

Meeting Materials Thursday—September 1, 2022 9:30 AM

W.V. Knott Building at the Capitol Complex, 4th Floor, Room 412

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Florida Gaming Control Commission

July 06, 2022



Raising the Bar!

 STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

TRANSCRIPT OF PROCEEDINGS

PAGES 1 - 30

DATE TAKEN: Wednesday, July 6, 2022
TIME: 10:02 a.m. - 10:33 a.m.
PLACE: Via GoToMeeting Platform

This cause came on to be heard at the time and place aforesaid, when and where the following proceedings were stenographically reported by:

TRACY L. BROWN

Job No.: 259234

1	APPEARANCES:	Page 2
2	(All parties appearing remotely)	
3		
4	John MacIver, Chair Michael Yaworsky	
5	Julie Brown Chuck Drago	
6	John D'Aquila Louis Trombetta	
7	Ross Marshman, Esquire	
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12	CERTIFICATE OF REPORTER	30
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1	Page 3 Thereupon,
2	The following proceedings began at 10:02
3	a.m.:
4	MR. CHAIR: Call the meeting, the July 6th
5	limited agenda meeting of the Florida Gaming
6	Control Commission to order.
7	Good morning, everybody. I do still want
8	to start off just with a few housekeeping notes
9	for everybody. For those that are joining us,
10	because this is a limited agenda meeting,
11	things like adoption of the meeting minutes of
12	the last meeting and public comment on general
13	subject matter would be reserved for our next
14	regular business meeting of the Commission. We
15	will only address the items that are actually
16	on the select agenda for today's meeting.
17	With that said, I do still want to start
18	out with the Pledge.
19	Mr. Vice Chairman, would you be inclined
20	to lead us in a Pledge of Allegiance? I'm
21	hoping everybody has a visible flag somewhere.
22	MR. YAWORSKY: Absolutely. Be happy to.
23	We'll just proceed like this.
24	(Pledge of Allegiance.)
25	MR. CHAIR: Thank you, Mr. Vice Chairman.

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Page 4 Commission members, with your lead, I 1 2. think it would be good if we were to go ahead and just jump straight into the agenda unless 3 there's any objection or any other comments 4 5 that we feel are necessary before we start. 6 I'll defer to you all. 7 Hearing none, Mr. Trombetta, you have the 8 floor. Thank you, Chair. 9 MR. TROMBETTA: 10 Can everybody hear me okay? I should have 11 done that sooner, sorry. 12 Thank you, Chair. Thank you, Commissioners. Obviously our first kind of 13 public meeting here, so -- doing it virtually. 14 So for everybody else, just kind of bear with 15 us as we kind of get through this. 16 17 So the first -- we have three items on the 18 agenda today. The first one has to do with the director of the Division of Gaming Enforcement. 19 20 Second one has to do with tax credit transfer. 21 And the third one has to do sort of with an internal issue involving payment of bar fees. 2.2 23 So as you requested, the first item on the agenda is -- specifically deals with -- at the 24

last meeting, you had asked me to prepare an

- 1 advertisement for the director of Division of
- 2 Law Enforcement. We did that. We received
- 3 over 30 applications. I've reviewed all the
- 4 applications. And I'm going to be recommending
- 5 six people for kind of your initial round of
- 6 consideration. As a reminder, according to the
- 7 statute, this position is hired by the
- 8 Commission, so you're each able to include any
- 9 additional applicants into this pool beyond the
- 10 ones I'm going to mention.
- I believe the Chair may be able to provide
- 12 a little bit more information about the process
- 13 after that. But my recommendations are as
- 14 follows, and I'll kind of go a little bit slow
- 15 if we need to take notes. So first -- and it's
- 16 not in order, so it's just kind of randomly.
- 17 I've just kind of gone through the resumes and
- 18 these are the six that I would put forward.
- 19 Timothy Cannon, Joseph Kozlina (phonetic), Carl
- 20 Harold, Michael Drake, Robert Yop (phonetic),
- 21 and Vincent A'civez (phonetic).
- 22 Chair, do you have any questions or do you
- 23 need me to clarify any further any of the
- 24 names?
- 25 MR. CHAIR: I don't. I will just touch on

Page 6 process very briefly before I open it up for 1 2. questions and discussion. So, again, as you said at the last 3 4 meeting, we had directed the executive director 5 to advertise the position and to review the applications based on the criteria that we 6 7 identified. To be clear, what he is doing is based on his own fact finding, just indicating 8 to us the folks that he thinks, as an initial 9 10 round of consideration, would be the people 11 that he might work best with. 12 I have taken the opportunity to speak with each of the applicants who had turned in a 13 completed resume. And I'll tell you we had a 14 burden of abundance in this application 15 I spoke to a lot of incredibly highly 16 process. 17 qualified law enforcement individuals, probably 25 out of 35 of which would have easily made an 18 outstanding director of gaming enforcement. 19 20 For the sake of our limited ability to 21 look closely at everyone, my feeling would be that we could defer to the executive director's 2.2 23 recommendations on who he thinks we would work 24 with for our initial round of review. 25 To clarify what that initial round of

July 06, 2022 Page 7 review would be is, Commissioners, you are each 1 2 independently within your purview to interview or vet any of the applicants you want to your 3 And we will invite the -- the satisfaction. 4 initial round based upon your vote to a public 5 interview on the 27th where we'll really get 7 into their qualifications and maybe a selection 8 at that point. With that, I'll open it up to any 9 10 questions for the executive director or any 11 discussion by the members. 12 John D'Aquila here. MR. D'AOUILA: Ι would like to recommend that Lawrence Kelly be 13 added for consideration. 14 15 And I have a question for Executive Director Trombetta. Can you explain the 16 17 balance of investigations experience and 18 management experience? If you can briefly --19 you touched upon it briefly in the past 20 meeting. If you could just go over that one 21 more time. MR. TROMBETTA: Yes, sir. So as you 2.2 23 mentioned, I provided in the last meeting -- I think there was a bit of discussion among the 24

Commission about sort of what you guys were

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Page 8 looking for in candidates. When we drafted the 1 2. advertisement, we tried to capture that kind of And what I did then when I was looking 3 intent. through the applicants and reviewing the 4 5 applications ahead of making these recommendations, I was trying to balance both 6 7 the requirements. So we had minimums regarding the time that they were serving as law 8 enforcement officers, time as a -- serving as 9 10 manager, and the need for someone that has 11 experience doing more complex investigation 12 work. Now, from a going-forward perspective, I 13 also wanted to include good people that had 14 management experience because I think this is 15 kind of a unique role in that they're primarily 16 17 going to be helping us set up and run that 18 division initially. So the recommendations that I made kind of capture a blend of people 19 20 with experience doing complex investigations 21 and people that have been able to manage at a higher level other sworn law enforcement 2.2 23 officers or have acted on the operations or 24 administrative side or policy side in, you 25 know, law enforcement organizations.

Page 9 1 MR. D'AOUILA: Thank you. 2. MR. DRAGO: I have one question if I 3 could, Chair. 4 Chairman -- did I cut you off, Julie? 5 MS. BROWN: I will defer to you. MR. DRAGO: 6 Sorry. 7 MR. CHAIR: Commissioner Drago. 8 MR. DRAGO: I have a question as to, I 9 quess, the process from here on in what we're 10 going to do here today. So if I understand, Chairman, from what you just said, we would 11 take a list that we have here and either 12 interview the candidates or vet them some way 13 and then come back and present our selection at 14 the next meeting. Or would we be doing 15 interviews of these folks at the next meeting? 16 17 I'm just trying to clarify what our next step will be. 18 A little bit of combination of 19 MR. CHAIR: the both. So, each commissioner, to the extent 20 21 that they desire to do so or to the extent that they feel comfortable not doing so, to whatever 2.2 23 level makes each individual commissioner comfortable, they can reach out to the 24 25 individual applicants, interview themselves,

- 1 review their background, vet to your
- 2 satisfaction. Then we will invite each of
- 3 these folks to the Commission meeting on the
- 4 27th for a public interview at which time each
- 5 commissioner will have obviously the
- 6 opportunity to directly question each
- 7 applicant. And then we'll open it up, as
- 8 always, for discussion amongst the Commission
- 9 members. And we'll take a vote if we find an
- 10 applicant that we all agree on. And if we
- 11 don't, we have not eliminated anybody from the
- 12 applicant pool.
- 13 Again, this is a recommendation of who we
- 14 should look at first, who we should interview
- 15 first. It is not an elimination of candidates
- or a narrowing of the pool. This is us in a
- 17 public forum being able to tell each other who
- 18 we're going to look at first.
- 19 MR. DRAGO: I got you. Thank you.
- I guess one other question is do we care
- 21 about the number that we come out of this
- 22 meeting with? And do we -- or do we want to
- 23 whittle it down somewhat? Or do we just want
- 24 to talk about whether we just want to move
- 25 forward, whatever the list is?

Page 11 I -- and for my own opinion, I 1 MR. CHAIR: 2 don't think we are hard pressed for a number one way or the other. The quideline that I 3 would suggest is we can do as much as we think 4 5 is manageable. If the Commission members want to narrow the list to four or five, if they 6 7 want to go with a full -- I think we're up to seven names now, if we want to include 8 9 Mr. Kelly, as Commissioner D'Aquila has asked, 10 which I think we should accommodate, then we 11 can do so. 12 I don't think seven is too heavy of a lift for us. But, again, I'm going to defer to all 13 the Commission members and what you all think 14 15 is manageable. Thank you, Chairman. 16 MR. DRAGO: 17 MS. BROWN: Thank you, Mr. Drago, for 18 those questions because I had a similar realm. 19 And I just -- I did want to add one additional But the question that -- follow-up 20 21 from Commissioner Drago, Chair, is are we going to pay for the travel of -- some of the folks 2.2 23 on the list that was just recommended, I think one is from Illinois, are we going to -- do we 24 25 have funds to be able to accommodate them?

- 1 are we going to do Zoom -- offer them a Zoom or
- 2 GoToMeeting?
- 3 MR. CHAIR: Again, this is up to the
- 4 discretion of the Commission as a whole body.
- 5 I'll give my opinion on that as an answer to
- 6 the question. I think it kind of is incumbent
- 7 upon us, given that it is a very competitive
- 8 position and we do have nationwide interest and
- 9 that we're only going to be selecting one
- 10 person, to go ahead and offer some sort of
- 11 virtual ability to appear before the Commission
- 12 so that we don't have to have everybody flying
- in, the majority of which are not going to be
- 14 selected for the job.
- 15 MS. BROWN: Right.
- 16 MR. CHAIR: I think that's just the right
- 17 thing to do from my part, but we can put that
- 18 to -- we can put that to a vote as part of the
- 19 motion to move forward on the list when we get
- 20 there.
- 21 MS. BROWN: I think that's appropriate.
- 22 And I was just going to also provide
- 23 additional comment on the round -- the job
- 24 applicants. There were so many qualified
- 25 people, it is -- I mean, as you said, at least

- 1 25 could easily accommodate. There's a group
- 2 of really experienced professionals. One did
- 3 not make the list that Executive Director
- 4 mentioned, but just stuck out from my
- 5 perspective, a gentleman by the name of K.
- 6 Brian London. He is not even in the United
- 7 States right this second, it looks like from
- 8 his resume, but if you look at it, it is -- he
- 9 looks extremely impressive. And I'd love the
- 10 opportunity to talk with him. I think it would
- 11 be great if the Commissioners look -- paid a
- 12 little attention to that resume, too.
- 13 That's all.
- MR. CHAIR: All right. So, Commissioners,
- 15 hearing discussion, my preference would be that
- 16 that we do accommodate both Commissioners who
- 17 want to add a name to the list. Eight, I do
- 18 not believe is too heavy for us to manageably
- 19 vet and independently interview. It starts to
- 20 get a little bit heavy for the next meeting
- 21 when we do the public interviews, that can run
- 22 a little bit long. I am more than willing to
- 23 accommodate -- to accommodate eight public
- 24 interviews at that meeting. We'll just have to
- 25 be conscientious of moving the time along.

- 1 And, again, I defer to you.
- 2 That particular topic of do we want to
- 3 address all eight is -- I want to open the
- 4 floor for discussion on that.
- 5 MR. D'AQUILA: Chairman, I believe eight
- 6 in a combination of virtual and live might be
- 7 somewhat awkward. I might recommend -- or for
- 8 consideration that all interviews be virtual
- 9 because it might be unfair to those that are
- 10 virtual and present and presenting where others
- 11 are live. Just having been in this situation
- 12 in the past just for consideration. Everyone
- is on equal footing in that manner.
- 14 Secondly, I wonder if we can make a goal
- of having a two-step interview process whereby
- 16 we narrow it down to three -- two or three for
- 17 the meeting which I believe is on the 27th, if
- 18 my memory's correct. Just for consideration,
- 19 discussion.
- 20 MR. CHAIR: Other Commissioners?
- 21 MR. YAWORSKY: Mr. Chair, just one
- 22 first -- one clarification question on the
- 23 process. During the intervening period of
- 24 today, whatever the result of today's
- 25 discussion is, and the next meeting, is there

- 1 a -- is staff going to go ahead and invite
- 2 those individuals to begin a -- fill out the
- 3 process information for background checks and
- 4 other things so if the Commission is prepared
- 5 to make a decision at the next meeting, that
- 6 they can hit the ground running with all
- 7 prechecks and clearances already hopefully
- 8 taken care of?
- 9 MR. CHAIR: There would -- if we do that
- 10 today, then, yes, there would at least be a
- 11 headstart. I don't know that the background
- 12 process will be complete as of July 27th for
- them to be able to immediately hit the ground
- 14 running. But, yes, they would at least get a
- 15 three-week headstart on getting that done. I
- 16 think that's an excellent idea.
- With that said, Commissioner D'Aquila,
- 18 I -- I will defer to the body. I kind of like
- 19 the idea of the applicants who are here in
- 20 Florida actually appearing live. To the extent
- 21 that that offers a little bit of inequity for
- 22 the folks who are applying out of state, I'm
- 23 going to candidly point out that the folks from
- 24 out of state already do come with at least a
- 25 little bit of a built-in handicap in that one

- 1 of the benefits for folks who are working in
- 2 Florida is their experience working with CJSTC,
- 3 working with FDLE's professional standards
- 4 division, having the knowledge and insight on
- 5 how to work with Florida's law enforcement
- 6 regulatory bodies to get us up and running very
- 7 fast.
- 8 So, with that said, the folks who are
- 9 applying from out of state, this is their
- 10 opportunity to come before us, hit a grand
- 11 slam, knock our socks off. Notwithstanding
- 12 whatever -- however far behind they might be in
- 13 the race, they're still the best person. But
- 14 that -- that inequity, I think, is already
- 15 built in. And I don't think we exacerbate it
- 16 too much by having them do a virtual meeting
- 17 while we have folks who can actually appear in
- 18 person come in person.
- 19 I find a certain value of having them
- 20 there and actually being able to see them live.
- 21 If that doesn't cause too much consternation
- 22 amongst the other commissioners.
- MR. D'AOUILA: So it will be their choice
- 24 and their experience if they decide to appear
- 25 live; is that correct? Or are we -- expense

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Page 17 of -- the earlier question that was raised? 1 2 MR. CHAIR: I don't think that we should 3 cover the expense for them to appear live. I don't know that that's a good use of public 4 5 funds at this point. I think they have a fair enough shot that we don't have to spend public 6 7 money to make it even more overtly fair. 8 that's -- again, I'm one of five opinions here, 9 so --10 MR. DRAGO: Chairman, if I could just pipe 11 in here a little bit. I think there are some 12 issues with virtual and appearing in person. However, I think that if we invite everyone to 13 come in in person and they -- some choose not 14 to and who would rather do it virtually because 15 they don't want to spend money or don't have 16 17 time or whatever the case may be, that we then 18 allow them to do that, but then they do that at 19 their own risk, so to speak, not coming in in 20 person. 21 Florida people will most likely come in in 2.2 person. And some out of state people may 23 decide they want to come in in person. I agree that I don't think we should pay for that 24

transportation. I think that -- that's up to

- 1 them if they want to -- if they really want the
- 2 job, they'll probably come down in person and
- 3 be willing to pay for it because that's -- I
- 4 mean, that's how it works. Generally speaking,
- 5 in the public sector, especially in law
- 6 enforcement, people looking for police chiefs
- 7 jobs or whatnot, they're on their own in many
- 8 cases, some will pay for them, many cases --
- 9 So I think that if we allow them to do
- 10 that, we don't disqualify them if they don't
- 11 show up in person, but we allow them to do
- 12 that. And if they choose to do it virtually,
- 13 then they still can do it.
- 14 MR. CHAIR: That sounds like a very fair
- 15 balance to me. I'm a pretty big fan of
- 16 personal choice.
- 17 Moving on to the other part of the
- 18 question. Commissioners, how do you feel about
- 19 the list? Is eight names too burdensome for a
- 20 public meeting on the 27th? Do we want to make
- 21 the attempt to discuss candidates to narrow at
- 22 this point? Or do we want to see if we can do
- 23 the heavy lift for eight people?
- MS. BROWN: Chair, I was going to suggest,
- 25 because after we talk -- and I don't know if

Page 19 I'm frozen here or if you can just hear me --1 2 MR. CHAIR: I hear you great. 3 MS. BROWN: Okay. Thank you. I was going to suggest -- because after we 4 5 talked to these candidates, some we may not want to even have them present before us, you 6 7 know. We haven't had the opportunity yet to 8 even to screen them. I was going to suggest filtering -- giving the executive director our 9 10 top three candidates to interview and that could whittle down the list a bit further after 11 12 we've had an opportunity to talk with all eight -- is that eight candidates? 13 MR. CHATR: I think that that's a 14 15 perfectly reasonable approach. And Commissioner D'Aquila, I'm sorry in my 16 17 responses to the multiple questions that came 18 up, I think you had made a similar suggestion 19 as well that I didn't follow-up on, I 20 apologize. I'm happy to do that. I want to 21 point out to the Commission the cost of that would just probably be a little bit more delay 2.2 23 in the meeting because I don't believe we can narrow the list prior to meeting on the 27th 24 25 unless we call another Commission meeting.

Page 20 And we can do that. We can all another --1 2. we can call a limited agenda Zoom meeting like this prior to the meeting on the 27th just to 3 give him our top three if that's what -- if 4 5 that's what your desire would be. I don't think we want to push this too much past the 6 7 27th. To my mind, as of last Friday, we had a 8 public charge to start enforcing the criminal gaming laws in Florida and just don't have the 9 10 infrastructure to do that yet. So I think 11 there's an onus on us to move quickly, to the 12 extent we can. With that said, I'll defer to the body 13 again. 14 15 MS. BROWN: Mr. Trombetta, do you have any opinion on how to whittle the list down a 16 17 little bit more? MR. TROMBETTA: 18 No, I mean, I'd be happy 19 to do that. I think that might make the next 20 meeting go a little bit smoother, but I was 21 actually going to -- sorry, to pass this one on 2.2 to Ross, general counsel, and see if he has any 23 thoughts on whether we need have a second meeting just to narrow the list down or if 24 25 that's something that could be done, you know,

July 06, 2022 Page 21 kind of out of the Sunshine, that you guys kind 1 2 of give me your top three and then we have those -- you know, I kind of find whatever -- I 3 don't know how you want to narrow it, but if 4 5 like -- you know, if at least two commissioners have somebody listed as an interview, then I 6 7 can go forward. If you guys come up with a number like that -- I mean, I'd prefer a second 8 9 opinion here, but I think that can be done 10 outside of Sunshine as long as you put it in a box here today, tell me what to do. You could 11 12 follow-up with your applicants, then we can narrow it down in some order that you guys tell 13 me to do today. And then we can kind of go 14 15 from there if that's the direction you guys want to move forward as a body. 16 17 Ross, do you have any thoughts? Am I off 18 here? 19 MR. YAWORSKY: I'm sorry, real quick, if I could jump in here. I would just kind of 20 21 present a counter-argument. I think that while eight candidates can be -- it could be a --2.2 23 wind up being a long meeting. Or if we want to

three, I personally think it would be best for

have a future meeting to narrow it down to

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Page 22 us to do that in a meeting format rather than 1 2 an email or some sort of off-record exchange -not off the record, but an exchange and compile 3 based on the feedback on the individual 4 I think it would be better to 5 commissioners. have that discussion in a public setting at a 6 7 meeting, whether we do it in an intervening meeting or if we just go ahead and decide to 8 interview all eight. While it seems like it 9 10 would be a long meeting, this is a -- this is a big job. And I think that eight candidates is 11 12 not unreasonable when you look at all the applicants we had and the caliber of applicants 13 that we received. I think that it may be a 14 15 good exercise of our time to -- personally, I think it might be a good exercise of our time 16 17 to meet publicly and have a discussion or -and then whittle it or make a decision there. 18 19 But I -- that would be my preference on --20 I agree with Commissioner MR. DRAGO: 21 Yaworsky on that. And I think that not only is it important to do, I think in the Sunshine, 2.2 23 but I think that if we do it as a group, some of us may ask questions that may enlighten 24 25 somebody else where they may have said, no, I

- 1 don't really like this person, but they didn't
- 2 really -- they didn't ask this particular
- 3 question or that particular question.
- 4 I think the breadth of knowledge here on
- 5 this Commission will help each of us ask
- 6 questions we may not have thought about or so
- 7 forth and have a much better opportunity to
- 8 interview and dig in deep to these candidates.
- 9 Because like everyone's saying, they're all
- 10 very qualified people. It's going to come down
- 11 to, you know, hairline decisions on some of
- 12 them. So I think that it should be -- it
- 13 should be the Commission that decides that.
- 14 And I wouldn't want to see us eliminate
- 15 anybody, even though I agree, everybody's --
- 16 what everybody's saying in terms of eight
- 17 people, it's going to be a long meeting, but
- 18 I -- I think it's necessary. And I think it
- 19 will be beneficial not only to the Agency but
- 20 to the individuals that are having an
- 21 opportunity to face the whole board.
- MR. CHAIR: So I agree with the vice chair
- 23 and Commissioner Drago mostly because I think
- 24 the heavy lift of doing a long meeting on the
- 25 27th and interviewing everybody on the 27th is

- 1 certainly the lesser evil of any risks that we
- 2 would take of bumping up against the -- putting
- 3 our toes on the line and be open to government
- 4 law. I'd rather just do it as above board as
- 5 possible. And if that requires a little bit
- 6 more work on our part, then like I said, I
- 7 think that's the lesser evil.
- 8 With that, Commissioners, I think what we
- 9 would ask for is a motion to move forward with
- 10 the list presented by the executive director as
- 11 amended by Commissioner D'Aquila and
- 12 Commissioner Brown, and that we can invite them
- 13 for public interview on the 27th. In the
- 14 interim between the 27th and now, we would each
- 15 conduct our own interviews. And I believe
- 16 Dixie will be available to each commissioner to
- 17 coordinate those interviews for you.
- With that said, I just rambled for a long
- 19 time on describing the motion I think we need.
- 20 But it is a motion to proceed with the list
- 21 provided by the executive director and as
- 22 amended.
- MS. BROWN: So moved with the caveat that
- 24 they may be given the opportunity to appear on
- 25 the 27th virtually.

25

Page 25 Indeed, indeed. 1 MR. CHAIR: 2. So we have a motion to move forward with 3 the list as amended and provide the opportunity to appear virtually, if necessary. 4 5 Do I have a second? MR. D'AOUILA: Second. 6 7 MR. CHAIR: And any discussion? Any 8 debate? 9 Hearing none, the motion carries. 10 Thank you. 11 Mr. Trombetta, can we move on to the 12 agenda item number two? MR. TROMBETTA: Yes, sir. So, second 13 agenda item has to do with the transfer of 14 Greyhound tax credit. So this is an item that 15 you guys, as commissioners, will be getting a 16 few times a year. I think we handle about 12 17 18 to 15 of these a year. 19 Essentially -- so this one factually on June 9th, Bonita-Fort Myers, a Greyhound permit 20 21 holder, requested to transfer \$260,000 of its 2.2 tax credits to Daytona, another Greyhound 23 permit holder. By statute, all Greyhound permit holders are provided some amount of tax 24

credits annually that they're also to then

- 1 transfer if certain conditions are met.
- 2 The Commission of PMW has reviewed this
- 3 request and has confirmed that all relevant
- 4 conditions are satisfied. So this action,
- 5 which is -- by statute, needs Commission
- 6 approval. I'm going to recommend, based on the
- 7 information contained in the meeting materials
- 8 which have been provided and that will be
- 9 included in the record, and the recommendation
- 10 made by the Division, I ask that the Commission
- 11 take up for consideration and approval the
- 12 request to transfer these tax credits.
- MR. CHAIR: Commissioners, any questions?
- 14 Any debate?
- Do I hear a motion as described by the
- 16 director?
- 17 MR. DRAGO: I'd like to make a motion to
- 18 accept and approve.
- 19 MR. CHAIR: Do I have a second?
- 20 MR. D'AQUILA: Second.
- 21 MR. CHAIR: Any objection?
- Hearing none, show the motion carries.
- 23 Mr. Trombetta, item number three.
- 24 MR. TROMBETTA: Okay. The third and final
- 25 item of today has to do with the discussion of

- 1 bar dues. So state agencies in general make
- 2 decisions about payment of bar dues for
- 3 attorneys. We are in a little bit of a unique
- 4 situation because of the way the authority is
- 5 provided for the statute for the executive
- 6 director.
- 7 So, again, as you mentioned in item one,
- 8 just to be clear, I wanted to put this on
- 9 agenda. It's my understanding that as the
- 10 executive director, I'm responsible for
- 11 supervising, administering, directing,
- 12 coordinating all activities necessary to help
- 13 the Commission fulfill its duties. I believe
- 14 having attorneys that are members of the bar as
- 15 part of our organization are critical to this
- 16 need. So I'm requesting that you guys
- 17 authorize me to make a formal document that
- 18 contains the kind of requirements for having
- 19 the gaming commission pay bar dues for its
- 20 member attorneys.
- 21 MR. CHAIR: Commission members, any
- 22 questions?
- Do I hear a motion as requested by the
- 24 executive director?
- MS. BROWN: Move to approve as provided.

1	Page 28 MR. CHAIR: And do I hear a second?
2	MR. YAWORSKY: Second.
3	MR. CHAIR: I'm sorry?
4	MR. YAWORSKY: Second.
5	MR. CHAIR: Thank you, Commissioner.
6	Do I have any opposition?
7	Hearing none, show the motion carries.
8	Thank you, Mr. Trombetta.
9	Commissioners, I do just want to point out
10	that the last two agenda items, they're not the
11	type of things that we will typically put on
12	our limited agendas. But would be sort of
13	reserved for our general business meeting. The
14	only reason of which, of course, is with an
15	upcoming conference, we had to push back the
16	meeting date for our July meeting and these
17	were some timely issues that needed to be done
18	before date certain. So, apologies for
19	extending out the limited agenda that should
20	we will try to be normally doing that during
21	our normal business meetings.
22	With that, Commissioners, is there
23	anything else just for the good of the order?
24	Do I have a motion to adjourn?
25	MR. D'AQUILA: Motion to adjourn.

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 1
     MR. CHAIR:
                 And a second?
 2
     MR. DRAGO: Second.
     MR. CHAIR: Show us adjourned.
 3
 4
     Thank you very much, all.
     (Meeting concluded at 10:33 a.m.)
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1	Page 30 CERTIFICATE OF REPORTER
2	
3	
4	STATE OF FLORIDA
5	COUNTY OF LEON
6	I, Tracy Brown, certify that I was
7	authorized to and did stenographically report
8	the foregoing remote proceedings, and that the
9	transcript is a true and complete record of my
10	stenographic notes.
11	
12	Dated this 6th day of August, 2022.
13	
14	
15	<u></u>
16	TRACY L. BROWN
17	1551 Forum Place, Suite 200-E West Palm Beach, FL 33401
18	888-811-3408
19	
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MEMORANDUM

To: The Florida Gaming Control Commission

Division of Pari-Mutuel Wagering From:

Tampa Bay Downs' Application to Amend Schedule Re:

Date: August 25, 2022

Executive Summary

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

Background

Tampa Bay Downs, Inc. ("Tampa Bay Downs") possesses a valid thoroughbred permit. Tampa Bay Downs has been issued a pari-mutuel operating license and cardroom license for the 2022-2023 fiscal year. When Tampa Bay Downs applied for its operating license, it included 92 performances (87 regular and 5 charity). Now, Tampa Bay Downs wants to amend its operating license by adding one thoroughbred performance and deleting one thoroughbred performance for a total of 92 performances (87 regular and 5 charity.)

Analysis

In addition to submitting a complete application, a thoroughbred permitholder may request a minor amendment to their license.³ Tampa Bay Downs has satisfied all requirements and is requesting an amendment to less than 49 percent of total performances from the current year's initial license.

Staff Recommendation: The Florida Gaming Control Commission should approve Tampa Bay Downs, Inc.'s application to amend its 2022-2023 Fiscal Year operating license schedule.

¹The Commission may approve minor changes in racing dates after a license has been issued. § 550.01215(3), Fla.

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

³ A "minor amendment" is an amendment to the license representing no more than 49 percent of the total performances from the current year's initial license. Fla. Admin. Code R. 61D-4.004(4).

PERMITHOLDER LICENSE CHANGE REQUEST CHECKLIST

PERMITHOLDER: Tampa Bay Downs, Inc. (TBRD320) FISCAL YEAR: 2022/2023

DATE RECEIVED: August 5, 2022 servouse

CHANGE REQUESTED: Add 1 matinee race date and delete 1 matinee race date.

REVIEWER'S NAME: La'Kesha Jelks

Requirement			Met? Y/N	Deficiency Sent	Resolved
Original application form	DBPR PMW	3060.	Υ		
Original Calendar DBPR	PMW 3080.		Y		
Pursuant to FAC 61D-4.0 permitholders within 50 m			N/A		
61D-2.027 Each performations of 8	ances shall 3 races.	Mat: up to 13 Eve:	Υ		
Matinee start time: (prior to 6pm)	12:35	PM	Υ		
Evening start time*: (6pm & later)	N/A		Υ		

CONTACT FROM OTHER FACILITIES CONTACTED? **OBJECTED?** WITHIN FIFTY (50) MILES: NO YES DATE NO YES DATE

PMW / CARDROOM LICENSE FORWARDED TO THE FOLLOWING FOR FINAL REVIEW:

REVENUE SECTION PERMIT ADMIN **OPERATIONS REVIEW SP**

E

REVIEWED REVIEWED **REVIEWED** INITIALS: INITIALS:

INITIALS:

DATE: DATE:

DATE:

DISTRIBUTION OF PMW AND CARDROOM (If applicable) LICENSE(S):

PARI-MUTUEL LICENSE

General Manager (Original) Office of Auditing Licensing Administrator (with all paperwork) Regional Manager **Director's MRS**

Office of Investigations Office of Revenue & **Financial Analysis** Chief Inspector U of FL Laboratory Florida Greyhound Association (Greyhound Tracks Only)

CARDROOM LICENSE

General Manager (Original) Office of Auditing Licensing Administrator (with all paperwork) Chief Inspector

Office of Investigations Office of Revenue & **Financial Analysis** Regional Manager **Director's MRS**

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

License Number: 320
Permit Type: TBRD

Permit County: Hillsborough

Amendment: A

LICENSE TO CONDUCT PARI-MUTUEL WAGERING

For:

Tampa Bay Downs, Inc.

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

11225 Race Track Road Tampa, FL 33626 Hillsborough County

Valid From: <u>July 1, 2022</u> Expires On: <u>June 30, 2023</u>

Permitholder does intend to accept wagers on intertrack or simulcast events.

Issued and dated, this _____ day of September, 2022.

Louis Trombetta, Executive Director Florida Gaming Control Commission



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

Page 1 of 2

Tampa Bay Downs 2022/2023 Calendar

(Per License #320A) Page 2 of 2

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State of Florida

Department of Business and Professional Regulation Chronology Report

Case #:

2022037945

Incident date: 08/05/2022

Status: 10 - Initial Review

Lic Type:

1001

Disposition:

Case Type:

Complaint

Responsible: ljelks - JELKS, LA'KESHA

Complainant:

TAMPA BAY DOWNS

11225 RACETRACK ROAD, TAMPA,, FL 33626

Respondent:

FGCC, PARI-MUTUEL WAGERING

2601 BLAIR STONE ROAD, TALLAHASSEE, FL 32399

Summary:

PERMITHOLDER: Tampa Bay Downs, Inc. (TBRD320)

FISCAL YEAR: 2022/2023

DATE RECEIVED: August 5, 2022

CHANGE REQUESTED: Add 1 matinee race date and delete 1 matinee race date.

REVIEWER'S NAME: La'Kesha Jelks

Chronology:

Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
08/05/2022	R		ljelks	JELKS, LA'KESHA	ljelks	
08/05/2022	S	1001	10	Initial Review	ljelks	



State of Florida Department of Business and Professional Regulation Chronology Report

Jelks, La'Kesha

From:

Pouncey, Jamie

Sent:

Friday, August 5, 2022 8:20 AM

To:

Jelks, La'Kesha

Subject:

FW: Tampa Bay Down's submittal for a schedule change

Attachments:

Tampa Bay Downs Date Change_2022-23.pdf

FYI

Jamie Pouncey Program Administrator

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
850.717.1073 Office 850.488.0550 FAX 850.556.7301 Cell
Important: Confidentiality & Public Records Statement

From: Kim M. Gregoire [mailto:KMGregoire@tampabaydowns.com]

Sent: Friday, August 5, 2022 8:12 AM

To: Pouncey, Jamie

Subject: Tampa Bay Down's submittal for a schedule change

[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.

Ms. Pouncey,

Attached please find Tampa Bay Down's submittal for a schedule change.

Thank you, Kim

Kim M. Gregoire Executive Assistant

Tampa Bay Downs 11225 Race Track Road Tampa, FL 33626 (T) 813.855.4401 ext. 1238 (F) 813.854.3539



www.tampabaydowns.com | Visit the Track

Stay connected with the Downs!

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August 05, 2022

Ms. Jamie Pouncey Division of Pari-Mutuel Wagering Florida Gaming Control Commission 2601 Blair Stone Road Tallahassee, FL 32399

Re: Schedule Change

Dear Ms. Pouncey

For our upcoming 2022/2023 race meet at Tampa Bay Downs, Inc. we would like to amend the dates previously submitted and authorized under License #320 and #CR320.

The change is as follows: Thursday December 22, 2022 matinee performance is being added and Sunday May 7, 2023 is being eliminated.

The change results in a total of 92 performances with 87 regular and 5 charity performances. The requirement for market area Track approvals no longer apply to us with the passage of CS for SB 8-A

If you have questions or find any deficiencies, please feel free to call me at your convenience at 813/855-4401. Thank you for your assistance.

Sincerely,

Peter N. Berube

Vice President & General Manager

Enclosure: Calendar

PNB/kmg

Tampa Bay Downs 2022/2023 Calendar

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-	GREYHOUND RACING PERMITS													
0000140	TAMPA GREYHOUND TRACK & LUCKY'S CARD ROOM													#DIV/0!
0000141	H & T; MARDI GRAS GAMING													#DIV/0!
0000142	NAPLES-FT. MYERS GREYHOUND RACING & POKER													#DIV/0!
0000143	DAYTONA BEACH KENNEL CLUB, INC.													#DIV/0!
0000144	HARTMAN & TYNER; MARDI GRAS GAMING													#DIV/0!
0000145	JACKSONVILLE KENNEL CLUB; BESTBET													#DIV/0!
0000146	JEFFERSON COUNTY KENNEL CLUB, INC.													#DIV/0!
0000148	ORANGE PARK; BESTBET													#DIV/0!
0000149	PALM BEACH KENNEL CLUB													#DIV/0!
0000150	PENSACOLA GREYHOUND TRACK													#DIV/0!
0000151	DERBY LANE													#DIV/0!
0000152	SANFORD ORLANDO KENNEL CLUB													#DIV/0!
0000153	SARASOTA KENNEL CLUB, INC.													#DIV/0!
0000154	EBRO GREYHOUND PARK													#DIV/0!
0000155	FLAGLER DOG TRACK & MAGIC CITY CASINO													#DIV/0!
0000157	ST. JOHNS GREYHOUND PARK													#DIV/0!
0000158	PENN SANFORD; SANFORD ORLANDO KENNEL CLUB													#DIV/0!
0000171	PALM BEACH GREYHOUND RACING													#DIV/0!
0000175	WEST VOLUSIA RACING, INC.										-		-	#DIV/0!
0000176	MELBOURNE GREYHOUND PARK, LLC													#DIV/0!
	JAI-ALAI PERMITS						_	_					_	#DIVIO!
0000270	ORLANDO LIVE EVENTS	0	10											#DIV/0!
0000273	CASINO MIAMI JAI-ALAI		10											#DIV/0!
0000274	DANIA JAI-ALAI	50	0						-					0.00%
0000277	OCALA GAINESVILLE POKER & JAI-ALAI	5.60	-										-	#DIV/0!
0000278	FORT PIERCE JAI-ALAI & POKER			-		_	_						-	
0000280	SUMMER JAI ALAI PARTNERSHIP	27	1			_				-	-			#DIV/0!
0000281	DANIA SUMMER JAI-ALAI	-		-	-	-	-				-			0.00%
0000283	MAGIC CITY JAI ALAI	29	1				-					-	-	#DIV/0!
0000284	KINGS COURT KEY, LLC		-	-	-	-	-	-	_	_	_	-	-	0.00%
0000285	CALDER CASINO & RACE COURSE		-	-		-	_	-	_	-	-	-	-	#DIV/0!
0000286	EDGEWATER JAI-ALAI	57	-	-	-	-	-	-		-		_	-	#DIV/0!
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0000321	GULFSTREAM PARK RACING & CASINO	175	8	_		_								2.17%
0000323	TROPICAL PARK, LLC	16.9	0					-	_		_		-	4.57%
0000325	CALDER CASINO & RACE COURSE		-	-	_	_	_			-		-	-	#DIV/0!
0000336	GULFSTREAM PARK THOROUGHBRED AFTER RACING	44	-	-	-	-	_				_		-	#DIV/0!
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0000547	HAMILTON DOWNS HORSETRACK, LLC		-											#DIV/0!
0000950	OCALA BREEDERS' SALES COMPANY, INC.													#DIV/0!
0000000	OUNDA BREEDERS SALES COMPANY, INC.													#DIV/0!

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

PE	RMITHOLDER INFORMATIO		
Permitholder Name Tampa Bay Downs, Inc.	Permit# 320	FEID# or SSN	N *
Doing Business As (D/B/A) n/a			
	MAILING ADDRESS		
Street Address or P.O. Box P.O.Box 2007			
City Oldsmar		State Florida	Zip Code (+4 optional) 34677
County (if Florida address)	Country		
	CONTACT INFORMATION		
Contact Name Peter Berube	VP and	General Ma	anager
Primary Phone Number	Fax Numl 813-374-	76733 a a a a a a a	
Primary E-Mail Address	Cell Phon	e Number	
PHYSICAL L	OCATION OF PARI-MUTUE	L FACILITY	
Street Address 11225 Race Track Road			
City Tampa		State FL	Zip Code (+4 optional) 33626
If there is a lease agreement to operate live pe of the lease agreement containing the following (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 (4) The exact location where the applicant is cu (5) The exact location where the lessor is current (6) The exact location where the applicant intentions	information: It and the lessor; It rrently permitted to conduct post-	ari-mutuel performa	rmances; ances; and

*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 Stalutes. 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 Ilcensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

	INFORMATION
Since the submission of your last application, has a permit recall/ca Yes D No If no, please attach a certificate from the Clerk of permit has not been recalled.	ancellation election been held in your county? the Circuit Court or other authorized County Official certifying that the
Has there been any change in ownership interest, officers, partners facility? If changed, state fully. If none, state "No change." Use ad	s, or directors; or a change in ownership or location of the pari-mutuel ditional pages, if necessary.
no change	
Is the applicant incorporated? Yes 🗎 No 🗅 If yes, under the la	aws of which state? Florida
Please list all officers and directors of the applicant using Form DBI	
- Officers and Directors. If corporation, list name of corporation and	ners of the entire stock of the applicant using Form DBPR PMW-3190 d stockholders; if partnership, llst partners.
Please list the stockholders of record of the applicant using Form D	BPR PMW-3190 – Officers and Directors.
beneficial owner using Form DBPR PMW-3190 - Officers and Direct	oting trust or have been pledged to a trustee or party other than the ctors.
Have any persons listed on Form DBPR PMW-3190 – Officers and crime, or pled guilty or nolo contendere to any criminal charges (oth If yes, list the individual(s) name, license number and title:	Directors ever been convicted of or had adjudication withheld for any
enerative and	AAN DEANIATION
	SON INFORMATION - 20 ²³ season during the following
The applicant desires to conduct a racing/jai alai meet for the 20 22 period(s). Please follow instructions on calendars attached to permi	it application to mark days, dates, and types of performances.
Opening Date(s): July 1, 2022	Closing Date(s): June 30,2023
Number of Dark Days: 2	Number of Live Days: 363
Performances	
Number of Evening Performances Number of Matinee Performances 87	
Number of Charity/Scholarship Performances 5	
Total Number of Performances 92	
Number of races/games during evening performances:	Number of races/games during matinee performances:
Starting time:	Starting time: 12:35 up to 13 races
For greyhound tracks only:	A company of the second of the
Do you intend to hold an additional charity day for the greyhound at If yes, please indicate the date when the "Greyhound Adopt-a-Pet D	doption program? Yes Description No
0	ATH
I swear or affirm that the information provided in this application is t information on this application could subject the applicant to crimina	al penalties relating to perjury or other offenses. 4
Peter N. Berube VP ? GM	tota N. B. We 8/8/22
Name (Please Print) Title (Please Print)	Signature Date
State of Florida & / / /	
State of Florida, Alsharvach County of Hillsburvach	August 2022
	1
	is personally known to me or produced the following as identification:
	······································
>((@))MV COMM	RY GELYON SSION#HH34461
Notary Public EXPIRES:	October 06, 2024 \$
My Commission Expires:	~~~~~~

DBPR PMW-3080 - Permitholder Calendar



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING www.myfloridalicense.com

				TALL	PERI	WITHOLD	ER INFORM	MATION	Hattain"				
Name	Tampa	Bay Dov	vns, Inc.					32	0				
		Biorxi				INSTR	UCTIONS		T have			THE T	Jan 188
Dates. Please	do not o	verlook t	he cardr	oom sec	ction and	d the requi	3060 - Peri red applicat	tion oath	on page	4.			
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February Year: 2023

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March Year: 2023

April Year: 2023

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				Hou	irs of Cardroom Op	erations		
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2 a.m.	2 a	.m.	2	2 a.m.	2 a.m.	2 a.m.	3 a.m.	3 a.m.
Year Round?	V	Yes		No	If No, Dates:			

		OATH	
	ation provided in this application is e applicant to criminal penalties rel P	true and complete. I understand that know the street of th	nowingly providing false information on $\frac{8/5/z - 2}{Date}$
State of Florida, County of Sworn to (or affirmed) and subs	cribed before me this day	of Acquit , 20 23	es the following as identification:
Notary Públic My Commission Expires:	GR MY EXP	EGORY GELYON COMMISSION # HH34461 IRES: October 06, 2024	

Total

MEMORANDUM

To: The Florida Gaming Control Commission

Division of Pari-Mutuel Wagering From:

Permitholder's application to amend its annual operating license Re:

Date: August 24, 2022

Executive Summary

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

Background

Gulfstream Park Racing Association, Inc. d/b/a Gulfstream Park Racing and Casino ("Gulfstream") possesses a valid thoroughbred permit. Gulfstream has been issued a pari-mutuel operating license and cardroom license for the 2022-2023 fiscal year. When Gulfstream applied for its operating license, it included 162 performances (157 regular and 5 charity).² Now, Gulfstream wants to amend its operating license by changing the date of three charity performances and canceling all Thursday performances in September for a total of 157 racing days.

Analysis

In addition to submitting a complete application, a thoroughbred permitholder may request a minor amendment to their license.³ Gulfstream has satisfied all requirements and is requesting an amendment to less than 49 percent of total performances from the current year's initial license.

Staff Recommendation: The Florida Gaming Control Commission should approve Gulfstream Park Racing Association Inc.'s application to amend its 2022-2023 Fiscal Year operating license schedule.

¹The commission shall have the authority to approve minor changes in racing dates after a license has been issued. § 550.01215(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 A minor amendment is an amendment to the license representing no more than 49 percent of the total performances from the current year's initial license. 61D-4.004(4), FAC.

PERMITHOLDER LICENSE CHANGE REQUEST CHECKLIST

PERMITHOLDER: Gulfstream Park (TBRD321) FISCAL YEAR: 2022/2023

Case#: 2022039135 DATE RECEIVED: August 8, 2022

CHANGE REQUESTED: Change three charity performances: Sept. 3, 2022 to Dec. 31, 2022; Jan. 21, 2023 to Feb. 4, 2023; Feb. 25, 2023 to Mar. 4, 2023. On Aug. 11, 2022, Gulfstream requested to cancel all Thurs. performances in Sept. (1st, 8th, 15th, 22nd, & 29th).

REVIEWER'S NAME: La'Kesha Jelks

Requirement			Met? Y/N	Deficiency Sent	Resolved
Original application form	DBPR PMW	Υ			
Original Calendar DBPR	PMW 3080.	Υ			
Pursuant to FAC 61D-4.0 permitholders within 50 m			Υ		
61D-2.027 Each performations of 8		Mat:8-15 Eve:	Υ		
Matinee start time: (prior to 6pm)	11AM		Υ		
Evening start time*: (6pm & later)	Y				

550.5251(1) A thoroughbred racing permitholder may not begin any race later than 7 p.m.

CONTACT FROM OTHER FACILITIES	1	CONTAC	CTED?		OBJEC.	TED?
WITHIN FIFTY (50) MILES:	NO	YES	DATE	NO	YES	DATE
Big Easy		Х	8/8/2022		N/	A
Hialeah		Х	8/8/2022	X	-	
Miami Jai Alai		Х	8/8/2022	X		
Dania Jai Alai		X	8/8/2022	X		
Calder		Х	8/8/2022	X		
West Flagler		Х	8/8/2022	X		
Pompano Park		Х	8/8/2022	X		
Palm Beach		Х	8/8/2022	X		

PMW / CARDROOM LICENSE FORWARDED TO THE FOLLOWING FOR FINAL REVIEW:

REVENUE SECTION REVIEWED PERMIT ADMIN REVIEWED INITIALS: DATE: OPERATIONS REVIEW SP REVIEWED INITIALS: DATE:

DISTRIBUTION OF PMW AND CARDROOM (If applicable) LICENSE(S):

PARI-MUTUEL LICENSE

General Manager (Original) Office of Auditing Licensing Administrator (with all paperwork) Regional Manager **Director's MRS**

Office of Investigations Office of Revenue & **Financial Analysis** Chief Inspector U of FL Laboratory Florida Greyhound Association (Greyhound Tracks Only)

CARDROOM LICENSE

General Manager (Original) Office of Auditing Licensing Administrator (with all paperwork) Chief Inspector

Office of Investigations Office of Revenue & **Financial Analysis** Regional Manager Director's MRS

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

License Number: 321
Permit Type: TBRD
Permit County: Broward

Amendment: B

LICENSE TO CONDUCT PARI-MUTUEL WAGERING

For:

Gulfstream Park Racing Association, Inc.

D/B/A Gulfstream Park Racing and Casino

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

901 South Federal Highway Hallandale Beach, FL 33009 Broward County

Valid From: July 1, 2022 Expires On: June 30, 2023

Permitholder does intend to accept wagers on intertrack or simulcast events.

Issued and dated, this _____ day of September, 2022.

By

Louis Trombetta, Executive Director Florida Gaming Control Commission



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

Page 1 of 2

Gulfstream Park 2022/2023 Calendar

		J	ULY 20	122					AU	GUST	2022					SEPT	EMBE	R 2022	2	
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Jelks, La'Kesha

From: Holmes, Sheri <Sheri.Holmes@gulfstreampark.com>

Sent: Thursday, August 11, 2022 2:17 PM **To:** Pouncey, Jamie; Jelks, La'Kesha

Subject: Gulfstream Park - Request for revision of dates License #321

Attachments: Letter requesting cancellation of Thursdays 8-10-22.pdf; DBPR PMW-3060 rev 8-10-22 notarized.pdf; DBPRPMW-3080-8-10-22 notarized.pdf; Big Easy executed.docx; Calder

8-8.pdf; Dania 8-8.pdf; Hialeah 8-11-22.pdf; Isle Casino 8-11-22.pdf; Magic City Casino

8-8-22.pdf; Miami Jai Lai - Casino Miami 8-8.pdf; Palm Beach Kennel 8-8.pdf

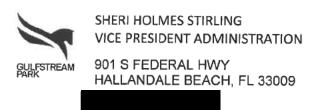
[NOTICE] This message comes from a system outside of DBPR. Please exercise caution when clicking on links and/or providing sensitive information. If you have concerns, please contact your Knowledge Champion or the DBPR Helpdesk.

Gulfstream Park is requesting the cancellation of all Thursdays in September, resulting in the reduction of 5 race days.

We are continuing to work on our turf course and as a result are not running any turf races, thereby reducing the number of horses we have available for racing on the Tapeta and Dirt tracks.

The letter, notarized 3060 & 3080 and letters from pari-mutuel venues within our market are attached.

Thanks in advance. Sheri



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Wednesday August 10, 2022

Mr Louis Trombetta, Executive Director, FGCC Mr. Joe Dilmore Florid Gaming Control Commission 1940 North Monroe St., Suite 50 Tallahassee, FL 32399

Dear Director,

Re: Gulfstream Park Racing Association Inc - License #321 - Request for Date Changes

Gulfstream Park respectfully requests the following changes to our approved 2022-2023 race dates;

Cancel Thursdays in September; Thursday September 1, 8, 15, 22, & 29

This will result in the reduction of 5 days from our approved racing calendar. We continue to work on the turf course and unfortunately that limits our race horse population to enter for races.

Thank you for your time and consideration of our request. A Form 3060 and revised 3080 are attached.

Sincerely,

Sheri L R Holmes Stirling Vice President Administration

sultiblines Stirling

Gulfstream Park



Sunday August 7, 2022

Mr Louis Trombetta, Executive Director, FGCC Mr. Joe Dilmore Florid Gaming Control Commission 1940 North Monroe St., Suite 50 Tallahassee, FL 32399

Dear Director,

Re: Gulfstream Park Racing Association Inc - License #321 - Request for Charity Date Changes

Gulfstream Park respectfully requests the following changes to our assigned Charity Dates;

Cancel Saturday September 3, 2022 Add Saturday December 31, 2022 Cancel Saturday January 21, 2023 Add Saturday February 4, 2023 Cancel Saturday February 25, 2023 Add Saturday March 4, 2023

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Thank you for your time and consideration of our request. A Form 3060 and revised 3080 are attached.

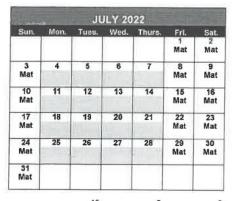
Sincerely,

Sheri L R Holmes Stirling Vice President Administration

Gulfstream Park

Gulfstream Park 2022/2023 Calendar

(Per License #321A) Page 2 of 2



15 Matinee Evening C/S Perf.

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

JANUARY 2023

Wed.

Mat

11 Mat

Mat

10

17

31

Matinee

Sun.

Mat

15 Mat

29 Mat

16

30

C/S Perf. Evening

Thurs.

Mat

12 Mat

0 Evening

Fri.

Mat

13 Mat

20 Mat

Mat

14 Mat

CAMat

28 C/Mat

C/S Perf.

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18 Mat	19	20	21	22 Mat	23 Mat	24 Ma
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Division of Pari-Mutuel Wagering Permitholder Operating License Amendment Tracking Fiscal Year 2022-2023

PERMIT	A TENEDANT	# of Amendments								Aggregate			
		Initial								% Change			
NO.	LICENSE NAME	Perf.	A	В	C	D	E	1	G	Н	J	K	YTD
	GREYHOUND RACING PERMITS												
0000140	TAMPA GREYHOUND TRACK & LUCKY'S CARD ROOM												#DIV/0!
0000141	H & T; MARDI GRAS GAMING												#DIV/0!
0000142	NAPLES-FT. MYERS GREYHOUND RACING & POKER												#DIV/0!
0000143	DAYTONA BEACH KENNEL CLUB, INC.												#DIV/0!
0000144	HARTMAN & TYNER; MARDI GRAS GAMING												#DIV/01
0000145	JACKSONVILLE KENNEL CLUB; BESTBET												#DIV/0!
0000146	JEFFERSON COUNTY KENNEL CLUB, INC.												#DIV/01
0000148	ORANGE PARK; BESTBET												#DIV/0!
0000149	PALM BEACH KENNEL CLUB												#DIV/0!
0000150	PENSACOLA GREYHOUND TRACK												#DIV/0!
0000151	DERBY LANE												#DIV/0!
0000152	SANFORD ORLANDO KENNEL CLUB												#DIV/0!
0000153	SARASOTA KENNEL CLUB, INC.												#DIV/0!
0000154	EBRO GREYHOUND PARK												#DIV/0!
0000155	FLAGLER DOG TRACK & MAGIC CITY CASINO							- 0					#DIV/0!
0000157	ST. JOHNS GREYHOUND PARK		-										#DIV/01
0000158	PENN SANFORD; SANFORD ORLANDO KENNEL CLUB												#DIV/0!
0000171	PALM BEACH GREYHOUND RACING											-	#DIV/0!
0000175	WEST VOLUSIA RACING, INC.		-			-		_	_		-		77 - 7 - 7 - 7
0000176	MELBOURNE GREYHOUND PARK, LLC				-		-	_	_	_	-	-	#DIV/0!
	JAI-ALAI PERMITS			_	_	_				_	_	_	#DIV/0!
0000270	ORLANDO LIVE EVENTS	0	10										MDD (IO)
0000273	CASINO MIAMI JAI-ALAI	-	10			_							#DIV/0!
0000274	DANIA JAI-ALAI			_									#DIV/0!
0000277	OCALA GAINESVILLE POKER & JAI-ALAI	50	0										0.00%
0000277	FORT PIERCE JAI-ALAI & POKER												#DIV/0!
0000276	SUMMER JAI ALAI PARTNERSHIP		_										#DIV/0!
0000280	DANIA SUMMER JAI-ALAI	27	_										0.00%
0000281			_										#DIV/0!
0000284	MAGIC CITY JAI ALAI	29								1			0.00%
0000284	KINGS COURT KEY, LLC												#DIV/0!
	CALDER CASINO & RACE COURSE												#DIV/0!
0000286	EDGEWATER JAI-ALAI	57											0.00%
********	THOROUGHBRED RACING PERMITS					Arra I						50	
0000320	TAMPA BAY DOWNS, INC.	92	2										2.17%
0000321	GULFSTREAM PARK RACING & CASINO	175	8	5									7.43%
0000323	TROPICAL PARK, LLC												#DIV/0!
0000325	CALDER CASINO & RACE COURSE												#DIV/0!
0000336	GULFSTREAM PARK THOROUGHBRED AFTER RACING	44											0.00%
	HARNESS RACING PERMITS												
0000430	THE ISLE CASINO AND RACING AT POMPANO PARK												#DIV/0!
	QUARTER HORSE RACING PERMITS										100		
0000537	TAMPA BAY DOWNS, INC.												#DIV/0!
0000542	CREEK ENTERTAINMENT GRETNA												#DIV/0!
0000544	HIALEAH PARK								-				#DIV/0!
0000545	SOUTH MARION; OXFORD DOWNS				-								#DIV/0!
0000547	HAMILTON DOWNS HORSETRACK, LLC		_	-									#DIV/0!
0000950	OCALA BREEDERS' SALES COMPANY, INC.		-										#1014/01

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

3190 – Officers and Directors. Check the box that designates the purpose of this form Application for Annual License and Operating Da	m filing: tes		ndar and Form DBPR PMW-			
Application for Amendment to Annual License an	d Operating Dates					
PER	MITHOLDER INFORMATIO	ON				
Permitholder Name Gulfstream Park Racing Association Inc.	Permit # 321	FEID# or SSN *				
Doing Business As (D/B/A) Gulfstream Park						
	MAILING ADDRESS	100000000000000000000000000000000000000				
Street Address or P.O. Box 901 South Federal Highway						
City Hallandale Beach		State FL	Zip Code (+4 optional) 33009			
County (if Florida address) Broward	Country	USA				
	ONTACT INFORMATION					
Contact Name Sheri Holmes Stirling	Title V P Adn	dministration				
Primary Phone Number		Fax Number 954-457-6510				
Primary E-Mail Address	one Number					
PHYSICAL LO	CATION OF PARI-MUTUE	L FACILITY				
Street Address 901 South Federal Highway		4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 -				
City Hallandale Beach	State FL	Zip Code (+4 optional) 33009				
If there is a lease agreement to operate live performed the lease agreement containing the following in	ormances at another pari-m	utuel facility, the	applicant shall attach a cop			

INSTRUCTIONS This form is to be submitted in conjunction with Form DBPR PMW-3080 - Permitholder Calendar and Form DBPR PMW-

*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,

(6) The exact location where the applicant intends to conduct pari-mutuel performances pursuant to the lease agreement.

(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

tritlals:

(3) The type of permit held by both the applicant and the lessor;

(1) The name of the applicant and the lessor: (2) The address of the applicant and the lessor;

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 taws of which state? State of 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 note contendere to any criminal charges (other than minor traffic violations) in any state or county? Yes D No S If yes, list the individual(s) name, license number and title:							
OPERATING SEA	SON INFORMATION						
The applicant desires to conduct a racing/iai atai meet for the 20 22	20 22						
period(s). Please follow instructions on calendars attached to permit application to mark days, dates, and types of performances.							
July 1, 2022	Closing Date(s): June 30, 2023						
Number of Dark Days:	Number of Live Days:						
Performances	167						
Number of Evening Performances	38MA						
Number of Matinee Performances 157							
Number of Charity/Scholarship Performances 5 Total Number of Performances 162	***************************************						
Number of races/games during evening performances:	Number of recognization of division and						
n/a Starting time:	Number of races/games during matinee performances: 8-15						
For greyhound tracks only:	Starting time: 11:00 am.						
Do you intend to hold an additional chanty day for the greyhound adoption program? Yes No							
OA OA	NTH						
swear or affirm that the information provided in this application is to information on this application could subject the applicant to criminal Sheri Holmes Stirling VP Administration	penalt es relating to perjury or other offenses.						
Name (Please Print) Title (Please Print)	Signature 8/10/2022 Date						
State of Florida,	Signature / Date						
County of Broward Sworn to (or affirmed) and subscribed before me this 10th day of August 2022							
Sworn to (or affirmed) and subscribed before me this 10th day of August							
	- Parameter, who will be produced the following as identification:						
Culke	O(OUADA)						
lotary Public	RICHARD B. PATTERSON, JR. Commission # GG 974772						
Ay Commission Expires. 7/5/2029	Evoire dulu 24 2024						

2.0

DBPR PMW-3060, Effective 2016 December 13, Rule 61D-4.0



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

www.myfloridalicense.com

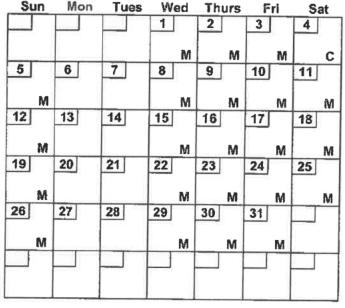
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lame Gulfs	tream Park	Racing Asso	ciation Inc.		P	ermit#	321			
		Jan 1970	INS	TRUCTIONS						
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lease fill in ap	propriate ye	ear, and date	below and on th	following pa	ges. Us	ing the le	etter code	e below,	write the	type o
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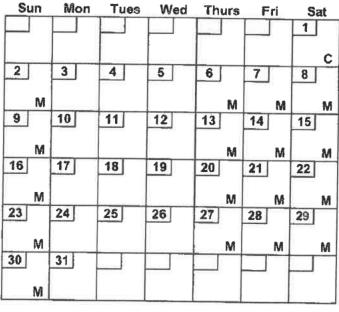
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		Hour	s of Cardroom Ope	rations		
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
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4:00 AM	4:00 AM	4:00 AM	4:00 AM	4:00 AM	_	_
Year Round?	✓ Yes	No	If No, Dates:	At this time card re	oom closed	

The lates. At this time card four closed
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.
SHERI HOLMES STIRLING VP. ADMINISTRATION LICHTHURSTERING 8/10/22 Name (Please Print) Title (Please Print) Signature Date
State of Florida, County of Browned Sworn to (or affirmed) and subscribed before me this 10 ^{RI} day of August 20,22
SHERI HOLMES STIRUNG , who is personally known to me or produces the following as identification:
Notary Public Notary Public My Commission Expires: 7/31/2024 RICHARD B. PATTERSON, JR. Commission # GG 974772 Expires July 31, 2024 Bonded Trau Troy Fain Insurance 800-385-7019

Total 4

Total 0



August 8, 2022 Mr. Dan Adkins The Big Easy Dear Mr.Adkins, Gulfstream park is requesting a change to our race dates for the 2022-2023 license year under GPRA License #321. Cancel the following Thursday's September 1, 8, 15, 22 & 29. We appreciate your prompt attention in this matter. Please indicate whether you object to this requested change in the appropriate space below. Sign and email back to Sheri Holmes at If you have any issues or concerns, please contact me at Sincerely and thank-you, sull turling Sheri Holmes Stirling Vice President, Administration Gulfstream Park No objection _____DKA____ Reason for objection: _____



Mr. John Brunetti Jr. President & CEO Hialeah Park

Dear Mr. Brunetti,

Gulfstream Park is requesting a change to our race dates for the 2022-2023 license year under GPRA License #321.

Cancel the following Thursday's September 1, 8, 15, 22 & 29.

We appreciate your prompt attention in this matter.

Please indicate whether you object to this requested change in the appropriate space below. Sign and email back to Sheri Holmes at please contact me at

Sincerely and thank-you,

sull turling

Sheri Holmes Stirling Vice President, Administration Gulfstream Park

No objection Steve Calculation Objection Reason for objection:



Mr. Daniel Licciardi Miami Jai Lai

Dear Daniel,

Gulfstream park is requesting a change to our race dates for the 2022-2023 license year under GPRA License #321.

Cancel the following Thursday's September 1, 8, 15, 22 & 29.

We appreciate your prompt attention in this matter.

Sincerely and thank-you,

Sheri Holmes Stirling

Vice President, Administration

Gulfstream Park

No objection	Danuel Jennich	
Objection		
Reason for objection:		
) in page 1	



Mr. Juan Pablo Villamayor The Casino @ Dania Beach

Dear Juan,

Gulfstream park is requesting a change to our race dates for the 2022-2023 license year under GPRA License #321.

Cancel the following Thursday's September 1, 8, 15, 22 & 29.

We appreciate your prompt attention in this matter.

Please indicate whether you object to this requested change in the appropriate space below. Sign and email back to Sheri Holmes at please contact me at

Sincerely and thank-you,

sull turling

Sheri Holmes Stirling

Vice President, Administration

Gulfstream Park

No objection _	meley		
Objection	U 1	-	
Reason for objection: _			



Mr. Richard Sukhu President & General Manager Calder Racecourse and Casino

Dear Richard,

Gulfstream park is requesting a change to our race dates for the 2022-2023 license year under GPRA License #321.

Cancel the following Thursday's September 1, 8, 15, 22 & 29.

nl

We appreciate your prompt attention in this matter.

Please indicate whether you object to this requested change in the appropriate space below. Sign and email back to Sheri Holmes at please contact me at

Sincerely and thank-you,

sull turling

Sheri Holmes Stirling Vice President, Administration Gulfstream Park

No objection	111		
Objection			
eason for objection:			



August 8, 2022 Mr. Scott Savin Magic City Casino Dear Scott, Gulfstream park is requesting a change to our race dates for the 2022-2023 license year under GPRA License #321. Cancel the following Thursday's September 1, 8, 15, 22 & 29. We appreciate your prompt attention in this matter. Please indicate whether you object to this requested change in the appropriate space below. Sign and email back to Sheri Holmes at . If you have any issues or concerns, please contact me at Sincerely and thank-you, sull turling Sheri Holmes Stirling Vice President, Administration Gulfstream Park No objection Reason for objection:



Mr. John Keenan II Mr. Troy Buswell Isle Casino at Pompano Park

Dear Mr. Kennan or Mr. Buswell,

Gulfstream park is requesting a change to our race dates for the 2022-2023 license year under GPRA License #321.

Cancel the following Thursday's September 1, 8, 15, 22 & 29.

We appreciate your prompt attention in this matter.

Please indicate whether you object to this requested change in the appropriate space below. Sign and email back to Sheri Holmes at please contact me at

Sincerely and thank- you,

self terling

Sheri Holmes Stirling

Vice President, Administration

Gulfstream Park

No objection Objection

Reason for objection: NA



Mr. Michael Glenn General Manager Palm Beach Kennel Club

Dear Mr. Glenn,

Gulfstream park is requesting a change to our race dates for the 2022-2023 license year under GPRA License #321.

Cancel the following Thursday's September 1, 8, 15, 22 & 29.

We appreciate your prompt attention in this matter.

Please indicate whether you object to this requested change in the appropriate space below. Sign and email back to Sheri Holmes at please contact me at

Sincerely and thank-you,

sult turling

Sheri Holmes Stirling

Vice President, Administration

Gulfstream Park

No objection	MgC		
Objection	<u> </u>	*	
Reason for objection:			

Jelks, La'Kesha

From:

Pouncey, Jamie

Sent:

Tuesday, August 9, 2022 7:25 AM

To:

Holmes, Sheri; Jelks, La'Kesha

Cc:

Swain, Tracy

Subject:

RE: Gulfstream Park - Charity Day moves - License #321

rcvd

Jamie Pouncey **Program Administrator**

Florida Gaming Control Commission Division of Pari-Mutuel Wagering 850.717.1073 Office 850.488.0550 FAX 850.556,7301 Cell Important: Confidentiality & Public Records Statement

From: Holmes, Sheri [mailto:Sheri.Holmes@gulfstreampark.com]

Sent: Monday, August 8, 2022 6:59 PM To: Jelks, La'Kesha; Pouncey, Jamie

Cc: Swain, Tracy

Subject: Gulfstream Park - Charity Day moves - License #321

[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.

Please see the attached request to move our previously approved Charity days under the GPRA License #321.

Please confirm receipt.

Thanks in advance.

Sheri



SHERI HOLMES STIRLING VICE PRESIDENT ADMINISTRATION

901 S FEDERAL HWY HALLANDALE BEACH, FL 33009

P /1.954.457.6298 C /954.815.0027







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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

If the IT are made given it.	E AND MORE		2.45
INSTRI		16.31	

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 I	NFORMATIO	N		
Permitholder Name Gulfstream Park Racing Association Inc	^{nit #} 321	FEID# or SSN	4	
Doing Business As (D/B/A) Gulfstream Park		•		
MAILING AD	DRESS			
Street Address or P.O. Box 901 South Federal Highway				
City Hallandale Beach		State FL	Zip Code (+4 optional) 33009	
County (if Florida address) Broward	Country	JSA		
CONTACT INFO	RMATION			
Contact Name	Title			
Sheri Holmes Stirling V P Administration				
Primary Phone Number Fax Number 954-457-6510				
Primary E-Mail Address	Cell Phone Number			
PHYSICAL LOCATION OF P	ARI-MUTUE	L FACILITY		
Street Address 901 South Federal Highway				
City Hallandale Beach		State FL	Zip Code (+4 optional) 33009	
If there is a lease agreement to operate live performances at an 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 (5) The exact location where the lessor is currently permitted to (6) The exact location where the applicant intends to conduct pa	to conduct pa	ari-mutuel perforr mutuel performar	nances; nces; and	

*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.

tritials.

In the second se	Company of the Compan
	INFORMATION
permit has not been recalled.	the Circuit Court or other authorized County Official certifying that the
Has there been any change in ownership interest, officers, partners facility? If changed, state fully. If none, state "No change." Use ac	s, or directors; or a change in ownership or location of the pari-mutuel dditional pages, if necessary.
No change	,
Is the applicant incorporated? Yes No If yes, under the la	aws of which state? State of Florida
Please list all officers and directors of the applicant using Form DB	PR PMW-3190 – Officers and Directors.
 Officers and Directors. If corporation, list name of corporation an 	ners of the entire stock of the applicant using Form DBPR PMW-3190 d stockholders; if partnership, list partners.
Please list the stockholders of record of the applicant using Form D	
Please list the stockholders of the applicant who are subject to a vo beneficial owner using Form DBPR PMW-3190 – Officers and Direction	ctors.
Have any persons listed on Form DBPR PMW-3190 – Officers and crime, or pled guilty or nolo contendere to any criminal charges (off If yes, list the individual(s) name, license number and title:	Directors ever been convicted of or had adjudication withheld for any ner than minor traffic violations) in any state or county? Yes D No
	SON INFORMATION
The applicant desires to conduct a racing/jai alai meet for the 20 22 period(s). Please follow instructions on calendars attached to permi	- 20 23 season during the following tapplication to mark days, dates, and types of performances.
Opening Date(s):	Closing Date(s):
July 1, 2022 Number of Dark Days:	June 30, 2023 Number of Live Days:
1	167
Performances Number of Evening Performances Number of Matinee Performances Number of Charity/Scholarship Performances 5 Total Number of Performances	
Number of races/games during evening performances: n/a	Number of races/games during matinee performances. 8-15
Starling time:	Starting time: 11:00 am.
For greyhound tracks only: Do you intend to hold an additional charity day for the greyhound ad If yes, please indicate the date when the "Greyhound Adopt-a-Pet D	loption program? Yes No lay" will be held:
0)	ATH
I swear or affirm that the information provided in this application is trinformation on this application could subject the applicant to criminal	ue and complete. I understand that knowingly providing false penalties relating to perjury prother offenses.
Sheri Holmes Stirling VP Administration	ruchalmes tuling 8/8/2022
Name (Please Print) Title (Please Print)	Signature Date
State of Ftorida,	
County of Broward Sworn to (or affirmed) and subscribed before me this 8th day of	August 2022
Charles Civilian and a second	
Tro 4 B Clark Jr	is personally known to me or produced the following as identification:
or and Expires 07/21/2024	COMMUNICATION CONTRACTOR CONTRACT
MOTERY PODEC - 12	
My Commission Expires:	



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING www.myfloridalicense.com

and the state of the state of		PERMITHOLDE	RINFORMATION		
Name Gulfs	stream Park Rac	ing Association Inc.	Perm	oit # 321	
		INSTRI	CTIONS		
Submit this for Dates.	m in conjunction	with the form DBPR PMW-30		pplication for Licer	nse and Operating
Please do not o	overlook the car	droom section and the require	ed application oath or	n page 4.	
Please fill in ap performance in	propriate year, a each box. Fill i	and date below and on the foll in the total number of perform	owing pages. Using ances for each mont	the letter code be	low, write the type of
		LETTER	CODES		
M = Matine	e	E = Evening	C = Char	ity	S = Scholarship
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			8 9 1 M	11 12	13 14
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September Year: 2022 October Year: 2022 Tues Wed Thurs Fri Sat Sun Mon Sun Mon Tues Wed Thurs Fri Sat 8 9 2 3 M M M M M M M 18 E 0 C/S 0 M 18 E 0 C/S 0 Total 18 Total 18

November Year: 2022 December Year: 2022 Sun Mon Tues Wed Thurs Fri Sat Sun Mon Tues Wed Thurs Sat M M M C M 0 E 0 C/S 0 M 17 E 0 C/S 1 Total 0 Total 18

Total 21

March Year: 2023

Total 20

Year: 2023

April

February Year: 2022

Total 18

Total 23

May Year: 2023 June Year: 2022 Sun Mon Tues Wed Thurs Fri Sat Sun Mon Tues Wed Thurs Fri Sat M M M M 0 E 0 C/S 0 M ___4 E 0 C/S 0

			ROOM OPERATOR			186		
Hours of Cardroom Operations								
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday		
10:00 AM	10:00 AM	10:00 AM	10:00 AM	10:00 AM	24 Hours	24 Hours		
4:00 AM	4:00 AM	4:00 AM	4:00 AM	4:00 AM	_	_		
Year Round?	✓ Yes	☐ No	If No, Dates:	At this time card r	oom closed			

the state of the s	OATH
Swear or anim that the information provided in this application is true and complete. I bridestand that knowingly providing talse information on this application could subject the applicant to criminal penalties relating to perjury or other offenses. SHEEL HOLLING SEPURE LEADMINISTRATION Signature Date State of Florida County of BROWHED Sworn to (or affirmed) and subscribed before me this day of August 20 22. Who is personally known to me or produces the following as identification: Notary Public State of Florida Bexpres 07/21/2024 Notary Public My Commission Expires:	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. SHERI HOLINES STRUCK

Total 4

Total 0

Placed Processional Regulation

State of Florida

Department of Business and Professional Regulation Chronology Report

Case #:

2022039135

Incident date: 08/08/2022

Status: 10 - Initial Review

Lic Type:

1001

Disposition:

Case Type:

Complaint

Responsible: ljelks - JELKS, LA'KESHA

Complainant:

GULFSTREAM PARK

Respondent:

FGCC, PARI-MUTUEL WAGERING

2601 BLAIR STONE ROAD, TALLAHASSEE, FL 32399

Summary:

PERMITHOLDER: Gulfstream Park (TBRD321)

FISCAL YEAR: 2022/2023

DATE RECEIVED: August 8, 2022

CHANGE REQUESTED: Change three charity performances: Sept. 3, 2022 to Dec. 31, 2022; Jan. 21, 2023 to Feb. 4, 2023; Feb. 25, 2023 to Mar. 4, 2023. On Aug. 11, 2022, Gulfstream requested to

cancel all Thurs. performances in Sept. (1st, 8th, 15th, 22nd, & 29th).

Chronology:

Effective Date	Туре	Lic Type		Description	Responsible Party	Respondent
08/11/2022	R		ljelks	JELKS, LA'KESHA	ljelks	
08/11/2022	S	1001	10	Initial Review	ljelks	



State of Florida Department of Business and Professional Regulation Chronology Report

August 11, 2022 16:54

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering Re: Request to Transfer Tax Credit

Date: August 22, 2022

Executive Summary

A greyhound racing permitholder request approval to transfer \$360,000.00 in tax credits to another greyhound racing permit-holder. The Commission should approve this request.

Background

TBD Entertainment, LLC. ("Tampa") possesses a greyhound racing permit. Tampa has been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year. Daytona Beach Kennel Club, d/b/a Daytona Beach Racing and Card Club ("Daytona") also possesses a greyhound racing permit. Daytona has also been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year.

TAMPA request to transfer \$360,000.00 of their tax credits to Daytona. For purposes of intertrack wagering,³ Daytona acts as a host track⁴ for Tampa. Tampa has \$360,000.00 of tax credits available for transfer. Additionally, Tampa has not previously elected to transfer these tax credits. Neither Tampa nor Daytona owe any unpaid taxes.

¹ Permitting is a perquisite for gaming in this state. § 550.054, Fla. Stat.

² A permit-holder 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 racing permitholder may receive tax credits from another greyhound racing permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound racing permitholder must act as the host track for the other greyhound racing permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound racing permit-holder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound racing permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound racing permit-holder can owe any unpaid taxes to the state.⁹

Daytona and Tampa meet these requirements. First, Daytona acts as a host track for Tampa. Second, Tampa has not elected to transfer its available tax credits this state fiscal year. Third, Tampa has \$360,000.00 in available tax credits that they seek to transfer to Daytona. Lastly, neither Tampa nor Daytona owe any unpaid taxes. Therefore, Tampa should be permitted to transfer \$360,000.00 of their tax credits to Daytona.

<u>Recommendation</u>: The Florida Gaming Control Commission should approve TBD Entertainment, LLC request to transfer \$360,000.00 in tax credits to Daytona Beach Kennel Club, d/b/a Daytona Beach Racing and Card Club.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id*.

⁷ *Id*.

⁸ *Id*.

⁹ *Id*.

Department of Business and Professional Regulation Division of Par-Mutuel Wagering Office of Revenue and Financial Analysis

TRANSFER OF GREYHOUND PERMITHOLDER TAX CREDIT/EXEMPTION

Guest Greyhound Permitholde Transfering Credit/Exemption		oc (Permit #151)	The state of the s
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 and Card Club (Permit #143)	7 Bucca	9/1/2022	\$360,000.00
	Total Amount Of Re	Signature of Permithe	\$360,000.00 Plant Delater Representative of Tax Credit/Exemption
		Revenue Program Ad Division of Pari-Mutud	
		Director, Division of F	Pari-Mutuel Wagering

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering Re: Request to Transfer Tax Credit

Date: August 22, 2022

Executive Summary

A greyhound racing permitholder request approval to transfer \$340,000.00 in tax credits to another greyhound racing permit-holder. The Commission should approve this request.

Background

Investment Corporation of Palm Beach ("Palm Beach") possesses a greyhound racing permit. Palm Beach has been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year. Daytona Beach Kennel Club, d/b/a Daytona Beach Racing and Card Club ("Daytona") also possesses a greyhound racing permit. Daytona has also been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year.

Palm Beach request to transfer \$340,000.00 of their tax credits to Daytona. For purposes of intertrack wagering,³ Daytona acts as a host track⁴ for Palm Beach. Palm Beach has \$340,000.00 of tax credits available for transfer. Additionally, Palm Beach has not previously elected to transfer these tax credits. Neither Palm Beach nor Daytona owe any unpaid taxes.

¹ Permitting is a perquisite for gaming in this state. § 550.054, Fla. Stat.

² A permit-holder 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 racing permitholder may receive tax credits from another greyhound racing permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound racing permitholder must act as the host track for the other greyhound racing permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound racing permit-holder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound racing permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound racing permit-holder can owe any unpaid taxes to the state.⁹

Daytona and Palm Beach meet these requirements. First, Daytona acts as a host track for Palm Beach. Second, Palm Beach has not elected to transfer its available tax credits this state fiscal year. Third, Palm Beach has \$340,000.00 in available tax credits that they seek to transfer to Daytona. Lastly, neither Palm Beach nor Daytona owe any unpaid taxes. Therefore, Palm Beach should be permitted to transfer \$340,000.00 of their tax credits to Daytona.

Recommendation: The Florida Gaming Control Commission should approve Investment Corporation of Palm Beach's request to transfer \$340,000.00 in tax credits to Daytona Beach Kennel Club, d/b/a Daytona Beach Racing and Card Club.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id*.

⁷ *Id*.

⁸ *Id*.

⁹ *Id*.

Department of Business and Professional Regulation
Division of Par-Mutuel Wagering
Office of Revenue and Financial Analysis

TRANSFER OF GREYHOUND PERMITHOLDER TAX CREDIT/EXEMPTION

Guest Greyhound Permitholder Transfering Credit/Exemption		each (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 and Card Club (Permit #143)	Forme (8/1/2022	\$340,000.00
	Total Amount Of Re	Signature of Permith	s340,000.00 older Representative of Tax Credit/Exemptio
		Revenue Program A Division of Pari-Mutu	
		Director, Division of	Pari-Mutuel Wagering

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering Re: Request to Transfer Tax Credit

Date: August 22, 2022

Executive Summary

A greyhound racing permitholder request approval to transfer \$360,000.00 in tax credits to another greyhound racing permit-holder. The Commission should approve this request.

Background

St. Petersburg Kennel Club, Inc. ("SPKC") possesses a greyhound racing permit.¹ SPKC has been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year.² Daytona Beach Kennel Club, d/b/a Daytona Beach Racing and Card Club ("Daytona") also possesses a greyhound racing permit. Daytona has also been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year.

SPKC request to transfer \$360,000.00 of their tax credits to Daytona. For purposes of intertrack wagering,³ Daytona acts as a host track⁴ for SPKC. SPKC has \$360,000.00 of tax credits available for transfer. Additionally, SPKC has not previously elected to transfer these tax credits. Neither SPKC nor Daytona owe any unpaid taxes.

¹ Permitting is a perquisite for gaming in this state. § 550.054, Fla. Stat.

² A permit-holder 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 racing permitholder may receive tax credits from another greyhound racing permitholder if certain requirements are satisfied.⁵ First, the receiving greyhound racing permitholder must act as the host track for the other greyhound racing permitholder for purposes of intertrack wagering.⁶ Second, the transferring greyhound racing permit-holder can only make this election once per state fiscal year.⁷ Third, the transferring greyhound racing permitholder must have available unused tax credits to transfer.⁸ Lastly, neither the receiving nor transferring greyhound racing permit-holder can owe any unpaid taxes to the state.⁹

Daytona and SPKC meet these requirements. First, Daytona acts as a host track for SPKC. Second, SPKC has not elected to transfer its available tax credits this state fiscal year. Third, SPKC has \$360,000.00 in available tax credits that they seek to transfer to Daytona. Lastly, neither SPKC nor Daytona owe any unpaid taxes. Therefore, SPKC should be permitted to transfer \$360,000.00 of their tax credits to Daytona.

<u>Recommendation</u>: The Florida Gaming Control Commission should approve St. Petersburg Kennel Club, Inc.'s request to transfer \$360,000.00 in tax credits to Daytona Beach Kennel Club, d/b/a Daytona Beach Racing and Card Club.

⁵ See § 550.0951(1)(b), Fla. Stat. (outlining requirements for such a transfer).

⁶ *Id*.

⁷ *Id*.

⁸ *Id*.

⁹ *Id*.

Department of Business and Professional Regulation Division of Par-Mutuel Wagering Office of Revenue and Financial Analysis

TRANSFER OF GREYHOUND PERMITHOLDER TAX CREDIT/EXEMPTION

Guest Greyhound Permitholder

Transfering Credit/Exemption: TBDG Entertainment LLC (Permit #140)

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 and Card Club (Permit #143)	Hamen (10/1/2022	\$360,000.00
	Total Amount Of Re	equested Transfer	\$360,000.00
		Gragory C Signature of Permith Authorizing Transfer	Jelyon older Representative of Tax Credit/Exemption
		Revenue Program A Division of Pari-Mutu	
		Director, Division of I	Pari-Mutuel Wagering

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering
Through: Marc Taupier, Chief Attorney

Re: Case Nos. 2022-021526, 2021-004913, and 2020-053235 – Default

Final Order

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to revoke the Pari-Mutuel Wagering Professional Individual Occupational License held by Alexis Romero Delgado ("Respondent") and declare Respondent ineligible for licensure until such time that Respondent presents satisfaction of all debts owed. By failing to respond to the properly served administrative complaints, Respondent waived his right to request a hearing contesting the Division's administrative actions. Therefore, the Florida Gaming Control Commission should enter a final order revoking Respondent's license and declaring Respondent ineligible for licensure until such a time that Respondent presents satisfaction of all debts owed.

Pertinent Facts

At all times material to the administrative complaints filed against Respondent, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 11369418-1021, issued by the Commission. Respondent's license expired on June 30, 2022.

Case 2020-053235

On or about September 25, 2020, a default judgment in the amount of \$21,260.94 was entered against Respondent for unpaid financial obligations regarding veterinary services related to racing conducted at a pari-mutuel facility. An amended administrative complaint was filed against Respondent for violating section 550.105(7), Florida Statutes, which was properly served on Respondent on July 19, 2022. Respondent had 21 days to file a written response to the administrative complaint. No response has been received from Respondent regarding this case.

Case 2021-004913

On or about December 7, 2020, a default judgment in the amount of \$77,422.37 was entered against Respondent for unpaid financial obligations regarding veterinary

services related to racing conducted at a pari-mutuel facility. An amended administrative complaint was filed against Respondent for violating section 550.105(7), Florida Statutes, which was properly served on Respondent on July 19, 2022. Respondent had 21 days to file a written response to the administrative complaint. No response has been received from Respondent regarding this case.

Case 2022-021526

On or about August 20, 2021, a default judgment in the amount of \$2,818.93 was entered against Respondent for unpaid financial obligations regarding veterinary services related to racing conducted at a pari-mutuel facility. An amended administrative complaint was filed against Respondent for violating section 550.105(7), Florida Statutes, which was properly served on Respondent on July 19, 2022. Respondent had 21 days to file a written response to the administrative complaint. No response has been received from Respondent regarding this case.

Pertinent Law/Rules

Section 550.105(7), Florida Statutes, provides that:

"[t]he 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."

Section 550.105(5)(e), Florida Statutes, provides in pertinent part that:

"[t]he commission may bring administrative charges against any person not holding a current license for violations of statutes or rules which occurred while such person held an occupational license, and the commission may declare such person ineligible to hold a license for a period of time. The commission may impose a civil fine of up to \$1,000 for each violation of the rules of the commission in addition to or in lieu of any other penalty provided for in this section."

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a final order finding that Respondent waived their right to a hearing¹, that Respondent's license is hereby revoked, and that Respondent ineligible for licensure until such a time that Respondent satisfies all debts owed as indicated in the above referenced cases.

¹ See Fla. Admin. Code R. 28-106.111(4) ("Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.")

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint S Update	Search Mass Status		ecording License Public Case In		elete Comp	olaint	Mass Activity U	odate Mass D	discipline
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Reference	550.105(7	7)					Related	Dispos	ition
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	Respons Default a #COCE-2	ibility: On nd Final 20-013806	n October 5, 20 Judgment by I S was received)20, a copy)efault, Ca via e-mail.	of a se Per		Costs]	
Summary	County C	ourt For ard Cou	ed on Septemb The 17th Judio nty, FL, in Divis Services Inc.,	cial Circuit sion 56, Th	in and e Satin	T	ime Tracking	Auto As	ssign
	Alexis R. \$20,005.9 process	DELGAD 94, in prin server fe	OO the principl ncipal, filing fee e of \$130.00, a n total of \$21,26	e sum of es of \$424. nd attorney	35, y fee of		Attachments	Histo	ory
Updated		rest at th	e rate of 6.57%				Work Notes	Print Re	eport
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Halsey Beshears, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region: SOUTHERN	Date of Complaint: November 18, 2020		Case Number: 2020 05 3235			
Respondent:	SOUTHERN	November 10, 2	Complainant:				
		·					
DELGADO, ALEX			RI-MUTUEL WAGERING				
7146 NW 103 RD P DORAL, FL 331			OFFICE OF INVI	ESTIGATION ERCIAL BLVD., SUITE 165			
DORAL, PL 331	70		FT. LAUDERDA				
			(954) 202-3900				
License # and Typ 11369418 - 102		Profession: Individual Anir	nal Owner	Report Date: November 19, 2020			
Period of Investiga		Individual Ami	Type of Repor	-			
	through November 19	9, 2020	Type of Repor	Final			
Alleged Violation:	F.S.S. 550.105 Finan	cial Responsibili					
				if the applicant thereof or holder			
				sues drafts or checks that are			
				uch unpaid obligations, defaults, ai, or racing being conducted at a			
pari-mutuel facility		s directly relate to	the sport of jar are	ai, or racing being conducted at a			
				by Default against ALEXIS R.			
			COCE-20-013806, Division 56, In				
	of the 17" Judicial Circ -mail from Attorney Ma		oward County, FL,	ordered on September 25, 2020,			
was received by e	-mail from Attorney Ma	ark Guriderson.					
Per said judgmen	t, The Satin Mule Vet	erinary Services I	nc., shall recover	from ALEXIS R. DELGADO the			
				of \$130.00, and attorney fee of			
\$700.00, making a	a total of \$21,260.94, v	vhich shall bear in	terest at the rate of	of 6.57% per year. (Exhibit # 1)			
Related Case:							
Investigator / Date	е		nvestig or Super	visor / Date			
,			Julio Minaya / Normber 19, 2020				
Chief of Investigat	ions / Date	<u></u>	Villaya / 1	11001 19, 2020			
			1	- 1			
01	/ Name 1 00 0	/s/	Star E.	Dague			
Steven E. Kogan	/ November 20, 2		1,500				

CONTINUATION

CASE NUMBER: 2020 05 3235

A check of DBPR Versa records reflect that **ALEXIS ROMERO DELGADO** obtained a 3 year Florida PMW Occupational license as a Thoroughbred Trainer on July 1, 2019. This license expires on June 30, 2022. A copy of his licensing information is attached as **EXHIBIT # 2**.

In the letter from Gunderson dated September 25, 2020, he states that the amount of \$21,260.29 is for veterinary services provided by his client at a Florida Pari-Mutuel facility where Alexis R. **DELGADO**, stables his horses. Gunderson also provided copies of the Original Complaint and invoices related to his case. These documents are attached as **EXHIBIT # 1 & 3.**

On October 7, 2020, I e-mail Mr. Gunderson regarding an error in the total amount listed in the final judgment order. The amount listed in the order is \$21,260.94. However, when the amount is added the correct total should be \$21,260.29. This is a difference of .65 cents.

On October 20, 2020, Mr. Gunderson e-mailed the undersigned and stated that he did not think that a circuit judge would amend the order for .65 cents. Therefore, he wanted to continue with my documentation and reporting of **DELGADO's** failure to comply with his financial responsibility. A copy of this e-mail is attached as **EXHIBIT # 4.**

On November 19, 2020, an Enforcement Alert was placed on **DELGADO'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 # 5**.

Status: DELGADO 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.

DBPR INVESTIGATIVE REPORT

CASE NUMBER: 2020 05 3235

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	4. E-mail Communication with Mr. Gunderson	1-1
	5. License Action ALERT	1-2

Muniz, Luz

From: Mark Gunderson <mgunderson@mindspring.com>

Sent: Monday, October 5, 2020 1:36 PM

To: Minaya, Julio Cc: Erica Garcia

Subject: Complaint - Alexis R. Delgado

Attachments: 2020 10 05 Letter to Division Delgado.pdf; 2020 06 22 Complaint Delgado.pdf

Follow Up Flag: Follow up Flag Status: Flagged

Categories: Red Category

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

Julio,

Attached is my Client's complaint against Aexis R. Delgado and a the statement of amounts owed.

Let me know if you have any questions.

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

"Greed is a powerful motivator...

many people behave badly and dishonestly, creating serious hardships for others in order to enrich themselves"

Richard Bitner

Confidential: This e mail contains a communication protected by the attorney client privilege or constitutes work product. If you do not expect such a communication please delete this message without reading it or any attachment and then notify the sender of this inadvertent delivery.

EXHIBIT #1 PAGE #1

Law Office of Mark Gunderson, PL

Attorney ♦ CPA

2510 SW 18 Street ♦ Fort Lauderdale, Florida 33312

phone: ♦ fax: (954) 791-6154 ♦ e-mail:

DIVISION OF PARI-MUTUEL WAGERING COMPLAINT - ALEXIS R. DELGADO

October 05, 2020

Via Certified Mail - 7019 2970 0000 8909 6445

Division of Pari-Mutuel Wagering DBPR 0070 – Uniform Complaint Form 2601 Blairstone Rd. Tallahassee, Florida 32399 Via Email - Julio.Minaya@myfloridalicense.com

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

Re: The Satin Mule Veterinary Services, Inc. vs Alexis R. Delgado

17th Judicial Circuit - State of Florida - COCE-20-013806 Division 56 – \$21,260.94

Gentlemen:

On September 25, 2020, my client, The Satin Mule Veterinary Services, Inc. obtained judgment¹ against Alexis R. Delgado, a licensee, concerning veterinary services, which my client performed at a Florida pari-mutuel facility where Mr. Delgado stables his horses. Since obtaining the judgment, Mr. Delgado has failed to satisfy his obligation.

Florida statutes states: "the division [pari-mutuel wagering] may deny, revoke, or suspend any occupational license if the applicant therefor or holder thereof accumulates unpaid obligations or defaults in obligations...if such unpaid obligations...directly relate to the sport of ... racing being conducted at a pari-mutuel facility within this state." 550.105(7) Fla. Stat.

Mr. Delgado holds a Pari-Mutuel Wagering Individual Occupational license issued by the State of Florida, as does my client. Ms. Delgado has accumulated unpaid obligations and has defaulted on an obligation that directly related to the sport of racing conducted at a pari-mutuel facility.

Accordingly, my client requests that Mr. Delgado's occupational/horse racing license be suspended or revoked, in accordance with the procedures found at Fla. Admin. Code R. 61D-3.001.

Thank you for your attention to this matter.

/s/ Mark Gunderson, Esq.

Cc. Client

Alexis R. Delgado, 7146 NW 103rd Path, Doral, FL 33178

_

¹ Judgment attached.

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

THE SATIN MULE VETERINARY SERVICES, INC.
Plaintiff,

VS

COCE-20-013806 Division: 56

ALEXIS R. DELGADO, Defendant.

DEFAULT AND FINAL JUDGMENT BY DEFAULT

This action was heard upon Plaintiff's Motion for Default and Final Judgment by Default and

IT IS ADJUDGED that Defendant, ALEXIS R. DELGADO is in default for failing to file or serve any paper in defense of this action. Plaintiff, THE SATIN MULE VETERINARY SERVICES, INC., Attn: Erica Garcia, 12731 NW 1st Street, Plantation, FL 33325, shall recover from defendant, ALEXIS R. DELGADO, c/o Gulfstream Park Stable Area, 901 S. Federal Hwy, Barn #23, Halladale, FL 33009 the sum of \$20,005.94 in principal, filing fees of \$424.35, process server fees of \$130.00 and attorney fees in the amount of \$700.00, making a total of \$21,260.94, which shall bear interest at the rate of 6.57% per year, for which let execution issue forthwith.

IT IS FURTHER ORDERED AND ADJUDGED that the defendant(s) shall complete Florida Small Claims Rules Form 1.977 (Fact Information Sheet) and return it to the plaintiff's attorney within 45 days from the date of this final judgment, unless the final judgment is satisfied or a motion for new trial or notice of appeal is filed. The defendant should NOT file the completed form 1.977 with the court.

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

DONE AND ORDERED in chambers at Fort Lauderdale, Broward County Franka.

County Court Judge SEDate

Copies furnished via US Mail to:

ATrue Copy

Mark Gunderson, Esq., 2510 SW 18 Street, Fort Lauderdale, FL 33312; Alexis R. Delgado, Gulfstream Park Stable Area, 901 S. Federal Hwy, Barn #23, Halladale, FL 33009 and Alexis R. Delgado, 7146 NW 103rd Path Doral, FL 33178

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Please submit to the appropriate address on Page 4.

Any investigation or administrative proceeding brought by the Department against the subject of your complaint will rely upon the information you provide to the Department. All allegations and supporting documentation <u>MUST</u> be provided to the Department at this time.

	COMPLAINANT			
Last Name	First	Middle	Title	Suffix
Your Company/Occupation THE SATIN MULE VETERINA	ARY SERVICE	S INC.		
	MAILING	ADDRESS		
Street Address or P.O. Box				
	6511 SW 45	TH STREET		
City DAVIE		State FL	Zip Code (+4 33314	optional)
County (if Florida address) BROWARD		Country		
	CONTACT IN	IFORMATION		
Primary Phone Number		Alternate Phone Number		
Primary E-Mail Address				
Unlicensed Activity Complaint? Ye	es 🗆 No	X Unknown		
	COMPLAINT	DESCRIPTION		
	SEE ATTACH	HED LETTER		

Attach additional sheets as necessary.

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

SUBJECT OF COMPLAINT					
Last Name ALEXIS R. DELGADO	First		Middle	Title	Suffix
License Number (if known) 11369418					
Company/Occupation HORSE TRAINER					
	MAILING A	ADDRES	SS		
Street Address or P.O. Box					
7146 NW 103RD PATH					
City DORAL			State Zip Code (+4 optional) 33178		+4 optional)
County (if Florida address)		Country			
	CONTACT IN	FORMA	TION		
Primary Phone Number Primary E-Mail Add					
RESIDENCE AD	DRESS (IF DIFFE	RENT T	HAN MAILING A	ADDRESS)	
Street Address					
City State Zip Code (+4 option					+4 optional)
County (if Florida address) Country					

	PRIVATE ATTORNEY FOR SUBJECT	T OF CO	OMPLAINT (IF A	PPLICABLE)			
Last Name NONE	First		Middle	Title	Suffix		
	ADDF	RESS					
Street Addres	Street Address or P.O. Box						
City			State	Zip Code	(+4 optional)		
County (if Flo	rida address)	Countr	у				
	CONTACT IN	FORMA	TION				
Primary Phone Number			te Phone Numb	er			

115

WITNESS (IF APPLICABLE)

WITNESS (IF APPLICABLE)						
Last Name First		Middle	Title	Suffix		
ADDI	RESS					
Street Address or P.O. Box						
O.V.		0	I =: 0 : / /			
City		State	Zip Code (+4 o	ptional)		
0 / /// 11 1	Countr					
County (if Florida address)		y				
		=:0::				
CONTACT IN	FORMA	TION				
Primary Phone Number	Alterna	ite Phone Number				

I affirm that I have provided the above information completely and truthfully to the best of my knowledge.

BY: /S/ MARK GUNDERSON, ESQ.	10/05/20
Complainant Sign Here:	Date:

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: jminaya

VR Home>License Search>License Home

License				
Fed Tax #	Lic Type	1021 - PMW P Individual Occ	Expires 06/30/2022 On	
File # 65696	Name	DELGADO, A ROMERO	LEXIS	Extended To
License # 11369418	Rank	PIND - Profess Individual Occ		Renewed On
Entity # 11369418	Lic Status	Current		
Address				
Street # 6055 S	treet	NW 105 CT	APT #314	
Line 2 Line 3				
City DORAL		State	FL Zip	33178
Routing				
Other				
1st License Date 07/0	1/2019	Rank Date	07/01/2019	Certificate #
Method I-S-1	1024	Status Date	10/07/2019	
Fee Exempt No		Birth Date	01/06/1982	Renewal Sent
Action X		③ -		
Modifiers				
+ 1 X				
Type 🖘 Modifier		† +	Effective Date +	Additional Info +
A ENFO - Enfo	orcemen	Alert	09/06/2019	SUSPENSION 9/22/19-10/6/19
C IOWN - Indi	vidual A	nimal Owner	06/21/2019	

I	TBRD - Thoroughbred	04/12/2017	
J	RETL - License Returned	1101/101/111/	ERIFY/UPDATE .DDRESS
L	323 - Tropical Park	06/10/2017	
Y	3YR - 3 Year License	04/12/2017	

Alt Keys

BEST LIC NBR 11369418

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

Basic Entity Data	Li	st of Addresses	List of Names	
Lic Type 1021 -	PMW Professi	onal Individual (Occupational	Entity # 11369418
Fed Tax #	Fed Tax Ty	pe SSN#		DELGADO, Name ALEXIS ROMERO
H Last Name	DELGADO	First ALEXIS	S Middle	ROMERO
Title		Suffix	Qualifier	
Gender	M	Race 4	- Hispanic	
Driver License #		Birth Date		
Mailing Address	Private A	address	Preferred 1	Name 🔽
Street #	6055	Street NW 1	05 CT APT #3	14
Line 2				
Line 3				
City	DORAL	County		Dade
	33178	State Florida	Country 1	United States
Routing			F4	E M.:I
Phone #				E-Mail
Insp Region				Receive Email
Updated	06/06/2018 11:55:59	Ву	dneira	

ALEXIS R. DELGADO,

	IN THE COUNTY COURT FOR THE SEVENTEENTH JUDICIAL CIRCUIT IN AND
	FOR BROWARD COUNTY, FLORIDA
THE SATIN MULE VETERINARY	,
SERVICES, INC.	
Plaintiff,	
VS	
	CASE NO.

Defendant.

COMPLAINT

Plaintiff, THE SATIN MULE VETERINARY SERVICES, INC., sues defendant, **ALEXIS R. DELGADO and alleges:**

- 1. This is an action on an open account.
- This Court has subject matter jurisdiction over this dispute because this complaint seeks damages less than \$30,000 exclusive of interest, attorneys' fees, and costs. §34.01(2) Fla. Stat.
- Venue is proper in the 17th Judicial Circuit, in that plaintiff's cause of action arose in Broward County Florida. §47.011 Fla. Stat.
 - 4. Plaintiff is a resident of Broward County and otherwise *sui juris*.
- The Court has jurisdiction over the defendants in that plaintiff's cause of action against defendant arises from defendant operating, conducting, engaging in, or carrying on a business or business venture in this state, breaching a contract in this state by failing to perform acts required by the contract to be performed in this state, and/or defendant's substantial and not isolated activity within this state. §48.193 Fla. Stat.
- **Defendant owes plaintiff \$20,005.94** that is due with interest since March 19, 2020, based on an agreement for goods and services that were sold and delivered at an agreed upon price, directly related to horse racing being conducted at a parimutuel facility. See Exhibit A.
- Plaintiff is entitled to prevailing party attorney fees pursuant to agreement 7. between the parties.

WHEREFORE, plaintiff demands judgment for damages, attorney fees and costs against defendant.

> MARK GUNDERSON, P.L. **Attorney for Plaintiff** 2510 SW 18 Street Fort Lauderdale Florida 33312 (954) 288-1001; (954) 791-6154 Fax mgunderson@mindspring.com /s/ Mark Gunderson

FBN: 0842141

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total	Price
50 CENT -	100 %				
01/26/20	1.00	Lasix Morning			20.00
01/26/20	1.00	Banamine Injection		7645000	20.00
			Subtotal;	40.00	
ANGELUS 100 %	WARRIOR -				
07/20/19	1.00	Lasix Morning			20.00
08/07/19	1.00	Vitamin B12 & B Comp Inj.			20.00
08/07/19	1.00	Hemo 15			20.00
08/07/19	1.00	Caco Copper Injection			20.00
08/08/19	1.00	Vitamin B12 & B Comp Inj.			20.00
08/08/19	1.00	Hemo 15			20.00
08/08/19	1.00	Caco Copper Injection			20.00
08/21/19	1.00	Tranquilizer Injection			55.00
08/21/19	1.00	Tetanus Toxoid Vaccine			20.00
08/21/19	1.00	Procaine Penicillin Inj.			20.00
08/21/19	1.00	Phenylbutazone Injection			15.00
08/21/19	1.00	Castration			250.00
08/22/19	1.00	Procaine Penicillin Inj.			20.00
08/22/19	1.00	Phenylbutazone Injection			15.00
08/23/19	1.00	Procaine Penicillin Inj.			20.00
08/23/19	1.00	Phenylbutazone Injection			15.00
08/24/19	1.00	Procaine Penicillin Inj.			20.00
08/24/19	1.00	Phenylbutazone Injection			15.00
08/25/19	1.00	Procaine Penicillin Inj.			20.00
08/25/19	1.00	Phenylbutazone Injection			15.00
09/12/19	1.00	Vitamin B12 & B Comp Inj.			20.00
09/12/19	1.00	Hemo 15			20.00
09/12/19	1.00	Caco Copper Injection			20.00
09/13/19	1.00	Vitamin B12 & B Comp Inj.			20.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Tota	l Price
ANGELUS 100 %	WARRIOR -				
09/13/19	1.00	Hemo 15			20.00
09/13/19	1.00	Caco Copper Injection		_	20.00
			Subtotal;	760.00	
BIT O COI	I - 100 %				
01/05/20	1.00	Lasix Morning			20.00
01/05/20	1.00	Banamine Injection		_	20.00
			Subtotal;	40.00	
CHAPALA	- 100 %				approximation of the formation
07/08/19	1.00	Banamine Injection			20.00
07/08/19	1.00	Vetalog Injection			30.00
07/28/19	1.00	Banamine Injection			20.00
07/28/19	1.00	Naquasone			25.00
10/18/19	1.00	Adequan Inj. 500mg			80.08
10/18/19	1.00	Endoscopic Exam			55.00
10/20/19	1.00	Legend Injection			100.00
10/31/19	1.00	Banamine Injection			20.0
10/31/19	1.00	Naquasone		-	25.00
			Subtotal;	375.00	
DON'T STO 100 %	OP DREAMING	-		***************************************	a garage consequence of the STA STATE OF
11/05/19	1.00	Tranquilizer Injection			35.0
11/05/19	1.00	Shockwave Treatment		_	250.0
			Subtotal;	285.00	5000
DYNAMIC %	DANCER - 100				

06/15/19

2.00

Rx Gelo Cast

The Satin Mule Veterinary Services, Inc.

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total I	Price
Subtotal; 30.00 FAST VENI %) EZUELA - 10	0			
07/28/19	1.00	Lasix Morning			20.00
07/31/19	1.00	Banamine Injection			20.00
07/31/19	1.00	Naquasone			25.00
08/01/19	1.00	Vitamin B12 & B Comp Inj.			20.00
08/01/19	1.00	Hemo 15			20.00
08/01/19	1.00	Caco Copper Injection			20.00
08/02/19	1.00	Vitamin B12 & B Comp Inj.			20.00
08/02/19	1.00	Hemo 15			20.00
08/02/19	1.00	Caco Copper Injection			20.00
08/30/19	1.00	Vitamin B12 & B Comp Inj.			20.00
08/30/19	1.00	Hemo 15			20.00
08/30/19	1.00	Caco Copper Injection			20.00
09/05/19	1.00	Vitamin B12 & B Comp Inj.			20.00
09/05/19	1.00	Hemo 15			20.00
09/05/19	1.00	Caco Copper Injection			20.00
09/06/19	1.00	Vitamin B12 & B Comp Inj.			20.00
09/06/19	1.00	Hemo 15			20.00
09/06/19	1.00	Caco Copper Injection			20.00
09/07/19	1.00	Vitamin B12 & B Comp Inj.			20.00
09/07/19	1.00	Hemo 15			20.00
09/07/19	1.00	Caco Copper Injection			20.0
09/07/19	1.00	Tube w/ Electrolytes			35.0
09/07/19	1.00	Lactanase x 2			35.0
09/07/19	1.00	Sodium Bicarb		***	15.0
			Subtotal;	510.00	
FURY SON	IG - 100 %				
07/06/19	1.00	Endoscopic Exam			55.0

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description	Total Price
FURY SON	IG - 100 %		
07/21/19	1.00	Lasix Morning	20.00
07/21/19	1.00	Endoscopic Exam	55.00
07/23/19	1.00	Tranquilizer Injection	35.00
07/23/19	1.00	Remove Sutures	15.00
07/25/19	1.00	Vitamin B12 & B Comp Inj.	20.00
07/25/19	1.00	Banamine Injection	20.00
07/25/19	1.00	Naquasone	25.00
07/26/19	1.00	Ketophen Injection	30.00
07/26/19	1.00	Adequan Inj. 500mg	80.00
07/26/19	1.00	Vitamin B12 & B Comp Inj.	20.00
07/26/19	1.00	Hemo 15	20.00
07/26/19	1.00	Caco Copper Injection	20.00
07/26/19	1.00	Electrolytes & Vitamins	35.00
07/26/19	1.00	Naquasone	25.00
07/26/19	1.00	Banamine Injection	20.00
07/27/19	1.00	Phenylbutazone Injection	15.00
07/27/19	1.00	Vitamin B12 & B Comp Inj.	20.00
07/27/19	1.00	Hemo 15	20.00
07/27/19	1.00	Caco Copper Injection	20.00
08/07/19	1.00	Baytril Injection	35.00
08/08/19	1.00	Baytril Injection	35.00
08/09/19	1.00	Baytril Injection	35.00
08/10/19	1.00	Baytril Injection	35.00
08/11/19	1.00	Baytril Injection	35.00
08/12/19	1.00	Baytril Injection	35.00
08/13/19	1.00	Baytril Injection	35.00
08/16/19	1.00	CBC Blood Test	35.00
08/28/19	1.00	Banamine Injection	20.00
08/28/19	1.00	Naquasone	25.00
08/29/19	1.00	Vitamin B12 & B Comp Inj.	20.00

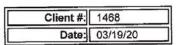
6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado



			raye. J
Date	Qty	Description	Total Price
FURY SON	G - 100 %		
08/29/19	1.00	Hemo 15	20.00
08/29/19	1.00	Caco Copper Injection	20.00
08/29/19	1.00	Adequan Inj. 500mg	80.00
08/30/19	1.00	Vitamin B12 & B Comp Inj.	20.00
08/30/19	1.00	Hemo 15	20.00
08/30/19	1.00	Caco Copper Injection	20.00
08/30/19	1.00	Legend Injection	100.00
08/30/19	1.00	Tube w/ Electrolytes	35.00
08/30/19	1.00	Lactanase x 2	35.00
08/30/19	1.00	Sodium Bicarb	15.00
09/09/19	1.00	Banamine Injection	20.00
09/09/19	1.00	Naquasone	25.00
09/10/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/10/19	1.00	Hemo 15	20.00
09/10/19	1.00	Caco Copper Injection	20.00
09/11/19	1.00	Tube w/ Electrolytes	35.00
09/11/19	1.00	Lactanase x 2	35.00
09/11/19	1.00	Sodium Bicarb	15.00
09/11/19	1.00	Legend Injection	100.00
09/11/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/11/19	1.00	Hemo 15	20.00
09/11/19	1.00	Caco Copper Injection	20.00
10/06/19	1.00	Banamine Injection	20.00
10/06/19	1.00	Naquasone	25.00
10/07/19	1.00	Vitamin B12 & B Comp Inj.	20.00
10/07/19	1.00	Hemo 15	20.00
10/07/19	1.00	Caco Copper Injection	20.00
10/07/19	1.00	Adequan Inj. 500mg	80.00
10/08/19	1.00	Phenylbutazone Injection	15.00
10/08/19	1.00	Vitamin B12 & B Comp Inj.	20.00

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Client Statement

Alexis Delgado

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Client #:	1468	
Date:	03/19/20	

Date	Qty	Description		Total Price
FURY SON	IG - 100 %			
10/08/19	1.00	Hemo 15		20.00
10/08/19	1.00	Caco Copper Injection		20.00
10/08/19	1.00	Tube w/ Electrolytes		35.00
10/08/19	1.00	Sodium Bicarb		15.00
10/08/19	1.00	Lactanase x 2		35.00
10/16/19	1.00	Banamine Injection		20.00
10/16/19	1.00	Naquasone		25.00
10/17/19	1.00	Adequan Inj. 500mg		80.00
10/17/19	1.00	Vitamin B12 & B Comp Inj.		20.00
10/17/19	1.00	Hemo 15		20.00
10/17/19	1.00	Caco Copper Injection		20.00
10/18/19	1.00	Vitamin B12 & B Comp Inj.		20.00
10/18/19	1.00	Hemo 15		20.00
10/18/19	1.00	Caco Copper Injection		20.00
10/18/19	1.00	Legend Injection		100.00
10/18/19	1.00	Tube w/ Electrolytes		35.00
10/18/19	1.00	Lactanase x 2		35.00
10/18/19	1.00	Sodium Bicarb		15.00
			Subtotal;	2405.00
GIANTS W	ILLOW - 100	%		
09/18/19	1.00	Tranquilizer Injection		35.00
09/18/19	1.00	Phenylbutazone Injection		15.00
09/18/19	1.00	Inject Shoulders		200.00
09/18/19	2.00	Inject Coffin Joint		170.00
09/18/19	1.00	Polyglycan 10mL		100.00
09/28/19	1.00	Banamine Injection		20.00
09/28/19	1.00	Naquasone		25.00
09/28/19	1.00	Endoscopic Exam		55.00

6511 SW 45th Street ~ Davie, FL 33314

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
	03/19/20

Date	Qty	Description	Total Price
GIANTS W	ILLOW - 100	%	
10/07/19	1.00	Naquasone	25.00
10/07/19	1.00	Banamine Injection	20.00
10/07/19	1.00	Electrolytes & Vitamins	35.00
10/07/19	1.00	Hemo 15	20.00
10/07/19	1.00	Caco Copper Injection	20.00
10/07/19	1.00	1 Liter Lactated Ringers	25.00
10/08/19	1.00	Ketophen Injection	30.00
10/08/19	1.00	Vitamin B12 & B Comp Inj.	20.00
10/08/19	1.00	Hemo 15	20.00
10/08/19	1.00	Caco Copper Injection	20.00
10/09/19	1.00	Phenylbutazone Injection	15.00
10/09/19	1.00	Legend Injection	100.00
10/09/19	1.00	Tube w/ Electrolytes	35.00
10/09/19	1.00	Lactanase x 2	35.00
10/09/19	1.00	Sodium Bicarb	15.00
10/09/19	1.00	Vitamin B12 & B Comp Inj.	20.00
10/09/19	1.00	Hemo 15	20.00
10/09/19	1.00	Caco Copper Injection	20.00
10/19/19	1.00	DMSO Jug	35.00
10/19/19	1.00	Methacarbamol Injection	55.00
10/19/19	1.00	Banamine Injection	20.00
10/21/19	1.00	Banamine Injection	20.00
10/21/19	1.00	Naquasone	25.00
10/21/19	1.00	Tranquilizer Injection	35.00
10/21/19	1.00	Inject Shoulders	200.00
10/22/19	1.00	Adequan Inj. 500mg	80.00
10/22/19	1.00	Vitamin B12 & B Comp Inj.	20.00
10/22/19	1.00	Hemo 15	20.00
10/22/19	1.00	Caco Copper Injection	20.00
10/23/19	1.00	Vitamin B12 & B Comp Inj.	20.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Page: 8

Date	Qty	Description		Tota	al Price
GIANTS W	ILLOW - 100	%			
10/23/19	1.00	Hemo 15			20.00
10/23/19	1.00	Caco Copper Injection			20.00
10/23/19	1.00	Legend Injection			100.00
10/24/19	1.00	Endoscopic Exam			55.00
10/24/19	1.00	Banamine Injection			20.00
10/24/19	1.00	Naquasone			25.00
11/07/19	1.00	Banamine Injection			20.00
11/07/19	1.00	Naquasone			25.00
11/09/19	1.00	Vitamin B12 & B Comp Inj.			20.00
11/09/19	1.00	Hemo 15			20.00
11/09/19	1.00	Caco Copper Injection			20.00
11/09/19	1.00	Tube w/ Electrolytes			35.00
11/09/19	1.00	Lactanase x 2			35.00
11/09/19	1.00	Sodium Bicarb			15.00
11/09/19	1.00	Acupuncture			150.00
11/09/19	1.00	Feet Block			85.00
HIP 160 - 1	00 %		Subtotal;	2330.00	
06/18/19	1.00	Read Prepurchase Films			100.00
				=	
HIP 293 - 1	00 %		Subtotal;	100.00	
06/18/19	1.00	Read Prepurchase Films		trad film an Amerikaan die Amerikaan en soon in die Service voors die servich v	100.00
			C. ht. talk	100.00	
HIP 304 - 1	00 %		Subtotal;	100.00	
06/18/19	1.00	Read Prepurchase Films	AND THE RESIDENCE OF THE PROPERTY OF THE PROPE		100.00

Subtotal;

100.00

EXHIBIT # 3 PAGE # 9

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Page: 9

Date	Qty	Description		Total I	Price
HIP 657 - 1	00 %			(or w.1.)	
06/18/19	1.00	Endoscopic Exam			55.00
			Subtotal;	55.00	
HIP 669 - 1	00 %				
06/18/19	1.00	Read Prepurchase Films	2.233.00		100.00
			0.11.5.1	100.00	
			Subtotal;	100.00	
HIP 995 - 1	00 %				
06/18/19	1.00	Read Prepurchase Films			100.00
			Subtotal;	100.00	
JELTRIN -	100 %		Subtotal;	100.00	
			the state of the s	and the state of t	·
05/15/19	1.00	Tranquilizer Injection			35.00
05/15/19	1.00	Phenylbutazone Injection			15.00
05/15/19	4.00	Cortisone Injection Knee			300.00
05/15/19	1.00	Polyglycan 10mL			100.00
06/01/19	1.00	Tranquilizer Injection	**		35.00
06/01/19	1.00	Phenylbutazone Injection			15.00
06/01/19	4.00	Cortisone Injection Knee			300.00
06/01/19	1.00	Hocks Inj. w/ Cortisone			200.00
06/01/19	1.00	Cortisone Inj. Stifles			200.00
06/01/19	2.00	Polyglycan 10mL			200.00
06/02/19	1.00	Vitamin B12 & B Comp Inj.			20.00
06/02/19	1.00	Hemo 15			20.00
06/02/19	1.00	Caco Copper Injection			20.00
06/02/19	1.00	Banamine Injection			20.00

Subtotal;

1480.00

EXHIBIT # 3 PAGE # 10

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total Price
LADY QUE	ST - 100 %			
07/06/19	1.00	Endoscopic Exam	A 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	55.00
07/18/19	1.00	Tranquilizer Injection		35.00
07/18/19	1.00	Phenylbutazone Injection		15.00
07/18/19	1.00	Hocks Inj. w/ Cortisone		200.00
07/18/19	1.00	Cortisone Inj. Stifles		200.00
07/18/19	1.00	Polyglycan 10mL		100.00
			Subtotal;	605.00
LATIN LOV	/ER - 100 %			
06/22/19	1.00	Lasix Morning		20.00
06/22/19	1.00	Digital X-Ray R Hind		150.00
06/22/19	1.00	Phenylbutazone Injection		15.00
06/22/19	1.00	Rx Gelo Cast		15.00
06/22/19	1.00	Robert Jones Bandages		55.00
			Subtotal;	255.00
NEVER ST - 100 %	OP DREAM	NG		
07/21/19	1.00	Endoscopic Exam	AND THE RESIDENCE OF THE PROPERTY OF THE PROPE	55.00
09/07/19	1.00	Tranquilizer Injection		35.00
09/07/19	1.00	Shockwave Treatment		250.00
09/19/19	1.00	Tranquilizer Injection		35.00
09/19/19	1.00	Shockwave Treatment		250.00
09/29/19	1.00	Tranquilizer Injection		35.00
09/29/19	1.00	Shockwave Treatment		250.00
10/02/19	1.00	Tranquilizer Injection		35.00
10/02/19	1.00	Shockwave Treatment		250.00
10/16/19	1.00	Adequan Inj. 500mg		80.00
10/18/19	1.00	Legend Injection		100.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468	
Date:	03/19/20	

Date	Qty	Description	Total Price
NEVER ST - 100 %	OP DREAMI	NG	
10/19/19	1.00	Tranquilizer Injection	35.00
10/19/19	1.00	Phenylbutazone Injection	15.00
10/19/19	1.00	Hocks Inj. w/ Cortisone	200.00
10/19/19	1.00	Cortisone Inj. Stifles	200.00
10/19/19	1.00	Polyglycan 10mL	100.00
10/28/19	1.00	Digital Xray Left Shin	150.00
10/28/19	1.00	Banamine Injection	20.00
10/28/19	1.00	Naquasone	25.00
11/02/19	1.00	Tranquilizer Injection	35.00
11/02/19	1.00	Stem Cell Treatment	750.00
11/26/19	1.00	Tranquilizer Injection	35.00
11/26/19	1.00	Shockwave Treatment	250.00
12/03/19	1.00	Digital Xray Left Shin	150.00
12/13/19	1.00	Tranquilizer Injection	35.00
12/13/19	1.00	Stem Cell Treatment	N/C
12/15/19	1.00	DMSO Jug	35.00
12/16/19	1.00	Banamine Injection	20.00
12/16/19	1.00	Naquasone	25.00
12/17/19	1.00	Hemo 15	20.00
12/17/19	1.00	Caco Copper Injection	20.00
12/17/19	1.00	Vitamin B12 & B Comp Inj.	20.00
12/17/19	1.00	Adequan Inj. 500mg	80.00
12/18/19	1.00	Vitamin B12 & B Comp Inj.	20.00
12/18/19	1.00	Hemo 15	20.00
12/18/19	1.00	Caco Copper Injection	20.00
12/18/19	1.00	Legend Injection	100.00
12/18/19	1.00	Tube w/ Electrolytes	35.00
12/18/19	1.00	Lactanase x 2	35.00
12/18/19	1.00	Sodium Bicarb	15.00
12/19/19	1.00	Endoscopic Exam	55.00

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Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total Price
NEVER ST - 100 %	OP DREAMI	NG		
12/24/19	1.00	Tranquilizer Injection		35.0
12/24/19	1.00	Shockwave Treatment		250.0
12/24/19	1.00	Digital Xray Left Shin		150.0
01/04/20	1.00	Endoscopic Exam		55.0
01/04/20	1.00	Lasix Morning		20.0
01/04/20	1.00	Robinol Injection		30.0
01/04/20	1.00	Banamine Injection		20.0
01/04/20	1.00	Amicar Injection		25.0
01/07/20	1.00	Methacarbamol Injection		35.0
01/07/20	1.00	Banamine Injection		20.0
01/07/20	1.00	Naquasone		25.0
01/09/20	1.00	Vitamin B12 & B Comp Inj.		20.0
01/09/20	1.00	Hemo 15		20.0
01/09/20	1.00	Caco Copper Injection		20.0
01/09/20	1.00	Adequan Inj. 500mg		80.0
01/10/20	1.00	Legend Injection		100.0
01/10/20	1.00	Vitamin B12 & B Comp Inj.		20.0
01/10/20	1.00	Hemo 15		20.0
01/10/20	1.00	Caco Copper Injection		20.0
01/10/20	1.00	Tube w/ Electrolytes		35.0
01/10/20	1.00	Lactanase x 2		35.0
01/10/20	1.00	Sodium Bicarb		15.0
01/11/20	1.00	Endoscopic Exam		55.0
01/15/20	1.00	Phenylbutazone Injection		15.0
01/15/20	1.00	Naquasone		25.0
			Subtotal;	5040.00
OLD SEAT %	TLE STAR -	100		
07/20/19	1.00	Endoscopic Exam		55.0

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total Price
OLD SEAT	TLE STAR -	100		
09/28/19	1.00	Endoscopic Exam		55.0
			Subtotal;	110.00
POESIA -	100 %			
07/07/19	1.00	Endoscopic Exam		55.0
07/07/19	1.00	Acth Injection		35.0
07/07/19	1.00	Banamine Injection		20.0
07/07/19	1.00	Dexamethasone Injection		20.0
07/07/19	1.00	DMSO Jug		35.0
07/07/19	1.00	Hocks Inj. w/ Cortisone		200.0
07/07/19	1.00	Cortisone Inj. Stifles		200.0
07/07/19	1.00	Cortisone Inj. Fetlock		75.0
07/07/19	2.00	Polyglycan 10mL		200.0
07/09/19	1.00	Acth Injection		35.0
07/10/19	1.00	Endoscopic Exam		55.0
07/14/19	1.00	Dexamethasone Injection		N/
07/15/19	1.00	Dexamethasone Injection		N/
07/16/19	1.00	Dexamethasone Injection		N/
07/17/19	1.00	Dexamethasone Injection		N/
08/09/19	1.00	Lasix Morning		20.0
08/14/19	1.00	Adequan Inj. 500mg		80.0
08/14/19	1.00	Vitamin B12 & B Comp Inj.		20.0
08/14/19	1.00	Hemo 15		20.0
08/14/19	1.00	Caco Copper Injection		20.0
08/15/19	1.00	Tube w/ Electrolytes		35.0
08/15/19	1.00	Lactanase x 2		35.0
08/15/19	1.00	Sodium Bicarb		15.0
08/15/19	1.00	Legend Injection		100.0
08/15/19	1.00	Vitamin B12 & B Comp Inj.		20.0

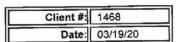
6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado



Date	Qty	Description	Total Price
POESIA - 1	100 %		
08/15/19	1.00	Hemo 15	20.00
08/15/19	1.00	Caco Copper Injection	20.00
08/28/19	1.00	Banamine Injection	20.00
08/28/19	1.00	Naquasone	25.00
08/29/19	1.00	Vitamin B12 & B Comp Inj.	20.00
08/29/19	1.00	Hemo 15	20.00
08/29/19	1.00	Caco Copper Injection	20.00
08/29/19	1.00	Adequan Inj. 500mg	80.08
08/30/19	1.00	Vitamin B12 & B Comp Inj.	20.00
08/30/19	1.00	Hemo 15	20.00
08/30/19	1.00	Caco Copper Injection	20.00
08/30/19	1.00	Legend Injection	100.00
08/30/19	1.00	Tube w/ Electrolytes	35.00
08/30/19	1.00	Lactanase x 2	35.00
08/30/19	1.00	Sodium Bicarb	15.00
09/12/19	1.00	Naquasone	25.00
09/12/19	1.00	Banamine Injection	20.00
09/13/19	1.00	Adequan Inj. 500mg	80.00
09/13/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/13/19	1.00	Hemo 15	20.00
09/13/19	1.00	Caco Copper Injection	20.00
09/14/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/14/19	1.00	Hemo 15	20.00
09/14/19	1.00	Caco Copper Injection	20.00
09/14/19	1.00	Tube w/ Electrolytes	35.00
09/14/19	1.00	Lactanase x 2	35.00
09/14/19	1.00	Sodium Bicarb	15.00
09/14/19	1.00	Legend Injection	100.00
09/15/19	1.00	Endoscopic Exam	55.00
09/16/19	1.00	Tetracycline Inj.	20.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468	
Date:	03/19/20	

Date	Qty	Description		Total Price
POESIA -	100 %			
09/17/19	1.00	Tetracycline Inj.		20.00
09/18/19	1.00	Tetracycline Inj.		20.00
09/19/19	1.00	Tetracycline Inj.		20.00
			Subtotal;	2330.00
QUEEN O	F GOD - 100	%		
09/29/19	1.00	Endoscopic Exam		55.00
09/29/19	1.00	Banamine Injection		20.00
11/01/19	1.00	Vitamin B12 & B Comp Inj.		20.00
11/01/19	1.00	Hemo 15		20.00
11/01/19	1.00	Caco Copper Injection		20.00
11/01/19	1.00	Adequan Inj. 500mg		80.08
11/02/19	1.00	Legend Injection		100.00
11/02/19	1.00	Vitamin B12 & B Comp Inj.		20.00
11/02/19	1.00	Hemo 15		20.00
11/02/19	1.00	Caco Copper Injection		20.00
11/19/19	1.00	Banamine Injection		20.00
11/19/19	1.00	Naquasone		25.00
11/20/19	1.00	Electrolytes & Vitamins		35.00
11/20/19	1.00	Hemo 15		20.00
11/20/19	1.00	Caco Copper Injection		20.00
11/20/19	1.00	1 Liter Lactated Ringers		25.00
11/20/19	1.00	Adequan Inj. 500mg		80.00
11/21/19	1.00	Vitamin B12 & B Comp Inj.		20.00
11/21/19	1.00	Hemo 15		20.00
11/21/19	1.00	Caco Copper Injection		20.00
11/21/19	1.00	Legend Injection		100.00
11/26/19	1.00	Banamine Injection		20.00
11/26/19	1.00	Methacarbamol Injection		35.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468	
Date:	03/19/20	

Date	Qty	Description	Total Price
QUEEN OF	GOD - 100	%	
11/26/19	1.00	Naquasone	25.00
11/26/19	1.00	DMSO Jug	35.00
11/27/19	1.00	Vitamin B12 & B Comp Inj.	20.00
11/27/19	1.00	Hemo 15	20.00
11/27/19	1.00	Caco Copper Injection	20.00
11/28/19	1.00	Vitamin B12 & B Comp Inj.	20.00
11/28/19	1.00	Hemo 15	20.00
11/28/19	1.00	Caco Copper Injection	20.00
11/28/19	1.00	Legend Injection	100.00
11/28/19	1.00	Acupuncture	150.00
11/28/19	1.00	Tube w/ Electrolytes	35.00
11/28/19	1.00	Sodium Bicarb	15.00
11/28/19	1.00	Lactanase x 2	35.00
11/28/19	1.00	Treat Splint	50.00
12/22/19	1.00	Endoscopic Exam	55.00
12/26/19	1.00	Adequan Inj. 500mg	80.00
12/31/19	1.00	DMSO Jug	35.00
12/31/19	1.00	Methacarbamol Injection	55.00
01/01/20	1.00	Banamine Injection	20.00
01/01/20	1.00	Naquasone	25.00
01/02/20	1.00	Vitamin B12 & B Comp Inj.	20.00
01/02/20	1.00	Hemo 15	20.00
01/02/20	1.00	Caco Copper Injection	20.00
01/02/20	1.00	Adequan Inj. 500mg	80.00
01/03/20	1.00	Vitamin B12 & B Comp Inj.	20.00
01/03/20	1.00	Hemo 15	20.00
01/03/20	1.00	Caco Copper Injection	20.00
01/03/20	1.00	Legend Injection	100.00
01/03/20	1.00	Tube w/ Electrolytes	35.00
01/03/20	1.00	Lactanase x 2	35.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total Price
QUEEN O	F GOD - 100	%		
01/03/20	1.00	Sodium Bicarb		15.00
01/03/20	1.00	Acupuncture		150.00
01/30/20	1.00	Legend Injection		100.00
01/30/20	1.00	Vitamin B12 & B Comp Inj.		20.00
01/30/20	1.00	Hemo 15		20.00
01/30/20	1.00	Caco Copper Injection		20.00
01/30/20	1.00	Tube w/ Electrolytes		35.00
01/30/20	1.00	Lactanase x 2		35.00
01/30/20	1.00	Sodium Bicarb		15.00
02/01/20	1.00	Endoscopic Exam		55.00
			Subtotal;	2485.00
RIGO - 100) %			
07/06/19	1.00	Endoscopic Exam	And the second s	55.00
07/06/19	1.00	Tranquilizer Injection		35.00
7/06/19	1.00	Hocks Inj. w/ Cortisone		200.00
07/06/19	2.00	Cortisone Inj. Fetlock		150.00
7/06/19	1.00	Cortisone Inj. Stifles		200.00
7/06/19	2.00	Polyglycan 10mL		200.00
07/06/19	1.00	Phenylbutazone Injection		15.00
07/10/19	1.00	Banamine Injection		20.00
7/10/19	1.00	Naquasone		25.00
07/11/19	1.00	Vitamin B12 & B Comp Inj.		20.00
7/11/19	1.00	Hemo 15		20.00
7/11/19	1.00	Caco Copper Injection		20.00
7/11/19	1.00	Adequan Inj. 500mg		80.00
7/12/19	1.00	Vitamin B12 & B Comp Inj.		20.00
07/12/19	1.00	Hemo 15		20.00
	1.00	Caco Copper Injection		20.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description	Total Price
RIGO - 100) %		
07/12/19	1.00	Legend Injection	100.00
08/08/19	1.00	Vitamin B12 & B Comp Inj.	20.00
08/08/19	1.00	Hemo 15	20.00
08/08/19	1.00	Caco Copper Injection	20.00
08/08/19	1.00	Adequan Inj. 500mg	80.00
08/09/19	1.00	Vitamin B12 & B Comp Inj.	20.00
08/09/19	1.00	Hemo 15	20.00
08/09/19	1.00	Caco Copper Injection	20.00
08/09/19	1.00	Tube w/ Electrolytes	35.00
08/09/19	1.00	Lactanase x 2	35.00
08/09/19	1.00	Sodium Bicarb	15.00
09/03/19	1.00	Banamine Injection	20.00
09/03/19	1.00	Naquasone	25.00
09/04/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/04/19	1.00	Hemo 15	20.00
09/04/19	1.00	Caco Copper Injection	20.00
09/04/19	1.00	Adequan Inj. 500mg	80.08
09/05/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/05/19	1.00	Hemo 15	20.00
09/05/19	1.00	Caco Copper Injection	20.00
09/05/19	1.00	Legend Injection	100.00
09/05/19	1.00	Tube w/ Electrolytes	35.00
09/05/19	1.00	Lactanase x 2	35.00
09/05/19	1.00	Sodium Bicarb	15.00
09/19/19	1.00	Banamine Injection	20.00
09/19/19	1.00	Naquasone	25.00
09/20/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/20/19	1.00	Hemo 15	20.00
09/20/19	1.00	Caco Copper Injection	20.00
09/21/19	1.00	Vitamin B12 & B Comp Inj.	20.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description	Total Price
RIGO - 100) %		
09/21/19	1.00	Hemo 15	20.00
09/21/19	1.00	Caco Copper Injection	20.00
09/21/19	1.00	Tube w/ Electrolytes	35.00
09/21/19	1.00	Lactanase x 2	35.00
09/21/19	1.00	Sodium Bicarb	15.00
10/02/19	1.00	Coggins Test	30.00
10/03/19	1.00	Vitamin B12 & B Comp Inj.	20.00
10/03/19	1.00	Hemo 15	20.00
10/03/19	1.00	Caco Copper Injection	20.00
10/04/19	1.00	Vitamin B12 & B Comp Inj.	20.00
10/04/19	1.00	Hemo 15	20.00
10/04/19	1.00	Caco Copper Injection	20.00
10/04/19	1.00	Legend Injection	100.00
10/08/19	1.00	Banamine Injection	20.00
10/08/19	1.00	Naquasone	25.00
10/09/19	1.00	Ketophen Injection	30.00
10/09/19	1.00	Electrolytes & Vitamins	35.00
10/09/19	1.00	Hemo 15	20.00
10/09/19	1.00	Caco Copper Injection	20.00
10/09/19	1.00	1 Liter Lactated Ringers	25.00
10/10/19	1.00	Phenylbutazone Injection	15.00
10/10/19	1.00	Vitamin B12 & B Comp Inj.	20.00
10/10/19	1.00	Hemo 15	20.00
10/10/19	1.00	Caco Copper Injection	20.00
10/20/19	1.00	Banamine Injection	20.00
10/20/19	1.00	Naquasone	25.00
10/21/19	1.00	Vitamin B12 & B Comp Inj.	20.00
10/21/19	1.00	Hemo 15	20.00
10/21/19	1.00	Caco Copper Injection	20.00
10/22/19	1.00	Vitamin B12 & B Comp Inj.	20.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468]
Date:	03/19/20]

Date	Qty	Description	Total Price
RIGO - 100) %		
10/22/19	1.00	Hemo 15	20.00
10/22/19	1.00	Caco Copper Injection	20.00
10/31/19	1.00	Banamine Injection	20.00
10/31/19	1.00	Naquasone	25.00
11/03/19	1.00	Banamine Injection	20.00
11/03/19	1.00	Naquasone	25.00
11/04/19	1.00	Vitamin B12 & B Comp Inj.	20.00
11/04/19	1.00	Hemo 15	20.00
11/04/19	1.00	Caco Copper Injection	20.00
11/05/19	1.00	Legend Injection	100.00
11/05/19	1.00	Vitamin B12 & B Comp Inj.	20.00
11/05/19	1.00	Hemo 15	20.00
11/05/19	1.00	Caco Copper Injection	20.00
11/14/19	1.00	Banamine Injection	20.00
11/14/19	1.00	Naquasone	25.00
11/19/19	1.00	Banamine Injection	20.00
11/19/19	1.00	Naquasone	25.00
11/20/19	1.00	Vitamin B12 & B Comp Inj.	20.00
11/20/19	1.00	Hemo 15	20.00
11/20/19	1.00	Caco Copper Injection	20.00
11/21/19	1.00	Vitamin B12 & B Comp Inj.	20.00
11/21/19	1.00	Hemo 15	20.00
11/21/19	1.00	Caco Copper Injection	20.00
12/03/19	1.00	Banamine Injection	20.00
12/03/19	1.00	Naquasone	25.00
12/04/19	1.00	Electrolytes & Vitamins	35.00
12/04/19	1.00	1 Liter Lactated Ringers	25.00
12/04/19	1.00	Hemo 15	20.00
12/04/19	1.00	Caco Copper Injection	20.00
12/05/19	1.00	Vitamin B12 & B Comp Inj.	20.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total Price
RIGO - 100) %			
12/05/19	1.00	Hemo 15		20.00
12/05/19	1.00	Caco Copper Injection		20.00
12/05/19	1.00	Legend Injection		100.00
			Subtotal;	3655.00
ROSEPAT	H - 100 %			
05/25/19	1.00	Tranquilizer Injection		35.00
05/25/19	1.00	Phenylbutazone Injection		15.00
05/25/19	1.00	Hocks Inj. w/ Cortisone		200.00
05/25/19	1.00	Polyglycan 10mL		100.00
06/04/19	1.00	Vitamin B12 & B Comp Inj.		20.00
06/04/19	1.00	Hemo 15		20.00
06/04/19	1.00	Caco Copper Injection		20.00
06/14/19	1.00	Vitamin B12 & B Comp Inj.		20.00
06/14/19	1.00	Hemo 15		20.00
06/14/19	1.00	Caco Copper Injection		20.00
06/15/19	1.00	Vitamin B12 & B Comp Inj.		20.00
06/15/19	1.00	Hemo 15		20.00
06/15/19	1.00	Caco Copper Injection		20.00
06/23/19	1.00	Tranquilizer Injection		35.00
06/23/19	1.00	Phenylbutazone Injection		15.00
06/23/19	4.00	Cortisone Injection Knee		300.00
06/23/19	1.00	Cortisone Inj. Stifles		200.00
06/23/19	1.00	Polyglycan 10mL		100.00
06/27/19	1.00	Banamine Injection		20.00
06/27/19	1.00	Naquasone		25.00
06/29/19	1.00	Vitamin B12 & B Comp Inj.		20.00
06/29/19	1.00	Hemo 15		20.00
06/29/19	1.00	Caco Copper Injection		20.00

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Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description	Total Price
ROSEPAT	H - 100 %		
06/30/19	1.00	Vitamin B12 & B Comp Inj.	20.00
06/30/19	1.00	Hemo 15	20.00
06/30/19	1.00	Caco Copper Injection	20.00
06/30/19	1.00	Legend Injection	100.00
07/23/19	1.00	Banamine Injection	20.00
07/23/19	1.00	Naquasone	25.00
07/24/19	1.00	Ketophen Injection	30.00
07/24/19	1.00	Vitamin B12 & B Comp Inj.	20.00
07/24/19	1.00	Hemo 15	20.00
07/24/19	1.00	Caco Copper Injection	20.00
07/25/19	1.00	Tube w/ Electrolytes	35.00
07/25/19	1.00	Lactanase x 2	35.00
07/25/19	1.00	Sodium Bicarb	15.00
07/25/19	1.00	Vitamin B12 & B Comp Inj.	20.00
07/25/19	1.00	Hemo 15	20.00
07/25/19	1.00	Caco Copper Injection	20.00
07/25/19	1.00	Phenylbutazone Injection	15.00
07/26/19	1.00	Vitamin B12 & B Comp Inj.	20.00
07/26/19	1.00	Hemo 15	20.00
07/26/19	1.00	Caco Copper Injection	20.00
07/26/19	1.00	Phenylbutazone Injection	15.00
07/26/19	1.00	Tube w/ Electrolytes	35.00
07/26/19	1.00	Lactanase x 2	35.00
07/26/19	1.00	Sodium Bicarb	15.00
08/09/19	1.00	Lasix Morning	20.00
08/12/19	1.00	Banamine Injection	20.00
08/12/19	1.00	Naquasone	25.00
08/13/19	1.00	Vitamin B12 & B Comp Inj.	20.00
08/13/19	1.00	Hemo 15	20.00
08/13/19	1.00	Caco Copper Injection	20.0

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total Price
ROSEPAT	H - 100 %			
08/13/19	1.00	Adequan Inj. 500mg		80.08
08/14/19	1.00	Vitamin B12 & B Comp Inj.		20.0
08/14/19	1.00	Hemo 15		20.0
08/14/19	1.00	Caco Copper Injection		20.0
08/14/19	1.00	Legend Injection		100.0
			Subtotal;	2265.00
SEATTLE	STAR - 100 9	6		
08/23/19	1.00	Digital Xray Right Shin		150.0
			Subtotal;	150.00
STABLE -	100 %			
05/12/19	1.00	Rx Bactrim Pills 500ct.	7411-1411-1411-1411-1411-1411-1411-1411	100.0
06/19/19	1.00	Silver Throat Spray		70.0
07/02/19	2.00	Fulvicin Paste		90.0
07/02/19	1.00	Silver Throat Spray		70.0
07/22/19	1.00	Rx Bactrim Pills 500ct.		100.0
09/09/19	1.00	Thyrol-L, 10 pounds		275.0
09/17/19	1.00	Rx Ventipulmin 330ml		320.0
10/08/19	1.00	Rx Bactrim Pills 500ct.		100.0
10/08/19	1.00	Dose Syringe		3.0
10/11/19	1.00	Rx Regumate		315.0
11/06/19	1.00	Rx Bactrim Pills 500ct.		100.0
11/19/19	1.00	CMPK Tube		15.0
11/20/19	1.00	Neo-Poly-Bac Eye Ointment		20.0
11/22/19	1.00	CMPK Tube		15.0
11/23/19	1.00	Rx Atropine Opth Ointment		15.0
12/06/19	2.00	CMPK Tube		30.0

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Total Price
STABLE -	100 %			
12/07/19	1.00	Rx Regumate		315.00
12/10/19	1.00	Silver Throat Spray		70.00
12/12/19	1.00	CMPK Tube		15.00
12/24/19	30.00	Acepromazine Tablet		21.00
12/28/19	1.00	CMPK Tube		15.00
			Subtotal;	2074.00
STRONG F - 100 %	PERFORMAN	CE		
06/24/19	1.00	Endoscopic Exam	ALIA ALIA LIPOTA DI ALIA MANTANIA DI PARTICIPA DI PARTICI	55.00
08/26/19	1.00	Tranquilizer Injection		35.00
08/26/19	1.00	Shockwave Treatment		250.00
09/06/19	1.00	Tranquilizer Injection		35.00
09/06/19	1.00	Shockwave Treatment		250.00
09/15/19	1.00	Tranquilizer Injection		35.00
09/15/19	1.00	Shockwave Treatment		250.00
10/26/19	1.00	Tranquilizer Injection		35.00
10/26/19	1.00	Phenylbutazone Injection		15.00
10/26/19	1.00	Hocks Inj. w/ Cortisone		200.00
10/26/19	1.00	Cortisone Inj. Stifles		200.00
10/26/19	1.00	Polyglycan 10mL		100.00
11/04/19	1.00	Banamine Injection		20.00
11/04/19	1.00	Naquasone		25.00
11/05/19	1.00	Electrolytes & Vitamins		35.00
11/05/19	1.00	Hemo 15		20.00
11/05/19	1.00	Caco Copper Injection		20.00
11/05/19	1.00	1 Liter Lactated Ringers		25.00
11/05/19	1.00	Adequan Inj. 500mg		80.00
11/06/19	1.00	Legend Injection		100.00
11/06/19	1.00	Vitamin B12 & B Comp Inj.		20.00

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description	Total Price
STRONG F	PERFORMAN	ICE	
11/06/19	1.00	Hemo 15	20.00
11/06/19	1.00	Caco Copper Injection	20.00
11/06/19	1.00	Tube w/ Electrolytes	35.00
11/06/19	1.00	Lactanase x 2	35.00
11/06/19	1.00	Sodium Bicarb	15.00
12/01/19	1.00	Banamine Injection	20.00
12/01/19	1.00	Naquasone	25.00
12/20/19	1.00	Tranquilizer Injection	35.00
12/20/19	1.00	Phenylbutazone Injection	15.00
12/20/19	4.00	Cortisone Injection Knee	300.00
12/20/19	1.00	Polyglycan 10mL	100.00
12/26/19	1.00	Adequan Inj. 500mg	80.00
12/31/19	1.00	DMSO Jug	35.00
12/31/19	1.00	Methacarbamol Injection	55.00
01/01/20	1.00	Banamine Injection	20.00
01/01/20	1.00	Naquasone	25.00
01/02/20	1.00	Vitamin B12 & B Comp Inj.	20.00
01/02/20	1.00	Hemo 15	20.00
01/02/20	1.00	Caco Copper Injection	20.00
01/02/20	1.00	Adequan Inj. 500mg	80.08
01/03/20	1.00	Vitamin B12 & B Comp Inj.	20.00
01/03/20	1.00	Hemo 15	20.00
01/03/20	1.00	Caco Copper Injection	20.00
01/03/20	1.00	Legend Injection	100.00
01/03/20	1.00	Tube w/ Electrolytes	35.00
01/03/20	1.00	Lactanase x 2	35.00
01/03/20	1.00	Sodium Bicarb	15.00
01/07/20	1.00	Digital X-Ray L Carpus	150.00
01/09/20	1.00	Adequan Inj. 500mg	80.00
01/10/20	1.00	Legend Injection	100.00

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Date	Qty	Description		Tota	al Price
STRONG I - 100 %	PERFORMAI	ICE			bosoone sen Storen a we kin kin oo daa
01/17/20	1.00	Lasix Moming			20.0
01/17/20	1.00	Banamine Injection			20.0
01/17/20	1.00	Naquasone			25.0
01/17/20	1.00	Adequan Inj. 500mg			80.0
01/17/20	1.00	Tranquilizer Injection			35.0
01/17/20	2.00	Cortisone Injection Knee			150.0
01/17/20	1.00	Polyglycan 10mL			100.0
		No.	Subtotal;	3785.00	
VALANIS -	100 %				
06/16/19	1.00	Lasix Moming			20.0
			Subtotal;	20.00	
VENEZUE %	LA RIVER - 1	00			
05/12/19	1.00	Lasix Morning		VVV.	20.0
06/02/19	1.00	Lasix Morning			20.0
06/16/19	1.00	Lasix Morning			20.0
06/21/19	1.00	Vitamin B12 & B Comp Inj.			20.0
06/21/19	1.00	Hemo 15			20.0
06/21/19	1.00	Caco Copper Injection			20.0
07/10/19	1.00	Banamine Injection			20.0
07/10/19	1.00	Naquasone			25.0
07/11/19	1.00	Vitamin B12 & B Comp Inj.			20.0
07/11/19	1.00	Hemo 15			20.0
07/44/40	1.00	Caco Copper Injection			20.0
0//11/19		Vitamin B12 & B Comp Inj.			20.0
	1.00	Vitalinii B12 & B Comp inj.			
07/11/19 07/12/19 07/12/19	1.00	Hemo 15			20.0

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

VENEZUELA RIVER - % 10/17/19	100		
10/17/19 1.00 VENEZUELAN HEART 100 % 06/02/19 1.00 06/19/19 1.00 06/19/19 1.00			
VENEZUELAN HEART 100 % 06/02/19 1.00 06/19/19 1.00 06/19/19 1.00	Rx Bactrim Pills 500ct.	200 C C C C C C C C C C C C C C C C C C	100.00
100 % 06/02/19	Dantrolene Solution		300.00
100 % 06/02/19		Subtotal;	685.00
06/19/19 1.00 06/19/19 1.00	Γ-		
06/19/19 1.00	Lasix Morning		20.00
	Vitamin B12 & B Comp Inj.		20.00
06/10/10 1.00	Hemo 15		20.00
00/19/19	Caco Copper Injection		20.00
06/21/19 1.00	Vitamin B12 & B Comp Inj.		20.00
06/21/19 1.00	Hemo 15		20.00
06/21/19 1.00	Caco Copper Injection		20.00
07/10/19 1.00	Banamine Injection		20.00
07/10/19 1.00	Naquasone		25.00
07/11/19 1.00	Vitamin B12 & B Comp Inj.		20.00
07/11/19 1.00	Hemo 15		20.00
07/11/19 1.00	Caco Copper Injection		20.00
07/12/19 1.00	Vitamin B12 & B Comp Inj.		20.00
07/12/19 1.00	Hemo 15		20.00
07/12/19 1.00	Caco Copper Injection		20.00
07/28/19 1.00	Lasix Morning		20.00
07/31/19 1.00	Banamine Injection		20.00
07/31/19 1.00	Naquasone		25.00
08/01/19 1.00	Vitamin B12 & B Comp Inj.		20.00
08/01/19 1.00	Hemo 15		20.00
08/01/19 1.00	Caco Copper Injection		20.00
08/02/19 1.00	Vitamin B12 & B Comp Inj.		20.00
08/02/19 1.00	Hemo 15		20.00
08/02/19 1.00	(5)(7)(4)(7)(5)(7)		20.00

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468	
Date:	03/19/20	

Date	Qty	Description	Total Price
VENEZUE 100 %	LAN HEART	-	
08/02/19	1.00	Tube w/ Electrolytes	35.00
08/02/19	1.00	Lactanase x 2	35.00
08/02/19	1.00	Sodium Bicarb	15.00
09/03/19	1.00	Banamine Injection	20.00
09/03/19	1.00	Naquasone	25.00
09/04/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/04/19	1.00	Hemo 15	20.00
09/04/19	1.00	Caco Copper Injection	20.00
09/04/19	1.00	Adequan Inj. 500mg	80.08
09/05/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/05/19	1.00	Hemo 15	20.00
09/05/19	1.00	Caco Copper Injection	20.00
09/05/19	1.00	Legend Injection	100.00
09/05/19	1.00	Tube w/ Electrolytes	35.00
09/05/19	1.00	Lactanase x 2	35.00
09/05/19	1.00	Sodium Bicarb	15.00
09/19/19	1.00	Banamine Injection	20.00
09/19/19	1.00	Naquasone	25.00
09/20/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/20/19	1.00	Hemo 15	20.00
09/20/19	1.00	Caco Copper Injection	20.00
09/21/19	1.00	Vitamin B12 & B Comp Inj.	20.00
09/21/19	1.00	Hemo 15	20.00
09/21/19	1.00	Caco Copper Injection	20.00
09/21/19	1.00	Tube w/ Electrolytes	35.00
09/21/19	1.00	Sodium Bicarb	15.00
09/21/19	1.00	Lactanase x 2	35.00
10/10/19	1.00	Banamine Injection	20.00
10/10/19	1.00	Naquasone	25.00
10/11/19	1.00	Ketophen Injection	30.00

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Page: 29

Date	Qty	Description		Tota	I Price
VENEZUEL 100 %	AN HEART	-			
10/11/19	1.00	Vitamin B12 & B Comp Inj.			20.0
10/11/19	1.00	Hemo 15			20.0
10/11/19	1.00	Caco Copper Injection			20.0
10/12/19	1.00	Vitamin B12 & B Comp Inj.			20.0
10/12/19	1.00	Hemo 15			20.0
10/12/19	1.00	Caco Copper Injection			20.0
10/12/19	1.00	Tube w/ Electrolytes			35.00
10/12/19	1.00	Sodium Bicarb			15.0
10/12/19	1.00	Lactanase x 2			35.00
11/07/19	1.00	Banamine Injection			20.00
11/07/19	1.00	Naquasone			25.0
11/17/19	1.00	Banamine Injection			20.00
11/17/19	1.00	Naquasone			25.00
11/18/19	1.00	Vitamin B12 & B Comp Inj.			20.00
11/18/19	1.00	Hemo 15			20.0
11/18/19	1.00	Caco Copper Injection			20.0
11/19/19	1.00	Vitamin B12 & B Comp Inj.			20.0
11/19/19	1.00	Hemo 15			20.0
11/19/19	1.00	Caco Copper Injection			20.0
11/19/19	1.00	Tube w/ Electrolytes			35.0
11/19/19	1.00	Lactanase x 2			35.0
11/19/19	1.00	Sodium Bicarb			15.0
			Subtotal;	1830.00	
VENEZUE %	LAN HUG - 1	00			
02/09/20	1.00	Lasix Morning			20.0
02/09/20	1.00	Banamine Injection			20.0
			Subtotal;	40.00	

EXHIBIT #3 PAGE # 30

07/03/19

Check Payment - Thank You

1000.00-

The Satin Mule Veterinary Services, Inc.

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468	
Date:	03/19/20	

Page: 30

230.00

Date	Qty Description	Total Price
08/19/19	Check Payment - Thank You	1500.00-
08/24/19	Check Payment - Thank You	1500.00-
09/30/19	Check Payment - Thank You	4720.00-
11/15/19	Check Payment - Thank You	3000.00-
12/04/19	Check Payment - Thank You	3000.00-
12/22/19	Check Payment - Thank You	3000.00-
01/25/20	Returned Check	3000.00
02/24/20	Finance Charge	291.29
03/25/20	Finance Charge	295.65

PREVIOUS BALANCE:	0.00
PAYMENTS AND/OR CREDITS APPLIED:	17720.00-
THIS MONTH'S CHARGES:	34139.00

TOTAL OUTSTANDING BALANCE:

*** PLEASE PAY THIS AMOUNT ==>

Discounts were given on all prices marked with !'s. Your total discounts in this statement were:

20005.94

THIS IS YOUR STATEMENT FOR AN OUTSTANDING BALANCE THAT IS AT LEAST THREE MONTHS SINCE THE SERVICES WERE PERFORMED. IF YOU ARE MAKING REGULAR, MONTHLY PAYMENTS, THANK YOU. IF YOU HAVE A PAYMENT AGREEMENT IN PLACE, PLEASE CONTINUE TO MAKE YOUR SCHEDULED PAYMENTS AS AGREED UPON. IF YOU HAVE NOT BEEN MAKING MONTHLY PAYMENTS, THIS ACCOUNT IS IN DANGER OF BEING TURNED OVER TO A COLLECTION AGENCY. IF YOU NEED TO ARRANGE A PAYMENT SCHEDULE, PLEASE CONTACT THE OFFICE.

6511 SW 45th Street ~ Davie, FL 33314

Phone: (954) 790-9298

Client Statement

Alexis Delgado

Farm/Trainer: Alexis Delgado

Client #:	1468
Date:	03/19/20

Page: 31

Date Qty Description	=
Date Qty Description	Total Price

CURRENT 586.94 3380.00

OVER 60 2875.00 OVER 90 13164.00 20005.94

TERMS: Payable in full upon receipt. We accept Visa/MC and Discover. Please include your Client ID number. 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 all costs of collection including attorney fees.

Muniz, Luz

From: Mark Gunderson <mgunderson@mindspring.com>

Sent: Tuesday, October 20, 2020 2:32 PM

To: Minaya, Julio

Subject: RE: Complaint - Alexis R. Delgado

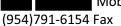
Follow Up Flag: Flag for follow up

Flag Status: Flagged

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Thanks

Mark Gunderson Attorney • CPA 2510 SW 18 Street Ft. Lauderdale, FL 33312 Mobile



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

-Ri chard Bitner-

Confidential: This e-mail contains a communication protected by the attorney-client privilege or constitutes work product. If you do not expect such a communication please delete this message without reading it or any attachment and then notify the sender of this inadvertent delivery.

----Original Message-----

From: Minaya, Julio [mailto:Julio.Minaya@myfloridalicense.com]

Sent: Tuesday, October 20, 2020 1:58 PM

To: Mark Gunderson

Subject: RE: Complaint - Alexis R. Delgado

No problem..

From: Mark Gunderson [mgunderson@mindspring.com]

Sent: Tuesday, October 20, 2020 1:22 PM

To: Minaya, Julio

Subject: RE: Complaint - Alexis R. Delgado

EXHIBIT #4 PAGE

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

Julio,

This was an inadvertent \$.65 error on a \$20k judgment. I fear that I will not be able to get a Circuit Court Judge to amend a judgment for this di minimus amount. Can we just let this go?

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

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

-Ri chard Bitner-

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----Original Message-----

From: Minaya, Julio [mailto:Julio.Minaya@myfloridalicense.com]

Sent: Tuesday, October 20, 2020 12:48 PM

To: Mark Gunderson

Subject: RE: Complaint - Alexis R. Delgado

Hi Mr. Gunderson,

I will await the corrected version of your court order to proceed.

Thank you

From: Mark Gunderson [mgunderson@mindspring.com]

Sent: Friday, October 09, 2020 9:00 AM

To: Minaya, Julio

Subject: RE: Complaint - Alexis R. Delgado

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

Julio,

EXHIBIT #4 PAGE #2 Scriveners error ... please disregard.

Thanks

Mark Gunderson Attorney • CPA 2510 SW 18 Street Ft. Lauderdale, FL 33312 Mobile

(954)791-6154 Fax

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

-Richard Bitner-

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From: Minaya, Julio [mailto:Julio.Minaya@myfloridalicense.com]

Sent: Wednesday, October 7, 2020 6:26 AM

To: Mark Gunderson Cc: Erica Garcia

Subject: RE: Complaint - Alexis R. Delgado

Good morning Mr. Gunderson,

Please review the total amount due on this matter. It is off by (.65) cents.

[cid:image001.png@01D69E1A.A1AFF550] Julio F Minaya **Investigative Supervisor** Division of Pari-Mutuel Wagering, Office of Investigations 1400 W. Commercial Blvd., Suite 165 FT. Lauderdale, FL 33309

Office: 954-202-6844 Fax: 954-202-3930

From: Mark Gunderson [mailto:mgunderson@mindspring.com]

Sent: Monday, October 05, 2020 1:36 PM

To: Minava, Julio Cc: Erica Garcia

Subject: Complaint - Alexis R. Delgado

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

Attached is my Client's complaint against Aexis R. Delgado and a the statement of amounts owed.

Let me know if you have any questions.

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

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

-Richard Bitner-

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Halsey Beshears, Secretary

Ron DeSantis, Governor

DIVISION OF PARI-MUTUEL WAGERING LICENSE ACTION REQUEST FORM

To: Licensing Administrator

From: Investigator Minaya

Date: November 19, 2020

X	PLEASE ADD ALERT: Contact Investigations Prior to Licensing
	PLEASE REMOVE ALERT FROM LICENSE RECORD

License number and type: 11369418 - 1021

Last Name: DELGADO First Name: ALEXIS R

DOB: SS#:

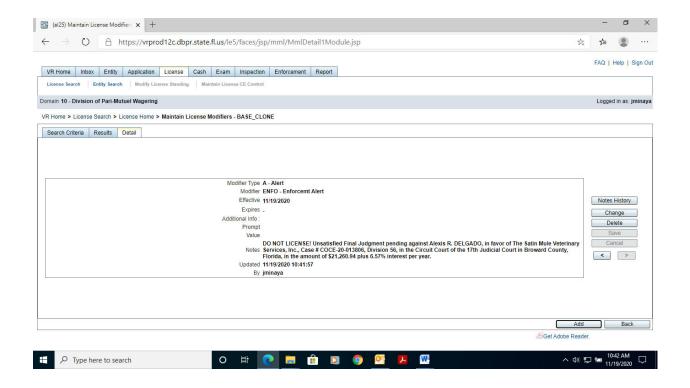
Reason for Addition/Removal of Alert: **DO NOT LICENSE!** Unsatisfied Final Judgment pending against Alexis R. **DELGADO**, in favor of The Satin Mule Veterinary Services, Inc., Case # COCE-20-013806, Division 56, in the Circuit Court of the 17th Judicial Court in Broward County, Florida, in the amount of \$21,260.94 plus 6.57% interest per year.

Responsible Party: Inv. Sup Minaya Case Number: 2020 05 3235

Approved by: Date

Added/Removed by: Date November 19,2020

Revised 12/08



								FAQ	Help	Sign Out	
VR Home	Inbo	x Entity	Application	License	Cash	Exam	Inspection	Enforc	ement	Report	
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STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

$\begin{array}{c} \textbf{OPEN CASE REQUEST} \\ \textbf{(OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)} \end{array}$

IN	CIDENT DATI	E: September 25,	2020			
	⊠ PMW	Cardroom	☐ Slot	Violation	Incident	⊠ Complaint
FA	CILITY NAM	E: GULFSTREAL	M PARK RACIN	G, ASSOC., INC.	LI	C #: 321
			RESF	ONDENT		
NA	ME: Alexis R.	Delgado				
-		NW 103 rd Path, Do			Tel	
LI	C#: 11369418	LIC TYPE	E: 1021	OCCUPATION	N: Individual Ani	mal Owner
			COMI	PLAINANT		
		Mule Veterinaria				Tel #:
		SW 45 th Street, Da				
LI	C #:	LIC TYPE:	OCCUI	PATION:		
acc wh dra	cumulates unpaid	d obligations or d refused without rea	efaults in obligat asonable cause, if	ions, or issues dra such unpaid oblig	afts or checks th gations, defaults,	thereof or holder thereon at are dishonored or for or dishonored or refuse mutuel facility within thi
Jud rec ser	3806 was received dicial Circuit in a cover from Alexa	ed via e-mail. Per and For Broward of is R. DELGADO .00, and attorney f	said Judgment file County, FL, in Di the principle sum	ed on September 2 vision 56, The Sa of \$20,005.94, in	25, 2020, in the C tin Mule Veterin principal, filing	efault, Case #COCE-20 ounty Court For The 17 arian Services Inc., shalf fees of \$424.35, proces shall bear interest at th
CA	ASE DETAILS	FILED BY:				
	Chief In	spector	e/Steward \ i	ivestigator [] (Other: _ (Title	of State Employee)
	Julio N	Minaya		my -	5	November 18, 2020
	(Pr	rint Name)		(Signature)		(Date)

Muniz, Luz

From: Minaya, Julio

Sent: Wednesday, November 18, 2020 3:37 PM

To: Muniz, Luz
Cc: Kogan, Steven
Subject: RE: OCR

Attachments: OPEN CASE REQUEST - KAZDAN, Alexander - Finiancial.docx; OPEN CASE REQUEST -

Alexis R. DELGADO - Finiancial.docx; OPEN CASE REQUEST - GAFFNEY, Hubert - Finiancial.docx; OPEN CASE REQUEST - EDEL, Pamela F. - Finiancial.docx; OPEN CASE REQUEST - RICHARDS, Reynaldo - Finiancial.docx; OPEN CASE REQUEST - RAMDAT, Rohan - Finiancial.docx; OPEN CASE REQUEST - MCCAULEY, TEVIS - Finiancial.docx

Follow Up Flag: Follow up Flag Status: Flagged

Hi Luz,

Please open and assign these financial cases to me.

Thanks



Julio F Minaya Investigative Supervisor Division of Pari-Mutuel Wagering, Office of Investigations 1400 W. Commercial Blvd., Suite 165 FT. Lauderdale, FL 33309

Office: 954-202-6844 Fax: 954-202-3930

From: Muniz, Luz

Sent: Wednesday, November 18, 2020 3:22 PM

To: Minaya, Julio

Subject: RE: OnBase & Versa Status

Hi Julio,

Yessssss

. You can send the cases now.

Thank you so much for understanding.

Respectfully,

Luz E. Muniz

OPERATIONS ANALYST II

Office of Investigations

Division of Pari-Mutuel Wagering

Department of Business and Professional Regulation

Phone: (954) 202-6773

From: Minaya, Julio

Sent: Wednesday, November 18, 2020 7:54 AM

To: Muniz, Luz

Subject: OnBase & Versa Status

Good morning Luz,

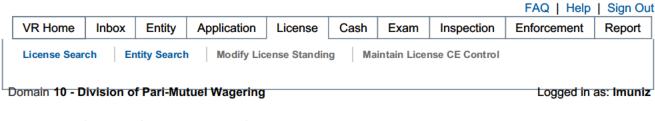
Please let me know if you can access OnBase& Versa.

Thanks



Julio F Minaya
Investigative Supervisor
Division of Pari-Mutuel Wagering, Office of Investigations
1400 W. Commercial Blvd., Suite 165
FT. Lauderdale, FL 33309

Office: 954-202-6844 Fax: 954-202-3930 (al12) License Home Page 1 of 2



icense									Licensee
			1021 - PM						History
Fed Tax #		Lic Type	Professio Individual		Exp	pires On 06/30/2	022		Notes
•			Occupation						Notes Histo
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Entity #	11369418	Lic Status	Current						
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(al12) License Home Page 2 of 2

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FILED

Deputy Agency Clerk

CLERK: Evette Lawson-Proctor

Date: 6/14/2022

File #:

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. DBPR Case No.: 2020-053235

ALEXIS ROMERO DELGADO,

Respondent.

AMENDED ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Alexis Romero Delgado ("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, number 11369418-1021, issued by Petitioner.
- 3. On or about September 25, 2020, a default judgment of \$21,260.94 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-20-013806.
- 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 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.

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 Division Director enter an Order imposing against Respondent one or more of the penalties the Division is authorized to impose pursuant to chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2020-053235 is signed this 14th day of June, 2022.

/s/Eric A. Saccomanno

Eric A. Saccomanno

Assistant General Counsel

FBN: 1032559

Department of Business and Professional Regulation

Office of the General Counsel Division of Pari-Mutuel Wagering

2601 Blair Stone Road

Tallahassee, Florida 32399-2202

Telephone: (850) 717-1786 Facsimile: (850) 921-1311

Primary: Eric.Saccomanno@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

853	Domestic Mail Only
ru	For delivery information, visit our website at www.usps.com*.
5094	Certified Mail Fee \$ Extra Services & Fees (check box, add fee as appropriate) 7-14-22
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	City, State, Zif AC - 2022021526, 2021004913, 2020053235 - PMW
	PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

Track Another Package +

Tracking Number: 70202450000050942853

Remove X

Your item was delivered to an individual at the address at 1:01 pm on July 19, 2022 in MIAMI, FL 33178.

USPS Tracking Plus[®] Available ✓

Solution Delivered, Left with Individual

July 19, 2022 at 1:01 pm MIAMI, FL 33178 edback

Get Updates ✓

Text & Email Updates	~
Tracking History	~
USPS Tracking Plus®	~
Product Information	~

See Less ∧

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Default and Final Judgment by Default, Case #COCE- 20-013498 (25), was received via e-mail. Per said Judgment filed on December 7, 2020, in the County Court For the 17th Judicial Circuit in							Time Tracking		Auto As	sign	
and For Broward County, FL, Winner Circle Racing Stable, Corp., shall recover from Alexis Delgado ROMERO (AKA) Alexis Romero Delgado the sum of \$77,422.37, which shall bear interest at the								ry			
		ory rate.			_	_		Work Notes		Print Re	port
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Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region: SOUTHERN	Date of Complair February 3, 202			Case Number: 2021 00 4913			
Respondent:	SOUTHLINE		Complainant:					
ROMERO, ALEXI 7146 NW 103 RD P DORAL, FL 3317	ATH		DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATION 1400 W. COMMERCIAL BLVD., SUITE 165 FT. LAUDERDALE, FL 33309 (954) 202-3900					
License # and Typ		Profession:			Report Date:			
11369418 - 102		Individual Anir	nal		February 3, 2021			
Period of Investiga		2024		Type of Repor	t: Final			
	through February 3,		tv		ГПа			
(7) "The division in thereof accumulated dishonored or for or dishonored or repari-mutuel facility	Alleged Violation: F.S.S. 550.105 Financial Responsibility (7) "The division may deny, revoke, or suspend any occupational license if the applicant thereof 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."							
DELGADO ROME Circle Racing Stat In and For Browa	ERO , (AKA) Alexis Roble Corp, Case No. CO	mero Delgado, a DCE-20-013498 (ed on December	nd 25)	ADR Racing S , In the County	ent by Default against ALEXIS tables LLC., in favor of Winning Court of the 17 th Judicial Circuit eived by e-mail from Patty Barr,			
Per said judgment, The Winning Circle Racing Stable Corp shall recover from ALEXIS DELGADO ROMERO , (AKA) Alexis Romero Delgado, and ADR Racing Stables LLC, the sum of \$70,000.00, in principal, court cost fees of \$632.00, attorney fee of \$3,150.00, and prejudgment interest in the amount of \$3,640.37 for a total amount of \$77,422.37. Said amount shall bear interest at the statutory rate. (Exhibit # 1)								
Related Case:								
Investigator / Date				Investig: or Supervisor / Date Julio Minaya / Febr ry 3, 2021				
Chief of Investigat	ions / Date	<u> </u>	- Ca-10	- maja /				
			Isl Star E. Kogun					
Steven E. Kogan	/ February 5, 202	21			ñ			

CONTINUATION

CASE NUMBER: 2021 00 4913

A check of DBPR Versa records reflect that **ALEXIS DELGADO ROMERO**, (AKA) Alexis Romero Delgado, obtained a 3 year Florida PMW Occupational license as a Thoroughbred Trainer on July 1, 2019. This license expires on June 30, 2022. It should also be noted that there is currently an Enforcement Alert from November 19, 2020, on this license. A copy of his licensing information is attached as **EXHIBIT # 2**.

In the letter from Bradford J. Beilly dated January 25, 2021, he states that the amount of \$77,422.37 is related to the sport of horse racing conducted at pari-mutuel facilities within the State of Florida, particularly in Gulfstream Park and Calder Race Course. These documents are attached as **EXHIBIT # 1**.

On February 3, 2020, I conferred with DBPR/PMW Attorney Johnny ElHachem regarding the name discrepancy and he advised that **ALEXIS DELGADO ROMERO's** alias name be documented on this report to show that both persons are the same.

On February 3, 2021, an Enforcement Alert was placed on **ROMERO'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 # 3**.

Status: ROMERO 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.	INVESTIGATIVE REPORT	2
III.	EXHIBITS	
	E-Mail & Letter of Complaint From Attorney Beilly	1-5
	2. Versa Check on Alexis D. ROMERO	1-3
	3. License Action ALERT	1-2

Muniz, Luz

From: Kogan, Steven

Sent: Tuesday, January 26, 2021 5:47 PM

To: Minaya, Julio Cc: Jones, Bradford

Subject: Fwd: Winner Circle Racing Stable Corp v. ADR Racing Stable LLC

Attachments: Division Jan 25, 2021.pdf; Default Final Judgment recorded with Clerk.pdf

Please handle attached financial judgements.

Sent from my iPhone

Begin forwarded message:

From: "Turnage, Linda" <Linda.Turnage@myfloridalicense.com>

Date: January 26, 2021 at 3:07:56 PM EST

To: "Kogan, Steven" < Steven. Kogan@myfloridalicense.com>

Cc: "Silver, Megan" < Megan.Silver@myfloridalicense.com>, "ElHachem, Johnny"

<Johnny.ElHachem@myfloridalicense.com>

Subject: FW: Winner Circle Racing Stable Corp v. ADR Racing Stable LLC

Good afternoon Steve,

Please view the attached documentation we received from Mr. Beilly's office on yesterday's date, January 25, 2021. This needs to be assigned to Investigations, and then I will look forward to receiving it back once the investigation has been completed.

Let me know if you have any questions. Thanks in advance for your help.

Linda

Linda K. Turnage
Administrative Assistant II
Division of Pari-Mutuel Wagering
Department of Business and Professional Regulation
linda.turnage@myfloridalicense.com

Phone: (850) 717-1585

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.

Exhibit #1
Page #1

----Original Message----

From: Patty Barr [mailto:patty@beillylaw.com] Sent: Monday, January 25, 2021 1:55 PM

To: Turnage, Linda Cc: Broadway, Patricia

Subject: Winner Circle Racing Stable Corp v. ADR Racing Stable LLC

[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 Linda:

Attached is a letter from Mr. Beilly along with a copy of a judgment.

Thank you,

Patty

Patty Barr, Legal Assistant to Bradford J. Beilly, Esq. & John Strohsahl, Esq. BEILLY & STROHSAHL, P.A. 1144 S.E. 3 Avenue Fort Lauderdale, FL 33316 Telephone (954) 763-7000 patty@beillylaw.com

LAW OFFICES OF

BEILLY & STROHSAHL, P.A.

1144 SOUTHEAST 3 AVENUE FORT LAUDERDALE, FLORIDA 33316

TELEPHONE: (954) 763-7000 FACSIMILE: (954) 525-0404

January 25, 2021

Linda K. Turnage, Administrative Assistant
Division of Pari-Mutuel Wagering
Department of Business and Professional Regulation

Re: Winner Circle Racing Stable, Corp. v. ADR Racing Stable, LLC, et al.

Case No. CACE 20-013498 (25)

Dear Ms. Turnage:

Enclosed please find a copy of a Final Judgment that I obtained on behalf of Winner Circle Racing Stable, Corp. against two Division licensees, Alexis Delgado Romero and ADR Racing Stable, LLC. The judgment has not been appealed.

Pursuant to Section 550.105(7)

"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."

The judgment that I obtained against Mr. Romero and ADR Racing Stable, LLC directly relate to the sport of horse racing conducted at pari-mutuel facilities within the State of Florida, particularly Gulfstream Park and Calder Race Course.

I would ask that the Division file an administrative complaint against both Mr. Romero and ADR Racing Stable, LLC seeking the suspension of their pari-mutuel wagering licenses.

If more explanation is needed, please have whichever Division counsel is assigned to this matter to contact me directly.

Thank you.

Bradford J. Beilly

cc: Patricia Broadway

Exhibit #1 Page #3 Instr# 116917651 , Page 1 of 2, Recorded 12/10/2020 at 11:20 AM
Broward County Commission

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 12/8/2020 4:22:40 PM.****

WINNER CIRCLE RACING STABLE, CORP., a Florida corporation,

CASE NO.: CACE 20-013498 (25) Plaintiff,

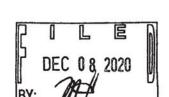
v.

T

ADR RACING STABLE, LLC, a Florida limited liability company, and ALEXIS DELGADO ROMERO, an individual,

Defendants.

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



<u>DEFAULT FINAL JUDGMENT AGAINST DEFENDANTS</u> ADR RACING STABLE, LLC AND ALEXIS DELGADO ROMERO

THIS MATTER having come to be considered by the Court upon Plaintiff
Winner Circle Racing Stable, Corp.'s Motion for Default Final Judgment as
Against Defendants ADR Racing Stable, LLC and Alexis Delgado Romero
("Motion for Default Final Judgment"). After reviewing the Motion for Default Final
Judgment, including the Declaration of Indebtedness and the Clerk's Default
attached thereto, and otherwise being duly advised in the premises,

IT IS HEREBY ADJUDGED as follows:

- Plaintiff's Motion for Default Final Judgment is hereby GRANTED.
- 2. Defendants ADR Racing Stable, LLC and Alexis Delgado Romero are found liable to Plaintiff Winner Circle Racing Stable, Corp. with respect to each count plead in Plaintiff's Complaint. Plaintiff Winner Circle Racing Stable, Corp. (c/o Bradford J. Beilly, Esq., 1144 SE 3rd Ave., Fort Lauderdale, FL 33316) shall recover from Defendants ADR Racing Stable, LLC and Alexis Delgado Romero, jointly and severally, the principal sum of \$70,000, together with court

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 12/8/2020 4:22:40 PM.****

costs in the amount of \$632.00, attorney's fees in the amount of \$3,150.00, and prejudgment interest in the amount of \$3,640.37, for a total amount of \$77,422.37 for which let execution issue. Said amount shall bear interest at the statutory rate.

It is further ordered and adjudged that Defendants ADR Racing Stable, LLC and Alexis Delgado Romero complete under oath Florida Rule of Civil Procedure Form 1.977 (Fact Information Sheet), including all required attachments, and serve it on Plaintiff's attorney within 45 days from the date of this Default Final Judgment, unless the Default Final Judgment is satisfied or post- judgment discovery is stayed. Jurisdiction of this case is retained by the Court in order to enter further orders that are proper to compel Defendant to complete Form 1.977, including all required attachments, and serve it on Plaintiff's attorney.

DONE and ORDERED at Fort Lauderdale, Florida on December

December 7, 2020.

COURT JUDGE

Copies furnished to:

Bradford J. Beilly, Esq. Beilly & Strohsahl, P.A. Counsel for Plaintiff Winner Circle Racing Stable, Corp. 1144 SE 3rd Avenue Fort Lauderdale, FL 33316

ADR Racing Stable, LLC TAXES USA, LLC, Registered Agent 11402 N.W. 41 Street, Suite 211 Doral, FL 33178

Alexis Delgado Romero 901 N. Federal Hwy. Hallandale Beach, FL 33009

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: jminaya

VR Home>License Search>Display Alerts

The second of th		
Fed Tax #	1021 - PMW Lic Type Professional Individual Occupational	Expires On 06/30/2022
File# 65696	Name DELGADO, ALEXIS ROMERO	Extended To
License # 11369418	Rank Individual Occupationa	Renewed On
Entity # 11369418	Lic Status Current	
escription		Effective
Enforcement Alert	11/19/2020 K	

VR Home>License Search>License Home

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		6/30/2022	Expires On 06	1021 - PMW Professional Individual Occupational	Lic Type		Fed Tax #	
			Extended To	DELGADO, ALEXIS ROMERO	Name	65696	File#	
			Renewed On	PIND - Professional Individual Occupational	Rank	11369418	License#	
				Current	Lic Status	11369418	Entity #	
							s	Address
				105 CT APT #314	reet NW 1	6055 St	Street #	
							Line 2	
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VR Home>License Search>License Home>Basic Entity Data

Basic Entity D)ata	List of Addresses		List of Names		
Lic Type 1021 - PMW Professional Individual Occupational						
Fed Tax#		Fed Tax Type SSN #				
Last Name	DELGADO		First	ALEXIS		
Title			Suffix			
Gender	M		Race	4 - Hispanic		
Driver License #			Birth Date			
Mailing Address	V	Private Address		Preferred Name		
Street #	6055		Street	NW 105 CT APT #314		
Line 2 Line 3						
City	DORAL					
Zip Routing	33178		Sta	ate Florida		
Phone #				Ext		
Insp Region						
Updated	06/06/2018 11:55:59	By dneira				



Ron DeSantis, Governor

DIVISION OF PARI-MUTUEL WAGERINGLICENSE ACTION REQUEST FORM

To: Licensing Administrator

From: Investigator Minaya

Date: February 3, 2021

X	PLEASE ADD ALERT: Contact Investigations Prior to Licensing
	PLEASE REMOVE ALERT FROM LICENSE RECORD

License number and type: 11369418 - 1021

Last Name: ROMERO First Name: ALEXIS D.

DOB: SS#:

Reason for Addition/Removal of Alert: **DO NOT LICENSE!** Unsatisfied Final Judgment pending against Alexis Delgado **ROMERO**, (AKA) Alexis Romero Delgado, in favor of Winning Circle Racing Stable Corp, Case # COCE-20-013498 (25), in the Circuit Court of the 17th Judicial Court in Broward County, Florida, in the amount of \$77,422.37, which shall bear interest at the statutory rate plus interest 6.57% interest per year.

Responsible Party: Inv. Sup Minaya Case Number: 2021 00 4913

Approved by: _____ Date

Added/Removed by: ______ Date February 3, 2021

Revised 12/08



VR Home > Complaint Search > Maintain Complaint > Display Alerts > Maintain License Modifiers - BASE_CLONE

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EXHIBIT #3 PAGE #2

FILED

Deputy Agency Clerk

CLERK: Evette Lawson-Proctor

Date: 6/14/2022

File #:

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner.

i editoriei,		
v.		DBPR Case No.: 2021-004913
ALEXIS ROMERO DELGADO,		
Respondent.	,	
	/	

AMENDED ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Alexis Romero Delgado (a.k.a. Alexis Delgado Romero) ("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, number 11369418-1021, issued by Petitioner.
- 3. On or about December 7, 2020, a default judgment of \$77,422.37 was entered against Respondent for unpaid financial obligations in the Circuit Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, in case number CACE 20-013498 (25).
- 4. These unpaid financial obligations relate to racing conducted at pari-mutuel facilities in the State of Florida.
 - 5. Pursuant to section 550.105(7), Florida Statutes:

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.

6. Based on the foregoing, Respondent violated section 550.105(7), Florida Statutes, by accumulating unpaid obligations or defaults in obligations that directly related racing conducted at a pari-mutuel facility in the State of Florida.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order imposing against Respondent one or more of the penalties the Division is authorized to impose pursuant to chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2021-004913 is signed this 14th day of June, 2022.

/s/Eric A. Saccomanno

Eric A. Saccomanno

Assistant General Counsel

FBN: 1032559

Department of Business and Professional Regulation

Office of the General Counsel Division of Pari-Mutuel Wagering

2601 Blair Stone Road

Tallahassee, Florida 32399-2202 Telephone: (850) 717-1786

Facsimile: (850) 921-1311

Primary: Eric.Saccomanno@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

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USPS Tracking Plus[®] Available ✓

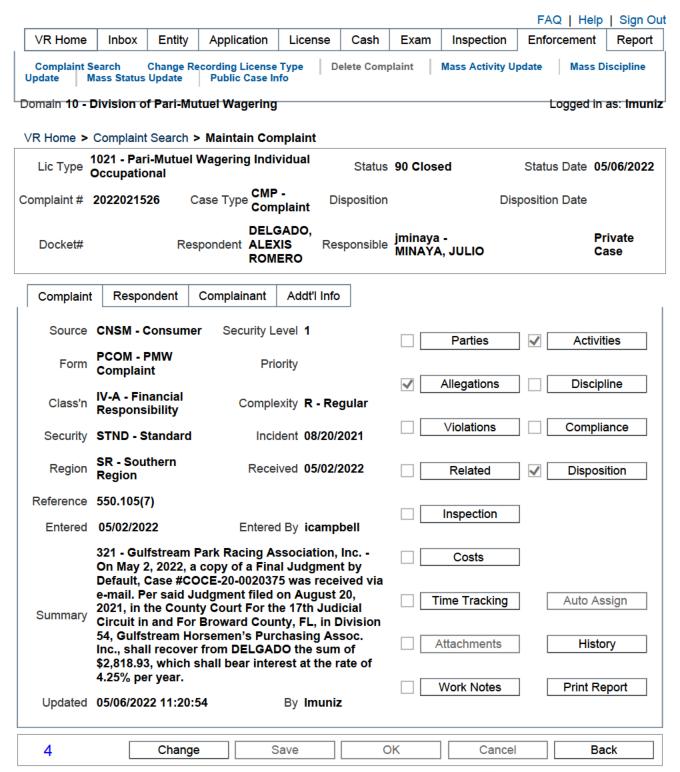
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Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complai May 2, 2022	nt:	Case Number: 2022 02 1526	
Respondent:	SOUTHLINA		Complainant:		
DELGADO, ALEX 7146 NW 103 RD P DORAL, FL 3317	ATH 78 OMERO DELGADO &		DIVISION OF PA	ERCIAL BLVD., SUITE 165	
License # and Typ		Profession:		Report Date:	
11369418 - 102 Period of Investiga		Individual Anin	Type of Repo	May 3, 2022	
May 2, 2022 throu			Type of Repo	Final	
Alleged Violation: F.S.S. 550.105 Financial Responsibility (7) "The division may deny, revoke, or suspend any occupational license if the applicant thereof or holde 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." Synopsis: On May 2, 2022, a copy of a Final Judgment by Default against ALEXIS DELGADO, (AKA) Alexis Romero Delgado, and Alexis Delgado Romero, in favor of Gulfstream Horsemen's Purchasing Assoc. Inc. Case No. COCE-20-0020375, Division (54), In the County Court of the 17 th Judicial Circuit In and Fo Broward County, FL, ordered August 20, 2021, was received by e-mail from Attorney Mark Gunderson. Per said judgment, ALEXIS DELGADO breached the Court approved stipulation, therefore, The Gulfstream Horsemen's Purchasing Assoc. Inc., shall recover from ALEXIS DELGADO , the sum of \$2,818.93, which shall bear interest at the rate of 4.25% per year. (Exhibit # 1)					
Related Case: Investigator / Da	ate		nvestigator Super	visor / Date	
Chief of Investigation	ions / Date		Julio Minaya 1	May ô, 2022)	
Steven E. Kogan	Steven E. Kogan / May 6, 2022				

CONTINUATION

CASE NUMBER: 2022 02 1526

A check of DBPR Versa records reflect that **ALEXIS DELGADO**, (AKA) Alexis Romero Delgado and Alexis Delgado Romero, obtained a 3 year Florida PMW Occupational license as a Thoroughbred Trainer on July 1, 2019. This license expires on June 30, 2022. Aside from this case, there is currently an Enforcement Alert from November 19, 2020, related to two other financial cases investigated under PMW Case numbers 2020-05-3235 and 2021-00-4913. A copy of his licensing information is attached as **EXHIBIT # 2**.

In the letter from Attorney Mark Gunderson dated May 2, 2022, he states that the Gulfstream Horsemen's Purchasing Assoc. Inc. shall recover from **DELGADO** the sum of \$2,818.93 for horse bedding products provided by his client at a Florida Pari-Mutuel facility where **DELGADO** stables his horses. Gunderson also provided copies of the original complaint and invoices to this case. These documents are attached as **EXHIBIT # 3**.

Also enclosed is a copy of an Affidavit for Final Judgment Pursuant to Stipulation in which Trish Shelton, Records Custodian for Gulfstream Horsemen's Purchasing Association, Inc., testified on May 4, 2021, that the parties entered into a stipulation, which required **DELGADO** to make scheduled payments to plaintiff. However, **DELGADO** has failed to make payments pursuant to the stipulation. A copy of these documents are attached as **EXHIBIT # 4**

On May 3, 2022, an Enforcement Alert was placed on **DELGADO'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 # 5**.

Status: DELGADO 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.

CASE NUMBER: 2022 02 1526

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	1
II.	INVESTIGATIVE REPORT	2
III.	EXHIBITS	
	E-Mail & Letter of Complaint From Attorney Gunderson	1-7
	2. Versa Check on Alexis R. DELGADO	1-9
	3. Copy of Original Complaint & Invoices	1-7
	4. Copy of Affidavit for Final Judgement Pursuant to Stipulation	1-2
	5. Copy of Enforcement ALERT	1-2

Minaya, Julio

From:

Mark Gunderson < mgunderson@mindspring.com>

Sent:

Monday, May 2, 2022 2:01 PM

To:

Minaya, Julio

Cc:

debbie@floridahbpa.com Complaint - Alexis Delgado

Subject: Attachments:

2022_05_02 Letter to Fla Division Delgado.pdf; 2021_04_19 Complaint Small Claims

Delgado.pdf; 2021_08_20 Affidavit for Judgment Delgado.pdf; 2021_05_04 Stipulation -

Delgado (2).pdf

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

Julio,

Attached is my client's complaint against Alexis Delgado and the original complaint.

The judgment is calculated as follows. Add'l documents attached.

 Complaint
 \$1,807.00

 Filing Fees
 331.20

 Process Server
 80.00

 Atty Fees
 800.00

 Pmts
 (200.00)

 Balance
 \$2,818.93

Mark Gunderson Attorney • CPA 2510 SW 18 Street

Ft. Lauderdale, FL 33312 Mobile

(954)791-6154 Fax

"Greed is a powerful motivator...

many people behave badly and dishonestly, creating serious hardships for others in order to enrich themselves"

-Richard Bitner-

Confidential: This e-mail contains a communication protected by the attorney-client privilege or constitutes work product. If you do not expect such a communication please delete this message without reading it or any attachment and then notify the sender of this inadvertent delivery.



Law Office of Mark Gunderson, PL

Attorney ◆ CPA

2510 SW 18 Street ♦ Fort Lauderdale, Florida 33312

phone:

♦ fax: (954) 791-6154 ♦ e-mail:

DIVISION OF PARI-MUTUEL WAGERING COMPLAINT - ALEXIS ROMERO DELGADO

May 2, 2022

Via Certified Mail - 7021 1970 0000 6752 2391

Division of Pari-Mutuel Wagering DBPR 0070 – Uniform Complaint Form 2601 Blairstone Rd. Tallahassee, Florida 32399 Via Email - Julio.Minaya@myfloridalicense.com

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

Re: Gulfstream Horsemen's Purchasing Assoc. Inc. (aka FHBPA) v Alexis Delgado; 17th Judicial Circuit - State of Florida - COCE-21020375 Division 54 - \$2,818.93

Gentlemen:

On August 20, 2021, my client, Gulfstream Horsemen's Purchasing Assoc. Inc. (aka FHBPA) obtained a judgment¹ against Mr. Delgado a licensee, concerning horse bedding products, which my client provided at a Florida pari-mutuel facility where Mr. Delgado stabled his horses. Since obtaining the judgment, Mr. Delgado has failed to satisfy his obligation.

Florida statutes state: "the division [pari-mutuel wagering] may deny, revoke, or suspend any occupational license if the applicant therefor or holder thereof accumulates unpaid obligations or defaults in obligations...if such unpaid obligations...directly relate to the sport of ... racing being conducted at a pari-mutuel facility within this state." 550.105(7) Fla. Stat.

Mr. Delgado holds a Pari-Mutuel Wagering Individual Occupational license issued by the State of Florida, as does my client. Mr. Delgado has accumulated unpaid obligations and has defaulted on an obligation that directly relates to the sport of racing conducted at a pari-mutuel facility.

Accordingly, my client requests that Mr. Delgado's racing license be suspended or revoked, in accordance with the procedures found at Fla. Admin. Code R. 61D-3.001, which states that "alleged violations of Chapter 550, F.S., or Chapter 61D, F.A.C., in horseracing shall be heard by a board of stewards."

Thank you for your attention to this matter.

/s/ Mark Gunderson, Esq.

Cc. Client

1 Judgment attached.

PAGE #2

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

CASE NO. COCE21020375 DIVISION 54 JUDGE Florence Barner

Gulfstream Horsemens Purchasing Association Inc
Plaintiff(s) / Petitioner(s)
v.
Alexis Delgado, et al
Defendant(s) / Respondent(s)

FINAL JUDGMENT

This action was heard on Plaintiff's affidavit for non-payment concerning this Court's final order approving, Stipulation of the Parties - Order of Dismissal.

IT IS ADJUDGED that Defendant, ALEXIS DELGADO breached the Court approved stipulation and therefore this case is reopened and Plaintiff, GULFSTREAM HORSEMEN'S PURCHASING ASSOCIATION, INC., Attn: Debbie Filippi, PO Box 3507, Hallandale Beach, FL 33008, shall recover from defendant, ALEXIS DELGADO, 10430 NW 58th Terrace, Doral, FL 33178, the sum of \$2,818.93, which shall bear interest at the rate of 4.25% per year, for which let execution issue forthwith

IT IS FURTHER ORDERED AND ADJUDGED that the defendant shall complete Florida Small Claims Rules Form 7.343 (Fact Information Sheet) and return it to the plaintiff's attorney, or to the plaintiff if the plaintiff is not represented by an attorney, within 45 days from the date of this final judgment, unless the final judgment is satisfied or a motion for new trial or notice of appeal is filed. The defendants should NOT file the completed form 7.343 with the court.

Jurisdiction of this case is retained to enter further orders that are proper to compel the defendants to complete form 7.343 and return it to the plaintiff's attorney, or the plaintiff if the plaintiff is not represented by an attorney.

DONE and ORDERED in Chambers, at Broward County, Florida on 08-20-2021.

COCE21020375 08-20-2021 2:48 PM

COSTONE TEAS PO 2021 248 PM

Hon. Florence Barner

COUNTY JUDGE

Electronically Signed by Florence Barner

EXHIBIT #/ PAGE #3

CaseNo: COCE21020375

Page 2 of 2

Copies Furnished To:

Mark Gunderson , E-mail

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Please submit to the appropriate address on Page 4.

Any investigation or administrative proceeding brought by the Department against the subject of your complaint will rely upon the information you provide to the Department. All allegations and supporting documentation <u>MUST</u> be provided to the Department at this time.

COMPLAINANT INFORMATION					
Last Name	First	Middle	е	Title	Suffix
Your Company/Occupation GULFSTREAM HORSEMEN'S	S PURCHASI	NG ASSOCIATI	ION. IN	C. aka FI	HRPA
	MAILING	ADDRESS			Di sekanya se
Street Address or P.O. Box					
	PO BO	X 3507			
City HALLANDALE BEACH		State FL		Zip Code 333309	(+4 optional)
County (if Florida address) BROWARD		Country		0000	
	CONTACT IN	FORMATION	4.5-24.5		of Sylvin Said
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Primary E-Mail Address					
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	SEE ATTACH				

Attach additional sheets as necessary.



PRIVATE ATTORNEY FOR COMPLAINANT (IF APPLICABLE)					
Last Name GUNDERSON, MARK, ESQ	First	Middle	Title	Suffix	
	ADDRE	SS	A SHEW SE		
Street Address or P.O. Box					
	2510 SW 18	STREET			
City FORT LAUDERDALE		State FL	Zip Code (33312	(+4 optional)	
County (if Florida address) BROWARD	C	Country			
	CONTACT INFO	RMATION	SERVICE THE PROPERTY.	DIMUSIA DE LA	
Primary Phone Number		Alternate Phone Number			

SUBJECT OF COMPLAINT				
Last Name First ALEXIS ROMERO DELGADO		Middle	Title	Suffix
License Number (if known) 11369418				
Company/Occupation HORSE OWNER/TRAINER				
MAILIN	G ADDRE	SS	SERVE WITH FEW TON	TEAN MEN
Street Address or P.O. Box				
7146 NV	V 103Rd P	ath		
City State Zip Code (+4 opti		4 optional)		
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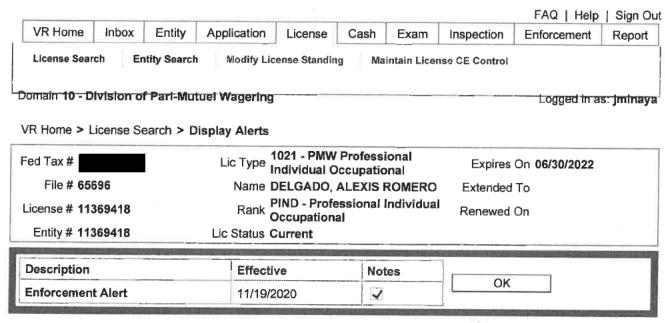


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knowledge.	re above information completely and	truthfully to the best of my
Complainant Sign Here:BY: /S/	MARK GUNDERSON, ESQ.	05/02/22 Date :





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

GULFSTREAM HORSEMEN'S PURCHASING ASSOCIATION, INC. Plaintiff,

٧S

SMALL CLAIMS DIVISION CASE NO.

ALEXIS DELGADO and ADR RACING STABLE LLC, jointly and severally, Defendants.

COMPLAINT

Plaintiff, GULFSTREAM HORSEMEN'S PURCHASING ASSOCIATION, INC., ("Plaintiff") sues defendants, ALEXIS DELGADO and ADR RACING STABLE LLC, jointly and severally ("Defendants") and alleges:

- This is an action on an open account.
- 2. This Court has subject matter jurisdiction over this dispute because this complaint seeks damages less than \$8,000 exclusive of interest, attorneys' fees, and costs. §34.01(2) Fla. Stat.
- 3. Venue is proper in the 17th Judicial Circuit, in that plaintiff's cause of action arose in Broward County Florida. §47.011 Fla. Stat.
 - Plaintiff is a resident of Broward County and otherwise sui juris.
- 5. The Court has jurisdiction over the Defendants in that plaintiff's cause of action against Defendants arises from Defendants operating, conducting, engaging in, or carrying on a business or business venture in this state, breaching a contract in this state by failing to perform acts required by the contract to be performed in this state, and/or Defendants' substantial and not isolated activity within this state. §48.193 Fla. Stat.
- 6. Service is alternatively made (if applicable) via substituted service on the Secretary for the State of Florida in accordance with §48.161 Fla. Stat. or §48.181 Fla. Stat. in that Defendants were a resident of this state and subsequently became a nonresident of this state or has concealed his whereabouts.
- 7. Defendants owe plaintiff \$1,807.00 that is due with interest since March 24, 2021, based on an agreement for goods and services that were sold and delivered at an agreed upon price, directly related to horse racing being conducted at a pari-mutuel facility. See Exhibit A.
- 8. Plaintiff is entitled to prevailing party attorney fees pursuant to agreement between the parties.

WHEREFORE, Plaintiff demands judgment for damages, attorney fees and costs against Defendants.

MARK GUNDERSON, P.L. Attorney for Plaintiff. 2510 SW 18 Street Fort Lauderdale Florida 33312 (954) 288-1001; (954) 791-6154 Fax mgunderson@mindspring.com /s/ Mark Gunderson FBN: 0842141

EXHIBIT #3 PAGE # / Gulfstream Horsemen's Purchasing Association, Inc. PO Box 3507 Hallandale Beach, FL 33008 US 5026390707 Csimon@floridahbpa.com



Statement

TO

Alexis Delgado ADR Racing Stable LLC 10430 NW 58th Street Doral, Florlda 33178 United States DATE 03/24/2021 TOTAL DUE \$1,807.00 ENCLOSED

DATE	DESCRIPTION	AMOUNT	BALANCE
10/31/2020	Balance Forward		0.00
11/23/2020	Invoice #3169	918.00	918.00
12/15/2020	Invoice #3279	459.00	1,377.00
12/29/2020	Invoice #3343	459.00	1,836.00
01/11/2021	Invoice #3387	459.00	2,295.00
01/26/2021	Invoice #3469	12.00	2,307.00
01/28/2021	Payment	-500.00	1,807.00

Current	1-30 Days	31-60 Days	61-90 Days	90+ Days
Due	Past Due	Past Due	Past Due	Past Due
0.00	0.00	12.00	1,377.00	418.00



Exhibit A 2/6

Gulfstream Horsemen's Purchasing Association, Inc.

PO Box 3507 Hallandale Beach, FL 33008 US (502) 638-0707 Csimon@floridahbpa.com



INVOICE

BILL TO 10430 nw 58th Doral, Florida 33178 United States INVOICE DATE TERMS DUE DATE

3169 11/23/2020 Net 30 12/23/2020

DATE	ACTIVITY	QTY	RATE	AMOUNT
11/20/2020	10 cu pine shavings Deluxe blend (yellow) 10cu Pine shavings yellow racing	90	5.10	459.00
12/01/2020	10 cu pine shavings Deluxe blend (yellow) 10cu Pine shavings yellow racing	90	5.10	459.00

BALANCE DUE

\$418.00

Exhibit A 3/6

Gulfstream Horsemen's Purchasing Association, Inc.

PO Box 3507 Hallandale Beach, FL 33008 US (502) 639-0707 Csimon@floridahbpa.com



INVOICE

BILL TO 10430 nw 58th Doral, Florida 33178 United States INVOICE DATE TERMS DUE DATE

3279 12/15/2020 Net 30 01/14/2021

ACCOUNT SUMMARY

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11/23/2020	Balance Forward	918.00
8	Other payments and credits after 11/23/2020 through 12/14/2020	0.00
12/15/2020	Other Involces from this date	0.00
	New charges (details below)	459.00
	Total Amount Due	1,377.00

DATE	ACTIVITY:	(ФТУ	RATE	AMOUNT
12/14/2020	10 cu pine shavings Deluxe blend (yellow) 10cu Pine shavings yellow racing	90	5.10	459.00

TOTAL OF NEW CHARGES

459.00

BALANCE DUE

\$1,377.00

Exhibit A 4/6

Gulfstream Horsemen's Purchasing Association, Inc.

PO Box 3507 Haliandale Beach, FL 33008 US (502) 639-0707 Csimon@floridahbpa.com



INVOICE

BILL TO 10430 nw 58th Doral, Florida 33178 United States INVOICE DATE TERMS DUE DATE

3343 12/29/2020 GHPA terms 01/04/2021

ACCOUNT SUMMARY

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12/15/2020	Balance Forward	1,377.00
	Other payments and credits after 12/15/2020 through 12/28/2020	0.00
12/29/2020	Other invoices from this date	0.00
	New charges (details below)	459.00
	Total Amount Due	1,836.00

DATE	ACTIVITY	QTY	RATE	AMOUNT
12/28/2020	10 cu pine shavings Deluxe blend (yellow) 10cu Pine shavings yellow racing	90	5.10	459.00

TOTAL OF NEW CHARGES

459.00

BALANCE DUE

\$1,836.00

Exhibit A 5/6

Guifstream Horsemen's Purchasing Association, Inc.

PO Box 3507 Hailandale Beach, FL 33008 US (502) 639-0707 Csimon@fioridahbpa.com



INVOICE

BILL TO 10430 nw 58th Doral, Florida 33178 United States INVOICE DATE TERMS DUE DATE

3387 01/11/2021 GHPA terms 01/17/2021

ACCOUNT SUMMARY

12/29/2020	Balance Forward	1,836.00
	Other payments and credits after 12/29/2020 through 01/10/2021	0.00
01/11/2021	Other invoices from this date	0.00
	New charges (details below)	459.00
	Total Amount Due	2,295,00

DATE	ACTIVITY.	QΤΥ	RATE	AMOUNT
01/08/2021	10 cu pine shavings Deluxe blend (yellow) 10cu Pine shavings yellow racing	90	5.10	459.00

TOTAL OF NEW CHARGES

459.00

BALANCE DUE

\$2,295.00

Exhibit A 6/6

Guifstream Horsemen's Purchasing Association, Inc.

PO Box 3507 Hallandale Beach, FL 33008 US (502) 639-0707 Csimon@floridahbpa.com



INVOICE

BILL TO
Alexis Delgado
ADR Racing Stable LLC
10430 NW 58th Street
Doral, Florida 33178
United States

INVOICE DATE TERMS DUE DATE

3469 01/26/2021 GHPA terms 02/01/2021

ACCOUNT SUMMARY

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01/11/2021	Balance Forward	2,295.00	
	Other payments and credits after 01/11/2021 through 01/25/2021	0.00	
01/26/2021	Other involces from this date	0.00	
	New charges (details below)	12,00	
	Total Amount Due	2,307.00	

DATE	ACTIVITY	ОТҮ	RATE	AMOUNT
01/12/2021	Sales Returned Check Fee	1	12.00	12.00

TOTAL OF NEW CHARGES

12.00

BALANCE DUE

\$2,307.00

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

GULFSTREAM HORSEMEN'S PURCHASING ASSOCIATION, INC. Plaintiff.

VS

SMALL CLAIMS DIVISION COCE-21-020375 Division: 54.

ALEXIS DELGADO and ADR RACING STABLE LLC, jointly and severally, Defendants.

AFFIDAVIT FOR FINAL JUDGMENT PURSUANT TO STIPULATION

STATE OF FLORIDA COUNTY OF BROWARD

BEFORE ME, the undersigned authority, personally appeared TRISH SHELTON who after being duly sworn, deposes and says:

- 1. I am over the age of 18 and otherwise sui juris.
- 2. I am the Records Custodian for GULFSTREAM HORSEMEN'S PURCHASING ASSOCIATION, INC. and familiar with all the facts and circumstances in this action.
- 3. On May 4, 2021, the parties entered into a stipulation (attached), which required defendant to make certain scheduled payments to plaintiff.
 - 4. Defendant has failed to make payments pursuant to the stipulation.
- 5. Plaintiff provides this affidavit to support the reopening of this case and for the entry of final judgment in the amount of \$2,818.20 (\$3,018.20 less payment of \$200.00), consistent with this Court's approval of that stipulation.

FURTHER SAYETH NAUGHT

BEBBIE FILLIPPI, RECORDS CUSTODIAN

Sworn to and subscribed before me on August 19, 2021 by Debbie Filippi who is personally known __orings produced a Florida Driver Licenses#

Notary Public — State of Florida (Seal)

Mark Gunderson Comm.#HH072769 Expires: Jan. 9, 2025 Bonded Thru Asron Notary

PAGE #/

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

GULFSTREAM HORSEMEN'S PURCHASING ASSOCIATION, INC. Plaintiff.

VS

SMALL CLAIMS DIVISION COCE-21-020375 Division: 54.

ALEXIS DELGADO and ADR RACING STABLE LLC, jointly and severally, Defendants.

ORDER OF DISMISSAL STIPULATION OF THE PARTIES - FINAL ORDER APPROVING STIPULATION

The undersigned parties to this action stipulate and agree based on mutual consideration, as follows:

- The Defendants agree to pay the Plaintiff, and the Plaintiff agrees to accept the sum of \$2,218.20 in full settlement of the above-styled action, which is calculated as follows: \$1,807.00 in damages, \$331.20 in court costs, \$80.00 in process server fees, and \$0.00 in attorney fees.
- An initial payment of \$200.00 shall be made on or before May 15, 2021, and payment of \$200.00 shall be made each month thereafter on the same day of the month, until the full amount of \$2,218.20 is paid in full, time being of the essence,.
- Payments are to be made directly to Plaintiff by check or credit card at the following address, Gulfstream Horsemen's Purchasing Association, Inc., Attn: Debbie Filippi, PO Box 3507, Hallandale Beach, FL 33008, - Payment by credit card by calling (954) 457-3516.
- Upon Affidavit by Plaintiff, that Defendants have not made the payment according to this Stipulation, the Court shall reopen this case and Final Judgment shall be entered against Defendants without further notice or hearing, in the amount of \$3,018.20 (includes \$800.00 in attorney fees) less any payments that have been made pursuant to this stipulation.

Based upon the foregoing, the parties agree that the Court shall enter an Order of Dismissal, this date, but may reopen the cause based upon the filing of an Affidavit, as stated in 4. above.

greed to on the last date signed by the partie

Sebble Filippi

on behalf of Plaintiff

FINAL ORDER APPROVING STIPULATION AND ORDER OF DISMISSAL

The above Agreement-Stipulation, having been considered by the Court, is approved, and this cause is dismissed. The case is closed, subject to the provisions as stated above.

DONE AND ORDERED at Fort Lauderdale, Broward County, Florida, this ___ day of ___, 2021.

County Court Judge

Page 1 of 1



Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Julie I. Brown, Secretary

Revised 12/08

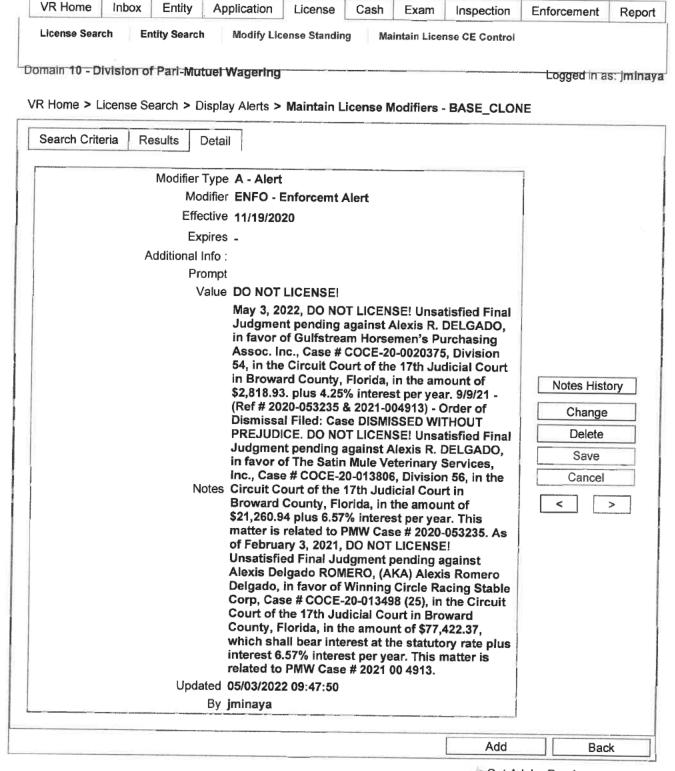
Ron DeSantis, Governor

DIVISION OF PARI-MUTUEL WAGERING

	LICENSE AC	HON REQUEST FORM				
То:	Licensing Administrator					
From:	Investigator Minaya					
Date:	May 3, 2022					
х	PLEASE ADD ALERT: Con	tact Investigations Prior	to Licensing			
	PLEASE <u>REMOVE</u> ALERT I	ROM LICENSE RECOR	RD			
Last Na	me: DELGADO	First Name: ALEX	IS			
	number and type: 11369418 -	1021				
_	me. BEEGADO					
DOB:		SS#:				
ending Assoc. II	for Addition/Removal of Alert: I against Alexis R. DELGADO , nc., Case # COCE-20-002037 Court in Broward County, Flo eer year.	in favor of Gulfstream I 5, Division 54, in the C	Horsemen's Purchasing Circuit Court of the 17 th			
Respons	sible Party: Inv. Sup Minaya	Case Number: 2022	02 1526			
Approved	l by:	Date: _				
Addad/Da	emoved by:					
wweu/rt	smoved by.	Date : N	May 3, 2022			

EXHIBIT #5
PAGE # /

FAQ | Help | Sign Out



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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Se Mass Status I		Change Red Public Ca	cording License 1 ase Info	Type Del	ete Compl	aint M	ass Activity Upo	date Mass Disc	cipline Update

Mass Status	Mass Status Update Public Case Info								
Domain 10 - I	Division of Pari-M	utuel Wagerin	ng					Logg	ed in as: icampbell
VR Home >	Complaint Search	> Maintain C	omplaint						
Lic Type 1	1098 - Unlicensed	l Complaints		Status	20 Unde Investig	-		Status Dat	e 05/02/2022
Complaint #	2022021526	Case Type	CMP - Complaint	Disposition			Disp	osition Dat	e
Docket#		Respondent	DELGADO, ALEXIS	Responsible	jminaya JULIO	- MIN	AYA,		Private Case
Complaint	Respondent	Complainant	Addt'l Info]					
Source	CNSM - Consum	ner	Security Level	1			Parties	✓	Activities
Form	PCOM - PMW Co	omplaint	Priority			V	Allegations		Discipline
Class'n	IV-A - Financial Responsibility		Complexity	R - Regular		V	Violations		Compliance
Security	STND - Standard	d	Incident	08/20/2021			Related		Disposition
Region	SR - Southern R	egion	Received	05/02/2022			related		Disposition
Reference	550.105(7)						Inspection		
Entered	05/02/2022		Entered By	icampbell			Costs		
Summary	321 - Gulfstream 2022, a copy of 0020375 was red August 20, 2021 Circuit in and Fo Gulfstream Hors from DELGADO interest at the ra	a Final Judgm ceived via e-m , in the Count or Broward Co semen's Purcl the sum of \$2	nent by Default hail. Per said Ju ny Court For the bunty, FL, in Di hasing Assoc. 2,818.93, which	, Case #COO udgment file e 17th Judic vision 54, Inc., shall re	CE-20- ed on ial		Time Trackin Attachments Work Notes		Auto Assign History Print Report

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By icampbell

Updated 05/02/2022 16:34:14

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STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

OPEN CASE REQUEST (OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

IN	CIDENT DAT	E: August 20, 202	1				
	⊠ PMW	☐ Cardroom	☐ Slot	☐ Violation	☐ Incident	⊠ Complaint	
FA	FACILITY NAME: GULFSTREAM PARK RACING ASSOC., INC. LIC #: 321						
	RESPONDENT						
	ME: Alexis I						
		W 103 RD Path Doral		OCCUPATION	Tel	#:	
LI	C #:	LIC TYPE		OCCUPATIO	N:		
			CON	MPLAINANT			
		eam Horsemen's Pu				Tel #: (954) 288-1001	
	Address: P.O. C#:	BOX 3507 Halland LIC TYPE:		33309 UPATION:			
	C #:	LIC TYPE:	JUCC	UPATION:			
ho tha ob	VIOLATION(S) / TITLE(S): F.S.S. 550.105(7) Financial Responsibility "The division may deny, revoke, or suspend any occupational license if the applicant thereof 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."						
00 Cc Hc	DESCRIPTION : On May 2, 2022, a copy of a Final Judgment by Default, Case #COCE-20-0020375 was received via e-mail. Per said Judgment filed on August 20, 2021, in the County Court For the 17 th Judicial Circuit in and For Broward County, FL, in Division 54, Gulfstream Horsemen's Purchasing Assoc. Inc., shall recover from DELGADO the sum of \$2,818.93, which shall bear interest at the rate of 4.25% per year.						
CA	SE DETAILS	FILED BY:					
	Chief I	nspector	e/Steward	Investigator []	Other:	of State Employee)	
		Minaya	(Muffing.		May 2, 2022	
	(F	Print Name)		(Signature)		(Date)	

Campbell, Ian

From: Minaya, Julio

Sent: Monday, May 2, 2022 4:10 PM

To: Campbell, Ian

Subject: OCR

Attachments: OPEN CASE REQUEST - DELGADO - Finiancial.docx

lan

Please assign to me.



Julio F Minaya Investigative Supervisor Division of Pari-Mutuel Wagering, Office of Investigations 1400 W. Commercial Blvd., Suite 165 FT. Lauderdale, FL 33309

Office: 954-202-6844 Fax: 954-202-3930

FILED

Deputy Agency Clerk

CLERK: Evette Lawson-Proctor

Date: 6/14/2022

File #:

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

v. DBPR Case No.: 2022-021526
ALEXIS ROMERO DELGADO,
Respondent.

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Alexis Romero Delgado ("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, 11369418-1021, issued by Petitioner.
- 3. On or about August 20, 2021, an amended default and final judgment of \$2,818.93 was entered against Respondent regarding horse bedding products provided to Respondent, in the County Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, in case number COCE 21-020375.
- 4. These unpaid financial obligations relates to racing conducted at a pari-mutuel facility in the State of Florida.

5. Pursuant to Section 550.105(7), Florida Statutes:

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.

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 Division Director enter an Order imposing against Respondent one or more of the penalties the Division is authorized to impose pursuant to Chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-021526 is signed this 13th day of June, 2022.

/s/Eric A. Saccomanno

Eric A. Saccomanno Assistant General Counsel

FBN: 1032559

Department of Business and Professional Regulation

Office of the General Counsel Division of Pari-Mutuel Wagering

2601 Blair Stone Road

Tallahassee, Florida 32399-2202

Telephone: (850) 717-1786 Facsimile: (850) 921-1311

Primary: Eric.Saccomanno@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

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~	Street and Apr. Doral, Florida 33178	
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	PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for In	structions

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July 19, 2022 at 1:01 pm MIAMI, FL 33178

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Tracking History	~
USPS Tracking Plus®	~
Product Information	~

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MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney

Re: Case Number 2022-024544; Default Final Order

Date: August 25, 2022

Executive Summary

The Division of Pari-Mutuel seeks an administrative fine of \$150 due to Todd Matthew Seglem's ("Respondent") violations of rules 61D-11.004(8)(a), 61D-11.004(2), and 61D-11.004(4)(a), Florida Administrative Code. Section 849.086(14)(c), Florida Statutes, grants the Commission the power to impose an administrative fine not to exceed \$1,000 for each violation of any provisions of this section or any rules adopted pursuant thereto. Therefore, the Florida Gaming Control Commission should enter a final order imposing a fine of \$150 for the three violations.

Background

On or about May 18, 2022, Respondent was a poker dealer at Sarasota Kennel Club.¹ Respondent was seen via surveillance footage failing to clear his at least thirty times after gathering and pushing pots to players, failing to spread the currency on the top of the card table in front of the imprest tray, failing to state the amount received, and provide the equivalent amount of chips to the player, and failing to tap the tip on the imprest tray. Respondent has no prior violations of rules 61D-11.004(8)(a), 61D-11.004(2), and 61D-11.004(4)(a), Florida Administrative Code.

The Division served Respondent with a three-count administrative complaint and election of rights form. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days² to file a written response to the administrative complaint. The Respondent was served on July 16, 2022, which means the Respondent had until August 6, 2022 to respond. He has never responded.

_

¹ Sarasota Kennel Club is operated by a pari-mutuel wagering permitholder that also possesses a pari-mutuel and cardroom license.

² 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

The Commission has the authority to impose an administrative fine of \$1,000.00 for each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.³

Rule 61D-11.004(8)(a), Florida Administrative Code, provides, that the dealers shall clear their hands when cash, chips, or tokens are exchanged with or provided to a player.

Rule 61D-11.004(2), Florida Administrative Code, states that a dealer who receives currency from a player at a card table in exchange for chips or tokens must perform the following: (a) spread the currency on the top of the card table in front of the imprest tray; (b) state the amount of currency received; (c) provide an equivalent dollar amount of chips or tokens to the player.

Rule 61D-11.004(4)(a), Florida Administrative Code, states that if dealers are to accept tips while dealing, the tip shall be accepted by taping the tip on the imprest tray. Because Respondent failed to clear his hands at least thirty times after gathering and pushing pots to players, failed to spread the currency on the top of the card table in front of the imprest tray, failed to state the amount received, and provide the equivalent amount of chips to the player, and failed to tap the tip on the imprest tray, he is subject to an administrative fine up to \$1000 for each violation.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a final order imposing an administrative fine of \$150.

-

³ § 849.086(14)(c), Fla. Stat.

FILED

Deputy Agency Clerk

CLERK: Evette Lawson-Proctor

Date: 6/24/2022

File #:

DBPR Case No.: 2022-024544

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,	
V.	
TODD MATTHEW	SEGLEM,
Respondent.	

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Todd Matthew Seglem ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 8058986-1012, issued by Petitioner.
- 3. At all times material hereto, Respondent worked as a poker dealer at Sarasota Kennel Club.
- 4. At all times material hereto, Sarasota Kennel Club was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida under Chapters 550 and 849, Florida Statutes.

COUNTI

- 5. Petitioner realleges and adopts paragraphs numbered one through four as it set forth fully herein.
- 6. On or about May 18, 2022, Respondent failed to clear his hands on one or more occasion when cash, chips, or tokens were exchanged with or provided to a player.
- 7. Rule 61D-11.004(8)(a), Florida Administrative Code, states, in pertinent part, that dealers shall "[c]lear their hands when cash, chips, or tokens are exchanged with or provided to a player."
- 8. Based on the foregoing, Respondent violated Rule 61D-11.004(8)(a), Florida Administrative Code, by failing to clear his hands when cash, chips, or tokens were exchanged with or provided to a player on or about May 18, 2022.

COUNT II

- 9. Petitioner realleges and adopts paragraphs numbered one through four as it set forth fully herein.
- 10. On or about May 18, 2022, Respondent received currency from a player at a card table.
- 11. On or about May 18, 2022, Respondent failed to spread the currency on the top of the card table in front of the imprest tray, state the amount received, and provide the equivalent amount of chips to the player.
- 12. Rule 61D-11.004(2), Florida Administrative Code, states, in pertinent part, that "[a] dealer who receives currency from a player at a card table in exchange for chips or tokens must perform the following: (a) [s]pread the currency on the top of the card table in front of the

imprest tray; (b) [s]tate the amount of currency received; (c) [p]rovide an equivalent dollar amount of chips or tokens to the player."

13. Based on the foregoing, Respondent violated Rule 61D-11.004(2), Florida Administrative Code, by failing spread the currency on the top of the card table in front of the imprest tray, state the amount received, and provide the equivalent amount of chips to the player on or about May 18, 2022.

COUNT III

- 14. Petitioner realleges and adopts paragraphs numbered one through four as it set forth fully herein.
- 15. On or about May 18, 2022, Respondent accepted a tip and failed to tap the tip on the imprest tray.
- 16. Rule 61D-11.004(4)(a), Florida Administrative Code, states, in pertinent part, that if dealers are to accept tips while dealing, the tip shall be accepted by taping the tip on the imprest tray.
- 17. Based on the foregoing, Respondent violated Rule 61D-11.004(4)(a), Florida Administrative Code, by failing to tap the tip on the imprest tray.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-024544 is signed this 20th day of June, 2022.

/s/Emily A. Alvarado

Emily A. Alvarado Deputy Chief Attorney

Florida Bar Number: 1025200

Department of Business and Professional Regulation

Office of the General Counsel Division of Pari-Mutuel Wagering

2601 Blair Stone Road

Tallahassee, Florida 32399-1035

Telephone: (850) 717-1783 Facsimile: (850) 921-1311

Primary: Emily.Leiva@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

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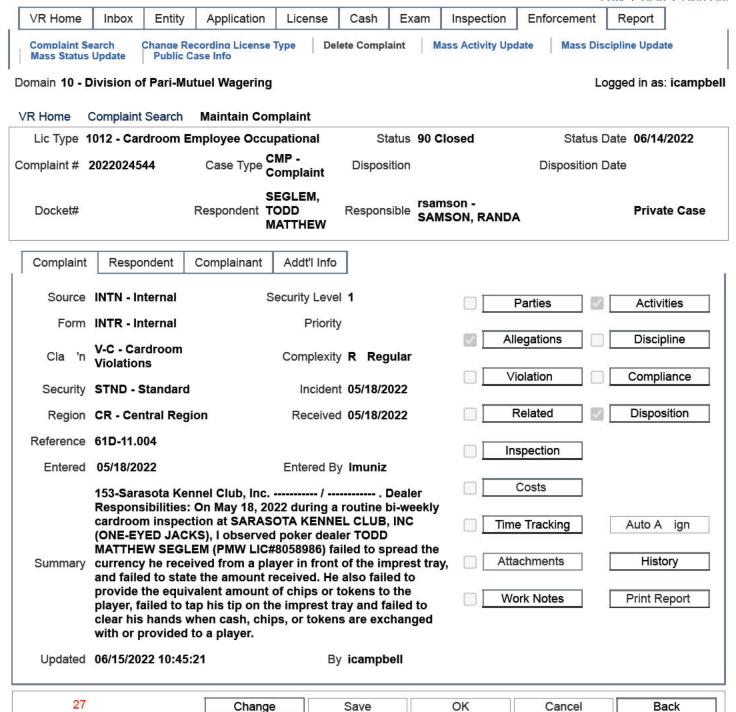
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Case Number:



Melanie S. Griffin, Secretary

Region:

Office:

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Date of Complaint:

PMW	CENTRAL	MAY 1	8, 2	2022	2022 02 4544
Respondent:			Co	omplainant:	
SEGLEM, TODE 809 WEEBURN SARASOTA, FL		DI PI	STATE OF FLORIDA, DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING		
License # and Typ	e:	Profession:			Report Date:
8058986 / 1012 POKER		R DEALER JUNE 5, 2022			
Period of Investigation:			Type of Report:		
MAY 18, 2022 - JUNE 5, 2022			FINΔI		

Alleged Violation: 61D-11.004 Dealer Responsibilities.

- (2) A dealer who receives currency from a player at a card table in exchange for chips or tokens must perform the following:
 - (a) Spread the currency on the top of the card table in front of the imprest tray;
 - (b) State the amount of currency received;
 - (c) Provide an equivalent dollar amount of chips or tokens to the player; and,
- (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:
 - (a) Tapping the tip on the imprest tray; and,
 - (b) Dropping the tip in the tip box.
- (6) Other than tips, dealers shall not accept any items of value or gifts from card players or any patrons of the facility.
 - (8) Dealers shall:
- (a) Clear their hands when cash, chips, or tokens are exchanged with or provided to a player;

Synopsis: On May 18, 2022, I conducted a routine bi-weekly cardroom inspection at **SARASOTA KENNEL CLUB (ONE-EYED JACKS).** While reviewing surveillance video alongside Poker Room Director **RYAN R CARTER** (PMW LIC# 7616143), I observed poker dealer **TODD MATTHEW SEGLEM** (PMW LIC#8058986) fail to conduct the proper procedures required by rule **61D-11.004(2)(a-c)**, when he received currency from a player in exchange for chips or tokens. I also observed him fail to clear his hands when cash, chips, or tokens are exchanged with or provided to a player and fail to tap his tip on the imprest tray.

Related Case:	
Case # 2022 00 1624	
Investigator / Date	Investigator Supervisor / Date
1s/ Hande Janson	Isl Peut Warting
Randa Samson / JUNE 5, 2022	C. Derek Washington / June 14, 2022
,	
Chief of Investigations / Date	

She E. Kozu

June 14, 2022 Steven E. Kogan

CASE NUMBER: 2022 02 4544

CONTINUATION

Investigative Activity:

On May 18, 2022, at approximately 11:30 AM, I conducted a routine bi-weekly cardroom inspection at **SARASOTA KENNEL CLUB (ONE-EYED-JACKS)**. While reviewing recorded surveillance video alongside Poker Room Director Ryan R **CARTER** (PMW LIC# 7616143), I observed poker dealer Todd Matthew **SEGLEM** (PMW LIC#8058986) (**EXHIBIT #1)**, assigned to table #8, from approximately 10:57 AM thru 11:34 AM that day, fail to conduct the proper procedures when he received currency from a player in exchange for chips or tokens as required by rule 61D-11.004(2)(a-c). I also observed **SEGLEM** fail to tap his tips on the imprest tray and fail to clear his hands when cash, chips, or tokens were exchanged with or provided to a player on multiple occasions.

The video evidence of May 18, 2022, obtained from **SARASOTA KENNEL CLUB (ONE-EYED-JACKS), (EXHIBIT #2)** shows the following:

- 11:02:09 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:02:16 AM: Respondent failed to tap his tip on the imprest tray.
- 11:04:26 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:07:16 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:07:37 AM: Respondent failed to state the amount of currency he received and failed to clear his hands when cash, chips, or tokens were exchanged.
- 11:08:25 AM: Respondent received one hundred dollars' (\$100) worth of red chips for a high hand tip and placed it on the right side of his imprest tray.
- 11:09:22 AM: Respondent exchanged the one hundred dollars' (\$100) worth of red chips he received for a tip for four (4) green chips and failed to tap his tip on imprest tray.
- 11:09:46 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:11:24 AM: Respondent pushes the pot to the winning player and fails to clear his hands eight (8) times while paying out high hand winnings.
- 11:11:29 AM: Respondent failed to tap his tip on the imprest tray.
- 11:13:34 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:13:41 AM: Respondent failed to spread the currency he received from a player in front of the imprest tray, failed to state the amount of currency he received, received five hundred dollars (\$500) in cash from the player in seat #2 and he gave the player three hundred (\$300) in green chips and one hundred (\$100) in red chips, failing to provide an equivalent amount of chips or tokens to a player, and failed to clear his hands after the transaction.
- 11:17:14 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:19:00 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:20:23 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:21:20 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:21:25 AM: Respondent failed to tap his tip on the imprest tray.
- 11:22:55 AM: Respondent pushes the pot to the winning player and fails to clear his hands.

CASE NUMBER: 2022 02 4544

CONTINUATION

- 11:23:59 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:24:04 AM: Respondent failed to tap his tip on the imprest tray.
- 11:24:09 AM: Respondent fails to state the amount of currency he received and failed to clear his hands when cash, chips, or tokens were exchanged.
- 11:25:35 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:25:41AM: Respondent failed to tap his tip on the imprest tray.
- 11:26:29 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:26:35 AM: Respondent failed to tap his tip on the imprest tray.
- 11:27:32 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:29:08 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:29:20 AM: Respondent failed to tap his tip on the imprest tray.
- 11:29:35 AM: Respondent fails to state the amount of currency he received and failed to clear his hands when cash, chips, or tokens were exchanged.
- 11:31:54 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:33:16 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:33:38 AM: Respondent fails to state the amount of currency he received and failed to clear his hands when cash, chips, or tokens were exchanged.
- 11:34:32 AM: Respondent pushes the pot to the winning player and fails to clear his hands.
- 11:34:35 AM: Respondent failed to tap his tip on the imprest tray.

The Director of Poker Operations RYAN R CARTER (PMW# 7616143) and Cardroom Administrator RHONDA RENEE LIPP (PMW# 8124889) were informed of these violations. CARTER stated that SEGLEM would receive a written reprimand immediately. (EXHIBIT #3)

A check of the Versa Regulation Enforcement database showed no previous violations for these specific regulations, however **SEGLEM** does have one prior violation for failing to wear his ID badge as required by rule(See Case # 2022 00 1624).

Status: Investigation case closed and case referred to Legal for review

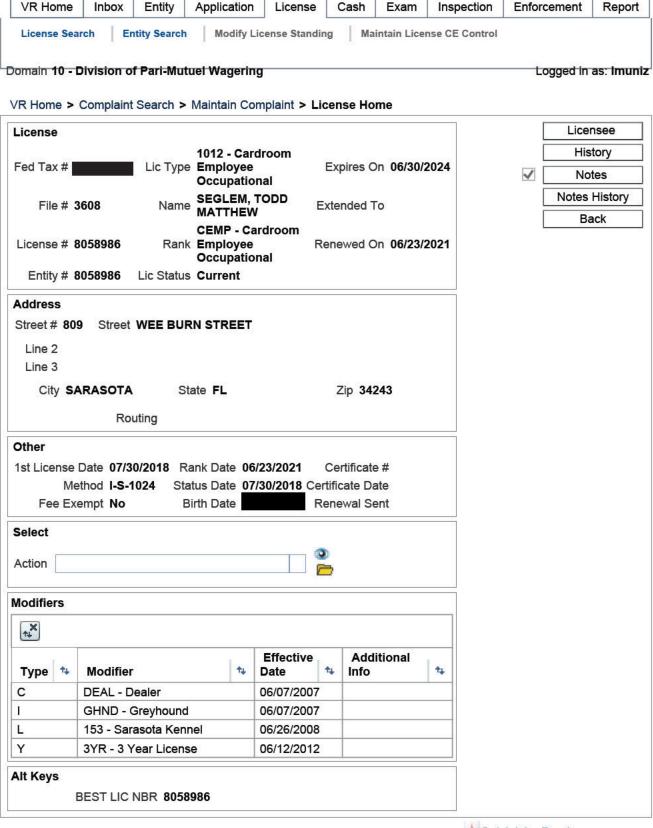
DBPR INVESTIGATIVE REPORT

CASE NUMBER: 2022 02 4544

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(al12) License Home Page 1 of 1



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State of Florida Department of Business and Professional Regulation Division of Pari-Mutuel Wagering Investigations Section

PROPERTY RECEIPT

Complaint # a	2022 02 454	/ <u>(/</u> Date <u>5/23/22</u> Lab #		
item No.	Quantity	Description		
				
		Thursdrive Todd Sectem		
		Thursdrive Todd Seglem mustiple dealer Violations		
		र अंद्र		
		Visit Conference		
		· And	_	
		described a great of a contraction of the second of the se		
		Company of the Compan		
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:		Date:		
Received by:		Date:		
Received by:		Date:		
Copies for: File	e, Transmittal, Labora	atory, Property Receipt EXHIBIT #2 PAGE 1/1		

Form DBPR 11-75 (Revised 01/04)



Verbal Warning 1st Notice Notice Final Written Warning							
Disciplinary Action Form							
Date: 5/18/92							
Employee Name: 1000 SEGLEM Employee ID Number							
Department: CALDROOM Position: DEALLY							
Nature of Violation: Based on the seriousness of the offense indicated below, any of the following could result in immediate disciplinary action, up to and including disciplinary suspension and termination. Pursuant to company policy, all discharges must be reviewed by affected manager with corporate personnel before becoming final.							
Refusing work assigned Insubordination to management							
Not following work schedule Insubordination to customers							
Violation of time card procedures Failure to assist customers							
Violation of lunch or break periods X Disregard of company policies							
Excessive tardiness (3 times in 30 days) Misuse or abuse of company property							
Excessive absenteeism Sleeping on the job							
Leaving work without approval Theft of any kind							
Not following safety procedures Use of drugs on company premise							
Not wearing name badge Use of alcohol on company premise							
Inappropriate dress Violation of jewelry security							
Violation of data processing security agreement							
Other:							

EXHIBIT #3 PAGE 1/3



Disciplinary Action Form

Details of Incident: (Briefly describe who	t happened below)
Date: 5/18/22 Time: 11-11	:30 An Place: TABLE 8
People involved:	
TOPO SEGLEM + C	USTOMERS
What occurred: VPON REVIEWIN	6 ANOVERAGE ON TABLE 8
TODO SEGUEM VIO	6 ANOVORAGE ON TABLE &
5 VIOLATIONS	
Employee's Comments:	
	In Tall
Department Manager Signature Date	Employee Signature Date
Held 9	o Employee refused to sign
Operations Manager Signature Date	
	Witness Signature Date
	· ·

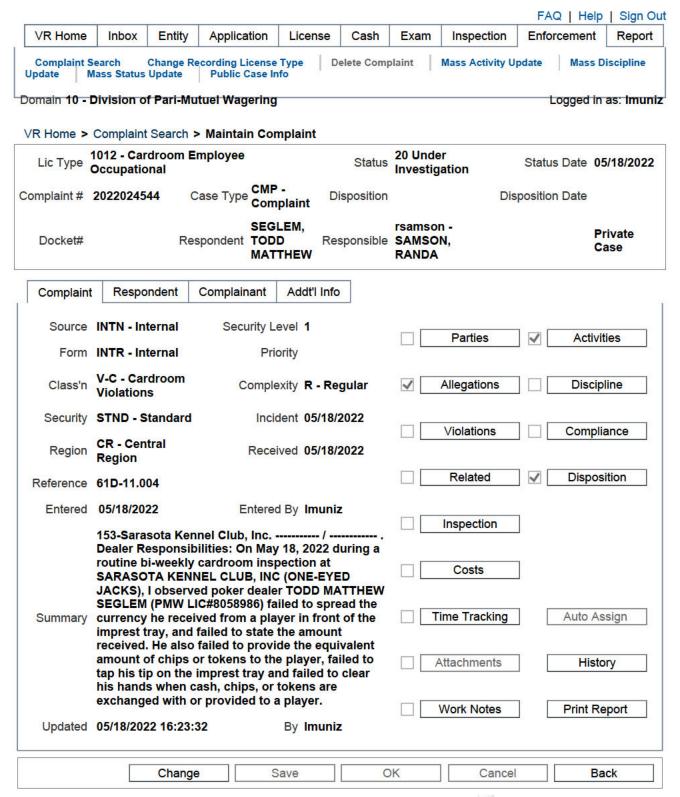
EXHIBIT #3 PAGE 2/3

- 2 -

61D-11.004 Dealer Responsibilities.

- (2) A dealer who receives currency from a player at a card table in exchange for chips or tokens must perform the following:
 - (a) Spread the currency (bank faced) on the top of the card table in front of the imprest (well) tray;
 - (b) State the amount of currency received;
 - (c) Provide an equivalent dollar amount of chips or tokens to the player; and,
 - (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:
 - (a) Tapping the tip on the imprest tray; and,
 - (8) Dealers shall:
 - (a) Clear their hands when cash, chips, or tokens are exchanged with or provided to a player;

EXHIBIT #3 PAGE 3/3



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STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

OPEN CASE REQUEST (OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

IN	CIDENT DAT	E: May 18, 2022							
	☐ PMW	⊠ Cardroom	☐ Slot	⊠ Violation	☐ Incident	☐ Complaint			
FA	CILITY NAM	IE: <u>SARASOTA K</u> I	ENNEL CLUB,	INC	LIC	C #:_153			
RESPONDENT									
NA	ME: Todd Ma	tthew Seglem							
		Wee Burn St., Saraso	•			Tel #:			
LI	C#: 8058986	LIC TYPE	C: 1012	OCCUPATIO	N: Poker Dealer				
			COM	MPLAINANT					
NA	ME:					Tel #:			
	Address:								
LI	C #:	LIC TYPE:	OCC	UPATION:					
into	(b) State the ar (c) Provide an (4) Dealers shadernal controls. I (a) Tapping the (6) Other than sility. (8) Dealers shad(a) Clear their	mount of currency requivalent dollar are all accept tips either tips are accepted very tips, dealers shall reall: hands when cash, compared to the control of the current tips.	eceived; mount of chips of while dealing at tray; and, not accept any in this, or tokens	le in front of the importokens to the play at an assigned table, the tems of value or gifted are exchanged with	er; and, e or through a system tip shall be acc fts from card play or provided to a p	epted by: ers or any patrons o	of the		
CI LIO star tap	LUB, INC (ON) C#8058986) fail te the amount re	E-EYED JACKS), led to spread the cureceived. He also fail	I observed pok rrency he receiv led to provide to	bi-weekly cardroom er dealer TODD M ayed from a player in the equivalent amount ands when cash, chip	ATTHEW SEGI front of the imprest of chips or toke	LEM (PMW est tray, and failed to the player, fail	o led to		
CA	ASE DETAILS	FILED BY:							
	Chief I	nspector	e/Steward 🔀	Investigator (Other:(Title o	of State Employee)			
		a Samson Print Name)		(Signature)	<u> </u>	May 18, 2022 (Date)			

Muniz, Luz

From: Washington, Derek

Sent: Wednesday, May 18, 2022 4:07 PM

To: Muniz, Luz

Cc: Samson, Randa; Campbell, Ian; Mahalingam, Rajani

Subject: OCR SEGLEM 5.18.2022 **Attachments:** OCR SEGLEM 5.18.2022.docx

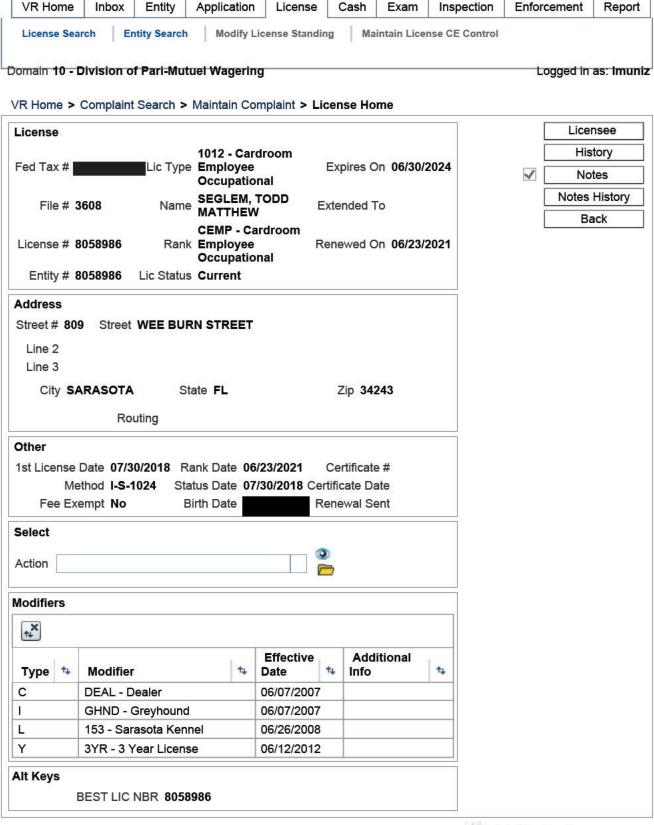
Luz,

Attached is an OCR for a cardroom violation, please assign to Randa.

Thanks

Derek

(al12) License Home Page 1 of 1



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MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney Re: Case No. 2022-016405: Consent Order

Date: August 25, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Ronnie Garcia, Jr. ("Respondent") to resolve Case No. 2022-016405. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$200 for violating rule 61D-11.004(5), Florida Administrative Code.

Background

On April 3, 2022, Respondent was a cardroom dealer at Hialeah Park. Respondent was seen, contrary to rule 61D-11.004(5), Florida Administrative Code, taking a twenty dollar bill from his tip box that had not yet been counted with the rest of the tips from his shift. To the Division's knowledge, Respondent has one prior violation of this rule in Florida from March 2022, which resulted in an administrative fine of \$100.

The Division served Respondent with an administrative complaint and included a proposed settlement and consent order seeking a \$200 administrative fine. Respondent has agreed to the terms of the proposed order and has already mailed in a money order for \$200.

Analysis

The Commission may resolve matters informally through a negotiated settlement.² The Commission has the authority to impose an administrative fine of \$1,000.00 for

¹Hialeah Park is operated by a pari-mutuel wagering permitholder that also possesses a pari-mutuel, cardroom license, and slot machine license.

² See § 120.57(4), Fla. Stat. ("Unless precluded by law, informal disposition may be made of any proceeding by stipulation, agreed settlement, or consent order.")

each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.³

Rule 61D-11.004(5), Florida Administrative Code, requires that the dealer's tip box "be counted with all other earned tips for the card dealer's assigned shift." Because Respondent removed tips from the tip box prior to all tips being counted, Respondent is subject to an administrative fine not to exceed \$1000.00.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-016405.

³ § 849.086(14)(c), Fla. Stat.

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DBPR Case No.: 2022-016405

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

v.

RONNIE GARCIA, JR.,

Respondent.

STIPULATION AND CONSENT ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Division"), and Ronnie Garcia, Jr. ("Respondent"), stipulate and agree to the following terms and issuance of this Stipulation and Consent Order ("Consent Order"):

- At all times material hereto, Respondent held a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License, number 8133822-1055, issued by the Division.
- 2. This Consent Order is to be entered in resolution of the one-count Administrative Complaint filed in DBPR Case Number 2022-016405, alleging that Respondent was in violation of Rule 61D-11.004(5), Florida Administrative Code, by taking a twenty dollar bill from his tip box that had not been counted with the rest of the tips from his shift.
- 3. <u>Aggravation</u>: This Consent Order was entered into in consideration of Respondent's previous disciplinary history, including one prior violation of Rule 61D-11.004(5), Florida Administrative Code.

STIPULATION

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

- 4. The Division has jurisdiction over this matter and the Parties.
- The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
- 6. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that he is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 7. This Consent Order is enforceable under Section 120.69, and Chapter 550, Florida Statutes, as a final agency action.
- 8. Each of the Parties must bear its own costs and legal fees related to this matter, and no financial claims can be made against the Division in this action.
- 9. The Parties acknowledge and agree that this Consent Order constitutes the final order in this case, and they also acknowledge and agree to waive any further administrative and judicial review.
- 10. The Parties understand that this Consent Order will in no way preclude additional proceedings by the Division against Respondent for acts or omissions not specifically set forth herein.

- 11. Respondent neither admits, nor denies committing the violation set forth in this Consent Order, but this Consent Order may be considered in aggravation of any future proceedings involving Respondent.
- 12. FINE: Respondent agrees to, and must pay to the Division, the sum of TWO HUNDRED DOLLARS (\$200.00), at the time Respondent submits an executed copy of this Consent Order. The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering (NO PERSONAL CHECKS). The Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.
- 13. Respondent must mail this Consent Order and payment to: Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming. Please note DBPR Case Number 2022-016405 on the face of the payment.
- 14. The Parties acknowledge and agree that this Consent Order is subject to the approval of the Director of the Division of Pari-Mutuel Wagering or other authorized agent of the Department of Business and Professional Regulation ("Director"). The Consent Order will have no force and effect unless signed by the Parties. 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.
- 15. Upon the Division'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.

16. 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 Director to review and examine all materials concerning Respondent, prior to or in

conjunction with consideration of this Consent Order. Should the Director not accept this

Consent Order, it is agreed that presentation to and consideration of this Consent Order and other

documents and matters by the Director shall not unfairly or illegally prejudice the Director from

further participation, consideration, or resolution of these proceedings.

17. This Consent Order may be signed in counterparts, and copies shall be treated as

original.

18. 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]

RONNIE GARCIA, JR.

Respondent

COUNTY OF Man Dade

The foregoing instrument was acknowledged before me, by means of physical presence or □ online notarization, this 11 day of 10 day of 2022, by RONNIE GARCIA, JR., who is personally known to me or who produced the following as identification:

FLDL

Notary Public

My commission expires:

Angel M. Gomez
Notary Public
State of Florida
Comm# HH004477
Expires 5/28/2024

APPROVED this August, 2022.

EMILY ALVARADO,

DEPUTY CHIEF ATTORNEY

Division of Pari-Mutuel Wagering Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this day of, 2021, that a true copy of	f the
foregoing has been furnished by U.S. mail to:	
Ronnie Garcia, Jr. 626 West 30th Street, Apt. #2 Hialeah, Florida 33012	
AGENCY CLERK'S OFFICE	
Department of Business and Professional Regula	tion
CC: Ebonie Lanier	

Deputy Agency Clerk

CLERK: Evette Lawson-Proctor

Date: 6/21/2022

File #:

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION. DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,		DDDD Core No , 2022 016405
v.		DBPR Case No.: 2022-016405
RONNIE GARCIA, JR.,		
Respondent.		
s	/	

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Ronnie Garcia, Jr. ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering, cardroom, and slot machine operations pursuant to Chapters 550, 551, and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License, number 8133822-1055, issued by Petitioner.
- 3. At all times material hereto, Respondent worked as a cardroom dealer at Hialeah Park.
- At all times material hereto, Hialeah Park was a facility operated by a 4. permitholder authorized to conduct pari-mutuel wagering, cardroom, and slot machine operations in the State of Florida under Chapters 550, 551, and 849, Florida Statutes.
- 5. On or about April 3, 2022, Respondent took a twenty dollar bill from his tip box that had not been counted with the rest of the tips from his shift.

- 6. Rule 61D-11.004(5), Florida Administrative Code, states, in pertinent part, that "[t]he tip box shall be counted with all other earned tips for the card dealer's assigned shift."
- 7. Based on the foregoing, Respondent violated Rule 61D-11.004(8)(a), Florida Administrative Code, by taking the twenty dollar bill from the tip box prior to it being counted with the rest of the tips from his shift on or about April 3, 2022.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-016405 is signed this 20th day of June, 2022.

/s/Emily A. Alvarado

Emily A. Alvarado Deputy Chief Attorney

Florida Bar Number: 1025200

Department of Business and Professional Regulation

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.Leiva@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

/R Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Se Mass Status		Change Red Public Ca	cordina License l ase Info	ype Del	ete Compl	aint M	ass Activity Upo	date Mass Dis	cipline Update

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: icampbell

			9					-99 -
VR Home >	Complaint Search > N	Maintain Co	omplaint					
	1055 - Slot Machine/C Individual Combinati		Pari-Mutuel	Status	90 Close	ed	Status [Date 05/02/2022
Complaint #	2022016405	Case Type	CMP - Complaint	Disposition	1		Disposition [Date
Docket#	R	espondent	GARCIA, RONNIE JE	Responsible	tsmith2 TYRELL	- SMITH	,	Private Case
Complaint	Respondent Co	omplainant	Addt'l Inf	o				
Source	INTN - Internal		Security Lev	/el 1			Parties	Activities
Form	INTR - Internal		Prior	ity	,		raities	Activities
Class'n	IIIC - License (Indiv and Business) Viol	idual a	Complex	ity R - Regula	r	✓ A	llegations	Discipline
Security	STND - Standard		Incide	ent 04/03/2022				-
Region	SR - Southern Regi	on	Receiv	ed 04/07/2022		✓ <u> </u>	/iolations	Compliance
Reference	61D-11.004							
Entered	04/07/2022		Entered	By icampbell			Related	Disposition
Summary	544 - South Florida 2022, this Investiga involving a dealer of Procedures per the revealed that on Ap Ronnie Garcia was the above listed rule observed entering to of his shift and emp window. While emp out of the tip box an Garcia picks up the in an attempt to cor leaves the mantrap employee break are exits the break are employee parking le the facility. At no tir counted with the ot	cardroom inci Cardroom ther investigat rk Poker Deale ance not follow tips. Garcia v ter Cage at the ter Sat the poke ed \$20.00 bill f were dumped it in his right es the tip cour going to the total belonging facility and to the ter \$20.00 bill to the \$20.00 bill to	dent tion er ving was e end er bank alls out. hand nt, and s, then the eaves	Tin	Costs ne Tracking tachments /ork Notes	Auto Assign History Print Report		
Updated	(5) of the above me incident, a copy of was provided by Su 05/02/2022 12:29:21	ntioned rul the Hialeah ırveillance	le. Upon a v Park Incid Manager W	ideo review of ent report and	the video			
22		Chang	ge	Save	Oł	<	Cancel	Back

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Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS INVESTIGATIVE REPORT

Office:	Region:	Date of Complain	nt:	Case Number:		
PMW	SOUTHERN	April 7, 2022		2022 01 6405		
Respondent:			Complainant:			
GARCIA, RONNII	E JR.		DIVISION OF P	ARI-MUTUEL WAGERING		
626 WEST 30 TH S			OFFICE OF INV	/ESTIGATIONS		
HIALEAH, FLORI	DA 33012		1400 W. COMMERCIAL BLVD., SUITE 165			
			FT. LAUDERDALE, FL 33309 (954) 202-3900			
License # and Typ	oe:	Profession:	· ·	Report Date:		
8133822 - 1055		Poker Dealer		April 11, 2022		
Period of Investiga			Type of Repo			
April 7, 2022 throu				Final		
Alleged Violation	n: 61D-11.004 Dealer I	Responsibilities.				
(5) The tip box sh:	all be counted with all	other earned tins t	for the card deale	er's assigned shift		
(b) The up box on	an bo ocarroa with an c		or the dara addit	or a accigned crime.		
		•	•	ark Racing & Casino Surveillance		
_	•	om incident invo	lving a dealer v	vho was not following Cardroom		
Procedures per th	e above listed rule.					
Further investigat	ion revealed that on	Δnril 3 2022 H	lialeah Park Pol	cer Dealer Ronnie GARCIA was		
_		-		contents of his tip box onto the		
_	•	•		20.00 dollar bill fell from within the		
				ar bill, picked it up and palmed the		
				does not return the money to be		
	ed per rule. Based on t					
		ppy of the Hialeah	Park Incident re	port and video was obtained from		
Surveillance Mana	ager William Lantigua.					
Related Case:						
Investigator / Da	ate:	1	nvestigator Supe	ervisor /_ Date		
Jule D.						
yet D.			my			
Tyrell Smith / Ap	oril 11 2022		Julio Minaya / April 28, 2022			
Chief of Investigat			*			
14-	511 -					
151 Jan 2	- Jojan					
Steven E. Kogan	/ April 29 2022					

CONTINUATION

CASE NUMBER: 2022 01 6405

On April 7, 2022, review of the Surveillance video footage and review of Hialeah Park Incident Report # IN20220000571, revealed that on April 3, 2022, Hialeah Park Poker Dealer Ronnie **GARCIA** was observed by surveillance not following the above listed procedure relating to tips.

At 10:27:37 P.M., **GARCIA** was observed entering the mantrap of the Poker Cage at the end of his shift and empting his tip box contents at the poker bank window.

At 10:27:55 P.M., while empting the tip box a folded \$20.00 dollar bill fell out of the tip box and onto the chips that were dumped out. **GARCIA** picks up the \$20.00 dollar bill, places it in his right hand, and closes his right hand in an attempt to conceal the money.

At 10:29:40 P.M., he then finishes his tip count, and leaves the mantrap. At no time did **GARCIA** place the \$20.00 dollar bill onto the counter to be counted with the other tips, violating subsection (5) of the above mentioned rule.

He is then observed going to the employee break area to retrieve his personal belongings.

At 10:31:56 P.M., he exits the break area and walks out of the facility and to the employee parking lot where he enters his vehicle and leaves.

After video review of the incident, a copy of the Hialeah Park Incident report and a copy of video footage were obtained from Surveillance Manager William Lantigua.

This Investigator also met with Hialeah Park Racing & Casino Cardroom Director Angelo Garcia to discuss the incident. Garcia confirmed the information documented in the incident report and stated that this was Ronnie **GARCIA's** second incident related to theft. He goes on to say that **GARCIA** was reprimanded on the first incident; however he was terminated as a result of this incident. The incident that Director Garcia mentioned was investigated by this investigator under PMW case# 2022-00-1572, which resulted in a One Hundred Dollar (\$100.00) fine by PMW.

Director Garcia also explained that when an employee is terminated, they are automatically permanently excluded from the facility.

Case closed by Investigations and forwarded to Legal for further review and possible revocation of **GARCIA's** PMW license.

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STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

OPEN CASE REQUEST

(OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

INCIDENT DATE: April 3, 2022			
☐ PMW ☐ Cardroom ☐ Slot		☐ Incident	☐ Complaint
FACILITY NAME: SOUTH FLORIDA RACING ASSOCI	ATES LLC (Hialeah Pa	rk Casino) LI	C#: 544
RE	SPONDENT		united the sale of
NAME: Ronnie Garcia Jr.			
Address: 626 West 30 th Street Apt #2, Hialeah, Flori	da 33012 OCCUPATION	Deales	Tel #:
	MPLAINANT	Dealer	
NAME: SOUTH FLORIDA RACING ASSOCIATES LLC (H			Tol #4
Address: 100 East 32 nd Street, Hialeah, FL 3301	3		Tel #:
LIC #: 544 LIC TYPE: 1000 OCCI	UPATION: PERMIT	HOLDER	
(4) Dealers shall accept tips either while dealing at an internal controls. If tips are accepted while dealing at an assigned table (a) Tapping the tip on the imprest tray; and, (b) Dropping the tip in the tip box. (5) The tip box shall be counted with all other earned DESCRIPTION: On April 7, 2022, this Investigator was not following Cardroom Procedures per the above Further investigation revealed that on April 3, 2022, Surveillance not following the above listed rule promantrap of the Poker Cage at the end of his shift a While empting the tip box a folded \$20.00 bill falls of Garcia picks up the \$20.00 bill and places it in his rig count, and leaves the mantrap. He is then observed belongings, then exits the break area. He walks on enters his vehicle and leaves the facility. At no time of tips; therefore, he violated subsection (5) of the above	tips for the card deals was informed of a car we listed rule. Hialeah Park Poker Decedure relating to tip and empting his tip be but of the tip box and ght hand in an attempt if going to the employ ut of the facility and it did Garcia place the Se ementioned rule.	epted by: er's assigned shadown incident Dealer Ronnie Gops. Garcia was ox contents at to onto the chips of to conceal it. If yee break area to the employee \$20.00 bill to be	ift. arcia was observed via observed entering the he poker bank window, that were dumped out. He then finishes the tip to retrieve his personal parking lot, where he counted with the other
Upon a video review of the incident, a copy of the Surveillance Manager William Lantigua.	Hialeah Park Incide	ent report and	video was provided by
CASE DETAILS FILED BY:			
☐ Chief Inspector ☐ Judge/Steward ☐ 1	Investigator Oth		State Employee)
Tyrell Smith (Print Name)	(Signature)	April	7, 2022 (Date)

PMW 518 (Effective 4/19)

PAGE # _/

Smith, Tyrell

From:

Campbell, Ian

Sent:

Thursday, April 7, 2022 11:27 AM

To:

Smith, Tyrell

Cc:

Minaya, Julio; Futrell, Michelle; Muniz, Luz

Subject:

2022 01 6405 - Garcia, Ronnie Jr - CARD

Hello Tyrell,

The case in subject has been opened and assigned to you.

Thank you,



Ian Campbell

Operations Analyst II

Division of Pari-Mutuel Wagering

Department of Business and Professional Regulation

1400 W. Commercial Blvd, Ste. 165 Ft. Lauderdale, FL 33309

Phone: (954) 202-6776

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.

ř									F	ΔΩ I Haln	I Sian Out
	VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report	
	License Sear	rch E	ntity Searc	h Modify Li	cense Standii	ng Ma	întain Lice	nse CE Control			

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: tsmith2

VR Home > License Search > License Home

License							
						[Licensee
	-	1055 -				ſ	History
Fed Tax#	Lic Type	Slot/Cardroom/l Mutuel Indiv Cor		Expires On 06/30/20	24		Notes
File#	9465 Name	GARCIA, RONNII	EJR E	xtended To			Notes Histor
License#	8133822 Rank	SCPL - Slot/Cardroom/F Mutuel Indiv Cor		enewed On		[Back
Entity#	8133822 Lic Status						
Address							
Street#	626 Street WEST 30	TH ST APT 2					
Line 2							
Line 3							
City	HIALEAH	State FL		Zip 33012			
	Routing						
Other							
4-41:	- D-t- 40/05/0004	D. I D. I 444					
N	e Date 10/25/2021 Nethod I-S-1017 Exempt No	Rank Date 10/2 Status Date 10/2 Birth Date	7/2021 C	Certificate # ertificate Date Renewal Sent			
N	Method I-S-1017	Status Date 10/2	7/2021 C	ertificate Date			
Fee E.	Method I-S-1017	Status Date 10/2	7/2021 C	ertificate Date			
Fee E Select Action	Method I-S-1017	Status Date 10/2	7/2021 C	ertificate Date			
Fee E Select Action	Method I-S-1017	Status Date 10/2	7/2021 C	ertificate Date			
Fee E Select Action	Method I-S-1017	Status Date 10/2 Birth Date	7/2021 C	ertificate Date	14		
Fee E Select Action Modifiers Type +	Method I-S-1017 sixempt No	Status Date 10/2 Birth Date	7/2021 C	ertificate Date Renewal Sent	14		
Fee E Select Action Modifiers Type *+	Method I-S-1017 Exempt No Modifier	Status Date 10/2 Birth Date	Effective ate	ertificate Date Renewal Sent	14-		
Fee E Select Action Modifiers Type ** C F	Method I-S-1017 Exempt No Modifier DEAL - Dealer	Status Date 10/2 Birth Date	Effective ate 12-00/25/2021	ertificate Date Renewal Sent	14		
Fee E Select Action Modifiers	Method I-S-1017 Exempt No Modifier DEAL - Dealer LIVE - Live Scan Fee Ex	Status Date 10/2 Birth Date 10/2 Birth Date 10/2 At the Date 10/2 Exemption 10/2	Effective to 10/25/2021 0/25/2021	ertificate Date Renewal Sent	14		

A Get Adobe Reader.

EXHIBIT#2 PAGE#~/



iTrak Incident Reporting and Risk Management System Version 2019.3.2.33901

Incident Number: IN20220000571

Date/Time Occurred: 4/ 3/2022 10:22:00 PM

Day of Week: Sunday

Printed By: wlantigua

Printed On: 4/ 7/2022 at 8:32:43 AM

Incident File #IN20220000571

Surveillance

Record Creation Details

Department:

Date/Time Occurred:

4/ 3/2022 10:22:00 PM

Day of Week

Sunday

Occurred:

Date/Time Created:

4/ 5/2022 11:41:33 AM

Date/Time Closed:

Closed By:

Location of Incident:

Property:

Hialeah Park Casino

Location:

Poker Room

Sublocation:

Details of Incident:

Daily Log #:

DL20220010916

Incident Type:

Policy & Procedure Violation

Specific:

Poker Dealer

Incident Status:

Open

Synopsis:

During the observation of the Poker bank window, Poker Dealer Ronnie Garcia conducted

a policy/procedure violation. See report.

Checklist:

Narrative:

On 3 April 2022 at approximately 2227 hours during the observation of the Poker chip bank window, Poker Dealer Ronnie Garcia was observed conducting the following policy/procedure violation in reference to tip money.

At 2227 hrs, Garcia is observed entering the poker cage to conduct his tip count at the poker bank window. At this point Garcia proceeds to open his assigned tip box (#14).

At 2227:55 hrs, after emptying the contents of the tip box, Garcia is observed grabbing with his right hand and immediately crumbling and palming a \$20.00 bill. Poker Customer Service Liason (CSL) Pedro Concepcion was observed standing next to Garcia signing papers at this point.

During this time period Garcia is observed counting his tips by separating the chips by color. The \$20.00 bill was observed palmed in the right hand.

Note: Garcia had the tip box key in his left hand during this time period.

At 2229 hrs, Garcia is observed switching the crumpled \$20.00 bill to his left hand and returning the tip box key. Afterward Garcia folds both hands together with the bill

270

- · ·		EXHIBIT #
Reporting Party:	Supervisor:	PAGE# 🞝
Printed: 4/ 7/2022 8:32:43 AM		Page 1 / 3

Incident File #IN20220000571

located in between.

At 2230 hrs, Garcia proceeds to exit the poker cage mantrap/poker bank window area and walks to the employee clock with tip money receipt and crumbled \$20.00 bill crumpled in hand. Garcia proceeds to clock out and walks towards the Poker South doors.

At 2231 hrs, Garcia enters the employee break room and accesses a locker with his left hand. Garcia proceeds to remove what appears to be his cellphone. Afterward Garcia exits the Poker break room and proceeds to walk towards the casino North parking lot via the West walkway.

At 2237 hrs, Garcia enters a vehicle parked in the employee parking area and proceeds to drive off.

Garcia was observed taking and failing to report a total of \$20.00 cash in tip. Director of Poker Angelo Garcia and Poker Manager Adriana Jimenez viewed video. Garcia was to be suspended pending further disciplinary action.

Video saved.

Update:

On 7 April 2022 at approximately 0815 hrs, Garcia informed that Garcia employment was terminated.

Executive Brief:

Participants Involved:

Personnel

Full Name:	Garcia, Angelo	Property: Hialeah Park Casino
Role:	Director of Poker	Department:
Full Name:	Concepcion, Pedro	Property: Hialeah Park Casino
Role:	Poker CSL	Department:
Full Name:	Garcia, Ronnie	Property: Hialeah Park Casino
Role:	Poker Dealer	Department:
Full Name:	Jimenez, Adriana	Property: Hialeah Park Casino
Role:	Poker Manager	Department:



Reporting Party:		Supervisor:	
Printed: 4/ 7/2022	8:32:43 AM		Page 2 / 3

Page 2 / 3



Incident File #IN20220000571

EXHIBIT #-3 PAGE # -4

Reporting Party:	Supervisor:
N	

Printed: 4/ 7/2022 8:32:43 AM

Page 3 / 3

272

Media Title

2

Original Filename

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Date Attached

4/5/2022 12:38:51 PM

Attached By

wlantigua

Type

JPEG

Size

194616

Media Title

1

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Date Attached

4/5/2022 12:38:42 PM

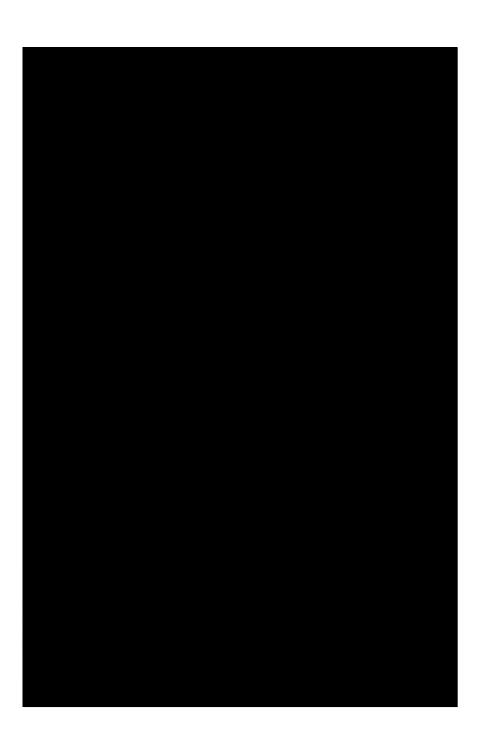
Attached By

wlantigua

Type

JPEG

Size 184086



4/7/2022 8:32:55 AM

Page 1/3

EXHIBIT #-3 PAGE # -5

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4

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Date Attached

4/5/2022 12:39:09 PM

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włantigua

Type

JPEG

Size

189372

Media Title

6

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Date Attached

4/5/2022 12:39:25 PM

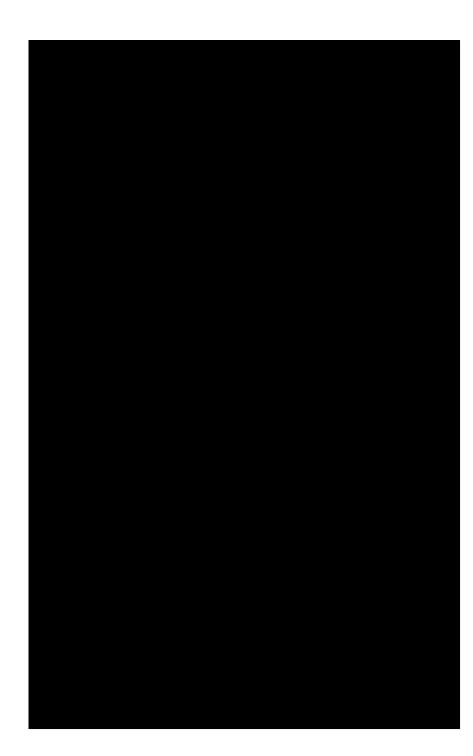
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wlantigua

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4/7/2022 8:32:55 AM Page 2/3

Media Title

5

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4/5/2022 12:39:17 PM

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wlantigua

Type

JPEG

Size

180090

Media Title

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Date Attached

4/5/2022 12:39:01 PM

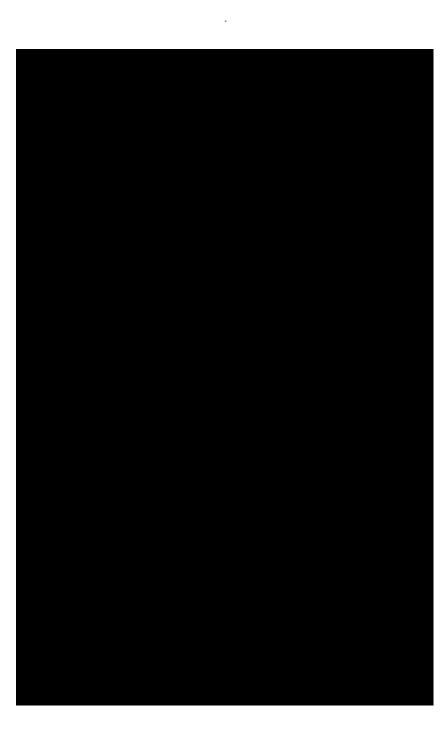
Attached By

wlantigua

Type JPEG

Size

196225



4/7/2022 8:32:55 AM

Page 3/3

EXHIBIT # -3 PAGE # -7



State of Florida Department of Business and Professional Regulation Division of Pari-Mutuel Wagering Investigations Section

PROPERTY RECEIPT

Complaint # 20	22-01-6465	Date 4/1/22 Lab #
Item No.		
1 1	1	
		USB CONTAINTING VIOLE FOOTAGE OF DEALER
		DONNIE GARCIA STEALING \$ 20.
		The same of the sa
		Cope.

		IEM
	ge that the abo	
possession and ceived a copy of the contique nature	his receipt,	represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering. Signature – Impounding Investigator
********	*********	The stigator
TURNED PROPI	EPTV PECEIDT	
ä		me, by the Division of Pari-Mutuel Wagering, the above listed
**********		Signature
ceived by:eived by:		Date DateDateDateDate
ies for: File, Tran	2022 smitta: Lab	
DBPR 11-75 (Revised	Case # 470.5	Pouch #Initials TOF PERFORATION PAGE #



Hialeah Park Casino Evidence Receipt

Date: 4-7-22 Time: 8:45 Am
Name: 14 pall Smith
Incident Report #: IN2022 0000 571
No. of Copies: 1 USB 4 INCIDENT REPORT
Signature: 1400

FILED

Department of Business and Professional Regulation

Senior Deputy Agency Clerk

CLERK Brandon Nichols
Date 3/15/2022

3/15/2022 2022-02175

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

DBPR Case No.: 2022-001572

٧.

RONNIE GARCIA, JR.,

Respondent.

STIPULATION AND CONSENT ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Division"), and Ronnie Garcia, Jr. ("Respondent"), stipulate and agree to the following terms and issuance of this Stipulation and Consent Order ("Consent Order"):

- At all times material hereto, Respondent held a Pari-Mutuel Wagering Slot Machine/Cardroom/Pari-Mutuel Individual Combination License, 8133822-1012, issued by the Division.
- This Consent Order is to be entered in resolution of the two-count Administrative
 Complaint filed in DBPR Case Number 2022-001572, alleging that:
 - a. Respondent was in violation of Rule 61D-11.004(a)(b), Florida Administrative Code, by failing to tap his tips on the imprest tray and drop them in the tip box once received.
 - b. Respondent was in violation of Rule 61D-11.004(5), Florida Administrative Code, by placing tips in his pocket instead of the tip box, resulting in a portion of his tips not being counted with all other earned tips.

Exhibit # 5 Page # 1 3. This Consent Order was entered into in consideration of Respondent's previous disciplinary history, including no prior violations of Rule 61D-11.004(8)(a), Florida Administrative Code.

STIPULATION

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

- 4. The Division has jurisdiction over this matter and the Parties.
- The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
- 6. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that he is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 7. This Consent Order is enforceable under Section 120.69, and Chapter 550, Florida Statutes, as a final agency action.
- 8. Each of the Parties must bear its own costs and legal fees related to this matter, and no financial claims can be made against the Division in this action.
- 9. The Parties acknowledge and agree that this Consent Order constitute the final order in this case, and they also acknowledge and agree to waive any further administrative and judicial review.

- 10. The Parties understand that this Consent Order will in no way preclude additional proceedings by the Division against Respondent for acts or omissions not specifically set forth herein.
- 11. Respondent neither admits, nor denies committing the violation set forth in this Consent Order, but this Consent Order may be considered in aggravation of any future proceedings involving Respondent.
- 12. FINE: Respondent agrees to, and must pay to the Division, the sum of ONE HUNDRED DOLLARS (\$100.00), at the time Respondent submits an executed copy of this Consent Order. The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering (NO PERSONAL CHECKS). The Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.
- 13. Respondent must mail this Consent Order and payment to: Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming. Please note DBPR Case Number 2022-001572 on the face of the payment.
- 14. The Parties acknowledge and agree that this Consent Order is subject to the approval of the Director of the Division of Pari-Mutuel Wagering or other authorized agent of the Department of Business and Professional Regulation ("Director"). The Consent Order will have no force and effect unless signed by the Parties. 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.

- 15. Upon the Division'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.
- 16. 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 Director to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Consent Order. Should the Director not accept this Consent Order, it is agreed that presentation to and consideration of this Consent Order and other documents and matters by the Director shall not unfairly or illegally prejudice the Director from further participation, consideration, or resolution of these proceedings.
- 17. This Consent Order may be signed in counterparts, and copies shall be treated as original.
- 18. 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]

Respondent, RONNIE GARCIA, JR., agrees and consents to the terms and conditions of this Stipulation and Consent Order in DBPR Case Number 2022-001572, this 7th day of March, 2022.
RONNIE GARCIA, JR. Respondent
STATE OF Florida COUNTY OF
The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this day of more, 2022, by RONNIE GARCIA, JR., who is personally known to me or who produced the following as identification:
Notary Public Notary Public Notary Public State of Florida Comm# GG283655 Explres 12/12/2022

My commission expires: 12/12/2023

This Stipulation and Consent Order in DBPR Case Number 2022-001572 is APPROVED for legal sufficiency this day of _______, 2022.

MARC TAUPIER, CHIEF ATTORNEY

Division of Pari-Mutuel Wagering

Department of Business and Professional Regulation

ORDER

IT IS HEREBY ORDERED THAT:

The foregoing Stipulation and Consent Order shall constitute the agreed resolution of this matter and the Final Order of the Division in DBPR Case Number 2022-001572, once it is filed with the Agency Clerk.

DONE AND ORDERED this 14 day of March, 2022, in Tallahassee, Florida.

LOUIS PROMBETTA, DIRECTOR

Division of Pari-Mutuel Wagering Department of Business and Professional Regulation 2601 Blair Stone Road

Tallahassee, Florida 32399-1035

2022-001572

Page 6 of 6

Exhibit # 5 Page # 6

CERTIFICATE OF SERVICE

I hereby certify this 15 day of March, 2022, that a true copy of the foregoing has been furnished by U.S. mail to:

Ronnie Garcia, Jr. 626 West 30th Street, Apt #2 Hialeah, Florida 33012

AGENCY CLERK'S OFFICE

Department of Business and Professional Regulation

reandon M. Nichols

CC: Ebonie Lanier

INTERNATIONAL MONEY ORDER

The Money Superstore

86-490 2224511488

PAY TO THE DEPT OF BUSINESS & PROF REGULATION

**ONE HUNDRED AND 00/100 DOLLARS:
2224511488 NOT VALID FOR MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS (\$1500)

AMSCOT CORPORATION
PURCHASER AND PAYEE ARE SUBJECT TO THE SERVICE CHARGE AND OTHER TERMS ON THE REVERSE SIDE
THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER

Garcia, Ronnie Jr 2022-001572

#100 / Cardroom Violation / South Florida - Dealer Responsibilities / Racing Associates, LLC

Exhibit # 6 Page #1

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Se Mass Status		Change Red Public Ca	cording License T ase Info	Type Del	ete Compl	aint M	ass Activity Upo	date Mass Disc	cipline Update

Domain 10 - D	Division of Pari-N	Mutuel Wagerin	ng					Logge	d in as: icampbel l
VR Home > 0	Complaint Search	> Maintain C	omplaint						
	1055 - Slot Mach ndividual Combi		Pari-Mutuel	Status	20 Unde Investig		;	Status Date	04/07/2022
Complaint # 2	2022016405	Case IVne	CMP - Complaint	Disposition			Dispo	osition Date	
Docket#		Respondent	GARCIA, RONNIE JR	Responsible	tsmith2 TYRELL		,		Private Case
Complaint	Respondent	Complainant	Addt'l Info						
Source	INTN - Internal		Security Level	1			- ·		A 11 111
Form	INTR - Internal		Priority				Parties	~	Activities
Class'n	IIIC - License (I		Complexity	R - Regular		✓ A	Allegations		Discipline
Security	STND - Standar	rd	Incident	04/03/2022					
Region	SR - Southern F	Region	Received	04/07/2022		<	Violations		Compliance
Reference	61D-11.004						Related		Disposition
Entered	04/07/2022		Entered By	icampbell			related		Disposition
	544 - South Flo 2022, this Inves involving a dea Procedures per	stigator was inf ler who was n	formed of a ca ot following Ca	rdroom incid Irdroom	dent		nspection		
	revealed that of Ronnie Garcia the above listed	n April 3, 2022, was observed d rule procedu	, Hialeah Park via Surveilland re relating to ti	Poker Deale ce not follow ps. Garcia w	r ing vas		Costs		
	observed enter of his shift and window. While	empting his ti	p box contents	at the poke	r bank	Tin	me Tracking	g A	Auto Assign
Summary	out of the tip be Garcia picks up in an attempt to leaves the man	ox and onto the the \$20.00 bil conceal it. He trap. He is the	e chips that we Il and places it then finishes n observed go	ere dumped in his right I the tip coun ing to the	out. hand it, and	At	tachments		History
	employee break exits the break employee parki the facility. At n counted with th (5) of the above incident, a copy was provided b	area. He walks ing lot, where I no time did Gar ne other tips; the mentioned ru y of the Hialeal	s out of the fac he enters his v rcia place the \$ herefore, he vid le. Upon a vid h Park Incident	ility and to to ehicle and le 220.00 bill to plated subse o review of t report and	he eaves be ection the video	□ V	Vork Notes	F	Print Report
Updated	04/07/2022 11:2	1:23	Ву	icampbell					

Change	Save	OK	Cancel	Back



STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

OPEN CASE REQUEST

(OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

IN	CIDENT DAT	E: <u>April 3, 2022</u>					
	☐ PMW	⊠ Cardroom	☐ Slot	⊠ Violation	☐ Incident	☐ Complaint	
FA	CILITY NAM	E: SOUTH FLORIDA	RACING ASSOCIA	ATES LLC (Hialeah P	ark Casino) LIO	C #:_544	
			RES	SPONDENT			
	ME: Ronnie Ga					_	
	Address: 626 W C #: 8133822	Vest 30 th Street Apt #2		la 33012 OCCUPATIO	V• Dealer	Tel #:	
LI	C #. 6133622	EICTITE		IPLAINANT	14. Dealer		
NI A	ME. COUTUE					To1 #	
		ELORIDA RACING ASSEE East 32 nd Street, His			1	Tel #:	
	C #: 544	LIC TYPE: 100		J PATION: PERMI	T HOLDER		
(4) interior (a) (b) (5) — DE war Su mar Wir Gar coubel	Dealers shall are remail controls. It is are accepted. Tapping the tip Dropping the tip The tip box shades. SCRIPTION: On the shades of the Police of the Po	On April 7, 2022, the Cardroom Procedure on revealed that on collowing the above of the Cage at the error tip box a folded \$100.000 bill and put the mantrap. He is exits the break area.	ile dealing at ar assigned table; and, all other earned is Investigator verse per the above April 3, 2022, a listed rule produced in his shift a 20.00 bill falls of laces it in his ries then observed a. He walks of	tips for the card de was informed of a re listed rule. Hialeah Park Poke ocedure relating to and empting his tip box a ght hand in an atted going to the emput of the facility an	ccepted by: aler's assigned should be aler's assigned should be aler Ronnie (and tips. Garcia was box contents at and onto the chips mpt to conceal it. loyee break aread to the employee		d via g the dow. I out. ne tip sonal
Up	on a video rev	violated subsection iew of the incident ger William Lantigu	t, a copy of the		ident report and	video was provide	d by
CA	SE DETAILS	FILED BY:					
	Chief In	nspector	/Steward 🔀	Investigator (Other:(Title o	of State Employee)	
		vrell Smith vrint Name)	A	(Signature)	<u>Apr</u>	il 7, 2022 (Date)	

Campbell, Ian

From: Minaya, Julio

Sent: Thursday, April 7, 2022 10:39 AM

To: Campbell, Ian

Cc: Muniz, Luz; Smith, Tyrell

OCR **Subject:**

Attachments: OPEN CASE REQUEST FORM -HIALEAH PARK DEALER VIOLATION (4-3-22)(RONNIE

GARCIA) (3).docx

Hi lan,

Please open and assign to Tyrell.

Thanks



Julio F Minaya Investigative Supervisor Division of Pari-Mutuel Wagering, Office of Investigations 1400 W. Commercial Blvd., Suite 165 FT. Lauderdale, FL 33309

Office: 954-202-6844 Fax: 954-202-3930

FILED

Deputy Agency Clerk

CLERK: Evette Lawson-Proctor

Date: 6/21/2022

File #:

DBPR Case No.: 2022-016405

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,	
V.	
RONNIE GARCIA,	JR.,
Respondent.	

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Ronnie Garcia, Jr. ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering, cardroom, and slot machine operations pursuant to Chapters 550, 551, and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License, number 8133822-1055, issued by Petitioner.
- 3. At all times material hereto, Respondent worked as a cardroom dealer at Hialeah Park.
- 4. At all times material hereto, Hialeah Park was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, cardroom, and slot machine operations in the State of Florida under Chapters 550, 551, and 849, Florida Statutes.
- 5. On or about April 3, 2022, Respondent took a twenty dollar bill from his tip box that had not been counted with the rest of the tips from his shift.

- 6. Rule 61D-11.004(5), Florida Administrative Code, states, in pertinent part, that "[t]he tip box shall be counted with all other earned tips for the card dealer's assigned shift."
- 7. Based on the foregoing, Respondent violated Rule 61D-11.004(8)(a), Florida Administrative Code, by taking the twenty dollar bill from the tip box prior to it being counted with the rest of the tips from his shift on or about April 3, 2022.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-016405 is signed this 20th day of June, 2022.

/s/Emily A. Alvarado

Emily A. Alvarado

Deputy Chief Attorney

Florida Bar Number: 1025200

Department of Business and Professional Regulation

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.Leiva@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

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June 30, 2022 at 11:06 am HIALEAH, FL 33012

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Tracking History	~
USPS Tracking Plus®	~
Product Information	~

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Go to our FAQs section to find answers to your tracking questions.

FAQs

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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. Article Addressed to: Ronnie Garcia 626 West 30 th Street, Apt. 2 Hialeah, Florida 33012 AC – 2022016405 – PMW	A. Signature X
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MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney Re: Case No. 2022-026122; Consent Order

Date: August 23, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Courtney Elizabeth Warren ("Respondent") to resolve Case No. 2022-026122. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$50 for violating rule 61D-11.009(8), Florida Administrative Code.

Background

On or about May 22 and May 23, 2022, Respondent was a poker room employee at Tampa Bay Downs. ("TBD"). Respondent failed to wear her photo identification while on duty. To the Division's knowledge, Respondent has no prior violations of this rule in Florida or any other jurisdiction.

The Division served Respondent with an administrative complaint and included a proposed settlement and consent order seeking a \$50 administrative fine. Respondent has agreed to the terms of the settlement and consent order and has already mailed in a money order.

Analysis

The Commission may resolve matters informally through a negotiated settlement.² The Commission has the authority to impose an administrative fine of \$1,000.00 for each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.³

¹ TBD is operated by a pari-mutuel wagering permitholder that also possesses a pari-mutuel and cardroom license.

² See § 120.57(4), Fla. Stat. ("Unless precluded by law, informal disposition may be made of any proceeding by stipulation, agreed settlement, or consent order.")

³ § 849.086(14)(c), Fla. Stat.

Rule 61D-11.009(8), Florida Administrative Code, requires "all cardroom employee occupational licensees to wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty." Because Respondent was seen without her photo identification while on duty, she is subject to an administrative fine not to exceed \$1000.00.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-026122.

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

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

v. FGCC Case No.: 2022-026122

COURTNEY ELIZABETH WARREN,

Petitioner,

Respondent.	

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Division"), and Courtney Elizabeth Warren ("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 Cardroom Employee Occupational License, number 8733650-1012, 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 2022-026122, alleging that Respondent was in violation of Rule 61D-11.009(8), Florida Administrative Code, by failing to wear her photo identification while on duty.

STIPULATION

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

3. The Division has jurisdiction over this matter and the Parties.

- 4. The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
- 5. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that she is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 6. 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.
- 7. The Parties acknowledge and agree to waive any further administrative and judicial review.
- 8. 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.
- 9. 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.
- 10. FINE: Respondent agrees to, and must pay to the Division, the sum of FIFTY DOLLARS (\$50.00), at the time Respondent submits an executed copy of this Consent Order. The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-Mutuel

Wagering (NO PERSONAL CHECKS). The Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.

- 11. Respondent must mail this Consent Order and payment to: Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming. Please note FGCC Case Number 2022-026122 on the face of the payment.
- 12. 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.
- 13. 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.
- 14. 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.

15.	This Consent Order may be signed in counterparts, and copies shall be treated as
original.	

16. 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, **COURTNEY ELIZABETH WARREN**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 5 day of August, 2022. Respondent STATE OF Florida
COUNTY OF Pinellas The foregoing instrument was acknowledged before me, by means of physical presence or \square online notarization, this 5^{16} day of August, 2022, by COURTNEY ELIZABETH WARREN, who is personally known to me or who produced the following as identification: Florida Driver's Uceuse Notary Public Expires 2/5/2023 My commission expires: 02/05/2023

APPROVED this 19 day of August, 2022.

EMILY ALVARADO

DEPUTY CHIEF ATTORNEY

Division of Pari-Mutuel Wagering Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this _	day of	, 2022, tl	hat a true co	opy of the
foregoing has been furnished b	y U.S. mail to:			
	Courtney Elizabeth Wa 6324 Newtown Circle, A Tampa, Florida 3361	pt. B3		
		ERK'S OFFIC g Control Comr		

CC: Ebonie Lanier

FILED
Department of Business and Professional Re

Deputy Agency Clerk
CLERK: Evette Lawson-Proctor

Date: 6/24/2022

File #:

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

DBPR Case No.: 2022-026122

V.

COURTNEY ELIZABETH WARREN,

Respondent.

AUG 08 2022

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ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Courtney Elizabeth Warren ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 8733650-1012, issued by Petitioner.
- At all times material hereto, Respondent worked as a poker room employee at Tampa Bay Downs, Inc.
- 4. At all times material hereto, Tampa Bay Downs, Inc. was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida under Chapters 550 and 849, Florida Statutes.
- 5. On or about May 22 and May 23, 2022, Respondent failed to wear her photo identification while on duty.

6. Rule 61D-11.009(8), Florida Administrative Code, states, in pertinent part, that "[a]ll cardroom employee occupational licensees shall wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty. A cardroom employee shall not attempt to hide his or her photo identification from any patron or from surveillance cameras"

7. Based on the foregoing, Respondent violated Rule 61D-11.004(8)(a), Florida Administrative Code, by failing to wear her photo identification while on duty.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-026122 is signed this 20th day of June, 2022.

/s/Emily A. Alvarado

Emily A. Alvarado

Deputy Chief Attorney Florida Bar Number: 1025200

Department of Business and Professional Regulation

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.Leiva@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

FILED

Deputy Agency Clerk

CLERK: Evette Lawson-Proctor

Date: 6/24/2022

File #:

DBPR Case No.: 2022-026122

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,	
v.	
COURTNEY ELIZABETH	WARREN,
Respondent.	

ADMINISTRATIVE COMPLAINT

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- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 8733650-1012, issued by Petitioner.
- 3. At all times material hereto, Respondent worked as a poker room employee at Tampa Bay Downs, Inc.
- 4. At all times material hereto, Tampa Bay Downs, Inc. was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida under Chapters 550 and 849, Florida Statutes.
- 5. On or about May 22 and May 23, 2022, Respondent failed to wear her photo identification while on duty.

6. Rule 61D-11.009(8), Florida Administrative Code, states, in pertinent part, that "[a]ll cardroom employee occupational licensees shall wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty. A cardroom employee shall not

7. Based on the foregoing, Respondent violated Rule 61D-11.004(8)(a), Florida Administrative Code, by failing to wear her photo identification while on duty.

attempt to hide his or her photo identification from any patron or from surveillance cameras"

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-026122 is signed this 20th day of June, 2022.

/s/Emily A. Alvarado

Emily A. Alvarado Deputy Chief Attorney

Florida Bar Number: 1025200

Department of Business and Professional Regulation

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.Leiva@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

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STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

ELECTION OF RIGHTS

CASE NO.: 2022-026122

DBPR v. COURTNEY ELIZABETH WARREN

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Option (1) I do not dispute the allegations of material facevidence in mitigation at a hearing pursuant to Section 120.57(2 evidence be considered before any penalty and fines are imposed.	et in the Administrative Complaint. I wish to submit oral and written), Florida Statutes ("informal hearing") and that this oral and written
disputed material facts pursuant to Sections 120.569(2)(a) and 12	ne Administrative Complaint. This is a petition for a hearing involving 0.57(1), Florida Statutes, ("formal hearing") before an Administrative cifically dispute the following paragraphs in the Administrative
In addition to the above election for formal hearing, if you	wish to enter into settlement negotiations, check the box below:
	the Department to send this case to the Division of Administrative after receiving your Election of Rights. I am interested in settling this into settlement negotiations with the Department.
Option (3) I do not dispute the allegations of material fact hearing. I request that a Final Order imposing a penalty and fines b	in the Administrative Complaint and waive my right to any form of e entered in this case.
THIS IS A LEGALLY BINDING DOCUMENT . SEEK I	EGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY
Courtney Elizabeth Warren	ATTORNEY OR QUALIFIED REPRESENTATIVE
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THE ELECTION OF RIGHTS FORM AND ANY ATTACHMENTS SHOULD BE RECEIVED BY THE DEPARTMENT WITHIN 21 DAYS AND SENT TO:

Office of the General Counsel

Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, FL 32399-2202

Attention: Ebonie N. Lanier, Administrative Assistant II

Telephone: (850) 717-1663 Fax: (850) 921-1311 Email: Ebonie.Lanier@MyFloridaLicense.com

Collythen Warren 6334 Newtown Cir. Apt. B2 Fampa FL 33615

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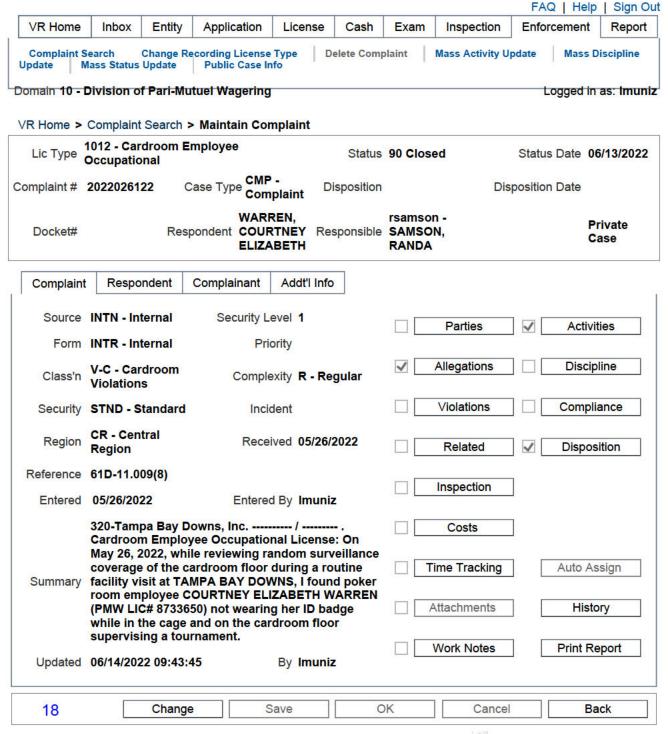
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Office of the General Counsel

Department of Business + Professional
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Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complai		Case Number:
PMW	CENTRAL	MAY 2	26, 2022	2022 02 6122
•	RTNEY ELIZABETH N CIRCLE APT B3 15	!	PROFESSION A	ORIDA, OF BUSINESS AND AL REGULATION, ARI-MUTUEL WAGERING
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Related Case:				
	506 & CASE# 2018 08			
Investigator / Date	2	I	nvestigator Super	visor / Date
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	/ May 31, 2022	(C. Derek Washingt	ton / June 1, 2022
Chief of Investigat Steven E. Kogan	ions / Date / June 13, 2022			

DBPR INVESTIGATIVE REPORT

CONTINUATION

CASE NUMBER: 2022 02 6122

Investigative Activity:

On May 26, 2022, I conducted a routine facility visit at **TAMPA BAY DOWNS.** While reviewing recorded surveillance video of the cardroom floor dated May 22 & 23, 2022, I observed cardroom employee COURTNEY ELIZABETH **WARREN** (PMW LIC#8733650) (EXHIBIT #1) not wearing her ID badge while on duty in the cashier's cage and while on the cardroom floor. (EXHIBIT #2)

I informed Poker Room Floor Manager **WARREN SPELL** (PMW LIC#7913733) of the violation, and he stated he would counsel **WARREN**.

COURTNEY ELIZABETH **WARREN** violated F.A.C. Rule: 61D-11.009(8)(9) because she failed to wear her ID badge while on duty.

A check of the Versa Regulation Enforcement database showed no previous violations against **WARREN** for this specific rule; however, **WARREN** does have two prior violations for F.A.C. Rule **61D-11.004** for failing to clear her hands while working as a dealer.

Case Status: Investigation case closed and case referred to Legal for review

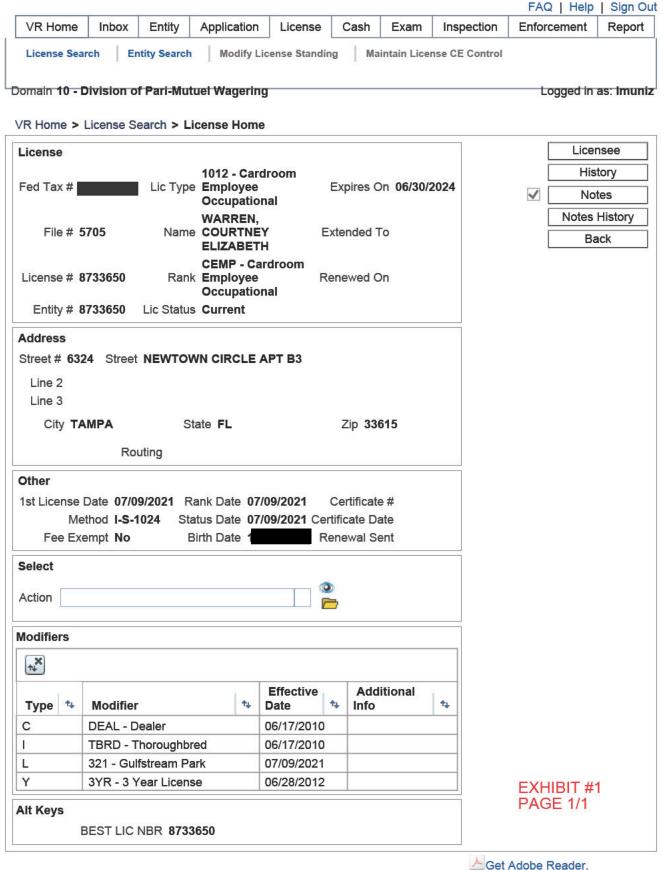
DBPR INVESTIGATIVE REPORT

CASE NUMBER: 2022 02 6122

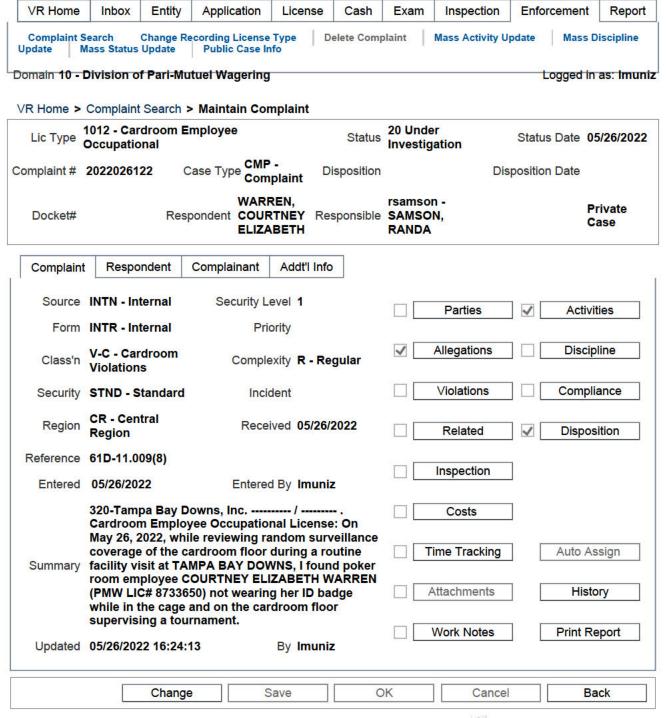
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STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

OPEN CASE REQUEST

(OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

INCIDENT D	ATE: MAY 22 & 23,	2022				
☐ PMW	⊠ Cardroom	☐ Slot	⊠ Violation	☐ Incident	☐ Complaint	
FACILITY NA	AME: <u>TAMPA BAY</u>	DOWNS, INC.		LI	C #:_320	
		RES	PONDENT			
NAME: Courti	ney Elizabeth Warren					
Address: 63	324 Newtown Circle, A	pt. B3, Tampa, F	L 33615		Tel #:	
LIC #: 873365	0 LIC TYPE	E: 1012	OCCUPATIO	N: Dealer		
		COM	PLAINANT			
NAME:					Tel #:	
Address:						
LIC#:	LIC TYPE:	OCCU	PATION:			
subsection 61D	om employee occupa 0-11.012(9), F.A.C., w rom any patron or fron	hile on duty. A c	ardroom employee	-		
routine facility	ON: On May 26, 2022, visit at TAMPA BAY 2 MW LIC# 8733650) nournament.	DOWNS, I found	poker room emplo	oyee COURTNE	Y ELIZABETH	ıg a
CASE DETAI	LS FILED BY:					
Chie	ef Inspector	e/Steward 🔀 🛚	Investigator (Other:		
				(Title	of State Employee)	
		~	Landa James	Q		
Ra	anda Samson	-			May 26, 2022	
	(Print Name)		(Signature)		(Date)	

Muniz, Luz

From: Washington, Derek

Sent: Thursday, May 26, 2022 4:14 PM

To: Muniz, Luz
Cc: Samson, Randa

Subject:OCR WARREN 05.26.2022Attachments:OCR WARREN 05.26.2022.docx

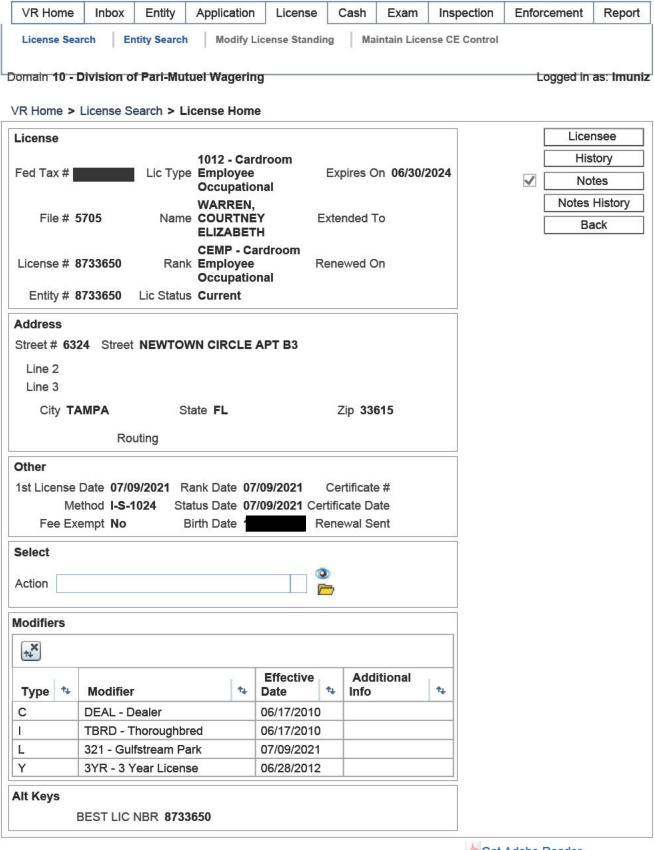
Luz,

Attached is an OCR for a cardroom violation, please assign to Randa.

Thanks

Derek

(al12) License Home Page 1 of 1



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MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney Re: Case No. 2022-027408; Consent Order

Date: August 25, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Richard Flores ("Respondent") to resolve Case No. 2022-027408. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$50 for violating rule 61D-11.009(8), Florida Administrative Code.

Background

On or about June 2, 2022, Respondent was a poker room employee at Tampa Bay Downs. ("TBD"). Respondent failed to wear his photo identification while on duty. To the Division's knowledge, Respondent has no prior violations of this rule in Florida or any other jurisdiction.

The Division served Respondent with an administrative complaint and included a proposed settlement and consent order seeking a \$50 administrative fine. Respondent has agreed to the terms of the settlement and consent order and has already mailed in a cashier's check.

Analysis

The Commission may resolve matters informally through a negotiated settlement.² The Commission has the authority to impose an administrative fine of \$1,000.00 for each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.³

_

¹ TBD is operated by a pari-mutuel wagering permitholder that also possesses a pari-mutuel and cardroom license.

² See § 120.57(4), Fla. Stat. ("Unless precluded by law, informal disposition may be made of any proceeding by stipulation, agreed settlement, or consent order.")

³ § 849.086(14)(c), Fla. Stat.

Rule 61D-11.009(8), Florida Administrative Code, requires "all cardroom employee occupational licensees to wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty." Because Respondent was seen without his photo identification while on duty, he is subject to an administrative fine not to exceed \$1000.00.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-027408.

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

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

FILED
Florida Gaming Control Commission
Office of the Agency Clerk

Petitioner,		Clerk: Donna Fleming
**		Date: 7:13.2022
v.		FGCC Case No.: 2022-027408
RICHARD FLORES,		1 GCC Cusc 110 2022-027400
Respondent.		
-	Andrewson	

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Richard Flores ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 1508062-1012, issued by Petitioner.
- 3. At all times material hereto, Respondent worked as a poker room employee at Tampa Bay Downs, Inc.
- 4. At all times material hereto, Tampa Bay Downs, Inc. was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida under Chapters 550 and 849, Florida Statutes.
- 5. On or about June 2, 2022, Respondent failed to wear his photo identification while on duty.

6. Rule 61D-11.009(8), Florida Administrative Code, states, in pertinent part, that "[a]ll cardroom employee occupational licensees shall wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty. A cardroom employee shall not attempt to hide his or her photo identification from any patron or from surveillance cameras"

7. Based on the foregoing, Respondent violated Rule 61D-11.009(8), Florida Administrative Code, by failing to wear his photo identification while on duty.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-027408 is signed this 7th day of July, 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.

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		Return Receipt (electronic) \$ Postmark Certified Mail Restricted Delivery \$ Here
	1	Adult Signature Required \$Adult Signature Restricted Delivery \$
		Postage
	45	\$ Total Postage ar
	U	Richard Flores
		5520 Commonwealth Avenue North
4"	70	St. Petersburg, Florida 33703
	•	City, State, ZIP+4 AC - 2022027408 - PMW

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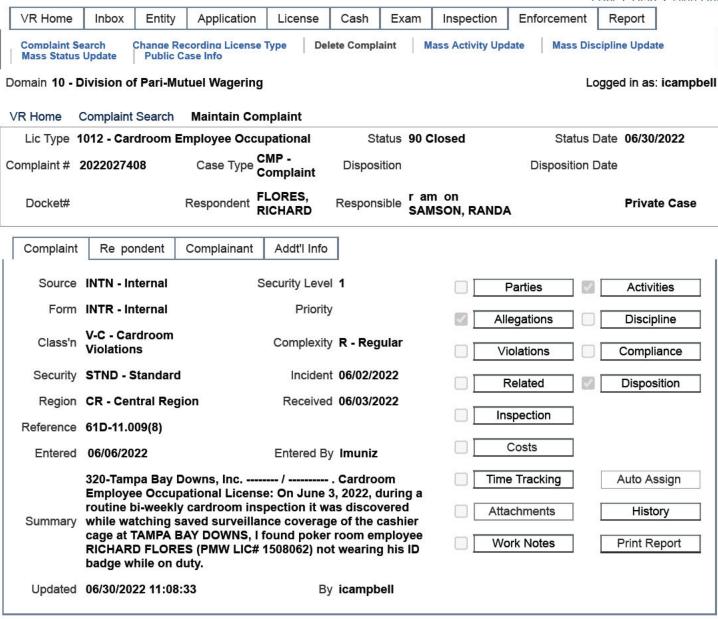
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Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Compla		Case Number:	
PMW	CENTRAL	JUNE	3, 2022	2022 02 7408	
Respondent:			Complainant:		
FLORES, RICHA	ARD		STATE OF FLO	ORIDA,	
5520 COMMON	WEALTH AVE N		DEPARTMENT	OF BUSINESS AND	
ST. PETERSBU	RG, FL 33703		PROFESSIONAL REGULATION,		
			DIVISION OF P	ARI-MUTUEL WAGERING	
TEL#					
License # and Typ		Profession:		Report Date:	
	62 / 1012	POKER	DEALER	JUNE 20, 2022	
Period of Investiga		0000	Type of Repor		
	E 3, 2022 – JUNE 20,		2	FINAL	
_	61D-11.009 Cardro		-		
				r photo identification, issued	
				cardroom employee shall not	
attempt to filde fi	ils of fier prioto ident	ilication from an	ly patron or from s	surveillance cameras.	
Synonsis: On Jun	ne 3 2022 while revi	ewing recorded	surveillance vide	o dated June 2, 2022, of the	
				(PMW LIC# 1508062) not	
	adge while on duty.	ii omployee rais		(1 11111 21011 1000002) 1101	
Wearing the 12 st	augo mino on uuty.				
Related Case:					
Case # 2021 05 2		<u> </u>			
Investigator / Date	e		Investigator Supervisor / Date		
Vando	Janson		C. Deul 3/el 2		
			Isl		
Randa Samson / JUNE 20, 2022			C. Derek Washington / June 21, 2022		
Chief of Investigat	ions / Date				
151 Steven E. Koja					
Steven E. Kogan	/ June 30, 2022				

DBPR INVESTIGATIVE REPORT

CONTINUATION

CASE NUMBER: 2022 02 7408

Investigative Activity:

On June 3, 2022, I conducted a routine facility visit at **TAMPA BAY DOWNS.** While reviewing recorded surveillance video of the cardroom floor dated June 2, 2022, I observed cardroom employee **RICHARD FLORES** (**PMW LIC# 1508062**) (**EXHIBIT #1**) not wearing his ID badge while on duty and checking drop boxes at each poker table. (**EXHIBIT #2**)

I spoke with the Poker Room Manager, **ROBERT J. DELLACAMERA**, and informed him of the violation. He stated he would talk to **FLORES** about remembering to wear his badge from now on while on duty.

RICHARD FLORES violated F.A.C. Rule: **61D-11.009(8)(9)** because he failed to wear his ID badge while on duty.

A review of the Versa Regulation Enforcement database showed no previous violation against **FLORES** for this specific rule cited above. However he does have one prior violation for violating Rule **61D-110175(5)(g)(1)(2)(3)**, for not following count room procedures.

Status: Investigation case closed and forwarded to Legal for review.

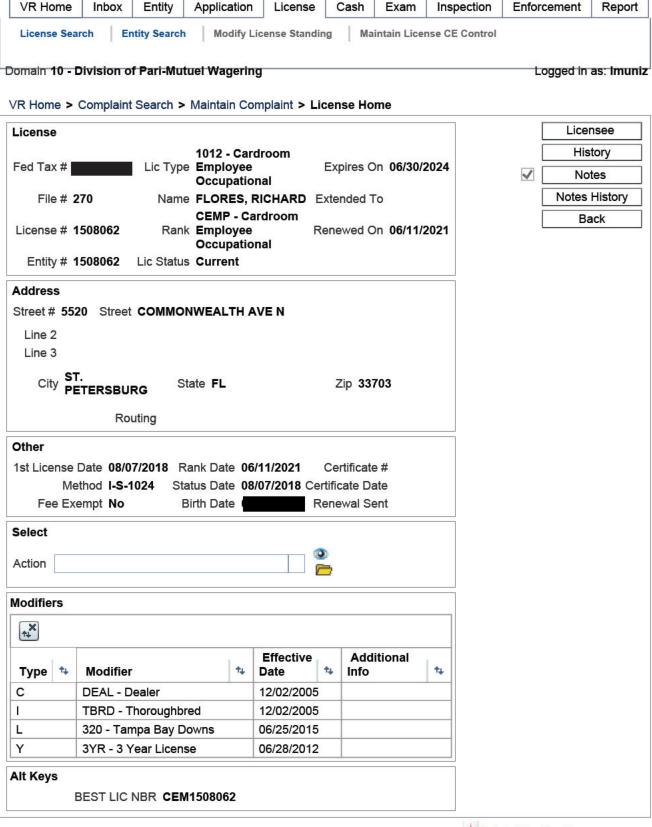
DBPR INVESTIGATIVE REPORT

CASE NUMBER: 2022 02 7408

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EXHIBIT #1 PAGE 1/1

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State of Florida Department of Business and Professional Regulation Division of Pari-Mutuel Wagering Investigations Section

7408 PROPERTY RECEIPT

Complaint #	2022-02-49	Date 10 15 22 Lab #
Item No.	Quantity	
	Quantity .	Description
		Thurbdire
		Flores Str
		while on duty Checking Drop Boxes
		when or duty checking brop Doxes
		- 40 di
		V 2 - 20 V 3 - 753 -
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		And the second of the second o
		2. 经 证 据的证据 2. 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
my possession	wledge that the aborall property taken from and that I have y of this receipt.	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.
Off.		
Signature	15	Jours Sand
		Signature – Impounding Investigator
RETURNED P	ROPERTY RECEIP	***************************************
I hereby ackno- property.	wledge the return to	me, by the Division of Pari-Mutuel Wagering, the above listed
		Signature
5 物位田島 被租 解 整 崇 有 基 集 1	电影 医多种 经收益 医	Olgnature Date
Received by:		Date:
Received by:		Date:
Received by:		Date:
Copies for: File	, Transmittal, Labora	tory, Property Receipt
Form DRDD 11 75 (EXHIBIT #3

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

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

v.

FGCC Case No.: 2022-027408
RICHARD FLORES,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Division"), and Richard Flores ("Respondent"), stipulate and agree to the following terms and issuance of this Stipulation and Consent Order ("Consent Order"):

- At all times material hereto, Respondent held a Cardroom Employee
 Occupational License, number 1508062-1012, issued by the Commission.
- 2. This Consent Order is to be entered in resolution of the one-count Administrative Complaint filed in DBPR Case Number 2022-027408, alleging that Respondent was in violation of Rule 61D-11.009(8), Florida Administrative Code, by failing to wear his photo identification while on duty.

STIPULATION

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

3. The Division has jurisdiction over this matter and the Parties.

- 4. The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
- 5. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that he is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 6. 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.
- 7. The Parties acknowledge and agree to waive any further administrative and judicial review.
- 8. 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.
- 9. 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.
- 10. FINE: Respondent agrees to, and must pay to the Division, the sum of FIFTY DOLLARS (\$50.00), at the time Respondent submits an executed copy of this Consent Order. The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-Mutuel

2022-027408 2 of 6

Wagering (NO PERSONAL CHECKS). The Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.

- 11. Respondent must mail this Consent Order and payment to: Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming. Please note FGCC Case Number 2022-027408 on the face of the payment.
- 12. 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.
- 13. 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.
- 14. 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.

2022-027408 3 of 6

- 15. This Consent Order may be signed in counterparts, and copies shall be treated as original.
- 16. 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, RICHARD FLORES, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 24 day of July 2022 RICHARD FLORES
Respondent

COUNTY OF Pinelles

The foregoing instrument was acknowledged before me, by means of physical presence or □ online notarization, this 2C day of 50, 2022, by RICHARD FLORES, who is personally known to me or who produced the following as identification:

Notary Public

My commission expires: C/17/25

JOSHUA PRATT

Notary Public - State of Florida

Commission # HH 143365

My Comm. Expires Jun 17, 2025

Bonded through National Notary Assn.

APPROVED this 19 day of August, 2022.

EMILY ALVARADO

DEPUTY CHIEF ATTORNEY

Division of Pari-Mutuel Wagering

Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this day of	, 20)22, that a	true copy	of the
foregoing has been furnished by U.S. mail to	o:			
5520 Commo	chard Flores Inwealth Avenue North Durg, Florida 33703			
	AGENCY CLERK'S O			
]	Florida Gaming Control	Commissio	n	

CC: Ebonie Lanier

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

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

FILED

Florida Gaming Control Commission Office of the Agency Clerk

Clerk: Donna Flemina

FGCC Case No.: 2022-027408

Petitioner.

v.

RICHARD FLORES,

Respondent.

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Richard Flores ("Respondent"), and alleges:

- Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 1508062-1012, issued by Petitioner.
- At all times material hereto, Respondent worked as a poker room employee at Tampa Bay Downs, Inc.
- 4. At all times material hereto, Tampa Bay Downs, Inc. was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida under Chapters 550 and 849, Florida Statutes.
- 5. On or about June 2, 2022, Respondent failed to wear his photo identification while on duty.

- 6. Rule 61D-11.009(8), Florida Administrative Code, states, in pertinent part, that "[a]ll cardroom employee occupational licensees shall wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty. A cardroom employee shall not attempt to hide his or her photo identification from any patron or from surveillance cameras"
- 7. Based on the foregoing, Respondent violated Rule 61D-11.009(8), Florida Administrative Code, by failing to wear his photo identification while on duty.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-027408 is signed this 7th day of July, 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@fecc.

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.

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney Re: Case No. 2022-027412; Consent Order

Date: August 25, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Joseph Richard Gerstel ("Respondent") to resolve Case No. 2022-027412. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$50 for violating rule 61D-11.009(8), Florida Administrative Code.

Background

On or about June 2, 2022, Respondent was a poker room employee at Tampa Bay Downs. ("TBD"). Respondent failed to wear his photo identification while on duty. To the Division's knowledge, Respondent has no prior violations of this rule in Florida or any other jurisdiction.

The Division served Respondent with an administrative complaint and included a proposed settlement and consent order seeking a \$50 administrative fine. Respondent has agreed to the terms of the settlement and consent order and has already mailed in a cashier's check.

Analysis

The Commission may resolve matters informally through a negotiated settlement.² The Commission has the authority to impose an administrative fine of \$1,000.00 for each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.³

¹ TBD is operated by a pari-mutuel wagering permitholder that also possesses a pari-mutuel and cardroom license.

² See § 120.57(4), Fla. Stat. ("Unless precluded by law, informal disposition may be made of any proceeding by stipulation, agreed settlement, or consent order.")

³ § 849.086(14)(c), Fla. Stat.

Rule 61D-11.009(8), Florida Administrative Code, requires "all cardroom employee occupational licensees to wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty." Because Respondent was seen without his photo identification while on duty, he is subject to an administrative fine not to exceed \$1000.00.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-027412.

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.: 2022-027412

JOSEPH RICHARD GERSTEL,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Division"), and Joseph Richard Gerstel ("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 Cardroom Employee Occupational License, number 7915120-1012, issued by the Division.
- 2. This Consent Order is to be entered in resolution of the one-count Administrative Complaint filed in DBPR Case Number 2022-027412, alleging that Respondent was in violation of Rule 61D-11.009(8), Florida Administrative Code, by failing to wear his photo identification while on duty.

STIPULATION

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

3. The Division has jurisdiction over this matter and the Parties.

- 4. The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
- 5. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that he is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 6. 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.
- 7. The Parties acknowledge and agree to waive any further administrative and judicial review.
- 8. 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.
- 9. 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.
- 10. FINE: Respondent agrees to, and must pay to the Division, the sum of FIFTY DOLLARS (\$50.00), at the time Respondent submits an executed copy of this Consent Order. The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-Mutuel

Wagering (NO PERSONAL CHECKS). The Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.

- 11. Respondent must mail this Consent Order and payment to: Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming. Please note FGCC Case Number 2022-027412 on the face of the payment.
- 12. 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.
- 13. 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.
- 14. 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.

- 15. This Consent Order may be signed in counterparts, and copies shall be treated as original.
- 16. 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, JOSEPH RICHARD GERSTEL, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this Z day of Agest, 2022.

JOSEPH RICHARD GERSTEL Respondent

COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me, by means of physical presence or \square online notarization, this 2 day of \square , 2022, by JOSEPH RICHARD GERSTEL, who is personally known to me or who produced the following as identification:

Notary Public

My commission expires: 10/29/2023

ANTONIO ESTRADA

Notary Public - State of Florida
Commission # GG 927686
My Comm. Expires Oct 29, 2023

APPROVED this 19 day of August, 2022.

EMILY ALVARADO

DEPUTY CHIEF ATTORNEY

Division of Pari-Mutuel Wagering Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this	day of	, 2022	that	a true	copy	of the
foregoing has been furnished by U.S.	. mail to:					
902	Joseph Richard Gerstel 20 Island Way Lake Chase Tampa, Florida 33626					
	AGENCY CLERK? Florida Gaming Cont			sion		

CC: Ebonie Lanier

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

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

FILED

Florida Gaming Control Commission Office of the Agency Clerk

Clerk: Donna Fleming

Date: 7-13-2022

FGCC Case No.: 2022-027412

Petitioner,

v.

JOSEPH RICHARD GERSTEL,

Respondent.

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Joseph Richard Gerstel ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 7915120-1012, issued by Petitioner.
- 3. At all times material hereto, Respondent worked as a poker room employee at Tampa Bay Downs, Inc.
- 4. At all times material hereto, Tampa Bay Downs, Inc. was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida under Chapters 550 and 849, Florida Statutes.
- 5. On or about June 2, 2022, Respondent failed to wear his photo identification while on duty.

- 6. Rule 61D-11.009(8), Florida Administrative Code, states, in pertinent part, that "[a]ll cardroom employee occupational licensees shall wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty. A cardroom employee shall not attempt to hide his or her photo identification from any patron or from surveillance cameras"
- 7. Based on the foregoing, Respondent violated Rule 61D-11.009(8), Florida Administrative Code, by failing to wear his photo identification while on duty.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-027412 is signed this 6th day of July, 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

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.

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

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

RILLED

Florida Gaming Control Commission Office of the Agency Clerk

Clerk: Donna Fleming

Date: 7-13-2022

FGCC Case No.: 2022-027412

Petitioner,

v.

JOSEPH RICHARD GERSTEL.

Respondent.

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- 2. At all times material hereto, Respondent held a Cardroom Employee Occupational License, number 7915120-1012, issued by Petitioner.
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- 4. At all times material hereto, Tampa Bay Downs, Inc. was a facility operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida under Chapters 550 and 849, Florida Statutes.
- 5. On or about June 2, 2022, Respondent failed to wear his photo identification while on duty.

- 6. Rule 61D-11.009(8), Florida Administrative Code, states, in pertinent part, that "[a]ll cardroom employee occupational licensees shall wear their photo identification, issued pursuant to subsection 61D-11.012(9), F.A.C., while on duty. A cardroom employee shall not attempt to hide his or her photo identification from any patron or from surveillance cameras"
- 7. Based on the foregoing, Respondent violated Rule 61D-11.009(8), Florida Administrative Code, by failing to wear his photo identification while on duty.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-027412 is signed this 6th day of July, 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

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

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

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

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	PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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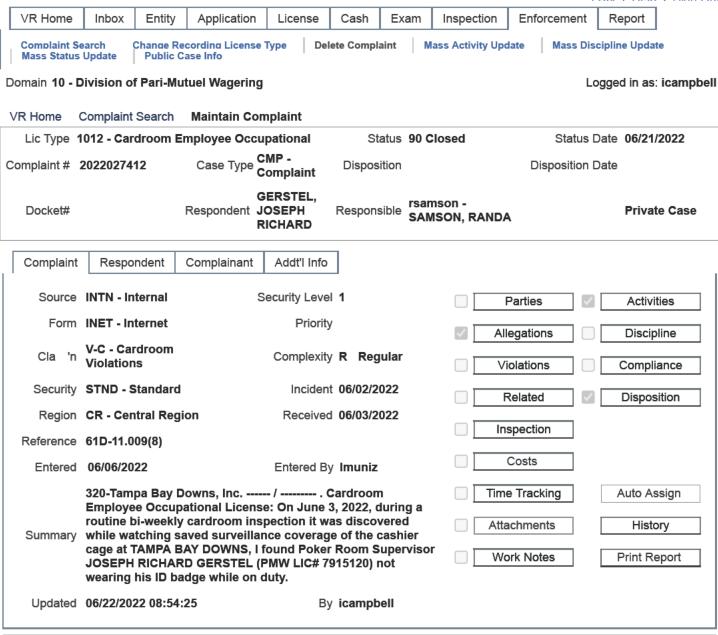
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Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complai	nt:	Case Number:	
PMW	CENTRAL	JUNE 3, 2022		2022 02 7412	
Respondent:			Complainant:		
1	GERSTEL, JOSEPH RICHARD			ORIDA,	
9020 Island Wa Tampa, FL 336			DEPARTMENT OF BUSINESS AND		
Tallipa, FL 330	020		PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING		
TEL#			DIVIDION OF T	ANI-MOTOLE WASLAMS	
License # and Typ		Profession:		Report Date:	
	20 / 1012	POKER ROOM	SUPERVISOR	JUNE 6, 2022	
Period of Investiga			Type of Repor		
	NE 3, 2022 – JUNE 6,			FINAL	
_	n: 61D-<u>11.009</u> Cardr		-		
				r photo identification, issued	
				cardroom employee shall not	
attempt to nide r	nis or ner photo ident	dification from an	y patron or from s	surveillance cameras.	
Cura a maia a Omalia	0 0000 while	.;	المناب ممسودالامرسيور		
				eo, during a routine bi-weekly	
				om Supervisor JOSEPH	
Related Case:	STEL (PMW LIC# 79	915120) not wea	ning his iD badge	while on duty.	
	0819 & Case # 2014	1 02 4563			
Investigator / Date			Investigator Supervisor / Date		
investigator / Bat		'			
Lando Janson			Ist Went Warting		
131			C. Derek Washington / June 20, 2022		
Chief of Investigations / Date					
Star E. Keyn					
Steven E. Kogan	Steven E. Kogan / June 21, 2022				

CONTINUATION

CASE NUMBER: 2022 02 7412

Investigative Activity:

On June 3, 2022, I conducted a routine bi-weekly cardroom inspection at **TAMPA BAY DOWNS**. While reviewing the recorded surveillance video of June 2, 2022, I observed Poker Room Supervisor JOSEPH **RICHARD GERSTEL (PMW LIC# 7915120)** (**EXHIBIT #1)** not wearing his ID badge while on duty in the cashier cage conducting an escort. (**EXHIBIT #2**)

I spoke with the Poker Room Manager, **ROBERT J. DELLACAMERA**, and informed him of the violation. He stated he would talk to **GERSTEL** about remembering to wear his badge while on duty.

JOSEPH RICHARD GERSTEL violated F.A.C. Rule: 61D-11.009(8)(9) because he failed to wear his ID badge while on duty.

A review of the Versa Regulation Enforcement database showed two previous violations against **GERSTEL for violating F.A.C. Rule: 61D-11.004(9)** for failing to clear his hands while working as a dealer. However, no prior violations of the specific rule cited above.

Status: Investigation case closed and case forwarded to Legal for review.

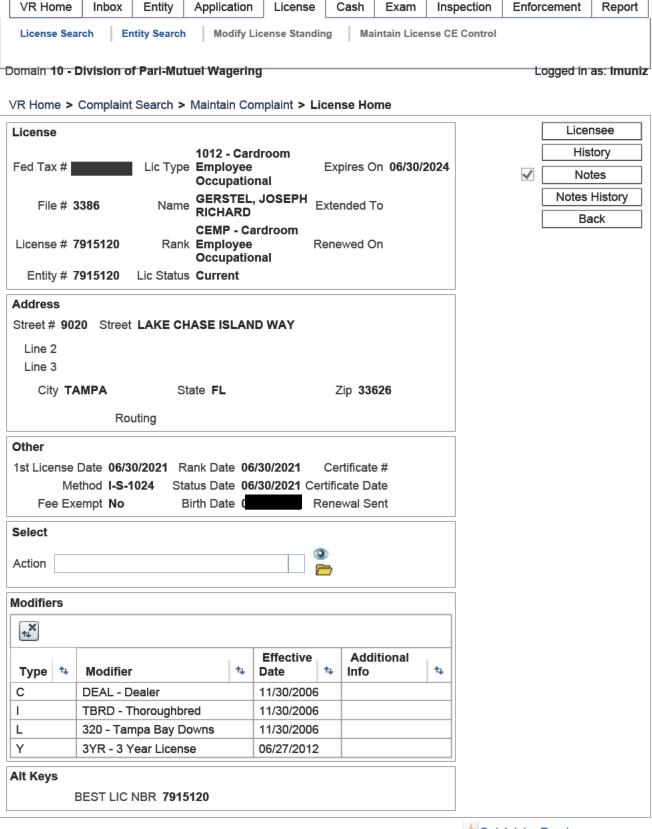
DBPR INVESTIGATIVE REPORT

CASE NUMBER: 2022 02 7412

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(al12) License Home Page 1 of 1



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EXHIBIT #1 PAGE 1/1

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MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney Re: Case No. 2022-028029; Consent Order

Date: August 25, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by TBD Entertainment, LLC ("Respondent") to resolve Case No. 2022-028029. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$300 for violating rule 61D-11.014(4)(b)2, Florida Administrative Code.

Background

On or about June 8, 2022, a damaged card envelope was reviewed by investigators and it was discovered that the envelope containing the damaged card did not have the table number in which it was removed. Respondent has one prior violation of this rule in Florida from November 2020, which resulted in an administrative fine of \$300.

The Division served Respondent with an administrative complaint and included a proposed settlement and consent order seeking a \$300 administrative fine. Respondent has agreed to the terms of the settlement and consent order and has already mailed in a cashier's check.

Analysis

The Commission may resolve matters informally through a negotiated settlement.¹ The Commission has the authority to impose an administrative fine of \$1,000.00 for each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.²

Rule 61D-11.014(4)(b)2, Florida Administrative Code, provides that the sealed envelope containing the damaged card "shall be marked with the table number, the date, and time the deck was withdrawn from play."

Because Respondent failed to ensure the table number was written on the damaged card envelope, it is subject to an administrative fine not to exceed \$1000.00.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-028029.

_

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

² § 849.086(14)(c), Fla. Stat.

ILED

Florida Gaming Control Commission Office of the Agency Clerk

Clerk Donna Fleming
Date 7/25/2022

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

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

v.

FGCC Case No.: 2022-028029
TBD ENTERTAINMENT, LLC,

Respondent.

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against TBD Entertainment, LLC ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Pari-Mutuel Wagering and Cardroom permit and license, number 140-1002, issued by Petitioner.
- 3. On or about June 8, 2022, Respondent removed a damaged card from a table and placed the damaged card in an envelope.
- 4. On or about June 8, 2022, Respondent failed to document the table number that the damaged card was removed on the envelope containing the damaged card.
- 5. Rule 61D-11.014(4)(b)2, Florida Administrative Code, provides that the sealed envelope containing the damaged card "shall be marked with the table number, the date, and time the deck was withdrawn from play."

6. Based on the foregoing, Respondent violated Rule 61D-11.014(4)(b)2, Florida Administrative Code, by failing to mark the table number which the damaged card was removed on the sealed envelope.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-028029 is signed this 18th day of July, 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

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

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

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

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TBD Entertainment, L	LC
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VC 202202000 DIVIN	
City, State, Z. AC = 2022028029 - PIVIV	٧

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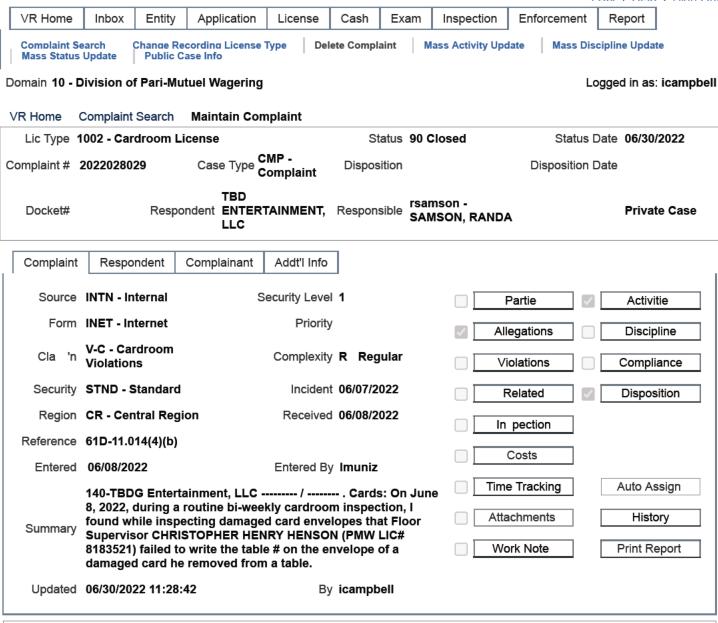
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Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Опісе:	Region:	Date of Complai		Case Number:	
PMW	CENTRAL	JUNE 8, 2022		2022 02 8029	
Respondent:			Complainant:		
TBD ENTERTAINMENT, LLC.			STATE OF FLORIDA,		
P.O. BOX 8096	rumerur, eeo.			OF BUSINESS AND	
TAMPA, FL. 336	374-8096		PROFESSIONAL REGULATION,		
			DIVISION OF PARI-MUTUEL WAGERING		
TEL# (
Lisans # and Tom		Duefersions		I Damant Data:	
License # and Typ	oe: 0 / 1002	Profession:	HOLDER	Report Date: JUNE 13, 2022	
Period of Investiga		FLIXIVIII	Type of Repo	,	
_	IE 8, 2022 - JUNE 13,	2022	Type of Nope	FINAL	
Alleged Violation:	61D-11.014 Cards.		•		
				exist shall be withdrawn from	
1	/ upon identification o	•			
				ds shall be removed from play	
	•	card table and t	he damaged car	d or cards shall be placed in a	
	or evidence bag,				
	•	bag shall be ma	irked with the tal	ole number, the date, and time	
the deck was wit	hdrawn from play.				
Synoneis: On Jun	e 8 2022 while inche	eting damaged of	ard envelopes at	Tampa Greyhound Track, I found	
				ON (PMW LIC# 8183521), which	
	he table number from				
				. ,	
Related Case:					
Case# 2020 03 44		Т.			
Investigator / Date			Investigator Supervisor / Date		
Isl Lando Jamson		151 Peut Warking			
	/ JUNE 13, 2022	(C. Derek Washing	ton / June 27, 2022	
Chief of Investigat	ions / Date				
151 Store E. Koja					
Steven E. Kogan / June 30, 2022					

CONTINUATION

CASE NUMBER: 2022 02 8029

Investigative Activity:

On January 8, 2020, at approximately 9:50 AM, I conducted a routine bi-weekly cardroom inspection at **TAMPA GREYHOUND TRACK**. As part of my inspection, I review the facility's damaged card procedures, specifically how damaged cards are stored and documented. During my inspection, I found that floor person CHRISTOPHER HENRY **HENSON** (PMW LIC# 8183521) had removed a damaged card from a table and failed to document the table number on the envelope that contained the damaged card **(EXHIBIT#2)**.

After completing my inspection of the damaged cards, I informed Poker Room Poker Manager Jacob Darrell **MAST** (PMW LIC #7050031) of the violation. **MAST** then spoke to **HENSON** regarding the matter, and both assured me that this violation would not occur again.

TAMPA GREYHOUND TRACK is in violation of F.A.C Rule **61D-11.014 Cards (4)(b)(1)(2)** because the sealed envelope or evidence bag did not indicate the table number from which the damaged card was withdrawn from play.

A Versa Regulation Enforcement database review showed one previous violation against **TAMPA GREYHOUND TRACK** for above-cited rule (See Case# 2020 03 4430).

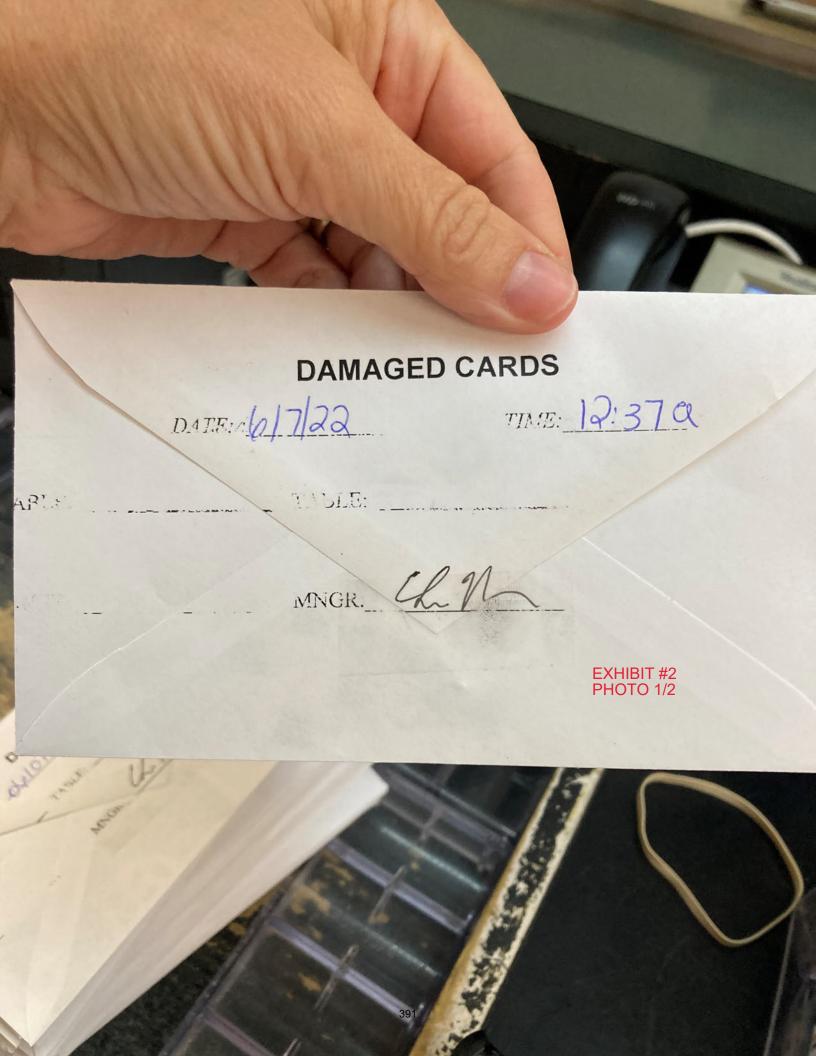
Status: Investigation case closed and case referred to Legal for review.

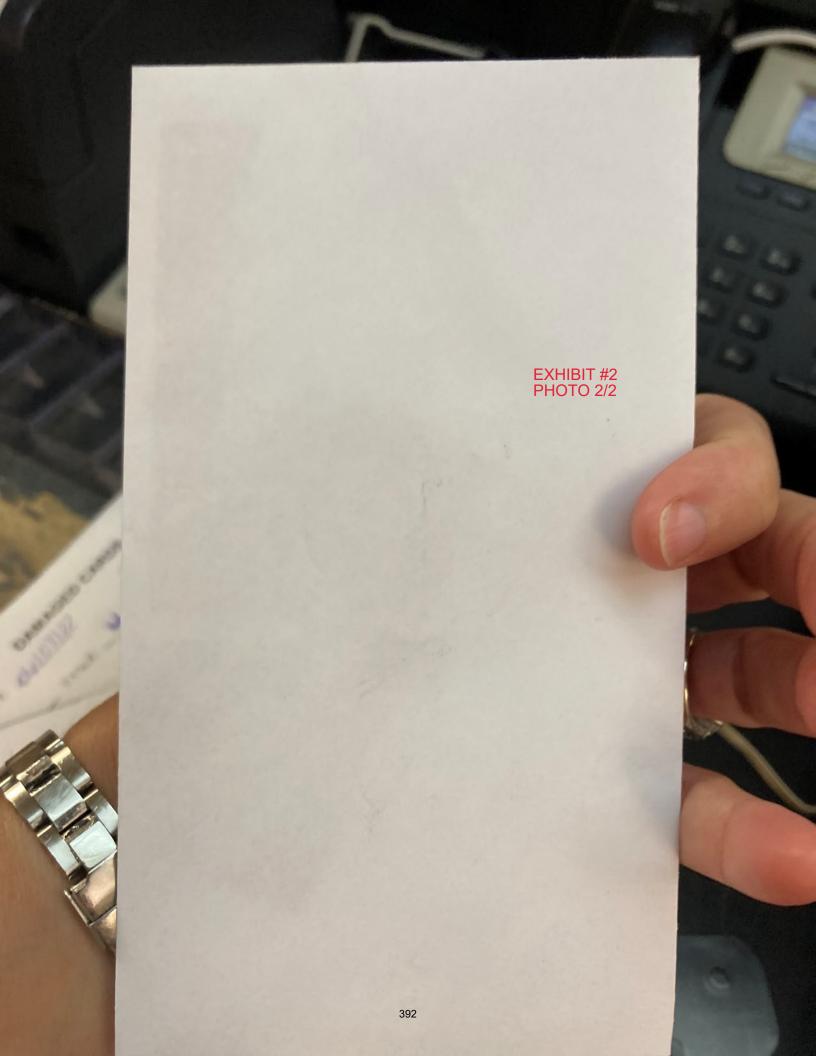
DBPR INVESTIGATIVE REPORT

CASE NUMBER: 2022 02 8029

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(al12) License Home Page 1 of 1

VR Home Inbox **Entity** Application License Cash Exam Inspection Enforcement Report **Entity Search Modify License Standing** Maintain License CE Control License Search Domain 10 - Division of Pari-Mutuel Wagering Logged in as: Imuniz VR Home > Complaint Search > Maintain Complaint > License Home License Licensee Lic Type 1002 - Cardroom License History Fed Tax # Expires On 06/30/2023 Notes **TBD** Notes History File # 27 Name ENTERTAINMENT, Extended To LLC Back **CLIC - Cardroom** License # 140 Renewed On **Operating License** Entity # 140 Lic Status Current **Address** Street # Street P O BOX 8096 Line 2 Line 3 City TAMPA State FL Zip 33674-8096 Routing Other 1st License Date 03/15/2022 Rank Date 03/15/2022 Method I-S-1020 Status Date 06/24/2002 Certificate Date Fee Exempt No Birth Date Renewal Sent Select Action Modifiers **Effective** Modifier Date Additional Info Type 140 - Assoicated Outdoor Clubs 04/09/2004 Alt Keys BEST LIC NBR CLI140

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EXHIBIT #1 PAGE 1/1

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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.: 2022-028029

TBD ENTERTAINMENT, LLC,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Division"), and TBD Entertainment, LLC ("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 held a Pari-Mutuel Wagering and Cardroom permit and license, number 140-1002, 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 2022-028029, alleging that on June 8, 2022, Respondent was in violation of Rule 61D-11.014(4)(b)2, Florida Administrative Code, by failing to mark the table number which the damaged card was removed on the sealed envelope containing the damaged card.
- 3. <u>Aggravation</u>: This Consent Order was entered into in consideration of Respondent's previous disciplinary history, including one prior violation of Rule 61D-11.014(4)(b)2, Florida Administrative Code, in DBPR Case Number 2020-034430.

STIPULATION

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

- 4. The Division has jurisdiction over this matter and the Parties.
- 5. The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
- 6. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that it is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 7. 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.
- 8. The Parties acknowledge and agree to waive any further administrative and judicial review.
- 9. 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.
- 10. 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.

- 11. FINE: Respondent agrees to, and must pay to the Division, the sum of THREE HUNDRED DOLLARS (\$300.00), at the time Respondent submits an executed copy of this Consent Order. The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (NO PERSONAL CHECKS). Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.
- 12. Respondent must mail this Consent Order and the payment to: Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming. Please note FGCC Case Number 2022-028029 on the face of the payment.
- 13. 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.
- 14. 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.
- 15. 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.

16. This Consent Order may be signed in counterparts, and copies shall be treated as

original.

17. 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, **TBD ENTERTAINMENT**, **LLC**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 3rd day of	√5 → 2022.
	TBD ENTERTAINMENT, LLC, Respondent
	Signed on behalf of TBD Entertainment, LLC by:
	Tacob Mast Printed Name Director of Poker
	Title
or \square online notarization, this	owledged before me, by means of physical presence day of August, 2022, by
JACOB MAST, who following as identification:	personally known to me or who produced the
Notary Public State of Florida Carla E. Perez Notary Public State of Florida Carla E. Perez My Commission MM 258781 Exp. 6/5/2026	2026

APPROVED this $\sqrt{9}$ day of August, 2022.

EMILY ALVARADO

DEPUTY CHIEF ATTORNEY

Division of Pari-Mutuel Wagering Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this	day of	, 2022,	that a	true copy	of the
foregoing has been furnished by U.S.	S. mail to:				
7	FBD Entertainment, LLC P.O. Box 8096 Tampa, Florida 33674				
	AGENCY CLERK' Florida Gaming Cont			1	

CC: Ebonie Lanier

FILED

Florida Gaming Control Commission
Office of the Agency Clerk

Clerk Donna Fleming
Date 7/25/2022

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.: 2022-028029
TBD ENTERTAINMENT, LLC,	FGCC Case No.: 2022-028029
Respondent.	

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against TBD Entertainment, LLC ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Pari-Mutuel Wagering and Cardroom permit and license, number 140-1002, issued by Petitioner.
- 3. On or about June 8, 2022, Respondent removed a damaged card from a table and placed the damaged card in an envelope.
- 4. On or about June 8, 2022, Respondent failed to document the table number that the damaged card was removed on the envelope containing the damaged card.
- 5. Rule 61D-11.014(4)(b)2, Florida Administrative Code, provides that the sealed envelope containing the damaged card "shall be marked with the table number, the date, and time the deck was withdrawn from play."

6. Based on the foregoing, Respondent violated Rule 61D-11.014(4)(b)2, Florida Administrative Code, by failing to mark the table number which the damaged card was removed on the sealed envelope.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-028029 is signed this 18th day of July, 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

Telephone: (850) 717-1783 Facsimile: (850) 921-1311

Primary: Emily.Alvarado@fgcc.fl.gov Secondary: Ebonie.Lanier@fgcc.fl.gov

NOTICE OF RIGHTS

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

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

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

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney Re: Case No. 2022-028395; Consent Order

Date: August 25, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by OBS Real Estate Holdings, LLC ("Respondent") to resolve Case No. 2022-028395. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$250 for violating rule 61D-11.025(17), Florida Administrative Code.

Background

On or about June 9, 2022, Respondent's poker room camera observation log was found to have several incomplete entries, including the date and time monitoring begins and ends, the device that an offense was recorded on, and the time of each offense. Respondent has no prior violations of this rule in Florida.

The Division served Respondent with an administrative complaint and included a proposed settlement and consent order seeking a \$250 administrative fine. Respondent has agreed to the terms of the settlement and consent order and has already mailed in a money order.

Analysis

The Commission may resolve matters informally through a negotiated settlement.¹ The Commission has the authority to impose an administrative fine of \$1,000.00 for each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.²

Rule 61D-11.025(17), Florida Administrative Code, states:

Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include:

- (a) The name and license number of each person who initiates, performs, or supervises the surveillance monitoring;
- (b) Reason for the surveillance, including the name, if known, the description of each individual being monitored, the date and time the monitoring commences and ends, and a brief description of the activity in which the monitored person is engaging;
- (c) The time each suspected criminal or regulatory offense is observed, and a notation of the reading on the meter, counter, or device that identifies the point on the recording that such offense was recorded; and,
- (d) The date and time of any equipment malfunction and repair.

Because Respondent failed to properly maintain the poker room camera observation log, it is subject to an administrative fine not to exceed \$1000.00.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-028395.

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

² § 849.086(14)(c), Fla. Stat.

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

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

Petitioner.

,		
v.		FGCC Case No.: 2022-028395
OBS REAL ESTATE HOLDINGS, LLC,		
Respondent.	,	
	/	

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Division"), and OBS Real Estate Holdings, LLC ("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 and Cardroom permit and license, number 277-1002, 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 2022-028395, alleging that on June 9, 2022, Respondent was in violation of Rule 61D-11.025(17) Florida Administrative Code, by failing to properly maintain the poker room camera observation log as required by the Rule.

STIPULATION

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

3. The Division has jurisdiction over this matter and the Parties.

- 4. The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
- 5. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that it is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 6. 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.
- 7. The Parties acknowledge and agree to waive any further administrative and judicial review.
- 8. 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.
- 9. 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.
- 10. FINE: Respondent agrees to, and must pay to the Division, the sum of TWO HUNDRED FIFTY DOLLARS (\$250.00), at the time Respondent submits an executed copy of this Consent Order. The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-

Mutuel Wagering (NO PERSONAL CHECKS). Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.

- 11. Respondent must mail this Consent Order and the payment to: Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming. Please note FGCC Case Number 2022-028395 on the face of the payment.
- 12. 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.
- 13. 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.
- 14. 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.

15.	This Consent Order n	ay be signed	in counterparts,	and copies	shall be treat	ed as
original.						

16. 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, OBS REAL ESTATE HOLDINGS, LLC, requests that the Commission
enter a Final Order approving and incorporating this Consent Order in resolution of this matter.
SIGNED this 3 day of August, 2022.
mass Ventra
OBS REAL ESTATE HOLDINGS, LLC, Respondent
Signed on behalf of OBS Real Estate Holdings, LLC
by:
Thomas Ventura Printed Name
President of its manager Ocala Breeders' Sales Company,
Title.
STATE OF Florida
COUNTY OF marion
The foregoing instrument was acknowledged before me, by means of \square physical presence
or \square online notarization, this $\underline{3}$ day of $\underline{A} \cup \underline{3} \cup \underline{5} + \underline{7}$, 2022, by
Thomas Ventura, who is personally known to me or who produced the
following as identification:
DOROTHY WILLIAMS Commission # HH 147023 Expires August 4, 2025 Bonded Thru Troy Fain Insurance 800-385-7019
My commission expires: 8-4-2025

2022-028395

APPROVED this 19 day of August, 2022.

EMILY ALVARADO

DEPUTY CHIEF ATTORNEY

Division of Pari-Mutuel Wagering Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this	day of, 2022, that a true cop	by of the
foregoing has been furnished b	y U.S. mail to:	
	OBS Real Estate Holdings, LLC c/o Dock A. Blanchard 4 Southeast Broadway Street Ocala, Florida 34471	
	AGENCY CLERK'S OFFICE Florida Gaming Control Commission	

CC: Ebonie Lanier

FILED

Florida Gaming Control Commission Office of the Agency Clerk

Clerk Donna Fleming
Date 8/2/2022

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.: 2022-028395
OBS REAL ESTATE HOLDINGS, LLC,		,
Respondent.		
	_/	

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against OBS Real Estate Holdings, LLC ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Pari-Mutuel Wagering and Cardroom permit and license, number 277-1002, issued by Petitioner.
- 3. On or about June 9, 2022, the poker room camera observation log was found to have several incomplete entries, including the date and time monitoring begins and ends, the device that an offense was recorded on, and the time of each offense.
 - 4. Rule 61D-11.025(17), Florida Administrative Code, states:

Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include:

- (a) The name and license number of each person who initiates, performs, or supervises the surveillance monitoring;
- (b) Reason for the surveillance, including the name, if known, the description of each individual being monitored, the date and time

the monitoring commences and ends, and a brief description of the activity in which the monitored person is engaging;

- (c) The time each suspected criminal or regulatory offense is observed, and a notation of the reading on the meter, counter, or device that identifies the point on the recording that such offense was recorded; and,
- (d) The date and time of any equipment malfunction and repair.
- 5. Based on the foregoing, Respondent violated Rule 61D-11.025(17), Florida Administrative Code, by failing to properly maintain the poker room camera observation log as required by the Rule.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-028395 is signed this 1st day of August, 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

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.

FILED

Florida Gaming Control Commission Office of the Agency Clerk

Clerk Donna Fleming
Date 8/2/2022

FGCC Case No.: 2022-028395

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

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

Petitioner,

v.

OBS REAL ESTATE HOLDINGS, LLC,

Respondent.

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against OBS Real Estate Holdings, LLC ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Pari-Mutuel Wagering and Cardroom permit and license, number 277-1002, issued by Petitioner.
- 3. On or about June 9, 2022, the poker room camera observation log was found to have several incomplete entries, including the date and time monitoring begins and ends, the device that an offense was recorded on, and the time of each offense.
 - 4. Rule 61D-11.025(17), Florida Administrative Code, states:

Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include:

- (a) The name and license number of each person who initiates, performs, or supervises the surveillance monitoring;
- (b) Reason for the surveillance, including the name, if known, the description of each individual being monitored, the date and time

the monitoring commences and ends, and a brief description of the activity in which the monitored person is engaging;

- (c) The time each suspected criminal or regulatory offense is observed, and a notation of the reading on the meter, counter, or device that identifies the point on the recording that such offense was recorded; and,
- (d) The date and time of any equipment malfunction and repair.

5. Based on the foregoing, Respondent violated Rule 61D-11.025(17), Florida Administrative Code, by failing to properly maintain the poker room camera observation log as required by the Rule.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-028395 is signed this 1st day of August, 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, 1782

Telephone: (850) 717-1783 Facsimile: (850) 921-1311

Primary: Emily.Alvarado@fgcc.fl.gov Secondary: Ebonie.Lanier@fgcc.fl.gov

NOTICE OF RIGHTS

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

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

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

							FAG	2 Help	Sign Ou
VR Home	Inbox Entity	y Application	License	Cash	Exam	Inspection	Enfor	cement	Report
Complaint S Update	Search Change Mass Status Update	Recording License Public Case In		elete Comp	olaint	Mass Activity Up	pdate	Mass Di	scipline
Domain 10 -	Division of Pari-I	Mutuel Wagering					Lo	ogged in a	as: Imuniz
VR Home >	Complaint Searcl	h > Maintain Coi	mplaint						
Lic Type	1002 - Cardroom	License		Status	90 Clos	ed	Status	Date 07	/26/2022
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Complain	Respondent	Complainant	Addt'l Info)					ı
Source	INTN - Internal	Security L	evel 1			Parties		Activiti	es
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Security	STND - Standar	d Inci	dent 06/09/	2022		Violations		Complia	nce
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Summary	Cardroom E 2022, during an	state Holdings, lectronic Surveil annual cardroo	lance: On o	June 9, on at the		ime Tracking		Auto Ass	sign
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46	Char	nge S	Save	С	K	Cancel		Bad	ck



Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complai			Case Number:
PMW	NORTHERN	June 1	10, 2	2022	2022 02 8395
Respondent:			Co	omplainant:	
00000					
OBS Real Estate P.O. Box 548	Holdings, LLC				ARI-MUTUEL WAGERING
Orange Lake, Flor	rida 32681		_	FFICE OF INVE	
Orange Lake, 1 loi	11da 32001			t. Lauderdale, I	mercial Boulevard, Suite 165
			רנ	Lauderdale, i	Fiorida 33309
				_	
License # and T	• •	Profession:			Report Date:
	7-1002	Card	dro		June 28, 2022
Period of Investig	<u> </u>			Type of Repo	
	through June 28, 20)22			Final
Alleged Violation					
	ardroom Electronic S				
	rdroom operator shall	maintain a log of	fall	surveillance a	ctivities in the surveillance room
that shall include:					
` ,	and license number o	f each person wh	o in	itiates, perform	s, or supervises the surveillance
monitoring;	41	l !	:£ 1		and the state of the state of the state of
					cription of each individual being
-	te and time the monitority ed person is engaging	•	an	id ends, and a i	brief description of the activity in
			fonc	se is observed	and a notation of the reading on
					ich offense was recorded; and,
	nd time of any equipm				ich offense was recorded, and,
Synopsis:	na timo or any oquipin	one mananodon a	1114 1	ropuii.	
	during an annual car	rdroom inspection	n at	the OCALA-G	AINESVILLE POKER AND JAI
					everal missing entries. This is a
violation of the ab				•	3
Related Case: 202	20 03 0046				
Investigator / Date	е		Inve	estigator Super	visor / Date
Isl Call Pagle	_			c. Dent	
CW Taylor / J	lune 28, 2022		, c, C. [Derek Washingt	on / July 11, 2022
Chief of Investigat	tions / Date	•		3	·
N. Stern	E. Ku				
Steven E. Kogan	/ July 26, 2022				

CONTINUATION

CASE NUMBER: 2022 02 8395

Investigative Activity:

On June 9, 2022, during an annual cardroom inspection at the **OCALA-GAINESVILLE POKER AND JAI ALAI** poker room, the Surveillance Activity Log was found to be incomplete with several missing entries. Upon further review of the Surveillance Activity Log, I found that some entries failed to indicate the times monitoring commenced and ended. A photo was taken. **(EXHIBIT #1)**

On June 22, 2022, I discussed the Surveillance log with General Manager Brian **MATTHEWS** (8251823-1031-2022). He said he would ensure the Surveillance Activity Log would be filled out correctly and that going forward, his Security personnel would be the only people making the entries into the log.

OCALA-GAINESVILLE POKER AND JAI ALAI violated rule **61D-11.025(17)** because they failed to maintain the Surveillance log with complete entries as required.

A review of the Versa Regulations Enforcement database shows one prior violation of Rule 61D-11.025 (13) regarding an incomplete malfunction log (see case 2020030046).

Case Status: Investigation case closed and case referred to Legal for further review.

CASE NUMBER: 2022 02 8395

TABLE OF CONTENTS

	INVESTIGATIVE REPORT COVERSHEET
l.	INVESTIGATIVE REPORT
II.	EXHIBITS
	Photo of Incomplete Surveillance log taken June 9, 20221-1
	2 License Info

Date	Time In	Time Out	Employee Full Name	Employee State License #	DVR#	Cam#	Time Incident Starts	Time Incident Ends	Reason for Reviewing Camera & Type of Incident
0-17-21	18 33	1835	Boners, SwiT	12805208	4.	2 7264	形式 1815	1816	Short pay lover pay to castomer
1-17-21		2243	Bours, Scott	12805208	1	10	2201	2203	Dealer Error
	1909	1917	Bones, Scott	12805208	1	15	1905	1906	Dealer Error
		2352	McKenie Rebecca	12846659	1	Table	2225	2240	well off
2-13-21	2558	1908	Bures, Seat	12805208	4	14	1636	1638	possible contant issue
17.21	1858	15:24	Pernex, Vive	8241848	4	Jodle 14	C1:63 .	21:33	posite cost issue
		200	Pernex Vusca	5241848	4/1	Takell	clock 14:00	14:01:53	High Hand
2.21-21		10010	Me Venzie Rebecco	12846659	4	2	-10:09	10:11	Peder Cuer
-7-12	10:09p	900847	BOWN, Scott	12805208	1	1	739 pm.	7:41	Bent cords total 10
-73-77		2009	Mulency Riberra	12846459	1	2	2002	2004	gossible cosh issue
	2003	3636	Universe Reoleca	12846659	1	2	2020	2025	Dealer Error
36-37	1873	1832	Mekenie, Repecca	12841060	1	2,	1823	1826	Dealer Escor
-31:DI		4.3790	BRIDN MATTHEWS	1284669 8251323	1.43	754	69m-15Am	P11 0PY	MANAGE Stelling
-7-77	1818	1821	Mckenzie Reberra	12846659	i	15	1812	1815	High hard verticed
1-19-21		2038	Whence Reberra.	12046659	1	9	2020	2025	Possible dealer error
-26-22		1935	Kristing Greene	11011114			1857	1859	CHECKING TOCKPOT IS GIVEN
-7-27	11.20	1134	BURN WALLER	881323	1,4		ala		Declere Gricos
	5:05	5:16	Merry, Chis	13090531	14	14	1655	1658	
3-28-21		1831	McKinzie Rebocca	12846659	3	420.207		1030)	Review of Dealer and Players cards
1-3-22		2007	Vegenan Mealanmer	13140394	1	10	2000	2007	Payout discrepancy
11012	7:20 P	2001	Wessman, Montgomery	11054435	-		1-11-0	10.	Money found on floor, Returner
1115/20	17055	1:04	Claretio ment	13090531	4	15	121.50	1251	realer short \$100.00
1/10/22	5.15	5,41	Chaichle Menarit	13090531	4	14	1535.75	1555	Taring and
13/28	15:61	12:51	BRION MOTHERS	871 1325	-	1	211.6	- 117	Deg area, Review of Payout
16/22	21:16	21:17	William Haus	11054435	3		21:15	21:17	the area, Nev 51 12 9
11000	141.15	7.,,	W-11-4F-1						
-	- 0								
-		1							
	6								
1					19 19 19		1		
-									
- 144		100					•		
			1						

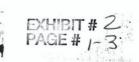
VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
License Sear	ch En	ntity Search	Modify Lice	ense Standing	Mair	ntain Licens	se CE Control		

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cwtaylor

VR Home > License Search > License Home

Licens						Licensee
Fed Ta	x #	Lic Type	1002 - Cardroom	License	Expires On 06/30/2023	History
Fil	File # 51 Name OBS REAL ESTATE HOLDINGS, LLC				Extended To	Notes
License # 277 Rank CLIC - Cardroom Operating License				R	enewed On	Notes History
Entit	y # 277	Lic Status		se		Back
Addres	ss					
Street	#	Street POBO	X 548			
Line	2					
Line	3					
C	ity ORAN	GE LAKE	State FL		Zip 32681	
		Routing				
Other						
1st Lice	ense Date	03/23/2022	Rank Date 03/23	1/2022	Certificate #	
	Method		Status Date 06/04		Certificate Date	
Fe	e Exempt	No	Birth Date		Renewal Sent	
Select						
Action				3		
Auton				6		
Modifier	rs					
Туре	Modifier			Effective Date	Additional Info	
	277 - Oc	ala Jai-Alai		3/17/2009		
L						
DBA Na		ainesville Poke	er and Jai-Alai			
BA Na	A Ocala G	ainesville Poke	er and Jai-Alai			



VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
License Searc	ch Er	ntity Search	Modify Lic	ense Standing	Mair	ntain Licen	se CE Control		

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cwtaylor

VR Home > License Search > License Home

License						License
Fed Tax #	Lic Type	1012 - Cardro		Expires On 06/30/20:	24	<u>H</u> istor
		Employee Oct	M			Notes
File #	9413 Name	EDWARD	AIVI	Extended To		Notes His
License # 11054435 Rank CEMP - Cardr Employee Oct			oom cupational	Renewed On		Back
Entity #	11054435 Lic Status		• • • • • • • • • • • • • • • • • • • •			
Address						
Street # 3	308 Street WOODS	LANDING DR				
Line 2						
Line 3						
City	LADY LAKE	State FL		Zip 32159		
	Routing					
0.1						
Other						
	Date 03/21/2022	Rank Date 03	3/21/2022	Certificate #		
1st License	Date 03/21/2022 ethod I-S-1024	Rank Date 03 Status Date 03		Certificate # Certificate Date		
1st License						
1st License	ethod I-S-1024	Status Date 03		Certificate Date		
1st License M Fee En	ethod I-S-1024	Status Date 03	8/21/2022	Certificate Date		
1st License M Fee E	ethod I-S-1024	Status Date 03		Certificate Date		
1st License M Fee En	ethod I-S-1024	Status Date 03	3/21/2022	Certificate Date		
1st License M Fee Ex Select	ethod I-S-1024	Status Date 03	3/21/2022	Certificate Date		
1st License M Fee E	ethod I-S-1024	Status Date 03	3/21/2022	Certificate Date Renewal Sent	74	
1st License M Fee E Select Action Modifiers	ethod I-S-1024 xempt No	Status Date 03 Birth Date	8/21/2022	Certificate Date Renewal Sent	T ₊	
1st License M Fee E Select Action Modifiers Type *+ C	ethod I-S-1024 xempt No Modifier	Status Date 03 Birth Date	Effective Date	Certificate Date Renewal Sent	τ,	
1st License M Fee E Select Action Modifiers Type *+ C I	ethod I-S-1024 xempt No Modifier CMAN - Cardroom M.	Status Date 03 Birth Date	Effective Date + 03/14/2022	Certificate Date Renewal Sent	74	
1st Licensee M Fee E Select Action Modifiers Type *+	Modifier CMAN - Cardroom M. JLAI - Jai-Alai	Status Date 03 Birth Date	Effective Date	Certificate Date Renewal Sent	74	



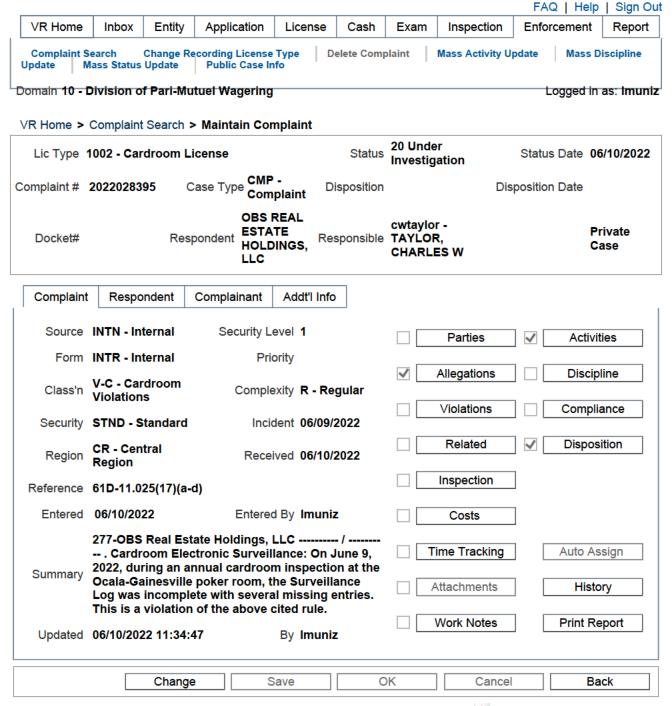
VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
License Sear	ch E	ntity Search	Modify Lice	ense Standing	Mair	ntain Licens	se CE Control		

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cwtaylor

VR Home > License Search > License Home

License							Licensee
Fed Tax #	Lic Typ	e 1031 - PMW/0 Supervisor	CR Combo	Expires On 06/30/20	22		History
File #	660 Nam	e MATTHEWS,	BRIAN C	Extended To		81	Notes
License #		PCSU - Carde		Renewed On	-		Notes History
		supervisor Current		Reliewed Off			Back
Address							
Street # '	10314 Street MILL	PORT DRIVE					
Line 2							
Line 3							
City	TAMPA	State FL		Zip 33626			
	Routing						
Other							
	Date 08/14/2019	Rank Date 0	8/14/2019	Certificate #			
1st License	e Date 08/14/2019 lethod I-S-1024	Rank Date 08		Certificate #			
N			8/14/2019	Certificate # Certificate Date Renewal Sent			
1st License	lethod I-S-1024	Status Date 08	8/14/2019	Certificate Date			
1st License N Fee E Select	lethod I-S-1024	Status Date 08	8/14/2019	Certificate Date			
1st License N Fee E	lethod I-S-1024	Status Date 08	8/14/2019	Certificate Date			
1st License N Fee E Select	lethod I-S-1024	Status Date 08	8/14/2019	Certificate Date			
1st License N Fee E Select Action	lethod I-S-1024	Status Date 08	8/14/2019	Certificate Date			
1st License N Fee E Select Action	lethod I-S-1024	Status Date 08	8/14/2019	Certificate Date			
1st License N Fee E Select Action	lethod I-S-1024	Status Date 08	8/14/2019	Certificate Date	14		
1st License N Fee E Select Action Modifiers Type †4	fethod I-S-1024 xempt No	Status Date 08 Birth Date 1	8/14/2019	Certificate Date Renewal Sent	4.		
Fee E Select Action Modifiers	Modifier	Status Date 08 Birth Date 1	8/14/2019 Effective Date	Certificate Date Renewal Sent	74		
1st Licensee N Fee E Select Action Modifiers Type † C	Modifier TMGT - Track Mana	Status Date 08 Birth Date 1	Effective Date 03/21/2008	Certificate Date Renewal Sent	74		





STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION **DIVISION OF PARI-MUTUEL WAGERING**

OPEN CASE REQUEST (OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

IN	CIDENT DATE:	June 9, 2022				
	☐ PMW	⊠ Cardroom	☐ Slot	⊠ Violation	☐ Incident	☐ Complaint
FA	CILITY NAME:	OBS Real Est	ate Holdings,	LLC	LIC	C#:_277
			R	ESPONDENT		
NA	ME: OBS Real	Estate Holdings	, LLC (Ocala	-Gainesville Poker &	Jai Alai)	DOB: N/A
	Address: P.O. Box					Tel #:
LIC	C #: 277	LIC TYPE	: 1002	OCCUPATION	: Permit Holde	r
			CO	MPLAINANT		
NA	ME:					Tel #:
	Address:					
LIC	C #:	LIC TYPE:	OCC	CUPATION:		
that	(b) Reason for the sumonitoring commence (c) The time each suited identifies the point of (d) The date and time	arveillance, including estand ends, and a baspected criminal or an the recording that set of any equipment and any equip	g the name, if kn rief description of regulatory offense such offense was malfunction and r	f the activity in which the activity in which the activity in which the activity and a notati recorded; and, repair.	nch individual being monitored person is of on of the reading on	monitored, the date and time engaging; the meter, counter, or device
roo			_	-	-	cala-Gainesville poker violation of the above
CA	SE DETAILS FI	LED BY:				
	Chief Insp	ector	e/Steward 🔀	Investigator C	Other:(Title o	f State Employee)
		s W. Taylor		Chill Taylor		6/9/2022
	(Prin	t Name)		(Signature)		(Date)

Muniz, Luz

From: Washington, Derek

Sent: Friday, June 10, 2022 10:14 AM

To: Muniz, Luz Cc: Taylor, Charles

Subject: OBS Real Estate Holdings LLC - 2022 (Incomplete Surveillance Log) OPEN CASE

REQUEST FORM

Attachments: OBS Real Estate Holdings LLC - 2022 (Incomplete Surveillance Log) OPEN CASE

REQUEST FORM.docx

Hello Luz,

Attached is an OCR for a cardroom violation, please assign to Taylor.

Thanks

Derek

(al12) License Home Page 1 of 1

Cash

Exam

Inspection

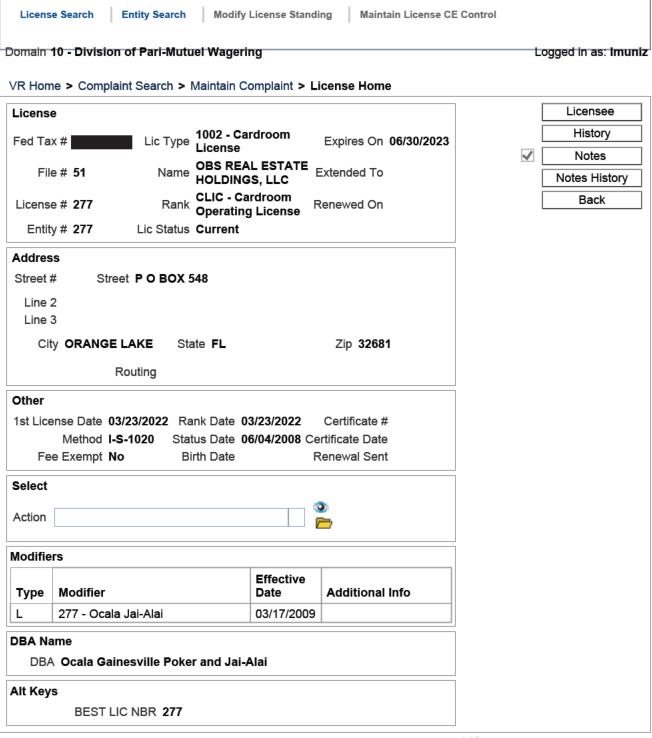
License

VR Home

Inbox

Entity

Application



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FAQ | Help | Sign Out

Report

Enforcement

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney Re: Case No. 2022-031049; Consent Order

Date: August 25, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by TBD Entertainment, LLC ("Respondent") to resolve Case No. 2022-031049. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$250 for violating rule 61D-11.0175(1)(e), Florida Administrative Code.

Background

On or about June 22, 2022, Respondent was seen via surveillance footage transporting drop boxes to the count room with only one employee present. Respondent has no prior violations of this rule in Florida.

The Division served Respondent with an administrative complaint and included a proposed settlement and consent order seeking a \$250 administrative fine. Respondent has agreed to the terms of the settlement and consent order and already mailed in a cashier's check.

Analysis

The Commission may resolve matters informally through a negotiated settlement.¹ The Commission has the authority to impose an administrative fine of \$1,000.00 for each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.²

Rule 61D-11.0175(1)(e), Florida Administrative Code, provides that "the cardroom operator shall: ensure that drop boxes are removed from tables and immediately transported to the count room or other secure area by two or more employees."

Because Respondent failed to ensure drop boxes were transported to the count room with more than one employee present, it is subject to an administrative fine not to exceed \$1000.00.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-031049.

_

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

² § 849.086(14)(c), Fla. Stat.

FILED

Florida Gaming Control Commission
Office of the Agency Clerk

Clerk Donna Fleming
Date 8/2/2022

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.: 2022-031049

TBD ENTERTAINMENT, LLC,

Respondent.

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against TBD Entertainment, LLC ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Pari-Mutuel Wagering and Cardroom permit and license, number 140-1002, issued by Petitioner.
- 3. On or about June 22, 2022, Respondent's employee was seen transporting drop boxes from the cardroom tables to the count room with no other employee.
- 4. Rule 61D-11.0175(1)(e), Florida Administrative Code, provides, in pertinent part, that "the cardroom operator shall: [e]nsure that drop boxes are removed from tables and immediately transported to the count room or other secure area by two or more employees."

5. Based on the foregoing, Respondent violated Rule 61D-11.0175(1)(e), Florida Administrative Code, by failing to ensure the drop box was transported to the count room by two or more employees.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-031049 is signed this 1st day of August, 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
Telephane (850) 717, 1782

Telephone: (850) 717-1783 Facsimile: (850) 921-1311

Primary: Emily.Alvarado@fgcc.fl.gov Secondary: Ebonie.Lanier@fgcc.fl.gov

NOTICE OF RIGHTS

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

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

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

STATE OF FLORIDA FLORIDA GAMING CONTROL COMMISSION

ELECTION OF RIGHTS

FGCC v. TBD ENTERTAINMENT, LLC

SIGNATURE

CASE NO.: 2022-031049

PLEASE CHECK ONLY ON	E 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 disputed material facts pursuant to Sections 120.569(2)(a) and 120 Law Judge of the Division of Administrative Hearings. I specific Complaint (attach extra pages or write on the back if needed):	2.57(1), Florida Statutes, ("formal hea	aring") before an	Administrative			
In addition to the above election for formal hearing, if you w	rish to enter into settlement negotis	ntions, check the	box below:			
Section 120.569(2)(a), Florida Statutes, requires th Hearings (DOAH) for a formal hearing within 15 days at case and waive the 15-day requirement in order to enter in	ter receiving your Election of Rights	s. I am interested				
Option (3) I do not dispute the allegations of material fact i hearing. I request that a Final Order imposing a penalty and fines be	n the Administrative Complaint and entered in this case.	waive my right	to any form of			
THIS IS A LEGALLY BINDING DOCUMENT. SEEK LE UNDERSTAND THE TERMS.	GAL ADVICE BEFORE SIGNIN	G IF YOU DO	NOT FULLY			
Jacob Mast PRINTED NAME 755 E Waters Are	ATTORNEY OR QUA	ALIFIED REPRE	SENTATIVE			
Street Address Tanps FL 33604 City State Zip	Street Address (where	service shall be n	nade)			
City State Zip	City	State	Zip			
Telephone Number Facsimile Number (if any)	Telephone Number	Facsimile Nu	mber (if any)			
E-mail	E-mail	SPECIFIC DESCRIPTION REPORTS TO SERVICE SPECIFICATION AND A SERVICE SPECIFICATION OF SPECIF	generalis in the second second of the second			

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

								FAG	Help	Sign Out
VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enford	ement	Report
Complaint S Update N	Search (Mass Status		cording License Public Case In		elete Comp	olaint	Mass Activity U	pdate	Mass Di	scipline
Domain 10 - I	Division of	Pari-Mu	tuel Wagering					Lo	ogged in a	as: Imuniz
VR Home >	Complaint	Search >	Maintain Con	nplaint						
	1002 - Card				Status	90 Clos	ed	Status	Date 07	/28/2022
Complaint #	202203104	19 C	ase Type CMP	- plaint	isposition		Dis	position	Date	
Docket#	Re	spondent	TBD ENTERTAINI LLC	MENT, Re	sponsible	rsamso SAMSO RANDA	N,			ivate ise
Complaint	Respon	ndent	Complainant	Addt'l Info)					
Source	INTN - Int	ernal	Security Le	evel 1			Parties	V	Activiti	
Form	INTR - Int	ernal	Prid	ority			railles		ACUVIU	les
Class'n	V-C - Care Violations		Comple	exity R - Re	gular	✓	Allegations		Discipl	ine
Security	STND - St	tandard	Incid	dent 06/22/	2022		Violations		Complia	ince
Region	CR - Cent Region	tral	Recei	ved 06/24/	2022		Related		Disposi	tion
Reference	61D-11.01	175								
Entered	06/24/202	22	Entered	By icamp	bell		Inspection]		
	Count Ro 2022, dur	oms and ing a rou	inment, LLC (C I Count Proced Itine bi-weekly pa Greyhound	dures): On cardroom	June 24,		Costs]		
Summary	review re-	corded s es on Ju	urveillance vio ne 22, 2022, I o SANTIAGO (deo of cour observed S	nt room security	П	ime Tracking		Auto Ass	sign
	room that	t were re	ting drop boxe moved from ta a violation of	ıbles with r	no other		Attachments		Histor	ry
Updated	rule. 07/29/202	2 11:08:3	36	By Imuni	Z		Work Notes		Print Re	port
34		Change	; S	ave	С	K	Cancel		Bad	ck

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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Complain		Case Number:	
PMW	Central	JUNE	24, 2022	2022 03 1049	
Respondent:			Complainant:		
TBD ENTERTAI	NMENT. LLC		DIVISION OF PA	RI-MUTUEL WAGERING	
P.O. BOX 8096			OFFICE OF INVI	ESTIGATIONS	
TAMPA, FL 336	74-8096			ERCIAL BLVD. SUITE 165	
				LE, FLORIDA 33309	
FL. 33674-8096			TEL 954-202-3	900	
License # and Typ	Je.	Profession:		Report Date:	
) / 1002		HOLDER	JUNE 30, 2022	
Period of Investiga			Type of Repor		
	E 24, 2022 - JUNE 30	-		FINAL	
				nd Count Procedures:	
	(1) Not less than once daily, the cardroom operator shall:				
				ately transported to the count	
	_	r more employe	es. At least one o	of the transporting employees	
shall be a securi	ty employee.				
Synoncie: On Jun	o 24 2022 during a r	couting hi wookly	cardroom inchactio	on at Tampa Greyhound Track, I	
				ANTIAGO (PMW LIC# 8858317)	
				th no other employee.	
Related Case:					
Investigator / Date			Investigator Super	visor / Date	
invooligator / Bat				3	
Ist Lando	Janson		Ist Tent Warking		
Randa Samson	/ June 30, 2022	'		ton / July 11, 2022	
Chief of Investigat				•	
151	5 K				
Steven E. Kogan	/ July 28, 2022				
Cicven L. Nogan	, oury 20, 2022				

CONTINUATION

CASE NUMBER: 2022 03 1049

Investigative Activity:

On June 24, 2022, at approximately 11:15 AM, I conducted a routine bi-weekly cardroom inspection at **TAMPA GREYHOUND TRACK.** As part of my inspection, I reviewed the recorded surveillance video of the drop on June 22, 2022. While reviewing the video, I observed Security employee Angel L. **SANTIAGO** (PMW LIC# 8858317) transporting drop boxes to the count room that were removed from tables with no other employee. **(EXHIBIT#2)** The rule states that drop boxes are removed from tables and immediately transported to the count room or other secure area by two or more employees.

Poker Room Supervisor MATTHEW ALAN **DILLAHUNTY** (PMW LIC#1619254), who was also present during my review, stated that he would inform Poker Room Manager Jacob Darrell **MAST** (PMW LIC #7050031) about the violation and have it fixed immediately. **(EXHIBIT#2)**

TBD ENTERTAINMENT, LLC. (TAMPA GREYHOUND TRACK) is in violation of F.A.C Rule: **61D-11.0175(1)(e)** because they failed to ensure that drop boxes are removed from tables and immediately transported to the count room or other secure area by two or more employees.

A review of the Versa Regulation Enforcement database showed no previous violations against TBD ENTERTAINMENT, LLC. (TAMPA GREYHOUND TRACK) for this specific F.A.C. Rule 61D-11.0175(1)(e).

Status: Investigations case closed and case referred to Legal for review.

CASE NUMBER: 2022 03 1049

TABLE OF CONTENTS

l.	INVESTIGATIVE REPORT COVERSHEET	1-1
II.	INVESTIGATIVE REPORT	1-3
III.	EXHIBITS	
	1. LICENSE	1-1
	2. PROPERTY RECEIPT	1-1

 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: icampbell

VR Home	Complaint Sea	arch Maintain Cor	mplaint Licen	e Home		
Licen e						Licensee
Fed Tax	# L	ic Type 1002 - Card	droom License	Expires On 06/30/2023		Hi tory
File 7	# 27	Name LLC	RTAINMENT,	Extended To		Notes
License ?	# 140	Rank CLIC - Card		Renewed On		Notes History Back
Entity ?	# 140 Lic	Status Current				
Addre						
Street #	Street F	O BOX 8096				
Line 2 Line 3						
City	/ TAMPA	State FL		Zip 33674-8096		
	Rou	uting				
Other						
1st Licen	se Date 03/15/20	022 Rank Date	03/15/2022	Certificate #		
	Method I-S-1020) Status Date	06/24/2002	Certificate Date		
Fee	Exempt No	Birth Date)	Renewal Sent		
Select						
Action						
Modifiers	3					
			Effective		7	
Туре	Modifier		Date	Additional Info	-	
L	140 - Assoicated	d Outdoor Clubs Inc	04/09/200	4		
Alt Keys						
	BEST	LIC NBR CLI140				

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EXHIBIT #1 PAGE 1/1

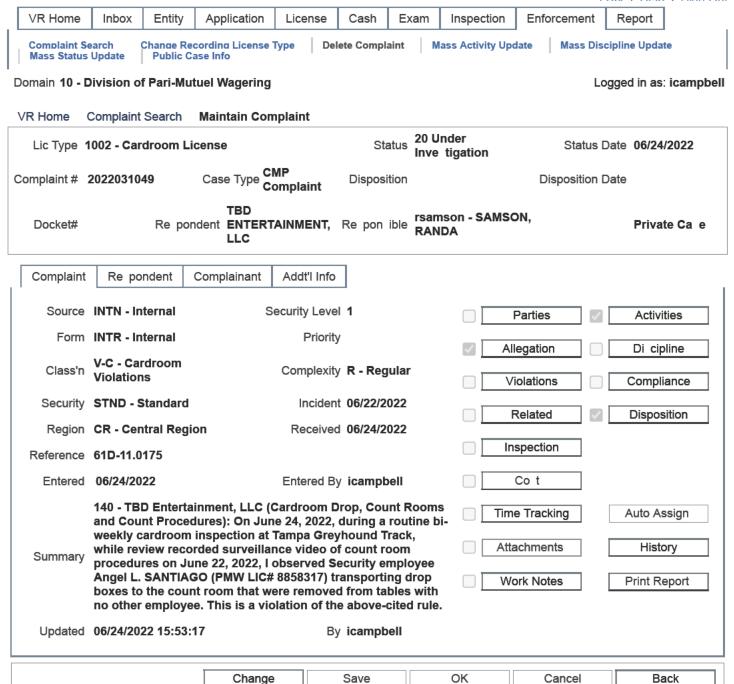


State of Florida Department of Business and Professional Regulation Division of Pari-Mutuel Wagering Investigations Section

PROPERTY RECEIPT

Complaint # _	2022 03 1049	Date <u>(0/24/22</u> Lab#
Item No.	Quantity	Description
		166B Blue Verbation Thumbdrive
		TBD Entertainment, LLC.
		TBAE LIGIT Tampa Greyhand)
		Security Returning Drop & factor
		boxes to Countram alone.
		「 ・
		And the second of the second o
		CASSAPPEND AND AND AND AND AND AND AND AND AND A
my possession received a cope Signature RETURNED F		official performance of duty as Investigator for the Division of Pari-Mutuel Wagering. Signature – Impounding Investigator
**********		Signature Date
Received by: Received by: Received by:		Date:
		atory, Property Receipt
Form DBPR 11-75		

442



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STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

OPEN CASE REQUEST (OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

INCIDENT DATE	2: <u>June 22, 2022</u>				
☐ PMW	⊠ Cardroom	☐ Slot	⊠ Violation	☐ Incident	☐ Complaint
FACILITY NAMI	E: <u>TBD ENTERTAIN</u>	MENT, LLC		LI	C #:_140
NAME: TBD Ente	utainment IIC	RES	PONDENT		
	Waters Ave, Tampa,	FL 33604			Tel #:
LIC #: 140	LIC TYPE: 1		OCCUPATION	N: Permit Holder	
		COM	PLAINANT		
NAME:					Tel #:
Address:					
LIC #:	LIC TYPE:	OCCU	PATION:		
(e) Ensure that	an once daily, the card drop boxes are remo or more employees. A	ved from tab	les and immediate		the count room or other a security employee.
while review record employee Angel L	ded surveillance vid	eo of count V LIC# 8858	room procedures 317) transporting	on June 22, 20 drop boxes to the	Campa Greyhound Track 22, I observed Securit ne count room that wer
CASE DETAILS I		eward 🔀 I	nvestigator 🗌 (Other:(Title	of State Employee)
	Samson		Fando Janso	, 	June 24, 2022
(Pr	int Name)		(Signature)		(Date)

Campbell, Ian

Washington, Derek From:

Sent: Friday, June 24, 2022 2:46 PM

To: Campbell, Ian

Cc: Samson, Randa; Muniz, Luz

Subject: OCR TBDE 6.24.2022 **Attachments:** OCR TBDE 6.24.2022.docx

Hello Ian,

Attached is an OCR for a cardroom violation, please assign to Randa.

Thanks

Derek



Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: icampbell

VR Home Complaint Search	Maintain Complai	nt Licen	e Home		
Licen e					Licensee
Fed Tax # Lic Typ	e 1002 - Cardroon	n License	Expires On 06/30/2023	j	Hi tory
File # 27 Nam	TBD ENTERTAI	NMENT,	Extended To		Notes
License # 140 Ran	K CLIC - Cardroor Operating Licer	n Ise	Renewed On	;	Notes History Back
Entity # 140 Lic Statu	s Current			,	24011
Addre					
Street # Street POB	OX 8096				
Line 2					
Line 3					
City TAMPA	State FL		Zip 33674-8096		
Routing					
Other					
1st License Date 03/15/2022	Rank Date 03/1	15/2022	Certificate #		
Method I-S-1020	Status Date 06/2	24/2002	Certificate Date		
Fee Exempt No	Birth Date		Renewal Sent		
Select					
Action					
Modifiers					
Type Modifier		Effective Date	Additional Info		
L 140 - Assoicated Outo	oor Clubs Inc	04/09/2004			
Alt Keys					
BEST LIC N	BR CLI140				

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.

remoner,		
v.		FGCC Case No.: 2022-031049
TBD ENTERTAINMENT, LLC,		
Respondent.	,	
	/	

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Division"), and TBD Entertainment, LLC ("Respondent"), stipulate and agree to the following terms and issuance of this Stipulation and Consent Order ("Consent Order"):

- At all times material hereto, Respondent held a Pari-Mutuel Wagering and Cardroom permit and license, number 140-1002, 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 2022-031049, alleging that on June 22, 2022, Respondent was in violation of Rule 61D-11.0175(1)(e) Florida Administrative Code, by failing to ensure the drop box was transported to the count room by two or more employees.

STIPULATION

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

3. The Division has jurisdiction over this matter and the Parties.

- 4. The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
- 5. Each of the Parties has entered into the terms of this Consent Order voluntarily. Respondent is aware that it is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 6. 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.
- 7. The Parties acknowledge and agree to waive any further administrative and judicial review.
- 8. 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.
- 9. 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.
- 10. FINE: Respondent agrees to, and must pay to the Division, the sum of TWO HUNDRED FIFTY DOLLARS (\$250.00), at the time Respondent submits an executed copy of this Consent Order. The payment must be in the form of a certified check, cashier's check, or money order, made payable to the Florida Gaming Control Commission, Division of Pari-

2022-031049 2₄₈f 7

Mutuel Wagering (NO PERSONAL CHECKS). Division's adoption of this Consent Order constitutes acknowledgment of receipt of payment of the above amount.

- 11. Respondent must mail this Consent Order and the payment to: Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming. Please note FGCC Case Number 2022-031049 on the face of the payment.
- 12. 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.
- 13. 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.
- 14. 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.

- 15. This Consent Order may be signed in counterparts, and copies shall be treated as original.
- 16. 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, TBD ENTERTAINMENT, LLC, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this grow day of Argust, 2022.
Mac
TBD ENTERTAINMENT, LLC, Respondent
Signed on behalf of TBD Entertainment, LLC by:
Jacob Mast
Filmed tvame
Title
litte
STATE OF HILLSBOROUGH
COUNTY OF HILLSBOROUGH
The foregoing instrument was acknowledged before me, by means of ☑ physical presence
or \square online notarization, this 3^{RD} day of $August$, 2022, by
JACOB MAST , who is personally known to me or who produced the
following as identification:
Carla E. Perez Notary Public
My commission expires: June 5 th 2026
Notary Public State of Florida Carla E. Perez My Commission HH 258781 Exp. 6/5/2026 5 of 7

APPROVED this 19 day of August, 2022.

EMILY ALVARADO

DEPUTY CHIEF ATTORNEY

Division of Pari-Mutuel Wagering Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this	day of,	2022,	that	a true	copy	of th	ne
foregoing has been furnished by U.	S. mail to:						
	FBD Entertainment, LLC P.O. Box 8096 Tampa, Florida 33674						
	AGENCY CLERK'S Florida Gaming Contr			ion			=3

CC: Ebonie Lanier

FILED

Florida Gaming Control Commission
Office of the Agency Clerk

Cierk Donna Fleming
Date 8/2/2022

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

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

Petitioner.

V.	B000 0 32 0000 0000
TBD ENTERTAINMENT, LLC,	FGCC Case No.: 2022-031049
Respondent.	

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against TBD Entertainment, LLC ("Respondent"), and alleges:

- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to Chapters 550 and 849, Florida Statutes.
- 2. At all times material hereto, Respondent held a Pari-Mutuel Wagering and Cardroom permit and license, number 140-1002, issued by Petitioner.
- 3. On or about June 22, 2022, Respondent's employee was seen transporting drop boxes from the cardroom tables to the count room with no other employee.
- 4. Rule 61D-11.0175(1)(e), Florida Administrative Code, provides, in pertinent part, that "the cardroom operator shall: [e]nsure that drop boxes are removed from tables and immediately transported to the count room or other secure area by two or more employees."

5. Based on the foregoing, Respondent violated Rule 61D-11.0175(1)(e), Florida Administrative Code, by failing to ensure the drop box was transported to the count room by two or more employees.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Sections 550.105 and 849.086(14)(c), Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-031049 is signed this 1st day of August, 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

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.

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney Re: Case No. 2022-034120; Consent Order

Date: August 25, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Juan Alvarado ("Respondent") to resolve Case No. 2022-034120. 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 61D-6.008(2)(s), Florida Administrative Code.

Background

Respondent was the trainer of record for the racing horse Clapton, which was owned by Arindel Farm, LLC. On June 11, 2022, Clapton finished 1st place in the 11th race of the performances held by Gulfsteam Park Racing Association. A urine sample was take from Clapton 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 sulfide in the urine. Omeprazole sulfide was detected at a urine concentration of 3.88 +/- 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 61D-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 61D-6.011(3), Florida Administrative Code.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-034120.

61D-6.008 Permitted Medications for Horses.

- (1) The prescription medications defined in this rule shall be permitted under the conditions set forth to conserve and protect the health of the horse which is entered to race. All such medications shall be procured and administered by a licensed veterinarian, except where a valid prescription or dispensing occurs in compliance with the requirements of Chapter 474, F.S.
- (2) The following permitted medications at concentrations less than or equal to the following schedule shall not be reported by the racing laboratory to the Division as a violation of Section 550.2415, F.S.:
- (a) The detection of acepromazine [2-(1-hydroxyethyl) promazine sulfoxide] at a urinary concentration of 10 nanograms per milliliter.
 - (b) The detection of albuterol at a urinary concentration of 1 nanogram per milliliter.
 - (c) The detection of betamethasone at a blood serum concentration of 10 picograms per milliliter.
- (d) The detection of butorphanol (total) at a urinary concentration of 300 nanograms per milliliter, or (free) at a blood serum concentration of 2 nanograms per milliliter.
- (e) The detection of clenbuterol at a urinary concentration of 140 picograms per milliliter, or a blood serum concentration at the lowest level of detection.
 - (f) The detection of dantrolene (5-hydroxydantrolene) at a blood serum concentration of 100 picograms per milliliter.
- (g) The detection of detomidine (carboxydetomidine) at a urinary concentration of 1 nanogram per milliliter, or a blood serum concentration at the lowest level of detection.
 - (h) The detection of dexamethasone at a blood serum concentration of 5 picograms per milliliter.
 - (i) The detection of diclofenac at a blood serum concentration of 5 nanograms per milliliter.
 - (j) The detection of dimethyl sulfoxide (DMSO) at a blood serum concentration of 10 micrograms per milliliter
 - (k) The detection of firocoxib at a blood serum concentration of 20 nanograms per milliliter.
- (l) The detection of furosemide at a blood serum concentration of 100 nanograms per milliliter and a urine specific gravity of less than 1.010.
 - (m) The detection of glycopyrrolate at a blood serum concentration of 3 picograms per milliliter.
 - (n) The detection of isoflupredone at a blood serum concentration of 100 picograms per milliliter.
 - (o) The detection of lidocaine at a blood serum concentration of 20 picograms per milliliter.
- (p) The detection of mepivacaine (hydroxymepivacaine) at a urinary concentration of 10 nanograms per milliliter, or a blood serum concentration at the lowest level of detection.
 - (q) The detection of methocarbamol at a blood serum concentration of 1 nanogram per milliliter.
 - (r) The detection of methylprednisolone at a blood serum concentration of 100 picograms per milliliter.
 - (s) The detection of omeprazole at a urinary concentration of 1 nanogram per milliliter.
 - (t) The detection of prednisolone at a blood serum concentration of 1 nanogram per milliliter.
 - (u) The detection of procaine penicillin at a blood serum concentration of 25 nanograms per milliliter.
 - (v) The detection of triamcinolone acetonide at a blood serum concentration of 100 picograms per milliliter.
 - (w) The detection of xylazine at a blood serum concentration of 0.01 nanogram per milliliter.
- (3) Samples collected may contain one of the three non-steroidal anti-inflammatory drugs (NSAIDs) listed below, up to the primary threshold. Samples may contain two of the NSAIDs at a concentration up to the secondary threshold. No more than two of the NSAIDs listed below may be present in any sample.
- (a) Flunixin at a primary blood serum concentration of 20 nanograms per milliliter, and a secondary blood serum concentration of 3 nanograms per milliliter.
- (b) Ketoprofen at a primary blood serum concentration of 2 nanograms per milliliter, and a secondary blood serum concentration of 1 nanogram per milliliter.
- (c) Phenylbutazone at a primary blood serum concentration of 2 micrograms per milliliter, and a secondary blood serum concentration of 0.3 micrograms per milliliter.
- (4)No Androgenic-Anabolic Steroids (AAS) shall be permitted in test samples collected from racing horses, except for the major metabolites of stanozolol, nandrolone, and the naturally occurring substances boldenone and testosterone at concentrations less than the following thresholds:
 - (a) Stanozolol or 16β-hydroxystanozolol 1 nanogram per milliliter in urine for all horses regardless of sex.

- (b) Boldenone 15 nanograms per milliliter in urine of male horses other than geldings. No boldenone shall be permitted in geldings or female horses.
- (c) Nandrolone 1 nanogram per milliliter in urine of geldings or females; or 45 nanograms per milliliter of metabolite, 5α oestrane- 3β , 17α -diol in urine of male horses other than geldings.
- (d) Testosterone 20 nanograms per milliliter in urine of geldings, 55 nanograms per milliliter in urine of females. Samples collected from male horses other than geldings will not be tested for testosterone.
- (5) All prescription medications, regardless of method of administration, shall be safeguarded under lock and key when not being actively administered.

Rulemaking Authority 550.0251(3), 550.2415(12) FS. Law Implemented 550.0251(11), 550.2415(1), (7) FS. History—New 10-20-96, Amended 1-5-98, 6-6-00, 5-14-02, 6-6-04, 7-6-06, 8-12-07, 12-30-08, 12-29-11, 1-10-16.

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

FGCC Case No.: 2022-034120

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

Petitioner,

v.

JUAN ALVARADO,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Division"), and Juan Alvarado ("Respondent"), stipulates and agrees 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, 1200204-1021, 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 2022-034120, alleging that Respondent was in violation of Section 550.2415, Florida Statutes, and Rule 61D-6.008(2)(s), Florida Administrative Code, by racing "Clapton" 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 June 11, 2022.
- 3. On June 11, 2022, Clapton participated in the 11th race of the performances held at Gulfstream Park. Clapton finished in 1st in the 11th 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 he is entitled to the advice of counsel, and has either sought the advice of counsel or by execution of this Consent Order, is knowingly waiving the opportunity to seek advice of counsel. Respondent acknowledges that the Division has not made any promise, nor has it in any other way encouraged Respondent to enter into this Consent Order without the advice of counsel.
- 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. 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, **JUAN ALVARADO**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 3 day of August, 2022. Respondent STATE OF Florida COUNTY OF marion The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 3 day of August, 2022, by JUAN ALVARADO, who is personally known to me or who produced the following as identification: Notary Public My commission expires: 4 30/25

ROSALVA HERRERA GONZALEZ
MY COMMISSION # HH 160407
EXPIRES: November 30, 2025
Bonded Thru Notary Public Underwriters

APPROVED this 19 day of August, 2022.

EMILY ALVARADO

DEPUTY CHIEF ATTORNEY

Division of Pari-Mutuel Wagering Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this	day of	, 2022,	that	a true	copy	of the
foregoing has been furnished by U.	S. mail to:					
6	Juan Alvarado 395 Southwest 64th Avenue Ocala, Florida 34474					
	AGENCY CLERKS Florida Gaming Cons			sion		

CC: Ebonie Lanier

FILED

Florida Gaming Control Commission
Office of the Agency Clerk

Clerk Donna Fleming
Date 7/25/2022

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.: 2022-034120

JUAN ALVARADO,

Respondent.

/

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Juan Alvarado ("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, 1200204-1021, issued by Petitioner.
- 3. At all times material hereto, Respondent was the trainer of record for the racing horse "Clapton," with microchip number 981020031377819.
- 4. At all times material hereto, "Clapton" was owned by "Arindel Farm, LLC," who holds a Pari-Mutuel Wagering Business Occupational License, 7415025-1020, issued by Petitioner.
- 5. On June 11, 2022, "Clapton" participated in the 11th race of the performances held by Gulfstream Park Racing Association, Inc. ("Gulfstream Park").

- 6. On June 11, 2022, "Clapton" finished in 1st place in the 11th race of the performances held by Gulfstream Park.
- 7. Gulfstream Park is a facility operated by a permitholder authorized to conduct parimutuel wagering in this state under Chapter 550, Florida Statutes.
 - 8. On June 11, 2022, urine sample number 312099 was collected from "Clapton."
- 9. Urine sample number 312099 was processed and forwarded to the University of Florida Racing Laboratory ("UF Lab"), for analysis.
- 10. The UF Lab tested urine sample number 312099 and found that it contained omeprazole sulfide (a metabolite of omeprazole).
- 11. In urine sample number 312099, omeprazole sulfide was detected at a urinary concentration of 3.88 +/- 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 61D-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 61D-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 61D-6.008(2)(s), Florida Administrative Code, by racing "Clapton" with an impermissible concentration of a permitted substance in its body on June 11, 2022.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Rule 61D-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 2022-034120 is signed this 19th day of July, 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

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.

NOTICE OF RIGHT TO REQUEST A SPLIT SAMPLE

Pursuant to Rule 61D-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 <u>Form DBPR PMW-3290</u>, <u>Notification to Stewards/Judge of Split Sample Request</u> (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

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2022 JUL 11 PM 2:38

CONTINUES IN THE SENSON OF THE PERSON OF THE

352-392-2238 352-846-1032 Fax

July 11, 2022

Mr. Joe Dilimore, Director Florida Gaming Control Commission 2601 Blair Stone Road Tallahassee, FL 32399-1037

RE: Report of Positive Result

Sample 312099 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found

omeprazole sulfide found in urine

omeprazole sulfide is a metabolita of omeprazole (a gastric acid sacreto/y depressant and Class 5 drug) - the concentration of omeprazole sulfide is 3.68 +/- 0.09 ng/mL.

D171356-FHU Horse Urine 69.3 g INTACT Laboratory Number Specimen Final Weight Seal Gulfstream Perk 06/11/2022 06/14/2022 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 07/20/2022, or upon commencement of administrative action, whichever

Dirk A Huht Associate Director

Brooks Nelson

Chemist III

Page 1 of 1

University of Florida Racing Leb ISO/IEC 17025-2017 Certificate # AT-1642

23-2

The Foundation for The Gator Nation An Equal Opportunity Institution

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2022-034120

Recommended Penalty and Model Rule (Continued)

The recommended penalty for a violation involving a drug that carries a Category "D" penalty is a written warning to the trainer and owner. may result in fines and/or suspension.	Multiple violations
Association of Racing Commissioners International, Inc.	Page 30

FILED

Florida Gaming Control Commission
Office of the Agency Clerk

Clerk Donna Fleming
Date 7/25/2022

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.: 2022-034120
JUAN ALVARADO,	FGCC Case No 2022-054120
Respondent.	

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Juan Alvarado ("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, 1200204-1021, issued by Petitioner.
- 3. At all times material hereto, Respondent was the trainer of record for the racing horse "Clapton," with microchip number 981020031377819.
- 4. At all times material hereto, "Clapton" was owned by "Arindel Farm, LLC," who holds a Pari-Mutuel Wagering Business Occupational License, 7415025-1020, issued by Petitioner.
- 5. On June 11, 2022, "Clapton" participated in the 11th race of the performances held by Gulfstream Park Racing Association, Inc. ("Gulfstream Park").

- 6. On June 11, 2022, "Clapton" finished in 1st place in the 11th race of the performances held by Gulfstream Park.
- 7. Gulfstream Park is a facility operated by a permitholder authorized to conduct parimutuel wagering in this state under Chapter 550, Florida Statutes.
 - 8. On June 11, 2022, urine sample number 312099 was collected from "Clapton."
- 9. Urine sample number 312099 was processed and forwarded to the University of Florida Racing Laboratory ("UF Lab"), for analysis.
- 10. The UF Lab tested urine sample number 312099 and found that it contained omeprazole sulfide (a metabolite of omeprazole).
- 11. In urine sample number 312099, **omeprazole sulfide** was detected at a urinary concentration of 3.88 +/- 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 61D-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 61D-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."

Based on the foregoing, Respondent violated Section 550.2415(1)(a), Florida 16.

Statutes, and Rule 61D-6.008(2)(s), Florida Administrative Code, by racing "Clapton" with an

impermissible concentration of a permitted substance in its body on June 11, 2022.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission

enter an Order imposing against Respondent one or more of the penalties specified in Rule 61D-

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 2022-034120 is signed this 19th

day of July, 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

2022-034120

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 61D-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 <u>Form DBPR PMW-3290</u>, <u>Notification to Stewards/Judge of Split Sample Request</u> (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



RECEIVED

2022 JUL 11 PM 2: 30

CONTROL FILE PRISE NAME OF THE
352-392-2238 352-846-1052 Fax

College of Medicine

Department of Pathology, Immunology and Laboratory Medicine Racing Laboratory

July 11, 2022

Mr. Joe Dillmore, Director Florida Gaming Control Commission 2601 Blair Stone Road Tallahassee, FL 32399-1037

RE: Report of Positive Result

Sample 312099 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 3.88 +/- 0.09 ng/mL.

 D171356-FHU
 Horse Urine
 69.3 g
 INTACT

 Laboratory Number
 Specimen
 Final Weight
 Seal

 Gulfstream Park
 06/11/2022
 06/14/2022

 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 07/20/2022, or upon commencement of administrative action, whichever

Dirk A Hunt

Associate Director

Broke Will

Chemist III

Page 1 of 1

University of Florida Racing Lab ISO/IEC 17025-2017 Certificate # AT-1642 23-2

The Foundation for The Gator Nation

An Equal Opportunity Institution

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2022-034120

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Lainer-Fucc, Eboin	e
From: Sent: To: Cc: Subject: Attachments:	Carolyn Brown <cbrown@arindel.com> Wednesday, August 3, 2022 1:58 PM Lanier-FGCC, Ebonie Alvarado, Emily; rafael alvarado Re: Case 2022-034120 Administrative Complaint Stipulation and Consent Order.pdf</cbrown@arindel.com>
-	ssage comes from a system outside of DBPR. Please exercise caution when clicking on links and/or providing sensitive have concerns, please contact your Knowledge Champion or the DBPR Helpdesk.
Thank you for that Ebo	onie. Attached is the signed and notarized Stipulation and Consent Order.
Carp;yn	
On Tue, Aug 2, 2022 a	at 11:26 AM Lanier-FGCC, Ebonie < <u>Ebonie.Lanier@fgcc.fl.gov</u> > wrote:
Good Morning Ms	s. Brown,
Yes, that is correct below:	ct. The Stipulation and Consent Order documents can also be emailed or mailed to the addresses listed
Ebonie.Lanier@fge	cc.fl.gov

Office of the General Counsel

Florida Gaming Control Commission

2601 Blair stone Road,

Tallahassee, Florida 32399

Case No. 2022034120

Thanks,

Ebonie Lanier



Ebonie Lanier

Administrative Assistant III

Office of the General Counsel

Florida Gaming Control Commission

Phone: (850) 717-1663 | Fax (850) 921-1311

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: Carolyn Brown [mailto:cbrown@arindel.com]

Sent: Tuesday, August 2, 2022 11:13 AM

To: Alvarado, Emily

Cc: Lanier-FGCC, Ebonie; rafael alvarado

Subject: Case 2022-034120 Administrative Complaint

[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 - Juan Alvarado would like to settle this complaint with the Written Warning as offered. I am unfamiliar with these forms so just to be clear, the ONLY item you need returned to you is the Stipulation and Consent Order, pages 1-7, with Juan Alvarado's notarized signature on page 5. Please confirm.

Thank You,

Carolyn Brown for Juan Alvarado

--

Carolyn Brown

Office Manager

Arindel

Office: 352-854-7753

Carolyn Brown Office Manager Arindel

Office: 352-854-7753



College of Medicine

Department of Pathology, Immunology and Laboratory Medicine Racing Laboratory

RECEIVED

2022 JUL 11 PM 2: 30

CONTROL FILES FOR THE PROPERTY OF THE CONTROL OF THE PROPERTY
352-392-2238 352-846-1052 Fax

July 11, 2022

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D171356-FHU	Horse Urine	69.3 g	INTACT	
Laboratory Number Gulfstream Park	Specimen	Final Weight 06/11/2022	Seal	
Collected From		Date Collected	06/14/2022 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 07/20/2022, or upon commencement of administrative action, whichever occurs first.

Dirk A Hunt

Associate Director

Brooks Nelson

Chemist III

23-2

Page 1 of 1

University of Florida Racing Lab ISO/IEC 17025-2017 Certificate # AT-1642



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Enforcement VR Home Inbox **Entity** Application License Cash Exam Inspection Report **Delete Complaint** Mass Activity Update Mass Discipline Update Change Recording License Type Complaint Search Mass Status Update **Public Case Info** Logged in as: Istallings Domain 100 - Division of Pari-Mutuel Wagering VR Home > Complaint Search > Maintain Complaint 1021 - Pari-Mutuel Wagering Individual Status 10 Initial Review Status Date 07/14/2022 **Occupational** Case Type CMP - Complaint Complaint # 2022034120 Disposition **Disposition Date** ALVARADO, Responsible EBONIE elanier - LANIER, **Private Case** Docket# Respondent **JUAN** Respondent Complainant Addt'l Info Complaint Security Level 1 **Parties Activities** Source LAB - UF Laboratory Priority 1 **Allegations** Discipline Form FAX - Fax V-X - Class V Drug **Violations** Compliance Complexity R - Regular Class'n **Positive** Disposition Related Incident 06/11/2022 Security STND - Standard Inspection Region SR - Southern Region Received 07/11/2022 Costs Reference 312099 Time Tracking Auto Assign Entered By Istallings Entered 07/14/2022 Attachments History 321 Gulfstream Park Horse CLAPTON Drug Omeprazole Sulfide Sample # 312099 Lab # D171356-FHU **Print Report Work Notes** By Istallings Updated 07/14/2022 14:37:11 Great and Art OK Cancel Back Change

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Strong Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred by Good Jour	## Edwin Gonzalez Ufe: 8 1 1 3 \$21,250 Off Track: 0 0 0 0 9 90 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500 ## Star Crossed Stables (Mar 18, 2019) in KY OSSMAR21 \$1,500
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Strong Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred by Good Jour	Table
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Strong Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred by Good Journey Lord Free Stranger - Bred by Good Journey Lord Free Stranger - Bred by Good Journey - Br	## Fig. 1 1 2 11 11 11 11 11 1
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Strong Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred Bred Bred Bred Bred Bred Bred Bred	### Table
Strong Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred by GApr22 3 Tam ft (D) 140 - 14885 1;359 1;410 3 Ncl 32000 83 6 2000 83 6 2000 83 6 2000 83 6 2000 85 1 2000 85 2000 85 2000 85 2000	### Table
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Strong Eagle (L) 30Apr22.3 Tam ft ⊕ 140 140 14985 1:359 1:4101 3	### Figure 1 Figure 2 Figure 2 Figure 3 Figure
Strong Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred By Good Jour	Table
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Strong Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred By Good Jou	### Edwin Gonzalez Ife: 8 1 1 3 \$21,250 Off Track: 0 0 0 0 0 \$30
Strong Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred By Good Jou	### Edwin Gonzalez Ife: 8 1 1 3 \$21,250 Off Track: 0 0 0 0 0 \$30
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STYPING Eagle (L) Ch.c.3 Lord Nelson - The Last Journey by Good Journey - Bred Bred Bred Bred Bred Bred Bred Bred	Table

PROBABLE FAVORITES 1-5-2-3

GP - 41





ALLOWANCE OPTIONAL CLAIMING \$25,000

ALLOWANCE OPTIONAL CLAIMING \$25,000

Purse \$51,000. (Includes \$7,000 from FTHA-FOA) For Three Year Olds and Upward Which Have Never Won \$10,000 Once Other Than Maiden, Claiming Price \$25,000. Three Year Olds, 120 Lbs; Older, 126 Lbs Non-wing Price \$25,000. Three Year Olds, 120 Lbs; Older, 126 Lbs Non-wing Starter Or State Bred Allowance or Which Have Never Won Two Races or Claiming Price \$25,000. Three Year Olds, 120 Lbs; Older, 126 Lbs Non-wing Starter Or State Bred Allowance or Which Have Never Won \$10,000 Once Other Than Maiden, Claiming Price \$25,000. Three Year Olds, 120 Lbs; Older, 126 Lbs Non-wing Starter Or State Bred Allowance Or Which Have Never Won \$10,000 Once Other Than Maiden, Claiming Price \$25,000. Three Year Olds, 120 Lbs; Older, 126 Lbs Non-wing Starter Or State Bred Allowance Or Which Have Never Won \$10,000 Once Other Than Maiden, Claiming Price \$25,000. Three Year Olds, 120 Lbs; Older, 126 Lbs Non-wing Starter Or State Bred Allowance Or Which Have Never Won Two Races or Claiming Price \$25,000. Three Year Olds, 120 Lbs; Older, 126 Lbs Non-wing Starter Or State Bred Allowance Or Which Have Never Won Two Races or Claiming Price \$25,000 (Races Where Entered For \$20,000 Or Less Not Consider And Indiana Allowance Or Which Have Never Won Two Races or Claiming Price \$25,000 (Races Where Entered For \$20,000 Or Less Not Consider And Indiana Allowance Or Which Have Never Won Two Races or Claiming Price \$25,000 (Races Where Entered For \$20,000 Or Less Not Consider And Indiana Allowance Or Which Have Never Won Two Races or Claiming Price \$25,000 (Races Where Entered For \$20,000 Or Less Not Consider Allowance Or Which Have Never Won Two Races or Claiming Price \$25,000 (Races Where Entered For \$20,000 Or Less Not Consider Allowance Or Which Have Never Won Two Races or Claiming Price \$25,000 (Races Where Entered For \$20,000 Or Less Not Consider Allowance Or Which Have Never Won Two Races or Claiming Price \$25,000 (Races Where Entered For \$20,000 Or Less Not Consider Allo

Of A Race At A Mil Allowances)(Maiden	Races Not Considered in	Allowances) (If no	three-year-olds	are entered,			
Sixteenth	Inclusion(3),119 lbs; 1:40.97 (3-12-14)		Weight	Jockey	Ciass	
			Speed	Merihir		91.91 2022:	1 3 0 \$48,540 To 2 1 2 \$44,756 S
Tropius - test	Owner: Josle Gump (1-1-0-0) 100.00%	lue Can			2021: 10 Life: 20	2 7 2 si14 301 O
1 8-5	Trainer: Kathleen O'Connell (35-5-4-5) 14.29%		126	Chantal Suth (103-13-11-16	erland 👸 🔻	1 0 0 \$29,300 D
Red	Tapsasional Dk B/ Br.g.4 Tapiture - Indian C	colors by Indian Charl	lie - Bred by Don	L. Ming (Apr 16,	2018) in FL 1nk Sutherland C	124 L 7.10	Tapsastonaink Chucky ³ Ye Bold Paynter & Tenebris 1
08Hay226 GP ft		3 Aoc 20000mv1/x-N Aoc 16000mv1/x-N		33 312 442	201 Camarino	121 L •.90 120 L •1.00	Stymerho Tapsasional4
20Apr22 6 Tam ft	140 .4697 1:1206 1:4071 41	Apc 16000mi1/x-1			2hd De La Cruz F 221 Diaz. Jr. HR	120 L •2.00	Many's the Star? 1 Tapsasiona
27Mar22 2 Tam ft	1% :4735 1:1147 1:4313 41 140 :4733 1:1160 1:3952 41	Agc 16000mw1/x-1	N 25 2 34	42 21 31 31 21 23 1	221 Otaz, Jr. HK 251 De La Cruz F	122 L 7.80	Scalding of Tapsasional3
06Har22 6 Tam ft	4940 1.1235 1.4288 4t	Aoc 16000m/1/x-1	N 97 7 23	A11 A11 11	12 De La Cruz f	118 L •2.10	Tepsastoral ² Emphastor ² M
11Feb22 8 Tam ft	©22 1m :4713 1:1118 1:3588 31 ad by Gump Josie from Arno River Raci	Mc1 25000mw2/L-c	90 1 32	o Remett Gerald	S Trainer		Two Steppin Khildrik Bear
29Dec21 5 Tam fm Claim	ed by Gump Josie from Arno River Rac	ng. LLC and Winning State Alw 27000nw1/x	89 7 65	651 64 737	631 De La Cruz F	118 L 8.80 119 L 4.80	Chrisatude Maximus Mida
26Nov21 5 Tam fm	₩ 1K -8/31 : a. :41a. A.	Alw 40000mw1/x	B1 2 6	32 54 44	led Manager	40.40	The Sicerias Elles My Love
070ct21 6 Del ft	6f :2272 :4561 1:1006 3t 5½ :2216 :4588 1:0405 3t	Alw 40000nw1/x	93 3 2	22 22 414	T	120 L 2.80	Tapping the Glasshol Tati
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09Sep21 8 Del sy	Owner: Ivette Perez Cham Silks: Black, Turquoise C	bless (26-3-5-1) 1	1.54%	ise Stars on Si	eeves, Black Cap	2021: Life:	16 4 3 2 \$64.080 28 6 5 6 \$108.734
2 4			& Collei, Tarqua		Leone	Reyes (P	27 6 5 6 \$107,790
4	Trainer: Jose Garoffalo (36	-5-5-2) 15.05 %		124	(192-28-22-	33) 14.5070 "	ods (Feb 21, 2017) in K
White	Mr Tito's (L) Dk B/ Br.g.5 Mr Speaker - Mi	LL Vethorina by Se	eking the Dia - B	red by Lantern I	III Farm LLC & Fin	119 1 7.10	I'm a G Six 1 Tune In
·	Dk B/ Br.g.5 Mr Speaker - Mi 1m :4622 1:0994 1:3531 4	gnty Kaulerille by Co	98 4 4	3 34 34 43	1 371 Leparoux JR	122 1 4.00	Anancial System I'm a
29Apr22 5 GP f	10 :4022 :055 :355		87 3 4	24 524 339 3	2 3.4 04-1	120 L +1.5	My Tito so Hard Bells
01Apr22 5 GP f 20Mar22 7 GP f	1m .4796 1:1444 1:3803 4	† Cm 12500	79 4 4 87 4 5	2 53 424 34	4	120 L 13.3	
207 L 00 0 00 A	- 1m -4656 1:1109 1:3573 4	† UM 12000	00 E	1 21 72 3	ı 34 <u>)</u> Gaffallone T	120 bl. •1.1	Minerance 4 arms
27.Jan22 2 GP	t 1m :4609 1:1038 1:3701 4 med by Chambless Ivette Perez from	t Cim 8000-c	18.000, Joseph. J	Saffie A trains	f 	124 bfL •1.0	O Mr Titto's 4 Uncaptured Ki
Ck	med by Chambless Iverte verez trou	th Clm 6250-c	79 3	3 3nk 2hd 1	2 <u>1</u> 4 Seezl Annolo Jose Francisco	- Trainer	
26Dec21 7 GP	to 7f :2320 :4605 1:2418 it med by Calabrese Frank Carl from Pro	Rectng Stable LLC and C)n The Rise Again 51	80)6 to 30,200. U	2 23 Zayas EJ	123 bl. •2.2	0 Benefactor ³ Mr Tito*
	ft 1m :4692 1:1156 1:3664	3† Clm 6250-c	SO Malder Pater R	- Treiner			00 Mr Tito'snk Doctor D
20Nov21 8 GP C1	Land buy DonDorton Stable, LLC from (National 2000 less in aven	81 12	841 731 31	hd ink Zayas EJ	122 bl. 4.1 124 bl. 5.1	
220c+21 5 GP	ft im :4758 1:1216 1:3765	01 Clm 6250-c	86 4	611 621 631	511 311 Gonzalez E	124 124 0.	
25Sep21 8 GP	ft 1m :4623 1:1076 1:3726 almed by Walder Racing from Presague	at All for \$8,250, Young	Jennifer 2 - Treiner	010 00	gej 811j Gonzalezi	122 bfl. 11.	40 Rocket Joe Copper 1
	almed by salour Kassay 1102 11:3530 gd (D48 1m :4521 1:0971 1:3530	31 Clm 12500	79 7	78 810 89	24 0.4 m	·	
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27 27 30 27 28 28 28	Owner: Lanes Mark Sta	ble (Renee Lane) a Yoke and 'JR,' Burn and (10,2,0,1) 20,0	nundy Sleeves,	3 ack Collar, Co	iffs and Cap	116	a: 8 1 2 2 \$80.1
3 5	-1 Silks: Black, Burgundy Trainer: Patrick L. Biance	ne (10-2-0-1) 20.0	10%		Romero Kams	ay Maragn (# -7-9-12) 6.73%	6 1 2 2 \$78,1
	Mr Rum Rur	mer Th	(L)	11		-,-,-,-	
Blue	Mr Rum Rur B.g.3 Uncaptured - Jitterb			F. Webb (Apr 1	2,2019)IN FL 32 44 MaraghR	N 110 1	.90 Tapsasional nk Chu
		31 (31100 5000		321 331 54	Pol Onl marchin	R 118 bL	3.90 Treasure Kingl Tapthe 2.60 Classic Causeway ²]
0894ay226 GP 27Mar22 7 Tam	4 A 18 .4731 1:1196 1:4219	2 1512/2 30hills		414 524 43	44 993 Haraghi		2.00 Suplification Strike
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230ct21 3 GP	4 6K 7321 4649 1:191	0 2 SMsw 45000	66	7 78 59	271 28 Haragh	RR 118 '	11.20 Spuntacular® Nr R
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Horkout(s): 28	May 22 Page 6F ft 1:00.85b 4/5	20 May 22 Poss 4F ft	13 1.300 (01 61				WARELLY
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Tracking History	\
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FAQs

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Mara Tourier, Chief Attorney

Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-024016 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Stephen D. Selvey's ("Applicant") application for a Pari-Mutuel Wagering Individual Occupational License. Applicant applied for a Pari-Mutuel Wagering Individual Occupational License on April 9, 2022, and applied for waivers of his felony convictions. Applicant failed to show for two waiver interviews. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On April 9, 2022, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Pari-Mutuel Wagering Individual Occupational License. Upon review of the completed application, it appears that Applicant was convicted of several felony crimes in the state of Florida. Specifically, Applicant was convicted of the following:

- Leaving the Scene of an Accident with Injury;
- Criminal Mischief.

Applicant applied for a waiver of the felony convictions and several waiver interviews were scheduled. Applicant failed to attend the waiver interviews with the Division and is no longer responsive to communications with the Division. A report was drafted which was submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On August 8, 2022, the Executive Director declined to waive the felony convictions.

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 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: 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.

O Department of Business & Professional Regulation

State of Florida Department of Business and Professional Regulation Chronology Report

Case #:

2022024016

Incident date: 04/27/2022

Status: 106 - Sent to Directors office

Lic Type:

1022

Disposition:

Case Type:

Complaint

ase Type: Complaint

Responsible: jdillmore - DILLMORE, JOE

Complainant:

DIVISION OF PARI-MUTUEL WAGERING

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent:

SELVEY, STEPHEN D

2904 STONEHURST ROAD WEST, JACKSONVILLE, FL 32277

Summary:

148-Orange Park Kennel Club, Inc

Chronology:

Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
06/08/2022	Α	79	435	Telephone		SELVEY, STEPHEN D
07/27/2022	Α	79	70	Sent to Director for Review	ddonaldson	SELVEY, STEPHEN D
05/16/2022	Α	10	15	Assigned to Investigator	cwtaylor	SELVEY, STEPHEN D
05/16/2022	Α	79	440	Incoming Correspondence	rmahalinga	SELVEY, STEPHEN D
06/07/2022	Α	79	435	Telephone		SELVEY, STEPHEN D
05/25/2022	Α	79	415	E-Mail		SELVEY, STEPHEN D

July 27, 2022 16:05

nfa5 - Chronology Report

Page 1 of 3





State of Florida Department of Business and Professional Regulation **Chronology Report**

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	05/25/2022	Α	79	435	Telephone		SELVEY, STEPHEN D
	06/02/2022	Α	79	435	Telephone		SELVEY, STEPHEN D
	06/14/2022	D	1022	100	No Action Taken	icampbell	
	05/16/2022	R		cwtaylor	TAYLOR, CHARLES W	rmahalinga	
	07/27/2022	R		ddonaldson	DONALDSON, DAVID	icampbell	
	07/27/2022	R		jdillmore	DILLMORE, JOE	ddonaldson	
	07/27/2022	S	1022	104	Sent to Licensing Section	icampbell	
	07/27/2022	S	1022	106	Sent to Directors office	ddonaldson	
	05/16/2022	S	1022	10	Initial Review	rmahalinga	
	06/14/2022	S	1022	90	Closed	icampbell	
	05/16/2022	S	1022	20	Under Investigation	rmahalinga	
Allegation:	Code	Description					
	WAVR	Waiver of Crim. Conv. or Other Offenses					

July 27, 2022 16:05 nfa5 - Chronology Report Page 2 of 3



State of Florida Department of Business and Professional Regulation Chronology Report

 July 27, 2022 16:05
 nfa5 - Chronology Report
 Page 3 of 3

FAO I Heln I Sign Out VR Home Inbox Entity Application License Cash Exam Inspection Enforcement Report Complaint Search Change Recording License Type **Delete Complaint** Mass Activity Update Mass Discipline Update Mass Status Update Public Case Info Domain 10 - Division of Pari-Mutuel Wagering Logged in as: icampbell VR Home > Complaint Search > Maintain Complaint 1022 - Pari-Mutuel General Individual 104 Sent to Status Status Date 07/27/2022 Occupational Licensing Section CMP -Complaint # 2022024016 Case Type Disposition Disposition Date Complaint SELVEY, ddonaldson -Docket# Respondent STEPHEN Responsible DONALDSON, **Private Case** DAVID Complaint Respondent Complainant Addt'l Info Source LIC - Licensee Security Level 1 **Parties** Activities Form WALK - Walk-in Allegations Discipline Priority Violations Compliance Class'n IIIB - Waivers Complexity R - Regular Related Disposition Security STND - Standard Incident 04/27/2022 Inspection Region CR - Central Region Received 05/16/2022 Costs Reference Time Tracking Auto Assign Entered 05/16/2022 Entered By rmahalinga Attachments History Summary 148-Orange Park Kennel Club, Inc Work Notes Print Report

By icampbell

Save

Change

OK

Updated 07/27/2022 14:10:22

Back

Cancel

A Get Adobe Reader.

ROUTING SLIP REQUEST FOR WAIVER

RE: <u>SELVEY, STEPHEN D - 13162805</u> Case No: 2022 02 4016 (APPLICANT'S NAME - LICENSE #) 90-DAY DEADLINE (DATE) Investigations Section: Reviewed by Steve Kogan (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: Randall Kitchens 14B- Orange Park Application Processor Facility (d/b/a name) Occupation/Job Title Reviewed by David Donaldson Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction? Office of Director: Reviewed by Director Prepare Waiver_ Prepare Denial ___ Comments: Investigative Findings:

FAILED TO COMPLETE THE WAIVER PROCESS

March 25, 2016

Jacksonville Sheriff's Office, FL - Leaving the scene of a crash involving injury and Criminal Mischief - Felonies - Pled Guilty -Adjudication Withheld on July 19, 2017 – 3 Years' Probation with Six (6) Special Conditions, Court costs of \$413 and Restitution of \$21,858 - VOP on 6/19/2020, currently on felony probation until 9/2/2022.

Porter

*Please attach Routing Slip to front of case file

Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Compla		Case Number:
PMW	NORTHERN	May 1	6, 2022	2022 02 4016
Respondent:			Complainant:	
SELVEY, STEPHI	EN D.		STATE OF FLOI	RIDA
2904 Stonehurst F				OF BUSINESS AND
Jacksonville, FL 3				L REGULATION,
,				ARI-MUTUEL WAGERING
10.				
0.11.01				
Cell Phone:				
License # / Type:		Profession:		Report Date:
	305 / 1022	Po	rter	June 10, 2022
Period of Investiga			Type of Repor	
	ough June 10, 2022			Final
Canaral Individual	ation: This investigation	on is predicated u	pon STEPHEN SE	LVEY's State of Florida
General individual	Occupational License	application dated	1 April 9, 2022.	
On the application	SELVEV answered "	Ves" to the guesti	ion "Have you eve	er been convicted of or had
				r criminal charges against you?"
SELVEY listed two	2016-felony offenses	one for Criminal	Mischief and one	for Leaving the Scene of an
	Injury, both in Duval C			in Loaning the cooling of an
	•	2.		
On April 27, 2022,	SELVEY submitted a	Request for Waiv	er and Request fo	r Release of Information form.
Related Case:				
Investigations Spec	cialist II / Date	1	Approved by Invest	tigator Supervisor / Date
and Call Tool	_		C. Dent	3/1/2
/s/ Charles M. Taylor	/ luma 40, 0000		s/	
Charles W. Taylor	<u> </u>		C. Derek Washingt	on / June 13, 2022
Chief of Investigation				
Store &	Som			
Steven E. Kogan	/ June 14, 2022			

CASE NUMBER: 2022 02 4016

CONTINUATION

CASE NUMBER: 2022 02 4016

CONTINUATION

CRIMINAL HISTORY

			Arrest 1			
Da	ote of Arrest: 03/25/2016	Arresting Ag Jacksonville S	ency: Sheriff's Office			
			OFFENSE			
			CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Leaving the sce	ene of a crash	Felony	Guilty	Adj. Withheld	07/19/2017
2	Criminal Mischi Damage >\$100	, ,	Felony	Guilty	Adj. Withheld	07/19/2017
3						
4						

SENTENCE

3 Years' Probation with Six (6) Special Conditions, Court costs of \$413 and Restitution of \$21,858.

Additional Information: VOP on 6/19/2020 for violation of all six (6) Special conditions ordered as part of Probation. Currently on felony probation until 9/2/2022.

		Arrest 2			
Date of Arrest:	Arresting Agency:				
		OFFENSE			
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1					
2					
3					
4					

SENTENCE					
Additional Information:					

CASE NUMBER: 2022 02 4016

CONTINUATION

CRIMINAL HISTORY

		Arrest 3			
Date of Arrest:	Arresting Age	ency:			
		OFFENSE			
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1					DATE
2					
3					
4					
		SENTENCE			
Additional Inform	nation:				
		Arrest 4			
Date of Arrest:	Arresting Age	ncy:			
		OFFENSE			
		OFFENSE CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	·		PLEA	DISPOSITION	
2			PLEA	DISPOSITION	
3			PLEA	DISPOSITION	
2			PLEA	DISPOSITION	
3		CLASSIFICATION	PLEA	DISPOSITION	
3			PLEA	DISPOSITION	
3		CLASSIFICATION	PLEA	DISPOSITION	
2 3 4		CLASSIFICATION	PLEA	DISPOSITION	
3	ation:	CLASSIFICATION	PLEA	DISPOSITION	

CASE NUMBER: 2022 02 4016

CONTINUATION

ADDIT	TIONAL	LICEN	SES
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	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		Х
Does the Applicant possess an Occupational License from other jurisdictions?		Х

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
	4		YES	NO
Has License ever	been suspended or	revoked?		
Was any derogat	ory information rece	ived?		
Additional Comm	ents:		- 1	

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdi	ction:	
				YES	NO
Has License ever	been suspended or	revoked?			
	ory information rece				
Additional Comm					

Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdi	ction:	
		17		VEO	NO
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm	ente:				

Date Licensed:	Expiration Dated:	License #:	Agency or Juriso	liction:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm					-

CASE NUMBER: 2022 02 4016

CONTINUATION

WAIVER INTERVIEW

	Y	ES	NO
Was a Waiver Interview Conducted?			Х
Date of Interview:	Location of Interview:		
No Interview Conducted	N/A		
	Υ	ES	NO
Was the applicant cooperative?			Х
Additional Comments: SELVEY failed to sh Orange Park Kennel Club, he will no longer a voicemail.			

SUMMARY OF INTERVIEW:

No Waiver Interview Conducted.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **SELVEY**. (**EXHIBIT #4**)

Mr. SELVEY has failed to show for two scheduled waiver interviews and no longer returns my calls. Therefore, this case will be closed due to the applicant's failure to complete the waiver process.

Case Status: Case Closed.

CASE NUMBER: 2022 02 4016

CONTINUATION

TABLE OF CONTENTS

I.	INVESTIGATIVE REPORT COVERSHEET	
II.	INVESTIGATIVE REPORT	
III.	EXHIBITS	
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	2. Legal Documents	1-33
	3. Rap Sheet	1-11
	Supporting Docs: ARCL/ Def. Letter / Other	1-2

Department of Business and Professional Regulation Division of Parl-Mutuel Wagering DBPR PMW-3120 – Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space technique.

marked optional. Print cleany in bi	BCK or blue ink. Do not write in	the space labeled "For Division Use Only."
Social Sacratity Mambar	DEMOGRAPHIC INFOR	RMATION
Status Sardino attendar	A CONTRACTOR OF THE CONTRACTOR	Gender
K		Male D Female
Selver	* Stephen	Middle Suffix
Have you used, been known as, or call	ed by another name (example - ma	K () alden name, pseudorrym, nickname) or allas other than
	Yes D No	or asas other than
If yes, list the name or names used:		
Black or African American	D. Asian and an annual and	
White or Caucasian	☐ Asian or Pacific Islander ☐ Hispanic/Latino	 Native American or Alaskan Native Other
Current Mailing Address	Email Addres	S6 (ortional)
- octor Stronehurst R	d W	
× The state of the	State Zip Code (+	Country, if owner treat USA
Primary Phone Number	FL 32277	Country, it obtain than USA
9	Secondary	//Cell Phone Number (optional)
K Comert Onest Withess		
2904 Stonehur	SLRD W	75 · W
City	State Zip Code (+4 optional	Country, If other than USA 7
Jax	FL 32277	Country, if other than US
Type of Occupational License annhing 6	OF.	Facility where employed and/orbiolog bullness:
Parl-Mutuel General Individuel D Cardroom Employee	Pari-Mutuel Professional Individual	and authorag sarchologing presuess:
		1 00 21 04 1110
Occupation: PORTER		bestber-148
Does your position require access to the	Cardroom?	Is this your first time applying for a racing/gaming
X Yes D No		license in Florida?
Are you a Supervisor, Manager, or Share	holder of a business with a pari-mul	tuel permit?
Do you own or lease animals intended f	for racing in Florida? Cl. No.	(N) You arrests the Sill
Stable Name, Kennel Name, or Bu		Yes, complete the following:
Trainer Name (horse or grayhound		
TO BE COMPLETED BY DOC	TORO VETERALIS	the second section of the section of the second section of the se
Type of professional ficense (attach a cop-	y of Florida Florida Licen	SES, PARAMEDICS, AND EMTS ONLY
professional license):	Fidhda Licen	ise Number
	FOR DIVISION USE ONL	Y
License Code 1022 Lice	nee #_13162805	
Association Code 14.2 Date	ulialas	100
License Fee 15,00 FP Date	1/10/	7.25 Total Fee .52.25
Off Temp Walver Requ	vested ARCI	Enforcement Minor
		"

DSPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

Page 2 of 3

DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

Page 3 of 3



DBPR PMW-3180 - Request for Waiver



STATE OF FLORIDA RECEIVED DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WHITERINGH 1: | 8

www.myfloridalicense.com

TO: STEPHEN D. SELVEY Full Legal Name of Applicant



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:

1	For Pari-Mutuel and Cardroom Applicants:
S	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:

- 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.
- You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida. 2)

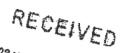
I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Signature of Applicant

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.

DBPR PMW-3180, Effective 9-11-11, Rule 61D-5.001, F.A.C.

Page 1 of 1





STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATIONAY 13 PM 1: 18

	Man Inc. No. 10 April 10 April 10	-v2			MUTUEL"
Social Security Number	r/Federal Employee	SONALINFO	RINATION	The Park of the Pa	
THE WOLLD'S	MAL ABOUT AND STATE	ID Number			
Last Name	SAL APPLICANT	LEASE COM	TO PERSONAL PROPERTY.	WING SECTIO	N - Territor
Selve		rst	Middle	Title	Suffix
Birth Date (MM/DD/YYY	M	SPIPE			001117
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Representative's Name	Last	First	THE HE FOLLO	WING SECTION	[KATE] 44.4
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(name of anni	icant/representative	2)	to hereby instruct a	all law enforcem	ent
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DBPR PMW-3195, Effective 9-12-12, Rule 61D-4.002, F.A.C.

Page 1 of 1

EXHIBIT # / PAGE # 5-



Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: rmahalinga

VR Home > License Search > License Home



Get Adobe Reader.

VR Home > Complaint Search > Maintain Complaint > License Home License Licensee 1022 - PMW General History Fed Tax# Lic Type Individual Expires On Notes Occupational File # 101107 Name Selvey, Stephen D. Extended To Notes History License # Rank Renewed On Back Entity # 13162805 Lic Status Applicant Address Street # 2904 Street STONEHURST ROAD WEST *New applicant: -No previous license. Line 2 Line 3 -No temp issued. City JACKSONVILLE State FL Zip 32277 *No ARCI findings. Routing *CCIS findings. Other *No additional 1st License Date Rank Date Certificate # Method -enforcement cases. Status Date Certificate Date Fee Exempt No Birth Date Renewal Sent *Did not complete Select waiver process. Action Modifiers Type Modifier **Effective Date** Additional Info No items found. Alt Keys BEST LIC NBR

Get Adobe Reader

Depan ...nt of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - PMW Occupational License

Case No: 2022 02 4016

SELVEY, STEPHEN D- 13162805

RE:

(AF	PPLICANT'S NAME- L	ICENSE #)	_		*
	INITIAL APPLIC	CATION RECEIVED:	4/13/20	122	
	1	PLICATION RECEIVED:	5/13/20		
	90-DAY DEA		8/11/2		
Dan dall M					
Randali K	n Processor	148 – Orange Park Facility (d/b/a name)	1022 - Po		
Pursuant to Section 550	.105(5)(a): The division may de	TV a license of any person who has been refu	end a license by any off	on/Job Title	
license if the applicant for an offense in any other s conspiracy to smuggle o	or such license has been convict state which would be a felony un or import, or delivery, sale, or dis	n another jurisdiction. The division may deny, ted in this state, in any other state, or under the der the laws of this state involving arson; traf tribution of a controlled substance; animal cru ise related to pari-mutuel wagering.	suspend, revoke, or de ne laws of the United Sta ficking in conspiracy to	clare ineligible an ates of a capital fe traffic in accurati	y occupational elony, a felony, or
		Licensing Administrator	Review		
Did the emilia	Alaman and a lamb	Conviction			
Felony: 2	Count(s)	ct the Criminal History Recor	d? ⊠Yes	□No	The second secon
		ed/Gambling Related/Bookma	akina		77. THE RESERVE OF THE SERVE
∐ Animal Cru	ielty			The second of the second of the second	
Forgery, La	arceny Extortion, Co	nspiracy to Defraud (Cardroc	m Professions	Only)	The second section of the second seco
Comments: Arrest Date	Location	Charge		Laural	Dia
03/25/2016	Duval County, FI	Leaving Crash I	nvolve ini	Level F3	Disposition Adj Withheld
03/25/2016	Duval County, FI	Criminal Mischie			-
	Buvai County, Fi	Criminal Mischie	et	F3	Adj Withheld
		Disposition Unknow		F3	Adj Withheld
Felony Arre	est(s):	Disposition Unknow	'n	F3	Adj Withheld
Felony Arre	est(s) : nor Arrest – Industry		'n	F3	Adj Withheld
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Felony Arre Misdemear Animal Cru Currently u	est(s) : nor Arrest – Industry lelty nder Suspension, De	Disposition Unknown Related/Gambling Related/E Enforcement/Jurisdiction Ceclared Ineligible, Ruled Off.	ookmaking Offenses		
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ACENTED



Page 1 of 1. 0 total ma	itches.						
Search Parameters							
Govt. Number:							
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Middle Name:			1. ************************************				
Last Name: selvey				Grane space depart	PERSONAL PROPERTY AND ADDRESS		
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Commission:							
License Type:					Management (1974) (1974		
Master ID Last Name	First Name	Middle Name	SSN/Federal ID R	ulings	Birth Date City	S	tate

Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



DUVAl COUNTY

Agency

Case 16-2016-CF-002656-AXXX-MA

Department

Felony

JSO

	Agency		330		Бер	artment	i		reion	γ	
	Division		CR-E		Cas	e Status			DISPOS	SED	
	SAO Number		16CF017639	PAD	Offe	nse Date		3/25/2016 2016191809			
	File Date		3/26/2018	5	Incide	nt Number					
	Judge Name	SA	LVADOR, TA	TIANA	C	fficer					
	State Attorney	Ca	mpbell, LaTe	sha M	Public	Defender			Davidson, Andr	ew Thomas	
P	rivate Attorney	Shu	umard, Gary	Shane							
					Parties						
	Name / DOB /	DL / ID #		Party Race /				A	ddress		
	Offender: 2016 JSO ID: 79	-007885		DEFENI W /		7528 ARLINGTON EXPY #1203 JACKSONVILLE, FL32211					
					Attorneys						
	Attorney	j		Address				Fo	r Parties		
	Davidson, Andrew Thom Public Defender (10091	nas 1)		Public Defender's O Jacksonville, FL							
	<u>Campbell, LaTesha M</u> State Attorney (10688)			State Attorney's Of Jacksonville, FL	ffice						
	Shumard, Gary Shane Private Attorney (9303	2)		121 W Forsyth St Stacksonville, FL32202			STEPHEN	N DANIEL	. SELVEY (DEFE	NDANT)	
					Charges						
	Initial	70		Prosecutor	Charges	1			Court		
	Statute #				Stati	ute Descriptio	n w/Qualifier				
Count	Plea		5	Status	Level		Acti	ion		Minimum Fine	
	\$784.045(1)(A))2 AG0	GRAVATED B	ATTERY WITH A DEA	DLY WEAPON						
1	NOT GUILTY			N/A	F2		-				
	5316.027(1)(A) LEA	VING THE SO	CENE OF A CRASH I	NVOLVING INJUR	Υ	******				
2	ADMITS VIOLATION PROBATION	N OF	9	SAME	F3	AC	DUDICATION V	WITHHELD PRINTS	HTIW		
	S806.13(1)(B)	3 CRI	MINAL MISC	HIEF							
3	ADMITS VIOLATION PROBATION	N OF	S	SAME	F3	AC	JUDICATION W		WITH C		
					Fees						
	Date			Description	1000		Assesse	ed	Paid	Balance	
08/2	20/2020		PD	APP FEE (\$50)			\$50.00		\$0.00	\$50.00	
03/2	26/2016			APP FEE (\$50)			\$50.00		\$0.00	\$50.00	
	9/2017	FE		AULT CASE FEE 10/1	3/2015		\$516.0		\$0.00	\$516.00	
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	Order Number			Amount	lestitution	P	aid		Bal	ance	
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				1473.5500		\$0	0.00		1473.5500		

Date	Time	Туре	Location	Courtroom	Cancelled
	J				Cancelled
4/4/2016	9:00 AM	HEARING ON MOTION (TO BE SET)	3rd Floor	308	
4/6/2016	9:00 AM	HEARING ON MOTION	3rd Floor	308	
5/10/2016	9:00 AM	ARRAIGNMENT DATE	3rd Floor	308	
6/1/2016	9:00 AM	PRETRIAL	3rd Floor	308	
7/13/2016	9:00 AM	PRETRIAL	3rd Floor	308	
8/24/2016	9:00 AM	PRETRIAL	3rd Floor	308	
12/5/2016	9:00 AM	FINAL PRETRIAL	3rd Floor	308	
1/4/2017	9:00 AM	PRETRIAL	3rd Floor	308	And the second second
1/18/2017	9:00 AM	PRETRIAL	3rd Floor	308	
2/15/2017	9:00 AM	PRETRIAL	3rd Floor	308	
2/28/2017	9:00 AM	PRETRIAL	3rd Floor	308	
4/17/2017	9:00 AM	FINAL PRETRIAL	3rd Floor	308	
5/8/2017	9:00 AM	FINAL PRETRIAL	3rd Floor	308	
5/11/2017	9:00 AM	FINAL PRETRIAL	3rd Floor	308	**************************************
5/22/2017	9:00 AM	HEARING ON MOTION (TO BE SET)	3rd Floor	308	
5/26/2017	9:00 AM	HEARING ON MOTION	3rd Floor	308	Yes
5/30/2017	9:00 AM	HEARING ON MOTION (TO BE SET)	3rd Floor	308	
6/1/2017	9:00 AM	HEARING ON MOTION	3rd Floor	308	
7/3/2017	9:00 AM	SENTENCING - TO BE SET	3rd Floor	308	
7/17/2017	9:00 AM	SENTENCING - TO BE SET	3rd Floor	308	
7/19/2017	9:00 AM	SENTENCING	3rd Floor	308	
9/1/2020	9:00 AM	APPEARANCE DATE (VIOL. OF PROB.)	3rd Floor	307	
9/3/2020	9:00 AM	PRETRIAL VIOLATION OF PROBATION	3rd Floor	307	
5/28/2022	9:00 AM	APPEARANCE DATE (VIOL. OF PROB.)	3rd Floor	307	

		CONTROL ALABAMAN A PARAMANANA	55000		
Line / Document	Count	Effective Entered	Description	Pages	Image
1 D1		3/26/2016 3/28/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016	6	Available VOR, Ready to view
2	1	3/26/2016 3/28/2016	S784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON		
3		3/26/2016 3/28/2016	M999 JSO INFORMATION REPORT		
4	1	3/26/2016 3/28/2016	BOND SET AT \$50,003.00		
5		3/26/2016 3/28/2016	NO VICTIM CONTACT		
6		3/26/2016 3/28/2016	PD APP FEE 50.00 IMPOSED		
7		3/26/2016 3/28/2016	FEES DUE: 3/28/2016		
8 D8		3/26/2016 3/28/2016	DEFENDANT DECLARED INDIGENT, ORDER APPOINTING PUBLIC DEFENDER - FILED	1	Available

Dockets



Line / Document	Count	Effective Entered	Description	Pages	Image
9 D9		3/26/2016 3/28/2016	APPLICATION FOR CRIMINAL INDIGENT STATUS - FILED	1	Available Public acces
10 D10		3/26/2016 3/28/2016	FINDING OF PROBABLE CAUSE ,	1	Available Public acces
11 D11		3/26/2016 3/28/2016	MOTION TO SET BOND	1	Must Register View on request
12		3/26/2016 3/28/2016	ARRAIGNMENT COURT DATE: 04/18/2016 SUBJECT TO CHANGE, CALL FOR VERIFICATION		
14 D13		3/30/2016 3/31/2016	NOTICE OF APPEARANCE	1	Available Public access
15 D14		3/30/2016 3/31/2016	DEMAND FOR DISCOVERY	4	Must Register View on request
16 D15		3/30/2016 3/31/2016	DEMAND FOR DISCOVERY (SUPPLEMENTAL)	2	Must Register A View on request
17 D16		3/30/2016 3/31/2016	MOTION FOR STATEMENT OF PARTICULARS	2	Must Register View on request
18 D17	**	3/30/2016 3/31/2016	WAIVER OF ARRAIGNMENT AND WRITTEN PLEA OF NOT GUILTY	1	Must Register View on request
19 D18	-	3/30/2016 3/31/2016	MOTION FOR BOND REDUCTION	3	Must Register View on request
20	-	3/31/2016 3/31/2016	HEARING ON MOTION (TO BE SET) 04/04/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
21 D20	••	3/31/2016 3/31/2016	PER JA E-MAIL	1	Must Register View on request
22		4/4/2016 4/4/2016	JUDGE WHITTINGTON, STEVEN B		
23		4/4/2016 4/4/2016	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
24		4/4/2016 4/4/2016	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
25	-	4/4/2016 4/4/2016	OTHERS PRESENT: LICANDRIO FOR JOHNSTON AND SHUMARD FOR PORTER		
26		4/4/2016 4/4/2016	HEARING ON MOTION 04/06/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		

Line / Document	Count	Effective Entered	Description	Pages	Image
27		4/4/2016 4/4/2016	@2:30 MOTION TO REDUCE BOND		5
28	**	4/6/2016 4/6/2016	JUDGE WHITTINGTON, STEVEN B		
29		4/6/2016 4/6/2015	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
30		4/6/2016 4/6/2016	ATTY, FOR DEF, SHUMARD, GARY SHANE		
31		4/6/2016 4/6/2016	DEFENDANT PRESENT IN JAIL		***************************************
32	**	4/6/2016 4/6/2016	BOND HEARING HELD IN FULL		
33		4/6/2016 4/6/2016	MOTION FOR BOND REDUCTION - GRANTED; ORDER TO BE ENTERED		
34		4/6/2016 4/6/2016	BOND REDUCED TO		
35	1	4/6/2016 4/6/2016	BOND SET AT \$25,003.00		APRICATE ELISABADACIO (A.B. STA)
36		4/6/2016 4/6/2016	PRETRIAL SERVICES W/ SPECIAL CONDITIONS		
37		4/6/2016 4/6/2016	(1) NO CONTACT WITH C.K.		Manuscript or a supply from a state of
38	-	4/6/2016 4/6/2016	(2) NO CONTACT WITH L.W.		
39		4/6/2016 4/6/2016	(3) DO NOT RETURN TO BUSINESS OF INCIDENT		
40		4/6/2016 4/6/2016	(4) DO NOT GO TO RESIDENCE OF C.K.		
41		4/6/2016 4/6/2016	(5) NO WAIVER OF APPEARANCE		
42 D37		4/6/2016 4/7/2016	ORDER FOR PRETRIAL SERVICES PROGRAM RELEASE	4	Must Register View on request
43 D38	M 40	4/6/2016 4/7/2016	COURT ORDER GRANTING MOTION FOR REDUCTON OF BOND - 25,003.00 AND TO WITH SPECIAL CONDITIONS AS ANNOUNCED	4	Must Register View on request
44 D39		4/6/2016 4/7/2016	CLERKS MEMO OF HEARING -BOND HEARING HELD IN FULL	1	Available VOR, Ready to view
45		4/13/2016 4/13/2016	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Johnston, David Townsend PER SAO		
46		4/15/2016 4/15/2016	ARRAIGNMENT COURT DATE: 04/19/2016 SUBJECT TO CHANGE, CALL FOR VERIFICATION		
47		4/18/2016 4/18/2016	ARRAIGNMENT COURT DATE: 04/26/2016 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
48		4/25/2016 4/25/2016	ARRAIGNMENT COURT DATE: 05/03/2016 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
49		4/30/2016 5/2/2016	ARRAIGNMENT COURT DATE: 05/10/2016 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
50 D52	HI III DANIELIA DALLA DA	5/2/2016 5/2/2016	INFORMATION	2	Available VOR, Ready to view
					ro view

Line / ocument	Count	Effective Entered	Description	Pages	Image
52		5/2/2016 5/2/2016	DROPPED/ABANDONED M999 JSO INFORMATION REPORT		
53		5/2/2016 5/2/2016	ARRAIGNMENT DATE 05/10/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
54 D53		5/4/2016 5/5/2016	STATE'S DISCOVERY EXHIBIT AND DEMAND FOR RECIPROCAL DISCOVERY	2	Availab VOR, Res to view
55 D54	1	5/9/2016 5/9/2016	BOND - AMOUNT \$25,003.00, COMPANY BANKERS INSURANCE COMPANY	2	Availab D
56 D55		5/9/2016 5/9/2016	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE	1	Availab Public acc
57		5/10/2016 5/10/2016	JUDGE WHITTINGTON, STEVEN B		20 E 18 Adams
58		5/10/2016 5/10/2016	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
59	-	5/10/2016 5/10/2016	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		and the second
60	-	5/10/2016 5/10/2016	DEFENDANT PRESENT		
61		5/10/2016 5/10/2016	DEF. W/READING OF INFO & PLEAD NOT GUILTY		
62	1	5/10/2016 5/10/2016	PLEA OF NOT GUILTY		
63		5/10/2016 5/10/2016	PRETRIAL 06/01/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
64		5/20/2016 5/20/2016	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE	1	Availab D
65 064		5/22/2016 5/23/2016	STATES FIRST SUPPLEMENTAL DISCOVERY EXHIBIT	1	Availab VOR, Rea to view
66		6/1/2016 6/1/2016	JUDGE WHITTINGTON, STEVEN B		
67		6/1/2016 6/1/2016	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
68		6/1/2016 6/1/2016	ATTY, FOR DEF. PORTER, JASON KRISTIAN SCOTT		
69		6/1/2016 6/1/2016	DEFENDANT PRESENT		
70		6/1/2016 6/1/2016	PRETRIAL 07/13/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
71		6/2/2016 6/2/2016	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE	1	Available Public acco
72 971		6/2/2016 6/7/2016	DEFENDANT'S MOTION TO BE DECLARED INDIGENT FOR PORPOSES OF COSTS	5	Must Registe

		Ī		1	
Line / Document	Count	Effective Entered	Description	Pages	Image
73 D72		6/2/2016 6/7/2016	INDIGENT FOR COSTS AFFIDAVIT OF ATTORNEY'S FEE PURSUANT TO 27.52(5) FLORIDA STATUTES	2	Must Register View on request
74 D73		6/2/2016 6/7/2016	Application for Determination of Indigence	1	Must Register Wiew on request
75 D74		6/14/2016 6/14/2016	COURT ORDER DEFENDANT'S MOTION TO BE DECLARED INDIGENT FOR COSTS	3	Must Register View on request
76 D75		7/12/2016 7/13/2016	NOTICE OF TAKING DEPOSITION	2	Must Register View on request
77		7/13/2016 7/13/2016	JUDGE WHITTINGTON, STEVEN B		Milliando andre an
78		7/13/2016 7/13/2016	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		MASS And Investory and the second decisions
79		7/13/2016 7/13/2016	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
80		7/13/2016 7/13/2016	DEFENDANT PRESENT		
81		7/13/2016 7/13/2016	OTHERS PRESENT: SHUMARD FOR PORTER		taria di Alemania di Salama di
82 D81		7/13/2016 7/13/2016	** WAIVER OF SPEEDY TRIAL **	1	Available Dublic acces
83		7/13/2016 7/13/2016	PRETRIAL 08/24/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
84 D83		7/14/2016 7/14/2016	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available Public acces
85 D84		7/18/2016 7/18/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Register 9 View on request
86 D85	-	7/18/2016 7/18/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Register View on request
87 D86		7/18/2016 7/18/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Register JO View on request
88 D87	-	7/18/2016 7/18/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Register View on request

Line / Document	Count	Effective Entered	Description	Pages	Image
89 D88		8/1/2016 8/2/2016	MOTION TO ALLOW DEFENDANT TO TRAVEL OUT OF STATE	3	Must Register View on request
90 D89		8/2/2016 8/3/2016	COURT ORDER ALLOWING DEFENDANT TO TRAVEL	1	Must Register View on request
91 D90		8/9/2016 8/11/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Register View on request
92 D91		8/9/2016 8/11/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Register View on request
93		8/24/2016 8/24/2016	JUDGE WHITTINGTON, STEVEN B		
94		8/24/2016 8/24/2016	ASST. STATE ATTY, JOHNSTON, DAVID TOWNSEND		-
95		8/24/2016 8/24/2016	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT	100	
96		8/24/2016 8/24/2016	DEFENDANT APPEARANCE WAIVED		
97		8/24/2016 8/24/2016	OTHERS PRESENT: G SHUMARD FOR J PORTER		
98		8/24/2016 8/24/2016	FINAL PRETRIAL 12/05/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
99		8/24/2016 8/24/2016	12/12/16JS		
100 D99	-	8/25/2016 8/25/2016	STATES#SECOND SUPPLEMENTAL DISCOVERY EXHIBIT	1	Must Register Wiew on request
101 D100	-	8/26/2016 8/30/2016	COURT ORDER SETTING JURY TRIAL AND PRE-TRIAL DEADLINES	2	Must Register View on request
102 D101		9/16/2016 9/16/2016	AFFIDAVIT/RETURN OF SERVICE	1	Must Register Wiew on request
103		12/5/2016	JUDGE WHITTINGTON, STEVEN B		i i
104		12/5/2016 12/5/2016	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
105		12/5/2016	ATTY, FOR DEF, PORTER, JASON KRISTIAN SCOTT		
106		12/5/2016	DEFENDANT PRESENT		
107		12/5/2016 12/5/2016	DEFENSE/STATE'S ORAL MOTION FOR CONTINUANCE (DEFENSE) - GRANTED W/OUT OBJECTION - STRIKE 12/12/16 JS		
108		12/5/2016	PRETRIAL 01/04/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		6

Line / Document	Count	Effective Entered	Description	Pages	Image
109		1/4/2017 1/4/2017	JUDGE WHITTINGTON, STEVEN B		
110		1/4/2017	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
111		1/4/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		F
112		1/4/2017	DEFENDANT APPEARANCE WAIVED		
113		1/4/2017	PRETRIAL 01/18/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
114 D114		1/5/2017 1/5/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Availabl
115		1/18/2017 1/18/2017	JUDGE WHITTINGTON, STEVEN B		
116		1/18/2017 1/18/2017	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND	***************************************	
117		1/18/2017 1/18/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
118		1/18/2017 1/18/2017	DEFENDANT APPEARANCE WAIVED		MARIE
119		1/18/2017 1/18/2017	OTHERS PRESENT: B SHUMARD FOR J PORTER		ann ampairin 2013 bigh ar h-daudin car c'iad-din
120		1/18/2017 1/18/2017	PRETRIAL 02/15/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
121 D121		1/20/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available Public acce
122		2/15/2017 2/15/2017	JUDGE WHITTINGTON, STEVEN B		
123		2/15/2017 2/15/2017	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
124		2/15/2017 2/15/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT	100	Marie Commission of the Commis
125		2/15/2017 2/15/2017	DEFENDANT APPEARANCE WAIVED		
126		2/15/2017 2/15/2017	OTHERS PRESENT: SHUMARD FOR PORTER		
127		2/15/2017 2/15/2017	PRETRIAL 02/28/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
128 D128		2/16/2017 2/16/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available Public acce
129		2/28/2017 2/28/2017	JUDGE WHITTINGTON, STEVEN B		
130		2/28/2017	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
131		2/28/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
132		2/28/2017 2/28/2017	DEFENDANT PRESENT IN JAIL		***************************************
133		2/28/2017 2/28/2017	FINAL PRETRIAL 04/17/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
134		2/28/2017 2/28/2017	04/24/17 JS		



Line / Document	Count	Effective Entered	Description	Pages	Image
135 D135		3/1/2017 3/1/2017	ORDER SETTING JURY TRIAL AND PRE-TRIAL DEADLINES	2	Register View on request
136		3/7/2017 3/7/2017	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Livanos, Terry Basil PER SAO		
137 D137		3/28/2017 3/28/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available Public acces
138 D138		4/3/2017 4/3/2017	RECIPROCAL WITNESS LIST	1	Must Register View on request
139 D139	-	4/13/2017 4/14/2017	STATE'S SUPPLEMENTAL DISCOVERY EXHIBIT	1	Must Register View on request
140	-	4/17/2017 4/17/2017	JUDGE WHITTINGTON, STEVEN B		
141		4/17/2017 4/17/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		***************************************
142		4/17/2017 4/17/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
143		4/17/2017 4/17/2017	DEFENDANT PRESENT		78.1 (V).1
144		4/17/2017 4/17/2017	OTHERS PRESENT: B SHUMARD FOR J PORTER		
145		4/17/2017 4/17/2017	DEFENSE/STATE'S ORAL MOTION FOR CONTINUANCE BY BOTH PARTIES GRANTED STRIKE 04/24/17 JS		47
146		4/17/2017 4/17/2017	FINAL PRETRIAL 05/08/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
147		4/17/2017 4/17/2017	05/15/1735		
148 D148		4/18/2017 4/18/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	1	Available Public acces
149 D149		4/18/2017 4/18/2017	ORDER SETTING JURY TRIAL AND PRE-TRIAL DEADLINES	2	Must Register View on request
150 D150	-	4/18/2017 4/18/2017	INFORMATION (AMENDED)	3	Available VOR, Ready to view
151	1	4/18/2017 4/18/2017	AMENDED INFORMATION FILED S784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON		
152	2	4/18/2017 4/18/2017	AMENDED INFORMATION FILED \$316.027(1)(A) LEAVING THE SCENE OF A CRASH INVOLVING INJURY		
153	3	4/18/2017 4/18/2017	AMENDED INFORMATION FILED S806.13(1)(B)3 CRIMINAL MISCHIEF	-	
154		5/8/2017 5/8/2017	JUDGE WHITTINGTON, STEVEN B		WITH THE PARTY OF
155		5/8/2017 5/8/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		

Line / ocument	Count	Effective Entered	Description	Pages	Image
156		5/8/2017 5/8/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
157		5/8/2017 5/8/2017	DEFENDANT PRESENT		
158		5/8/2017 5/8/2017	OTHERS PRESENT: SHUMARD FOR PORTER		
159		5/8/2017 5/8/2017	FINAL PRETRIAL 05/11/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
160		5/8/2017 5/8/2017	05/15/17 JS		
161		5/11/2017 5/11/2017	JUDGE WHITTINGTON, STEVEN B		
162		5/11/2017 5/11/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		
163		5/11/2017 5/11/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
164		5/11/2017 5/11/2017	DEFENDANT PRESENT IN JAIL		
165		5/11/2017 5/11/2017	OTHERS PRESENT: SHUMARD FOR PORTER		
166		5/11/2017 5/11/2017	DEFENSE/STATE'S ORAL MOTION FOR CONTINUANCE BY DEFENSE GRANTED W/O OBJECTION STRIKE 05/15/17		1001-1
167		5/11/2017 5/11/2017	HEARING ON MOTION (TO BE SET) 05/22/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
168		5/11/2017 5/11/2017	SYG		
169 D171		5/11/2017 5/11/2017	MOTION TO DISMISS	4	Available VOR, Ready to view
170 D172		5/12/2017 5/12/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available Public access
171 D173		5/16/2017 5/16/2017	STATES# THIRD SUPPLEMENTAL DISCOVERY EXHIBIT	1	Available VOR, Ready to view
172	[5/22/2017 5/22/2017	HEARING ON MOTION 05/26/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
173	-	5/22/2017 5/22/2017	2		
174		5/24/2017 5/24/2017	CANCELLED HEARING ON MOTION ON 5/26/2017 9:00:00 AM		
175		5/24/2017 5/24/2017	> CANCEL REASON -		
176		5/24/2017 5/24/2017	HEARING ON MOTION (TO BE SET) 05/30/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
177 D179		5/24/2017 5/24/2017	PER JA E-MAIL	1	Must Register View on request
178		5/30/2017 5/30/2017	JUDGE WHITTINGTON, STEVEN B		
179		5/30/2017 5/30/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		
180		5/30/2017 5/30/2017	ATTY, FOR DEF. PORTER, JASON KRISTIAN SCOTT	area management	7
181		5/30/2017 5/30/2017	OTHERS PRESENT: SHUMARD FOR PORTER		8

Line / Document	Count	Effective Entered	Description	Pages	Image
182		5/30/2017 5/30/2017	HEARING ON MOTION 06/01/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
183		5/30/2017 5/30/2017	2PM		
184 D186		5/31/2017 5/31/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE	1	Availabl
185		6/1/2017 6/1/2017	JUDGE WHITTINGTON, STEVEN B		
186		6/1/2017 6/1/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		
187		6/1/2017 6/1/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
188		6/1/2017 6/1/2017	DEFENDANT PRESENT		
189		6/1/2017 6/1/2017	DEF. PERMITTED TO W/D PLEA OF NG TO G		
190		6/1/2017 6/1/2017	OTHERS PRESENT: B SHUMARD FOR J PORTER		
191 D196		6/1/2017 6/1/2017	ACKNOWLEDGE. OF RIGHTS & VOLUNTARINESS OF ENTRY OF PLEA	2	Must Registe View on request
192	1	6/1/2017 6/1/2017	NOL PROS (CODE 30) \$784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON		
193	2	6/1/2017 6/1/2017	DEFENDANT PLEAD GUILTY		
194	3	6/1/2017 6/1/2017	DEFENDANT PLEAD GUILTY		
195		6/1/2017 6/1/2017	PSI ORDERED		
196		6/1/2017 6/1/2017	SENTENCING - TO BE SET 07/03/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
197		7/3/2017 7/3/2017	JUDGE WHITTINGTON, STEVEN B		
198		7/3/2017 7/3/2017	ASST. STATE ATTY, LIVANOS, TERRY BASIL		
199		7/3/2017 7/3/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
200		7/3/2017 7/3/2017	DEFENDANT APPEARANCE WAIVED		
201		7/3/2017 7/3/2017	OTHERS PRESENT: ASA: C. LIACNDRO FOR T. LIVANOS		
202		7/3/2017 7/3/2017	SENTENCING - TO BE SET 07/17/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
203 D205		7/5/2017 7/5/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	1	Available Public acce
204	-	7/17/2017 7/17/2017	JUDGE WHITTINGTON, STEVEN B		TT MANAGEMENT PER PARAMENTAL AND
205		7/17/2017 7/17/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		
206		7/17/2017 7/17/2017	ATTY, FOR DEF. PORTER, JASON KRISTIAN SCOTT		
207		7/17/2017 7/17/2017	DEFENDANT APPEARANCE WAIVED		

ne / ument	Count	Effective Entered	Description	Pages	Image
208		7/1 7/2 017 7/17/2017	OTHERS PRESENT: GATES FOR SHUMARD FOR PORTER		
209		7/17/2017 7/17/2017	SENTENCING 07/19/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
210		7/17/2017 7/17/2017	зрм		
211		7/19/2017 7/20/2017	JUDGE WHITTINGTON, STEVEN B		
212		7/19/2017 7/20/2017	ASST. STATE ATTY, LIVANOS, TERRY BASIL		and it is the decision consistent of
213		7/19/2017 7/20/2017	ATTY, FOR DEF. SHUMARD, GARY SHANE		
214		7/19/2017 7/20/2017	DEFENDANT PRESENT IN JAIL		
215		7/19/2017 7/20/2017	SENTENCING HEARING HELD IN FULL		
216 D218	2	7/19/2017 7/20/2017	ADJUDICATION OF GUILT WITHHELD FINGERPRINTS TAKEN	6	Available Public access
217	2	7/19/2017 7/20/2017	PROBATION 3 YEARS		
218	2	7/19/2017 7/20/2017	60 DAYS DCJ WITH 14 DAYS CREDIT		
219	2	7/19/2017 7/20/2017	OBTAIN GED/HS DIPLOMA		
220	2	7/19/2017 7/20/2017	JURISDICTION RESERVED FOR 60 DAYS TO DETERMINE RESTITUTION.		
221	2	7/19/2017 7/20/2017	OBTAIN MENTAL HEALTH EVALUATION		
222	2	7/19/2017 7/20/2017	PAY \$21,539.67 RESTITUTION		
223	2	7/19/2017 7/20/2017	MAINTAIN FULLTIME EMPLOYMENT AND /OR FULL/PART TIME STUDENT OR SHOW PROOF OF 3 JOB APPLICATIONS PER WEEK		
224	2	7/19/2017 7/20/2017	COURT COSTS CONDITION OF PROBATION		
225	2	7/19/2017 7/20/2017	CONCURRENT WITH COUNT/S 1-2		
226	2	7/19/2017 7/20/2017	LEEA 5.00 IMPOSED		
227	2	7/19/2017 7/20/2017	COST OF COURT 50.00 IMPOSED		
228	2	7/19/2017 7/20/2017	CCT 50.00 IMPOSED		
229	2	7/19/2017	LGTF 225.00 IMPOSED		
230	2	7/19/2017 7/20/2017	PD FEE 100.00 IMPOSED		
231	2	7/19/2017 7/20/2017	TNC 3.00 IMPOSED		
232	2	7/19/2017 7/20/2017	AACC 65.00 IMPOSED		
233	2	7/19/2017 7/20/2017	SAIEF 100.00 IMPOSED		
234	2	7/19/2017 7/20/2017	CSTF 20.00 IMPOSED		
235	3	7/19/2017 7/20/2017	ADJUDICATION OF GUILT WITHHELD FINGERPRINTS TAKEN		
236	3	7/19/2017 7/20/2017	PROBATION 3 YEARS		
237	3	7/19/2017 7/20/2017	CONCURRENT WITH COUNT/S 1-2		

Line / Document	Count	Effective Entered	Description	Pages	Image
238 D241		7/19/2017 7/20/2017	COURT ORDERED COSTS/FINES/FEES BOOK 18059 PAGE 681-682	2	Available Public access
240 D242	**	7/19/2017 7/20/2017	CLERKS MEMO OF HEARING	1	Must Register (C) View on request
241 D243		7/19/2017 7/20/2017	CERTIFICATE OF SERVICE FOR JUDGMENT AND SENTENCE	1	Available Public access
242 D244	<u></u>	7/19/2017 7/21/2017	CLERKS EXHIBIT MEMO	1	Must Register View on request
243		8/1/2017 8/2/2017	PRE-SENT. INVESTIGATION REPORT SEALED ,		
244 D246		8/2/2017 8/3/2017	ORDER W/H ADJ. OF GUILT & PLACING DEF. ON PROBATION	3	Available VOR, Ready to view
245 D247		8/23/2017 8/23/2017	MOTION FOR LIEN FOR REIMBURSEMENT OF COSTS PAID BY STATE	9	Must Register View on request
246 D248		8/24/2017 8/24/2017	COURT ORDER - STATE'S LIEN FOR REIMBURSEMENT OF COSTS BOOK 18100 PAGE 1003-1004	2	Available VOR, Ready to view
247 D249		3/29/2018 3/30/2018	JUDGMENT AND RESTITUTION ORDER [F.S.775.089] \$_20,384.00	2	Must Register View on request
248 D250		3/29/2018 3/30/2018	JUDGMENT AND RESTITUTION ORDER [F.S.775.089] \$1,473.55	2	Must Register Wiew on request
249 D251		3/29/2018 3/30/2018	RESTITUTION ORDER CREATED FOR: \$ \$1,473.55 BOOK 18333 PAGE 196-197	2	Must Register View on request
250 D252		3/29/2018 3/30/2018	RESTITUTION ORDER CREATED FOR: \$ \$20,384.00 BOOK 18333 PAGE 198-199	2	Must Register View on request
251 D253		4/25/2018 4/25/2018	ORDER W/H AD). OF GUILT & PLACING DEF. ON PROBATION *CORRECTED	3	Available VOR, Ready to view

Line / Document	Count	Effective Entered	Description	Pages	Image
252 D254		8/24/2018 8/27/2018	SENTENCING GUIDELINES	3	Must Registe View of reques
253 D255		6/24/2020 6/25/2020	NOTICE OF CONFIDENTIAL INFORMATION WITHIN COURT FILING	1	Must Registe View or reques
254 D256		5/24/2020 6/25/2020	DOC VIOLATION REPORT	3	Availab VOR, Rea to view
255 D257		6/24/2020 6/25/2020	AFFIDAVIT FOR VIOLATION OF PROBATION	2	Must Registe O View or request
256 D259	-	6/24/2020 6/25/2020	WARRANT ISSUED FOR VIOL, OF PROBATION	2	Must Registe View or request
257		6/24/2020 6/25/2020	FAILURE TO SERVE SENTENCE		
258	2	6/24/2020 6/25/2020	BOND SET AT NONE		
259	3	6/24/2020 6/25/2020	BOND SET AT NONE		
260		6/24/2020 6/25/2020	RECEIPT FOR WARRANT		
261		6/24/2020 6/25/2020	CONTROL NUMBER 1602661 eWarrant		
262 D265		8/20/2020 8/21/2020	ARREST & BOOKING REPORT 2020-017249 08/19/2020	5	Must Regist Oiew o reques
263 D266		8/20/2020 8/21/2020	APPLICATION FOR CRIMINAL INDIGENT STATUS FILED - NO DETERMINATION MADE AT THIS HEARING	1	Availat D Public acc
264 D267	-	8/20/2020 8/21/2020	DEFENDANT DECLARED INDIGENT, ORDER APPOINTING PUBLIC DEFENDER - FILED	1	Availab Public acc
265		8/20/2020 8/21/2020	PD APP FEE 50.00 IMPOSED		
266		8/20/2020 8/21/2020	FEES DUE: 8/21/2020		
267 D270	**	8/20/2020 8/21/2020	WARRANT RETURNED -	1	Must Registe View or reques
268		8/20/2020 8/21/2020	> OFFENDER # 2016-007885 ARREST DATE 8/19/2020	and the second	
269		8/20/2020 8/21/2020	APPEARANCE DATE (VIOL. OF PROB.) 09/01/2020 9:00 AM - 307 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		

Line / Document	Count	Effective Entered	Description	Pages	Image
270		8/31/2020 8/31/2020	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO French, Cameron Stacle PER SAO		
271		9/1/2020 9/1/2020	JUDGE SALVADOR, TATIANA		
272		9/1/2020 9/1/2020	ASST. STATE ATTY, FRENCH, CAMERON STACIE		
273		9/1/2020 9/1/2020	ASST. PUB. DEF. CARTER, NATHAN EDWARD		
274		9/1/2020	DEFENDANT PRESENT IN JAIL		
275		9/1/2020	AFFIDAVIT SERVED - DEF. DENIES ALLEGATIONS		
276	2	9/1/2020 9/1/2020	DEFENDANT DENIES VIOLATION OF PROBATION		
277	3	9/1/2020	DEFENDANT DENIES VIOLATION OF PROBATION		
278		9/1/2020 9/1/2020	PRETRIAL VIOLATION OF PROBATION 09/03/2020 9:00 AM - 307 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
279		9/2/2020	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Johnson, Brittany Lynne PER SAO		
280		9/3/2020	JUDGE SALVADOR, TATIANA		
281	-	9/3/2020	ASST. STATE ATTY. FRENCH, CAMERON STACIE		
282		9/3/2020	ASST. PUB. DEF. CARTER, NATHAN EDWARD		
283		9/3/2020	DEFENDANT PRESENT IN JAIL		
284	2	9/3/2020	DEFENDANT ADMITS VIOLATION OF PROBATION		
285	2	9/3/2020	PROBATION - MODIFIED & CONTINUED		
286	2	9/3/2020	EXTENDED FOR 24 MONTHS FROM 09-02-20		
287	2	9/3/2020	15 DAYS DCJ WITH 15 DAYS CREDIT		(PRANCOMENTS or resolve a serious or resource or
288	2	9/3/2020 9/4/2020	OBTAIN GED OR HS DIPLOMA WITHIN 6 MONTHS OF RELEASE		
289	2	9/3/2020 9/4/2020	ATTEND AA MEETINGS- COMPLETE REMAINING 18 CLASSES WITHIN 90 DAYS OF RELEASE		
290	3	9/3/2020 9/4/2020	DEFENDANT ADMITS VIOLATION OF PROBATION		
291	3	9/3/2020 9/4/2020	PROBATION - MODIFIED & CONTINUED		
293	2	9/3/2020 9/4/2020	PAY PREVIOUSLY ORDERED RESTITUTION ORDER @ A RATE OF \$175.00 PER MONTH		THE PERSON NAMED IN COLUMN TO SERVICE AND
294 D301		9/3/2020 9/4/2020	SENTENCING GUIDELINES	3	Must Register (1) View on request
295 D302		9/3/2020 9/4/2020	DEFENDANT ADMITS VIOLATION OF PROBATION	1	Must Register View on request
296 D303	••	10/1/2020 10/2/2020	ORDER OF MODIFICATION OF PROBATION	1	Available Public access

Line / Document	Count	Effective Entered	Description	Pages	Image
297 D304					Must Register View on request
298 D305		6/13/2022 6/13/2022	NOTICE OF CONFIDENTIAL INFORMATION	1	Must Register P View on request
299 D306		6/13/2022 6/13/2022	DOC VIOLATION REPORT	2	Must Register View on request
300 D307		6/13/2022 6/13/2022	AFFIDAVIT FOR VIOLATION OF PROBATION	1	Must Register View on request
301 D308		6/13/2022 6/13/2022	ORDER TO APPEAR FOR VIOLATION OF PROBATION/COMMUNITY CONTROL	1	Must Register View on request
302		6/13/2022 6/13/2022	APPEARANCE DATE (VIOL. OF PROB.) 06/28/2022 9:00 AM - 307 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
303		6/27/2022 6/27/2022	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Campbell, LaTesha M PER SAO		
304		6/28/2022 6/29/2022	JUDGE SALVADOR, TATIANA		
305		6/28/2022 6/29/2022	ASST. STATE ATTY. JOHNSON, BRITTANY LYNNE		
306		6/28/2022 6/29/2022	ASST. PUB. DEF. DAVIDSON, ANDREW THOMAS		
307		6/28/2022 6/29/2022	DEFENDANT PRESENT		
308		6/28/2022 6/29/2022	AFFIDAVIT DISCHARGED		
309	2	6/28/2022 6/29/2022	PROBATION - CONTINUED		
310	3	6/28/2022 6/29/2022	PROBATION - CONTINUED		
312 D319		6/28/2022 6/29/2022	ORDER OF CONVERSION TO FINAL JUDGMENT 06/28/2022 BOOK 20342 PAGE 171-171	1	Available D Public access





Florida Department of Corrections (//www.dc.state.fl.us/index.html)



"Inspiring Success by Transforming One Life at a Time"

Offender Search (/Offender Search/InmateInfoMenu.aspx)

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Probation Services (//www.dc.state.fl.us/cc/index.html)

FDC Jobs (http://www.fldocjobs.com)

Newsroom (//www.dc.state.fl.us/comm/index.html)

Statistics (//www.dc.state.fl.us/pub/index.html)

Corrections Offender Network

Supervised Population Information Detail

(This information was current as of 5/15/2022)



DC Number:

Name:

Race:

Sex:

Birth Date:

Supervision Begin Date:

Current Location:
Current Status:

Supervision Type:

Scheduled Termination Date:

J59709

SELVEY, STEPHEN DANIEL

WHITE

MALE

07/19/2017

JACKSONVILLE (http://prod.f wpwsoo1.fdc.myflorida.com/cc

ACTIVE

PROBATION FELONY

09/02/2022



(https://www.vinelink.com/vinelink/servlet/SubjectSearch? siteID=10000&agency=900&offenderID=J59709)

Current Verified PERMANENT Address:

2904 STONEHURST RD W JACKSONVILLE, FL 32277

Aliases:

STEPHEN D SELVEY, STEPHEN DANIEL SELVEY

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.

EXHIBIT # 2 PAGE # 1-33-

Current Community Supervision History:

Offense Date	Offense	Sentence Date	County	Case No.	Community Supervision Length
03/25/2016	LVE CRASH OTHR THAN SER INJ	07/19/2017	DUVAL	1602656	3Y oM oD
03/25/2016	CRIMINAL MISCHIEF/PROP.DAMAGE	07/19/2017	DUVAL	1602656	3Y oM oD

First Previous Next Last Return to List New Search Record: 1 of 1

The Florida Department of Corrections updates this information regularly, to ensure that it is complete and accurate, however this information can change quickly. Therefore, the information on this site may not reflect the true current location, status, scheduled termination date, or other information regarding an offender.

This database contains public record information on felony offenders sentenced to the Department of Corrections. This information includes offenders sentenced or released to state supervision or offenders received for supervision from another sate 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 JACKSONVILLE Circuit Office (http://prod.fdc-wpws001.fdc.myflorida.com/cc/04.html). This information is made available to the public and law enforcement in the interest of

Search Criteria: (/OffenderSearch/search.aspx/TypeSearch=AQ) Last Name: selvey First Name: stephen 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)

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(http://www.dc.state.fl.us/about.html)

(http://www.dc.state.fl.us/org Contact an Inmate Victim Services (http://www.dc.state.fl.us/ci/ContactInmaterhande.state.fl.us/vict/index.html) As Florida's largest state 501 South Calhoun Street

Public Records Inmate and Offender agency, and the third largest Tallahassee, FL 32399-2500 (//www.dc.state.fl.us/comm/PRR.html) Programming prison system in the country, (//www.dc.state.fl.us/development/index.html)
Main: (850) 488-5021 Volunteer

FDC employs 24,000 (http://www.dc.state.fl.us/volunteer/indendentions Poundation members, incarcerates

File a Complaint (https://www.correctionsfoundation.org/hone Directory approximately 80,000 (//www.dr.state.fl.us/apps/IGcomplaintPartile Information

(//www.dc.state.fl.us/org/contact.html) inmates and supervises Organization (https://www.fcor.state.fl.us/index.shtmbitizen Services

(//www.dc.state.fl.us/org/orgchart.html]nspector General nearly 146,000 offenders in (//www.dc.state.fl.us/citizen/index.html)

Regulatory Plan (//www.dc.state.fl.us/ig/index.html) the community. (//www.dc.state.fl.us/pub/regulatory/20Rvison Rape Elimination Act

2018.pdf) (http://www.dc.state.fl.us/PREA/index.html)

EXHIBIT#2 PAGE#2-33

FLORIDA DEPARTMENT OF CORRECTIONS VIOLATION REPORT

⊠ REPOR	T CONTAINS CONFIDENTIAL INFORMATION			
Date: 06-19-20 MANDA	TORY RETAKING FROM:			
To: Honorable Tatiana Salvador Name: Stephen Daniel Selvey Case No: 2016-CF-2656 Scheduled Termination Date: 07/18/2020	From: Stresia Parker DC No: J59709 Circuit: 4 th UC No: 16-2016-CF-2656-AXXX-MA			
Violation of Warrant for Arrest Violation of Probation No further action				
Non-Compliance with Conditions	EPORT New Charge			
LOCATIO	<u>ON</u>			
	7528 Arlington Expressway #1203 Jacksonville, FL 32211			
HOW VIOLATION OCCURRED:				
The offender violated Condition (2) of the Order of Probati	on which states, "You will pay the State of Florida the			

(1

amount of \$40.00 per month, as well as 4% surcharge, toward the cost of your supervision in accordance with s. 948.09, F.S., unless otherwise exempted in compliance with Florida Statutes," in that, the offender is \$1,440.00 in arrears as of 06-19-20.

The offender violated Condition (5) of the Order of Probation which states, "You will live without violating any law. A conviction in a court of law is not necessary for such a violation to constitute a violation of your probation, community control, or any other form of court ordered supervision," in that, on 01-31-20, the offender was issued a criminal traffic citation for Driving While License Suspended-Financial Responsibility and Attaching License or Validation Sticker Not

*Note: The disposition is still pending in this case.

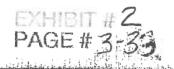
Violation of Special Condition (1) of the Order of Probation, which states, "Obtain GED or High School Diploma", and as grounds for belief the offender violate his probation, Officer Parker states that the offender has failed to obtain a GED or High School Diploma as of 06-19-20.

On 06-19-20, this officer asked the offender about the status of his GED or high school diploma. The offender stated he enrolled earlier this year at the library but then the (COVID-19) pandemic happened. He stated will call the library again this month and re-enroll into their adult literacy program. This officer then advised the offender he has been on probation since 2017, way before the pandemic and asked about him waiting until to last minute to enroll. The offender stated at that time, he was working 2 jobs to take of a child he had coming. He believed working was more important than getting a GED. The offender then said he does know why he has to get a GED and stated he does not need one. This officer advised him it was Court-ordered that he

DC3-202 (Revised 7/13/17)

Page 1 FILE FILE N/24/20PN 3 (06PXSSELL

2 Part File-Left Side 6 Part File-Section I



obtain one. The offender was then reminded he agreed to this prior to sentencing. The offender said he regrets signing his pleaagreement.

Violation of Special Condition (3) of the Order of Probation, which states, "You must undergo a Mental Health evaluation and, if treatment is deemed necessary, you must successfully complete the treatment, and be responsible for the payment of any costs incurred while receiving said evaluation and treatment, unless waived by the court, in the offender completed 2 of 20 AA meetings as recommended by Dr. George Deitchman, the offender's mental health assessor.

On 09-26-17, the offender completed a mental health evaluation with Dr. George Deitchmen. Dr. Deitchmen recommended that the offender complete 20 Alcoholics Anonymous meetings and provide the same documentation to his probation officer. As of 06-19-20, the offender has completed only 2 of 20 of said meetings.

The offender said he was not an alcoholic and therefore does not feel he should not have to attend. He stated most people there aren't alcoholics but "heroin addicts". He was advised it was mandatory because it was recommended by his mental health evaluator. The offender said he has not been doing any.

The offender violated Special Condition (4) of the Order of Probation which states, "You will make restitution to the following victim(s), as directed by the court, until the obligation is paid in full: UF Health Shands", and as grounds for belief the offender violated his probation, Officer Parker states that the offender is \$19,900.90 in arrears in restitution as of 06-19-20.

The offender violated Special Condition (4) of the Order of Probation which states, "You will make restitution to the following victim(s), as directed by the court, until the obligation is paid in full: UF JPI Patient Payment", and as grounds for belief the offender violated his probation, Officer Parker states that the offender is \$1,438.62 in arrears in restitution as of 06-19-20.

The offender violated Special Condition (5) of the Order of Probation which states, "You will pay restitution, court costs, and/or fees in accordance with special conditions imposed or in accordance with the attached orders," in that, the offender is \$566.00 in arrears in court costs as of 06-19-20.

The offender violated Special Condition (6) of the Order of Probation which states, "You will be required to pay for drug testing unless exempt by the court," in that, the offender is \$30.00 in arrears as of 06-19-20.

(2) OFFENDER'S STATEMENT: The offender said does not have the financial means to pay his monetary obligation; however, he does have a job now. The offender further stated he is trying to do the right thing.

Regarding the recommendations of his mental health evaluation, the offender stated he is not an alcoholic and therefore does not need AA/NA meetings. The offender stated most people there are heroin addicts and not alcoholics.

(3)	HISTORY OF SUPERVISION: ADJUDICATED ADJUDICATED
	Original sentence: In the Circuit Court of Duval Co., Case No. 2016-CF-2656, the offender was sentenced to (3) years
	probation for CT-II Leaving the Scene of a Crash Involving Injury and CT-III Criminal Mischief on 04-24-18 (nunc pro tun-
	07-19-17) by the Honorable Steven B. Whittington.
	Prior violation(s) of supervision for all posieds of supervision and discourse (see a section of the section of

Prior violation(s) of supervision for all periods of supervision and disposition(s) of violation(s) include the following:

N/A

RESIDENCE: STABLE UNSTABLE ABSCONDED

Resides with: Sharon and Samuel Selvey-Parents; Bernard Selvey-Brother

EMPLOYMENT: EMPLOYED RETIRED/DISABLED STUDENT UNEMPLOYED

Current Employer/school name and address: Larry Boardman Lawn Care/11272 Princessa Lane, Jacksonville, FL 32218

Full-time employment or school attendance: Part-time employment or school attendance: Monthly salary or other source of income: \$800

2 Part File-Left Side 6 Part File-Section 1

	RESTITUTION: Original Obligation: 21,857.5	□ N/A	PAID IN FULL Current Balance:	COMPLYING 21,339.52	☑ DELINQUENT
	COURT COSTS/FINES: Original Obligation: 566.00	□ N/A	PAID IN FULL Current Balance:	COMPLYING 566.00	□ DELINQUENT
	ELECTRONIC MONITORING Original Obligation:	i: ⊠ N/A	PAID IN FULL Current Balance:	COMPLYING	DELINQUENT
	COST OF SUPERVISION: Original Obligation: 1,440.00	□ N/A	PAID IN FULL Current Balance:	COMPLYING	□ DELINQUENT
	PUBLIC SERVICE WORK: Total Hours Imposed:	⊠ N/A	Completed Current Balance:	COMPLYING	DELINQUENT
	TREATMENT STATUS:	□ N/A	☐ COMPLETED	COMPLYING	■ NON-COMPLIANT
	Summary of offender's current a offender successfully completed his Anonymous meetings. He has com	is mental he pleted 2 of	alth evaluation but fail them.	nent, educational, and we do to complete the recon	vocational programs: The mmendation of 20 Alcoholic
	Obtain GED or high scho Restitution-Delinquent (V	ol diploma-			
(4)	RECOMMENDATION: This of meetings and obtain his GED/High he needs them. In regards to his mean new offense while on supervising probation is modified and extended 90 days and obtain a GED/High Simposed on restitution.	School diplonetary oblion and that if 2 years with	oma. The offender was gations, the offender h offense has not been h a special condition to	very dismissive of these as paid only \$559.55 to disposed of. This offic complete the remaining	conditions as he does not believe date. The offender also obtained cer respectfully recommend that a halance of A A meetings within
	egoing is true and correct to the best	of my know	Approved:	Lationya Brown, Sup	pervisor

DC3-202 (Revised 7/13/17)

2 Part File-Left Side 6 Part File-Section 1 DANSE # 2-33

Page 3

Officer

Parker

Office Location 042 / Jacksonville South

Judge/Division Salvador / Div - E

STATE OF FLORIDA

In the Circuit Court

VS

Duval County, Florida

STEPHEN DANIEL SELVEY

Defendant

DC No. <u>J59709</u>

Docket/UC No. 16-2016-CF-002656-AXXX-MA

ORDER OF MODIFICATION OF PROBATION

THIS CAUSE was considered due to a violation brought before the court to modify the terms of Probation which was ordered on July 19, 2017 by Circuit Judge Whittington for a term of (3) years, in accordance with Florida Law. Having given due consideration, Probation is modified in accordance with section 948.03 Florida Statutes, in the following manner:

Probation Modified and Extended (24) months from 09-02-2020:

Special Conditions:

- 1. (15) days Duval County Jail with (15) days credit.
- 2. Obtain GED or HS diploma within (6) months of release.
- 3. Attend AA meetings, complete remaining (18) classes within (90) days.
- 4. Pay previously ordered restitution order at a rate of \$175.00 per month.

It is further ORDERED that the clerk of court file this order in the official records and provide certified copies to the officer for use in compliance with the requirements of the law.

DONE AND ORDERED ON THIS 3rd DAY OF SEPTEMBER, 2020.

Tatiana Salvador Circuit Court Judge

A certified copy of this order was delivered to the Probationer on ____

Officer

DC3-274 (Revised 12/20/17)

Original:

Court

Copy:

DC Offender File

EXHIBIT #

STATE OF FLORIDA

IN THE FOURTH JUDICIAL CIRCUIT COURT, IN AND FOR DUVAL COUNTY

-VS-				DU	VAL COUNTY
STE	PHEN	DANIEL SELVEY		CASE NUMBER	16-2016-CF-2656-AXXX-MA
Defe	endant			DC	NUMBER J59709 / DIV - E
Local	Jurisdi	ction Identification Number:			
		CORRE	CTED	ORDER OF PROBATIO	ON
This o	ause co				ow present before the court, and you
\boxtimes	entered	a plea of guilty to		been found guilty by jury ve	erdict of
	entered	a plea of nolo contendere to			art trying the case without a jury of
Coun	_	LEAVING THE SCENE OF A C	RASH		
SECTI	ON 1: ,	JUDGMENT OF GUILT			
		The court hereby adjudges you to be	guilty	of the above offense(s).	
		Now, therefore, it is ordered and adjon Probation for a period of	udged (under ti	that the imposition of sentence the supervision of the Departm	e is hereby withheld and that you be placed nent of Corrections, subject to Florida law.
SECTI	ON 2: (ORDER WITHHOLDING ADJUDI	CATIO	ON	
	\boxtimes	Now, therefore, it is ordered and adj Probation for a period of (3) YEARS law.	udged t	hat the adjudication of guilt is the supervision of the Depa	s hereby withheld and that you be placed on artment of Corrections, subject to Florida
SECTIO	ON 3: II	NCARCERATION DURING PORT	ION O	F SUPERVISION SENTER	NCE
		eby ordered and adjudged that you be:			
		supervision of the Department of Cor	for	iail time, followed by Pro	obation for a period of under the
		or confined in the County Jail for a term of with credit for Probation for a period of under	jail	I time. After you have served	of the term, you shall be placed on
	⊠	or confined in the County Jail for a term of (60) DAYS with credit f			

FILEDO4/25/18AM1100 FUSSELL

EXHIBIT#2 PAGE#7-33 IT IS FURTHER ORDERED that you shall comply with the following standard conditions of supervision as provided by Florida law:

- You will report to the probation officer as directed.
- (2) You will pay the State of Florida the amount of \$40.00 per month, as well as 4% surcharge, toward the cost of your supervision in accordance with s. 948.09, F.S., unless otherwise exempted in compliance with Florida Statutes.
- (3) You will remain in a specified place. You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (4) You will not possess, carry or own any firearm. You will not possess, carry, or own any weapon without first procuring the consent of your officer.
- (5) You will live without violating any law. A conviction in a court of law is not necessary for such a violation of law to constitute a violation of your probation, community control, or any other form of court ordered supervision.
- (6) You will not associate with any person engaged in any criminal activity.
- (7) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (8) You will work diligently at a lawful occupation, advise your employer of your probation status, and support any dependents to the best of your ability, as directed by your officer.
- (9) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- (10) You will pay restitution, court costs, and/or fees in accordance with special conditions imposed or in accordance with the attached orders.
- (11) You will submit to random testing as directed by your officer or the professional staff of the treatment center where you are receiving treatment to determine the presence or use of alcohol or controlled substances.
- (12) You will submit a DNA sample, as directed by your officer, for DNA analysis as prescribed in ss. 943.325 and 948.014, F.S.
- (13) You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s. 119.07, F.S.
- (14) You will report in person within 72 hours of your release from incarceration to the probation office in <u>Duval</u> County, Florida, unless otherwise instructed by the court or department. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation office located at <u>592 Ellis Road</u>, <u>Jacksonville FL 32254 (904) 695-4045</u>.
- SPECIAL CONDITIONS Ø 1. Obtain GED or High School Diploma. \bowtie 2. You will maintain full time employment or attend school/vocational school full time or a combination of school/work during the term of your supervision. If unemployed, you will submit (3) job applications per week. 3. You must undergo a Mental Health evaluation and, if treatment is deemed necessary, you must successfully complete \boxtimes the treatment, and be responsible for the payment of any costs incurred while receiving said evaluation and treatment, unless waived by the court. 4. You will make restitution to the following victim(s), as directed by the court, until the obligation is paid in full: \boxtimes NAME: UF Health Shands TOTAL AMOUNT: \$20,384 Additional instructions ordered, including specific monthly amount, begin date, due date, or joint & several: NAME: UF JPI Patient Payment TOTAL AMOUNT: \$1,473.55 Additional instructions ordered, including specific monthly amount, begin date, due date, or joint & several: \boxtimes Pay Court Costs. \boxtimes 6. You will be required to pay for drug testing unless exempt by the court. 7. Jurisdiction reserved for (60) Days to determine restitution.

EXHIBIT # 2 PAGE #8-33 Effective for offenders whose crime was committed on or after September 1, 2005, there is hereby imposed, in additional to any other provision in this section, mandatory electronic monitoring as a condition of supervision for those who:

- Are placed on supervision for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older; or
- Are designated as a sexual predator pursuant to s. 775.21; or
- Has previously been convicted of a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

Effective for offenders who are subject to supervision for a crime that was committed on or after May 26, 2010, and who has been convicted at any time of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses listed in s. 943.0435(1)(a)1.a.(I), or a similar offense in another jurisdiction, against a victim who was under the age of 18 at the time of the offense; the following conditions are imposed in addition to all other conditions:

- (a) A prohibition on visiting schools, child care facilities, parks, and playgrounds, without prior approval from the offender's supervising officer. The court may also designate additional locations to protect a victim. The prohibition ordered under this paragraph does not prohibit the offender from visiting a school, child care facility, park, or playground for the sole purpose of attending a religious service as defined in s. 775.0861 or picking up or dropping off the offender's children or grandchildren at a child care facility
- (b) A prohibition on distributing candy or other items to children on Halloween; wearing a Santa Claus costume, or other costume to appeal to children, on or preceding Christmas; wearing an Easter Bunny costume, or other costume to appeal to children, on or preceding Easter; entertaining at children's parties; or wearing a clown costume; without prior approval from the court.

YOU ARE HEREBY PLACED ON NOTICE that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication of guilt was withheld, and impose any sentence that it might have imposed before placing you on probation or require you to serve the balance of the sentence.

IT IS FURTHER ORDERED that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liability. (This paragraph applies only if section 1 or section 2 is checked.)

IT IS FURTHER ORDERED that you pay:

Court Costs, Fees, and Fines, as imposed at sentencing, in the total amount of: \$ 566.00.

Payment Pursuant	s processed through the Department of Corrections will be assessed a 4% surcharge pursuant to s. 945.31, F.S. to s. 948.09, F.S., you will be assessed an amount of \$2.00 per month for each month of supervision for the Training Trust Fund Surcharge.
	Court Costs/Fines Waived Court Costs/Fines in the amount of converted to community service hours Court Costs/Fines in the amount of reduced to civil judgment. IC INSTRUCTIONS FOR PAYMENT:
	DONE AND ORDERED, on 24, 7018
NUNC P	Steven B. Whittington, Circuit Judge
Date:	acknowledge receipt of a copy of this order and that the conditions have been explained to me and I agree to abide by them.
Instructed	by: Defendant
	Supervising Officer

Page 3 of 3

Revised 07/01/2016

STATE OF FLORIDA

IN THE CIRCUIT COURT, FOURTH JUDICIAL CIRCUIT, IN AND FOR DUVAL COUNTY, FLORIDA

VS.

STEPHEN DANIEL SELVEY, DEFENDANT

CASE NUMBER: 16-2016-CF-002656-AXXX-MA

DIVISION: CR-E

	COURT ORDERED COSTS/FINES/FEES
The defendant is hereby	ordered to pay the following sums if checked:
A sum of \$3.00 Clearing Trust Fund).	as a court cost pursuant to section 938.01, Florida Statutes, (Additional Court Cost
☑ A sum of \$50.00	pursuant to section 938.03, Florida Statutes, (Crimes Compensation Trust Fund).
Sum of \$225,00	pursuant to section 938.05, Florida Statutes, (Local Government Criminal Justice Trust
A sum of \$3.00 (Assessment of Additional Court	pursuant to section 938.19, Florida Statutes, and section 634.108, Ordinance Code, rt Costs-Duval County Teen Court Trust Fund).
A sum of \$65.00	pursuant to section 939.185, Florida Statutes, and section 111.385, Ordinance
Code, (Assessment of Addition	nal Court Costs to be used for innovations, legal aid, law library, teen court programs).
A sum of \$100.00	pursuant to section 938.055, Florida Statutes, (FDLE Operating Trust Fund).
A sum of \$100.00	pursuant to section 938.27(1), Florida Statutes, (Sheriff's Office Investigative Cost).
A sum of \$	pursuant to section 938.27(1), Florida Statutes, (Prosecution Investigative Cost).
A sum of \$100.00	pursuant to section 938.27(8), Florida Statutes, (Cost of Prosecution).
Crime Stoppers Trust Fund).	pursuant to section 938.06, Florida Statutes, (Assessment of Additional Court Costs for
A sum of \$	_ pursuant to section 938.29, Florida Statutes, (Court Appointed Counsel Fees).
Asum of \$_50-	pursuant to section 27.52, Florida Statutes, (Application for Court Appointed Counsel Fees).
A sum of \$151.00	pursuant to section 938.10, Florida Statutes, (Crimes Against Minors).
A sum of \$201.00	pursuant to section 938.08, Florida Statutes, (Funding Programs in Domestic Violence).
☐ A sym of \$151.00	pursuant to section 938.085, Florida Statutes, (Rape Crisis Trust Fund).
Sum of \$50.00	pursuant to section 775.083(2), Florida Statutes, (Cost).
☐ A fine in the sum of \$ optional fine for the Crimes Comsentence to section 775.083, Flo	
A sum of \$	pursuant to section 938.04, Florida Statutes, (additional cost 5% of fine).
A sum of \$2.00 by Municipalities and Counties).	as a court cost pursuant to section 938.15, Florida Statutes, (Criminal Justice Education
A sum of \$15.00	pursuant to section 938.13, Florida Statutes, (Misd. convictions involving drugs or alcohol).
A sum of \$135.00	pursuant to section 938.07, Florida Statutes, (EMS – DUI/BUI cases).
A sum of \$30.00	pursuant to section 318.18(13), Florida Statutes, and section 634.102. Ordinance
Code, (CHT - State Court Facili	ities).
A sum of \$3.00	pursuant to section 318.18(17), Florida Statutes, (State Radio System (SRS)).
A sum of \$ Statutes.	for the cost of collecting the DNA sample required by section 943.325, Florida
Restitution in accordance	e with attached order.
Other	
DONE AND ORDER	RED in open court in Jacksonville, Duval County, Florida, this day of
	- Face
	Page Judge



STATE OF FLORIDA DUVAL COUNTY

RONNIE FUSSELL
Clerk, Circuit & County Courts Duval County, Florida

By Pose M. Denze

Deputy Clerk

Page	of

First Appearance:		Continued:		Continued:		Continued:			Continued:		
Continued		Continued:		Continued:		Continued:			Continued:		
	Jackso	nd Booking onville Sheriff sonville Flor	's Office		Yr: 201		9180	9		Ame	nd #
POLICE	ADU	South Flor	iua iua	MINI	Jail # 20		385	3/2	5/2016 15:	59 File Di	rect: YES
-	VD direction				JSO ID#					Court;	Circuit
					SSN			C	DBTS#		
		ville Sheriff's			Route 1	-	ıvated	Battery			
		ay 3/25/2016		2				CI ===			
Name: SEL	VEY, ST	EPHEN D	ANIEL		0			CLER	K CO	PΥ	
Nickname(s):					OR	G	NA	M			
City: JACKS	ONVILLE S	ARLINGTON	Zip: 3221	Apt./Lot #: 1203				essorta.	Sub-Sec	cior: E2	
Taz: 202 Cros	ssstreet:							OC dep	ployed prior	to/during Ar	rest: NO
Race: WHIT Eye Color: BRI ECD Usage: NO RTR written rela Is an Offense a l	OWN Hair Col OT APPLICA Ited to this incide itate crime? NO	or: BROWN Co ABLE ant? NO RTR Inc Is an Offense a d	ISPANI omplexion: The ident Yr: RTH ating violence	(lbs): 135 C ORIGIN ANNED Build: T R Incident #: crime? NO Requ on? NO Arrestee	Thin ured to revis	ter as a se	x offender Rights Gi	? NO			
Disability or Spe					obrigotaxes.	7777 (1774)	mgma or	ven: TEO			
Accommodation,	Requested:										
Driver's License Hm Phone # Bi		one Ext,		Subject's Resident 7	ype: CITY						
		der METRO E-1	nail								
Is Vagrant? NC Subject's Resider		SIDENT Armed	With: OTHER			ł			Arr	est Made On	OV
Distinguishing M Employer: KRIS	farks: PY KREME I		KSONVILLE	DUVAL FLORID	A UNITED S	STATES	Country oj	f Citizenship	: UNITED S		en: YES
	Domestic 1	iolence Involved:	NO C	hildren under 18 Pr	esent: NO	lf.	No is it Do	mestic Rela	ted: NO]	
Incident Address	9121 ATLA	Friday 3/25/2 NTIC BLVD ate: FLORIDA	Apt./Lot #:			26		Friday 3	125/2016 Sub-Sec	12:55 tor: E2	
Where Arrested:	9121 ATLA ONVILLE Su	ervice Station NTIC BLVD onte: FLORIDA	Apt./Lot #:	that services	s vehicle:	S) Interv	iewed by:	Interview		tor: E2	
Involved in Traffi		Injuries fi	rom Accident:		Is Incident	Gang Rei	lated: NO		ls Arrestee a	Gang memb	er NO
Statute No: 784	.045(1)(A)(2	Vumber(s):) Degree:F2 U - WITH A I	ICR Code: 13	OA Attempt Code	Commit	IS STA	LKING	3/25/2016	-15:50	Updated	2777.E
Citation #			SA#					Warrant Ty	pe, Not A	pplicable	<i>3</i> .
									HIBI GE#	115	37.
						1		1 /	UL #	10-))

ADLT SELVEY, STEPHEN DANIEL

ARREST REPORT

Jail # 2016007885.

ADLT

Jso Control #				4
E and a second control	Warr	ant/Case #		No. of Counts:
Jurisdiction:	1	T. Location/Div.:		-
Purge/Bond Type:	Bond Aylount:	Die of issue;	Date of Return:	Judge:
Disposition:	M.W.	Blanket Bon	d:	Disposition Date:
VOP/FTA ONLY	(202)	w X		
Original Statute No: Degree:	UCR Code: Mugnp Cod	e: Commit .		
Description:	()			
		*		
Statute or Ordinance	Number(s): #2			
luiule No: 999 Degree. NA PROPERTY - DAMAGED	UCR Code: 9999 Attemt	or Code: Commit		3/25/2016-15:50
Citation #	SAĦ			Warrant Type: Not Applicable
so Control #	Warra	nt/Case #		No. of Counts:
urisdiction:		CT. Location/Div.:		
urge/Bond Type:	Bond Amount:	Date of Issue:	Date of Return:	Judge;
Disposition:				Disposition Date:
		Blanket Bond	ł:	
Original Statute No: Degree: Description:	OCR Code: Attempt Code	Commit		
njuries. met with Rescue #19 a	s dispatched to 912 and Engine #30 pers	1 Atlantic Blvd (S & G		ER 65059 eference to a crash with to Shands with minor
an 3/25/16 at 1258 I was juries. met with Rescue #19 a juries (Run #032147). the complainant (regards to possibly r ith him and argument the arguement was whe ave her alone man". the store but continued usiness and never left thicle and drove into t at during the argument	and Engine #30 pers The injuries were n star rekindling a romantic ensued but was only en the victim entered The suspect then en to verbally assault is the store. She state the doorway striking the between the two res. She further added	onnel who had taken not life threatening. ted that the suspect (corelationship. ly verbal in nature and the store and confrogaged victim #1 in a store with the victim. If she observed the state of the victim and destructionship.	stephan Selvey) of stated she did it never became onted the suspectiverbal argument. It is tated the victim uspect immediate bying the entry to parful for her safe	to Shands with minor came to the store to contact he inot want anything more to do physical. She advised during and told him to "just leave, The suspect eventually exited remained in the doorway of the
an 3/25/16 at 1258 I was juries. met with Rescue #19 at juries (Run #032147). The complainant (regards to possibly rith him and argument e arguement was whe ave her alone man". The store but continued usiness and never left whicle and drove into the argument of the business pull diater testify to in the witness (The wi	and Engine #30 pers The injuries were n star ekindling a romantic ensued but was only en the victim entered to verbally assault of the store. She state the doorway striking int between the two r s. She further added interview. stated that he hea stated he observed om the doorway. As acking out of the fro op, but he "sped off"	onnel who had taken not life threatening. ted that the suspect (corelationship). It werbal in nature and the store and confront the store and confront the victim. It is a store to be a store with a store with a store and destront the suspect's vehicle the suspect's vehicle the rounded the correct of the store with raint of the store with	stephan Selvey) stated she did it never became onted the suspect verbal argument. stated the victim uspect immediate bying the entry to earful for her saferved a knife durin oming from the freparking in front dier of the building andiator leaking andiator leaking andiator leaking andiator leaking in front dier of the building addiator leaking andiator leaking a	to Shands with minor came to the store to contact he not want anything more to do physical. She advised during and told him to "just leave, The suspect eventually exited remained in the doorway of the ely entered into the listed the business. It is to the first stated that she hide behind the g the incident as the victim ont of the store and walked of the gas pumps he heard a "loud crash". He d smoking. He stated that he
an 3/25/16 at 1258 I was juries. met with Rescue #19 a juries (Run #032147). The complainant (regards to possibly rith him and argument e arguement was whe ave her alone man". The store but continued usiness and never left whicle and drove into the tat during the argument of the business build later testify to in the witness (regards to investigate. He approximately 15'-25' from saw the suspect based in the suspect based to the suspect based to the suspect based in	and Engine #30 pers The injuries were n star ekindling a romantic ensued but was only en the victim entered The suspect then en to verbally assault of the store. She state the doorway striking nt between the two r s. She further added interview. stated that he hea stated he observed om the doorway. As acking out of the fro op, but he "sped off rveillance from insid ne outside video doe	onnel who had taken not life threatening. ted that the suspect (c relationship. by verbal in nature and the store and confregaged victim #1 in a the victim. d she observed the streen she became so for that she never observed the suspect's vehicles he rounded the correct of the store with rail.	s Gas Station) in revictim #1(Stephan Selvey) of stated she did it never became onted the suspect verbal argument uspect immediate bying the entry to earful for her saferved a knife durin oming from the freparking in front of the building adiator leaking and there was no videous properties.	to Shands with minor came to the store to contact he not want anything more to do physical. She advised during and told him to "just leave, The suspect eventually exited remained in the doorway of the ely entered into the listed the business. It is to the first stated that she hide behind the g the incident as the victim ont of the store and walked of the gas pumps he heard a "loud crash". He d smoking. He stated that he

I observed the victim standing within the front door, going out and coming back in. After the victim came back in the front door, I observed the suspect vehicle crash through the front door, hitting the victim. The vehicle then backed out of the business.

I observed the damage to the front door and concrete frame of the business. The interior merchandise and metal shelves within the front door area were also damaged.

Ofc. J. R. O'Neal #67869 responded to the scene where the suspect was located.

The following statement was made by Officer J.R.O'Neal #67869.

"On 03-25-16, at 1309, I was dispatched to 7528 Arlington Expressway #1203 in reference to a follow-up investigation of this incident.

I made contact with Stephen Selvey (Suspect). He was read his constitutional rights via card. Post Miranda Selvey stated he went to S & G Food Store at 9121 Atlantic Blvd to give his ex-girlfriend, rent money. He drove the listed vehicle, which is registered to his mother and father. He paid exited the store. As he exited the store he observed Victim) riding a bicycle onto the property. stated, "I see you're in your mom's car. The next time I see them around in it, I'll remember them." Selvey responded by telling the victim, "Go fuck yourself." Selvey got back into the listed vehicle. Additional words were exchanged, but Selvey couldn't recall exactly what was said. Selvey alleged the victim removed a silver Swiss-Army style pocket knife from his right pocket. The victim was standing in front of the vehicle, off-center toward the passenger side. The victim then threw the knife and struck the windshield of vehicle. Selvey stated he put the vehicle in drive. He accelerated into the victim and subsequently the front of the business. He alleged the contact was accidental and he lost control of the vehicle.

Selvey added that he and the victim do not get along and have had several disputes in the past.

I observed the listed vehicle, parked in the lot adjacent to building 12 at 7528 Arlington Expressway. There was damage to the front end and side of the vehicle. I also observed broken glass on the hood of the vehicle. The windshield was damaged, but remained intact."

The vehicle was released to the registered owner via signature form.

Sgt. C.P. James #60848 was notified and responded to the scene.

Crime Scene Detective S. James #61118 arrived at the scene to process.

The suspect was arrested and transported to the PTDF.

Case cleared by arrest - Patrol

Transported By: J.R.O'NEAL #67869	Approving Supervisor: C.P.JAMES #60848	
Arresting Officer(s) #1: F.J.STRAHLER #65059	#2: J.R.O'NE'AL #67869	925 ST
Div/Zone or Unit: PATROL, ZONE 2	N of Cases Cleared:	
State of Florida, County of Duval	Arresting / Transporting Officer's Signature	161309
Sworn to (or affirmed) and subscribed before me this	ay of MAR. 20 We, by	/
Personally Knohn Produced Identification Type of Identification pro	Signature of Notory - State of Porida Certified Law Enforcemen	Officer or Corrections Officer
Investigative Time:		
	nutes: 0 Cost Amount: \$771.84	6. 7. 4
Drng Activity: NOT APPLICABLE Alcohol Related: UNKNOWN (OR N/A)	Drug Type: NOT APPLICABLE Drug Related: UNKNOWN (OR N/A)	Section Control
Property: #1 Weapon Seized:	Amount of Money \$15,000.00	200
Status: DESTROYED / DAMAGED / VANDALIZ Property Type: STRUCTURES-OTHER COMMER		HIBIT #2
Property Taken by Arresting Officer: NA	PA	GE #14-33
ADLT SELVEY, STEPHEN DANIEL	ARREST REPORT PR 3 of 5 Jail # 201600788	ADL1

Turned in at: N/A
Firearm Type:
Drug Type.

Manufacturer: UK Serial # UK

Quantity: 1.00 Weight:

Unit of Measure:

Description: FRONT METAL DOOR AND CONCRETE FRAME OF BUILDING

Property: #2

Weapon Seized:

Amount of Money \$2,000.00

Status: DESTROYED / DAMAGED / VANDALIZED Property Type: MERCHANDISE

Property Taken by Arresting Officer: NA
Turned in at: N/A

Firearm Type:
Drug Type:
Manufacturer: UK
Serial # UK
Quantity: 100,00

Quantity: 100.00 Weight:
Description: VARIOUS BOTTLES OF LIQUOR AND FOOD

Unit of Measure:

Property:#3

Weapon Seized:

Amount of Money \$1,500.00

Status: DESTROYED / DAMAGED / VANDALIZED

Property Type: MISCELLANEOUS
Property Taken by Arresting Officer: NA

Turned in at: N/A
Firearm Type:
Drug Type:
Manufacturer: UK
Serial # UK
Quantity: 4.00

Weight:

Unit of Measure:

Description: METAL SHELVES

Vehicle: #1

Status: SUSPECT

Year: 1999 Type: AUTOMOBILE Make: HYUNDAI Model: ELANTRA

Primary Color: BLUE Top Color:

Year: 2017 State: FLORIDA Tag.

Last Driver of Vehicle: Arrestee SELVEY, STEPHAN DANIEL

Vehicle Released To: Other: REGISTERED OWNER, SELVEY SHARON J

Location Vehicle Towed to or Left at:

VICTIM: #1 Relationship to Suspect: OTHERWISE KNOWN

Sub-Sector E2

EXHIBIT #Z

VICTIM: #2 Relationship to Suspect: NOT APPLICABLE

WITNESS AND COMPLAINANT #1

ADLT SELVEY, STEPHEN DANIEL

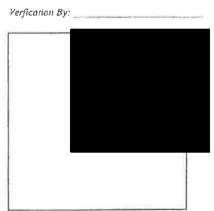
ARREST REPORT Ps 4 of 5

Jail # 2016007885

ADL1

ail Information (Back Door)	Date and Time Admitted: 3/25/2016 15:59
iil # 2016007885	Juvenile/Court Clerk #
riage Questions:	
volved in Traffic Accident: NO Injuries from Accident: C deployed prior to/during Arrest: NO Was a hobble restrain.	tused on the arrestee? NO
	s? NO Does the arrested have any observable medical/mental health problems? NO
ns the arrestee shown any escape potential or violence propensity	y behaviors? NO
there any other information about the arrestee that jail personne	el need to know? NO
yes, what?	
Part II	of Arrest And Booking Report:
rrestee Personal Information: How Long i	L. F. 9 daysans

Specimen:				
Rlood	Breoth	Urine	Unable	None
Analysis Resi	ults:			Refused:
ist	g/210L	TIME:		Blood:
2nd	g/210L	TIME:		Urine:
ind	g/210L	TIME:		Breath:
Breath Test I	nsteument:			
Туре;		M	lachine #	



Right Thumb Print

FILED

MAR 2 8 2016

EXHIBIT # 2-37
PAGE # 16-33

ADLT SELVEY STEPHEN DANIEL.

ARREST REPORT PR 5 of 5

Jail # 2016007885

Ronnie Fussell Clerk of Circuit Court

ADD ON DOCKET

Date: MARCH 26, 2016 Judge: G by GREG MC CAULIE	P/A: Jan	Dankelman
---	----------	-----------

DEF ADJ INSOLVENT & PUBLIC DEFENDER APPT'D MOT ON BOND FILED PROBABLE CAUSE FILED PASS TO: 4/18/2016 CIRCUIT COURT

PSJ2451



APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND (X) INDIGENT () NOT INDIGENT

Case 16-2016-CF-002656-AXXX-MA Agency Felony Division CR-E Case Status DISPOSED SAO Number 16CF017639AD Offense Date 3/25/2016 File Date 3/26/2016 Incident Number 2016191809 Judge Name SALVADOR, TATIANA Officer State Attorney Johnson, Brittany Lynne Public Defender Carter, Nathan Edward Private Attorney Shumard, Gary Shane Name / DOB / DL / ID # DEFENDANT 7528 ARLINGTON EXPY #1203 JACKSONVILLE, FL32211 Address For Parties Carter, Nathan Edward Public Defender (33292) Public Defender's Office Jacksonville, Ft. State Attorney's Office Jacksonville, FL Johnson, Brittany Lynne State Attorney (1011004) Shumard, Gary Shane Private Attorney (93032) 121 W Forsyth St Ste 610 Jacksonville, FL32202-3848 STEPHEN DANIEL SELVEY (DEFENDANT) Initial Prosecutor Court Statute Description w/Qualifier Status Action S784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON 1 NOT GUILTY F2 5316.027(1)(A) LEAVING THE SCENE OF A CRASH INVOLVING INJURY ADMITS VIOLATION OF PROBATION ADJUDICATION WITHHELD WITH FINGERPRINTS SAME F3 5806.13(1)(8)3 CRIMINAL MISCHIEF ADMITS VIOLATION OF FROBATION ADJUDICATION WITHHELD WITH FINGERPRINTS SAME Date Description Assessed Paid Balance 08/20/2020 PD APP FEE (\$50) \$50.00 \$0.00 \$50.00 03/26/2016 PD APP FEE (\$50) \$50.00 \$0.00 \$50.00 07/19/2017 FELONY A/DEFAULT CASE FEE 10/13/2015 \$516.00 \$0.00 \$516.00 Order Number Amount 20384.0000 \$0.00 20384.0000 1473.5500 \$0.00 1473.5500 21857.5500 \$0.00 21857.5500

5/16/2022 20-33

	ate	Tim	Type Location Court		
	/2015	1	Location Court	noom	Cancelled
		9:00	Sto Floor 30	8	
	2016	9:00	3/07/1007 30	8	
5/10	10/2016 9:00		M ARRAIGNMENT DATE 3rd Floor 30	8	
6/1/	6/1/2016 9:0		M PRETRIAL 3rd Floor 30	8	
7/13	/2016	9:00	M PRETRIAL 3rd Floor 30	B	
8/24	24/2016 9:00		M PRETRIAL 3rd Floor 30	8	-
12/5	/2016	9:00	M FINAL PRETRIAL 3rd Floor 30	8	
1/4/	2017	9:00	M PRETRIAL 3rd Floor 30	8	
1/18/	2017	9:00	M PRETRIAL 3rd Floor 30		
2/15/	2017	9:00 /	The state of the s		
2/28/	2017	9:00 /			
4/27/	2017	9:00 /	M		
5/8/		9:00 6	ALL STORY 301		
5/11/		9:00 /	310 F1007 301		
5/22/		9:00 4	M. Married On November 200		
5/26/			Manual de la constant		
	- W	9:00 4	300 1000 300		Yes
5/30/		9:00 4	Section 200		
6/1/2	2017	9:00 4	M HEARING ON MOTION 3rd Floor 308		
7/3/2	2017	9:00 4	M SENTENCING - TO BE SET 3rd Floor 308		
7/17/	2017	9:00 A	SENTENCING - TO BE SET 3rd Floor 308		
7/19/	7/19/2017 9:00		SENTENCING 3rd Floor 308		
9/1/2	2020	9:00 4	APPEARANCE DATE (VIOL. OF PROB.) 3rd Floor 307		
9/3/2	2020	9:00 A	PRETRIAL VIOLATION OF PROBATION 3rd Floor 307		
line / cument	Count	Effective Entered	Dockets Description		
	1			Pages	Image
1 D1		3/26/2016 3/28/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016	Pages	Available
	1	3/26/2016			Available
D1		3/26/2016 3/28/2016 3/26/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016 5784-045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON		Available
2	1	3/26/2016 3/28/2016 3/26/2016 3/28/2016 3/28/2016 3/28/2016 3/28/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016 5784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON		Available
2	1	3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016 5784-045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON M999 JSO INFORMATION REPORT		Available
2 3 4	1	3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016 S784-045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON M999 JSO INFORMATION REPORT BOND SET AT \$50,003.00		Available
2 3 4 5	1 1	3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016 5784-045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON M999 JSO INFORMATION REPORT BOND SET AT \$50,003.00 NO VICTIM CONTACT		Available
2 3 4 5	1	3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/25/2016 3/26/2016 3/26/2016 3/26/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016 5784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON M999 JSO INFORMATION REPORT BOND SET AT \$50,003.00 NO VICTIM CONTACT PD APP FEE 50.00 IMPOSED		Available Available
2 3 4 5 6	1	3/26/2016 3/26/2015 3/26/2015 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016 3/26/2016	ARREST & BOOKING REPORT 2016-007885 3/25/2016 5784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON M999 JSO INFORMATION REPORT BOND SET AT \$50,003.00 NO VICTIM CONTACT PD APP FEE 50.00 IMPOSED FEES DUE: 3/28/2016	6	Available VOR, Ready II VIEW Available

https://core.duvalclerk.com/CoreCms.aspx?mode = PublicAccess

5/16/2022

Line / Document	Coun	Effective Entered	Description	Pages	Image
					Available
11 D11	-	3/26/2016 3/28/2016	MOTION TO SET BOND	1	Must Regist
12		3/26/2016 3/28/2016	ARRAIGNMENT COURT DATE: 04/18/2016 SUBJECT TO CHANGE. CALL FOR VERIFICATION		All Addison to 1 apply
14 D13		3/30/2016 3/31/2016	NOTICE OF APPEARANCE	1	Available
15 D14		3/30/2016 3/31/2016	DEMAND FOR DISCOVERY	4	Must Regist
16 O15		3/30/2016 3/31/2016	DEMAND FOR DISCOVERY (SUPPLEMENTAL)	2	Most Regist
17 D16		3/30/2016 3/31/2016	MOTION FOR STATEMENT OF PARTICULARS	2	Must Regist
18 D17		3/30/2016 3/31/2016	WAIVER OF ARRAIGNMENT AND WRITTEN PLEA OF NOT GUILTY	1	Must Regist
19 D18	-	3/30/2016 3/31/2016	MOTION FOR BOND REDUCTION	3	Must Regist
20		3/31/2016 3/31/2016	HEARING ON MOTION (TO BE SET) 04/04/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
21 D20		3/31/2016 3/31/2016	PER JA E-MAIL	1	Must Registr
22	-]	4/4/2016 4/4/2016	JUCGE WHITTINGTON, STEVEN B		r contraction part dig t
23	-	4/4/2016 4/4/2016	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
24	-	4/4/2016 4/4/2016	ATTY, FOR DEF, PORTER, JASON KRISTIAN SCOTT		
25	-	4/4/2016 4/4/2016	OTHERS PRESENT: LICANDRIO FOR JOHNSTON AND SHUMARD FOR PORTER		
26		4/4/2016 4/4/2016	HEARING ON MOTION 04/06/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
27		4/4/2016	©2:30 MOTION TO REDUCE BOND		
28	_	4/6/2016 4/6/2016	JUDGE WHITTINGTON, STEVEN B		
29		4/6/2016	ASST. STATE ATTY, JOHNSTON, DAVID TOWNSEND		
30	_ _	4/6/2016	ATTY, FOR DEF. SHUMARD, GARY SHANE		
31	- -		DEFENDANT PRESENT IN JAIL		
32		4/6/2016	BOND MEARING HELD IN FULL		100
33		4/6/2016	MOTION FOR BOND REDUCTION - GRANTED; ORDER TO BE ENTERED		

17/411 #Z 1-AUI #ZZ-33

Line / Document	Count	Effective Entered	Description		1
34		4/6/2016	BOND REDUCED TO	Pages	Image
35	1	4/6/2016 4/6/2016	BOND SET AT \$25,003.00		-
36	-	4/6/2016 4/6/2016	PRETRIAL SERVICES W/ SPECIAL CONDITIONS	1	-
37		4/6/2016 4/6/2016	(1) NO CONTACT WITH C.K.	-i	
38		4/6/2016 4/6/2016	(2) NO CONTACT WITH L.W.	1	
39	-	4/6/2016 4/6/2016	(3) DO NOT RETURN TO BUSINESS OF INCIDENT		
40		4/6/2016 4/6/2016	(4) DO NOT GO TO RESIDENCE OF C.K.	ì	
41		4/6/2016 4/6/2016	(5) NO WAIVER OF APPEARANCE		
42 D37		4/6/2016 4/7/2016	ORDER FOR PRETRIAL SERVICES PROGRAM RELEASE	1	Must Regis
43 D38		4/5/2016 4/7/2016	COURT ORDER GRANTING MOTION FOR REDUCTON OF BOND - 25,003.00 AND TO WITH SPECIAL CONDITIONS AS ANNOUNCED	4	Must Regis
44 D39	-	4/6/2016 4/7/2016	CLERKS MEMO OF HEARING -BOND HEARING HELD IN FULL	1	Available
45		4/13/2016 4/13/2016	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Johnston, David Townsend PER SAO		-
46		4/15/2016 4/15/2016	ARRAIGNMENT COURT DATE: 04/19/2016 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
47	-	4/18/2016 4/18/2016	ARRAIGNMENT COURT DATE: 04/26/2016 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
48		4/25/2016 4/25/2016	ARRAIGNMENT COURT DATE: 05/03/2016 SUBJECT TO CHANGE, CALL FOR VERIFICATION		
49		4/30/2016 5/2/2016	ARRAIGNMENT COURT DATE: 05/10/2016 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
50 D52	-	5/2/2016 5/2/2016	INFORMATION	2	Available
51	1	5/2/2016 5/2/2016	INFORMATION FILED S784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON		
52	-	5/2/2016 5/2/2016	DROPPED/ABANDONED M999 JSO INFORMATION REPORT		
53		5/2/2016 5/2/2016	ARRAIGNMENT DATE 05/10/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
54		5/4/2016 5/5/2016	STATE'S DISCOVERY EXHIBIT AND DEMAND FOR RECIPROCAL DISCOVERY	2	Available
55	1	5/9/2016 5/9/2016	BOND - AMOUNT \$25,003.00, COMPANY BANKERS INSURANCE COMPANY	2	Available
56		5/9/2016 5/9/2016	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE	1	Available Public access
57	_ [!	5/10/2016	JUDGE WHITTINGTON, STEVEN B	-	

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5/16/2022

Une / Document	Count	Effective Entered	Description	Pages	Image
58	-	5/10/2016	ASST. STATE ATTY, JOHNSTON, DAVID TOWNSEND		ninge
59		5/10/2016 5/10/2016	ATTY, FOR DEF, PORTER, JASON KRISTIAN SCOTT		
60		5/10/2016 5/10/2016	DEFENDANT PRESENT	-	
61		5/10/2016 5/10/2016	DEF. W/READING OF INFO & PLEAD NOT GUILTY	_ _	
62	1	5/10/2016	PLEA OF NOT GUILTY		
63		5/10/2016 5/10/2016	PRETRIAL 06/01/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
64 D63		5/20/2016 5/20/2016	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE	1	Available Public access
65 D64		5/22/2016 5/23/2016	STATES FIRST SUPPLEMENTAL DISCOVERY EXHIBIT	1	Available YOR, Ready to
66		6/1/2016 6/1/2016	JUDGE WAITTINGTON, STEVEN 8	-	
67	-	6/1/2016 6/1/2016	ASST. STATE ATTY, JOHNSTON, DAVID TOWNSEND		Market all recovery .
68	j	6/1/2016 6/1/2016	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		to a manufacture of
69		6/1/2016 6/1/2016	DEFENDANT PRESENT		
70		6/1/2015 6/1/2016	PRETRIAL 07/13/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202	11	
71 D70	-	6/2/2016 6/2/2016	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE	1	Available Public access
72 D71	-	6/2/2016 6/7/2016	DEFENDANT'S MOTION TO BE DECLARED INDIGENT FOR PORPOSES OF COSTS	5	Must Register
73 D72		5/2/2016 6/7/2016	INDIGENT FOR COSTS AFFIDAVIT OF ATTORNEY'S FEE PURSUANT TO 27.52(5) FLORIDA STATUTES	2	Must Register
74 D73		5/2/2016 6/7/2016	Application for Determination of Indigence	1	Must Register
75 074		/14/2016 6/14/2016	COURT ORDER DEFENDANT'S MOTION TO BE DECLARED INDIGENT FOR COSTS	3	Must Register
76 575	7	/12/2016	NOTICE OF TAKING DEPOSITION	2	Must Register
77 .		/13/2016 /13/2016	UDGE WHITTINGTON, STEVEN B		
78		13/2016 A	ASST. STATE ATTY, JOHNSTON, DAVID TOWNSEND	1 1	
9 -		13/2016 A	NTY, FOR DEF. PORTER, JASON KRISTIAN SCOTT		
-		13/2016 /13/2016	EFENDANT PRESENT		
		13/2016 O	THERS PRESENT: SHUMARD FOR PORTER		VISIM

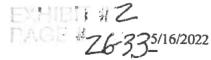
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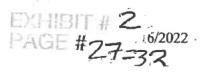
Line / Document	Count	Effective Entered	Description	Pages	Image
82 D81	-	7/13/2016 7/13/2016	** WAIVER OF SPEEDY TRIAL **	1	Avaitable
83		7/13/2016 7/13/2016	PRETRIAL 08/24/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
.84 D83		7/14/2016 7/14/2016	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available
85 D84		7/18/2015 7/18/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Regist
86 085		7/18/2016 7/18/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Regist
87 D86	-	7/18/2016 7/18/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Regist
88 D87	-	7/18/2016 7/18/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Regist
89 D88		B/1/2016 B/2/2016	MOTION TO ALLOW DEFENDANT TO TRAVEL OUT OF STATE	3	Must Regist
90 D89		8/2/2016 8/3/2016	COURT ORDER ALLOWING DEFENDANT TO TRAVEL	1	Must Regist
91 D90		8/9/2016 6/11/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Regist
92 D91		8/9/2016 8/11/2016	AFFIDAVIT/RETURN OF SERVICE	2	Must Regist
93		8/24/2016 8/24/2016	JUDGE WHITTINGTON, STEVEN B		THE SEC SHARE AND RESIDENCE TO SEC.
94		8/24/2016 8/24/2016	ASST. STATE ATTY, JOHNSTON, DAVID TOWNSEND		
95	-	8/24/2016 8/24/2016	ATTY. FOR DEF, PORTER, JASON KRISTIAN SCOTT		Taballia in a gagain
96	-	8/24/2016 6/24/2016	DEFENDANT APPEARANCE WAIVED		
97		8/24/2016 #/24/2016	OTHERS PRESENT: G SHUMARD FOR 3 PORTER		
98	-	8/24/2016 8/24/2016	FINAL PRETRIAL 12/05/2016 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
99	-	8/24/2016 8/24/2016	12/12/16)S		
100 D99		8/25/2016 8/26/2016	STATES#SECOND SUPPLEMENTAL DISCOVERY EXHIBIT	1	Must Registe
101 D100		8/26/2016 8/30/2016	COURT ORDER SETTING JURY TRIAL AND PRE-TRIAL DEADLINES	2	Must Registe

FYHIER #2 PAGE #25-33/16/2022

Line / Document	Count	Effective Entered	Description	Pages	Image
102 D101		9/16/2016	AFFIDAVIT/RETURN OF SERVICE	1	Must Regis
103		12/5/2016	JUDGE WHITTINGTON, STEVEN B		
104		12/5/2016	ASST. STATE ATTY, JOHNSTON, DAVID TOWNSEND		
105		12/5/2016	ATTY, FOR DEF, PORTER, JASON KRISTIAN SCOTT	i	
106		12/5/2016	DEFENDANT PRESENT		
107		12/5/2016	OEFENSE/STATE'S ORAL MOTION FOR CONTINUANCE (DEFENSE) - GRANTED W/OUT OBJECTION - STRIKE 12/12/16 15		
108		12/5/2016	PRETRIAL 01/04/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
109		1/4/2017	JUDGE WHITTINGTON, STEVEN B		
110		1/4/2017	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
111		1/4/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
112	_	1/4/2017	DEFENDANT APPEARANCE WAIVED		
113	-	1/4/2017	PRETRIAL 01/18/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
114 D114		1/5/2017 1/5/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available
115	-]	1/18/2017	JUDGE WHITTINGTON, STEVEN 8		
116]	1/18/2017	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
117	-	1/18/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
118		1/16/2017	DEFENDANT APPEARANCE WAIVED	1	
119	-	1/18/2017 1/18/2017	OTHERS PRESENT: B SHUMARD FOR J PORTER	j-	
120		1/18/2017	PRETRIAL 02/15/2017 9:00 AM - 308 3RD FLOOR, S01 W ADAMS ST JACKSONVILLE FL 32202		
121	-	1/20/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available Public access
22	-	2/15/2017	JUDGE WHITTINGTON, STEVEN 8	_ -	
23		2/15/2017 2/15/2017	ASST. STATE ATTY. JOHNSTON, DAVID TOWNSEND		
24		1/15/2017 2/15/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
25		/15/2017 2/15/2017	DEFENDANT APPEARANCE WAIVED	_	
26		/15/2017	OTHERS PRESENT: SHUMARD FOR PORTER		
27		/15/2017	PRETRIAL 02/28/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
28 28		/16/2012	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available
29		/28/2017	OUDGE WHITTINGTON, STEVEN B	_ _	Public access



Line / Document	Count	Effective Entered	Description	Pages	Image
130		2/28/2017 2/28/2017	ASST. STATE ATTY, JOHNSTON, DAVID TOWNSEND		
131		2/28/2017 2/28/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
132		2/28/2017 2/28/2017	DEPENDANT PRESENT IN JAIL		re was - town a Statishanderson,
133		2/28/2017 2/28/2017	FINAL PRETRIAL 04/17/2017 9:00 AM - 308 3RD FLOOR, S01 W ADAMS ST JACKSONVILLE FL 32202		-
134	-	2/28/2017 2/28/2017	04/24/17 IS		A transmit is \$1.0° from Agentus, and are a con-
135 0135		3/1/2017 3/1/2017	ORDER SETTING JURY TRIAL AND PRE-TRIAL DEADLINES	2	Must Register
135		3/7/2017 3/7/2017	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO LIvanos, Terry Basil PER SAO		
137 D137		3/28/2017 3/28/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available
138 D138	<i>a.</i>	4/3/2017 4/3/2017	RECIPROCAL WITNESS LIST	1	Must Register
139 0139		4/13/2017 4/14/2017	STATE'S SUPPLEMENTAL DISCOVERY EXHIBIT	1	Must Register
140		4/17/2017 4/17/2017	JUDGE WHITTINGTON, STEVEN B		
141	-	4/17/2017 4/17/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		
142		4/17/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT		
143		4/17/2017 4/17/2017	DEFENDANT PRESENT		
144		4/17/2017 4/17/2017	OTHERS PRESENT: B SHUMARD FOR 3 PORTER		
145		4/17/2017	DEFENSE/STATE'S ORAL MOTION FOR CONTINUANCE BY BOTH PARTIES GRANTED STRIKE 04/24/17 JS		
146		4/17/2017 4/17/2017	FINAL PRETRIAL 05/08/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
147		4/17/2017 4/17/2017	05/15/1735		
148 D149		4/18/2017 4/18/2017	NOTICE TO BONDSMAN FOR UPCOHING COURT DATE EMAILED	1	Available Dublic access
149 D149		4/18/2017 4/18/2017	ORDER SETTING JURY TRIAL AND PRE-TRIAL DEADLINES	2	Must Register
150 D150		4/18/2017 4/18/2017	INFORMATION (AMENDED)	3	Available VOR, Ready to view
151	1	4/18/2017 4/18/2017	AMENDED INFORMATION FILED S784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON		
152	2	4/18/2017 4/18/2017	AMENDED INFORMATION FILED \$316.027(1)(A) LEAVING THE SCENE OF A CRASH INVOLVING INJURY		
153	3	4/18/2017	AMENDED INFORMATION FILED S806.13(1)(B)3 CRIMINAL MISCHIEF		



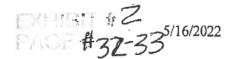
Line / Document	Count	Entered	Description	Pages	Image
		5/8/2017 5/8/2017			
155		5/8/2017 5/8/2017	ASST. STATE ATTY, LIVANOS, TERRY BASIL	ĺ	
156		5/8/2017 5/8/2017	ATTY, FOR DEF, PORTER, JASON KRISTIAN SCOTT		-{
157		5/8/2017 5/8/2017	DEFENDANT PRESENT		
158	-	5/8/2017 5/8/2017	OTHERS PRESENT: SHUMARD FOR PORTER	1	
159		5/8/2017 5/8/2017	FINAL PRETRIAL 05/11/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202	j	-
160		5/8/2017 5/8/2017	05/15/17 35	1	
161		5/11/2017 5/11/2017	JUDGE WHITTINGTON, STEVEN B		
162		5/11/2017 5/11/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL	 	
163]	5/11/2017 5/11/2017	ATTY. FOR DEF. PORTER, JASON KRISTIAN SCOTT	1	
164	-]	5/11/2017	DEFENDANT PRESENT IN JAIL		
165		5/11/2017 5/11/2017	OTHERS PRESENT: SHUMARD FOR PORTER		
155		5/11/2017 5/11/2017	DEFENSE/STATE'S ORAL MOTION FOR CONTINUANCE BY DEFENSE GRANTED W/O OBJECTION STRIKE 05/15/17		
167		5/11/2017 5/11/2017	HEARING ON MOTION (TO BE SET) 05/22/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
168	-]	5/11/2017 5/11/2017	SYG		
169 D171		5/11/2017	MOTION TO DISMISS	4	Available VOR, Feedy View
170 D172		5/12/2017 5/12/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE - EMAILED	1	Available Public access
171		5/16/2017 5/16/2017	STATES# THIRD SUPPLEMENTAL DISCOVERY EXHIBIT	1	Available VOR, Ready:
172	- [5/22/2017 5/22/2017	HEARING ON MOTION 05/26/2017 9:00 AM - 308 3RD FLOOR, S01 W ADAMS ST JACKSONVILLE FL 32202		
173		5/22/2017 5/22/2017	2		***************************************
174		5/24/2017	CANCELLED HEARING ON MOTION ON 5/26/2017 9:00:00 AM		-
175	'	5/24/2017	> CANCEL REASON -		
176	-	5/24/2017 5/24/2017	HEARING ON MOTION (TO BE SET) 05/30/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		W-1,000 1 144
177		5/24/2017	PER JA E-MAIL	1	Must Registe
78	_ 5	5/30/2017	JUDGE WHITTINGTON, STEVEN B		-
79		/30/2017 5/30/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		telefore per personal
		/30/2017		f-	

Line / Document	Count	Effective Entered	Description	Pages	Image
		5/30/2017 5/30/2017			
182		5/30/2017 5/30/2017	HEARING ON MOTION D6/0L/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
183		5/30/2017 5/30/2017	2PM		
184 0186		5/31/2017 5/31/2017	NOTICE TO BONDSMAN FOR UPCOMING COURY DATE	1	Available #
185	-	6/1/2017	JUDGE WHITTINGTON, STEVEN B		70011.000
186		6/1/2017 6/1/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		***************************************
187		6/1/2017 6/1/2017	ATTY, FOR DEF. PORTER, JASON KRISTIAN SCOTT		
188]	6/1/2017 6/1/2017	DEFENDANT PRESENT		M 40 100 100 100 100 100 100 100 100 100
189		6/1/2017 6/1/2017	DEF. PERMITTED TO W/D PLEA OF NG YO G		
190]	6/1/2017 6/1/2017	OTHERS PRESENT: B SHUMARD FOR J PORTER		
191 D196	_	6/1/2017	ACKNOWLEDGE, OF RIGHTS & VOLUNTARINESS OF ENTRY OF PLEA	2	Must Regis
192	1	6/1/2017 6/1/2017	NOL PROS (CODE 30) S784.045(1)(A)2 AGGRAVATED BATTERY WITH A DEADLY WEAPON		
193	2	6/1/2017 6/1/2017	DEFENDANT PLEAD GUILTY		
194	3	6/1/2017	DEFENDANT PLEAD GUILTY		
195	-	6/1/2017 6/1/2017	PSI ORDERED		
196		6/1/2017 6/1/2017	SENTENCING - TO BE SET 07/03/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
197	- [7/3/2017 7/3/2017	JUDGE WHITTINGTON, STEVEN 8		
198	-	7/3/2017 7/3/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		
199		7/3/2017 7/3/2017	ATTY. FOR DEF, PORTER, JASON KRISTIAN SCOTT		
200		7/3/2017 7/3/2017	DEFENDANT APPEARANCE WAIVED		
201		7/3/2017 7/3/2017	OTHERS PRESENT: ASA: C. LIACNDRO FOR T. LIVANOS		
202		7/3/2017 7/3/2017	SENTENCING - TO BE SET 07/17/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
203 D205	-	7/5/2017 7/5/2017	NOTICE TO BONDSMAN FOR UPCOMING COURT DATE EMAILED	1	Available Sun!
204	-	7/17/2017	JUDGE WHITTINGTON, STEVEN B		
205		7/17/2017	ASST. STATE ATTY, LIVANOS, TERRY BASIL		
206		7/17/2017	ATTY, FOR DEF, PORTER, JASON KRISTIAN SCOTT		
207		7/17/2017 7/17/2017	DEFENDANT APPEARANCE WAIVED		
208	-	7/17/2017 7/17/2017	OTHERS PRESENT: GATES FOR SHUMARD FOR PORTER		त्रीत । वर्षः को स्थापनीय नावी पर्यक्षः
209		7/17/2017	SENTENCING 07/19/2017 9:00 AM - 308 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		

Line / Document	Count	Effective	Description	1	
210	-	7/17/2017 7/17/2017		Pages	Image
211	ļ	7/19/2017	JUDGE WHITTINGTON, STEVEN B		<u> </u>
212	 .	7/20/2017			
	-	7/20/2017	ASST. STATE ATTY. LIVANOS, TERRY BASIL		
213		7/20/2017	ATTY, FOR DEF. SHUMARD, GARY SHANE		
214	-	7/19/2017 7/20/2017	DEFENDANT PRESENT IN JAIL		
215		7/19/2017 7/20/2017	SENTENCING HEARING HELD IN FULL		
216 D218	2	7/19/2017 7/20/2017	ADJUDICATION OF GUILT WITHHELD FINGERPRINTS TAKEN	6	Available Public access
217	2	7/19/2017 7/20/2017	PROBATION 3 YEARS		
218	2	7/19/2017	60 DAYS DCJ WITH 14 DAYS CREDIT	—— 	Anna
219	2	7/19/2017 7/20/2017	OBTAIN GED/HS DIPLOMA	J	-
220	2	7/19/2017 7/20/2017	JURISDICTION RESERVED FOR 60 DAYS TO DETERMINE RESTITUTION.		
221	2	7/19/2017	OBTAIN MENTAL HEALTH EVALUATION		
222	2	7/19/2017	PAY \$21,539.67 RESTITUTION		
223	2	7/19/2017 7/20/2017	MAINTAIN FULLTIME EMPLOYMENT AND /OR FULL/PART TIME STUDENT OR SHOW PROOF OF 3 JOB APPLICATIONS PER WEEK		
224	2	7/19/2017 7/20/2017	COURT COSTS CONDITION OF PROBATION	-	
225	2	7/19/2017 7/20/2017	CONCURRENT WITH COUNT/S 1-2		
226	2	7/19/2017 7/20/2017	LEEA 5.00 IMPOSED	-	-
227	2	7/19/2017	COST OF COURT 50.00 IMPOSED		
228	2	7/19/2017	CCT 50.00 IMPOSED	+	
229	2	7/19/2017	LGTF 225.00 IMPOSED	-	
230	2	7/19/2017	PD FEE 100.00 IMPOSED		
231	2	7/19/2017	TNC 3.00 IHPOSED		
232	2	7/19/2017	AACC 65.00 IMPOSED	-	
233	2	7/19/2017	SAIEF 100.00 IMPOSED	-	
234		7/19/2017	CSTF 20.00 IMPOSED		
235	7	7/19/2017	ADJUDICATION OF GUILT WITHHELD FINGERPRINTS TAKEN		
236	, ,	7/19/2017	PROBATION 3 YEARS	_ -	
237	, ;	7/10/2017	CONCURRENT WITH COUNT/S 1-2		
236 D241		7/19/2017	COURT ORDERED COSTS/FINES/FEES BOOK 18059 PAGE 681-582	2	Available
240 D242		/19/2017	CLERKS MEHO OF HEARING	1	Public access

Line / Document	Count	Effective Entered	Description	Pages	Trnage
					Must Regist
241 D243		7/19/2017 7/20/2017	CERTIFICATE OF SERVICE FOR JUDGMENT AND SENTENCE	1	Available
242 D244		7/19/2017 7/21/2017	CLERKS EXHIBIT MEMO	1	Must Regist
243		8/1/2017	PRE-SENT. INVESTIGATION REPORT SEALED,		
244 D246		8/2/2017 8/3/2017	ORDER W/H AD). OF GUILT & PLACING DEF. ON PROBATION	3	Available
245 D247		8/23/2017 8/23/2017	MOTION FOR LIEN FOR REIMBURSEMENT OF COSTS PAID BY STATE	9	Must Regis
246 D248		8/24/2017 6/24/2017	COURT ORDER - STATE'S LIEN FOR REIMBURSEMENT OF COSTS BOOK 18100 PAGE 1003-1004	2	Available (4) VOR, Ready
247 D249		3/29/2018 3/30/2018	3UDGMENT AND RESTITUTION ORDER [F.S.775.089] \$_20,384.00	2	Must Regis
248 D250		3/29/2018 3/30/2018	JUDGMENT AND RESTITUTION ORDER (F.S.775.089) \$1,473.55	2	Must Regis
249 D251		3/29/2018 3/30/2018	RESTITUTION ORDER CREATED FOR: \$ \$1,473.55 BOOK 18333 PAGE 196-197	2	Must Regis
250 D252		3/29/2018 3/30/2018	RESTITUTION ORDER CREATED FOR: \$ \$20,384.00 BOOK 18333 PAGE 198-199	2	Must Regis
251 D253		4/25/2018 4/25/2018	ORDER W/H ADJ. OF GUILT & PLACING DEF, ON PROBATION *CORRECTED	3	Available VOF, fready vicw
252 0254		8/24/2018 8/27/2010	SENTENCING GUIDELINES	э	Must Regis
253 D255		6/24/2020 6/25/2020	NOTICE OF CONFIDENTIAL INFORMATION WITHIN COURT FILING	1	Must Regist
254 D256		6/24/2020 6/25/2020	DOC VIOLATION REPORT	3	Must Regisi
255 D257		6/24/2020 6/25/2020	AFFIDAVIT FOR VIOLATION OF PROBATION	2	Must Regist

Line / Document	Count	Effective Entered	Description	Pages	Emage
256 D259		6/24/2020 6/25/2020	WARRANT ISSUED FOR VIOL. OF PROBATION	2	Must Regis
257		6/24/2020 6/25/2020	FAILURE TO SERVE SENTENCE		100 011 700
258	2	6/24/2020 6/25/2020	BOND SET AT NONE		
259	3	6/24/2020 6/25/2020	BOND SET AT NONE	-	
260		6/24/2020 6/25/2020	RECEIPT FOR WARRANT	1	1
261		6/24/2020 6/25/2020	CONTROL NUMBER 1602661 eWarrant		
262 D265		8/20/2020 8/21/2020	ARREST & BOOKING REPORT 2020-017249 08/19/2020	5	Must Regis
263 D266		8/20/2020 8/21/2020	APPLICATION FOR CRIMINAL INDIGENT STATUS FILED - NO DETERMINATION MADE AT THIS HEARING	1	Available Public acces
264 D267		8/20/2020 8/21/2020	DEFENDANT DECLARED INDIGENT, ORDER APPOINTING PUBLIC DEFENDER - FILED	1	Available Public acce
265	-	8/20/2020 8/21/2020	PD APP FEE S0.00 IMPOSED		
266	-	8/20/2020 6/21/2020	FEES DUE: 0/21/2020		Terrenteenmen take kinner op
267 D270		8/20/2020 8/21/2020	WARRANT RETURNED -	1	Must Regist
268	-	8/20/2020 8/21/2020	> OFFENDER # 2016-007885 ARREST DATE 8/19/2020	i	
269]	8/20/2020 8/21/2020	APPEARANCE DATE (VIOL. OF PROB.) 09/01/2020 9:00 AM - 307 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
270		8/31/2020 8/31/2020	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Franch, Cameron Stacle PER SAO		
271	-	9/1/2020 9/1/2020	JUDGE SALVADOR, TATIANA		
272	-	9/1/2020 9/1/2020	ASST. STATE ATTY, FRENCH, CAMERON STACIE		
273	-	9/1/2020 9/1/2020	ASST. PUB. DEF. CARTER, NATHAN EDWARD		
274	-	9/1/2020	DEFENDANT PRESENT IN JAIL		e refer to any finding and a
275	-	9/1/2020 9/1/2020	AFFIDAVIT SERVED - DEF. DENTES ALLEGATIONS		
276	2	9/1/2020 9/1/2020	DEFENDANT DENIES VIOLATION OF PROBATION		
277	3	9/1/2020 9/1/2020	DEFENDANT DENIES VIOLATION OF PROBATION		
278	-	9/1/2020 9/1/2020	PRETRIAL VIOLATION OF PROBATION 09/03/2020 9:00 AM - 307 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
279	-	9/2/2020 9/2/2020	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Johnson, Brittany Lynne PER SAO		
280	_	9/3/2020	JUDGE SALVADOR, TATIANA		
281	-	9/3/2020	ASST. STATE ATTY. FRENCH, CAMERON STACLE		*****************************
282		9/3/2020	ASST. PUB. DEF. CARTER, NATHAN EDWARD		-



Line / Document	Count	Effective Entered	Description	Pages	Image
283		9/3/2020	DEFENDANT PRESENT IN JAIL		
284	2	9/3/2020 5/4/2020	DEFENDANT ADMITS VIOLATION OF PROBATION		
285	2	9/3/2020 9/4/2020	PROBATION - MODIFIED & CONTINUED		L, 10-01,0 (10-01)
286	2	9/3/2020 9/4/2020	EXTENDED FOR 24 MONTHS FROM 09-02-20		
287	2	9/3/2020 9/4/2020	15 DAYS DCJ WITH 15 DAYS CREDIT		
288	2	9/3/2020 9/4/2020	OBTAIN GED OR HS DIPLOMA WITHIN 6 MONTHS OF RELEASE		
289	2	9/3/2020	ATTEND AA MEETINGS- COMPLETE REMAINING 18 CLASSES WITHIN 90 DAYS OF RELEASE		
290	3	9/3/2020 9/4/2020	DEFENDANT ADMITS VIOLATION OF PROBATION		
291	3	9/3/2020 9/4/2020	PROBATION - MODIFIED & CONTINUED		
293	2	9/3/2020 9/4/2020	PAY PREVIOUSLY ORDERED RESTITUTION ORDER @ A RATE OF \$175.00 PER MONTH		
294 0301		9/3/2020 9/4/2020	SENTENCING GUIDELINES	3	Must Registe
295 0302		9/3/2020 9/4/2020	DEFENDANT ADMITS VIOLATION OF PROBATION	1	Must Registe
296 0303		10/1/2020 10/2/2020	ORDER OF MODIFICATION OF PROBATION	1	Available Public access
297 b304		1/21/2021	DOC VIOLATION REPORT - TECHNICAL VIOLATION NOTIFICATION ** NO FURTHER ACTION REQUIRED. CONTINUE TO SUPERVISE PER JUDGE	2	Must Registe



ivision of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

April 18, 2022

Mr. Stephen D. Selvey 2904 Stonehurst Road West Jacksonville, Florida 32277

RE: Application No. 184599, Entity 13162805 1022 - PMW General Individual Occupational

Dear Mr. Selvey:

Your application for an occupational license with the Division of Pari-Mutuel Wagering has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- DBPR PMW 3180 Request for Waiver (form enclosed).
- DBPR PMW-3195 Request for Release of Information and Authorization to Release Information (form enclosed).

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 850.487.1395.

If you fail to provide the Division with a complete application within 120 days of this notice your application shall lapse and no longer be processed by the Division. 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 Division Rule.

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Randall Kitchens Operations Analyst II

Mahalingam, Rajani

From: Kitchens, Randall

Sent: Monday, May 16, 2022 2:55 PM

To: Mahalingam, Rajani

Cc: Muniz, Luz; Campbell, Ian; Futrell, Michelle; Donaldson, David; Ricks, Glenda

Subject: Investigations Referral 1022 - File 101107 - Entity 13162805

Good afternoon,

Ms. Mahalingam, can you please open a case for Stephen D Selvey. His 90-day deadline is 08/11/2022. Please see the Application Routing Slip in Onbase for all Supporting Documents.

Thank you!



Randall Kitchens, Operations Analyst II

<u>Division of Pari-Mutuel Wagering</u> — Office of Operations Florida Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, Florida 32399-1037 Phone: (850) 488-3211 ~ Fax: (850) 410.5350

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering
Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-024620 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Motyk Anthony Scott's ("Applicant") application for a Cardroom Employee Individual Occupational License. Applicant submitted a completed application for a Cardroom Employee Individual Occupational License on May 12, 2022, and applied for a waiver of his felony and misdemeanor convictions. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the felony and misdemeanor convictions. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On May 12, 2022, Applicant submitted their completed application to the Division of Pari-Mutuel Wagering for a Cardroom Employee Individual Occupational License. Upon review of the completed application, it appears that Applicant was convicted of several felony and misdemeanor convictions involving larceny in the state of Florida. Specifically, Applicant was convicted of the following:

- Burglary of a Structure of Conveyance (16 counts);
- Burglary Armed/Becomes Armed with Dangerous Weapon;
- Dealing in Stolen Property;
- False Verification of Ownership of Pawned Items;
- Petit Theft 1st degree (2 counts);
- Petit Theft -2^{nd} degree (3 counts).

Applicant applied for a waiver of the felony and misdemeanor convictions and a waiver interview was subsequently scheduled. On June 21, 2022, Applicant attended the waiver interview with the Division and a report was drafted of that interview which was submitted to the Executive Director of the Florida Gaming Control

Commission for consideration. On August 15, 2022, the Executive Director declined to waive the felony and misdemeanor convictions.

Relevant Law

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 849.086(6)(g), Florida Statutes, provides that:

"[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority."

Section 550.105(5)(d), Florida Statutes, provides that:

"... the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license."

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

"[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the commission."

Rule 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: 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.

Department of Business & Professional Regulation

State of Florida

Department of Business and Professional Regulation **Chronology Report**

2022024620 Case #:

Incident date: 05/12/2022

Status: 106 - Sent to Directors office

Lic Type:

Disposition:

Case Type: Complaint

Responsible: jdillmore - DILLMORE, JOE

DIVISION OF PARI-MUTUEL WAGERING Complainant:

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: SCOTT, MOTYK ANTHONY

2783 SPOONBILL TRAIL, ORANGE PARK, FL 32073

Summary: 90-DAY DEADLINE: September 19, 2022 ----- / ---- . 06/21/2022 - Waiver interview

conducted ----- / ----- . 148-Orange Park Kennel Club, Inc

				0 / 0/11/10/11/10/10/10/10	D, 1110		
Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	05/19/2022	Α	10	15	Assigned to Investigator	cwtaylor	SCOTT, MOTYK ANTHONY
	06/21/2022	Α	10	50	Interview Respondent		SCOTT, MOTYK ANTHONY
	07/25/2022	Α	79	70	Sent to Director for Review	ddonaldson	SCOTT, MOTYK ANTHONY
	06/16/2022	Α	79	435	Telephone		SCOTT, MOTYK ANTHONY
	05/19/2022	Α	79	440	Incoming Correspondence	rmahalinga	SCOTT, MOTYK ANTHONY
	07/25/2022	R		ddonaldson	DONALDSON, DAVID	Imuniz	

July 26, 2022 15:09 nfa5 - Chronology Report Page 1 of 2





State of Florida Department of Business and Professional Regulation **Chronology Report**

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	07/26/2022	R		jdillmore	DILLMORE, JOE	ddonaldson	
	05/19/2022	R		cwtaylor	TAYLOR, CHARLES W	rmahalinga	
	07/25/2022	s	1012	90	Closed	lmuniz	
	07/25/2022	s	1012	104	Sent to Licensing Section	lmuniz	
	07/26/2022	s	1012	106	Sent to Directors office	ddonaldson	
	05/19/2022	S	1012	20	Under Investigation	rmahalinga	
	05/19/2022	S	1012	10	Initial Review	rmahalinga	
Allegation:	Code	Descriptio	n				

WAVR Waiver of Crim. Conv. or Other Offenses

July 26, 2022 15:09

nfa5 - Chronology Report

Page 2 of 2

								FA	Q Help	Sign O
VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enfo	orcement	Report
Complaint S Update N	earch lass Status		ecording License Public Case In		elete Com	plaint	Mass Activity U	pdate	Mass D	iscipline
Domain 10 - C	Division of	Pari-Mu	utuel Wagering	i.					Logged in	as: imun i
VR Home >	Complaint	Search	> Maintain Cor	nplaint						
	1012 - Card Occupatio		mployee		Status	104 Sen Licensin Section	ng	Statu	us Date 07	/25/2022
Complaint #	202202462	20 (Case Type CMP	plaint Di	isposition		Dis	positio	n Date	
Docket#		Re	sco espondent MOT ANT		sponsible	ddonald DONALI DAVID				ivate Ise
Complaint	Respor	ndent	Complainant	Addt'l Info						
Source	LIC - Lice	nsee	Security Le	evel 1			Parties		Activiti	es
Form	WALK - W	/alk-in	Prio	ority		V	Allegations		Discipl	ine
Class'n	IIIB - Waiv	ers/	Comple	xity R - Re	gular		Violations	1 - [Complia	nce
Security	STND - St	andard	fncio	lent 05/12/2	2022					
	CR - Cent Region	ral	Recei	ved 05/19/2	2022		Related		Disposit	tion
Reference							Costs	1		
Entered	05/19/202	2	Entered	By rmaha l	linga			1 E		
Summary	06	5/21/202	E: September 1 2 - Waiver inter -Orange Park k	view cond	ucted		me Tracking ttachments		Auto Ass Histor	
Updated			-	By imuniz	•		Work Notes		Print Rep	oort
		Change	s S	ave	0	K	Cancel		Bac	k

[&]amp; Get Adobe Reader

ROUTING SLIP REQUEST FOR WAIVER

Case No: 2022 02 4620 (APPLICANT'S NAME - LICENSE #) 1012 - Cardroom Employee Occupational – Chip Runner 148 - Orange Park Occupation Code and Job Title Facility (d/b/a name) 90-DAY RESPONSE DEADLINE: **SEPTEMBER 19, 2022** Investigations Section: Reviewed by Steve Kogan S.Kogan 7/25/2022 (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: D. Donaldson 7/26/22 G. Ricks 8/2/22 (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 [X] No If yes, in what jurisdiction? (Initial & Date) Executive Director: [] Prepare Waiver or [√] Prepare File for Commission Review Comments: Investigative Findings: October 5, 2012 Clay County Sheriff's Office, FL - Burglary Structure or Conveyance (6 counts) - Felony, and Petit Theft - Pled Guilty -Adjudication Withheld for the Burglary, Adjudicated Guilty on the Petit Theft on November 21, 2012 - 2 Years' Probation, Restitution of \$43, and 200 hours of community service - VOP on 8/11/2014 Adjudged Guilty and sentenced to 60 months imprisonment with credit for 377 days served. Sentence to run concurrent with case listed below. July 31, 2015 Jacksonville Sheriff's Office, FL - Burglary (Becomes Armed), Dealing in Stolen Property, and False Information to Pawn Shop -Felonies - Pled Guilty - Convicted on January 13, 2014 - 3 Years State Prison with Credit for 166 days served. Fines totaling \$766, currently in collections.

Prison) with 377 days credited time served.

Clay County Sheriff's Office, FL - Burglary Structure or Conveyance (10 counts) - Felony and Petit Theft (Misdemeanor) - Pled Guilty -Convicted on August 11, 2014 - 60 months in FSP (Florida State

May 29, 2014

RE: <u>SCOTT</u>, <u>MOTYK A. – 13183649</u>

ROUTING SLIP

REQUEST FOR WAIVER

RE: SCOTT, MOTYK A. – 13183649 Case No: 2022 02 4620 (APPLICANT'S NAME – LICENSE #)

90-DAY DEADLINE

Licensing Section:

SEPTEMBER 19, 2022

(DATE

Investigations Section:	A
Reviewed by Steve Kogan	July 25, 2022
-	(Initial & Date)

The attached "Request for Walver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Rondall Kitchens Application Processor	Facility (d/b/a name)	Le 1012 - Chip Runter Occupation/Job Title
Reviewed by <u>David Do</u>	onaldson	(Initial & Date) 7 126 22 Shalls
Is the applicant currently und license by any gaming or rac	ler suspension, has unpaid fir ing jurisdiction?	nes, or has been refused a
	Yes	
Office of Director:		
Reviewed by Director	/Initio	I & Date)
Prepare Waiver Prepare Denial	· ·	i & Date)
Comments:		
leave estimation. Finally w		

Investigative Findings:

October 5, 2012

Clay County Sheriff's Office, FL - Burglary Structure or Conveyance (6 counts) - Felony, and Petit Theft - Pled Guilty - Adjudication Withheld for the Burglary, Adjudicated Guilty on the Petit Theft on November 21, 2012 - 2 Years' Probation, Restitution of \$43, and 200 hours of community service - VOP on 8/11/2014 Adjudged Guilty and sentenced to 60 months imprisonment with credit for 377 days served. Sentence to run concurrent with case listed below.

July 31, 2013

Jacksonville Sheriff's Office, FL - Burglary (Becomes Armed), Dealing in Stolen Property, and False Information to Pawn Shop – Felonies – Pled Guilty – Convicted on January 13, 2014 - 3 Years

^{*}Please attach Routing Slip to front of case file

ROUTING SLIP

REQUEST FOR WAIVER

RE: SCOTT, MOTYK A. - 13183649

(APPLICANT'S NAME - LICENSE #)

Case No: 2022 02 4620

State Prison with Credit for 166 days served. Fines totaling \$766,

currently in collections.

May 29, 2014

Clay County Sheriff's Office, FL – Burglary Structure or Conveyance (10 counts) – Felony and Petit Theft (Misdemeanor) – Pled Guilty – Convicted on August 11, 2014 – 60 months in FSP (Florida State

Prison) with 377 days credited time served.

Cardroom Brush

^{*}Please attach Routing Slip to front of case file



Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of Compla		Case Number:			
PMW	NORTHERN	May 1	19, 2022 202 4620				
Respondent:			Complainant:				
SCOTT, MOTYK	Α.		STATE OF FLORIDA,				
2783 Spoonbill Tra	ail		1	OF BUSINESS AND			
Orange Park, Flori	ida 32073		PROFESSIONAL				
			DIVISION OF PA	RI-MUTUEL WAGERING			
Cell Phone:(
License # / Type:		Profession:		Report Date:			
, ,,	649 / 1012		Runner	June 22, 2022			
Period of Investiga	ition:		Type of Repor				
May 19, 2022 thro	Final						
Basis of Investigation: This investigation is predicated upon MOTYK SCOTT's State of Florida Cardroom							
Individual Occupat	ional License applicat	ion dated April 27	⁷ , 2022.				
adjudication withhe SCOTT listed a 20	eld for any crime, or pl	ead guilty or nolo or Burglary of a S	contendere to any tructure in Clay Co	been convicted of or had criminal charges against you?" unty, Florida and a 2013 felony by, Florida.			
Upon receipt of SC include additional of		it was determined	I that SCOTT need	ed to amend his application and			
On May 12 2022	SCOTT submitted an	amended applica	tion and a Reques	t for Waiver			
On May 12, 2022,	ooo ii babiiiittoa aii	аттопаса аррпса	don and a reques	tioi vvalvei.			
Related Case:							
Investigations Spec	cialist II / Date		Approved by Invest	tigator Supervisor / Date			
Isl Call Lyl	۷.		1st C. Dent Warting				
Charles W. Taylor / June 22, 2022 C. Derek Washington / July 22, 2022							
Chief of Investigation	ons / Date						
A Stara.	E. Koyan						
Steven E. Kogan	/ July 25, 2022						

CASE NUMBER: 2022 02 4620

CONTINUATION

CRIMINAL HISTORY

			Arrest 1			
Date of Arrest: Arresting A 10/5/2012 Clay County			Agency: by Sheriff's Office, FL			
			OFFENSE			
			CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Petit Theft		Misdemeanor	Guilty	Guilty	11/21/2012
2 Burglary Structure or Conveyance (6 Counts)		Felony	Guilty	Adj. Withheld	11/21/2012	
3						
4						

SENTENCE

2 Years' Probation, Restitution of \$43, 200 hours of Community Service, no contact with victims, and write a letter of apology.

Additional Information: VOP on 8/11/2014 due to arrests listed below. Adjudged Guilty and sentenced to 60 months imprisonment with credit for 377 days served. Sentence to run concurrent with cases listed below.

	Arrest 2						
Date of Arrest: Arresting Agence 7/31/2013 Jacksonville She							
			OFFENSE				
			CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Burglary Arme	d	Felony	Guilty	Adj. Guilty	01/13/2014	
2	2 Dealing in Stolen Property		Felony	Guilty	Adj. Guilty	01/13/2014	
3 False Information Pawn <\$300		Information Pawn <\$300 Felony		Guilty	Adj. Guilty	01/13/2014	
4							

SENTENCE

3 Years State Prison with Credit for 166 days served. Fines totaling \$766. Currently in collections.

Additional Information:	

FGCC INVESTIGATIVE REPORT

CASE NUMBER: 2022 02 4620

CONTINUATION

CRIMINAL HISTORY

			Arrest 3			
Date of Arrest: Arresting Agend 05/29/2014 Clay County She						
			OFFENSE			
			CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Burglary Struct (10 counts)	ure or Conveyance	Felony	Guilty	Adjudicated Guilty	08/11/2014
2	Petit Theft (5 c	ounts)	Misdemeanor	Guilty	Adjudicated Guilty	08/11/2014
3						
4						

SENTENCE	
60 months in FSP (Florida State Prison) with 377 days credited time served.	
of months in For (Florida State Frison) with 577 days credited time served.	

Additional Information: VOP on 8/11/2014 related to the 10/5/2012 arrest listed above. Adjudged Guilty and sentenced to 60 months imprisonment with credit for 377 days served. Sentence to run concurrent with case listed above.

		Arrest 4			
Date of Arrest:	Arresting Agency	:			
		OFFENSE			
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1					
2					
3					
4					

SENTENCE	
Additional Information:	

CASE NUMBER: 2022 02 4620

CONTINUATION

ADDITIONAL LICENSE

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		Х
Does the Applicant possess an Occupational License from other jurisdictions?		Х

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction	Jurisdiction:		
				YES	NO	
Has License ever	been suspended or	r revoked?				
Was any derogat	ory information rece	ived?				
Additional Comm	ents:		***			

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdi	y or Jurisdiction:		
				YES	NO	
Has License ever	been suspended or	revoked?				
Was any derogat	ory information rece	ived?				
Additional Comm	ents:					

Date Licensed:	Expiration Dated:	License #: Agency or J		or Jurisdiction:		
				YES	NO	
Has License ever	been suspended or	revoked?				
Was any derogat	ory information recei	ved?				
Additional Comm						

Date Licensed:	Expiration Dated:	License #:	Agency or Juris	or Jurisdiction:		
				YES	NO	
Has License ever	been suspended or	revoked?				
	ory information recei					
Additional Comm	ents:			***************************************	_	

FGCC INVESTIGATIVE REPORT

CASE NUMBER: 2022 02 4620

CONTINUATION

WAIVER INTERVIEW

		YES	NO	
Was a Waiver Interview Conducted?	Х			
Date of Interview:	Location of Interview:			
June 21, 2022		Best Bet Jacksonville		
		YES	NO	
Was the applicant cooperative?		Х		
Additional Comments: N/A				

SUMMARY OF INTERVIEW:

During his interview, Mr. **SCOTT** indicated that when he was growing up, he hung around his neighborhood friends who were all bad news and troublemakers. He was forthcoming with the information about how he and his friends would go and burglarize cars for fun. Mr. **SCOTT** stated that a couple of his friends are serving life sentences. He said he never thought the things he did as a kid would have affected his life as much as it has, and that he takes full responsibility for his actions and would like another chance to get his life together. Mr. **SCOTT** also said he has no contact with his old friends.

Mr. **SCOTT** then discussed his love for poker and that he has a knack for dealing and playing the game, and he wants nothing more than to earn a steady paycheck, pay his bills and be around the game of poker full time. Mr. **SCOTT** has provided some reference letters from people who know him and looks forward to receiving his license and working in the poker industry for a long time.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **SCOTT.** (**EXHIBIT #4**)

Case Status: Investigations case closed and case forwarded to Licensing.

FGCC INVESTIGATIVE REPORT

CASE NUMBER: 2022 02 4620

CONTINUATION

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	2. Legal Documents 1. Arrest 5-29-2014 1-59 2. Arrest 7-31-2013 60-66 3. Arrest 10-5-2012 67-137 4. Dept of Corrections 138-140
	3. Rap Sheet
	4. Supporting Docs: ARCI / Def. Letter / Other

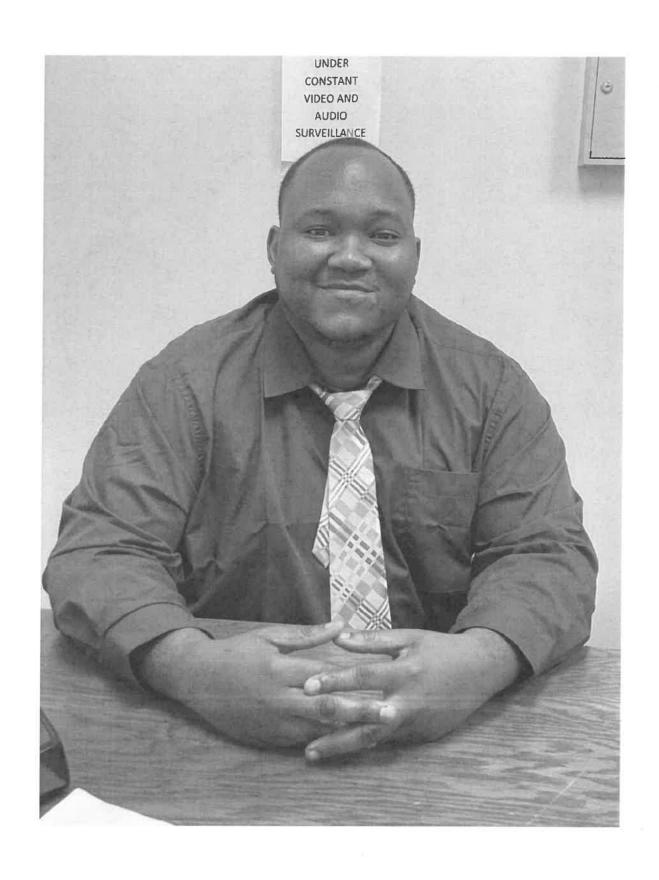


EXHIBIT #1 Page 1 of 6

DBPR PMW-3180 - Request for Waiver



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

www.myfloridalicense.com

TO: MOTYK ANTHONY SCOTT Full Legal Name of Applicant



13183649 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 adjudgation 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.
and fingerprint	request a waiver, please sign this form below and return it with your completed application license, fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver.

UNTIL YOU ARE LICENSED:

- You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Signature of Applicant

5 / 17 / 22. 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.

Page 1 of 1

EXHIBIT # 1... PAGE # 5-6

Department of Business and Professional Regulation Division of Parl-Mutuel Wagering DBPR PMW-3120 -- Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the sease labeled "For Division Use Only."

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If yes, list the name or names used:						-	
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DBPR PMW-3120, Effective September 2020, Rule 610-5.001, F.A.C.

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DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

EXHIBIT # / PAGE # 3-6 Entity number: 13/83649

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DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.



Domain 10 - Division of Pari-Mutuel Wagering

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Departr t of Business and Professional Regulation Jivision of Pari-Mutuel Wagering

Licensing Administrator Review - PMW Occupational License

Case No: 2022 02 4620

SCOTT, MOTYK ANTHONY - 13183649

RE:

(API	PLICANT'S NAME-L	ICENSE #)	_		
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07/31/2013	Duval County, FI	Deal Stolen Property		F2	Guilty
07/31/2013	Duval County, FI	False Info Pawn Less		F3	Guilty
05/29/2014	Clay County, FI	Burg Struct or Convey		F3	Guilty
05/29/2014	Clay County, FI	Petit Theft Less 300 De	ol X2 counts	M1	Guilty
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Summary Charges

Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 13AF059011AC

Agency: STATE ATTORNEY'S OFFICE Status Date: 8/11/2014

Total Fees Due: 0.00 Custody Location: Department of Corrections

Agency Report #: 2014-014559

Count Description Disposition Burglary of Structure or Conveyance (810.02(4)(b)) Guilty

Offense Date Initial Status Date OBTS # 08/25/2012 05/29/2014 1001109492 2 Petit Theft (812.014(3)(a)) Guilty

Offense Date Initial Status Date OBTS # 08/25/2012 05/29/2014 1001109492

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Summary Charges

Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 13CF059009AC

Agency: STATE ATTORNEY'S OFFICE

Status Date: 8/11/2014 Total Fees Due: 0.00

Custody Location: Department of Corrections

Agency Report #: 2014-014559

Count Description Disposition

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Summary Court Type: Circuit Felony Count Description Disposition Judge: LESTER, DON H.

SAO Case #: 13AF059008AC

Agency: STATE ATTORNEY'S OFFICE Status Date: 8/11/2014

Total Fees Due: 0.00

Custody Location: Department of Corrections

Agency Report #: 2014-014559

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SAO Case #: 13AF059005AC

Agency: STATE ATTORNEY'S OFFICE

Judge: LESTER, DON H.

Court Type: Circuit Felony

Status Date: 8/11/2014 Total Fees Due: 0.00

Custody Location: Department of Corrections Agency Report #: 2014-014559

Count Description 1 Burglary of Structure or Conveyance (810.02(4)(b))

Disposition Guilty

Offense Date Initial Status Date OBTS# 08/25/2012 05/29/2014

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digest=qdC9SZ2g%2B8UqBEwGaHMWKw) (/CourtCase.aspx/Details/13760577 digest=qdC9SZ2g+8UqBEwGaHMWKw) (1993)

Summary Charges

Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 13AF059004AC

Agency: STATE ATTORNEY'S OFFICE Status Date: 8/11/2014

Total Fees Due: 0.00

Custody Location: Department of Corrections

Agency Report #: 2014-014559

Count Description

Burglary of Structure or Conveyance (810.02(4)(b))

Offense Date Initial Status Date OBTS # 08/25/2012 05/29/2014 1001109492

Burglary of Structure or Conveyance (810.02(4)(b)) Offense Date Initial Status Date OBTS #

08/25/2012 05/29/2014 1001109492 3 Petit Theft 1st Degree (> \$100.00 < \$300.00) (812.014(2)(e)) Guilty

> Initial Status Date VIEW CASE (/CourtCase.aspx/Details/1376057? digest=qdC95Z2g%2B8UqBEwGaHMWKw)



Disposition

Guilty

Guilty

OBTS #

SUMMARY (NAME		TYPE CASE NU	MBER	STAT
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Court Type: Circuit Felony		Count Description		Disposit	ion
Judge: LESTER, DON I SAO Case #: 13CF059000A0		1 Burglary of Struct	ure or Conveyance (810.02(4)(b))	Guilty	
Agency: CLAY COUNTY		Offense Date	Initial Status Date	OBTS #	
Status Date: 8/11/2014		08/25/2012	05/29/2014	1001109492	
Total Fees Due: 0.00		2 Burglary of Struct	ure or Conveyance (810.02(4)(b))	Guilty	
Custody Location: Department of Agency Report #: 2014-014559	f Corrections	Offense Date	Initial Status Date	OBTS #	
Agency Report W. 2014-014339		08/25/2012	05/29/2014	1001109492	
		3 Petit Theft 1st De	gree (> \$100.00 < \$300.00) (812.014(2)(e)) Guilty	
		Offense Date	Initial Status Date	OBTS #	
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digest=sQobkpSigvRI4RoHm5jDrQ) Summary	(1993)	Charge	digest-sQo	bkpslgvRI4RoHm5jDrQ)	
Court Type: Circuit Felony	777	Charges			
Judge: LESTER, DON H	ı.	Count Description		Dispositi	ion
SAO Case #: 12-067704			ire or Conveyance (810,02(4)(b))	Guilty	
Agency: CLAY COUNTY: Status Date: 8/11/2014	SHERIFFS OFFICE	Offense Date	Initial Status Date	OBTS #	
Total Fees Due; 0.00		10/05/2012	10/12/2012	1001096504	
Custody Location: Department of Agency Report #: 2014-014555	Corrections	VIEW CASE (/Court	Case.aspx/Details/1315961?diges	t=sQobkpSlgvRI4RoHm5jDr	Q)
(/CourtCase.aspx/Details/1315750? digest=F2mvSxl6hN4vB7EBPGzz/Q)	SCOTT, MOTYK ANTHONY (/P: caseID=1315750@attorney=Fa (1993)	arty.aspx/lindex/635099? alse&digest=d7%2BImVPxkz5K1Z%	2012CF0022 2B6g8R9GA) DEFENDANT (/COURTCAS:	293 e.aspx/Details/1315750? vSxl6hN4vB7EBPGzz%2FQ)	CLOS
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SAO Case #: 12-067497 Agency: CLAY COUNTY Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315247? digest=rVYpAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066614 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315245? digest=irp8sdRG4AlAO/AqmvKeoA) Summary Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 12-066588	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315247@attorney=Fall) . Y'S OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315245@attorney=Fall(1993)	1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court Description 1 Burglary of Structu Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 3 Petit Theft 1st Deg Offense Date 10/05/2012 4 VIEW CASE (/Court Description Offense Date 10/05/2012 5 VIEW CASE (/Court Description Auty.aspx/Index/6350999 Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structur	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest (B6g8R9GA) DEFENDANT (/CourtCase digest=r/V/p) re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 ree (> \$100.00 < \$300.00) (812.014(2) Initial Status Date 10/06/2012 Case.aspx/Details/1315247?digest B6g8R9GA) DEFENDANT 2012CF0022 (/CourtCase digest=lip8s	Guitty OBTS # 1001096654 =F2mvSxl6hN4vB7EBPGzz3 231 aspx/Details/1315247? AywPfH4q1sbFQdwseg) Disposi Guilty OBTS # 1001096507 =rVVpAyMPfH4q1sbFQdwse 29 aspx/Details/1315245? dRG4AlAO%2FAqmVKeoA) Dispositio	cLossition cLossi
SAO Case #: 12-067497 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315247? digest=rVVpAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066614 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315247@attorney=Fall) . Y'S OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315245@attorney=Fall(1993)	1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court Description 1 Burglary of Structu Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 2 VIEW CASE (/Court Description Offense Date 10/05/2012 VIEW CASE (/Court Description Charges Count Description	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest B6g8R9GA) DEFENDANT Pre or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 Pre (> \$100.00 < \$300.00) (812.014(2)(b)) Initial Status Date 10/06/2012 Case.aspx/Details/1315247?digest 2012CF0022 B6g8R9GA) DEFENDANT 2012CF0022 C/CourtCase digest=Ifp8s	Guitty OBTS # 1001096654 =F2mvSxl6hN4vB7EBPGzz3 231 aspx/Details/1315247? AywPfH4q1sbFQdwseg) Disposi Guilty OBTS # 1001096507 =rVVpAyMPfH4q1sbFQdwse 29 aspx/Details/1315245? dRG4AIAO%2FAqmVKeoA) Dispositio Guitty OBTS #	cLossition cLossi
SAO Case #: 12-067497 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315247? digest=rVVpAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066614 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315247@attorney=Fa(1993) LYS OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315245@attorney=Fa(1993) HERIFFS OFFICE	1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court arty,aspx/Index/635099? Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 VIEW CASE (/Court arty,aspx/Index/635099? Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest (B6g8R9GA) DEFENDANT (/CourtCase digest=r/V/p) re or Conveyance (810.02(4)(b))	Guitty OBTS # 1001096654 =F2mvSxl6hN4vB7EBPGzz3 231 = aspx/Details/1315247? AywPfH4q1sbFQdwseg) Disposi Guilty OBTS # 1001096507 =rVVpAyMPfH4q1sbFQdwse 29 aspx/Details/1315245? dRG4AlAO%2FAqmVKeoA) Dispositio Guitty OBTS # 1001096506	cLOS (CLOS)
SAO Case #: 12-067497 Agency: CLAY COUNTY Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 C: (/CourtCase, aspx/Details/1315247? digest=rVVpAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066614 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 C: (/CourtCase.aspx/Details/1315245? digest=irp8sdRG4AlAO/AqmVKeoA) Summary Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 12-066588 Agency: CLAY COUNTY S Status Date: 8/11/2014	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315247@attorney=Fa(1993) LYS OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315245@attorney=Fa(1993) HERIFFS OFFICE	1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court arty,aspx/Index/635099? Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 VIEW CASE (/Court arty,aspx/Index/635099? Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest B6g8R9GA) DEFENDANT (/CourtCase digest=rVVp re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 ree (> \$100.00 < \$300.00) (812.014(2 Initial Status Date 10/06/2012 Case.aspx/Details/1315247?digest 2012CF0022 B6g8R9GA) DEFENDANT (/CourtCase digest=Ifp8s	Guitty OBTS # 1001096654 =F2mvSxl6hN4vB7EBPGzz3 231 = aspx/Details/1315247? AywPfH4q1sbFQdwseg) Disposi Guilty OBTS # 1001096507 =rVVpAyMPfH4q1sbFQdwse 29 aspx/Details/1315245? dRG4AlAO%2FAqmVKeoA) Dispositio Guitty OBTS # 1001096506	cLOS (CLOS)
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SAO Case #: 12-067497 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315247? digest=r/VpAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066614 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315245? d/gest=ifp&sdRG4AlAO/AqmVKeoA) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066588 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Output Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066588 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Output Country S Status Date: Department of Output Country S Status Date: Department of Output Country S Status Date: 0.00 Custody Location: Department of Output Country S Status Date:	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pr. caselD=1315247&attorney=Fa (1993)	1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court arty,aspx/Index/635099? Isetidigest=d7%28lmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 VIEW CASE (/Court Inty,aspx/Index/635099? Isetidigest=d7%28lmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court Inty,aspx/Index/635099? Inty,as	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest 2012CF0022 (/CourtCase digest=rVVp re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 ree (> \$100.00 < \$300.00) (812.014(2 Initial Status Date 10/06/2012 Case.aspx/Details/1315247?digest 2012CF0022 Bég8R9GA) DEFENDANT (/CourtCase digest=lip8s re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 Case.aspx/Details/1315245?digest=	Guitty OBTS # 1001096654 =F2mvSxt6hN4vB7EBPGzz3 231 - aspx/Details/1315247? - AywPfH4q1sbFQdwseg) Disposition OBTS # 1001096507 =rVVpAyWPfH4q1sbFQdwse 29 - aspx/Details/1315245? dRG4AlAO%2FAqmVKeoA) Disposition Guitty OBTS # 1001096506 =Ifp8sdRG4AlAO%2FAqmVKeoA)	cLos itton CLos CLos
SAO Case #: 12-067497 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315247? digest=r/YpAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066614 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315245? digest=ifp8sdRG4AlAO/AqmvKeoA) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066588 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2012-037677 (/CourtCase.aspx/Details/1315244? digest=6Koys1gwSTyHbbgeGur+cw) Summary Court Type: Circuit Felony Judge: LESTER, DON H.	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315245&attorney=Fall(1993) SCOTT, MOTYK ANTHONY (/PacaselD=1315245&attorney=Fall(1993) HERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/PacaselD=1315244&attorney=Fall(1993)	1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court arty.aspx/Index/635099? Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 VIEW CASE (/Court Inty.aspx/Index/635099? Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court Offense Date 10/05/2012 VIEW CASE (/Court Offense Date 10/05/2012 VIEW CASE (/Court Offense Date 10/05/2012 Charges Count Description Try.aspx/Index/635099? Index/635099? Index/63509999? Index/6350999? Index/63509999? Index/63509999? Index/6350999999999999999999999999999999999999	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest 2012CF0022 (/CourtCase digest=r/V/p re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 ree (>\$100.00 < \$300.00) (812.014(2 Initial Status Date 10/06/2012 Case.aspx/Details/1315247?digest 2012CF0022 (/CourtCase digest=lfp8s re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 Case.aspx/Details/1315245?digest re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 Case.aspx/Details/1315245?digest=footnote 10/05/2012 Case.aspx/Details/1315245?digest=footnote 10/05/2012 Case.aspx/Details/1315245?digest=footnote 10/05/2012 Case.aspx/Details/1315245?digest=footnote 10/05/2012 Case.aspx/Details/1315245?digest=footnote 10/05/2012 Case.aspx/Details/1315245?digest=footnote 10/05/2012	Guitty OBTS # 1001096654 ==FZmvSxl6hN4vB7EBPGzz1 231 - aspx/Details/1315247? - AyyMPfH4q1sbFQdwseg) Disposi Guilty OBTS # 1001096507 ==rVVpAyMPfH4q1sbFQdwse 29 - aspx/Details/1315249? - dryddyddyddyddyddyddyddyddyddyddyddyddyd	cLos itton CLos CLos
SAO Case #: 12-067497 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315247? digest=rVypAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066614 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315245? digest=ifp8sdRG4AlAO/AqmVKeoA) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066588 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2012-037677 (/CourtCase.aspx/Details/1315244? digest=6Koys1gwSTyHbbgeGur+cw) Summary Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 12-066554	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pr. caselD=1315247&attorney=Fa (1993) YS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pa caselD=1315245&attorney=Fa (1993) HERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pa caselD=1315244&attorney=Fa (1993)	1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court arty.aspx/Index/635099? Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 VIEW CASE (/Court Inty.aspx/Index/635099? Ise&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structu Offense Date 10/05/2012 VIEW CASE (/Court Offense Date 10/05/2012 VIEW CASE (/Court Offense Date 10/05/2012 VIEW CASE (/Court Offense Date 10/05/2012 Charges Count Description 1 Burglary of Structur Offense Count Offense Date 10/05/2012 Se&digest=d7%2BlmVPxkz5K12%2 Charges Count Description 1 Burglary of Structur Offense Date 10/05/2012	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest 2012CF0022 (/CourtCase digest=rVVp re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 ree (~\$100.00 <\$300.00) (812.014(2 Initial Status Date 10/06/2012 Case.aspx/Details/1315247?digest 2012CF0022 B6g8R9GA) DEFENDANT (/CourtCase digest=lip8s re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 Case.aspx/Details/1315245?digest- 10/05/2012	Guitty OBTS # 1001096654 ==FZmvSxl6hN4vB7EBPGzz1 231 - aspx/Details/1315247? - AyyMPfH4q1sbFQdwseg) Disposi Guilty OBTS # 1001096507 ==rVVpAyMPfH4q1sbFQdwse 29 - aspx/Details/1315249? - dryddyddyddyddyddyddyddyddyddyddyddyddyd	cLos itton CLos CLos
SAO Case #: 12-067497 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315247? digest=rVVpAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066514 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315245? digest=ifp8sdRG4AlAO/AqmVKeoA) Summary Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 12-066588 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2012-037677 (/CourtCase.aspx/Details/13152447 digest=6Koys1gwSTyHbbgeGur+cw) Summary Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 12-066554 Agency: CLAY COUNTY SI	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pr. caselD=1315247&attorney=Fa (1993) YS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pa caselD=1315245&attorney=Fa (1993) HERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pa caselD=1315244&attorney=Fa (1993)	1 Burglary of Structur Offense Date 10/05/2012 VIEW CASE (/Court Description 1 Burglary of Structur Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 3 VIEW CASE (/Court Description 1 Burglary of Structur Offense Date 10/05/2012 4 VIEW CASE (/Court Description 1 Burglary of Structur Offense Date 10/05/2012 Charges Count Description 1 Burglary of Structur Offense Date 10/05/2012 VIEW CASE (/Court Description 1 Burglary of Structur Offense Date Count Description 1 Burglary of Structur Offense Date	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest 2012CF0022 (/CourtCase digest=r/Vp re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 ree (>\$100.00 < \$300.00) (812.014(2 Initial Status Date 10/06/2012 Case.aspx/Details/1315247?digest B6g8R9GA) DEFENDANT 2012CF0022 (/CourtCase digest=ifp8s re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 Case.aspx/Details/1315245?digest=fip8s re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 Case.aspx/Details/1315245?digest=fip8s B6g8R9GA) DEFENDANT (/CourtCase digest=6Koys re or Conveyance (810.02(4)(b)) Initial Status Date	Guitty OBTS # 1001096654 ==FZmvSxl6hN4vB7EBPGzz3 231 - aspx/Details/1315247? - AyyMPfH4q1sbFQdwseg) Disposition Guilty OBTS # 1001096507 ==FVVPAyMPfH4q1sbFQdwse 29 - aspx/Details/1315249? dRG4AIAO%2FAqmVKeoA) Disposition Guitty OBTS # 1001096506 =ifp8sdRG4AIAO%2FAqmVKeoA) Disposition Guitty OBTS # 1001096506	cLOSS CLOSS CLOSS CLOSS CLOSS
SAO Case #: 12-067497 Agency: CLAY COUNTY Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315247? digest=rVVpAyMPfH4q1sbFQdwseg) Summary Court Type: Circuit Felony Judge: LESTER, DON H SAO Case #: 12-066614 Agency: STATE ATTORNE Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2014-014555 (/CourtCase.aspx/Details/1315245? digest=ifp8sdRG4AlAO/AqmVKeoA) Summary Court Type: Circuit Felony Judge: LESTER, DON H. SAO Case #: 12-066588 Agency: CLAY COUNTY S Status Date: 8/11/2014 Total Fees Due: 0.00 Custody Location: Department of Agency Report #: 2012-037677 Custody Location: Department of Legency Report #: 2012-037677 Custody Legency Report #: 2012-037677	SHERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pr. caselD=1315247&attorney=Fa (1993) YS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pa caselD=1315245&attorney=Fa (1993) HERIFFS OFFICE Corrections SCOTT, MOTYK ANTHONY (/Pa caselD=1315244&attorney=Fa (1993)	1 Burglary of Structure Offense Date 10/05/2012 VIEW CASE (/Court Description 1 Burglary of Structure Offense Date 10/05/2012 2 Petit Theft 1st Deg Offense Date 10/05/2012 3 VIEW CASE (/Court Description 1 Burglary of Structure Offense Date 10/05/2012 4 VIEW CASE (/Court Description 1 Burglary of Structure Offense Date 10/05/2012 VIEW CASE (/Court Offense Date 10/05/2012 VIEW CASE (/Court Offense Date 10/05/2012 Description 1 Burglary of Structure Offense Date 10/05/2012 Charges Count Description 1 Burglary of Structure Offense Date 10/05/2012	Initial Status Date 10/11/2012 Case.aspx/Details/1315750?digest 2012CF0022 (/CourtCase digest=rVVp re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 ree (~\$100.00 <\$300.00) (812.014(2 Initial Status Date 10/06/2012 Case.aspx/Details/1315247?digest 2012CF0022 B6g8R9GA) DEFENDANT (/CourtCase digest=lip8s re or Conveyance (810.02(4)(b)) Initial Status Date 10/05/2012 Case.aspx/Details/1315245?digest- 10/05/2012	Guitty OBTS # 1001096654 ==FZmvSxl6hN4vB7EBPGzz21 231 - aspx/Details/1315247? - AyyMPfH4q1sbFQdwseg) Disposition Guilty OBTS # 1001096507 ==FVVpAyMPfH4q1sbFQdwse 29 - aspx/Details/1315249? dRG4AIAO%2FAqmVKeoA) Disposition Guitty OBTS # 1001096506 =Ifp8sdRG4AIAO%2FAqmVKeoA) Disposition Guitty OBTS # 1001096506 Disposition Guilty OBTS # 1001096506	CLOSE CLOSE

SUMMARY	NAME			0	PARTY TYPE	CASE N	UMBER	STATUS
(/CourtCase.aspx/Details/1315243? digest=PBX/hxUbZDa0pwE7GMYwWg)	SCOTT, MOTYK ANTHONY (/PacaseID=1315243&attorney=Fa(1993)			5K1Z%2B6g8R9GA	DEFENDANT		102227 Case.aspx/Details/1315243? BX%2FhxUbZDa0pwE7GMYwWg	CLOSED
Summary		Charge	5			-		***************************************
Court Type: Circuit Felony Judge: LESTER, DON H.		Coun	t Description	1			Disposit	tion
SAO Case #: 12-066878		_1_	Burglary of	Structure or Conv	eyance (810.0	72(4)(b))	Guilty	
Agency: CLAY COUNTY 5H	ERIFFS OFFICE	(Offense Date	In	itial Status D	ate	OBTS #	
Status Date: 8/11/2014		1	0/05/2012	10	/05/2012		1001096509	
Total Fees Due: 0.00 Custody Location: Department of Co Agency Report #: 2014-014555	orrections				E (/CourtCas BX%2FhxUbZ		Petails/1315243? 'GMYwWg)	2
(/CourtCase.aspx/Details/1268806? digest=3y6NZA7N3eW1sYOKWMvdZA)	SCOTT, MOTYK ANTHONY (/Pa caseID=1268806&attorney=Fat (1993)	rty.aspx/Inc Ise&digest=c	iex/635099? 17%2BImVPxkz	5K1Z%2B6g8R9GA	DEFENDANT	2011CTO (/CourtC digest=3	02370 ase.aspx/Details/1268806? y6NZA7N3eW1sYOKWMvdZA)	CLOSED
Show 50 ventries						First	Previous 1 Next	Last
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DIVAL County Clerk of Court

Piea Status Level Action Minimum Fine				C	ase 16-2013-	CF-0071	98-AXXX-	MA					
SAO Number 13C/CH6292AD		Agency		JSO			Department	:		Fe	lony		
File Date		Division		CR-B			Case Status	3		DIS	POSED		
Number N		SAO Number		13CF048292AD			Offense Date	e	5/10/2013				
	***	File Date		8/1/2013		Incident Number				2013316569			
Parties		Judge Name		BLAZS, KEVIN		Officer							
Name DOB DL ID # Party Type Address	9	State Attorney		Giglio, Richard Jame	S	P	ublic Defend	er		Sermons, M	arkus An	kuan	
NOTICE ANTHONIC SCOTT DEFENDANT 1745 WPILS 8D APT # 203			***************************************			Parties			***************************************			TRESSE del stabilistación tolques e decembro/polonymes y y	
DEFINIQUE 1745 WHILS 8D APT # 303 ORANGE PARK, FL32073		Name ,	/ DOB / DL / ID a	## #						Address			
Address		Offend	der: 2013-020384	I.									
Public Defender's Office Jacksonville, Pt					Д	Attorneys							
Public Defender (74420) Dacksonville, FL			Attorney				Addı	ress			For	Parties	
State Attorney (46125) State Attorney's Office Jacksonville, FL		Sern Publ	nons, Markus Ank ic Defender (744	(uan									
Trible	Giglio, Richard James State Attorney's Office												
Trilled Prosecutor Count	7				J								
Statute # Statute # Statute Description w/Qualifier		Initial		1		Charges				Court			
Plea Status Level Action Minimum Fine	Statute #						Statute Des	cription w/Qu	ıalifier				
Same	Count	PI	ea	Stat	tatus Level			PRINCE A LABORATION OF THE PRINCE OF THE PRI	Action			Minimum Fine	
SAME		5810,0	2(2)(B)	BURGLARY - ARME	O/BECOMES ARME	D WITH D	ANGEROUS V	WEAPON			1		
SS39.001(8)(8)8A GIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS-FALSE ENTRY-VAL < \$300	1	GUI	ILTY	SAM	E		F1	ADJUD	ICATED GUILTY FINGERPRINTS	WITH		***	
SS39.001(8)(B)BA GIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS-FALSE ENTRY-VAL < \$300		S812.0	019(1)	DEALING IN STOLE	N PROPERTY								
SAME F3 ADJUDICATED GUILTY WITH FINGERPRINTS	2	GUI	LTY	SAM	E		F2			WITH			
GUILTY SAME F3 ADJUDICATED GUILTY WITH FINSERPRINTS	2	S539.001	A8(B)(8)	GIVING FALSE VERI	FICATION OF OW	NERSHIP (F PAWNED I	TEMS-FALSE	ENTRY-VAL < \$	300			
Date Description Assessed Paid Balance 08/01/2013 PD APP FEE (\$50) \$50.00 \$00.00 \$50.00 01/13/2014 FELONY A/DEFAULT CASE FEE b 7/1/09 \$716.00 \$0.00 \$716.00 Court Events Date Time Type Location Courtroom Cancelled 9/24/2013 9:00 AM PRETRIAL 3rd Floor 306 306 10/22/2013 9:00 AM FINAL PRETRIAL 3rd Floor 306 306 1/13/2014 9:00 AM JURY SELECTION 3rd Floor 306 306 Dockets Description Effective Entered Count Effective Entered	3	GUI	LTY	SAM	E		F3			WITH		964	
Date Description Assessed Paid Balance 08/01/2013 PD APP FEE (\$50) \$50.00 \$00.00 \$50.00 01/13/2014 FELONY A/DEFAULT CASE FEE b 7/1/09 \$716.00 \$0.00 \$716.00 Court Events Date Time Type Location Courtroom Cancelled 9/24/2013 9:00 AM PRETRIAL 3rd Floor 306 306 10/22/2013 9:00 AM FINAL PRETRIAL 3rd Floor 306 306 1/13/2014 9:00 AM JURY SELECTION 3rd Floor 306 306 Dockets Description Effective Entered Count Effective Entered						Fees							
PD APP FEE (\$50) \$50.00 \$0.00 \$50.00		Date		Des	scription		***************************************	A	ssessed	Paid	1	Balance	
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Description

Line / Document	Count	Effective Entered	Description	Pages	Image
1 D1		8/1/2013 8/2/2013	ARREST & BOOKING REPORT 2013-020384 7/31/2013	6	Availabl VOR, Rear to view
2	1	8/1/2013 8/2/2013	S810.02(2)(B) BURGLARY - ARMED/BECOMES ARMED WITH DANGEROUS WEAPON		
3	2	8/1/2013 8/2/2013	S812.019(1) DEALING IN STOLEN PROPERTY		
4	3	8/1/2013 8/2/2013	\$539.001(8)(8)(8)B GIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS-FALSE ENTRY-VAL > \$300		***************************************
5 D5		8/1/2013 8/2/2013	APPLICATION FOR CRIMINAL INDIGENT STATUS - FILED	1	Availabl
6 D6		8/1/2013 8/2/2013	DEFENDANT DECLARED INDIGENT, ORDER APPOINTING PUBLIC DEFENDER - FILED	1	Availabl
7 D7		8/1/2013 8/2/2013	FINDING OF PROBABLE CAUSE ,	1	Availabl
8		8/1/2013 8/2/2013	ARRAIGNMENT COURT DATE: 08/22/2013 SUBJECT TO CHANGE, CALL FOR VERIFICATION		
9	1	8/1/2013 8/2/2013	BOND SET AT \$50,003.00		
10	2	8/1/2013 8/2/2013	BOND SET AT \$15,003.00		
11	3	8/1/2013 8/2/2013	BOND SET AT \$15,003.00		
12		8/1/2013 8/2/2013	PD APP FEE 50,00 IMPOSED		
13	**	8/2/2013	FEES DUE: 8/2/2013		
15 D15		8/21/2013 8/21/2013 8/22/2013	ARRAIGNMENT COURT DATE: 08/29/2013 SUBJECT TO CHANGE, CALL FOR VERIFICATION MOTION FOR ADVERSARY PRELIMINARY HEARING	2	Available
16 D16	1	8/23/2013 8/23/2013	INFORMATION FILED S810.02(2)(B) BURGLARY - ARMED/BECOMES ARMED WITH DANGEROUS WEAFON	3	Must Register View on request
17	2	8/23/2013 8/23/2013	INFORMATION FILED S812.019(1) DEALING IN STOLEN PROPERTY		
18	3	8/23/2013 8/23/2013	INFORMATION FILED S539.001(8)(B)(8)A GIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS- FALSE ENTRY-VAL < \$300		
19		8/29/2013 8/29/2013	JUDGE BLAZS, KEVIN		
20		8/29/2013 8/29/2013	ASST. STATE ATTY. EMERT, REBECCA SWINDULL		
21		8/29/2013 8/29/2013	ASST. PUB. DEF. SERMONS, MARKUS ANKUAN	***************************************	
22	- [8/29/2013 8/29/2013	DEFENDANT PRESENT IN JAIL	1	

Line / Document	Count	Effective Entered	Description	Pages	Image
24	1	8/29/2013 1/13/2014	PLEA OF NOT GUILTY		
25	2	8/29/2013 1/13/2014	PLEA OF NOT GUILTY		
26	3	8/29/2013 1/13/2014	PLEA OF NOT GUILTY		
27 D27		9/5/2013 9/9/2013	STATE'S DISCOVERY EXHIBIT AND DEMAND FOR RECIPROCAL DISCOVERY	2	Must Register Wiew on request
28		9/10/2013 9/10/2013	JUDGE BLAZS, KEVIN		
29		9/10/2013 9/10/2013	ASST. STATE ATTY. EMERT, REBECCA SWINDULL		
30		9/10/2013 9/10/2013	ASST. PUB. DEF. SERMONS, MARKUS ANKUAN		
31	-	9/10/2013 9/10/2013	DEFENDANT PRESENT IN JAIL		1.00 A 1.
32		9/10/2013 8/23/2013	PRETRIAL 09/24/2013 9:00 AM - 306 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
33		9/24/2013 9/24/2013	JUDGE BLAZS, KEVIN		
34	-	9/24/2013 9/24/2013	ASST. STATE ATTY, EMERT, REBECCA SWINDULL		
35		9/24/2013 9/24/2013	ASST. PUB. DEF. SERMONS, MARKUS ANKUAN		
36		9/24/2013 9/24/2013	DEFENDANT PRESENT IN JAIL		
37		9/24/2013 9/24/2013	FINAL PRETRIAL 10/22/2013 9:00 AM - 306 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		
38 D38		10/1/2013	NOTICE OF TAKING DEPOSITION (5) ATTACHED	5	Must Register View on request
39 D39		10/1/2013 10/2/2013	SUBPOENA RETURNED EXECUTED	1	Must Register View on request
40 D40		10/3/2013 10/7/2013	SUBPOENA RETURNED EXECUTED	1	Must Register View on request
41 D41		10/7/2013 10/7/2013	SUBPOENA RETURNED EXECUTED	1	Must Register Wiew on request
42 D42		10/11/2013 10/11/2013	SUBPOENA RETURNED EXECUTED	2	Must Register View on request
43		10/22/2013	JUDGE BLAZS, KEVIN		
44		10/22/2013	ASST. STATE ATTY. EMERT, REBECCA SWINDULL		

Line / Document	Count	Effective Entered	Description	Pages	Image
45		10/22/2013 10/22/2013	ASST. PUB. DEF. SERMONS, MARKUS ANKUAN		
46		10/22/2013	DEFENDANT PRESENT IN JAIL	ATT. 08 18 18	
47		10/22/2013	JURY SELECTION 01/13/2014 9:00 AM - 306 3RD FLOOR, 501 W ADAMS ST JACKSONVILLE FL 32202		-
48		12/10/2013	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Giglio, Richard James PER SAO		
49 D49	The state of the s	12/13/2013 12/13/2013	STATES# FIRST SUPPLEMENTAL DISCOVERY EXHIBIT	1	Must Registe Wiew o
50		1/13/2014 1/13/2014	JUDGE BLAZS, KEVIN		
51		1/13/2014	ASST. STATE ATTY. GIGLIO, RICHARD JAMES		
52		1/13/2014 1/13/2014	ASST. PUB. DEF. SERMONS, MARKUS ANKUAN		Militar a la come a compagna que comp
53		1/13/2014 1/13/2014	DEFENDANT PRESENT IN JAIL		
54		1/13/2014 1/13/2014	DEF. PERMITTED TO W/D PLEA OF NOT GUILTY TO GUILTY		
55 D55		1/13/2014 1/13/2014	ACKNOWLEDGE. OF RIGHTS & VOLUNTARINESS OF ENTRY OF PLEA	2	Must Registe View or request
56	1	1/13/2014	DEFENDANT PLEAD GUILTY		
57	1	1/13/2014 1/13/2014	DEF. ADJUDGED GUILTY - FINGERPRINTS TAKEN		
58 D58	1	1/13/2014	JUDGMENT AND SENTENCE TO STATE PRISON FOR 3 YEARS BOOK 16659 PAGE 1286-1292	7	Available Dublic acco
59	1	1/13/2014 1/13/2014	CREDIT TIME: 166 DAYS		
60	1	1/13/2014	COUNTS TO RUN CONCURRENT		
61	1	1/13/2014 1/13/2014	3 YEAR MINIMUM MANDATORY SENTENCE IMPOSED PER F.S. 775.087 AS TO COUNT: 1		
62	1	1/13/2014 1/13/2014	LEEA 3.00 IMPOSED		
63	1	1/13/2014 1/13/2014	COST OF COURT 50.00 IMPOSED		
64	1	1/13/2014 1/13/2014	CCT 50.00 IMPOSED		
65	1	1/13/2014 1/13/2014	LGTF 225.00 IMPOSED		
66	1	1/13/2014 1/13/2014	PD FEE 100.00 IMPOSED		
67	1	1/13/2014 1/13/2014	TNC 3.00 IMPOSED		
68	1	1/13/2014 1/13/2014	SOCIF 100.00 IMPOSED		
69	1	1/13/2014	AACC 65.00 IMPOSED		
70	1	1/13/2014	SAIEF 100.00 IMPOSED		8 MB 4 8 4 47 M Pa
71	1	1/13/2014 1/13/2014	CSTF 20.00 IMPOSED		

Line / Document	Count	Effective Entered	Description	Pages	Image
72		1/13/2014 1/13/2014	TRANSFER TO GENERAL COUNCIL FOR FINAL JUDGMENT		
73	2	1/13/2014 1/13/2014	DEFENDANT PLEAD GUILTY		As and small street construction about the same
74	2	1/13/2014	DEF. ADJUDGED GUILTY - FINGERPRINTS TAKEN		
75	2	1/13/2014	JUDGMENT AND SENTENCE TO STATE PRISON FOR 3 YEARS		
76	2	1/13/2014	CREDIT TIME: 166 DAYS		1
77	3	1/13/2014 1/13/2014	DEFENDANT PLEAD GUILTY		
78	3	1/13/2014 1/13/2014	DEF. ADJUDGED GUILTY - FINGERPRINTS TAKEN		Was Foods
79	3	1/13/2014	JUDGMENT AND SENTENCE TO STATE PRISON FOR 3 YEARS		
80	3	1/13/2014	CREDIT TIME: 166 DAYS		
81		1/13/2014 1/13/2014	COURT RESERVES JURISDICTION FOR 60 DAYS		
82 D81		1/13/2014 1/14/2014	COURT ORDERED COSTS/FINES/FEES 800K 16659 PAGE 1317-1318	2	Available
83 D82		1/13/2014	ORDER OF CONVERSION TO FINAL JUDGMENT \$766.00 BOOK 16659 PAGE 1361-1361	1	Available Public access
84 D83	-	1/13/2014 1/14/2014	WAIVER OF PRE-SENTENCE INVESTIGATION	1	Available Public access
85 D84		1/13/2014	MOTION TO COMPEL FINGERPRINT SPECIMENS	1	Must Register Significant View on request
86 D85		1/13/2014 1/14/2014	ORDER FOR FINGERPRINT SPECIMENS	1	Must Register Siew on request
88 D88	***	1/14/2014	UNIFORM COMMITMENT TO CUSTODY OF DEPT. OF CORRECTIONS	1	Available Public access
89 D89		1/14/2014	COMMITMENT CHECKLIST SENT	1	Available Public access
90 D90		1/15/2014 1/16/2014	SENTENCING GUIDELINES	2	Must Register Diew on request
91 D91		1/16/2014 1/16/2014	RECEIPT FOR CIVIL PROCESS, JAIL, WARRANTS	2	Must Register (C) View on request

Line / Document	Count	Effective Entered	Description	Pages	Image
92	-	4/14/2014 4/14/2014	CASE FESS \$766.00 SENT TO COLLECTIONS ON 04/14/2014 AGENCY PIONEER CREDIT RECOVERY INC		
93		6/1/2019 6/1/2019	Fees Recalled from Collections Due to Termination of Vendor Contract with Municipal Services Bureau (MSB)		
94		6/29/2019 6/29/2019	PROCESSED RECALL FROM COLLECTIONS FROM MUNICIPAL SERVICES BUREAU (MSB)		
95		6/20/2021 6/20/2021	CASE FEES \$766.00 SENT TO COLLECTIONS ON 06/20/2021 AGENCY LINEBARGER	111111111111111111111111111111111111111	



	ADULT ARREST REPORT ADULT NOTICE TO APPEAR			ITE SHEKIFF ITY, FLORIDA		OBTAINED TYES X NO						
	SPECIAL INSTRUCTIONS GCS	D GFC PD FMP			: UNINCORPORATED UREA	INCIDENT REPORT WRITTEN ☐ YES 🍱 NO						
	OTHE			K.H. CITY		1. CASE NUMBER 2014-014559						
A D M I N	2 ARRESTED BY JANKOWSKI, R. A. 0.6614 ARREST NUMBER 0.027.8 NUMBE 12 COURT DATE (CONTINUE)	901 N ORA 901 N ORA	NGE AV,	GREEN COVE	5. DATE OF ARG 05/2 11. SEARC	EST (MOY) 29/2014 6. TIME OF ARREST 14:00						
DEFENDANT	13. NAME PLAST, FIRST, MIDDLE) SCOTT, MOTYK ANTHONY 15. HOME ADDRESS 5121 SHENANGO BLVD, JAC 17. MALING ADDRESS 5121 SHENANGO BLVD, JAC 17. MALING ADDRESS 18. ENCLOSE AND ADDRESS UNEMPLOYED 20. POB (CITYSTATE) JACKSONVILLE, FL 24 RACE 25. SEX 26. DATE OF BIRTH (MDY) 34. IDENTIFYING CHARACTERISTICS (SCARSMARKSPTATOOG/STC.) TATT LEFT FORE ARM / BIBL 25. CHARGE BURGLARY OF STRUCTURE 42. DRUG ACT 42. DRUG ACT 43. DRUG TYPE 44. DRUG UN 45. CHARGE BURGLARY OF STRUCTURE 42. CONVEYANCE 43. DRUG TYPE 44. DRUG UN 45. CHARGE BURGLARY OF A STRUCTURE 47. CONVEYANCE 48. DRUG TYPE 49. DRUG ACT 49. DRUG ACT 49. DRUG TYPE 49. DRUG ACT 49. DRUG TYPE 49. DRUG ACT 49. DRUG TYPE 49. DRUG BURGLARY 49. DRUG TYPE 49. DRUG UN 56. CHARGE BURGLARY OF A STRUCTURE OF 56. CHARGE BURGLARY OF A STRUCTURE OF 57. CONVEYANCE 58. CHARGE BURGLARY OF A STRUCTURE OF 59. CHARGE BURGLARY OF A STRUCTURE OF 50. CHARGE BURGLARY OF A STRUCTURE OF 50. CHARGE BURGLARY OF A STRUCTURE OF 50. CHARGE BURGLARY OF A STRUCTURE OF 59. CHARGE BURGLARY OF A STRUCTURE OF 50. CHARGE BURGLARY OF A ST	27. AGE	20. WEIGHT 190 ; TATT STATUTEORDINANC 10-02/4 STATUTEORDINANC	SE NUMBER SE CASE # 2014 46. VICARR RELAT. UNKNOWN 18. VICARR RELAT. 46. VICARR RELAT. UNKNOWN 2014 46. VICARR RELAT. UNKNOWN E NUMBER 39. CASE # UNKNOWN E NUMBER 39. CASE #	31. EYE COLOR BROWN "MY FEAR IS 40. WEAPO 40. WEAPO 40. WEAPO 40. WEAPO 40. WEAPO 40. WEAPO	ASEZED 41. CHEM. TEST RESULT 48. MADE BY 41. CHEM. TEST RESULT AN ADE BY 41. CHEM. TEST RESULT AN ADE BY 41. CHEM. TEST RESULT 43. MADE BY 44. CHEM. TEST RESULT						
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IC I	5), VICTINICOMPLAINANT State Of Florida	52. DATE OF BIRTH	53. ADDRESS		In a	54. PHONE HOMBER						
,	State Of Florida State Of Florida	56. DATE OF BIRTH	57. ADDRESS			58. PHONE, NUMBER						
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APA		Y CLERK OF COURT ENSE CHARGED OR TO PAY THE FINE	SUBSCRIBED I LIME	ERSTAND THAT SHOULD I WILLFIRLY FAI	L TO APPEAR REFORE THE COUR	TAS REQUIRED IN THIS NOTICE						
Ę	I AGREE TO APPEAR AT THE PLACE DESIGNATED TO ANSWER THE OFFT TO APPEAR OR PAY THE FINE SET FORTH ON THIS FORM THAT I MAY BE "IN HEREBY CERTIFY BY MY SIGNATURE THAT THE PERMANENT ADDRESS. SIGNATURE OF DETERMINANT.	E HELD IN CONTEMPT OF COURT AND A 8S LISTED ABOVE IS MY CORRECT MA	THING ADDRESS		The same state of the same							
R	SO. SIGNATURE OF DEFENDANT		61.0									
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	JANKOWSKI, R. A.	10 NUMBER 06614	SIGN	ATURE OF NOTARY OR LAW ENFORCEME	ON OFFICER	11/1						
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L	OFFICER (CODY	COURT	FOTHER THAN BLOCK 2	EFENDANT COPY							
		lachel De			LI LIDANI COP	EXHIBIT #2 PAGE 1-59						

CLERK'S OFFICE #

	ARREST REPORT NOTICE TO APPEAR C	OPPD [FICE OF 1 CLAY COUN	LOCA			ORPORA	TED	1. CASE NUMBER	JUVENILE ADULT 4-014559
A	2 ARRESTED BY JANKOWSKI, R. A. 06		OCATION	RANGE AV,	CDE	EN COVE		5. DAT	TE OF ARREST		6. TIME OF ARREST
M I N	13. DEFENDANT NAME SCOTT, MOTYK ANTHON		01 11 0	7. ARREST NUMBER	JU) /		B.T.S. NUMBER	Raine	· 之	14:00
	36. CHARGE Burglary Of A Structure Or # 4 Conveyance	36. TYPE	37. E F.S.S.	38. STATUTE/ORDINANO	E NUMBER	39.	2014014		40. WEAPON S		41. CHEM. TEST RESULT
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Warrant #6

Charge 1: Burglary of Structure or Conveyance; charge 2: Petit Theft

Issued: 4/16/14

Signed by: Judge Lester

_		ACCIACO AAMI		
Ň	JANKOWSKI, R. A.	06614	120X	71,
m	PROVITED	ID NUMBER	SIGNATURE OF NOTARY OR LAW ENFORCEMENT OFFICER	Can de la company
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VIC	51. VICTIM/COMPLAINANT	52. DATE OF BIRTH	53. ADDRESS	54. PHONE NUMBER

CLERK'S OFFICE #

	ARREST REPORT NOTICE TO APPEAR			FICE OF T							JUVENILE ADULT
		☐ OPPD	☐ FHP ☐ GFC ☐ FMP			ATION OF D.P. CITY CCSPS CIT J.H. CITY	□ UNII	NCORPOR A	RATED	1. CASE NUMBER	4-014559
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E C	on 5/23/14										
A U S E											
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JANKOWSKI, R. A.

OFFICER COPY

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DEFENDANT CORY

CCSO/C-016 (REV. 1/02)

54. PHONE NUMBER

06614

CLERKS OFFICE #

42	ARREST REPORT		OFFICE OF THE SHERIFF CLAY COUNTY, FLORIDA						☐ JUVENILE ADULT		
	LI NOTICE TO APPEAR	CCSO OPPD GCSPD OTHER	☐ FHP ☐ GFC ☐ FMP		LOCATION OF O.P. CITY GCSPS CIT	UNIN	ICORPOR A		CASE NUMBER		
	2. ARRESTED BY	3. ID NO.	4. LOCATION				5.	DATE OF ARREST (M	DM	4-014559 6. TIME OF ARREST	
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	MARREST REF		CCS OPP GCS OTH	D I		FICE OF T	LOCAT	ORID TION OF A P. CITY SPS CITY	A ARREST:	ICORPOR	-	CASE NUMBER	JUVENILE ADULT	
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PROBABLE CAUSE														

61. VICTIM/COMPLAINANT

52. DATE OF BIRTH

53. ADDRESS

54. PHONE NUMBER

59. I SWEAR/AFRING THE PROVE STATEMENTS ARE TRUE AND CORRECT

60. SWARN TO AND SUBSCRIBED BEFORE ME

AUTHORITY THE

DAY OF

PRINTED

JANKOWSKI, R. A.

06614

OFFICER COPY

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DCSO/C-016 (REV. 1/02)

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			OPPD	☐ FHP ☐ GFC ☐ FMP		LOCATION OF O.P. CITY GCSPS CIT K.H. CITY	□ UNI	NCORPORA EA	TED	1. CASE NUMBE	R	_	STATE ATTORNEY #_
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JANKOWSKI, R. A.

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CCSO/C-016 (REV. 1/02)

	■ ARREST, REPORT OFFICE OF THE SHERIFF								JUVENILE	
	☐ NOTICE TO APPEAR	CLAY COUNTY, FLORIDA						ADULT		
		=	☐ FHP ☐ GFC		CATION OF ARREST: O.P. CITY	NINCORPOR	DATED			
		☐ GCSPD	FMP	0	GCSPS CITY AF	REA	1500			_
	r	OTHER			K.H. CITY			1 CASE NUMBER 2014-014559		
A D M	JANKOWSKI, R. A.	3. ID NO. 4. 06614 9	OCATION O1 N OI	RANGE AV, GR	EEN COVE	5.	05/29/	2014	6. TIME OF ARREST 14:00	
M	13. DEFENDANT NAME SCOTT, MOTYK AN			T. ARREST MANBET	171	8. 0.8 7.5 ML	MBER	192		
_	35. CHARGE Petit Theft # 14	36. TYPE	37. F.S.S.	38. STATUTE/ORDINANCE NUMBE 812-014/3A	39. CASE #	014559	40. WEAPON SELZ NONE		41. CHEM. TEST RESULT	7
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CCSO/C-016 (REV. 1/02)

STATE VS		• • • • • • • • • • • • • • • • • • • •					
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	requested and was appo						
Defendant (Delender a	iter being	rouna inaige	nt.	
,	, , ,						as counsel
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	Probable Cause Found		1				
9	PC Undet 72 hours	11			1 2		
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	Insufficient PC						
	BOND SET AT	- 1					
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D1 41	PTR						
	Other						DEFENDANT'S RIGHT
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IT IS ORDE							
	ple cause does exist and Defer						
	ne offense charged being a cap		ny. Detenda	ant is held	without bail.		
· ·	ond is set at \$						
	efendant is released on his own						
() Propab	ele cause does not exist and D	etendant is rel	eased on h	is Own Re	ecognizance	upon the cor	nditions stated below.
	od cause shown, the non-adve	rsary hearing	is continued	to			(not more than 72 hours
	First Appearance) and		-				
	e offense charged being a car						
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	fendant is released on his Ow						(4)
Detendant	shall appear before the			Court	for arraignm	nent at	o'clock A. M.,
on)				
(1) (a) If th	a information has been filed.	CONDITION					
	e information has been filed, Dobable cause hearing is contin						
(2) That he	keep the Clerk of the Court n	otified at all tin	nee of hie o	orroot our	ont mailing a	ove.	
(3) That he	not leave Clay County without	t written nermi	ssion from :	ns anhui e	thorized to t	ny the case.	
(4) That he	appear at all subsequent time	es as notified b	v the Clerk	of the Co	urt	ry trie case,	
	iling of notice to the last addres					onstitute servi	ice of such notice when
such notice is	s mailed at least 72 hours prior	r to the date of	f the require	ed appeara	ance.	onoatate serv	TOC OF SUCH FICHOC WING!
(6) Other co	onditions set by presiding judge	e		1			
	7		v				
Defendant's V	Written Plea of Not Guilty Rece						
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Set for Pre-Tr	ial date:		Se	t for Trial	date	× .	
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Plea Change:					date		
Adjudication:_							
Sentence:	F	Fine & Co	sts			- Terra	LUBIT IIA
Other:			663			EX	HIBIT #2

PAGE 8-59

S.A. CASE NO.: 13CF

13CF059008AC

STATE OF FLORIDA

VS.

MOTYK ANTHONY SCOTT

INFORMATION FOR:

- BURGLARY (STRUCTURE / CONVEYANCE)
- BURGLARY (STRUCTURE / CONVEYANCE)
- BURGLARY (STRUCTURE / CONVEYANCE)

4) PETIT THEFT

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT IN AND FOR CLAY COUNTY, FLORIDA

Spring Term, in the year two thousand fourteen

CLERK NO .: 141/F 6

DIVISION:

IN THE NAME OF AND BY AUTHORITY OF THE STATE OF FLORIDA, ANGELA B. COREY, State Attorney for the Fourth Judicial Circuit of the State of Florida, in and for Clay County, charges that:

COUNT 1

MOTYK ANTHONY SCOTT on or between August 25, 2012 and August 26, 2012, in the County of Clay and the State of Florida, did unlawfully enter or remain in a structure or conveyance, to-wit: a motor vehicle, the property of Cheyenne Brittany Matthews, with the intent to commit an offense therein, contrary to the provisions of Section 810.02(4), Florida Statutes.

COUNT 2

MOTYK ANTHONY SCOTT on or between August 25, 2012 and August 26, 2012, in the County of Clay and the State of Florida, did unlawfully enter or remain in a structure or conveyance, to-wit: a motor vehicle, the property of Deidra Young Adams, with the intent to commit an offense therein, contrary to the provisions of Section 810.02(4), Florida Statutes.

COUNT 3

MOTYK ANTHONY SCOTT on or between August 25, 2012 and August 26, 2012, in the County of Clay and the State of Florida, did unlawfully enter or remain in a structure or conveyance, to-wit: a motor vehicle, the property of Deidra Young Adams, with the intent to commit an offense therein, contrary to the provisions of Section 810.02(4), Florida Statutes.

COUNT 4

MOTYK ANTHONY SCOTT on or between August 25, 2012 and August 26, 2012, in the County of Clay and the State of Florida, did knowingly obtain or use, or endeavor to obtain or use a back pack, valued at less than One-Hundred Dollars (\$100.00), the property of Cheyenne Brittany Matthews, with intent to either temporarily or permanently deprive Cheyenne Brittany Matthews of a right to the property or benefit therefrom or appropriate the property to his own use or to the use of any person not entitled thereto, contrary to the provisions of Section 812.014(3)(a), Florida Statutes.

ANGELA B. COREY STATE ATTOR

By: ______ Attorney

Yourth Judicial Circuit of Florida, in and for Clay County

EXHIBIT #2 PAGE 9-59



STATE OF		}						
Pe Judicial Cir says that the which, if tru certifies that	rsonally approuit of the Si cuit of the Si ne allegation ne, would co at testimony	peared before me, tate of Florida, in and for a set forth in the for a set forth in the for a stitute the offense the under oath has been reubscribed before me the	or Clay Co egoing inf erein char eceived fr	ounty, who ormation ged, and om the n	o is personally known are based upon facts that this prosecution naterial witness(es) fo	s that have been swo	ng first duly sworn,	
the County	Court, In an	LINDA HARRELSON Commission # EE 164495 Expires April 14, 2016 Bonded Thru Troy Fain Insurance 800-385-7019 EN, Clerk of the Circuit d For Clay County, Flo			By: Sial Circuit of Florida,	-	unty, and Clerk of	
FILED THIS CAPIAS Race	YES Black	(0.1)	Ext. Sex	E Male	Y DEPUTY CLERK: <u>I</u>	DOB Prior DNA Submi		
MCL NO.(S): S810.02(4), F3; S810.02(4), F3; S810.02(4), F3; S812.014(3)(a), M2 Bond Ordered per Count: 1) \$ \(\begin{align*} \delta								
		Judge	's Signatu	ire	MAX	Date _	4/14/14	

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2014-CF-000678

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS :

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the <u>11TH</u> of <u>AUGUST</u>, <u>2014</u>.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

> EXHIBIT #2 PAGE 11-59

required by law

	pation violator/Revok		In the Circuit Court, Fourth Judicial							
		tor/ Revoked and Terminated	d Circuit in and for Clay County,Florida							
Retr										
Res	entence	RECEIVED	D	Division: A						
		TARA S GREEN	C	ase Numbe	r: 2014-CF-00067	8				
		08/11/2014								
State of Florida Clerk of Court										
		Clay County, FL								
Motyk Defenda	Anthony Scott, ant									
JUDGMENT										
	The defendant, Motyk Anthony Scott, being personally before this court represented by Crick, Brian, the attorney of record, and the state represented by Demers, Rachel C, and having									
Count	Crime	S	Offense Statute Jumber(s)	Degree Of Crime	Case Number	OBTS Number				
1	Burglary of Structure or		10.02(4)	F3	2014-CF-000678	1001109493				
2	Burglary of Structure or	Conveyance 8	10.02(4)	F3						
3	Petit Theft 1st Degree (12.014(2)(e)	M1						
⊠and r		why the defendant should not be ereby ADJUDICATED GUILTY	e adjudicated		ORDERED					

Page <u>1</u> of <u></u>

and being a qualified offender pursuant to f.s. 943.325, the defendant shall be required to submit DNA samples as

☐and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD

STATE	OF	FLORIDA	
	v.		

Motole Scott

Case Number 120F2227, 120F2228
120F2229, 120F2231, 120F2293
120F2310, 140F678, 140F679, 140F680
FINGERPRINTS OF DEFENDANT 140F681, 140F682, 140F683

1. Right Thumb	2. Right Index	3. Right Mid	d. Right	Ring 5.	Right Little

Fingerprints taken by: Mame 482

Deputy Sheriff

I HEREBY CERTIFY that the above and foregoing are the fingerprints of the defendant, and that they were placed thereon by the defendant in many presence in open court this date.

DONE AND ORDERED in open court in Clay County, Florida, this ______ day of ______, 20 ______.

Judge Judge

PAGE 2 OF 8

State of Florida

٧.

Motyk Anthony Scott

In the Circuit Court, Fourth Judicial Circuit, in and for Clay County, Florida Division A

Case Number: 2014-CF-000678

CHARGES/COSTS/PEES 1997 W. C.
The defendant is hereby ordered to pay the following sums if checked:
\$50.00 pursuant to section 938.03, Florida Statutes (Crimes Compensation Trust Fund).
\$3.00 as a court cost pursuant to section 938.01, Florida Statutes (Clearing Trust).
\$2.00 as a court cost pursuant to section 938.15, Florida Statutes (Criminal Justice Education by Municipalities and Counties)
\$54.28 pursuant to section 775.083(2), Florida Statutes (Crime Prevention).
A fine in the sum of \$.48 CENTS 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 a part of a sentence to section 775.083, Florida Statutes are to be recorded on the sentence page(s).)
\$65.00 pursuant to section 939.185(1)(A), Florida Statutes (Local Additional Costs Program).
\$20.00 pursuant to section 938.06 Crimestoppers
A 10% surcharge in the sum of \$ pursuant to section 775.0836, Florida Statutes (Handicapped and Elderly Security Assistance Trust Fund).
A sum of \$228.00 pursuant to section 938.05, Florida Statutes (Local Government Criminal Justice Trust Fund).
A sum of \$ pursuant to 938.27, Florida Statutes (Prosecution/Investigative Costs).
A sum of \$ pursuant to section 27.56, Florida Statutes (Public Defender Fees).
Restitution in accordance with attached order.
A sum of \$20.00 to the Department of Legal Affairs.
\$201.00 & \$151.00 pursuant to section 938.08 F.S (funding programs in Domestic Violence). \$151.00 pursuant to section 938.08 F.S (crimes against a minor) Other
DONE AND ORDERED in open court in Green Cove Springs, Clay County, Florida on on this the 11th day of August, 2014.
JUDGE

Page 3 of 8

Defendant: Motyk Anthony Scott	Case Number: 2014-CF-000678	OBTS Number:
(As to Count 1; 2)	CANAL CO.	
been adjudicated guilty herein, and the court	fore this court, accompanied by the defendant's having given the defendant an opportunity to t should not be sentenced by law, and no cause b	be heard and to offer maters in mitigation of
(Check on if applicable)		
and the Court having onde (date)	eferred imposition of sentence until this date	
and the Court having previously e	entered a judgment in this case on now res (date)	sentences
and the Court having placed the	ne defendant on probation community of mmunity control.	control and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursual as the 5% surcharge required by section 9	nt to section 775.083, Florida Statutes, plus \$ 960.25, Florida Statutes.	
The defendant is hereby committed to the co	ustody of the Department of Corrections.	
The defendant is hereby committed to the co	ustody of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful of	fender in accordance with section 958.04, Florid	a Statutes.
To Be Imprisoned (Check one; unmarked se	ections are inapplicable.):	
For a term of natural life.		
For a term of 60 MONTHS.		
Said SENTENCE SUSPENDED for a perio	od of subject to conditions set forth in this	order.
If "split" sentence, complete the appropriate pa	uragraph.	
Followed by a period of on probation terms and conditions of supervision set	n/community control under the supervision of th forth in a separate order entered herein.	e Department of Corrections according to the
be placed on probation community co	mprisonment in, the balance of the senter ontrol for a period of under supervision of community control set forth in a separate order	of the Department of Corrections according to
In the event the defendant is ordered to serve begins service of the supervision terms.	e additional split sentences, all incarceration po	ortions shall be satisfied before the defendant

Page 4_ of 8

Defendant: Motyk Anthony Scott

Case Number: 2014-CF-000678

OBTS Number:

(As to Count 3)
The Defendant, being personally before this court, accompanied by the defendant's attorney of record, Crick, Brian, and having been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer maters in mitigation of sentence, and to show cause why the defendant should not be sentenced by law, and no cause being shown
(Check on if applicable)
and the Court having on deferred imposition of sentence until this date (date)
and the Court having previously entered a judgment in this case on now resentences the defendant (date)
and 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, Florida Statutes, plus \$ as the 5% surcharge required by section 960.25, Florida Statutes.
The defendant is hereby committed to the custody of the Department of Corrections.
The defendant is hereby committed to the custody of the Sheriff of Clay County, Florida.
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 365 DAYS.
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 on probation/community control 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 imprisonment in, the balance of the sentence shall be suspended and the defendant shall 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.

Page 5 of 8

Defendant	Motyk	Anthony	Scott
Delendant	TATOPAN	PAHIMINALY	DOULL

Case Number 2014-CF-000678

AT SHARE A SHARE WITH A SHARE W	PERMITS IN THE PERMIT
SPECIAL PROVISIONS (As to Count 1.2)	
By appropriate notation, the following pr	ovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	☐ It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 377 days as credit for time incarcerated before imposition of this sentence. Page of

Defendant Motyk Anthony Scott

Case Number 2014-CF-000678

SRECIAL PROVISIONS (As to Count 3)	是一个自己的自己的原理,但我们是这种形式的更多。 第14章 14章 14章 14章 14章 14章 14章 14章 14章 14章
By appropriate notation, the following pr	rovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1,
With 1,000 fee of School count.	893.135(1)(e)1, Florida Statutes, 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	☐ It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	☐ It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	☐ It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 365 days as credit for time incarcerated before imposition of this sentence. Page of

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2014-CF-000679

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

TARA S. GREEN, CLERK

COUNT, RUB

By: <u>Fam Glover</u> Deputy Clerk

	Probation Violator/Revoked and Terminated			In the Circuit Court, Fourth Judicial		
		lator/ Revoked and Termin	ated Circuit in	n and for Cla	y County,Florida	
Reti						
Res	entence	RECEIVED	[Division: A		
		TARA S GREEN	(Case Numbe	er: 2014-CF-00067	9
		08/11/2014; 08/11/2014; 0	08/11/2014			
State of	f Florida	Clerk of Court				
		Clay County, FL				
Motyk Defend	Anthony Scott. ant					
		JUD	GMENT			
	the attorney of red been tried and found entered a plea of gu	Motyk Anthony Scott. beir cord, and the state repred guilty by jury/ by court of the tilty to the following crime(s) blo contendere to the following	esented by Del	mers, Rach		
Count	Crime		Offense Statute Number(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Structure	or Conveyance	810.02(4)	F3	2014-CF-000679	1001109492
2	Burglary of Structure	or Conveyance	810.02(4)	F3		
3	Petit Theft 1st Degree	(>\$100.00 < \$300.00)	812.014(2)(e)	M1		
and I	that the defendant is being a qualified offer required by law	n why the defendant should not hereby ADJUDICATED GUII nder pursuant to f.s. 943.325, own; IT IS ORDERED THAT A	LTY of the above	e crime(s).	ed to submit DNA sa	mples as

Page <u>1</u> of _____

STATE OF FLORIDA FINGERPRINTS OF DEFENDANT [1] 1. Right Thumb 2. Right Index 3. Right Middle 4. Right Ring I HEREBY CERTIFY that the above and foregoing are the fingerprints of the defendant, and that they were placed thereon by the defendant in my presence in open court this date. DONE AND ORDERED in open court in Clay County, Florida, this

PAGE 2 OF 7

begins service of the supervision terms.

Defendant: Motyk Anthony Scott Case Number: 2014-CF-000679 OBTS Number: : : (As to Count 1: 2) The Defendant, being personally before this court, accompanied by the defendant's attorney of record, Crick, Brian, and having been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer maters in mitigation of sentence, and to show cause why the defendant should not be sentenced by law, and no cause being shown (Check on if applicable) and the Court having on ___ __ deferred imposition of sentence until this date and the Court having previously entered a judgment in this case on _ the defendant (date) and 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, Florida Statutes, plus \$_____ as the 5% surcharge required by section 960.25, Florida Statutes. The defendant is hereby committed to the custody of the Department of Corrections. The defendant is hereby committed to the custody of the Sheriff of Clay County, Florida. 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 60 MONTHS. 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 _____ on probation/community control 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 _____ imprisonment in _____, the balance of the sentence shall be suspended and the defendant shall 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

Page 3 of 1

Defendant: Motyk Anthony Scott

Case Number: 2014-CF-000679

OBTS Number: ::

(As to Count 3)
The Defendant, being personally before this court, accompanied by the defendant's attorney of record, Crick, Brian, and havin been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer maters in mitigation of sentence, and to show cause why the defendant should not be sentenced by law, and no cause being shown
(Check on if applicable)
and the Court having on deferred imposition of sentence until this date (date)
and the Court having previously entered a judgment in this case on now resentences the defendant (date)
and 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, Florida Statutes, plus \$ as the 5% surcharge required by section 960.25, Florida Statutes.
The defendant is hereby committed to the custody of the Department of Corrections.
The defendant is hereby committed to the custody of the Sheriff of Clay County, Florida.
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 <u>365 DAYS</u> .
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 on probation/community control 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 imprisonment in, the balance of the sentence shall be suspended and the defendant shall 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	Motvk	Anthony	Scott
Delemant	TATOLIN	AHHIUHY	SOUTH

Case Number 2014-CF-000679

SPECIAL PROVISIONS (As to Count 1; 2)	
By appropriate notation, the following pr	ovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	o visitate apply to the deficite imposed.
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2). Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1,
With 1,000 fee of School count.	893.135(1)(e)1, Florida Statutes, 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	☐ It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 377 days as credit for time incarcerated before imposition of this sentence. Page 5 of 1

Defendant	Motvk	Anthony	Scott
Determent.	TATOLYK	Audiony	Scott

Case Number 2014-CF-000679

SHECIAL PROVISIONS (As to Count 3)	
By appropriate notation, the following p	provisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School count.	o source of the
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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	•
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	☐ It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 <u>365</u> days as credit for time incarcerated before imposition of this sentence.
	Page 6 of 7

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2014-CF-000680

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the <u>11TH</u> of <u>AUGUST</u>, <u>2014</u>.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

> EXHIBIT #2 PAGE 26-59

☐ Probation Violator/Revoked and Terminated ☐ Community Control Violator/ Revoked and Terminated ☐ Retrial			li d Circuit ir	In the Circuit Court, Fourth Judicial Circuit in and for Clay County,Florida		
Res	sentence	RECEIVED TARA S GREEN 08/11/2014	_	Division: A Case Numbe	r: 2014-CF-00068	0
State o	f Florida	Clerk of Court Clay County, FL				
<u>Motyk</u> Defend	Anthony Scott. lant					
		JUDGN	MENT			
[]	the attorney of rebeen tried and four entered a plea of gentered a plea of ne	Motyk Anthony Scott, being pecord, and the state represent dignity by jury/ by court of the following to the following crime(s) colo contendere to the following crime	owing crime(mers, Rache	court represented el C, and having	d by Crick,
Count	Crime	S	Offense Statute Iumber(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Structure		10.02(4)	F3	2014-CF-000680	1001109492
 ☑ and no cause being shown why the defendant should not be adjudicated guilty, IT IS ORDERED that the defendant is hereby ADJUDICATED GUILTY of the above crime(s). ☑ and being a qualified offender pursuant to f.s. 943.325, the defendant shall be required to submit DNA samples as required by law ☑ and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD 						

Page <u>1</u> of <u>5</u>

	·	
STATE OF FLORIDA	Si Caralle de Caralle	
V	•	
Motule Scott	Case Number 120F2227, 120F2228 120F2229, 120F2231, 120F2293 120F2310, 140F678, 140F679, 140F6	
在在公司是公司的政治和政治的政治的政治	Caracter and the first of the second at the second and the second at the second at the second at the second at	0
2000年1000年100日 - 1000日	NGERPRINTS OF DEFENDANT 19C1681, 19CF682, 14CF6	ک
1. Right Thumb	2 Dight Middle A Dight D	7
Fingerprints taken by: Name	Lough Deputy Sheriff	
I HEREBY CERTIFY that the defendant in my presence in ope	above and foregoing are the fingerprints of the defendant, , and that they were placed thereon by the n court this date.	
DONE AND ORDERED in ope	en court in Clay County, Florida, this day of 20 U.	
	D84 DX	
	Judge	

PAGE 2 OF 5

EXHIBIT #2 PAGE 28-59

Defendant: Motyk Anthony Scott	Case Number: 2014-CF-000680	OBTS Number:
(As to Count <u>1</u>)	SENTENCE	
The Defendant, being personally before been adjudicated guilty herein, and the court hav sentence, and to show cause why the defendant sho	ving given the defendant an opportunity to b	
(Check on if applicable)		
and the Court having on defer (date)	red imposition of sentence until this date	
and the Court having previously ente the defendant	red a judgment in this case on now rese (date)	entences
and the Court having placed the defendant's probation commu		ontrol and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursuant to as the 5% surcharge required by section 960		_
The defendant is hereby committed to the custo	ody of the Department of Corrections.	
The defendant is hereby committed to the custo	ody of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful offend	der in accordance with section 958.04, Florida	Statutes.
To Be Imprisoned (Check one; unmarked section	ons are inapplicable.):	
For a term of natural life.		
For a term of 60 MONTHS.		
Said SENTENCE SUSPENDED for a period of	f subject to conditions set forth in this of	order.
If "split" sentence, complete the appropriate paragr	raph.	
Followed by a period of on probation/co	nmunity control under the supervision of the h in a separate order entered herein.	Department of Corrections according to the
However, after serving a period of improbe placed on probation community control the terms and conditions of probation control	ol for a period of under supervision of	f the Department of Corrections according to
In the event the defendant is ordered to serve ad begins service of the supervision terms.	lditional split sentences, all incarceration por	rtions shall be satisfied before the defendant
	Page 3 of 5	

EXHIBIT #2 PAGE 29-59 Defendant Motyk Anthony Scott

Case Number 2014-CF-000680

SPECIAL PROVISIONS (As to Count 1)	
By appropriate notation, the following p	rovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2) Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School count.	estimated 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 377 days as credit for time incarcerated before imposition of this sentence.

EXHIBIT #2 PAGE 30-59

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2014-CF-000681

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS :

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the 11TH of AUGUST, 2014.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

> EXHIBIT #2 PAGE 31-59

Con	nmunity Control	evoked and Terminated Violator/ Revoked and Terminate			Court, Fourth Jud y County,Florida	icial
Ret	rial sentence	DECEMEN	_	indelen. A		
∟_ Res	sentence	RECEIVED TARA S GREEN		ivision: A	er: 2014-CF-00068	4
		08/11/2014	C	ase Numbe	:1: 2014-CF-00000	1
State o	f Florida	Clerk of Court				
Otate 0	riona	Clay County, FL				
<u>Motyk</u> Defend	Anthony Scott, lant	Citay County, 12				
		JUDG	/IENT			
	the attorney of ☐been tried and fo ☑entered a plea o	t, Motyk Anthony Scott, being precord, and the state represer bund guilty by jury/ by court of the foll f guilty to the following crime(s) f nolo contendere to the following cri	nted by Den	ners, Rach		
Count	Crime	1	Offense Statute Number(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Struct		310.02(4)	F3	2014-CF-000681	100110949
2	Burglary of Struct	ture or Conveyance	310.02(4)	F3		
3	Burglary of Struct	ture or Conveyance	310.02(4)	F3		
4	Petit Theft		312.014(3)(a)	M2		
	that the defendar	nown why the defendant should not but is hereby ADJUDICATED GUILTY offender pursuant to f.s. 943.325, the	of the above	crime(s).		mples as

Page <u>1</u> of ____

and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD

EXHIBIT #2 PAGE 32-59

*			
STATE OF FLORIDA			
· ;			
Motule Scott		ase Number 12CF22A7, 2CF2229, 12CF223	1. 12CF 2293
物理不使持續自然的程度及此時時期以此的個点和信仰。1987年198 年		2CF2310, 14CF67	
FINGE	RPRINTS OF I	DEFENDANT (4CF68)	14C+682,14C+68
1. Right Thumb 2. Right Index	3. Right Midd	le 4 Right Ring	5 Right Tittle
Fingerprints taken by: Mame (8	bengh	Deputy St	Ceriff
defendant in my presence in open cour	, 2	are the fingerprints of the de and that they were placed th	
		Ü	
DONE AND ORDERED in open cou	rt in Clay Count 2014.	y, Florida, this	day of
	= -	100	
		DX XX	
	Ju	dge	Z

PAGE 2 OF 7

EXHIBIT #2 PAGE 33-59

Defendant: Motyk Anthony Sco	tt
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(As to Count 1; 2; 3)

Case Number: 2014-CF-000681

OBTS Number::::

The Defendant, being personally before this court, accompanied by the defendant's attorney of record, Crick, Brian, and having been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer maters in mitigation of sentence, and to show cause why the defendant should not be sentenced by law, and no cause being shown
(Check on if applicable)
and the Court having on deferred imposition of sentence until this date (date)
and the Court having previously entered a judgment in this case on now resentences the defendant (date)
and 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, Florida Statutes, plus \$ as the 5% surcharge required by section 960.25, Florida Statutes.
The defendant is hereby committed to the custody of the Department of Corrections.
The defendant is hereby committed to the custody of the Sheriff of Clay County, Florida.
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 60 MONTHS.
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 on probation/community control 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 imprisonment in, the balance of the sentence shall be suspended and the defendant shall 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.

Page 3 of 1

EXHIBIT #2 PAGE 34-59

Defendant: Motyk Anthony Scott Case Number: 2014-CF-000681 OBTS Number: : : ; (As to Count 4) The Defendant, being personally before this court, accompanied by the defendant's attorney of record, Crick, Brian, and having been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer maters in mitigation of sentence, and to show cause why the defendant should not be sentenced by law, and no cause being shown (Check on if applicable) 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 resentences the defendant (date) and 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, Florida Statutes, plus \$_____ as the 5% surcharge required by section 960.25, Florida Statutes. The defendant is hereby committed to the custody of the Department of Corrections. The defendant is hereby committed to the custody of the Sheriff of Clay County, Florida. 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 60 DAYS. 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 _____ on probation/community control 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 _____ imprisonment in _____, the balance of the sentence shall be suspended and the defendant shall 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. Page of

> EXHIBIT #2 PAGE 35-59

			_
Defendant	Motor	Anthony	Scott
DCICHUAIL	IVIOLVIA	AUUUUIV	acou

Case Number 2014-CF-000681

SPECIAL PROVISIONS	
(As to Count 1; 2; 3)	
By appropriate notation, the following pr	rovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 <u>377</u> days as credit for time incarcerated before imposition of this sentence.
	Page 5 of

EXHIBIT #2 PAGE 36-59 Defendant Motyk Anthony Scott

Case Number 2014-CF-000681

SPECIAL PROVISIONS (As to Count 4)	
By appropriate notation, the following pr	ovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	☐ It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1,
With 1,000 fee of School count.	893.135(1)(e)1, Florida Statutes, 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	☐ It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 60 days as credit for time incarcerated before imposition of this sentence. Page of

EXHIBIT #2 PAGE 37-59

Defendant Motyk Anthony Scott	Case Number <u>2014-CF-000681</u>
Other Provisions, continued:	
Consecutive/Concurrent As to Other Counts	It is further ordered that the sentence imposed for this count shall run (check one) consecutive to concurrent with the sentence set forth in count 1; 2; 3 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)
	any active sentence being served.
	Specified sentences: 2012CF2227 + DUVAL COUNTY CASE 16-2013-CF-7198
and directed to deliver the defendant to the Dej judgment and sentence and any other documen The defendant in open court	nce is to the Department of Corrections, the Sheriff of Clay County, Florida, is hereby ordered partment of Corrections at the facility designated by the department together with a copy of this its specified by Florida Statute. Twas advised of the right to appeal from this sentence by filing notice of appeal within 30 days the defendant's right to the assistance of counsel in taking the appeal at the expense of the State
	nce, the court further recommends
	on Cove Springs, Clay County, Florida, on this on this the 11th day of August, 2014.
	JUDGE Don H Lester
	Pageof

EXHIBIT #2 PAGE 38-59

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT, IN AND FOR CLAY COUNTY, FLORIDA

STATE OF FLORIDA

VS

MOLYK A. SCOTT

CASE: 2014- (F- 000 67)

DIVISION: CR-A - 67

PLEA OF GUILTY AND NEGOTIATED SENTENCE

I hereby enter my plea of guilty because I am guilty. Before entering such plea of guilty, I was advised of the nature of all the charges against me, the statutory offenses included within such charges, the range of maximum allowable punishments for each charge, all the possible defenses to each charge, and all circumstances in mitigation of such charges. I have been advised of all other facts essential to a full and complete understanding of all offenses with which I have been charged, and of all offenses to which I am entering this plea. I have been advised of all direct consequences of the sentence to be imposed.

Specific Terms of Negotiated Sentence:

My sentence has been negotiated in this case in that I will be:	
Adjudicated guilty	
Adjudication of guilt will be withheld	
And I will be sentenced to: (please print)	
60 MONTHS +SP W/ 377 DAYS (REDIT - STANDARD	
COURT COSIS - TO RUN CONCURRENT W/ PROBATION CASES	
2013 - CF 749/2227/2228/2229/2231/2293/2310 AND B	WAI
A CA	

Co. CASE: 16-203-CF-7198

The State and the Defendant stipulate and agree that the Defendant is entitled to 377 credit for time I have already served in this/these case(s) and I waive any other credit I may be entitled to. I agree that if the judge gives me credit for time served as stipulated, I waive/give up the right to complain or appeal concerning credit for time served.

I considered this negotiated sentence to be to my advantage, and I have freely and voluntarily entered my plea of guilty. I have not been offered any hope of reward, better treatment, or certain type of sentence as an inducement to enter this plea, other than the sentence set forth above. I have not been promised by anyone, including my attorney, that I would actually serve any less time than that set forth above, and I understand that any early release of any sort is not a part of this plea agreement and is entirely within discretion of governmental agencies of than this Court. I have not been threatened, coerced, or intimidated by any person, including my attorney, in any way in order to get me to enter this plea.

Advice of Rights:

I understand that by pleading guilty I give up the following constitutional rights: the right to trial by judge or jury (including, if I am charged with a capital offense, the right to a jury of twelve persons), the right to be represented by counsel at trial, the right to have counsel appointed to represent me if I cannot afford to retain counsel, the right to present witnesses in my own behalf and to compel the attendance of those witnesses, the right to confront the witnesses against me, the right to require to State to prove its case against me beyond a reasonable doubt and, for purposes of this plea hearing, my right against self-incrimination. I further understand that if I am not a citizen of the United States that this plea may subject me to deportation. I also understand that by entering this plea I give up the right to appeal all matters relating to the judgment, including the issue of guilt or innocence.

Consultation with Attorney:

I have had ample time to discuss this agreement with my attorney. My attorney and I have read this agreement regarding my guilty plea together in private, and my attorney has explained all portions of this agreement to my complete understanding and satisfaction. We have fully discussed all aspects of this case, including all possible defenses to all charges, including self-defense and any defense based upon any disability, disease, insanity, or intoxication. My attorney has given me the opportunity to ask questions and has answered all of my questions fully and completely. My attorney has taken all actions requested by me, or has explained to my satisfaction and agreement why such actions should not be taken, and I concur with my attorney's decisions in that regard. I am completely satisfied with the services rendered by my attorney on my behalf in this case.

Time for Consideration and Reflection:

I have had sufficient time to consider all charges against me, all possible defenses and circumstances in mitigation, the advice of my attorney, the constitutional rights forfeited by entering into this plea agreement, and the potential consequences that the entry of a plea of guilty may have upon me. I have been provided with the opportunity for additional time to consider and reflect upon these matters, and I specifically state that I do not require any additional time to do so. I wish to proceed with the entry of my guilty plea.

JIMMY RYCE WARNING: My lawyer has advised me that if I am now pleading to a "sexually violent offense" or if I have previously been convicted of a "sexually violent offense" as that term is defined in Section 394.912(9), Florida Statutes, my plea in this case could subject me to the provisions of the Jimmy Ryce Civil Commitment Act, Florida Statutes, Section 394.910, et seq., which allows the State to commit to a secure treatment facility, for an indefinite period of time, a person who has been convicted of a sex offense, and who is determined to be likely to commit a violent sexual offense in the future.

Acknowledged in Open Court:

In open Court I have under oath acknowledged to the Judge of this Court that:

- A. I have read and understood this entire plea agreement, including the rights I am giving up by entering into it;
- B. I am not under the influence of any substance, drug, or condition (physical, mental, or emotional), which interferes with my appreciation of the entire plea agreement into which I am entering and all consequences thereof:
- C. I have not been deprived of, and am properly taking, any medication which is essential to my full, complete, and unimpaired understanding of the plea agreement and these proceedings;
- D. I have entered into and signed this plea of guilty and negotiated sentence freely and voluntarily;
- E. This plea of guilty and negotiated sentence form is true and correct in all respects; and
- F. This form represents the sole and complete agreement between the State and myself. No other agreements, representations, or promises have been made by myself, my attorney, the Court, or any representative of the State.

Both my attorney and I have signed this plea agreement in open Court at Green Cove Springs, Clay County, Florida, this 4th day of, Assistant State Attorney

Assistant State Attorney

Witness, Deputy Clerk

My signature as Judge of this Court is certification that I have discussed this plea agreement with Defendant and Defendant's attorney in open Court on this date and have asked Defendant questions, considered Defendant's responses, and observed Defendant's demeanor. I find that Defendant has the intelligence to comprehend these constitutional rights, the terms of this plea agreement, the contents of this written agreement, and these proceedings. I further find that Defendant has entered this plea freely and voluntarily and is not under the influence of any disability, substance, drug, or condition, which would interfere with Defendant's ability to understand and appreciate the terms of this plea agreement and its consequences.

Rule 3.992(a) Criminal Punishment Code Scoresheet

The Criminal Punishment Code Scoresheet Preparation Manual is available at: http://www.dc.state.fl.us/pub/sen_cpcm/index.html

1. DATE OF SENTENCE	2. PREPARER'S NAME		3. COUNTY Way	4. SENTENCING	JUDGE CV
5. NAME (LAST, FIRST, MI.L)	4		8. RACE B Dw Dother	10. PRIMARY OF	F.DATE 12. PLEA [
Scott, Motyk	7. DC#		9. GENDER M □F	12 CF	CKET# TRIAL [
I. PRIMARY OFFENSE: If Qual	ifier, please checkA	SCR (A=Atter	npt, S=Solicitation, C=Co.	nspiracy, R=Reclassification	on)
FELONY F.S.# DEGREE	DESCRIPTION			OFFENSE LEYŞŁ	POINTS
3 810.02	Muso 8/C	(10P)		4	
(Level - Points: 1=4, 2=10, 3=16, 4=2		9=92, 10=116)			20.
Prior capital felony triples Primary Offense	points LI			ı.	0
II. ADDITIONAL OFFENSE(S): DOCKET# FEL/MM		ched ENSE QUALIFY	COUNTS	POINTS TOTA	AL.
12/77229 DEGREE		A S C	R /	3.6. 3.	.0
DESCRIPTION BY	4 5/0 (WI		^		
12CF7231, 3	810.02, 4	<u>L</u> 000	x	3.60 = 3.	6
DESCRIPTION AND AND AND AND AND AND AND AND AND AN	THE (NOT)	,			
DESCRIPTION BY	870.02, 4		/_ x	3.6 = 3.	6
1207293 3	810.02	# 000	x	3.4 = 3	6
DESCRIPTION 1914 (Level - Points: M=0.2, 1=0.7, 2=	1.2, 3=2.4, 4=3.9, 5=5.4, 6=	=18, 7=28, 8=37, 9 = 46,	, 10=58)		MIA
Prior capital felony triples Additional	Offense points			Supplemental page po	pints 9(10
III. VICTIM INJURY:			*1	II.	34
	Number Tot	Slight	4 x	nber Total	
Severe 4	00 x = = = = = = = = = = = = = = = = = =	Sex Penet Sex Conta		=	
Moderate 1	18 x =			111.	
		ESCRIPTION		NUMBER POINTS	TOTAL
-AA		(110016		X=_	-7
		invais		X = X =	12
				x =_	
	0000			X =	
	0000			x =	
(Level = Points: M=0.2, 1=0.5, 2	2=0.8.3=1.6.4=2.4.5=3.6.6	6=9. 7=14. 8=19. 9=23.	10=29)	X =	
factor - company and 1-600 m				plemental page points	
Distribution: White/Original/Clerk Pink/De	efense Attorney			IV.	12/
	rod/ DC Offender File			Page 1 Subtot	al: ////

Effective Date: For offenses committed under the Criminal Punishment Code effective for offenses committed on or after October 1, 1998 and subsequent revisions.

NAME (LAST FIRST, M	Motork		DOCKET	#CF 7227
V. Legal Status violation ☐ Escape ☐ Fleeing ☐ ☐ Court imposed or pos		leas bond Incarceration in a conviction	Pretrial intervention or diversion pro	1 Subtotal: 14.2
Probation Commu	n violation before the court for senity Control Pretrial Interventions for any violation other than a	ion or diversion	_ each successive violation OR	v. 12
New befo	felony conviction = 12 points x_ re or at same time as sentence f oints x each successive secial concern when the violation felony conviction = 24 points x_	each successive violation or violation of probation OR e violation for a violent felony of is not based solely on failure to each successive violations.	tion if new offense results in convicti	
VII. Firearm/Semi-Autor	natic or Machine Gun = 18 or 25	Points		VII.
VIII. Prior Serious Felon	y - 30 Points			VIII.
			Subtotal Sentence F	Points
IX. Enhancements (only	y if the primary offense qualifies	for enhancement)		
Law Enf. Protect.	Drug Trafficker	Motor Vehicle Thaft		meetic Violence in the Presence of Related Child
x 1.5 x 2.0 x 2	2.5x 1.5	x 1.5	x 1.5	nses committed on or after 3/12/07)
		Enhanced	Subtotal Sentence Points	IX. ~~~ ^
			TOTAL SENTENCE POINT	77 7
		CENTENCE COMPLE		
		SENTENCE COMPUT	ATION	
If total sentence points ar points or less, see Section	n 775.082(10), Florida Statues, t	to determine if the court must so	ny non-state prison sanction. If the entence the offender to a non-state	total sentence points are 22 prison sanction.
28	minus 28 =	60.2 x.75=	45.15	
total sen	tence points		owest permissible prison sentence in	months
permissible sentence und	s up to the statutory maximum for ler the Code exceeds the statuto equal to 363, a life sentence ma	ry maximum. Such sentences ay be imposed.	offenses as provided in s. 775.082 may be imposed concurrently or con	, F.S., unless the lowest nsecutively. If total sentence
		TOTAL SENTENCE IMP	OSED	
		Years	Months Days	
State Prison	☐ Life	_5_		_
County Jail	□ Time Served			-1
□ Community Contro	ł			<u>20</u>)
☐ Probation ☐	Modified			
Please check if senten	ced as □ habitual offender, l	□habitual violent offender, f	□ violent career criminal, □ pris	on releasee reoffender,
or a mandatory min	imum applies.			
☐ Mitigated Departure				
	Plea Bargain Pris	on Diversion Program		
Other Reason	Plea Bargain □ Pris	on Diversion Program		
		on Diversion Program		

Effective Date: For offenses committed under the Criminal Punishment Code effective for offenses committed on or after October 1, 1998, and subsequent revisions.

3.992(b) CRIMINAL PUNISHMENT CODE SUPPLEMENTAL SCORESHEET

NAM SC	E (LAST, FIRST, M.I., OH, MOTY	<u>'</u>		DOCKET	* OF 372	7	DATE OF	SEI	NTENCE		
II.	ADDITIONAL OFFE	NSE(S):									
	DOCKET#	FEL/MM DEGREE	F.S.#		OFFENSE LEVEL	QUALIFY A S C R	COUNTS		POINTS	TOTAL	
	140FL078,	3	810:00	44)		0000	2	х	3.6	-7.2	-
	Description	12	W9 (51	02/4	5 4	0000	/	×	3,10	- 5.6	,
	Description	Bru	95/0	CV	FP5	0000		_			
	/ Description	/				0000		Х		=	
		/				0000		Х		=	
	Description/		/			0000		X		=	
	Description	1=0.7, 2=1.2	2, 3=2.4, 4=3.6,	5=5.4, 6=18	, 7=28, 8=37, 9=46,	10=58)					2m C
IV.	PRIOR RECORD										n. <u>70.</u> 8
	FEL/MM · F.S # DEGREE		OFFENSE LEVEL	QUALIFY A S C R	DESCRIPTION		NUMBER		POINTS	TOTAL	
				0000				x		= '	
				0000				х		=	
				0000				х		=	
				0000				х		=	
				0000				Х		=	
			/	0000				Х		=	
	(Level - Points: M=0.2, 1	1=0.5, 2=0.8	3, 3=1.6, 4=2.4,	5=3.6, 6=9,	7=14, 8=19, 9=23,	10=29)					IV
			Reasons	for Depa	arture – Mitig	ating Circu	mstance	S			
			(reasons m	ay be che	cked here or w	ritten on the	scoreshee	≥t)			
_	egitimate, uncoerce										
	 The defendant was an accomplice to the offense and was a relatively minor participant in the criminal conduct. The capacity of the defendant to appreciate the criminal nature of the conduct or to conform that conduct to the requirements of law was substantially impaired. The defendant requires specialized treatment for a mental disorder that is unrelated to substance abuse or addiction, or for a 										
_ [physical disability, a	nd the de	fendant is an	nenable to	treatment.						
	The need for payme he victim was an ini				_	•	епсе.				
	he defendant acted efore the identity of										
=	he defendant coope					•	•				
	he offense was com t the time of the offe									t has show	n remorse.
	he defendant is to b	e senten	ced as a yout	thful offend	ter.						
	uant to 921.0026(3) issible sentence .	the defer	ndant's subst	ance abus	e or addiction do	es not justify a	downward	dep	arture fron	n the lowes	l .
								_	VIIIDIT	410	

3.992(b) CRIMINAL PUNISHMENT CODE SUPPLEMENTAL SCORESHEET

-											
NAM 9	E (LAST, FIRST, M.I. COH, MOTO	JK.		DOCKET#	CF 727	7	DATE OF	SEN	TENCE		
II.	ADDITIONAL OFFE	NSE(S):									
	DOCKET#	FEL/MM DEGREE	F.S.#		OFFENSE LEVEL	QUALIFY A S C R	COUNTS		POINTS	TOTAL	
	140FCe80,	3	810,0	144)	4	0000	1	x	3.6	= <u>3.6</u>	
	Description 4 CFUT9	3, 1	\$10.0	214) 4	0000	2	X	3,6	=7.2	
	Description	Bu	19/51	02/4	4_	0000	3	×	3:6	-10.8	5
ŀ	Description	30	810	07/4	>4	0000		х	3.6	=3.6	
į	Description	3	19/5/	924), 4	0000		х	3,6	= 3.6	
	Description (Level - Points M= 0.2,	19W 1=0.7, 2=1.2,	3=2.4, 4=3.6,	5=5.4, 6=18,	7=28, 8=37, 9=46,	10=58)					28. 9
IV.	PRIOR RECORD										11.274
	FEL/MM F.S # DEGREE		OFFENSE LEVEL	QUALIFY A S C R	DESCRIPTION		NUMBER		POINTS	TOTAL	
				0000				Х		=	
				0800				х		=	
		1	. ,	0000		1		x		=	
	1	1	1	0000		1		×		_	
				0000				x		=	
		. 1			9======================================			Х		=	
	(Level - Points: M=0.2,	1=0.5. 2=0.8.	3=1.6. 4=2.4.		7=14. 8=19. 9=23.	10=29)		^			IV
	(2070) 7 03101 11 012		_	_	rture - Mitig		mstance	s	8		
				-	ked here or w	•					
	egitimate, uncoerce	d plea bar	gain					•			
	The defendant was	an accomp	lice to the o	ffense and	was a relatively	minor participa	ant in the cr	imin	al conduct		
_	he capacity of the d		o appreciate	the crimina	al nature of the	conduct or to c	onform that	соп	duct to the	e requireme	nts of law
	was substantially impaired. The defendant requires specialized treatment for a mental disorder that is unrelated to substance abuse or addiction, or for a										
	physical disability, and the defendant is amenable to treatment. The need for payment of restitution to the victim outweighs the need for a prison sentence.										
	he victim was an in	itiator, willir	ng participar	nt, aggresso	or, or provoker o	f the incident.					
	he defendant acted sefore the identity of										
	he defendant coope	erated with	the State to	resolve the	current offense	or any other	offense.				
	he offense was con at the time of the offe									t has showr	remorse.
	he defendant is to t	oe sentenc	ed as a you	thful offende	er.						
	uant to 921.0026(3) issible sentence .	the defend	dant's subst	ance abuse	or addiction do	es not justify a	downward	dep	arture from	the lowest	:
p-3111											

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2014-CF-000682

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the 11TH of AUGUST, 2014.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

				In the Circuit Court, Fourth Judicial Circuit in and for Clay County,Florida				
	entence	RECEIVED TARA S GREEN 08/11/2014		ivision: A ase Numbe	r: 2014-CF-00068	2		
State of	f Florida	Clerk of Court Clay County, FL						
Motyk / Defenda	Anthony Scott. ant							
	JUDGMENT							
	The defendant, Motyk Anthony Scott, being personally before this court represented by Crick, Brian, the attorney of record, and the state represented by Demers, Rachel C, 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)							
Count	Crime		Offense Statute Number(s)	Degree Of Crime	Case Number	OBTS Number		
1	Burglary of Structure of		810.02(4)	F3	2014-CF-000682	1001109492		
2	Petit Theft		812.014(3)(a)	M2				
2 Petit Theft 812.014(3)(a) M2 Mand no cause being shown why the defendant should not be adjudicated guilty, IT IS ORDERED that the defendant is hereby ADJUDICATED GUILTY of the above crime(s). and being a qualified offender pursuant to f.s. 943.325, the defendant shall be required to submit DNA samples as required by law and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD								

Page <u>1</u> of <u>1</u>

EXHIBIT #2 PAGE 46-59 STATE OF FLORIDA FINGERPRINTS OF DEFENDANT 1. Right Thumb 2. Right Index 3. Right Middle 4. Right Ring 5. Right Little EBY CERTIFY that the above and foregoing are the fingerprints of the defendant, ____, and that they were placed thereon by the defendant in my presence in open court this date. DONE AND ORDERED in open court in Clay County, Florida, this

PAGE 2 OF

EXHIBIT #2 PAGE 47-59 Defendant: Motyk Anthony Scott

Case Number: 2014-CF-000682

OBTS Number: :

SINGLE SINGLE STATE OF THE STAT
(As to Count 1)
The Defendant, being personally before this court, accompanied by the defendant's attorney of record, Crick, Brian, and having been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer maters in mitigation of sentence, and to show cause why the defendant should not be sentenced by law, and no cause being shown
(Check on if applicable)
and the Court having on deferred imposition of sentence until this date (date)
and the Court having previously entered a judgment in this case on now resentences the defendant (date)
and 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, Florida Statutes, plus \$ as the 5% surcharge required by section 960.25, Florida Statutes.
The defendant is hereby committed to the custody of the Department of Corrections.
The defendant is hereby committed to the custody of the Sheriff of Clay County, Florida.
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 60 MONTHS.
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 on probation/community control 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 imprisonment in, the balance of the sentence shall be suspended and the defendant shall 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.

Page 3 of 1

Defendant: Motyk Anthony Scott	Case Number: 2014-CF-000682	OBTS Number:
Theres	275832150800	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1
(As to Count 2)		10.0
The Defendant, being personally before this been adjudicated guilty herein, and the court having sentence, and to show cause why the defendant should	given the defendant an opportunity to l	
(Check on if applicable)		
and the Court having on deferred (date)	imposition of sentence until this date	
and the Court having previously entered the defendant	a judgment in this case on now resource (date)	entences
and the Court having placed the defendant's probation community		ontrol and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursuant to see as the 5% surcharge required by section 960.25,		_
The defendant is hereby committed to the custody of	of the Department of Corrections.	
The defendant is hereby committed to the custody of	of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful offender i	n 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 60 DAYS.		
Said SENTENCE SUSPENDED for a period of	subject to conditions set forth in this	order.
If "split" sentence, complete the appropriate paragraph	l.	
Followed by a period of on probation/comm terms and conditions of supervision set forth in		Department of Corrections according to the
However, after serving a period of imprison be placed onprobationcommunity control for the terms and conditions of probationcommu	or a period of under supervision o	f the Department of Corrections according to
In the event the defendant is ordered to serve additional begins service of the supervision terms.	onal split sentences, all incarceration po	rtions shall be satisfied before the defendant
	Page U of	

EXHIBIT #2 PAGE 49-59

Defendant	Motuk	Anthony	Soott
Detelluant	IVIOLYK	Anunony	SCOUL

Case Number 2014-CF-000682

SPECIAL PROVISIONS (As to Count 1)	
By appropriate notation, the following p	rovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School count.	695.155(1)(e)1, Florida Statutes, 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	☐ It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	☐It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	☐ It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The court retains jurisdiction over the defendant pursuant to section 947.16(3), Florida Statutes (1983).
Jail Credit	\square It is further ordered that the defendant shall be allowed a total of 377 days as credit for time incarcerated before imposition of this sentence.
	Page <u>5</u> of <u>1</u>

EXHIBIT #2 PAGE 50-59

Defendant	Motule	Anthony	Scott

Case Number 2014-CF-000682

SPECIAL PROVISIONS (As to Count 2)							
By appropriate notation, the following pr	rovisions apply to the sentence imposed:						
Mandatory/Minimum Provisions:	Mandatory/Minimum Provisions:						
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.						
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.						
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.						
With 1,000 fee of School count.	895.155(1/Je)1, Florida Statutes, is nereby 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.						
Habitual Violent	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)(b), Florida Statutes. 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.						
Felony Offender							
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.						
Capital Offense	☐ It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.						
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.						
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.						
Other Provisions:							
Retention of Jurisdiction	The 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 60 days as credit for time incarcerated before imposition of this sentence.						
	Page 6 of 1						

EXHIBIT #2 PAGE 51-59

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2014-CF-000683

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the <u>11TH</u> of <u>AUGUST</u>, <u>2014</u>.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

> EXHIBIT #2 PAGE 52-59

	Violator/ Revoked and Terminated	In the Circuit Court, Fourth Judicial Circuit in and for Clay County,Florida				
Resentence	RECEIVED TARA S GREEN 08/11/2014 Clerk of Court	Division: A Case Number: 2014-CF-000683				
Motyk Anthony Scott. Defendant	Clay County, FL					
JUDGMENT						
The defendant Brian, the attorney of	t, <u>Motyk Anthony Scott,</u> being pe f record, and the state represente	rsonally before this court represented by Cric ed by Demers, Rachel C, and having				
entered a plea o	ound guilty by jury/ by court of the follow of guilty to the following crime(s) of nolo contendere to the following crime					

Count	Crime	Offense Statute Number(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Structure or Conveyance	810.02(4)	F3	2014-CF-000683	1001109492
2	Petit Theft	812.014(3)(a)	M2		

☑and no cause being shown why the defendant should not be adjudicated guilty, IT IS ORDERED that the defendant is hereby ADJUDICATED GUILTY of the above crime(s).
 ☑and being a qualified offender pursuant to f.s. 943.325, the defendant shall be required to submit DNA samples as required by law
 ☑and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD

Page <u>1</u> of ______

STATE OF FLORIDA			
Motyle Scott	Case) 12Cf 12C	Number 120F2227, 13 2229, 120F2231 F2310, 140F678,	2052228 12052293 1405639 140568
FU	GERPRINTS OF DEF	ENDANT HE GRALL	4CF682/14CF68
1. Right Thumb 2. Right Index	3. Right Middle	4. Right Ring	5. Right Little
Fingerprints taken by: When Name	Lough 482	Deputy Str.	enfl
defendant in my presence in ope	, and	the fingerprints of the defe that they were placed then	
DONE AND ORDERED in ope	en court in Glay County, l	Florida, this	day of

PAGE 2 OF 7

EXHIBIT #2 PAGE 54-59

Defendant: Motyk Anthony Scott Case Number: 2014-CF-000683 OBTS Number: ; (As to Count 1) The Defendant, being personally before this court, accompanied by the defendant's attorney of record, Crick, Brian, and having been adjudicated guilty herein, and the court having given the defendant an opportunity to be heard and to offer maters in mitigation of sentence, and to show cause why the defendant should not be sentenced by law, and no cause being shown (Check on if applicable) 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 resentences the defendant (date) and 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, Florida Statutes, plus \$____ as the 5% surcharge required by section 960.25, Florida Statutes. The defendant is hereby committed to the custody of the Department of Corrections. The defendant is hereby committed to the custody of the Sheriff of Clay County, Florida. 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 60 MONTHS. Said SENTENCE SUSPENDED for a period of _____ subject to conditions set forth in this order. If "split" sentence, complete the appropriate paragraph. on probation/community control under the supervision of the Department of Corrections according to the Followed by a period of terms and conditions of supervision 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 shall 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.

Page 3 of

EXHIBIT #2 PAGE 55-59

Defendant: Motyk Anthony Scott	Case Number: 2014-CF-000683	OBTS Number: :
	· Garraga No.	The World Control of the William
(As to Count 2)		
The Defendant, being personally before been adjudicated guilty herein, and the court sentence, and to show cause why the defendant	ore this court, accompanied by the defendant's having given the defendant an opportunity to should not be sentenced by law, and no cause be	be heard and to offer maters in mitigation of
(Check on if applicable)		
and the Court having on de (date)	ferred imposition of sentence until this date	
and the Court having previously en	ntered a judgment in this case on now res (date)	entences
and the Court having placed the defendant's probation com	e defendant on probation community community community control.	ontrol and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursuan as the 5% surcharge required by section 9		
The defendant is hereby committed to the cu	stody of the Department of Corrections.	
The defendant is hereby committed to the cu	stody of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful offer	ender in accordance with section 958.04, Florida	a Statutes.
To Be Imprisoned (Check one; unmarked sec	tions are inapplicable.):	
For a term of natural life.		
For a term of 60 DAYS.		
Said SENTENCE SUSPENDED for a period	of subject to conditions set forth in this	order.
If "split" sentence, complete the appropriate para	agraph.	
Followed by a period of on probation/ terms and conditions of supervision set for		Department of Corrections according to the
However, after serving a period of im be placed onprobationcommunity cor the terms and conditions of probationc	prisonment in, the balance of the senten- ntrol for a period of under supervision of community control set forth in a separate order e	f the Department of Corrections according to
In the event the defendant is ordered to serve begins service of the supervision terms.	additional split sentences, all incarceration por	rtions shall be satisfied before the defendant

Page of ____

EXHIBIT #2 PAGE 56-59

Defendant Motyk Anthony Scott	Case Number 2014-CF-000683
SPECIAL PROVISIONS (As to Count 1)	
By appropriate notation, the following p	provisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	☐ It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1,
With 1,000 fee of School count.	893.135(1)(e)1, Florida Statutes, 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 377 days as credit for time incarcerated before imposition of this sentence.

EXHIBIT #2 PAGE 57-59

Defendant	Motyk	Anthony	Scott
-----------	-------	---------	-------

Case Number 2014-CF-000683

SPECIAL PROVISIONS (As to Count 2)	
By appropriate notation, the following p	rovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1,
With 1,000 fee of School count.	893.135(1)(e)1, Florida Statutes, 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 60 days as credit for time incarcerated before imposition of this sentence.
	Page 4 of 7

EXHIBIT #2 PAGE 58-59

		D. 100	8-11-14	
M-E-M-O-R-A-N-D		DATE:	NV Sco	П
TO: SHERIFF,	CLAY COUNTY, FL.	NAME: 17101	200	
FROM: FOURTH JU COUNTY, F	DICIAL JUDGE, CLAY L	120F2228,	12CF22	129.
SUBJ: ORDERS AN	D INFORMATION AS INDICATED	12CF 2231,	12 CF 25	193,
[] BOOK	XING: Complete Booking Process	12 CF 2310,	140F678,	1405679
[] BOND): Set at \$	Reduced to \$ Supersedeas	4CF681, 1	4CF682
Incr	reased to \$	*		
[] Rele	ease on Recognizance (ROR) - W.	ith Return Date:		
[] REMA	NDED TO CLAY COUNTY JAIL WITH	по вом Т	CNI	T
[] RECA	LL CAPIAS issued on:	OCIVI	LIN	L_
[] SENT	ENCED this date toyear	s / months PROBAT	ION / COMMUN	ITY CONTROL
[] SENT	ENCED this date todays	/ months CLAY CO	UNTY JAIL wi	th credit
give	n fordays heretofor	re served	C 3	7
[] NOLL	E PROSEQUI by Assistant State:	s Attorney, Clay (Co., Fl.:≥	3
[] DEFE	NDANT CAN BE RELEASED PROVIDIN	NG THERE ARE NO OT	THER HOLDS	÷
[X] SENT	ENCED this date to 60 mont	hs)/ years FLORIDA	A STATE PRISO	OÑ (DOC)
conc	urrent / consecutive / Youthfu	ıl Offender / Cour	t recommends	3:
(
[] DEFE	NDANT SENTENCED THIS DATE TO	DAYS IN TH	E CLAY COUNT	Y JAIL FOR
CONT	EMPT OF COURT. DEFENDANT MAY	PURGE BY PAYING \$_		
PLUS	DEPOSITORY FEE AND \$	FOR SHERIFF'S COS	STS	
[] DRAW	BLOOD FOR DNA DATABASE OR DNA	A SWAB.		
ADDI	TIONAL ORDERS AND/OR INFORMATIONAL ORDERS CONCURVED TO DUVO	in add	Utim,	
.Cr	ob. Rev/term.	l (o. cas	e 130f	F7198.
	,		N	
		~ /	/ Y	

First Appearance:	Continued:	Continued:	Continued:	Continued:
Continued:	Continued;	Consinued:	Continued:	Continued:



Arrest And Booking Report Jacksonville Sheriff's Office Jacksonville Florida

ADULT

Yr: 2013 Inc #316569		Amend #
Prev Juv Jail #		
Jail # 2013020384	7/31/2013 20:28	File Direct: YES
JSO ID #		Court: Circuit
SSN	OBTS#	

Arresting Agency: Jacksonville Sheriff's Office

Route To:

N.C.I.C. **Auto Burglary Task Force D.H. Groves #6442 Gun Crimes Unit**

Day/Date/Time Arrested: Wednesday 7/31/2013 19:30

Name: SCOTT, MOTYK ANTHONY

Aliases:

Height:

Nickname(s):

Agastee's Home Address: 1745WELLS RD Apt./Lot #: 303 G Apt./Lot #: 303 City: ORANGE PARK State: FLORIDA Zip: 32073

Sub-Sector: OJ

OC deployed prior to/during Arrest: NO

ANDO 01 2013

Taz: Crossstreet:

DOB.

Age:



Weight (lbs): 230

Race: BLACK Ethnicity: NOT OF HISPANIC ORIGIN Sex: Male

Eye Color: BROWN Hair Color: BLACK Complexion: MEDIUM Build: Heavy

ECD Usage: NOT APPLICABLE

5' 6"

RTR written related to this incident? NO RTR Incident Yr: RTR Incident #:

Is an Offense a hate crime? NO Is an Offense a dating violence crime? NO Required to register as a sex offender? NO Suspect Invoke Miranda? NO Arrestee needs ADA Consideration? NO Arrestee Confessed? Miranda Rights Given?

MOS

Disability or Special Consideration:

Accommodations Requested:

tate: FLORIDA Subject's Resident Type: FLORIDA Driver's License #

Hm Phone # <u>Bus. Phone #</u> Phone Ext.

Cell Phone Provider Sprint E-mail Cell Phone #

Is Vagrant? NO Subject's Residence Status: RESIDENT Armed With: NOT APPLICABLE (NONE)

Distinguishing Marks:

Employer: CARABBA'S RESTAURANT Place of Birth: Queens uk UNITED STATES Country of Citizenship: UNITED STATES

School Last Attended: Forest High School

Domestic Violence Involved: NO

Children under 18 Present: NO

If No is it Domestic Related: NO

Day/Date/Time of Incident-To: Friday 5/10/2013 22:15

US Citizen: YES

Arrest Made On: CALL

Day/Date/Time of Incident-From: Friday 5/10/2013 20:00

Incident Address: 8406 BLANDING BLVD Apt./Lot #:

City: JACKSONVILLE State: FLORIDA Zip: 32244

Taz: 528 Crossstreet:

Offense Location Type: Restaurants Interviewed by: Interviewer ID:

Where Arrested: 8406 BLANDING BLVD Apt./Lot #:

City: JACKSONVILLE State: FLORIDA Zip: 32244

Taz: 528 Crossstreet:

Involved in Traffic Accident: NO

Injuries from Accident:

Sub-Sector: K3

Sub-Sector: K3

Is Incident Gang Related: NO

Is Arrestee a Gang member? NO

Statute or Ordinance Number(s): #1

Statute No: 810.02(2)(B) Degree: F1 UCR Code: 231F Attempt Code: Commit

7/31/2013 - 20:04

Updated:

BURGLARY / CONVEYANCE - ARMED/BECOMES ARMED WITH DANGEROUS WEAPON

ADLT SCOTT, MOTYK ANTHONY

ARREST REPORT Pel at 5

Jail # 2013020384

ADLT

EXHIBIT #2 PAGE 60-66

	Warrant Type: Not Applicable
Iso Control # Warrant/Case #	No. of Counts:
Jurisdiction: CT. Location/Div.:	
	of Return: Judge:
Disposition:	Disposition Date:
(') Blanket Bond:	
VOP/FTA ONLY	
Original Statute No: Degree: UCR Code: Attempt Code: Commit Description:	
Statute or Ordinance Number(s): #2 Statute No: 812.019(1) Degree: F2 UCR Code: 2800 Attempt Code: Commit DEALING IN STOLEN PROPERTY	7/31/2013-20:04
Citation # SA#	Warrant Type: Not Applicable
Iso Control # Way and Case #	7
furisdiction:	No. of Counts:
Purge/Bond Type: Bond Amount: Date of Issue; Date of	f Return: Judge:
Disposition:	r Keturn: Judge:
1 / 0	Diameter D.
Purge/Bond Type: Bond Amount: Date of Issue: Date of Blanket Bond:	Disposition Date:
Original Statute No: Degree: UCR Code: Attempt Code: Commit	Disposition Date:
Original Statute No: Degree: UCR Code: Attempt Code: Commit Description:	
Original Statute No: Degree: UCR Code: Attempt Code: Commit Description: Statute or Ordinance Number(s): #3 Statute No: 539.001(8)(B)(B)B Degree: F2 UCR Code: 9000 (1999)	- No.
Original Statute No: Degree: UCR Code: Attempt Code; Commit Description: Statute or Ordinance Number(s): #3 Valuate No: 539.001(8)(B)(8)B Degree: F2 UCR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE	7/31/2013-20:04 SE ENTRY/VAL > \$300
Original Statute No: Degree: UCR Code: Attempt Code: Commit Description: Statute or Ordinance Number(s): #3 atute No: 539.001(8)(B)(8)B Degree: F2 UCR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS itation # SA#	7/31/2013-20:04 SE ENTRY/VAL > \$300 Warrant Type: Not Applicable
Control # Worpant/Case # Warpant/Case #	7/31/2013-20:04 SE ENTRY/VAL > \$300
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Criginal Statute No: Degree: UCR Code: Attempt Code: Commit Description: Statute or Ordinance Number(s): #3 Statute No: 539.001(8)(B)(B)B Degree: F2 UCR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE Statuton # SA# Sto Control # Warrant/Case # Stringle Bond Amount: Date of Issue: Date of Issue:	7/31/2013-20:04 SE ENTRY/VAL > \$300 Warrant Type: Not Applicable No. of Counts:
Original Statute No: Degree: UCR Code: Attempt Code: Commit Description: Statute or Ordinance Number(s): #3 tatute No: 539.001(8)(B)(8)B Degree: F2 UCR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS Station # SA# So Control # Warrant/Case # trisdiction: UCR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS So Control # Warrant/Case # trisdiction: UCR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS So Control # Warrant/Case # UCR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS So Control # Warrant/Case # UCR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS So Control # Warrant/Case # URR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS So Control # Warrant/Case # URR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS So Control # Warrant/Case # URR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE So Control # Warrant/Case # URR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE So Control # Warrant/Case # URR Code: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE URR CODE: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE URR CODE: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE URR CODE: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE URR CODE: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE URR CODE: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE URR CODE: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE URR CODE: 9000 Attempt Code: Commit IVING FALSE VERIFICATION OF OWNERSHIP O	7/31/2013-20:04 SE ENTRY/VAL > \$300 Warrant Type: Not Applicable No. of Counts: Return: Judge:
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Original Statute No: Degree: UCR Code: Attempt Code: Commit Description: Statute or Ordinance Number(s): #3 tatute No: 539.001(8)(B)(B)B Degree: F2 UCR Code: 9000 Attempt Code: Commit EIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE Statuton # SA# So Control # Warrant/Case # urisdiction: urge/Bond Type: Bond Amount: Date of Issue: Date of Issue: OP/FTA ONLY Original Statute No: Degree: UCR Code: Attempt Code: Commit	7/31/2013-20:04 SE ENTRY/VAL > \$300 Warrant Type: Not Applicable No. of Counts: Return: Judge: Disposition Date:
Original Statute No: Degree: UCR Code: Attempt Code: Commit Description: Statute or Ordinance Number(s): #3 tatute No: 539.001(8)(B)(B)B Degree: F2 UCR Code: 9000 Attempt Code: Commit EIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALS Statuton # SA# So Control # Warrant/Case # urisdiction: urge/Bond Type: Bond Amount: Date of Issue: Date of Issue:	7/31/2013-20:04 SE ENTRY/VAL > \$300 Warrant Type: Not Applicable No. of Counts: Return: Judge:

ADLT SCOTT, MOTYK ANTHONY

ARREST REPORT

g 2 of 5 Jail # 2013020384

ADLT

Ŧ serial number for each item. car. The victim was able to provid

On 07-23-13, this suspect pawned the stolen tablet at the Cash Today Pawn Shop at 5300 Jammes Road. The suspect was paid \$125 for the stolen tablet and signed the Pawn Shop Transaction Form verifying he was the owner of the Tablet and therefore had the legal right to sell or pawn it.

Further investigation revealed that the suspect is employed at the same Carabba's Restaurant and was working parking lot duty (Maintenance) at the restaurant on the evening of the burglary. His assigned duty was to patrol the parking lot and advise customers not to park in the vacant parking lot next door to Carabba's as their vehicle may be towed. The North side of Carabba's is next to the vacant parking lot and as such is where the persons working parking lot security normally patrol. The victim's SUV was parked on the North Side of Carabba's when It was burglarized. The suspect was working in the parking lot, where the victim's truck was stolen from during the time frame of the theft.

I contacted the suspect at the same Carabba's on 07-31-13, at 1825. When I contacted the suspect, he spontaneously stated that he knew why I was there, because his manager, Josh (Witness Section # 1) told him the police were looking for him for a stolen tablet. He was then advised of his Constitutional Rights (Miranda Warnings).

Post Miranda, when asked how long he had the tablet he first stated that he had if for only 1 month and decided to pawn it because he was not using it. He stated he got it from a white homeless dude. When I told him that the tablet had been wiped clean and then music had been recorded on it and that there were songs that had been down loaded more than a month ago. He then changed his story and said he had it for about two months and that he got it from a black male crack head. The suspect went on to say that he purchased it for \$65 from the crack head while he was at the Kangaroo Store that is across the street.

(Witness Section # 1). When asked if he had told the suspect why i wanted to see him, he stated he had not. He went on to say that he only told the suspect that the police wanted I contacted the Manager, come outside and meet with me and the suspect. The suspect now changed his to talk to him. I had Mr. 1 story and told me that he was only told that the police wanted to talk to him and that Mr. lid not say why or what it was about. The suspect went on to say that he just figured that the tablet was stolen and that is why l wanted to talk to him.

I contacted his mother via phone who came out to Carabba's. When asked what her son had told her about where he got the phone she stated he told her he bought it from a crack head for \$30.00. This is obviously another lie.

The suspect was arrested and advised of these charges. He was transported to the jail by Officer Pike.

This case is Cleared by Arrest - Auto Burglary Task Force West.

Arresting Officer(s) #1: D.H.GROVES #6442 Divizone or Unit: OTHER	Signature of Notary - State of Florida Certified Lew Enfort Ment Officer of Corrections Officer. S: 0 Cost Amount:
Drug Activity: NOT APPLICABLE Alcohol Related: UNKNOWN (OR N/A)	Drug Type: NOT APPLICABLE Drug Related: UNKNOWN (OR N/A)
Property: #1 Weapon Seized: No Status: STOLEN / ETC. Property Type: FIREARMS Property Taken by Arresting Officer: NA Turned in at: N/A	Amount of Money \$400.00 EXHIBIT #2 PAGE 62-66
Firearm Type:	ORIGINAL

ADLT SCOTT, MOTYK ANTHONY

ARREST REPORT Per 3 of 5

Jail # 2013020384

Drug Type:

Manufacturer: Smith and Wesson

Serial # rav9228

Quantity: 1.00

Weight:

Description: Silver semi automatic with a black handel

Unit of Measure:

Property:#2

Status: LOCATED (STOLEN)

Weapon Seized:

Amount of Money \$500.00

Property Type: COMPUTER HARDWARE/SOFTWARE Property Taken by Arresting Officer: NA

Turned in at: N/A Firearm Type: Drug Type:

Manufacturer: samsung Serial # r32ca042r7p

Quantity: 1.00 Description: Tablet

Weight:

Unit of Measure:

Property:#3

Weapon Seized:

Amount of Money \$1.00

Status: SEIZED (NOT STOLEN) Property Type: MISCELLANEOUS

Property Taken by Arresting Officer: Evidence

Turned in at: Property Room

Firearm Type: Drug Type: Manufacturer: Serial#

Quantity: 1.00

Weight:

Description: Pawn Shop Transaction Form with Print

Unit of Measure:

Property:#4

Weapon Seized:

Amount of Money

Status: SEIZED (NOT STOLEN)

Property Type: MISCELLANEOUS

Property Taken by Arresting Officer: Evidence

Turned in at: Property Room

Firearm Type: Drug Type: Manufacturer: Serial #

Quantity: 1.00

Weight:

Unit of Measure:

Description: Constitutional Rights Form (Scott)

Vehicle: #1

Status: VICTIM'S VEH.

Year: 2001 Type: TRUCK/VAN/SUV Make: CHEVROLET Model: SUBURBAN

Primary Color: WHITE Top Color: WHITE

Year: 2013 State: FLORIDA Tag:

Last Driver of Vehicle: Victim

Vehicle Released To: Victim

Location Vehicle Towed to or Left at: left as scene

VICTIM: #1 Relationship to Suspect: STRANGER

WITNESS #1

EXHIBIT #2 PAGE 63-66

ADLT SCOTT, MOTYK ANTHONY

ARREST REPORT

Pg 4 of 5

Jail # 2013020384

ADL

WITNESS #2

Jail Information (Back Door)
Jail # 2013020384

Date and Time Admitted: 7/31/2013 20:28

Juvenile/Court Clerk#

Triage Questions:

Involved in Traffic Accident: NO

Injuries from Accident:

OC deployed prior to/during Arrest: NO Was a hobble restraint used on the arrestee? NO

Does the arrestee exhibit any signs of suicidal behavior or attempts? NO Does the arrested have any observable medical/mental health problems? NO

Has the arrestee shown any escape potential or violence propensity behaviors? NO Is there any other information about the arrestee that jail personnel need to know? NO

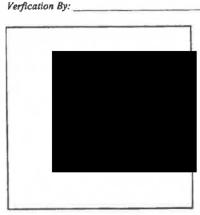
If yes, what?

Part II of Arrest And Booking Report:

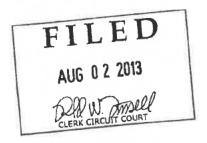
Arrestee Personal Information: How Long in Jax? 13,65

Chemical Test Data					
Specimen: Blood	Breath	Urine	Unable	None	
Analysis Resu	its:			Refused:	
ist	g/210L	TIME:		Blood:	
2nd	g/210L	TIME:		Urine:	
3rd	g/210L	TIME:		Breath:	

Breath Test Instrument:		
Туре:	Machine #	
Operator Name and L.D.#	Date:	



Right Thumb Print



PAGE 64-66
ORIGINAL

ADLT' SCOTT, MOTYK ANTHONY

ARREST REPORT

Pg 5 of 5

Jail # 2013020384

ADLT

Ronnie Fussell Clerk of Circuit Court

ADD ON DOCKET

Date: _AUGUST 01, 2013	Judge:	BRENT SHORE	P/A:M	IAGARET GIBBS
DEF ADJ INSOLVENT & PUBLIC DEFENDER APPT'D MOT ON DOND FILED PROBABLE CAUSE FILED			PASS TO: _	08/22/2013 CIRCUIT COURT

APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND (X) INDIGENT () NOT INDIGENT

EXHIBIT #2 PAGE 65-66

PSJ2451





STATE OF FLORIDA UNIFORM COMMITMENT TO CUSTODY DEPARTMENT OF CORRECTIONS FOURTH JUDICIAL CIRCUIT COURT DUVAL COUNTY

Conviction for:

FALL Term. 2014

Count	Active Statute Number and Description
1	S810.02(2)(B) BURGLARY - ARMED/BECOMES ARMED WITH DANGEROUS WEAPON
2	S812.019(1) DEALING IN STOLEN PROPERTY
3	\$539.001(8)(B)(8)A GIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS-FALSE ENTRY-VAL < \$300

Date of conviction: January 13, 2014

Date of sentence imposed: January 13, 2014

Term of sentence:

Count	Disposition	Prison Time	Credit Time	Probation Time
	ADJUDICATED GUILTY			
1	WITH FINGERPRINTS	3 YEARS	166 DAYS	
	ADJUDICATED GUILTY			
2	WITH FINGERPRINTS	3 YEARS	166 DAYS	
	ADJUDICATED GUILTY			
3	WITH FINGERPRINTS	3 YEARS	166 DAYS	

Confinement Conditions:

Counts to run concurrent

3 Year Minimum Mandatory Sentence Imposed Per F.S. 775.087 as to Count: 1

Sentence Conditions:

Total Fees:

766.00

Probation Conditions:

STATE OF FLORIDA

Vs.

MOTYK ANTHONY SCOTT, DEFENDANT

Plaintiff.

CASE: 16-2013-CF-007198-AXXX-MA

OFFENDER NO. 2013-020384

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF THE ABOVE REFERENCED COUNTY AND THE DEPARTMENT OF CORRECTIONS GREETINGS:

The above-named defendant has been duly charged, convicted, adjudicated guilty, and sentenced for the offense(s) set forth in the attached certified copies of the Indictment(s)/Informations, Original Judgment(s) Adjudicating Guilt, and Sentencing Order(s). In addition to the Original Judgment, if judicial supervision has been revoked subsequent to the entry of the judgment adjudicating guilt, a certified copy of the order revoking supervision (rather than a duplicative judgment adjudicating guilt) is also attached in support of this commitment.

Now therefore, this is to command you, the Sheriff, to take and keep and, within a reasonable time after receiving this commitment, deliver the defendant into the custody of the Department of Corrections; and this is to command you, the Secretary of the Department of Corrections, to keep and imprison the defendant for the term of the sentence. Herein fail not.

WITNESS the Honorable KEVIN BLAZS
Judge of said Court, as also RONNIE FUSSELL
Clerk, and Seal thereof, this 14th day of January, A.D. 2014

BY: Jennifer Bailey Deputy Clerk

☐ Probation Violator/Revoked a	and Terminated	In	the Circuit	Court, Fourth Ju	dicial
Community Control Violator/		nated Ci		for Clay County,	
Resentence	JAMES B. JETT 11/21/2012			r 2012-CF-00223	1
State of Florida					
Motyk Anthony Scott, Defendant	ciay county, PL				
	JUDG	MENT			
The defendant, Motyk Ant Renee Waters, the attorney of re been tried and found guilt entered a plea of guilty to entered a plea of nolo co	ecord, and the state ity by jury/ by court to the following crim	e represente t of the follow ne(s)	d b <u>y Jame</u> ving crime(s Colaw, and h	
Count Crime		Offense Statue. Number(s)	Degree Of Crime	Case Number	OBTS Number
2 Petit Theft 1st Degree (> \$100.00 < \$300		812.014(2)(e)	MI	2012-CF-002231	
and no cause being show that the defendant is here and pursuant to section 9- offenses relating to Sexua (ch 782.04), Aggravated B Robbery (ch 812.135), or Enticing a child, Interferent DATABASE.	by ADJUDICATED 43.325, Florida Sta I Battery (ch 794), Battery (ch 784.045 Burglary (ch 810.0	O GUILTY of atues, having Lewd or Las i), Carjacking i2). Kidnappi	the above been conscivious con (ch 812.1 ing, False I	crime(s). victed of attemp nduct (ch 800), 33), Home Inva Imprisonment, I	ots or Murder sion uring or

CFN # 2012066025, OR BK 347 Pages 51 - 62, Recorded 11/2 2012 at 01:23 PM, James B. Jett Clerk Circuit Court, Clay County, Deput Clerk ERECORD

PAGE 1 0F 6

___and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD

STATE OF FLORIDA

MOTUK Scott

Case Number 12CF331

E ENTERORIZATION DE LA CONTRACTOR DE LA

T. Right Thumb	2. Right Index	3 Pight Middle.	A Right Ping	5 Right Little
Se .	11/2 : 45	Dama a compa	2/2/1/1	<i>(</i> !
Fingerprints taken	by: 15 1/2 B	ELHER	itle	7
	Name	1	itie	
I HEREBY CI	ERTIFY that the abov	e and foregoing are the		
defendant in in	y presence in open cou		they were placed the	ereon by the

DONE AND ORDERED in open court in Clay County, Florida, this _____ day of

Judge

Page 2 of

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT, IN AND FOR CLAY COUNTY, FLORIDA

CASE NO 2012-CF-002231

STATE OF FLORIDA

VS <u>Motyk Anthony Scott</u>, Defendant RECEIVED
JAMES B. JETT
11/21/2012
CLERK OF COURT
CLAY COUNTY, FL

ORDER OF ADJUDICATION OF GUILT AND SENTENCE

THIS CAUSE CAME TO BE HEARD BEFORE THE COURT AND THE DEFENDANT,

Motyk Anthony Scott, BEING PERSONALLY BEFORE THIS COURT,

REPRESENTED BY Waters, D. Renee, HIS/HER ATTORNEY OF RECORD

AND HAVING ENTERED A PLEA OF Guilty TO THE OFFENSE(S):

Petit Theft 1st Degree (> \$100.00 < \$300.00)

AND NO CAUSE HAVING BEEN SHOWN WHY THIS DEFENDANT SHOULD BE ADJUDICATED GUILTY, THEREFORE IT IS

ORDERED: THE DEFENDANT IS HEREBY ADJUDICATED GUILTY, AND
IS SENTENCED TO THE CLAY COUNTY JAIL FOR A PERIOD OF <u>47</u> DAYS WITH CREDIT FOR TIME
HERETOFORE SERVED OF <u>47</u> DAYS. CONCURRENT WITH PROBATION SENTENCE FOR COUNT 1.

DONE AND ORDERED IN OPEN COURT AT GREEN COVE SPRINGS, FLORIDA ON THIS THE 21ST DAY OF NOVEMBER, 2012.

CIRCUIT JUDGE DON H LESTER

> EXHIBIT #2 PAGE 69 -137

State of Florida	In the Circuit Court
vs	of <u>Clay</u> County, Florida
Motyk Anthony Scott	Case Number: 2012-CF-002231
Defendant Scott	Division: A
	DOC Number:
TORIDER OFFICE	
This cause coming on this day to be heard before me. Motyk Anthony Scott being now present before me, and y (Check one)	
entered a plea of guilty to	RECIEVED
entered a plea of nolo contendere to	JAMES B JETT
been found guilty by jury verdict of	Clerk of Court Clay County 11/21/2012
been found guilty by the court trying the case w	rithout a jury
the offense(s) of Burglary of Structure or Conveyance	• •
SECTION 1: Judgment of Guilt	
	ove offense(s). Now, therefore, it is ordered and adjudged
that the imposition of sentence is hereby withheld and that you l supervision of the Department of Corrections, subject to Florida	
SECTION 2: Order Withholding Adjudication	.iaw.
	the adjudication of guilt is hereby withheld and that
you be placed on probation for a period of 24 MONTHS u	
Corrections, subject to Florida law.	
SECTION 3: Probation During Portion of Sentence	
It is hereby ordered and adjudged that you be adjudicated a	guilty of the above offense(s) and
Committed to the Department of Corrections	
Confined in the County Jail	
	you have served all of the term you shall be placed on
	e Department of Corrections, subject to Florida law.
Confined in the County Jail	and annoist condition of maketion
for a term of <u>wi</u> th credit for <u>jail</u> time, Page 1 o	as a special condition of probation.
rage I C	

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The beautiful for the control of the

It is further ordered that you shall comply with the following general and special conditions of probation during the probationary period:

- (1) Not later than the fifth day of each month, you will make a full and truthful report to your officer on the form provided for that purpose.
- (2) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (3) You will not possess, carry or own any firearm. You will not possess, carry or own any weapon without first procuring the consent of your officer.
- (4) You will live without violating the law. A conviction in a court of law is not necessary for such a violation to constitute a violation of your probation.
 - (5) You will not associate with any person engaged in any criminal activity.
- (6) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (7) You will work diligently at a lawful occupation, advise your employer of your probationary status and support any other dependents to the best of your ability, as directed by your officer.
- (8) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- (9) You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s.119.07 F.S.
- (10) You will report in person within 72 hours of your release from confinement to the probation officer in <u>Clay</u> County, Florida, unless otherwise instructed by your officer. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation officer located at

302 College Dr., Orange Park, FL 32065.

- (11) You will pay the following monetary obligations (plus a 4 percent surcharge) pursuant to F.S. 945.31 to the Department of Corrections, as directed by your Probation Officer by and through the Florida Department of Corrections:
 - a) Restitution in the amount of \$ 200.00 to the victim, j/s w/any co-deft.
- b) Training and Equipment surcharge in the amount of \$2.00 for each month you are under supervision pursuant to F.S. Section 948.09(1)(2).
 - c) Felony Court costs in the amount of \$. to the Clay County Clerk of Circuit Court as per F.S. 27.3455, 960.20, 443.25(3) and
 - d) State of Florida Processing Fee in the amount of \$.

Page 2 of 4

- e) Public Defender Fee in the amount of \$. You may challenge the amount of this assessment within twenty (20) days by advising the Court in writing that you contest this amount.
 - f) Public Defender Application Fee in the amount of \$ to Clay County Clerk of Court.
 - g) Court Costs in the amount of \$ pu rsuant to F.S. 938.10 (crimes against minors).
 - h) Court Costs in the amount of \$____pu rsuant to F.S. 938.085 (Rape Crisis Fund)
 - i) Court Costs in the amount of \$__ pu rsuant to F.S. 938.08 (Domestic Violence Trust Fund)
 - j) Fine in the amount of \$ to the Clay County Sheriffs Office Investigative Fund
 - k) Cost of Supervision at a rate of \$40.00 for each month of supervision. (WAIVED)
 - 1) The total amount due for all monetary obligations, plus a 4 percent surcharge, shall be paid in accordance with the priority schedule established by Administrative Order 94-22, issued by the Chief Judge of the Fourth Judicial Circuit

SPECIAL CONDITIONS

- You will perform 200 Hours of community service work and provide documentation to the Probation Officer as directed.
- (12) Your probation will terminate upon satisfactory completion of all conditions as directed by the Probation Officer.
- (13) You will have no contact with the Victim in this case as directed by the Probation Officer.
- (14) You will write a letter of apology to the victim as directed by the Probation Officer.

(15) This case concurrent with 2012CF2227.

You are hereby placed on notice that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication was withheld, and impose any sentence which it might have imposed before placing you on probation or require you to serve the balance of said sentence.

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Case Number 2012-CE-00221

It is further ordered that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liberty. (This paragraph applies only if section 1 or 2 is checked.)

It is further ordered that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on this the 21st day of November, 2012 at Green Cove Springs, Florida.

CIRCUIT COURT JUDGE Don H Lester

I acknowledge receipt of a certified copy of this order. The conditions have been explained to me and I agree to abide by them.

Date:	Probationer:	
Instructed by:		

Original: Clerk of the Court Certified Copies: Probationer

Florida Department of Corrections Probation and Parole Services

Page 4 of 4

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT, IN AND FOR CLAY COUNTY, FLORIDA

STATE OF FLORIDA

VS

Motyle Anthony Scott DEFENDANT CASE: 10-2012-CF-002310A, 2293A, DIVISION: 2229A, 2231A, 2229A, 222814

PLEA OF GUILTY AND NEGOTIATED SENTENCE

I hereby enter my plea of guilty because I am guilty. Before entering such plea of guilty, I was advised of the nature of all the charges against me, the statutory offenses included within such charges, the range of maximum allowable punishments for each charge, all the possible defenses to each charge, and all circumstances in mitigation of such charges. I have been advised of all other facts essential to a full and complete understanding of all offenses with which I have been charged, and of all offenses to which I am entering this plea. I have been advised of all direct consequences of the sentence to be imposed.

Specific Terr	s of Negotiated	Sentence:
---------------	-----------------	-----------

My sentence has been negotiated in this case in that I will be:
Adjudicated guilty mis demands in this case in that I will be: Adjudicated guilty mis demands in # 22319
Adjudication of guilt will be withheld Il felowes
And I will be sentenced to: (please print)
fine served for misdememor in # 2231A, Zyenro probation w/ \$600 SAC
*600 COI, letters us apology to each viction, No contact w/ viction, 200
C/S hours, 3+3 Rest, fution of 409 total early term of probation
as soon as completed.
The State and the Defendant stipulate and agree that the Defendant is entitled to 47 legicredit for time I have

The State and the Defendant stipulate and agree that the Defendant is entitled to 47 logic redit for time I have already served in this/these case(s) and I waive any other credit I may be entitled to. I agree that if the judge gives me credit for time served as stipulated, I waive/give up the right to complain or appeal concerning credit for time served.

I considered this negotiated sentence to be to my advantage, and I have freely and voluntarily entered my plea of guilty. I have not been offered any hope of reward, better treatment, or certain type of sentence as an inducement to enter this plea, other than the sentence set forth above. I have not been promised by anyone, including my attorney, that I would actually serve any less time than that set forth above, and I understand that any early release of any sort is not a part of this plea agreement and is entirely within discretion of governmental agencies of than this Court. I have not been threatened, coerced, or intimidated by any person, including my attorney, in any way in order to get me to enter this plea.

Advice of Rights:

I understand that by pleading guilty I give up the following constitutional rights: the right to trial by judge or jury (including, if I am charged with a capital offense, the right to a jury of twelve persons), the right to be represented by counsel at trial, the right to have counsel appointed to represent me if I cannot afford to retain counsel, the right to present witnesses in my own behalf and to compel the attendance of those witnesses, the right to confront the witnesses against me, the right to require to State to prove its case against me beyond a reasonable doubt and, for purposes of this plea hearing, my right against self-incrimination. I further understand that if I am not a citizen of the United States that this plea may subject me to deportation. I also understand that by entering this plea I give up the right to appeal all matters relating to the judgment, including the issue of guilt or innocence.

Consultation with Attorney:

I have had ample time to discuss this agreement with my attorney. My attorney and I have read this agreement regarding my guilty plea together in private, and my attorney has explained all portions of this agreement to my complete understanding and satisfaction. We have fully discussed all aspects of this case, including all possible defenses to all charges, including self-defense and any defense based upon any disability, disease, insanity, or intoxication. My attorney has given me the opportunity to ask questions and has answered all of my questions fully and completely. My attorney has taken all actions requested by me, or has explained to my satisfaction and agreement why such actions should not be taken, and I concur with my attorney's decisions in that regard. I am completely satisfied with the services rendered by my attorney on my behalf in this case.

Time for Consideration and Reflection:

I have had sufficient time to consider all charges against me, all possible defenses and circumstances in mitigation, the advice of my attorney, the constitutional rights forfeited by entering into this plea agreement, and the potential consequences that the entry of a plea of guilty may have upon me. I have been provided with the opportunity for additional time to consider and reflect upon these matters, and I specifically state that I do not require any additional time to do so. I wish to proceed with the entry of my guilty plea.

JIMMY RYCE WARNING: My lawyer has advised me that if I am now pleading to a "sexually violent offense" or if I have previously been convicted of a "sexually violent offense" as that term is defined in Section 394.912(9), Florida Statutes, my plea in this case could subject me to the provisions of the Jimmy Ryce Civil Commitment Act, Florida Statutes, Section 394.910, et seq., which allows the State to commit to a secure treatment facility, for an indefinite period of time, a person who has been convicted of a sex offense, and who is determined to be likely to commit a violent sexual offense in the future.

Acknowledged in Open Court:

In open Court I have under oath acknowledged to the Judge of this Court that:

- A. I have read and understood this entire plea agreement, including the rights I am giving up by entering into it;
- B. I am not under the influence of any substance, drug, or condition (physical, mental, or emotional), which interferes with my appreciation of the entire plea agreement into which I am entering and all consequences thereof;
- C. I have not been deprived of, and am properly taking, any medication which is essential to my full, complete, and unimpaired understanding of the plea agreement and these proceedings;
- D. I have entered into and signed this plea of guilty and negotiated sentence freely and voluntarily;
- E. This plea of guilty and negotiated sentence form is true and correct in all respects; and
- F. This form represents the sole and complete agreement between the State and myself. No other agreements, representations, or promises have been made by myself, my attorney, the Court, or any representative of the State.

Attorney for Defendant

201 1 1

"With stall

Assistant State Attorney

Witness, Deputy Clerk

Circuit Indae

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My signature as Judge of this Court is certification that I have discussed this plea agreement with Defendant and Defendant's attorney in open Court on this date and have asked Defendant questions, considered Defendant's responses, and observed Defendant's demeanor. I find that Defendant has the intelligence to comprehend these constitutional rights, the terms of this plea agreement, the contents of this written agreement, and these proceedings. I further find that Defendant has entered this plea freely and voluntarily and is not under the influence of any disability, substance, drug, or condition, which would interfere with Defendant's ability to understand and appreciate the terms of this plea agreement and its consequences.



Rule 3.992(a) Criminal Punishment Code Scoresheet

	The Criminal Punishment C	ode Scoresheet Pre	eparation Manu	ial is available at: http	p://www.dc.st	ate.ff.us	/pub/sen_cp	cm/ina	iex.html
1.	DATE OF SENTENCE	2. PREPARER	'S NAME	3. COUNTY			ENCING JUI	OGE	
	11-21-12	Colaw- SAO		CLAY		Don Les	ter		
5.	NAME (LAST, FIRST, MLI.)	6. DOB		8. RACE		10. PRIM	ARY OFF. D	ATE	12.
S	cott, Motyk	11		BLACK		10/05/2	:012		PLEA 🗸
		7. DC#		9. GENDER		11. PRIN	ARY DOCK	ET#	_
				Male	1	2012-22			TRIAL [
L.	PRIMARY OFFENSE:								
	FELONY F.S.# DEGREE	ī	DESCRIPTION				OFFEN LEVE		POIN
	3 810.02		Burglary of a St	ructure/Conveyance			4		
	(Level - Points: 1=4, 2=10, 3=16,	4=22, 5=28, 6=36,	7=56, 8=74, 9=	=92, 10=116)					
	Prior capital felony triples Primary Of	fense points						I.	22
ΥÏ.	ADDITIONAL OFFENSE(S	: Supplemental or	ace attached D	Pl .					-
3.32.7		GREE F.S.#		LEVEL QUALIFY:	A/S/C/R CC	DUNTS	POINTS		TOTAL
	2012-2229-CF 3	810.02	4			1	3.6		3.6
	DESCRIPTION: Burglary of a S	fructure/Conveyance	·						
	2012-2231-CF 3					1	3.6		3.6
								-	0.0
	DESCRIPTION: Burniary of a S 2012-2231-CF M	812.014				1			0.2
		812.014	N				0.2	-	0.2
	DESCRIPTION: Petit Theft								_
	2012-2228-CF 3					1	3.6	_	3.6
	DESCRIPTION: Burglary of a S			22 2 27 2 42 42 4				_	
	(Level - Points: M=0.2, 1=0.7, 2= Prior capital felony triples Additional O	_	=5.4, 6=16, 7=	28, 8=37, 9=46, 10=5	00)	Sumple	mental page ;	nointe	
	From Complete recently traples Additional C	Merise politis [Сирріс	mornas paga j		7.2 18.2
ш.	VICTIM INJURY:							П.	10.2
			otal			nber	Total		
	2nd Degree Murder 240 X Death 120 X	,		ght x Penetration	4 X	— <u> </u>	0		
	Severe 40 X		.,	x Contact	40 X	=======================================	<u>D</u>		
1	Moderate 18 X		0		-			ш.	0
TV 7	NRIOR RECORD.		_					ш	
		intal page attached [ENSE QUALIFY:	DESCRIPT	10N	NUMBE	פ פר	STAIC	TOTA	AI.
	DEGREE LEV		DEOUNT	1014	HOHIDE		211470	1017	V-
				.=		x_			
				W 1012-		x_			
						x_			
						X			
						×_	-		
-	Heat land a market of the second					×_	-		
9						×_			
3						×	-		
						×_			
	(Level - Points: M=0.2, 1=0.5, 2=0).8, 3=1.6, 4=2.4, 5=	3.6, 6=9, 7=14	I, 8=19, 9=23, 10=29)	Supple	emental page	points	0
								rv.	0
							Page 1 Subt	otal:	40.2

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NAME (LAST, FIRST, MI)		DO	OCKET#		
Scott, Motyk		20	12-2227-CF		
V. Legal Status Violation = 4	Points			Page 1 Si	ubtotal: 40.2
Escape Fleeing Fallu Court imposed post prison rele	_		_	ention or diversion pro	ogram V.
VI. Community Sanction violati Probation Community Co	ntrol 🔲 Pretrial Inter	vention or diversion			VI
New felony conv before or at sai 12 points x of special conc New felony conv special concern	riction = 12 points x me time as sentence each successive ern when the violatio diction = 24 points x n if new offense resu	for violation of probation violation for a violent fel in is not based solely on each successive its in a conviction before	each successive violation if new offense res OR ony offender failure to pay costs, fines, o violation for a violent felony or at the same time for violation	uits in conviction or restitution OR	
VII. Fiream/Semi-Automatic		or 25 points			VII
VIII. Prior Serious Felony = 30	points				VIII.
i)			Subto	tal Sentence Poin	ts <u>40.2</u>
IX. Enhancements (only if the pr	rimary offense qualifi Drug Trafficker	es for enhancement) Motor Vehicle Thefi	Criminal Cons Offices		4-5
Law Ell. Project	Diog Haritaer	MOTOL ABUICE 1 UPU	Criminal Gang Offense	Domestic Violence in Related C	
D.45 D. 55 D. 55				(offenses committed or	or after 03-12-07)
x 1.5 x 2.0 x 2.5	☐ x 1.5	☐ x 1.5	x 1.5	x 1.5	
	25		Enhanced Subtotal S	Sentence Points	IX. <u>0</u>
				SENTENCE POI	NTS 40.2
If total sentence points are less are 22 points or less, see Sectionsanction.	than or equal to 44, t n 775.082(10), Florid	SENTENCE CON he lowest permissible se la Statutes, to determine	ntence is-any non-state pris	son sanction. If the the offender to a no	total sentence poir n-state prison
If total sentence points are great	er than 44:				
	minus 28 =	x .75 =			
total sentence points			est permissible prison sent	ence in months	
If total sentence points are 60 po may place the defendant into a t	reatment-based drug	court program.			
The maximum sentence is up to lowest permissible sentence und the total sentence points are gre	ler the code, exceed:	s the statutory maximum.	Such sentences may be	mposed concurrent	, F.S., unless the y or consecutively.
			maximu	30 m sentence in years	
	TC	OTAL SENTENCE IN	IPOSED		
		Years	Months	Days	
State Prison [Life				
County Jail	Time Served				-
Community Control					-
Probation	1	2			-
Please check if sentenced as	habitual offende	er, habitual violent off	ender, violent career of	ender, 🗐 prison re	leasee reoffender.
ora 📋 mandatory minimum					:-
☐ Mittigated Departure ☐ Other Reason	Plea Bargain 🔲 P	rison Diversion Program		j	EXHIBIT #2
					PAGE 76
JUDGE'S SIGNATU	RE				





Rule 3.992(b) Supplemental Criminal Punishment Code Scoresheet

1	IE (LAST, FIRST It, Motyk	, MI)		1	DOCKET # 2012-2227			Date of Sen	tence	
H.	ADDITIONAL DOCKET#	OFFENSE(S): FEL/MM DEGREE	F.S.#	OFFENSE LE	VEL (QUALIFY	COUNTS	POINTS	TOTA	VL.
33	2012-2293-CF	3	810.02	4			1	3.6	3.6	
	DESCRIPTION:	Burglary of a Structur	re/Conveyance	9						
12	2012-2310-CF	3	810.02	4			1	3.6	3.6	
	DESCRIPTION:	Burglary of a Structure	re/Conveyance	•						_
•	DESCRIPTION: (Level - Points: N	1=0.2, 1=0.7, 2=1.2, 3=	=2.4, 4=3.6, 5=	5.4, 6=18, 7=28, 8	3=37, 9=46	i, 10=58)				
IV.	PRIOR RECO	RD:							n	7.2
	FEL/MM F.S.# DEGREE	OFFENSE LEVEL	QUALIFY: A/S/C/R	DESCRIPTION	l	1	NUMBER PO	OINTS -	TOTAL	
8							x			
	(Level - Points: M	I=0.2, 1=0.5, 2=0.8, 3=	-1.6, 4=2.4, 5=	3.6, 6=9, 7=14, 8=	=19, 9=23,	10=29)			IV	0
				for Departur						
	The defendant	coerced plea bargain, I was an accomplice to the of the defendant to apprecia	ate the criminal n	ature of the conduct or	to conform t	hat conduct to	the requirements of			
	amenable to t	t requires specialized treat reatment,	ment for a mental	disorder that is unrela	ited to substa	ince abuse or a	addiction, or for a ph	ysical disability,	and the def	endant is
	The need for p	ayment of restitution to the	victim outweighs	the need for a prison	sentence.					
	The victim was	an initiator, willing particip	ant, aggressor, o	r provoker of the incide	ent.					
	The defendant	acted under extreme dure	ss or under the do	omination of another p	erson,					
	Before the idea	ntity of the defendant was o	ietermined, the vi	ctim was substantially	compensate	d.				
	The defendant	cooperated with the State	to resolve the cur	rent offense or any ot	her offense.					
	The offense wa	as committed in an unsophi	sticated manner :	and was an isolated in	cident for wh	ich the defenda	ant has shown remo	rse.		
	At the time of t	he offense the defendant w	ras too young to a	appreciate the consequ	uences of the	offense.				
	_	is to be sentenced as a yo								
		is amenable to the service							the program	
	The defendant	was making a good faith e	ffort to obtain or p	provide medical assista	ance for an in	dividual experi	encing a drug-relate	d overdose.		

Pursuant to 921.0026(3) the defendant's substance abuse or addiction does not justify a downward departure from the lowest permissible sentence, except for the provisions of s.921.0026(2)(m).

THE STATE OF FLORIDA **AMENDED** UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2012-CF-002227

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the 15TH of SEPTEMBER, 2014.
nunc pro tunc 11th of August, 2014.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

	In the Circuit Court, Fourth Judicial				
Community Control Violator/ Revoked and Terminated	Circuit in	and for Clay	y County Florida		
Retrial			•		
Resentence RECEIVED					
TARA S GREEN	С	ase Number	r: 2012-CF-00222	7	
08/11/2014					
State of Florida Clerk of Court					
Clay County, FL					
Motyk Anthony Scott. Defendant					
JUDGM	ENT				
The defendant, Motyk Anthony Scott, being per Brian, the attorney of record, and the state represented				by Crick,	
 □ 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 	- 12	s)			
St	ffense atute umber(s)	Degree Of Crime	Case Number	OBTS Number	
	0.02(4)(b)	F3	2012-CF-002227	1001096509	
⊠and no cause being shown why the defendant should not be		-1.			

Page <u>1</u> of <u>5</u>

OR BK 3669 PG 1214

STATE OF FLORIDA

y.	
Motyle Scott	Case Number 120F2227, 120F2228 120F2229, 120F2231, 120F223 120F2310, 140F678, 140F679, 140F680
Refendant	12cf2229, 12cf2231, 12cf2293
	12CF2310, 14CF678, 14CF679, 14CF681
The state of the s	NGERPRINTS OF DEFENDANT MCF681 MCF682 1907683
1. Right Thumb 2 Right Inde	x 3. Right Middle 4. Right Ring 5. Right Little

	1. Right Thumb 2. Right Index	3. Right Middle	4. Right Ring	5. Right Little
H				
1				
1				
	40			•
	1/11 11 11	6 01/.	Short Show	. 1 /

Fingerprints taken by: 11 well to Chevel

Deputy Sheriff

I HEREBY CERTIFY that the above and foregoing are the fingerprints of the defendant, and that they were placed thereon by the defendant in my presence in open court this date.

DONE AND ORDERED in open court in Clay County, Florida, this _____ day of ______, 20 ______.

Judge Judge

PAGE 2 OF 5

begins service of the supervision terms.

Defendant: Motyk Anthony Scott	Case Number: 2012-CF-002227	OBTS Number:
(As to Count 1)	F Partinge 7	
The Defendant, being personally before been adjudicated guilty herein, and the court has sentence, and to show cause why the defendant sh	ving given the defendant an opportunity to	
(Check on if applicable)		
and the Court having on defer (date)	red imposition of sentence until this date	
and the Court having previously ente	ered a judgment in this case on now re (date)	sentences
and the Court having placed the defendant's probation commi		control and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursuant to as the 5% surcharge required by section 960		
The defendant is hereby committed to the custo	ody of the Department of Corrections.	
The defendant is hereby committed to the custo	ody of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful offend	der in accordance with section 958.04, Florid	la Statutes.
To Be Imprisoned (Check one; unmarked section	ons are inapplicable.):	
For a term of natural life.		
For a term of 60 months.		
Said SENTENCE SUSPENDED for a period of	f subject to conditions set forth in this	order.
If "split" sentence, complete the appropriate paragraph	raph.	
Followed by a period of on probation/co terms and conditions of supervision set fort	nmmunity control under the supervision of the hin a separate order entered herein.	ne Department of Corrections according to the
However, after serving a period of impr be placed onprobationcommunity contr the terms and conditions of probationcon	ol for a period of under supervision	of the Department of Corrections according to
In the event the defendant is ordered to serve ad	ditional split sentences, all incarceration po	ortions shall be satisfied before the defendant

Page <u>3</u> of <u>5</u>

Defendant Motyk Anthony Scott

Case Number 2012-CF-002227

SPECIAL PROVISIONS

(As to Count 1)					
By appropriate notation, the following p	By appropriate notation, the following provisions apply to the sentence imposed:				
Mandatory/Minimum Provisions:					
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.				
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.				
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.				
With 1,000 fee of School count.	553.133(1)(e)1, Florida Statutes, is neverly imposed for the sentence spectived 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.				
Habitual Violent	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)(b), Florida Statutes. 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.				
Felony Offender					
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.				
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.				
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.				
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.				
Other Provisions:					
Retention of Jurisdiction	The 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 377 days as credit for time incarcerated before imposition of this sentence.				

Page 4 of 5

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2012-CF-002228

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the 11TH of AUGUST, 2014.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

		evoked and Terminated liolator/ Revoked and Terminate			Court, Fourth Jud y County,Florida	icial
Reti		iolator/ Revoked and Terminate	d Circuit in	and for Cia	y County,Florida	
	sentence	RECEIVED TARA S GREEN 08/11/2014	_	oivision: A Case Numbe	r: 2012-CF-00222	8
State o	f Florida	Clerk of Court Clay County, FL				
Motyk Defend	Anthony Scott.					
		JUDGI	WENT			
Brian,	The defendant, <u>Motyk Anthony Scott</u> , being personally before this court represented by Crick, Brian, the attorney of record, and the state represented by Demers, Rachel C, and having					
	entered a plea of	und guilty by jury/ by court of the fo guilty to the following crime(s) noto contendere to the following cr		(s)		
Count	Crime		Offense Statute Number(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Structu	re or Conveyance	810.02(4)	F3	2012-CF-002228	1001096505
and	that the defendant being a qualified of required by law	own why the defendant should not be is hereby ADJUDICATED GUILTY fender pursuant to f.s. 943.325, the shown; IT IS ORDERED THAT AD	f of the above	e crime(s).	ed to submit DNA sa	mples as

Page <u>1</u> of <u>5</u>

STATE OF FLORIDA	
ا م ا	
Motul Scott	Case Number 120F2227, 120F2228
Defendant	
ne endant	12cf2229, 12cf2231, 12cf2293
free course of the contract of	12CF2310, 14CF678, 14CF679, 14CF68
FINO	GERPRINTS OF DEFENDANT 14CH (S) 14CF (S) 14CF (S)
British took as 15,5 hard and	The Book of the set of the set the set of th
1. Right Thumb 2. Right Index	3. Right Middle 4. Right Ring 5. Right Little
.41 4 1	1 1 1 1 1 1
Fingerprints taken by:	a Chewith Deputy should
	Y92 V Title
	<u> </u>
I HEREBY CERTIFY that the	bove and foregoing are the fingerprints of the defendant,
MOTUR SCOTT	and that they were placed thereon by the
defendant in my presence in open	
, re-	
DONE AND ORDERED in open	court in Clay County, Florida, this day of
At 10	20 N
1100	

PAGE 2 OF 5

Defendant: Motyk Anthony Scott	Case Number: 2012-CF-002228	OBTS Number:
	in seconder	
(As to Count 1)		
been adjudicated guilty herein, and the court	fore this court, accompanied by the defendant's having given the defendant an opportunity to a should not be sentenced by law, and no cause b	be heard and to offer maters in mitigation of
(Check on if applicable)		
and the Court having on de (date)	eferred imposition of sentence until this date	
and the Court having previously e	entered a judgment in this case on now res (date)	sentences
and the Court having placed the	ne defendant on probation community on munity control.	control and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursua as the 5% surcharge required by section 9	nt to section 775.083, Florida Statutes, plus \$ 960.25, Florida Statutes.	
The defendant is hereby committed to the co	ustody of the Department of Corrections.	
The defendant is hereby committed to the co	ustody of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful of	fender in accordance with section 958.04, Florid	a Statutes.
To Be Imprisoned (Check one; unmarked se	ctions are inapplicable.):	
For a term of natural life.		
For a term of 60 MONTHS.		
Said SENTENCE SUSPENDED for a period	d of subject to conditions set forth in this	order.
If "split" sentence, complete the appropriate pa	ragraph.	
Followed by a period of on probation terms and conditions of supervision set	n/community control under the supervision of the forth in a separate order entered herein.	e Department of Corrections according to the
be placed on probation community co	nprisonment in, the balance of the senter outrol for a period of under supervision of community control set forth in a separate order	of the Department of Corrections according to
In the event the defendant is ordered to serve begins service of the supervision terms.	e additional split sentences, all incarceration po	ortions shall be satisfied before the defendant

Page 3 of 5

		_	
Dofond	and Mate	k Anthony	Cant
Delenda	HILL IVIOUS	K AHLHOUV	OLUM

Case Number 2012-CF-002228

(As to Count 1)	
By appropriate notation, the following pr	rovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School count.	593.133(1)(c)1, Florida Statutos, is increby imposed for the sellectice 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	☐ It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 377 days as credit for time incarcerated before imposition of this sentence. Page of

Defendant Motyk Anthony Scott	Case Number <u>2012-CF-002228</u>			
Other Provisions, continued:				
Consecutive/Concurrent As to Other Counts	It is further ordered that the sentence imposed for this count shall run (check one)consecutive toconcurrent with the sentence set forth in count 1 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.			
	Specified sentences: 2012-CF-2227 + DUVAL COUNTY CASE 16-2013-CF-7198.			
	ence is to the Department of Corrections, the Sheriff of Clay County, Florida, is hereby ordered epartment of Corrections at the facility designated by the department together with a copy of this nts specified by Florida Statute.			
The defendant in open cour from this date with the clerk of this court and on showing of indigency.	rt was advised of the right to appeal from this sentence by filing notice of appeal within 30 days the defendant's right to the assistance of counsel in taking the appeal at the expense of the State			
In imposing the above sent	tence, the court further recommends			
DONE AND ORDERED in open court at Gre	en Cove Springs, Clay County, Florida on this the 11th day of August, 2014			
Judge Don H Lester				
	Page <u>5</u> of <u>5</u>			

STATE OF FLORIDA	IN THE CIRCUIT COURT, FOURTH JUDICIAL CIRCUIT, IN AND FOR CLAY COUNTY, FLORIDA
MOTYK A- SCOTT	CASE NO. 2013 - CF -000749 DIVISION: CRA 2012 - CF - 0023
ADMISSION OF VIOLATION OF PROBATION/CO CONTROL PLEA AND NEGOTIATED SENT 1. I,	ENCE _ 222 previously entered Denial and enter an 223
2. I understand that if the Court accepts this plea, I give up my right to an evidentiary Prove the violation, the right to have the Judge decide whether I violate my probation/commu witnesses against me and to have my lawyer question them, the right to subpoena and present wi I may have, and to testify or remain silent as I choose. I further understand that I give up my lawyer has explained to me what an appeal is.	hearing, the right to require the State to 231, nity control, the right to see and hear the itnesses or other evidence or any defenses
3. I understand that this Admission admits I violated my probation/community conevidentiary hearing and I will be sentenced based upon this plea.	ntrol, and further means there will be no
4. I understand the charge which has been placed against me and to which I am maximum penalty to me, as well as the nature of the violation alleged and any defenses I may advice and help.	
-7. I am entering this Admission because I believe it is in my best interest and it is what	- CONVERT FINES/COSIS TO CIVIL
8. I agree that the Judge may find a factual basis for this Admission based upon the Aft Control Officer.	
9. My education consists of 12th C-RADE. I am not under drug, or medicine at the time I sign this form. I am not suffering from any mental problem which	the influence of any alcoholic beverage, affects my understanding of the plea.
10. I have read every work in this written plea and have discussed it with my lawyer. I a completely filled in when I signed it. There were no blanks.	understand this form fully. The form was
SWORN TO SIGNED, AND FILED in Open Court in the presence of my lawyer and the June Florida, on AUGUST 4 2014. **Market Defendance of the presence of my lawyer and the June 2014.** **Defendance of the June 2014.** **Defendance of the June 2014.** **D	dge at Green Cove Springs, Clay County,
I hereby certify that, as counsel for the Defendant, I have discussed this case with my client evidence relating it with him. I believe the Defendant understands this plea form, his rights, and is entering this plea freely, voluntarily, and knowingly. COUNSEL FO	
CIRCUIT JUDGE	

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2012-CF-002229

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester Judge of said Court, and also, the Clerk and The Seal thereof, on this the <u>11TH</u> of <u>AUGUST</u>, <u>2014</u>.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

	munity Control Viol	ked and Terminated ator/ Revoked and Terminated			Court, Fourth Jud y County,Florida	icial
	entence	RECEIVED	Г	Division: A		
		TARA S GREEN	_		r: 2012-CF-00222	9
		08/11/2014				
State of	Florida	Clerk of Court				
		Clay County, FL				
Motyk / Defenda	Anthony Scott, ant					
		JUDGN	MENT			
Brian, 1	the attorney of rec been tried and found entered a plea of gu	otyk Anthony Scott, being poord, and the state represent guilty by jury/ by court of the following crime(s) to contendere to the following crime	nted by Der	mers, Rach	court represente el C, and having	d by Crick,
Count	Crime	S	Offense Statute Jumber(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Structure		10.02(4)	F3	2012-CF-002229	1001096506
 ☑ and no cause being shown why the defendant should not be adjudicated guilty, IT IS ORDERED that the defendant is hereby ADJUDICATED GUILTY of the above crime(s). ☑ and being a qualified offender pursuant to f.s. 943.325, the defendant shall be required to submit DNA samples as required by law ☑ and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD 						

Page <u>1</u> of <u>5</u>

STA	THE	TOT	OD	TTS A
- O I A			A IN	\mathbf{H}

у.	
Motule Scott	Case Number 120F2227, 120F2228
Devendant	12CF2229, 12CF2231, 12CF2293
Branco, Joseph XX (in the Assert Life to the Commission of the Section	12CF2310, 14CF678, 14CF679, 14CF680
FINGERPRINT	SOF DEFENDANT 19CH 681, 19CH 682, 19CH 683
1. Right Thumb 2. Right Index 3. Ri	ght Middle 4. Right Ring 5. Right Little
Emiliary 1111 and the Character	OV. Sheul
Fingerprints taken by: Wame (92	Title
# · · · · · · · · · · · · · · · · · · ·	A second
I HEREBY CERTIFY that the above and for	regoing are the fingerprints of the defendant,
NOTUR SCOTT	and that they were placed thereon by the
defendant in my presence in open court this da	ite.
DOLLE AND ODDEDDED	
DONE AND ORDERED in open court in Cla	ay County, Florida, this day of
7100, 2019.	
9	
	XX XX
_	Judge

PAGE 2 OF 5

EXHIBIT #2 PAGE 92 -137

1		
Defendant: Motyk Anthony Scott	Case Number: 2012-CF-002229	OBTS Number:
(As to Count 1)	STATE STATE OF STATE	
been adjudicated guilty herein, and the court	ore this court, accompanied by the defendant's having given the defendant an opportunity to should not be sentenced by law, and no cause b	be heard and to offer maters in mitigation of
(Check on if applicable)		
and the Court having on de (date)	ferred imposition of sentence until this date	
and the Court having previously e	ntered a judgment in this case on now res (date)	sentences
and the Court having placed the	e defendant on probation community community community control.	control and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursuar as the 5% surcharge required by section 5		_
The defendant is hereby committed to the cu	stody of the Department of Corrections.	
The defendant is hereby committed to the cu	stody of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful off	ender in accordance with section 958.04, Florida	a Statutes.
To Be Imprisoned (Check one; unmarked se	ctions are inapplicable.):	
For a term of natural life.		
For a term of 60 MONTHS.		
Said SENTENCE SUSPENDED for a period	d of subject to conditions set forth in this	order.
If "split" sentence, complete the appropriate par	ragraph.	
Followed by a period of on probation terms and conditions of supervision set f		e Department of Corrections according to the
	nprisonment in, the balance of the senter ntrol for a period of under supervision of community control set forth in a separate order	of the Department of Corrections according to
In the event the defendant is ordered to serve begins service of the supervision terms.	additional split sentences, all incarceration po	ortions shall be satisfied before the defendant

Page 3 of 5

Defendant	Motyk	Anthony	Scott

Case Number 2012-CF-002229

SPECIAL PROVISIONS (As to Count 1)	
By appropriate notation, the following p	rovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	lt is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1,
With 1,000 fee of School count.	893.135(1)(e)1, Florida Statutes, 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 377 days as credit for time incarcerated before imposition of this sentence.
	rage 1 OI 1/2

Defendant Motyk Anthony Scott	Case Number <u>2012-CF-002229</u>
Other Provisions, continued:	
Consecutive/Concurrent As to Other Counts	☐ It is further ordered that the sentence imposed for this count shall run (check one) ☐ consecutive to ☐ concurrent with the sentence set forth in count 1 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.
	Specified sentences: 2012-cf-2227 + DUVAL COUNTY CASE 16-2013-CF-7198.
	tence is to the Department of Corrections, the Sheriff of Clay County, Florida, is hereby ordered epartment of Corrections at the facility designated by the department together with a copy of this ents specified by Florida Statute.
	rt was advised of the right to appeal from this sentence by filing notice of appeal within 30 days the defendant's right to the assistance of counsel in taking the appeal at the expense of the State
In imposing the above sent	tence, the court further recommends
DONE AND ORDERED in open court at Gre	en Cove Springs, Clay County, Florida, on this on this the 11th day of August, 2014
	3- M. At.
	JUDGE Don H Lester

Page 5 of 5

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2012-CF-002231

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS :

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the 11TH of AUGUST, 2014.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

> EXHIBIT #2 PAGE 96 -137

		In the Circuit Court, Fourth Judicial
☐Community Control V ☐Retrial	iolator/ Revoked and Terminated	Circuit in and for Clay County,Florida
Resentence	RECEIVED	Division: A
	TARA S GREEN 08/11/2014	Case Number: 2012-CF-002231
State of Florida	Clerk of Court	
	Clay County, FL	
Motyk Anthony Scott, Defendant		
	JUDGM	ENT
The defendant, Brian, the attorney of r	Motyk Anthony Scott, being per record, and the state represented	ersonally before this court represented by Crick, ed by Demers, Rachel C, and having
	und guilty by jury/ by court of the follow guilty to the following crime(s)	ving crime(s)

Count	Crime	Offense Statute Number(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Structure or Conveyance	810.02(4)	F3	2012-CF-002231	1001096507

entered a plea of nolo contendere to the following crime(s)

☑and no cause being shown why the defendant should not be adjudicated guilty, IT IS ORDERED that the defendant is hereby ADJUDICATED GUILTY of the above crime(s).
 ☑and being a qualified offender pursuant to f.s. 943.325, the defendant shall be required to submit DNA samples as required by law
 ☑and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD

Page <u>1</u> of <u>5</u>

STATE	OF FI	ORIDA
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Motyle Scott	Case Number 120F2227, 120F2228 120F2229, 120F2231, 120F2293
FINGERPRINTS	12CF2310, 14CF678, 14CF679, 14CF680 OF DEFENDANT 14CF681, 14CF682, 14CF683
1. Right Thumb 2. Right Index 3. Righ	ht Middle 4. Right Ring 5. Right Little
Name VB2	Title
defendant in my presence in open court this date	, and that they were placed thereon by the
DONE AND ORDERED in open court in Clay	County, Florida, this day of
	Judge

PAGE 2 OF 5

Defendant: Motyk Anthony Scott	Case Number: 2012-CF-002231	OBTS Number:
(As to Count 1)		
The Defendant, being personally before been adjudicated guilty herein, and the court hav sentence, and to show cause why the defendant sho	ing given the defendant an opportunity t	
(Check on if applicable)		
and the Court having on deferr (date)	ed imposition of sentence until this date	
and the Court having previously enter the defendant	red a judgment in this case on now i	resentences
and the Court having placed the defendant's probation commu		control and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursuant to as the 5% surcharge required by section 960.	section 775.083, Florida Statutes, plus \$_ 25, Florida Statutes.	
The defendant is hereby committed to the custod	dy of the Department of Corrections.	
The defendant is hereby committed to the custod	dy of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful offend	er in accordance with section 958.04, Flor	ida Statutes.
To Be Imprisoned (Check one; unmarked section	ns are inapplicable.):	
For a term of natural life.		
For a term of 60 MONTHS.		
Said SENTENCE SUSPENDED for a period of	subject to conditions set forth in th	is order.
If "split" sentence, complete the appropriate paragra	aph.	
Followed by a period of on probation/conterms and conditions of supervision set forth		the Department of Corrections according to the
However, after serving a period of impribe placed onprobationcommunity control the terms and conditions of probationcom	ol for a period of under supervision	of the Department of Corrections according to
In the event the defendant is ordered to serve add	ditional split sentences, all incarceration	portions shall be satisfied before the defendant

Page 3 of 5

EXHIBIT #2 PAGE 99 -137

Defendant Moty	k Antl	hony	Scott
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Case Number 2012-CF-002231

SPECIAL PROVISIONS (As to Count 1)	
By appropriate notation, the following provisions apply to the sentence imposed:	
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893,13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School count.	893.133(1)(e)1, Florida Statutes, is neleby 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 <u>377</u> days as credit for time incarcerated before imposition of this sentence.
Page 4 of 5	

EXHIBIT #2 PAGE 100 -137

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2012-CF-002293

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the 11TH of AUGUST, 2014.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

> EXHIBIT #2 PAGE 101-137

☑Probation Violator/Revoked and Terminated ☑Community Control Violator/ Revoked and Terminated			In the Circuit Court, Fourth Judicial Circuit in and for Clay County,Florida		icial	
	entence	RECEIVED TARA S GREEN 08/11/2014		ivision: A ase Number	: 2012-CF-00229	3
State of	f Florida	Clerk of Court Clay County, FL				
Motyk Defend	Anthony Scott, ant	City County, FL				
		JUDG	MENT			
Brian,	The defendant, <u>Motyk Anthony Scott</u> , being personally before this court represented by Crick, Brian, the attorney of record, and the state represented by Demers, Rachel C, and having					
[[2]	entered a plea of gu	I guilty by jury/ by court of the fo ilty to the following crime(s) lo contendere to the following cr		3)		
Count	Crime		Offense Statute Number(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Structure	or Conveyance	810.02(4)	F3	2012-CF-002293	1001096654
_	that the defendant is	why the defendant should not hereby ADJUDICATED GUILT	Y of the above	crime(s).		
land l	and being a qualified offender pursuant to f.s. 943.325, the defendant shall be required to submit DNA samples as required by law					
☐and g	and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD					
		Page <u>1</u>	of <u>5</u>			

EXHIBIT #2 PAGE 102-137

	2			
STATE OF FLORIDA	£i.			
v.		0.0		
00 1 1 - 11				
Motul Scott	Coce	Number 120F	1227, 12CF	F2228
Refendant	1201	F2229, 12C	F2231. 1	acf 2293
. =	120	F2310, 14		
FINCED	PRINTS OF DE			
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	or regarding	The stanger	, Luig,	J. Lugar Liter
Ä.				
- <u> </u>	. //		/ 1	
Fingerprints taken by:	houselle	DIDIT	. Sheu	k D
Name 49	3	Title	4	10
	9		0.1 1.5 1	
I HEREBY CERTIFY that the above				
defendant in my presence in open cour	t this date	that they were	placed thereon	by the
detendant meany presence in open cour	i uns uate.	. i	61	
DONE AND ORDERED in open cou	ert in Clay County.	Florida, this	day	of
Hua,	2014			
				e:

PAGE 2 OF 5

EXHIBIT #2 PAGE 103-137

Defendant: Motyk Anthony Scott	Case Number: 2012-CF-002293	OBTS Number:
(As to Count 1)	School	一种的 国际有点之间的
The Defendant, being personally before this been adjudicated guilty herein, and the court having sentence, and to show cause why the defendant should	given the defendant an opportunity to be	e heard and to offer maters in mitigation of
(Check on if applicable)		
and the Court having on deferred i (date)	mposition of sentence until this date	
and the Court having previously entered a the defendant	judgment in this case on now rese (date)	entences
and the Court having placed the defer defendant's probation community		ntrol and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursuant to sec as the 5% surcharge required by section 960.25,		_
The defendant is hereby committed to the custody of	f the Department of Corrections.	•
The defendant is hereby committed to the custody of	f the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful offender in	accordance with section 958.04, Florida	Statutes.
To Be Imprisoned (Check one; unmarked sections a	re inapplicable.):	
For a term of natural life.		
For a term of 60 MONTHS.		
Said SENTENCE SUSPENDED for a period of	subject to conditions set forth in this o	order.
If "split" sentence, complete the appropriate paragraph.		
Followed by a period of on probation/commuterms and conditions of supervision set forth in	unity control under the supervision of the a separate order entered herein.	Department of Corrections according to the
However, after serving a period of imprisons be placed onprobationcommunity control for the terms and conditions of probationcommu	r a period of under supervision of	the Department of Corrections according to
In the event the defendant is ordered to serve additional begins service of the supervision terms.	onal split sentences, all incarceration port	tions shall be satisfied before the defendant

EXHIBIT #2 PAGE 104-137

Defendant	Motyk	Anthony	Scott
-----------	-------	---------	-------

Case Number 2012-CF-002293

SPECIAL PROVISIONS (As to Count 1)	
By appropriate notation, the following p	rovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School count.	693.133(1/ge)1, Fiorida Statutes, 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	☐It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	☐ It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The 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 377 days as credit for time incarcerated before imposition of this sentence.
	Page <u>4</u> of <u>5</u>

EXHIBIT #2 PAGE 105-137

Defendant Motyk Anthony Scott	Case Number <u>2012-CF-002293</u>
Other Provisions, continued:	
Consecutive/Concurrent As to Other Counts	It is further ordered that the sentence imposed for this count shall run (check one)consecutive toconcurrent with the sentence set forth in count 1 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.
	Specified sentences: 2012-CF-2227 + DUVAL COUNTY CASE 16-2013-CF-7198.
	ence is to the Department of Corrections, the Sheriff of Clay County, Florida, is hereby ordered epartment of Corrections at the facility designated by the department together with a copy of this a specified by Florida Statute.
	rt was advised of the right to appeal from this sentence by filing notice of appeal within 30 days the defendant's right to the assistance of counsel in taking the appeal at the expense of the State
In imposing the above sent	ence, the court further recommends
DONE AND ORDERED in open court at Gre	en Cove Springs, Clay County, Florida, on this on this the 11th day of August, 2014
	Judge
	Don H Lester

EXHIBIT #2 PAGE 106-137

Page <u>5</u> of <u>5</u>

THE STATE OF FLORIDA

UNIFORM COMMITMENT TO CUSTODY OF DEPARTMENT OF CORRECTIONS

The Circuit Court of the Fourth Judicial Circuit of Florida, in and for Clay County,

SPRING Term, 2014 in the Case Number 2012-CF-002310

STATE OF FLORIDA

VS.

Motyk Anthony Scott

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA, TO THE SHERIFF OF SAID COUNTY AND THE DEPARTMENT OF CORRECTIONS OF SAID STATE, GREETINGS:

The above named Defendant having been duly charged with the offense specified in the above styled court, and the defendant having been duly convicted and adjudged guilty of and sentenced for said offense by said Court, as appears from the attached certified copies of indictment/information, Judgment and Sentence which are hereby made parts hereof:

Now therefore, this is to command you, the said Sheriff, to take and keep and, Within a reasonable time after receiving this commitment, safely deliver the said defendant, together with any pertinent Investigation Report prepared in the case, into the Custody of the Department of Corrections of the State of Florida to a Reception Center designated by the Department of Corrections, and, other officials, to keep and safely imprison the said defendant for the term of said sentence in the institution in the state correctional system to which you, the said Department of Corrections, may cause the said defendant to be conveyed or thereafter transferred. And these presents shall be your authority for the same. Herein fail not.

WITNESS the Honorable Don H Lester
Judge of said Court, and also, the Clerk and
The Seal thereof, on this the <u>11TH</u> of <u>AUGUST</u>, <u>2014</u>.

TARA S. GREEN, CLERK



By: <u>Fam Glover</u> Deputy Clerk

EXHIBIT #2 PAGE 107-137

☑Probation Violator/Revoked and Terminated ☐Community Control Violator/ Revoked and Terminated ☐Retrial			In the Circuit Court, Fourth Judicial Circuit in and for Clay County,Florida		cial	
	entence	RECEIVED	D	ivision: A		
		TARA S GREEN			r: 2012-CF-00231	0
04-44	6 Etastala	08/11/2014				
State of	f Florida	Clerk of Court				
Motyk . Defenda	Anthony Scott, ant	Clay County, FL				
		JUDGN	MENT			
Brian,	The defendant, Motyk Anthony Scott, being personally before this court represented by Crick, Brian, the attorney of record, and the state represented by Demers, Rachel C, and having					
[[entered a plea of gui	guilty by jury/ by court of the foll lity to the following crime(s) to contendere to the following crim		s)		
Count	Crime	S	Offense Statute Jumber(s)	Degree Of Crime	Case Number	OBTS Number
1	Burglary of Structure		10.02(4)	F3	2012-CF-002310	1001096504
 ☑and no cause being shown why the defendant should not be adjudicated guilty, IT IS ORDERED that the defendant is hereby ADJUDICATED GUILTY of the above crime(s). ☑and being a qualified offender pursuant to f.s. 943.325, the defendant shall be required to submit DNA samples as required by law ☑and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD 						

Page <u>1</u> of <u>5</u>

EXHIBIT #2 PAGE 108-137

STATE OF FLORIDA				2
v.		i i		3
Motule Scott	12CF2:	mber 120F2227, 229, 120F22 2310, 140F6		293 14CF680
FINGER	PRINTS OF DEFE			CF682
1. Right Thumb 2. Right Index	3. Right Middle	4. Right Ring	5. Right Lit	tle
Fingerprints taken by: Mame 482	bengh	Deputy ?	sheriff	
defendant in my presence in open court	, and th	e fingerprints of the at they were placed		
DONE AND ORDERED in open court	t in Clay County, Flo	orida, this	day of	

PAGE 2 OF

EXHIBIT #2 PAGE 109-137

begins service of the supervision terms.

Defendant: Motyk Anthony Scott	Case Number: 2012-CF-002310	OBTS Number:
	SENTENCE	
(As to Count 1)		
The Defendant, being personally before been adjudicated guilty herein, and the court hav sentence, and to show cause why the defendant sho	ing given the defendant an opportunity to	
(Check on if applicable)		
and the Court having on defermed	ed imposition of sentence until this date	
and the Court having previously enter the defendant	red a judgment in this case on now red (date)	sentences
and the Court having placed the defendant's probation commu		control and having subsequently revoked the
It Is The Sentence Of The Court that:		
The defendant pay a fine of \$, pursuant to as the 5% surcharge required by section 960.		
The defendant is hereby committed to the custos	dy of the Department of Corrections.	
The defendant is hereby committed to the custom	dy of the Sheriff of Clay County, Florida.	
The defendant is sentenced as a youthful offend	er in accordance with section 958.04, Florid	a Statutes.
To Be Imprisoned (Check one; unmarked section	ns are inapplicable.):	
For a term of natural life.		
☐For a term of 60 MONTHS.		
Said SENTENCE SUSPENDED for a period of	subject to conditions set forth in this	order.
If "split" sentence, complete the appropriate paragra	aph.	a a
Followed by a period of on probation/corterms and conditions of supervision set forth		e Department of Corrections according to the
However, after serving a period of impri be placed onprobationcommunity contro the terms and conditions of probationcom	ol for a period of under supervision of	of the Department of Corrections according to

Page 3 of 5

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant

EXHIBIT #2 PAGE 110-137 Defendant Motyk Anthony Scott

Case Number 2012-CF-002310

SPECIAL PROVISIONS	
(As to Count 1)	
By appropriate notation, the following pr	ovisions apply to the sentence imposed:
Mandatory/Minimum Provisions:	
Firearm	It is further ordered that the 3-year minimum imprisonment provisions of section 775.087 (2), Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	It is further ordered that the mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance	It is further ordered that the 3-year minimum imprisonment provisions of section 893.13(1)(c)1, 893.135(1)(e)1, Florida Statutes, is hereby imposed for the sentence specified in this count.
With 1,000 fee of School count.	695.155(1)(e)1, Florida Statutes, is neceby 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), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent	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)(b), Florida Statutes. 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.
Felony Offender	
Law Enforcement Act	It is further ordered that the defendant shall serve a minimum of years before Protection release in accordance with section 775.0823, Florida Statutes.
Capital Offense	☐It is further ordered that the defendant shall serve no less than 25 years in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle Machine Gun	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Shotgun, Statutes, are hereby imposed for the sentence specified in this count.
Continuing	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Criminal Enterprise Statutes, are hereby imposed for the sentence specified in this count.
Other Provisions:	
Retention of Jurisdiction	The court retains jurisdiction over the defendant pursuant to section 947.16(3), Florida Statutes (1983).
Jail Credit	\square It is further ordered that the defendant shall be allowed a total of 377 days as credit for time incarcerated before imposition of this sentence.
	B 14.65

Page <u>4</u> of <u>5</u>

EXHIBIT #2 PAGE 111-137

Defendant Motyk Anthony Scott	Case Number 2012-CF-002310
Other Provisions, continued:	
Consecutive/Concurrent As to Other Counts	It is further ordered that the sentence imposed for this count shall run (check one)consecutive toconcurrent with the sentence set forth in count 1 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.
	Specified sentences: 2012-CF-2227 + DUVAL CO CASE 16-2013-CF-7198.
and directed to deliver the defendant to the D judgment and sentence and any other docume	
	art was advised of the right to appeal from this sentence by filing notice of appeal within 30 days the defendant's right to the assistance of counsel in taking the appeal at the expense of the State
In imposing the above sen	tence, the court further recommends
DONE AND ORDERED in open court at Gr	een Cove Springs, Clay County, Florida, on this on this the 11th day of August, 2014
	Judge Don H Lester

Page <u>5</u> of <u>5</u>

State of Florida	In the <u>Circuit</u> Court			
vs	of <u>Clay</u> County, Florida			
Motyk Anthony Scott	Case Number: 2012-CF-002227			
Defendant	Division: A			
	DOC Number:			
A THE REPORT OF THE PARTY OF TH	0.741 0 76			
This cause coming on this day to be heard before me. Motyk Anthony Scott being now present before me, and y (Check one)				
entered a plea of guilty to	RECIEVED			
entered a plea of nolo contendere to	JAMES B JETT			
been found guilty by jury verdict of	Clerk of Court Clay County 11/21/2012			
been found guilty by the court trying the case w				
the offense(s) of Burglary of Structure or Conveyance				
SECTION 1: Judgment of Guilt The court hereby adjudges you to be guilty of the ab that the imposition of sentence is hereby withheld and that you be supervision of the Department of Corrections, subject to Florida SECTION 2: Order Withholding Adjudication Now, therefore, it is ordered and adjudged that the	law.			
you be placed on probation for a period of 24 MONTHS u				
Corrections, subject to Florida law.	-			
SECTION 3: Probation During Portion of Sentence It is hereby ordered and adjudged that you be adjudicated a	guilty of the above offense(s) and			
Committed to the Department of Corrections Confined in the County Jail				
	ou have served all of the term you shall be placed on			
probation for a period of <u>under the supe</u> rvision of th Confined in the County Jail	e Department of Corrections, subject to Florida law.			
Page 1 o	- *			

EXHIBIT #2 PAGE 113-137

Deletion By Mark Various Asset (Asset as the Market Company of the
It is further ordered that you shall comply with the following general and special conditions of probation during the probationary period:

- Not later than the fifth day of each month, you will make a full and truthful report to your officer on the form provided for that purpose.
- You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- You will not possess, carry or own any firearm. You will not possess, carry or own any weapon without first procuring the consent of your officer.
- You will live without violating the law. A conviction in a court of law is not necessary for such a violation to constitute a violation of your probation.
 - (5) You will not associate with any person engaged in any criminal activity.
- You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a (6) physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (7) You will work diligently at a lawful occupation, advise your employer of your probationary status and support any other dependents to the best of your ability, as directed by your officer.
- You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s.119.07 F.S.
- You will report in person within 72 hours of your release from confinement to the probation officer in Clay County, Florida, unless otherwise instructed by your officer. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation officer located at

302 College Dr., Orange Park, FL 32065.

- You will pay the following monetary obligations (plus a 4 percent surcharge) pursuant to F.S. 945.31 to the Department of Corrections, as directed by your Probation Officer by and through the Florida Department of Corrections:
 - a) Restitution in the amount of \$____to the victim,
- Training and Equipment surcharge in the amount of \$2.00 for each month you are under supervision pursuant to F.S. Section 948.09(1)(2).
 - c) Felony Court costs in the amount of \$423.00 to the Clay County Clerk of Circuit Court as per F.S. 27.3455, 960.20, 443.25(3) and
 - d) State of Florida Processing Fee in the amount of \$ 600.00.

Page 2 of 4

> EXHIBIT #2 PAGE 114-137

- e) Public Defender Fee in the amount of \$100.00. You may challenge the amount of this assessment within twenty (20) days by advising the Court in writing that you contest this amount.
 - f) Public Defender Application Fee in the amount of \$ 50.00 to Clay County Clerk of Court.
 - g) Court Costs in the amount of \$____pu rsuant to F.S. 938.10 (crimes against minors).
 - h) Court Costs in the amount of \$____pu rsuant to F.S. 938.085 (Rape Crisis Fund)
 - i) Court Costs in the amount of \$____pu rsuant to F.S. 938.08 (Domestic Violence Trust Fund)
 - j) Fine in the amount of \$600.00 to the Clay County Sheriffs Office Investigative Fund
 - k) Cost of Supervision at a rate of \$40.00 for each month of supervision. (WAIVED)
 - The total amount due for all monetary obligations, plus a 4 percent surcharge, shall be paid in accordance with the priority schedule established by Administrative Order 94-22, issued by the Chief Judge of the Fourth Judicial Circuit

SPECIAL CONDITIONS

- You will perform 200 Hours of community service work and provide documentation to the Probation Officer as directed.
- (12) Your probation will terminate upon satisfactory completion of all conditions as directed by the Probation Officer.
- (13) You will have no contact with the Victim in this case as directed by the Probation Officer.
- (14) You will write a letter of apology to the victim as directed by the Probation Officer.

You are hereby placed on notice that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication was withheld, and impose any sentence which it might have imposed before placing you on probation or require you to serve the balance of said sentence.

Page 3 of 4

EXHIBIT #2 PAGE 115-137

It is further ordered that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liberty. (This paragraph applies only if section 1 or 2 is checked.)

It is further ordered that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on this the 21st day of November, 2012 at Green Cove Springs, Florida.

CIRCUIT COURT JUDGE Don H Lester

I acknowledge receipt of a certified copy of this order. The conditions have been explained to me and I agree to abide by them.

Date:	Probationer:			
Instructed by:				

Original: Clerk of the Court Certified Copies: Probationer

Florida Department of Corrections Probation and Parole Services

Page 4 of 4

EXHIBIT #2 PAGE 116-137

State of Florida	In the <u>Circuit</u> Court
vs	of <u>Clay</u> County, Florida
13	
NA COLOR	Case Number: 2012-CF-002228
Motyk Anthony Scott Defendant	Division: A
Defendant	Division. A
	DOC Number:
ESTATE OF THE PROPERTY OF THE	OBANON NEED LEED AND A STATE OF THE STATE OF
This cause coming on this day to be heard before n	ne, and you, the defendant
Motyk Anthony Scott being now present before me, and	
(Check one) ☑ entered a plea of guilty to	DECIEVED
entered a plea of guilty to	RECIEVED JAMES B JETT
been found guilty by jury verdict of	Clerk of Court Clay County
ooon round ganty by Jary volute of	11/21/2012
been found guilty by the court trying the case w	rithout a jury
the offense(s) of Burglary of Structure or Conveyance	
SECTION 1: Judgment of Guilt	
	ove offense(s). Now, therefore, it is ordered and adjudged
that the imposition of sentence is hereby withheld and that you be	
supervision of the Department of Corrections, subject to Florida	
SECTION 2: Order Withholding Adjudication	
	the adjudication of guilt is hereby withheld and that
you be placed on probation for a period of 24 MONTHS u	
Corrections, subject to Florida law.	•
SECTION 3: Probation During Portion of Sentence	
It is hereby ordered and adjudged that you be adjudicated a	guilty of the above offense(s) and
Committed to the Department of Corrections	
Confined in the County Jail	
	ou have served all of the term you shall be placed on
	e Department of Corrections, subject to Florida law.
Confined in the County Jail	
for a term of <u>with credit for jail time</u> , Page 1 c	as a special condition of probation.
rage i d	/1 T

EXHIBIT #2 PAGE 117-137

Dalement Work Stufforty State Service Case Number 2019 Core 100228

It is further ordered that you shall comply with the following general and special conditions of probation during the probationary period:

- Not later than the fifth day of each month, you will make a full and truthful report to your officer on the form provided for that purpose.
- You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- You will not possess, carry or own any firearm. You will not possess, carry or own any weapon without first procuring the consent of your officer.
- You will live without violating the law. A conviction in a court of law is not necessary for such a violation to constitute a violation of your probation.
 - (5) You will not associate with any person engaged in any criminal activity.
- You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a (6) physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (7)You will work diligently at a lawful occupation, advise your employer of your probationary status and support any other dependents to the best of your ability, as directed by your officer.
- You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s.119.07 F.S.
- You will report in person within 72 hours of your release from confinement to the probation (10)officer in Clay County, Florida, unless otherwise instructed by your officer. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation officer located at

302 College Dr., Orange Park, FL 32065.

- You will pay the following monetary obligations (plus a 4 percent surcharge) pursuant to F.S. 945.31 to the Department of Corrections, as directed by your Probation Officer by and through the Florida Department of Corrections:
 - Restitution in the amount of \$ to a) the victim.
- Training and Equipment surcharge in the amount of \$2.00 for each month b) you are under supervision pursuant to F.S. Section 948.09(1)(2).
 - c) Felony Court costs in the amount of \$. to the Clay County Clerk of Circuit Court as per F.S. 27.3455, 960.20, 443.25(3) and
 - d) State of Florida Processing Fee in the amount of \$.

Page 2 of 4

EXHIBIT #2 PAGE 118-137



Case Number 2012 (BEAD 22)

- e) Public Defender Fee in the amount of \$. You may challenge the amount of this assessment within twenty (20) days by advising the Court in writing that you contest this amount.
 - f) Public Defender Application Fee in the amount of \$ to Clay County Clerk of Court.
 - g) Court Costs in the amount of \$____pu rsuant to F.S. 938.10 (crimes against minors).
 - h) Court Costs in the amount of \$\ pu \ rsuant to F.S. 938.085 (Rape Crisis Fund)
 - i) Court Costs in the amount of \$____pu rsuant to F.S. 938.08 (Domestic Violence Trust Fund)
 - j) Fine in the amount of \$ to the Clay County Sheriffs Office Investigative Fund
 - k) Cost of Supervision at a rate of \$40.00 for each month of supervision. (WAIVED)
 - 1) The total amount due for all monetary obligations, plus a 4 percent surcharge, shall be paid in accordance with the priority schedule established by Administrative Order 94-22, issued by the Chief Judge of the Fourth Judicial Circuit

SPECIAL CONDITIONS

- (11) You will perform 200 Hours of community service work and provide documentation to the Probation Officer as directed.
- (12) Your probation will terminate upon satisfactory completion of all conditions as directed by the Probation Officer.
- (13) You will have no contact with the Victim in this case as directed by the Probation Officer.
- (14) You will write a letter of apology to the victim as directed by the Probation Officer.
- (15) THIS CASE CONCURRENT WITH 2012CF2227.

You are hereby placed on notice that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication was withheld, and impose any sentence which it might have imposed before placing you on probation or require you to serve the balance of said sentence.

Page 3 of 4

EXHIBIT #2 PAGE 119-137

It is further ordered that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liberty. (This paragraph applies only if section 1 or 2 is checked.)

It is further ordered that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on this the 21st day of November, 2012 at Green Cove Springs, Florida.

Bak. AX CIRCUIT COURT JUDGE Don H Lester

I acknowledge receipt of a certified copy of this order. The conditions have been explained to me and I agree to abide by them.

Date:	Probationer:
Instructed by:	-

Original: Clerk of the Court Certified Copies: Probationer

> Florida Department of Corrections Probation and Parole Services

Page 4 of 4

EXHIBIT #2 PAGE 120-137

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT, IN AND FOR CLAY COUNTY, FLORIDA

STATE OF FLORIDA

VS

Motyle Anthony South DEFENDANT CASE: 10-2012-CF-002310A, 2293A, DIVISION: 2229A, 2231A, 2229A, 222817

PLEA OF GUILTY AND NEGOTIATED SENTENCE

I hereby enter my plea of guilty because I am guilty. Before entering such plea of guilty, I was advised of the nature of all the charges against me, the statutory offenses included within such charges, the range of maximum allowable punishments for each charge, all the possible defenses to each charge, and all circumstances in mitigation of such charges. I have been advised of all other facts essential to a full and complete understanding of all offenses with which I have been charged, and of all offenses to which I am entering this plea. I have been advised of all direct consequences of the sentence to be imposed.

My sentence ha	as been negotiated in this case in that I will be:
	Adjudicated guilty mis lemant in # 2231A
	Adjudication of guilt will be withheld all falouses
And I will be se	entenced to: (please print)
fine serv.	and Sor misdememor in #2231A. Zyenis probation w/ \$600 SAG
*600 COI	letiers or applican to each victim. No contact w/ victim, 200
C/S hours	. St3 Restitution of \$409 total early term of probation
as Soon a	a completed.
	e Defendant stipulate and agree that the Defendant is entitled to 47 Laureredit for time I have

The State and the Defendant stipulate and agree that the Defendant is entitled to 47 descredit for time I have already served in this/these case(s) and I waive any other credit I may be entitled to. I agree that if the judge gives me credit for time served as stipulated, I waive/give up the right to complain or appeal concerning credit for time served.

I considered this negotiated sentence to be to my advantage, and I have freely and voluntarily entered my plea of guilty. I have not been offered any hope of reward, better treatment, or certain type of sentence as an inducement to enter this plea, other than the sentence set forth above. I have not been promised by anyone, including my attorney, that I would actually serve any less time than that set forth above, and I understand that any early release of any sort is not a part of this plea agreement and is entirely within discretion of governmental agencies of than this Court. I have not been threatened, coerced, or intimidated by any person, including my attorney, in any way in order to get me to enter this plea.

Advice of Rights:

I understand that by pleading guilty I give up the following constitutional rights: the right to trial by judge or jury (including, if I am charged with a capital offense, the right to a jury of twelve persons), the right to be represented by counsel at trial, the right to have counsel appointed to represent me if I cannot afford to retain counsel, the right to present witnesses in my own behalf and to compel the attendance of those witnesses, the right to confront the witnesses against me, the right to require to State to prove its case against me beyond a reasonable doubt and, for purposes of this plea hearing, my right against self-incrimination. I further understand that if I am not a citizen of the United States that this plea may subject me to deportation. I also understand that by entering this plea I give up the right to appeal all matters relating to the judgment, including the issue of guilt or innocence.

Consultation with Attorney:

I have had ample time to discuss this agreement with my attorney. My attorney and I have read this agreement regarding my guilty plea together in private, and my attorney has explained all portions of this agreement to my complete understanding and satisfaction. We have fully discussed all aspects of this case, including all possible defenses to all charges, including self-defense and any defense based upon any disability, disease, insanity, or intoxication. My attorney has given me the opportunity to ask questions and has answered all of my questions fully and completely. My attorney has taken all actions requested by me, or has explained to my satisfaction and agreement why such actions should not be taken, and I concur with my attorney's decisions in that regard. I am completely satisfied with the services rendered by my attorney on my behalf in this case.

Time for Consideration and Reflection:

I have had sufficient time to consider all charges against me, all possible defenses and circumstances in mitigation, the advice of my attorney, the constitutional rights forfeited by entering into this plea agreement, and the potential consequences that the entry of a plea of guilty may have upon me. I have been provided with the opportunity for additional time to consider and reflect upon these matters, and I specifically state that I do not require any additional time to do so. I wish to proceed with the entry of my guilty plea.

JIMMY RYCE WARNING: My lawyer has advised me that if I am now pleading to a "sexually violent offense" or if I have previously been convicted of a "sexually violent offense" as that term is defined in Section 394.912(9), Florida Statutes, my plea in this case could subject me to the provisions of the Jimmy Ryce Civil Commitment Act, Florida Statutes, Section 394.910, et seq., which allows the State to commit to a secure treatment facility, for an indefinite period of time, a person who has been convicted of a sex offense, and who is determined to be likely to commit a violent sexual offense in the future.

Acknowledged in Open Court:

In open Court I have under oath acknowledged to the Judge of this Court that:

- A. I have read and understood this entire plea agreement, including the rights I am giving up by entering into it;
- B. I am not under the influence of any substance, drug, or condition (physical, mental, or emotional), which interferes with my appreciation of the entire plea agreement into which I am entering and all consequences thereof;
- C. I have not been deprived of, and am properly taking, any medication which is essential to my full, complete, and unimpaired understanding of the plea agreement and these proceedings;
- D. I have entered into and signed this plea of guilty and negotiated sentence freely and voluntarily;
- E. This plea of guilty and negotiated sentence form is true and correct in all respects; and
- F. This form represents the sole and complete agreement between the State and myself. No other agreements, representations, or promises have been made by myself, my attorney, the Court, or any representative of the State.

Attorney for Defendant

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Assistant State Atterney

Wilness, Deputy Clerk

NE

EXHIBIT #2 PAGE 122-137

My signature as Judge of this Court is certification that I have discussed this plea agreement with Defendant and Defendant's attorney in open Court on this date and have asked Defendant questions, considered Defendant's responses, and observed Defendant's demeanor. I find that Defendant has the intelligence to comprehend these constitutional rights, the terms of this plea agreement, the contents of this written agreement, and these proceedings. I further find that Defendant has entered this plea freely and voluntarily and is not under the influence of any disability, substance, drug, or condition, which would interfere with Defendant's ability to understand and appreciate the terms of this plea agreement and its consequences.



The Criminal Punishment Code Scoresheet Preparation Manual is available at: http://www.dc.state.fl.us/pub/sen_cpcm/index.html

_			W.1							
1. DATE OF SENTENCE		2. PREPARER'S NAME Colaw-SAO		3. COUNTY CLAY		SENTENCING JUDGE Don Lester				
5. NA	ME (LAST, FIR		6. DOB		8. RACE		10. PRIM	ARY OFF, DAT	È 1	2.
Scott, Motyk					BLACK		10/05/2	012		
			7. DC#		9. GENDER		11. PRIM	ARY DOCKET		LEA 🖸
			1. 500		Male		2012-222		" TR	TAT 🔲
	IMARY OF			mp						
	LONY GREE	F.S.#		DESCRIPTION				OFFENSE LEVEL		POINTS
	3	810.02		Burglary of a Struc	ture/Conveyance			4		
(Le	vel - Points: 1	=4, 2=10, 3=16, 4=2	22, 5=28, 6=36,	7=56, 8=74, 9=92	, 10=116)					
F	Prior capital felon;	triples Primary Offense	points 🗀						X.	22
II. AI	DITIONAL	OFFENSE(S):	Supplemental pa	oge attached 🔽						
	CKET#	7 /		OFFENSE LE	VEL QUALIFY:	A/S/C/R C	OUNTS	POINTS	TOT	AL
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III. VI	CTIM INJU									1046
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							!	Page 1 Subtota	lt:	40.2

EXHIBIT #2 **PAGE** 123-137

NAME (LAST, FIRST, MI)			DOCKE	Τ#			
Scott, Motyk		2012-22	27-CF				
	Page 1 Subt	iotal:	40.2				
V. Legal Status Violation = 4 Escape Fleeing Failu Court imposed post prison rek	ure to Appear 🔲 Su			n Pretrial interve	ntion or diversion progr		
VI Community Sanction violati						VI	
-	_	ew felony conviction x		each successive viola	ion OP		
New felony combefore or at sa 12 points x of special conc New felony combefore concern special concern	viction = 12 points x me time as sentence each successiv sem when the violativ viction = 24 points x n if new offense resu	each successive for violation of probate violation for a violent on is not based solely each successivits in a conviction before	ive violati tion OR t felony of on failure	on if new offense resultender to pay costs, fines, or	restitution OR		
VII. Firearm/Seml-Automatic		3 or 25 points				VIL.	
VIII. Prior Serious Felony = 30	points					VDL	
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IX. Enhancements (only if the p	rimary offense qualif	hes for enhancement) Motor Vehicle Their		Colonical Const Officers	Daniel Value L. K.	Danis of	7
Law Cin. Process	Extra ratecter	MOID! VERICIE THEIR		Criminal Gang Offense	Domestic Violence in the Related Child	4	1
			- 1		(offenses committed on or	after 03-12-07)
x 1.5 x 2.0 x 2.5	x 1.5	☐ x 1.5		x 1.5	x 1.5		J
			i	Enhanced Subtotal S	entence Points SENTENCE POINT	IX.	0 40.2
		SENTENCE CO	OMPUT		0211211021 0111		10.2
if total sentence points are less are 22 points or less, see Sectionsanction.	than or equal to 44, in 775.082(10), Flori	the lowest permissible da Statutes, to determ	sentence ine if the	s is any non-state prise court must sentence ti	on sanction. If the tot he offender to a non-s	al sentence state prison	points
If total sentence points are great	ter than 44:						
	minus 28 =	x .75 =					
total sentence points				ermissible prison sente			
If total sentence points are 60 po may place the defendant into a t	ireatment-based drug	g court program.					
The maximum sentence is up to lowest permissible sentence und the total sentence points are gre	der the code, exceed	ls the statutory maximo	um, Such	n sentences may be in	wided in s.775.082, Finposed concurrently of 30	.S., unless or consecuti	the ively. I
				maximum	sentence in years		
	T/	OTAL SENTENCE	IMPOS	ED			
	•	Yea		Months	Days		
State Prison	Life				•		
County Jail	Time Served						
Community Control							
Probation	d	_ 6	2				
Please check if sentenced as	habitual offend	er, habitual violent	offender.	violent career offs	ender, 🗔 prison relea	isee reoffer	nder.
or a 🔲 mandatory minimus		38 80	×	-		4 22 <u>,</u>	
Mitigated Departure Other Reason	Plea Bargain [] !	Prison Diversion Progr	ram		EXF PAG	IIBIT #2 E	
					124	101	
JUDGE'S SIGNATU	RE						



Rule 3.992(b) Supplemental Criminal Punishment Code Scoresheet

	NAME (LAST, FIRST, MI) Scott, Motyk					DOCK 2012-2	ET# 2227-CF		Date of Sentence		
	ADDITIO	NAL OFF	'ENSE(S): L/MM DEGREE	F.S.#	OFFENSE LI	EVEL	QUALIFY	COUNTS	POINTS	TOTAL	
4	2012-2293	-CF	3	810.02	4			11	3.6	3.6	
I	DESCRIPT	TION: Burg	ary of a Structure	/Conveyance	=						
. 2	2012-2310	-CF	3	810.02	4			11	3.6	3.6	
I	DESCRIP1	TION: Burg	ary of a Structure	A/Conveyance							
	ESCRIPT		1=0.7, 2=1.2, 3=2	2.4. 4=3.6. 5=	5.4. 6=18. 7=28.	8=37.	9=46 10=58)				
(V.)		ECORD:	OFFENSE		DESCRIPTIO			NUMBER PO	DINTS T	II. <u>7.2</u>	
D	EGREE		LEVEL	A/S/C/R				x	_		
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	Legifim	ate, uncoerced	I nina hamain		,,			-10 00010011001	,		
	_		accomplice to the o	ffense and was	a relatively minor par	ticinant i	n the criminal condu	ct			
			elendant to appreciat						f law was substa	ntially impaired.	
	The de		s specialized treatm								
			of restitution to the v	ciclim outweints	the need for a price	sanian					
	_		ator, willing participa				~				
	_		inder extreme duresi								
	_		he defendant was de				nsated.				
			ated with the State to								
	☐ The offi	ense was comm	nitted in an unsophis	ficated menner	and was an isolated i	ncident f	or which the detend	ant has shown rem	orse,		
			se the defendant wa								
			sentenced as a your								
	The def	endant is amer	nable to the services	of a postadjudio	atory treatment-base	d drug c	ourt program and is	otherwise qualified	to participate in t	the program.	
			ıking a good falth effo								

Pursuant to 821.0026(3) the defendant's substance abuse or addiction does not justify a downward departure from the lowest permissible sentence, except for the provisions of s.921.0026(2)(m).

EXHIBIT #2 PAGE 125-137

State of Florida	In the Circuit Court
vs	of Clay County, Florida
Motyk Anthony Scott	Case Number: <u>2012-CF-002229</u>
Defendant Scott	Division: A
	DOC Number:
The second secon	OBZQUONE SEE SEE SEE SEE SEE SEE SEE SEE SEE S
This cause coming on this day to be heard before m	
Motyk Anthony Scott being now present before me, and y (Check one)	ou having
entered a plea of guilty to	RECIEVED
entered a plea of nolo contendere to	JAMES B JETT
been found guilty by jury verdict of	Clerk of Court Clay County 11/21/2012
been found guilty by the court trying the case w	
the offense(s) of Burglary of Structure or Conveyance	
SECTION 1: Judgment of Guilt The court hereby ediudges you to be quilty of the about	ove offense(s). Now, therefore, it is ordered and adjudged
that the imposition of sentence is hereby withheld and that you be	
supervision of the Department of Corrections, subject to Florida	
SECTION 2: Order Withholding Adjudication	
Now, therefore, it is ordered and adjudged that t	
you be placed on probation for a period of 24 MONTHS u	nder the supervision of the Department of
Corrections, subject to Florida law. SECTION 3: Probation During Portion of Sentence	
It is hereby ordered and adjudged that you be adjudicated g	uilty of the above offense(s) and
Committed to the Department of Corrections	unity of the above offense(s) and
Confined in the County Jail	
	ou have served all of the term you shall be placed on
probation for a period of under the supe rvision of the	
Confined in the County Jail	
	as a special condition of probation.
Page 1 o	

EXHIBIT #2 PAGE 126-137

Delegation Motel Anthony Scott Case Number: 2012-CR4002229

It is further ordered that you shall comply with the following general and special conditions of probation during the probationary period:

- Not later than the fifth day of each month, you will make a full and truthful report to your officer on the form provided for that purpose.
- You will not change your residence or employment or leave the county of your residence without (2)first procuring the consent of your officer.
- You will not possess, carry or own any firearm. You will not possess, carry or own any weapon without first procuring the consent of your officer.
- You will live without violating the law. A conviction in a court of law is not necessary for such a violation to constitute a violation of your probation.
 - (5)You will not associate with any person engaged in any criminal activity.
- (6) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (7)You will work diligently at a lawful occupation, advise your employer of your probationary status and support any other dependents to the best of your ability, as directed by your officer.
- You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s.119.07 F.S.
- You will report in person within 72 hours of your release from confinement to the probation officer in <u>Clay</u> County, Florida, unless otherwise instructed by your officer. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation officer located at

302 College Dr., Orange Park, FL 32065.

- You will pay the following monetary obligations (plus a 4 percent surcharge) pursuant to F.S. 945.31 to the Department of Corrections, as directed by your Probation Officer by and through the Florida Department of Corrections:
 - Restitution in the amount of \$ 156.00 to the victim, ils whang to deft a)
- b) Training and Equipment surcharge in the amount of \$2.00 for each month you are under supervision pursuant to F.S. Section 948.09(1)(2).
 - c) Felony Court costs in the amount of \$, to the Clay County Clerk of Circuit Court as per F.S. 27.3455, 960.20, 443.25(3) and
 - d) State of Florida Processing Fee in the amount of \$.

Page 2 of 4

Delene al Model Cameron Strong and Camero Strong
- e) Public Defender Fee in the amount of \$. You may challenge the amount of this assessment within twenty (20) days by advising the Court in writing that you contest this amount.
 - f) Public Defender Application Fee in the amount of \$ to Clay County Clerk of Court.
 - g) Court Costs in the amount of \$_____pu rsuant to F.S. 938.10 (crimes against minors).
 - h) Court Costs in the amount of \$___pu rsuant to F.S. 938.085 (Rape Crisis Fund)
 - i) Court Costs in the amount of \$___ __pu rsuant to F.S. 938.08 (Domestic Violence Trust Fund)
 - j) Fine in the amount of \$ to the Clay County Sheriffs Office Investigative Fund
 - k) Cost of Supervision at a rate of \$40.00 for each month of supervision. (WAIVED)
 - 1) The total amount due for all monetary obligations, plus a 4 percent surcharge, shall be paid in accordance with the priority schedule established by Administrative Order 94-22, issued by the Chief Judge of the Fourth Judicial Circuit

SPECIAL CONDITIONS

- You will perform 200 Hours of community service work and provide documentation to the Probation Officer as directed.
- (12) Your probation will terminate upon satisfactory completion of all conditions as directed by the Probation Officer.
- (13) You will have no contact with the Victim in this case as directed by the Probation Officer.
- (14) You will write a letter of apology to the victim as directed by the Probation Officer.
- (15) This case concurrent with 2012CF2227.

You are hereby placed on notice that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication was withheld, and impose any sentence which it might have imposed before placing you on probation or require you to serve the balance of said sentence.

Page 3 of 4

EXHIBIT #2 PAGE 128-137

Description of the second seco

It is further ordered that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liberty. (This paragraph applies only if section 1 or 2 is checked.)

It is further ordered that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on this the 21st day of November, 2012 at Green Cove Springs, Florida.

Baki At CIRCUIT COURT JUDGE Don H Lester

I acknowledge receipt of a certified copy of this order. The conditions have been explained to me and I agree to abide by them.

Date:	Probationer:	
Instructed by:		

Clerk of the Court Original: Certified Copies: Probationer

> Florida Department of Corrections Probation and Parole Services

Page 4 of 4

State of Florida vs	In the <u>Circuit</u> Court of <u>Clay</u> County, Florida
Motyk Anthony Scott Defendant	Case Number: <u>2012-CF-002231</u> Division: <u>A</u>
	DOC Number:
TORDER OF THE STATE OF THE STAT	
This cause coming on this day to be heard before me Motyk Anthony Scott being now present before me, and y	
(Check one)	RECIEVED JAMES B JETT Clerk of Court Clay County 11/21/2012 ithout a jury
SECTION 1: Judgment of Guilt	ove offense(s). Now, therefore, it is ordered and adjudged be placed on probation for a period of under the law.
Now, therefore, it is ordered and adjudged that t you be placed on probation for a period of 24 MONTHS u Corrections, subject to Florida law.	
SECTION 3: Probation During Portion of Sentence It is hereby ordered and adjudged that you be adjudicated g Committed to the Department of Corrections Confined in the County Jail	guilty of the above offense(s) and
for a term of <u>with credit for jail time</u> . After y probation for a period of <u>under the supe</u> rvision of the Confined in the County Jail	
for a term of <u>with credit for jail time</u> , a Page 1 o	as a special condition of probation.
Page 1 o	

EXEXHIBIT #2

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It is further ordered that you shall comply with the following general and special conditions of probation during the probationary period:

- (1) Not later than the fifth day of each month, you will make a full and truthful report to your officer on the form provided for that purpose.
- (2) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (3) You will not possess, carry or own any firearm. You will not possess, carry or own any weapon without first procuring the consent of your officer.
- (4) You will live without violating the law. A conviction in a court of law is not necessary for such a violation to constitute a violation of your probation.
 - (5) You will not associate with any person engaged in any criminal activity.
- (6) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (7) You will work diligently at a lawful occupation, advise your employer of your probationary status and support any other dependents to the best of your ability, as directed by your officer.
- (8) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- (9) You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s.119.07 F.S.
- (10) You will report in person within 72 hours of your release from confinement to the probation officer in <u>Clay</u> County, Florida, unless otherwise instructed by your officer. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation officer located at

302 College Dr., Orange Park, FL 32065.

- (11) You will pay the following monetary obligations (plus a 4 percent surcharge) pursuant to F.S. 945.31 to the Department of Corrections, as directed by your Probation Officer by and through the Florida Department of Corrections:
 - a) Restitution in the amount of \$ 200.00 to the victim, j/s w/any co-deft.
- b) Training and Equipment surcharge in the amount of \$2.00 for each month you are under supervision pursuant to F.S. Section 948.09(1)(2).
 - c) Felony Court costs in the amount of \$. to the Clay County Clerk of Circuit Court as per F.S. 27.3455, 960.20, 443.25(3) and
 - d) State of Florida Processing Fee in the amount of \$.

Page 2 of 4

partition (Abita evaluation), John Commission (Abita et al. 1997), and the commission of the commissio

- e) Public Defender Fee in the amount of \$. You may challenge the amount of this assessment within twenty (20) days by advising the Court in writing that you contest this amount.
 - f) Public Defender Application Fee in the amount of \$ to Clay County Clerk of Court.
 - g) Court Costs in the amount of \$____pu rsuant to F.S. 938.10 (crimes against minors).
 - h) Court Costs in the amount of \$____pu rsuant to F.S. 938.085 (Rape Crisis Fund)
 - i) Court Costs in the amount of \$____pu rsuant to F.S. 938.08 (Domestic Violence Trust Fund)
 - j) Fine in the amount of \$ to the Clay County Sheriffs Office Investigative Fund
 - k) Cost of Supervision at a rate of \$40.00 for each month of supervision. (WAIVED)
 - 1) The total amount due for all monetary obligations, plus a 4 percent surcharge, shall be paid in accordance with the priority schedule established by Administrative Order 94-22, issued by the Chief Judge of the Fourth Judicial Circuit

SPECIAL CONDITIONS

- (11) You will perform 200 Hours of community service work and provide documentation to the Probation Officer as directed.
- (12) Your probation will terminate upon satisfactory completion of all conditions as directed by the Probation Officer.
- (13) You will have no contact with the Victim in this case as directed by the Probation Officer.
- (14) You will write a letter of apology to the victim as directed by the Probation Officer.
- (15) This case concurrent with 2012CF2227.

You are hereby placed on notice that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication was withheld, and impose any sentence which it might have imposed before placing you on probation or require you to serve the balance of said sentence.

Page 3 of 4

EXHIBIT #2 PAGE132-137

Case Number 2012-CF-00223

It is further ordered that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liberty. (This paragraph applies only if section 1 or 2 is checked.)

It is further ordered that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law,

DONE AND ORDERED, on this the 21st day of November, 2012 at Green Cove Springs, Florida.

Bak. NJ CIRCUIT COURT JUDGE Don H Lester

I acknowledge receipt of a certified copy of this order. The conditions have been explained to me and I agree to abide by them.

Date:	Probationer:		
Instructed by:			

Original: Clerk of the Court Certified Copies: Probationer

Florida Department of Corrections Probation and Parole Services

Page 4 of 4

EXHIBIT #2 PAGE 133 -137

State of Florida	In the <u>Circuit</u> Court of <u>Clay</u> County, Florida
vs	or <u>clay</u> county, Profica
Motyk Anthony Scott Defendant	Case Number: <u>2012-CF-002293</u> Division: <u>A</u>
	Division. <u>1.</u>
	DOC Number:
ORDER OF PROBATION	
This cause coming on this day to be heard before me, and you, the defendant Motyk Anthony Scott being now present before me, and you having (Check one)	
entered a plea of guilty to	RECIEVED
entered a plea of nolo contendere to	JAMES B JETT
been found guilty by jury verdict of	Clerk of Court Clay County 11/21/2012
been found guilty by the court trying the case without a jury	
the offense(s) of Burglary of Structure or Conveyance	
SECTION 1: Judgment of Guilt The court hereby adjudges you to be guilty of the above offense(s). Now, therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld and that you be placed on probation for a period of under the supervision of the Department of Corrections, subject to Florida law. SECTION 2: Order Withholding Adjudication	
Now, therefore, it is ordered and adjudged that the adjudication of guilt is hereby withheld and that you be placed on probation for a period of 24 MONTHS under the supervision of the Department of	
Corrections, subject to Florida law.	
SECTION 3: Probation During Portion of Sentence It is hereby ordered and adjudged that you be adjudicated guilty of the above offense(s) and Committed to the Department of Corrections	
Confined in the County Jail	
for a term of with credit for jail time. After you have served all of the term you shall be placed on	
probation for a period of under the supe rvision of the Department of Corrections, subject to Florida law.	
Confined in the County Jail for a term of with credit for <u>jail</u> time, as a special condition of probation.	
Page 1 of 4	

EXHIBIT #2 PAGE 134 -137

It is further ordered that you shall comply with the following general and special conditions of probation during the probationary period:

- (1) Not later than the fifth day of each month, you will make a full and truthful report to your officer on the form provided for that purpose.
- (2) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (3) You will not possess, carry or own any firearm. You will not possess, carry or own any weapon without first procuring the consent of your officer.
- (4) You will live without violating the law. A conviction in a court of law is not necessary for such a violation to constitute a violation of your probation.
 - (5) You will not associate with any person engaged in any criminal activity.
- (6) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (7) You will work diligently at a lawful occupation, advise your employer of your probationary status and support any other dependents to the best of your ability, as directed by your officer.
- (8) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- (9) You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s.119.07 F.S.
- (10) You will report in person within 72 hours of your release from confinement to the probation officer in <u>Clay</u> County, Florida, unless otherwise instructed by your officer. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation officer located at

302 College Dr., Orange Park, FL 32065.

- (11) You will pay the following monetary obligations (plus a 4 percent surcharge) pursuant to F.S. 945.31 to the Department of Corrections, as directed by your Probation Officer by and through the Florida Department of Corrections:
 - a) Restitution in the amount of \$ 10.00 to the victim, j/s w/any co-deft.
- b) Training and Equipment surcharge in the amount of \$2.00 for each month you are under supervision pursuant to F.S. Section 948.09(1)(2).
 - Felony Court costs in the amount of \$. to the Clay County Clerk of Circuit Court as per F.S. 27.3455, 960.20, 443.25(3) and
 - d) State of Florida Processing Fee in the amount of \$.

Page 2 of 4

EXHIBIT #2 PAGE 135- 137

- e) Public Defender Fee in the amount of \$. You may challenge the amount of this assessment within twenty (20) days by advising the Court in writing that you contest this amount.
 - f) Public Defender Application Fee in the amount of \$ to Clay County Clerk of Court.
 - g) Court Costs in the amount of \$ pu rsuant to F.S. 938.10 (crimes against minors).
 - h) Court Costs in the amount of \$____pu rsuant to F.S. 938.085 (Rape Crisis Fund)
 - i) Court Costs in the amount of \$_____pu rsuant to F.S. 938.08 (Domestic Violence Trust Fund)
 - j) Fine in the amount of \$ to the Clay County Sheriffs Office Investigative Fund
 - k) Cost of Supervision at a rate of \$40.00 for each month of supervision. (WAIVED)
 - 1) The total amount due for all monetary obligations, plus a 4 percent surcharge, shall be paid in accordance with the priority schedule established by Administrative Order 94-22, issued by the Chief Judge of the Fourth Judicial Circuit

SPECIAL CONDITIONS

- You will perform 200 Hours of community service work and provide documentation to the Probation Officer as directed.
- (12) Your probation will terminate upon satisfactory completion of all conditions as directed by the Probation Officer.
- (13) You will have no contact with the Victim in this case as directed by the Probation Officer.
- (14) You will write a letter of apology to the victim as directed by the Probation Officer.
- (15) This case concurrent with 2012CF2227.

You are hereby placed on notice that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication was withheld, and impose any sentence which it might have imposed before placing you on probation or require you to serve the balance of said sentence.

Page 3 of 4

EXHIBIT #2 PAGE 136-137

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It is further ordered that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liberty. (This paragraph applies only if section 1 or 2 is checked.)

It is further ordered that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on this the 21st day of November, 2012 at Green Cove Springs, Florida.

	Bak. At
-	CIRCUIT COURT JUDGE
	Don H Lester

I acknowledge receipt of a certified copy of this order. The conditions have been explained to me and I agree to abide by them.

Date:	Probationer:	
Instructed by:		

Clerk of the Court Original: Certified Copies: Probationer

> Florida Department of Corrections Probation and Parole Services

Page 4 of 4

EXHIBIT #2 PAGE 137-137



Florida Department of Corrections (//www.dc.state.fl.us/index.html)



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Offender Search (/Offender Search/InmateInfoMenu.aspx)

Visit an Inmate (//www.dc.state.fl.us/ci/visit.html)

Correctional Institutions (//www.dc.state.fl.us/ci/index.html)

Probation Services (//www.dc.state.fl.us/cc/index.html)

FDC Jobs (http://www.fldocjobs.com)

Newsroom (//www.dc.state.fl.us/comm/index.html)

Statistics (//www.dc.state.fl.us/pub/index.html)

Corrections Offender Network

Inmate Release Information Detail

(This information was current as of 12/25/2017)



DC Number:

J48956

Name:

SCOTT, MOTYK A

Race:

BLACK

Sex:

MALE

Birth Date:

Custody:

CLOSE

Release Date:

12/25/2017

Stated Residence Upon Release:

5350 ARLINGTON EX WAY JACKSONVILLE, FL 3221132211

Aliases:

MOTYK SCOTT, MOTYK A SCOTT, MOTYK ANTHONY SCOTT

Current Prison Sentence History:

exhibit #2 page 138-140

Offense Date	Offense	Sentence Date	County	Case No.	Prison Sentence Length
05/10/2013	BURGLARY,ARMED W/EXP. OR WEAPO	01/13/2014	DUVAL	1307198	3Y oM oD
05/10/2013	TRAFFIC IN STOLEN PROPERTY	01/13/2014	DUVAL	1307198	3Y oM oD
05/10/2013	FALS INF. TO PWNBRKR<\$300	01/13/2014	DUVAL	1307198	3Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202227	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202228	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202229	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202231	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202293	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202310	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400678	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400678	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400679	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400679	5Y om od
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400680	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400681	5Y om od
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400681	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400681	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400682	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400683	5Y oM oD

Note: The offense descriptions are truncated and do not necessarily reflect the crime of conviction. Please refer to the court documents or the Florida Statutes for further information or definition.

Detainers:(Further information may be obtained by contacting the detaining agency)

Detainer Date	Agency	Туре	Date Canceled
01/23/2014	CLAY CO SO	DETAIN	04/17/2014
01/23/2014	CLAY CO SO	DETAIN	10/08/2014
01/24/2014	**ADDITIONAL CLAY	DETAIN	10/08/2014
04/17/2014	**AMEND CLAY CO	DETAIN	10/08/2014

Incarceration History:

exhibit #2 page 139-140

Date In-Custody	Date Out-Custody		
01/22/2014	12/25/2017		

Record: 1 of 1 First Previous Last Return to List New Search

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, release date, or other information regarding an inmate.

This database contains public record information on felony offenders sentenced to the Department of Corrections. This information only includes offenders sentenced to state prison or state supervision. Information contained herein includes current and prior 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 Admission and Release, at (850) 488-9167 or go to Frequently Asked Questions About Immates for more information (http://prod.fdc-wpwsoo1.fdc.myflorida.com/ci/index.html). This information is made available to the public and law enforcement in the interest of public safety.

Search Criteria; (/OffenderSearch/search.aspx?TypeSearch=IR) Last Name: scott First Name: Motyk Search Aliases; YES Offense Category: Release Facility: ALL Stated County of Residence Upon Release: ALL County of Commitment: ALL

Return to Corrections Offender Information Network (/ Offender Search / Inmate InfoMenu. aspx)

About Us

(http://www.dc.state.fl.us/about.html)

Contact an Inmate

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

Victim Services

(http://www.dc.state.fl.us/cj/Contactl\(\psi\)\(\psi\)\(\text{ate.fl.us/vict/index.html}\) 501 South Calhoun Street Public Records Inmate and Offender

(//www,dc.state.fl.us/comm/PRR.htmProgramming

(//www.dc.state.fl.us/development/index.html)

Main: (850) 488-5021 Volunteer

(http://www.dc.state.fl.us/volunteer/in@exchamion) s Foundation

File a Complaint (https://www.correctionsfoundation.onglane Directory

(//www.dc.state.fl.us/apps/IGcomplainassis Information (//www.dc.state.fl.us/org/contact.html)

(https://www.fcor.state.fl.us/index.shtmllzen Services Organization

(//www.dc.state.fl.us/org/orgchart.htmfhspector General (//www.dc.state.fl.us/citizen/index.html)

Regulatory Plan (//www.dc.state.fl.us/ig/index.html) (//www.dc.state.fl.us/pub/regulatory/20rison Rape Elimination Act

2018.pdf)

(http://www.dc.state.fl.us/PREA/index.html)

EXHIBIT #2 PAGE 140-140

Contact Us

(http://www.dc.state.fl.us/or

Tallahassee, FL 32399-2500



Florida Department of Corrections (//www.dc.state.fl.us/index.html)



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Offender Search (/OffenderSearch/InmateInfoMenu.aspx)

Visit an Inmate (//www.dc.state.fl.us/ci/visit.html)

Correctional Institutions (//www.dc.state.fl.us/ci/index.html)

Probation Services (//www.dc.state.fl.us/cc/index.html)

FDC Jobs (http://www.fldocjobs.com)

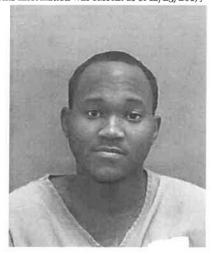
Newsroom (//www.dc.state.fl.us/comm/index.html)

Statistics (//www.dc.state.fl.us/pub/index.html)

Corrections Offender Network

Inmate Release Information Detail

(This information was current as of 12/25/2017)



DC Number:

Name:

BLACK

Race:

MALE

J48956

SCOTT, MOTYK A

Birth Date:

Custody:

CLOSE

Release Date:

12/25/2017

Stated Residence Upon Release:

5350 ARLINGTON EX WAY JACKSONVILLE, FL 3221132211

Aliases:

MOTYK SCOTT, MOTYK A SCOTT, MOTYK ANTHONY SCOTT

Current Prison Sentence History:

Offense Date	Offense	Sentence Date	County	Case No.	Prison Sentence Length
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10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202228	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202229	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202231	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202293	5Y oM oD
10/05/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1202310	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400678	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400678	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400679	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400679	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400680	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400681	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400681	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400681	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400682	5Y oM oD
08/25/2012	BURGUNOCCSTRUC/CV OR ATT.	08/11/2014	CLAY	1400683	5Y oM oD

Note: The offense descriptions are truncated and do not necessarily reflect the crime of conviction. Please refer to the court documents or the Florida Statutes for further information or definition.

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01/23/2014	CLAY CO SO	DETAIN	10/08/2014
01/24/2014	**ADDITIONAL CLAY	DETAIN	10/08/2014
04/17/2014	**AMEND CLAY CO	DETAIN	10/08/2014

Incarceration History:

Date In-Custody	Date Out-Custody			
01/22/2014	12/25/2017			

Record: 1 of 1 First Previous Last Return to List New Search

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, release date, or other information regarding an inmate.

This database contains public record information on felony offenders sentenced to the Department of Corrections. This information only includes offenders sentenced to state prison or state supervision. Information contained herein includes current and prior 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 Admission and Release, at (850) 488-9167 or go to Frequently Asked Questions About Inmates for more information (http://prod.fdc-wpwsoo1.fdc.myflorida.com/ci/index.html). This information is made available to the public and law enforcement in the interest of public safety.

Search Criteria: [/OffenderSearch/search.aspx?TypeSearch=IR] Last Name: scott First Name: Motyk Search Aliases: YES Offense Category: Release Facility: ALL Stated County of Residence Upon Release: ALL County of Commitment: ALL

Return to Corrections Offender Information Network (../OffenderSearch/InmateInfoMenu.aspx)

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agency, and the third

(http://www.dc.state.fl.us/about.html)

Quick Links

Contact Us

(http://www.dc.state.fl.us/or

Contact an Inmate

(http://www.dc.state.fl.us/ci/ContactInfiliate.dtdd):tate.fl.us/vict/index.html) 501 South Calhoun Street Public Records Inmate and Offender Tallahassee, FL 32399-2500 (//www.dc.state.fl.us/comm/PRR.htmBrogramming

(//www.dc.state.fl.us/development/index.html)
Main: (850) 488-5021 largest prison system in the Volunteer country, FDC employs (http://www.dc.state.fl.us/volunteer/in@horalthiol)'s Foundation

24,000 members, (https://www.correctionsfoundation.ong/one Directory File a Complaint

incarcerates approximately (//www.dc.state.fl.us/apps/IGcomplainarsh) Information (//www.dc.state.fl.us/org/contact.html)

(https://www.fcor.state.fl.us/index.shtml)zen Services 80,000 inmates and Organization

(//www.dc.state.fl.us/org/orgchart.htmhspector General supervises nearly 146,000 (//www.dc.state.fl.us/citizen/index.html) Regulatory Plan (//www.dc.state.fl.us/ig/index.html)

offenders in the community. (//www.dc.state.fl.us/pub/regulatory/20rison Rape Elimination Act

> 2018.pdf) (http://www.dc.state.fl.us/PREA/index,html)



ACENE



Page 1 of 1. 0 total ma	itches.				
Search Parameters					
Govt. Number:	endorin Parles milliograp decisioner, physiologists				
Date of Birth:	-				
First Name:					
Middle Name:					
Last Name: scott					
Sex:					
Commission:					
License Type:			**		
Master ID Last Name	First Name	Middle Name	SSN/Federal ID Rulin	gs Birth Date City	State

Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



Division of Pari-Mutuel Wagering
Office of Operations
2601 Blair Stone Road
Tallahassee, FL 32399-1037
Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

May 5, 2022

Mr. Motyk Anthony Scott 2783 Spoonbill Trail Orange Park, Florida 32073

RE: Application No. 68733, Entity 13183649 1012 - Cardroom Employee Occupational

Dear Mr. Scott:

Your application for an occupational license with the Division of Pari-Mutuel Wagering has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

Application is incomplete: Please correct the highlighted section(s). It appears that you
have made errors and/or omissions on page 2 of the application. If you have ever been
convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere
to any criminal charges, you must list the offenses in the Background Information
section. Please initial and date any changes made to your application.

You must list the information on your application for the following charges:

- Clay county, Florida Arrest(s) 10/05/2012, 10/11/2012, 10/12/2012, 05/29/2014
- Duval County, Florida Arrest(s) 07/31/2013
- DBPR PMW 3180 Request for Waiver (form enclosed).
- DBPR PMW-3195 Request for Release of Information and Authorization to Release Information (form enclosed).

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 850.487.1395.

If you fail to provide the Division with a complete application by 09/04/2022 your application shall lapse and no longer be processed by the Division. 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 Division Rule.

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the





Division of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Randall Kitchens Operations Analyst II



64/26/2022

To Whom It May Concern:

tive known Motyk Scott for Several years. He Has been a close friend of my son since they were in elementary school and I've watched him grow up into the friendly, confirmed young man he is today.

While he was in high school; Motyk helped me coach a community football team of nine -and a 10-year-old boy. A skilled player himself, Motyk was an enthusiastic leader who always maintained his professionalism. With patience and an ability to explain and demonstrate strategy clearly, he draw out the very best from those boys, who, in turn, looked up to him.

I know Motyk to be dependable, responsible, honest, and courteous, He is a popular server in the restaurant where he currently works. While dining there, I've more than once overheard customers asking to be seated in his section.

Motyk will be an asset to any organization. I can confidently recommend him for any position or undertaking that he chooses to pursue.

Please do not hesitate to call me if you would like to discuss this recommendation further.

Sincerely,

Kaisuan Taylor

04/22/2022

To Whom This May Concern

Best Bet

201 Morument Rd

Jacksonville, Florida 52225

Dear Whom This May Concern,

I am writing to recommend Motyk Scott for the Dealer position. I have known Motyk Scott for 9 year and have nothing but positive things to say. During his time here he was a dependable resource who hever missed a chance to surprise us with his creativity and out of the box thinking skills. Motyk still to this day was one of my best employees. He was employee of the month multiple times. He loves challenges and always willing to push his limits. Motyk is also a Genius when it comes to numbers. He was always in charge of balancing the clients money and helping me with payroll. There is no doubt in my mind that Motyk will be an excellent addition to Best Bet. Motyk has a love for poker. He was always teaching the clients and staff how to play. He truly has a love for people. I hope you consider him for your team you will not be disappointed. Please do not hesitate on contacting me at

if you have any further questions or requests. Regards,

Eiste Link

Marger.

Angelic angels

2243 Triemy Dr Jacksonville, Florida 32210

04/22/2022

To Whom This May Concern

Best Bet

201 Manument 8d

Jacksorville, Florida 32225

Dear Whom This May Concern,

I am writing to recommend Monyk Scott for the Dealer position. I have known Motyk Scott for 9 year and have nothing but positive things to say. During his time here he was a dependable resource who never missed a chance to surprise us with his creativity and out of the box thinking skills. Motyk still to this day was one of my best employees. He was employee of the month multiple times. He loves challenges and always willing to pash his limits. Motyk is also a Genius when it comes to numbers. He was always in change of balancing the clients money and helping me with payroll. There is no doubt in my mind that Motyk will be an excellent addition to Best Bet. Motyk has a love for poker. He was always teaching the clients and staff how to play. He truly has a love for people. I hope you consider him for your team you will not be disappointed. Please do not hesitate on contacting me at

If you have any further questions or requests. Regards,

Eiste Link

Marger

Argelic angels

2243 Thierry Or Jacksonville, Florida 32216

4-7

Мотук ѕсотт	
2783 SPOONBILL TRAIL	 -
ORANGE PARK, FL 32073	

To Whom It May Concern:

My name is Motyk Scott, and I am writing this letter in regards to the opportunity of my lifetime. For years, Poker has been a way for me to escape my reality, finding my passion and peace. Just the mere thought of playing cards makes me overjoyed, and the reality that my dream of becoming a Professional Dealer can be possible, makes me purely ecstatic. I'm a magnificent Poker player, and I am confident enough in my skills to know that I would thrive and be very successful as a Professional Dealer.

Unfortunately, in my younger years, I had not found the path that was for me and I was exposed to influences that caused me more harm than good. While trying to find myself, I made decisions and choices that caused me to lose my freedom. Yes, I am a convicted felon; however, I have changed my life around, and I believe that my past should not dictate my future. I have grown and matured from the young man I once was, and it has been 10 years since I have been involved in any sorts of strife or tribulation.

For me, this is the opportunity of a lifetime, and I will not let the Company or myself down. I will not make any excuses for who I once was and I own it; however, I am here to seek a second chance for the person that I am today. I love the game of Poker, I have always been great with cards, very astute with numbers, and I'm a hospitable person. If given this opportunity, I plan to show you with my actions, better than I can ever express with my words.

Best regards,

Motyk Scott

04/25/2022

To Whom It May Concern:

Eve known idlotyk Scott for Several years. He Has been a close friend of my son since they were in elementary school and ('ve watched him grow up into the friendly, confirmed young man he is today.

While he was in high school; Motyk helped me coach a community football team of nine and a 10-year-old boy. A skilled player himself, Motyk was an enthusiastic leader who always maintained his professionalism. With patience and an ability to explain and demonstrate strategy clearly, he drew out the very best from those boys, who, in turn, looked up to him.

I know Motyk to be dependable, responsible, horiest, and courteous, He is a popular server in the restaurant where he currently works. While dining there, the more than once overheard customers asking to be seeted in his section.

Motyk will be an asset to any organization. I can confidently recommend him for any position or undertaking that he chooses to pursue.

Please do not hesitate to call me if you would like to discuss this recommendation further.

Sincerely,

Kaistar Taylor

Kassie Whitley

From:

Motyk Scott <

Sent:

Wednesday, April 27, 2022 10:11 AM

To: Subject:

Kassie Whitley Fwd: Motyk

Follow Up Flag: Flag Status: Follow up Flagged

----- Forwarded message ------

From: Angelo Lane <angelolane93@yahoo.com>

Date: Wed, Apr 27, 2022, 9:07 AM

Subject: Motyk

To: < MotykScott25@gmail.com>

In my short time of knowing Motyk as a dealer and friend I would consider him a wonderful energy and courteous to be around. I think he would make an excellent coworker and a beyond good dealer. Bestbet would definitely benefit from adding him to the workforce.



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

www.myfloridalicense.com

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Representative's Name Last		First	Middle	Title	20	Suffix:
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Motyk Sc					55	N
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have a present or past business re	elationship, as v	vell as all prese	ent or pas	t social associate	es to reli	ease all
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of Florida, Department of Business	s and Professio	nal Regulation.				
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I further authorize any individual, a requested by the bearer of this rele	igency, corpora	kion, or other e	ntity to rel	ease any and all	informa	ation
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Applicant/Representative Signature	e:///	a pe	or	Date: 5 /17	2/22	<u> </u>
TO ATT THE SECRETARY SECRE	Margarite this matter 2 to 1 and 1		aller a world actor			100 100
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The foregoing application was swo	m to and subso	ribed béfore m	e this	Day of	<u>. </u>	20
by						
Type or print name of a	pplicant		S	ignature of applicant		l l
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Type of identification						
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DBPR PMW-3195, Effective _____, Rule 61D-4.002, F.A.C.



MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering
Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-024632 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Freddy Hughes' ("Applicant") application for a Pari-Mutuel Wagering Individual Occupational License. Applicant submitted a completed application for a Pari-Mutuel Wagering Individual Occupational License on May 10, 2022. Applicant's previous criminal convictions were waived by the Division on August 20, 2014. Applicant thereafter received a Pari-Mutuel Wagering Individual Occupational License, which was subsequently revoked on January 10, 2018. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On May 10, 2022, Applicant submitted their completed application to the Division of Pari-Mutuel Wagering for a Pari-Mutuel Wagering Individual Occupational License. Upon review of the completed application, it appears that Applicant was previously licensed with the Division and had his license revoked on January 10, 2018.

Applicant was previously granted a waiver of his felony convictions on August 20, 2014, in a Consent Order that the Applicant signed and agreed to. Applicant agreed to be subject to rule 61D-11.011, Florida Administrative Code, which requires Applicant to provide written notification to the division when the Applicant has been arrested within 5 days of the arrest.

Applicant was arrested on October 24, 2015, for Possession of Cocaine and Possession of Cannabis (20 grams or less) in Broward County. Applicant was also arrested on September 15, 2017, for Driving Under the Influence with Damage to Property or Person in Broward County. Applicant failed to notify the Division of these arrests.

An administrative complaint was served on Applicant for violating the Consent Order. A hearing not involving dispute of material facts was conducted and a final order was entered revoking applicant's license.

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 had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering."

Rule 61D-11.011, Florida Administrative Code, provides in pertinent part that:

"[the] licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses."

Staff Recommendation: Because the Applicant has violated the agreed upon Consent Order, resulting in revocation of his license, 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.

Revision Pepartment of Business & Professional Regulation

State of Florida Department of Business and Professional Regulation Chronology Report

Case #:

2022024632

Incident date: 05/10/2022

Status: 106 - Sent to Directors office

Lic Type:

1022

Disposition:

Case Type: Complaint

Responsible: jdillmore - DILLMORE, JOE

Complainant: DIVISION OF PARI-MUTUEL WAGERING

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: HUGHES, FREDDIE

700 NW 12TH AVE #208, FORT LAUDERDALE, FL 33311

Summary: 90-DAY DEADLINE: September 11, 2022 ------ . 06/13/2022 - Waiver interview

conducted ----- / ----- 321-Gulfstream Park Racing Association, Inc.

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	07/11/2022	Α	79	70	Sent to Director for Review	ddonaldson	HUGHES, FREDDIE
	05/19/2022	Α	79	440	Incoming Correspondence	rmahalinga	HUGHES, FREDDIE
	05/19/2022	Α	10	15	Assigned to Investigator	cwtaylor	HUGHES, FREDDIE
	05/19/2022	R		kmelendez	MELENDEZ, KELLY	rmahalinga	
	07/11/2022	R		ddonaldson	DONALDSON, DAVID	icampbell	
	07/11/2022	R		bjones	JONES, BRADFORD	bjones	
	07/13/2022	R		jdillmore	DILLMORE, JOE	ddonaldson	

July 13, 2022 09:23

nfa5 - Chronology Report

Page 1 of 2





State of Florida Department of Business and Professional Regulation Chronology Report

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party Respondent
	07/13/2022	s	1022	106	Sent to Directors office	ddonaldson
	07/11/2022	s	1022	165	Supervisor Review	bjones
	07/11/2022	s	1022	90	Closed	icampbell
	05/19/2022	s	1022	20	Under Investigation	rmahalinga
	05/19/2022	S	1022	10	Initial Review	rmahalinga
	07/11/2022	8	1022	104	Sent to Licensing Section	icampbell
Allegation:	Code	Description				
	WAVR Waiver of Crim. Conv. or Other Offenses					

July 13, 2022 09:23

nfa5 - Chronology Report

Page 2 of 2

FAO I Heln I Sign Out VR Home Inbox Entity Application License Cash Exam Inspection Enforcement Report Complaint Search Change Recording License Type Delete Complaint Mass Activity Update Mass Discipline Update Mass Status Update Public Case Info Domain 10 - Division of Pari-Mutuel Wagering Logged in as: icampbell VR Home > Complaint Search > Maintain Complaint 1022 - Pari-Mutuel General Individual 104 Sent to Status Status Date 07/11/2022 Occupational **Licensing Section** Case Type Complaint Complaint # 2022024632 Disposition Disposition Date ddonaldson -HUGHES, FREDDIE Docket# Respondent Responsible DONALDSON, **Private Case** DAVID Complaint Respondent Complainant Addt'l Info Source LIC - Licensee Security Level 1 **Parties** Activities Form WALK - Walk-in Priority Allegations Discipline Class'n IIIB - Waivers Complexity R - Regular Violations Compliance Security STND - Standard Incident 05/10/2022 Related Disposition Region SR - Southern Region Received 05/17/2022 Inspection Reference Costs Entered 05/19/2022 Entered By rmahalinga Time Tracking Auto Assign 90-DAY DEADLINE: September 11, 2022 ---Attachments History Summary 06/13/2022 - Waiver interview conducted ---Gulfstream Park Racing Association, Inc. Work Notes Print Report Updated 07/11/2022 14:53:02 By icampbell

Save

OK

Change

Get Adobe Reader.

Back

Cancel



ROUTING SLIP REQUEST FOR WAIVER

RE: HUGHES, FREDDIE - 435685 Case No: 2022 02 4632 (APPLICANT'S NAME - LICENSE #) 1022 - Pari-Mutuel General Individual Occupational - Groom 321 Gulfstream Park Occupation Code and Job Title Facility (d/b/a name) 90-DAY RESPONSE DEADLINE: SEPTEMBER 11, 2022 Investigations Section: Reviewed by Steve Kogan Bradford Jones for S.Kogan 6/28/2022 (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: D. Donaldson 7/13/22 G. Ricks 7/13/22 (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? [X] Yes or [] No If yes, in what jurisdiction? ___New York (Initial & Date) **Executive Director:** [] Prepare Waiver or [√] Prepare File for Commission Review Comments: __ **Investigative Findings:** December 25, 1974 Miami-Dade Police Department, FL. - Manslaughter by Culpable Negligence - Auto Larceny Felonies - Adjudicated Guilty and Sentenced on August 29, 1975 to 10 years in State Prison for the Manslaughter charge and 5 years (served concurrently) in State Prison for the Auto Larceny charge.- Applicant ultimately served 5 years in prison and 5 years? Probation for both charges combined. Miami-Dade Police Department, FL. – Burglary (Unoccupied Dwelling) - Grand Theft (3rd Degree) Felonies – Adjudication Withheld upon a plea of Guilty and Sentenced on September 9, 1988 November 25, 1987 to two (2) months in County jail for each charge, to be served concurrently, and credited with time served for the 2 months sentenced. January 26, 2007 Miami-Dade Police Department, FL. - Cocaine Possession/Intent to Purchase - Felony - Adjudicated Guilty and Sentenced on September 7, 2007 to 8 days in County jail and \$498.00 in Court

costs and Fines.

^{*}Please attach Routing Slip to front of case file

ROUTING SLIP REQUEST FOR WAIVER

RE: <u>HUGHES, FREDDIE - 435685</u> (APPLICANT'S NAME - LICENSE #)

90-DAY DEADLINE

SEPTEMBER 11, 2022

(DATE)

Case No: 2022 02 4632

Investigations Section: Reviewed by Bradford D. Jones for Steven E. Kogan	June 28, 2022 (Initial & Date)
The attached "Request for Waiver" file has bee and has been forwarded to the Licensing Section	n reviewed for completeness and accuracy,
Licensing Section:	
Miriam Acheus 321- Gu	UPStream 1022 - Groom
Application Processor Facility (d/b/	a name) Occupation/Job Title
Reviewed by <u>David Donaldson</u>	7 3 C2 (Initial & Date)
Is the applicant currently under suspension, ha license by any gaming or racing jurisdiction?	s unpaid fines, or has been refused a

Comments:

Investigative Findings:

Prepare Waiver _____ Prepare Denial _____

December 25, 1974

Office of Director:
Reviewed by Director

Miami-Dade Police Department, FL. – Manslaughter by Culpable Negligence - Auto Larceny Felonies – Adjudicated Guilty and Sentenced on August 29, 1975 to 10 years in State Prison for the Manslaughter charge and 5 years (served concurrently) in State Prison for the Auto Larceny charge.- Applicant ultimately served 5 years in prison and 5 years' Probation for both charges combined.

(Initial & Date)

November 25, 1987

Miami-Dade Police Department, FL. – Burglary (Unoccupied Dwelling) - Grand Theft (3rd Degree) Felonies – Adjudication Withheld upon a plea of Guilty and Sentenced on September 9, 1988 to two (2) months in County jail for each charge, to be served concurrently, and credited with time served for the 2 months sentenced.

^{*}Please attach Routing Slip to front of case file

ROUTING SLIP REQUEST FOR WAIVER

RE: <u>HUGHES, FREDDIE - 435685</u> (APPLICANT'S NAME - LICENSE #)

Case No: 2022 02 4632

January 26, 2007

Miami-Dade Police Department, FL. – Cocaine Possession/Intent to Purchase - Felony – Adjudicated Guilty and Sentenced on September 7, 2007 to 8 days in County jail and \$498.00 in Court costs and Fines.

GROOM

^{*}Please attach Routing Slip to front of case file



Louis Trombetta, Executive Director

Region:

Southern

Office:

PMW

Bradford D. Jones for

Steven E. Kogan / July 11, 2022

Respondent:

Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Case Number:

2022 02 4632

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Date of Complaint:

May 19, 2022

Complainant:

HUGHES, FREDDIE 700 NW 12 th AVE. #208 FORT LAUDERDALE, FLORIDA 33311	1	OFFICE OF INVI	ARI-MUTUEL WAGERING ESTIGATIONS ERCIAL BLVD. SUITE 165 DALE, FLORIDA 33309
License # and Type: 435685 / 1022	Profess Gro o		Report Date: June 17, 2022
Period of Investigation		111	Type of Report:
May 19, 2022 through June 1			FINAL
Basis of Investigation: This investigate License Application dated April 17, 202 signed on May 10, 2022. On his initiate convictions and adjudications withheld for DUI offense and then indicated "Informated dates. On his corrected application May duplicate of the April 17, 2022 applicated previous felony charges have been additionated by the state of Florida since 19 state for a 2015 (Possession of Drug Patrests and probation violation. In 2011 Comprehensive Case Information Systet violations including DWLS "Knowing of V	22 along with his and Application (4/17) or any crime and listion on form attach (10, 2022, HUGHE (10), 2022, HUGHE (10), HUGHES (10), Hughernalia) and 20 (10), HUGHES failed (10) m confirms his three (10) along (CCIS - E)	mended applica b), HUGHES and sted a 2017 displed", where he lists S listed three mas a total of the waiver interview MW license was D17 (DUI/Proper I to list all convice felony convice KHIBIT #4).	tion and Waiver Request Form, swered "yes" to the question of position date for a misdemeanor sted seven additional disposition fore dates; the fourth date was a ree felony charges. HUGHES' is (2013-2014) and he has been a revoked for failure to notify the ty Damage/Injury) misdemeanor inctions on his application. The tions and several criminal traffic
As per his FDLE Criminal History Reprinted in the misdemeanor arrests, throughout Brown Waiver and FDLE Report are attached he	ard and Miami-Dad erein and are assigi	de County Florid ned as (EXHIBI T	da. Application(s), Request for (S #1 & #3).
Related Case: 2004034717, 2013003055			
Investigations Specialist II / Date **The Malandar and Appendix 17, 2000	1	proved by Invest	tigator Supervisor / Date
Kelly Melendez / June 17, 2022	Dra	autora D. Jones	/ July 11, 2022
Chief of Investigations / Date			

FLORIDA GAMING CONTROL COMISSION HTTPS://FGCC.FL.GOV/

CASE NUMBER: 2022 02 4632

CONTINUATION

CRIMINAL HISTORY

			Arrest 1			
	ate of Arrest:	Arresting Agen				
December 25, 1974 Miami-Dade Police Department						
		0	FFENSE			
Ch	arge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1	Manslaughter by Cu	lpable Negligence	Felony	Guilty	Adj. Guilty	8/29/1975
2	Auto Larceny		Felony	Guilty	Adj. Guilty	8/29/1975
3						
4						

SENTENCE

HUGHES was sentenced to ten (10) years for the Manslaughter charge and five (5) years for the Auto Larceny, served concurrently.

Additional Information: HUGHES served five (5) years in prison and five (5) years probation for both charges combined.

			Arrest 2			
Da	ate of Arrest:	Arresting Agenc	y:			
November 24, 1987 Miami-Dade Polic			e Department			
			OFFENSE			
Ch	arge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1	Burglary (Unoccu		Felony	Guilty	Adj. Withheld	9/9/1988
2	Grand Theft (3 rd [Degree)	Felony	Guilty	Adj. Withheld	9/9/1988
3						
4						

SENTENCE

HUGHES was sentenced to two (2) months jail for each charge, to be served concurrently, and credited with time served for the 2 months sentenced.

Additional Information:

CASE NUMBER: 2022 02 4632

CI	RIMINAL HISTOI	RY	CONTINUATION			
<u>.</u>	MINITAL THOTOL	XI.	Arrest 3			
Da	ite of Arrest:	Arresting Agen				
Ja	nuary 26, 2007	Miami-Dade Pol	ice Department			
			OFFENSE			
Ch	arge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1	1 Cocaine Possession/Intent to Purchase		Felony	Guilty	Adj. Guilty	9/7/2007
2						
3						
4						
			SENTENCE			
HU	GHES was sent	enced to eight (8) d	ays and fined a total of	it \$498.00.		
Δα	ditional Informa	tion:				
70	antional informe	ttion.				
			Arrest 4			
Da	te of Arrest:	Arresting Agen	cy:			
			OFFENSE			
	rge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1						
2						
3						
4						
			051155105			
-			SENTENCE			
Ad	ditional Informa	tion:				

CASE NUMBER: 2022 02 4632

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	Х	
Does the Applicant possess an Occupational License from other jurisdictions?	Х	

Date Licensed: 8/25/2017	Expiration Date: 6/30/2020	License #: 435685	Agency or Juriso Florida Division Wagering	ivision of Pari-Mutuel		
			7	YES	NO	
Has License ever been suspended or revoked?						
Was any derogatory information received?						

Additional Comments: HUGHES has been licensed with the state of Florida since 1985. In 2013, HUGHES' license was denied for his criminal history/moral character and failure to disclose previous license suspensions, revocations, and denials in other jurisdictions on the license application. In a 2014 Consent Order, HUGHES was granted a license under the agreement that he would be making better life choices such as proving sobriety from alcohol and/or substance abuse, and voluntarily participating in random urine testing. Also, that he would agree to notify the Division in writing within 5 days if he tests positive for drugs on any urinalysis test in the State of Florida and that his license will be immediately suspended if he violates any provision of the Consent Order.

In 2018, **HUGHES'** license was revoked for his failure to notify the state for a 2015 arrest for Possession of Drug Paraphernalia and a 2017 DUI Property Damage/Injury; both misdemeanor charges. Adjudication was withheld for the 2015 arrest and he was adjudicated guilty for the 2017 arrest. The 2017 arrest also constituted a probation violation from his 2015 charge. In 2019, **HUGHES'** Florida PMW license application was denied due to his failure to list all convictions on his application (**EXHIBIT # 4**).

Date Licensed: 8/14/2019	Expiration Date: 12/31/2019	License #: 243403	Agency or Jurisdiction: Delaware Thoroughbred Commission	Racing
		iii	YES	NO
Has License ever	been suspended o	r revoked?		Х
Was any derogat	ory information rece	ived?		X
Additional Comm	ents:			

3. License Type	Stable Employee					
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdic	tion:		
Unknown	Unknown	Unknown		Racing Commission		
			"	YES	NO	
Has License ever been suspended or revoked?						
Was any derogatory information received?						

Additional Comments: According to ARCI Ruling #3, Ellis Park from 1999, HUGHES was suspended for the day, for disorderly conduct on association grounds and possession of a dangerous controlled substance. Ruling #1, Turfway Park from 2001, HUGHES was restored to good standing and is eligible to apply for a license as he has completed a drug and alcohol program (EXHIBIT #4).

CASE NUMBER: 2022 02 4632

CONTINUATION

Date Licensed: Unknown	Expiration Dated: Unknown	License #: Unknown	Agency or Jurisdiction: New York Racing & Wagering Board		
				YES	NO
Has License ever been suspended or revoked?			N/A	N/A	
Was any derogatory information received?			N/A	N/A	

Additional Comments: According to ARCI ruling #2, on August 8, 2000 HUGHES was refused a license "...due to a criminal conviction of moral turpitude; violated an order of the board in connection with rule #4042.5; his character and general fitness are such that his participation in racing or related activities is inconsistent with the best interest of racing." In June 2022, this investigator contacted the NY Racing & Wagering Board and was informed that HUGHES was not in good standing, and should he re-apply for a license, he would require a Board review (EXHIBIT #4).

CASE NUMBER: 2022 02 4632

CONTINUATION

WAIVER INTERVIEW

		YES	NO
Vas a Waiver Interview Conducted?		Х	
Date of Interview: June 13, 2022	Location of Interview: Tel	lephone	
	*	YES	NO

Additional Comments: Applicant stated he has difficulty with reading and writing and has dyslexia. HUGHES statements regarding substance abuse issues were consistent with his previous 2013 and 2014 waiver interviews. He indicated he also suffers from bipolar disorder.

SUMMARY OF INTERVIEW:

HUGHES' waiver interview was conducted via telephone on June 13, 2022. Please refer to case numbers 2013 00 3055 and 2014 02 4997, for HUGHES' previous waiver interviews (EXHIBIT #4).

When **HUGHES** was asked about his October 24, 2015 Misdemeanor arrest, in Broward County, Florida for Possession of Drug Paraphernalia. he stated he was in his car by a restaurant/bar when his friend who was on a bike stopped and asked him for cigarette, which **HUGHES** gave him. Shortly after, **HUGHES** noticed the police were talking to the friend that he had just provided with a cigarette. **HUGHES** was about to drive off, when a police car stopped in front of him. While the officer was up close at the driver side window, the officer noticed a pipe with cocaine. **HUGHES** was arrested and released the next day; he received 6 months of probation (**EXHIBIT #2**).

When **HUGHES** was asked about his September 25, 2017 Misdemeanor arrest, in Broward County, Florida for DUI Property Damage/Injury and Violation of Probation for 2015 arrest, he stated his doctor had given him the medication Xanax to relax himself. **HUGHES** had also consumed a beer but not at the same time he took the medication. He stated he was not aware of the effects of Xanax and alcohol. He stated while driving he stopped at a stop sign and then blanked out and when he woke he had crashed into a tree stump, which he stated the tree stump was the property damage. **HUGHES** indicated he received 6 months' probation and twice per week urine testing, which he passed **(EXHIBIT #2).**

When I asked why he did not notify the State of the 2015 and 2017 arrests, knowing that he signed a 2014 Consent Order stating he would notify the State, he indicated he did not completely understand the contents of the Order but acknowledged that he did sign it. In 2019, PMW Legal denied his application for failure to list all convictions. **HUGHES** indicated he has difficulties with reading/writing and has dyslexia, so he has been helped when completing his applications. **HUGHES** was forthcoming about his convictions during the interview. **HUGHES** has been residing at his current address listed on this report for approximately 1 year on his own with his dog; he is not married and has no children. Previously he resided at 22 SW 6th Ave. #15 Dania Beach, Florida 33004 for approximately 1 year and prior he was residing at 6520 Mayo Street Hollywood, Florida 33023 for approximately 3-4 years.

HUGHES is currently unemployed and stated he has been on disability for 9 years. He indicated he was last employed at Calder as a Groom and became aware in 2018 his license was revoked. When asked why he wanted a PMW license, he indicated because of his mental issues/bipolar/disability and that he's getting older. He stated he has been "blessed to work with horses and he is one of the best" at his job. **HUGHES** stated that he does not want to be home alone. He feels working with horses gives him purpose; there is a connection to them.

CONTINUATION

CASE NUMBER: 2022 02 4632

where he can provide them with love and care. He feels they need him as much as he needs them. He's been around horses for 30+ years and really enjoys being around them and taking care of them. He feels the Lord has put him there. He indicated he does not have associates/relatives in the PMW industry only acquaintances as he has been in the industry for approximately 30 years.

HUGHES was then asked if he has any criminal/civil cases pending or has been a defendant in a civil case, to which he stated "no". When asked about illegal drug use he stated "yes" relating to his past cocaine and marijuana usage. Currently he stated he drinks alcohol and occasionally uses marijuana. He stated he no longer has a car. HUGHES indicated while in New York as a Groom he received a great deal of assistance with his substance abuse with alcohol/drug programs but that a majority of the backside staff are alcoholics and drug users, which enabled his usage. HUGHES stated he is very friendly and has always been more of a follower, but after these experiences, he indicated he is not a follower anymore. He has participated in substance abuse programs in Florida including Alcoholics Anonymous (AA). He currently has a case worker/counselor that he speaks to through Zoom twice a week for therapy sessions. On June 14, 2022 Trainer Priscilla Nichols emailed a letter of recommendation on behalf of HUGHES, in hopes that he could be reinstated to work again (EXHIBIT #4).

HUGHES indicated he has had a license suspension in New York for Drug usage (2000) and in Florida his license is currently revoked, and denied. He was last licensed in 2019 in Delaware and is not currently licensed anywhere else. According to the Delaware Racing Commission, **HUGHES** is in good standing and eligible to apply for a license **(EXHIBIT #4).**

On June 15, 2022, this Investigator conducted a barn inspection at the Palm Meadows Training Center (PMTC), barn #31, where Priscilla Nichols is one of four trainers with horses stabled there. Upon meeting with Trainer Nichols, I observed **HUGHES** working in one of the barn stalls with one of her horses. Both **HUGHES** and Nichols were aware that he is unlicensed and should not be on the grounds. **HUGHES** indicated that Nichols brings him onto the PMTC grounds. Trainer Nichols claimed she thought PMTC was "just a farm", even though her letter of recommendation for **HUGHES** shows she has extensive experience in the racing industry.

CONCLUSION:

HUGHES was cooperative and courteous throughout his interview. HUGHES has three Felony convictions: Arrest years' 1975- for Grand Theft-Vehicle and Manslaughter by Culpable Negligence, 1987 for 3rd Degree Grand Theft and Burglary of Unoccupied Dwelling, and 2007 Cocaine Purchase Attempt. HUGHES' PMW license was revoked in 2017, for failure to abide by a 2014 Consent Order and his license application was denied in 2019 for failure to list all convictions on his application. While under the waiver process, on June 15, 2022, this Investigator conducted a barn inspection at the Palm Meadows Training Center (PMTC) and discovered HUGHES working under Trainer Priscilla Nichols in barn #31. Trainer Nichols had submitted a letter of recommendation for HUGHES in connection with his Waiver Request, clearly showing that both had knowledge of Florida Rules and Statutes related to pari-mutuel occupational licensing requirements¹.

Case Status: Closed by Investigations. Forward to the Director for review.

¹The investigation of NICHOLS' violation for having an unlicensed individual(s) working in the backside will be reported under case #2022-03-0646.

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CONTINUATION

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Department of Business and Professional Regulation Division of Pari-Mutuel Wegering DBPR PMW-3120 -- Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the sease lebeled "For District Use Colors"

marked optional. Print clearly in black or blue ink. Do not write in the space labeled 'For Division Use Only."
DEMOGRAPHIC INFORMATION
Social Security Member Birth Date (MM/DDYYYY) Gender Male D Female
Hughes Freddy Middle Suffix
Have you used, been known as, or called by another name (example - malden name, pseudonym, nickname) or allas other than the name used on the application?
If yes, list the name or names used:
Rapa/Ethnicity (optional) 1 Stack or African American 2 Asian or Paofic Jelander 3 White or Caucasian 4 Hispanic/Latino 5 Other
Current Malling Address 700 N.W. 12th AVEX Email Address (cofficient)
Fort Lauderdale Fla 33311 Broward
Primary Phone Number (optionel)
Same as above
State Zip Code (+4 optional) Country, if other than US/CO
Type of Occupational License applying for: E Part-Mutual General Individual Part-Mutual Professional Individual Cardroom Employee Occupation: STOOMEY Facility where employed and/oil footing bigliness (4) COLL FORMER ROOL FORMER
Does your position require access to the Cardroom? Is this your first time applying for a racing/gaming license in Florida? Yes No
Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutual permit?
Do you own or lease animals intended for racing in Florida? Or No D Yes, complete the following:
Steble Name, Kennel Name, or Business Name
Trainer Name (horse or greyhound racing only)
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMIS ONLY Type of professional license (ettach a copy of Florida professional license): Florida License Number
License Code 1022 License is 435 685 File # 6338 App # 184665 Association Code 321 Date Received 4-20-32 Entered By P License Year 202 /
Association Code 32 Date Received 4-20-22 Entered By C License Year 202 /
Licenses Fee 15 FP Date FP Fee 13.25 Total Fee 28.25
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DSPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

1000 OPCIXAIBIT#

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I hereby authorize the Department of Business and Professional Regulation, Division of Parl-Mutual Wagsing, 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 sware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under cath 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 eignature 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 falstification 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 Ovision of Parl-Mutual Wagering and the laws of the State of Florida. Under pensity of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a place of guilty or noto contenders to any disqualifying offense, regardless of addication.

/Signature of Applicant

7/17/2020 Date 2022

DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

EXHIBIT # | PAGE # 2

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DEPR PMW-3180 - Request for Walver



STATE OF PLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

www.myfloridaficense.com



If you are a new applicant to Floride and have been convicted of any felony, regardless of whether adjudication we withheld, or if you are renigning your part-mutual occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a warver from the Division Director in order to receive a Florida Part-Mutual Wagering Occupational License or Cardroom License: Please check the appropriate bounds below that best describes your altustion:

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- A contection in this state, in any other state, or under the laws of the United States of a center felohy, a felohy or an offense in any other state which would be a fetony under the laws of Florida involving areas; trafficting in, conspirately for involving a most in a conspirately for involving a most delivery, asia, or distribution of a controlled substance; or a crime involving a tack of good moral character. A felony or misdemissnor in this state, in any other state, or under the laws of the United States, if such felony or misdemissnor is related to gentiling or bookinetting, as contamplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revaked, 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 falony, regardless what was withheid.

For Cardroom Applicants Only:

A misdemeanor involving forgery, larcerry, extertion, or conspiracy to defined. In this other state, or under the laws of the United States.

If you choose to request a walver, please aign this form below and retem it with your completed application and fingerprint less. After an investigation is conducted, the Division Director will either grant or dany the register if You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED

- You are not permitted to engage in any activity which requires a pair mutual occupational license of a cantroom licens at any pair mutual facility in Florids. If you are found to be working without a license, you will be subject to arrest for treepassing and your waiver request may be denied.
- You are forbiden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the attention(s) or conviction(s) moved above, and actnowledge that illeance and fingarphinit free are non-industrial in the event the waiver request to decided. I hereby actnowledge that my follows to participate in a waiver interview or to disclose any pertinent interestation regarding convictions, pullings, revealables, or decided from other jurisdictions will result in a decide of the request for waiver. I hereby here is decided 120.00, Florida Statutes, timeline requirement regarding the processing of this application. redde

Sibnature of Applicant

TO BE CONSIDERED FOR A WAVER APPLICANTS MUST COMPLETE FORM DEPT PHIN 185 - REQUEST FOR RELEASE OF DEPORTS TON AND AUTHORIZATION TO RELEASE IMPORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OPPICE OF INVESTIGATIONS.

DBPR PMW-3180, Elective 9-11-11, Rule 61D-5.001, F.A.C.

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Depa. .ent of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - PMW Occupational License

RE: HUGHES, FREDDIE - E# 43		Case No: 2022 02 4632					
(APPLICANT'S NAME-LICENS	E #)		1000				
INITIAL APPLICATION	N RECEIVED:	4/20/2022					
COMPLETE APPLICA	TION RECEIVED:	5/16/2022					
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	stream Park	GROM - Groom	1/1022				
Application Processor Facility (d	/b/a name)	Occupation/Job	Title/ Lic Type				
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.							
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and the second of the second o	Conviction						
Did the application accurately reflect the	Criminal History Record?	Yes □	No				
Felony: Count(s)	LL. D.L. ID	THE WHITMAN A	Wildeard man				
☐ Misdemeanor – Industry Related/Gan☐ Animal Cruelty	nbling Related/Bookmaking		here years are seen as				
Forgery, Larceny Extortion, Conspirate	to Defraud (Condense)		* ************************************				
Comments:	by to Delraud (Cardroom Pro	ressions Only)	1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -				
Arrest Date Location	Charge	Laural	Di-wW				
03/07/1975 Miami-Dade Co., FL	Grand Theft-Vehicle	Level F3	Disposition Adjudicated Guilty				
03/07/1975 Miami-Dade Co., FL	Manslaughter by Culpable Neglig		Adjudicated Guilty Adjudicated Guilty				
07/18/1979 Miami-Dade Co., FL	Petit Theft	M	Adjudicated Guilty				
11/24/1987 Miami-Dade Co., FL	Grand Theft-3 ^{ft} D	F	Adjudication Withheld				
11/24/1987 Miami-Dade Co., FL	Burglary Unoccupied Dwell	F2 /	Adjudication Withheld				
01/26/2007 Miami-Dade Co., FL	Cocaine Purchase Attempt	F3 /	Adjudicated Guilty				
10/08/2009 Broward Co., FL	Petit Theft	M2	Adjudicated Guilty				
10/24/2015 Broward Co., FL 09/15/2017 Broward Co., FL	Possession of Drug Paraphernalia		Adjudication Withheld				
September 2 September 2	DUI Property Damage/Injury	M1	Adjudicated Guilty				
Felony Arrest(s):	Disposition Unknown		- 100 - 100				
Misdemeanor Arrest – Industry Relate	d/Gambling Polated/Paskma	dian					
Animal Cruelty	d/Gambling Related/Bookma	aking					
Arrest Date Location	Charge	Lauret					
11/26/1980 Miami-Dade Co., FL	Loitering	Level					
04/07/2004 Miami-Dade Co., FL	Non-moving traffic violation	M U					
07/17/2012 Miami-Dade Co., FL	DWLS	U					
Enforce	ement/Jurisdiction Offense	98	4				
Currently under Suspension, Declared this or any other racing jurisdiction.	Ineligible, Ruled Off, Revoke	ed, Denied, Eje	cted, Unpaid Fine, in				
New York Racing & Wagering Bo	ard _ license refused	Dulina #AA	0.444/0000				
Florida License # 435685 was Re	voked 01/16/2018	Rulling #.ivi	J 141/2000				
	Related Licenses		The State State State of				
Check VR License Relations to Determine		o a Businese					
Is the individual applicant related to a busin			te sections below.				
Business License Number:	Business Name:	yee, comple	to sections below.				
Has a deficiency letter been issued to the		must be licens	ad2 Vac 🗆 Na 🖂				
Date Deficiency Letter Issued:	Initials:	must be license	ed? Yes No				
Comments:	mildio.						

Dispos	Administrate	anti-		
Disqualifying Convictions/Arrests Confirmed? Forward to Legal	Yes ☑ ☐Director	No Initials:	Approval	5/17/12
Comments: See previous Case # 2019	1060725, 201	7042 <i>68</i> 9,		3/11/6







Licensee:FREDDIE HUGHFS

Reports on FREDDIE HUGHES

Comprehensive Ruling Report Drug Ruling Report (Last 5 Years) Comprehensive Licensee Report

Identification Information

Date of Birth



Country USA

Add a New Identification Record Sex Unknown

Name Information

Name Type Current Legal Name Prefix

First Name FREDDIE

Middle Name

Last Name

Suffix

HUGHES

Address Information

Address Type Mailing Business

Street Address 6520 Mayo St

777 Delaware Park Blvd 36B

City

HOLLYWOOD WILMINGTON State

Zip Code

Add a New Name Record

FL33023 DE 19804

Phone Information

Phone Number Type

Emergency Mobile

Phone Number



License Information

License Number

Add a New License Record License Type Issued Date **Expiration Date** Licensing Commission

243403 Groom 8/14/2019 12/31/2019 Delaware Thoroughbred Racing Commission 435685 Groom 8/25/2017 6/30/2020 Florida Division of Pari-Mutuel Wagering Groom 8/25/2014 6/30/2017 Florida Division of Pari-Mutuel Wagering Groom 8/30/2012 11/28/2012 Florida Division of Pari-Mutuel Wagering Groom 8/30/2012 11/28/2012 Florida Division of Pari-Mutuel Wagering Groom 7/2/2009 6/30/2010 Florida Division of Pari-Mutuel Wagering Groom 11/22/2008 6/30/2009 Florida Division of Pari-Mutuel Wagering Groom 9/10/2007 6/30/2008 Florida Division of Pari-Mutuel Wagering Groom 7/23/2006 6/30/2007 Florida Division of Pari-Mutuel Wagering Groom 6/25/2005 6/30/2006 Florida Division of Pari-Mutuel Wagering



	l l			
	Groom	5/21/2004	6/30/2005	Florida sion of Pari-Mutuel Wagering
06216103	Unknown	5/25/2003	8/30/2006	Pennsylvania Horse Racing Commission
435685	Other/OTB/Casino	3/14/1998	6/30/1998	Florida Division of Pari-Mutuel Wagering
*N*1029069	Miscellaneous/Permittee	3/14/1998	6/30/1998	Florida Division of Pari-Mutuel Wagering
97-1082-0435685	Unknown	12/20/1997	6/30/1998	Florida Division of Pari-Mutuel Wagering
95-1082-0435685	Unknown	1/7/1996	6/30/1996	Florida Division of Pari-Mutuel Wagering
91-1003-0435685	Unknown	11/7/1991	6/30/1992	Florida Division of Pari-Mutuel Wagering
87-4301-0435685	Unknown	10/1/1987	6/30/1988	Florida Division of Pari-Mutuel Wagering
86-4301-0435685	Unknown	12/18/1986	6/30/1987	Florida Division of Pari-Mutuel Wagering
85-4301-0435685	Unknown	7/16/1985	6/30/1986	Florida Division of Pari-Mutuel Wagering
84-4301-0435685	Unknown	2/8/1985	6/30/1985	Florida Division of Pari-Mutuel Wagering

Fingerprint Information

Add a New Fingerprint Record **Processing Commission** Date Taken Status Notes RCI Card Submitted Date Pennsylvania Horse Racing Commission 5/11/2003 No Florida Division of Pari-Mutuel Wagering 12/20/1997 Unknown

Ruling Number *N*10025159	Ruling Type Reinstatement to Good Standing in State	Ruling Date Fir 3/29/2001	ne Fine Paid? N/A	Suspension Start	Suspension End
MO 141/2000	Unknown	8/8/2000	N/A		
*N*10007753	Disorderly Conduct	8/12/1999	N/A	8/12/1999	
*N*274359	Felony Conviction	2/14/1985	N/A		

Applicable Reports

Comprehensive Ruling Report Comprehensive Licensee Report

Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



Comprehensive Ruling Report

Rulings Against: FREDDIE HUGHES

Legal Name: FREDDIE HUGHES

Birth Date:



4 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:

*N*10025159

Date:

3/29/2001

Issued By:

Kentucky Racing Commission

Facility:

Turfway Park

Ruling Type:

Reinstatement to

Good Standing in

State

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Race Number:

N/A

Animal Name:

N/A N/A

Under Appeal: Fine Amount:

False \$0

Appeal Date:

N/A

Fine Paid:

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: *N*10025159

Action Type: Initial Ruling

Issue Date: 3/29/2001

Action Text:

RESTORED TO GOOD STANDING AND IS ELIGIBLE TO APPLY FOR ANY LICENSE THAT HE MAY QUALIFY. HE HAS ENROLLED AND COMPLETED A DRUG AND ALCOHOL PROGRAM.

Ruling #: 2

Ruling Number:

MO 141/2000

Date:

8/8/2000

Issued By:

New York Racing &

Wagering Board

Facility:

Unknown

Ruling Type:

Unknown

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliy: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: None Actions:

Alpha Ruling: MO 141/2000

Action Type: Initial Ruling

Suspension End: None

Issue Date: 8/8/2000

Action Text:

LICENSE REFUSED -- HE HAS BEEN CONVICTED OF A CRIME INVOLVING MORAL TURPITUDE; VIOLATED AN ORDER OF THE BOARD IN CONNECTION WITH RULE #4042.5; HIS CHARACTER AND GENERAL FITNESS ARE SUCH THAT HIS PARTICIPATION IN RACING OR RELATED ACTIVITIES IS INCONSISTENT WITH THE BEST INTEREST OF RACING.

Rulina #: 3

Ruling Number:

*N*10007753

Date:

8/12/1999

Issued By:

Kentucky Racing Commission

Facility:

Ellis Park

Ruling Type:

Disorderly Conduct

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A N/A Race Date:

N/A

Infraction Date: Race Number:

N/A

Animal Name:

Infraction Facility: N/A N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: 8/12/1999

Suspension End: None

Actions:

Alpha Ruling: *N*10007753

Action Type: Initial Ruling

Issue Date: 8/12/1999

Action Text:

PENDING APPEARANCE FOR DISORDERLY CONDUCT ON ASSOCIATION GROUNDS (POSSESSION OF A DANGEROUS CONTROLLED SUBSTANCE); DENIED PRIVILEGES OF ALL FACILITIES.

Ruling #: 4

Ruling Number:

*N*274359

Date:

2/14/1985

Issued By:

Florida Division of

Pari-Mutuel

Facility:

Unknown

Ruling Type:

Felony Conviction

Division:

Unknown

Wagering

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliy: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

\$0

Fine Amount: Suspension Start: None

Fine Paid:

N/A

Actions:

Suspension End: None

Alpha Ruling: *N*274359

Action Type: Initial Ruling

Issue Date: 2/14/1985

Action Text:

REQUEST FOR WAIVER OF LICENSING DISQUALIFICATION BECAUSE OF FELONY OR NARCOTICS OR BOOKMAKING CONVICTION IS GRANTED.

















CFM \$ 105031889, CA NR 46737 Page 905, Page 1 of 2, Recorded 12/17/2000 at 08:35 NH, Appended County Commission, Deputy Clock 3370

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CFM # 109032389, OR ER 46737 Page 1509, Page 1 of 1, Recorded 12/17/2009 at 08:53 AM, Eroward County Commission, Deputy Clark 3370

THE STATE OF PLORIDA VS. HUGHES, FREDRY	THE WHITE PERSONS NAMED IN	-1					
INVESTOR: COUNTY JUDGMENT AND SENTENCED THE STATE OF PLORIDA VS. JUGHES, FREEDY PLAINTEPP: DEFENDANT: DEFENDA	AN THE COUNT	A COMMI IN THE	FOR BROWARD	COUNTY		CLOCKE	e
PLAINTIPP: DEFENDANT: DESCRIPTION: PLAINTIPP: DESCRIPTION: PLAINTIPP: DESCRIPTION: PLAINTIPP: Description: DEVISION: [] Criminal [] Traffic	COUNTY JU	DGMENT A	ND SENT	ENCE		Our June	
TATE ATTORNEY: ** CO. 18. Short Shor	THE STATE OF	PLOREDA VS. H	GHFS, FR	FOOT	-	CYTE SEM	
TATE ATTORNEY: ** CO. 18. Short Shor	PLAINTEFF:		PER PAUL	ANT		09024060	Н
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CREDIT COURT DADE COUNTY CRIMINAL DIVISION

THE STATE OF FLOREDA

VS. NO. 07- 3513

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PAGE # 5



IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI- DADE COUNTY, FLORIDA FALL TERM, 2025

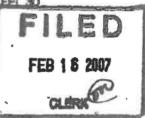
THE STATE OF FLORIDA V.

INFORMATION FOR

FREDDY HUGHES

1. COCAINE/PURCHASE/POSSESS W/INTENT TO PURCHASE/ATTEMPT 893,13(2)(A)1 & 777.04_EE_30

Defendant(s)



IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

KATHERINE FERNANDEZ RUNDLE, State Attorney of the Eleventh Judicial Circuit, prosecuting for the State of Florida, in the County of Miami-Dade, by and through her undersigned Assistant State Attorney, under oath, Information makes that:

WESSEL, THOMAS H. :LP 02/12/2007

Circuit Court Direct File

Jall No. 070008280 ,Bkd: 1/27/2007 ., CIN: 0189253, B/M, DOB:

SS#:

F07003513

Areces (F009)

STATE OF FLORIDA, COUNTY OF MIAMI-DADE

ching on the in this office

HARVEY RUVIN, Clerk of Circuit and County Courts.

Window Whyte 329150

METAPR 26 PH 2: 40
PARI-PROTUBL WASERING

(CC#: F07003513)

COUNT 1

FREDDY HUGHES, on or about January 26, 2007, in the County and State aforesaid, did unlawfully and feloniously attempt to purchase or possess with intent to purchase, a controlled substance, to wit: Cocaine, in violation of s. 893.13(2)(a)1 and 777.04, Fla. Stat., contrary to the form of the Statute in such cases made and provided, and against the peace and dignity of the State of Florida.

2022 APR 26 PH 12: 40
BIVISION OF
BIVISION OF
BIVISION WAGERIN

STATE OF FLORIDA, COUNTY OF MIAMI-DADE:

Personally known to me and appeared before me, the Assistant State Attorney of the Eleventh Judicial Circuit of Florida whose signature appears below, being first duly swom, says that the allegations set forth in this Information are based upon facts which have been sworn to as true by a material witness or witnesses, and which if true, would constitute the offenses therein charged, and that this prosecution is instituted in good faith.

Assistant State Attorney/Bar #: 5U 7U 1350 NW 12th Ave., Miami, FL (305) 547-0100

Sworn to and subscribed before me this

_ day of

2007

Ву

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Ross H. Sanches I

PARI-MUTUEL WAGERING

CASE FILE SHEET

15:47:02		CA
DEFENDANT(S):	HUGHES, FREDDY	r
Intaka Alty:	00611 WESSEL	"THO
21st Day:	02/16/2007	Arrai
Police #:	PD070126047721	
Department:	030 · Metro-Dad	9
Arrest Date:	01/26/2007	
Lead Officer:	04611 BENAVIDES	JR,J

COURT CASE #:

F07003513

ESSELTHOMAS H. Arraign: 02/16/2007 Unit: 001

FSU-Case Screeni

DIVISION: Areces

Book Date: 01/27/2007 tro-Dade JailNum: 070008260 PID: RACE: B Sex: M

DOB:

CIN: 0189253 IDS: 4316063

Remarks:

PFC Date(s): 02/06/2007

Dept/Station: 030-

Arreignment Action

Clark File Date: 01/28/2007

Domestic: N Lab #: ME &

Case Filing Decision

Felony Filed

Propery Release: N _Date

Hold-Lab

02/08/2007 02/06/2007

01/28/2007

Extradite: 1 Florida Only

Min/Mandatory: 1 Not Charged/Not-Filed

VictimType: 33 Victimiess - Drug Crime

Tel/Video Depo:

Career Criminal:

T D CJIS

FF

Description

Charge Filling Decision

F 3 89313002A1BF COCAINE/PUR/ATTEMP FF Filed Felony

ATTORNEY:

Assistant State Attorney

APPROVED:

Assistant State Attorney

DATE:

DATE:

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	JUDGMENT Ation Violator Entry Control Violator VS. DEFENDANT PREDDY MUSICA 7-003513 En Freddy Budges, Fredd	PREDOY MUGRES 7-003513 sm Freddy Budges, Freddie Hughes, Frederick Inc. Rugh	JUDGMENT Ation Violator Retrial Rity Control Violator Resentance VS. DEFENDANT(S) FREDDY HUGHES

and no cause being shown why the Defendant should not be adjudicated guilty, IT IS ORDERED THAT the Defendant is hereby ADJUDICATED GUILTY of the above crime(s).

STATE OF FLORIDA, COMMON OF MAMINDADE SHOP OF THE STATE OF THE SHOP OF THE STATE OF

Jordan Whyte 329150

PARI-HUTUEL WASSELL

CT -09/11/07 SEV 10/02

Page 1 of 3

Claric's web address: www.miami-dadeclerk.com

EXHIBIT # Z PAGE # /O

CKINGOL CKINGOL	c	HARGES/COSTS/FEES	CASE NUMBER: F07-003513
Laintiff (8) In State of 1	- 1	VE. DEFENDANT (8) FREDDY SOURCE AND Frenches Processon Topondon Top	raddy Rudgas, Fraddia Bughas, Fradarick Inc
		Rughes	

\$50.00 Pursuant to F.S. 938.03(4) (Crimes Compensation Trust Fund).

\$3.00 Three dollars as a court cost pursuant to F.S. 938.01 (1) \$3.00 (Criminal Justice Trust & Education Funds).

\$200.00 Pursuant to 938.05(1) (Local Government Criminal Justice Trust Fund).

\$40.00 Pursuant to F.S. 27.52(2) (Public Defender Application Fee).

\$3.00 Pursuant to F.S. 938.19 (Tesa Courts).

\$50.00 Pursuant to F.S. 775.083(2) (Crime Provention Programs).

The Befendant is hereby ordered to pay the following sum indicated:

\$2.00 Two dollars as a court cost pursuant to F.S. 938.15 82.00 (Criminal Justice Trust & Education Funds).

\$25.00 Pursuant to F.S. 28.24(26)(c) Payment Plan Fee

865.00 Pursuant to F.S. 939.185(1)(a) (Assessment of Additional Court Costs as adapted by Ordinance 04-116)

\$85.00 Pur=ment to 7.8. 939.185(1)(b) (Surcharge as adopted by Ordinanos 05-123)

\$523.00 - TOTAL

DOME AND ORDERED in Open Court in Mismi-Dade County, Florida this 7th day of September, 2007.

JUDGE BARBARA ARECES

(N=VAIVED/8=SUSPENDED)

REV 10/02 CT -09/31/07

Page 2 of 3

Clerk's web address: www.miami-dadeclerk.com

EXHIBIT # 2-PAGE # //

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DIVISION COCRIMINAL DOTHER	FINGER	PRINTS OF DEFENDAN	T	Ž 2
THE STATE OF FE	•	ugheo		RECEIVE APR 26 PH
PLAINTIFF CASE NUMBER:	DEFEN	IDANT	-	PH 12: 41
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	F	°°06 3 2	ANDARA ARECES C	Barbara Arecas ircuit Court Judge

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CASE NUMBER:	07-003513	CBTS NUMBER						
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attorney(s):Militis and having been s an opportunity to be heard and to	LIME H ACCOTA, FO adjudicated guilty b o offer matters in mit	en this Court, accompanied by his/her scain, and the Court having given the defendant ignition of sentence, and to show cause why ovided by law, and no cause	S AN IO: 24 OUT & COUNTY FOR IT COUNTY S.A.	RECOR				

IT IS THE SESTENCE OF THE COURT that the defendant is hereby: Is hereby committed to the mustody of the Dade County Jail ..

he/she should not be soutemend as provided by law, and no cause having been shown;

TO BE IMPRISONED:

For a term of 8.00 Day(e).

TIME SERVED

STATE OF PLORIDA, COUNTY OF MIAMI-DADE

I HERCELY CERTIFY that the foregoing is a large and get cricinal on his in this office

HARVEY RUVIN, Clark of Circuit and County Courts

Deputy Clerk

Sandso Whyte 329130

Page 1 of 3

Clarics web address; www.mlami-dadecleric.com

EXHIBIT # Z PAGE # , 2

IN REF: Defendant

PREDDY HOUSES

SPECIAL PROVISIONS

CASE MUMBER: F07-003513

AS TO COUNT! 1

By appropriate notation, the following provisions apply to the sentence imposed: MANDATORY / MINIMEN PROVESTORS:

SPECIAL PROVISION DESCRIPTION

SPECIFICATION

Sevogetion

Court Ordered License Porsuant to F.S. 322.055 - Controlled Substance Court Ordered Driver License Revocation.

CT -09/11/67

JEV 10/02

Fags 2 of 3

Clark's web address; www.miami-dadeolark.com

EXHIBIT # 2 PAGE # /4/

IN REF: Defendant . . . FREDDY HUGHES

OTHER PROVISIONS

CASE NUMBER: F07-003513

CATEGORY

OTHER PROVISION DESCRIPTION

SPECIFICATION

Jail Credit

It is further endered that the Defendant shall be

B DRYS

allowed a total of the specified time as credit for time

incarcerated prior to imposition of this sentence.

In the event the above sentence is to the Department of Corrections, the Shariff of Dado 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 decements specified by Florida Statutes.

The defendent in Open Court was advised of his right to appeal from this sentence by filing notice of appeal within thirty days from this date with the Clark of this Court, and the defendant's right to the Essistance of counsel in taking said appear at the expense of the State upon showing indigence.

DOME AND OFFICERED in Open Court in

Mismi-Dade County, Florida this

7th day of September, 2007.

JUDGE HARBARA ARECES

CT -09/11/07

MEV 10/02

Page 3 of 3

Cleric's web address: www.miami-dadecleric.com

Filing # 37177824 E-Filed 01/29/2016 11:39:10 AM





FTU

Dennis Balley

FELONY

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

STATE OF FLOREDA.

Plaintiff

Court Case Num: 15013090CF10A

SAO Num:

1227496

Officer Rpt No: HW1530151709

Charge Agency: HOLLYWOOD PD

Offense Date: 10/24/2015

Case Type:

10/24/2015

FREDDY HUGHES

Arrest No:

HW15002705

Arrest Date: BCCN:

0764032

TO THE CLERK OF THE ABOVE-STYLED COURT:

The State hereby emorgance the following actions to be taken on the charges involved in the above-captioned arrest/matter:

Action taken:

DIR FILED CASE

Count	Action	Ehort Description	Channe
1	As Presented /Flied/Clerk	893.13-6A(IA4) - 3/CF - POSS OF COCAINE	Charge
	Chrg Presented	893.13-6A(COC) - 3/F - POSSESSION OF COCATNE	
2	NO INFO	893.13(6)(B) - L/MM - POSS OF CANNABIS < 20GRAMS (MISD)	
	Chrg Presented	893,13-62 - 1/MM - POSS CANNABIS 20 GRAMS LESS/ SYNTH CANN 3 GMS LESS	2

Special funtrustion to the Clerk/Jeil

PRIORITIZE this case. More than 60 days have passed since the original arrest data. ARRAIGNMENT MUST BE PRIORITIZED.

PATHUOD ORAMO PRINTED Division and correct eggy of the cri ta Bar No: " Ot (954) 831-80010 JUDICIAL XSB 00022274 008015774

*** FILED: BROWARD COUNTY, FL HOWARD FORMAN, CLERK 1/29/2016 11:35:11 AM. ****
EXHIBIT #

PAGE #



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

THE STATE OF FLORIDA

INFORMATION FOR

VS.

I. POSSESSION OF COCAINE

FREDDY HUGHES,

Defendant

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

MICHAEL J. SATZ, State Attorney of the Seventeenth Judicial Circuit of Florida, as Prosecuting Attorney for the State of Florida in the County of Broward, by and through his undersigned Assistant State Attorney, charges that FREDDY HUGHES, on the 24th day of October, A.D. 2015, in the County and State aforesaid, did unlawfully have in his actual or constructive possession a controlled substance, to-wit: Cocaine, contrary to F.S. 893.03(2)(a)4. and F.S. 893.13(6)(a), (L3).

KP/va: 1/28/2016



STATE OF FLORIDA Vs. FREDDY HUGHES

Information 2

IDENTIFYING DATA:	2022 APR
COUNTY OF BROWARD STATE OF FLORIDA	NPR 26 PH 12: BIVISION OF MUTUEL WAGER
Personally appeared before me an Assistant State Attorney of the 17th Judicial Circuit of Florida by MiCHAEL J. SAT said Circuit and Prosecuting Attorney for the State of Florida in the County of Browduly ewom, says that the allegations as set forth in the foregoing Information are barbare been sworn to or certified as true and which, if true, would constitute the charged, and that this prosecution is instituted in good faith.	July appointed as Z. State Attorney of ard, who being fire
Assistant State Athrney, 17th Judicial Circuit of Florida SWORN TO AND SUBSCRIBED before me this 21 day of day of	-
HOWARD C. FORMAN Clerk of the Circuit Court, 17th Judicial Circuit Broward County, Florida	, A.D., 2016.
Ву:	
Deputy Clerk To the within Information, Defendant pleaded	_
HOWARD C. FORMAN Clerk of the Circuit Court, 17th Judicial Circuit Broward County, Florida	
CERT OF STAND CONTRIBUTION OF STAND OF	991



15-13898CF

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

THE STATE OF FLORIDA

VS.

FREDDY HUGHES.

Defendant

INFORMATION FOR

. POSSESSION OF COCAINE

ousesion Peropheralia

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

MICHAEL J. SATZ, State Attorney of the Seventeenth Judicial Circuit of Florida, as Prosecuting Attorney for the State of Florida in the County of Broward, by and through his undersigned Assistant State Attorney, charges that FREDDY HUGHES, on the 24th day of October, A.D. 2015, in the County and State aforesaid, did unlawfully have in his actual or constructive possession a controlled substance, to-wit: Coosine, contrary to F.S. 893.03(2)(e)4. and F.S. 893.13(6)(a), (L3).

ICP/Atti 1/28/2016

RECEIVED

ON AR 26 PH RS 39

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Brien Andina

CLER OF THE CIRCUIT COUR

STATE OF FLORIDA Vs. FREDDY HUGHES

Information 2

IDENTIFYING DATA: 8/M,		Ē
COUNTY OF BROWAR STATE OF FLORIDA	D	
duly swern, says that the have been swern to or	appeared before me ey of the 17th Judicial Circuit of Florida by MiCHAEL J. SATZ ting Attempty for the State of Florida in the County of Brown allegations as set forth in the foregoing information are base certified as true and which, if true, would constitute the secution is instituted in good faith.	vi, who being first
	Assistant State Attorney, 17th Judiciel Circuit of Florida	_
SWORN TO AND	SUBSCRIBED before me this day of	A.D., 2016.
	HOWARD C. FORMAN Clark of the Circuit Court, 17th Judicial Circuit Broward County, Florida	
	Ву:	
	Deputy Clerk	
To the within Inform	nation, Defendant pleaded	
	HOWARD C. FORMAN Clerk of the Circuit Court, 17th Judicial Circuit Broward County, Florida	
. 48	By:	_
7. 3.2 2. 3.7.7.2	THE CONTRACT THE CONTRACTS	
1.16	HTT AND DE NOT THE TOTAL OF THE PARTY OF THE	

CFM # 109031099, CS. ME 46737 PG 905, Page 2 of 1





	**** FILED: BROWARD COUNTY, FL. Brends D. Forman, CLERK 4/3/2017 1:15:00 PM.***
P	printed:printed:U3/31/2017 stracy /Court ClerkOF_
_	CIRCUIT COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, FLORIDA
	Case Number 15013898CF10A Arrest Number HW15002705 BCCM # 0764022
	State of Monda VS Mughes, Preddy
	Cash hand / Dates to described &
	South form framports)
	Charges088-1 Possession of Cocaine
	amend Passession Deug Revolement
-	OSTITUTE LATED
-	() REMANDED () REMAIN IC () UNTIL PICKED UP BY () UNTIL AFTER POST ADJUDICATORY HEARING OR BED AVAILABLE AT
	() Arraignment () Change of Plea () Guilty () No Contest () PSI/PDR () Sentencing / Re-Sentencing
	\ / Area by Jary (*) Little by Court (*) First VOP/VOCC (*) Rind VOP/VOCC (*) Administration of the Area and Area a
	Converse by Jury Court () Admitted by Install Court
	() Discharged () Nolle Prosequi () Bound Incompetent/Placement Pending/ Committed to Child/Pamily Services () Adj. Guilty () Adj. Withheld () Adj. Delinquent
-	() Committed to DIJ/Level () Sentence Withheld () Previous Sentence Vacated
- 1	
-	Adj. and Sentence deferred to
- 1	Type of probation / Community Control:
1	() Youthful Offender () Drug Offender () Sexual Offender () Habitual Offender () Mental Health () County
1	PROBATION/COMM. CONTROL: () Revoked () Reinstated () Modified () Terminated Extended () All previous special conditions apply
L	WARRANT: () Diamissed () Withdrawn () Served in open court
	ENTENCE (PROPATION / CONTROLL) ALLOCA
6	COUNCE STRINGS
	() Years () Moaths () Days () Probation () Community Control () Followed ()
-	() Years () Months () Days () Probation () Community Control
-	() each count concurrent/consecutive () Concurrent () Consecutive to any
	OUNT(8):
-	() Years () Months () Days () Probation () Community Control () Followed by
-	() Years () Months () Days () Probation () Community Control
=	() each count concurrent/consecutive () Concurrent () Consecutive to case number
3	ENTENCE: (INCARCERATION)
15	COUNT(S): () One year plus one day () () Years () Months () Days
т.	ways 1/2
D) Followed by () Years () Months () Days () Probation () Community Control
1) Each count concurrent/consecutive () Concurrent/consecutive () To case number
C	OUNT(S): () One year plus one day () () Years () Months () Days
	days 1/3
() Followed by () Years () Months () Days () Prohesian () Community Control
N .) Issuer County Consumer Consu
) Any other sentence () Work release () Prison sentence suspended
	EPUTY CLERK YOU OLA DATE 5/2/17
	ECOPY-WHITE DEFENDANT'SCOPY-BLUE SHERIFF'SCOPY-YELLOW PROBATION'SCOPY-PINK DEFINISE ATTOMOVISCOPY OF DEFINISE OF DEFINISE ATTOMOVISCOPY OF DEFINISE OF DEFIN

Ignition Interlock Program () Hours of Community Service () Evaluation, Treatment and Thorapy if necessary () Other To run () Concurrent () Consecutive to Count(s): () 2nd DUI) 3rd DUI () 4th DUI JUDGE DEPUTY CLERK

EXHIBIT#2

REVISED 9/17/14

Pile Copy-White Defendant 's Copy-Blue Sheriff a Copy-Yellow Probation's Copy-Fink Defe

DEPUTY CLERK

	. 4				
			ORDER ASSESSING CHARGES/O	PARTECE	
			The defendant is hereby ordered to pay the following s	ume if chacked	
			and the state of t	anie ii cilcriteti	•
			DINES		
()	(Count)	Fine Assessed	e	225 002/11
ì	í	(Count)	Surcharge Assessed		775.083(1)
- ?	ſ	(Count)	5% Surcharge (if fine assessed)	3	817.568(12)
•	,	(Count)	2 to precipitible (if this assessed)	2	938.04
	Ň	(\$225/Case)	MANDATORY COSTS		
->	ζ.		Local Criminal Justice (Trust Fund)		938.05(1)(a)
- >	₹.	(\$50/Case)	Crimes Compensation Trust Fund (VC)		938.03(1)
- 5	?	(\$2/Count)	Local Law Enforcement EDU (\$5 Assessment)		938.15
Ş	ļ	(\$3/Count)	Add I Court Cost Clearing Trust (\$5 Assessment)		938.01(1)
()_	(\$50/Count)	Crime Prevention (if fine assessed)(SN1)		
4	T	(DIRECTORSE)	Cost of Prosecution		938.27(8)
().	(\$20/Count)	Crime Stoppers Trust Fund (if fine assessed)(CSTF)		938.06(1)
()	(\$2/Count)	Teen Court (T.C.)		938.19(2)
Ċ)	(\$65/Count)	Add I Costs (BOCC) Programs (AC)		730.17(2)
•	-	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	man (me)		939.185(1)(a)
			DISCRETIONARY OR SPECIFIC OFFENSE/I		O.OMG
•	1	(\$50/Case)	Public Defender Application Fee	ENTOURED L	
?	Ĺ	(\$/Case)	Public Defender Assistance (PD fee imposed)		27.52(1)(b)
7	۲.	(4/CH3C)	PD Fee Converted to Civil Lien		938.29(1)(a)
P	-	D D Per colu	1 it - to be charled to Civil Lien	-	938.29(2)(b)
73	~	(\$100/Count)	1 Item is to be checked: FEE IMPOSED or FEE CONV	ERTED TO C	TVILLIEN
>		(\$100/Count)	FDLE Operating Trust Fund (OTF)		938.055
5		(\$201/Count)	Domestic Violence Surcharge (DVC)		938.08
Ţ		(\$151/Count)	Rape Crisis Trust Fund (RCP)		938.085
ς.		(\$151/Count)	Crimes Against Minor (CAM)		938.10(1)
()	(\$/Count)	Alcohol & Other Drug Abuse Programs		938.21/938.23
(,)	(\$5000/Count)	Commit Prostitution (Cir Crt Adm)		796.07(6)
			•		,,,,,,,
	-	-	MISDEMEANORS		
1		(\$60/Casc)	Add Court Costs/Misd/Crim Traf		938.05(1)(b)
يرب		(\$10/Case)	Article V Assessment	0	318.18(19)
	ايسر	(\$30/Count)	Court Facilities Fund (CFF)		318.18(13)(a)
O	10	(\$20/Count)	Crime Prevention (if fine assessed) (SN1)		375 003/0)
			DOH Admin, Trust Fund		775.083(2)
			Court Costs (CC)		318.18(20)
•	'	(DUI		AOVI-02-D-3
()	1	(Count) .	Fine Assessed	¢	Vantan
ìί		(Count)	5% Surcharge (if fine assessed)	*	Varies
()		(\$65/Count)	Add 1 Costs (BOCC) Programs (AC)	3	938.04
ìί	7	(\$60/Case)	Add 1 Court Costs/Misd/Crim Traf(CJC)		939.185(1)(a)
ìί	- >	\$26/Count)	Court Costs (CC)		938.05(1)(b)
? {		\$15/Count)	County Aleskel & Other Days Alesse D		AOVI-02-D-3
> <		\$20/Count)	County Alcohol & Other Drug Abuse Trust Fund (CDC)		938.13(1)(a)
> {			Crime Prevention (if fine assessed) (SN1)		775.083(2)
> ረ		\$50/Case)	Crimes Compensation Trust Fund (VC)		938.03(1)
()	Į,	\$135/Count)	Emergency Medical Services, Trust Fund (EMTF)		938.07
			Contract of the Contract of th		
		4.6	OTHER		
()		رتوار مأتاكار	Waive All Court Court		
()			Pay Balance of http://dusly limposed Costs		
()		, , , , , , , , , , , , , , , , , , , ,	Balanes of Coura Court Fees Converted to Civil Lien		
		1	Extenditish Costs		
		Λ.,	Expandition Costs Defending why de community service hours @ \$10/hour is	lieu of court o	nete
			Other		
-			(ALO) 100 Y		
ri ir	471	(A1	V - 500		

TTT- FILED: BRUW.	printed:printed:02/08/2018 sljones	18 9:41:44 AM. 10F2
CIRCUIT COURT DISPOSITION ORDE	R IN AND FOR BROWARD COUNTY, FI	ORIDA
	Arrest Number HW15002705	
State of Florida VS Hughes, Freddy	AKA	
Judge Dennis Bailey	Cash bond / Retur	on to denositor / Susety hand / IC
Cash bond number(s)		" a depositor / Surety bond / IC
Charges068-1 Possession of Drug P	Paraphernalia	L
. `		
		1
· 		
) REMANDED () REMAIN IC () UNTI BED AVAILABLE AT	L PICKED UP BY () UNTIL AFTER POST	ADJUDICATORY HEARING OR
() Arraignment () Change of Plea () (Guilty () No Contest () PSI/PDR ()	Section 12 C
() Trial by Jury () Trial by Court () F	Found Institute () PSI/FDR () Found Institute () PSI/FDR () Found Institute () PSI/FDR ()	Sentencing / Ke-Sentencing
() Convicted by Jury/Court() Acquitted by Jury/Court	Dismissed () Speedy
() Discins god () Notic Flosedill	I I CHING INCOMPRIEND/PIO/CONCAL Monstino	/ f 'Ammittad to / hild/fileit. Co
Adj. Guilty (MAdj. W	ithheld () Adj. Delinquent () Sentence Withheld () Prev	
() PSI Ordered	() Sehtence Withheld() Prev	vious Sentence Vacated
1di. and Sentence deferred to		
Type of probation / Community Control:		
(-) Youthful Offender () Drug Offender () Sexual Offender () Habitual Offender () N	Acatal Hasish () County
ROBATION/COMM. CONTROL: A Re	voked () Reinstated () Modified () Ten	minated
Extended	voked () Reinstated () Modified () Ter () All previous special conditions	s apply
WARRANT: () Dismissed () With	hdrawn () Served in open court	
SENTENCE: (PROBATION / COMM. CONT	TROL)	
COUNT(S):		
() Years () Months () Da	ys () Probation () Community Control ()	Followed by
() Years () Months () Da	ys () Probation () Community Control	
() each count concurrent/consec	cutive () Concurrent () Consecutive to case	number
COUNT(S):		
() Years () Months () Da	ys () Probation () Community Control ()	Followed by
() Years () Months () Da	ys () Probation () Community Control	}
() each count concurrent/consec	cutive () Concurrent () Consecutive to case	e number
ENTENCE: (INCARCERATION)		
COUNT(S): One year One year One year One year One	r plus one day () 72	Venno () Months Ad Davis
	y	¥ -
() Followed by () Years	() Months () Days () Probation () Con	mmunity Control
() Each count concurrent/consecutive () Co	ncurrent/consecutive () To case number	
() Any other sentence () Work release ()	Prison sentence suspended	
COUNT(S): () One year	r plus one day ()()	Years () Months () Days
() BCJ () PSP, W/credit/ror	MS IV	_
() Followed by () Con () Co) Months () Days () Probation () Con	nmunity Control
() Any other sentence () Wall priese ()!	Prison sentence suspended	EXHIBIT #
JUDGE	- Superino	PAGE#
		1-115 25
DEPUTY CLERK	DATE _	2/9/18
HE COPY-WHITE DEFENDANT'S COPY SHERIFF'S C	AWT-YELLANW PROBATION'S COPY-PINK DEFENSE ATT	MANEY SCHOOL OF BEALEST WANTE
	l.	

Case Number 15013898CF10A

____Case Number_13013696CF10/

-	-	Case Manie	150150304	OI TOA	-
		ORDER ASSESSING CHARGES	COSTS/FEES	8	
		The defendant is hereby ordered to pay the following	sums if checke	ed:	
		FINES			
)	(Count)	Fine Assessed	\$	775.083(1)	
Ú	(Count)	Surcharge Assessed	\$!	817.568(12)	
5	(Count)	5% Surcharge (if fine assessed)	Š	938.04	
•	, ,	,	1	930.04	
	(#00FIG)	MANDATORY COSTS		_	
Ų	(\$225/Case)	Local Criminal Justice (Trust Fund)		938.05(1)(a)	
- }	(\$50/Case)	Crimes Compensation Trust Fund (VC)		938.03(1)	
• ?	(\$2/Count)	Local Law Enforcement EDU (\$5 Assessment)		938.15	
Ų	(\$3/Count)	Add I Court Cost Clearing Trust (\$5 Assessment)		938.01(1)	
- ~2	(\$50/Count)	Crime Prevention (if fine assessed)(SN1)		775.083(2)	
29	(\$100/Case)	Cost of Prosecution		938.27(8)	
. ?	(\$20/Count)	Crime Stoppers Trust Fund (if fine assessed)(CSTF)		= 938 . 06(1)	
• }	(\$2/Count)	Teen Court (T.C.)		938.19(2)	
}	(\$65/Count)	Add I Costs (BOCC) Programs (AC)	1	939.185(1)(a)
		DISCRETIONARY OR SPECIFIC OFFENSE	DECHIDED.	Coere	
)	(\$50/Case)	Public Defender Application Fee	ALL THE PARTY OF T	27.52(1)(b)	
)	(\$/Case)	Public Defender Assistance (PD fee imposed)	1	= 938.29(1)(a)	
)		PD Fee Converted to Civil Lien	i	700 00 (A) (A)	
or	the P.D. Fee only	Litem is to be checked: FEE IMPOSED or FEE CON	VEDITED TO	938.29(2)(b)	
)	(\$100/Count)	FDLE Operating Trust Fund (OTF)	VER LEADING	938.055	
)	(\$201/Count)	Domestic Violence Surcharge (DVC)		938.08	
)	(\$151/Count)	Rape Crisis Trust Fund (RCP)		938.085	
)	(\$151/Count)	Crimes Against Minor (CAM)			
j	(\$/Count)	Alcohol & Other Drug Abuse Programs	i	938.10(1)	
ĺ	(\$5000/Count)	Commit Prostitution (Cir Crt Adm)	!	938.21/938.23 796.07(6)	,
		3.570mm 571 . 4 . 4 . 4 . 4		17001(0)	
`	(\$60/Case)	MISDEMEANORS		45	
₹.		Add I Court Costs/Misd/Crim Traf	-	938.05(1)(b)	
₹.	(\$10/Case) (\$30/Count)	Article V Assessment		318.18(19)	
- {	(\$20/Count)	Court Facilities Fund (CFF)	-	318.18(13)(a)	
- ((\$65/Count)	Crime Prevention (if fine assessed) (SN1)		775.083(2)	
- {	(\$26/Count)	DOH Admin. Trust Fund Court Costs (CC)		318.18(20)	
,	(\$20/Count)		'	AOVI-02-D-3	ţ
1	(Count)	Fine Assessed	*		
- ((Count)	5% Surcharge (if fine assessed)	2	Varies	
Ś	(\$65/Count)	Add I Costs (BOCC) Programs (AC)	3	938.04	
``	(\$60/Case)	Add I Court Costs/Misd/Crim Traf(CJC)		939.185(1)(a)	
- 3	(\$26/Count)	Court Costs (CC)	+	938.05(1)(b)	
Ś	(\$15/Count)	County Alcohol & Other Drug Abuse Trust Fund (CDC	\ +	AOVI-02-D-3	į
	(\$20/Count)	Crime Prevention (if fine assessed) (SN1)) —	938.13(1)(a)	
	(\$50/Case)	Crimes Compensation Trust Fund (VC)		775.083(2)	
	(\$135/Count)	Emergency Medical Services Trust Fund (EMTF)	1	938.03(1) 938.07	
		,		730.07	
١.		Waive All Court Costs			
ί.		Pay Balance of Previously Imposed Costs	į'		
Ś		Balance of Court Costs/Fees Converted to Civil Lien			
° ś		Extradition Cost			
· Ś	Co. T. Co.	Defendant my do community service hours @ \$10/hour	in lieu of annual	t annte	
`		Other Other	m hed of cour	COSIS	F. 11
. •		1 X V	1	EXHIBIT	<i>#</i>
IUDG	E			PAGE #	-
·		UN	1 0/	alica	1
)EPU	TY CLERK	N. Brown	DATE 2/	9/18	
**** **		the state of the s	- 1	11.10	

Broward County Commission

**** FILED: BROWARD COUNTY, FL Brenda D. Forman, CLERK 2/9/2018 9:35:17 AM.****

17th JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY

	IN AND FOR E	BROWARD COUNTY		11
DIVISION: CRIMINAL			DIVISION: _	FG
CHIMINAL	JUDG	MENT		
THE STATE OF FLO		PHILIPIE I	CASE NUMBE	D
	T 11 1			
DEFENDANT	Friday Hugh		15 139	898 OF 101
		State Attorney C. 16	nevek	
~	1, 11 1	Court Reporter K.M.	estur	
The Defendant,	Eddy Hughes		onally before this C	ourt represented by
(Charlass Forthern		record, and having:		
(Check applicable prov	<i>ision)</i> I and found guilty of the following crime	v(a)	·	
	plea of guilty to the following crime(s)	X(3)	į	
	plea of noto contendre to the following	crime(s)	i	
COUNT	CRIME	OFFENSE STATUTE	DEGREE OF	ADD'L MONIES
4 0	SS of Drug Varaphernal	NUMBER(S)	CRIME	IMPOSED
y ro	SS Of Drug	893,147/1)	,	
	Para chernal		i	
	- Lapit Wat	2		
			-	
and no cause having been hereby ADJUDICATED	n shown why the Defendant should not lo GUILTY of the above crime(s).	be adjudicated guilty, IT IS ORD	ERED THAT the I	Defendant is
The Defendant is he	reby ordered to pay the sum of Fifty dol	lars (\$50.00) pursuant to F.S. 938	8.03 (Crimes Com	n Torst Fried)
LINE INCIRCIONALITY IS THE GIES	ordered to have the still of Line Dollars (ot inguering elaco fillino as (UO.CE)	F C 032 03/11 and	1 938.15
(Check if applicable)	a sentence pursuant to F.S. 777.083(1) a	ire to be recorded on the Sentence	e page(s).	
Stayed & Withheld	() The court hereby stays and withhol	lds the imposition of sentence as	to count(s)	
Imposition of Sentence	and places the Defendant on proba	stion for a period of		under the
Sentence Deforred	supervision of the Department of () The court hereby defers imposition	Corrections (conditions of proba	tion set forth in a s	eparate order)
Until Later Date			(Date)	
/.	() Pay \$225.00 Trust Fund pursuant u	o F.S. 938.05(1)(a)	77.0	
Count(s)	DAY MONTHS BROW	VARD COUNTY JAIL W/CREE	on 2	DAYS TIME
The Defendant in open cour	t was advised of his right to appeal from this	Judgment by filing notice of appeal	with the Clore of Co	on within thirty
days following the date sent	ence is imposed or probation is ordered pursa ng said appeal at the expense of the State upo	uant to this adjudication. The Defer	adam was allowed the	d of his right to he
	The state of the s	1		
hereby certify that a true a	nd correct copy of the above and foregoing w	TUDGE		
he Defense Attorney by: () hand delivery () U.S. mail this	as served on the State Asigney by:	næd delivery () U.S. mail and to
1	11.00	9 000	7	
Deputy Clerk	Brown	•	ĺ	EXHIBIT #
CC 112-65 JUDGMENT			İ	DAGE #

Highes Freddy DIVISION: ADJUDICATION WITHHELD **CASE NUMBER** CRIMINAL ADJUDICATED GUILTY 15/3898 A FINGERPRINTS OF DEFENDANT Fingerprints taken by: 5m. 4h 48952 Court Deputy Name & Title DONE AND ORDERED in Open Court at Broward County, Florida this_ I HEREBY CERTIFY that the above and foregoing fingerprints are of the Defendant , and that they were placed thereon by said defondant in my in Open court this date. JUDGE

ICC 112-57 FINGERPRINTS OF DEFENDANT

	COUNTY COUNTY DESCRIPTION OF THE PROPERTY OF T
	COUNTY COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, PLORIDA
	7/26/19 * CORRECTED COURT DISPOSITION * NUNC BO LINC 11/61
	DATE CASE NO 170225 28MUIOA ARREST NO BCCN NO
	State of Florida vs. Huges . Freddy
	Cash Bond/Suraty Fast Amount \$1000 Estreated Vacated Between to Deep
	Cash Bond/Surety 24/7 Amount \$ 500 Estreated Vacated Return to Dep
	Magistrate First VOP Convicted by Jury [V Adj. Guilty]
] Arraignment [] Final VOP [] Convicted by Court [] Adj. Withheld
	Change of Plea [] Admits/Denies Allegations [] Acq. by Jury [1] Dismissed III IV
] Trial by Jury [] Quilty [] Acq. by Court [] Wolle Pros II
] Trial by Court [v] No Contest [] Directed Verdict [] No Info
	[] Judgment of Acquittel
	CHARGES: 1- DUT Property Damage/Injury
	2-Driving Under The Influence
i	- Poss Open Cont/Veh/Driver * Nunc Pro Tune:
d	- Fail To Use Due Care 11/13/18
	COUNT (S) I Reporting Administrative Probation: 9 months with special conditions:
	OURY (S) I Reporting Administrative Probation:
	Vicense suspended 6 Months
- 1	V O Days immobilization by: Landshark
	W Random breath/uring analysis at defendantis expense The second
- 1	Whay work off Gine/costs) at \$ /O per hour
- 1	lasy buy out community service at \$ per hour
	Hours of community service 50
	No alcohol or intoxicants while on probation
ì] AA/NA meeting(s) per week [] Evaluation, treatment and therapy, if necessary] Pay all outstanding fine/costs on Driver's License Record
i	Time serveddays on Count(s)
ľ	Days Broward County Jail with credit for days time served
E	lNo contact directly/indirectly with victim(s) or victim(s) family or others listed below
ľ	All fines/costs are separate and apart from probation
ι	lAll fines/costs imposed are a condition of probation on Count(s):
	IAll special conditions of probation must be met by the month of probation
] DHSMV is directed to revoke defendent's license for 1 year pursuant to F.S 322.055
	JAnger Management
]Interlock Device
1	J Justice for life [] PTE [MADD/Victim Impact Panel [] Shoplifter's Program
r	Partial payments accepted
	lFines/cost converted to civil lien/judgment
	Probation: Revoked-Terminated-Reinstated
	Early termination of probation upon completion of all conditions
E	1008 hours
Ę	Pother: AVV ay goto Community service hours in lieu
	of court costs and fines to be completed
	by with & 8th month, and Proportion 20 1
	** A A // / / / / / / / / / / / / / / /
	costs found Ames as long as community service
_	10 - completed.
JÜ	DEFUTY CLERK:
	MP-Judge Jill K. Levy
	PAGE # 29

FILED, DRUWAR JUNI I, FL DICHES D. FUILBILL CLERK 1/20	.7 4.30.41 FIVI. ****
State of Florida VS Huges Freddy Case Non	©# <u>170</u> 22528MŪÕĀ
Order assessing Charges / Costs / Pres	
The defendant is hereby ordered to pay the followin	g sums if checked:
FINES	
	¥.8. 775.043
AI 'AII 'AIII	
(5% Surcharge) (if fine assessed): 25 .m .m.	.IV F.S. 938.04
A,AII,AII	
MANDATORY FERS	i
Count I 450, Count II , Count III , Count IV Count VI , Count VIII , Count VIII	, Count V,
()Admin Order VI-02-D-3 (Court Costs) Count(s) I.26 IIIII.	
() Sixty dollars (\$60/case) (Criminal Justice Cost) Add'l Cost	F.S. 938.05(1)
()Fifty dollars (\$50/case) (Crimes Compensation Trust Fund aka VC)	F.S. 928.03
() Twenty dollars (\$20/count) (Safe Weighborhood Assessment)	7.6. 775.083
() Birty five dollars (\$45/count) (Court System/legalaid) (BC Ord. Sec. 10-3 () Twenty dollars (\$20/count) (Crime Stoppers Program)	7.8. 939.185
() Fifty dollar (\$50/case) (Cost of Prosecution) per syant	F.S. 938.06
()Two dollars (\$2/count) (Team Court /County Ord. Sec. 10-5)	#.s. 938.27(8)
() Thirty dollars (\$30/count) (Court Facilities Fund)	F.S. 938.19
() (\$2.50/count) (Additional Criminal Justice Education) (all TI's)	7.8. 318.18(13)
() Five dollars (\$5/dount) (Drivers Education Trust Fund) (all TI's)	7.8. 318.18(11) (c) 8.8. 318.18(11)
() (\$12.50/count) (Administrative Fee) (TI's moving/non moving)	F.S. 318.18(10)
() Tem Goilars (#10/count) Article V(moving/mon moving charges under 316,320, 322)	2.0. 310.10(10)
SPECIFIC OFFENSE/REQUIRED	
() (\$201/count) (Demestic Violence Surcharge)	2.B. 930.0B
()(\$151/count)(Rape Crisis Trust)	F.S. 934.085
() (\$151/count) (Child Mavessey Trust)	7.S. 938.10(1)
() (\$100/count) (FDLE Operation Trust Fund)	7.8. 938.055
()(\$15/count)(County Drug)	2.8. 938.13(1)(a)
() (\$135/count) (DOI and BUI) (EMTF) () (\$5/count) (Reckless Driving) (EMTF)	F.S. 938.07
() (\$5/count) (Leaving Scene) (MITT)	F.B. 316.192(4)
() (\$3/count) (Radio System Fee) (EOV & 316 viol)	F.S. 316.061(1)
() (\$500/case) (Serious Bodily Injury)	F.S. 318.16(17)
() (\$1000/case) (Fatality/ Serious Bodily Injury)	8.8. 315.14(5)
() (\$40/case) (Contest Fee)	2.5. 34.045(1)(b)
() (\$10/case) (1) (c) (Maricipal Ordinance Filing Fee)	F.S. 34.045(1)(c)
) (865/count) (ACDE/DOK) (Racing on Bighosy/Bookless Driving)	2.8. 318.18(5)(e)
) Fifty dollars (450/case) (Public Defender Application) per app	F.8. 27.52(1)(b)
) Fifty dollar= (\$50/case) (Public Defender Assistance Fee) per event	F.S. 938.29(1)
) A PRE of (\$5000.00/count) (Prostitution Civil Pensity)	F.S. 796.07(6)
) Late fees \$	
) Waived (sourt costs/fines/fees)	
) Balance of Court Costs/Fees Converted to Civil Lien	
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Jivision of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

May 3, 2022

Mr. Freddie Hughes 700 Northwest 12th Ave #208 Fort Lauderdale, Florida 33311

RE: Application No. 184665, Entity 435685 1022 - PMW General Individual Occupational

Dear Mr. Hughes:

Your application for an occupational license with the Division of Pari-Mutuel Wagering has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

Application is incomplete: Please correct the highlighted section(s). It appears that you
have made errors and/or omissions on page 3 of the application. If you have ever been
convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere
to any criminal charges, you must list the offenses in the Background Information section
and provide court disposition records. Please initial and date any changes made to
your application.

You must list the information on your application for the following charges:

- Miami-Dade County, Florida Arrests 03/07/1975, 07/18/1979, 11/26/1980, 11/24/1987, 04/07/2004, 01/26/2007, 07/17/2012
- Broward County, Florida Arrests 10/08/2009, 10/24/2015

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.

 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 any request for waiver upon receipt of a complete application.

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 850.487.1395.

LICENSE EFFICIENTLY. REGULATE FAIRLY. WWW.MYFLORIDALICENSE.COM



Jivision of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

If you fail to provide the Division with a complete application by 8/31/2022, your application shall lapse and no longer be processed by the Division. 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 Division Rule.

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Miriam Achens Operations Analyst II

LICENSE EFFICIENTLY. REGULATE FAIRLY. WWW.MYFLORIDALICENSE.COM

Mahalingam, Rajani

From:

Achens, Miriam

Sent:

Tuesday, May 17, 2022 2:56 PM

To:

Mahalingam, Rajani

Cc:

Muniz, Luz; Campbell, Ian; Futrell, Michelle; Donaldson, David; Ricks, Glenda

Subject:

HUGHES, FREDDIE - Entity # 435685 - File # 6328 - App # 184665 - Lic Type 2022

Good afternoon Ms. Mahalingam,

Please open a case for waiver review for HUGHES, FREDDIE - Entity # 435685 - File # 6328 - App # 184665 - Lic Type 2022.

Waiver, Routing Slip, Rap sheet and Court records have been imported to OnBase.

Thank you



Miriam Achens, Operations Analyst II

<u>Division of Pari-Mutuel Wagering</u> – Office of Operations Florida Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, FL 32399-1037 Phone: (850) 488.3211 ~ Fax: (850) 410.5350

STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULAT DIVISION OF PARI-MUTUEL WAGERING

FILED

Department of Business and Professional Regulation

Deputy Agency Clerk

CLERK Brandon Nichols
Date 8/21/2014
File # 2014-06238

FREDDIE HUGHES,

Petitioner,

VS.

DBPR CASE No. 2014024997

DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Respondent,		
	•	1

CONSENT ORDER

Petitioner, Freddie Hughes, and Respondent, State of Florida, Department of Business & Professional Regulation, Division of Pari-Mutuel Wagering (Division), hereby stipulate and agree to the following terms and issuance of this Consent Order.

- 1. January 19, 2013 Petitioner applied for a waiver, seeking a pari-mutuel wagering license as a horse groom at Calder Race Course, Miami Gardens FL.
- 2. Subesquent to a June 5, 2013 hearing before the Department's Hearing Officer, Petitioner's January 19, 2013 request for a waiver was DENIED by Final Order dated December 3, 2013, but WITHOUT PREJUDICE to re-apply.
- 3. Under the terms of the Final Order, the Division "will re-evaluate *de novo* the Petitioner's eligibility for [an] occupational license, which may or may not be subject to additional conditions." Final Order, page 2.
- 4. Petitioner admits to and stipulates to all the Findings of Fact in Case No. 2013003055.

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DBPR Case No. 2014024997

EXHIBIT A

- Petitioner has rehabilitated himself and renews his request for a waiver, allowing him to hold a pari-mutual wagering occupational license as a horse groom.
- 6. Petitioner possesses approximately 20 years racetrack experience in multiple jurisdictions. He currently has a job offer at a Florida racetrack pending resolution of his occupational licensure. Petitioner attends Alcoholics Anonymous meeting at least three times weekly, has submitted to regular urinalysis at least three times weekly since June 2013, has had no positives from drug analysis of his urine samples, and is counseled on a regular basis by Calder Race Course Chaplain Tom Lapointe.
- 7. Petitioner is in full compliance with the law and has used the time subsequent to the December 3, 2013 Final Order to exert maximum efforts to address the behaviors that led to his disqualifying offenses. Based on the evidence and statutes, Petitioner has met all other requirements for licensure pursuant to Chapter 550, Florida Statutes.

STIPULATED TERMS

WHEREAS the parties desire to resolve this matter, the following terms are stipulated:

- 8. The Division has jurisdiction over this matter and the parties.
- 9. The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by Consent Order.
- 10. Each party has entered into the terms of this Consent Order voluntarily. The Petitioner is aware that he is entitled to the advice of counsel. The Petitioner has either sought the advice of counsel or by execution of this Consent Order is knowingly waiving the opportunity to seek advice of counsel. The Petitioner acknowledges that the Division has not made any promise nor has it in any other way encouraged the Petitioner to enter into this Consent Order without the advice of counsel.

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DBPR Case No. 2014024997

- 11. This Consent Order is enforceable under Section 120.69, Florida Statutes, and Chapters 550 and 559, Florida Statutes, as final agency action.
- 12. Each party shall bear its own costs and legal fees related to this matter, and no financial claim shall be made against the Division in or arising from this matter.
- 13. The Petitioner and the Division acknowledge and agree that this Consent Order and contained stipulation constitute the Final Order of the Division respecting the matter set forth above and that further administrative and judicial review is hereby waived by both parties.
- 14. The Division hereby agrees to issue a pari-mutuel occupational license to Petitioner, subject to all provisions and conditions of Chapter 550, Florida Statutes, and the rules promulgated thereunder.
- 15. As a term of this Consent Order, Petitioner hereby voluntarily agrees to be subject to the rule set out below, even though he is not a cardroom employee or applying for a cardroom occupational license, and agrees to notify the Division in writing of his arrest within 5 days of any arrest. Rule 61D-11.011, F.A.C. The rule provides,

Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

- 16. Petitioner further agrees to notify the Division in writing within 5 days if he tests positive for drugs on any urinalysis test in the State of Florida.
- 17. The Petitioner hereby agrees the Division will immediately suspend his license under this Consent Order if Petitioner violates any provision of this Consent Order, and further agrees his license under this Consent Order shall remain suspended pending the outcome of the criminal arrest

as in paragraph 15, or written agreement of the parties amending this Consent Order regarding a positive urinalysis. See paragraph 6, above.

- 18. It is expressly understood that this Consent Order is subject to the approval of the Director of the Division of Pari-Mutuel Wagering (Director). In this regard, the Consent Order shall have no force and effect unless this Consent Order, incorporating the Stipulated Terms of this Consent Order, is signed by both parties. Petitioner must sign before a Notary Public first, and then mail the partially-completed Consent Order to the Department, for consideration by the Director, who in his exclusive discretion may sign the Consent Order. If this Consent Order is rejected, no statement made in furtherance of this Consent Order by the Petitioner may be used as direct evidence against the Petitioner in any proceeding. If this Consent Order is rejected, it has no force or effect as to Case No. 2013003055.
- 19. Petitioner and the Department fully understand that this Consent Order will in no way preclude proceedings by the Division against Petitioner for acts or omissions not specifically set forth in an Administrative Complaint against Petitioner in any other DBPR case.
- 20. Upon the Division's adoption of this Consent Order, Petitioner expressly waives all further procedural steps, including all rights to seek judicial review of this Consent Order. Upon the Division's adoption of this Consent Order, Petitioner waives the right to seek any attorney's fees or costs from the Department in connection with this proceeding.
- 21. This Consent Order is executed by both parties for the purpose of avoiding further administrative action with respect to this cause. In this regard, Petitioner authorizes the Director to review and examine all investigative file materials concerning Petitioner prior to or in conjunction with consideration of the Consent Order. Should this joint Consent Order not be accepted by the Director, it is agreed that presentation to and consideration of this Consent Order and other documents

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and matters by the Director shall not unfairly or illegally prejudice the Director from further participation, consideration, or resolution of these proceedings.

Petitioner FREDDIE HUGHES, herby agrees and consents to the terms and conditions of this Consent Order this 14 day of August Petitioner STATE OF FLORIDA, COUNTY OF Browgiel Sworn to (or affirmed) and subscribed before me this 14 day of 4vgvs+ 2014, by FREDDIE HUGHES, who is personally known to me or who produced the following as identification: Fl Driver License ADALBERTO GRIMALDI MY COMMISSION # FF 029415 **EXPIRES: June 21, 2017** Notary Public My Commission Expires: APPROVED this 20th day of Augus 7 Jonathan R. Zachem Chief Attorney Division of Pari-Mutuel Wagering Florida Bar Number: 0083617 Department of Business and Professional Regulation Northwood Centre

5

1940 North Monroe Street Tallahassee, FL 32399-2202

ORDER

IT IS HEREBY ORDERED THAT:

The foregoing paragraphs of the Consent Order shall constitute the agreed resolution of this matter and the Final Order of the Division in Case No. 2014024997, upon filing with the DBPR Agency Clerk.

DONE AND ORDERED this 28th day of AUGUST

DBPR offices in Tallahassee, Florida.

Division of Pari-Mutuel Wagering

Department of Business & Professional Regulation

1940 North Monroe Street

Tallahassee, Florida 32399-2202

CERTIFICATE OF SERVICE

2014, that a true copy of the

foregoing has been furnished by U.S. mail to:

FREDDIE HUGHES

% His Place Ministries 7020 Pine Blvd. Pembroke Pines, Florida 33024



Copies Finished to:

Office of Operations/Licensing Section Office of Investigations

Chip Collette, Assistant General Counsel

7

FILED

Department of Business and Professional Regulation
AGENCY CLERK

CLERK

Ronda L. Bryan

Date File #

1/10/2018 2018-00179

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

DBPR CASE NO. 2017-042629

v.

FREDDIE HUGHES,

Respondent.

FINAL ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("the Division"), hereby enters this Final Order in the above-styled matter. On December 21, 2017, Alison Parker, designated Hearing Officer for the Division, issued the Recommended Order in this matter. That Recommended Order is attached to the Final Order and incorporated herein by reference.

FINDINGS OF FACT

The Findings of Fact contained in the Recommended Order are hereby adopted as the Findings of Fact of the Division.

CONCLUSIONS OF LAW

The Conclusions of Law contained in the Recommended Order are hereby adopted as the Conclusions of Law of the Division.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law adopted from the Recommended Order entered by the Division's designated Hearing Officer, it is hereby ORDERED that:

- Respondent's Pari-Mutuel Wagering General Individual Occupational License, number 435685-1022 is hereby REVOKED.
- 2. This Final Order shall become effective on the date of filing with the Agency Clerk of the Department of Business and Professional Regulation.

DONE AND ORDERED this _____day of January, 2018, in Tallahassee, Florida.

ROBERT EHRHARDT, DIRECTOR

Division of Pari-Mutuel Wagering

Dept. of Business and Professional Regulation

2601 Blair Stone Road

Tallahassee, Florida 32399-2202

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 Agency Clerk, 2601 Blair Stone Road, Mail Stop G3, Tallahassee, Florida 32399-2203 (email: agc.filing@myfloridalicense.com), 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) in the Office of the Agency Clerk within thirty (30) days after the date this Order is filed with the Clerk.

CERTIFICATE OF SERVICE

I hereby certify this 10th day of 2018, that a true copy of the foregoing "Final Order" has been provided by regular U.S. Mail to:

Freddie Hughes 6520 Mayo Street Hollywood, Florida 33023

AGENCY CLERK'S OFFICE

Department of Business and Professional Regulation

Cc:

Keneidra Williams, AAIII OGC Keneidra.Williams@myfloridalicense.com Deborah Matthews, AAII OGC/PMW Deborah.Matthews@myfloridalicense.com

FILED

Department of Business and Professional Regulation
Deputy Agency Clerk

CLERK

Evette Lawson-Proctor 12/21/2017

File #

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATI DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner.

DBPR Case No. 2017-042629

V.

FREDDIE HUGHES,

Respondent.

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Alison Parker, designated Hearing Officer for the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner" or "Division"), on November 9, 2017, in Tallahassee, Florida, in accordance with the provisions of section 120.57(2), Florida Statutes, for consideration of the Division's Administrative Complaint issued against Freddie Hughes ("Respondent"), in DBPR Case No. 2017-042629. The Division was represented by James A. Lewis, Assistant General Counsel. Respondent appeared *pro se* by telephone. Both sides were allowed to present witnesses, offer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On September 25, 2017, Petitioner filed a two-count Administrative Complaint against the Respondent, alleging he violated rule 61D-11.011, Florida Administrative Code, by failing to timely provide written notice to the Division of his arrests, occurring on October 24, 2015 and September 15, 2017 ("the Administrative Complaint").

- 2. Ordinarily, Respondent would not be imposed with the obligation to inform the Division of an arrest by virtue of holding a pari-mutuel wagering general occupational license. However, on August 21, 2014, Respondent stipulated to the aforementioned condition in exchange for the Division granting him an occupational license.
- 3. On November 9, 2017, an informal hearing was held pursuant to section 120.57(2), Florida Statutes.

FINDINGS OF FACT

- 1. At all times material to the Administrative Complaint, Respondent was licensed in the state of Florida with a pari-mutuel wagering general occupational license, having been issued license number 435685-1022 by the Division ("Respondent's occupational license").
- On August 21, 2014, Respondent and the Division entered into a Consent Order in resolution of DBPR Case No. 2014-024997 ("the Consent Order").
- 3. Pursuant to the terms of the Consent Order, in exchange for receiving an occupational license, Respondent agreed to "be subject to [rule 61D-11.011, Florida Administrative Code], even though he is not a cardroom employee or applying for a cardroom occupational license, and agrees to notify the Division in writing of his arrest within 5 days of any arrest." See ¶ #15 of the Consent Order.
- 4. On or about October 24, 2015, Respondent was arrested and charged with Possession of Cocaine and Possession of Cannabis/20 Grams or Less in the Circuit Court In and For Broward County, Florida ("Respondent's first arrest").
- Respondent failed to timely provide the Division written notice of Respondent's first arrest.
- 6. On or about September 15, 2017, Respondent was arrested on suspicion of Driving Under the Influence and Driving Under the Influence with Damage to Property or Person in

the County Court In and For Broward County, Florida ("Respondent's second arrest" together "Respondent's arrests").

- Respondent failed to timely provide the Division written notice of Respondent's second arrest.
- 8. Paragraph 5 of the Consent Order indicates that Respondent has rehabilitated himself. Paragraph 7 indicates that Petitioner's rehabilitation was the only prerequisite necessary to be demonstrated to be granted an occupational license by the Division.
- 9. Conversely, Respondent's candid testimony at the informal hearing indicated that that he: (1) still struggles with issues pertaining to substance abuse; (2) still attends parties despite his susceptibility to issues relating substance abuse; and (3) has minimal or no individuals that he trusts to assist him with staying sober.
- 10. Additionally, Respondent testified that he does not know how to escape the negative people in his life that bring these illicit substances into his orbit.
- 11. Similarly, Respondent admitted to having participated in drug use when others around him were partaking.

<u>CONCLUSIONS</u> OF LAW

- 12. The Department of Business and Professional Regulation has jurisdiction over this matter pursuant to chapters 120, 550, and section 849.086, Florida Statutes.
- 13. Executive agencies may exercise discretion in maintaining compliance under the statutes it is tasked with administering, provided that the discipline sought is permissible under its statutory framework. Fla. Real Estate Com v. Webb, 367 So. 2d 201, 203 (Fla. 1978). The Division is afforded further deference in exercising control of the pari-mutuel wagering industry. See Rodriguez v. Jones, 64 So. 2d 278 (Fla. 1953) (citing Hialeah Race Course, Inc. v. Gulfstream Park Racing Ass'n, 37 So. 2d 692 (Fla. 1948)).

14. Rule 61D-11.011, Florida Admininistrative Code, provides in full:

Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report noncriminal traffic offenses.

15. As mitigation, Petitioner seemingly offered that he still attends Alcoholics Anonymous meetings. However, Respondent seems unwilling or unable to escape the negative influences that continue to drag him downward. He testified that friends and family leave behind illicit drugs and materials in his automobile, but he does not have a solution from negating this problem, and thus it appears he will continue to be in the presence of drugs and other illegal substances.

AGGRAVATION

- 16. Respondent was required to inform the Division of any arrest pursuant to the terms of the Consent Order. Both arrests are considered in aggravation because both were premised on the use of illicit drugs and/or allegations of substance abuse. Signing a Consent Order is not a passive exercise. By signing this document, an applicant is a) ratifying its contents; and b) agreeing to the terms and provisions contained within. Respondent had actual knowledge of his duty to report as this promise allowed him to receive his license initially.
- 17. It is a reasonable inference that the Division included the obligation that Respondent be bound by rule 61D-11.011, Florida Administrative Code, because of the concern that Respondent may consequently exhibit deleterious behavior(s) associated with substance abuse. Not only was this concern justified, it was substantiated twice.
- 18. Section 550.105(5)(b), Florida Statutes, authorizes the Division to "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 or frontons."

- 19. Consequently, Respondent's license is subject to revocation under section 550.0251(10), Florida Statutes, by virtue of his two (2) violations of rule 61D-11.011, Florida Administrative Code.
- 20. There is competent substantial evidence to support the Division's proposed conclusions of law.

RECOMMENDATION

Based upon the foregoing Findings of Fact and Conclusions of Law, it is RECOM-MENDED that the Department of Business and Professional Regulation enter a Final Order: REVOKING Respondent's occupational license, without prejudice for reapplication of a parimutuel wagering license in the future.

Respectfully submitted this 20th day of December, 2017.

Alison Parker, Hearing Officer
Office of the General Counsel
Department of Business and
Professional Regulation
2601 Blair Stone Road
Tallahassee, FL 32399-2202

CERTIFICATE OF SERVICE

I hereby certify this 21 day of December 2017 that a true copy of the foregoing" has been provided by Certified U.S. mail to:

Freddie Hughes 6520 Mayo Street Hollywood, Florida 33023

Livelle L. Plaster
Office of the Agency Clerk

Cc: Alison Parker, Informal Hearing Officer James A. Lewis, Assistant General Counsel

NOTICE OF RIGHT TO SUBMIT EXCEPTIONS

All parties have the right to submit written exceptions within 15 days from the date of this Recommended Order. Any exceptions to the Recommended Order should be filed with the Department.

FILED

Department of Business and Professional Regulation
Deputy Agency Clerk

9/25/2017

CLERK

Evette Lawson-Proclor

Date File ≇

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATI DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING.

Petitioner,

V.

DBPR Case No. 2017-042629

FREDDIE HUGHES,

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner" or "Division"), files this Administrative Complaint against Freddie Hughes ("Respondent") and alleges:

- 1. The Petitioner is the state agency charged with regulating pari-mutuel wagering and cardroom operations pursuant to chapter 550 and section 849.086, Florida Statutes.
- 2. At all times material hereto, Respondent was licensed in the state of Florida with a Pari-Mutuel Wagering General Individual Occupational License, having been issued license number 435685-1022, by the Division.
- 3. On August 21, 2014, Petitioner and Respondent executed a Consent Order in resolution of DBPR Case No. 2014-024997 ("the Consent Order").
- 4. Paragraph 15 of the Consent Order stipulated that "Petitioner hereby voluntarily agrees to be subject to [rule 61D-11.011, Florida Administrative Code], even though he is not a cardroom employee or applying for a cardroom occupational license, and agrees to notify the

Division in writing of his arrest within 5 days of any arrest." A true copy of the Consent Order is hereby attached as Exhibit "A" and incorporated by reference.

- 5. On or about October 24, 2015, Respondent was arrested and charged with Possession of Cocaine and Possession of Cannabis/20 Grams or Less in the Circuit Court In and For Broward County, Florida ("Respondent's first arrest").
- 6. Respondent failed to provide written notice to the Division within five days of Respondent's first arrest.
- 7. On or about September 15, 2017, Respondent was arrested on suspicion of Driving Under the Influence and Driving Under the Influence with Damage to Property or Person in the County Court In and For Broward County, Florida ("Respondent's second arrest").
- 8. Respondent failed to provide written notice to the Division within five days of Respondent's second arrest.
 - 9. Rule 61D-11.011, Florida Administrative Code, provides in full:

Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

- 10. Pursuant to section 849.086(6)(f), Florida Statutes, "[t]he division shall adopt rules regarding cardroom occupational licenses. The provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."
- 11. Section 550.105(5)(b), Florida Statutes, authorizes the Division to "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."

12. Section 550.0251(10), Florida Statutes, states:

The division may impose an administrative fine for a violation under this chapter of not more than \$1,000 for each count or separate offense, except as otherwise provided in this chapter, and may suspend or revoke a permit, a pari-mutuel license, or an occupational license for a violation under this chapter.

COUNT I

- 13. Petitioner realleges and incorporates the allegations contained in paragraphs one through twelve as though fully set forth herein.
- 14. Based on the foregoing, Respondent is subject to discipline under section 550.105(5)(b), Florida Statutes, pursuant to the Consent Order, by failing to provide written notification to the Division within five days of Respondent's first arrest in violation of rule 61D-11.011, Florida Administrative Code.

COUNT II

- 15. Petitioner realleges and incorporates the allegations contained in paragraphs one through twelve as though fully set forth herein.
- 16. Based upon the foregoing, Respondent is subject to discipline under section 550.105(5)(b), Florida Statutes, pursuant to the Consent Order, by failing to provide written notification to the Division within five days of Respondent's second arrest in violation of rule 61D-11.011, Florida Administrative Code.

WHEREFORE, Petitioner respectfully requests the Division enter an Order imposing any or all penalties delineated within section 550.0251, Florida Statutes, and/or any other relief that the Division is authorized to impose pursuant to chapter 550 and/or section 849.086, Florida Statutes, and/or the rules promulgated thereunder.

/s/Louis Trombetta

LOUIS TROMBETTA
Chief Attorney
Florida Bar No. 108119
Department of Business and
Professional Regulation
Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Road
Mail Stop N21
Tallahassee, Florida 32399-2202

Telephone: (850) 717-1768 Facsimile: (850) 921-1311

Louis. Trombetta@myfloridalicense.com

NOTICE OF RIGHTS

Please be advised that within twenty-one (21) days of your receipt of this administrative complaint you have the right to request an administrative hearing. Any such hearing would be conducted in accordance with the provisions of sections 120.569 and 120.57, Florida Statutes, and you would have the right to be represented by counsel or other qualified representative, to call and examine witnesses, and to have subpoenas issued on your behalf. However, if you do not file (i.e., we do not receive) your request for hearing within the twenty-one (21) days, you will have waived your right to any hearing.

Please also be advised that mediation is not available in this matter.

STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULAT DIVISION OF PARI-MUTUEL WAGERING

FILED

Department of Business and Professional Segulation
Deputy Agency Clerk

CLERK Brandon Nichols
Date 8/21/2014

File 2 2014-06238

FREDDIE HUGHES,

Petitioner,

VS.

DBPR CASE No. 2014024997

DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Respondent,

CONSENT ORDER

Petitioner, Freddie Hughes, and Respondent, State of Florida, Department of Business & Professional Regulation, Division of Pari-Mutuel Wagering (Division), hereby stipulate and agree to the following terms and issuance of this Consent Order.

- 1. January 19, 2013 Petitioner applied for a waiver, seeking a pari-mutuel wagering license as a horse groom at Calder Race Course, Miami Gardens FL.
- Subsequent to a June 5, 2013 hearing before the Department's Hearing Officer,
 Petitioner's January 19, 2013 request for a waiver was DENIED by Final Order dated December
 3, 2013, but WITHOUT PREJUDICE to re-apply.
- 3. Under the terms of the Final Order, the Division "will re-evaluate *de novo* the Petitioner's eligibility for [an] occupational license, which may or may not be subject to additional conditions." Final Order, page 2.
- Petitioner admits to and stipulates to all the Findings of Fact in Case No.
 2013003055.

DBPR Case No. 2014024997

EXHIBIT A

- Petitioner has rehabilitated himself and renews his request for a waiver, allowing him to hold a pari-mutual wagering occupational license as a horse groom.
- 6. Petitioner possesses approximately 20 years racetrack experience in multiple jurisdictions. He currently has a job offer at a Florida racetrack pending resolution of his occupational licensure. Petitioner attends Alcoholics Anonymous meeting at least three times weekly, has submitted to regular urinalysis at least three times weekly since June 2013, has had no positives from drug analysis of his urine samples, and is counseled on a regular basis by Calder Race Course Chaplain Tom Lapointe.
- 7. Petitioner is in full compliance with the law and has used the time subsequent to the December 3, 2013 Final Order to exert maximum efforts to address the behaviors that led to his disqualifying offenses. Based on the evidence and statutes, Petitioner has met all other requirements for licensure pursuant to Chapter 550, Florida Statutes.

STIPULATED TERMS

WHEREAS the parties desire to resolve this matter, the following terms are stipulated:

- 8. The Division has jurisdiction over this matter and the parties.
- The Division is authorized by Section 120.57, Florida Statutes, to resolve administrative proceedings by Consent Order.
- 10. Each party has entered into the terms of this Consent Order voluntarily. The Petitioner is aware that he is entitled to the advice of counsel. The Petitioner has either sought the advice of counsel or by execution of this Consent Order is knowingly waiving the opportunity to seek advice of counsel. The Petitioner acknowledges that the Division has not made any promise nor has it in any other way encouraged the Petitioner to enter into this Consent Order without the advice of counsel.

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- 11. This Consent Order is enforceable under Section 120.69, Florida Statutes, and Chapters 550 and 559, Florida Statutes, as final agency action.
- 12. Each party shall bear its own costs and legal fees related to this matter, and no financial claim shall be made against the Division in or arising from this matter.
- 13. The Petitioner and the Division acknowledge and agree that this Consent Order and contained stipulation constitute the Final Order of the Division respecting the matter set forth above and that further administrative and judicial review is hereby waived by both parties.
- 14. The Division hereby agrees to issue a pari-mutuel occupational license to Petitioner, subject to all provisions and conditions of Chapter 550, Florida Statutes, and the rules promulgated thereunder.
- 15. As a term of this Consent Order, Petitioner hereby voluntarily agrees to be subject to the rule set out below, even though he is not a cardroom employee or applying for a cardroom occupational license, and agrees to notify the Division in writing of his arrest within 5 days of any arrest. Rule 61D-I 1.011, F.A.C. The rule provides,

Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

- 16. Petitioner further agrees to notify the Division in writing within 5 days if he tests positive for drugs on any urinalysis test in the State of Florida.
- 17. The Petitioner hereby agrees the Division will immediately suspend his license under this Consent Order if Petitioner violates any provision of this Consent Order, and further agrees his license under this Consent Order shall remain suspended pending the outcome of the criminal arrest

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as in paragraph 15, or written agreement of the parties amending this Consent Order regarding a positive urinalysis. See paragraph 6, above.

- It is expressly understood that this Consent Order is subject to the approval of the Director of the Division of Pari-Mutuel Wagering (Director). In this regard, the Consent Order shall have no force and effect unless this Consent Order, incorporating the Stipulated Terms of this Consent Order, is signed by both parties. Petitioner must sign before a Notary Public first, and then mail the partially-completed Consent Order to the Department, for consideration by the Director, who in his exclusive discretion may sign the Consent Order. If this Consent Order is rejected, no statement made in furtherance of this Consent Order by the Petitioner may be used as direct evidence against the Petitioner in any proceeding. If this Consent Order is rejected, it has no force or effect as to Case No. 2013003055.
- 19. Petitioner and the Department fully understand that this Consent Order will in no way preclude proceedings by the Division against Petitioner for acts or omissions not specifically set forth in an Administrative Complaint against Petitioner in any other DBPR case.
- 20. Upon the Division's adoption of this Consent Order, Petitioner expressly waives all further procedural steps, including all rights to seek judicial review of this Consent Order. Upon the Division's adoption of this Consent Order, Petitioner waives the right to seek any attorney's fees or costs from the Department in connection with this proceeding.
- 21. This Consent Order is executed by both parties for the purpose of avoiding further administrative action with respect to this cause. In this regard, Petitioner authorizes the Director to review and examine all investigative file materials concerning Petitioner prior to or in conjunction with consideration of the Consent Order. Should this joint Consent Order not be accepted by the Director, it is agreed that presentation to and consideration of this Consent Order and other documents.

and matters by the Director shall not unfairly or illegally prejudice the Director from further participation, consideration, or resolution of these proceedings.

Petitioner FREDDIE HUGHES, herby agrees and consents to the terms and conditions of this Consent Order this 14 day of August Petitioner STATE OF FLORIDA, COUNTY OF Broward Sworn to (or affirmed) and subscribed before me this 14 day of August 20/4, by FREDDIE HUGHES, who is personally known to me or who produced the following as identification: Fl Driver License **Notary Public** My Commission Expires: APPROVED this 20th day of Augus? Jonathan R. Zachem Chief Attorney Division of Pari-Mutuel Wagering Florida Bar Number: 0083617 Department of Business and Professional Regulation Northwood Centre 1940 North Monroe Street Tallahassee, FL 32399-2202

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ORDÉR

IT IS HEREBY ORDERED THAT:

The foregoing paragraphs of the Consent Order shall constitute the agreed resolution of this matter and the Final Order of the Division in Case No. 2014024997, upon filing with the DBPR Agency Clerk.

DONE AND ORDERED this 20 day of HUBUST

DBPR offices in Tallahassee, Florida.

Division of Pari-Mutuel Wagering

Department of Business & Professional Regulation

1940 North Monroe Street

Tallahassee, Florida 32399-2202

I hereby certify this 2

2014, that a true copy of the

foregoing has been furnished by U.S. mail to:

FREDDIE HUGHES

% His Place Ministries

7020 Pine Blvd.

Pembroke Pines, Florida 33024



Copies Finished to:

Office of Operations/Licensing Section Office of Investigations

Chip Collette, Assistant General Counsel

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MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-028758 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Alfredo Fong's ("Applicant") application for a Pari-Mutuel Wagering Individual Occupational License. Applicant submitted an amended application for a Pari-Mutuel Wagering Individual Occupational License on June 6, 2022, and applied for waivers 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 June 3, 2022, Applicant submitted their amended application to the Division of Pari-Mutuel Wagering for a Pari-Mutuel Wagering Individual Occupational License. Upon review of the completed application, it appears that Applicant was convicted of several felony crimes in the state of Georgia. Specifically, Applicant was convicted of two counts of Burglary.

Applicant applied for a waiver of the felony convictions and a waiver interview was subsequently scheduled. On June 20, 2022, Applicant attended the waiver interview with the Division and a report was drafted of that interview which was submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On August 15, 2022, the Executive Director declined to waive the felony conviction.

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 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: Because the Applicant's disqualifying criminal convictions were not waived, the Florida Gaming Control Commission may deny Applicant 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.

Department of Business & Archestonal Regulation

State of Florida Department of Business and Professional Regulation Chronology Report

Case #:

2022028758

Incident date: 06/03/2022

Status: 106 - Sent to Directors office

Lic Type:

1021

Disposition:

Case Type: Complaint

Responsible: jdillmore - DILLMORE, JOE

Complainant: DIVISION OF PARI-MUTUEL WAGERING

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent:

FONG, ALFREDO

11550 INNFIELDS DR., ODESSA, FL 33556

Summary: 90-DAY DEADLINE: September 18, 2022 ------ / ----- 06/20/2022 - Waiver Interview

conducted ------- 320-Tampa Bay Downs, Inc.

Chronology: Effective Date Type Lic Type Code

Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
06/27/2022	Α	79	435	Telephone	Imoore	FONG, ALFREDO
06/22/2022	Α	79	415	E-Mail	Imoore	FONG, ALFREDO
07/27/2022	Α	79	70	Sent to Director for Review	ddonaldson	FONG, ALFREDO
06/13/2022	Α	10	15	Assigned to Investigator	Imoore	FONG, ALFREDO
06/13/2022	Α	79	440	Incoming Correspondence	rmahalinga	FONG, ALFREDO
06/15/2022	Α	79	435	Telephone	Imoore	FONG, ALFREDO
06/20/2022	Α	10	50	Interview Respondent	Imoore	FONG, ALFREDO
07/28/2022	R		jdillmore	DILLMORE, JOE	ddonaldson	
	000					

July 28, 2022 11:21

nfa5 - Chronology Report

Page 1 of 2





State of Florida Department of Business and Professional Regulation **Chronology Report**

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent	
	07/27/2022	R		ddonaldson	DONALDSON, DAVID	icampbell		
	06/13/2022	R		Imoore	ROUNDS, LEEANN	rmahalinga		
	07/28/2022	s	1021	106	Sent to Directors office	ddonaldson		
	07/27/2022	s	1021	104	Sent to Licensing Section	icampbell		
	07/27/2022	s	1021	90	Closed	icampbell		
	06/13/2022	S	1021	20	Under Investigation	rmahalinga		
	06/13/2022	s	1021	10	Initial Review	rmahalinga		
Allegation:	Code	Description	n					
	WAVR	Waiver of Crim. Conv. or Other Offenses						

FAO I Help I Sign Out VR Home Application Inbox Entity Cash License 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: icampbell VR Home > Complaint Search > Maintain Complaint 1021 - Pari-Mutuel Wagering Individual 104 Sent to Status Status Date 07/27/2022 Occupational **Licensing Section** Case Type CMP - Complaint Complaint # 2022028758 Disposition Disposition Date ddonaldson -FONG. Docket# Respondent Responsible DONALDSON. Private Case **ALFREDO** DAVID Complaint Respondent Complainant Addt'l Info Source LIC - Licensee Security Level 1 **Parties** Activities Form WALK - Walk-in Priority Allegations Discipline Class'n IIIB - Waivers Complexity R - Regular Violations Compliance Security STND - Standard Incident 06/03/2022 Related Disposition Region CR - Central Region Received 06/13/2022 Inspection Reference Costs Entered 06/13/2022 Entered By rmahalinga Time Tracking Auto Assign 90-DAY DEADLINE: September 18, 2022 ---Attachments History Summary 06/20/2022 - Waiver Interview conducted ------ / ----Tampa Bay Downs, Inc. Work Notes Print Report Updated 07/27/2022 14:49:09 By icampbell

Save

Change

Get Adobe Reader.

Back

Cancel

OK



ROUTING SLIP REQUEST FOR WAIVER

RE: FONG, ALFRED	00 - 7075034 ME - LICENSE #)	Case No: <u>2022 02 8758</u>
1021 - Pari-Mutuel Wage Occupation Code and Job Tit	ring Individual – Jockey le	320 - Tampa Bay Downs Facility (d/b/a name)
90-DAY RESP	PONSE DEADLINE:	SEPTEMBER 18, 2022 (DATE)
Investigations Secti	on: Reviewed by Steve Kogan <u>S.Koga</u> (Initial & D	n 7/27/2022 Date)
The attached "Request forwarded to the Licens	for Waiver" file has been reviewed for comp ing Section.	leteness and accuracy, and has been
Licensing Section:	Reviewed by: D. Donaldson 7/28/22 (Initial & Date)	G. Ricks 7/29/22 (Initial & Date)
Is the applicant currently or racing jurisdiction?	y under suspension, has unpaid fines, or ha	s been refused a license by any gaming
[]Yes or [X]No I	f yes, in what jurisdiction?	
Executive Director:	LT \$/15/22 (Initial & Date)	
[] Prepare Waiver or	[] Prepare File for Commission Review	
Comments:		
Investigative Finding	<u>gs</u> :	
September 12, 2013	Arcadia Police Department, CA - Burg Convicted on April 21, 2014 - 2 Years in	ilary – Felony – Pled Nolo – State Prison.
May, 9, 2014	Arcadia Police Department, CA – Burg Convicted on 04/28/2015 - 4 years in s credited time served) and pay \$300 in a concurrent with above case - Violated P for Meth.	State Prison (with 288 days restitution - Sentence to run

Jockey

lem

^{*}Please attach Routing Slip to front of case file

ROUTING SLIP REQUEST FOR WAIVER

RE: FONG, ALFREDO - 7075034 (APPLICANT'S NAME - LICENSE #) Case No: 2022 02 8758

90-DAY DEADLINE

SEPTEMBER 18, 2022

(DATE)

Investigations Section:

Reviewed by Steve Kogan

July 27, 2022 (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:

Application Processor

520 - Tampa Bay
Facility (d/b/a name)

Occupation/Job Title

Reviewed by <u>David Donaldson</u>

(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes ____

Investigative Findings:

September 12, 2013 Arcadia Police Department, CA – Burglary – Felony – Pled Nolo – Convicted on April 21, 2014 - 2 Years in State Prison.

May, 9, 2014

Arcadia Police Department, CA – Burglary – Felony – Pled Nolo – Convicted on 04/28/2015 - 4 years in State Prison (with 288 days credited time served) and pay \$300 in restitution - Sentence to run concurrent with above case - Violated Parole due to testing positive for Meth.

Jockey

lem

^{*}Please attach Routing Slip to front of case file



Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 954.202.3900 • Fax: 954.202.3930

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL		e of Coi		Case Number: 2022 02 8758
Respondent:		Con	nplainan	t:	
FONG, ALFREDO 11550 INNFIELDS ODESSA, FLORID Phone:	DRIVE	FLC	RIDA		ROL COMMISSION EL WAGERING
	# / Type: 34 / 1021		Profess JOCK		Report Date: JULY 25, 2022
	Period of Investigation 13, 2022 – JULY 25				Type of Report:
Basis of Investi Florida Pari-Mutu Request Form da On November 30 On his applicatio been convicted of any criminal char Angeles County, On December 7, provide court dis 11/03/2002, 12/1	gation: This investiguel Occupational Lice ated June 3, 2022. 7, 2021, FONG applied in, he answered "Yes of, or had adjudication rees against you?" FOA. 2021, PMW Licensin position records for the 6/2002, 5/27/2007, 5	ense Appliced for a PM of the the discharge discharge sent FOI he following 5/06/2011, 2015	W Profestion, or any osed a	essional Indivion page 2 of the crime, or pled 2013 Felony ceficiency letters in Los Angel 011, 8/31/2013	of Alfredo FONG's State of er 30, 2021 and Waiver dual Occupational license. The application, "Have you ever guilty or nolo contendere to conviction for Burglary in Los requesting him to list and les County, California on 3 and 9/12/2013. Also
provide court par		nse in San	Diego	County, Califol	rnia, on 1/25/2008 and
	FONG submitted a	n amended	applica	tion to include	all requested information.
Related Case: Investigations Spe	cialist II / Date		Apr	proved by Inves	tigator Supervisor / Date
Lee Ann R				- Dent 7	-
Lee Ann Rounds /				Derek Washingt	ton / July 25, 2022
Chief of Investigati	ons / Date				
151 Steven	E. Koja				
Steven E. Kogan /	July 27, 2022				

FLORIDA GAMING CONTROL COMMISSION HTTPS://FGCC.FL.GOV/

CASE NUMBER: 2022 02 8758

CONTINUATION

CDII	AIM	IAI	HIS.	$\Gamma \cap$	DV
CKII	יווע	ᄯ	пю	ı	ĸı

			Arrest 1			
	ate of Arrest: 9/12/2013	Arresting A Arcadia Pol	Agency: ice Department, Califor	nia		
			OFFENSE			
			CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Burglary First [Degree	Felony	Nolo Contendere	Convicted	04/21/2014
2						
3						
4						

	SENTENCE	
2 years' in State Prison		
Additional Information:		

			Arrest 2			
Date of Arrest: Arresting Agency: 05/09/2014 Arcadia Police Department, California						
		1	OFFENSE			
CLASSIFICATION			CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1	Burglary First I	Degree	Felony	Nolo Contendere	Convicted	04/28/2015
2						
3						
4						

SENTENCE

4 years in State Prison (with 288 days credited time served) and pay \$300 in restitution. Sentence to run concurrent with Arrest 1.

Additional Information: Applicant violated the terms of his parole because he tested positive for Methamphetamine while on Parole.

CASE NUMBER: 2022 02 8758

CONTINUATION

CRIMINAL HISTOI	RY				
		Arrest 3			
Date of Arrest:	Arresting Agend	cy:			
		OFFENSE			
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1					DATE
2					
3					
4					
1					
		SENTENCE			
Additional Informa	ation:				
		Arrest 4			
Date of Arrest:	Arresting Agend				
		OFFENSE			
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					
		SENTENCE			
		JUNI LITTLE			
A J J'A' I I - 6	41				
Additional Informa	tion:				

CASE NUMBER: 2022 02 8758

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	Х	
Does the Applicant possess an Occupational License from other jurisdictions?	X	

Date Licensed: 12/27/2004	Expiration Date: 06/30/2005	License #: 7075034	Agency or Jurisdiction: Florida PMW		
				YES	NO
Has License ever been suspended or revoked?					Х
Was any derogatory information received?			X		

Date Licensed: 07/02/2021	Expiration Date: 12/31/2021	License #: 86742	Agency or Jurisdiction: Illinois Racing Board		
				YES	NO
Has License ever	been suspended or	r revoked?		Х	
Was any derogat	ory information rece	ived?		Х	
	ents: During 2004, F		wo short suspensions	X s lasting	3

3. License Type:						
Date Licensed:	Expiration Dated:	License #:	Agency or Jurise	Agency or Jurisdiction:		
				YES	NO	
Has License ever	been suspended or	revoked?				
	ory information recei					
Additional Comm	ents:					

Date Licensed:	Expiration Dated:	License #:	Agency or Juriso	liction:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm	ents:				

CASE NUMBER: 2022 02 8758

CONTINUATION

WAIVER INTERVIEW

		YES	NO
Was a Waiver Interview Conducted?			
Date of Interview: June 20, 2022	Location of Interview: Tampa Bay Downs		
		YES	NO
Was the applicant cooperative?		Х	
Additional Comments:			

SUMMARY OF INTERVIEW:

FONG stated he was sentenced to four years in state prison for two felony residential burglary charges. He stated he is unable to remember exactly what occurred. **FONG** said he was involved in 2 different programs during his incarceration that allowed him to work and earn money.

FONG stated he misunderstood the questions and did not mean to omit answers on the application. **FONG** did list the felony burglary arrests and convictions on his original application.

FONG stated he received an Illinois state license to work as a jockey in 2021. He stated being a jockey has been his trade, and his career has been successful. He said he wants to become reestablished in Florida. FONG admits to being suspended and fined in the past for interference in a race at Hawthorne, Bay Meadows (California), and Hollywood Park (California). He said he no longer drinks alcohol and is not using illegal drugs.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed 35 rulings against **FONG**, which include two (2) suspensions lasting 3 to 5 days from the Illinois Racing Board for race related incidents, one (1) suspension lasting 2 days from the Washington Racing Commission for testing positive for marijuana (1st offense), and two (2) suspensions lasting 4 to 6 days from the California Horse Racing Board for race related incidents. All other rules were race related infractions.

Case Status: Investigations case closed, case forwarded to Licensing.

CASE NUMBER: 2022 02 8758

CONTINUATION

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	3. Rap Sheet	-12
	4 Supporting Docs: ARCL/ Def. Letter / Other 1.	_19

DBPR PMW-3180 - Request for Waiver

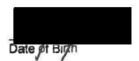


STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL

DIVISION OF PARI-MUTUEL WAGERING
www.myfloridalicense.com

THE MASE

TO: Alfredo Forg



Individual/Org Numer

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 Inaligible, 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 LICENTED:

- You are not permitted to engage in any activity which requires a pari-mutuel occupational ficense 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.
- You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Signature of Applicant

RECEIVED

Date Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBFR PMW-3195 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION; AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

Exhibit 1 Page 1/8

DBPR PMW-3180, Effective 9-11-11, Rule 61D-5.001, F.A.C.

1.1

NOV 3.0 A.M.

Department of Business and Professional Regulation Division of Parl-Mutuel Wagering DBPR PMW-3120 — Individual Occupational License கூறித்திர்ந்

This tructions: 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 like 150 february in black or blue ink.

marked optional. Print clearly in black or	blue ink. Do not write in th	e space Mittel C. "For Diffision Use Only."
	DEMOGRAPHIC INFORM	
Social Security Number Birth	Date (MM/DD/YYY)	Gender DIVISION WAS ERING
Last Name First	0.0//	windle Suffix
Forg	Altredo	
Have you used, been known as, or called by a the name used on the application? Yes	nother name (example – mak	den name, pseudonym, nickname) or alias other than
If yes, list the name or names used:	Freddy For	P
Race/Ethnicity (optional)		3 35 35 5 5 5 4 4 4 4 4 4 4 4 4 4 4 4 4
☐ White or Caucasian Ø	Asian or Pacific Islander Hispanic/Latino	Native American or Alaskan Native Other
Current Mailing Address 501 S. Bayview Blu	Email Address	8 (optional)
Oldswar Fo	Zip Code (+4 optional)	Gountry, if other than USA
Primary Phone Number	Secondary	(Cell Phone Number (optional)
Current Street Address	The state of the s	and the second second second second second
some		
City State	Zip Code (+4 optional)	Country, If other than USA
Type of Occupational License applying for: Pari-Mutuel General Individual - Pari-M Cardroom Employee Occupation: Jockey	utuel Professional Individual	Tampa bay down
Does your position require access to the Cardn	pom?	is this your lirst time applying for a racing/gaming
☐ Yes EL No		license in Florida?
Are you a Supervisor, Manager, or Shareholde	r of a business with a pari-mu	uel permit?
Do you own or lease animals intended for rac	ing in Florida?	Yes, complete the following:
Stable Name, Kennel Name, or Business	s Name	2 X 8 X
Trainer Name (horse or greyhound racin	g only)	
TO BE COMPLETED BY DOCTOR Type of professional license (attach a copy of F professional license):		RSES, PARAMEDICS, AND EMTS ONLY nse Number
16-1	FOR DIVISION USE ONL	Y 42483 23050
License Code 102 License	7075034	App #
Association Code 320 Date Rec	1	Entered By License Year 2024
License Fee 80 FP Date 1113	O DOCK FF FEE	125 Total Fee 117.25
Off Temp Walver Requests	arci /	Enforcement Minor

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a BACI	GROUND INFO	RMATION (A	TTACH ADDITIONAL	PAGES AS NECESSA	ARY)
Yes Have you every extention, con authority, in	er been convicted napiracy to defraud this state or any of er been convicted	of, or had adjud 1, or filing felse her state, or un of or had adjud	ication withheld for, a felo reports to a government a der the laws of the United loation withheld for any cr	only of misdemisanor involves	ring forgery, larceny, commission or contendere to any
DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
2013	LA County	CA	Bardung	felon	4 vears in
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)(a)					, i
Yes Have you ev	er had a racing or p	gaming license of licensure re	revoked or denied in this vocation or denial and exp	or any other state or coun	try? If yes, you must
☐ Yes Is any racing	or gaming license	you hold cum	ently suspended or subject	et to other discipline, such stails the offense and disc	as an unpaid fine?
If you answered yes to				James and Grid to the tree	Janes.
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	P	EASE PEAF	AND SIGN BELOW		
Statute. In this instance 653, 654; and Sections screening of applicants Social Security numbers purposes pursuant to th Pub.L. 193, Sec. 317.	disclosure of Soc 409.2577, 409.259 and licensees by a must also be rec e Personal Respo	cial Security nu 98, and 559.79 a Title IV-D chil orded on all oc nsibility and W	mbers is mandatory pursu , Florida Statutes. Social id support agency to assu cupational license applica ork Opportunity Reconcili	tary unless specifically ruent to Title 42, United States are us security numbers are us are compliance with child ations and are used for licitation Act of 1998 (Welfall	ates Code, Sections ed to allow efficient support obligations. sensee identification re Reform Act), 104
I hereby authorize the D	epartment of Busi	ness and Profi	essional Regulation, Divis	ion of Pari-Mutuel Wager	ing, to submit a set

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 record that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any Information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Parl-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Signature of Applicant

Date /

Page 3 of 3Page 3/8

Exhibit 1

DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

Department of Business and Professional Regulation
Division of Parl-Mutuel Wagering
DBPR PMW-3120 — Individual Occupational License Application

marked optional. Print clearly in bla	ck or blue ink. Do	not write in th	e space labeled "For Div	/Ision Use Gnly."
	DEMOGRA	PHIC INFORM	1ATION	
Social Security Number	Birth Date	(MM/DD/YYYY)	Gender Z Mele	☐ Female
Last-Name	First Al C	1/	Middle	Suffix
tong	Alfre		2 1 4 4 4	
Have you used, been known as, or calle the name used on the application?	Yes 🔲 No	-	ien name, pseudonym, nic	kname) or alias other than
If yes, list the name or names used:	Freddy	tong		
Race/Ethnicity (optional) Black or African American White or Caucasian	D Asian or Par Hispanic/Lar	cific Islander tino	☐ Native Am	erican or Alaskan Native
Current Mailing Address		Email Address	(optional)	
11550 Innfields.	Pr.			
Odessa	State Zip Co	о бе (та ориопа) 5-56	Country, ir other than	n usa
Primary Phone Number			Cell Phone Number (option	nai)
				·
Current Street Address Same	L			
City	State Zip Co	de (+4 optional)	Country, if other than	USA
Type of Occupational License applying for Pari-Mutual General Individual Desired Cardroom Employee Occupation: Tockey	or: Parl-Mutuel Professi	onal Individual	Facility where employed	
The second of th			Tours of Radius is this your first time apply	y Dowys
Does your position require access to the Yes No			IICENSE IN FIORIDA?	_
Are you a Supervisor, Manager, or Share	holder of a business	with a parl-mut	uel permit?	☐ Yes ♠ No
Do you own or lease animals intended of Stable Name, Kennel Name, or Bu		No No	☐ Yes, complete the	following:
Trainer Name (horse or greyhoung	racing only)			
TO DE COMPLETED DY DOG	NT000 - 1577			5.24
TO BE COMPLETED BY DOC Type of professional license (attach a cop professional license):	oy of Florida	ARIANS, NUR Florida Licen		ND EMTS ONLY
	400m	SION USE ONL	112.10-	- 11
	ense # 107	2034	FILE # 42483	App# 237/34
Association Code 3 20 Date	e Received 6	3/2022	Entered By B	Joense Year 2025
License Fee \$80 FP Date	113012021	FP Fee 13	25 Total Fee	\$93,25
Off Temp Walver Req	juested A	IRCI /	Enforcement /	Minor
		j.		(EV A -1 15)

DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

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No Cr	minal char	ges against you?	If yes, the court	dication withheld for a disposition records chart provided below	for all conviction:	d guilty or nolo s must be subr	contendere to an
DATE	OF	COUNTY	STATE	OFFENSE	MISD	EMEANOR FELONY?	SENTENC
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/16/2	.002	LA	CA	Same		demeanor	/
1-1-1	007	LA	CA	Dui	misd	emeanor	probation probation
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140 1100	n io aranofa) or languignout 8) OI INCENSURE IE	revoked or denied in vocation or denial an	o explain why.		1
Yes Is	any racing	or gaming licens	e you hold curr	ently suspended or s	subject to other	liscipline, such	as an unphil fine
	red yes to	Bry of the question	ns above, provi	s) of licensure and g	ive details the of	rense and disc	pline. (3)
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ch applicatio	roam or a	minnation by the	of a license issu applicant, or ov	ued by the Departme	ent of Business a	and Profession nt without the	al Regulation sha

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 faisification 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 Parl-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 noto contendere to any disqualifying offense, regardless of adjudication.

DSPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

Signature of Applicant

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Ye D No	s Have you ev	er been convicte	d of or had adju	dication withheld for any	crime, or pled guilty or note all convictions must be sub	contendere to any
	DATE OF	COUNTY	STATE	chart provided below. OFFENSE	MISDEMEANOR	OF WELLOP
DI	SPOSITION				OR FELONY?	SENTENCE
05/0	6/2011	LA	CA	Burglary	Felony	2 years
10/2	8/2011	LA	CA	Sam	Feldhy	2 years
25/3	1/2013	LA	CA	Runglury	Felony	0
09/12		LA	CA	Burglary	Felon	2510ars
Yes No	Have you ev	er had a racing or	gaming license	revoked or denied in this	s or any other state or cour	ntryelf yes, you must
□Yes	Is any racing	or gaming licens	se you hold curr	ently suspended or subl	ect to other discipline eur	h as an unpaid fine?
if you	ii yes, you n	any of the question	s) of junsaiction	(8) of licensure and give :	details the offense and dis	cipilia.
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DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

Signature of Applican

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Previous application JUN 0,4 mm page 3

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	BACH	GROUND INF	ORMATION (ATTACH ADDITIONA	L PAGES AS NECESS	ARY)
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□ No	application a	ges against you?	IT yes, the coul	rt disposition records for a chart provided below.	arme, or pied guilty or note ill convictions must be sub	contendere to any mitted with this
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DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

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Domain 100 - Division of Pari-Mutuel Wagering

Logged in as: Imoore

VR Home > License Search > License Home

License								Licensee
Fed Tax #	Lic Type	1021 - PMW P	rofessional	1	Expires On 06/30/20 0	05		History
File #	42483 Name	FONG, ALFRI	•	E	ktended To			Notes
License #	7075034 Rank	PIND - Profes	PIND - Professional Renewed On					Notes Histor
Entity #		App Expired	cupational					Back
	- Lio Otatas	Abb Expired						
Address	4455							
Street # 1	11550 Street INNFII	ELDS DR.						
Line 2								
Line 3								
City	ODESSA	State FL			Zip 33556			
	Routing							
Other								
	5							
	Date 07/03/2004	Rank Date 07		_	Certificate #			
	ethod I-S-1020	Status Date 0	5/05/2022		ertificate Date			
Fee Ex	xempt No	Birth Date		F	Renewal Sent			
Select							ĺ	
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Type †₊	Modifier	14	Effective Date	14	Additional Info	14		
С	JCKY - Jockey		04/24/2004					
	TBRD - Thoroughbred		04/24/2004					
	325 - Calder Race Crs	3	07/03/2004					
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									Licensee
			1021 - P						History
Fed Tax #	#	Lic Type	Professi		E	xpires On 06/3	0/2005		Notes
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Line 2								-Expired 0	5/30/2005.
Line 3								-No Temp	issued.
City (ODESSA	Sta	te FL		2	Zip 33556		***************************************	
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Department of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - PMW Occupational License

	NG, ALFREDO - 70		se No: _ 2	202202	8758
(AP	PLICANT'S NAME-LICEN	NSE#)			
		ATION RECEIVED:	6/3/	2022	
	COMPLETE APP	6/3/2	2022		
	90-DAY DEAD	LINE:	9/1/2	2022	
Randall Ki	itchens 3	20 – Tampa Bay	1021 -	Jockey	
Applicatio		aclilty (d/b/a name)		ation/Job Tit	tle
license if the applicant for an offense in any other s conspiracy to smuggle o	or such license has been convicted state which would be a felony unde	a license of any person who has been refus- nother jurisdiction. The division may deny, s in this state, in any other state, or under the rr the laws of this state involving arson; traffic oution of a controlled substance; animal crue e related to pari-mutuel wagering.	suspend, revoke, or e laws of the United ching in conspired	declare ineligible and States of a capital	any occupational I felony, a felony, or
		Licensing Administrator	Review		京建设的原因特官院
	5	Conviction			
Did the application Did the application	tion accurately reflect	the Criminal History Record	l? ⊠Yes	<u> </u>	No
		/Gambling Related/Bookma	kina		- And Annual Control of the Control
Animal Cru	uelty				
Comments:	arceny Extortion, Cons	spiracy to Defraud (Cardroor	n Profession	ns Only)	
Arrest Date	Location	Charge		Level	Disposition
09/12/2013	Arcadia, California	Burglary GA090942		F	Guilty
05/09/2014	Delano, California	Burglary First Degree GA093521		F	Guilty
		Disposition Unknow	'n		
Felony Arre	st(s)				
Misdemean	or Arrest – Industry R	elated/Gambling Related/Bo	ookmaking	***************************************	
Animal Cru	erty				
		inforcement/ lucindication (266		
☐ Currently und	der Suspension, Declare	Enforcement/Jurisdiction (ad Ineligible, Ruled Off, Revoke	nenses d Denied Fi	ected Unnai	d Fine in
this or any ot	her racing jurisdiction.		-,,,	ootoo, onpan	21 1110, 111
Check VP Licen	so Polotione to Potern	Related Licenses			
Is the individual	applicant related to a	nine if Applicant is Related to business? Yes N			
Business Licens	se Number:	Business Name:	o 🖂 II yes	, complete	sections below.
Has a deficienc	y letter been issued to	the business indicating all	ODSs must	be licensed	? Yes 🔲 No 🗍
Date Deficiency	Letter Issued:	Initials:			
A VETTOR BY		Licensing Administrator R			中的發展所有影響
Disqualifying Co	onvictions/Arrests Con	Disposition Confirmation	The state of the s		***************************************
Forward to	Investigations	THE RESERVE TO LABOUR TO STATE OF THE PARTY	Initials:	Approv	
Comments:	A	C 1st degree + Felony		0 62 Doc	# 11 227613







Licensee: ALFREDO FONG

Picture Available

Reports on ALFREDO FONG Comprehensive Ruling Report

Drug Ruling Report (Last 5 Years) Comprehensive Licensee Report

Identification Information

Date of Birth

Federal ID/SSN

Add a New Identification Record Country

Sex

Name Information

Previous Legal

Other

Other

Name Type Current Legal Name

Prefix

First Name ALFREDO FREDDY

ALFREDO ALFREDO

Add a New Name Record Middle Name Last Name Suffix

FONG FONG

FONG FONG

Jr

Address Information

Address Type Mailing

Street Address 917 1/2 ARCADIA City ARCADIA State CA

Zip Code 91007

Phone Information Phone Number Type

Mobile

Phone Number

License Information

Add a New License Record

License Number	License Type	Issued Date	Expiration Date	Licensing Commission
283103	Jockey	6/8/2011	10/31/2013	California Horse Racing Board
148472	Jockey	5/19/2010	5/31/2011	Texas Racing Commission
612402143	Jockey	5/7/2010	12/31/2010	Illinois Racing Board
23230	Jockey	4/9/2009	12/31/2009	Washington Racing Commission
	Exercise Person	4/9/2009	12/31/2009	Washington Racing Commission
283103	Jockey	11/2/2007	10/31/2010	California Horse Racing Board
	Apprentice Jockey	1/26/2007	10/31/2007	California Horse Racing Board
	Jockey	1/26/2007	10/31/2007	California Horse Racing Board
*N*1789543	Apprentice Jockey	11/12/2005	10/31/2007	California Horse Racing Board
*N*1663526	Apprentice Jockey	1/7/2005	10/31/2007	California Horse Racing Board



*N*1569733	Apprentice Jockey	_/1/2004	12/31/2005	Illinois Ra g Board
*N*1533208	Apprentice Jockey	7/28/2004	12/31/2004	Illinois Racing Board
7075034	Jockey	7/3/2004	6/30/2005	Florida Division of Pari-Mutuel Wagering
	Exercise Person	3/1/2004	6/30/2004	Florida Division of Pari-Mutuel Wagering
*N*1340387	Groom	1/9/2003	12/31/2003	California Horse Racing Board

Fingerprint Information

Add a New Fingerprint Record Notes

Processing Commission

Date Taken Status 5/21/2010 Unknown RCI Card Submitted Date

Texas Racing Commission

Racing Commissioners International

4/9/2009 Unknown

RCI Card 4/9/2009

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End
LAFP010	Unknown	9/18/2011		N/A	Start	End
0754511	Failure to Follow Facility Regulations	1/7/2011	100	N/A		
0023310	Unknown	9/26/2010	100	N/A		
	Medication/Drug/Alcohol Violation - Human	6/20/2009		N/A	6/22/2009	6/24/2009
EMDog-	General/Miscellaneous Rulings	5/15/2009		N/A	0.22,2009	0/21/2009
069	•			- 1, - 2		
HRTH36	Failure to Honor Declaration/Engagement	12/5/2007	300	N/A		
НКТН036	Unknown	12/5/2007	300	N/A		
HRTH20	Failure to Report or Appear	11/24/2007	100	N/A		
HRTH020	Failure to Report or Appear	11/24/2007	100	N/A		
LAFP005	Unknown	9/13/2007	100	N/A		
LAFP005	Failure to Honor Declaration/Engagement	9/13/2007	100	N/A		
SJFJ009	Careless/Unsafe/Improper Riding or Driving	6/24/2007		N/A		
OTTSo32	Unknown	10/28/2006	50	N/A		
DMTD032	Unknown	7/28/2006		N/A		
DMTD019	Unknown	7/28/2006		N/A		
HRTH032	Careless/Unsafe/Improper Riding or Driving	5/15/2006		N/A		
HRTH013	Unknown	11/19/2005		N/A		
DMTD062	Failure to Report or Appear	8/15/2005	50	N/A		
DMTD041	Unknown	8/5/2005		N/A		
DMTD005	Unknown	7/25/2005		N/A		
BRTB021	Unknown	2/27/2005		N/A		
21	Careless/Unsafe/Improper Riding or Driving	2/27/2005		N/A	3/9/2005	3/30/2005
BRTB017	Unknown	2/23/2005		N/A		
17	Careless/Unsafe/Improper Riding or Driving	2/23/2005		N/A	3/2/2005	3/6/2005
BRTB002	Unknown	2/2/2005		N/A		
2	Careless/Unsafe/Improper Riding or Driving	2/2/2005		N/A	2/5/2005	2/11/2005
PRTG044	Unknown	1/22/2005		N/A		
054001	Careless/Unsafe/Improper Riding or Driving	1/3/2005	1500	N/A		
044431	Failure to Report or Appear	12/4/2004	50	N/A		
044363	Unknown	11/7/2004	50	N/A		
044339	License Denied, Rescinded, Revoked, Suspended, Withdrawn or Exclusion	10/15/2004		N/A	10/21/2004	10/26/2004
041136	Misuse of Whip	9/8/2004	100	N/A		
041122	Careless/Unsafe/Improper Riding or Driving	8/21/2004		N/A	8/25/2004	8/28/2004
041116	Disorderly Conduct	8/8/2004		N/A		· - · - · - ·
SAC03-045	Unknown	8/1/2003		N/A		

<u>Applicable Reports</u> Comprehensive Ruling Report Comprehensive Licensee Report

Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



Comprehensive Ruling Report

Rulings Against: ALFREDO FONG

Legal Name: ALFREDO FONG

Birth Date:

35 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:

LAFP010

Date:

9/18/2011

Issued By:

California Horse Racing Board Facility:

Los Angeles County

Fair (Fairplex)

Ruling Type:

Unknown

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliy: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 0

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: LAFP010

Action Type: Initial Ruling

Issue Date: 9/18/2011

Action Text:

FAIL TO RIDE MOUNT TO FINISH

Ruling #: 2

Ruling Number:

0754511

Date:

1/7/2011

Issued By:

New Mexico Racing Facility:

Commission

Ruling Type:

Failure to Follow

Facility Regulations

Division:

Horse

Breed:

Quarter Horse

Sunland Park

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliy: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 100

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:



Alpha Ruling: 0754511

Action Type: Initial Ruling

Issue Date: 1/7/2011

Action Text:

Was late to the Jockey's Quarters for the 10th race on 1/2/2011.

Ruling #: 3

Ruling Number:

0023310

Date:

9/26/2010

Issued By:

New Mexico Racing Facility: Commission

New Mexico State Fair

Ruling Type: Division:

Unknown

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date: Race Number:

N/A N/A Infraction Faciliv: N/A Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 100

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: 0023310

Action Type: Initial Ruling

Issue Date: 9/26/2010

Action Text:

Failed to be in the paddock in time to ride in the 5th race on 9/25/2010.

Ruling #: 4

Ruling Number:

EMD09-124

Commission

Date:

6/20/2009

Issued By:

Washington Racing

Facility:

Emerald Downs

Ruling Type:

Medication/Drug/Alcohol

Violation - Human

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliv: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Drug:

Marijuana

Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: 6/22/2009

Suspension End: 6/24/2009

Actions:

Alpha Ruling: EMD09-124

Action Type: Initial Ruling

Issue Date: 6/20/2009

Action Text:

THREE DAY SUSPENSION/MARIJUANA POSTIVE/FIRST OFFENSE

Ruling #: 5

Ruling Number:

EMD09-069

Date:

5/15/2009

Issued By:

Washington Racif.

Commission

Facility:

Emerald Downs

Ruling Type:

General/Miscellaneous

Rulings

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

Infraction Date:

N/A

Infraction Faciliv: N/A

N/A

Race Number: Under Appeal:

N/A False Animal Name:

N/A

Fine Amount:

\$0

Appeal Date: Fine Paid:

N/A

Suspension Start: None

Suspension End: None

N/A

Actions:

Alpha Ruling: EMD09-069

Action Type: Initial Ruling

Issue Date: 5/15/2009

Relicersed in CA

1018 III - 10/31/19

Action Text:

PROBATION/CONDUCT

Ruling #: 6

Ruling Number:

HRTH36

Date:

12/5/2007

Issued By:

California Horse Racing Facility:

Hollywood Park

Board

Ruling Type:

Failure to Honor

Declaration/Engagement

Division:

Horse N/A

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Race Number: Under Appeal:

False

Animal Name: Appeal Date:

N/A N/A

Fine Amount:

\$ 300

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: HRTH 36

Action Type: Initial Ruling

Issue Date: 12/5/2007

Action Text:

FAILED TO FULFILL JOCKEY AGREEMENT, CAUSING THE LATE DECLARATION OF MOUNT "WINGO BOY" ON 11/24/2007

Ruling #: 7

Ruling Number:

HRTH036

Date:

12/5/2007

Issued By:

California Horse Racing Facility:

Hollywood Park

Ruling Type:

Board

Unknown

Breed:

Thoroughbred

Division: Effective Date: Horse

Infraction Date:

N/A N/A Race Date: N/A Infraction Faciliy: N/A

Race Number:

N/A

False

Under Appeal: Fine Amount:

\$ 300

Appeal Date:

Animal Name:

N/A

N/A

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: HRTH036

Action Type: Initial Ruling

Issue Date: 12/5/2007

Action Text:

FAIL/FULFILL JOCKEY AGREEMENT

Ruling #: 8

Ruling Number:

HRTH20

Date:

11/24/2007

Issued By:

Ruling Type:

Division:

California Horse Racing

Facility:

Hollywood Park

Board

Failure to Report or

Appear

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliv: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 100

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: HRTH 20

Action Type: Initial Ruling

Issue Date: 11/24/2007

Action Text:

FAILURE TO REVIEW FILMS

Ruling #: 9

Ruling Number:

HRTH020

Date:

11/24/2007

Issued By:

California Horse Racing

Facility:

Hollywood Park

Ruling Type:

Failure to Report or

Appear

Division:

Horse

Board

Breed:

Thoroughbred

Effective Date:

N/A

N/A

Infraction Date:

N/A

Race Date:

Infraction Facility: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount: Suspension Start: None

\$ 100 Fine Paid: N/A

Suspension End: None

Actions:

Alpha Ruling: HRTH020

Action Type: Initial Ruling

Issue Date: 11/24/2007

FAIL REVIEW FILMS

Ruling #: 10

Ruling Number:

LAFP005

Date:

9/13/2007

Issued By:

California Horse Racing Board Facility:

Los Angeles County

Fair (Fairplex)

Ruling Type:

Unknown

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

Infraction Date:

N/A

Infraction Facility: N/A

N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount: \$ 100 Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: LAFP005

Action Type: Initial Ruling

Issue Date: 9/13/2007

Action Text:

FAIL FULFILL JOCKEY AGREEMENT

Ruling #: 11

Ruling Number:

LAFP005

Date:

9/13/2007

Issued By:

California Horse Racing Board Facility:

Los Angeles County

Fair (Fairplex)

Ruling Type:

Failure to Honor

Declaration/Engagement

Division:

Horse N/A

Breed:

Thoroughbred

Effective Date:

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliv: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 100

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: LAFP 005

Action Type: Initial Ruling

Issue Date: 9/13/2007

Action Text:

FAILURE TO FULFILL JOCKEY AGREEMENT

Ruling #: 12

Ruling Number:

SJFJ009

Board

Date:

6/24/2007

Issued By:

California Horse Racing

Facility:

Stockton

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal: Fine Amount:

False \$ 0

Appeal Date:

N/A

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: SJFJ009

Action Type: Initial Ruling

Issue Date: 6/24/2007

Action Text:

CAUSE INTERFERENCE 6/23/07

Ruling #: 13

Ruling Number:

OTTS032

Date:

10/28/2006

Issued By:

California Horse Racing

Facility:

Oak Tree At Santa Anita

Board

Ruling Type:

Unknown

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date: Race Number:

N/A N/A

Infraction Faciliy: N/A Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 50

Fine Paid:

Suspension Start: None

N/A

Suspension End: None

Actions:

Alpha Ruling: OTTS032

Action Type: Initial Ruling

Issue Date: 10/28/2006

Action Text:

LATE TO JOCKEYS ROOM

Ruling #: 14

Ruling Number:

DMTD032

Date:

7/28/2006

Issued By:

California Horse Racing

Facility:

Del Mar

Board

Ruling Type:

Unknown

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

N/A

Infraction Date:

Race Date:

N/A

Infraction Faciliy: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount: \$0 Suspension Start: None

Fine Paid:

N/A Suspension End: None

Actions:

Alpha Ruling: DMTD032

Action Type: Initial Ruling

Issue Date: 7/28/2006

Action Text:

ALTER COURSE W/O CLEARANCE

Ruling #: 15

Ruling Number:

DMTD019

Date:

7/28/2006

Issued By:

Division:

California Horse Racing Board

Facility:

Del Mar

Ruling Type:

Unknown

Horse

Breed:

Thoroughbred

Effective Date: Infraction Date: N/A N/A

Race Date:

N/A

Race Number:

N/A

Infraction Faciliy: N/A Animal Name:

N/A

Under Appeal: Fine Amount:

False

Appeal Date: Fine Paid:

N/A N/A

\$0 Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: DMTD019

Action Type: Initial Ruling

Issue Date: 7/28/2006

Action Text:

ALTERING COURSE W/O SUFF CLEAR

Ruling #: 16

Ruling Number:

HRTH032

Date:

5/15/2006

Issued By:

California Horse Racing

Facility:

Hollywood Park

Board

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Race Number:

N/A

Animal Name:

Suspension End: None

N/A

False

Appeal Date:

N/A

Under Appeal: Fine Amount:

Suspension Start: None

\$0

Fine Paid:

N/A

Actions:

Alpha Ruling: HRTH032

Action Type: Initial Ruling

Issue Date: 5/15/2006

Action Text:

F/T MAINTAIN A STRAIGHT COURSE

Ruling #: 17

Ruling Number:

HRTH013

Date:

11/19/2005



Issued By:

California Horse R.

Facility:

Hollywood Par

Board

Ruling Type:

Unknown

Horse

Division:

N/A

Race Date:

Thoroughbred

Effective Date: Infraction Date:

Breed:

N/A

Race Number:

N/A N/A

Infraction Faciliy: N/A Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount: \$0 Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: HRTH013

Action Type: Initial Ruling

Issue Date: 11/19/2005

Action Text:

APPRENTICESHIP EXTENDS 12/12

Ruling #: 18

Ruling Number:

DMTD062

Date:

8/15/2005

Issued By:

California Horse Racing

Facility:

Del Mar

Ruling Type:

Failure to Report or

Appear

Board

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A N/A Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliy: N/A Animal Name:

N/A

Race Number: Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 50

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: DMTD062

Action Type: Initial Ruling

Issue Date: 8/15/2005

Action Text:

FAIL/REVIEW FILMS PER BOS

Ruling #: 19

Ruling Number:

DMTD041

Date:

8/5/2005

Issued By:

California Horse Racing

Facility:

Del Mar

Board

Ruling Type:

Unknown

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Race Number:

N/A

Infraction Faciliy: N/A Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Suspension Start: None

Fine Paid:

N/A

Suspension End: None

Actions:

Alpha Ruling: DMTD041

Action Type: Initial Ruling

Issue Date: 8/5/2005

Action Text:

FAIL/CONTROL HIS MOUNT

Ruling #: 20

Ruling Number:

DMTD005

Date:

7/25/2005

Issued By:

Ruling Type:

California Horse Racing

Facility:

Del Mar

Board

Division:

Unknown Horse

Breed:

Thoroughbred

Effective Date:

N/A N/A Race Date:

N/A

Infraction Date: Race Number:

N/A

Infraction Faciliy: N/A Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: DMTD005

Action Type: Initial Ruling

Issue Date: 7/25/2005

Action Text:

APPRENTICESHIP EXTENDS TO 9/22

Ruling #: 21

Ruling Number:

BRTB021

Date:

2/27/2005

Issued By:

California Horse Racing Facility:

Unknown

Board

Ruling Type:

Unknown

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

N/A

Infraction Date:

Animal Name:

Infraction Faciliv: N/A

Race Number:

N/A

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

N/A

Suspension Start: None

Fine Paid:

Suspension End: None

Actions:

Alpha Ruling: BRTB021

Action Type: Initial Ruling

Issue Date: 2/27/2005

Action Text:

ALTR CRS W/OUT SUFF CLR/CSE IN

Ruling #: 22

Ruling Number:

21

Date:

2/27/2005

Issued By:

California Horse Racing

Facility:

Bay Meadows

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Board

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliy: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal: Fine Amount:

False

Appeal Date:

N/A

\$ 0

Fine Paid:

N/A

Suspension Start: 3/9/2005

Suspension End: 3/30/2005

Actions:

Alpha Ruling: 21

Action Type: Initial Ruling

Issue Date: 2/27/2005

Action Text:

SUSPENDED (9, 10, 16, 17, 23, 24, 25, 26, 27, 30) -- INTERFERENCE

Ruling #: 23

Ruling Number:

BRTB017

Date:

2/23/2005

Issued By:

California Horse Racing Facility:

Unknown

Board

Ruling Type:

Division:

Unknown

Horse

Breed:

Thoroughbred

Effective Date:

N/A N/A

Race Date:

N/A

Infraction Date: Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Infraction Faciliy: N/A

Actions:

Alpha Ruling: BRTB017

Action Type: Initial Ruling

Issue Date: 2/23/2005

Action Text:

FAIL 2 MAINT STR8 CRS/CSE INTR

Ruling #: 24

Ruling Number:

17

Board

Date:

2/23/2005

Issued By:

California Horse Racing

Facility:

Bay Meadows

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliy: N/A

Race Number: Under Appeal:

Fine Amount:

N/A

False

\$0

Suspension Start: 3/2/2005

Fine Paid:

N/A N/A

Appeal Date:

N/A

Animal Name:

Suspension End: 3/6/2005

Actions:

Alpha Ruling: 17

Action Type: Initial Ruling

Issue Date: 2/23/2005

Action Text:

FAILED TO MAINTAIN A STRAIGHT COURSE.

Ruling #: 25

Ruling Number:

BRTB002

Date:

2/2/2005

Issued By:

California Horse Racing Facility: Board

Unknown

Ruling Type:

Division:

Unknown

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

N/A

Race Number:

N/A False

Animal Name: Appeal Date:

N/A

Under Appeal: Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: BRTB002

Action Type: Initial Ruling

Issue Date: 2/2/2005

Action Text:

FAIL 2 MAINT STR8 CRS/CSE INTR

Ruling #: 26

Ruling Number:

2

Date:

2/2/2005

Issued By:

California Horse Racing

Facility:

Bay Meadows

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Unknown

Board

Breed:

Unknown

Effective Date:

N/A

Race Date:

Infraction Date:

N/A

N/A

Infraction Faciliy: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: 2/5/2005

Suspension End: 2/11/2005

Actions:

Alpha Ruling: 2 Action Text:

Action Type: Initial Ruling

Issue Date: 2/2/2005

Ruling #: 27

Ruling Number:

PRTG044

Date:

1/22/2005

Issued By:

California Horse Racing

Facility:

Golden Gate Fields

Ruling Type:

Board Unknown

Division:

Horse

Breed:

Thoroughbred

Effective Date:

N/A

Race Date:

N/A

Infraction Date: Race Number:

N/A N/A Infraction Facility: N/A Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: PRTG044

Action Type: Initial Ruling

Issue Date: 1/22/2005

Relicensed in olling

Action Text:

FAIN 2 MAINT STR8 CRS/CSE INTR

Ruling #: 28

Ruling Number:

054001

Date:

1/3/2005

Issued By:

Illinois Racing Board

Facility:

Hawthorne

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Suspension End: None

Race Number:

N/A False Animal Name:

N/A

Under Appeal:

Appeal Date:

N/A

Fine Amount:

\$ 1500

Fine Paid:

N/A

Actions:

Alpha Ruling: 054001

Suspension Start: None

Action Type: Initial Ruling

Issue Date: 1/3/2005

Action Text:

APPRENTICE JOCKEY ALFREDO FONG IS HEREBY ASSESSED A CIVIL PENALTY OF ONE THOUSAND FIVE HUNDRED DOLLARS (\$1500.00) FOR PERMITTING HIS MOUNT TO CROSS IN FRONT OF THE HORSE GIVE ME VICTORY WITHOUT BEING CLEAR AND JOSTLING THE HORSE MAKE A STATEMENT **DURI**

Ruling #: 29

Ruling Number:

044431

Date:

12/4/2004

Issued By:

Illinois Racing Board

Facility:

Hawthorne

Ruling Type:

Failure to Report or

Appear

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date: Race Number:

N/A

Infraction Faciliy: N/A Animal Name:

Under Appeal:

N/A False

Appeal Date:

N/A

Fine Amount:

\$ 50

N/A

Suspension Start: None

Fine Paid:

N/A

Suspension End: None

Actions:

Alpha Ruling: 044431

Action Type: Initial Ruling

Issue Date: 12/4/2004

Action Text:

APPRENTICE JOCKEY ALFREDO FONG IS HEREBY ASSESSED A CIVIL PENALTY OF FIFTY DOLLARS (\$50.00) FOR FAILING TO BE PRESENT TO REVIEW FILMS ON DECEMBER 4 2004 AS INSTRUCTED BY THE STEWARDS.

Ruling #: 30

Ruling Number:

044363

Date:

11/7/2004

Issued By:

Illinois Racing Board

Facility:

Hawthorne

Ruling Type:

Unknown

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A N/A

Infraction Faciliy: N/A Animal Name:

Race Number: Under Appeal:

False

Appeal Date:

N/A N/A

Fine Amount:

\$ 50

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: 044363

Action Type: Initial Ruling

Issue Date: 11/7/2004

Action Text:

APPRENTICE JOCKEY ALFREDO FONG JR. IS HEREBY ASSESSED A CIVIL PENALTY OF FIFTY DOLLARS (\$50.00) FOR FAILING TO HAVE THE CHIN STRAP OF HIS HELMET FASTENED WHILE GALLOPING BACK AFTER THE RUNNING OF THE NINTH RACE ON NOVEMBER 6 2004 AT HAWTHORNE RACE COURSE.

Ruling #: 31

Ruling Number:

044339

Date:

10/15/2004

Issued By:

Illinois Racing Board Facility:

Hawthorne

Ruling Type:

License Denied. Rescinded. Revoked. Suspended. Withdrawn or Exclusion

Division:

Unknown

Breed:

Unknown



Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Faciliy: N/A

Race Number: Under Appeal:

N/A False Animal Name: Appeal Date:

N/A

Fine Amount:

\$0

N/A N/A

Suspension Start: 10/21/2004

Fine Paid:

Suspension End: 10/26/2004

Actions:

Aipha Ruling: 044339

Action Type: Initial Ruling

Issue Date: 10/15/2004

Action Text:

APPRENTICE JOCKEY ALFREDO FONG JR. IS HEREBY SUSPENDED FIVE (5) RACING DAYS (THURSDAY 10/21; FRIDAY 10/22; SATURDAY 10/23; SUNDAY 10/24 AND WEDNESDAY 10/27/04) FOR CROSSING IN FRONT OF A HORSE INTO THE RUN TO THE FIRST TURN AND CROSSING IN FRONT

Ruling #: 32

Ruling Number:

041136

Date:

9/8/2004

Issued By:

Illinois Racing Board

Facility:

Arlington Park

Ruling Type:

Division:

Misuse of Whip

Unknown

Breed:

Unknown

Effective Date: Infraction Date:

N/A N/A Race Date:

N/A Infraction Faciliv: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 100

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: 041136

Action Type: Initial Ruling

Issue Date: 9/8/2004

Action Text:

APPRENTICE JOCKEY ALFREDO FONG JR. IS HEREBY ASSESSED A CIVIL PENALTY OF ONE HUNDRED DOLLARS (\$100.00) FOR STRIKING A PONY WITH HIS WHIP IN THE POST PARADE OF THE FIRST RACE ON MONDAY SEPTEMBER 6 2004.

Ruling #: 33

Ruling Number:

041122

Date:

8/21/2004

Issued By:

Illinois Racing Board

Facility:

Arlington Park

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

Race Number:

N/A

Infraction Faciliy: N/A

N/A

\$0

Animal Name:

N/A

Under Appeal: Fine Amount:

False

Appeal Date:

N/A

Suspension Start: 8/25/2004

Fine Paid:

N/A

Suspension End: 8/28/2004

Actions:

Alpha Ruling: 041122

Action Type: Initial Ruling

Issue Date: 8/21/2004

Action Text:

APPRENTICE JOCKEY ALFREDO FONG JR. IS HEREBY SUSPENDED THREE (3) RACING DAYS (WEDNESDAY AUGUST 25TH; THURSDAY AUGUST 26TH AND FRIDAY AUGUST 27 2004 INCLUSIVE) FOR CROSSING IN FRONT OF AND JOSTLING SEVERAL HORSES DURING THE RUNNING OF THE SEVENTH RACE

Ruling #: 34

Ruling Number:

041116

Date:

8/8/2004

Issued By:

Division:

Illinois Racing Board

Facility:

Arlington Park

Ruling Type:

Disorderly Conduct

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Race Number:

N/A

Animal Name:

N/A N/A

Under Appeal: Fine Amount:

False \$ 100 Appeal Date: Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: 041116

Action Type: Initial Ruling

Issue Date: 8/8/2004

Action Text:

APPRENTICE JOCKEY ALFREDO FONG IS HEREBY ASSESSED A CIVIL PENALTY OF ONE HUNDRED DOLLARS (\$100.00) FOR BEHAVING IN AN UNPROFESSIONAL MANNER.

Ruling #: 35

Ruling Number:

SAC03-045

Date:

8/1/2003

Issued By:

California Horse Racing Board

Facility:

Unknown

Ruling Type:

Unknown

Division:

Unknown

Breed:

Unknown

Effective Date:

N/A

Race Date:

Infraction Date:

N/A

N/A

Race Number:

N/A

Animal Name:

Infraction Faciliv: N/A

Under Appeal:

False

Appeal Date:

N/A N/A

Fine Amount:

Fine Paid:

\$0

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: SAC 03-045

Action Type: Initial Ruling

Issue Date: 8/1/2003

Action Text:

TEMPORARY LICENSE TERMINATED -- MISREPRESENTATION OF LICENSE APPLICATION.





ACEMEN



Licensee:FREDDY FONG

Picture Available

Reports on FREDDY FONG

Comprehensive Ruling Report Drug Ruling Report (Last 5 Years) Comprehensive Licensee Report

Identification Information

Date of Birth

Federal ID/SSN

Add a New Identification Record

Country

Sex

Name Information

Current Legal Name

Name Type

Prefix

First Name

Middle Name

Add a New Name Record

Add a New License Record

Last Name

Suffix

FREDDY

FONG

Jr

Address Information

Address Type

Street Address

City

State

Zip Code

Phone Information

Phone Number Type

Phone Number

License Information

License Number 0801080

License Type

Jockey

Issued Date

10/3/2008

Expiration Date

6/30/2010

Licensing Commission

Arizona Department of Racing

Fingerprint Information

Processing Commission

Status Notes Add a New Fingerprint Record

Arizona Department of Racing

Date Taken

RCI Card Submitted Date

10/3/2008

Unknown

Ruling Ruling Type Ruling Fine Fine Suspension Suspension Number Date Paid? Start End 181 Failure to Submit Urine Sample 3/9/2010 N/A 3/6/2010 5/4/2010 180 3/9/2010 N/A 3/15/2010 3/20/2010 License Denied, Rescinded, Revoked, Suspended, Withdrawn or 3/7/2010 178 N/A

Exclusion

Unknown Unknown

1/27/2009 52.5 N/A 12/18/2008 N/A

08A-

254DOR

149



101	Falsification of License Applicat	12/13/2008 315
95	Careless/Unsafe/Improper Riding or Driving	12/5/2008 210 N/A
87	Careless/Unsafe/Improper Riding or Driving	10/31/2008 N/A

<u>Applicable Reports</u> Comprehensive Ruling Report Comprehensive Licensee Report

Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



Comprehensive Ruling Report

Rulings Against: FREDDY FONG

Legal Name: FREDDY FONG

Birth Date:

8 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:

181

Date:

3/9/2010

Issued By:

Arizona Department Facility:

Turf Paradise

of Racing

Ruling Type:

Failure to Submit

Urine Sample

Division:

Horse

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Race Number:

N/A

Animal Name:

N/A N/A

Under Appeal: Fine Amount:

False

Appeal Date:

\$ 0

Fine Paid:

N/A

Suspension Start: 3/6/2010

Suspension End: 5/4/2010

Actions:

Alpha Ruling: 181

Action Type: Initial Ruling

Issue Date: 3/9/2010

Action Text:

REFUSING TO SUBMIT A URINE TEST AT THE DIRECTION

Ruling #: 2

Ruling Number:

180

Date:

3/9/2010

Issued By:

Arizona Department of

Facility:

Turf Paradise

Racing

Ruling Type:

Unknown

Division:

Horse

Breed:

Unknown

Effective Date:

N/A

Race Date:

Infraction Date:

N/A

N/A

Infraction Facility: N/A

Race Number:

Animal Name:

N/A

N/A

Under Appeal: Fine Amount:

False

Appeal Date:

N/A

Suspension Start: 3/15/2010

\$0

Fine Paid:

N/A

Actions:

Suspension End: 3/20/2010



Alpha Ruling: 180

Action Type: Initial Ruling

Issue Date: 3/9/2010

Action Text:

DROPPING OVER INTO THE FAR TURN, CAUSING A SHARP CHECK

Ruling #: 3

Ruling Number:

178

Date:

3/7/2010

Issued By:

Arizona Department Facility:

Turf Paradise

of Racing

Ruling Type:

License Denied.

Rescinded, Revoked, Suspended. Withdrawn or Exclusion

Division:

Horse

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Race Number:

N/A

Animal Name: Appeal Date:

N/A N/A

Under Appeal: Fine Amount:

False \$0

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: 178

Action Type: Initial Ruling

Issue Date: 3/7/2010

Action Text:

SUMMARY SUSPENSION

Ruling #: 4

Ruling Number:

149

Date:

1/27/2009

Issued By:

Arizona Department of

Facility:

Turf Paradise

Ruling Type:

Racing Unknown

Division:

Horse

Breed:

Unknown

Effective Date:

N/A

Infraction Date:

Race Date:

N/A

N/A

Suspension End: None

Infraction Facility: N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 52.5

Fine Paid:

Suspension Start: None

N/A

Actions:

Alpha Ruling: 149

Action Type: Initial Ruling

Issue Date: 1/27/2009

Action Text:

FAILURE TO BE IN PADDOCK IN TIMELY MANNER

Ruling Number:

08A-254DOR

Date:

12/18/2008

Issued By:

Arizona Department of

Facility:

Turf Paradise

Ruling Type:

Racing

Unknown

Division:

Horse

Breed:

Unknown

Effective Date:

N/A

Race Date:

Infraction Date:

N/A

Infraction Faciliy: N/A

N/A

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Fine Paid:

Suspension Start: None

N/A

Actions:

Alpha Ruling: 08A-254DOR

Action Type: Initial Ruling

Issue Date: 12/18/2008

Action Text:

DIRECTOR'S ORDER-APPEAL STEWARDS RULING-STEWARDS RULING SUSTAINED AS DIRECTOR'S DECISION IN THIS MATTER

Suspension End: None

Ruling #: 6

Ruling Number:

101

Date:

12/13/2008

Issued By:

Arizona Department Facility:

Turf Paradise

of Racing

Ruling Type:

Falsification of

License Application

Division:

Horse

Breed:

Unknown

Effective Date:

N/A N/A Race Date:

N/A

Infraction Date:

N/A

Animal Name:

Infraction Faciliy: N/A

N/A

Race Number: Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$ 315

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: 101

Action Type: Initial Ruling

Issue Date: 12/13/2008

Action Text:

FALSE APPLICATION

Ruling #: 7

Ruling Number:

95

Date:

12/5/2008

Issued By:

Arizona Department of

Facility:

Turf Paradise

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Horse

Racing

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Race Number: N/A

Under Appeal:

Fine Amount:

False

\$ 210

Suspension Start: None

Fine Paid: Suspension End: None

Animal Name:

Appeal Date:

N/A N/A

N/A

Infraction Faciliy: N/A

Actions:

Alpha Ruling: 95

Action Type: Initial Ruling

Issue Date: 12/5/2008

Action Text:

FAILURE TO MAKE SUFFICIENT EFFOR TO MAINTAIN HIS LANE

Ruling #: 8

Ruling Number:

87

Date:

10/31/2008

Issued By:

Arizona Department of Racing

Facility:

Turf Paradise

Ruling Type:

Careless/Unsafe/Improper

Riding or Driving

Division:

Horse

Breed:

Unknown

Effective Date:

N/A

Race Date:

N/A

Infraction Date:

N/A

Infraction Facility: N/A

Race Number:

N/A False Animal Name: N/A

Appeal Date:

N/A

Under Appeal: Fine Amount:

\$ 0

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: 87

Action Type: Initial Ruling

Issue Date: 10/31/2008

Action Text:

FAILURE TO HAVE SUFFICIENT CONTROL OF MOUNT





Case Number:

XNEGA090942-01

Defendant Name:

FONG, ALFREDO

Violation Date:

September 12, 2013

Filing Date:

November 6, 2013

Courthouse:

Northeast District

CASE INFORMATION

Count	Charge Section	Charge Statute	Plea	Disposition	Disposition Date
01	459	Penal Code	Nolo Contendere	Guilty/Convicted	04/21/2014

EVENTS

Upcoming Scheduled Events

None

Past Events

Date	Time	Location	Dept/Room Number	Events
November 15, 2013	01:00 PM		CLK	DOCKET LINE ENTRY
November 21, 2013	08:30 AM	Pasadena Courthouse	NEF	ARRAIGNMENT
January 7, 2014	08:30 AM	Pasadena Courthouse	NEF	PRETRIAL CONF/TRIAL SETTING
February 21, 2014	08:30 AM	Pasadena Courthouse	NEF	PRETRIAL CONF/TRIAL SETTING
March 13, 2014	08:30 AM	Pasadena Courthouse	NEF	PRETRIAL CONF/TRIAL SETTING
March 20, 2014	08:30 AM	Pasadena Courthouse	NEF	PRETRIAL CONF/TRIAL SETTING
April 9, 2014	08:30 AM	Pasadena Courthouse	NEF	JURY TRIAL

EXHIBIT #2 PAGE 1-16

April 21, 2014	08:30 AM	Pasadena Courthouse	NEC	JURY TRIAL
April 21, 2014	09:30 AM	Pasadena Courthouse	NEF	DISPOSITION
April 29, 2014	01:00 PM		CLK	DOCKET LINE ENTRY

BAIL

No Information Found

SENTENCING INFORMATION

THE INFORMATION PROVIDED ON THIS WEBSITE CONTAINS ONLY AN EXTRACTION FROM THE COURT RECORD. IT IS PROVIDED FOR INFORMATIONAL PURPOSES ONLY AND IS NOT A FULL AND COMPLETE RECORD OF COURT PROCEEDINGS.

Sentencing Information			
SENTENCING DATE:	April 21, 2014		
For Count(s):	01	PROBATION/MANDATORY SUPERVISION:	
JAIL TERM:	2 YEAR(S) IN ANY STATE PRISON	JAIL TERM:	
BASE FINE/TOTAL FINE:	\$0.00	BASE FINE/TOTAL FINE:	\$0.00
(OR) Jail term instead of fine:		(OR) Jail term instead of fine:	
Additional Terms			
PROGRAM:			
PROGRAM INSTEAD OF FINE:			
ALCOHOL PROGRAM:			1
LICENSE RESTRICTION/SU	SPENSION:		1

EXHIBIT #2 PAGE 2-16

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES

NO. GA090942 THE PEOPLE OF THE STATE OF CALIFORNIA VS.

PAGE NO. **CURRENT DATE 01/20/22**

ALFREDO FONG DEFENDANT 01:

LAW ENFORCEMENT AGENCY EFFECTING ARREST: ARCADIA POLICE DEPARTMENT

BAIL: APPEARANCE AMOUNT . DATE DATE OF BAIL **POSTED**

RECEIPT OR SURETY COMPANY BOND NO.

REGISTER NUMBER

CASE FILED ON 09/16/13.

OFFENSE(S):

=

COUNT 01: 459 PC FEL

COMMITTED ON OR ABOUT 09/12/13 IN THE COUNTY OF LOS ANGELES

NEXT SCHEDULED EVENT:

09/16/13 830 AM ARRAIGNMENT DIST PASADENA COURTHOUSE DEPT NED

ON 09/16/13 AT 830 AM IN PASADENA COURTHOUSE DEPT NED

CASE CALLED FOR ARRAIGNMENT

PARTIES: TERRY SMERLING (JUDGE) JAMES FRANCIS
PATTI L. ULLERICH (REP)
COURT REFERS DEFENDANT TO THE PUBLIC DEFENDER. JAMES FRANCISCUS (CLERK)

MARLENE SANCHEZ (DA)

PUBLIC DEFENDER APPOINTED. STEVE SCHOENFIELD - P.D.

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY STEVE SCHOENFIELD DEPUTY

PUBLIC DEFENDER

COPY OF THE COMPLAINT AND THE ARREST REPORT GIVEN TO DEFENDANTS COUNSEL.

DEFENDANT WAIVES ARRAIGNMENT, READING OF COMPLAINT, AND STATEMENT OF CONSTITUTIONAL AND STATUTORY RIGHTS.

DEFENDANT WAIVES FURTHER ARRAIGNMENT.

DEFENDANT PLEADS NOT GUILTY TO COUNT 01, 459 PC.
THE COURT ORDERS A PRE-PLEA REPORT PURSUANT TO PENAL CODE SECTION 1203.7.
THE DEFENDANT'S COUNSEL DOES NOT CONSENT TO A PRE-PLEA INTERVIEW.

COURT ORDERS AND FINDINGS:
-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

THE DEFENDANT DENIES ANY AND ALL SPECIAL ALLEGATIONS.

BAIL SET AT \$50,000.

WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT:

09/30/13 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ

CUSTODY STATUS: REMANDED TO CUSTODY

ON 09/30/13 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING

CLERK) PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL

JOYCE HEDLUND (REP) TIFFANY K. FORSBERG (DA)
THE DEFENDANT IS PRESENT(IN LOCK UP) AND REPRESENTED BY AMY E. LOELIGER DEPUTY PUBLIC DEFENDER

BAIL SET AT \$50,000 THE MATTER IS TRAILED FOR PRELIMINARY HEARING ON

OCTOBER 10, 2013, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

NEXT SCHEDULED EVENT: 10/10/13 830 AM PRELIMINARY HEARING DIST PASADENA COURTHOUSE DEPT NEJ

> EXHIBIT #2 PAGE 3-16

CASE NO. GA090942 DEF NO. 01

PAGE NO. DATE PRINTED 01/20/22

CUSTODY STATUS: DEFENDANT REMANDED

ON 10/10/13 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIMINARY HEARING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL TASHA TOWNSEND (RE EAL (CLERK) (REP) ROSALBA GUTIERREZ (DA) DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY AMY E. LOELIGER DEPUTY PUBLIC DEFENDER

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.

BAIL SET AT \$50,000

THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING ON NOVEMBER 6, 2013, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT: 11/06/13 830 AM PRELIMINARY HEARING DIST PASADENA COURTHOUSE DEPT NEJ

CUSTODY STATUS: DEFENDANT REMANDED

ON 11/06/13 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIMINARY HEARING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL (CLERK)

JOYCE HEDLUND (REP) ROSALBA GUTIERREZ (DA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY AMY E. LOELIGER DEPUTY PUBLIC **DEFENDER**

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED. COUNT (01) : DISPOSITION: HELD TO ANSWER

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

THE MATTER IS CALLED FOR PRELIMINARY HEARING.

THE DEFENDANT AND COUNSEL WAIVE READING OF THE COMPLAINT AND FURTHER STATEMENT CONSTITUTIONAL RIGHTS.

THE DEFENDANT'S MOTION TO EXCLUDE WITNESSES IS GRANTED.

RICHARD TAFOYA IS DESIGNATED AS INVESTIGATIVE OFFICER.

THE PEOPLE'S WITNESSES, MONICA HEESCH AND RICHARD TAFOYA ARE SWORN AND EXAMINED.

THE DEFENDANT'S EXHIBIT A (A DIAGRAM) IS MARKED FOR IDENTIFICATION AND ADMITTED IN EVIDENCE BY REFERENCE ONLY.

> EXHIBIT #2 PAGE 4-16

CASE NO. GA090942 DEF NO. 01

PAGE NO. 3 DATE PRINTED 01/20/22

THE PEOPLE REST.

NO AFFIRMATIVE DEFENSE IS OFFERED AND ALL SIDES REST.

THE DEFENDANT'S MOTION TO DISMISS COUNT 1 PURSUANT TO PENAL CODE SECTION 871 IS HEARD AND DENIED.

THE COURT FINDS SUFFICIENT CAUSE AS TO COUNT 1 AND THE DEFENDANT IS HELD TO ANSWER TO DEPARTMENT NE-F, ON NOVEMBER 21, 2013, AT 8:30 A.M.

NO EXHIBITS WERE RECEIVED.

A REMAND ORDER IS ISSUED.

BAIL SET AT \$50,000.

NEXT SCHEDULED EVENT: FELONY ARRAIGNMENT/PLEA, ON NOVEMBER 21, 2013, IN SUPERIOR COURT OF LOS

ANGELES COUNTY, NORTHEAST DISTRICT, DEPT NEF, AT 830 AM.

CUSTODY STATUS: DEFENDANT REMANDED.

01/20/22

I HEREBY CERTIFY THIS TO BE A TRUE AND CORRECT COPY OF THE ELECTRONIC DOCKET ON FILE IN THIS OFFICE AS OF THE ABOVE DATE.

SHERRI R. CARTER , EXECUTIVE OFFICER/CLERK OF SUPERIOR COURT, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

TIFORNIA

BY ____

_, DEPUTY

DEBBIE TRIEL

EXHIBIT #2 PAGE 5-16 Case Number:

PASGA093521-01

Defendant Name:

FONG, ALFREDO FREDDY

Violation Date:

June 24, 2013

Filing Date:

June 12, 2014

Courthouse:

Pasadena Courthouse

CASE INFORMATION

Count	Charge Section	Charge Statute	Plea	Disposition	Disposition Date
01	459	Penal Code	Nolo Contendere	Guilty/Convicted	04/28/2015

EVENTS

Upcoming Scheduled Events

None

Past Events

Date	Time	Location	Dept/Room Number	Events
July 1, 2014	08:30 AM	Pasadena Courthouse	NED	ARRAIGNMENT
July 15, 2014	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
July 29, 2014	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
September 3, 2014	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
September 16, 2014	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
October 23, 2014	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
November 6, 2014	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
December 8, 2014	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING

EXHIBIT #2 PAGE 6-16

January 27, 2015	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
March 5, 2015	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
March 17, 2015	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
April 16, 2015	08:30 AM	Pasadena Courthouse	NEJ	PRELIM SETTING/RESETTING
April 28, 2015	08:30 AM	Pasadena Courthouse	NEJ	PRELIMINARY HEARING
May 19, 2015	01:00 PM		CLK	DOCKET LINE ENTRY

BAIL

No Information Found

SENTENCING INFORMATION

THE INFORMATION PROVIDED ON THIS WEBSITE CONTAINS ONLY AN EXTRACTION FROM THE COURT RECORD. IT IS PROVIDED FOR INFORMATIONAL PURPOSES ONLY AND IS NOT A FULL AND COMPLETE RECORD OF COURT PROCEEDINGS.

Sentencing Information			
SENTENCING DATE:	April 28, 2015		
For Count(s):	01	PROBATION/MANDATORY SUPERVISION:	
JAIL TERM:	4 YEAR(S) IN ANY STATE PRISON	JAIL TERM:	
BASE FINE/TOTAL FINE:	\$0.00	BASE FINE/TOTAL FINE:	\$0.00
(OR) Jail term instead of fine:		(OR) Jail term instead of fine:	
Additional Terms			
PROGRAM:			
PROGRAM INSTEAD OF FINE:			

EXHIBIT #2 PAGE 7-16

ALCOHOL PROGRAM:		
LICENSE RESTRICTION/SUSPENSION:		

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES

NO. GA093521 THE PEOPLE OF THE STATE OF CALIFORNIA VS.

PAGE NO. CURRENT DATE 01/20/22

DEFENDANT 01: ALFREDO FREDDY FONG LAW ENFORCEMENT AGENCY EFFECTING ARREST: ARCADIA POLICE DEPARTMENT

BAIL: APPEARANCE AMOUNT DATE RECEIPT OR SURETY COMPANY REGISTER OF BAIL POSTED BOND NO. NUMBER

CASE FILED ON 06/12/14.

COMPLAINT FILED, DECLARED OR SWORN TO CHARGING DEFENDANT WITH HAVING COMMITTED, ON OR ABOUT 06/24/13 IN THE COUNTY OF LOS ANGELES, THE FOLLOWING OFFENSE(S) OF:

COUNT 01: 459 PC FEL

NEXT SCHEDULED EVENT:

07/01/14 830 AM ARRAIGNMENT DIST PASADENA COURTHOUSE DEPT NED

ON 07/01/14 AT 830 AM IN PASADENA COURTHOUSE DEPT NED

CASE CALLED FOR ARRAIGNMENT

PARTIES: TERRY SMERLING (JUDGE) JAMES FRANCISCUS (CLERK)
KARIN YAMASAKI (REP) MARLENE SANCHE
COURT REFERS DEFENDANT TO THE PUBLIC DEFENDER.

MARLENE SANCHEZ (DA)

PUBLIC DEFENDER APPOINTED. M.R. COGHLAN - P.D.

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY M.R. COGHLAN DEPUTY PUBLIC

DEFENDER

COPY OF THE COMPLAINT AND THE ARREST REPORT GIVEN TO DEFENDANTS COUNSEL.

DEFENDANT WAIVES ARRAIGNMENT, READING OF COMPLAINT, AND STATEMENT OF CONSTITUTIONAL AND STATUTORY RIGHTS.

DEFENDANT WAIVES FURTHER ARRAIGNMENT.
DEFENDANT PLEADS NOT GUILTY TO COUNT 01, 459 PC.
THE COURT ORDERS A PRE-PLEA REPORT PURSUANT TO PENAL CODE SECTION 1203.7.
THE DEFENDANT'S COUNSEL DOES NOT CONSENT TO A PRE-PLEA INTERVIEW.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

THE DEFENDANT DENIES ANY AND ALL SPECIAL ALLEGATIONS.

THE COURT STRIKES THE SPECIAL ALLEGATION PURSUANT TO PENAL CODE SECTION 1170.12

BAIL SET AT \$50,000.

WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT:

07/15/14 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ DAY 00 OF 10

CUSTODY STATUS: REMANDED TO CUSTODY

ON 07/15/14 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL JOYCE HEDLUND (REP) (CLERK)

JOYCE HEDLUND (REP) BROOK E. WHITE (DA)
DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY JOHN MONTOYA DEPUTY PUBLIC DEFENDER

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.
DEFENDANT WAIVES ARRAIGNMENT, READING OF COMPLAINT, AND STATEMENT OF CONSTITUTIONAL AND STATUTORY RIGHTS.

> EXHIBIT #2 PAGE 9-16

PAGE NO. 7 DATE PRINTED 01/20/22

COURT ORDERS AND FINDINGS: -THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE. THE PEOPLE FILE AN AMENDED COMPLAINT.

THE DEFENDANT ENTERS A PLEA OF NOT GUILTY AND DENIES ALL ALLEGATIONS.

THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON JULY 29, 2014, AT 8:30 A.M. IN THIS DEPARTMENT.

BAIL SET AT \$50,000. WAIVES STATUTORY TIME. NEXT SCHEDULED EVENT:

07/29/14 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NED DAY 00 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 07/29/14 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING (REP) PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL

JOYCE HEDLUND ROSALBA GUTIERREZ (DA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.

BAIL SET AT \$50,000 THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON SEPTEMBER 3, 2014, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

WAIVES STATUTORY TIME. **NEXT SCHEDULED EVENT:**

09/03/14 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ

DAY 00 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 09/03/14 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL (CLERK)

JOYCE HEDLUND (REP) ROSALBA GUTIERREZ (DA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC DEFENDER

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.

BAIL SET AT \$50,000

THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY

EXHIBIT #2 PAGE 10-16

PAGE NO. DATE PRINTED 01/20/22

PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON SEPETMBER 16, 2014, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT: 09/16/14 830 AM 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ

DAY 00 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 09/16/14 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING

(REP) PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL

JOYCE HEDLUND LOUIS PARISE (DA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC DEFENDER

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.

BAIL SET AT \$50,000

THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON OCTOBER 23, 2014, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT:

10/23/14 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NE J

DAY 00 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 10/23/14 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING

PARTIES: ELAINE LU (JUDGE) PAULETTE GIVENS (CLERK)

JOYCE HEDLUND (REP) ROSALBA GUTIERREZ (DA)

DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC DEFENDER

BAIL SET AT \$50,000

DEFENSE COUNSEL ADVISES THE COURT THAT A REQUEST FOR DNA DISCOVERY FROM THE DISTRICT ATTORNEY HAS NOT BEEN PROVIDED.

DEFENSE COUNSEL INDICATES IF THE DISCOVERY IS NOT RECEIVED ON 11/06/14, A MOTION FOR SANCTIONS WILL BE MADE.

COURT ORDERS AND FINDINGS:
-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

PAGE NO. DATE PRINTED 01/20/22

WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT: 11/06/14 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT

NEJ

DAY 00 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 11/06/14 AT 830 AM IN PASADENA COURTHOUSE DEPT NED

CASE CALLED FOR PRELIM SETTING/RESETTING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL

(REP) JOYCE HEDLUND (REP) ROSALBA GUTIERREZ (DA)
DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC **DEFENDER**

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED. **BAIL SET AT \$50,000**

THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON DECEMBER 8, 2014, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE. WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT: 12/08/14 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ

DAY 00 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 12/08/14 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL (CLERK)

JOYCE HEDLUND (REP) ALLISON WILLHITE (DA) DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC DEFENDER

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.

BAIL SET AT \$50,000

THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON JANUARY 27, 2015, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE. WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT:

EXHIBIT #2 PAGE 12-16

PAGE NO. 5 DATE PRINTED 01/20/22

01/27/15 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ DAY 00 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 01/27/15 AT 830 AM IN PASADENA COURTHOUSE DEPT NEI

CASE CALLED FOR PRELIM SETTING/RESETTING
PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL (CLERK)

JOYCE HEDLUND (REP) ILEAN RICHARD (DA)
DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC DEFENDER
DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.
BAIL SET AT \$50,000
THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY
PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON MARCH 5, 2015, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.
WAIVES STATUTORY TIME.
NEXT SCHEDULED EVENT:
03/05/15 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ

CUSTODY STATUS: DEFENDANT REMANDED

DAY 00 OF 10

ON 03/05/15 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING
PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL (CLERK)

JOYCE HEDLUND (REP) ELAINE B. RAMSEY (DA)
DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC

DEFENDER
DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.
BAIL SET AT \$50,000
THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON MARCH 17, 2015, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:
-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.
WAIVES STATUTORY TIME.
NEXT SCHEDULED EVENT:
03/17/15 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ

EXHIBIT #2 PAGE 13-16

20.4

PAGE NO. DATE PRINTED 01/20/22

DAY 00 OF 15

CUSTODY STATUS: DEFENDANT REMANDED

ON 03/17/15 AT 830 AM IN PASADENA COURTHOUSE DEPT NEI

CASE CALLED FOR PRELIM SETTING/RESETTING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL

NEAL (CLERK) (REP) ROSALBA GUTIERREZ (DA) JOYCE HEDLUND DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC **DEFENDER**

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.

BAIL SET AT \$50,000 THE DEFENDANT WAIVES HIS/HER 10 DAY AND 60 DAY SPEEDY PRELIMINARY HEARING RIGHTS.

THE MATTER IS CONTINUED FOR PRELIMINARY HEARING SETTING ON

APRIL 16, 2015, AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

WAIVES STATUTORY TIME.

NEXT SCHEDULED EVENT: 04/16/15 830 AM 830 AM PRELIM SETTING/RESETTING DIST PASADENA COURTHOUSE DEPT NEJ

DAY 00 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 04/16/15 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIM SETTING/RESETTING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL

(REP) DAME JOYCE HEDLUND DAMIANA E. MUNDORFF (DA) DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC DEFENDER

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.

BAIL SET AT \$50,000
DEPUTY DISTRICT ATTORNEY BROOK WHITE APPEARS FOR DAMIANA MUNDORFF.

THE MATTER IS TRAILED FOR PRELIMINARY HEARING ON APRIL 28, 2015. AT 8:30 A.M. IN THIS DEPARTMENT.

COURT ORDERS AND FINDINGS:

-THE COURT ORDERS THE DEFENDANT TO APPEAR ON THE NEXT COURT DATE.

NEXT SCHEDULED EVENT: 04/28/15 830 AM PRELIMINARY HEARING DIST PASADENA COURTHOUSE DEPT NEJ DAY 08 OF 10

CUSTODY STATUS: DEFENDANT REMANDED

ON 04/28/15 AT 830 AM IN PASADENA COURTHOUSE DEPT NEJ

CASE CALLED FOR PRELIMINARY HEARING

PARTIES: ELAINE LU (JUDGE) ROSA S. ONEAL (CLERK)

JOYCE HEDLUND (REP) ROSALBA GUTIERREZ (DA)

> EXHIBIT #2 PAGE 14-16

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DEFENDANT IS PRESENT IN COURT, AND REPRESENTED BY S. FREIDENREICH DEPUTY PUBLIC DEFENDER

DEFENDANT STATES HIS/HER TRUE NAME AS CHARGED.
DEFENDANT ADVISED OF AND PERSONALLY AND EXPLICITLY WAIVES THE FOLLOWING RIGHTS:
JURY TRIAL OR COURT TRIAL AND PRELIMINARY HEARING

CONFRONTATION AND CROSS-EXAMINATION OF WITNESSES

SUBPOENA OF WITNESSES INTO COURT TO TESTIFY IN YOUR DEFENSE;

AGAINST SELF-INCRIMINATION:

DEFENDANT ADVISED OF THE FOLLOWING:

THE NATURE OF THE CHARGES AGAINST HIM, THE ELEMENTS OF THE OFFENSE IN THE COMPLAINT, AND POSSIBLE DEFENSES TO SUCH CHARGES;
THE POSSIBLE CONSEQUENCES OF A PLEA OF GUILTY OR NOLO CONTENDERE, INCLUDING

THE MAXIMUM PENALTY AND ADMINISTRATIVE SANCTIONS AND THE POSSIBLE LEGAL EFFECTS AND MAXIMUM PENALTIES INCIDENT TO SUBSEQUENT CONVICTIONS FOR THE SAME OR SIMILAR OFFENSES:

THE EFFECTS OF PROBATION;
IF YOU ARE NOT A CITIZEN, YOU ARE HEREBY ADVISED THAT A CONVICTION OF THE OFFENSE FOR WHICH YOU HAVE BEEN CHARGED WILL HAVE THE CONSEQUENCES OF

EXCLUSION FROM ADMISSION TO THE UNITED STATES, OR DENIAL OF

NATURALIZATION PURSUANT TO THE LAWS OF THE UNITED STATES, OR DENIAL OF NATURALIZATION PURSUANT TO THE LAWS OF THE UNITED STATES.

COUNSEL FOR THE DEFENDANT JOINS IN THE WAIVERS AND CONCURS IN THE PLEA.

COURT FINDS THAT EACH SUCH WAIVER IS KNOWINGLY, UNDERSTANDINGLY, AND EXPLICITLY

MADE THE DEFENDANT PERSONALLY WITHDRAWS PLEA OF NOT GUILTY TO COUNT 01 AND PLEADS NOLO CONTENDERE WITH THE APPROVAL OF THE COURT TO A VIOLATION OF SECTION 459 PC IN COUNT 01. THE COURT FINDS THE DEFENDANT GUILTY.

COUNT (01) : DISPOSITION: CONVICTED

THE COURT FINDS THE OFFENSE IN COUNT 01 TO BE IN THE FIRST DEGREE. COURT FINDS THAT THERE IS A FACTUAL BASIS FOR DEFENDANT'S PLEA, AND COURT ACCEPTS PLEA.

THE DEFENDANT ADMITS THE PERSON PRESENT ALLEGATION.

NEXT SCHEDULED EVENT:

SENTENCING

DEFENDANT WAIVES ARRAIGNMENT FOR JUDGMENT AND STATES THERE IS NO LEGAL CAUSE WHY SENTENCE SHOULD NOT BE PRONOUNCED. THE COURT ORDERED THE FOLLOWING JUDGMENT:

AS TO COUNT (01): COURT ORDERS PROBATION DENIED.

SERVE 4 YEARS IN ANY STATE PRISON COURT SELECTS THE MID TERM OF 4 YEARS AS TO COUNT 01.

DEFENDANT GIVEN TOTAL CREDIT FOR 288 DAYS IN CUSTODY 287 DAYS ACTUAL CUSTODY AND 1 DAYS GOOD TIME/WORK TIME **FORTHWITH**

PLUS \$40.00 COURT OPERATIONS ASSESSMENT (PURSUANT TO 1465.8(A)(1) P.C.) \$30.00 CRIMINAL CONVICTION ASSESSMENT (PURSUANT TO 70373 G.C.)

COMMITMENT ISSUED TOTAL DUE: \$70.00

IN ADDITION:

-THE DEFENDANT IS TO PAY A RESTITUTION FINE PURSUANT TO SECTION

1202.4(B) PENAL CODE IN THE AMOUNT OF \$ 300.00.

-THE DEFENDANT IS TO PAY A PAROLE/POSTRELEASE COMMUNITY
SUPERVISION/MANDATORY SUPERVISION RESTITUTION FINE PURSUANT TO
SECTION 1202.45 PENAL CODE IN THE AMOUNT OF \$ 300.00. SAID FINE

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IS ORDERED STAYED UNLESS PAROLE, POSTRELEASE COMMUNITY SUPERVISION OR MANDATORY SUPERVISION IS REVOKED.

-NOT OWN, USE OR POSSESS ANY DANGEROUS OR DEADLY WEAPONS, INCLUDING ANY FIREARMS, KNIVES OR OTHER CONCEALABLE WEAPONS.

COURT ORDERS AND FINDINGS:

-PURSUANT TO PC SECTION 296, THE DEFENDANT IS ORDERED TO PROVIDE BUCCAL SWAB SAMPLES, A RIGHT THUMB PRINT, A FULL PALM PRINT IMPRESSION OF EACH HAND, ANY BLOOD SPECIMENS OR OTHER BIOLOGICAL SAMPLES AS REQUIRED BY THIS SECTION FOR LAW ENFORCEMENT IDENTIFICATION.

THE STATE PRISON SENTENCE IN THIS CASE SHALL RUN CONCURRENT WITH THE SENTENCE IN CASE GA090942-01.
COUNT (01): DISPOSITION: CONVICTED
DMV ABSTRACT NOT REQUIRED

NEXT SCHEDULED EVENT:

PROCEEDINGS TERMINATED

ON 05/19/15 AT 100 PM:

ABSTRACT OF JUDGMENT-STATE PRISON ISSUED AND FILED.
ADULT DISPOSITION AND ARREST INFORMATION FILED AND FORWARDED TO DEPT OF JUSTICE, SACRAMENTO AND TO ARRESTING AGENCY. LM PROCEEDINGS TERMINATED

CALIFORNIA

09/18/15 ARREST DISPOSITION REPORT SENT VIA FILE TRANSFER TO DEPARTMENT OF JUSTICE

01/20/22

BY .

I HEREBY CERTIFY THIS TO BE A TRUE AND CORRECT COPY OF THE ELECTRONIC DOCKET ON FILE IN THIS OFFICE AS OF THE ABOVE DATE.
SHERRI R. CARTER , EXECUTIVE OFFICER/CLERK OF SUPERIOR COURT, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

DEBBIE TRIEU

_, DEPUTY

EXHIBIT #2 PAGE 16-16



Division of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

March 15, 2022

Mr. Alfredo Fong 501 South Bayview Boulevard Oldsmar, Florida 34677

RE: Application No. 230510, Entity 7075034

1021 - PMW Professional Individual Occupational

Dear Mr. Fong:

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:

You must provide the court disposition records for the following charges:

Los Angeles County, California Arrest(s) – 05/06/2011, 10/26/2011 and 08/31/2013.

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable,

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.487.1395.

If you fail to provide the Division with a complete application within 120 days of this notice your application shall lapse and no longer be processed by the Division. 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 Division Rule.

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Miriam Achens Operations Analyst II

LICENSE EFFICIENTLY. REGULATE FAIRLY.
WWW.MYFLORIDALICENSE.COM

Mahalingam, Rajani

From: Kitchens, Randall

Sent: Monday, June 13, 2022 2:53 PM

To: Mahalingam, Rajani

Cc: Muniz, Luz; Campbell, Ian; Futrell, Michelle; Donaldson, David; Ricks, Glenda

Subject: Investigations Referral 1021 - File 42483 - Entity 7075034

Good afternoon,

Ms. Mahalingam, can you please open a case for Alfredo Fong. His 90-day deadline is 09/01/2022. Please see the Application Routing Slip in Onbase for all Supporting Documents.

Thank you!



Randall Kitchens, Operations Analyst II

<u>Division of Pari-Mutuel Wagering</u> — Office of Operations Florida Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, Florida 32399-1037 Phone: (850) 488-3211 ~ Fax: (850) 410.5350

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering
Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-029108 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Maxx Hunter Bennett's ("Applicant") application for a Pari-Mutuel Wagering Individual Occupational License. Applicant applied for a Pari-Mutuel Wagering Individual Occupational License on May 27, 2022, and applied for waivers 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 May 27, 2022, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Pari-Mutuel Wagering Individual Occupational License. Upon review of the completed application, it appears that Applicant was convicted of several felony crimes in the state of Florida. Specifically, Applicant was convicted of the following:

- Possession of Marijuana Over 20 grams;
- Tampering with Physical Evidence;
- Possession of Synthetic Cannabinoid;
- Child Abuse.

Applicant applied for a waiver of the felony convictions and a waiver interview was subsequently scheduled. On July 1, 2022, Applicant attended the waiver interview with the Division and a report was drafted of that interview which was submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On August 15, 2022, the Executive Director declined to waive the felony conviction.

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 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: Because the Applicant's disqualifying criminal convictions were not waived, the Florida Gaming Control Commission may deny Applicant 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.

Opportment of Business & Arrofessional Regulation

State of Florida Department of Business and Professional Regulation Chronology Report

Case #:

2022029108

Incident date: 05/27/2022

Status: 106 - Sent to Directors office

Lic Type:

1012

Disposition:

Case Type: Complaint

Responsible: jdillmore - DILLMORE, JOE

Complainant: I

DIVISION OF PARI-MUTUEL WAGERING

WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent:

BENNETT, MAXX HUNTER

5824 16TH ST., ZEPHYRHILLS, FL 33542

Summary:

90-DAY DEADLINE: September 29, 2022 ------ / ----- . 07/01/2022 - Waiver Interview conducted

--- / --- . 320-Tampa Bay Downs, Inc.

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	06/15/2022	Α	10	15	Assigned to Investigator	rsamson	BENNETT, MAXX HUNTER
	06/15/2022	Α	10	215	Other	rsamson	BENNETT, MAXX HUNTER
	08/02/2022	Α	79	70	Sent to Director for Review	ddonaldson	BENNETT, MAXX HUNTER
	07/18/2022	Α	10	215	Other	dwashingto	BENNETT, MAXX HUNTER
	07/13/2022	Α	10	215	Other	rsamson	BENNETT, MAXX HUNTER
	07/12/2022	Α	10	215	Other	rsamson	BENNETT, MAXX HUNTER

93



State of Florida Department of Business and Professional Regulation Chronology Report

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	07/01/2022	Α	79	430	In Person	rsamson	BENNETT, MAXX HUNTER
	06/27/2022	Α	79	435	Telephone	rsamson	BENNETT, MAXX HUNTER
	06/22/2022	Α	10	215	Other	rsamson	BENNETT, MAXX HUNTER
	06/15/2022	Α	79	440	Incoming Correspondence	rmahalinga	BENNETT, MAXX HUNTER
	06/16/2022	Α	10	215	Other	rsamson	BENNETT, MAXX HUNTER
	06/17/2022	Α	79	200	Case File Review	rsamson	BENNETT, MAXX HUNTER
	06/17/2022	Α	79	435	Telephone	rsamson	BENNETT, MAXX HUNTER
	06/20/2022	Α	79	435	Telephone	rsamson	BENNETT, MAXX HUNTER
	08/02/2022	R		ddonaldson	DONALDSON, DAVID	lmuniz	
	06/15/2022	R		rsamson	SAMSON, RANDA	rmahalinga	
	08/03/2022	R		jdillmore	DILLMORE, JOE	ddonaldson	
	08/01/2022	S	1012	90	Closed	lmuniz	
	08/03/2022	S	1012	106	Sent to Directors office	ddonaldson	
	08/02/2022	S	1012	104	Sent to Licensing Section	Imuniz	
	06/15/2022	S	1012	20	Under Investigation	rmahalinga	

 August 03, 2022 08:51
 nfa5 - Chronology Report
 Page 2 of 3



State of Florida

Department of Business and Professional Regulation Chronology Report

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	06/15/2022	S	1012	10	Initial Review	rmahalinga	
Allegation:	Code	Description	n				
	WAVR	Waiver of	Crim. Conv.	or Other Offenses		_	

								FA	Q Help	Sign C
VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enfo	rcement	Report
,	lass Status (Jpdate	cording License Public Case In	fo	Delete Com	plaint	Mass Activity U			iscipline
			tuel Wagering					1	Logged in	as; Imun
VR Home >	Complaint	Search >	Maintain Con	nplaint						
	1012 - Card Occupation		mployee		Status	104 Ser Licensia Section	ng	Statu	s Date 08	/02/2022
omplaint #	202202910	8 C	ase Type CMP	- plaint	Disposition		Dis	positio	n Date	
Docket#				NETT, X R	esponsible	ddonald DONAL DAVID				ivate ise
Complaint	Respon	dent	Complainant	Addt'l Inf	fo					
Source	LIC - Licer	nsee	Security Le	evel 1			Parties		Activiti	es
Form	WALK - W	alk-in	Pric	rity		✓	Allegations		Discipl	ne
Class'n	IIIB - Waiv	ers	Comple	xity R - R	egular		Violations		Complia	nce
Security	STND - Sta	andard	Incid	ent 05/27	/2022		Related		Disposit	tion
Region	CR - Centr Region	al	Recei	/ed 06/14	/2022		Inspection		Diopoon	
Reference							Costs			
Entered	06/15/2022	2	Entered	By rmah	alinga		me Tracking	Г	A	
	07/	01/2022	E: September 2 - Waiver Intervay Downs, Inc.	iew cond	/ lucted		ttachments		Auto Ass Histor	
	08/02/2022			By lmun i	iz		Nork Notes		Print Rep	port
		Change	Sa	ave	0	K	Cancel		Bac	ık.

▲ Get Adobe Reader.



ROUTING SLIP REQUEST FOR WAIVER

(APPLICANT'S NA	XX HUNTER - 13211784 AME - LICENSE #)	Case No: <u>2022 02 9108</u>	
Occupation Code and Job Ti		320 - Tampa Bay Downs Facility (d/b/a name)	
90-DAY RES	PONSE DEADLINE:	SEPTEMBER 29, 2022	_
Investigations Sect	ion: Reviewed by Steve Kogan	S.Kogan 8/1/2022 (Initial & Date)	
The attached "Request forwarded to the Licens	for Waiver" file has been reviewed f sing Section.	for completeness and accuracy, and has beer	1
Licensing Section:	Reviewed by: D. Donaldson 8/3/22 (Initial & Date)	G. Ricks 8/4/22 SL (Initial & Date)	
Is the applicant current or racing jurisdiction?	ly under suspension, has unpaid fin	es, or has been refused a license by any gam	ıin
[]Yes or [X]No	If yes, in what jurisdiction?		
Executive Director:	LT %/15/22 (Initial & Date)		
[] Prepare Waiver or	[✓] Prepare File for Commission I	Review	
Comments:			_
Investigative Finding	g <u>s</u> :		-
October 28, 2014	and Tampering with Physical E	Office, FL – Possession of Cannabis vidence (Destroy) – Felonies – Pled on May 14, 2015 – 30 days in County	
April 24, 2015	Felony - Pled Guilty - Convicte probation, \$996.28 in fines and	FL - Possession of Marijuana 3F - ed on October 2, 2015 - 18 months' court costs - On 12/21/2015 violated probation revoked and he was days credited time serve).	
September 28, 2015	Polk County Sheriff's Office, F Guilty - Convicted on January 2	FL - Child Abuse - Felony - Pled 8, 2016 - 5 years' probation.	

^{*}Please attach Routing Slip to front of case file

ROUTING SLIP REQUEST FOR WAIVER

RE: BENNETT, MAXX HUNTER - 13211784 Case No: 2022 02 9108 (APPLICANT'S NAME - LICENSE #)

90-DAY DEADLINE

(DATE)

Investigations Section: Reviewed by Steve Kogan

(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:

Miriam Ach **Application Processor**

Reviewed by <u>David Donaldson</u>

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes

Investigative Findings:

October 28, 2014

Hillsborough County Sheriff's Office, FL - Possession of Cannabis and Tampering with Physical Evidence (Destroy) - Felonies - Pled Guilty - Adjudication Withheld on May 14, 2015 - 30 days in County

April 24, 2015

Pasco County Sheriff's Office, FL - Possession of Marijuana 3F -Felony - Pled Guilty - Convicted on October 2, 2015 - 18 months' probation, \$996.28 in fines and court costs - On 12/21/2015 violated the terms of his probation - probation revoked and he was sentenced to 9 months in jail (62 days credited time serve).

September 28, 2015

Polk County Sheriff's Office, FL - Child Abuse - Felony - Pled Guilty - Convicted on January 28, 2016 - 5 years' probation.

Cardroom Dealer

*Please attach Routing Slip to front of case file

lem



Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL		e of Complaint: JNE 14, 2022	Case Number: 2022 02 9108		
Respondent:			plainant:			
BENNETT, MAXX 5824 16 TH ST. ZEPHYRHILLS, F		Divi Offi 140	Florida Gaming Control Commission Division Of Pari-Mutuel Wagering Office of Investigations 1400 W. Commercial Blvd. Suite 165 Ft. Lauderdale, FL 33309			
	# / Type: 784 / 1012		Profession: KER DEALER	Report Date:		
	Period of Investigation 11, 2022 – JULY 18,	1:	NER DEALER	JULY 18, 2022 Type of Report: FINAL		
Basis of Investigate State of Florida Para 2022. On May 27, 2022, "Poker Dealer" at Tever been convicted criminal charges agand Tampering with Marijuana in Pasco On June 6, 2022, Florida arrest -12/2 On June 12, 2022, for Driving While Lever State of Florida Para 12, 2022, for Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Driving While Dri	ation: This investigation ari-Mutuel Occupation BENNETT applied for Tampa Bay Downs. Or ad of or had adjudication gainst you?" BENNET the Evidence in Hillsbord County, Florida, and PMW Licensing sent B22/2015 on his applica	on is predica al License A a PMW Car h his applica on withheld f T disclosed ough County a 2016 felor BENNETT de	droom Employee Occurrence of the control of the con			
Related Case: Investigations Spec	cialist II / Date		Approved by Inves	stigator Supervisor / Date		
/s/ Randa Samson / J	Janson		Isl Peul	ton / July 28, 2022		
Chief of Investigation	ons / Date			•		
151 Store 2	Soja					
Steven E. Kogan /	August 1, 2022					

FLORIDA GAMING CONTROL COMMISSION HTTPS://FGCC.FL.GOV/

CASE NUMBER: 2022 02 9108

CONTINUATION

CRIMINAL HISTORY

			Arrest 1			
Da	ate of Arrest: 10/28/2014	Arresting Agency Hillsborough Cour	y: nty Sheriff's Office,	FL	i i	-
			OFFENSE			
	7		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1	Possession of 0	Cannabis	Felony	Guilty	Adj Witheld	5/14/2015
2	Tampering with (Destroy)	Physical Evidence	Felony	Guilty	Adj Witheld	5/14/2015
3						
4						

	SENTENCE	
30 day County Jail		
Additional Information:		

			Arrest 2			
Da	ate of Arrest: 4/24/2015	Arresting Age Pasco County				
			OFFENSE			
			CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1	Possession of	Marijuana 3F	Felony	Guilty	Guilty	10/02/2015
2						
3						
4						

SENTENCE	
18 months' probation, \$996.28 in fines and court cost.	

Additional Information: On 12/21/2015 Bennett violated the terms of his probation, probation revoked and he was sentenced to 9 months in jail (62 days credited time serve).

CASE NUMBER: 2022 02 9108

CONTINUATION

		Arrest 3			
Date of Arrest:	Arresting				
9/28/2015	Polk Count	y Sheriff's Office			
		OFFENSE			
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1 Child Abuse		Felony	Guilty	Convicted	1/28/2016
2					
3					
4					
		CENTENCE			
5 years' probati	n .	SENTENCE			
years probact	211				
		was initially charged w nse of Child Abuse liste		Lascivious E	Battery,
		nse of Child Abuse liste		Lascivious E	Battery,
charge charged		nse of Child Abuse liste Arrest 4		Lascivious E	Sattery,
charge charged	to a lesser offe	Arrest 4 Agency:		Lascivious E	Sattery,
charge charged	to a lesser offe	nse of Child Abuse liste Arrest 4		Lascivious E	CONVICTION
charge charged	to a lesser offe	Arrest 4 Agency: OFFENSE	d above.		
Charge charged Date of Arrest:	to a lesser offe	Arrest 4 Agency: OFFENSE	d above.		CONVICTION
Date of Arrest:	to a lesser offe	Arrest 4 Agency: OFFENSE	d above.		CONVICTION
Date of Arrest:	to a lesser offe	Arrest 4 Agency: OFFENSE	d above.		CONVICTION
	to a lesser offe	Arrest 4 Agency: OFFENSE	d above.		CONVICTION
Date of Arrest:	to a lesser offe	Arrest 4 Agency: OFFENSE	d above.		CONVICTION
Date of Arrest:	to a lesser offe	Arrest 4 Agency: OFFENSE CLASSIFICATION	d above.		CONVICTION

CASE NUMBER: 2022 02 9108

CONTINUATION

ADDITIO	NAL L	ICEN	SES
----------------	-------	-------------	-----

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		Х
Does the Applicant possess an Occupational License from other jurisdictions?		Х

1. License Type:					
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:		
		1.		YES	NO
Has License ever	r been suspended or	r revoked?			
Was any derogat	ory information rece	ived?			
Additional Comm	ents:				*//

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdic	ency or Jurisdiction:	
				YES	NO
Has License ever	been suspended or	revoked?			
	ory information rece				
Additional Comm					

Date Licensed:	Expiration Dated:	piration Dated: License #: Agency or Juris		tion:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogate	ory information recei	ved?			
Additional Comm	ents:				

Date Licensed:	Expiration Dated:	d: License #: Agency or Jur		iction:	
				YES	NO
Has License ever	r been suspended or	revoked?			
	ory information recei				
Additional Comm	ents:				

CASE NUMBER: 2022 02 9108

CONTINUATION

WAIVER INTERVIEW

		YES	NC
Was a Waiver Interview Conducted?			
Date of Interview: July 1, 2022	Location of Ir		
		YES	NC
Was the applicant cooperative?		X	
Additional Comments:		*	

SUMMARY OF INTERVIEW:

During BENNETT's interview, he explained that his 2015 conviction for child abuse was the result of him meeting a girl on Facebook, and she lied and told him she was 17, but she was 15 years old. BENNETT said he proved she lied, so he was charged with the lesser charge of child abuse. BENNETT said he now lives in Zephyrhills, Florida, with his girlfriend and five-year-old son. BENNETT also stated he has not been in trouble since 2016, no longer uses marijuana due to having a CDL license, and drives semi-trucks. BENNETT said he is looking to better his life for his son.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **BENNETT**.

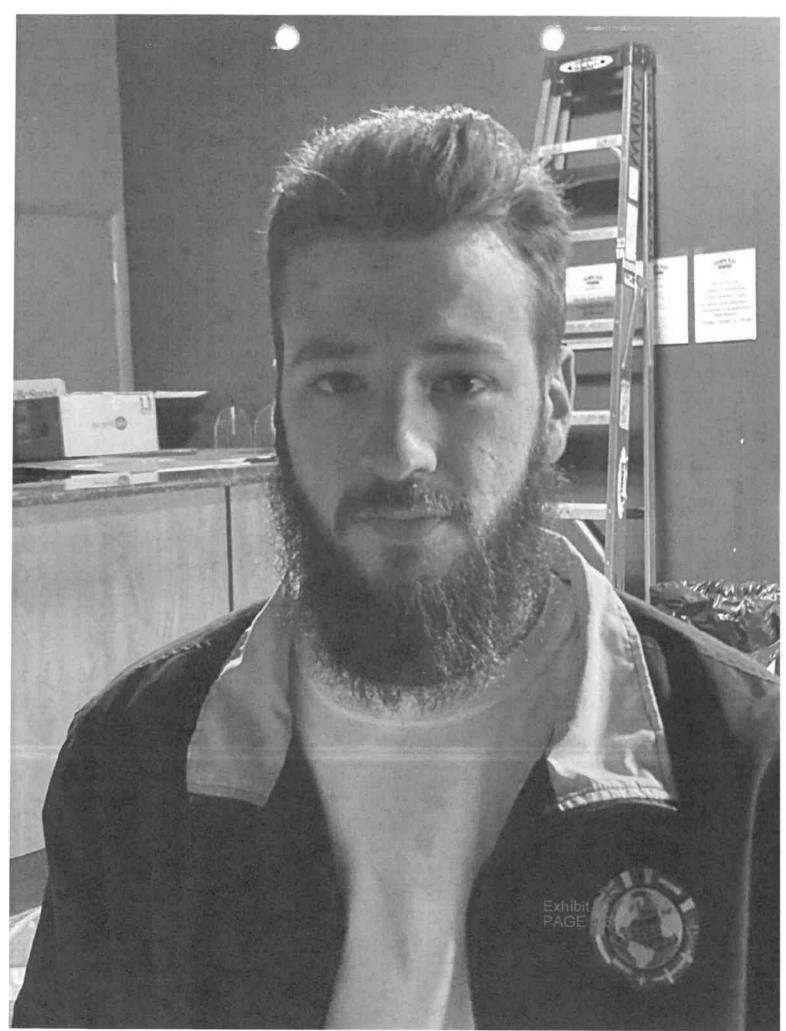
Case Status: Investigations case closed and case forwarded to Licensing.

CASE NUMBER: 2022 02 9108

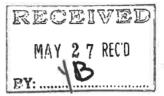
CONTINUATION

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DBPR PMW-3180 - Request for Waiver





STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

www.myfloridalicense.com

TO: Maux Bennett		5.
Full Legal Name of Applicant	Date of Birth	Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For	<u>Pari-M</u>	<u>utuel</u>	and	Caro	<u>Iroom</u>	<u>Appli</u>	cants:

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, Ested 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 application was withheld.

For Cardroom Applicants Only:

A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. 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.
- You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Signature of Applicant Date

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.

DBPR PMW-3180, Effective 9-11-11, Rule 61D-5.001, F.A.C.

Page 1 of 1 EXHIBIT #1 PAGE 2/6

1.1

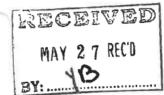


Department of Business and Professional Regulation **Division of Parl-Mutuel Wagering** DBPR PMW-3120 - Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not

marked optional. Ennt clearly in bit		RAPHIC INFORM	IATION	Cran Con-	se Only."
Social Security Number	Birth Date	JMM/DD/YYYY)			
				Male Q F	emale
Lest Name Beagett	Muxx	,	Hunter	Sı	rffix
Have you used, been known as, or call the name used on the application?	BU DA WUCHINN INKL	a (axau bié — lusic	len name, pseudon	ym, nickname)	or alias other than
If yes, list the name or names used:					
Raca/Ethnicity (optional) Black or African American White or Caucastan	☐ Asian or F	Pacific Islander Latino	D Na	tive American o	r Alaskan Native
Current Melling Address 5824 16 th St		Email Address	(ontional)	ď"D	
Zephyrhills.	State Zip	Code (+4 optional)	Country, if ot	her than USA	PO P
Primary Phone Number		Secondary/	Cell Phone Number		~ <u>□</u>
Current Street Address	164 8	1		WAGER	:Z = = = = = = = = = = = = = = = = = = =
City Zephyrhin	State Zip	7 Code (+4 optional) 3542	Country, if oti		
Type of Occupational License applying	or:	,	Facility where em	_	
Cardroom Employee			Tampu	Bay	Lowing
oodapouoit.					
Does your position require access to the	Cardroom?		Is this your first tin license in Florida?	ne applying for	
Are you a Supervisor, Manager, or Shan	aholder of a busine	ess with a pairl-mut	uel permit?		Yes A No
		14			
Do you own or lease animals intended Stable Name, Kennel Name, or B		la? A No	☐ Yes, comp	lete the followin	ig:
Trainer Name (horse or greyhoun	-				
				· , in.	
TO BE COMPLETED BY DO	CTORS, VETER			ICS, AND EM	TS ONLY
professional license):	py of Florida	Florida Licer	ise Number		160
1012	ENT FOR D	VISION USE ONL	Y /20	2.1	10-12
License Code 1012 Lic	ense #_ / 34	11784	File # /38	App#_	68958
Association Code 320 Da			Entered By	License	Year 2025
License Fee PIOU FP Date	2/1208	2 FP Fee Elec	TROUIC TO	otal Fee	<u>> / 00 00</u>
Off Temp Waiver Re	quested	ARCI /	Enforcement		Minor
DBPR PMW-3120, Effective September 2020	, Rule 61D-5.001, F.	A.C.	(1222)	1	Page 2 of 3
Olerpay	1	37,25	(0501)	OPEN	EXHIBIT #1
Over ba	19561/4	1-7-	,		PAGE 3/6

1036



MB 5/27

					EN:	A
	BACK	GROUND INFO	RMATION (A	ATTACH ADDITIONAL P	AGES AS NECESS	ARY)
Yes	Have you ev	er been convicted	of, or had adju	dication withheld for, a felony reports to a government age	or misdemeanor invo	iving forgery, larceny,
XNO	authority, in t	his state or any of	her state, or un	der the laws of the United SI	ates?	
O No	criminal char	ges against you?	lf yes, the court	lication withheld for any crim disposition records for all co chart provided below.	e, or pled guilty or noto nvictions must be sub	contendere to any mitted with this
	TE OF DSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
-	28/2014	Hillsburough	FL	Poss. of Connabi	1 010119	30 days
	8/2014	Ailsburough	FL	Tumpering evidence	7 010107	(1 11
	12015	Pasco	FL	Poss of Marijuma	Felony	280 days
	12016	POIL	FL	Child abuse	1= lune	2 Zu days
☐ Yes 区(利)	.HSt the state(s	a) or jurisdiction(s)	of licensure rev	revoked or denied in this or vocation or denial and explai	any other state/or cour n why.	4
D Yes	If yes, you m	ust list the state(s	or jurisdiction(ently suspended or subject to s) of licensure and give deta	o other discipline, such ils the offense and disc	n as an unpald fine? Spline.
If you ans	wered yes to	any of the questio	ns above, provi	de details here:	£1	2 N
*						722
		-0151			9	30 5 70
Add to the late	recition to be a second					S . O
	7 19 14	PI	LEASE READ	AND SIGN BELOW	1 1 4 - 1 1 1 1	
Statute. In	this instance,	disclosure of Soc	cial Security nur	ecurity numbers is voluntar	nt to Title 42, United Si	required by Federal

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 Cotal, 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 1998 (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 Parl-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 noic contendere to any disqualifying offense, regardless of adjudication.

Signature of Applicant

5/29/2022 Date

DBPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

Page 3 of 3

Entity# 13211784

RULE TOE

	EXCEPTION OF					WILL JUNIA P	415.50
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and the	(ilgnature of	Applicant				12/22	I.

DEPR PMW-3120, Effective September 2020, Rule 61D-6.001, FA.C.

Page 3 of 3

EXHIBIT #1 PAGE 5/6

FAO I Help I 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: rmahalinga

VR Home > License Search > License Home

License			Licensee
Fed Tax#	Lic Type Employee (Iroom Occupational Expires On	History Notes
File # 13821	Name BENNETT, HUNTER	MAXX Extended To	Notes History
License # Entity # 132117	Rank 84 Lic Status Applicant	Renewed On	Back
Address Street # 5824 Line 2 Line 3	Street 16TH ST.		
City ZEPHYI		Zip 33542	
	Routing		
Other			
1st License Date	Rank Date	Certificate #	
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No items found.		4	
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EXHIBIT #1 PAGE 6/6

VR Home > Complaint Search > Maintain Complaint > License Home License Licensee 1012 - Cardroom History Fed Tax# Lic Type Employee Expires On Notes Occupational Name BENNETT, MAXX HUNTER **Notes History** File # 13821 Extended To Back License # Rank Renewed On Entity # 13211784 Lic Status Applicant Address *New applicant: Street # 5824 Street 16TH ST. -No previous license. Line 2 -No temp issued. Line 3 City ZEPHYRHILLS State FL Zip 33542 *No ARCI rulings. Routing *CCIS findings. Other *No additional 1st License Date Rank Date Certificate # enforcement cases. Method --Status Date Certificate Date Fee Exempt No Birth Date Renewal Sent Select Action Modifiers Type Modifier **Effective Date** Additional Info No items found. Alt Keys

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Department of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - PMW Occupational License

RE: E	SENNETT, MAX	E# 13211784	C	Case No: 2022 02 9108			
(APPLICANT'S N	AME LICENSE	#)				
		PPLICATION	ICATION RECEIVED:		5/27/2022 6/14/2022		
		TE APPLICA					
	PUR DIFFERENCE	DEADLIN		State of the last	9/12/20	22	
Miriam A	Achens	320 - Tamp	a Bay Downs			ealer / 1012	
	tion Processor	Facility (d/b				n/Job Title	
racing authority; unde license if the applicar an offense in any oth conspiracy to smuggi	er suspension or has unp nt for such license has bo er state which would be	paid fines in another juri sen convicted in this sta a felony under the laws sale, or distribution of a	of any person who has be sdiction. The division may te, in any other state, or u of this state involving arsi controlled substance; ani o parl-mutuel wagering.	deny, suspend, inder the laws of on: trafficking in.	revoke, or decla the United State conspiracy to tr	ere ineligible any es of a capital fel affic in, smugglin	occupational ony, a felony, or o importing
		Licen	sing Administi	rator Rev	iew		
Did the english			Convictio				
	cation accurate 4Count(s)	ly reflect the C	riminal History R	ecord? [Yes	⊠No	Aborrasi
		Related/Gamb	oling Related/Boo	okmaking			
Animal C	Cruelty						
		on, Conspiracy	to Defraud (Car	droom Pro	fessions (Only)	TA VITY VIDENAMARINA BARINARIA
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Date						20701	Disposition
10/28/2014	Hillsborough Co., FL	Possession of Case [14-CF-0	Marihuana Over 15742-Al	20 Grams		F3	Adj Whh
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04/25/2015	Co., FL Pasco Co.,	Case [14-CF-0* Actual Constru	l5742-A] ɪctive Poss Synth	etic Canna	hinoid -	F3	Guilty/Convicted
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	ual applicant rel	ated to a busin			If yes, co	omplete se	ctions below.
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Page 1 of 1. 0 total mat	tches.				
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Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off















ARREST 1 10/28/2014

EXHIBIT #2 PAGE 1-47

Winter2301\$\$IN THE CIRCUIT/COUNTY COURT OF THE THIRTEENTH JUDICIAL CIRCUIT, IN AND FOR HILLSBOROUGH COUNTY, FLORIDA

CLERK'S CERTIFICATE OF DISPOSITION

DEFENDANT'S NAME: DATE OF BIRTH: DRIVER'S LICENSE #:



CASE #: DIVISION: JUDGE; 14-CF-015742-A

C

SAMANTHA L WARD

COURT DISPOSITION

OFFENSE DATE	ARREST DATE	COUNT	CHARGE	GOC	PLEA	DISPOSITION DATE	FINDING
10/28/2014	10/28/2014	1	893136A-DRUG2102 (FT) POSSESSION OF CANNABIS		GUILTY BEST INTEREST PLEA	05/14/2015	NT - ADJUDICATION WITHHELD
10/28/2014	10/28/2014	2	918131A-TAMP4000 (FT) TAMPERING WITH PHYSICAL EVIDENCE (DESTROY)		GUILTY BEST INTEREST PLEA	05/14/2015	NT - ADJUDICATION WITHHELD

SENTENCE/COMMENTS:

STATUTORY/OTHER DISPOSITION

Admitted Civil Infraction by payment of civil penalty (Florida Statute/County Ordinance/Municipal Ordinance
Criminal Report Affidavit or the charging document is no longer available in accordance with the retention requirements as set forth in Florida Rules of Judicial
Administration 2.430

This is to certify that the information listed above is true and correct.

Witness my hand and official seal on this the 23rd day of May, 2022.

CINDY STUART

CLERK OF THE CIRCUIT COURT

By:

Paula Alves, Deputy Clerk

14-CF-015742-A, 5/23/2022 2:28 PM

ESIG CF-Certificate of Disposition Revised (02/19/2021)
Filed 5/23/2022 2:28:43 PM Hillsborough County Clerk of the Circuit Court

EXHIBIT #2 PAGE 2-47

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT EN LA CORTE DEL CIRCUITO DEL DECIMOTERCER CIRCUITO JUDICIAL HILLSBOROUGH COUNTY, FLORIDA

ESTADO DE FLORIDA, EN Y PARA EL CONDADO DE HILLSBOROUGH CRIMINAL JUSTICE DIVISION DIVISIÓN DE JUSTICIA PENAL

STATE OF FL ESTADO DE I		CASE NO: 14(FO) NO. DE CASO:	157-42A
	UNIFORM PLEA, ACKNOWLEDGMENT AND	DIVISION: <u>C</u> DIVISIÓN: DIVISIÓN:	FILED MAY 1 4 2015
FORMUL	ARIO UNIFORME DE DECLARACIÓN, RECONO	DCIMIENTO Y RENUNCE	NEOF CHRONE CO
	RGE(S) MANDATORY MINIMUM GO(S) PENA MÍNIMA OBLIGATORIA	MAXIMUM PENAI PENA MÁXIMA	LTY
Pos	session of Cannabis		5 yrs Fop
_ Ta-	session of Cannabis upering with Physical o	Endra	5 yrs. F8P
For sections 1 a	and 2, check either "a" or "b." Para la sección 1 y 2, ma	rque "a" o "b."	
1(a)	I am pleading guilty, and acknowledge (my guilt)(I f Me declaro culpable y reconozco (mi culpabilidad) (j	•	•
OR / O	withhold of Ad	judication	
1(b)	I am pleading nolo contendere, and acknowledge I fe Me declaro no me opongo, y reconozco que es lo que	-	SO.
☐ 2(a)	I am pleading open to the Court and understand there and the Court can sentence me within its discretion. Me declaro abiertamente ante el juez y entiendo que sentencia que voy a recibir y que el juez puede senter.	no existe ningún acuerdo relac	
OR/O			
2(b)	I am pleading pursuant to a plea agreement and the to Me declaro conforme a un acuerdo de declaración y		
FSP_ Prisión Estatal	Psychological evaluation and treatment if no de Florida Evaluación psicológica y tratamiento (de se	er necesario)	
County Jail Cárcel del Con	dado Probatoria	Specified Residency 30 Residencia Especificada CKL+ for	days with

Page 1 of 4

Community Control		
Reclusión Domiciliaria		
Community Control II		
Reclusión domiciliaria II		
Restitution to:	in the amount of:	to be paid monthly @
Restitución a: por la cantidad		
Drug/Alcohol Evaluation (within 30 da Evaluación de Alcohol/ Drogas (dentro	ys) and treatment if neces de 30 días) y tratamiento	sary (counseling/urine screens)o de ser necesario (con un consejero/ exámenes de orina)
Community Service	Di	river's License Revocation
Servicio Comunitario		evocación de Licencia de Conducir
at hours per month		ED
a horas por mes	Gl	ED
Other		
Otros		

3. I understand if probation or community control is part of the plea agreement the court may impose any special conditions it believes it should but such special conditions will be orally pronounced by the Court at the time of sentencing. I understand the court may require me to pay up to \$1 per month to "First Step of Hillsborough, Inc." as a special condition of probation or community control pursuant to section 948.039, Florida Statutes.

Entiendo que si la probatoria o la reclusión domiciliaria forman parte del acuerdo declaratorio, la corte podría imponer cualesquiera condiciones especiales que crea deba imponer, pero dichas condiciones especiales se pronunciarán oralmente por el juez en el momento de la sentencia. Entiendo que la corte me requerirá pagar hasta \$ 1 por mes para "First Step of Hillsborough, Inc." como una condición especial de probatoria o reclusión domiciliaria de acuerdo a la sección 948.039, Estatutos de la Florida.

- 4. I understand I have a right to plead not guilty and the right to be tried by a jury to determine whether I am guilty or not guilty. I understand I have the right to be represented by an attorney at the trial and if I cannot afford one, the Court will appoint an attorney to represent me. I understand I have the right to compel the attendance of witnesses on my behalf, the right to confront and cross examine all witnesses testifying against me, and the right to remain silent. I understand if I plead guilty or nolo contendere, there will be no trial and I waive all the rights that go along with a trial.
 - Entiendo que tengo el derecho de declararme no culpable y el derecho de ser juzgado por un jurado que decidiría si soy culpable o no. Entiendo que tengo el derecho de ser representado por un abogado para el juicio y que si no tengo los medios para contratar a uno, la corte nombrará un abogado para que me represente. Entiendo que tengo el derecho de obligar la comparecencia de testigos para que declaren a mi favor, el derecho de repreguntar a todos los testigos de cargo y el derecho de permanecer en silencio. Entiendo que si me declaro culpable o no me opongo, no habrá juicio y renuncio a todos los derechos propios de un juicio.
- 5. I understand I have the RIGHT TO APPEAL the judgment and sentence of the Court within thirty (30) days from the date of sentence. I understand if I wish to take an appeal and cannot afford an attorney to help me in my appeal, the Court will appoint an attorney to represent me for that purpose. I understand if I plead guilty or nolo contendere without reserving the right to appeal, I am waiving my rights to appeal all matters relating to the judgment including the issue of my guilt or innocence. I admit there is a factual basis for the charge(s) to which I am entering a plea.
 Entiendo que tengo EL DERECHO APELAR el fallo y condena/ sentencia

de la corte dentro del término de treinta (30) días a partir de la fecha de la sentencia. Entiendo que si deseo apelar y no tengo los medios para contratar a un abogado para que me ayude en mi apelación, la corte nombrará a un abogado para que me represente con ese propósito. Entiendo que si me declaro culpable o no me opongo sin reservar mi derecho de apelar, estaré renunciando a mi derecho de apelar todos los asuntos propios de la sentencia, incluso lo relativo a mi culpabilidad o inocencia. Admito que hay fundamento para el (los) cargo (s) al (a los) cual (es) me estoy declarando.

I understand there are facts the State could use to prove the charge(s) against me.

EXHIBIT #2 PAGE 4-47 Entiendo que existen hechos que el Estado podría usar para probar el o los cargos en mi contra.

- 7. I understand if I plead guilty or nolo contendere the judge may ask me questions about the charge(s) to which I have just pled and if I am untruthful, my answer(s) may later be used against me in a prosecution for perjury. Entiendo que si me declaro culpable o no me opongo, el juez podría hacerme preguntas respecto al cargo al cual me acabo de declarar y que si falto a la verdad, mis respuestas podrían ser usadas en mi contra en un proceso por perjurio.
- 8. I understand if I plead guilty or nolo contendere and am not a United States citizen, my plea may cause immigration problems, including DEPORTATION, exclusion and problems for adjustment of immigration status pursuant to the laws and regulations governing the United States Naturalization and Immigration Service. Entiendo que si no soy ciudadano (a) de los Estados Unidos y me declaro culpable o no me opongo, esto podría ocasionarme problemas con inmigración, incluyendo DEPORTACIÓN, exclusión o problemas en mi modificación de estado migratorio, conforme a las leyes y reglamentos que gobiernan al Servicio de Naturalización e Inmigración de los Estados Unidos.
- 9. I understand this plea could result in my driver's license being suspended or revoked if the charge(s) to which I am pleading is one where automatic, mandatory suspension or revocation is required by law.
 Entiendo que esta declaración podría resultar en la suspensión o revocación de mi licencia de conducir si el cargo al cual me estoy declarando es un delito donde se requiere la suspensión o revocación automática obligatoria por la ley.
- I understand if I plead guilty or nolo contendere to a sexually violent offense or a sexually motivated offense, or if I have been previously convicted of such an offense, the plea may subject me to involuntary civil commitment as a sexually violent predator upon completion of any prison sentence or jail sentence on this or any other case. Entiendo que si me declaro culpable o no me opongo a un delito sexual con violencia, o a un delito motivado sexualmente, o si previamente he sido condenado por dicho delito, esta declaración me sujetaría a un confinamiento involuntario civil como un depredador sexual violento una vez que haya concluido cualquier sentencia de prisión o cárcel en este o cualquier otro caso.
- 11. I understand if I plead guilty or nolo contendere to a qualifying sexual offense, or if I have been previously convicted of such an offense or if I have been designated a sexual predator, I will be subject to mandatory electronic monitoring pursuant to section 948.30(3), Florida Statutes.

 Entiendo que si me declaro culpable o no me opongo a un delito de categoría sexual, o si he sido condenado previamente por dicho delito, o se me ha catalagodo como depredador sexual, estaré sujeto a un control electrónico obligatorio conforme a la sección 948.30 (3), de los Estatutos de la Florida.
- 12. I understand my pleading guilty or nolo contendere will result in the Court imposing MANDATORY statutory costs. I also understand my plea may result in the Court imposing certain other costs and attorney's fees and I do not object to the imposition or amount of such costs and fees and I waive my right to a hearing on the imposition and amount of such costs and fees. I have had an opportunity to review the Uniform Order Assessing Costs, Fines & Surcharges with my attorney. I understand if I fail to pay the imposed costs and fees my driver's license may be suspended.

 Entiendo que si me declaro culpable o no me opongo traerá como resultado que el juez imponga las costas OBLIGATORIAS de ley. Asimismo, entiendo que mi declaración podría hacer que el juez imponga ciertos costos y honorarios del abogado. No me opongo a la imposición o la cantidad de costos y honorarios y
 - renuncio a mi derecho a una audiencia respecto a la imposición y la cantidad de costos y honorarios. He tenido la oportunidad de revisar con mi abogado, la Orden Uniforme de Imposición de Costas, Multas y sobrecargos. Entiendo que si no pago los costos y honorarios impuestos, mi licencia de conducir podría ser suspendida.
- I understand a conviction for an offense to which I am pleading guilty or nolo contendere may serve to enhance
 the sentence for any offense for which I may be convicted of in the future.
 Entiendo que una condena por un delito al cual me estoy declarando culpable o no me opongo podría servir para
 aumentar la sentencia por cualquier delito por el cual se me podría condenar en el futuro.
- 14. I am not under the influence of drugs, an alcoholic beverage or medication, but I am taking this medication:

No me encuentro bajo los efectos de drogas ni bebidas alcohólicas, aunque estoy tomando este medicamento:

I do not have any mental illness that would keep me from understanding this plea and its consequences.

No padezco de ninguna enfermedad mental que podría impedirme entender esta declaración y sus consecuencias.

- 16. I certify that no one has threatened or coerced me in any way in order to get me to enter this plea, and I am pleading freely and voluntarily. Other than the terms of the plea negotiation as set forth above (if applicable), no one has promised me anything upon which I have relied in order to influence me to enter this plea. Certifico que nadie me ha amenazado ni coaccionado de ninguna manera para que yo asiente esta declaración y me declaro libre y voluntariamente. Aparte del acuerdo declaratorio, como se estipula en el párrafo antes mencionado (si es aplicable), nadie me ha prometido nada en lo cual yo me he basado con el motivo de influenciarme para que yo asiente esta declaración.
- 17. I certify that I have discussed the charges with my attorney including the maximum possible and mandatory minimum (if any) penalties and possible defenses and am fully satisfied with the representation of my attorney. I understand by entering this plea there is no guarantee what gain time, if any, the Department of Corrections or any county jail may award me.
 Certifico que he revisado los cargos con mi abogado, incluso las penas máximas posibles y mínimas obligatorias (si las hubiera) y defensas posibles y estoy completamente satisfecho con la representación de mi abogado. Entiendo que al asentar esta declaración no hay garantía del tiempo ganado, de haberlo, que el Departamento de Correccion o cualquier cárcel del condado podrán conceder me.
- I have reviewed my criminal punishment code scoresheet and it is correct.
 He revisado mi hoja de puntuación y está correcta.
- I have reviewed the standard terms of supervision and I understand I must follow them as well as any special conditions the court thinks are appropriate.
 He revisado las condiciones generales de supervisión y entiendo que debo cumplirlas, así como cualesquiera otras condiciones que la corte considere apropiadas.
- 20. I understand no one, including my attorney, can accurately predict the actual time I will serve on a sentence and I may be required to serve the entire sentence.
 Entiendo que nadie, incluyendo mi abogado, puede predecir con certeza el tiempo real que cumpliré por una sentencia y que podría requerirse que cumpla la sentencia completa.
- 21. I certify that there are not any other witnesses I want my attorney to investigate or call, nor is there any other type of discovery or investigation I want my attorney to do prior to entering this plea.
 Certifico que no hay otros testigos que quiero que mi abogado investigue o llame, ni tampoco existe otro tipo de prueba o investigación que quiero que mi abogado haga antes de asentar esta declaración.
- 22. I certify that no one, including my attorney, has made any promises concerning the jail credit or prison credit I am to receive other than the fact that I am going to receive credit for every day I actually spent incarcerated on this case.
 Certifico que nadie, incluyendo mi abogado (a) me ha hecho ninguna promesa respecto al tiempo que será acreditado de la cárcel o prisión además del hecho que voy a recibir crédito por cada día que realmente pasé encarcelado en este (os) caso (s).

Maxi Beneft

Defendant / Acusado

Date / Fecha

STATEMENT OF ATTORNEY

I, as the attorney for the above Defendant, state that I have reviewed this plea form and the Uniform Order Assessing Costs, Fines & Surcharges with my client and it is my belief the Defendant fully understands their contents.

Attorney

Date

evised 07/0L/14)

Page 4 of 4

EXHIBIT #2 PAGE 6-47

The Criminal Punish	Rule 3. (a) Criminal I	Punishment Code Scor	eshe	MICH	<11
I. DATE OF SENTENCE	2. PREPARER'S NAME	3. COUNTY		ENTENCING JUDGE	0
5/14/15	Rm	Hills	.	wil	
5. NAME (LAST, FIRST, MI.L)	6. DOB	8. RACE		1	12.
Benoth, Mrs	7. DC#	9. GENDER		PRIMARY DOCKET#	PLEA
90.41		Ø _M □ _F	FILEL	1-18-18742	TRIAL
PRIMARY OFFENSE: If Qualifi	er, please checkASC _	R (A=Attempt, S=Solicitation,		(aclassification)	
FELONY F.S.# DEGREE	DESCRIPTION	- M	AY 1 4 FENS	POINTS	
3, 918	Tampery - 1 Pr	145.21 Equipme	OF CIRESU	COURT	
(Level - Points: 1=4, 2=10, 3=16, 4=22,	, 5=28, 6=36, 7=56, 8=74, 9=92, 10	=116)	Of Oillians	1.	
Prior capital felony triples Primary Offense po	pints			1. 16	
	Supplemental page attached				
DOCKET# FEL/MM DEGREE	F.S.# OFFENSE LEYEL	QUALIFY COUNTS ASCR	POINTS	TOTAL	
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DESCRIPTION	Canabis				
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	.2, 3=2.4, 4=3.6, 5=5.4, 6=18, 7=28	. 8=37. 9=46. 10=58)			
Prior capital felony triples Additional Off	_	, , , , , , , , , , , , , , , , , , , ,	Supplemen	ntal page points	
II. VICTIM INJURY:				II. <u></u>	_
	Number Total		Number	Total	
2nd Degree Murder 240 Death 120		Slight 4 x Sex Penetration 80 x			
Severe 40 Moderate 18		Sex Contact 40 x	=		
				u	
V. PRIOR RECORD: Supplement FEL/MM F.S.# OFF	al page attached ENSE QUALIFY:	DESCRIPTION	NIIMBED	POINTS TOTAL	
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/_				x =	
/	0000			X =	•
				x =	
(Level = Points: M=0.2, 1=0.5, 2=0		8=19, 9=23, 10=29)		X =	
,	,,,,,		Supplemental pa	ige points	_
			IV.		_
				1 Subtotal:)
ffective Date: For offenses committed under	the Criminal Punishment Code effective	for offenses committee on or afte	_		-1

Distribution: White/Original/Clerk Green/ DC Data Canary/ State Attorney

Pink/Defense Attorney Goldenrod/ DC Offender File

> EXHIBIT #2 PAGE 7-47

NAME (LAST, FIR	ST, MI)				DOCKET#	
					Page 1 Subtotal:	16,7
V. Legal Status v						
	ing □ Failure to app r post prison release			ration Pretrial intervention onviction	n or diversion program V.	
	anction violation before				VI.	
	-			x each successive	violation OR	
	New felony conviction	on = 12 points x	each success	sive violation if new offense re		
	before or at same ti 12 points x	each successive vio	lation for a violent	felony offender		
				n failure to pay costs, fines, or sive violation for a violent felo		
ū				e or at the same time for viola		
VII. Firearm/Semi-	Automatic or Machin	e Gun = 18 or 25 Po	oints		VII.	·
VIII. Prior Serious I						
1.	•			Sub	total Sentence Points	
IX. Enhancement	s (only if the primary	offense qualifies for	enhancement)			
Lew Enf. Protect		•	Criminal Gang Offense	Domestic Violence in the Presence of Rel	httd Child	
Law Elli. Piotaci	. Ling tramote	ar Motor Venicle I hert	Chminal Gang Orrense	(offenses committed on or after 3/12/07)		
x 1.5 x 2.0 _	x 2.5x 1.5	5 <u> </u>	x 1.5	x 1.5	x 2.0	
			E	nhanced Subtotal Sentend	ce Points IX.	
				TOTAL SENT	ENCE POINTS	16.
		S	ENTENCE CO	OMPUTATION		
points or less, see S	nts are less than or e Section 775.082(10),	Florida Statutes, to	at permissible sent determine if the cou	ence is any non-state prison urt must sentence the offende	sanction. If the total sentencer to a non-state prison sanc	e points are 22 tion.
If total sentence poir	nts are greater than 4					
4-4		minus 28 =		_ x .75 =		
	al sentence points	no and noud makes	findings pursuant t	lowest permissible pr o both Fiorida Statute 948.20	rison sentence in months	ou slass the
efendant into a treat	•		illuligs poisualit i	O DOUT FIORIDA STATUTE 946.20	rand 597.554(5), the court in	ay place trie
	The same and same	an program				
permissible sentenc		ceeds the statutory i	maximum. Such se	additional offenses as provid entences may be imposed co		
				maximum sentence In y	ears	
	×		TOTAL SENTEN	ICE IMPOSED		
,			Year	rs Months	Days	
☐ State Prison	☐ Life	•	·		·	1 1 3
County Jail	□ Tim	e Served	-		211 dans	1/11/4
☐ Community C	ontrol				20 000	
□ Probation	☐ Modified					- /
Please check if se	entenced as 🗆 Mat	oitual offender, □h	abitual violent of	fender, □ violent career c	riminal, 🛘 prison release	e reoffender,
or a 🗆 mandator	y minimum applies	5.				
☐ Mitigated Depa	arture 🖼 Plea Ba	argain 🗆 Prison	Diversion Progra	ım		
Other Reason			1			
JUDGE'S SIGNA	TURE					
Effective Date: For off	enses committed under	the Criminal Punishme	nt Code effective for	offenses committed on or after O	clober 1, 1998, and subsequent	evisions.

6-14-1-5

EXHIBIT #2 PAGE 8-47

ARREST 2 4/24/2015

1	>/	ASCO COUNTY COMPLAINT AFT AVIT	☐ PD FLO 510200 ☐ PRPD FLO 510400 ☐ PRPD FLO 510400 ☐ PRPD FLO 279000 ☐ FHP FLO 279000
	VE	OBTS HELARGER 5102101695 FELONY CO ORD SHAFT CHY REPORT OF THE CHY ALL THAT I SHAFE CAUSE	SECTOR SEC. TWP. RNG AGENCY REPORT HUMBER 15-14929 B. CIVIL INF AGENCY AUPRIT LIVENILE AGENCY AUPRIT NUMBER
	ADMINIST RATIVE	NOTICE TO APPEAR MANDATORY APPEARANCE CHECK CHECK ONLY ONE NON-JUNIOUS PAPEARANCE NON JARREST REF. REQUEST FOR CHECK ONLY ONE LOCATION OF ARREST REF.	CAPAS USUMMONS REVIEWED BY ASSISTANT STATE ATTORNEY MARRANT JUY, PICKUP X DATE LOCATION OF OFFENSE (BUSINESS NAME, ADDRESS)
	ADMIN	BROWN DR / RICY Re. ZHL. 3440 DATE OF APPREST BOOKING DATE BOOKING TIME JAM. DATE JAM. 4/24/15 2011 4-24-K 23-35	SAME
	1	SPN NUMBER 35035 FOLE NUMBER NAME (LAST, PIRST, MODUL)	DOC NUMBER FAI HAMBER Domestic Related Y
	1	RACE H-MSPANC CODE SEX DATE OF SEX PACE SEX DATE OF SEX PACE SEX DATE OF SEX PACE SE	Convicted Sexual Predator / Offender PAIR COLOR COMPLEXION BUILD
	- 1	B. BLACK C. ORIENTAL / ABIAN W SCARS, MARKS, TATTOOS, ETC.	510 160 BEN BEN FOIR THW MICHATION OF ALCOHOL HEFLUENCE ALCOHOL HE
FIGURALIA		3732 PATE Rd. ZH. FT.	ZIP PHONE RESIDENCE TYPE CODE 1. CITY 3. FLORIDA 2. COUNTY 4. OUT OF STATE 2. COUNTY 4. OUT OF STATE
2	L	SAME AS ABOVE (GITY) (STATE)	DP PHONE () - ADDRESS SOURCE OCTENDANT
		(STATE) , (STATE	() - MA
	+	JA	RACE SEX DATE OF BIRTH AGE 1. ARRESTED 2. FELOW CODE 2. AT LARGE 4. MISCHERANOR CODE
200	1	CO-DEFENDANT NAME (LAST, FIRST, MIDDLE)	RACE SEX DATE OF BIRTH AGE 1. ARRESTED 3. FELORY CDDE 2. AT LARGE 5. JUVENILE 5. JUVENILE 5. JUVENILE 6. TUVENILE
		PARENT OTHER NAME OF PARENT OR CUSTODIAN (LAST, FIRST, MIDDLE) LEGAL CUSTODIAN DORRESS (STREET, APT MUMBER)	RESIDENTIAL PHONE () -
IINENIIR		OTIFED BY: (NAME)	DATE TIME JUVENUL DISPOSITION CODE
=	-	ELEASED TO: (NAME)	1. MANDLED / PROCESSED WITKIN 2. TURNED OVER TO HRS / CVF 2. TURNED OVER TO HRS / CVF 3. INCARCERATED (COUNTY JALL) TEME
	L	GRAND THEFT FIREARM ORD.	812.014(2C5) 2399 COURT CASES
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3	1.0	POSS. OF MARILLAMA OVER 20 OND. CITATTY S. BELL R. SMAGGE & GOPENSE! M. MANUFACTURE 2. CTHER CODE. AMOUNT PRODUCES! T. TRAFFIC E. USE L. USE L. USE COLUMN TO THE CODE. AMOUNT PRODUCES!	893.13 (1A2) 3565 1502574CFAES TYPE B. BARBITURATE M. HALLUGINGEN P. PARAHERMALA / LURIDONM CODE N. MARLAMANA. P. PARAHERMALA / LURIDONM CODE N. MARLAMANA. P. PARAHERMALA / LURIDONM CODE
VERY	Ī	REQUEST FOR INVESTIGATIVE COSTS RECOVERY THE UNDERSIGNED CERT	A AMPLETAMME E. HEROIN O. OPUM / DERV S. SYNTHETIC ALL AMPLETAMME E. HEROIN O. OPUM / DERV S. SYNTHETIC ALL AMPLETAMME E. HEROIN O. OPUM / DERV S. SYNTHETIC AND SWEARS THAT HE / SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT IDAN'T COMMITTED THE FOIL OWING VIOLATION OF LAW.
7 RECK	١.	JIS# 2597 ON THE 24 12	DAY OF AREIL 20/5 AT/936 AM DP.M. (SPECIFICALLY INCLUDE FACTS CONSTITUTING CAUSE FOR ARREST.)
COST	-	A TRASTIC STEP WAS CONDUCTED ON A	RIA k and D I Cilail
STATEMENT	3	TAG THE VEHICLE WAS STONE	IN THE MIDDLE OF THE ROADWAY Blocking
ESTAT	187	AS I was grating with thin I can	SMLII THE ODOR OF MARIJUANA ENINATING
E CAUS		VEHICLE I DISCOURSE A LARGE BAG OF	WARINAWA LOCATED BEHIND THE PASSEIGER SENT
PROBABLE CAUSE	100	lying on the Drivers side Real Floor to	STILLE I BLOCK SMITH + WESSON HAPPIGUN and A compter theked Revealed the GUN
۵	U	OHS STOKE OUT OF MONTCITE THE MAR	JUANA TESTED TOSITIVE WIR FIELD PRESENTINE DATE
NÓTICE	BE	EPORE THE COURT AS REQUIRED ONCE I AM NOTIFIED, THAT I MAY BE HELD IN CONTEMPT OF COURT FORE THE COURTY COURT OR COMPLY WITH THE REQUIREMENTS FOR PAYING THE FINE AND MEET IMATURE OF DEPENDANT / JUVENILE AND PARENT OR CUSTODIAN	SE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR NO A WARRANT FOR MY ARREST SHALL BE ISSUED. IF CITED FOR A CIVIL INFRACTION, I AGREE TO APPEAR IG ANY OTHER SPECIFIED CONDITIONS AS INDICATED ON THE BACK SIDE OF THIS AFFIDAVIT.
H	6	RANDA HOLD FOR OTHER AGENCY VERTIFED BY BIGHT THANKS	DATE VICTIM NOTIFIED SOUD CHARGE 8 BOND CHARGE 8
TIME	400	ILT ONLY ULT ONLY UCOUD FOR FIRST APPEARANCE DO NOT SOND OUT - REASON:	O BOOK TYPE S. SURETY S. CERT TYPE E 2 CASH BOND E 2 CASH BOND
ADMINISTRATIVE	SET	NDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE REGOING (DOCUMENT) AND THAT THE FACT! STATED IN IT ARE TRUE, THE BEST OF MY KNOWLEDGE AND BELIEF	RETURNABLE COURT DATE RETURNABLE COURT TIME
ADIA	_	D. GREEN 2597	RELEASE TIME A.M. P.M. P
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PASCO SHERIFF'S OFFICE COMPLAINT AFFIDAVIT CONTINUATION SHEET

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Γ	DEFEN	IDANT- B	enne"	77.	MAX	ν .							AGENC	Y REPORT	× 1492	9	7
	CHARGE	DESCRIPTION		1 .,	1.70		01	F.S. DRD.	STATUTE WOLATIONS	RSBIMUN	COUNTS	NCICA		COURT CASE F			
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IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT IN AND FOR PASCO COUNTY, FLORIDA CRIMINAL DIVISION

STA	ATE OF FLORIDA,	Case Number(s):	15-2574
VS.			
 aka	Defendant.	Person ID/SPN:	635639
		A FORM	
1.	of Not Guilty and enter a plea of Guilty	No Contest an Admi	, do hereby withdraw my plea ssion to the charge(s) of
1	in the above-referenced case(s). This plea is to r	educed charge(s)	
2.	I understand that a plea of Not Guilty denies my evidence against me, and a plea of Guilty or admits my guilt. I understand that if the Court acc and I will be sentenced based upon my plea.	Admission to a violation of	f probation/community control
3.	I understand that the Judge may question me ab answer may be used against me in a perjury pro-	out the offense(s) and entry secution.	of the plea and that any false
4.	I understand that if the Court accepts my plea, I $\mathfrak g$		
	 The right to a trial by jury or, for a violation of a judge. 	f probation/community contr	ol, the right to a hearing before
	 The right to be represented by an attorney at attorney appointed if I cannot afford one. 	every stage of the proceed	ings and the right to have an
	 The right to confront and cross-examine with probation/community control. 	esses at trial or a hearing or	n a violation of
	 The right to compel the attendance of witnes probation/community control. 	ses at trial or a hearing on a	2015 SEP Pauli Clerk & violation of Co.
	e. The right not to testify or be compelled to inc		P 2
	f. The right to require the State to prove my gui violation of probation/community control, the violated my probation by the greater weight of	right to require the State to	violation of Country FLORIS Paula Signal with a prove that I have willfully sluding the isable of guilden opriate collateral attack.
	g. The right to appeal all matters related to the innocence, unless expressly reserved. I retain	udgment within 30 days, inc n my right to review by appr	cluding the isbe of guilfor opriate collateral attack
	I understand the charge(s) placed against me ar lawyer has reviewed the sentencing guidelines following to me:	nd to which I am pleading. It scoresheet with me. My la	f applicable to my case(s), my
	a. The essential elements of the charge(s) to wi	hich I am pleading.	
	 b. Any possible defenses I may have to the cha 		_
	c. The lowest permissible guidelines sentence a to which I am pleading, which is/are:	and maximum sentence provise.	vided by law for the charge(s)
	d. Any minimum-mandatory penalties provided is/are: 1 YP DL Sนรคะนราวม	by law for the charge(s) to w	hich I am pleading, which
			MP Def. Initial

EXHIBIT #2 PAGE 12-47

CICr116(A,b) Revised 12/8/14 Original:

Court file

Copies to: Defense Counsel

State Attorney's Office

Pa	ge 2 of 4 (Circuit Plea Form) Defendant: MASS SUMENT Case Number(s): 15-2574 CRAE
6.	I understand that if I am being sentenced as a () Habitual Felony Offender, () Habitual Violent Felony Offender, () Three-Time Violent Felony Offender, () Violent Career Criminal, or () Prison Releasee Reoffender, the statutory scoresheet recommendation will NOT apply to my sentence. If entitled to notice, I have received notice of the State's intention to enhance my sentence, or I hereby waive my right to such notice. I acknowledge that I have the requisite prior felony convictions to qualify for the indicated designation, that I have not been pardoned for the offense(s) connected with those convictions, and that none of those convictions have been set aside in any postconviction proceeding.
7.	I understand that the Department of Corrections is solely responsible for awarding gain time or any type of early release. I further understand that, depending on the nature of the offense(s) to which I am pleading, I may NOT be eligible for gain time credits or release programs that shorten the length of the sentence(s) imposed. I understand that any information I have received concerning gain time or early release is not a part of any plea discussion or agreement.
8.	I am entering this plea because I acknowledge my guilt or acknowledge that the plea is in my best interest. No one has pressured me or forced me to enter this plea against my will and no one has promised me anything to entice me to enter this plea; however, there has been an understanding that my sentence will consist of: 13 Mos. Orosano, ADT., Dense comprises the first plea is in my best interest.
	which () includes a minimum-mandatory term of
9.	I am not aware of any physical evidence disclosed by the State for which DNA testing may exonerate me. I am not aware of any other physical evidence containing DNA known to exist that could exonerate me.
10.	I do not require the State to tell the Judge the facts upon which the charge is based before the Judge accepts my plea and I agree that the Judge may rely upon any probable cause statement or affidavit in the court file for a factual basis to justify the acceptance of my plea.
11.	I am not presently suffering from any mental, emotional, or physical problems, which adversely affect my understanding of this plea and I am not under the influence of alcohol, drugs, or medicine at the present time except for
12.	My education consists of 11th years of school.
13.	I understand that, depending on the offense(s) to which I am pleading, this plea will subject me to deportation proceedings if I am not a United States citizen.
14.	I understand that if I have ever been convicted of or pled Guilty or No Contest to a sexually violent or sexually motivated offense, or if I am required to register as a sexual offender, or if I have ever been placed in the custody of the Department of Children and Families for evaluation as a sexual violent predator, I may be subject to a civil commitment proceeding for sexually violent predators as a result of this

- 15. If I am entering a plea to an offense for which automatic, mandatory driver's license suspension or revocation is required, regardless of whether the suspension or revocation is by the court or by a separate agency, I understand that this plea may result in the automatic, mandatory suspension or revocation of my driver's license.
- 16. I understand that if I am on parole/conditional release, this plea may result in the revocation of my parole/conditional release and my return to prison to complete the sentence from which I was released. I further understand that if I am on probation/community control, this plea may result in the revocation of my probation/community control and the imposition of a separate sentence up to the maximum penalty for the offense for which I was placed on probation/community control.

EXHIBIT #2 PAGE 13-47

Def. Initial

CiCri 16(A,b) Revised 12/8/14 Original:

Court file

Copies to: Defense Counsel

State Attorney's Office

Pa	ge 3 of 4 (Circuit Plea Form) Defendant: Maxie B	MOT	Case Number(s):	15-	2574CC4
17.	I understand that if the Judge permits me to remmy bondsman or ROR officer, and the Court of an	ain at liberty ny change o	pending sentencin address.	g, I must r	notify my lawyer
18.	I understand that sentencing is scheduled for:		, 20	at	AM / PM.
Pro	esentence Investigation				
19.	I understand that if I am being sentenced for my Habitual Violent Felony Offender, Or Three-time Investigation (PSI). I further understand that if I at to have the Court consider a Predisposition Repo Court in deciding if adult or juvenile sanctions share-Sentence Investigation or Predisposition Rep	Violent Felom a juvenile ort prepared lould be imp	ony Offender, I am being prosecuted a by juvenile authoriti losed upon me. I h	entitled to s an adult, es, which wait	a Presentence I have the right would assist the
Cre	edit for Time Served in County Jail				
20.	I understand that pursuant to this negotiated plea county facility before the imposition of the senten waiving any entitlement to jail credit in the above below as part of this negotiated plea agreement.	ce as outline	ed in this section. I	also under	rstand that I am
	Case Number(s)*		Jail Cred	dit	
-					>
	*!nclude all case number	s to which th	is plea applies.		
Re	stitution				
21.	I agree to restitution in the amount indicated in the of 4. If the amount of restitution is not decided at date written notification of the preliminary amounme, to deliver to the Court a written request for a Failure to deliver a written request for a restitution.	this time, I t of restitution hearing cor ution hearing	understand that I wan is mailed to me, testing the preliming within the 30 day	vill have 30 or otherwinary amount ay time pe	days from the ise delivered to nt of restitution.
	() A restitution hearing has been scheduled for		, 20	at	AM / PM.
	() I hereby waive my right to be present at the re	estitution hea	ıring.		
Cos	sts and Fines				:•
22.	If I am to be placed on probation or community co	ntrol, I will p	ay the cost of supe	rvision as	ordered by this
23.	My attorney has reviewed with me all statutory co- advised me that I have a right to have the amou open court. I hereby waive my right to such individ- including the fines and costs checked on the	unt of each dual announ	discretionary cost in cement and agree to	ndividually to pay all fi	announced in ines and costs,
	3				MB Def. Initial
					HIBIT #2 GE 14-47

Court file

CtCr116(A,b) Revised 12/8/14 Original:

Copies to: Defense Counsel

State Attorney's Office

Page 4 of 4 (Circuit Plea Form) Defendant: NAXIO BANKET Case Number(s): 15 - 2574CFAEV

Attorney Fees and Costs

CICrl 16(A,b) Revised 12/8/14 Original:

6 . . .

- 24. If my lawyer was appointed to represent me, I understand that the Court will assess an application fee as part of my sentence or as a condition of probation if the application fee was not paid at the time of filing my affidavit of indigence with the Clerk of the Circuit Court. I understand that attorney fees and costs will be assessed against me pursuant to Section 938.29, Florida Statutes. I understand that I have a right to a hearing before the Court to determine the amount of attorney's fees and/or costs in excess of the minimum fees and costs provided by Section 938.29, Florida Statutes, and that I will be waiving or giving up that right if I do not deliver my written request for a contested hearing to the Court within 30 days from the date the preliminary amount is mailed or otherwise delivered to me.
- 25. I further understand that there will be lien(s) placed against me and/or my real property for any unpaid fines, attorney fees, costs of prosecution, and court costs.

I have read or had this plea form read to me by the undersigned interpreter, have understood every word, and have discussed it with my lawyer. I am completely satisfied with the services of my lawyer and I feel that I have had enough time to discuss my case(s) and this plea with my lawyer.

SWORN TO, SIGNED, AND FILED IN OPEN COURT day of Society 20 15	T in the presence of my lawyer and the Judge this 22
day of <u>Stopponistan</u> , 20 <u>15</u> .	X Maar Bernett
1	Defendant
L have read	this form to the Defendant in
Thave read	(language)
	Interpreter
CERTIFICATE	E OF COUNSEL
with my client and explained the rights, defenses, ele- have further reviewed with my client all mandatory and against him/her. I have reviewed the discovery disclo- physical evidence. I reviewed the nature of the evid- personally unaware of any physical evidence for whice the Defendant of the deportation consequences of presumptively mandatory deportation proceedings un Defendant understands this plea form, his/her rights entering this plea freely, voluntarily, and knowingly. I de- any substances or suffering from any mental or emo- these proceedings.	re-named Defendant and that I have discussed this case ments, and evidence relating to this case to my client. I did discretionary statutory fines and costs being assessed used by the State, including a listing or a description of ence disclosed through discovery with my client. I am the DNA testing may exonerate my client. I have advised this plea including whether this plea will invoke any order the Immigration and Nationality Act. I believe the and the consequences of pleading and that he/she is to not believe the Defendant to be under the influence of tional illness that prevents him/her from understanding. Counsel for the Defendant whysical evidence for which DNA testing may exonerate
hereby find that the above-named Defendant did, on his/her plea in the above-referenced case(s).	Assistant State Attorney on this date, freely, voluntarily, and knowingly change Circuit Judge
	EXHIBIT #2 PAGE 15-47

1063

Copies to: Defense Counsel

State Attorney's Office

Court file

State of Florida

VS

Maxx Bennett

In The Circuit Court of the Sixth Judicial Circuit In And For Pasco County, Florida

Division:

Case Num:

CRC1502574CFAES 00635639

SPN:

	180	DOC Num: Soc. Sec. :	<u>.</u>	
		Comm. Cont	rol Violator	Retrial
		Probation Vi	olator	_ Resentence
	efendant, Maxx Bennett, being personally before this court represented by Kenneth Compton and having - been tried and found guilty by jury/by court of X - entered a plea of guilty to the following crime(- entered a plea of nolo contendere to the follow	the following crimes(s)	the attorney of	
Count	Crime	OBTS Num	Statute an	d Degree
001	POSSESSION OF MARIJUANA 3F	888888888	893.13.6A 3rd Degree Feld	ny
				
	100000000000000000000000000000000000000			
	1			
			ļ	
<u>x</u> <u>x</u>	and no cause being shown why the defendant should not be adjudefendant is hereby ADJUDICATED GUILTY of the above crimes and good cause being shown, IT IS SHOWN THAT ADJUDICATE The Court hereby stays and withholds the imposition of sentence and places the defendant on 18mos Probation Count 1 under the supervision of the Department of Corrections (Conditions of probation and/or community control set forth in a second control set forth control set forth in a second control set forth control set	s(s) ION OF GUILT BE WITHI as to count(s) 1	THAT Paula S. O'Neil The Clerk & Comptroller Cascod ounts, Florida	FILED FOR RECORD PASCO COUNTY, FLORIDA
	The Court defers imposition of sentence until		7	Ď,
	The Court finds that the defendant violated all the conditions alleg which is attached as exhibit 1.		1	
sentence v	dant in open court was advised of his right to appeal from this judgment by filing notice was imposed or probation is ordered pursuant to this adjudication. The defendant was the expense of the State upon showing of indigence.	e of appeal with the Clerk of Codi s also advised of his right to the d	within thirty days follow ssistance of counsel in	ring the date taking said
Dated t	his day of October 2015	in Pasoo Count	DJ.	PAGE 16-
Book _	Page	10/2/-	isan G. Barthle	
NUNC	PRO TUNC September 22, 2015		Circuit Judge	

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT IN AND FOR PASCO COUNTY, FLORIDA

STATE OF FLORIDA	Α		CASE NO:		1574CFAES
VS			SPN NO:	0063	35639
Maxx Benn	ott-		DOC NO:		
, my Deili	1611				10
					50
	~FINGE	RPRINTS OF DEFI	ENDANT~		
1. Right Thumb	2. Right Index	3. Right Middle	4. Righ	t Ring	5. Right Little
6. Left I numb	7. Left Index	8. Left Middle	9. Left	Ring	10. Left Little
	DALLER	# 11	200		
Fingerprints taken by	Millam	· #4172	, Ba	iliff.	
LUEDERY OFFITEY					
I HEREBY CERTIFY t	nat the above and fo , and f	regoing are the fing	erprints of th	e defenda	ant,
my presence in open of		that they were place	sa triereon by	une delei	idani in
,,					
	ři.				
			_/	1	
DONE AND ORDERE	D in open court in Pa	asco County, Florida	a, this	Zna das	of /
September	20_1			//	
55			/1		1/
		<i>C-1</i>	1//1	1/1/	
		Presidina	Judge, Susa	n G. Barti	nle
FINGERPRINTS	S CIRCUIT BLANK	1			R03/02/10

EXHIBIT #2 PAGE 17-47

STATE OF FLORIDA

VS

In The Circuit Court Of The Sixth Judicial Circuit In And For Pasco County, Florida

Division: 01 Case Num: CRC1502574CFAES SPN Num: 00635639

DOC Num:

Maxx Bennett

CHARGES/COSTS/FEES

The defendant is hereby ordered to pay the following sums if checked:

	rt cost pursuant to Section 938.01, Florida Statutes (Additional court costs for Clearing und). Community Service
X \$50.00 pursuan	t to Section 938.03, Florida Statutes (Crimes Compensation Trust Fund).
X \$2.00 as a cou	rt cost pursuant to Section 938.15, Florida Statutes (Criminal Justice Education by alities and Counties). Community Service
A fine in the sum of optional fine for the imposed as a part of	pursuant to Section 775.0835, Florida Statutes. (This provision refers to the Crimes Compensation Trust Fund and is not applicable unless checked and completed. Fines a sentence to Section 775.083, Florida Statutes are to be recorded on the sentence page(s)).
X A sum of \$225.00	pursuant to Section 938.05, Florida Statutes (Fine and Forfeiture Fund). Community Service
X A sum of \$100.00	pursuant to Section 938.27, Florida Statutes (Prosecution Costs).
X A sum of \$72.00	pursuant to Section 938.27, Florida Statutes (Investigation Costs) Community Service to
X A sum of \$100.00	Pasio County Sher. Hs office pursuant to Section 938.29, Florida Statutes (Public Defender Fees).
A sum of`	pursuant to Section 938.29, Florida Statutes (Regional Counsel Fees).
A sum of	for restitution.
X A sum of \$100.00	pursuant to Section 938.25, Florida Statutes (FDLE Operating Fund). Community Service
X A sum of \$125.72	fine pursuant to Section 775.083, Florida Statutes. Community Service
X A sum of \$6.28	pursuant to Section 938.04, Florida Statutes (%5 Fine Surcharge).Community Service
X A sum of \$50.00	pursuant to Section 27.52, Florida Statutes (Criminal Indigent Defense Trust Fund Application Fee).
X A sum of \$3.00	pursuant to Section 938.19, Florida Statutes and Ordinance 05-25 (Teen Court).
X A sum of \$50.00	pursuant to Section 775.083(2), Florida Statutes (Crime Prevention Court Cost). Community Service
A sum of	pursuant to Section 938.10, Florida Statutes (Crimes Against Minors).
A sum of	pursuant to Section 938.08, Florida Statutes (Domestic Violence Trust Fund).
A sum of	pursuant to Section 938.085, Florida Statutes (Rape Crisis Program Trust Fund).
X A sum of \$65.00	pursuant to Section 939.185, Florida Statutes and Ordinance 04-23 (Costs for County Programs).
A sum of	pursuant to Section 318.18(13)(a), Florida Statutes and Ordinance 04-24 (Traffic Surcharge/Court Facilties).
X A sum of \$25.00	pursuant to Section 28.246, Florida Statutes (Payment Plan) Community Service
A sum of	pursuant to Section 943.325, Florida Statutes (DNA Testing).
X A sum of \$20.00	pursuant to Section 938.06, Florida Statutes (Crime Stoppers Trust Fund) Community Service
	EXHIBIT #2

PAGE 18-47

STATE OF FLORIDA

CHARGES/COSTS/FEES - Page 2

VS

Maxx Bennett

Case Num: CRC1502574CFAES SPN Num: 00635639

A sum of	pursuant to Section 318.18(17), Florida Statutes (State Radio Systems)
A sum of	pursuant to Section 938.13, Florida Statutes and Ordinance 34-6 (Substance Abuse Surcharge)
X Other:	COMMUNITY SERVICE OPTION @ \$8.05/HR FOR APPLICABLE COSTS. COSTS DUE 2
	MONTHS PRIOR TERMINATION OF PROBATION
	The defendant having been given notice that funds in the commissary account may be applied to the above charges and the court having considered the defendant's objections, the Pasco County Sheriff is ordered to forward all funds in the defendant's commissary account to the Pasco Clerk of the Circuit Court when the defendant is released from the Pasco County Jail if the amount of the funds is at least ten dollars (\$10.00).
	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 F.S. 28.246. FAILURE TO DO SO MAY RESULT IN SUSPENSION OF YOUR DRIVER'S LICENSE.
	EXHIBIT #2 PAGE 19-47
2 2.	day of October 2015 in Pasco County, Florida.
	day of in Pasco County, Floridal.
	Susan G. Barthle C September 22, 2015 Circuit Judge

STATE OF FLORIDA

CASE NO 1502574CFAES

VS

SPN 00635639

Maxx Bennett

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to:

(X) P	ersonal Service to State Attorne	ey for Si	xth Judicial Circuit, Pa	sco County, Florida
() Personal Service	() U.S. Mail	
	To: Attorney of Record. Address:		(8) S	
	C (60			
() Personal Service	() U.S. Mail	
	To: _ Defendant Address:		9	

DATED this ______ day of October, 2015.

Deputy Clerk

Office of Paula S. O'Neil Clerk & Comptroller Pasco County, Florida



EXHIBIT #2 PAGE 20-47

CERTIFICATE OF SERVICE MERGE

R06/17/10

STATE OF FLORIDA Plaintiff -VS – IN THE SIXTH JUDICIAL CIRCUIT, IN AND FOR PASCO COUNTY

Maxx Hunter Benett

CASE NUMBER: 1502574CFAES

SPN: <u>00635639</u> DC NUMBER:

	DC NUMBER:	
Local Juriso	ediction Identification Number:	
	ORDER OF PROBATION	
This cause of	coming before the Court to be heard, and you, the defendant, being now present before the court, and you	having
entered	a plea of guilty/admission to been found guilty by jury verdict of	
entered	a plea of nolo contendere	
COUNT 1	Possession OF Marijuana. 3F	
SECTION 1	1: JUDGMENT OF GUILT	
: &	The court hereby adjudges you to be guilty of the above offense(s). Now therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld and that you be placed on <u>Probation</u> for a period of <u>18 Months with drug and standard conditions</u> , under the supervision of the Department of Corrections, subject to Florida law. and being a qualified offender pursuant to s. 943.325, the defendant shall be required to submit to DNA	
	samples as required by law. 2: ORDER WITHHOLDING ADJUDICATION Now, therefore, it is ordered and adjudged that the adjudication of guilt is hereby withheld and that you be placed on Probation for a period of 18 Months, under the supervision of the Department of Corrections, subject to Florida law.	
SECTION 3	Now, therefore, it is ordered and adjudged that the adjudication of guilt is hereby withheld and that you be placed on Probation for a period of 18 Months, under the supervision of the Department of Corrections, subject to Florida law. Constitution of the Department of Corrections of the Department of Corrections for a period of After you have served of the term, you shall be placed on Probation for a period of 18 Months under the supervision of the Department of Corrections, subject to Florida law. Or confined in the County Jail for a term of with credit for days jail time. After you have served of the term, you shall be placed on Probation, for a period of 18 Months under the supervision of the Department of Corrections, subject to Florida law. Or confined in the County Jail for a term of with credit for days jail time, as a special condition of supervision.	
	or confined in the County Jail for a term of with credit for days jail time. After you have served of the term, you shall be placed on Probation, for a period of 18 Months under the supervision of the Department of Corrections, subject to Florida law. or confined in the County Jail for a term of with credit for days jail time, as a special condition of supervision. EXHIBIT #2 PAGE 21-4	<u> </u>
5.**	Book Page	

NAME: Maxx Hunter Benett

CASE NUMBER: 1502574CFAES

IT IS FURTHER ORDERED that you shall comply with the following standard conditions of supervision as provided by Florida law:

- (1) You will report to the probation officer as directed.
- (2) You will pay the State of Florida the amount of \$50.00 per month, as well as 4% surcharge, toward the cost of you supervision in accordance with s. 948.09, F.S., unless otherwise exempted in compliance with Florida Statutes.
- You will remain in a specified place. You will not change your residence or employment of leave the county of you residence without first procuring the consent of your officer.
- (4) You will not possess, carry or own any firearm. You will not possess, carry, or own any weapons without first procuring the consent of your officer.
- (5) You will live without violating the law. A conviction in court of law shall not be necessary for such a violation to constitute a violation of your probation, community control, or any other form of court ordered supervisic
- (6) You will not associate with any person engaged in any criminal activity.
- (7) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (8) You will work diligently at a lawful occupation, advise your employer of your probation status, and support any dependants to the best of your ability, as directed by your officer.
- (9) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instruction your officer may give you.
- (10) You will pay restitution, court costs, and/or fees in accordance with special conditions imposed or in accordance with the attached orders.
- (11) You will submit to random testing as directed by your officer or the professional staff of the treatment center where you are receiving treatment to determine the presence of alcohol or controlled substances.
- (12) You shall submit to DNA sample, as directed by your officer, for DNA analysis as prescribed in ss.943.325 and 948.014, F.S.
- (13) You shall submit to the taking of a digitized photograph as required by s. 948.03, Florida Statutes.
- (14) You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s. 119.07, F.
- (15) You will report in person within 72 hours of your release from incarceration to the probation office in Pasco County, Florida, unless otherwise instructed by the court or department. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation office located at Dade City Parole and Probation.
- (16) You shall submit your person, property, place of residence, vehicle or personal effects to a warrantless search at any time by any probation officer, community control officer or law enforcement officer.

:		Book Page
		R101014
	- ·	EXHIBIT #2 PAGE 22-47

NAME: Maxx Hunter Benett

CASE NUMBER: 1502574CFAES

SPECIAL CONDITIONS

	 You must undergo a Drug and Alcohol evaluation within 60 days and, if treatment is deemed necessary, you must successfully complete the treatment on the first try, and be responsible for the payment of any costs incurred while receiving said evaluation and treatment, unless waived by the court Additional instructions ordered: 	
	 You will make restitution to the following victim(s), as directed by the court, until the obligation is paid in full: NAME: 	
32	TOTAL AMOUNT: \$ Additional instructions ordered, including specific monthly amount, begin date, due date, or joint & several:	
	3. You will be required to pay for drug testing unless exempt by the court.	
1 and 1 and	4. You will enter the Department of Corrections Non-Secure Drug Treatment Program or other residential Treatment program/Probation and Restitution Center for a period of successful completion as approved by your officer. You are to remain until you successfully complete said Program and Aftercare. You are to comply with all Rules and Regulations of the Program. You shall be confined in the county jail until placement in said program, and if you are confined in the jail, the Sheriff will transport you to said program.	
	You will abstain entirely from the use of alcohol and /or illegal drugs, and you will not associate with anyone who is illegally using drugs or consuming alcohol.	
\boxtimes	You will submit to urinalysis testing on a Random basis to determine the presence of alcohol or illegal drugs. You will be required to pay for the tests unless exempt by the court.	
	7. You will not visit any establishment where the primary business is the sale and dispensing of alcoholic beverages.	
×	 You will successfully complete hours of community service at a rate of, at a work site approved by your officer. Additional instructions ordered: 	
	You will remain at your residence between 10 p.m. and 6 a.m. due to a curfew imposed, unless otherwise directed by the court.	
	 10. You will submit to electronic monitoring, follow the rules of electronic monitoring, and pay \$ per month for the cost of the electronic monitoring service 11. You will not associate with during the period of supervision. 	
	12. You will have no contact (direct or indirect) with the victim or the victim's family during the period of supervision	ı
	13. You will have no contact (direct or indirect) with during the period of supervision.	
]	14. You will maintain full time employment or attend school/vocational school full time or a combination of school/work during the term of your supervision.	
	15. You will make a good faith effort toward completing basic or functional literacy skills or a high school equivalency diploma.	
3	Book Page	
	R101014	
	EXHIBIT #2	

PAGE 23-47

	NAME: Maxx Hunter Beneft	CASE NUMBER: 1502574CFAES
	16. You will successfully complete the Probation 8	Restitution Program, abiding by all rules and regulations.
	 You will attend a support group with a focus or attendance to your probation officer. Frequence 	preventing Alcohol Abuse and provide written proof of y: # of Meetings:, followed by 5 meetings a week
	while receiving said treatment, unless waived.	ement, and be responsible for the payment of any costs incurred f convicted of a Domestic Violence offense, as defined fully complete a batterer's intervention program, unless
	 You will attend an HIV/AIDS Awareness Progr than four (4) hours in length, the cost for which 	am consisting of a class of not less than two (2) hours or more will be paid by you.
\boxtimes	 You shall submit your person, property, place of search at any time, by any probation or communication. 	f residence, vehicle or personal effects to a warrantless nity control officer or any law enforcement officer.
	promoting, or furthering the interests of a crimin	ne on or after October 1, 2008 for the purpose of benefiting, all gang, you are prohibited from knowingly associating with pt as authorized by law enforcement officials, prosecutorial g in the investigation of criminal activity.
	 You will successfully complete a Post-adjudicat 397.334(3), F.S. 	ory treatment-based drug court program, as provided in s.
	programs or incarcerated without benefit of inco- payment for cost of supervision will result in a v	reby ordered for those months while participating in treatment me. If exemptions do not apply, failure to make the monthly iolation of supervision. Cost of supervision is to be suspended restitution and costs as stated on the supervision order.
	24. Other: You will not reside in another state witho of the receiving state.	ut the authorization of the Court and contingent upon the approval
· 🗖	counseling/treatment is deemed necessary, you recosts for such counseling/treatment. If treatment complete this treatment. You must call to arrang	Drug, Substance Abuse, or Mental Health evaluation and nust complete counseling/treatment and assume all reasonable is recommended, you have only one (1) opportunity to e for the treatment within five (5) days of receipt of the chedule your treatment to begin at the first available opening.*
	26. Other: Notwithstanding condition (), if you as you will report daily to your Community Control Of Control Officer.	e placed on community control and are not employed full time, ficer unless otherwise directed by your Community
	27. Other: If electronic monitoring is imposed, you v	vill pay the costs of electronic monitoring.
	abuse of an elderly person or disabled adult, agg aggravated manslaughter of a child, aggravated a stalking, armed burglary, arson, kidnapping, man placing or discharging of a destructive device or	tity control for the offense of aggravated battery, aggravated ravated assault with a deadly weapon, aggravated child abuse, nanslaughter of an elderly person or disabled adult, aggravated islaughter, murder, robbery, sexual battery, unlawful throwing, bomb, or any attempt or conspiracy to commit any of these in, directly or indirectly, including through a third person, for
4		Book Page
		R101014 EXHIBIT #2 PAGE 24-47

	NAME: Maxx Hunter Bennett	CASE NUMBER: 1502574CFAES
	29. Other: Probation/community control may not be tran Court ordered and assessed monetary obligations are	nsferred out of state without express Court approval until all e satisfied.
	and the Court found that the offense was committed interest of a criminal gang, you will not knowingly	control for an offense committed on or after October 1, 2008 I for the purpose of benefiting, promoting, or furthering the associate with other criminal gang members or associates, the state attorney, or the court for the purpose of aiding in the
	31. Other: Your previously imposed supervision was:	revoked modified reinstated terminated
	32. Other: You are to follow all supervision conditions	previously imposed.
\boxtimes	33. Other: Report to Parole and Probation no later than	tomorrow afternoon.
\boxtimes	 Other: Possible early termination at halfway point u provided no violation of supervision is pending. 	pon motion and the satisfaction of all monetary obligations
\boxtimes	35. Other: The Court hereby waives a positive urine scr	een as to marijuana for 30 days.
	36. Other: You will submit for an evaluation within 30 days after evaluation you will successfully complete	days and register for any recommended treatment within 45 any recommended treatment the first time.
	 Other: The Court will consider early termination or and all financial conditions are met. 	rollover of supervision after 50% if you are in compliance
\boxtimes	38. Other: Pursuant to section 322.055(1), the Court here Motor Vehicles to revoke the Defendant's Driver Lie	
\boxtimes	39. Other: The Court further directs the Department of Hand a Driver's License restricted to business or employma license.40. Other: Parole and Probation may suspend curfew for	lighway Safety and Motor Vehicles to issue the Defendant ent purpose only if the defendant otherwise qualifies for such work purposes only.
	41. Other: Supervision is to run concurrent with	×
	42. Other: Supervision to be transferred to	
E E	determine the need for sexual offender treatment.	pense, you shall be evaluated by a qualified practitioner to If the qualified practitioner determines that sexual offender shall successfully complete and pay for such treatment to be
\boxtimes	44. Other: You must perform Community Service month	ly or make monthly payments.
	# PF	
	· · · · · · · · · · · · · · · · · · ·	
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;		Book Page
	· ·	R101014

EXHIBIT #2 PAGE 25-47 NAME: Maxx Hunter Bencett

CASE NUMBER: 1502574CFAES

Effective for offenders whose crime was committed on or after September 1, 2005, there is hereby imposed, in additional to any other provision in this section, mandatory electronic monitoring as a condition of supervision for those who:

- Are placed on supervision for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older; or
- Are designated as a sexual predator pursuant to s. 775.21; or
- Has previously been convicted of a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and
 the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

Effective for offenders who are subject to supervision for a crime that was committed on or after May 26, 2010, and who has been convicted at any time of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses listed in s. 943.0435(1)(a)1.a.(I), or a similar offense in another jurisdiction, against a victim who was under the age of 18 at the time of the offense; the following conditions are imposed in addition to all other conditions:

- (a) A prohibition on visiting schools, child care facilities, parks, and playgrounds, without prior approval from the offender's supervising officer. The court may also designate additional locations to protect a victim. The prohibition ordered under this paragraph does not prohibit the offender from visiting a school, child care facility, park, or playground for the sole purpose of attending a religious service as defined in s. 775.0861 or picking up or dropping off the offender's children or grandchildren at a child care facility or school.
- (b) A prohibition on distributing candy or other items to children on Halloween; wearing a Santa Claus costume, or other costume to appeal to children, on or preceding Christmas; wearing an Easter Bunny costume, or other costume to appeal to children, on or preceding Easter; entertaining at children's parties; or wearing a clown costume; without prior approval from the court.

You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

YOU ARE HEREBY PLACED ON NOTICE that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication of guilt was withheld, and impose any sentence that it might have imposed before placing you on probation or require you to serve the balance of the sentence.

If you are unable to pay your financial obligations today, you must go to the Clerk's Office to set up a payment plan and pay \$25.00 application fee (F.S. 28.246). Failure to do so may result in suspension of your driver's license.

| 3 25.00 | Payment Plan Application Fee, pursuant to F.S. 28.246.

IT IS FURTHER ORDERED that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liability. (This paragraph applies only if section 1 or section 2 is checked.)

IT IS FURTHER ORDERED that you pay the following charges/costs/fees if checked:

CHECK ALL THAT ARE ORDERED:

Book	Page	<u>.</u>	- s
			R101014
			EVHIDIT #3

EXHIBIT #2 PAGE 26-47 NAME: Maxx Hunter Bencett

CASE NUMBER: 1502574CFAES

FINES

	Adjudication Withheld: Costs in the amount of \$550.00 which includes: \$225.00 Additional Court Co 938.05(1)(a)F.S; \$50.00 Crimes Compensation Trust Fund 938.03(1)F.S; \$50.00 County Crime Preventi 775.083(2)F.S;\$20.00 Crime Stoppers Fund 938.06(1)F.S; \$130.48 Fine 775.083(1)(a)F.S; \$6.52 Surchar 938.04 F.S; \$65.00 County Programs 939.185(1)(a)F.S; \$3.00 Teen Court.938.19(2)F.S				
\boxtimes	Adjudicated Guilty: Costs in the amount of \$550.00 which includes:\$225.00 Additional Court Costs 938.05(1)(a)F.S; \$50.00 Crimes Compensation Trust Fund 938.03(1)F.S; \$50.00 County Crime Preventi 775.083(2)F.S; \$3.00 Additional Court Costs Clearing Trust Fund 938.01(1)F.S; \$20.00 Crime Stoppers Fund 938.06(1)F.S; \$125.72 Fine 775.083(1)(a)F.S; \$6.28 Surcharge 938.04 F.S; \$2.00 Criminal Justice Education by Municipalities and Counties 938.15 F.S; \$65.00 County Programs 939.185(1)(a)F.S; \$3.00 Teen Court 938.19(2)F.S				
	\$ \$	Total of fines assessed in sentence, pursuant to s. 775.083(1)(a) through (g) or Chapter 316, F.S. Statutorily mandated 5% surcharge/cost if fine assessed (on first line) pursuant to s. 938.04, F.S.			
		MANDATORY COSTS IN ALL CASES			
	\$225.00 \$ 60.00 \$ 50.00 \$ 50.00 \$ 3.00 \$ 100.00 \$ 72.00 \$ 20.00	Additional court cost for felony offense, pursuant to s. 938.05(1)(a), F.S. Additional court cost for misdemeanor or criminal traffic offense, pursuant to s. 938.05(1)(b) or (c), F.S. Crimes Compensation Trust Fund pursuant to s. 938.03(1), F.S. County Crime Prevention Fund pursuant to s. 775.083(2), F.S. ***\$50.00 Felony/\$20.00 Other*** Additional Court Costs Clearing Trust Fund pursuant to s. 938.01(1), F.S. Prosecution Costs, pursuant to s. 938.27, F.S. (Minimum of \$100 Felony/\$50 Misdemeanor) Investigative Costs, pursuant to s. 938.27, F.S. (if applicable and requested) to Pasco County Sheriff's Office Crime Stoppers Trust Fund pursuant to s. 938.06(1), F.S.			
		MANDATORY COURT COSTS FOR COURT-APPOINTED COUNSEL CASES			
	\$ <u>50.00</u> \$ <u>100.00</u>	Public Defender/Appointed Counsel Application Fee, if not previously collected, pursuant to ss. 27.52 and s. 938.29, F.S. Public Defender/Appointed Counsel Fees and Costs, pursuant to s. 938.29, F.S. as determined locally (Minimum of \$100 Felony/ \$50 Misdemeanor).			
		MANDATORY COSTS IN SPECIFIC TYPES OF CASES			
	\$ <u>151.00</u> \$ <u>201.00</u>	Rape Crisis Program Trust Fund, pursuant to s. 938.085, F.S. for any violations of ss. 784.011, 784.021, 784.03, 784.041, 784.045, 784.048, 784.048, 784.081, 784.081, 784.082, 784.083, 784.085, or 794.011, F.S. Domestic Violence Trust Fund, pursuant to s.938.08, F.S. for any violations of ss. 784.011, 784.021, 784.03, 784.041, 784.045, 784.048, 784.07, 784.081, 784.082, 784.083, 784.085, 794.011, or any offense of			
	\$ <u>151.00</u>	Domestic Violence described in s. 741.28, F.S. Certain Crimes Against Minors, pursuant to s. 938.10(1), F.S. for any violations of s. <u>784.085</u> , chapter 787, chapter 794, s. <u>796.03</u> , s. 796.035, s. <u>800.04</u> , chapter 827, s. 847.012, s. 847.0133, s. 847.0135(5), s. 847.013 s. <u>847.0145</u> , s. 893.147(3), or s. <u>985.701</u> , or any offense in violation of s. 775.21, s. 823.07, s. 847.0125, s. 847.0134, or s. 943.0435, F.S.			
	\$ <u>135.00</u> \$ <u>3.00</u>	DUI Court Costs, pursuant to s. 938.07, F.S. for any violations of ss. 316.193 or 327.35, F.S. State Agency Law Enforcement Radio System Trust Fund, pursuant to s. 318.18(17), F.S. for any violation of offenses listed in s. 318.17 including ss. 316.1935, 316.027, 316.061, 887.111, chapter 893, ss. 316.193, 316.192, 316.067, 316.072(3), 316.545(1), or any other offense in chapter 316 which is classified as a crimina violation.			
7		Book Page			
		R101014 EXHIBIT #2 PAGE 27-47			

NAME: Maxx Hunter Bennett

CASE NUMBER: 1502574CFAES

.]	MANDATORY COURT COSTS AUTHORIZED BY LOCAL GOVERNMENTAL	ENTITIES
0	Criminal Justice Education by Municipalities and Counties pursuant to s 938 15 E	c

ш	\$ <u>2.00</u>	Desce County Code 24.43
	\$_65.00	[Pasco County Code s. 34-4] Additional court costs for local requirements and other county funded programs pursuant to
	\$ 3.00	s .939.185(1)(a), F.S. [Pasco County Code s. 34-9] Teen Court pursuant to s. 938.19(2), F.S. [Pasco County Code s. 34-8]
	\$ 15.00	Substance Abuse Surcharge pursuant to s. 938.13(1)(a), F.S. [CO-89-04]
L	\$_30.00	State Court Facility Fee, pursuant to s. 318.18(13)(a), F.S. [CO 09-14]
1.0		DISCRETIONARY
	\$ <u>1.00</u>	Per month during the term of supervision to the following nonprofit organization established for the sole purpose of supplementing the rehabilitative efforts of the Department of Corrections, pursuant to s. 948.039(2), F.S.: First Step
	\$7.00	Pasco/Pinellas County Sheriff's Office fee for DNA testing, if the DNA specimen is taken by the County
	\$	Sheriff's Office. Sheriff of Pasco/Pinellas County medical reimbursement, for medical care, treatment, hospitalization or
	\$	transportation received while detained in the County Jail. Other:
		DISCRETIONARY COSTS FOR SPECIFIC TYPES OF CASES
	\$	County Alcohol and Other Drug Abuse Trust Fund, pursuant to s. 938.21 and s.938.23, F.S. for violations
\boxtimes	\$ <u>100.00</u>	of s.316.193, s.856.011, s.856.015, or chapter 562, chapter 567, or chapter 568, F.S. Operating Trust Fund of the FDLE, pursuant to s.938.25, F.S. for violations of s. 893.13 offenses
тот		UNT OF COURT COSTS ORDERED =
		OTHER OBLIGATIONS IMPOSED
	\$ 2.00	Per month for each month of supervision for Training Trust Fund Surcharge, pursuant to s.948.09,F.S.
		Felony
(If co	llected by 45.31, F.S.	
		osts/Fines Waived osts/Fines in the amount of converted to community service hours
	Court C	osts/Fines in the amount of reduced to civil judgment.
SPE(Costs	CIFIC INS	TRUCTIONS FOR PAYMENT: Community Service option at \$8.05 per hour for applicable costs. vithin 2 months prior to the termination of probation.
You voffice pay, fresult the state	will pay all or no later to ailure to pa in a violat	•
8		Book Page
		R101014
		EXHIBIT #2 PAGE 28-47

NAME: Maxx Hunter Bennett

CASE NUMBER: 1502574CFAES

If no restitution is ordered and probation term is 18 months or more

You will pay all fines and court costs specified in this order of probation/community control in full through your probation officer no later than 12 months from the date of this order. You will pay at least \$100 per month toward the fines and court costs. If the Court determines that you have the ability to pay, failure to pay all fines and court costs in full within 12 months will result in a violation of probation or community control, may become a lien against anything you own now or in the future and will accrue interest at the statutory rate, may result in the suspension of your driver's license, and may also result in collection efforts by the Clerk of the Court or its assignee.

If restitution is ordered, regardless of probationary term

You will pay all fines and court costs specified in this order of probation/community control in full through your probation officer. You will first pay restitution in full and after restitution is satisfied, pay at least \$100 per month toward the fines and court costs. If the Court determines that you have the ability to pay, failure to pay all fines and court costs in full within 12 months after restitution is satisfied but no later than three months prior to the end of the term of probation, will result in a violation of probation or community control, may become a lien against anything you own now or in the future and will accrue interest at the statutory rate, may result in the suspension of your driver's license, and may also result in collection efforts by the Clerk of Court or its assignee.

THE EXPLANATION OF THE PARTY OF	
same to the officer for use in compliance with the rec	court file this order in the clerk's office and provide certified copies quirements of law.
DONE AND ORDERED IN PASCO COU	NTY, FLORIDA this day of October 2015.
NUNC PRO TUNC: September 22, 2015	11.100
	Susan G. Barthle, Circuit Judge
***********	*******
acknowledge receipt of a copy of this order and that	t the conditions have been explained to me and I agree to abide by the
	t the conditions have been explained to me and I agree to abide by the
· E	t the conditions have been explained to me and I agree to abide by the
Date:	
Date:	
nstructed by:	
Date:	
Date:	
Date:	

EXHIBIT #2 PAGE 29-47

CERTIFICATE OF SERVICE

	I HEREBY CERTIFY that a copy of	the foregoing has been furnished to:	
	s = = = = = = = = = = = = = = = = = = =		
\boxtimes	Personal Service to State Attorney fo	r Sixth Judicial Circuit, Pasco County, Florida	×
	Personal Service	U.S. Mail	
	To: Attorney of Record Address:		
	Personal Service	U.S. Mail	
	To: DefendantAddress:	*	
	120		
	•		
	DATED this 5 day	of October, 2015.	,
	*	By: llut Pysts Deputy Clerk	UDICIAL CONTROL OF THE PARTY OF
	2 ·	Office of Paula S. O'Neil Clerk & Comptroller Pasco County, Florida	OF FLORIDA
6			Ø.
		* -	
10		Book Page	
		5.	R101014 EXHIBIT #2
		€	PAGE 30-47

STATE OF FLORIDA DÉPARTMENT OF CORRECTIONS

Docket #: <u>1502574CFAES</u>

DC#: T87431

AFFIDAVIT VIOLATION OF PROBATION

Before me this day personally appeared <u>Julie Cleveland</u> who, being first duly sworn says that <u>Maxx Hunter Bennett</u>, hereinafter referred to as the offender, was on the <u>22nd</u> day of <u>September</u>, A.D. <u>2015</u> placed on <u>probation</u> for the offense of <u>Possession of Marijuana</u> in the <u>Circuit</u> Court of <u>Pasco</u> County, for a term of <u>18 months</u> in accordance with the provisions of Chapter 948, Florida Statutes.

Affiant states that the offender was instructed on the conditions of probation on $\underline{12/10/15}$ by Officer $\underline{12/10/15}$.

Affiant further states that the offender has not properly conducted <u>himself</u>, but has violated the conditions of <u>his probation</u> in a material respect by:

Violation of Condition (2) of the Order of Probation, by failing to pay the State of Florida the amount of \$50.00 per month toward cost of supervision, as well as a 4% surcharge toward the cost of supervision, unless otherwise exempted, in accordance with Section 948.09, Florida Statutes, and as grounds for belief that the offender violated his probation, Officer Julie Cleveland states that the offender is \$200.00 in arrears, as of 12/23/15.

Violation of Condition (5) of the Order of Probation, by failing to live without violating any law by being arrested for the criminal offense of Driving While License Suspended/Revoked on 12/21/15, in Pasco County, Florida, and as grounds for belief that the offender violated his probation, Officer Julie Cleveland states that the offender was arrested on 12/21/15, for the said offense by Trooper Nixon of the Florida Highway Patrol, as told to Officer Julie Cleveland by agency report # FHPC150FF128531.

Violation of Condition (6) of the Order of Probation, by associating with any person engaged in criminal activity, and as grounds for belief that the offender violated his probation, Officer Julie Cleveland states that of 12/21/13, the offender did associate with Roger Hess who was engaged in criminal activity, as evidenced by Mr. Hess being arrested for Possession of Marijuana Over 20 Grams.

Violation of Condition (10) of the Order of Probation, by failing to make payments to the probation of ficer as directed in accordance with the payment instructions of the court to make payments or do community service hours monthly, and as grounds for belief that the offender violated his probation, Officer Julie Cleveland states the offender is \$220.05 in arrears, as of 12/23/15.

Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated is it are true.

Julie Cleveland

SUSAN M. WILLIAMSON

MY COMMISSION # FF 049191 EXPIRES: October 26, 2017 Bonded Thru Budget Notary Services

Officer

THIS AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO UNDER S. 117.10 OR 92.50, FLA. STAT. Sworn to and subscribed before me this 23rd (day) of December (month), A.D. 2015 (year) by Julie

Cleveland, who is personally known to me or has produced identification

Notary Public

State of Florida at Large for Pasco Godniy

Approved by Supervisor: (

352-521-1214 /cleveland.julie@mail.dc.state.fl.us

Officer Telephone/E-Mail Address

DC3-216 (Revised 4/24/15)

Distribution:

Original:

Copy:

Court

Left Side-Offender File

EXHIBIT #2 PAGE 31-47



FLORIDA HIGHWAY PATROL

REPORT NUMBER FHP99ARR104201 ARREST REPORT

Report Date / Time	Agency Ca	ise/Offense Number	OCA Number	Originating Agend	
12/21/2015 10:43 PM	FHPC150			Originating Agend Case Number	
OBTS Number Offend Transaction	der Based In System Jail Bookin	g Number	Other Number	20054	
			TBRC15CAD19	90954	
LOCATION OF OCCURREN					
PASCO	Address PATE RD & CHAN	CEY RD , ZEPHYRH	IILLS, FL 33541		
Range of Occurrence Date/1 12/21/2015 07:30 PM to 12/	ime 21/2015 07:30 PM	2 97	Latitude N 28 12.	Longitude 5128 W 82 13.27	
PERSON: SUSPECT	N				
MAXX	liddle Name UNTER	Last Name BENNETT	Suffix	Date of Birth Age	
Master Name Index Number	SSN	Race Sex H	leight Weight	Hair Eyes BRO BRO	
Place of Birth Nation FLORIDA USA	License	e or Other ID Stat	e Class or Type	Phone	
Address 3732 PATE RD			County PASCO	State Zip Code FL 33541	
CHARGES			9		
Counts Charge Number 322.34.2b	Charge MOVING TRAFFIC	C VIOL		* N E	
Charge Degree Charge Leve	General Offe		Hate Domes	tic Bond	
DRIVE WHILE LIC SUSP 2N			Crime Violenc	e \$500.00	
Counts Charge Number 1 948.06	Charge PROB VIOLATION			Ä	
Charge Degree Charge Leve	General Offe PRINCIPAL	ense Code.	Hate Domest	tic Bond	
OR COMMTY CONT RE UNI		ON CRITRIA	Omine Aigheric	e \$5,000.00	
ROBABLE CAUSE		10 11			
On December 21. 2015 at a Road and Coats Road. I obtraveling westbound on Chaigher than the posted spestationary radar antennae a Doppler tone. I pulled out a	served a black in c ancey Road. As th ed limit, I visually and received a read and was behind the	color, Dodge, 2 doo le Dodge went by I r estimated the speed ding of 60 mph, con le Dodge and observ	r, Florida tag# noticed it acceled at 57 mph. I ad ifirmed by the h	erating traveling ctivated my front igh pitch	
Road. I activated my emerg					
As I approached the vehicle ront left seat switching pla	<u>c</u> es to the righ <u>t fro</u>	ont passenger seat	with another pa	ssenger (
I asked Mr. to open the door and when he did I could smell the odor of Marijuana coming from within the vehicle as the door opened. I asked Mr.					

ARREST REPORT

FHP99ARR104201

EXHIBIT #2 Page 1 of 3 PAGE 32-47

	Report Date / Time		OCA Number Originating Agent
	12/21/2015 10:43 PM	FHPC15OFF128531	Case Numb
	OBTS Number Offender Based Transaction System	Jail Booking Number	Other Number TBRC15CAD190954
1	to oten aut of the up	high and paled wheels	
	defendant. Mr. state	nicle and asked why he would d that the defendant has a sus	attempt to switch seats with the pended driver's license.
	I checked the defendant through Florida drivers license #		
	(09/22/2015 REV-01 YEARS VIO C	was suspended as of 9 CHAPTER 893 CONTROLD SUB	
	HARDSHIP LIC AFTER 6 MONTHS The defendant also was on proba	tion or supervised release stat	us.
	MKE/PROBATION OR SUPERVISI ORI/FL051033G NAM/BENNETT,M		, a
	DOB HGT/511 WGT/145		
	SOC/	*	
	OCA/T87431 MIS/OFFENSE - POSS MARIJUANA	A OVR 20 GRAMS	£ 8 8 8
	MIS/ SPECIAL CONDITIONS - 45:S MIS/REVOKED/SUSP,		VING - DL
	DPE/20170321 SCI/FL051053J LO		<i>B</i>
	DSS/20150922 EDS/20170321 SOI DNA/N	(2)	
	ORI IS DADE CITY PAROLE & PRO IMN/I061869959 IMT/M	OBATION DADE CITY 352 521-1	1214
	NIC/C993496640 DTE/20150923 11	116 EDT DLU/20151116 1244 ED	т
	The defendant had a ankle monito	oring bracelet above his left and	kle.
	The defendants Father (arrived o	on scene and admitted to
	knowingly allowing the defendant while the defendant had	a suspended license.	owned and registered to
	called for backup and waited for (case# 15-047763) arrived and we defendant was still seated. Upon ogreen leafy substance behind the was folded together next to the bahandcuffs for Driving With A Suspine bag of green leafy substance be	approached the passenger from opening the passenger right side front right seat on the floor boa ig. I asked the driver to step out bended License, Violation of Pro-	nt side of the vehicle where the de door, I observed a bag of a ard along with some cash that t and placed him into
	then made contact with the right stated that "it's my weed" before I was hat it was his weed.		
	The defendant was then transporte charges in this Arrest Report.	ed to Pasco County Jail Land C	lakes and booked for the

1				per OCA Num	ber Originating Agend
				Other 11	
OD TO HUMBEI	Transaction System	Jan Dooking NL	unber		
				TBNC13C	AD 190954
LEO BOND					
Bond Amount \$	□None	ПРОВ		Oneh	
\$5,500.00			3	Casn	⊔ Any .
	- i romar ii aa	an ⊃r10			
COURT APPEARAL	NCE INFORMATI	ON			
Court (COUNTY) PASCO	COUNTY COUR	T (DADE CITY)			Court Date & Time
Court Address				552) 521-4505	4
10053 LIVE OAK A	VENUE, DADE C	ITY, FLORIDA	33523		¥
mstructions .					
ARREST INFORMA	TION			72	
			Extent N/A	of Injury	
Prior Arrests			Alcohol		Drugs
	1977	aiction	NO		No
County					
PASCO	PATE RD &	CHANCEY RD	, ZEPHYRHII	LS, FL 33541	
PASCO COUNTY D	ETENTION FACI	LITY	•		Phone (813) 996-6982
	VD LAND O'LA	VEC EL 24627	7	20	
		IKES, FL 34037			
			var S		
1547	W.J. NIXON		Officer Signa	iture	
Subscribed and sw	orn to (or affirme	ed) before me		#	
this day of	, , , , , , , , , , , , , , , , , , ,	\.D., b	у		
LEO BOND Bond Amount \$					
deminication.		i.e.	*		а •
					52n 81
Signature	2	*	_Notary Pub	licLEO _	_CO
. *	5		-		
commission No:	·· -	My Com	mission Exp	ires:	

ARREST REPORT

FHP99ARR104201

Page 3 of 3, EXHIBIT #2 PAGE 34-47

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT IN AND FOR PASCO COUNTY, FLORIDA CRIMINAL DIVISION

STATE OF FLORIDA,	Case Number(s): 15 2574 CFAF
vs.	
Maxx Bennett	Person ID/SPN:
Defendant. 1. I, Of Not Guilty and enter a plea of Guilty in the above-referenced ase(s). This plea	PLEA FORM
evidence against me, and a plea of Guil	es my guilt, a plea of No Contest means that I will not contest the lty or Admission to a violation of probation/community control urt accepts my plea there will be no trial or evidentiary hearing plea.
 I understand that the Judge may question answer may be used against me in a perjuit 	me about the offense(s) and entry of the plea and that any false ry prosecution.
 a judge. b. The right to be represented by an attornattorney appointed if I cannot afford on c. The right to confront and cross-examin probation/community control. d. The right to compel the attendance of a probation/community control. e. The right not to testify or be compelled f. The right to require the State to prove a violation of probation/community control violated my probation by the greater were g. The right to appeal all matters related to 	ricion of probation/community control, the right to a hearing before mey at every stage of the proceedings and the right to have an control of the proceedings and the right to have an control of the witnesses at trial or a hearing on a violation of the proceedings and the right to have an control of the proceedings and the right to have an control of the right to a hearing on a violation of the proceedings and the right to have an control of the right to have an control of the right to a hearing before the proceedings and the right to a hearing before the right to a hea
lawyer has reviewed the sentencing guide following to me: a. The essential elements of the charge(s. b. Any possible defenses I may have to the c. The lowest permissible guidelines sentent to which I am pleading, which is/are:	e charge(s) to which I am pleading. Quoe and maximum sentence provided by law for the charge(s)
	M D Deff Initial

EXHIBIT #2 PAGE 35-47

(v 4 8 °c)

- 6. I understand that if I am being sentenced as a () Habitual Felony Offender, () Habitual Violent Felony Offender, () Three-Time Violent Felony Offender, () Violent Career Criminal, or () Prison Releasee Reoffender, the statutory scoresheet recommendation will NOT apply to my sentence. If entitled to notice, I have received notice of the State's intention to enhance my sentence, or I hereby waive my right to such notice. I acknowledge that I have the requisite prior felony convictions to qualify for the indicated designation, that I have not been pardoned for the offense(s) connected with those convictions, and that none of those convictions have been set aside in any postconviction proceeding.
- 7. I understand that the Department of Corrections is solely responsible for awarding gain time or any type of early release. I further understand that, depending on the nature of the offense(s) to which I am pleading, I may NOT be eligible for gain time credits or release programs that shorten the length of the sentence(s) imposed. I understand that any information I have received concerning gain time or early release is not a part of any plea discussion or agreement.
- 8. I am entering this plea because I acknowledge my guilt or acknowledge that the plea is in my best interest. No one has pressured me or forced me to enter this plea against my will and no one has promised me anything to entice me to enter this plea; however, there has been an understanding that my sentence will consist of:

which () includes a minimum-mandatory term of

- I am not aware of any physical evidence disclosed by the State for which DNA testing may exonerate me.I am not aware of any other physical evidence containing DNA known to exist that could exonerate me.
- 10. I do not require the State to teil the Judge the facts upon which the charge is based before the Judge accepts my plea and I agree that the Judge may rely upon any probable cause statement or affidavit in the court file for a factual basis to justify the acceptance of my plea.
- 12. My education consists of Ciryears of school.
- 13. I understand that if I am not a United States Citizen, this plea may have the additional consequence of changing my immigration status, including deportation or removal from the United States. I understand that if I need additional time to discuss this matter with counsel, I must request to do so at this time, and the court must allow me a reasonable amount of time to confer with counsel before accepting my plea.
- 14. I understand that if I have ever been convicted of or pled Guilty or No Contest to a sexually violent or sexually motivated offense, or if I am required to register as a sexual offender, or if I have ever been placed in the custody of the Department of Children and Families for evaluation as a sexual violent predator, I may be subject to a civil commitment proceeding for sexually violent predators as a result of this plea.
- 15. If I am entering a plea to an offense for which automatic, mandatory driver's license suspension or revocation is required, regardless of whether the suspension or revocation is by the court or by a separate agency, I understand that this plea may result in the automatic, mandatory suspension or revocation of my driver's license.
- 16. I understand that if I am on parole/conditional release, this plea may result in the revocation of my parole/conditional release and my return to prison to complete the sentence from which I was released. I further understand that if I am on probation/community control, this plea may result in the revocation of my probation/community control and the imposition of a separate sentence up to the maximum penalty for the offense for which I was placed on probation/community control.

Def. Initial

EXHIBIT #2 PAGE 36-47

Pa	age 3 of 4 (Circuit Plea Form) Defendant:	144	Case Numi	per(s):	5-2	5	YCFF
17.	I understand that if the Judge permits me to rema my bondsman or ROR officer, and the Court of an	ain at liberty by change of	pending ser address.	itencing,	I must n	otify n	ny lawyer,
18.	I understand that sentencing is scheduled for:		,	20	at		AM / PM.
Pr	resentence Investigation						
19.	I understand that if I am being sentenced for my Habitual Violent Felony Offender, Or Three-time Investigation (PSI). I further understand that if I and to have the Court consider a Predisposition Report of the deciding if adult or juvenile sanctions shaper-Sentence Investigation or Predisposition Reports.	Violent Felo n a juvenile t it prepared b ould be imp	ny Offender being prosec by juvenile a osed upon r	t, I am extend as authorities ne. I her	ntitled to an adult, s, which wais	a Pre I have would a ve my	sentence the right assist the
<u>Cr</u>	edit for Time Served in County Jail						
20.	I understand that pursuant to this negotiated plea county facility before the imposition of the sentence waiving any entitlement to jail credit in the above below as part of this negotiated plea agreement.	ce as outline	d in this sec	tion. I al	so under	stand	that I am
17. 18. Pr 19. Cr 20. Ree 21.	Case Number(s)*		Ja	ail Credit			
	*Include all case numbers		is plea appli		حريد	لف	
Re	<u>stitution</u>						
21.	I agree to restitution in the amount indicated in the of 4. If the amount of restitution is not decided at date written notification of the preliminary amount me, to deliver to the Court a written request for a Failure to deliver a written request for a restituter in the preliminary amount of restitution.	this time, I or of restitution hearing constitution hearing	understand to n is mailed testing the p g within the	hat I will to me, or reliminar 30 day	have 30 r otherwing ry amount time pe	days se del t of re	from the ivered to estitution.
	() A restitution hearing has been scheduled for, 20 at AM / PM.						
	() I hereby waive my right to be present at the restitution hearing.						
Co	sts and Fines						
22.	If I am to be placed on probation or community cor Court commencing with the first day of probation or	ntrol, I will pa r community	ay the cost of control.	of superv	ision as	ordere	d by this
23.	My attorney has reviewed with me all statutory cos advised me that I have a right to have the amou open court. I hereby waive my right to such individincluding the fines and costs checked on the	nt of each o ual annound	discretionary ement and	cost inc	lividually pav all fi	annoi nes ar	unced in
	•					De	f. Initial

EXHIBIT #2 PAGE 37-47 Page 4 of 4 (Circuit Plea Form) Defendant: Case Number(s): 5-25 CFAS

Attorney Fees and Costs

- 24. If my lawyer was appointed to represent me, I understand that the Court will assess an application fee as part of my sentence or as a condition of probation if the application fee was not paid at the time of filing my affidavit of indigence with the Clerk of the Circuit Court. I understand that attorney fees and costs will be assessed against me pursuant to Section 938.29, Florida Statutes. I understand that I have a right to a hearing before the Court to determine the amount of attorney's fees and/or costs in excess of the minimum fees and costs provided by Section 938.29, Florida Statutes, and that I will be waiving or giving up that right if I do not deliver my written request for a contested hearing to the Court within 30 days from the date the preliminary amount is mailed or otherwise delivered to me.
- 25. I further understand that there will be lien(s) placed against me and/or my real property for any unpaid fines, attorney fees, costs of prosecution, and court costs.

I have read or had this plea form read to me by the undersigned interpreter, have understood every word, and have discussed it with my lawyer. I am completely satisfied with the services of my lawyer and I feel that I have had enough time to discuss my case(s) and this plea with my lawyer.

SWORN TO, SIGNED, AND FILED IN OPEN COI day of, 20	URT in the presence of my lawyer and the Judge this
	X · may Bennett
	Defendant
I have re	ead this form to the Defendant in
	(language)
	Interpreter
CERTIFICA	ATE OF COUNSEL
with my client and explained the rights, defenses, have further reviewed with my client all mandatory against him/her. I have reviewed the discovery disphysical evidence. I reviewed the nature of the epersonally unaware of any physical evidence for with the Defendant of the deportation consequences presumptively mandatory deportation proceedings Defendant understands this plea form, his/her right entering this plea freely, voluntarily, and knowingly.	bove-named Defendant and that I have discussed this case elements, and evidence relating to this case to my client. I and discretionary statutory fines and costs being assessed sclosed by the State, including a listing or a description of evidence disclosed through discovery with my client. I am which DNA testing may exonerate my client. I have advised of this plea including whether this plea will invoke any under the Immigration and Nationality Act. I believe the hts and the consequences of pleading and that he/she is I do not believe the Defendant to be under the influence of emotional illness that prevents him/her from understanding
	Counsel for the Defendant
I hereby certify that I am personally unaware of an the above-named Defendant.	Assistant State Attorney
hereby find that the above-named Defendant did his/her plea in the above-referenced case(s).	d, on this date, freely, voluntarily and knowledly change
41	Circust Judge

EXHIBIT #2 PAGE 38-47 **Defendant: Maxx Bennett**

Case Num: CRC1502574CFAES

SPN: 00635639 OBTS Num: 888888888 DOC Num:



(As To Count 001)

Randali (C Grantham, and having been adjudicated tunity to be heard and to offer matters in	guilty herein, and the court ha mitigation of sentence, and to	ving given the Defendant show cause why the
	and the Court having on	deferred imposition of senter	ice until this date
	and the Court having previously entered now resentences the Defendant	a judgment in this case on	
<u>X</u>	subsequently revoked the Defendant's p	robation/community control. T	he Court found the
It Is T	he Sentence Of The Court That:		
	The Defendant pay a fine of	pursuant to section 775.083,	Florida Statutes, plus
	as the 5% additional coul Florida Statutes.	t cost (Fines & Ball Bonds) req	uired by section 960.25,
	The Defendant is hereby committed to the	ne custody of the Department o	f Corrections.
<u>X</u>	()OPTION (A)-Unless otherwise prohibing or one of the control of	ted by law, the Sheriff is author ther sentencing programs subj	rized to release the ect to the Sheriff's
	()OPTION (B)-The Sheriff is not authori or other sentencing programs	zed to release the Defendant or	n electronic monitoring
	The Defendant is sentenced as a youthful Statutes.	Il offender in accordance with s	section 958.04sFlorida
То Ве	and the Court having previously entered a judgment in this case on now resentences the Defendant X 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 as the 5% additional court cost (Fines & Bail Bonds) required by section 960.25, Florida Statutes. The Defendant is hereby committed to the custody of the Department of Corrections.		
	For a term of natural life.		A CEC
X	For a term of 9 Months.		Troil S
	Said SENTENCE SUSPENDED for a period	od of subject to conditions set	forth in this orser.
If "spli	t" sentence, complete the appro	priate paragraph.	
_	under the supervision of the Department	of Corrections according to the entered herein.	e terms and conditions of
	placed on probation/community control under supervision of the Department of	ntence shall be suspended and for a period of Corrections according to the te	the Defendant shall be
	Page	of	

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT IN AND FOR PASCO COUNTY, FLORIDA

STATE OF FLORIDA VS Maxx Benn			CASE NO: SPN NO: DOC NO:	006	D-26744FAES 35639
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R03/02/10

FINGERPRINTS CIRCUIT BLANK

STATE OF FLORIDA

VS

In The Circuit Court Of The Sixth Judicial Circuit In And For Pasco County, Florida

Division: 01 Case Num: CRC1502574CFAES SPN Num: 00635639

DOC Num:

Maxx Bennett

CHARGES/COSTS/FEES

The defendant is hereby ordered to pay the following sums if checked:

	ourt cost pursuant to Section 938.01, Florida Statutes (Additional court costs for Clearing Fund).
pursua	nt to Section 938.03, Florida Statutes (Crimes Compensation Trust Fund).
as a co	ourt cost pursuant to Section 938.15, Florida Statutes (Criminal Justice Education by palities and Counties).
A fine in the sum of optional fine for the imposed as a part	fpursuant to Section 775.0835, Florida Statutes. (This provision refers to the e Crimes Compensation Trust Fund and is not applicable unless checked and completed. Fines of a sentence to Section 775.083, Florida Statutes are to be recorded on the sentence page(s)).
A sum of	pursuant to Section 938.05, Florida Statutes (Fine and Forfeiture Fund).
X A sum of \$100.00	pursuant to Section 938.27, Florida Statutes (Prosecution Costs). Lien
A sum of	pursuant to Section 938.27, Florida Statutes (Investigation Costs)
A sum of	pursuant to Section 938.29, Florida Statutes (Public Defender Fees).
A sum of	pursuant to Section 938.29, Florida Statutes (Regional Counsel Fees).
'A sum of	for restitution.
A sum of	pursuant to Section 938.25, Florida Statutes (FDLE Operating Fund).
A sum of	fine pursuant to Section 775.083, Florida Statutes.
A sum of	pursuant to Section 938.04, Florida Statutes (%5 Fine Surcharge).
A sum of	pursuant to Section 27.52, Florida Statutes (Criminal Indigent Defense Trust Fund Application Fee).
A sum of	pursuant to Section 938.19, Florida Statutes and Ordinance 05-25 (Teen Court).
A sum of	pursuant to Section 775.083(2), Florida Statutes (Crime Prevention Court Cost).
A sum of	pursuant to Section 938.10, Florida Statutes (Crimes Against Minors).
A sum of	pursuant to Section 938.08, Florida Statutes (Domestic Violence Trust Fund).
A sum of	pursuant to Section 938.085, Florida Statutes (Rape Crisis Program Trust Fund).
A sum of	pursuant to Section 939.185, Florida Statutes and Ordinance 04-23 (Costs for County Programs).
A sum of	pursuant to Section 318.18(13)(a), Florida Statutes and Ordinance 04-24 (Traffic Surcharge/Court Facilties).
A sum of	pursuant to Section 28.246, Florida Statutes (Payment Plan)
A sum of	pursuant to Section 943.325, Florida Statutes (DNA Testing).
A sum of	pursuant to Section 938.06, Florida Statutes (Crime Stoppers Trust Fund)
	EXHIBIT #2

PAGE 41-47

STATE OF FLORIDA

CHARGES/COSTS/FEES - Page 2

VS

Maxx Bennett

Case Num: CRC1502574CFAES SPN Num: 00635639

A sum of	pursuant to Sec	tion 318.18(17), Florida Statutes (State Radio Systems)
A sum of	pursuant to Sec Surcharge)	tion 938.13, Florida Statutes and Ordinance 34-6 (Substance Abuse
Other:		
	The defendant has been also week	
	charges and the court having conside forward all funds in the defendant's c	ice that funds in the commissary account may be applied to the above ered the defendant's objections, the Pasco County Sheriff is ordered to ommissary account to the Pasco Clerk of the Circuit Court when the County Jali if the amount of the funds is at least ten dollars (\$10.00).
	If you are unable to pay for financial o the Clerk's Office to set up a payment TO DO SO MAY RESULT IN SUSPENS	obligations today, or as otherwise directed by the Court, you must go to to plan and pay a \$25.00 application fee pursuant to F.S. 28.246. FAILURE SION OF YOUR DRIVER'S LICENSE.
Dated this	day of March 201	in Pasco County, Florida EXHIBIT #2 PAGE 42-47
Book	Page	/h. 1921/1
NUNC PRO TUN	_	Susan G. Barthle Circuit Judge

Defendant: Maxx Bennett

Case Num: CRC1502574CFAES SPN Num: 00635639

DOC Num:

Special Provisions

Other Provisions	i	The felony conviction is for an offense that was found, pursuant to section 874.04
Criminal Gang Activity	_	Florida Statutes, to have been committed for the purpose of benefiting, promoting, or furthering the interests of a criminal gang.
Retention of Jurisdiction		The court retains jurisdiction over the defendant pursuant to section 947.16(3), Florida Statutes (1983).
Jail Credit	<u>X</u>	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 the time previously served on this count in the Department of Corrections prior to resentencing.
Consecutive / Concurrent As To Other Counts		
Consecutive / Concurrent As To Other Convictions	<u>X</u>	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 X concurrent with the following:(check one)
		X 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.
hereby ordered and dire	ected rtme	nce is to the Department of Corrections, the Sheriff of Pasco County, Florida, is to deliver the defendant to the Department of Corrections at the facility nt together with a copy of this judgment and sentence and any other documents
within 30 days from this	s date	was advised of the right to appeal from this sentence by filing notice of appeal with the clerk of this court and the defendant's right to the assistance of counsel spense of the State on showing of indigence.
In imposing the above	sente	nce, the court further recommends
Dated this day	y of _	
		PAGE 43-47
NUNC PRO TUNC Marc	h 4, 2	Susan G. Barthle Circuit Judge

STATE OF FLORIDA

CASE NO <u>1502574CFAES</u>

VS

SPN 00635639

Maxx Bennett

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to:

	*				
(X) Personal Service to State A	Attorney for	Sixth Judicial	Circuit, Pasco C	ounty, Florida
() Personal Service	(X) U	.S. Mail	=	
	To: <u>Randall Grantham</u> Atto Address: 1539 Dale Mabry				
() Personal Service	(·) U.S. Mail	a	
	To: Defendant Address:				

DATED this 14th day of March, 2016.

Deputy Clerk

Office of Paula S. O'Neil Clerk & Comptroller Pasco County, Florida



EXHIBIT #2 PAGE 44-47

CERTIFICATE OF SERVICE MERGE

R06/17/10

ARREST 3 9/28/2015

EXHIBIT #2 PAGE 45-47

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AND ADDRESS OF THE PARTY OF THE	IT OF THE COURT AN	D SENTENCE	OF THE LAW that t	he above	named defendant	is to be confine	d in the
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☐ Weekend Work Rele	Scounstant browner or	_ at 7:45 AM	☐ Saturday	☐ Sund	lay Weekday.		
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Date: 1/28/2014	_by:		De	puty Cleri			
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EXHIBIT #2 PAGE 46-47

MEMO OF SENTENCE / ORDER OF THE COURT IN THE CIRCUIT/COUNTY COURT OF POLIC, COUNTY FLORIDA / CRIMINAL DIVISION

Continuation of Marris of Court Page 2 of Separation of Marris NAME: DEPT 18-85, Mary	CASE 85CF 15 - 510 bl
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Community Control Pytholicus Privatel Reference Conditions below (chick all that	
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L) Court Ordered Oriver Licenses Suspension	XI to Contact with Victim and/or victimits tomis
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& Probation and Restitution Center	o Psychological Evaluation and treatment if recommended
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EXHIBIT #2 PAGE 47-47



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Search Parameters							
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Date of Birth:							
First Name: MAxx							
Middle Name:							
Last Name: Bennett							
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Commission:							
License Type:							
Master ID Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date City	,	State

EXHIBIT #4 PAGE 1/2

Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



Jivision of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 6, 2022

Mr. Maxx Hunter Bennett 5824 16th Street Zephyrhills, Florida 33542

RE: Application No. 68958, Entity 13211784 1012 - Cardroom Employee Occupational

Dear Mr. Bennett:

Your application for an occupational license with the Division of Pari-Mutuel Wagering has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

Application is incomplete: Please correct the highlighted section(s). It appears that you
have made errors and/or omissions on page 3 of the application. If you have ever been
convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere
to any criminal charges, you must list the offenses in the Background Information section
and provide court disposition records. Please initial and date any changes made to
your application.

You must list the information on your application for the following charges:

Pasco County, Florida Arrest –12/22/2015

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 850.487.1395.

If you fail to provide the Division with a complete application by 10/05/2022, your application shall lapse and no longer be processed by the Division. 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 Division Rule.

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Miriam Achens Operations Analyst II

> EXHIBIT #4 PAGE 2/2

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-2022-031302 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Raul Quinones' ("Applicant") application for a Pari-Mutuel Wagering Individual Occupational License. Applicant applied for a Pari-Mutuel Wagering Individual Occupational License on May 20, 2022, and applied for waivers of his felony convictions. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the felony convictions. Applicant also held a license with the Pennsylvania Horse Racing Commission ("PHRC") as a Groom, which was revoked on March 11, 2014, for conduct detrimental to racing. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On May 20, 2022, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Pari-Mutuel Wagering Individual Occupational License. Upon review of the completed application, it appears that Applicant was convicted of several felony crimes in the state of Pennsylvania. Specifically, Applicant was convicted of the following:

- Manufacture, Deliver, or Possess with Intent to Deliver a Controlled Substance:
- Criminal Use of a Communications Facility.

Applicant applied for a waiver of the felony convictions and a waiver interview was subsequently scheduled. On July 20, 2022, Applicant attended the waiver interview with the Division and a report was drafted of that interview which was submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On August 15, 2022, the Executive Director declined to waive the felony convictions.

Applicant was also previously licensed with the PHRC as a Groom. On March 11, 2014, the PHRC revoked applicants groom license stating that the Applicant's experience, character and general fitness are such that the participation of the Applicant in thoroughbred horse race meets will be inconsistent with the public interest, the best interests of racing generally.

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 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: 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.

Department of Business & Professional Regulation

State of Florida Department of Business and Professional Regulation **Chronology Report**

Case #:

2022031302

Incident date: 06/16/2022

Status: 106 - Sent to Directors office

Lic Type:

1022

Disposition:

Case Type:

Complaint

Responsible: jdillmore - DILLMORE, JOE

Complainant:

PARI-MUTUEL WAGERING DEPARTMENT

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent:

QUINONES, RAUL

6247 CANOPY TREE, TAMPA, FL 33610

Summary:

90-DAY DEADLINE: October 18, 2022 ------ . 07/20/2022 - Waiver Interview conducted ----

--- / ----- .321-Palm Meadows Thoroughbred Training Center

Chronology:

Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
07/27/2022	Α	79	70	Sent to Director for Review	ddonaldson	QUINONES, RAUL
06/27/2022	Α	79	440	Incoming Correspondence	rmahalinga	QUINONES, RAUL
06/27/2022	Α	10	15	Assigned to Investigator	mroca	QUINONES, RAUL
07/27/2022	R		ddonaldson	DONALDSON, DAVID	icampbell	
07/27/2022	R		bjones	JONES, BRADFORD	bjones	
06/27/2022	R		mroca	ROCA, MIRIAM	rmahalinga	
07/27/2022	R		jdillmore	DILLMORE, JOE	ddonaldson	
07/27/2022	S	1022	106	Sent to Directors office	ddonaldson	

July 27, 2022 13:27

nfa5 - Chronology Report

Page 1 of 2





State of Florida Department of Business and Professional Regulation Chronology Report

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party Respondent
	07/27/2022	S	1022	165	Supervisor Réview	Responsible Party Respondent bjones
	07/27/2022	S	1022	90	Closed	icampbeli
	06/27/2022	s	1022	20	Under Investigation	rmahalinga
	06/27/2022	S	1022	10	Initial Review	rmahalinga
	07/27/2022	s	1022	104	Sent to Licensing Section	icampbell
Allegation:	Code	Description	1		200001	icanipoen
	WAVR	Waiver of C	rim. Conv. o	or Other Offenses		

July 27, 2022 13:27

nfa5 - Chronology Report

Page 2 of 2

FAO I Heln I Sign Out VR Home Inbox Entity Cash Application License 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: icampbell VR Home > Complaint Search > Maintain Complaint 1022 - Pari-Mutuel General Individual 104 Sent to Status Status Date 07/27/2022 Occupational **Licensing Section** Case Type CMP -Complaint # 2022031302 Disposition Disposition Date ddonaldson -Respondent QUINONES, RAUL Docket# Responsible DONALDSON, **Private Case** DAVID Complaint Respondent Complainant Addťl Info Source LIC - Licensee Security Level 1 **Parties** Activities Form WALK - Walk-in Priority Allegations Discipline Class'n IIIB - Waivers Complexity R - Regular Violations Compliance Security STND - Standard Incident 06/16/2022 Related Disposition Region SR - Southern Region Received 06/27/2022 Inspection Reference Costs Entered 06/27/2022 Entered By rmahalinga Time Tracking Auto Assign 90-DAY DEADLINE: October 18, 2022 ---Attachments History 07/20/2022 - Waiver Interview conducted ---Summary Palm Meadows Thoroughbred Training Center Work Notes Print Report Updated 07/27/2022 11:56:03 By icampbell

Save

Change

Get Adobe Reader.

Back

Cancel

OK









ROUTING SLIP REQUEST FOR WAIVER

RE: QUINONES-CRUZ, RAUL - 11580942 Case No: 2022 03 1302 (APPLICANT'S NAME - LICENSE #)

1022 - Pari-Mutuel General Individual Occupational - Groom Occupation Code and Job Title

326 - Palm Meadows
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE:

OCTOBER 18, 2022

Investigations Section: Reviewe		S.Kogan 7/27/2022 nitial & Date)	
The attached "Request for Waiver" fill forwarded to the Licensing Section.	le has been reviewed fo	r completeness and accuracy, a	nd has been
Licensing Section: Reviewed by	r: <u>D. Donaldson 7/27/22</u> (Initial & Date)	G. Ricks 7/29/22 (Initial & Date)	
Is the applicant currently under susper or racing jurisdiction?	ension, has unpaid fines	s, or has been refused a license	by any gamin
[X]Yes or []No If yes, in what	jurisdiction? Pennsylv	/ania	
Executive Director:	%//5/20 itial & Date)		
[] Prepare Waiver or [√] Prepare	File for Commission Re	eview	
Comments:			
Investigative Findings:			

August 22, 2014

Pennsylvania State Police, Harrisburg, PA. – Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver Cocaine (2 Counts) - Criminal Use of Communication Facility (2 Counts) - Felonies – Convicted upon a plea of Guilty and Sentenced on February 10, 2015 to 24 months' Probation and \$5, 170.76 in Court costs and Fines.

^{*}Please attach Routing Slip to front of case file

ROUTING SLIP REQUEST FOR WAIVER

RE: QUINONES-CRUZ, RAUL - 11580942 (APPLICANT'S NAME - LICENSE #)

Case No: 2022 03 1302

90-DAY DEADLINE

OCTOBER 18, 2022 (DATE)

Investigations Section: Reviewed by Bradford D. Jones for Steven E. Kogan	July 27, 2022 (Initial & Date)
The attached "Request for Waiver" file has been reviewed for and has been forwarded to the Licensing Section.	completeness and accuracy,
Licensing Section: Rendall Kitchers Application Processor Reviewed by David Donaldson (I) Is the applicant currently under suspension, has unpaid fines, license by any gaming or racing jurisdiction? Yes No	7/27/22 nitial & Date)
Office of Director: Reviewed by Director Prepare Waiver Prepare Denial Comments:	Pate)

Investigative Findings:

August 22, 2014

Pennsylvania State Police, Harrisburg, PA. – Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver Cocaine (2 Counts) - Criminal Use of Communication Facility (2 Counts) - Felonies – Convicted upon a plea of Guilty and Sentenced on February 10, 2015 to 24 months' Probation and \$5, 170.76 in Court costs and Fines.

GROOM

^{*}Please attach Routing Slip to front of case file

Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 954,202,3900 • Fax: 954,202,3930

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:	Date of C	omplaint:	Case Number:
PMW	SOUTHERN	June 2	7, 2022	2022 03 1302
Respondent: QUINONES-CRI 6247 CANOPY TAMPA, FLORII Phone:	TREE		OFFICE OF IN	PARI-MUTUEL WAGERING VESTIGATIONS MERCIAL BLVD. SUITE #165 ALE, FLORIDA 33309
License	# and Type:	Profe	ssion:	Report Date:
115809	942 - 1022	GRO	MOC	July 20, 2022
F	Period of Investigation	n:		Type of Report:
June	e 27, 2022 - July 20,	2022		FINAL
Dools of Issuesti	matian. This investiga	tion is unadicated	Larrage and a section	to at David Official Contract

Basis of Investigation: This investigation is predicated upon submission of Raul QUINONES-CRUZ'S State of Florida Pari-Mutuel Wagering Individual Occupational License Application dated May 20, 2022 and his Waiver Request Form dated June 16, 2022.

QUINONES-CRUZ submitted these applications for licensing as a Groom at Palm Meadows Thoroughbred Training Center. On his application dated May 20, 2022, QUINONES-CRUZ 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?" QUINONES-CRUZ listed a February 10, 2015 Felony conviction for Possession with Intent in Dauphin County, Pennsylvania with a listed disposition of "jail" (EXHIBIT #1).

QUINONES-CRUZ responded "No" to the application question concerning prior revocations of racing/gaming licenses from other jurisdictions despite having his Pennsylvania Horse Racing Commission (PHRC) Groom license revoked on March 11, 2014, for Conduct Detrimental To Racing. He is currently **NOT** in good Standing with the PHRC.

Related Case: 2019 06 3102

Investigations Specialist II / Date

Approved by Investigator Supervisor / Date

Miriam Roca / July 20, 2022

Bradford D. Jones / July 27, 2022

Chief of Investigations / Date

Bradford D. Jones for

Steven E. Kogan / July 27, 2022

FLORIDA GAMING CONTROL COMMISSION
HTTPS://FGCC.FL.GOV/

FGCC INVESTIGATIVE REPORT

CASE NUMBER: 2022 03 1302

CONTINUATION

CRIMINAL HISTORY

		· · · · · · · · · · · · · · · · · · ·	Arrest 1					
	ate of Arrest: ugust 22, 2014		Arresting Agency: Pennsylvania State Police, Harrisburg, PA.					
			OFFENSE					
CI	narge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE		
1	Manufacture, I or Possession Intent to Manu- or Deliver Coca Counts)	With facture	Felony	Guilty	Guilty	2/10/15		
2	Criminal Use o Communicatio Facility (2 Cou	n	Felony	Guilty	Guilty	2/10/15		
3								
4								

SENTENCE

QUINONES-CRUZ was sentenced to twenty four (24) Months' Probation, time served (2 Months, 14 Days) and assessed approximately \$5,170.76 in Court cost and fees. A Copy of Court of Common Pleas of Dauphin County Court records are herein attached as EXHBIT #2.

Additional Information:		

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		Х
Does the Applicant possess an Occupational License from other jurisdictions?	Х	

Date Licensed: 7 /14/2022	Expiration Date: 12/31/2022	License #: 255353	Agency or Jurisdiction: Delaware Thoroughbred Racin Commission		
		-	*	YES	NO
las License ever	been suspended or	r revoked?			Х
Nas any derogate	ory information rece	ived?			Х
Nas any derogate Additional Comm		ived?			

Date Licensed: 7/08/2022	Expiration Date: 12/31/2024	License #: 438909	Agency or Jurisdiction: Virginia Racing Commission		
				YES	NO
Has License ever	been suspended or	revoked?			Х
Was any derogat	ory information rece	ived?			Х
Additional Comm	ents:				

Date Licensed: 10/17/2013	Expiration Date: 08/31/2014					
				YES	NO	
Has License ever been suspended or revoked?					Х	
Was any derogat	ory information rece	ived?			Х	
Additional Comm	ents:					

4. License Type: Date Licensed: 07/23/2013	Expiration Dated: 08/31/2016	License #: 0510334578	Agency or Jurisdic Pennsylvania Ho Commission	a Horse Racing	
			*	YES	NO
Has License ever	been suspended or	revoked?		Х	
Was any derogat	ory information recei	ved?		Х	
			JINONES-CRUZ' licently NOT in good S		

CONTINUATION

WAIVER INTERVIEW

		YES	NO		
Was a Waiver Interview Conducted?		X			
Date of Interview:	Location of Interview:				
lulvean anaa	I had a made a second a made a decidad	Interview Conducted Telephonical			
July 20, 2022	Interview Conducte	a Telepho	nicall		
July 20, 2022	Interview Conducte	YES			
Was the applicant cooperative?	Interview Conducte		NO		

SUMMARY OF INTERVIEW:

QUINONES-CRUZ was cooperative throughout the interview. He furnished the following information regarding his arrests and convictions;

According to QUINONES-CRUZ he was arrested and convicted for selling cocaine and using a cell phone to facilitate the sale while he was living in the dorms on the backside of Penn National Race Track (PNRT) in Pennsylvania. He stated that one day he was taken into custody at the PNRT entrance based on a "warrant." He maintained his innocence (as he did during his 2019 waiver interview) saying that he was convicted in spite of there being no evidence against him, including there being no cocaine found on him.

QUINONES-CRUZ stated that he has applied for a Groom's license in Florida in 2018¹ and 2019². At that time he failed to disclose his drug felony conviction, in spite of the PMW deficiency request letters for disclosure because he cannot speak English and could not understand the letter³. He also added that he never received the Denial Letter in 2020 because he returned to Puerto Rico to work and was no longer living at the address the letter was mailed to. In addition, QUINONES-CRUZ states that he has been relying on others to translate but this time the Chaplin at the Palm Meadows Training Center (PMTC) assisted him in completing the application and obtaining the court documents needed to submit with the application. Mr. QUINONES-CRUZ is currently working on a farm for Trainer Alison Escobar, who also has horses stabled at PMTC. QUINONES-CRUZ states if he cannot get a license soon he will lose his job and have to return once again to Puerto Rico.

During the interview QUINONES-CRUZ stated that he really needs his license because he has a family that he is the sole provider for. In addition, QUINONES-CRUZ added that he has not had any arrest or legal problem prior to this unfortunate incident or after; Mr. QUINONES-CRUZ maintains his innocence.

3 This interview was conducted in Spanish.

Application denied by Tallahassee Licensing without referral to Investigations.

² Application denied following investigation under case #2019-06-3102 (Exhibit #5).

CONTINUATION

A PMW license Check on **QUINONES-CRUZ** reveals on May 2, 2018, **QUINONES-CRUZ'S** prior application for a PMW Individual Occupational license was denied for failure to timely correct errors and/or omissions or to provide supplemental information as requested by the Division.

On February 11, 2020, **QUINONES-CRUZ** application for a PMW Individual Occupational license was denied based on:

- March 11, 2014 Revocation of Grooms license by Pennsylvania Horse Racing Commission (PHRC) for Conduct Detrimental to Racing (Rule No. 15011C)
- February 10, 2015 Counts of Manufacture, Deliver, or Possession with Intent to Manufacture or Deliver (Felony) - Guilty –Dauphin County, PA (Case No. CP-22-CR-0005030-2014)
- February 10, 2015 2 Counts of Criminal Use of Communication Facility (Felony Guilty Dauphin County, PA (Case No. CP-22-CR-0005030-2014

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed one Ruling against **QUINONES-CRUZ**. His PHRC license was revoked on March 19, 2015 for "Conduct Detrimental To Racing". This was a consequence of his narcotics arrest/conviction.

On July 20, 2022, I contacted Director of Enforcement Jason Klouser of the PHRC. According to Klouser, Mr. Raul **QUINONES-CRUZ'S** license has not been re-instated and is still in revoked status. He is currently <u>not</u> in good standing nor is he eligible to be relicensed in Pennsylvania. A copy of the email from Mr. Klouser is herein attached as **EXHBIT #4.**

Case Status: Closed by Investigations and forwarded to Licensing.

CONTINUATION

TABLE OF CONTENTS

l.	INVESTIGATIVE REPORT COVERSHEET
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	3. Rap Sheet1-4
	4. CCIS / ARCI / Other1-2
	5. Prior Case #2019-06-3102

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 — Individual Occupational License Application

EV:
Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not----

	DEM	OGRAPHIC INFOR	MATION	
Social Security Number	Birth Date	(MM/DD/YYYY	() Gender	Male Q Fernele
Last Name QUIDUTES	First	?	Middle	Suffix
Have you used, been known as, or othe name used on the application?	called by anothe	r name (example – mai - No	den name, pseu	donym, nickname) or alias other
If yes, list the name or names used:				
Race/Ethnicity (optional) D Black or African American D White or Caucasian		n or Pacific Islander anic/Latino		Native American or Alaskan Nat Other
SS98 LYM	RD	Ernell Addres	5 (optional)	
8898 Lynn Boyndin Bch	State	Zip Code (+4 optional 33 4 72		f other than USA 2022
Pri		Secondary	Cell Phone Nun	ber (optional)
Current Street Address 6247 CAropy	Tree			7 IN SIGN
TompA	State	Zip Code (+4 optional) 336/0	Country, i	fother than USAS To a f
ype of Occupational License applying Pari-Mutuel General Individual Conditions Employee Coupation:	g for: ☑ Parl-Mutuel P	rofessional Individual	t .	alm Meadows 326 Thoroughbred Training Center
			is this your first	time applying for a racing/gamin
	ne Cardinom?		ficense in Florid	□ Yes ★ No
☐ Yes ★ No	,	usiness with a parl-mut	ficense in Florid	Yes X No
Yes All No re you a Supervisor, Manager, or Sh	areholder of a b	fortda? A No	ticense in Florid uel permit?	D Yes X No
Yes A No re you a Supervisor, Manager, or Sh	areholder of a book of for racing in F	ilorida? No	ticense in Florid uel permit?	O Yes 10 No D Yes 10 No mplete the following:
ne you a Supervisor, Manager, or Sh Do you own or lease animals intende Stable Name, Kennel Name, or	areholder of a bised for racing in F Business Name and racing only)	ilorida? No	ticense in Floridual permit? Yes, co	Yes 16 No Yes 10 No The property of the following:
Do you own or lease animals intended Stable Name, Kennel Name, or Trainer Name (horse or greyhout TO BE COMPLETED BY Do you of professional license):	areholder of a biside for racing in F Business Name and racing only) OCTORS, VEI copy of Florida	FIORIGA LICENT	ticense in Florid uel permit? U Yes, co SES, PARAMI se Number	Yes No Yes No Propose the following:
Yes All No re you a Supervisor, Manager, or Sho Do you own or lease animals intende Stable Name, Kennel Name, or Trainer Name (horse or greyhou TO BE COMPLETED BY Do pe of professional license (stach a contessional license):	areholder of a breat for racing in F Business Name and racing only) OCTORS, VEI copy of Florida FOI icense #	ERINARIANS, NUR Florida Licen R DIVISION USE ONLY	ticense in Floridual permit? U Yes, co SES, PARAMI se Number	Yes So No Yes O No The Property of the following: Property of the following: App # 186960
Yes Albo Te you a Supervisor, Manager, or Sho To you own or lease animals intende Stable Name, Kennel Name, or Trainer Name (horse or greyhou TO BE COMPLETED BY Do pa of professional license (stach a confessional license):	areholder of a biside for racing in F Business Name and racing only) OCTORS, VEI copy of Florida	Florida? - No Florida Licen R DIVISION USE ONLY 5/80942	ticense in Florid uel permit? U Yes, co SES, PARAMI se Number	Yes So No Yes O No The Property of the following: Property of the following: App # 186960

DBPR PMW-3120. Effective September 2020, Rule 61D-5.001, F.A.C.

_					, , , , , , , , , , , , , , , , , , ,	2.19
	BAC	KGROLINDINI	FORMATION (A	TTACH ADDITIONAL P	AGES AS NECESS	SARY)
Yes No	extertion, co	onspiracy to defre	aud, or filing felse i	lication withheld for, a felon reports to a government age fer the laws of the United SI	ency, racing or gaming	
Yes No	criminal cha	nges against you	? If yes, the court	cation withheld for any crim disposition records for all co thart provided below.		
	TE OF	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
2/10	2015	Donghin	Paid sylvania	Possession wanted	F	Jail :
,		Market Brook to Market Landon &		direk hi iyyanakiriniyingi oʻr juqidak 1880-Y 16 Yaziri 16 ki 1 bilahirili bi ik biliyya da Qul		
					-	
				evoked or denied in this or a ocation or denial and explain		16/? If yes you mus
Yes	Is any racing	or gaming licen	se you hold currer	ntly suspended or subject to	other discipline, such	es an unado fino
			ons above, provid			CE NO
						- X mm E
						A S I
						3 3 G
				AND SIGN BELOW	CONTRACTOR OF STATE	STATE OF THE PARTY OF THE PARTY.

654; and Sections 409.2577, 409.2598, and 659.79, Florida Statutes. Social Security numbers are used to all 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 Reconcliation Act of 1998 (Welfare Reform Act), 164 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 raviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Nonciminal 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 need 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 Part-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 note contendere to any disqualifying offense, regardless of adjudication.

Signature of Applicant

DSPR PMW-3120, Effective September 2020, Rule 61D-5.001, F.A.C.

EXHIBIT # 3 of 3 PAGE #

DBPR PMW-3180 - Request for Walver



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI MUTUEL WAGERING

www.myfjoridaticense.com

Date of Birth

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld of if you are renewing your part-mutual occupational license in Florida and have been convicted of any of the office listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Part Rutual Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Muhiel 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 fetony or an offense in any other state which would be a felony under the laws of Florida involving aroon, marticking in, conspiracy to traffic in, amugilling, importing, conspiracy to amugille or import, or delivery seals, 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 comemplated in Section 849.25, Floride Statutes, or involves cruelty to animals.

- Currently under Suspension, Declared ineligible, Ruled Off, Revoked, Denied, Ejected, Unga Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New spolicant to Florida who has been convicted of any felony, regardless whether adjuditions with the second seco

For Cardroom Applicants Only

A misdemeanor involving forgery, larceny, extention, or conspiracy to defigue, in this sta other state; or under the laws of the United States.

If you choose to request a water, please sign this form below and return it with your completed application; and fingerprint feet. After an investigation is conducted, the Division Director will either grant or deny the request for You will be notified of the decision by mail at the address provided on your application.

- UNTIL YOU ARE LICENSED.

 You are not permitted to engage in any activity which requires a perl-mutual occupational license or a centroop fictines at any pen-mutual facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespessing and your waiver request may be denied.
- You are torbidden from accessing any of the restricted arese of any part-mutuel facility in Florids.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint tees are non-rehandable in the event the waiver request is denied. I hereby astrowardige that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, denies from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Flortis Statutes, timeline requirement regarding the processing of this application.

Signature of Applicant

o be considered for a waver, applicants must complete form dopr pmw3195 – request for release Formation and authorization to release information, and schedule a waiver interview with the op-

DBPR PMW-3180, Effective 8-11-11, Rule 810-5,001, F.A.C.

DEFR PMW-3185 - Request for Release of Information and Authorization to Release Information



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING www.mylfordalloense.com

PERSONAL INFORMATION Social Security Number/Federal Employer ID Number Birth Date (MIWDD/YYYY F.EVSINESS APPLICANT PLEASE COMPLETE THE FOLLOWING SECTION Representative's Name Middle Permitholder Name (name of applicant/representative) or criminal justice againcies, present and former employers or institutions with whom I or my businesses have a present or past business relationship, as well as all present or past social associates to release all nequested information to the bearer of this release form, who is an authorized representative of the State of Ronda. Department of Business and Professional Regulation. I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested. (If individual applicant - legal name and any nickname or alias in parentheses) Applicant/Representative Signature: foregoing application was sworn to and subscribed before me this who is personally known to me or who has produced the following as identification. Driver Liceuse Exp. +Of12/2028

DBPR PMW-3195, Effective 9-12-12, Rule 61D-4.002, F.A.C.

Page 1 of 1

EXHIBIT # / PAGE # 4

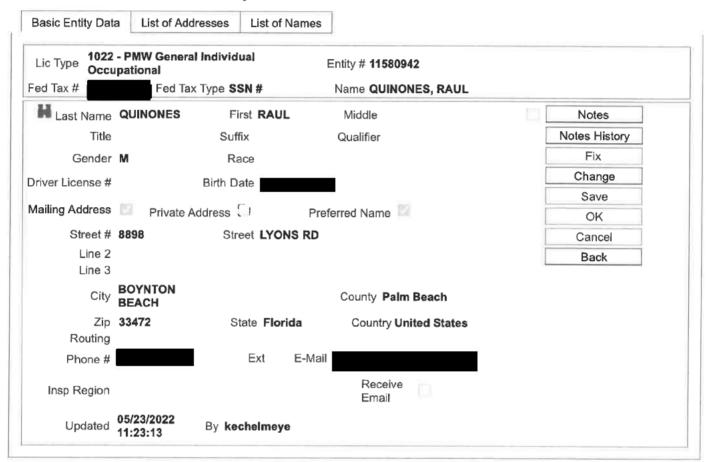




Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: rmahalinga

VR Home > License Search > Basic Entity Data



Get Adobe Reader.

VR Home > Complaint Search > Maintain Complaint > License Home License Licensee 1022 - PMW General History Fed Tax # Lic Type Individual Expires On Notes Occupational File # 95023 Name QUINONES, RAUL Extended To Notes History GIND - General Back License # Rank Individual Renewed On Occupational Entity # 11580942 Lic Status Applic Denied *Previously applied: Address -No license issued. Street # 6247 Street CANOPY TREE -No temp issued. Line 2 Line 3 *ARCI findings. City TAMPA State FL Zip 33610 *No CCIS findings. Routing *Previous enforcement Other cases, 2018022554 & 1st License Date Rank Date 05/07/2018 Certificate # 2019063102. Method --Status Date 02/14/2020 Certificate Date Fee Exempt No Birth Date Renewal Sent Select Action Modifiers Modifier Type **Effective Date** Additional Info No items found. Alt Keys BEST LIC NBR

Get Adobe Reader.

Depart of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - PMW Occupational License

RE: QUINONES, RAUL - 11580	942 Case No:	2022 0	3 1302
(APPLICANT'S NAME-LICENSE #)		
INITIAL APPLICATIO	N RECEIVED: 5.	/23/2022	7
COMPLETE APPLICATION OF THE PROPERTY OF THE PR	ATION DECEMBER	17/2022	-
90-DAY DEADLIN		15/2022	-
Randall Kitchens 326 -			_1
Application Processor Facility	y (d/b/a name) Oc	22 - Groom cupation/Job 1	Title
Pursuant to Section 550.105(5)(a): The division may deny a license racing authority; under suspension or has unpaid fines in another j license if the applicant for such license has been convicted in this san offense in any other state which would be a felony under the law conspiracy to smuggle or import, or delivery, sale, or distribution of revoked by this state or any other jurisdiction for an offense related	e of any person who has been refused a license b uriscliction. The division may deny, suspend, revol state, in any other state, or under the laws of the L us of this state involving arson; trafficking in, cons	y any other state raci ke, or declare ineligible	ng commission or e any occupational
Lice	ensing Administrator Review		
Did the application acquiretely reflect the	Conviction		The second section is a second
Did the application accurately reflect the (Felony: 2 Count(s)	riminal History Record? ⊠Y	es [No
Misdemeanor - Industry Related/Gam	bling Related/Bookmaking	- white the state of the state of	STATE OF STA
Animai Grueity			
Forgery, Larceny Extortion, Conspirac Comments:	y to Defraud (Cardroom Profess	sions Only)	
Arrest Date Location	Charge	Level	Disposition
08/22/2014 Harrisburg PA 08/22/2014 Harrisburg PA	Man Del or Poss W/int to Del CP-22-CR-0005030-2014	F	Guilty
08/22/2014 Harrisburg, PA	Crim Use of Comm Fac CP-22-CR-0005030-2014	F3	Guilty
	Disposition Unknown		
Felony Arrest Industry Boleton			
☐ Misdemeanor Arrest – Industry Related ☐ Animal Cruelty	/Gambling Related/Bookmaking	9	
Enforce	ement/Jurisdiction Offenses		
Currently under Suspension, Declared Ineligation of this or any other racing jurisdiction.	gible, Ruled Off, Revoked, Denied,	Ejected, Unpai	d Fine. in
sine of any other racing jurisdiction.	Related Licenses	3102	
Check VR License Relations to Determine if	Active Licenses		
to the individual applicant related to a busin	Applicant is Related to a Rusino	P6	
HIGHOCO Liconos Missoster	ess? Yes ☐ No ☒ If v		sections below
Business License Number: Has a deficiency letter been issued to the b	ess? Yes No If y	es, complete	sections below.
Has a deficiency letter been issued to the b	ess? Yes No If y Business Name: usiness indicating all ODSs mus	es, complete	
Has a deficiency letter been issued to the b Date Deficiency Letter Issued:	ess? Yes No M If y Business Name: usiness indicating all ODSs mus Initials:	es, complete	
Has a deficiency letter been issued to the b Date Deficiency Letter Issued: Licens	Business Name: usiness indicating all ODSs mus Initials: ing Administrator Review	es, complete	
Has a deficiency letter been issued to the b Date Deficiency Letter Issued: Licens	ess? Yes No If y Business Name: usiness indicating all ODSs mus Initials: ing Administrator Review position Confirmation ? Yes No	es, complete	? Yes No
Has a deficiency letter been issued to the b Date Deficiency Letter Issued: Licens Dis Disqualifying Convictions/Arrests Confirmed Forward to V Investigations Legal Comments: 2018 - Non-Compliance Derial	ess? Yes No If y Business Name: usiness indicating all ODSs mus Initials: ing Administrator Review position Confirmation ? Yes No	es, complete st be licensed	? Yes No No
Has a deficiency letter been issued to the b Date Deficiency Letter Issued: Licens Dis Disqualifying Convictions/Arrests Confirmed Forward to V Investigations Legal Comments:	ess? Yes No If y Business Name: usiness indicating all ODSs mus Initials: ing Administrator Review position Confirmation ? Yes No Director Initials:	es, complete st be licensed	? Yes No No

LEMESH





Licensee: RAUL QUINONES-CRUZ

Reports on RAUL QUINONES-CRUZ

Comprehensive Ruling Report Drug Ruling Report (Last 5 Years) Comprehensive Licensee Report



Date of Birth

Federal ID/SSN

Country USA

Add a New Identification Record

Sex

Unknown

Name Information

Name Type

Prefix

First Name

Middle Name

Add a New Name Record

Suffix

Current Legal Name RAUL QUINONES-CRUZ

Address Information

Address Type

Mailing

Street Address

Canopy Tree C247

City TAMPA State FL

Last Name

Zip Code

Add a New License Record

33610

Phone Information

Phone Number Type

Mobile

255353

438909

Phone Number

License Information

License Number

Groom Groom

License Type

Issued Date 7/14/2022 7/8/2022

Expiration Date 12/31/2022

Licensing Commission

Delaware Thoroughbred Racing Commission

Virginia Racing Commission

West Virginia Racing Commission

0510334578

2014-CT-14187

Groom Groom 10/17/2013 7/23/2013

8/31/2014 8/31/2016

12/31/2024

Pennsylvania Horse Racing Commission

Fingerprint Information

Processing Commission

Pennsylvania Horse Racing Commission Pennsylvania Horse Racing Commission Delaware Thoroughbred Racing Commission Date Taken 7/23/2013

7/23/2013

7/14/2022

Status Yes

Yes

No

Add a New Fingerprint Record

Notes RCI Card Submitted Date

Ruling Number

15011C

Ruling Type

Conduct Detrimental to Racing

3/11/2014

Ruling Date Fine Fine Paid? N/A

Suspension Start

Suspension End

<u>Applicable Reports</u> Comprehensive Ruling Report Comprehensive Licensee Report

Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



Comprehensive Ruling Report

Rulings Against: RAUL QUINONES-CRUZ

Legal Name: RAUL QUINONES-CRUZ





1 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:

15011C

Date:

3/11/2014

Issued By:

Pennsylvania Horse Facility: Racing Commission

Penn National

Ruling Type:

Conduct Detrimental

to Racing

Division:

Horse

Breed:

Thoroughbred

Effective Date:

3/11/2014

Race Date:

N/A

Infraction Date:

3/11/2014

Infraction Faciliv: Penn National

Race Number:

N/A

Animal Name:

N/A

Under Appeal:

False

Appeal Date:

N/A

Fine Amount:

\$0

Fine Paid:

N/A

Suspension Start: None

Suspension End: None

Actions:

Alpha Ruling: 15011C

Action Type: Initial Ruling

Issue Date: 3/19/2015

Action Text:

Inconsistent with Public Interest The Pennsylvania Horse Racing Commission license of Raul Quinones-Cruz is hereby revoked pursuant to the provisions of 58 Pa. Code 165.35(1) That the experience, character and general fitness of the applicant or licensee are such that the participation of the person in thoroughbred horse race meets will be inconsistent with the public interest, the best interests of racing generally. Please note that you have the right to appeal this decision in writing to the PA Horse Racing Commission within 48 hours for rulings that involve entries, qualifications, weight, conditions or the length or running of a race and ten (10) days for all other infractions, after notice of the decision as set forth in 58 Pa. Code, Section 163.481. Appeals must be perfected as required in 58 Pa. Code, Section 165,214.







DOCKET



Docket Number: CP-22-CR-0005030-2014 CRIMINAL DOCKET

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08/18/2014

Raul Quinones-Cruz

CASE INFORMATION Judge Assigned: Curolifo, Deborah E.

OTN: T 553886-4

LOTN:

Initial Issuing Authority: Lowell A. Witmer

Arresting Agency: Harrisburg Pap Complaint/Incident #: H012280627

Case Local Number Type(s)

Date Filed: 09/29/2014

Initiation Date: 08/18/2014

Complaint Date:

Originating Docket No: MJ-12305-CR-0000208-2014

Final Issuing Authority: Lowell A. Witmer Arresting Officer: Dubbs, William J.

Case Local Number(s)

STATUS DECREATION Case Status: Closed

Status Date 02/10/2015

Processing Status 02/10/2015

Sentenced/Penalty Imposed Awaiting Sentencing

12/31/2014 Awaiting Plea Court 12/02/2014 Awaiting Formal Arraignment

11/06/2014 Awaiting Plea Court 11/06/2014 Awaiting Pre-Trial Conference

11/03/2014 Completed

09/30/2014 Awaiting Formal Arraignment 09/29/2014 Awaiting Filing of Information

CALENDAR EVENTS Case Calendar Event Type Formal Arraignment

Schedule Start Date 11/06/2014

12/30/2014

02/10/2015

Start Time

8:30 cm

8:30 am

Room 8:30 am

Courtmonn 3

Courtroom 3 Courtroom 3

Judge Deborah E. Curcillo

Judge Name

Judge Deborah E. Curcillo Judge Deborah E. Curcillo

Scheduled Moved Scheduled

Status

Schedule

Plea Court Date Of Birth:

Plea Court

08/24/1986

The state of the s City/State/Zip: San Juan, PR 00924

Participant Type

CASE PARTICIPANTS

Name

Defendant

Bail Action

Quinones-Cruz, Raul

Quinones-Cruz, Raul

BAL INFORMATION

Bail Type

Percentage

Amount

Bail Postino Status

Posting Date

Nebbia Status: None

Set

08/22/2014

Date

Monetary

\$20,000.00

Posteri

11/05/2014

CPCMS 9082

Printed: 12/10/2019

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Docket Number: CP-22-CR-0005030-2014 **CRIMINAL DOCKET**

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-				Raul Quinones-Cruz		ere en en en en en en en en en en en en en	
Seg	Orig Sec.	Grade	Statute	Statute Description	Offense Dt.	OTN	
1	1	F	35 § 780-113 §§ A30	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	03/11/2014	T 553886-4	
2	2	F	35 § 780-113 §§ A30	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	03/11/2014	T 553886-4	
3	3	F3	18 § 7512 §§ A	Criminal Use Of Communication Facility	03/11/2014	T 553886-4	
4	4	F3	18 § 7512 §§ A	Criminal Use Of Communication Facility	03/11/2014	T 553886-4	

Disposition	DISPOSITION SEATENCING PERALTIES	
Case Event Sequence/Description Sentencing Judge Sentence/Diversion Program Typ Sentence Conditions	Disposition Date Offense Disposition Sentence Date Incarceration/Diversionary Per	Finel Disposition Grade Section Credit For Time Served riod Start Date
Walved for Court (Lower Court)	Defendant Was Present	
Lower Court Disposition	09/22/2014	Not Final

	Lower Court Disposition	09/22/2014	Not Final	
	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Waived for Court (Lower Court)	F	35 § 780-113 §§ A30
	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Walved for Court (Lower Court)	F	35 § 780-113 §§ A30
	3 / Criminal Use Of Communication Facility	Walved for Court (Lower Court)	F3	10 5 7540 55 4
	4 / Criminal Use Of Communication Facility	Walved for Court (Lower Court)	F3	18 § 7512 §§ A
	Proceed to Court	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		18 § 7512 §§ A
	Information Filed	12/02/2014	Not Final	
	Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Proceed to Court	F	35 § 780-113 §§ A30
	2 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Proceed to Court	F	35 § 780-113 §§ A30
I	3 / Criminal Use Of Communication Facility	Proceed to Court	F3	18 § 7512 §§ A
1	4 / Criminal Use Of Communication Facility	Proceed to Court	F3	18 § 7512 §§ A
I	Guitty Plea			10 9 7012 99 A
I	Plea Court	02/10/2015	Final Disposi	tion
1	1 / Manufacture, Delivery, or Possession With Intent to Manufacture or Deliver	Guitty Plea	F	35 § 780-113 §§ A30
	Curcillo, Deborah E. IPP	02/10/2015		
ı.	** •	Min of 2 An Vegre	n-	2/40 <i>8</i> 204 E

3 mos el mt, ha.

to 2 mo 13 days

Min of 2.00 Years Max of 2.00 Years Other

02/10/2015

CPCMS 9082

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Docket Number: CP-22-CR-0005030-2014 **CRIMINAL DOCKET**

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Raul Quinones-Cruz DISPOSITION SENTENCINGPENALTES

Disposition

Case Event

Sequence/Description

Sentencing Judge

Sentence/Diversion Program Type

Sentence Conditions

2 / Manufacture, Delivery, or Possession With Intent to

Manufacture or Deliver Curcillo, Deborah E.

IPP

1st 3 mos ha and am

3 / Criminal Use Of Communication Facility

Curcillo, Deborah E.

Probation

4 / Criminal Use Of Communication Facility

Curdillo, Deborah E.

Probation

Disposition Date

Offense Disposition

Sentence Date

Incarceration/Diversionary Period

Section

Credit For Time Served

Guilty Pies

02/10/2015

Min of 2.00 Years Max of 2.00 Years

Other

02/10/2015

Guilty Plea

02/10/2015

Min of 2.00 Years

Max of 2.00 Years

Other

Guilty Plea

02/10/2015 Min of 2.00 Years

Max of 2.00 Years

Other

Final Disposition

Grade

Start Date

35 § 780-113 §§ A30

18 § 7512 §§ A

02/10/2015

18 § 7512 §§ A

02/10/2015

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Docket Number: CP-22-CR-0005030-2014 CRIMINAL DOCKET

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LINKED SENTENCES:

Link 1

CP-22-CR-0005030-2014 - Seq. No. 2 (35§ 780-113 §§ A30) - IPP is Concurrent with

CP-22-CR-0005030-2014 - Seq. No. 1 (35§ 780-113 §§ A30) - IPP

CP-22-CR-0005030-2014 - Seq. No. 3 (18§ 7512 §§ A) - Probation is Concurrent with

CP-22-CR-0005030-2014 - Seq. No. 1 (35§ 780-113 §§ A30) - IPP

CP-22-CR-0005030-2014 - Seq. No. 3 (18§ 7512 §§ A) - Probation is Concurrent with

CP-22-CR-0005030-2014 - Seq. No. 2 (35§ 760-113 §§ A30) - IPP

CP-22-CR-0005030-2014 - Seq. No. 4 (18§ 7512 §§ A) - Probation is Concurrent with

CP-22-CR-0005030-2014 - Seq. No. 1 (35§ 780-113 §§ A30) - IPP

CP-22-CR-0005030-2014 - Seq. No. 4 (18§ 7512 §§ A) - Probation is Concurrent with

CP-22-CR-0005030-2014 - Seq. No. 2 (35§ 780-113 §§ A30) - IPP

Link 6

CP-22-CR-0005030-2014 - Seq. No. 4 (18§ 7512 §§ A) - Probation is Concurrent with

CP-22-CR-0005030-2014 - Seq. No. 3 (18§ 7512 §§ A) - Probation

COMMONWEALTH INFORMATION

Name:

John R. Canavan IV

Assistant District Attorney 084728

Supreme Court No:

Phone Number s :

717-780-6767

(Phone)

Address:

Dauphin Co Da's Office

101 Market St

Harrleburg, PA 17101

Name:

Amanda Ann Batz

Public Dafender

Supreme Court No:

210125 Active

Rep. Status:

Phone Number(s):

(Phone)

717-780-6385

Dauphin CO Pd's Office

2 S 2ND St FI 2

Harrisburg, PA 17101

Representing: Quinones-Cruz, Raul

Sequence Number

CP Filed Date

ÉNTRIES ... Document Date

Filed By

08/22/2014

Witmer, Lowell A.

Bail Set - Quinones-Cruz, Raul

Original Papers Received from Lower Court

09/29/2014

Court of Common Pleas - Dauphin

County

CPCMS 9082

Printed: 12/10/2019

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Docket Number: CP-22-CR-0005030-2014

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Court Case

Commonwealth of Pennsylvania v. Raul Quinones-Cruz

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BATRIES

Sequence Number	CP Filed Date	Document Date	Filed By
1 Application for Work F	10/27/2014 Release		Quinones-Cruz, Rauf
1 Order Denying Applica	11/03/2014 ation for Work Release	estable to	Gurcillo, Deborah E.
1 Bail Posted - Quinone	11/05/2014 s-Cruz, Raul	71	Rawls, Jason J.
1 Arraigned	11/06/2014	-	District Attorney
1 Bail Bond Filed	11/13/2014	-	Court of Common Pleas - Dauphin County
1 DA Memo Filed	12/02/2014	**	Canavan, John R. IV Commonwealth of Pennsylvania
1 Information Filed	12/12/2014		District Attorney
1 Continued to 02/10/15	12/30/2014		Curci⊪o, Deborah €.
1 Written Guilty Plea Colk	02/10/2015 oquy	***************************************	Attomey
2 Guilty Plea	02/10/2015		Curciilo, Deborah E.
3 Order - Sentence/Penalt	02/10/2015 y Imposed	WEST-TO MADE	Curdilo, Deborah E.
Penalty Assessed	03/11/2015		Court of Common Pleas - Dauphin County

CPCMS 9082

Printed: 12/16/2019

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EXHIBIT :

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Penalty Satisfied

Docket Number: CP-22-CR-0005030-2014

County

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Raul Quinones-Cruz

Parties 1 Sequence Number **CP Filed Date** Document Date Filed By 03/18/2015 Klein, Dale Elise DL-21D to be Prepared 03/18/2015 Klein, Dale Elise DL-21D was prepared 03/19/2015 Unknown Filer DL-21D Sent to PennDOT 04/07/2015 Probation/Parole interstate Transfer Application Fee 01/30/2017 Court of Common Pleas - Deuphin

CPCMS 9082

Printed: 12/10/2019

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Commonwealth of Pennsylvania ٧.

Raul Quinones-Cruz CASE PRANCAL DE ORMANION Lest Payment Date: 01/30/2017

Lest Payment Date: 01/30/20	17		Tota	of Last Payment: -\$	493.00
Quinones-Cruz, Raui Defendant	Assessment	Payments	Adjustments	Non Monetary Payments	Total
Costs/Fees					
OSP (Dauphin/State) (Act 35 of 1991)	\$600.00	(\$281.12)	(\$316.88)	\$0.00	\$0.00
OSP (Dauphin/State) (Act 35 of 1991)	\$600.00	(\$281.12)	(\$318,88)	\$0.00	\$0.00 \$0.00
Adult Electronic Monitoring Fees (Dauphin)	\$950.00	(\$950.00)	\$0.00	\$0.00	\$0.00
Substance Abuse Education (Act 198 of 2002)	\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00
Substance Abuse Education (Act 198 of 2002)	\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00
ATJ	\$4.00	(\$4.00)	\$0.00	\$0.00	\$0.00
Automation Fee (Dauphin)	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
CJES	\$2.25	(\$2.25)	\$0.00	\$0.00	\$0.00
Clerk of Court Costs (Dauphin)	\$162.70	(\$162.70)	\$0.00	\$0.00	\$0.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$20.00	(\$20.00)	\$0.00	\$0.00	\$0.00
Costs of Prosecution - CJEA	\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00
County Court Cost (Act 204 of 1976)	\$29.15	(\$29.15)	\$0.00	\$0.00	\$0.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	(\$35.00)	\$0.00	\$0.00	\$0.00
DNA Detection Fund (Act 185-2004)	\$250.00	(\$250.00)	\$0.00	\$0.00	\$0.00
District Attorney Costs (Dauphin)	\$18.00	(\$18.00)	\$0.00	\$0.00	\$0.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	(\$10.00)	\$0.00	\$0.00	\$0.00
Firearm Education and Training Fund	\$5.00	(\$5.00)	\$0.00	\$0.00	\$0.00
JCPS	\$21.25	(\$21.25)	\$0.00	\$0.00	\$0.00
Judicial Computer Project	\$8.00	(\$8.00)	\$0.00	\$0.00	\$0.00
State Court Costs (Act 204 of 1976)	\$13.35	(\$13.35)	,\$0.00	50.00	\$0.00
Variable Amount to be Distributed CVC/VWS (Act 96)	\$28.00	(\$28.00)	\$0.00	\$0.00	\$0.00
Variable Amount to be Distributed CVC/VWS (Act 96)	\$12.00	(\$12.00)	\$0.00	\$0.00	\$0.00
Victim Witness Service (Act 111 of 1998)	\$25.00	(\$25.00)	\$0.00	\$0.00	\$0.00
Certification Fee (Dauphin)	\$10.90	(\$10.90)	\$0.00	\$0.00	\$0.00
Certification Fee (Dauphin)	\$10.90	(\$10.90)	\$0.00	\$0.00	\$0.00
Application Fee (Act 95-2010) (County)	\$100.00	(\$100.00)	\$0.00	\$0.00	\$0.00
Overpayment - Remit to County	\$0.26	(\$0.26)	\$0.00	\$0.00	\$0.00

CPCMS 9062

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Docket Number: CP-22-CR-0005030-2014

CRIMINAL DOCKET

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Raul Quinones-Cruz

Quinones-Cruz, Raul	dr Marinetine.	Annanament	Secretary and Appropriate Appr		MARKET STATES	
Defendant		Assessment	Payments	Adjustments	Non Monetary	Tota
	Costs/Fees Totals:	\$3,070.76	(\$2,433.00)	(\$637.76)	Payments \$0.00	***
nes			(**************************************	(0007.70)	90,00	\$0.00
rimes Code, etc.		\$1,000.00	(\$1,000.00)	\$0.00	\$0.00	\$0.00
imes Code, etc.		\$1,000.00	(\$1,000.00)	\$0.00	\$0.00	
imes Code, etc.		\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00
Crimes Code, etc.		\$50.00	(\$50.00)	\$0.00	\$0.00	\$0.00 \$0.00
	Fines Totals:	\$2,100.00	(\$2,100.00)	\$0.00	\$0.00	\$0.00
	Grand Totals:	\$5,170,76	,		φυ.υυ	\$0.00
	Grand Totals:	40,170.75	(\$4,533.00)	(\$637.76)	\$0.00	\$0.00

^{** -} Indicates assessment is subrogated

CPCMS 9082

Printed: 12/10/2019

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Roca, Miriam

From:

Klouser, Jason <jaklouser@pa.gov> Wednesday, July 20, 2022 12:24 PM

Sent: To:

Roca, Miriam

Subject:

Roca, Miriam

Attachments:

RE: [External] Raul Quinones-Cruz 15011C.pdf; CpDocketSheet.pdf

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

Good afternoon,

Attached you will find Ruling No. 15011C for Mr. Quinones-Cruz. His license in Pennsylvania was revoked and he is not in good standing and not eligible to be relicensed in Pennsylvania. I have attached a docket sheet in which he was arrested for drug charges.

if you have any questions please let me know.

Thanks

Jason

From: Roca, Miriam < Miriam.Roca@fgcc.fl.gov>
Sent: Wednesday, July 20, 2022 12:04 PM
To: Klouser, Jason < iaklouser@pa.gov>
Subject: [External] Raul Quinones-Cruz

ATTENTION: This email message is from an external sender. Do not open links or attachments from unknown senders. To report suspicious email, use the <u>Report Phishing button in Outlook</u>.

Good Afternoon Mr. Klouser,

Mr. Raul Quinones-Cruz has applied for a Groom's license in the state of Florida. Can you please provide me with Mr. Quinones' (license DOB DOB licensing status and if there has been any rulings against him in PA? Also, is he currently in good standing and/or eligible for relicensure in your State?

Thank you.



Miriam Y. Roca

Investigation Specialist II
Office of Investigations, Pari-Mutuel Wagering
1400 West Commercial Blvd, Fort Lauderdale, FL 33309
Phone: 954.202.6796 - Facsimile: 954.202.3930

1

The Stake 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 this public and media upon request. Therefore, your e-mail communications may be subject to public disclosure.

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



COMMONWEALTH OF PENNSYLVANIA PENNSYLVANIA STATE HORSE RACING COMMISSION

RULING

			NO:	_15011C
			Date:	3/19/2015
NAME:	RAUL QUINONES-CRUZ	Violation Date:	3/11,	/2014
Address:	129 OAKEN LANE	License Type:	Stab	Le Emp
-	GRANTVILLE PA 17028			
SSN: _		Suspension Begins:		
Date of Birth:		Suspension Ends:		
provisions of 58 l	a. Code 165.35(1) That the experier	of Raul Quinones-Cruz is ace, character and general a thoroughbred horse race	fitness of	the applicant or
provisions of 58 F licensee are such the public interest Please note that ye 48 hours for ruling ten (10) days for a	Pa. Code 165.35(1) That the experier that the participation of the person ir that the participation of the person ir that the best interests of racing generall ou have the right to appeal this decises that involve entries, qualifications all other infractions, after notice of the perfected as required in 58 Pa. Code,	nce, character and general in thoroughbred horse race y. ion in writing to the PA H is, weight, conditions or the decision as set forth in fine	fitness of meets wi	the applicant or ll be inconsistent with ing Commission within

EXHIBIT # Page 1 of 1 PAGE #

Walter Remmert, Executive Secretary (Acting)

PA Horse Racing Commission



FILED

Deputy Agency Clerk

Date

2/13/2020

Tet Phone: 850.

File #

Div

Ron DeSantis, Governor

Halsey Beshears, Secretary

February 11, 2020

Mr. Raul Quinones-Cruz 6831 Cavacade Drive, Apt. A Tampa, Florida 33614-4526

Letter of License Denial

Dear Mr. Quinones-Cruz:

This Letter of License Denial ("Denial") serves to inform you that your application for a Pari-Mutuel Wagering General Individual Occupational License is denied in accordance with the provisions of chapter 550, Florida Statutes, and the rules promulgated thereto. This Denial is based upon the following:

- 1. 3/11/2014 Revocation of Groom License by Pennsylvania Horse Racing Commission for Conduct Detrimental to Racing (Ruling No. 15011C)
- 2. 2/10/2015 2 Counts of Manufacture, Delivery, or Possession with Intent to Manufacture or Deliver (F) - Guilty - Dauphin County, Pennsylvania (Case No. CP-22-CR-0005030-2014)
- 3. 2/10/2015 2 Counts of Criminal Use of Communication Facility (F-3) -Guilty - Dauphin County, Pennsylvania (Case No. CP-22-CR-0005030-2014)

These offenses are disqualifying under section 550.105(5), Florida Statutes. Failure to disclose convictions as required by a license application is a basis for denial of the application under section 559.791, Florida Statutes.

Your Request for Waiver has been denied based on your failure to meet the requirements of section 550.105(5)(c), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to section 120.57, Florida Statutes, you may request a hearing to challenge the Division's decision within twenty-one (21) days of receipt of this Denial, as provided for in Rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

> LICENSE EFFICIENTLY, REGULATE FAIRLY. WWW.MYFLORIDALICENSE.COM

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Agency's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Louis Trombetta, Director

Division of Pari-Mutuel Wagering

Attachment: Notice of Rights

CERTIFICATE OF SERVICE

I hereby certify this 13 day of February, 2020, that a true copy of the

foregoing has been furnished by U.S. mail to:

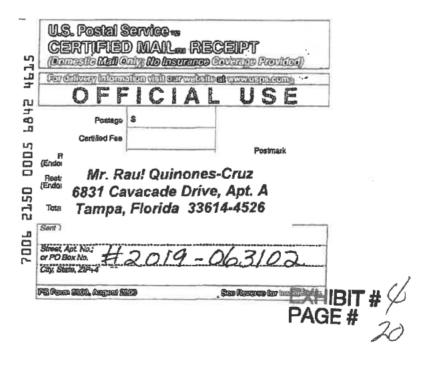
Raul Quinones-Cruz

6831 Cavacade Drive, Apt. A Tampa, Florida 33614-4526

AGENCY CLERK'S OFFICE

Department of Business and Professional Regulation

Case No. 2019-063102





Division of P Robe

FILED

Department of Business and Professional &

Departy Agency Clerk

26 Tallahás Phone: 650,488,9130

CLERK Eyette Lawson-Prodor Date: 5/8/2018

Rick File#

- 1

May 2, 2018

Mr. Raul Quinones Cruz P.O. Box 2372 Oldsmar, Florida 34677

RE: Case No. 2018-022554

Jonathan Zachem, Secretary

Dear Mr. Quinones Cruz:

This correspondence (hereinafter "Denial Letter") is to inform you that your application for an individual occupational license is denied. This Denial Letter is based upon your failure to timely correct errors and/or omissions, or to provide supplemental information as requested by the Division of Pari-Mutuel Wagering (the "Division") related to your licensure application under Section 120.60, and Section 550.105, Florida Statutes and the rules promulgated thereunder.

Enclosed is a copy of the Division's notice of items ("Deficiency Letter") that you failed to submit in support of the denied application. Please be advised that you may not engage or participate in any activity at any Florida pari-mutuel facility which requires an individual to hold a valid occupational license to perform such activity.

Please note that this Denial Letter does not prohibit you from submitting a new application for an individual occupational license. If you choose to submit a new application, you will be required to submit all fees and costs associated with that application. All applications for an individual occupational license must be complete and accurate, and must include all of the missing information that formed the basis for this Denial Letter.

If you have any questions or concerns with regard to this matter, please do not hesitate to contact our Customer Contact Center at (850) 487-1395.

Sincerely

Robert Ehrhardt, Director

Division of Pan-Mutuel Wagering

Enclosure: Deficiency Letter

LICENSE EFFICIENTLY, REGULATE FAIRLY, WWW.MYFLORIDALICENSE.COM

EXHIBIT # 4 PAGE # 17

CERTIFICATE OF SERVICE

I HEREBY CERTIFY on this			may	1
correct copy of the foregoing "Denia	al Letter"	has been	furnishe (Via	U.S. Mail to:

Mr. Raul Quinones Cruz P.O. Box 2372 Oldsmar, Florida 34677

AGENCY CLERK'S OFFICE

Department of Business & Professional Regulation

Eveth L. Proctor

Case No. 2018-022554

LICENSE EFFICIENTLY, REGULATE FAIRLY, WWW.MYFLORIDALICENSE.COM

EXHIBIT # 4 P



Division of Pari-Mutuel Wagering
Office of Operations
2601 Blair Stone Road
Tallahassee, FL 32399-1037
Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 2, 2022

Mr. Raul Quinones 8898 Lyons Road Boynton Beach, Florida 33472

RE: Application No. 186960, Entity 11580942 1022 - PMW General Individual Occupational

Dear Mr. Quinones:

Your application for an occupational license with the Division of Pari-Mutuel Wagering has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- DBPR PMW 3180 Request for Waiver (form enclosed).
- DBPR PMW-3195 Request for Release of Information and Authorization to Release Information (form enclosed).

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 850.487.1395.

If your revised application is not received by the Division within 45 days from the date of this letter, your application may be denied for failure to complete the application process.

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Randall Kitchens Operations Analyst II

LICENSE EFFICIENTLY. REGULATE FAIRLY. WWW.MYFLORIDALICENSE.COM

Mahalingam, Rajani

From:

Kitchens, Randall

Sent:

Monday, June 27, 2022 10:07 AM

To:

Mahalingam, Rajani

Cc:

Muniz, Luz; Campbell, Ian; Futrell, Michelle; Donaldson, David; Ricks, Glenda

Subject:

Investigations Referral 1022 - File 95023 - Entity 11580942

Good afternoon,

Ms. Mahalingam, can you please open a case for Raul Quinones. His 90-day deadline is 09/15/2022. Please see the Application Routing Slip in Onbase for all Supporting Documents.

Thank you!



Randall Kitchens, Operations Analyst II

<u>Division of Pari-Mutuel Wagering</u> — Office of Operations Florida Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, Florida 32399-1037 Phone: (850) 488-3211 ~ Fax: (850) 410.5350

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: More Tourier Chief Atternay

Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-031564 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Daniel Peter Smith's ("Applicant") application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License. Applicant submitted a complete application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License on June 24, 2022, and applied for a waiver of his misdemeanor conviction. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the misdemeanor conviction. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On June 24, 2022, 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 Applicant was convicted of a misdemeanor involving larceny in the state of Florida. Specifically, Applicant was convicted of Petit Theft.

Applicant applied for a waiver of the misdemeanor conviction and a waiver interview was subsequently scheduled. On July 5, 2022, Applicant attended the waiver interview with the Division and a report was drafted of that interview which was submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On August 15, 2022, the Executive Director declined to waive the misdemeanor conviction.

Relevant Law

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 849.086(6)(g), Florida Statutes, provides that:

"[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority."

Section 550.105(5)(d), Florida Statutes, provides that:

". . . the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license."

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

"[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the commission."

Rule 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: Because the Applicant's disqualifying criminal conviction was 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.

Department of Business & Professional Regulation

State of Florida Department of Business and Professional Regulation Chronology Report

Case #:

2022031564

Incident date: 06/17/2022

Status: 106 - Sent to Directors office

Lic Type:

1055

Disposition:

Case Type:

Complaint

Responsible: Itrombetta - TROMBETTA, LOUIS

Complainant:

DIVISION OF PARI-MUTUEL WAGERING

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent:

SMITH, DANIEL PETER

233 SW 6TH STREET, DANIA BEACH, FL 33004

Summary:

274-Dania Entertainment Center, LLC

Chronology:

Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
08/08/2022	Α	79	70	Sent to Director for Review	ddonaldson	SMITH, DANIEL PETER
06/28/2022	Α	79	440	Incoming Correspondence	rmahalinga	SMITH, DANIEL PETER
06/28/2022	Α	10	15	Assigned to Investigator	Ivila	SMITH, DANIEL PETER
06/28/2022	R		Ivila	VILA, LISA	rmahalinga	
08/08/2022	R		ddonaldson	DONALDSON, DAVID	icampbell	
08/08/2022	R		bjones	JONES, BRADFORD	bjones	
08/09/2022	R		Itrombetta	TROMBETTA, LOUIS	ddonaldson	

August 09, 2022 08:09

nfa5 - Chronology Report

Page 1 of 2





State of Florida Department of Business and Professional Regulation Chronology Report

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party Respondent
	08/09/2022	S	1055	106	Sent to Directors office	ddonaldson
	08/08/2022	S	1055	165	Supervisor Review	bjones
	08/08/2022	s	1055	90	Closed	icampbell
	06/28/2022	S	1055	20	Under Investigation	rmahalinga
	06/28/2022	s	1055	10	Initial Review	rmahalinga
	08/08/2022	s	1055	104	Sent to Licensing Section	icampbell
Allegation:	legation: Code Description		n			
	WAVR	Waiver of 0	Crim. Conv.	or Other Offenses		

August 09, 2022 08:09

nfa5 - Chronology Report

Page 2 of 2

FAO I Heln I Sign Out VR Home Entity Inbox 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: icampbell VR Home > Complaint Search > Maintain Complaint Lic Type Individual Combination 104 Sent to Status Status Date 08/08/2022 **Licensing Section** Case Type Complaint Complaint # 2022031564 Disposition Disposition Date SMITH, ddonaldson -Docket# Respondent DANIEL Responsible DONALDSON, **Private Case** PETER DAVID Complaint Respondent Complainant Addt'l info Source LIC - Licensee Security Level 1 **Parties** Activities Allegations Discipline Form WALK - Walk-in Priority Violations Compliance Class'n IIIB - Waivers Complexity R - Regular Related Disposition Security STND - Standard Incident 06/17/2022 Inspection Region SR - Southern Region Received 06/28/2022 Costs Reference Time Tracking Auto Assign Entered 06/28/2022 Entered By rmahalinga Attachments History Summary 274-Dania Entertainment Center, LLC Work Notes Print Report Updated 08/08/2022 15:23:00 By icampbell

Save

OK

Change

Get Adobe Reader.

Back

Cancel

ROUTING SLIP REQUEST FOR WAIVER

RE: SMITH, DANIEL PETER - 13222228 (APPLICANT'S NAME - LICENSE #)	Case No: <u>2022 03 1564</u>
1055 - Food Service Occupation Code and Job Title	Casino @Dania Beach Facility (d/b/a name)
90-DAY RESPONSE DEADLINE:	OCTOBER 3, 2022
	ugust 8, 2022 itial & Date) eleteness and accuracy, and has been
Licensing Section: Reviewed by: 89/2012 (Initial & Date)	Sheks 6/12/22 (Initial & Date)
Is the applicant currently under suspension, has unpaid fines, or haor racing jurisdiction? [] Yes or [] No If yes, in what jurisdiction?	as been refused a license by any gaming
Executive Director: (Initial & Date) [] Prepare Waiver or [] Prepare File for Commission Review	
Comments:	
nvestigative Findings:	
August 6, 2019 Boynton Beach Police Department, FL. – Pupon a plea of Guilty and sentenced on Notand \$348.00 in Court costs and Fines which h	vember 7, 2019 to 6 months' Probation

^{*}Please attach Routing Slip to front of case file



Louis Trombetta, Executive Director

Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Pagion:	Data of Co	mplaint:	Case Number:
PMW	Region: Southern	Date of Co		2022 03 1564
Respondent:			Complainant:	
SMITH, DANIEL F 233 SW 6 TH STRE DANIA BEACH, F	ET LORIDA 33004		OFFICE OF INVI 1400 W. COMMI	ARI-MUTUEL WAGERING ESTIGATIONS ERCIAL BLVD. SUITE 165 DALE, FLORIDA 33309
License # and Typ 13222228 / 1055	e:	Profes Food Se		Report Date: July 12, 2022
Period of Investigation		1 000 00		Type of Report:
Application dated which he signed o Theft arrest in Palr As confirmed pe misdemeanor thef assessed Fines an	June 8, 2022, amenden June 17, 2022. On m Beach County from from SMITH's FDLE Ct in 2019. As a resul	ed application date his initial application 2019. riminal History Relation of his arrest, he	ed June 24, 2022 on, SMITH did no eport (EXHIBIT was placed on p	ITH'S Online Florida Pari-Mutuel 2 and his Waiver Request Form, of include his misdemeanor Petit #), SMITH was arrested for probation for 6 months and was (EXHIBIT #1).
Investigations Spe	cialist II / Date	Ar	proved by Inves	tigator Supervisor / Date
Lisa Vila/ July 15,		Rr	adford D. Jones	/ August 8, 2022
Chief of Investigati	ons / Date	bi	aarora D. Jones	/ August 0, 2022
Bradford D. Jones				
Steven E. Kogan	August 8, 2022			

FLORIDA GAMING CONTROL COMMISSION <u>HTTPS://FGCC.FL.GOV/</u>

CASE NUMBER: 2022 03 1564

CONTINUATION

<u>CI</u>	<u>RIMINAL HISTO</u>	<u>RY</u>				
			Arrest 3			
Da	ate of Arrest:	Arresting Agency	/ :			
			OFFENSE			41
	arge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1						
2						
3						
4						
			SENTENCE			
			Arrest 4			
Da	te of Arrest:	Arresting Agency	:			
			OFFENSE			
Cha	arge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1						DAIL
2						
3						
4						
			SENTENCE			

FGCC INVESTIGATIVE REPORT

CASE NUMBER: 2022 03 1564

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	Х	
Does the Applicant possess an Occupational License from other jurisdictions?		Х

Date Licensed: 06/08/2022	Expiration Date: 07/08/2022	License #: 13222228	Agency or Jurisdic Florida Gaming Co		
				YES	NO
Has License ever	r been suspended or	revoked?			Х
Was any derogat	ory information rece	ived?			Х
2. License Type:					
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdic	risdiction:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information rece	ived?			
Additional Comm				- II	

Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:		
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			-
Additional Comm					

Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:		
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm	ents:				

FGCC INVESTIGATIVE REPORT

CASE NUMBER: 2022 03 1564

CONTINUATION

WAIVER INTERVIEW

		YES	NO
Was a Waiver Interview Conducted?		Х	
Date of Interview: July 5, 2022	Location of Interview: Teleph	none	
		YES	NO
Was the applicant cooperative?		Х	
Additional Comments:		-	

SUMMARY OF INTERVIEW:

SMITH'S waiver interview was conducted via telephone on July 5, 2022. I introduced myself to **SMITH** and he provided the following information.

During the interview, **SMITH** was asked about his criminal history. He stated that he was arrested for theft while he was employed at Macy's as a Cashier.

SMITH further advised he was cooperative with the Court and did not serve any jail time; he was placed on probation for 6 months, paid fines and Court fees. He is requesting to be licensed so he can obtain employment as a server in the Food and Beverage section of a facility.

SMITH worked briefly at Dania Casino, under his temporary license but he resigned due to "issues with a coworker." In closing, **SMITH** indicated that he has not had any additional encounters with law enforcement and is not involved in any other legal issues.

CONCLUSION:

SMITH was cooperative and courteous throughout his interview. He stated did not list this arrest on his application because he did not serve time in jail, and he thought his record was expunged.

Copies of the Boynton Beach Police Department Arrest Report prepared in connection with SMITH's arrest and obtained via the Comprehensive Case Information System (CCIS) reveal that

Case Status: Closed by Investigations; forward to Licensing.

CASE NUMBER: 2022 03 1564

CONTINUATION

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i.	INVESTIGATIVE REPORT COVERSHEET1
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DBPR PMW-3180 - Request for Walver



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

www.myfloridaticense.com



********* ndividual/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 part-mutuel occupational license in Floride and have been convicted of any of the crimes fisted below, you must first request and receive a waiver from the Division Director in erder to receive a Florida Pari-Mintuel Wagering Occupational License of Cardroom License. Please chack the appropriete boxes below that best describes your situation:

For Parl-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 misdemaenor in this state, in any other state, or under the laws of the United States, if such felony or misdementor is related to gambling or bookmaking, as contemplated in Section 849.26, Florida Statutes, or involves cruelty to enimals.

- 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

For Cardroom Applicants Only:

A misdemeanor involving forgery, larceny, extertion, 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 waher. and imperpriatives. And an accordance to consider, one bivious broads on your application. Mou will be notified of the decision by mail at the address provided on your application.

UNTAL YOU ARE LICENSED:

- You are not permitted to engage in any activity which requires a part-mutuel occupational license or a cardroom license at any part-mutuel facility in Florids. If you are found to be working without a license, you will be subject to arrest for trespassing and your walver request may be denied.
- You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Fiorida.

i hereby request a walver for the situation(s) or conviction(s) noted above, and acknowledge that license and increty request a water for the studionts; or convictionts; make above, and accretionage that hereby 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 denies from other jurisdictions will result in a denies of the request for waiver. I hereby waive the Section 120,60, Florida Statutes, timeline requirement regarding the processing of this application.

Signature of Applicant

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3185 -- REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

DBPR PMW-3180, Effective 9-11-11, Rule 61D-5.001, F.A.C.

Page 1 of 1

RECEIVED

Department of Business and Professional Regulation Division of Pari-Mutuel Wagering DBPR PMW-3410 – Slot Machine Individual Occupational License Application

JUN 0'8 2022

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

A MAINTENANT PROFES		DEMOGRAPHI	C INFORMATIO	V The state of the	Control land
Social Security Number		Dist. Date	YYYY	THE RESERVE TO SHARE THE PARTY OF THE PARTY	
				₽ M	ale 🖸 Female
rear Listina		First		Male	
Smith		Daniel		Peter	Suffix
Have you used, been known as, or the name used on the application?	- 100		pla – malden na		e) or alles other the
If yes, list the name or names used					
Race/Ethnicity (check only one): Black or African American White or Caucasian	D Asian o	er Pacific Islander ic/Latino	D Native A	merican or Alaskan Nativ	
Are you a United States citizen? I no, provide the name of the count	Yes ry of which yo	□ No ou are a chizen:			
Current Malling Address			Email Ac	Idress (optional)	
33 SW 6th Street			A STATE OF THE STA		
ity	State	Zip Code (+4	optional		
ania Beach	FL	33004		SA	
rimary Phone Number	_	Sec		ne Number (optional)	
			3,000,000	THE THERMOON TO COMMITTEE (
Ulterit Street Address				_	
33 SW 6th Street				_	
ty	State	Zip Code (+4 c	optional) Co	turity	total
ania Beach	FL	33004		SA	
pe of Slot Machine Occupational LI	cense ennivir	no for			
			licerise in	r first time applying for a r Florida?	acing/gaming
General Individual D Pro	fessional Indi	vidual	2 Yes	□ No	
Slot Machine/Cardroom/PMW Co	mbination		Facility wh	ere employed and/or doin	g business:
title(s): F&B Cashier				Entertainment	
					Center LL(
			Employer	lame;	
ficants for a Combo icease should disclose s	ili job illies		Dania	Entertainment	Center I I C
lance But. INFE		FOR DIVISION U	70	1	
cense Code 1055 Lice	nso# <u> ろえ</u>	22228	File # 035	App# 3	1550
ssociation Code 274 Date	Received O	6 08 202	Entered P	10	
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PP PP	Date 06 (10 ALL	FP Fee Ø	Total Fee 🐧	100.00
Walver Requested		ARO		Enforcement	,
(Combo Only)					

Name	of Employer	Addres	.	Sta	loyment history in the	Title/Position Held &	Reason for Leavi
			•	- En	d Data (Month/Year)	Supervisor Name	
Yés	PREVIO	DUS LICENSIN	G HISTORY (A	TT.	ACH ADDITIONAL P	AGES AS NECESSARY)	THE STATE OF
Yés No				or g	eming jurisdiction? If	yes, you must list all current	and previous
	ste(z) or Jurisdiction Where Licensed	on(s)	Date of Expiration		is this subject to fi	license currently suspend has or other discipline? E	fed or
					Yes No	or other disciplinis I E	apaun way.
				C	Yes		
				1	No Yes		
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				00	Yes No		- 44.
				0	Yes		
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-					No.		
68					No		7.5
0	tave you ever had a ine state(s) or jurisdic	racing or gami: tion(s) of licens	ng license revolution	ed or d	or denied in this or an ental and explain why	y other state or country? If y	es, you must list
u answer	ed yes to the question	n above, provid	de details here:	<i>_</i> . •	and oxpidit Wily		
				_			
						ETHE PAGE	

						misdemeanor involving cy, racing or gaming d States?
No No	crimin applic	you ever been 121 charges age	Convicted of or	had adjudication withheles, the court disposition retails in the section provide	d for any crime, or pled g	
Date Dispos	of	County	State	Offense	Misdemeanor or Felony?	Sentence
Yes No	Do you	currently work t	for, own or have	e a financial interest in a :	lat machine management	
	I LEGISTANIAN THE STATE OF THE					
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Page 4 of 5

Dat No	ahr	weerden eine Adre u	NUMBER AREST TOPA	of or had adjudication withhelf yes, the court disposition red datalls in the section provide	and the state of t	s itinet de enbilliged A
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Logged in as: rmahalinga

Domain 10 - Division of Pari-Mutuel Wagering

VR Home > License Search > License Home

License						Li	censee
		1055 -					History
Fed Tax #	Lic Type	Slot/Cardroom Mutuel Indiv C		Expires On 07/08/202	2		Notes
File#	10351 Name	SMITH, DANIE	L PETER E	xtended To		Not	es History
License #		SCPL - Slot/Cardroom Mutuel Indiv C		enewed On			Back
	13222228 Lic Status	Closed					
Address							
Street # 2	233 Street SW 6TH	STREET					
Line 2							
Line 3							
City	DANIA BEACH	State FL		Zip 33004			
	Routing						
Other	Routing						
		Rank Date 06	5/08/2022	Certificate #			
1st License	e Date 06/08/2022	Rank Date 06		Certificate #			
1st License		Rank Date 06 Status Date 06 Birth Date	5/09/2022 C	Certificate # Certificate Date Renewal Sent			
1st License M Fee Ex	e Date 06/08/2022 lethod I-S-1017	Status Date 06	5/09/2022 C	ertificate Date			
1st License M Fee Ex	e Date 06/08/2022 lethod I-S-1017	Status Date 06	6/09/2022 C	ertificate Date			
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VR Home > Complaint Search > Maintain Complaint > License Home

					No.		Licensee
		1055 -					History
Fed Tax#	Lic Typ	Slot/Card Mutuel In	Iroom/Pari- idiv	Expires On 07/0	8/2022		Notes
		Combo					Notes Histor
File#	10351 Nam	e SMITH, D PETER	ANIEL E	xtended To			Back
		SCPL -					Parties Helicological
License #	13222228 Ran	Slot/Card Mutuel In Combo	Iroom/Pari- div	enewed On			
Entity #	13222228 Lic Statu	s Closed					
Address						*New appl	icant:
Street # 2	33 Street SW 6TH	STREET				-No previo	us license.
Line 2						-Temp issu	ed 6/8/22.
Line 3					Massilla - O. Ador	**!- * DC! C	! al !
City [DANIA BEACH S	tate FL		Zip 33004	American Company	*No ARCI f	inaings.
	Routing				3	*CCIS findi	ngs.
Other		Tomb 0.04 columns	delingerer)	hand Miles	-	*No previo	us
1st License		atus Date 06	3/09/2022 Cer			*No previo enforceme	
Fee E	lethod I-S-1017 Sta		3/09/2022 Cer			•	
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Depai int of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - Slot Machine Occupational License

Case No: 2022 03 1564

RE: SMITH, DANIEL PETER- 13222228

(APPLICANT'S NAME-LICENSE #)

INITIAL APPLICATION	ION RECEIVED:	6/8/2022			
COMPLETE APPLI	CATION RECEIVED:	6/24/2022			
90-DAY DEADLI	INE:	9/22/2022	200000		
Jonathan Dye	274 - Dania Jai-Alai				
Application Processor	Facility (d/b/a name)	Occupation/Job Title	1055 - FOOD - Food Service Occupation/Job Title		
Pursuant to Section 551.107(6)(c) Conviction verdict, non-jury trial, or entry of a plea of guidefined for purposes of slot machine gaming transaction with another.	on is defined as being found guilty, with or uilty or nolo contendere. Any misdemeand g licensure as involving dishonesty, misre	without adjudication of guilt, as a result	of a jury		
和 上国际等级扩张和间谍包含	Licensing Section I	Review			
Did the application accurately r	eflect the Criminal History Rec	ord? ☐Yes ⊠N	lo		
Felony : Count(s)	Conviction				
☐ Misdemeanor – Gambling F	Related/Bookmaking				
	convictions that involve theft	fraud, or burglary	2.00		
Comments:	tortion, Conspiracy to Defraud	(Slot Combo Professions On	ly)		
Comments.					
Arrest Date Location 08/06/2019 Palm Beach Co.	Charge	Level D	isposition		
08/06/2019 Palm Beach Co		se#: M A	djudicated Guilty		
	502019MM009	236AXXXSB			
	Disposition Unkno	own			
Felony Arrest(s):		2011			
Misdemeanor Arrest – Gaml	bling Related/Bookmaking				
Comments:	arrests/counts that involve the	ft, fraud, or burglary			
	Enforce di la la la la la la la la la la la la la				
Currently under Suspension	Enforcement/Jurisdiction , Declared Ineligible, Revoked	Offenses			
Tarior otato garring commissi	ion, uovernineniai nenamment	adency or other sutherships	e, in this or any		
regulatory Jurisdiction over th	ne gaming of another state or j	urisdiction.	rerdising		
Comments:					
Charle VD Li	Related License	S			
Check VR License Relations to	Determine if Applicant is R	elated to a Business			
Is the individual applicant related Business License Number:	to a business? Yes	No If yes, complete se	ctions below		
- dollings Figg. 1961 IDEL	D		THE MOION,		
Has a deficiency letter been issue	Business Name:				
Has a deficiency letter been issue Date Deficiency Letter Issued:	ed to the business indicating a				
Has a deficiency letter been issue Date Deficiency Letter Issued: Comments:	Business Name: ed to the business indicating a Initials:				
Date Deliciency Letter issued:	ed to the business indicating a Initials:	all ODSs must be licensed? You			
Comments:	Initials: Licensing Administrator Disposition Confirms	all ODSs must be licensed? You			
Comments: Disqualifying Convictions/Arrests	ed to the business indicating a Initials: Licensing Administrator Disposition Confirma	r Review			
Comments:	ed to the business indicating a Initials: Licensing Administrator Disposition Confirma	all ODSs must be licensed? You			



acana



Page 1 of 1. 0 total m	atches.				
Search Parameters				* *************************************	
Govt. Number:					
Date of Birth:					
First Name:	-			The state of the s	
Middle Name:					
Last Name: smith			(H. Carrier and Ca		
Sex:					
Commission:					
License Type:	# TOTAL REAL PROPERTY 1-20 OF	M. TOPP THE PALE AND DESCRIPTION OF LAND			Clarence and the second
Master ID Last Name	First Name	Middle Name	SSN/Federal ID Rulings	Birth Date City	State

Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



CASE NUMBER: 50-2019-MM-009236-AXXX-SB CASE STYLE: SMITH, DANIEL PETER

Search Criteria Search Results Case Info Party Names Dockets & Documents Case Fees Charges & Sentences

Court Events Warrants & Svc Docs Arrests & Bonds

Select a tab above to view additional case details. Case documents are located on the Dockets & Documents tab.

First Name DANIEL Middle Name PETER **SMITH** Last Name Suffix DOB Race White Sex M **Arrest Date Filing Date** 08/06/2019 Offense Date 07/31/2019 **Division Name** D: South Branch Division Calendar - D **Case Status** Closed





Search Criteria Search Results Case Info Party Names

Case Fees

Charges & Sentences

Court Events

Warrants & Svc Docs

Arrests & Bonds

Charges

Count	<u>Statute</u>	Description	Disposition	<u>Disposition</u> <u>Date</u>	Offense Date	Citation Number	<u>Plea</u>	Plea Date
1	812.014	PETIT THEFT	ADJUDICATED GUILTY BY COURT	11/07/2019	07/31/2019		GUILTY	11/07/2019

Dockets & Documents

Sentences

No sentence info was found.



OBTS Number	ARREST / NOTICE TO	9236 DAPPEAR	Creck if Supplement 1. Arrest 3. Request for Warrant	is Attached Juvenile
Agency ORI Number Agency Name	Juvenile Reférral	Report	2. N.T.A. 4. Request for Capies ncy Report Nurrent (N.T.#)s only	17
FLO 5 0 0 3 0 0 BOY	NTON BEACH POLICE DEPAR		4 - 1 - 1 - 1 9	6/111
Charge Type: Chack as many as apply. 1. Felony 2. Traffic Felony	3. Misdemeanor 5. Ord 4. Traffic Misdemeanor 6. Oth		If Weapon Seized Enter Type	Multiple Clearance Indicator
BOL N. CONGICES AVE		Cocation of Offense (Bits		
073119 70457	Booking Date Booking Time Ja	ail Date Jail Tin	Location of Vehicle	
Name (Lat. First, Middle) DANIEL	Peter	Alias (Name, DO	DB, Soc. Sec. #, Etc.	
Race W - White B - Black O - Oriental/Asian	Heigh	4 122	Brown Brown	emplexion Build MeD
Scart, Marks, Teloos, Unique Physical Features (Location,	type, Description)	Marita	Status Religion Alcohol Influence	uence D '85. D
DOI B Ridge NOOD C.		334/1"	Presidence 1, City 2. County	3. Florida 4. Out of State
Permanen Address (Street, Apl. Number)	(City) (Sta	nte) (Zip) Pt	Address Son	DIL
Business Address (Name, Street)	(City) (Sta	ste) (Zip) Pt	none Occupation	125
		INS Number	Place of Sirth YChy, Sign	Chizanahia
Co-Delendant (Last, First, Middle)	12	Race Sex	Date of Birth B2 At Large C	3. Felony
Co-Defendant (Last, First, Middle)		Race Sex	Date of Birth DL Arcested	5. Juvenile
19/200	(First)	(Midd)	D2; At Large O	4. Misdemeanor 5. Juvenile
Parent Name (Last) Legal Custodian Other:		All	98. 4	草()
Address (Street, Apt. Number)	(City)	(Stat	e) (Zip)	-Business Phone
Notified by: (Name)	Date	Time	Juvenile Disposition 1. Handled/Processed within Dept. and Released. 2. TOTA 3. Incare	PAS/DYS
Released To: (Name)	Relation	ship		ale Time
The above address was provided by defendant and / o	or defendant's parents. The child and i	or parent was told	SchoolAttended	Grade
In a Bove address was provided by detendant and / c keep the Juvenile Court Clerk's Office (Phone 355-2526 Yes, by: (Name) Property Crime? Description of Property	informed of any changeful address. No (Reason)		Value of Property	
Yes No				
	ispense/ M. Manufacture/ Z. Other Produce/ Cultivate	N. N/A A. Amphetamine	B. Barbituraté H. Hallucinogen P. C. Cocaine M. Marijuana E. Haroin O. Opium/Deriv. S	Paraphernalia/ U. Unknown Equipment Z. Other S. Synthetic
Charge Description TheFT	Counts Domestic Violence	Status Violation Numb	914	Violation of ORD #
Drug Activity Drug yge Amount / Unit	190 42 961	Warrant / Capies Num		Bond
Charge Description	Counts Domestic	Statute Violation Numb	per	Violation of ORD #
Drug Activity Drug Type Amount / Unit	Violence	Warrant / Capias Num	ber) Bond
>	10 10 10 10	Statute Violation Numi		Violation of ORD #
Charge Description	Counts Domestic Violence	E1	1 1 1 1 1 1 1 1	
Drug Activity Drug Type Amount / Unit	Offense #	Warrant / Caples Num	ber	Bend
Charge Description	Counts Domestic Violence	Statute Violation Numb	per 1/1	Violation of ORD #
Drug Activity Drug Type Amount / Unit	Offense #	Warrant / Capies Num	ber	Bond
Location (Court, Room Number, Address)			EL 00444	
South County Courthouse • 200 Court Date, and Time			FL 33444	
Month AUGYST Day 29	Year 20/9 TI	m _e 830	(M.) P.M.	(I)
I AGREE TO APPEAR AT THE TIME AND PLACE DESK APPEAR BEFORE THE COURT AS REQUIRED BY THE	3NATED TO ANSWER THE OFFENSE CH S NOTICE TO APPEAR, THAT I MAY BE HI	ARGED OR TO PAY THE I ELD IN CONTEMPT OF C	FINE SUBSCRIBED. I UNDERSTAND THAT S OURT AND A WARRANT FOR MY ARREST SI	ALL BE ISSUED ON A
× Danil Smith			7-31-17	5/4/13/11
Signature of Defendant (or Juvenile and Parent) HOLD for other agency	Custodian Signature of Agressing Officer		Name Verification (Printed by Arrestee)	·)/ //
	Name of Assett Do Officer (Pript)	CID &	(PRINT)	
Suicidal Other.	Transporting Officer I.D. #	935 Agency		PAGE
Intake Deputy I.D. # Pouch #			Witness here if subject signed with an "X"	OF -
D#0148 REV. 09/07 DISTRIBUTION: WHITE - COURT	T COPY GREEN - STATE ATTORNEY	3 YELLOW - AGENCY F	I INK - JAIL GOLD - DEFENDANT (N.T.A.'s (ONLY 14 0

FL 0 & 0 0 3 0 0 PROVIDED BEACH POLICE DEPT. The straight in the straight in	П	OBTS Number		PROBABLE CA	USE AFFIDAVIT		1 An 2 NT		equest for Warrant equest for Capies	2	Juvende	N
Some Section		'' · · · · · · · · · · · · · · · · · ·			ACH POLICE	DEPT.	Agency Report Num		-19-0429	61		_
Name State Post Middle		Charge Type 1 Felony					Special Notes		70 0 1.00			
Smith, Daniel Peter W M M College Circumities Peter Theft Peter Th		Apply 2 Traffic Felony	ry	4 Traffic Miss				Race	3er De	in of Birth		
Petit Theft Charge Description Caspo Champton Champton Caspo Champton Champton Caspo Champton Ch						•						
Clasp Developer Vertical Name (Suck, Pint, Missist) Rever Data of Rever						Charge Descri	pion	10 000				
National States Name, Shreat College States Name, Shreat College States Name, Shreat College States Name College Coll						Charge Descri	pton					-
Malayes State April (Chip) State Chip) Plants Address Shares State Chip State	H	Victim's Name (Last, First, Middle)						Race	Sex Da	te of Birth		_
Both N. Congress Avenue, Boynton Beach, FL 33426 The individual cutties and seasonable grown is believe, and does before the bedieve such cutties and seasonable grown is believe to be livered by the description of the believe to be included to the cutties. The shokes were the individual to the cutties of the cutties o		Macys									4.1	
BOT N. Congress Avenue, Boynton Beach, FL 33426 The intering and some that another has just and reasonable ground in ballows, and store before that the above more Debrodued correlled the following violation of law. The following violation of the before some Debrodued correlled the following violation of law. The following vio		Local Address (Street, Apt Number)		(City)	(State)	(Zip)	Phone		Address Source		0	
The Definition for the Control Control State of the			ue. Bovi			(Zip)	Phone		Occupation	19	18	
Committed the below settle impressence. When determined the below settle Maintenage to the control between the control b	Н	This undersigned certifies and swears that he				ve that the above o	amed Defendant committe	d the following vi	iolation of law.	6.	T -	
On 07-31-19, at approximately 1430 hours, I responded to Macys, 801 North Congress Avenue, Boynton Beach, Palm Beach County, Florida in reference to a theft investigation. Upon arrival, I met with Smith, detained in his ornice for their of money. ated that he was conducting an investigation on Smith for theft. It is stated that on 8 occasions between 06-13-19 and 07-27-19, Smith's register was short. It is stated that upon viewing the surveillance video on 07-21-19, at approximately 1907 hours, he observed Smith remove cash from the register and conceal it in his left from pants pocker tated that Smith's register was short \$131.00 that day. It is a body worn camera was obtained from that the total shortage for those days was \$435.00. A sworn statement, via a body worn camera was obtained from the reviewed the surveillance video for 07-21-19. I was able to observe Smith removing cash from the register and place it in his left front pants pocket. A copy of the surveillance video was obtained and placed into BBPD Evidence. Smith declined to provide a statement without an attorney present. Based on the above information, Smith was charged with one count of Petit Theft, pursuant to F.5.S. 812.014. Smith was later released with a Notice to Appear.		_	æ.	C	Was observed by		Who told		That he/she s	aw the arre	sted person commit the bek	ow acts.
On 07-31-19, at approximately 1430 hours, I responded to Macys, 801 North Congress Avenue, Boynton Beach, Palm Beach County, Florida in reference to a theft investigation. Upon arrival, I met with Smith, detained in his office for their of money. In the was conducting an investigation on Smith for theft. It is stated that on 8 occasions between 06-13-19 and 07-27-19, 5mith's register was short. It is stated that upon viewing the surveillance video on 07-21-19, at approximately 1907 hours, he observed Smith remove cash from the register and conceal it in his left front pants pocker tated that Smith's register was short \$131.00 that day. It is a tated that he was unable to obtain surveillance video for the other days and could not prove that Smith took any money then. It is a tated that the total shortage for those days was \$435.00. A sworn statement, via a body worn camera was obtained from the reviewed the surveillance video for 07-21-19. I was able to observe Smith removing cash from the register and place it in his left front pants pocket. A copy of the surveillance video was obtained and placed into BBPD Evidence. Smith declined to provide a statement without an attorney present. Based on the above information, Smith was charged with one count of Petit Theft, pursuant to F.S.S. 812.014. Smith was later released with a Notice to Appear.		Confessed to	Admitting the	below facts	Was found to have com	mitted the below a	cts, resulting from my (desc	cribed) investigat	ion.) -		
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The foregoing instrument was swom to or affirmed and subscribed before me	rel	eased with a Notice to Ap	ppear.									
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							2		1 1 7	ر ر	1	
(Signature of Arresting / Investigative Officer)		\ \		110				(Sign	ature of Arresting	/ Investig	ative Officer)	
J. Passaro # 939			0	-#745			-					
Notary Public, Clerk of Court, Officer (F.S.S. 117.10) (Print name of Arresting/Investigative Officer)		- J	3111	F.S.S. 117.10}				(Print			ative Officer)	
				-				-		2019		



19-042961

	Associate	Tracking
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Store: 763 - Boynton Beach Go Store: 763 - Boynton Beach AP Threshold: \$20.00 CS Threshold: \$100.00 Leat Closed Date: 07/22/19	Last Bank Audited Date: 07/26/19
Fuzzy Percent: 20 Include Green Days: No	
Basic Search: Select a Date Renge with either the Associate + Department, Associate + Register, Associate only, Department only, or Register only. To select multiple Departments or multiple Registers, hold Ctrl key and click on desired selections.	
Assoc: Dept. Reg: Data Type: Date From: Date To: GO	
Version is a native of the second sec	~O,
	1
Quick Search. Specify the Search Type and select a Date Period.	
Select Search Type X = GO	
Current Search,	

Associate: 11095614 Date Range: 06/01/19 - 07/30/19 (All - Closed/Not

Sastume 4	Assuciate Non	ne	нов	Work Type	Hourly/Salaried	Job Code	# Shor
11095614	Daniel Smith	03/04/2019	Full Time	Hourly	NS1007	9	(566.09)

tanje.	Ŧ	ay # departmen	nt }	Shortage	Associate # Click For Details	Associate Na	me	Drawer Accessed	No Sa	les Op	ens
06/13/2019	143	KITCHEN ELECTRICS	(73.90)	11095614	Daniel Smith	4	1	1	0	2	0
06/30/2019	143	KITCHEN ELECTRICS	(22.54)	11095614	Daniel Smith	4	1	D	0	1	1
07/19/2019	143	KÎTCHEN ELECTRICS	(37.60)	11095614	Daniel Smith	2	1	0	1	0	0
07/19/2019	156	COMFORT SHOES	(99.73)	11095614	Daniel Smith	11	2	0	1	7	1
07/21/2019	143	KITCHEN ELECTRICS	(35 00)	11095614	Daniel Smith	1	0	0	1	0	0
07/21/2019	156	COMFORT SHOES	(100.59)	11095614	Daniel Smith	3	0	0	1	2	0
07/26/2019	156	COMFORT SHOES	(104 23)	11095814	Daniel Smith	9	2	0	0	6	1
07/27/2019	156	COMFORT SHOES	(26 98)	11095614	Daniel Smith	4	0	0	0	2	1
		MITCHEN							***************************************	À	A

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	OBTS Number	Juvenile	Referral	Report	1. / 2. l	Arrest 3. Request for W N.T.A. 4. Request for C		Juvenile N
2	Agency ORI Number Agency Name FLO, 5, 0, 0, 3, 0, 0 BOYN	ION BEACH POLICE	CE DEPAR	TMENT	Agency Report	Nurger (N.T.A) cont)	196/10	1 1 1)
ADMINISTRATIVE	Charge Type. Check as many as apply.	Misdemeanor Traffic Misdemeanor	5. Ord		# Wespon		Multiple Clearance Indicator	1 .
ADMIN	Constitute of Arrest (Including Name of Business)	BBFL		Localismol Offen			Indicator	
	Offe eldyrest 1 19 Tirge of Airest 7	Booking Date Book				ocation of Vehicle		
	Name (Last, First, Middle) DANIEL	PETER		Alias (Nar	ne, DOB, Soc. Se	o. #, Eto.		
	Race W - White I - American Indian W Sex		Heigh	9 Weigh	55 80	Brawa	J Complexion	Men
	Scarl, Marks, Tetocs, Unique Physical Features (Location, Ty	pe, Description)		1	Marital Status	Religion Indic	ation of: Y	N Unk
DEFENDANT	216 Ridge WOOD Co	Je RPB	FL	33 4 17°	- Charles	Resid		ia 11
DEFE	Permanen Address (Street, Apt. Number)	(aiy)	(Sta		Phone	Adda	Source D	f State
	Business Addrass (Name, Street)	(City)	(Sta	ite) (Zip)	Phone	Occu	pation/e c	
				INS Number		Place of Pirth (Cit	y, sign	Citizanahio
H	Co-Defendant (Last, First, Middle)			Race Sex	Date of Bir	h II Arrest	3.Fel	ony
CODEF	Co-Defendent (Last, First, Middle)			Rece Sex	Date of Bir		ed J B3. Fell	ony demeanor
Н	Parent Name (Last) Legal Custodian	(First) ·	+		Middle)	1	Residence Ph	enile
	Other: Address (Street, Apt. Number)	(City)	+		(State)	(Zip) -11-	-Business Pho	ine
L.	Notified by: (Name)		Date	Time	Juvenile D	isnosition D	. Tofmas/pys	
UVENILE	Released To: (Name)		Relation	ship	Dept. ar	d Released. 3.	Incarcerated Date	Time
	The above eddress was provided by defandant and / or to keep the Juvenile Court Clark's Office (Phone 355-2526) ir Yes, by: (Name)	defendant's parents Ti	he child and /	or parent was told	School A	tended	1	Grade
П	Yes, by: (Name) Property Crime? Description of Property	□ No (Reason)	audiess.		Value of I	Property		
삥	Pres No Drug Activity S. Sell R. Smuggle K. Disp N. N/A B. Buy D. Deliver District User Control of the Control	ense/ M. Manufactur	e/ Z. Other	Drug Type N. N/A	B. Barbiturate C, Cocaine	H. Hallucinogen M. Marijuana	P. Paraphernalia/	U. Unknown Z. Other
8	Charge Description.	bute Produce/ Cultivate	Domestic	A. Amphetamine	E. Heroin	O. Opium/Deriv.	Equipment S. Synthetic Violatio	on of ORD#
CHARGE	Drug Activity Drug yge Amount / Unit	199 42	Violego IN	Warrant / Caples	Number	911) Bond	
H	Charge Description	19072 Counts	Domestic	Statute Violation	Number		Violatio	on of ORD #
CHARGE	Drug Activity Drug Type Amount / Unit	Offense #	Violence DY DN	Warrant / Capies	Number) Bond	
H	Charge Description	Counts	Domestic	Statute Violation	Number		Violatio	n of ORD#
CHARGE	Drug Activity Drug Type Amount / Unit	Offense #	Violence DY DN	Warrent / Capies	Number		Bond	
H	Charge Description	Counts	Domestic	Statute Violation	Number		Molatio	n of ORD #
CHARGE	Drug Activity Drug Type Amount / Unit	Offense #	Domestic Violence DY DN	Warrant / Capies	Number	1() Bond	
Н	Location (Courl. Room Number, Address)							
EAR	South County Courthouse • 200 Court Date, and Time			_	ch, FL 334	144		
NOTICE TO APPEAR	North AUGY 1 Day 29	Year 201	FFENSE CHA	RGED OR TO PAY	THE FINE SUBSC	P.M. RIBED, I UNDERSTAND T	HAT SHOULD I WILLS	FULLY FAIL TOL
OTICE	APPEAR BEFORE THE COURT AS REQUIRED BY THIS N	OTICE TO APPEAR, THAT	MAY BE HE	LD IN CONTEMPT	OF COURT AND	WARRANT FOR MY ARRI	EST SHALL BE ISSUE	2 914
Ц	Signature of Defendant (or Juvenile and Parent/Cu					Date Signed	Blow	/2
ΙL	x	ignature of Aveating Office	Def - 1)		(DDINE)	ication (Printed by Arrested	9)	
Ι§Γ	Suicidel Other.	ame of the substitute of the	saw	932	i			PAGE
	Intake Deputy I.D. # Pouch # T.	ansporting Officer	1.D. #	Agency	Witness he	re if subject a gned with g	A.	OF
BBPC	D#0148 REV. 09/07 DISTRIBUTION: WHITE - COURT OF	OPY GREEN - STATE A	TTORNEY	YELLOW - AGENCY	PINK - JAIL	GOLD - DEFENDANT (N.T	A SONEY PYT	2-19/

Γ	OBTS Number		PROBABLE CA	AUSE AFFIDAVIT	1 1			Request for W	farrant /	2	Juvenile	· N
	AgencyCRI Number	Agency :	OYNTON BE	ACH BOLIC	E DEDT	Agency Report N	lumber		_	-		114
	Charge Type Check all that		III 3 Misdemed		5 Ordinance	Special Note		-19-0	42961			
-		raffic Felony	4 Traffic Mis		6 Other		Flace	1 0	T 0-1- (1			
L	Smith, Daniel Pe	ter					W	Sex M	Date of B	rth		
	Petit Theft				Charge Descript	on						
	Charge Description				Charge Descript	on						_
\vdash	Victim's Name (Last, First, Middl	e)					Race	Sex	Data of B	rth		
	Macys Local Address (Street, Apt Numb	ar)	(City)) (State)	(Zip)							
		~1,	f (Cay	(State)	(ZIÞ)	hone		Address	Source			
	Business Address (Name, Street 801 N. Congress		vnton Beach.	, , , , , , , , , , , , , , , , , , , ,	(Zip)	hone		Occupati	oh			
	The undersigned certifies and sw The Person taken into custody				ieve that the above nam	sed Defendant comm	itted the following	violation of lav	٧.			
l a	Committed the below acts in r	ny presence.	c	Was observed by		Who told		That I	tefeha esw tha	errested news	n commit the bei	
B	Confessed to		the below facts	Was found to have cor	mmitted the below acts		escribed) investige			arreaced period	COMPACTIVE DA	ENV ECES.
	on The 31 Day o	July	20 19	₄ 2:30		.м. 🗑 Р	.м.					
Or	07-31-19, at appro	ximately 14	30 hours, I resp	onded to Ma	cys, 801 Nor	th Congress	Avenue,	Boynto	n Beach.	Palm B	each Cou	intv.
Flo	orida in reference to	a theft inve	stigation.		,		,	,			-9611 600	,
	an ambal laras as	L.	Table 1			- i.						
	oon arrival, I met wit nith, detained in his		the eff money.		·	had	a white n	nale, lat	er identi	fied as [Daniel Pe	ter
		Cinco ioi iii	ar or money.									
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07	-27-19, Smith's regi	ster was sho	rt. stat	ed that upon	viewing the	surveillanc	e video or	07-21-	19, at ap	proxim	ately 190	17
ho	urs, he observed Sr	nith remove									t Smith's	
	gister was short \$13 ove that Smith took			ed that he wa	s unable to d	obtain surve	eillance vio	deo for	the othe	r days a	nd could	not
P	ove that shift took	arry money	illell. 7	tated that th	e total short	age for thos	se days wa	15 \$435.	00.			
A s	worn statement, vi	a a body wo	n camera was	obtained from	m	tate	d that he	would i	ike to pu	ırsue cri	minai	
ch	arges against Smith											
1 +1	on roulawad the su	المعمدة المسا	d f 07 31 1	- الأم مسال								
lefi	en reviewed the su t front pants pocket	rveillance vi	1eo for 0/-21-	19. I was able	to observe S	mith remov	ving cash	from th	e registe	r and pl	ace it in l	his
	thorit paries poeker	•										
Αc	opy of the surveilla	nce video w	as obtained ar	nd placed into	BBPD Evide	nce.						
_	tele de altre e de con											
5m	ith declined to pro	vide a staten	ent without a	n attorney pro	esent.							
Bas	sed on the above in	formation. S	mith was chare	ed with one	count of Pet	it Theft nu	rsuant to F	- S S R1	2 014 S	mith wa	clator	
rele	eased with a Notice	to Appear.		g	countrol of	it incid pu	sudific to	.5.5.01	2.017. 31	IIIIII Wa	s later	
	The foregoing instrument w	as swom to or office	ned and exhanibad by	ofore me				Λ.	8			\equiv
	www.goring.wiscustrie/ILW	swom to or salin	and subscribed be	ing and					47	G		
									()	l		
	\ \	\	HAIT				(Signa	ature of Arre	sting / Invest	igative Offic	er)	
	Natura Salara	10	71.0						saro#			
	Notary Public, Cler		r.s.s. 117,10)				(Print r		sting/Investi	gative Office	7)	
	07	/31 /2019 Date					-		1/2019			
									Date			

19-042961

Associate Tracking

Store: 763 - Boynton Beach	Gu			
0/ 700 D . / . D I	NP Threshold: \$20.00	CS Threshold: \$100.00	Last Closed Date: 07/22/1	9 Last Bank Audited Date: 07/26/19
Fuzzy	Percent: 20 Include	Green Days: No		
Basic Search: Select a Date Range with either the Associate + Departi To select multiple Departments or multiple Registers, hold Ctrl key and	nent, Associate + Regis click on desired selecti	ster, Associate only, Depa ons.	rtment only, or Register only	The second secon
Assoc: Dept. Reg. Data Type: Data From:	Date To:	GO		
Quick Search, Specify the Search Type and select a Date Period.				
Select Search Type	X = GO			
Current Searc	ni.			
	associate: 1109561 (losed)	4 Date Range: 06/	01/19 - 07/30/19 (All -	Closed/Not

Sar clote #	Associate Name		POH	Work Type	Hourly/Salaried	Jub Code	# Shor
11095614	Daniel Smith	03/04/2019	Full Time	Hourly	NS1007	9 /	(568.09)

is in the	ř	ey 3 Departmen	nt	Shortage	Associate # Click For Details	Associate Na	me	Drawer Accessed	No Sa	iles (Opens	GI
06/13/2019	143	KITCHEN ELECTRICS	(73.90)	11095614	Daniel Smith	4	1	1	0	2	0	^
06/30/2019	143	KITCHEN ELECTRICS	{22.54}	11095614	Daniel Smith	4	1	0	٥	1	1	
07/19/2019	143	KITCHEN ELECTRICS	(37.00)	11095614	Daniel Smith	2	1	0	1	0	0	
07/:9/2019	156	COMFORT SHOES	(99.73)	11095614	Daniel Smith	11	2	0	1	7	1	
07/21/2019	143	KITCHEN ELECTRICS	(35 00)	11095614	Daniel Smith	1	0	0	1	0	0	
07/21/2019	156	COMFORT SHOES	(*00.59)	11095614	Daniel Smith	3	0	0	1	2	0	
07/26/2019	156	COMFORT SHOES	(104 23)	11095614	Daniel Smith	9	2	0	0	6	1	
07/27/2019	158	COMFORT SHOES	(26 98)	11095614	Daniel Smith	4	0	0	0	2	1	~
		KITCHEN				1				J		

IN THE COUNTY COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA (CRIMINAL DIVISION)

CAPIAS

Case No: 50-2	019-MM-009	9236-AXXX-S1	3	DIV: D: So Document	uth Branc ID#: WTIS	h Division Ca -19-015513	llendar - D (County)
THE STATE	OF FLORID	A - To Each Si	neriff of the Stat	e:			
Defendant.		JUDGEPAUL	, having on the	record directe		k to issue a Ca	apias for the
ADDRESS:	2216 RIDG	EWOOD CIR	CLE ROY	AL PALM B	EACH, FL	33411	
Race: White	Sex: Male	Height: 5'09"	Weight: 155	DOR:	ŗ	Hair: BROWN	Eyes: BROWN
County Court,	Fifteenth Ju	dicial Circuit,	arrest and safel in and for Palm of Florida for: F	Beach, at Pal	m Beach C	County Courth	pefore a Judge of the louse, West Palm
As to the CHA	RGE(S):						
			tatute Descripti				
1 812.01	4	TCATS	PETIT THEFT	\$2,000.00)		
DATED THIS			A P	BIBLE IN WEST,	ron R. Boo	ptroller	
Judge, Fiftee	enth Judicial	Court				ty, Denise M	
			OF	FLO	Deput	y Clerk	
Executed on the	e Day	of	by /	Arresting the I	Within Na	med.	
				Ric	Bradshaw	, Sheriff	
				By_			
						Deputy Sher	iff

IN THE COUNTY COURT OF THE FIFTEENTH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA (CRIMINAL DIVISION)

CAPIAS

Case No: 50-2019	-MM-0092	36-AXXX-SB			h Branch Division C #: WTIS-19-015513	alendar - D (County)
THE STATE OF	FLORIDA	- To Each Sh	eriff of the Sta	te:		
The Honorable D Defendant. YOU ARE HERE				record directed	the Clerk to issue a C	Capias for the
ADDRESS: 22	16 RIDGE	WOOD CIR	CLE RO	YAL PALM BEA	ACH, FL 33411	
Race: White	Sex: Male	Height: 5'09"	Weight: 155	DOB:	Hair: BROWN	Eyes: BROWN
County Court, Fi	fteenth Jud	icial Circuit,	in and for Palr	n Beach, at Palm	ou have such person Beach County Court IGNMENT ON 8/29/2	house, West Palm
As to the CHARO Count Court Sta 1 812.014			tatute Descript PETIT THEFT		ount	
DATED THIS 29	th of Augu	st, 2019.	151.	1 m 1 m 1 m 1 lb 1 // // // // // // // // // // // // /	on R. Bock,	
Judge, Fifteent	h Judicial	Court		F FLO	Lafferty, Denise M Deputy Clerk	
Executed on the_	Day o	f	by	Arresting the W	ithin Named.	
				Ric E	Bradshaw, Sheriff	
				Ву	Deputy Sh	eriff

44144	
	1
	ı

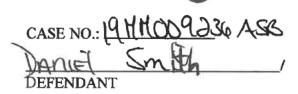
revised: July 2015

4040									
		OF THE 15TH JUI CH COUNTY, FLO			UIT				
DIVISION:		_							
CASE NO.: 19 11 H 009236 ASB									
OBTS NO.:		_							
STATE OF FLORIDA [] PROBATION VIOLATOR [] COMMUNITY CONTROL VIOLATOR [] RETRIAL [] RESENTENCE									
DATE OF I	DATE OF BIRTH RACE GENDER SOCIAL SECURITY NUMBER								
JUDGMENT									
The above l	The above Defendant, being personally before this Court represented by								
					ATTORNI	EY			
[] Having been tried and found guilty of the following crime(s): Having entered a guilty to the follocrime(s):									
COUNT	CRIME		OFFENSE STATUTE NO.		DEGREE				
	1 Peris There			812.014		My 1			
						i			

Page 1 of 2

Form 41 NOV 07 2019

CIRCUIT & COUNTY COURTS (CRIMINAL DIV)EXHIBIT #5 PAGE #2



and no cause having been shown why the Defendant should not be adjudicated guilty, IT IS ORDERED THAT the Defendant is hereby ADJUDICATED GUILTY of the above crime(s)

- [] and having been convicted or found guilty of, or having entered a plea of nolo contendere or guilty, regardless of adjudication, to attempts or offenses relating to unnatural and lascivious act (s.800.02); indecent exposure (s.800.03); stalking (s.784.048); voyeurism (s.810.04); sale of obscene material (s.847.011(A)); participation in obscene exhibition (s.847.011(4)); exposing minors to harmful motion pictures, exhibitions, shows, presentations (s.847.013); gang related offenses (enhanced penalties: if Defendant commits a 2nd degree misdemeanor for the benefit, promoting, or furthering the interest of a criminal gang the penalty will be a 1st degree misdemeanor) (s.874); direct observation, videotaping, or visual surveillance of customers in merchant's dressing room (s.877.26); or any other offense specified in section 943.325, the Defendant shall be required to submit DNA samples
- [] and good cause being shown: IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD

The Defendant in open court was advised of his right to appeal from the Judgment by filing a notice of appeal with the Clerk of Court within thirty (30) days following the date sentence is imposed or probation is ordered pursuant to this Judgment. The Defendant was also advised of his right to the assistance of counsel in taking said appeal at State expense upon a demonstration of indigency.

DONE and ORDERED in open court in Palm Beach County, Florida this

day

., 20 -

COUNTY COURT JUDGE

revised: July 2015

Page 2 of 2

Form 41

IN THE CRIMINAL DIVISION OF THE CIRCUIT/COUNTY COURT OF THE FIFTEENTH JUDICAL CIRCUIT OF FLORIDA, IN AND FOR PALM BEACH COUNTY

CASE NO. 50-2019-MM-009236-AXXX-SB (County)			DIV. D: South Branch Division Calendar - D			
OBTS NUMBER:						
STATE OF FLORII	DA]	J COMMUNITY CONTROL VIOLATOR			
DANIEL PETER SI DEFENDAN		I] PROBATION VIOLATION			
DATE OF BIRTH	White [⊥]		Male ¹ GENDER	SOCIAL SECURITY NUMBER		
The fingerprints below are	e those of said Defendant tal	sen by Deputy Sho	eriff S. AAVOS 28464	5. R. LITTLE		

THE COURT CERTIFIES that the fingerprints shown above are those of the Defendant and were placed thereon by said Defendant in the Court's presence in Open Court at Palm Beach County, Florida, this 7th of November, 2019.

CIRCUIT/COUNTY COURT JUDGE

NOV 0 7 2019 CIRCUIT & COUNTY COURTS (CRIMINAL DIV)

> EXHIBIT #5 PAGE #4

IN THE CIRCUIT/COUNTY COURT OF THE 15th JUDICIAL CIRCUIT, IN AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO: 50-2019-MM-009236-AXXX-SB

STATE OF FLORIDA

VS.

DANIEL PETER SMITH.

Defendant

DOB:

ORDER ASSESSING CHARGES, COSTS AND FINES AND ENTERING JUDGMENT (IF INDICATED)

The judgment is entered on the behalf of the Palm Beach County Clerk & Comptroller's Office as set forth in Florida Statute 28.246 in the following sums as indicated:

MANDATORY COSTS

\$135.00 County & Circuit Criminal Standard Court Costs \$135 County/\$330 Circuit.

\$20 County/\$50 Circuit pursuant to FS 775.083(2).

\$3 Additional court cost clearing trust fund pursuant to FS 938.01(1).
\$50 Crimes Compensation Trust Fund pursuant to FS 938.03(1).

\$2 Criminal Justice education by municipalities and counties pursuant to R 2004-1502.

\$60 County/\$225 Circuit Court Costs pursuant to FS 938.05(1).

\$88.00 Criminal Specialized Court Costs. \$88 Assessment made per charge:

\$65 per PBC ORD S 10-10. \$20 Crime Stoppers Trust Fund per FS 938.06.

\$3 Teen Court pursuant to PBC ORD S 10-13.

SPECIFIC OFFENSE COSTS

\$100.00 Cost of Prosecution County and Circuit.

Sum pursuant to FS 938.27.

Total: \$323.00

Payment of charges, costs, and fines are:

FAILURE TO PAY YOUR FINES AND COURT COSTS WILL RESULT IN YOUR DRIVER'S LICENSE BEING SUSPENDED AND/OR A JUDGMENT BEING ENTERED AGAINST YOU AND/OR YOUR DELINQUENT ACCOUNT BEING REFERRED TO A COLLECTION AGENCY AND/OR A WARRANT BEING ISSUED FOR YOUR ARREST.

DONE AND ORDERED in Open Court in Palm Beach County, Florida This 7th of November, 2019

Hon. DAMICO, JUDGEPAUL CIRCUIT/COUNTY COURT JUDGE

cc: State Attorney Defe

Defendant Probation

Form (09/2018)

FIFTEENTH JUDICIAL CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA PLEA IN THE COUNTY COURT

THE FOLLOWING IS TO REFLECT	ALL TERMS OF THE NEGOT	FIATED SETTLEMENT
LAST NAME:	FIRST NAME: NAMIE	MI:
19 CHARGE PEUT	There	Guilty / Nolle Prosse / No Contest / Dismis
ADJUDICATION: [X] Adjudicate [] Withhold [] C	ourt's Discretion	
SENTENCE:		
INCARCERATION: Days Months [] Object to House Arrest even if Defendant meets Pi [] Object to Work Release even if Defendant meets Pi [] Day for day credit at an in-patient treatment facilit [] \$ Fine \$ Or Covedurt Costs: PROBATION: Months/Year (maximum) after months. ALL CONDITIONS OF PROBATION MUST PROBATION IS SCHEDULED TO TERMINATE UNLES	BSO criteria for release PBSO criteria for release y as per the accompanying order Months (minimum) wit BE SUCCESSFULLY COMPLS STATED BELOW.	h the ability to apply for early termination
STANDARD CONDITIONS OF PROBATION HAVE B	EEN EXPLAINED BY DEFE	NSE COUNSEL
Indicate acknowledgement by Defendant's initials [] an SPECIAL CONDITIONS OF PROBATION:	nd Defense Counsel's initials []
A. [] Restitution as per the accompanying order [] (che B. [] \$ Fine \$ Court Costs at C. [] Successfully complete the D. [] Incarceration: Days Months [] Object to House Arrest even if Defendant meet [] Object to Work Release even if Defendant meet [] Day for day credit at an in-patient treatment fact E. [] In-house arrest through the Sheriff of Palm Beach Of F. [] Hours of Community Service at a rate of G. [] Victim Impact Panel session (no possession or constant I. [] Complete a substance abuse evaluation and success I. [] No possession or consumption of alcohol or drugs of J. [] No contact with victim	treatment Years, with credit f s PBSO criteria for release tts PBSO criteria for release cility County, Florida or House Arrest of no less than Hour tumption of alcohol on the date	program; enroll within 30 days or time served which is Days Solutions Inc. s per month of attendance); enroll within 60 days
OTHER COMMENTS OR CONDITIONS:	NOV 0.7 2019 -	
	1407 07 2013	
DRIVING PRIVILEGE CONSEQUENCES: The Defenda	CIRCUIT & COUNTY COU	RTS Mad 07
IMPORTANT: Defendant understands and hereby agrees the this plea agreement to comply with all conditions. If Defende evoked and a jail sentence of up to and/or a fine COUNTY COURT TUDGY. ASSISTANT STATE ATTORNEY DEFENSE ATTORNEY	at if he/she is placed on probat ant violates the terms and cond	ion he/she is obligated under the town of
April 2013		

EXHIBIT #9rm 12.1 PAGE #6

Division of Pari-Mutuel Wagering
Office of Operations
2601 Blair Stone Road
Tallahassee, FL 32399-1037
Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 13, 2022

Mr. Daniel Peter Smith 233 Southwest 6th Street Dania Beach, Florida 33004

RE: Application No. 37576, Entity 13222228

1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Mr. Smith:

Your application for an occupational license with the Division of Pari-Mutuel Wagering 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:

- Palm Beach, Florida Arrest(s) 11/07/2019
- DBPR PMW 3180 Request for Waiver (form enclosed). The Division will process any
 request for waiver upon receipt of a complete application.

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 850.487.1395.

If you fail to provide the Division with a complete application within 120 days of this notice your application shall lapse and no longer be processed by the Division. 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 Division Rule.

Please note that your Temporary License will expire on: 9/6/2022.



Division of Pari-Mutuel Wagering
Office of Operations
2601 Blair Stone Road
Tallahassee, FL 32399-1037
Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Jonathan Dye Operations Analyst II

Mahalingam, Rajani

From: Dye, Jonathan

Sent: Tuesday, June 28, 2022 10:56 AM

To: Mahalingam, Rajani

Cc: Donaldson, David; Ricks, Glenda; Futrell, Michelle; Campbell, Ian; Muniz, Luz

Subject: Investigations Referral- SMITH, DANIEL PETER, Prof: 1055- File: 10351 - Lic. 13222228

Please open a case for Daniel Peter Smith. All documents and rap sheet have been scanned into Onbase. Note: Waiver routing slip has been scanned in Onbase.

Thank you,



Jonathan Dye, Operations Analyst II

<u>Division of Pari-Mutuel Wagering</u> — Office of Operations Florida Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, Florida 32399-1037 Main Phone: (850) 488-3211 ~ Direct Line: (850) 717-1075 ~ Fax: (850) 410.5350



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MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering
Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-032710 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Yvette Campos' ("Applicant") application for a Cardroom Employee Individual Occupational License. Applicant applied for a Cardroom Employee Individual Occupational License on May 25, 2022, and applied for a waiver of her felony conviction. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the felony conviction. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On May 25, 2022, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Cardroom Employee Individual Occupational License. Upon review of the completed application, it appears that Applicant was convicted of a misdemeanor involving larceny in the state of Florida. Specifically, Applicant was convicted of Petit Theft.

Applicant applied for a waiver of the felony convictions and a waiver interview was subsequently scheduled. On July 12, 2022, Applicant attended the waiver interview with the Division and a report was drafted of that interview which was submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On August 15, 2022, the Executive Director declined to waive the felony conviction.

Relevant Law

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 849.086(6)(g), Florida Statutes, provides that:

"[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority."

Section 550.105(5)(d), Florida Statutes, provides that:

". . . the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license."

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

"[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the commission."

Rule 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: Because the Applicant's disqualifying criminal conviction was not waived, the Florida Gaming Control Commission may deny Applicant 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.

Department of Business & Professional Regulation

State of Florida Department of Business and Professional Regulation Chronology Report

Case #:

2022032710

Incident date: 06/17/2022

Status: 106 - Sent to Directors office

Lic Type: 10

1012

Disposition:

Case Type: Complaint

Responsible: jdillmore - DILLMORE, JOE

Complainant: PARI-MUTUEL WAGERING DEPARTMENT

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: CAMPOS, YVETTE

102 POLARIS ST, COCOA, FL 32922

Summary: 90-DAY DEADLINE: October 10, 2022 ----- . 07/12/2022 - Waiver interview conducted

-----/ ----- . 176-Melobourne Greyhound Park, LLC.

Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent	
07/07/2022	Α	10	15	Assigned to Investigator	atribble	CAMPOS, YVETTE	
07/12/2022	Α	79	435	Telephone		CAMPOS, YVETTE	
07/19/2022	Α	79	70	Sent to Director for Review	ddonaldson	CAMPOS, YVETTE	
07/12/2022	Α	79	100	Initial Review Conducted		CAMPOS, YVETTE	
07/07/2022	A	79	440	Incoming Correspondence	rmahalinga	CAMPOS, YVETTE	
07/19/2022	R	-	ddonaldson	DONALDSON, DAVID	icampbell		
07/19/2022	R		jdillmore	DILLMORE, JOE	ddonaldson		
07/07/2022	R		atribble	TRIBBLE, ANDRE	rmahalinga		
	07/07/2022 07/12/2022 07/19/2022 07/12/2022 07/07/2022 07/19/2022 07/19/2022	Effective Date Type 07/07/2022 A 07/12/2022 A 07/19/2022 A 07/07/2022 A 07/19/2022 R 07/19/2022 R 07/19/2022 R	Effective Date Type Lic Type 07/07/2022 A 10 07/12/2022 A 79 07/19/2022 A 79 07/12/2022 A 79 07/07/2022 A 79 07/19/2022 A 79 07/19/2022 R 79 07/19/2022 R C	Effective Date Type Lic Type Code 07/07/2022 A 10 15 07/12/2022 A 79 435 07/19/2022 A 79 70 07/12/2022 A 79 100 07/07/2022 A 79 440 07/19/2022 R ddonaldson 07/19/2022 R jdillmore	Effective Date Type Lic Type Code Description 07/07/2022 A 10 15 Assigned to Investigator 07/12/2022 A 79 435 Telephone 07/19/2022 A 79 70 Sent to Director for Review 07/12/2022 A 79 100 Initial Review Conducted 07/07/2022 A 79 440 Incoming Correspondence 07/19/2022 R ddonaldson DONALDSON, DAVID 07/19/2022 R jdillmore DILLMORE, JOE	Effective Date Type Lic Type Code Description Responsible Party 07/07/2022 A 10 15 Assigned to Investigator atribble 07/12/2022 A 79 435 Telephone ddonaldson 07/19/2022 A 79 70 Sent to Director for Review ddonaldson 07/12/2022 A 79 100 Initial Review Conducted 07/07/2022 A 79 440 Incoming Correspondence rmahalinga 07/19/2022 R ddonaldson DONALDSON, DAVID icampbell 07/19/2022 R jdillmore DILLMORE, JOE ddonaldson	

 July 19, 2022 13:02
 nfa5 - Chronology Report
 Page 1 of 2





State of Florida Department of Business and Professional Regulation Chronology Report

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	07/19/2022	S	1012	90	Closed	icampbell	
	07/19/2022	S	1012	104	Sent to Licensing Section	icampbell	
	07/19/2022	S	1012	106	Sent to Directors office	ddonaldson	
	07/07/2022	S	1012	20	Under Investigation	rmahalinga	
	07/07/2022	S	1012	10	Initial Review	rmahalinga	
Allegation:	Code	Descriptio	n				

WAVR Waiver of Crim. Conv. or Other Offenses

 July 19, 2022 13:02
 nfa5 - Chronology Report
 Page 2 of 2

FAO I Heln I Sign Out VR Home Inbox Entity Application License Cash Exam Inspection Enforcement Report Change Recording License Type Complaint Search **Delete Complaint** Mass Activity Update Mass Discipline Update Public Case Info Mass Status Update Domain 10 - Division of Pari-Mutuel Wagering Logged in as: icampbell VR Home > Complaint Search > Maintain Complaint 104 Sent to Lic Type 1012 - Cardroom Employee Occupational Status Status Date 07/19/2022 **Licensing Section** Case Type CMP -Complaint Complaint # 2022032710 Disposition Disposition Date ddonaldson -CAMPOS, YVETTE Docket# Respondent Responsible DONALDSON, **Private Case** DAVID Complaint Respondent Complainant Addt'l Info Source LIC - Licensee Security Level 1 **Parties** Activities Form WALK - Walk-in Priority Allegations Discipline Class'n IIIB - Waivers Complexity R - Regular Violations Compliance Security STND - Standard Incident 06/17/2022 Related Disposition Region SR - Southern Region Received 07/05/2022 Inspection Reference Costs Entered 07/07/2022 Entered By rmahalinga Time Tracking Auto Assign 90-DAY DEADLINE: October 10, 2022 ------

By icampbell

Save

Summary

Updated 07/19/2022 10:49:58

07/12/2022 - Waiver interview conducted ------176-Melobourne Greyhound Park, LLC.

Change

Get Adobe Reader.

Cancel

History

Print Report

Back

Attachments

Work Notes

OK

ROUTING SLIP REQUEST FOR WAIVER

RE: <u>CAMPOS, YVETTE</u> (APPLICANT'S NAME –	- 13211762 LICENSE #)	Case No:2022 03 2710
1012 - Cardroom Employee O Occupation Code and Job Title 90-DAY RESPO	NSE DEADLINE:	176 – Melbourne Greyhound Facility (d/b/a name) OCTOBER 10, 2022 (DATE)
	Reviewed by Steve Kogan <u>S.Koga</u> (Initial & Delay (Initial & Delay) Naiver" file has been reviewed for comp Section.	Date)
Is the applicant currently und or racing jurisdiction?	iewed by: <u>D. Donaldson 7/19/22</u> (Initial & Date) der suspension, has unpaid fines, or ha , in what jurisdiction?	(Initial & Date) s been refused a license by any gaming
Executive Director: [] Prepare Waiver or [√] Comments:	(Initial & Date) Prepare File for Commission Review	
Investigative Findings:		
June 8, 2004	Plantation Police Department, Browar Petit Theft – Misdemeanor – Pled G Withheld on July 13, 2004 – Assessed \$	uilty - Adjudication
January 12, 2005	Re-arrested for failing to pay fine - Sen served - Balance of fine sent to collect 2006 for non-payment - Fine has not be	ion on December 20

ROUTING SLIP

REQUEST FOR WAIVER

Campos RE: CAPMOS, YVETTE - 13211762 (APPLICANT'S NAME - LICENSE #)

Case No: 2022 03 2710

90-DAY DEADLINE

OCTOBER 10, 2022

Investiga	<u>itio</u>	ns S	ection:
Reviewed	by S	teve	Kogan

July 19, 2022

(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

L	ice	nsi	na	Se	cti	on	
_							

Jonathan

76-Melbourne Gryha Facility (d/b/a name)

Reviewed by

is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Investigative Findings:

June 8, 2004

Plantation Police Department, Broward County, Florida -Petit Theft - Misdemeanor - Pled Guilty - Adjudication Withheld on July 13, 2004 - Assessed \$300.00 Court fine.

January 12, 2005

Re-arrested for failing to pay fine - Sentenced to 1 day time served - Balance of fine sent to collection on December 20. 2006 for non-payment - Fine has not been paid.

Poker Dealer

^{*}Please attach Routing Slip to front of case file

FAO I Help I Sign Out

\D Harry	1-6	F-414	A P P	1		_			FA() I Helb I
VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcemen	nt Report
Complaint S Mass Status Domain 10 - [Update	Public C	cordina License ase Info cuel Wagering	. (1)	ete Compla	int N	Mass Activity Upo	date Mass	Discipline Update Logged in as: ica
/R Home >	Complaint	Search >	Maintain Co	mplaint					
Lic Type 1	1012 - Card	droom Er	nployee Occ	upational	Sta	atus 90 (Closed	Statu	ıs Date 07/19/202
omplaint#	202203271	10	Case Type	CMP - Complaint	Disposi	tion		Dispositio	n Date
Docket#				CAMPOS, YVETTE	Respons		bble - TRIBBL DRE	Ε,	Private C
Complaint	Respon	ndent	Complainant	Addt'l Info					
Source	LIC - Lice	nsee	,	Security Level	1			Parties	Activities
Form	WALK - V	Valk-in		Priority			Alle	egations	Discipline
Class'n	IIIB - Wai	ers/		Complexity	R - Regu	ılar	Vie	olations	Compliance
Security	STND - S	tandard		Incident	06/17/20	22	R	telated	Disposition
Region	SR - Sout	hern Reg	jion	Received	07/05/20	22	Ins	pection	
Reference								Costs	
Entered	07/07/202	2		Entered By	rmahalir	nga	Time	Tracking	Auto Assigr
	07/12/202	2 - Waive		, 2022 onducted irk, LLC.	-	-		chments	History
Updated	07/19/202		•	•	icampbe	II	VVo	rk Notes	Print Repor
12			Change	e II	Save		ок	Cancel	Back



Division of Pari-Mutuel Wagering
Office of Investigations
1400 West Commercial Boulevard, Suite 165
Ft. Lauderdale, Florida 33309
Phone: 954.202.3900 • Fax: 954.202.3930

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: Southern		of Complaint: 07, 2022		Case Number: 2022 03 2710
Respondent:	Southern	July	Complainan	t:	2022 03 27 10
,	_				
CAMPOS, YVETT				F PARI-MUTUI INVESTIGATIO	EL WAGERING
COCOA, FLORIC					L BOULEVARD, SUITE 165
MOBILE PHONE:				RDALE, FLORI	
License # / Type:			ssion:		Report Date:
13211762 / 1012 Period of Investiga		Poke	r Dealer	Type of Repor	July 12, 2022
	ough July 12, 2022			Type of Nepol	Final
Basis of Investigat	tion: This investigation	is predi	cated upon re	ceipt of Yvette C	CAMPOS' application for a State of
(Exhibit #1)	duai Occupational Licen	se date	d May 25, 202	22, and Waiver F	Request form dated June 17, 2022.
,					
On May 25, 2022, C Melbourne Greyhou	CAMPOS submitted a P and Park LLC (MGP) C	MW Oco On her o	cupational Lice original applica	ense application t	to be licensed as a Poker Dealer at ed "No" to the question, "Have you
ever been convicted	I of or had adjudication	withheld	I for, a felony	or misdemeanor i	involving forgery, larceny, extortion.
conspiracy to defrau	id, or filing false reports	to a gov	ernment agen	cy, racing or gam	ning commission or authority, in this CAMPOS amended her application
and answered "Yes"	to the above question.	CAMPO	OS disclosed t	he following arres	st/convictions; a 2004 Misdemeanor
arrest for Theft to De	eprive from Broward Cou	ınty, Flo	rida. (EXHIBIT	#1)	
Related Case:					· · · · · · · · · · · · · · · · · · ·
Investigations Spe	cialist II / Date		App	proved by Invest	tigator Supervisor / Date
such fla			l l	()	72
Andre' Tribble /			Juli	o Minaya ∕/ Ju	ıly 15, 2 02 2
Chief of Investigati	ons / Date				
151 Store 2					
151 Mara 2	Loga				
Steven E. Kogan	/ July 10, 2022				
Oteven E. Nogan	1 July 18, 2022				

CASE NUMBER: 2022 03 2710

CONTINUATION

CDIR	AINIAI	LUCT	
CKIII	MINAL	. HIST	URT

			Arres	st 1			
	nte of Arrest: ne 08, 2004		Arresting Agency: Plantation Police Department, Broward County Florida				
			OFFE	NSE			
CHARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE		
1	Theft to Depri	ive	Misdemeanor	Unknown	Adjudication/Withheld	07/13/2004	
2							
3							
4							

0			N.II.	_	_
3	E١		N	L	ᆮ

Applicant sentenced on 07/13/2004 and assessed a Fine of \$300.00 dollars, due by September 13, 2004.

Arrest 2						
Date of Arrest:	Arresting Agency	:				
		OFFENSE				
CHARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1						
2						
3						
4						

	SENTENCE	
Additional Information:		

CASE NUMBER: 2022 03 2710

CONTINUATION

		Arrest 3			
Date of Arrest:	Arresting Agenc	y:			
		OFFENSE			
CHARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1					
2					
3					
4					
		A=11=110=			
		SENTENCE			
Additional Informa	ation:				
Additional Inform	auon.				
		Arrest 4			_
Date of Arrest:	Arresting Agenc				
Date of Arrest:	Arresting Agenc	y:			
	Arresting Agenc		PLEA	DISPOSITION	CONVICTION
CHARGES	Arresting Agenc	y: OFFENSE	PLEA	DISPOSITION	CONVICTION
CHARGES	Arresting Agenc	y: OFFENSE	PLEA	DISPOSITION	
CHARGES 1	Arresting Agenc	y: OFFENSE	PLEA	DISPOSITION	
CHARGES 1 2 3	Arresting Agenc	y: OFFENSE	PLEA	DISPOSITION	
CHARGES	Arresting Agenc	y: OFFENSE	PLEA	DISPOSITION	
CHARGES 1 2 3	Arresting Agenc	OFFENSE CLASSIFICATION	PLEA	DISPOSITION	
CHARGES 1 2 3	Arresting Agenc	y: OFFENSE	PLEA	DISPOSITION	
CHARGES 1 2 3	Arresting Agenc	OFFENSE CLASSIFICATION	PLEA	DISPOSITION	
CHARGES 1 2 3		OFFENSE CLASSIFICATION	PLEA	DISPOSITION	CONVICTION

CASE NUMBER: 2022 03 2710

CONTINUATION

ADDITIO	NAL	LICE	NSES
---------	-----	------	-------------

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		Х
Does the Applicant possess an Occupational License from other jurisdictions?		Х

1. License Type:					
Date Licensed:	Expiration Date:	License #:	Agency or Juriso	Agency or Jurisdiction:	
	,I.			YES	NO
Has License ever	been suspended or	r revoked?			
Was any derogat	ory information rece	ived?			
Additional Comm	ents:				

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:		
			1	YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information rece	ived?			
Additional Comm	ents:				

Date Licensed:	Expiration Dated:	License #:	Agency or Juris	diction:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm	ents:				

Date Licensed:	Expiration Dated:	License #:	Agency or Juriso	diction:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm	ents:				

CASE NUMBER: 2022 03 2710

CONTINUATION

WAIVER INTERVIEW

		YES	NO
Was a Waiver Interview Conducte	d?	Х	
Date of Interview: July 12, 2022	Location of Interview: Telephonic Interview		
•	L	YES	NO
Was the applicant cooperative?		Х	
Additional Comments:		-	

SUMMARY OF INTERVIEW:

During the interview, **CAMPOS** disclosed information about her 2004 Theft to Deprive arrest in Plantation, Florida. **CAMPOS** stated she walked into the Burdines department store located in the Broward Mall and took a shirt, shorts and a pair of earrings with no intention of paying for the items. As she proceeded to walk out of the store, she was stopped and detained outside of the store by Loss Prevention personnel and a Plantation Police Officer. **CAMPOS** concluded by stating she was issued a Notice to Appear from the Police Officer. I asked **CAMPOS** if she paid the \$300.00 dollar fine issued by the courts. **CAMPOS** replied that she was unaware of the \$300.00 dollar fine being owed to the courts, and as of the date of this interview **CAMPOS** has not paid the fine.

CASE NUMBER: 2022 03 2710

CONTINUATION

A check of the Association of Racing Commissioners International (ARCI) database showed No rulings against CAMPOS. (Exhibit #4) CAMPOS provided her photo via email. (Exhibit #1) Case closed by Investigation and forwarded to Licensing.	CONCLUSION:
	A check of the Association of Racing Commissioners International (ARCI) database showed No rulings against CAMPOS. (Exhibit #4)
Case closed by Investigation and forwarded to Licensing.	CAMPOS provided her photo via email. (Exhibit #1)
	Case closed by Investigation and forwarded to Licensing.

CASE NUMBER: 2022 03 2710

CONTINUATION

TABLE OF CONTENTS

	INVESTIGATIVE REPORT COVERSHEET1
I.	INVESTIGATIVE REPORT2
II.a	EXHIBITS
	1. Photo / Waiver Request / Application 1-5
	2. Legal Documents
	3. Rap Sheet
	4. Supporting Docs: ARCI / Def. Letter / Other



EXHIBIT # /
PAGE # /

DBPR PMW-3180 - Request for Waiver



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

www.myfloridalicense.com



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 peri-mutual occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a walver from the Division Director in order to receive a Florida Pari-Mutuel Wagaring 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 lews of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the limes of Florida involving arean; trafficking in, conspiracy to traffic in, arrunggling, importing, conspiracy to arrunggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lick of good moral character. A felony or misdemeenor in this state, in any other state, or under thickness of the United States, if such felony or misdemeenor is related to gambing or bookmaking as contemptated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denled, Ejected, Off 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 adju was withheld.

For Cardroom Applicants Only:

A misdemeanor involving forgery, larcerry, 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. ---

- UNITY YOU ARE LICENSED:

 You are not permitted to engage in any activity which requires a part-mutual occupational license or a cardroom license at any pert-mutual facility in Florids. 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.
- You are forbidden from accessing any of the restricted areas of any part-mutuel facility in Florids.

I hereby request a waiver for the altustion(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiter request is deried. I hereby acknowledge that my fallers to participate in a waiter interview or to disclose any partinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiter. I hereby waite the Section 120.68, Piorida Statutes, timeline requirement regarding the processing of this application.

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLEYE FORM DEPR PAIN-3/195 — REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

DBPR PIAN-3180, Ellective P-15-11, Falls 81D-8,001, F.A.C.

Page 1 of 1

1.1

	,	- in the second
-	,	end Regulation wing License Application If sections that pertain to you and are relating into labeled "For Division Use Offic:"
Denote	nent of Business and Professio	The state of the s
(20)	Division of Parl-Mutual Wass	ring 2
	3120 - Individual Occupational	License Application
instructions: Please review this appli merked optionst. Print clearly is black	cation thoroughly and complete a or blue ink. Do not write in the st	Il sections that pertain to you and are not
	DEWESTARH SIMPORTAT	
	lists Date (NMADDYYYY)	Gender Male Fernale
Lest Name Fin	7.1.4	Suffix
COMOOS, VVC	w smother name (example - mairies o	neme, pseudonym, nicknama) or alies other than
the name used on the application? If you, list the name or names used:	es X No	
Reco/Ethnicity (cottonal)		
Black or African American White or Caucaelan	D, Asian or Pacific lelander EL Hispanic/Latino	O Nethro American or Alaskan Hallve
Current Melling Address	Email Address (on	3 3
102 Polaris St.	tale Zip Code (** spaces)	COLUMNY, IF CONSIDER USAN J. CO.
Cocoa	A 32922	<u> </u>
Primery Phose Number	Secondary/Cell	Phone Number (optional)
Current Street Address		R. C.
102 Polaris St.	ale . Zip Code (+4 optional)	Country, if other than USA
Cocoa	L 32922	
Type of Occupational License applying for: D. Part-Mutani General Individual D. Part		My where employed and/or doing titibilities:
Cocupation: Poker Deale		tel bourne Grayhound
Done your position require access to the Car		Park
Yes D No		nee in Florida? Wes D No.
Are you a Supervisor, Manager, or Sharehol	der of a business with a parl-endusing	
Do you own or lease animals intended for a	acing in Florida? 16 No D	Yes, complete the following:
Stable Name, Kennel Name, or Busine		
Trainer Name (horse or grayheund red	sing only)	
Type of prohesional flower (attach a capy of		PARAMEDEL AND EMPONE
professional license):	Florida License N	Langer
	FOR DIVISION USE ONLY	
License Code 012 License	132/1762 File	13820 Ama 68957
Association Code 176 Date Re	CONTRACT S/27/20 BON	13820 App 68957
License Fee 100 PP Date 5/	21/22 PP 100 37.	25 Total Foo 13 7. 95
Off Temp Walver Reques		eforcement Minor

EXHIBIT #/
PAGE # 3

Have you ever been convicted of, or had adjudication withheld for, a falony or misdemeasor involving to extention, conspiracy to defraud, or filing false reports to a government agency, racing or garning commentationity, in this state or any other state, or under the laws of the United States? measor involving forgery, leibeny, is or seming commission or Have you over been convicted of or had adjudication withheld for any crime, or pled guilty or note contenders to any N. Yes criminal charges against you? If you, the court disposition recerds for all convictions must be submitted with this application and you must list the chartes in the chart provided below. COLUMNY STATE OF PERSON SECTION S HOSTINGH OR FIELDHY? Brownard Theft To Dogive Misdemeanur Fine 9 Costs Reckless Driving Traffic diriminal Midemeanor Served time Here you ever had a moing or gaving license revoked or denied in this or any other state or country? If yee, you must let the state(s) or jurisdiction(s) of flownsure revocation or denial and explain very.

Is any racing or gaming license you hold currently suspended or subject to other discipline, such the an usual flow?

If you, you must list the state(s) or jurisdiction(s) of flownsure and give details the offense and discipline. D Yes No d yes to any of the questions above, provide details have: m O m

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 pursuent to Title 42, United Status Code, Sections 683, 664; and Sections 409.2577, 409.2588, and 559.79, Florida Statutes. Social Security numbers are used to allow ellicient screening of applicants and licensess by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recerded on all occupational licenses applications and are used for licenses identification purposes pursuent to the Personal Responsibility and Work Opportunity Reconciliation Act of 1895 (Walter Resonal Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Part-Mutual Wagering, to submit a set of my lingarprints to the Rioride Department of Law Enforcement (FDLE) for the purpose of accessing and revisuing Floride and national criticisal 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 lingarprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and first I am antified to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI colonial 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 Noncrisianal Justice Applicant's Privacy Rigids is available on the Division's website.

Each application for a ticense or renewal of a license issued by the Department of Business and Professional Regulation shall be aligned under oath or althousion 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 algorithms 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 invariantage, all information contained on this application is true and complete. I understand that faielication of any information on this application my result in administrative action, including these up to \$1,008, densit, suspension or sevocation of the license. I agree to abide by and obey all rules and requisitions of the Division of Peri-Mutast Wagaring and the laws of the State of Florida.

Under penalty of perjury, I agree to inform the Division within 48 issues of being convicted of or entering a place of guilty or note contenders to any disqualitying offense, regardless of adjudication.

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EXHIBIT # PAGE #

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Each application for a finance or reseased of a ficence issued by the Department of Business and Probagional Regulation shall be algorithm and the applicant without the special for uthresizes where required by law.

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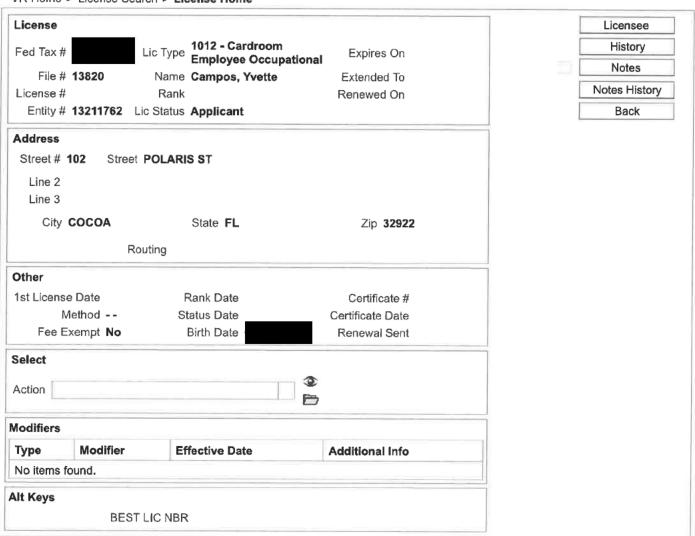
EXHIBIT #



Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: rmahalinga

VR Home > License Search > License Home



Get Adobe Reader.

License				Licensee
Fed Tax#	1012 - Cardroc Lic Type Employee			History
	Occupational	Expires On		Notes
File # 13820 License #	Name Campos, Yveti			Notes History
	Rank Lic Stalus Applicant	Renewed On		Back
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Line 3			-No temp i	
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Other			*CCIS findi	ngs.
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Depar int of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - PMW Occupational License

	MPOS, YVETTE		Case No:	2022 03 27	10
(AF	PPLICANT'S NAME-	LICENSE #)	•		
	INITIAL	APPLICATION RECEI	VED:	5/27/2022	
		ETE APPLICATION RE		6/30/2022	_
	and the second s	DEADLINE:		9/28/2022	
Jonathan	-			* -	
	n Processor	176 - Melbourne Gryhn Facility (d/b/a name)		012- DEAL - Dealer ccupation/Job Title	
been convicted in the	is state, in any other state, or to	ay deny a license of any person who hation. The division may deny, suspend, runder the laws of the United States of a conspiracy to traffic in, smuggling, imphad a parl-mutuel license revoked by the	evoke, or declare ind a capital felony, a fel	ony, or an offense in any other state	e applicant for such ficense has which would be a felony under
		Licensing Adm		ew	
Did the applica	ation accurately reflect the	Con he Criminal History Record?	viction		
□ Felony : C	count(s)		⊠Yes	□No	Total and the second
Misdemea	nor - Industry Related/C	Sambling Related/Bookmaking		100 A 100 A	NAME OF THE OWNER OF THE OWNER OF THE OWNER OF THE OWNER OF THE OWNER OF THE OWNER OF THE OWNER OF THE OWNER OWNER OF THE OWNER OWNE
		iracy to Defraud (Cardroom Pr	rofessions Only	AT	That's house,
Comments:			Oldoolollo Olliy	Action of the second of the se	
Arrest Date	Location	Charge	Level	Court Case #	Disposition
06/08/2004	Broward County, FL	Petit Theft- Theft to Deprive	M	062004MM001656A88	Disposition Adjudication Withheld
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☐ Felony Arre	est/e)	Dispositio	n Unknown		man the second second
Misdemear	nor Arrest - Industry Re	lated/Gambling Related/Bookn	naking		
Animal Cru Comments:	elty				
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	The state of the s	Enforcement/Jur	sdiction Offen	5 65	
this or any o	nder Suspension, Decla other racing jurisdiction.	red Ineligible, Ruled Off, Revo	ked, Denied, Ej	ected, Unpaid Fine, in	
Comments:	Tables Janouron				
			Licenses		
		rmine if Applicant is Related	to a Business.	Carlo de la carlo de la carlo de la carlo de la carlo de la carlo de la carlo de la carlo de la carlo de la car	
Montal Nanch	applicant related to a b		If yes, compl	ete sections below.	
Business Licens		Business Name:			
das a deficiency	letter been issued to the	ne business indicating all ODS	s must be licens	sed? Yes 🗌 No 🗍	
Date Deficiency	Letter Issued:	Initials;			
Comments:					
WOLE BY SAME		Licensing Admir	nistrator Review	v see a consum version as	RANGE EN LES ELLENGER
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Page 1 of 1. 0 total	matches.				
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Middle Name:			200015000000000000000000000000000000000		
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Master ID Last Nam	e First Name	Middle Name	SSN/Federal ID Rulings	Birth Date City	State

Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



State of Florida Vs. Campos, Yvette

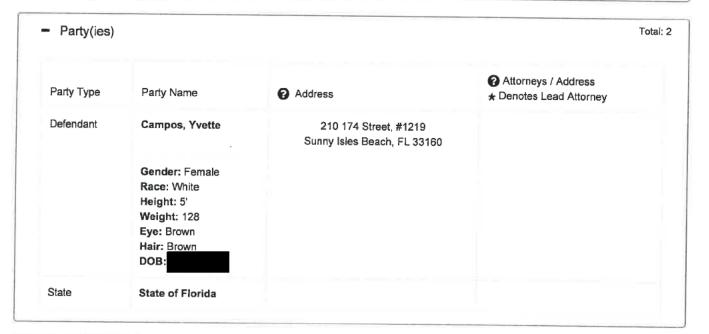
Broward County Case Number: 04001656MM30A State Reporting Number: 062004MM001656A88830

Court Type: Traffic and Misdemeanor

Case Type: Misdemeanor Filing Date: 06/24/2004 Case Status: Disposed

Court Location: West Courthouse Judge ID / Name: WA Feld, Ellen` Magistrate Id / Name: N/A

BCCN: N/A



Charge(s)			Tota
Offense Date	Charge	Degree	Detail
06/08/2004	1	(M1)	Theft/To Deprive Date Filed: 06/08/2004 Current Statute: (M1)812.014(1)(a) Filing Type: SAO Information- Not In Custody Filing Agency: Plantation PD Original Statute: (M1)812.014(1)(a)-Theft/To Deprive

- Warrant(s)			Total: 1
Issue Date	Charge(s)	Detail	Status	

ghills

ssue Date	Charge(s)	Detail	Status
12/27/2004	1	Warrant# 04001656MM30A041227CAP041227 (InActive) Type: Capias Bond Amount: \$300.00 Bond Type: Set By Judge Date Served: 01/12/2005 Hold Without Bail Bond: No	01/12/2005 Capias Served 12/27/2004 Active (Comment: CASH BOND **)

- Bond(s)				Total:
Posted Date	Charge(s)	Detail	Status	
01/12/2005	1	Bond# 02320663 (Active) Bond Type: Cash Bond Bond Amount: \$300.00	01/12/2005 POSTED	

Arrest(s)				Total
Arrest Date	Charge	Arrest Number	Detail	
01/12/2005	1	MJ05000154	Arrest Name At Arrest: Campos, Yvette Offense: Theft/To Deprive Degree: (M1) Bond Amount: \$300.00 Bond Type: Cash Bond Statute: 812.014(1)(a) OBTS Number: 8888888888	

 Disposition(s))		Total
Offense Date	Charge	Disposition(s)	
06/08/2004	1	Plea(s) 07/13/2004 Plea Arraignment Guilty Disposition(s) 07/13/2004 Disposition Adjudication Withheld Sentence(s) 07/13/2004 Sentence (Judicial Officer(s): Shutter, Steven G)	

Collectio	n(s)									Total: 1
Collection Date	Charge	Citation Number	Total Imposed Amount	Total Amount Due	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Next Payment Date	Next Paymen Amount
01/19/2005	1		\$300.00	\$300.00	\$0.00	\$300.00	_	\$0.00	12/22/2004	\$300.00

Event(s)	& Document(s)			Total
Date	Description	Additional Text	View	Pages
12/20/2006	No Capias/Send To Collection Agency			
12/01/2006	File Request	Def Req A Payment Plan/ Corrospond With Def To Appear At The Front Rm 232 To Go On A Payment Plan		
12/01/2006	Paperwork Sent To Central	Deft Rqst Pymt Plan		
01/12/2005	Capias Served	Count(s):< 001 >		
01/01/2005	Fail To Pay Fine Notice	\$300.00 Due 041222 Hrg		
12/27/2004	Capias Issued	Count(s):< 001 >		
10/22/2004	Hrg Held / Defendants Failure To Pay Fine	Redef Till 122204 Or Capias \$300		
09/23/2004	Fail To Pay Fine Notice	\$300.00 Due 040913 Hrg 041022 0930 0240		
07/13/2004	Arraignment Held			

Hearing(s)			Total: 1
Date	Description	Additional Text	
11/28/2006	Hearing/Open Collection	Hearing Time: 8:00 AM Judicial Officer(s):null Location: null Div:CO Judge:CO Room:CO	

Related Case(s)

Total: 0

There is no related case information available for this case.



Division of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 23, 2022

Ms. Yvette Campos 102 Polaris Street Cocoa, Florida 32922

RE: Application No. 68957, Entity 13211762 1012 - Cardroom Employee Occupational

Dear Ms. Campos:

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:

 DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information was incomplete. This form must be notarized.

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 850.487.1395.

If you fail to provide the Division with a complete application including any necessary revisions for your application by 10/29/2022 your application shall lapse and no longer be processed by the Division. 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 Division Rule.

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Jonathan Dye Operations Analyst II

Mahalingam, Rajani

From: Dye, Jonathan

Sent: Tuesday, July 5, 2022 3:56 PM

To: Mahalingam, Rajani

Cc:Donaldson, David; Ricks, Glenda; Futrell, Michelle; Campbell, Ian; Muniz, LuzSubject:Investigations Referral- CAMPOS, YVETTE, Prof: 1012- File: 13820 - Lic. 13211762

Please open a case for Yvette Campos. All documents and rap sheet have been scanned into Onbase. Note: Waiver routing slip has been scanned in Onbase.

Thank you,



Jonathan Dye, Operations Analyst II

<u>Division of Pari-Mutuel Wagering</u> – Office of Operations Florida Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, Florida 32399-1037 Main Phone: (850) 488-3211 ~ Direct Line: (850) 717-1075 ~ Fax: (850) 410.5350



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Page 1 of 1. 0 total matches.				
Search Parameters				
Govt. Number:				
Date of Birth:				
First Name: yvette				
Middle Name:			0	
Last Name: campos	The second secon			
Sex:				
Commission:				
License Type:				
Master ID Last Name First Name Middle Name	SSN/Federal ID Rulings	Birth Date City	State	

Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off

EXHIBIT # 9 PAGE #



./ision of Pari-Mutuel Wagering
Office of Operations
2601 Blair Stone Road
Tallahassee, FL 32399-1037
Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 23, 2022

Ms. Yvette Campos 102 Polaris Street Cocoa, Florida 32922

RE: Application No. 68957, Entity 13211762

1012 - Cardroom Employee Occupational

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Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Jonathan Dye Operations Analyst II

LICENSE EFFICIENTLY, REGULATE FAIRLY

Departr . of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - PMW Occupational License

	MPOS, YVETTE			e No:			l
(AP	PPLICANT'S NAME-	LICENSE #)					
	INITIAL	APPLICAT	ION RECEIVED:		5/27/2022		
	COMPLE	ETE APPL	CATION RECEIV	ED:	6/30/2022	7	
	90-DAY	DEADL	INE:		9/28/2022	10	
Jonathan I	Dve	176 - Meil	ourne Gryhn	40	12- DEAL - Dealer		
	n Processor		/b/a name)		cupation/Job Title		
en convicted in thi	ils state, in any other state, or u	under the laws of	the United States of a capital fel file in, smuggling, importing, con (Icense revoked by this state or	ociare inellony, a falor spiracy to s any other j	nse by any other state racing comm glible any occupational license if the ry, or an offense in any other state muggle or import, or delivery, sale unisdiction for an offense related to	e applicant for such licens which would be a felony u	ha
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EXHIBIT # PAGE #

Mahalingam, Rajani

From: Dye, Jonathan

Sent: Tuesday, July 5, 2022 3:56 PM

To: Mahalingam, Rajani

Cc: Donaldson, David; Ricks, Glenda; Futrell, Michelle; Campbell, Ian; Muniz, Luz Subject: Investigations Referral- CAMPOS, YVETTE, Prof: 1012- File: 13820 - Lic. 13211762

Please open a case for Yvette Campos. All documents and rap sheet have been scanned into Onbase. Note: Waiver routing slip has been scanned in Onbase.

Thank you,



Jonathan Dye, Operations Analyst II

<u>Division of Pari-Mutuel Wagering</u> - Office of Operations Florida Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, Florida 32399-1037





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> EXHIBIT # PAGE #

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering
Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-033421 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Kristina Vazquez's ("Applicant") application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License. Applicant submitted a complete application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License on July 7, 2022, and applied for a waiver of her misdemeanor conviction. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the misdemeanor conviction. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

Pertinent Facts

On June 7, 2022, 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 Applicant was convicted of a misdemeanor involving larceny in the state of Florida. Specifically, Applicant was convicted of Petit Theft.

Applicant applied for a waiver of the misdemeanor conviction and a waiver interview was subsequently scheduled. On July 18, 2022, Applicant attended the waiver interview with the Division and a report was drafted of that interview which was submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On August 15, 2022, the Executive Director declined to waive the misdemeanor conviction.

Relevant Law

Section 849.086(6)(f), Florida Statutes, provides that the "provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses."

Section 849.086(6)(g), Florida Statutes, provides that:

"[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority."

Section 550.105(5)(d), Florida Statutes, provides that:

". . . the term "convicted" means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term "conviction" shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license."

Section 550.105(5)(c), Florida Statutes, provides in pertinent part that:

"[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the commission."

Rule 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: Because the Applicant's disqualifying criminal conviction was 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.

Department of Business & Professional Population

State of Florida Department of Business and Professional Regulation Chronology Report

Case #:

2022033421

Incident date: 07/07/2022

Status: 106 - Sent to Directors office

Lic Type:

1055

Disposition:

Case Type:

Complaint

Responsible: jdillmore - DILLMORE, JOE

Complainant: DIVISION OF PARI-MUTUEL WAGERING

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent:

VAZQUEZ, KRISTINA

5861 W 36 AVE # 5, HIALEAH, FL 33018

Summary:

273-Casino Miami, LLC

	Ero odomo mia	,					
Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	07/21/2022	Α	79	70	Sent to Director for Review	ddonaldson	VAZQUEZ, KRISTINA
	07/12/2022	Α	79	440	Incoming Correspondence	rmahalinga	VAZQUEZ, KRISTINA
	07/12/2022	Α	10	15	Assigned to Investigator	tsmith2	VAZQUEZ, KRISTINA
	07/21/2022	R		ddonaldson	DONALDSON, DAVID	icampbell	
	07/12/2022	R		tsmith2	SMITH, TYRELL	rmahalinga	
	07/21/2022	R		jdillmore	DILLMORE, JOE	ddonaldson	
	07/21/2022	S	1055	106	Sent to Directors office	ddonaldson	

 July 21, 2022 10:57
 nfa5 - Chronology Report
 Page 1 of 2





State of Florida Department of Business and Professional Regulation **Chronology Report**

Chronology:	Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
	07/21/2022	s	1055	104	Sent to Licensing Section	icampbell	
	07/12/2022	s	1055	20	Under Investigation	rmahalinga	
	07/12/2022	s	1055	10	Initial Review	rmahalinga	
	07/20/2022	S	1055	90	Closed	icampbell	
Allegation:	Code	Descriptio	n				
	WAVR	Waiver of C	rim. Conv.	or Other Offenses			

FAO I Heln I Sign Out

VR Home	Inbox	Entity	Application	n License	Cash	Exam	Inspect	ion	Enforceme	ent	Report	
Complaint Se Mass Status	Update	Public C	ecording Licens Case Info	,	ete Compla	int	Mass Activit	y Upda	te Mas		cipline Updat	
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Lic Type I	055 - Slo ndividual	Machine Combina	e/Cardroom/ ation	Pari-Mutuel	Stat	116	Sent to ensing Sec	ction	Sta	tus [Date 07/21/	2022
omplaint#	20220334	21	Case Type	CMP - Complaint	Dispositi	on			Disposit	ion [Date	
Docket#		l	Respondent	VAZQUEZ, KRISTINA	Responsit		onaldson - NALDSON VID	,			Privat	e Cas
Complaint	Respo	ndent	Complainant	Addt'l Info								
Source	LIC - Lice	ensee		Security Level	1			Pa	rties	12	Activiti	es
Form	WALK - V	Valk-in		Priority			102	Alleg	gations		Discipl	ine
Class'n	IIIB - Wai	vers		Complexity	R - Regu	lar		Viol	ations		Complia	nce
Security	STND - S	tandard		Incident	07/07/202	22		Re	lated		Disposi	ion
Region	SR - Sou	thern Re	aion	Received	07/08/202	22		Insp	ection			
Reference			•					Co	osts			
Entered	07/12/202	22		Entered By	rmahalin	ga		Time	Tracking		Auto Ass	ign
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Cancel

ROUTING SLIP REQUEST FOR WAIVER

RE: VAZQUEZ, KRISTINA - 13223605 Case No: 2022 03 3421 (APPLICANT'S NAME - LICENSE #) 1055 - Slot/Cardroom/PMW Combination – Waitress 273 - Miami Jai-Alai Occupation Code and Job Title Facility (d/b/a name) 90-DAY RESPONSE DEADLINE: OCTOBER 16, 2022 (DATE) Investigations Section: Reviewed by Steve Kogan S.Kogan 7/20/2022 (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: D. Donaldson 7/21/22 G. Ricks 7/26/22 (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 [X] No If yes, in what jurisdiction? _ Executive Director:] Prepare Waiver or [\sqrt{| Prepare File for Commission Review Comments: Investigative Findings: November 18, 2014 Pembroke Pines Police Department, Broward County, Florida - Petit Theft - Misdemeanor - Pled Nolo Contendere Adjudication Withheld on June 16, 2015 – Assessed

\$293.00 in Court fine.

ROUTING SLIP REQUEST FOR WAIVER

RE: <u>VAZQUEZ, KRISTINA – 13223605</u> (APPLICANT'S NAME – LICENSE #)

Case No: <u>2022 03 3421</u>

90-DAY DEADLINE

OCTOBER 16, 2022

(DATE)

Investigations Section: Reviewed by Steve Kogan	July 20, 2022			
	(Initial & Date)			
The attached "Request for Waiver" file and has been forwarded to the Licensi	e has been reviewed for completeness and accuracy, ing Section.			

L	ice	ns	ind	Se	cti	on:
_		113	1114		CLI	vii.

Application Processor

273 - CASino Miana
Facility (d/b/a name)

1055 - Food Service

Reviewed by <u>David Donaldson</u>

7/21/22 (Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes ____

Investigative Findings:

November 18, 2014

Pembroke Pines Police Department, Broward County, Florida – Petit Theft – Misdemeanor – Pled Nolo Contendere – Adjudication Withheld on June 16, 2015 – Assessed \$293.00 in Court fine.

Cocktail Waitress

^{*}Please attach Routing Slip to front of case file

FAO I Help I Sign Out Inbox VR Home Entity Application License Cash Exam Inspection Enforcement Report Complaint Search Change Recording License Type Delete Complaint Mass Activity Update Mass Discipline Update Public Case Info Mass Status Update Domain 10 - Division of Pari-Mutuel Wagering Logged in as: icampbell VR Home > Complaint Search > Maintain Complaint 1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination Status 90 Closed Status Date 07/20/2022 Case Type CMP - Complaint Complaint # 2022033421 Disposition Disposition Date VAZQUEZ, KRISTINA Responsible tsmith2 - SMITH, TYRELL Docket# Respondent **Private Case** Complaint Respondent Complainant Addt'l Info Source LIC - Licensee Security Level 1 **Parties** Activities Form WALK - Walk-in Allegations Discipline Priority Violations Compliance Class'n IIIB - Waivers Complexity R - Regular Related Disposition Security STND - Standard Incident 07/07/2022 Inspection Region SR - Southern Region Received 07/08/2022 Costs Reference Time Tracking Auto Assign Entered 07/12/2022 Entered By rmahalinga Attachments History Summary 273-Casino Miami, LLC Work Notes Print Report

By icampbell

Save

OK

Change

Updated 07/21/2022 09:32:27

8

Back

Cancel

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Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office:	Region:		of Complaint:		Case Numb	per:
PMW	Southern	July '	12, 2022		2022 03 34	21
Respondent:			Complainar	nt:		
VAZQUEZ, KRIS					TUEL WAGERII	NG
5861 WEST 36ST				INVESTIGA		
HIALEAH, FLOR	IDA 33016		FT. LAUDE	RDALE, FLO	IAL BLVD, SUI DRIDA 33309	TE 165
License # / Type		Profe	ssion:		Report Date	
13223605 / 1055		Food	Service Em		July 18, 202	
Period of Investiga	ation: ough July 18, 2022			Type of Rep		
Basis of Inve		veetiga	tion is pro	adicated un	Final oon Kristina	VAZQUEZ's Slot
	n/Pari-Mutuel Individu	ual Com	bo License A	pplication an	d Waiver Reque	VAZQUEZ's Slot est Form dated July
Miami. On her orig	, VAZQUEZ submitte ginal application she a withheld for any crime	answere	d "NO" to the	e question, "H	Have you ever b	een convicted of or
On June 10, 2022 needed to be corre	, VAZQUEZ was info ected. (Exhibit #4, Pa	rmed by age # 3)	licensing tha	t her PMW lic	cense applicatio	n was deficient and
application answer for any crime, or p 2015 Misdemeand	VAZQUEZ submittering "YES" to the que led guilty or nolo cont or Petit Theft arrest withheld. (Exhibit #	estion, "la tendere from B	lave you eve to any crimin roward Cour	r been convic al charges ag ity, Florida ir	cted of or had acgainst you? VA2	djudication withheld ZQUEZ disclosed a was imposed and
Related Case:						
Investigations Spe	cialist II / Date: July	y 18, 20	22 Inve	estigator Supe	ervisor) / Date	
FR Callyt	ಲ			1 0		
Tyrell D. Smith /			Juli	o iviinava /	July 20, 2022	\supset
Chief of Investigati	ons / Date		1000			
Steven F Kogan	/ 101/20 2022					

FLORIDA GAMING CONTROL COMMISSION HTTPS://FGCC.FL.GOV/

CASE NUMBER: 2022 03 3421

			CONTINUATION			
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<u> </u>	CHAINTAL THOTON	<u> </u>	Arrest 1			
Da	ate of Arrest:	Arresting Agenc				
No	ov 18, 2014	Pembroke Pines	Police Department	t		
		1	OFFENSE			
CH	ARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1	Petit Theft		Misdemeanor	Nolo	Adj.	DATE
				Contendere	Withheld	06/16/2015
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3						
4						
1			CENTENIOS			
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	o oour oost bala	noo nao boon pala l	Trail. (Exhibit # 2	., r age # 1)		
Α	CCIS (Comprehe	nsive Case Informa	tion System) inqu	iry revealed th	nat she was o	harged with
Pe	tit Thett; nowever	, FDLE Criminal His	story does not refl	ect this arrest.	(Exhibit # 3)	
			Arrest 2			
Da	te of Arrest:	Arresting Agend	y:			
			OFFENSE			
CH	ARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1						
2						
3						
4						
			SENTENCE			
Ad	ditional Informat	ion:				

CASE NUMBER: 2022 03 3421

CONTINUATION

CRIMINAL HISTO	RY				
		Arrest 3			
Date of Arrest:	Arresting Agency	/ :			
		OFFENSE			
CHARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1					DATE
2					
3					
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		OFNITENIOE			
		SENTENCE			
Additional Informa	ation:				
		Arrest 4			
Date of Arrest:	Arresting Agency				
		OFFENSE			
CHARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION
1					DATE
2					
3					
4					
		SENTENCE			
Additional Informa	tion:				
Additional Informa	tion:				

CASE NUMBER: 2022 03 3421

CONTINUATION

ADDI	TIC	ONAL	LICE	NSES
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	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		Х

1. License Type:	Temporary 1055 S	Slot/Card	room/Pari	i-Mutue	el Individual Co	mbo		
Date Licensed:	Expiration Date:	Licens			ency or Jurisdic	tion:		
06/09/2022	07/09/2022	13223	605	Flor	ida PMW			
						YES		NO
Has License ever	been suspended o	r revoke	d?					Х
Was any derogat	ory information rece	eived?				Х		
Additional Commapplication.	nents: Applicant fa	ailed to	disclose	2015	Misdemeanor	arrest	on	original

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdic	tion:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information rece	ived?			
Additional Comm					

Date Licensed:	Expiration Dated:	License #:	Agency or Juriso	liction:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm				-	

Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:		
				YES	NO
Has License ever	been suspended or	revoked?			
	ory information recei				
Additional Comm	ents:				

CASE NUMBER: 2022 03 3421

CONTINUATION

WAIVER INTERVIEW

Х	_
iew:	
YES	NO
X	
	X

SUMMARY OF INTERVIEW:

VAZQUEZ was cooperative during her telephone interview and provided information regarding her 2015 Petit Theft Misdemeanor conviction. She also provided court documentation needed to proceed with her application process.

In reference to her 2015 Petit Theft conviction **VAZQUEZ** stated that when she was about 12 or 13 years old she and some friends were at the Pembroke Pines Mall, inside the JC Penney Department store. While inside the store one of her friends took a jacket from the rack and they exited the store without paying for it. After they exited the store they were stopped and detained by Mall Security. They were then taken to the Security Office and the Police were called. Once the Police arrived, her mother was called by the Police Officer and told to come to the Mall and pick her up. Upon her mother's arrival, she was allowed to sign a promise to appear and was released to her mother's custody. **VAZQUEZ** stated that although she did not take anything from the store she was still charged.

It should be noted that at the time of VAZQUEZ's arrest she was twenty-three (23) years of age.

A check of VAZQUEZ's FDLE Criminal History shows no arrest. (EXHIBIT #4)

CASE NUMBER: 2022 03 3421

CONTINUATION

CONTINUATION
CONCLUSION:
A check of the Association of Racing Commissioners International (ARCI) database shows no rulings and no information on VAZQUEZ. (EXHIBIT #4)
Court documentation shows that the Court assessed fine of \$293.00 has been paid in full. (Exhibit #2)
Case closed by Investigations and forwarded to Licensing for review.

CASE NUMBER: 2022 03 3421

CONTINUATION

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l.	IN'	VESTIGATIVE REPORT COVERSHEET	
I.	IN'	VESTIGATIVE REPORT	
II.	EX	CHIBITS	
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	2.	Legal Documents	1-9
	3.	Rap Sheet	1-1
	4.	Supporting Docs: ARCI / CCIS / Def. Letter / Other	1-3

DBPR PMW-3180 - Request for Waiver



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

www.myfloridalicense.com

TO:	Kristing	Vazque	2
	Full Legal Name	of Applicant	٠,



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 Ω 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:

- You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pan-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.
- You are forbidden from accessing any of the restricted areas of any part-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.

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

DBPR PMW-3180, Effective 9-11-11, Rule 61D-5 001, F.A.C.

Page 1 of 1

EXHIBIT # _/ PAGE # _3

Department of Business and Professional Regulation

Division of Pari-Mutuel Wagering

Department of Business and Professional Regulation

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Social Security Number	Citt D	/AM/2000	Gender ·	Male 📐	Female
		Mide	dle		Suffix
Vazquez	Kristina	2 W AND 1 AND STATE OF THE PARTY OF THE PART			
Have you used, been known as, or call the name used on the application?	ed by another name (example Yes 16 No	le – maiden name, psec	idonym, nickna	me) or alias	other than
If yes, list the name or names used:					
	Asian or Pacific Islander Hispanic/Latino	☐ Native American ☐ Other	or Alaskan Na	tive	
Are you a United States citizen? If no, provide the name of the country of	Yes No No which you are a citizen:				
Current Mailing Address		Email Address (o	ptional)		
5861 W 36 AVE	#5				
His lead	, , ,	ptional (I C A		
Primary Phone Number	FI 33018	ndary/Cell Phone Numi	oer (optional)		
	i i		(-		
5861 W 36 AVE	#5 State Zip Code (+4 opt				
city Hialeah	State Zip Code (+4 opt	tional) i Country	JSA		
Type of Slot Machine Occupational Licens General Individual Professi		Is this your first tim license in Florida?		a racing/gam	ing
•		Facility where emp		seniaud paines	s:
Slot Machine/Cardroom/PMW Combin		1			
ob title(s)*: COCKTAIL WAITY	£37	Casino F Employer name:	liami 2	LC	
pplicants for a Cornbo license should disclose all job	itles	[Casino	niami i	LLC	Owner
	FOR DIVISION USE	ONLY			
License Code <u>1055</u> License f	132231005 FI	le#_10365	App #	3754	28
Association Code 273 Date Rec	eived 0009 22 Er	ntered By JR	License \	ear_22	-25
icense Fee	06/09/22 FF	Fee \$0.00	_ Total Fee	\$100).00
Waiver Requested (Combo Only)	ARCI ✓		Enforcemen	E 4 6	IBIT
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	Addres	8	employment history in the p Start Date (Month/ Year) End Date (Month/ Year)	Title/Position Held &	Reason for Leavin
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where Licensed		Expiration	☐ Yes	s or other discipline? Ex	plain why.
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No crimi	you ever been nal charges aga cation and you r	convicted of or had inst you? If yes, must list the detail	ad adjudication withhele the court disposition re Is in the section provide	notes to government agency noter the laws of the United of for any crime, or pled guilt cords for all convictions mu and below.	
Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
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Yes Do you	e licensee?	r have a financial ot machine facility	interest in a Florida lice	e related products, services	s, or goods to a slot

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 obtain a national criminal history records that may pertain to me. I understand that I am able to pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a 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.

Print Legal Name (First Middle Last)	Birth Date (MM/DD/YYYY)
Social Security Number	Casino Miami LLC Name of Employer
Signature of Applicant	06/08/2Z Date

PAGE# -7

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Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
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Decarment of Business and Professional Regulation Division of Part-Mutual Wagering

Licensing Administrator Review - SLOT Occupational License

RE VA	ZOUEZ, KRISTIN	A - 13223606 Cas	e No:
1,24	SCHALE MANE- T	CENSE#	
	NTA APP	ICATION RECEIVED:	SKIPOOS
		APPLICATION RECEIVED:	6/9/2022
	90-DAY DE		7/8/2022
		AULINE:	10/6/2022
Randall K		273 - Casino Miami	1055 - Food Service
	DE Precessor	Facility (d/b/a name)	Occupation/Job Title
icens fite anicent an alema n any other markets in amount	TAC ICENS IN DECEM-	THE REAL PROPERTY OF THE REAL	a license by any other size recing commission or pent, rescha, or decare maniphie any compations awa of the United States of a capital fatory, a fatory, or away for conspiring to martio in, smuggling, importing the fatorishing, or less had a part-mutual ficense.
SALES DES		Licensing Administrator R	leview
		Conviction	
Dic the applica	ation accurately ref	ect the Criminal History Record?	Yes No
Felony: 0		ted/Carrbiing Related/Bockmaxi	ica
Animal Co.	set,	2-0 (454)	prifer is a pullibardades are
Z Forgery, L	arceny Execution, C	onspiracy to Defraud (Cardroom	Professions Only)
Comments:		-	
Arrest Date		Charge	Level Disposition
11/18/2014	Broward County	FI Fetry Theft 14004345MM40A	M2 Adj Withheld
		Disposition Unknown	
Falony Am	36(6):		
_ Miscernear	тог Arrest – Industr	y Related/Gambling Related/Boo	okmaking
Animal Cru	etj		
		7.6	
Contents on	ter Statemann Fler	Enforcement/Jurisdiction Of lared Ineligible, Ruled Off, Revoked	ffenses
tis or sey of	her racing jurisdiction	l	, Denied, Ejected, Unipaid Fine, in
		Related Licenses	SUBJECT OF STREET
Check VR Licen	se Relations to Det	ermine if Applicant is Related to	
Business Licen	applicant related t	-	If yes, complete sections below.
		Business Name: to the business indicating all O	Dea month of the little of the
Date Deficiency	Letter Issued:	Initials:	USs must be licensed? Yes No
ETHNIC EST		Licensing Administrator Re	vious
		Disposition Confirmation	
Disqualifying Co	ophictional Arrests (Confirmed? Yes V No F	Approval
Forward to	Investigations	Legal Director II	nitials: 7/8/22
Comments:			

EXHIBIT #_| PAGE # -9

VD Have			manufacture species and a supple		1 15 70	gr 136 2		Each I Heln I Since
VR Home Inbox	Entity A	pplication	License	Cash	n Exam	Inspection	Enforcement	Report
License Search Eni	tity Search	Modify Licen:	se Standing	W	laintain Licens	6 CE Control		
omain 10 - Division of	Pari-Mutuel	Wagering					Lo	gged in as: rmahali
VR Home > License Se	arch > Licer	se Home						
License								Licensee
· · ·)55 •						History
Fed Tax#		lot/Cardroom utuel Indiv C		Ē	Expires On 0	7/09/2022		Notes
File # 10365		azquez, Krist	ina	Ex	tended To			Notes History
License # 13223605		CPL - lot/Cardroom	/Pari-	Pa	newed On			Back
		utuel Indiv C		Ne	newed On			
Entity # 13223605	Lic Status C	losed						
Address								
Street # 5861 Street	et W 36 AV	# 5						
Line 2								
Line 3								
City HIALEAH		State FL			Zip 3301 8	3		
	Routing					-		
Other								
1st License Date 06/09	/2022 F	Rank Date 06	/09/2022		Certificate #	!		
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	d Service En	nployee	06/09/2022					
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L 273 - Miam	i Jai-Alai	,	06/09/2022					
Y 3YR - 3 Yea	ar License		06/09/2022					

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VR Home > Complaint Search > Maintain Complaint > License Home

					Licensee	
	1055 -				History	
Fed Tax #	Lic Type Mutuel I	droom/Pari- ndiv	Expires On 07/09/2022		Notes	
f*: 1 - 4	Combo				Notes Histor	
riie #	10365 Name Vazquez	, Kristina Ex	tended To		Back	
License #	13223605 Rank Slot/Car Mutuel II Combo	droom/Pari- ndiv	newed On			
Entity #	13223605 Lic Status Closed					
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Street# 5	861 Street W 36 AVE # 5			*New Appli -No Previou		
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Other			VARABLE STATE OF THE STATE OF T			
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Fee Ex	Modifier 4 SFSE - Food Service Employee LIVE - Live Scan Fee	Effective Date 15 06/09/2022	ewal Sent	enforcemen	nt cases.	
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Depart, Int of Business and Professional Regulation Division of Pari-Mutuel Wagering

Licensing Administrator Review - SLOT Occupational License

RE: VA	ZQUEZ, KRISTINA	- 13223605 Case	e No: 2022 0 9	3 3421					
(AP	PLICANT'S NAME-LIC	ENSE #)	Experience						
	INITIAL ADDLIC	CATION RECEIVED.	0/0/0000	_					
INITIAL APPLICATION RECEIVED:			6/9/2022						
COMPLETE APPLICATION RECEIVED			7/8/2022						
	90-DAY DEA	DLINE:	10/6/2022						
Randall Ki		273 - Casino Miami	1055 - Food Serv	rice					
	n Processor	Facility (d/b/a name)	Occupation/Job						
license if the applicant for an offense in any other s conspiracy to smuggle o	uspension or has unpaid tines in or such license has been convict state which would be a felony un or import, or delivery, sale, or dis	by a license of any person who has been refused a another jurisdiction. The division may deny, sus- tied in this state, in any other state, or under the la- der the laws of this state involving arson; traffickle tribution of a controlled substance; animal cruelty, ase related to pari-mutuel wagering.	pend, revoke, or declare ineligib ws of the United States of a cap	le any occupational ital felony, a felony, or					
10000000000000000000000000000000000000		Licensing Administrator R	eview						
B		Conviction		et Atting to					
Did the applica	tion accurately refle	ct the Criminal History Record?	Yes	⊠No					
Felony : C		d/Gambling Related/Bookmaki		HINTO COMPANY (F. STANDARD)					
Animal Cru		Cambing Related/Bookmaki	19	The state of the s					
		nspiracy to Defraud (Cardroom	Professions Only)	The state of the s					
Comments:			Comments:						
Arrest Date	Location	Charge	Level	Disposition					
11/18/2014	Location Broward County, Fi	Charge Petty Theft	Level M2	Disposition Adj Withheld					
-				Disposition Adj Withheld					
11/18/2014	Broward County, F	Petty Theft							
11/18/2014 Felony Arre	Broward County, Fl	Petty Theft 14004345MM40A Disposition Unknown	M2						
11/18/2014 Felony Arre Misdemean	Broward County, Fi	Petty Theft 14004345MM40A	M2						
11/18/2014 Felony Arre	Broward County, Fi	Petty Theft 14004345MM40A Disposition Unknown	M2						
11/18/2014 Felony Arre Misdemean	Broward County, Fi	Petty Theft 14004345MM40A Disposition Unknown Related/Gambling Related/Boo	M2 kmaking						
11/18/2014 Felony Arre Misdemear Animal Cru	Broward County, Fi	Petty Theft 14004345MM40A Disposition Unknown Related/Gambling Related/Boo Enforcement/Jurisdiction Of	M2 kmaking fenses	Adj Withheld					
11/18/2014 Felony Arre Misdemear Animal Cru Currently und	Broward County, Fi	Petty Theft 14004345MM40A Disposition Unknown Related/Gambling Related/Boo Enforcement/Jurisdiction Off red Ineligible, Ruled Off, Revoked.	M2 kmaking fenses	Adj Withheld					
11/18/2014 Felony Arre Misdemear Animal Cru Currently und this or any of	Broward County, Fi	Petty Theft 14004345MM40A Disposition Unknown Related/Gambling Related/Boo Enforcement/Jurisdiction Off red Ineligible, Ruled Off, Revoked, Related Licenses	M2 kmaking fenses Denied, Ejected, Unp	Adj Withheld					
11/18/2014 Felony Arre Misdemear Animal Cru Currently und this or any of	Broward County, Findsty Street - Industry Street	Petty Theft 14004345MM40A Disposition Unknown Related/Gambling Related/Boo Enforcement/Jurisdiction Of red Ineligible, Ruled Off, Revoked, Related Licenses rmine if Applicant is Related to a	M2 kmaking fenses Denied, Ejected, Unp	Adj Withheld					
☐ Felony Arre ☐ Misdemear ☐ Animal Cru ☐ Currently und this or any of the individual	Broward County, Findsty Street - Industry elty der Suspension, Declar her racing jurisdiction. Ise Relations to Determine the property of th	Petty Theft 14004345MM40A Disposition Unknown Related/Gambling Related/Boo Enforcement/Jurisdiction Off red Ineligible, Ruled Off, Revoked, Related Licenses rmine if Applicant is Related to a a business? Yes No	M2 kmaking fenses Denied, Ejected, Unp	Adj Withheld					
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Telony Arre Misdemear Animal Cru Currently und this or any of the individual Business Licen Has a deficiency Disqualifying Celebrate Deficiency	Broward County, Finest(s): nor Arrest – Industry elty der Suspension, Declather racing jurisdiction. Ise Relations to Detel applicant related to se Number: by letter been issued a Letter Issued:	Petty Theft 14004345MM40A Disposition Unknown Related/Gambling Related/Boo Enforcement/Jurisdiction Of red Ineligible, Ruled Off, Revoked, Related Licenses rmine if Applicant is Related to a a business? Yes \(\) No Business Name: to the business indicating all Of Initials: Licensing Administrator Revolution Disposition Confirmation Onfirmed? Yes \(\) No	kmaking fenses Denied, Ejected, Unp Business. If yes, complet DSs must be license	aid Fine, in the sections below. d? Yes No					



ACEMEN



Page 1 of 1. 0 total matches.	
Search Parameters	
Govt. Number:	
Date of Birth:	
First Name:	
Middle Name:	
Last Name: vazquez	
Sex:	
Commission:	
License Type:	
Master ID Last Name First Name Middle SSN/Federal ID Rulings Birth Date City State Name	

Admin Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off



Filing # 20677878 Electronically ed 11/18/2014 10:23:46 AM							
Check Box if Applicable IN THE COUNTY COURT, IN AND FOR BROWARD COUNTY, FLORIDA PMD							
Agency							
VAZQUEZ, First KRISTINA M.I. Weight Height Hair Eyes HAZE	Race/Sex W/F						
Address (Street, City, State, Zip) 4563 EAST 4 AVE #2 HIALEAH, FL 33013 Date and Place of Birth Allases							
Occupation Place of Employment Employment Phone Phone							
ALCALI MODILE	nplexion GHT						
Counts: Statute/Rule/County/Municipal Ordinance. Prosecutor's Review/Action: File (F) or No Information (Ni							
Statute/Rule/County/Municipal Ordinance Prosecuto's Review/Action: File (Fig. 1) Province (File (F	Signature, I.D., Date						
CO-DEFENDANT Last Name First DOB Race/Sex Offenses W/F PETIT THEFT	100						
In the name of Broward County, Florida: The undersigned certifies that he or she has just and reasonable grounds to believe, and does believe,							
that on (date) 09/30/2014 at titime) 6:20 pm In Broward County, FL, the above named defendant committed the above offenses charged, in that the defendant did: (Narrative) (if traffic stop, include reasons for stop) (Include defendant's verbal statements)							
INVESTIGATION REVEALED: THE ABOVE DATE AND TIME, THE DEFS. SELECTED VARIOUS CLOTHING/ACC ITEMS FROM THE ABOVE LOCATION AND CONCEALED THE ITEMS IN A DISIGUAL BAG. THE DEFS. MADE IN ATTEMPT TO PAY FOR THE ITEMS AND EXITED THE STORE (MALL) WALKING PAST ALL POINTS OF SALE. WAS DETAINED BY LOSS PREVENTION VIA CCTV TOTAL FOR THE MERCHANDISE THE DEF. STOLE WAS \$ 100 PROVIDING A SWORN STATEMENT. THE DEF. WICTIM INDICATED INTENTIONS TO PRESS CHARGES BY PROVIDING A SWORN STATEMENT. THE DEF. WILD INTENTION OF SALE. WAS DETAINED BY LOSS PREVENTION VIA CCTV TOTAL FOR THE MERCHANDISE THE DEF. STOLE WAS \$ 100 PROVIDING A SWORN STATEMENT. THE DEF. WILD INTENTION OF SALE. WAS DETAINED BY LOSS PREVENTION THE DEFS. THE OR THE							
DRelcased by undersigned attesting BOOKING OFFICER whose reasonable cause affidavit incorporated by reference herein. CANNABIS presumptively tested POSITIVE / NEGATIVE for the presence of cannabis; amount taken from JC PENNEY was \$	152.97						
■ RESPASS warning given by OFC VELEZ CCN/IO: 845 on 09/30/14 (Case No. 2014-D73564							
Westing Witness							
YOU MUST APPEAR on 1/1/20/14 at 0.50 PM at Room 250 Broward County Counthouse, 2015 5 5th Street. Fort Laude: cale Florida 33301 Broward County Counthouse, 2015 5 5th Street. Fort Laude: cale Florida 3301 North Regional Steteine Court outs 16/0 W. Hillsoor Bowevers. Deer fleid Beach, Florida 33442 West Regional Steteine Court outs 16/0 W. Hillsoor Bowevers. Deer fleid Beach, Florida 33021 South Flag County Counthouse 15/0 Hollywood Boulevard, Hallywood, Florida 33021 Signatury of Delegotent	THIS NOTICE TO						
Signature of Officer. Pembrooks P1 9 Print Name of Officer Pembrooks P1 9 P1 Covers 845							
Agency COVID The Agency	THE PROPERTY						
#Continued on attached page(s)							





Broward County Sheriff's Office Department of Community Programs 315 S.E. 7th Street, Suite 200 Ft. Lauderdale, FL 33301 (954) 765-8900 - OFFICE (954) 765-5301 - FAX

Date: 2/11/2015

MISDEMEANOR DIVERSION PROGRAM INELIGIBLE/DECLINE/PENDING MEMORANDUM

TO:	Clerk of the County Court Sarahnell Murphy, State Attorney's Office			
FROM:	Glasford Sharpe (954) 831-0485, Community Programs Supervision Specialist	80		
RE:	Kristina Vazquez	18 1437	20	
CASE	NO: 14004345MM40A	SOWA CIRC	2015 FEB	
CHARG	SE(s): Petit Theft	35E	8/8	
JUDGE	: Arlene S. Backman SC	150 K	MA	
	The above-named individual has DECLINED entry in the program because	200	2:0	
of fin rear	ancial constraints at this time. Should client financial situation improve we have no oplication to the program.	हें Pobjecti	ယ on to	
	t is not interested in participating in the program and prefers to have this case reso	lved in	court.	
	ick here to enter text.			
	The above individual is INELIGIBLE for entry in the program because:			
□ clier □ clier	It has prior criminal charges; It does not meet the residency requirements of the program. It failed to complete the intake process within 30 days of referral lick here to enter text.			
	This individual is PENDING entry in the program because:			
days	t desires more time to decide whether to participate in the program. Client must ret s from the date of referral for intake if chooses to enroll. t must provide verification of legal status.	urn with	nin 30	
🗆 this o	case requires the State Attorney Supervisor's approval.			
□ Cli	ck here to enter text.			

Revised 9/25/14





Electronically Certified Court Record

(cover page)

This cover page is for informational purposes only and is not a requirement when presenting the **Electronic Certified Document**. Directly below the cover page, at the bottom of page 1, you will find the digital signature bearing the identity and authority of the Clerk. On the left side of each page is a unique code identifying the electronic certification for this document.

DOCUMENT INFORMATION

Agency Name:

Broward County Clerk of Courts

Clerk of the Circuit Court:

Honorable Brenda D. Forman

Date Issued:

7/6/2022 12:20:42 PM

Unique Reference Number:

CAA-CABJAJAJBIEHCD-BCABB-BDFJCCII-ECBEBH-

В

Case Docket:

Disposition to be sent to Recording

Requesting Party Code:

20190909184723

Requesting Party

sdarby@browardclerk.org

Reference:

HOW TO VERIFY THIS DOCUMENT

This electronically certified Court Record contains a unique electronic reference number for identification printed on each page. This document is delivered in PDF format and contains a digital signature identifying the certifier and a tamper proof seal indicating whether this document has been tampered with. The second page of this document contains a digital signature indicating the certifier as the Broward County Clerk of Courts. Open this document using Adobe Reader software to verify the digital signature of the author. Visit https://www.browardclerk.org/ecertify to learn more about validating this certified copy.



EXHIBIT #-2 PAGE # -1 INSTR # 113060905 Page 1 of 2, Recorded 06/19/2015 at 03:55 PM Broward County Commission, Deputy Clerk ERECORD

**** FILED: BROWARD COUNTY, FL. Howard C. Forman, CLERK 6/16/2015 10:47:05 AM.****
COUNTY COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, PLORIDA 2212 - SOUTH SCIENCE - SOUTH SCIENCE 1/22/2014
2212 1- South Sc/02/07/2015/ 0. fing//nr/signocnc/21/22/2014
DATE DASE NO 14004345MM40A ARREST NO BCCN NO
State of Florida vs. Vazquez, Kristina
Cash Bond/Surety Amount \$ Estreated Vacated Return to Dep Cash Bond/Surety Amount \$ Estreated Vacated Return to Dep
[] Magistrate [] First VOF [] Convicted by Jury [] Maj. Guilty
[] Arraignment [] Final VOP [] Convicted by Court [W Adj. Withheld-
[Change of Plea [] Admits/Denies Allegations [] Acq. by Jury [] Dismissed
[] Trial by Jury [] Guilty [] Acq. by Court [] Nolle Pros
[] Trial by Court [No Contest [] Directed Verdict [] No Info
[] Judgment of Acquittal
CHARGES: 1 Petit Theft (060)
COUNT(S) Reporting/Administrative Probation:months with special conditions: [] DUI School Level [] License suspended []
[] All special conditions of probation must be met by themonth of probation
[] DHSMV is directed to revoke defendant's license for 1 year pursuant to F.S 322.055
[]Anger Management
(Interlock Device
[] Justice for life [] PTE [] MADD/Victim Impact Panel [] Shoplifter's Program [] \$ COS waived/imposed
()Partial payments accepted
[]Fines/cost converted to civil lien/judgment
[]Probation: Revoked-Terminated-Reinstated
[] Early termination of probation upon completion of all conditions
yother: NO RETURN TO PLACE OF ARREST
**
A A
JUDGE: DEPUTY CLERK:
2212 SC - Judge Arlene S. Backman . Revised 9/20
7,10

I HERCBY ATTEST THAT THIS GERTIFIED DOCUMENT IS A TRUE AND CORRECT COFY AS SAME APPEARS ON RECORD KITH BROWARD COUNTY CLERK OF COURTS. VERTER AT: PTTPS://WWW.RROWARDCLERK.ORG/ECFETTEY



Digitally signed by The Honorable Brenda D. For HIBIT # 2
Date: 2022.07.06 12:20:43 -04:00
Reason: Electronic Certified Copy
Location: 201 S.E. 6th Street, Fort Lauderdale, PAGE # -2
33301

INSTR # 113060905 Page 2 of 2, End of Document

The defendant is hereby ordered to pay the following FINES (Fine) I , II , III , IV , V , V , VII , VIII ,		F.S. 775.083 F.S. 938.04 Count V.
(Fine) I , II , III , IV , V V VI , VII		F.S. 938.05
(Fine) I, II, III, IV, V	, IV	
VI .VII .VIII	, IV	
(5% Surcharge) (if fine assessed) I , II , III V , VI , VII , VIII MANDATORY, FEES Count I , Count II , Count III , Count IV Count VI , Count VII , Count VIII (-) Admin Order VI-02-D-3 (Court Costs) Count(s) I. II. III. () Sixty dollars (\$50/csse) (Criminal Justice Cost) Add'l Cost () Fifty dollars (\$50/csse) (Crimes Compensation Trust Fund ska VC) () Twenty dollars (\$20/count) (Safe Neighborhood Assessment) () Sixty five dollars (\$65/count) (Court System/Legal aid) (BC Ord. Sec. 10- () Twenty dollars (\$20/count) (Crime Stoppers Program)		
Count I Count II Count III Count IV Count VI Count VIII Count VIII () Sixty dollars (\$50/case) (Crimens Compensation Trust Fund ska VC) () Twenty dollars (\$50/count) (Safe Neighborhood Assessment) () Sixty five dollars (\$65/count) (Court System/legal aid) (BC Ord. Sec. 10- () Twenty dollars (\$20/count) (Crime Stoppers Program)		
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Count I Count II , Count III , Count IV Count VIII , Count IV Count VIII , Count VIII , Count VIII , Count VIII , Count VIII , Count VIII	IV	F.S. 938.05(1
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(-).Admin Order VI-02-D-3 (Court Costs) Count(s) IIIIII. () Sixty dollars (\$50/csse) (Criminal Justice Cost) Add'l Cost () Fifty dollars (\$50/csse) (Crimes Compensation Trust Fund aka VC) () Twenty dollars (\$20/count) (Safe Neighborhood Assessment) () Sixty five dollars (\$65/count) (Court System/legal aid) (BC Ord. Sec. 10-() Twenty dollars (\$20/count) (Crime Stoppers Program)	IV	F.S. 938.05(1
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() Twenty dollars (\$20/count) (Safe Neighborhood Assessment) () Sixty five dollars (\$65/count) (Court System/legal aid) (BC Ord. Sec. 10- () Twenty dollars (\$20/count) (Crime Stoppers Program)		F.S. 938.03
() Sixty five dollars (\$65/count) (Court System/legal aid) (BC Ord. Sec. 10- () Twenty dollars (\$20/count) (Crime Stoppers Program)		
() Twenty dollars (\$20/count) (Crime Stoppers Program)	3)	
		F.S. 939.185
(\Differ dallow (CEO/mage) (Cost of Brancoution) was some		P.S. 938.06
		P.S. 938.27(8
() Two dollars (\$2/count) (Teen Court /County Ord. Sec. 10-5)		P.S. 938.19
() Thirty dollars (\$30/count) (Court Facilities Fund)		F.S. 318.18(1
() (\$2.50/count) (Additional Criminal Justice Education) (all TI's		F.S. 318.18(11)
() Five dollars (\$5/count) (Drivers Education Trust Fund) (all TI's)		P.S. 318.18(1
() (\$12.50/count) (Administrative Fee) (TI's moving/non moving)		F.S. 318.18(1
() Ten dollars (\$10/count) Article V(moving/mon moving charges under 316,320, 322)		
SPECIFIC OPPENSE/REQUIRED		
() (\$201/count) (Domestic Violence Surcharge)		P.S. 938.08
()(\$151/count)(Rape Crisis Trust)	-	P.S. 938.085 ,
()(\$151/count)(Child Advocacy Trust)		P.S. 938.10(1)
()(\$100/count)(FDLE Operation Trust Pund)		P.S. 938.055
() (\$15/count) (County Drug)		F.S. 938.13(1)
()(\$135/count)(DUI and BUI)(EMTF)		P.S. 938.07
() (\$5/count) (Reckless Driving) (EMTP)		P.S. 316.192(4
() (\$5/count) (Leaving Scene) (EMTP)		P.S. 316.061(1
()(\$3/count) (Radio System Pee)(HOV & 316 viol)		F.S. 318.18(17
()(\$500/case) (Serious Bodily Injury)		F.S. 318.14(5)
() (\$1000/case) (Fatality/Serious Bodily Injury)		P.S. 318.14(5)
() (\$40/case) (Contest Pee)		P.S. 34.045(1)
()(\$10/case)(1)(c)(Municipal Ordinance Filing Fee)		P.S. 34.045(1)
() (\$65/count) (ACDH/DOH) (Racing on Highway/Reckless Driving)		P.S. 318.18(5)
() Fifty dollars (\$50/case) (Public Defender Application) per app	-	F.S. 27.52(1)
()Fifty dollars (\$50/case) (Public Defender Assistance Pee) per event	-	P.S. 938.29(1)
()A sum of (\$5000.00/count) (Prostitution Civil Penalty)		P.S. 796.07(6)
OTHER		
()Late fees \$		
() Waived (court costs/fines/fees)		
()Balance of Court Costs/Fees Converted to Civil Lien		
()Restitution \$ DISCRETIONARY		
	Enforcem	ent [] Sunn. COP
Pay investigative comble: [] Crise Lab () Expert Witness () Toxicology [] Law TOTAL AMOUNT DUP	15	pp: oot
TOTAL AMOUNT DUST BE VALUETT	7	
JUDGE: DEPUTY CLERK:	-/	

EXHIBIT # -2 PAGE # -3 12:19:47 Wed Jul 06, 2022

CTTINO BRENDA D FORMAN, Clerk of the Court 7/06/22 12:19:42 Collections Tracking System TELEPHONE INQUIRY SCREEN Function: Case# : 14004345MM40A Name: VAZQUEZ KRISTINA Count#: 001 0.00 Citation#: NTA#: PP073564 Arrest#: Case Information: Count Information: DOI : 9/30/2014 Arrest : Status : C Status : C File Dt: 11/18/2014 TTL Cnts: 001 Act Spd: 000 Plea : ANO Judge : SC Agency : PP Pst Spd: 000 Spd Dif: 000 Opn Cnts: 000 Opn D6 : 000 Opn D6 : 000 Opn Cps: 000 Opn Cps : 000 Municpl: PP Pymt Dt: 11/23/2015 TTL Pd : Race : W Sex : F DOB : Defr Dt: Hold Pd: Statute: MXXD8120143A D.L. Cls: PETIT THEFT Late Fees: DRI: D.L. # : Probation: N NSF: Crt Info: Y Pmt Hst: Y Add Payclass: Activities: Remarks: Y Bnd Info: Accdnt: Category/description Amount Category/description Amount DEF DEFER

F2=Tender F3=Exit F4=Crt Info F5=Refresh F7=Pg Up F8=Pg Dwn F9=Prev F10=Next F12=Abort F13=Actv F14=BndInf F16=Name/Arst Inq F17=Adrs F18=Rmks F22=PmtHst

EXHIBIT # - 2 PAGE # _ Y

1

**** FILED: BROWARD COUNTY, FL. Howard C. Forman, CLERK 1/7/2015 12:15:34 PM.****



MICHAEL J. SATZ STATE ATTORNEY

Seventeenth Judicial Circuit of Florida Broward County Courthouse 201 SE Sixth Street Fort Lauderdale, FL 33301 Phone: (954) 831-6955

BROWARD SENIOR INTERVENTION

3081 Taft Street Hollywood, FL 33021 Cell: (954) 610-4909 Email: chandel/2000@yahoo.com

BROWARD SHERIFF'S OFFICE DEPT. OF COMMUNITY CONTROL PROBATION DIVISION

540 SE Third Avenue First Floor Fort Lauderdale, FL 33301 Phone: (954) 357-5900



MISDEMEANOR DIVERSION PROGRAM IBROWARD SENIOR INTERVENTION&EDUCATION PROGRAM PRELIMINARY RECOMMENDATION MEMORANDUM

TO: MISDEMEANOR DIVERSION PROGRAM (MDP) BROWARD SENIOR INTERVENTION & EDUCATION (BSIE)
FROM: EVIKA M. MalaNel (954) 831- 0330 ASSISTANT STATE ATTORNEY, COUNTY COURT DIVISION
ASSISTANT STATE ATTORNEY, COUNTY COURT DIVISION
RE: State of Florida v. Va & que Z, Kristina DATE: 1/7/15
Case No. 14-4345 MM4 OAJudge: Backman Victim(s):
Victim(s):Charge(s):
The undersigned Assistant State Attorney:
Has reviewed the State's file, the charges and the nature of the offense, and based on such, determined that the above Defendant is <u>preliminarily</u> qualified for application to MDP/BSIE under the criteria of the Office of the State Attorney.
Has researched the Defendant's criminal history on the Clerk's Computer, as well as any other information in the file, and has found no indication of prior criminal history.
Has discussed the Defendant's possible application to MDP/BSIE with the victim(s) on and the victim(s) consented to such.
Has determined restitution to above victim(s) to be in the amount of \$
Recommends the following special condition(s) for successful completion of MDP/BSIE:
Comments:
Assistant State Attorney Senior Supervising Assistant State Attorney
(For deviations and case-by-case charges)
WAIVER OF RIGHT TO SPEEDY TRIAL & RIGHT TO DISCOVERY
I, the above-named Defendant, by signing below, Indicate that I desire to apply to the Misdemeanor Diversion Program or the Broward Senior Intervention Program, as designated above, and that I fully understand the following:
I understand and accept the criteria of this program, including the \$150.00 application fee that will be paid to the State Attorney's
Office in addition to the costs of supervision that will be paid to BSO Department of Probation.
Under Florida Law I have a Right to a Speedy Trial and a Right to Discovery. In order to apply to the above-specified program, I must
now walve both my Right to a Speedy Trial and my Right to Discovery. Based on the State's completion of the above, I preliminarily
quality for acceptance into the program, but this does not constitute acceptance or guarantee acceptance into the program and I must still formally apply to the program and be deemed eligible by the program administrators. Further, I have read and understand the
information sheet provided to me about the program. The decision for final acceptance into the program rests solely with the Office of the State Attorney. My decision to apply to the program and now waive my Right to Speedy Trial and Right to Discovery is being made
of my own free will and I have not been threatened or coerced in order to do so or promised anything in exchange for doing so.
Mr (a angell)
Signature of Defendant Signature of Attorney for Defendant, Bar No Interpreter
NOTE: Formel application must be made to the Program within thirty (30) days from the date of arraignment or
from the filing of a written plea of not guilty.
Copies: White - Clerk Yellow - Defendant Pink - SAO Golden Bod - MDD SEE #
Copies: White - Clerk Yellow - Defendant Pink - SAO Golden Rod - MDP/BSIE 75

State of Florida Vs Vazquez, Kristina

Broward County Case Number: 14004345MM40A State Reporting Number: 062014MM004345A88840

Court Type: Traffic and Misdemeanor

Case Type: Misdemeanor Filing Date: 11/18/2014 Case Status: Disposed

Court Location: South Courthouse

Judge ID / Name: SC Cawthon, Corey Amanda

Magistrate Id / Name: N/A

BCCN: N/A

- Party(ies)

Total: 2

Party Type

Party Name

Address

Attorneys / Address★ Denotes Lead Attorney

Defendant

Vazquez, Kristina

2790 W 60 ST APT 9 Hialeah, FL 33016

Gender: Female Race: White Height: 5'1" Weight: 135 Eye: Hazel Hair: Błack

DOB:

State

State of Florida

Charge(s)

Total: 1

Offense Date

Charge

Degree

Detail

09/30/2014

1

(M2)

Petit Theft

Date Filed: 09/30/2014

Current Statute: (M2)812.014(3)(a)
Filing Type: SAO Information- Not In Custody

Filing Agency: Pembroke Pines PD

Original Statute: (M2)812.014(3)(a)-Petit Theft

- Warrant(s)

There is no Warrant information available for this case.

EXHIBIT # -2 PAGE # -6 - Bond(s)

Total: 0

There is no Bond information available for this case.

- Arrest(s)

Total: 0

There is no Arrest information available for this case.

- Disposition(s)

Total: 1

Offense Date

Charge

Disposition(s)

09/30/2014

Plea(s)

06/16/2015 Plea

Arraignment / Nolo Contendere

Disposition(s)

06/16/2015 Amended Disposition (Reason: Mental Reopen,)

Adjudication Withheld 01/07/2015 Disposition Diversion Program

Sentence(s)

06/16/2015 Diversion/Mental Health Reopen (Judicial Officer(s): Backman, Arlene S)

Comment (TAI \$293 **Due Before 11/30/2015**)
Charge Reopen Status (06/16/2015, Closed, 1)

Collection(s)

Total: 1

Collection Date	Charge	Citation Number	Total Imposed Amount	Total Amount Due	Total Amount Paid	Current Amount Due	Last Payment Date	Last Payment Amount	Next Payment Date	Next Payment Amount
07/06/2022	1		\$293.00	\$299.15	\$299.15	\$0.00	07/06/2022	\$6.00		\$0.00

- Event(s) & Document(s)

Total: 18

Date

Description

Additional Text

iew Pages

06/16/2015

Hearing Held

//CRS//**No Return to Place of Arrest**

Date	Description	Additional Text	View	Pages
06/16/2015	File Acknowledgement -Waiver Of Rights			2
06/16/2015	Disposition to be sent to Recording			2
02/18/2015	File Letter MDP Ineligible/Decline/Pending memorandum			1
02/18/2015	Court Date Notice			1
02/11/2015	File Defense Notice Of Change Of Address			1
02/03/2015	Post Office Returned Mail			
01/08/2015	Court Date Notice		L	1
01/07/2015	File Accepted Into Misdemeanor Diversion Program			1
01/07/2015	Arraignment Held	//CRS//**Deft Entered into the MDP Program**		
01/07/2015	File Letter For Preliminary Recommendation Memo	**SC Div//MDP**		1
12/12/2014	Post Office Returned Mail			
11/22/2014	Court Date Notice			1
11/18/2014	Electronic Case			
11/18/2014	File State's Instruction Sheet		L	1
11/18/2014	File Notice Of Confidential Info Within Court Filing			1
11/18/2014	File Notice to Appear Affidavit			2
11/18/2014	Received Original State Attorneys Information			

- Hearing(s)

Date Description Additional Text

EXHIBIT #-2 PAGE # -8 Date

Description

Additional Text

06/16/2015

Hearing/Misd Diversion Prog

Hearing Time: 10:00 AM

Judicial Officer(s):SC Cawthon, Corey Amanda

Location: Room 230

MDP HEARING /DISREGARD 6/9/15 // NEW DATE

06/09/2015 Reset by Court to 06/16/2015 - Judge Rescheduled

01/07/2015

Arraignment

Hearing Time: 8:30 AM

Judicial Officer(s):SC Cawthon, Corey Amanda

Location: Room 230

- Related Case(s)

Total: 2

Related Case Number

Case Type

Additional Text

14004346MM40A

Companion Case

14004347MM40A

Companion Case

EXHIBIT #-2 PAGE # -9



ACENTAL

Page 1 of 1. 0 total matches. Search Parameters Govt. Number: Date of Birth: First Name: kristina Middle Name: Last Name: vazquez Sex: Commission: License Type: Master Last First Middle SSN/Federal Rulings Birth Name Name Name Date

Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off

EXHIBIT # -\Y



Division of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 10, 2022

Ms. Kristina Vazquez 5861 West 36 Avenue # 5 Hialeah, Florida 33018

RE: Application No. 37591, Entity 13223605 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Ms. Vazquez:

Your application for an occupational license with the Division of Pari-Mutuel Wagering has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

Application is incomplete: Please correct the highlighted section(s). It appears that you
have made errors and/or omissions on page 3 of the application. If you have ever been
convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere
to any criminal charges, you must list the offenses in the Background Information
section. Please initial and date any changes made to your application.

You must list the information on your application for the following charges:

- Broward County, Florida Arrest(s) 11/18/2014
- DBPR PMW 3180 Request for Waiver (form enclosed).

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 850.487.1395.

If you fail to provide the Division with a complete application by 10/09/2022 your application shall lapse and no longer be processed by the Division. 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 Division Rule.

Please note that your Temporary License will expire on: 07/09/2022.

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Randall Kitchens Operations Analyst II

LICENSE EFFICIENTLY. REGULATE FAIRLY. WWW.MYFLORIDALICENSE.COM

EXHIBIT # -4 PAGE # -3



Jivision of Pari-Mutuel Wagering Office of Operations 2601 Blair Stone Road Tallahassee, FL 32399-1037 Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 10, 2022

Ms. Kristina Vazquez 5861 West 36 Avenue # 5 Hialeah, Florida 33018

RE: Application No. 37591, Entity 13223605

1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

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Application is incomplete: Please correct the highlighted section(s). It appears that you
have made errors and/or omissions on page 3 of the application. If you have ever been
convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere
to any criminal charges, you must list the offenses in the Background Information
section. Please initial and date any changes made to your application.

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Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Randall Kitchens Operations Analyst II

Mahalingam, Rajani

From:

Kitchens, Randall

Sent:

Friday, July 8, 2022 10:00 AM

To:

Mahalingam, Rajani

Cc:

Muniz, Luz; Campbell, Ian; Futrell, Michelle; Donaldson, David; Ricks, Glenda

Subject:

Investigations Referral 1055 - File 10365 - Entity 13223605

Good afternoon,

Ms. Mahalingam, can you please open a case for Kristina Vazquez. Her 90-day deadline is 10/06/2022. Please see the Application Routing Slip in Onbase for all Supporting Documents.

Thank you!



Randall Kitchens, Operations Analyst II

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
2601 Blair Stone Road, Tallahassee, Florida 32399-1037
Phone: (850) 488-3211 ~ Fax: (850) 410.5350

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering
Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-035398 – License Denial

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering seeks to deny Marlon F. McKenzie's ("Applicant") application for a Pari-Mutuel Wagering Individual Occupational License. Applicant applied for a Pari-Mutuel Wagering Individual Occupational License on June 10, 2022, and applied for waivers 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 June 10, 2022, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Pari-Mutuel Wagering Individual Occupational License. Upon review of the completed application, it appears that Applicant was convicted of several felony crimes in the state of Florida. Specifically, Applicant was convicted of the following:

- Possession of Marijuana with Intent to Sell;
- Driving While License Suspended Habitual Traffic Offender;

Applicant applied for a waiver of the felony convictions and a waiver interview was subsequently scheduled. On July 28, 2022, Applicant attended the waiver interview with the Division and a report was drafted of that interview which was submitted to the Executive Director of the Florida Gaming Control Commission for consideration. On August 15, 2022, the Executive Director declined to waive the felony conviction.

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 61D-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 61D-5.006(2), Florida Administrative Code, provides that "[t]he applicant shall establish proof of rehabilitation and demonstrate good moral character."

<u>Staff Recommendation</u>: 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.

Department of Business & Professional Regulation

State of Florida

Department of Business and Professional Regulation **Chronology Report**

Case #:

2022035398

Incident date: 07/13/2022

Status: 106 - Sent to Directors office

Lic Type:

1021

Disposition:

Case Type:

Complaint

Responsible: jdillmore - DILLMORE, JOE

Complainant:

PARI-MUTUEL WAGERING DEPARTMENT

1400 WEST COMMERCIAL BOULEVARD, STE 165, FORT LAUDERDALE, FL 33309

Respondent:

MCKENZIE, MARLON F

2980 WINDMILL RANCH RD, WESTON, FL 33331

Summary:

90-DAY DEADLINE: October 26, 2022 --- / ---- 7/28/2022 - Waiver Interview conducted ---- / ----

321-Gulfstream Park Racing Association, LLC

Chrone	JIDUV.

Effective Date	Туре	Lic Type	Code	Description	Responsible Party	Respondent
07/22/2022	Α	10	15	Assigned to Investigator	atribble	MCKENZIE, MARLON F
07/26/2022	Α	79	100	Initial Review Conducted		MCKENZIE, MARLON F
08/02/2022	Α	79	70	Sent to Director for Review	ddonaldson	MCKENZIE, MARLON F
07/22/2022	Α	79	440	Incoming Correspondence	rmahalinga	MCKENZIE, MARLON F
07/22/2022	R		atribble	TRIBBLE, ANDRE	rmahalinga	
08/03/2022	R		jdillmore	DILLMORE, JOE	ddonaldson	

August 03, 2022 08:00 nfa5 - Chronology Report Page 1 of 2





State of Florida Department of Business and Professional Regulation Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party Respondent		
	08/02/2022	R		ddonaldson	DONALDSON, DAVID	Imuniz		
	08/02/2022	S	1021	90	Closed	Imuniz		
	08/02/2022	s	1021	104	Sent to Licensing Section	Imuniz		
	08/03/2022	S	1021	106	Sent to Directors office	ddonaldson		
	07/22/2022	S	1021	20	Under Investigation	rmahalinga		
	07/22/2022	s	1021	10	Initial Review	rmahalinga		
Allegation:	Code	Descriptio	n					
	WAVR	Waiver of Crim. Conv. or Other Offenses						

August 03, 2022 08:00 nfa5 - Chronology Report Page 2 of 2

VR Home	Inbox E	ntity	Application	License	Cash	Exam	Inspection		AQ Help	, ,
		iluty	Application	License	Casn	⊏xam	Inspection	Ento	orcement	Repo
Complaint Se	earch Chai ass Status Upd		rding License Public Case In		elete Com _l	olaint	Mass Activity U	pdate	Mass D	iscipline
omain 10 - D	ivision of Pa	ri-Mutu	el Wagering						Logged in a	as: Imu
R Home > (Complaint Sea	arch > N	laintain Con	nplaint						
	021 - Pari-Mเ วิตยนการที่	ituel Wa	agering Indiv	/idual	Status	104 Ser Licensi Section	ng	Stati	us Date 08	/02/202
mplaint # 2	2022035398	Cas	e Type CMP	- plaint ^{Di}	sposition		Dis	positio	on Date	
Docket#		Respo	ndent MCKE MARL	NZIE, Res	sponsible	ddonald DONAL DAVID				ivate se
Complaint	Responde	nt Co	mplainant	Addťl Info						
Source	LIC - License	e	Security Le	evel 1			Parties	V	Activiti	es
Form	WALK - Walk	-in	Prio	ority		V	Allegations		Discipli	ne
Class'n I	IIIB - Waivers	;	Comple	xity R - Reg	gular		Violations		Complia	nce
Security	STND - Stand	lard	Incid	lent 07/13/2	2022		Related	7	Disposit	
Region	SR - Souther Region	n	Recei	ved 07/22/2	2022		Inspection		Disposit	ion
Reference							Costs			
Entered	07/22/2022		Entered	By rmahal	linga		ime Tracking	Ī	Auto Ass	ian
Summary	90-DAY DEAI 7/28/2022 - W 321-Gulfstrea	aiver In	terview con	ducted	/		Attachments		Histor	
	08/02/2022 15			By imuniz			Work Notes		Print Rep	port

▲ Get Adobe Reader.

ROUTING SLIP REQUEST FOR WAIVER

RE: MCKENZIE, MARLON F - 13225275 Case No: <u>2022 03 5398</u> (APPLICANT'S NAME - LICENSE #) 1021 - Pari-Mutuel Wagering Individual – Animal Owner 321 - Gulfstream Park Occupation Code and Job Title Facility (d/b/a name) 90-DAY RESPONSE DEADLINE: **OCTOBER 26, 2022** Investigations Section: Reviewed by Steve Kogan S.Kogan 8/2/2022 (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: D. Donaldson 8/3/22 G. Ricks 8/4/22 (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 [X] No If yes, in what jurisdiction? _ **Executive Director:** (Initial & Date) [] Prepare Waiver or [√] Prepare File for Commission Review Comments: Investigative Findings: June 27, 2002 Leon County Sheriff's Office, Leon County, Florida -Marijuana Possession & Driving While License Suspended Felonies - Possession of Drug Paraphernalia - Misdemeanor - Pled No Contest - Adjudication Withheld on March 31, 2011 - Sentenced to 6 months in County Jail with 30 days credit for time served - Three Years' Probation - Assessed \$545.00 in Court fines.

Thoroughbred Animal Owner

^{*}Please attach Routing Slip to front of case file

ROUTING SLIP REQUEST FOR WAIVER

RE: MCKENZIE, MARLON F - 13225275
(APPLICANT'S NAME - LICENSE #)

Case No: 2022 03 5398

90-DAY DEADLINE

OCTOBER 26, 2022

(DATE)

Investigations Section: Reviewed by Steve Kogan

August 2, 2022 (Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

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	ᅜ	1131	пu	Sect	 11.
==					

Miriam Achens
Application Processor

321 - Gulfetream
Facility (d/b/a name)

<u> IOZ(- ひのいと</u> Occupation/Job Title

Reviewed by Glenda Ricks

(Initial & Date)

- Sheller

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes ____

Investigative Findings:

June 27, 2002

Leon County Sheriff's Office, Leon County, Florida – Marijuana Possession & Driving While License Suspended _ Felonies - Possession of Drug Paraphernalia – Misdemeanor – Pled No Contest – Adjudication Withheld on March 31, 2011 – Sentenced to 6 months in County Jail with 30 days credit for time served – Three Years' Probation – Assessed \$545.00 in Court fines.

Thoroughbred Animal Owner

^{*}Please attach Routing Slip to front of case file



Division of Pari-Mutuel Wagering Office of Investigations 1400 West Commercial Boulevard, Suite 165 Ft. Lauderdale, Florida 33309 Phone: 954.202.3900 • Fax: 954.202.3930

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: Southern		of Complaint: 22, 2022		Case Number: 2022 03 5398
Respondent: MCKENZIE, MAR 2980 WINDMILL F WESTON, FLORI MOBILE PHONE:	RANCH ROAD DA 33331		OFFICE OF 1400 WEST	F PARI-MUTUI	L BOULEVARD, SUITE 165
License # / Type 13225275 / 102			ssion: idual Animal	Owner	Report Date: July 28, 2022
Period of Investiga July 22, 2022 three	ntion: ough July 28, 2022			Type of Repor	
	PMW Individual Occi				2022, and Waiver Request form
Individual Animal question, "Have yo	Owner at Gulfstream	Park (0	GSP). On hi had adjudicat	s original applic	application to be licensed as an cation, he answered "No" to the any crime, or pled guilty or nolo
amended his appl	ication and answered a 2012 Felony arrest	"Yes"	to the above	question. MC	on July 13, 2022, MCKENZIE KENZIE disclosed the following Intent to Sell from Leon County,
Related Case:					
Investigations Spec			App	roved by Invest	tigator Supervisor / Date
Andre' Tribble /	July 28, 2022		Juli	Minaya / (Al	igust 2, 2022
Chief of Investigation	E. Koja		•		

CASE NUMBER: 2022 03 5398

CONTINUATION

CDI		NAL	LIC	$T \cap E$	$\cdot \mathbf{v}$
CKI	IIVII	NAL	пю	IUT	I I

			Arre	est 1		
	ate of Arrest: ine 27, 2002	Arresting A Leon County	gency: Sheriff's Office			
			OFFI	ENSE		
СН	ARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	1 Marijuana Possession W/ Intent to Sell		Felony	No Contest	Adjudication/Withheld	03/31/2011
2	2 Driving while license Suspended (Habitual)		Felony	No Contest	Adjudication/Withheld	03/31/2011
3	Drug Equip-P	ossess	Misdemeanor	No Contest	Adjudication/Withheld	03/31/2011
4						

SENTENCE

On July 22, 2002, applicant ordered to Pre-Trial Release with the condition of submitting to a drug test once a week.

Additional Information: On March 19, 2003 a capias was issued for Failure to appear. On March 14, 2011, applicant was re-arrested for the Failure to Appear capias. On March 31, 2011, MCKENZIE was sentenced to 6 Months in Leon County Jail with 30 days credit time served followed by a period of 36 months' probation. He was ordered to pay \$545.00 in Court fines. Fines paid in installments and there is a zero balance. (Exhibit # 2)

			Arrest 2			
Da	ate of Arrest:	Arresting Agency	:			
			OFFENSE			
СН	ARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1						
2						
3						
4						

	SENTENCE					
Additional Information:						
Additional information.						

CENTENCE

CASE NUMBER: 2022 03 5398

CONTINUATION

CRIMINAL HISTO	RY				
		Arrest 3			
Date of Arrest:	Arresting Agency	/ :			
		OFFENSE			
CHARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					
		SENTENCE			
Additional Informa	ation:				
		Arrest 4			
Date of Arrest:	Arresting Agency	:			
		OFFENSE			
CHARGES		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					
		SENTENCE			
		SENTENCE			
A J J/d					
Additional Informa	ition:				

CASE NUMBER: 2022 03 5398

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	
Does the Applicant possess an Occupational License from other jurisdictions?		Х

1. License Type	: 1021 (Temporary)	Individual Anir	nal Owner			
Date Licensed: 06-10-2022	Expiration Date: 09-08-2022	License #: 13225275		Agency or Jurisdiction: State of Florida		
					YES	NO
Has License eve	er been suspended o	r revoked?				X
Was any deroga	tory information rece	ived?			X	
Additional Com application.	ments: Applicant fa	iled to disclo	se criminal	history in	his origin	nal license

Date Licensed:	Expiration Date:	License #:	Agency or Jurisdic	urisdiction:		
	1	<u></u>		YES	NO	
Has License ever	been suspended or	revoked?				
	ory information rece					
Additional Comm						

Date Licensed:	Expiration Dated:	License #:	Agency or Juriso	cy or Jurisdiction:	
				YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm				_	

Date Licensed:	Expiration Dated:	License #:	Agency or Juriso	ncy or Jurisdiction:	
	10			YES	NO
Has License ever	been suspended or	revoked?			
Was any derogat	ory information recei	ved?			
Additional Comm					

CASE NUMBER: 2022 03 5398

CONTINUATION

WAIVER INTERVIEW

		YES	NO
Was a Waiver Interview Conducted?	Was a Waiver Interview Conducted?		
Date of Interview:	I continue of later desire		
July 28, 2022	Location of Interview: Telephonic Interview		
	Total High High View	YES	NO
Was the applicant cooperative?		X	110
Additional Comments:		X	

SUMMARY OF INTERVIEW:

During the interview, MCKENZIE disclosed information about his 2002 Possession of Marijuana with Intent to Sell arrest in Leon County, Florida. MCKENZIE stated he was a student attending a college in Tallahassee when he and three fellow students were in his vehicle returning to Tallahassee from spring break in Ft. Lauderdale, FL. He further stated that once they returned to Tallahassee, he dropped off his three companions at their residence, but in a hurry to see his girlfriend the three companions forgot to retrieve their luggage from the trunk of his vehicle. As he drove to his girlfriend's house, undercover Police Officers pulled him over for speeding and asked him for permission to search his vehicle. MCKENZIE stated he gave the Officers permission to search his vehicle, unaware of the possibility of any drugs being present. He concluded by stating the Officers found marijuana and drug paraphernalia in the three companion's luggage located in the trunk of his vehicle. MCKENZIE also stated he was aware that he was driving with a suspended license. MCKENZIE was placed under arrest.

When asked why did it take nine (9) years to adjudicate his 2002 arrest MCKENZIE stated that he absconded to Jamaica after some back and forth negotiations between his Public Defender and the Prosecutor. MCKENZIE also stated he felt the plea deal was too severe, so he remained in Jamaica for approximately seven years in order to save money for a private attorney. MCKENZIE concluded by stating after the seven years he returned to Tallahassee and turned himself in, at that point he was re-arrested on the capias for the original charges.

CASE NUMBER: 2022 03 5398

CONTINUATION

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CO	N	ᄔ	υJ	IV	IV.

A check of the Association of Racing Commissioners International (ARCI) database showed $\underline{\text{No}}$ rulings against MCKENZIE . (Exhibit #4)
During the Waiver interview, I advised MCKENZIE that he is not allowed to work at any Pari-Mutuel Wagering facility that requires a Pari-Mutuel License until the Commission makes a final decision regarding his waiver request.
MCKENZIE provided his photo via email. (Exhibit #1)
Case closed by Investigation and forwarded to Licensing.
·

CASE NUMBER: 2022 03 5398

CONTINUATION

TABLE OF CONTENTS

1.	INVESTIGATIVE REPORT COVERSHEET1
II.	INVESTIGATIVE REPORT2
И.	EXHIBITS
	1. Photo / Waiver Request / Application
	2. Legal Documents
	3. FDLE Report
	4. Supporting Docs: ARCI / Def. Letter / Other1-5



EXHIBIT # PAGE # /

DBPR P999-3100 - Request for Walve



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-NUTUEL WAGERING

www.myfloridalicenee.com



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 peri-mutual 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 Parl-Mutuel Wagering Occupational License or Cardroom License. Places chack the appropriate boxes' below that best describes your election:

For Part-Mutual and Gardroom Apolicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital fatory, a felony or an offense in any other state which would be a felony under the laws of Florida involving arron; trufficking in, conspiracy to truffic in, enuggling, importing, conspiracy to amuggle or import, or delivery, sale, or destribution of a controlled substance; or a crime involving a fact 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 genthing or bookmalding, as contemplated in Section 849.25, Florida Statutes, or involves cruelly to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless wheth was withheld.

For Candroom Applicants Only:

A misdemeanor involving forgery, isroemy, extortion, or conspiracy to delimed, in to other state, or under the issue of the United States.

If you choose to request a waiver, pieces sign this form below and return it with your completed application, licent and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for well You will be notified of the decision by mail at the address provided on your application.

- You are not permitted to engage in any activity which requires a part-mutual occupational license or a cardroom license at any part-mutual facility in Florida. If you are found to be working without a ficense, you will be subject to arrest for trespessing and your waiver request may be damied.
- You are forbidden from accessing any of the restricted areas of any part-mutual facility in Fiorida.

by request a waiver for the effection(s) or conviction(s) noted above, and acknowledge that ileanse and print feet are non-velendable in the event the veriver request is decied. I hereby acknowledge that my figure in a weiver interview or to discisse any pertinent information regarding convictions, rulings, rever in from other jurisdictions will result in a deciel of the request for waiver. I hereby waive the Section 12 is Statistice, therein requirement regarding the processing of this application.

CHISTOPHED FOR A WARVER, AFFLICANTS HUST COMPLETE FORM DEPT FINN-5198 — REQUEST FOR RELEASE OF ATION AND ANTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A VENVER INTERVIEW WITH THE OFFICE OF

DBPR PMW-3180, Effective 9-11-11, Rule 610-5.001, F.A.C.

Page 1 of 1

EXHIBIT # PAGE#

Department of Business and Professional Regulation Division of Parl-Mutuel Wagering DBPR PMW-3120 — Individual Occupational License Application

JUN 1 0 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."

	BEMOGRAPH DINFORMS	TICK
Social Security Number	Sinh Date (MM/DD/YYYY)	Gender
Last Name Fin		Male D Fernale
MIKENZIE	MARLON	F Suffix
Have you used, been known as, or called b	y another name (example – maide	n name, pseudonym, nickname) or alies other then
If yes, list the name or names used:	es Q' No	
Race/Ethnicity (optional)		
Black or African American White or Caucastan	Asian or Pacific Islander Hispanic/Latino	Native American or Aleston Native
Current Mailing Address	Emeil Address (optional)
2980 WINDMILL ZA	NU KD	aptional) AA71-
WESTON 1	### Zip Code (+4 optional) -L 33331	Country, If other than USAE O
Primary Phone Number	Secondary/Co	all Phone Number (optional)
Current Street Address		N III
SAME AS		2: D
	zip Code (+4 optional)	Country, if other than USA
Type of Occupational License applying for: Di Pari-Mutuel General Individual Di Pari	Life thank Developed in the Advant	acility where employed and/or doing business:
Cardroom Employee	PHOLOGI PTO/GORGUSER INCENDURES	
Occupation: DWNER		GUIFSTREAM
Does your position require access to the Ca	The state of the s	s this your first time applying for a racing/carring
□ Yes W No		cense in Florida?
Are you a Supervisor, Manager, or Sharehol	der of a business with a pari-mutus	_ 135 _ 130
Do you own or lease enimals intended for	recing in Floride? D No	Yes, complete the following:
Stable Name, Kennel Name, or Busin		er res, complete the tollowing:
Trainer Name (home or greyhound rea		DVE
1 77 F.		
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professional ficense):	Floring License	Number
1021	FOR DIVISION USE ONLY	22002 0201
	* Table 50*	108 72003 App# 237181
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License Fee 80 FP Date 6	10-22 FP Fee 37	.25 Total Fee 117.25
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EXHIBIT # 1
PAGE # 3

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	EACH	GROUND INFO	DRWATION.	ATTACH DOOT HOATTA	PAGES AS NECEST	2.D.71	
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D No	extertion, cor	nankacy to defrau	d. or filing fetse	reports to a government a	proper mederageror sec	aveng sorgery, I	mroerry
	authority, in t	his state or any o	ther state, or u	nder the laws of the United	igoroy, recing or germing	CONTRIBUTION O	r
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□ ,Yes	Have you eve	r had a racing or	geming lipenee	revoked or denied in this c	or any other state or one	Mary III was Co	A Styles made
IST No ·	list the state(s) or jurisdiction(s)	of Icensure re	vocation or denial and exp	dain why	maron keer 168	A ALIFERIA
D Xes	is any racing	or geming toene	e you hold curr	antiv suspanded or subject	t to other discipline, and	-	
No No	If yes, you me	ust list the state(s	or jurisdictions	a) of licensure and give de	della the offense and disc	CENT	fine?
If you am	wered yes to	my of the question	ns shows, provide an	de details here:	THE PROPERTY COME		-
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		Pt	EASE READ	AND SIGN BELOW			
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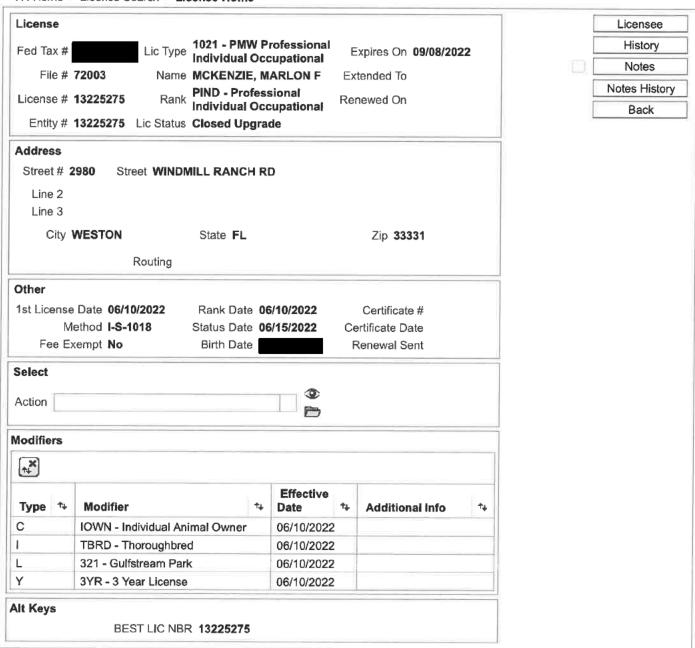
EXHIBIT #5



Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: rmahalinga

VR Home > License Search > License Home



Get Adobe Reader.

VR Home > Complaint Search > Maintain Complaint > License Home

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Horida Gaming Control Commission

Licensing Administrator Review – PMW Occupational License

RE: MCKENZIE, MARLON F - E# 13225275

(APPLICANT'S NAME- LICENSE #)

Case No: 2022 03 5398

	INITIAL APPLICA	ATION RECEIVED:	6/10/2	2022	
	COMPLETE APP	LICATION RECEIV	ED: 7/21/2	2022	
	90-DAY DEAD	LINE:	10/19/	2022	
Miriam Ac	hens 321	- Gulfstream Park	IOWN - Individual	Animal Ow	/ner/ 1021
suant to Section 550.1 ing authority; under su nse if the applicant for offense in any other st aspiracy to smuggle or	105(5)(a): The division may deny spension or has unpaid fines in a such license has been convicte ate which would be a felony und import, or delivery, sale, or distri	ility (d/b/a name) a license of any person who has a another jurisdiction. The division moder this state, in any other state, of the laws of this state involving a bution of a controlled substance; as related to pari-mutuel wagering.	ay deny, suspend, revoke, or d r under the laws of the United S rson; trafficking in, conspiracy t inimal cruelty, illegal gambling,	ther state racing eclare ineligible a tates of a capital o traffic in, smug	any occupational felony, a felony, or gling, importing,
		Licensing Admini	strator Review		
		Convict	ion		
Felony : 2 Misdemea Animal Cr	Count(s) nor – Industry Relate uelty	ect the Criminal History ed/Gambling Related/	Bookmaking	⊠N.	0
	arceny Extortion, Co	onspiracy to Defraud (Cardroom Profession	ns Only)	
Comments: Arrest Date	Location	Charge		Level	Disposition
06/27/2002	Leon County, FL	Case 372002CF00 - 893.13 1A2 -Mar w/intent to sell	02368AXXXXX ijuana Possession	F3	Adj. Whh.
		 - 322.34 5 -Non-m violation drive wi suspended habite 	nile license	F3	Adj. Whh.
		- 893.147 1-Posse paraphernalia	ession of	MI	Adj. Whh.
02/16/2000	Leon County, FL	Case 372000CT0 -322.34(2) Operat suspended/cance	ing while DL	M2	Guilty/Convicted
		Disposition U	Inknown	A	
Felony Arr					
Misdemea Animal Cru		Related/Gambling Re	elated/Bookmaking		
The state of the s	and the second s	Enforcement/Jurisd	iction Offenses		
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		Related Lic	enses		
Check VR Lic	ense Relations to [Determine if Applicar	it is Related to a Bi	usiness.	المنتسب والراسطيلية كالمتار
s the individua	al applicant related to	a business? Yes	☐ No ☑ If yes	s, complet	e sections below.
Business Lice	nse Number:	Business Na	amę:		
Has a deficien	cy letter been issued	to the business indica	ating all ODSs must	be license	d? Yes 🔲 No 🗌
Date Deficiend	cy Letter Issued:	Initials:			
	机酸钡金坚韧的	Licensing Adminis	trator Review		50000000000000000000000000000000000000
engindang ing te		Disposition Co		N. J.	
the second of th	Convictions/Arrests C		No 🗌	Appro	oval
orward to	Investigations	☐ Legal ☐ Direc	tor Initials: S	₩	7/22/2
omments:					







Licensee: MARLON F MCKENZIE

Picture Available

Reports on MARLON F MCKENZIE

Comprehensive Ruling Report Drug Ruling Report (Last 5 Years) Comprehensive Licensee Report

Identification Information

Date of Birth

Federal ID/SSN

Country

USA

Sex

Unknown

Name Information

Name Type

Prefix

First Name

Middle Name

Add a New Name Record Suffix

Add a New Identification Record

Last Name

Current Legal Name MARLON

MCKENZIE

Address Information

Address Type

Street Address

City

State

Zip Code

Phone Information

Phone Number Type

Phone Number

License Information

License Number

License Type

Issued Date

Expiration Date

Licensing Commission

13225275

Owner

6/10/2022

9/8/2022

Florida Division of Pari-Mutuel Wagering

Fingerprint Information

Processing Commission

Date Taken

Status

Notes

Add a New Fingerprint Record

RCI Card Submitted Date

Ruling Number

Ruling Type

Ruling Date

Fine Fine Paid?

Suspension Start

Suspension End

Add a New License Record

Applicable Reports

Comprehensive Ruling Report

Comprehensive Licensee Report

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT IN AND FOR LEON COUNTY, FLORIDA

STATE OF FLORIDA.

CASE NO.: 2002 CF 2368

VS.

MARLON F. MCKENZIE, Defendant.

NOTICE OF PLEA HEARING

PLEASE TAKE NOTICE that the Plea Hearing in the above-styled case is scheduled for Thursday, March 31, 2011 at 3:00 p.m. before the Honorable Charles W. Dodson, Circuit Judge, in Courtroom 3B, Leon County Courthouse, 301 South Monroe Street, Tallahassee, Florida 32301.

PLEASE GOVERN YOURSELVES ACCORDINGLY.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail this 17th day of March, 2011, to Jon Fuchs, Assistant State Attorney, The Office of the State Attorney, Leon County Courthouse, 301 S. Manroe Street, Tallahassee, Florida, 32301.

GREGORY M. NOONAN

Fla. Bar No.: 0056603

WILLIAM W. CORRY Fla. Bar No. 167796

Corry & Kennedy, P.A.

Post Office Box 527

Tallahassee, FL 32302

TEL: 850-222-3730 FAX: 850-224-6422

e-mail: gmn@corrylaw.com

Attorneys for the Defendant

Copy: Honorable Charles W. Dodson, Circuit Judge (Via Facsimile 922-0327)

EXHIBIT #2 PAGE #9 20110022346 ELECTRONICALL. ECORDED IN THE PUBLIC RECORDS OF LEON COUNTY, FL BK: 4234 PG: 810 04/08/2011 at 02:42 PM BOB INZER, CLERK OF COURTS

	Circuit Court, Second Judicial Circuit, for Leon County, Florida				
Division	: Felony				
State of v.	Florida	Filed In Ope Date:	Court		
Defenda	ON MCKENZIE nt .2002 CF 2368 A		bation nmunity Cont		Retrial Resentence
represent	ted by, been tried and found guilty by jury entered a plea of guilty to the follo entered a plea of nolo contendere to	S / by court of the fo wing crime(s)	ollowing crime	**************************************	lly before this cour ord, and the state
Count	Crime	Offense Statute Number(s)	Degree of Crime	Case Number	OBTS Number
	Poss. of Cannabis	893.131AZ	F-3	OACF 2343	
3	DWLR-Habitud Poss- of Paraphernalia	322.34 5 893.1471	F-3 m-1	02 CF 2369	
	and no cause being shown why the defe defendant is hereby ADJUDICATED GU and being a qualified offender pursuant as required by law. and good cause being shown; IT IS OF counts or as to count(s)	JILTY as to all coute for § 943.325, the d	nts or as to co	unt(s)	t DNA samples

EXHIBIT #2 PAGE #10

- 12	CS				
4.5 =1					
State of Florida				0.	
v.					
MARLON MCKENZIE Defendant					
Date of Birth		Case Number 2002	Case Number 2002 CF 2368 A		
Address: 3216 BUFOR	D DR	Social Security Number			
BUTURN GA 30519					
FINGERPRINTS OF DEFENDANT					
1. Right Thumb	2. Right Index	3. Right Middle	4. Right Ring	5. Right Little	
6. Left Thumb	7. Left Index	8. Left Middle	9. Left Ring	10. Left Little	
Fingerprints taken by:	Avia Joseph Name	214	Lizary	Y LESO.	
I CERTIFY that these are the fingerprints of the defendant, MARLON MCKENZIE, 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 Judge.					
,		Page 2 of 10	*	Rev. 06/01/10	

EXHIBIT # 2 PAGE # //

Case Number 2002 CF 2368 A

(As to Count 1—2) The defendant, being personally before this court, accompanied by the defendant's attorney of record, 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 resentences 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
Followed by a period of
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.
Page 3 of 10 Rev. 06/01/10

EXHIBIT # 2 PAGE #/2

Case Number 2002 CF 2368 A

(As to Count
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 resentences 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
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.
Page 4 of 10 Rev. 06/01/10

EXHIBIT # 2 PAGE # /3

Case Number 2002 CF 2368 A

SPECIAL PROVISIONS

		(As to Count $+3$)
By appropriate notation, the	ollowing provision	as 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 it this count.
Drug Trafficking	-	It is further ordered that the
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 Metham- Phetamine/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 7.75.084(4)(b), F.S A minimum term of
Prison Releasee Reoffender		The defendant is adjudicated a prison releasee 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.

Page 5 of 10

Rev. 06/01/10

EXHIBIT #2 PAGE #14

Case Number 2002 CF 2368 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 theminimum 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	4-0-0-	The defendant is not the victim's parent or guardian
Sexual Activity [F.S. 800.04 (4)]		The offensediddid 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.)		

Page 4 of 10

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Defendant MARLON M	CKENZIE	-	Case Number 2002 CF 23	668 A
Other Provisions as to c	ount(s) 1-3	_:		
Retention of Jurisdiction		The court retains 947.16(4), F.S. (2	jurisdiction over the defer 002).	ndant pursuant to section
Jail Credit	<u> </u>		ed that the defendant shall sys as credit for time incare	be allowed a total of cerated before imposition of
			RESENTENCING AFTE COMMUNITY CONTR	
		(Check as applie	:able)	
between date of an Department of Co- served and unforfe (Offenses commit	rrest as a violator follor rrections shall apply on eited gain time previou tted before October in	wing release from riginal jail time crusily awarded on co 1, 1989).	fendant be allowed prison to the date of resent dit and shall compute and unt(s)	tencing. The apply credit for time
	•		•	
between date of ar Department of Con	rest as a violator follo	wing release from riginal jail time cre	fendant be allowed	tencing. The
			*******	*********
Th for	ne Court deems the un related under section 9	forfeited gain time 48.06(7).	previously awarded on the	e above case/count
Th	e Court allows unforf ty be subject to forfeit	eited gain time pre ure by the Departn	viously awarded in this car nent of Corrections under s	se/count. (Gain time section 944.28(1)).
date of arrest as a v Corrections shall a pursuant to section	violator following rele	ase from prison to credit and shall co tutes, on count(s)	be allowed days to the date of resentencing. To mpute and apply credit for 29, 1997).	he Department of
*********	**********	*******	**********	******
date of arrest as a v Corrections shall a pursuant to section	pply original jail time	ase from prison to a credit and shall co- tutes on count(s)_	be allowed days to the date of resentencing. T impute and apply credit for	ime served between The Department of time served only
,	1	7 of 1	D	Pey 06/01/10

EXHIBIT #2 PAGE #16

Defendant MARLON MCK	ENZIE	Case Number 2002 CF 2368 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 toconcurrent with the following
	(check one)	any active sentence being served specific sentences
Florida, is hereby ordered a	nd directed to deliv	e Department of Corrections, the Sheriff of Leon County, er the defendant to the Department of Corrections at the facility designated judgment and sentence and any other documents specified by Florida
The defendant in op 30 days from this date with at the expense of the State o	the clerk of this cou	ed of the right to appeal from this sentence by filing notice of appeal within art and the defendant's right to the assistance of counsel in taking the appeal ency.
In imposing the abo	ve sentence, the co	urt further recommends
Jail cred	dit by	stipulation
Pros trans.	GA F	be Georgia. Def. may travel pending transfr.
,		Page 8 of 10 Rev. 06/01/10

EXHIBIT #2 PAGE # 17

Case Number 2002 CF 2368 A

IT IS	THE JUDGMENT AND ORDER OF THE COURT THAT DEFENDANT IS LIABLE FOR AND SHALL PAY THE FOLLOWING:
1. 2.	\$as a fine pursuant to §775.083, F.S. \$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).
1 0 .	\$65.00 as a court cost pursuant to § 939.185, F.S. (County Additional Court Cost).
11.	\$3.00 as a court costs pursuant to § 938.19 F.S. (Teen Court Assessment).
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. 15.	If checked, the Defendant shall pay \$15.00 as costs pursuant to § 938.13, F.S. (Misd. Drug Alcohol Assessment) 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). □ \$100.00 (mandatory), or the higher of documented costs of \$
17.	☐ IF CHECKED, \$100.00 (mandatory) or the higher costs of \$ for indigent legal assistance pursuant to § 938.29(1), F.S. To be paid within days or if checked ☐ Reduced to a Civil Judgment. ☐ IF CHECKED, THE DEFENDANT IS ORDERED TO PAY THE FOLLOWING DISCRETIONARY COSTS:
18.	as additional fine pursuant to § 775.0835(1), F.S (Optional Fine for the Crimes Compensation Trust Fund).
19. 20.	☐ \$100.00 FDLE Operating Trust Fund fee, pursuant to § 943.25. ☐ If checked Reduced to a Civil Judgment ☐ 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 Violations only.)
21.	☐ If checked, the Defendant shall pay \$30.00 as costs pursuant to § 318.18 (13)(a) (Court Facilities Fund)
22 23.	☐ If checked, the Defendant shall pay \$3.00 as costs pursuant to § 318.18 (17) (State Law Enforcement Radio System) ☐ A sum of \$ for the cost of collecting the DNA sample required by § 943.325, Florida Statutes
\$ 50	If checked, discretionary fines are reduced to judgment, for which let execution issue. TOTAL Fine, if any, and Statutorily Mandated Costs, Fees and Surcharges
	•
\$	Court Costs Reduced to Civil Judgment Court Costs/Fines Deferred S Application Fee Reduced to Civil Judgment Fine Reduced to Civil Judgment
Pay at	\$ per month to begin within days of release.
	Page 9 of 10 Rev. 06/01/10
	Page of Rev. 06/01/10

EXHIBIT #2 PAGE #/8

Case Number 2002 CF 2368 A

IT IS FURTHER ORDERED AS FOLLOWS:

The defendant is ordered to pay the court ordered fine, court costs, fees and surcharges imposed in this case. Payment is due in full today or make payments of a minimum of \$75.00 per month. A \$25.00 administrative fee will be added to the balance. If you are in custody on this charge, your first payment will be due 30 days from the date of your release.

Failure to comply with your payment schedule will result in the suspension of your driver's license pursuant to F.S. 322.245 and issuance of an Order to Show Cause requiring your appearance in court. Failure to appear in court will result in a Writ of Attachment (warrant) being issued for your arrest.

The defendant must immediately notify the Clerk of Court, in writing, of any change in the defendant's mailing address.

All fines, costs, fees and surcharges must be paid in cash or by money order, travelers check, personal check or credit card, payable to: Clerk of Court, Leon County Courthouse.

DONE AND ORDERED in open court on:

March 31,2011

CIRCUIT JUDGE

Page 10 of 10

Rev. 06/01/10

Name: MARLON MCKENZIE

Case No. 2002 CF 2368 A

Spn: 130642

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the judgment/disposition order rendered on <u>MARCH 31, 2011</u>, has been served by U. S. Mail to counsel for the State XX Defendant XX, GREGORY NOONAN, at P.O. BOX 527, TALLAHASSEE, FLORIDA 32302, on this <u>day of APRIL</u> 2011.

BOB INZER, QLERK

Deputy (

Vs. FILED IN OPEN COURT Deta 3-31-11 Defendant.	IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT IN AND FOR LEON COUNTY, FLORIDA CASE NO.: 2002 CF 2368 A1-3 SPN. No.: 130 642
PLEA AND ACKNOWLED	
I hereby enter a plea of (no contest () guil	
_	
Count 1 Offense FTA/Poss of Cannali:	Maximin Penalty (5) (17) Maximin Penalty
Count 2 Offense FTA/OWLR (Habitua	
Count 3 Offense FTA/Poss. of Parapher	macia Max/Min Penalty Jun. Max
Count Offense	Max/Min Penalty
My plea is entered with the understanding that t disposition of my case:	the state and I have agreed to the following Jail Credit
Court Costs \$P.D. Fee \$P.D. LA	AF \$ Cost of Prosecution \$
I ask the Court to accept this plea. I state and swear	that I understand the following:
(1) The judge will place me under oath to questions truthfully, and if I make a false statement while	ion me about this plea. I must answer the judge's le under oath I could be prosecuted for perjury.
(2) A plea of not guilty denies my guilt, a plea of means that I will not contest the evidence against me. M no trial, and no further investigation, discovery, or pretri- which will end this case.	of guilty admits my guilt, and a plea of no contest ty plea of guilty or no contest means there will be ial motions. The next event will be a sentencing
(3) I understand the nature of the charges to whi and minimum penalties. My lawyer has informed me of could be found guilty, and discussed with me any possib. There are no alibi or defense witnesses my lawyer has relawyer's advice and help. I understand that a plea to a fithe right to vote and possess firearms.	ole defenses that could be raised in my case. Sused to investigate. I am satisfied with my

EXHIBIT #2 PAGE #21

(4) If the judge accepts this plea, I give up the right to a trial, the right to require the State to prove the charge against me beyond a reasonable doubt, the right to have a jury decide whether I am guilty or not guilty, the right to see and hear the witnesses against me and to have my lawyer question them, the right to subpoena and present witnesses or other evidence or any defenses I may have, and to

testify or remain silent as I choose.

- (5) By pleading guilty or no contest I am giving up the right to appeal all matters, including my guilt or innocence, unless I have specifically reserved that right in this plea form or as stated in open court. If I have reserved some appeal right, I have 30 days to appeal the court's judgment and sentence, and if I cannot afford a lawyer, one will be appointed for me.
- (6) If I am not a United States citizen, a plea of guilty or no contest could result in my deportation.
- (7) If the offense to which I am entering this plea is a sexually violent offense or an offense that was sexually motivated, or if I have been previously convicted of such an offense in any state or federal court, I may be subject to involuntary civil commitment as a sexually violent offender under the "Jimmy Ryce Act" when my sentence is completed. Further, I have been advised of the registration and other requirements of sections 775.21(Sexual Predator), 943.0435(Sexual Offender) and 944.607(Sexual Offender). Florida Statutes.
- (8) If I violate the terms of any community supervision, and the violation(s) are found to be willful and substantial, I later may be sentenced to the maximum penalty permitted by law as indicated on the reverse of this plea and rights form. If I am placed on probation, I will be required to pay a monthly cost of supervision fee.
- (9) The judge will assess various types of financial costs (restitution, costs, fines, surcharges and attorney's fees) against me. The failure to pay any of my financial obligations may result in my driving privileges being suspended. A conviction for certain offenses may also result in my driving privileges being suspended by the Department of Highway Safety. A charge involving controlled substances (drugs) is one of these offenses. I have discussed this possibility with my attorney.
- (10) My lawyer has explained to me that this plea and sentence may be used in the future to enhance criminal penalties against me should I be convicted of a new offense.
- (11) My attorney has reviewed the nature of the evidence in this case with me. I am not aware of the existence of any physical evidence that could be tested for DNA purposes that would tend to show that I am innocent of this charge.
- (12) I have carefully read both pages of this form, and I understand all of the rights and duties explained in this form. I state to the Court that I am not under the influence of medicine, drugs or alcohol, that no one forced or threatened me to enter this plea, and that I am entering this plea freely and voluntarily. No one has promised me anything other than what has been stated here in open court before the judge. I am entering this plea because I acknowledge my guilt or I believe it is in my best interest to do so. I have asked my attorney all of the questions I have about my case and this plea and I have received complete and satisfactory answers to my questions.

SWORN this 3152 day of March	, 20 11
	Defendant

I hereby certify that I have informed the defendant of the nature of each charge against him, the maximum penalty, any applicable minimum penalty, the required elements of proof, and any possible defenses. I believe the defendant understands the rights and duties explained in this plea form and that the defendant is entering this plea freely and voluntarily with a full and complete understanding of the consequences.

comsel for the Defendant

Plea Accepted and Plea Form Filed by:

Circuit Judge

C:\Documents and Settings\User\Local Settings\Temp\GWV\swertPleaAcknowledgment-11-3-2010;JCH)_1.wpd



RESTREE

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age 1 of 1. O total matches.		II.
Search Parameters		-
Govt. Number:		
Date of Birth:		-
First Name: Marlon		-
Middle Name:		-
Last Name: Mckenzie		-
Sex:		-
Commission:		-
License Type:		1
Master ID Last Name First Name Middle Name	SSN/Federal ID Rulings Birth Date City State	

Licensees Rulings Horse Tracking Bulletin Board Preferences Log Off

EXHIBIT # 9 PAGE#



oivision of Pari-Mutuel Wagering
Office of Operations
2601 Blair Stone Road
Tallahassee, FL 32399-1037
Phone: 850.488.3211 • Fax: 850.410,5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 29, 2022

Mr. Marlon F. Mckenzie 2980 Windmill Ranch Road Weston, Florida 33331

RE: Application No. 237181, Entity 13225275

1021 - PMW Professional Individual Occupational

Dear Mr. Mckenzie:

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:

Leon County, Florida Arrest - 02/16/2000

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.

 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 any request for waiver upon receipt of a complete application.

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 850.487.1395.

If you fail to provide the Division with a complete application by 10/15/2022, your application shall lapse and no longer be processed by the Division. 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 Division Rule. Please note that your Temporary License will expire on: 09/08/2022.

EXHIBIT #
PAGE #



vivision of Pari-Mutuel Wagering
Office of Operations
2601 Blair Stone Road
Tallahassee, FL 32399-1037
Phone: 850.488.3211 • Fax: 850.410.5350

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

Checks or money orders should be made payable to the Department of Business and Professional Regulation or DBPR. Return the missing document and/or information to the address provided above, attention PMW Licensing Section. If you have any questions please call 850.487.1395.

Thank you,

Miriam Achens Operations Analyst II

LICENSE EFFICIENTLY, REGULATE FAIRLY.

EXHIBIT # PAGE #

Florida Gaming Control Commission

Licensing Administrator Review - PMW Occupational License

Case No:

RE: MCKENZIE, MARLON F - E# 13225275

(APPLICANT'S NAME-LICENSE #)

INITIAL A	PPLICATIO	N RECEIVED:	6/	10/2022	
COMPLE	TE APPLICA	ATION RECEIV	/ED: 7/	21/2022	
90-DAY	DEADLIN	E	107	19/2022	
Miriam Achens Application Processor suant to Section 550.105(5)(a): The divising authority; under suspension or has un	Facility (con may deny a licent paid fines in another	jurisdiction. The division r	Occupation/Jo been refused a license by may deny, suspend, revok	e, or declare ineligible a	commission or my occupational
ise if the applicant for such license has b fiense in any other state which would be spiracy to smuggle or import, or delivery, ked by this state or any other jurisdiction	een convicted in this a felony under the la sale, or distribution of	state, in any other state, or ews of this state involving of of a controlled substance;	or under the laws of the Us arson; trafficking in, consp animal cruelty, illegal gam	nited States of a capital fracy to traffic in, smug	felony, a felony, or sling, importing,
	Lic		istrator Review	v = 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
SELL TOP STATE OF THE PARTY OF		Convic			
Did the application accura Felony: 2Count(s)	tely reflect th	e Criminal Histor	y Record? U	Yes ⊠N	0
Misdemeanor - Indust	v Related/G	ambling Related	/Bookmaking		
Animal Cruelty	y Holatou C	difforming Tronatoes	Dooking		
Forgery, Larceny Exto	rtion, Conspi	racy to Defraud (Cardroom Profes	ssions Only)	
Comments:		_			
Arrest Date Location 06/27/2002 Leon Cou		Charge Case 372002CF0	00000 A VVVVV	Level F3	Disposition
06/27/2002 Leon Cou	-		rijuana Possess		Adj. Whh.
	-	322.34 5 -Non-n		F3	Adj. Whh.
		iolation drive w			
		uspended habit 893.147 1-Poss		Mf	Adj. Whh.
		araphernalia	ession of	Lit	Adj. Win.
02/16/2000 Leon Cou	nty, FL C	ase 372000CT0 322.34(2) Operatuspended/canc	ting while DL	M2	Guilty/Convicte
The state of the s	e signature.	Disposition l	Unknown	i v	7-3-4-3-1-18
Felony Arrest(s):					
Misdemeanor Arrest -	Industry Rela	ated/Gambling Re	elated/Bookmaki	ng	
Animal Cruelty					
And the second of the second o			liction Offenses		
 Currently under Suspethis or any other racing 			led Off, Revoked	, Denied, Eject	ed, Unpaid Fine, i
		Related Lie	censes		The same of the sa
heck VR License Relation	ons to Deter			a Business	
the individual applicant r	The state of the s			ap it the same of	sections below.
Susiness License Number:		Business Na			
las a deficiency letter bee	n issued to th	e business indic	ating all ODSs m	ust be licensed	? Yes No
ate Deficiency Letter Issu		Initials:			
	Lice	nsing Adminis	strator Review	CALL AT LESS	
		Disposition Co		THE STREET	
isqualifying Convictions/A		med? Yes ✓	No 🗌	Appro	val ,
noward to V Investinati	ons TL	egal Direc	tor Initials:	(D) IE.	XHIBIT 7 2
				317.	VUIDII 4

Mahalingam, Rajani

From:

Achens, Miriam

Sent:

Friday, July 22, 2022 9:16 AM

To:

Mahalingam, Rajani

Cc:

Muniz, Luz; Futrell, Michelle; Campbell, Ian; Donaldson, David; Ricks, Glenda

Subject:

Investigations Referral - MCKENZIE, MARLON F - Prof 1021 - File 72003 - Entity #

13225275

Good morning Ms. Mahalingam,

Please open a case for waiver review for MCKENZIE, MARLON F - Prof 1021 - File 72003 - Entity # 13225275.

Waiver, Routing Slip, Rap sheet and Court records have been imported to OnBase.

Thank you,



Miriam Achens Operations Analyst II

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Operations
(850) 488.3211 Office ~ (850) 410.5350 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 Fiorida 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

EXHIBIT # 5 PAGE #

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Emily Alvarado, Deputy Chief Attorney

Re: Jorge Enrique Callejas' Application for Combo License

Date: August 29, 2022

The Division of Pari-Mutuel Wagering seeks to deny Jorge Enrique Callejas' ("Applicant") application for a Slot Machine/Cardroom/Pari-Mutuel Wagering Combination Occupational License ("Combo License").

Applicant was an employee of the Florida Gaming Control Commission until his resignation effective August 12, 2022. On August 15, 2022, he applied for a Combo License.

A former Commission employee is prohibited from holding a license issued pursuant to chapters 550, 551, and 849, Florida Statutes, for two years immediately following the date of the employee's resignation with the Commission.¹

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License Jorge Enrique Callejas' Application for a Slot Machine/Cardroom/Pari-Mutuel Wagering Combination Occupational License.

¹ § 16.715(2)(c), Fla. Stat. ("A person employed by the commission may not, for the 2 years immediately following the date of termination or resignation from employment with the commission ... [h]old a permit or license issued under chapter 550, or a license issued under chapter 551 or chapter 849[.]"

Jorge Callejas / ID #159655 6550 Royal Palm Bivd. #204 Margate, Fl. 33063

July 28, 2022

Florida Gaming Control Commission 2601 N. Blair Stone Road Tallahassee, Florida 32399

Dear Mr. Louis Trombetta / Executive Director:

This communication serves as my formal notification that I will be resigning my position, as Regional Manager, with the Florida Gaming Control Commission. My last work day will be August 12th, 2022.

I have valued the opportunity and come away knowing that my efforts during my 27 year tenure, never failed to demonstrate my commitment and dedication to integrity and to accomplishing the PMW mission. Thank you for the opportunity to serve the State of Florida citizens and work with an awesome team of co-workers.

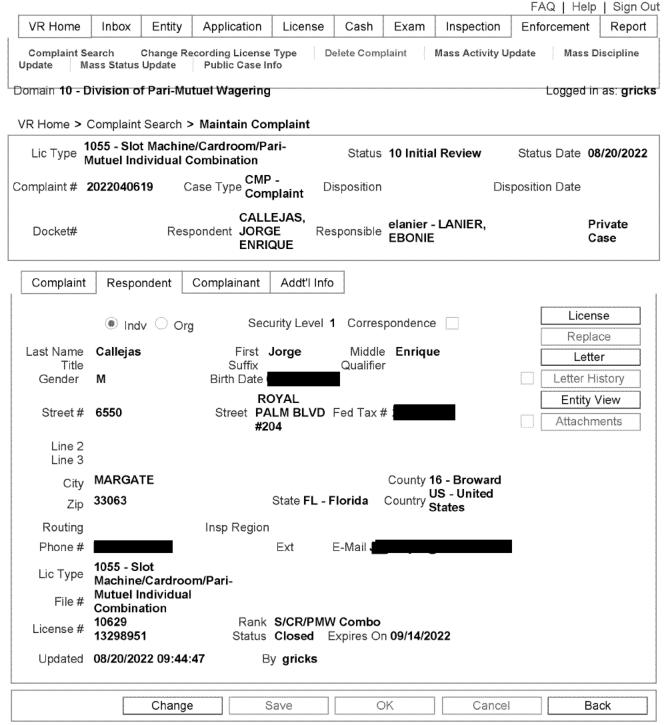
I wish you and the Agency continued success.

Best Regards.

Jorge Callejas / SR Regional Manager

ID #159655

N JUL 2 8 2022



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Casino Miami LLC. 3500 N. W. 37th Ave. Miami, Florida. 33142

Employees Na	me Jorge calle	las	Voucher: 05	92
Address			Date: 8/15/	2022
City,State,Zip.				
Dept	Job Title	Type of License	# of YRS	. Fee
Security	Director of Secur	y slot combo professional	1055 3	100.00
	,			
1		Job Description		
		2		
Sig	n: H.R. Dept / General Man	ager Outer (

Department of Business and Professional Regulation Division of Pari-Mutuel Wagering DBPR PMW-3410 – Slot Machine Individual Occupational License Application

 $R_{ECEIVED}^{AUG}$

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

	DEMOGRAPHIC INFO	RMATION					
Social Security Number	Birth Date (MM/	OD/YYY) Gender					
	•	Male D Female					
Last Name	First	Middle Suffix					
CALLEJAS	JORGE	ENRIQUE					
Have you used, been known as, or called by another the name used on the application?	other name (example – r No	naiden name, pseudonym, nickname) or alias other than					
If yes, list the name or names used:							
Race/Ethnicity (check only one): Black or African American White or Caucasian Asian of Michael Caucasian	or Pacific Islander C ic/Latino C	Native American or Alaskan Native Other					
Are you a United States citizen? Yes No If no, provide the name of the country of which you are a citizen:							
Current Mailing Address	# ,	Email Address (optional)					
6550 ROYAL PALM BL							
City State FL	Zip Code (+4 optio						
MARGATE FL Primary Phone Number		USA					
Timal V Hone Number	Seconda	ry/Cell Phone Number (optional)					
Current Street Address	#						
6550 ROYAL PALAY BLVI), "204						
City State	Zip Code (+4 option						
MARGATE FL.	33063	USA					
Type of Slot Machine Occupational License apply General Individual Professional In		Is this your first time applying for a racing/gaming license in Florida? XY Yes No					
X Slot Machine/Cardroom/PMW Combination		Facility where employed and/or doing business:					
Job title(s)*: Director of Securi	ty	casino Miami LLC					
		Employer name:					
*Applicants for a Combo license should disclose all job titles		casino Hiamille					
	FOR DIVISION USE	DNLY					
License Code 1055 License # 13	5298951 File	# 10029 App# 38201					
Association Code 273 Date Received	08/15/22 Ent	ered By JR License Year 72-25					
License Fee 100 00 FP Date 0	r lic'la'a	Fee \$ 0.00 Total Fee \$ 100.00					
Waiver Requested (Combo Only)	ARCI	Enforcement V					

		EMPLOYMENT HI	ISTORY (A	ATTACH.	ADDITION	AL PAG	ES AS NECESSARY)	
Yes Have you previously worked for a gaming-related employer? If yes, you must list below all gaming-related employment history in the past ten years.								
Name of E		Address		- End D	ate (Month ate (Month	/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving
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		er had a racing or gam r jurisdiction(s) of licer					r any other state or country? why.	If yes, you must list
		question above, prov						
								
								
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☐ Yes No	crimina	al charges agai	ainst you? If yes,	s, the court disposition re- ails in the section provide	ecords for all convictions n	uilty or nolo contendere to any must be submitted with this
Date o Dispositi		County	State	Offense	Misdemeanor or Felony?	Sentence
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and the second				ADDITIONAL INFORMA	ATION	
					4.020	
					No.	

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 noto 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.

TORGE ENRIGUE CALLESTAS Print Legal Name (First Middle Last)	0//3/1962 Birth Date (MM/DD/YYYY)
Social Security Number	CASINO MI PMI Name of Employer
Signature of Applicant	8/15/2022 Date



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Page 1 of 1. O total matches.					
Search Parameters					
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MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering

Through: Marc Taupier, Chief Attorney

Re: Case Number 2022-016265 – Final Order

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel seeks license revocation of Respondent's Pari-Mutuel Wagering Cardroom Employee License. Respondent was properly served with an Administrative Complaint and an Election of Rights form for violating a Commission rule. 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 and fines in this case. Therefore, the Florida Gaming Control Commission should enter a final order revoking Respondent's Pari-Mutuel Wagering Cardroom Employee License.

Background

From on or about March 1, through on or about March 31, 2022, Nicholas Gagne ("Respondent") was a duly licensed cardroom employee employed at Dania Entertainment Center, LLC. ("Dania").¹ Poker manager David Berman noticed that Respondent was routinely acquiring tips higher than average, which promoted a video audit of Respondent's activity. Upon review of video footage, Dania became aware that there were numerous instances of theft being committed by Respondent. Specifically, it was observed on several dates that Respondent was taking money that was placed into the pot, and placing it in his tip box, thereby stealing money which should have been rightly awarded to players who won the pot.

Based on the theft that was observed, the Division served Respondent with an administrative complaint seeking revocation of his license. Respondent received the complaint alongside an Election of Rights form, which he executed and sent back to the Division on July 13, 2022. Respondent did not dispute the allegations contained

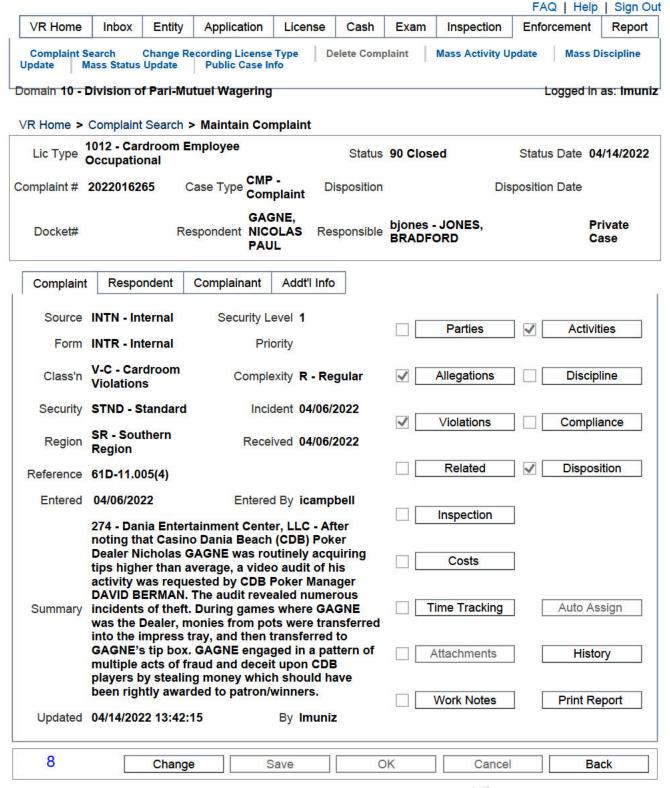
¹ Dania is a facility operated by a permitholder that is authorized to conduct pari-mutuel wagering and cardroom operations in the State of Florida.

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.

Analysis

Respondent's license can be revoked and a fine not to exceed \$1,000 for each violation may be imposed. Section 849.086(14)(a), Florida Statutes, provides, in relevant part, that "[t]he 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[.]" Likewise, section 849.086(14)(c), Florida Statutes, provides, in relevant part "...the commission may impose an administrative fine not to exceed \$1,000 for each violation against any person who has violated or failed to comply with the provisions of this section or any rules adopted pursuant thereto." Rule 61D-11.005(4), Florida Administrative Code, provides in pertinent part, that "[n]o person shall, either directly or indirectly. . . (b) [e]ngage in any act, practice, or course of operation that would constitute fraud or deceit upon any participant in a game or the cardroom operator." Accordingly, Respondent took money from the pot, without the participant's knowledge, and placed the money into his tip box, thereby deceiving and defrauding the players of the actual amount of money they won. Consequently, Respondent's license can be revoked.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter a final order revoking Respondent's Pari-Mutuel Wagering Cardroom Employee License.



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Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office:	Region:	Date of Cor		Case Number:	
PMW	SOUTHERN	APRIL 6,	2022	2022 01 6265	
Respondent:		С	omplainant:		
GAGNE, NICHOL 215 SE 3 RD AVEN HALLANDALE B	IUE APT. 306A	0 1/ F	DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD, SUITE 165 FT LAUDERDALE, FL. 33309 954-202-3900		
License	# and Type:	Profess	ion:	Report Date:	
12920348 / 1012 POKER			R DEALER APRIL 08, 2021		
Period of Investigation:			Type of Report:		
MARCH 28,2022 , to APRIL 8, 2022			FINAL		

Alleged Violation: 61D-11.005(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.

Synopsis:

After noting that Casino Dania Beach (CDB) Poker Dealer Nicholas **GAGNE** was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager David Berman. The audit revealed numerous incidents of theft. During games where **GAGNE** was the Dealer, monies from pots were "parked" in the impress tray, and then transferred to **GAGNE's** tip box. **GAGNE** engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners. As a result of these acts. **GAGNE** was terminated from his employment at CDB

of these acts, Gagne was terminated from his emp	ployment at CDB.
Related Case:	
Investigator / Date	Investigator Supervisor / Date
Mal 3h	(Jonny)
William J. Smith / April 8, 2022	Bradford D. Jones / April 14, 2022
Chief of Investigations / Date	
(Jonny)	
Bradford D. Jones for	
Steven E. Kogan / April 14, 2022	

CONTINUATION

CASE NUMBER: 2022 01 6265

During a video review **GAGNE**, a Poker Dealer (**License # 12920348 - EXHIBIT #1)** at the Casino Dania Beach, was observed by facility surveillance extracting chips from pots, "parking" said funds his impress tray, and subsequently placing them in his tip box multiple times. As a result of this act of theft **GAGNE** was terminated from employment.

For background, this Investigator has conveyed to poker management at all of my assigned facilities that routine reviews of dealer tips should be conducted. When tips are extraordinarily high (particularly on a regular basis) this Investigator has also recommended that a surveillance video audit of the dealer's activities should be conducted. Acting on my suggestions, poker management at CDB noted **GAGNE'S** tips were routinely above average and as a result, an audit of his activity was performed. The audit revealed frequent, multiple thefts of small amounts. The audit review covered three dates (March 1st, March 28th, and March 31st, 2022) and determined that **GAGNE** stole a total of \$63.00 while dealing in the CDB Poker Room **(EXHIBIT #2)**.

The surveillance review revealed a number of specific theft techniques which **GAGNE** utilized. This Investigator was able to validate all of the techniques noted in the Surveillance report. There were two particular techniques that **GAGNE** used more often. In one move **GAGNE** transfers money from the Impress Tray to the Tip Box; in the other he takes money from the pot and transfers it into the Impress Tray with the apparent intent of keeping the Impress Tray balanced (no overs or shorts).

At the start of a work shift, an Impress Tray is initially set up and issued with a fixed amount of chips (totaling for example \$1,200.00). When a table is opened, the Impress Tray value will remain constant throughout the day from dealer to dealer. If chips are purchased, the total tray value will still consist of \$1,200.00, but now in combined cash and chips. Cash buys chips but the tray count remains constant. When **GAGNE** steals from the Impress Tray he lowers the balance in the tray; by stealing from pots he makes up the balance in the Tray **(EXHIBIT #3):**

Conclusion: As a result of his actions, **GAGNE**'s employment with CDB was terminated. When confronted by CDB Poker Director David Berman, **GAGNE** confessed to committing the thefts and apologized. The policy of Casino Dania Beach regarding terminated former employees is to ask to those personnel not to come back to the property for one year. CDB did not permanently exclude **GAGNE**. As such, disciplinary action against **GAGNE**'s PMW Occupational License should be considered.

Status: Case closed by Investigations and forwarded to Legal for review.

DBPR INVESTIGATIVE REPORT

CASE NUMBER: 2022 01 6265

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III.	EXHIBITS	
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	3. Thumb Drive Video	.1-2

VR Home

Inbox

Entity

Application

License

Exam

Inspection

Enforcement

Cash

License Search **Entity Search** Modify License Standing Maintain License CE Control Domain 10 - Division of Pari-Mutuel Wagering Logged in as: wsmith VR Home > License Search > License Home License Licensee 1012 - Cardroom History Fed Tax # Expires On 06/30/2024 **Employee Occupational** Notes File # 13145 Name GAGNE, NICOLAS PAUL Extended To Notes History **CEMP - Cardroom** License # 12920348 Renewed On **Employee Occupational** Back Entity # 12920348 Lic Status Current Address Street # 215 Street SE 3RD AVE APT 306A Line 2 Line 3 HALLANDALE State FL Zip 33009 **BEACH** Routing Other 1st License Date 09/13/2021 Rank Date 09/13/2021 Certificate # Method I-S-1020 Status Date 09/13/2021 Certificate Date Fee Exempt No Birth Date Renewal Sent Select Action Modifiers *** Effective** Type 1º∔ Modifier Date 4 **Additional Info** 4 C DEAL - Dealer 09/13/2021 ì JLAI - Jai-Alai 09/13/2021 L 281 - Summersport Ent 09/13/2021 Y 3YR - 3 Year License 09/13/2021 Alt Keys **BEST LIC NBR 12920348**

1368

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Report

EXHIBIT # PAGE#

Surveillance Department



The Casino @ Dania Beach - 301 E. Dania Beach Blvd (954) 920-1511 -ext 1204 - www.casinodaniabeach.com

SIN-000018469 - Surv - Review Request - Reported 03/23/2022 17:31

Author: Vladimir Siriac

Report Number: SIN-000018469

Start Time: 03/23/2022 17:31

End Time: 03/28/2022 01:40

Report Group: Surveillance Reports

Report Type: Surv - Review Request

Note: review of tips earned for Poker Dealer Nicolas Paul Gagne

Location / Origin: Poker Room

Narrative

Author: Vladimir Siriac

Created: 03/23/2022 17:31

On March 23, 2022, at 15:35 hrs, Poker Floor Manager David Berman requested a review of tips earned for Poker Dealer Nicolas Paul Gagne.

Gagne is observed shorting the pot and causing an overage in his rack while dealing. Gagne is observed receiving tips from players, placing the tip in the table's rack, then retrieving additional cheques to place in his tip box resulting in Gagne over tipping himself while dealing

Video review revealed the following:

March 1st

At 10:07:28 \$1 tip received.

At 10:09:06 \$1 tip received.

At 10:10:40 \$1 tip received.

At 10:12:53 \$1 tip received.

At 10:14:02 \$1 tip received.

At 10:15:19 \$1 tip received.

At 10:17:51 \$1 tip received.

At 10:17:53 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #8 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1)

At 10:20:00 \$1 tip received.

At :10:20:01 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #8 bank rack. Gagne retrieves a \$2 cheque and drops it inside tip box.(Tipping himself an extra \$1.)

Gagne grabs a \$5 cheque from the pot to color down. Gagne is observed placing the \$5 cheque into his bank rack, grabs two \$2 cheques, and places it into the pot; shorting the pot by \$1, leaving the bank rack over \$1.

At 10:23:59 \$1 tip received.

At 10:25:14 \$1 tip received.

At 10:26:45 \$1 tip received.

EXHIBIT # 2
PAGE #

At 10:26:49 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #8 bank rack and retrieving a \$2 cheque and dropping it inside tip box. (Tipping himself an extra \$1.)

Gagne grabs a \$5 cheque from the pot to color down. Gagne places it in his rack and retrieves one \$2 cheque and two \$1 cheques from his rack; shorting the pot by \$1, leaving the bank rack over \$1.

At 10:28:10 \$1 tip received.

At 10:30:18 \$1 tip received.

At 10:31:26 \$1 tip received.

At 10:32:56 \$1 tip received.

At 10:34:00 \$1 tip received.

At 10:34:03 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #4 bank rack and retrieving a \$2 cheque and dropping it inside tip box. (Tipping himself an extra \$1.)

At 10:34:57 \$1 tip received.

At 10:36:27 \$1 tip received.

At 10:38:05 \$5 tip received.

At 10:39:56 \$1 tip received.

At 10:40:47 \$1 tip received.

At 10:42:05 \$2 tip received.

At 10:45:51 \$2 tip received.

At 10:47:37 \$2 tip received.

At 10:51:27 \$1 tip received.

At 10:51:28 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 4 bank rack and retrieving a \$2 cheque and dropping it inside tip box. (Tipping himself an extra \$1.)

Gagne grabs a \$5 cheque from the pot to color down. Gagne is observed placing the \$5 cheque into his bank rack, grabs two \$2 cheques from the rack and \$1 cheque from the pot and places in the rake slot. The pot is shorted \$1 and the rack is over \$1.

At 10:52:37 \$1 tip received.

At 10:55:20 \$2 tip received.

At 10:56:55 \$1 tip received.

At 10:57:52 \$2 tip received.

At 11:01:38 \$2 tip received.

At 11:02:46 \$1 tip received.

At 11:02:47 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 5 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1.)

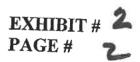
At 11:02:50 \$1 tip received.

At 11:04:57 \$1 tip received.

At 11:06:51 \$1 tip received.

At 11:06:52 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$1 cheque from Poker Table # 5 bank rack for a total of \$2 and dropping it inside tip box. (Tipping himself an extra \$1.)

At 11:11:42 \$1 tip received.



At 11:13:29 \$2 tip received. At 11:16:14 \$1 tip received.

At 11:16:15 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 5 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1.)

At 11:18:32 \$1 tip received.

At 11:20:09 \$2 tip received.

At 11:21:40 \$2 tip received.

At 11:22:57 \$1 tip received.

At 11:24:51 \$2 tip received.

At 11:26:07 \$1 tip received.

At 11:27:35 \$1 tip received.

At 11:29:29 \$2 tip received.

At 11:31:22 \$2 tip received.

At 11:32:05 \$20.00 tip received.

At 12:02:06 \$20.00 tip received.

At 12:37:59 \$2 tip received.

At 12:40:10 \$5 tip received.

At 12:41:21 \$1 tip received.

At 12:41:22 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 9 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1.)

At 12:43:44 \$1 tip received.

At 12:50:46 Gagne places a \$2 cheque in the Rake. Gagne positions the cheque wrong and it is not over the drop slot. Gagne pulls the Rake handle to drop the cheque and it does not drop into the box. Gagne takes the cheque as a tip. At 13:33:46 \$20 tip received.

At 14:33:16 \$1 tip received.

At 14:35:07 \$1 tip received.

At 14:35:11 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #8 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1.)

At 14:36:39 \$1 tip received.

At 14:36:40 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #8 bank rack and retrieving a \$2 cheque and dropping it inside tip box. (Tipping himself an extra \$1.)

At 14:38:12 \$1 tip received.

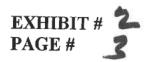
At 14:38:14 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$1 cheque from Poker Table # 8 bank rack for a total of \$2 and dropping it inside tip box.(Tipping himself an extra \$1.)

At 14:39:45 \$1 tip received.

At 14:41:35 \$1 tip received.

14:41:36 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$1 cheque from Poker Table #8 bank rack for a total of \$2 and dropping it inside tip box. (Tipping himself an extra \$1.)

Gagne grabs one \$5 cheque to color down and places it in his rack. Gagne retrieves two \$2 cheques and places in pot. Gagne shorts the pot \$1 and his rack is over \$1.



At 14:42:59 \$1 tip received. At 14:44:16 \$1 tip received.

14:44:18 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #8 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1.)

At 14:45:36 \$1 tip received. At 14:49:37 \$1 tip received.

14:49:38 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 8 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1.)

At 14:53:41 \$1 tip received.

14:53:43 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$1 cheque from Poker Table # 8 bank rack for a total of \$2 and dropping it inside tip box. (Tipping himself an extra \$1.)

Gagne grabs a \$5 cheque from the pot to color down. Gagne retrieves one \$2 cheque and one \$1 cheque from his rack and places in the pot. The pot is short \$2 and the rack is over \$2.

At 14:54:15 \$2 tip received.

At 14:55:21 \$1 tip received.

At 14:56:52 \$1 tip received.

At 14:58:07 \$1 tip received.

14:58:08 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 8 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1.)

At 14:59:26 \$1 tip received.

At 15:00:33 \$1 tip received.

At 15:02:03 \$1 tip received.

At 16:03:02 \$20 tip received.

At 16:15:54 \$10 tip received.

At 16:16:02 \$20 tip received.

At 16:21:35 \$25 tip received.

At 16:31:57 \$25 tip received.

At 17:02:31 \$2 tip received.

At 17:06:35 \$10 tip received.

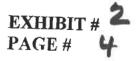
At 17:08:35 \$1 tip received.

17:08:36 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 4 bank rack and retrieving a \$2 cheque and dropping it inside tip box. (Tipping himself an extra \$1.)

Gagne grabs a \$5 cheque from the pot to color down. Gagne retrieves one \$2 cheque and two \$1 cheques from his rack and places in the pot. Pot is now short \$1 and rack is over \$1.

At 17:10:07 \$2 tip received

17:10:11 Dealer Nicolas Paul Gagne was observed receiving \$2 cheque and retrieving 2 \$2 cheque from Poker Table #4 bank rack for a total of \$4 and dropping it inside tip box. (Tipping himself an extra \$2.)



At 17:11:45 \$1 tip received.

At 17:12:55 \$1 tip received.

At 17:15:18 \$5 tip received.

17:15:19 Dealer Nicolas Paul Gagne was observed receiving \$5 cheques and retrieving 3 \$5 cheque from Poker Table #4 bank rack for a total of \$15 and dropping it inside tip box.(Tipping himself an extra \$10.)

At 17:15:50 \$1 tip received.

At 17:17:13 \$1 tip received.

At 17:18:57 \$1 tip received.

17:18:58 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$2 cheque from Poker Table # 4 bank rack for a total of \$2 and dropping it inside tip box.(Tipping himself an extra \$1.)

At 17:21:47 \$1 tip received.

At 17:24:37 \$1 tip received.

At 17:27:22 \$4 tip received.

At 17:28:31 \$1 tip received.

17:28:32 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$2 cheque from Poker Table # 4 bank rack for a total of \$2 and dropping it inside tip box. (Tipping himself an extra \$1.)

At 17:30:50 \$1 tip received.

At 18:33:00 \$1 tip received.

At 18:35:13 \$1 tip received.

18:35:14 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$2 cheque from Poker Table # 5 bank rack for a total of \$2 and dropping it inside tip box.(Tipping himself an extra \$1.)

At 18:38:16 \$2 tip received.

At 18:41:03 \$1 tip received.

At 18:42:24 \$1 tip received.

18:42:25 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$2 cheque from Poker Table # 5 bank rack for a total of \$2 and dropping it inside tip box.(Tipping himself an extra \$1.)

At 18:47:00 \$2 tip received.

At 18:51:20 \$1 tip received.

At 18:52:35 \$1 tip received.

18:52:39 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$2 cheque from Poker Table # 5 bank rack for a total of \$2 and dropping it inside tip box. (Tipping himself an extra \$1.)

At 18:56:09 \$1 tip received.

18:56:09 Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and retrieving a \$1 cheque from Poker Table # 5 bank rack for a total of \$2 and dropping it inside tip box. (Tipping himself an extra \$1.)

At 18:57:48 \$1 tip received.

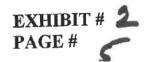
At 18:57:52 \$1 tip received.

At 19:32:54 \$4 tip received.

At 19:39:31 \$5 tip received.

At 19:42:10 \$4 tip received.

At 19:51:16 \$2 tip received.



Poker Dealer Nicolas Paul Gagne was observed off property at 22:06 hrs,

Actual Tips = \$311.00

Stolen Tips = \$37.00

March 28th

At 10:16:20 Poker Dealer Nicolas Paul Gagne was observed receiving 2x \$1 (\$2) cheques and placing it inside Poker Table # 5 bank rack and retrieving 3x \$2 (\$6) cheque and dropping them inside tip box.(Tipping himself an extra \$4) At 13:29:12 hrs, Gagne was observed receiving a \$1 cheque and placing it inside Poker Table # 9 bank rack. Gagne retrieved a \$2 cheque and dropped it inside the tip box.(Tipping himself an extra \$1)

At 13:42:03 hrs, Gagne was observed receiving a \$1 cheque and placing it inside Poker Table # 8 bank rack. Gagne retrieved a \$2 cheque and dropped it inside the tip box. (Tipping himself an extra \$1)

At 13:44:15 hrs, Gagne was observed receiving a \$1 cheque and placing it inside Poker Table # 8 bank rack. Gagne retrieved a \$2 cheque and dropped it inside the tip box. (Tipping himself an extra \$1)

March 31

At 10:01:36 \$1 tip received.

At 10:02:37 \$1 tip received.

At 10:32:55 \$1 tip received.

At 10:34:14 \$1 tip received.

At 10:35:13 \$1 tip received.

At 10:35:16 \$1 tip received.

At 10:36:42 \$1 tip received.

At 10:38:36 \$1 tip received. At 10:39:38 \$1 tip received.

At 10:40:58 \$1 tip received.

At 10:42:10 \$1 tip received.

At 10:46:20 \$1 tip received.

At 10:48:04 \$1 tip received.

At 10:49:26 \$1 tip received.

At 10:51:09 \$1 tip received.

At 10:52:27 \$1 tip received.

At 10:53:51 \$1 tip received.

At 10:53:54 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #8 bank rack and retrieving 2 \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$3)

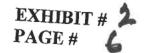
At 10:55:16 \$1 tip received.

At 10:56:51 \$1 tip received.

At 10:58:08 \$1 tip received.

At 10:58:09 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #8 bank rack. Gagne retrieves 2 \$2 cheque and drops it inside tip box.(Tipping himself an extra \$3.)

Gagne grabs a \$5 cheque from the pot to color down. Gagne is observed placing the \$5 cheque into his bank rack,



grabs two \$2 cheques, and places it into the pot; shorting the pot by \$1, leaving the bank rack over \$1.

At 11:00:43 \$1 tip received. At 11:06:30 \$1 tip received. At 11:08:18 \$1 tip received. At 11:11:04 \$1 tip received. At 11:12:54 \$2 tip received. At 11:13:19 \$1 tip received. At 11:14:24 \$1 tip received. At 11:15:55 \$1 tip received. At 11:17:11 \$2 tip received. At 11:19:19 \$1 tip received. At 11:22:56 \$2 tip received. At 11:23:41 \$1 tip received. At 11:26:06 \$2 tip received. At 11:27:28 \$1 tip received. At 11:31:00 \$1 tip received. At 12:35:57 \$1 tip received. At 12:37:32 \$1 tip received. At 12:40:03 \$1 tip received. At 12:42:33 \$1 tip received. At 12:45:18 \$1 tip received. At 12:46:33 \$1 tip received. At 12:49:10 \$1 tip received. At 12:50:57 \$1 tip received.

At 12:50:58 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 4 bank rack and retrieving 2 \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$3)

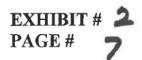
At 12:52:53 \$1 tip received. At 12:53:58 \$1 tip received. At 12:55:13 \$2 tip received. At 12:57:37 \$3 tip received.

At 12:57:39 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 4 bank rack and retrieving 3 \$2 cheque and dropping it inside tip box. (Tipping himself an extra \$5)

At 13:00:32 \$1 tip received. At 14:01:48 \$1 tip received. At 14:03:25 \$3 tip received. At 14:05:12 \$1 tip received. At 14:07:27 \$1 tip received. At 14:09:09 \$1 tip received. At 14:10:15 \$1 tip received. At 14:11:28 \$1 tip received. At 14:12:58 \$3 tip received. At 14:14:20 \$1 tip received. At 14:15:34 \$3 tip received. At 14:16:36 \$1 tip received.

At 14:16:37 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #9 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1)

At 14:18:09 \$1 tip received.



At 14:18:09 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table #9 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1)

At 14:21:40 \$2 tip received.

At 14:21:43Poker Dealer Nicolas Paul Gagne was observed receiving \$2 cheque and placing it inside Poker Table # 9 bank rack and retrieving 2 \$2 cheque and dropping it inside tip box. (Tipping himself an extra \$2)

At 14:23:38 \$1 tip received.

At 14:23:50 \$2 tip received.

At 14:25:32 \$4 tip received.

At 14:27:15 \$1 tip received.

At 14:29:09 \$1 tip received.

At 14:30:29 \$1 tip received.

At 14:32:23 \$1 tip received.

At 15:42:24 \$2 tip received.

At 15:43:52 \$2 tip received.

At 15:46:48 \$1 tip received.

At 15:46:49 Poker Dealer Nicolas Paul Gagne was observed receiving \$1 cheque and placing it inside Poker Table # 4 bank rack and retrieving a \$2 cheque and dropping it inside tip box.(Tipping himself an extra \$1)

At 15:47:54 \$1 tip received.

At 15:49:31 \$1 tip received.

At 15:50:46 \$1 tip received.

At 15:53:54 \$1 tip received.

At 15:59:45 \$2 tip received.

At 15:59:51 \$25 tip received.

Actual Tips = \$122.00

Stolen Tips = \$19.00

Candidate

Name: Nicolas Paul Gagne

Race: White

Gender: Male

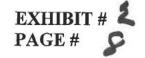
Eye color: Brown

Hair color: Brown

Comments: Here to meet with HR for background check

9/08/21 Here to do Drug Test and Fingerprints and meet with HR





1-				
DANA BE	SINO @ ACH	Evidence Receipt	Date :	
			Time:	
Received By:			Title:	
Signature:				
Description:				
XH				
BE	40000000			
#				
Supervisor:			Employee #:	



State of Florida Department of Business and Professional Regulation Division of Pari-Mutuel Wagering Investigations Section

PROPERTY RECEIPT

Item No.	Chi Culificity (
(1	
	,	Irum O Drive Gagne
		Thank Drive Gagne Theft Moves
		=
1		
πy possession a	I property taken from and that I have 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
ту possession а received a copy (ind that I have	official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.
my possession a received a copy of	ind that I have	official performance of duty as Investigate at
ignature	of this receipt. PERTY RECEIPT	official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.
ETURNED PRO	of this receipt. PERTY RECEIPT	Signature – Impounding Investigator by the Division of Pari-Mutuel Wagering, the above listed
ETURNED PRO hereby acknowle operty.	PERTY RECEIPT edge the return to me,	Signature — Impounding Investigator by the Division of Pari-Mutuel Wagering, the above listed Signature — Date
ETURNED PRO hereby acknowle operty.	PERTY RECEIPT edge the return to me,	Signature — Date Date:
ETURNED PRO hereby acknowle operty.	PERTY RECEIPT edge the return to me,	Signature Date Date:
ETURNED PRO Dereby acknowle operty. Eceived by:	PERTY RECEIPT edge the return to me,	by the Division of Pari-Mutuel Wagering, the above listed Signature — Date Date: Date: Date: Date: Date: Date: Date: Date: Date: Date: Date: Date: Date:

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Se Mass Status I		Change Red Public Ca	cording License T ase Info	Type Del	ete Compl	aint M	ass Activity Upo	date Mass Disc	cipline Update

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: icampbell

VR Home > Comp	plaint Search	> Mai	ntain Com	plaint
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Lic Type	1012 - Cardroom	Employee Oc	cupational	Status	20 Under Investigation	Status Date	04/06/2022
Complaint #	2022016265	Case Type	CMP - Complaint	Disposition		Disposition Date	
Docket#		Respondent	GAGNE,	Pasnansible	wsmith - SMITH, WILLIAM		Private Case

Source INTN - Internal Security Level 1 Parties Activities Form INTR - Internal Priority Class'n V-C - Cardroom Violations Complexity R - Regular Security STND - Standard Incident 04/06/2022 Region SR - Southern Region Received 04/06/2022 Reference 61D-11.005(4) Entered 04/06/2022 Entered By icampbell 274 - Dania Entertainment Center, LLC - After noting that Casino Dania Beach (CDB) Poker Dealer Nicholas GAGNE was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager DAVID BERMAN. The audit revealed numerous incidents of theft. During games where GAGNE was the Dealer, monies from pots were transferred into the impress tray, and then transferred to GAGNE's tip box. GAGNE engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners. Updated 04/06/2022 15:28:56 By icampbell	Complaint	Respondent	Complainant	Addt'l Info					
Class'n V-C - Cardroom Violations Security STND - Standard Incident 04/06/2022 Region SR - Southern Region Received 04/06/2022 Reference 61D-11.005(4) Entered 04/06/2022 Entered By icampbell 274 - Dania Entertainment Center, LLC - After noting that Casino Dania Beach (CDB) Poker Dealer Nicholas GAGNE was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager DAVID BERMAN. The audit revealed numerous incidents of theft. During games where GAGNE was the Dealer, monies from pots were transferred into the impress tray, and then transferred to GAGNE's tip box. GAGNE engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners. Allegations Discipline Violations Compliance Related Disposition Costs Costs Time Tracking Auto Assign Attachments History	Source	INTN - Internal	S	Security Level	1		Parties	V	Activities
Class'n V-C - Cardroom Violations Complexity R - Regular Violations Security STND - Standard Incident 04/06/2022 Region SR - Southern Region Received 04/06/2022 Reference 61D-11.005(4) Entered 04/06/2022 Entered By icampbell 274 - Dania Entertainment Center, LLC - After noting that Casino Dania Beach (CDB) Poker Dealer Nicholas GAGNE was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager DAVID BERMAN. The audit revealed numerous incidents of theft. During games where GAGNE was the Dealer, monies from pots were transferred into the impress tray, and then transferred to GAGNE's tip box. GAGNE engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners.	Form	INTR - Internal		Priority					
Region SR - Southern Region Received 04/06/2022 Related Disposition Reference 61D-11.005(4) Entered 04/06/2022 Entered By icampbell 274 - Dania Entertainment Center, LLC - After noting that Casino Dania Beach (CDB) Poker Dealer Nicholas GAGNE was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager DAVID BERMAN. The audit revealed numerous incidents of theft. During games where GAGNE was the Dealer, monies from pots were transferred into the impress tray, and then transferred to GAGNE's tip box. GAGNE engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners.	Class'n			Complexity	R - Regular				
Reference 61D-11.005(4) Entered 04/06/2022 Entered By icampbell 274 - Dania Entertainment Center, LLC - After noting that Casino Dania Beach (CDB) Poker Dealer Nicholas GAGNE was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager DAVID BERMAN. The audit revealed numerous incidents of theft. During games where GAGNE was the Dealer, monies from pots were transferred into the impress tray, and then transferred to GAGNE's tip box. GAGNE engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners.	Security	STND - Standard	d	Incident	04/06/2022	~	Violations		Compliance
Entered 04/06/2022 Entered By icampbell 274 - Dania Entertainment Center, LLC - After noting that Casino Dania Beach (CDB) Poker Dealer Nicholas GAGNE was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager DAVID BERMAN. The audit revealed numerous incidents of theft. During games where GAGNE was the Dealer, monies from pots were transferred into the impress tray, and then transferred to GAGNE's tip box. GAGNE engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners. Inspection Costs Auto Assign Attachments History Print Report	Region	SR - Southern R	Region	Received	04/06/2022		Related	✓	Disposition
Entered 04/06/2022 Entered By icampbell 274 - Dania Entertainment Center, LLC - After noting that Casino Dania Beach (CDB) Poker Dealer Nicholas GAGNE was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager DAVID BERMAN. The audit revealed numerous incidents of theft. During games where GAGNE was the Dealer, monies from pots were transferred into the impress tray, and then transferred to GAGNE's tip box. GAGNE engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners. Costs	Reference	61D-11.005(4)					Inspection]	
Casino Dania Beach (CDB) Poker Dealer Nicholas GAGNE was routinely acquiring tips higher than average, a video audit of his activity was requested by CDB Poker Manager DAVID BERMAN. The audit revealed numerous incidents of theft. During games where GAGNE was the Dealer, monies from pots were transferred into the impress tray, and then transferred to GAGNE's tip box. GAGNE engaged in a pattern of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners. Time Tracking Auto Assign Attachments History Print Report	Entered	04/06/2022		Entered By	icampbell			1	
of multiple acts of fraud and deceit upon CDB players by stealing money which should have been rightly awarded to patron/winners.	Summary	Casino Dania Bo was routinely ac audit of his activ DAVID BERMAN theft. During ga from pots were	each (CDB) Pok equiring tips hig vity was reques I. The audit revo mes where GAC transferred into	er Dealer Nic gher than ave ted by CDB F ealed numero GNE was the the impress	cholas GAGNE brage, a video Poker Manager bus incidents of Dealer, monies tray, and then		Time Tracking	 [[
Updated 04/06/2022 15:28:56 By icampbell		of multiple acts stealing money	of fraud and de which should h	ceit upon CD	B players by		Work Notes		Print Report
	Updated	04/06/2022 15:28	3:56	Ву	icampbell				

Change Save OK Cancel Back

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STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

OPEN CASE REQUEST (OTHER THAN THOSE SPECIFIED IN SECTION 120.80(4)(a), F.S.)

IN	CIDENT DATE: April 06	, 2022	<u></u>		
	☐ PMW ☐ Cardro	om Slot	⊠ Violatio	n	☐ Complaint
FA	ACILITY NAME: CASINO	DANIA BEACH		L	IC #: 274
			RESPONDENT		
	AME: GAGNE, NICHOLAS I Address: 215 SE 3 RD AVENU	JE APT 306A HAI			Tel
Ы	C#: 12920348 LIC	TYPE: 1012		TION: POKER DEA	LEK
			COMPLAINANT		
NA	AME:				Tel #:
LI	Address: C #: LIC TYPI	E: O	CCUPATION:		
7/1	OLATION(S) / TITLE(S):	CDECIEIC DIII	E. Duchihidiana		
	cardroom operator. (b) Engage in any act, practicipant in a game or to cardroom operator. (c) Engage in any act, practical cardroom operator. ESCRIPTION: After noting quiring tips higher than average.	the cardroom oper ce, or course of o	rator. peration with the integration with the integration with the integral property of the control of the cont	tent of cheating any oker Dealer Nichola	participant or the as GAGNE was routinely
mo eng	ERMAN. The audit revealed onies from pots were transfed gaged in a pattern of multiple en rightly awarded to patron/	erred into the imple acts of fraud an	press tray, and then	transferred to GAO	GNE's tip box. GAGNE
CA	ASE DETAILS FILED BY:				
	Chief Inspector	Judge/Steward		Other:	e of State Employee)
	William Smith		the st	and second representations.	04-06-22
	(Print Name)		(Signature	<u> </u>	(Date)

Campbell, Ian

From: Jones, Bradford

Sent: Wednesday, April 6, 2022 3:02 PM

To: Muniz, Luz

Cc: Campbell, Ian; Mahalingam, Rajani; Smith, William; Kogan, Steven

Subject: OPEN CASE REQUEST

Attachments: OPEN CASE REQUEST- GAGNE NICHOLAS PAUL DEALER THEFT.docx

Hello Luz,

This is approved. Please open a case and assign it to Bill Smith.

Thank you.



Bradford D. Jones

Investigations Supervisor Florida Department of Business and Professional Regulation 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

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Logged in as: icampbell

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
License Sean	ch En	tity Search	Modify Lice	ense Standing	y Mair	tain Licens	se CE Control		

Domain 10 - Division of Pari-Mutuel Wagering

VR Home > Complaint Search > Maintain Complaint > License Home

Victionio - Complaine Coaron -					
License					Licensee
Fed Tax # Lic Type	1012 - Cardroom		pires On 06/30/2024		History
	Employee Occup GAGNE, NICOLA	pational	ended To		Notes
License # 12920348 Rank	CEMP - Cardroo	om Bon	ewed On		Notes History
	Employee Occu	pational	ewed OII		Back
Entity # 12920348 Lic Status	Current				
Address					
Street # 215 Street SE 3RI	O AVE APT 306A				
Line 2					
Line 3					
City HALLANDALE BEACH	State FL		Zip 33009		
Routing					
Other					
1st License Date 09/13/2021	Rank Date 09/1	13/2021	Certificate #		
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FILED

Deputy Agency Clerk

CLERK: Evette Lawson-Proctor

Date: 6/13/2022

File #:

DBPR Case No.: 2022-016265

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,	
V.	
NICHOLAS PAUL GAGNE,	
Respondent.	

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Nicholas Paul Gagne ("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 held a Pari-Mutuel Wagering Cardroom Employee License, number 12920348-1012, issued by Petitioner.
- 3. At all times material hereto, Dania Entertainment Center, LLC was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, and cardroom operations in the State of Florida.
- 4. On or about March 1, March 28, and March 31, 2022, Respondent was observed committing multiple acts of fraud and deceit upon players by stealing money which should have been rightly awarded to patrons.

- 5. On or about March 1, March 28, and March 31, 2022, Respondent was observed taking poker chips from pots, moving the chips to his impress tray, and subsequently placing the chips in his tip box.
- 6. Rule 61D-11.005(4), Florida Administrative Code, provides in pertinent part, that "[n]o person shall, either directly or indirectly... (b) [e]ngage 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."
- 7. Based on the foregoing, Respondent violated Rule 61D-11.005(4), Florida Administrative Code, by engaging in an act, practice, or course of operation that would constitute deceit upon a cardroom operator.
- 8. Based on the foregoing, Respondent violated Rule 61D-11.005(4), Florida Administrative Code. Respondent is subject to license revocation based on his act of deceit upon the cardroom operator and participants of cardroom games, on or about March 1, March 28, and March 31, 2022.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order revoking Respondent's Pari-Mutuel Wagering Cardroom Employee License, number 12920348-1012, along with any other remedy provided by Chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-016265 is signed this 10th day of June 2022.

/s/Eric Saccomanno

Eric Saccomanno

Assistant General Counsel

FBN: 1032559

Department of Business and Professional Regulation

Office of the General Counsel Division of Pari-Mutuel Wagering

2601 Blair Stone Road

Tallahassee, Florida 32399-2202

Telephone: (850) 717-1786 Facsimile: (850) 921-1311

Primary: Eric.Saccomanno@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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.

2570	U.S. Postal Service™ CERTIFIED MAIL® RECE Domestic Mail Only	
ru	For delivery information, visit our website a	t www.usps.com*.
5094	Certified Mail Fee \$ Extra Services & Fees (check box, add fee as appropriate)	(0-13-22
0000	Return Receipt (hardcopy) \$	Postmark Here
2450	Postage \$ Total Postage \$ Nicolas Pau	ıl Gagne
7020	Sent To 215 Southeast 3 rd Av Hallandale Beach, AC – 20220162	enue, Apt. 306A Florida 33009
	PS Form 3800, April 2015 PSN 7530-02-000-9047	See Reverse for Instructions

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

JUL 1 3 2022

ELECTION OF RIGHTS

DBPR v. NICHOLAS PAUL GAGNE

CASE NO.: 2022

PORWARDED F	ROA
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PLEASE CHECK ONLY ON	VE OF THE THREE OPTIONS.		- OHWAHDED FRO	
Option (1) I do not dispute the allegations of material fact in the Administrative Complaint. I wish to submit oral and write evidence in mitigation at a hearing pursuant to Section 120.57(2), Florida Statutes ("informal hearing") and that this oral and write evidence be considered before any penalty and fines are imposed.				
Option (2) I do dispute the allegations of material fact in the disputed material facts pursuant to Sections 120.569(2)(a) and 120 Law Judge of the Division of Administrative Hearings. I speci Complaint (attach extra pages or write on the back if needed):	0.57(1), Florida Statutes, ("formal hea	aring") before a	n Administrative	
In addition to the above election for formal hearing, if you w	rish to enter into settlement negotia	itions, check tl	ne box below:	
Section 120.569(2)(a), Florida Statutes, requires the Hearings (DOAH) for a formal hearing within 15 days at case and waive the 15-day requirement in order to enter in	fter receiving your Election of Rights nto settlement negotiations with the I	s. I am intereste Department.	ed in settling this	
Option (3) I do not dispute the allegations of material fact is hearing. I request that a Final Order imposing a penalty and fines be THIS IS A LEGALLY BINDING DOCUMENT. SEEK LEGALLY BINDING DOCUMENT.	entered in this case.			
UNDERSTAND THE TERMS.				
NICOLAS GAGNE PRINTEDNAME LIS SE. 3rd AUC APHH30GA Street Address	ATTORNEY OR QUA	AT TETEL DEDI		
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Street Address	Street Address (where service shall be made)			
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City State Zip	City	State	Zip	
Telephone Number Facsimile Number (if any)	Telephone Number	Facsimile l	Number (if any)	
E-mail	E-mail			
0/2				

THE ELECTION OF RIGHTS FORM AND ANY ATTACHMENTS SHOULD BE RECEIVED BY THE **DEPARTMENT WITHIN 21 DAYS AND SENT TO:**

> Office of the General Counsel Department of Business and Professional Regulation 2601 Blair Stone Road, Tallahassee, FL 32399-2202

Attention: Ebonie N. Lanier, Administrative Assistant II Telephone: (850) 717-1663 Fax: (850) 921-1311 Email: Ebonie.Lanier@MyFloridaLicense.com

NICOLAS GAGNE
215 S.E. 3RB" MUBINHARAGED FROM CHU
ATT EBOWIE N. LANIER FORMARDED FROM CHU
ADM. ASSISTAN II



7021 2720 0003 4973 7684





DEPARTMENT OF BUSINESS AND PROFESSIONS. 2601 BLAIR STONE ROAD TALLAHASSEE, FL 32399-2202

32399-100099

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Fleming, Donna

Lanier-FGCC, Ebonie From:

Thursday, July 14, 2022 3:21 PM Sent:

To: Fleming, Donna

Subject: EOR - 2022016265 - GAGNE Attachments: SPTLPMW0322071414511.pdf

Good Afternoon Mrs. Donna,

Please see the attached EOR for Case No. 2022-016265.

Thanks, Ebonie Lanier

From: PTLPMW03@myfloridalicense.com [mailto:PTLPMW03@myfloridalicense.com]

Sent: Thursday, July 14, 2022 2:52 PM

To: Lanier-FGCC, Ebonie

Subject: Message from PTLPMW03

MEMORANDUM

To: The Florida Gaming Control Commission

From: Division of Pari-Mutuel Wagering
Through: Marc Taupier, Chief Attorney

Re: Case No. 2022-001846 – Amended Final Order

Date: August 29, 2022

Executive Summary

The Division of Pari-Mutuel Wagering ("Division") seeks an Amended Final Order against Nicolas Gagne ("Respondent"). A final order was entered against Respondent on March 15, 2022, imposing a fine and directing Respondent and Jamie Marra Racing, LLC, the owner of the horse, to return the purse. Guidelines for this violation only allow the Commission to impose fines. Therefore, the Florida Gaming Control Commission should enter an amended final order only imposing a \$1,000 fine against Respondent.

Background

Respondent was the trainer of record for the racing horse "Explosive Motion," which was owned by Jamie Marra Racing, LLC. On December 5, 2021, Explosive Motion participated in the 2^{nd} race of the performances held by PPI, Inc. Explosive Motion finished 1^{st} place in the 2^{nd} race. A blood sample was take from Explosive Motion to test for any prohibited substances. The sample was sent to the University of Florida ("UF") Lab and subsequently tested. The UF lab detected flunixin and phenylbutazone in the serum. Flunixin was detected at a serum concentration of 8.34 + -0.12 ng/mL. Phenylbutazone was detected at a serum concentration of 0.62 + 0.025 µg/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 61D-6.008(3)(a), Florida Administrative Code, provides that it is a violation if flunixin exists with a second NSAID at a serum concentration greater than 3 ng/mL.

¹ Flunixin and Phenylbutazone are a Non-Steroidal Anti-Inflammatory Drug ("NSAID") that may reduce pain as a consequence of their anti-inflammatory action. *See* Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc.

Rule 61D-6.008(3)(c), Florida Administrative Code, provides that it is a violation if phenylbutazone exists with a second NSAID at a serum concentration greater than 0.3µg/mL.

Rule 61D-6.011(4)(c), Florida Administrative Code, makes it a stacking violation if flunixin is found to be below 20 but above 3 nanograms per milliliter of plasma or serum, and if phenylbutazone is found to be below 2 but above 0.3 micrograms per milliliter of plasma or serum. The penalty for this stacking violation is a Class C² penalty under the Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. ("Guidelines"), but only fines can be imposed.

Analysis

Respondent can be assessed a fine only under rule 61D-6.011(4)(c), Florida Administrative Code. Although the stacking violation is considered a Class C violation under the Guidelines, rule 61D-6.011(4)(c) limits the Class C penalty to fines only.

<u>Staff Recommendation</u>: The Florida Gaming Control Commission should enter an amended final order only imposing a fine of \$1,000 against Respondent.

² A Class C penalty under the Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc., ranges from fines, suspensions, loss or purse, the subject horse passing a commission-approved examination, and being placed on the veterinarian's list.

FILED

Department of Business and Professional Regulation
Senior Deputy Agency Clerk

CLERK Brandon Nichols
Date 3/15/2022
File # 2022-02170

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

Respondent.

v. DBPR Case No.: 2022-001846
JOHN S. MUNGILLO,

FINAL ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), issues this Final Order against John S. Mungillo, ("Respondent") as follows:

- 1. An Administrative Complaint was filed in this case on January 18, 2022, alleging that Respondent violated Section 550.2415(1)(a), Florida Statutes, and Rule 61D-6.008(3), Florida Administrative code. 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 certified mail on January 27, 2022. Proof of service is attached hereto as Exhibit "2" and incorporated by reference.
- 3. The Election of Rights form, Explanation of Rights, and cover letter informed Respondent that a written response to the Administrative Complaint, including the right to request a hearing, was due within 21 days of actual service of the Administrative Complaint. *See* Section 120.569(1), Florida Statutes, and Rule 28-106.111, Florida Administrative Code.

- 4. Petitioner informed Respondent that the failure to file a timely response to the Administrative Complaint shall be deemed a waiver of the right to a hearing.
- 5. 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:

- 6. The allegations of fact and the conclusions of law in the Administrative Complaint are adopted in their entirety herein.
- 7. Respondent shall pay an administrative fine in the amount of **ONE THOUSAND DOLALRS (\$1,000.00)**.
- 8. Payment of the fine is to be made by a certified check, cashier's check, or money order (NO PERSONAL CHECKS), made payable to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering within 30 calendar days of the effective date of this Final Order. Please note DBPR Case Number 2022-001846 on the face of the payment and mail to: Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Donna Fleming.
- 9. Additionally, Respondent is responsible for returning the portion of the purse distributed to them, to **PPI**, **Inc.** within 30 days of the effective date of this Final Order. If

2022-001846

Respondent fails to return the portion of the purse distributed to them, Respondent is subject to license suspension until their portion of the purse is returned.

- 10. The Owner shall return all money that was distributed to them from the purse, to **PPI, Inc.** within 30 days of the effective date of this final order. Failure to return all money distributed from the purse may result in administrative action being taken against the Owner.
- 11. This Final Order is effective on the date it is filed with the Agency Clerk of the Department of Business and Professional Regulation, as indicated on the first page of this Order.

This Final Order in DBPR Case Number 2022-001846 is DONE and ORDERED this

day of March, 2022.

LOUIS TROMBETTA, DIRECTOR

Division of Pari-Mutuel Wagering Department of Business and Professional Regulation 2601 Blair Stone Road Tallahassee, Florida 32399-1035

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 Agency Clerk, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202 (Email: AGC.Filing@myfloridalicense.com), 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) in the Office of the Agency Clerk within thirty (30) days after the date this Order is filed with the Clerk.

2022-001846

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of ______, 2022, a true and correct copy of this Final Order has been sent via U.S. Mail to:

John S. Mungillo

11924 Foresthill Boulevard, Suite 10A-150 Wellington, Florida 33414

Jamie Marra Racing, LLC

455 Northeast 5th Avenue, Suite D261 Delray Beach, Florida 33483

AGENCY CLERK'S OFFICE

Department of Business and Professional Regulation

CC: Ebonie Lanier



2022-001846 5

Evette Lawson-Proctor

Deputy Agency Clerk CLERK

Date 1/18/2022

File#

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner,

٧. DBPR Case No.: 2022-001846 JOHN S. MUNGILLO, Respondent.

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against John S. Mungillo ("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, 11227033-1021, issued by Petitioner.
- 3. Respondent has no prior violations of Section 550.2415, Florida Statutes, in the previous 365 days.
- 4. At all times material hereto, Respondent was the trainer of record for the racing horse "Explosive Motion," with microchip number 985141001368932.
- 5. At all times material hereto, "Explosive Motion" was owned by "Jamie Marra Racing, LLC," who holds a Pari-Mutuel Wagering Business Occupational License, number 8654011-1020, issued by Petitioner.

- 6. On December 5, 2021, "Explosive Motion" participated in the 2nd race of the performances held by PPI, Inc. ("PPI").
- 7. On December 5, 2021, "Explosive Motion" finished in 1st place in the 2nd race of the performances held by PPI.
- 8. PPI is a facility operated by a permitholder authorized to conduct pari-mutuel wagering in this state under Chapter 550, Florida Statutes.
- 9. The UF Lab tested the serum extracted from blood sample number 309011 and found that it contained flunixin and phenylbutazone.
- 10. In blood sample number 309011, flunixin was detected at a serum concentration of 8.34 +/- 0.12 ng/mL.
- 11. In blood sample number 309011, **phenylbutazone** was detected at a serum concentration of 0.62 +/- 0.025 µg/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. Rule 61D-6.008(3), Florida Administrative Code, states, in relevant part, "[s]amples may contain two of the NSAIDs at a concentration up to the secondary threshold."
- 14. According to Rule 61D-6.008(3)(a), Florida Administrative Code, it is a violation of Section 550.2415, Florida Statutes, if flunixin exists with a second NSAID at a serum concentration greater than 3 ng/mL.

- 15. According to Rule 61D-6.008(3)(c), Florida Administrative Code, it is a violation of Section 550.2415, Florida Statutes, if **phenylbutazone** exists with a second NSAID at a serum concentration greater than 0.3 μg/mL.
- 16. 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."
- 17. Rule 61D-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."
- 18. Based on the foregoing, Respondent violated Section 550.2415(1)(a), Florida Statutes, and Rule 61D-6.008(3), Florida Administrative Code, by racing "Explosive Motion" with impermissible concentrations of permitted substances in its body on December 5, 2021.

WHEREFORE, Petitioner respectfully requests the Division enter an Order imposing against Respondent one or more of the penalties specified in Rule 61D-6.011, Florida Administrative Code, Section 550.2415(3)(a), Florida Statutes, and/or any other relief that the Division is authorized to impose pursuant to Chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-001846 is signed this 14th day of January, 2022.

/s/Emily A. Leiva

Emily A. Leiva

Assistant General Counsel Florida Bar Number: 1025200

Department of Business and Professional Regulation

Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Pond

2601 Blair Stone Road

Tallahassee, Florida 32399-2202

Telephone: (850) 717-1783 Facsimile: (850) 921-1311

Primary: Emily.Leiva@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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 61D-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 <u>Form DBPR PMW-3290</u>, <u>Notification to Stewards/Judge of Split Sample Request</u> (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

01-04-22:03:31PM;

2/ 3



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

January 04, 2022

Mr. Louis Trombetta, Director Division of Parl-Mutuel Wagering Department of Business and Professional Regulation 2601 Bish Stone Road Tallahassee, FL 32399-1037

Report of Positive Result

Sample 309011 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

flunksin (secondary) tound in serum flunksin (secondary) tound in serum flunksin (secondary) is 8.34 +/-0.12 ng/mL.

phenyibutazone (secondary) found in serum phenyibutazone (an anti-inflammatory and Class 4 drug) - the concentration of phenyibutazone (secondary) is 0.62 +/- 0.025 µg/mL.

D162447-FHB	Horse Serum	9.1 g	INTACT
Laboratory Number	Specimen	Final Weight	Seal
Pompano Park		12/05/2021	12/08/2021
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 01/13/2022, or upon commencement of administrative action, whichever occurs first.

Associate Director

Chemist III

Page 1 of 1

The Foundation for The Gator Nation An Equal Opportunity trustation

University of Florida Racing Leb ISO/IEC 17025-2017 Cortificatio # AT-1642

22-20

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USPS Tracking[®]

Track Another Package +

Tracking Number: 70062150000568471534

Remove X

Your item has been delivered to an agent for final delivery in WELLINGTON, FL 33414 on January 27, 2022 at 11:14 am.

USPS Tracking Plus[™] Available ∨

OVER IT IS NOT SENT OF SENT O

January 27, 2022 at 11:14 am WELLINGTON, FL 33414

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Get Updates ✓

Text & Email Updates	~
Tracking History	~
USPS Tracking Plus™	~
Product Information	~

See Less ^

EXHIBIT

2



Professional Regulation Deputy Agency Clerk

CLERK

Evetle Lawson-Proctor

Date 1/18/2022

File# STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION DIVISION OF PARI-MUTUEL WAGERING

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING,

Petitioner.

v.	DBPR Case No.: 2022-001846
JOHN S. MUNGILLO,	
Respondent.	

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- 1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to Chapter 550, Florida Statutes.
- At all times material hereto, Respondent held a Pari-Mutuel Wagering Professional Individual Occupational License, 11227033-1021, issued by Petitioner.
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This Administrative Complaint for DBPR Case Number 2022-001846 is signed this 14th day of January, 2022.

/s/Emily A. Leiva

Emily A. Leiva

Assistant General Counsel

Florida Bar Number: 1025200

Department of Business and Professional Regulation

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.Leiva@MyFloridaLicense.com Secondary: Ebonie.Lanier@MyFloridaLicense.com

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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 61D-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 <u>Form DBPR PMW-3290</u>, <u>Notification to Stewards/Judge of Split Sample Request (Form 3290)</u>.

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

01-04-22:03:31PM;

2/ 3



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

January 04, 2022

Mr. Louis Trombetta, Director Division of Pari-Mutuel Wagering Department of Business and Professional Regulation 2601 Blair Stone Road Tallahassee, FL 32399-1037

RE: Report of Positive Result

Sample 309011 has been analyzed by liquid chromatography-tandem mass spectrometry (LC-MS/MS) and found to contain the following:

flunixin (secondary) found in serum

flunkin (an anti-inflammatory; analgesic and Class 4 drug) - the concentration of flunkin (secondary) is 8.34 +/-

phenylbutazone (secondary) found in serum phenylbutazone (an anti-inflammatory and Class 4 drug) - the concentration of phenylbutazone (secondary) is 0.62 +/- 0.025 µg/mL.

D162447-FHB	Horse Serum	9.1 g	INTACT
Laboratory Number Pompano Park	Specimen	Final Weight 12/05/2021	Seal 12/08/2021
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 01/13/2022, or upon commencement of administrative action, whichever occurs first.

The Foundation for The Gator Nation

An Equal Opportunity Institution

Associate Director

Chemist III

Page 1 of 1

University of Florida Flacing Lab ISO/IEC 17025-2017 Certificate # AT-1642

22-20

ess ation	309011 DATE 12-5-21 TRACK 430
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	TRAINER John Mungillo ENTRENADOR/ENTRENADORA
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2022-001846

61D-6.008 Permitted Medications for Horses.

- (1) The prescription medications defined in this rule shall be permitted under the conditions set forth to conserve and protect the health of the horse which is entered to race. All such medications shall be procured and administered by a licensed veterinarian, except where a valid prescription or dispensing occurs in compliance with the requirements of Chapter 474, F.S.
- (2) The following permitted medications at concentrations less than or equal to the following schedule shall not be reported by the racing laboratory to the Division as a violation of Section 550.2415, F.S.:
- (a) The detection of acepromazine [2-(1-hydroxyethyl) promazine sulfoxide] at a urinary concentration of 10 nanograms per milliliter.
 - (b) The detection of albuterol at a urinary concentration of 1 nanogram per milliliter.
 - (c) The detection of betamethasone at a blood serum concentration of 10 picograms per milliliter.
- (d) The detection of butorphanol (total) at a urinary concentration of 300 nanograms per milliliter, or (free) at a blood serum concentration of 2 nanograms per milliliter.
- (e) The detection of clenbuterol at a urinary concentration of 140 picograms per milliliter, or a blood serum concentration at the lowest level of detection.
 - (f) The detection of dantrolene (5-hydroxydantrolene) at a blood serum concentration of 100 picograms per milliliter.
- (g) The detection of detomidine (carboxydetomidine) at a urinary concentration of 1 nanogram per milliliter, or a blood serum concentration at the lowest level of detection.
 - (h) The detection of dexamethasone at a blood serum concentration of 5 picograms per milliliter.
 - (i) The detection of diclofenac at a blood serum concentration of 5 nanograms per milliliter.
 - (j) The detection of dimethyl sulfoxide (DMSO) at a blood serum concentration of 10 micrograms per milliliter
 - (k) The detection of firocoxib at a blood serum concentration of 20 nanograms per milliliter.
- (l) The detection of furosemide at a blood serum concentration of 100 nanograms per milliliter and a urine specific gravity of less than 1.010.
 - (m) The detection of glycopyrrolate at a blood serum concentration of 3 picograms per milliliter.
 - (n) The detection of isoflupredone at a blood serum concentration of 100 picograms per milliliter.
 - (o) The detection of lidocaine at a blood serum concentration of 20 picograms per milliliter.
- (p) The detection of mepivacaine (hydroxymepivacaine) at a urinary concentration of 10 nanograms per milliliter, or a blood serum concentration at the lowest level of detection.
 - (q) The detection of methocarbamol at a blood serum concentration of 1 nanogram per milliliter.
 - (r) The detection of methylprednisolone at a blood serum concentration of 100 picograms per milliliter.
 - (s) The detection of omeprazole at a urinary concentration of 1 nanogram per milliliter.
 - (t) The detection of prednisolone at a blood serum concentration of 1 nanogram per milliliter.
 - (u) The detection of procaine penicillin at a blood serum concentration of 25 nanograms per milliliter.
 - (v) The detection of triamcinolone acetonide at a blood serum concentration of 100 picograms per milliliter.
 - (w) The detection of xylazine at a blood serum concentration of 0.01 nanogram per milliliter.
- (3) Samples collected may contain one of the three non-steroidal anti-inflammatory drugs (NSAIDs) listed below, up to the primary threshold. Samples may contain two of the NSAIDs at a concentration up to the secondary threshold. No more than two of the NSAIDs listed below may be present in any sample.
- (a) Flunixin at a primary blood serum concentration of 20 nanograms per milliliter, and a secondary blood serum concentration of 3 nanograms per milliliter.
- (b) Ketoprofen at a primary blood serum concentration of 2 nanograms per milliliter, and a secondary blood serum concentration of 1 nanogram per milliliter.
- (c) Phenylbutazone at a primary blood serum concentration of 2 micrograms per milliliter, and a secondary blood serum concentration of 0.3 micrograms per milliliter.
- (4)No Androgenic-Anabolic Steroids (AAS) shall be permitted in test samples collected from racing horses, except for the major metabolites of stanozolol, nandrolone, and the naturally occurring substances boldenone and testosterone at concentrations less than the following thresholds:
 - (a) Stanozolol or 16β-hydroxystanozolol 1 nanogram per milliliter in urine for all horses regardless of sex.

- (b) Boldenone 15 nanograms per milliliter in urine of male horses other than geldings. No boldenone shall be permitted in geldings or female horses.
- (c) Nandrolone -1 nanogram per milliliter in urine of geldings or females; or 45 nanograms per milliliter of metabolite, 5α oestrane- 3β , 17α -diol in urine of male horses other than geldings.
- (d) Testosterone 20 nanograms per milliliter in urine of geldings, 55 nanograms per milliliter in urine of females. Samples collected from male horses other than geldings will not be tested for testosterone.
- (5) All prescription medications, regardless of method of administration, shall be safeguarded under lock and key when not being actively administered.

Rulemaking Authority 550.0251(3), 550.2415(12) FS. Law Implemented 550.0251(11), 550.2415(1), (7) FS. History–New 10-20-96, Amended 1-5-98, 6-6-00, 5-14-02, 6-6-04, 7-6-06, 8-12-07, 12-30-08, 12-29-11, 1-10-16.

61D-6.011 Racing Horse Drug and Substance Classification System and Penalty Schedule.

- (1) The purpose of this rule is to designate and classify prohibited substances and the corresponding penalties that the Division shall impose upon a finding that a horse participated in a race while impermissibly medicated or with a prohibited substance present in its body. Any reference to a Commission within the incorporated document in Subsection (2) of this rule is not applicable as the State of Florida has not established a racing commission.
- (2) The Division hereby incorporates by reference the classification system for drugs and substances and corresponding penalty schedule in the Uniform Classification Guidelines for Foreign Substances, version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. (the "Classification and Penalty Guidelines"). An electronic copy is available at https://www.flrules.org/Gateway/reference.asp?No=Ref-10818.
- (3) The penalties corresponding to the drug or medication classification, as provided in the incorporated Classification and Penalty Guidelines, shall be imposed when a horse has been impermissibly medicated or determined to have a prohibited substance present in its body in violation of Section 550.2415, F.S.
- (4) The presence of more than one Non Steroidal Anti-Inflammatory Drug (NSAID) constitutes an NSAID stacking violation under the following conditions:
 - (a) A Class 1 NSAID Stacking Violation (Penalty Class B) occurs when:
 - 1. Two non-steroidal anti-inflammatory drugs are found at individual levels determined to exceed the following restrictions:
 - a. Diclofenac 5 nanograms per milliliter of plasma or serum;
 - b. Firocoxib 20 nanograms per milliliter of plasma or serum;
 - c. Flunixin 20 nanograms per milliliter of plasma or serum;
 - d. Ketoprofen 2 nanograms per milliliter of plasma or serum;
 - e. Phenylbutazone 2 micrograms per milliliter of plasma or serum; or
 - f. all other non-steroidal anti-inflammatory drugs any and all findings above zero.
- 2. Three or more non-steroidal anti-inflammatory drugs are found at individual levels determined to exceed the following restrictions:
 - a. Diclofenac 5 nanograms per milliliter of plasma or serum;
 - b. Firocoxib 20 nanograms per milliliter of plasma or serum;
 - c. Flunixin 3 nanograms per milliliter of plasma or serum;
 - d. Ketoprofen 1 nanograms per milliliter of plasma or serum;
 - e. Phenylbutazone 0.3 micrograms per milliliter of plasma or serum; or
 - f. all other non-steroidal anti-inflammatory drugs any and all findings above zero.
 - (b) A Class 2 NSAID Stacking Violation (Penalty Class C) occurs when:
- 1. Any one substance noted in Subsection (a)1. above is found in excess of the restrictions contained therein in combination with any one of the following substances at levels below the restrictions so noted but in excess of the following levels:
 - a. Flunixin -3.0 nanograms per milliliter of plasma or serum;
 - b. Ketoprofen 1 nanogram per milliliter of plasma or serum; or
 - c. Phenylbutazone 0.3 micrograms per milliliter of plasma or serum;
 - (c) A Class 3 NSAID Stacking Violation (Penalty Class C, fines only) occurs when:
- 1. Any combination of two of the following non-steroidal anti-inflammatory drugs are found at or below the restrictions in subparagraphs (a)1.a.-e. above but in excess of the noted restrictions:
 - a. Flunixin 3 nanograms per milliliter of plasma or serum;
 - b. Ketoprofen 1 nanogram per milliliter of plasma or serum; or
 - c. Phenylbutazone 0.3 micrograms per milliliter of plasma or serum.
- (5) The Division shall consider the following mitigating or aggravating factors to deviate from the penalties provided by the Classification and Penalty Guidelines:
 - (a) The impact of the offense to the integrity of the pari-mutuel industry.
 - (b) The danger to the public and/or racing animals.
 - (c) The number and date of prior violations of any penalty class in Florida and any other jurisdiction.
 - (d) The number of similar prior offenses.
 - (e) The time period between offenses.

- (f) The number of complaints filed against the licensee, which have resulted in prior discipline.
- (g) The length of time the licensee has been licensed in Florida or any other jurisdiction.
- (6) An owner or trainer, who fails to return the purse, sweepstakes, and trophy to the original distributor as required by final order, is in violation of this rule and shall be subject to further administrative action.
- (7) If a penalty within the Classification and Penalty Guidelines provides for a sanction in excess of the limitation contained in Section 550.2415(3)(a), F.S., the sanction imposed shall be reduced to an amount that does not exceed the statutory maximum limit.

Rulemaking Authority 550.0251(3), 550.2415(7), (12) FS. Law Implemented 550.0251, 550.2415 FS. History—New 1-5-98, Amended 2-8-01, 3-4-07, 6-26-11, 1-10-16, 9-5-18, 8-29-19.

Recommended Penalty and Model Rule (Continued)

The following are recommended penalties for violations due to the presence of a drug carrying a Category "C" penalty and overages for permitted NSAIDs and furosemide: (*All concentrations are for measurements in serum or plasma.*)

LICENSED TRAINER	Phenylbutazone (>2.0-5.0 mcg/ml)* Flunixin (>20 - 100 ng/ml) Ketoprofen (>2- 50 ng/ml) Furosemide (>100 ng/ml) and/or no furosemide when identified as administered	Phenylbutazone (>5.0 mcg/ml) Flunxin (>100 ng/ml) Ketoprofen (>50 ng/ml) and CLASS C Violations
1 st Offense (365-day period) in any jurisdiction	Minimum of a written warning to maximum fine of \$500	Minimum fine of \$1,000 absent mitigating circumstances
2 nd Offense (365-day period) in any jurisdiction	Minimum of a written warning to maximum fine of \$750	Minimum fine of \$1,500 and 15-day suspension absent mitigating circumstances
3 rd Offense (365-day period) in any jurisdiction	Minimum fine of \$500 to a maximum fine of \$1,000	Minimum fine of \$2,500 and 30-day suspension absent mitigating circumstances
LICENSED OWNER	Phenylbutazone (>2.0-5.0 mcg/ml)* Flunixin (>20 - 100 ng/ml) Ketoprofen (>2- 50 ng/ml) Furosemide (>100 ng/ml) and/or no furosemide when identified as administered	Phenylbutazone (>5.0 mcg/ml) Flunxin (>100 ng/ml) Ketoprofen (>50 ng/ml) and CLASS C Violations
1 st Offense (365-day period) in any jurisdiction	Horse may be required to pass commission-approved examination before being eligible to run	Loss of purse. Horse must pass commission-approved examination before being eligible to run
2 nd Offense (365-day period) in any jurisdiction	Horse may be required to pass commission-approved examination before being eligible to run	Loss of purse. If same horse, placed on veterinarian's list for 45 days, must pass commission-approved examination before being eligible to run
3 rd Offense (365-day period) in any jurisdiction	Disqualification and loss of purse. Horse must pass commission-approved examination before being eligible to run	Loss of purse. Minimum \$5,000 fine. If same horse, placed on veterinarian's list for 60 days, must pass commission-approved examination before being eligible to run

^{*}If the trainer has not had more than one violation within the previous two years, the Stewards/Judges are encouraged to issue a warning in lieu of a fine provided the reported level is below 3.0 mcg/ml absent of aggravating factors.

After a two-year period, if the licensee has had no further violations, any penalty due to an overage in the 2.0-5.0 category will be expunged from the licensee's record for penalty purposes.