (last 365 days): All: 131 8% \$1.90

Previously trained by Guaveva Gustavo 2022: (7-1-1-2 14X) 67X. Works: 09Feb23 GP2 ft 6f25 :2307 :4655 1:1224 3 Mcl 12500.

Claimed by GSS Legal Racing LLC from Pita Daniel for \$12,500. Works: 09Dec22 GP3 ft 6f25 :2276 :4697 1:1294 2 Mcl 16000.

Trainer (last 365 days): All: 131 8% \$1.90 Dist/ Surf: 60 10% \$3.62 Mdn/Claim: 44 7% \$0.59

6.4

3. Discussion of Default Final Orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Julio Emilio Rodriguez Rivero Case No. 2022-055178;
Default Final Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Julio Emilio Rodriguez Rivero (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida. By failing to respond to the properly served administrative complaint seeking to exclude him, Respondent waived his right to request a hearing contesting the Division’s decision. 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

On or about November 10, 2022, Respondent was a patron of Hialeah Park.¹ Respondent was seen capping his bet. Capping, a form of cheating, means adding money to a winning bet after the outcome is known. Respondent was permanently excluded from Hialeah Park², on November 10, 2022.

Based on his exclusion from Hialeah Park, the Division filed an administrative complaint against Respondent seeking his exclusion from all pari-mutuel and slot machine facilities in the state of Florida. The Division attempted service by USPS certified mail on two occasions but failed to achieve service. The Division attempted to serve Respondent via handservice, but failed to achieve service. The Division requested that a notice be placed with the Miami Daily Business Review.³ It was published on May 12, 2023, May 19, 2023, May 26, 2023, and June 2, 2023.

¹ Hialeah Park is operated by a pari-mutuel wagering permit holder that also possesses a slot machine and cardroom license.

² Pari-mutuel permit holders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

³ Section 120.60(5), Florida Statutes, provides, “when personal service cannot be made and the certified mail notice is returned undelivered, the agency shall cause a short, plain notice to the licensee to be published once each week for 4 consecutive weeks in a newspaper published in the county of the licensee’s last known address as it appears on the records of the agency. If no newspaper is published in that county, the notice may be published in a newspaper of general circulation in that county.”

Respondent was given until June 9, 2023 to respond to this notice. He has never responded.

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.” Hialeah Park is both a pari-mutuel facility and slot machine licensee in this state. And Respondent was ejected from it. Accordingly, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state.

Because Respondent failed to file a timely response to the publication notice, she waived his right to request a hearing. Therefore, the Florida Gaming Control Commission may enter a final order excluding Respondent from all pari-mutuel machine facilities in this state.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order permanently excluding Julio Emilio Rodriguez Rivero from all pari-mutuel and slot machine facilities in this state.

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.: 2022-055178

JUAN EMILIO RODRIGUEZ RIVERO,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Juan Emilio Rodriguez Rivero (“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 888 Biscayne Boulevard, Apt. 2703 Miami, Florida 33132.
3. At all times material hereto, Hialeah Park Racing & 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. On or about November 10, 2022, Respondent was a patron of Hialeah Park Racing & Casino.
5. On or about November 10, 2022, Respondent was ejected and permanently excluded from Hialeah Park Racing & Casino.

6. Respondent was permanently excluded for the reasons alleged in Exhibit 1.
7. Section 550.0251(6), Florida Statutes, provides in relevant part:

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

(Emphasis 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 Hialeah Park Racing & Casino on or about November 10, 2022.

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 2022-055178 is signed this 9th day of January 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
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

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.

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: Imuniz

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

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	12/21/2022
Complaint #	2022055178	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	Responsible	Private Case		
	RODRIGUEZ RIVERO, JUAN EMILIO	tsmith2 - SMITH, TYRELL			

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities	
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline	
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input type="checkbox"/> Violation	<input type="checkbox"/> Compliance	
Security	STND - Standard	Incident	11/10/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition	
Region	SR - Southern Region	Received	11/16/2022	<input type="checkbox"/> Inspection		
Reference	61D-11.005(4)(a-c)	Entered By	Imuniz	<input type="checkbox"/> Costs		
Entered	11/17/2022			<input type="checkbox"/> Time Tracking	Auto Assign	
Summary	<p>544-South Florida Racing Associates, LLC ----- / ----- . Prohibitions: On November 10, 2022, this Investigator visited Hialeah Park Surveillance Department in order to conduct a routine surveillance inspection of recent cardroom activities. During this visit I was informed by Hialeah Park Surveillance Director Paul Ascolese of a cheating incident that occurred on the morning of November 10, 2022, during a live poker game involving patron Juan Emilio Rodriguez Rivero. According to Ascolese, Rodriguez Rivero was observed adding two additional chips to his original bet in order to get a larger payout out. This is known as "Capping". Ascolese provided this Investigator with a copy of the Surveillance Incident Report and video footage of the incident.</p>				<input type="checkbox"/> Attachments	History
Updated	01/03/2023 11:06:59	By	Imuniz	<input type="checkbox"/> Work Notes	Print Report	

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

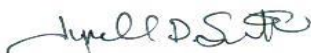

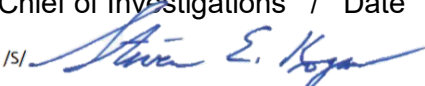
[Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: November 17, 2022	Case Number: 2022 05 5178
Respondent: RODRIGUEZ RIVERO, JUAN EMILIO 888 BISCAYNE BLVD APT# 2703 MIAMI, FLORIDA 33132		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309 (954) 202-3900	
License # and Type: N/A / 1098	Profession: Patron	Report Date: December 5, 2022	
Period of Investigation: November 16, 2022 through December 5, 2022		Type of Report: Final	
<p>Alleged Violation: Florida Administrative Code 61D-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 November 10, 2022, this Investigator visited Hialeah Park Racing & Casino Surveillance Department in order to conduct a routine surveillance inspection of recent card room activities. During this visit I was informed by Hialeah Park Surveillance Director Paul Ascolese of a cheating incident that occurred earlier this date during a live poker game involving patron Juan Emilio RODRIGUEZ RIVERO. According to Ascolese, RODRIGUEZ RIVERO was observed adding three additional chips to his original bet in order to get a larger payout. This is known as "Capping". Ascolese provided this Investigator with a copy of the Surveillance Incident Report and video footage of the incident.</p> <p>After reviewing the reports and video footage, an Open Case Request was submitted to Investigative Supervisor Julio Minaya for review and approval.</p>			
Related Case(s):			
Investigator / Date:  Tyrell D. Smith / December 5, 2022		Investigator Supervisor / Date  Julio Minaya / December 20, 2022	
Chief of Investigations / Date  /s/ Steven E. Kogan / December 21, 2022			

CONTINUATION

Further investigation into this matter and a review of Hialeah Park Surveillance Report IN20220001907, revealed that on November 10, 2022, at approximately 1:06 A.M., Hialeah Park Poker Dealer Yoandry Michelle Mondejar was the dealer assigned to Designated Player Table #4. During the dealing of a live game, the dealer is observed dealing (5) community cards face down on the table. The player in seat #1 who was identified as Juan Emilio **RODRIGUEZ RIVERO** had black chips placed on the Ante bet and Odds bet. After being dealt two cards, **RODRIGUEZ RIVERO** is observed looking at his cards. After looking at his cards and while still holding them in his right hand he is observed sliding the cards over the High Hand Bet (HHB) circle on the table and placing an unknown number of black \$100.00 chips on the HHB bet. The black chips were concealed in **RODRIGUEZ RIVERO's** right hand underneath the cards that he was holding. **RODRIGUEZ RIVERO** is then confronted by Dealer Mondejar, who notifies Poker Supervisor Sanders Reyes of her observation. Reyes comes to the table, and is observed speaking with **RODRIGUEZ RIVERO**. A few seconds later **RODRIGUEZ RIVERO** picks up his poker chips from the table and proceeds to the poker cage and cashes out his remaining chips. He then exits the poker room and goes to the valet area where he meets up with an unidentified male while waiting for their vehicle to be retrieved. Once the vehicle is brought to them, both men enter the vehicle and drive off the property. **(EXHIBIT #1 & 7)**

On November 10, 2022, I reviewed surveillance footage of the incident. The following was noted:

At 1:06:30 A.M., **RODRIGUEZ RIVERO** is observed sitting at DP Poker table #4, seat #1.

At 1:06:51 A.M., **RODRIGUEZ RIVERO** places what looks to be (2) Black \$100.00 chips in the palm of his right hand and conceals them underneath his cards that he is holding.

At 1:06:54 A.M., **RODRIGUEZ RIVERO** is observed sliding his right hand with the cards and additional chips over the Pocket Bonus bet on the table, and discreetly places the chips on the Pocket Bonus Bet and not the HHB bet as indicated in Surveillance Report IN20220001907. He then brings his hand back in front of him and continues to play. **(EXHIBIT #7)**

It was at this time that the Designated Player Supervisor is observed talking to the Designated Player Banker¹. The Designated Player Banker is then observed talking to Dealer Mondejar while pointing at **RODRIGUEZ RIVERO** Pocket Bonus bet. A few seconds later the dealer stopped the game and called a Hialeah Park Poker Supervisor to the table.

At 1:08 A.M., Poker Supervisor Manuel Mejia approached table #4 and is observed talking to the dealer. After speaking with the dealer Mejia walks to the Poker Supervisors Podium and is seen talking to Poker Manager Sanders Reyes. Reyes is then observed picking up the phone presumably calling the Surveillance Department and requesting a review of table #4.

At 1:12:00 A.M., Reyes walks over to table #4 and engages **RODRIGUEZ RIVERO** in conversation. A short time later **RODRIGUEZ RIVERO** picked up his remaining chips and walked to the poker cage and cashed out. After cashing out he exited the facility through the north poker entrance and proceeded down the escalator to the valet parking area where he and an unidentified male wait for his vehicle to be retrieved. Once the vehicle is delivered he and the unidentified male enter the vehicle and drive away.

As a result of **RODRIGUEZ RIVERO's** actions, Hialeah Park permanently excluded **RODRIGUEZ RIVERO** on November 10, 2022. **(EXHIBIT #3)**

¹ Both the Designated Player Supervisor and Designated Player Banker are employed by Knighted Gaming Inc.

CONTINUATION

Hialeah Park provided this investigator with a newspaper article revealing that **RODRIGUEZ RIVERO** had been arrested in Fort Lauderdale, Florida for Felony Grand Theft. A Check of the Comprehensive Case Information System (CCIS) confirmed that **RODRIGUEZ RIVERO** was arrested and charged with Felony Grand Theft on February 23, 2021. This case is still pending. **(EXHIBIT #4)**

Conclusion: **RODRIGUEZ RIVERO** intentionally engaged in fraud or deceit with the intent of cheating a participant in a cardroom game, he has committed a violation of F.A.C. 61D-11.005.

Case closed by Investigations and forwarded to Legal for review and possible statewide exclusion from all pari-mutuel wagering facilities and all facilities of a slot licensee within the State of Florida.

CONTINUATION

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET 1
- II. INVESTIGATIVE REPORT 2
- III. EXHIBITS
 - 1. Hialeah Park Surveillance Incident Report # IN20220001907..... 1-7
 - 2. Hialeah Park Security Incident Report # IN20220001908 1-7
 - 3. Hialeah Park Exclusion Form..... 1-1
 - 4. Police news article 1-5
 - 5. Rule 1-1
 - 6. Property Receipt..... 1-2
 - 7. Picture of DP Betting Circle..... 1-1

Incident File Full Report



iTrak Incident Reporting and Risk Management System Version
2019.3.2.33901

Incident Number: IN20220001907
Date/Time Occurred: 11/10/2022 1:20:00 AM
Day of Week: Thursday
Created by: fsoza

Printed By: wlantigua

Printed On: 12/ 2/2022 at 9:15:35 AM

EXHIBIT # -1
PAGE # -1

Incident File Full Report

Incident File #IN20220001907

		Record Creation Details	
Date/Time Occurred:	11/10/2022 1:20:00 AM	Department:	Surveillance
Day of Week	Thursday	Owner:	fsoza
Occurred:		Operator ID:	fsoza
Date/Time Created:	11/10/2022 1:50:34 AM	Operator Name:	
Date/Time Closed:		Personnel ID:	
Closed By:		Card Number:	
		Job Position	
		Secondary Operator:	

Location of Incident:

Property:	Hialeah Park Casino
Location:	Poker Room
Sublocation:	Table 4

Details of Incident:

Daily Log #:	DL20220035749
Incident Type:	Cheat at play
Incident Status:	Open
Synopsis:	Poker Manager Sander Reyes requested a review to determine if player #1 from table #4 was observed violating the poker house rules (cheat at play) during the last hand. See report.

Checklist:

Narrative:

Created On	Created By	Modified On	Modified By
11/10/2022 4:06:06	fsoza	11/16/2022 10:04:46	wlantigua

On 10 November 2022, at approximately 0109 hours, Poker Manager Sander Reyes requested a review to verify if patron playing in position 1 on poker table 4, later identified as Juan Emilio Rodriguez Rivero (#309808) was observed violating the poker house rules of possibly altering bets during the last hand.

A review was conducted and the following was observed on camera(s) 2004, 260, 395 and 250:

At 0106 hrs, Poker Dealer Yoandry Michelle Mondejar is observed dealing at table #4 with the Blue deck. Mondejar deals (5) community cards face down on the board. Rodriguez is observed seated in seat #1 and has Black chips placed on the ANTE and ODDS. After receiving his (2) cards, Rodriguez is observed looking at the cards and then sliding the cards over the HHB and Pocket Bonus betting circles.

Once the cards are directly over the HHB circle, Rodriguez places with his right hand what appears to be approximately 1-2 Black chips that were palmed and then

Reporting Party: _____

Supervisor: _____

EXHIBIT # -1
PAGE # - 2

proceeds to move the cards back closer to him. Mondejar is observed speaking with Rodriguez and pointing to the bets he has on the board in front of him.

At 0109 hrs, Reyes informs of Rodriguez at table #4.

At 0112 hrs, Reyes is observed approaching Rodriguez at table #4 and speaking with him in regards to the collusion. Rodriguez takes his poker chips and begins to walk toward the poker cashier's cage.

At 0113 hrs, Rodriguez approaches the poker cashier's cage, front window #3 and hands Cage Cashier Jorge Hernandez \$2,800.00 in black chips. Hernandez counts out and pays Rodriguez \$2,800.00 in cash.

At 0115 hrs, an unknown male patron dressed in black pants and white sweater (Subject A) is observed handing Hernandez a rack with poker chips. Hernandez counts out \$9,500.00 in black chips and \$500.00 in green chips for a grand total of \$10,000.00. Hernandez is observed calling Cage Supervisor Barbara Viera.

At 0118 hrs, Viera advises of paying out \$10,000.00 at the poker cashier's cage, front window #3.

At 0122 hrs, Hernandez counts out \$10,000.00 in cash and places it on the counter of front window #3. Rodriguez picks up the money and begins to walk toward the north poker entrance.

At 0124 hrs, Rodriguez exits the poker room through the north poker entrance. Once outside, Rodriguez is observed waiting outside the North doors and valet area until his associate exited the poker room.

At 0141 hrs, Rodriguez enters the front passenger seat of a blue late model four door BMW that was parked in valet. Once inside, Rodriguez and company begin to drive toward the main road that exits into 32nd street.

At 0144 hrs, Rodriguez exits property.

After conducting the review, it was determined that Rodriguez was in violation of the poker house rules. Rodriguez was observed altering the bets he made after the community cards were dealt during a live hand. Reyes was advised of the findings and stated that Rodriguez would be asked to leave property for the night while a further investigation takes place. Reyes also stated that upper poker management would review the incident.

Nothing further was observed, video saved.

Executive Brief:

EXHIBIT # -1
PAGE # -3

Reporting Party:

Supervisor:

Incident File Full Report**Incident File #IN20220001907**

Participants Involved:

Personnel

Full Name:	Hernandez, Jorge Alejandro	Property:	Hialeah Park Casino
Role:	Cage Cashier	Department:	

Full Name:	Viera, Barbara	Property:	Hialeah Park Casino
Role:	Cage Supervisor	Department:	

Full Name:	Reyes, Sander	Property:	Hialeah Park Casino
Role:	Poker Manager	Department:	

Subject

Full Name:	Rodriguez Rivero, Juan Emilio	Company:	
Role:	Patron		

EXHIBIT # - 1
PAGE # - 4

Reporting Party:

Supervisor:

Printed: 12/ 2/2022 9:15:35 AM

Page 3 / 3

Media Title

3

Original Filename

UploadedFile_2840ca91-
d712-4109-9b70-
694034cdb10a.jpg

Date Attached

11/10/2022 3:18:39 AM

Attached By

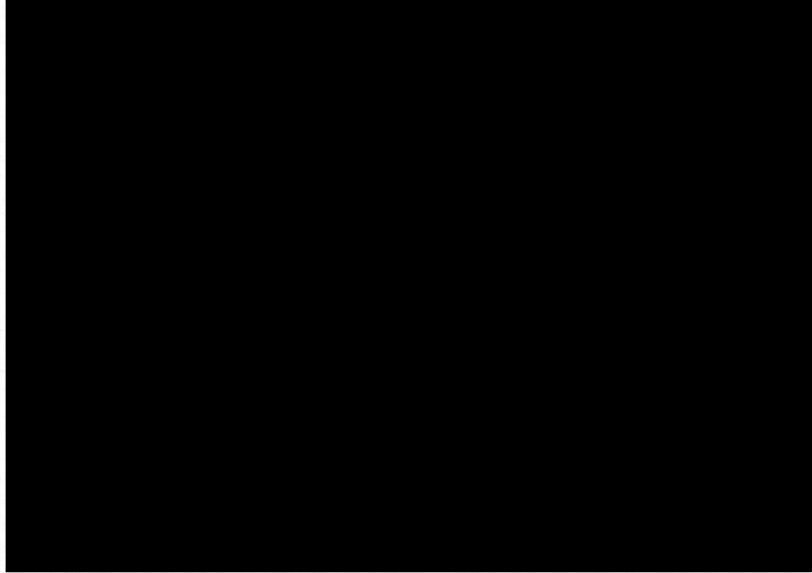
fsoza

Type

JPG

Size

382484



Media Title

6

Original Filename

UploadedFile_4e73a5db-
207a-4561-87fd-
439531952ed6.jpg

Date Attached

11/10/2022 3:19:09 AM

Attached By

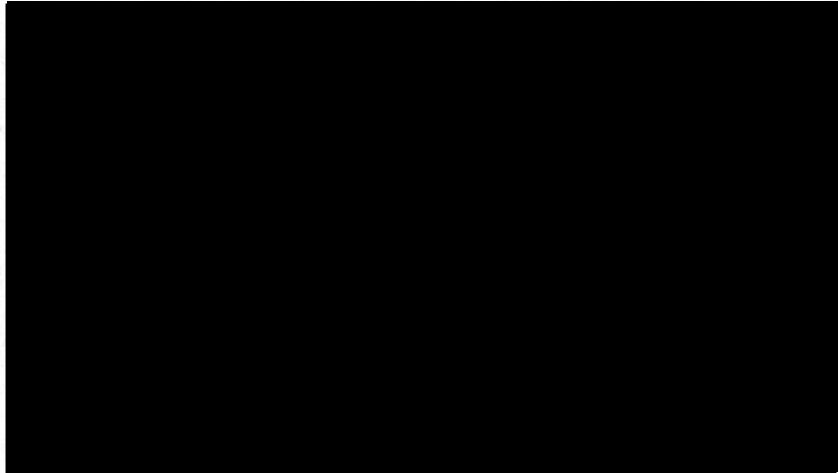
fsoza

Type

JPG

Size

413278



12/2/2022 9:15:36 AM

Page 1/3

EXHIBIT # -1
PAGE # -5

Media Title

2

Original Filename

UploadedFile_3a874cce-
496b-4714-8172-
3fb4f1b2a2da.jpg

Date Attached

11/10/2022 3:18:18 AM

Attached By

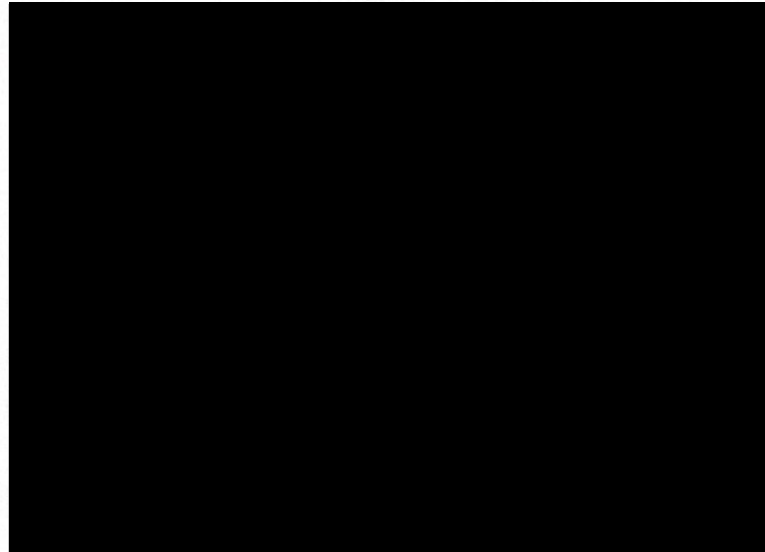
fsoza

Type

JPG

Size

381491



Media Title

4

Original Filename

UploadedFile_a589a1e2-
b92e-4621-a446-
561a556fd796.jpg

Date Attached

11/10/2022 3:18:48 AM

Attached By

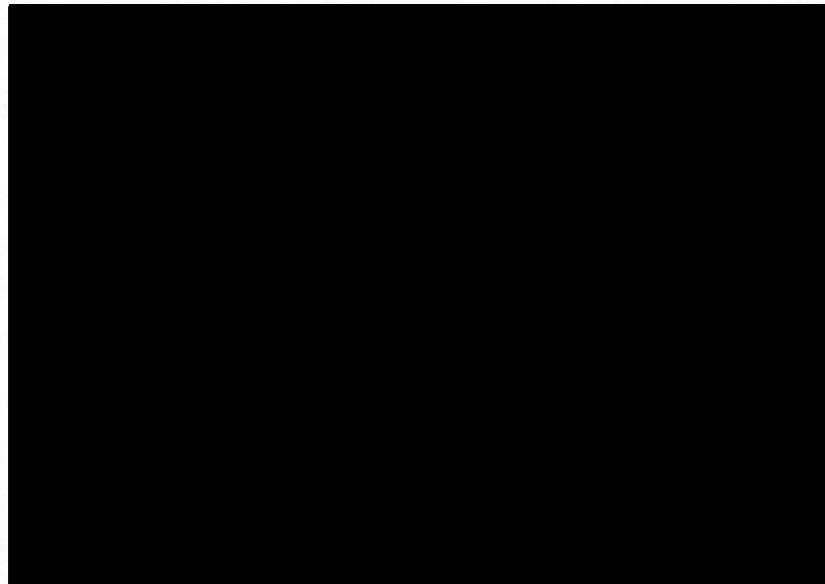
fsoza

Type

JPG

Size

422574



12/2/2022 9:15:36 AM

Page 2/3
EXHIBIT # -1
PAGE # -6

Media Title

5

Original Filename

UploadedFile_df192932-
31d0-4639-b451-
97686cf31ab8.jpg

Date Attached

11/10/2022 3:18:59 AM

Attached By

fsoza

Type

JPG

Size

536830



Media Title

1

Original Filename

UploadedFile_8a2c503a-
d89a-448d-bd37-
90e1177f9982.jpg

Date Attached

11/10/2022 3:18:09 AM

Attached By

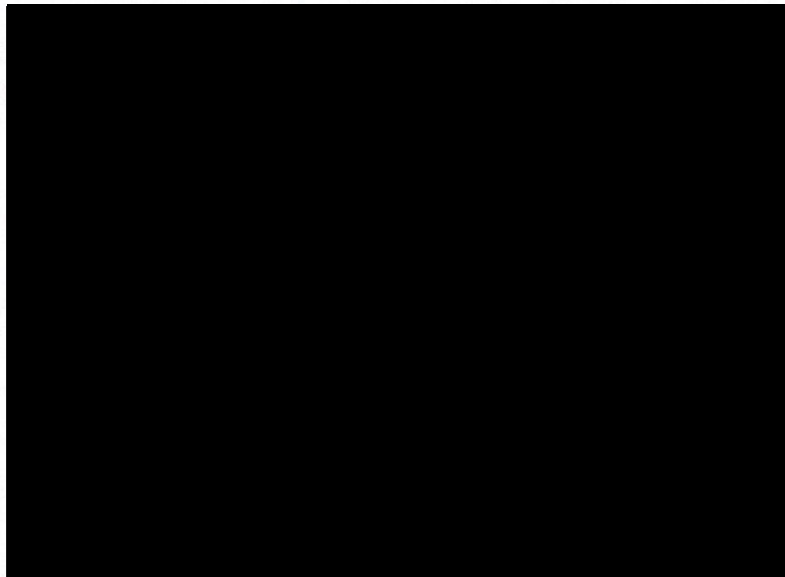
fsoza

Type

JPG

Size

374473



12/2/2022 9:15:36 AM

Page 3/3
EXHIBIT # - 1
PAGE # - 7

Incident File Full Report

Incident File #IN20220001908

Date/Time Occurred: 11/10/2022 1:09:00 AM
Day of Week Occurred: Thursday
Date/Time Created: 11/10/2022 1:01:52 PM
Date/Time Closed:
Closed By:

Record Creation Details

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

Location of Incident:

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

Details of Incident:

Daily Log #: DL20220035807
Reference: Exclusion / BOLO
Incident Type: EXCLUSION
Specific: Exclusion
Category: Exclusion
Incident Status: Open
Synopsis: Poker Player Juan Emilio Rodriguez Rivero is excluded from the Poker room as well as Hialeah Park Casino property.
Checklist:

Narrative:	Created On	Created By	Modified On	Modified By
	11/10/2022 2:47:09	icortez	11/11/2022 12:47:12	proca
At 1:15 PM, Security Dispatch was advised of a Poker incident which had taken place at approximately 1:30 AM, on 11/10/22. Poker Guest Juan Emilio Rodrigues Rivero, was observed playing at Table #4, Seat #1, and cupping his chips and adding additional chips to his stack during a live hand. Poker Supervisor Sander Reyes was made aware and immediately requested a review from the Surveillance department. After an extensive investigation, it was determined that Mr. Rivero did in fact violate Poker house rules and therefore, was going to be permanently excluded from Hialeah Park property effective: 11/10/22. Nothing Further				

Executive Brief:

EXHIBIT # -2
PAGE # -1

Reporting Party:

Supervisor:

Participants Involved:

Personnel

Full Name: Reyes, Sander Property: Hialeah Park Casino
Role: Poker Supervisor Department:
Date Of Birth:

Subject

Full Name: Rodriguez Rivero, Juan Emilio Company:
Role: Excluded guest
Date Of Birth: 2/28/1990
Address:
Contact Info:

EXHIBIT # -2
PAGE # -2

Reporting Party:

Supervisor:

Media Title

2

Original Filename

UploadedFile_a108cced-
eb71-4157-9c1c-
812f86542596.jpg

Date Attached

11/10/2022 2:11:21 PM

Attached By

icortez

Type

JPG

Size

536830



Media Title

pic

Original Filename

UploadedFile_346bbca7-
defa-4cdf-bf8f-
aa0c94676f7e.jpg

Date Attached

11/10/2022 11:46:56 PM

Attached By

dsoto

Type

JPG

Size

656882

Hazard Free INCIDENT REPORT

Name: Sander A. Ruiz Date: 11/10/22
 Name: Juan Rodriguez Date of Incident: 11/10/22

Details of Incident

at 15:00 on both 4 sweet 1 customer Juan Rodriguez #309808 was detected adding \$200 on that ship to the pocket bonus but after looking at his cards. After verifying with surveillance I made the decision to fill his hand and reduce his original \$1300. I told him that I needed him to go home and not to come back until my Manager Adriana Jimenez talk to him. On the way out Mr Rodriguez was using his phone to cash out over \$12,000. I told him that he have to cash out form self.

10730977 11/10/22

11/11/2022 12:47:21 PM

Page 1/3
EXHIBIT # -2
PAGE # -3

Media Title

4

Original Filename

UploadedFile_277926a5-760c-44d8-b1c7-888c47757647.jpg

Date Attached

11/10/2022 2:51:19 PM

Attached By

icortez

Type

JPG

Size

750526

EXCLUSION FORM

FORMA DE EXCLUSIÓN DE LA LISTA DE SERVIDORES DE LA OFICINA DE SEGURIDAD NACIONAL

Nombre: Rodriguez Perez Juan Emilio

Identificación: 898 Dirección Postal: 25122

Apellido: Mirani

Fecha: 15/11

Observaciones: N/A

Elaborado por: [Redacted]

Revisado por: [Redacted]

Fecha de Revisión: 11/10/22

Estado: Permanent Pending Management Decision

Justificación: Granting Violation - Conclusion

Fecha de Emisión: 11/10/22

Fecha de Expiración: [Redacted]

Este formulario es propiedad de la Oficina de Seguridad Nacional y debe ser utilizado únicamente para el registro de datos de los servidores de la Oficina de Seguridad Nacional que se encuentran en el proceso de exclusión de la lista de servidores de la Oficina de Seguridad Nacional. No se permite la reproducción, distribución o uso no autorizado de este formulario. Toda infracción de esta política será considerada una violación de la ley y será sancionada de acuerdo con el artículo 17 de la Ley de Seguridad Nacional.

Media Title

3

Original Filename

UploadedFile_af5a54d3-3470-47a1-8059-d7c96c64874e.jpg

Date Attached

11/10/2022 2:11:40 PM

Attached By

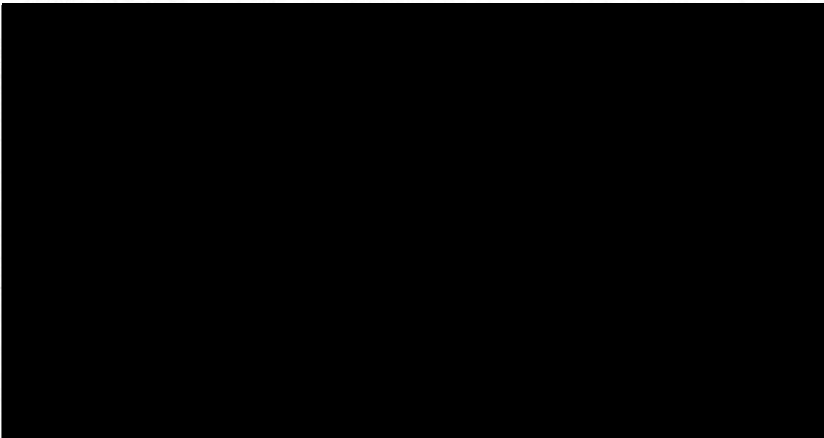
icortez

Type

JPG

Size

413278



11/11/2022 12:47:21 PM

Page 2/3
EXHIBIT # -2
PAGE # -4

Media Title

1

Original Filename

UploadedFile_aaa7c5c1-
a0a3-4fb8-bbe2-
6077f9f24692.jpg

Date Attached

11/10/2022 12:54:03 PM

Attached By

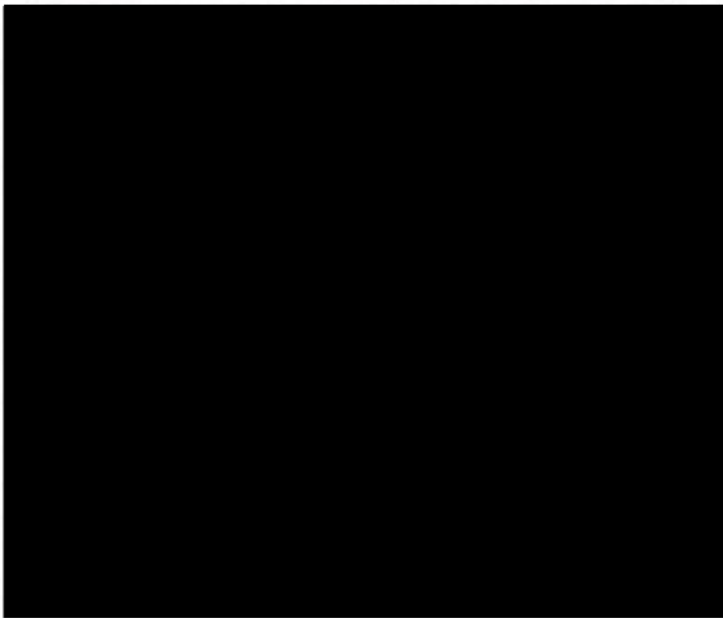
icortez

Type

JPG

Size

165285



11/11/2022 12:47:21 PM

Page 3/3

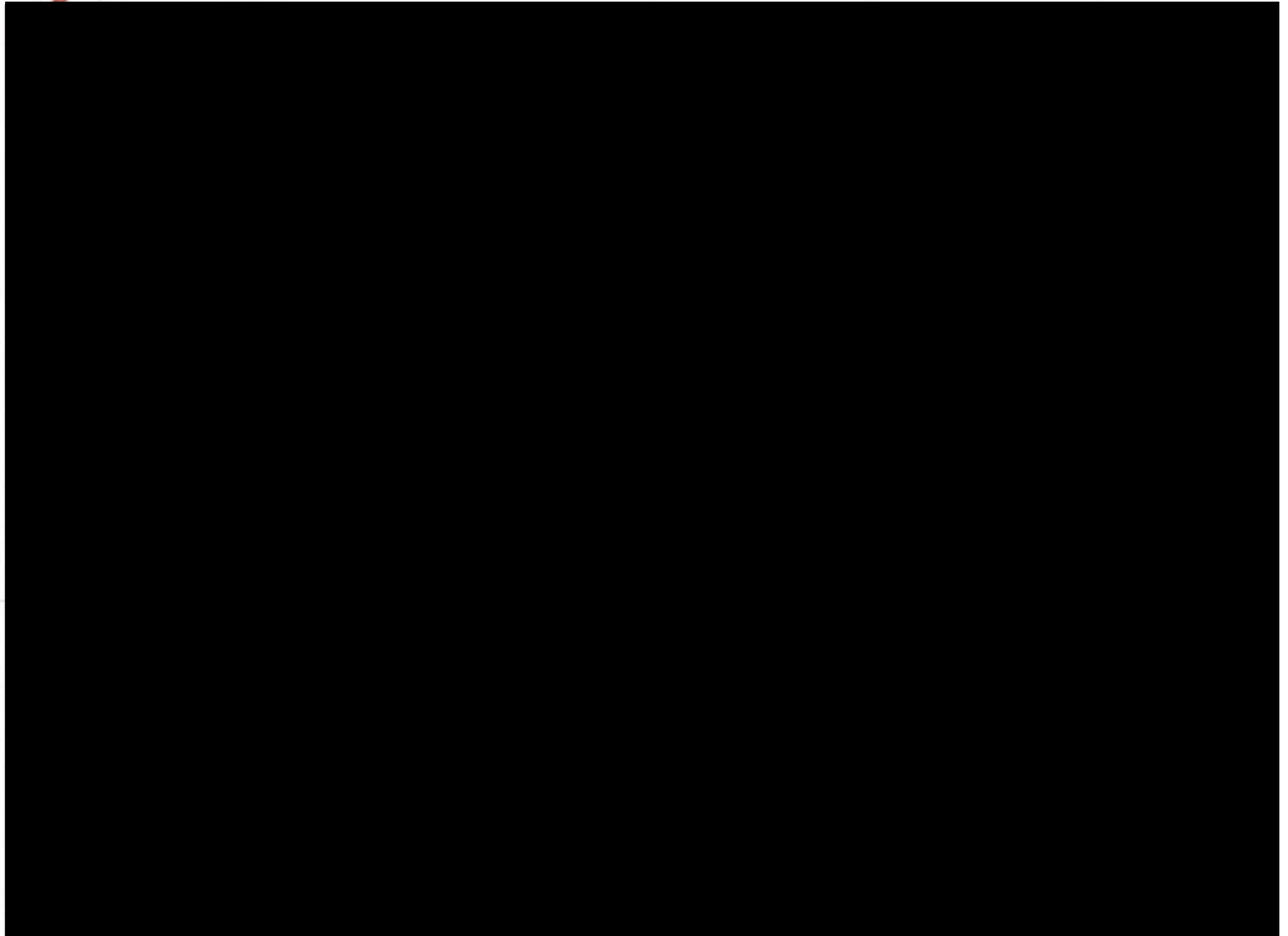
EXHIBIT # -2
PAGE # -5

Santos, Denise

From: Rodriguez, Cynthia
Sent: Thursday, November 10, 2022 9:57 AM
To: Santos, Denise
Cc: Goldin, Michael
Subject: 309808 Juan Rodriguez Rivero - ID Picture

Hi Denise,

 Player Picture Identification



Thanks,

Cynthia Rodriguez
Database Marketing Analyst
(305)885-8000 ext. 5602

EXHIBIT # - 2
PAGE # - 6



INCIDENT REPORT


Name: Sander A. Reyes License No. 10728377 Current Date* 11/10/22
Reason Juan Rodriguez Date of Incident 11/9/22

Details of Incident

at 1:06 AM on table 4 seat 1 customer Juan Rodriguez Rivero # 309808 was observed adding \$ 300 on black chips to the pocket bonus bet after looking at his cards. After verifying with surveillance I made the decision to kill his hand and returne his originally \$800. I told him that I needed him to go home and no to come back until my Manager Adriana Jimenez talk to him. On the way out Mr. Rodriguez was using his friends to cash out over \$12,800, I told him that he have to cash ^{it} out him self

Witness/Signature _____

Date _____

 10728377

Supervisor/Manager Signature _____

11/10/22
Date

Original-Team Member File

EXHIBIT # -2
PAGE # -7

Copy-Team Member

EXCLUSION FORM

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

1. NAME: Rodriguez Rivera Juan Emilio
LAST (INCLUDE SR., JR., ETC. IF APPLICABLE) FIRST MIDDLE

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

3. HOME ADDRESS OR CURRENT RESIDENCE:

888 Biscayne Blvd. # 2703
Miami FL 33132
CITY STATE ZIP CODE

4. HOME TELEPHONE:

[REDACTED] N/A

7. WEIGHT 188
LBS

PLEASE CIRCLE APPROPRIATE ANSWER

GENDER: MALE FEMALE

8. HAIR COLOR: BLACK BROWN BROWN
BLOND RED
GRAY WHITE
BALD OTHER

9. EYE COLOR: BLACK BROWN BROWN
HAZEL BLUE
GRAY GREEN

10. BODY TYPE: SHORT TALL
OVERWEIGHT SLENDER
HEAVYSET AVERAGE

11. EXCLUSION PERIOD: Permanent Pending Management decision

12. EFFECTIVE DATE OF EXCLUSION: 11-10-22

13. REASON FOR EXCLUSION: Gaming Violation + Collusion

Firma del Cliente: Refusal to Sign Fecha: 11-10-22

Firma del Tesigo: _____ Fecha: _____

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

EXHIBIT # -3
PAGE # -1

FORT LAUDERDALE

3 Arrested for Thefts at High-End Fort Lauderdale Shops But More Suspects Sought

Police say group responsible for stealing at least \$100,000 in clothing, watches

Police have arrested three men in connection with a series of thefts at high-end retail stores in Fort Lauderdale but say they're searching for more suspects.

The three suspects, all residents of Miami-Dade, are facing grand theft charges, Fort Lauderdale Police said Monday.

Police identified them as Luis Angulo-Montalvan, 26, **Juan Rodriguez Rivero**, 30, and Yordan Soublett, 28.



Luis Angulo-Montalvan, Juan Rodriguez Rivero, and Yordan Soublett

In December, police released surveillance images of the suspects, who they said had stolen nearly \$100,000 worth of merchandise including expensive clothing and watches from two businesses along East Las Olas Boulevard.

EXHIBIT #-4
PAGE # -1

61D-11.005 Prohibitions.

- (1) No person shall introduce any cards, chips, tokens, or dominoes, other than those from the cardroom operator's facility into any authorized game.
- (2) No cardroom operator or employee shall extend credit, make a loan, or grant a gift to any person that would enable that person to play in an authorized game. The consideration required to participate shall be collected in full, by cash, check, debit card, or credit card, in exchange for chips or tokens prior to participation in any game offered at the cardroom facility.
- (3) Side bets are prohibited.
- (4) No person shall, either directly or indirectly:
 - (a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
 - (b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
 - (c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.
- (5) Cardroom occupational licensees are prohibited from participating in authorized cardroom games at the cardroom facility where they are employed.
- (6) No person shall engage in conduct that resists, obstructs, or opposes a division employee in the performance of his or her duties and responsibilities on the cardroom operator's premises.
- (7) No licensee shall carry or exhibit a weapon other than as provided for in Chapter 790, F.S. Any licensee found in violation of this rule shall be disciplined in accordance with Chapter 849, F.S., and the rules promulgated thereunder. This rule does not prohibit the carrying of a weapon by any duly authorized law enforcement officer or security personnel who are licensed to carry a weapon while engaged in their duties, or persons licensed under Chapter 790, F.S., to carry concealed weapons.
- (8) Shills and proposition players are prohibited.
- (9) A cardroom operator shall not award a giveaway, jackpot, or prize from the jackpot pool in combination with any other eligibility requirements or outcome other than a specified combination of cards pursuant to Section 849.086(7)(d), F.S.
- (10) If the division has reasonable cause to believe that any person at a licensed facility has acted or is acting in one of the following manners it may exclude the person from any facility:
 - (a) Any person not playing the game solely to improve his or her chance of winning;
 - (b) Any person taking or attempting to take action to improve another player's chance of winning;
 - (c) Any person communicating information to another player which could assist the other player in any manner influencing the outcome of the game.

Rulemaking Authority 550.0251(12), 849.086(4) FS. Law Implemented 849.086 FS. History--New 1-7-97, Amended 5-9-04, 9-7-08, 7-21-14, 1-2-18.

EXHIBIT # -5
PAGE # -1


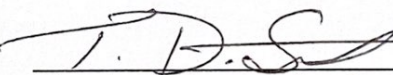


State of Florida
 Florida Gaming Control Commission
 Division of Pari-Mutuel Wagering
 Office of Investigations

PROPERTY RECEIPT

Complaint # 2022-05-5178 Date 11/10/22 Lab # _____

Item No.	Quantity	Description
<u>1</u>	<u>1</u>	<u>USB CONTAINING VIDEO FOOTAGE OF PATRAN</u>
		<u>JUAN EMILIO RODRIGUEZ RIVERO CAPPING</u>
		<u>BETS.</u>
<u>LAST ITEM</u>		

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p>  <p>Signature</p>	<p>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.</p>  <p>Signature - Impounding Investigator</p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

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



Hialeah Park Casino Evidence Receipt

Incident Report #: IN20220001907

No. of Copies: 1

Description of items received:

one USB of footage and one hard copy of the incident Report

Company/Department: FGCC

Received by: Inv. Tyrell Smith

Signature: Tyrell Smith

Date: 11/16/22 Time: 9:00 AM

EXHIBIT # 6
PAGE # 2

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: Imuniz

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

Lic Type	1098 - Unlicensed Complaints		Status	20 Under Investigation		Status Date	11/17/2022	
Complaint #	2022055178		Case Type	CMP Complaint		Disposition	Disposition Date	
Docket#	Respondent	RODRIGUEZ RIVERO, JUAN EMILIO		Responsible	t mith2 SMITH, TYRELL		Private Case	

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Partie	<input checked="" type="checkbox"/> Activite
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	V-C - Cardroom Violations	Complexity	R Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	11/10/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	SR - Southern Region	Received	11/16/2022	<input type="checkbox"/> Inspection	
Reference	61D-11.005(4)(a-c)			<input type="checkbox"/> Costs	
Entered	11/17/2022	Entered By	Imuniz	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	<p>544-South Florida Racing Associates, LLC ----- / ----- . Prohibitions: On November 10, 2022, this Investigator visited Hialeah Park Surveillance Department in order to conduct a routine surveillance inspection of recent cardroom activities. During this visit I was informed by Hialeah Park Surveillance Director Paul Ascolese of a cheating incident that occurred on the morning of November 10, 2022, during a live poker game involving patron Juan Emilio Rodriguez Rivero. According to Ascolese, Rodriguez Rivero was observed adding two additional chips to his original bet in order to get a larger payout out. This is known as "Capping". Ascolese provided this Investigator with a copy of the Surveillance Incident Report and video footage of the incident.</p>				<input type="button" value="History"/>
Updated	11/17/2022 14:12:32	By	Imuniz	<input type="checkbox"/> Attachments	<input type="button" value="Print Report"/>
				<input type="checkbox"/> Work Note	

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

[Get Adobe Reader.](#)



**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 10, 2022

<input type="checkbox"/> PMW	<input checked="" type="checkbox"/> Cardroom	<input type="checkbox"/> Slot
------------------------------	----------------------------------------------	-------------------------------

<input type="checkbox"/> Violation	<input checked="" type="checkbox"/> Incident	<input type="checkbox"/> Complaint
------------------------------------	----------------------------------------------	------------------------------------

FACILITY NAME: South Florida Racing Associates, LLC (Hialeah Park) **LIC #:** 544

RESPONDENT

NAME: Juan Emilio Rodriguez Rivero		
Address: 888 Biscayne Blvd Apt# 2703 Miami, Florida 33132		Tel
LIC #: N/A	LIC TYPE: 1098	OCCUPATION: Patron

COMPLAINANT

NAME: South Florida Racing Associates LLC. (Hialeah Park)		Tel #:
Address: 100 East 32 nd Street, Hialeah, FL 33013		
LIC #: 544	LIC TYPE: 1002	OCCUPATION: Permit Holder

VIOLATION(S) / TITLE(S): 61D-11.005 Prohibitions.

(4) No person shall, either directly or indirectly:

- (a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
- (b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
- (c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.

DESCRIPTION: On November 10, 2022, this Investigator visited Hialeah Park Surveillance Department in order to conduct a routine surveillance inspection of recent cardroom activities. During this visit I was informed by Hialeah Park Surveillance Director Paul Ascolese of a cheating incident that occurred on the morning of November 10, 2022, during a live poker game involving patron Juan Emilio Rodriguez Rivero. According to Ascolese, Rodriguez Rivero was observed adding two additional chips to his original bet in order to get a larger payout out. This is known as "Capping". Ascolese provided this Investigator with a copy of the Surveillance Incident Report and video footage of the incident.

CASE DETAILS FILED BY:

Chief Inspector Judge/Steward Investigator Other: _____
(Title of State Employee)

Tyrell D. Smith
(Print Name)

Tyrell D. Smith
(Signature)

November 16, 2022
(Date)

Muniz, Luz

From: Minaya, Julio
Sent: Wednesday, November 16, 2022 10:08 AM
To: Muniz, Luz
Cc: Smith, Tyrell; Kogan, Steven
Subject: OCR
Attachments: OCR- HIALEAH PARK - JUAN EMILIO RODRIGUEZ RIVERO (CAPPING)-11-10-22.docx

Luz,

Please open and assign to Tyrell.

Thanks



Julio Minaya
Investigative Supervisor
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Office: 954-202-6844 / Fax: 954.202.3930

MIAMI-DADE

**STATE OF FLORIDA
COUNTY OF MIAMI-DADE:**

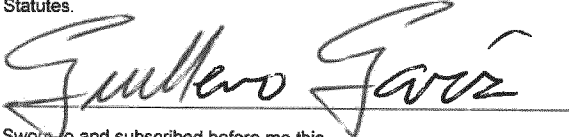
Before the undersigned authority personally appeared GUILLERMO GARCIA, who on oath says that he or she is the DIRECTOR OF OPERATIONS, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, of Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

2022-055178
NOTICE OF ACTION
BEFORE THE DIVISION OF PARI-MUTUELWAGERING - JUAN
EMILIO RODRIGUEZ RIVERO

in the XXXX Court,
was published in a newspaper by print in the issues of Miami
Daily Business Review f/k/a Miami Review on

05/12/2023 05/19/2023 05/26/2023 06/02/2023

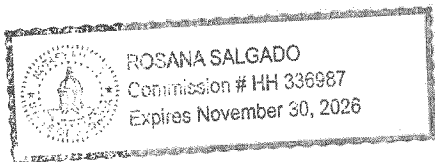
Affiant further says that the newspaper complies with all legal requirements for publication in chapter 50, Florida Statutes.



Sworn to and subscribed before me this
2 day of JUNE, A.D. 2023



(SEAL)
GUILLERMO GARCIA personally known to me



**NOTICE OF ACTION
BEFORE THE DIVISION OF
PARI-MUTUELWAGERING**

IN RE: Violation of section 550.0251(6),
and 551.112 Florida Statutes
JUAN EMILIO RODRIGUEZ RIVERO
888 Biscayne Boulevard,
Apt. 2703
Miami, Florida 33132
CASE NO.: 2022-055178
LICENSE NO.: N/A

The Florida Gaming Control Commission has filed an Administrative Complaint against you, a copy of which may be obtained by contacting Ebonie Lanier, Administrative Assistant III, Office of the General Counsel, Florida Gaming Control Commission, 2601 Blair Stone Road, Tallahassee, FL 32399, (850) 717-1663.

If no contact has been made by you concerning the above by Friday, June 9, 2023, the matter of the Administrative Complaint will be presented to the Florida Gaming Control Commission at the next public meeting for final agency action.

In accordance with the Americans with Disabilities Act, persons needing special accommodation to participate in this proceeding should contact the individual or agency sending notice no later than seven days prior to the proceeding at the address given on notice. Telephone: (850) 257- 6097; 1-800-955-8771 (TDD) or 1-800-955-8770 (v), via Florida Relay Service. 5/12-19-26 6/2 23-08/0000661816M

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Scott Macdonald Case No. 2023-004871; Default Final Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Scott Macdonald (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida. By failing to respond to the properly served administrative complaint seeking to exclude him, Respondent waived his right to request a hearing contesting the Division’s decision. 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

On October 21, 2022, Respondent was a patron of Calder Casino.¹ Respondent was seen taking money from another patron’s player’s card. Upon review, Respondent was permanently excluded from Calder Casino², on November 8, 2022.

Based on his exclusion from Calder Casino, the Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days³ to file a written response to the administrative complaint. The Respondent was served on May 19, 2023 which means the Respondent had until June 9, 2023 to respond. He has never responded.

¹ Calder Casino is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

² Pari-mutuel permitholders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

³ See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

Analysis

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, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state.

Because Respondent failed to file a timely response to the properly served administrative complaint seeking to exclude him from all pari-mutuel and slot machine facilities in this state, he waived his right to request a hearing. Therefore, the Florida Gaming Control Commission may enter a final order 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 permanently excluding Scott Macdonald from all pari-mutuel and slot machine facilities in this state.

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

FILED	
FLORIDA GAMING CONTROL COMMISSION	
Date:	<u>5/11/2023</u>
File Number:	_____
BY: MELBA L. APELLANIZ CLERK OF THE COMMISSION	

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

Petitioner,

v.

FGCC Case No.: 2023-004871

SCOTT MACDONALD,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Scott Macdonald (“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 4336 Wilkinson Avenue Studio City, California 91604.
3. At all times material hereto, Calder Casino was a facility operated by a permit holder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.
4. On or about October 21, 2022, Respondent was a patron and was ejected from Calder Casino.
5. On or about November 8, 2022, Respondent 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 exclusion from Calder Casino on or about November 8, 2022.

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 2023-004871 is signed this 5th day of May 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

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

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

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 04/23/2023
Complaint # 2023004871	Case Type CMP - Complaint	Disposition
Docket#	Respondent MACDONALD, SCOTT	Responsible bjones - JONES, BRADFORD
		Private Case

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

Source INTN - Internal	Security Level 1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form INTR - Internal	Priority	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n OTHR - Other	Complexity R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security STND - Standard	Incident 10/21/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region SR - Southern Region	Received 01/26/2023	<input type="checkbox"/> Inspection	
Reference 551.109 (6)		<input type="checkbox"/> Costs	
Entered 01/26/2023	Entered By Imuniz	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	285-Calder Race Course, Inc. ----- / ----- . Prohibited acts; penalties / Patron Exclusion: On October 21, 2022, Scott MACDONALD and [REDACTED] visited Calder Casino. During their visit they were stopped by Calder's Director of Security J. C. Lara after Lara received information that an individual was inserting \$100.00 bills into Slot Machines and immediately without playing he would print out a voucher. When Lara approached Scott MACDONALD he pulled out the Players Club card that MACDONALD had inserted into the machine and found that the card was in the name of Ian Saliba. He was found to have two additional Players Club cards that were not in his name. Scott MACDONALD was then permanently excluded from the facility.	<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated 05/02/2023 15:27:29	By nmelvai	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

95 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"/>
---------	---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------



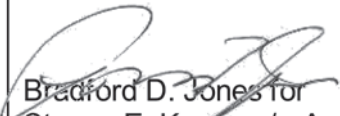
Get Adobe Reader.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: January 27, 2023	Case Number: 2023 00 4871
Respondent: MACDONALD, SCOTT 4336 WILKINSON AVE. STUDIO CITY, CA 91604		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: March 24, 2023
Period of Investigation: November 15, 2022 through March 24, 2023		Type of Report: Final	
<p>Alleged Violation: 550.0251 Powers and duties of the Florida Gaming Control Commission.—The commission shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:</p> <p>(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permitholder to exclude absolutely a patron in this state.</p>			
<p>Synopsis: On October 21, 2022, Scott MACDONALD an [REDACTED] visited Calder Casino. During their visit they were stopped by Calder's Director of Security J. C. Lara after Lara received information that an individual was inserting \$100.00 bills into Slot Machines and immediately (without playing) would print out a voucher. When Lara approached Scott MACDONALD he pulled out the Players Club card that MACDONALD had inserted into the slot machine he was using and found that the card was in the name of Ian Saliba. Scott MACDONALD was also found to have two additional Players Club cards that were not in his name. Scott MACDONALD was then permanently excluded from the facility.</p>			
Related Case(s): 2023 01 2964			
Investigator / Date  Raul Suau / March 24, 2023		Investigator Supervisor / Date  Julio Minaya / April 5, 2023	
Chief of Investigations / Date  Bradford D. Jones for Steven E. Kogan / April 23, 2023			

CONTINUATION

On November 15, 2022, this investigator received an e-mail from Calder's Risk and Communication Manager Melissa Brooks containing an updated weekly facility exclusion list. While reviewing the list, I discovered the names of two patrons that had been permanently excluded from the facility for Suspicious Activity who had been added to the list. The men were identified as Scott **MACDONALD** an [REDACTED]. The above incident was documented in Calder Security Incident Report SEC-2022-10-00059 and Surveillance Report SURV-2022-10-00060 (**Exhibit #1**).

On January 12, 2023, I visited Calder Casino where I requested and received a copy of the related surveillance video along with the Security and Surveillance Reports of the incident.¹

According to Surveillance Report SURV-2022-10-00060 and Security Report SEC-2022-10-00059 created on October 21, 2022, Slot Operation Specialist Pedro Polanco notified Surveillance that two patrons who were later identified as Scott **MACDONALD** an [REDACTED], were observed "bill stuffing"² slot machines. Upon being notified by Polanco, surveillance began to follow the two men. The men were observed inserting a Players Club card into a Slot Machine prior to "bill stuffing" the slot machines. After inserting a quantity of money into the machine, each man would print the vouchers out and cash them. Both men were also observed inserting vouchers into slot machines and placing small bets. They would then compile their printed vouchers, and remove the current Player's Club cards from the machine and insert another Player's Club card before repeating the same process.

On one occasion Timothy MacDonald was observed taking one of Scott **MACDONALD's** vouchers and placing it inside his jacket. Timothy MacDonald can also be seen on numerous occasions counting his bills, while utilizing his cell phone to apparently calculate his total. He was also observed using numerous Kiosks to cash out the vouchers. Throughout their entire time in the facility, both men were observed by surveillance utilizing different Player Club cards that were ultimately confiscated by Director of Security, Jean Lara when he confronted them. Accompanying Lara were Director of Compliance Iliana Velazquez, Director of Surveillance Favio Munoz and other members of the Calder security team who stood by while Lara identified the two men and confiscated a total of six Player's Club cards³ from them. When questioned by Security Director Lara, Scott **MACDONALD** stated that he received the money and the Players Club cards from a friend of his whom he identified as "Aaron from Vegas."

After identifying Scott **MACDONALD** an [REDACTED] they were escorted to the Ticket Redemption Machine NRT #10 and allowed to cash out. Once they finished cashing out, both men were informed that they were being permanently excluded from the facility and that they should not return. They were then allowed to leave without further incident. Law enforcement was not present during this incident nor were they subsequently contacted..

Independent video review by this investigator confirmed the information listed on both the Surveillance and Security Reports. There is one additional fact noticed during this review. Both **MACDONALDs**, upon sitting at the slot machine in question, placed a stack of vouchers they had previously printed in front of them. They would insert one voucher, place one bet and then print out a new voucher. The newly printed voucher would be placed at the bottom of the stack of vouchers in front of them and the one on top would be inserted into the slot machine. This action was repeated several times by both individuals.

¹ On January 26, 2023 I requested and received the surveillance report from Ileana Velazquez, Calder Director of Compliance.

² A practice whereby a casino customer goes to various slot machines putting cash in the bill acceptors and collects cash-out vouchers with nominal gaming activity, keeping the amount below \$1,200.00 which allows them to use the Ticket Redemption Machines.

³ Player's Club cards confiscated belong to Alona Rolle, Hershel Freeman, Ian Saliba and Tamekia Jackson. (Exhibit #4)

CONTINUATION

On January, 30, 2023, I again visited Calder Casino and interviewed Compliance Officer Iliana Velasquez regarding the patrons whose Player’s Card were being used and were confiscated. Velasquez stated that the Players Club accounts of these individuals were flagged and blocked by the Players Club staff. The names of the players on the cards confiscated were checked against a database of individuals who are suspected of participating in other schemes versus the facility and there was no match. There was also no report of the cards being lost or stolen.

On March 22, 2023, I visited Calder Casino in reference to this case. I obtained the phone numbers of the four owners of the Players Cards seized from the **MACDONALDs**. On the same date, a phone call was made to them by Investigations Supervisor Julio Minaya. Below are the individuals called with the phone numbers and result of the phone calls:

- la [REDACTED] A voice mail could not be left because the voice mail box was full.
- Hersch [REDACTED]. Wrong number, a female answered the phone.
- Tamika [REDACTED] Phone # was changed/disconnected. A Verizon automated message answered.
- Alon [REDACTED] Left voice mail. A second phone number was also called [REDACTED] No incoming calls accepted on the phone. **(Exhibit #5)**

[REDACTED]

Velasquez also provided the Suspicious Activity Report (SAR) tracking ID: SX22-00404177 which was filed with FinCen⁴ on November 7, 2022 **(Exhibit #6)**.

On April 4, 2023, an Accurant check was conducted in an attempt to determine if either **MACDONALD’s** were related as no such inquiry was made by the facility on the date of the incident. No correlation between the two men was discovered. As of the date of this report, none of the above-named card holders have returned Supervisor Minaya’s calls nor are they known to have returned to or contacted Calder Casino.

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

⁴ *Financial Crimes Enforcement Network*

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET1

II. INVESTIGATIVE REPORT 2

III. EXHIBITS

 1. E-mail Containing Exclusion List.....1-2

 2. Copy of Security Report SEC-2022-10-00059..... 1-7

 3. Copy of Surveillance Report SURV-2022-10-00060..... 1-10

 4. Players Club Card Account Information..... 1-8

 5. Listing of Phone Numbers Called..... 1-1

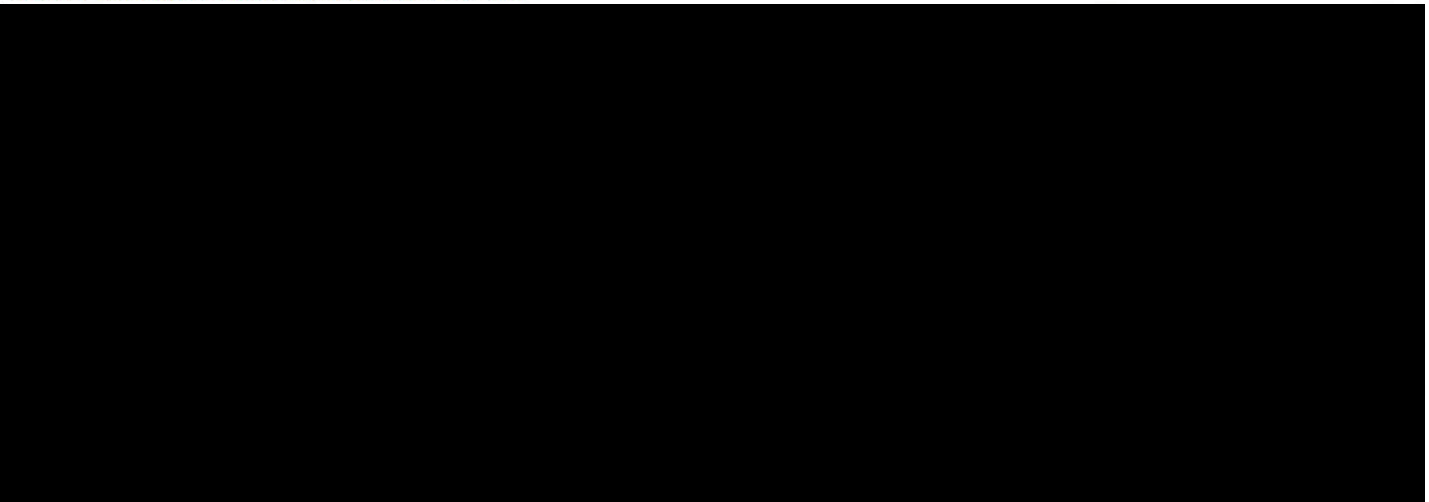
 6. E-mail from Iliana Velasquez..... 1-2

Minaya, Julio

From: Suau, Raul
Sent: Friday, January 27, 2023 3:14 PM
To: Minaya, Julio
Subject: FW: Updated Exclusions-Evictions List W.E. 11-13-2022
Attachments: Updated Exclusions-Evictions List 11-13-2022.xlsx

This is the first time they appear on the exclusion listing under lifetime exclusions

From: Melissa Brooks [mailto:Melissa.Brooks@caldercasino.com]
Sent: Tuesday, November 15, 2022 9:32 AM



Subject: Updated Exclusions-Evictions List W.E. 11-13-2022

[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.

Good Morning,

Attached is our Exclusion/Eviction List for the week ending 11-13-2022.

Updates for W.E. 11-13-2022

Self-Exclusions: 1 – Updated in SP and FT



Underage: None

Lifetime – Card Room: None

Lifetime: 2 – Updated in SP & FT



11/8/2022	Calder	Macdonald	Scott		4336 Wilkinson Ave	Studio City	CA	91604	M
-----------	--------	-----------	-------	--	--------------------	-------------	----	-------	---

Reinstatements: None

Employee: None

Thank you,
Melissa



MELISSA BROOKS

Risk & Communications Manager

21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 625-1311 ext 3285

Melissa.Brooks@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.

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SEC-2022-10-00059

Class/Category: Non Criminal/Persons

Occurred From Date/Time: 10/21/2022 12:30 PM

Status: Open



Incident Details

Incident Details

Incident Number: SEC-2022-10-00059

Reported Date/Time: 10/21/2022 1:59 PM

Occurred From Date/Time: 10/21/2022 12:30 PM

Occurred To Date/Time: 10/21/2022 12:42 PM

Incident Duration: 0Hrs. 12Min.

Classification

Class: Non Criminal

Category: Persons

Subcategory: Suspicious Activity \ AML

Type: Guest

Business Unit

Business Unit: Gaming

Summary:

Casino guests [REDACTED] and Scott Macdonald were observed bill stuffing on the casino floor. Both guests were approached by security and questioned on the matter. Ultimately both guests were asked to leave property and not return unless directed by the director of security JC Lara.

Physical Location

Site: Casino

Building: Front of House

Location: Bar

Supplemental Details

Reported to Police: No

Incident Involvement Section

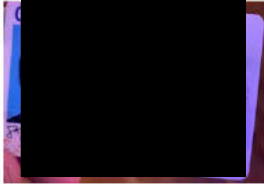
Linked Person

Total = 2

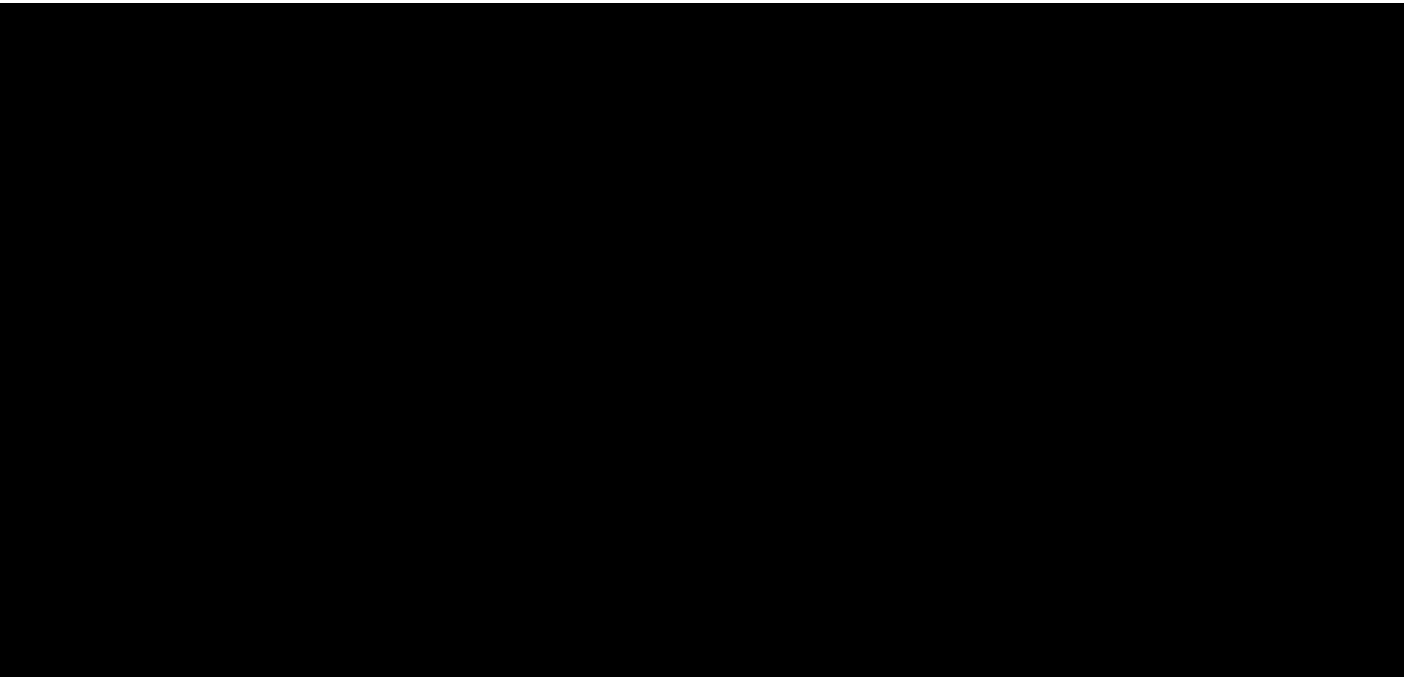
MACDONALD, Scott

Involvement Type:

Suspect



Date of Birth:	[REDACTED]	Phone Number:	
Gender:	White Male	Address:	
Hair Color:	Brown		
Eye Color:	Green		
Height:	6' 0"		
Weight:	190lbs	First Aid Administered?:	No
Marital Status:		Person Hospitalized?:	No
Employee?:	No	Injured:	No
Interviewed?:	Yes	Notes:	
Linked To Person:	Macdonald, Scott		



Incident Number: SEC-2022-10-00059

Class/Category: Non Criminal/Persons

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR:	Lara, Jean	Narrative Type:	Original Narrative
Created By Date/Time	10/21/2022 6:14 PM	Sealed	No
Narrative:			

Origin of Call: On Friday October 21, 2022 Director of Security JC Lara was made aware that two male guests were bill stuffing on the casino floor. D/S Lara entered the surveillance review room to observe their activity in real time. Both guests were observed at the 3B banks (3B04 / main bar location) minimally gaming and stuffing bills into the machines. It was also made known that both guests were using multiple players cards with different names. At this time it was determined that security would approach and question both guests.

Interview: I, JC Lara, approached one of the male suspects now known as [REDACTED] at NRT 10 where he was cashing out multiple vouchers. As Mr. Macdonald turned around, I introduced myself and asked him for his ID. As he handed me his ID I advised him that we have been observing he and his friend for the duration of their visit continuously insert bills into the slot machines, print the tickets and cash them out, all while playing the games on a very minimal level. I asked what the reason for this type of activity was. Mr. Macdonald stated he was inserting the bills to get more tickets. I advised him to elaborate as his answer was not making much sense. He stated his reasoning for inserting bills was to get the money onto tickets and play with the tickets instead. I stated to him that his answer did not make much sense because they were barely playing the actual game, if at all. He states he and his friend were playing roulette mostly, I again reiterated that it was at a very minimal level for the amount of cash he was inserting into the machines. The conversation shifted to asking him why he was playing with multiple player's cards that did not belong to him. His answer was those cards belonged to his friends, I asked him to identify who those friends were and he only mentioned "Tamika" & "Herschel". I asked why would he be playing with their account instead of his own? He stated it was so they can get the points, he was doing it as a favor. I then advised him that playing with someone else's card is prohibited and he can no longer do so. I then asked him to follow me to the bar where his acquaintance was playing

We then approach the main bar (3B04) where his acquaintance now identified as Scott Macdonald was playing. I approached 3B04 and pulled the players card that was inserted in the machine at the time. The name on the card read "Ian [REDACTED]". Once I confirmed this was not his name by checking his ID, I asked both individuals to hand over all of the players cards in their possession. Both handed me 3 cards each, there were duplicates of Herschel [REDACTED] and Tamekia [REDACTED] in addition to one card belonging to Alona [REDACTED] / [REDACTED]. I asked them how they got possession of these cards and both stated they were friends theirs. I informed them that what they were both doing is considered illegal and need their full cooperation and honesty with this situation. I again asked how they were in possession of the cards and what their motive was with stuffing the slot machines with money and cashing out. Mr. Macdonald then stated a friend of his by the name of [REDACTED] who is from Vegas gave them the cards and the cash. When I asked what the reason behind it was, he really couldn't answer and assumed it was to get promotional points on the account for whom those cards belong to. I advised him that would't make sense since they were barely playing the games. I asked what he and his friend were getting in return for their actions and he stated "We maybe get 50-100 bucks".

At this point I advised both [REDACTED] and Scott Macdonald that their actions in the casino today were considered very suspicious and mirrored illegal activities such as money laundering which is illegal and could result in jail time if found guilty of it. I advised both of them that their gaming privileges at Calder would be revoked immediately pending an investigation and that they could not return to the property unless advised by me, the director of Security. I informed them that returning to property without approval would result in their arrest, both stated they understood and apologized.

Both individuals were escorted out the casino north entrance. They entered a black ford mustang parked in lot D with tag [REDACTED]. They stayed in their vehicle for a few minutes before departing property at 12:47 hours. Surveillance was advised and maintained coverage for the duration of the call, nothing further at this time.

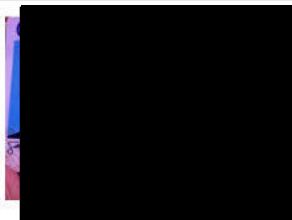
Attachments: DL pictures of both [REDACTED] and Scott Macdonald. Players club cards belonging to Ian [REDACTED] Tamekia [REDACTED] Herschel [REDACTED] and Alona [REDACTED]

Attachments

Selected for Printing

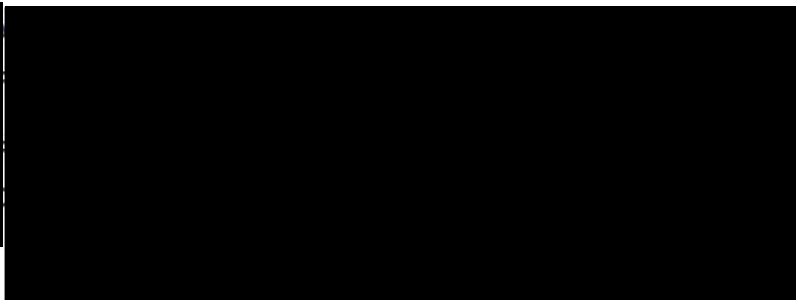
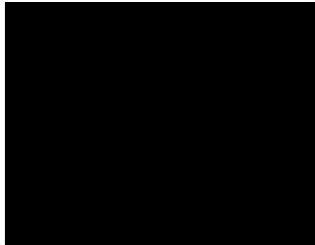
Total = 2

Scott Macdonald ID



Attachment Type: Picture
File Name: Scott Macdonald ID.jpg
File Size: 90 KB
Description:

Timothy Macdonald ID



Additional Attachments

Total = 1

Attachment Title: PC cards File Name: PC cards.pdf
Attachment Type: Document File Size: 347 KB
Description:

Incident Controls

Incident Controls

Org Rollup Name	Access Level:	Level 5 (Highest)
Org Level 1:	Status:	Open
Org Level 2:		
Org Level 3:		
Org Level 4:	Locked:	No
	Archive (record not visible):	No
	Record Owner:	Lara, Jean

Incident Visibility

Owner Workgroup:	Security	Exceptions:	Workgroup Name	Record Rights
All Workgroups:	None			



Incident Record Created By jean.lara, 10/21/2022 6:07 PM GMT

Last Modified By jean.lara, 10/21/2022 10:24 PM GMT

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Occurred From Date/Time: 10/21/2022 10:31 AM

Status: Open



Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SURV-2022-10-00060

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 10/21/2022 4:36 PM

Occurred From Date/Time: 10/21/2022 10:31 AM

Occurred To Date/Time: 10/21/2022 12:42 PM

Incident Duration: 2Hrs. 11Min.

Business Unit

Business Unit: Non Gaming

Department: Security

Summary:

On October 21, 2022 Surveillance was advised of two guests who were observed engaging in suspicious gaming activity, bill stuffing.

Physical Location

Site: Casino

Building: Front of House

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 8

Witness



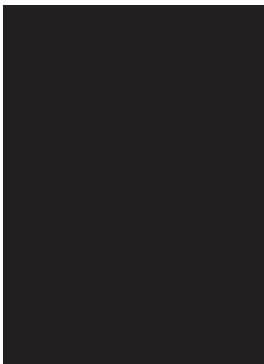
Party



MACDONALD, Scott

Involvement Type:

Suspect



Date of Birth:

[Redacted]

Phone Number:

Gender:

White Male

Address:

Hair Color:

Eye Color:

Height:

00' 00"

Weight:

0lbs

First Aid Administered?:

No

Marital Status:

Person Hospitalized?:

No

Employee?:

No

Injured:

No

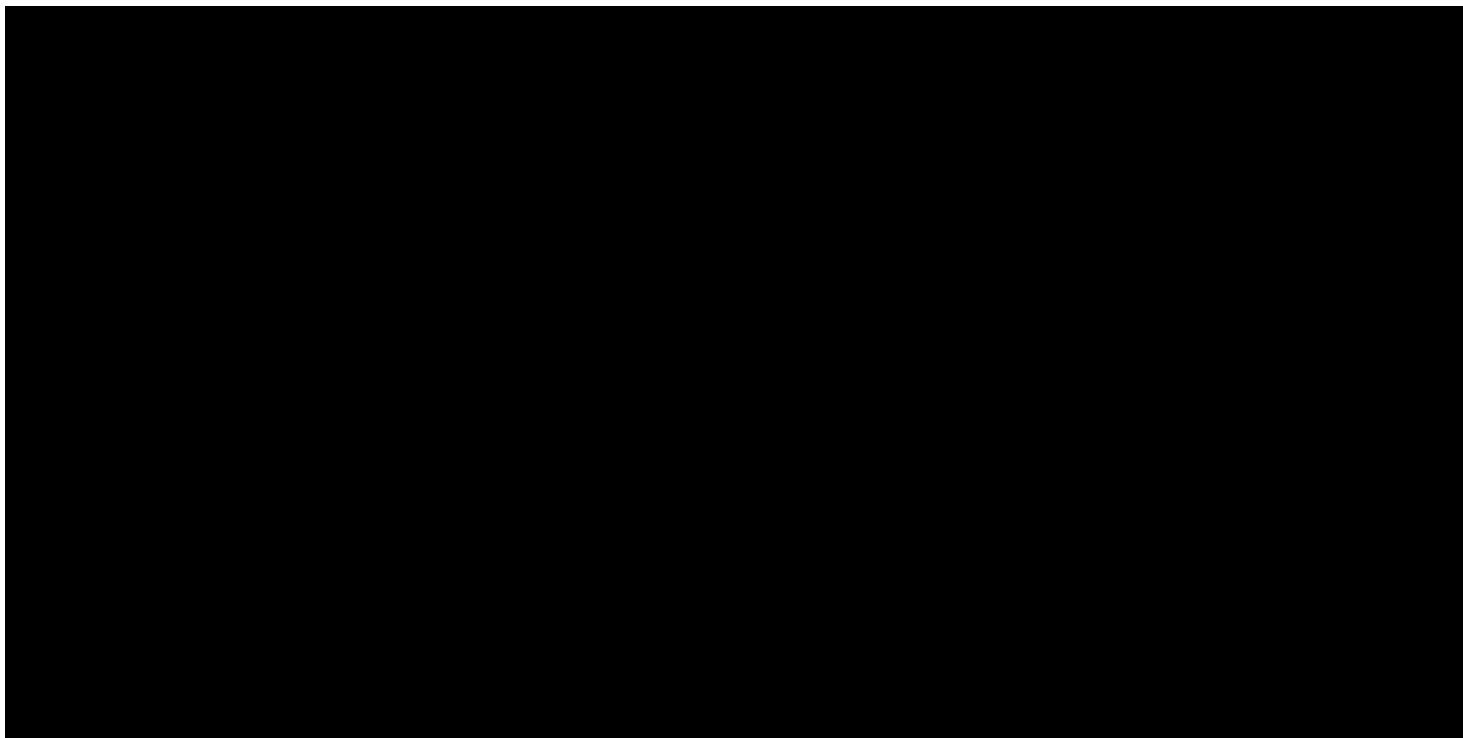
Interviewed?:

Yes

Notes:

Linked To Person:

Macdonald, Scott



Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

SS

SS

Owner Workgroup:
Surveillance

Access Level:
Level 2

Local Print Date/Time:
10/24/2022 10:49 AM

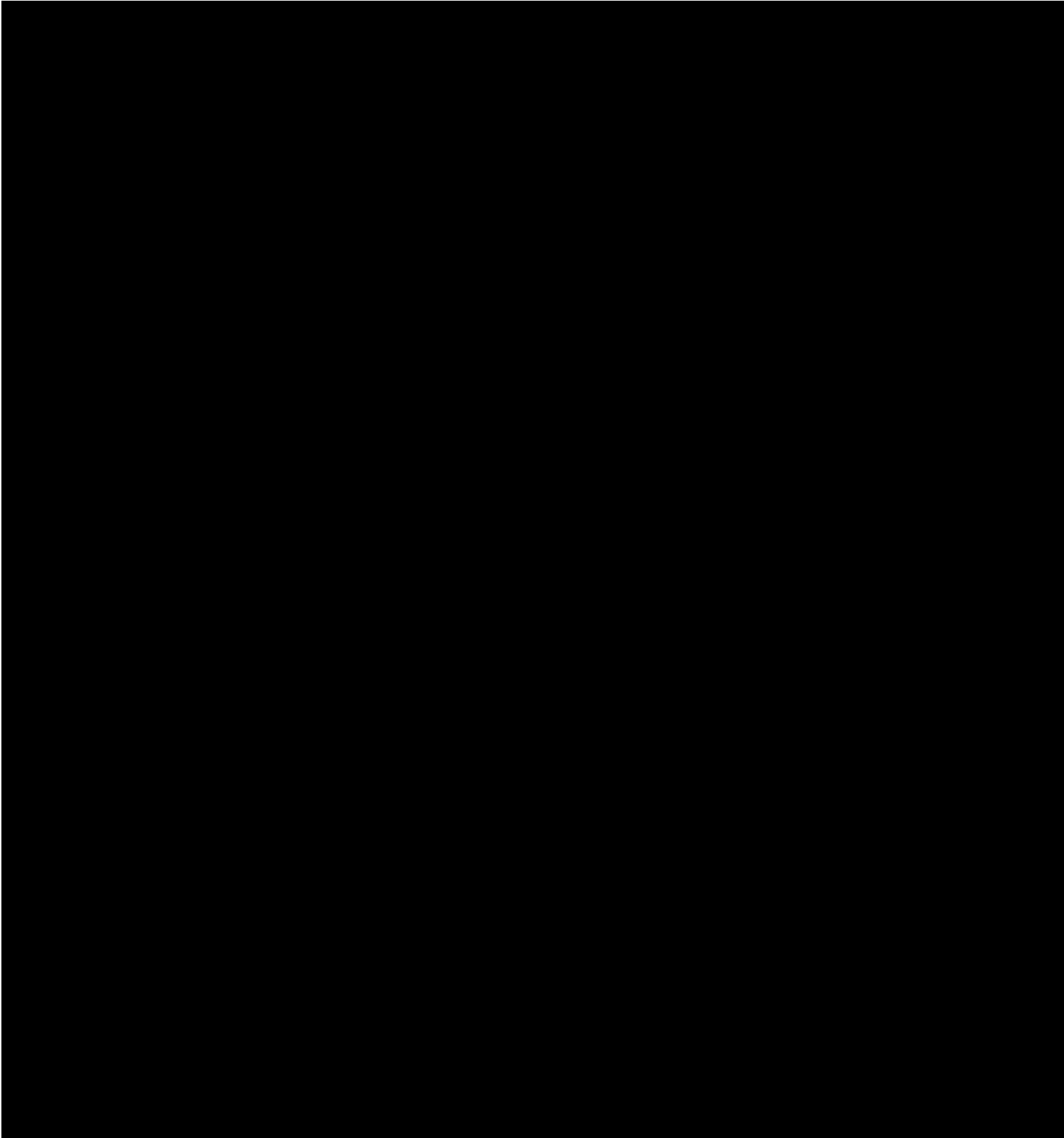
Page 4 of 8

Exhibit # 3
Page # 5

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open



Incident Narratives

Incident Narratives	Total = 1
---------------------	-----------

AUTHOR: 39, Surv **Narrative Type:** Original Narrative

Created By Date/Time 10/21/2022 4:43 PM **Sealed** No

Narrative:

Origin of Call: On October 21, 2022 at approximately 10:38 hours Surveillance was advised by Slot Operations Specialist Pedro Polanco of two guests who were observed engaging in suspicious gaming activity, bill stuffing.

Video Coverage:

Below is a timeline detailing ██████████ and Scott T. Macdonald's activities while on property:

10:31 hours - Both ██████████ and Scott Macdonald enter through the North entrance.

10:33 hours to 10:38 hours - Both ██████████ and Scott Macdonald are observed bill stuffing at machines 8K-02 and 8K-03.

10:39 hours - Both ██████████ and Scott Macdonald use the Kiosks next to the Player's Club.

10:40-10:58 hours - Both ██████████ and Scott Macdonald begin to game at machines 5G-01 and 5G-02. They are observed placing bets, piling their printed vouchers, and removing Player's Club cards from the machines to insert others. It is confirmed that they are in possession of cards belonging to at least two guests, Alona Rolle (#28384) and Hershel Freeman (#451188).

██████████ ██████████ is observed taking one of Scott Macdonald's vouchers and putting it inside of his jacket.

10:58 hours - Both ██████████ and Scott Macdonald walk away from 5G-01 and 5G-02 with multiple vouchers.

11:01 hours - ██████████ ██████████ is observed stopping at a machine as he utilizes his cellphone's calculator, counting his bills and adding numbers (final number came out to 7,650 on his phone.)

11:04 hours - ██████████ ██████████ uses the Kiosk by Zone 15 (BINGO area).

11:04 hours to 11:16 hours - Scott Macdonald is observed gaming at machine 3A-01.

11:05 hours - ██████████ ██████████ uses the Kiosk by the West entrance.

11:06 hours - ██████████ ██████████ cashes out a voucher at the Main Cage for \$1,354.

11:08 hours - ██████████ ██████████ cashes out at NRT #10 where he is observed reinserting certain bills in exchange for smaller bills and then counting his funds numerous times.

11:13 hours to 11:18 hours - ██████████ ██████████ is observed bill stuffing at machine 2F-04. ██████████ ██████████ inserts a few large bills at a time, prints a voucher, and then begins stuffing more denominations (100s, 20s, 5s).

11:16 hours to 11:28 hours - Scott Macdonald is observed gaming at machine 3A-03.

11:24 hours - ██████████ ██████████ uses the Kiosk by Zone 15 (BINGO area).

11:27 hours to 11:28 hours - ██████████ ██████████ is observed bill stuffing at machine 3B-01.

11:28 hours to 11:44 hours - Scott Macdonald is observed gaming at machine 3A-05.

11:28 hours to 11:42 hours - [REDACTED] [REDACTED] is observed gaming at machine 3B-02

11:42 hours - Both [REDACTED] and Scott Macdonald are observed gaming at machines 3A-05 and 3A-06.

11:44 hours to 11:48 hours - Both [REDACTED] and Scott Macdonald enter the South men's restroom.

11:49 hours to 12:09 hours - Both [REDACTED] and Scott Macdonald begin to game at machines 5G-04 and 5G-05. They are observed inserting vouchers and placing bets. Again, [REDACTED] [REDACTED] is observed taking one of Scott Macdonald's vouchers and putting it inside of his jacket.

[REDACTED]

12:14 hours to 12:30 hours - Scott Macdonald games at machine 3B-04.

12:30 hours to 12:38 hours - [REDACTED] [REDACTED] and Scott Macdonald are initially approached by Director of Security Jean Lara, Security Manager Roy McCloud, Security Supervisor Jason Duncan, Director of Compliance Iliana Velazquez, and Director of Surveillance Favio Munoz.

12:40 hours - Both [REDACTED] [REDACTED] and Scott Macdonald are escorted to NRT #10 by Director of Security Jean Lara, Security Manager Roy McCloud, and Security Supervisor Jason Duncan.

12:42 hours - Both [REDACTED] and Scott Macdonald are escorted out through the North doors by Director of Security Jean Lara, Security Manager Roy McCloud, and Security Supervisor Jason Duncan.

12:43 hours to 12:47 hours - Both [REDACTED] and Scott Macdonald return to their vehicle and depart property.

Information Supplied:

Director of Security Jean Lara issued both [REDACTED] and Scott Macdonald lifetime bans.

Person's Involved:

Suspects - [REDACTED] [REDACTED] and Scott T. Macdonald

Reporting Party - Director of Security Jean Lara

Witnesses - Security Manager Roy McCloud; Security Supervisor Jason Duncan; Director of Compliance Iliana Velazquez; Director of Surveillance Favio Munoz.

RUA's have been filled out for both Guests.

Video has been saved and available upon request.

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

Incident Controls

Incident Controls

Org Rollup Name

Access Level: Level 2

Org Level 1:

Status: Open

Org Level 2:

Org Level 3:

Org Level 4:

Locked: No

Archive (record not visible): No

Record Owner: 39, Surv

Incident Visibility

Owner Workgroup: Surveillance

Exceptions:

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By ashley.kalisch, 10/21/2022 8:40 PM GMT

Last Modified By ashley.kalisch, 10/22/2022 9:36 PM GMT




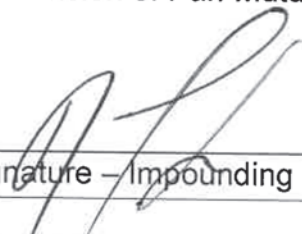
**Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Investigations Section**

2023 012964

PROPERTY RECEIPT

Complaint # 2023 004371 Date 1/17/23 Lab # _____

Item No.	Quantity	Description
1	1	USB MEMORANDUM
		MONEY LAUNDERING
		SURV - 2022-10-0060
		MONEY STUFFING OF
		SLOT MACHINES

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p align="center"> Signature</p>	<p>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.</p> <p align="center"> Signature - Impounding Investigator</p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

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

Information

Memo Type Department Priority
Exclusion Type

- Edit
- Close
- Print

Effective Date Range

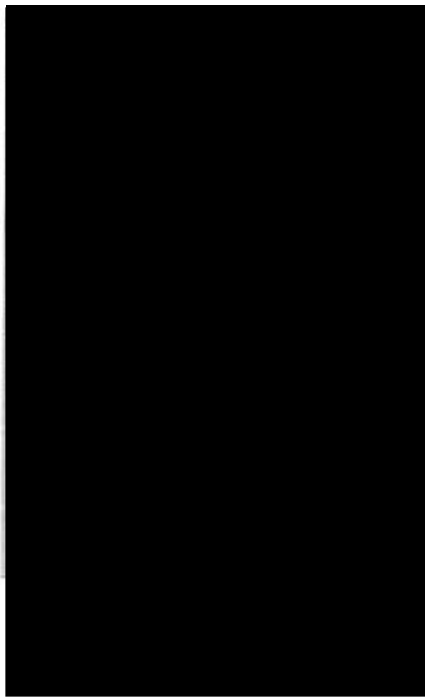
From To Permanent

Created by
Modified by

Title

Memo

Please discreetly call surveillance REF # SURV 2022-10-00060. Surv please monitor on property activity and email compliance notes of visit with timeline of activity without advising guest of live monitoring.



Information			
Memo Type	Regular	Department	Compliance
		Exclusion Type	
		Priority	<input checked="" type="checkbox"/>
			Edit
			Close
			Print
Effective Date Range			
From	11/8/2022	To	
		Permanent	<input checked="" type="checkbox"/>
Created	11/8/2022 9:39:23 AM	by	ivelazquez
Modified	11/10/2022 10:41:26 A	by	ivelazquez
Title	Please Discreetly Call Surveillance REF # 2022-10-00060		
Memo			
Please discreetly call surveillance REF # SURV 2022-10-00060. SURV Team please monitor on property activity and email compliance notes of visit with timeline of activity without advising guest of live monitoring.			



Information

Memo Type Department Priority
Exclusion Type

- Edit
- Close
- Print

Effective Date Range

From  To Permanent

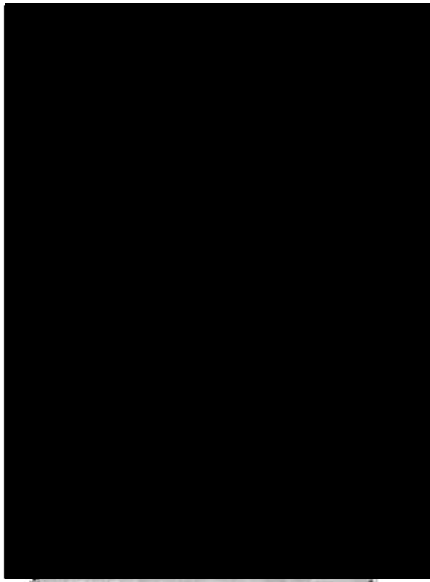
Created by

Modified by

Title

Memo

Please discreetly call surveillance REF # SURV 2022-10-00060.
SURV Please monitor on property activity and email compliance notes of visit with timeline of activity without advising guest of live monitoring.



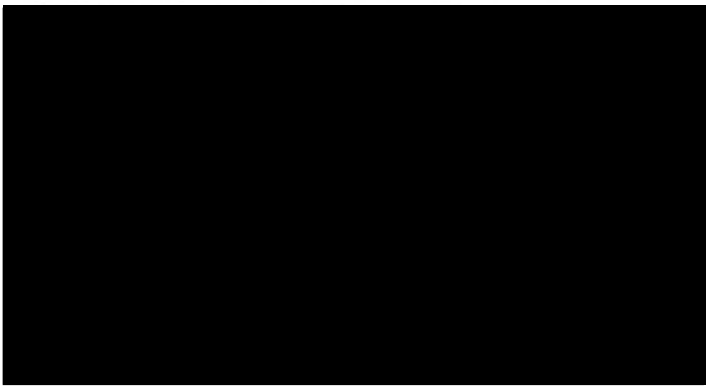
Information			
Memo Type <input type="text" value="Regular"/>	Department <input type="text" value="Compliance"/>	Priority <input checked="" type="checkbox"/>	Edit
Exclusion Type <input type="text"/>			

Effective Date Range			
From <input type="text" value="11/8/2022"/>	<input type="text" value="AA"/>	To <input type="text"/>	Permanent <input checked="" type="checkbox"/>

Created by
Modified by

Title

Memo



3/22/23.
2:32

[REDACTED]
Jan [REDACTED] - Called unable to leave VM Mail box full.
f.

3/22/23.
2:33

[REDACTED]
Hershel [REDACTED] - Wrong # female answer phone

3/22/23
2:35

[REDACTED]
TAMEKA [REDACTED] - Phone # has been changed / disconnected.
Verizon Wireless Automated Recording.

3/22/23
2:38

[REDACTED] left VM.
Alona [REDACTED]
[REDACTED] No incoming calls accepted

Minaya, Julio

From: Suau, Raul
Sent: Tuesday, April 4, 2023 10:09 AM
To: Minaya, Julio
Subject: FW: Requested Patron Information

fyi

From: Iliana Velazquez [mailto:Iliana.Velazquez@caldercasino.com]
Sent: Monday, April 3, 2023 5:52 PM
To: Suau, Raul <Raul.Suau@fgcc.fl.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Requested Patron Information

[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.

Hi Raul/Julio,

Per your request- below you'll find requested information:

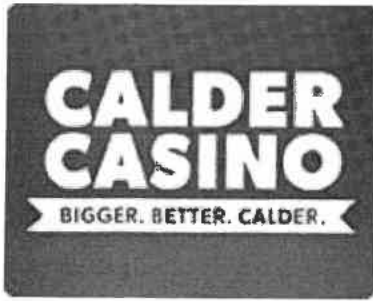
Last activity from our Gaming Database on the following patrons:

Alona [REDACTED]	7/15/22
Herschel [REDACTED]	3/28/22
Tamekia [REDACTED]	7/14/22
lan [REDACTED]	3/28/22

Scott Macdonald- SAR Submission Date is 11/7/22 (Tracking ID: SX22-00404177)

[REDACTED]

Thanks



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.

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

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

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

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 04/23/2023
Complaint # 2023004871	Case Type CMP - Complaint	Disposition
Docket#	Respondent MACDONALD, SCOTT	Responsible bjones - JONES, BRADFORD
		Private Case

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

Source INTN - Internal	Security Level 1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form INTR - Internal	Priority	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n OTHR - Other	Complexity R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security STND - Standard	Incident 10/21/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region SR - Southern Region	Received 01/26/2023	<input type="checkbox"/> Inspection	
Reference 551.109 (6)		<input type="checkbox"/> Costs	
Entered 01/26/2023	Entered By Imuniz	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	285-Calder Race Course, Inc. ----- / ----- . Prohibited acts; penalties / Patron Exclusion: On October 21, 2022, Scott MACDONALD and [REDACTED] visited Calder Casino. During their visit they were stopped by Calder's Director of Security J. C. Lara after Lara received information that an individual was inserting \$100.00 bills into Slot Machines and immediately without playing he would print out a voucher. When Lara approached Scott MACDONALD he pulled out the Players Club card that MACDONALD had inserted into the machine and found that the card was in the name of Ian Saliba. He was found to have two additional Players Club cards that were not in his name. Scott MACDONALD was then permanently excluded from the facility.	<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated 05/02/2023 15:27:29	By nmelvai	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

95 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"/>
---------	---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------



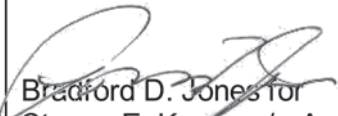
Get Adobe Reader.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: January 27, 2023	Case Number: 2023 00 4871
Respondent: MACDONALD, SCOTT 4336 WILKINSON AVE. STUDIO CITY, CA 91604		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: March 24, 2023
Period of Investigation: November 15, 2022 through March 24, 2023		Type of Report: Final	
<p>Alleged Violation: 550.0251 Powers and duties of the Florida Gaming Control Commission.—The commission shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:</p> <p>(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The commission may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permitholder to exclude absolutely a patron in this state.</p>			
<p>Synopsis: On October 21, 2022, Scott MACDONALD an [REDACTED] visited Calder Casino. During their visit they were stopped by Calder's Director of Security J. C. Lara after Lara received information that an individual was inserting \$100.00 bills into Slot Machines and immediately (without playing) would print out a voucher. When Lara approached Scott MACDONALD he pulled out the Players Club card that MACDONALD had inserted into the slot machine he was using and found that the card was in the name of Ian Saliba. Scott MACDONALD was also found to have two additional Players Club cards that were not in his name. Scott MACDONALD was then permanently excluded from the facility.</p>			
Related Case(s): 2023 01 2964			
Investigator / Date  Raul Suau / March 24, 2023		Investigator Supervisor / Date  Julio Minaya / April 5, 2023	
Chief of Investigations / Date  Bradford D. Jones for Steven E. Kogan / April 23, 2023			

CONTINUATION

On November 15, 2022, this investigator received an e-mail from Calder's Risk and Communication Manager Melissa Brooks containing an updated weekly facility exclusion list. While reviewing the list, I discovered the names of two patrons that had been permanently excluded from the facility for Suspicious Activity who had been added to the list. The men were identified as Scott **MACDONALD** an [REDACTED]. The above incident was documented in Calder Security Incident Report SEC-2022-10-00059 and Surveillance Report SURV-2022-10-00060 (**Exhibit #1**).

On January 12, 2023, I visited Calder Casino where I requested and received a copy of the related surveillance video along with the Security and Surveillance Reports of the incident.¹

According to Surveillance Report SURV-2022-10-00060 and Security Report SEC-2022-10-00059 created on October 21, 2022, Slot Operation Specialist Pedro Polanco notified Surveillance that two patrons who were later identified as Scott **MACDONALD** an [REDACTED], were observed "bill stuffing"² slot machines. Upon being notified by Polanco, surveillance began to follow the two men. The men were observed inserting a Players Club card into a Slot Machine prior to "bill stuffing" the slot machines. After inserting a quantity of money into the machine, each man would print the vouchers out and cash them. Both men were also observed inserting vouchers into slot machines and placing small bets. They would then compile their printed vouchers, and remove the current Player's Club cards from the machine and insert another Player's Club card before repeating the same process.

On one occasion Timothy MacDonald was observed taking one of Scott **MACDONALD**'s vouchers and placing it inside his jacket. Timothy MacDonald can also be seen on numerous occasions counting his bills, while utilizing his cell phone to apparently calculate his total. He was also observed using numerous Kiosks to cash out the vouchers. Throughout their entire time in the facility, both men were observed by surveillance utilizing different Player Club cards that were ultimately confiscated by Director of Security, Jean Lara when he confronted them. Accompanying Lara were Director of Compliance Iliana Velazquez, Director of Surveillance Favio Munoz and other members of the Calder security team who stood by while Lara identified the two men and confiscated a total of six Player's Club cards³ from them. When questioned by Security Director Lara, Scott **MACDONALD** stated that he received the money and the Players Club cards from a friend of his whom he identified as "Aaron from Vegas."

After identifying Scott **MACDONALD** an [REDACTED] they were escorted to the Ticket Redemption Machine NRT #10 and allowed to cash out. Once they finished cashing out, both men were informed that they were being permanently excluded from the facility and that they should not return. They were then allowed to leave without further incident. Law enforcement was not present during this incident nor were they subsequently contacted..

Independent video review by this investigator confirmed the information listed on both the Surveillance and Security Reports. There is one additional fact noticed during this review. Both **MACDONALDs**, upon sitting at the slot machine in question, placed a stack of vouchers they had previously printed in front of them. They would insert one voucher, place one bet and then print out a new voucher. The newly printed voucher would be placed at the bottom of the stack of vouchers in front of them and the one on top would be inserted into the slot machine. This action was repeated several times by both individuals.

¹ On January 26, 2023 I requested and received the surveillance report from Ileana Velazquez, Calder Director of Compliance.

² A practice whereby a casino customer goes to various slot machines putting cash in the bill acceptors and collects cash-out vouchers with nominal gaming activity, keeping the amount below \$1,200.00 which allows them to use the Ticket Redemption Machines.

³ Player's Club cards confiscated belong to Alona Rolle, Hershel Freeman, Ian Saliba and Tamekia Jackson. (Exhibit #4)

CONTINUATION

On January, 30, 2023, I again visited Calder Casino and interviewed Compliance Officer Iliana Velasquez regarding the patrons whose Player’s Card were being used and were confiscated. Velasquez stated that the Players Club accounts of these individuals were flagged and blocked by the Players Club staff. The names of the players on the cards confiscated were checked against a database of individuals who are suspected of participating in other schemes versus the facility and there was no match. There was also no report of the cards being lost or stolen.

On March 22, 2023, I visited Calder Casino in reference to this case. I obtained the phone numbers of the four owners of the Players Cards seized from the **MACDONALDs**. On the same date, a phone call was made to them by Investigations Supervisor Julio Minaya. Below are the individuals called with the phone numbers and result of the phone calls:

- la [REDACTED] A voice mail could not be left because the voice mail box was full.
- Hersch [REDACTED]. Wrong number, a female answered the phone.
- Tamika [REDACTED] Phone # was changed/disconnected. A Verizon automated message answered.
- Alon [REDACTED] Left voice mail. A second phone number was also called [REDACTED] No incoming calls accepted on the phone. **(Exhibit #5)**

[REDACTED]

Velasquez also provided the Suspicious Activity Report (SAR) tracking ID: SX22-00404177 which was filed with FinCen⁴ on November 7, 2022 **(Exhibit #6)**.

On April 4, 2023, an Accurant check was conducted in an attempt to determine if either **MACDONALD’s** were related as no such inquiry was made by the facility on the date of the incident. No correlation between the two men was discovered. As of the date of this report, none of the above-named card holders have returned Supervisor Minaya’s calls nor are they known to have returned to or contacted Calder Casino.

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

⁴ *Financial Crimes Enforcement Network*

CONTINUATION

TABLE OF CONTENTS

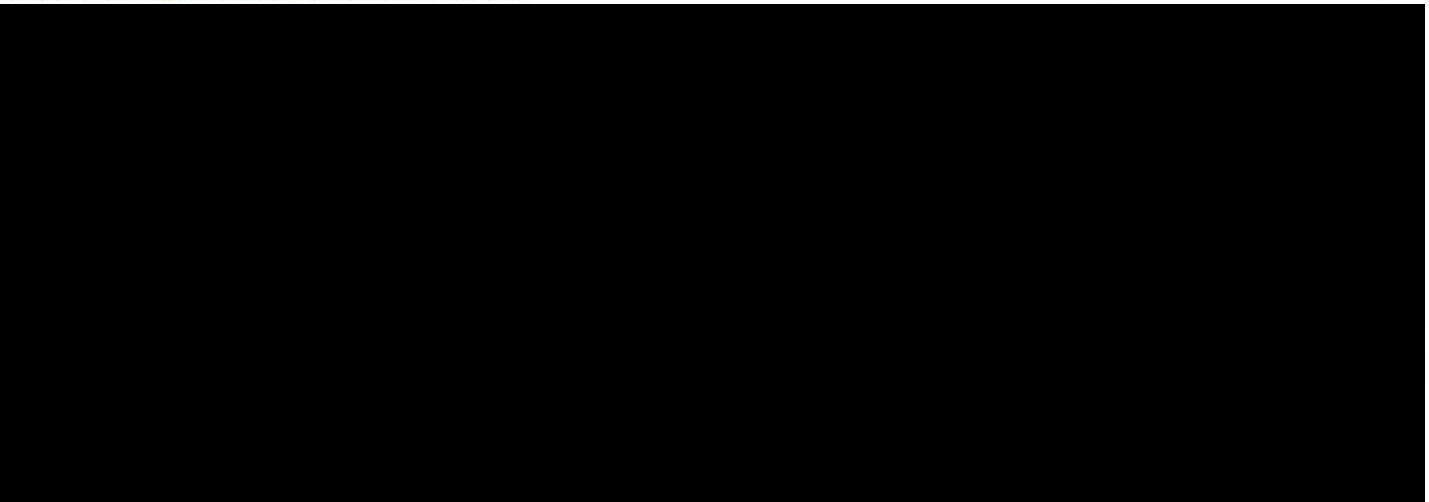
- I. INVESTIGATIVE REPORT COVERSHEET1
- II. INVESTIGATIVE REPORT 2
- III. EXHIBITS
 - 1. E-mail Containing Exclusion List.....1-2
 - 2. Copy of Security Report SEC-2022-10-00059..... 1-7
 - 3. Copy of Surveillance Report SURV-2022-10-00060..... 1-10
 - 4. Players Club Card Account Information..... 1-8
 - 5. Listing of Phone Numbers Called..... 1-1
 - 6. E-mail from Iliana Velasquez..... 1-2

Minaya, Julio

From: Suau, Raul
Sent: Friday, January 27, 2023 3:14 PM
To: Minaya, Julio
Subject: FW: Updated Exclusions-Evictions List W.E. 11-13-2022
Attachments: Updated Exclusions-Evictions List 11-13-2022.xlsx

This is the first time they appear on the exclusion listing under lifetime exclusions

From: Melissa Brooks [mailto:Melissa.Brooks@caldercasino.com]
Sent: Tuesday, November 15, 2022 9:32 AM



Subject: Updated Exclusions-Evictions List W.E. 11-13-2022

[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.

Good Morning,

Attached is our Exclusion/Eviction List for the week ending 11-13-2022.

Updates for W.E. 11-13-2022

Self-Exclusions: 1 – Updated in SP and FT



Underage: None

Lifetime – Card Room: None

Lifetime: 2 – Updated in SP & FT



11/8/2022	Calder	Macdonald	Scott	[REDACTED]	4336 Wilkinson Ave	Studio City	CA	91604	M
-----------	--------	-----------	-------	------------	--------------------	-------------	----	-------	---

Reinstatements: None

Employee: None

Thank you,
Melissa



MELISSA BROOKS

Risk & Communications Manager

21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 625-1311 ext 3285

Melissa.Brooks@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.

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SEC-2022-10-00059

Class/Category: Non Criminal/Persons

Occurred From Date/Time: 10/21/2022 12:30 PM

Status: Open



Incident Details

Incident Details

Incident Number: SEC-2022-10-00059

Reported Date/Time: 10/21/2022 1:59 PM

Occurred From Date/Time: 10/21/2022 12:30 PM

Occurred To Date/Time: 10/21/2022 12:42 PM

Incident Duration: 0Hrs. 12Min.

Classification

Class: Non Criminal

Category: Persons

Subcategory: Suspicious Activity \ AML

Type: Guest

Business Unit

Business Unit: Gaming

Summary:

Casino guests [REDACTED] and Scott Macdonald were observed bill stuffing on the casino floor. Both guests were approached by security and questioned on the matter. Ultimately both guests were asked to leave property and not return unless directed by the director of security JC Lara.

Physical Location

Site: Casino

Building: Front of House

Location: Bar

Supplemental Details

Reported to Police: No

Incident Involvement Section

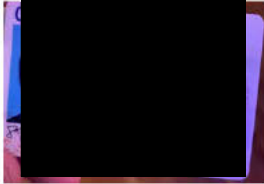
Linked Person

Total = 2

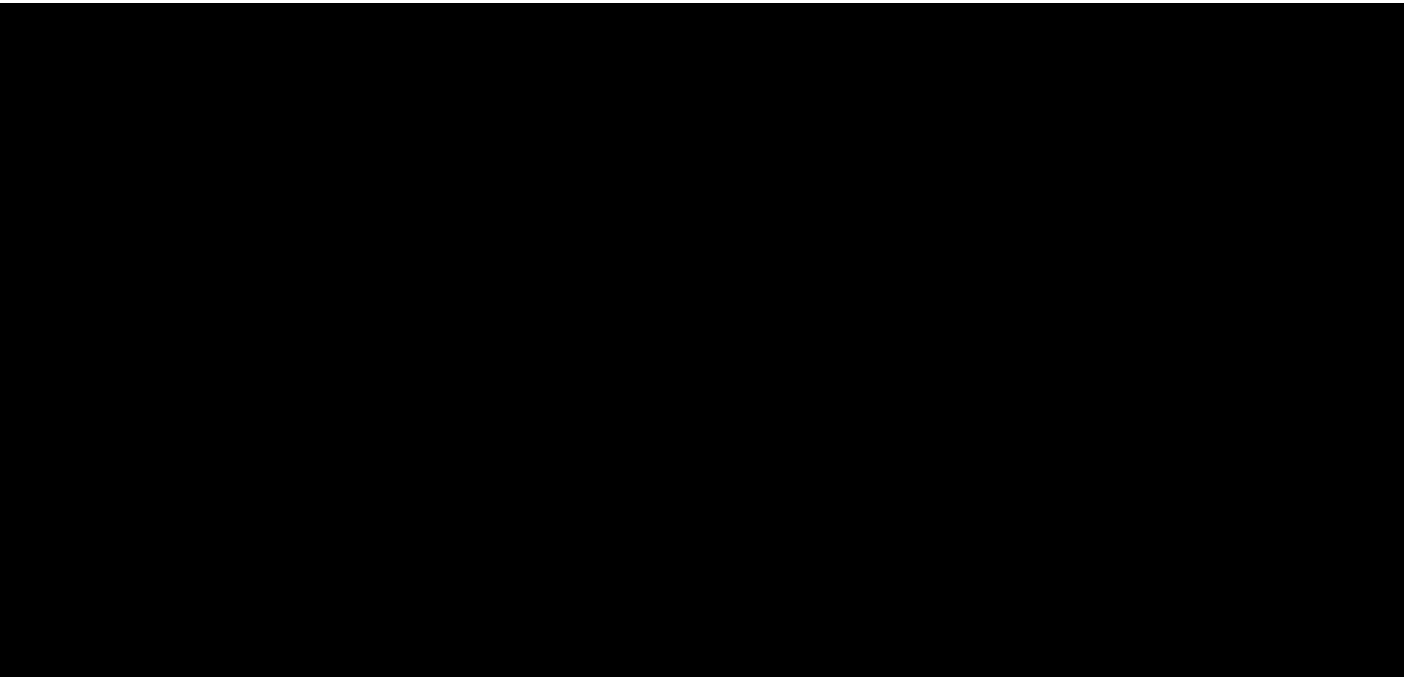
MACDONALD, Scott

Involvement Type:

Suspect



Date of Birth:	[REDACTED]	Phone Number:	
Gender:	White Male	Address:	
Hair Color:	Brown		
Eye Color:	Green		
Height:	6' 0"		
Weight:	190lbs	First Aid Administered?:	No
Marital Status:		Person Hospitalized?:	No
Employee?:	No	Injured:	No
Interviewed?:	Yes	Notes:	
Linked To Person:	Macdonald, Scott		



Incident Number: SEC-2022-10-00059

Class/Category: Non Criminal/Persons

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR:	Lara, Jean	Narrative Type:	Original Narrative
---------	------------	-----------------	--------------------

Created By Date/Time	10/21/2022 6:14 PM	Sealed	No
----------------------	--------------------	--------	----

Narrative:

Origin of Call: On Friday October 21, 2022 Director of Security JC Lara was made aware that two male guests were bill stuffing on the casino floor. D/S Lara entered the surveillance review room to observe their activity in real time. Both guests were observed at the 3B banks (3B04 / main bar location) minimally gaming and stuffing bills into the machines. It was also made known that both guests were using multiple players cards with different names. At this time it was determined that security would approach and question both guests.

Interview: I, JC Lara, approached one of the male suspects now known as [REDACTED] at NRT 10 where he was cashing out multiple vouchers. As Mr. Macdonald turned around, I introduced myself and asked him for his ID. As he handed me his ID I advised him that we have been observing he and his friend for the duration of their visit continuously insert bills into the slot machines, print the tickets and cash them out, all while playing the games on a very minimal level. I asked what the reason for this type of activity was. Mr. Macdonald stated he was inserting the bills to get more tickets. I advised him to elaborate as his answer was not making much sense. He stated his reasoning for inserting bills was to get the money onto tickets and play with the tickets instead. I stated to him that his answer did not make much sense because they were barely playing the actual game, if at all. He states he and his friend were playing roulette mostly, I again reiterated that it was at a very minimal level for the amount of cash he was inserting into the machines. The conversation shifted to asking him why he was playing with multiple player's cards that did not belong to him. His answer was those cards belonged to his friends, I asked him to identify who those friends were and he only mentioned "Tamika" & "Herschel". I asked why would he be playing with their account instead of his own? He stated it was so they can get the points, he was doing it as a favor. I then advised him that playing with someone else's card is prohibited and he can no longer do so. I then asked him to follow me to the bar where his acquaintance was playing

We then approach the main bar (3B04) where his acquaintance now identified as Scott Macdonald was playing. I approached 3B04 and pulled the players card that was inserted in the machine at the time. The name on the card read "Ian [REDACTED]". Once I confirmed this was not his name by checking his ID, I asked both individuals to hand over all of the players cards in their possession. Both handed me 3 cards each, there were duplicates of Herschel [REDACTED] and Tamekia [REDACTED] in addition to one card belonging to Alona [REDACTED] / [REDACTED]. I asked them how they got possession of these cards and both stated they were friends theirs. I informed them that what they were both doing is considered illegal and need their full cooperation and honesty with this situation. I again asked how they were in possession of the cards and what their motive was with stuffing the slot machines with money and cashing out. Mr. Macdonald then stated a friend of his by the name of [REDACTED] who is from Vegas gave them the cards and the cash. When I asked what the reason behind it was, he really couldn't answer and assumed it was to get promotional points on the account for whom those cards belong to. I advised him that would't make sense since they were barely playing the games. I asked what he and his friend were getting in return for their actions and he stated "We maybe get 50-100 bucks".

At this point I advised both [REDACTED] and Scott Macdonald that their actions in the casino today were considered very suspicious and mirrored illegal activities such as money laundering which is illegal and could result in jail time if found guilty of it. I advised both of them that their gaming privileges at Calder would be revoked immediately pending an investigation and that they could not return to the property unless advised by me, the director of Security. I informed them that returning to property without approval would result in their arrest, both stated they understood and apologized.

Both individuals were escorted out the casino north entrance. They entered a black ford mustang parked in lot D with tag [REDACTED]. They stayed in their vehicle for a few minutes before departing property at 12:47 hours. Surveillance was advised and maintained coverage for the duration of the call, nothing further at this time.

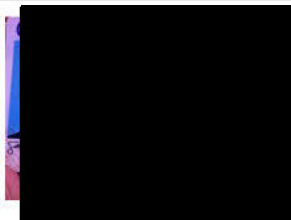
Attachments: DL pictures of both [REDACTED] and Scott Macdonald. Players club cards belonging to Ian [REDACTED] Tamekia [REDACTED] Herschel [REDACTED] and Alona [REDACTED]

Attachments

Selected for Printing

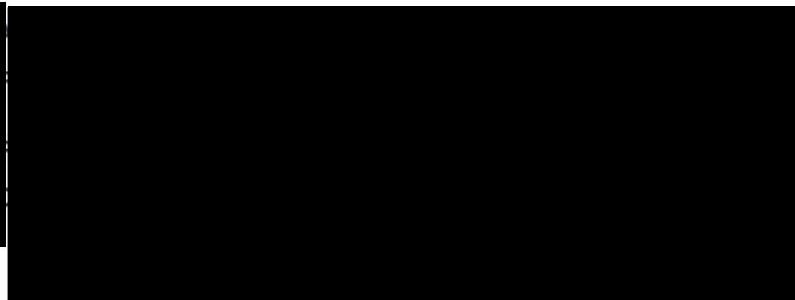
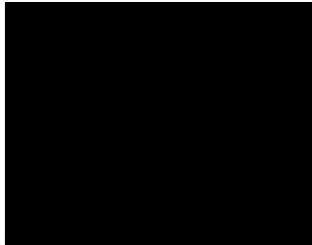
Total = 2

Scott Macdonald ID



Attachment Type: Picture
File Name: Scott Macdonald ID.jpg
File Size: 90 KB
Description:

Timothy Macdonald ID



Additional Attachments

Total = 1

Attachment Title: PC cards File Name: PC cards.pdf
Attachment Type: Document File Size: 347 KB
Description:

Incident Controls

Incident Controls

Org Rollup Name	Access Level:	Level 5 (Highest)
Org Level 1:	Status:	Open
Org Level 2:		
Org Level 3:		
Org Level 4:	Locked:	No
	Archive (record not visible):	No
	Record Owner:	Lara, Jean

Incident Visibility

Owner Workgroup:	Security	Exceptions:	Workgroup Name	Record Rights
All Workgroups:	None			



Incident Record Created By jean.lara, 10/21/2022 6:07 PM GMT

Last Modified By jean.lara, 10/21/2022 10:24 PM GMT

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Occurred From Date/Time: 10/21/2022 10:31 AM

Status: Open



Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SURV-2022-10-00060

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 10/21/2022 4:36 PM

Occurred From Date/Time: 10/21/2022 10:31 AM

Occurred To Date/Time: 10/21/2022 12:42 PM

Incident Duration: 2Hrs. 11Min.

Business Unit

Business Unit: Non Gaming

Department: Security

Summary:

On October 21, 2022 Surveillance was advised of two guests who were observed engaging in suspicious gaming activity, bill stuffing.

Physical Location

Site: Casino

Building: Front of House

Supplemental Details

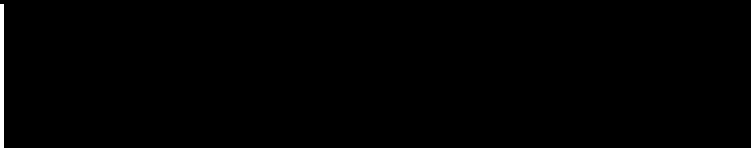
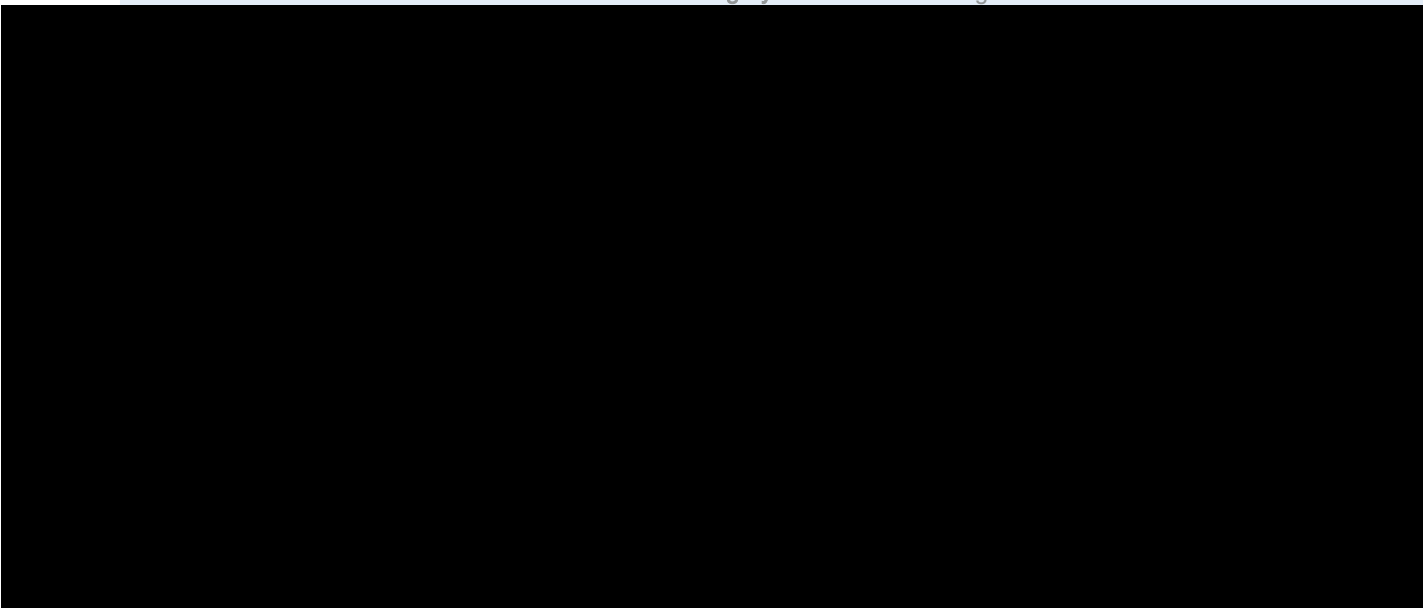
Reported to Police: No

Incident Involvement Section

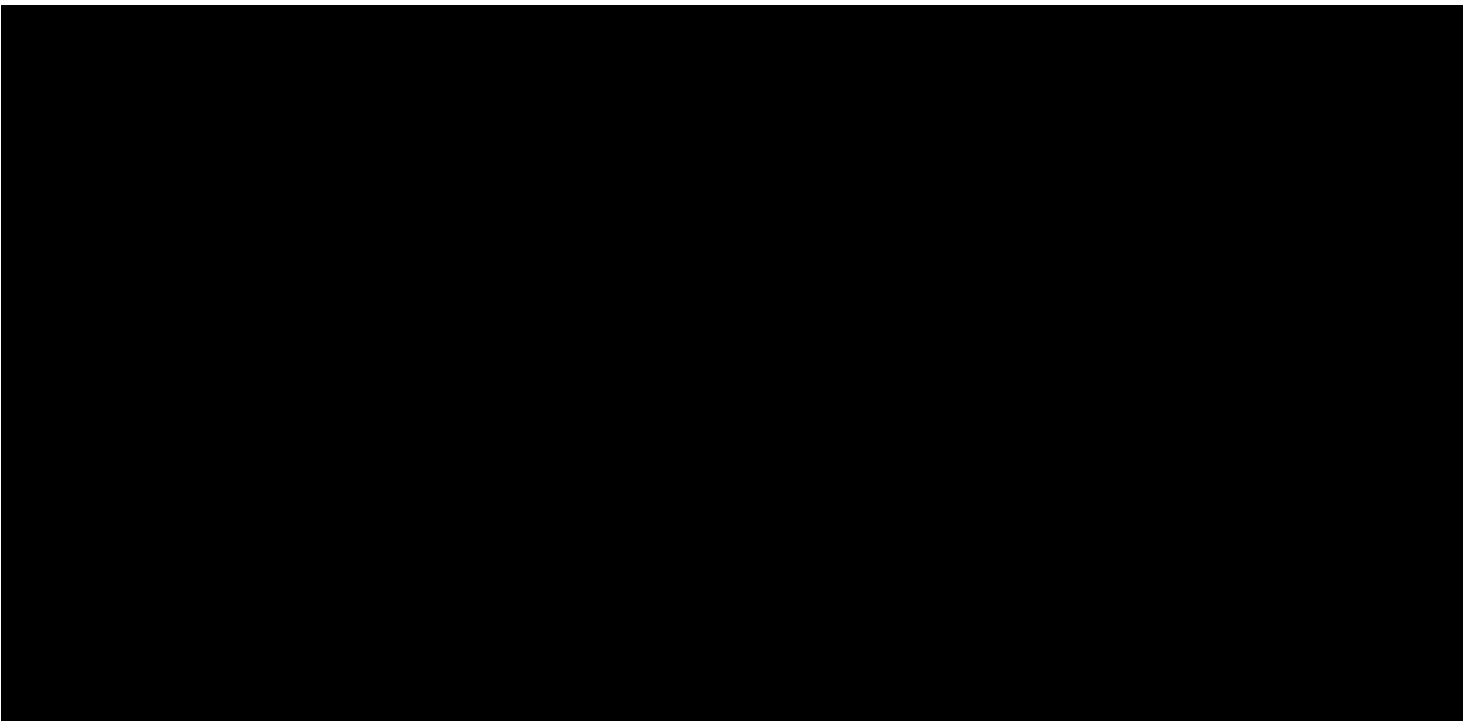
Linked Person

Total = 8

Witness



Party



MACDONALD, Scott

Involvement Type:

Suspect



Date of Birth:



Phone Number:

Gender:

White Male

Address:

Hair Color:

Eye Color:

Height:

00' 00"

Weight:

0lbs

First Aid Administered?:

No

Marital Status:

Person Hospitalized?:

No

Employee?:

No

Injured:

No

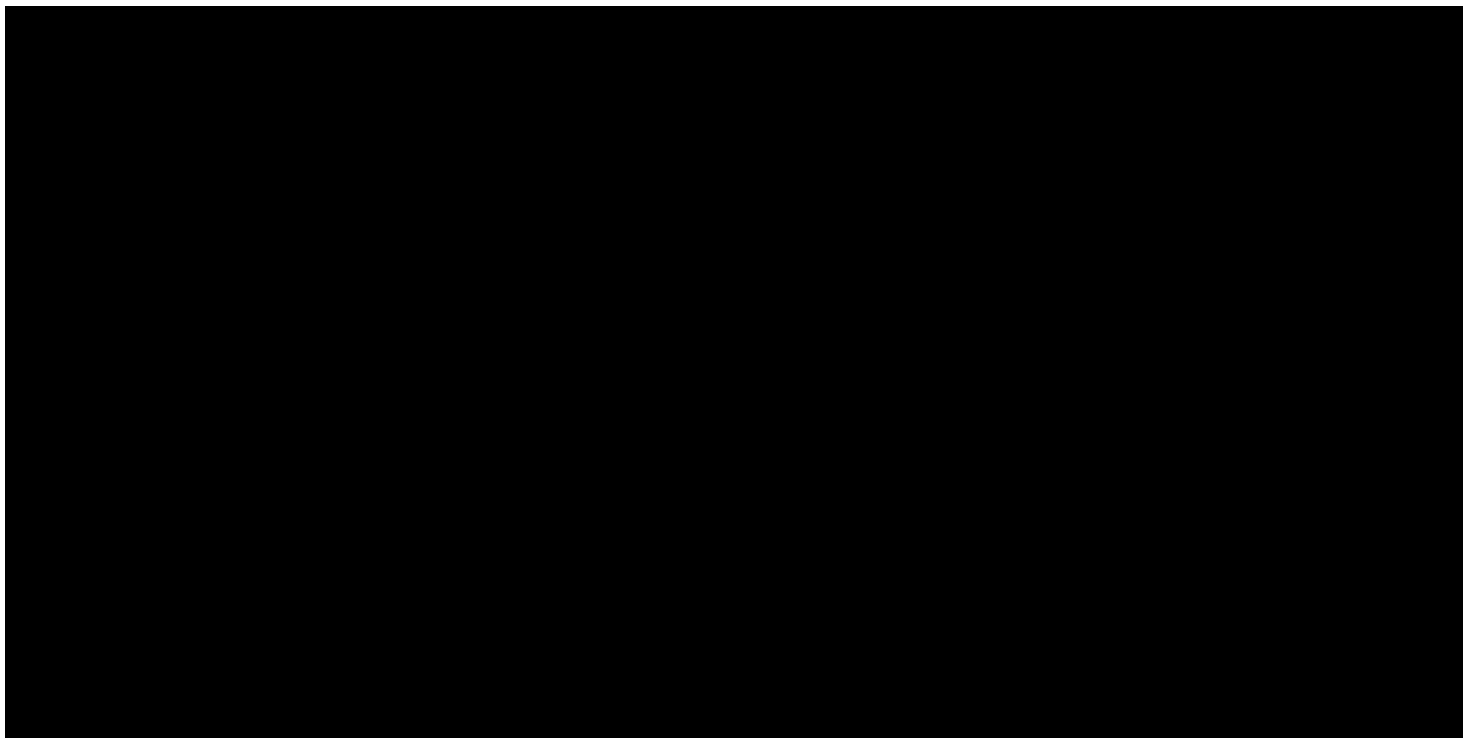
Interviewed?:

Yes

Notes:

Linked To Person:

Macdonald, Scott



Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

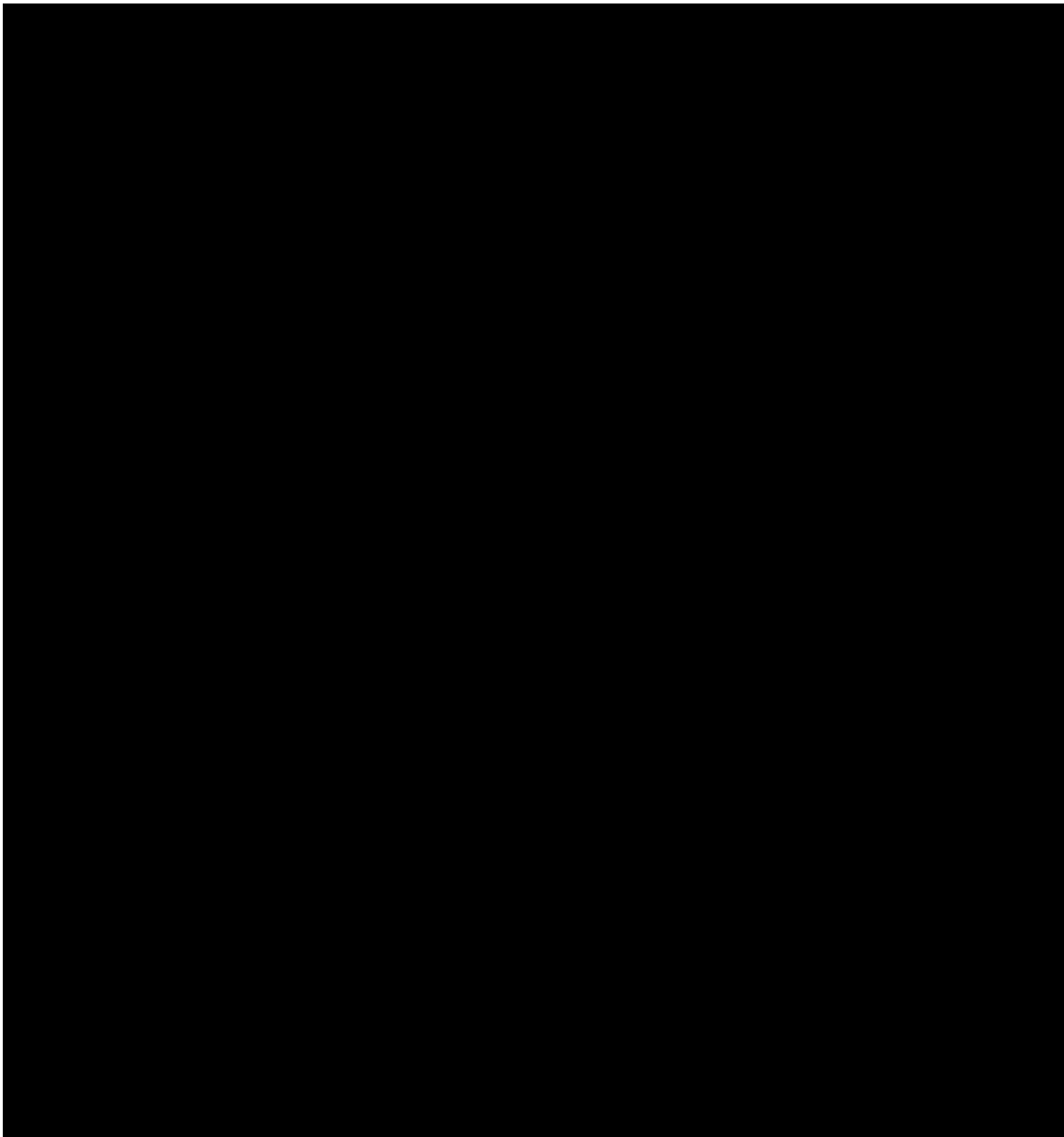
SS

SS

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open



Incident Narratives

Incident Narratives	Total = 1
---------------------	-----------

AUTHOR: 39, Surv **Narrative Type:** Original Narrative

Created By Date/Time 10/21/2022 4:43 PM **Sealed** No

Narrative:

Origin of Call: On October 21, 2022 at approximately 10:38 hours Surveillance was advised by Slot Operations Specialist Pedro Polanco of two guests who were observed engaging in suspicious gaming activity, bill stuffing.

Video Coverage:

Below is a timeline detailing ██████████ and Scott T. Macdonald's activities while on property:

10:31 hours - Both ██████████ and Scott Macdonald enter through the North entrance.

10:33 hours to 10:38 hours - Both ██████████ and Scott Macdonald are observed bill stuffing at machines 8K-02 and 8K-03.

10:39 hours - Both ██████████ and Scott Macdonald use the Kiosks next to the Player's Club.

10:40-10:58 hours - Both ██████████ and Scott Macdonald begin to game at machines 5G-01 and 5G-02. They are observed placing bets, piling their printed vouchers, and removing Player's Club cards from the machines to insert others. It is confirmed that they are in possession of cards belonging to at least two guests, Alona Rolle (#28384) and Hershel Freeman (#451188).

██████████ ██████████ is observed taking one of Scott Macdonald's vouchers and putting it inside of his jacket.

10:58 hours - Both ██████████ and Scott Macdonald walk away from 5G-01 and 5G-02 with multiple vouchers.

11:01 hours - ██████████ ██████████ is observed stopping at a machine as he utilizes his cellphone's calculator, counting his bills and adding numbers (final number came out to 7,650 on his phone.)

11:04 hours - ██████████ ██████████ uses the Kiosk by Zone 15 (BINGO area).

11:04 hours to 11:16 hours - Scott Macdonald is observed gaming at machine 3A-01.

11:05 hours - ██████████ ██████████ uses the Kiosk by the West entrance.

11:06 hours - ██████████ ██████████ cashes out a voucher at the Main Cage for \$1,354.

11:08 hours - ██████████ ██████████ cashes out at NRT #10 where he is observed reinserting certain bills in exchange for smaller bills and then counting his funds numerous times.

11:13 hours to 11:18 hours - ██████████ ██████████ is observed bill stuffing at machine 2F-04. ██████████ ██████████ inserts a few large bills at a time, prints a voucher, and then begins stuffing more denominations (100s, 20s, 5s).

11:16 hours to 11:28 hours - Scott Macdonald is observed gaming at machine 3A-03.

11:24 hours - ██████████ ██████████ uses the Kiosk by Zone 15 (BINGO area).

11:27 hours to 11:28 hours - ██████████ ██████████ is observed bill stuffing at machine 3B-01.

11:28 hours to 11:44 hours - Scott Macdonald is observed gaming at machine 3A-05.

11:28 hours to 11:42 hours - [REDACTED] [REDACTED] is observed gaming at machine 3B-02

11:42 hours - Both [REDACTED] and Scott Macdonald are observed gaming at machines 3A-05 and 3A-06.

11:44 hours to 11:48 hours - Both [REDACTED] and Scott Macdonald enter the South men's restroom.

11:49 hours to 12:09 hours - Both [REDACTED] and Scott Macdonald begin to game at machines 5G-04 and 5G-05. They are observed inserting vouchers and placing bets. Again, [REDACTED] [REDACTED] is observed taking one of Scott Macdonald's vouchers and putting it inside of his jacket.

[REDACTED]

12:14 hours to 12:30 hours - Scott Macdonald games at machine 3B-04.

12:30 hours to 12:38 hours - [REDACTED] [REDACTED] and Scott Macdonald are initially approached by Director of Security Jean Lara, Security Manager Roy McCloud, Security Supervisor Jason Duncan, Director of Compliance Iliana Velazquez, and Director of Surveillance Favio Munoz.

12:40 hours - Both [REDACTED] [REDACTED] and Scott Macdonald are escorted to NRT #10 by Director of Security Jean Lara, Security Manager Roy McCloud, and Security Supervisor Jason Duncan.

12:42 hours - Both [REDACTED] and Scott Macdonald are escorted out through the North doors by Director of Security Jean Lara, Security Manager Roy McCloud, and Security Supervisor Jason Duncan.

12:43 hours to 12:47 hours - Both [REDACTED] and Scott Macdonald return to their vehicle and depart property.

Information Supplied:

Director of Security Jean Lara issued both [REDACTED] and Scott Macdonald lifetime bans.

Person's Involved:

Suspects - [REDACTED] [REDACTED] and Scott T. Macdonald

Reporting Party - Director of Security Jean Lara

Witnesses - Security Manager Roy McCloud; Security Supervisor Jason Duncan; Director of Compliance Iliana Velazquez; Director of Surveillance Favio Munoz.

RUA's have been filled out for both Guests.

Video has been saved and available upon request.

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

Incident Controls

Incident Controls

Org Rollup Name

Access Level: Level 2

Org Level 1:

Status: Open

Org Level 2:

Org Level 3:

Org Level 4:

Locked: No

Archive (record not visible): No

Record Owner: 39, Surv

Incident Visibility

Owner Workgroup: Surveillance

Exceptions:

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By ashley.kalisch, 10/21/2022 8:40 PM GMT

Last Modified By ashley.kalisch, 10/22/2022 9:36 PM GMT




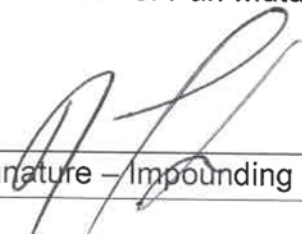
**Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Investigations Section**

2023 012964

PROPERTY RECEIPT

Complaint # 2023 004371 Date 1/17/23 Lab # _____

Item No.	Quantity	Description
1	1	USB MEMORANDUM
		MONEY LAUNDERING
		SURV - 2022-10-0060
		MONEY STUFFING OF
		SLOT MACHINES

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p align="center"> Signature</p>	<p>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.</p> <p align="center"> Signature - Impounding Investigator</p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

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

Information

Memo Type Department Priority
Exclusion Type

- Edit
- Close
- Print

Effective Date Range

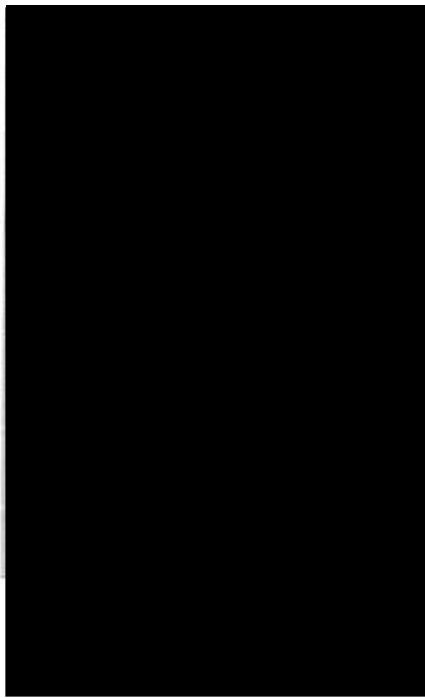
From To Permanent

Created by
Modified by

Title

Memo

Please discreetly call surveillance REF # SURV 2022-10-00060. Surv please monitor on property activity and email compliance notes of visit with timeline of activity without advising guest of live monitoring.



Information				
Memo Type	Regular	Department	Compliance	Priority <input checked="" type="checkbox"/>
		Exclusion Type		
Effective Date Range				
From	11/8/2022	To		Permanent <input checked="" type="checkbox"/>
Created	11/8/2022 9:39:23 AM	by	ivelazquez	
Modified	11/10/2022 10:41:26 A	by	ivelazquez	
Title	Please Discreetly Call Surveillance REF # 2022-10-00060			
Memo				
Please discreetly call surveillance REF # SURV 2022-10-00060. SURV Team please monitor on property activity and email compliance notes of visit with timeline of activity without advising guest of live monitoring.				



Information

Memo Type Department Priority
Exclusion Type

- Edit
- Close
- Print

Effective Date Range

From  To Permanent

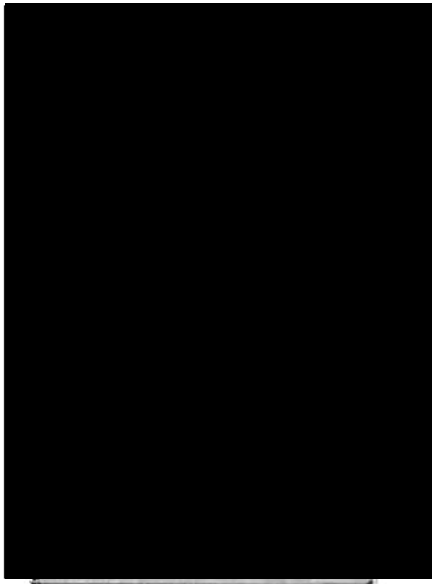
Created by

Modified by

Title

Memo

Please discreetly call surveillance REF # SURV 2022-10-00060.
SURV Please monitor on property activity and email compliance notes of visit with timeline of activity without advising guest of live monitoring.



Information			
Memo Type <input type="text" value="Regular"/>	Department <input type="text" value="Compliance"/>	Priority <input checked="" type="checkbox"/>	Edit Close Print
	Exclusion Type <input type="text"/>		

Effective Date Range		
From <input type="text" value="11/8/2022"/>	To <input type="text"/>	Permanent <input checked="" type="checkbox"/>

Created by
Modified by

Title

Memo



3/22/23.
2:32

[REDACTED]
Jan [REDACTED] - Called unable to leave VM Mail box full.

f.

3/22/23.
2:33

[REDACTED]
Herschel [REDACTED] - Wrong # female answer phone.

3/22/23
2:35

[REDACTED]
TAMEKA [REDACTED] - Phone # has been changed / disconnected.
Verizon Wireless Automated Recording.

3/22/23
2:38

[REDACTED] left VM.
Alona [REDACTED]
[REDACTED] No incoming calls accepted

Minaya, Julio

From: Suau, Raul
Sent: Tuesday, April 4, 2023 10:09 AM
To: Minaya, Julio
Subject: FW: Requested Patron Information

fyi

From: Iliana Velazquez [mailto:Iliana.Velazquez@caldercasino.com]
Sent: Monday, April 3, 2023 5:52 PM
To: Suau, Raul <Raul.Suau@fgcc.fl.gov>
Cc: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: Requested Patron Information

[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.

Hi Raul/Julio,

Per your request- below you'll find requested information:

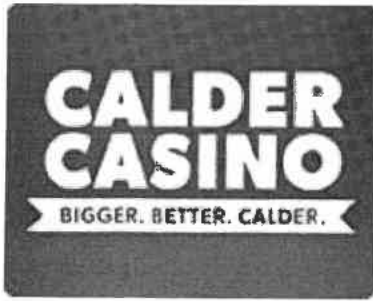
Last activity from our Gaming Database on the following patrons:

Alona [REDACTED]	7/15/22
Herschel [REDACTED]	3/28/22
Tamekia [REDACTED]	7/14/22
Ian [REDACTED]	3/28/22

Scott Macdonald- SAR Submission Date is 11/7/22 (Tracking ID: SX22-00404177)

[REDACTED]

Thanks



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.

7020 2450 0000 5093 2632

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee	
\$	
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____
Postage	
\$	
Total	\$ _____
Ser.	_____
Str.	_____
City	_____

51223
Postmark
Here

Scott MacDonald
4336 Wilkinson Ave
Studio City, CA 91604
AC - 2023004871 - PMW

Tracking Number:

Remove X

70202450000050932632

[Copy](#)

[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was delivered to an individual at the address at 10:59 am on May 19, 2023 in STUDIO CITY, CA 91604.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Left with Individual

STUDIO CITY, CA 91604

May 19, 2023, 10:59 am

[See All Tracking History](#)

Feedback

Text & Email Updates



USPS Tracking Plus[®]



Product Information



See Less ^

Track Another Package

Enter tracking or barcode numbers

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Israel Davila-Rogue Case No. 2023-005136; Default Final Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Israel Davila-Rogue (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida. By failing to respond to the properly served administrative complaint seeking to exclude him, Respondent waived his right to request a hearing contesting the Division’s decision. 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

On January 14, 2023, Respondent was a patron of Big Easy Casino.¹ Respondent was seen passing cards between players to achieve a winning hand. Respondent was permanently excluded from Big Easy Casino², on January 14, 2023.

Based on his exclusion from Big Easy Casino, the Division filed an administrative complaint against Respondent seeking his exclusion from all pari-mutuel and slot machine facilities in the state of Florida. The Division attempted service by USPS certified mail on two occasions but failed to achieve service. The Division attempted to serve Respondent via handservice, but failed to achieve service. The Division requested that a notice be placed with the West Orange Times c/o Business Observer.³ It was published on May 11, 2023, May 18, 2023, May 25, 2023, and

¹ Big Easy Casino is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

² Pari-mutuel permitholders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

³ Section 120.60(5), Florida Statutes, provides, “when personal service cannot be made and the certified mail notice is returned undelivered, the agency shall cause a short, plain notice to the licensee to be published once each week for 4 consecutive weeks in a newspaper published in the county of the licensee’s last known address as it appears on the records of the agency. If no newspaper is published in that county, the notice may be published in a newspaper of general circulation in that county.”

June 1, 2023. Respondent was given until June 9, 2023 to respond to this notice. He has never responded.

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.” Big Easy Casino is both a pari-mutuel facility and slot machine licensee in this state. And Respondent was ejected from it. Accordingly, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state.

Because Respondent failed to file a timely response to the publication notice, he waived his right to request a hearing. Therefore, the Florida Gaming Control Commission may enter a final order excluding Respondent from all pari-mutuel machine facilities in this state.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order permanently excluding Israel Davila-Rogue from all pari-mutuel and slot machine facilities in this state.

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.: 2023-005136

ISRAEL DAVILA-ROGUE,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Israel Davila-Rogue (“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 2913 South Semoran Boulevard, Apt 214 Orlando, Florida 32822.
3. At all times material hereto, Big Easy 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. On or about January 14, 2023, Respondent was a patron of Big Easy Casino.
5. On or about January 14, 2023, Respondent was ejected and permanently excluded from Big Easy 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 Big Easy Casino on or about January 14, 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 2023-005136 is signed this 14th day of February 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
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

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.

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: Imuniz

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

Lic Type	1098 - Unlicensed Complaints		Status	90 Closed		Status Date	02/06/2023	
Complaint #	2023005136		Case Type	CMP - Complaint		Disposition	Disposition Date	
Docket#	Respondent	DAVILA ROGUE, ISRAEL		Responsible	bjones - JONES, BRADFORD		Private Case	

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	V-C - Cardroom Violations	Complexity	R Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	01/14/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	SR - Southern Region	Received	01/27/2023	<input type="checkbox"/>	Inspection		
Reference	61D-11.005(4)(a-c) & 550.0251			<input type="checkbox"/>	Costs		
Entered	01/27/2023	Entered By	Imuniz	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	831 Federal Highway Acquisition, LLC ----- / ----- . Prohibitions / Powers and duties of the Florida Gaming Control Commission: On January 14, 2023 DAVILA-ROGUE engaged in cheating at Poker with accomplice Zammar Cordozo. The duo mucked and passed cards between each other to form winning hands and as a result, defrauding other Players. The pair have been lifetime excluded from the Big Easy Casino.			<input type="checkbox"/>	Attachments		History
Updated	02/07/2023 14:18:27	By	Imuniz	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
------------------------	----------------------	--------------------	------------------------	----------------------




[Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: JANUARY 27, 2023	Case Number: 2023 00 5136
Respondent: DAVILA –ROGUE, ISRAEL 2913 SOUTH SEMORAN BLVD. APT #214 ORLANDO, FLORIDA 32822		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	Profession: UNKNOWN	Report Date: FEBRUARY 1, 2023	
Period of Investigation: JANUARY 25, 2023 TO FEBRUARY 1, 2023		Type of Report: FINAL	
<p>VIOLATION(S) / TITLE(S): 61D-11.005(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>F.S.S. 550.0251 (6) Powers and duties of the Florida Gaming Control Commission.</p> <p>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.</p>			
<p>Synopsis: On January 14, 2023, Israel DAVILA-ROGUE engaged in cheating at Poker with accomplice CORDOZO. The duo mucked and passed cards between each other to form winning hands and as a result, defrauding other Players. The pair have been lifetime excluded from The Big Easy Casino (BEC)</p>			
<p>Related Case(s): 2023 00 5131</p>			
Investigator / Date		Investigator Supervisor / Date	
 William Smith / February 1, 2023		 Bradford D. Jones / February 6, 2023	
Chief of Investigations / Date			
 Bradford D. Jones for Steven E. Kogan / February 6, 2023			

CONTINUATION

Poker is not a team competition; the prime directive inherent in the Rules of Poker is one player, one hand. Every player at a poker table should be playing solely for themselves. However, there are those who work in teams colluding, and there are those who work together cheating. ZAMMAR CARDOZO AND **ISRAEL DAVILLA-ROGUE** worked as a team mucking and passing cards between each other to formulate winning hands and as a result defraud other players (**EXHIBIT #1**).

The BEC Surveillance Report details team's activity. On the date noted during a game of Omaha Poker¹, the player ██████████ suspected their subterfuge. He reported what he suspected which triggered a review by BEC Surveillance. The team's ruse at the BEC began with them acquiring seating next to each other thus allowing them to pass cards to one another creating winning hands.

Review of surveillance recordings showed that CARDOZO and **DAVILLA – ROGUE** positioned themselves at seats #7 & #8. During play², they passed cards, chips and cash under the table to each other. They used this process to create winning hands, and to entrap unsuspecting players into enlarging the size of their pots by colluding to place wagers in such a manner which altered the "pot odds", and replenish betting power. If one team member "loses" money to the other team member the loss is simply an illusion intended to conceal their conduct (**EXHIBIT #3**).

CARDOZO and **DAVILLA – ROGUE** are a team who exhibited a skill set which requires significant practice, and rehearsal in order to execute. Success in this endeavor also requires a coded communication system, a method of camouflaging cards within ones palm (mucking) followed by a pass off; (an exchange of cards under the table). This is not a crime of opportunity; rather it is a practiced endeavor with an intended outcome. As a result of their actions, both men were permanently excluded from The Big Easy Casino (**EXHIBIT #2**).

Conclusion: CARDOZO and **DAVILLA – ROGUE** are professional card cheats and should be considered for statewide exclusion.

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

¹ In the game of OMAHA players receive four cards. Two Cards in hand are used in conjunction with three board cards out of five board cards. The person with the best five card hands wins.

² Although the cheating activity was discovered at approximately 8:20 PM, the BEC Surveillance Report notes multiple instances of cheating which began just after 4:00 PM, approximately 15 minutes after the table (#22) was opened for play.

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1

II. INVESTIGATIVE REPORT 2

III. EXHIBITS

 1. Surveillance Report.....1-6

 2. Exclusions.....1-1

 3. Thumb Drive Video.....1-2



THE BIG EASY CASINO

The Big Easy Casino

831 N Federal Hwy, Hallandale Beach, FL 33009
www.thebigeasycasino.com

SUR-23-0075 - Trespass - Lifetime - Start Time 01/15/2023 20:20

Author: David Ramirez

Report Number: SUR-23-0075

Start Time: 01/15/2023 20:20

End Time: 01/15/2023 23:09

Report Group: Surveillance Reports

Report Type: Trespass - Lifetime

Note: Two male guest confirmed to be cheating on poker table #22.

Reported: 01/14/2023 15:44

Occurred: 01/14/2023 20:46

General Location: 1st Floor

Secondary Location: Gaming Floor

Specific Location: Poker Room

Narrative: On Saturday, January 14, 2023, at approximately 20:20, Poker Dual Rate Shift Manager Tristen Nims called surveillance to review footage on poker table #22 to see if seat #7 (later identified as Nagib S. Zammar Cardozo) and seat #8 (later identified as Israel Davila Roque) were passing cards to each other. Nims then stated that the claim came from [REDACTED] who claimed to have seen it occur and may have happened during the last hand. After reviewing footage, Nims was informed to come to the review room to review footage. Nims observed both guests passing cards to each other under the table at approximately 20:12 and confirmed this to be cheating.

At approximately 20:35, a visual of Mr. Davila Roque was obtained at poker table #22, seat #8 wearing a white hooded sweater, and light blue jeans. At approximately 20:36, Security Shift Manager Clinton Fogarty called surveillance for visual at poker table #22, where seat #7 and #8 will be asked to leave, due to cheating. At this time, a visual of Mr. Zammar Cardozo was obtained at table #22, seat #7 wearing a white hooded sweater, and dark blue jeans. Both Mr. Zammar Cardozo and Mr. Davila Roque later departed from the north entrance after cashing out their chips at the poker cage and entered a blue Honda Civic [FL Plate [REDACTED]] in the North lot. At approximately 20:46, both Mr. Zammar Cardozo and Mr. Davila Roque departed the property in the West lot on Pembroke Rd.

Upon further investigation, footage review showed that both Mr. Zammar Cardozo and Mr. Davila Roque could be seen passing cards and chips to each other shortly after Poker Table #22, had opened for play. Footage review showed the following:

At approximately 15:44, poker table #22 can be seen opening for play. At approximately 16:02, Mr. Davila Roque can be seen palming a card in his left hand and passing the card under the table to Mr. Zammar Cardozo. At this time, Mr. Zammar Cardozo can be seen taking the card, and bringing card with both hands above the table. Mr. Zammar Cardozo can then be seen palming a card in his left hand and passing the card under the table to Mr. Davila Roque. Soon after, Mr. Davila Roque can be seen bringing the card above the table while cupping both hands together.

At approximately 18:04, Mr. Zammar Cardozo can be seen removing an unknown amount of chips from his stack of chips, bringing them under the table, and appearing to pass the chips to Mr. Davila Roque. Mr. Davila Roque can then be seen appearing to place his right hand into his right pocket and placing an unknown amount of chips on the table. At approximately 18:05 after a hand was dealt, Mr. Davila Roque appeared to gesture a sign on the table. At approximately 18:07, Mr. Zammar Cardozo can be seen palming a card in his left hand and passing the card under the table to Mr. Davila Roque. At this time, Mr. Davila Roque can be seen bringing the card above the table while cupping both hands together, then palming a card and passing it under the table to Mr. Zammar Cardozo. Soon after, Mr. Zammar Cardozo can be seen bringing the card above the table with his left hand.

At approximately 18:13, after Mr. Zammar Cardozo won the pot, he can be seen removing an unknown number of chips from the table and passing them under the table to Mr. Davila Roque. At approximately 18:14, Mr. Davila Roque can be seen placing his right hand into his pocket and then placing chips on the table.

EXHIBIT # 1
PAGE # 428

At approximately 18:15, Mr. Zammar Cardozo can be seen removing an unknown amount of cash from his wallet. At approximately 18:16, after Mr. Davila Roque went all-in and lost, Mr. Zammar Cardozo can be seen passing money under the table to Mr. Davila Roque for him to buy-in at the poker cage.

At approximately 18:33, Mr. Davila Roque can be seen palming a card in his left hand and passing the card under the table to Mr. Zammar Cardozo. Mr. Zammar Cardozo can then be seen bringing the card above the table while cupping both hands together. At this time, Mr. Zammar Cardozo can be seen palming a card in his left hand and passing the card under the table to Mr. Davila Roque. Soon after, Mr. Davila Roque can be seen bringing the card above the table while cupping both hands together.

At approximately 19:14, Mr. Davila Roque can be seen palming a card in his left hand and passing the card under the table to Mr. Zammar Cardozo. Mr. Zammar Cardozo can then be seen bringing the card above the table while cupping both hands together. At approximately 19:15, Mr. Zammar Cardozo can be seen palming a card in his left hand and passing it under the table to Mr. Davila Roque. Mr. Davila Roque can then be seen bringing the card above the table while cupping both hands together.

At approximately 19:27, Mr. Zammar Cardozo can be seen palming a card in his left hand and attempting to pass it under the table to Mr. Davila Roque, but Mr. Davila Roque appeared not to want to trade. Mr. Zammar Cardozo can then be seen bringing the card above the table while cupping both hands together.

At approximately 19:30, Mr. Zammar Cardozo can be seen removing an unknown amount of cash from his wallet and passing money under the table to Mr. Davila Roque for him to buy-in at the poker cage after Mr. Davila Roque lost during his all-in wager.

At approximately 19:33, Mr. Zammar Cardozo can be seen palming an unknown number of black chips in his left hand and passing under the table to Mr. Davila Roque.

At approximately 19:38, Mr. Davila Roque can be seen palming a card in his left hand and attempting to pass it under the table to Mr. Zammar Cardozo, but the trade pass was not completed. Mr. Davila can then be seen bringing the card above the table while cupping both hands together.

At approximately 19:47, Mr. Zammar Cardozo can be seen palming an unknown number of black chips in his left hand and passing under the table to Mr. Davila Roque.

At approximately 19:51, Mr. Zammar Cardoza can be seen palming a card in his left hand, failing to cover it up with both hands, and passing the card under the table to Mr. Davila Roque. At this time, Mr. Davila Roque can be seen bringing the card above the table while cupping both hands together. Soon after, Mr. Davila Roque can be seen palming a card in his left hand, passing under the table, and Mr. Zammar Cardoza bringing the card above the table while cupping both hands together.

At approximately 20:11 after a hand was dealt, Mr. Davila Roque appeared to gesture a sign on the table. At approximately 20:12, Mr. Davila Roque can be seen palming a card in his left hand and passing the card under the table to Mr. Zammar Cardoza. At this time, Mr. Zammar Cardoza can be seen palming a card in his left hand, and passing under the table to Mr. Davila Roque, which he brings above the table while cupping his hands together. At approximately 20:15, Mr. Davila Roque can be seen taking a card with his right hand and passing the card under the table to Mr. Zammar Cardoza. At this time, Mr. Zammar Cardoza can be seen bringing the card above the table with his left hand. The game on poker table #22 can be seen to have been paused. At approximately 20:18, Poker Dual Rate Floor Representative Alejandro Arana can be seen arriving at poker table #22 while having a conversation with the poker dealer and the guest on seat #2. At approximately 20:20, Nims called surveillance regarding poker table #22.

All footage of the incident has been archived. There is nothing further to report.

Linked Reports: **SEC-23-0028**

Employee

EXHIBIT # 1
PAGE # 429

Name: Tristen Nims

Department: Card Room

Position: Poker Shift Manager/Floor Rep.

Employee Num: [REDACTED]

Employee

Name: Alejandro Arana

Department: Card Room

Position: Poker Dealer

Employee Num: [REDACTED]

Employee

Name: Clinton Fogarty

Department: Security

Position: Security Shift Manager

Employee Num: [REDACTED]

Patron

Name: Cardozo Zammar

Alias:

Gender: Male

Eye color: Black

Hair color: Bald

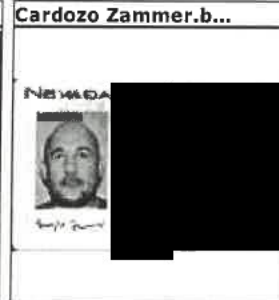
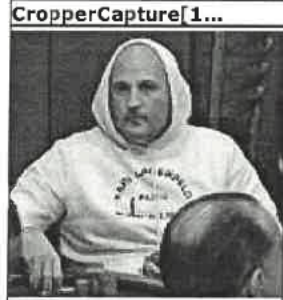
Height: 6'00" Inches

Weight: 225 Pounds

DOB: [REDACTED]

Street Address: 4155 W Twain AVE. Apt# 166 Las Vegas, NV. 89103

Players Club #: 466691



Patron

Name: Israel Davila-Rogue

Alias:

Gender: Male

Eye color: Black

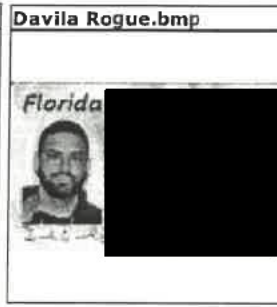
Hair color: Black

Height: 5'10" Inches

DOB: [REDACTED]

Street Address: 2913 S. Semoran BLVD. Apt# 214 Orlando, FL. 32822

Players Club #: 464566





THE BIG EASY CASINO

The Big Easy Casino

831 N Federal Hwy, Hallandale Beach, FL 33009
www.thebigeasycasino.com

SEC-23-0028 - Security - Exclusion Incident - Start Time 01/14/2023 22:46

Author: Clinton Fogarty

Report Number: SEC-23-0028

Start Time: 01/14/2023 22:46

End Time:

Report Group: Security Reports

Report Type: Security - Exclusion Incident

Note: Two male patrons were banned for life, as per Poker Director, for cheating during a hand.

Reported: 01/14/2023 20:35

Occurred: 01/14/2023 20:35

General Location: 1st Floor

Secondary Location: Gaming Floor

Specific Location: Poker Room

Narrative: On Saturday, January 14, 2023, at approximately 2035 hrs., this writer, Security Shift Manager Clinton Fogarty, was advised by Poker Supervisor Tristen Nims that two patrons were being ejected from the Casino for cheating during a hand. Supervisor Nims advised this writer that two male patrons sitting at Table 22 seats 7& 8 were being issued an ejection from the casino, as per The Poker Director, for cheating during a hand. The two patrons were identified as Cardozo Zammar (Seat# 7) and Israel Davila-Rogue (Seat# 8). Both Patrons were advised they were being issued an ejection and were not allowed back. Both patrons departed property at 2047 hrs.

This writer conducted a review, and the following was observed. Both Mr. Zammar and Davila-rogue were sitting at Table 22. Mr. Davila-Rogue palms a card at which time he and Mr. Zammar put their hands under the table. Mr. Zammar then returns his hands to the top of the table, holding the card that Mr. Davila-Rogue had. A few seconds later, both patrons make a similar exchange, only this time Mr. Zammar giving a card to Mr. Davila-Rogue.

Linked Reports: SUR-23-0075

Employee

Name: Clinton Fogarty

Department: Security

Position: Security Shift Manager

Employee Num: [REDACTED]

Employee

Name: Tristen Nims

Department: Card Room

Position: Poker Shift Manager/Floor Rep.

Employee Num: [REDACTED]

Patron

Name: Cardozo Zammar

Alias:

Gender: Male

Eye color: Black

Hair color: Bald

Height: 6'00" Inches

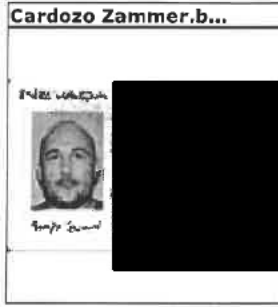
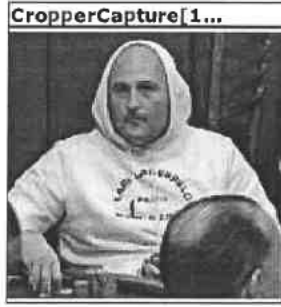
Weight: 225 Pounds

DOB: [REDACTED]

Street Address: 4155 W Twain AVE. Apt# 166 Las Vegas, NV. 89103

Players Club #: 466691

EXHIBIT # (
PAGE #432



Patron

Name: Israel Davila-Rogue

Alias:

Gender: Male

Eye color: Black

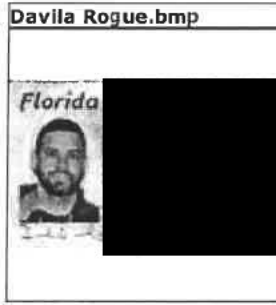
Hair color: Black

Height: 5'10" Inches

DOB: [REDACTED]

Street Address: 2913 S. Semoran BLVD. Apt# 214 Orlando, FL. 32822

Players Club #: 464566



Smith, William

From: Tammy McArthur <tammym@thebigeasycasino.com>
Sent: Wednesday, February 1, 2023 9:48 AM
To: Smith, William; Vila, Lisa; Jones, Bradford
Subject: Ban
Attachments: Security Report -0028- For Zammar and Davila.pdf; Patron_464566.bmp; Patron_466691.bmp

[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.

Good morning,

As per your request. An email advising Lifetime Ban was/ has been issued to:

- 1) [REDACTED]
- 2) [REDACTED]

The above-named persons have been officially excluded from The Big Easy Casino for a period of Lifetime. The Exclusion was executed on January 14, 2023. The pair were caught cheating in the poker room by passing cards to each other while facing bet.

Any violation of this ban will result in the notification of the Hallandale Beach Police Department and may possibly lead to an arrest of the above named persons for trespassing.

Also, I have included another copy of the Security report that was previously given to you, just in case needed for your records again. In the report, it too states that the male parties were advised and issued the ejection. In addition, their names were placed on the Security Exclusion List that was emailed to you earlier. The names, as I said will appear at the very end of the list which is just a formality to indicate the ejection is recent for that particular month.

Hope this is hopefully. Feel free to contact me should you need anything further.

Kindest regards,



Tammy McArthur – Security Director
831 North Federal Highway, Hallandale Beach, FL. 33009
[REDACTED] | 954-924-3200 Ext: [REDACTED]
www.thebigeasycasino.com

EXHIBIT # 2
PAGE # 1



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

PROPERTY RECEIPT


Complaint # 2023005131 Date 02/01/23 Lab # _____
 Complaint # 2023005136

Item No.	Quantity	Description
1	1	Thumb Drive
		Two Cases / Cheat Team
		① Cardozo 2023005131
		② Davila Rogue 2023005136

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

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 _____


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: _____
 Received by: _____
 Received by: _____

Date: _____
 Date: _____
 Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt



Surveillance Department Property/Chain of Custody Receipt

Incident Report # (if applicable) SUR-23-0075	Date/Time of occurrence 01.14.2023 @ 1602HRS	Type of Incident Cheating
Surveillance Supervisor Name That Was on Duty: David Ramirez		
Item #	Quantity	Description
N/A	1	USB Drive with Video Coverage of Cheating at Table #22
N/A	1	Printed Surveillance/Security Report
I hereby acknowledge that the above list represents all property taken from my possession.	I hereby acknowledge that the above list represents all property received by me into the surveillance department.	
Supervisor Name <u>David Ramirez</u>	Supervisor Name _____	
Supervisor Signature <u>[Signature]</u>	Supervisor Signature _____	

Received by: <u>[Signature]</u>	Reason: <u>Investigation</u>	Date/Time Received: <u>1/26/23 10:45am</u>
------------------------------------	---------------------------------	-----------------------------------------------

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

- [Complaint Search](#)
- [Mass Status Update](#)
- [Change Recording License Type](#)
- [Public Case Info](#)
- [Delete Complaint](#)
- [Mass Activity Update](#)
- [Mass Discipline Update](#)

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Imuniz

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

Lic Type 1098 - Unlicensed Complaints	Status 20 Under Investigation	Status Date 01/27/2023
Complaint # 2023005136	Case Type CMP Complaint	Disposition
Docket#	Re pondent DAVILA-ROGUE, ISRAEL	Re pon ible wsmith - SMITH, WILLIAM
		Private Ca e

Complaint	Re pondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source INTN - Internal	Security Level 1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form INTR - Internal	Priority	<input checked="" type="checkbox"/>	Allegation	<input type="checkbox"/>	Di cipline
Class'n V-C - Cardroom Violations	Complexity R - Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security STND - Standard	Incident 01/14/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region SR - Southern Region	Received 01/27/2023	<input type="checkbox"/>	Inspection		
Reference 61D-11.005(4)(a-c) & 550.0251		<input type="checkbox"/>	Co t		
Entered 01/27/2023	Entered By Imuniz	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary 831 Federal Highway Acquisition, LLC ----- / ----- . Prohibitions / Powers and duties of the Florida Gaming Control Commission: On January 14, 2023 DAVILA-ROGUE engaged in cheating at Poker with accomplice Zammar Cordozo. The duo mucked and passed cards between each other to form winning hands and as a result, defrauding other Players. The pair have been lifetime excluded from the Big Easy Casino.		<input type="checkbox"/>	Attachments		History
		<input type="checkbox"/>	Work Notes		Print Report
Updated 01/27/2023 14:41:46	By Imuniz				

Change	Save	OK	Cancel	Back
------------------------	----------------------	--------------------	------------------------	----------------------

[Get Adobe Reader.](#)



**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: 01-14-23

PMW Cardroom Slot

Violation Incident Complaint

FACILITY NAME: 831 Federal Highway Acquisition, LLC **LIC #:** 144

RESPONDENT

NAME: Davila-Rogue, Israel		
Address: 2913 South Semoran Blvd., Apt #214, Orlando, FL 32822		Tel: Unknown
LIC #: N/A	LIC TYPE: 1098	OCCUPATION: Unknown

COMPLAINANT

NAME:		Tel #:
Address:		
LIC #:	LIC TYPE:	OCCUPATION:

VIOLATION(S) / TITLE(S): 61D-11.005(4) Prohibitions

- No person shall, either directly or indirectly:
- (a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
 - (b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
 - (c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.

F.S.S. 550.0251 (6) Powers and duties of the Florida Gaming Control Commission.

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.

DESCRIPTION: On January 14, 2023 **DAVILA-ROGUE** engaged in cheating at Poker with accomplice Zammar Cordozo. The duo mucked and passed cards between each other to form winning hands and as a result, defrauding other Players. The pair have been lifetime excluded from the Big Easy Casino.

CASE DETAILS FILED BY:

Chief Inspector Judge/Steward Investigator Other:

William J. Smith
(Print Name)

(Signature)

01-26-23
(Date)

Muniz, Luz

From: Jones, Bradford
Sent: Friday, January 27, 2023 12:21 PM
To: Muniz, Luz
Cc: Smith, William; Kogan, Steven
Subject: OPEN CASE REQUESTS
Attachments: FGCC OPEN CASE REQUEST CARDOZO BIG EASY -EXCLUDED CARD CHEAT.DOCX;
FGCC OPEN CASE REQUEST DAVILA-ROGUE BIG EASY -EXCLUDED CARD CHEAT.DOCX

Hello Luz,

These are approved. Please open cases for each and assign both to Bill Smith.

Thank you.



Bradford D. Jones

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

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<<http://www.myfloridalicense.com/dbpr/pmw/documents/LinkDocuments/Confidential-PR-Statement.htm>>

West Orange Times c/o Business Observer

1970 Main Street
3rd Floor
Sarasota, FL 34236
, 941-906-9386 x322

INVOICE

Legal Advertising

Invoice # 23-01742W

Date 05/11/2023

Attn:
Florida Gaming Control Commission
2601 BLAIR STONE ROAD
TALLAHASSEE FL 32399

Please make checks payable to:
(Please note Invoice # on check)
West Orange Times c/o Business Observer
1970 Main Street
3rd Floor
Sarasota, FL 34236

Description

Serial # 23-01742W

Notice of Administrative Complaint

RE: Administrative Complaint against Israel Davila-Rogue Case No. 2023-005136

Published: 5/11/2023, 5/18/2023, 05/25/2023, 6/1/2023

Amount

\$112.00

Important Message

Please include our Serial #
on your check

Pay by credit card online:
[https://legals.
businessobserverfl.
com/send-payment/](https://legals.businessobserverfl.com/send-payment/)

Paid	()
Total	\$112.00

Payment is expected within 30 days of the
first publication date of your notice.

RECEIVED
2023 MAY 15 PM 2:05
FLORIDA GAMING
CONTROL COMMISSION

Attention: If you are a government agency and you believe that you qualify for a 15% discount to the second insertion of your notice per F.S. revision 50.061, please inform Kristen Boothroyd directly at 941-906-9386 x323.

NOTICE

The Business Observer makes every effort to ensure that its public notice advertising is accurate and in full compliance with all applicable statutes and ordinances and that its information is correct. Nevertheless, we ask that our advertisers scrutinize published ads carefully and alert us immediately to any errors so that we may correct them as soon as possible. We cannot accept responsibility for mistakes beyond bearing the cost of republishing advertisements that contain errors.

West Orange Times c/o Business Observer

1970 Main Street
3rd Floor
Sarasota, FL 34236
, 941-906-9386 x322

INVOICE

Legal Advertising

NOTICE OF ACTION
BEFORE THE DIVISION OF
PARI-MUTUEL WAGERING

IN RE: Violation of Section 550.0251(6)
and 551.112, Florida Statutes.

ISRAEL DAVILA-ROGUE
2913 South Semoran, Blvd.

Apt. 214

Orlando, Florida 32822

CASE NO.: 2023-005136

LICENSE NO.: N/A

The Florida Gaming Control Commission has filed an Administrative Complaint against you, a copy of which may be obtained by contacting Ebonie Lanier, Administrative Assistant III, Office of the General Counsel, Florida Gaming Control Commission, 2601 Blair Stone Road, Tallahassee, FL 32399, (850) 717-1663.

If no contact has been made by you concerning the above by Friday, June 9, 2023, the matter of the Administrative Complaint will be presented to the Florida Gaming Control Commission at the next public meeting for final agency action.

In accordance with the Americans with Disabilities Act, persons needing special accommodation to participate in this proceeding should contact the individual or agency sending notice no later than seven days prior to the proceeding at the address given on notice. Telephone: (850) 257- 6097; 1-800-955-8771 (TDD) or 1-800-955-8770 (v), via Florida Relay Service.

May 11, 18, 25; June 1, 2023

23-01742W

Attention: If you are a government agency and you believe that you qualify for a 15% discount to the second insertion of your notice per F.S. revision 50.061, please inform Kristen Boothroyd directly at 941-906-9386 x323.

NOTICE

The Business Observer makes every effort to ensure that its public notice advertising is accurate and in full compliance with all applicable statutes and ordinances and that its information is correct. Nevertheless, we ask that our advertisers scrutinize published ads carefully and alert us immediately to any errors so that we may correct them as soon as possible. We cannot accept responsibility for mistakes beyond bearing the cost of republishing advertisements that contain errors.

4. Discussion of Application for Transfer of Permitholder Tax Credit/Exemption

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Request to Transfer Tax Credit Case # 2023035028
Date: June 21, 2023

Executive Summary

A greyhound permitholder request approval to transfer \$360,000.00 in tax credits to another greyhound permitholder. The Commission should approve this request.

Background

Bonita-Ft. Myers Corp. possesses a greyhound permit.¹ Bonita-Ft. Myers Corp. has been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.² Daytona Beach Kennel Club, Inc. also possesses a greyhound permit. Daytona Beach Kennel Club, Inc. has also been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.

Bonita-Ft. Myers Corp. request to transfer \$360,000.00 of their tax credits to Daytona Beach Kennel Club, Inc. For purposes of intertrack wagering,³ Daytona Beach Kennel Club, Inc. acts as a host track⁴ for Bonita-Ft. Myers Corp. Bonita-Ft. Myers Corp. has \$360,000.00 of tax credits available for transfer. Additionally, Bonita-Ft. Myers Corp. has not previously elected to transfer these tax credits. Neither Bonita-Ft. Myers Corp. nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes.

Analysis

¹ Permitting is a prerequisite for gaming in this state. § 550.054, Fla. Stat.

² A permitholder must apply for and be issued an annual operating license before conducting any gaming activities. § 550.01215, Fla. Stat.

³ See § 550.002(17), Fla. Stat. (defining “intertrack wagering.”).

⁴ See §§ 550.002(12) & (16), Fla. Stat. (defining “guest track” and “host track.”).

A greyhound permitholder may receive tax credits from another greyhound permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound permitholder must act as the host track for the other greyhound permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound permitholder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound permitholder can owe any unpaid taxes to the state.⁹

Daytona Beach Kennel Club, Inc. and Bonita-Ft. Myers Corp. meet these requirements. First, Daytona Beach Kennel Club, Inc. acts as a host track for Bonita-Ft. Myers Corp. Second, Bonita-Ft. Myers Corp. has not elected to transfer its available tax credits this state fiscal year. Third, Bonita-Ft. Myers Corp. has \$360,000.00 in available tax credits that they seek to transfer to Daytona Beach Kennel Club, Inc. Lastly, neither Bonita-Ft. Myers Corp. nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes. Therefore, Bonita-Ft. Myers Corp. should be permitted to transfer \$360,000.00 of their tax credits to Daytona.

Recommendation: The Florida Gaming Control Commission should approve Bonita-Ft. Myers Corp. request to transfer \$360,000.00 in tax credits to Daytona Beach Kennel Club, Inc.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id.*

⁷ *Id.*

⁸ *Id.*

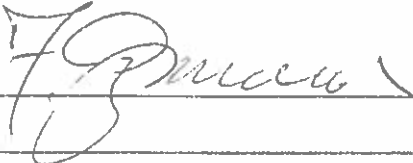
⁹ *Id.*

FLORIDA GAMING CONTROL COMMISSION
 DIVISION OF PARI-MUTUEL WAGERING
 OFFICE OF REVENUE AND FINANCIAL ANALYSIS

TRANSFER OF GREYHOUND PERMITHOLDER
 TAX CREDIT/EXEMPTION

Guest Greyhound Permitholder Transferring
 Credit/Exemption:

Bonita Fort Myers Corp. d/b/a Naples-Fort Myers Greyhound Racing & Poker (Permit #142)

Host Greyhound Permitholder(s) Receiving Credit	Signature of Host Permitholder Representative Receiving Tax Credit	Requested Effective Date of Transfer	Dollar Amount To Be Transferred
Daytona Beach Kennel Club Inc. d/b/a Daytona Beach Racing & Card Club (Permit 143)		8/1/2023	\$ 350,000.00


 Signature of Permitholder Representative
 Authorizing Transfer of Tax Credit/Exemption

Revenue Program Administrator
 Office of Revenue and Financial Analysis

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Request to Transfer Tax Credit Case # 2023035036
Date: June 21, 2023

Executive Summary

A greyhound permitholder request approval to transfer \$280,000.00 in tax credits to another greyhound permitholder. The Commission should approve this request.

Background

Investment Corporation of Palm Beach possesses a greyhound permit.¹ Investment Corporation of Palm Beach has been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.² Daytona Beach Kennel Club, Inc. also possesses a greyhound permit. Daytona Beach Kennel Club, Inc. has also been issued a parimutuel operating license for the 2023-2024 Fiscal Year.

Investment Corporation of Palm Beach request to transfer \$280,000.00 of their tax credits to Daytona Beach Kennel Club, Inc. For purposes of intertrack wagering,³ Daytona Beach Kennel Club, Inc. acts as a host track⁴ for Investment Corporation of Palm Beach. Investment Corporation of Palm Beach has \$280,000.00 of tax credits available for transfer. Additionally, Investment Corporation of Palm Beach has not previously elected to transfer these tax credits. Neither Investment Corporation of Palm Beach nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes.

Analysis

¹ Permitting is a prerequisite for gaming in this state. § 550.054, Fla. Stat.

² A permitholder must apply for and be issued an annual operating license before conducting any gaming activities. § 550.01215, Fla. Stat.

³ See § 550.002(17), Fla. Stat. (defining “intertrack wagering.”).

⁴ See §§ 550.002(12) & (16), Fla. Stat. (defining “guest track” and “host track.”).

A greyhound permitholder may receive tax credits from another greyhound permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound permitholder must act as the host track for the other greyhound permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound permitholder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound permitholder can owe any unpaid taxes to the state.⁹

Daytona Beach Kennel Club, Inc. and Investment Corporation of Palm Beach meet these requirements. First, Daytona Beach Kennel Club, Inc. acts as a host track for Investment Corporation of Palm Beach. Second, Investment Corporation of Palm Beach has not elected to transfer its available tax credits this state fiscal year. Third, Investment Corporation of Palm Beach has \$280,000.00 in available tax credits that they seek to transfer to Daytona Beach Kennel Club, Inc. Lastly, neither Investment Corporation of Palm Beach nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes. Therefore, Investment Corporation of Palm Beach should be permitted to transfer \$280,000.00 of their tax credits to Daytona.

Recommendation: The Florida Gaming Control Commission should approve Investment Corporation of Palm Beach request to transfer \$280,000.00 in tax credits to Daytona Beach Kennel Club, Inc.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id.*

⁷ *Id.*


⁸ *Id.*

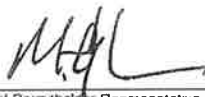
⁹ *Id.*

**FLORIDA GAMING CONTROL COMMISSION
 DIVISION OF PARI-MUTUEL WAGERING
 OFFICE OF REVENUE AND FINANCIAL ANALYSIS**

**TRANSFER OF GREYHOUND PERMITHOLDER
 TAX CREDIT/EXEMPTION**

Guest Greyhound Permitholder Transferring Credit/Exemption: Investment Corporation of Palm Beach (Permit #149)

Host Greyhound Permitholder(s) Receiving Credit	Signature of Host Permitholder Representative Receiving Tax Credit	Requested Effective Date of Transfer	Dollar Amount To Be Transferred
Daytona Beach Kennel Club, Inc d/b/a Daytona Beach Racing & Card Club (Permit 143)		9/1/2023	\$ 280,000.00


 Signature of Permitholder Representative
 Authorizing Transfer of Tax Credit/Exemption

 Revenue Program Administrator
 Office of Revenue and Financial Analysis

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Request to Transfer Tax Credit Case # 2023035041
Date: June 21, 2023

Executive Summary

A greyhound permitholder request approval to transfer \$360,000.00 in tax credits to another greyhound permitholder. The Commission should approve this request.

Background

St. Petersburg Kennel Club, Inc. possesses a greyhound permit.¹ St. Petersburg Kennel Club, Inc. has been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.² Daytona Beach Kennel Club, Inc. also possesses a greyhound permit. Daytona Beach Kennel Club, Inc. has also been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.

St. Petersburg Kennel Club, Inc. request to transfer \$360,000.00 of their tax credits to Daytona Beach Kennel Club, Inc. For purposes of intertrack wagering,³ Daytona Beach Kennel Club, Inc. acts as a host track⁴ for St. Petersburg Kennel Club, Inc. St. Petersburg Kennel Club, Inc. has \$360,000.00 of tax credits available for transfer. Additionally, St. Petersburg Kennel Club, Inc. has not previously elected to transfer these tax credits. Neither St. Petersburg Kennel Club, Inc. nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes.

¹ Permitting is a prerequisite for gaming in this state. § 550.054, Fla. Stat.

² A permitholder must apply for and be issued an annual operating license before conducting any gaming activities. § 550.01215, Fla. Stat.

³ See § 550.002(17), Fla. Stat. (defining “intertrack wagering.”).

⁴ See §§ 550.002(12) & (16), Fla. Stat. (defining “guest track” and “host track.”).

Analysis

A greyhound permitholder may receive tax credits from another greyhound permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound permitholder must act as the host track for the other greyhound permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound permitholder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound permitholder can owe any unpaid taxes to the state.⁹

Daytona Beach Kennel Club, Inc. and St. Petersburg Kennel Club, Inc. meet these requirements. First, Daytona Beach Kennel Club, Inc. acts as a host track for St. Petersburg Kennel Club, Inc. Second, St. Petersburg Kennel Club, Inc. has not elected to transfer its available tax credits this state fiscal year. Third, St. Petersburg Kennel Club, Inc. has \$360,000.00 in available tax credits that they seek to transfer to Daytona Beach Kennel Club, Inc. Lastly, neither St. Petersburg Kennel Club, Inc. nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes. Therefore, St. Petersburg Kennel Club, Inc. should be permitted to transfer \$360,000.00 of their tax credits to Daytona.

Recommendation: The Florida Gaming Control Commission should approve St. Petersburg Kennel Club, Inc. request to transfer \$360,000.00 in tax credits to Daytona Beach Kennel Club, Inc.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id.*

⁷ *Id.*

⁸ *Id.*

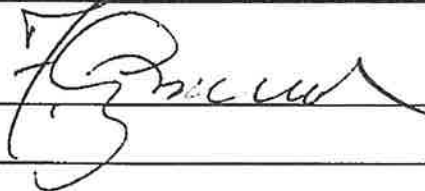
⁹ *Id.*

**FLORIDA GAMING CONTROL COMMISSION
 DIVISION OF PARI-MUTUEL WAGERING
 OFFICE OF REVENUE AND FINANCIAL ANALYSIS**

**TRANSFER OF GREYHOUND PERMITHOLDER
 TAX CREDIT/EXEMPTION**

Guest Greyhound Permitholder Transferring
 Credit/Exemption:

St. Petersburg Kennel Club Inc (Permit #151)

Host Greyhound Permitholder(s) Receiving Credit	Signature of Host Permitholder Representative Receiving Tax Credit	Requested Effective Date of Transfer	Dollar Amount To Be Transferred
Daytona Beach Kennel Club Inc d/b/a Daytona Beach Racing & Card Club (Permit 143)		8/1/2023	\$ 350,000.00


 Signature of Permitholder Representative
 Authorizing Transfer of Tax Credit/Exemption

 Revenue Program Administrator
 Office of Revenue and Financial Analysis

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Request to Transfer Tax Credit Case # 2023035049
Date: June 21, 2023

Executive Summary

A greyhound permitholder request approval to transfer \$360,000.00 in tax credits to another greyhound permitholder. The Commission should approve this request.

Background

Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club possesses a greyhound permit.¹ Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club has been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.² Daytona Beach Kennel Club, Inc. also possesses a greyhound permit. Daytona Beach Kennel Club, Inc. has also been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.

Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club request to transfer \$360,000.00 of their tax credits to Daytona Beach Kennel Club, Inc. For purposes of intertrack wagering,³ Daytona Beach Kennel Club, Inc. acts as a host track⁴ for Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club. Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club has \$360,000.00 of tax credits available for transfer. Additionally, Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club has not previously elected to transfer these tax credits. Neither Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes.

¹ Permitting is a prerequisite for gaming in this state. § 550.054, Fla. Stat.

² A permitholder must apply for and be issued an annual operating license before conducting any gaming activities. § 550.01215, Fla. Stat.

³ See § 550.002(17), Fla. Stat. (defining “intertrack wagering.”).

⁴ See §§ 550.002(12) & (16), Fla. Stat. (defining “guest track” and “host track.”).

Analysis

A greyhound permitholder may receive tax credits from another greyhound permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound permitholder must act as the host track for the other greyhound permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound permitholder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound permitholder can owe any unpaid taxes to the state.⁹

Daytona Beach Kennel Club, Inc. and Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club meet these requirements. First, Daytona Beach Kennel Club, Inc. acts as a host track for Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club. Second, Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club has not elected to transfer its available tax credits this state fiscal year. Third, Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club has \$360,000.00 in available tax credits that they seek to transfer to Daytona Beach Kennel Club, Inc. Lastly, neither Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes. Therefore, Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club should be permitted to transfer \$360,000.00 of their tax credits to Daytona.

Recommendation: The Florida Gaming Control Commission should approve Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club request to transfer \$360,000.00 in tax credits to Daytona Beach Kennel Club, Inc.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id.*

⁷ *Id.*

⁸ *Id.*

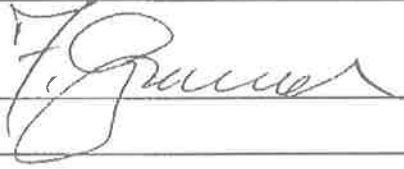
⁹ *Id.*


FLORIDA GAMING CONTROL COMMISSION
 DIVISION OF PARI-MUTUEL WAGERING
 OFFICE OF REVENUE AND FINANCIAL ANALYSIS

TRANSFER OF GREYHOUND PERMITHOLDER
 TAX CREDIT/EXEMPTION

Guest Greyhound Permitholder Transferring
 Credit/Exemption:

Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club (Permit #158)

Host Greyhound Permitholder(s) Receiving Credit	Signature of Host Permitholder Representative Receiving Tax Credit	Requested Effective Date of Transfer	Dollar Amount To Be Transferred
Daytona Beach Kennel Club, Inc d/b/a Daytona Beach Racing & Card Club (Permit 143)		8/1/2023	\$ 360,000.00


 Signature of Permitholder Representative
 Authorizing Transfer of Tax Credit/Exemption

Revenue Program Administrator
 Office of Revenue and Financial Analysis

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Request to Transfer Tax Credit Case # 2023035057
Date: June 21, 2023

Executive Summary

A greyhound permitholder request approval to transfer \$360,000.00 in tax credits to another greyhound permitholder. The Commission should approve this request.

Background

West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club possesses a greyhound permit.¹ West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club has been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.² Daytona Beach Kennel Club, Inc. also possesses a greyhound permit. Daytona Beach Kennel Club, Inc. has also been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.

West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club request to transfer \$360,000.00 of their tax credits to Daytona Beach Kennel Club, Inc. For purposes of intertrack wagering,³ Daytona Beach Kennel Club, Inc. acts as a host track⁴ for West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club. West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club has \$360,000.00 of tax credits available for transfer. Additionally, West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club has not previously elected to transfer these tax credits. Neither West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes.

¹ Permitting is a prerequisite for gaming in this state. § 550.054, Fla. Stat.

² A permitholder must apply for and be issued an annual operating license before conducting any gaming activities. § 550.01215, Fla. Stat.

³ See § 550.002(17), Fla. Stat. (defining “intertrack wagering.”).

⁴ See §§ 550.002(12) & (16), Fla. Stat. (defining “guest track” and “host track.”).

Analysis

A greyhound permitholder may receive tax credits from another greyhound permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound permitholder must act as the host track for the other greyhound permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound permitholder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound permitholder can owe any unpaid taxes to the state.⁹

Daytona Beach Kennel Club, Inc. and West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club meet these requirements. First, Daytona Beach Kennel Club, Inc. acts as a host track for West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club. Second, West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club has not elected to transfer its available tax credits this state fiscal year. Third, West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club has \$360,000.00 in available tax credits that they seek to transfer to Daytona Beach Kennel Club, Inc. Lastly, neither West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes. Therefore, West Volusia Racing, Inc. d/b/a Orange City Racing and Card should be permitted to transfer \$360,000.00 of their tax credits to Daytona.

Recommendation: The Florida Gaming Control Commission should approve West Volusia Racing, Inc. d/b/a Orange City Racing and Card Club request to transfer \$360,000.00 in tax credits to Daytona Beach Kennel Club, Inc.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id.*

⁷ *Id.*

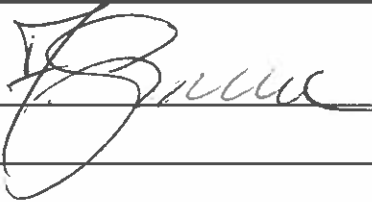
⁸ *Id.*

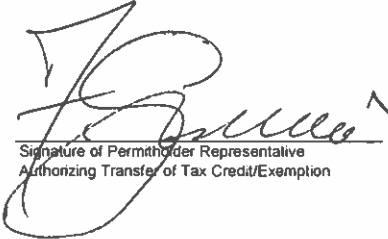
⁹ *Id.*

**FLORIDA GAMING CONTROL COMMISSION
 DIVISION OF PARI-MUTUEL WAGERING
 OFFICE OF REVENUE AND FINANCIAL ANALYSIS**

**TRANSFER OF GREYHOUND PERMITHOLDER
 TAX CREDIT/EXEMPTION**

Guest Greyhound Permitholder Transferring
 Credit/Exemption: West Volusia Racing, Inc. (Permit 175)

Host Greyhound Permitholder(s) Receiving Credit	Signature of Host Permitholder Representative Receiving Tax Credit	Requested Effective Date of Transfer	Dollar Amount To Be Transferred
Daytona Beach Kennel Club, Inc. d/b/a Daytona Beach Racing & Card Club (Permit 143)		8/1/2023	\$ 360,000.00


 Signature of Permitholder Representative
 Authorizing Transfer of Tax Credit/Exemption

 Revenue Program Administrator
 Office of Revenue and Financial Analysis

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Request to Transfer Tax Credit Case # 2023035065
Date: June 21, 2023

Executive Summary

A greyhound permitholder request approval to transfer \$360,000.00 in tax credits to another greyhound permitholder. The Commission should approve this request.

Background

Melbourne Greyhound Park, LLC possesses a greyhound permit.¹ Melbourne Greyhound Park, LLC has been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.² Daytona Beach Kennel Club, Inc. also possesses a greyhound permit. Daytona Beach Kennel Club, Inc. has also been issued a pari-mutuel operating license for the 2023-2024 Fiscal Year.

Melbourne Greyhound Park, LLC request to transfer \$360,000.00 of their tax credits to Daytona Beach Kennel Club, Inc. For purposes of intertrack wagering,³ Daytona Beach Kennel Club, Inc. acts as a host track⁴ for Melbourne Greyhound Park, LLC. Melbourne Greyhound Park, LLC has \$360,000.00 of tax credits available for transfer. Additionally, Melbourne Greyhound Park, LLC has not previously elected to transfer these tax credits. Neither Melbourne Greyhound Park, LLC nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes.

¹ Permitting is a prerequisite for gaming in this state. § 550.054, Fla. Stat.

² A permitholder must apply for and be issued an annual operating license before conducting any gaming activities. § 550.01215, Fla. Stat.

³ See § 550.002(17), Fla. Stat. (defining “intertrack wagering.”).

⁴ See §§ 550.002(12) & (16), Fla. Stat. (defining “guest track” and “host track.”).

Analysis

A greyhound permitholder may receive tax credits from another greyhound permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound permitholder must act as the host track for the other greyhound permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound permitholder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound permitholder can owe any unpaid taxes to the state.⁹

Daytona Beach Kennel Club, Inc. and Melbourne Greyhound Park, LLC meet these requirements. First, Daytona Beach Kennel Club, Inc. acts as a host track for Melbourne Greyhound Park, LLC. Second, Melbourne Greyhound Park, LLC has not elected to transfer its available tax credits this state fiscal year. Third, Melbourne Greyhound Park, LLC has \$360,000.00 in available tax credits that they seek to transfer to Daytona Beach Kennel Club, Inc. Lastly, neither Melbourne Greyhound Park, LLC nor Daytona Beach Kennel Club, Inc. owe any unpaid taxes. Therefore, Melbourne Greyhound Park, LLC should be permitted to transfer \$360,000.00 of their tax credits to Daytona.

Recommendation: The Florida Gaming Control Commission should approve Melbourne Greyhound Park, LLC request to transfer \$360,000.00 in tax credits to Daytona Beach Kennel Club, Inc.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id.*

⁷ *Id.*

⁸ *Id.*

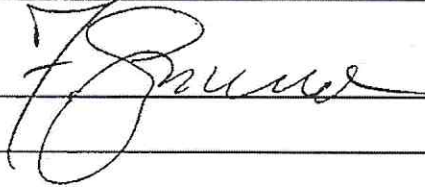
⁹ *Id.*

FLORIDA GAMING CONTROL COMMISSION
 DIVISION OF PARI-MUTUEL WAGERING
 OFFICE OF REVENUE AND FINANCIAL ANALYSIS

TRANSFER OF GREYHOUND PERMITHOLDER
 TAX CREDIT/EXEMPTION

Guest Greyhound Permitholder Transferring
 Credit/Exemption:

Melbourne Greyhound Park, LLC (Permit #178)

Host Greyhound Permitholder(s) Receiving Credit	Signature of Host Permitholder Representative Receiving Tax Credit	Requested Effective Date of Transfer	Dollar Amount To Be Transferred
Daytona Beach Kennel Club, Inc. d/b/a Daytona Beach Racing & Card Club (Permit 143)		8/1/2023	\$ 360,000.00


 Signature of Permitholder Representative
 Authorizing Transfer of Tax Credit/Exemption

Revenue Program Administrator
 Office of Revenue and Financial Analysis

5. Discussion of Renewal Application for Slot Machine License

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Gretna Racing, LLC d/b/a Magic City Casino (GHND155) “Magic City”
2023-035062 Annual Slot Machine License
Date: June 21, 2023

Executive Summary

A slot machine licensee has submitted an application to renew its annual slot machine license. The Commission should approve this request.

Background

Slot machine gaming is authorized in Miami-Dade and Broward Counties at certain pari-mutuel facilities.¹ One such facility is Gretna Racing, LLC d/b/a Magic City Casino (“Magic City”). Magic City is located in Miami-Dade County and possesses a valid greyhound permit. Magic City was issued a pari-mutuel operating license and cardroom license for the 2023-2024 Fiscal Year.

Commission staff received Magic City’s application to renew its slot machine license on June 19, 2023. The application was complete as of June 27, 2023.

Analysis

In addition to submitting a complete application, a slot machine licensee must satisfy numerous requirements to be entitled to a renewed slot machine license.² Magic City has satisfied all of these requirements.

Recommendation: The Florida Gaming Control Commission should approve Gretna Racing, LLC d/b/a Magic City Casino’s application for renewal of its slot machine license effective August 7, 2023 through August 6, 2024.

¹ See generally Art. X, § 23, Fla. Const.; § 551.101, Fla. Stat.

² See, e.g., §§ 551.103(1)(f) (mandating \$2,000,000.00 surety bond for slot machine licensees); 551.106(1)(a) (requiring payment of annual nonrefundable \$2,000,000.00 license fee); 551.118 (requiring payment of annual nonrefundable regulatory fee of \$250,000.00 to fund compulsive or addictive gambling prevention program); see also Fla. Admin. Code R. 75-14 (“Pari-Mutuel Wagering Facility Slot Machine Operations”).



FLORIDA LICENSE FOR SLOT MACHINE OPERATIONS

WHEREAS Gretna Racing, LLC, d/b/a Magic City Casino, is the holder of a valid, active greyhound pari-mutuel permit at its facility located in Miami-Dade County, granted pursuant to Chapter 550, Florida Statutes.

WHEREAS Magic City Casino is authorized to conduct pari-mutuel wagering activities at its facility pursuant to the Laws of Florida, on approved dates.

WHEREAS the majority of voters of Miami-Dade County, Florida, authorized slot machines at pari-mutuel wagering facilities within Miami-Dade County in a county-wide referendum conducted on January 28, 2008.

WHEREAS Magic City Casino has made application for licensure to conduct Slot Machine Gaming from August 7, 2023, through August 6, 2024, pursuant to Florida Statutes and Administrative Rules adopted pursuant thereto. It has been found that Magic City Casino has fulfilled all the statutorily required conditions for licensure and is therefore qualified to hold a license to conduct Slot Machine Gaming as authorized under the Laws of Florida.

WHEREAS Magic City Casino has furnished and shall maintain in effect during the term of this license, the appropriate bond as required under Chapter 551, Florida Statutes.

NOW THEREFORE BE IT KNOWN that Magic City Casino is granted a non-transferable license, number **SM155**, under which Magic City Casino, exclusively at the slot machine facility located at, Gretna Racing, LLC, 450 NW 37th Avenue, Miami, Florida, 33125, may receive, possess, operate and ship approved slot machine equipment, and conduct Slot Machine Gaming.

BY RECEIVING THIS LICENSE Magic City Casino agrees to, at all times during the term of this license, conduct its Slot Machine Gaming operation and maintain its Slot Machine Gaming facility in accordance with applicable Florida Statutes and Administrative Rules adopted pursuant thereto.

LICENSURE GRANTED this _____ of July 2023, in Tallahassee, Florida.

FOR THE STATE OF FLORIDA:

**Louis Trombetta, Executive Director
Florida Gaming Control Commission**



Imagery ©2023 Airbus, Maxar Technologies, Sanborn, U.S. Geological Survey, Map data ©2023 200 ft



via NW 38th Ct

7 min

0.4 mile

Mostly flat

Look Up a ZIP Code™ FAQs

Go to

ZIP Code™ by Address

You entered:

450 NW 37TH AVE
MIAMI FL

If more than one address matches the information provided, try narrowing your search by entering a street address and, if applicable, a unit number. **Edit and search again.** ([zip-code-lookup.htm?byaddress](/zip-code-lookup.htm?byaddress))

Feedback

450 NW 37TH AVE
MIAMI FL **33125-4041**

CARRIER ROUTE	C069
COUNTY	MIAMI-DADE
DELIVERY POINT CODE	50
CHECK DIGIT	2
COMMERCIAL MAIL RECEIVING AGENCY	N
LAC™	-
eLOT™	0001
eLOT ASCENDING/DESCENDING INDICATOR	A
RECORD TYPE CODE	S
PMB DESIGNATOR	-

PMB NUMBER	-
DEFAULT FLAG	-
EWS FLAG	-
DPV CONFIRMATION INDICATOR	Y

Look Up Another ZIP Code™

Edit and Search Again (</zip-code-lookup.htm?byaddress>)

DBPR PMW-3405 – Permitholder Renewal Application for Annual Slot Machine License



STATE OF FLORIDA
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 DIVISION OF PARI-MUTUEL WAGERING
 www.myfloridalicense.com

INSTRUCTIONS		
This form is to be submitted in conjunction with Form DBPR PMW-3460, Authorization for Release of Information, and Form DBPR PMW-3190, Officers and Directors. All three forms must be submitted to the division one month prior to the expiration of the current slot machine license.		
ORGANIZATION INFORMATION		
Federal Employer ID Number: [REDACTED]		
Permitholder's Legal Name: Gretna Racing, LLC		
Doing Business As (D/B/A) Name: Magic City Casino		
MAILING ADDRESS		
Street Address or P.O. Box: 401 NW 38th Court		
City: Miami	State: FL	Zip Code: 33126
County: Miami-Dade	Country: USA	
CONTACT INFORMATION		
Contact Name: John Enriquez		Title: General Manager
Primary Phone Number: [REDACTED]	Primary E-Mail Address: [REDACTED]	
PHYSICAL ADDRESS		
Street Address: 450 NW 37th Ave		
City: Miami	State: FL	Zip Code (+4 optional) 33125
County: Miami-Dade		
ADDITIONAL CONTACT INFORMATION		
Alternate Phone Number: [REDACTED]	Fax Number: (305)631-4525	
Alternate E-Mail Address: [REDACTED]		
SLOT MACHINE AREA INFORMATION		
Short Description of Physical Location of Slot Machine Area(s): Approximately 44,500 sq ft of gaming area		
What is the number of slot machines you intend to operate during the license period? 787		
Name and license number of Slot Machine Operations Manager or Slot Machine Management Company: Shawn Veerasammy, Slot Director - 8316403		
Name and address of the Custodian of Records in Florida: Yadelin Crespo, Compliance Officer - 401 NW 38th Court - Miami, FL 33126		

License

Fed Tax # [REDACTED]	Lic Type	1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On	06/30/2025
File # 1889	Name	VEERASAMMY, SHAWN C	Extended To	
License # 8316403	Rank	SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On	04/11/2022
Entity # 8316403	Lic Status	Current		

Address

Street # 1191	Street	NW 97TH DR			
Line 2					
Line 3					
City	CORAL SPRINGS	State	FL	Zip	33071
	Routing				

Other

1st License Date	04/05/2019	Rank Date	04/11/2022	Certificate #	
Method	I-S-1020	Status Date	05/11/2010	Certificate Date	
Fee Exempt	No	Birth Date	[REDACTED]	Renewal Sent	

List the dates and hours of slot machine operations:

Sunday - Thursday: 10am - 3am; Friday & Saturday: 10am - 4am

Does the applicant have any ownership interest in another Florida permit? If yes, disclose the name of the permit: Gretna Racing, LLC (permit 542) and Pensacola Greyhound Park (permit 150) Yes No

Does the applicant have any ownership interest in a slot machine testing laboratory company? If yes, disclose the name of the testing laboratory: Yes No

Does the applicant have any ownership interest in a slot machine manufacturer and/or distributor? If yes, disclose the name of the slot machine manufacturer/distributor: Yes No

Has any other jurisdiction taken action regarding the applicant's gaming license? If yes, provide the name of the jurisdiction, the reason for the action, and the action taken: Yes No

Additional requirements to be submitted to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, Office of Operations, 1940 North Monroe Street, Tallahassee, Florida 32399-1037:

- 1) Submission of a list of all ownership interests of five percent or greater. If a corporation, the name of the state in which incorporated and the names and addresses of the officers, directors, and shareholders holding five percent or more equity or, if a business entity other than a corporation, the names and addresses of the principals, partners, shareholders or any other person holding five percent or more equity as described in Rule 61D-14.002(1)(d), (e) and (f), Florida Administrative Code (F.A.C.), on Form DBPR PMW-3190.
- 2) Submission of a copy of the binding written agreements between the facility and respective associations as required by Section 551.104(10), Florida Statutes.
- 3) Evidence of a current surety bond in the amount of \$2,000,000, payable to the Governor of the State of Florida, as specified in Section 551.103(1)(f), Florida Statutes.
- 4) Submission of a list of slot machine business occupational licensees (i.e., vendors, manufacturers, distributors, service companies, etc.) with whom you intend to do business.
- 5) Disclosure of any administrative, civil or criminal proceedings, and/or any judgments initiated by any governmental agency or any other state or federal agency that would affect the license status of the applicant or any affiliate of the applicant pursuant to Sections 550.054 and 550.1815, Florida Statutes.

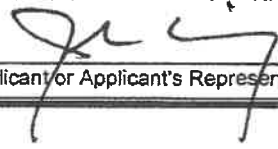
Additional requirements to be submitted to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, Office of Slot Operations, North Broward Regional Service Center, 1400 West Commercial Blvd., Suite 165, Ft. Lauderdale, Florida 33309:

- 1) Submission of the slot machine applicant's employee training plan for the Compulsive or Addictive Gambling Prevention Program.
- 2) A copy of the facility's written policy for creating opportunities to purchase from minority vendors in Florida, creating employment opportunities for minority residents in Florida, opportunities for construction services provided by minority contractors, and ensuring opportunities for employment are offered on an equal, nondiscriminatory basis.
- 3) A copy of the licensee's current internal controls.
- 4) A copy of the licensee's current Surveillance Plan and Security Plan.
- 5) A current version of the licensee's Floor Plan as described in Rule 61D-14.050, F.A.C.

ATTEST STATEMENT

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 if made under oath. To the best of my knowledge, all information contained on this application is true and correct. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 551.107, Florida Statutes.


Signature of Applicant or Applicant's Representative

6-12-23
Date

DBPR PMW-3460 – Authorization for Release of Information



STATE OF FLORIDA
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

PERSONAL INFORMATION

Social Security Number/Federal Employer ID Number: [REDACTED]

IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Last Name: First: Middle: Title: Suffix:

Birth Date: (MM/DD/YYYY)

Name of Employer:

IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Representative's Name: Last: First: Middle: Title: Suffix:

Business Entity Name:
 Gretna Racing, LLC dba Magic City Casino

Official Capacity:
 General Manager

ALL APPLICANTS PLEASE READ AND SIGN BELOW

I, John Enriquez, do hereby instruct all law enforcement or criminal justice agencies to
 (name of applicant/representative)

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, John Enriquez, do hereby instruct all law enforcement, gaming commissions, tribal
 (name of applicant/representative)

gaming regulatory agencies and/or commissions, state agencies and/or commissions responsible for gaming regulation or criminal justice agencies 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 financial or public institution 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. 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.

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.

(if individual applicant - legal name and any nickname or alias in parentheses)

Applicant/Representative Signature: [Signature] Date: 6-12-23

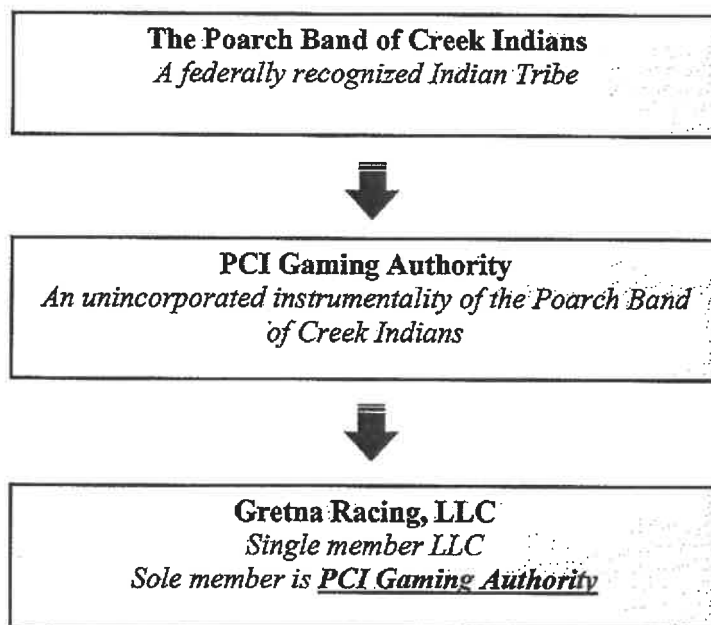
Exhibit 1 – Names and Addresses of Owner and Principals

Ownership Structure

Gretna Racing, LLC (“Gretna”) is a Florida limited liability company.

PCI Gaming Authority, an unincorporated instrumentality of the Poarch Band of Creek Indians (“PBCI”), a federally recognized Indian Tribe, is the managing member of Gretna and owns 100% of the membership interests in Gretna.

PBCI, through PCI Gaming Authority, owns 100% of the membership interests in Gretna. Under the U.S. Constitution and federal law, PBCI is considered to be a sovereign nation. The gaming assets of PBCI are held by PCI Gaming Authority and the individual Tribal members have no ownership of any of the assets of the Tribe, just as the citizens of the state of Florida do not have ownership of the State’s assets. PBCI has adopted its own constitution and legal code. Members of the Tribe elect Tribal Council members and the Tribal Council is the Tribe’s legislative body that enacts laws applicable to the Tribe and the property that is held in trust by the U.S. government. None of the employees, officers, directors, or Tribal members of PBCI or PCI Gaming Authority have any ownership in the Tribal assets.



Name and Address of Owner

PCI Gaming Authority
P.O. Box 1027
Atmore, Alabama 36504

Names and Addresses of Principals

Name	Position	Address
Timothy A. Manning	Chairman	8620 Hwy 97A Walnut Hill, FL 32568
James F. Dorris, Jr.	President and CEO	32173 Cinn teal Place Spanish Fort, AL 36527
Brent A Pinkston	COO and Vice President of Operations	49 Speckle Trout Rte. Spanish Fort, AL 36527
Joseph T. Quinn	Vice President and CFO	8750 Pine Run Spanish Fort, AL 36527
Westly L. Woodruff	Board Member	804 West Canal Drive Gulf Shores, AL 36542
Teresa E. Poust	Board Member	2650 Alturas Road Atascadero, CA 93422
Eddie L. Tullis	Board Member	188 Lynn McGhee Drive Atmore, AL 36502

9909776
8592737
8592716
8592753
121625968
121625963
121625996

License

Fed Tax # [REDACTED] Lic Type **1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo** Expires On **06/30/2024**
File # **10883** Name **MANNING, TIMOTHY ALLEN** Extended To
License # **9909776** Rank **SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo** Renewed On
Entity # **9909776** Lic Status **Current**

Address

Street # **8620** Street **HWY 97A**
Line 2
Line 3
City **WALNUT HILL** State **FL** Zip **32568**
Routing

License

Fed Tax # [REDACTED] Lic Type **1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo** Expires On **06/30/2024**
File # **10884** Name **DORRIS, JAMES FRANKLIN JR** Extended To
License # **8592737** Rank **SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo** Renewed On
Entity # **8592737** Lic Status **Current**

Address

Street # **32173** Street **CINNTEAL PLACE**
Line 2
Line 3
City **SPANISH FORT** State **AL** Zip **36527**
Routing

License

Fed Tax # [REDACTED] Lic Type **1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo** Expires On **06/30/2026**
File # **10886** Name **PINKSTON, BRENT** Extended To
License # **8592716** Rank **SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo** Renewed On **05/04/2023**
Entity # **8592716** Lic Status **Current**

Address

Street # **49** Street **SPECKLE TROUT RTE**
Line 2
Line 3
City **SPANISH FORT** State **AL** Zip **36527**
Routing

License

Fed Tax # [REDACTED]	Lic Type	1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On	06/30/2026
File # 10885	Name	QUINN, JOSEPH THOMAS	Extended To	
License # 8592752	Rank	SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On	05/04/2023
Entity # 8592752	Lic Status	Current		

Address

Street # 8750 Street PINE RUN

Line 2

Line 3

City SPANISH FORT State AL Zip 36527

Routing

License

Fed Tax # [REDACTED]	Lic Type	1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On	06/30/2026
File # 11121	Name	WOODRUFF, WESTLY LAMAR	Extended To	
License # 12665968	Rank	SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On	05/04/2023
Entity # 12665968	Lic Status	Current		

Address

Street # 804 Street WEST CANAL DRIVE

Line 2

Line 3

City GULF SHORES State AL Zip 36542

Routing

License

Fed Tax # [REDACTED]	Lic Type	1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On	06/30/2026
File # 11123	Name	POUST, TERESA ELAINE	Extended To	
License # 12666043	Rank	SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On	05/04/2023
Entity # 12666043	Lic Status	Current		

Address

Street # 2650 Street ALTURAS ROAD

Line 2

Line 3

City ATASCADERO State CA Zip 93422

Routing

License

Fed Tax # [REDACTED]	Lic Type	1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On	06/30/2026
File # 11122	Name	TULLIS, EDDIE	Extended To	
License # 12665996	Rank	SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On	05/04/2023
Entity # 12665996	Lic Status	Current		

Address

Street # 188	Street	LYNN MCGHEE DRIVE		
Line 2				
Line 3				
City ATMORE		State AL		Zip 36502
	Routing			

La'Kesha Jelks

From: Yadelin Crespo <y Crespo@magiccitycasino.com>
Sent: Wednesday, June 21, 2023 1:50 PM
To: La'Kesha Jelks
Subject: RE: Magic City Casino License Renewal 2023 - 2024
Attachments: 2023-2024 Magic City Casino - DBPRPMW-3190 signed by BP 6.14.23 (updated 6.21.23).pdf

La'Kesha,

Attached is the updated 3190.

Please note that on the original submission I made an error on the second page. (The information for the people was the same on pages 2 and 3 which was an error on my part.) This version corrects Teresa Poust's license number on page 3 and corrects page 2.

I have the login for payment and am waiting for the bank info to submit the payment.

Yadelin Crespo

Compliance Officer
Magic City Casino
o: (305) 631-4536 | c: (954) 504-7130
y Crespo@magiccitycasino.com



From: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Sent: Wednesday, June 21, 2023 1:16 PM
To: Yadelin Crespo <y Crespo@magiccitycasino.com>
Subject: RE: Magic City Casino License Renewal 2023 - 2024

Greetings,

The Slot Renewal Application submitted for Gretna Racing, LLC (GHND155) was received, however, the application remains incomplete for:

- Payment of the non-refundable \$2 million application fee and payment of the non-refundable \$250k regulatory fee for the Compulsive or Addictive Gambling Prevention Program as required by Section 551.118, FS.
- On the Officers and Directors form, Teresa Poust's license number is incorrect. Please correct the license number on the form and resubmit.

The item listed require submission and/or correction to complete the renewal application. If you have any questions regarding the deficiencies, please contact me at your earliest convenience.

Best,



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

Please provide information on the partners, managers, officers, or directors for your business entity below.

ORGANIZATION NAME	
Name of Organization Gretna Racing, LCC	Permit # 155
D/B/A or Trade Name Magic City Casino	

LIMITED LIABILITY CORPORATION QUESTIONS
If your corporation is a limited liability corporation (LLC), is the corporation member managed or manager managed? You can check your Articles of Incorporation for this information. Member Managed <input type="checkbox"/> Manager Managed <input checked="" type="checkbox"/>

Please list below all Officers, Directors, Managers, and/or Shareholders with 5 percent or more interest in the business:
 Attach additional sheets as necessary.

MANAGEMENT INFORMATION				
Last Name Manning	First Timothy	Middle Allen	Title	Suffix
Office Held Chairman	License # 9909776	Percentage of Ownership N/A		
RESIDENCE ADDRESS				
Street Address or P.O. Box 8620 Hwy 97 A				
City Walnut Hill		State FL	Zip Code (+4 optional) 32568	
County (if Florida address) Escambia		Country USA		

MANAGEMENT INFORMATION				
Last Name Dorris	First James	Middle Franklin	Title	Suffix
Office Held President and CEO	License # 8592737	Percentage of Ownership N/A		
RESIDENCE ADDRESS				
Street Address or P.O. Box 32173 Cinntal Place				
City Spanish Fort		State AL	Zip Code (+4 optional) 36527	
County (if Florida address)		Country USA		

MANAGEMENT INFORMATION						
Last Name	Quinn	First	Joseph	Middle Thomas	Title	Suffix
Office Held	CFO	License #	8592752	Percentage of Ownership	N/A	
RESIDENCE ADDRESS						
Street Address or P.O. Box 8750 Pine Run						
City Spanish Fort			State	AL	Zip Code (+4 optional)	36527
County (if Florida address)			Country USA			

MANAGEMENT INFORMATION						
Last Name	Pinkston	First	Brent	Middle	Title	Suffix
Office Held	COO	License #	8592716	Percentage of Ownership	N/A	
RESIDENCE ADDRESS						
Street Address or P.O. Box 49 Speckle Trout Route						
City Spanish Fort			State	AL	Zip Code (+4 optional)	36527
County (if Florida address)			Country USA			

MANAGEMENT INFORMATION						
Last Name	Woodruff	First	Westly	Middle Lamar	Title	Suffix
Office Held	Board Member	License #	12665968	Percentage of Ownership	N/A	
RESIDENCE ADDRESS						
Street Address or P.O. Box 804 West Canal Drive						
City Gulf Shores			State	AL	Zip Code (+4 optional)	36542
County (if Florida address)			Country USA			

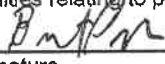
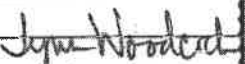

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
See next page	See next page	Signature	Date
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of _____			
Sworn to (or affirmed) and subscribed before me this _____ day of _____, 20____.			
_____, who is personally known to me or produced the following as identification:			

Notary Public My Commission Expires: _____			

MANAGEMENT INFORMATION						
Last Name	Poust	First	Teresa	Middle Flaine	Title	Suffix
Office Held Board Member	License # 12666043		Percentage of Ownership N/A			
RESIDENCE ADDRESS						
Street Address or P.O. Box 2650 Alturas Road						
City Atascadero			State CA	Zip Code (+4 optional) 93422		
County (if Florida address)			Country USA			

MANAGEMENT INFORMATION						
Last Name	Tullis	First	Eddie	Middle Leon	Title	Suffix
Office Held Board Member	License # 12665996		Percentage of Ownership N/A			
RESIDENCE ADDRESS						
Street Address or P.O. Box 188 Lynn McGhee Drive						
City Atmore			State AL	Zip Code (+4 optional) 36502		
County (if Florida address)			Country USA			

MANAGEMENT INFORMATION						
Last Name		First		Middle	Title	Suffix
Office Held	License #		Percentage of Ownership			
RESIDENCE ADDRESS						
Street Address or P.O. Box						
City			State	Zip Code (+4 optional)		
County (if Florida address)			Country			

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
Brent Pinkston	COO		6-14-23
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of Escambia			
Sworn to (or affirmed) and subscribed before me this 14th day of June, 2023.			
Brent Pinkston, who is personally known to me or produced the following as identification:			
Notary Public  My Commission Expires:		 LYNN WOODCOCK My Commission Expires February 5, 2025	



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

Please provide information on the partners, managers, officers, or directors for your business entity below.

ORGANIZATION NAME		
Name of Organization	Gretna Racing, LCC	Permit # 155
D/B/A or Trade Name	Magic City Casino	

LIMITED LIABILITY CORPORATION QUESTIONS
If your corporation is a limited liability corporation (LLC), is the corporation member managed or manager managed? You can check your Articles of Incorporation for this information. Member Managed <input type="checkbox"/> Manager Managed <input checked="" type="checkbox"/>

Please list below all Officers, Directors, Managers, and/or Shareholders with 5 percent or more interest in the business:

Attach additional sheets as necessary.

MANAGEMENT INFORMATION						
Last Name	Manning	First	Timothy	Middle	Title	Suffix
				Allen		
Office Held	License #	Percentage of Ownership				
Chairman	9909776	N/A				
RESIDENCE ADDRESS						
Street Address or P.O. Box 8620 Hwy 97 A						
City Walnut Hill					State	Zip Code (+4 optional)
					FL	32568
County (if Florida address) Escambia				Country USA		

MANAGEMENT INFORMATION						
Last Name	Dorris	First	James	Middle	Title	Suffix
				Franklin		
Office Held	License #	Percentage of Ownership				
President and CEO	8592737	N/A				
RESIDENCE ADDRESS						
Street Address or P.O. Box 32173 Cinn teal Place						
City Spanish Fort					State	Zip Code (+4 optional)
					AL	36527
County (if Florida address)				Country USA		

MANAGEMENT INFORMATION						
Last Name	Poust	First	Teresa	Middle Elaine	Title	Suffix
Office Held Board Member	License # 1266043		Percentage of Ownership N/A			
RESIDENCE ADDRESS						
Street Address or P.O. Box 2650 Alturas Road						
City Atascadero			State CA	Zip Code (+4 optional) 93422		
County (if Florida address)			Country USA			

MANAGEMENT INFORMATION						
Last Name	Tullis	First	Eddie	Middle Leon	Title	Suffix
Office Held Board Member	License # 12665996		Percentage of Ownership N/A			
RESIDENCE ADDRESS						
Street Address or P.O. Box 188 Lynn McGhee Drive						
City Atmore			State AL	Zip Code (+4 optional) 36502		
County (if Florida address)			Country USA			

MANAGEMENT INFORMATION						
Last Name		First		Middle	Title	Suffix
Office Held	License #		Percentage of Ownership			
RESIDENCE ADDRESS						
Street Address or P.O. Box						
City			State	Zip Code (+4 optional)		
County (if Florida address)			Country			

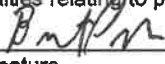
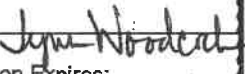
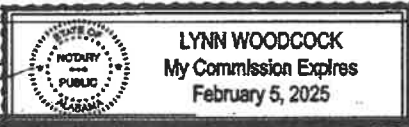
OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
See next page	See next page		
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of _____			
Sworn to (or affirmed) and subscribed before me this _____ day of _____, 20____.			
_____, who is personally known to me or produced the following as identification:			

Notary Public My Commission Expires: _____			

MANAGEMENT INFORMATION						
Last Name	Poust	First	Teresa	Middle Elaine	Title	Suffix
Office Held	Board Member	License #	1266043	Percentage of Ownership	N/A	
RESIDENCE ADDRESS						
Street Address or P.O. Box 2650 Alturas Road						
City			Atascadero	State	CA	Zip Code (+4 optional) 93422
Country (if Florida address)			Country USA			

MANAGEMENT INFORMATION						
Last Name	Tullis	First	Eddie	Middle Leon	Title	Suffix
Office Held	Board Member	License #	12665996	Percentage of Ownership	N/A	
RESIDENCE ADDRESS						
Street Address or P.O. Box 188 Lynn McGhee Drive						
City			Atmore	State	AL	Zip Code (+4 optional) 36502
Country (if Florida address)			Country USA			

MANAGEMENT INFORMATION						
Last Name		First		Middle	Title	Suffix
Office Held		License #		Percentage of Ownership		
RESIDENCE ADDRESS						
Street Address or P.O. Box						
City				State		Zip Code (+4 optional)
Country (if Florida address)			Country			

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
Brent Pinkston	COO		6-14-23
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of Escambia			
Sworn to (or affirmed) and subscribed before me this 14th day of June, 2023.			
Brent Pinkston, who is personally known to me or produced the following as identification:			
Notary Public 			
My Commission Expires:			

Responsible Surety

Bond #

Date February 22, 2023



SURETY BOND FOR FLORIDA SLOT MACHINE LICENSEE

STATE OF Florida COUNTY OF Dade

KNOW ALL MEN BY THESE PRESENTS: That Gretna Racing, LLC as Principal, and Travelers Casualty and Surety Company of America a corporation incorporated under the laws of the State of CT, licensed to transact surety business in the State of Florida, and with a principal business address at One Tower Square, Hartford, CT 06183-6014

as Surety, are hereby held and firmly bound unto the Governor of the State of Florida as obligee, and his or her successors in office in the sum of Two Million & 00/100 Dollars (\$2,000,000.00) lawful money of the United States of America, for which sum, well and truly to be paid, we hereby bind ourselves, our heirs, executors, administrators, successors and assigns jointly and severally.

This obligation is conditioned as follows:

- 1. The Principal has applied for and/or obtained a license to operate slot machine(s) in the State of Florida pursuant to Chapter 551, Florida Statutes, and Chapter 61D-14, Florida Administrative Code (F.A.C.). If approved, the Principal, pursuant to the provisions of Chapter 551, Florida Statutes and Chapter 61D-14, F.A.C., is required to: (a) Remit payment of all license fees and taxes required by law. (b) Faithfully performs all requirements imposed by law or regulation or the conditions of the license. (c) Furnish a bond in an amount determined by the Florida Department of Business and Professional Regulation (DBPR) through a corporation qualified under the laws of the State of Florida as surety, payable to the State of Florida. 2. This bond must be established and held in trust for the benefit and protection of the State of Florida. In addition the bond may not be released, in whole or in part except to the Florida DBPR on written demand of the Director of the Division of Pari-Mutuel Wagering of the DBPR or by the Principal with the written instructions from the Director of the Division of Pari-Mutuel Wagering of the DBPR. The Principal may receive income, if any, accruing on the reserve unless the Director of the Division of Pari-Mutuel Wagering, of the DBPR instructs otherwise. (a) The agreement establishing the bond is effective upon DBPR approval of the Principal for its slot machine license. (b) Amendments to any agreement establishing the bond may not be made without the prior written approval of the DBPR.

Responsible Surety

Travelers Casualty and Surety
Company of America

Bond # _____

Date February 22, 2023

3. If the Principal complies with all of the provisions of Chapter 551, Florida Statutes, and Chapter 61D-14, F.A.C., and in particular pay the license fees and taxes when due and demanded, then this obligation shall be null and void, but will otherwise remain in full force and effect.

4. Upon the Principal's failure to comply with Chapter 551, Florida Statutes, and Chapter 61D-14, F.A.C., including the Principal's failure to promptly pay all gaming fees and taxes when due and demanded, the Director of the Division of Pari-Mutuel Wagering of the DBPR may make demand upon the surety for the payment of the amount of the default to also include any fines or administrative penalties imposed as a result of a default by said Principal up to but not to exceed the amount of its liability as defined by this bond.

5. THIS BOND WILL EXPIRE 22nd day of February, 2024, but may be continued by continuation certificate signed by the Principal and Surety. The Surety reserves the right to withdraw, except the Surety may not withdraw as to any liability already incurred or accrued hereunder, and may do so only upon giving written notice of the withdrawal to the Director of the Division of Pari-Mutuel Wagering, State of Florida, DBPR, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035. Withdrawal shall not be effective until sixty (60) days have elapsed after acknowledgement of the notice by the DBPR.

6. Withdrawal shall not in any case affect the surety's liability arising out of any outstanding amount incurred prior to the expiration of the 60-day period after which DBPR has acknowledged the surety's notice of withdrawal.

WITNESS our hand and seal this 22nd day of February, 2023

PRINCIPAL Gretna Racing, LLC

BY: _____ President

ATTEST: _____ Secretary (CORPORATE SEAL)

SURETY: Travelers Casualty and Surety Company of America

BY: _____
Attorney-in-Fact (Attach Power of Attorney or other Authority)
Lawrence F. McMahon

COUNTERSIGNED: _____
Resident Agent-Licensed in Florida

PRINT: Lawrence Francis McMahon, 4400 Biscayne Blvd., Ste. 818, Miami, FL 33137, FL License #W499130
Name Registered Agent and Address



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT Civil Code § 1189

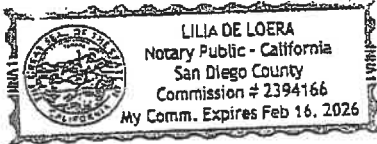
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy or validity of that document.

STATE OF CALIFORNIA

County of San Diego }

On FEB 22 2023 before me, Lilia De Loera, Notary Public,
Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Lawrence F. McMahon
Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature [Handwritten Signature]
Signature of Notary Public Lilia De Loera, Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of the form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer is Representing:

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer is Representing:

TRAVELERS

**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company**

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **LAWRENCE F MCMAHON** of **SAN DIEGO**, California, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 21st day of April, 2021.



State of Connecticut

City of Hartford ss.

By: 
Robert L. Raney, Senior Vice President

On this the 21st day of April, 2021, before me personally appeared Robert L. Raney, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2026




Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 22nd day of February, 2023




Kevin E. Hughes, Assistant Secretary

**To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.**

La'Kesha Jelks

From: Yadelin Crespo <ycrespo@magiccitycasino.com>
Sent: Thursday, June 22, 2023 9:35 AM
To: La'Kesha Jelks
Subject: RE: Magic City Casino License Renewal 2023 - 2024

Good Morning La'Kesha,

Thank you so much for your patience.

Both payments were just put through, confirmations below.

Tax Type: DBPR - Pari-Mutuel - Slots
Filing Type: Payment Only
Date: Thursday, June 22, 2023 20230622 EST
Payment Amount: 2000000.00
Payment Settlement Date: Monday, June 26, 2023
Payment Method: e-Check
Confirmation Number: 231730652189

Tax Type: DBPR - Pari-Mutuel - Slots
Filing Type: Payment Only
Date: Thursday, June 22, 2023 20230622 EST
Payment Amount: 250000.00
Payment Settlement Date: Friday, June 23, 2023
Payment Method: e-Check
Confirmation Number: 231730652186

Yadelin Crespo
Compliance Officer
Magic City Casino
o: (305) 631-4536 | c: (954) 504-7130
ycrespo@magiccitycasino.com



From: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Sent: Wednesday, June 21, 2023 3:46 PM
To: Yadelin Crespo <ycrespo@magiccitycasino.com>
Subject: RE: Magic City Casino License Renewal 2023 - 2024

Great! Thank you!

From: Yadelin Crespo <ycrespo@magiccitycasino.com>
Sent: Wednesday, June 21, 2023 1:50 PM

La'Kesha Jelks

From: Karen Stelter
Sent: Monday, June 26, 2023 7:54 AM
To: La'Kesha Jelks; Tracy Swain
Cc: Jamie Pouncey
Subject: RE: Gretna Slots Payment
Attachments: TAXPAYMENTB-20230623.log

Good morning,

Per the attached, Gretna #155 paid the annual CAGP fee for the 2023-2024 Slot License, but I don't see the actual license fee (\$2,000,000). Please let me know if you have any questions or need any additional information.



Best Regards,

Karen L Stelter, Professional Accountant Specialist, FCCM
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering, Office of Revenue and Financial Analysis
2601 Blair Stone Road, Tallahassee, FL 32399-1035
850-717-1055 Office ~ 850-922-7939 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: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Sent: Tuesday, June 20, 2023 11:34 AM
To: Tracy Swain <Tracy.Swain@flgaming.gov>; Karen Stelter <Karen.Stelter@flgaming.gov>
Subject: Re: Gretna Slots Payment

No need. I received an email stating it will definitely be sent, tomorrow

Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

From: Tracy Swain <Tracy.Swain@flgaming.gov>
Sent: Tuesday, June 20, 2023 10:31:36 AM
To: Karen Stelter <Karen.Stelter@flgaming.gov>; La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Subject: Re: Gretna Slots Payment

I'm not seeing it either from DOR through our interface emails. I can touch base with my contact at DOR to see if there is something on their side.

Get [Outlook for iOS](#)

From: Karen Stelter <Karen.Stelter@flgaming.gov>
Sent: Tuesday, June 20, 2023 10:30:32 AM

To: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>; Tracy Swain <Tracy.Swain@flgaming.gov>

Subject: RE: Gretna Slots Payment

As of this morning, we have received the Card Room tax Payment for both permits #155 and #542, and the May Slot Tax Payment for #155. I presume you're looking for a license payment for 2023-2024? If so, no we have not received that as of this email. I have reviewed the emails received for partially successful batch uploads (see sample blow) and the slot payment was not on the those either. Please let me know if you need any additional information.

callcenter@dbpr.state.fl.us cmm.prestey@dbpr.state.fl.us Eric Thiel

Seebeyond Interface TAXPAYMENTB was partially successful!



Best Regards,

Karen L Stelter, Professional Accountant Specialist, FCCM
Florida Gaming Control Commission

Division of Pari-Mutuel Wagering, Office of Revenue and Financial Analysis
2601 Blair Stone Road, Tallahassee, FL 32399-1035
850-717-1055 Office ~ 850-922-7939 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: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>

Sent: Tuesday, June 20, 2023 10:17 AM

To: Tracy Swain <Tracy.Swain@flgaming.gov>; Karen Stelter <Karen.Stelter@flgaming.gov>

Subject: Gretna Slots Payment

Greetings,

Have we received Gretna's Slots Payment? I was told it was submitted last week (but let me also verify with the permitholder).

Best,

La'Kesha Jelks



La'Kesha Jelks
Operations Review Specialist
Florida Gaming Control Commission
Pari-Mutuel Wagering
Phone: (850) 794-8114

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](#)

[06/23/2023 12:00:02] Connecting to DB load interface parameters and email lists.
 [06/23/2023 12:00:02] Getting file list for mask slic_input/EFT/*.* from remote host dbprftp.state.fl.us
 [06/23/2023 12:00:02] File List: EFT230623080056.DAT
 TESTEFT

[06/23/2023 12:00:02] Getting file slic_input/EFT/EFT230623080056.DAT from remote host dbprftp.state.fl.us as /usr/local/application/job/SingleLicense/accenture/fldbpr/batchInterface/exclude/inbound/EFT230623080056.DAT

[06/23/2023 12:00:03] File get successful.
 [06/23/2023 12:00:03] Connecting to LicenseEase.
 [06/23/2023 12:00:03] ***** Processing AB&T EFT Records

[06/23/2023 12:00:03] Truncating eft tables - executing preprocess_eft.
 [06/23/2023 12:00:03] Tables truncated.
 [06/23/2023 12:00:03] Reading input file EFT230623080056.DAT.
 [06/23/2023 12:00:03] Checking for existing entry for deposit number AD0245
 [06/23/2023 12:00:03] Passed check for no existing entry in eft_pmw_hold.
 [06/23/2023 12:00:03] 1 records inserted to eft_hd.
 [06/23/2023 12:00:03] 1 records inserted to eft_btch_hd.
 [06/23/2023 12:00:03] 8 records inserted to eft_dtl_load.
 [06/23/2023 12:00:03] 8 records inserted to eft_dtl_load_hist.
 [06/23/2023 12:00:03] 1 records inserted to eft_settle_tr.
 [06/23/2023 12:00:03] 1 records inserted to eft_tr.
 [06/23/2023 12:00:03] 1 records inserted to eft_pmw_hold.
 [06/23/2023 12:00:03] Executing procedure create_eft_receipts...
 [06/23/2023 12:00:04] Getting errors for email...
 [06/23/2023 12:00:04] 2 errors recorded for Deposit Number: AD0245
 [06/23/2023 12:00:04]

CREATE_DATE	DEP_NUM	ACCT_NUM	TAX_CATEGORY	SETTLE_DATE	APPL_PERIOD
PMT_TYPE		PMT_AMT	NDC_VER_CD	ERROR_DESC	
06/23/2023	AD0245	000000011031682	5320	06/23/2023	05/31/2023
1		\$805.41	P01	Invalid license number	
06/23/2023	AD0245	000000011031682	5320	06/23/2023	05/31/2023
1		\$20.65	P01	Invalid license number	

[06/23/2023 12:00:04] The following batch numbers available: 22027204
 [06/23/2023 12:00:04]
 [06/23/2023 12:00:04] ***** Processing PMW EFT Records

[06/23/2023 12:00:04] Truncating eft tables - executing preprocess_eft.
 [06/23/2023 12:00:05] Tables truncated.
 [06/23/2023 12:00:05] Reading input file EFT230623080056.DAT.
 [06/23/2023 12:00:05] Passed check for no existing entry in eft_pmw_hold.
 [06/23/2023 12:00:05] 1 records inserted to eft_hd.
 [06/23/2023 12:00:05] 1 records inserted to eft_btch_hd.
 [06/23/2023 12:00:05] 1 records inserted to eft_dtl_load.
 [06/23/2023 12:00:05] 1 records inserted to eft_dtl_load_hist.

[06/23/2023 12:00:05] 1 records inserted to eft_settle_tr.
 [06/23/2023 12:00:05] 1 records inserted to eft_tr.
 [06/23/2023 12:00:05] 1 records inserted to eft_pmw_hold.
 [06/23/2023 12:00:05] Executing procedure create_eft_receipts...
 [06/23/2023 12:00:05] Getting errors for email...
 [06/23/2023 12:00:05] 1 errors recorded for Deposit Number: AD0245
 [06/23/2023 12:00:05]

CREATE_DATE	DEP_NUM	ACCT_NUM	TAX_CATEGORY	SETTLE_DATE	APPL_PERIOD
PMT_TYPE		PMT_AMT	NDC_VER_CD	ERROR_DESC	
06/23/2023	AD0245	000000000000155	5318	06/23/2023	08/06/2023
2		\$250,000.00	PO1	Slot Fees must be manually	

deposited and assigned to applications.

[06/23/2023 12:00:05] The following batch numbers available: 22027204 22027206
 [06/23/2023 12:00:05]
 [06/23/2023 12:00:05] Running gzip to compress file for archiving.
 [06/23/2023 12:00:05] gzip finished. Process exit code is: 0
 [06/23/2023 12:00:05] Moving File to archive:
 //bprtlfpvs03/Seebeyond/archive/eft/EFT230623080056.DAT.gz
 [06/23/2023 12:00:05] Archive finished.
 [06/23/2023 12:00:05] Deleting file slic_input/EFT/EFT230623080056.DAT from remote
 host dbprftp.state.fl.us
 [06/23/2023 12:00:06] File delete successful.
 [06/23/2023 12:00:06] SMTP Host: mail.dbpr.state.fl.us
 [06/23/2023 12:00:06] From: call.center@dbpr.state.fl.us
 [06/23/2023 12:00:06] To: chris.presley@dbpr.state.fl.us
 [06/23/2023 12:00:06] To: Eric.Thiele@dbpr.state.fl.us
 [06/23/2023 12:00:06] To: Karen.Stelter@flgaming.gov
 [06/23/2023 12:00:06] To: Kelley.VanValkenburgh@myfloridalicense.com
 [06/23/2023 12:00:06] To: Kira.Sadler@myfloridalicense.com
 [06/23/2023 12:00:06] To: Latheria.Gibbs@myfloridalicense.com
 [06/23/2023 12:00:06] To: Maria.Nickels@myfloridalicense.com
 [06/23/2023 12:00:06] To: Mike.Coleman@myfloridalicense.com
 [06/23/2023 12:00:06] To: Neysa.Brogdon@dbpr.state.fl.us
 [06/23/2023 12:00:06] To: Sally.Huggins@myfloridalicense.com
 [06/23/2023 12:00:06] To: Stephanie.Gurley@myfloridalicense.com
 [06/23/2023 12:00:06] To: TecOperations@dbpr.state.fl.us
 [06/23/2023 12:00:06] To: Tracy.Swain@flgaming.gov
 [06/23/2023 12:00:06] To: wesley.dupont@dbpr.state.fl.us
 [06/23/2023 12:00:06] Subject: Seebeyond Interface TAXPAYMENTB was partially
 successful!
 [06/23/2023 12:00:06] Content: Seebeyond Interface TAXPAYMENTB was partially
 successful. Errors occurred during processing. Log file is attached.
 [06/23/2023 12:00:06] Attachment:
 /usr/local/application/job/SingleLicense/accenture/fldbpr/batchInterface/exclude/log
 /TAXPAYMENTB-20230623.log



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

Client: 79 - Department of Business & Professional Regulation
Batch #: 22027206 **Total \$ Entered:** \$ 250,000.00
Receipt: 1 **Receipts Entered:** 1

Origin: EFT
Deposit #: AD0245
Total: \$ 250,000.00

Fiscal Year: 2022
Deposit Date: 2023-06-26
Status: Deposited

Receipt #	DLN	Received	Disp	Pmt	Note	Unassigned	Prof	Remitted By / Beneficiary	File #	License #	Assigned
220206188		\$ 250,000.00	DEP	EFT		\$ 250,000.00	1003	GRETNA RACING, LLC	7	155	\$ 0.00
Total:			\$ 250,000.00			\$ 250,000.00					\$ 0.00

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

Application Home | Change Application

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: ljelks

VR Home > Application Search > Transaction Check List > Transaction Header

Fed Tax # [REDACTED]	Name GRETNA RACING, LLC	Lic Type 1003 - Permitholder App for Annual Slot Licens	Trans Class I - Initial
File # 7	Rank Permit holder Appl Annual Slot Mach Lic	App # 132	Sec Class S - Standard
License # 155	Lic Status Current	Status Open	
Entity # 155	Expires On 08/06/2023	Trans Code 1020 - Slot Machine License	

<p>App Date 06/21/2023 <input type="text"/></p> <p>Normal Expiration Date 06/21/2024</p> <p>Override Expiration Date <input type="text"/></p> <p>Application Disposition <input type="text"/></p> <p>1st Reminder</p> <p>2nd Reminder</p> <table border="0"> <tr> <td>Total Fee \$</td> <td>2,250,000.00</td> </tr> <tr> <td>Paid \$</td> <td>250,000.00</td> </tr> <tr> <td>Released \$</td> <td>250,000.00</td> </tr> <tr> <td>Due \$</td> <td>2,000,000.00</td> </tr> </table> <p>Notes <input type="checkbox"/></p> <p>Set License Expiry</p>	Total Fee \$	2,250,000.00	Paid \$	250,000.00	Released \$	250,000.00	Due \$	2,000,000.00	<p>Application For</p> <p>Rank Permit holder Appl Annual Slot Mach Lic</p> <p>Lic Status Current</p> <p>Modifiers</p> <p>Type <input type="text"/> Code <input type="text"/> Additional Info <input type="text"/> <input type="button" value="Add"/></p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Additional Info</th> <th>Actions</th> </tr> </thead> <tbody> <tr> <td colspan="4" style="text-align: center;">No items found.</td> </tr> </tbody> </table>	Type	Modifier	Additional Info	Actions	No items found.				<input type="button" value="Dpsit History"/> <input type="button" value="History"/> <input type="button" value="Deficiencies"/> <input type="button" value="Regenerate"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Cancel"/> <input type="button" value="OK"/>
Total Fee \$	2,250,000.00																	
Paid \$	250,000.00																	
Released \$	250,000.00																	
Due \$	2,000,000.00																	
Type	Modifier	Additional Info	Actions															
No items found.																		

Get Adobe Reader.

La'Kesha Jelks

From: Karen Stelter
Sent: Tuesday, June 27, 2023 6:40 AM
To: La'Kesha Jelks; Tracy Swain
Cc: Jamie Pouncey
Subject: RE: Gretna Slots Payment
Attachments: TAXPAYMENTB-20230626.log

Good morning,

Per the attached Gretna #155 paid the Slot license fee. Please let me know if you have any questions or need any further information.



Best Regards,

Karen L Stelter, Professional Accountant Specialist, FCCM
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering, Office of Revenue and Financial Analysis
2601 Blair Stone Road, Tallahassee, FL 32399-1035
850-717-1055 Office ~ 850-922-7939 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: Karen Stelter
Sent: Monday, June 26, 2023 10:45 AM
To: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>; Tracy Swain <Tracy.Swain@flgaming.gov>
Cc: Jamie Pouncey <Jamie.Pouncey@flgaming.gov>
Subject: RE: Gretna Slots Payment

Hey La'Kesha,

Thanks for the info.... It should be in the logs we receive later today; if not definitely by tomorrow. I will forward, as usual, when received.



Best Regards,

Karen L Stelter, Professional Accountant Specialist, FCCM
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering, Office of Revenue and Financial Analysis
2601 Blair Stone Road, Tallahassee, FL 32399-1035
850-717-1055 Office ~ 850-922-7939 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: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Sent: Monday, June 26, 2023 10:39 AM
To: Karen Stelter <Karen.Stelter@flgaming.gov>; Tracy Swain <Tracy.Swain@flgaming.gov>
Cc: Jamie Pouncey <Jamie.Pouncey@flgaming.gov>
Subject: RE: Gretna Slots Payment

Good morning,

The payment settlement date for the \$2M is June 26th and the confirmation number is: 231730652189. I'm assuming we'll see this deposit tomorrow?

Best,

La'Kesha Jelks



La'Kesha Jelks
Operations Review Specialist
[Florida Gaming Control Commission](#)
Pari-Mutuel Wagering
Phone: (850) 717-1095

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: Karen Stelter <Karen.Stelter@flgaming.gov>
Sent: Monday, June 26, 2023 7:54 AM
To: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>; Tracy Swain <Tracy.Swain@flgaming.gov>
Cc: Jamie Pouncey <Jamie.Pouncey@flgaming.gov>
Subject: RE: Gretna Slots Payment

Good morning,

Per the attached, Gretna #155 paid the annual CAGP fee for the 2023-2024 Slot License, but I don't see the actual license fee (\$2,000,000). Please let me know if you have any questions or need any additional information.



Best Regards,

Karen L Stelter, Professional Accountant Specialist, FCCM
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering, Office of Revenue and Financial Analysis
2601 Blair Stone Road, Tallahassee, FL 32399-1035
850-717-1055 Office ~ 850-922-7939 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: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Sent: Tuesday, June 20, 2023 11:34 AM
To: Tracy Swain <Tracy.Swain@flgaming.gov>; Karen Stelter <Karen.Stelter@flgaming.gov>
Subject: Re: Gretna Slots Payment

No need. I received an email stating it will definitely be sent, tomorrow

Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

From: Tracy Swain <Tracy.Swain@flgaming.gov>
Sent: Tuesday, June 20, 2023 10:31:36 AM
To: Karen Stelter <Karen.Stelter@flgaming.gov>; La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Subject: Re: Gretna Slots Payment

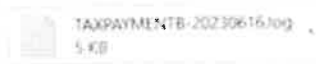
I'm not seeing it either from DOR through our interface emails. I can touch base with my contact at DOR to see if there is something on their side.

Get [Outlook for iOS](#)

From: Karen Stelter <Karen.Stelter@flgaming.gov>
Sent: Tuesday, June 20, 2023 10:30:32 AM
To: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>; Tracy Swain <Tracy.Swain@flgaming.gov>
Subject: RE: Gretna Slots Payment

As of this morning, we have received the Card Room tax Payment for both permits #155 and #542, and the May Slot Tax Payment for #155. I presume you're looking for a license payment for 2023-2024? If so, no we have not received that as of this email. I have reviewed the emails received for partially successful batch uploads (see sample blow) and the slot payment was not on the those either. Please let me know if you need any additional information.

callcenter@dbpr.state.fl.us stms.pw@flgaming.gov [Print This](#)
Seebeyond Interface TAXPAYMENTB was partially successful!





Best Regards,

Karen L Stelter, Professional Accountant Specialist, FCCM
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering, Office of Revenue and Financial Analysis
2601 Blair Stone Road, Tallahassee, FL 32399-1035
850-717-1055 Office ~ 850-922-7939 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: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Sent: Tuesday, June 20, 2023 10:17 AM
To: Tracy Swain <Tracy.Swain@flgaming.gov>; Karen Stelter <Karen.Stelter@flgaming.gov>
Subject: Gretna Slots Payment

Greetings,

Have we received Gretna's Slots Payment? I was told it was submitted last week (but let me also verify with the permitholder).

Best,

La'Kesha Jelks



La'Kesha Jelks
Operations Review Specialist
Florida Gaming Control Commission
Pari-Mutuel Wagering
Phone: (850) 794-8114

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](#)

[06/26/2023 12:00:01] Connecting to DB load interface parameters and email lists.
[06/26/2023 12:00:01] Getting file list for mask slic_input/EFT/*.* from remote host
dbprftp.state.fl.us
[06/26/2023 12:00:01] File List: EFT230626081821.DAT
TESTEFT

[06/26/2023 12:00:01] Getting file slic_input/EFT/EFT230626081821.DAT from remote
host dbprftp.state.fl.us as
/usr/local/application/job/SingleLicense/accenture/fldbpr/batchInterface/exclude/inb
ound/EFT230626081821.DAT

[06/26/2023 12:00:02] File get successful.
[06/26/2023 12:00:02] Connecting to LicenseEase.
[06/26/2023 12:00:02] ***** Processing AB&T EFT Records

[06/26/2023 12:00:02] Truncating eft tables - executing preprocess_eft.
[06/26/2023 12:00:02] Tables truncated.
[06/26/2023 12:00:02] Reading input file EFT230626081821.DAT.
[06/26/2023 12:00:02] Checking for existing entry for deposit number AD0246
[06/26/2023 12:00:02] Passed check for no existing entry in eft_pmw_hold.
[06/26/2023 12:00:02] 1 records inserted to eft_hd.
[06/26/2023 12:00:02] 1 records inserted to eft_btch_hd.
[06/26/2023 12:00:02] 9 records inserted to eft_dtl_load.
[06/26/2023 12:00:02] 9 records inserted to eft_dtl_load_hist.
[06/26/2023 12:00:02] 1 records inserted to eft_settle_tr.
[06/26/2023 12:00:02] 1 records inserted to eft_tr.
[06/26/2023 12:00:02] 1 records inserted to eft_pmw_hold.
[06/26/2023 12:00:02] Executing procedure create_eft_receipts...
[06/26/2023 12:00:04] Getting errors for email...
[06/26/2023 12:00:04] 0 errors recorded for Deposit Number: AD0246
[06/26/2023 12:00:04] The following batch numbers available:
[06/26/2023 12:00:04] ***** Processing PMW EFT Records

[06/26/2023 12:00:04] Truncating eft tables - executing preprocess_eft.
[06/26/2023 12:00:04] Tables truncated.
[06/26/2023 12:00:04] Reading input file EFT230626081821.DAT.
[06/26/2023 12:00:04] Passed check for no existing entry in eft_pmw_hold.
[06/26/2023 12:00:04] 1 records inserted to eft_hd.
[06/26/2023 12:00:04] 1 records inserted to eft_btch_hd.
[06/26/2023 12:00:04] 1 records inserted to eft_dtl_load.
[06/26/2023 12:00:04] 1 records inserted to eft_dtl_load_hist.
[06/26/2023 12:00:04] 1 records inserted to eft_settle_tr.
[06/26/2023 12:00:04] 1 records inserted to eft_tr.
[06/26/2023 12:00:04] 1 records inserted to eft_pmw_hold.
[06/26/2023 12:00:04] Executing procedure create_eft_receipts...
[06/26/2023 12:00:04] Getting errors for email...
[06/26/2023 12:00:04] 1 errors recorded for Deposit Number: AD0246
[06/26/2023 12:00:04]

CREATE_DATE	DEP_NUM	ACCT_NUM	TAX_CATEGORY	SETTLE_DATE	APPL_PERIOD
-------------	---------	----------	--------------	-------------	-------------

PMT_TYPE	PMT_AMT	NDC_VER_CD	ERROR_DESC
06/26/2023	AD0246 00000000000155	5318	06/26/2023 08/06/2023
2	\$2,000,000.00	P01	Slot Fees must be manually deposited and assigned to applications.

```

[06/26/2023 12:00:04] The following batch numbers available: 22027288
[06/26/2023 12:00:04]
[06/26/2023 12:00:04] Running gzip to compress file for archiving.
[06/26/2023 12:00:04] gzip finished. Process exit code is: 0
[06/26/2023 12:00:04] Moving File to archive:
//bprtlfpvs03/Seebeyond/archive/eft/EFT230626081821.DAT.gz
[06/26/2023 12:00:04] Archive finished.
[06/26/2023 12:00:04] Deleting file slic_input/EFT/EFT230626081821.DAT from remote
host dbprftp.state.fl.us
[06/26/2023 12:00:05] File delete successful.
[06/26/2023 12:00:05] SMTP Host: mail.dbpr.state.fl.us
[06/26/2023 12:00:05] From: call.center@dbpr.state.fl.us
[06/26/2023 12:00:05] To: chris.presley@dbpr.state.fl.us
[06/26/2023 12:00:05] To: Eric.Thiele@dbpr.state.fl.us
[06/26/2023 12:00:05] To: Karen.Stelter@flgaming.gov
[06/26/2023 12:00:05] To: Kelley.VanValkenburgh@myfloridalicense.com
[06/26/2023 12:00:05] To: Kira.Sadler@myfloridalicense.com
[06/26/2023 12:00:05] To: Latheria.Gibbs@myfloridalicense.com
[06/26/2023 12:00:05] To: Maria.Nickels@myfloridalicense.com
[06/26/2023 12:00:05] To: Mike.Coleman@myfloridalicense.com
[06/26/2023 12:00:05] To: Neysa.Brogdon@dbpr.state.fl.us
[06/26/2023 12:00:05] To: Sally.Huggins@myfloridalicense.com
[06/26/2023 12:00:05] To: Stephanie.Gurley@myfloridalicense.com
[06/26/2023 12:00:05] To: TecOperations@dbpr.state.fl.us
[06/26/2023 12:00:05] To: Tracy.Swain@flgaming.gov
[06/26/2023 12:00:05] To: wesley.dupont@dbpr.state.fl.us
[06/26/2023 12:00:05] Subject: Seebeyond Interface TAXPAYMENTB was partially
successful!
[06/26/2023 12:00:05] Content: Seebeyond Interface TAXPAYMENTB was partially
successful. Errors occurred during processing. Log file is attached.
[06/26/2023 12:00:05] Attachment:
/usr/local/application/job/SingleLicense/accenture/fldbpr/batchInterface/exclude/log
/TAXPAYMENTB-20230626.log

```



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

Client: 79 - Department of Business & Professional Regulation
Batch #: 22027288 **Total \$ Entered:** \$ 2,000,000.00
Receipt: 1 **Receipts Entered:** 1

Origin: EFT
Deposit #: AD0246
Total: \$ 2,000,000.00

Fiscal Year: 2022
Deposit Date: 2023-06-27
Status: Deposited

Receipt #	DLN	Received	Disp	Pmt	Note	Unassigned	Prof	Remitted By / Beneficiary	File #	License #	Assigned
220206758		\$ 2,000,000.00	DEP	EFT		\$ 2,000,000.00	1003	GRETNA RACING, LLC	7	155	\$ 0.00
Total:						\$ 2,000,000.00					\$ 0.00

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

Application Home | Change Application

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: ljelks

VR Home > Application Search > Transaction Check List > Transaction Header

Fed Tax # [REDACTED]	Name GRETNA RACING, LLC	Lic Type 1003 - Permitholder App for Annual Slot Licens	Trans Class I - Initial
File # 7	Rank Permit holder Appl Annual Slot Mach Lic	App # 132	Sec Class S - Standard
License # 155	Lic Status Current	Status Open	
Entity # 155	Expires On 08/06/2023	Trans Code 1020 - Slot Machine License	

<p>App Date 06/21/2023 </p> <p>mm/dd/yyyy</p> <p>Normal Expiration Date 06/21/2024</p> <p>Override Expiration Date </p> <p>mm/dd/yyyy</p> <p>Application Disposition <input type="text"/></p> <p>1st Reminder</p> <p>2nd Reminder</p> <p>Total Fee \$ 2,250,000.00</p> <p>Paid \$ 2,250,000.00</p> <p>Released \$ 2,250,000.00</p> <p>Due \$ 0.00</p> <p>Notes <input type="checkbox"/></p> <p>Set License Expiry</p>	<p>Application For</p> <p>Rank Permit holder Appl Annual Slot Mach Lic</p> <p>Lic Status Current</p> <hr/> <p>Modifiers</p> <p>Type <input type="text"/> Code <input type="text" value="v"/> Additional Info <input type="text"/> <input type="button" value="Add"/></p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Additional Info</th> <th>Actions</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>	Type	Modifier	Additional Info	Actions	No items found.				<p><input type="button" value="Dpsit History"/></p> <p><input type="button" value="History"/></p> <p><input type="button" value="Deficiencies"/></p> <p><input type="button" value="Regenerate"/></p> <p><input type="button" value="Notes"/></p> <p><input type="button" value="Notes History"/></p> <p><input type="button" value="Cancel"/></p> <p><input type="button" value="OK"/></p>
Type	Modifier	Additional Info	Actions							
No items found.										

Get Adobe Reader.

MAGIC CITY CASINO

VENDOR LIST

COMPANY NAME	ADDRESS		LICENSE #	LICENSE EXPIRE		STATUS
AGS, LLC	5475 SOUTH DECATUR BLVD SUITE 100 LAS VEGAS, NV 89118	Primary	8281949	6/30/2023	Slot Business	Current ✓
AINSWORTH GAME TECHNOLOGY LTD	10 HOLKER STREET NENINGTON NSW, 99 2127	Primary	7929049	6/30/2024	Slot Business	Current ✓
ARISTOCRAT TECHNOLOGIES INC	10220 ARISTOCRAT WAY LAS VEGAS, NV 89135	Primary	7830421	6/30/2024	Slot Business	Current ✓
ARUZE GAMING AMERICA, INC	955 GRIER DRIVE SUITE A LAS VEGAS, NV 89119	Primary	8587586	6/30/2025	Slot Business	Current ✓
CUMMINS-ALLISON CORP	852 FEEHANVILLE DR MT. PROSPECT, IL 60056	Primary	7934408	6/30/2025	Slot Business	Current ✓
CURRENCY COUNTING LLC	2201 MOUNT ROAD ASTON, PA 19014	Primary	10809371	6/30/2024	Slot Business	Current ✓
EVERI GAMES, INC.	7250 S TENAYA WAY, SUITE 100 LAS VEGAS, NV 89113	Primary	9943621	6/30/2024	Slot Business	Current ✓
HECHT INVESTMENTS, LTD	866 PONCE DE LEON, CORAL GABLES FL 33134	Primary	13422541	6/30/2025	Slot Business	Current ✓
IGT INC	6355 S. BUFFALO DRIVE LAS VEGAS, NV 89113-2133	Primary	7800936	6/30/2024	Slot Business	Current ✓
INCREDIBLE TECHNOLOGIES CASINO GAMES INC	200 CORPORATE WOODS PARKWAY VERNON HILLS, IL 60061	Primary	8801896	6/30/2024	Slot Business	Current ✓
INTERBLOCK USA, LC	1106 PALMS AIRPORT DRIVE LAS VEGAS, NV 89119-3730	Primary	8759471	6/30/2025	Slot Business	Current ✓
KONAMI GAMING, INC	585 KONAMI CIRCLE LAS VEGAS, NV 89119	Primary	7883140	6/30/2024	Slot Business	Current ✓
LIGHTNING SLOT MACHINES, LLC	23 CREEK CIRCLE, SUITE 400 BOOTHWYN, PA 19061	Primary	9823078	6/30/2024	Slot Business	Current ✓
MEDIA DELIVERY SYSTEMS	6171 NW 72ND AVE MIAMI, FL 33166	Primary	12160513	6/30/2025	Slot Business	Current ✓
NAO VENTURES INC (DBA MAVERICK INTERNATIONAL)	6155 NW 72 AVE MIAMI, FL 33166	Primary	11938935	6/30/2024	Slot Business	Current ✓
NRT TECHNOLOGY CORPORATION	10 COMPASS COURT TORONTO, ONTARIO, 99 MIS 5R3	Primary	7860084	6/30/2024	Slot Business	Current ✓
PATRIOT GAMING & ELECTRONICS, INC	217 N. LINDBERG GRIFFITH, IN 46319	Primary	8605145	6/30/2025	Slot Business	Current ✓
REEL GAMES, INC	1501 NE 13TH AVENUE FORT LAUDERDALE, FL 33304	Primary	7830710	6/30/2024	Slot Business	Current ✓
SECG, LLC	8362 PINES BOULEVARD, SUITE 330 PEMBROKE PINES, FL 33024	Primary	11387717	6/30/2023	Slot Business	Current ✓
SERVICE CENTRAL INC	3321 LOUIS SHERMAN DRIVE STEGER, IL 60475	Primary	8566232	6/30/2024	Slot Business	Current ✓
SG GAMING INC (DBA SCIENTIFIC GAMES)	6601 SOUTH BERMUDA ROAD LAS VEGAS, NV 89119-3605	Primary	7805891	6/30/2024	Slot Business	Current ✓ LNW
SUZOHAPP GAMING SOLUTIONS, LLC	1385 PAMA LANE, UNIT 100 LAS VEGAS, NV 89119	Primary	8032829	6/30/2025	Slot Business	Current ✓
TOTAL KEY CONTROL, INC	7777 NORTH WICKHAM ROAD MELBOURNE, FL 32940	Primary	10764411	6/30/2025	Slot Business	Current ✓
ZUUM USA, LLC	10161 PARK RUN DRIVE, SUITE 150 LAS VEGAS, NV 89145	Primary	10535996	6/30/2023	Slot Business	Current ✓

License
Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2026**
File # **103** Name **AGS, LLC** Extended To
License # **8281949** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On
Entity # **8281949** Lic Status **Current**

Address
Street # **5475** Street **SOUTH DECATUR BLVD SUITE 100**
Line 2
Line 3
City **LAS VEGAS** State **NV** Zip **89118**
Routing

License
Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
File # **57** Name **AINSWORTH GAME TECHNOLOGY LTD** Extended To
License # **7929049** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **07/22/2021**
Entity # **7929049** Lic Status **Current**

Address
Street # **10** Street **HOLKER STREET**
Line 2
Line 3
City **NENINGTON NSW** State **99** Zip **2127**
Routing

License
Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
File # **13** Name **ARISTOCRAT TECHNOLOGIES INC** Extended To
License # **7830421** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **05/07/2021**
Entity # **7830421** Lic Status **Current**

Address
Street # **10220** Street **ARISTOCRAT WAY**
Line 2
Line 3
City **LAS VEGAS** State **NV** Zip **89135**
Routing

License

Fed Tax # [REDACTED]	Lic Type 1050 - Slot Machine Business	Expires On 06/30/2025
File # 123	Name ARUZE GAMING AMERICA INC	Extended To
License # 8587586	Rank SBUS - Slot Machine Bus Occupational License	Renewed On 07/15/2022
Entity # 8587586	Lic Status Current	

Address

Street # **6900** Street **S. DECATUR BLVD. SUITE 100**

Line 2

Line 3

City **LAS VEGAS** State **NV** Zip **89118**

Routing

License

Fed Tax # [REDACTED]	Lic Type 1050 - Slot Machine Business	Expires On 06/30/2025
File # 58	Name CUMMINS-ALLISON CORP	Extended To
License # 7934408	Rank SBUS - Slot Machine Bus Occupational License	Renewed On 07/22/2022
Entity # 7934408	Lic Status Current	

Address

Street # **852** Street **FEEHANVILLE DR**

Line 2

Line 3

City **MT PROSPECT** State **IL** Zip **60090**

Routing

License

Fed Tax # [REDACTED]	Lic Type 1050 - Slot Machine Business	Expires On 06/30/2024
File # 222	Name CURRENCY COUNTING LLC	Extended To
License # 10809371	Rank SBUS - Slot Machine Bus Occupational License	Renewed On 07/16/2021
Entity # 10809371	Lic Status Current	

Address

Street # **2201** Street **MOUNT ROAD**

Line 2

Line 3

City **ASTON** State **PA** Zip **19014**

Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
File # **174** Name **EVERI GAMES, INC.** Extended To
License # **9943621** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/25/2021**
Entity # **9943621** Lic Status **Current**

Address

Street # **7250** Street **S TENAYA WAY, SUITE 100**
Line 2
Line 3
City **LAS VEGAS** State **NV** Zip **89113**
Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**
File # **309** Name **HECHT INVESTMENTS LTD** Extended To
License # **13422541** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On
Entity # **13422541** Lic Status **Current**

Address

Street # **866** Street **PONCE DE LEON**
Line 2
Line 3
City **CORAL GABLES** State **FL** Zip **33134**
Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
File # **7** Name **IGT INC** Extended To
License # **7800936** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/02/2021**
Entity # **7800936** Lic Status **Current**

Address

Street # **6355** Street **S BUFFALO DRIVE**
Line 2
Line 3
City **LAS VEGAS** State **NV** Zip **89113**
Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
File # **140** Name **INCREDIBLE TECHNOLOGIES CASINO** Extended To
GAMES INC
License # **8801896** Rank **SBUS - Slot Machine Bus Occupational** Renewed On **06/30/2021**
License
Entity # **8801896** Lic Status **Current**

Address

Street # **200** Street **CORPORATE WOODS PARKWAY**
Line 2
Line 3
City **VERNON HILLS** State **IL** Zip **60061**
Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**
File # **134** Name **INTERBLOCK USA L. C.** Extended To
License # **8759471** Rank **SBUS - Slot Machine Bus Occupational** Renewed On **06/29/2022**
License
Entity # **8759471** Lic Status **Current**

Address

Street # **1106** Street **PALMS AIRPORT DRIVE**
Line 2
Line 3
City **LAS VEGAS** State **NV** Zip **89119-3730**
Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
File # **30** Name **KONAMI GAMING INC** Extended To
License # **7883140** Rank **SBUS - Slot Machine Bus Occupational** Renewed On **05/30/2018**
License
Entity # **7883140** Lic Status **Current**

Address

Street # **585** Street **KONAMI CIRCLE**
Line 2
Line 3
City **LAS VEGAS** State **NV** Zip **89119**
Routing

License		
Fed Tax # [REDACTED]	Lic Type 1050 - Slot Machine Business	Expires On 06/30/2024
File # 164	Name LIGHTNING SLOT MACHINES LLC	Extended To
License # 9823078	Rank SBUS - Slot Machine Bus Occupational License	Renewed On 06/24/2021
Entity # 9823078	Lic Status Current	

Address		
Street # 23	Street CREEK CIRCLE SUITE 400	
Line 2		
Line 3		
City BOOTHWYN	State PA	Zip 19061
Routing		

License		
Fed Tax # [REDACTED]	Lic Type 1050 - Slot Machine Business	Expires On 06/30/2025
File # 251	Name MEDIA DELIVERY SYSTEMS	Extended To
License # 12160513	Rank SBUS - Slot Machine Bus Occupational License	Renewed On 05/19/2022
Entity # 12160513	Lic Status Current	

Address		
Street # 6171	Street NW 72ND AVE	
Line 2		
Line 3		
City MIAMI	State FL	Zip 33166
Routing		

License		
Fed Tax # [REDACTED]	Lic Type 1050 - Slot Machine Business	Expires On 06/30/2024
File # 244	Name NAO VENTURES INC	Extended To
License # 11938935	Rank SBUS - Slot Machine Bus Occupational License	Renewed On 06/18/2021
Entity # 11938935	Lic Status Current	

Address		
Street # 6155	Street NW 72 AVE	
Line 2		
Line 3		
City MIAMI	State FL	Zip 33166
Routing		

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
File # **25** Name **NRT TECHNOLOGY CORP** Extended To
License # **7860084** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On
Entity # **7860084** Lic Status **Current**

Address

Street # **10** Street **COMPASS COURT**
Line 2
Line 3
City **TORONTO** State **ON** Zip **M1S 5R3**
Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**
File # **124** Name **PATRIOT GAMING & ELECTRONICS, INC.** Extended To
License # **8605145** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **07/18/2022**
Entity # **8605145** Lic Status **Current**

Address

Street # **217** Street **N. LINDBERG**
Line 2
Line 3
City **GRIFFITH** State **IN** Zip **46319**
Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
File # **14** Name **REEL GAMES INC** Extended To
License # **7830710** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/15/2021**
Entity # **7830710** Lic Status **Current**

Address

Street # **1501** Street **NE 13TH AVENUE**
Line 2
Line 3
City **FORT LAUDERDALE** State **FL** Zip **33304**
Routing

License
 Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2026**
 File # **315** Name **SECG, LLC** Extended To
 License # **11387717** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On
 Entity # **11387717** Lic Status **Current**

Address
 Street # **8362** Street **PINES BOULEVARD, 330**
 Line 2
 Line 3
 City **PEMBROKE PINES** State **FL** Zip **33024**
 Routing

License
 Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
 File # **121** Name **SERVICE CENTRAL INC** Extended To
 License # **8566232** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **07/30/2021**
 Entity # **8566232** Lic Status **Current**

Address
 Street # **3321** Street **LOUIS SHERMAN DRIVE**
 Line 2
 Line 3
 City **STEGER** State **IL** Zip **60475**
 Routing

License
 Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**
 File # **9** Name **LNW GAMING INC** Extended To
 License # **7805891** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/22/2012**
 Entity # **7805891** Lic Status **Current**

Address
 Street # **6601** Street **SOUTH BERMUDA ROAD**
 Line 2
 Line 3
 City **LAS VEGAS** State **NV** Zip **89119**
 Routing

Other
 1st License Date **06/28/2021** Rank Date **06/28/2021** Certificate #
 Method **I-S-1020** Status Date **06/28/2021** Certificate Date
 Fee Exempt **No** Birth Date Renewal Sent

Lic Type **1050 - Slot Machine Business** Entity # **7805891**
 Fed Tax # [REDACTED] Fed Tax Type **FEIN #** Name **LNW GAMING INC**

Type	Name	Status	Lic Type	File #	Updated By	Preferred
Primary	LNW GAMING INC	Current			charris	
Primary	SG GAMING INC	History			tmcdowell1	
Primary	SG GAMING, INC	History			charris	
Primary	BALLY GAMING, INC	History			tjohnson	
DBA	SCIENTIFIC GAMES	History	1050	9	tmcdowell1	
DBA	BALLY TECHNOLOGIES	History	1050	9	jblackman	
Alternate	Bally Gaming.	History			tjelks	

License
 Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**
 File # **79** Name **SUZOHAPP GAMING SOLUTIONS, LLC** Extended To
 License # **8032829** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On
 Entity # **8032829** Lic Status **Current**

Address
 Street # **1385** Street **PAMA LANE UNIT 100**
 Line 2
 Line 3
 City **LAS VEGAS** State **NV** Zip **89119**
 Routing

License
 Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**
 File # **218** Name **TOTAL KEY CONTROL, INC.** Extended To
 License # **10764411** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **09/01/2022**
 Entity # **10764411** Lic Status **Current**

Address
 Street # **7777** Street **NORTH WICKHAM ROAD**
 Line 2 **SUITE 12-603**
 Line 3
 City **MELBOURNE** State **FL** Zip **32940**
 Routing

License

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2023**
File # **210** Name **ZUUM USA LLC** Extended To
License # **10535996** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/15/2020**
Entity # **10535996** Lic Status **Current**

Address

Street # **10161** Street **PARK RUN DRIVE SUITE 150**
Line 2
Line 3
City **LAS VEGAS** State **NV** Zip **89145**
Routing

La'Kesha Jelks

From: Bill Crafts
Sent: Tuesday, June 6, 2023 2:18 PM
To: La'Kesha Jelks; Jamie Pouncey
Cc: Elizabeth Stinson; Joe Dillmore
Subject: Magic City License Renewal Memo
Attachments: License Renewal Memo-Magic City Casino.pdf

We have finished our review of the Magic City Internal Controls.
Attached is the License Renewal Memo.
Their license is due August 6th.

Let me know if you need anything else.

Have a great day.



Bill Crafts
Chief of Slot Operations
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Slot Operations
954.202.6783 Office
954.658.3156 Cell



MEMORANDUM

TO: Jamie Pouncey, Program Administrator
FROM: Bill Crafts, Chief of Slot Operations
SUBJECT: Gretna Racing, LLC., d/b/a Magic City Casino – Annual Internal Controls Review
DATE: June 06, 2023

The office of Slot Operations has completed our annual review of the Internal Controls of Gretna Racing, LLC., d/b/a Magic City Casino. At this time, our assessment has shown full compliance with 551, Fla. Stat. (2005) and Fla. Admin. Code R. 75-14. We strive to continuously review all our licensed facilities systems of control, and work closely with the property's management and compliance officers to ensure rigorous adherence to Florida Statute and Administrative Code. Our annual review involves a more comprehensive and robust examination of all Internal Controls as adopted by the facility.

This review was conducted by the Tax & Audit Group of the Office of Slot Operations, with their report SOIC-2024-155 being issued on June 06, 2023.

As always, should you have any questions or concerns pertaining to this matter, please do not hesitate to Contact me.

Bill Crafts
Chief of Slot Operations



STATE OF FLORIDA
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

RECEIVED
 JUN 22 AM 11:34

FLORIDA GAMING
 CONTROL BOARD

PERSONAL INFORMATION

Social Security Number/Federal Employer ID Number: [REDACTED]

IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Last Name: First: Middle: Title: Suffix:

Birth Date: (MM/DD/YYYY)

Name of Employer:

IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION

Representative's Name: Last: First: Middle: Title: Suffix:

Business Entity Name:
 Gretna Racing, LLC dba Magic City Casino

Official Capacity:
 General Manager

ALL APPLICANTS PLEASE READ AND SIGN BELOW

I, John Enriquez, do hereby instruct all law enforcement or criminal justice agencies to
 (name of applicant/representative)

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, John Enriquez, do hereby instruct all law enforcement, gaming commissions, tribal
 (name of applicant/representative)

gaming regulatory agencies and/or commissions, state agencies and/or commissions responsible for gaming regulation or criminal justice agencies 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 financial or public institution 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. 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.

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.

(if individual applicant - legal name and any nickname or alias in parentheses)

Applicant/Representative Signature: [Signature] Date: 6-12-23



STATE OF FLORIDA
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 DIVISION OF PARI-MUTUEL WAGERING
 www.myfloridalicense.com

RECEIVED
 2023 JUN 22 AM 11:34
 FLORIDA GAMING
 CONTROL COMMISSION

INSTRUCTIONS			
This form is to be submitted in conjunction with Form DBPR PMW-3460, Authorization for Release of Information, and Form DBPR PMW-3190, Officers and Directors. All three forms must be submitted to the division one month prior to the expiration of the current slot machine license.			
ORGANIZATION INFORMATION			
Federal Employer ID Number:		[REDACTED]	
Permitholder's Legal Name:		Gretna Racing, LLC	
Doing Business As (D/B/A) Name:		Magic City Casino	
MAILING ADDRESS			
Street Address or P.O. Box: 401 NW 38th Court			
City: Miami		State: FL	Zip Code: 33126
County: Miami-Dade		Country: USA	
CONTACT INFORMATION			
Contact Name: John Enriquez		Title: General Manager	
Primary Phone Number: [REDACTED]		Primary E-Mail Address: [REDACTED]	
PHYSICAL ADDRESS			
Street Address: 450 NW 37th Ave			
City: Miami		State: FL	Zip Code (+4 optional): 33125
County: Miami-Dade			
ADDITIONAL CONTACT INFORMATION			
Alternate Phone Number: [REDACTED]		Fax Number: (305)631-4525	
Alternate E-Mail Address: [REDACTED]			
SLOT MACHINE AREA INFORMATION			
Short Description of Physical Location of Slot Machine Area(s):			
Approximately 44,500 sq ft of gaming area			
What is the number of slot machines you intend to operate during the license period? 787			
Name and license number of Slot Machine Operations Manager or Slot Machine Management Company: Shawn Veerasammy, Slot Director - 8316403			
Name and address of the Custodian of Records in Florida: Yadelin Crespo, Compliance Officer - 401 NW 38th Court - Miami, FL 33126			

List the dates and hours of slot machine operations:
Sunday - Thursday: 10am - 3am; Friday & Saturday: 10am - 4am

Does the applicant have any ownership interest in another Florida permit? If yes, disclose the name of the permit: <u>Gretna Racing, LLC (permit 542) and Pensacola Greyhound Park (permit 150)</u>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Does the applicant have any ownership interest in a slot machine testing laboratory company? If yes, disclose the name of the testing laboratory:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Does the applicant have any ownership interest in a slot machine manufacturer and/or distributor? If yes, disclose the name of the slot machine manufacturer/distributor:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Has any other jurisdiction taken action regarding the applicant's gaming license? If yes, provide the name of the jurisdiction, the reason for the action, and the action taken:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

Additional requirements to be submitted to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, Office of Operations, 1940 North Monroe Street, Tallahassee, Florida 32399-1037:

- 1) Submission of a list of all ownership interests of five percent or greater. If a corporation, the name of the state in which incorporated and the names and addresses of the officers, directors, and shareholders holding five percent or more equity or, if a business entity other than a corporation, the names and addresses of the principals, partners, shareholders or any other person holding five percent or more equity as described in Rule 61D-14.002(1)(d), (e) and (f), Florida Administrative Code (F.A.C.), on Form DBPR PMW-3190.
- 2) Submission of a copy of the binding written agreements between the facility and respective associations as required by Section 551.104(10), Florida Statutes.
- 3) Evidence of a current surety bond in the amount of \$2,000,000, payable to the Governor of the State of Florida, as specified in Section 551.103(1)(f), Florida Statutes.
- 4) Submission of a list of slot machine business occupational licensees (i.e., vendors, manufacturers, distributors, service companies, etc.) with whom you intend to do business.
- 5) Disclosure of any administrative, civil or criminal proceedings, and/or any judgments initiated by any governmental agency or any other state or federal agency that would affect the license status of the applicant or any affiliate of the applicant pursuant to Sections 550.054 and 550.1815, Florida Statutes.


Additional requirements to be submitted to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, Office of Slot Operations, North Broward Regional Service Center, 1400 West Commercial Blvd., Suite 165, Ft. Lauderdale, Florida 33309:

- 1) Submission of the slot machine applicant's employee training plan for the Compulsive or Addictive Gambling Prevention Program.
- 2) A copy of the facility's written policy for creating opportunities to purchase from minority vendors in Florida, creating employment opportunities for minority residents in Florida, opportunities for construction services provided by minority contractors, and ensuring opportunities for employment are offered on an equal, nondiscriminatory basis.
- 3) A copy of the licensee's current internal controls.
- 4) A copy of the licensee's current Surveillance Plan and Security Plan.
- 5) A current version of the licensee's Floor Plan as described in Rule 61D-14.050, F.A.C.

ATTEST STATEMENT

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 if made under oath. To the best of my knowledge, all information contained on this application is true and correct. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 551.107, Florida Statutes.

Signature of Applicant or Applicant's Representative:  Date: 6-12-23



STATE OF FLORIDA
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

RECEIVED
 2023 JUN 22 AM 11:33
 FLORIDA GAMING
 CONTROL COMMISSION

Please provide information on the partners, managers, officers, or directors for your business entity below.

ORGANIZATION NAME		
Name of Organization	Gretna Racing, LCC	Permit # 155
D/B/A or Trade Name	Magic City Casino	

LIMITED LIABILITY CORPORATION QUESTIONS
If your corporation is a limited liability corporation (LLC), is the corporation member managed or manager managed? You can check your Articles of Incorporation for this information.
Member Managed <input type="checkbox"/> Manager Managed <input checked="" type="checkbox"/>

Please list below all Officers, Directors, Managers, and/or Shareholders with 5 percent or more interest in the business:

Attach additional sheets as necessary.

MANAGEMENT INFORMATION						
Last Name	Manning	First	Timothy	Middle Allen	Title	Suffix
Office Held	Chairman	License #	9909776	Percentage of Ownership	N/A	
RESIDENCE ADDRESS						
Street Address or P.O. Box	8620 Hwy 97 A					
City	Walnut Hill	State	FL	Zip Code (+4 optional)	32568	
County (if Florida address)	Escambia	Country	USA			

MANAGEMENT INFORMATION						
Last Name	Dorris	First	James	Middle Franklin	Title	Suffix
Office Held	President and CEO	License #	8592737	Percentage of Ownership	N/A	
RESIDENCE ADDRESS						
Street Address or P.O. Box	32173 Cinntal Place					
City	Spanish Fort	State	AL	Zip Code (+4 optional)	36527	
County (if Florida address)		Country	USA			

MANAGEMENT INFORMATION									
Last Name	Quinn	First	Joseph	Middle	Thomas	Title		Suffix	
Office Held	CFO	License #	8592752	Percentage of Ownership	NA				
RESIDENCE ADDRESS									
Street Address or P.O. Box									
8750 Pine Run									
City	Spanish Fort			State	AL	Zip Code (+4 optional)	36527		
County (if Florida address)				Country	USA				

MANAGEMENT INFORMATION									
Last Name	Pinkston	First	Brent	Middle		Title		Suffix	
Office Held	COO	License #	8592716	Percentage of Ownership	NA				
RESIDENCE ADDRESS									
Street Address or P.O. Box									
49 Speckle Trout Route									
City	Spanish Fort			State	AL	Zip Code (+4 optional)	36527		
County (if Florida address)				Country	USA				

MANAGEMENT INFORMATION									
Last Name	Woodruff	First	Westly	Middle	Lamar	Title		Suffix	
Office Held	Board Member	License #	12665968	Percentage of Ownership	NA				
RESIDENCE ADDRESS									
Street Address or P.O. Box									
804 West Canal Drive									
City	Gulf Shores			State	AL	Zip Code (+4 optional)	36542		
County (if Florida address)				Country	USA				

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
See next page	See next page	See next page	See next page
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of _____			
Sworn to (or affirmed) and subscribed before me this _____ day of _____, 20____,			
_____, who is personally known to me or produced the following as identification:			


Notary Public			
My Commission Expires: _____			

MANAGEMENT INFORMATION						
Last Name	Poust	First	Teresa	Middle Elaine	Title	Suffix
Office Held Board Member	License # 12666043		Percentage of Ownership N/A			
RESIDENCE ADDRESS						
Street Address or P.O. Box 2650 Alturas Road						
City Atascadero		State CA		Zip Code (+4 optional) 93422		
County (if Florida address)		Country USA				

RECEIVED
2023 JUN 23 AM 11:34
FLORIDA GAMING
CONTROL COMMISSION

MANAGEMENT INFORMATION						
Last Name	Tullis	First	Eddie	Middle Leon	Title	Suffix
Office Held Board Member	License # 12665996		Percentage of Ownership N/A			
RESIDENCE ADDRESS						
Street Address or P.O. Box 188 Lynn McGhee Drive						
City Atmore		State AL		Zip Code (+4 optional) 36502		
County (if Florida address)		Country USA				

MANAGEMENT INFORMATION						
Last Name		First		Middle	Title	Suffix
Office Held	License #		Percentage of Ownership			
RESIDENCE ADDRESS						
Street Address or P.O. Box						
City		State		Zip Code (+4 optional)		
County (if Florida address)		Country				

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
Brent Pinkston	COO	<i>Brent Pinkston</i>	6-14-23
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of <u>Escambia</u>			
Sworn to (or affirmed) and subscribed before me this <u>14th</u> day of <u>June</u> , 20 <u>23</u>			
Brent Pinkston, who is personally known to me or produced the following as identification:			
Notary Public <i>Lynn Woodcock</i>		LYNN WOODCOCK My Commission Expires February 5, 2025	
My Commission Expires:			

Responsible Surety

Travelers Casualty and Surety
Company of America

Bond # [REDACTED]

Date February 22, 2023



**SURETY BOND
FOR
FLORIDA SLOT MACHINE LICENSEE**

STATE OF Florida

COUNTY OF Dade

KNOW ALL MEN BY THESE PRESENTS: That Gretna Racing, LLC as Principal,
and Travelers Casualty and Surety Company of America

a corporation incorporated under the laws of the State of CT, licensed to
transact surety business in the State of Florida, and with a principal business address at
One Tower Square, Hartford, CT 06183-6014

as Surety, are hereby held and firmly bound unto the Governor of the State of Florida as
obligee, and his or her successors in office in the sum of Two Million & 00/100 Dollars
(\$ 2,000,000.00) lawful money of the United States of America, for which sum, well
and truly to be paid, we hereby bind ourselves, our heirs, executors, administrators,
successors and assigns jointly and severally.

This obligation is conditioned as follows:

1. The Principal has applied for and/or obtained a license to operate slot machine(s) in the State of Florida pursuant to Chapter 551, Florida Statutes, and Chapter 61D-14, Florida Administrative Code (F.A.C.). If approved, the Principal, pursuant to the provisions of Chapter 551, Florida Statutes and Chapter 61D-14, F.A.C., is required to:
 - (a) Remit payment of all license fees and taxes required by law.
 - (b) Faithfully performs all requirements imposed by law or regulation or the conditions of the license.
 - (c) Furnish a bond in an amount determined by the Florida Department of Business and Professional Regulation (DBPR) through a corporation qualified under the laws of the State of Florida as surety, payable to the State of Florida.

2. This bond must be established and held in trust for the benefit and protection of the State of Florida. In addition the bond may not be released, in whole or in part except to the Florida DBPR on written demand of the Director of the Division of Pari-Mutuel Wagering of the DBPR or by the Principal with the written instructions from the Director of the Division of Pari-Mutuel Wagering of the DBPR. The Principal may receive income, if any, accruing on the reserve unless the Director of the Division of Pari-Mutuel Wagering, of the DBPR instructs otherwise.
 - (a) The agreement establishing the bond is effective upon DBPR approval of the Principal for its slot machine license.
 - (b) Amendments to any agreement establishing the bond may not be made without the prior written approval of the DBPR.

Responsible Surety

Bond # _____

Date February 22, 2023

3. If the Principal complies with all of the provisions of Chapter 551, Florida Statutes, and Chapter 61D-14, F.A.C., and in particular pay the license fees and taxes when due and demanded, then this obligation shall be null and void, but will otherwise remain in full force and effect.

4. Upon the Principal's failure to comply with Chapter 551, Florida Statutes, and Chapter 61D-14, F.A.C., including the Principal's failure to promptly pay all gaming fees and taxes when due and demanded, the Director of the Division of Pari-Mutuel Wagering of the DBPR may make demand upon the surety for the payment of the amount of the default to also include any fines or administrative penalties imposed as a result of a default by said Principal up to but not to exceed the amount of its liability as defined by this bond.

5. THIS BOND WILL EXPIRE 22nd day of February, 2024, but may be continued by continuation certificate signed by the Principal and Surety. The Surety reserves the right to withdraw, except the Surety may not withdraw as to any liability already incurred or accrued hereunder, and may do so only upon giving written notice of the withdrawal to the Director of the Division of Pari-Mutuel Wagering, State of Florida, DBPR, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035. Withdrawal shall not be effective until sixty (60) days have elapsed after acknowledgement of the notice by the DBPR.

6. Withdrawal shall not in any case affect the surety's liability arising out of any outstanding amount incurred prior to the expiration of the 60-day period after which DBPR has acknowledged the surety's notice of withdrawal.

WITNESS our hand and seal this 22nd **day of** February, 2023.

PRINCIPAL Gretna Racing, LLC

BY: _____ President

ATTEST: _____ Secretary (CORPORATE SEAL)

SURETY: Travelers Casualty and Surety Company of America

BY: _____
Attorney-in-Fact (Attach Power of Attorney or other Authority)
Lawrence F. McMahon

COUNTERSIGNED: _____
Resident Agent-Licensed in Florida

PRINT: Lawrence Francis McMahon, 4400 Biscayne Blvd., Ste. 818, Miami, FL 33137, FL License #W499130
Name Registered Agent and Address



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT Civil Code § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy or validity of that document.

STATE OF CALIFORNIA

County of San Diego }

On FEB 22 2023 before me, Lilia De Loera, Notary Public,
Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Lawrence F. McMahon

Name(s) of Signer(s)

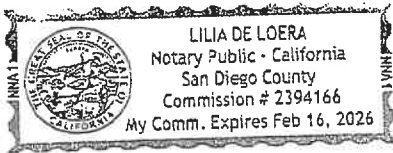
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature

Signature of Notary Public Lilia De Loera, Notary Public



Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of the form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer is Representing: _____



**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company**

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **LAWRENCE F MCMAHON** of **SAN DIEGO, California**, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **21st** day of **April**, 2021.



State of Connecticut

City of Hartford ss.

By:
Robert L. Raney, Senior Vice President

On this the **21st** day of **April**, 2021, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June**, 2026



Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this **22nd** day of **February**, 2023



Kevin E. Hughes, Assistant Secretary

**To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.**



VENDOR LIST

COMPANY NAME	ADDRESS		LICENSE #	LICENSE EXPIRE		STATUS
AGS, LLC	5475 SOUTH DECATUR BLVD SUITE 100 LAS VEGAS, NV 89118	Primary	8281949	6/30/2023	Slot Business	Current
AINSWORTH GAME TECHNOLOGY LTD	10 FOLKER STREET NENINGTON NSW, 99 2127	Primary	7929049	6/30/2024	Slot Business	Current
ARISTOCRAT TECHNOLOGIES INC	18220 ARISTOCRAT WAY LAS VEGAS, NV 89135	Primary	7830421	6/30/2024	Slot Business	Current
ARUZE GAMING AMERICA, INC	955 GRIER DRIVE SUITE A LAS VEGAS, NV 89119	Primary	8587586	6/30/2025	Slot Business	Current
CUMMINS-ALLISON CORP	852 FEERANVILLE DR MT. PROSPECT, IL 60056	Primary	7934408	6/30/2025	Slot Business	Current
CURRENCY COUNTING LLC	2201 MOUNT ROAD ASTON, PA 19014	Primary	10809371	6/30/2024	Slot Business	Current
EVERI GAMES, INC.	7250 S TENAYA WAY, SUITE 100 LAS VEGAS, NV 89113	Primary	9943621	6/30/2024	Slot Business	Current
HECHT INVESTMENTS, LTD	866 PONCE DE LEON, CORAL GABLES FL 33134	Primary	13422541	6/30/2025	Slot Business	Current
IGT INC	6355 S. BUFFALO DRIVE LAS VEGAS, NV 89113-2133	Primary	7800936	6/30/2024	Slot Business	Current
INCREDIBLE TECHNOLOGIES CASINO GAMES INC	200 CORPORATE WOODS PARKWAY VERNON HILLS, IL 60061	Primary	8801896	6/30/2024	Slot Business	Current
INTERBLOCK USA, LC	1106 PALMS AIRPORT DRIVE LAS VEGAS, NV 89119-3730	Primary	8759471	6/30/2025	Slot Business	Current
KONAMI GAMING, INC	585 KONAMI CIRCLE LAS VEGAS, NV 89119	Primary	7883140	6/30/2024	Slot Business	Current
LIGHTNING SLOT MACHINES, LLC	23 CREEK CIRCLE, SUITE 400 BOOTHWYN, PA 19061	Primary	9823078	6/30/2024	Slot Business	Current
MEDIA DELIVERY SYSTEMS	6171 NW 72ND AVE MIAMI, FL 33166	Primary	12160513	6/30/2025	Slot Business	Current
NAO VENTURES INC (DBA MAVERICK INTERNATIONAL)	6155 NW 72 AVE MIAMI, FL 33166	Primary	11938935	6/30/2024	Slot Business	Current
NRT TECHNOLOGY CORPORATION	18 COMPASS COURT TORONTO, ONTARIO, 99 M1S 5R3	Primary	7860084	6/30/2024	Slot Business	Current
PATRIOT GAMING & ELECTRONICS, INC	217 N. LINDBERG GRIFFITH, IN 46319	Primary	8605145	6/30/2025	Slot Business	Current
REEL GAMES, INC	1501 NE 13TH AVENUE FORT LAUDERDALE, FL 33304	Primary	7830710	6/30/2024	Slot Business	Current
SECG, LLC	8362 PINES BOULEVARD, SUITE 330 PEMBROKE PINES, FL 33024	Primary	11387717	6/30/2023	Slot Business	Current
SERVICE CENTRAL INC	3321 LOUIS SHERMAN DRIVE STEGER, IL 60475	Primary	8566232	6/30/2024	Slot Business	Current
SG GAMING INC (DBA SCIENTIFIC GAMES)	6601 SOUTH BERMUDA ROAD LAS VEGAS, NV 89119-3605	Primary	7805891	6/30/2024	Slot Business	Current
SUZOHAPP GAMING SOLUTIONS, LLC	1385 PAMA LANE, UNIT 100 LAS VEGAS, NV 89119	Primary	8032829	6/30/2025	Slot Business	Current
TOTAL KEY CONTROL, INC	7777 NORTH WICKHAM ROAD MELBOURNE, FL 32940	Primary	10764411	6/30/2025	Slot Business	Current
ZUUM USA, LLC	10161 PARK RUN DRIVE, SUITE 150 LAS VEGAS, NV 89145	Primary	10535996	6/30/2023	Slot Business	Current



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2023035062 **Incident date:** 06/21/2023 **Status:** 10 - Initial Review

Lic Type: 1003 **Disposition:**

Case Type: Complaint

Responsible: ljelks - JELKS, LA'KESHA

Complainant: GRETNA RACING, LLC
 401 NORTHWEST 38TH COURT, MIAMI, FL 33126

Respondent: FGCC, PARI-MUTUEL WAGERING
 2601 BLAIR STONE ROAD, TALLAHASSEE, FL 32399

Summary: PERMITHOLDER APPLICATION FOR ANNUAL SLOT MACHINE LICENSE
 Gretna Racing, LLC d/b/a Magic City Casino (GHND155)
 Date Received: June 19, 2023
 Reviewer's Name: La'Kesha Jelks

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	06/21/2023	R		ljelks	JELKS, LA'KESHA	ljelks	
	06/21/2023	S	1003	10	Initial Review	ljelks	

State of Florida
Department of Business and Professional Regulation
Chronology Report

6. Discussion of Renewal Application for Non- Wagering Pari-Mutuel License

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Florida Standardbred Breeders & Owners Association, Inc.(HRNS601) (FSBOA)
2023-014442 Non-Wagering Horse Racing license

Date: June 19, 2023

Executive Summary

A permitholder submitted an application to renew its license to conduct non-wagering horse racing. The Commission should approve this request.

Background

Annually, a permitholder must renew its non-wagering license by submitting the required documentation to the Commission.¹ Florida Standardbred Breeders & Owners Association, Inc. ("FSBOA") possesses a non-wagering permit. For the 2024 Calendar Year, FSBOA has requested to operate seven non-wagering performances².

Analysis

The Commission must confirm that: each permitholder has submitted proof with their annual application for a license; the permitholder continues to possess the qualifications prescribed by chapter 550, Florida Statutes.³ FSBOA has satisfied all of these requirements.

Recommendation: The Florida Gaming Control Commission should approve Florida Standardbred Breeders & Owners Association, Inc.'s request to renew its non-wagering horse racing license for calendar year 2024.

¹ "Upon receipt of a nonwagering permit, the permitholder must apply to the commission before June 1 of each year for an annual nonwagering license for the next succeeding calendar year. Such application must set forth the days and locations at which the permitholder will conduct nonwagering horseracing and must indicate any changes in ownership or management of the permitholder occurring since the date of application for the prior license." § 550.505(3), Fla. Stat.

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

³ § 16.712(7), Fla. Stat.

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

License Number: 601
Permit Type: HRNS
Permit County: Palm Beach

LICENSE TO CONDUCT NON-WAGERING HORSE RACING

For:

Florida Standardbred Breeders & Owners Association, Inc.

Racing at:

Sunshine Meadows Equestrian Village
16668 Winners Circle #9
Delray Beach, FL 33446
Palm Beach County

Valid For 2024 Calendar Year

Operating Dates: November 2, 2024; November 9, 2024; November 16, 2024; November 23, 2024; November 30, 2024; December 7, 2024;
December 14, 2024.

Issued and dated, this _____ day of July, 2023

By _____
Louis Trombetta, Executive Director
Florida Gaming Control Commission



This license is issued in accordance with the Florida Pari-Mutuel Wagering Act and the rules promulgated thereunder. This license shall be operated at the location cited above and is subject to any and all laws of the State of Florida.

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

NON-WAGERING APPLICATION

APPLICATION INFORMATION			
Applicant Name/License #:		Florida Standardbred Breeders' Owners' Association 601	
Non-Wagering permit issued on January 3, 1985			
Date Received : 03/14/2023		Case#: 2023-014442	
Reviewer Name: La'Kesha Jelks			
PARI-MUTUEL WAGERING LICENSE REQUIREMENTS			
Requirement Description Pursuant to Florida Statute Section 550.505(3)(a)	Requirement Met? Y/N	Date Deficiency Letter Sent	Date Deficiency Resolved
Submission of complete original application form DBPR PMW 3060.	Y		
DBPR PMW 3190, All officers, directors, and shareholders holding 10% or more ownership interest in the business entity.	Y		
Submission of complete original form DBPR PMW 3080, Permitholder Calendar.	Y		

PMW / CARDROOM LICENSE FORWARDED TO THE FOLLOWING FOR FINAL REVIEW:

OFFICE OF REVENUE	<input type="checkbox"/>	REVIEWED	INITIALS: _____	DATE: _____
LICENSING ADMIN	<input type="checkbox"/>	REVIEWED	INITIALS: _____	DATE: _____
OGC	<input type="checkbox"/>	REVIEWED	INITIALS: _____	DATE: _____

DISTRIBUTION OF PMW AND CARDROOM (If applicable) LICENSE(S):
 (TO BE COMPLETED BY THE OFFICE OF OPERATIONS)

PARI-MUTUEL LICENSE

General Manager (Original)
 Office of Investigations
 Office of Auditing
 Office of Revenue & Financial Analysis
 Licensing Administrator (with all paperwork)
 Regional Manager
 Chief Inspector
 Director's MRS
 U of FL Laboratory
 Florida Greyhound Association (Greyhound Tracks Only)

CARDROOM LICENSE

General Manager (Original)
 Office of Investigations
 Office of Auditing
 Office of Revenue & Financial Analysis
 Licensing Administrator (with all paperwork)
 Regional Manager
 Chief Inspector
 Director's MRS

Jelks, La'Kesha

From: Jelks, La'Kesha
Sent: Tuesday, March 14, 2023 3:32 PM
To: rosie@floridaharnessracing.com
Subject: RE: FSBOA-DBPR 3060-3190-3080 forms

Categories: Permitholder App

Update below.

From: Jelks, La'Kesha
Sent: Tuesday, March 14, 2023 3:23 PM
To: rosie@floridaharnessracing.com
Subject: RE: FSBOA-DBPR 3060-3190-3080 forms

Greetings,

I received the information below from Jamie and found the application deficient for the following:

- **550.505 (2)(a)** Any person not prohibited from holding any type of pari-mutuel permit under s. 550.1815 shall be allowed to apply to the commission for a nonwagering permit. The applicant must demonstrate that the location or locations where the nonwagering permit will be used are available for such use and that the applicant has the financial ability to satisfy the reasonably anticipated operational expenses of the first racing year following final issuance of the nonwagering permit. If the racing facility is already built, the application must contain a statement, with reasonable supporting evidence, that the nonwagering permit will be used for horseracing within 1 year after the date on which it is granted. If the facility is not already built, the application must contain a statement, with reasonable supporting evidence, that substantial construction will be started within 1 year after the issuance of the nonwagering permit.
- Steve Oldford, the Secretary, license expired on 06/30/2022. Here is the licensure renewal information [Licensing Portal - Checklist Details \(myfloridalicense.com\)](#).

Best,

La'Kesha Jelks



La'Kesha Jelks
Operations Review Specialist
[Florida Gaming Control Commission](#)
Pari-Mutuel Wagering
Phone: (850) 717-1095

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: Pouncey, Jamie
Sent: Tuesday, March 14, 2023 1:10 PM
To: Jelks, La'Kesha <La'Kesha.Jelks@fgcc.fl.gov>
Subject: Fwd: FSBOA-DBPR 3060-3190-3080 forms

[Get Outlook for iOS](#)

From: rosie@floridaharnessracing.com <rosie@floridaharnessracing.com>
Sent: Tuesday, March 14, 2023 12:48:53 PM
To: Pouncey, Jamie <Jamie.Pouncey@fgcc.fl.gov>
Subject: FSBOA-DBPR 3060-3190-3080 forms

[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.

Hi Jamie,

Attached are the applications 3060, 3190, 3080 forms for the Florida Standardbred Breeders & Owners Association annual non-wagering permit #601 license. Please let me know if I missed anything and that you received this email.

Do you need the original application forms mailed?

Thanks,
Rosie Huff
FSBOA
Office Administrator

Jelks, La'Kesha

From: Jelks, La'Kesha
Sent: Tuesday, April 4, 2023 9:30 AM
To: 'Bradford Beilly'
Cc: Pouncey, Jamie
Subject: RE: FSBOA: Application to conduct non-wagering horse racing

Greetings,

Thank you for your email (and voicemail). Here are my explanations for each highlighted bullet point below:

- Last year, I researched the facility FSBOA listed as their racing location and added the information to the application file. This year, I wanted to place the obligation of meeting this requirement back on the applicant as it is the applicant's responsibility to provide this information
- Mr. Steve Oldford is listed as an officer, director, or manger, he is required to renew his PMW license

If you have any further questions, please contact me at your convenience.

Best,

La'Kesha Jelks



La'Kesha Jelks
Operations Review Specialist
Florida Gaming Control Commission
Pari-Mutuel Wagering
Phone: (850) 717-1095

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: Bradford Beilly [mailto:brad@beillylaw.com]
Sent: Monday, April 3, 2023 2:26 PM
To: Jelks, La'Kesha <La'Kesha.Jelks@fgcc.fl.gov>
Subject: FW: FSBOA: Application to conduct non-wagering horse racing

[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.

From: Bradford Beilly <brad@beillylaw.com>
Date: Monday, April 3, 2023 at 2:23 PM
To: <Kesha.Jelks@fgcc.fl.gov>
Subject: FSBOA: Application to conduct non-wagering horse racing

Ms. Jelks,

I represent the FSBOA.

Please contact me regarding your E-Mail below.

FSBOA already has a non-wagering permit (permit 601) and was granted an operating license by the Director last year to race at the Delray Beach Address listed in this year's application.

Thank You,

Bradford J. Beilly, Esq.
BEILLY & STROHSAHL, P.A.
1144 S.E. 3rd Avenue
Fort Lauderdale, FL 33316
Phone (954) 763-7000
brad@beillylaw.com

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

From: "Jelks, La'Kesha" <La'Kesha.Jelks@fgcc.fl.gov>
Sent: Tuesday, March 14, 2023 3:31pm
To: "rosie@floridaharnessracing.com" <rosie@floridaharnessracing.com>
Subject: RE: FSBOA-DBPR 3060-3190-3080 forms

Update below.

From: Jelks, La'Kesha
Sent: Tuesday, March 14, 2023 3:23 PM
To: rosie@floridaharnessracing.com
Subject: RE: FSBOA-DBPR 3060-3190-3080 forms

Greetings,

I received the information below from Jamie and found the application deficient for the following:

- **550.505 (2)(a)** Any person not prohibited from holding any type of pari-mutuel permit under s. 550.1815 shall be allowed to apply to the commission for a nonwagering permit. The applicant must demonstrate that the location or locations where the nonwagering permit will be used are available for

such use and that the applicant has the financial ability to satisfy the reasonably anticipated operational expenses of the first racing year following final issuance of the nonwagering permit. If the racing facility is already built, the application must contain a statement, with reasonable supporting evidence, that the nonwagering permit will be used for horseracing within 1 year after the date on which it is granted. If the facility is not already built, the application must contain a statement, with reasonable supporting evidence, that substantial construction will be started within 1 year after the issuance of the nonwagering permit.

- Steve Oldford, the Secretary, license expired on 06/30/2022. Here is the licensure renewal information [Licensing Portal - Checklist Details \(myfloridalicense.com\)](https://myfloridalicense.com).

Best,

La'Kesha Jelks



FLORIDA
GAMING CONTROL
COMMISSION

La'Kesha Jelks
Operations Review Specialist
[Florida Gaming Control Commission](https://www.fgccc.com)
Pari-Mutuel Wagering
Phone: (850) 717-1095

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



**STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING**

www.myfloridalicense.com

INSTRUCTIONS

This form is to be submitted in conjunction with Form DBPR PMW-3080 – Permitholder Calendar and Form DBPR PMW-3190 – Officers and Directors.

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

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

PERMITHOLDER INFORMATION

Permitholder Name **Florida Standardbred Breeders & Owners Association** Permit # **601** FEID# or SSN * **[REDACTED]**
 Doing Business As (D/B/A)

MAILING ADDRESS

Street Address or P.O. Box **6750 NW 11th Court**
 City **Margate** State **FL** Zip Code (+4 optional) **33063**
 County (if Florida address) **Broward** Country **USA**

CONTACT INFORMATION

Contact Name **Rosalia "Rosie" Huff** Title **Office Administrator**
 Primary Phone Number **[REDACTED]** Fax Number **954-978-9070**
 Primary E-Mail Address **[REDACTED]** Cell Phone Number **[REDACTED]**

PHYSICAL LOCATION OF PARI-MUTUEL FACILITY

Street Address **16668 Winners Circle**
 City **Delray Beach** State **FL** Zip Code (+4 optional) **33446**

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

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

*Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

ADDITIONAL INFORMATION

Since the submission of your last application, has a permit recall/cancellation election been held in your county?
 Yes No If no, please attach a certificate from the Clerk of the Circuit Court or other authorized County Official certifying that the permit has not been recalled.

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

No change

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

Please list all officers and directors of the applicant using Form DBPR PMW-3190 – Officers and Directors.

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

Please list the stockholders of record of the applicant using Form DBPR PMW-3190 – Officers and Directors.

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

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

OPERATING SEASON INFORMATION

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

Opening Date(s): **11/2/2024**

Closing Date(s): **12/15/2024**

Number of Dark Days:

Number of Live Days:

Performances

Number of Evening Performances 0
 Number of Matinee Performances 7
 Number of Charity/Scholarship Performances 0
 Total Number of Performances 7

Number of races/games during evening performances: **0**

Number of races/games during matinee performances: **8**

Starting time:

Starting time: **11:00am**

For greyhound tracks only:

Do you intend to hold an additional charity day for the greyhound adoption program? Yes No
 If yes, please indicate the date when the "Greyhound Adopt-a-Pet Day" will be held: _____

OATH

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

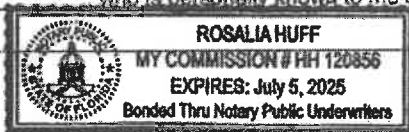
Dein Spriggs **President** _____ **3/14/2023**
 Name (Please Print) Title (Please Print) Signature Date

State of Florida,
 County of Broward
 Sworn to (or affirmed) and subscribed before me this 14 day of March, 2023.

Dein Spriggs who is personally known to me or produced the following as identification:

Rosalia Huff

 Notary Public
 My Commission Expires: 7/5/2025





[Department of State](#) / [Division of Corporations](#) / [Search Records](#) / [Search by Entity Name](#) /

Detail by Entity Name

Florida Not For Profit Corporation

FLORIDA STANDARD BRED BREEDERS & OWNERS ASSOCIATION, INC.

Filing Information

Document Number 710986
FEI/EIN Number [REDACTED]
Date Filed 06/01/1966
State FL
Status ACTIVE

Principal Address

6750 NW 11TH CT
 MARGATE, FL 33063

Changed: 01/07/2023

Mailing Address

6750 NW 11TH CT
 MARGATE, FL 33063

Changed: 01/07/2023

Registered Agent Name & Address

HUFF, ROSALIA
 6750 NW 11TH CT
 MARGATE, FL 33063

Name Changed: 01/04/2022

Address Changed: 01/07/2023

Officer/Director Detail

Name & Address

Title President

Spriggs, Dein
 10897 154th Road North
 Jupiter, FL 33478

Title 1st VP

GARRITY, CHRISTINE
10635 LA Reina Road
Delray Beach, FL 33446

Title 2nd VP

Dunmire, Richard
506 Santa Barbara Street
North Fort Myers, FL 33903

Title Treasurer

BIRK HOLD, GEORGE
512 N. Orange Avenue
Sarasota, FL 34236

Title Secretary

Oldford, Steve
5343 Washington Street
Lexington, MI 48450

Title Other

Huff, Rosalia
5314 NW 54th Street
Coconut Creek, FL 33073

Annual Reports

Report Year	Filed Date
2021	01/08/2021
2022	01/04/2022
2023	01/07/2023

Document Images

01/07/2023 -- ANNUAL REPORT	View image in PDF format
01/04/2022 -- ANNUAL REPORT	View image in PDF format
01/08/2021 -- ANNUAL REPORT	View image in PDF format
03/18/2020 -- ANNUAL REPORT	View image in PDF format
02/20/2019 -- ANNUAL REPORT	View image in PDF format
04/27/2018 -- ANNUAL REPORT	View image in PDF format
04/28/2017 -- ANNUAL REPORT	View image in PDF format
03/29/2016 -- ANNUAL REPORT	View image in PDF format
04/29/2015 -- ANNUAL REPORT	View image in PDF format
04/18/2014 -- ANNUAL REPORT	View image in PDF format
04/16/2013 -- ANNUAL REPORT	View image in PDF format
04/19/2012 -- ANNUAL REPORT	View image in PDF format
04/19/2011 -- ANNUAL REPORT	View image in PDF format

04/12/2010 -- ANNUAL REPORT	View image in PDF format
04/14/2009 -- ANNUAL REPORT	View image in PDF format
04/21/2008 -- ANNUAL REPORT	View image in PDF format
04/17/2007 -- ANNUAL REPORT	View image in PDF format
04/06/2006 -- ANNUAL REPORT	View image in PDF format
04/04/2005 -- ANNUAL REPORT	View image in PDF format
04/16/2004 -- ANNUAL REPORT	View image in PDF format
04/08/2003 -- ANNUAL REPORT	View image in PDF format
04/24/2002 -- ANNUAL REPORT	View image in PDF format
04/13/2001 -- ANNUAL REPORT	View image in PDF format
04/18/2000 -- ANNUAL REPORT	View image in PDF format
04/16/1999 -- ANNUAL REPORT	View image in PDF format
01/21/1998 -- ANNUAL REPORT	View image in PDF format
02/28/1997 -- ANNUAL REPORT	View image in PDF format
01/25/1996 -- ANNUAL REPORT	View image in PDF format
01/27/1995 -- ANNUAL REPORT	View image in PDF format

Look Up a ZIP Code™ FAQs

<https://www.faq.s.htm>

Go to

ZIP Code™ by Address

You entered:

16668 WINNERS CIRCLE #9
DELRAY BEACH FL

If more than one address matches the information provided, try narrowing your search by entering a street address and, if applicable, a unit number. **Edit and search again.** ([zip-code-lookup.htm?byaddress](#))

16668 WINNERS CIR # 9
DELRAY BEACH FL **33446-2607**

CARRIER ROUTE	R024
COUNTY	PALM BEACH
DELIVERY POINT CODE	68
CHECK DIGIT	1
COMMERCIAL MAIL RECEIVING AGENCY	N
LAC™	-
eLOT™	0001
eLOT ASCENDING/DESCENDING INDICATOR	A
RECORD TYPE CODE	S
PMB DESIGNATOR	-
PMB NUMBER	-
DEFAULT FLAG	-
EWS FLAG	-
DPV CONFIRMATION INDICATOR	S

Feedback



Imagery ©2023 CNES / Airbus, Maxar Technologies, U.S. Geological Survey, Map data ©2023 200 ft



16668 Winners Cir



Directions



Save



Nearby



Send to
phone



Share



16668 Winners Cir, Delray Beach, FL 33446

CQHP+3C Delray Beach, Florida



[Department of State](#) / [Division of Corporations](#) / [Search Records](#) / [Search by FEI/EIN Number](#) /

Detail by FEI/EIN Number

Florida Not For Profit Corporation

FLORIDA STANDARDBRED BREEDERS & OWNERS ASSOCIATION, INC.

Filing Information

Document Number 710986
FEI/EIN Number [REDACTED]
Date Filed 06/01/1966
State FL
Status ACTIVE

Principal Address

6750 NW 11TH CT
 MARGATE, FL 33063

Changed: 01/07/2023

Mailing Address

6750 NW 11TH CT
 MARGATE, FL 33063

Changed: 01/07/2023

Registered Agent Name & Address

HUFF, ROSALIA
 6750 NW 11TH CT
 MARGATE, FL 33063

Name Changed: 01/04/2022

Address Changed: 01/07/2023

Officer/Director Detail

Name & Address

Title President

Spriggs, Dein
 10897 154th Road North
 Jupiter, FL 33478

Title 1st VP

GARRITY, CHRISTINE
10635 LA Reina Road
Delray Beach, FL 33446

Title 2nd VP

Dunmire, Richard
506 Santa Barbara Street
North Fort Myers, FL 33903

Title Treasurer

BIRK HOLD, GEORGE
512 N. Orange Avenue
Sarasota, FL 34236

Title Secretary

Oldford, Steve
5343 Washington Street
Lexington, MI 48450

Title Other

Huff, Rosalia
5314 NW 54th Street
Coconut Creek, FL 33073

Annual Reports

Report Year	Filed Date
2021	01/08/2021
2022	01/04/2022
2023	01/07/2023

Document Images

01/07/2023 – ANNUAL REPORT	View image in PDF format
01/04/2022 – ANNUAL REPORT	View image in PDF format
01/08/2021 – ANNUAL REPORT	View image in PDF format
03/18/2020 – ANNUAL REPORT	View image in PDF format
02/20/2019 – ANNUAL REPORT	View image in PDF format
04/27/2018 – ANNUAL REPORT	View image in PDF format
04/28/2017 – ANNUAL REPORT	View image in PDF format
03/29/2016 – ANNUAL REPORT	View image in PDF format
04/29/2015 – ANNUAL REPORT	View image in PDF format
04/18/2014 – ANNUAL REPORT	View image in PDF format
04/16/2013 – ANNUAL REPORT	View image in PDF format
04/19/2012 – ANNUAL REPORT	View image in PDF format
04/19/2011 – ANNUAL REPORT	View image in PDF format

04/12/2010 – ANNUAL REPORT	View image in PDF format
04/14/2009 – ANNUAL REPORT	View image in PDF format
04/21/2008 – ANNUAL REPORT	View image in PDF format
04/17/2007 – ANNUAL REPORT	View image in PDF format
04/06/2006 – ANNUAL REPORT	View image in PDF format
04/04/2005 – ANNUAL REPORT	View image in PDF format
04/16/2004 – ANNUAL REPORT	View image in PDF format
04/08/2003 – ANNUAL REPORT	View image in PDF format
04/24/2002 – ANNUAL REPORT	View image in PDF format
04/13/2001 – ANNUAL REPORT	View image in PDF format
04/18/2000 – ANNUAL REPORT	View image in PDF format
04/16/1999 – ANNUAL REPORT	View image in PDF format
01/21/1998 – ANNUAL REPORT	View image in PDF format
02/28/1997 – ANNUAL REPORT	View image in PDF format
01/25/1996 – ANNUAL REPORT	View image in PDF format
01/27/1995 – ANNUAL REPORT	View image in PDF format

DBPR PMW-3190 – Officers and Directors



**STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myfloridallicense.com**

Please provide information on the partners, managers, officers, or directors for your business entity below.

ORGANIZATION NAME	
Name of Organization Florida Standardbred Breeders & Owners Association	Permit # 601
D/B/A or Trade Name	

LIMITED LIABILITY CORPORATION QUESTIONS
If your corporation is a limited liability corporation (LLC), is the corporation member managed or manager managed? You can check your Articles of Incorporation for this information. Member Managed <input checked="" type="checkbox"/> Manager Managed <input type="checkbox"/>

Please list below all Officers, Directors, Managers, and/or Shareholders with 5 percent or more interest in the business:

Attach additional sheets as necessary.

MANAGEMENT INFORMATION					
Last Name Spriggs	First Dein	Middle	Title	Suffix	
Office Held President	License # 178807	Percentage of Ownership 0			
RESIDENCE ADDRESS					
Street Address or P.O. Box 10897 154 Road North					
City Jupiter			State FL	Zip Code (+4 optional) 33478	
County (if Florida address) Palm Beach			Country USA		

MANAGEMENT INFORMATION					
Last Name Amante	First Christine	Middle	Title	Suffix	
Office Held 1st Vice President	License # 1276734	Percentage of Ownership 0			
RESIDENCE ADDRESS					
Street Address or P.O. Box 10635 LA Reina Road					
City Delray Beach			State FL	Zip Code (+4 optional) 33446	
County (if Florida address) Palm Beach			Country USA		

License

Fed Tax # [REDACTED]	Lic Type	1021 - PMW Professional Individual Occupational	Expires On	06/30/2023
File # 3109	Name	SPRIGGS, DEIN P	Extended To	
License # 178807	Rank	PIND - Professional Individual Occupational	Renewed On	
Entity # 178807	Lic Status	Current		

Address

Street # 10897	Street	154TH RD N		
Line 2				
Line 3				
City JUPITER	State	FL	Zip	33478
	Routing			

License

Fed Tax # [REDACTED]	Lic Type	1021 - PMW Professional Individual Occupational	Expires On	06/30/2023
File # 22227	Name	AMANTE, CHRISTINE M	Extended To	
License # 1276734	Rank	PIND - Professional Individual Occupational	Renewed On	
Entity # 1276734	Lic Status	Current		

Address

Street # 10635	Street	LA REINA RD.		
Line 2				
Line 3				
City DELRAY BEACH	State	FL	Zip	33446
	Routing			



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: tjohnson

VR Home > License Search > License Home

License Fed Tax # ██████████ Lic Type 1021 - PMW Professional Individual Occupational Expires On 06/30/2023 File # 7332 Name DUNMIRE, RICHARD L Extended To License # 489547 Rank PIND - Professional Individual Occupational Renewed On Entity # 489547 Lic Status Current		<input type="button" value="Licensee"/> <input type="button" value="History"/> <input checked="" type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>																			
Address Street # 506 Street SANTA BARBARA ST Line 2 Line 3 City NORTH FORT MYERS State FL Zip 33903 Routing																					
Other 1st License Date 03/22/2021 Rank Date 03/22/2021 Certificate # Method I-S-1022 Status Date 03/22/2021 Certificate Date 06/15/2001 Fee Exempt No Birth Date ██████████ 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>C</td> <td>DRVR - Driver</td> <td></td> <td></td> </tr> <tr> <td>I</td> <td>HRNS - Harness</td> <td></td> <td></td> </tr> <tr> <td>L</td> <td>910 - TLH Licensing</td> <td>11/06/2020</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td></td> <td></td> </tr> </tbody> </table>		Type ↕	Modifier ↕	Effective Date ↕	Additional Info ↕	C	DRVR - Driver			I	HRNS - Harness			L	910 - TLH Licensing	11/06/2020		Y	3YR - 3 Year License		
Type ↕	Modifier ↕	Effective Date ↕	Additional Info ↕																		
C	DRVR - Driver																				
I	HRNS - Harness																				
L	910 - TLH Licensing	11/06/2020																			
Y	3YR - 3 Year License																				
Alt Keys BEST LIC NBR PIN489547																					

 Get Adobe Reader.

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: tjohnson

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **06/30/2022**

File # **27365** Name **OLDFORD, STEPHEN E** Extended To

License # **1444135** Rank **PIND - Professional Individual Occupational** Renewed On **09/06/2019**

Entity # **1444135** Lic Status **Lic Expired**

Licensee

History

Notes

Notes History

Back

Address

Street # **3555** Street **WALNUT STREET**

Line 2

Line 3

City **PORT HURON** State **MI** Zip **48060**

Routing

Other

1st License Date **02/07/2011** Rank Date **09/06/2019** Certificate #

Method **I-S-1020** Status Date **07/01/2022** Certificate Date

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

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	01/03/2019	
C	TRNR - Trainer	09/06/2019	
I	HRNS - Harness		
L	430 - Pompano Park	03/26/2010	
Y	3YR - 3 Year License	11/18/2004	

Alt Keys

BEST LIC NBR **PIN1444135**

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: tjohnson

VR Home > License Search > License Home


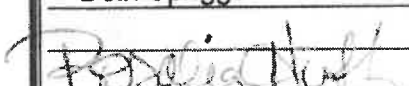

License Fed Tax # [REDACTED] Lic Type 1021 - PMW Professional Individual Occupational Expires On 06/30/2024 File # 57973 Name BIRKHOLD, GEORGE C Extended To License # 8314960 Rank PIND - Professional Individual Occupational Renewed On Entity # 8314960 Lic Status Current		<input type="button" value="Licensee"/> <input type="button" value="History"/> <input checked="" type="checkbox"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>																				
Address Street # 16079 Street WHIDDEN RD Line 2 Line 3 City SARASOTA State FL Zip 34240 Routing																						
Other 1st License Date 11/01/2021 Rank Date 11/01/2021 Certificate # Method I-S-1024 Status Date 11/01/2021 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>C</td> <td>ONTR - Owner/Trainer</td> <td>10/28/2021</td> <td></td> </tr> <tr> <td>I</td> <td>HRNS - Harness</td> <td>10/28/2021</td> <td></td> </tr> <tr> <td>L</td> <td>430 - Pompano Park</td> <td>10/28/2021</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>07/18/2012</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	C	ONTR - Owner/Trainer	10/28/2021		I	HRNS - Harness	10/28/2021		L	430 - Pompano Park	10/28/2021		Y	3YR - 3 Year License	07/18/2012	
Type	Modifier	Effective Date	Additional Info																			
C	ONTR - Owner/Trainer	10/28/2021																				
I	HRNS - Harness	10/28/2021																				
L	430 - Pompano Park	10/28/2021																				
Y	3YR - 3 Year License	07/18/2012																				
Alt Keys BEST LIC NBR 8314960																						

Get Adobe Reader.

MANAGEMENT INFORMATION						
Last Name	Dunmire	First	Richard	Middle	Title	Suffix
Office Held	2nd Vice President	License #	489547	Percentage of Ownership	0	
RESIDENCE ADDRESS						
Street Address or P.O. Box 506 Santa Barbara Street						
City	N Fort Myers	State	FL	Zip Code (+4 optional)	33903	
County (if Florida address)	Lee	Country	USA			

MANAGEMENT INFORMATION						
Last Name	Oldford	First	Steve	Middle	Title	Suffix
Office Held	Secretary	License #	1444135	Percentage of Ownership	0	
RESIDENCE ADDRESS						
Street Address or P.O. Box 4820 Orchard Lane						
City	Delray Beach	State	FL	Zip Code (+4 optional)	33445	
County (if Florida address)	Palm Beach	Country	USA			

MANAGEMENT INFORMATION						
Last Name	Birkhold	First	George	Middle	Title	Suffix
Office Held	Treasurer	License #	8314960	Percentage of Ownership	0	
RESIDENCE ADDRESS						
Street Address or P.O. Box 512 N Orange Ave						
City	Sarasota	State	FL	Zip Code (+4 optional)	34236	
County (if Florida address)	Sarasota	Country	USA			

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
Dein Spriggs	President		3/14/2023
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of <u>Broward</u>			
Sworn to (or affirmed) and subscribed before me this <u>14</u> day of <u>March</u> , 20 <u>23</u> .			
<u>Dein Spriggs</u> , who is <u>personally known</u> to me or produced the following as identification:			
			
Notary Public My Commission Expires: <u>7/5/2025</u>			

License			
Fed Tax # [REDACTED]	Lic Type	1021 - PMW Professional Individual Occupational	Expires On 06/30/2023
File # 7332	Name	DUNMIRE, RICHARD L	Extended To
License # 489547	Rank	PIND - Professional Individual Occupational	Renewed On
Entity # 489547	Lic Status	Current	

Address			
Street # 506	Street	SANTA BARBARA ST	
Line 2			
Line 3			
City NORTH FORT MYERS	State	FL	Zip 33903
	Routing		

License			
Fed Tax # [REDACTED]	Lic Type	1021 - PMW Professional Individual Occupational	Expires On 06/30/2022
File # 27365	Name	OLDFORD, STEPHEN E	Extended To
License # 1444135	Rank	PIND - Professional Individual Occupational	Renewed On 09/06/2019
Entity # 1444135	Lic Status	Lic Expired	

Address			
Street # 3555	Street	WALNUT STREET	
Line 2			
Line 3			
City PORT HURON	State	MI	Zip 48060
	Routing		

License			
Fed Tax # [REDACTED]	Lic Type	1021 - PMW Professional Individual Occupational	Expires On 06/30/2024
File # 57973	Name	BIRK HOLD, GEORGE C	Extended To
License # 8314960	Rank	PIND - Professional Individual Occupational	Renewed On
Entity # 8314960	Lic Status	Current	

Address			
Street # 16079	Street	WHIDDEN RD	
Line 2			
Line 3			
City SARASOTA	State	FL	Zip 34240
	Routing		

License

Fed Tax # [REDACTED]	Lic Type	1021 - PMW Professional Individual Occupational	Expires On	06/30/2025
File # 27365	Name	OLDFORD, STEPHEN EUGENE	Extended To	
License # 1444135	Rank	PIND - Professional Individual Occupational	Renewed On	05/24/2023
Entity # 1444135	Lic Status	Current		

Address

Street # 5343	Street	WASHINGTON STREET		
Line 2				
Line 3				
City LEXINGTON	State	MI	Zip	48450
	Routing			

DBPR PMW-3080 – Permitholder Calendar



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
 1940 North Monroe Street
 Tallahassee, Florida 32399-1037
www.MyFlorida.com/dbpr

INSTRUCTIONS			
Submit this form in conjunction with the form DBPR PMW-3060 – Permitholder Application for Annual License and Operating Dates. Both forms must be submitted to the Division between December 15 th and January 4 th for the next state fiscal year.			
Please fill in appropriate month, year and date on the following pages. Using the letter code below, write the type of performance in each box. Be sure to include dark days. Fill in the total number of performances for each month. Each box should have at least one letter code; some may have several. Please note if you are receiving ITW/Simulcast during dark days.			
LETTER CODES			
MO = Matinee Only	M = Matinee	E = Evening	C = Charity
S = Scholarship	D = Dark	I = ITW/Simulcast	

Example

1	2	3	M	4	5	6	7
D	E		E	M	S	M	C
8	9	10	11	12	13	14	
D	I	M	O				

PERMITHOLDER INFORMATION	
Name	Florida Standardbred Breeders & Owners Association, Inc - Permit #601
Season	2024/2025
CARDROOM OPERATORS ONLY	
Hours of Operation	
Beginning Matinee : _____ <input type="checkbox"/> A.M. <input type="checkbox"/> P.M. Evening : _____ <input type="checkbox"/> A.M. <input type="checkbox"/> P.M.	Ending Matinee : _____ <input type="checkbox"/> A.M. <input type="checkbox"/> P.M. Evening : _____ <input type="checkbox"/> A.M. <input type="checkbox"/> P.M.

Month July Year 2024

Sun	Mon	Tue	Wed	Thurs	Fri	Sat

M 0
 E 0
 C/S 0
 Total 0

Month Aug Year 2024

Sun	Mon	Tue	Wed	Thurs	Fri	Sat

M 0
 E 0
 C/S 0
 Total 0

Month Sept Year 2024

Sun	Mon	Tue	Wed	Thurs	Fri	Sat

M 0
 E 0
 C/S 0
 T 0

Month Oct Year 2024

Sun	Mon	Tue	Wed	Thurs	Fri	Sat

M 0
 E 0
 C/S 0
 T 0

Month Nov Year 2024

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

M 5
 E 0
 C/S 0
 Total 5

Month Dec Year 2024

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

M 2
 E 0
 C/S 0
 T 2

Month Jan Year 2025

Sun	Mon	Tue	Wed	Thurs	Fri	Sat

M 0
 E 0
 C/S 0
 Total 0

Month Feb Year 2025

Sun	Mon	Tue	Wed	Thurs	Fri	Sat

M 0
 E 0
 C/S 0
 Total 0

Month March Year 2025

Sun Mon Tue Wed Thurs Fri Sat

M 0
 E 0
 C/S 0
 Total 0

Month April Year 2025

Sun Mon Tue Wed Thurs Fri Sat

M 0
 E 0
 C/S 0
 Total 0

Month May Year 2025

Sun Mon Tue Wed Thurs Fri Sat

M 0
 E 0
 C/S 0
 Total 0

Month June Year 2025

Sun Mon Tue Wed Thurs Fri Sat

M 0
 E 0
 C/S 0
 Total 0



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2023014442 **Incident date:** 03/14/2023 **Status:** 10 - Initial Review

Lic Type: 1001 **Disposition:**

Case Type: Complaint

Responsible: ljelks - JELKS, LA'KESHA

Complainant: FLORIDA STANDARD BRED BREEDERS' & OWNERS' ASSOCIATION
 6750 NORTHWEST 11TH COURT, MARGATE, FL 33063

Respondent: FGCC, PARI-MUTUEL WAGERING
 2601 BLAIR STONE ROAD, TALLAHASSEE, FL 32399

Summary: 2024 Florida Standardbred Breeders' Owners' Association (HRNS601) NON-WAGERING APPLICATION

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	03/14/2023	R		ljelks	JELKS, LA'KESHA	ljelks	
	03/14/2023	S	1001	10	Initial Review	ljelks	

7. Discussion of Final Orders by Request from Respondent

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Timothy Macdonald Case Number 2023-012964; Final Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Timothy Macdonald (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida. Respondent was properly served with an Administrative Complaint and an Election of Rights form. Respondent submitted an executed Election of Rights form indicating that they do not dispute the allegations of material fact in the Administrative Complaint and waive their right to any form of hearing. Respondent requests that a final order be entered imposing a penalty in this case. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

On October 21, 2022, Respondent was a patron of Calder Casino.¹ Respondent was seen taking money from another patron’s player’s card. Upon review, Respondent was permanently excluded from Calder Casino², on November 8, 2022.

Based on his ejection and exclusion from Calder Casino, the Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. Respondent received the complaint alongside an Election of Rights form, which he executed and sent back to the Division on June 6, 2023. Respondent did not dispute the allegations contained within the administrative complaint, waived his right to any form of hearing, and requested that the Commission enter a final order imposing a penalty and fine.

¹ Calder Casino. is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

² Pari-mutuel permitholders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

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 division 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 division may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state.” Calder Casino is both a pari-mutuel facility and slot machine licensee in this state. And Respondent was ejected from it. Accordingly, 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 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 permanently excluding Timothy Macdonald from all pari-mutuel and slot machine facilities in this state.

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.: 2023-012964

TIMOTHY MACDONALD,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Timothy Macdonald (“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 19113 North 19th Place Phoenix, Arizona 85024.
3. At all times material hereto, Calder Casino was a facility operated by a permit holder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.
4. On or about October 21, 2022, Respondent was a patron and was ejected from Calder Casino.
5. On or about November 8, 2022, Respondent 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 exclusion from Calder Casino on or about November 8, 2022.

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 2023-012964 is signed this 5th day of May 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

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: **nmelvai**

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

Lic Type 1098 - Unlicensed Complaints	Status 90 Closed	Status Date 04/23/2023
Complaint # 2023012964	Case Type CMP - Complaint	Disposition
Docket#	Respondent MACDONALD, TIMOTHY	Responsible bjones - JONES, BRADFORD
		Private Case

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

Source INTN - Internal	Security Level 1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form INTR - Internal	Priority	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n OTHR - Other	Complexity R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security STND - Standard	Incident 10/21/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region SR - Southern Region	Received 03/06/2023	<input type="checkbox"/> Inspection	
Reference 550.0251		<input type="checkbox"/> Costs	
Entered 03/07/2023	Entered By icampbell	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
<p>285 - Calder Race Course Inc. - 550.0251 - Powers and duties of the Florida Gaming Control Commission: On October 21, 2022 [REDACTED] and Timothy, MACDONALD visited Calder Casino. During their visit they were stopped by Calder Casino's Director of Security, JC Lara when he received a complaint about two individuals that were inserting \$100 bills into slot machines and without playing printing out vouchers. They did this numerous times prior to his approach. Upon speaking with them he discovered that they had Players club cards which were not in their name. They each had three Players Club cards belonging to other patrons that were not present in the Casino. All six cards were seized and both MACDONALD's were permanently excluded from the facility.</p>		<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated 04/25/2023 12:55:48	By nmelvai	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

47 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"/>
---------	---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

Get Adobe Reader.

Minaya, Julio

From: Suau, Raul
Sent: Friday, January 27, 2023 3:14 PM
To: Minaya, Julio
Subject: FW: Updated Exclusions-Evictions List W.E. 11-13-2022
Attachments: Updated Exclusions-Evictions List 11-13-2022.xlsx

This is the first time they appear on the exclusion listing under lifetime exclusions

From: Melissa Brook [REDACTED]
Sent: Tuesday, November 15, 2022 9:32 AM

[REDACTED]

Subject: Updated Exclusions-Evictions List W.E. 11-13-2022

[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.

Good Morning,

Attached is our Exclusion/Eviction List for the week ending 11-13-2022.

Updates for W.E. 11-13-2022

Self-Exclusions: 1 – Updated in SP and FT

[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------

Underage: None

Lifetime – Card Room: None

Lifetime: 2 – Updated in SP & FT

11/8/2022	Calder	Macdonald	Timothy	[REDACTED]	19113 N 19th Place	Phoenix	AZ	85024	M
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Reinstatements: None

Employee: None

Thank you,
Melissa



MELISSA BROOKS

Risk & Communications Manager

21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 625-1311 ext 3285

Melissa.Brooks@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.

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SEC-2022-10-00059

Class/Category: Non Criminal/Persons

Occurred From Date/Time: 10/21/2022 12:30 PM

Status: Open



Incident Details

Incident Details

Incident Number: SEC-2022-10-00059

Classification

Class: Non Criminal

Category: Persons

Subcategory: Suspicious Activity \ AML

Type: Guest

Reported Date/Time: 10/21/2022 1:59 PM

Occurred From Date/Time: 10/21/2022 12:30 PM

Occurred To Date/Time: 10/21/2022 12:42 PM

Incident Duration: 0Hrs. 12Min.

Business Unit

Business Unit: Gaming

Summary:

Casino guests Timothy Macdonald and [REDACTED] were observed bill stuffing on the casino floor. Both guests were approached by security and questioned on the matter. Ultimately both guests were asked to leave property and not return unless directed by the director of security JC Lara.

Physical Location

Site: Casino

Building: Front of House

Location: Bar

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 2

MACDONALD, Scott

Involvement Type:

Suspect



MACDONALD, Timothy

Involvement Type:

Suspect



Date of Birth:		Phone Number:	
Gender:	White Male	Address:	
Hair Color:	Brown		
Eye Color:	Blue		
Height:	5' 9"		
Weight:	195lbs	First Aid Administered?:	No
Marital Status:		Person Hospitalized?:	No
Employee?:	No	Injured:	No
Interviewed?:	Yes	Notes:	
Linked To Person:	Macdonald, Timothy		

Incident Number: SEC-2022-10-00059

Class/Category: Non Criminal/Persons

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR:	Lara, Jean	Narrative Type:	Original Narrative
---------	------------	-----------------	--------------------

Created By Date/Time	10/21/2022 6:14 PM	Sealed	No
----------------------	--------------------	--------	----

Narrative:

Origin of Call: On Friday October 21, 2022 Director of Security JC Lara was made aware that two male guests were bill stuffing on the casino floor. D/S Lara entered the surveillance review room to observe their activity in real time. Both guests were observed at the 3B banks (3B04 / main bar location) minimally gaming and stuffing bills into the machines. It was also made known that both guests were using multiple players cards with different names. At this time it was determined that security would approach and question both guests.

Interview: I, JC Lara, approached one of the male suspects now known as Timothy Macdonald at NRT 10 where he was cashing out multiple vouchers. As Mr. Macdonald turned around, I introduced myself and asked him for his ID. As he handed me his ID I advised him that we have been observing he and his friend for the duration of their visit continuously insert bills into the slot machines, print the tickets and cash them out, all while playing the games on a very minimal level. I asked what the reason for this type of activity was. Mr. Macdonald stated he was inserting the bills to get more tickets. I advised him to elaborate as his answer was not making much sense. He stated his reasoning for inserting bills was to get the money onto tickets and play with the tickets instead. I stated to him that his answer did not make much sense because they were barely playing the actual game, if at all. He states he and his friend were playing roulette mostly, I again reiterated that it was at a very minimal level for the amount of cash he was inserting into the machines. The conversation shifted to asking him why he was playing with multiple player's cards that did not belong to him. His answer was those cards belonged to his friends, I asked him to identify who those friends were and he only mentioned "Tamika" & "Herschel". I asked why would he be playing with their account instead of his own? He stated it was so they can get the points, he was doing it as a favor. I then advised him that playing with someone else's card is prohibited and he can no longer do so. I then asked him to follow me to the bar where his acquaintance was playing

We then approach the main bar (3B04) where his acquaintance now identified a [REDACTED] was playing. I approached 3B04 and pulled the players card that was inserted in the machine at the time. The name on the card read "Ian [REDACTED]". Once I confirmed this was not his name by checking his ID, I asked both individuals to hand over all of the players cards in their possession. Both handed me 3 cards each, there were duplicates of Herschel [REDACTED] and Tamekia [REDACTED] in addition to one card belonging to Alon [REDACTED]. I asked them how they got possession of these cards and both stated they were friends theirs. I informed them that what they were both doing is considered illegal and need their full cooperation and honesty with this situation. I again asked how they were in possession of the cards and what their motive was with stuffing the slot machines with money and cashing out. Mr. Macdonald then stated a friend of his by the name of "Aaron" who is from Vegas gave them the cards and the cash. When I asked what the reason behind it was, he really couldn't answer and assumed it was to get promotional points on the account for whom those cards belong to. I advised him that would't make sense since they were barely playing the games. I asked what he and his friend were getting in return for their actions and he stated "We maybe get 50-100 bucks".

At this point I advised both Tim and [REDACTED] Macdonald that their actions in the casino today were considered very suspicious and mirrored illegal activities such as money laundering which is illegal and could result in jail time if found guilty of it. I advised both of them that their gaming privileges at Calder would be revoked immediately pending an investigation and that they could not return to the property unless advised by me, the director of Security. I informed them that returning to property without approval would result in their arrest, both stated they understood and apologized.

Both individuals were escorted out the casino north entrance. They entered a black ford mustang parked in lot D with tag [REDACTED]. They stayed in their vehicle for a few minutes before departing property at 12:47 hours. Surveillance was advised and maintained coverage for the duration of the call, nothing further at this time.

Attachments: DL pictures of both Tim Macdonald and [REDACTED] Players club cards belonging to la [REDACTED] Tameki [REDACTED], Hersche [REDACTED] and Alona [REDACTED].

Attachments

Selected for Printing Total = 2

[Redacted]

[Redacted] [Redacted] [Redacted]

[Redacted] [Redacted] [Redacted]

[Redacted] [Redacted] [Redacted]

[Redacted] [Redacted] [Redacted]

Description:

Timothy Macdonald ID



Attachment Type: Picture
File Name: Timothy Macdonald ID.jpg
File Size: 3122 KB
Description:

Additional Attachments Total = 1

Attachment Title: PC cards File Name: PC cards.pdf
Attachment Type: Document File Size: 347 KB
Description:

Incident Controls

Incident Controls

Org Rollup Name

Access Level: Level 5 (Highest)

Org Level 1:

Status: Open

Org Level 2:

Org Level 3:

Org Level 4:

Locked: No

Archive (record not visible): No

Record Owner: Lara, Jean

Incident Visibility

Owner Workgroup: Security

Exceptions:

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By jean.lara, 10/21/2022 6:07 PM GMT

Last Modified By jean.lara, 10/21/2022 10:24 PM GMT

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Occurred From Date/Time: 10/21/2022 10:31 AM

Status: Open



Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SURV-2022-10-00060

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 10/21/2022 4:36 PM

Occurred From Date/Time: 10/21/2022 10:31 AM

Occurred To Date/Time: 10/21/2022 12:42 PM

Incident Duration: 2Hrs. 11Min.

Business Unit

Business Unit: Non Gaming

Department: Security

Summary:

On October 21, 2022 Surveillance was advised of two guests who were observed engaging in suspicious gaming activity, bill stuffing.

Physical Location

Site: Casino

Building: Front of House

Supplemental Details

Reported to Police: No

Incident Involvement Section

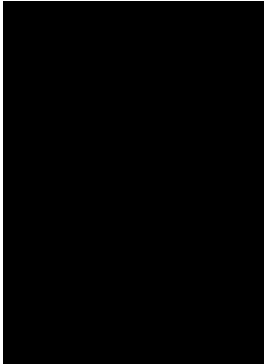
Linked Person

Total = 8

DUNCAN, Jason

Involvement Type:

Witness



Date of Birth:

Gender: Male

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

Marital Status:

Employee?: Yes

Interviewed?: No

Linked To Person: , Jason

Phone Number:

Address:

First Aid Administered?: No

Person Hospitalized?: No

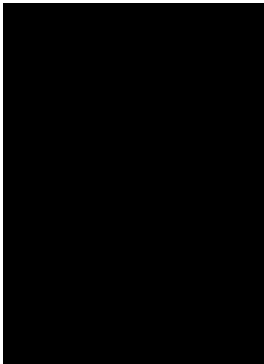
Injured: No

Notes:

LARA, Jean

Involvement Type:

Reporting Party



Date of Birth:

Gender:

Hair Color:

Eye Color:

Height:

Weight:

Marital Status:

Employee?:

Interviewed?:

Linked To Person: ean

Phone Number:

Address:

First Aid Administered?: No

Person Hospitalized?: No

Injured: No

Notes:

Incident Number:

Class/Case

MACDONALD, Timothy

Involvement Type:

Suspect

Date of Birth:

Gender:

Hair Color:

Eye Color:

Height:

Weight:

Marital Status:

Employee?: No

Interviewed?: Yes

Linked To Person: MacDonald, Timothy

Phone Number:

Address:

First Aid Administered?: No

Person Hospitalized?: No

Injured: No

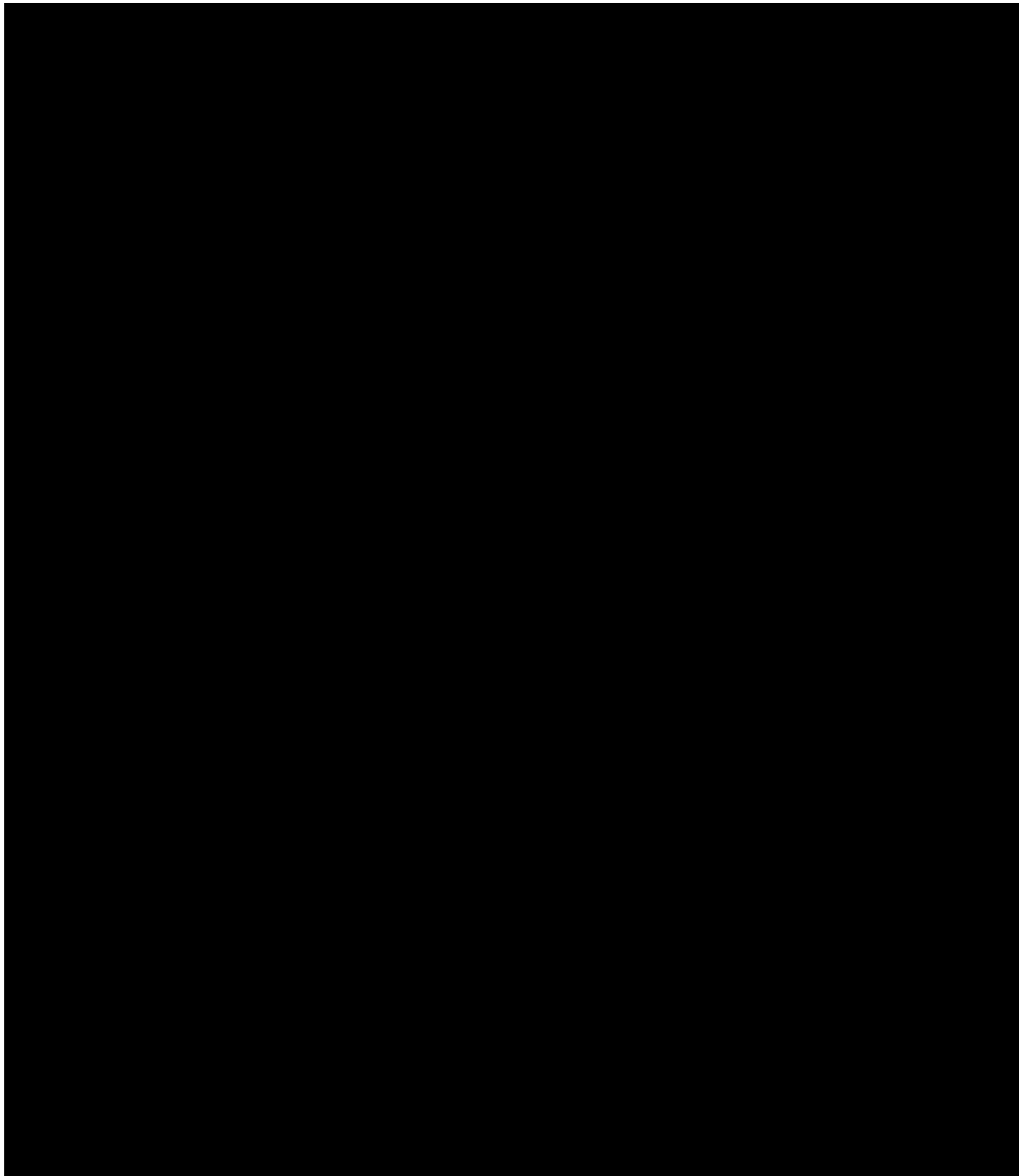
Notes:

Ow

Incident Number: SURV-2022-10-00060

Class/Category:

Status:



Owner Workgroup:
Surveillance

Access Level:
Level 2

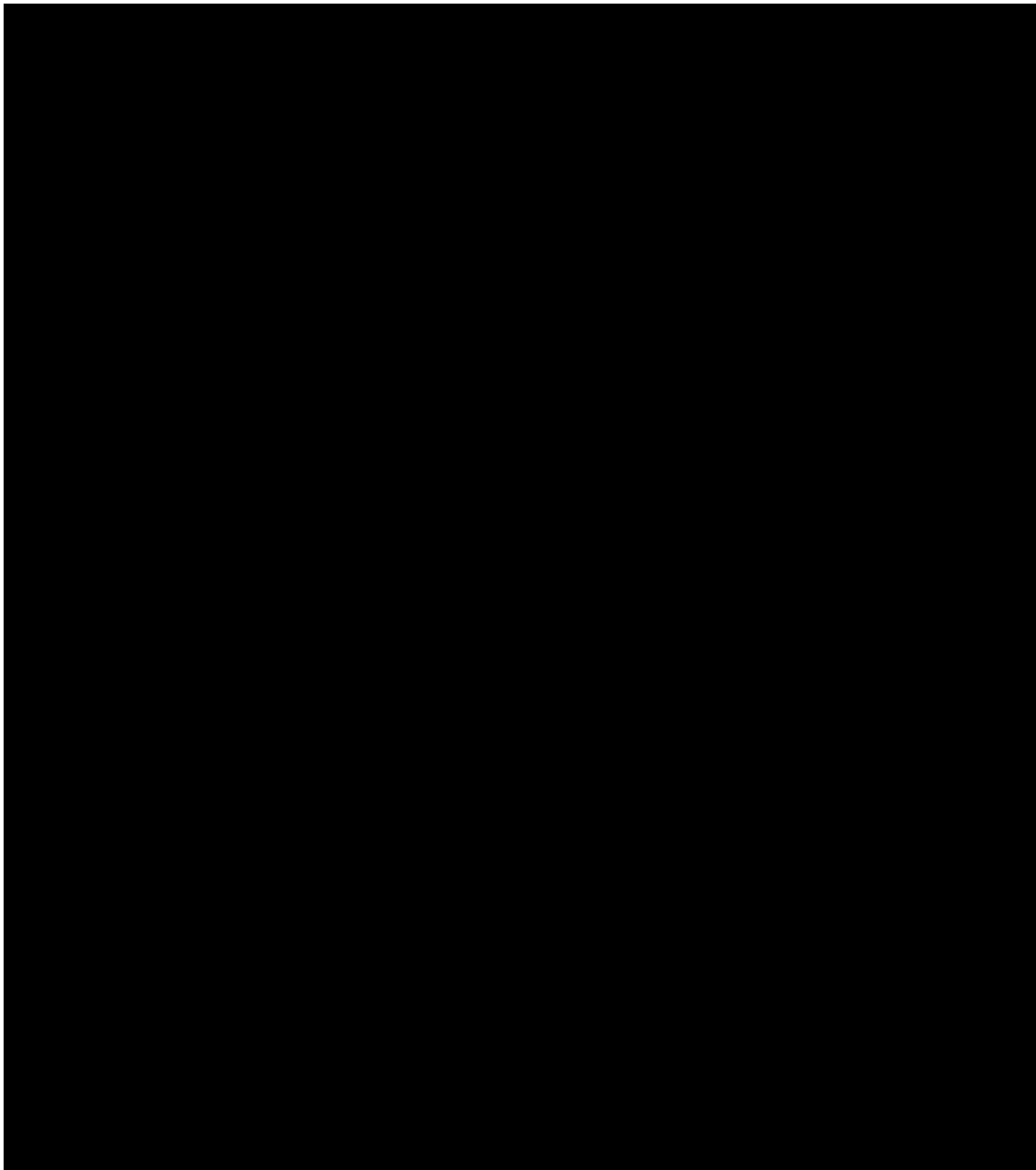
Local Print Date/Time:
10/24/2022 10:49 AM

Exhibit # 3
Page # 5

Incident Number: SURV-2022-10-00060

Class/Category:

Status:



Incident Narratives

Incident Narratives

Total = 1

AUTHOR: 39, Surv **Narrative Type:** Original Narrative

Created By Date/Time 10/21/2022 4:43 PM **Sealed** No

Narrative:

Origin of Call: On October 21, 2022 at approximately 10:38 hours Surveillance was advised by Slot Operations Specialist Pedro Polanco of two guests who were observed engaging in suspicious gaming activity, bill stuffing.

Video Coverage:

Below is a timeline detailing Timothy A. Macdonald's and [REDACTED] activities while on property:

10:31 hours - Both Timothy and [REDACTED] enter through the North entrance.

10:33 hours to 10:38 hours - Both Timothy and [REDACTED] are observed bill stuffing at machines 8K-02 and 8K-03.

10:39 hours - Both Timothy and [REDACTED] use the Kiosks next to the Player's Club.

10:40-10:58 hours - Both Timothy and [REDACTED] begin to game at machines 5G-01 and 5G-02. They are observed placing bets, piling their printed vouchers, and removing Player's Club cards from the machines to insert others. It is confirmed that they are in possession of cards belonging to at least two guests, Alona [REDACTED] and Hershel [REDACTED]

Timothy Macdonald is observed taking one of [REDACTED] vouchers and putting it inside of his jacket.

10:58 hours - Both Timothy and [REDACTED] walk away from 5G-01 and 5G-02 with multiple vouchers.

11:01 hours - Timothy Macdonald is observed stopping at a machine as he utilizes his cellphone's calculator, counting his bills and adding numbers (final number came out to 7,650 on his phone.)

11:04 hours - Timothy Macdonald uses the Kiosk by Zone 15 (BINGO area).

11:04 hours to 11:16 hours - Scott Macdonald is observed gaming at machine 3A-01.

11:05 hours - Timothy Macdonald uses the Kiosk by the West entrance.

11:06 hours - Timothy Macdonald cashes out a voucher at the Main Cage for \$1,354.

11:08 hours - Timothy Macdonald cashes out at NRT #10 where he is observed reinserting certain bills in exchange for smaller bills and then counting his funds numerous times.

11:13 hours to 11:18 hours - Timothy Macdonald is observed bill stuffing at machine 2F-04. Timothy Macdonald inserts a few large bills at a time, prints a voucher, and then begins stuffing more denominations (100s, 20s, 5s).

11:16 hours to 11:28 hours - [REDACTED] is observed gaming at machine 3A-03.

11:24 hours - Timothy Macdonald uses the Kiosk by Zone 15 (BINGO area).

11:27 hours to 11:28 hours - Timothy Macdonald is observed bill stuffing at machine 3B-01.

11:28 hours to 11:44 hours - [REDACTED] is observed gaming at machine 3A-05.

11:28 hours to 11:42 hours - Timothy Macdonald is observed gaming at machine 3B-02

11:42 hours - Both Timothy and [REDACTED] are observed gaming at machines 3A-05 and 3A-06.

11:44 hours to 11:48 hours - Both Timothy and [REDACTED] enter the South men's restroom.

11:49 hours to 12:09 hours - Both Timothy and [REDACTED] begin to game at machines 5G-04 and 5G-05. They are observed inserting vouchers and placing bets. Again, Timothy Macdonald is observed taking one of Scott Macdonald's vouchers and putting it inside of his jacket.

12:14 hours to 12:26 hours - Timothy Macdonald games at machine 3B-02. Timothy Macdonald appears to advise [REDACTED] to sit elsewhere when he attempts to sit at machine 3B-01. Timothy Macdonald is observed counting his vouchers and bills. Timothy Macdonald goes to NRT #10, then returns.

12:14 hours to 12:30 hours - [REDACTED] games at machine 3B-04.

12:30 hours to 12:38 hours - Timothy Macdonald and [REDACTED] are initially approached by Director of Security Jean Lara, Security Manager Roy McCloud, Security Supervisor Jason Duncan, Director of Compliance Iliana Velazquez, and Director of Surveillance Favio Munoz.

12:40 hours - Both Timothy Macdonald and [REDACTED] are escorted to NRT #10 by Director of Security Jean Lara, Security Manager Roy McCloud, and Security Supervisor Jason Duncan.

12:42 hours - Both Timothy and [REDACTED] are escorted out through the North doors by Director of Security Jean Lara, Security Manager Roy McCloud, and Security Supervisor Jason Duncan.

12:43 hours to 12:47 hours - Both Timothy and [REDACTED] return to their vehicle and depart property.

Information Supplied:

Director of Security Jean Lara issued both Timothy and [REDACTED] lifetime bans.

Person's Involved:

Suspects - Timothy A. Macdonald and [REDACTED]

Reporting Party - Director of Security Jean Lara

RUA's have been filled out for both Guests.

Video has been saved and available upon request.

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

Incident Controls

Incident Controls

Org Rollup Name

Access Level: Level 2

Org Level 1:

Status: Open

Org Level 2:

Org Level 3:

Org Level 4:

Locked: No

Archive (record not visible): No

Record Owner: 39, Surv

Incident Visibility

Owner Workgroup: Surveillance

Exceptions:

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By ashley.kalisch, 10/21/2022 8:40 PM GMT

Last Modified By ashley.kalisch, 10/22/2022 9:36 PM GMT




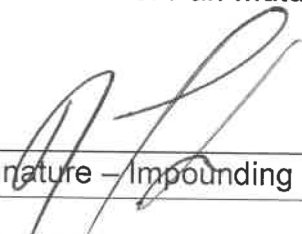
**Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Investigations Section**

2023 012964

PROPERTY RECEIPT

Complaint # 2023 004371 Date 1/17/23 Lab # _____

Item No.	Quantity	Description
1	1	USB MEMORANDUM
		MONEY LAUNDERING
		SURV-2022-10-0060
		MONEY STUFFING OF
		SLOT MACHINES

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p align="center"> Signature</p>	<p>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.</p> <p align="center"> Signature - Impounding Investigator</p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

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: _____



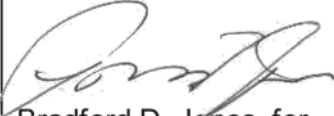
Copies for: File, Transmittal, Laboratory, Property Receipt

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: March 7, 2023	Case Number: 2023 01 2964
Respondent: MACDONALD, TIMOTHY 19113 N 19 TH PL. PHOENIX, ARIZONA 85024		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: March 24, 2023
Period of Investigation: November 15, 2022 through March 24, 2023		Type of Report: Final	
<p>Alleged Violation: 550.0251 Powers and duties of the Florida Gaming Control Commission.—The commission shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:</p> <p>(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.</p>			
<p>Synopsis: On October 21, 2022, Scott MacDonald and Timothy MACDONALD visited Calder Casino. During their visit they were stopped by Calder’s Director of Security J. C. Lara after Lara received information that an individual was inserting \$100.00 bills into Slot Machines and immediately (without playing) would print out a voucher. When Lara approached [REDACTED] he pulled out the Players Club card that [REDACTED] had inserted into the slot machine he was using and found that the card was in the name of Ian [REDACTED]. He was also found to have two (2) additional Players Club cards that were not in his name. Both Timothy MACDONALD & [REDACTED] were permanently excluded from the facility.</p>			
<p>Related Case(s): 2023 00 4871</p>			
Investigator / Date  Raul Suau / March 24, 2023		Investigator Supervisor / Date  Julio Minaya / April 5, 2023	
Chief of Investigations / Date  Bradford D. Jones for Steven E. Kogan / April 23, 2023			

CONTINUATION

On November 15, 2022, this Investigator received an e-mail from Calder's Risk and Communication Manager, Melissa Brooks containing an updated weekly facility exclusion list. While reviewing the list, I discovered the names of two patrons that had been permanently excluded from the facility for Suspicious Activity which had been added to the list. The men were identified as [REDACTED] and Timothy **MACDONALD**. The above incident was documented in Calder Security Incident Report SEC-2022-10-00059 and Surveillance Report SURV-2022-10-00060 (**Exhibit #1**).

On January 12, 2023, I visited Calder Casino where I requested and received a copy of the related surveillance video along with the Security and Surveillance Reports of the incident.¹

According to Surveillance Report SURV-2022-10-00060 and Security Report SEC-2022-10-00059 created on October 21, 2022, Slot Operation Specialist Pedro Polanco notified Surveillance that two patrons later identified as [REDACTED] and Timothy **MACDONALD**, were observed "bill stuffing"² slot machines. Upon being notified by Polanco, surveillance began to follow the two men. The men were observed inserting a Players Club card into a Slot Machine prior to "bill stuffing" the slot machines. After inserting a quantity of money into the machine, each man would print vouchers out and cash them. Both men were also observed inserting vouchers into slot machines and placing small bets. They would then compile their printed vouchers, and remove the current Player's Club cards from the machine and insert another Player's Club card before repeating the process.

On one occasion Timothy **MACDONALD** was observed taking one o [REDACTED] vouchers and placing it inside his jacket. Timothy **MACDONALD** can also be seen on numerous occasions counting his bills, while utilizing his cell phone to apparently calculate his total. He was also observed using numerous kiosks to cash out the vouchers. Throughout their entire time in the facility, both men were observed by surveillance utilizing different Player Club cards that were ultimately confiscated by the Director of Security Jean Lara when he confronted them. Accompanying Lara were Director of Compliance Iliana Velazquez, Director of Surveillance Favio Munoz and other members of the Calder security team who stood by while Lara identified the two men and confiscated a total of six Player's Club cards³ from them. When questioned by Security Director Lar [REDACTED] stated that he received the money and the Players Club cards from a friend of his whom he identified as "Aaron from Vegas."

After identifying [REDACTED] and Timothy **MACDONALD**, they were escorted to the Ticket Redemption Machine NRT #10 and allowed to cash out. Once they finished cashing out, both men were informed that they were being permanently excluded from the facility and that they should not return. They were then allowed to leave without further incident. Law enforcement was not present during this incident nor were they subsequently contacted.

Independent video review by this Investigator confirmed the information listed on both the Surveillance and Security Reports. There is one additional fact noticed during this review. Both **MACDONALDs**, upon sitting at the slot machine in question, placed a stack of vouchers they had previously printed in front of them. They would insert one voucher, place one bet and then print out a new voucher. The newly printed voucher would be placed at the bottom of the stack of vouchers in front of them and the one on top would be inserted into the slot machine. This action was repeated several times by both individuals.

¹ On January 26, 2023 I requested and received the surveillance report from Ileana Velazquez, Calder Director of Compliance.

² A practice whereby a casino customer goes to various slot machines putting cash in the bill acceptors and collects cash-out vouchers with nominal gaming activity, keeping the amount below \$1,200.00 which allows them to use the Ticket Redemption Machines and circumvent IRS reporting requirements.

³ Player's Club cards confiscated belong to Alona Rolle, Hershel Freeman, Ian Saliba and Tamekia Jackson. (Exhibit #4)

CONTINUATION

On January, 30, 2023, I again visited Calder Casino and interviewed Compliance Officer Iliana Velazquez regarding the patrons whose Player's Card were being used and were confiscated. The Players Club accounts of these individuals were flagged and blocked by Players Club staff. The names of the players on the cards confiscated were checked with a database of individuals who are suspected of participating in other schemes versus the facility and there was no match. There was also no report of the cards being lost or stolen.

On March 22, 2023 I visited Calder Casino in reference to this case. I obtained the phone numbers of the four owners of the Players Cards seized from the **MACDONALDs**. On the same date, a phone call was made to them by Investigations Supervisor Julio Minaya. Below are the individuals called with the phone numbers and result of those phone calls:

- Ian [REDACTED] A voice mail could not be left because the voice mail box was full.
- Her [REDACTED] Wrong number, a female answered the phone.
- Tamika [REDACTED]. Phone # was changed/disconnected. A Verizon automated message answered.
- Alona [REDACTED] Left voice mail. A second phone number was also called. Phone [REDACTED]. No incoming calls are accepted on the phone (**Exhibit # 5**).

On April 3, 2023, the undersigned investigator along with Supervisor Minaya contacted Director of Compliance Iliana Velazquez and requested the last activity dates of each Players Club cards prior to the date of incident of October 21, 2022. Per Velazquez, the last activity documented by the Gaming Database revealed the following; Ian [REDACTED], Hersche [REDACTED], Tamekia [REDACTED] and Alona [REDACTED].

Velasquez also provided the Suspicious Activity Report (SAR) tracking ID: SX22-00404183 which was filed with FinCen⁴ on November 7, 2022 (**Exhibit #6**).

On April 4, 2023, an Accurant check was conducted in an attempt to determine if the **MACDONALD's** were related as no such inquiry was made by the facility on the date of the incident. No correlation between the two men was discovered. As of the date of this report, none of the above-named card holders have returned Supervisor Minaya's calls nor are they known to have returned to or contacted Calder Casino.

Case closed by Investigations and forwarded to Legal for review.

⁴ *Financial Crimes Enforcement Network*

CONTINUATION

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET1
- II. INVESTIGATIVE REPORT 2
- III. EXHIBITS
 - 1. E-mail Containing Exclusion List.....1-2
 - 2. Copy of Security Report SEC-2022-10-00059..... 1-7
 - 3. Copy of Surveillance Report SURV-2022-10-00060..... 1-10
 - 4. Players Club Card Account Information.....1-8
 - 5. Listing of Phone Numbers Called.....1-1
 - 6. E-mail from Iliana Velasquez.....1-2

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

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

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 04/23/2023
Complaint # 2023012964	Case Type CMP - Complaint	Disposition
Docket#	Respondent MACDONALD, TIMOTHY	Responsible bjones - JONES, BRADFORD
		Private Case

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

Source INTN - Internal	Security Level 1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form INTR - Internal	Priority	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n OTHR - Other	Complexity R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security STND - Standard	Incident 10/21/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region SR - Southern Region	Received 03/06/2023	<input type="checkbox"/> Inspection	
Reference 550.0251		<input type="checkbox"/> Costs	
Entered 03/07/2023	Entered By icampbell	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary 285 - Calder Race Course Inc. - 550.0251 - Powers and duties of the Florida Gaming Control Commission: On October 21, 2022 [REDACTED] and Timothy, MACDONALD visited Calder Casino. During their visit they were stopped by Calder Casino's Director of Security, JC Lara when he received a complaint about two individuals that were inserting \$100 bills into slot machines and without playing printing out vouchers. They did this numerous times prior to his approach. Upon speaking with them he discovered that they had Players club cards which were not in their name. They each had three Players Club cards belonging to other patrons that were not present in the Casino. All six cards were seized and both MACDONALD's were permanently excluded from the facility.		<input type="checkbox"/> Attachments	<input type="button" value="History"/>
		<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>
		Updated 04/25/2023 12:55:48	

47 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"/>
---------	---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

Get Adobe Reader.

Minaya, Julio

From: Suau, Raul
Sent: Friday, January 27, 2023 3:14 PM
To: Minaya, Julio
Subject: FW: Updated Exclusions-Evictions List W.E. 11-13-2022
Attachments: Updated Exclusions-Evictions List 11-13-2022.xlsx

This is the first time they appear on the exclusion listing under lifetime exclusions

From: Melissa Brook [REDACTED]

Sent: Tuesday, November 15, 2022 9:32 AM

[REDACTED]

Subject: Updated Exclusions-Evictions List W.E. 11-13-2022

[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.

Good Morning,

Attached is our Exclusion/Eviction List for the week ending 11-13-2022.

Updates for W.E. 11-13-2022

Self-Exclusions: 1 – Updated in SP and FT

[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------	------------

Underage: None

Lifetime – Card Room: None

Lifetime: 2 – Updated in SP & FT

11/8/2022	Calder	Macdonald	Timothy	[REDACTED]	19113 N 19th Place	Phoenix	AZ	85024	M
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Reinstatements: None

Employee: None

Thank you,
Melissa



MELISSA BROOKS

Risk & Communications Manager

21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 625-1311 ext 3285

Melissa.Brooks@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.

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SEC-2022-10-00059
Class/Category: Non Criminal/Persons
Occurred From Date/Time: 10/21/2022 12:30 PM
Status: Open



Incident Details

Incident Details

Incident Number: SEC-2022-10-00059

Classification

Class: Non Criminal

Category: Persons

Subcategory: Suspicious Activity \ AML

Type: Guest

Reported Date/Time: 10/21/2022 1:59 PM

Occurred From Date/Time: 10/21/2022 12:30 PM

Occurred To Date/Time: 10/21/2022 12:42 PM

Incident Duration: 0Hrs. 12Min.

Business Unit

Business Unit: Gaming

Summary:

Casino guests Timothy Macdonald and [REDACTED] were observed bill stuffing on the casino floor. Both guests were approached by security and questioned on the matter. Ultimately both guests were asked to leave property and not return unless directed by the director of security JC Lara.

Physical Location

Site: Casino

Building: Front of House

Location: Bar

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 2

MACDONALD, Scott

Involvement Type:

Suspect



MACDONALD, Timothy

Involvement Type:

Suspect



Date of Birth:	[REDACTED]	Phone Number:	
Gender:	White Male	Address:	
Hair Color:	Brown		
Eye Color:	Blue		
Height:	5' 9"		
Weight:	195lbs	First Aid Administered?:	No
Marital Status:		Person Hospitalized?:	No
Employee?:	No	Injured:	No
Interviewed?:	Yes	Notes:	
Linked To Person:	Macdonald, Timothy		

Incident Number: SEC-2022-10-00059

Class/Category: Non Criminal/Persons

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR:	Lara, Jean	Narrative Type:	Original Narrative
---------	------------	-----------------	--------------------

Created By Date/Time	10/21/2022 6:14 PM	Sealed	No
----------------------	--------------------	--------	----

Narrative:

Origin of Call: On Friday October 21, 2022 Director of Security JC Lara was made aware that two male guests were bill stuffing on the casino floor. D/S Lara entered the surveillance review room to observe their activity in real time. Both guests were observed at the 3B banks (3B04 / main bar location) minimally gaming and stuffing bills into the machines. It was also made known that both guests were using multiple players cards with different names. At this time it was determined that security would approach and question both guests.

Interview: I, JC Lara, approached one of the male suspects now known as Timothy Macdonald at NRT 10 where he was cashing out multiple vouchers. As Mr. Macdonald turned around, I introduced myself and asked him for his ID. As he handed me his ID I advised him that we have been observing he and his friend for the duration of their visit continuously insert bills into the slot machines, print the tickets and cash them out, all while playing the games on a very minimal level. I asked what the reason for this type of activity was. Mr. Macdonald stated he was inserting the bills to get more tickets. I advised him to elaborate as his answer was not making much sense. He stated his reasoning for inserting bills was to get the money onto tickets and play with the tickets instead. I stated to him that his answer did not make much sense because they were barely playing the actual game, if at all. He states he and his friend were playing roulette mostly, I again reiterated that it was at a very minimal level for the amount of cash he was inserting into the machines. The conversation shifted to asking him why he was playing with multiple player's cards that did not belong to him. His answer was those cards belonged to his friends, I asked him to identify who those friends were and he only mentioned "Tamika" & "Herschel". I asked why would he be playing with their account instead of his own? He stated it was so they can get the points, he was doing it as a favor. I then advised him that playing with someone else's card is prohibited and he can no longer do so. I then asked him to follow me to the bar where his acquaintance was playing

We then approach the main bar (3B04) where his acquaintance now identified a [REDACTED] was playing. I approached 3B04 and pulled the players card that was inserted in the machine at the time. The name on the card read "Ian [REDACTED]". Once I confirmed this was not his name by checking his ID, I asked both individuals to hand over all of the players cards in their possession. Both handed me 3 cards each, there were duplicates of Herschel [REDACTED] and Tamekia [REDACTED] in addition to one card belonging to Alon [REDACTED]. I asked them how they got possession of these cards and both stated they were friends theirs. I informed them that what they were both doing is considered illegal and need their full cooperation and honesty with this situation. I again asked how they were in possession of the cards and what their motive was with stuffing the slot machines with money and cashing out. Mr. Macdonald then stated a friend of his by the name of "Aaron" who is from Vegas gave them the cards and the cash. When I asked what the reason behind it was, he really couldn't answer and assumed it was to get promotional points on the account for whom those cards belong to. I advised him that would't make sense since they were barely playing the games. I asked what he and his friend were getting in return for their actions and he stated "We maybe get 50-100 bucks".

At this point I advised both Tim and [REDACTED] Macdonald that their actions in the casino today were considered very suspicious and mirrored illegal activities such as money laundering which is illegal and could result in jail time if found guilty of it. I advised both of them that their gaming privileges at Calder would be revoked immediately pending an investigation and that they could not return to the property unless advised by me, the director of Security. I informed them that returning to property without approval would result in their arrest, both stated they understood and apologized.

Both individuals were escorted out the casino north entrance. They entered a black ford mustang parked in lot D with tag [REDACTED]. They stayed in their vehicle for a few minutes before departing property at 12:47 hours. Surveillance was advised and maintained coverage for the duration of the call, nothing further at this time.

Attachments: DL pictures of both Tim Macdonald and [REDACTED] Players club cards belonging to la [REDACTED] Tameki [REDACTED], Hersche [REDACTED] and Alona [REDACTED].

Attachments

Selected for Printing Total = 2

[Redacted]

[Redacted] [Redacted] [Redacted]

[Redacted] [Redacted] [Redacted]

[Redacted] [Redacted] [Redacted]

[Redacted] [Redacted] [Redacted]

Description:

Timothy Macdonald ID



Attachment Type: Picture
File Name: Timothy Macdonald ID.jpg
File Size: 3122 KB
Description:

Additional Attachments Total = 1

Attachment Title: PC cards File Name: PC cards.pdf
Attachment Type: Document File Size: 347 KB
Description:

Incident Controls

Incident Controls

Org Rollup Name

Access Level: Level 5 (Highest)

Org Level 1:

Status: Open

Org Level 2:

Org Level 3:

Org Level 4:

Locked: No

Archive (record not visible): No

Record Owner: Lara, Jean

Incident Visibility

Owner Workgroup: Security

Exceptions:

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By jean.lara, 10/21/2022 6:07 PM GMT

Last Modified By jean.lara, 10/21/2022 10:24 PM GMT

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Occurred From Date/Time: 10/21/2022 10:31 AM

Status: Open



Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SURV-2022-10-00060

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 10/21/2022 4:36 PM

Occurred From Date/Time: 10/21/2022 10:31 AM

Occurred To Date/Time: 10/21/2022 12:42 PM

Incident Duration: 2Hrs. 11Min.

Business Unit

Business Unit: Non Gaming

Department: Security

Summary:

On October 21, 2022 Surveillance was advised of two guests who were observed engaging in suspicious gaming activity, bill stuffing.

Physical Location

Site: Casino

Building: Front of House

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 8

DUNCAN, Jason

Involvement Type:

Witness



Date of Birth:

Gender: Male

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

Marital Status:

Employee?: Yes

Interviewed?: No

Linked To Person: , Jason

Phone Number:

Address:

First Aid Administered?: No

Person Hospitalized?: No

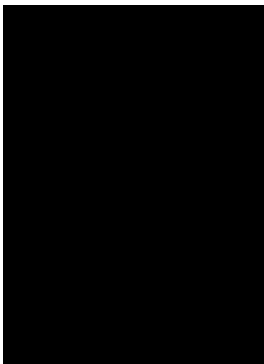
Injured: No

Notes:

LARA, Jean

Involvement Type:

Reporting Party



Date of Birth:

Gender:

Hair Color:

Eye Color:

Height:

Weight:

Marital Status:

Employee?:

Interviewed?:

Linked To Person: ean

Phone Number:

Address:

First Aid Administered?: No

Person Hospitalized?: No

Injured: No

Notes:

Incident Number:

Class/Case

MACDONALD, Timothy

Involvement Type:

Suspect

Date of Birth:

Gender:

Hair Color:

Eye Color:

Height:

Weight:

Marital Status:

Employee?: No

Interviewed?: Yes

Linked To Person: MacDonald, Timothy

Phone Number:

Address:

First Aid Administered?: No

Person Hospitalized?: No

Injured: No

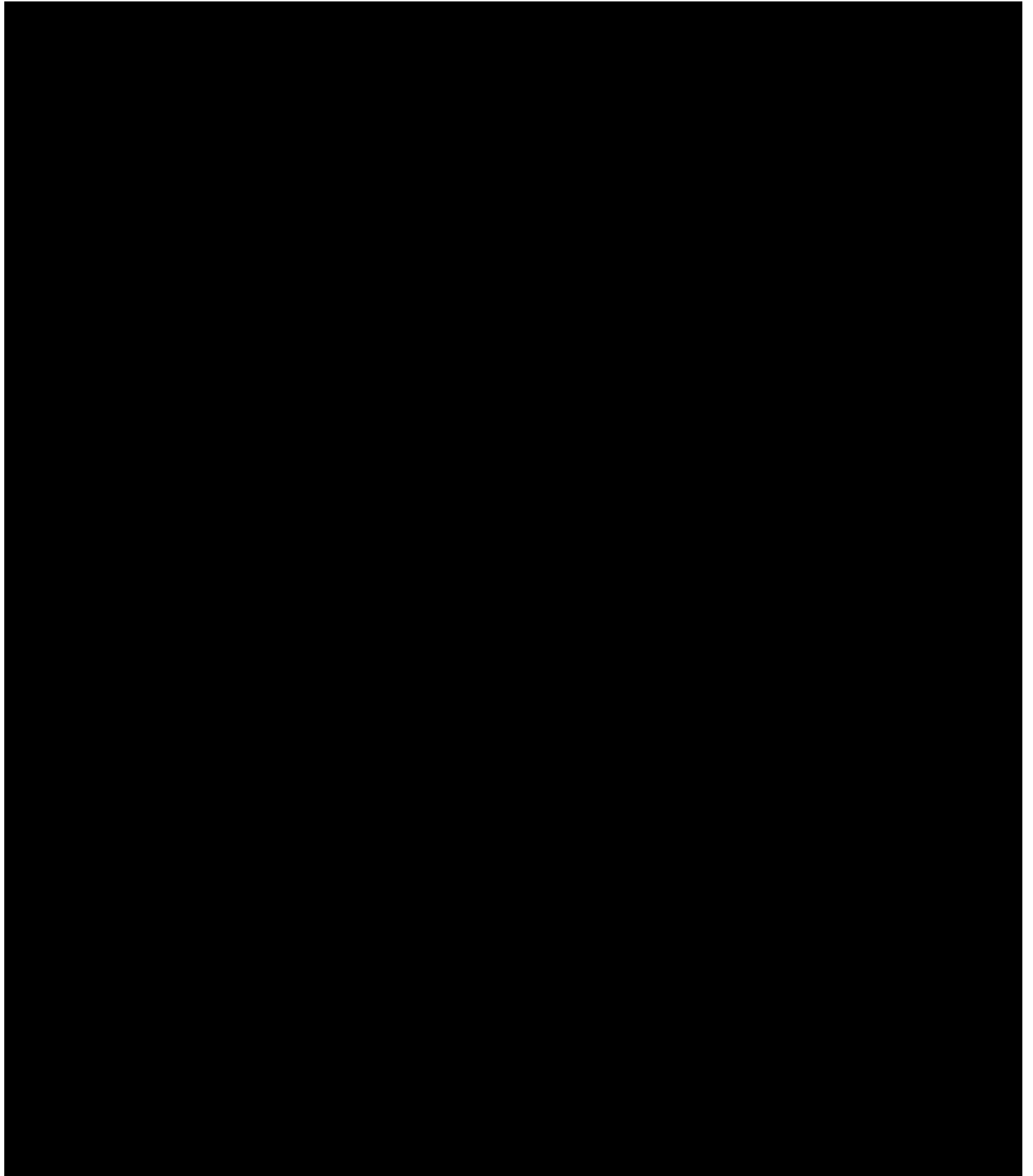
Notes:

Ow

Incident Number: SURV-2022-10-00060

Class/Category:

Status:



Owner Workgroup:
Surveillance

Access Level:
Level 2

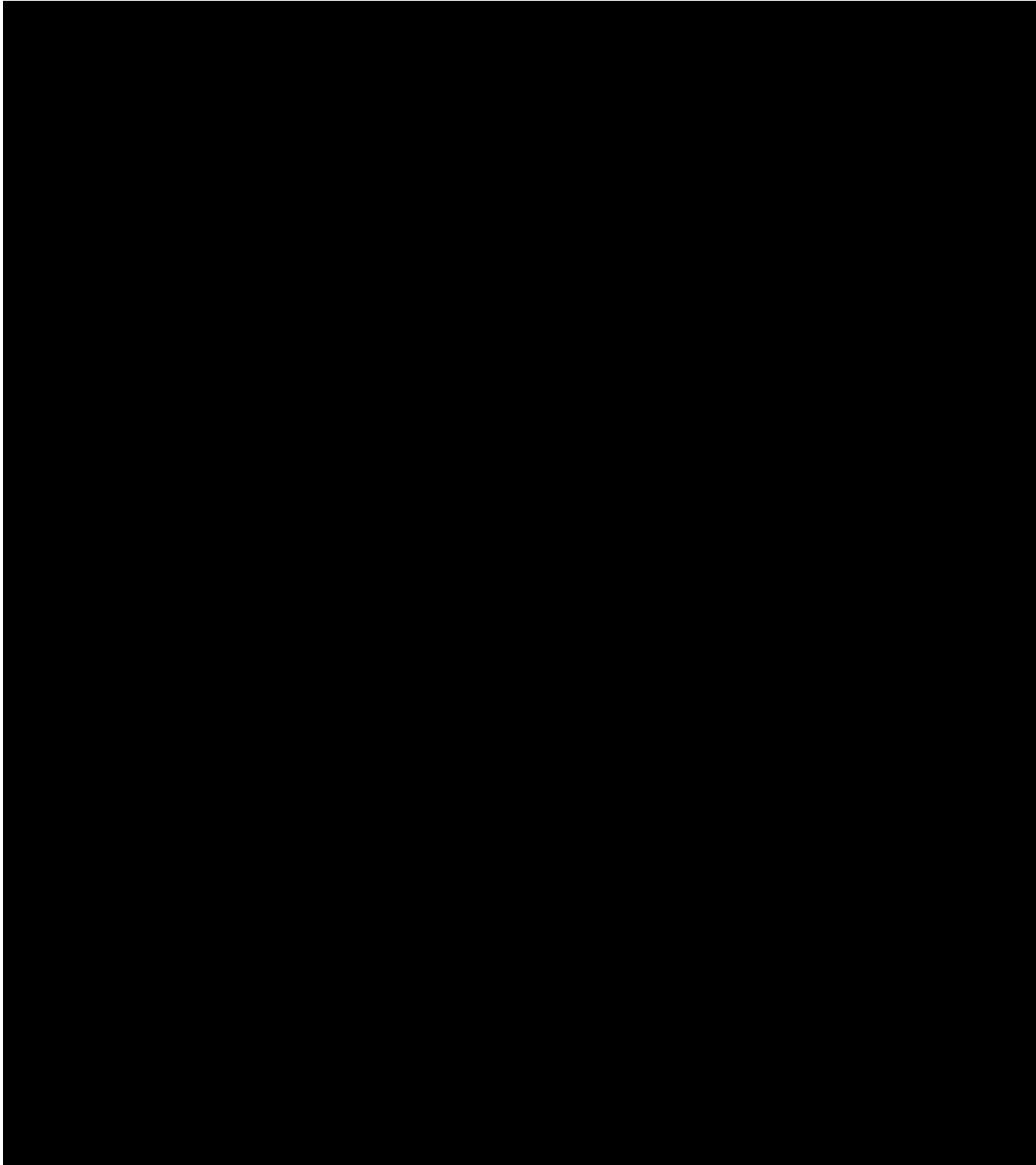
Local Print Date/Time:
10/24/2022 10:49 AM

Exhibit # 3
Page # 5

Incident Number: SURV-2022-10-00060

Class/Category:

Status:



Incident Narratives

Incident Narratives

Total = 1

AUTHOR: 39, Surv **Narrative Type:** Original Narrative

Created By Date/Time 10/21/2022 4:43 PM **Sealed** No

Narrative:

Origin of Call: On October 21, 2022 at approximately 10:38 hours Surveillance was advised by Slot Operations Specialist Pedro Polanco of two guests who were observed engaging in suspicious gaming activity, bill stuffing.

Video Coverage:

Below is a timeline detailing Timothy A. Macdonald's and [REDACTED] activities while on property:

10:31 hours - Both Timothy and [REDACTED] enter through the North entrance.

10:33 hours to 10:38 hours - Both Timothy and [REDACTED] are observed bill stuffing at machines 8K-02 and 8K-03.

10:39 hours - Both Timothy and [REDACTED] use the Kiosks next to the Player's Club.

10:40-10:58 hours - Both Timothy and [REDACTED] begin to game at machines 5G-01 and 5G-02. They are observed placing bets, piling their printed vouchers, and removing Player's Club cards from the machines to insert others. It is confirmed that they are in possession of cards belonging to at least two guests, Alona [REDACTED] and Hershel [REDACTED]

Timothy Macdonald is observed taking one of [REDACTED] vouchers and putting it inside of his jacket.

10:58 hours - Both Timothy and [REDACTED] walk away from 5G-01 and 5G-02 with multiple vouchers.

11:01 hours - Timothy Macdonald is observed stopping at a machine as he utilizes his cellphone's calculator, counting his bills and adding numbers (final number came out to 7,650 on his phone.)

11:04 hours - Timothy Macdonald uses the Kiosk by Zone 15 (BINGO area).

11:04 hours to 11:16 hours - Scott Macdonald is observed gaming at machine 3A-01.

11:05 hours - Timothy Macdonald uses the Kiosk by the West entrance.

11:06 hours - Timothy Macdonald cashes out a voucher at the Main Cage for \$1,354.

11:08 hours - Timothy Macdonald cashes out at NRT #10 where he is observed reinserting certain bills in exchange for smaller bills and then counting his funds numerous times.

11:13 hours to 11:18 hours - Timothy Macdonald is observed bill stuffing at machine 2F-04. Timothy Macdonald inserts a few large bills at a time, prints a voucher, and then begins stuffing more denominations (100s, 20s, 5s).

11:16 hours to 11:28 hours - [REDACTED] is observed gaming at machine 3A-03.

11:24 hours - Timothy Macdonald uses the Kiosk by Zone 15 (BINGO area).

11:27 hours to 11:28 hours - Timothy Macdonald is observed bill stuffing at machine 3B-01.

11:28 hours to 11:44 hours - [REDACTED] is observed gaming at machine 3A-05.

11:28 hours to 11:42 hours - Timothy Macdonald is observed gaming at machine 3B-02

11:42 hours - Both Timothy and [REDACTED] are observed gaming at machines 3A-05 and 3A-06.

11:44 hours to 11:48 hours - Both Timothy and [REDACTED] enter the South men's restroom.

11:49 hours to 12:09 hours - Both Timothy and [REDACTED] begin to game at machines 5G-04 and 5G-05. They are observed inserting vouchers and placing bets. Again, Timothy Macdonald is observed taking one of Scott Macdonald's vouchers and putting it inside of his jacket.

12:14 hours to 12:26 hours - Timothy Macdonald games at machine 3B-02. Timothy Macdonald appears to advise [REDACTED] to sit elsewhere when he attempts to sit at machine 3B-01. Timothy Macdonald is observed counting his vouchers and bills. Timothy Macdonald goes to NRT #10, then returns.

12:14 hours to 12:30 hours - [REDACTED] games at machine 3B-04.

12:30 hours to 12:38 hours - Timothy Macdonald and [REDACTED] are initially approached by Director of Security Jean Lara, Security Manager Roy McCloud, Security Supervisor Jason Duncan, Director of Compliance Iliana Velazquez, and Director of Surveillance Favio Munoz.

12:40 hours - Both Timothy Macdonald and [REDACTED] are escorted to NRT #10 by Director of Security Jean Lara, Security Manager Roy McCloud, and Security Supervisor Jason Duncan.

12:42 hours - Both Timothy and [REDACTED] are escorted out through the North doors by Director of Security Jean Lara, Security Manager Roy McCloud, and Security Supervisor Jason Duncan.

12:43 hours to 12:47 hours - Both Timothy and [REDACTED] return to their vehicle and depart property.

Information Supplied:

Director of Security Jean Lara issued both Timothy and [REDACTED] lifetime bans.

Person's Involved:

Suspects - Timothy A. Macdonald and [REDACTED]
Reporting Party - Director of Security Jean Lara

RUA's have been filled out for both Guests.

Video has been saved and available upon request.

Incident Number: SURV-2022-10-00060

Class/Category: Criminal/Cheating

Status: Open

Incident Controls

Incident Controls

Org Rollup Name

Access Level: Level 2

Org Level 1:

Status: Open

Org Level 2:

Org Level 3:

Org Level 4:

Locked: No

Archive (record not visible): No

Record Owner: 39, Surv

Incident Visibility

Owner Workgroup: Surveillance

Exceptions:

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By ashley.kalisch, 10/21/2022 8:40 PM GMT

Last Modified By ashley.kalisch, 10/22/2022 9:36 PM GMT



**Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Investigations Section**

2023 012964

PROPERTY RECEIPT

Complaint # 2023 004371 Date 1/17/23 Lab # _____

Item No.	Quantity	Description
1	1	USB MEMORANDUM
		MONEY LAUNDERING
		SURV-2022-10-0060
		MONEY STUFFING OF
		SLOT MACHINES

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p align="center">_____ Signature</p>	<p>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.</p> <p align="center">_____ Signature - Impounding Investigator</p>
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

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: _____



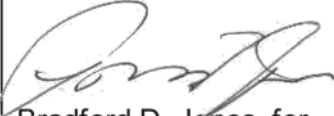
Copies for: File, Transmittal, Laboratory, Property Receipt

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: March 7, 2023	Case Number: 2023 01 2964
Respondent: MACDONALD, TIMOTHY 19113 N 19TH PL. PHOENIX, ARIZONA 85024		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: March 24, 2023	
Period of Investigation: November 15, 2022 through March 24, 2023		Type of Report: Final	
<p>Alleged Violation: 550.0251 Powers and duties of the Florida Gaming Control Commission.—The commission shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:</p> <p>(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.</p>			
<p>Synopsis: On October 21, 2022, Scott MacDonald and Timothy MACDONALD visited Calder Casino. During their visit they were stopped by Calder's Director of Security J. C. Lara after Lara received information that an individual was inserting \$100.00 bills into Slot Machines and immediately (without playing) would print out a voucher. When Lara approached [REDACTED] he pulled out the Players Club card that [REDACTED] had inserted into the slot machine he was using and found that the card was in the name of Ian [REDACTED]. He was also found to have two (2) additional Players Club cards that were not in his name. Both Timothy MACDONALD & [REDACTED] were permanently excluded from the facility.</p>			
Related Case(s): 2023 00 4871			
Investigator / Date  Raul Suau / March 24, 2023		Investigator Supervisor / Date  Julio Minaya / April 5, 2023	
Chief of Investigations / Date  Bradford D. Jones for Steven E. Kogan / April 23, 2023			

CONTINUATION

On November 15, 2022, this Investigator received an e-mail from Calder's Risk and Communication Manager, Melissa Brooks containing an updated weekly facility exclusion list. While reviewing the list, I discovered the names of two patrons that had been permanently excluded from the facility for Suspicious Activity which had been added to the list. The men were identified as [REDACTED] and Timothy **MACDONALD**. The above incident was documented in Calder Security Incident Report SEC-2022-10-00059 and Surveillance Report SURV-2022-10-00060 (**Exhibit #1**).

On January 12, 2023, I visited Calder Casino where I requested and received a copy of the related surveillance video along with the Security and Surveillance Reports of the incident.¹

According to Surveillance Report SURV-2022-10-00060 and Security Report SEC-2022-10-00059 created on October 21, 2022, Slot Operation Specialist Pedro Polanco notified Surveillance that two patrons later identified as [REDACTED] and Timothy **MACDONALD**, were observed "bill stuffing"² slot machines. Upon being notified by Polanco, surveillance began to follow the two men. The men were observed inserting a Players Club card into a Slot Machine prior to "bill stuffing" the slot machines. After inserting a quantity of money into the machine, each man would print vouchers out and cash them. Both men were also observed inserting vouchers into slot machines and placing small bets. They would then compile their printed vouchers, and remove the current Player's Club cards from the machine and insert another Player's Club card before repeating the process.

On one occasion Timothy **MACDONALD** was observed taking one o [REDACTED] vouchers and placing it inside his jacket. Timothy **MACDONALD** can also be seen on numerous occasions counting his bills, while utilizing his cell phone to apparently calculate his total. He was also observed using numerous kiosks to cash out the vouchers. Throughout their entire time in the facility, both men were observed by surveillance utilizing different Player Club cards that were ultimately confiscated by the Director of Security Jean Lara when he confronted them. Accompanying Lara were Director of Compliance Iliana Velazquez, Director of Surveillance Favio Munoz and other members of the Calder security team who stood by while Lara identified the two men and confiscated a total of six Player's Club cards³ from them. When questioned by Security Director Lar [REDACTED] stated that he received the money and the Players Club cards from a friend of his whom he identified as "Aaron from Vegas."

After identifying [REDACTED] and Timothy **MACDONALD**, they were escorted to the Ticket Redemption Machine NRT #10 and allowed to cash out. Once they finished cashing out, both men were informed that they were being permanently excluded from the facility and that they should not return. They were then allowed to leave without further incident. Law enforcement was not present during this incident nor were they subsequently contacted.

Independent video review by this Investigator confirmed the information listed on both the Surveillance and Security Reports. There is one additional fact noticed during this review. Both **MACDONALDs**, upon sitting at the slot machine in question, placed a stack of vouchers they had previously printed in front of them. They would insert one voucher, place one bet and then print out a new voucher. The newly printed voucher would be placed at the bottom of the stack of vouchers in front of them and the one on top would be inserted into the slot machine. This action was repeated several times by both individuals.

¹ On January 26, 2023 I requested and received the surveillance report from Ileana Velazquez, Calder Director of Compliance.

² A practice whereby a casino customer goes to various slot machines putting cash in the bill acceptors and collects cash-out vouchers with nominal gaming activity, keeping the amount below \$1,200.00 which allows them to use the Ticket Redemption Machines and circumvent IRS reporting requirements.

³ Player's Club cards confiscated belong to Alona Rolle, Hershel Freeman, Ian Saliba and Tamekia Jackson. (Exhibit #4)

CONTINUATION

On January, 30, 2023, I again visited Calder Casino and interviewed Compliance Officer Iliana Velazquez regarding the patrons whose Player's Card were being used and were confiscated. The Players Club accounts of these individuals were flagged and blocked by Players Club staff. The names of the players on the cards confiscated were checked with a database of individuals who are suspected of participating in other schemes versus the facility and there was no match. There was also no report of the cards being lost or stolen.

On March 22, 2023 I visited Calder Casino in reference to this case. I obtained the phone numbers of the four owners of the Players Cards seized from the **MACDONALDs**. On the same date, a phone call was made to them by Investigations Supervisor Julio Minaya. Below are the individuals called with the phone numbers and result of those phone calls:

- Ian [REDACTED] A voice mail could not be left because the voice mail box was full.
- Her [REDACTED] Wrong number, a female answered the phone.
- Tamika [REDACTED]. Phone # was changed/disconnected. A Verizon automated message answered.
- Alona [REDACTED] Left voice mail. A second phone number was also called. Phone [REDACTED]. No incoming calls are accepted on the phone (**Exhibit # 5**).

On April 3, 2023, the undersigned investigator along with Supervisor Minaya contacted Director of Compliance Iliana Velazquez and requested the last activity dates of each Players Club cards prior to the date of incident of October 21, 2022. Per Velazquez, the last activity documented by the Gaming Database revealed the following; Ian [REDACTED], Hersche [REDACTED], Tamekia [REDACTED] and Alona [REDACTED].

Velasquez also provided the Suspicious Activity Report (SAR) tracking ID: SX22-00404183 which was filed with FinCen⁴ on November 7, 2022 (**Exhibit #6**).

On April 4, 2023, an Accurant check was conducted in an attempt to determine if the **MACDONALD's** were related as no such inquiry was made by the facility on the date of the incident. No correlation between the two men was discovered. As of the date of this report, none of the above-named card holders have returned Supervisor Minaya's calls nor are they known to have returned to or contacted Calder Casino.

Case closed by Investigations and forwarded to Legal for review.

⁴ *Financial Crimes Enforcement Network*

CONTINUATION

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET1
- II. INVESTIGATIVE REPORT 2
- III. EXHIBITS
 - 1. E-mail Containing Exclusion List.....1-2
 - 2. Copy of Security Report SEC-2022-10-00059..... 1-7
 - 3. Copy of Surveillance Report SURV-2022-10-00060..... 1-10
 - 4. Players Club Card Account Information.....1-8
 - 5. Listing of Phone Numbers Called.....1-1
 - 6. E-mail from Iliana Velasquez.....1-2

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

ELECTION OF RIGHTS

FGCC v. TIMOTHY MACDONALD

CASE NO.: 2023-012964

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.

Tom Macdonald
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

12113 N 19th St
Street Address

Street Address (where service shall be made)

Phoenix AZ 85024
City State Zip

City State Zip

Telephone Number Facsimile Number (if any)

Telephone Number Facsimile Number (if any)

E-mail

E-mail

[Signature]
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
2601 Blair Stone Road, Tallahassee, FL 32399-2202
Attention: Ebonie N. Lanier, Administrative Assistant III
Telephone: (850) 717-1663 Fax: (850) 921-1311
Email: Ebonie.Lanier@fgcc.fl.gov

5/27/2023

To: Florida Gaming Control Commission

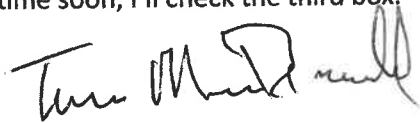
Case: 2023-012964

With regard to this complaint:

I don't dispute that we were using someone else's players card when we were in Calder. My friend Eric (not Aaron as you listed in the paperwork) said he would give us \$100 and a steak dinner if we would put some points on his other friends players cards. I didn't know that wasn't allowed because I assumed the casino was always happy to take peoples money if they wanted to come in and bet.

With regard to the cheating and money laundering complaint, that's ridiculous. If I recall right, we lost about \$350-400 playing on the roulette machine. Which makes us pretty bad cheaters since we were loosing money. Eric told us the bill acceptors on the Calder roulette machines were very slow, so it was easier to play if we made some bigger tickets beforehand. That way, when we need to add more money, we could do it in one shot. So that's what we did. And since the Calder security guy said that he was watching us, then he should have seen that we made some tickets and then went and played roulette. And if he didn't see it, then he's bad at his job.

However, since I don't have any money for a lawyer and hadn't planned on being back in Florida any time soon, I'll check the third box.

A handwritten signature in black ink, appearing to read "Tim MacDonald". The signature is written in a cursive, somewhat stylized font.

Tim MacDonald

17113 N. 19th Pl.
PHX, AZ 85024

PHOENIX AZ 852

30 MAY 2023 PM 10 L



FOREVER / USA

RECEIVED

2023 JUN -5 AM 9:41

FLORIDA GAMING
CONTROL COMMISSION

FL GCC
ATTN: B. LAWLER
2601 BLAIR STONE ROAD
TALLAHASSEE, FL 32399-2202

32399-220299



MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Lisandro Sky Case Number 2023-013741; Final Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Lisandro Sky (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida and revocation of his occupational license. Respondent was properly served with an Administrative Complaint and an Election of Rights form. Respondent submitted an executed Election of Rights form indicating that they do not dispute the allegations of material fact in the Administrative Complaint and waive their right to any form of hearing. Respondent requests that a final order be entered imposing a penalty in this case. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida and revoking his Slot Machine/Cardroom/Pari-Mutuel Occupational License.

Background

On several occasions from February 3 to February 20, 2023, Respondent was a poker dealer of Hialeah Park.¹ Respondent was seen via surveillance footage engaging in the theft of various chips. Respondent was terminated and permanently excluded from Hialeah Park² on March 9, 2023.

The Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida, as well as revoking his Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License. Respondent received the complaint alongside an Election of Rights form, which he executed and sent back to the Division on June 5, 2023. Respondent did not dispute the allegations contained within the administrative complaint, waived his right to any form of hearing, and requested that the Commission enter a final order imposing a penalty and fine.

¹ Hialeah Park. is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

² Pari-mutuel permitholders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

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 division 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 division may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state.” Hialeah Park is both a pari-mutuel facility and slot machine licensee in this state. And Respondent was ejected from it. Accordingly, 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 excluding Respondent from all pari-mutuel and slot machine facilities in this state.

Furthermore, Rule 61D-11.005(4), Florida Administrative Code, provides, in pertinent part, that “[n]o person shall, either directly or indirectly (a) [e]mploy or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.”

Section 849.086(14)(a), Florida Statutes, provides that:

The commission may deny a license or the renewal thereof, or may suspend or revoke any license, when the applicant has: violated or failed to comply with the provisions of this section or any rules adopted pursuant thereto; knowingly caused, aided, abetted, or conspired with another to cause any person to violate this section or any rules adopted pursuant thereto; or obtained a license or permit by fraud, misrepresentation, or concealment; or if the holder of such license or permit is no longer eligible under this section.

Therefore, the Florida Gaming Control Commission may enter a final order revoking Respondent’s Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order revoking Lisandro Sky Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License and permanently excluding Lisandro Sky from all pari-mutuel and slot machine facilities in this state.

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.: 2023-013741

LISANDRO SKY,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

1. The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Lisandro Sky (“Respondent”), and alleges:

2. 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.

3. At all times material hereto, Respondent held a Slot Machine/Cardroom/Pari-mutuel Combination Occupational License, number 13218057-1055, issued by Petitioner.

4. At all times material hereto, Hialeah Park was a facility operated by a permit holder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.

5. At all times material hereto, Respondent was employed as a poker dealer at Hialeah Park.

6. On several occasions from about February 3, 2023, February 11, 2023, February 19, 2023, and February 20, 2023, it was discovered via surveillance footage that during the course of her employment, Respondent engaged in the theft of various chips.

7. On March 9, 2023, Respondent was terminated from the Hialeah Park and was permanently excluded.

COUNT I

8. Petitioner realleges and incorporates the allegations contained within paragraphs one through seven as though fully set forth herein.

9. Rule 61D-11.005(4), Florida Administrative Code, provides, in pertinent part, that “[n]o person shall, either directly or indirectly (a) [e]mploy or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.”

10. Section 849.086(14)(a), Florida Statutes, provides that:

The commission may deny a license or the renewal thereof, or may suspend or revoke any license, when the applicant has: violated or failed to comply with the provisions of this section or any rules adopted pursuant thereto; knowingly caused, aided, abetted, or conspired with another to cause any person to violate this section or any rules adopted pursuant thereto; or obtained a license or permit by fraud, misrepresentation, or concealment; or if the holder of such license or permit is no longer eligible under this section.

11. Based on the foregoing, Respondent violated rule 61D-11.005(4), Florida Administrative Code, by employing a device, scheme, or artifice to defraud the cardroom operator and is therefore subject to suspension or revocation of her occupational license.

COUNT II

12. Petitioner realleges and incorporates the allegations contained within paragraphs one through seven as though fully set forth herein.

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

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 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).

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. 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 based on her exclusion from Hialeah Park on March 9, 2023.

WHEREFORE, Petitioner respectfully requests the Commission enter an Order revoking Respondent's Slot Machine/Cardroom/Pari-mutuel Combination Occupational License and 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, 551, and 849, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-013741 is signed this 8th day of May, 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
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
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.

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: **nmelvai**

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

Lic Type	1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination	Status	90 Closed	Status Date	04/19/2023
Complaint #	2023013741	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent SKY, LISANDRO	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	03/09/2023	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance	
Region	SR - Southern Region	Received	03/10/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition	
Reference	61D-11.0004 & 61D-11.005			<input type="checkbox"/> Inspection		
Entered	03/10/2023	Entered By	icampbell	<input type="checkbox"/> Costs		
Summary	<p>544 - South Florida Racing Association, LLC - 61D-11.004 (Dealer Responsibilities): On March 9, 2023, this Investigator received a call from Hialeah Park Racing & Casino Card room Director Angelo Garcia, informing the Division that Poker Dealer Lisandro SKY was terminated from Hialeah Park effective March 9, 2023, for a violation of Company Policy. Garcia stated that based on an Internal investigation, they found that SKY had stolen chips from the pot while dealing on several occasions and placed them in his tip box totaling \$238.00. A copy of the Incident Report was provided by Garcia via email. On March 10, 2023, this Investigator responded to the Hialeah Park Surveillance Room and obtained a video copy of the incident. Based on the information obtained an Open Case Request was submitted to FGCC Investigations Supervisor Julio Minaya for review and approval.</p>				<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
				<input type="checkbox"/> Attachments	<input type="button" value="History"/>	
				<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>	
Updated	04/21/2023 10:51:02	By	nmelvai			

41 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"/>
---------	---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

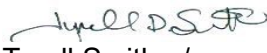
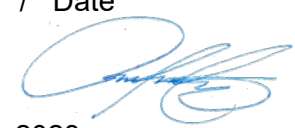
Get Adobe Reader.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: March 10, 2023	Case Number: 2023 01 3741
Respondent: SKY, LISANDRO 2445 CENTERGATE DRIVE MIRAMAR, FLORIDA 33025		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: 13218057 / 1055		Profession: Dealer	Report Date: March 31, 2023
Period of Investigation: March 16, 2023 through March 31, 2023		Type of Report: Final	
<p>Alleged Violation: 75-11.004 Dealer Responsibilities.</p> <p>(4) Dealers shall accept tips either while dealing at an assigned table or through a system included within the internal controls. If tips are accepted while dealing at an assigned table, the tip shall be accepted by:</p> <p>(a) Tapping the tip on the imprest tray; and</p> <p>(b) Dropping the tip in the tip box.</p> <p>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>Synopsis: On March 9, 2023, this Investigator received a call from Hialeah Park Racing & Casino Card room Director Angelo Garcia, informing the Division that Poker Dealer Lisandro SKY was terminated from Hialeah Park effective March 9, 2023, for a violation of Company Policy. Garcia stated that based on an Internal investigation, they found that SKY had stolen chips from the pot while dealing on several occasions and placed them in his tip box totaling \$238.00.</p> <p>On March 10, 2023, this Investigator responded to the Hialeah Park Surveillance Room and obtained a video copy of the incident.</p> <p>Based on the information obtained an Open Case Request was submitted to FGCC Investigations Supervisor Julio Minaya for review and approval.</p>			
Related Case(s):			
Investigator / Date: March 31, 2023  Tyrell Smith /		Investigator Supervisor / Date  Julio Minaya / April 5, 2023	
Chief of Investigations / Date Steven E. Kogan /			

CONTINUATION

Further investigation into this matter revealed that on February 21, 2023, Poker Manager Adriana Jimenez requested video review of specific dates, times and tables worked by Poker Dealer Lisandro **SKY** (LIC# 13218057). According to the Incident Report IN20230000295, **SKY** appeared to be turning in and reporting abnormally high tips for working as a part time Poker Dealer. Jimenez advised Surveillance to check the following dates, February 3rd, 11th, 19th, and 20th, 2023, and Table's 1, 2, 3, 4, 5, 7, 9, 11, 13, 15, 16 &18. **(EXHIBIT #1)**

At the conclusion of the video review Jimenez determined that **SKY** had a total of 64 separate incidents in which he was observed stealing chips from the pot's, of numerous tables where he was the dealer and adding the chips to his tip box.

On March 16, 2023, this Investigator responded to Hialeah Park Surveillance Department and met with Surveillance Supervisor William Lantigua and requested video footage of the incident and all reports pertaining to this matter. While in the surveillance room, Lantigua showed me numerous days in which **SKY** was observed being the dealer at numerous poker tables. **SKY** was observed on numerous occasions taking poker chips from the pot that was on the table, and placing them in his imprest tray. He would then take half of the chips that he had taken from the pot and place them into his imprest tray where they remained until he placed them in his tip box. Throughout my video review of the different dates I observed **SKY** conducting the same Motive of Operandi as it pertained to him taking chips from the pot. The same can be said when it involved the chip runners tips.

On several occasions **SKY** was observed placing chips/tips that were meant to be given to the chip runner next to the imprest tray. He would eventually place them in his imprest tray only to later remove them along with other chips and place them in his tip box. In the course of the four (4) days that **SKY** worked, he took a total \$238.00, from the pot and chip runner's earnings.

Because of the length of video footage, this investigator viewed violations related to February 3, 2023. As previously mentioned, I also viewed other days with Lantigua while visiting the surveillance room. After comparing what was documented in the Incident Report, this Investigator also calculated the amount of chips stolen to be \$237.00, instead of \$238.00 as indicated in the Incident Report IN20230000295. **(EXHIBIT #1)**

I also met with Poker Director Angelo Garcia who stated that an Internal Investigation was conducted and concluded. In conclusion it was determined by Management that **SKY** had violated company policy by his actions. Garcia stated that he along with Human Resource Director Nancy Santiago made contact with **SKY** after the incident to notify him of his termination. Garcia further stated that when **SKY** was advised of his termination he never denied the allegations nor did he offer any explanation for his actions. After advising him of his termination he was also advised by Santiago that he was being permanently excluded from the facility. There is no exclusion paperwork available due to **SKY** being an employee, and the facility only submits the exclusion form for patrons who are excluded. **SKY's** exclusion was verbally issued by Nancy Santiago. There is no further information was provided. **(EXHIBIT #3)**

On March 20, 2023, an e-mail was received from Hialeah Park Director of Compliance Paul Schlawfer containing a copy of the facility's Exclusion list to show that **SKY's** name was added. **(EXHIBIT #2)**

Case closed by Investigations and forwarded to Legal for possible statewide exclusion from all Florida Pari-Mutuel Wagering facilities as well as revocation of **SKY's** PMW license. **(EXHIBIT #4)**

CONTINUATION

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	1
II.	INVESTIGATIVE REPORT	2-11
III.	EXHIBITS	
	1. Copy of Incident Report # IN20230000295.....	1-42
	2. Notification of exclusion.....	1-3
	3. Notification of termination.....	1-1
	4. SKY's Versa License Printout.....	1-1
	5. Property Receipt	1-1

Incident File Full Report



iTrak Incident Reporting and Risk Management System Version
2019.3.2.33901

Incident Number: IN20230000295
Date/Time Occurred: 2/21/2023 3:12:40 PM
Day of Week: Tuesday

Printed By: wlantigua

Printed On: 3/ 7/2023 at 10:18:03 AM

EXHIBIT # -1
PAGE # - 1

636

Incident File Full Report

Incident File #IN20230000295

Record Creation Details

Date/Time Occurred: 2/21/2023 3:12:40 PM
Day of Week Occurred: Tuesday
Date/Time Created: 2/21/2023 3:28:01 PM
Date/Time Closed:
Closed By:

Department: Surveillance

Location of Incident:

Property: Hialeah Park Casino
Location: Poker Room
Sublocation:

Details of Incident:

Daily Log #: DL20230006104
Incident Type: Theft
Specific: Employee
Incident Status: Open
Synopsis: Poker Manager Adriana Jimenez requested a review on specified dates on Poker Dealer Lisandro Sky. See report.

Checklist:

Narrative:

On 21 February 2023 at approximately 1336 hours Poker Manager Adriana Jimenez requested a review on Poker Dealer Lisandro Sky. Jimenez informed Sky appeared to be turning in and reporting abnormally high tips for working as a part timer. Jimenez requested specific dates/times and tables to be reviewed.

Dates and times requested were 03,11,19 and 20 of February 2023 (See email attachment).

A review was conducted on specified date, time and tables and the following was observed.

03 February 2023
At 1753 hrs, Sky clocks in.

Table 7
From 1756-1824 hrs.

No unusual activity or tips were observed received during this time period.

EXHIBIT # - 2
PAGE # - 2

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20230000295

Table 18
From 1826-1900 hrs.

Incident 1:

At 1830:44 hrs, Sky is observed removing \$10.00 in chips (2-Red) from the pot and placing it in the dealer tray. Sky then removes a total of \$8.00 in chips (3-Pink and 2-White) from the tray and placing \$3.00 (1-Pink and 1-White) as JP rake, placing the remaining \$5.00 into the pot.

Total amount taken from pot was \$2.00.

1831 hrs, \$1.00 tip received and placed as Chip Runner tip.
1833:10 hrs, \$2.00 tip received and placed into tip box.
1833:31 hrs, Sky turns over the \$1.00 chip runner tip to chip runner.

Incident 2:

At 1835:50 hrs, Sky is observed removing \$15.00 in chips (3-Red) from the pot and placing it in the dealer tray. Sky then removes a total of \$10.00 in chips (4-Pink and 2-White) from the tray and placing into the pot.

Total amount taken from pot was \$5.00.

1836:03 hrs, \$1.00 tip received and placed as chip runner tip.
1838:23 hrs, \$5.00 tip received and placed into tip box.

Incident 3:

At 1839:56 hrs, Sky is observed removing \$15.00 in chips (3-Red) from the pot and placing it in the dealer tray. Sky then removes a total of \$10.00 in chips (4-Pink and 2-White) from the tray and placing into the pot.

Total amount taken from pot was \$5.00.

1841:33 hrs, \$3.00 tip received and placed as chip runner tip.

Sky is observed removing chips totaling \$14.00 from dealer tray to tip box in the following action.

At 1841:53 hrs, removes \$1.00 in chips (1-White) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

1844:41 hrs, \$4.00 tip received and placed into tip box.

Sky is observed removing chips totaling \$14.00 from dealer tray to tip box in the following action.

At 1846:27 hrs, removes \$1.00 in chips (1-White) from the chip runner tip and places

Reporting Party:

Supervisor:

EXHIBIT # -1
PAGE # -3
638

Incident File Full Report

Incident File #IN20230000295

into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

Incident 4:

At 1847:43 hrs, Sky is observed removing \$20.00 in chips (4-Red) from the pot and placing it in the dealer tray. Sky then removes a total of \$8.00 in chips (3-Pink and 2-White) from the tray and placing into the pot.

Total amount taken from pot was \$12.00.

1850:38 hrs, \$7.00 tip received and placed into tip box.

Incident 5:

At 1853:48 hrs, Sky is observed removing \$25.00 in chip (1-Green) from the pot and placing it in the dealer tray. Sky then removes a total of \$15.00 in chips (1-Red, 4-Pink and 2-White) from the tray and placing into the pot.

Total amount taken from pot was \$10.00.

1855:46 hrs, \$10.00 tip received and placed into tip box.

1859:23 hrs, \$12.00 tip received and placed into tip box.

1900:24 hrs, \$5.00 tip received and placed into tip box.

At 1900 hrs, Sky was relieved from the table.

Total amount of theft from pot observed on table 18 was \$34.00. Sky received a total of \$45.00 as tip from players.

Table 9

From 1901-1927 hrs.

Incident 6:

At 1902:49 hrs, Sky is observed removing \$6.00 in chips (1-Red and 1-White) from pot. Sky places the Red chip in the tray and with the \$1.00 White chip still in hand removes \$4.00 in chips (2 Pink) from the tray and placing \$3.00 (1Pink and 1 White) for the house rake and \$2.00 for the JP rake.

Total amount taken from pot was \$1.00.

1904 hrs-\$1.00 received and placed as chip runner tip.

Incident 7:

At 1905:42 hrs, Sky is observed collecting \$15.00 in chips (3-Red) placed by seat 8 and placing it in the dealer tray. Sky then removes a total of \$8.00 in chips (3-Pink

Reporting Party:

Supervisor:

EXHIBIT # - 1
PAGE # - 4

Incident File Full Report

Incident File #IN20230000295

and 2-White) from the tray and placing \$3.00 (1-Pink and 1 White) as JP rake, placing the remainder in the pot. Sky then removes \$6.00 (1-Red and 1-White) from the pot and places as house rake.

Total amount taken from pot was \$7.00.

1906 hrs- \$6.00 tip received. \$4.00 placed into tip box and \$2.00 placed as chip runner tip.

1907 hrs, Sky is observed looking down at the dealer tray in a manner consistent of counting/balancing tray.

Incident 8:

At 1908:09 hrs, Sky is observed collecting \$10.00 in chips (2-Red) and placing into the dealer tray. Sky then proceeds to remove from the tray a total of \$8.00 in chips (3-Pink and 2-White). Sky then places a total of \$3.00 in chips (1-Pink and 1-White) as JP rake and \$3.00 in chips (1-Pink and 1-White) as house rake.

Total amount taken from pot was \$2.00.

Incident 9:

At 1909:48 hrs, Sky collects the bets from seats 6 and 8 (\$20.00-Red each) and placing in chips into the pot. In the same action Sky removes \$10.00 in chips (2-Red) into the dealer tray and removes \$5.00 in chips (2-Pink and 1-White) from the tray and placing \$3.00 in chips (1-Pink and 1-White) as JP rake. The remaining \$2.00 (Pink) is placed in the pot. Sky then removes \$5.00 (Red chip) from the pot and places as house rake.

Total amount taken from pot was \$5.00 and failed to collect an additional house rake of \$1.00 as pot was above \$45+.

1910 hrs- \$2.00 received and placed into tip box.

Sky is observed removing the accumulated theft amount of chips totaling \$20.00 (Reference incidents 1,2,3 and 4) in the following action.

At 1911:33 hrs, removes a \$2.00 chip (Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$20.00 in chips (4-Red) from the dealer tray and places into his assigned tip box.

At 1912 hrs, Sky is observed looking down at the dealer tray and counting/balancing dealer tray.

1913 hrs, \$5.00 tip received and placed into tip box. Sky failed to collect and additional house rake of \$1.00 as pot was above \$45+. During this same time Sky is

Reporting Party:

Supervisor:

EXHIBIT # -1
PAGE # - 640
Page 4 / 25

Incident File Full Report

Incident File #IN20230000295

observed looking down at the dealer tray and counting/balancing tray.

At 1917:16 hrs, \$2.00 tip received. \$2.00 chip (Pink) placed as chip runner tip and \$1.00 (1-White) removed from chipper runner tip and placed into tip box.

1919 hrs, \$3.00 tip received and placed into tip box.

Incident 10:

At 1920:23 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places in the dealer tray. In the same action Sky then removes a total of \$8.00 (3-Pink and 2-White) from the tray and placing \$3.00 as JP rake and remaining \$5.00 in to the pot. Sky then removes \$6.00 in chips (1-Red and 1-White) from the pot and places as house rake.

Total amount taken from pot was \$2.00.

1920:47 hrs, \$1.00 received and placed into tip box.

1922:25 hrs, \$2.00 received and placed as chip runner tip.

Sky is observed removing chips totaling \$4.00 (Reference incident 5 and next applicable incident) in the following action.

At 1922:47 hrs, removes a \$2.00 chip (Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$4.00 in chips (4-White) from the dealer tray and places into his tip box.

Incident 11:

At 1924:05 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places in the dealer tray. In the same action Sky then removes a total of \$8.00 (3-Pink and 2-White) from the tray and placing \$3.00 as JP rake and remaining \$5.00 in to the pot. Sky then removes \$6.00 (1-Red and 1-White) from the pot and places as house rake.

Total amount taken from pot was \$2.00.

1924:40 hrs, \$2.00 tip(s) received and placed into tip box.

1927:35 hrs, \$1.00 tip received and placed as chip runner tip.

At 1927:47 hrs, Sky is relieved.

Total amount of theft from pot observed on table 9 was \$24.00. Sky received a total of \$20.00 as tip from players with an additional \$3.00 left as chip runner tip.

Table 3

From 1928-1954 hrs.

No unusual activity or tips were observed received during this time period.

EXHIBIT # - /
PAGE # - 9

Reporting Party:

Supervisor:

Table 1

From 1957-2027 hrs, Sky is observed dealing on table 1.

2000:53 hrs, \$3.00 received and placed into tip box.

Incident 12:

At 2002:27 hrs, Sky is observed removing \$4.00 in chips (4-White) from the pot and placing in the dealer tray. Sky in the same action takes \$2.00 in chip (1-Pink) and places in the JP rake.

Total amount taken from pot was \$2.00.

2004:03 hrs, \$3.00 tip received. \$1.00 placed into tip box and \$2.00 placed as chip runner tip.

Incident 13:

At 2005:53 hrs, Sky removes \$4.00 in chips (4-White) from the pot and places in in the dealer tray. Sky then takes \$2.00 in chip (1-Pink) and places in the JP rake.

Total amount taken from pot was \$2.00.

Incident 14:

At 2009:01 hrs, Sky removes \$3.00 in chips (3-White) from the pot and places in in the dealer tray. Sky then takes \$2.00 in chip (1-Pink) and places in the JP rake.

At 2009:42 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places in in the dealer tray. Sky then takes \$5.00 in chips (5-White) and places in the pot.

Total amount taken from this pot was \$6.00.

2010:11 hrs, \$2.00 tip received and placed as chip runner tip.

Sky is observed removing chips totaling \$6.00 (incidents 9) from dealer tray to tip box in the following action.

At 2010:38 hrs, removes \$2.00 chip (2-White) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$6.00 in chips (3-Pink) from the dealer tray and places into his tip box.

2011:55 hrs, \$3.00 tip received and placed in tip box.

Incident 15:

At 2013:14 hrs, Sky is observed removing \$4.00 in chips (4-White) from the pot and

Reporting Party:

Supervisor: EXHIBIT # - 1
PAGE # - 7

Incident File Full Report

Incident File #IN20230000295

placing in the dealer tray. Sky in the same action takes \$2.00 in chip (1-Pink), places in the JP rake, Sky then takes \$1.00 chip (1-White) from the pot and places it in the JP rake.

Total amount taken from pot was \$2.00.

2014:30 hrs, \$1.00 tip received and placed in tip box.

Sky is observed removing chips totaling \$10.00 from dealer tray to tip box in the following action.

At 2015:02 hrs, removes \$2.00 chip (2-White) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$10.00 in chips (5-Pink) from the dealer tray and places into his tip box.

Incident 16:

At 2015:36 hrs, Sky is observed removing \$4.00 in chips (4-White) from the pot and placing in the dealer tray. Sky in the same action takes \$2.00 in chip (1-Pink), places in the JP rake.

Total amount taken from pot was \$2.00.

Incident 17:

At 2017:49 hrs, Sky removes \$5.00 in chips (5-White) from the pot and places it in the dealer tray. Sky in the same action removes \$4.00 in chip (2-Pink) from the tray and places in the JP rake.

Total amount taken from pot was \$1.00.

Incident 18:

At 2018:10 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky in the same action removes \$8.00 in chip (8-White) from the tray and places in the pot.

Total amount taken from pot was \$2.00.

2018:42 hrs, \$1.00 tip received and placed in tip box.

Incident 19:

At 2020:33 hrs, Sky removes \$5.00 in chips (5-White) from the pot and places it in the dealer tray. Sky in the same action removes \$4.00 in chip (2-Pink) from the tray and places as house rake.

Total amount taken from pot was \$1.00.

EXHIBIT # -1
PAGE # -8

Reporting Party:

Supervisor:

2020:51 hrs, \$1.00 tip received and placed for chip runner tip.

Sky is observed removing chips totaling \$5.00 from dealer tray to tip box in the following action.

At 2015:02 hrs, removes \$1.00 chip (1-White) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$6.00 in chips (3-Pink) from the dealer tray and places into his tip box.

2022:59 hrs, \$1.00 tip received and placed into tip box.

2025:12 hrs, \$1.00 tip received and placed into tip box.

Incident 20:

At 2026:50 hrs, Sky removes \$5.00 in chips (5-White) from the pot and places it in the dealer tray. Sky in the same action removes \$4.00 in chip (2-Pink) from the tray and places as house rake.

Total amount taken from pot was \$1.00.

2027:03 hrs, \$1.00 tip received and placed into tip box.

Total amount of theft from pot observed on table 1 was \$19.00 which was placed as tip. Sky received a total of \$13.00 as tip from players with an additional \$1.00 left as chip runner tip.

From 2027-2053 hrs, Sky leaves tip box near poker podium and goes on break

Table 5

From 2056-2126 hrs.

2058:33 hrs, \$2.00 tip received and placed as chip runner tip.

Incident 21:

At 2059:57 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then takes \$8.00 in chips (2-White, 3-Pink) and places \$5.00 in chips (1-White, 2-Pink) in the pot and \$3.00 in chips (2-White, 1-Pink) in the JP rake. Sky then removes \$6.00 (1-Red and 1-White) from the pot and places as house rake.

Total amount taken from the pot was \$7.00.

EXHIBIT # -1
PAGE # -9

Reporting Party:

Supervisor:

2101:00 hrs, \$1.00 tip received and placed as chip runner tip.

Incident 22:

At 2102:28 hrs, Sky takes \$10.00 in chips (2-Red) from the patron at Seat #5 and places it in the dealer tray. Sky then takes \$8.00 in chips (2-White, 3-Pink) and places it in the pot. Sky then removes \$3.00 (1-White, 2-Pink) from the pot and gives it to the patron at Seat #5.

Total amount taken from the pot was \$2.00.

At 2103:05 hrs, \$1.00 tip received and placed into tip box.

At 2104:23 hrs, \$1.00 tip received and placed into tip box.

Sky is observed removing chips totaling \$12.00 (incidents 16, 17 and next applicable incident) from dealer tray to tip box in the following action.

At 2105:09 hrs, removes \$3.00 in chips (1-White, 1-Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

Incident 23:

At 2107:10 hrs, Sky removes \$15 in chips (3-red) from the pot and places it in the dealer tray. Sky then takes \$10.00 in chips (2-White, 4-Pink), places \$2.00 (1-Pink) in the JP rake and the remaining \$8.00 in the pot. Sky then removes \$7.00 in chips (2-White, 1-Red), places \$1.00 (1-White) in the JP rake and \$6.00 (1-White, 1-Red) in the house rake.

Total amount taken from the pot was \$5.00

At 2109:11 hrs, \$8.00 tip received. \$5.00 placed into tip box and \$3.00 placed as chip runner tip.

Incident 24:

At 2110:15 hrs, Sky removes \$10 in chips (2-red) from the pot and places it in the dealer tray. Sky then takes \$8.00 in chips (2-White, 3-Pink) and places \$2.00 (1-Pink) in the JP rake and \$2.00 (1-Pink) in the house rake before placing the remaining \$4.00 in the pot.

Total amount taken from the pot: \$2.00.

2110:44 hrs, \$1.00 tip received and placed into tip box.

EXHIBIT # -1
PAGE # -10

Reporting Party:

Supervisor:

Incident 25:

At 2112:11 hrs, Sky removes \$15 in chips (3-red) from the pot and places it in the dealer tray. Sky then takes \$10.00 in chips (4-White, 3-Pink) and places \$2.00 in chips (1-Pink) in the JP rake and the remaining \$8.00 in the pot. Sky then takes \$1.00 in chips (1-White) and places it in the JP rake. Sky then removes \$6.00 (1-Red and 1-White) from the pot and places as house rake.

Total amount taken from the pot: \$5.00.

2112:45 hrs, \$4.00 tip received and placed into tip box.

Sky is observed removing chips totaling \$12.00 (incidents) from dealer tray to tip box in the following action.

At 2113:20 hrs, removes \$3.00 in chips (1-White, 1-Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

Incident 26:

At 2113:48 hrs, Sky removes \$10 in chips (2-red) from the pot and places it in the dealer tray. Sky then takes \$8.00 in chips (2-White, 3-Pink) and places \$2.00 in chips (1-Pink) in the JP rake and the remaining \$6.00 in the pot. Sky then takes \$1.00 in chips (1-White) and places it in the JP rake. Sky then removes \$6.00 (1-Red and 1-White) from the pot and places as house rake.

Total amount taken from the pot: \$2.00.

2116:12 hrs, \$1.00 tip received and placed as chip runner tip.

Incident 27:

At 2117:47 hrs, Sky removes \$10 in chips (2-red) from the pot and places it in the dealer tray. Sky then takes \$8.00 in chips (2-White, 3-Pink) and places \$2.00 in chips (1-Pink) in the JP rake and the remaining \$6.00 in the pot. Sky then removes \$6.00 (1-Red and 1-White) from the pot and places as house rake. Sky then takes \$1.00 in chips (1-White) and places it in the JP rake.

Total amount taken from the pot: \$2.00.

2118:22 hrs, \$5.00 tip received. \$3.00 placed into tip box and \$2.00 placed as chip runner tip.

Incident 28:

EXHIBIT # -/
PAGE # -/

Reporting Party:

Supervisor:

646

Incident File Full Report

Incident File #IN20230000295

At 2122:25 hrs, Sky removes \$4.00 in chips (4-White) from the pot and places it in the dealer tray. Sky then takes one \$2.00 chip (1-Pink) and places it in the pot.

Total amount taken from pot: \$2.00

2122:49 hrs, \$2.00 tip received and placed into tip box.

Incident 29:

At 2124:03 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then places \$5.00 in chips (1-White, 2-Pink) in the pot.

Total amount taken from pot: \$5.00

2124:27 hrs, \$1.00 tip received and placed into tip box.

Sky is observed removing a chip totaling \$1.00 from dealer tray to chip runner tip in the following action.

At 2125:06 hrs, \$1.00 (1-White) is taken from the dealer's tray and placed as chip runner tip.

2125:46 hrs, \$1.00 tip received and placed into tip box.

At 2125:58 hrs, Sky leaves table #5

Total amount of theft observed from pot on table 5 was \$25.00 and placed as tip. Sky received a total of \$22.00 as tip from players with an additional \$1.00 left as chip runner tip.

Table 15
From 2127-2157 hrs.

Incident 30:

At 2129:29 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (2-White, 4-Pink) in the pot.

Total amount taken from pot: \$5.00

At 2131:07 hrs, \$2.00 tip received and placed as chip runner tip.

EXHIBIT #-1
PAGE #-12

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20230000295

Incident 31:

At 2132:20 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then places \$5.00 in chips (4-White, 1-Pink) in the pot.

Total amount taken from pot: \$5.00

At 2132:40 hrs, \$1.00 tip received and placed as chip runner tip.

At 2135:20 hrs, \$3.00 tip received and placed into tip box.

Incident 32:

At 2136:54 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$8.00 in chips (4-White, 2-Pink) in the pot.

Total amount taken from pot: \$7.00

Sky is observed removing chips totaling \$12.00 (incidents 25, 26 and 27) from dealer tray to tip box in the following action.

At 2137:21 hrs, removes \$3.00 in chips (1-White, 1-Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

At 2139:18 hrs, \$5.00 tip received and placed into tip box.

Incident 33:

At 2140:23 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (2-White, 4-Pink) in the pot.

Total amount taken from pot: \$5.00

At 2142:22 hrs, \$1.00 tip received and placed into tip box.

Incident 34:

At 2144:30 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then places \$5.00 in chips (3-White, 1-Pink) in the pot.

Total amount taken from pot: \$5.00

At 2145:05 hrs, \$4.00 tip is received. \$2.00 is placed at chip runner tip and \$2.00 is placed into tip box.

EXHIBIT # -1
PAGE # -13

Reporting Party: _____

Supervisor: _____

Incident 35:

At 2146:35 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then places \$5.00 in chips (3-White, 1-Pink) in the pot.

Total amount taken from pot: \$5.00

At 2147:15 hrs, \$3.00 tip is received and placed as chip runner tip.

Sky is observed removing chips totaling \$12.00 (incidents 28, 29 and 30) from dealer tray to tip box in the following action.

At 2137:21 hrs, removes \$3.00 in chips (1-White, 1-Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

Incident 36:

At 2148:15 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (2-White, 4-Pink) in the pot.

Total amount taken from pot: \$5.00

2149:15 hrs, \$4.00 tip is received and placed into tip box.

2151:20 hrs, \$2.00 tip is received and is placed as chip runner tip.

2151:25 hrs, \$5.00 tip is received and placed into tip box.

Incident 37:

At 2153:36 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (2-White, 4-Pink) in the pot.

Total amount taken from pot: \$5.00

Sky is observed removing chips totaling \$9.00 (incidents 31, and 33) from dealer tray to tip box in the following action.

At 2153:52 hrs, removes \$1.00 in chips (1-White) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$10.00 in chips (5-Pink) from the dealer tray and places into his tip box.

2154:05 hrs, \$3.00 tip is received. \$2.00 is placed as chip runner tip and \$1.00 is placed into tip box.

Sky is observed removing chips totaling \$2.00 (incident 32) from dealer tray to tip box in the following action.

EXHIBIT # 14
PAGE # 14

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20230000295

At 2154:33 hrs, removes \$2.00 in chips (1-Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$4.00 in chips (4-white) from the dealer tray and places into his tip box.

Incident 38:

At 2155:22 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then places \$8.00 in chips (4-White, 2-Pink) in the pot.

Total amount taken from pot: \$2.00

Incident 39:

At 2155:41 hrs, Sky removes \$1.00 in chips (1-White) from the pot and places it in the dealer tray.

Total amount taken from pot: \$1.00

2157:22 hrs, \$11.00 tip is received and placed into tip box.

At 2157:47 hrs, Sky leaves Table 15

Total amount of observed theft from pot on table 15 was \$45.00 and placed as tip. Sky received a total of \$32.00 as tip from players with an additional \$3.00 given to chip runner as tip.

Table 11
From 2158-2228 hrs.

Tips received were as follows:

2220 hrs, \$10.00 tip received and placed into tip box.

2224:57 hrs, \$5.00 tip received and placed into tip box.

No unusual activity was observed during this time period.

Sky received a total of \$15.00 as tip from players.

Table 16
From 2232-2300 hrs.

Incident 40:

At 2235:23 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then removes \$9.00 in chips (3-White, 3-Pink) stacking the 3 Whites in the pot and placing \$2.00 as JP rake. Remaining \$4.00 (2-Pink) are placed into the

Reporting Party: _____

Supervisor: _____

EXHIBIT # -1
PAGE # -15

pot.

Total amount taken from pot: \$6.00

Incident 41:

At 2237:56 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places in the tray, and from the tray removes \$8.00 (3-Pink and 2-White) placing \$2.00 as JP rake and \$2.00 as house rake and remaining into the pot.

Total amount taken from pot: \$2.00

2238:05 hrs \$1.00 tip is received and placed into tip box

2239:45 hrs \$1.00 tip is received and placed as chip runner tip.

2240:57 hrs, \$1.00 tip is received and placed as chip runner tip.

2241:01 hrs, \$1.00 tip is received and placed into tip box

Incident 42:

At 2243:11 hrs, Sky removes \$6.00 in chips (1-Red and 1 White) from the pot and then removes \$4.00 in chips (2-Pink) and placing \$2.00 as house rake and the remaining \$2.00 into the pot.

Total amount taken from pot: \$2.00

Incident 43:

At 2243:38 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places in the tray. Sky then removes \$5.00 in chips (2-Pink and 1-White) and places in the pot.

Total amount taken from pot: \$5.00

Sky is observed removing chips totaling \$18.00 from dealer tray and placing into tip box in the following action.

At 2244:25 hrs, Sky is observed scanning around and then removing \$2.00 in chips (2-White) from the chip runner tip area and places into the dealer tray. In the same action Sky removes a total of \$20.00 in chips (4-Red) from the dealer tray and placing directly into his tip box.

Incident 44:

At 2244:58 hrs, Sky removes \$7.00 in chips (1-Red and 2-White) from the pot and then removes \$6.00 in chips (3-Pink) and placing \$2.00 as JP rake, removing \$1.00 chip (1-White) from the pot with the 2-Pink still hand and placing \$1.00 in the JP rake. Sky then places the original remaining \$4.00 (2-Pink) into the pot.

Total amount taken from pot: \$1.00

EXHIBIT # 5/6
PAGE # 1/4

Reporting Party:

Supervisor: 651

2245:36 hrs, \$2.00 tip received and placed as chip runner tip.

Sky is observed removing chips totaling \$2.00 from dealer tray and placing into tip box in the following action.

At 2246:09 hrs, Sky is observed scanning around and then removing \$2.00 in chips (2-White) from the chip runner tip area and places into the dealer tray. In the same action Sky removes a total of \$4.00 in chips (4-White) from the dealer tray and placing directly into his tip box.

Incident 45:

At 2247:36 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places into the tray. Sky then removes \$8.00 in chips (3-Pink and 2-White) and placing \$3.00 as JP rake and placing the remaining \$5.00 (2-Pink and 1-White) into the pot.

Total amount taken from pot: \$2.00

Incident 46:

At 2247:49 hrs, Sky removes \$5.00 in chip (1-Red), places into the dealer tray and then removes \$3.00 in chips (3-White) from the tray and into the pot.

Total amount taken from pot: \$2.00

2248:22 hrs, \$4.00 tip received and placed as chip runner tip.

Sky is observed removing chips totaling \$8.00 from dealer tray and placing into tip box in the following 2 action separate.

At 2248:56 hrs, Sky is observed removing \$2.00 in chips (1-Pink) from the chip runner tip area and places into the dealer tray. In the same action Sky removes a total of \$4.00 in chips (4-White) from the dealer tray and placing directly into his tip box.

At 2249:02 hrs, Sky is observed removing \$2.00 in chips (1-Pink) from the chip runner tip area and places into the dealer tray. In the same action Sky removes a total of \$4.00 in chips (4-White) from the dealer tray and placing directly into his tip box.

2250:19 hrs, \$4.00 tip received and placed as chip runner tip.

Sky is observed removing chips totaling \$6.00 from dealer tray and placing into tip box in the following 2 action separate.

At 2250:45 hrs, Sky is observed removing \$2.00 in chips (1-Pink) from the chip runner tip area and places into the dealer tray. In the same action Sky removes a total of

EXHIBIT # - 1
PAGE # - 17

Reporting Party:

Supervisor:

\$5.00 in chips (5-White) from the dealer tray and placing directly into his tip box.

At 2251:07 hrs, Sky is observed removing \$2.00 in chips (1-Pink) from the chip runner tip area and places into the dealer tray. In the same action Sky removes a total of \$5.00 in chips (5-White) from the dealer tray and placing directly into his tip box.

2252:14 hrs, \$1.00 tip received and placed in tip box.

2253:49 hrs, \$3.00 tip received and placed in tip box.

Incident 47:

At 2254:44 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places in the tray. Sky then removes \$8.00 in chips (3-Pink and 2-White) and places in the pot.

Total amount taken from pot: \$2.00

2255:03 hrs, \$1.00 tip received and placed in tip box.

Sky is observed removing chips totaling \$2.00 from dealer tray for the chip runner tip in the following action.

At 2256:14 hrs, Sky removes a \$2.00 chip (1-Pink) from the dealer tray and places it as chip runner tip.

2256:31 hrs, \$2.00 tip received and placed in tip box.

At 2300:24 hrs, Sky is relieved from table 16.

Total amount of observed theft from pot on table 16 was \$20.00. Sky received a total of \$11.00 as tip from players with an additional \$2.00 given to chip runner as tip.

Table 4

From 2301-2330 hrs.

2306:15 hrs, \$10.00 tip received and placed into tip box

2323:20 hrs, \$10.00 tip received and placed into tip box

At 2329:45 hrs, Sky is relieved from table 4.

Sky received a total of \$20.00 as tip from players. No unusual activity was observed.

Table 10

From 2331-0002 hrs, Sky dealt on table 10

Reporting Party:

Supervisor:

EXHIBIT # -1
PAGE # -18

Incident 48:

At 2332:40 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (2-White, 4-Pink) in the pot.

Total amount taken from pot: \$5.00

2333:41 hrs, \$2.00 tip received and placed as chip runner tip.

2335:59 hrs, \$2.00 tip received and placed into tip box

Incident 49:

At 2337:26 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (4-White, 3-Pink) in the pot.

Total amount taken from pot: \$5.00

2337:53 hrs, \$2.00 tip received and placed into tip box.

Incident 50:

At 2339:21 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then places \$7.00 in chips (3-White, 2-Pink) in the pot.

Total amount taken from pot: \$3.00

2340:05 hrs, \$1.00 tip received and placed into tip box.

Sky is observed removing chips totaling \$13.00 (incident 42, 43 and 44) from dealer tray to tip box in the following action.

At 2340:37 hrs, removes \$2.00 in chips (1-Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

Incident 51:

At 2341:22 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (4-White, 3-Pink) in the pot.

Total amount taken from pot: \$5.00

2342:15 hrs, \$2.00 tip received and placed as chip runner tip.

EXHIBIT # -1
PAGE # -19

Reporting Party:

Supervisor:

654

Incident File Full Report

Incident File #IN20230000295

Incident 52:

At 2344:00 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (4-White, 3-Pink) in the pot.

Total amount taken from pot: \$5.00

2344:45 hrs, \$2.00 tip received and placed into tip box.

Incident 53:

At 2346:38 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (4-White, 2-Pink) in the pot.

Total amount taken from pot: \$5.00

Incident 54:

At 2346:47 hrs, Sky removes \$20.00 in chips (4-Red) from the dealer tray and places it in the pot. Sky then removes a \$25.00 chip (1-Green) and places it in the dealer tray.

Total amount taken from pot: \$5.00

Incident 55:

At 2347:18 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then places \$5.00 in chips (1-White, 2-Pink) in the pot.

Total amount taken from pot: \$5.00

Sky is observed removing chips totaling \$13.00 (incident 45, 46 and 47) from dealer tray to tip box in the following action.

At 2340:37 hrs, removes \$2.00 in chips (1-Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

2348:29 hrs, \$4.00 tip received and placed as chip runner tip.

Sky is observed removing chips totaling \$11.00 (incident 48 and 49) from dealer tray to tip box in the following action.

At 2349:25 hrs, removes \$4.00 in chips (2 White, 1-Pink) from the chip runner tip and places into the dealer tray. In the same action Sky removes a total of \$15.00 in chips (3-Red) from the dealer tray and places into his tip box.

Incident 56:

EXHIBIT # -1
PAGE # -20

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20230000295

At 2350:00 hrs, Sky removes \$5.00 in chips (1-Red) from the pot and places it in the dealer tray. Sky then places \$4.00 in chips (2-White, 1-Pink) in the pot.

Total amount taken from pot: \$1.00

2350:11 hrs, \$1.00 tip received and placed as chip runner tip.

2353:05 hrs, \$1.00 tip received and placed into tip box.

Incident 57:

At 2355:02 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (2-White, 4-Pink) in the pot.

Total amount taken from pot: \$5.00

2355:36 hrs, removes a \$1.00 chip (1-White) from the chip runner tip and places into the tip box.

2355:45 hrs, \$1.00 tip received and placed into tip box.

Sky is observed removing chips totaling \$2.00 (incident 50) from dealer tray for the chip runner tip in the following action.

At 2356:24 hrs, Sky removes a \$2.00 chip (1-Pink) from the dealer tray and places it as chip runner tip.

2359:21 hrs, \$2.00 tip received and placed into tip box.

0002:41 hrs, \$3.00 tip received and placed into tip box.

At 0002:51 hrs, Sky leaves table 10.

Total amount of observed theft from pot on table 10 was \$44.00 and placed as tip. Sky received a total of \$15.00 as tip from players with an additional \$2.00 given to chip runner as tip.

From 0002-0024 hrs, Sky leaves tip box near poker podium and goes on break.

Table 2
From 0030-0100 hrs.

0033:58 hrs, \$1.00 tip received and placed as chip runner tip.

From 0030-0040 hrs, Sky is observed collecting the JP rakes for several hands, failing to drop them into the rake boxes after the end of hands and eventually coloring the

Reporting Party:

Supervisor:

EXHIBIT # -1
PAGE # -2/
656

chips up.

Incident 58:

At 0040:42 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then removes from the tray and places \$10.00 in chips (10-White) into the pot.

Total amount taken from pot: \$5.00

0041:24 hrs, \$1.00 tip received and placed as chip runner tip.

Sky is observed removing chips totaling \$8.00 from dealer tray to the tip box in the following action.

At 0041:47 hrs, Sky removes a \$1.00 chip (1-White) from the chip runner tip and to the dealer tray, Sky then removes \$8.00 (4Pink) from the dealer tray and places it onto his tip box.

Incident 59:

At 0042:46 hrs, Sky removes \$5.00 in chips (5-White) from the pot and places it in the dealer tray. Sky then removes from the tray and places \$2.00 chip (1-Pink) on top of the JP rake box.

Total amount taken from pot: \$3.00

Sky is observed removing chips totaling \$9.00 from dealer tray to the tip box in the following action.

At 0043:07 hrs, Sky removes a \$1.00 chip (1-White) from the chip runner tip and to the dealer tray, Sky then removes \$10.00 (5-Pink) from the dealer tray and places it onto his tip box.

0043:32 hrs, \$1.00 tip received and placed in tip box.

Incident 60:

At 0045:58 hrs, Sky removes \$20.00 in chips (4-Red) from the pot and places it in the dealer tray. Sky then removes from the tray and places \$15.00 chip (15-White) in the pot.

Total amount taken from pot: \$5.00.

0046:30 hrs, \$2.00 tip received and placed as chip runner tip.

0048:52 hrs, \$1.00 tip received and placed in tip box.

Incident 61:

EXHIBIT # -1
PAGE # - 22

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20230000295

At 0050:05 hrs, Sky removes \$4.00 in chips (4-White) from the pot and places it in the dealer tray. Sky then removes from the tray and places \$1.00 chip (1-White) on top of the JP rake box.

Total amount taken from pot: \$3.00

Incident 62:

At 0050:15 hrs, Sky removes \$4.00 in chips (4-White) from the pot and places it in the dealer tray. Sky then removes from the tray and places \$2.00 chip (1-Pink) on top of the JP rake box.

Total amount taken from pot: \$2.00

0050:38 hrs, \$1.00 tip received and placed as chip runner tip.

Sky is observed removing chips totaling \$9.00 from dealer tray to the tip box in the following action.

At 0051:56 hrs, Sky removes a \$1.00 chip (1-White) from the chip runner tip and to the dealer tray, Sky then removes \$10.00 (5-Pink) from the dealer tray and places it onto his tip box.

0056:33 hrs, \$5.00 tip received and placed in tip box.

0056 hrs, Sky is relieved from table 2.

Total amount of observed theft from pot on table 2 was \$18.00. Sky received a total of \$7.00 as tip from players.

Table 8
From 0057-0109 hrs

No unusual activity or tips were observed received during this time period.

Table 4
From 0109-0130 hrs.

- 0112:36 hrs, \$5.00 tip received and placed into tip box.
- 0115:13 hrs, \$5.00 tip received and placed into tip box.
- 0115:19 hrs, \$5.00 tip received and placed into tip box.
- 0123:28 hrs, \$5.00 tip received and placed into tip box.
- 0125:27 hrs, \$10.00 tip received and placed into tip box.
- 0126:56 hrs, \$10.00 tip received and placed into tip box.
- 0130:34 hrs, \$15.00 tip received and placed into tip box.

EXHIBIT # -1
PAGE # -23

Reporting Party:

Supervisor:

Sky received a total of \$55.00 as tip from players.

Table 13
0131-0159 hrs.

0133:09 hrs, \$1.00 tip received and placed as chip runner tip.
0134:53 hrs, \$1.00 tip received and placed as chip runner tip.

Incident 63:
At 0136:31 hrs, Sky removes \$15.00 in chips (3-Red) from the pot and places it in the dealer tray. Sky then places \$10.00 in chips (4-White and 2-Pink) in the pot.

Total amount taken from pot: \$5.00

0137:06 hrs, \$1.00 tip received and placed in tip box.

Sky is observed removing chips totaling \$5.00 from dealer tray to the tip box in the following action.
At 0137:28 hrs, Sky removes a \$1.00 chip (1-White) from the chip runner tip and to the dealer tray, Sky then removes \$6.00 (3-Pink) from the dealer tray and places it onto his tip box.

0138:51 hrs, \$1.00 tip received and placed in tip box.
0140:55 hrs, \$1.00 tip received and placed in tip box.

Incident 64:
At 0142:14 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then removes and places \$8.00 in chips (2-White, 3-Pink) in the pot.

Total amount taken from pot: \$2.00

0142:25 hrs, \$1.00 tip received and placed as chip runner tip.

Incident 65:
At 0143:36 hrs, Sky removes \$10.00 in chips (2-Red) from the pot and places it in the dealer tray. Sky then removes and places \$8.00 in chips (2-White, 3-Pink) in the pot.

Total amount taken from pot: \$2.00

0148:24 hrs, \$3.00 tip received and placed in tip box.

Sky is observed removing chips totaling \$9.00 from dealer tray to the tip box in the

EXHIBIT # -1
PAGE # -24

Reporting Party:

Supervisor:

following action.

At 0149:01 hrs, Sky removes a \$1.00 chip (1-White) from the chip runner tip and to the dealer tray, Sky then removes \$10.00 (5-Pink) from the dealer tray and places it onto his tip box.

0151:04 hrs, \$2.00 tip received with \$1.00 placed in tip box and \$1.00 as chip runner tip.

0153:11 hrs, \$2.00 tip received and placed in tip box.

0155:39 hrs, \$1.00 tip received and placed in tip box.

0157:40 hrs, \$2.00 tip received and placed in tip box.

0159:40 hrs, \$1.00 tip received and placed in tip box.

0159 hrs, Sky is relieved from table 13.

Total amount of observed theft from pot on table 13 was \$9.00. Sky received a total of \$12.00 as tip from players with an additional \$2.00 given to chip runner as tip.

Table 12

From 0230-0300 hrs.

0235:52 hrs, \$5.00 received and placed in tip box.

0301:58 hrs, \$2.00 received and placed in tip box.

At 0302 hrs. Sky was relieved from table 12.

Sky received a total of \$7.00 as tip from players.

Sky is then observed walking to the Poker Chip bank window and turning in his tips. Total tips reported was \$682.00.

Sky was initially suspended pending the conclusion of the investigation (review) for 03 February 2023.

On 22 February 2023 Director of Poker Angelo Garcia and Poker Manager Adriana Jimenez viewed video (table 9 incidents) and determined Sky would be suspended until further investigation was completed.

Conclusion:

At the end of the investigation conducted on Poker Dealer Sky, there was a total of 64 separate observed incidents of theft involving Sky stealing from the pot on tables dealt. Observed theft from the pots totaled \$238.00. Sky was observed receiving a total of \$274.00 in tips. A total of \$174.00 was unaccounted for.

EXHIBIT # -1
PAGE # -25

Reporting Party:

Supervisor:

Incident File Full Report

Incident File #IN20230000295

It was determined that Poker Dealer Sky's was using tips received and placing as chip runner tips to use as a distraction in conjunction with stealing from the pot. Once money was stolen from the pot and placed in the tray, Sly would take "chip runner tip" and place in the float/tray and remove the chip amount taken from the pot and placing into his tip box.

Video footage saved.

Executive Brief:

Participants Involved:

Personnel

Full Name:	Sky, Lisandro	Property:	Hialeah Park Casino
Role:	Poker Dealer	Department:	
Full Name:	Jimenez, Adriana	Property:	Hialeah Park Casino
Role:	Poker Manager	Department:	

EXHIBIT # - 1
PAGE # - 26

Reporting Party:

Supervisor:

Media Title

02-03-2023-table 9-
Incident 2-1

Original Filename

UploadedFile_d1260940-
afdd-4f2c-96be-
445079af0874.Jpeg

Date Attached

2/22/2023 4:38:58 PM

Attached By

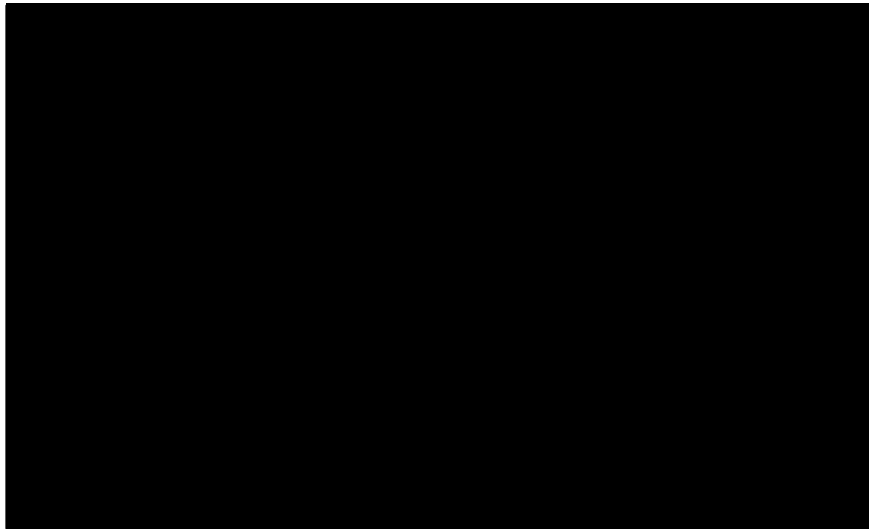
wlantigua

Type

JPEG

Size

115595



Media Title

02-03-2023-Table 9-
Chips from dealer tray to
tip-2

Original Filename

UploadedFile_8cd6a598-
e9f7-4558-9d3d-
0d808ebc36e0.Jpeg

Date Attached

2/22/2023 4:46:11 PM

Attached By

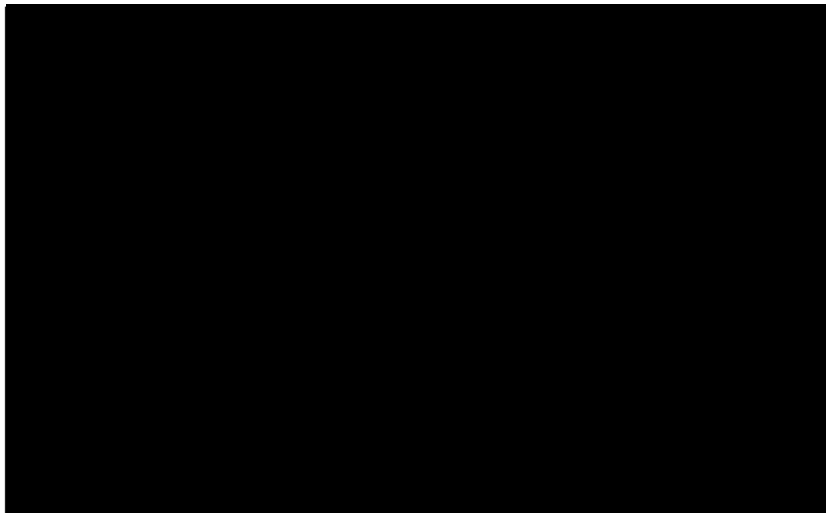
wlantigua

Type

JPEG

Size

82927



Media Title

02-03-2023-table 9-
Incident 6-4

Original Filename

UploadedFile_f0eac22c-
a554-47e8-903a-
8af6b9dfe35c.Jpeg

Date Attached

2/22/2023 4:44:14 PM

Attached By

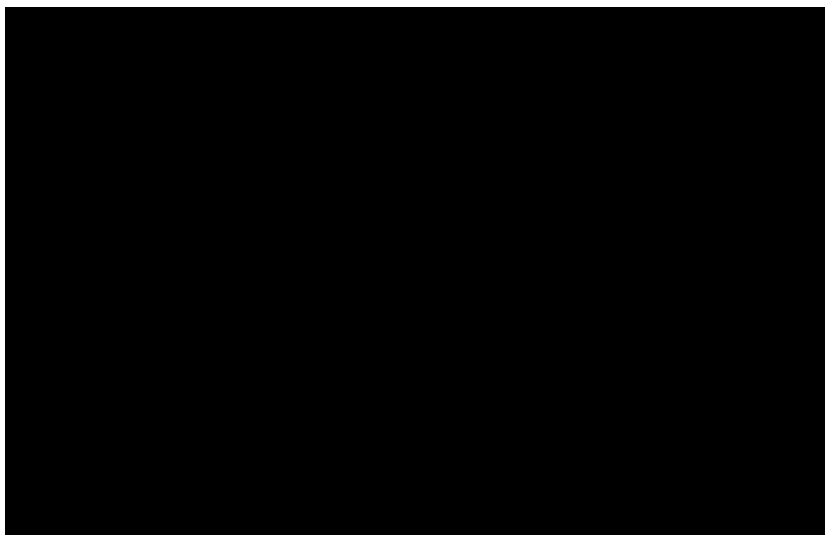
wlantigua

Type

JPEG

Size

151068



Media Title

02-03-2023-table 9-
Incident 5-3

Original Filename

UploadedFile_0c161545-
f24e-43bb-9bc8-
b9b8ddf04ca3.Jpeg

Date Attached

2/22/2023 4:43:25 PM

Attached By

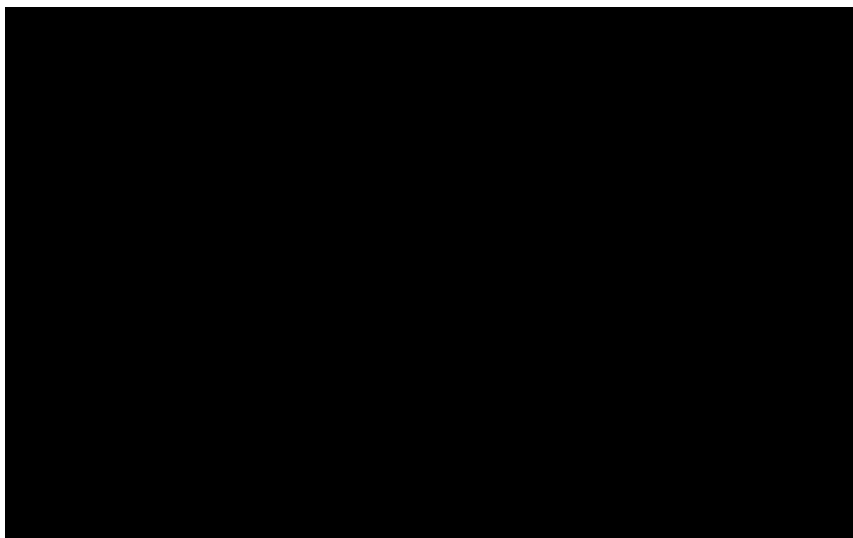
wlantigua

Type

JPEG

Size

149222



Media Title

02-03-2023-table 9-
Incident 4-4

Original Filename

UploadedFile_e50240cd-
b392-4020-8938-
3a6736c32e0d.Jpeg

Date Attached

2/22/2023 4:42:45 PM

Attached By

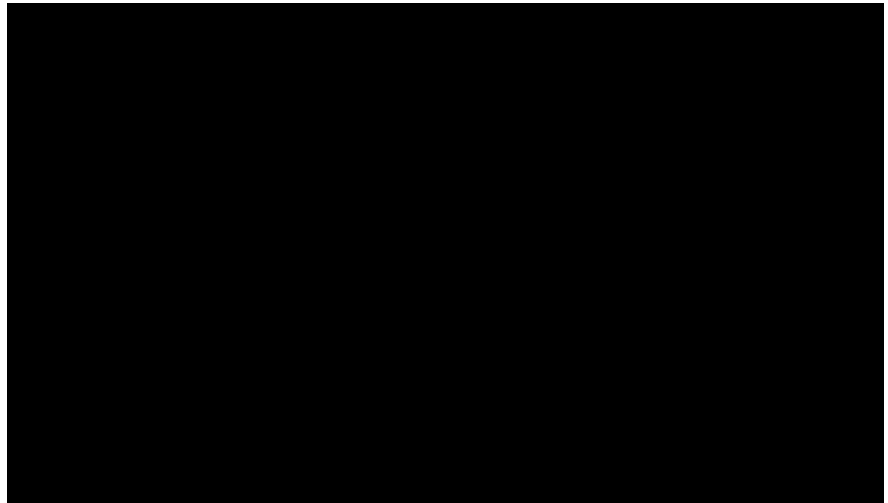
wlantigua

Type

JPEG

Size

92242



Media Title

02-03-2023-Table 9-
Chips from dealer tray to
tip-7

Original Filename

UploadedFile_39b83585-
63a4-424a-b764-
04cf812945ec.Jpeg

Date Attached

2/22/2023 4:47:36 PM

Attached By

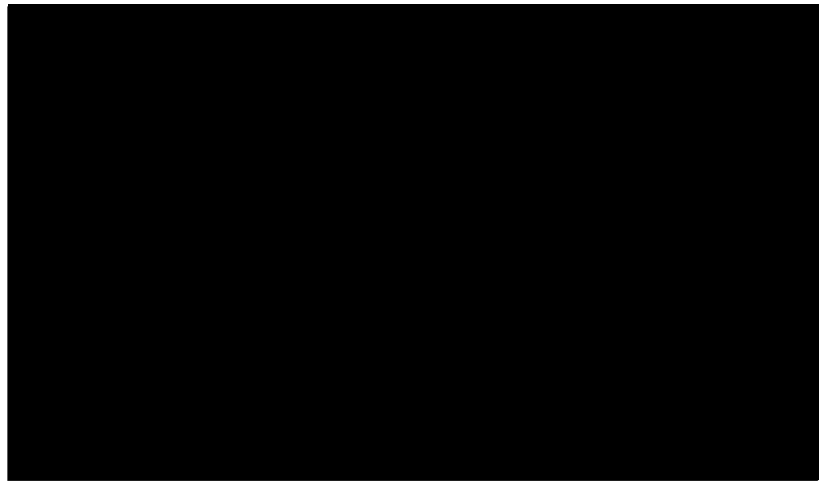
wlantigua

Type

JPEG

Size

172969



Media Title

02-03-2023-table 9-
Incident 4-2

Original Filename

UploadedFile_7f191506-
6a6b-4846-9211-
8892067224b4.Jpeg

Date Attached

2/22/2023 4:42:27 PM

Attached By

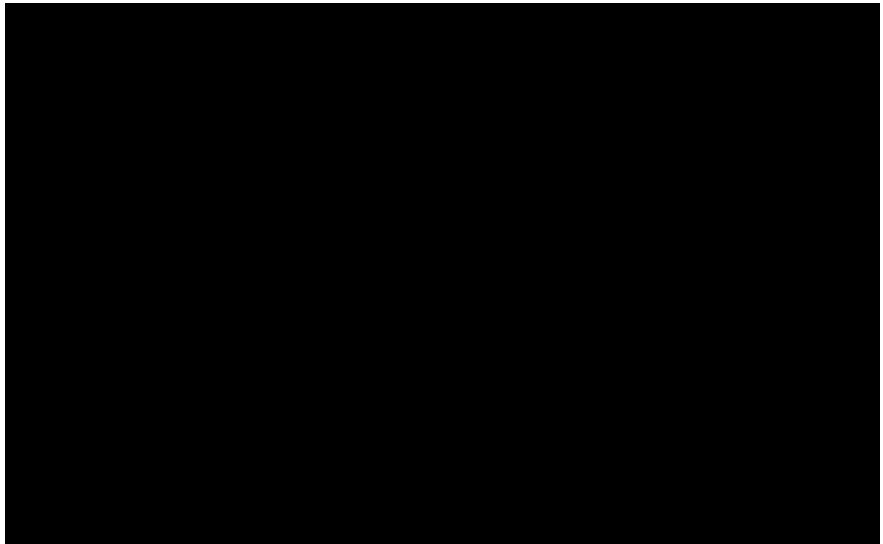
wlantigua

Type

JPEG

Size

89477



Media Title

02-03-2023-table 9-
Incident 5-2

Original Filename

UploadedFile_b841c572-
4a99-49fd-b551-
aeabde31df6f.Jpeg

Date Attached

2/22/2023 4:43:14 PM

Attached By

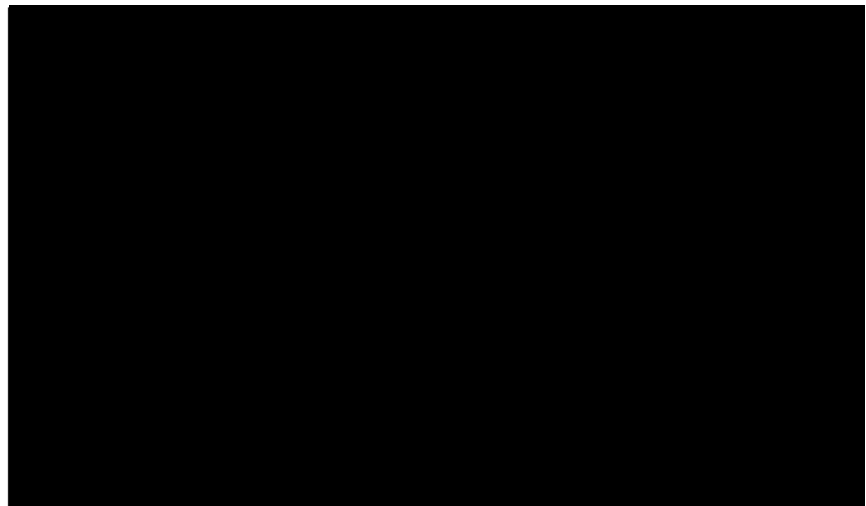
wlantigua

Type

JPEG

Size

144730



Media Title

02-03-2023-table 9-
Incident 5-1

Original Filename

UploadedFile_3613028b-
3714-48ee-a9af-
bab4ba07f8b1.Jpeg

Date Attached

2/22/2023 4:43:03 PM

Attached By

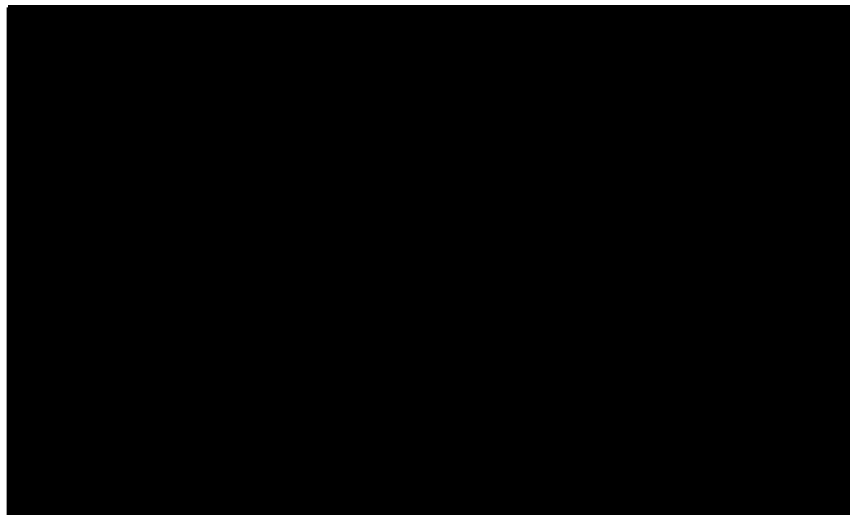
wlantigua

Type

JPEG

Size

145131



Media Title

02-03-2023-table 9-
Incident 3-1

Original Filename

UploadedFile_f89e1d7b-
a957-492f-b656-
74c4ad09d6f0.Jpeg

Date Attached

2/22/2023 4:41:06 PM

Attached By

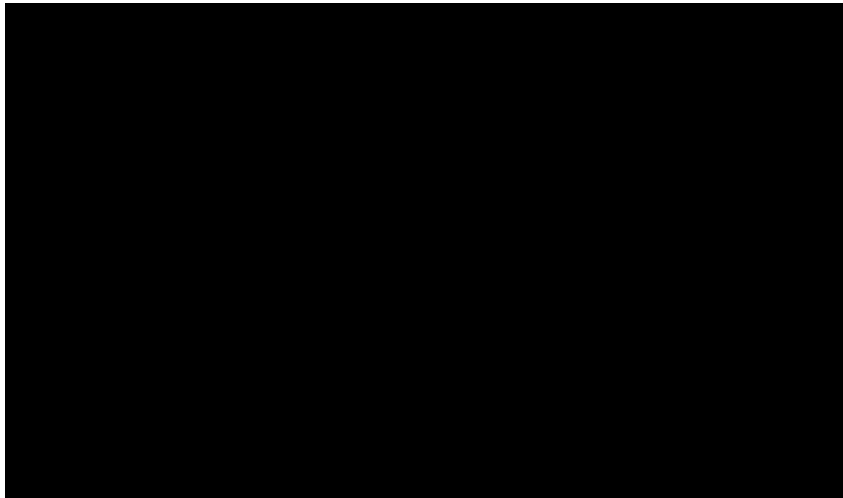
wlantigua

Type

JPEG

Size

111759



Media Title

02-03-2023-table 9-
Incident 4-3

Original Filename

UploadedFile_e2a3d04b-
91c7-4d40-aa20-
ddd4a3125d1a.Jpeg

Date Attached

2/22/2023 4:42:35 PM

Attached By

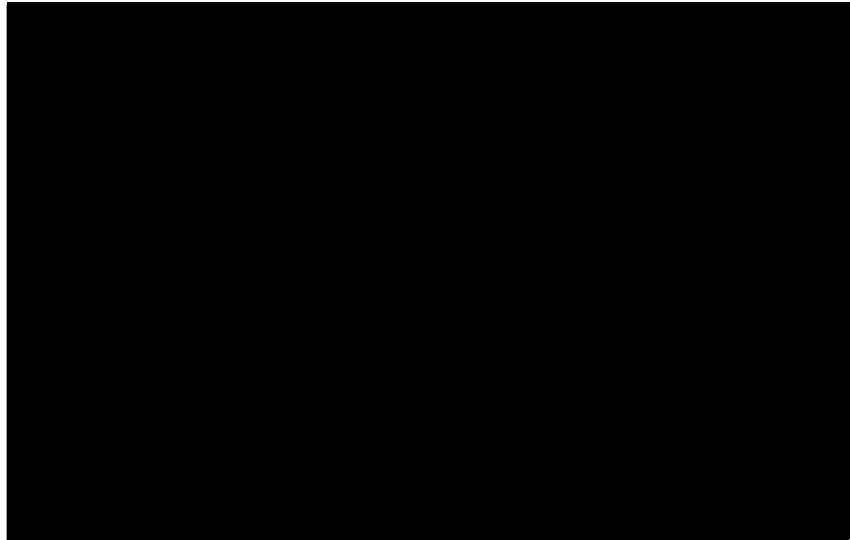
wlantigua

Type

JPEG

Size

86855



Media Title

02-03-2023-table 9-
Incident 4-1

Original Filename

UploadedFile_b016a91c-
63df-41ca-8045-
6485eebdb55c.Jpeg

Date Attached

2/22/2023 4:42:16 PM

Attached By

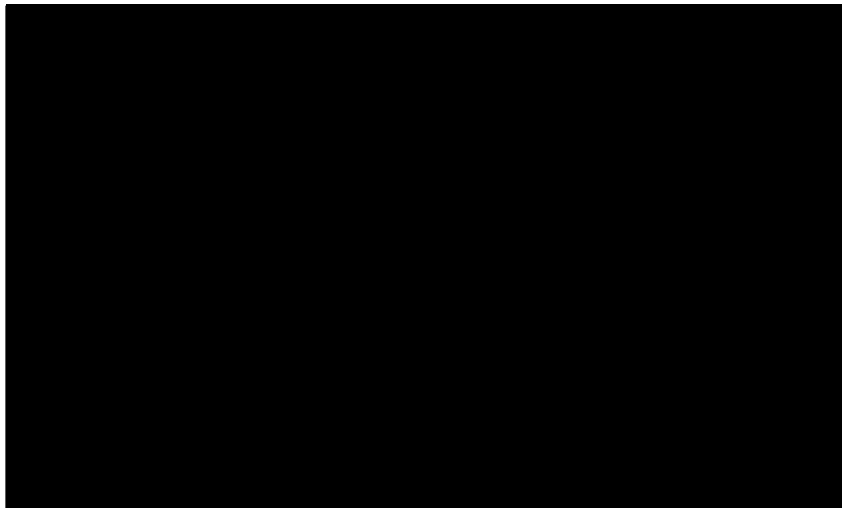
wlantigua

Type

JPEG

Size

94200



Media Title

02-03-2023-table 9-
Incident 6-2

Original Filename

UploadedFile_3b5322d5-
4a06-49df-9a53-
87e649c8e052.Jpeg

Date Attached

2/22/2023 4:43:55 PM

Attached By

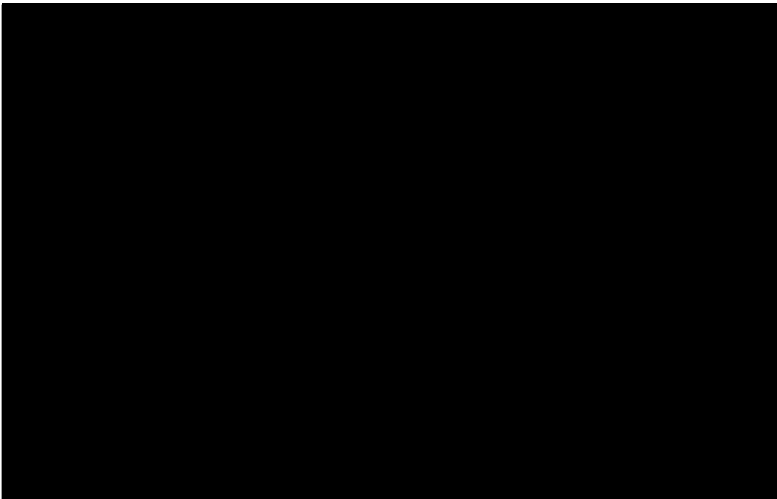
wlantigua

Type

JPEG

Size

149987



Media Title

table 9-Incident 1-1

Original Filename

UploadedFile_70e0d388-
a7c7-43ba-9cc7-
89efc3ee561e.Jpeg

Date Attached

2/22/2023 4:37:10 PM

Attached By

wlantigua

Type

JPEG

Size

66685



Media Title

02-03-2023-Table 9-
Chips from dealer tray to
tip-3

Original Filename

UploadedFile_5fb2bdad-
9d1d-4629-a702-
83f98bb6829d.Jpeg

Date Attached

2/22/2023 4:46:21 PM

Attached By

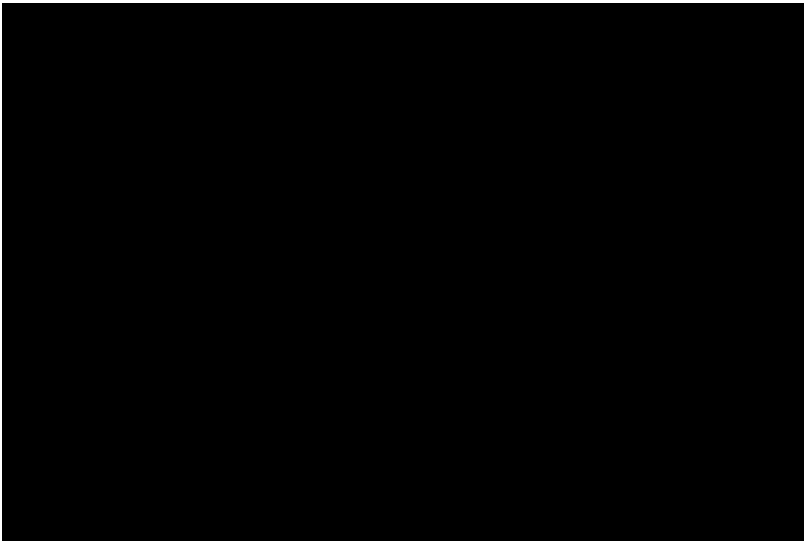
wlantigua

Type

JPEG

Size

180148



Media Title

02-03-2023-Table 9-
Chips from dealer tray to
tip-4

Original Filename

UploadedFile_352965c3-
b686-4472-b7d2-
2224bb89df27.Jpeg

Date Attached

2/22/2023 4:46:31 PM

Attached By

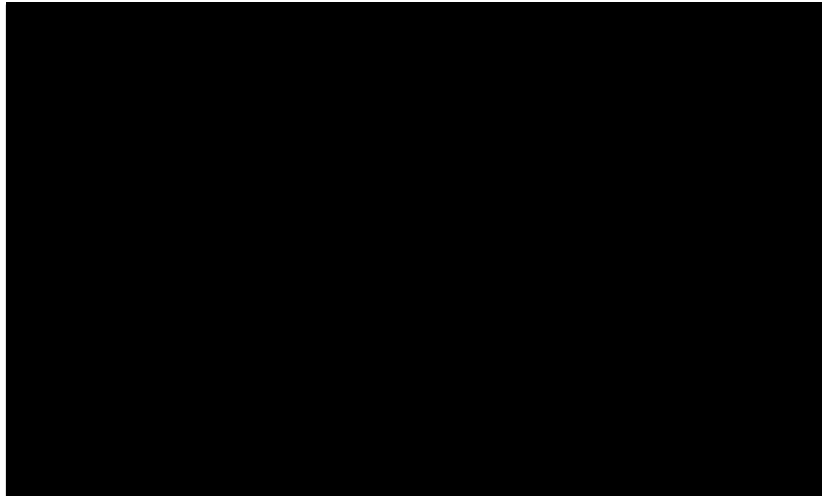
wlantigua

Type

JPEG

Size

176207



Media Title

02-03-2023-Table 9-
Chips from dealer tray to
tip-6

Original Filename

UploadedFile_85777f32-
1b01-4757-8b1d-
678426f3832d.Jpeg

Date Attached

2/22/2023 4:47:26 PM

Attached By

wlantigua

Type

JPEG

Size

185249



Media Title

table 9-Incident 1-4

Original Filename

UploadedFile_90eeb112-
636a-423d-9202-
d88892af164b.Jpeg

Date Attached

2/22/2023 4:38:23 PM

Attached By

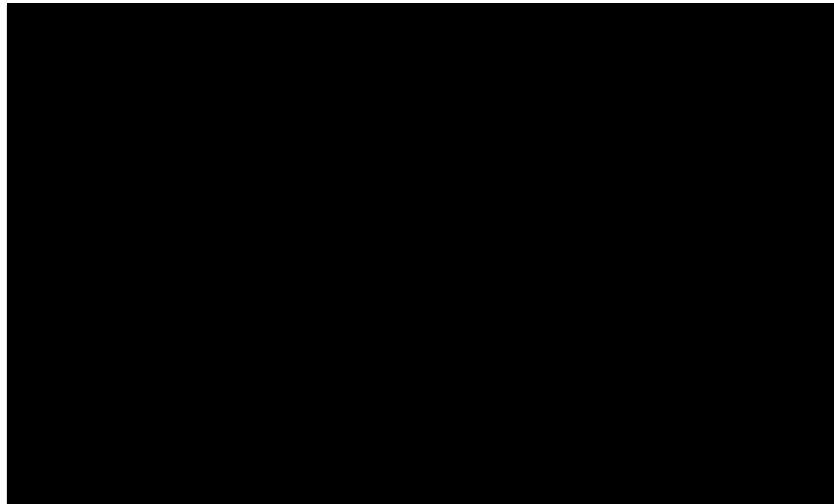
wlantigua

Type

JPEG

Size

109548



Media Title

table 9-Incident 1-3

Original Filename

UploadedFile_dbab81d9-
ba5a-4927-b619-
9bb814fcc9da.Jpeg

Date Attached

2/22/2023 4:37:56 PM

Attached By

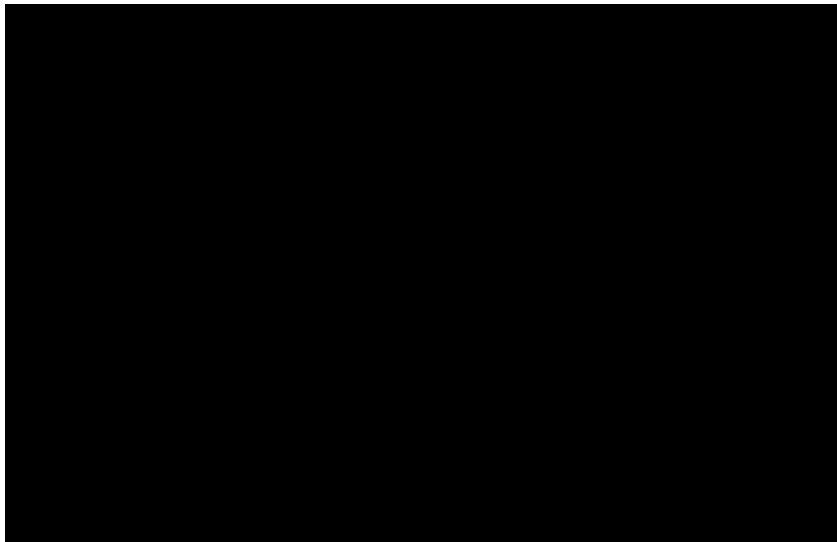
wlantigua

Type

JPEG

Size

108996



Media Title

02-03-2023-table 9-
Incident 2-4

Original Filename

UploadedFile_b2b3365a-
e396-4051-aae3-
ace14c529720.Jpeg

Date Attached

2/22/2023 4:39:31 PM

Attached By

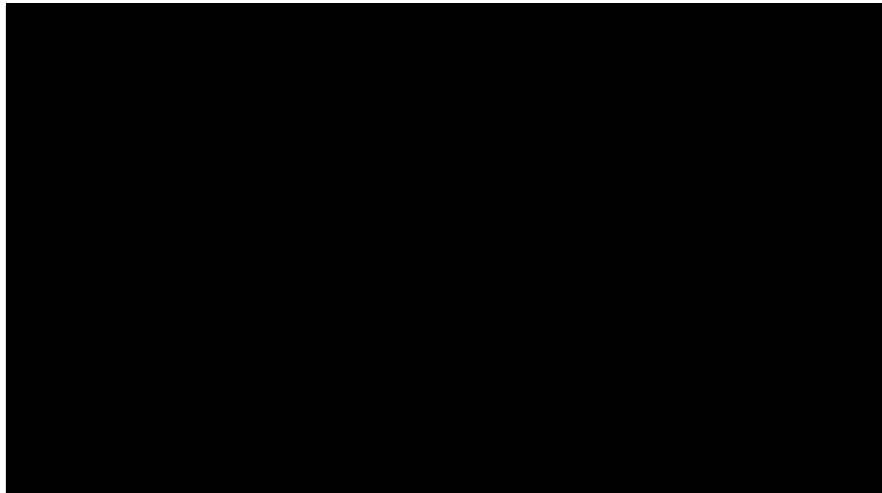
wlantigua

Type

JPEG

Size

114627



Media Title

table 9-Incident 1-2

Original Filename

UploadedFile_c45f69bc-
2747-4d38-84a3-
1a06d05d0609.Jpeg

Date Attached

2/22/2023 4:37:25 PM

Attached By

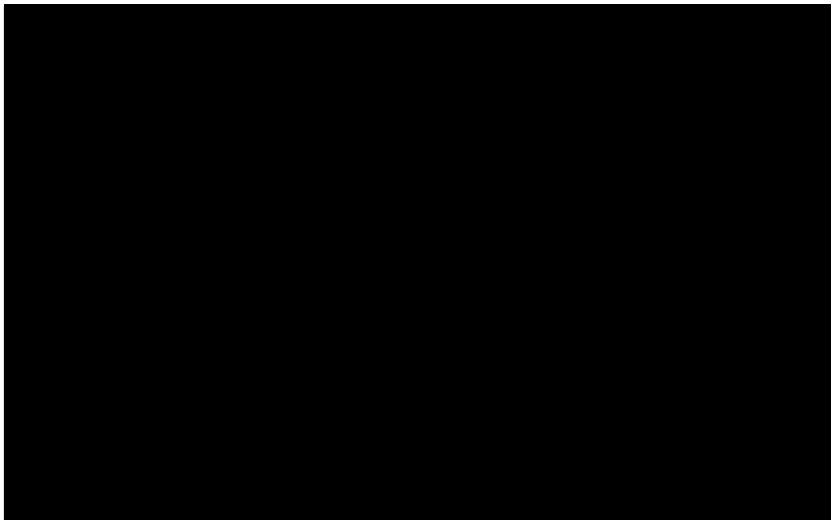
wlantigua

Type

JPEG

Size

115175



Media Title

02-03-2023-table 9-
Incident 2-2

Original Filename

UploadedFile_3b826137-
263e-48b1-8de0-
7cea6543d3da.Jpeg

Date Attached

2/22/2023 4:39:09 PM

Attached By

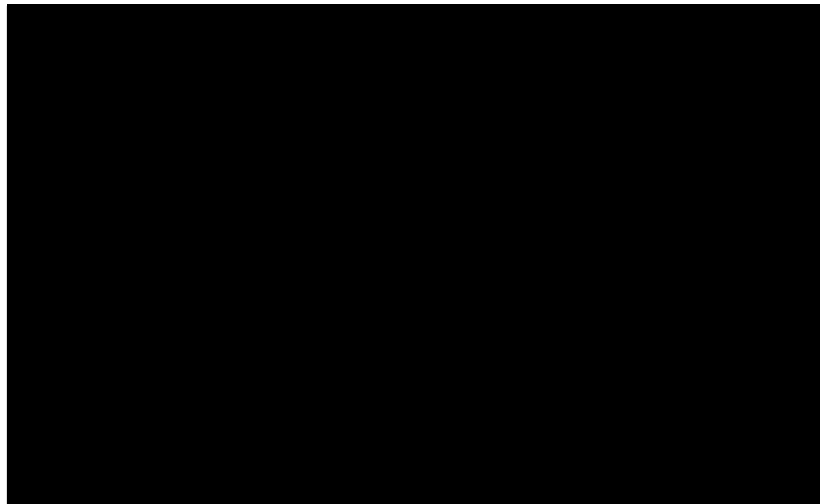
wlantigua

Type

JPEG

Size

107749



Media Title

02-03-2023-table 9-
Incident 6-3

Original Filename

UploadedFile_6f2b7381-
e48f-4dbc-9fe1-
587af18fe773.Jpeg

Date Attached

2/22/2023 4:44:05 PM

Attached By

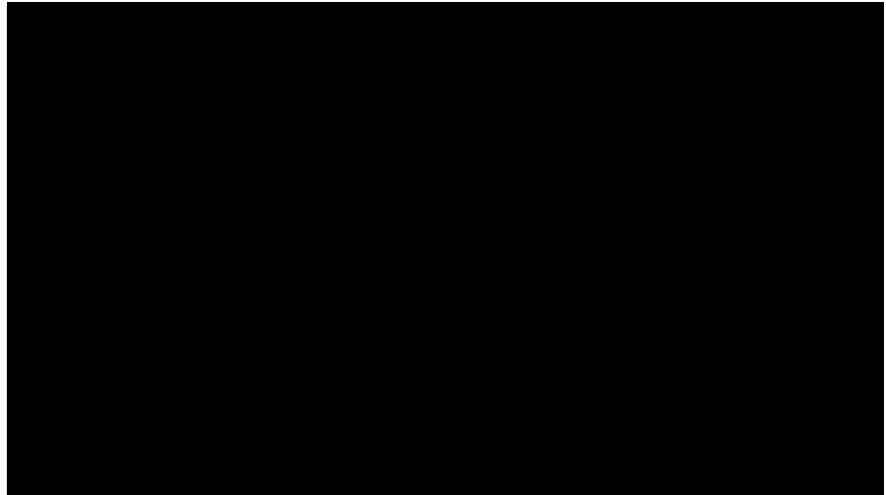
wlantigua

Type

JPEG

Size

146363



Media Title

02-03-2023-Table 9-
Chips from dealer tray to
tip-5

Original Filename

UploadedFile_f4bd3ec6-
f11a-4921-993a-
feebc0f06c8a.Jpeg

Date Attached

2/22/2023 4:47:16 PM

Attached By

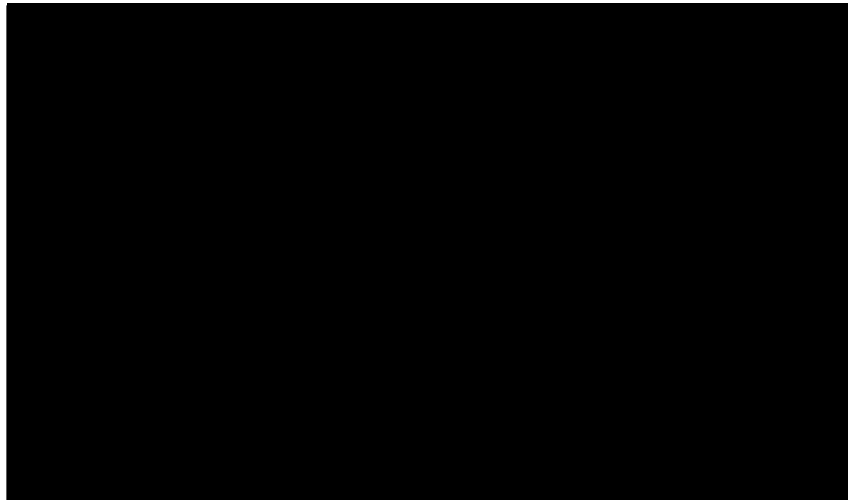
wlantigua

Type

JPEG

Size

188438



Media Title

02-03-2023-table 9-
Incident 3-4

Original Filename

UploadedFile_33fb899e-
22e2-4b5b-b7f2-
f6488cec5219.Jpeg

Date Attached

2/22/2023 4:41:34 PM

Attached By

wlantigua

Type

JPEG

Size

114683



Media Title

02-03-2023-Table 9-
Chips from dealer tray to
tip-1

Original Filename

UploadedFile_e16a6d4c-
1e92-4ccf-a4bc-
d50480a1e764.Jpeg

Date Attached

2/22/2023 4:46:02 PM

Attached By

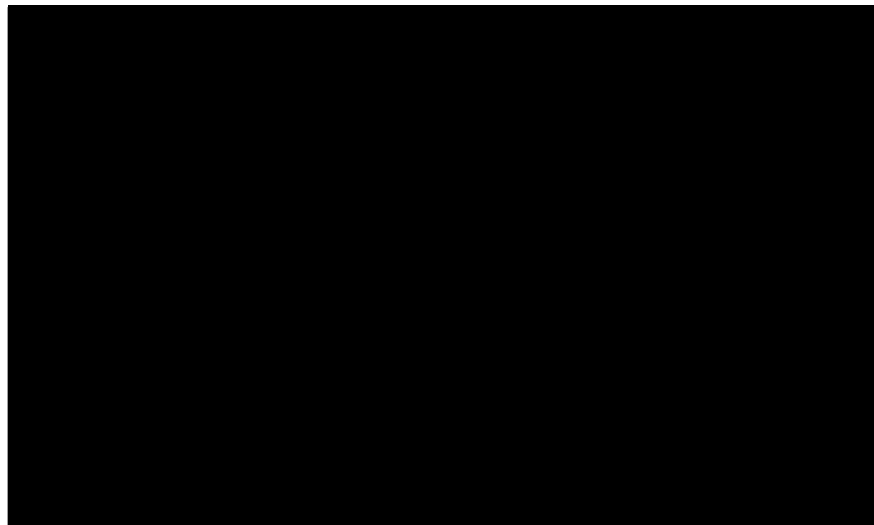
wlantigua

Type

JPEG

Size

86262



Media Title

02-03-2023-table 9-
Incident 2-3

Original Filename

UploadedFile_52ae8625-
e45b-404e-a604-
ae4dd755e211.Jpeg

Date Attached

2/22/2023 4:39:20 PM

Attached By

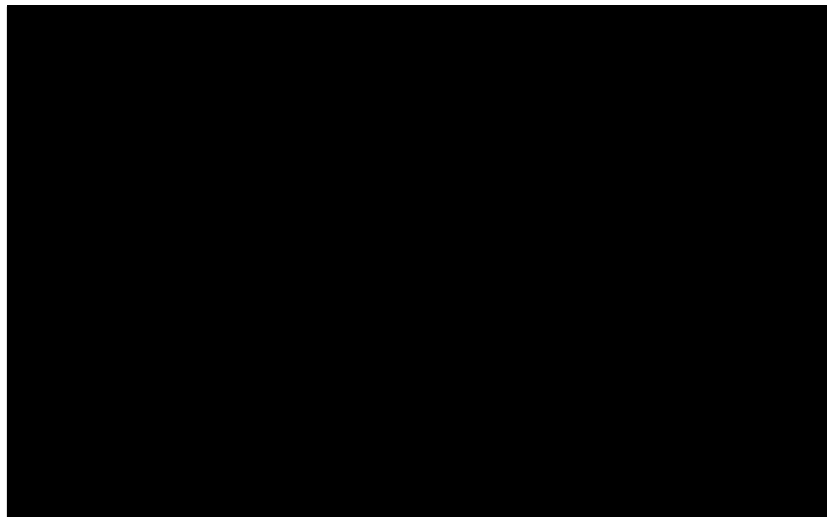
wlantigua

Type

JPEG

Size

114606



Media Title

Dealer Tip out

Original Filename

UploadedFile_d54a9206-
bf7a-4344-a4a0-
64de8568f67d.pdf

Date Attached

2/22/2023 1:04:05 PM

Attached By

wlantigua

Type

PDF

Size

168401

Media Title

02-03-2023-table 9-
Incident 3-3

Original Filename

UploadedFile_a9ae8afe-
fd31-4b47-a663-
d562ccc838f7.Jpeg

Date Attached

2/22/2023 4:41:26 PM

Attached By

wlantigua

Type

JPEG

Size

115030



Media Title

02-03-2023-Table 9-
Chips from dealer tray to
tip-8

Original Filename

UploadedFile_78f21c53-
3efe-402e-802b-
1e298760c5bc.Jpeg

Date Attached

2/22/2023 4:48:44 PM

Attached By

wlantigua

Type

JPEG

Size

187528



Media Title

02-03-2023-table 9-
Incident 6-1

Original Filename

UploadedFile_c53520a5-
c08c-49f2-88c1-
0e1e12087b90.Jpeg

Date Attached

2/22/2023 4:43:46 PM

Attached By

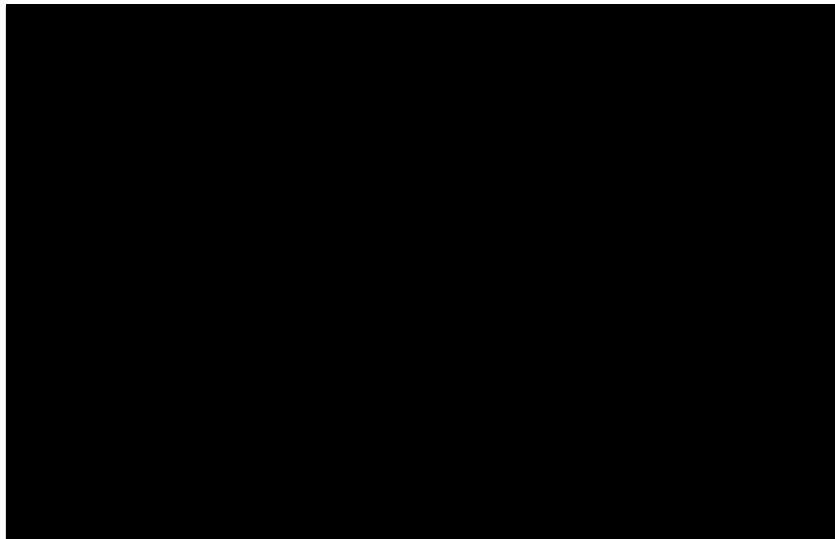
wlantigua

Type

JPEG

Size

146977



Media Title

02-03-2023-table 9-
Incident 3-2

Original Filename

UploadedFile_bb805e18-
bf8c-48e4-a995-
171eea297498.Jpeg

Date Attached

2/22/2023 4:41:16 PM

Attached By

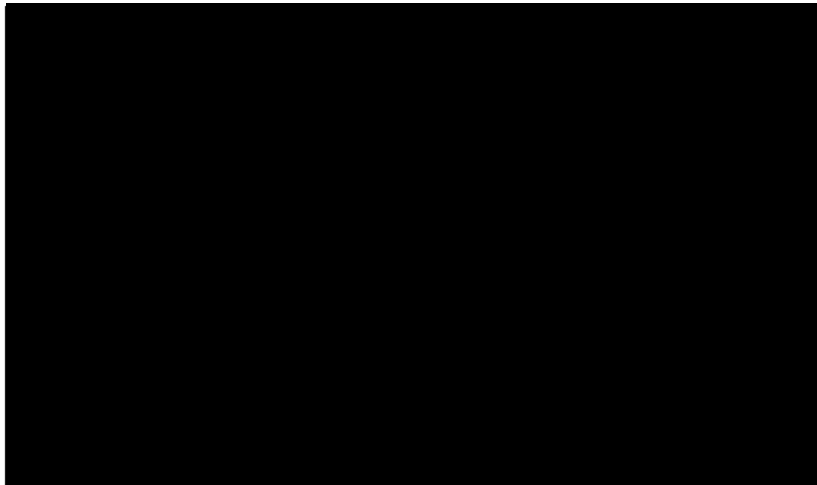
wlantigua

Type

JPEG

Size

111112



Lantigua, William

From: Sharepoint
Sent: Thursday, March 9, 2023 11:30 AM
To: exclusions
Subject: New player added to the Exclusion List

Importance: Low

Santos, Denise added a new player to the Exclusion List

Effective Date: 2023-03-09

Person's Name: Lisandro Sky

Duration: Perm

D.O.B.: [REDACTED]

IR Number: NO IR

Offense: Employee Termination

Person's Description: M/H

Supervisor On Duty: R. Roca

Link to Item on Sharepoint Site:

https://hialeahparkcasino.sharepoint.com/Security/_layouts/15/listform.aspx?PageType=4&ListId=0a573c57%2D94e5%2D4a77%2Da1f1%2D34ec1849596f&ID=3123&ContentTypeID=0x0100AC90622088FD4381DB8593286A2D24

Smith, Tyrell

From: Schlaffer, Paul <pschlaffer@hialeahpark.com>
Sent: Monday, March 20, 2023 3:32 PM
To: Chen, Dennis; Minaya, Julio; Santos, Tatiana; Smith, Tyrell
Subject: Exclusion Update
Attachments: DBPR Exclusion List (Last FGCC Update February 19th 2023).xlsx; Facility Exclusion List March 19, 2023.xlsx

[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.

Good Afternoon,

Attached are the updated facility and FGCC exclusion lists thru March 19th.

Best Regards,

Paul Schlaffer
Director of AML/Casino Compliance & Internal Audit
Hialeah Park Racing & Casino
100 E. 32nd Street
Hialeah, FL 33013
Office: (786) 615-5111

This e-mail, and any attachments thereto, is intended only for use by the addressee(s) named herein or entity named above and may contain legally privileged and/or confidential and regulated information. Accessing information in this email, and any attachments thereto, may require the recipient to hold a slot license in accordance with Florida Statute Chapter 551. Any recipient accessing, reviewing or using information subject to Chapter 551 attests that they hold a valid slot license. If you are not licensed or not the intended recipient of this e-mail, you are hereby notified that any review, use, dissemination, distribution or copying of this e-mail, and any attachments thereto, is strictly prohibited and may be a violation under Florida Statute Chapter 551. If you have received this e-mail in error, please immediately notify me and permanently delete the original and any copy of any e-mail and any printout thereof.

Effective Date

Persons Name

Duration

D.O.B.

3/9/2023 Lisandro Sky

Perm

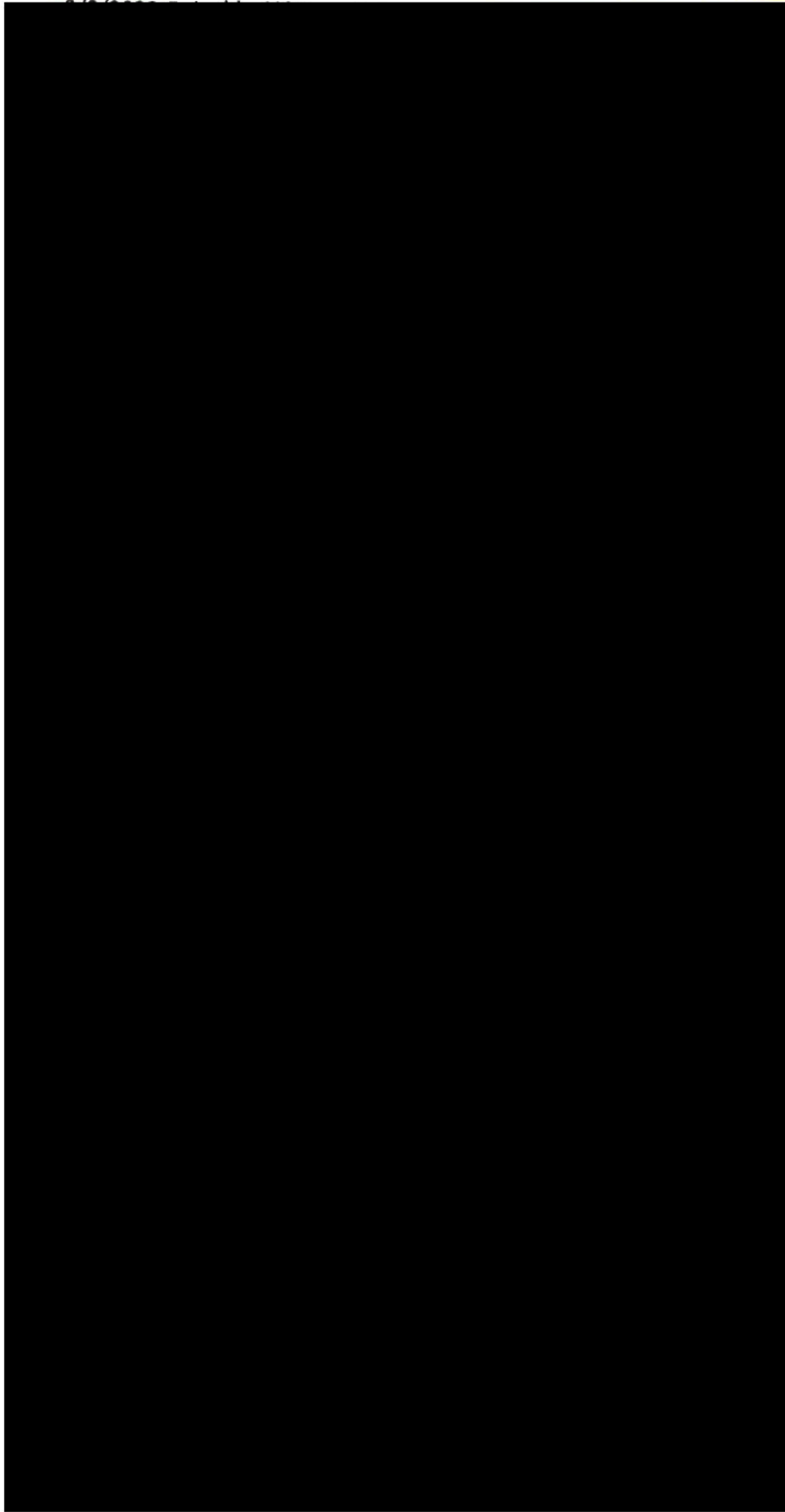


EXHIBIT # -2
PAGE # 680 3

South Florida Racing Association, LLC (7-2021)
PAYROLL CHANGE NOTICE

TO: PAYROLL DEPARTMENT

FROM: POKER

PLEASE ENTER THE FOLLOWING CHANGE (S) IN YOUR RECORDS TO TAKE EFFECT

EFFECTIVE: MARCH 9, 2023

EMPLOYEE NAME: LISANDRO SKY EMPLOYEE NO: _____

CHECK ALL APPLICABLE BOXES	FROM	TO
<input type="checkbox"/> DEPARTMENT	<u>POKER</u>	
<input type="checkbox"/> JOB TITLE	<u>DEALER</u>	
<input type="checkbox"/> RATE	<u>\$8.00</u>	
<input type="checkbox"/> OTHER	<u>PART-TIME</u>	

REASON FOR THE CHANGE

- | | | |
|----------------------------------------------------------------|-----------------------------------------|-----------------------------------------------|
| <input type="checkbox"/> Hired | <input type="checkbox"/> Re-Hired | <input type="checkbox"/> Resignation |
| <input type="checkbox"/> Length of Service Increase | <input type="checkbox"/> Promotion | <input checked="" type="checkbox"/> Discharge |
| <input type="checkbox"/> Re-Evaluation of Existing Job | <input type="checkbox"/> Demotion | <input type="checkbox"/> Lay Off |
| <input type="checkbox"/> Transfer | <input type="checkbox"/> Merit Increase | <input type="checkbox"/> Retirement |
| <input type="checkbox"/> Leave of Absence From: _____ To _____ | | |

Eligible for Re-Hire Yes _____ No ✓

Explanation VIOLATION OF COMPANY POLICY

For Department Transfer only	
TRANSFERRING DIRECTOR _____	DATE _____
NEW DEPT DIRECTOR _____	DATE _____

PRESIDENT _____ DATE _____

DEPT DIRECTOR [Signature] DATE 3/9/2023

VP APPROVAL [Signature] DATE _____

HR. DIRECTOR [Signature] DATE 3/9/2023

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: tsmith2

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo Expires On 06/30/2025

File # 10336 Name SKY, LISANDRO Extended To SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo

License # 13218057 Rank Renewed On

Entity # 13218057 Lic Status Current

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # 2445 Street CENTERGATE DR APT 104

Line 2

Line 3

City MIRAMAR State FL Zip 33025

Routing

Other

1st License Date 06/03/2022 Rank Date 06/09/2022 Certificate #

Method I-S-1017 Status Date 06/09/2022 Certificate Date

Fee Exempt No Birth Date [REDACTED] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	06/03/2022	
F	LIVE - Live Scan Fee Exemption	06/03/2022	
I	QHRS - Quarter-Horse	06/03/2022	
L	544 - Hialeah Park	06/03/2022	
Y	3YR - 3 Year License	06/03/2022	

Get Adobe Reader.

EXHIBIT # -4
PAGE # -1



State of Florida
 Florida Gaming Control Commission
 Division of Pari-Mutuel Wagering
 Office of Investigations

VOIDED
 VIDEO NOT WORKING

PROPERTY RECEIPT

Complaint # 2023-01-3741 Date 3/16/23 Lab # _____

Item No.	Quantity	Description
1	1	USB CONTAINING VIDEO FOOTAGE OF THEFT INCIDENT
<i>LAST ITEM</i>		

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]

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]

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 # 5
 PAGE # 1
 683



Hialeah Park Casino Evidence Receipt

Incident Report #: IN 2023 0000 295

No. of Copies: 1

Description of items received:

1 USB (DATA stick Pro) containing video, pictures and incident report

Company/Department: FGCC

Received by: Lynell D. Smith

Signature: Lynell D. Smith

Date: 3/10/23 Time: 9:45

EXHIBIT # -5
PAGE # -2
684



**State of Florida
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations**

PROPERTY RECEIPT

Complaint # 2023-01-3741 Date 3/16/23 Lab # _____

Item No.	Quantity	Description
1	1	USB CONTAINING VIDEO FOOTAGE OF POKER DEALER LISANDRO SKY THEFT (HIALEAH PARK)
LAST ITEM		

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

Whartigue
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]
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: _____
Received by: _____
Received by: _____

Date: _____
Date: _____
Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt



Hialeah Park Casino Evidence Receipt

Incident Report #: IN2023000295

No. of Copies: 1

Description of items received:

1 USB containing video, pictures, report

Company/Department: FECC

Received by: Tyrrell Smith

Signature: [Handwritten Signature]

Date: 3/16/23 Time: 10:00 AM

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

ELECTION OF RIGHTS

FGCC v. LISANDRO SKY

CASE NO.: 2023-013741

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.

Lisandro Sky
PRINTED NAME

2445 Centergate Dr #104
Street Address

Miramar FL 33025
City State Zip

[Redacted]
Telephone Number Facsimile Number (if any)

[Redacted]
E-mail

[Signature]
SIGNATURE

George Reres
ATTORNEY OR QUALIFIED REPRESENTATIVE

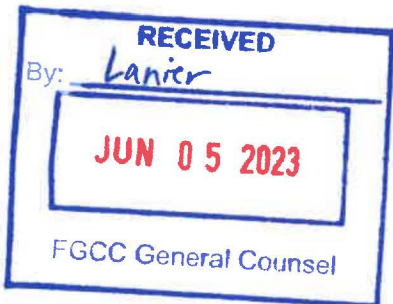
973 W State Rd
Street Address (where service shall be made)

Port Lauderdale, FL 33315
City State Zip

(954) 543-1176
Telephone Number Facsimile Number (if any)

george@gr.law
E-mail

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
2601 Blair Stone Road, Tallahassee, FL 32399-2202
Attention: Ebonie N. Lanier, Administrative Assistant III
Telephone: (850) 717-1663 Fax: (850) 921-1311
Email: Ebonie.Lanier@fgcc.fl.gov

8. Discussion of Recommended Orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: Patty Ann Burns v. FGCC; Case No. 2022-051570; Informal Hearing
Date: July 5, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks to adopt the hearing officer's recommended order suspending Patty Ann Burns' ("Respondent") Pari-Mutuel Wagering Professional Individual Occupational License and placing her license on a probationary period for one year. On July 27, 2021, an amended final judgement was entered against Respondent for unpaid financial obligations related to racing conducted at a pari-mutuel in the state of Florida. On December 1, 2022, the Division filed an Administrative Complaint seeking to suspend Respondent's License. On March 14, 2023, Respondent requested an informal hearing pursuant to section 120.57(2), Florida Statutes. A hearing was held on April 25, 2023. Following the hearing, the hearing officer recommended placing Respondent's license on a probationary status for one year. The hearing officer also recommended suspension of Respondent's license until proof is provided that the unpaid financial obligation is satisfied. The hearing officer gave Respondent until October 11, 2023 to provide proof of satisfaction of the debt. Therefore, the Florida Gaming Control Commission should adopt the hearing officer's recommended order.

Pertinent Facts

On July 17, 2021, an amended final judgement was entered in the amount of \$2,818.93 for unpaid financial obligations regarding veterinary services performed at a pari-mutuel facility in the state of Florida. Based on this financial obligation, the Division served Respondent with an administrative complaint seeking suspension of her Pari-Mutuel Wagering Professional Individual Occupational License. Respondent requested an informal hearing.

At the informal hearing held on April 25, 2023, Applicant testified to the circumstances that led to this judgement. Following the hearing, the hearing officer issued a recommended order suspending Respondent's license until proof of payment is received and placing Respondent on a probationary period for one year.

Relevant Law

Section 550.105(7), Florida Statutes, provides:

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

Accordingly, Respondent license can be revoked or suspended based on the unpaid financial obligation.

Staff Recommendation: The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the hearing officer's recommended order in case number 2022-051570.

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.: 2022-051570

PATTY ANN BURNS,

Respondent.

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Elizabeth K. Stinson, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on April 25, 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 Patty Ann Burns ("Respondent"), in FGCC Case Number 2022-051570. 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 December 1, 2022, the Commission filed an Administrative Complaint against Respondent alleging a violation of Section 550.105(7), Florida Statutes, for accumulating unpaid financial obligations directly relating to the sport of racing being conducted at a pari-mutuel facility within the State of Florida.

2. On March 14, 2023, Respondent requested an informal hearing pursuant to Section 120.57(2), Florida Statutes.

The April 25, 2023 Informal Hearing

3. At the informal hearing on April 25, 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 report into the record.

4. Included in the investigative packet presented by the Commission was an email from attorney, Mark Gunderson, Esq. (“Gunderson”), representing Teigland, Franklin, & Brokken, DVMS, Inc. (“TFB Equine”), the party to which the default judgement is owed, stating that Respondent has made sporadic payments and that his client is unwilling to enter into a settlement agreement because Respondent has breached an agreement in the past.

5. At the hearing, Respondent testified regarding a variety of topics:

- a. Respondent testified that she has made payments every month on the default judgement and intends to pay the bill until it is satisfied.
- b. Respondent testified to making payments on January 18, 2023, and March 1, 2023.
- c. Respondent stated that she had entered into a verbal agreement with the assistant of TFB Equine to make a small payment every month and she has not missed a payment since December 2022.
- d. In response to a question of why Respondent was not in compliance with the monthly payments prior to December 2022, Respondent stated that she was sick with COVID, had a death in the family, and was unemployed for five months in 2021.

e. Respondent testified that she is currently employed part time in Reddick, Florida and is working with horses.

6. Following the hearing, Respondent sent proof of a payment made to TFB Equine on April 28, 2023, in the amount of \$40.00.

7. Following the hearing, the Commission received email confirmation from Gunderson on May 9, 2023 that there is no current written settlement agreement between TFB Equine and Respondent, and Respondent has made irregular payments. This email was sent to Respondent and the hearing officer.

FINDINGS OF FACT

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

9. Respondent holds a Pari-Mutuel Wagering Professional Individual Occupational License, number 1261707-1021, issued by Petitioner.

10. On or about June 27, 2021, a default final judgment of \$2,818.93 was entered against Respondent for unpaid financial obligations regarding veterinary services relating to racing conducted at a pari-mutuel facility in the State of Florida, in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, in case number COCE-20-0338041.

11. There is competent substantial evidence to support the foregoing findings of fact.

CONCLUSIONS OF LAW

12. The Hearing Officer has jurisdiction over the subject matter and the Parties pursuant to Chapter 120, Florida Statutes.

13. Section 550.105(7), Florida Statutes, provides:

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

14. Respondent is subject to discipline under Section 550.105(7), Florida Statutes, for accumulating unpaid obligations directly relating to the sport of racing being conducted at a pari-mutuel facility within this state.

15. At the final hearing, Respondent testified to compelling reasons for her failure to pay TFB Equine and testified that she has secured a job working with horses part time.

16. While Respondent has resumed making payments on the judgment to TFB Equine, these payments have been sporadic. Additionally, while Respondent testified at the final hearing that she had entered into a verbal payment plan with the assistant at TFB Equine, counsel for TFB Equine has indicated via email that his client does not wish to enter into a formal payment plan with Respondent due to Respondent's past payment history.

17. 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 Commission issue a final order that:

1. Places Respondent's license in a probationary status for one (1) year.
2. Any subsequent default judgments of debts owed can lead to aggravated disciplinary actions against Respondent's license.

3. If Respondent fails to:
 - a. Fully satisfy the remaining debt owed in the Default Judgment; AND
 - b. Furnish proof to Petitioner by **October 11, 2023** of the full satisfaction of the debt owed;

4. Respondent's Pari-Mutuel Wagering Professional Individual Occupational License, 1371151-1021, issued by Petitioner shall be SUSPENDED until the Commission is provided proof that the unpaid financial obligation is satisfied, or otherwise settled to the satisfaction of the debt holder with proof of such satisfaction received by Petitioner, whichever happens first.

Respectfully submitted this 30th day of June, 2023.

Elizabeth K. Stinson

Elizabeth K. Stinson
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 30th day of June, 2023, that a true copy of the foregoing “Hearing Officer’s Recommended Order” has been provided by electronic mail to:

Emily Alvarado
Counsel for Petitioner
Emily.Alvarado@flgaming.gov

Patty Ann Burns
Respondent
burnspatty29@gmail.com

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.: 2022-051570

PATTY ANN BURNS,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Patty Ann Burns (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to Chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 1371151-1021, issued by Petitioner.
3. On or about July 27, 2021, an amended final judgment of \$2,818.93 was entered against Respondent for unpaid financial obligations regarding veterinary services in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, in case number COCE-20-038041.
4. These unpaid financial obligations relate to racing conducted at a pari-mutuel facility in the State of Florida.
5. Pursuant to Section 550.105(7), Florida Statutes:

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

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

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties the Commission is authorized to impose pursuant to Chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-051570 is signed this 28th day of November, 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

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.

BURNS, PATTY ANN
Case No. 2022-051570
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



March 30, 2023

Patty Ann Burns
2750 NE 135th Street
Anthony, Florida 32617

RE: FGCC v. Patty Ann Burns
Case No.: 2022-051570

Dear Ms. Burns:

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 Tuesday, April 25, 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@fgcc.fl.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 1:00 PM (EST) at the following number: (352) 812-6200**. 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 voicemail, 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 850-717-1663 or Ebonie.Lanier@fgcc.fl.gov.

Sincerely,

/s/ Ebonie Lanier

Ebonie Lanier
Administrative Assistant III

Enclosures: Notice of Hearing and Case File

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.: 2022-051570

PATTY ANN BURNS,

Respondent.

NOTICE OF TELEPHONIC HEARING

TO: Patty Ann Burns
2750 NE 135th St.
Anthony, Florida 32617

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 **Tuesday, April 25, 2023, at 10:30 a.m. (Eastern Time)**. **If you choose not to attend the hearing in person or by video conference, the Hearing Officer will call you at (352) 812-6200 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 via GoToMeeting. If you wish to do so, you must contact the Commission by email at Ebonie.Lanier@fgcc.fl.gov or telephone at (850) 717-1663, 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@fgcc.fl.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 30th day of March, 2023.

By: /s/ Ebonie Lanier

Ebonie N. Lanier
Administrative Assistant III
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1663
Facsimile: (850) 921-1311
Ebonie.Lanier@fgcc.fl.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 Ebonie Lanier at (850) 717-1663. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

ELECTION OF RIGHTS

FGCC v. PATTY ANN BURNS

CASE NO.: 2022-051570

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.

Patty Burns
PRINTED NAME

2750 W.E. 135th St
Street Address

Anthony FL. 32617
City State Zip

[Redacted]
Telephone Number Facsimile Number (if any)

[Redacted]
E-mail

[Signature]
SIGNATURE

ATTORNEY OR QUALIFIED REPRESENTATIVE

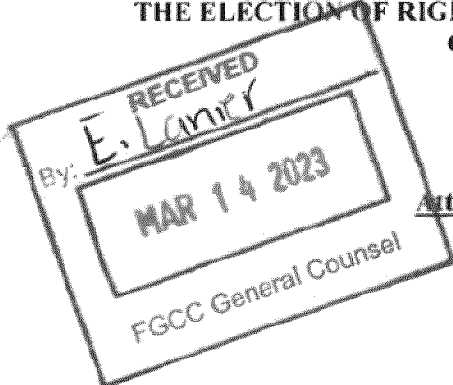
Street Address (where service shall be made)

City State Zip

Telephone Number Facsimile Number (if any)

E-mail

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
2601 Blair Stone Road, Tallahassee, FL 32399-2202
Attention: Ebonie N. Lanier, Administrative Assistant III
Telephone: (850) 717-1663 Fax: (850) 921-1311
Email: Ebonie.Lanier@fgcc.fl.gov

To whom it may concern, I
have been making payments to
this veterinary group. I'm sending
you a copy of my payments.
(I will continue to pay until bill
is satisfied. The remaining balance
is \$1,768.03

Thank you for
your consideration
Sincerely, *Greg B...*

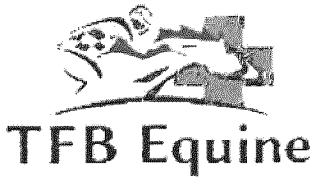
my phone #

[REDACTED]

[REDACTED]

[REDACTED]

g



Statement

Teigland, Franklin & Brokken, DVMS, Inc.
 PO BOX 267160
 Weston, Florida, 33326-7160

Tel: (954) 680-5886
 Fax: (954) 680-5976
 Office@tfbequine.com

Patty Burns
 2750 NE 135th Street
 Anthony, FL 32617-2279

Date: Mar-01-23
 Client #: 264965
 Page: 1

Trainer: BURNS, PATTY

\$ _____
 AMOUNT REMITTED

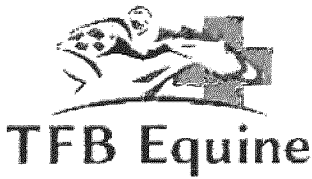
Date	Description	Quantity	Dr.	State	Sub-Total	Charge
	Balance Forward					0.00
<i>*** PAYMENTS AND ADJUSTMENTS TO YOUR ACCOUNT ****</i>						
5/14/20	Payment - Mastercard					-25.00
2/11/21	Account Charge					181.48
	Note: COURT FEES					
2/11/21	Account Charge					252.05
	Note: BALANCE FROM ACCT 263954					
2/11/21	Account Charge					40.00
	Note: PROCESS SERVER FEES					
3/11/21	Payment - Visa					-50.00
10/13/21	Payment - Visa					-175.00
	Note: #6614 Per Mark					
12/2/21	Payment - Visa					-100.00
1/24/22	Payment - Visa					-50.00
	Note: #7271 Per Patty					
5/2/22	Payment - Visa					-50.00
	Note: #0315 Per Patty					
7/26/22	Payment - Visa					-50.00
	Note: #9203 Per Patty					
12/20/22	Payment - Mastercard					-50.00
	Note: Per Patti					
1/18/23	Payment - Mastercard					-50.00
	Note: #3330 Per Patti					
3/1/23	Payment - Mastercard					-40.00
	Note: Per Patty					

ALL TREATMENTS HAVE BEEN APPROVED BY YOUR TRAINER. TOTAL AMOUNT IS DUE UPON RECEIPT OF STATEMENT.
 We accept MASTERCARD, VISA, DISCOVER and AMERICAN EXPRESS.

Click here to make a secure payment at www.tfbequine.com select resources for the payment tab.

Thank You

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



Statement

Teigland, Franklin & Brokken, DVMs, Inc.
 PO BOX 267160
 Weston, Florida, 33326-7160

Tel: (954) 680-5886
 Fax: (954) 680-5976
 Office@tfbequine.com

Patty Burns
 2750 NE 135th Street
 Anthony, FL 32617-2279

Date: Mar-01-23
 Client #: 264965
 Page: 3

Trainer: BURNS, PATTY

\$ _____
 AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
12/12/19	Phenylbutazone Injection	1	17	FL		0.00
12/12/19	Penicillin Procaine G	1	17	FL		0.00
12/12/19	Tranquilize - Acepromazine	1	17	FL		0.00
12/13/19	Penicillin Procaine G	1	17	FL		30.00
12/13/19	Phenylbutazone Injection	1	17	FL		15.00
12/13/19	Gentamycin-3.0 gm (30ML)	1	17	FL		40.00
12/13/19	Tranquilize - Dormosedan & Butorphanol	1	17	FL		39.00
12/14/19	Phenylbutazone Injection	1	17	FL		15.00
12/14/19	Equisul-SDT - 560ml	1	17	FL		120.00
12/15/19	Phenylbutazone Injection	1	06	FL		15.00
	CUP GAME Sub-Total				1,177.00	
	RECTANGLE 100.00%					
5/19/22	Phenylbutazone Injection	1	03	FL		15.00
	RECTANGLE Sub-Total				15.00	
	SAC 100.00%					
9/25/18	CBC	1	10	FL		40.00
9/25/18	Chemistry Screen 19	1	10	FL		67.50
9/26/18	Sucralfate Suspension-Qt	1	10	FL		90.00
9/28/18	Diagnostic Plantar Digital Nerve Block - RH	1	10	FL		65.00
9/28/18	Diagnostic High Volar Nerve Block-RH	1	10	FL		80.00
9/28/18	Diagnostic Distal 4-Pt Nerve Block - RH	1	10	FL		65.00
9/28/18	Intra-Articular Block Tarsal Metatarsal Joint-RH	1	10	FL		100.00
9/28/18	Intra-Articular Block Med Femorotibial Jt-RH	1	10	FL		100.00
9/29/18	Acupuncture	1	10	FL		125.00

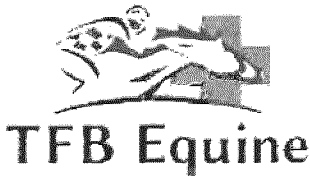
ALL TREATMENTS HAVE BEEN APPROVED BY YOUR TRAINER. TOTAL AMOUNT IS DUE UPON RECEIPT OF STATEMENT.

We accept MASTERCARD, VISA, DISCOVER and AMERICAN EXPRESS.

Click here to make a secure payment at www.tfbequine.com select resources for the payment tab.

Thank You

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



Statement

Teigland, Franklin & Brokken, DVMs, Inc.
 PO BOX 267160
 Weston, Florida, 33326-7160

Tel: (954) 680-5886
 Fax: (954) 680-5976
 Office@tfbequine.com

Patty Burns
 2750 NE 135th Street
 Anthony, FL 32617-2279

Date: Mar-01-23
 Client #: 264965
 Page: 2

Trainer: BURNS, PATTY

\$ _____
 AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
	CUP GAME 100.00%					
12/10/19	Castration	1	17	FL		375.00
12/10/19	Tetanus Toxoid Vaccination - Super T	1	17	FL		28.00
12/10/19	Tranquilize - Acepromazine/Butorphanol/Dormosedan	1	17	FL		45.00
12/10/19	Phenylbutazone Injection	1	17	FL		15.00
12/10/19	Penicillin Procaine G	1	17	FL		30.00
12/11/19	Phenylbutazone Injection	1	17	FL		15.00
	Note: 9:00 AM					
12/11/19	Penicillin Procaine G	1	17	FL		30.00
	Note: 9:00 AM					
12/11/19	Gentamycin-3.0 gm (30ML)	1	17	FL		40.00
	Note: 9:00 AM					
12/11/19	Aminocaproic Acid Injection	2	17	FL		50.00
	Note: 9:00 AM					
12/11/19	Tranquilize - Dormosedan & Butorphanol	1	17	FL		39.00
	Note: 9:00 AM					
12/11/19	Tranquilize - Acepromazine	1	17	FL		27.50
	Note: 9:00 AM					
12/11/19	Banamine (Flunixin Meglumine) Injection	1	17	FL		28.00
	Note: 9:00 AM					
12/11/19	Tranquilize - Acepromazine	1	17	FL		27.50
	Note: 4:00 PM					
12/11/19	Aminocaproic Acid Injection	2	17	FL		50.00
	Note: 4:00 PM					
12/11/19	Banamine (Flunixin Meglumine) Injection-PM	1	17	FL		28.00
	Note: 4:00 PM					
12/11/19	Yunnan Biayao Bleeder Herbs	1	06	FL		75.00

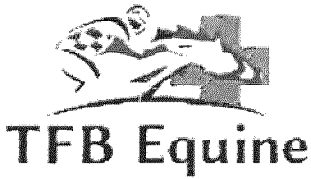
ALL TREATMENTS HAVE BEEN APPROVED BY YOUR TRAINER. TOTAL AMOUNT IS DUE UPON RECEIPT OF STATEMENT.

We accept MASTERCARD, VISA, DISCOVER and AMERICAN EXPRESS

Click here to make a secure payment at www.tfbequine.com select resources for the payment tab.

Thank You

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



Statement

Teigland, Franklin & Brokken, DVMs, Inc.
 PO BOX 267160
 Weston, Florida, 33326-7160

Tel: (954) 680-5886
 Fax: (954) 680-5976
 Office@tfbequine.com

Patty Burns
 2750 NE 135th Street
 Anthony, FL 32617-2279

Date: Mar-01-23
 Client #: 264965
 Page: 4

Trainer: BURNS, PATTY

\$ _____
 AMOUNT REMITTED

Date	Description	Quantity	Dr.	State	Sub-Total	Charge
	SAC Sub-Total				732.50	

Over 90 Days	Over 60 Days	Over 30 Days	Current	Total Amount
1,808.03			-40.00	

PLEASE PAY THIS AMOUNT >>>>>>>>

1,768.03

Client #:264965

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

We accept MASTERCARD, VISA, DISCOVER and AMERICAN EXPRESS.

Click here to make a secure payment at www.tfbequine.com select resources for the payment tab.

Thank You

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

FIRMLY SEAL

Product is for use with Priority Mail. Misuse may be a violation of federal law. This label is not for resale.

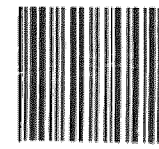
PRIORITY MAIL

Product is for use with Priority Mail. Misuse may be a violation of federal law. This label is not for resale.

P



RDC 04



32399

U.S. POSTAGE PAID
PM
SPARR, FL
32192
MAR 10, 23
AMOUNT
\$9.65
R2304M114766-02

UNITED STATES POSTAL SERVICE®
USPS.COM®
106A, July 2018

PRIORITY MAIL

VISIT US AT
Label 106A, K

IOI VIA
USPS.COM
18

PRIORITY MAIL



VISIT US AT USPS.COM®
ORDER FREE SUPPLIES ONLINE

FROM: *PATTY BURNS*
2750 N.E. 135th ST.
ANTHONY FL 32617

TO: *Office of the General
Counsel Florida Gaming
Control Commission*
2601 Blair Stone Road.
Tallahassee, FL 32399

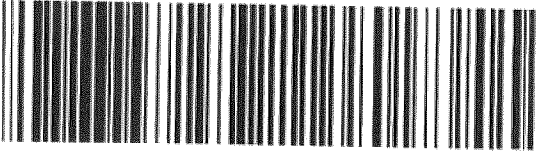
1 delivery date specified for domestic use.
2 shipments include \$100 of insurance (restrictions apply).
3 tracking® service included for domestic and many international destinations.
4 international insurance.**
5 used internationally, a customs declaration form is required.
6 does not cover certain items. For details regarding claims exclusions see the
7 Mail Manual at <http://pe.usps.com>.
8 International Mail Manual at <http://pe.usps.com> for availability and limitations of coverage.

RATE ENVELOPE ■ ANY WEIGHT

TRACKED ■ INSURED

EXPECTED DELIVERY DAY: 03/13/23

USPS TRACKING® #



9505 5144 0001 3069 2539 67

To schedule free Package Pickup,
scan the QR code.



USPS.COM/PICKUP

Label 228, March 2016

FOR DOMESTIC AND INTERNATIONAL USE

This packaging is the property of the U.S. Postal Service® and is provided solely for use in sending Priority Mail® and Priority Mail International®. Misuses may be a violation of federal law. This package is not for resale. EP14F © U.S. Postal Service; July 2022; All rights reserved.

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.: 2022-051570

PATTY ANN BURNS,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Patty Ann Burns (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to Chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 1371151-1021, issued by Petitioner.
3. On or about July 27, 2021, an amended final judgment of \$2,818.93 was entered against Respondent for unpaid financial obligations regarding veterinary services in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, in case number COCE-20-038041.
4. These unpaid financial obligations relate to racing conducted at a pari-mutuel facility in the State of Florida.
5. Pursuant to Section 550.105(7), Florida Statutes:

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

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

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties the Commission is authorized to impose pursuant to Chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-051570 is signed this 28th day of November, 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

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.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: October 26, 2022	Case Number: 2022 05 1570
Respondent: BURNS, PATTY ANN 2750 NE 135 th STREET ANTHONY, FLORIDA 32617 		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATION 1400 W. COMMERCIAL BLVD., SUITE 165 FT. LAUDERDALE, FL 33309 (954) 202-3900	
License # and Type: 1371151 - 1021	Profession: Individual Animal Owner		Report Date: October 31, 2022
Period of Investigation: October 26, 2022 through October 31, 2022		Type of Report: Final	
<p>Alleged Violation: F.S.S. 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. –</p> <p>(7) “The commission may deny, revoke, or suspend any occupational license if the applicant therefor or holder thereof accumulates unpaid obligations or defaults in obligations, or issues drafts or checks that are dishonored or for which payment is refused without reasonable cause, if such unpaid obligations, defaults, or dishonored or refused drafts or checks directly relate to the sport of jai alai or racing being conducted at a pari-mutuel facility within this state.”</p>			
<p>Synopsis: On October 25, 2022, a copy of an Amended Final Judgment against Patty Ann BURNS, in favor of Teigland, Franklin & Brokken, DVM’s, PA, Case No. COCE-20-038041, Division 53, In the County Court of the 17th Judicial Circuit In and For Broward County, FL, ordered on July 27, 2021, was received via e-mail from Attorney Mark Gunderson.</p> <p>Per said judgment, Teigland, Franklin & Brokken, DVM’s, PA, shall recover from BURNS the sum of \$2,818.93, which shall bear interest at the rate of 4.31% per year. Per Gunderson, BURNS has made \$600.00 in payments. Therefore, the actual balance due is \$2,218.93. (Exhibit # 1, Pages 2 & 3)</p>			
Related Case:			
Investigator / Date		Investigator Supervisor / Date	
		 Julio Minaya / October 31, 2022	
Chief of Investigations / Date			
 Steven E. Kogan / October 31, 2022			

CONTINUATION

A check of DBPR Versa records reflect that Patty Ann **BURNS** obtained a 3 year Florida PMW Occupational license as a Thoroughbred Owner/Trainer on July 12, 2021. This license expires on June 30, 2024. A copy of his licensing information is attached as **EXHIBIT # 2**.

In the letter from Gunderson dated October 25, 2022, he states that the judgment amount of \$2,818.93 is for veterinary services provided by his client at a Florida Pari-Mutuel facility where **BURNS** stables her horses. Gunderson also stated that **BURNS** has made \$600.00 in payments which reduced the balance to \$2,218.93. Gunderson also provided copies of the Original Complaint and invoices related to his case. These documents are attached as **EXHIBIT #1 & 3**.

On October 26, 2022, an Enforcement Alert was placed on **BURNS's** license record in VERSA to reflect this unsatisfied Financial Obligation. A copy of the License Action Request Form and VERSA alert is attached as **EXHIBIT # 4**.

On October 28, 2022, Gunderson explained the discrepancies in his letter to the Division by providing a copy of an Order of Dismissal Stipulation of Parties Final Order Approving Stipulation dated February 16, 2021, in which **BURNS** agreed to pay Teigland, Franklin & Brokken, DVM's, PA, \$50.00 on the 15th of every month until the full amount of \$2,991.56 was paid. Because **BURNS** failed to make payments pursuant to the above stipulation, the case against **BURNS** was re-opened and an Affidavit for Final Judgment Pursuant to Stipulation was filed against **BURNS** on June 28, 2021, seeking a final judgment in the amount of \$2,818.93 (\$2,868.03 less payments of \$50.00), consistent with the court's approval of the stipulation. On June 30, 2021, a Final Judgment was ordered against **BURNS** in the amount of \$2,818.93. However, according to Gunderson, **BURNS** has made \$600.00 in payments and has an unpaid balance of \$2,218.93. These documents are attached as **EXHIBIT # 1 & 5**.

Status: **BURNS** is in violation of F.S.S. 550.105(7) for failing to satisfy the aforementioned Final Judgment.

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

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1

II.

III. INVESTIGATIVE REPORT 2

IV. EXHIBITS

1. Letter of Complaint From Attorney Gunderson..... 1-6

2. Versa Check on **BURNS**..... 1-2

3. Original Court Complaint & Invoices..... 1-4

4. License Enforcement ALERT..... 1-2

5. Copies of Order of Dismissal, Agreed Order of Dismissal, Final Judgment & Amended Final Judgment..... 1-6

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: Imuniz

VR Home Complaint Search **Maintain Complaint**

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	20 Under Investigation	Status Date	10/26/2022
Complaint #	2022051570	Case Type	CMP Complaint	Disposition	
Docket#		Respondent	BURNS, PATTY ANN	Responsible	jminaya - MINAYA, JULIO
					Private Case

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

Source	CNSM - Consumer	Security Level	1	<input type="checkbox"/> Partie	<input checked="" type="checkbox"/> Activitie
Form	PCOM - PMW Complaint	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	IV-A - Financial Responsibility	Complexity	R Regular	<input type="checkbox"/> Violation	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	10/26/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	SR - Southern Region	Received	10/26/2022	<input type="checkbox"/> Inspection	
Reference	550.105(7)	Entered	10/26/2022	<input type="checkbox"/> Costs	
		Entered By	Imuniz	<input type="checkbox"/> Time Tracking	<input type="checkbox"/> Auto Assign
Summary	<p>321-Gulfstream Park Racing Assoc., Inc. ----- / ----- . Financial Responsibility / Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines: On October 25, 2022, a copy of an Amended Final Judgment, Case #COCE-20-038041 was received via e-mail from Attorney Mark Gunderson. Per said Judgment filed on July 21, 2021, in the County Court For the 17th Judicial Circuit in and For Broward County, FL, in Division 53 Teigland, Franklin & Brokken, DVMs Inc., shall recover from Patty Burns the sum of \$2,818.93, which shall bear interest at the rate of 4.31% per year. Because Burns has made \$600.00 in payments the balance due is \$2,218.93.</p>			<input type="checkbox"/> Attachments	<input type="checkbox"/> History
Updated	10/26/2022 10:54:33	By	Imuniz	<input type="checkbox"/> Work Note	<input type="checkbox"/> Print Report

Change	Save	OK	Cancel	Back
---------------	-------------	-----------	---------------	-------------

Get Adobe Reader.



**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: October 26, 2022

PMW Cardroom Slot

Violation Incident Complaint

FACILITY NAME: Gulfstream Park Racing, Assoc., Inc. **LIC #:** 321

RESPONDENT

NAME: Patty Ann Burns		
Address: 2750 NE 135 TH Street, Anthony, Florida 32617		Tel #: XXXXXXXXXX
LIC #: 1371151	LIC TYPE: 1021	OCCUPATION: Individual Animal Owner / Trainer

COMPLAINANT

NAME: Teigland, Franklin & Brokken, DVMs Inc.		Tel #: (954) 288-1001
Address: 12277 SW 55th Street, Fort Lauderdale, Florida 33330		
LIC #: N/A	LIC TYPE: N/A	OCCUPATION:

VIOLATION(S) / TITLE(S): **F.S.S. 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. –**

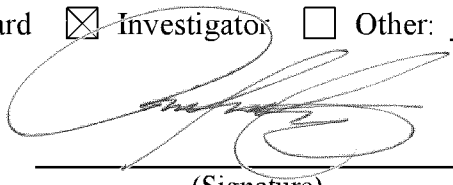
(7) The commission may deny, revoke, or suspend any occupational license if the applicant therefor or holder thereof accumulates unpaid obligations or defaults in obligations, or issues drafts or checks that are dishonored or for which payment is refused without reasonable cause, if such unpaid obligations,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

DESCRIPTION: On October 25, 2022, a copy of an Amended Final Judgment, Case #COCE-20-038041 was received via e-mail from Attorney Mark Gunderson. Per said Judgment filed on July 21, 2021, in the County Court For the 17th Judicial Circuit in and For Broward County, FL, in Division 53 Teigland, Franklin & Brokken, DVMs Inc., shall recover from Patty Burns the sum of \$2,818.93, which shall bear interest at the rate of 4.31% per year. Because Burns has made \$600.00 in payments the balance due is \$2,218.93.

CASE DETAILS FILED BY:

Chief Inspector Judge/Steward Investigator Other: _____
(Title of State Employee)

Julio Minaya



October 26, 2022

(Print Name)

(Signature)

(Date)

Muniz, Luz

From: Minaya, Julio
Sent: Wednesday, October 26, 2022 10:21 AM
To: Muniz, Luz
Cc: Kogan, Steven
Subject: OCR
Attachments: OPEN CASE REQUEST -BURNS - Finiancial.docx

Luz,

Open and assign to me.



Julio Minaya
Investigative Supervisor
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Office: 954-202-6844 / Fax: 954.202.3930

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: **Imuniz**

VR Home | License Search | **License Home**

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expire On **06/30/2024**

File # **25170** Name **BURNS, PATTY ANN** Extended To

License # **1371151** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **1371151** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

Address

Street # **2750** Street **NE 135TH ST**

Line 2
Line 3

City **ANTHONY** State **FL** Zip **32617**

Routing



Other

1st License Date **07/12/2021** Rank Date **07/12/2021** Certificate #

Method **I-S-1024** Status Date **07/12/2021** Certificate Date

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

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	11/15/2021	
C	ONTR - Owner/Trainer	07/01/2021	
I	TBRD - Thoroughbred		
L	320 Tampa Bay Down	07/01/2021	
Y	3YR - 3 Year License	01/18/2013	

Alt Keys

BEST LIC NBR **PIN1371151**



Teigland, Franklin & Brokken, DVM's, Inc.

PO BOX 267160
Weston, Florida, 33326-7160

Tel: (954) 680-5886
Fax: (954) 680-5976
Office@tfbequine.com

Payment Receipt

Burns, Patty
2750 NE 135th Street
Anthony, FL 32617-2279

— —

Payment Receipt #P[229033]

Account:	[264965] Burns, Patty
Date:	Friday, April 28, 2023
Taken By:	Vicki A Del Guidice
Method:	Mastercard
Amount:	\$40.00

Thank You!

Ebonie Lanier

From: Teigland, Franklin & Brokken, DVM's, Inc. <billing@tfbequine.com>
Sent: Thursday, May 4, 2023 3:18 PM
To: burnspatty91@gmail.com; Ebonie Lanier
Subject: Payment Receipt Thank You
Attachments: Receipt.pdf

You don't often get email from billing@tfbequine.com. [Learn why this is important](#)

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.: 2022-051570

PATTY ANN BURNS,

Respondent.

_____ /

PETITIONER'S PROPOSED RECOMMENDED ORDER

THIS MATTER came before Elizabeth Stinson, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on April 25, 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 Patty Ann Burns ("Respondent"), in FGCC Case Number 2022-051570 ("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, offer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On December 1, 2022, the Commission filed an Administrative Complaint against Respondent alleging a violation of Section 550.105(7), Florida Statutes, for accumulating unpaid financial obligations directly relating to the sport of racing being conducted at a pari-mutuel facility within the State of Florida.

2. On March 14, 2023, Respondent requested an informal hearing pursuant to Section 120.57(2), Florida Statutes.

3. At the informal hearing on April 25, 2023, the Commission presented the issues raised in its Administrative Complaint. The Hearing Officer granted the Division's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case, and accepted the investigative report into the record.

4. Included in the investigative packet presented by the Commission was an email from the attorney representing the party to which the default judgement is owed, Mark Gunderson, Esq., stating that Respondent has made sporadic payments and that his client is unwilling to enter into a settlement agreement because Respondent has breached an agreement in the past.

5. At the hearing, Respondent testified that she has made payments every month on the default judgement and intends to pay the bill until it is satisfied.

6. Respondent testified to making payments on January 18, 2023, and March 1, 2023.

7. She stated that she had entered into a verbal agreement with the assistant of Teigland, Franklin, & Brokken, DVMs, Inc. to make a small payment every month and she has not missed a payment since December 2022.

8. When asked why she was not in compliance with the monthly payments prior to this, she stated that she was sick with COVID, had a death in the family, and was unemployed for five months in 2021.

9. Currently, Respondent is employed in Reddick, Florida and is working with horses.

10. Following the hearing, Respondent sent proof of a payment made to Teigland, Franklin, & Brokken, DVMs, Inc. on April 28, 2023, for the amount of \$40.00.

11. The Commission received email confirmation from Mr. Gunderson on May 9, 2023 that there is no current settlement agreement between the parties and Respondent has made irregular payments. This email was sent to Respondent and the hearing officer.

FINDINGS OF FACT

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

13. Respondent holds a Pari-Mutuel Wagering Professional Individual Occupational License, number 1261707-1021, issued by Petitioner.

14. On or about June 27, 2021, a default final judgment of \$2,818.93 was entered against Respondent for unpaid financial obligations regarding veterinary services relating to racing conducted at a pari-mutuel facility in the State of Florida, in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, in case number COCE-20-0338041.

15. There is competent substantial evidence to support the foregoing findings of fact.

CONCLUSIONS OF LAW

16. The Hearing Officer has jurisdiction over the subject matter and the Parties pursuant to Chapter 120, Florida Statutes.

17. Section 550.105(7), Florida Statutes, provides:

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

18. Respondent is subject to discipline under Section 550.105(7), Florida Statutes, for accumulating unpaid obligations directly relating to the sport of racing being conducted at a pari-mutuel facility within this state.

19. There is competent substantial evidence to support the conclusions of law.

PROPOSED RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby requested that the Hearing Officer issue a Recommended Order suspending Respondent's Pari-Mutuel Wagering Professional Individual Occupational License until the Commission is provided proof that the unpaid financial obligation is satisfied. The Commission recommends that the suspension begin thirty (30) days following the issuance of the Final Order.

This Proposed Recommended Order in FGCC Case Number 2022-051570 is submitted this 9th day of May, 2023.

s/Emily A. Alvarado

Emily A. Alvarado
Assistant General Counsel
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

CERTIFICATE OF SERVICE

I hereby certify this 9th day of May, 2023, that a true copy of the foregoing
“Petitioner’s Proposed Recommended Order” has been provided by mail to:

Patty Ann Burns
2750 Northeast 135th Street
Anthony, Florida 32617
BurnsPatty29@gmail.com

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: Luis Y. Roll v. FGCC; Case No. 2023-005746; License Revocation
Date: July 5, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks to adopt the hearing officer's recommended order revoking Luis Y. Roll's ("Respondent") Pari-Mutuel Wagering General Individual Occupational License. On December 16, 2022, Respondent was convicted of felony offenses. On February 28, 2023, the Division filed an Administrative Complaint seeking to revoke Respondent's License. On March 20, 2023, Respondent requested an informal hearing pursuant to section 120.57(2), Florida Statutes. A hearing was held on April 25, 2023. Following the hearing, the hearing officer recommended revoking Respondent's license. Therefore, the Florida Gaming Control Commission should adopt the hearing officer's recommended order and revoke Respondent's Pari-Mutuel Wagering General Individual Occupational License.

Pertinent Facts

On December 16, 2022, Respondent was convicted of Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer, in Pasco County Florida. Respondent did not inform the Division of these felony offenses within 48 hours. Based on this conviction, the Division served Respondent with an administrative complaint seeking revocation of her Pari-Mutuel Wagering General Individual Occupational License. Respondent requested an informal hearing.

At the informal hearing held on April 25, 2024, Applicant testified to the circumstances that led to this conviction. Following the hearing, the hearing officer issued a recommended order revoking Respondent's license.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides, that the commission may suspend or revoke any occupational license if the applicant has been convicted of a felony offense.¹ Section 550.105(10)(d), Florida Statutes, provides that each licensee shall inform the Division, within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.” Accordingly, Respondent license can be revoked or suspended based on the felony offense and Respondent’s failure to inform the Division of this conviction within 48 hours.

Staff Recommendation: The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the hearing officer’s recommended order in case number 2023-005746.

¹ 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.”

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.: 2023-005746

LUIS Y. ROLL,

Respondent.

_____ /

HEARING OFFICER’S RECOMMENDED ORDER

THIS MATTER came before Elizabeth K. Stinson, designated Hearing Officer for the Florida Gaming Control Commission (“Commission”), on April 25, 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 Luis Y. Roll (“Respondent”), in FGCC Case Number 2023-005746. 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 February 28, 2023, the Commission filed a two-count Administrative Complaint against Respondent alleging violations of sections 550.105(5)(b), and 550.105(10)(d), Florida Statutes, based on his December 16, 2022, felony convictions and his failure to notify the

Commission of the convictions within 48 hours.

2) On or about March 20, 2023, Respondent requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

3) A hearing pursuant to section 120.57(2), Florida Statutes, was held on April 25, 2023.

The April 25, 2023, Informal Hearing

4) At the hearing, 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 report into the record.

5) Respondent testified regarding a variety of topics:

(a) Respondent testified that he does not actively use his Pari-Mutuel Wagering General Individual Occupational License.

(b) Respondent was unsure what type of license the hearing was regarding.

(c) After clarification, Respondent stated that he received this license in 2021 because his brother owned horses and Respondent completed the license application in order to go inside the barns.

(d) When Respondent was asked about the circumstances surrounding the December 16, 2022, felony convictions, he stated that he and the co-defendant in this case entered a structure in order to steal two jet skis. When the police arrived, he got scared and fled the scene.

(e) When asked if he speaks to the co-defendant, Respondent stated that

he no longer speaks with him.

(f) Respondent stated that he is still on probation for 24 months and is eligible for early termination if he has no violations of his probation.

(g) Respondent stated he has not paid the fines associated with the conviction but plans to pay these fines soon.

(h) Respondent is currently employed installing carpets and stated he does not do community service because he is exhausted from work.

FINDINGS OF FACT

6) Petitioner is the state agency charged with regulating pari-mutuel wagering, card rooms, and slot machine facilities, pursuant to chapters 550, 551, and 849, Florida Statutes.

7) Respondent holds a Pari-Mutuel Wagering General Individual Occupational License, number 12438433-1022 issued by Petitioner.

8) On or about December 16, 2022, Respondent was convicted of Grand Theft between \$20,000 to \$100,000, Possession of Burglary Tools, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 and \$20,000, and Willfully Fleeing or Eluding a Law Enforcement Officer in the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, Florida in case number 2021CF0003030CFAXWS.

9) Respondent failed to inform the Commission of these disqualifying felony convictions within 48 hours.

10) There is competent substantial evidence to support the foregoing findings of fact.

CONCLUSIONS OF LAW

11) The Hearing Officer has jurisdiction over the subject matter and the Parties pursuant to chapter 120, Florida Statutes.

12) Section 550.105(5)(b), Florida Statutes, provides:

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.

13) Section 550.105(5)(c), Florida Statutes, states, 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.”

14) 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.”

15) 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.”

16) Respondent was convicted of multiple disqualifying felony offenses on or about December 16, 2022, and failed to inform the Commission of his disqualifying convictions within

48 hours.

17) Respondent also failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

18) 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 REVOKING Respondent's Pari-Mutuel Wagering General Individual Occupational License, number 12438433-1022.

This Recommended Order in FGCC Case Number 2023-005746 is submitted this 5th day of June, 2023.

Elizabeth K. Stinson

Elizabeth K. Stinson
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 5th day of July, 2023, that a true copy of the foregoing has been furnished by email to:

Emily Alvarado
Counsel for Petitioner
Emily.Alvarado@flgaming.gov

Luis Roll
Respondent
luisroll@icloud.com

Elizabeth K. Stinson

Elizabeth K. Stinson
Florida Gaming Control Commission

Case No. 2023-005746

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.: 2023-005746

LUIS Y. ROLL,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Luis Y. Roll (“Respondent”), and alleges:

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

2. At all times material hereto, Respondent held a Pari-Mutuel Wagering General Individual Occupational License, 12438433-1022, issued by Petitioner.

3. On or about December 16, 2022, Respondent entered a plea of guilty and was convicted of Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer, felonies, in the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, Florida, in case number 2021CF003030CFAXWS.

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 guilty and being convicted of Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer, a felonies, in Pasco County, Florida on December 16, 2022.

COUNT II

8. Petitioner re-alleges and adopts paragraphs numbered one through three as if set forth fully herein.

9. Respondent failed to notify Petitioner within 48 hours of his December 16, 2022 conviction for Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer in Pasco 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 December 16, 2022 conviction for a disqualifying offense within 48 hours.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-005746 is signed this 28th day of February, 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
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

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.

ROLL, LUIS Y
Case No. 2023-005746
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

March 30, 2023

Luis Y. Roll
9005 Tree Valley Circle
Tampa, Florida 33615

RE: FGCC v. Luis Y Roll
Case No.: 2023-005746

Dear Mr. Roll:

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 Tuesday, April 25, 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@fgcc.fl.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 1:00 PM (EST) at the following number: (813) 412-0863**. 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 voicemail, 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 850-717-1663 or Ebonie.Lanier@fgcc.fl.gov.

Sincerely,

/s/ Ebonie Lanier

Ebonie Lanier
Administrative Assistant III

Enclosures: Notice of Hearing and Case File

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.: 2023-005746

LUIS Y. ROLL,

Respondent.

NOTICE OF TELEPHONIC HEARING

TO: Luis Y. Roll
9005 Tree Valley Cir.
Tampa, FL 33615

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 **Tuesday, April 25, 2023, at 10:30 a.m. (Eastern Time)**. **If you choose not to attend the hearing in person or by video conference, the Hearing Officer will call you at (813) 412-0863 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 via GoToMeeting. If you wish to do so, you must contact the Commission by email at Ebonie.Lanier@fgcc.fl.gov or telephone at (850) 717-1663, 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@fgcc.fl.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 30th day of March, 2023.

By: /s/ Ebonie Lanier

Ebonie N. Lanier
Administrative Assistant III
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1663
Facsimile: (850) 921-1311
Ebonie.Lanier@fgcc.fl.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 Ebonie Lanier at (850) 717-1663. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

3/20/2023

FGCC v. LUIS Y. ROLL

ELECTION OF RIGHTS

CASE NO.: 2023-005746

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.

Luis Roll
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

9008 tree valley cir
Street Address

Street Address (where service shall be made)

tampa FL 33615
City State Zip

City State Zip

Telephone Number Facsimile Number (if any)

Telephone Number Facsimile Number (if any)

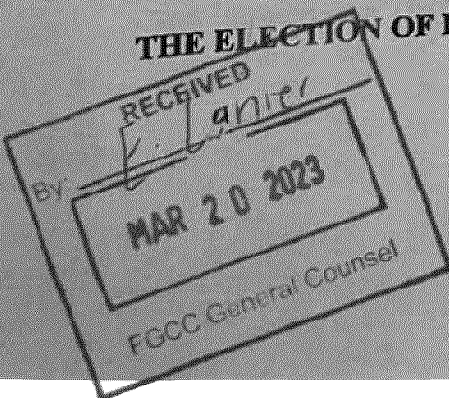
E-mail

E-mail

[Signature]
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
2601 Blair Stone Road, Tallahassee, FL 32399-2202
Attention: **Ebonie N. Lanier, Administrative Assistant III**
Telephone: (850) 717-1663 Fax: (850) 921-1311
Email: Ebonie.Lanier@fgcc.fl.gov



Lanier-FGCC, Ebonie

From: Luis Roll [REDACTED]
Sent: Monday, March 20, 2023 3:52 PM
To: Lanier-FGCC, Ebonie
Subject: Luis roll
Attachments: image0.jpeg; ATT00001.txt

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.: 2023-005746

LUIS Y. ROLL,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Luis Y. Roll (“Respondent”), and alleges:

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

2. At all times material hereto, Respondent held a Pari-Mutuel Wagering General Individual Occupational License, 12438433-1022, issued by Petitioner.

3. On or about December 16, 2022, Respondent entered a plea of guilty and was convicted of Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer, felonies, in the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, Florida, in case number 2021CF003030CFAXWS.

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 guilty and being convicted of Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer, a felonies, in Pasco County, Florida on December 16, 2022.

COUNT II

8. Petitioner re-alleges and adopts paragraphs numbered one through three as if set forth fully herein.

9. Respondent failed to notify Petitioner within 48 hours of his December 16, 2022 conviction for Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer in Pasco 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 December 16, 2022 conviction for a disqualifying offense within 48 hours.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-005746 is signed this 28th day of February, 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
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

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.

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: Imuniz

VR Home Complaint Search Maintain Complaint

Lic Type	1022 - Pari-Mutuel General Individual Occupational		Status	90 Closed	Status Date	02/20/2023
Complaint #	2023005746	Case Type	CMP Complaint	Disposition	Disposition Date	
Docket#	Re pondent	ROLL, LUIS Y	Re pon ible	dwashingto - WASHINGTON, DEREK		Private Ca e

Complaint	Re pondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	CHIS - Criminal History	Complexity	R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	12/16/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	CR - Central Region	Received	01/31/2023	<input type="checkbox"/> In pection	
Reference	550.105(5)(b),(d) & (10)(d)			<input type="checkbox"/> Costs	
Entered	01/31/2023	Entered By	Imuniz	<input type="checkbox"/> Time Tracking	Auto Assign
Summary	320-Tampa Bay Downs, Inc. ----- / ----- . Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines / Applicant Hit: Licensee Luis Y. ROLL, a Hotwalker at Tampa Bay Downs, and who holds a PMW General Individual Occupational License, (Lic# 12438433 / 1022), was convicted on December 16, 2022, of the following Felony offenses: Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; Willful Flee/EIude LEO. Upon his conviction, ROLL failed to notify the Division of his convictions as required by Florida Statutes.			<input type="checkbox"/> Attachments	History
Updated	02/20/2023 16:17:41	By	Imuniz	<input type="checkbox"/> Work Note	Print Report

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

Get Adobe Reader.

ROUTING SLIP

CRIMINAL CONVICTION WHILE LICENSED

RE: ROLL, LUIS Y. – 12438433
(LICENSEE NAME – LICENSE #)

Case No: 2023 00 5746


TAMPA BAY DOWNS
Facility (d/b/a name)

HOTWALKER
Occupation/Job Title

Yes No
Notified by Licensee

DATE OF CONVICTION: DECEMBER 16, 2022
(DATE)

Investigations Section:
Reviewed by Steve Kogan


February 20, 2023
(Initial & Date)

ARCI CHECKED Yes _____
No _____

The attached file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section:

Reviewed/Forwarded to legal by David Donaldson _____
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes _____
No _____

Comments: _____

Investigative Findings:

June 30, 2021 Pasco County Sheriff's Office, FL – Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; and Willful Flee/Elude LEO – Felonies – Pled Guilty – Adjudicated Guilty on December 16, 2022 – 24 month Probation and fined \$813.00

HOTWALKER

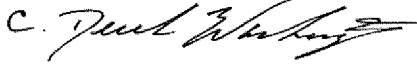

* Please attach Routing Slip to front of case file.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTAL	Date of Complaint: January 31, 2023	Case Number: 2023 00 5746
Respondent: ROLL, LUIS Y. 9005 Tree Valley Cir Tampa, FL 33615 [REDACTED]		Complainant: Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309	
License # and Type: 12438433 - 1022		Profession: HOTWALKER	Report Date: February 13, 2023
Period of Investigation: January 31, 2023 – February 13, 2023		Type of Report: FINAL	
<p>Alleged Violation: 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines: (5)(b) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks and frontons. In addition, the division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.</p> <p>(d) For purposes of this subsection, the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.</p> <p>(10)(d) Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.</p>			
Synopsis: Licensee Luis Y. ROLL , a Hotwalker at Tampa Bay Downs, and who holds a PMW General Individual Occupational License, (Lic# 12438433 / 1022), was convicted on December 16, 2022, of the following Felony offenses: Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; and Willful Flee/Elude LEO. Upon his conviction, ROLL failed to notify the Division of his convictions as required by Florida Statutes.			
Related Case:			
Investigator Supervisor / Date /s/  C. Derek Washington / February 13, 2023		Chief of Investigations / Date /s/  Steven E. Kogan / February 20, 2023	

CONTINUATION

On June 30, 2021, the Division received an Applicant Hit notification from the Florida Department of Law Enforcement (FDLE). The report indicated that on June 30, 2021, **ROLL** was arrested by the Pasco County Sheriff's Office and charged with the following felonies (**Exhibit #1**):

1. Grand Theft (Over 20,000/less100,000
2. Burglary-Unoccupied Structure Unarmed
3. Grand Theft (\$10K less \$20K)
4. Possession of Burglary Tools
5. Willful Flee/Elude LEO.

Mr. **ROLL** received his PMW General Individual Occupational license on December 16, 2020 to work as a Hotwalker at Tampa Bay Downs. He is currently licensed until June 30, 2023 (**Exhibit #2**).

On July 13, 2021, PMW Operations Review Specialist [REDACTED] placed an Enforcement Alert on **ROLL**'s PMW license regarding the above offenses (**Exhibit #3**).

Information obtained from the Florida Comprehensive Case Information System (CCIS) for Pasco County, Florida indicated that on December 21, 2022, **ROLL** pled guilty to all five felonies listed above and sentenced to 24 months' probation. In addition he was fined \$813.00 (**Exhibit #4**).

ROLL is in violation of Florida Statutes 550.105(5)(b)(d) & (10)(d) due to his felony convictions and for failing to notify the Division of his convictions.

Status: Investigations case closed and case forwarded to Legal for review.

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET 1-1

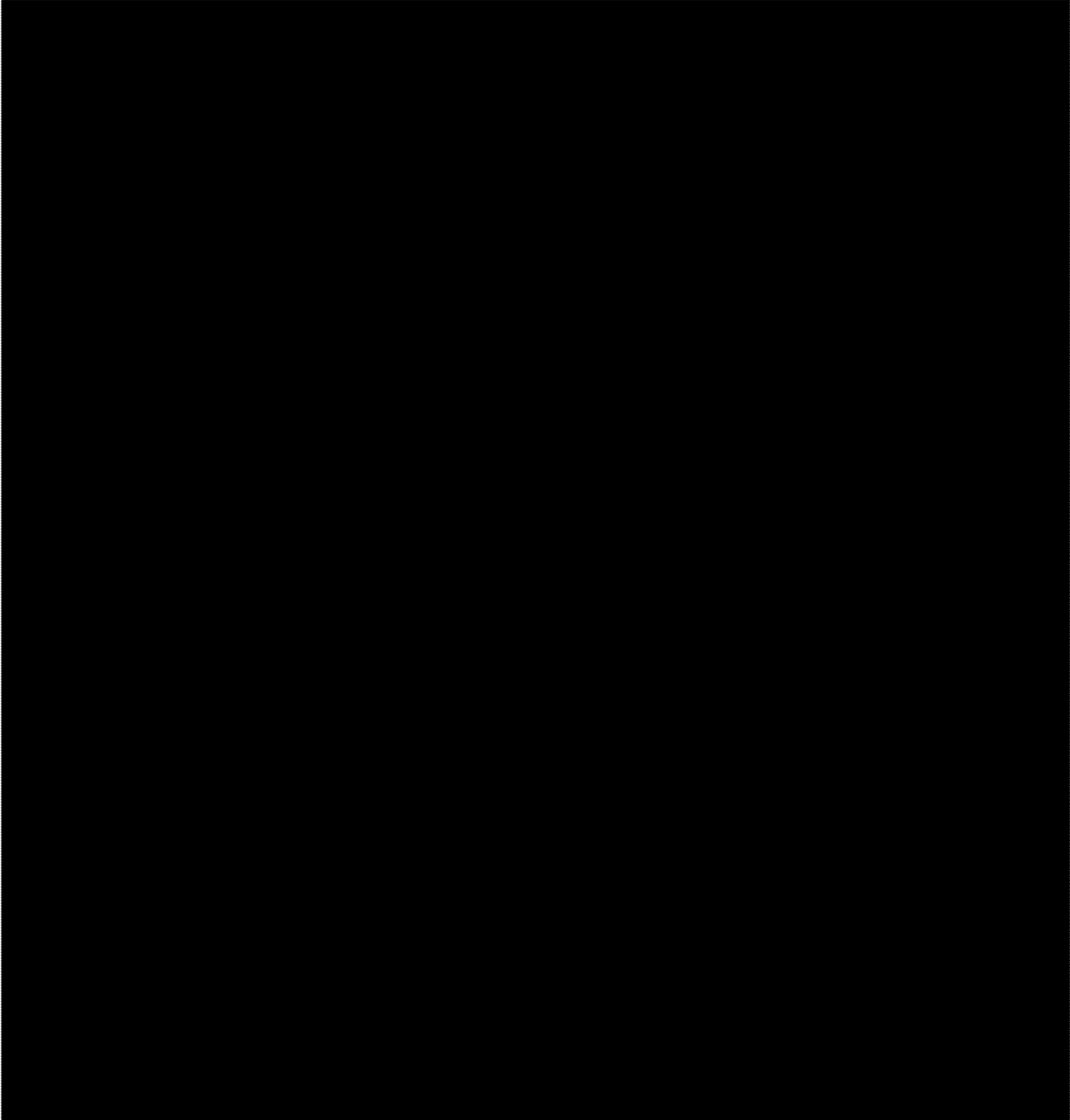
- II. INVESTIGATIVE REPORT 1-3

- III. EXHIBITS
 - 1. FDLE Notification 1-3
 - 2. Enforcement Alert 1-2
 - 3. License Information 1-1
 - 4. Court Documents form CCIS 1-16

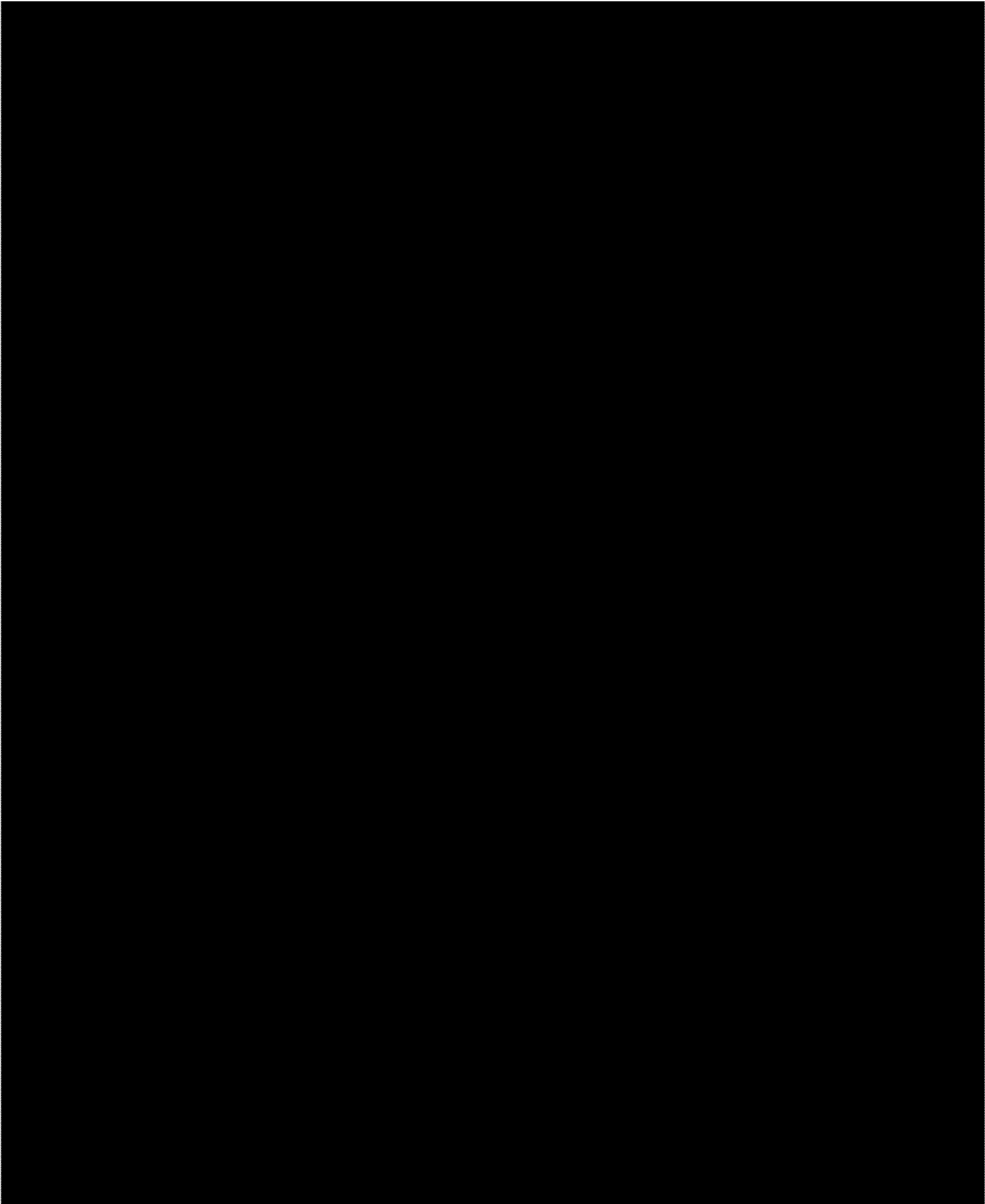
FDLE Information Notification Service

Sent Date: 6/30/21 2:46 PM Purge Date: 12/27/21 2:46 PM Mail Ref.No: ORG002044-2966918

Subject : *****APPLICANT HIT - 80GBPR040000083861 ROLL, LUIS Y**



Subject : *****APPLICANT HIT - 80GBPR040000083861 ROLL, LUIS Y**



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: trncdowell1

VR Home > License Search > License Home

License

Fed Tax # ██████████ Lic Type **1022 - PMW General Individual Occupational** Expires On **06/30/2023**
 File # **98519** Name **ROLL, LUIS Y** Extended To
 License # **12438433** Rank **GIND - General Individual Occupational** Renewed On
 Entity # **12438433** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

Address

Street # **9005** Street **TREE VALLEY CIR.**
 Line 2
 Line 3
 City **TAMPA** State **FL** Zip **33615**
 Routing

Other

1st License Date **12/16/2020** Rank Date **12/16/2020** Certificate #
 Method **I-S-1024** Status Date **12/16/2020** Certificate Date
 Fee Exempt **No** Birth Date ██████████ Renewal Sent

Select

Action  

-9/9/21 -2/16/22
-10/19/21 -7/18/22
-12/7/21
-4/29/22

Modifiers

Type ↕	Modifier ↕	Effective Date ↕	Additional Info ↕
C	HTWK - Hot Walker	06/08/2020	
I	TBRD - Thoroughbred	06/08/2020	
L	320 - Tampa Bay Downs	06/08/2020	
Y	3YR - 3 Year License		

Alt Keys

BEST LIC NBR **12438433**

^ Get Adobe Reader.

EXHIBIT #2

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: dwashingto

VR Home License Search Display Alert

Fed Tax # [REDACTED]	Lic Type	1022 - PMW General Individual Occupational	Expire On	06/30/2023
File # 98519	Name	ROLL, LUIS Y	Extended To	
License # 12438433	Rank	GIND - General Individual Occupational	Renewed On	
Entity # 12438433	Lic Status	Current		

Description	Effective	Notes	OK
Enforcement Alert	07/13/2021		<input type="button" value="OK"/>

Get Adobe Reader

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: dwashingto

VR Home | License Search | Display Alert | Maintain License Modifier | BASE CLONE

Search Criteria | Results | Detail

Modifier Type **A - Alert**
 Modifier **ENFO - Alert**
 Effective **07/13/2021**
 Expires **-**
 Additional Info :
 Prompt
 Value **Applicant Hit**
 Notes **Applicant must provide court disposition records for the 6/30/21 arrest in Pasco County and the 01/07/2022 offense in Hillsborough County**
 Updated **06/16/2022 10:34:04**
 By **tmcdowell1**

 Get Adobe Reader

PASCO COUNTY COMPLAINT AFFIDAVIT

PSO FLO 510000 NPR PD FLO 510200 PR PD FLO 510400
 DC PD FLO 510100 ZPD FLO 510300 FHP FLO 279000

OBTS NUMBER	FELONY MISD.	CO. ORD. CIVIL INF.	SHIFT 3RD	SECTOR I6	SEC.	TWP.	RNG.	AGENCY REPORT NUMBER 21-023761	
ARREST <input checked="" type="checkbox"/> ALL THAT APPLY	1. FELONY <input checked="" type="checkbox"/>	3. VIOL <input checked="" type="checkbox"/>	5. ORDINANCE <input type="checkbox"/>	7. VOP <input type="checkbox"/>	8. CIVIL INF. <input type="checkbox"/>	<input checked="" type="checkbox"/> ADULT <input type="checkbox"/> JUVENILE		AGENCY ARREST NUMBER	
NOTICE TO APPEAR <input type="checkbox"/> CHECK ONLY ONE	<input type="checkbox"/> MANDATORY APPEARANCE	<input type="checkbox"/> JUVENILE	<input type="checkbox"/> REQUEST FOR CHECK ONLY ONE	<input type="checkbox"/> CAPIAS	<input type="checkbox"/> SUMMONS	REVIEWED BY ASSISTANT STATE ATTORNEY			
LOCATION OF ARREST (INCLUDE NAME OF BUSINESS) 6654 EMERALD SPRINGS LP, NEW PORT RICHEY, FL, 34655.				LOCATION OF OFFENSE (BUSINESS NAME, ADDRESS) 2300 GRAND BLVD, HOLIDAY, FL 34690				DATE	
DATE OF ARREST 06/30/2021	TIME OF ARREST 03:44	BOOKING DATE 06-30-21	BOOKING TIME 1007	JAIL DATE	JAIL TIME	WEAPON SEIZED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	WEAPON TYPE NOT APPLICABLE	F.P.S.S. Notified <input type="checkbox"/> Juv. <input type="checkbox"/> Elderly <input type="checkbox"/> Handicap	
JAIL NUMBER 251515	SPIN NUMBER	FILE NUMBER	DOC NUMBER	FBI NUMBER	Domestic Related <input type="checkbox"/> Y <input checked="" type="checkbox"/> N			Convicted Sexual Predator / Offender <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	

NAME (LAST, FIRST, MIDDLE) ROLL, LUIS YONYS		ALIAS	
RACE W - WHITE H - HISPANIC I - AMERICAN INDIAN O - ORIENTAL / ASIAN	CODE W	SEX M	DATE OF BIRTH
AGE 28	HEIGHT 5'06"	WEIGHT 200	EYE COLOR BROWN
HAIR COLOR BALD	COMPLEXION DBR	BUILD	INDICATION OF ALCOHOL INFLUENCE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
PHYSICAL ADDRESS (STREET & APT #) 6307 1/2 N KING ST B, TAMPA, FL 33604		(CITY)	(STATE)
MAILING ADDRESS (STREET & APT #)		(CITY)	(STATE)
BUSINESS ADDRESS (NAME & STREET)		(CITY)	(STATE)
SOCIAL SECURITY NUMBER		INS NUMBER	PLACE OF BIRTH US

CO-DEFENDANT NAME (LAST, FIRST, MIDDLE)	RACE	SEX	DATE OF BIRTH	AGE	1. ARRESTED 2. AT LARGE	3. FLOYD 4. MISDEMEANOR 5. JUVENILE	CODE
CO-DEFENDANT NAME (LAST, FIRST, MIDDLE)	RACE	SEX	DATE OF BIRTH	AGE	1. ARRESTED 2. AT LARGE	3. FLOYD 4. MISDEMEANOR 5. JUVENILE	CODE
<input type="checkbox"/> PARENT <input type="checkbox"/> LEGAL CUSTODIAN	NAME OF PARENT OR CUSTODIAN (LAST, FIRST, MIDDLE)		RESIDENTIAL PHONE		BUSINESS PHONE		
ADDRESS (STREET, APT NUMBER)		BUSINESS ADDRESS (STREET, APT NUMBER)		NOTIFIED BY (NAME)		DATE	TIME
RELEASED TO (NAME)		RELATIONSHIP		JUVENILE DISPOSITION 1. HANDLED / PROCESSED WITHIN DEPT. AND RELEASED		2. TURNED OVER TO HR'S / CIV	3. INCARCERATED (COUNTY JAIL)

CHARGE DESCRIPTION BURGLARY BUSINESS, UNOCCUPIED, FORCED ENTRY	<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> CIVIL <input type="checkbox"/> ORD.	STATUTE VIOLATION NUMBER 810.02.4A BUSIF	NCIC # 2299	COURT CASE # 2021CF03030AW.1
ACTIVITY S. SELL R. N/A P. POSSESS	R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ D. DISTRIBUTE	M. MANUFACTURE PRODUCE/ CULTIVATE	Z. OTHER
CHARGE DESCRIPTION THEFT VEHICLE/ALL OTHER	<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> CIVIL <input type="checkbox"/> ORD.	STATUTE VIOLATION NUMBER 812.014.2C6 VEH OTH	NCIC # 2404	COURT CASE # 2021CF03030AW.2
ACTIVITY S. SELL R. N/A P. POSSESS	R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ D. DISTRIBUTE	M. MANUFACTURE PRODUCE/ CULTIVATE	Z. OTHER

REQUEST FOR INVESTIGATIVE COSTS RECOVERY FSS 938.27(1)	THE UNDERSIGNED CERTIFIED AND SWEARS THAT HE / SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT THE ABOVE-NAMED DEFENDANT COMMITTED THE FOLLOWING VIOLATION OF LAW.	
CJIS # 6513	ON THE 30 DAY OF June	20 21 AT 0344 4:58 AM
# of Investigative hrs. 5 x \$26.00 = \$130.00	(SPECIFICALLY INCLUDE FACTS CONSTITUTING CAUSE FOR ARREST.)	

On 6/30/2021, at approximately 0054 hours, the defendant, his co-defendant, and an unknown and outstanding co-defendant, arrived at the business (Simply Stor Self Storage) in a vehicle and intentionally and without permission used cutting tools to force entry into a gated and secured business. The defendant and co-defendants intentionally caused damages to the fence and the damages were estimated to be approximately \$700.00-\$1000.00 to repair. After the defendant and co-defendants cut a hole in the fence they made entry inside of the property. They then cut off the tire lock to a trailer which had two jet skis and took the trailer with the two jet skis without the victim(s) permission. The defendant and co-defendants attached the trailer to the

*** Continued ***

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED WHEN I AM NOTIFIED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED ONCE I AM NOTIFIED, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED. IF CITED FOR A CIVIL INFRACTION, I AGREE TO APPEAR BEFORE THE COUNTY COURT OR COMPLY WITH THE REQUIREMENTS FOR PAYING THE FINE AND MEETING ANY OTHER SPECIFIED CONDITIONS AS INDICATED ON THE BACK SIDE OF THIS AFFIDAVIT.	P.C. EXISTS FOR CHARGE(S)	JUDGE'S SIGNATURE	DATE
SIGNATURE OF DEFENDANT / JUVENILE AND PARENT OR CUSTODIAN			

<input checked="" type="checkbox"/> MURKIN WARNING <input type="checkbox"/> ADULT ONLY <input type="checkbox"/> HOLD FOR FIRST APPEARANCE DO NOT BOND OUT - REASON:	HOLD FOR OTHER AGENCY NAME: _____ VERIFIED BY: _____	RIGHT IMAGE	DATE	VICTIM NOTIFIED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	BOND CHARGE # \$5,000	BOND CHARGE # \$5,000
UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE, TO THE BEST OF MY KNOWLEDGE AND BELIEF.	SPINELLI, A. R. 6513 NAME (PRINTED) CJIS #	BOND TYPE 1. RGR 3. SURETY 5. CERT. 2. CASH 4. BAIL / BOND 6. OTHER	RETURNABLE COURT DATE RELEASE DATE RELEASING OFFICER	RETURNABLE COURT TIME RELEASE TIME	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.	PAGE 1 OF 4

CLERK OF COURT

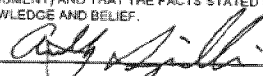
DEFENDANT ROLL, LUIS YONYS				AGENCY REPORT NO. 21-023761										
CHARGE DESCRIPTION CRIMINAL MISCHIEF - OVER \$200 UNDER \$1000				<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> CIVL. <input type="checkbox"/> ORD.	STATUTE VIOLATION NUMBER 806.13.1B2		NCIC # 2907	COURT CASE # 2021CF003030 AWS. 6.6						
ACTIVITY N. N/A P. POSSESS	S. SELL B. BUY T. TRAFFIC	R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ DISTRIBUTE	M. MANUFACTURE / PRODUCE / CULTIVATE	Z. OTHER	CODE N	AMOUNT	TYPE N. N/A A. AMPHETAMINE	B. BARBITURATE C. COCAINE E. HEROIN	H. HALLUCINOGEN M. MARIJUANA O. OPIUM / DERIV	P. PARAPHERNALIA / EQUIPMENT	S. SYNTHETIC	U. UNKNOWN Z. OTHER	CODE N
CHARGE DESCRIPTION RESIST OFFICER, OBSTRUCTING WITHOUT VIOLENCE				<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> CIVL. <input type="checkbox"/> ORD.	STATUTE VIOLATION NUMBER 843.02		NCIC # 4801	COURT CASE # 2021CF003030 AWS. 7.7						
ACTIVITY N. N/A P. POSSESS	S. SELL B. BUY T. TRAFFIC	R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ DISTRIBUTE	M. MANUFACTURE / PRODUCE / CULTIVATE	Z. OTHER	CODE N	AMOUNT	TYPE N. N/A A. AMPHETAMINE	B. BARBITURATE C. COCAINE E. HEROIN	H. HALLUCINOGEN M. MARIJUANA O. OPIUM / DERIV	P. PARAPHERNALIA / EQUIPMENT	S. SYNTHETIC	U. UNKNOWN Z. OTHER	CODE N

#5 - \$150
#6 - \$150

UNOFFICIAL DOCUMENT

NARRATIVE / CONTINUATION

EXHIBIT #4
PAGE 3/16

ADMINISTRATIVE	UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE, TO THE BEST OF MY KNOWLEDGE AND BELIEF.	
	X 	
	SPINELLI, A. R.	6513
	NAME (PRINTED)	CJIS #

CLERK OF COURT

DEFENDANT **ROLL, LUIS YONYS** AGENCY REPORT NO. **21-023761**

CHARGE DESCRIPTION **POSSESSION BURGLARY TOOLS** F.S. CIVIL INF. STATUTE VIOLATION NUMBER **810.06** NCIC # **2206** COURT CASE # **2021CF003030AWJ.S**

ACTIVITY: S. SELL, N. N/A, P. POSSESS; R. SMUGGLE, D. DELIVER, E. USE; K. DISPENSE/DISTRIBUTE; M. MANUFACTURE/PRODUCE/CULTIVATE; Z. OTHER; CODE **N**; AMOUNT; TYPE: N. N/A, A. AMPHETAMINE; B. BARBITURATE, C. COCAINE, E. HEROIN; H. HALLUCINOGEN, M. MARIJUANA, O. OPIUM/DERIV; P. PARAPHERNALIA/EQUIPMENT, S. SYNTHETIC; U. UNKNOWN, Z. OTHER; CODE **N**

CHARGE DESCRIPTION; F.S. CIVIL INF. STATUTE VIOLATION NUMBER; NCIC #; COURT CASE #

ACTIVITY: S. SELL, N. N/A, P. POSSESS; R. SMUGGLE, D. DELIVER, E. USE; K. DISPENSE/DISTRIBUTE; M. MANUFACTURE/PRODUCE/CULTIVATE; Z. OTHER; CODE; AMOUNT; TYPE: N. N/A, A. AMPHETAMINE; B. BARBITURATE, C. COCAINE, E. HEROIN; H. HALLUCINOGEN, M. MARIJUANA, O. OPIUM/DERIV; P. PARAPHERNALIA/EQUIPMENT, S. SYNTHETIC; U. UNKNOWN, Z. OTHER; CODE

#7 - \$5,000

UNOFFICIAL DOCUMENT

NARRATIVE / CONTINUATION

EXHIBIT #4
PAGE 4/16

ADMINISTRATIVE UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE, TO THE BEST OF MY KNOWLEDGE AND BELIEF.
X *Anthony Spinelli*
SPINELLI, A. R. **6513**
NAME (PRINTED) CJIS #

CLERK OF COURT

IN THE CIRCUIT COURT FOR THE SIXTH JUDICIAL CIRCUIT
OF FLORIDA IN AND FOR PASCO COUNTY

STATE OF FLORIDA

2021CF003030CFAXWS-03

VS.

FELONY INFORMATION

LUIS ROLL

W/M; DOB: [REDACTED]

1. GRAND THEFT, 2° F
2. BURGLARY, 3° F
3. GRAND THEFT, 3° F
4. POSSESSION OF BURGLARY TOOLS, 3° F
5. FLEEING OR ELUDING, 3° F
6. CRIMINAL MISCHIEF, 1° M
7. OBSTRUCTING OR RESISTING OFFICER WITHOUT VIOLENCE, 1° M

IN THE NAME AND BY THE AUTHORITY FOR THE STATE OF FLORIDA:

BRUCE BARTLETT, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, prosecuting for the State of Florida, in the said County, under oath, Information makes that

LUIS ROLL

in the County of Pasco and State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did knowingly and unlawfully obtain or use, or endeavor to obtain or use, the property of another, to-wit: jet ski and/or trailer, of the value of \$20,000 or more but less than \$100,000, with intent to temporarily or permanently deprive Duy Tran of a right to the property or benefit therefrom, or with intent to appropriate the property to his own use or to the use of any person not entitled thereto; contrary to Chapter 812.014(2)(b)1/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [11E]/6

COUNT TWO

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, unlawfully and without invitation or license did enter a structure, to-wit: a storage lot, located at 2300 Grand Blvd., in the City of Holiday, Pasco County, Florida, the property of that certain business entity known as Simply Stor Self Storage, with the intent to commit an offense therein, the said structure at the time not open to the public; contrary to Chapter 810.02(4)(a)/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [C1]/4

FILED FOR RECORD
PASCO COUNTY, FLORIDA
2021 SEP 21 AM 9:01
MISSY ANAREZ, CLERK & COMPTROLLER
PASCO COUNTY, FLORIDA

COUNT THREE

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did knowingly and unlawfully obtain or use, or endeavor to obtain or use, the property of another, to-wit: jet ski, of the value of \$10,000 or more but less than \$20,000, with intent to temporarily or permanently deprive Bao Tran of a right to the property or benefit therefrom, or with intent to appropriate the property to his own use or to the use of any person not entitled thereto; contrary to Chapter 812.014(2)(c)3/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [I1C]/4

COUNT FOUR

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did unlawfully have in his possession a tool, machine or implement, to-wit: grinder and/or skill saw and/or bolt cutters, with intent to use the same, or allow the same to be used, to commit a burglary or trespass; contrary to Chapter 810.06/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [C7]/4

COUNT FIVE

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did operate a vehicle and fail to stop such vehicle having knowledge that he had been directed to stop by a law enforcement officer, or having stopped, did willfully flee in an attempt to elude a law enforcement officer, who at the time was in an authorized law enforcement patrol vehicle, with agency insignia and other jurisdictional markings prominently displayed with siren and lights activated; contrary to Chapter 316.1935(2)/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [95U]/3

ARISES OUT OF AEWNO3E

COUNT SIX

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did willfully and maliciously injure or damage the real or personal property of another, to-wit: fence, the property of Simply Stor Self Storage, by cutting, damage to said property being greater than \$200.00 but less than \$1,000.00; contrary to Chapter 806.13(1)(b)2/26.012, Florida Statutes, and against the peace and dignity of the State of Florida. [52A]

COUNT SEVEN

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did knowingly resist, obstruct or oppose Deputy G. Stritt, a law enforcement officer of the Pasco Sheriff's Office, Pasco County, Florida, while in the lawful execution of a legal duty, which consisted of conducting an investigation, without offering to do violence to the person of the officer, to-wit: disobeying lawful commands; contrary to Chapter 843.02/26.012, Florida Statutes, and against the peace and dignity of the State of Florida. [5B]

STATE OF FLORIDA
PASCO COUNTY

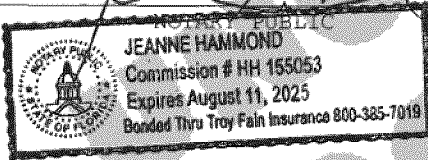
Personally appeared before me, BRUCE BARTLETT, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, or his duly designated Assistant State Attorney, who being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged; hence this information is filed in good faith in instituting this prosecution, and that he has received testimony under oath from the material witness or witnesses for the offense.

The foregoing instrument was acknowledged before me by means of physical presence or online notarization this

SEP 21 2021

by B. E. Sarabia, who is personally known to me and who did take an oath.

Assistant State Attorney for the Sixth Judicial Circuit of the State of Florida, Prosecuting for said State



SW21-023768 JEC/0817es30

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL
9005 TREE VALLEY CIRCLE
TAMPA, FL 33615

Division: SECTION 3
Case Number: 2021CF003030CFAXWS

- Comm Ctrl Violator
- Probation Violator
- Retrial
- Resentence

JUDGMENT

The Defendant, LUIS YONYS ROLL, being personally before this court and represented by, BRYANT CAMARENO, and the State represented by DONNIE SCRUGGS and having:

- Been tried and found guilty by jury/ by court 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)

1. 812.014.2b1 Second Degree F LARCENY-20K DOLLARS LESS THAN 100K DOLLARS : 11E
2. 810.02.4a Third Degree F BURGLARY-UNOCCUPIED STRUCTURE UNARMED : C1
3. 812.014.2c3 Third Degree F LARCENY-GRAND THEFT 10K LESS THAN 20K DOLLARS : 11C
4. 810.06 Third Degree F BURGLARY TOOLS-POSSESS-WITH INTENT TO USE : C7
5. 316.1935.2 Third Degree F RESIST OFFICER FLEE ELUDE LEO WITH LIGHTS SIREN ACTIVE : T8
6. 806.13.1b2 First Degree M DAMAGE PROPERTY-CRIMINAL MISCHIEF-OVER 200 DOLLARS UNDER 1000 DOLLARS : 52A
7. 843.02 First Degree M RESIST OFFICER-OBSTRUCT WITHOUT VIOLENCE : 6B

FILED FOR RECORD
2022 DEC 22 AM 7:58
CLERK OF COURT
PASCO COUNTY, FLORIDA

- and no cause 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**
- the Court hereby stays and withholds the imposition of sentence as to count(s) 1 2 3 4 5 and places the defendant on 24 MONTHS PROBATION under the supervision of the Department of Corrections (Conditions of probation and/or community control set forth in a separate order)
- being a qualified offender pursuant to section 943.325, Florida Statute the defendant shall be required to submit DNA samples by law
- The Court defers imposition of sentence until
- The Court finds that the defendant violated all the conditions alleged in the affidavit, a copy of which is attached

The defendant in open court was advised of his right to appeal from this judgment by filing notice of appeal with Clerk of Court within thirty days following the date sentence is imposed or probation is ordered pursuant to this adjudication. The defendant was also advised of his right to the assistance of counsel in taking said appeal at the expense of the State upon showing of indigence.

DONE AND ORDERED this 21st day of DECEMBER, 2022, in New Port Richey, Pasco County, Florida,

NUNC PRO TUNC: 12/16/2022


MARY M HANDSEL - Presiding Judge

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL

Division: SECTION 3
Case Number: 2021CF003030CFAXWS

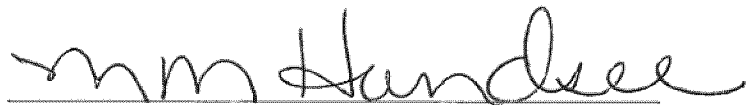
ORDER FOR CHARGES/COSTS/FEEES

- A sum of \$ 3.00 Pursuant to Section 938.01, Florida Statute (Additional Court Costs for Clearing House Trust Fund)
- A sum of \$ 50.00 Pursuant to Section 938.03, Florida Statute (Crimes Compensation Trust Fund)
- A sum of \$ 2.00 Pursuant to Section 938.15, Florida Statute (Criminal Justice Education by Municipalities and Counties)
- A sum of \$ _____ A fine, pursuant to Section 775.0835, Florida Statutes. *(This provision refers to the optional fine for the Crimes Compensation Trust Fund and is not applicable unless checked and completed. Fines imposed as part of sentence to Section 775.083, Florida Statutes are to be recorded on the sentence page(s)).*
- A sum of \$ 225.00 Pursuant to Section 938.05, Florida Statute (Fine and Forfeiture Fund)
- A sum of \$ 130.00 Pursuant to Section 938.27(1), Florida Statute (Cost of Investigation) Paid to Pasco County Sheriff
- A sum of \$ 20.00 Pursuant to Section 938.06, Florida Statute (Crime Stoppers Trust Fund)
- A sum of \$ 100.00 Pursuant to Section 938.27(8), Florida Statute (State Attorney Cost of Prosecution)
- A sum of \$ _____ Pursuant to Section 938.29, Florida Statute (Public Defender/Court Appointed Fees)
- A sum of \$ _____ For Restitution
- A sum of \$ 100.00 Pursuant to Section 938.055, Florida Statute (FDLE Operating Fund)
- A sum of \$ 125.72 Fine pursuant to Section 775.083, Florida Statutes
- A sum of \$ 6.28 Fine Surcharge to Section 938.04, Florida Statute
- A sum of \$ 50.00 Pursuant to Section 27.52, Florida Statute (Criminal Indigent Defense Fund)
- A sum of \$ 50.00 Fine pursuant to Section 775.083(2), Florida Statutes (Crime Prevention Court Costs)
- A sum of \$ 151.00 Pursuant to Section 938.10, Florida Statute (Crimes Against Minors)
- A sum of \$ 201.00 Pursuant to Section 938.08, Florida Statute (Domestic Violence Trust Fund)
- A sum of \$ 151.00 Pursuant to Section 938.085, Florida Statute (Rape Crisis Program Trust Fund)
- A sum of \$ 1,001.00 Pursuant to Section 817.568, Florida Statute (Criminal Use of Personal ID Surcharge)
- A sum of \$ 65.00 Pursuant to Section 939.185, Florida Statute and Ordinance 04-23 (Costs for County Programs)
- A sum of \$ 30.00 Pursuant to Section 318.18(13)(a), Florida Statute and Ordinance 04-24 (Traffic Surcharge)
- A sum of \$ 3.00 Pursuant to Section 938.19, Florida Statute and Ordinance 05-25 (Teen Court)
- A sum of \$ 3.00 Pursuant to Section 318.18(17), Florida Statute (State Radio Systems)
- A sum of \$ 135.00 Pursuant to Section 938.07, Florida Statute (DUI Cost)
- A sum of \$ 7.00 Pursuant to Section 943.325, Florida Statute (for collecting DNA sample)
- A sum of \$ 0.00 Pursuant to Section 893.13, Florida Statute plus a 5% surcharge of \$0.00
Pursuant to Section 938.04, Florida Statute
- A sum of \$ 0.00 Pursuant to Section 316.193, Florida Statute (DUI Fine) plus a 5% surcharge of \$0.00
Pursuant to Section 938.04, Florida Statute
- A sum of \$ 15.00 Pursuant to Section 938.13, Florida Statute (Substance Abuse Surcharge).
- A sum of \$ _____ Other:

If you are unable to pay for financial obligations today or as otherwise directed by the Court, you must go to the Clerk's Office to set up a payment plan and pay a \$25.00 application fee pursuant to section 28.246, Florida Statutes. Failure to do so may result in suspension of your driver's license.

DONE AND ORDERED this 15th day of DECEMBER, 2022, in New Port Richey, Pasco County, Florida,

NUNC PRO TUNC: 12/16/2022


MARY M HANDSEE - Presiding Judge

IN THE COURTS OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL

Division: SECTION 3
Case Number: 2021CF003030CFAXWS

FINGERPRINTS OF DEFENDANT

1. Right Thumb	2. Right Index	3. Right Middle	4. Right Ring	5. Right Little

Fingerprints taken by R. KEBER 3336 Bailiff.

I HEREBY CERTIFY that the above and foregoing fingerprints are the fingerprints of the defendant, LUIS YONYS ROLL , and that they were placed thereon by the defendant in my presence this the 16TH day of DECEMBER, 2022.

[OR]

I HEREBY CERTIFY that the digital fingerprint record associated with Transaction Control Number _____ contains the fingerprints of the defendant, LUIS YONYS ROLL , which were electronically captured from the defendant in my presence this the 16TH day of DECEMBER, 2022.

Mary M Handsel
MARY M HANDSEL - PRESIDING JUDGE

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL

Case Number: 2021CF003030CFAXWS

Special Provisions / Other Provisions:

- Retention of Jurisdiction This court retains jurisdiction over the defendant pursuant to section 947.16(3), Florida Statutes (1983).
- Jail Credit It is further ordered that the defendant shall be allowed a total of _____ days as credit for time incarcerated before imposition of this sentence.
- Prison Credit It is further ordered that the defendant be allowed credit for all-time previously served on this count in the Department of Corrections prior to resentencing.
- Consecutive / Concurrent As to Other Counts It is further ordered the sentence imposed for _____ shall run _____ with the sentence set forth in _____.
- Consecutive / Concurrent As to Other Convictions It is further ordered that the composite term of all sentences imposed for the counts specified in this order shall run (check one)
- consecutive to
 - concurrent with the following (check one)
 - any active sentence being served
 - specific sentences: _____
- No Contact It is further ordered that the defendant is prohibited from having contact with the Victim, directly or indirectly, including through a third person, for the duration of the sentence.

*Immigration Detainer: It is further ordered that, as per s. 908.104(3)(b), F.S., the secure correctional facility in which the defendant is to be confined shall reduce the defendant's sentence by a period of not more than 12 days on the facility's determination that the reduction in sentence will facilitate the seamless transfer of the defendant into federal custody.


In the event the above sentence is to the Department of Corrections, the Sheriff of Pasco County, Florida is hereby ordered and directed to deliver the defendant to the Department of Corrections at the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statute.

The defendant in open court was advised of the right to appeal from this sentence by filing notice of appeal within 30 days from this date with the clerk of this court and the defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigence.

<input checked="" type="checkbox"/>	THIS IS AN AGREED UPON DOWNWARD DEPARTURE
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	

DONE AND ORDERED in open court at Pasco County, Florida this 21st day of DECEMBER, 2022.

NUNC PRO TUNC: 12/16/2022


MARY M HANDSEL - Presiding Judge

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL

Case Number: 2021CF003030CFAXWS

SENTENCING ORDER
(As To Count 6 AND 7)

The Defendant, being personally before this court and accompanied the defendant's attorney of record, BRYANT CAMARENO, and having been adjudicated guilty herein, and the court having given the Defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the Defendant should not be sentenced as provided by law, and no cause being shown

- and the Court having on _____ deferred imposition of sentence until this date
- and the Court having previously entered a judgment in this case on _____ now resentsences the Defendant
- and the Court having placed the Defendant on probation / community control and having subsequently revoked the defendant's probation / community control. The Court found the defendant in violation of specific conditions of probation/community control, see attached affidavit.

It is The Sentence Of The Court That:

- The Defendant pay a fine of \$ _____ pursuant to section 775.083, Florida Statutes, plus _____ (5% as the surcharge) required by section 938.04, Florida Statutes.
- The Defendant is hereby committed to the custody of the Department of Corrections.
- The Defendant is hereby committed to custody of the Sheriff of Pasco County, Florida.
 - ___ Option A Unless otherwise prohibited by law, the Sheriff is authorized to release the defendant on electronic monitoring or other sentencing programs subject to the Sheriff's discretion.
 - ___ Option B The Sheriff is not authorized to release the defendant on electronic monitoring or other sentencing programs.
- The Defendant is sentenced as a youthful offender in accordance with section 958.04, Florida Statutes.

To Be Imprisoned (Check one; unmarked sections are inapplicable):

- For a term of natural life.
- For a term of TIME SERVED
- Said SENTENCE SUSPENDED for a period of _____ Subject to conditions set forth in this order.

If "split" sentence, complete the appropriate paragraph.

- Followed by a period of _____ Community Control / Probation under the supervision of the Department of Corrections according to the terms and conditions of supervision set forth in a separate order entered herein.
- However, after serving a period of _____ Imprisoned in _____ the balance of the sentence shall be suspended and the Defendant shall be placed on probation / community control for a period of _____ under the supervision of the Department of Corrections according to terms and conditions of supervision set forth in a separate order entered herein.

In the event the Defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the Defendant begins service of the supervision terms.

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

Case Number: 2021CF003030CFAXWS

State of Florida
VS
LUIS YONYS ROLL

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to:

Personal Service to State Attorney for the Sixth Judicial Circuit, Pasco County, Florida

Personal Service

U.S. Mail

Email

To: BRYANT R CAMARENO, Attorney of Record
607 W MARTIN LUTHER KING
SUITE A
TAMPA, FL 33603-3453

bryant@camarenolaw.com

Personal Service

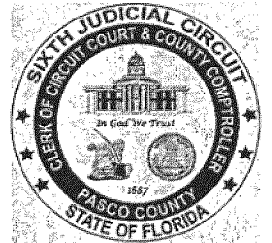
U.S. Mail

Email

To:

Dated this 27 day of DECEMBER, 2022.

Nikki Alvarez-Sowles, Esq.
Pasco County Clerk & Comptroller



By: Mark Smith

Deputy Clerk

EXHIBIT #4
PAGE 13/16

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL
9005 TREE VALLEY CIRCLE
TAMPA, FL 33615

Case Number: 2021CF003030CFAXWS

DOB: [REDACTED]

JUDGMENT FOR FINES, COSTS AND FEES

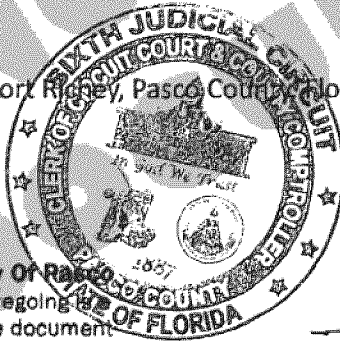
This Court having previously ordered the defendant to pay fines, costs and fees in accordance with the provisions of the Florida Statutes;

It is considered and adjudicated that the Clerk of Court, on behalf of the State of Florida, does have the right to recover of and from the above Defendant the fines, costs and fees in the amount of \$ 813.00 with interest to accrue at the statutory rate.

It is further ordered that a certified copy of this Judgment will be recorded by the Clerk of Court as a Judgment Lien in favor of the Clerk of Court, on behalf of the State of Florida, in the Official Records in the county in which the Defendant resides and in each county in which the Defendant owns or later acquires any property.

DONE AND ORDERED in New Port Richey, Pasco County, Florida, this 21st day of DECEMBER, 2022.

NUNC PRO TUNC: 12/16/2022



State Of Florida, County Of Pasco

This is to certify that the foregoing is true and correct copy of the document on file or of public record in this office.

Witness my hand and official seal this

27 day of Dec, 2022

Nikki Alvarez-Sowles, Esq., Clerk & Comptroller
Pasco County, Florida

By [Signature] Deputy Clerk

[Signature]
MARY M HANDESEL - Presiding Judge

FILED TO RECORD
PASCO COUNTY, FLORIDA
2022 DEC 22 AM 7:58
Nikki Alvarez-Sowles, Esq.
Clerk of Court
Pasco County, Florida



<http://www.dc.state.fl.us/index.html>

Florida Department of Corrections
<http://www.dc.state.fl.us/index.html>

"Inspiring Success by Transforming One Life at a Time"



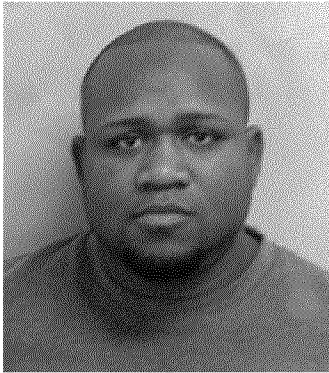
Ron DeSantis, Governor
Ricky D. Dixon, Secretary

- [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 \(/pub/index.html\)](#)
- [Contact Us \(http://www.dc.state.fl.us/citizen/index.html\)](#)

Corrections Offender Network

Supervised Population Information Detail

(This information was current as of 1/29/2023)



DC Number:	S61764
Name:	ROLL, LUIS YONYS
Race:	HISPANIC
Sex:	MALE
Birth Date:	██████████
Supervision Begin Date:	12/16/2022
Current Location:	TAMPA (http://prod.fdc-wpws001.fdc.myflorida.com/c)
Current Status:	<u>ACTIVE</u>
Supervision Type:	PROBATION FELONY
Scheduled Termination Date:	12/15/2024



<https://www.vinelink.com/vinelink/servlet/SubjectSearch?siteID=10000&agency=900&offenderID=S61764>

Current Verified PERMANENT Address:

9005 TREE VALLEY CIR
TAMPA, FL 33615

Aliases:

LUIS ROLL, LUIS YONYS ROLL

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:

Offense Date	Offense	Sentence Date	County	Case No.	Community Supervision Length
06/30/2021	GRAND THEFT O/20,000 L/\$100,00	12/16/2022	PASCO	2103030	2Y 0M 0D
06/30/2021	BURGLARY O/STRUC/CV OR ATT.	12/16/2022	PASCO	2103030	2Y 0M 0D
06/30/2021	GRAND THEFT \$10K L/\$20K	12/16/2022	PASCO	2103030	2Y 0M 0D
06/30/2021	BURGLARY TOOLS-POSSESS	12/16/2022	PASCO	2103030	2Y 0M 0D
06/30/2021	WILLFUL FLEE/ELUDE LEO	12/16/2022	PASCO	2103030	2Y 0M 0D

[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 TAMPA Circuit Office (<http://prod.fdc-wpws001.fdc.myflorida.com/cc/13.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: roll First Name: luis 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 \(../OffenderSearch/InmateInfoMenu.aspx\)](#)

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>)
[Public Records](#) (<http://www.dc.state.fl.us/comm/PRR.html>)
[Volunteer](#) (<http://www.dc.state.fl.us/volunteer/index.html>)
[File a Complaint](#) (<http://www.dc.state.fl.us/apps/IGcomplaint.html>)
[Organization](#) (<http://www.dc.state.fl.us/org/orgchart.html>)
[Regulatory Plan](#) (<http://www.dc.state.fl.us/pub/regulatory/2018.pdf>)
[Victim Services](#) (<http://www.dc.state.fl.us/vict/index.html>)
[Inmate and Offender Programming](#) (<http://www.dc.state.fl.us/development/index.html>)
[Corrections Foundation](#) (<https://www.correctionsfoundation.org/>)
[Public Information](#) (<https://www.fcor.state.fl.us/index.shtml>)
[Inspector General](#) (<http://www.dc.state.fl.us/ig/index.html>)
[Prison Rape Elimination Act](#) (<http://www.dc.state.fl.us/PREA/index.html>)

Contact Us

<http://www.dc.state.fl.us/cit>

501 South Calhoun Street
Tallahassee, FL 32399-2500
Main: (850) 488-7052

Phone Directory
(<http://www.dc.state.fl.us/org/contact.html>)

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

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Imuniz

VR Home Complaint Search Maintain Complaint

Lic Type	1022 - Pari-Mutuel General Individual Occupational	Status	20 Under Investigation	Status Date	01/31/2023
Complaint #	2023005746	Case Type	CMP Complaint	Disposition	Disposition Date
Docket#	Re pondent	ROLL, LUIS Y	Re pon ible	dwashingto - WASHINGTON, DEREK	Private Ca e

Complaint	Re pondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	CHIS - Criminal History	Complexity	R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	12/16/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	CR - Central Region	Received	01/31/2023	<input type="checkbox"/> In pection	
Reference	550.105(5)(b),(d) & (10)(d)			<input type="checkbox"/> Costs	
Entered	01/31/2023	Entered By	Imuniz	<input type="checkbox"/> Time Tracking	Auto Assign
Summary	<p>320-Tampa Bay Downs, Inc. ----- / ----- . Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines / Applicant Hit: Licensee Luis Y. ROLL, a Hotwalker at Tampa Bay Downs, and who holds a PMW General Individual Occupational License, (Lic# 12438433 / 1022), was convicted on December 16, 2022, of the following Felony offenses: Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; Willful Flee/Elude LEO. Upon his conviction, ROLL failed to notify the Division of his convictions as required by Florida Statutes.</p>			<input type="checkbox"/> Attachments	History
Updated	01/31/2023 15:29:05	By	Imuniz	<input type="checkbox"/> Work Note	Print Report

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

Get Adobe Reader.



**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: December 16, 2022

PMW Cardroom Slot

Violation Incident Complaint

FACILITY NAME: TAMPA BAY DOWNS, INC. **LIC #:** 320

RESPONDENT

NAME: Luis Y. Roll		
Address: 9005 Tree Valley Cir, Tampa, FL 33615		Tel #:
LIC #: 12438433	LIC TYPE: 1022	OCCUPATION: Hot Walker

COMPLAINANT

NAME:		Tel #:
Address:		
LIC #:	LIC TYPE:	OCCUPATION:

VIOLATION(S) / TITLE(S): 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines —

(5)(b) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks and frontons. In addition, the division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

(d) For purposes of this subsection, the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.

(10) (d) Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

DESCRIPTION: Licensee Luis Y. ROLL, a Hotwalker at Tampa Bay Downs, and who holds a PMW General Individual Occupational License, (Lic# 12438433 / 1022), was convicted on December 16, 2022, of the following Felony offenses: Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; Willful Flee/Elude LEO. Upon his conviction, ROLL failed to notify the Division of his convictions as required by Florida Statutes.

CASE DETAILS FILED BY:

Chief Inspector Judge/Steward Investigator Other: _____
(Title of State Employee)

C. Derek Washington
(Print Name)

/s/ *C. Derek Washington*
(Signature)

January 31, 2023
(Date)

Muniz, Luz

From: Washington, Derek
Sent: Tuesday, January 31, 2023 2:58 PM
To: Muniz, Luz
Cc: Harris, Cyntoria
Subject: OPEN CASE REQUEST FORM - Roll, Luis Y. (Appl Hit)
Attachments: Lic.pdf; OPEN CASE REQUEST FORM - Roll, Luis Y. (Appl Hit).docx

Luz,
Attached is an OCR for an Applicant hit case, please assign to me.

Thanks



FLORIDA
GAMING CONTROL
COMMISSION

C. Derek Washington

Investigations Supervisor

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering

Office of Investigations

407.650.4053 Office 407.481.5651 FAX 407.340.5665 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

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: **tmcdowell1**

VR Home > License Search > License Home

License

Fed Tax # XXXXXXXXXX Lic Type **1022 - PMW General Individual Occupational** Expires On **06/30/2023**
 File # **98519** Name **ROLL, LUIS Y** Extended To
 License # **12438433** Rank **GIND - General Individual Occupational** Renewed On
 Entity # **12438433** Lic Status **Current**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **9005** Street **TREE VALLEY CIR.**
 Line 2
 Line 3
 City **TAMPA** State **FL** Zip **33615**
 Routing

Other

1st License Date **12/16/2020** Rank Date **12/16/2020** Certificate #
 Method **I-S-1024** Status Date **12/16/2020** Certificate Date
 Fee Exempt **No** Birth Date Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	HTWK - Hot Walker	06/08/2020	
I	TBRD - Thoroughbred	06/08/2020	
L	320 - Tampa Bay Downs	06/08/2020	
Y	3YR - 3 Year License		

-9/9/21 -2/16/22
-10/19/21 -7/18/22
-12/7/21
-4/29/22

Alt Keys

BEST LIC NBR **12438433**

ROLL, LUIS Y
Case No. 2023-005746
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

March 30, 2023

Luis Y. Roll
9005 Tree Valley Circle
Tampa, Florida 33615

RE: FGCC v. Luis Y Roll
Case No.: 2023-005746

Dear Mr. Roll:

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 Tuesday, April 25, 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@fgcc.fl.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 1:00 PM (EST) at the following number: (813) 412-0863**. 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 voicemail, 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 850-717-1663 or Ebonie.Lanier@fgcc.fl.gov.

Sincerely,

/s/ Ebonie Lanier

Ebonie Lanier
Administrative Assistant III

Enclosures: Notice of Hearing and Case File

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.: 2023-005746

LUIS Y. ROLL,

Respondent.

NOTICE OF TELEPHONIC HEARING

TO: Luis Y. Roll
9005 Tree Valley Cir.
Tampa, FL 33615

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 **Tuesday, April 25, 2023, at 10:30 a.m. (Eastern Time)**. **If you choose not to attend the hearing in person or by video conference, the Hearing Officer will call you at (813) 412-0863 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 via GoToMeeting. If you wish to do so, you must contact the Commission by email at Ebonie.Lanier@fgcc.fl.gov or telephone at (850) 717-1663, 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@fgcc.fl.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 30th day of March, 2023.

By: /s/ Ebonie Lanier

Ebonie N. Lanier
Administrative Assistant III
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1663
Facsimile: (850) 921-1311
Ebonie.Lanier@fgcc.fl.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 Ebonie Lanier at (850) 717-1663. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

3/20/2023

FGCC v. LUIS Y. ROLL

ELECTION OF RIGHTS

CASE NO.: 2023-005746

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.

Luis Roll
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

9008 tree valley cir
Street Address

Street Address (where service shall be made)

tampa FL 33615
City State Zip

City State Zip

Telephone Number Facsimile Number (if any)

Telephone Number Facsimile Number (if any)

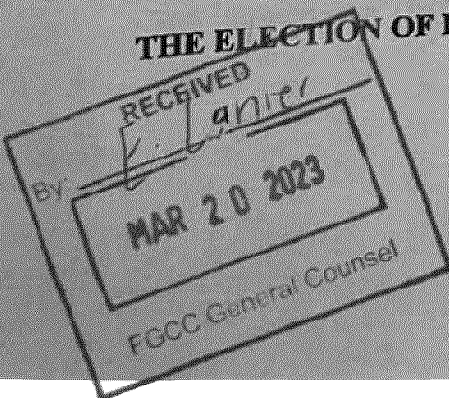
E-mail

E-mail

[Signature]
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
2601 Blair Stone Road, Tallahassee, FL 32399-2202
Attention: Ebonie N. Lanier, Administrative Assistant III
Telephone: (850) 717-1663 Fax: (850) 921-1311
Email: Ebonie.Lanier@fgcc.fl.gov



Lanier-FGCC, Ebonie

From: Luis Roll [REDACTED]
Sent: Monday, March 20, 2023 3:52 PM
To: Lanier-FGCC, Ebonie
Subject: Luis roll
Attachments: image0.jpeg; ATT00001.txt

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.: 2023-005746

LUIS Y. ROLL,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Luis Y. Roll (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering General Individual Occupational License, 12438433-1022, issued by Petitioner.
3. On or about December 16, 2022, Respondent entered a plea of guilty and was convicted of Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer, felonies, in the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, Florida, in case number 2021CF003030CFAXWS.

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 guilty and being convicted of Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer, a felonies, in Pasco County, Florida on December 16, 2022.

COUNT II

8. Petitioner re-alleges and adopts paragraphs numbered one through three as if set forth fully herein.

9. Respondent failed to notify Petitioner within 48 hours of his December 16, 2022 conviction for Grand Theft between \$20,000 to \$100,000, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 to \$20,000, Possession of Burglary Tools, and Willfully Fleeing or Eluding a Law Enforcement Officer in Pasco 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 December 16, 2022 conviction for a disqualifying offense within 48 hours.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2023-005746 is signed this 28th day of February, 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
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

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.

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: Imuniz

VR Home Complaint Search Maintain Complaint

Lic Type	1022 - Pari-Mutuel General Individual Occupational		Status	90 Closed	Status Date	02/20/2023
Complaint #	2023005746	Case Type	CMP Complaint	Disposition	Disposition Date	
Docket#	Re pondent	ROLL, LUIS Y	Re pon ible	dwashingto - WASHINGTON, DEREK		Private Ca e

Complaint	Re pondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	CHIS - Criminal History	Complexity	R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	12/16/2022	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	CR - Central Region	Received	01/31/2023	<input type="checkbox"/> In pection	
Reference	550.105(5)(b),(d) & (10)(d)			<input type="checkbox"/> Costs	
Entered	01/31/2023	Entered By	Imuniz	<input type="checkbox"/> Time Tracking	Auto Assign
Summary	320-Tampa Bay Downs, Inc. ----- / ----- . Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines / Applicant Hit: Licensee Luis Y. ROLL, a Hotwalker at Tampa Bay Downs, and who holds a PMW General Individual Occupational License, (Lic# 12438433 / 1022), was convicted on December 16, 2022, of the following Felony offenses: Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; Willful Flee/Elude LEO. Upon his conviction, ROLL failed to notify the Division of his convictions as required by Florida Statutes.			<input type="checkbox"/> Attachments	History
Updated	02/20/2023 16:17:41	By	Imuniz	<input type="checkbox"/> Work Note	Print Report

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

Get Adobe Reader.

ROUTING SLIP

CRIMINAL CONVICTION WHILE LICENSED

RE: ROLL, LUIS Y. – 12438433
(LICENSEE NAME – LICENSE #)

Case No: 2023 00 5746


TAMPA BAY DOWNS
Facility (d/b/a name)

HOTWALKER
Occupation/Job Title

Yes No
Notified by Licensee

DATE OF CONVICTION: DECEMBER 16, 2022
(DATE)

Investigations Section:
Reviewed by Steve Kogan


February 20, 2023
(Initial & Date)

ARCI CHECKED Yes _____
No _____

The attached file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section:

Reviewed/Forwarded to legal by David Donaldson _____
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes _____
No _____

Comments: _____

Investigative Findings:

June 30, 2021 Pasco County Sheriff's Office, FL – Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; and Willful Flee/Elude LEO – Felonies – Pled Guilty – Adjudicated Guilty on December 16, 2022 – 24 month Probation and fined \$813.00

HOTWALKER

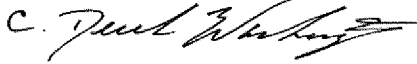

* Please attach Routing Slip to front of case file.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTAL	Date of Complaint: January 31, 2023	Case Number: 2023 00 5746
Respondent: ROLL, LUIS Y. 9005 Tree Valley Cir Tampa, FL 33615 [REDACTED]		Complainant: Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309	
License # and Type: 12438433 - 1022		Profession: HOTWALKER	Report Date: February 13, 2023
Period of Investigation: January 31, 2023 – February 13, 2023		Type of Report: FINAL	
<p>Alleged Violation: 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines: (5)(b) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks and frontons. In addition, the division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.</p> <p>(d) For purposes of this subsection, the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.</p> <p>(10)(d) Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.</p>			
Synopsis: Licensee Luis Y. ROLL , a Hotwalker at Tampa Bay Downs, and who holds a PMW General Individual Occupational License, (Lic# 12438433 / 1022), was convicted on December 16, 2022, of the following Felony offenses: Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; and Willful Flee/Elude LEO. Upon his conviction, ROLL failed to notify the Division of his convictions as required by Florida Statutes.			
Related Case:			
Investigator Supervisor / Date /s/  C. Derek Washington / February 13, 2023		Chief of Investigations / Date /s/  Steven E. Kogan / February 20, 2023	

CONTINUATION

On June 30, 2021, the Division received an Applicant Hit notification from the Florida Department of Law Enforcement (FDLE). The report indicated that on June 30, 2021, **ROLL** was arrested by the Pasco County Sheriff's Office and charged with the following felonies (**Exhibit #1**):

1. Grand Theft (Over 20,000/less100,000
2. Burglary-Unoccupied Structure Unarmed
3. Grand Theft (\$10K less \$20K)
4. Possession of Burglary Tools
5. Willful Flee/Elude LEO.

Mr. **ROLL** received his PMW General Individual Occupational license on December 16, 2020 to work as a Hotwalker at Tampa Bay Downs. He is currently licensed until June 30, 2023 (**Exhibit #2**).

On July 13, 2021, PMW Operations Review Specialist [REDACTED] placed an Enforcement Alert on **ROLL**'s PMW license regarding the above offenses (**Exhibit #3**).

Information obtained from the Florida Comprehensive Case Information System (CCIS) for Pasco County, Florida indicated that on December 21, 2022, **ROLL** pled guilty to all five felonies listed above and sentenced to 24 months' probation. In addition he was fined \$813.00 (**Exhibit #4**).

ROLL is in violation of Florida Statutes 550.105(5)(b)(d) & (10)(d) due to his felony convictions and for failing to notify the Division of his convictions.

Status: Investigations case closed and case forwarded to Legal for review.

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1-1

II. INVESTIGATIVE REPORT 1-3

III. EXHIBITS

 1. FDLE Notification 1-3

 2. Enforcement Alert 1-2

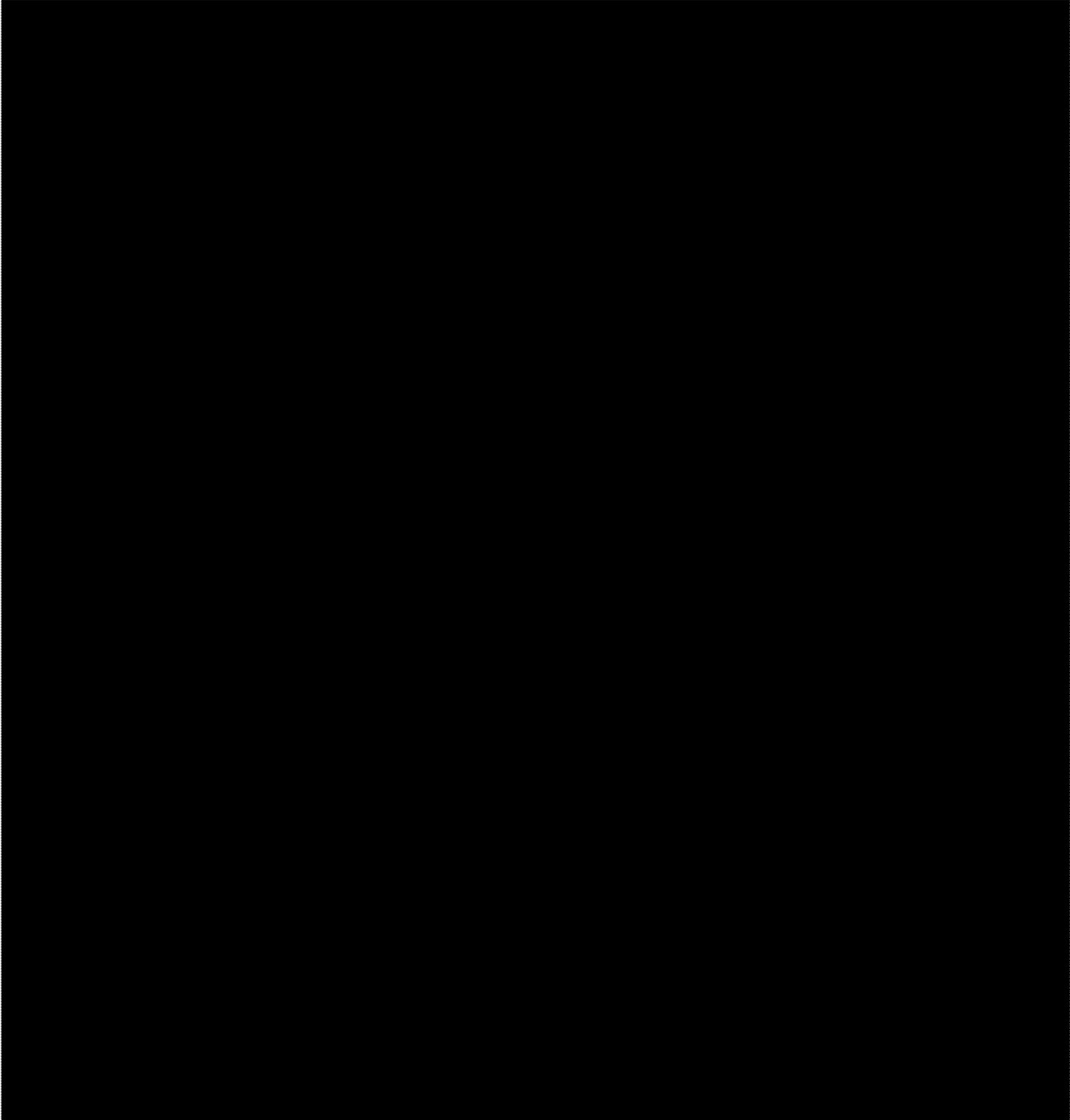
 3. License Information 1-1

 4. Court Documents form CCIS 1-16

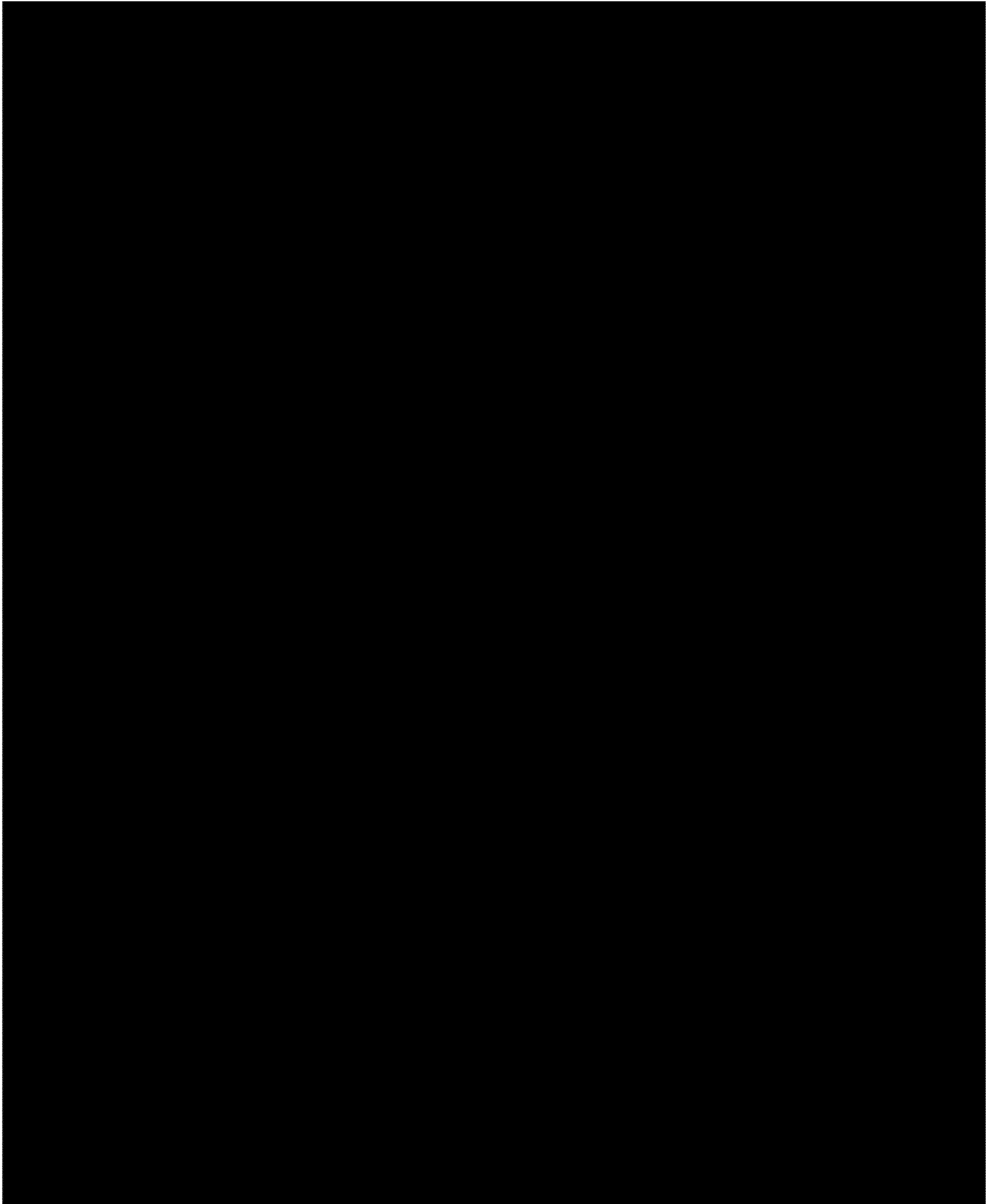
FDLE Information Notification Service

Sent Date: 6/30/21 2:46 PM Purge Date: 12/27/21 2:46 PM Mail Ref.No: ORG002044-2966918

Subject : *****APPLICANT HIT - 80GBPR040000083861 ROLL, LUIS Y**



Subject : *****APPLICANT HIT - 80GBPR040000083861 ROLL, LUIS Y**



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: trncdowell1

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type **1022 - PMW General Individual Occupational** Expires On **06/30/2023**
 File # **98519** Name **ROLL, LUIS Y** Extended To
 License # **12438433** Rank **GIND - General Individual Occupational** Renewed On
 Entity # **12438433** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

Address

Street # **9005** Street **TREE VALLEY CIR.**
 Line 2
 Line 3
 City **TAMPA** State **FL** Zip **33615**
 Routing

Other

1st License Date **12/16/2020** Rank Date **12/16/2020** Certificate #
 Method **I-S-1024** Status Date **12/16/2020** Certificate Date
 Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action  

-9/9/21 -2/16/22
-10/19/21 -7/18/22
-12/7/21
-4/29/22

Modifiers

Type ↕	Modifier ↕	Effective Date ↕	Additional Info ↕
C	HTWK - Hot Walker	06/08/2020	
I	TBRD - Thoroughbred	06/08/2020	
L	320 - Tampa Bay Downs	06/08/2020	
Y	3YR - 3 Year License		

Alt Keys

BEST LIC NBR **12438433**

^ Get Adobe Reader.

EXHIBIT #2

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


License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: dwashingto

VR Home License Search Display Alert

Fed Tax # [REDACTED]	Lic Type	1022 - PMW General Individual Occupational	Expire On	06/30/2023
File # 98519	Name	ROLL, LUIS Y	Extended To	
License # 12438433	Rank	GIND - General Individual Occupational	Renewed On	
Entity # 12438433	Lic Status	Current		

Description	Effective	Notes	OK
Enforcement Alert	07/13/2021		<input type="button" value="OK"/>

 Get Adobe Reader

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: dwashingto

VR Home | License Search | Display Alert | Maintain License Modifier | BASE CLONE

Search Criteria | Results | Detail

Modifier Type **A - Alert**
 Modifier **ENFO - Alert**
 Effective **07/13/2021**
 Expires **-**
 Additional Info :
 Prompt
 Value **Applicant Hit**
 Notes **Applicant must provide court disposition records for the 6/30/21 arrest in Pasco County and the 01/07/2022 offense in Hillsborough County**
 Updated **06/16/2022 10:34:04**
 By **tmcdowell1**

 Get Adobe Reader

PASCO COUNTY COMPLAINT AFFIDAVIT

PSO FLO 510000 NPR PD FLO 510200 PR PD FLO 510400
 DC PD FLO 510100 ZPD FLO 510300 FHP FLO 279000

ADMISSIVE	OBTI NUMBER ARREST <input checked="" type="checkbox"/> ALL THAT APPLY NOTICE TO APPEAR <input type="checkbox"/> CHECK ONLY ONE LOCATION OF ARREST (INCLUDE NAME OF BUSINESS) DATE OF ARREST JAIL NUMBER JAIL NUMBER NAME (LAST, FIRST, MIDDLE) ROLL, LUIS YONYS RACE SCARS, MARKS, TATTOOS, ETC. PHYSICAL ADDRESS (STREET & APT #) MAILING ADDRESS (STREET & APT #) BUSINESS ADDRESS (NAME & STREET) DRIVER'S LICENSE STATE (ALLIANCE) CO-DEFENDANT NAME (LAST, FIRST, MIDDLE) CO-DEFENDANT NAME (LAST, FIRST, MIDDLE) PARENT <input type="checkbox"/> OTHER <input type="checkbox"/> LEGAL CUSTODIAN <input type="checkbox"/> ADDRESS (STREET, APT NUMBER) NOTIFIED BY (NAME) RELEASED TO (NAME)	FELONY <input type="checkbox"/> MISD. <input type="checkbox"/> CO. ORD. CIVIL INF. <input type="checkbox"/> SHIFT 3RD SECTOR I6 SEC. TWP. RING AGENCY REPORT NUMBER 21-023761 AGENCY ARREST NUMBER REVIEWED BY ASSISTANT STATE ATTORNEY X LOCATION OF OFFENSE (BUSINESS NAME, ADDRESS) 2300 GRAND BLVD, HOLIDAY, FL 34690 WEAPON SEIZED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> WEAPON TYPE NOT APPLICABLE F.P.S.S. Notified Juv. <input type="checkbox"/> Elderly <input type="checkbox"/> Handicap <input type="checkbox"/> Domestic Related <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Convicted Sexual Predator / Offender <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	1. FELONY <input checked="" type="checkbox"/> 2. TRAFFIC FELONY <input type="checkbox"/> 3. MISD. <input checked="" type="checkbox"/> 4. MISD. TRAFFIC <input type="checkbox"/> 5. ORDINANCE <input type="checkbox"/> 6. OTHER <input type="checkbox"/> 7. VOP <input type="checkbox"/> 8. CIVIL INF. <input type="checkbox"/> 1. MANDATORY APPEARANCE <input type="checkbox"/> 2. NON-MANDATORY APPEARANCE <input type="checkbox"/> 3. JUVENILE <input type="checkbox"/> 4. REQUEST FOR CHECK ONLY ONE <input type="checkbox"/> 5. CAPIAS <input type="checkbox"/> 6. SUMMONS <input type="checkbox"/> 7. WARRANT <input type="checkbox"/> 8. JUV. PICK-UP <input type="checkbox"/> BOOKING DATE 06-30-21 BOOKING TIME 03:44 BOOKING TIME 06:30 BOOKING TIME 1007 JAIL DATE JAIL TIME FILE NUMBER DOC NUMBER FBI NUMBER ALIAS AGE 28 HEIGHT 5'06" WEIGHT 200 EYE COLOR BROWN HAIR COLOR BALD COMPLEXION DBR INDICATION OF ALCOHOL INFLUENCE <input type="checkbox"/> DRUG INFLUENCE <input checked="" type="checkbox"/> PHYSICAL ADDRESS (CITY) TAMPA, FL 33604 MAILING ADDRESS (CITY) BUSINESS ADDRESS (CITY) SOCIAL SECURITY NUMBER INS NUMBER PLACE OF BIRTH US CITIZENSHIP US RACE SEX DATE OF BIRTH AGE 1. ARRESTED <input type="checkbox"/> 2. AT LARGE <input type="checkbox"/> 3. FUGITIVE <input type="checkbox"/> 4. MISDEMEANOR <input type="checkbox"/> 5. JUVENILE <input type="checkbox"/> 6. OTHER <input type="checkbox"/> NAME OF PARENT OR CUSTODIAN (LAST, FIRST, MIDDLE) RESIDENTIAL PHONE BUSINESS PHONE JUVENILE DISPOSITION 1. HANDLED / PROCESSED WITHIN DEPT. AND RELEASED 2. TURNED OVER TO HRS / CYP 3. INCARCERATED (COUNTY JAIL)
DEFENDANT			
CO-DEF			
JUVENILE			
CHARGE			
COST RECOVERY			
PROBABLE CAUSE STATEMENT	REQUEST FOR INVESTIGATIVE COSTS RECOVERY FSS 938.27(1) C.J.S. # 6513 # of Investigative hrs. 5 x \$26.00 = \$130.00 THE UNDERSIGNED CERTIFIED AND SWEARS THAT HE / SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT THE ABOVE-NAMED DEFENDANT COMMITTED THE FOLLOWING VIOLATION OF LAW. ON THE 30 DAY OF June, 2021 AT 0344 4:58 AM.		
NOTICE	I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED WHEN I AM NOTIFIED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED ONCE I AM NOTIFIED, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED. IF CITED FOR A CIVIL INFRACTION, I AGREE TO APPEAR BEFORE THE COUNTY COURT OR COMPLY WITH THE REQUIREMENTS FOR PAYING THE FINE AND MEETING ANY OTHER SPECIFIED CONDITIONS AS INDICATED ON THE BACK SIDE OF THIS AFFIDAVIT. SIGNATURE OF DEFENDANT / JUVENILE AND PARENT OR CUSTODIAN DATE		
ADMINISTRATIVE			

CLERK OF COURT

EXHIBIT #4
PAGE 1/16

DEFENDANT ROLL, LUIS YONYS		AGENCY REPORT NO. 21-023761	
CHARGE DESCRIPTION THEFT VEHICLE/ALL OTHER		<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> CIVIL INF. <input type="checkbox"/> ORD.	STATUTE VIOLATION NUMBER 812.014.2C6 VEH OTH
ACTIVITY S. SELL N. N/A P. POSSESS		R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ DISTRIBUTE
M. MANUFACTURE PRODUCE / CULTIVATE		Z. OTHER	CODE N
AMOUNT		TYPE N. N/A A. AMPHETAMINE	B. BARBITURATE C. COCAINE E. HEROIN
H. HALLUCINOGEN M. MARIJUANA O. OPIUM / DERIV		P. PARAPHERNALIA/ EQUIPMENT	S. SYNTHETIC
U. UNKNOWN Z. OTHER		CODE N	
CHARGE DESCRIPTION THEFT VEHICLE/ALL OTHER		<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> CIVIL INF. <input type="checkbox"/> ORD.	STATUTE VIOLATION NUMBER 812.014.2C6 VEH OTH
ACTIVITY S. SELL N. N/A P. POSSESS		R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ DISTRIBUTE
M. MANUFACTURE PRODUCE / CULTIVATE		Z. OTHER	CODE N
AMOUNT		TYPE N. N/A A. AMPHETAMINE	B. BARBITURATE C. COCAINE E. HEROIN
H. HALLUCINOGEN M. MARIJUANA O. OPIUM / DERIV		P. PARAPHERNALIA/ EQUIPMENT	S. SYNTHETIC
U. UNKNOWN Z. OTHER		CODE N	

COURT CASE #
2021CFD03030AWS.3

COURT CASE #
2021CFD03030AWS.4

NARRATIVE / CONTINUATION

pickup truck they arrived in and attempted to flee the area with the trailer and jet skis. While the defendant and co-defendants were committing these offenses Law Enforcement arrived as they were committing the offenses. The defendant and co-defendants fled in the pickup truck from Law Enforcement once they saw them and then a vehicle pursuit was initiated. When the pursuit ended the defendant and co-defendants fled on foot from Law Enforcement and did not obey Law Enforcements commands. The defendant and one of the co-defendants were later located during a K9 track and then they were later taken into custody. The other co-defendant is outstanding and unidentified at this time. When the incident occurred two independent witnesses observed the incident occur and one of them reported it to Law Enforcement. Post Miranda, the defendant admitted to committing the offenses and he also stated the co-defendants were also involved in the entire incident. Based upon the witness's testimony's, the defendants admissions, and Law Enforcement observing the offenses occur, the defendant and one of the co-defendants was placed under arrest for business burglary, possession of burglary tools, criminal mischief between \$200.00-\$1000.00, resisting without violence/obstruction, and three counts of vehicle theft. The defendant was transported to the Land O' Lakes Detention Center without incident and he was also placed under arrest for Fleeing to Elude, reference PSO Case 21023773.

#3 - \$5,000

#4 - \$5,000

EXHIBIT #4
PAGE 2/16

*** End ***

ADMINISTRATIVE	UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE, TO THE BEST OF MY KNOWLEDGE AND BELIEF.
	X <i>[Signature]</i> SPINELLI, A. R. 6513 <small>NAME (PRINTED) C.J.S.#</small>

DEFENDANT ROLL, LUIS YONYS				AGENCY REPORT NO. 21-023761			
CHARGE DESCRIPTION CRIMINAL MISCHIEF - OVER \$200 UNDER \$1000				<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> ORD.	<input type="checkbox"/> CIVL. <input type="checkbox"/> INF.	STATUTE VIOLATION NUMBER 806.13.1B2	COURT CASE # 2021CF003030 AWS. 6.6
ACTIVITY N. N/A P. POSSESS	S. SELL B. BUY T. TRAFFIC	R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ DISTRIBUTE	M. MANUFACTURE PRODUCE / CULTIVATE	Z. OTHER	CODE N	AMOUNT
CHARGE DESCRIPTION RESIST OFFICER, OBSTRUCTING WITHOUT VIOLENCE				<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> ORD.	<input type="checkbox"/> CIVL. <input type="checkbox"/> INF.	STATUTE VIOLATION NUMBER 843.02	COURT CASE # 2021CF003030 AWS. 7.7
ACTIVITY N. N/A P. POSSESS	S. SELL B. BUY T. TRAFFIC	R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ DISTRIBUTE	M. MANUFACTURE PRODUCE / CULTIVATE	Z. OTHER	CODE N	AMOUNT
				TYPE N. N/A A. AMPHETAMINE		B. BARBITURATE C. COCAINE E. HEROIN	
				H. HALLUCINOGEN M. MARIJUANA O. OPIUM / DERIV		P. PARAPHERNALIA / EQUIPMENT S. SYNTHETIC	
				U. UNKNOWN Z. OTHER		CODE N	

#5 - \$150
#6 - \$150

UNOFFICIAL DOCUMENT

NARRATIVE / CONTINUATION

EXHIBIT #4
PAGE 3/16

ADMINISTRATIVE	UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE, TO THE BEST OF MY KNOWLEDGE AND BELIEF.	
	X <i>A. R. Spinelli</i>	
	SPINELLI, A. R.	6513
	NAME (PRINTED)	CJIS #

CLERK OF COURT

DEFENDANT ROLL, LUIS YONYS				AGENCY REPORT NO. 21-023761								
CHARGE DESCRIPTION POSSESSION BURGLARY TOOLS				<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> CIV. INF.	STATUTE VIOLATION NUMBER 810.06		NCIC # 2206	COURT CASE # 2021CF003030AWJ.S				
ACTIVITY S. SELL N. N/A P. POSSESS	R. SMUGGLE D. DELIVER E. USE	K. DISPENSE/ DISTRIBUTE	M. MANUFACTURE / PRODUCE / CULTIVATE	Z. OTHER	CODE N	AMOUNT	TYPE N. N/A A. AMPHETAMINE	B. BARBITURATE C. COCAINE E. HEROIN	H. HALLUCINOGEN M. MARIJUANA O. OPIUM / DERIV	P. PARAPHERNALIA / EQUIPMENT S. SYNTHETIC	U. UNKNOWN Z. OTHER	CODE N

#7 - \$5,000

UNOFFICIAL DOCUMENT

EXHIBIT #4
PAGE 4/16

ADMINISTRATIVE

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE, TO THE BEST OF MY KNOWLEDGE AND BELIEF.

X *Ant Spinel*

SPINELLI, A. R. **6513**

NAME (PRINTED) CJIS #

CLERK OF COURT

IN THE CIRCUIT COURT FOR THE SIXTH JUDICIAL CIRCUIT
OF FLORIDA IN AND FOR PASCO COUNTY

STATE OF FLORIDA

2021CF003030CFAXWS-03

VS.

FELONY INFORMATION

LUIS ROLL

W/M; DOB: [REDACTED]

1. GRAND THEFT, 2° F
2. BURGLARY, 3° F
3. GRAND THEFT, 3° F
4. POSSESSION OF BURGLARY TOOLS, 3° F
5. FLEEING OR ELUDING, 3° F
6. CRIMINAL MISCHIEF, 1° M
7. OBSTRUCTING OR RESISTING OFFICER WITHOUT VIOLENCE, 1° M

IN THE NAME AND BY THE AUTHORITY FOR THE STATE OF FLORIDA:

BRUCE BARTLETT, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, prosecuting for the State of Florida, in the said County, under oath, Information makes that

LUIS ROLL

in the County of Pasco and State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did knowingly and unlawfully obtain or use, or endeavor to obtain or use, the property of another, to-wit: jet ski and/or trailer, of the value of \$20,000 or more but less than \$100,000, with intent to temporarily or permanently deprive Duy Tran of a right to the property or benefit therefrom, or with intent to appropriate the property to his own use or to the use of any person not entitled thereto; contrary to Chapter 812.014(2)(b)1/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [11E]/6

COUNT TWO

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, unlawfully and without invitation or license did enter a structure, to-wit: a storage lot, located at 2300 Grand Blvd., in the City of Holiday, Pasco County, Florida, the property of that certain business entity known as Simply Stor Self Storage, with the intent to commit an offense therein, the said structure at the time not open to the public; contrary to Chapter 810.02(4)(a)/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [C1]/4

FILED FOR RECORD
PASCO COUNTY, FLORIDA
SEP 21 AM 9:01
MISSI AVAREZ
CLERK & COMPTROLLER
PASCO COUNTY, FLORIDA

COUNT THREE

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did knowingly and unlawfully obtain or use, or endeavor to obtain or use, the property of another, to-wit: jet ski, of the value of \$10,000 or more but less than \$20,000, with intent to temporarily or permanently deprive Bao Tran of a right to the property or benefit therefrom, or with intent to appropriate the property to his own use or to the use of any person not entitled thereto; contrary to Chapter 812.014(2)(c)3/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [11C]/4

COUNT FOUR

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did unlawfully have in his possession a tool, machine or implement, to-wit: grinder and/or skill saw and/or bolt cutters, with intent to use the same, or allow the same to be used, to commit a burglary or trespass; contrary to Chapter 810.06/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [C7]/4

COUNT FIVE

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did operate a vehicle and fail to stop such vehicle having knowledge that he had been directed to stop by a law enforcement officer, or having stopped, did willfully flee in an attempt to elude a law enforcement officer, who at the time was in an authorized law enforcement patrol vehicle, with agency insignia and other jurisdictional markings prominently displayed with siren and lights activated; contrary to Chapter 316.1935(2)/777.011, Florida Statutes, and against the peace and dignity of the State of Florida. [95U]/3

ARISES OUT OF AEWNO3E

COUNT SIX

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did willfully and maliciously injure or damage the real or personal property of another, to-wit: fence, the property of Simply Stor Self Storage, by cutting, damage to said property being greater than \$200.00 but less than \$1,000.00; contrary to Chapter 806.13(1)(b)2/26.012, Florida Statutes, and against the peace and dignity of the State of Florida. [52A]

COUNT SEVEN

And the State Attorney aforesaid, under oath as aforesaid, further information makes that LUIS ROLL, in the County of Pasco, State of Florida, on the 30th day of June, in the year of our Lord, two thousand twenty-one, did knowingly resist, obstruct or oppose Deputy G. Stritt, a law enforcement officer of the Pasco Sheriff's Office, Pasco County, Florida, while in the lawful execution of a legal duty, which consisted of conducting an investigation, without offering to do violence to the person of the officer, to-wit: disobeying lawful commands; contrary to Chapter 843.02/26.012, Florida Statutes, and against the peace and dignity of the State of Florida. [5B]

STATE OF FLORIDA
PASCO COUNTY

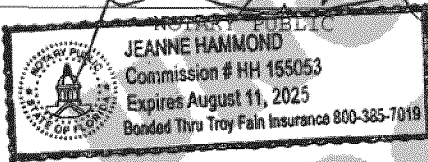
Personally appeared before me, BRUCE BARTLETT, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pasco County, or his duly designated Assistant State Attorney, who being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged; hence this information is filed in good faith in instituting this prosecution, and that he has received testimony under oath from the material witness or witnesses for the offense.

The foregoing instrument was acknowledged before me by means of physical presence or online notarization this

SEP 21 2021

by B. E. Sarabia, who is personally known to me and who did take an oath.

Assistant State Attorney for the Sixth Judicial Circuit of the State of Florida, Prosecuting for said State



SW21-023768 JEC/0817es30

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL
9005 TREE VALLEY CIRCLE
TAMPA, FL 33615

Division: SECTION 3
Case Number: 2021CF003030CFAXWS

- Comm Ctrl Violator
- Probation Violator
- Retrial
- Resentence

JUDGMENT

The Defendant, LUIS YONYS ROLL, being personally before this court and represented by, BRYANT CAMARENO, and the State represented by DONNIE SCRUGGS and having:

- Been tried and found guilty by jury/ by court 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)

1. 812.014.2b1 Second Degree F LARCENY-20K DOLLARS LESS THAN 100K DOLLARS : 11E
2. 810.02.4a Third Degree F BURGLARY-UNOCCUPIED STRUCTURE UNARMED : C1
3. 812.014.2c3 Third Degree F LARCENY-GRAND THEFT 10K LESS THAN 20K DOLLARS : 11C
4. 810.06 Third Degree F BURGLARY TOOLS-POSSESS-WITH INTENT TO USE : C7
5. 316.1935.2 Third Degree F RESIST OFFICER FLEE ELUDE LEO WITH LIGHTS SIREN ACTIVE : T8
6. 806.13.1b2 First Degree M DAMAGE PROPERTY-CRIMINAL MISCHIEF-OVER 200 DOLLARS UNDER 1000 DOLLARS : 52A
7. 843.02 First Degree M RESIST OFFICER-OBSTRUCT WITHOUT VIOLENCE : 6B

FILED FOR RECORD
2022 DEC 22 AM 7:58
CLERK OF COURT
PASCO COUNTY, FLORIDA

- and no cause 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**
- the Court hereby stays and withholds the imposition of sentence as to count(s) 1 2 3 4 5 and places the defendant on 24 MONTHS PROBATION under the supervision of the Department of Corrections (Conditions of probation and/or community control set forth in a separate order)
- being a qualified offender pursuant to section 943.325, Florida Statute the defendant shall be required to submit DNA samples by law
- The Court defers imposition of sentence until
- The Court finds that the defendant violated all the conditions alleged in the affidavit, a copy of which is attached

The defendant in open court was advised of his right to appeal from this judgment by filing notice of appeal with Clerk of Court within thirty days following the date sentence is imposed or probation is ordered pursuant to this adjudication. The defendant was also advised of his right to the assistance of counsel in taking said appeal at the expense of the State upon showing of indigence.

DONE AND ORDERED this 21st day of DECEMBER, 2022, in New Port Richey, Pasco County, Florida,

NUNC PRO TUNC: 12/16/2022


MARY M HANDSEL - Presiding Judge

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL

Division: SECTION 3
Case Number: 2021CF003030CFAXWS

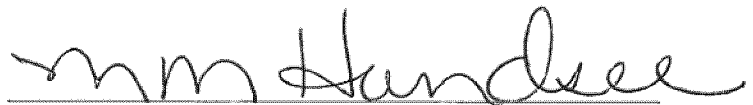
ORDER FOR CHARGES/COSTS/FEEES

- A sum of \$ 3.00 Pursuant to Section 938.01, Florida Statute (Additional Court Costs for Clearing House Trust Fund)
- A sum of \$ 50.00 Pursuant to Section 938.03, Florida Statute (Crimes Compensation Trust Fund)
- A sum of \$ 2.00 Pursuant to Section 938.15, Florida Statute (Criminal Justice Education by Municipalities and Counties)
- A sum of \$ _____ A fine, pursuant to Section 775.0835, Florida Statutes. *(This provision refers to the optional fine for the Crimes Compensation Trust Fund and is not applicable unless checked and completed. Fines imposed as part of sentence to Section 775.083, Florida Statutes are to be recorded on the sentence page(s)).*
- A sum of \$ 225.00 Pursuant to Section 938.05, Florida Statute (Fine and Forfeiture Fund)
- A sum of \$ 130.00 Pursuant to Section 938.27(1), Florida Statute (Cost of Investigation) Paid to Pasco County Sheriff
- A sum of \$ 20.00 Pursuant to Section 938.06, Florida Statute (Crime Stoppers Trust Fund)
- A sum of \$ 100.00 Pursuant to Section 938.27(8), Florida Statute (State Attorney Cost of Prosecution)
- A sum of \$ _____ Pursuant to Section 938.29, Florida Statute (Public Defender/Court Appointed Fees)
- A sum of \$ _____ For Restitution
- A sum of \$ 100.00 Pursuant to Section 938.055, Florida Statute (FDLE Operating Fund)
- A sum of \$ 125.72 Fine pursuant to Section 775.083, Florida Statutes
- A sum of \$ 6.28 Fine Surcharge to Section 938.04, Florida Statute
- A sum of \$ 50.00 Pursuant to Section 27.52, Florida Statute (Criminal Indigent Defense Fund)
- A sum of \$ 50.00 Fine pursuant to Section 775.083(2), Florida Statutes (Crime Prevention Court Costs)
- A sum of \$ 151.00 Pursuant to Section 938.10, Florida Statute (Crimes Against Minors)
- A sum of \$ 201.00 Pursuant to Section 938.08, Florida Statute (Domestic Violence Trust Fund)
- A sum of \$ 151.00 Pursuant to Section 938.085, Florida Statute (Rape Crisis Program Trust Fund)
- A sum of \$ 1,001.00 Pursuant to Section 817.568, Florida Statute (Criminal Use of Personal ID Surcharge)
- A sum of \$ 65.00 Pursuant to Section 939.185, Florida Statute and Ordinance 04-23 (Costs for County Programs)
- A sum of \$ 30.00 Pursuant to Section 318.18(13)(a), Florida Statute and Ordinance 04-24 (Traffic Surcharge)
- A sum of \$ 3.00 Pursuant to Section 938.19, Florida Statute and Ordinance 05-25 (Teen Court)
- A sum of \$ 3.00 Pursuant to Section 318.18(17), Florida Statute (State Radio Systems)
- A sum of \$ 135.00 Pursuant to Section 938.07, Florida Statute (DUI Cost)
- A sum of \$ 7.00 Pursuant to Section 943.325, Florida Statute (for collecting DNA sample)
- A sum of \$ 0.00 Pursuant to Section 893.13, Florida Statute plus a 5% surcharge of \$0.00
Pursuant to Section 938.04, Florida Statute
- A sum of \$ 0.00 Pursuant to Section 316.193, Florida Statute (DUI Fine) plus a 5% surcharge of \$0.00
Pursuant to Section 938.04, Florida Statute
- A sum of \$ 15.00 Pursuant to Section 938.13, Florida Statute (Substance Abuse Surcharge).
- A sum of \$ _____ Other:

If you are unable to pay for financial obligations today or as otherwise directed by the Court, you must go to the Clerk's Office to set up a payment plan and pay a \$25.00 application fee pursuant to section 28.246, Florida Statutes. Failure to do so may result in suspension of your driver's license.

DONE AND ORDERED this 15th day of DECEMBER, 2022, in New Port Richey, Pasco County, Florida,

NUNC PRO TUNC: 12/16/2022


MARY M HANDSEE - Presiding Judge

IN THE COURTS OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL

Division: SECTION 3
Case Number: 2021CF003030CFAXWS

FINGERPRINTS OF DEFENDANT

1. Right Thumb	2. Right Index	3. Right Middle	4. Right Ring	5. Right Little

Fingerprints taken by R. KEBER 3336 Bailiff.

I HEREBY CERTIFY that the above and foregoing fingerprints are the fingerprints of the defendant, LUIS YONYS ROLL , and that they were placed thereon by the defendant in my presence this the 16TH day of DECEMBER, 2022.

[OR]

I HEREBY CERTIFY that the digital fingerprint record associated with Transaction Control Number _____ contains the fingerprints of the defendant, LUIS YONYS ROLL , which were electronically captured from the defendant in my presence this the 16TH day of DECEMBER, 2022.

Mary M Handsel
MARY M HANDSEL - PRESIDING JUDGE

EXHIBIT #4
PAGE 10/16

**IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA**

State of Florida
VS
LUIS YONYS ROLL

Case Number: 2021CF003030CFAXWS

Special Provisions / Other Provisions:

- Retention of Jurisdiction This court retains jurisdiction over the defendant pursuant to section 947.16(3), Florida Statutes (1983).
- Jail Credit It is further ordered that the defendant shall be allowed a total of _____ days as credit for time incarcerated before imposition of this sentence.
- Prison Credit It is further ordered that the defendant be allowed credit for all-time previously served on this count in the Department of Corrections prior to resentencing.
- Consecutive / Concurrent As to Other Counts It is further ordered the sentence imposed for _____ shall run _____ with the sentence set forth in _____.
- Consecutive / Concurrent As to Other Convictions It is further ordered that the composite term of all sentences imposed for the counts specified in this order shall run (check one)
- consecutive to
 - concurrent with the following (check one)
 - any active sentence being served
 - specific sentences: _____
- No Contact It is further ordered that the defendant is prohibited from having contact with the Victim, directly or indirectly, including through a third person, for the duration of the sentence.

*Immigration Detainer: It is further ordered that, as per s. 908.104(3)(b), F.S., the secure correctional facility in which the defendant is to be confined shall reduce the defendant's sentence by a period of not more than 12 days on the facility's determination that the reduction in sentence will facilitate the seamless transfer of the defendant into federal custody.


In the event the above sentence is to the Department of Corrections, the Sheriff of Pasco County, Florida is hereby ordered and directed to deliver the defendant to the Department of Corrections at the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statute.

The defendant in open court was advised of the right to appeal from this sentence by filing notice of appeal within 30 days from this date with the clerk of this court and the defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigence.

<input checked="" type="checkbox"/>	THIS IS AN AGREED UPON DOWNWARD DEPARTURE
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	

DONE AND ORDERED in open court at Pasco County, Florida this 21st day of DECEMBER, 2022.

NUNC PRO TUNC: 12/16/2022


MARY M HANDSEL - Presiding Judge

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL

Case Number: 2021CF003030CFAXWS

SENTENCING ORDER
(As To Count 6 AND 7)

The Defendant, being personally before this court and accompanied the defendant's attorney of record, BRYANT CAMARENO, and having been adjudicated guilty herein, and the court having given the Defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the Defendant should not be sentenced as provided by law, and no cause being shown

- and the Court having on _____ deferred imposition of sentence until this date
- and the Court having previously entered a judgment in this case on _____ now resentsences the Defendant
- and the Court having placed the Defendant on probation / community control and having subsequently revoked the defendant's probation / community control. The Court found the defendant in violation of specific conditions of probation/community control, see attached affidavit.

It is The Sentence Of The Court That:

- The Defendant pay a fine of \$ _____ pursuant to section 775.083, Florida Statutes, plus _____ (5% as the surcharge) required by section 938.04, Florida Statutes.
- The Defendant is hereby committed to the custody of the Department of Corrections.
- The Defendant is hereby committed to custody of the Sheriff of Pasco County, Florida.
___ Option A Unless otherwise prohibited by law, the Sheriff is authorized to release the defendant on electronic monitoring or other sentencing programs subject to the Sheriff's discretion.
___ Option B The Sheriff is not authorized to release the defendant on electronic monitoring or other sentencing programs.
- The Defendant is sentenced as a youthful offender in accordance with section 958.04, Florida Statutes.

To Be Imprisoned (Check one; unmarked sections are inapplicable):

- For a term of natural life.
- For a term of TIME SERVED
- Said SENTENCE SUSPENDED for a period of _____ Subject to conditions set forth in this order.

If "split" sentence, complete the appropriate paragraph.

- Followed by a period of _____ Community Control / Probation under the supervision of the Department of Corrections according to the terms and conditions of supervision set forth in a separate order entered herein.
- However, after serving a period of _____ Imprisoned in _____ the balance of the sentence shall be suspended and the Defendant shall be placed on probation / community control for a period of _____ under the supervision of the Department of Corrections according to terms and conditions of supervision set forth in a separate order entered herein.

In the event the Defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the Defendant begins service of the supervision terms.

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL

Case Number: 2021CF003030CFAXWS

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to:

Personal Service to State Attorney for the Sixth Judicial Circuit, Pasco County, Florida

Personal Service

U.S. Mail

Email

To: BRYANT R CAMARENO, Attorney of Record
607 W MARTIN LUTHER KING
SUITE A
TAMPA, FL 33603-3453

bryant@camarenolaw.com

Personal Service

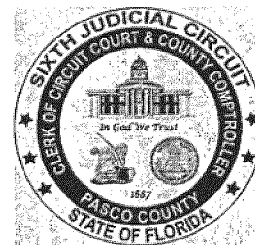
U.S. Mail

Email

To:

Dated this 27 day of DECEMBER, 2022.

Nikki Alvarez-Sowles, Esq.
Pasco County Clerk & Comptroller



By: Mark Smith
Deputy Clerk

EXHIBIT #4
PAGE 13/16

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

State of Florida
VS
LUIS YONYS ROLL
9005 TREE VALLEY CIRCLE
TAMPA, FL 33615

Case Number: 2021CF003030CFAXWS

DOB: [REDACTED]

JUDGMENT FOR FINES, COSTS AND FEES

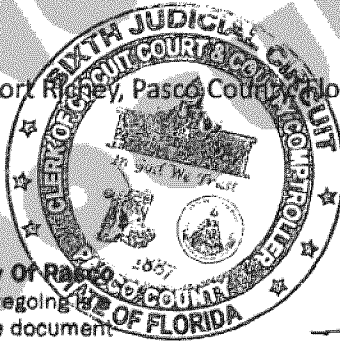
This Court having previously ordered the defendant to pay fines, costs and fees in accordance with the provisions of the Florida Statutes;

It is considered and adjudicated that the Clerk of Court, on behalf of the State of Florida, does have the right to recover of and from the above Defendant the fines, costs and fees in the amount of \$ 813.00 with interest to accrue at the statutory rate.

It is further ordered that a certified copy of this Judgment will be recorded by the Clerk of Court as a Judgment Lien in favor of the Clerk of Court, on behalf of the State of Florida, in the Official Records in the county in which the Defendant resides and in each county in which the Defendant owns or later acquires any property.

DONE AND ORDERED in New Port Richey, Pasco County, Florida, this 21st day of DECEMBER, 2022.

NUNC PRO TUNC: 12/16/2022



State Of Florida, County Of Pasco

This is to certify that the foregoing is true and correct copy of the document on file or of public record in this office.

Witness my hand and official seal this

27 day of Dec, 2022

Nikki Alvarez-Sowles, Esq., Clerk & Comptroller
Pasco County, Florida

By [Signature] Deputy Clerk

[Signature]
MARY M HANDESEL - Presiding Judge

FILED TO RECORD
2022 DEC 22 AM 7:58
CLERK OF COURT
PASCO COUNTY, FLORIDA



<http://www.dc.state.fl.us/index.html>

Florida Department of Corrections
<http://www.dc.state.fl.us/index.html>

"Inspiring Success by Transforming One Life at a Time"



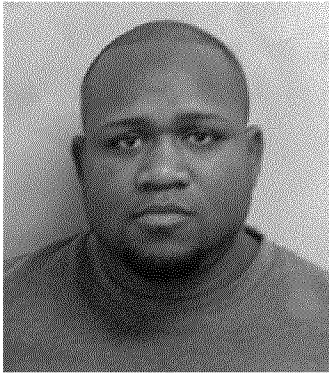
Ron DeSantis, Governor
Ricky D. Dixon, Secretary

- [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 \(/pub/index.html\)](#)
- [Contact Us \(http://www.dc.state.fl.us/citizen/index.html\)](#)

Corrections Offender Network

Supervised Population Information Detail

(This information was current as of 1/29/2023)



DC Number:	S61764
Name:	ROLL, LUIS YONYS
Race:	HISPANIC
Sex:	MALE
Birth Date:	██████████
Supervision Begin Date:	12/16/2022
Current Location:	TAMPA (http://prod.fdc-wpws001.fdc.myflorida.com/c)
Current Status:	<u>ACTIVE</u>
Supervision Type:	PROBATION FELONY
Scheduled Termination Date:	12/15/2024



<https://www.vinelink.com/vinelink/servlet/SubjectSearch?siteID=10000&agency=900&offenderID=S61764>

Current Verified PERMANENT Address:

9005 TREE VALLEY CIR
TAMPA, FL 33615

Aliases:

LUIS ROLL, LUIS YONYS ROLL

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:

Offense Date	Offense	Sentence Date	County	Case No.	Community Supervision Length
06/30/2021	GRAND THEFT O/20,000 L/\$100,00	12/16/2022	PASCO	2103030	2Y 0M 0D
06/30/2021	BURGLARY O/STRUC/CV OR ATT.	12/16/2022	PASCO	2103030	2Y 0M 0D
06/30/2021	GRAND THEFT \$10K L/\$20K	12/16/2022	PASCO	2103030	2Y 0M 0D
06/30/2021	BURGLARY TOOLS-POSSESS	12/16/2022	PASCO	2103030	2Y 0M 0D
06/30/2021	WILLFUL FLEE/ELUDE LEO	12/16/2022	PASCO	2103030	2Y 0M 0D

[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 TAMPA Circuit Office (<http://prod.fdc-wpws001.fdc.myflorida.com/cc/13.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: roll First Name: luis 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 \(../OffenderSearch/InmateInfoMenu.aspx\)](#)

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>)
[Public Records](#) (<http://www.dc.state.fl.us/comm/PRR.html>)
[Volunteer](#) (<http://www.dc.state.fl.us/volunteer/index.html>)
[File a Complaint](#) (<http://www.dc.state.fl.us/apps/IGcomplaint.html>)
[Organization](#) (<http://www.dc.state.fl.us/org/orgchart.html>)
[Regulatory Plan](#) (<http://www.dc.state.fl.us/pub/regulatory/2018.pdf>)
[Victim Services](#) (<http://www.dc.state.fl.us/vict/index.html>)
[Inmate and Offender Programming](#) (<http://www.dc.state.fl.us/development/index.html>)
[Corrections Foundation](#) (<https://www.correctionsfoundation.org/>)
[Inmate Information](#) (<https://www.fcor.state.fl.us/index.shtml>)
[Inspector General](#) (<http://www.dc.state.fl.us/ig/index.html>)
[Prison Rape Elimination Act](#) (<http://www.dc.state.fl.us/PREA/index.html>)

Contact Us

<http://www.dc.state.fl.us/cit>

501 South Calhoun Street
Tallahassee, FL 32399-2500
Main: (850) 488-7052

Phone Directory
(<http://www.dc.state.fl.us/org/contact.html>)

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: Imuniz

VR Home Complaint Search Maintain Complaint

Lic Type	1022 - Pari-Mutuel General Individual Occupational		Status	20 Under Investigation		Status Date	01/31/2023	
Complaint #	2023005746		Case Type	CMP Complaint		Disposition	Disposition Date	
Docket#	Re pondent	ROLL, LUIS Y		Re pon ible	dwashingto - WASHINGTON, DEREK		Private Ca e	

Complaint	Re pondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	CHIS - Criminal History	Complexity	R - Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	12/16/2022	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	01/31/2023	<input type="checkbox"/>	Inspection		
Reference	550.105(5)(b),(d) & (10)(d)			<input type="checkbox"/>	Costs		
Entered	01/31/2023	Entered By	Imuniz	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	320-Tampa Bay Downs, Inc. ----- / ----- . Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines / Applicant Hit: Licensee Luis Y. ROLL, a Hotwalker at Tampa Bay Downs, and who holds a PMW General Individual Occupational License, (Lic# 12438433 / 1022), was convicted on December 16, 2022, of the following Felony offenses: Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; Willful Flee/EIude LEO. Upon his conviction, ROLL failed to notify the Division of his convictions as required by Florida Statutes.			<input type="checkbox"/>	Attachments		History
Updated	01/31/2023 15:29:05	By	Imuniz	<input type="checkbox"/>	Work Note		Print Report

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

Get Adobe Reader.



**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: December 16, 2022

PMW Cardroom Slot

Violation Incident Complaint

FACILITY NAME: TAMPA BAY DOWNS, INC. **LIC #:** 320

RESPONDENT

NAME: Luis Y. Roll		
Address: 9005 Tree Valley Cir, Tampa, FL 33615		Tel #:
LIC #: 12438433	LIC TYPE: 1022	OCCUPATION: Hot Walker

COMPLAINANT

NAME:		Tel #:
Address:		
LIC #:	LIC TYPE:	OCCUPATION:

VIOLATION(S) / TITLE(S): 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines —

(5)(b) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks and frontons. In addition, the division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

(d) For purposes of this subsection, the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.

(10) (d) Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

DESCRIPTION: Licensee Luis Y. ROLL, a Hotwalker at Tampa Bay Downs, and who holds a PMW General Individual Occupational License, (Lic# 12438433 / 1022), was convicted on December 16, 2022, of the following Felony offenses: Grand Theft (Over 20,000/less100,000); Burglary-Unoccupied Structure Unarmed; Grand Theft (\$10K less \$20K); Possession of Burglary Tools; Willful Flee/Elude LEO. Upon his conviction, ROLL failed to notify the Division of his convictions as required by Florida Statutes.

CASE DETAILS FILED BY:

Chief Inspector Judge/Steward Investigator Other: _____
(Title of State Employee)

C. Derek Washington /s/ C. Derek Washington January 31, 2023
(Print Name) (Signature) (Date)

Muniz, Luz

From: Washington, Derek
Sent: Tuesday, January 31, 2023 2:58 PM
To: Muniz, Luz
Cc: Harris, Cyntoria
Subject: OPEN CASE REQUEST FORM - Roll, Luis Y. (Appl Hit)
Attachments: Lic.pdf; OPEN CASE REQUEST FORM - Roll, Luis Y. (Appl Hit).docx

Luz,
Attached is an OCR for an Applicant hit case, please assign to me.

Thanks



FLORIDA
GAMING CONTROL
COMMISSION

C. Derek Washington
Investigations Supervisor

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations

407.650.4053 Office 407.481.5651 FAX 407.340.5665 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

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: **tmcdowell1**

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

License

Fed Tax # [REDACTED] Lic Type **1022 - PMW General Individual Occupational** Expires On **06/30/2023**
 File # **98519** Name **ROLL, LUIS Y** Extended To
 License # **12438433** Rank **GIND - General Individual Occupational** Renewed On
 Entity # **12438433** Lic Status **Current**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **9005** Street **TREE VALLEY CIR.**
 Line 2
 Line 3
 City **TAMPA** State **FL** Zip **33615**
 Routing

Other

1st License Date **12/16/2020** Rank Date **12/16/2020** Certificate #
 Method **I-S-1024** Status Date **12/16/2020** Certificate Date
 Fee Exempt **No** Birth Date Renewal Sent

Select

Action  


Modifiers

Type ↕	Modifier ↕	Effective Date ↕	Additional Info ↕
C	HTWK - Hot Walker	06/08/2020	
I	TBRD - Thoroughbred	06/08/2020	
L	320 - Tampa Bay Downs	06/08/2020	
Y	3YR - 3 Year License		

-9/9/21 -2/16/22
-10/19/21 -7/18/22
-12/7/21
-4/29/22

Alt Keys

BEST LIC NBR **12438433**

 Get Adobe Reader.

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.: 2023-005746

LUIS Y. ROLL

Respondent.

_____ /

PETITIONER'S PROPOSED RECOMMENDED ORDER

THIS MATTER came before Elizabeth Stinson, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on April 25, 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 Luis Y. Roll ("Respondent"), in FGCC Case Number 2023-005746 ("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, offer items into evidence, and otherwise fully participate in the hearing

PRELIMINARY STATEMENT

1. On February 28, 2023, the Commission filed a two-count Administrative Complaint against Respondent alleging violations of sections 550.105(5)(b), and 550.105(10)(d), Florida Statutes, based on his December 21, 2022, felony conviction and his failure to notify the Commission of the conviction within 48 hours.

2. On or about March 20, 2023, Respondent requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

3. A hearing pursuant to section 120.57(2), Florida Statutes, was held on April 25, 2023.

4. At the hearing, 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 report into the record.

5. Respondent explained that he does not actively use his Pari-Mutuel Wagering General Individual Occupational License and was unsure which license this hearing was about.

6. He stated that he received this license in 2021 because his brother owned horses and he completed the license paper work in order to go inside the barns.

7. When asked about his conviction, he stated that he and the co-defendant in this case entered a structure in order to steal two jet skis. When the police arrived, he got scared and fled the scene.

8. When asked if he speaks to the co-defendant, he stated that he no longer speaks with him.

9. Respondent stated that he is still on probation for 24 months and is eligible for early termination if he has no violations of his probation.

10. He stated he has not paid the fines associated with the conviction but plans to pay the these fines soon.

11. He is currently employed installing carpets and stated he does not do community service because he is exhausted from work.

FINDINGS OF FACT

12. Petitioner is the state agency charged with regulating pari-mutuel wagering, card rooms, and slot machine facilities, pursuant to chapters 550, 551, and 849, Florida Statutes.

13. Respondent holds a Pari-Mutuel Wagering General Individual Occupational License, number 12438433-1022 issued by Petitioner.

14. On December 16, 2022, Respondent was convicted of Grand Theft between \$20,000 to \$100,000, Possession of Burglary Tools, Burglary of an Unoccupied Structure, Grand Theft between \$10,000 and \$20,000, and Willfully Fleeing or Eluding a Law Enforcement Officer in the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, Florida in case number 2021CF0003030CFAXWS.

15. There is competent substantial evidence to support the foregoing findings of fact.

CONCLUSIONS OF LAW

16. The Hearing Officer has jurisdiction over the subject matter and the Parties pursuant to chapter 120, Florida Statutes.

17. Section 550.105(5)(b), Florida Statutes, provides:

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.

18. 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.”

19. Section 550.105(5)(c), Florida Statutes, states, 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. Respondent was convicted of a felony offense on December 16, 2022, and failed to inform the Commission of his conviction for the disqualifying offense within 48 hours.

21. Respondent also failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

22. There is competent substantial evidence to support the conclusions of law.

PROPOSED RECOMMENDED ORDER

Based upon the Findings of Fact and Conclusions of Law, it is hereby requested that the Hearing Officer issue a Recommended Order revoking Respondent's Pari-Mutuel Wagering General Individual Occupational License, number 12438433-1022.

This Proposed Recommended Order in FGCC Case Number 2023-005746 is submitted this 8th day of May, 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
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

CERTIFICATE OF SERVICE

I hereby certify this 9th day of May, 2023, that a true copy of the foregoing
“Petitioner’s Proposed Recommended Order” has been provided by electronic mail to:

Luis Y. Roll
9005 Tree Valley Circle
Tampa, Florida 33615

9. Discussion of Order Vacating Final Order

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Marquitta Jones Case No. 2023-003527; Vacate Default
Final Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks to vacate the final order issued on Marquitta Jones (“Respondent”) in case number 2023-003527 which permanently excluded Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

On or about January 2, 2023, Respondent was a patron of Calder Casino.¹ Respondent was seen capping her bet. Respondent was permanently excluded from Calder Casino², on January 16, 2023.

Based on her exclusion from Calder Casino, the Division attempted to serve Respondent with an administrative complaint seeking her exclusion from all pari-mutuel and slot facilities in the state of Florida. This Administrative Complaint was served at the address provided by Calder Casino.³ A Final Order was issued at the June 8, 2023. More information has been provided to show that the address was incorrect. The Division has since been provided the correct address for Respondent.

Staff Recommendation: The Florida Gaming Control Commission should enter an order vacating the final order permanently excluding Marquitta Jones from all pari-mutuel and slot machine facilities in this state. The Administrative Complaint in this case will be reopened and sent to Respondent at their correct address.

¹ Calder Casino is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

² Pari-mutuel permitholders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

³ Because Respondent is a patron of a pari-mutuel facility and not a licensee, the Commission relies on the information provided by the facility to accurately serve the individual.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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

v.

FGCC Case No.: 2023-003527

MARQUITTA JONES,

Respondent.

FINAL ORDER

This matter appeared before the Florida Gaming Control Commission at a duly-noticed public meeting on June 8, 2023, for final agency action pursuant to sections 120.569 and 120.57(2), Florida Statutes. After a complete review of the record in this matter, the Commission makes the following findings of fact and conclusions of law:

1. An Administrative Complaint was filed in this case on February 28, 2023, alleging that 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 pursuant to sections 550.0251(6) and 551.112, Florida Statutes. A copy of the Administrative Complaint is attached hereto as Exhibit "1" and incorporated by reference.

2. The Administrative Complaint, Election of Rights form, an Explanation of Rights, and a cover letter were served on Respondent via mail service on April 7, 2023. Proof of service is attached hereto as Exhibit "2" and incorporated by reference.

3. Petitioner informed Respondent that the failure to file a timely response to the Administrative Complaint would be deemed a waiver of the right to a hearing.

4. Respondent has not filed a timely response to the Administrative Complaint. Respondent has not submitted any evidence or made any allegations that would support the application of the doctrine of equitable tolling.

Having considered the Administrative Complaint, the service of the Administrative Complaint with Election of Rights form, Explanation of Rights, and cover letter on Respondent along with Respondent's failure to respond, and being otherwise fully advised in the premises, it is hereby

Having considered the Administrative Complaint, the publication notice, along with Respondent's failure to respond, and being otherwise fully advised in the premises, it is hereby

ORDERED and ADJUDGED:

1. The allegations of fact and the conclusions of law in the Administrative Complaint are adopted in their entirety herein.

2. Respondent is hereby **PERMANENTLY EXCLUDED** from all pari-mutuel facilities and any facility of a slot machine licensee within the State of Florida.

This Final Order shall take effect upon being filed with the Clerk of the Commission.

DONE AND ORDERED this 9th day of June, 2023.

FLORIDA GAMING CONTROL COMMISSION



CLERK OF THE COMMISSION

On Behalf of

Charles "C.B." Upton, Chairman

Julie Brown, Vice-Chairwoman

John D'Aquila, Commissioner

Charles Drago, Commissioner

Tina Repp, Commissioner

NOTICE OF RIGHT TO APPEAL

Any party to this proceeding 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, 2601 Blair Stone Road, 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 of the Commission.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of June, 2023, a true and correct copy of this Final Order has been sent via U.S. Mail to:

Marquitta Jones
15655 Biscayne Boulevard
Miami, Florida 33181



CLERK OF THE COMMISSION
Florida Gaming Control Commission

CC: Ebonie Lanier

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.: 2023-003527

MARQUITTA JONES,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Marquitta Jones (“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 15655 Biscayne Boulevard Miami, Florida 33181.
3. At all times material hereto, Calder Casino was a facility operated by a permit holder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.
4. On or about January 2, 2023, Respondent was a patron of and was ejected from Calder Casino.
5. On or about January 16, 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 her ejection from Calder Casino on or about January 16, 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 2023-003527 is signed this 28th day of February 2023.

/s/Emily A. Alvarado

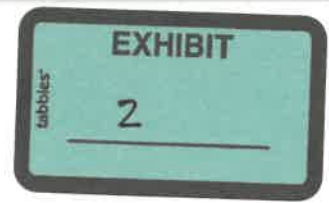
Emily A. Alvarado
Deputy Chief Attorney
Florida Bar Number: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850) 717-1783
Facsimile: (850) 921-1311
Primary: Emily.Alvarado@fgcc.fl.gov
Secondary: Ebonie.Lanier@fgcc.fl.gov

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.



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Marquitta Jones
15655 Biscayne Blvd.
Miami, Florida 33181
AC - 2023003527 - PMW



9590 9402 7793 2152 3498 22

2. Article Number (Transfer from service label)

7020 2450 0000 5093 2274

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

- | | |
|------------------------------------------------------------------------|---------------------------------------------------------------------|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input checked="" type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input checked="" type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

Tracking Number:

Remove X

70202450000050932274

[Copy](#)

[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was delivered to an individual at the address at 2:11 pm on April 7, 2023 in NORTH MIAMI BEACH, FL 33160.

Get More Out of USPS Tracking:

[USPS Tracking Plus®](#)

Feedback

Delivered

Delivered, Left with Individual

NORTH MIAMI BEACH, FL 33160

April 7, 2023, 2:11 pm

[See All Tracking History](#)

Text & Email Updates



USPS Tracking Plus®



Product Information



[See Less ^](#)

Track Another Package

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.: 2023-003527

MARQUITTA JONES,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Marquitta Jones (“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 15655 Biscayne Boulevard Miami, Florida 33181.
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. On or about January 2, 2023, Respondent was a patron of and was ejected from Calder Casino.
5. On or about January 16, 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 her ejection from Calder Casino on or about January 16, 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 2023-003527 is signed this 28th day of February 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
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

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.

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: Imuniz

VR Home | Complaint Search | **Maintain Complaint**

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	02/23/2023
Complaint #	2023003527	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	JONES, MARQUITTA	Responsible	t mith2 SMITH, TYRELL	Private Case

Complaint | Re pondent | Complainant | Add'l Info

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/> Allegation	<input type="checkbox"/> Di cipline
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	01/02/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Di po ition
Region	SR - Southern Region	Received	01/19/2023	<input type="checkbox"/> Inspection	
Reference	61D-11.005(4)(a-c)			<input type="checkbox"/> Co t	
Entered	01/19/2023	Entered By	Imuniz	<input type="checkbox"/> Time Tracking	Auto Assign
Summary	285-Calder race Course, Inc. ----- / ----- . Prohibitions: On January 4, 2023, this Investigator was informed by Calder Casino Director of Compliance Iliana Velazquez of a cheating incident that occurred on January 2, 2023. Velazquez stated that card room Patron Marquitta Jones was observed adding an additional chip to the table after looking at her cards during a live poker game. This practice is known as Capping, and it is done to enhance a larger payout on the winning hand. Velazquez provided this Investigator with a copy's of the Security and Surveillance Reports and a copy of video footage of the incident was obtained from Calder Surveillance Manager Leonides Martinez.			<input type="checkbox"/> Attachment	Hi tory
Updated	02/23/2023 15:05:40	By	Imuniz	<input type="checkbox"/> Work Notes	Print Report

Change | Save | OK | Cancel | Back


Get Adobe Reader.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: January 19, 2023	Case Number: 2023 00 3527
Respondent: JONES, MARQUITTA 15655 BISCAYNE BLVD MIAMI, FLORIDA 33181		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: February 14, 2023	
Period of Investigation: January 4, 2023 through February 14, 2023		Type of Report: Final	
<p>Alleged Violation: 61D-11.005 Prohibitions. (4) No person shall, either directly or indirectly: (a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator. (b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator. (c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.</p>			
<p>Synopsis: On January 3, 2023, this Investigator received an email notification from Calder Casino Director of Compliance Iliana Velazquez of a cheating incident that occurred on January 2, 2023. Velazquez stated that card room Patron Marquitta JONES was observed adding additional chips to the table after looking at her cards during a live poker game. This practice is known as Capping, and it is done to enhance a larger payout on the winning hand. Velazquez provided this Investigator with copy's of the Security and Surveillance Reports, and a copy of video footage of the incident was obtained from Calder Surveillance Manager Leonides Martinez. (EXHIBIT #1)</p> <p>After a review of the reports and video footage of the incident, an Open Case Request was submitted to Investigations Supervisor Julio Minaya for review and approval. (EXHIBIT #2)</p>			
Related Case(s): 2023 01 0281			
Investigator / Date: February 14, 2023  Tyrell Smith /		Investigator Supervisor / Date  Julio Minaya / February 23, 2023	
Chief of Investigations / Date  Steven E. Kogan / February 23, 2023			

CONTINUATION

On January 4, 2023, this Investigator spoke to Calder's Director of Regulatory Compliance Iliana Velazquez about this matter. Without going into specifics, Velazquez stated that the facility was conducting an Internal Investigation of the incident because an employee of the facility may have alerted **JONES** that she was being watched. Velazquez also said that she would update me on the progress of their investigation when information is obtained.

On January 17, 2023, Velazquez informed me that the facility had concluded its investigation with the following results;

According to Velasquez Poker Dealer [REDACTED] [REDACTED] [REDACTED] was terminated by management based on their internal findings. They found that [REDACTED] colluded with **JONES** when she sent **JONES** text messages informing her that she was being watched by Surveillance. When questioned by management, [REDACTED] admitted to informing **JONES** that she was under observation by surveillance. [REDACTED] was terminated effective January 13, 2023, and was permanently excluded from the facility. The above was documented in Calder Surveillance Report 2023-01-00010. **(EXHIBIT #2)**

Further investigation into the facts and a review of surveillance footage shows that on January 2, 2023, at approximately 5:53 P.M., **JONES** was seated at Poker Table #3, in seat #1. She is observed placing her bet and receives two (2) cards from the dealer. She picks up the cards that she was dealt from the table, looks at them, and then slams them down on the right side of the table. She is then observed holding red chips in her left hand but then switches them to her right hand and is seen placing one red five dollar (\$5) chip on the Play Bet and one red five dollar (\$5) chip on the Ultimate Trips Bet on the table. She then pushes her cards towards the dealer and is seen covering her mouth and laughing. The game continues and **JONES** is paid for her bets.

At 6:11 P.M., **JONES** was observed sitting at Table #3 when she was approached by Cardroom Supervisor Kristopher Richard and Security Supervisor Jason Milam and engaged in conversation. After several minutes **JONES** is escorted from the cardroom by Milam and to the North entrance doors where she is allowed to leave the facility without further incident. **(EXHIBIT #2)**

According to the report after being confronted about the incident **JONES** admitted to cheating and paid back the seventy-five dollars that she was paid on her bets. **(EXHIBIT #2)**

On January 16, 2023, management permanently excluded **JONES** from the facility for cheating. **(EXHIBIT #5)**

On January 24, 2023, this Investigator interviewed Calder Cardroom Supervisor Kristopher Richard in regards to this incident. Richard stated that on the day of the incident he was informed by Designated Player Banker Carlos Brioso that he had observed **JONES** cheating while playing a live poker game at Poker Table #3. Richard then requested a Surveillance review of the table and confirmed that **JONES** had cheated by capping her bets during a live poker game. He contacted Security Supervisor Jason Milam and they made contact with **JONES** at Table #3. They confronted **JONES** about the incident and Richard advised **JONES** that she was being permanently excluded from the facility based on her actions. She was then advised to leave the facility and left without further incident.

Case 2023 01 0281 was opened against Poker Dealer [REDACTED].

Case closed by Investigations and forwarded to Legal for possible Statewide exclusion from all Pari-Mutuel facilities.

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1

II. INVESTIGATIVE REPORT 2-11

III. EXHIBITS

1. Notification of cheating incident 1-2

2. Calder Surveillance Incident Report # 2023-01-00010 1-7

3. Calder Security Incident Report # 2023-01-00013 1-5

4. Calder Card room Exclusion List 1-2

5. Copy of **JONES** Exclusion notification 1-1

6. Notification of Dealer [REDACTED] termination..... 1-1

7. Versa dealer licensee printout 1-1

8. Versa Card room Supervisor licensee printout 1-1

9. Property Receipt 1-1

Smith, Tyrell

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Tuesday, January 3, 2023 3:13 PM
To: Smith, Tyrell
Cc: Richard Sukhu; Iliana Velazquez
Subject: Cheating Cardroom Patron Marquitta Jones- Date of Incident 01/2/23
Attachments: Jones, Marquitta.jpg

Importance: High

[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.

Hi Tyrell,

Good Afternoon and Happy New Year!!

Please be advised of the following cheating incident that took place in the cardroom on 1/2/23.

Patron Marquitta Jones was observed illegally placing a bet on Table # 3/ Seat # 1 at approximately 17:53.

Surveillance footage confirms that Ms. Jones took a look at her dealt cards prior to placing her wager, which constitutes cheating. Swift action took place by our leadership team to confront Ms. Jones of her observed actions in which she owned up to cheating on that specific hand that awarded her \$75.00. After paying back the \$75.00 Ms. Jones was asked to leave the property and was advised that she has been issued an indefinite ejection from our property. I would like to note that it was discovered that this patron is a current poker dealer employed by the Hard Rock Casino.

In addition, our leadership team was informed of the possibility that one of our cardroom front line team members might have tipped off Ms. Jones, that her actions were going to be reviewed. As it pertains to the possibility of one of our team members being associated with this cheating incident, it has now been turned over to our Senior Director of HR and Senior Director of Operations, which oversees our cardroom personnel.

I can confirm an internal investigation has started and we are currently compiling all related information in order to make a final decision of course of action towards the team member.

I can assure you, once our President & GM has come up with a final decision, we will update you as soon as possible.

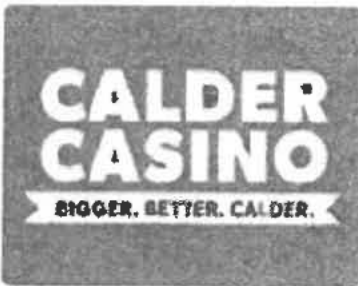
In the interim, can you advise us if you have been faced with a similar issue at another facility, if so are you able to describe the course of action that took place (without identifying any unique details that would identify any one property specifically)?

Patron: Marquitta Jones



We were not able to obtain a copy of her ID, but a picture is attached for reference, please let me know if you need anything prior to us reaching back out to you detailing our course of action.

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.

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SURV-2023-01-00010
Class/Category: Criminal/Cheating
Occurred From Date/Time: 1/2/2023 5:53 PM
Status: Open



EXHIBIT # — 2
PAGE # — 1

Incident Number: SURV-2023-01-00010

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SURV-2023-01-00010

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 1/2/2023 7:50 PM

Occurred From Date/Time: 1/2/2023 5:53 PM

Business Unit

Business Unit: Gaming

Department: Table Game

Physical Location

Site: Casino

Building: Front of House

Location: Poker Room

Summary:

On January 2, 2023 at approximately 18:00 hours, Card Room Supervisor Kristopher Gage Richard requested to review footage of guest Marquitta Jones who was suspected of cheating several minutes prior at Table #3.

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 4

Owner Workgroup:

Surveillance

Access Level:

Level 2

Local Print Date/Time:

1/17/2023 2:23 PM

Page 1 of 6

EXHIBIT # -2
PAGE # -2

853

Incident Number: SURV-2023-01-00010

Class/Category: Criminal/Cheating

Status: Open

JONES, Marquitta

Involvement Type:

Suspect



Date of Birth:

Phone Number:

Gender:

Address:

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

First Aid Administered?: No

Marital Status:

Person Hospitalized?: Yes

Employee?: No

Injured: No

Interviewed?: No

Notes:

Linked To Person: Jones, Marquitta

JUMAN, Ameera

Involvement Type:

Suspect



Date of Birth:

Phone Number:

Gender:

Address:

Hair Color:

Eye Color:

Height:

Weight:

First Aid Administered?:

Marital Status:

Person Hospitalized?:

Employee?:

Injured:

Interviewed?:

Notes:

Linked To Person:

Owner Workgroup:
Surveillance

Access Level:
Level 2

Local Print Date/Time:
1/17/2023 2:23 PM

Page 2 of 6

EXHIBIT # - 2
PAGE # - 3

854

Incident Number: SURV-2023-01-00010

Class/Category: Criminal/Cheating

Status: Open

MILAM, Jason

Involvement Type:

Witness

Date of Birth:
Gender:
Hair Color:
Eye Color:
Height:
Weight:
Marital Status:
Employee?:
Interviewed?:
Linked To Person:



Phone Number:
Address:

First Aid Administered?:
Person Hospitalized?:
Injured:
Notes:

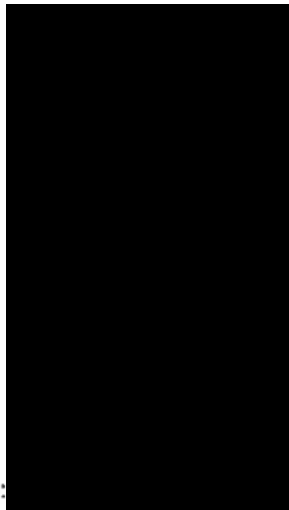


RICHARD, Kristopher

Involvement Type:

Reporting Party

Date of Birth:
Gender:
Hair Color:
Eye Color:
Height:
Weight:
Marital Status:
Employee?:
Interviewed?:
Linked To Person:



Phone Number:
Address:

First Aid Administered?:
Person Hospitalized?:
Injured:
Notes:



Incident Number: SURV-2023-01-00010

Class/Category: Criminal/Cheating

Status: Open

Incident Narratives

Incident Narratives

Total = 2

AUTHOR: 39, Surv Narrative Type: Original Narrative

Created By Date/Time 1/2/2023 8:38 PM Sealed No

Narrative:

Origin of Call: On January 2, 2023 at approximately 18:00 hours, Card Room Supervisor Kristopher Gage Richard requested to review footage of guest Marquitta Jones who was suspected of cheating several minutes prior at Table #3.

Video Coverage: Upon review, at approximately 17:53 hours, guest Marquitta Jones is observed being handed her cards. After looking at her cards, Ms. Jones looked noticeably upset at the hand she was dealt, and is then observed illegally adding a bet to her play. Ms. Jones can be seen trying to play off her actions with Designated Player Carlos witnessing her attempts.

After conducting a review with both Card Room Supervisor Kristopher Richard and Security Shift Supervisor Jason Milam, and confirming Ms. Jones' actions, Richard and Milam approached Ms. Jones at Table #3. Security Shift Supervisor Milam escorted Ms. Jones out through the North entrance.

Information Supplied: According to Card Room Supervisor Kristopher Gage Richard, Ms. Jones had been paid out \$75.00 for that hand and paid it back once she was confronted by him and Security Shift Supervisor Milam.

Per the President of Calder Casino, Richard Sukhu: At this time, the guest will not be permanently excluded...only an indefinite ejection.

Person's Involved:

Reporting Party - Card Room Supervisor Kristopher Gage Richard

Witness - Security Shift Supervisor Jason Milam

Suspect - Marquitta Jones

Owner Workgroup:
Surveillance

Access Level:
Level 2

Local Print Date/Time:
1/17/2023 2:23 PM

Page 4 of 6

EXHIBIT # -2
PAGE # -5

856

Incident Number: SURV-2023-01-00010

Class/Category: Criminal/Cheating

Status: Open

AUTHOR: 16, Surv Narrative Type: Follow-up

Created By Date/Time 1/13/2023 5:52 PM Sealed No

Narrative:

On January 13, 2023 Surveillance was notified by President & General Manager Richard Sukhu via email, upon interviewing Team Member [REDACTED] admitted to notifying guest Marquitta Jones of being under observation by Surveillance. Guest Marquitta Jones has been issued a permanent ejection from Calder Casino. At 17:24 hours Card Room dealer [REDACTED] was escorted by Senior Director of Operations Rachel Stellato to the back of the house Security Shift Manager office from the card room. Senior Director of Human Resources Paulina Lopez, and Security Director Jean Lara were present for the termination of Card Room dealer [REDACTED] Card Room dealer [REDACTED] was then escorted to the Team Member restroom to gather her belongings at 17:38 hours, and was then escorted out the Team Member Entrance at 17:42 hours. At 17:47 hours [REDACTED] departed out the North exit towards the Stadium hotel.

Incident Controls

Incident Controls

<u>Org Rollup Name</u>	Access Level:	Level 2
Org Level 1:	Status:	Open
Org Level 2:		
Org Level 3:		
Org Level 4:	Locked:	No
	Archive (record not visible):	No
	Record Owner:	39, Surv

Incident Visibility

Owner Workgroup:	Surveillance	<u>Exceptions:</u>	Workgroup Name	Record Rights
All Workgroups:	None			

Owner Workgroup:	Access Level:	Local Print Date/Time:
Surveillance	Level 2	1/17/2023 2:23 PM

EXHIBIT # - 2
PAGE # - 4

Incident Number: SURV-2023-01-00010

Class/Category: Criminal/Cheating

Status: Open



Incident Record Created By ashley.kalisch, 1/3/2023 1:06 AM GMT

Last Modified By michael.urena, 1/14/2023 12:04 AM GMT

Owner Workgroup:
Surveillance

Access Level:
Level 2

Local Print Date/Time:
1/17/2023 2:23 PM

Page 6 of 6

EXHIBIT # ~ 2
PAGE # ~ 7

858

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SEC-2023-01-00013
Class/Category: Criminal/Cheating
Occurred From Date/Time: 1/2/2023 6:15 PM
Status: Open



EXHIBIT # - 3
PAGE # - 1

Incident Number: SEC-2023-01-00013

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SEC-2023-01-00013

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 1/2/2023 8:47 PM

Occurred From Date/Time: 1/2/2023 6:15 PM

Business Unit

Business Unit: Gaming

Summary:

On January 2, 2023 at approximately 1815hours, Security Shift Supervisor Jason Milam was called to assist in a review with Card Room Supervisor Kristopher Richard in Surveillance on guest Marquitta Jones, who was suspected of cheating by illegally adding a bet during game play.

Physical Location

Site: Casino

Building: Front of House

Location: Poker Room

Supplemental Details

Reported to Police: No

Owner Workgroup:
Security

Access Level:
Level 2

Local Print Date/Time:
1/3/2023 2:04 PM

Page 1 of 4

EXHIBIT # - 3
PAGE # - 2

860

Incident Number: SEC-2023-01-00013

Class/Category: Criminal/Cheating

Status: Open

Incident Involvement Section

Linked Person

Total = 1

JONES, Marquitta

Involvement Type:

Suspect



Date of Birth:

Phone Number:



Gender:

Black Female

Address:

Hair Color:

Eye Color:

Height:

00' 00"

Weight:

0lbs

First Aid Administered?:

No

Marital Status:

Person Hospitalized?:

No

Employee?:

No

Injured:

No

Interviewed?:

Yes

Notes:

Linked To Person:

Jones, Marquitta

Owner Workgroup:
Security

Access Level:
Level 2

Local Print Date/Time:
1/3/2023 2:04 PM

Page 2 of 4

EXHIBIT # -3
PAGE # -3

Incident Number: SEC-2023-01-00013

Class/Category: Criminal/Cheating

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR: Milam, Jason **Narrative Type:** Original Narrative

Created By Date/Time 1/3/2023 2:04 PM **Sealed** No

Narrative:

Origin of Call: On January 2, 2023 at approximately 1815hours, Security Shift Supervisor Jason Milam was called to assist in a review with Card Room Supervisor Kristopher Richard in Surveillance on guest Marquitta Jones, who was suspected of cheating by illegally adding a bet during game play.

Interview: CR/S Richard confirmed that Ms. Jones' action did reveal that she had cheated and at this time S/S Milam followed CR/S Richard to the card room in order to perform an ejection after all necessary funds were collected.

Action Taken: Surveillance was notified and performed a review with Card Room Supervisor that was useful in the generation of this report. CR/S Richard approached Ms. Jones with S/S Milam to inform her of her actions and that she owed the return of the ill-gotten gains and was also being asked to leave property until such time as she was invited to return by the Director of Security Jean Lara.

Attachments: None

Owner Workgroup:

Security

Access Level:

Level 2

Local Print Date/Time:

1/3/2023 2:04 PM

Page 3 of 4

EXHIBIT # -3
PAGE # -4

Incident Number: SEC-2023-01-00013

Class/Category: Criminal/Cheating

Status: Open

Incident Controls

Incident Controls

Org Rollup Name

Org Level 1:

Org Level 2:

Org Level 3:

Org Level 4:

Access Level:

Level 2

Status:

Open

Locked:

No

Archive (record not visible):

No

Record Owner:

Milam, Jason

Incident Visibility

Owner Workgroup: Security

All Workgroups: None

Exceptions:

Workgroup Name

Record Rights



Incident Record Created By jason.milam, 1/3/2023 1:48 AM GMT

Last Modified By jason.milam, 1/3/2023 7:04 PM GMT

Owner Workgroup:

Security

Access Level:

Level 2

Local Print Date/Time:

1/3/2023 2:04 PM

Page 4 of 4

EXHIBIT # - 3
PAGE # - 5

863

Smith, Tyrell

From: Melissa Brooks <Melissa.Brooks@caldercasino.com>
Sent: Tuesday, January 24, 2023 9:36 AM
To: Calder_Security; Favio Munoz; Michael Urena; Leonides Martinez; Jerome Davis; CALDERCASHOPS; Calder_RevenueAudit; Crystal Watkins; Juan Castaneda; Melissa Espinar; Joshua Martinez; Bret Spencer; Ralph Brandt; Scott Burnett; Kevin Alvarez; Kristopher Richard; Soniliz Espina; Erick Sanchez; Sean Noel; Nancy-Jane Carr; Tanja Dietz; Ryan Mignagaray
Cc: Richard Sukhu; Iliana Velazquez; Martha Torres; Miller, Kit; Polanco, Pedro; Smith, Tyrell; Suau, Raul; Tanja Dietz; Chen, Dennis
Subject: Exclusions-Evictions List W.E. 01-22-2023
Attachments: Updated Exclusions-Evictions List 01-22-2023.xlsx

[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.

Good Morning,

Attached is our Exclusion/Eviction List for the week ending 01-22-2023.

Updates for W.E. 01-22-2023

Self-Exclusions: 3 – Updated in SPM & FT

1/22/2023	[REDACTED]									
1/20/2023	[REDACTED]									
1/18/2023	[REDACTED]									

Underage: None

Card Room: 1 – Updated in SPM & FT

1/16/2023	Calder	Jones	Marquitta	[REDACTED]	16655 Biscayne Blvd	Miami	FL	33181	F
-----------	--------	-------	-----------	------------	---------------------	-------	----	-------	---

Lifetime: None (State List checked on 01/24)

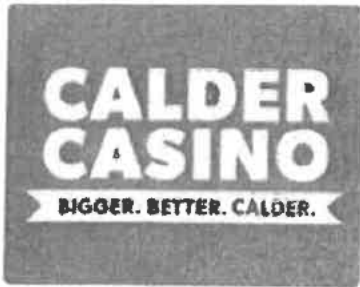
Reinstatements: None

Employee: None

Thank you,
Melissa

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

EXHIBIT # - 1
PAGE # - 1



MELISSA BROOKS

Risk & Communications Manager

21001 NW 27th Avenue | Miami Gardens, FL 33056

Office: (305) 625-1311 ext 3285

Melissa.Brooks@CalderCasino.com



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.

January 16, 2023

Marquitta Jones
15655 Biscayne Blvd
Miami, FL 33181

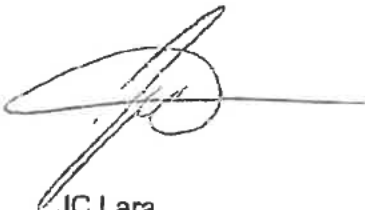
Dear Ms. Jones

Due to conduct that is not acceptable at Calder Casino, you are not permitted to attend or be present on our facilities.

Effective January 16th, 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
Director of Security

EXHIBIT # -5
PAGE # -1

Smith, Tyrell

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Monday, January 23, 2023 1:54 PM
To: Smith, Tyrell
Cc: Richard Sukhu; Iliana Velazquez
Subject: RE: Cheating Cardroom Patron Marquitta Jones- Date of Incident 01/2/23

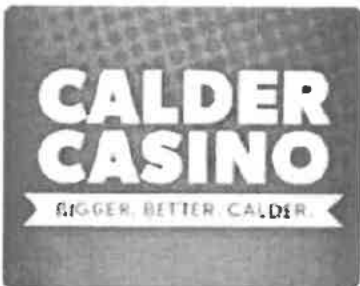
[NOTICE] This message comes from a system outside of DBPR. Please exercise caution when clicking on links and/or providing sensitive information. If you have concerns, please contact your Knowledge Champion or the DBPR Helpdesk.

Hi Tyrell,

Per our conversation, Cardroom Dealer/Team Member Ameera Juman had her employment terminated on 1/13/23.

Please let me know if you need anything else.

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

From: Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Sent: Wednesday, January 18, 2023 11:22 AM
To: Smith, Tyrell <Tyrell.Smith@fgcc.fl.gov>
Cc: Richard Sukhu <Richard.Sukhu@caldercasino.com>; Iliana Velazquez <Iliana.Velazquez@caldercasino.com>
Subject: RE: Cheating Cardroom Patron Marquitta Jones- Date of Incident 01/2/23

Hi Tyrell,

EXHIBIT # - 6
PAGE # - 1

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: tsmith2

VR Home > License Search > License Home

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

License

Fed Tax # [REDACTED] Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo Expires On 06/30/2024

File # 8999 Name Juman, Ameera Shameena Extended To

License # 12836394 Rank SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo Renewed On

Entity # 12836394 Lic Status Current

Address

Street # 275 Street NE 162 STREET

Line 2

Line 3

City NORTH MIAMI BEACH State FL Zip 33162

Routing

Other

1st License Date 06/24/2021 Rank Date 07/01/2021 Certificate #

Method I-S-1017 Status Date 07/01/2021 Certificate Date

Fee Exempt No Birth Date [REDACTED] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	06/24/2021	
F	LIVE - Live Scan Fee Exemption	06/24/2021	
I	JLAI - Jai-Alai	06/24/2021	
L	325 - Calder Race Crs	06/24/2021	
Y	3YR - 3 Year License	06/24/2021	

Get Adobe Reader.

EXHIBIT # - 7
PAGE # - 1

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: tsmith2

VR Home > License Search > License Home

License

Fed Tax # [REDACTED] Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo Expires On 06/30/2024

File # 9628 Name RICHARD, KRISTOPHER GAGE Extended To

License # 13033432 Rank SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo Renewed On

Entity # 13033432 Lic Status Current

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # 5231 Street SW 133RD AVE

Line 2

Line 3

City MIRAMAR State FL Zip 33027

Routing

Other

1st License Date 12/14/2021 Rank Date 12/20/2021 Certificate #

Method I-S-1017 Status Date 12/20/2021 Certificate Date

Fee Exempt No Birth Date [REDACTED] Renewal Sent

Select

Action

Modifiers

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	12/14/2021	
F	LIVE - Live Scan Fee Exemption	12/14/2021	
I	JLAI - Jai-Alai	12/14/2021	
L	325 - Calder Race Crs	12/14/2021	
Y	3YR - 3 Year License	12/14/2021	

Get Adobe Reader EXHIBIT # - 8 PAGE # - 1



**Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations**

PROPERTY RECEIPT

Complaint # 2023-00-3527 Date 1/4/23 Lab # _____

Item No.	Quantity	Description
1	1	DVD OF PATRON. MARQUITA JONES CHEATING
/		

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p><i>[Signature]</i></p> <p>Signature</p>	<p>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.</p> <p><i>[Signature]</i></p> <p>Signature - Impounding Investigator</p>
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

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 # 9
PAGE # 1

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: Imuniz

VR Home Complaint Search **Maintain Complaint**

Lic Type	1098 - Unlicensed Complaints	Status	20 Under Investigation	Status Date	01/19/2023
Complaint #	2023003527	Case Type	CMP Complaint	Disposition	Disposition Date
Docket#	Respondent	JONES, MARQUITTA	Responsible	tsmith2 - SMITH, TYRELL	Private Case

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Partie	<input checked="" type="checkbox"/> Activite
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Classification	V-C - Cardroom Violations	Complexity	R Regular	<input type="checkbox"/> Violation	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	01/02/2023	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	SR - Southern Region	Received	01/19/2023	<input type="checkbox"/> Inspection	
Reference	61D-11.005(4)(a-c)	Entered	01/19/2023	<input type="checkbox"/> Costs	
		Entered By	Imuniz	<input type="checkbox"/> Time Tracking	<input type="checkbox"/> Auto Assign
Summary	285-Calder race Course, Inc. ----- / ----- . Prohibitions: On January 4, 2023, this Investigator was informed by Calder Casino Director of Compliance Iliana Velazquez of a cheating incident that occurred on January 2, 2023. Velazquez stated that card room Patron Marquitta Jones was observed adding an additional chip to the table after looking at her cards during a live poker game. This practice is known as Capping, and it is done to enhance a larger payout on the winning hand. Velazquez provided this Investigator with a copy's of the Security and Surveillance Reports and a copy of video footage of the incident was obtained from Calder Surveillance Manager Leonides Martinez.			<input type="checkbox"/> Attachments	<input type="checkbox"/> History
		Updated	01/19/2023 13:44:33	<input type="checkbox"/> Work Note	<input type="checkbox"/> Print Report
		By	Imuniz		

Get Adobe Reader.



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: January 2, 2023

PMW Cardroom Slot

Violation Incident Complaint

FACILITY NAME: Calder Race Course, Inc. (Calder Casino) LIC #: 285

RESPONDENT

NAME: Marquitta Jones		
Address: 15655 Biscayne Blvd, Miami, Florida 33181		Tel
LIC #: N/A	LIC TYPE: 1098	OCCUPATION: Patron

COMPLAINANT

NAME: Calder Race Course, Inc. (Calder Casino)		Tel #:
Address: 21001 NW 27 th Ave Miami Gardens, Florida 33056		
LIC #: 285	LIC TYPE: 1002	OCCUPATION: Permit Holder

VIOLATION(S) / TITLE(S): 61D-11.005 Prohibitions.

- (4) No person shall, either directly or indirectly:
- (a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a game or the cardroom operator.
 - (b) Engage in any act, practice, or course of operation that would constitute a fraud or deceit upon any participant in a game or the cardroom operator.
 - (c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.

DESCRIPTION: On January 4, 2023, this Investigator was informed by Calder Casino Director of Compliance Iliana Velazquez of a cheating incident that occurred on January 2, 2023. Velazquez stated that card room Patron Marquitta Jones was observed adding an additional chip to the table after looking at her cards during a live poker game. This practice is known as Capping, and it is done to enhance a larger payout on the winning hand. Velazquez provided this Investigator with a copy's of the Security and Surveillance Reports and a copy of video footage of the incident was obtained from Calder Surveillance Manager Leonides Martinez.

CASE DETAILS FILED BY:

Chief Inspector Judge/Steward Investigator Other: _____
 (Title of State Employee)

Tyrell D. Smith
 (Print Name)

Tyrell D. Smith
 (Signature)

January 18, 2023
 (Date)

Muniz, Luz

From: Minaya, Julio
Sent: Thursday, January 19, 2023 11:29 AM
To: Muniz, Luz
Cc: Smith, Tyrell; Kogan, Steven
Subject: OCR
Attachments: OCR- CALDER- MARQUITTA JONES (CAPPING)-01-02-2023.docx

Luz,

Please open and assign to Tyrell.

Thanks



FLORIDA
GAMING CONTROL
COMMISSION

Julio Minaya
Investigative Supervisor
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Office: 954-202-6844 / Fax: 954.202.3930

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee

\$

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$ _____
- Return Receipt (electronic) \$ _____
- Certified Mail Restricted Delivery \$ _____
- Adult Signature Required \$ _____
- Adult Signature Restricted Delivery \$ _____

Postage

\$

Total

\$

Sent

Street

City

3-31-23

Postmark
Here

Marquitta Jones
15655 Biscayne Blvd.
Miami, Florida 33181
AC - 2023003527 - PMW

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

7020 2450 0000 5093 2274

Tracking Number:

Remove X

70202450000050932274

[Copy](#)

[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was delivered to an individual at the address at 2:11 pm on April 7, 2023 in NORTH MIAMI BEACH, FL 33160.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Left with Individual

NORTH MIAMI BEACH, FL 33160

April 7, 2023, 2:11 pm

[See All Tracking History](#)

Feedback

Text & Email Updates



USPS Tracking Plus[®]



Product Information



See Less ^

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: FGCC v. Lucasindre Remy Case No. 2023-014450; Vacate Default
Final Order
Date: June 30, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks to vacate the final order issued on Lucasindre Remy (“Respondent”) in case number 2023-014450 which permanently excluded Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

On or about March 13, 2023, Respondent was a patron of Calder Casino.¹ Respondent was seen capping his bet. Respondent was permanently excluded from Calder Casino², on March 13, 2023.

Based on his exclusion from Calder Casino, the Division attempted to serve Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. A Final Order was issued at the June 8, 2023. More information has been provided to show that the address was incorrect.³ The Division has since been provided the correct address for Respondent.

Staff Recommendation: The Florida Gaming Control Commission should enter an order vacating the final order permanently excluding Lucasindre Remy from all pari-mutuel and slot machine facilities in this state. The Administrative Complaint in this case will be reopened and sent to Respondent at their correct address.

¹ Calder Casino is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

² Pari-mutuel permitholders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

³ Because Respondent is a patron of a pari-mutuel facility and not a licensee, the Commission relies on the information provided by the facility to accurately serve the individual.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

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

v.

FGCC Case No.: 2023-014450

LUCASINDRE REMY,

Respondent.

_____ /

FINAL ORDER

This matter appeared before the Florida Gaming Control Commission at a duly-noticed public meeting on June 8, 2023, for final agency action pursuant to sections 120.569 and 120.57(2), Florida Statutes. After a complete review of the record in this matter, the Commission makes the following findings of fact and conclusions of law:

1. An Administrative Complaint was filed in this case on April 21, 2023, alleging that 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 pursuant to sections 550.0251(6) and 551.112, Florida Statutes. A copy of the Administrative Complaint is attached hereto as Exhibit "1" and incorporated by reference.

2. The Administrative Complaint, Election of Rights form, an Explanation of Rights, and a cover letter were served on Respondent via mail service on April 28, 2023. Proof of service is attached hereto as Exhibit "2" and incorporated by reference.

3. Petitioner informed Respondent that the failure to file a timely response to the Administrative Complaint would be deemed a waiver of the right to a hearing.

4. Respondent has not filed a timely response to the Administrative Complaint. Respondent has not submitted any evidence or made any allegations that would support the application of the doctrine of equitable tolling.

Having considered the Administrative Complaint, the service of the Administrative Complaint with Election of Rights form, Explanation of Rights, and cover letter on Respondent along with Respondent's failure to respond, and being otherwise fully advised in the premises, it is hereby

ORDERED and ADJUDGED:

1. The allegations of fact and the conclusions of law in the Administrative Complaint are adopted in their entirety herein.

2. Respondent is hereby **PERMANENTLY EXCLUDED** from all pari-mutuel facilities and any facility of a slot machine licensee within the State of Florida.

This Final Order shall take effect upon being filed with the Clerk of the Commission.

DONE AND ORDERED this 9th day of June, 2023.

FLORIDA GAMING CONTROL COMMISSION



CLERK OF THE COMMISSION

On Behalf of

Charles "C.B." Upton, Chairman

Julie Brown, Vice-Chairwoman

John D'Aquila, Commissioner

Charles Drago, Commissioner

Tina Repp, Commissioner

NOTICE OF RIGHT TO APPEAL

Any party to this proceeding 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, 2601 Blair Stone Road, 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 of the Commission.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of June, 2023, a true and correct copy of this Final Order has been sent via U.S. Mail to:

Lucasindre Remy
21001 Northwest 27th Avenue
Miami Gardens, Florida 33056



CLERK OF THE COMMISSION
Florida Gaming Control Commission

CC: Ebonie Lanier

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 4/21/2023
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

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



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

Petitioner,

v.

FGCC Case No.: 2023-014450

LUCASINDRE REMY,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Lucasindre Remy (“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 1410 Northwest 115th Street Miami, Florida 33167.
3. At all times material hereto, Calder Casino was a facility operated by a permit holder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.
4. On or about March 13, 2023, Respondent was a patron of Calder Casino.
5. On or about March 13, 2023, Respondent was ejected and indefinitely banned from Calder Casino.

6. After review by Calder Casino, Respondent was permanently excluded from on April 17, 2023.

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

8. 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).

9. 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).

10. 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 April 17, 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 2023-014450 is signed this 20th day of April 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
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

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.

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

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: **icampbell**

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

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	04/05/2023
Complaint #	2023014450	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#		Respondent	REMY, LUCASINDRE	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	03/13/2023	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Region	SR - Southern Region	Received	03/14/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Reference	61D-11.005			<input type="checkbox"/>	Inspection		
Entered	03/14/2023	Entered By	icampbell	<input type="checkbox"/>	Costs		
Summary	<p>285 - Calder Race Course, Inc. - 61D-11.005 (Prohibitions): On March 14, 2023, this Investigator was informed by Calder Casino Surveillance Manager Leonides Martinez of a cheating incident that occurred on March 13, 2023. Martinez stated that card room Patron Lucasindre Remy was observed cheating during a live poker game. Remy was observed adding additional chips to his bet after all bets on the table had already been finalized. This action is known as (Capping) and it is done to enhance a larger payout on the winning hand. Martinez provided this Investigator with a copy of the Surveillance, Incident Reports and a copy of video footage of the incident.</p>			<input type="checkbox"/>	Time Tracking	<input type="checkbox"/>	Auto Assign
Updated	04/06/2023 14:06:33	By	icampbell	<input type="checkbox"/>	Attachments	<input type="checkbox"/>	History
				<input type="checkbox"/>	Work Notes	<input type="checkbox"/>	Print Report

22 | | | | |

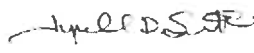

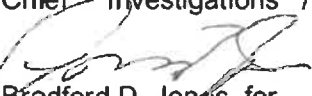
Get Adobe Reader.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: February 22, 2023	Case Number: 2023 01 4450
Respondent: REMY, LUCASINDRE 1410 NW 115th STREET MIAMI, FLORIDA 33167		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: March 20, 2023
Period of Investigation: March 14, 2023 through March 20, 2023		Type of Report: Final	
<p>Alleged Violation: 61D-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 March 14, 2023, this Investigator was informed by Calder Casino Surveillance Manager Leonides Martinez of a cheating incident that occurred on March 13, 2023. Martinez stated that card room patron Lucasindre REMY was observed cheating during a live poker game. According to Martinez REMY was observed adding additional chips to his bet after all bets on the table had been finalized. This action is known as "Capping" and it is done to achieve a larger payout on the winning hand. Martinez provided this Investigator with a copy of the Surveillance Incident Report as well as a copy of video footage of the incident (EXHIBIT 2 & 4).</p> <p>After a review of the reports and video footage of the incident, an Open Case Request was submitted to Investigations Supervisor Julio Minaya for review and approval.</p>			
Related Case(s):			
Investigator / Date: March 20, 2023		Investigator Supervisor / Date	
 Tyrell Smith /		 Julio Minaya / March 30, 2023	
Chief of Investigations / Date  Bradford D. Jones for Steven E. Kogan April 5, 2023			

CONTINUATION

Further investigation into this matter revealed that on March 13, 2023, at approximately 8:57 P.M., Poker Supervisor Scott Burnett notified Surveillance of a cheating incident at table #3, seat #5 (**EXHIBIT #1**).

According to Calder Security Incident Report # 2023-03-00033, and Surveillance Incident Report # 2023-03-00034, on March 13, 2023, at 8:57 P.M., Poker Supervisor Scott Burnett responded to Surveillance to review a cheating incident at table #3. Upon viewing surveillance footage of the incident, Burnett confirmed that the patron seated in seat #5 had capped his bet. Burnett and Security Supervisor Jason Milam approached table #3, seat #5 and requested that the patron follow them off the floor. The patron was identified as Lucasindre **REMY**. **REMY** won a total of two-hundred fifty (\$250.00) dollars as a result of him capping his bet but voluntarily returned the money when confronted with his actions (**EXHIBIT #1 & 2**).

Although **REMY** cooperated with Burnett and returned the money, he was advised that because of his actions he was being excluded from the facility indefinitely until the Security Director JC Lara invites him back.

On March 17, 2023, this Investigator spoke with Calder Poker Manager Ralph Brandt in reference to this incident. Although not present during this incident, Brandt stated that on March 13, 2023, Poker Supervisor Scott Burnett was notified by Designated Player (DP) Bhanu Ghai that **REMY** who was seated at table #3, seat #5, had possibly capped his bet. This prompted Burnett to request video review of table #3 which confirmed the DP's suspicion.

While speaking with Brandt about the incident Brandt contacted Poker Supervisor Scott Burnett via telephone at which time I interviewed Burnett. Burnett was able to corroborate what was documented in the Incident Report. He also confirmed that **REMY** was informed that he was being excluded from the facility indefinitely pending a review of his actions by Management. I also spoke to Calder Security Director, J.C. Lara who confirmed that **REMY** has been excluded indefinitely pending a review by Management.

Independent video review of this incident by this Investigator corroborates what was documented in the Security and Surveillance Reports.

STATUS: Case closed by Investigations and forwarded to Legal for review and possible exclusion from all Pari-Mutuel Waging facilities throughout the state of Florida.

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1

II. INVESTIGATIVE REPORT 2-11

III. EXHIBITS

1. Copy of Incident Report Security-2023-01-00033.....1-5

2. Copy of Surveillance Incident Report 2023-03-00034.....1-6

3. Card room Supervisor Burnett Versa Licensee Printout1-1

4. Property Receipt1-1

Calder Casino & Race Course

1000 W. 21st Ave. Las Vegas
Las Vegas, NV 89102
702.731.2000

Incident Report

Incident Number: SEC-2023-02400033
Class/Category: Criminal/Cheating
Occurred From Date/Time: 3/13/2023 9:09 PM
Status: Open

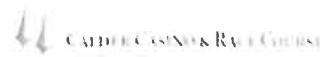


EXHIBIT # - 1
PAGE # - 1

Incident Number: SEC-2023-03-00033

Classification: Internal/Reserve

Status: Open

Incident Details

Incident Details

Incident Number: SEC-2023-03-00033

Classification

Class: Criminal

Category: Fraud

Reported Date/Time: 3/12/2023 9:02 PM

Occurred From Date/Time: 3/12/2023 09:00 PM

Occurred To Date/Time: 3/13/2023 9:15 PM

Incident Duration: 00:01:15

Business Unit

Business Unit: Gaming

Summary:

On 3/12/2023 at approximately 2100 hours, Security Unit Supervisor and Draughts technician forage of gross, ... (text continues) ...

Physical Location

Site: Casino

Building: Front House

Supplemental Details

Reported to Police: Yes

Incident Involvement Section

Linked Person

Total = 2

EXHIBIT # 1
PAGE # -2

Incident Number: SEC-2023-03-00033

Case Number: 2023-03-00033
Section: 3300

BURNETT, Scott		Involvement Type:	Reporting Party
Date of Birth:		Phone Number:	
Gender:	Male	Address:	
Hair Color:			
Eye Color:			
Height:	00' 00"		
Weight:	000	First Aid Administered?:	No
Marital Status:		Person Hospitalized?:	No
Employee?:	No	Injured:	No
Interviewed?:	Yes	Notes:	
Linked To Person:	Burnett, Scott		

REMY, Lucasindre		Involvement Type:	Suspect
	Date of Birth:	Phone Number:	[REDACTED]
	Gender:	Address:	
	Hair Color:		
	Eye Color:		
	Height:		
	Weight:	First Aid Administered?:	No
	Marital Status:	Person Hospitalized?:	No
	Employee?:	Injured:	No
	Interviewed?:	Notes:	
	Linked To Person:		

EXHIBIT # ~1
PAGE # -3

Incident Number: SEC-2023-03-00033

Case Category: Unsubstantiated
Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR: Milam, Jason **Narrative Type:** *Original Narrative*

Created By Date/Time: 2/15/2023 9:40 AM

Sealed: No

Narrative:

On 2/15/2023 at approximately 2:00 pm, Security Unit Supervisor was brought to the attention of a report of a Security Unit Officer (SUO) who had been caught in the act of creating work in the Card Room at 1200 N. 1st St.

The SUO was caught in the act of performing what is known as "Epping" a job where an employee is allowed to take out of the Card Room and was valued at \$250.00 dollars.

It should be noted that Mr. Remy cooperated completely throughout the entire incident.

Security Unit Supervisor was made aware of the potential of a suspect possibly changing in the Card Room and was made aware of the incident in the course of his report. A report was made to the Security Unit Supervisor. The Card Room Supervisor Scott Burnett informed Mr. Remy that he was also the subject of the report. As the Director of Security John L. (last name redacted) advised Mr. Remy that he was not to be arrested.

Management is going to be prepared for possible future release upon request.

Attachments

Selected for Printing

Total = 1

Lucas Remy



Attachment Type: Photo
File Name: Lucas Remy 0001.png
File Size: 62 KB
Description:

Print

Print All

Print All (1 of 1)

Page 3 of 4

EXHIBIT # - 1
PAGE # - 4

Incident Number: SEC-2023-03-00033

Class Category: Unavailable Entity

Status: Open

Incident Controls

Incident Controls

Org. Record Name

Access Level:

Level 2

Org. Level 1:

Status:

Open

Org. Level 2:

Org. Level 3:

Org. Level 4:

Locked:

No

Archive (record not visible):

No

Record Owner:

Melissa Jansen

Incident Visibility

Owner Workgroup: Society

Exceptions

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By: jason.milam: 3/14/2023 1:32:44 AM (-07)

Last Modified By: jason.milam: 3/14/2023 2:00:46 AM (-07)

Calder Casino & Race Course

3070 W. 15th Avenue
Las Vegas, NV 89102-1501
702.735.1111

Incident Report

Incident Number: SURV-2023-03-00034
Class/Category: Criminal/Cheating
Occurred From Date/Time: 3/13/2023 8:57 PM
Status: Open



EXHIBIT # -2
PAGE # -1

Incident Number: SURV-2023-03-00034

https://regis.wa.gov/records/2023030300034

Incident Details

Incident Details

Incident Number: SURV-2023-03-00034

Classification

Class: Assault

Category: Assault

Reported Date/Time: 3/15/2023 12:12 PM

Occurred From Date/Time: 3/15/2023 5:57 PM

Business Unit

Business Unit: Culting

Department: Public Safety

Physical Location

Site: Other

Building: Federal Building

Location: Public Plaza

Summary

On 3/15/2023, the complainant reported that they were assaulted by a person who was wearing a mask and a hooded sweatshirt. The complainant was injured and required medical attention. The incident occurred in the public plaza area of the Federal Building.

Supplemental Details

Reported to Police: Yes

Incident Involvement Section

Linked Person

Total = 3

Reported by

3/15/2023

Reported by

3/15/2023

Reported by

3/15/2023

Page 1 of 5

EXHIBIT # -2
PAGE # -2

Incident Number: SURV-2023-03-00034

CRASH REPORT - EXTERNAL INCIDENT
DATE: 03/01/2023

BURNETT, Scott		Involvement Type:	Reporting Party:
Date of Birth:		Phone Number:	
Gender:	Male	Address:	
Hair Color:			
Eye Color:			
Height:	60-00		
Weight:	155	First Aid Administered?:	No
Marital Status:		Person Hospitalized?:	No
Employee?:	Yes	Injured:	Yes
Interviewed?:	No	Notes:	
Linked To Person:	Burnett, Scott		

MILAM, Jason		Involvement Type:	Other:
Date of Birth:		Phone Number:	
Gender:		Address:	
Hair Color:			
Eye Color:			
Height:	60-00		
Weight:	155	First Aid Administered?:	No
Marital Status:		Person Hospitalized?:	No
Employee?:	No	Injured:	No
Interviewed?:	No	Notes:	
Linked To Person:	Milam, Jason		

EXHIBIT # -2
PAGE # -3

Incident Number: SURV-2023-03-00034

Class/Category: Unintentional Injury

Revised: 1/1/2023

REMY, Lucasindre

Involvement Type:

Suspect



Date of Birth:

Phone Number:

Gender:

Male

Address:

Hair Color:

Eye Color:

Height:

5'11"

Weight:

165

First Aid Administered?:

No

Marital Status:

Person Hospitalized?:

No

Employee?:

No

Injured:

No

Interviewed?:

No

Notes:

Linked To Person:

Remy Lucasindre

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR: 39, Surv **Narrative Type:** *Original Narrative*

Created By Date/Time 3/15/2023 9:47 PM **Sealed** No

Narrative:

Origin of Call: On March 13, 2023 at approximately 20:57 hours, Card Room Manager Scott Burnett advised Surveillance of a possible cheater playing at Table #5.

Video Coverage: Upon review, at 20:57 hours guest Lucasindre Remy is observed taking 2 \$9.00 Red Chips and placing them on top of the Ultimate Pairs Bonus after every Player had already finalized their bets. Mr. Remy was then paid \$250.00.

At approximately 21:13 hours Security Shift Supervisor Jason Milam and Card Room Manager Scott Burnett approached Mr. Remy at Table #5. After returning the \$250.00, Mr. Remy exited through the West Entrance doors.

Person's Involved:

Reporting Party: Card Room Manager Scott Burnett

Other: Security Shift Supervisor Jason Milam

Suspect: Lucasindre Remy

Incident Number: SURV-2023-03-00034

Close Contact: 1
Status: Open

Incident Controls

Incident Controls

Org Forum Name	Access Level	Private
Org Level 1	Status:	Open
Org Level 2		
Org Level 3		
Org Level 4	Locked:	No
	Archive (record not visible):	No
	Record Owner:	JB_Sun

Incident Visibility

Owner Workgroup:	Surveillance	Exceptions:	Workgroup Name	Record Rights
All Workgroups:	None			



Incident Record Created By ashley.kawich@... 3/14/2023 1:07:34 PM

Last Modified By ashley.kawich@... 3/14/2023 1:17:51 PM

EXHIBIT # 2
PAGE # 4




FAQ | Help | Sign Out

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

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: tsmith2

VR Home > License Search > License Home

License		<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"/>	
Fed Tax # [REDACTED]	Lic Type	1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On 06/30/2025
File # 3932	Name	BURNETT, WILLIAM SCOTT	Extended To
License # 1540808	Rank	SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On 04/27/2022
Entity # 1540808	Lic Status	Current	
Address			
Street # 2847 Street SW 132ND CT			
Line 2			
Line 3			
City MIAMI	State FL	Zip 33175	
Routing			
Other			
1st License Date 01/12/2021	Rank Date 04/27/2022	Certificate #	
Method I-S-1043	Status Date 01/12/2021	Certificate Date	
Fee Exempt No	Birth Date [REDACTED]	Renewal Sent	
Select			
Action <input type="text"/>  			
Modifiers			
			
Type	Modifier	Effective Date	Additional Info
C	CMAN - Cardroom Mangr	12/04/2013	
C	FLMR - Floor Manager	01/12/2021	
F	LIVE - Live Scan Fee Exemption	12/04/2013	
I	TBRD - Thoroughbred	12/04/2013	
L	325 - Calder Race Crs	12/04/2013	
Y	3YR - 3 Year License	12/04/2013	

Get Adobe Reader

EXHIBIT # -3
PAGE # -1



State of Florida
 Florida Gaming Control Commission
 Division of Pari-Mutuel Wagering
 Office of Investigations

PROPERTY RECEIPT

Complaint # 2023-01-4450 Date 3-14-23 Lab # _____

Item No.	Quantity	Description
1	1	DVD CONTAINING VIDEO FOOTAGE OF PATRICK RUCASINDIE REMY.
<i>LAST ITEM</i>		

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]

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]

Signature - Impounding Investigator

RETURNED PROPERTY RECEIPT

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

Signature _____ Date _____

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

Copies for: File, Transmittal, Laboratory, Property Receipt

Form FGCC 11-75 (Revised 07/22)

EXHIBIT # - 4
PAGE # - 1

April 17th, 2023

Lucksindre Remy
1410 NW 115 Street
Miami, FL 33167

Dear Mr. Remy

Due to conduct that is not acceptable at Calder Casino, you are not permitted to attend or be present on our facilities.

Effective April 17th, 2023 all of your gaming, wagering, and visitation privileges will be revoked.

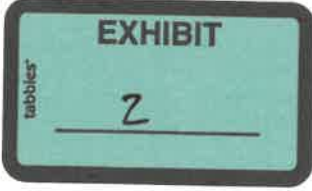
Should you have any questions in regards to this notice, please feel free to contact me at [REDACTED], extension [REDACTED].

Respectfully,



JC Lara
Senior Director of Safety and Security

7202 2450 0000 5093 2960



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®

OFFICIAL USE

Certified Mail Fee \$ _____

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ _____

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Po \$ _____

Sent To **Lucasindre Remy**

Street or **21001 Northwest 27th Avenue**

City, State **Miami Gardens, Florida 33056**

AC - 2023014450 - PMW

Postmark Here

4-25-23

PS Form 3800, April 2012 Edition (550-00-000-0007) See Reverse for Instructions

Tracking Number:

Remove X

70202450000050932960

[Copy](#)

[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was delivered to an individual at the address at 3:20 pm on April 28, 2023 in MIAMI GARDENS, FL 33056.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Left with Individual

MIAMI GARDENS, FL 33056
April 28, 2023, 3:20 pm

[See All Tracking History](#)

Feedback

Text & Email Updates



USPS Tracking Plus[®]



Product Information



[See Less ^](#)

Track Another Package

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.: 2023-014450

LUCASINDRE REMY,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Lucasindre Remy (“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 1410 Northwest 115th Street Miami, Florida 33167.
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. On or about March 13, 2023, Respondent was a patron of Calder Casino.
5. On or about March 13, 2023, Respondent was ejected and indefinitely banned from Calder Casino.

6. After review by Calder Casino, Respondent was permanently excluded from on April 17, 2023.

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

8. 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).

9. 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).

10. 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 April 17, 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 2023-014450 is signed this 20th day of April 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
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

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.

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

- [Complaint Search](#)
- [Mass Status Update](#)
- [Change Recording License Type](#)
- [Public Case Info](#)
- [Delete Complaint](#)
- [Mass Activity Update](#)
- [Mass Discipline Update](#)

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

Logged in as: **icampbell**

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

Lic Type 1098 - Unlicensed Complaints	Status 90 Closed	Status Date 04/05/2023
Complaint # 2023014450	Case Type CMP - Complaint	Disposition
Docket#	Respondent REMY, LUCASINDRE	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 03/13/2023	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Region SR - Southern Region	Received 03/14/2023		
Reference 61D-11.005		<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Entered 03/14/2023	Entered By icampbell	<input type="checkbox"/> Inspection	
Summary	285 - Calder Race Course, Inc. - 61D-11.005 (Prohibitions): On March 14, 2023, this Investigator was informed by Calder Casino Surveillance Manager Leonides Martinez of a cheating incident that occurred on March 13, 2023. Martinez stated that card room Patron Lucasindre Remy was observed cheating during a live poker game. Remy was observed adding additional chips to his bet after all bets on the table had already been finalized. This action is known as (Capping) and it is done to enhance a larger payout on the winning hand. Martinez provided this Investigator with a copy of the Surveillance, Incident Reports and a copy of video footage of the incident.	<input type="checkbox"/> Costs	
		<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
		<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated 04/06/2023 14:06:33	By icampbell	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

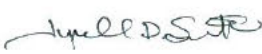

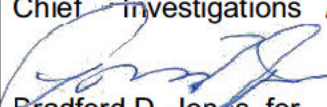
22	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
----	---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

 [Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS
INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: February 22, 2023	Case Number: 2023 01 4450
Respondent: REMY, LUCASINDRE 1410 NW 115th STREET MIAMI, FLORIDA 33167		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: March 20, 2023	
Period of Investigation: March 14, 2023 through March 20, 2023		Type of Report: Final	
<p>Alleged Violation: 61D-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 March 14, 2023, this Investigator was informed by Calder Casino Surveillance Manager Leonides Martinez of a cheating incident that occurred on March 13, 2023. Martinez stated that card room patron Lucasindre REMY was observed cheating during a live poker game. According to Martinez REMY was observed adding additional chips to his bet after all bets on the table had been finalized. This action is known as "Capping" and it is done to achieve a larger payout on the winning hand. Martinez provided this Investigator with a copy of the Surveillance Incident Report as well as a copy of video footage of the incident (EXHIBIT 2 & 4).</p> <p>After a review of the reports and video footage of the incident, an Open Case Request was submitted to Investigations Supervisor Julio Minaya for review and approval.</p>			
Related Case(s):			
Investigator / Date: March 20, 2023  Tyrell Smith /		Investigator Supervisor / Date  Julio Minaya / March 30, 2023	
Chief Investigations / Date  Bradford D. Jones for Steven E. Kogan April 5, 2023			

CONTINUATION

Further investigation into this matter revealed that on March 13, 2023, at approximately 8:57 P.M., Poker Supervisor Scott Burnett notified Surveillance of a cheating incident at table #3, seat #5 (**EXHIBIT #1**).

According to Calder Security Incident Report # 2023-03-00033, and Surveillance Incident Report # 2023-03-00034, on March 13, 2023, at 8:57 P.M., Poker Supervisor Scott Burnett responded to Surveillance to review a cheating incident at table #3. Upon viewing surveillance footage of the incident, Burnett confirmed that the patron seated in seat #5 had capped his bet. Burnett and Security Supervisor Jason Milam approached table #3, seat #5 and requested that the patron follow them off the floor. The patron was identified as Lucasindre **REMY**. **REMY** won a total of two-hundred fifty (\$250.00) dollars as a result of him capping his bet but voluntarily returned the money when confronted with his actions (**EXHIBIT #1 & 2**).

Although **REMY** cooperated with Burnett and returned the money, he was advised that because of his actions he was being excluded from the facility indefinitely until the Security Director JC Lara invites him back.

On March 17, 2023, this Investigator spoke with Calder Poker Manager Ralph Brandt in reference to this incident. Although not present during this incident, Brandt stated that on March 13, 2023, Poker Supervisor Scott Burnett was notified by Designated Player (DP) Bhanu Ghai that **REMY** who was seated at table #3, seat #5, had possibly capped his bet. This prompted Burnett to request video review of table #3 which confirmed the DP's suspicion.

While speaking with Brandt about the incident Brandt contacted Poker Supervisor Scott Burnett via telephone at which time I interviewed Burnett. Burnett was able to corroborate what was documented in the Incident Report. He also confirmed that **REMY** was informed that he was being excluded from the facility indefinitely pending a review of his actions by Management. I also spoke to Calder Security Director, J.C. Lara who confirmed that **REMY** has been excluded indefinitely pending a review by Management.

Independent video review of this incident by this Investigator corroborates what was documented in the Security and Surveillance Reports.

STATUS: Case closed by Investigations and forwarded to Legal for review and possible exclusion from all Pari-Mutuel Waging facilities throughout the state of Florida.

CONTINUATION

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET 1
- II. INVESTIGATIVE REPORT 2-11
- III. EXHIBITS
 - 1. Copy of Incident Report Security-2023-01-00033.....1-5
 - 2. Copy of Surveillance Incident Report 2023-03-00034.....1-6
 - 3. Card room Supervisor Burnett Versa Licensee Printout1-1
 - 4. Property Receipt1-1

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Occurred From Date/Time: 3/13/2023 9:09 PM

Status: Open



EXHIBIT # - 1
PAGE # - 1

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SEC-2023-03-00033

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 3/13/2023 9:32 PM

Occurred From Date/Time: 3/13/2023 9:09 PM

Occurred To Date/Time: 3/13/2023 9:18 PM

Incident Duration: 0Hrs. 9Min.

Business Unit

Business Unit: Gaming

Summary:

On March 13, 2023 at approximately 2109 hours, Security Shift Supervisor was brought to review footage of guest Lucasindre Remy, being observed in the act of cheating while in the Card Room at table #3. It was learned that he was performing what is known as "Capping" a bet after all bets were closed. The amount owed and returned was learned to be \$250.00 dollars. The Card Room Supervisor Scott Burnett, informed Mr. Remy that he was also banned from the casino indefinitely, until such time as the Director of Security Jean Lara invites him back. It should be noted that Mr. Remy cooperated completely throughout the entire incident.

Physical Location

Site: Casino

Building: Front of House

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 2

Owner Workgroup:
Security

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 2:07 PM

Page 1 of 4

EXHIBIT # 1
PAGE # -2

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Status: Open

BURNETT, Scott

Involvement Type: Reporting Party

Date of Birth: Phone Number:
Gender: Male Address:
Hair Color:
Eye Color:
Height: 00' 00"
Weight: 0lbs First Aid Administered?: No
Marital Status: Person Hospitalized?: No
Employee?: Yes Injured: No
Interviewed?: Yes Notes:
Linked To Person: Burnett, Scott

REMY, Lucasindre

Involvement Type: Suspect



Date of Birth: Phone Number: [REDACTED]
Gender: Black Male Address:
Hair Color:
Eye Color:
Height: 00' 00"
Weight: 0lbs First Aid Administered?: No
Marital Status: Person Hospitalized?: No
Employee?: No Injured: No
Interviewed?: Yes Notes:
Linked To Person: Remy, Lucasindre

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR: Milam, Jason Narrative Type: Original Narrative

Created By Date/Time 3/13/2023 9:40 PM Sealed No

Narrative:

Origin of Call On March 13, 2023 at approximately 2109 hours, Security Shift Supervisor was brought to review footage of guest Lucasindre Remy, being observed in the act of cheating while in the Card Room at table #3.

Interview: It was learned that he was performing what is known as "Capping" a bet after all bets were closed. The amount owed and returned was learned to be \$250.00 dollars.

Interview #2: It should be noted that Mr. Remy cooperated completely throughout the entire incident.

Action Taken: Surveillance was made aware of the potential of a suspect possibly cheating in the Card Room and performed a review that was instrumental in the generation of this report. A request was made for a photograph of Mr. Remy for filing purposes. The Card Room Supervisor Scott Bumett, informed Mr. Remy that he was also banned from the casino indefinitely, until such time as the Director of Security Jean Lara invites him back. S/S Milam escorted Mr. Remy out through the West entrance.

Attachment: A copy of the photo has been filed for possible future review upon request.

Attachments

Selected for Printing

Total = 1

Lucasindre Remy



Attachment Type: Picture
File Name: Lucasindre Remy.jpg
File Size: 07 KB
Description:

Owner Workgroup:
Security

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 2:07 PM

Page 3 of 4

EXHIBIT # -1
PAGE # -4

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Status: Open

Incident Controls

Incident Controls

Org Rollup Name

Access Level:

Level 2

Org Level 1:

Status:

Open

Org Level 2:

Org Level 3:

Org Level 4:

Locked:

No

Archive (record not visible):

No

Record Owner:

Milam, Jason

Incident Visibility

Owner Workgroup: Security

Exceptions:

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By jason.milam, 3/14/2023 1:32 AM GMT

Last Modified By jason.milam, 3/14/2023 2:06 AM GMT

Owner Workgroup:
Security

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 2:07 PM

Page 4 of 4

EXHIBIT # -1
PAGE # -5

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Occurred From Date/Time: 3/13/2023 8:57 PM

Status: Open



EXHIBIT # -2
PAGE # -1

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SURV-2023-03-00034

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 3/13/2023 9:32 PM

Occurred From Date/Time: 3/13/2023 8:57 PM

Business Unit

Business Unit: Gaming

Department: Table Game

Physical Location

Site: Casino

Building: Front of House

Location: Poker Room

Summary:

On March 13, 2023 at approximately 20:57 hours, Card Room Manager Scott Burnett advised Surveillance of a possible cheater playing at Table #3.

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 3

Owner Workgroup:

Surveillance

Access Level:

Level 2

Local Print Date/Time:

3/14/2023 1:29 PM

Page 1 of 5

EXHIBIT # -2
PAGE # -2

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

BURNETT, Scott

Involvement Type:

Reporting Party



Date of Birth:

Phone Number:

Gender: Male

Address:

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

First Aid Administered?: No

Marital Status:

Person Hospitalized?: No

Employee?: Yes

Injured: No

Interviewed?: No

Notes:

Linked To Person: Burnett, Scott

MILAM, Jason

Involvement Type:

Other



Date of Birth:

Phone Number:

Gender:

Address:

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

First Aid Administered?: No

Marital Status:

Person Hospitalized?: No

Employee?: Yes

Injured: No

Interviewed?: No

Notes:

Linked To Person: Milam, Jason

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

REMY, Lucasindre

Involvement Type:

Suspect



Date of Birth:

Phone Number: 754-779-0329

Gender: Black Male

Address:

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

First Aid Administered?: No

Marital Status:

Person Hospitalized?: No

Employee?: No

Injured?: No

Interviewed?: No

Notes:

Linked To Person: Remy, Lucasindre

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR: 39, Surv Narrative Type: Original Narrative

Created By Date/Time 3/13/2023 9:47 PM Sealed No

Narrative:

Origin of Call. On March 13, 2023 at approximately 20:57 hours, Card Room Manager Scott Burnett advised Surveillance of a possible cheater playing at Table #3.

Video Coverage: Upon review, at 20:57 hours guest Lucasindre Remy is observed taking 2 \$5.00 Red Chips and placing them on top of the Ultimate Pairs Bonus after every Player had already finalized their bets. Mr. Remy was then paid out \$250.00.

At approximately 21:13 hours Security Shift Supervisor Jason Milam and Card Room Manager Scott Burnett approached Mr. Remy at Table #3. After returning the \$250.00, Mr. Remy exited through the West Entrance doors.

Person's Involved:

Reporting Party - Card Room Manager Scott Burnett

Other - Security Shift Supervisor Jason Milam

Suspect - Lucasindre Remy

Owner/Workgroup:
Surveillance

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 1:29 PM

Page 4 of 5

EXHIBIT # -2
PAGE # -5

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

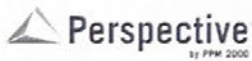
Incident Controls

Incident Controls

<u>Org Rollup Name</u>	Access Level:	Level 2
Org Level 1:	Status:	Open
Org Level 2:		
Org Level 3:		
Org Level 4:	Locked:	No
	Archive (record not visible):	No
	Record Owner:	39, Surv

Incident Visibility

Owner Workgroup:	Surveillance	<u>Exceptions:</u>	Workgroup Name	Record Rights
All Workgroups:	None			



Incident Record Created By ashley.kalisch, 3/14/2023 1:35 AM GMT

Last Modified By ashley.kalisch, 3/14/2023 1:48 AM GMT

Owner Workgroup:
Surveillance

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 1:29 PM

Page 5 of 5

EXHIBIT # -2
PAGE # -4

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: tsmith2

VR Home > License Search > License Home

License		<input type="button" value="Licensee"/> <input type="button" value="History"/> <input type="checkbox"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>	
Fed Tax # [REDACTED]	Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On 06/30/2025	
File # 3932	Name BURNETT, WILLIAM SCOTT	Extended To	
License # 1540808	Rank SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On 04/27/2022	
Entity # 1540808	Lic Status Current		
Address			
Street # 2847 Street SW 132ND CT			
Line 2			
Line 3			
City MIAMI	State FL	Zip 33175	
Routing			
Other			
1st License Date 01/12/2021	Rank Date 04/27/2022	Certificate #	
Method I-S-1043	Status Date 01/12/2021	Certificate Date	
Fee Exempt No	Birth Date [REDACTED]	Renewal Sent	
Select			
Action	<input type="text"/>		
Modifiers			
Type	Modifier	Effective Date	Additional Info
C	CMAN - Cardroom Mangr	12/04/2013	
C	FLMR - Floor Manager	01/12/2021	
F	LIVE - Live Scan Fee Exemption	12/04/2013	
I	TBRD - Thoroughbred	12/04/2013	
L	325 - Calder Race Crs	12/04/2013	
Y	3YR - 3 Year License	12/04/2013	

Get Adobe Reader

EXHIBIT # 3
PAGE # 1




State of Florida
 Florida Gaming Control Commission
 Division of Pari-Mutuel Wagering
 Office of Investigations

PROPERTY RECEIPT

Complaint # 2023-01-4450 Date 3-14-23 Lab # _____

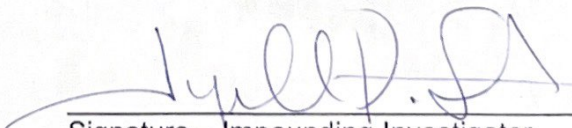
Item No.	Quantity	Description
1	1	DVD CONTAINING VIDEO FOOTAGE OF PATRICK LUCASINDIE Remy.
LAST ITEM		

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



 Signature

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



 Signature - Impounding Investigator

RETURNED PROPERTY RECEIPT

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

 Signature Date

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

Copies for: File, Transmittal, Laboratory, Property Receipt
 Form FGCC 11-75 (Revised 07/22)

EXHIBIT # 4
 PAGE # 1

April 17th, 2023

Lucksindre Remy
1410 NW 115 Street
Miami, FL 33167

Dear Mr. Remy

Due to conduct that is not acceptable at Calder Casino, you are not permitted to attend or be present on our facilities.

Effective April 17th, 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 [REDACTED], extension [REDACTED].

Respectfully,



JC Lara
Senior Director of Safety and Security

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

- [Complaint Search](#)
- [Mass Status Update](#)
- [Change Recording License Type](#)
- [Public Case Info](#)
- [Delete Complaint](#)
- [Mass Activity Update](#)
- [Mass Discipline Update](#)

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

Logged in as: **icampbell**

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

Lic Type 1098 - Unlicensed Complaints	Status 90 Closed	Status Date 04/05/2023
Complaint # 2023014450	Case Type CMP - Complaint	Disposition
Docket#	Respondent REMY, LUCASINDRE	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 03/13/2023	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Region SR - Southern Region	Received 03/14/2023		
Reference 61D-11.005		<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Entered 03/14/2023	Entered By icampbell	<input type="checkbox"/> Inspection	
Summary	285 - Calder Race Course, Inc. - 61D-11.005 (Prohibitions): On March 14, 2023, this Investigator was informed by Calder Casino Surveillance Manager Leonides Martinez of a cheating incident that occurred on March 13, 2023. Martinez stated that card room Patron Lucasindre Remy was observed cheating during a live poker game. Remy was observed adding additional chips to his bet after all bets on the table had already been finalized. This action is known as (Capping) and it is done to enhance a larger payout on the winning hand. Martinez provided this Investigator with a copy of the Surveillance, Incident Reports and a copy of video footage of the incident.	<input type="checkbox"/> Costs	
		<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
		<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated 04/06/2023 14:06:33	By icampbell	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

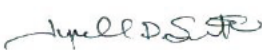

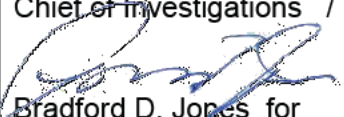
22	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
----	---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

 [Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS
INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: February 22, 2023	Case Number: 2023 01 4450
Respondent: REMY, LUCASINDRE 1410 NW 115th STREET MIAMI, FLORIDA 33167		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: March 20, 2023	
Period of Investigation: March 14, 2023 through March 20, 2023		Type of Report: Final	
<p>Alleged Violation: 61D-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 March 14, 2023, this Investigator was informed by Calder Casino Surveillance Manager Leonides Martinez of a cheating incident that occurred on March 13, 2023. Martinez stated that card room patron Lucasindre REMY was observed cheating during a live poker game. According to Martinez REMY was observed adding additional chips to his bet after all bets on the table had been finalized. This action is known as "Capping" and it is done to achieve a larger payout on the winning hand. Martinez provided this Investigator with a copy of the Surveillance Incident Report as well as a copy of video footage of the incident (EXHIBIT 2 & 4).</p> <p>After a review of the reports and video footage of the incident, an Open Case Request was submitted to Investigations Supervisor Julio Minaya for review and approval.</p>			
Related Case(s):			
Investigator / Date: March 20, 2023  Tyrell Smith /		Investigator Supervisor / Date  Julio Minaya / March 30, 2023	
Chief of Investigations / Date  Bradford D. Jones for Steven E. Kogan April 5, 2023			

CONTINUATION

Further investigation into this matter revealed that on March 13, 2023, at approximately 8:57 P.M., Poker Supervisor Scott Burnett notified Surveillance of a cheating incident at table #3, seat #5 (**EXHIBIT #1**).

According to Calder Security Incident Report # 2023-03-00033, and Surveillance Incident Report # 2023-03-00034, on March 13, 2023, at 8:57 P.M., Poker Supervisor Scott Burnett responded to Surveillance to review a cheating incident at table #3. Upon viewing surveillance footage of the incident, Burnett confirmed that the patron seated in seat #5 had capped his bet. Burnett and Security Supervisor Jason Milam approached table #3, seat #5 and requested that the patron follow them off the floor. The patron was identified as Lucasindre **REMY**. **REMY** won a total of two-hundred fifty (\$250.00) dollars as a result of him capping his bet but voluntarily returned the money when confronted with his actions (**EXHIBIT #1 & 2**).

Although **REMY** cooperated with Burnett and returned the money, he was advised that because of his actions he was being excluded from the facility indefinitely until the Security Director JC Lara invites him back.

On March 17, 2023, this Investigator spoke with Calder Poker Manager Ralph Brandt in reference to this incident. Although not present during this incident, Brandt stated that on March 13, 2023, Poker Supervisor Scott Burnett was notified by Designated Player (DP) Bhanu Ghai that **REMY** who was seated at table #3, seat #5, had possibly capped his bet. This prompted Burnett to request video review of table #3 which confirmed the DP's suspicion.

While speaking with Brandt about the incident Brandt contacted Poker Supervisor Scott Burnett via telephone at which time I interviewed Burnett. Burnett was able to corroborate what was documented in the Incident Report. He also confirmed that **REMY** was informed that he was being excluded from the facility indefinitely pending a review of his actions by Management. I also spoke to Calder Security Director, J.C. Lara who confirmed that **REMY** has been excluded indefinitely pending a review by Management.

Independent video review of this incident by this Investigator corroborates what was documented in the Security and Surveillance Reports.

STATUS: Case closed by Investigations and forwarded to Legal for review and possible exclusion from all Pari-Mutuel Waging facilities throughout the state of Florida.

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET 1

II. INVESTIGATIVE REPORT 2-11

III. EXHIBITS

1. Copy of Incident Report Security-2023-01-00033.....1-5

2. Copy of Surveillance Incident Report 2023-03-00034.....1-6

3. Card room Supervisor Burnett Versa Licensee Printout1-1

4. Property Receipt1-1

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Occurred From Date/Time: 3/13/2023 9:09 PM

Status: Open



EXHIBIT # - 1
PAGE # - 1

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SEC-2023-03-00033

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 3/13/2023 9:32 PM

Occurred From Date/Time: 3/13/2023 9:09 PM

Occurred To Date/Time: 3/13/2023 9:18 PM

Incident Duration: 0Hrs. 9Min.

Business Unit

Business Unit: Gaming

Summary:

On March 13, 2023 at approximately 2109 hours, Security Shift Supervisor was brought to review footage of guest Lucasindre Remy, being observed in the act of cheating while in the Card Room at table #3. It was learned that he was performing what is known as "Capping" a bet after all bets were closed. The amount owed and returned was learned to be \$250.00 dollars. The Card Room Supervisor Scott Burnett, informed Mr. Remy that he was also banned from the casino indefinitely, until such time as the Director of Security Jean Lara invites him back. It should be noted that Mr. Remy cooperated completely throughout the entire incident.

Physical Location

Site: Casino

Building: Front of House

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 2

Owner Workgroup:
Security

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 2:07 PM

Page 1 of 4

EXHIBIT # 1
PAGE # -2

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Status: Open

BURNETT, Scott

Involvement Type:

Reporting Party

Date of Birth:

Phone Number:

Gender: Male

Address:

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

First Aid Administered?: No

Marital Status:

Person Hospitalized?: No

Employee?: Yes

Injured: No

Interviewed?: Yes

Notes:

Linked To Person: Burnett, Scott

REMY, Lucasindre

Involvement Type:

Suspect



Date of Birth:

Phone Number: 754-779-0329

Gender: Black Male

Address:

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

First Aid Administered?: No

Marital Status:

Person Hospitalized?: No

Employee?: No

Injured: No

Interviewed?: Yes

Notes:

Linked To Person: Remy, Lucasindre

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR: Milam, Jason Narrative Type: Original Narrative

Created By Date/Time 3/13/2023 9:40 PM Sealed No

Narrative:

Origin of Call: On March 13, 2023 at approximately 2109 hours, Security Shift Supervisor was brought to review footage of guest Lucasindre Remy, being observed in the act of cheating while in the Card Room at table #3.

Interview: It was learned that he was performing what is known as "Capping" a bet after all bets were closed. The amount owed and returned was learned to be \$250.00 dollars.

Interview #2: It should be noted that Mr. Remy cooperated completely throughout the entire incident.

Action Taken: Surveillance was made aware of the potential of a suspect possibly cheating in the Car Room and performed a review that was instrumental in the generation of this report. A request was made for a photograph of Mr. Remy for filing purposes. The Card Room Supervisor Scott Bumett, informed Mr. Remy that he was also banned from the casino indefinitely, until such time as the Director of Security Jean Lara invites him back. S/S Milam escorted Mr. Remy out through the West entrance.

Attachment: A copy of the photo has been filed for possible future review upon request.

Attachments

Selected for Printing

Total = 1

Lucasindre Remy



Attachment Type: Picture
File Name: Lucasindre Remy.jpg
File Size: 67 KB
Description:

Owner Workgroup:
Security

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 2:07 PM

Page 3 of 4

EXHIBIT # -1
PAGE # -4

Incident Number: SEC-2023-03-00033

Class/Category: Criminal/Cheating

Status: Open

Incident Controls

Incident Controls

Org Rollup Name

Access Level:

Level 2

Org Level 1:

Status:

Open

Org Level 2:

Org Level 3:

Org Level 4:

Locked:

No

Archive (record not visible):

No

Record Owner:

Milam, Jason

Incident Visibility

Owner Workgroup: Security

Exceptions:

Workgroup Name

Record Rights

All Workgroups: None



Incident Record Created By jason.milam, 3/14/2023 1:32 AM GMT

Last Modified By jason.milam, 3/14/2023 2:06 AM GMT

Owner Workgroup:
Security

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 2:07 PM

Page 4 of 4

EXHIBIT # -1
PAGE # -5

Calder Casino & Race Course

21001 NW 27th Avenue
Miami Gardens, Florida United States
33056

Incident Report

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Occurred From Date/Time: 3/13/2023 8:57 PM

Status: Open



EXHIBIT # -2
PAGE # -1

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

Incident Details

Incident Details

Incident Number: SURV-2023-03-00034

Classification

Class: Criminal

Category: Cheating

Reported Date/Time: 3/13/2023 9:32 PM

Occurred From Date/Time: 3/13/2023 8:57 PM

Business Unit

Business Unit: Gaming

Department: Table Game

Physical Location

Site: Casino

Building: Front of House

Location: Poker Room

Summary:

On March 13, 2023 at approximately 20:57 hours, Card Room Manager Scott Burnett advised Surveillance of a possible cheater playing at Table #3.

Supplemental Details

Reported to Police: No

Incident Involvement Section

Linked Person

Total = 3

Owner Workgroup:

Surveillance

Access Level:

Level 2

Local Print Date/Time:

3/14/2023 1:29 PM

Page 1 of 5

EXHIBIT # -2
PAGE # -2

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

BURNETT, Scott

Involvement Type:

Reporting Party



Date of Birth:

Phone Number:

Gender: Male

Address:

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

First Aid Administered?: No

Marital Status:

Person Hospitalized?: No

Employee?: Yes

Injured: No

Interviewed?: No

Notes:

Linked To Person: Burnett, Scott

MILAM, Jason

Involvement Type:

Other



Date of Birth:

Phone Number:

Gender:

Address:

Hair Color:

Eye Color:

Height: 00' 00"

Weight: 0lbs

First Aid Administered?: No

Marital Status:

Person Hospitalized?: No

Employee?: Yes

Injured: No

Interviewed?: No

Notes:

Linked To Person: Milam, Jason

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

REMY, Lucasindre

Involvement Type:

Suspect



Date of Birth:

Phone Number:

754-779-0329

Gender:

Black Male

Address:

Hair Color:

Eye Color:

Height:

00' 00"

Weight:

0lbs

First Aid
Administered?:

No

Marital Status:

Person

No

Hospitalized?:

Employee?:

No

Injured:

No

Interviewed?:

No

Notes:

Linked To Person:

Remy, Lucasindre

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

Incident Narratives

Incident Narratives

Total = 1

AUTHOR: 39, Surv Narrative Type: Original Narrative

Created By Date/Time 3/13/2023 9:47 PM Sealed No

Narrative:

Origin of Call. On March 13, 2023 at approximately 20:57 hours, Card Room Manager Scott Burnett advised Surveillance of a possible cheater playing at Table #3.

Video Coverage: Upon review, at 20:57 hours guest Lucasindre Remy is observed taking 2 \$5.00 Red Chips and placing them on top of the Ultimate Pairs Bonus after every Player had already finalized their bets. Mr. Remy was then paid out \$250.00.

At approximately 21:13 hours Security Shift Supervisor Jason Milam and Card Room Manager Scott Burnett approached Mr. Remy at Table #3. After returning the \$250.00, Mr. Remy exited through the West Entrance doors.

Person's Involved:

Reporting Party - Card Room Manager Scott Burnett

Other - Security Shift Supervisor Jason Milam

Suspect - Lucasindre Remy

Owner/Workgroup:
Surveillance

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 1:29 PM

Page 4 of 5

EXHIBIT # -2
PAGE # -5

Incident Number: SURV-2023-03-00034

Class/Category: Criminal/Cheating

Status: Open

Incident Controls

Incident Controls

<u>Org Rollup Name</u>	Access Level:	Level 2
Org Level 1:	Status:	Open
Org Level 2:		
Org Level 3:		
Org Level 4:	Locked:	No
	Archive (record not visible):	No
	Record Owner:	39, Surv

Incident Visibility

Owner Workgroup:	Surveillance	<u>Exceptions:</u>	Workgroup Name	Record Rights
All Workgroups:	None			



Incident Record Created By ashley.kalisch, 3/14/2023 1:35 AM GMT

Last Modified By ashley.kalisch, 3/14/2023 1:48 AM GMT

Owner Workgroup:
Surveillance

Access Level:
Level 2

Local Print Date/Time:
3/14/2023 1:29 PM

Page 5 of 5

EXHIBIT # -2
PAGE # -4

FAQ | Help | Sign Out

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

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: tsmith2

VR Home > License Search > License Home

License		<input type="button" value="Licensee"/> <input type="button" value="History"/> <input type="checkbox"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>	
Fed Tax # [REDACTED]	Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On 06/30/2025	
File # 3932	Name BURNETT, WILLIAM SCOTT	Extended To	
License # 1540808	Rank SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On 04/27/2022	
Entity # 1540808	Lic Status Current		
Address			
Street # 2847 Street SW 132ND CT			
Line 2			
Line 3			
City MIAMI	State FL	Zip 33175	
Routing			
Other			
1st License Date 01/12/2021	Rank Date 04/27/2022	Certificate #	
Method I-S-1043	Status Date 01/12/2021	Certificate Date	
Fee Exempt No	Birth Date [REDACTED]	Renewal Sent	
Select			
Action	<input type="text"/>		
Modifiers			
Type	Modifier	Effective Date	Additional Info
C	CMAN - Cardroom Mangr	12/04/2013	
C	FLMR - Floor Manager	01/12/2021	
F	LIVE - Live Scan Fee Exemption	12/04/2013	
I	TBRD - Thoroughbred	12/04/2013	
L	325 - Calder Race Crs	12/04/2013	
Y	3YR - 3 Year License	12/04/2013	

Get Adobe Reader

EXHIBIT # 3
PAGE # 1



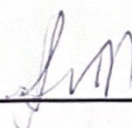
State of Florida
 Florida Gaming Control Commission
 Division of Pari-Mutuel Wagering
 Office of Investigations

PROPERTY RECEIPT

Complaint # 2023-01-4450 Date 3-14-23 Lab # _____

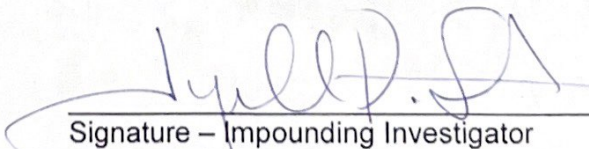
Item No.	Quantity	Description
1	1	DVD CONTAINING VIDEO FOOTAGE OF PATRICK LUCASINDIE Remy.
LAST ITEM		

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



 Signature

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



 Signature - Impounding Investigator

RETURNED PROPERTY RECEIPT

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

 Signature Date

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

Copies for: File, Transmittal, Laboratory, Property Receipt

Form FGCC 11-75 (Revised 07/22)

EXHIBIT # 4
 PAGE # 1

April 17th, 2023

Lucksindre Remy
1410 NW 115 Street
Miami, FL 33167

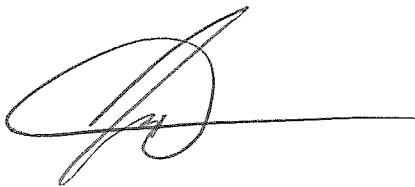
Dear Mr. Remy

Due to conduct that is not acceptable at Calder Casino, you are not permitted to attend or be present on our facilities.

Effective April 17th, 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

7020 2450 0000 5093 2960

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee	
\$	
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

4-25-23

Postmark
Here

Postage	
\$	
Total Po	
\$	

Lucasindre Remy
21001 Northwest 27th Avenue
Miami Gardens, Florida 33056
AC - 2023014450 - PMW

<i>Sent To</i>	
<i>Street or</i>	
<i>City, State</i>	

948

Tracking Number:

Remove X

70202450000050932960

[Copy](#)

[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was delivered to an individual at the address at 3:20 pm on April 28, 2023 in MIAMI GARDENS, FL 33056.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Left with Individual

MIAMI GARDENS, FL 33056

April 28, 2023, 3:20 pm

[See All Tracking History](#)

Feedback

Text & Email Updates



USPS Tracking Plus[®]



Product Information



See Less ^

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

10. Discussion of License Denials

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: Celestino Seda Lanza; Case No. 2023-021465
Date: June 26, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Celestino Seda Lanza's ("Applicant") application for a General Individual Occupational License. Applicant submitted a completed application for a General Individual Occupational License on April 6, 2023 and applied for a waiver of his felony convictions. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the felony convictions. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On April 6, 2023 Applicant submitted their application to the Division of Pari-Mutuel Wagering for a General Individual Occupational License. Upon review of the completed application, it appears the Applicant was convicted of felonies in the state of Rhode Island. Specifically, the Applicant was convicted of the following felonies in 2017:

- Manufacture, Possession, or Delivery of More Than 1 Kilogram of Cocaine; and
- Manufacture, Deliver, or Possess with Intent (Schedule V)¹

Applicant applied for a waiver for the felony convictions and a waiver interview was subsequently scheduled. On April 24, 2023, Applicant spoke with an investigator on the phone for the waiver interview, and a report was compiled and submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On May 24, 2023, the Executive Director declined to waive the felony conviction. Applicant failed to disclose both convictions on his initial application. Applicant indicated one felony conviction on his amended application.

¹ These convictions arose from the same arrest.

Relevant Law

Section 550.105(5)(b), Florida Statutes, provides in pertinent part that:

“. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.”

Section 550.105(5)(d), Florida Statutes, provides that:

“. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.”

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

“[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the commission.”

Rule 75-5.006(1), Florida Administrative Code, requires the applicant to submit Form DBPR PMW-3180, Request for Waiver, and schedule a waiver interview with the Office of Investigations. Failure to participate in a waiver interview or to disclose any pertinent information regarding criminal convictions shall result in a denial of the request for waiver.

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: Because the Applicant's disqualifying criminal convictions were not waived, the Florida Gaming Control Commission may deny or declare Applicant ineligible for any license. Accordingly, the Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission authorize the issuance of a Notice of Intent to Deny License in this matter.

ROUTING SLIP REQUEST FOR WAIVER

RE: LANZA, CELESTINO SEDA 13438958
(APPLICANT'S NAME - LICENSE #)

Case No: 2023 02 1465

1022 / Groom
Occupation Code and Job Title

Palm Meadows Training Center
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE:

JULY 13, 2023
(DATE)

Investigations Section: Reviewed by Bradford D. Jones [Signature] 5/7/2023
(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 05/11/2023
(Initial & Date)

[Signature] 5/19/23
(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? \$971.25 Unpaid court fines

Executive Director: LT 5/24/23
(Initial & Date)

Prepare Waiver or Prepare File for Commission Review

Comments: _____

Investigative Findings:

February 23, 2015

Providence Police Department, Rhode Island – Possession / Manufacture / Delivery [of more than] 1 Kilo of Cocaine – Manufacture / Delivery / and Possession with Intent to Sell Within 300 Yards of School – Felonies – Adjudicated Guilty upon a plea of Nolo Contendere and sentenced on February 6, 2017 to 20 years in State Prison – Served 2 years – Placed on 18 years' Probation – Assessed \$971.25 in Court costs and Fines.

*Please attach Routing Slip to front of case file

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

- [Complaint Search](#)
- [Mass Status Update](#)
- [Change Recording License Type](#)
- [Public Case Info](#)
- [Delete Complaint](#)
- [Mass Activity Update](#)
- [Mass Discipline Update](#)

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

Logged in as: **cstubbs1**

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

Lic Type	1022 - Pari-Mutuel General Individual Occupational	Status	90 Closed	Status Date	05/07/2023
Complaint #	2023021465	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	LANZA, CELESTINO SEDA	Responsible	bjones - JONES, BRADFORD	
Private Case					

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

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority		<input 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	03/28/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	SR - Southern Region	Received	04/13/2023	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	04/14/2023	Entered By	icampbell	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	322 - Gulfstream Park Thoroughbred After Racing Program, Inc. (Palm Meadows)			<input type="checkbox"/>	Attachments		History
Updated	05/09/2023 11:48:45	By	cstubbs1	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

[Get Adobe Reader.](#)

ROUTING SLIP REQUEST FOR WAIVER

RE: LANZA, CELESTINO SEDA 13438958
(APPLICANT'S NAME – LICENSE #)

Case No: 2023 02 1465

1022 / Groom
Occupation Code and Job Title

Palm Meadows Training Center
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE:

JULY 13, 2023
(DATE)

Investigations Section: Reviewed by Bradford D. Jones  5/7/2023
(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 23, 2015


Providence Police Department, Rhode Island – Possession / Manufacture / Delivery [of more than] 1 Kilo of Cocaine – Manufacture / Delivery / and Possession with Intent to Sell Within 300 Yards of School – Felonies – Adjudicated Guilty upon a plea of Nolo Contendere and sentenced on February 6, 2017 to 20 years in State Prison – Served 2 years – Placed on 18 years' Probation – Assessed \$971.25 in Court costs and Fines.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: Southern	Date of Complaint: April 14, 2023	Case Number: 2023 02 1465
Respondent: LANZA, CELESTINO SEDA 16431 SW 39TH ST MIRAMAR, FLORIDA 33027 MOBILE PHONE [REDACTED] AKA: LANZA-SEDA, CELESTINO		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 13438958 / 1022		Profession: Groom	Report Date: April 24, 2023
Period of Investigation: April 14, 2023 through April 24, 2023		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon receipt of Celestino S. LANZA's application for a State of Florida PMW Individual Occupational License dated December 27, 2022 and Waiver Request form dated March 28, 2023 (Exhibit #1).</p> <p>On December 27, 2022, LANZA submitted a PMW Occupational License application to be licensed as a Groom at the Palm Meadows Training Center (PMTTC). On his original application, he 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 January 10, 2023, the Office of Operations (Licensing) sent LANZA a deficiency letter. On March 28, 2023, LANZA amended his original application form and answered "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?" LANZA disclosed a February 6, 2017 a Felony conviction for Possession of Cocaine in Rhode Island. The amended application form was received by Licensing on April 5, 2023 (Exhibit #1, Page #5).</p>			
Related Case:			
Investigations Specialist II / Date  Andre' Tribble / April 24, 2023		Approved by Investigator Supervisor / Date  Julio Minaya / April 27, 2023	
Chief of Investigations / Date  Bradford D. Jones / May 7, 2023			

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 02/23/2015		Arresting Agency: Providence Police Department, Rhode Island			
OFFENSE					
CHARGES	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Poss/Manu/ Deliver > 1 Kilo Cocaine	Felony	Nolo Contendere	Guilty	02/06/2017
2	Manufacu/Del/Poss W /Int to Sell in School Zone	Felony	Nolo Contendere	Guilty	02/06/2017
3					
4					

SENTENCE
Sentenced to 20 Years in state prison, served 2 years and placed on probation for 18 years. Sentence to run concurrent on both charges. Court fine of \$971.25 which is still pending to be paid. (Exhibit #3, Page #7)

Additional Information: Because **LANZA** was on probation, Investigative Supervisor Minaya asked him [during the Waiver Interview] if he had gotten permission from his Probation Officer to leave the state of Rhode Island. **LANZA** stated that sometime during the Covid-19 Pandemic, his Probation Officer informed him that his 18 years' probation had been terminated early and that he no longer needed to report to anyone.

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
CHARGES	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1					
2					
3					
4					

SENTENCE

Additional Information:

CRIMINAL HISTORY

CONTINUATION

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

Additional Information:

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	

CONTINUATION

Does the Applicant possess an Occupational License from other jurisdictions?		X
------------------------------------------------------------------------------	--	---

1. License Type: (Temporary) 1022 Groom				
Date Licensed: 12-27-2022	Expiration Date: 03-27-2023	License #: 13438958	Agency or Jurisdiction: State of Florida Gaming Control Commission	
			YES	NO
Has License ever been suspended or revoked?				X
Was any derogatory information received?			X	
Additional Comments: Applicant failed to disclose criminal history in his original license application dated 12/27/2022. (Exhibit # 1, Page #3 & 4)				

2. License Type: Stable Employee				
Date Licensed: Unknown	Expiration Date: 05/16/2023	License #: 1514166	Agency or Jurisdiction: NYS Gaming 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 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:				

WAIVER INTERVIEW

			YES	NO
Was a Waiver Interview Conducted?			X	
Date of Interview:		Location of Interview:		

CONTINUATION

April 24, 2023	Telephonic Interview		
		YES	NO
Was the applicant cooperative?		X	
Additional Comments: Waiver interview conducted in Spanish by Investigative Supervisor Julio Minaya. Applicant does not speak or understand the English language.			

SUMMARY OF INTERVIEW:

During the interview, **LANZA** disclosed information about his 2015 Felony arrest and conviction for Possession/ Manufacture/ Deliver 1 Kilo of Cocaine in Providence, Rhode Island. **LANZA** stated that in 2013 he traveled from Puerto Rico to Rhode Island and was working as a truck driver for a company called GE. He worked for the company for 2 years, until the company lost its contract and he was laid off. Because he could not find another job, and had fallen behind on his rent, he became desperate and one night while watching a basketball game on T.V., he mentioned his situation to a former co-worker by the name of "Emanuel" last name unknown.

According to **LANZA**, "Emanuel" stated that "he, had a way to make quick money". "Emanuel" then made a phone call to an unknown person and after a few minutes on the phone, "Emanuel" told him that in a couple of days he would be receiving a package in the mail. "Emanuel" instructed **LANZA** to call him when the package arrived and told him not to open the package.

LANZA further stated that a couple of days later the package arrived at his home. However, he was not home at the time because he was at his physical therapist. His sister who was home, received the package and was subsequently approached by the police wanting to know **LANZA'S** whereabouts. According to **LANZA**, his sister gave the police officers the address to his physical therapist where he was arrested.

LANZA stated that after being arrested he attempted to fight the charges and was offered a plea deal consisting of a 20-year sentence, in which he would only have to serve 2 years in state prison and then be placed on 18 years' probation. After serving the 2 years, he was released from prison. Following his release, **LANZA** says that he worked numerous jobs in the state of Rhode Island until the Covid-19 Pandemic occurred and his probation was terminated early. Upon learning that his probation was terminated early, **LANZA** went to work in New York at the Saratoga Race Track for a period of two months followed by work at Belmont Race Track.

When asked if he was still licensed in New York State, **LANZA** said no that he had only been issued a temporary license. However, a check of the New York State Gaming Commission website for current licensee's, shows that **LANZA** is currently licensed as a Stable Employee under license #1514166. This license expires on 05/16/2023 (**Exhibit #4, Page #11**).

When asked why he did not disclose his arrest on his original application, **LANZA** stated that because he does not understand English he requested assistance from a person working at the PMW licensing Office in Palm Meadows. That person then instructed another person to help him with his application. **LANZA** states that he does not remember being asked the question related to his past criminal history.

CONTINUATION

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed No rulings against **LANZA (Exhibit #4)**.

LANZA provided his photo via email. **(Exhibit #1)**

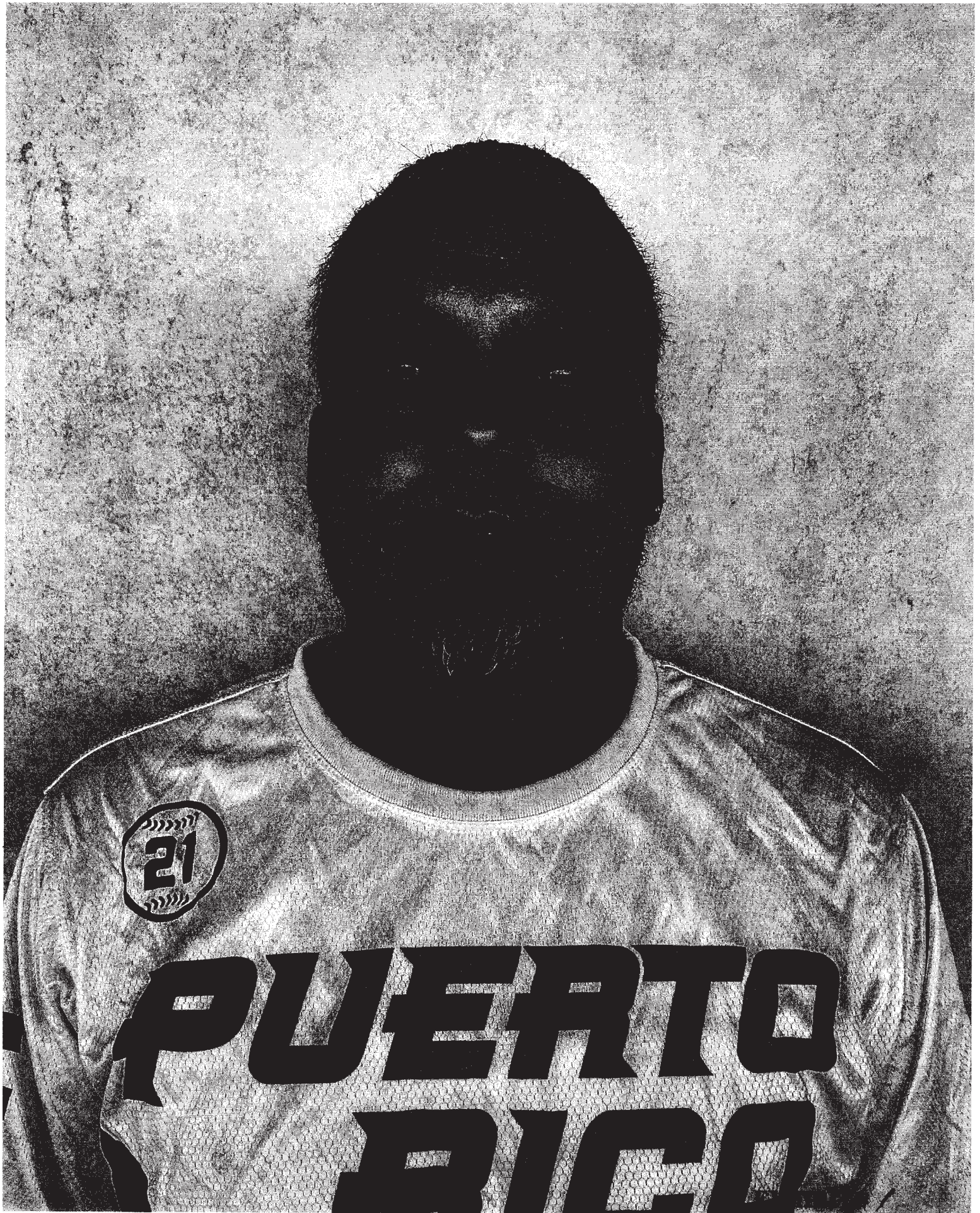
On April 27, 2023, Investigative Supervisor Minaya telephonically spoke to Probation & Parole Supervisor Lynn Borch of the Rhode Island Department of Correction. Per Ms. Borch, **LANZA** is no longer under supervision, however, he was never granted permission to leave the state of Rhode Island. Therefore, **LANZA** is in violation of his probation. **LANZA'S** contact information was provided to Ms. Borch for follow-up by her agency.

Case closed by Investigations and forwarded to Licensing.

CONTINUATION

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET1
- II. INVESTIGATIVE REPORT2
- III. EXHIBITS
 - 1. Photo / Waiver Request / Application1-5
 - 2. Legal Documents 1-9
 - 3. FDLE Report. 1-7
 - 4. Supporting Docs: ARCI / Def. Letter / Other1-12



DBPR PMW-3180 - Request for Waiver



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PARI-MUTUEL WAGERING
www.myflorida.com/dbpr

FLORIDA GAMING
CONTROL COMMISSION

2023 APR -5 PM 12:00

RECEIVED

TO: Celestino Seda-Lanza
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, timeline requirement regarding the processing of this application.

C. Lanza Seda
Signature of Applicant

3/28/23
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

DEC 29 PM 1:42

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 - Individual Occupational License Application

DEC 27 2022

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 <i>N/A</i>	Birth Date (MM/DD/YYYY) [REDACTED]	Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Last Name <i>LANZA</i>	First <i>CELESTINO</i>	Middle <i>SEDA</i>	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 checked="" type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input type="checkbox"/> White or Caucasian <input checked="" type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Current Mailing Address <i>16431 SW 39th St</i>		Email Address (optional)	
City <i>MIRAMAR</i>	State <i>FL</i>	Zip Code (+4 optional) <i>33027</i>	Country, if other than USA
Primary Phone Number		Secondary/Cell Phone Number (optional) <i>904 9098050</i>	
Current Street Address <i>SAME</i>			
City	State	Zip Code (+4 optional)	Country, if other than USA
Type of Occupational License applying for: <input checked="" type="checkbox"/> Pari-Mutuel General Individual <input type="checkbox"/> Pari-Mutuel Professional Individual <input type="checkbox"/> Cardroom Employee		Facility where employed and/or doing business: <i>Palm Meadows 326 Thoroughbred Training Center</i>	
Occupation: <i>GROOM</i>			
Does your position require access to the Cardroom? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Is this your first time applying for a racing/gaming license in Florida? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a 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	
FOR DIVISION USE ONLY			
License Code <i>1022</i>	License # <i>13438958</i>	File # <i>1022160</i>	App # <i>190954</i>
Association Code <i>326</i>	Date Received <i>12/27/22</i>	Entered By <i>KE</i>	License Year <i>2025</i>
License Fee <i>1500</i>	FP Date <i>12/27/22</i>	FP Fee <i>37.25</i>	Total Fee <i>52.25</i>
Off Temp	Waiver Requested	<i>ARCI</i>	Enforcement
			Minor

EXHIBIT #
PAGE # *9673*

DEC 27 2022

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

RECEIVED
DEC 29 PM 1:2
FLORIDA GAMING CONTROL COMMISSION

- 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:

Blank lines for providing details.

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. 943.058 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 or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

E. Lopez
Signature of Applicant

12/27/22
Date

EXHIBIT # 968
PAGE # 2

DEC 27 2022

X Celestino Lanza Sada
Date 3/28/23

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
2/06/2017	Brishl	R.I.	Possession	Fel	

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, 664; and Sections 409.2577, 409.2588, 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. 103, 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. 943.058 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.

C. Lanza Sada
Signature of Applicant

12/27/22
Date

RECEIVED
JAN 11 2023
FLORIDA GAMING CONTROL COMMISSION

DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

REF # 9103881A001

2023 APR -5 PM 8:01
FLORIDA GAMING CONTROL COMMISSION
RECEIVED
PAGE # 4
EXHIBIT # 960
PAGE # 960

Party Search Results

Name

▼ Date of Birth ▼

LANZA-SEDA, CELESTINO



Warrants (0)

Cases (2)

Cases

P1-2016-0671A

LANZA-SEDA, CELESTINO

Status Location

Closed Providence/Bristol County Superior Court

Date of Birth



62-2015-01750

LANZA-SEDA, CELESTINO

Status Location

Closed 6th Division District Court

Date of Birth



6th Division District Court

Case Summary

Case No. 62-2015-01750

CELESTINO LANZA-SEDA

§
§
§

Location: 6th Division District Court
Judicial Officer: Judge, Unassigned
Filed on: 02/21/2015

Case Information

Offense	Statute	Degree	Offense Date	Filed Date	Case Type: Felony	Case Status: 02/26/2016 Closed
Jurisdiction: Providence Police Department						
1. MAN/SEL/POSS W/INT 1OZ-1K COCA	21-28-4.01.1(a)(2)(i)	F	02/20/2015	02/21/2015		
Offense Reports						
Agency: Providence Police Department 325 Washington Street Providence, RI, 02903						
2. MAN/DEL/POSS W/INT SCH V	21-28-4.01(a)(4)(iii)	F	02/20/2015	02/21/2015		
Offense Reports						
Agency: Providence Police Department 325 Washington Street Providence, RI, 02903						

Related Cases

P1-2016-0671A (Related Case Number)

Party Information

Plaintiff State of Rhode Island

Defendant LANZA-SEDA, CELESTINO
DOB: [REDACTED]
SID: 10270672

Agency PROVIDENCE POLICE DEPARTMENT
SID: @11806264

SHEIN, DAVID M.
Retained

Dispositions

02/15/2016 **Disposition** (Judicial Officer: Judge, Unassigned)
1. MAN/SEL/POSS W/INT 1OZ-1K COCA
True Bill Signed/Amend Charge

02/15/2016 **Disposition** (Judicial Officer: Judge, Unassigned)
2. MAN/DEL/POSS W/INT SCH V
True Bill Signed

Case Events

02/21/2015 Initial Case Data Entry

02/23/2015 Felony Initial Appearance

6th Division District Court

Case Summary

Case No. 62-2015-01750

02/23/2015 Defendant Held Without Bail
02/23/2015 Referred to the Public Defender
02/23/2015 Remanded to the Adult Correctional Institution
02/23/2015 Petitioners Writ of Habeas Corpus
03/05/2015 Continued For Further Hearing
03/05/2015 Petitioners Writ of Habeas Corpus
03/05/2015 Remanded to the Adult Correctional Institution
03/12/2015 Defendant Held Without Bail
03/12/2015 Completed
03/12/2015 Petitioners Writ of Habeas Corpus
03/12/2015 Remanded to the Adult Correctional Institution
03/12/2015 Waiver of Extradition
03/17/2015 Entry of Appearance
05/04/2015 Continued For Further Hearing
05/20/2015 Completed
05/20/2015 Surety Bail Set
05/20/2015 Want of Bail Defendant is Committed
05/20/2015 Remanded to the Adult Correctional Institution
05/21/2015 Notice of Property Lien Filed
07/24/2015 Continued For Further Hearing
10/16/2015 Continued For Further Hearing
10/16/2015 Continued For Further Hearing
02/26/2016 Information Signed
02/26/2016 Information Signed
02/26/2016 Information Signed
02/26/2016 Transferred to Superior Court
Party: Plaintiff State of Rhode Island

Hearings

03/05/2015 **Bail Hearing** (9:00 AM) (Judicial Officer: Judge, Unassigned)
Continued for Further Hearing
03/12/2015 **Status Conference** (9:00 AM) (Judicial Officer: Judge, Unassigned)
Completed
05/04/2015 **Pre-Arraignment Conference** (9:00 AM) (Judicial Officer: Judge, Unassigned)
Continued for Further Hearing
05/20/2015 **Bail Review** (9:00 AM) (Judicial Officer: Judge, Unassigned)
Completed
07/24/2015 **Pre-Arraignment Conference** (9:00 AM) (Judicial Officer: Judge, Unassigned)
Continued for Further Hearing
10/16/2015 **Pre-Arraignment Conference** (9:00 AM) (Judicial Officer: Judge, Unassigned)
Continued for Further Hearing
10/16/2015 **Pre-Arraignment Conference** (9:00 AM) (Judicial Officer: Judge, Unassigned)
Continued for Further Hearing

6th Division District Court

Case Summary

Case No. 62-2015-01750
01/25/2016 Pre-Arrestment Conference (9:00 AM) (Judicial Officer: Judge, Unassigned)
Information Signed
01/25/2016 Pre-Arrestment Conference (9:00 AM) (Judicial Officer: Judge, Unassigned)
Information Signed
04/14/2016 Pre-Arrestment Conference (9:00 AM) (Judicial Officer: Judge, Unassigned)
Information Signed

Bond Settings

02/23/2015 Bond Setting
Held Without Bail
03/12/2015 Bond Setting
Held Without Bail
05/20/2015 Bond Setting
Surety \$0.00

Providence/Bristol County Superior Court

Case Summary

Case No. P1-2016-0671A

CELESTINO LANZA-SEDA

§

Location: Providence/Bristol County Superior Court

§

Filed on: 02/26/2016

Case Information

Offense	Statute	Degree	Offense Date	Filed Date	Case Type: Felony - Indictment	Case Status: 02/06/2017 Closed
Jurisdiction: Providence Police Department						
1. POSS/MANU/DEL >1KG COCAINE	21-28-4.01.1(a)(2)(ii)	F	02/20/2015	02/26/2016		
Offense Reports						
Agency: Providence Police Department 325 Washington Street Providence, RI, 02903						
2. MAN/DEL/POSS W/INT SCH V	21-28-4.01(a)(4)(iii)	F	02/20/2015	02/26/2016		
Offense Reports						
Agency: Providence Police Department 325 Washington Street Providence, RI, 02903						

Related Cases

62-2015-01750 (Related Case Number)

Statistical Closures

02/06/2017 Disposed at Pre-Trial

Bonds

Property Bond #PS-16-021625 \$20,000.00
 04/20/2016 Posted
 Counts: 1

Party Information

Plaintiff State of Rhode Island

Defendant LANZA-SEDA, CELESTINO MORRA, DAVID
 DOB: [REDACTED] Retained
 SID: 10270672

Agency PROVIDENCE POLICE DEPARTMENT
 SID: @11806264

Dispositions

02/06/2017 Disposition (Judicial Officer: Procaccini, Associate Justice Daniel A.)
 1. POSS/MANU/DEL >1KG COCAINE
 Plea of Nolo Contendere
 2. MAN/DEL/POSS W/INT SCH V
 Plea of Nolo Contendere

Providence/Bristol County Superior Court

Case Summary

Case No. P1-2016-0671A

06/07/2017 **Sentence** (Judicial Officer: Procaccini, Associate Justice Daniel A.)
1. POSS/MANU/DEL >1KG COCAINE
Judgment of Conviction Entered
Criminal Sentence
Effective Date: 06/07/2017
Full Sentence: 20 Years
Term: 2 Years
Suspended: 18 Years
Probation: 18 Years
Credit for Time Served
Credit Details: from 2/20/15 through 05/20/15
Condition - Adult:
1. Total Assessments, \$971.25, 06/07/2017, Active 06/07/2017

06/07/2017 **Sentence** (Judicial Officer: Procaccini, Associate Justice Daniel A.)
2. MAN/DEL/POSS W/INT SCH V
Judgment of Conviction Entered
Criminal Sentence
Effective Date: 06/07/2017
Full Sentence: 20 Years
Term: 2 Years
Suspended: 18 Years
Probation: 18 Years
Concurrent with Count 1
Condition - Adult:
1. Waive Costs, 06/07/2017, Active 06/07/2017

Events and Orders of the Court

02/23/2015 Felony Initial Appearance
02/23/2015 Defendant Held Without Bail
02/23/2015 Referred to the Public Defender
02/23/2015 Remanded to the Adult Correctional Institution
02/23/2015 Petitioners Writ of Habeas Corpus
02/23/2015 **Bond Setting**
Held Without Bail
03/05/2015 Continued For Further Hearing
03/05/2015 Petitioners Writ of Habeas Corpus
03/05/2015 Remanded to the Adult Correctional Institution
03/12/2015 Defendant Held Without Bail
03/12/2015 Completed
03/12/2015 Petitioners Writ of Habeas Corpus
03/12/2015 Remanded to the Adult Correctional Institution
03/12/2015 Waiver of Extradition
03/12/2015 **Bond Setting**
Held Without Bail
03/17/2015 Entry of Appearance
05/04/2015 Continued For Further Hearing
05/20/2015 Completed
05/20/2015 Surety Bail Set
05/20/2015 Want of Bail Defendant is Committed

Providence/Bristol County Superior Court

Case Summary

Case No. P1-2016-0671A

05/20/2015 Remanded to the Adult Correctional Institution

05/20/2015 **Bond Setting**
Surety \$0.00

05/21/2015 Notice of Property Lien Filed

07/24/2015 Continued For Further Hearing

10/16/2015 Continued For Further Hearing

10/16/2015 Continued For Further Hearing

02/26/2016 Indictment Filed

02/29/2016 Initial Case Data Entry

03/02/2016 Entry of Appearance by Attorney General
Party: Prosecutor MCBURNEY, JOSEPH JOHN

03/02/2016 Order for Transcript
Party: Plaintiff State of Rhode Island

03/10/2016 Receipt for Grand Jury Tapes

03/16/2016 Defendant Arraigned and Pleads Not Guilty

03/16/2016 Pre-Trial Notice Issued

03/16/2016 Personal Recognizance Set

03/16/2016 Recognizance Filed
Party: Defendant LANZA-SEDA, CELESTINO

03/16/2016 Remanded to the Adult Correctional Institution

03/16/2016 **Arraignment** (9:30 AM) (Judicial Officer: McBurney, Magistrate John F., III)
Defendant Appears, Is Arraigned and Pleads Not Guilty

03/16/2016 **Bond Setting**
Personal Recognizance \$0.00

03/17/2016 Entry of Appearance
Party: Public Defender BRUNETTI, ELAINE J.

03/23/2016 Recognizance Filed
Party: Defendant LANZA-SEDA, CELESTINO

04/20/2016 Bail Posted/Surety Real Estate

04/20/2016 Affidavit of Bail Filed

06/15/2016 Pending Further Investigation

06/15/2016 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Rodgers, Associate Justice Kristin E.)
Pending Further Investigation

07/20/2016 Pending Further Investigation

07/20/2016 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Rodgers, Associate Justice Kristin E.)
Pending Further Investigation

07/25/2016 Request for Discovery and Inspection

08/09/2016 Answer Filed

08/17/2016 Pending Further Investigation

08/17/2016 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Rodgers, Associate Justice Kristin E.)
Pending Further Investigation

09/14/2016 Currently Incarcerated

09/14/2016 **Pre Trial Conference** (9:30 AM) (Judicial Officer: McGuirl, Associate Justice Susan E.)
Currently Incarcerated

09/29/2016 Completed

Providence/Bristol County Superior Court

Case Summary

Case No. P1-2016-0671A

- 09/29/2016 **Disposition** (9:30 AM) (Judicial Officer: Krause, Associate Justice Robert D.)
Completed
- 11/14/2016 Motion to Suppress
Party: Defendant LANZA-SEDA, CELESTINO
- 11/14/2016 Motion for Disclosure
Party: Defendant LANZA-SEDA, CELESTINO
- 11/14/2016 Motion for Bill of Particulars
Party: Defendant LANZA-SEDA, CELESTINO
- 11/14/2016 Motion for Disclosure
Party: Defendant LANZA-SEDA, CELESTINO
- 11/14/2016 Motion for a View
Party: Defendant LANZA-SEDA, CELESTINO
- 11/14/2016 Motion for Exculpatory Evidence
Party: Defendant LANZA-SEDA, CELESTINO
- 11/14/2016 Motion for Discovery and Inspection
Party: Defendant LANZA-SEDA, CELESTINO
- 11/14/2016 Motion
- 11/14/2016 Motion to Suppress Statements
- 11/18/2016 Answer Filed
Party: Plaintiff State of Rhode Island
- 11/18/2016 Answer Filed
Party: Plaintiff State of Rhode Island
- 11/18/2016 Objection Filed
Party: Plaintiff State of Rhode Island
- 11/18/2016 Answer Defendant Motion for Exculpatory Evidence
Party: Plaintiff State of Rhode Island
- 11/18/2016 Response to Defendant's Request for Discovery and Inspection
Party: Plaintiff State of Rhode Island
- 11/18/2016 Objection Filed
Party: Plaintiff State of Rhode Island
- 11/18/2016 Objection Filed
Party: Plaintiff State of Rhode Island
- 11/18/2016 Objection Filed
Party: Plaintiff State of Rhode Island
- 12/16/2016 **Trial Calendar Call** (9:30 AM) (Judicial Officer: McGuirl, Associate Justice Susan E.)
12/16/2016 Reset by Court to 12/16/2016
Case Passed for Trial
- 02/06/2017 **Disposition** (9:30 AM) (Judicial Officer: Procaccini, Associate Justice Daniel A.)
Heard and Continued
- 02/06/2017 Clerks Note PSC
- 02/06/2017 Certificate of Judge
- 02/06/2017 Defendant Retracts Not Guilty Plea
- 02/06/2017 Judgment of Conviction Entered (Judicial Officer: Procaccini, Associate Justice Daniel A.)
- 02/06/2017 Disposed at Pre-Trial
- 03/20/2017 Pre-Sentence Report Ordered
- 03/20/2017 Clerks Note PSC
- 05/17/2017 **Status Conference** (9:31 AM) (Judicial Officer: Procaccini, Associate Justice Daniel A.)
05/18/2017 Reset by Court to 05/17/2017
Heard and Concluded

Providence/Bristol County Superior Court

Case Summary

Case No. P1-2016-0671A

05/17/2017 Clerks Note PSC
05/30/2017 Other Document
05/31/2017 Other Document
06/07/2017 **Sentencing** (9:30 AM) (Judicial Officer: Procaccini, Associate Justice Daniel A.)
Heard and Concluded
06/07/2017 Clerks Note (Remanded) PSC
06/12/2017 Judgment of Conviction Entered (Judicial Officer: Procaccini, Associate Justice Daniel A.)

Financial Information

Defendant LANZA-SEDA, CELESTINO	
Total Financial Assessment	971.25
Total Payments and Credits	0.00
Balance Due as of 04/24/2023	971.25
06/07/2017 Transaction Assessment	971.25

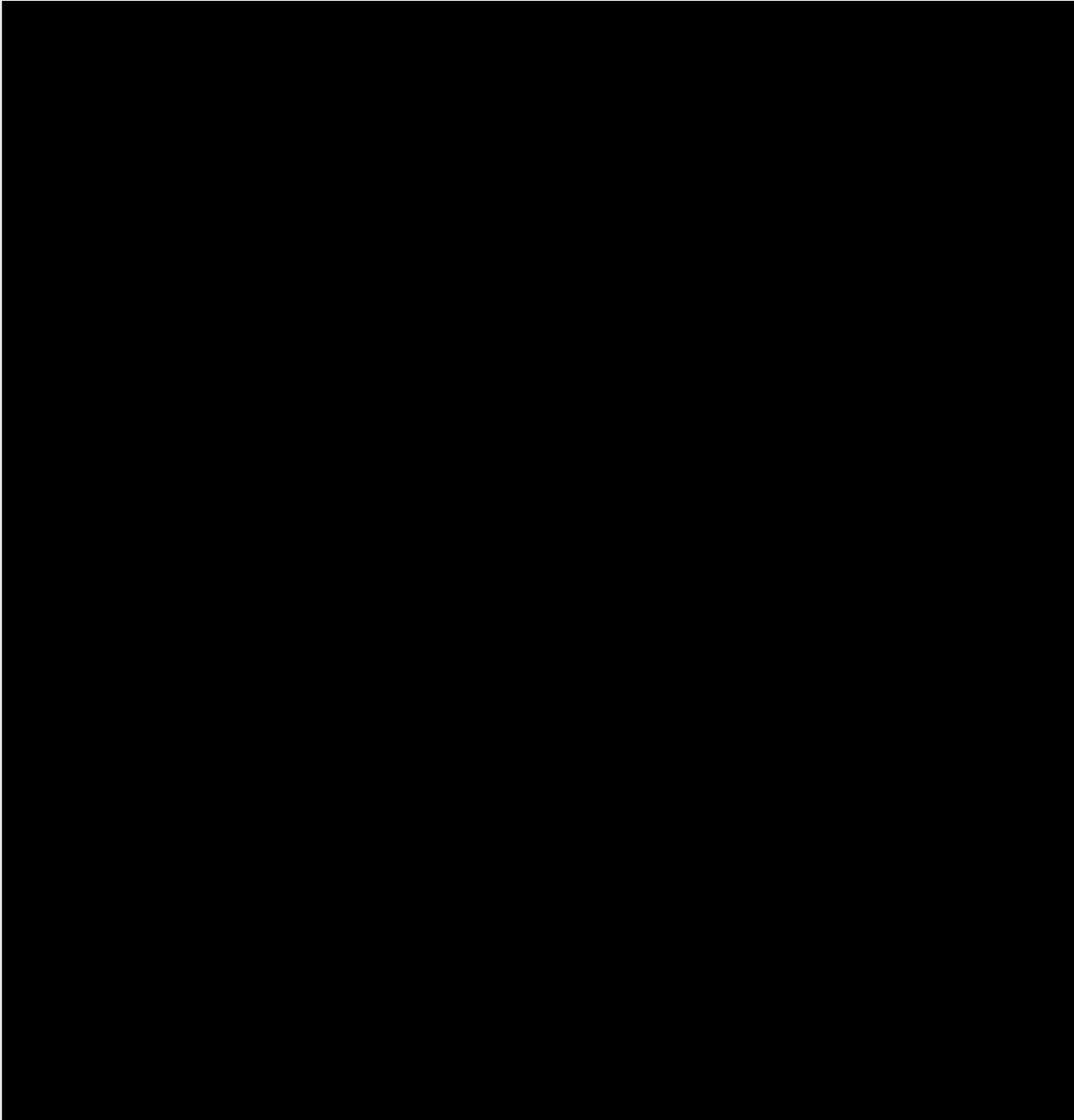
FDLE Information Notification System

Sent Date: 1/4/23 8:58 AM

Purge Date: 7/3/23 8:58 AM

Mail Ref.No: ORG002044-7266002

Subject : *Results of check for LANZA, CELESTINO (80GBPR040000094953)*



Subject : Results of check for LANZA, CELESTINO (80GBPR040000094953)

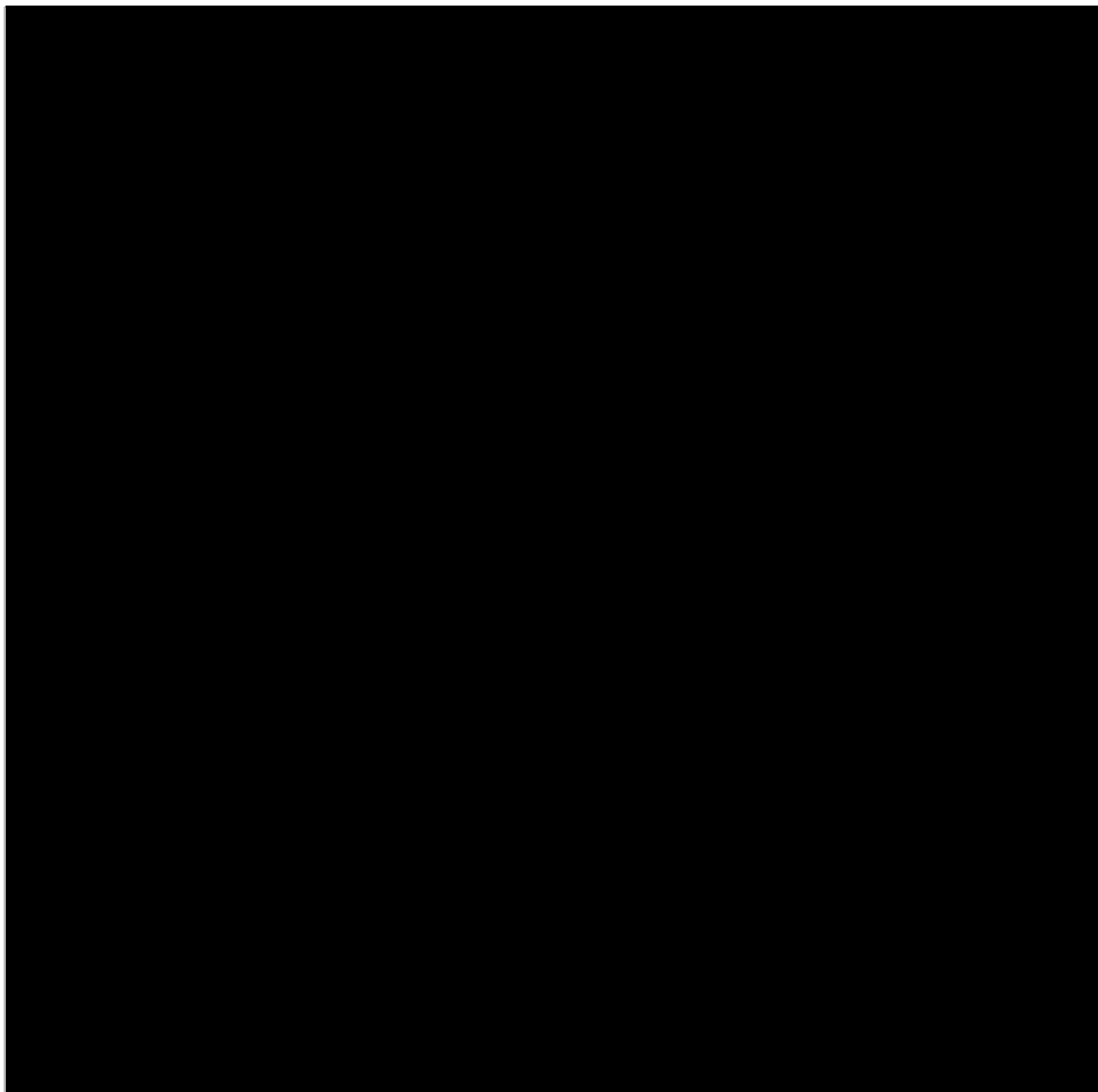


FL925184Z
FL GAMING CNTL COM
2601 BLAIR STONE ROAD
TALLAHASSEE,FL 32301

UNITED STATES DEPARTMENT OF JUSTICE

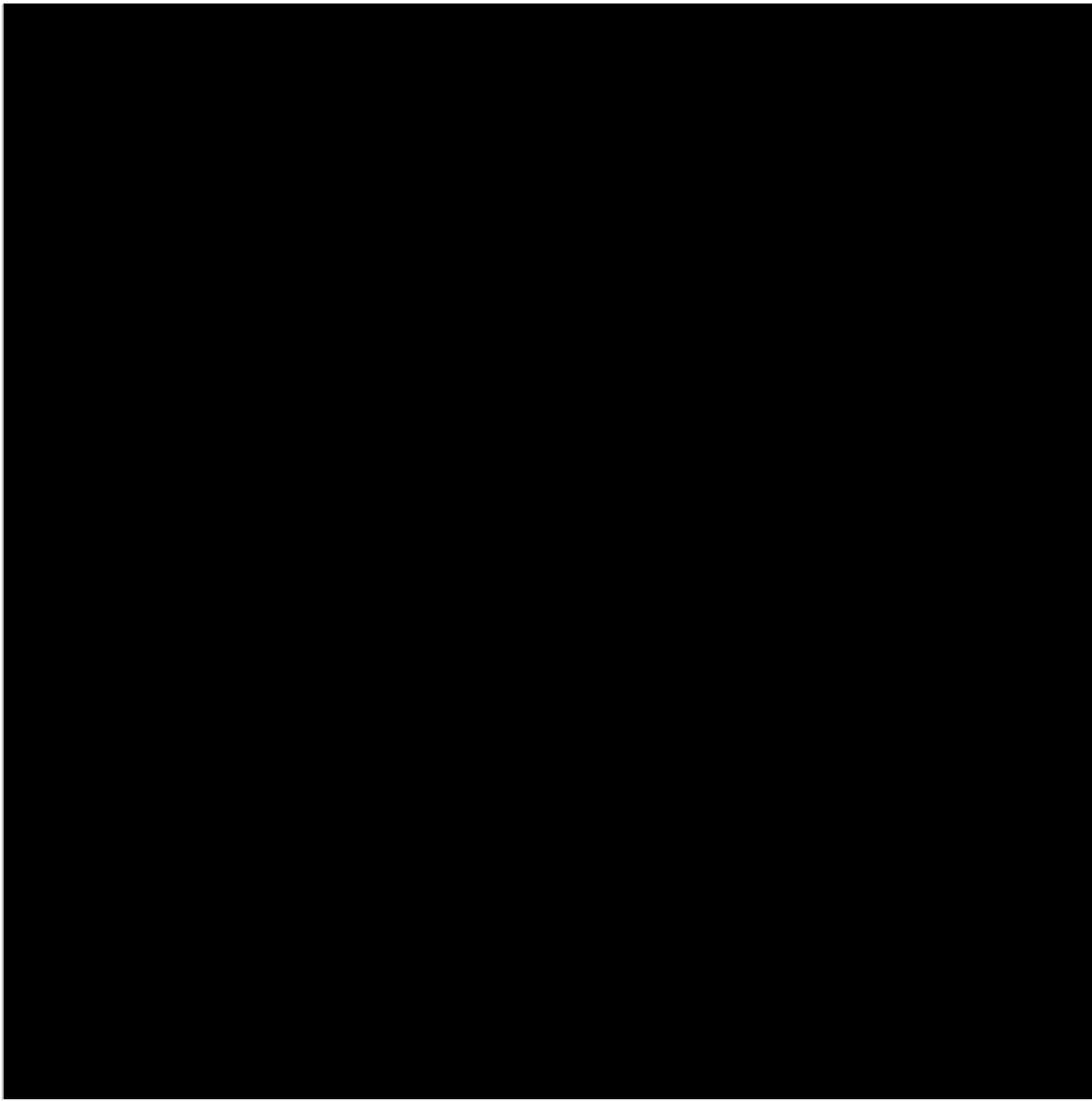
Page 2 of 7
EXHIBIT # 3
PAGE #9802

Subject : *Results of check for LANZA, CELESTINO (80GBPR040000094953)*

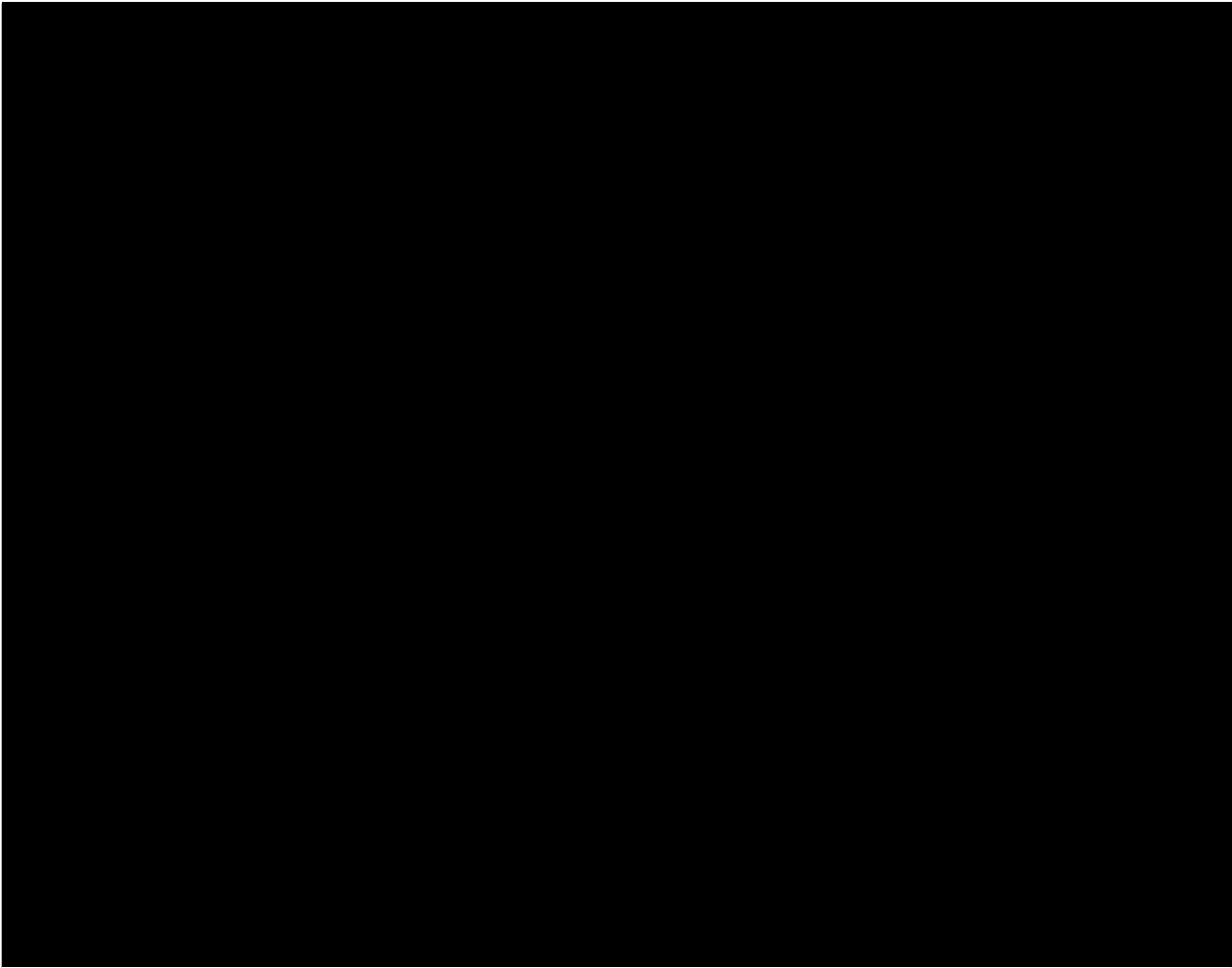


END OF COVER SHEET

Subject : *Results of check for LANZA, CELESTINO (80GBPR040000094953)*



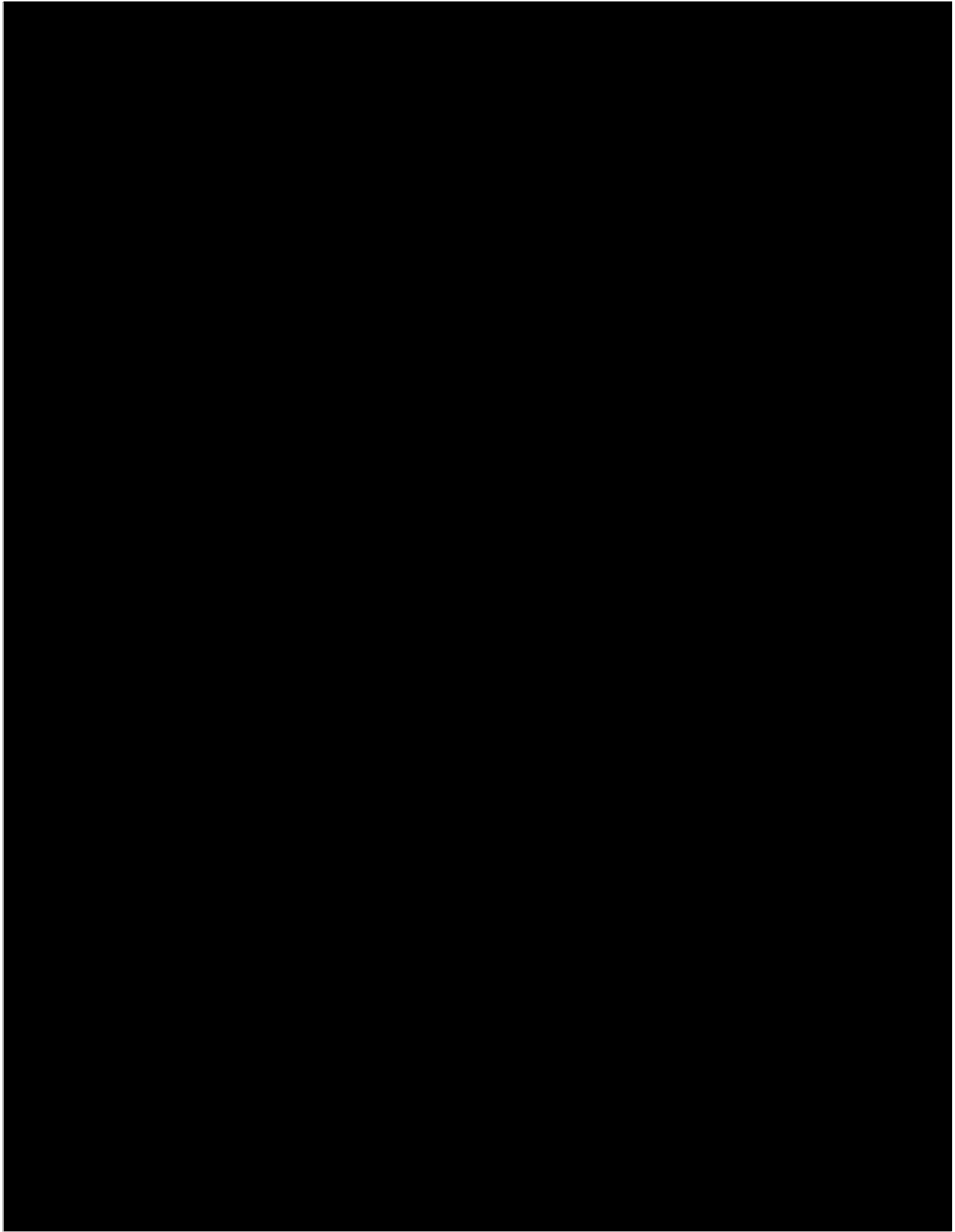
Subject : Results of check for LANZA, CELESTINO (80GBPR040000094953)



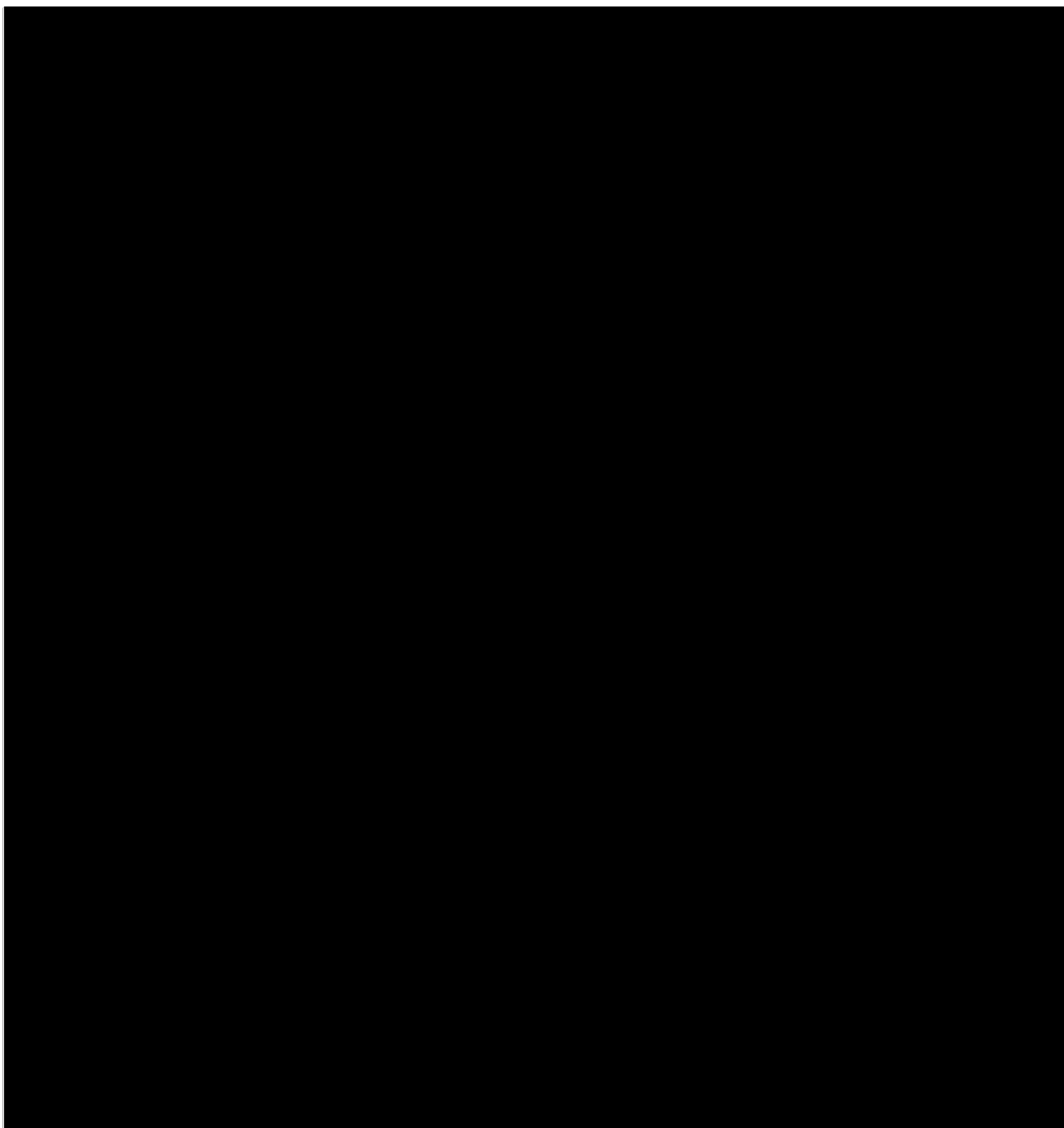
ALL ENTRIES CONTAINED IN THIS FBI RECORD ARE BASED ON

EXHIBIT # 3
PAGE # 983

Subject : *Results of check for LANZA, CELESTINO (80GBPR040000094953)*



Subject : *Results of check for LANZA, CELESTINO (80GBPR040000094953)*



Comprehensive Ruling Report

Rulings Against: **CELESTINO SEDA LANZA**

Legal Name: **CELESTINO SEDA LANZA**

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 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."

No Rulings

EXHIBIT # 4
PAGE # 1986



FLORIDA
GAMING CONTROL
COMMISSION

JOHN MACIVER, CHAIRMAN
MICHAEL YAWORSKY, VICE CHAIR
JULIE I. BROWN, COMMISSIONER
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER

CR

January 10, 2023

Mr. Celestino Seda Lanza
16431 Southwest 39th Street
Miramar, Florida 33027

RE: Application No. 191390, Entity 13438958
1022 - PMW General Individual Occupational

FLORIDA GAMING
CONTROL COMMISSION

2023 APR -5 PM 2:35

RECEIVED

Dear Mr. Lanza:

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 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:

- Providence, Rhode Island Arrest(s) – 02/23/2015

You must provide the court disposition records for the following charges:

- Providence, Rhode Island Arrest(s) – 02/23/2015

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.

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
2801 BLAIR STONE ROAD
TALLAHASSEE, FLORIDA 32399

EXHIBIT # 4
PAGE #7 2

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 04/28/2023, 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. Please note that your Temporary License will expire on: 03/27/2023.

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

Department of Business and Professional Regulation
 Division of Pari-Mutuel Wagering

Licensing Administrator Review – PMW Occupational License

RE: LANZA, CELESTINO SEDA - 13438958
 (APPLICANT'S NAME- LICENSE #)

Case No: _____

INITIAL APPLICATION RECEIVED:	12/27/2022
COMPLETE APPLICATION RECEIVED:	4/6/2023
90-DAY DEADLINE:	7/5/2023

Randall Kitchens
 Application Processor

326 – Palm Meadows
 Facility (d/b/a name)

1022 - Groom
 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 : 2 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	Disposition
02/23/2015	Providence, RI	Poss/Man/Del >1kg Cocaine PI-2016-0671A	F	Nolo Contendere
02/23/2015	Providence, RI	Man/Del/Poss W/Int Sch V PI-2016-0671A	F	Nolo Contendere
Disposition Unknown				
<input type="checkbox"/> Felony Arrest(s) : 1 Counts				
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking				
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:		
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 Initials: <u>[Signature]</u> 4/12/23				
Comments:				

DEC 27 2022



2022 DEC 29 PM 1:42

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
FLORIDA GAMING CONTROL COMMISSION
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-3120 – Print clearly and complete all sections that are not optional in black or blue ink.
- 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.
 - Pari-Mutuel General Occupational License - \$15.00* * does not include fingerprint fee
 - Pari-Mutuel Professional Occupational License - \$80.00*
 - Cardroom Employee 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: FL920630Z.

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.

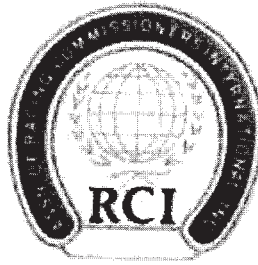
IMPORTANT: Fingerprint card processing fees must be paid to the Division. Please see <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> for the current fee amount.

- 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

LICENSER



Licensee
Search

Page 1 of 1. 0 total matches.

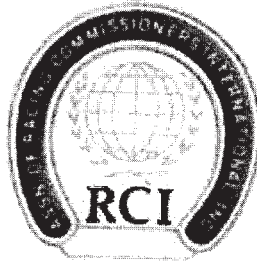
Search Parameters
First Name: CELESTINO
Middle Name:
Last Name: LANZA
Sex: M
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	Rulings	City	State
-----------	-----------	------------	-------------	---------	------	-------

Licenses Rulings Preferences

EXHIBIT # 4
PAGE # 997

LICENSER



Licensee Search

Page 1 of 1. 0 total matches.

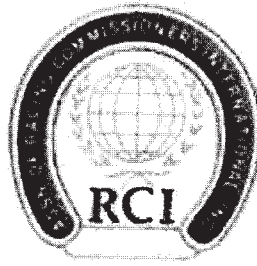
Search Parameters
First Name: CELESTINO
Middle Name:
Last Name: SEDA-LANZA
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	Rulings	City	State
-----------	-----------	------------	-------------	---------	------	-------

Licenses Rulings Preferences

EXHIBIT # 4
PAGE # 7
992

LICENSER



Licensee
Search

Page 1 of 1. 0 total matches.

Search Parameters
First Name: CELESTINO
Middle Name:
Last Name: LANZA-SEDA
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	Rulings	City	State
-----------	-----------	------------	-------------	---------	------	-------

[Licensees](#) [Rulings](#) [Preferences](#)

EXHIBIT # *4*
PAGE # 983

Navigation menu

Gaming Commission

- Lottery
- Horse Racing
 - Horse Racing & Pari-Mutuel Wagering
 - Equine Health and Safety
 - Office of Racing Promotion and Development
 - Racing Forms & Applications
 - Databases
 - Rules & Regulations
 - Racing Fan Advisory Council
 - Weekly Racing Reports
 - Monthly ADW Market Origin Credit Reports
 - Locations
 - Other Information
- Gaming
 - Gaming
 - Video Gaming Reports
 - Responsible Gaming
 - Laws, Rules & Regulations
 - Indian Gaming
 - Locations
- Charitable Gaming
 - Charitable Games
 - Forms And Applications
 - Bingo
 - Bell Jar
 - Las Vegas Nights
 - Raffles
 - Additional Information
 - Seminars
 - Municipal Clerks & Bingo Inspectors
- Procurement
 - Contracting Opportunities
 - Current Procurement Opportunities
 - Upcoming Procurement Opportunities
 - Contract Awards
 - Minority and Women Owned Business Enterprises

HORSE RACING



Search Racing Licenses

Search Criteria

Last Name: LANZA

First Name: CELESTINO

Racing Type: All

Occupation:

The New York State Gaming Commission takes reasonable measures to ensure that the data and information on this website is accurate and current. However, the Commission makes no express or implied warranty regarding this information or data and expressly disclaims all legal liability and responsibility to persons or entities who use or access this website and its content.

EXHIBIT # 4
PAGE # 994

Gaming Commission

About

- [About the Commission](#)
- [Commissioners](#)
- [Commission Meetings](#)
- [Contact](#)
- [Privacy & Disclaimer](#)

Statutes & Rules

- [Rules](#)
- [Proposed Rules](#)
- [Statutes](#)

Reports

- [Horse Racing](#)
- [Casinos](#)
- [Annual Reports](#)
- [Lottery](#)
- [Historical Reports](#)

Newsroom

- [Press Releases](#)
- [Public Events](#)
- [Press Contact](#)

Resources

- [Gaming Inspector General](#)
- [Accessibility](#)
- [Responsible Gaming](#)

CONNECT WITH US

- [FACEBOOK](#)
- [TWITTER](#)
- [YOUTUBE](#)

Navigation menu

Gaming Commission

- Lottery
- Horse Racing
 - Horse Racing & Pari-Mutuel Wagering
 - Equine Health and Safety
 - Office of Racing Promotion and Development
 - Racing Forms & Applications
 - Databases
 - Rules & Regulations
 - Racing Fan Advisory Council
 - Weekly Racing Reports
 - Monthly ADW Market Origin Credit Reports
 - Locations
 - Other Information
- Gaming
 - Gaming
 - Video Gaming Reports
 - Responsible Gaming
 - Laws, Rules & Regulations
 - Indian Gaming
 - Locations
- Charitable Gaming
 - Charitable Games
 - Forms And Applications
 - Bingo
 - Bell Jar
 - Las Vegas Nights
 - Raffles
 - Additional Information
 - Seminars
 - Municipal Clerks & Bingo Inspectors
- Procurement
 - Contracting Opportunities
 - Current Procurement Opportunities
 - Upcoming Procurement Opportunities
 - Contract Awards
 - Minority and Women Owned Business Enterprises

HORSE RACING



Search Racing Licenses

Your search has returned 1 result(s).

Not finding what you are looking for? Be sure to omit such items as middle name/initial, punctuation (', as in O'Leary), honorary or professional prefixes (Mr., Mrs., Dr., etc.) and familial suffixes (Sr., Jr., II, etc.). Use formal first names as opposed to nicknames or abbreviations. If you still cannot find the desired information try omitting the first name entirely. Click [here](#) to search again.

Name	License	Occupation	Expires	Status	Division
CELESTINO LANZA SEDA	RECEIPT # 1514166	STABLE EMPLOYEE	██████/2023	ABLE TO PARTICIPATE	THOROUGHBRED

Request processed in 0.847 seconds.

Note that the above data is current as of 1:15 PM EDT, Monday, April 24, 2023 and subject to change as more information becomes available.

EXHIBIT # 4
PAGE # // 996

The New York State Gaming Commission takes reasonable measures to ensure that the data and information on this website is accurate and current. However, the Commission makes no express or implied warranty regarding this information or data and expressly disclaims all legal liability and responsibility to persons or entities who use or access this website and its content.

Gaming Commission

About

- About the Commission
- Commissioners
- Commission Meetings
- Contact
- Privacy & Disclaimer

Statutes & Rules

- Rules
- Proposed Rules
- Statutes

Reports

- Horse Racing
- Casinos
- Annual Reports
- Lottery
- Historical Reports

Newsroom

- Press Releases
- Public Events
- Press Contact

Resources

- Gaming Inspector General
- Accessibility
- Responsible Gaming

CONNECT WITH US

- FACEBOOK
- TWITTER
- YOUTUBE

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: Kaliyah Alexander; Case No. 2023-025733
Date: June 26, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Kaliyah Alexander's ("Applicant") application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License. Applicant submitted a completed application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License on May 3, 2023. Upon review of the application, it appears Applicant has been convicted of a felony crime. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On May 3, 2023, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License. Upon review of the completed application, it appears that the Applicant was convicted of a felony crime in the state of Florida. Specifically, the Applicant was convicted of Possession of Marijuana with Intent to Sell, Manufacture, or Deliver in 2019. Applicant failed to disclose this conviction on her application. This matter was previously discussed at the June 8, 2023 Commission meeting. The arrest report has now been included in the meeting materials.

Applicant did not apply for a waiver for her felony convictions, however, under section 551.107(6)(a), Florida Statutes, the legislature did not authorize the Executive Director to waive criminal convictions for slot machine licensing.

Relevant Law

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: Because the Applicant's disqualifying criminal conviction cannot be waived and because Applicant was convicted of a disqualifying offense under section 551.107(6), Florida Statutes, the Florida Gaming Control Commission shall deny Applicant's application for a slot combination license. Accordingly, the Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission authorize the issuance of a Notice of Intent to Deny License in this matter.

Licensing Administrator Review – Slot Machine Occupational License

RE: Alexander, Kaliyah-13566716
 (APPLICANT'S NAME- LICENSE #)

Case No: 2023025733

INITIAL APPLICATION RECEIVED:	<u>4/20/2023</u>
COMPLETE APPLICATION RECEIVED:	<u>5/3/2023</u>
90-DAY DEADLINE:	8/1/2023

Tori Lanier
 Application Processor

910-TLH
 Facility (d/b/a name)

Revenue Auditor
 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? Yes No

Conviction

- Felony : Count(s) 1
- Misdemeanor – Gambling Related/Bookmaking
- Two or more misdemeanor convictions that involve theft, fraud, or burglary
- Forgery, Larceny, Theft, Extortion, Conspiracy to Defraud (Slot Combo Professions Only)

Comments:

Arrest Date	Location	Charge	Level	Disposition
02/14/2019	Leon County, Florida	MARIJUANAPOSSESS WITH INTENT TO SELL MFG OR DE	F	Adjudication Withheld

Disposition Unknown

- Felony Arrest(s) :
- Misdemeanor Arrest – Gambling Related/Bookmaking
- Two or more misdemeanor arrests/counts that involve theft, fraud, or burglary

Comments:

Enforcement/Jurisdiction Offenses

- 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

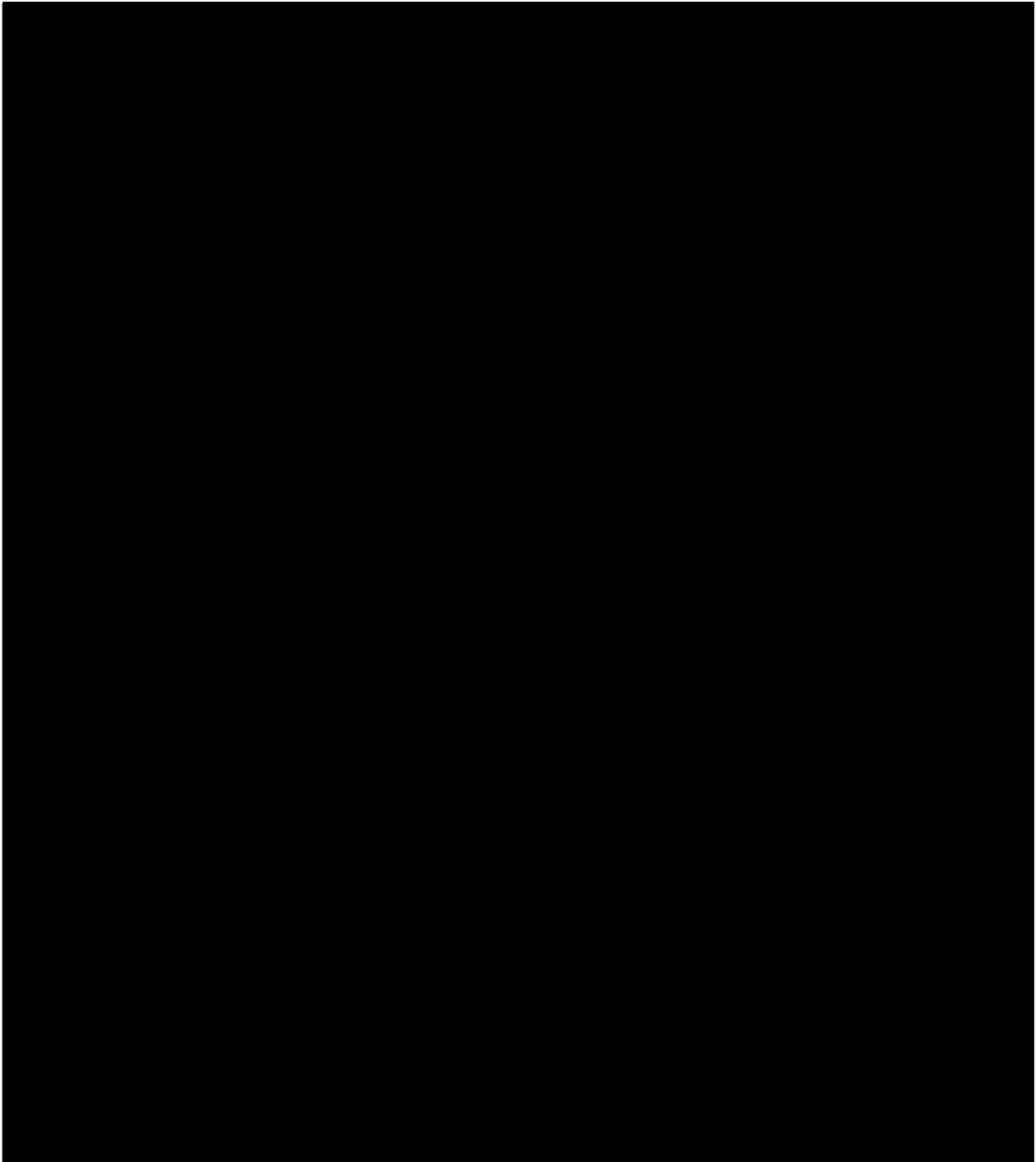
Forward to Investigations Legal Director Initials: [Signature]

5/3/23

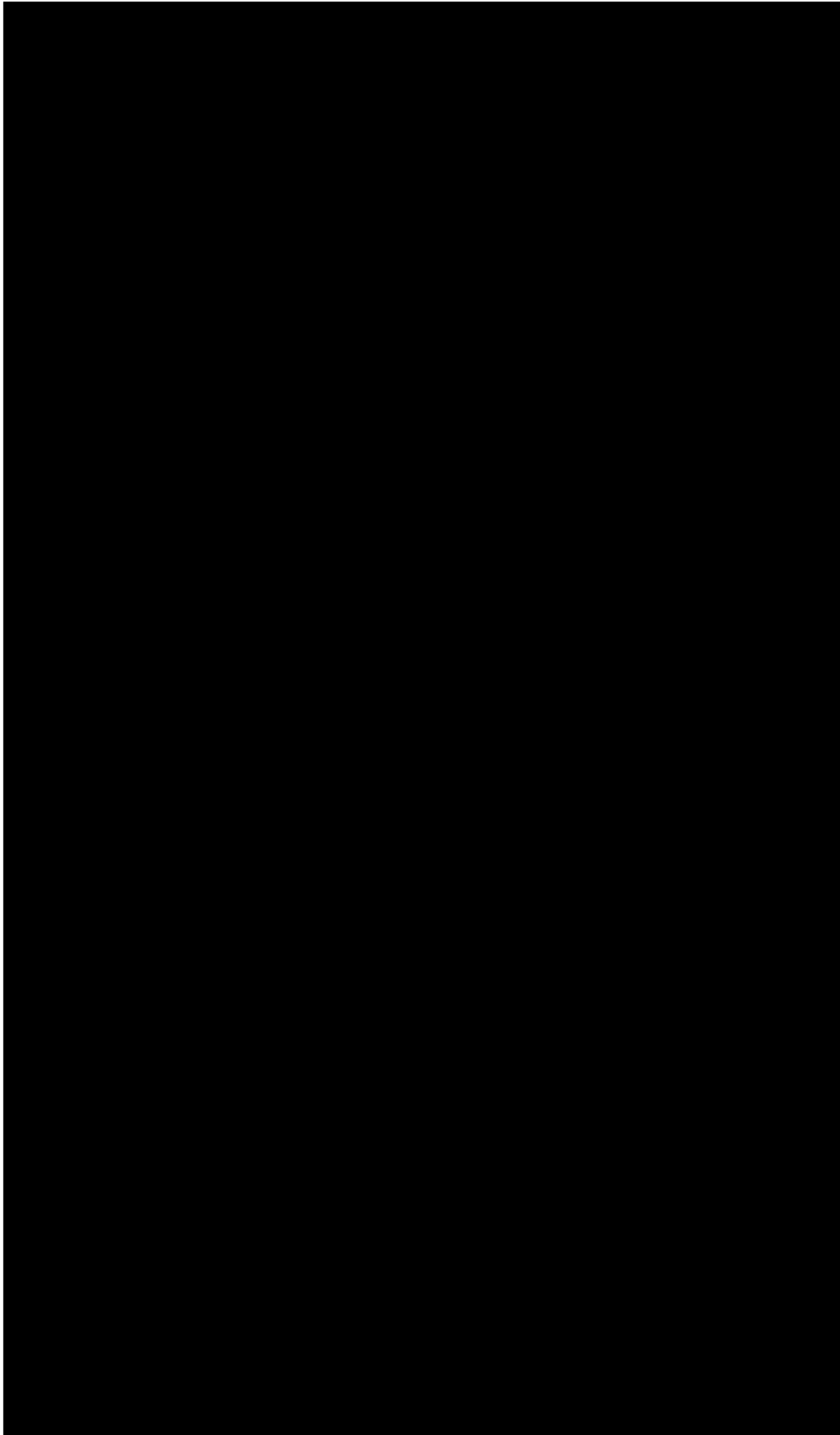
FDLE Information Notification System

Sent Date: 5/1/23 10:16 AM Purge Date: 10/28/23 10:16 AM Mail Ref.No: ORG002044-8175211

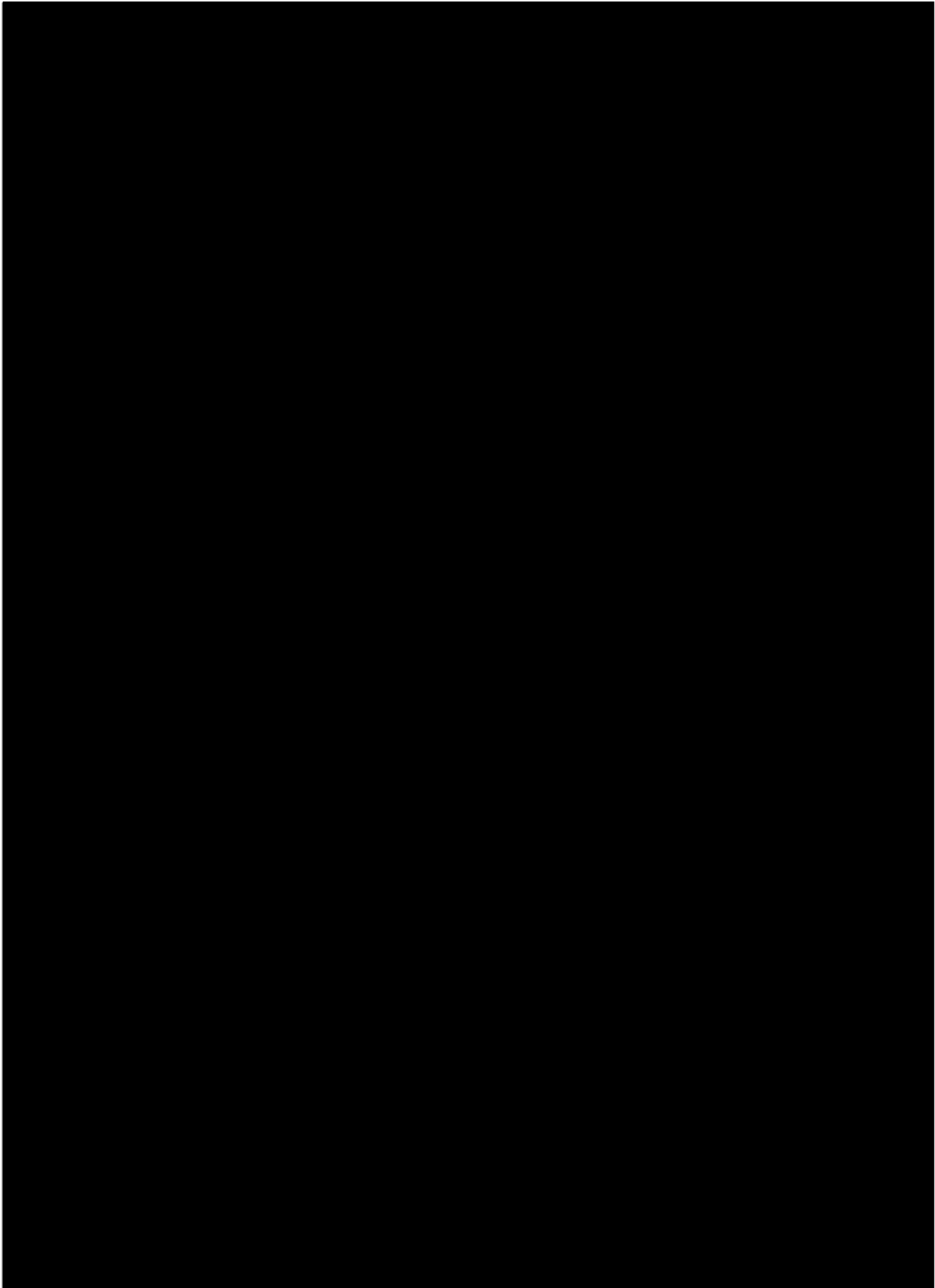
Subject : *Results of check for ALEXANDER, KALIYAH (70CA0300000003935)*



Subject : *Results of check for ALEXANDER, KALIYAH (70CA0300000003935)*



Subject : *Results of check for ALEXANDER, KALIYAH (70CA0300000003935)*



Subject : *Results of check for ALEXANDER, KALIYAH (70CA0300000003935)*



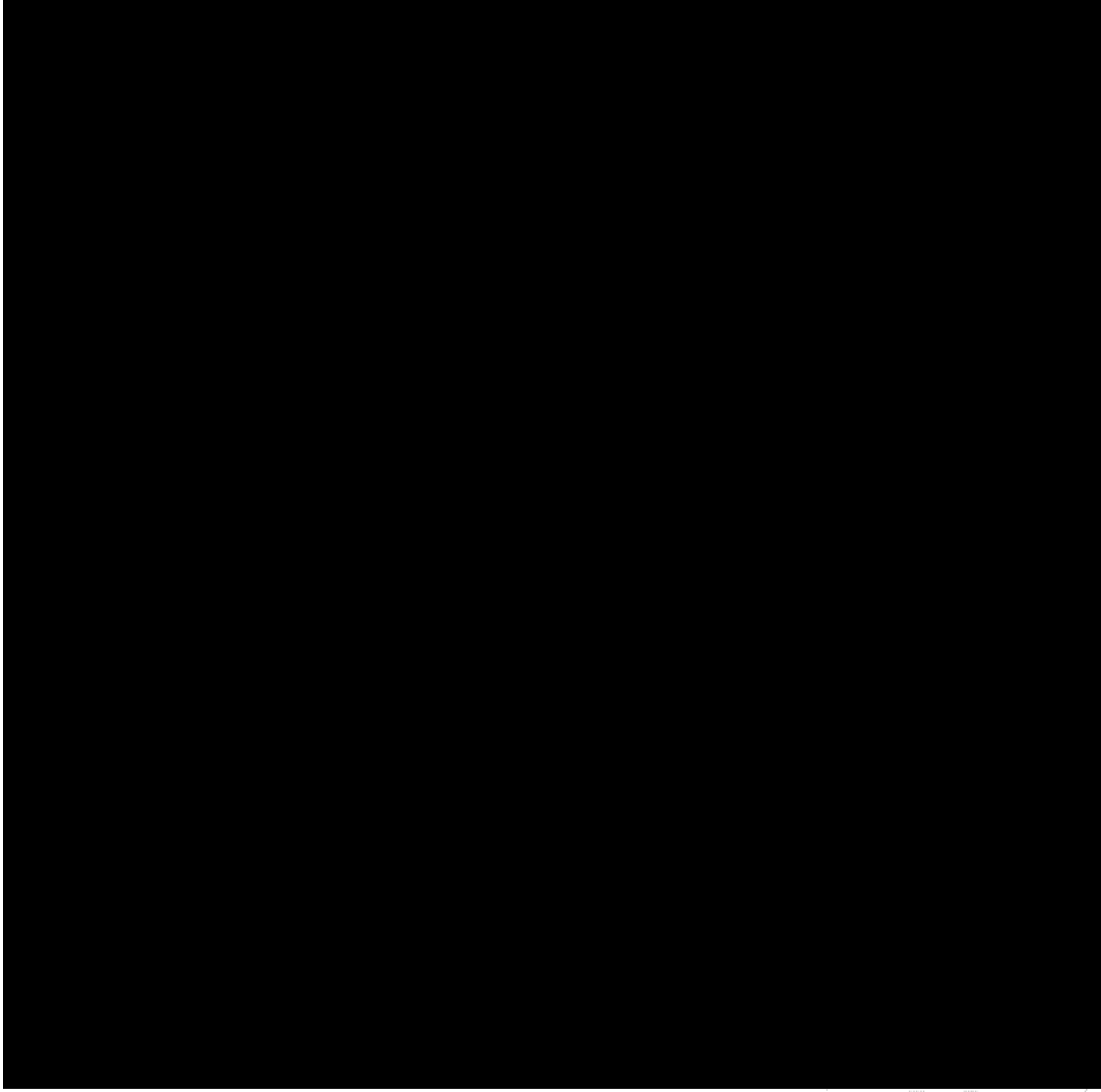
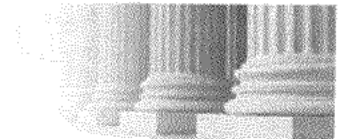
This transaction has been successfully subscribed and retained as a part of the National Rap Back Service.
Rap Back Subscription Identifier: 40054373393
Event Identifier: 40457105779



FLORIDA'S CLERKS OF COURT
AND COMPTROLLERS

Bring You

ccis COMPREHENSIVE CASE
INFORMATION SYSTEM



In the Circuit Court, Second Judicial Circuit,
 in and for Leon County, Florida

Division: Felony

State of Florida
 v.

KALIYAH L ALEXANDER
 Defendant

Case No. **2019 CF 000551 A**

Probation
 Community Control Violator
 Retrial
 Resentence

JUDGMENT

The Defendant, **KALIYAH L ALEXANDER**, being personally before this court
 represented by, KAREN TODMAN, attorney of record, and the state
 represented by, ELI CURZOR, and having
 been tried and found guilty by jury / by court 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)
 admitted a violation of probation to the following crime(s)

Count	Crime	Offense Statute Number(s)	Degree of Crime	Case Number	OBTS Number
1	POSSESSION OF CANNABIS WITH INTENT TO SELL	893.13 1A2	F3	2019CF551A	
2	POSS. OF PARAPHERNALIA	893.147 1	M1	2019CF551A	

and no cause being shown why the defendant should not be adjudicated guilty, **IT IS ORDERED** that the defendant is hereby **ADJUDICATED GUILTY** as to all counts or as to count(s) _____.

and being a qualified offender pursuant to § 943.325, the defendant shall be required to submit DNA samples as required by law.

and good cause being shown; **IT IS ORDERED** that **ADJUDICATION OF GUILT BE WITHHELD** as to all counts or as to count(s) _____.

Filed in open court 04.18.2019

State of Florida

v.

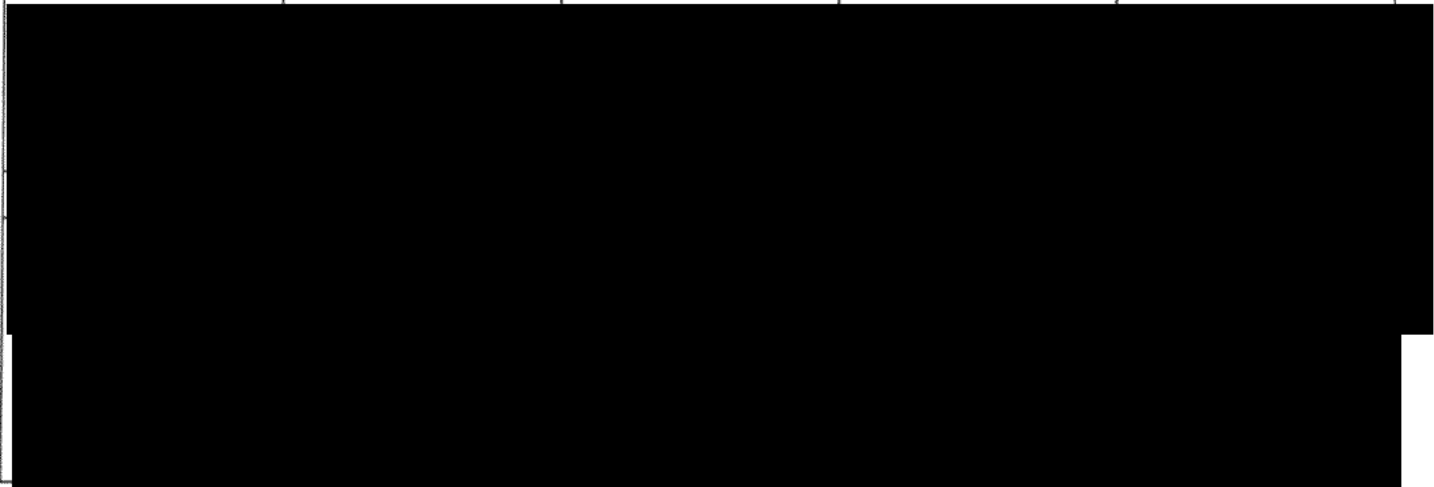
Defendant KALIYAH L ALEXANDER

Case Number 2019 CF 000551 A

Address:

FINGERPRINTS OF DEFENDANT

1. Right Thumb	2. Right Index	3. Right Middle	4. Right Ring	5. Right Little



Fingerprints taken by: Mike Peters MLP 4650 D.S.
Name Title

I CERTIFY that these are the fingerprints of the defendant, KALIYAH L ALEXANDER, and that they were placed hereon by the defendant in my presence in open court this date.

DONE AND ORDERED in open court in Leon County, Florida, on 18 Apr 19.

Francis Allmon
Circuit Judge

Defendant KALIYAH L ALEXANDER

Case Number 2019 CF 000551 A

SENTENCE

(As to Count 1)

The defendant, being personally before this court, accompanied by the defendant's attorney of record, KARLEN TODMAN, and having been given an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law; and no cause being shown

(Check one if applicable)

- the Court places the defendant on probation / ~~community control~~ for a period of 24 months / ~~years~~ under the supervision of the Dept. of Corrections, the conditions of which are set forth in a separate order.
- the Court having previously on _____, deferred imposition of sentence until this date.
- the Court having previously entered a judgment in this case on _____ now resentsences the defendant
- the Court having placed the defendant on probation / community control and having subsequently revoked the defendant's probation/community control.

It Is The Sentence Of The Court that:

- The defendant pay a fine of \$ _____, pursuant to section 775.083, F.S., plus \$ _____ as the 5% surcharge required by section 938.04, F.S
- The defendant is committed to the custody of the Department of Corrections.
- The defendant is directed to the custody of the Sheriff of _____ County, Florida.
- The defendant is sentenced as a youthful offender in accordance with section 958.04, F.S..

To Be Imprisoned (Check one; unmarked sections are inapplicable):

- For a term of natural life.
- For a term of _____ months / years.
- Said SENTENCE SUSPENDED for a period of _____ subject to the conditions set forth in this order.

If "split" sentence, complete the appropriate paragraph.

- Followed by a period of _____ on probation/community control under the supervision of the Department of Corrections according to the terms and conditions set forth in a separate order entered herein.
- However, after serving a period of _____ imprisonment in _____, the balance of the sentence shall be suspended and the defendant be placed on probation/community control for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation/community control set forth in a separate order entered herein.

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant begins service of the supervision terms.

Defendant KALIYAH L ALEXANDER

Case Number 2019 CF 000551 A

SENTENCE

(As to Count 2)

The defendant, being personally before this court, accompanied by the defendant's attorney of record, KARIM T ODMAN, and having been given an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law; and no cause being shown

(Check one if applicable)

- the Court places the defendant on probation / community control for a period of _____ months / years under the supervision of the Dept. of Corrections, the conditions of which are set forth in a separate order.
- the Court having previously on _____, deferred imposition of sentence until this date.
- the Court having previously entered a judgment in this case on _____ now resentsences the defendant
- the Court having placed the defendant on probation / community control and having subsequently revoked the defendant's probation/community control.

It Is The Sentence Of The Court that:

- The defendant pay a fine of \$ _____, pursuant to section 775.083, F.S., plus \$ _____ as the 5% surcharge required by section 938.04, F.S
- The defendant is committed to the custody of the Department of Corrections.
- The defendant is directed to the custody of the Sheriff of LEON County, Florida.
- The defendant is sentenced as a youthful offender in accordance with section 958.04, F.S..

To Be Imprisoned (Check one; unmarked sections are inapplicable):

- For a term of natural life.
- For a term of 1 DAY months / years.
- Said SENTENCE SUSPENDED for a period of _____ subject to the conditions set forth in this order.

If "split" sentence, complete the appropriate paragraph.

- Followed by a period of _____ on probation/community control under the supervision of the Department of Corrections according to the terms and conditions set forth in a separate order entered herein.
- However, after serving a period of _____ imprisonment in _____, the balance of the sentence shall be suspended and the defendant be placed on probation/community control for a period of _____ under supervision of the Department of Corrections according to the terms and conditions of probation/community control set forth in a separate order entered herein.

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant begins service of the supervision terms.

Defendant KALIYAH L ALEXANDER

Case Number 2019 CF 000551 A

SPECIAL PROVISIONS

(As to Count 1-2)

By appropriate notation, the following provisions apply to the sentence imposed in this count:

- Firearm _____ It is further ordered that the _____ minimum imprisonment provision of section 775.087, F.S., is hereby imposed for the sentence specified in this count.
- Drug Trafficking _____ It is further ordered that the _____ years mandatory minimum imprisonment provision of section 893.135(1), F.S., and fine in the amount of \$ _____ is hereby imposed in this count.
- Controlled Substance w/in 1,000' of School, Public Park, Comm. Center or Rec. Facility _____ It is further ordered that the 3-year minimum imprisonment provision pursuant to 893.13(1)(c), F.S., is hereby imposed for the sentence specified in this count.
- Habitual Felony Offender _____ The defendant is adjudicated a habitual felony offender and has been sentenced to an extended term in accordance with the provisions of section 775.084(4)(a), F.S.. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
- Controlled Substance, Manufacture of Methamphetamine/Phencyclidine _____ It is further ordered that the _____ minimum mandatory provision of section 893.13(1)(g), F.S. is hereby imposed for the sentence specified in this count.
- Habitual Violent Felony Offender _____ The defendant is adjudicated a habitual violent felony offender and has been sentenced to an extended term in accordance with the provisions of section 775.084(4)(b), F.S.. A minimum term of _____ year(s) must be served prior to release. The requisite findings of the court are set forth in a separate order or stated on the record in open court.
- Prison Release Reoffender _____ The defendant is adjudicated a prison release reoffender and has been sentenced to serve 100 percent of the court-imposed sentence in accordance with section 775.082(8)(b).
- Law Enforcement Protection Act _____ It is further ordered that the defendant shall serve a minimum of _____ years before release in accordance with section 775.0823, F.S..
- Capital Offense _____ It is further ordered that the defendant shall be ineligible for Parole in accordance with the provisions of section 775.082(1), F.S..
- Short-Barreled Rifle, Shotgun, Machine Gun _____ It is further ordered that the 5-year minimum provision of section 790.221(2), is hereby imposed for the sentence specified in this count.
- Continuing Criminal Enterprise _____ It is further ordered that the 25-year minimum sentence provision of section 893.20, F.S., is hereby imposed for the sentence specified in this count.

Defendant KALIYAH L ALEXANDER

Case Number 2019 CF 000551 A

Dangerous Sexual Felony Offender _____

It is further ordered that the minimum imprisonment provision of section 794.0115(2)(e), F.S. is hereby imposed for the sentence specified in this count. The defendant shall be imprisoned for a minimum of _____ years; or, _____ for a term of life.

Personal ID Information _____

It is further order that the _____ minimum mandatory provision of section 817.568 F.S., is hereby imposed for the sentence specified in this count.

Taking a Law Enforcement Officer's Firearm _____

It is further ordered that the 3-year mandatory minimum imprisonment provision of section 775.0875 (1), F.S., is hereby imposed for the sentence specified in this Count. (Offenses committed before January 1, 1994).

Sexual Offender/Sexual Predator Determinations:

Sexual Predator _____

The defendant is adjudicated a sexual predator as set forth in section 775.21, F.S.

Sexual Offender _____

The defendant meets the criteria for a sexual offender as set forth in section 943.0435 (1)(a)1a,b,c, or d.

Age of Victim _____

The victim was _____ years of age at the time of the offense

Age of Defendant _____

The defendant was _____ years of age at the time of the offense

Relationship to Victim _____

The defendant is not the victim's parent or guardian

Sexual Activity [F.S. 800.04 (4)] _____

The offense _____ did _____ did not involve sexual activity.

Use of Force or Coercion [F.S. 800.04 (4)] _____

The sexual activity described herein _____ did _____ did not involve the use of force or coercion.

Unclothed Genitals [F.S. 800.04 (5)] _____

The molestation _____ did _____ did not involve unclothed genitals or the the genital area.

Other Provisions (e.g., see Ch. 775, F.S.) _____

Defendant KALIYAH L ALEXANDER

Case Number 2019 CF 000551 A

Other Provisions as to count(s) 1-2 :

Retention of Jurisdiction _____ The court retains jurisdiction over the defendant pursuant to section 947.16(4), F.S. (2002).

Jail Credit _____ It is further ordered that the defendant shall be allowed a total of 1 days as credit for time incarcerated before imposition of this sentence.

CREDIT FOR TIME SERVED IN RESENTENCING AFTER VIOLATION OF PROBATION OR COMMUNITY CONTROL

(Check as applicable)

_____ **IT IS FURTHER ORDERED** that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served and unforfeited gain time previously awarded on count(s) _____. (Offenses committed before October 1, 1989).

_____ **IT IS FURTHER ORDERED** that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served on count(s) _____. (Offenses committed between October 1, 1989 and December 31, 1993).

_____ The Court deems the unforfeited gain time previously awarded on the above case/count forfeited under section 948.06(7).

_____ The Court allows unforfeited gain time previously awarded in this case/count. (Gain time may be subject to forfeiture by the Department of Corrections under section 944.28(1)).

_____ **IT IS FURTHER ORDERED** that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served only pursuant to section 921.0017, Florida Statutes, on count(s) _____. (Offenses committed between January 1, 1994 and May 29, 1997).

_____ **IT IS FURTHER ORDERED** that the defendant be allowed _____ days time served between date of arrest as a violator following release from prison to the date of resentencing. The Department of Corrections shall apply original jail time credit and shall compute and apply credit for time served only Pursuant to section 921.0017, Florida Statutes on count(s) _____. (Offenses committed after May 30, 1997).

Defendant KALIYAH L ALEXANDER

Case Number 2019 CF 000551 A

Consecutive/Concurrent
as to Other Counts _____

It is further ordered that the sentence imposed as to count(s) _____ shall run (check one) _____ consecutive to _____ concurrent with the sentence set forth in count _____ of this case.

Consecutive/Concurrent
as to Other Convictions _____

It is further ordered that the composite term of all sentences imposed for the counts specified in this order shall run (check one) _____ consecutive to _____ concurrent with the following

(check one)

_____ any active sentence being served
_____ specific sentences _____

In the event the above sentence is to the Department of Corrections, the Sheriff of Leon County, Florida is hereby ordered and directed to deliver the defendant to the Department of Corrections at the facility designated by the Department together with a copy of this judgment and sentence and any other documents specified by Florida Statutes.

The defendant in open court was advised of the right to appeal from this sentence by filing notice of appeal within 30 days from this date with the clerk of this court and the defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigence.

In imposing the above sentence, the court further recommends FELONY DRUG OFFENDER PROBATION. 7PM-7AM CURFEW-MAY BE MODIFIED BY PROBATION OFFICER. SUBSTANCE ABUSE SCREENING AND COUNSELING AS RECOMMENDED. SIGN UP WITHIN 30 DAYS. 300 COMMUNITY SERVICE HOURS AT 25 HOURS A MONTH. SIGN UP WITHIN 30 DAYS. NO CONTACT WITH CO-DEFENDANT. FORFEIT ANY DRUGS SEIZED. ANY MONIES SEIZED WILL BE TURNED OVER BY ARRESTING AGENCY TO LEON COUNTY CLERK FOR PAYMENT OF COURT COSTS. ORDER TO BE FILED.

Defendant KALIYAH L ALEXANDER

Case Number 2019 CF 000551 A

JUDGMENT FOR FINES, COSTS, FEES AND SURCHARGES

IT IS THE JUDGMENT AND ORDER OF THE COURT THAT DEFENDANT IS LIABLE FOR AND SHALL PAY THE FOLLOWING:

1. \$ _____ as a fine pursuant to §775.083, F.S.
 2. \$ _____ as the 5% surcharge required by §938.04, F.S..
 3. **\$20.00** as a court cost pursuant to §938.06, F.S. (Crime Stopper Trust Fund).
 4. **\$3.00** as a court cost pursuant to §938.01(1) F.S. (Criminal Justice Trust Fund).
 5. **\$50.00** pursuant to §938.03, F.S. (Crimes Compensation Trust Fund).
 6. **\$225.00 (felony) / \$60.00 (misd.)** pursuant to §938.05, F.S. (Local Government Criminal Justice Trust Fund).
 7. **\$2.00** as a court cost pursuant to § 938.15, F.S. (County Criminal Justice Education).
 8. **\$2.00** as a court cost pursuant to §938.15, F.S. (City Criminal Justice Education).
 9. **\$50.00 (felony) \$20.00 (misd.)** as a court cost pursuant to §775.083(2) F.S. (County Crime Prevention).
 10. **\$65.00** as a court cost pursuant to § 939.185, F.S. (County Additional Court Cost). **County, Fl., Code § 7-24**
 11. **\$3.00** as a court costs pursuant to § 938.19 F.S. (Teen Court Assessment). **Leon County, Fl., Code § 7-28**
 12. **\$50.00** as an application fee pursuant to §27.52(1)(b), F.S. (Indigent Criminal Defense Trust Fund) if the Defendant applied for a Public Defender and the fee has not been paid in full. The first \$50.00 collected by the clerk shall be applied toward satisfaction of this fee.
 13. If checked, the Defendant shall pay **\$135.00** as costs pursuant to §938.07, F.S. (Driving or Boating Under The Influence).
 14. If checked, the Defendant shall pay **\$15.00** as costs pursuant to §938.13, F.S. (Misd. Drug Alcohol Assessment)
 15. If checked, the Defendant shall pay **\$5.00** as an additional fine pursuant to §316.061(1) F.S. (Leaving the Scene)
 16. **If checked, the defendant shall pay the following as additional statutorily mandated surcharges:**
 - \$201.00** as a surcharge and condition of supervision pursuant to §938.08, F.S. (Domestic Violence Trust Fund).
 - \$151.00** as a surcharge and condition of supervision pursuant to §938.085, F.S. (Rape Crisis Program Trust Fund).
 - \$151.00** as costs pursuant to §938.10, F.S. (Children & Family Services Child Advocacy Trust Fund).
 17. **\$100.00** (mandatory), or the higher of documented costs of \$ _____ for prosecution pursuant to §938.27(8), F.S., payable to the Leon County Clerk's Office. To be paid pursuant to the terms of the Clerk's collection program. or **Reduced to a Civil Judgment.**
 18. **IF CHECKED, \$100.00** (mandatory) or the higher costs of \$ _____ for indigent legal assistance pursuant to §938.29(1), F.S.
 - Or **Reduced to a Civil Judgment.**
- IF CHECKED, THE DEFENDANT IS ORDERED TO PAY THE FOLLOWING DISCRETIONARY COSTS:**
19. \$ _____ as additional fine pursuant to §775.0835(1), F.S.. (Optional Fine for the Crimes Compensation Trust Fund).
 20. **\$100.00** FDLE Operating Trust Fund fee, pursuant to §943.25. **If checked Reduced to a Civil Judgment**
 21. If checked, the Defendant shall pay **\$7.00** as costs pursuant to §318.18(14) F.S. (Replacement of Fine Revenue Fund) **(Applies to Chapter 316 Violation only.)**
 22. If checked, the Defendant shall pay **\$30.00** as costs pursuant to §318.18 (13)(a) (Court Facilities Fund)
 23. If checked, the Defendant shall pay **\$3.00** as costs pursuant to §318.18 (17) (State Law Enforcement Radio System)
 24. A sum of \$ _____ for the cost of collecting the DNA sample required by s. 943.325, Florida Statutes.
 25. **\$1,001 Criminal Use of Personal ID (817.568(12))**

\$670.00 TOTAL Fine, if any, and Statutorily Mandated Costs, Fees and Surcharges

\$ _____	Court Costs Reduced to Civil Judgment	\$ _____	Application Fee Reduced to Civil Judgment
\$ _____	Court Costs/Fines Deferred	\$ _____	Fine Reduced to Civil Judgment

Payment of \$ _____ / month to start on _____.

TO BE PAID BY MONIES SEIZED.

Defendant KALIYAH L ALEXANDER Case Number 2019 CF 000551 A

IT IS FURTHER ORDERED AS FOLLOWS:

The defendant should follow the instruction sheet provided by the Clerk concerning the payment plans offered by the Leon County Clerk's Office.

DONE AND ORDERED in open court on: April 18, 2019.


CIRCUIT JUDGE

Defendant KALIYAH L ALEXANDER Case Number 2019 CF 000551 A

I hereby certify that a true and correct copy of the judgment/order has been served by Electronic Mail on this 23 day of APRIL, 2019.

State @ SAO2 leon@leoncountyfl.gov

Public Defender @ service.leon@flpd2.com

Or

Defense Counsel @ KAREEM.TODMAN@ECA.MYFLORIDA.COM

GWEN MARSHALL, CLERK

By Jasne D. [Signature]
Deputy Clerk



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: **11481**

Application Number: **41179**

License Number:

Application Date: **04/20/2023 (mm/dd/yyyy)**

Last Name: **Alexander**

First Name: **Kaliyah**

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.



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: **41179**

Application Type: **Slot Machine/Cardroom/PMW Combination Occupational License**

Application Date: **04/20/2023 (mm/dd/yyyy)**

License Number:

File Number: **11481**

Personal Detail

First Name: **Kalayah**

Last Name: **Alexander**

Birthdate: **[REDACTED] (mm/dd/yyyy)**

Gender: **Female**

Addresses

Current Mailing Address: **207 4802 west pacific point ave
 fort lauderdale, FL
 33309
 US**

Phone Number: **[REDACTED]**

Extension:

E-mail Address:

License Attributes Selected

Occupation: **Revenue Auditor**

Temporary: **Yes**

Livescan Fingerprint Fee Exemption: **Livescan Fingerprint Fee Exemption**

Livescan Information

Enter Transaction Control Number (TCN): **70CA0300000003936**

Facility

Pari-Mutuel Facility Where Employed and/or Doing Business With: **Pompano Park**

Prior Name Question

Have you used, been known as, or called **No** by another name (example - maiden name, pseudonym, nickname) or alias other than the one you provided for this application?

Citizenship

Are you a United States citizen? **Yes**

Prior License

Is this your first time applying for a racing/gaming license in Florida? **Yes**

Current Employer

Current Employer Name: **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

alexander-lic.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.

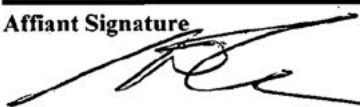

SECOND JUDICIAL CIRCUIT ARREST/PROBABLE CAUSE AFFIDAVIT

<input checked="" type="checkbox"/> Adult	Arrest Datetime	Arrest Location	Agency Report#	OBTS#	SPN#	Court Case#			
<input type="checkbox"/> Juvenile	02/14/19 20:48	TRAM/CCSE	190023512	37041000589	258718	2019CF551A			
Defendant's Full Name (Last, First, Mid., Suffix)			D.O.B.	Race	Sex	Height	Weight	Hair	Eye
ALEXANDER, KALIYAH LEANNA			[REDACTED]	W	F	505	125	BRO	BRO
Aliases			DL Number	DL State	SSN.#	Place of Birth	Patrol Zone		
			[REDACTED]	XX	[REDACTED]	FL			
Local Address				Local Home#	Local Work#	Occupation/Employer/School			
Permanent Address				Permnt. Home#	Scars, Tattoos, Unique Physical Features				
22225 TALLAHASSEE DR TALLAHASSEE, FL 32309				(954)234.4378					

#	Co-Defendant's Full Name	D.O.B.	Sex	Race	Arrested	Offense Level
1						
2						
3						
4						

#	FDLE Statute Ref#	L/D	Domestic Violence?	Charge Literal	Bond Am	Cnts	Wrrnt	Capias
1	893.13 1A2	3448	FT	MARIJUANA-POSSESS WITH INTENT TO SELL MFG OR DELIVER SCHEDULE I	2500	1	[]	[]
2	893.147 1	3768	MF	NARCOTIC EQUIP-POSSESS AND OR USE	500	1	[]	[]
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								

If Release is Approved, Defendant Should be Electronically Monitored? NO
 If YES, Why?

Affiant Signature 	Arresting Officer Name/Id# LITTLEFIELD SCOTT 233	Arresting Agency/ORI# LEON COUNTY SHERIFF TALLAHASSEE FL0370000	
02/14/2019 21:40			

JAIL USE ONLY			
<input type="checkbox"/> Courthouse	<input type="checkbox"/> State Attorney	<input type="checkbox"/> County Jail	<input type="checkbox"/> Defendant

**SECOND JUDICIAL CIRCUIT
ARREST/PROBABLE CAUSE AFFIDAVIT**

2/4

Defendant's Name ALEXANDER, KALIYAH LEANNA	Race W	Sex F	D.O.B. [REDACTED]	Agency Report# 190023512
------------------------------------------------------	------------------	-----------------	-----------------------------	------------------------------------

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant on Thursday February 14TH 2019, at approximately 20:48, at TRAM/CCSE did the following violation of law:

On 02/14/2019, while on proactive patrol with the SPIDER unit, I observed a black Honda bearing FL tag IYWJ77 traveling east on Capital Circle. A check of the tag revealed the registration to be expired in December 2018. I conducted a traffic stop with final rest at Tram and Capital Circle SE.

I made contact with the driver, Kaliyah Alexander, and front passenger, Dennis Nicholas Jr. I identified both parties by their Florida identification. Upon contact at the driver's door, the immediate smell of cannabis emanated from the vehicle. I requested a second unit due to the plain smell of illegal narcotics.

A criminal history check, revealed Kaliyah and Dennis had no prior criminal history.

While at the driver's side door, I inquired if there were any illegal narcotics or weapons in the vehicle. Both advised there were none. Then Dennis stated he had a firearm in the trunk. I explained that the smell of cannabis was coming from the vehicle, and asked again if there was any illegal narcotic's in the vehicle. Kaliyah advised there was.

Deputy Dills arrived and both occupants were asked to exit the vehicle. A search of the vehicle revealed the following items located:

- On the front passenger floorboard directly at the feet of Dennis were a small clear plastic bag of suspected cannabis weighing approximately 8.2 grams, a digital scale and a Glock 9mm handgun loaded with ammunition.
- Behind the passenger seat wrapped in a shirt was a large glass jar containing approximately 127.3 grams of suspected cannabis and a clear plastic bag with approximately 28.9 grams of suspected cannabis.
- On the rear passenger seat was another clear plastic bag containing rolling papers, a suspected cannabis cigarette, grinder and a clear plastic bag with approximately 9.5 grams of suspected cannabis.
- In the trunk multiple vacuum seal empty bags were located. Through my training and experience these bags are used to package large quantities of cannabis.

All the suspected cannabis was field tested for the presumptive presence of THC with positive results.

Both parties were detained in double-locked handcuffs. A large amount of cash currency was located in Dennis's pocket.

I read Miranda warnings to Dennis and Kaliyah to which they indicated with a "Yes" that they understood their rights and were willing to speak to me about the illegal narcotics located in the vehicle. I separated both parties and spoke to them individually.

Kaliyah advised the firearm belonged to Dennis and the bag of cannabis located near the firearm was probably his. Kaliyah advised the rest of the items found in the vehicle were hers. Kaliyah advised they sold some cannabis for extra money. When asked about them, she then advised that the cannabis and other paraphernalia to include the scale belonged to both of them.


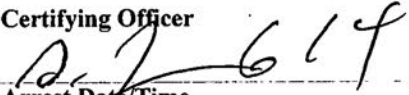
Dennis advised the firearm was his and the bag of cannabis at his feet was his. Dennis advised the rest of the items to include the large amount of cannabis and paraphernalia were both of theirs.

Kaliyah and Dennis were arrested for possession of cannabis with intent to sell and paraphernalia. Dennis was additionally charged with possession of a firearm in the commission of a felony.

**SECOND JUDICIAL CIRCUIT
ARREST/PROBABLE CAUSE AFFIDAVIT**


I transported both to the Leon County Detention Facility without incident.

The above contraband and monies were seized and placed into evidence at the Leon County Sheriff's Office.

Affiant Signature 	Arresting Officer Name/Id# LITTLEFIELD SCOTT 233	Arresting Agency LEON COUNTY SHERIFF TALLAHASSEE FL0370000
Sworn to and subscribed before me this Thursday of February 14TH 2019		Certifying Officer 
Detention facility Leon County Jail 535 Appleyard Drive, Tallahassee, FL 32304		Arrest Date/Time 02/14/19 20:48
Booking Officer C. Hayes 543	Bond Amount 3,000	Aggravating Factors

**SECOND JUDICIAL CIRCUIT
VICTIM INFORMATION**

#	FDLE Statute	Victim's Name	Victim's Address	Home#	Work#
1	893.13 1A2	FLORIDA STATE OF	THE CAPITOL, 400 S. MONROE ST., TALLAHASSEE FL 32399	.	.
2	893.147 1	FLORIDA STATE OF	THE CAPITOL, 400 S. MONROE ST., TALLAHASSEE FL 32399	.	.
				.	.

Affiant Signature 	Arresting Officer Name/Id# LITTLEFIELD SCOTT 233	Arresting Agency LEON COUNTY SHERIFF TALLAHASSEE FL0370000 Agency Report#: 190023512
Detention facility Leon County Jail 535 Appleyard Drive, Tallahassee, FL 32304		Arrest Date/Time 02/14/19 20:48
Booking Officer	Bond Amount	Aggravating Factors

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Deputy Chief Attorney
Re: Kijuana Latresse Larkins; Case No. 2023-025999
Date: June 27, 2023

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Kijuana Latresse Larkins' ("Applicant") application for a Slot Machine/Cardroom/Pari-Mutuel Combination General Individual License. Applicant submitted a completed application for a Slot Machine/Cardroom/Pari-Mutuel Combination General Individual License on May 24, 2023. Upon review of the application, it appears Applicant has been convicted of felony crimes. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On May 24, 2023, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Slot Machine/Cardroom/Pari-Mutuel Combination General Individual License. Upon review of the completed application, it appears that the Applicant was convicted of felony crimes in the state of Florida. Specifically, the Applicant was convicted of the following felonies:

- Grand Theft in the 3rd Degree in 2003; and
- Grand Theft in the 3rd Degree in 2003.¹

Applicant did not apply for a waiver for her felony convictions, however, under section 551.107(6)(a), Florida Statutes, the legislature did not authorize the Executive Director to waive criminal convictions for slot machine licensing. Applicant failed to disclose these convictions on her original application.

Relevant Law

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

¹ These convictions arose from the same arrest.

“. . .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: Because the Applicant's disqualifying criminal conviction cannot be waived and because Applicant was convicted of a disqualifying offense under section 551.107(6), Florida Statutes, the Florida Gaming Control Commission shall deny Applicant’s application for a slot combination license. Accordingly, the Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission authorize the issuance of a Notice of Intent to Deny License in this matter.

**CASE FILE ROUTING SLIP
SLOT MACHINE APPLICATION**

RE: LARKINS, KIJUANA LATRESSE- 13566246
(APPLICANT'S NAME- LICENSE #)

Case No: 2023025999

INITIAL APP RECEIVED:	<u>4/20/2023</u> (Date)
COMPLETE APP RECEIVED:	<u>5/24/2023</u> (Date)
90-DAY DEADLINE:	<u>8/22/2023</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:

Cleari Maglioni
Application Processor

430- Pompano
Facility (d/b/a name)

Security - 1055
Occupation/Job Title

Reviewed by David Donaldson

5/26/23 

(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 X

Is the applicant related to another application?

Yes _____ No X

Comments: Application and rap sheet reviewed. Applicant's criminal history resulted in disqualifying conviction.

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 Machine Occupational License

RE: LARKINS, KIJUANA LATRESSE- 13566246

Case No: 2023025999

(APPLICANT'S NAME- LICENSE #)

INITIAL APPLICATION RECEIVED:	4/20/2023
COMPLETE APPLICATION RECEIVED:	5/24/2023
90-DAY DEADLINE:	8/22/2023

Clari Maglioni
 Application Processor

430- Pompano
 Facility (d/b/a name)

Security - 1055
 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 :2 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
11/07/2002	Broward County, Florida	Grand Theft in the 3 rd degree	F	Adjudication Withheld
11/07/2002	Broward County, Florida	Grand Theft in the 3 rd degree	F	Adjudication Withheld

Disposition Unknown				
<input checked="" type="checkbox"/> Felony Arrest(s) :2				
<input type="checkbox"/> Misdemeanor Arrest – Gambling Related/Bookmaking				
<input type="checkbox"/> Two or more misdemeanor arrests/counts that involve theft, fraud, or burglary				
Comments:				
11/07/2002	Broward County, Florida	Credit Card Fraud		
		Case# 02018870CF10A	F	
11/07/2002	Broward County, Florida	Credit Card Fraud	F	
		Case# 02018872CF10A		


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 <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:

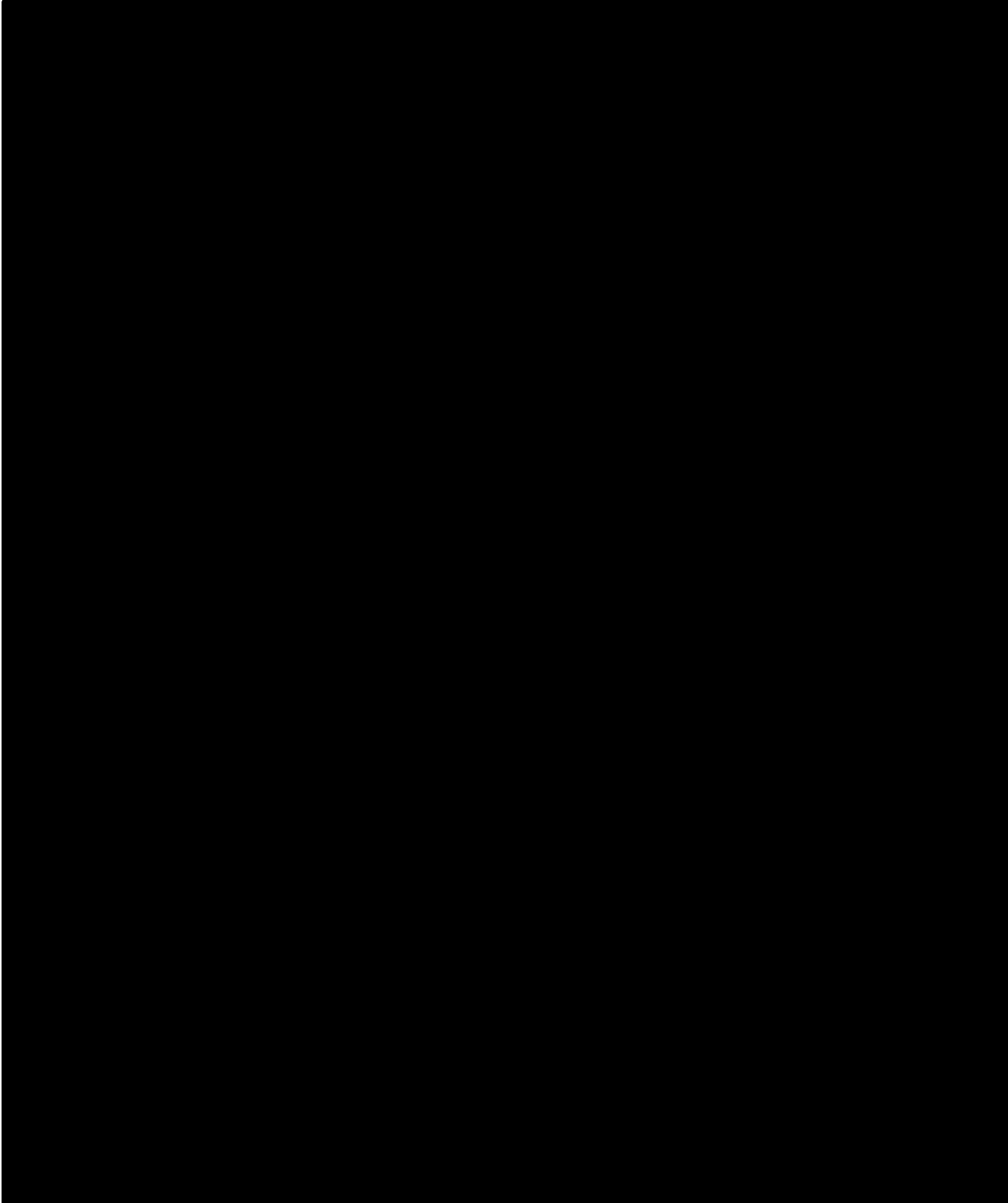
Licensing Administrator Review

Disposition Confirmation

Disqualifying Convictions/Arrests Confirmed?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	<input type="checkbox"/> Approval
Forward to	<input type="checkbox"/> Investigations	<input checked="" type="checkbox"/> Legal	<input type="checkbox"/> Director
Comments:	Initials: 	5/26/25	

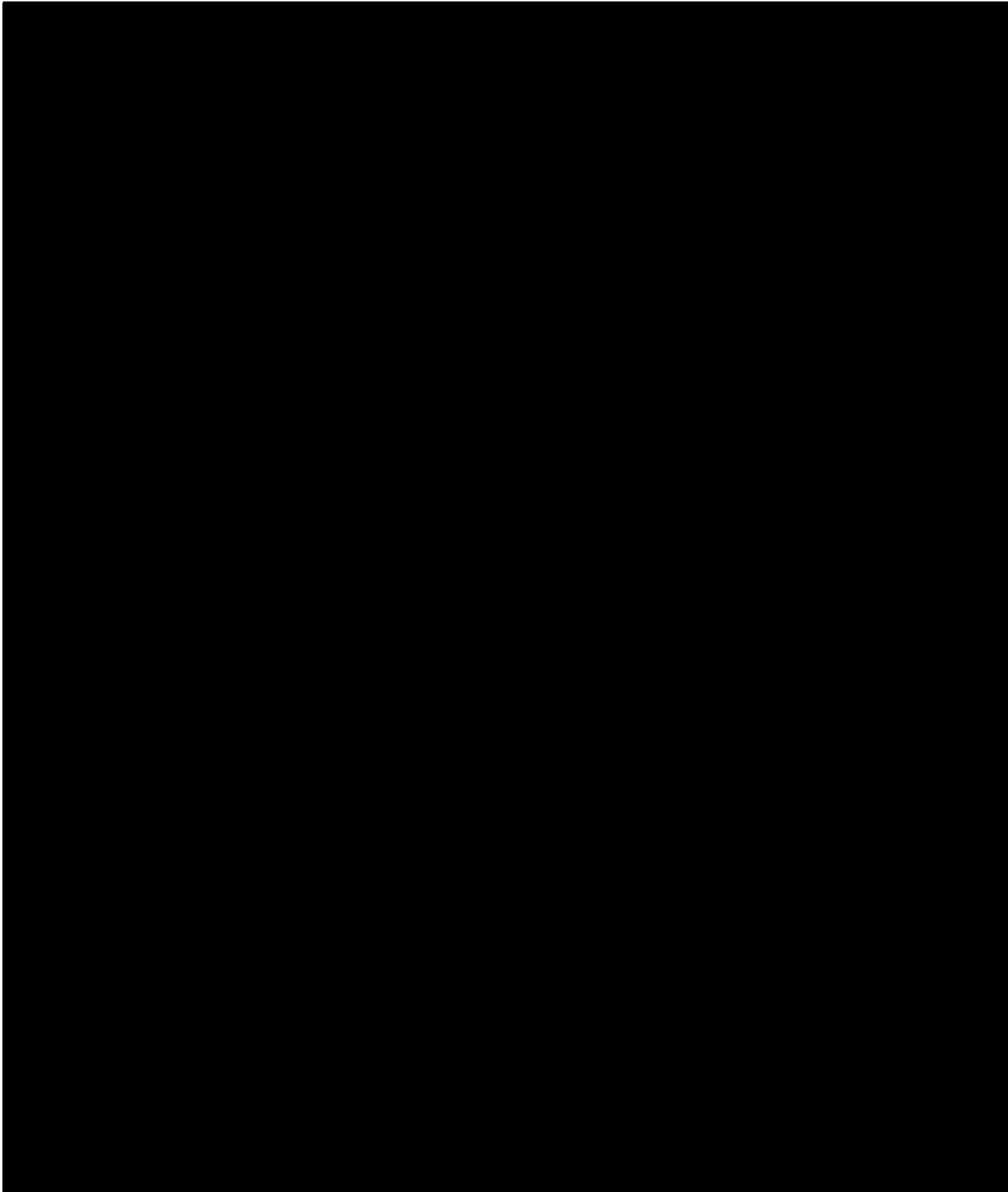
FDLE Information Notification System

Sent Date: 4/28/23 9:21 AM Purge Date: 10/25/23 9:21 AM Mail Ref.No: ORG002044-8162475

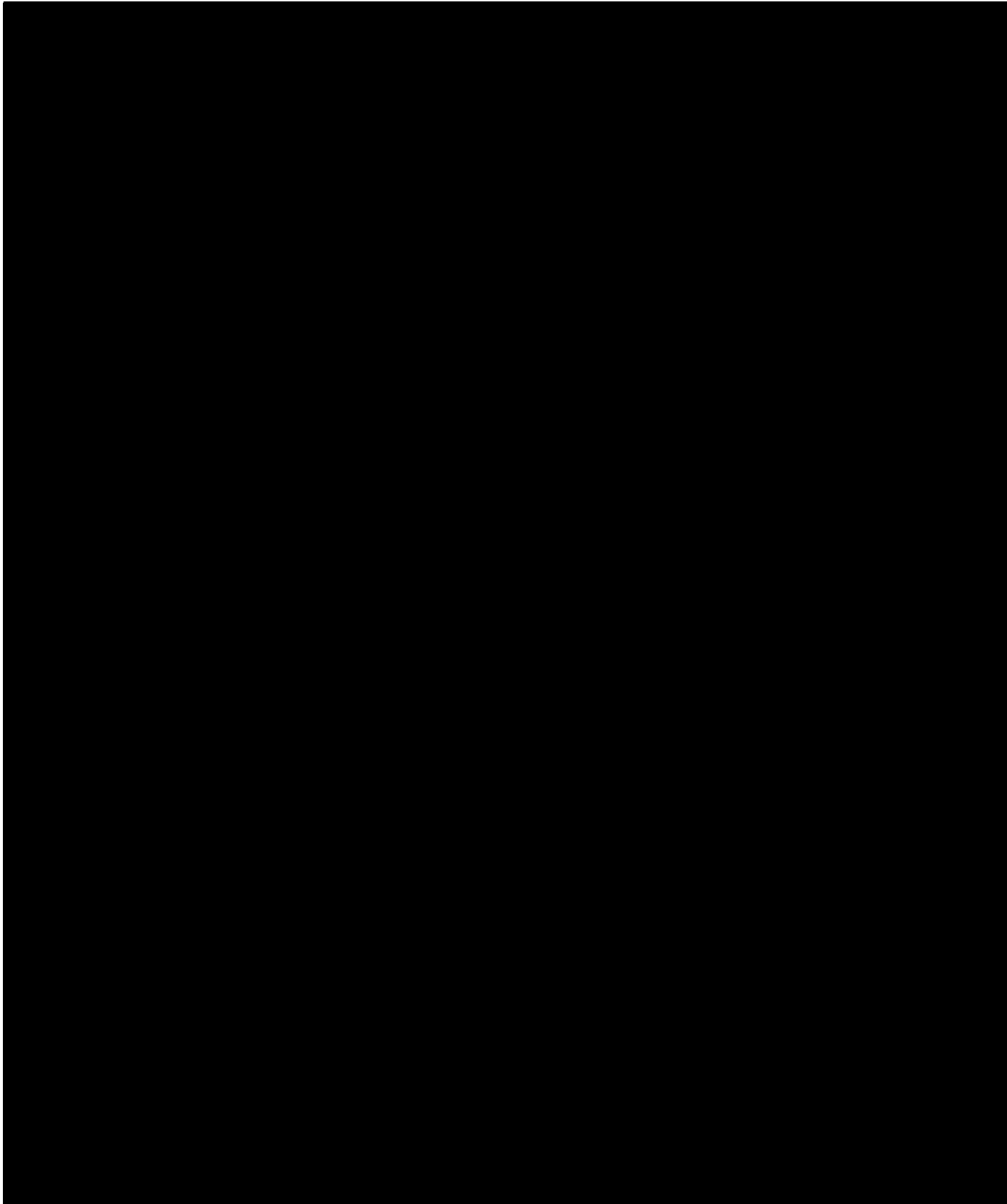


Subject : *Results of check for LARKINS, KIJUANA (70CA0300000003934)*

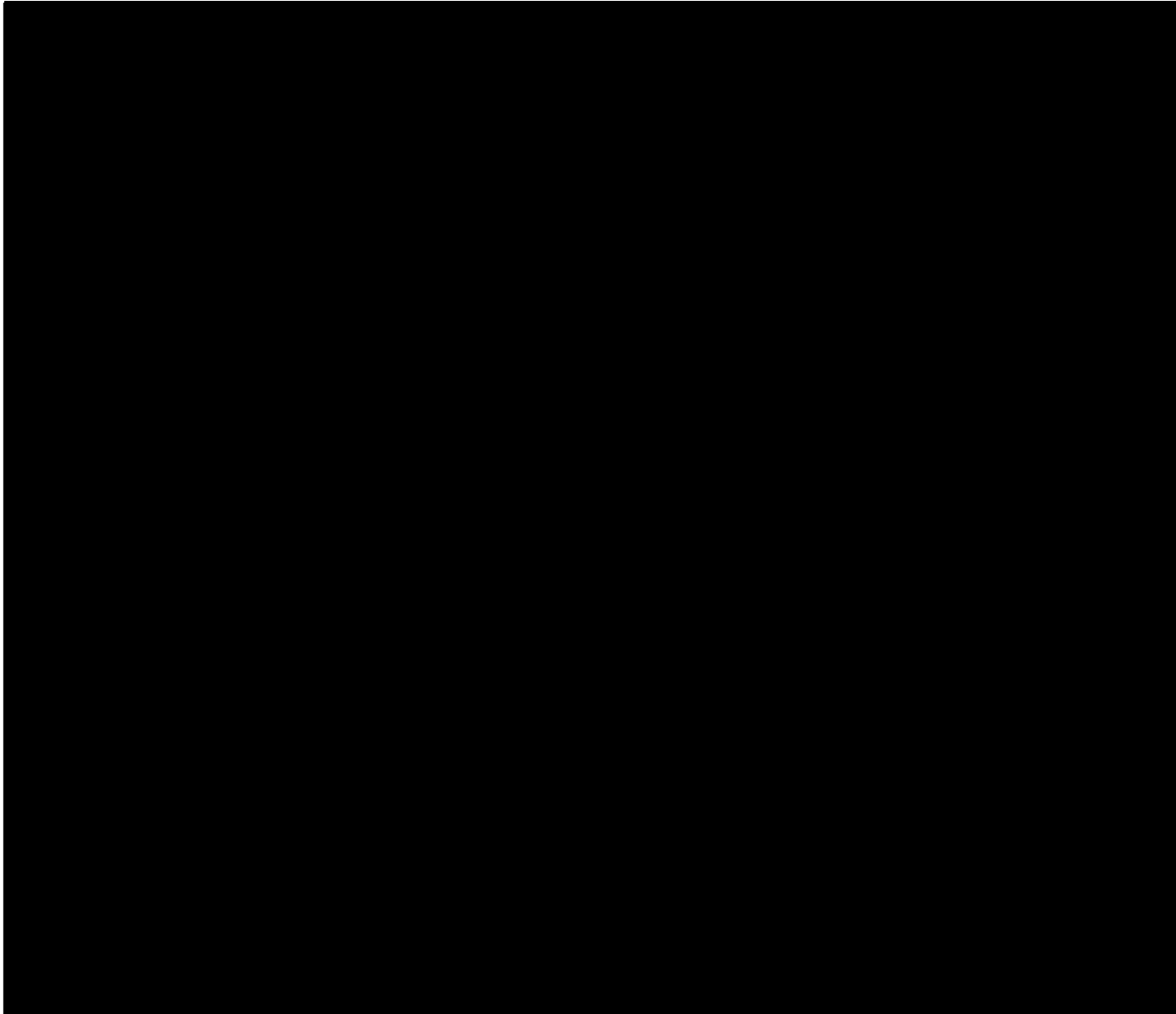
Subject : *Results of check for LARKINS, KIJUANA (70CA0300000003934)*

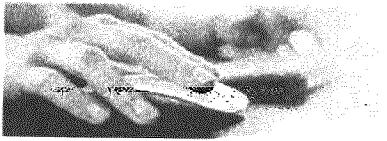


Subject : *Results of check for LARKINS, KIJUANA (70CA030000003934)*



Subject : *Results of check for LARKINS, KIJUANA (70CA0300000003934)*

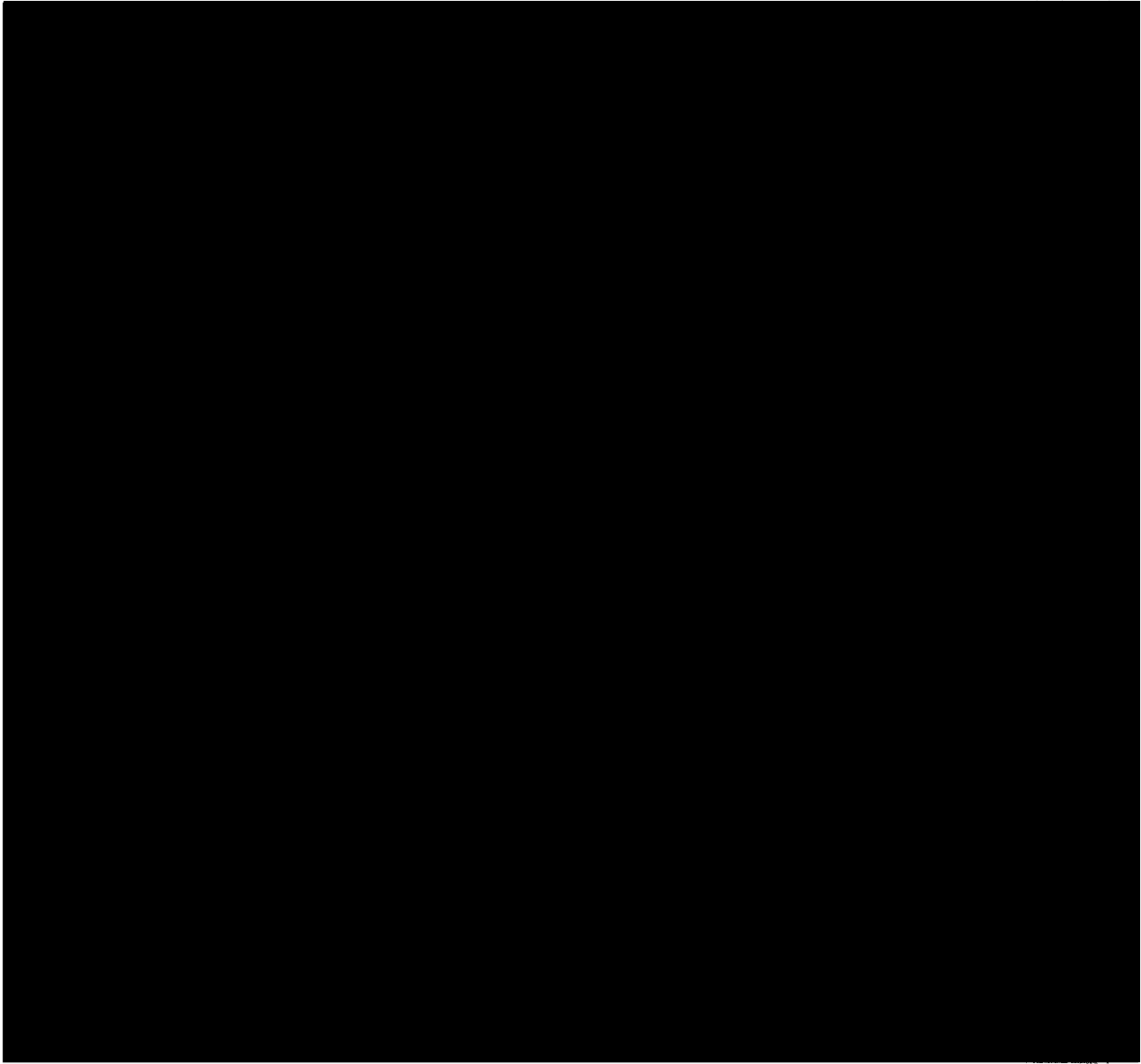
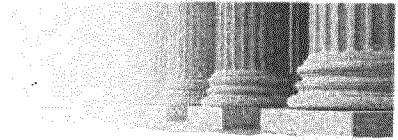




FLORIDA'S CLERKS OF COURT
AND COMPTROLLERS

Bring You

ccis COMPREHENSIVE CASE
INFORMATION SYSTEM



State of Florida Vs. Larkins, Kijuana Latresse

Broward County Case Number: 02018872CF10A
State Reporting Number: 062002CF018872A88810
Court Type: Felony
Case Type: Felony
Filing Date: 11/09/2002
Case Status: Disposed
Court Location: Central Courthouse
Judge ID / Name: Judge, Unassigned
Magistrate Id / Name: N/A
BCCN: 0247832

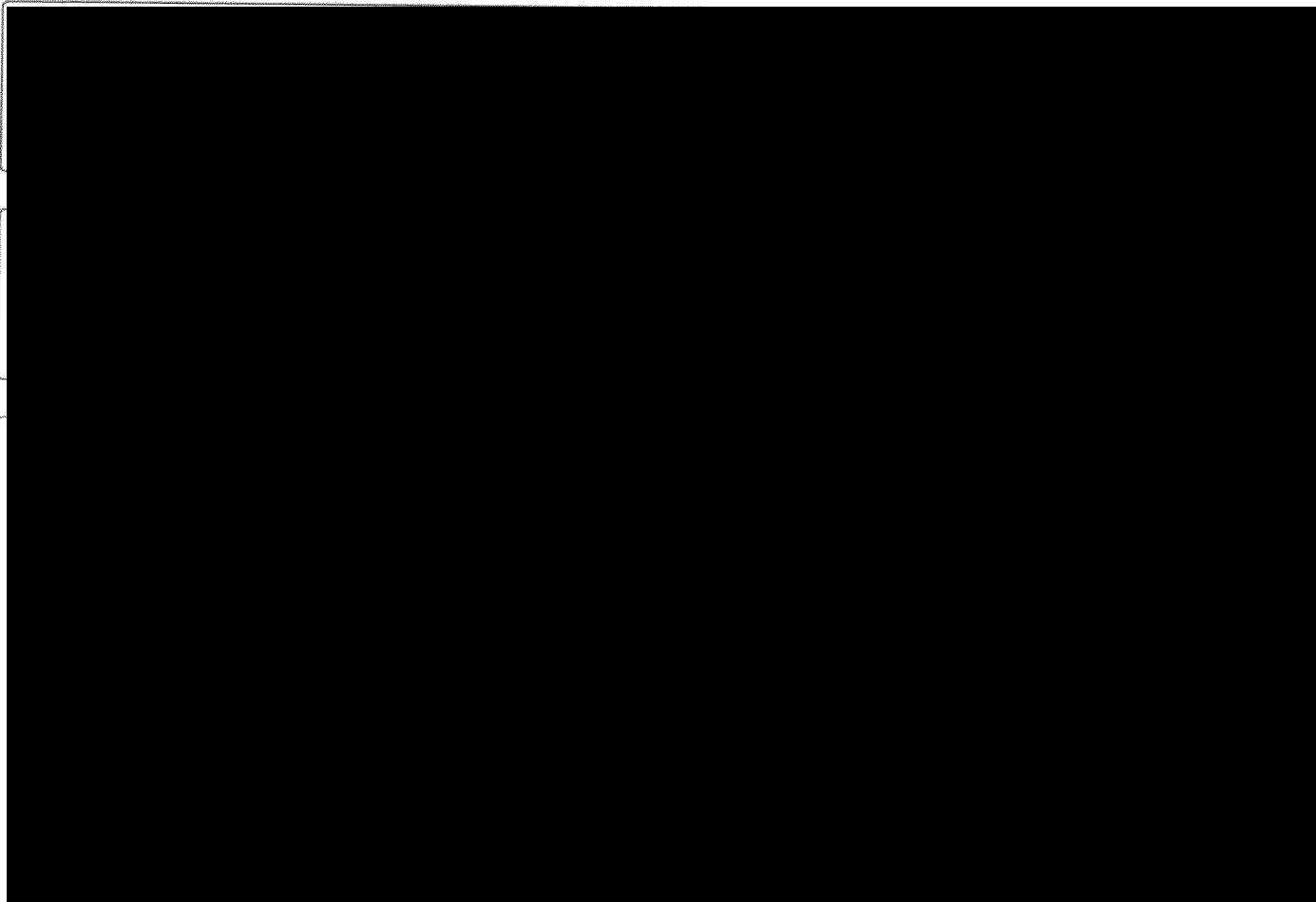
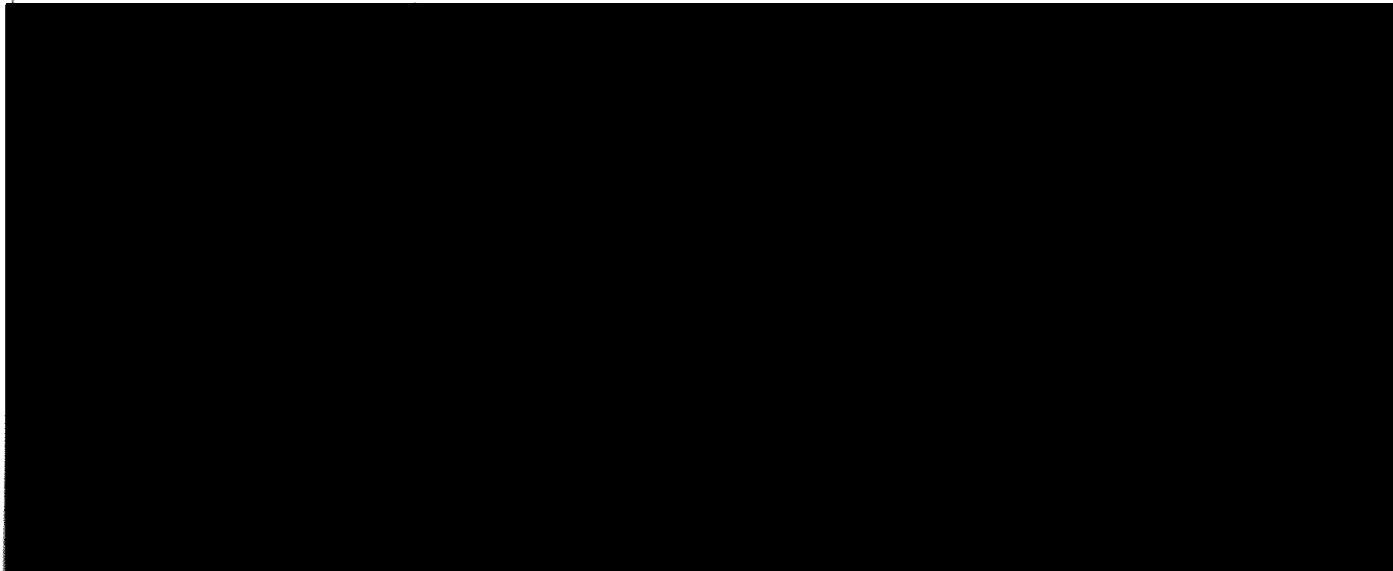
- Party(ies)

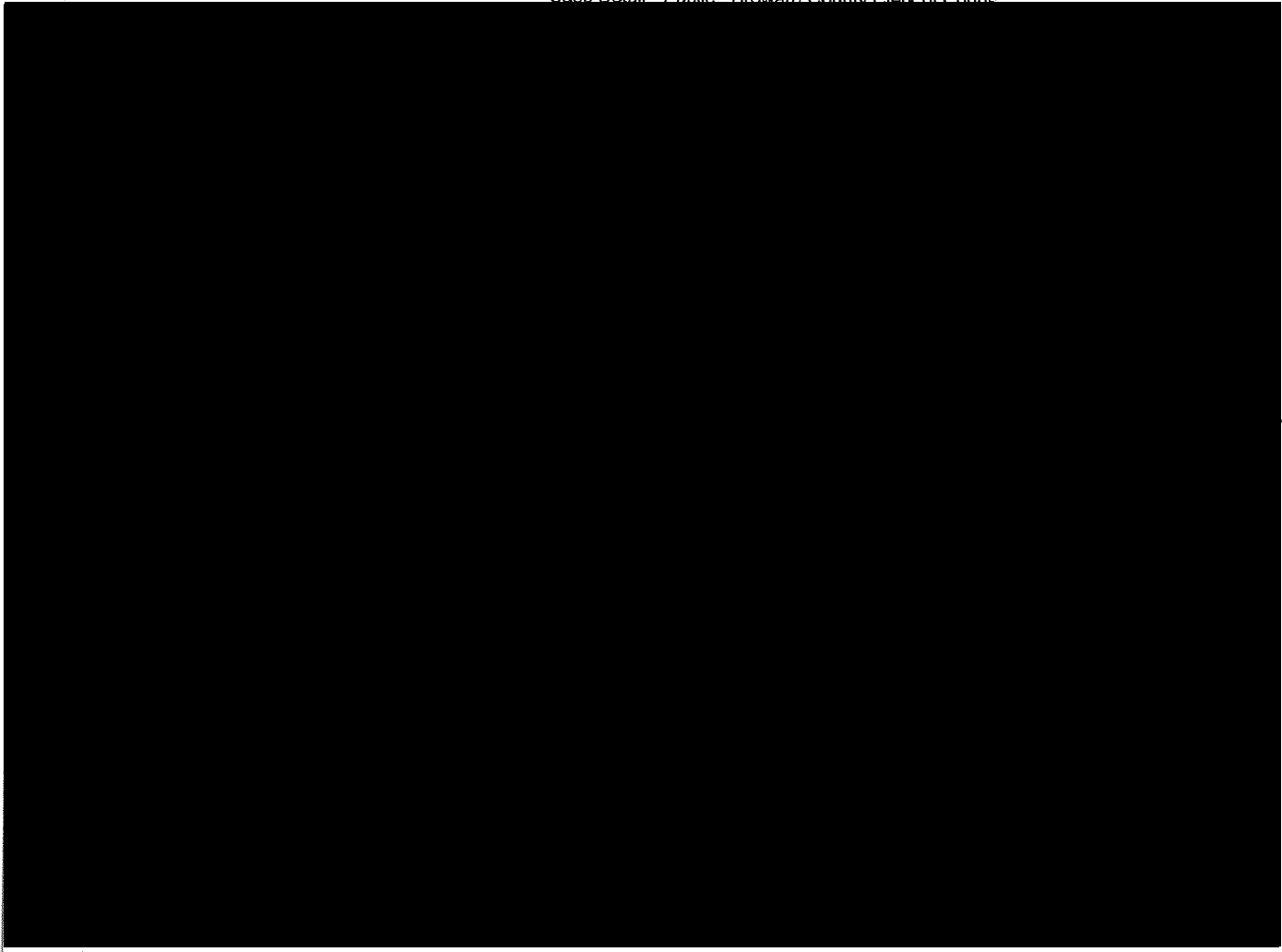
Total: 2

Party Type	Party Name	Address	Attorneys / Address ★ Denotes Lead Attorney
Defendant	Larkins, Kijuana Latresse Gender: Female Race: Black Language: English (American) Complexion: Dark Height: 5'4" Weight: 240 Eye: Brown Hair: Black [REDACTED] Birth City: Hollywood Birth State: FL	723 SW 6 St Apt#3 Dania, FL 33304	
State	State of Florida		

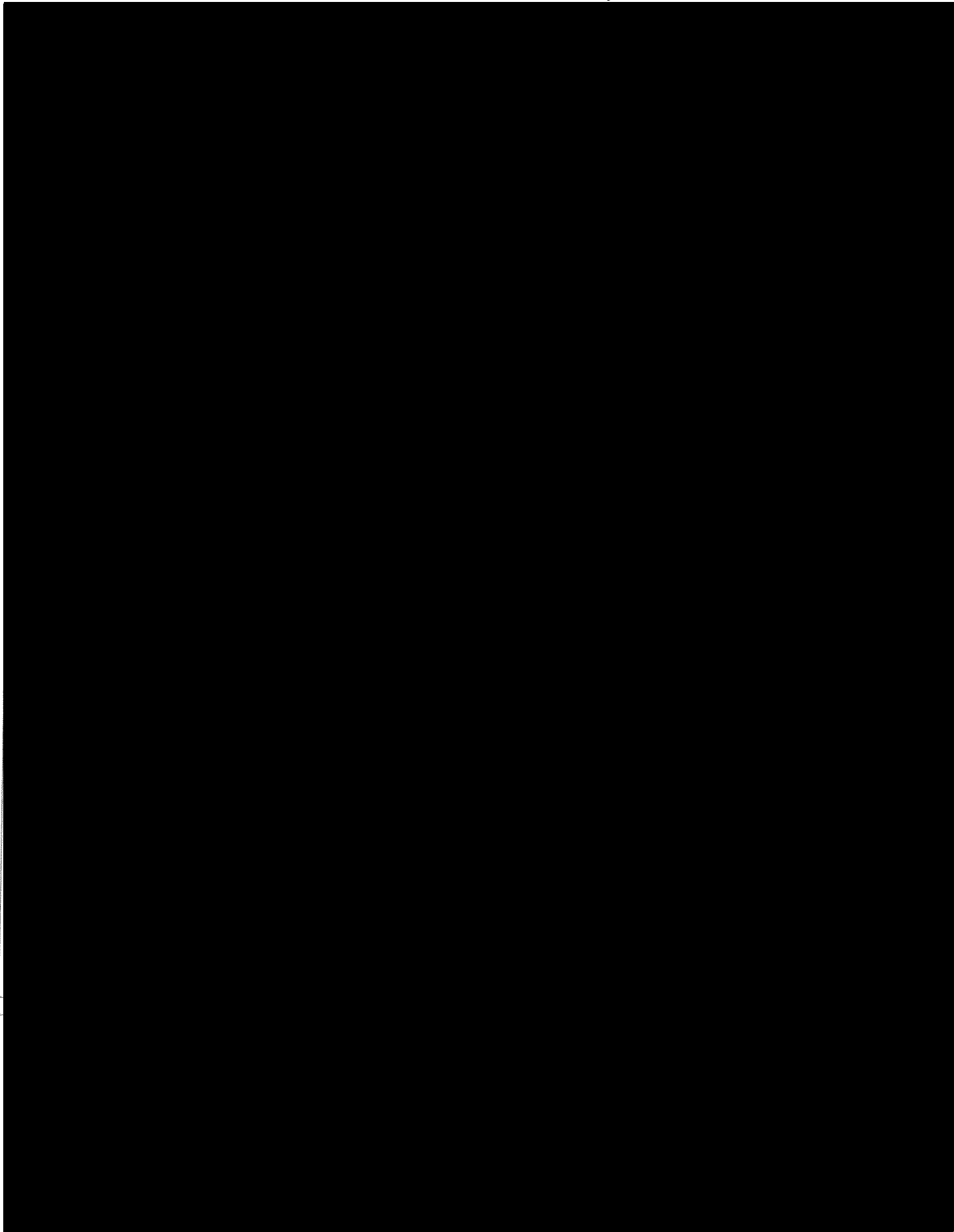
- Charge(s)

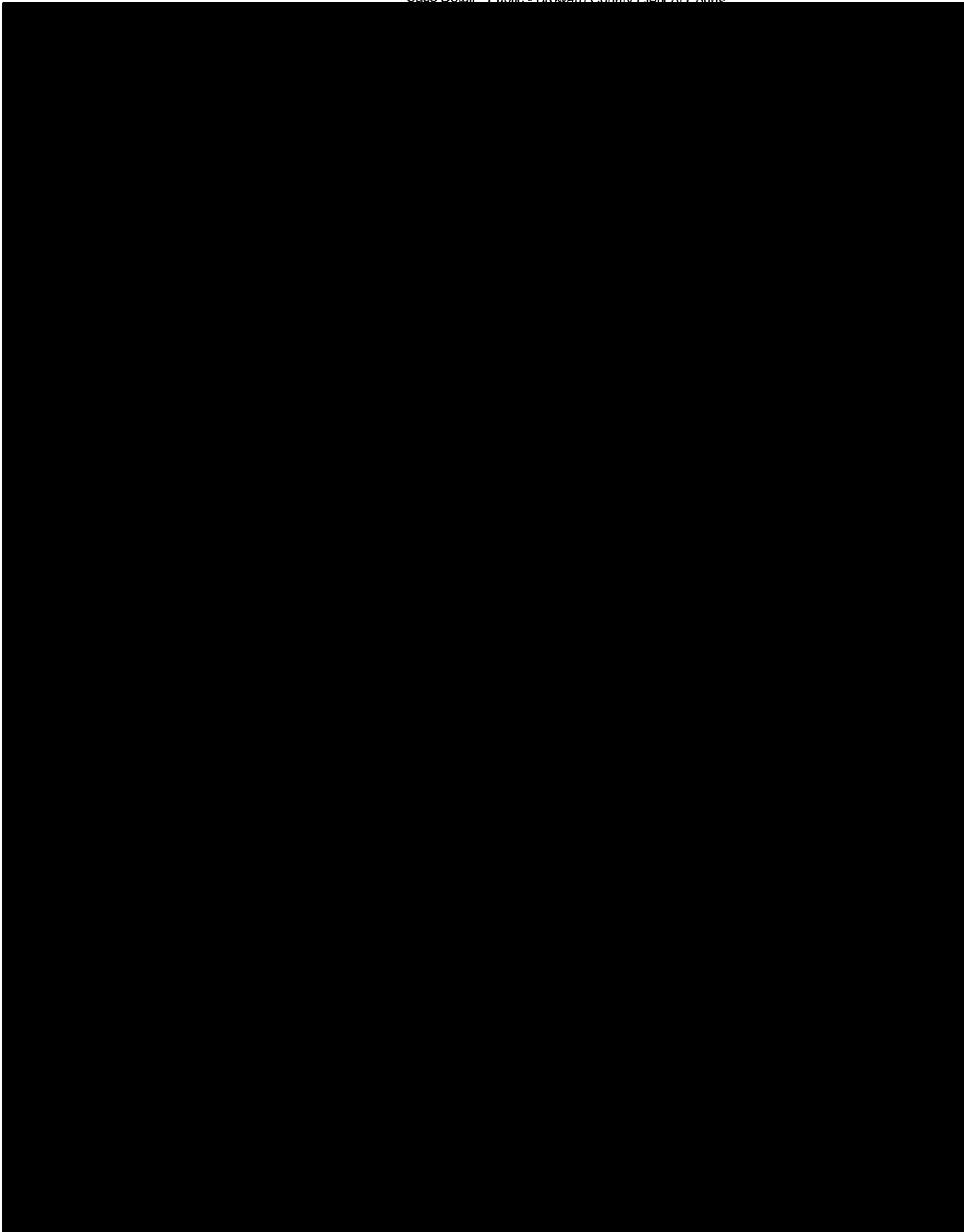
Total: 2

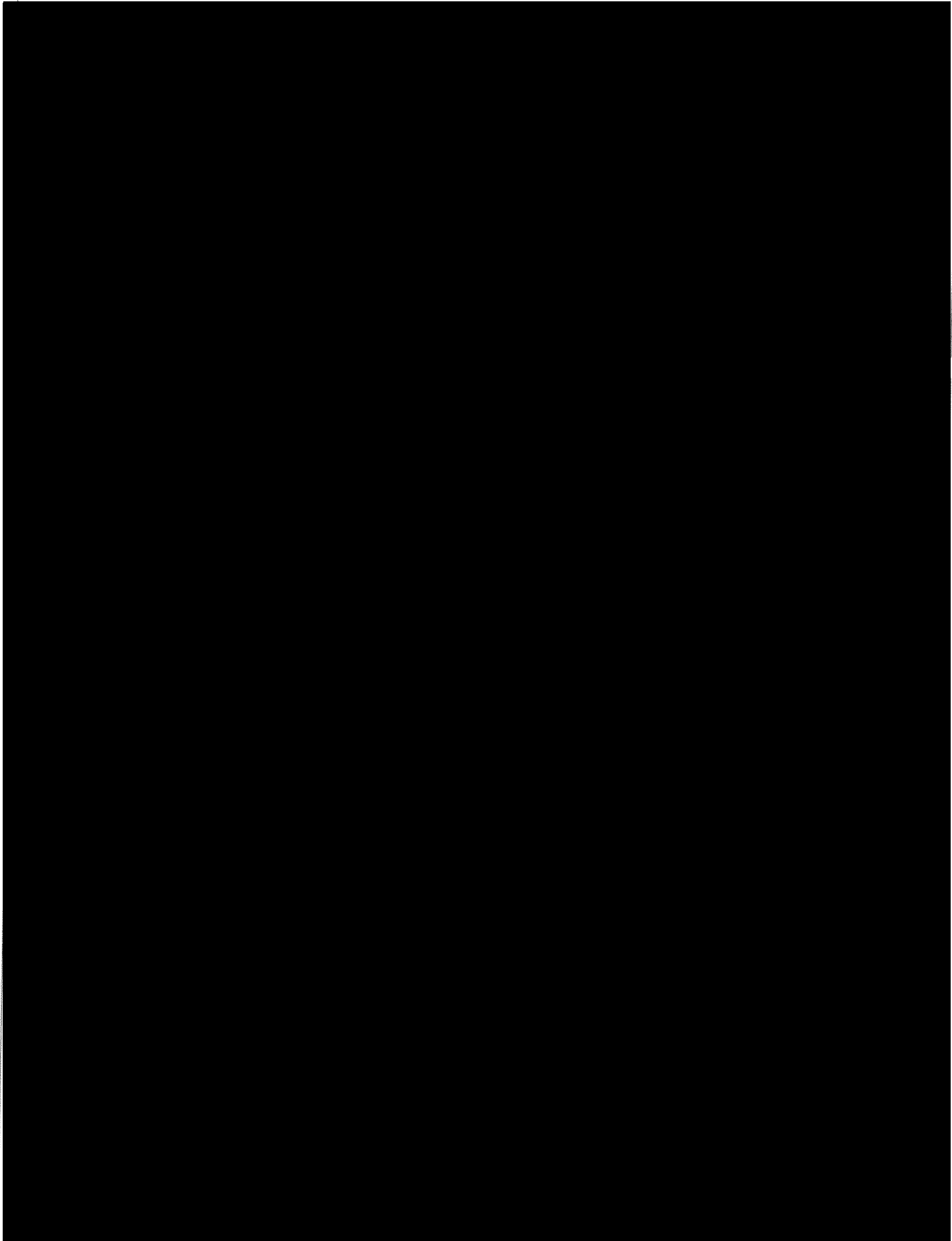


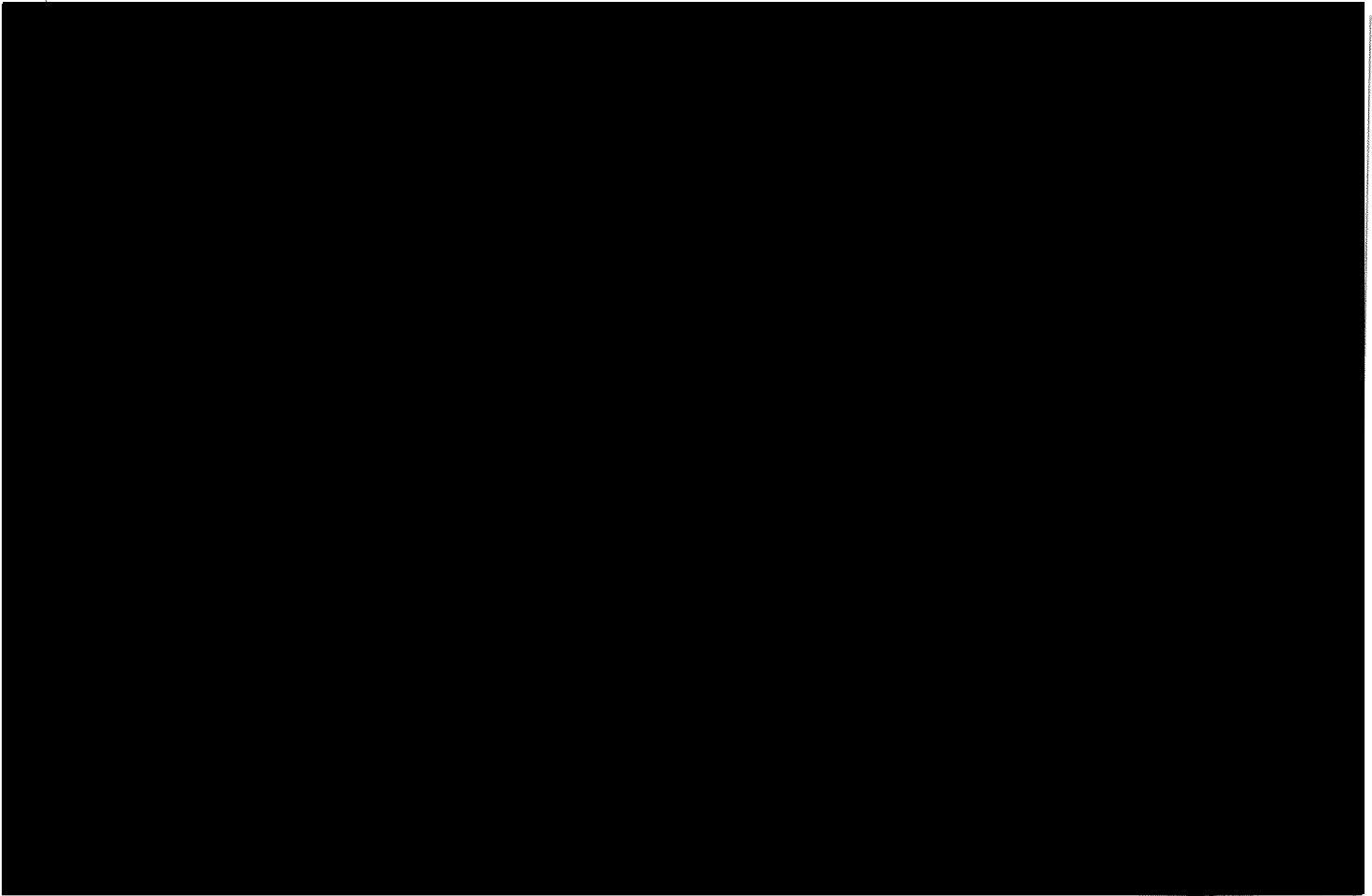












DBPR On-Line Services

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: **11476**

Application Number: **41171**

License Number:

Application Date: **04/20/2023 (mm/dd/yyyy)**

Last Name: **Larkins**

First Name: **Kijuana**

Middle Name: **Latresse**

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.



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:	41171
Application Type:	Slot Machine/Cardroom/PMW Combination Occupational License
Application Date:	04/20/2023 (mm/dd/yyyy)
License Number:	
File Number:	11476

Personal Detail

First Name:	Kijuana
Middle Name:	Latresse
Last Name:	Larkins
Birthdate:	[REDACTED]
Gender:	Female
Race:	Black

Addresses

Current Mailing Address:	4909 NW 47th Ter
	Tamarac, FL
	33319
	US

Phone Number: **[REDACTED]**

Extension:

E-mail Address:

License Attributes Selected

Occupation	Security
Temporary	Yes
Livescan Fingerprint Fee Exemption	Livescan Fingerprint Fee Exemption

Livescan Information

Enter Transaction Control Number (TCN): **70CA0300000003934**

Facility

Pari-Mutuel Facility Where Employed and/or Doing Business With: **Pompano Park**

Prior Name Question

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? **Yes**

Prior License

Is this your first time applying for a racing/gaming license in Florida? **Yes**

Current Employer

Current Employer Name: **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

Larkins-lic.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.



FLORIDA
GAMING CONTROL
COMMISSION

JOHN MACIVER, CHAIRMAN
MICHAEL YAWORSKY, VICE CHAIR
JULIE I. BROWN, COMMISSIONER
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER

OK

May 4, 2023

Ms. Kijuana Latresse Larkins
4909 Northwest 47th Terrace
Tamarac, Florida 33319

RECEIVED
2023 MAY 24 PM 2:39
FLORIDA GAMING
CONTROL COMMISSION

RE: Application No. 41171, Entity 13566246
1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Ms. Larkins:

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: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 3 of the application. If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. **Please initial and date any changes made to your application.**
- You must list the information on your application for the following charges:
 - Broward County, Florida – 11/07/2002

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.

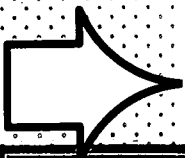
If you fail to provide the Florida Gaming Control Commission with a complete application by 09/01/2023, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

OFFICE OF OPERATIONS
2601 BLAIR STONE ROAD
TALLAHASSEE, FLORIDA 32399

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,

CM
Operations Analyst II



Markie 5/13/2023

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
4/4/03	Broward	Fl.	I + II Alcohol traff in the 3 rd degree	Misdemeanor	3 yrs Probation

RECEIVED
 2023 MAY 24 PM 2:39
 FLORIDA GAMING
 CONTROL COMMISSION

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

I also included a copy of the disposition, Also the start and completion of My probation from Florida Department of Corrections.

CIRCUIT COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, FLORIDA

Case Number 03002602CF10A Arrest Number 3502017150 BCCN # 0247832

State of Florida VS LARKINS, KIJUANA LATESSE AKA

Judge ANA I GARDINER Cash bond / Return to depositor / Surety bond / IC

Cash bond number(s)

Charges: 001 GRAND THEFT IN THE 3RD DEGREE

002 GRAND THEFT IN THE 3RD DEGREE

RECEIVED OR
MAY 24 PM 2:39
FLORIDA GAMING CONTROL COMMISSION

() REMANDED () REMAIN IC () UNTIL PICKED UP BY BED AVAILABLE AT

() Arraignment (x) Change of Plea (x) Guilty () No Contest () PSI/PDR () Sentencing / Re-Sentencing
() Trial by Jury () Trial by Court () First VOP / VOCC () Final VOP / VOCC () Admits Allegations
() Convicted by Jury/Court (x) Acquitted by Jury /Court () Dismissed () Speedy
() Discharged () Nolle Prosequi () Found Incompetent/Committed to Child/Family Services
() Adj. Guilty (x) Adj. Withheld () Adj. Delinquent
() Committed to DJJ/Level () Sentence Withheld () Previous Sentence Vacated
() PSI Ordered
Adj. and Sentence deferred to

Type of Probation / Community Control:
() Youthful Offender () Drug Offender () Sexual Offender () Habitual Offender () Mental Health () County
PROBATION/COMM. CONTROL: () Revoked () Reinstated () Modified () Terminated
() Extended () All previous special conditions apply
WARRANT: () Dismissed () Withdrawn () Served in open court

SENTENCE: (PROBATION/COMM. CONTROL)
COUNT(S): 3 (x) Years () Months () Days (x) Probation () Community Control () followed by
() Years () Months () Days () Probation () Community Control
(x) each count concurrent/consecutive () concurrent () consecutive to case number
COUNT(S):
() Years () Months () Days () Probation () Community Control () followed by
() Years () Months () Days () Probation () Community Control
() each count concurrent/consecutive () concurrent () consecutive to case number

SENTENCE: (INCARCERATION)
COUNT(S): () One year plus one day () Years () Months () Days
() BCI () FSP, w/credit for days T/S
() followed by () Years () Months () Days () Probation () Community Control
() each count concurrent/consecutive () concurrent/consecutive () to case number
() any other sentence () Work release () prison sentence suspended
COUNT(S): () One year plus one day () Years () Months () Days
() BCI () FSP, w/credit for days T/S
() followed by () Years () Months () Days () Probation () Community Control
() each count concurrent/consecutive () concurrent/consecutive () to case number
() any other sentence () Work release () prison sentence suspended

JUDGE *Ana I Gardiner*

DEPUTY CLERK *Shawn R. McEnt*

DATE 4/4/03



**FLORIDA
DEPARTMENT of
CORRECTIONS**

Governor
RICK SCOTT
Secretary
JULIE L. JONES

501 South Calhoun Street, Tallahassee, FL 32399-2500

<http://www.dc.state.fl.us>

November 3, 2016

Kijuana Larkins
4909 NW 47th Terrace
Tamarac, Fl., 33319

**Re: Records Request Case #0302602
DC No.: L46377**

RECEIVED
2013 MAY 24 PM 2:39
FLORIDA GAMING
CONTROL COMMISSION

Dear Ms. Larkins,

Please be advised that per Florida Statute, records are destroyed after three (3) years of inactivity.

Based upon our computer information, your probation began on **April 4, 2003** and you were terminated from supervision on **April 3, 2006**.

If you require any more detailed information, you will need to contact the Broward County Clerk's Office at telephone number 954-831-6565.

Sincerely,

Carl Riehn
Deputy Circuit Administrator
Circuit 17

CR/ja

Kiyana Larkins
4909 NW 47th Terr
Tamarac Fl. 33319

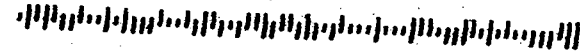
MIAMI FL 330

19 MAY 2023 PM 1 L



Att: Office of Operations
2601 Blair Stone Road.
Tallahassee, Florida 32399

32399-656301



RECEIVED

2023 MAY 24 PM 12:39

FLORIDA GAMING
CONTROL COMMISSION

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.

Kiyana Latresse Larkins
Print Legal Name (First Middle Last)

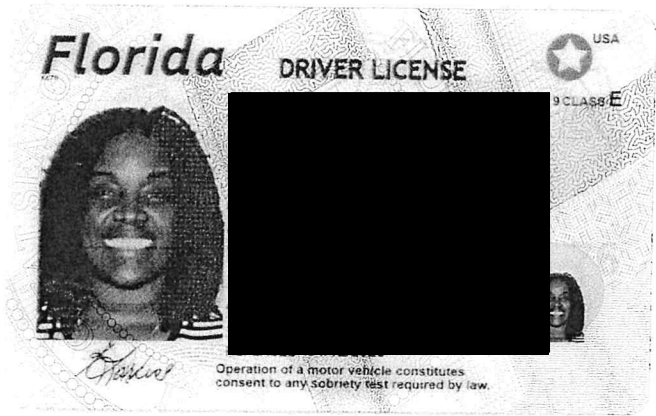
[REDACTED]
Birth Date (MM/DD/YYYY)

[REDACTED]
Social Security Number

PPI INC
Name of Employer

[Signature]
Signature of Applicant

4/20/2023
Date



BUREAU of VITAL STATISTICS

CERTIFICATION OF BIRTH

STATE FILE NUMBER: [REDACTED]

DATE FILED: [REDACTED]

CHILD'S NAME: KIJUANA LATRESSE LARKINS

DATE OF BIRTH: [REDACTED]

SEX: FEMALE

COUNTY OF BIRTH: [REDACTED]

MOTHER'S NAME [REDACTED]

FATHER'S NAME [REDACTED]

DATE ISSUED: May 22, 2017

Ken Jones

, State Registrar

REQ: 2018164681

THE ABOVE SIGNATURE CERTIFIES THAT THIS IS A TRUE AND CORRECT COPY OF THE OFFICIAL RECORD ON FILE IN THIS OFFICE. THIS DOCUMENT IS PRINTED OR PHOTOCOPIED ON SECURITY PAPER WITH WATERMARKS OF THE GREAT SEAL OF THE STATE OF FLORIDA. DO NOT ACCEPT WITHOUT VERIFYING THE PRESENCE OF THE WATERMARKS. THE DOCUMENT FACE CONTAINS A MULTICOLORED BACKGROUND, GOLD EMBOSSED SEAL, AND THERMOCHROMIC FL. THE BACK CONTAINS SPECIAL LINES WITH TEXT. THE DOCUMENT WILL NOT PRODUCE A COLOR COPY.

WARNING:



* 3 5 6 2 9 6 2 0 *

DH FORM 1946 (03-13)



VOID IF ALTERED OR ERASED

VOID IF ALTERED OR ERASED



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: LARKINS
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: KIJUANA
Middle Name:
Last Name: LARKINS
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------

11. Executive Director Update