



## Meeting Agenda

Thursday—October 6, 2022

9:30 AM

W.V. Knott Building at the Capitol Complex, 4<sup>th</sup> Floor, Room 412

1. Discussion of federal Horseracing Integrity and Safety Act furosemide exemption request
2. Discussion of Breeders' Award Plan from the Florida Thoroughbred Breeders' and Owners' Association
3. Discussion of renewal application for slot machine license
  - 3.1. 2022-043415 Gulfstream Park Racing and Casino
4. Discussion of amended application for cardroom license
  - 4.1. 2022-041994 PPI, Inc.
  - 4.2. 2022-045981 Sarasota Kennel Club, Inc.
5. Discussion of amended application for pari-mutuel operating license
  - 5.1. 2022-043409 Gulfstream Park Racing and Casino
6. Discussion of applications for transfer of permitholder tax credit/exemption
  - 6.1. 2022-046228 Melbourne Greyhound Park, LLC
  - 6.2. 2022-046245 Penn Sanford, LLC
7. Discussion of default final orders
  - 7.1. 2022-015682 Pruitt, Keith Shawn
  - 7.2. 2022-024932 Sanabria-Gelabert, Claudia
  - 7.3. 2022-028128 Williams, Ronnie Jerone
  - 7.4. 2022-028874 Thurber, Ryan W., II
  - 7.5. 2022-030917 Joseph, Walson
  - 7.6. 2022-037880 Beasley, Antonio Donico
8. Discussion of consent orders
  - 8.1. 2021-003221 Kogan, Steven G.
  - 8.2. 2022-020796 St. Petersburg Kennel Club, Inc.
  - 8.3. 2022-020935 Tampa Bay Downs, Inc.
  - 8.4. 2022-027787 Murphy, Peter James

- 8.5. 2022-028760 Cuzino, Bryan Christopher
- 8.6. 2022-028913 Sarasota Kennel Club, Inc.
- 8.7. 2022-029670 Gretna Racing, LLC
- 8.8. 2022-030489 Lipp, Jason M.
- 8.9. 2022-033589 Tampa Bay Downs, Inc.
- 8.10. 2022-034237 Washington County Kennel Club, Inc.
9. Discussion of license denials
  - 9.1. 2022-032710 Campos, Yvette
  - 9.2. 2022-033244 Bennett, Roy William
  - 9.3. 2022-034152 Pierce, Regina
  - 9.4. 2022-036000 Anacreon, Reginaldo
  - 9.5. 2022-036030 Ealey, Amos Jefferson, Jr.
  - 9.6. 2022-040989 Burgess, Shawn B.
  - 9.7. 2022-041897 Peraza Viso, Leandro
  - 9.8. 2022-041915 Celestin, Caroline
10. Executive Director update
11. Public Comment

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♠ RACING ♥ POKER ♣ GOLF ♦

Peter N. Berube  
Vice President-General Manager  
Tampa Bay Downs  
11225 Race Track Rd.  
Tampa, FL 33626

Elizabeth K. Stinson  
Chief Attorney  
Florida Gaming Control Commission  
2601 Blairstone Rd. Fl 5  
Tallahassee, FL 32399-6563

Dear Elizabeth,

On behalf of Tampa Bay Downs, I am requesting a waiver from the Florida Gaming Control Commission for the racetrack from the Horseracing Integrity and Safety Authority (HISA) mandate requiring the discontinuation of Lasix usage for all races beginning Jan. 1, 2023 (15 U.S.C.A. § 3055 West).

While we plan to discontinue Lasix for all horses competing in our stakes events and continue the discontinuance of Lasix administration in 2-year-old races, we believe an across-the-board prohibition of race-day Lasix would be detrimental to those horses that have used Lasix through most of their careers.

I am attaching a National Horsemen's Benevolent and Protective Association (NHBPA) study showing that Exercise-Induced Pulmonary Hemorrhage (EIPH), commonly known as bleeding, negatively affects the health and performance of a horse. Lasix has been proven to be an effective control of EIPH in horses, and research does not indicate that it improves performance, aside from its effect on bleeding.

Tampa Bay Downs has continuously operated a successful system of third-party Lasix administration by our association veterinarians and we are confident in our ability to maintain the highest level of care and security for our equine athletes.

While we embrace the need for an increased level of federal oversight for our sport, we believe it is in the best interest of all participants, including those horses still performing at or near peak levels with the help of Lasix, to be granted this waiver.

I am happy to discuss this matter further at your convenience.

Sincerely,

Peter N. Berube, Vice President-General Manager  
Tampa Bay Downs, INC

# What is Exercise Induced Pulmonary Hemorrhage (EIPH)?



EIPH is hemorrhage that can occur in the lungs of horses and other species during strenuous exercise. Thus, it occurs in racehorses, polo horses, show and event horses, barrel racing horses, and any other equine endeavor where strenuous exercise is required. EIPH is the result of stress failure of capillaries and subsequent lung tissue remodeling due to the very high pulmonary vessel pressure that occurs during exercise. Lasix is the only therapy that has been shown to be effective in control of this condition.

## Who is looking out for the health and welfare of the horse?

Lasix has been extensively researched, probably more than any other medication for horses. It does not enhance performance, but allows horses to perform to their natural abilities. As in the entire history of the relationship of man and horse, the animal is best served when we provide the best possible care available, and in the case of horse racing, this includes the control of EIPH with Lasix.

- There is only one effective control of EIPH in horses, Lasix
- Veterinarians, the personal physicians of the equine athlete, recommend and support the use of Lasix
- Misleading and inaccurate information about the use of Lasix in racing has been perpetuated by small agenda-driven groups both inside and outside of the racing industry for the purpose of swaying public opinion
- There are people in the racing industry who have insisted that Lasix be eliminated because “the public cannot tell the difference between Lasix and cocaine.”
- WE BELIEVE THAT THE GENERAL PUBLIC IS SMARTER THAN THAT

## Treatment And Control of EIPH

The best method of EIPH control is the pre-exercise administration of Lasix. This therapeutic medication has been unequivocally shown to decrease the incidence and severity of EIPH. Veterinary medicine often lacks the sort of Gold Standard of research to clearly demonstrate effects using prospective randomized clinical trial, but in the case of Lasix, a study by Hinchcliff and others in 2009 has done exactly that. Using this high quality of evidence, the authors showed that Lasix decreases incidence and severity of EIPH. It is included in a consensus statement by the American College of Veterinary Internal Medicine (ACVIM). No preventative for EIPH has been studied to the same extent as Lasix. Many others have been tried, including medications that enhance clotting, improve capillary stability, or decrease blood clot reduction. Of those medications, most have failed to demonstrate effectiveness. Once it was discovered that the diuretic, Lasix, helps to prevent EIPH, some horsemen began to withhold water for up to 24 hours before racing or strenuous training. There is no evidence that this practice is effective and could be considered inhumane. Concerns remain high that this practice is in use in countries where Lasix cannot be used, and may be instituted in this country, if Lasix were to be prohibited. The key question is, does Lasix improve performance if there is no EIPH? Only a few studies have been designed to answer this question.

## Is Lasix Performance Enhancing?

EIPH has clearly been shown to negatively impact the performance of a horse, a fact that is not hard to understand when we understand that blood in the lungs interferes with the horse's ability to use oxygen. Numerous scientific studies have shown Lasix to decrease the severity of EIPH. It should be no surprise that overall, when studies have looked specifically at the performance of horses racing with Lasix, they performed better with Lasix.

- The majority of horses in maximal exertion will experience EIPH at some time or another.
- A study using tracheobronchoscopy, found that males and females that did not bleed with or without Lasix had no performance enhancement from the administration of the medication, but geldings (castrated males) did. However, in that study, horses were raced first without Lasix, in a second race with Lasix, and in a third race without Lasix. Out of **665 horses** initially examined, only 79 exhibited no EIPH over the three races. Of those, only a group of 18 geldings demonstrated improved performance when Lasix was added. Curiously in the third race, when the same geldings raced without Lasix, their form did not return to the original no-Lasix race, indicating that the improvement in the second race was unlikely to be related to the Lasix. Hardly resounding evidence of performance enhancement with Lasix administration.
- Another study performed on a treadmill used oxygen consumption as a measure of performance. Because oxygen is used to generate energy, this is commonly equated to performance. This study found that the Lasix made the horses lose weight, and the oxygen consumption per pound improved...but not the oxygen consumption per horse. Since races are run by whole horses, and not by the pound, this is further evidence that Lasix does not enhance performance.
- **Research does not indicate that Lasix improves performance aside from its effect on EIPH.**



Despite clear evidence in the veterinary scientific literature that Lasix is the only therapeutic medication effective for control of the disease EIPH. Despite the onslaught of misleading and inaccurate information, we believe that the public can be educated, can examine the facts, and understand that this medication is necessary for these magnificent athletes. The proposed ban on the use of Lasix for two-year-old racehorses is especially concerning in light of the mounting evidence that EIPH can lead to chronic, progressive lung pathology if not controlled.

This [website](#) was therefore developed to educate the general public and be an advocate for the health and welfare of the horse. Please visit the website periodically for updates on this campaign.

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**From:** Margo J. Flynn [<mailto:MJFlynn@tampabaydowns.com>]  
**Sent:** Wednesday, August 3, 2022 2:24 PM  
**To:** Trombetta-FGCC, Louis  
**Subject:** Application to apply for salix waiver from HISA

**[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, I am writing you to have the state of Florida apply for a waiver to use Salix in all races except two-year old races and Triple Crown Points races. Please advise next steps, thanks you!

Margo Flynn  
Vice President of Marketing and Publicity



PO Box 2007, Oldsmar, FL 34677  
11225 Race Track Rd. Tampa, FL 33626  
Ph: 813-855-4401, ext. 1368  
Fax: 813-261-1832

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**From:** Margo J. Flynn  
**Sent:** Wednesday, August 03, 2022 2:22 PM  
**To:** 'joe.dillmore@fgcc.fl.gov'; 'lois.trombetta@fgcc.fl.gov'  
**Subject:** Application to apply for salix waiver from HISA



Good afternoon, I am writing you both to have the state of Florida apply for a waiver to use Salix in all races except two-year old races and Triple Crown Points races. Please advise next steps, thanks you!

Margo Flynn  
Vice President of Marketing and Publicity



PO Box 2007, Oldsmar, FL 34677  
11225 Race Track Rd. Tampa, FL 33626  
Ph: 813-855-4401, ext. 1368  
Fax: 813-261-1832

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

September 19, 2022

Dear Racing Commission Executive Director,

Pursuant to 15 U.S.C. § 3055(f), of the Horseracing Integrity and Safety Act of 2020 (the “Act”), a State racing commission may submit to the Horseracing Integrity and Safety Authority (the “Authority”) a request for an exemption from the prohibition in subsection section 3055(d) against the use of furosemide (Lasix) in Covered Horseraces other than for two-year-old Covered Horses and Stakes races. This exemption may be requested during some or all of the three-year period beginning on the effective date of the Anti-doping and Medication Control (ADMC) Program. HISA has proposed to the Federal Trade Commission that the ADMC Program effective date be January 1, 2023, but this is subject to final approval by the Federal Trade Commission. For your reference, the text of the applicable provision of the Act is set forth below:

(f) EXEMPTION.—

(1) IN GENERAL.— Except as provided in paragraph (2), only during the three-year period beginning on the program effective date, a State racing commission may submit to the Authority, at such time and in such manner as the Authority may require, a request for an exemption from the prohibition in subsection (d) with respect to the use of furosemide on covered horses during such period.

(2) EXCEPTIONS.— An exemption under paragraph (1) may not be requested for—

(A) two-year-old covered horses; or

(B) covered horses competing in stakes races.

(3) CONTENTS OF REQUEST.— A request under paragraph (1) shall specify the applicable State racing commission's requested limitations on the use of furosemide that would apply to the State under the horseracing anti-doping and medication control program during such period. Such limitations shall be no less restrictive on the use and administration of furosemide than the restrictions set forth in State's laws and regulations in effect as of September 1, 2020.

(4) GRANT OF EXEMPTION.— Subject to subsection (e)(3), the Authority shall grant an exemption requested under paragraph (1) for the remainder of such period and shall allow the use of furosemide on covered horses in the applicable State, in accordance with the requested limitations.

If your racing jurisdiction elects to seek the exemption described above, please complete and submit the attached form, certified by an individual authorized to sign on behalf of your Commission, at least forty-five (45) days prior to the first Covered Horserace scheduled to be conducted in your jurisdiction on or after January 1, 2023. For example, if your jurisdiction wishes for the exemption to apply to Covered Horseraces beginning on January 1, 2023, the request must be submitted to the Authority no later than November 17, 2022.

Furosemide Exemption Request Letter  
September 19, 2022  
Page Two

The request and accompanying documentation may be submitted in hardcopy to the Authority at:

Horseracing Integrity and Safety Authority  
Attn: Director of State Racing Commission Relations  
401 West Main Street, Suite 222  
Lexington, Kentucky 40507

And/or by e-mail to:

Marc Guilfoil, Director of State Racing Commission Relations  
[marc.guilfoil@hisaus.org](mailto:marc.guilfoil@hisaus.org) with a copy to me at [lisa.lazarus@hisaus.org](mailto:lisa.lazarus@hisaus.org)

Sincerely,



Lisa Lazarus  
CEO  
[lisa.lazarus@hisaus.org](mailto:lisa.lazarus@hisaus.org)

cc: Marc Guilfoil  
Enclosure

**REQUEST FOR EXEMPTION FROM 15 USC § 3055(d) LIMITATIONS ON USE OF  
FUROSEMIDE**

1. Please state the name of State Racing Commission requesting exemption:

\_\_\_\_\_

2. If required under state law, please state the date that the State Racing Commission authorized this request for exemption.

\_\_\_\_\_

3. Please submit herewith a copy of the resolution or minutes of your Commission authorizing this exemption request or other basis for the authority to make this exemption request.

4. Proposed exemption period (not later than three years after medication control program effective date)\*:

\_\_\_\_\_

5. Please submit herewith a true and accurate copy of your State regulation(s) in effect as of September 1, 2020, regarding use and administration of furosemide.

6. Please submit herewith your Commission's proposed limitations on the use of furosemide that would apply to your State under the Anti-Doping and Medication Control Program during the exemption period.

7. Are the submitted proposed limitations on the use and administration of furosemide no less restrictive than those in effect in your State on September 1, 2020?

\_\_\_\_\_ YES

\_\_\_\_\_ NO

*\* HISA has proposed to the Federal Trade Commission that the Anti-doping and Medication Control program effective date begin January 1, 2023, but this effective date and the Anti-doping and Medication Control Program regulations are subject to final approval by the Federal Trade Commission.*

I hereby certify that I am duly authorized to submit this request on behalf of the identified Racing Commission and that the statements contained herein and the documents submitted herewith are true and accurate to the best of my knowledge and belief.

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
PRINTED NAME

\_\_\_\_\_  
TITLE

\_\_\_\_\_  
DATE

United States Code Annotated  
Title 15. Commerce and Trade  
Chapter 57A. Horseracing Integrity and Safety

15 U.S.C.A. § 3055

§ 3055. Horseracing anti-doping and medication control program

Effective: December 27, 2020

[Currentness](#)

**(a) Program required**

**(1) In general**

Not later than the program effective date, and after notice and an opportunity for public comment in accordance with [section 3053](#) of this title, the Authority shall establish a horseracing anti-doping and medication control program applicable to all covered horses, covered persons, and covered horseraces in accordance with the registration of covered persons under [section 3054\(d\)](#) of this title.

**(2) Consideration of other breeds**

In developing the horseracing anti-doping and medication control program with respect to a breed of horse that is made subject to this chapter by election of a State racing commission or the breed governing organization for such horse under [section 3054\(k\)](#)<sup>1</sup> of this title, the Authority shall consider the unique characteristics of such breed.

**(b) Considerations in development of program**

In developing the horseracing anti-doping and medication control program, the Authority shall take into consideration the following:

**(1)** Covered horses should compete only when they are free from the influence of medications, other foreign substances, and methods that affect their performance.

**(2)** Covered horses that are injured or unsound should not train or participate in covered races, and the use of medications, other foreign substances, and treatment methods that mask or deaden pain in order to allow injured or unsound horses to train or race should be prohibited.

**(3)** Rules, standards, procedures, and protocols regulating medication and treatment methods for covered horses and covered races should be uniform and uniformly administered nationally.

(4) To the extent consistent with this chapter, consideration should be given to international anti-doping and medication control standards of the International Federation of Horseracing Authorities and the Principles of Veterinary Medical Ethics of the American Veterinary Medical Association.

(5) The administration of medications and treatment methods to covered horses should be based upon an examination and diagnosis that identifies an issue requiring treatment for which the medication or method represents an appropriate component of treatment.

(6) The amount of therapeutic medication that a covered horse receives should be the minimum necessary to address the diagnosed health concerns identified during the examination and diagnostic process.

(7) The welfare of covered horses, the integrity of the sport, and the confidence of the betting public require full disclosure to regulatory authorities regarding the administration of medications and treatments to covered horses.

**(c) Activities**

The following activities shall be carried out under the horseracing anti-doping and medication control program:

**(1) Standards for anti-doping and medication control**

Not later than 120 days before the program effective date, the Authority shall issue, by rule--

(A) uniform standards for--

(i) the administration of medication to covered horses by covered persons; and

(ii) laboratory testing accreditation and protocols; and

(B) a list of permitted and prohibited medications, substances, and methods, including allowable limits of permitted medications, substances, and methods.

**(2) Review process for administration of medication**

The development of a review process for the administration of any medication to a covered horse during the 48-hour period preceding the next racing start of the covered horse.

**(3) Agreement requirements**

The development of requirements with respect to agreements under [section 3054\(e\)](#) of this title.

**(4) Anti-doping and medication control enforcement agency**

**(A) Control rules, protocols, etc**

Except as provided in paragraph (5), the anti-doping and medication control program enforcement agency under [section 3054\(e\)](#) of this title shall, in consultation with the anti-doping and medication control standing committee of the Authority and consistent with international best practices, develop and recommend anti-doping and medication control rules, protocols, policies, and guidelines for approval by the Authority.

**(B) Results management**

The anti-doping and medication control enforcement agency shall conduct and oversee anti-doping and medication control results management, including independent investigations, charging and adjudication of potential medication control rule violations, and the enforcement of any civil sanctions for such violations. Any final decision or civil sanction of the anti-doping and medication control enforcement agency under this subparagraph shall be the final decision or civil sanction of the Authority, subject to review in accordance with [section 3058](#) of this title.

**(C) Testing**

The anti-doping enforcement agency shall perform and manage test distribution planning (including intelligence-based testing), the sample collection process, and in-competition and out-of-competition testing (including no-advance-notice testing).

**(D) Testing laboratories**

The anti-doping and medication control enforcement agency shall accredit testing laboratories based upon the standards established under this chapter, and shall monitor, test, and audit accredited laboratories to ensure continuing compliance with accreditation standards.

**(5) Anti-doping and medication control standing committee**

The anti-doping and medication control standing committee shall, in consultation with the anti-doping and medication control enforcement agency, develop lists of permitted and prohibited medications, methods, and substances for recommendation to, and approval by, the Authority. Any such list may prohibit the administration of any substance or method to a horse at any time after such horse becomes a covered horse if the Authority determines such substance or method has a long-term degrading effect on the soundness of a horse.

**(d) Prohibition**

Except as provided in subsections (e) and (f), the horseracing anti-doping and medication control program shall prohibit the administration of any prohibited or otherwise permitted substance to a covered horse within 48 hours of its next racing start, effective as of the program effective date.



**(e) Advisory committee study and report**

**(1) In general**

Not later than the program effective date, the Authority shall convene an advisory committee comprised of horseracing anti-doping and medication control industry experts, including a member designated by the anti-doping and medication control enforcement agency, to conduct a study on the use of furosemide on horses during the 48-hour period before the start of a race, including the effect of furosemide on equine health and the integrity of competition and any other matter the Authority considers appropriate.

**(2) Report**

Not later than three years after the program effective date, the Authority shall direct the advisory committee convened under paragraph (1) to submit to the Authority a written report on the study conducted under that paragraph that includes recommended changes, if any, to the prohibition in subsection (d).

**(3) Modification of prohibition**

**(A) In general**

After receipt of the report required by paragraph (2), the Authority may, by unanimous vote of the Board of the Authority, modify the prohibition in subsection (d) and, notwithstanding subsection (f), any such modification shall apply to all States beginning on the date that is three years after the program effective date.

**(B) Condition**

In order for a unanimous vote described in subparagraph (A) to effect a modification of the prohibition in subsection (d), the vote must include unanimous adoption of each of the following findings:

- (i) That the modification is warranted.
- (ii) That the modification is in the best interests of horse racing.
- (iii) That furosemide has no performance enhancing effect on individual horses.
- (iv) That public confidence in the integrity and safety of racing would not be adversely affected by the modification.

**(f) Exemption**

**(1) In general**

Except as provided in paragraph (2), only during the three-year period beginning on the program effective date, a State racing commission may submit to the Authority, at such time and in such manner as the Authority may require, a request for an exemption from the prohibition in subsection (d) with respect to the use of furosemide on covered horses during such period.

**(2) Exceptions**

An exemption under paragraph (1) may not be requested for--

- (A) two-year-old covered horses; or
- (B) covered horses competing in stakes races.

**(3) Contents of request**

A request under paragraph (1) shall specify the applicable State racing commission's requested limitations on the use of furosemide that would apply to the State under the horseracing anti-doping and medication control program during such period. Such limitations shall be no less restrictive on the use and administration of furosemide than the restrictions set forth in State's laws and regulations in effect as of September 1, 2020.

**(4) Grant of exemption**

Subject to subsection (e)(3), the Authority shall grant an exemption requested under paragraph (1) for the remainder of such period and shall allow the use of furosemide on covered horses in the applicable State, in accordance with the requested limitations.

**(g) Baseline anti-doping and medication control rules**

**(1) In general**

Subject to paragraph (3), the baseline anti-doping and medication control rules described in paragraph (2) shall--

- (A) constitute the initial rules of the horseracing anti-doping and medication control program; and
- (B) except as exempted pursuant to subsections (e) and (f), remain in effect at all times after the program effective date.

**(2) Baseline anti-doping medication control rules described**

**(A) In general**

The baseline anti-doping and medication control rules described in this paragraph are the following:

(i) The lists of permitted and prohibited substances (including drugs, medications, and naturally occurring substances and synthetically occurring substances) in effect for the International Federation of Horseracing Authorities, including the International Federation of Horseracing Authorities International Screening Limits for urine, dated May 2019, and the International Federation of Horseracing Authorities International Screening Limits for plasma, dated May 2019.

(ii) The World Anti-Doping Agency International Standard for Laboratories (version 10.0), dated November 12, 2019.

(iii) The Association of Racing Commissioners International out-of-competition testing standards, Model Rules of Racing (version 9.2).

(iv) The Association of Racing Commissioners International penalty and multiple medication violation rules, Model Rules of Racing (version 6.2).

**(B) Conflict of rules**

In the case of a conflict among the rules described in subparagraph (A), the most stringent rule shall apply.

**(3) Modifications to baseline rules**

**(A) Development by anti-doping and medication control standing committee**

The anti-doping and medication control standing committee, in consultation with the anti-doping and medication control enforcement agency, may develop and submit to the Authority for approval by the Authority proposed modifications to the baseline anti-doping and medication control rules.

**(B) Authority approval**

If the Authority approves a proposed modification under this paragraph, the proposed modification shall be submitted to and considered by the Commission in accordance with [section 3053](#) of this title.

**(C) Anti-doping and medication control enforcement agency veto authority**

The Authority shall not approve any proposed modification that renders an anti-doping and medication control rule less stringent than the baseline anti-doping and medication control rules described in paragraph (2) (including by increasing permitted medication thresholds, adding permitted medications, removing prohibited medications, or weakening enforcement mechanisms) without the approval of the anti-doping and medication control enforcement agency.

**CREDIT(S)**

(Pub.L. 116-260, Div. FF, Title XII, § 1206, Dec. 27, 2020, 134 Stat. 3263.)

### Footnotes

1 So in original. Probably should be "section 3054(1)".


15 U.S.C.A. § 3055, 15 USCA § 3055

Current through P.L. 117-168. Some statute sections may be more current, see credits for details.

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 KeyCite Yellow Flag - Negative Treatment  
Proposed Legislation

West's Florida Statutes Annotated  
Title XXXIII. Regulation of Trade, Commerce, Investments, and Solicitations (Chapters 494-560)  
Chapter 550. Pari-Mutuel Wagering (Refs & Annos)

West's F.S.A. § 550.2415

550.2415. Racing of animals under certain conditions prohibited; penalties; exceptions

Effective: July 1, 2022

[Currentness](#)

(1)(a) 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. Test results and the identities of the animals being tested and of their trainers and owners of record are confidential and exempt from [s. 119.07\(1\)](#) and from [s. 24\(a\), Art. I of the State Constitution](#) for 10 days after testing of all samples collected on a particular day has been completed and any positive test results derived from such samples have been reported to the director of the commission or administrative action has been commenced.

(b) It is a violation of this section for a race-day specimen to contain a level of a naturally occurring substance which exceeds normal physiological concentrations. The commission may solicit input from the Department of Agriculture and Consumer Services and adopt rules that specify normal physiological concentrations of naturally occurring substances in the natural untreated animal and rules that specify acceptable levels of environmental contaminants and trace levels of substances in test samples.

(c) The 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.

(2) Administrative action may be taken by the commission against an occupational licensee responsible pursuant to rule of the commission for the condition of an animal that has been impermissibly medicated or drugged in violation of this section.

(3)(a) Upon the finding of a violation of this section, the commission may revoke or suspend the license or permit of the violator or deny a license or permit to the violator; impose a fine against the violator in an amount not exceeding the purse or sweepstakes earned by the animal in the race at issue or \$10,000, whichever is greater; require the full or partial return of the purse, sweepstakes, and trophy of the race at issue; or impose against the violator any combination of such penalties. The finding of a violation of this section does not prohibit a prosecution for criminal acts committed.

(b) The commission, notwithstanding chapter 120, may summarily suspend the license of an occupational licensee responsible under this section or commission rule for the condition of a race animal if the commission laboratory reports the presence of a prohibited substance in the animal or its blood, urine, saliva, or any other bodily fluid, either before a race in which the animal is entered or after a race the animal has run.

(c) If an occupational licensee is summarily suspended under this section, the commission shall offer the licensee a prompt postsuspension hearing within 72 hours, at which the commission shall produce the laboratory report and documentation which, on its face, establishes the responsibility of the occupational licensee. Upon production of the documentation, the occupational licensee has the burden of proving his or her lack of responsibility.

(d) Any proceeding for administrative action against a licensee or permittee, other than a proceeding under paragraph (c), shall be conducted in compliance with chapter 120.

(4) A prosecution pursuant to this section for a violation of this section must begin within 90 days after the violation was committed. Service of an administrative complaint marks the commencement of administrative action.

(5) The commission shall implement a split-sample procedure for testing animals under this section.

(a) The commission shall notify the owner or trainer, the stewards, and the appropriate horsemen's association of all drug test results. If a drug test result is positive, and upon request by the affected trainer or owner of the animal from which the sample was obtained, the commission shall send the split sample to an approved independent laboratory for analysis. The commission shall establish standards and rules for uniform enforcement and shall maintain a list of at least five approved independent laboratories for an owner or trainer to select from if a drug test result is positive.

(b) If the commission laboratory's findings are not confirmed by the independent laboratory, no further administrative or disciplinary action under this section may be pursued.

(c) If the independent laboratory confirms the commission laboratory's positive result, the commission may commence administrative proceedings as prescribed in this chapter and consistent with chapter 120. For purposes of this subsection, the commission shall in good faith attempt to obtain a sufficient quantity of the test fluid to allow both a primary test and a secondary test to be made.

(d) For the testing of a racehorse, if there is an insufficient quantity of the secondary (split) sample for confirmation of the commission laboratory's positive result, the commission may not take further action on the matter against the owner or trainer, and any resulting license suspension must be immediately lifted.

(e) The commission shall require its laboratory and the independent laboratories to annually participate in an externally administered quality assurance program designed to assess testing proficiency in the detection and appropriate quantification of medications, drugs, and naturally occurring substances that may be administered to racing animals. The administrator of the quality assurance program shall report its results and findings to the commission and the Department of Agriculture and Consumer Services.

(6)(a) It is the intent of the Legislature that animals that participate in races in this state on which pari-mutuel wagering is conducted and animals that are bred and trained in this state for racing be treated humanely, both on and off racetracks, throughout the lives of the animals.

(b) Any act committed by any licensee that would constitute cruelty to animals as defined in s. 828.02 involving any animal constitutes a violation of this chapter. Imposition of any penalty by the commission for violation of this chapter or any rule adopted by the commission pursuant to this chapter shall not prohibit a criminal prosecution for cruelty to animals.

(c) The commission may inspect any area at a pari-mutuel facility where racing animals are raced, trained, housed, or maintained, including any areas where food, medications, or other supplies are kept, to ensure the humane treatment of racing animals and compliance with this chapter and the rules of the commission.

(7)(a) In order to protect the safety and welfare of racing animals and the integrity of the races in which the animals participate, the commission shall adopt rules establishing the conditions of use and maximum concentrations of medications, drugs, and naturally occurring substances identified in the Controlled Therapeutic Medication Schedule, Version 2.1, revised April 17, 2014, adopted by the Association of Racing Commissioners International, Inc. Controlled therapeutic medications include only the specific medications and concentrations allowed in biological samples which have been approved by the Association of Racing Commissioners International, Inc., as controlled therapeutic medications.

(b) The commission rules must designate the appropriate biological specimens by which the administration of medications, drugs, and naturally occurring substances is monitored and must determine the testing methodologies, including measurement uncertainties, for screening such specimens to confirm the presence of medications, drugs, and naturally occurring substances.

(c) The commission rules must include a classification system for drugs and substances and a corresponding penalty schedule for violations which incorporates the Uniform Classification Guidelines for Foreign Substances, Version 8.0, revised December 2014, by the Association of Racing Commissioners International, Inc. The commission shall adopt laboratory screening limits approved by the Association of Racing Commissioners International, Inc., for drugs and medications that are not included as controlled therapeutic medications, the presence of which in a sample may result in a violation of this section.

(d) The commission rules must include conditions for the use of **furosemide** to treat exercise-induced pulmonary hemorrhage.

(e) The commission may solicit input from the Department of Agriculture and Consumer Services in adopting the rules required under this subsection.

(f) This section does not prohibit the use of vitamins, minerals, or naturally occurring substances so long as none exceeds the normal physiological concentration in a race-day specimen.

(8) **Furosemide** is the only medication that may be administered within 24 hours before the officially scheduled post time of a race, but it may not be administered within 4 hours before the officially scheduled post time of a race.

(9)(a) The commission may conduct a postmortem examination of any animal that is injured at a permitted racetrack while in training or in competition and that subsequently expires or is destroyed. The commission may conduct a postmortem examination of any animal that expires while housed at a permitted racetrack, association compound, or licensed farm. Trainers and owners shall be requested to comply with this paragraph as a condition of licensure.

(b) The commission may take possession of the animal upon death for postmortem examination. The commission may submit blood, urine, other bodily fluid specimens, or other tissue specimens collected during a postmortem examination for testing by the commission laboratory or its designee. Upon completion of the postmortem examination, the carcass must be returned to the owner or disposed of at the owner's option.

(10) The presence of a prohibited substance in an animal, found by the commission laboratory in a bodily fluid specimen collected after the race or during the postmortem examination of the animal, which breaks down during a race constitutes a violation of this section.

(11) The cost of postmortem examinations, testing, and disposal must be borne by the commission.

(12) The commission shall adopt rules to implement this section.

### **Credits**

Laws 1992, c. 92-348, § 27; Laws 1993, c. 93-120, § 28; Laws 1993, c. 93-123, § 5; Laws 1995, c. 95-205, § 1; Laws 1996, c. 96-364, § 9; Laws 1996, c. 96-406, § 344. Amended by Laws 1997, c. 97-103, § 1174, eff. July 1, 1997; Laws 2002, c. 2002-51, § 2, eff. April 18, 2002; Laws 2009, c. 2009-69, § 5, eff. July 1, 2009; Laws 2009, c. 2009-170, § 11, eff. July 1, 2010; Laws 2010, c. 2010-29, §§ 4, 5, eff. April 28, 2010; Laws 2015, c. 2015-88, § 1, eff. July 1, 2015; Laws 2021, c. 2021-271, § 19, eff. Aug. 11, 2021; Laws 2022, c. 2022-7, § 27, eff. July 1, 2022.

Notes of Decisions containing your search terms (0)

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West's F. S. A. § 550.2415, FL ST § 550.2415

Current with laws, joint and concurrent resolutions and memorials through July 1, 2022, in effect from the 2022 Second Regular Session. Some statute sections may be more current, see credits for details.

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West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.001, F.A.C.  
Fla. Admin. Code r. 61D-6.001

61D-6.001. Purpose for Rules; Definitions Related to Drugs and Medications.

Currentness

(1) The purpose of these rules related to Medication, Drugs and Sampling is to protect the integrity of horse racing, jai alai games and greyhound racing, to protect the welfare of the animal, and to safeguard the interest of the public and racing participants through the control of all medications, drugs, and substances foreign to or in excess of the natural physiology of the animal.

(2) In construing these rules, the following definitions shall apply:

(a) "Bleeders' List" means a list of horses maintained by the division that exhibit exercise induced pulmonary hemorrhage.

(b) "Furosemide (Salix) List" means the division's official list of racing horses approved for racing with furosemide in Florida.

(c) "Legend drug" means a drug or medication which requires a prescription under federal law.

(d) "Proprietary drug" means a patent or over-the-counter medicine which is sold to the public by, or under the authority of, the manufacturer or primary distributor thereof and which is not misbranded under the provisions of the Florida Drug and Cosmetic Act (Chapter 499, F.S.).

(e) "Veterinarian's list" means a list maintained by the track veterinarian which contains the name of any racing horse or racing greyhound which the veterinarian considers unfit, unsound or not ready for racing.

(f) "Sulfa drugs" means sulfa and sulfa-like antimicrobial medications and their metabolites, including but not limited to sulfadiazine, sulfamethazine, sulfadimethozine, sulfadimethoxine, sulfametranidazole, sulfapyridine, sulfathiazole, sulfamethoxazole, trimethoprim and pyrimethamine.

**Credits**

Adopted Oct. 20, 1996; Amended June 6, 2000, Apr. 12, 2006.

Authority: 550.0251(3), 550.2415(13) FS. Law Implemented 550.0251, 550.2415 FS.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.001, F.A.C., 61 FL ADC 61D-6.001

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West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.002, F.A.C.  
Fla. Admin. Code r. 61D-6.002

61D-6.002. General Duties and Responsibilities.

#### Currentness

(1) The trainer of record shall be responsible for and be the absolute insurer of the condition of the horses or racing greyhounds, he/ she enters to race. Trainers, kennel owners and operators are presumed to know the rules of the Division. The trainer of record shall be identified on Form DBPR PMW-3360, Personnel Roster, effective December 2015 and incorporated herein by reference, which can be obtained at <https://www.flrules.org/gateway/reference.asp?NO=Ref-06327>, [www.myfloridalicense.com/dbpr/pmw](http://www.myfloridalicense.com/dbpr/pmw), or by contacting the Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399. The trainer of record shall provide to the chief inspector and racing secretary at any track where the trainer enters racing animals in pari-mutuel races Form DBPR PMW-3360, Personnel Roster at the beginning of each race meet and whenever any changes are made to the personnel under his/her employment.

(2) Each permitholder of a thoroughbred, harness, quarter horse, or greyhound racing facility shall provide and maintain a detention enclosure in a location approved by the division for the purpose of securing urine, blood or other samples from racing greyhounds or horses. The detention enclosure at horse tracks shall have a perimeter fence which will prevent access of unauthorized persons, contain a wash rack, an office for the Division veterinarian, and not less than six detention stalls with an adjacent walking ring. The detention enclosure at greyhound tracks shall be located within a reasonable distance of the veterinary assistant detention office and shall have a chain link perimeter fence which will prevent access of unauthorized persons. The detention enclosure at greyhound tracks shall be large enough to allow three dogs to be walked simultaneously for the purpose of taking urine samples, be partially covered to allow sampling during inclement weather, and have sufficient lighting to allow sampling during hours of darkness.

(3) Reports of positive result shall include the substance detected, concentration of the substance, testing methodologies, and the measurement uncertainties associated with the test.

#### Credits

Adopted Oct. 20, 1996; Amended Dec. 15, 1997, Apr. 12, 2006. Amended Jan. 10, 2016.

Authority: 120.80(4)(a), 550.0251(3), 550.2415(2), (7) FS. Law Implemented 120.80(4)(a), 550.0251, 550.2415 FS.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.002, F.A.C., 61 FL ADC 61D-6.002

West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.003, F.A.C.  
Fla. Admin. Code r. 61D-6.003

61D-6.003. Permitted Medications; General Provisions.

**Currentness**

(1) The trainer of record shall be responsible for insuring that all legend drugs, proprietary drugs, or medicinal compounds (natural or synthetic) of any nature are kept or stored at all times in a securely locked cabinet, locker, or room when not actively being administered.

(2) Any legend drug, which is used or kept on the grounds of a permitholder and which, by federal or state law, requires a prescription and Drug Enforcement Administration (DEA) number, must be validly prescribed by a duly licensed veterinarian in good standing in their state of licensure, who has established a current veterinarian-patient relationship with said animal and in compliance with [Section 474.214\(1\)\(y\), F.S.](#) All legend drugs, must have a label which is securely attached to the container and complies with the requirements of Chapters 465, 474 and 499, F.S. When the medication container is such that a label cannot be affixed thereto, the label must be affixed to the original packing container or bag. Such labeling will be presumed to imply that a veterinarian-patient relationship exists that can be verified through the veterinarian's records.

(3) Any person receiving a legend drug, proprietary drug, or medicinal compound (natural or synthetic) shall be responsible for ensuring that a label is on said medication. Dispensing veterinarians shall be responsible for the proper labeling of all legend drugs, proprietary drugs, or medicinal compounds (natural or synthetic) they dispense.

**Credits**

Adopted Oct. 20, 1996.

Authority: [120.80\(4\)\(a\)](#), [550.0251\(3\)](#), [550.2415\(2\)](#), [\(13\) FS](#). Law Implemented [120.80\(4\)\(a\)](#), [550.0251](#), [550.2415 FS](#).

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.003, F.A.C., 61 FL ADC 61D-6.003

West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.004, F.A.C.  
Fla. Admin. Code r. 61D-6.004

61D-6.004. Prohibited Devices, Medications, and Procedures; Exceptions.

Currentness

(1) The administration, by whatever means, of any medication, except furosemide and prednisolone sodium succinate, to a racing animal within 24 hours prior to the officially scheduled time of a race in which that animal is scheduled to compete is strictly prohibited. The administration of furosemide or prednisolone sodium succinate, by whatever means, to a racing animal within 4 hours prior to the officially scheduled time of a race in which that animal is scheduled to compete is strictly prohibited. Any racing animal found by the stewards or judges, through evidence a reasonable person would consider reliable, to have been administered, by whatever means, any medication other than furosemide and prednisolone sodium succinate within 24 hours prior to the officially scheduled time of a race in which that animal is scheduled to compete shall be scratched. Any racing animal found by the stewards or judges, through evidence a reasonable person would consider reliable, to have been administered furosemide or prednisolone sodium succinate, by whatever means, within 4 hours prior to the officially scheduled time of a race in which that animal is scheduled to compete shall be scratched. Nothing in this rule shall be interpreted to prohibit the use of vitamins, minerals or naturally occurring substances so long as none exceeds the normal physiological concentration in a race day specimen.

(2)(a) No licensee within the grounds of a racing permitholder where racing animals are lodged or kept shall have in or upon the premises which that person occupies or has the right to occupy, or in that licensee's personal property or effects, the following:

1. Legend drugs dispensed without a valid prescription,
2. Any hypodermic needle, injectable vial, syringe capable of accepting a hypodermic needle or which may accept a volume greater than 6 ounces, tube device for naso-gastric or gastric intubation,
3. Except as provided in paragraph (2)(b), any jug, drench or device capable of forced ingestion by human means, or
4. Except as provided in paragraph (2)(b), any other device which could be used for the injection, infusion or other administration of a legend drug, proprietary drug or medicinal compound (natural or synthetic) into a horse or racing greyhound.

(b) Exempted from the provisions of paragraph (2)(a), are:

1. The possession of a syringe, hypodermic needle, injectable vial for the administration of a medication for personal use if the stewards or judges of the permitted premises the person occupies are provided prior written notification of possession of such devices and medication and are provided a copy of a physician order documenting the need for such devices and medication; and,

2. The possession of any of those items referred as in paragraph (2)(a) above by any veterinarian currently licensed pursuant Chapters 474 and 550, F.S.

3. The possession of any of the following devices which the division expressly designates as exempt from the prohibitions contained in paragraph (2)(a), above:

a. The possession of tubing of a length not to exceed 36 inches,

b. Does syringes, bulb syringes and other syringes not capable of accepting a hypodermic needle and which cannot accept a volume of greater than 6 ounces,

c. Balling gun; and,

d. Inhalation devices.

(3) The rectal, oral, naso-gastric or gastric intubation (commonly known as “tubing”) of any racing animal which is scheduled to race is prohibited on race day. Any animal found by the stewards or judges to have been intubated on race day shall be scratched.

**Credits**

Adopted Oct. 20, 1996; Amended Jan. 5, 1998.

Authority: [120.80\(4\)\(a\)](#), [550.0251\(3\)](#), [\(11\)](#), [550.2415\(13\)](#) FS. Law Implemented [120.80\(4\)\(a\)](#), [550.0251](#), [550.235](#), [550.2415](#) FS.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.004, F.A.C., 61 FL ADC 61D-6.004

West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.0051, F.A.C.  
Fla. Admin. Code r. 61D-6.0051

61D-6.0051. Procedures for Collecting Samples from Racing Horses.

Currentness

(1) Identification of Horses for Sampling:

(a) Any horse the judges, stewards, division, or track veterinarian designate, shall be sent immediately after the race to the detention enclosure for examination by the authorized representative of the division and for the taking of urine, or blood specimens as shall be directed for the monitoring and detection of both permissible and impermissible substances.

(b) The division veterinarian and veterinarian assistant or authorized division representative shall verify the identity of the horse to be sampled by checking the horse's lip tattoo, freeze-brand, microchip, or physical description on its registration papers.

(2) Collection of Specimens:

(a) Urine specimens shall be collected only by authorized representatives of the division. If representatives of the division are unable to collect a urine specimen from a horse which has remained in the detention enclosure for up to ninety minutes, they have the option to accompany the horse to its own barn for additional attempts at collecting a specimen. The owner, trainer of record, groom, or other authorized person shall accompany the horse and division personnel to its barn and shall remain with the horse until a specimen is collected, and is permitted to accompany the division personnel and specimen back to the detention enclosure for sealing of the specimen container(s).

(b) Blood specimens shall be collected only by a Florida licensed veterinarian or designee and witnessed by the horse's trainer of record, owner, or designee. The veterinarian or designee shall obtain at least four, but not more than six, full blood tubes from each horse sampled.

1. When four full blood tubes are obtained, three of the full blood tubes shall be considered the primary or "A" sample. The other full blood tube shall be considered the secondary, or "B" portion of the specimen.

2. When more than four full blood tubes are obtained, a single blood tube shall be considered the secondary or "B" portion of the specimen, and the other tubes shall be considered the primary or "A" portion.

(c) At the time of collection, the authorized representative of the division responsible for collecting the urine specimen shall wear gloves provided by the division.

(3) After collection, blood specimen tubes shall be sealed and labeled. The sealing and labeling process for blood specimens shall include:

(a) Assigning and affixing a sample number, unique to each horse sampled, to the blood specimen tubes;

(b) Assigning an "A" and "B" designation to the appropriate tubes; and,

(c) Affixing evidence tape to the tubes.

(4) Centrifuging of Blood Specimens:

(a) Once collected, a blood specimen shall rest for at least 30 minutes.

(b) Blood specimens shall be centrifuged at the detention barn facility to separate serum from the blood specimen in preparation of refrigeration for shipment to the testing laboratory.

(5) Pouring of Urine Specimens:

(a) After collection, the urine specimen shall be brought into the detention barn office where it shall be poured directly into two containers, one designated as the primary or "A" sample, and one designated as the secondary or "B" sample.

(b) The containers shall be sealed before securing and freezing for shipping.

(c) Only authorized representatives of the division shall pour urine specimens.

(d) At least one authorized representative of the division shall be present to observe the pouring of the urine specimens.

(e) Once transferred, the containers shall be sealed and a sample number shall be affixed to the containers.

(f) Evidence tape shall be affixed to the containers before securing and freezing for shipping.

(6) Failure of an owner, trainer of record or other authorized person to witness and/or sign a sample tag shall not preclude the division from proceeding with sample analysis.



(7) Securing and Shipping of Specimens:

(a) Urine shall be stored in a lockable freezer in the detention enclosure.

(b) Centrifuged blood specimens shall be stored in a lockable refrigerator in the detention enclosure.

(c) Specimens shall be shipped to the laboratory under contract with the division via common carrier in a locked, tamper proof container maintained in a manner to preserve the integrity of the specimens.

(d) Primary and secondary samples shall be packed, labeled, and secured in separate, segregated, sealed packaging within a shipping container for shipment to the primary laboratory.

(e) Secondary samples shall remain unopened while at the primary laboratory and shall be stored in a freezer or refrigerator separate from the primary samples until they are shipped for secondary analysis if requested or destroyed by the primary laboratory.

(8) Authorized division personnel must record the horse's name and tattoo number; time of collection; name of the trainer or owner's witness, if any; specimen ID number; the time that centrifuging of blood begins; and the time urine is decanted for each specimen collected and processed.

(9) Authority of the division:

(a) The division veterinarian or division investigator is authorized to confiscate any legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials which are found in the stable area or elsewhere on race tracks, or in the possession of any person participating in or connected with racing, including veterinarians and trainers, and which are suspected of containing improper legend or proprietary drugs, medications, medicinal compounds (natural or synthetic) or other materials which are illegal or impermissible under these rules. Such legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials shall be delivered to the laboratory under contract with the division for analysis.

(b) The division is authorized to confiscate any evidence that an illegal or impermissible legend or proprietary drug, medication, or medicinal compound (natural or synthetic) may have been administered to a racing animal.

(c) Any licensee who threatens to or interferes with, or fails to allow the taking of urine, blood or other specimens authorized by Chapter 550, F.S., is subject to any disciplinary action authorized by Chapter 550, F.S., or the rules promulgated thereunder.

**Credits**

Adopted Dec. 4, 2017.

Authority: 550.0251(3), 550.2415(12) FS. Law Implemented 120.80(4)(a), 550.0251, 550.1155, 550.2415 FS.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.0051, F.A.C., 61 FL ADC 61D-6.0051

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West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.0052, F.A.C.  
Fla. Admin. Code r. 61D-6.0052

61D-6.0052. Procedures for Collecting Samples from Racing Greyhounds.

Currentness

(1) Designating Greyhounds for Sampling:

Prior to the race, all greyhounds scheduled to race shall report to the detention enclosure for examination by an authorized representative of the division for the taking of urine and/or other such samples as shall be directed for the monitoring and detection of both permissible and impermissible substances. An authorized division representative shall attempt to collect a urine sample from the first two greyhounds that urinate. If an authorized representative is not able to collect a sample from both of the first two greyhounds that urinate, they shall continue to attempt collecting a sample from the next greyhound, or greyhounds, that urinate until either they have collected a total of two samples or there are no other greyhounds urinating from which they can collect a sample.

(2) Collection of Samples:

(a) Urine and/or other samples shall be collected by an authorized representative of the division in an unused sample container supplied by the division, or its agent. Authorized representatives of the division shall wear unused gloves supplied by the division, or its agent, during sample collection until the sample container is sealed with its lid.

(b) Authorized representatives of the division shall use a sample card with a unique identifier to record the date of sample collection and the identification tattoo, microchip or name of the greyhound sampled or attempted to be sampled.

(c) The owner, trainer of record, or other authorized person is permitted to witness when the sample is collected from their greyhound. Failure of an owner, trainer of record or other authorized person to witness and/or sign the sample card shall not preclude the division from proceeding with sample analysis.

(3) Sealing and Labeling of Samples:

(a) As soon as possible after a sample is collected, the sample container shall be sealed with its lid.

(b) The sample container shall be labeled with the sample card's unique identifier.

(c) Evidence tape shall be placed over both the sample container and lid on at least two sides.

(d) The authorized representative of the division that sealed the sample container shall initial the evidence tape on the sample container.

(4) Storing and Shipping of Samples:

(a) After being sealed and labeled, the samples shall be stored in a locked freezer in a restricted area that is accessible by only authorized representatives of the division until the time of shipment. Samples shall be stored in a frozen state.

(b) The samples shall be shipped in an insulated container and, upon the completion of packing the samples for shipment, the shipping container shall be locked. All appropriate forms for shipment shall be completed and included with the shipment to ensure correct delivery and identification of the contents.

(c) The samples shall be shipped to the laboratory under contract with the division for testing of the samples via the laboratory's contracted common carrier.

(5) Authority of the Division:

(a) The division investigator or other authorized representative is authorized to confiscate any legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials which are found on the grounds of greyhound race tracks and kennel compounds or in the possession of any person participating in or connected with greyhound racing, including veterinarians and trainers, and which are suspected of containing improper legend or proprietary drugs, medications, medicinal compounds (natural or synthetic) or other materials which are illegal or impermissible under these rules. Such legend or proprietary drugs, medications, unlabeled medication, medication with altered labels, medicinal compounds (natural or synthetic) or other materials shall be delivered to the laboratory under contract with the division for analysis.

(b) The division investigator or other authorized representative is authorized to confiscate any evidence that an illegal or impermissible legend or proprietary drug, medication, or medicinal compound (natural or synthetic) may have been administered to a racing animal.

(c) Confiscated drugs, medications, compounds or other evidence shall be collected by an authorized representative of the division and sealed in an unused bag supplied by the division or its agent. The authorized representative of the division shall seal the bag opening with evidence tape and shall initial the evidence tape after sealing the bag. The authorized representative of the division shall label the bags collected with the collector's name, the date of collection, the address or location where the evidence was collected, and, if there are multiple bags collected in the same location, the bags shall be numbered in sequential order. The sealed bag shall be stored in a locked area, cabinet or container accessible by only authorized representatives of the division. When necessary to determine the contents, the sealed evidence bag shall be sent to the laboratory under contract with the division for analysis.

(d) It is a violation of these rules for a licensee to threaten to interfere, actually interfere or prevent the taking of urine, blood, saliva or other samples authorized by chapter 550, F.S. For such a violation, the division may impose any disciplinary penalties authorized by chapter 550, F.S., or the rules promulgated thereunder.

**Credits**

Adopted March 10, 2019.

Authority: [550.0251\(3\)](#), [\(11\)](#), [550.2415\(12\)](#) FS. Law Implemented [550.0251](#), [550.2415](#) FS.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.0052, F.A.C., 61 FL ADC 61D-6.0052

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West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.006, F.A.C.  
Fla. Admin. Code r. 61D-6.006

61D-6.006. Procedures Relating to Split Samples.

Currentness

The following procedures shall be followed when requesting a split sample analysis at an independent laboratory:

- (1) A trainer of record or owner of a racehorse or racing greyhound who has received a report of positive result may request that split sample analysis be conducted on the corresponding portion of the specimen, or secondary ("B" portion), if applicable. The trainer of record or owner may request that the split sample be sent to an independent laboratory approved by the Division for split sample analysis. The request must be made in writing or on Form DBPR PMW-3290, Split Sample Request, effective December 2015, and adopted herein by reference, which can be obtained at <https://www.flrules.org/Gateway/reference.asp?No=Ref-06325>, [www.myfloridalicense.com/dbpr/pmw](http://www.myfloridalicense.com/dbpr/pmw), or by contacting the Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, and submitted by certified mail or hand delivery to the State Steward, Division Hearing Officer, or the Division's Office of the General Counsel no later than ten (10) calendar days after receipt of the report of positive result.
- (2) The party requesting the split sample shall select an independent laboratory from a list of laboratories approved by the Division to perform the split sample analysis. The party requesting a split sample analysis shall bear all costs of the analysis and provide the Division with proof of payment.
- (3) Failure to request a split sample with an approved independent laboratory within ten (10) calendar days after receiving written notification of the report of positive result from the primary racing laboratory shall constitute a waiver of the right to a split sample. Failure to pay the independent laboratory in full for split sample analysis and provide proof of payment to the Division within ten (10) days of the request for split sample analysis shall constitute a waiver of the right to a split sample.
- (4) Upon receipt of the split sample request, the Division shall notify the primary laboratory of the request, identifying the sample number on which the split sample analysis is to be performed, the independent laboratory which has been selected, and the primary laboratory's internal tracking number. The primary racing laboratory shall send the unopened split sample to the independent laboratory selected within ten (10) calendar days of receiving the request.
- (5) The request of a split sample shall operate as a stay of any hearing until the analysis of the split sample has been completed. Failure by the requestor to pay the independent laboratory for a split sample test shall not operate as a stay.

**Credits**

Adopted Oct. 20, 1996; Amended Dec. 15, 1997, Apr. 12, 2006. Amended June 26, 2011; Jan. 10, 2016; Dec. 4, 2017.

Authority: 120.80(4)(a), 550.0251(3), (11), 550.2415(5), (12) FS. Law Implemented 120.80(4)(a), 550.0251, 550.2415 FS.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.006, F.A.C., 61 FL ADC 61D-6.006

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West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.007, F.A.C.  
Fla. Admin. Code r. 61D-6.007

61D-6.007. Testing Methodologies, Measurement Uncertainties, Screening Limits for Racing Horses.

Currentness

(1) Testing Methodologies: Methodologies used to screen for and confirm the administration of medications, drugs, and naturally occurring substances in racing horses shall be limited to the following: Immunoassay, Liquid Chromatography Mass Spectrometry (LCMS), Gas Chromatography Mass Spectrometry (GCMS), Clinical Refractometer, and/or Specific Gravity.

(2) Measurement Uncertainties: The Division hereby incorporates by reference the Division Laboratory Measurement Uncertainty Schedule containing the established levels. An electronic copy can be located at <https://www.flrules.org/Gateway/reference.asp?No=Ref-13341>, Effective Date: 07-13-2021.

(a) All measurement uncertainties have been established at the maximum allowable concentration for those substances, analytes, and corresponding metabolites or markers contained within [Rule 61D-6.008, F.A.C.](#), that undergo quantitative analysis, unless otherwise specified.

(b) If a sample is diluted for testing, the measurement uncertainty is multiplied by the factor of dilution.

(c) Measurements of uncertainty are not established for the testing of specimens in which the identification of a substance, analyte, or corresponding metabolite or marker at or above the lowest level of detection is sufficient to constitute a violation.

(3) Screening Limit for Prohibited Substances in Racing Horses: Any and all findings above zero that are over the limit of detection, under any condition of use, for prohibited substances shall be considered a violation of [Section 550.2415, F.S.](#)

**Credits**

Adopted Oct. 20, 1996; Amended June 6, 2000, June 6, 2004, Apr. 12, 2006. Amended June 26, 2011; Aug. 1, 2019; Aug. 4, 2021.

Authority: [550.0251\(3\)](#), [\(11\)](#), [550.2415\(12\) FS](#). Law Implemented [550.0251](#), [550.2415 FS](#).

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.007, F.A.C., 61 FL ADC 61D-6.007



West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.008, F.A.C.  
Fla. Admin. Code r. 61D-6.008

61D-6.008. Permitted Medications for Horses.

Currentness

(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 16-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, 5-oestrane-3,17-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.

#### **Credits**

Adopted Oct. 20, 1996; Amended Jan. 5, 1998, June 6, 2000, May 14, 2002, June 6, 2004, July 6, 2006, Aug. 12, 2007, Dec. 30, 2008. Amended Dec. 29, 2011; Jan. 10, 2016.

Authority: [550.0251\(3\)](#), [550.2415\(12\)](#) FS. Law Implemented [550.0251\(11\)](#), [550.2415\(1\)](#), (7) FS.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.008, F.A.C., 61 FL ADC 61D-6.008

West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.009, F.A.C.  
Fla. Admin. Code r. 61D-6.009

61D-6.009. Veterinarians.

Currentness

(1) The Division shall employ a veterinarian (the Division or state veterinarian) who is licensed and in good standing with the Florida State Board of Veterinary Medicine pursuant to Chapter 474, F.S. The Division veterinarian is authorized to:

- (a) Maintain and operate a detention enclosure for the securing of urine, blood, or other samples in accordance with this chapter;
- (b) Collect other specimens and samples for analysis in accordance with this chapter;
- (c) Monitor the conduct and practice of veterinarians licensed by the Division in accordance with this chapter;
- (d) Recommend the scratching of any racing animal the veterinarian considers to be unsound or unfit to race;
- (e) Inquire into any violation concerning a practicing veterinarian, and counsel the stewards, judges, or Division investigators concerning such violations of rules;
- (f) Investigate any illness of racing animals exhibiting symptoms suggestive of any infectious, contagious or epizootic disease;
- (g) Inspect stables and greyhound compound areas for general health and safety requirements;
- (h) Recommend to the stewards or judges that a special urine or blood sample be collected from any racing animal that he/she suspects is not performing according to form; and
- (i) Perform such other duties as the Division may from time to time require.

(2) Each racing animal permitholder shall employ a veterinarian (the track or permitholder veterinarian) who is licensed by and in good standing with the Florida State Board of Veterinary Medicine pursuant to Chapter 474, F.S. It is the duty of the general manager to ensure that the requirements of rules pertaining to the track veterinarian are strictly complied with.

(a) Every racing animal entered to race shall be given a pre-race examination on the day of the race to determine the entry's fitness to race. The pre-race examination shall be made by the track veterinarian.

1. Horses shall be examined prior to racing. All bandages shall be removed by the groom and the entry exercised outside the stall so the track veterinarian can determine the physical condition of the entry.

2. Racing greyhounds shall be examined by the track veterinarian at the first weighing-in time, before entry into the lock-out kennel (Jenny pit).

(b) The track veterinarian shall observe the condition of all racing animals immediately prior to, during, and after the race. Any racing animal which has been entered to race that the track veterinarian or division veterinarian considers to be unsound for racing shall be promptly reported to the stewards or judges and said animal shall be scratched.

(c) The track veterinarian shall maintain a list to be known as the "Veterinarian's List" upon which the veterinarian shall enter the name of any racing animal which the veterinarian considers unfit, unsound or not ready for racing. Any racing animal placed on the Veterinarian's List shall be refused entry until the track veterinarian removes its name from the list. A trainer or kennel owner may appeal any decision to place a racing animal on the Veterinarian's List to the stewards or judges.

(d) The track veterinarian shall perform such other reasonable duties pertaining to the health and welfare of the racing animals as shall be directed by the stewards, judges, or the Division.

(3) Any veterinarian duly licensed in accordance with the laws of the State of Florida and desiring to practice on the grounds of a permitholder (practicing veterinarian) must be licensed by the Division.

(a) Practicing veterinarians shall not furnish, sell or loan any hypodermic syringe, hypodermic needle or other device which could be used for injection, infusion or other administration into a racing animal of any medication, drug or compound (natural or synthetic). Only one-time disposable syringes and infusion tubes are authorized for use in the treatment of racing animals by veterinarians practicing on the grounds of a permitholder and said syringes must be properly disposed of following their use.

(b) Practicing veterinarians who prescribe or use any drug, medication, compound (natural or synthetic) or treatment which contains a legend or proprietary drug, medication, or medicinal compound (natural or synthetic) which may restrict the racing ability of a racing animal for a period of time, shall at the time of prescribing or use deliver to the racing animal's trainer of record or their designee when witnessed to, a written statement setting forth the date, the name of the animal, and the name of said drug, medication or compound (natural or synthetic), the effect and reason so prescribed and used. A copy of this statement shall be available upon the request of the Division veterinarian, track veterinarian or stewards/judges. Any illness with unusual symptoms shall immediately be reported by the trainer, kennel owner/operator or attending veterinarian to the Division veterinarian, track veterinarian or steward/judge.

(4)(a) Practicing veterinarians shall maintain records of all racing animals treated and of all medications sold or dispensed. These records shall include the names of the racing animals, their trainer or kennel owner of record, the date, time, amount

and type of medication, drug or compound (natural or synthetic), method of administration, and diagnosis. These records shall be retained for at least 24 months and shall be available for inspection by Division personnel.

(b) Practicing veterinarians shall not possess or possess with intent to sell, dispense, deliver or cause to be on the grounds of any pari-mutuel facility, any legend or proprietary drugs, medications or medicinal compounds (natural or synthetic) that are not in compliance with the provisions of Chapters 465, 474, 499, and 893, F.S.

(5) The track veterinarian, the Division veterinarian and any practicing veterinarian who furnishes professional services at a race meeting are prohibited:

(a) From possessing any ownership, directly or indirectly, in any racing animal racing during the meeting at which the veterinarian is employed or practicing; and,

(b) From placing any wager for any thing of value on the outcome of any race conducted at the meeting at which the veterinarian is employed or practicing.

(6)(a) No veterinarian employed by a permitholder or by the Division shall be permitted, during the period of employment (30 days prior to the meet, until the completion of the meet), to treat or prescribe for any racing animal participating in a pari-mutuel meeting for compensation or otherwise, except in cases of emergency, or as otherwise authorized by the Division. In all cases where emergency treatment is rendered, a full and complete report of such treatment shall be made to the Division. No owner or trainer shall employ or pay compensation to any such veterinarian, either directly or indirectly, during the period for which he/she is so employed by the Division or a permitholder unless otherwise authorized by the Division.

(b) As an exception to this section, greyhound permitholders may direct their track veterinarians to adopt a schedule for and perform the administration of testosterone for the control of estrus to female racing greyhounds, and required inoculations for all racing greyhounds. The costs of such administrations shall be determined by contractual agreement.

(7) No horse shall be allowed to enter, start, or be stabled on the grounds of a pari-mutuel facility unless a copy of a valid negative original Coggin's Test certificate, within one year of the date on which the sample was drawn, is presented and on file with the permitholder.

(8)(a) All racing animals shall be inoculated for infectious, contagious, and epizootic diseases including the following, and given boosters as recommended by veterinarians:

1. Canine: Each of the following, once per year: Distemper, Adenovirus (Hepatitis), Leptospirosis, Para-Influenza, Parvo, Bordetella bronchiseptica and Rabies.

2. Equine: Mandatory (unless the attending veterinarian, based upon the veterinarian's professional judgement, as indicated in the animal's veterinary records, determines that inoculation is contraindicated) at least as often as recommended by the vaccine manufacturer unless additional inoculations are required by the attending veterinarian: Influenza, Equine Encephalitis, and Rhinopneumonitis. Any other inoculation shall occur as recommended by the attending veterinarian.

(b) Proof of vaccination for each active or inactive racing greyhound must be kept on file by the kennel owner/operator, trainer of record and be subject to inspection by the Division, provided, however, that failure to possess such proof shall not be the basis for disciplinary action if proof of inoculation can be secured through the treating veterinarian. Proof of vaccination and a Coggin's Test certificate for racing horses must be kept on file with the trainer of record and be subject to inspection by the division, provided, however, that failure to possess such proof shall not be the basis for disciplinary action if proof of inoculation and/or Coggin's Test can be secured through the treating veterinarian or the Florida race track where the horse is stabled.

(9) Any veterinarians practicing on the grounds of a permitholder shall promptly report to the Division veterinarian, track veterinarian or in their absence, the stewards/judges, any inhumane, illegal, or improper treatment of a racing animal that comes to their attention. The failure to do so will be considered a violation of these rules.

(10) Any veterinarian who euthanizes a greyhound shall:

(a) Use only one-time disposable syringes in compliance with paragraph (3)(a) of this rule; and,

(b) Maintain all records required by paragraph (4)(a) of this rule.

#### **Credits**

Adopted Oct. 20, 1996; Amended Dec. 15, 1997, Apr. 12, 2006. Amended July 20, 2010; Jan. 10, 2016.

Authority: [120.80\(4\)\(a\)](#), [550.0251\(3\)](#), [\(11\)](#), [550.2415\(6\)\(b\)](#), [\(12\)](#) FS. Law Implemented [550.0251](#), [550.2415\(6\)\(b\)](#) FS.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.009, F.A.C., 61 FL ADC 61D-6.009

West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.011, F.A.C.  
Fla. Admin. Code r. 61D-6.011

61D-6.011. Racing Horse Drug and Substance Classification System and Penalty Schedule.

Currentness

(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.

#### **Credits**

Adopted Jan. 5, 1998; Amended Feb. 8, 2001, Mar. 4, 2007. Amended June 26, 2011; Jan. 10, 2016; Sept. 5, 2018; Aug. 29, 2019.

Authority: [550.0251\(3\)](#), [550.2415\(7\)](#), [\(12\) FS](#). Law Implemented [550.0251](#), [550.2415 FS](#).

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.011, F.A.C., 61 FL ADC 61D-6.011

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West's Florida Administrative Code  
Title 61. Department of Business and Professional Regulation  
Subtitle 61d. Division of Pari-Mutuel Wagering  
Chapter 61D-6. Drugs and Veterinarian Procedures

Rule 61D-6.012, F.A.C.  
Fla. Admin. Code r. 61D-6.012

61D-6.012. Racing Greyhound Drug and Substance Classification System and Penalty Schedule.

Currentness

(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 greyhound participated in a race while impermissibly medicated or with a prohibited substance present in its body. Nothing hereunder modifies the provisions promulgated under [Section 550.2415, F.S.](#) Any reference to a Commission within the incorporated document in subsection (2) of this rule is not applicable because 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 an animal has been impermissibly medicated or determined to have a prohibited substance present in its body. Penalties shall be imposed against racing greyhound trainers, pursuant to [Rule 61D-6.002\(1\), F.A.C.](#), and [Section 550.2415\(2\), F.S.](#)

(4) 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 of repetitions 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 periods 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.

(5) 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.

#### **Credits**

Adopted June 26, 2011. Amended Jan. 10, 2016; Aug. 1, 2019.

Authority: [550.0251\(3\)](#), [\(11\)](#), [550.2415\(7\)](#), [\(12\)](#) FS. Law Implemented [550.0251](#), [550.1155](#), [550.2415](#) FS.

[FN1]

So in original.

Current with amendments available through September 26, 2022. Some sections may be more current, see credits for details.

Rule 61D-6.012, F.A.C., 61 FL ADC 61D-6.012

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# **Uniform Classification Guidelines for Foreign Substances and Recommended Penalties and Model Rule**

**Association of Racing Commissioners International, Inc.**  
**Uniform Classification Guidelines for Foreign Substances**

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# Preamble to the Uniform Classification Guidelines of Foreign Substances

The Preamble to the Uniform Classification Guidelines was approved by the RCI Drug Testing and Quality Assurance Program Committee (now the Drug Testing Standards and Practices Program Committee) on August 26, 1991. Minor revisions to the Preamble were made by the Drug Classification subcommittee (now the Veterinary Pharmacologists Subcommittee) on September 3, 1991.

"The Uniform Classification Guidelines printed on the following pages are intended to assist stewards, hearing officers and racing commissioners in evaluating the seriousness of alleged violations of medication and prohibited substance rules in racing jurisdictions. Practicing equine veterinarians, state veterinarians, and equine pharmacologists are available and should be consulted to explain the pharmacological effects of the drugs listed in each class prior to any decisions with respect to penalties to be imposed. The ranking of drugs is based on their pharmacology, their ability to influence the outcome of a race, whether or not they have legitimate therapeutic uses in the racing horse, or other evidence that they may be used improperly. These classes of drugs are intended only as guidelines and should be employed only to assist persons adjudicating facts and opinions in understanding the seriousness of the alleged offenses. The facts of each case are always different and there may be mitigating circumstances which should always be considered. These drug classifications will be reviewed frequently and new drugs will be added when appropriate."

## Notes Regarding Classification Guidelines

- Where the use of a drug is specifically permitted by a jurisdiction, then the jurisdiction's rule supersedes these penalty guidelines.
- Regulators should be aware that a laboratory report may identify a drug only by the name of its metabolite. The metabolite might not be listed here, but the parent compound may be.
- These classes of drugs are intended only as guidelines and should be employed only to assist persons adjudicating facts and opinions in understanding the seriousness of the alleged offenses.
- The facts of each case are different and there may be mitigating circumstances that should be considered.
- These drug classifications will be reviewed periodically. New drugs will be added or some drugs may be reclassified when appropriate.
- **Found substances or drugs not included in these guidelines should be treated as Class 1 violations warranting a Class A penalty unless otherwise advised by consultation with Racing Commissioners International (RCI) and/or the Racing Medication and Testing Consortium (RMTC).**



# Classification Criteria

The RCI Drug Classification Scheme is based on 1) pharmacology, 2) drug use patterns, and 3) the appropriateness of a drug for use in the racing horse. Categorization is decided using the following general guidelines:

- **Pharmacology.** Drugs that are known to be potent stimulants or depressants are placed in higher classes, while those that have (or would be expected to have) little effect on the outcome of a race are placed in lower classes.
- **Drug Use Patterns.** Some consideration is given to placement of drugs based on practical experience with their use and the nature of positive tests. For example, procaine positives have in the past been associated primarily with the administration of procaine penicillin, and this has been taken into consideration in the placement of procaine into Class 3 instead of Class 2 with other injectable local anesthetics.
- **Appropriateness of Drug Use.** Drugs that clearly are intended for use in equine therapeutics are placed in lower classes. Drugs that clearly are not intended for use in the horse are placed in higher classes, particularly if they might affect the outcome of a race. Drugs that are recognized as legitimately useful in equine therapeutics but could affect the outcome of a race are placed in the middle or higher classes.

The list includes most drugs that have been reported as detected by racing authority laboratories in the United States, Canada, the United Kingdom and other Association of Official Racing Chemists (AORC) laboratories, but does not include those which would seem to have no effect on the performance of the horse or drug detectability. For example, it does not include antibiotics, sulfonamides, vitamins, anthelmintics, or pangamic acid, all of which have been reported.

The list contains many drugs that have never been reported as detected. Usually, these are representatives of chemical classes that have the potential for producing an effect, and in many cases, for which at least one drug in that chemical class has been reported.

Most drugs have numerous effects, and each was judged on an individual basis. There are instances where there is a rather fine distinction between drugs in one category and those in the next. This is a reflection of a nearly continuous spectrum of effects from the most innocuous drug on the list to the drug that is the most offensive.

# Classification Definitions

- **Class 1:** Stimulant and depressant drugs that have the highest potential to affect performance and that have no generally accepted medical use in the racing horse. Many of these agents are Drug Enforcement Agency (DEA) schedule II substances. These include the following drugs and their metabolites: Opiates, opium derivatives, synthetic opioids and psychoactive drugs, amphetamines and amphetamine-like drugs as well as related drugs, including but not limited to apomorphine, nikethamide, mazindol, pemoline, and pentylentetrazol. Though not used as therapeutic agents, all DEA Schedule 1 agents are included in Class 1 because they are potent stimulant or depressant substances with psychotropic and often habituating actions.
- **Class 2:** Drugs that have a high potential to affect performance, but less of a potential than drugs in Class 1. These drugs are 1) not generally accepted as therapeutic agents in racing horses, or 2) they are therapeutic agents that have a high potential for abuse. Drugs in this class include: psychotropic drugs, certain nervous system and cardiovascular system stimulants, depressants, and neuromuscular blocking agents. Injectable local anesthetics are included in this class because of their high potential for abuse as nerve blocking agents.
- **Class 3:** Drugs that may or may not have generally accepted medical use in the racing horse, but the pharmacology of which suggests less potential to affect performance than drugs in Class 2. Drugs in this class include bronchodilators, anabolic steroids and other drugs with primary effects on the autonomic nervous system, procaine, antihistamines with sedative properties and the high-ceiling diuretics.
- **Class 4:** This class includes therapeutic medications that would be expected to have less potential to affect performance than those in Class 3. Drugs in this class includes less potent diuretics; corticosteroids; antihistamines and skeletal muscle relaxants without prominent central nervous system (CNS) effects; expectorants and mucolytics; hemostatics; cardiac glycosides and anti-arrhythmics; topical anesthetics; antidiarrheals and mild analgesics. This class also includes the non-steroidal anti-inflammatory drugs (NSAIDs), at concentrations greater than established limits.
- **Class 5:** This class includes those therapeutic medications for which concentration limits have been established by the racing jurisdictions as well as certain miscellaneous agents and other medications as determined by the regulatory bodies. Included specifically are agents that have very localized actions only, such as anti-ulcer drugs, and certain anti-allergic drugs. The anticoagulant drugs are also included.

- **Prohibited Practices:**

- A) The possession and/or use of a drug, substance or medication, specified below, on the premises of a facility under the jurisdiction of the regulatory body for which a recognized analytical method has not been developed to detect and confirm the administration of such substance; or the use of which may endanger the health and welfare of the horse or endanger the safety of the rider or driver; or the use of which may adversely affect the integrity of racing:
  - 1) Erythropoietin
  - 2) Darbepoietin
  - 3) Oxyglobin
  - 4) Hemopure
- B) The possession and/or use of a drug, substance, or medication on the premises of a facility under the jurisdiction of the regulatory body that has not been approved by the United States Food and Drug Administration (FDA) for use in the United States.
- C) The practice, administration, or application of a treatment, procedure, therapy or method identified below, which is performed on the premises of a facility under jurisdiction of a regulatory body and which may endanger the health and welfare of the horse or endanger the safety of the rider or driver, or the use of which may adversely affect the integrity of racing:

# Drug Classification Scheme

- **Class 1:** Opiates, opium derivatives, synthetic opioids, psychoactive drugs, amphetamines, and all DEA Schedule I substances (see <http://www.dea diversion.usdoj.gov/schedules/#list>), and many DEA Schedule II drugs. Also found in this class are drugs that are potent stimulants of the CNS. Drugs in this class have no generally accepted medical use in the racing horse and their pharmacologic potential for altering the performance of a racing horse is very high.
- **Class 2:** Drugs placed in this category have a high potential for affecting the outcome of a race. Most are not generally accepted as therapeutic agents in the racing horse. Many are products intended to alter consciousness or the psychic state of humans, and have no approved or indicated use in the horse. Some, such as injectable local anesthetics, have legitimate use in equine medicine, but should not be found in a racing horse. The following groups of drugs are placed in this class:
  - A. Opiate partial agonists, or agonist-antagonists.
  - B. Non-opiate psychotropic drugs. These drugs may have stimulant, depressant, analgesic or neuroleptic effects.
  - C. Miscellaneous drugs, which might have a stimulant effect on the CNS.
  - D. Drugs with prominent CNS depressant action.
  - E. Anti-depressant and antipsychotic drugs, with or without prominent CNS stimulatory or depressant effects.
  - F. Muscle blocking drugs - those that have a direct neuromuscular blocking action.
  - G. Local anesthetics that have a reasonable potential for use as nerve-blocking agents (except procaine).
  - H. Snake venoms and other biologic substances that may be used as nerve-blocking agents.
- **Class 3:** Drugs placed in this class may or may not have an accepted therapeutic use in the horse. Many are drugs that affect the cardiovascular, pulmonary and autonomic nervous systems. They all have the potential of affecting the performance of a racing horse. The following groups of drugs are placed in this class:
  - A. Drugs affecting the autonomic nervous system that do not have prominent CNS effects, but which do have prominent cardiovascular or respiratory system effects. Bronchodilators are included in this class.
  - B. A local anesthetic that has nerve-blocking potential but also has a high potential for producing urine residue levels from a method of use not related to the anesthetic effect of the drug (procaine).
  - C. Miscellaneous drugs with mild sedative action, such as the sleep-inducing antihistamines.
  - D. Primary vasodilating/hypotensive agents.
  - E. Potent diuretics affecting renal function and body fluid composition.
  - F. Anabolic and/or androgenic steroids and other drugs.

- **Class 4:** Drugs in this category comprise primarily therapeutic medications routinely used in racehorses. These may influence performance, but generally have a more limited ability to do so. Groups of drugs assigned to this category include the following:
  - A. Non-opiate drugs that have a mild central antipyretic effect.
  - B. Drugs affecting the autonomic nervous system that do not have prominent CNS, cardiovascular, or respiratory effects:
    1. Drugs used solely as topical vasoconstrictors or decongestants.
    2. Drugs used as gastrointestinal antispasmodics.
    3. Drugs used to void the urinary bladder.
    4. Drugs with a major effect on CNS vasculature or smooth muscle of visceral organs.
  - C. Antihistamines that do not have a significant CNS depressant effect. This does not include the H2 blocking agents, which are in Class 5.
  - D. Mineralocorticoid drugs.
  - E. Skeletal muscle relaxants.
  - F. Anti-inflammatory drugs. These drugs may reduce pain as a consequence of their anti-inflammatory action.
    1. Non-steroidal anti-inflammatory drugs (NSAIDs). (Aspirin-like drugs).
    2. Corticosteroids (glucocorticoids).
    3. Miscellaneous anti-inflammatory agents.
  - G. Less potent diuretics.
  - H. Cardiac glycosides and antiarrhythmic agents.
    1. Cardiac glycosides.
    2. Antiarrhythmic agents (exclusive of lidocaine, bretylium, and propranolol).
    3. Miscellaneous cardiotonic drugs.
  - I. Topical Anesthetics - agents not available in injectable formulations.
  - J. Antidiarrheal drugs.
  - K. Miscellaneous drugs:
    1. Expectorants with little or no other pharmacologic action.
    2. Stomachics.
    3. Mucolytic agents.
  
- **Class 5:** Drugs in this category are therapeutic medications for which concentration limits have been established by the racing jurisdictions as well as certain miscellaneous agents. Included specifically are agents that have very localized actions only, such as anti-ulcer drugs, and certain antiallergic drugs. The anticoagulant drugs are also included.

# Alphabetical Substance List

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
3,4-methylenedioxypropylamphetamine	MDPV, "bath salts"	1	A
Acebutolol	Sectral	3	B
Acecarbromal		2	A
Acenocoumarol		5	C
Acepromazine	Atrovet, Notensil, PromAce®	3	B
Acetaminophen (Paracetamol)	Tylenol, Temptra, etc.	4	C
Acetanilid		4	B
Acetazolamide	Diamox, Vetamox	4	B
Acetophenazine	Tindal	2	A
Acetophenetidin (Phenacetin)		4	B
Acetylsalicylic acid (Aspirin)		4	C
Alclomethasone	Aclovate	4	C
Adinazolam		2	A
Adrenochrome monosemicarbazone salicylate		4	B
Albuterol (Salbutamol)	Proventil, Ventolin	3	B
Alclofenac		2	A
Alcuronium	Alloferin	2	A
Aldosterone	Aldocortin, Electro cortin	4	B
Alfentanil	Alfenta	1	A
Almotriptan	Axert	3	A
Alphaprodine	Nisentil	2	A
Alpidem	Anaxyl	2	A
Alprazolam	Xanax	2	A
Alprenolol		3	A
Althesin	Saffan	2	A
Am benonium	Mytelase, Myeuran	3	B
Ambroxol	Ambril, etc.	4	C
Amcinonide	Cyclocort	4	C
Amiloride	Moduretic; Midamor	4	B
Aminocaproic acid	Amicar, Caprocid	4	C
Amiodarone		4	B
2-Aminoheptane	Tuamine	4	B
Aminophylline	Aminophyllin, etc.	3	B
Aminopyrine		4	B
Aminorex	Aminoxafen, Aminoxaphen, Apiquel, McN-742, Menocil	1	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Amisometradine	Rolictron	4	B
Amisulpride	Solian	2	A
Amitraz	Mitaban	3	A
Amitriptyline	Elavil, Amitril, Endep	2	A
Amlodipine	Ammivin, Norvasc	4	B
Amobarbital	Amytal	2	A
Amoxapine	Asendin	2	A
Amperozide		2	A
Amphetamine		1	A
Amrinone		4	B
Amyl nitrite		3	A
Anileridine	Leritine	1	A
Anilopam	Anisine	2	A
Anisindione		5	C
Anisotropine	Valpin	4	B
Antipyrine		4	B
Apazone (Azapropazone)	Rheumox	4	B
Apomorphine		1	A
Aprindine		4	B
Aprobarbital	Alurate	2	A
Arecoline		3	A
Arformoterol		3	A
Articaine	Septocaine; Ultracaine, etc.	2	A
Atenolol	Tenormin	3	B
Atomoxetine	Strattera	2	A
Atracurium	Tracrium	2	A
Atropine		3	B
Azacylonol	Frenque	2	A
Azaperone	Stresnil, Suicalm, Fentaz (with Fentanyl)	2	A
Baclofen	Lioresal	4	B
Barbital	Veronal	2	A
Barbiturates		2	A
Beclomethasone	Propaderm	4	C
Bemegride	Megimide, Mikedimide	2	A
Benazeprilat, Benazepril and MC-tab	Lotrel, Lotensin	3	A
Bendroflumethiazide	Naturetin	4	B

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Benoxaprofen		2	A
Benoxinate	Dorsacaine	4	C
Benperidol	Anquil	2	A
Bentazepam	Tiadipona	2	A
Benzactizine	Deprol, Bronchodiletten	2	A
Benzocaine		4	B
Benzocetamine		2	A
Benzodiazepines		2	A
Benzonatate	Tessalon, Tessalon Perles, Zonatuss	2	A
Benzphetamine	Didrex	2	A
Benzthiazide		4	B
Benztropine	Cogentin	2	A
Benzylpiperazine (BZP)		1	A
Bepiridil	Bepadin	4	B
Betamethasone	Betasone, etc.	4	C
Betaxolol	Kerlone	3	B
Bethanechol	Urecholine, Duvoid	4	C
Bethanidine	Esbatal	3	A
Biperiden	Akineton	3	A
Biriperone		2	A
Bisoprolol	Zebeta, Bisobloc, etc.	3	B
Bitolterol	Effectin	3	A
Bolasterone		3	A
Boldenone	Equipoise	3	B
Boldione		3	A
Bretylum	Bretylol	3	B
Brimonidine	Alphagan	2	A
Bromazepam	Lexotan, Lectopam	2	A
Bromfenac	Duract	3	A
Bromhexine	Oletor, etc.	4	B
Bromisovalum	Diffucord, etc.	2	A
Bromocriptine	Parlodel	2	A
Bromodiphenhydramine		3	B
Bromperidol	Bromidol	2	A
Brompheniramine	Dimetane, Disomer	4	B
Brotizolam	Brotocol	2	A
Budesonide	Pulmacort, Rhinocort	4	C
Bufexamac		3	A
Bumetanide	Bumex	3	B
Bupivacaine	Marcaine	2	A
Buprenorphine	Temgesic	2	A
Bupropion	Wellbutrin	2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Buspirone	Buspar	2	A
Butabarbital (Secbutobarbitone)	Butacaps, Butasol, etc.	2	A
Butacaine	Butyn	4	B
Butalbital (Talbutal)	Fiorinal	2	A
Butamben (butyl aminobenzoate)	Butesin	4	C
Butanilicaine	Hostacain	2	A
Butaperazine	Repoise	2	A
Butoctamide	Listomin	2	A
Butorphanol	Stadol, Torbugesic	3	B
Butoxycaine	Stadacain	4	B
N-Butylscopolamine		3	B
Caffeine		2	B
Calusterone	Methosorb	3	B
Camazepam	Paxor	2	A
Camphor		4	C
Candesartan	Atcand	3	B
Captodiame	Covatine	2	A
Captopril	Capolen	3	B
Carazolol	Carbacel, Conducton	3	A
Carbachol	Lentin, Doryl	3	B
Carbamezapine	Tegretol	3	B
Carbazochrome		4	C
Carbidopa + levodopa	Sinemet	2	A
Carbinoxamine	Clistin	3	B
Carbromol	Mifudorm	2	A
Carfentanil		1	A
Carisoprodol	Rela, Soma	2	B
Carphenazine	Proketazine	2	A
Carpipramine	Prazinil	2	A
Carprofen	Rimadyl	4	B
Carteolol	Cartrol	3	B
Carticaine (see articaine)	Septocaine; Ultracaine, etc.	2	A
Carvedilol	Coreg	3	B
Cathinone	khat, kat, qat, quat, chat, catha, Abyssinian tea, African tea	1	A
Celecoxib	Celebrex	3	B
Cetirizine	Zyrtec	4	B
Chloral betaine	Beta-Chlor	2	A
Chloral hydrate	Nactec, Oridrate, etc.	2	A
Chloraldehyde (chloral)		2	A
Chloralose (Alpha-Chloralose)		2	A

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Chlordiazepoxide	Librium	2	A
Chlorhexidol		2	A
Chlormerodrin	Neohydrin	4	B
Chlormezanone	Trancopal	2	A
Chloroform		2	A
Chlorophenesin	Maolate	4	C
Chloroprocaine	Nesacaine	2	A
Chloroquine	Avloclor	4	C
Chlorothiazide	Diuril	4	B
Chlorpheniramine	Chlortriemton, etc.	4	B
Chlorproethazine	Newiplege	2	A
Chlorpromazine	Thorazine, Largactil	2	A
Chlorprothixene	Taractan	2	A
Chlorthalidone	Hydroton	4	B
Chlorzoxazone	Paraflex	4	B
Ciclesonide		4	B
Cilostazol	Pletal	5	C
Cimeterol		3	A
Cimetidine	Tagamet	5	D
Cinchocaine	Nupercaine	4	C
Citalopram	Celex	2	A
Clanobutin		4	B
Clemastine	Tavist	3	B
Clenbuterol	Ventipulmin	3	B
Clibucaine	Batrax	4	C
Clidinium	Quarezan, Clindex, etc.	3	B
Clobazam	Urbanyl	2	A
Clobetasol	Temovate	4	C
Clocapramine		2	A
Clocortolone	Cloderm	4	C
Clofenamide		4	B
Clomethiazole (Chlormethiazole)		2	A
Clomipramine	Anafranil	2	A
Clonazepam	Klonopin	2	A
Clonidine	Catapres	3	B
Clorazepate	Tranxene	2	A
Clormecaine	Placacid	4	C
Clostebol		3	B
Clothiapine	Entermin	2	A
Clotiazepam	Trecalmo, Rize	2	A
Clozapolam	Enadel, Sepazon, Tolestan	2	A
Clozapine	Clozaril, Leponex	2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
a-Cobratoxin		1	A
Cocaine		1	B
Codeine		1	A
Colchicine		4	B
Conorphone		2	A
Corticaine	Ultracain	2	A
Cortisone	Cortone, etc.	4	C
Cromolyn	Intel	5	C
Crotetamide		2	A
Cyamemazine	Tercian	2	A
Cyclandelate	Cyclospasmol	3	A
Cyclizine	Merazine	4	B
Cyclobarbitol	Phanodorm	2	A
Cyclobenzaprine	Flexeril	4	B
Cyclomethylcaine	Surfacaine	4	C
Cyclothiazide	Anhydron, Renazide	4	B
Cycrimine	Pagitan	3	B
Cyproheptadine	Periactin	4	C
Danazol	Danocrine	3	B
Dantrolene	Dantrium	4	C
Darbepoetin	Aranesp	2	A
Decamethonium	Syncurine	2	A
Dehydrochloromethyltestosterone		3	B
Dembroxol (Dembrexine)	Sputolysin	4	C
Demoxepam		2	A
Deoxycorticosterone	Percortin, DOCA, Descotone, Dorcostrin	4	C
Deracoxib	Dereamaxx	3	B
Dermorphin		1	A
Desipramine	Norpromine, Pertofrane	2	A
Desonite	Des Owen	4	C
Desoximetasone	Topicort	4	C
Desoxymethyltestosterone		3	B
Detomidine	Dormosedan	3	B
Dexamethasone	Azium, etc.	4	C
Dextromethorphan		4	B
Dextromoramide	Palfium, Narcolo	1	A
Dextropropoxyphene	Darvon	3	B
Dezocine	Dalgan	2	A
Diamorphine		1	A
Diazepam	Valium	2	B
Diazoxide	Proglycem	3	B



# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Dibucaine	Nupercainal, Cinchocaine	4	C
Dichloralphenazone	Febenol, Isocom	2	A
Dichlorphenamide	Daramide	4	C
Diclofenac	Voltaren, Voltarol	4	C
Dicumarol	Dicumarol	5	C
Diethylpropion	Tepanil, etc.	2	A
Diethylthiambutene	Themalon	2	A
Diflorasone	Florone, Maxiflor	4	C
Diflucortolone	Flu-Cortinest, etc.	4	C
Diflunisal		3	B
Digitoxin	Crystodigin	4	B
Digoxin	Lanoxin	4	B
Dihydrocodeine	Parcodin	2	A
Dihydroergotamine		4	B
Dilorazepam	Briantum	2	A
Diltiazem	Cardizem	4	B
Dimeflin		3	A
Dimethisoquin	Quotane	4	B
Dimethylsulfoxide (DMSO)	Domoso	4	C
Dimethylsulphone (MSM)		5	C
Diphenadione		5	C
Diphenhydramine	Benadryl	3	B
Diphenoxylate	Difenoxin, Lomotil	4	B
Diprenorphine	M50/50	2	A
Dipyridamole	Persantine	3	B
Dipyrrone	Novin, Methampyrone	4	C
Disopyramide	Norpace	4	B
Divalproex	Depakote	3	A
Dixyrazine	Esucos	2	A
Dobutamine	Dobutrex	3	B
Dopamine	Intropin	2	A
Donepezil	Aricept	1	A
Doxacurium	Nuromax	2	A
Doxapram	Dopram	2	A
Doxazosin		3	A
Doxefazepam	Doxans	2	A
Doxepin	Adapin, Sinequan	2	A
Doxylamine	Decapryn	3	B
Dromostanolone	Drolban	3	B
Droperidol	Inapsine, Droleptan, Innovar-Vet (with Fentanyl)	2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Duloxetine		2	A
Dyclonine	Dyclone	4	C
Dyphylline		3	B
Edrophonium	Tensilon	3	B
Eletripan	Relpax	3	A
Eltenac		4	C
Enalapril (metabolite enalaprilat)	Vasotec	3	B
Enciprazine		2	A
Endorphins		1	A
Enkephalins		1	A
Ephedrine		2	A
Epibatidine		2	A
Epinephrine		2	A
Ergoloid mesylates (dihydroergocornine mesylate, dihydroergocristine mesylate, and dihydroergocryptine mesylate)		2	A
Ergonovine	Ergotrate	4	C
Ergotamine	Gynergen, Cafergot, etc.	4	B
Erthrityl tetranitrate	Cardilate	3	A
Erythropoietin (EPO)	Epogen, Procrit, etc.	2	A
Esmolol	Brevibloc	3	B
Esomeprazole	Nexium	5	D
Estazolam	Domnamid, Eurodin, Nuctalon	2	A
Etamiphylline		3	B
Etanercept	Enbrel	4	B
Ethacrynic acid	Edecrin	3	B
Ethamivan		2	A
Ethanol		2	A
Ethchlorvynol	Placidyl	2	A
Ethinamate	Valmid	2	A
Ethoheptazine	Zactane	4	B
Ethopropazine	Parsidol	2	A
Ethosuximide	Zarontin	3	A
Ethotoin	Peganone	4	B
Ethoxzolamide	Cardrase, Ethamide	4	C
Ethylaminobenzoate (Benzocaine)	Semets, etc.	4	C
Ethylestrenol	Maxibolin, Organon	3	B
Ethylisobutrazine	Diquel	2	A
Ethylmorphine	Dionin	1	A
Ethylnorepinephrine	Bronkephrine	3	A
Etidocaine	Duranest	2	A

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Etifoxin	Stresam	2	A
Etizolam	Depas, Pasaden	2	A
Etodolac	Lodine	3	B
Etodroxizine	Indunox	2	A
Etomidate		2	A
Etorphine HCl	M99	1	A
Famotidine	Gaster, etc.	5	D
Felbamate	Felbatol	3	A
Felodipine	Plendil	4	B
Fenarbamate	Tymium	2	A
Fenbufen	Cincopal	3	B
Fenclozic acid	Myalex	2	A
Fenfluramine	Pondimin	2	A
Fenoldopam	Corlopam	3	B
Fenopropfen	Nalfon	3	B
Fenoterol	Berotec	3	B
Fenspiride	Respiride, Respan, etc	3	B
Fentanyl	Sublimaze	1	A
Fentiazac		3	B
Fexofenadine	Allegra	4	C
Firocoxib		4	C
Flecainide	Idalon	4	B
Floctafenine	Idalon, Idarac	4	B
Fluanisone	Sedalande	2	A
Flucinolone	Synalar, etc.	4	C
Fludiazepam	Erispam	2	A
Fludrocortisone	Alforone, etc.	4	C
Flufenamic acid		3	B
Flumethasone	Flucort, etc.	4	C
Flumethiazide	Ademol	4	B
Flunarizine	Sibelium	4	B
Flunisolide	Bronilide, etc.	4	C
Flunitrazepam	Rohypnol, Narcozep, Darkene, Hypnodorm	2	A
Flunixin	Banamine	4	C*
Fluocinolone	Synalar	4	C
Fluocinonide	Licon, Lidex	4	C
Fluopromazine	Psyquil, Siquil	2	A
Fluoresone	Caducid	2	A
Fluorometholone	FML	4	B
Fluoroprednisolone	Predef-2X	4	C
Fluoxetine	Prozac	2	A
Fluoxymesterone	Halotestin	3	B

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Flupenthixol	Depixol, Fluanxol	2	A
Fluphenazine	Prolixin, Permitil, Anatensol, etc.	2	A
Flupirtine	Katadolone	3	A
Fluprednisolone	Alphadrol	4	C
Flurandrenolide	Cordran	4	C
Flurazepam	Dalmane	2	A
Flurbiprofen	Froben	3	B
Fluspirilene	Imap, Redeptin	2	A
Fluticasone	Flixonase, Flutide	4	C
Flutoprazepam	Restas	2	A
Fluvoxamine	Dumirox, Faverin, etc.	2	A
Formebolone		3	B
Formoterol	Altram	3	B
Fosinopril	Monopril	3	A
Fosphenytoin	Cerebyx	3	B
Furazabol		3	B
Furosemide	Lasix	N/A	
Gabapentin	Neurontin	4	B
Galantamine	Reminyl	2	A
Gallamine	Flaxedil	2	A
Gepirone		2	A
Gestrinone		3	A
Glutethimide	Doriden	2	A
Glycopyrrolate	Robinul	3	B
Guafenesin (glycerol guiacolate)	Gecolate	4	C
Guanadrel	Hylarel	3	A
Guanethidine	Ismelin	3	A
Guanabenz	Wytensin	3	B
Halazepam	Paxipam	2	A
Halcinonide	Halog	4	C
Halobetasol	Ultravate	4	C
Haloperidol	Haldol	2	A
Haloxazolam	Somelin	2	A
Hemoglobin glutamers	Oxyglobin Hemopure	2	A
Heptaminol	Corofundol	3	B
Heroin		1	A
Hexafluorenium	Myalexen	2	A
Hexobarbital	Evipal	2	A
Hexocyclium	Tral	4	C
Hexylcaine	Cyclaine	4	C
Homatropine	Homapin	3	B

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Homophenazine	Pelvichthol	2	A
Hydralazine	Apresoline	3	B
Hydrochlorothiazide	Hydrodiuril	4	B
Hydrocodone (dihydrocodienone)	Hycodan	1	A
Hydrocortisone (Cortisol)	Cortef, etc.	4	C
Hydroflumethiazide	Saluron	4	B
Hydromorphone	Dilaudid	1	A
Hydroxyamphetamine	Paradrine	1	A
4-Hydroxytestosterone		3	B
Hydroxyzine	Atarax	2	B
Ibomal	Noctal	2	A
Ibuprofen	Motrin, Advil, Nurpin, etc.	4	C
Ibutilide	Corvert	3	B
Iloprost	Ventavis	3	A
Imipramine	Imavate, Presamine, Tofranil	2	A
Indomethacin	Indocin	3	B
Infliximab	Remicade	4	B
Ipratropium		3	B
Irbesarten	Avapro	3	A
Isapirone		2	A
Isocarboxazid	Marplan	2	A
Isoetharine	Bronkosol	3	B
Isoflupredone	Predef	4	C
Isomethadone		2	A
Isomethheptene	Octin, Octon	4	B
Isopropamide	Darbid	4	B
Isoproterenol	Isoprel	2	A
Isosorbide dinitrate	Isordil	3	B
Isoxicam	Maxicam	2	A
Isosuprine	Vasodilan	4	C
Isradipine	DynaCirc	4	B
Kebuzone		3	B
Ketamine	Ketalar, Ketaset, Vetalar	2	B
Ketazolam	Anxon, Lafram, Solatran, Loftran	2	A
Ketoprofen	Orudis	4	C*
Ketorolac	Toradol	3	A
Labetalol	Normodyne	3	B
Lamotrigine	Lamictal	3	A
Lansoprazole		5	D
Lenperone	Elanone-V	2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Letosteine	Viscotiol, Visiotal	4	C
Levamisole		2	B
Levobunolol	Betagan	3	B
Levomethorphan		2	A
Levorphanol	Levo-Dremoran	1	A
Lidocaine	Xylocaine	2	B
Lisinopril	Prinivil, Zestril	3	A
Lithium	Lithizine, Duralith, etc.	2	A
Lobeline		2	A
Lofentanil		1	A
Loflazepate, Ethyl	Victan	2	A
Loperamide	Imodium	2	A
Loprazolam	Dormonort, Havlane	2	A
Loratidine	Claritin	4	B
Lorazepam	Ativan	2	A
Lormetazepam	Noctamid	2	A
Losartan	Hyzaar	3	B
Loxapine	Laxitane	2	A
Mabuterol		3	A
Maprotiline	Ludiomil	2	A
Mazindol	Sanorex	1	A
Mebutamate	Axiten, Dormate, Capla	2	A
Mecamylamine	Inversine	3	B
Meclizine	Antivert, Bonine	4	B
Meclofenamic acid	Arquel	4	C
Meclofenoxate	Lucidiril, etc.	2	A
Medazepam	Nobrium, etc.	2	A
Medetomidine	Domitor	3	B
Medrysone	Medriusar, etc.	4	C
Mefenamic acid	Ponstel	3	B
Meloxicam	Mobic	4	B
Melperone	Eunerpan	2	A
Memantine	Namenda	2	A
Meparfynol	Oblivon	2	A
Mepazine	Pacatal	2	A
Mepenzolate	Cantil	3	A
Meperidine	Demerol	1	A
Mephesisin	Tolserol	4	B
Mephenoqualone	Control, etc.	2	A
Mephentermine	Wyamine	1	A
Mephentytoin	Mesantoin	2	A
Mephobarbital (Methylphenobarbital)	Mebaral	2	A

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Mepivacaine	Carbocaine	2	B
Meprobamate	Equanil, Miltown	2	A
Meralluride	Mercuhydrin	4	B
Merbaphen	Novasural	4	B
Mercaptomerin	Thiomerin	4	B
Mercumalilin	Cumertilin	4	B
Mersalyl	Salyrgan	4	B
Mesalamine	Asacol	5	C
Mesoridazine	Serentil	2	A
Mestanolone		3	B
Mesterolone		3	B
Metaclazepam	Talis	2	A
Metaproterenol	Alupent, Metaprel	3	B
Metaraminol	Aramine	1	A
Metaxalone	Skelaxin	4	B
Metazocine		2	A
Metenolone		3	B
Methacholine		3	A
Methadone	Dolophine	1	A
Methamphetamine	Desoxyn	1	A
Methandienone		3	B
Methandriol	Probolic	3	B
Methandrostenolone	Dianabol	3	A
Methantheline	Banthine	3	B
Methapyrilene	Histadyl, etc.	4	B
Methaqualone	Quaalude	1	A
Metharbital	Gemonil	2	A
Methasterone		3	A
Methazolamide	Naptazane	4	C
Methcathinone		1	A
Methdilazine	Tacaryl	4	B
Methixene	Trest	3	A
Methocarbamol	Robaxin	4	C
Methohexital	Brevital	2	A
Methotrexate	Folex, Nexate, etc.	4	B
Methotrimeprazine	Levoprome, Neurocil, etc.	2	A
Methoxamine	Vasoxyl	3	A
Methoxyphenamine	Orthoxide	3	A
Methscopolamine	Pamine	4	B
Methsuximide	Celontin	3	A
Methylatropine		3	B
Methylchlorthiazide	Enduron	4	B

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Methyldienolone		3	B
Methyldopa	Aldomet	3	A
Methylhexanamine	Geranamine	1	A
Methylergonovine	Methergine	4	C
Methylnortestosterone		3	B
Methylphenidate	Ritalin	1	A
Methylprednisolone	Medrol	4	C
Methyltestosterone	Metandren	3	A
Methyl-1-testosterone		3	A
Methypyrrolon	Noludar	2	A
Methysergide	Sansert	4	B
Metiamide		4	B
Metoclopramide	Reglan	4	C
Metocurine	Metubine	2	A
Metolazone		3	B
Metomidate	Hypnodil	2	A
Metopon (methyldihydromorphine)		1	A
Metoprolol	Lopressor	3	B
Mexazolam	Melex	2	A
Mexilitine	Mexilil	4	B
Mibefradil	Posicor	3	B
Mibolerone		3	B
Midazolam	Versed	2	A
Midodrine	Pro-Amiline	3	B
Milrinone		4	B
Minoxidil	Loniten	3	B
Mirtazepine	Remeron	2	A
Misoprostel	Cytotec	5	C
Mivacurium	Mivacron	2	A
Modafinil	Provigil	2	A
Moexipril (metabolite, moexiprilat)	Uniretic	3	B
Molindone	Moban	2	A
Mometasone	Elocon	4	C
Montelukast	Singulair	4	C
Moperone	Luvatren	2	A
Morphine		1	B
Mosaprimine		2	A
Muscarine		3	A
<i>myo</i> -Inositol Trispyrophosphate (ITPP)		1	A
Nabumetone	Anthraxan, Relafen, Reliflex	3	A
Nadol	Corgard	3	B

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Naepaine	Amylsine	4	C
Nalbuphine	Nubain	2	A
Nalorphine	Nalline, Lethidrone	2	A
Naloxone	Narcan	3	A
Naltrexone	Revia	3	A
Nandrolone	Nandrolin, Laurabolin, Durabolin	3	B
Naphazoline	Privine	4	B
Naproxen	Equiproxen, Naprosyn	4	C
Naratriptan	Amerge	3	B
Nebivolol		3	A
Nedocromil	Tilade	5	C
Nefazodone	Serzone	2	A
Nefopam		3	A
Neostigmine	Prostigmine	3	B
Nicardipine	Cardine	4	B
Nifedipine	Procardia	4	B
Niflumic acid	Nifluril	3	B
Nikethamide	Coramine	1	A
Nimesulide		3	B
Nimetazepam	Erimin	2	A
Nimodipine	Nemotop	4	B
Nitrazepam	Mogadon	2	A
Nitroglycerin		3	B
Nizatidine	Axid	5	C
19-Norandrostenediol		3	B
19-Norandrostenedione		3	B
Norbolethone		3	B
Norclostebol		3	B
Nordiazepam	Calmday, Nordaz, etc.	2	A
Norepinephrine		2	A
Norethandrolone		3	A
Nortestosterone		4	C
Nortriptyline	Aventyl, Pamelor	2	A
Nylidrine	Arlidin	3	A
Olanzapine	Zyprexa	2	A
Olmesartan	Benicar	3	A
Olsalazine	Dipentum	4	B
Omeprazole	Prilosec, Losec	5	D
Orphenadrine	Norlflex	4	B
Oxabolone		3	B
Oxandrolone	Anavar	3	B
Oxaprozin	Daypro, Deflam	4	C

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Oxazepam	Serax	2	A
Oxazolam	Serenal	2	A
Oxcarbazepine	Trileptal	3	A
Oxilofrine (hydroxyephedrine)		2	A
Oxprenolol	Trasicor	3	B
Oxycodone	Percodan	1	A
Oxymesterone		3	B
Oxymetazoline	Afrin	4	B
Oxymetholone	Adroyd, Anadrol	3	B
Oxymorphone	Numorphan	1	A
Oxyperitine	Forit, Integrin	2	A
Oxyphenbutazone	Tandearil	4	C
Oxyphenyclimine	Daricon	4	B
Oxyphenonium	Antrenyl	4	B
Paliperidone		2	A
Pancuronium	Pavulon	2	A
Pantoprazole	Protonix	5	D
Papaverine	Pavagen, etc.	3	A
Paraldehyde	Paral	2	A
Paramethadione	Paradione	3	A
Paramethasone	Haldrone	4	C
Pargyline	Eutonyl	3	A
Paroxetine	Paxil, Seroxat	2	A
Pemoline	Cylert	1	A
Penbutolol	Levitol	3	B
Penfluridol	Cyperon	2	A
Pentaerythritol tetranitrate	Duotrate	3	A
Pentazocine	Talwin	3	B
Pentobarbital	Nembutal	2	A
Pentoxyfylline	Trental, Vazofirin	4	C
Pentylentetrazol	Metrazol, Nioric	1	A
Perazine	Taxilan	2	A
Perfluorodecolin		2	A
Perfluorodecahydronophthalene		2	A
Perfluorooctylbromide		2	A
Perfluorotripropylamine		2	A
Perfluorocarbons		2	A
Pergolide	Permax	3	B
Periciazine	Alodept, etc.	2	A
Perindopril	Biprel	3	A
Perlazine	Hypnodin	2	A
Perphenazine	Trilafon	2	A
Phenacemide	Phenurone	4	B

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Phenaglycodol	Acalo, Alcamid, etc.	2	A
Phenazocine	Narphen	1	A
Phencyclidine (PCP)	Sernylan	1	A
Phendimetrazine	Bontril, etc.	1	A
Phenelzine	Nardelzine, Nardil	2	A
Phenindione	Hedulin	5	C
Phenmetrazine	Preludin	1	A
Phenobarbital	Luminal	2	A
Phenoxybenzamine	Dibenzyline	3	B
Phenprocoumon	Liquamar	5	C
Phensuximide	Milontin	4	B
Phentermine	Iomamin	2	A
Phentolamine	Regitine	3	B
Phenylbutazone	Butazolidin	4	C*
Phenylephrine	Isophrin, Neo-Synephrine	3	B
Phenylpropanolamine	Propadrine	3	B
Phenytoin	Dilantin	4	B
Physostigmine	Eserine	3	B
Picrotoxin		1	A
Piminodine	Alvodine, Cimadon	2	A
Pimozide	Orap	2	A
Pinazepam	Domar	2	A
Pindolol	Viskin	3	A
Pipamperone	Dipiperon	2	A
Pipecuronium	Arduan	2	A
Pipequaline		2	A
Piperacetazine	Psymod, Quide	2	A
Piperocaine	Metycaine	2	A
Pipotiazine	Lonseren, Piportil	2	A
Pipradrol	Dataril, Gerondyl, etc.	2	A
Piquindone		2	A
Pirbuterol	Maxair	3	A
Pirenzapine	Gastrozepin	5	C
Piretanide	Arelis, Tauliz	3	B
Piritramide		1	A
Piroxicam	Feldene	3	B
Polyethylene glycol		5	C
Polythiazide	Renese	4	B
Pramoxine	Tronothaine	4	C
Prazepam	Verstran, Centrax	2	A
Prazosin	Minipress	3	B
Prednisolone	Delta-Cortef, etc.	4	C
Prednisone	Meticorten, etc.	4	C

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Prilocaine	Citanest	2	C
Primidone	Mysoline	3	B
Probenecid		4	C
Procainamide	Pronestyl	4	B
Procaine		3	B
Procatamol	Pro Air	3	A
Prochlorperazine	Darbazine, Compazine	2	A
Procyclidine	Kemadrin	3	B
Promazine	Sparine	3	B
Promethazine	Phenergan	3	B
Propafenone	Rythmol	4	B
Propanidid		2	A
Propantheline	Pro-Banthine	3	A
Proparacaine	Ophthaine	4	C
Propentophylline	Karsivan	3	B
Propiomazine	Largon	2	A
Propionylpromazine	Tranvet	2	A
Propiram		2	A
Propofol	Diprivan, Disoprivan	2	A
Propoxycaine	Ravocaine	2	A
Propranolol	Inderal	3	B
Propylhexedrine	Benzedrex	4	B
Prostanazol		3	B
Prothipendyl	Dominal	2	A
Protokylol	Ventaire	3	A
Protriptyline	Concordin, Triptil	2	A
Proxibarbital	Axeen, Centralgol	2	A
Pseudoephedrine	Cenafed, Novafed	3	B
Pyridostigmine	Mestinon, Regonol	3	B
Pyrilamine	Neoanergan, Equihist	3	B
Pyrithyldione	Hybersulfan, Sonodor	2	A
Quazipam	Doral	2	A
Quetiapine	Seroquel	2	A
Quinbolone		3	B
Quinapril, Quinaprilat	Accupril	3	A
Quinidine	Quinidex, Quinocardine	4	B
Rabeprazole	Aciphex	5	D
Racemethorphan		2	A
Racemorphan		2	A
Raclopride		2	A
Ractopamine	Paylean	2	A
Ramipril, metabolite Ramiprilat	Altace	3	A
Ranitidine	Zantac	5	D

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Remifentanyl	Ultiva	1	A
Remoxipride	Roxiam	2	A
Reserpine	Serpasil	2	A
Rilmazafone		2	A
Risperidone		2	A
Ritanserlin		2	A
Ritodrine	Yutopar	3	B
Rivastigmine	Exelon	3	B
Rizatriptan	Maxalt	3	B
Rocuronium	Zemuron	2	A
Rofecoxib	Vioxx	2	A
Romifidine	Sedivet	2	B
Ropivacaine	Naropin	2	A
Salicylamide		4	C
Salicylate		4	C
Salmeterol		3	B
Scopolamine (Hyoscine)	Triptone	3	B
Secobarbital (Quinalbarbitone)	Seconal	2	A
Selegiline	Eldepryl, Jumex, etc.	2	A
Sertraline	Lustral, Zoloft	2	A
Sibutramine	Meridia	3	B
Sildenafil	Viagra	3	A
Snake Venoms		2	A
Somatropin	Nutropin	2	A
Somatrem	Protropin	2	A
Sotalol	Betapace, Sotacor	3	B
Spiclomazine		2	A
Spiperone		2	A
Spirapril, metabolite Spiraprilat	Renomax	3	A
Spironalactone	Aldactone	4	B
Stanozolol	Winstrol-V	3	B
Stenbolone		3	B
Strychnine		1	B
Succinylcholine	Sucostrin, Quelin, etc.	2	A
Sufentanyl	Sufenta	1	A
Sulfasalazine	Azulfidine, Azaline	4	C
Sulfondiethylmethane		2	A
Sulfonmethane		2	A
Sulforidazine	Inofal	2	A
Sulindac	Clinoril	3	A
Sulpiride	Aiglonyl, Sulpitil	2	A
Sultopride	Barnetil	2	A
Sumatriptan	Imitrex	3	B

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Synthetic cannabis	Spice, K2, Kronic	1	A
Tadalafil	Cialis	3	A
Talbutal	Lotusate	2	A
Tandospirone		2	A
Telmisartan	Micardis	3	B
Temazepam	Restoril	2	A
Tenoxicam	Alganex, etc.	3	B
Tepoxalin		3	B
Terazosin	Hytrin	3	A
Terbutaline	Brethine, Bricanyl	3	B
Terfenadine	Seldane, Triludan	4	B
Testolactone	Teslac	3	B
Testosterone		3	B
Tetrabenazine	Nitoman	2	A
Tetracaine	Pontocaine	2	A
Tetrahydrogestrinone		3	A
Tetrahydrozoline	Tyzine	4	B
Tetrazepam	Musaril, Myolastin	2	A
Thebaine		2	A
Theobromine		4	B
Theophylline	Aqualphyllin, etc.	3	B
Thialbarbital	Kemithal	2	A
Thiamylal	Surital	2	A
Thiethylperazine	Torecan	2	A
Thiopental	Pentothal	2	A
Thiopropazate	Dartal	2	A
Thiopropazine	Majeptil	2	A
Thioridazine	Mellaril	2	A
Thiosalicylate		4	C
Thiothixene	Navane	2	A
Thiphenamil	Trocinate	4	B
Tiapride	Italprid, Luxoben, etc.	2	A
Tiaprofenic acid	Surgam	3	B
Tiletamine	Component of Telazol	2	A
Timiperone	Tolopelon	2	A
Timolol	Blocardrin	3	B
Tocainide	Tonocard	4	B
Tofisopam	Grandaxain, Sierel	2	A
Tolazoline	Priscoline	3	B
Tolmetin	Tolectin	3	B
Topirimate	Topamax	2	A
Torsemide (Torasemide)	Demadex	3	A
Tramadol	Ultram	2	A

# Alphabetical Substance List (Cont)

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Trandolapril (and metabolite, trandolaprilat)	Tarka	3	B
Tranexamic acid		4	C
Tranycypromine	Parnate	2	A
Trazodone	Desyrel	2	A
Trenbolone	Finoplix	3	B
Tretoquinol	Inolin	2	A
Triamcinolone	Vetalog, etc.	4	C
Triamterene	Dyrenium	4	B
Triazolam	Halcion	2	A
Tribromethanol		2	A
Tricaine methanesulfonate	Finquel	2	A
Trichlormethiazide	Naqua, Naquasone	4	C
Trichloroethanol		2	A
Trichloroethylene	Trilene, Trimar	2	A
Triclofos	Triclos	2	A
Tridihexethyl	Pathilon	4	B
Trifluomeprazine	Nortran	2	A
Trifluoperazine	Stelazine	2	A
Trifluoperidol	Triperidol	2	A
Triflupromazine	Vetame, Vesprin	2	A
Trihexylphenidyl	Artane	3	A
Trimeprazine	Temaril	4	B
Trimethadione	Tridione	3	B
Trimethaphan	Arfonad	3	A
Trimipramine	Surmontil	2	A
Tripelennamine	PBZ	3	B
Tripolidine	Actidil	4	B
Tubocurarine (Curare)	Metubin	2	A
Tybamate	Benvil, Nospan, etc.	2	A
Urethane		2	A
Valdecoxib		2	A
Valerenic acid		3	A
Valnoctamide	Nirvanyl	2	A
Valsartan	Diovan	3	B
Vardenafil	Levitra	3	A
Vedaprofen		4	B
Venlafaxine	Efflexor	2	A
Veralipride	Accional, Veralipril	2	A
Verapamil	Calan, Isoptin	4	B
Vercuronium	Norcuron	2	A
Viloxazine	Catatrol, Vivalan, etc.	2	A
Vinbarbital	Delvinol	2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Vinylbital	Optanox, Speda	2	A
Warfarin	Coumadin, Coufarin	5	C
Xylazine	Rompun, Bay Va 1470	3	B
Xylometazoline	Otrivin	4	B
Yohimbine		2	A
Zafirlukast	Accolate	4	C
Zaleplon	Sonata	2	A
Zeranol	Ralgro	4	C
Ziconotide		1	A
Zileuton	Zyflo	4	C
Zilpaterol hydrochloride	Zilpaterol	2	A
Ziprasidone	Geoden	2	A
Zolazepam		2	A
Zolmitriptan	Zomig	3	B
Zolpidem	Ambien, Stilnox	2	A
Zomepirac	Zomax	2	A
Zonisamide	Zonegran	3	B
Zopiclone	Imovan	2	A
Zotepine	Lodopin	2	A
Zuclopenthixol	Ciatyl, Cesordinol	2	A
Δ-1-androstene-3, 17-diol		3	A
Δ-1-androstene-3, 17-dione		3	A
Δ-1-dihydrotestosterone		3	A

\*See Recommended Penalty Section of Document



## Listing by Classification

**Class 1:** Stimulant and depressant drugs that have the highest potential to affect performance and that have no generally accepted medical use in the racing horse. Many of these agents are Drug Enforcement Agency (DEA) Schedule II substances. These include the following drugs and their metabolites: Opiates, opium derivatives, synthetic opioids, psychoactive drugs, all DEA Schedule 1\* substances (see <http://www.usdoj.gov/dea/pubs/scheduling.html>), amphetamines and amphetamine-like drugs as well as related drugs, including but not limited to apomorphine, nikethamide, mazindol, pemoline, and pentylenetetrazol.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
3,4-methylenedioxypyrovalerone	MDPV, "Bath Salts"	1	A
Alfentanil	Alfenta	1	A
Aminorex	Aminoxafen, Aminoxaphen, Apiquel, McN-742, Menocil	1	A
Amphetamine		1	A
Anileridine	Leritine	1	A
Apomorphine		1	A
Benzylpiperazine (BZP)		1	A
Carfentanil		1	A
Cathinone	khat, kat, qat, quat, chat, catha, Abyssinian tea, African tea	1	A
α-Cobratoxin		1	A
Cocaine		1	B
Codeine		1	A
DEA Schedule 1 (all)*		1	A
Dermorphin		1	A
Dextromoramide	Palfium, Narcolo	1	A
Diamorphine		1	A
Donepezil	Aricept	1	A
Endorphins		1	A
Enkephalins		1	A
Ethylmorphine	Dionin	1	A
Etorphine HCl	M99	1	A
Fentanyl	Sublimaze	1	A
Heroin		1	A
Hydrocodone (dihydrocodienone)	Hydocane	1	A
Hydromorphone	Dilaudid	1	A
Hydroxyamphetamine	Paradrine	1	A
Levorphanol	Levo-Dremoran	1	A
Lofentanil		1	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Mazindol	Sanorex	1	A
Méperidine	Demerol	1	A
Mephentermine	Wyamine	1	A
Metaraminol	Aramine	1	A
Methadone	Dolophine	1	A
Methamphetamine	Desoxyn	1	A
Methaqualone	Quaalude	1	A
Methcathinone		1	A
Methylhexaneamine	Geranamine	1	A
Methylphenidate	Ritalin	1	A
Metopon (methyldihydromorphinone)		1	A
Morphine		1	B
Myo-inositol trisphosphosphate (ITPP)		1	A
Nikethamide	Coramine	1	A
Oxycodone	Percodan	1	A
Oxymorphone	Numorphan	1	A
Pemoline	Cylert	1	A
Pentylenetetrazol	Metrazol, Nioric	1	A
Phenazocine	Narphen	1	A
Phencyclidine (PCP)	Sernylan	1	A
Phendimetrazine	Bontril, etc.	1	A
Phenmetrazine	Preludin	1	A
Picrotoxin		1	A
Piritramide		1	A
Remifentanil	Ultiva	1	A
Strychnine		1	B
Sufentanil	Sufenta	1	A
Synthetic cannabis	Spice, K2, Kronic	1	A
Ziconotide		1	A

## Listing by Classification (Continued)

**Class 2:** Drugs that have a high potential to affect performance, but less of a potential than Class 1. These drugs are 1) not generally accepted as therapeutic agents in racing horses, or 2) they are therapeutic agents that have a high potential for abuse.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Acecarbromal		2	A
Acetophenazine	Tindal	2	A
Adinazolam		2	A
Alclofenac		2	A
Alcuronium	Alloferin	2	A
Alphaprodine	Nisentil	2	A
Alpidem	Anaxyl	2	A
Alprazolam	Xanax	2	A
Althesin	Saffan	2	A
Amisulpride	Solian	2	A
Amitriptyline	Elavil, Amitril, Endep	2	A
Amobarbital	Amytal	2	A
Amoxapine	Asendin	2	A
Amperozide		2	A
Anilopam	Anisine	2	A
Aprobarbital	Alurate	2	A
Articaine	Septocaine; Ultracaine, etc.	2	A
Atomoxetine	Strattera	2	A
Atracurium	Tracrium	2	A
Azacylonol	Frenque	2	A
Azaperone	Stresnil, Suicalm, Fentaz (with Fentanyl)	2	A
Barbital	Veronal	2	A
Barbiturates		2	A
Bemegride	Megimide, Mikedimide	2	A
Benoxaprofen		2	A
Benperidol	Anquil	2	A
Bentazepam	Tiadipona	2	A
Benzactizine	Deprol, Bronchodiletten	2	A
Benzocetamine		2	A
Benzodiazepines		2	A
Benzonatate	Tessalon, Tessalon Perles, Zonatuss	2	A
Benzphetamine	Didrex	2	A
Benztropine	Cogentin	2	A
Biriperone		2	A
Brimonidine		2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Bromazepam	Lexotan, Lectopam	2	A
Bromisovalum	Diffucord, etc.	2	A
Bromocriptine	Parlodol	2	A
Bromperidol	Bromidol	2	A
Brotizolam	Brotocol	2	A
Bupivacaine	Marcaine	2	A
Buprenorphine	Temgesic	2	A
Buspirone	Buspar	2	A
Bupropion	Wellbutrin	2	A
Butabarbital (Secbutobarbitone)	Butacaps, Butasol, etc.	2	A
Butalbital (Talbutal)	Fiorinal	2	A
Butanilicaine	Hostacain	2	A
Butaperazine	Repose	2	A
Butoctamide	Listomin	2	A
Caffeine		2	B
Camazepam	Paxor	2	A
Captodiame	Covatine	2	A
Carbidopa + levodopa	Sinemet	2	A
Carbromol	Mifudorm	2	A
Carisoprodol	Soma, Rela	2	B
Carphenazine	Proketazine	2	A
Carpipramine	Prazinil	2	A
Carticaine (see articaine)	Septocaine; Ultracaine, etc.	2	A
Chloralose (Alpha-Chloralose)		2	A
Chloral betaine	Beta-Chlor	2	A
Chloral hydrate	Nactec, Oridrate, etc.	2	A
Chloraldehyde (chloral)		2	A
Chlordiazepoxide	Librium	2	A
Chlormezanone	Trancopal	2	A
Chloroform		2	A
Chlorhexidol		2	A
Chloroprocaine	Nesacaine	2	A
Chlorprothazine	Newiplege	2	A
Chlorpromazine	Thorazine, Largactil	2	A
Chlorprothixene	Taractan	2	A
Citalopram	Celex	2	A
Clobazam	Urbanyl	2	A

## Listing by Classification (Continued)

**Class 2:** Drugs that have a high potential to affect performance, but less of a potential than Class 1. These drugs are 1) not generally accepted as therapeutic agents in racing horses, or 2) they are therapeutic agents that have a high potential for abuse.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Clocapramine		2	A
Clomethiazole (Chlormethiazole)		2	A
Clomipramine	Anafranil	2	A
Clonazepam	Klonopin	2	A
Clorazepate	Tranxene	2	A
Clothiapine	Entermin	2	A
Clotiazepam	Trecalmo, Rize	2	A
Cloxazolam	Enadel, Sepazon, Tolestan	2	A
Clozapine	Clozaril, Leponex	2	A
Conorphone		2	A
Corticaine	Ultracain	2	A
Crotetamide		2	A
Cyamemazine	Tercian	2	A
Cyclobarbitol	Phanodorm	2	A
Darbepoetin	Aranesp	2	A
Decamethonium	Syncurine	2	A
Demoxepam		2	A
Desipramine	Norpromine, Pertofrane	2	A
Dezocine	Dalgan®	2	A
Diazepam	Valium	2	B
Dichloralphenazone	Febenol, Isocom	2	A
Diethylpropion	Tepanil, etc.	2	A
Diethylthiambutene	Themalon	2	A
Dihydrocodeine	Parcodin	2	A
Dilorazepam	Briantum	2	A
Diprenorphine	M50/50	2	A
Dixyrazine	Esucos	2	A
Dopamine	Intropin	2	A
Doxacurium	Nuromax	2	A
Doxapram	Dopram	2	A
Doxefazepam	Doxans	2	A
Doxepin	Adapin, Sinequan	2	A
Dropaperidol	Inapsine, Droleptan, Innovar-Vet (with Fentanyl)	2	A
Duloxetine		2	A
Enciprazine		2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Ephedrine		2	A
Epibatidine		2	A
Epinephrine		2	A
Ergoloid Mesylates (dihydroergocornine Mesylate, dihydroergocristine mesylate and dihydroergocryptine mesylate)	Hydergine	2	A
Erythropoietin (EPO)	Epogen, Procrit, etc.	2	A
Estazolam	Domnamid, Eurodin, Nuctalon	2	A
Ethamivan		2	A
Ethanol		2	A
Ethchlorvynol	Placidyl	2	A
Ethinamate	Valmid	2	A
Ethopropazine	Parsidol	2	A
Ethylisobutrazine	Diquel	2	A
Etidocaine	Duranest	2	A
Etifoxin	Stresam	2	A
Etizolam	Depas, Pasaden	2	A
Etodroxizine	Indunox	2	A
Etomidate		2	A
Fenarbamate	Tymium	2	A
Fenclozic Acid	Cincopal	2	A
Fenfluramine	Pondimin	2	A
Fluanisone	Sedalande	2	A
Fludiazepam	Erispam	2	A
Flunitrazepam	Rohypnol, Narcozep, Darkene, Hypnodorm  Darkene, Hypnodorm Darkene, Hypnodorm Darkene	2	A
Fluopromazine	Psyquil, Siquil	2	A
Fluoresone	Caducid	2	A
Fluoxetine	Prozac	2	A
Flupenthixol	Depixol, Fluanxol	2	A

## Listing by Classification (Continued)

**Class 2:** Drugs that have a high potential to affect performance, but less of a potential than Class 1. These drugs are 1) not generally accepted as therapeutic agents in racing horses, or 2) they are therapeutic agents that have a high potential for abuse.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Fluphenazine	Prolixin, Permitil, Anatensol, etc.	2	A
Flurazepam	Dalmane	2	A
Fluspirilene	Imap, Redeptin	2	A
Flutoprazepam	Restas	2	A
Fluvoxamine	Dumirox, Faverin, etc.	2	A
Galantamine	Reminyl	2	A
Gallamine	Flaxedil	2	A
Gepirone		2	A
Glutethimide	Doriden	2	A
Halazepam	Paxipam	2	A
Haloperidol	Haldol	2	A
Haloxazolam	Somelin	2	A
Hemoglobin glutamers	Oxyglobin, Hemopure	2	A
Hexafluorenum	Myalexen	2	A
Hexobarbital	Evipal	2	A
Homophenazine	Pelvichthol	2	A
Hydroxyzine	Atarax	2	B
Ibomal	Noctal	2	A
Imipramine	Imavate, Presamine, Tofranil	2	A
Isapirone		2	A
Isocarboxazid	Marplan	2	A
Isomethadone		2	A
Isoproterenol	Isoprel	2	A
Isoxicam	Maxicam	2	A
Ketamine	Ketalar, Ketaset, Vetalar	2	B
Ketazolam	Anxon, Laftram, Solatran, Lofran	2	A
Lenperone	Elanone-V	2	A
Levamisole		2	B
Levomethorphan		2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Lidocaine	Xylocaine	2	B
Lithium	Lithizine, Duralith, etc.	2	A
Lobeline		2	A
Loflazepate, Ethyl	Victan	2	A
Loperamide	Imodium	2	A
Loprazolam	Dormonort, Havlane	2	A
Lorazepam	Ativan	2	A
Lormetazepam	Noctamid	2	A
Loxapine	Laxitane	2	A
Maprotiline	Ludiomil	2	A
Mebutamate	Axiten, Dormate, Capla	2	A
Meclofenoxate	Lucidiril, etc.	2	A
Medazepam	Nobrium, etc.	2	A
Melperone	Eunerpan	2	A
Memantine	Namenda	2	A
Meparfynol	Oblivon	2	A
Mepazine	Pacatal	2	A
Mephenoalone	Control, etc.	2	A
Mephentyoin	Mesantoin	2	A
Mephobarbital (Methylphenobarbital)	Mebaral	2	A
Mepivacaine	Carbocaine	2	B
Meprobamate	Equanil, Miltown	2	A
Mesoridazine	Serentil	2	A
Metaclozepam	Talis	2	A
Metazocine		2	A
Metharbital	Gemonil	2	A
Methohexital	Brevital	2	A
Methotrimeprazine	Levoprome, Neurocil, etc.	2	A
Methypylon	Noludar	2	A
Metocurine	Metubine	2	A
Metomidate	Hypnodil	2	A
Mexazolam	Melex	2	A
Midazolam	Versed	2	A
Mirtazepine	Remeron	2	A
Mivacurium	Mivacron	2	A
Modafinil	Provigil	2	A
Molindone	Moban	2	A

## Listing by Classification (Continued)

**Class 2:** Drugs that have a high potential to affect performance, but less of a potential than Class 1. These drugs are 1) not generally accepted as therapeutic agents in racing horses, or 2) they are therapeutic agents that have a high potential for abuse.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Moperone	Luvatren	2	A
Mosaprimine		2	A
Nalbuphine	Nubain	2	A
Nalorphine	Nalline, Lethidrone	2	A
Nefazodone	Serzone	2	A
Nimetazepam	Erimin	2	A
Nitrazepam	Mogadon	2	A
Nordiazepam	Calmday, Nordaz, etc.	2	A
Norepinephrine		2	A
Nortriptyline	Aventyl, Pamelor	2	A
Olanzapine	Zyprexa	2	A
Oxazepam	Serax	2	A
Oxazolam	Serenal	2	A
Oxilofrine (hydroxyephedrine)		2	A
Oxyperitine	Forit, Integrin	2	A
Paliperidone		2	A
Pancuronium	Pavulon	2	A
Paraldehyde	Paral	2	A
Paroxetine	Paxil, Seroxat	2	A
Penfluridol	Cyperon	2	A
Pentobarbital	Nembutal	2	A
Perazine	Taxilan	2	A
Perfluorodecolin		2	A
Perfluorodecahydronophthalene		2	A
Perfluorooctylbromide		2	A
Perfluorotripropylamine		2	A
Perfluorocarbons		2	A
Periciazine	Alodept, etc.	2	A
Perlazine	Hypnodin	2	A
Perphenazine	Trilafon	2	A
Phenaglycodol	Acalo, Alcamid, etc.	2	A
Phenelzine	Nardelzine, Nardil	2	A
Phenobarbital	Luminal	2	A
Phentermine	Iomamin	2	A
Piminodine	Alvodine, Cimadon	2	A
Pimozide	Orap	2	A
Pinazepam	Domar	2	A
Pipamperone	Dipiperon	2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Pipecuronium	Arduan	2	A
Pipecqualine		2	A
Piperacetazine	Psymod, Quide	2	A
Piperocaine	Metycaine	2	A
Piprotiazine	Lonseren, Piportil	2	A
Pipradrol	Dataril, Gerondyl, etc.	2	A
Piquindone		2	A
Prazepam	Verstran, Centrax	2	A
Prilocaine	Citanest	2	A
Prochlorperazine	Darbazine, Compazine	2	A
Propandid		2	A
Propiomazine	Largon	2	A
Propionylpromazine	Tranvet	2	A
Propiram		2	A
Propofol	Diprivan, Disoprivan	2	A
Propoxycaïne	Ravocaine	2	A
Prothipendyl	Dominal	2	A
Protriptyline	Concordin, Triptil	2	A
Proxibarbitol	Axeen, Centralgol	2	A
Pyrrithyldione	Hybersulfan, Sonodor	2	A
Quazipam	Doral	2	A
Quetiapine	Seroquel	2	A
Racemethorphan		2	A
Racemorphan		2	A
Raclopride		2	A
Ractopamine	Paylean	2	A
Remoxipride	Roxiam	2	A
Reserpine	Serpasil	2	A
Rilmazafone		2	A
Risperidone		2	A
Ritanserine		2	A
Rivastigmine	Exelon	2	A
Rocuronium	Zemuron	2	A
Rofecoxib	Vioxx	2	A
Romifidine	Sedivet	2	B
Ropivacaine	Naropin	2	A
Secobarbital (Quinalbarbitone)	Seconal	2	A
Selegiline	Eldepryl, Jumex	2	A

## Listing by Classification (Continued)

**Class 2:** Drugs that have a high potential to affect performance, but less of a potential than Class 1. These drugs are 1) not generally accepted as therapeutic agents in racing horses, or 2) they are therapeutic agents that have a high potential for abuse.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Sertraline	Lustral, Zoloft	2	A
Snake Venoms		2	A
Somatrem	Protopin	2	A
Somatropin	Nutropin	2	A
Spiclomazine		2	A
Spiperone		2	A
Succinylcholine	Sucostrin, Quelin, etc.	2	A
Sulfondiethylmethane		2	A
Sulfonmethane		2	A
Sulforidazine	Inofal	2	A
Sulpiride	Ajglonyl, Sulpitol	2	A
Sultopride	Barnetil	2	A
Talbutal	Lotusate	2	A
Tandospirone		2	A
Temazepam	Restoril	2	A
Tetrabenazine	Nitoman	2	A
Tetracaine	Pontocaine	2	A
Tetrazepam	Musaril, Myolastin	2	A
Thebaine		2	A
Thialbarbital	Kemithal	2	A
Thiamylal	Surital	2	A
Thiethylperazine	Torecan	2	A
Thiopental	Pentothal	2	A
Thiopropazate	Dartal	2	A
Thiopropazine	Majeptil	2	A
Thioridazine	Mellaril	2	A
Thiothixene	Navane	2	A
Tiapride	Italprid, Luxoben, etc.	2	A
Tiletamine	Component of Telazol	2	A
Timiperone	Tolopelon	2	A
Tofisopam	Grandaxain, Seriel	2	A
Topiramate	Topamax	2	A
Tramadol	Ultram	2	A
Tranlycypromine	Parnate	2	A
Trazodone	Desyrel	2	A
Tretoquinol	Inolin	2	A
Triazolam	Halcion	2	A
Tribromethanol		2	A

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Tricaine methanesulfonate	Finquel	2	A
Trichloroethanol		2	A
Trichloroethylene	Trilene, Trimar	2	A
Triclofos	Triclos	2	A
Trifluomeprazine	Nortran	2	A
Trifluoperazine	Stelazine	2	A
Trifluperidol	Triperidol	2	A
Triflupromazine	Vetame, Vesprin	2	A
Trimipramine	Surmontil	2	A
Tubocurarine (Curare)	Metubin	2	A
Tybamate	Benvil, Nospan, etc.	2	A
Urethane		2	A
Valdecoxib		2	A
Valnoctamide	Nirvanyl	2	A
Venlafaxine	Efflexor	2	A
Veralipride	Accional, Veralipril	2	A
Vercuronium	Norcuron	2	A
Viloxazine	Catatrol, Vivalan, etc.	2	A
Vinbarbital	Delvinol	2	A
Vinylbital	Optanox, Speda	2	A
Yohimbine		2	A
Zaleplon	Sonata	2	A
Zilpaterol hydrochloride	Zilpaterol	2	A
Ziprasidone	Geodon	2	A
Zolazepam		2	A
Zolpidem	Ambien, Stilnox	2	A
Zomepirac	Zomax	2	A
Zopiclone	Imovan	2	A
Zotepine	Lodopin	2	A
Zucloperthixol	Ciatyl, Cesordinol	2	A

## Listing by Classification (Continued)

**Class 3:** Drugs that may or may not have generally accepted medical use in the racing horse, but the pharmacology of which suggests less potential to affect performance than drugs in Class 2.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Acebutolol	Sectral	3	B
Acepromazine	Atrovet, Notensil, PromAce®	3	B
Albuterol (Salbutamol)	Proventil, Ventolin	3	B
Almotriptan	Axert	3	A
Alprenolol		3	A
Ambenonium	Mytelase, Myeuran	3	B
Aminophylline	Aminophyllin, etc.	3	B
Amitraz	Mitaban	3	A
Amlodipine	Norvasc	3	A
Amyl nitrite		3	A
Arecoline		3	A
Arformoterol		3	A
Atenolol	Tenormin	3	B
Atropine		3	B
Benazeprilat, Benazepril and MC-Tab	Lotensin	3	A
Betaxolol	Kerlone	3	B
Bethanidine	Esbatal	3	A
Biperiden	Akineton	3	A
Bisoprolol	Zebeta, Bisobloc, etc.	3	B
Bitolterol	Effectin	3	A
Bolasterone		3	A
Boldenone	Equipoise	3	B
Boldione		3	A
Bretylum	Bretylol	3	B
Brimonidine	Alphagan	3	B
Bromfenac	Duract	3	A
Bromodiphenhydramine		3	B
Bufexamac		3	A
Bumetanide	Bumex	3	B
Butorphanol	Stadol, Torbugesic	3	B
N-Butylscopolamine		3	B
Calusterone		3	B
Candesartan	Atacand	3	B
Captopril	Capolen	3	B
Carazolol	Carbacel, Conducton	3	A
Carbachol	Lentin, Doryl	3	B

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Carbamezapine	Tegretol	3	B
Carbinoxamine	Clistin	3	B
Carteolol	Cartrol	3	B
Carvedilol	Coreg	3	B
Celecoxib	Celebrex	3	B
Cimeterol		3	A
Clemastine	Tavist	3	B
Clenbuterol	Ventipulmin	3	B
Clidinium	Quarezan, Clindex, etc.	3	B
Clonidine	Catapres	3	B
Clostebol		3	B
Cyclandelate	Cyclospasmol	3	A
Cycrimine	Pagitane	3	B
Danazol	Danocrine	3	B
Dehydrochloromethyltestosterone		3	B
Deracoxib	Deremaxx	3	B
Desoxymethyltestosterone		3	B
Detomidine	Dormosedan	3	B
Dextropropoxyphene	Darvon	3	B
Diazoxide	Proglycem	3	B
Diflunisal		3	B
Dimeflin		3	A
Diphenhydramine	Benadryl	3	B
Dipyridamole	Persantine	3	B
Divalproex	Depakote	3	A
Dobutamine	Dobutrex	3	B
Doxazosin		3	A
Doxylamine	Decapryn	3	B
Dromostanolone	Drolban	3	B
Dyphylline		3	B
Edrophonium	Tensilon	3	B
Eletripan	Relpax	3	A
Enalapril (metabolite enalaprilat)	Vasotec	3	B
Ergoloid mesylates		3	B
Erthrityl tetranitrate	Cardilate	3	A
Esmolol	Brevibloc	3	B
Etamiphylline		3	B

## Listing by Classification (Continued)

**Class 3:** Drugs that may or may not have generally accepted medical use in the racing horse, but the pharmacology of which suggests less potential to affect performance than drugs in Class 2.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Ethacrynic acid	Edecrin	3	B
Ethosuximide	Zarontin	3	A
Ethylestrenol	Maxibolin, Organon	3	B
Ethylnorepinephrine	Bronkephrine	3	A
Etodolac	Lodine	3	B
Felbamate	Felbatol	3	A
Fenbufen	Cincopal	3	B
Fenoldopam	Corlopam	3	B
Fenoprofen	Nalfon	3	B
Fenoterol	Berotec	3	B
Fenspiride	Respiride, Respan, etc	3	B
Fentiazac		3	B
Flurbiprofen	Froben	3	B
Flufenamic Acid		3	B
Fluoxymesterone	Halotestin	3	B
Flupirtine	Katadolone	3	A
Formebolone		3	B
Formoterol	Altram	3	B
Fosinopril	Monopril	3	A
Fosphenytoin	Cerebyx	3	B
Furazabol		3	B
Gabapentin	Neurontin	3	B
Gestrinone		3	A
Glycopyrrolate	Robinul	3	B
Guanadrel	Hylorel	3	A
Guanethidine	Ismelin	3	A
Guanabenz	Wytensin	3	B
Heptaminol	Corofundol	3	B
Homatropine	Homapin	3	B
Hydralazine	Apresoline	3	B
4-Hydroxytestosterone		3	B
Ibutilide	Corvert	3	B
Iloprost	Ventavis	3	A
Indomethacin	Indocin	3	B
Ipratropium		3	B
Irbesarten	Avapro	3	A
Isoetharine	Bronkosol	3	B
Isosorbide dinitrate	Isordil	3	B
Kebuzone		3	B

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Ketorolac	Toradol	3	A
Labetalol	Normodyne	3	B
Lamotrigine	Lamictal	3	A
Levobunolol	Betagan	3	B
Lisinopril	Prinivil, Zestril	3	A
Losartan	Hyzaar	3	B
Mabuterol		3	A
Mecamylamine	Inversine	3	B
Medetomidine	Domitor	3	B
Mefenamic Acid	Ponstel	3	B
Mepenzolate	Cantil	3	A
Mestanolone		3	B
Mesterolone		3	B
Metaproterenol	Alupent, Metaprel	3	B
Metenolone		3	B
Methacholine		3	A
Methandienone		3	B
Methandriol	Proboloc	3	B
Methandrostenolone	Dianabol	3	A
Methantheline	Banthine	3	B
Methasterone		3	A
Methixene	Trest	3	A
Methoxamine	Vasoxyl	3	A
Methoxyphenamine	Orthoxide	3	A
Methsuximide	Celontin	3	A
Methylatropine		3	B
Methyldienolone		3	B
Methyldopa	Aldomet	3	A
Methylnortestosterone		3	B
Methyltestosterone	Metandren	3	A
Methyl-1-testosterone		3	A
Metolazone		3	B
Metoprolol	Lopressor	3	B
Mibefradil	Posicor	3	B
Mibolerone		3	B
Midodrine	Pro-Amiline	3	B
Minoxidil	Loniten	3	B
Moexipril (metabolite, moexiprilat)	Uniretic	3	B
Muscarine		3	A



## Listing by Classification (Continued)

**Class 3:** Drugs that may or may not have generally accepted medical use in the racing horse, but the pharmacology of which suggests less potential to affect performance than drugs in Class 2.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Nabumetone	Anthraxan, Relafen, Reliflex	3	A
Nadolol	Corgard	3	B
Naloxone	Narcan	3	A
Naltrexone	Revia	3	A
Nandrolone	Nandrolin, Laurabolin, Durabolin	3	B
Naratriptan	Amerge	3	B
Nebivolol		3	A
Nefopam		3	A
Neostigmine	Prostigmine	3	B
Niflumic Acid	Nifluril	3	B
Nimesulide		3	B
Nitroglycerin		3	B
19-Norandrostenediol		3	B
19-Norandrostenedione		3	B
Norbolethone		3	B
Norclostebol		3	B
Norethandrolone		3	A
Nylidrine	Arlidin	3	A
Olmesartan	Benicar	3	A
Oxabolone		3	B
Oxandrolone	Anavar	3	B
Oxcarbazepine	Trileptal	3	A
Oxprenolol	Trasicor	3	B
Oxymesterone		3	B
Oxymetholone	Adroyd, Anadrol	3	B
Papaverine	Pavagen, etc.	3	A
Paramethadione	Paradione	3	A
Pargyline	Eutonyl	3	A
Penbutolol	Levatol	3	B
Pentaerythritol tetranitrate	Duotrate	3	A
Pentazocine	Talwin	3	B
Pergolide	Permax	3	B
Perindopril	Biprel	3	A
Phenoxybenzamine	Dibenzyline	3	B
Phentolamine	Regitine	3	B
Phenylephrine	Isophrin, Neo-Synephrine	3	B
Phenylpropanolamine	Propadrine	3	B

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Physostigmine	Eserine	3	B
Pindolol	Viskin	3	A
Pirbuterol	Maxair	3	A
Piretanide	Arelix, Tauliz	3	B
Piroxicam	Feldene	3	B
Prazosin	Minipress	3	B
Primidone	Mysoline	3	B
Procaine		3	B
Procaterol	Pro Air	3	A
Procyclidine	Kemadrin	3	B
Promazine	Sparine	3	B
Promethazine	Phenergan	3	B
Propantheline	Pro-Banthine	3	A
Propentophylline	Karsivan	3	B
Propranolol	Inderal	3	B
Prostanazol		3	B
Protokylol	Ventaire	3	A
Pseudoephedrine	Cenafed, Novafed	3	B
Pyridostigmine	Mestinon, Regonol	3	B
Pyrilamine	Neoantergan, Equihist	3	B
Quinapril, Quinaprilat	Accupril	3	A
Quinbolone		3	B
Ramipril, metabolite Ramiprilat	Altace	3	A
Ritodrine	Yutopar	3	B
Rizatriptan	Maxalt	3	B
Salmeterol		3	B
Scopolamine (Hyoscine)	Triptone	3	B
Sibutramine	Meridia	3	B
Sildenafil	Viagra	3	A
Sotalol	Betapace, Sotacor	3	B
Spirapril, metabolite Spiraprilat	Renomax	3	A
Stanozolol	Winstrol-V	3	B
Stenbolone		3	B
Sulindac	Clinoril	3	A
Sumatriptan	Imitrex	3	B
Tadalafil	Cialis	3	A
Telmisartan	Micardis	3	B
Tenoxicam	Alganex, etc.	3	B
Tepoxalin		3	B

## Listing by Classification (Continued)

**Class 3:** Drugs that may or may not have generally accepted medical use in the racing horse, but the pharmacology of which suggests less potential to affect performance than drugs in Class 2.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Terazosin	Hytrin	3	A
Terbutaline	Brethine, Bricanyl	3	B
Testolactone	Teslac	3	B
Testosterone		3	B
Tetrahydrogestrinone		3	A
Theophylline	Aqualphyllin, etc.	3	B
Tiaprofenic Acid	Surgam	3	B
Timolol	Blocardrin	3	B
Tolazoline	Priscoline	3	B
Tolmetin	Tolectin	3	B
Torseamide (Torasemide)	Demadex	3	A
Trandolapril (and metabolite, Trandolaprilat)	Tarka	3	B
Trenbolone	Finoplix	3	B
Trihexylphenidyl	Artane	3	A
Trimethadione	Tridione	3	B
Trimethaphan	Arfonad	3	A
Tripelennamine	PBZ	3	B
Valerenic acid		3	A
Valsartan	Diovan	3	B
Vardenafil	Levitra	3	A
Xylazine	Rompun, Bay Va 1470	3	B
Zolmitriptan	Zomig	3	B
Zonisamide	Zonegran	3	B
$\Delta$ -1-androstene-3, 17-diol		3	A
$\Delta$ -1-androstene-3, 17-dione		3	A
$\Delta$ -1-dihydrotestosterone		3	A

## Listing by Classification (Continued)

**Class 4:** This class includes therapeutic medications that would be expected to have less potential to affect performance than those in Class 3.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Acetaminophen (Paracetamol)	Tylenol, Tempra, etc.	4	C
Acetanilid		4	B
Acetazolamide	Diamox, Vetamox	4	B
Acetophenetidin (Phenacetin)		4	B
Acetylsalicylic acid (Aspirin)		4	C
Alclomethasone	Aclovate	4	C
Adrenochrome monosemicarbazone salicylate		4	B
Aldosterone	Aldocortin, Electro cortin	4	B
Ambroxol	Ambril, etc.	4	C
Amcinonide	Cyclocort	4	C
Amiloride	Moduretic; Midamor	4	B
Aminocaproic acid	Amicar, Caprocid	4	C
Amiodarone		4	B
2-Aminoheptane	Tuamine	4	B
Aminopyrine		4	B
Amisometradine	Rolictron	4	B
Amlopidine	Norvasc, Ammivin	4	B
Amrinone		4	B
Anisotropine	Valpin	4	B
Antipyrine		4	B
Apazone (Azapropazone)	Rheumox	4	B
Aprindine		4	B
Baclofen	Lioresal	4	B
Beclomethasone	Propaderm	4	C
Benazepril	Lotrel	4	B
Bendroflumethiazide	Naturetin	4	B
Benoxinate	Dorsacaine	4	C
Benzocaine		4	B
Benzthiazide		4	B
Bepidil	Bepadin	4	B
Betamethasone	Betasone, etc.	4	C
Bethanechol	Urecholine, Duvoid	4	C
Bromhexine	Oletor, etc.	4	B
Brompheniramine	Dimetane, Disomer	4	B
Budesonide	Pulmacort, Rhinocort	4	B
Butacaine	Butyn	4	C
Butamben (butyl aminobenzoate)	Butesin	4	C
Butoxycaine	Stadacain	4	B
Camphor		4	C
Carbazochrome		4	C

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Carprofen	Rimadyl	4	B
Cetirizine	Zyrtec	4	B
Chlormerodrin	Neohydrin	4	B
Chlorphenesin	Maolate	4	C
Chloroquine	Avloclor	4	C
Chlorothiazide	Diuril	4	B
Chlorpheniramine	Chlortriemton, etc.	4	B
Chlorthalidone	Hydroton	4	B
Chlorzoxazone	Paraflex	4	B
Ciclesonide		4	B
Cinchocaine	Nupercaine	4	C
Clanobutin		4	B
Clibucaine	Batrax	4	C
Clobetasol	Temovate	4	C
Clocortolone	Cloderm	4	C
Clofenamide		4	B
Clormecaine	Placacid	4	C
Colchicine		4	B
Cortisone	Cortone, etc.	4	C
Cyclizine	Merazine	4	B
Cyclobenzaprine	Flexeril	4	B
Cyclomethylcaine	Surfacaine	4	C
Cyclothiazide	Anhydron, Renazide	4	B
Cyproheptadine	Periactin	4	C
Dantrolene	Dantrium	4	C
Dembroxol (Dembrexine)	Sputolysin	4	C
Deoxycorticosterone	Percortin, DOCA, Descotone, Dorcostrin	4	C
Desonite	Des Owen	4	C
Desoximetasone	Topicort	4	C
Dexamethasone	Azium, etc.	4	C
Dextromethorphan		4	B
Dibucaine	Nupercainal, Cinchocaine	4	C
Dichlorphenamide	Daramide	4	C
Diclofenac	Voltaren, Voltarol	4	C
Diflorasone	Florone, Maxiflor	4	C
Diflucortolone	Flu-Cortinest, etc.	4	C
Digitoxin	Crystodigin	4	B
Digoxin	Lanoxin	4	B
Dihydroergotamine		4	B
Diltiazem	Cardizem	4	B

## Listing by Classification (Continued)

**Class 4:** This class includes therapeutic medications that would be expected to have less potential to affect performance than those in Class 3.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Dimethisoquin	Quotane	4	B
Dimethylsulfoxide (DMSO)	Domoso	4	C
Diphenoxylate	Difenoxin, Lomotil	4	B
Dipyron	Novin, Methampyrone	4	C
Disopyramide	Norpace	4	B
Dyclonine	Dyclone	4	C
Eltenac		4	C
Ergonovine	Ergotrate	4	C
Ergotamine	Gynergen, Cafergot, etc.	4	B
Etanercept	Enbrel	4	B
Ethoheptazine	Zactane	4	B
Ethotoin	Peganone	4	B
Ethoxzolamide	Cardrase, Ethamide	4	C
Ethylaminobenzoate (Benzocaine)	Semets, etc.	4	C
Felodipine	Plendil	4	B
Fexofenadine	Allegra	4	C
Firocoxib		4	C
Flecainide	Idalon	4	B
Floctafenine	Idalon, Idarac	4	B
Flucinolone	Synalar, etc.	4	C
Fludrocortisone	Alforone, etc.	4	C
Flumethasone	Flucort, etc.	4	C
Flumethiazide	Ademol	4	B
Flunarizine	Sibelium	4	B
Flunisolide	Bronilide, etc.	4	C
Flunixin	Banamine	4	C*
Fluocinolone	Synalar	4	C
Fluocinonide	Licon, Lidex	4	C
Fluorometholone	FML	4	B
Fluoroprednisolone	Predef-2X	4	C
Fluprednisolone	Alphadrol	4	C
Flurandrenolide	Cordran	4	C
Fluticasone	Flixonase, Flutide	4	C
Guaifenesin (glycerol guaiacolate)	Gecolate	4	C
Halcinonide	Halog	4	C
Halobetasol	Ultravate	4	C
Hexocyclium	Tral	4	B
Hexylcaine	Cyclaine	4	C
Hydrochlorthiazide	Hydrodiuril	4	B
Hydrocortisone (Cortisol)	Cortef, etc.	4	C
Hydroflumethiazide	Saluron	4	B

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Ibuprofen	Motrin, Advil, Nurpin, etc.	4	C
Infliximab	Remicade	4	B
Isoflupredone	Predef	4	C
Isometheptene	Octin, Octon	4	B
Isopropamide	Darbid	4	B
Isoxsuprine	Vasodilan	4	C
Isradipine	DynaCirc	4	B
Ketoprofen	Orudis	4	C*
Letosteine	Viscotiol, Visiotal	4	C
Loratidine	Claritin	4	B
Meclizine	Antivert, Bonine	4	B
Meclofenamic acid	Arquel	4	C
Medrysone	Medriusar, etc.	4	C
Meloxicam	Mobic	4	B
Mephenesin	Tolserol	4	B
Meralluride	Mercurydrin	4	B
Merbaphen	Novasural	4	B
Mercaptomerin	Thiomerin	4	B
Mercumalilin	Cumertilin	4	B
Mersalyl	Salyrgan	4	B
Metaxalone	Skelaxin	4	B
Methapyrilene	Histadyl, etc.	4	B
Methazolamide	Naptazane	4	C
Methdilazine	Tacaryl	4	B
Methocarbamol	Robaxin	4	C
Methotrexate	Folex, Nexate, etc.	4	B
Methscopolamine	Pamine	4	B
Methylchlorthiazide	Enduron	4	B
Methylergonovine	Methergine	4	C
Methylprednisolone	Medrol	4	C
Methysergide	Sansert	4	B
Metiamide		4	B
Metoclopramide	Reglan	4	C
Mexilitine	Mexilil	4	B
Milrinone		4	B
Mometasone	Elocon	4	C
Montelukast	Singulair	4	C
Naepaine	Amylsine	4	C
Naphazoline	Privine	4	B
Naproxen	Equiproxen, Naprosyn	4	C

## Listing by Classification (Continued)

**Class 4:** This class includes therapeutic medications that would be expected to have less potential to affect performance than those in Class 3.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Nicardipine	Cardine	4	B
Nifedipine	Procardia	4	B
Nimodipine	Nemotop	4	B
Nortestosterone		4	C
Olsalazine	Dipentum	4	B
Orphenadrine	Norlfex	4	B
Oxaprozin	Daypro, Deflam	4	C
Oxymetazoline	Afrin	4	B
Oxyphenbutazone	Tandearil	4	C
Oxyphenyclimine	Daricon	4	B
Oxyphenonium	Antrenyl	4	B
Paramethasone	Haldrone	4	C
Pentoxifylline	Trental, Vazofirin	4	C
Phenacetamide	Phenurone	4	B
Phensuximide	Milontin	4	B
Phenylbutazone		4	C*
Phenytoin	Dilantin	4	B
Polythiazide	Renese	4	B
Pramoxine	Tronothaine	4	C
Prednisolone	Delta-Cortef, etc.	4	C
Prednisone	Meticorten, etc.	4	C
Probenecid		4	C
Procainamide	Pronestyl	4	B
Propafenone	Rythmol	4	B
Proparacaine	Ophthaine	4	C
Propylhexedrine	Benzedrex	4	B
Quinidine	Quinidex, Quinicardine	4	B
Salicylamide		4	C
Salicylate		4	C
Spironalactone	Aldactone	4	B
Sulfasalazine	Azulfidine, Azaline	4	C
Terfenadine	Seldane, Triludan	4	B
Tetrahydrozoline	Tyzine	4	B
Theobromine		4	B
Thiosalicylate		4	C
Thiphenamil	Trocinate	4	B
Tocainide	Tonocard	4	B
Tranexamic acid		4	C
Triamcinolone	Vetalog, etc.	4	C
Triamterene	Dyrenium	4	B
Trichlormethiazide	Naqua, Naquasone	4	C

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Tridihexethyl	Pathilon	4	B
Trimeprazine	Temaril	4	B
Tripolidine	Actidil	4	B
Tuaminoheptane	Tuamine	4	C
Vedaprofen		4	B
Verapamil	Calan, Isoptin	4	B
Xylometazoline	Otrivin	4	C
Zafirlukast	Accolate	4	C
Zeranol	Ralgro	4	C
Zileuton	Zyflo	4	C

\*See Recommended Penalty Section of Document

## Listing by Classification (Continued)

**Class 5:** This class includes those therapeutic medications for which concentration limits have been established by the racing jurisdictions as well as certain miscellaneous agents and other medications as determined by the regulatory bodies.

Drug/Substance	Trade Name(s)	Drug Class	Penalty Class
Acenocoumarol		5	C
Anisindione		5	C
Cilostazol	Pletal	5	C
Cimetidine	Tagamet	5	D
Cromolyn	Intel	5	C
Dicumarol	Dicumarol	5	C
Dimethylsulphone (MSM)		5	C
Diphenadione		5	C
Esomeprazole	Nexium	5	D
Famotidine	Gaster, etc.	5	D
Lansoprazole		5	D
Mesalamine	Asacol	5	C
Misoprostel	Cytotec	5	C
Nedocromil	Tilade	5	C
Nizatidine	Axid	5	C
Omeprazole	Prilosec, Losec	5	D
Pantoprazole	Protonix	5	D
Phenindione	Hedulin	5	C
Phenprocoumon	Liquamar	5	C
Pirenzapine	Gastrozepin	5	C
Polyethylene glycol		5	C
Rabeprazole	Aciphex	5	C
Ranitidine	Zantac	5	D
Warfarin	Coumadin, Coufarin	5	C

## Non-Classified Substances

**Substances** that are considered to have no effect on the physiology of a racing animal except to improve nutrition or treat or prevent infections or parasite infestations, are not classified. These Substances normally include antimicrobials, antiparasitic drugs, and nutrients such as vitamins. Examples of such substances include the following:

Sulfonamides and trimethoprim

Bufotenine

1. Note: Bufotenine is not commercially available in any form.

Antibiotics: Penicillins  
Cephalosporins  
Chloramphenicol  
Aminoglycosides  
Tetracyclines  
Nitrofurans  
Metronidazole

2. Note: Bufotenine is a metabolite of 5-methoxy-N,N-dimethyltryptamine, found in reed canary grass (and potentially other food source plants). It may be found in the urine of horses eating this grass (and potentially other plant foods), and has been reported as a positive finding. Findings of bufotenine in equine urine should not be considered for regulatory action.

Anthelmintics: Avermectins  
Benzimidazoles  
Piperazines  
Pyrantel

Antifungals

Vitamins A,D,E,K,B vitamins  
Vitamin C

## Recommended Penalty and Model Rule

The following are recommended penalties for violations due to the presence of a drug carrying a Category “A” penalty and for violations of ARCI-011-015 and ARCI-025-015: Prohibited Practices:

<b>LICENSED TRAINER:</b>		
<b>1<sup>st</sup> Offense</b>	<b>2<sup>nd</sup> LIFETIME offense in any jurisdiction</b>	<b>3<sup>rd</sup> LIFETIME offense in any jurisdiction</b>
<ul style="list-style-type: none"> <li>Minimum one-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a three-year suspension</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>Minimum fine of \$10,000 or 10% of total purse (greater of the two) absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$25,000 or 25% of purse (greater of the two).</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>May be referred to the Commission for any further action deemed necessary by the Commission.</li> </ul>	<ul style="list-style-type: none"> <li>Minimum three-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of license revocation with no reapplication for a three-year period.</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>Minimum fine of \$25,000 or 25% of total purse (greater of the two) absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$50,000 or 50% purse (greater of the two).</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>May be referred to the Commission for any further action deemed necessary by the Commission.</li> </ul>	<ul style="list-style-type: none"> <li>Minimum five-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of license revocation with no reapplication for a five-year period.</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>Minimum fine of \$50,000 or 50% of total purse (greater of the two) absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$100,000 or 100% purse (greater of the two).</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>May be referred to the Commission for any further action deemed necessary by the Commission.</li> </ul>
<b>LICENSED OWNER:</b>		
<b>1<sup>st</sup> Offense</b>	<b>2<sup>nd</sup> LIFETIME offense in owner’s stable any jurisdiction</b>	<b>3<sup>rd</sup> LIFETIME offense in owner’s stable in any jurisdiction</b>
<ul style="list-style-type: none"> <li>Disqualification and loss of purse</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>Horse shall be placed on the Veterinarian’s List for 90 days and must pass a commission-approved examination before becoming eligible to be entered.</li> </ul>	<ul style="list-style-type: none"> <li>Disqualification and loss of purse</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>Horse shall be placed on the Veterinarian’s List for 120 days and must pass a commission-approved examination before becoming eligible to be entered.</li> </ul>	<ul style="list-style-type: none"> <li>Disqualification, loss of purse and \$50,000 fine</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>Horse shall be placed on the Veterinarian’s List for 180 days and must pass a commission-approved examination before becoming eligible to be entered.</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>Referral to the Commission with a recommendation of a suspension for a minimum of 90 days.</li> </ul>



## Recommended Penalty and Model Rule (Continued)

The following are recommended penalties for violations due to the presence of a drug carrying Category “B” penalty, for the presence of more than one NSAID in a plasma/serum sample, subject to the provisions set forth in ARCI-011-020(E) and ARCI-025-020(E) and for violations of the established levels for total carbon dioxide:

<b>LICENSED TRAINER:</b>		
<b>1<sup>st</sup> Offense</b>	<b>2<sup>nd</sup> offense (365-day period) in any jurisdiction</b>	<b>3<sup>rd</sup> offense (365-day period) in any jurisdiction</b>
<ul style="list-style-type: none"> <li>• Minimum 15-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a 60-day suspension</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>• Minimum fine of \$500 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum fine of \$1,000.</li> </ul>	<ul style="list-style-type: none"> <li>• Minimum 30-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a 180-day suspension</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>• Minimum fine of \$1,000 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum fine of \$2,500.</li> </ul>	<ul style="list-style-type: none"> <li>• Minimum 60-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a one-year suspension.</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>• Minimum fine of \$2,500 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of \$5,000 or 5% purse (greater of the two).</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>• May be referred to the Commission for any further action deemed necessary by the Commission.</li> </ul>
<b>LICENSED OWNER:</b>		
<b>1<sup>st</sup> Offense</b>	<b>2<sup>nd</sup> offense (365-day period) in owner’s stable any jurisdiction</b>	<b>3<sup>rd</sup> offense (365-day period) in owner’s stable in any jurisdiction</b>
<ul style="list-style-type: none"> <li>• Disqualification and loss of purse [in the absence of mitigating circumstances]*</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>• Horse must pass a commission-approved examination before becoming eligible to be entered.</li> </ul>	<ul style="list-style-type: none"> <li>• Disqualification and loss of purse [in the absence of mitigating circumstances]*</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>• Horse must pass a commission-approved examination before becoming eligible to be entered.</li> </ul>	<ul style="list-style-type: none"> <li>• Disqualification, loss of purse, and in the absence of mitigating circumstances a \$5,000 fine.*</li> </ul> <p style="text-align: center;"><b>AND</b></p> <ul style="list-style-type: none"> <li>• Horse shall be placed on the Veterinarian’s List for 45 days and must pass a commission-approved examination before becoming eligible to be entered.</li> </ul>

\*The RMTC recommendation called for loss of purse to happen in absence of mitigating circumstances. The Joint Model Rules Committee has made loss of purse mandatory in their proposal.

## 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.)*

<b>LICENSED TRAINER</b>	<b>Phenylbutazone (&gt;2.0-5.0 mcg/ml)* Flunixin (&gt;20 - 100 ng/ml) Ketoprofen (&gt;2- 50 ng/ml) Furosemide (&gt;100 ng/ml) and/or no furosemide when identified as administered</b>	<b>Phenylbutazone (&gt;5.0 mcg/ml) Flunixin (&gt;100 ng/ml) Ketoprofen (&gt;50 ng/ml) and CLASS C Violations</b>
1 <sup>st</sup> 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 <sup>nd</sup> 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 <sup>rd</sup> 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
<b>LICENSED OWNER</b>	<b>Phenylbutazone (&gt;2.0-5.0 mcg/ml)* Flunixin (&gt;20 - 100 ng/ml) Ketoprofen (&gt;2- 50 ng/ml) Furosemide (&gt;100 ng/ml) and/or no furosemide when identified as administered</b>	<b>Phenylbutazone (&gt;5.0 mcg/ml) Flunixin (&gt;100 ng/ml) Ketoprofen (&gt;50 ng/ml) and CLASS C Violations</b>
1 <sup>st</sup> 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 <sup>nd</sup> 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 <sup>rd</sup> 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.

## 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. Multiple violations may result in fines and/or suspension.

## Recent Document Revisions

Version	Date	Drug/Substance	Notes	Approx. Page(s)
8.00	December 2014	Firocoxib	Changed Penalty Class from "B" to "C" to conform to the ARCI Controlled Therapeutic Medication Schedule	5, 23
8.00	December 2014	Acenocoumarol	Had been previously omitted from Listing by Classification Section, Added to section	25
8.00	December 2014	Deracoxib	Corrected Spelling in Alphabetical Listing by Substance Section	3
8.00	December 2014	Norclostebol	Corrected Spelling in Alphabetical Listing by Substance Section	8
8.00	December 2014	Rizatriptan	Corrected Spelling in Alphabetical Listing by Substance Section	10
8.00	December 2014	Dehydrochloromethyltestosterone	Corrected Spelling in Alphabetical Listing by Substance Section	3
8.00	December 2014	Amiodarone	Corrected Spelling in Listing by Classification Section	22
8.00	December 2014	2-Aminoheptane	Corrected Spelling in Listing by Classification Section	22
8.00	December 2014	Bupropion	Corrected Spelling in Listing by Classification Section	13
8.00	December 2014	Alclofenac	Assigned Penalty Class A	1, 13
8.00	December 2014	Recommended Penalties for Ketoprofen	Updated the recommended penalty for Ketoprofen to comply with the primary threshold established in the ARCI Controlled Therapeutic Medication Schedule.	29
8.00	December 2014	Class B Recommended Penalties	Corrected typographical error on recommended penalties for Class B substances for licensed owners. Version 7.00 incorrectly recommended penalties for second or third offense in the owner's lifetime. Version 8.00 corrects error and recommends penalty for second or third offense in 365-day period.	28
8.00	December 2014	Aminorex	Addition is not a change of the Uniform Classification Guidelines. Aminorex has been a DEA Schedule 1 substance. All DEA Schedule 1 substances are considered Class 1, Penalty A substances by reference. By request, Aminorex has been listed to avoid confusion.	1, 13
8.00	December 2014	Bufotenine	Corrected the precursor to 5-methoxy-N-N dimethyltryptamine	26
7.00	January 2014	Pergolide	Added as Class 3, Penalty B	8, 20
6.00	December 2013	Methylhexaneamine	Added as Class 1, Penalty A	7, 12
5.00	December 2012	Zilpaterol hydrochloride	Moved from Class 3 to Class 2 Substance, Penalty Remains Unchanged	11, 17
5.00	December 2012	Tetramisole hydrochloride	Removed from Non-Classified Substance list	26
5.00	December 2012	Ambroxol	Moved from Class 4, Penalty B to Class 4, Penalty C	1, 22

Version	Date	Drug/Substance	Notes	Approx. Page(s)
4.01	October 2012	Ractopamine	Corrected typographical error in Drug Class (Incorrectly listed as a Class 3 substance)	9, 16
4.01	October 2012	Pyrilamine	Corrected typographical error on Penalty Class (Listed as Penalty Class A in "Listing by Classification" section.	9, 20
4.00	July 2012	<i>myo</i> -inositol trispyrophosphate (ITPP)	Added as Class 1, Penalty A	7, 12
4.00	July 2012	Benzonatate	Added as Class 2, Penalty A	2, 13
3.00	December 2011	Almotriptan	Corrected Penalty Class omission in Alphabetical Listing section of document	1, 18
3.00	December 2011	Naltrexone	Corrected Penalty Class omission in Alphabetical Listing section of document	7, 20
3.00	December 2011	Amiloride	Corrected Penalty Class omission in Alphabetical Listing section of document	1, 22
3.00	December 2011	Butanilicaine	Corrected Penalty Class omission in Alphabetical Listing section of document	2, 13
3.00	December 2011	3,4-methylenedioxy-pyrovalerone, aka MDPV, "Bath Salts"	Corrected typographical error in Trade Name sections	1, 12
3.00	December 2011	Carbazochrome	Added as Class 4, Penalty C	2, 22
2.01	August 2011	Dimethylsulfoxide (DMSO)	Edited Drug Classification definitions to remove mention of DMSO from Class 5 definition	vii
2.00	July 2011	<<Drugs Not Listed>>	Language pertaining to all drugs/substances not found in this document shall be considered a Class I, Penalty A Substance	ii
2.00	July 2011	Phenylbutazone	Penalties for tests over 2.0 micrograms per milliliter of plasma or serum but less than 5.0 micrograms per milliliter of plasma or serum added.	29
2.00	July 2011	Dermorphin	Added as Class 1, Penalty A	3, 12
2.00	July 2011	3,4-methylenedioxy-pyrovalerone, aka MDPV, "Bath Salts"	Added as Class 1, Penalty A	1, 12
2.00	July 2011	Synthetic cannabis	Added as Class 1, Penalty A	10, 12
2.00	July 2011	Alclomethasone	Corrected typographical error in spelling	1, 22
1.01	January 2011	Methocarbamol	Corrected typographical error on Penalty Class from Class B to Class C	7, 23
1.00	December 2010	Zilpaterol	Added as Class 3, Penalty a	11, 17
1.00	December 2010	Dimethylsulfoxide (DMSO)	Changed from Class 5 to Class 4	4, 23



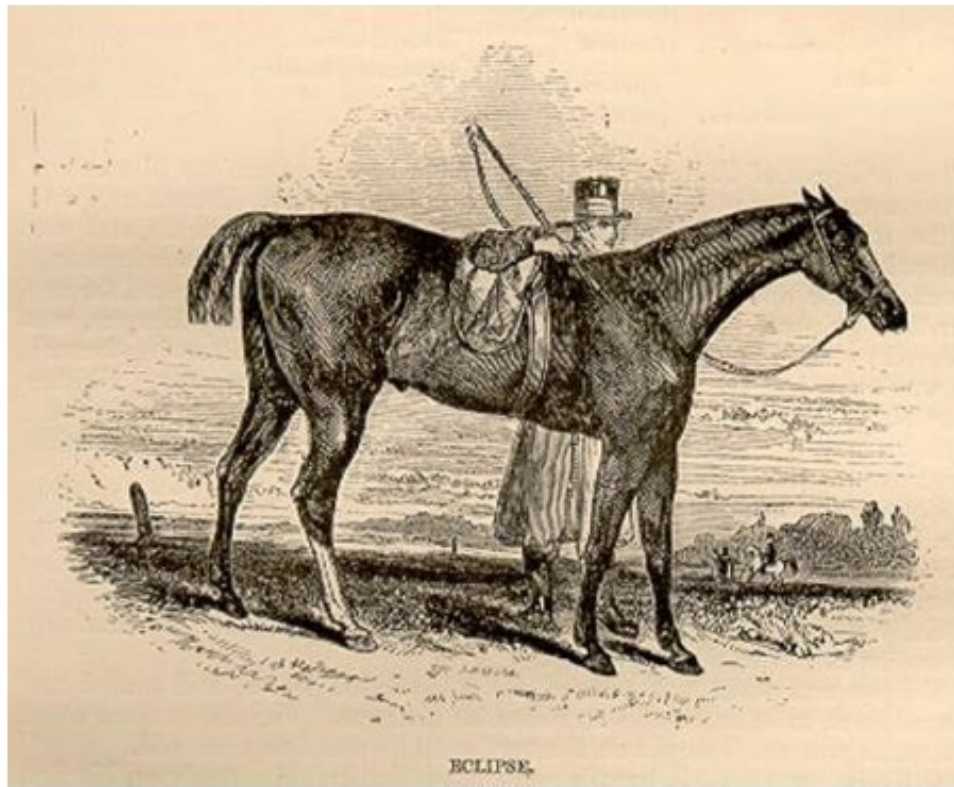
# Lasix and the Racehorse

Cynthia Cole DVM, PhD, DACVCP

Associate Clinical Professor and Director, Racing Laboratory

University of Florida

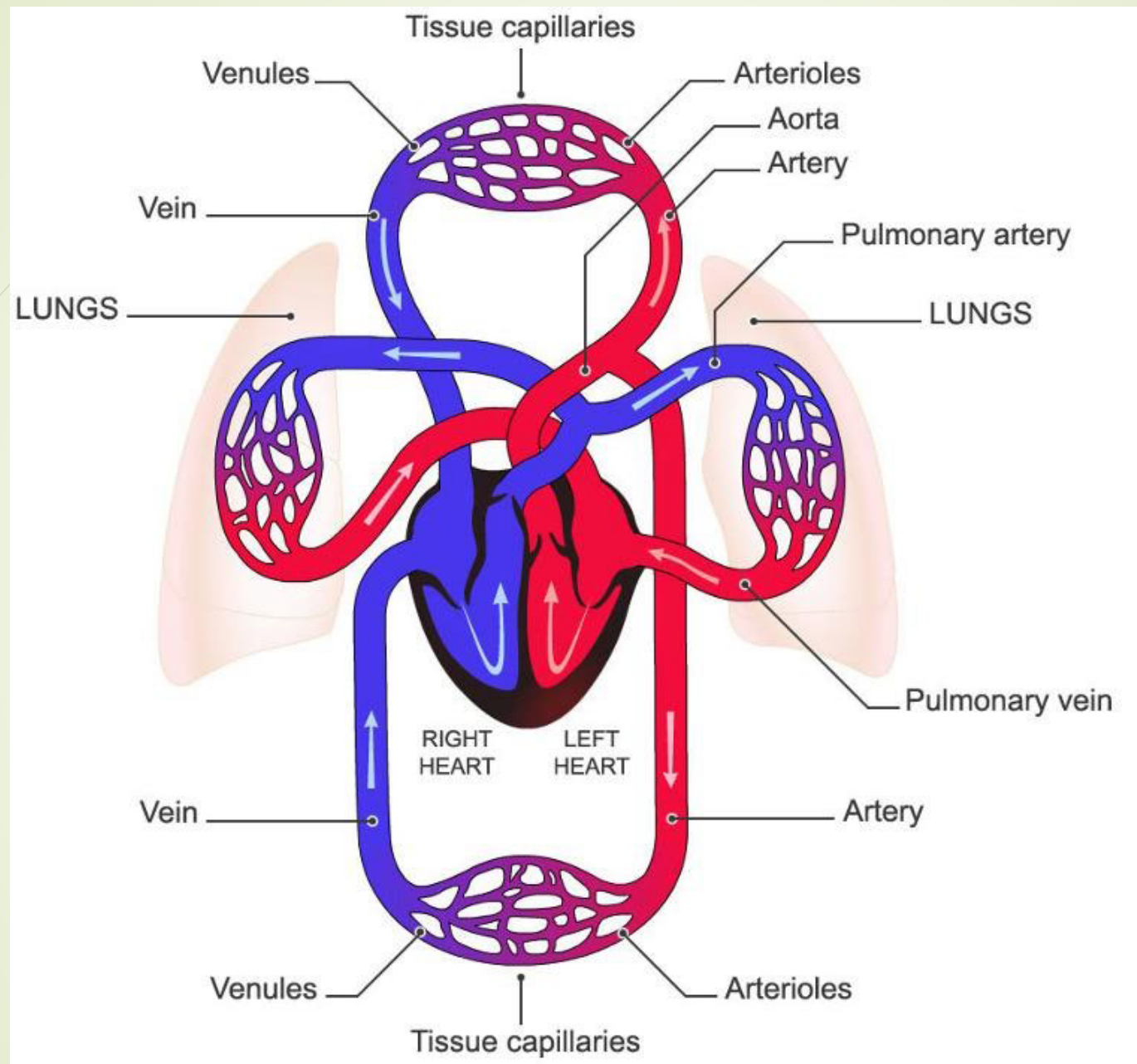
# Exercise-induced pulmonary hemorrhage (EIPH)



**Figure 2** The acclaimed racehorse Eclipse, whose great Grandsire was Bleeding (Bartlett's) Childers (1764–1789).

Poole and Erickson, 2016

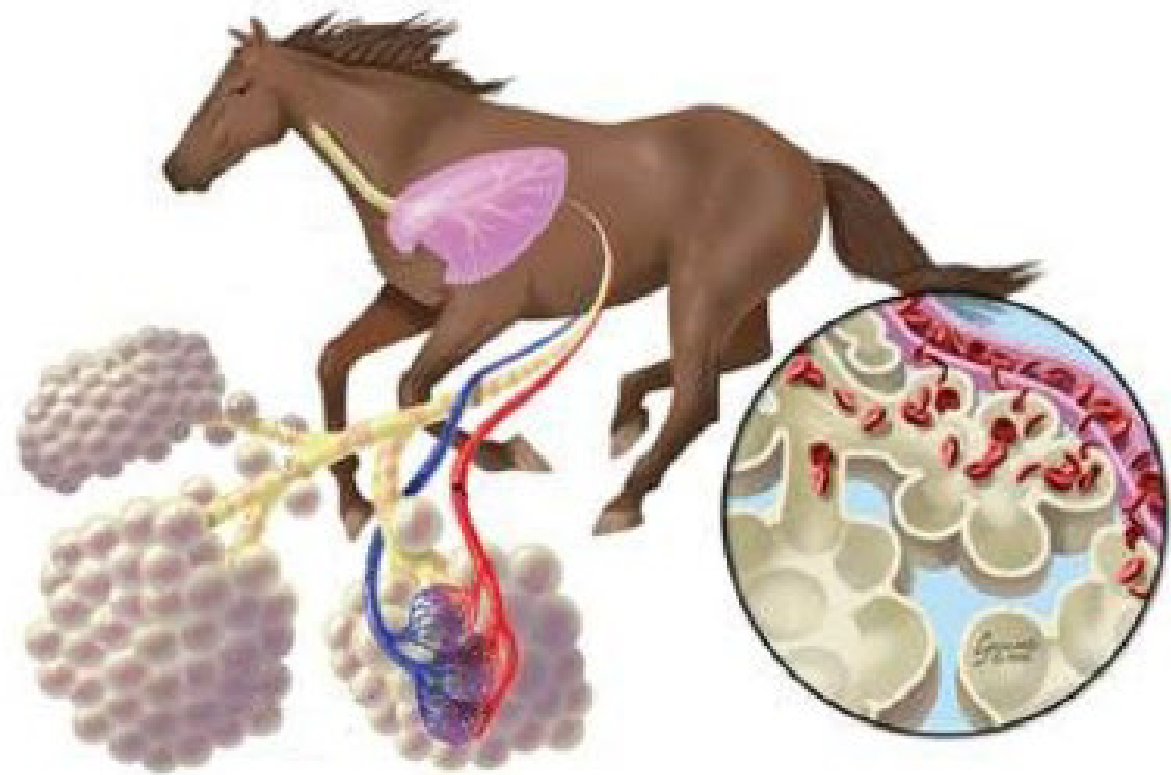
- Horses that suffer from EIPH are commonly referred to as bleeders
- When severe, epistaxis (bleeding out of the nose) can be present
- Likely “all” horses that exercise to their maximum capacity will bleed to some extent.
  - Racehorses, eventers, reiners, etc.
  - Most commonly only detectable by endoscopy, and this mild bleeding likely does not impair their ability to exercise.



eir lungs?



# Pulmonary Hypertension



Poole and Erickson, 2016

# Lasix (furosemide)

## Nephron

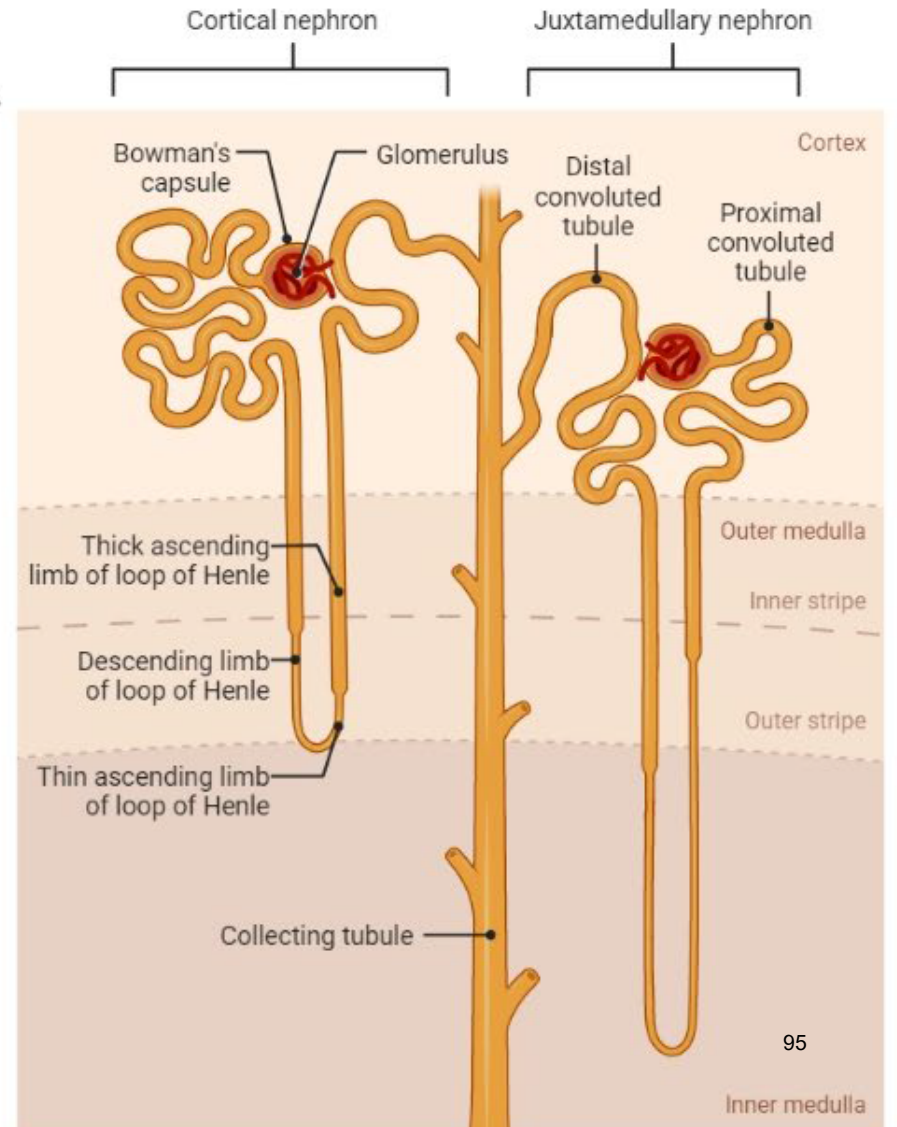
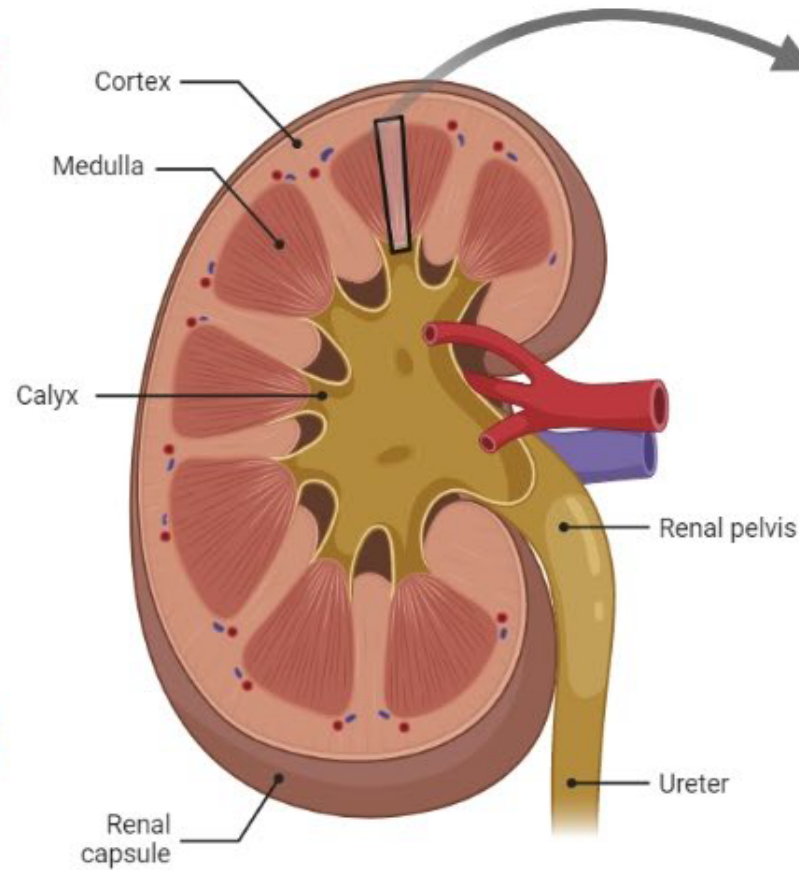
Definition

Structure

Parts

Functions

Diagram



# Uses and characteristics

- Rid the body of “excess” fluid (water)
  - Congestive Heart Failure
  - Hypertension
  - Peripheral edema
- Works very rapidly and very well
  - Particularly when given intravenously (IV)
- Generally considered very safe, the biggest risks are hypokalemia (low K<sup>+</sup> in the blood) and low blood pressure following chronic dosing.



# How does the administration of Lasix affect the horse with EIPH

- 250 mg IV, to a racehorse not closer than 4 hours before a race
- Horse will urinate within 5-15 min, will continue to produce large amounts of dilute urine for 20-40 min. (30 lbs of water)
- After 1 -1 ½ hours no more effect on the kidney.
- Assuming the horse does not replace the water it has lost, it will lower his circulating blood volume, which will lower the pulmonary pressure during intense exercise.
  - Studies have shown that if you replace the water lost the positive effect on EIPH is lost.
- Post race- Lasix will still be detectable in the blood and the urine will typically be very concentrated.



# Pros for the continued use of Lasix

- ▶ Good evidence that it decreases the severity of EIPH
  - ▶ Horses bleed less
- ▶ The current regulatory environment provides a level playing field.
  - ▶ Basically, if you want to run your horse on Lasix you can.
    - ▶ Use of Lasix declared, it must be administered, large doses or administration closer than 4 hours controlled by lab testing.
- ▶ US Thoroughbred breeding industry based on controlled use of Lasix
  - ▶ Stallions and fillies with moderate EIPH may not have performed as well without it.
- ▶ It is the devil we know.

# Cons for the use of Lasix

- ▶ It is a performance enhancing medication
  - ▶ Positive effects on EIPH
  - ▶ Positive effects apart from EIPH
    - ▶ Weight loss
- ▶ Animal welfare considerations
  - ▶ Producing dehydration
    - ▶ It is moderate and most horses appear not to develop any adverse events
- ▶ Does it allow horses who should not be racing because of moderate-severe EIPH to continue racing?
- ▶ Public Perception
  - ▶ We have to medicate 90% of horses before they are capable of racing.
  - ▶ Flip side- we have a way to mitigate some of the negative effect of a very common condition in horses, which allows them to compete to their full potential.



Questions?

# Recommended Readings

1. Crispe EJ, Lester GD. Exercise-induced Pulmonary Hemorrhage: Is It Important and Can It Be Prevented? *Vet Clin North Am Equine Pract.* 2019 Aug;35(2):339-350. doi: 10.1016/j.cveq.2019.03.007. Epub 2019 May 10. PMID: 31084976.
2. Tarancón I, Armengou L, Melendez-Lazo A, Pastor J, Ríos J, Jose-Cunilleras E. Prevalence of exercise-induced pulmonary hemorrhage in competing endurance horses. *J Am Vet Med Assoc.* 2019 Sep 15;255(6):710-715. doi: 10.2460/javma.255.6.710. PMID: 31478814.
3. Villarino NF, Lopez CM, Sams RA, Bayly WM. Pharmacokinetics of furosemide in thoroughbred horses subjected to supramaximal treadmill exercise with and without controlled access to water. *BMC Vet Res.* 2019 Aug 2;15(1):275. doi: 10.1186/s12917-019-2017-3. PMID: 31375096; PMCID: PMC6679487.
4. Knych HK, Wilson WD, Vale A, Kass PH, Arthur RM, Jones JH. Effectiveness of furosemide in attenuating exercise-induced pulmonary haemorrhage in horses when administered at 4- and 24-h prior to high-speed training. *Equine Vet J.* 2018 May;50(3):350-355. doi: 10.1111/evj.12760. Epub 2017 Nov 3. PMID: 28963734.
5. Poole DC, Erickson HH. Exercise-induced pulmonary hemorrhage: where are we now? *Vet Med (Auckl).* 2016 Nov 21;7:133-148. doi: 10.2147/VMRR.S120421. PMID: 30050846; PMCID: PMC6044800.
6. Soma LR, Laster L, Oppenlander F, Barr-Alderfer V. Effects of furosemide on the racing times of horses with exercise-induced pulmonary hemorrhage. *Am J Vet Res.* 1985 Apr;46(4):763-8. PMID: 4014825.
7. Hinchcliff KW, McKeever KH, Muir WW, Sams RA. Furosemide reduces accumulated oxygen deficit in horses during brief intense exertion. *J Appl Physiol (1985).* 1996 Oct;81(4):1550-4. doi: 10.1152/jappl.1996.81.4.1550. PMID: 8904567.



## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Re: FTBOA 2023 Annual Plan  
Date: August 31, 2022

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### Executive Summary

The Florida Thoroughbred Breeders' Association (FTBOA)<sup>1</sup> is required to annually establish a uniform rate and procedure for the payment of breeders' and stallion awards and make breeders' and stallion award payments in compliance with the established uniform rate and procedure plan. The plan may also include the payment of awards to owners of a registered Florida-bred horse that place 1<sup>st</sup>, 2<sup>nd</sup>, or 3<sup>rd</sup> in thoroughbred horse races conducted in Florida.<sup>2</sup> The uniform rate and procedure plan must be approved by the Commission before implementation.<sup>3</sup>

### Background

Breeders' and stallion awards, as well as owners' awards of registered Florida-bred horses placing in Florida thoroughbred races, encourage thoroughbred breeding and training operations to locate to Florida and attract the entry of well-bred horses to racing meets in Florida races. FTBOA develops a plan for each calendar payment year that establishes the uniform rate of payment and the procedure to pay breeders' and stallion awards.<sup>4</sup> The annual plan is required to be submitted at least 60 days before their calendar payment year.<sup>5</sup>

### Analysis

The FTBOA proposed annual plan for breeders' and stallion awards, including owner's awards of registered Florida-bred horses placing in Florida thoroughbred races, has been reviewed and meets the requirements of Sections 550.26165 and 550.2625, Florida Statutes. Our analysis detail is outlined on the attached review checklist.

Recommendation: The Florida Gaming Control Commission should issue an approval of the FTBOA 2023 annual plan.

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<sup>1</sup> "Florida Thoroughbred Breeders' Association is authorized to receive these payments from the permitholders and make payment of awards earned."

<sup>2</sup> § 550.26165(5) (b) 3, Fla. Stat.

<sup>3</sup> § 550.2625(3) (h), Fla. Stat.

<sup>4</sup> § 550.26165(2), Fla. Stat.

<sup>5</sup> § 550.26165(3), Fla. Stat.

## Ferree, Kimberly

---

**From:** Peggy Yost <PYost@ftboa.com>  
**Sent:** Wednesday, August 31, 2022 12:52 PM  
**To:** Trombetta-FGCC, Louis; Dillmore, Joe; Clerk; Ferree, Kimberly  
**Cc:** Lonny Powell  
**Subject:** FTBOA 2023 Awards Plan  
**Attachments:** 2023 Awards Plan - Transmittal Letter.pdf; 2023 Awards Plan (Appendix A - Awards Policy) .pdf; 2023 Awards Plan (Appendix B - Industry Promotion Plan) .pdf; 2023 Awards Plan .pdf; Audit 2021.pdf

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Dear Director Trombetta,

On behalf of Lonny T. Powell, CEO and Executive Vice President of the FTBOA, please find attached the FTBOA's 2023 Awards Plan and related documents, submitted to the Division pursuant to s. 550.26165, Florida Statutes.

Thank you,

Peggy



***Peggy Yost***

*Chief Financial Officer*

801 SW 60th Ave.

Ocala, FL 34474-9516

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**Lonny Taylor Powell**  
CEO &  
Executive Vice President

**Valerie Dailey**  
President

**George Isaacs**  
First Vice President

**George Russell**  
Second Vice President

**Brent Fernung**  
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Dr. Fred Yutani

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Greg Wheeler  
Don Dizney  
John C. Weber, MD  
Douglas Oswald

August 31, 2022

**Via Electronic Mail**

**Mr. Louis Trombetta, Executive Director**  
**Florida Gaming Control Commission**  
2601 Blair Stone Road  
Tallahassee, FL 32399-1035

**RE: FTBOA PLAN FOR PAYMENT OF THOROUGHBRED  
BREEDER, STALLION, AND STAKES AWARDS  
(JANUARY 1, 2023 - DECEMBER 31, 2023)**

Dear Director Trombetta:

In accordance with section 550.26165, Florida Statutes, the Florida Thoroughbred Breeders' Association, Inc., d/b/a the Florida Thoroughbred Breeders' and Owners' Association ("FTBOA") hereby submits for approval the FTBOA's plan for the payment of all monies dedicated to Breeder Awards, Stallion Awards, and Stakes Awards under chapter 550 for the calendar year ending December 31, 2023, pending the availability of funds.

If approved, the 2023 Awards Plan will continue to offer Breeder and Stallion Awards at the same rate authorized by the Division of Pari-Mutuel Wagering for 2022: 15% of the announced gross purse for both Breeder and Stallion Awards, with Breeder Awards distributed across first, second and third-place finishers.

Based on its experience in prior years and projections for 2022 and 2023, the FTBOA believes that the 2023 Awards Plan will provide for the maximum possible awards payments within available revenues, maintain reserves that should be sufficient to deal with most contingencies, and best position Florida to compete with thoroughbred breeding incentive programs in other states.

The figures below represent the balance in the awards account on the indicated year-end dates, reported on a cash basis:

<u>December 31,</u> <u>2020</u>	<u>December 31,</u> <u>2021</u>	<u>December 31, 2022</u> (Projected)	<u>December 31,</u> <u>2023</u> (Projected)
\$2,365,340	\$2,587,021	\$2,039,943	\$1,546,983

The 2020 and 2021 numbers correspond to the Cash and Cash Equivalents in the awards account, as reflected in the most recent annual audit conducted by the independent accounting firm of Purvis, Gray & Company.<sup>1</sup> Notably, those reported Cash and Cash Equivalents remained subject at the time to contingent liabilities connected with the funding of purses and purse supplements for Florida-bred stakes races that had not been run at Florida tracks by December 31 of the subject year, pursuant to the annual tri-party stakes program agreements entered among the FTBOA, the tracks, and their respective horsemen's groups under section 550.26165(1). As of the end of 2021, these contingent liabilities amounted to \$2,410,000.<sup>2</sup> Historically, however, the awards account has never had to absorb the full amount of these contingent liabilities, because Florida-bred horses do not always perform well enough in each race to earn every Florida-bred purse or purse supplement available under the program.

The projections in the above table for 2022 and 2023 do not reflect the full amount of the contingent liabilities arising from the tri-party stakes program agreements for those years. These projections do, however, reflect the expected stakes program liabilities for 2022 and 2023 based upon the recent performance of Florida-breds in stakes races under the program. Tri-party stakes program agreements for 2022 are currently in place, and the agreements for 2023 are being negotiated.

The projected awards account balances for 2022 (\$2,039,943) and 2023 (\$1,546,983) are similar to or substantially less than the balances in 2015 (\$3,664,099), 2016 (\$3,208,445), 2017 (\$2,380,283), and 2018 (\$1,511,351). Nonetheless, the FTBOA believes that these awards account balances will maintain reserves sufficient to deal with most contingencies while paying out as much in awards funds as possible to the Florida thoroughbred breeding community.

In terms of tracking cash flows into and out of the awards account during the above Plan years, the figures are as follows:<sup>3</sup>

	<u>Dec. 31, 2020</u>	<u>Dec. 31, 2021</u>	<u>Dec. 31, 2022</u> (Projected) <sup>4</sup>	<u>Dec. 31, 2023</u> (Projected)
<b><i>Total Revenue</i></b> (i.e., Track Receipts)	\$8,540,931	\$7,496,846	\$7,302,374	\$7,319,532
<b><i>Total Expenses</i></b> (Awards, Stakes Program, and 10% Admin./Promo. Fee)	\$6,219,029	\$7,621,096	\$7,833,777	\$7,812,493

Of course, all of our projections are highly sensitive to changes in Florida's economy, its tourism outlook, and its gaming marketplace, which may come from myriad sources, including legislative, regulatory, and legal developments. If our projections must be revised due to such a change, whether

<sup>1</sup> See attached Auditor's Report, pg. 6.

<sup>2</sup> See attached Auditor's Report, pg. 11 (Note 8).

<sup>3</sup> For 2020 and 2021 figures, see attached Auditor's Report, pg. 4.

<sup>4</sup> The projections herein for 2022 and 2023 do not reflect the full contingent liabilities arising from the tri-party stakes program agreements entered into pursuant to section 550.26165(1). The projections do, however, reflect the expected stakes program liabilities for 2022 and 2023 based upon the recent performance of Florida-breds in stakes races under the program.

Mr. Louis Trombetta, Executive Director  
Florida Gaming Control Commission  
August 31, 2022  
Page 3

positive or negative, the possibility exists that the FTBOA may seek approval of an amendment to the 2023 Awards Plan, as provided for in s. 550.26165(3).

With respect to the FTBOA's fee for administration of the awards program and promotion of the Florida thoroughbred industry, as referenced in ss. 550.2625(3), the 2023 Awards Plan is premised upon continuing this fee at 10% of awards funds received from the tracks, maintaining the stable funding source that the FTBOA has relied on for many years to accomplish its statutory mission. Virtually all of the FTBOA's activities are dedicated to these two purposes, and this fee is projected to comprise approximately 36.38% of the FTBOA's operating revenues for 2022 and 2023.

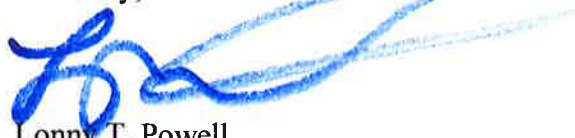
While the 2023 Awards Plan relates only to monies dedicated to Breeders Awards, Stallion Awards, and Stakes Awards under chapter 550, we note that, for administrative convenience, the awards account figures cited above for 2023 and prior years include the receipt of cardroom revenues from all tracks.

In terms of process, we note for your reference that the proposed 2023 Awards Plan was included on the agenda for the FTBOA Board of Directors meeting on August 19, 2022. The public was invited to attend this portion of the meeting and provide comments, but no members of the public chose to speak. The Plan was then approved by the FTBOA Board of Directors at that meeting.<sup>5</sup>

As you conduct your review, please feel free to contact us if any questions arise.

Thank you for your assistance.

Sincerely,



Lonny T. Powell  
CEO

Encl.

cc: Mr. Joe Dillmore, DPW Director  
Ms. Kimberly Ferree, DPW Chief Auditing Officer  
Commission Clerk  
Ms. Peggy Yost, FTBOA CFO

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<sup>5</sup> The Auditors' Report referenced herein was the subject of a similar public comment meeting on May 27, 2022, but no members of the public attended. The Auditor's Report was then approved by the FTBOA Board of Directors during the open portion of its meeting conducted on May 27, 2022, but, again, no members of the public attended.

# FLORIDA THOROUGHBRED BREEDERS' AND OWNERS' ASSOCIATION

## PLAN FOR PAYMENT OF BREEDER, STALLION, AND STAKES AWARDS

(JANUARY 1, 2023 - DECEMBER 31, 2023)

In accordance with section 550.26165, Florida Statutes, the Florida Thoroughbred Breeders' Association, Inc., d/b/a the Florida Thoroughbred Breeders' and Owners' Association ("FTBOA"), hereby submits its plan for the payment of all monies dedicated to Breeder Awards, Stallion Awards, and Stakes Awards under chapter 550 (the "Awards Account") for the calendar year ending December 31, 2023, pending the availability of funds. This plan was prepared in accordance with the FTBOA's 2023 Breeder Awards Policy, a copy of which is attached as Appendix A and incorporated herein by reference.

### (1) **Breeder Awards**

The FTBOA will pay Breeder Awards to the breeders of Florida-breds appropriately registered with the FTBOA that finish in first, second or third place in a licensed race at a Florida thoroughbred track during the 2023 calendar year as follows:

**1<sup>st</sup> Place** – Ten percent (10%) of the announced gross purse, with each such Breeder Award limited to no more than \$10,500.

**2<sup>nd</sup> Place** – Three percent (3%) of the announced gross purse, with each such Breeder Award limited to no more than \$3,000.

**3<sup>rd</sup> Place** – Two percent (2%) of the announced gross purse, with each such Breeder Award limited to no more than \$1,500.

As used herein, "announced gross purse" means the gross purse available in the race for the applicable place of finish, as stated in the condition book (whether actually earned or not), minus any Florida Owners' Awards included therein (pursuant to section 550.2625(6)(d), Florida Statutes).

These awards will be paid monthly.

### (2) **Stallion Awards**

The FTBOA will pay Stallion Awards to the owners of thoroughbred stallions appropriately registered with the FTBOA and siring FTBOA-registered Florida-breds that finish first in a listed black-type stakes race at a Florida thoroughbred track during the 2023 calendar year. The stallion must be registered with the FTBOA in the year of conception of the winning horse and each year thereafter, including 2023.

Stallion Awards will be paid at a uniform rate of fifteen percent (15%) of the announced gross purse, with each such Stallion Award limited to no more than

\$15,000. As used herein, “announced gross purse” shall have the same meaning as previously set forth for Breeder Awards.

These awards will be paid quarterly.

(3) **Stakes Awards**

(a) Racing Meets under Gulfstream Park Management – Pursuant to section 550.26165(1), Florida Statutes, the FTBOA will return at least seventeen percent (17%) of the monies dedicated by statute for breeder and stallion awards, as generated from all thoroughbred racing meets managed by Gulfstream Park Racing Association Inc., under any Florida permit or at any Florida track, for stakes awards to be distributed as purses and/or purse supplements to the owners of eligible thoroughbreds that finish in first place (and possibly up to sixth place) in stakes races in such meets, pending adoption of an agreement establishing the rate, procedure, and eligibility requirements for such awards entered into by the FTBOA, the Florida Thoroughbred Horsemen’s Association, and the relevant permitholder(s). While the agreement may establish additional requirements, eligibility will be limited to Florida-breds registered with the FTBOA except as specified below. In addition, for the Florida Sire Stakes (“FSS”) program, only thoroughbreds sired by an FTBOA-registered stallion standing in Florida are eligible. Eligibility to compete in one or more FSS stakes races for two-year-olds, at 50% of the FTBOA-funded purse, may also be extended to thoroughbreds foaled in other states but sired by an FTBOA-registered Florida stallion. Absent the above-referenced agreement, funds that would have otherwise been devoted to Stakes Awards will be distributed as set forth in Paragraph (4).

(b) All Other Racing Meets – Pursuant to section 550.26165(1), Florida Statutes, the FTBOA will return at least seventeen percent (17%) of the monies dedicated by statute for breeder and stallion awards pro-rata to the permitholder generating the monies for stakes awards to be distributed as purses and/or purse supplements to the owners of eligible thoroughbreds, that finish in first place (and possibly up to sixth place) in stakes races, pending adoption of an agreement establishing the rate, procedure, and eligibility requirements for such awards entered into by the FTBOA, the relevant local horsemen’s association, and the individual permitholder. While the agreement may establish additional requirements, eligibility will be limited to Florida-breds registered with the FTBOA except as specified below. In addition, for the Florida Sire Stakes (“FSS”) program, only thoroughbreds sired by an FTBOA-registered stallion standing in Florida are eligible. Eligibility to compete in one or more FSS stakes races for two-year-olds, at 50% of the FTBOA-funded purse, may also be extended to thoroughbreds foaled in other states but sired by an FTBOA-registered Florida stallion. Absent the above-referenced agreement, funds that would have otherwise been devoted to Stakes Awards will be distributed as set forth in Paragraph (4).

**(4) Awards Account Surplus**

After payment of awards pursuant to Paragraphs (1), (2) and (3) (as applicable) and after providing for a reserve deemed appropriate by the FTBOA to meet future cash flow requirements for Breeder, Stallion, and Stakes Awards, the FTBOA, through its Board of Directors, shall select from the options specified below (or any combination thereof) to dispose of excess funds, after reconciliation and resolution of any outstanding payments and receipts:

(a) If excess funds are greater than currently anticipated, e.g., because a 2023 stakes agreement under Paragraph (3) is not reached with the permitholder and its local horsemen's association or because this agreement results in fewer awards dollars than expected going to purses and/or purse supplements for stakes races, some or all of the excess funds may be paid as bonus Breeder Awards and/or Stallion Awards to recipients of those awards earned during the 2023 calendar year. Any bonus awards under this subparagraph will be paid in the same proportion as previously earned awards during the 2023 calendar year. These bonus awards may cause individual awards to exceed the levels stated in Paragraphs (1) and/or (2).

(b) Some or all of the excess funds may be held in reserve to enhance Breeder Awards, Stallion Awards and/or Stakes Awards to be made available during the 2024 calendar year.

Ten percent (10%) of the gross receipts into the Awards Account for the 2023 calendar year will be withheld by the FTBOA in accordance with section 550.2625(3), Florida Statutes, for administering the payment of awards and for general promotion of the industry. The FTBOA's proposals for general promotion of the industry are set forth in its 2023 Industry Promotion Plan, a copy of which is attached as Appendix B and incorporated herein by reference.

As stated in the FTBOA's 2023 Breeder Awards Policy (Appendix A), the FTBOA has typically adopted a conservative approach in setting the initial awards rate in the annual plan, with the prospect of later paying bonus breeder and/or stallion awards as actual performance during the plan year becomes clear. The FTBOA generally expects the initial awards rate plus any bonus awards to collectively fall within the 15-20% range suggested in Chapter 550, Florida Statutes. If unusual circumstances do arise, however, like the severe disruptions to the global economy and the gaming marketplace resulting from the COVID-19 pandemic, a departure from this range may be warranted for some period of time.

Also, pursuant to section 550.26165(3), Florida Statutes, the FTBOA may, in the future, ask the Division to approve changes to this plan based upon material changes in the thoroughbred breeding and racing industries or other circumstances underlying the plan, which may include new Florida legislation, court decisions, natural disasters or other emergency conditions, etc.



# FTBOA

## Breeder & Stallion Awards Policy

This document memorializes the ongoing practices of the Florida Thoroughbred Breeders' and Owners' Association ("FTBOA") in administering the Florida breeder and stallion awards program and establishing the annual plan for the program, pursuant to chapter 550, Florida Statutes.

**Policy Statement:** It is the Policy of the FTBOA to distribute to the breeders of registered Florida-bred thoroughbreds successfully competing in Florida races and, secondarily, to distribute to the owners of registered Florida sires of such horses successfully competing in Florida stakes races, the maximum possible breeder and stallion awards, within the confines of available revenues and consistent with sound financial business practices and the requirements of chapter 550, Florida Statutes.

When preparing the annual plan and initial awards rate for the next calendar year, which typically occurs in August and September, numerous variables must be evaluated, including current and projected breeding and racing activity in Florida, as well as the breeding incentive programs offered in other states. Setting the initial awards rate, which may extend to Florida-breds that win, place, or show in licensed races, is always a balancing act among competing factors, including:

- (a) the uncertainty of how many Florida-breds will actually win, place, or show in Florida races conducted in the coming year;
- (b) how tracks will write the conditions for those races;
- (c) existing and projected awards obligations for the remainder of the current year;
- (d) the level of reserves that will be carried over into the coming year;
- (e) how much awards revenue will actually be generated and paid by the tracks during the plan year;
- (f) how much will be returned to the tracks generating those revenues as "special racing awards" in the form of purses or purse supplements in various races, typically stakes races, pursuant to FTBOA agreements with those tracks and the respective local horsemen's associations;
- (g) the desire to avoid over-committing available revenues, which would require the issuance of "IOUs" to breeders and/or stallion owners – a regrettable situation that has occurred in other states; and
- (h) recent and possible future developments affecting the marketplace and the legislative, regulatory, racing dates, and legal/political/economic landscapes.

In light of the many variables involved, the FTBOA has typically adopted a conservative approach in setting the initial awards rate in the annual plan, with the prospect of later paying bonus breeder and/or stallion awards as actual performance during the plan year becomes clear, as discussed below. While section 550.26165(5), Florida Statutes, authorizes

the FTBOA to depart from a minimum award of 15% (as a percentage of the announced gross purse) and a maximum award of 20%, absent unusual circumstances, the FTBOA would generally expect the initial awards rate plus any bonus awards to collectively fall within the suggested 15-20% range. If unusual circumstances do arise, however, like the severe disruptions to the global economy and the gaming marketplace resulting from the COVID-19 pandemic, a departure from this range may be warranted for some period of time.

Additional Breeder and/or Stallion Awards: In order to distribute the maximum possible breeder and/or stallion awards within available revenues and to ensure that the awards fund balance does not grow excessively, the annual plan may authorize the payment of bonus breeder and/or stallion awards and/or may authorize the payment of breeder and/or stallion awards on certain classes of races conducted in other states, pursuant to section 550.26165(5)(c), Florida Statutes, if agreed to by the FTBOA, FTHA and all Florida thoroughbred permitholders. If an awards account surplus exists after providing for cash reserves appropriate to ensure that the ongoing payment of breeder and stallion awards is not jeopardized, and after considering the factors and variables described above, the FTBOA Board of Directors may direct the payment of any of the additional types of awards provided for in the annual plan. This review occurs yearly in conjunction with the conclusion of the annual financial audit of the awards fund, typically in August.

# FTBOA

## 2023 Industry Promotion Plan

This document memorializes the ongoing activities of the Florida Thoroughbred Breeders' and Owners' Association ("FTBOA") in promoting the Florida thoroughbred industry.

**Mission Statement:** It is the mission of the FTBOA to promote the State of Florida's thoroughbred industry, educating the public within the state, across the country, and internationally about the benefits of breeding, buying, selling, owning, training, and racing in Florida. These efforts target individuals already active in the world of thoroughbreds and/or other horse breeds, as well as potential newcomers to the community of horse enthusiasts. The goal is to make Florida the most attractive thoroughbred environment possible as compared to other locales and their competing incentive and promotional programs, leading to enhanced economic benefits, investment and employment opportunities for the State of Florida and its citizens.

The importance of the industry and these promotional efforts is recognized in Florida law, which created the Florida Breeder Awards Program "to encourage the agricultural activity of breeding and training racehorses in this state." Section 550.26165(1), Florida Statutes. This program is "intended to encourage thoroughbred breeding and training operations to locate in this state," and the FTBOA is given considerable flexibility in its design, because this program "must be responsive to rapidly changing incentive programs in other states." Section 550.26165(5)(a), Florida Statutes.

Beyond the FTBOA's operation of the Breeder Awards Program, the importance of the FTBOA's efforts to promote the state's thoroughbred industry is underscored by the state's dedication of funds to the FTBOA "for general promotion of the industry." Section 550.2625(3), Florida Statutes. Of course, these promotional efforts must be accomplished within existing budget limitations, and they must remain adaptable to a constantly evolving and developing thoroughbred marketplace in this state, nationally, and internationally.

**Promotional Plan:** The FTBOA's investment in promotional activities on behalf of the Florida thoroughbred industry will continue and expand upon its ongoing initiatives, to include the following:

**1) Create and support marketing programs to educate the state, national, and international communities about the benefits of breeding, buying, selling, owning, training, and/or racing in Florida.** The FTBOA's website at *www.ftboa.com* provides a wealth of information on the Florida industry, notable events and dates, etc., while the FTBOA's marketing and promotional efforts extend to racetrack condition books, racetrack overnight sheets, race results, official racing programs, thoroughbred sales catalogs, radio, digital marketing, online video platforms, podcasts, blogs, cell phone text programs, digital newsletters, and social media. The FTBOA also regularly participates in state, national, and international conferences and, when possible, international trade missions sponsored with the Florida Department of Agriculture and Consumer Services, and U.S. Livestock Genetics Export, Inc.

**2) Negotiate special Florida-bred purse agreements with the Florida thoroughbred racetracks, pursuant to Sections 550.26165(1) and 550.2625(3)(c), Florida Statutes.**

### APPENDIX B – 2023 FTBOA AWARDS PLAN

Under these agreements, a portion of breeder awards funds are designated for use as purses and purse supplements in select races (“special racing awards” under the statutes), which are generally made available to Florida-breds competing in stakes races conducted at Florida’s thoroughbred racetracks. In addition, for the Florida Sire Stakes (“FSS”) program, as discussed below, only thoroughbreds sired by an FTBOA-registered stallion standing in Florida are eligible. Among other things, this program enhances the value of “black-type” stakes races, consisting of graded, listed, and restricted races. The winner and the second and third place finishers in black-type races are printed in bold in sales catalogs, increasing the value of the horses and their offspring.

Restricted races make up the largest percentage of races in which these FTBOA purses and purse supplements are used, examples of which have included: (a) Tampa Bay Downs’ annual Florida Cup Day in March/April and (b) Gulfstream Park’s annual Sunshine Millions in January and the Florida Sire Stakes series typically run in August, September, and October. By promoting and enhancing the value of these events, the FTBOA increases public awareness of Florida-breds, encourages investment in breeding and racing in the Sunshine State, and contributes to the continued success of our state racetracks.

**3) Administer and promote the Florida Sire Stakes (“FSS”), which is a special racing program for foals born in Florida and sired by FTBOA-registered stallions standing in this state.** The FTBOA began administering the program with the foals of 2012, featuring a robust racing schedule for FSS horses that typically includes a series of FSS stakes races with attractive FTBOA-funded purses as well as FTBOA-funded purse supplements in a number of FSS-designated races. Eligibility to compete in one or more FSS stakes races for two-year olds, at 50% of the FTBOA-funded purse, may also be extended to thoroughbreds foaled in other states but sired by an FTBOA-registered Florida stallion. The program encourages breeding Florida-breds, standing Florida-based stallions, training and racing in Florida, and the purchase and sale of FSS-eligible horses. The FTBOA has continued to enhance the program and has seen an increase in the percentage of the foal crop made eligible for the program. In 2022, there was a 14% increase of horses made eligible for the program.

**4) Support national organizations, such as the Thoroughbred Owners and Breeders Association (“TOBA”), American Horse Council, Permanently Disabled Jockeys Fund, and U.S. Livestock Genetics Export, Inc.** Beyond participating in TOBA activities at the national level, the FTBOA supports TOBA seminars in Florida and The Jockey Club/TOBA’s OwnerView National Thoroughbred Owners’ Conference, serving as panelists, acting as a resource for recruiting potential new owners by introducing the Florida industry to participants, and promoting TOBA’s educational programs. The FTBOA’s participation enhances the Florida thoroughbred climate by highlighting Florida’s thoroughbreds to potential owners and enhancing the experience of existing owners through education.

**5) Sponsor national events, such as the Eclipse Awards and the National Thoroughbred Owners’ Conference.** Administered by the National Thoroughbred Racing Association, the Eclipse Awards are the thoroughbred industry’s highest honors, presented annually in a televised event to honor the best thoroughbred horses, industry participants, and media members – an evening frequently called the “Oscars of Horse Racing.” The FTBOA is typically a sponsor of the

Eclipse Awards week when it is frequently hosted in Florida. This sponsorship brings key recognition to Florida-breds and Florida's contributions to the sport at a national and international level, with the FTBOA and Florida-breds prominently featured at event sites, in the awards program, and throughout the awards telecast. The FTBOA also typically hosts the champions' breakfast and presents copies of *The Florida Horse* magazine throughout the week of events.

**6) Host an annual awards event honoring Florida-bred champions, their breeders, owners and trainers.** The FTBOA Awards Gala ("Gala") is typically held annually in March or April in conjunction with the Ocala Breeders' Sales Company March Sale of Two-Year-Olds in Training. The Gala is held at a large-scale event center in the Ocala area, attracting roughly 250-400 attendees, including sponsors, award winners, and members of the public. Awards are presented to divisional champions of all age groups, including two-year-olds, three-year-olds, and older horses. The breeders, owners, and trainers receive awards for their accomplishments, among other awards recognized at the event. The Gala allows the Florida thoroughbred industry to showcase its best and increase public awareness locally, nationally, and internationally. In 2021, when the Gala was not held in person, a Virtual Champions Awards Show honoring 2020 champions was produced. The show won two national communicator awards for excellence in 2022.

**7) Educate the Florida public on the thoroughbred industry's significant economic contribution to Marion County and to the State of Florida.** In 2023, FTBOA will again provide funding and promote broad participation in an independent American Horse Council Foundation equine economic impact study that will provide economic impact, job, and land preservation statistics at the county, state and national level. The results of the 2018 survey have been talking points to drive home the message of the enormous economic impact thoroughbreds have on the State.

In 2021/2022, the FTBOA together with Horse Farms Forever, the Ocala Metro CEP, College of Central Florida, Ocala Horse Properties, and Hotel Development and Management Group sponsored a comprehensive "*Quality of Life Survey*" in Marion County. The survey conducted by the Matrix Group, an independent insights and consulting firm, was launched in July 2021 targeting the community near the state's equine center. More than 90% of respondents agreed with the maintenance of the Farmland Preservation Area, which is a county-designated boundary where the region's horse farms are concentrated. The survey was sent to 14,960 Marion County households in July 2021, and 8%, or 1,204 surveys, were completed.

In May 2022, the FTBOA distributed the "USDA Crops, Stocks, Inventories, and Values" press release seeking feedback from producers about 2022 production. NASS will analyze the survey information and publish the results in a series of USDA reports. Survey data contributes to NASS's monthly and annual Crop Production reports, the annual Small Grains Summary, annual Farms and Land in Farms and Land Values reports, various livestock reports, including Cattle, Sheep and Goats, and Hogs and Pigs, and USDA's monthly World Agricultural Supply and Demand Estimates.

In 2021, the FTBOA surveyed industry members as part of the "*National Survey on Farm Compensation*" undertaken by the National Thoroughbred Racing Association and the Dean

## APPENDIX B – 2023 FTBOA AWARDS PLAN

Dorton accounting and business advisory firm. The nationwide survey focused on thoroughbred horse farm employee compensation. The survey included questions related to average hourly and salary pay rates for various farm positions, bonuses, health insurance, housing, visa programs, internships, retirement plans and more.

In 2021, FTBOA surveyed industry members in Marion County for the “*Survey on Career Paths and Curriculum for High School Equine Programs*” undertaken by the Ocala Metro Chamber Equine Engagement initiative and Marion County School District. The survey led to the establishment of a Career Choice Academy at North Marion High for its equestrian program starting Fall of 2021. An FTBOA staffer and an FTBOA board member are instrumental in the program.

In 2021, FTBOA surveyed industry members in Marion County for the “Water-based Educational Programs” undertaken by the UF/IFAS Extension water resources agent to be used to determine water quality programs including conservation, septic, public policy, surface water quality protection, water infrastructure, FDACS best management practices (BMPs), water management district (WMD) cost share programs, ag. water technology, nutrients, and water capture programs.

In 2020, FTBOA surveyed industry members as part of the “*Florida Survey on the Impact of COVID-19 on Equine Industry Professionals and Allied Industries*” undertaken by the University of Florida, Department of Animal Science with results distributed in June 2020 to the FTBOA and the Florida State Agriculture Response Team (SART) in the Division of Animal Husbandry at FDACS to provide guidance on industry needs and concerns.

In 2019, FTBOA surveyed industry members as part of the “*National Survey on Thoroughbred Farm Operations*” undertaken by the National Thoroughbred Racing Association and Dean Dorton accounting and business advisory firm. This survey focused on operational matters for thoroughbred horse farms throughout the United States and Canada. FTBOA’s role led to the third highest survey response rate ensuring Florida’s industry voice was represented.

In 2018, the results of an American Horse Council Foundation equine economic impact study were released nationally, and FTBOA released the state and countywide data at the local, state, national, and international level and continues to do so. The results have been talking points at a growing number of business meetings and events as they highlight the enormous economic impact thoroughbreds have on the State. FTBOA was the sole Florida stakeholder and sponsored state and county level reporting.

In 2018, the FTBOA surveyed industry members as part of a University of Florida Survey on Forage Utilization and Pasture Management Practices on Florida Horse Operations with the goal of identifying areas UF/IFAS can refine management of equines and pastures in the state. The results were published in *The Florida Horse*.

In 2014, the FTBOA worked with the Ocala Metro Chamber & Economic Partnership (“CEP”) and other key industry stakeholders to commission a study of the economic impact of equines in the thoroughbred breeding region of Marion County. The results were released to business and

## **APPENDIX B – 2023 FTBOA AWARDS PLAN**

community leaders at a CEP breakfast event in March 2015 and have been widely disseminated throughout the county, state, and nation. The FTBOA participates in a wide variety of events and activities in Marion County and in Florida to help spread the word about the value of the state's thoroughbred industry.

In 2013, FTBOA gathered key racing industry stakeholders to commission a study of the economic impact of racing breeds in the state of Florida. The resulting study, "*Florida Horse Racing Industry Economic Impact: Racing, Training, Breeding, and Racetrack Operations*," was presented to the Florida Legislature in early 2014 and has been widely disseminated locally and at the state, national, and international levels.

**8) Support local organizations and events.** The FTBOA supports community organizations and events including the Ocala Metro Chamber & Economic Partnership, Marion County Hospitality Council, UF/IFAS Farm City Week, Florida Equine Institute & Allied Trade Show, Marion County Days in Tallahassee, University of Florida Large Animal Hospital, University of Florida Animal Sciences and Equine Programs, the College of Central Florida Equine Management and Equine Event Programs, Future Farmers of America, 4-H Programs, Florida Public Relations Association-Ocala chapter, Run for the Ribbons Horse Shows, Stirrups 'n Strides Therapeutic Riding Center, the Marion County Therapeutic Riding Association, Ocala Jockey Club's Three-Day Event showcasing thoroughbreds, and the Florida Thoroughbred Transformation Exposition among others.

**9) Provide support for Florida thoroughbreds retired from racing that are cared for at Second Chances Farm at the state's Lowell Correctional Institution in Marion County.**

The FTBOA provides support for this thoroughbred retirement program, which gives inmates an opportunity to earn an equine certification degree while caring for retired thoroughbreds in their lifelong, post-racing home. There are ten Second Chances Farms nationwide, with the Florida farm being the only female program. More than 120 women have graduated from the program, with only a few returning to the prison system. The farm, recognized for its 20-year anniversary in 2020, houses 40-50 horses.

**10) Provide administrative and fundraising support for a youth education scholarship program.** The FTBOA provides administrative and fundraising support for a student scholarship program, which issues scholarships annually to college and university students. The FTBOA also coordinates these scholarships with the University of Florida and College of Central Florida. Fundraising efforts include golf tournaments, silent and live auctions, and other charity events, as well as securing grants.

**11) Maintain a Florida thoroughbred history library at the FTBOA's offices available as a research resource.** The FTBOA offices house an extensive research library, including more than 65 years of industry periodicals such as *The Florida Horse*, *The Blood-Horse*, *The Thoroughbred Record*, *Thoroughbred Times*, and *American Racing Manuals*. Sale catalogs are also available from North America's leading sales companies, as well as international sales catalogs. Rare thoroughbred breeding books are also available for review. Individuals use the library to help plan matings for their broodmares and keep up-to-date with the latest industry news.

**12) Maintain a Florida thoroughbred history museum available for tours in order to educate the public on Florida-bred racing history.** The FTBOA museum captures more than 75 years of Florida's thoroughbred history, with a collection including Needles' 1956 Kentucky Derby trophy, Codex's 1980 Preakness Stakes trophy and memorabilia from prominent thoroughbred families and farms, such as the Heaths, the Hoopers, the Franks, and Mockingbird and Tartan Farms. The museum is free and open to the public on weekdays during normal business hours (when the offices are open). Tours are typically provided to a wide variety of individuals, ranging from school field trips to retirement community groups and to many passersby visiting Ocala.

**13) Maintain the Florida Thoroughbred Hall of Fame**

Excellence in the industry is celebrated with the Florida Thoroughbred Hall of Fame maintained by the FTBOA which honors the people in the industry that have left an indelible mark on the industry within the state and nationally. Periodically, a selection and induction committee is formed to review candidates to be added to the Hall of Fame. In 2022, the FTBOA will reconvene a Hall of Fame committee to select another round of impactful industry leaders.

**14) Recognize Florida-breds winning stakes races across the country.** Each year the FTBOA honors the breeders of Florida-bred stakes winners in publications and at times with annual awards plaques, as funding permits. Breeding a stakes winner is a monumental achievement worthy of recognition from the FTBOA, spreading further goodwill for the Florida breeding industry.**15) Inform, educate, assist, and serve FTBOA members and prospective members while promoting the virtues of Florida-breds and Florida breeding, buying, selling, owning, training, and racing as part of daily FTBOA activities.** The FTBOA has a membership services department dedicated to providing members with many valuable benefits, including a number of member discounts from relevant businesses, numerous member services useful to thoroughbred breeders and owners, educational programs, member events, and collective representation before legislative and regulatory bodies.

**16) Facilitate communications with, between, and among the FTBOA membership, industry stakeholders, community, business, and the media.** Examples of these communication efforts and outreach are provided in the "Additional Information" section, which starts on page 7.

**17) Maintain a consistent and effective legislative presence in the State legislature in Tallahassee.** In order to communicate state benefits from the thoroughbred industry and to create a favorable governmental environment in which to advocate for initiatives that would make the Florida industry more competitive nationally and internationally, the FTBOA maintains a consistent presence in the state capitol. The FTBOA also works within the processes to oppose initiatives that would work counter to that goal. FTBOA plays a key role in advocacy for the thoroughbred industry. In 2015, the State of Florida approved the adoption and implementation of National Uniform Medication, thanks largely to efforts of the FTBOA acting as a driver of the legislation. Florida joined a number of leading racing states that have adopted reform. In 2021, FTBOA worked to push against decoupling for thoroughbred tracks in the state, successfully preventing that outcome.



**18) Participate in state regulatory developments surrounding horse racing in Florida, with an aim toward promoting the integrity and safety of Florida racing and creating a thoroughbred environment with a solid national reputation.** For example, as referenced above, the FTBOA was integrally involved in legislative and/or agency initiatives in 2015 to move Florida toward adopting standardized rules for the conduct of horse racing and toward adopting more nationally uniform standards on medication use. The rules were adopted under signature of the governor of the state. The FTBOA supports initiatives by stakeholders at the racetrack and stakeholders in horsemen’s groups that promote integrity and safety of Florida racing.

In 2020, the FTBOA collaborated with national stakeholders providing feedback from an Association perspective related to the federal “Horseracing Integrity and Safety Act of 2020” designed to improve the integrity and safety of horseracing by requiring a uniform anti-doping and medication control program to be developed and enforced by the independent Horseracing Integrity & Safety Authority. HISA became law in late December 2020 when Senate leadership folded the bill into the “Consolidated Appropriations Act, 2021.”

## **Additional Information on FTBOA Promotional Activities and Marketing Programs**

### **State, National and International**

- The creation and production of advertising campaigns to promote Florida-bred racing programs, thoroughbred ownership, Florida-bred incentives, deadline reminders, and important industry events as part of an ongoing marketing program, including a national/international digital marketing campaign.
- Placement of advertisements in print and online, in sales catalogs at thoroughbred sales, in program ads at racetracks, and in track condition books for trainers and owners.
- Sponsorship of key conferences and events in the industry, e.g., Pan American Conference, the National Owners’ Conference, Pegasus Day, Florida Cup Day, Florida Derby Day, Florida Million Day, among others.
- Identify new international marketing arenas. In 2021/2022, FTBOA has been working and will continue to collaborate with Trainer, the quarterly magazine for the training and development of the thoroughbred with a large European readership, to develop feature stories focusing on the Florida industry. In 2022, FTBOA garnered placement in the magazine with a 10-page feature on the state’s Central Florida horse country. In 2020, Horse Races NOW created an App and also a digital newsletter targeting international markets. FTBOA partnered to highlight the success of Florida-breds internationally on the platform.

- In 2018, TOBA, Keeneland and Fasig Tipton (Kentucky based) launched a US-Bred marketing program to promote US-Breds to the European and Australian audiences with print and digital products and key ad placements in leading European racing media sites. Once the program was proven successful gaining the interest of new owners in the marketplace, FTBOA joined the program. The US-Bred program is vital to ensuring Florida has a presence in this niche.
- In 2021/2022, FTBOA participated in the national Amplify Horse Racing initiative by mentoring a Florida college student with no background in the industry. The program was designed to introduce a new audience to the industry. FTBOA also participated in their national podcast highlighting equine educational opportunities in the state of Florida.

### State

- Promotion via placement in print in local, regional newspapers. For example, in 2021, FTBOA provided resources for The Villages Daily Sun “Special Report on North Florida’s Horse Culture.” The series, “*From Marion County to Racing’s Biggest Stages*” focused upon breeding, racing, training, and ownership of thoroughbreds within the state.
- Promotion on radio stations and television programs. In 2021, Horse Capital Television launched a regular segment on area TV channel 20, launched a phone app and launched on Smart TV systems. Developed with FTBOA, HCTV segments feature Florida thoroughbred industry topics on a regular basis. Radio stations and podcast programs request FTBOA resources for their content and they also book FTBOA management as show guests on a periodic basis. In 2022, Horse Capital TV expanded to be available on Fire TV, Roku, Apple TV and added an Apple i-phone app to its existing Google Play phone app. The show was awarded a national honor in 2022.
- Promotion at state industry conferences and events.
- Promotion of the Florida breeding industry with a roadside billboard strategically placed near the Ocala Breeders’ Sales grounds and Ocala international airport that targets out-of-state visitors

### National

- Promotion at national conferences and events in person or virtually (see below).
- Promotion of Florida-breds with a timeless series of commercials featuring Florida thoroughbred industry achievements titled, “*Florida Thoroughbred History Moments.*” In 2021, FTBOA added an additional title to the series, “*Florida Thoroughbred Legend Fred Hooper.*”

- Promotion at Equestricon™, the first and only premier horse racing lifestyle event designed to celebrate the sport of racing with its fans. Equestricon™ is a convention, fan festival, and trade show that brings together fans, stakeholders, industry insiders, and horseplayers to participate in a lively atmosphere of engagement, discussion, and entertainment (when held).
- Promotion of retired Florida-breds via the national Thoroughbred Retirement Foundation, national Retired Racehorse Project, the Thoroughbred Aftercare Alliance, equine events, and horse shows. In the Fall of 2021, FTBOA participated as a host, media partner and sponsor of the TRF horse show featuring Florida's Second Chance program at the Lowell Correctional Institution.

**International:** The FTBOA has been an active member of the international community promoting the Florida thoroughbred worldwide. The FTBOA's participation enhances the Florida thoroughbred climate by developing relationships with key personnel in other countries and promoting the Florida-bred internationally.

- **Trade missions:** Trade missions are part of the overall marketing program focused on enhancing inbound and outbound trade for Florida-breds in emerging thoroughbred markets, which may include in-country visits, periodic follow-up, and reporting of trade missions in industry publications. Trade missions have changed focus in 2020-2022 to focus almost entirely on in-bound trade incentive programs at stateside sales versus travel outbound to international locations.

From 2010 to 2018 emerging markets included South Korea, Japan, China, South America (Argentina, Brazil, Chile), and the Caribbean (Trinidad/Tobago and St. Lucia). Specific sales increases are directly correlated to the timing of trade missions to emerging countries that in turn increased visitors to the state and increased the number of horses they purchased.

As of June 30, 2022, the Japanese have steadily increased purchases which have led to more than \$56 million in sales of horses-in-training in Florida. The highest total of purchases by Japanese buyers was in 2022 with sales of more than \$9.1 million. This offset the reduced purchases of other international buyers who were restricted due to COVID-19. Since 2010, they account for 3.4% of 13.2% of the sales purchases internationally.

Still experiencing restrictions due to the pandemic, in 2021 South Koreans bought only one horse compared to purchases of 60 horses for more than \$1.6 million in 2020. However, through June 2022, they bounced back with more than \$1 million spent on 28 head. While some international buyers adapted to travel restrictions caused by the pandemic, South Korean buyers did not transition to bidding by phone or online as readily as the Japanese, likely because they prefer the traditional in-person experience of viewing horses. Since 2010, they have attributed to 2.3% of OBS's international sales revenues, approximately \$36.7 million. The pandemic did not slow the pace of purchases from Canadian buyers at OBS. Canada attributed to 2.2% of international sales 2010-2021. In 2021, 66 horses

purchased for more than \$2.9 million headed to Canada. Through June 2022, more than \$2 million was spent on 40 head exported to Canada. The cumulative total in last 12 years is more than \$34.2 million.

Since 2010, Ocala Breeders' Sales (OBS) has sold 31,641 thoroughbred horses totaling more than \$1.6 billion to buyers from 41 countries and regions and every state except Alaska. The top five countries purchasing the most horses from OBS sales since 2010 are 1) Japan, 2) Korea, 3) Canada, 4) UAE and 5) Saudi Arabia. Countries including Trinidad, Barbados, United Kingdom, and Russia round out the top countries, but in the past decade that has changed to Singapore, Ireland, Dubai, Qatar and the UK. The Middle East and Caribbean have been identified as emerging market for the OBS sales.

- Representation of the industry at the *“Round Table Conference on Matters Pertaining to Racing.”* The brief conference has featured a myriad of important topics and prominent speakers from the United States as well as many foreign countries and more than 300 industry participants now attend.
- **Sister City programs:** The FTBOA has played a significant role throughout the years with Ocala's Sister Cities — Newbridge in Ireland and Pisa in Italy. FTBOA has attended trade missions to both in the past and currently assists in the programming and marketing of trips to both countries and inbound trips. What began as an equine-only focus with Newbridge has grown into a strong inbound/outbound program for city services such as police and fire and a strong collaboration with the Ocala Metro Chamber of Commerce and Economic Partnership, creating opportunities for trade, technology, and manufacturing.

The City of Ocala and the FTBOA also partnered with Pisa, Barbaricina, and San Rossore began a Sister City program in 2004, a relationship of mutual industry connection. FTBOA regularly promotes both the Irish Twinning and Sister City Pisa program with key county leaders and connected breeders. A permanent display is located in the FTBOA museum and city hall promoting the programs. In 2021, the City of Ocala presented Newbridge, Ireland with a commemorative life-size art horse named Slainte which was placed near the city's newest firehouse. In 2019 and in 2020, the FTBOA welcomed the consulate and other key officials from Italy to Florida to observe the sales process and distributed collateral to visiting Italians.

- **Promotion at International conferences and events:** The Pan American Conference administered by The Jockey Club and the Organizacion Latinoamericana de Fomento (“OSAF”) is a key international connection. The Jockey Club, the breed registry for thoroughbreds in North America, and OSAF, which promotes thoroughbred breeding and racing in nine Latin and South American countries (Argentina, Brazil, Chile, Colombia, Ecuador, Paraguay, Peru, Uruguay, and Venezuela), hosts a periodic Pan American Conference. Among the topics are simulcasting, medication, harmonization of rules, international ratings and classifications, marketing, stud book issues, the importing and exporting of bloodstock, and thoroughbred ownership. Promotion is also included at the International Forum for the Aftercare of Racehorses.

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The Race Track Industry Program (RTIP) at the University of Arizona has gained worldwide recognition for its annual Global Symposium on Racing held in Tucson, AZ, every December since 1974. The Symposium attracts attendees representing thoroughbred, standardbred, quarter horse, greyhound, and racino interests from across the United States and internationally. Topics presented during the Symposium include issues and trends of importance to the pari-mutuel industry such as international simulcasting, account wagering, marketing, track surfaces, track operations, innovative technologies and regulation. Symposium speakers and panel sessions represent the “Who's Who” of the racing industry as well as specialists from outside the field. The broad cross-section of North American and international participants, representing all pari-mutuel racing breeds, makes the Global Symposium on Racing the largest industry conference in the world. The Symposium is another example of promotion of the Florida industry. FTBOA leadership - many of which are former graduates/and a past coordinator of the program - serve on panels and support various RTIP initiatives.

- Consultation with countries to assist with association issues, breed enhancement, racing programs and regulatory issues. Examples of providing industry information and consultation include the Barbados Breeders’ Association, the Virgin Islands Thoroughbred Breeders and Jamaica’s racing community, among others.

**Florida Sire Stakes:** The Florida Sire Stakes (“FSS”) is a special racing program for foals born in Florida and sired by a stallion standing in this state. The FTBOA began administering the program with the foals of 2012, featuring a robust racing schedule for FSS horses that typically includes a series of FSS stakes races with attractive FTBOA-funded purses, including the opportunity in some years for horses beyond the age of two to participate, as well as FTBOA funded purse supplements in a number of FSS-designated races. The program encourages breeding Florida-breds, standing Florida-based stallions, training and racing in Florida, and the purchase and sale of FSS-eligible horses.

Since taking over administration of the program in 2012, FTBOA achievements include:

- In 2021, the first leg of the Florida Sire Stakes series set a record \$10 million handle day at Gulfstream Park
- Creation of a marketing campaign to promote participation in the program nationally.
- Development of an FSS logo to help create a brand identity for the program, which other states have failed to do.
- Encouraged use of the FSS logo in the advertising of farms that breed, own, and/or race FSS-eligible horses, creating increased buy-in from other producers.

- Growth of eligibility rates since inception – since the launch of the program from a track-based program to being administered by the FTBOA in 2012, the growth in the number of horses being made eligible for the program has increased.
- Partnering with the racetracks to create significant FSS event dates on the racing calendar in Florida build the interest of the general public and draws national attention from industry professionals. Three major event dates typically span August through late September/early October annually, and a major event was added in recent years in December.
- Creation of FSS social media promotion of the events at the track, featuring interviews with stallion owners, breeders, and owners of the racehorses competing.
- Expanded eligibility in one or more FSS stakes races for two-year-olds to include horses foaled outside of Florida but sired by FTBOA-registered Florida stallions. This gives Florida stallions an additional marketing tool creating an additional economic impact by drawing out-of-state mares to Florida.

### **Support of Key Organizations**

- **Thoroughbred Owners and Breeders Association:** The Thoroughbred Owners and Breeders Association (“TOBA”), based in Lexington, Ky., was formed in 1961 and is a national trade organization for thoroughbred owners and breeders. TOBA's mission is to improve the economics, integrity, and pleasure of the sport on behalf of thoroughbred owners and breeders. TOBA's commitment to recruiting new owners to the industry, providing education through clinics and seminars, and enhancing owner and breeder experiences through programs such as the Sales Integrity Program, American Graded Stakes Committee and Claiming Crown, make TOBA the voice of thoroughbred owners and breeders. TOBA co-manages Thoroughbred OwnerView with The Jockey Club.

Thoroughbred Charities of America is the charitable arm of TOBA: The FTBOA supports TOBA seminars in Florida and The Jockey Club/TOBA OwnerView National Thoroughbred Owners' Conference by serving as panelists, acting as a resource for recruiting potential new owners, by kicking off programs by introducing the Florida industry to the participants, and by promoting TOBA's educational programs. FTBOA worked closely with TOBA to create a seminar discount for members who attend.

The FTBOA also promotes the Godolphin Thoroughbred Industry Employee awards annually. The National HBPA, TOBA and The Jockey Club are key players in the education, administration and facilitation of the awards that honor the unsung heroes of the industry. FTBOA promotes and nominates candidates for the awards.

In 2021, FTBOA attended the TOBA State Breeders Conference addressing the declining foal crop in America.

In 2020 and in 2021, an FTBOA nominee was selected for the Robert N. Clay Conservation award established in 2014 as a partnership between TOBA and the Equine Land

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Conservation Resource. The purpose of this award is to increase awareness of the importance of land conservation to the thoroughbred industry and serve as an inspiration to others within the industry.

In 2017, two FTBOA nominees were selected as national winners giving Florida's thoroughbred industry recognition. One of the awards for National Broodmare of the Year was the first time a mare outside of Kentucky was selected for such an exclusive honor. The FTBOA's participation enhances the Florida thoroughbred climate by showcasing Florida's thoroughbreds to potential owners, enhancing the experience of existing owners through appreciation and recognition.

- U.S. Livestock Genetics Export, Inc.: The mission of U.S. Livestock Genetics Export, Inc. ("USLGE") is to better serve world markets with superior livestock genetics from leading, progressive livestock breeders in the United States. USLGE is a non-profit, nationwide trade association that brings together a broad base of U.S. livestock organizations. USLGE represent the international marketing interests of the dairy, beef, sheep, swine, and horse breeding industries. Members also include the embryo and semen industry, livestock export sector, plus federal and state agriculture agencies. FTBOA participates at times.

USLGE members match international producers with sources in the United States that offer genetics with superior credentials. The combined resources of USLGE members include most major species and breeds — resources that are unmatched by any other single organization. This unique broad-based team offers more sources for superior performance-oriented genetics than any other group in the world. USLGE works as a one-stop center to make the genetic selection process easier, more efficient, and more productive.

FTBOA periodically attends USLGE conferences. FTBOA participation in USLGE enhances the ability of the Florida thoroughbred marketplace to serve world markets and allows the FTBOA to interact with other USLGE members and government agencies to develop export opportunities.

- Grayson-Jockey Club Research Foundation: The Grayson-Jockey Club Research Foundation ("Foundation") is traditionally the nation's leading source of private funding for equine medical research that benefits all breeds of horses. Since 1983, the Foundation has provided \$26.3 million to fund 358 projects at 43 universities. The Foundation exists to help all horses by funding excellent and significant veterinary research at universities throughout North America and internationally.

The FTBOA is a supporter of the Foundation, which continues to collaborate with companies in the equine community in Ocala and throughout Florida to raise \$100,000, which it will then use to solicit matching funds from individuals. The funds are earmarked to support equine research at the University of Florida.

The FTBOA's support enhances the Florida thoroughbred climate by signaling a growing interest among area organizations in advancing equine health and welfare through this important initiative. The Ocala Breeders' Sales Company and Ocala Stud, the oldest active

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thoroughbred farm in the state, have also shown support, and FTBOA will continue to publicize the initiative to industry leaders.

- **American Horse Council:** The mission of the American Horse Council (“AHC”) is to promote and protect the equine industry by representing its interests in Congress and in federal regulatory agencies on national issues of importance; to unify the equine industry by informing industry members of regulations and pending legislation and by serving as a forum for all member organizations and individuals; and to advise and inform government and the industry itself of the equine industry’s important role in the United States economy. FTBOA’s CEO serves on the racing committee for AHC, among other committees related to the sport.

The FTBOA is a member of the AHC and periodically attends AHC conferences. FTBOA’s CEO Lonny Powell received one of AHC’s top awards in 2022, the Van Ness award for being a champion of the equine industry. He was recognized for his work overseeing FTBOA’s political, regulatory, legal, public relations, and promotional activities. He has served as a registered lobbyist in California, Washington, Oregon, Arizona, and Florida promoting the thoroughbred industry specifically, and overall, the equine industry.

The FTBOA partnered with the AHC in 2017 and in the past to conduct vital economic impact studies regarding equines in the nation. The FTBOA is a key stakeholder in the planning of the 2022 study. The FTBOA worked to ensure a drill-down report of the study and was secured for the state of Florida and at the county level for the breeding region. This led to the identification of Marion County as having the largest horse population of any county in the United States (2005 & 2018), which in turn led to development of the moniker Horse Capital of the World® — a registered trademark of the Florida Thoroughbred Breeders’ & Owners’ Association, which is used as a recognized service mark worldwide to promote Florida thoroughbreds and the breeding region.

AHC created a Welfare Code of Practice in 2009 in which FTBOA is one of 58 participants. The Code outlines in generic terms what it means for an organization to be committed to the responsible breeding, training, care, use, enjoyment, transport, and retirement of horses. Organizations supporting the Code address equine welfare and responsible care. Participation with AHC enhances the Florida thoroughbred climate by keeping up on national trends affecting the industry, participating in key committees pertinent to the racing breed, and by serving as a national resource regarding taxes and other incentives for equines and equine producers.

- **Permanently Disabled Jockeys Fund:** The Permanently Disabled Jockeys Fund (“PDJF”) is a 501(c)(3) public charitable organization that provides financial assistance to some 60 former jockeys who have suffered catastrophic on-track injuries. Since its founding in 2006, the fund has disbursed over \$11 million to permanently disabled jockeys, most of whom have sustained paralysis or brain injuries.

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The FTBOA supports PDJF's Florida-based event ("Jockeys and Jeans") when held at Gulfstream Park. The FTBOA also works with event organizers to create event awareness, maximize attendance, and provide contacts for potential silent and live auction donors. The FTBOA works with *The Florida Horse* to provide coverage of the PDJF's mission. The Florida industry receives recognition at the event and in the event materials.

- **Thoroughbred Charities of America:** FTBOA supports Thoroughbred Charities of America ("TCA") with the FTBOA CEO having served on the board and offering staff support of fundraising events. TCA promotes the mission of providing a better life for thoroughbreds, both during and after their racing careers, by supporting qualified repurposing and retirement organizations and by helping the people who care for them. FTBOA has also partnered in the past with TCA at the Florida-bred Champions Gala to present awards of merit for the state of Florida to key individuals and groups that have had influence in the retirement lives of thoroughbreds. The Second Chances Farm at Lowell Correctional Institution that FTBOA fundraises and provides support for has been an honoree through the farm's manager. TCA has issued \$23 million to more than 200 charities.
- **Additional Organizations:** The FTBOA's CEO currently serves on the Florida Animal Industry Technical Council, an advisory council to the Florida Department of Agriculture and Consumer Services. Additionally, the FTBOA's CEO is regularly asked to speak as an industry expert to professional organizations, including Racing Commissioners International, and at conferences on simulcasting, thoroughbred ownership, the gaming marketplace, and gaming regulation. The FTBOA management team also serves on key councils and committees and is asked to speak at industry gatherings. The FTBOA management team also serves on educational committees to promote job opportunities in the industry. In 2020, the FTBOA began collaboration with the Marion County, Florida school system to highlight the new national apprenticeship for the equine industry through the Department of Labor, specifically focusing on thoroughbred industry opportunities.

### **Supporting National Thoroughbred Events**

- **Eclipse Awards:** Administered by the National Thoroughbred Racing Association ("NTRA"), the Eclipse Awards are the thoroughbred industry's highest honors, presented annually in a televised event to honor the best thoroughbred horses, industry participants, and media members – an evening frequently called the "Oscars of Horse Racing." The NTRA, Daily Racing Form, and the National Turf Writers and Broadcasters are organizers of the event, which is aired on Horse Racing TV, Television Games Network, and YouTube. The lead-up to the event features a number of other industry related events, including a ThoroFan breakfast. FTBOA is typically a supporter of the Eclipse Awards week when it is frequently hosted in Florida. High profile support brings key recognition to Florida-breds and Florida's contributions to the sport at an international and world class level with recognition in collateral for the events, at event sites, the awards program and throughout the awards telecast. The FTBOA also typically hosts the champions' breakfast and presents

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copies of *The Florida Horse* throughout the events. The mission of the NTRA is to increase the popularity, welfare, and integrity of thoroughbred racing through consensus-based leadership, legislative advocacy, safety and integrity initiatives, fan engagement, and corporate partner development. The FTBOA works closely with the NTRA, informing members regarding the safety alliance program, legislative updates, and NTRA's discount programs. The FTBOA also worked closely with the NTRA, and will continue to do so, as it relates to the pandemic providing resources and data used to draft position statements on how certain emergency funding, procedures and rules impact the industry negatively.

The NTRA Safety & Integrity Alliance is a standing organization formed in 2008 establishing standards and practices to promote safety and integrity in horseracing and to secure their implementation. Since its inception, the Alliance has helped spearhead reforms in the areas of improved medication and testing policies, guidelines for injury reporting and prevention, safety research, providing a safer racing environment, and post-racing care for retired race horses. Florida racetracks have gone through the accreditation process and are accredited. FTBOA supports the tracks and shares the achievement and ongoing efforts with the industry.

- **Track Superintendent Field Day Program:** The FTBOA has also been a supporter of the annual event which brings together track superintendents and their crews from around the United States, Canada, and Dubai to focus on best practices for track maintenance, equine and jockey safety, equipment, horse ambulances and emergency response plans including natural weather events. Held since 2001, representatives from about 50 thoroughbred and standardbred tracks along with expert speakers and sponsors participate. When the event is held in Florida, FTBOA management has been in attendance and has served as speakers.
- **National Thoroughbred Owners' Conference:** OwnerView, a website and information resource developed to assist both current and prospective thoroughbred owners, typically hosts a two-day in-person National Thoroughbred Owners' Conference annually and in 2020 a two-day conference was held virtually. In 2021 and 2022, the conference has been held monthly via virtual platform. The conference features panel discussions with prominent industry participants.

FTBOA's participation enhances the Florida climate by giving the Florida thoroughbred industry a platform to promote Florida to new owners and to create opportunities for existing owners to get involved. Florida's thoroughbreds receive recognition at the event, with FTBOA representatives serving on industry panels and actively promoting Florida farms at the event's opening reception.

In previous years, the FTBOA volunteered with the event planning committee to ensure Florida-bred recognition was maximized and the strong Florida thoroughbred brand was featured. FTBOA has previously sponsored a conference booth and served on the state ownership benefits panel. Since then, the FTBOA has worked to create high profile opportunities for the Florida industry.

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The OwnerView website, launched in May 2012, provides accurate information on trainers, public racing syndicates, the process of purchasing and owning a thoroughbred, racehorse retirement, and owner licensing. The need for a central resource to encourage thoroughbred ownership was identified in a comprehensive economic study of the sport that was commissioned by The Jockey Club and conducted by McKinsey & Company in 2011. OwnerView is a joint project of The Jockey Club and TOBA. The FTBOA also provides content to their website, <https://www.ownerview.com/> by supplying Florida-bred incentive program information and key industry information to promote what Florida has to offer.

- Racecourse Managers Certification Program: In 2021, FTBOA participated in the first-ever industry certification program related to racing surfaces, “Turfgrass as an Equine Surface” held by the University of Kentucky Biosystems & Agricultural Engineering Department, the NTRA Safety and Integrity Alliance and the Racing Surfaces Testing Laboratory. The Florida racetracks participate in programs for the safety of the racecourse surface.

### **Educating Florida on the Industry’s Impact**

- Industry Economic Impact Studies: The FTBOA assembles and disseminates key data on the industry’s economic, employment, and tax revenue impacts to industry stakeholders, members, business leaders, legislators, and the community at large. In 2014, the FTBOA gathered key racing industry stakeholders together to commission a study of the economic impact of racing breeds in the state of Florida. The resulting study, “*Florida Horse Racing Industry Economic Impact: Racing, Training, Breeding and Racetrack Operations*,” was presented to the Florida Senate Committee on Gaming on February 3, 2014. Professional research was provided by Cummings Associates and Civic Economics. Since then, the FTBOA has shared the results locally and at the state, national, and international levels to help educate the public about the industry’s significance.

The takeaway message is the Florida horse racing industry directly supports more than 12,000 in-state jobs, pays those workers over \$400 million in wages, and benefits each year, and generates an annual economic impact of over \$900 million. This impact is greater than that of Major League Baseball spring training in Florida.

In late 2014, the FTBOA worked with the Ocala/Marion County Chamber of Commerce & Economic Partnership (“CEP”) and other key industry stakeholders to commission a study of the economic impact of equines in the thoroughbred breeding region of Marion County. Kathleen Davis of Sports Marketing Research Institute (“SMR”) prepared the study. SMR assists major companies in determining where and how consumers are spending their discretionary income. Their clients include Major League Baseball, NASCAR, and the National Football League.

The results were released to business and community leaders at a CEP breakfast event in March 2015. The study also was presented by the FTBOA’s CEO at another CEP breakfast and at several other business events during the year. Overall, the results of this study indicated that the total economic impact of the equine industry annually in Marion County

is \$2.62 billion in revenues, \$1.60 billion in value added contribution to the Gross Domestic Product (GDP), and employment of 19,209 fulltime and part-time jobs. The majority of equine impacts in Marion County are due to thoroughbreds. These numbers have appeared in publications throughout the county, state, and nation since their release.

In mid-2017, the FTBOA partnered with the AHC Foundation to participate in a study of the economic impact of equines once again within the state and specifically Florida's thoroughbred breeding region, Marion County. FTBOA was the sole Florida thoroughbred stakeholder to financially support this critical research project. Released in 2018, the results provide key stakeholders, the business community, and city, county, and state officials with the information they need in making any decisions that may impact the industry. The economic impact of the horse industry in Florida is \$11.7 billion (horse ownership, equine institutions, profit-making organizations, and tourism spend by participants and spectators).

Total employment impact by the equine industry is 113,079 jobs, with a direct GDP contribution of \$3.6 billion and total value added to the economy of \$6.8 billion. Florida, with 387,078 horses, is the third largest equine state, behind only Texas and California. Approximately 717,000 acres of land in Florida is used for horse-related purposes.

The number of Florida residents that devote some portion of their free time to horse-related activities is 112,000 and 30.5% of households in Florida contain horse enthusiasts. One in four horses in Florida is a thoroughbred (99,000 horses), creating employment of 23,048 and \$2.7 billion in total economic impact. Thoroughbred sales generate \$156 million in annual revenue.

The FTBOA also supported surveys studying the pandemic crisis and how the event may negatively affect the industry both short-term and long-term. FTBOA reviews surveys for content and the specific use of industry terminology and applies details on how best to communicate with the industry for maximum and broad reaching response rates.

- **Industry and Community Affairs:** In 2014, FTBOA created an industry and community affairs position in order to educate the Florida public on the industry's significant economic contribution. Industry and Community Affairs connects the business and hospitality community with the equine community in terms of economic growth and buying power. It also connects the Florida thoroughbred industry with other states and nations. Projects have included working with media to develop features on the impact of the industry.
- **Business Leaders Program:** The FTBOA also created a business leader program to educate the local community about the industry by periodically providing a trip to attend Florida horse races, during which business leaders interact with FTBOA members. FTBOA management also serves as speakers at business leader forums including Leadership Ocala and Youth Leadership Ocala, among others.

## **APPENDIX B – 2023 FTBOA AWARDS PLAN**

- Office Loan Program: The FTBOA makes its offices available for meetings of local charitable organizations and businesses and a number have used the FTBOA board room or library to conduct their business, increasing their exposure to the thoroughbred industry (based on CDC guidelines).
- Educational Opportunities: FTBOA staff serves as representatives of the industry to the general public that visits the FTBOA offices, museum, and gallery. This includes scheduled and unscheduled tour groups, industry leaders, community leaders, and the business community. For example, the FTBOA has worked closely with Marion County realtors to highlight the industry's strong economic impact on the area. FTBOA staff also presents classes to the public to help promote the Florida thoroughbred and its impact on the state.
- Master the Possibilities: *"Master the Possibilities"* is a life-long learning community program with more than 900 programs, 5,000 students and 200 experts in the Marion County area. The FTBOA works closely with this program to promote the industry to the local community. In 2022, FTBOA hosted a series titled, *"History of the Florida Thoroughbred."* Programs included "A Spectator's Guide to Understanding Thoroughbred Sales," *"The Road to the Kentucky Derby Begins in Marion County,"* the *"Pictorial History of the Florida Thoroughbred Industry through a photographer's lens,"* *Fred Hooper: The Extraordinary Life of a Thoroughbred Legend* author talk and book signing and *"Creating a Thoroughbred Heritage Trail."*

In 2021, FTBOA set up author talks, meet and greets and a book signing to promote a legendary icon in the industry. In 2020, FTBOA worked with documentary filmmakers for the launch of *Born to Rein* providing research, promotion, and resources to the filmmakers. The film is now part of a history series on PBS and PBS kids. In 2018 and 2019, FTBOA worked actively with the program to refer and garner expert speakers on a broad range of equine topics on an ongoing basis. In 2017, FTBOA collaborated with the program creating two series, *"The Ocala Horse Industry: Then and Now,"* featuring industry speakers, and *"Innovations in Agriculture,"* featuring state-of-the-art horse farms. In collaboration with the On Top of the World team in 2015, FTBOA developed *"Horse Week"* which included a week of dedicated learning about the role the horse industry plays in the county and state. Approximately 300 students participated, with the student fees going to charity. In the last three years, over 800 students participated in FTBOA sponsored programs overall. A second program titled *"Horse Film Series,"* was developed to share different horse cultures from around the world with local residents.

- Appleton Trips & Tours Program: The FTBOA partners periodically with this quality program at the Appleton Museum, founded by historic Bridlewood's Florida thoroughbred farm founder, Arthur Appleton. The goal is to provide an inside look at the industry. In 2014, FTBOA staff hosted 60 participants at GoldMark Farm, which focused on special innovations that assist in providing thoroughbreds with the highest standard of care. FTBOA hosted the group again for in depth tours of the history museum and gallery.

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In 2022, FTBOA sponsored Horsin' Around, an interactive exhibit at the Discovery Center April through June 16 in Ocala with 3,572 attendees coming for the exhibit. The hands-on exhibit explored the horse industry and the science behind caring for horses. Kids could ride a plush pony, be an equine vet for a day, design their own jockey silks, try out a hobby horse dressage and jump course, or view footage of historic horse races

- In 2022, FTBOA researched and provided historical information, photos and thoroughbred economic impact data to create a permanent exhibit at the educational farm at Tradewinds Park, one of largest parks in Broward County. The land has a rich history with the thoroughbred industry and currently houses Equine-Assisted Therapies of South Florida and provides horseback riding. A work in progress, the exhibit should be open 2023.
- Marion County Equine Academy: A four-year Magnet educational program launches in the Fall of 2022 giving students in the county an opportunity to earn a high school level equine certification upon completion of a 4-year program focusing on foundations of agri-science, animal welfare, safety, handling, biosecurity, horse behavior, and horsemanship. The curriculum will be approved in the summer of 2022 with the first class launching in the Fall. Students will qualify for AEST certification upon graduation.
- Agriculture in the Classroom: The FTBOA participated in the "Agriculture in the Classroom" literacy project, a state-wide reading event for kindergarten through fifth grade classrooms sponsored by Cattlewomen, Master Gardeners, FFA, extension and 4-H agents. The FTBOA provided resources to help create a booklet, "Drive through Florida," for children to learn about Florida agriculture. The FTBOA followed up on this effort by collaborating to create a history booklet for the county which was unveiled on the 175<sup>th</sup> anniversary of the county. The library produced the booklet and thoroughbreds were provided a prominent history pictorial for the publication.
- Promotion of Equine Artists: The FTBOA has long been involved in promoting new artists interested in equine subjects. In the 1960s, the FTBOA collaborated with Black Stallion book series artist Angie Draper to paint Florida champions, which now grace the walls of the FTBOA industry museum and offices. The FTBOA supported many equine artists early in their careers and some are now considered top artists in the nation. The FTBOA averages one exhibition per year for local and state artists. The 20th anniversary of the public art project, Horse Fever, kicked off in 2020 and continued through 2021 with a series of programs and events engaging the business community, art world and regional artists sponsored by Marion Cultural Alliance and FTBOA.
- In 2020, FTBOA hosted a completely new exhibit featuring the "*Horses and Personalities of the Florida Thoroughbred World.*" In 2019, FTBOA hosted an exhibition of Florida-breds in art. In 2018, FTBOA promoted famed thoroughbred Silver Charm with a museum exhibition and cross-promoted with Old Friends Thoroughbred Retirement Farm in Kentucky. In 2017, FTBOA partnered with the Marion Cultural Alliance for an exhibition promoting Florida-breds who had competed in the Kentucky Derby, titled "Hometown

Derby Heroes”. The exhibition featured over 100 pieces of art by local and Florida artists promoting Florida-breds. Keeping the horse a focal point with artists ensures horses are a focus of arts and culture in the area and in Florida.

- Florida Tourism: Throughout the last decade, the FTBOA partnered with VISIT FLORIDA to bring a mini-horse to Tallahassee to promote the Horse Capital of the World®, provided a weekly TV platform for VISIT FLORIDA commercials to be aired nationally, and regularly provides resources as VISIT FLORIDA creates tourism campaigns promoting Florida’s horse culture. FTBOA works with VISIT FLORIDA representatives and Florida Turnpike guest relations personnel to promote the Florida thoroughbred museum and gallery, the industry, and equine activities in Central Florida. In 2019 and 2020, FTBOA hosted VISIT FLORIDA guest personnel with behind-the-scenes museum and gallery tours.
- Publications/Publication Content: FTBOA serves in an advisory and administrative role and provides editorial content for trade publications vital to the Florida thoroughbred and equine marketplace including the *Wire to Wire Racing Digest*, *Wire to Wire Auction*, *The Florida Horse* monthly magazine, *The Florida Horse Farm and Service Directory*, and *The Florida Horse Stallion Register*. FTBOA via Florida Equine Communications fulfills requests from media outlets, press secretaries, producers, and journalists on a regular basis. FTBOA spends considerable focus on the distribution of content to promote the mission of the Florida thoroughbred reviewing current strategies and identifying communications trends for the future to ensure the content reaches and impacts key audiences.
- In 2022, FEC won national awards from American Horse Publications for its cover art and feature art creativity.
- Turf Publicists of America: Turf Publicists of America (“TPA”) is an organization founded in 1951 comprised of racing publicists and marketing executives at racetracks (and Associations) with the shared goal of promoting the sport of thoroughbred racing. FTBOA staff participates in its membership and work closely with their initiatives.

### **Supporting Local Organizations**

- Ocala/Marion County Chamber & Economic Partnership: The national award-winning Ocala Metro Chamber of Commerce & Economic Partnership (“CEP”) was formed to create a one-stop approach to local business retention, attraction, and creation efforts. The CEP’s desire is to be a unified voice and catalyst for the local business community. By collaborating with partners and community investors, the CEP continues to improve the quality of life and build a powerful base for economic development in Marion County. The FTBOA supports the CEP by participating in workshops, seminars, committees, and leadership events. FTBOA staff members participate as speakers and panelists and seek out additional opportunities to promote the Florida thoroughbred. The FTBOA staff has spoken to the CEP membership, at committees, and also to the Leadership Ocala Youth

and Leadership Ocala business leaders. The CEP also created the Equine Engagement Initiative to advance the impact of equines to the county.

The FTBOA CEO previously served on the board of directors. The FTBOA provides key data and recommendations to the business community via the CEP as it relates to issues affecting the thoroughbred environment. FTBOA staff has previously invited CEP officials as guests on the Horse Sense radio show on NBC Sports Radio to promote cooperative initiatives, including the release of economic impact studies. FTBOA supports the CEP hosted Irish Trade Mission programs, and other equine related partnerships. FTBOA staff members were instrumental in the launch of the CEP website portal promoting the equine community. FTBOA staff have also been speakers at CEP events including, *“Future Careers in the Horse Industry”* 2022, *“Future Careers in the Horse Industry”* in 2019 and Leadership Ocala in 2022.

Also, in 2019 and still ongoing, the FTBOA formed a committee to establish criteria for thoroughbreds to be selected for a Walk of Fame to be placed in Ocala’s historic downtown. The CEP and City of Ocala initiative was designed to tie the roots of the equine industry to the growing city hub. This participation enhances the Florida thoroughbred climate by keeping the Florida thoroughbreds’ economic impact in front of key business leaders and emerging leaders. It also provides access for key leaders in other industry sectors to work with the FTBOA on a variety of local, state, and federal issues as needed.

- Marion County Hospitality Council: FTBOA staff attends meetings of this group with the purpose of promoting the industry and providing resources, including Farm and Service directories. The FTBOA periodically participates in their showcase program. The FTBOA has been key in developing committees including an Equine Tourism and Hospitality committee.
- Farm-City Week: National Farm-City Week, recognized by a White House proclamation, is organized by the National Farm-City Council, a non-profit organization dedicated to enhancing links between farm families and urban residents. The FTBOA contributed to the first Ocala Farm-City Week back in 1963.

Since then, the FTBOA has continued to be a valuable contributor to the Farm-City Week coalition along with UF/IFAS Marion County Extension Service, the Marion County Farm Bureau, public schools, and the Florida Department of Agriculture. This coalition typically hosts events throughout the national week, including a Farm-City Festival, Agricultural Hall of Fame dinner, and a Farm-City photo contest created by the FTBOA. This participation enhances the Florida thoroughbred climate by showcasing the longstanding history of agriculture in the county and the place horses have in that history.

- Florida Equine Institute & Allied Trade Show: Administered by the University of Florida IFAS Extension Service and the Central Florida Livestock Agents’ Group, the FTBOA is an ardent supporter of this one-day educational equine event. The FTBOA suggests event topics and trade show vendors and promotes the event in advance to FTBOA members and

## **APPENDIX B – 2023 FTBOA AWARDS PLAN**



to the community at large. FTBOA staff members also attend the event, promoting the Florida thoroughbred. The FTBOA partnered with organizers to offer a discounted ticket to the event for members and coordinates with Florida Equine Communications on publishing the proceedings of the institute. This participation enhances the Florida thoroughbred climate by providing equine practitioners key information from horse health experts and leaders in the field so they can make educated decisions in their equine businesses.

- Marion County Days in Tallahassee: The Ocala/Marion County Chamber of Commerce & Economic Partnership engages partners on legislative issues through the Business Advocacy committee, with dedicated events held throughout the year with elected representatives. The goal is to provide a forum to educate partners on issues affecting businesses and the community, while providing an opportunity to be an active part of the process.

The Marion County Days annual event gives partners the experience of lobbying for priority issues at the Florida Capitol. Participants also hear from special speakers and members of the Marion County Legislative Delegation. The FTBOA supports the two-day event by attending the reception with key representatives and promoting the Florida thoroughbred and its economic impact.

FTBOA staff is also called upon as special speakers presenting key industry issues and sharing the lobbying process with business leaders. This participation enhances the Florida thoroughbred climate by showing business leaders that FTBOA has strong skills in business advocacy and looks to develop key business partnerships to grow the economic benefits for all.

- University of Florida (“UF”) Large Animal Hospital: The UF Large Animal Hospital is the only equine veterinary hospital in Florida within a College of Veterinary Medicine and treats horses, cattle, alpacas, llamas, goats, pigs, and other large farm and food animals. The FTBOA works with the facility to promote their programs, serve as a resource, and share information with health care officials. A scholarship is also awarded. This participation enhances the Florida thoroughbred climate by keeping industry participants abreast of key issues affecting equine health. The FTBOA collaborates with UF on student intern opportunities.
- University of Florida Equine Programs: University of Florida College of Agricultural and Life Sciences Department of Animal Sciences creates innovative solutions to tomorrow's problems in the areas of teaching, research, and extension, by integrating the most modern technologies available with personal expertise and attention to the needs of both students and industry. Animal Sciences graduates work with the science and business of producing domestic livestock species or animal-related products. Animal Sciences students study biotechnology, reproduction, genetics, nutrition, physiology, growth, behavior, management, and food processing. The college offers specialization in equine science with instructors completing research in equine behavior and genetics. The FTBOA management

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serves as speakers and resources to assist with research and provide thoroughbred-specific background to students.

The FTBOA also hosts interns, one of which served as a professor specializing in equine journalism studies. In 2022, the FTBOA worked closely with UF faculty to engage industry members to complete valuable surveys related to the impact of the pandemic on the marketplace.

- College of Central Florida (“CCF”) Equine Programs: FTBOA staff are guest presenters at equine program classes on the health of the industry and the opportunities for careers in the field. In addition, they discuss current topics of interest to students regarding the industry. FTBOA also works with CCF annually on a student scholarship, participates in mock interviews and serves on the equine studies program advisory board.

FTBOA wrote a letter of support for the college’s newest certificate program, “*Equine Assistant Manager.*”

This participation enhances the Florida thoroughbred climate by promoting the industry to future participants. In 2021, FTBOA management participated in interviews for professors in the equine management program at the college, to help bridge the gap between learning and real-world careers.

- In 2020, FTBOA was one of the few business partners to establish a remote-intern program to accommodate the needs of the college and the students. The program served as a model for additional businesses to take part. Through the dedication of both partners, students were able to learn about the industry and how to adapt to the changes created by the pandemic crisis. In 2019, FTBOA management assisted the first class of the new equine events course curriculum by serving as a resource and sponsor for the CEP capstone class. The program was the first of its kind held at the college’s new Vintage Farm. FTBOA staff also served as speakers at CCF events throughout the year. In 2017, FTBOA participated in a new program with the college, titled “*Equine Summit*”. The Summit included sessions on equine topics, including career opportunities, equine welfare and farm management that were presented to educators, and high school and college students. The FTBOA CEO was invited to serve as a panelist in a program entitled, “*Making Florida a Competitive Destination,*” during which the intense competition to attract jobs on the state and local levels was discussed as well as the aggressive strategies the Ocala area pursues to promote economic development. The FTBOA also offers intern opportunities to students.
- Future Farmers of America (“FFA”): The FTBOA supports FFA programs with recognition of their equine proficiency winners and assists with fundraising efforts for their local and state equine programs. The FTBOA also works with interested FFA students as volunteers and interns. FTBOA staff periodically attends the FFA state convention in Orlando which enhances the Florida thoroughbred climate by promoting the industry to future participants. The FTBOA works with FFA advisors via the Marion County Business Advisory Council to share the types of jobs students should be aware of and how to best

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prepare for those jobs. FTBOA produced a feature for Horse Capital Digest on the MCBAC program and its participants which gave FFA teachers recognition and led to more programs being developed around equine. In 2022 and 2019, FTBOA hosted an FFA teacher externship which gave valuable educational insights to both.

- Marion County Ag Extension offices: FTBOA partners with Ag extension and UF/IFAS with programming, resources, and expertise. FTBOA participates in the Healthy Horse Conference and Florida Equine Workshops.
- Florida Farm Bureau: The FFB advisory board meetings are held on occasion at the FTBOA offices and FTBOA works with the bureau on projects including Farm-City Week and Ag Ventures as part of the county youth fair.
- Florida Farm Bureau Federation: FTBOA staff serve on the committee as technical advisors. Members include FDACS, UF/IFAS Animal Sciences, and the UF College of Veterinary Medicine, among other hands-on practitioners.
- Farm Credit of Florida: FTBOAS staff have served on the Young, Beginning and Small Farmers advisory committee since 2019. The committee works to identify obstacles and market trends for young, beginning and small farmers focusing on diversity, equity and inclusion in the industry.
- 4-H Programs: In Belleview, Dunnellon, and elsewhere around the state, the FTBOA supports 4-H programs with recognition of their thoroughbred breeding and sales programs and assists with fundraising efforts for their local and state equine programs. The FTBOA also works with interested 4-H students as volunteers and interns. FTBOA staff periodically attend 4-H fundraisers, as well as giving tours to area 4-H programs throughout the year that include visits to the museum, a local training track, and nearby horse farms to observe the local work being done with thoroughbreds. This participation enhances the Florida thoroughbred climate by promoting the industry to future participants. In 2020, FTBOA collaborated with a new club, Horse Capital Equestrians 4-H.
- Leadership Ocala/Citizen's Academies: FTBOA speaks, supplies programming, and consults for the equine portion of these programs which promote the industry to new leaders and citizens in the community.
- Thoroughbred Horse Shows: Run for the Ribbons: Run for the Ribbons, Inc. is a nonprofit program dedicated to improving the lives of thoroughbreds after their racing careers have ended. Founded in 2014, the Run for the Ribbons Horse Show is a hunter/jumper series for thoroughbreds only. Several shows are held annually at Cedar Lock Farm in the Ocala area. The FTBOA shares expertise in fundraising, event planning, marketing, and publicity with the non-profit, while working closely with organizers to share stories of successful Florida-breds that are part of the series. The FTBOA typically presents the program's highest honors for both horse and rider at the annual awards Gala. This participation enhances the

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Florida thoroughbred climate by promoting their versatility after racing to the general public. The program expanded nationally in 2017, and FTBOA supported the program as a sponsor, a resource, and with speakers. FTBOA also highlights Florida thoroughbreds at the event with an information station.

- **Stirrups ‘n Strides Therapeutic Riding Center:** Stirrups ‘n Strides provides therapeutic horseback riding and driving to persons with physical, mental, or emotional challenges, improving the quality of life for these individuals and offering an opportunity for emotional and physical growth through horsemanship and competition. The FTBOA shares expertise in fundraising, event planning, marketing, and publicity. FTBOA staff periodically attends their largest fundraiser annually, which is typically held in the Ocala area, as well as works to share success stories of retired thoroughbreds used in this program. This participation enhances the Florida thoroughbred climate by supporting a non-profit involved in the equine field and also promotes their versatility after racing.
- **Marion County Therapeutic Riding Association (“MTRA”):** MTRA offers the benefits of therapeutic horseback riding to persons of all ages and capabilities who are physically, mentally, or emotionally challenged. Serving the heart of Florida since 1985, MTRA is a PATH Premier Accredited organization. FTBOA shares publicity expertise with the nonprofit and shares stories of successful Florida-breds that are used in the program. This participation enhances the Florida thoroughbred climate by supporting a non-profit involved in the equine field by promoting the versatility of the thoroughbred after racing to the general public.
- **Horse Country Protection Program:** Formed in 2017, the goal of this program is to promote the preservation of agricultural land in Marion County by gathering key stakeholders from city and county governments, the business community, and the equine industry to assist planners as they map out the future of horse country here in Marion County. FTBOA has been a dedicated supporter attending key workshops and promotes the outcomes. The program has since become dormant as a larger effort with Horse Farms Forever formed as an outcome of early goals.
- **Horse Farms Forever (“HFF”):** Founded in 2018, the HFF mission is to raise awareness of the “character and culture” that defines Ocala and Marion County to ensure its protection for generations. HFF works with the County to partner on ways to help preserve the character and culture of horses, horse farms and the horse industry that makes it unique. HFF also works to shine a spotlight on farmland preservation. HFF’s work has quickly become high profile and impactful by minimizing several projects detrimental to Central Florida horse farms. HFF was awarded the national Robert N. Clay award for land conservation within the industry in 2020. FTBOA assists HFF with resources, serves as a member and marketing partner. In 2021, FTBOA participated in the Conversations About Conservation Summit with the goal of bringing key stakeholders together to share perspectives on growth and preservation.

- **Additional Associations:** Additional associations assisted by FTBOA in recent years include the Boys and Girls Club, YMCA, Hospice of Marion County, the American Heart Association of Marion County, Marion Cultural Alliance, Florida Thoroughbred Fillies, Florida Thoroughbred Farm Managers' Club, the Marion County Literacy Council, the Marion County 4-H Club, Farm Credit of Florida, and the Florida Center for the Blind, among others.

### **Thoroughbred Retirement Foundation (“TRF”)**

- **Thoroughbred Retirement Foundation’s Second Chances Farm at the Lowell Correctional Institution:** The FTBOA provides support for Florida thoroughbreds retired from racing that are cared for at the TRF’s Second Chances Farm at the state’s Lowell Correctional Institution in Marion County. This program gives inmates an opportunity to earn an equine certification degree while caring for retired thoroughbreds in their lifelong, post-racing home. This is the only female program of its kind in the country and is celebrating its 20<sup>th</sup> anniversary in 2020. It is one of only a handful nationwide. More than 100 women have graduated from this life-changing program, with very few returning to the prison system.

The low recidivism rate is remarkably good as compared to national averages of over 35%. The farm, founded in 2000, houses on average 40-50 horses, with 12 to 14 students participating in each session. The FTBOA partners in this program with the Florida Department of Corrections and the TRF based in Saratoga Springs, NY. Funds are raised through business and industry-supported charity golf tournaments, silent and live auctions, and open houses.

The FTBOA periodically hosts board meetings at the facility so board members can see first-hand the importance of the program’s efforts. This participation enhances the Florida thoroughbred climate by providing a strong program in the correctional system, providing a life-long home for Florida thoroughbreds, and providing educational opportunities that leads to gainful employment in the industry. Additional thoroughbred retirement resources are identified throughout this report.

**Membership Services:** The FTBOA formed a membership services department in 2013 to engage membership in a unified way, and membership has increased through the department’s initiatives. The FTBOA also engaged members in a communication survey in 2013, which led to a number of enhancements in the way FTBOA communicates with its membership and the industry. Benefits to members include:

- **Member Discount Program Business Partnerships:** The FTBOA partners with many businesses to provide exposure and offer discounts to FTBOA members. From restaurants and hotels to education and business services, the program draws from a broad spectrum of businesses.
- **Services:**
  - Provide information, research, and deadlines for breeder incentive programs.
  - Provide reduced cost Jockey Club and Bloodstock Research pedigree services.

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- Offer copy, notary, and fax services to members for industry-related items.
  - Provide resources for vendors, suppliers, and health professionals.
  - Provide information on trends pertinent to equine health.
  - Provide information on taxes and tax benefits available in the state.
  - Provide information regarding racetrack contacts, schedules, and requirements.
  - Provide licensing information.
  - Provide equine safety and welfare initiatives.
  - Conduct surveys to better serve the members' needs and to gather first-hand information on industry trends.
- Educational Programs:
    - Member Mentor Program: Launched in 2015, the program gives new members a chance to meet existing members in specific areas of expertise in the industry - sales, breeding, broodmare management, stallion management, breeding to sell, breeding to race, etc. Educational programs designed around these topics are held throughout the year. The FTBOA sponsors numerous seminars all year long and works in conjunction with the University of Florida's College of Veterinary Medicine, the Department of Animal Sciences, the Marion County Cooperative Extension Service, and the College of Central Florida.
    - Member Library & Research Center Services: The FTBOA keeps hard copies of Equibase, The Jockey Club, and racetrack information, as well as the latest racetrack condition books and statistics. The FTBOA's Research Center also includes historical sales catalogs, videotapes, rare books, and periodicals.
    - Industry Promotion: The nationally distributed magazine *The Florida Horse* and the annual *The Florida Stallion Register* and *The Florida Horse Farm & Service Directory* are all available to FTBOA members and to key industry stakeholders. The award-winning publications keep members updated on industry news and the performance of Florida-breds nationally. Members also receive e-newsletters sharing information on economic impact studies and other reports regarding the industry.
    - Member Events: The FTBOA hosts several events for members throughout the year; examples include a day at Tampa Bay Downs, a trip to the Florida Sire Stakes, advocacy trips to the Florida Capitol, charity holiday events, and the annual awards Gala. The FTBOA also hosts member mentor programs and special event days sponsored by area farms on occasion.
    - Member Committees: The FTBOA encourages member engagement, with an opportunity to get involved on committees that include communications/marketing, social, charity and outreach activities/events, and thoroughbred retirement, among others.

- Agriculture Affiliation: The FTBOA maintains close affiliations with the Florida Department of Agriculture and Consumer Services, the University of Florida's College of Veterinary Medicine, Department of Animal Sciences, and other agriculture related associations to ensure the promotion of the Florida thoroughbred.
- Industry Matters: The FTBOA is the voice for its members in the state of Florida in all matters concerning the thoroughbred industry. The FTBOA attends public hearings in addition to working one-on-one with government at all levels. The FTBOA also acts as a liaison for its members with various horse councils and associations.
- **Communications**
  - Print: Through a variety of industry and community publications, racetrack overnights, programs, and collateral materials.
  - Radio: FTBOA staff serves as moderators and/or guest speakers on radio shows periodically focused on equine topics and how they relate to the community. Guest speakers include community leaders, business leaders, charity professionals, and equine professionals.
  - Website: The FTBOA's website serves as the primary portal for information on the Florida thoroughbred.
  - Digital Outreach: FTBOA identifies key digital opportunities and communications via those channels.
  - Social Media: FTBOA engages on a number of social media platforms to promote the mission of the Florida thoroughbred and to promote the sharing of this mission and our success.
  - Television/Video: Horse Capital Television was launched in 2018 and has grown significantly promoting equines in the state of Florida. It has aired on Central Florida cable channels, YouTube, Vimeo and on video kiosks within the county. Its future growth includes hotel room-dedicated TV channels and a buildout of a Horse Capital network with 24-hour programming.
  - Text Programming: FTBOA identifies key stakeholders to inform of important deadlines.
  - Billboards: As identified previously in this plan.
  - Podcast: In July 2022, FTBOA launched a biweekly podcast program.

- Media partnership: In July 2022, FTBOA created a media partnership and now houses an award-winning production studio in the offices providing opportunities for more innovative media and content strategies.
- Informational Meetings & Events: The FTBOA holds informational meetings as needed to facilitate communication among members and with stakeholders, the community, and local businesses. Industry-initiated educational programs are promoted to FTBOA members and the general equine community.
- Direct Mail: The FTBOA provides several mailings annually regarding programs and services. Examples include registration, Florida Sire Stakes, and membership surveys. The FTBOA explores modern technology to provide these services based on member preferences, for example, texting deadline reminders.
- Education Station: Topical binders with information available online on equine-related topics such as health, safety, market trends, economic reports, and studies.
- Literature Display with Resource Materials:
  - Printed racetrack condition books and racetrack overnights (print on demand)
  - Sales results (print copies on demand)
  - Community events related to the industry
  - Thoroughbred retirement programs and events
  - National Thoroughbred Racing Association updates
  - Thoroughbred Owners & Breeders Association updates
  - Tax updates
  - Conservation materials
  - Small animal management materials (as available)
  - Best Management practices
  - Equine certification program information
  - Equine health, safety, and welfare research
  - Retired thoroughbred placement resources



**STATE OF FLORIDA**  
**FLORIDA GAMING CONTROL COMMISSION**  
**DIVISION OF PARI-MUTUEL WAGERING**  
**ANNUAL PLAN BREEDER, STALLION, AND STAKES AWARDS**

<b>Breeders' Association: FTBOA</b>			
<b>Review Notes for 2023 FTBOA Annual Plan for Breeder, Stallion, and Stakes Awards and its Submission</b>		<b>Legal Citation</b>	<b>Yes , No, N/A</b>
1	Did the plan provide for breeders' awards and stallion awards to be given at a uniform rate that is not greater than 20 percent and not less than 15 percent of the announced gross purse, if funds are available?	Sections 550.26165 (1) and 550.2625 (3)(a)-(b) & (h), Florida Statutes	<b>Yes</b>
	<b>Breeders' awards rates:</b> (transmittal letter page 1 and 2023 FTBOA Annual Plan item (1) page 1). Transmittal letter: "... the 2023 Awards Plan will continue to offer Breeder and Stallion Awards at the same rate currently authorized ... for 2022: 15% of the announced gross purse for both Breeder and Stallion Awards, with Breeder Awards distributed across first, second, and third place finishers."		
	1st place 10%		
	2nd place 3%		
	3rd place 2%		
	(10%+3%+2%=15%) calculation of percentage to verify that the 15% was in fact reached.		
	<b>Stallion awards rates:</b> (transmittal page 1 and 2023 FTBOA Annual Plan item (2) pages1- 2). Transmittal letter: "...the 2023 Awards Plan will continue to offer Breeder and Stallion Awards at the same rate authorized ... for 2022: 15% of the announced gross purse for both Breeder and Stallion Awards,..." and Annual Plan "Stallion Awards will be paid at a uniform rate of fifteen percent (15%) of the announced gross purse, with each such Stallion Award limited to no more than \$15,000."		
2	Does the plan qualify that awards shall be given if funds are available?	Section 550.26165 (1) and (2), Florida Statutes	<b>Yes</b>
	"pending the availability of funds" in the introductory paragraph on page 1 of both the transmittal letter and the 2023 FTBOA Annual Plan.		
3	Did the plan provide for no more than 40 percent nor less than 17 percent of the moneys dedicated for use as breeders' awards and stallion awards be returned pro rata to the permitholders that generated the moneys for special racing awards to be distributed by the permitholders to owners of thoroughbred horses participating in prescribed thoroughbred stakes races, nonstakes races, or both, in accordance with a written agreement establishing the rate, procedure, and eligibility requirements for such awards entered into by the permitholder, FTBOA, and the Florida Horsemen's Benevolent and Protective Association?	Sections 550.26165 (1) and 550.2625 (3)(c ), Florida Statutes	<b>Yes</b>
	<b>Stakes Races - Racing meets under Gulfstream Park Management (2023 FTBOA Annual Plan item (3)(a) page 2):</b>		
	17% for monies...as generated from all thoroughbred racing meets managed by Gulfstream Park Racing Association, Inc.,...of eligible thoroughbreds that finish in first place (possibly up to sixth place) in stakes races... pending the adoption of an agreement establishing the rate, procedure, and eligibility requirements of awards entered into by FTBOA, Florida Thoroughbred Horsemen's Association, and the relevant permitholders. Absent the agreement, funds will be distributed as stated in the Awards Account Surplus provision of the 2023 FTBOA Annual Plan {item (4) page 3}.		

Review Notes for 2023 FTBOA Annual Plan for Breeder, Stallion, and Stakes Awards and its Submission	Legal Citation	Yes , No, N/A
<p><b>Stakes Races - All other racing meets (2023 FTBOA Annual Plan item (3)(b) page 2):</b></p>		
<p>17% of monies dedicated by statute for breeders' awards and stallion awards will be returned to the permitholders generating the owners of eligible thoroughbreds that finish first place (and possible up to sixth place) in stakes races, pending adoption of an agreement entered into by the FTBOA, the relevant local horsemen's association, and the individual permitholder. Absent the agreement, funds will be devoted to Stakes Awards and distributed as set out in the Awards Account Surplus provision of the 2023 FTBOA Annual Plan {item (4) page 3}.</p>		
<p>4 Does the plan provide for maximum possible payments within revenues?</p>	<p>Section 550.26165 (2), Florida Statutes</p>	<p><b>Yes</b></p>
<p>Past trends are projected to continue, therefore the FTBOA is proposing a continuation of the 15% rate in order to ensure adequate reserves remain in the awards account. FTBOA believes that the 2023 awards plan will provide for maximum possible awards payments within available revenues, while continuing to maintain reserves that should be sufficient to deal with most contingencies. FTBOA further indicates that the 2023 award plan may be subject to future amendment based upon material changes in the thoroughbred breeding and racing industries or other circumstances underlying the plan, such as legislation, court decisions, natural disasters, or other emergency situations. (transmittal letter pages 1, 2, and 3 and 2023 FTBOA Annual Plan page 3)</p>		
<p>5 Does the plan allow for adjustments to compensate for changing revenues from year to year?</p>	<p>Section 550.26165 (3), Florida Statutes</p>	<p><b>Yes</b></p>
<p>Award plan provides language to ask for changes to the plan (adjustments) based upon unusual circumstances and changes in Florida's economy, its tourism outlook, and its gaming marketplace, which may come from myriad sources, including legislative, regulatory, and legal developments, etc. (transmittal letter pages 2-3 and 2023 FTBOA Annual Plan page 3)</p>		
<p>6 Did the breeders' association submit their plans to the division at least 60 days before the beginning of the payment year?</p>	<p>Section 550.26165 (3), Florida Statutes</p>	<p><b>Yes</b></p>
<p>Date Submitted to Division: 8/30/22 (email date)</p>		
<p>Beginning of Payment Year: 1/1/2023 (2023 FTBOA Annual Plan page 1)</p>		
<p>Number of Days submission precedes the beginning of the payment year: 123 days (August 1 day includes the date of submission + September 30 days + October 31 days + November 30 days + December 31 days)</p>		
<p>7 Is the payment year a calendar year or a 12 month period?</p>	<p>Section 550.26165 (3), Florida Statutes</p>	<p><b>Yes</b></p>
<p>Calendar Year: January 1, 2023 to December 31, 2023 (2023 FTBOA Annual Plan page 1)</p>		
<p>12 Month Period: N/A using a calendar year</p>		
<p>8 Is the payment year (a calendar year or a 12 month period) the same monthly payment period as noted in the prior annual plan's payment period?</p>	<p>Section 550.26165 (3), Florida Statutes</p>	<p><b>Yes</b></p>
<p>2023 Annual Plan payment period: January 1, 2023 to December 31, 2023 (2023 FTBOA Annual Plan page 1)</p>		
<p>2022 Annual Plan payment period: January 1, 2022 to December 31, 2022 (2022 FTBOA Annual Plan page 1)</p>		
<p>9 If number 6 is no, did the breeders' association provide the division with compelling reasons for the change to the payment period?</p>	<p>Section 550.26165 (3), Florida Statutes</p>	<p><b>N/A</b></p>
<p>10 Does the plan include a proposal for the general promotion of the industry?</p>	<p>Section 550.2625 (3)(h), Florida Statutes</p>	<p><b>Yes</b></p>
<p>Appendix B to the 2023 FTBOA Annual Plan</p>		
<p>11 If the plan withholds an amount as a fee for administering the payments of awards and for the general promotion of the industry, is it 10 percent or less?</p>	<p>Section 550.2625(3), Florida Statutes</p>	<p><b>Yes</b></p>

Review Notes for 2023 FTBOA Annual Plan for Breeder, Stallion, and Stakes Awards and its Submission	Legal Citation	Yes , No, N/A
<input type="checkbox"/> <a href="#">Administrative fee 10% (transmittal letter page 3 and 2023 FTBOA Annual Plan page 3)</a>		

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Re: Request to renew annual slot machine license  
Date: September 26, 2022

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### Executive Summary

A slot machine licensee has submitted an application to renew its annual slot machine license. The Commission should approve this request.

### Background

Slot machine gaming is authorized in Miami-Dade and Broward Counties at certain pari-mutuel facilities.<sup>1</sup> One such facility is Gulfstream Park Racing Association, Inc. d/b/a Gulfstream Park Racing & Casino (“Gulfstream”). Gulfstream is located in Broward County and possesses a valid thoroughbred racing permit. Gulfstream has been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year.

Commission staff received Gulfstream’s application to renew its slot machine license on September 6, 2022. The application was complete as of September 22, 2022.

### Analysis

In addition to submitting a complete application, a slot machine licensee must satisfy numerous requirements to be entitled to a renewed slot machine license.<sup>2</sup> Gulfstream has satisfied all of these requirements.

Recommendation: The Florida Gaming Control Commission should approve Gulfstream Park Racing Association, Inc. d/b/a Gulfstream Park Racing & Casino application for renewal of its slot machine license effective October 13, 2022 through October 12, 2023.

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<sup>1</sup> See generally Art. X, § 23, Fla. Const.; § 551.101, Fla. Stat.

<sup>2</sup> See, e.g., §§ 551.103(1)(f) (mandating \$2,000,000.00 surety bond for slot machine licensees); 551.106(1)(a) (requiring payment of annual nonrefundable \$2,000,000.00 license fee); 551.118 (requiring payment of annual nonrefundable regulatory fee of \$250,000.00 to fund compulsive or addictive gambling prevention program); see also Fla. Admin. Code R. 61D-14 (“Pari-Mutuel Wagering Facility Slot Machine Operations”).

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

**PERMITHOLDER APPLICATION FOR ANNUAL SLOT MACHINE LICENSE CHECKLIST**

APPLICATION INFORMATION				
<b>Permitholder Name:</b> Gulfstream Park – 321 – 1003		<b>File #3</b>	<b>App # 69</b>	
<b>Date Received:</b> September 6, 2022		<b>Case# 2022-043415</b>		
<b>Reviewer Name:</b> La'Keshia Jelks				
SLOT MACHINE LICENSE REQUIREMENTS				
	Requirement Description	Requirement Met? Y/N	Date Deficiency Letter Sent	Date Deficiency Resolved
1	Original application form DBPR PMW 3405.	Y		
2	Original Authorization for Release of Information form DBPR PMW 3460.	Y		
3	List of all ownership interests of five percent or greater as described in Rule 61D-14.002(b)(c)(d) and (e), FAC, Form DBPR 3190.	Y		
4	A copy of the binding written agreements between the facility and respective associations as required by Section 551.104(10), Florida Statutes (thoroughbred only).	Y		
5	Evidence of a current surety bond in the amount of \$2,000,000, payable to the Governor of the State of Florida, as specified in s. 551.103(1)(f), FS.	Y 7/1/2023		
6	Payment of the non-refundable \$2,000,000 application fee for a Slot Machine License as required by Section 551.106(1), FS submitted via EFT. Payment of the non-refundable \$250,000 regulatory fee for the Compulsive or Addictive Gambling Prevention Program as required by Section 551.118, FS, made payable to the Division, submitted via EFT.	Y	9/14/2022	
7	A list of slot machine business occupational licensees (i.e. vendors, manufacturers, distributors, service companies, etc.) with whom the permitholder intends to do business.	Y		
8	Disclosure of the applicant's internal control procedures required by Rule 61D-14.058, Florida Administrative Code.	Y	9/14/2022	9/15/2022

**90-day deadline: October 2022**

**Application approved by:**

  
 \_\_\_\_\_  
**Permitholder Administrator**

  
 \_\_\_\_\_  
**Second Review**

**October**, 2022  
 \_\_\_\_\_  
**Date**

**October 23**, 2022  
 \_\_\_\_\_  
**Date**



## **FLORIDA LICENSE FOR SLOT MACHINE OPERATIONS**

**WHEREAS** Gulfstream Park Racing Association, Inc., d/b/a Gulfstream Park Racing and Casino is the holder of a valid, active pari-mutuel permit to conduct thoroughbred racing at its facility located in Broward County, granted pursuant to Chapter 550, Florida Statutes.

**WHEREAS** Gulfstream Park Racing and Casino is authorized to conduct Pari-Mutuel Wagering activities at its facility pursuant to the Laws of Florida, on approved dates.

**WHEREAS** the majority of voters of Broward County, Florida authorized slot machines at pari-mutuel facilities within Broward County in a county-wide referendum conducted March 8, 2005.

**WHEREAS** Gulfstream Park Racing and Casino has made application for licensure to conduct Slot Machine Gaming from October 13, 2022, through October 12, 2023, pursuant to Florida Statutes and Administrative Rules adopted pursuant thereto. It has been found that Gulfstream Park Racing and Casino has fulfilled all the statutorily required conditions for licensure and is, therefore, qualified to hold a license to conduct Slot Machine Gaming as authorized under the Laws of Florida.

**WHEREAS** Gulfstream Park Racing and Casino has furnished and shall maintain in effect during the term of this license, the appropriate bond as required under Chapter 551, Florida Statutes.

**NOW THEREFORE BE IT KNOWN** that Gulfstream Park Racing and Casino is granted a non-transferable license, Number **SM321**, under which Gulfstream Park Racing and Casino may, exclusively at the slot machine facility located at **Gulfstream Park Racing Association, Inc.**, at 901 South Federal Highway, Hallandale, Florida 33009, receive, possess, operate and ship approved slot machine equipment, and conduct Slot Machine Gaming.

**BY RECEIVING THIS LICENSE** Gulfstream Park Racing and Casino agrees to, at all times during the term of this license, conduct its Slot Machine Gaming operation and maintain its Slot Machine Gaming facility in accordance with applicable Florida Statutes and Administrative Rules adopted pursuant thereto.

**LICENSURE GRANTED** this \_\_\_\_ day of October 2022, in Tallahassee, Florida.

**FOR THE STATE OF FLORIDA**

\_\_\_\_\_  
**Louis Trombetta, Executive Director  
Florida Gaming Control Commission**



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CONTROL COMMISSION

September 6, 2022

**SENT VIA OVERNIGHT DELIVERY**

Florida Gaming Control Commission  
Division of Pari-Mutuel Wagering  
Office of Operations  
1940 North Monroe Street  
Tallahassee, FL 32399-1037

**Re: Gulfstream Park Slot Operating License Renewal**

In accordance with the Florida Administrative Code, please find enclosed duly executed DBPR forms 3405, 3190 and 3460, along with the following documents required to renew our slot operating license:

1. Association agreements with Gulfstream;
2. Evidence of surety bond; and
3. List of occupational licensees with whom Gulfstream intends to do business.

Gulfstream Park Racing Association, Inc. had no civil, administrative or criminal proceedings and/or judgements initiated by any government entity or any other state or federal agency that would affect the license status of the applicant or any affiliate pursuant to sections 550.054 or 550.1815, Florida Statutes. Further, there are no officers, directors or managers with 5 percent or more interest in the business.

The additional required documents specified on page 2 of DBPR form 3405 have been submitted to the Division of Pari-Mutuel Wagering office in Ft. Lauderdale under separate cover.

If you have any questions, please contact the undersigned. Thank you.

Sincerely;

Lisa Sutor  
Casino Controller

DBPR PMW-3405 – Permitholder Renewal Application for Annual Slot Machine License



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

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 CONTROL COMMISSION

INSTRUCTIONS		
This form is to be submitted in conjunction with Form DBPR PMW-3460, Authorization for Release of Information, and Form DBPR PMW-3190, Officers and Directors. All three forms must be submitted to the division one month prior to the expiration of the current slot machine license.		
ORGANIZATION INFORMATION		
Federal Employer ID Number: [REDACTED]		
Permitholder's Legal Name: Gulfstream Park Racing Association, Inc.		
Doing Business As (D/B/A) Name: Gulfstream Park Racing & Casino		
MAILING ADDRESS		
Street Address or P.O. Box: 901 S. Federal Hwy		
City: Hallandale Beach	State: FL	Zip Code: 33009
County: Broward	Country: USA	
CONTACT INFORMATION		
Contact Name: Lisa Sutor	Title: Casino Controller	
Primary Phone Number: 954-455-6865	Primary E-Mail Address: lisa.sutor@gulfstreampark.com	
PHYSICAL ADDRESS		
Street Address: 901 S. Federal Hwy		
City: Hallandale Beach	State: FL	Zip Code (+4 optional) 33009
County: Broward		
ADDITIONAL CONTACT INFORMATION		
Alternate Phone Number	Fax Number	
Alternate E-Mail Address		
SLOT MACHINE AREA INFORMATION		
Short Description of Physical Location of Slot Machine Area(s): 1st and 2nd floors racetrack clubhouse		
What is the number of slot machines you intend to operate during the license period? Approx. 600		
Name and license number of Slot Machine Operations Manager or Slot Machine Management Company: Lisa Siples, License #10519336		
Name and address of the Custodian of Records in Florida: Traci Ferguson, Gulfstream Park		



Gulfstream Park racing Association, Inc. (TBRD321)

License					
Fed Tax #	██████████	Lic Type	1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo	Expires On	06/30/2024
File #	4449	Name	SIPLES, LISA MARIE	Extended To	
License #	10519336	Rank	SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo	Renewed On	05/07/2021
Entity #	10519336	Lic Status	Current		

Address					
Street #	5610	Street	NW 61ST STAPT 1112		
Line 2					
Line 3					
City	COCONUT CREEK	State	FL	Zip	33073
		Routing			

List the dates and hours of slot machine operations:  
10 am - 3 am subject to change with notice to DBPR

Does the applicant have any ownership interest in another Florida permit? If yes, disclose the name of the permit: _____	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Does the applicant have any ownership interest in a slot machine testing laboratory company? If yes, disclose the name of the testing laboratory: _____	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Does the applicant have any ownership interest in a slot machine manufacturer and/or distributor? If yes, disclose the name of the slot machine manufacturer/distributor: _____	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any other jurisdiction taken action regarding the applicant's gaming license? If yes, provide the name of the jurisdiction, the reason for the action, and the action taken: _____	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

**Additional requirements to be submitted to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, Office of Operations, 1940 North Monroe Street, Tallahassee, Florida 32399-1037:**

- 1) Submission of a list of all ownership interests of five percent or greater. If a corporation, the name of the state in which incorporated and the names and addresses of the officers, directors, and shareholders holding five percent or more equity or, if a business entity other than a corporation, the names and addresses of the principals, partners, shareholders or any other person holding five percent or more equity as described in Rule 61D-14.002(1)(d), (e) and (f), Florida Administrative Code (F.A.C.), on Form DBPR PMW-3190.
- 2) Submission of a copy of the binding written agreements between the facility and respective associations as required by Section 551.104(10), Florida Statutes.
- 3) Evidence of a current surety bond in the amount of \$2,000,000, payable to the Governor of the State of Florida, as specified in Section 551.103(1)(f), Florida Statutes.
- 4) Submission of a list of slot machine business occupational licensees (i.e., vendors, manufacturers, distributors, service companies, etc.) with whom you intend to do business.
- 5) Disclosure of any administrative, civil or criminal proceedings, and/or any judgments initiated by any governmental agency or any other state or federal agency that would affect the license status of the applicant or any affiliate of the applicant pursuant to Sections 550.054 and 550.1815, Florida Statutes.

**Additional requirements to be submitted to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, Office of Slot Operations, North Broward Regional Service Center, 1400 West Commercial Blvd., Suite 165, Ft. Lauderdale, Florida 33309:**

- 1) Submission of the slot machine applicant's employee training plan for the Compulsive or Addictive Gambling Prevention Program.
- 2) A copy of the facility's written policy for creating opportunities to purchase from minority vendors in Florida, creating employment opportunities for minority residents in Florida, opportunities for construction services provided by minority contractors, and ensuring opportunities for employment are offered on an equal, nondiscriminatory basis.
- 3) A copy of the licensee's current internal controls.
- 4) A copy of the licensee's current Surveillance Plan and Security Plan.
- 5) A current version of the licensee's Floor Plan as described in Rule 61D-14.050, F.A.C.

**ATTEST STATEMENT**

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as if made under oath. To the best of my knowledge, all information contained on this application is true and correct. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 551.107, Florida Statutes.

*Diana Leborg*  
 Signature of Applicant or Applicant's Representative

9/7/22  
 Date

DBPR PMW-3460 – Authorization for Release of Information



STATE OF FLORIDA  
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
 DIVISION OF PARI-MUTUEL WAGERING  
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PERSONAL INFORMATION					
Social Security Number/Federal Employer ID Number: [REDACTED]					
IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION					
Last Name:	First	Middle:	Title:	Suffix:	
Birth Date: (MM/DD/YYYY)					
Name of Employer:					
IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION					
Representative's Name:	Last:	First:	Middle:	Title:	Suffix:
	Leibovitz	Dana			
Business Entity Name: Gulfstream Park Racing Association, Inc.					
Official Capacity: Casino Manager					
ALL APPLICANTS PLEASE READ AND SIGN BELOW					
I, <u>Dana Leibovitz</u> , do hereby instruct all law enforcement or criminal justice agencies to (name of applicant/representative)					
release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Department of Business and Professional Regulation or the Florida Department of Law Enforcement.					
I, <u>Dana Leibovitz</u> , do hereby instruct all law enforcement, gaming commissions, tribal (name of applicant/representative)					
gaming regulatory agencies and/or commissions, state agencies and/or commissions responsible for gaming regulation or criminal justice agencies to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Department of Business and Professional Regulation or the Florida Department of Law Enforcement.					
I further authorize any financial or public institution to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.					
Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.					
<b>Dana Leibovitz</b>					
(if individual applicant - legal name and any nickname or alias in parentheses)					
Applicant/Representative Signature: <u>Dana Leibovitz</u>					Date: <u>9/7/22</u>

Gulfstream Park racing Association, Inc. (TBRD321)

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo</b>	Expires On <b>06/30/2023</b>
File # <b>5401</b>	Name <b>Leibovitz, Dana Leon</b>	Extended To
License # <b>11076599</b>	Rank <b>SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo</b>	Renewed On <b>04/28/2020</b>
Entity # <b>11076599</b>	Lic Status <b>Current</b>	
<b>Address</b>		
Street # <b>5000</b>	Street <b>SW 164TH TERRACE</b>	
Line 2		
Line 3		
City <b>MIAMI</b>	State <b>FL</b>	Zip <b>33131</b>
	Routing	



**STATE OF FLORIDA**  
**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**  
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Please provide information on the partners, managers, officers, or directors for your business entity below.

ORGANIZATION NAME	
Name of Organization Gulfstream Park Racing Association, Inc.	Permit # 321
D/B/A or Trade Name Gulfstream Park	

LIMITED LIABILITY CORPORATION QUESTIONS
If your corporation is a limited liability corporation (LLC), is the corporation member managed or manager managed? You can check your Articles of Incorporation for this information. Member Managed <input type="checkbox"/> Manager Managed <input checked="" type="checkbox"/>

Please list below all Officers, Directors, Managers, and/or Shareholders with 5 percent or more interest in the business:  
 Attach additional sheets as necessary.

MANAGEMENT INFORMATION				
Last Name TSG Developments, Inc.	First	Middle	Title	Suffix
Office Held	License #	Percentage of Ownership 100%		
RESIDENCE ADDRESS				
Street Address or P.O. Box 455 Magna Drive, 2nd Floor				
City Aurora		State ON	Zip Code (+4 optional) L4G 7A9	
County (if Florida address)		Country Canada		

MANAGEMENT INFORMATION				
Last Name Badgett	First Bill	Middle	Title	Suffix
Office Held Executive Director South Florida Racing	License # PIN754881	Percentage of Ownership n/a		
RESIDENCE ADDRESS				
Street Address or P.O. Box 1313 Madison St.				
City Hollywood		State FL	Zip Code (+4 optional) 33019	
County (if Florida address) Broward		Country USA		

Gulfstream Park racing Association, Inc. (TBRD321)

License		
Fed Tax # [REDACTED]	Lic Type <b>1021 - PMW Professional Individual Occupational</b>	Expires On <b>06/30/2025</b>
File # <b>10510</b>	Name <b>BADGETT, WILLIAM JR</b>	Extended To
License # <b>754881</b>	Rank <b>PIND - Professional Individual Occupational</b>	Renewed On <b>06/17/2022</b>
Entity # <b>754881</b>	Lic Status <b>Current</b>	

Address		
Street # <b>1201</b>	Street <b>S OCEAN DR APT 14105</b>	
Line 2		
Line 3		
City <b>HOLLYWOOD</b>	State <b>FL</b>	Zip <b>33019</b>
Routing		

Other		
1st License Date <b>07/03/2019</b>	Rank Date <b>06/17/2022</b>	Certificate #
Method <b>I-S-1024</b>	Status Date <b>07/03/2019</b>	Certificate Date
Fee Exempt <b>No</b>	Birth Date [REDACTED]	Renewal Sent

MANAGEMENT INFORMATION				
Last Name Lakow	First Michael	Middle	Title	Suffix
Office Held VP Racing	License # 10132609	Percentage of Ownership n/a		
RESIDENCE ADDRESS				
Street Address or P.O. Box 52 NW Chaucer Ln.				
City Boca Raton	State FL	Zip Code (+4 optional) 33432		
County (if Florida address)	Palm Beach	Country	USA	

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MANAGEMENT INFORMATION				
Last Name Rogers	First Michael	Middle	Title	Suffix
Office Held COO	License # 1592463	Percentage of Ownership n/a		
RESIDENCE ADDRESS				
Street Address or P.O. Box 20 Hidden Forest				
City Cedar Valley	State ON	Zip Code (+4 optional) LOG 1E0		
County (if Florida address)		Country	Canada	

MANAGEMENT INFORMATION				
Last Name	First	Middle	Title	Suffix
Office Held	License #	Percentage of Ownership		
RESIDENCE ADDRESS				
Street Address or P.O. Box				
City	State	Zip Code (+4 optional)		
County (if Florida address)		Country		

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
Dana Leibovitz	Casino Manager	<i>Dana Leibovitz</i>	9/7/22
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of <u>Broward</u> Sworn to (or affirmed) and subscribed before me this <u>7th</u> day of <u>September</u> , 20 <u>22</u> , <u>Dana Leibovitz</u> , who is personally known to me or produced the following as identification:			
<i>[Signature]</i> Notary Public My Commission Expires: <u>7/31/2024</u>			

Gulfstream Park racing Association, Inc. (TBRD321)

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1021 - PMW Professional Individual Occupational</b>	Expires On <b>06/30/2025</b>
File # <b>59288</b>	Name <b>LAKOW, MICHAEL SCOTT</b>	Extended To
License # <b>10132609</b>	Rank <b>PIND - Professional Individual Occupational</b>	Renewed On <b>06/14/2022</b>
Entity # <b>10132609</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>52</b>	Street <b>NW CHAUCER LANE</b>	
Line 2		
Line 3		
City <b>BOCA RATON</b>	State <b>FL</b>	Zip <b>33432</b>
Routing		

<b>Other</b>		
1st License Date <b>10/08/2019</b>	Rank Date <b>06/14/2022</b>	Certificate #
Method <b>I-S-1024</b>	Status Date <b>10/08/2019</b>	Certificate Date
Fee Exempt <b>No</b>	Birth Date [REDACTED]	Renewal Sent

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo</b>	Expires On <b>06/30/2025</b>
File # <b>3517</b>	Name <b>ROGERS, MICHAEL M</b>	Extended To
License # <b>1592463</b>	Rank <b>SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo</b>	Renewed On <b>12/23/2016</b>
Entity # <b>1592463</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>20</b>	Street <b>HIDDEN FOREST DRIVE</b>	
Line 2		
Line 3		
City <b>CEDAR VALLEY</b>	State <b>99</b>	Zip <b>LOG 1E0</b>
Routing		

<b>Other</b>		
1st License Date <b>07/01/2022</b>	Rank Date <b>07/11/2022</b>	Certificate #
Method <b>I-S-1017</b>	Status Date <b>07/11/2022</b>	Certificate Date
Fee Exempt <b>No</b>	Birth Date [REDACTED]	Renewal Sent



**2022 GULFSTREAM PARK FLORIDA-BRED  
STAKES PROGRAM AGREEMENT**

This Agreement among the Florida Thoroughbred Breeders' and Owners' Association ("FTBOA"), the Florida Horsemen's Benevolent and Protective Association, Inc. ("FHBPA"), and Gulfstream Park Racing Association, Inc. ("Gulfstream Park"), (collectively the "Parties"), sets forth the terms of the FTBOA's Florida-Bred Stakes Program for races conducted at Gulfstream Park in 2022. From all of its available sources, the FTBOA will offer under this Program a total of \$1.75 million in Florida-Bred purses and purse supplements, which is expected to otherwise comply with all relevant Florida laws on the use of breeder and stallion award funds.

The distribution of these funds is detailed below and outlined in the attached Exhibits A and B, the terms of which are specifically incorporated herein by reference. If any of the funds committed under this Agreement to a particular race or program are not earned in races conducted at Gulfstream Park in 2022, then those funds will be returned or released to the Parties in the same proportion in which they were contributed to that race or program, as provided in Exhibits A and B.

**FTBOA Florida Sire Stakes**

The FTBOA Florida Sire Stakes ("FSS"), as addressed in this portion of the Agreement, will consist of the following two-year-old races to be run at the Gulfstream Park facility, as further described below: (a) a filly race and a colt race at six furlongs, with a purse of \$100,000 per race, totaling \$200,000, to be run in August 2022 (the "August races"); (b) a filly race and a colt race at seven furlongs, with a purse of \$200,000 per race, totaling \$400,000, to be run in late August through early September 2022 (the "September races"); and (c) a filly race and a colt race at 1-1/16 miles, with a purse of \$400,000 per race, totaling \$800,000, to be run in late September through early October 2022 (the "October races"). Except as otherwise provided below, all funds under this portion of the Agreement for the FTBOA Florida Sire Stakes shall be paid only on thoroughbreds properly registered with the FTBOA as Florida-Breds and as FSS-eligibles.

**The FTBOA Florida Sire Stakes – Fillies Division (*Desert Vixen*)**

**\$100,000 Guaranteed**

**Trophy to the Winning Owner**

**Fillies, Two Years Old, that are Florida Sire Stakes Registered. \$1,250 to pass the entry box and \$750 additional to start, with a purse of \$100,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 121 lbs., maidens allowed 3 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. Six Furlongs**

**The FTBOA Florida Sire Stakes – Colts & Geldings Division (*Dr. Fager*)**

**\$100,000 Guaranteed**

**Trophy to the Winning Owner**

**Colts and Geldings, Two Years Old, that are Florida Sire Stakes Registered. \$1,250 to pass**

the entry box and \$750 additional to start, with a purse of \$100,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 121 lbs., maidens allowed 3 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. Six Furlongs

**The FTBOA Florida Sire Stakes – Fillies Division (*Susan's Girl*)**

**\$200,000 Guaranteed**

**Trophy to the Winning Owner**

**Fillies, Two Years Old, that are Florida Sire Stakes Registered.** \$2,000 to pass the entry box and \$1,000 additional to start, with a purse of \$200,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 121 lbs., maidens allowed 3 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. Seven Furlongs

**The FTBOA Florida Sire Stakes – Colts & Geldings Division (*Affirmed*)**

**\$200,000 Guaranteed**

**Trophy to the Winning Owner**

**Colts and Geldings, Two Years Old, that are Florida Sire Stakes Registered.** \$2,000 to pass the entry box and \$1,000 additional to start, with a purse of \$200,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 121 lbs., maidens allowed 3 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. Seven Furlongs

**The FTBOA Florida Sire Stakes – Fillies Division (*My Dear Girl*)**

**\$400,000 Guaranteed**

**Trophy to the Winning Owner**

**Fillies, Two Years Old, that are Florida Sire Stakes Registered.** \$3,500 to pass the entry box and \$1,500 additional to start, with a purse of \$400,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 122 lbs. Non-winners of a sweepstake allowed 2 lbs.; a race at a mile or over other than claiming allowed 4 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. One Mile and One Sixteenth

**The FTBOA Florida Sire Stakes – Colts & Geldings Division (*In Reality*)**

**\$400,000 Guaranteed**

**Trophy to the Winning Owner**

**Colts and Geldings, Two Years Old, that are Florida Sire Stakes Registered.** \$3,500 to pass the entry box and \$1,500 additional to start, with a purse of \$400,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 122 lbs. Non-winners of a sweepstake allowed 2 lbs.; a race at a mile or over other than claiming allowed 4 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also

eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. **One Mile and One Sixteenth**

FTBOA will receive all start and entry fees.

Thoroughbred horses produced from the Florida breeding season of 2018 and subsequent years that are sired by stallions standing in Florida appropriately registered with the FTBOA ("Florida stallions") and foaled in other states shall also be eligible to compete in the above races under the following conditions:

- The horse must be sired by a Florida stallion for which the FTBOA has timely received double the FSS stallion registration fee for the year the foal was conceived.
- On behalf of the horse, the FTBOA must have timely received all required FSS eligibility payments at double the established rate for FTBOA-registered Florida-Breds.
- The horse will race for only 50% of the FSS purse stated above in the entered stakes race.

#### **Florida-Bred Purse Supplements ("Florida-Bred Incentive Fund" or "FBIF")**

The FTBOA proposes to offer up to \$250,000 in Florida-Bred purse supplements for FTBOA-registered Florida-Breds in certain overnight races for two-year-olds and up at Gulfstream Park in 2022. These purse supplements will be paid on first through third-place FTBOA-registered Florida-Bred finishers (70%, 20%, and 10% respectively), with the goal of Florida-Breds running for \$5,000-\$10,000 more in each race than non-Florida-Breds. Additional details regarding the proposed FBIF program are set forth in the attached Exhibit B. The FBIF program will take effect once the parties enter into a subsequent agreement establishing the conditions and dates of eligible races and any financial contributions to the program from Gulfstream Park and/or the FHBPA, with this agreement to be entered into on or before January 31, 2022.

#### **Two-Year-Old Maiden Special Weight FSS Purse Supplements**

Up to twenty (20) \$5,000 "Win-Only" purse supplements will be offered for two-year-old maiden special weight races, available only to thoroughbreds winning those races that are properly registered with the FTBOA as Florida-Breds and as FSS-eligibles. Purses for these races shall be divided equally between colts and fillies, with the conditions and dates of those races subject to the mutual agreement of the Parties. The total of up to \$100,000 in two-year-old purse supplements under this paragraph will be offered in races conducted at Gulfstream Park in 2022.

### **Florida-Bred Preferred Races**

Pursuant to the agreement provided in section 550.5251(3)(a), Florida Statutes, Gulfstream Park shall make a good faith effort to daily write and offer both Florida-Bred preferred races and Florida-Bred restricted races at its track in 2022. The Florida-Bred preferred or restricted races shall be included within the first ten races offered daily in the condition book. The Florida-Bred preferred or restricted races offered daily shall be a mix of all conditions and types of races (including stakes races).

### **Additional Terms**

Gulfstream Park agrees to provide, upon request on behalf of owners of the horses entered, up to four complimentary Ten Palms seats and dining privileges per Gulfstream Park's reservation policy for all FTBOA Florida Sire Stakes races and other stakes races for Florida-Breds.

When offering any race for Florida-bred horses throughout the year, Gulfstream Park will confine such offerings to horses registered as Florida-Breds with the FTBOA and will announce such races as being for "FTBOA Registered Florida-Breds."

Pursuant to section 550.2625(6)(e), the parties hereby authorize the payment of Florida Owners' Awards (FOAs) for races conducted at Gulfstream Park in 2022 as follows: 70% of the FOA to the owner of the winner, 20% to second place, and 10% to third place.

The FTBOA may elect in writing to unilaterally terminate this Agreement and seek its renegotiation for the remainder of 2022 if there are any change(s) in the thoroughbred breeding and racing industries deemed material by the FTBOA, which may include, but are not limited to, new legislation, court decisions, natural disasters or states of emergency, etc.

Should the terms set forth herein be acceptable to each party, please sign below and return the copy marked "FTBOA" to my attention at your earliest convenience. Please be advised, however, that this Agreement remains conditional until such time as it is executed by each party and the signed Agreement is subsequently approved by the Executive Committee of the FTBOA.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Agreed to this \_\_\_ day of October, 2021.

**GULFSTREAM PARK RACING ASSOCIATION, INC.**

By:   
William (Billy) Baggett, General Manager

**FLORIDA HORSEMEN'S BENEVOLENT & PROTECTIVE ASSOCIATION, INC.**

By:   
Stephen W. Screnci, President

**FLORIDA THOROUGHBRED BREEDERS' ASSOCIATION, INC. d/b/a  
FLORIDA THOROUGHBRED BREEDERS' AND OWNERS' ASSOCIATION**

By:   
Lonny T. Powell, CEO & Executive Vice President

cc: Mike Lakow

**Exhibit A**  
**2022 GULFSTREAM PARK FLORIDA-BRED STAKES PROGRAM AGREEMENT**

		FLORIDA-BRED PURSE SUPPLEMENTS (FBIF)	WIN ONLY - FSS PURSE SUPPLEMENTS	FLORIDA SIRE STAKES "FSS"	TOTAL
2 YO Colt	FTBOA FSS DR. FAGER STAKES			\$100,000	
2 YO Filly	FTBOA FSS DESERT VIXEN STAKES			\$100,000	
2 YO Colt	FTBOA FSS AFFIRMED STAKES			\$200,000	
2 YO Filly	FTBOA FSS SUSAN'S GIRL STAKES			\$200,000	
2 YO Colt	FTBOA FSS IN REALITY STAKES			\$400,000	
2 YO Filly	FTBOA FSS MY DEAR GIRL STAKES			\$400,000	
2 YO & UP	FTBOA FLORIDA-BRED PURSE SUPPLEMENTS (OVERNIGHT RACES/FBIF) (Exhibit B)	\$250,000			
2 YO Colt	FTBOA MAIDEN SPECIAL WEIGHT FSS PURSE SUPPLEMENTS (10 RACES @ \$5,000 per race)		\$50,000		
2 YO Filly	FTBOA MAIDEN SPECIAL WEIGHT FSS PURSE SUPPLEMENTS (10 RACES @ \$5,000 per race)		\$50,000		
	FTBOA	\$250,000	\$100,000	\$1,400,000	\$1,750,000
	FHBPA	TBD			TBD
	GULFSTREAM	TBD			TBD

10/28/2021

Exhibit B  
2022 GULFSTREAM PARK FLORIDA-BRED STAKES PROGRAM AGREEMENT

**PROPOSED FLORIDA-BRED PURSE SUPPLEMENT PROGRAM (a/k/a "FBIF"/Florida-Bred Incentive Fund)**

**Open Company Races - Maiden Special**

Base purse	\$40,000	<i>split: normal purse structure</i>
Florida Owners' Awards	\$10,000	<i>split: 70/20/10</i>
<u>Florida-Bred Purse Supplement</u>	<u>\$10,000</u>	<i>split: 70/20/10</i>
<b>Total Potential Purse:</b>	<b>\$60,000</b>	

**Restricted Florida-Bred Races - Maiden Special**

Florida-Bred base purse	\$40,000	<i>split: normal purse structure</i>
<u>Florida-Bred Purse Supplement</u>	<u>\$10,000</u>	<i>split: 70/20/10</i>
<b>Total Potential Purse:</b>	<b>\$50,000</b>	

**Maiden Claiming Races – Claiming Price of \$25,000 or More (Two Year Olds)**

<i>Base Purse</i>	<i>per condition book</i>	<i>split: normal purse structure</i>
<i>Florida Owners' Awards</i>	<i>if applicable</i>	<i>split: 70/20/10</i>
<i>Florida-Bred Purse Supplement</i>	<i>\$7,500</i>	<i>split: 70/20/10</i>

**Starter and Allowance Races (Two and Three Year Olds)**

<i>Base Purse</i>	<i>per condition book</i>	<i>split: normal purse structure</i>
<i>Florida Owners' Awards</i>	<i>if applicable</i>	<i>split: 70/20/10</i>
<i>Florida-Bred Purse Supplement</i>	<i>\$7,500</i>	<i>split: 70/20/10</i>

**Restricted Florida-Bred Maiden Races (Three Year Olds and Up)**

**Restricted Florida-Bred Allowance Optional Claiming (Three Year Olds and Up)**

**Restricted Florida-Bred Maiden Special Weight (Three Year Olds and Up)**

<i>Base Purse</i>	<i>per condition book</i>	<i>split: normal purse structure</i>
<i>Florida Owners' Awards</i>	<i>if applicable</i>	<i>split: 70/20/10</i>
<i>Florida-Bred Purse Supplement</i>	<i>\$5,000</i>	<i>split: 70/20/10</i>

10/28/2021

**AGREEMENT  
BETWEEN  
GULFSTREAM PARK RACING ASSOCIATION, INC.  
GULFSTREAM PARK THOROUGHBRED AFTER RACING PROGRAM, INC.  
AND  
THE FLORIDA HORSEMEN'S BENEVOLENT & PROTECTIVE ASSOCIATION, INC.  
FOR ALL OF 2022-2024 THOROUGHBRED HORSE RACING MEETINGS**

This agreement (this "Agreement") is made, executed and concluded in Broward County, Florida, by and between **GULFSTREAM PARK RACING ASSOCIATION, INC.** (hereinafter referred to as "GPRA"), **GULFSTREAM PARK THOROUGHBRED AFTER RACING PROGRAM, INC.** (hereinafter referred to as "GPTARP"), and together with "GPRA", "GP") and **THE FLORIDA HORSEMEN'S BENEVOLENT & PROTECTIVE ASSOCIATION, INC.** (hereinafter referred to as "FHBPA") (GP and FHBPA are jointly referred to herein as the "Parties" and each as a "Party"), and is effective as of the date the last of the Parties affixes its signature hereto.

**WHEREAS**, GPRA is a corporation, duly organized and validly existing under and pursuant to the laws of the State of Florida and owns and operates a licensed pari-mutuel wagering facility within the corporate limits of the City of Hallandale, Broward County, Florida ("Gulfstream Park"); and

**WHEREAS**, GPTARP is a non-profit corporation, duly organized and validly existing under and pursuant to the laws of the State of Florida and holds a license to conduct live thoroughbred horse racing meetings at Gulfstream Park; and,

**WHEREAS**, FHBPA is a corporation, duly organized and validly existing under and pursuant to the laws of the State of Florida and is recognized by GP as the sole representative of Horsemen (as that term is defined below) in the State of Florida; and,

**WHEREAS**, the Parties desire to enter into an agreement regarding the structure and payment of thoroughbred horse racing purses for the 2022-2024 thoroughbred horse racing meetings to be conducted at Gulfstream Park, and otherwise set forth and define their relationship for the Term hereof.

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which is mutually acknowledged, the terms, covenants, mutual promises and undertaking set forth herein, and in consideration of establishing and maintaining a sound and mutually beneficial relationship between the Parties, the Parties, intending to be bound, stipulate, covenant and agree as follows:

1. **Definitions.** The following definitions shall apply to terms used herein:

(a) "Payment to Horsemen" or "Payments to Horsemen" shall mean the aggregate of purse payments, distributions for Florida owner's awards (if any), breeders' awards and stallion awards as provided for in §550.2625, Fla. Stats., and any other distribution or payment required to be made pursuant to the terms of this Agreement, or otherwise agreed to between the Parties by separate agreement(s), or by Florida law to be paid from the purse pool by GP during the Term hereof.

(b) "Revenue from pari-mutuel operations" shall mean aggregate revenues from the revenue sources defined in subparagraphs (i)-(ix) plus (xii) below:



(i) "Revenue from on-track pari-mutuel operations" shall mean the takeout on wagers on races conducted at Gulfstream Park and placed on-track at Gulfstream Park Race less the aggregate of pari-mutuel taxes, and license fees paid to the Division of Pari-Mutuel Wagering and takeout rebates, if any, allowed to GP Advantage cardholders by GP;

(ii) "Revenue from incoming intertrack wagering" shall mean the takeout on intrastate wagers on events conducted at pari-mutuel facilities other than Gulfstream Park in the State of Florida, but that are placed on-track at Gulfstream Park, less the aggregate of pari-mutuel taxes, distributions to the guest track and distributions to the guest track's purse pool (as those terms are defined in Ch. 550, Fla. Stats.);

(iii) "Revenue from out-going interstate and international wagering" shall mean the aggregate proceeds received by GP from all out-of-state (non-Florida resident) wagering entities related to wagers placed on races conducted at Gulfstream Park, but shall not include revenues from Advanced Deposit Wagering facilities ("ADWs") (defined as advance deposit wagering facilities operating in one or more states or countries, excluding New York Racing Association's regional advance deposit wagering platform). Net revenues from ADWs during the Term shall be shared equally between the Parties. GP will secure and provide the FHBPA with all detailed data relevant to correctly and accurately determine the source market fees earned on a timely basis, and in any event, not later than ten (10) days after demand for same by the FHBPA including, but not limited to, all monies referred to in Section 9.4 below;

(iv) "Revenue from incoming interstate wagering on-track" shall mean the takeout on interstate wagers on races conducted at tracks other than Gulfstream Park outside the State of Florida that are placed at pari-mutuel facilities within the State of Florida other than Gulfstream Park less the aggregate of pari-mutuel taxes, payments from broadcast rights to out-of-state (non-Florida resident) racetracks and license fees paid to Division of Pari-Mutuel Wagering, if any;

(v) "Revenue from incoming interstate wagering rebroadcast in state" shall mean the takeout on interstate wagers on races conducted at tracks other than Gulfstream Park outside the State of Florida that are placed at pari-mutuel facilities within the State of Florida other than Gulfstream Park less the aggregate of pari-mutuel taxes, payment for broadcast rights to out-of-state (non-Florida resident) racetracks, distributions to the guest track and distributions to the guest track's purse pool;

(vi) "Revenue from incoming intertrack wagering" shall mean the aggregate of distributions received from the host track.

(vii) "Breaks" which shall have the meaning set forth in §550.002(1), Fla. Stats.

(viii) "Outs" which shall mean all pari-mutuel tickets that are unclaimed, uncashed or abandoned for a period of one year after the date the pari-mutuel ticket was issued at Gulfstream Park. For the purposes of this Agreement, Outs shall be included as a revenue source. Because Outs generated in each calendar year will be collected by GP in the subsequent calendar year, GP agrees to estimate the Outs GP expects to generate during its racing meetings conducted during each calendar year and said estimated sums shall be included by GP as a source of revenue during GP's racing meetings to be conducted during such calendar year. The Parties agree to use for revenue calculations for the racing meetings to be conducted during each Calendar Year the approximate amount of outs collected by GP during its racing meetings conducted during the prior calendar year.

(ix) "Source Market Fees" which shall mean all source market fees collected by ADWs from Florida residents, which shall be shared between the Parties as set forth in the Memorandum of Understanding dated March 9, 2021 ("SMF MOU")

(x) One-half (½) of all net revenue generated from all card room operations conducted or permitted by GP at Gulfstream Park in accordance with the provisions of §849.086, Fla. Stats. It is further agreed, that at arriving at net revenue, other G&A expenses will, for computation purposes, be limited to ten percent (10%) of Gross Gaming Revenue.

#### EXCLUSIONS

(xi) Net revenue from race sponsorship fees received by GP. All net revenue from race sponsorships fees shall be excluded and be the sole property of GP.

(xii) Surcharges authorized by law and actually collected by GP from any/all source(s).

(c) "Championship Meet" shall mean one (1) separate sixty (60) day (consisting of sixty (60) days of thoroughbred horse racing conducted on not less than four (4) nor greater than five (5) days per calendar week (or up to six (6) days for any calendar week where a Federal Holiday falls on a Monday) thoroughbred race horse championship racing meeting to be conducted by GP at Gulfstream Park.

(d) "Non-Championship Meet" shall mean no less than one hundred and forty-eight (148) separate days of live thoroughbred horse racing to be conducted by GP at Gulfstream Park.

The collective number of separate live racing performances for the Championship and Non-Championship meet during each calendar year during the Term shall be no less than 208 separate live racing performances. In addition, during each calendar year during the Term GP shall not schedule any period of greater than fourteen (14) consecutive days without live thoroughbred horse racing without the consent of the FHBPA, except as a result of an event of Force Majeure or to protect the safety of horses and riders.

(e) Revenue in all instances shall mean proceeds actually received by GP.

(f) In each instance, any revenue source shall be reduced by any minus pools which GP may be required to pay by law or contract.

(g) Terms used herein and not otherwise defined herein shall have the meaning set forth in §550.002, Fla. Stats. or the Interstate Horseracing Act (15 U.S.C. §3001, et seq.), as applicable.

## **2. Purses; Payments; Calculations.**

2.1 (a) **Purses.** During the Term hereof GP shall make Payment to Horsemen in the form of purses for thoroughbred horse races to be conducted at Gulfstream Park a sum of money equal to fifty (50%) percent of Revenue from all pari-mutuel operations plus the monies referred to in Section 2.3 below (all of which is hereinafter referred to as the "Horsemen's Percent"). GP shall, on Wednesday of each week during the Term hereof, deliver to the FHBPA a report showing all sources of revenue derived from pari-mutuel operations through the preceding Sunday, and the amount of payments made by GP to horsemen through the preceding Sunday, and the amount of payments made by GP to horsemen through the preceding Sunday, utilizing a form mutual agreed to by the parties whereby such form may be modified to the extent necessary so that there is full disclosure of all sources of revenue and remittances paid therefrom. Purses shall be paid

by GP pursuant to the terms of that certain Horsemen's Bookkeeper Agreement dated December 16, 2019 by and between Gulfstream Park Horsemen's Bookkeeper Corp, a Delaware corporation (hereinafter referred to as "GPHBC"), FHBPA and GP (hereinafter referred to as the "Horsemen's Bookkeeper Agreement").

The parties agree that during each year of the Term the \$500,000 of purse funds which would have been utilized for the Donn Handicap, the \$300,000 of purse funds which would have been utilized for the Gulfstream Park Turf, and the \$125,000 of purse funds which would have been utilized for the Marshua's River Stakes will be moved from the Championship Meet purse account ledger to the Non-Championship Meet ledger at the start of the Non-Championship Meet and shall be used for a series of races advertised as the "FHBPA Stakes Series" or such other purses during the Non-Championship Meet as determined by the FHBPA. The parties further agree the above \$950,000 in funds shall not be counted in the Championship Meet purse underpayment/overpayment calculation for the prior calendar year.

(c) ADW. GP agrees that the FHBPA must be included as a party in all future negotiations with all advance deposit wagering platforms ("ADW's) during the Term. Subject to the terms of such future ADW agreement(s) and the terms of the SMF MOU, revenues from ADW's will be allocated between GP and the FHBPA in the same way they were allocated during the Calendar Year 2021 racing meetings at Gulfstream Park.

All new contracts or renewals of expired contracts with Xpressbet and 1<sup>st</sup>/Bet shall include a requirement for geotracking of wagers made on the grounds of and within a specified distance outside of the property line of Gulfstream Park and its related contiguous properties (e.g. the Villages of Gulfstream Park), provided that such properties are enabled for Wi-Fi, so that all such bets are treated as on-track wagers for purposes of amounts payable to purses from such handle. GP shall use reasonable efforts to include such terms in all new contracts or renewals of expired contracts with other national ADW companies.

2.2 Deductions. From the Horsemen's Percent GP shall make the following deductions and remittances:

- (a) The money required to be paid pursuant to Section 9.1 below;
- (b) The money required by Ch. 550.2625 Fla. Stats. to be paid as breeders' awards and stallion awards;
- (c) The money, if any, paid as Florida Owners' Awards;
- (d) The money if any, to be paid as horsemen's dues to the National Thoroughbred Racing Association (NTRA);
- (e) The money to be paid to horsemen as otherwise agreed by the Parties;
- (f) The money to be paid to the thoroughbred horse retirement program designated by the FHBPA on behalf of the horsemen equal to .70% of purses (including stakes). This 0.70% of purses paid to a thoroughbred retirement program shall be paid directly to Florida Horseman's Charitable Foundation Inc. ("FHCF") as opposed to directly to a designated horse rescue. At any time during the term of this Agreement, the FHBPA shall have the right, but not the obligation, to decrease the above 0.70% amount paid from purses under this provision.

(g) The balance of funds defined as Payments to Horsemen shall be paid as purses (including stakes).

2.3 In addition to the Payments to Horsemen, GP agrees that all money collected from stake nominations, entry and start fees shall be paid in addition to Payments to Horsemen, either through the added money provision of certain stakes races or through the return of said monies to the purse pool. Any waiver or reduction of these monies from amounts listed on published stakes schedule shall be at the sole written discretion of the FHBPA.

2.4 Notwithstanding any provision of this Agreement to the contrary, the Parties recognize that GP's obligation to make Payments to Horsemen in the amount of the Horsemen's Percent may not be less than the minimum purse requirements set forth in Ch. 550, Fla. Stats. The Parties agree that GP is authorized to make such adjustments (including adjustments made after the end of the race meet during the Term hereof on a race meet by race meet basis only) as may be necessary in the allocation of revenue under the various revenue sources defined in Section 1 above (and elsewhere herein) to achieve payment (in the aggregate) of the Horsemen's Percent of Revenue from pari-mutuel operations as Payments to Horsemen while otherwise allowing GP to comply with the applicable statutory provisions regarding the minimum payment of purses and the other payments required under Ch. 550, Fla. Stats.

2.5 The definitions of the various sources of Revenue from pari-mutuel operations shall be liberally construed so as to include any and every item of revenue (including items of revenue contained within one or more separate written agreements between the Parties) or to exclude any item of expense which may have been erroneously included or excluded from any of the definitions of revenue (or liability) sources set forth in Section 1 above or which may be created under legislation enacted after the effective date of this Agreement and applicable during the Term hereof.

2.6 **Takeout.** Each year during the Term, GP shall provide to the FHBPA the takeout rates to be employed by GP during its thoroughbred horse racing meetings. Thereafter during such year, GP shall not change the takeout rate without the prior written consent of the FHBPA. In the event that GP fails to timely cure any violation of this Section, the consent given pursuant to Section 9.2 shall be deemed null and void.

2.7 All funds required to be paid to the Florida Thoroughbred Breeders and Owners Association shall be paid in accordance with §550.26165(1), Fla. Stats.

2.8 **Dark Day Simulcasting.** During each race meet covered herein, Gulfstream Park shall be open for simulcasting at least six (6) days each week.

2.9 **Revenue from Slot Machines.** Notwithstanding any other term, condition or provision of this Agreement, the Parties shall perform in accordance with the FHBPA/Gulfstream Supplement Agreement dated August 9, 2006 as amended September 27, 2008, as amended December 31, 2012, and as amended January 10, 2022 regarding slot machine revenues (the "Slot Supplement Agreement").

Any additional gaming revenue source(s) and payment(s) received in lieu of expanded gaming, will be subject to separate agreement between the Parties prior to becoming effective.

2.10 **Charity Days.** Each year during the Term, the Parties shall enter into a separate side letter in the form attached with respect to the distribution of revenues generated during the operation of charity days at Gulfstream Park, the terms of which are incorporated herein by reference.

2.11 In addition to the Payments to Horsemen GP shall during each calendar year of racing meetings at Gulfstream Park, pay the additional sum of \$350,000 into the purse pool. The Parties agree that these additional monies are a material inducement to both Parties to maintain a revenue sharing agreement. In the event that GP contributes to the Sunshine Millions during any year from GP's own separate funds, then a sum of money equal to the amount so contributed by GP

2.12 **FOA Awards.** All references to "FOA Awards" paid from the purse account shall be referred to as "FHBPA FOA Awards".

### **3. Purse Overpayment/Underpayment.**

If, at the end of each year's racing meetings, GP has paid more money in purses than required by the terms hereof, same shall be deemed a purse overpayment. If, at the end of each year's racing meetings, GP has paid less than the amount of money required to be paid as purses by the terms hereof, same shall be deemed a purse underpayment. Purse overpayment or purse underpayment will be treated as follows:

3.1 **Purse Underpayment.** Any purse underpayment from the Championship Meet may be added by GP to purses for the next ensuing Non-Championship Meet. Unless otherwise required by law, any purse underpayment will otherwise be treated as follows:

(a) In the event that any underpayment is less than two (2.0%) percent of the amount of money required to be paid by GP pursuant to the terms hereof (calculated in accordance with Section 3.3), the monies so underpaid shall be deposited into the account referred to in Section 3.1(c) below and added to purses for the following racing meeting at Gulfstream Park.

(b) In the event that any underpayment is greater than two (2.0%) percent of the amount of money required to be paid by GP pursuant to the terms hereof (calculated in accordance with Section 3.3), the FHBPA shall have the right, but not the duty, to require the monies in excess of the aforesaid two (2.0%) percent shall be distributed proportionately to horse owners earning purses during the current meeting within ninety (90) days after the conclusion of the current racing meeting, provided, however, that no pro rata payment of \$100.00 or less shall be required (such monies shall be added to purses for the following racing meeting at Gulfstream Park). In the event the FHBPA does not exercise such right, then the monies so underpaid shall be deposited into the account referred to in Section 3.1(c) below and added to purses for the following Championship or Non-Championship racing meeting at Gulfstream Park.

(c) GP will deposit any underpayment into a separate interest-bearing account under sole control of the FHBPA. Such account shall separate from and in addition to the "GPHBC Horsemen's Account", as defined in the Horsemen's Bookkeeper Agreement.

3.2 **Final Report.** GP shall prepare a report regarding any underpayment or overpayment of purses and deliver such report to the FHBPA not later than thirty (30) days after the conclusion of each racing meeting, which report shall thereafter be adjusted monthly based upon collections from simulcast outlets received after delivery of the said report, and each adjustment shall be delivered to the FHBPA within five (5) days of the preparation of same. Final reports will be delivered to the FHBPA on or before March 15 of the subsequent calendar year.

3.3 Underpayment or overpayments shall be based on the formula for Payments to Horsemen, plus the previous year's underpayment or minus the previous year's overpayment.

3.4 Notwithstanding provisions of this Agreement to the contrary or termination of this Agreement, any purse overpayment or underpayment shall survive as an ongoing liability regardless of the renewal of this Agreement unless otherwise agreed upon in writing by the Parties. The Parties agree that GP shall continue to be liable for any purse underpayment and shall pay such underpayment over its next racing meet until such underpayment is exhausted. Similarly, the Parties agree that GP may deduct any accrued overpayments (except overpayments from the Championship Meet) from the purse pool of its next racing meet (including deducting any purse overpayment from the Non-Championship Meet from the purse pool of the next Championship Meet) notwithstanding any rule or statute to the contrary. Any overpayment from the Championship Meet in any calendar year will carry over to the next Championship Meet.

4. **Minimum Purse; Condition Book; Daily Races.** The minimum purse during each year of the Term of this Agreement will be U.S. \$15,000.00, the minimum claiming price during each year of the Term of this Agreement will be U.S. \$6,250.00; and during each year of the Term hereof (excluding the Championship Meet) the average daily purse shall be Two Hundred Twenty Thousand (U.S. \$220,000.00) Dollars per racing day; provided, however, that, (i) in the event available purse funds during any year of the Term are less than forecasted the Parties shall, each acting reasonably and in good faith, agree on lower minimum and/or average amounts, and (ii) in the event available purse funds during any year of the Term are greater than forecasted the Parties shall, each acting reasonably and in good faith, agree on higher minimum and/or average amounts.

4.1 **Condition Book.** GP will make its commercially reasonable efforts to: (i) deliver all draft condition books and stake schedules to the President, Executive Director and Chair of the Backstretch Committee of the FHBPA at least 48 hours prior to the deadline for their publication (print or online), printing and distribution; (ii) give precedence to condition book entries of fields equal to or greater than eight (8) over any extra races regardless of the number of entries in a competing extra race (with an extra race defined as a race that has never been offered in the current condition book); (iii) not card any extra race in preference over a condition book race for the same date if the condition book race has equal or more entries; and (iv) give preference to any race restricted to Florida Breds with eight (8) or more entries. For the avoidance of doubt, the obligations of GP above are subject to Section 21.

The racing office shall keep record of all entries for a period of no less than one-hundred and eighty (180) days which shall be made available to the FHBPA upon request.

GP shall continue to make available to the President and Executive Director of the FHBPA, access to the RTO Race Track Operations Application – Entries Rundown at GP and GPW which charts daily entries by race and keeps historical records of these charts.

4.2 **Racing Meetings.** GP shall, each year during the Term, conduct not less than two hundred and eight (208) total separate live racing performances (208 separate days of live thoroughbred horse racing) on each of which days not less than eight (8) live races of thoroughbred horses (or such other number per day as is required by Florida law) will be conducted) at Gulfstream Park which shall be comprised of the Championship Meet and the Non-Championship Meet (the "Racing Performance Covenant").

In the event during the Term there exists a signed written agreement between the FHBPA and another licensed pari-mutuel wagering permit holder conducting live thoroughbred horse racing in Miami-Dade County, Florida, or Broward County, Florida, and such agreement has been approved by GP, the Racing Performance Covenant shall be reduced on a day-for-day basis for each day that live thoroughbred horse racing is conducted at such other facility.

All horse racing activities at Gulfstream Park, whether conducted by GP or a third party (e.g. Pegasus World Cup Invitational, Caribbean Classic, etc.), must be approved in writing by the FHBPA.

4.3 **Daily Racing.** Except as provided below, GPRA shall not field more than ten (10) live races per racing day on each racing day that is a weekday (Monday through Friday). GP shall conduct thoroughbred horse racing at Gulfstream Park on not less than three (3) nor greater than five (5) days per calendar week (Sunday through Saturday). Notwithstanding the foregoing, if during the Term a Federal Holiday falls on a Monday, then, in that event, and for each such week where a Federal Holiday falls on a Monday, GP may conduct up to six (6) days of thoroughbred horse racing during each such week. Unless otherwise agreed to in writing by the FHBPA, all races at Gulfstream Park shall be conducted by GPRA during daylight hours only (without artificial light), and only thoroughbred race horses shall be permitted to compete at Gulfstream Park.

GPTARP shall conduct thoroughbred racing at Gulfstream Park in accordance with the terms of its license and applicable Florida laws in respect of the number of live races per racing day, the number of racing days per calendar week and the post times. Racing shall not be conducted by GPTARP at any location other than Gulfstream Park without the prior written consent of GPTARP and the FHBPA.

5. **Stakes.** GP will pay no more in stakes payments than its published stakes program, excluding sponsorships, Florida owners' awards and split stakes races. No more than twenty-eight (28%) percent of the total purses paid at the racing meetings conducted during the Term hereof shall be paid in stakes races unless the Parties shall otherwise agree in writing. Any non-published stakes races will require the consent of the FHBPA which consent the FHBPA will not unreasonably withhold. The Sunshine Millions are excluded from the above calculation of stakes purses.

6. **Purse Continuity.** GP shall utilize its commercially reasonable efforts to maintain the same level of purses for the same class of horses throughout each racing meeting.

#### 7. **Intentionally Omitted.**

8. **Verification.** The FHBPA (and/or its designated representative) shall have the right to audit and verify the correctness of all calculations made by GP concerning payments to be made by GP pursuant to the terms hereof, all payments required to be made by GP pursuant to the terms hereof, the source of all funds required to be paid by GP pursuant to the terms hereof, all deductions and set offs claimed by GP, and all simulcasting, interstate, international and intrastate wagering agreements, income and fees. GP agrees to make all of its books and other records related or pertaining to the foregoing, and its obligations as set forth herein to the FHBPA or its designee as aforesaid, for review and inspection. GP shall be entitled to ten (10) days prior notice of the FHBPA's intent to conduct the aforesaid audit, which audit will be at the expense of the FHBPA. GP will provide the FHBPA with letters authorizing GP's simulcast sites to provide all wagering and other information to the FHBPA upon request provided that the FHBPA agrees that it shall exercise its right to secure such information in the least obtrusive manner possible so as not to negatively affect GP's relationship with such simulcast sites.

#### 9. **Simulcasting**

9.1 **Simulcasting Consent Fee.** As separate consideration for the provisions of this Section 9, GP shall, monthly, pay to the FHBPA a sum of money equal to two (2.0%) percent of all purses to be paid by GP during the Term hereof, which GP may deduct from the Horsemen's Percent of GP's revenue. The aforesaid monies shall be paid by GP to the FHBPA not later than the fifth (5<sup>th</sup>) day of the following month for the preceding

month. Not later than five (5) days after the conclusion of the racing meetings conducted by GP during each Calendar Year, GP shall make final payment of all remaining monies due, but not yet paid, to the FHBPA for the racing meetings conducted at Gulfstream Park during such Calendar Year.

Provided this does not result in any adverse consequences to GP, this 2.0% simulcasting consent fee shall be described as a deduction pursuant to FHBPA Bylaws and shall be made in divided amounts totalling 100% of amounts due the FHBPA, directly payable to the FHBPA and/or FHCF, FHBPA's tax exempt benevolent organization, in percentages as directed in writing by the FHBPA from time to time. For the beginning of 2022, such percentages shall be 100% to FHBPA and 0% to FHCF. For greater certainty, this change shall not amend the terms of Section 9.2 below.

9.2 **Simulcasting Consent.** Provided that GP is not in default of any term, condition or provision hereof, and for so long as GP remains in compliance with the terms hereof, the FHBPA, by separate written letter, will authorize simulcasting and off-track betting agreements which GP may enter into during the Term hereof, subject to the conditions and limitations set forth in the said letter and the limitations set forth in Section 9.3 below.

9.3 **Recipients List.** GP will provide, if requested, the FHBPA with a complete list of all simulcast outlets, guest tracks and other facilities which will or may accept wagers on races conducted at Gulfstream Park during the Term hereof, including all host fees and source market fees paid or payable. GP will also provide the FHBPA with complete copies of all contracts, agreements and financial arrangements made by GP with each entity that accepts wagers on races conducted at Gulfstream Park during the Term hereof, it being the intention of the Parties that the FHBPA shall have complete access to all information related or pertaining to all Revenue from pari-mutuel operations.

9.4 **Simulcasting Agreements.** GP agrees that no person, firm or entity shall be permitted to accept wagers on races conducted at Gulfstream Park and transmitted to such recipient unless each such recipient has a written agreement ("**Simulcast Agreement**") regarding such transmission and wagering thereon with GP. The terms and conditions of each such Simulcast Agreement shall be subject to the approval of the FHBPA (which includes, but is not limited to, the "market area" referred to in Ch. 550, Fla. Stats.) and no such Simulcast Agreement to which the FHBPA has not given its approval shall be effective.

In the event GP decides, in its sole discretion, to negotiate a new cross-simulcasting agreement with another racetrack represented by the FHBPA in the GP market area, GP agrees that any such agreement must be a three-party agreement and the FHBPA must be party thereto.

10. **Vanning.** GP, at GP's expense, will provide round trip transportation each racing day for racehorses which are entered to race at Gulfstream Park on each such racing day during the Term hereof but which are stabled at Palm Meadows Training Center. GP shall use reasonable efforts to schedule transportation so to minimize the period of time the horses (and their grooms and hotwalkers) spend in the detention barn before and after its schedule race. Additionally, with respect to horses which are claimed at Gulfstream Park during the Term hereof, if the trainer making the claim is not stabled at such Gulfstream Park Race Course, GP will pay the Horse Transportation company to transport each such claimed horse to Palm Meadows Training Center if the trainer making the claim is stabled at such facility, and if any such trainer received a bill or invoice for such transportation from the Horse Transportation company, then such trainer may submit each such bill to GP and GP shall pay same directly to the Horse Transportation company.

11. **Live Racing at GP.** GP shall, each racing day during the Term hereof, run not less than the minimum number of live thoroughbred horse races required by Florida law. If, for any reason, at any time,



GP fails to comply with the aforesaid requirement, GP shall, without notice from the FHBPA being required, cure same by adding the deficit race(s) to the next available racing day, and not later than the calendar week following the deficient racing day. In no event shall the deficit races exceed 5. The consent given pursuant to Section 9 above is expressly conditioned upon full compliance by GP with the requirements of this Section 11, and upon failure of GP to comply with the requirements of this Section 11, the consent given pursuant to Section 9 above shall be deemed null and void.

**12. Stalls; Allocation of Stalls; Notice; Shavings.**

12.1 **Stalls.** GP agrees, at GP's expense, to maintain the Gulfstream Park barn areas, the Palm Meadows Training Center barn areas and racetracks and to maintain sanitary living conditions within said barn areas.

During the Term of this Agreement, the barn areas, backsides, tracks and all amenities servicing Palm Meadows Training Center, and Gulfstream Park shall remain open and be available without cost to approved trainers for training purposes every day of the year except Christmas Day.

12.2 **Allocation of Stalls.** GP shall provide stalls to owners/trainers of thoroughbred racehorses competing at Gulfstream Park free of cost, fee, rent, imposition or charge. The allocation of stalls is within the sole prerogative of GP. Attached is a copy of the current stall application at GP. No material adverse changes shall be made by GP to future stall applications at GP without prior consent of the FHBPA, including but not limited no language shifting liability for GP conduct to the horsemen nor using language the same or substantially similar to Paragraphs 8, 9 and 10 of the 2017 GP Summer Meet Stall Application.

12.3 **Notice to Trainers.** GP will notify horsemen who accept an allocation of stalls from GP that trainers accepting an allocation of stalls from GP assume and accept the following obligations:

- (a) The immediate area in and around all stalls shall be kept in a clean and orderly manner.
- (b) All debris, refuse and litter shall be placed in the appropriate containers and not in the bins for straw and manure.
- (c) Straw and manure shall be placed in the manure bins.
- (d) Sleeping rooms assigned to stable assistants shall be kept and maintained in an orderly fashion and assume the cost of repair beyond ordinary wear and tear.
- (e) To use their best efforts in an attempt to provide full fields for all carded races.
- (f) To exercise good judgment in the selection and supervision of their employees and to enforce and abide by all applicable rules and regulations of the Division of Pari-Mutuel Wagering and GP.
- (g) To report to stable security any employee who is discharged and to attempt to deliver such discharged employee's credentials.
- (h) To correctly identify to the official clocker all horses before a workout.
- (i) GP shall refuse to accept an entry from any horseman unless there is on deposit in the Horsemen's Account a sum of money sufficient to pay all expenses that may be incurred by reason of such

entry. GP shall confirm with the Horsemen's Bookkeeper that there is a sufficient sum of money on deposit in the Horsemen's Account for the particular entry. If GP accepts an entry for which a sufficient sum of money is not on deposit in the Horsemen's Account, GP will be solely responsible for any monetary shortage.

(j) To agree to use their best efforts to assist GP in complying with the requirements of all applicable governmental agencies of the State of Florida and Broward and Miami-Dade County regulating pollution control and other environmental matters. Willful noncompliance may result in either civil or criminal penalties, or both, as may be determined by the applicable governmental authorities.

(k) All horses stabled in GP's barn area will be properly tattooed or chipped.

(l) To obtain and maintain, while stabled at Gulfstream Park or Palm Meadows, Workmen's Compensation Insurance.

12.4 **Shavings.** GP shall not enter into any exclusive contracts or extensions of existing such contracts, which limit or exclude horsemen stabled at GP facilities their ability to purchase feed, bedding and supplies from other vendors.

13. **FHBPA Office.** GP agrees to provide suitable office space on the grounds of Gulfstream Park, that currently being two connected trailers North of the Pegasus statute and adjacent to Biscayne Boulevard, and desk, telephone and computer space at Palm Meadows, during the Term hereof for representatives of the FHBPA and for the use of the FHBPA and its members free of charge, cost, fee or rent.

14. **Term and Renegotiation.** This Agreement shall be effective as of the date of execution hereof by all Parties, shall apply to the thoroughbred horse racing meetings to be conducted by GP during Calendar Year 2022-2024 effective on and after January 1, 2022 and shall remain in effect through and including December 31, 2024 ("**Term**"). Notwithstanding the expiration of this Agreement, the Parties agree that all obligations in this Agreement, including but not limited to the revenue sharing requirements of this Agreement, shall survive and apply to all races and wagering thereon conducted by GP between January 1, 2022 and December 31, 2024. This Agreement may be extended by written mutual consent of the FHBPA and GP.

At any time on or after November 1, 2022, either Party shall have the right to provide written notice to the other Party of its desire to renegotiate the terms of this Agreement (the "**Renegotiation Notice**"). The Parties shall have a period of sixty (60) days from the date of the delivery of the Renegotiation Notice (the "**Renegotiation Period**") to negotiate revised terms of this Agreement, each acting reasonably and in good faith. In the event the Parties are unable to agree on revised terms during the Renegotiation Period, then either Party shall have the right to provide notice to the other Party of the termination of this Agreement on a date no earlier than fifteen (15) days from the date of such notice, provided that such termination right is exercised within ten (10) days of the expiration of the Renegotiation Period.

15. **Partial Invalidity.** Should any part hereof or any provision herein contained be rendered or declared illegal by reason of any existing or subsequently enacted legislation or by a court of competent jurisdiction or by the decisions of any authorized government agency, such invalidation shall not affect the remaining portion of this instrument; however, in such a contingency, the Parties shall promptly meet and negotiate substitute provisions for those parts or provisions rendered or declared illegal.

16. **No Withholding of Entries.** The FHBPA will utilize its best reasonable effort, barring contingencies beyond its control, such as a horse coughing epidemic or similar horse debilitating diseases, to encourage its

members to enter and run a sufficient number of horses so as to fill a full racing card. Furthermore, the FHBPA agrees that, so long as GP has fully complied with its responsibilities hereunder, it will not encourage its members to boycott races at GP or otherwise encourage, support, aid or assist any organized effort to withhold entries at Gulfstream Park.

17. GP, including its officers, directors, agents and representatives, shall not, directly or indirectly, nor through the use of third parties, threaten, intimidate or otherwise coerce any horsemen, FHBPA member, employee or representative of the FHBPA, nor shall GP interfere with or seek to influence or affect the internal affairs of the FHBPA, nor unseat the FHBPA as the organization which represents the majority of thoroughbred race horse owners and trainers participating in thoroughbred horse racing at Gulfstream Park.

18. **Applicable Law.** The provisions hereof shall be subject to the rules, regulations and statutes of the State of Florida and the Interstate Horseracing Act (15 USC §3001, et seq.).

19. **Notice and Cure.** Upon the occurrence of any default or failure of performance by either Party pursuant to this Agreement, the defaulting Party shall be provided forty-eight (48) hours from the time of the receipt of written notice specifying the alleged default or nonperformance to cure the alleged default or nonperformance; provided, however, that with regard to the provisions of Section 16 hereof an eight (8) hour right to cure is agreed to by the FHBPA. The reasonableness of failing to comply and/or cure such default shall be determined by arbitration except with regard to the provisions of Sections 9 and 16 where a court of competent jurisdiction shall be the appropriate forum.

20. **Arbitration.**

20.1 In the event that any breach or default is not cured in accordance with Section 19 of this Agreement, the Parties agree to submit any claim arising from such alleged breach or default to binding arbitration in accordance with the provisions of the Florida Arbitration Code. GP and the FHBPA will each select and designate their respective arbitrator. The respective arbitrators shall jointly agree upon a mutually acceptable third arbitrator. All disputes shall be heard within seventy-two (72) hours of notification of said dispute. The decision of a majority of the arbitrators pursuant to this provision shall be binding upon the Parties hereto, which decision shall be in writing.

20.2 Notwithstanding any contrary provision of Section 20.1 above, all disputes involving the provisions of Sections 9 and 16 shall be resolved before a state court of competent jurisdiction in Broward County, Florida.

21. **Force Majeure.** The Parties shall each be excused from, and shall not be liable in any manner for, any delay or failure in its performance under this Agreement if occasioned by intervention of force majeure or any cause or causes beyond the reasonable control of the Parties, and each of them, including, but not necessarily limited to, strikes, lockouts, or other labor disturbances, epidemics, governmental regulations, acts of government, fire, floods, weather, insurrections, riots, hostilities, wars, or acts of God.

22. **Legislative Matters.** In advance of each legislative session that will occur during the Term of this Agreement, GP and the FHBPA agree to meet and discuss their respective legislative goals and initiatives.

23. **Notice.** Any notice, request or other communication to either Party by the other hereunder shall be made in writing and shall be deemed given on the earlier of the date (i) personally delivered with receipt acknowledge or (ii) three (3) days after mailed by certified mail, return receipt requested, postage prepaid

and addressed to the party at the following respective addresses together with a copy to any addressee as may be designated by a Party by notice hereunder. The address of a Party to which notices or copies of notices are to be given may be changed from time to time by such Party by written notice to the other Party.

Gulfstream Park Racing Association, Inc. or  
Gulfstream Park Thoroughbred After Racing Program  
Attention: President  
901 South Federal Highway  
Hallandale, Florida 33009

Florida Horsemen's Benevolent & Protective Association, Inc.  
P.O. Box 3507  
Hallandale Beach, Florida 33008-3507

24. **Majority Horsemen's Group.** GP recognizes that the FHBPA is the organization which represents the majority of the thoroughbred race horse owners and trainers who will participate in thoroughbred horse racing at Gulfstream Park during the Term hereof within the meaning of the Interstate Horseracing Act (15 USC §3001, et seq.).

24.1 GP shall not enact any house rule that has not first been filed with, and approved by, the Division. GP shall not submit any proposed house rule to the Division unless notice thereof has first been submitted to the FHBPA in writing not less than seven (7) days prior to the proposed date of submission to the Division, and GP shall have also posted notice of such proposed house rule(s) on the Bulletin Board at the Stable Gate Security Office and published in the "overnight" during the aforesaid seven (7) day period of time.

24.2 The Parties agree that up to \$500,000 of the funds currently on deposit as the Backstretch Fund may be used by GP to fund purses for the Championship Meet and/or Non-Championship Meet during the Term and/or to fund obligations in respect of charity days. GP shall make such funding determination at the end of the 2022 Championship Meet. The remainder of the funds currently on deposit as the Backstretch Fund shall remain in their current account and will continue to be used to fund expenditures as mutually agreed by GP and the FHBPA, with a weekly report of the transactions to be provided including the balance. There shall be no further funding of this Account during the Term.

## 25. **Legal Matters.**

25.1 **Finality; Conflict.** With the exception of the Slot Supplement Agreement and the Multi-Party Agreement, this Agreement supersedes all prior similar agreements (purse contracts) between GP and the FHBPA. Should there be any conflict in the provisions of such prior agreements and this Agreement, then the provisions of this Agreement shall control.

25.2 **Headings.** The headings of the Sections are for convenience of reference only, are not a part of this Agreement and shall not be deemed to affect the meaning or construction of any of the provisions hereof.

25.3 **Execution.** Regardless of place of execution, this Agreement is deemed executed in Broward County, Florida.

25.4 **Assignment.** Except as otherwise specifically provided herein, this Agreement shall not be assignable or delegable by either Party. This Agreement shall be binding upon and shall inure to the benefit of the Parties hereto, their representatives, successors and assigns.

25.5 **Counterparts.** This Agreement may be executed in one or more counterparts each of which shall be deemed an original, all of which together shall constitute one and the same agreement.

25.6 **Integration; Modification.** This Agreement constitutes the entire understanding among the Parties and there are no representations or warranties, conditions, covenants or agreements other than as set forth expressly herein, and any changes or modifications hereto must be in writing and signed by authorized representatives of both Parties. This Agreement may not be modified unless such modification is in writing and signed by both Parties to this Agreement. This Agreement shall be interpreted in accordance with the laws of the State of Florida.

25.7 **Venue.** The Parties consent to the jurisdiction the state courts located within Broward County, Florida, and agree that all actions or proceedings arising, directly or indirectly, from this Agreement, to the extent not required to be submitted to arbitration, shall be litigated only in state courts having such situs, and submit themselves to all court having such situs.

## 26. **Racing Committee**

A five-member Racing Committee shall be formed comprised of the Racing Secretary and the General Manager of GP and the President and the Executive Director of the FHBPA. If the Racing Secretary and General Manager of GP are the same person then another GP management person shall be designated by GP for this Committee. The fifth (5<sup>th</sup>) member of the Racing Committee shall be appointed by GP to the Racing Committee subject to the consent to such fifth member by the FHBPA, such consent not to be unreasonably withheld. The Racing Committee shall meet monthly on the first Wednesday of the month at 10:00 am, or at some other monthly date and time as the parties agree to, and participation at the meeting may be done by telephone or other electronic means. The purpose of the meetings is to discuss issues of mutual interest that could affect the business interests of GP and the FHBPA. There shall be no changes to purse structure, house rules, dates, or payments during the Term (and each renewal of the Term) unless such changes have first been submitted to and approved by a majority of the Racing Committee prior to the implementation of such changes. GP and the FHBPA shall work together to increase Revenue.

**For greater certainty, all unfulfilled obligations of the Agreement executed by the Parties on July 15, 2021 for racing meets in 2021 survive and are enforceable by the Parties.**

(SIGNATURES ON FOLLOWING PAGE)

**GULFSTREAM PARK RACING  
ASSOCIATION, INC.**

By: \_\_\_\_\_

Date: \_\_\_\_\_, 2022

By: \_\_\_\_\_

Date: \_\_\_\_\_, 2022

**GULFSTREAM PARK  
THOROUGHBRED AFTER RACING  
PROGRAM, INC.**

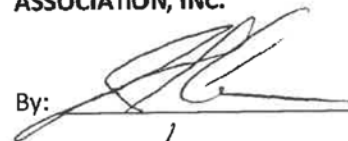
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Date: \_\_\_\_\_, 2022

By: \_\_\_\_\_

Date: \_\_\_\_\_, 2022

**FLORIDA HORSEMEN'S  
BENEVOLENT & PROTECTIVE  
ASSOCIATION, INC.**

By:  \_\_\_\_\_

Date: 2/24, 2022

Effective January 1, 2022

**SIDE LETTER TO THE AGREEMENT BETWEEN GULFSTREAM PARK RACING ASSOCIATION, INC. ("GPRA"), GULFSTREAM PARK THOROUGHBRED AFTER RACING PROGRAM, INC. ("GPTARP") AND THE FLORIDA HORSEMEN'S BENEVOLENT AND PROTECTIVE ASSOCIATION ("FHBPA") FOR THE CALENDAR YEARS 2022-2024.**


In accordance with the provisions of Section 2.11 of the Agreement referred to above, GPRA, GPTARP and FHBPA (collectively, the "Parties") further agree as follows:

With respect to the period beginning on January 1, 2022 and ending on December 31, 2022, this side letter provides for the following payouts from funds collected from Charity Days at Gulfstream Park during the calendar year 2022:

1. On the first day of each month beginning on January 1, 2022, and each month thereafter, a check for the sum of \$10,000 shall be delivered to His Place Ministries for its chaplaincy work on the backsides of Gulfstream Park and Palm Meadows Training Center.
2. On the first day of each month beginning on January 1, 2022, and each month thereafter, a check for the sum of \$15,000 shall be delivered to the FHCF solely for the purpose to fund thoroughbred horse retirement and aftercare program(s) designated by the FHBPA. Should Charity Day Funds exceed expectations, the FHBPA and GP management shall meet to determine possible increases in money dispersed to Florida TRAC. Final reconciliation shall be made and fully disclosed within 30 days of the date of this letter.
3. Any other charitable donations from The Stronach Group ("TSG") through its charitable entity Gulfstream Thoroughbred Aftercare Program to either His Place Ministries or the Florida TRAC program shall be in addition to the donations listed in numbers 1 and 2 above; provided, however, that TSG agrees, at a minimum, on the first day of each month beginning on January 1, 2022, and each month thereafter, to deliver a check for the sum of \$20,833.33 to FHCF solely for the purpose to fund thoroughbred horse retirement and aftercare program(s) mutually agreed to by the Parties (the "Stronach Retirement Contribution").

Except for the Stronach Retirement Contribution, the payouts set forth above are contingent on revenues generated during the operation of charity days at Gulfstream Park. In the event revenues are not generated to fund the full payouts set forth above, such payouts shall be adjusted on a pro rata basis.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_, Gulfstream Park

  
\_\_\_\_\_  
Joseph Orseno  
President, FHBPA

**PROCEDURES FOR ADMINISTRATION OF BACKSTRETCH FUND**

1. Expenditures to be paid out of the Backstretch Fund (the "Fund") must be agreed upon by both the Florida Horsemen's Benevolent and Protective Association ("FHBPA") and Gulfstream Park ("GP") herewith known jointly as the "Parties", in one of two ways:

- a. After joint discussion, the Parties agree that an expenditure should be authorized or:
- b. Either of the two Parties may submit a proposal for an expenditure to the other Party. After due consideration, if both Parties give consent, the expenditure will be approved. If either Party opposes the expenditure, payment will be denied.

2. Once both Parties agree upon an expenditure, a "Backstretch Fund Approval Form" must be completed and signed off on by the current President or Executive Director of the FHBPA and the current Executive Director or other authorized representative of GP.

3. Once the Approval Form has been signed off on by both parties, both Parties will immediately be provided a copy of the Form for his organization's files.

4. Next, Gulfstream Park's CFO (or designee) shall immediately be provided the Approval Form and will prepare for signature a check for the approved expenditure within one week.

5. A monthly report will be created by the Gulfstream CFO which will provide a listing of all recent checks written for approved expenditures from the Fund along with a monthly balance in the Backstretch Fund.

**Gulfstream Park:**

\_\_\_\_\_

**FHBPA**

  
\_\_\_\_\_

**Joseph Orseno**



CONTINUATION  
CERTIFICATE

RECEIVED  
2022 SEP 13 AM 11:54

FLORIDA GAMING  
CONTROL COMMISSION  
Surety upon

U.S. Specialty Insurance Company

a certain Bond No. 1000956099  
  
dated effective October 12, 2013  
(MONTH-DAY-YEAR)  
Gulfstream Park Racing Association, Inc.  
  
on behalf of (PRINCIPAL)  
  
and in favor of State of Florida, Director of the Division of Pari-Mutuel Wagering  
(OBLIGEE)

does hereby continue said bond in force for the further period

beginning on July 1, 2022  
(MONTH-DAY-YEAR)  
  
and ending on July 1, 2023  
(MONTH-DAY-YEAR)  
  
Amount of bond \$ 2,000,000.00

Description of bond DBPR PMW - 3470 - Slot Machine Licensee

**PROVIDED:** That this continuation certificate does not create a new obligation and is executed upon the express condition and provision that the Surety's liability under said bond and this and all Continuation Certificates issued in connection therewith shall not be cumulative and that the said Surety's aggregate liability under said bond and this and all such Continuation Certificates on account of all defaults committed during the period (regardless of the number of years) said bond had been and shall be in force, shall not in any event exceed the amount of said bond as hereinbefore set forth.

Signed and dated on \_\_\_\_\_ June 6, 2022  
(MONTH-DAY-YEAR)

U.S. Specialty Insurance Company

By Michelle Lutz-Heatherly  
Michelle Lutz-Heatherly, Attorney-In-Fact



**POWER OF ATTORNEY**

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Sandra King, Vicki Nobinger, Loretta M. Jones, Julie Karnes, Sandy McElhaney, Bonnie Rice, Mary Y. Volmar, Carolyn E. Wheeler, Michelle Lute-Heatherly, Rachel A. Chaverjat or Sarah Major of Knoxville, Tennessee

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed \*\*\*\*\*Five Million\*\*\*\*\* Dollars (\*\*\$5,000,000.00\*\*). This Power of Attorney shall expire without further action on January 31<sup>st</sup>, 2024. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-In-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 23<sup>rd</sup> day of September, 2021.

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

State of California  
County of Los Angeles



By:   
Daniel P. Aguilar, Vice President

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

On this 23rd day of September, 2021, before me, D. Littlefield, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature



I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 6<sup>th</sup> day of JUNE, 2022.

Corporate Seals  
Bond No. 1000956099  
Agency No. 16859



Kio Lo, Assistant Secretary

## Jelks, La'Kesha

---

**From:** Lisa Sutor <Lisa.Sutor@gulfstreampark.com>  
**Sent:** Tuesday, September 20, 2022 12:52 PM  
**To:** Jelks, La'Kesha  
**Cc:** Pouncey, Jamie  
**Subject:** RE: Gulfstream Park Racing Association, Inc. Slots License 22/23 Renewal  
**Attachments:** License Fee 2022 Payment Confirmation.pdf; FCCG 2022 Payment Confirmation.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.

Hi La'Kesha,

Thank you for the update. Today I submitted payment for both fees (to be debited tomorrow 9/21), and all final revisions to the Internal Controls were sent to the Slots Division last week for their approval.

Best regards,

Lisa

---

**From:** Jelks, La'Kesha <La'Kesha.Jelks@fgcc.fl.gov>  
**Sent:** Wednesday, September 14, 2022 9:24 AM  
**To:** Lisa Sutor <Lisa.Sutor@gulfstreampark.com>  
**Cc:** Pouncey, Jamie <Jamie.Pouncey@fgcc.fl.gov>  
**Subject:** Gulfstream Park Racing Association, Inc. Slots License 22/23 Renewal

**WARNING // THIS E-MAIL ORIGINATED FROM AN EXTERNAL SENDER. BE CAUTIOUS WITH LINKS AND ATTACHMENTS.**

Greetings,

The Slot Renewal Application submitted for Gulfstream Park Racing Association, Inc. (TBRD321) was received, however, the application remains incomplete for:

- Payment of the non-refundable \$2 million application fee and payment of the non-refundable \$250k regulatory fee for the Compulsive or Addictive Gambling Prevention Program as required by Section 551.118, FS. \*\*\* Please submit payment on or before September 21, 2022 \*\*\*
- Disclosure of Internal Controls Procedures (provided by our Slots Division)

The item listed require submission and/or correction to complete the renewal application. If you have any questions regarding the deficiencies, please contact me at your earliest convenience.

Best,

*La'Kesha Jelks*

Attached for your review is a scan of the renewal packet I will be mailing next week once I have obtained the final signatures/notarization.

Please let me know of any changes which need to be made, and I will update and finalize this submission.

I can be reached by cell phone at [REDACTED]

Thank you,



LISA SUTOR  
CASINO CONTROLLER  
901 S FEDERAL HWY  
HALLANDALE BEACH, FL 33009

P /954.455.6865



---

**From:** Jelks, La'Kesha <La'Kesha.Jelks@fgcc.fl.gov>  
**Sent:** Wednesday, August 10, 2022 6:01:34 PM  
**To:** Holmes, Sheri <Sheri.Holmes@gulfstreampark.com>  
**Subject:** Gulfstream Park Racing Association, Inc. Slots License Renewal

**WARNING // THIS E-MAIL ORIGINATED FROM AN EXTERNAL SENDER. BE CAUTIOUS WITH LINKS AND ATTACHMENTS.**

Greetings,

Wanted to inform you that we will need all documents and fees no later than September 22, 2022 due to the new process. The file will be on the agenda, if complete, on October 6, 2022.

Best,

*La'Kesha Jelks*



**FLORIDA**  
GAMING CONTROL  
COMMISSION

La'Kesha Jelks  
Operations Review Specialist  
Florida Gaming Control Commission  
Pari-Mutuel Wagering  
Phone: (850) 717-1095

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

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Payments submitted in error must be cancelled before 5:00 p.m. ET on the date submitted. If submitted after 5:00 p.m. ET on a business day, weekend, or holiday, the cancellation must be completed before 5:00 p.m. ET the next business day. All cancellations are permanently deleted from the database.

The cancellation option is not available for credit card payments.

**GULFSTREAM PARK RACING ASSOCIATION INC**  
901 S FEDERAL HWY  
Hallandale Beach, FL 33009-7124

Access ID: [REDACTED]  
Business Partner #: [REDACTED]

**Confirmation Number:** [REDACTED]

Remittance Period End Date	Payment Type	Tax Type:
9/30/2022	Receipts	DBPR - Pari-Mutuel - Slots

Confirmation Date and Time      09/20/2022 12:04:10 PM ET

Debit Date:	9/21/2022
Enter Amount for Check:	\$2,000,000.00
Bank Routing Number:	[REDACTED]
Bank Account Number:	[REDACTED]
Bank Account Type:	Checking
Corporate/Personal:	Corporate
Name on Bank Acct:	GULFSTREAM PARK RACING ASSOCIATION INC

I hereby authorize the Department of Revenue to process this ACH transaction and to debit the bank account identified above. I understand there may be service charges assessed on any transactions not honored by my bank.

Due to federal security requirements, we can not process international ACH transactions. If any portion of the money used in the payment you may be making today came from a financial institution located outside of the US or its territories for the purpose of funding this payment, please do not proceed and contact the Florida Department of Revenue at 850-488-6800 to make other payment arrangements. By continuing, you are confirming that this payment is not an international ACH transaction. If you are unsure, please contact your financial institution.

Signature:	Lisa Sutor
Phone Number:	9544547000
Email Address:	lisa.sutor@gulfstreampark.com

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The cancellation option is not available for credit card payments.

**GULFSTREAM PARK RACING ASSOCIATION INC**  
901 S FEDERAL HWY  
Hallandale Beach, FL 33009-7124

Access ID: [REDACTED]  
Business Partner #: [REDACTED]

**Confirmation Number:** [REDACTED]

Remittance Period End Date	Payment Type	Tax Type:
9/30/2022	Receipts	DBPR - Pari-Mutuel - Slots

**Confirmation Date and Time**      09/20/2022 12:05:54 PM ET

<b>Debit Date:</b>	9/21/2022
<b>Enter Amount for Check:</b>	\$250,000.00
<b>Bank Routing Number:</b>	[REDACTED]
<b>Bank Account Number:</b>	[REDACTED]
<b>Bank Account Type:</b>	Checking
<b>Corporate/Personal:</b>	Corporate
<b>Name on Bank Acct:</b>	GULFSTREAM PARK RACING ASSOCIATION INC

I hereby authorize the Department of Revenue to process this ACH transaction and to debit the bank account identified above. I understand there may be service charges assessed on any transactions not honored by my bank.

Due to federal security requirements, we can not process international ACH transactions. If any portion of the money used in the payment you may be making today came from a financial institution located outside of the US or its territories for the purpose of funding this payment, please do not proceed and contact the Florida Department of Revenue at 850-488-6800 to make other payment arrangements. By continuing, you are confirming that this payment is not an international ACH transaction. If you are unsure, please contact your financial institution.

<b>Signature:</b>	Lisa Sutor
<b>Phone Number:</b>	9544547000
<b>Email Address:</b>	lisa.sutor@gulfstreampark.com

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STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

**PMW Total EFT Payments**

For the Last 7 Calendar Days

09/22/2022

**Deposit Number: AD0057**

Slot Machine Tax Receipts...3032	003032	2,250,000.00
		<u>2,250,000.00</u>

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Application Home | Change Application

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: ljelks

VR Home > Application Search > Transaction Check List > Transaction Header

Fed Tax # [REDACTED]	Name <b>GULFSTREAM PARK RACING ASSOCIATION, INC.</b>	Lic Type <b>1003 - Permitholder App for Annual Slot Licens</b>	Trans Class <b>I - Initial</b>
File # <b>3</b>	Rank <b>Permit holder Appl Annual Slot Mach Lic</b>	App # <b>126</b>	Sec Class <b>S - Standard</b>
License # <b>321</b>	Lic Status <b>Current</b>	Status <b>Open</b>	
Entity # <b>321</b>	Expires On <b>10/12/2022</b>	Trans Code <b>1020 - Slot Machine License</b>	

App Date <b>09/07/2022</b> Normal Expiration Date <b>09/08/2023</b> Override Expiration Date Application Disposition 1st Reminder 2nd Reminder Total Fee \$ <b>2,250,000.00</b> Paid \$ <b>2,250,000.00</b> Released \$ <b>2,250,000.00</b> Due \$ <b>0.00</b> Notes Set License Expiry	<b>Application For</b>  Rank <b>Permit holder Appl Annual Slot Mach Lic</b> Lic Status <b>Current</b>  <b>Modifiers</b> Type [ ] Code [v] Additional Info [Add] <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Additional Info</th> <th>Actions</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>	Type	Modifier	Additional Info	Actions	No items found.				Dpsit History History Deficiencies Regenerate Notes Notes History Cancel OK
Type	Modifier	Additional Info	Actions							
No items found.										

Checklist | Release | Transfer | Approve | Exit

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**State of Florida**  
**Department of Business and Professional Regulation**  
**Cash Listing Report**

**Client:** 79 - Department of Business & Professional Regulation

**Origin:** EFT

**Fiscal Year:** 2022

**Batch #:** 22006322

**Total \$ Entered:** \$ 2,250,000.00

**Deposit #:** AD0057

**Deposit Date:** 2022-09-21

**# Receipt:** 2

**Receipts Entered:** 2

**Total:** \$ 2,250,000.00

**Status:** Deposited

Receipt #	DLN	Received	Disp	Pmt	Note	Unassigned	Prof	Remitted By / Beneficiary	File #	License #	Assigned
220046451		\$ 250,000.00	DEP	EFT		\$ 0.00	1003	GULFSTREAM PARK RACING ASSOCIATION, INC.	3	321	\$ 250,000.00
220046452		\$ 2,000,000.00	DEP	EFT		\$ 0.00	1003	GULFSTREAM PARK RACING ASSOCIATION, INC.	3	321	\$ 2,000,000.00
<b>Total:</b>		\$ 2,250,000.00				\$ 0.00					\$ 2,250,000.00

### Gulfstream Casino Vendor Licenses 2022

Vendor Name	Vendor License Number	Expiration Date
Adept Consulting Services Inc	13195075 ✓	6/30/2025
Ainsworth Game Technology	7929049 ✓	6/30/2024
AGS LLC	8281949 ✓	6/30/2023
Apogee Gaming USA Inc	11936144 ✓	6/30/2024
Aristocrat Technologies Inc	7830421 ✓	6/30/2024
Aruze Gaming America Inc	8587586 ✓	6/30/2025
Bluberi Gaming USA Inc	11105033 ✓	6/30/2025
Everi Games Inc	9943621 ✓	6/30/2024
Everi Payments Inc	9993721 ✓	6/30/2024
Gaming Analytics Inc	12315771 ✓	6/30/2023
Gaming Arts LLC	11905567 ✓	6/30/2024
Graphic Controls Acquisition Corp	7793413 ✓	6/30/2024
Hayes International Inc	11018137 ✓	6/30/2024
IGT Inc	7800936 ✓	6/30/2024
International Gaming Solutions Inc	10965598 ✓	6/30/2024
Interblock USA L C	8759471 ✓	6/30/2025
Incredible Technologies Casino Games Inc	8801896 ✓	6/30/2024
KGM Gaming LLC	8915860 ✓	6/30/2023
Konami Gaming Inc	7883140 ✓	6/30/2024
Landry Holdings LLC (Casinotech)	9917921 ✓	6/30/2024
Lightning Slot Machines LLC	9823078 ✓	6/30/2024
Modern Gaming Inc	8523052 ✓	6/30/2024
Novomatic Americas Sales LLC	9917853 ✓	6/30/2024
Patriot Gaming & Electronics Inc	8605145 ✓	6/30/2025
Reel Inc	7830710 ✓	6/30/2024
SG Gaming Inc (Light & Wonder)	7805891 ✓	6/30/2024
Sky Gaming LLC	8966651 ✓	6/30/2023
Spin Inc	8010467 ✓	6/30/2024
Suzohapp Gaming Solutions LLC	8032829 ✓	6/30/2025
Zitro USA, Inc.	10019307 ✓	6/30/2024

Rev. 08/30/2022

Gulfstream Park racing Association, Inc. (TBRD321)

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**  
File # **297** Name **ADEPT CONSULTING SERVICES INC** Extended To  
License # **13195075** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On  
Entity # **13195075** Lic Status **Current**

**Address**

Street # **410** Street **W MAIN ST SUITE 201**  
Line 2  
Line 3  
City **LANSDALE** State **PA** Zip **19446**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**  
File # **57** Name **AINSWORTH GAME TECHNOLOGY LTD** Extended To  
License # **7929049** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **07/22/2021**  
Entity # **7929049** Lic Status **Current**

**Address**

Street # **10** Street **HOLKER STREET**  
Line 2  
Line 3  
City **NENINGTON NSW** State **99** Zip **2127**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1058 - Slot Combo Business** Expires On **06/30/2023**  
File # **45** Name **AGS, LLC** Extended To  
License # **8281949** Rank **SCBL - Slot Combo Business License** Renewed On **06/08/2020**  
Entity # **8281949** Lic Status **Current**

**Address**

Street # **5475** Street **SOUTH DECATUR BLVD SUITE 100**  
Line 2  
Line 3  
City **LAS VEGAS** State **NV** Zip **89118**  
Routing

Gulfstream Park racing Association, Inc. (TBRD321)

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>243</b>	Name <b>APOGEE GAMING USA INC</b>	Extended To
License # <b>11936144</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>08/19/2021</b>
Entity # <b>11936144</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>19</b>	Street <b>OCEAN VIEW ROAD</b>	
Line 2		
Line 3		
City <b>BAS CAP PELE</b>	State <b>NB</b>	Zip <b>E4N 2X5</b>
Routing		

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>13</b>	Name <b>ARISTOCRAT TECHNOLOGIES INC</b>	Extended To
License # <b>7830421</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>05/07/2021</b>
Entity # <b>7830421</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>10220</b>	Street <b>ARISTOCRAT WAY</b>	
Line 2		
Line 3		
City <b>LAS VEGAS</b>	State <b>NV</b>	Zip <b>89135</b>
Routing		

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2025</b>
File # <b>123</b>	Name <b>ARUZE GAMING AMERICA INC</b>	Extended To
License # <b>8587586</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>07/15/2022</b>
Entity # <b>8587586</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>6900</b>	Street <b>S. DECATUR BLVD. SUITE 100</b>	
Line 2		
Line 3		
City <b>LAS VEGAS</b>	State <b>NV</b>	Zip <b>89118</b>
Routing		

Gulfstream Park racing Association, Inc. (TBRD321)

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**  
File # **227** Name **BLUBERI GAMING USA INC** Extended To  
License # **11105033** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/30/2022**  
Entity # **11105033** Lic Status **Current**

**Address**

Street # **7370** Street **DEAN MARTIN DRIVE SUITE 407**  
Line 2  
Line 3  
City **LAS VEGAS** State **NV** Zip **89139**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**  
File # **174** Name **EVERI GAMES, INC.** Extended To  
License # **9943621** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/25/2021**  
Entity # **9943621** Lic Status **Current**

**Address**

Street # **7250** Street **S TENAYA WAY, SUITE 100**  
Line 2  
Line 3  
City **LAS VEGAS** State **NV** Zip **89113**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**  
File # **178** Name **EVERI PAYMENTS INC** Extended To  
License # **9993721** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **07/15/2021**  
Entity # **9993721** Lic Status **Current**

**Address**

Street # **7250** Street **S TENAYA WAY SUITE 100**  
Line 2  
Line 3  
City **LAS VEGAS** State **NV** Zip **89113**  
Routing

Gulfstream Park racing Association, Inc. (TBRD321)

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2023**  
File # **253** Name **GAMING ANALYTICS INC** Extended To  
License # **12315771** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On  
Entity # **12315771** Lic Status **Current**

**Address**

Street # **1005** Street **NORTHGATE DRIVE #136**  
Line 2  
Line 3  
City **SAN RAFAEL** State **CA** Zip **94903**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**  
File # **241** Name **GAMING ARTS, LLC** Extended To  
License # **11905567** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/30/2021**  
Entity # **11905567** Lic Status **Current**

**Address**

Street # **323** Street **ORVILLE WRIGHT COURT**  
Line 2  
Line 3  
City **LAS VEGAS** State **NV** Zip **89119**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**  
File # **1** Name **GRAPHIC CONTROLS ACQUISITION CORP** Extended To  
License # **7793413** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/22/2021**  
Entity # **7793413** Lic Status **Current**

**Address**

Street # **400** Street **EXCHANGE STREET**  
Line 2  
Line 3  
City **BUFFALO** State **NY** Zip **14204**  
Routing

Gulfstream Park racing Association, Inc. (TBRD321)

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>225</b>	Name <b>HAYES INTERNATIONAL INC</b>	Extended To
License # <b>11018137</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>07/12/2021</b>
Entity # <b>11018137</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>7550</b>	Street <b>SW 42ND COURT</b>	
Line 2		
Line 3		
City <b>DAVIE</b>	State <b>FL</b>	Zip <b>33314</b>
Routing		

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>7</b>	Name <b>IGT INC</b>	Extended To
License # <b>7800936</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>06/02/2021</b>
Entity # <b>7800936</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>6355</b>	Street <b>S BUFFALO DRIVE</b>	
Line 2		
Line 3		
City <b>LAS VEGAS</b>	State <b>NV</b>	Zip <b>89113</b>
Routing		

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>224</b>	Name <b>INTERNATIONAL GAMING SOLUTIONS INC</b>	Extended To
License # <b>10965598</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>07/28/2021</b>
Entity # <b>10965598</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>7991</b>	Street <b>WEST 25TH COURT</b>	
Line 2		
Line 3		
City <b>HIALEAH</b>	State <b>FL</b>	Zip <b>33016</b>
Routing		

Gulfstream Park racing Association, Inc. (TBRD321)

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**  
File # **134** Name **INTERBLOCK USA L. C.** Extended To  
License # **8759471** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/29/2022**  
Entity # **8759471** Lic Status **Current**

**Address**

Street # **1106** Street **PALMS AIRPORT DRIVE**  
Line 2  
Line 3  
City **LAS VEGAS** State **NV** Zip **89119-3730**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**  
File # **140** Name **INCREDIBLE TECHNOLOGIES CASINO GAMES INC** Extended To  
License # **8801896** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **06/30/2021**  
Entity # **8801896** Lic Status **Current**

**Address**

Street # **200** Street **CORPORATE WOODS PARKWAY**  
Line 2  
Line 3  
City **VERNON HILLS** State **IL** Zip **60061**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2023**  
File # **152** Name **KGM GAMING, LLC** Extended To  
License # **8915860** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **07/31/2020**  
Entity # **8915860** Lic Status **Current**

**Address**

Street # **4250** Street **WISSAHICKON AVENUE**  
Line 2  
Line 3  
City **PHILADELPHIA** State **PA** Zip **19129**  
Routing



Gulfstream Park racing Association, Inc. (TBRD321)

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>30</b>	Name <b>KONAMI GAMING INC</b>	Extended To
License # <b>7883140</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>05/30/2018</b>
Entity # <b>7883140</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>585</b>	Street <b>KONAMI CIRCLE</b>	
Line 2		
Line 3		
City <b>LAS VEGAS</b>	State <b>NV</b>	Zip <b>89119</b>
Routing		

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>173</b>	Name <b>LANDRY HOLDINGS, LLC</b>	Extended To
License # <b>9917921</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>04/28/2021</b>
Entity # <b>9917921</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street #	Street <b>PO BOX 2167</b>	
Line 2		
Line 3		
City <b>CYPRESS</b>	State <b>TX</b>	Zip <b>77410</b>
Routing		

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>164</b>	Name <b>LIGHTNING SLOT MACHINES LLC</b>	Extended To
License # <b>9823078</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>06/24/2021</b>
Entity # <b>9823078</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>23</b>	Street <b>CREEK CIRCLE SUITE 400</b>	
Line 2		
Line 3		
City <b>BOOTHWYN</b>	State <b>PA</b>	Zip <b>19061</b>
Routing		

Gulfstream Park racing Association, Inc. (TBRD321)

License		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>114</b>	Name <b>MODERN GAMING INC</b>	Extended To
License # <b>8523052</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>06/04/2013</b>
Entity # <b>8523052</b>	Lic Status <b>Current</b>	

Address		
Street # <b>20415</b>	Street <b>LA HWY 16</b>	
Line 2		
Line 3		
City <b>DENHAM SPRINGS</b>	State <b>LA</b>	Zip <b>70726</b>
Routing		

License		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>172</b>	Name <b>NOVOMATIC AMERICAS SALES LLC</b>	Extended To
License # <b>9917853</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>06/30/2021</b>
Entity # <b>9917853</b>	Lic Status <b>Current</b>	

Address		
Street # <b>1050</b>	Street <b>EAST BUSINESS CENTER DRIVE</b>	
Line 2		
Line 3		
City <b>MOUNT PROSPECT</b>	State <b>IL</b>	Zip <b>60056</b>
Routing		

License		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2025</b>
File # <b>124</b>	Name <b>PATRIOT GAMING &amp; ELECTRONICS, INC.</b>	Extended To
License # <b>8605145</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>07/18/2022</b>
Entity # <b>8605145</b>	Lic Status <b>Current</b>	

Address		
Street # <b>217</b>	Street <b>N. LINDBERG</b>	
Line 2		
Line 3		
City <b>GRIFFITH</b>	State <b>IN</b>	Zip <b>46319</b>
Routing		

Gulfstream Park racing Association, Inc. (TBRD321)

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>14</b>	Name <b>REEL GAMES INC</b>	Extended To
License # <b>7830710</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>06/15/2021</b>
Entity # <b>7830710</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>1501</b>	Street <b>NE 13TH AVENUE</b>	
Line 2		
Line 3		
City <b>FORT LAUDERDALE</b>	State <b>FL</b>	Zip <b>33304</b>
Routing		

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2024</b>
File # <b>9</b>	Name <b>SG GAMING INC</b>	Extended To
License # <b>7805891</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>06/22/2012</b>
Entity # <b>7805891</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>6601</b>	Street <b>SOUTH BERMUDA ROAD</b>	
Line 2		
Line 3		
City <b>LAS VEGAS</b>	State <b>NV</b>	Zip <b>89119</b>
Routing		

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1050 - Slot Machine Business</b>	Expires On <b>06/30/2023</b>
File # <b>154</b>	Name <b>SKY GAMING, LLC</b>	Extended To
License # <b>8966651</b>	Rank <b>SBUS - Slot Machine Bus Occupational License</b>	Renewed On <b>05/30/2017</b>
Entity # <b>8966651</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>1340</b>	Street <b>STIRLING ROAD SUITE 10B</b>	
Line 2		
Line 3		
City <b>DANIA BEACH</b>	State <b>FL</b>	Zip <b>33004</b>
Routing		

Gulfstream Park racing Association, Inc. (TBRD321)

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**  
File # **76** Name **SPIN INC** Extended To  
License # **8010467** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **05/25/2021**  
Entity # **8010467** Lic Status **Current**

**Address**

Street # **35** Street **SW 12TH AVE SUITE 107**  
Line 2  
Line 3  
City **DANIA BEACH** State **FL** Zip **33004**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2025**  
File # **79** Name **SUZOHAPP GAMING SOLUTIONS, LLC** Extended To  
License # **8032829** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On  
Entity # **8032829** Lic Status **Current**

**Address**

Street # **1385** Street **PAMA LANE UNIT 100**  
Line 2  
Line 3  
City **LAS VEGAS** State **NV** Zip **89119**  
Routing

**License**

Fed Tax # [REDACTED] Lic Type **1050 - Slot Machine Business** Expires On **06/30/2024**  
File # **182** Name **ZITRO USA INC.** Extended To  
License # **10019307** Rank **SBUS - Slot Machine Bus Occupational License** Renewed On **07/15/2021**  
Entity # **10019307** Lic Status **Current**

**Address**

Street # **1671** Street **WEST HORIZON RIDGE PARKWAY**  
Line 2 **SUITE 220**  
Line 3  
City **HENDERSON** State **NV** Zip **89012**  
Routing

**Jelks, La'Kesha**

---

**From:** Pouncey, Jamie  
**Sent:** Thursday, September 15, 2022 9:05 AM  
**To:** Jelks, La'Kesha  
**Subject:** FW: IC Review Memo - Gulfstream Park Racing & Casino  
**Attachments:** Gulfstrem Park License Renewal Memo-2022-2023.pdf

IC review attached

**Jamie Pouncey**  
**Program Administrator**

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

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**From:** Crafts, Bill  
**Sent:** Thursday, September 15, 2022 9:04 AM  
**To:** Pouncey, Jamie  
**Subject:** IC Review Memo - Gulfstream Park Racing & Casino

Good morning Jamie,

We have completed the audit for Gulfstream Park Racing Association, Inc., d/b/a Gulfstream Park Racing & Casino License Renewal.

Have a great day.



**Bill Crafts**  
**Chief of Slot Operations**  
Florida Gaming Control Commission  
Division of Pari-Mutuel Wagering  
Office of Slot Operations  
954.202.6783 Office 954.202.3370 Fax  
[REDACTED] Cell



**FLORIDA**  
GAMING CONTROL  
COMMISSION

JOHN MACIVER, CHAIRMAN  
MICHAEL YAWORSKY, VICE CHAIR  
JULIE I. BROWN, COMMISSIONER  
CHUCK DRAGO, COMMISSIONER  
JOHN D'AQUILA, COMMISSIONER

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**MEMORANDUM**

**TO:** Jamie Pouncey, Program Administrator

**FROM:** Bill Crafts, Chief of Slot Operations

**SUBJECT:** Gulfstream Park Racing Association, Inc., d/b/a Gulfstream Park Racing & Casino— Annual Internal Controls Review

**DATE:** September 15, 2022

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The office of Slot Operations has completed our annual review of the Internal Controls of Gulfstream Park Racing Association, Inc., d/b/a Gulfstream Park Racing & Casino. At this time, our assessment has shown full compliance with 551, Fla. Stat. (2005) and Fla. Admin. Code R. 61D-14. We strive to continuously review all our licensed facilities systems of control, and work closely with the property's management and compliance officers to ensure rigorous adherence to Florida Statute and Administrative Code. Our annual review involves a more comprehensive and robust examination of all Internal Controls as adopted by the facility.

This review was conducted by the Tax & Audit Group of the Office of Slot Operations, with their report SOIC-2023-321 being issued on September 15, 2022.

As always, should you have any questions or concerns pertaining to this matter, please do not hesitate to Contact me.

Bill Crafts  
Chief of Slot Operations

OFFICE OF SLOT OPERATIONS  
1400 WEST COMMERCIAL BOULEVARD, SUITE 165  
FT. LAUDERDALE, FLORIDA 33309

## Jelks, La'Kesha

---

**From:** Pouncey, Jamie  
**Sent:** Tuesday, September 6, 2022 7:46 AM  
**To:** Jelks, La'Kesha  
**Subject:** FW: Gulfstream Park Racing Association, Inc. Slots License Renewal  
**Attachments:** License Renewal Packet Scan - B&W.pdf  
  
**Categories:** Slots License

FYI

### Jamie Pouncey Program Administrator

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering

850.717.1073 Office 850.488.0550 FAX [REDACTED] Cell

Important: Confidentiality & Public Records Statement

**From:** Lisa Sutor [mailto:Lisa.Sutor@gulfstreampark.com]  
**Sent:** Friday, September 2, 2022 4:58 PM  
**To:** Pouncey, Jamie  
**Subject:** FW: Gulfstream Park Racing Association, Inc. Slots License Renewal

[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.

The email below was returned as undeliverable to you due to document size – I rescanned as black and white so hopefully it goes through now.

Lisa

**From:** Lisa Sutor  
**Sent:** Friday, September 02, 2022 4:26 PM  
**To:** [jamie.pouncey@fgcc.fl.gov](mailto:jamie.pouncey@fgcc.fl.gov); [La'Kesha.Jelks@fgcc.fl.gov](mailto:La'Kesha.Jelks@fgcc.fl.gov)  
**Subject:** FW: Gulfstream Park Racing Association, Inc. Slots License Renewal

Good afternoon,

Attached for your review is a scan of the renewal packet I will be mailing next week once I have obtained the final signatures/notarization.

Please let me know of any changes which need to be made, and I will update and finalize this submission.

I can be reached by cell phone at [REDACTED]

Thank you,



LISA SUTOR  
CASINO CONTROLLER  
901 S FEDERAL HWY  
HALLANDALE BEACH, FL 33009  
P /954.455.6865



---

**From:** Jelks, La'Kesha <La'Kesha.Jelks@fgcc.fl.gov>  
**Sent:** Wednesday, August 10, 2022 6:01:34 PM  
**To:** Holmes, Sheri <Sheri.Holmes@gulfstreampark.com>  
**Subject:** Gulfstream Park Racing Association, Inc. Slots License Renewal

**WARNING // THIS E-MAIL ORIGINATED FROM AN EXTERNAL SENDER. BE CAUTIOUS WITH LINKS AND ATTACHMENTS.**

Greetings,

Wanted to inform you that we will need all documents and fees no later than September 22, 2022 due to the new process. The file will be on the agenda, if complete, on October 6, 2022.

Best,

*La'Kesha Jelks*



La'Kesha Jelks  
Operations Review Specialist  
Florida Gaming Control Commission  
Pari-Mutuel Wagering  
Phone: (850) 717-1095

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September 6, 2022

**SENT VIA OVERNIGHT DELIVERY**

Florida Gaming Control Commission  
Division of Pari-Mutuel Wagering  
Office of Operations  
1940 North Monroe Street  
Tallahassee, FL 32399-1037

**Re: Gulfstream Park Slot Operating License Renewal**

In accordance with the Florida Administrative Code, please find enclosed duly executed DBPR forms 3405, 3190 and 3460, along with the following documents required to renew our slot operating license:


1. Association agreements with Gulfstream;
2. Evidence of surety bond; and
3. List of occupational licensees with whom Gulfstream intends to do business.

Gulfstream Park Racing Association, Inc. had no civil, administrative or criminal proceedings and/or judgements initiated by any government entity or any other state or federal agency that would affect the license status of the applicant or any affiliate pursuant to sections 550.054 or 550.1815, Florida Statutes. Further, there are no officers, directors or managers with 5 percent or more interest in the business.

The additional required documents specified on page 2 of DBPR form 3405 have been submitted to the Division of Pari-Mutuel Wagering office in Ft. Lauderdale under separate cover.

If you have any questions, please contact the undersigned. Thank you.

Sincerely;

  
Lisa Sutor  
Casino Controller

DBPR PMW-3405 – Permitholder Renewal Application for Annual Slot Machine License



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

INSTRUCTIONS		
This form is to be submitted in conjunction with Form DBPR PMW-3460, Authorization for Release of Information, and Form DBPR PMW-3190, Officers and Directors. All three forms must be submitted to the division one month prior to the expiration of the current slot machine license.		
ORGANIZATION INFORMATION		
Federal Employer ID Number: [REDACTED]		
Permitholder's Legal Name: Gulfstream Park Racing Association, Inc.		
Doing Business As (D/B/A) Name: Gulfstream Park Racing & Casino		
MAILING ADDRESS		
Street Address or P.O. Box: 901 S. Federal Hwy		
City: Hallandale Beach State: FL Zip Code: 33009		
County: Broward Country: USA		
CONTACT INFORMATION		
Contact Name: Lisa Sutor Title: Casino Controller		
Primary Phone Number: 954-455-6865 Primary E-Mail Address: lisa.sutor@gulfstreampark.com		
PHYSICAL ADDRESS		
Street Address: 901 S. Federal Hwy		
City: Hallandale Beach State: FL Zip Code (+4 optional) 33009		
County: Broward		
ADDITIONAL CONTACT INFORMATION		
Alternate Phone Number Fax Number		
Alternate E-Mail Address		
SLOT MACHINE AREA INFORMATION		
Short Description of Physical Location of Slot Machine Area(s): 1st and 2nd floors racetrack clubhouse		
What is the number of slot machines you intend to operate during the license period? Approx. 600		
Name and license number of Slot Machine Operations Manager or Slot Machine Management Company: Lisa Siples, License #10519336		
Name and address of the Custodian of Records in Florida: Traci Ferguson, Gulfstream Park		

COPY

List the dates and hours of slot machine operations: <u>10 am - 3 am subject to change with notice to DBPR</u>	
Does the applicant have any ownership interest in another Florida permit? If yes, disclose the name of the permit: _____	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Does the applicant have any ownership interest in a slot machine testing laboratory company? If yes, disclose the name of the testing laboratory: _____	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Does the applicant have any ownership interest in a slot machine manufacturer and/or distributor? If yes, disclose the name of the slot machine manufacturer/distributor: _____	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Has any other jurisdiction taken action regarding the applicant's gaming license? If yes, provide the name of the jurisdiction, the reason for the action, and the action taken: _____ _____	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

**Additional requirements to be submitted to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, Office of Operations, 1940 North Monroe Street, Tallahassee, Florida 32399-1037:**

- 1) Submission of a list of all ownership interests of five percent or greater. If a corporation, the name of the state in which incorporated and the names and addresses of the officers, directors, and shareholders holding five percent or more equity or, if a business entity other than a corporation, the names and addresses of the principals, partners, shareholders or any other person holding five percent or more equity as described in Rule 61D-14.002(1)(d), (e) and (f), Florida Administrative Code (F.A.C.), on Form DBPR PMW-3190.
- 2) Submission of a copy of the binding written agreements between the facility and respective associations as required by Section 551.104(10), Florida Statutes.
- 3) Evidence of a current surety bond in the amount of \$2,000,000, payable to the Governor of the State of Florida, as specified in Section 551.103(1)(f), Florida Statutes.
- 4) Submission of a list of slot machine business occupational licensees (i.e., vendors, manufacturers, distributors, service companies, etc.) with whom you intend to do business.
- 5) Disclosure of any administrative, civil or criminal proceedings, and/or any judgments initiated by any governmental agency or any other state or federal agency that would affect the license status of the applicant or any affiliate of the applicant pursuant to Sections 550.054 and 550.1815, Florida Statutes.

**Additional requirements to be submitted to the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, Office of Slot Operations, North Broward Regional Service Center, 1400 West Commercial Blvd., Suite 165, Ft. Lauderdale, Florida 33309:**

- 1) Submission of the slot machine applicant's employee training plan for the Compulsive or Addictive Gambling Prevention Program.
- 2) A copy of the facility's written policy for creating opportunities to purchase from minority vendors in Florida, creating employment opportunities for minority residents in Florida, opportunities for construction services provided by minority contractors, and ensuring opportunities for employment are offered on an equal, nondiscriminatory basis.
- 3) A copy of the licensee's current internal controls.
- 4) A copy of the licensee's current Surveillance Plan and Security Plan.
- 5) A current version of the licensee's Floor Plan as described in Rule 61D-14.050, F.A.C.

ATTEST STATEMENT	
Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.	
I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as if made under oath. To the best of my knowledge, all information contained on this application is true and correct. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida, pursuant to Section 551.107, Florida Statutes.	
_____ Signature of Applicant or Applicant's Representative	_____ Date

DBPR PMW-3460 – Authorization for Release of Information



STATE OF FLORIDA  
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
 DIVISION OF PARI-MUTUEL WAGERING  
[www.myfloridalicense.com](http://www.myfloridalicense.com)

PERSONAL INFORMATION				
Social Security Number/Federal Employer ID Number: <span style="background-color: black; color: black;">[REDACTED]</span>				
IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION				
Last Name:	First	Middle:	Title:	Suffix:
Birth Date: (MM/DD/YYYY)				
Name of Employer:				
IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION				
Representative's Name:	Last:	First:	Middle:	Title: Suffix:
	Leibovitz	Dana		
Business Entity Name: Gulfstream Park Racing Association, Inc.				
Official Capacity: Casino Manager				
ALL APPLICANTS PLEASE READ AND SIGN BELOW				
<p>I, <u>Dana Leibovitz</u>, do hereby instruct all law enforcement or criminal justice agencies to                      (name of applicant/representative)</p> <p>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.</p> <p>I, <u>Dana Leibovitz</u>, do hereby instruct all law enforcement, gaming commissions, tribal                      (name of applicant/representative)</p> <p>gaming regulatory agencies and/or commissions, state agencies and/or commissions responsible for gaming regulation or criminal justice agencies to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Department of Business and Professional Regulation or the Florida Department of Law Enforcement.</p> <p>I further authorize any financial or public institution to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.</p> <p>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.</p> <p><u>Dana Leibovitz</u>                      (if individual applicant - legal name and any nickname or alias in parentheses)</p> <p>Applicant/Representative Signature: _____ Date: _____</p>				

COPY

DBPR PMW-3190 – Officers and Directors



STATE OF FLORIDA  
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
 DIVISION OF PARI-MUTUEL WAGERING  
[www.myfloridalicense.com](http://www.myfloridalicense.com)

Please provide information on the partners, managers, officers, or directors for your business entity below.

ORGANIZATION NAME	
Name of Organization Gulfstream Park Racing Association, Inc.	Permit # 321
D/B/A or Trade Name Gulfstream Park	

LIMITED LIABILITY CORPORATION QUESTIONS
If your corporation is a limited liability corporation (LLC), is the corporation member managed or manager managed? You can check your Articles of Incorporation for this information.
Member Managed <input type="checkbox"/> Manager Managed <input checked="" type="checkbox"/>

Please list below all Officers, Directors, Managers, and/or Shareholders with 5 percent or more interest in the business:

Attach additional sheets as necessary.

**COPY**

MANAGEMENT INFORMATION				
Last Name TSG Developments, Inc.	First	Middle	Title	Suffix
Office Held	License #	Percentage of Ownership 100%		
RESIDENCE ADDRESS				
Street Address or P.O. Box 455 Magna Drive, 2nd Floor				
City Aurora		State ON	Zip Code (+4 optional) L4G 7A9	
County (if Florida address)		Country Canada		

MANAGEMENT INFORMATION				
Last Name Badgett	First Bill	Middle	Title	Suffix
Office Held Executive Director South Florida Racing	License # PIN754881	Percentage of Ownership n/a		
RESIDENCE ADDRESS				
Street Address or P.O. Box 1313 Madison St.				
City Hollywood		State FL	Zip Code (+4 optional) 33019	
County (if Florida address) Broward		Country USA		

MANAGEMENT INFORMATION				
Last Name Lakow	First Michael	Middle	Title	Suffix
Office Held VP Racing	License # 10132609	Percentage of Ownership n/a		
RESIDENCE ADDRESS				
Street Address or P.O. Box 52 NW Chaucer Ln.				
City Boca Raton		State FL	Zip Code (+4 optional) 33432	
County (if Florida address) Palm Beach		Country USA		

MANAGEMENT INFORMATION				
Last Name Rogers	First Michael	Middle	Title	Suffix
Office Held COO	License # 1592463	Percentage of Ownership n/a		
RESIDENCE ADDRESS				
Street Address or P.O. Box 20 Hidden Forest				
City Cedar Valley		State ON	Zip Code (+4 optional) LOG 1E0	
County (if Florida address)		Country Canada		

MANAGEMENT INFORMATION				
Last Name	First	Middle	Title	Suffix
Office Held	License #	Percentage of Ownership		
RESIDENCE ADDRESS				
Street Address or P.O. Box				
City		State	Zip Code (+4 optional)	
County (if Florida address)		Country		

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
Dana Leibovitz	Casino Manager		
Name (Please Print)	Title (Please Print)	Signature	Date
State of Florida, County of _____			
Sworn to (or affirmed) and subscribed before me this _____ day of _____, 20____.			
_____, who is personally known to me or produced the following as identification:			
_____			
Notary Public My Commission Expires: _____			

**2022 GULFSTREAM PARK FLORIDA-BRED**  
**STAKES PROGRAM AGREEMENT**

This Agreement among the Florida Thoroughbred Breeders' and Owners' Association ("FTBOA"), the Florida Horsemen's Benevolent and Protective Association, Inc. ("FHBPA"), and Gulfstream Park Racing Association, Inc. ("Gulfstream Park"), (collectively the "Parties"), sets forth the terms of the FTBOA's Florida-Bred Stakes Program for races conducted at Gulfstream Park in 2022. From all of its available sources, the FTBOA will offer under this Program a total of \$1.75 million in Florida-Bred purses and purse supplements, which is expected to otherwise comply with all relevant Florida laws on the use of breeder and stallion award funds.

The distribution of these funds is detailed below and outlined in the attached Exhibits A and B, the terms of which are specifically incorporated herein by reference. If any of the funds committed under this Agreement to a particular race or program are not earned in races conducted at Gulfstream Park in 2022, then those funds will be returned or released to the Parties in the same proportion in which they were contributed to that race or program, as provided in Exhibits A and B.

**FTBOA Florida Sire Stakes**

The FTBOA Florida Sire Stakes ("FSS"), as addressed in this portion of the Agreement, will consist of the following two-year-old races to be run at the Gulfstream Park facility, as further described below: (a) a filly race and a colt race at six furlongs, with a purse of \$100,000 per race, totaling \$200,000, to be run in August 2022 (the "August races"); (b) a filly race and a colt race at seven furlongs, with a purse of \$200,000 per race, totaling \$400,000, to be run in late August through early September 2022 (the "September races"); and (c) a filly race and a colt race at 1-1/16 miles, with a purse of \$400,000 per race, totaling \$800,000, to be run in late September through early October 2022 (the "October races"). Except as otherwise provided below, all funds under this portion of the Agreement for the FTBOA Florida Sire Stakes shall be paid only on thoroughbreds properly registered with the FTBOA as Florida-Breds and as FSS-eligibles.

**The FTBOA Florida Sire Stakes – Fillies Division (*Desert Vixen*)**

**\$100,000 Guaranteed**

**Trophy to the Winning Owner**

**Fillies, Two Years Old, that are Florida Sire Stakes Registered. \$1,250 to pass the entry box and \$750 additional to start, with a purse of \$100,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 121 lbs., maidens allowed 3 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. Six Furlongs**

**The FTBOA Florida Sire Stakes – Colts & Geldings Division (*Dr. Fager*)**

**\$100,000 Guaranteed**

**Trophy to the Winning Owner**

**Colts and Geldings, Two Years Old, that are Florida Sire Stakes Registered. \$1,250 to pass**



the entry box and \$750 additional to start, with a purse of \$100,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 121 lbs., maidens allowed 3 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. Six Furlongs

**The FTBOA Florida Sire Stakes – Fillies Division (*Susan's Girl*)**

**\$200,000 Guaranteed**

**Trophy to the Winning Owner**

**Fillies, Two Years Old, that are Florida Sire Stakes Registered. \$2,000 to pass the entry box and \$1,000 additional to start, with a purse of \$200,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 121 lbs., maidens allowed 3 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. Seven Furlongs**

**The FTBOA Florida Sire Stakes – Colts & Geldings Division (*Affirmed*)**

**\$200,000 Guaranteed**

**Trophy to the Winning Owner**

**Colts and Geldings, Two Years Old, that are Florida Sire Stakes Registered. \$2,000 to pass the entry box and \$1,000 additional to start, with a purse of \$200,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 121 lbs., maidens allowed 3 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. Seven Furlongs**

**The FTBOA Florida Sire Stakes – Fillies Division (*My Dear Girl*)**

**\$400,000 Guaranteed**

**Trophy to the Winning Owner**

**Fillies, Two Years Old, that are Florida Sire Stakes Registered. \$3,500 to pass the entry box and \$1,500 additional to start, with a purse of \$400,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 122 lbs. Non-winners of a sweepstake allowed 2 lbs.; a race at a mile or over other than claiming allowed 4 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. One Mile and One Sixteenth**

**The FTBOA Florida Sire Stakes – Colts & Geldings Division (*In Reality*)**

**\$400,000 Guaranteed**

**Trophy to the Winning Owner**

**Colts and Geldings, Two Years Old, that are Florida Sire Stakes Registered. \$3,500 to pass the entry box and \$1,500 additional to start, with a purse of \$400,000. 60% of the purse to be distributed to the owner of the winner, 20% to second, 11% to third, 6% to fourth, 3% to fifth. Weight: 122 lbs. Non-winners of a sweepstake allowed 2 lbs.; a race at a mile or over other than claiming allowed 4 lbs. Starters to be named through the entry box by the usual time of closing. All fees shall be paid prior to start of the race. This race will be limited to 12 starters, with also**

eligibles. If more than 12 entries pass the entry box, preference will be given to horses with highest career earnings. **One Mile and One Sixteenth**

FTBOA will receive all start and entry fees.

Thoroughbred horses produced from the Florida breeding season of 2018 and subsequent years that are sired by stallions standing in Florida appropriately registered with the FTBOA ("Florida stallions") and foaled in other states shall also be eligible to compete in the above races under the following conditions:

- The horse must be sired by a Florida stallion for which the FTBOA has timely received double the FSS stallion registration fee for the year the foal was conceived.
- On behalf of the horse, the FTBOA must have timely received all required FSS eligibility payments at double the established rate for FTBOA-registered Florida-Breds.
- The horse will race for only 50% of the FSS purse stated above in the entered stakes race.

**Florida-Bred Purse Supplements  
("Florida-Bred Incentive Fund" or "FBIF")**

The FTBOA proposes to offer up to \$250,000 in Florida-Bred purse supplements for FTBOA-registered Florida-Breds in certain overnight races for two-year-olds and up at Gulfstream Park in 2022. These purse supplements will be paid on first through third-place FTBOA-registered Florida-Bred finishers (70%, 20%, and 10% respectively), with the goal of Florida-Breds running for \$5,000-\$10,000 more in each race than non-Florida-Breds. Additional details regarding the proposed FBIF program are set forth in the attached Exhibit B. The FBIF program will take effect once the parties enter into a subsequent agreement establishing the conditions and dates of eligible races and any financial contributions to the program from Gulfstream Park and/or the FHBPA, with this agreement to be entered into on or before January 31, 2022.

**Two-Year-Old Maiden Special Weight FSS Purse Supplements**

Up to twenty (20) \$5,000 "Win-Only" purse supplements will be offered for two-year-old maiden special weight races, available only to thoroughbreds winning those races that are properly registered with the FTBOA as Florida-Breds and as FSS-eligibles. Purses for these races shall be divided equally between colts and fillies, with the conditions and dates of those races subject to the mutual agreement of the Parties. The total of up to \$100,000 in two-year-old purse supplements under this paragraph will be offered in races conducted at Gulfstream Park in 2022.

### **Florida-Bred Preferred Races**

Pursuant to the agreement provided in section 550.5251(3)(a), Florida Statutes, Gulfstream Park shall make a good faith effort to daily write and offer both Florida-Bred preferred races and Florida-Bred restricted races at its track in 2022. The Florida-Bred preferred or restricted races shall be included within the first ten races offered daily in the condition book. The Florida-Bred preferred or restricted races offered daily shall be a mix of all conditions and types of races (including stakes races).

### **Additional Terms**

Gulfstream Park agrees to provide, upon request on behalf of owners of the horses entered, up to four complimentary Ten Palms seats and dining privileges per Gulfstream Park's reservation policy for all FTBOA Florida Sire Stakes races and other stakes races for Florida-Breds.

When offering any race for Florida-bred horses throughout the year, Gulfstream Park will confine such offerings to horses registered as Florida-Breds with the FTBOA and will announce such races as being for "FTBOA Registered Florida-Breds."

Pursuant to section 550.2625(6)(e), the parties hereby authorize the payment of Florida Owners' Awards (FOAs) for races conducted at Gulfstream Park in 2022 as follows: 70% of the FOA to the owner of the winner, 20% to second place, and 10% to third place.

The FTBOA may elect in writing to unilaterally terminate this Agreement and seek its renegotiation for the remainder of 2022 if there are any change(s) in the thoroughbred breeding and racing industries deemed material by the FTBOA, which may include, but are not limited to, new legislation, court decisions, natural disasters or states of emergency, etc.

Should the terms set forth herein be acceptable to each party, please sign below and return the copy marked "FTBOA" to my attention at your earliest convenience. Please be advised, however, that this Agreement remains conditional until such time as it is executed by each party and the signed Agreement is subsequently approved by the Executive Committee of the FTBOA.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Agreed to this \_\_\_ day of October, 2021.

**GULFSTREAM PARK RACING ASSOCIATION, INC.**

By:   
William (Billy) Baggett, General Manager

**FLORIDA HORSEMEN'S BENEVOLENT & PROTECTIVE ASSOCIATION, INC.**

By:   
Stephen W. Screnci, President

**FLORIDA THOROUGHBRED BREEDERS' ASSOCIATION, INC. d/b/a  
FLORIDA THOROUGHBRED BREEDERS' AND OWNERS' ASSOCIATION**

  
By: \_\_\_\_\_  
Lonny T. Powell, CEO & Executive Vice President

cc: Mike Lakow

Exhibit A  
2022 GULFSTREAM PARK FLORIDA-BRED STAKES PROGRAM AGREEMENT

		FLORIDA-BRED PURSE SUPPLEMENTS (FBIF)	WIN ONLY - FSS PURSE SUPPLEMENTS	FLORIDA SIRE STAKES "FSS"	TOTAL
2 YO Colt	FTBOA FSS DR. FAGER STAKES			\$100,000	
2 YO Filly	FTBOA FSS DESERT VIXEN STAKES			\$100,000	
2 YO Colt	FTBOA FSS AFFIRMED STAKES			\$200,000	
2 YO Filly	FTBOA FSS SUSAN'S GIRL STAKES			\$200,000	
2 YO Colt	FTBOA FSS IN REALITY STAKES			\$400,000	
2 YO Filly	FTBOA FSS MY DEAR GIRL STAKES			\$400,000	
2 YO & UP	FTBOA FLORIDA-BRED PURSE SUPPLEMENTS (OVERNIGHT RACES/FBIF) (Exhibit B)	\$250,000			
2 YO Colt	FTBOA MAIDEN SPECIAL WEIGHT FSS PURSE SUPPLEMENTS (10 RACES @ \$5,000 per race)		\$50,000		
2 YO Filly	FTBOA MAIDEN SPECIAL WEIGHT FSS PURSE SUPPLEMENTS (10 RACES @ \$5,000 per race)		\$50,000		
	FTBOA	\$250,000	\$100,000	\$1,400,000	\$1,750,000
	FHBPA	TBD			TBD
	GULFSTREAM	TBD			TBD

COPY

10/28/2021

**Exhibit B  
2022 GULFSTREAM PARK FLORIDA-BRED STAKES PROGRAM AGREEMENT**

**PROPOSED FLORIDA-BRED PURSE SUPPLEMENT PROGRAM (a/k/a "FBIF"/Florida-Bred Incentive Fund)**

**Open Company Races - Maiden Special**

Base purse	\$40,000	<i>split: normal purse structure</i>
Florida Owners' Awards	\$10,000	<i>split: 70/20/10</i>
<u>Florida-Bred Purse Supplement</u>	<u>\$10,000</u>	<i>split: 70/20/10</i>
<b>Total Potential Purse:</b>	<b>\$60,000</b>	

**Restricted Florida-Bred Races - Maiden Special**

Florida-Bred base purse	\$40,000	<i>split: normal purse structure</i>
<u>Florida-Bred Purse Supplement</u>	<u>\$10,000</u>	<i>split: 70/20/10</i>
<b>Total Potential Purse:</b>	<b>\$50,000</b>	

**Maiden Claiming Races – Claiming Price of \$25,000 or More (Two Year Olds)**

<i>Base Purse</i>	<i>per condition book</i>	<i>split: normal purse structure</i>
<i>Florida Owners' Awards</i>	<i>if applicable</i>	<i>split: 70/20/10</i>
<i>Florida-Bred Purse Supplement</i>	<i>\$7,500</i>	<i>split: 70/20/10</i>

**Starter and Allowance Races (Two and Three Year Olds)**

<i>Base Purse</i>	<i>per condition book</i>	<i>split: normal purse structure</i>
<i>Florida Owners' Awards</i>	<i>if applicable</i>	<i>split: 70/20/10</i>
<i>Florida-Bred Purse Supplement</i>	<i>\$7,500</i>	<i>split: 70/20/10</i>

**Restricted Florida-Bred Maiden Races (Three Year Olds and Up)**

**Restricted Florida-Bred Allowance Optional Claiming (Three Year Olds and Up)**

**Restricted Florida-Bred Maiden Special Weight (Three Year Olds and Up)**

<i>Base Purse</i>	<i>per condition book</i>	<i>split: normal purse structure</i>
<i>Florida Owners' Awards</i>	<i>if applicable</i>	<i>split: 70/20/10</i>
<i>Florida-Bred Purse Supplement</i>	<i>\$5,000</i>	<i>split: 70/20/10</i>

**COPY**

10/28/2021

**AGREEMENT  
BETWEEN  
GULFSTREAM PARK RACING ASSOCIATION, INC.  
GULFSTREAM PARK THOROUGHBRED AFTER RACING PROGRAM, INC.  
AND  
THE FLORIDA HORSEMEN'S BENEVOLENT & PROTECTIVE ASSOCIATION, INC.  
FOR ALL OF 2022-2024 THOROUGHBRED HORSE RACING MEETINGS**

This agreement (this "Agreement") is made, executed and concluded in Broward County, Florida, by and between **GULFSTREAM PARK RACING ASSOCIATION, INC.** (hereinafter referred to as "GPRA"), **GULFSTREAM PARK THOROUGHBRED AFTER RACING PROGRAM, INC.** (hereinafter referred to as "GPTARP"), and together with "GPRA", "GP") and **THE FLORIDA HORSEMEN'S BENEVOLENT & PROTECTIVE ASSOCIATION, INC.** (hereinafter referred to as "FHBPA") (GP and FHBPA are jointly referred to herein as the "Parties" and each as a "Party"), and is effective as of the date the last of the Parties affixes its signature hereto.

**WHEREAS**, GPRA is a corporation, duly organized and validly existing under and pursuant to the laws of the State of Florida and owns and operates a licensed pari-mutuel wagering facility within the corporate limits of the City of Hallandale, Broward County, Florida ("Gulfstream Park"); and

**WHEREAS**, GPTARP is a non-profit corporation, duly organized and validly existing under and pursuant to the laws of the State of Florida and holds a license to conduct live thoroughbred horse racing meetings at Gulfstream Park; and,

**WHEREAS**, FHBPA is a corporation, duly organized and validly existing under and pursuant to the laws of the State of Florida and is recognized by GP as the sole representative of Horsemen (as that term is defined below) in the State of Florida; and,

**WHEREAS**, the Parties desire to enter into an agreement regarding the structure and payment of Thoroughbred horse racing purses for the 2022-2024 Thoroughbred horse racing meetings to be conducted at Gulfstream Park, and otherwise set forth and define their relationship for the Term hereof.

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which is mutually acknowledged, the terms, covenants, mutual promises and undertaking set forth herein, and in consideration of establishing and maintaining a sound and mutually beneficial relationship between the Parties, the Parties, intending to be bound, stipulate, covenant and agree as follows:

1. **Definitions.** The following definitions shall apply to terms used herein:

(a) "Payment to Horsemen" or "Payments to Horsemen" shall mean the aggregate of purse payments, distributions for Florida owner's awards (if any), breeders' awards and stallion awards as provided for in §550.2625, Fla. Stats., and any other distribution or payment required to be made pursuant to the terms of this Agreement, or otherwise agreed to between the Parties by separate agreement(s), or by Florida law to be paid from the purse pool by GP during the Term hereof.

(b) "Revenue from pari-mutuel operations" shall mean aggregate revenues from the revenue sources defined in subparagraphs (i)-(ix) plus (xii) below:

(i) "Revenue from on-track pari-mutuel operations" shall mean the takeout on wagers on races conducted at Gulfstream Park and placed on-track at Gulfstream Park Race less the aggregate of pari-mutuel taxes, and license fees paid to the Division of Pari-Mutuel Wagering and takeout rebates, if any, allowed to GP Advantage cardholders by GP;

(ii) "Revenue from incoming intertrack wagering" shall mean the takeout on intrastate wagers on events conducted at pari-mutuel facilities other than Gulfstream Park in the State of Florida, but that are placed on-track at Gulfstream Park, less the aggregate of pari-mutuel taxes, distributions to the guest track and distributions to the guest track's purse pool (as those terms are defined in Ch. 550, Fla. Stats.);

(iii) "Revenue from out-going interstate and international wagering" shall mean the aggregate proceeds received by GP from all out-of-state (non-Florida resident) wagering entities related to wagers placed on races conducted at Gulfstream Park, but shall not include revenues from Advanced Deposit Wagering facilities ("ADWs") (defined as advance deposit wagering facilities operating in one or more states or countries, excluding New York Racing Association's regional advance deposit wagering platform). Net revenues from ADWs during the Term shall be shared equally between the Parties. GP will secure and provide the FHBPA with all detailed data relevant to correctly and accurately determine the source market fees earned on a timely basis, and in any event, not later than ten (10) days after demand for same by the FHBPA including, but not limited to, all monies referred to in Section 9.4 below;

(iv) "Revenue from incoming interstate wagering on-track" shall mean the takeout on interstate wagers on races conducted at tracks other than Gulfstream Park outside the State of Florida that are placed at pari-mutuel facilities within the State of Florida other than Gulfstream Park less the aggregate of pari-mutuel taxes, payments from broadcast rights to out-of-state (non-Florida resident) racetracks and license fees paid to Division of Pari-Mutuel Wagering, if any;

(v) "Revenue from incoming interstate wagering rebroadcast in state" shall mean the takeout on interstate wagers on races conducted at tracks other than Gulfstream Park outside the State of Florida that are placed at pari-mutuel facilities within the State of Florida other than Gulfstream Park less the aggregate of pari-mutuel taxes, payment for broadcast rights to out of state (non Florida resident) racetracks, distributions to the guest track and distributions to the guest track's purse pool;

(vi) "Revenue from incoming intertrack wagering" shall mean the aggregate of distributions received from the host track.

(vii) "Breaks" which shall have the meaning set forth in §550.002(1), Fla. Stats.

(viii) "Outs" which shall mean all pari-mutuel tickets that are unclaimed, uncashed or abandoned for a period of one year after the date the pari-mutuel ticket was issued at Gulfstream Park. For the purposes of this Agreement, Outs shall be included as a revenue source. Because Outs generated in each calendar year will be collected by GP in the subsequent calendar year, GP agrees to estimate the Outs GP expects to generate during its racing meetings conducted during each calendar year and said estimated sums shall be included by GP as a source of revenue during GP's racing meetings to be conducted during such calendar year. The Parties agree to use for revenue calculations for the racing meetings to be conducted during each Calendar Year the approximate amount of outs collected by GP during its racing meetings conducted during the prior calendar year.



(ix) "Source Market Fees" which shall mean all source market fees collected by ADWs from Florida residents, which shall be shared between the Parties as set forth in the Memorandum of Understanding dated March 9, 2021 ("SMF MOU")

(x) One-half (½) of all net revenue generated from all card room operations conducted or permitted by GP at Gulfstream Park in accordance with the provisions of §849.086, Fla. Stats. It is further agreed, that at arriving at net revenue, other G&A expenses will, for computation purposes, be limited to ten percent (10%) of Gross Gaming Revenue.

#### EXCLUSIONS

(xi) Net revenue from race sponsorship fees received by GP. All net revenue from race sponsorships fees shall be excluded and be the sole property of GP.

(xii) Surcharges authorized by law and actually collected by GP from any/all source(s).

(c) "Championship Meet" shall mean one (1) separate sixty (60) day (consisting of sixty (60) days of thoroughbred horse racing conducted on not less than four (4) nor greater than five (5) days per calendar week (or up to six (6) days for any calendar week where a Federal Holiday falls on a Monday) thoroughbred race horse championship racing meeting to be conducted by GP at Gulfstream Park.

(d) "Non-Championship Meet" shall mean no less than one hundred and forty-eight (148) separate days of live thoroughbred horse racing to be conducted by GP at Gulfstream Park.

The collective number of separate live racing performances for the Championship and Non-Championship meet during each calendar year during the Term shall be no less than 208 separate live racing performances. In addition, during each calendar year during the Term GP shall not schedule any period of greater than fourteen (14) consecutive days without live thoroughbred horse racing without the consent of the FHBPA, except as a result of an event of Force Majeure or to protect the safety of horses and riders.

(e) Revenue in all instances shall mean proceeds actually received by GP

(f) In each instance, any revenue source shall be reduced by any minus pools which GP may be required to pay by law or contract.

(g) Terms used herein and not otherwise defined herein shall have the meaning set forth in §550.002, Fla. Stats. or the Interstate Horseracing Act (15 U.S.C. §3001, et seq.), as applicable.

## **2. Purses; Payments; Calculations.**

2.1 (a) **Purses.** During the Term hereof GP shall make Payment to Horsemen in the form of purses for thoroughbred horse races to be conducted at Gulfstream Park a sum of money equal to fifty (50%) percent of Revenue from all pari-mutuel operations plus the monies referred to in Section 2.3 below (all of which is hereinafter referred to as the "Horsemen's Percent"). GP shall, on Wednesday of each week during the Term hereof, deliver to the FHBPA a report showing all sources of revenue derived from pari-mutuel operations through the preceding Sunday, and the amount of payments made by GP to horsemen through the preceding Sunday, and the amount of payments made by GP to horsemen through the preceding Sunday, utilizing a form mutual agreed to by the parties whereby such form may be modified to the extent necessary so that there is full disclosure of all sources of revenue and remittances paid therefrom. Purses shall be paid

by GP pursuant to the terms of that certain Horsemen's Bookkeeper Agreement dated December 16, 2019 by and between Gulfstream Park Horsemen's Bookkeeper Corp, a Delaware corporation (hereinafter referred to as "GPHBC"), FHBPA and GP (hereinafter referred to as the "Horsemen's Bookkeeper Agreement").

The parties agree that during each year of the Term the \$500,000 of purse funds which would have been utilized for the Donn Handicap, the \$300,000 of purse funds which would have been utilized for the Gulfstream Park Turf, and the \$125,000 of purse funds which would have been utilized for the Marshua's River Stakes will be moved from the Championship Meet purse account ledger to the Non-Championship Meet ledger at the start of the Non-Championship Meet and shall be used for a series of races advertised as the "FHBPA Stakes Series" or such other purses during the Non-Championship Meet as determined by the FHBPA. The parties further agree the above \$950,000 in funds shall not be counted in the Championship Meet purse underpayment/overpayment calculation for the prior calendar year.

(c) ADW. GP agrees that the FHBPA must be included as a party in all future negotiations with all advance deposit wagering platforms ("ADW's") during the Term. Subject to the terms of such future ADW agreement(s) and the terms of the SMF MOU, revenues from ADW's will be allocated between GP and the FHBPA in the same way they were allocated during the Calendar Year 2021 racing meetings at Gulfstream Park.

All new contracts or renewals of expired contracts with Xpressbet and 1<sup>st</sup>/Bet shall include a requirement for geotracking of wagers made on the grounds of and within a specified distance outside of the property line of Gulfstream Park and its related contiguous properties (e.g. the Villages of Gulfstream Park), provided that such properties are enabled for Wi-Fi, so that all such bets are treated as on-track wagers for purposes of amounts payable to purses from such handle. GP shall use reasonable efforts to include such terms in all new contracts or renewals of expired contracts with other national ADW companies.

2.2 Deductions. From the Horsemen's Percent GP shall make the following deductions and remittances:

- (a) The money required to be paid pursuant to Section 9.1 below;
- (b) The money required by Ch. 550.2625 Fla. Stats. to be paid as breeders' awards and stallion awards;
- (c) The money, if any, paid as Florida Owners' Awards;
- (d) The money if any, to be paid as horsemen's dues to the National Thoroughbred Racing Association (NTRA);
- (e) The money to be paid to horsemen as otherwise agreed by the Parties;
- (f) The money to be paid to the thoroughbred horse retirement program designated by the FHBPA on behalf of the horsemen equal to .70% of purses (including stakes). This 0.70% of purses paid to a thoroughbred retirement program shall be paid directly to Florida Horseman's Charitable Foundation Inc. ("FHCF") as opposed to directly to a designated horse rescue. At any time during the term of this Agreement, the FHBPA shall have the right, but not the obligation, to decrease the above 0.70% amount paid from purses under this provision.

(g) The balance of funds defined as Payments to Horsemen shall be paid as purses (including stakes).

2.3 In addition to the Payments to Horsemen, GP agrees that all money collected from stake nominations, entry and start fees shall be paid in addition to Payments to Horsemen, either through the added money provision of certain stakes races or through the return of said monies to the purse pool. Any waiver or reduction of these monies from amounts listed on published stakes schedule shall be at the sole written discretion of the FHBPA.

2.4 Notwithstanding any provision of this Agreement to the contrary, the Parties recognize that GP's obligation to make Payments to Horsemen in the amount of the Horsemen's Percent may not be less than the minimum purse requirements set forth in Ch. 550, Fla. Stats. The Parties agree that GP is authorized to make such adjustments (including adjustments made after the end of the race meet during the Term hereof on a race meet by race meet basis only) as may be necessary in the allocation of revenue under the various revenue sources defined in Section 1 above (and elsewhere herein) to achieve payment (in the aggregate) of the Horsemen's Percent of Revenue from pari-mutuel operations as Payments to Horsemen while otherwise allowing GP to comply with the applicable statutory provisions regarding the minimum payment of purses and the other payments required under Ch. 550, Fla. Stats.

2.5 The definitions of the various sources of Revenue from pari-mutuel operations shall be liberally construed so as to include any and every item of revenue (including items of revenue contained within one or more separate written agreements between the Parties) or to exclude any item of expense which may have been erroneously included or excluded from any of the definitions of revenue (or liability) sources set forth in Section 1 above or which may be created under legislation enacted after the effective date of this Agreement and applicable during the Term hereof.

2.6 **Takeout.** Each year during the Term, GP shall provide to the FHBPA the takeout rates to be employed by GP during its thoroughbred horse racing meetings. Thereafter during such year, GP shall not change the takeout rate without the prior written consent of the FHBPA. In the event that GP fails to timely cure any violation of this Section, the consent given pursuant to Section 9.2 shall be deemed null and void.

2.7 All funds required to be paid to the Florida Thoroughbred Breeders and Owners Association shall be paid in accordance with §550.26165(1), Fla. Stats.

2.8 **Dark Day Simulcasting.** During each race meet covered herein, Gulfstream Park shall be open for simulcasting at least six (6) days each week.

2.9 **Revenue from Slot Machines.** Notwithstanding any other term, condition or provision of this Agreement, the Parties shall perform in accordance with the FHBPA/Gulfstream Supplement Agreement dated August 9, 2006 as amended September 27, 2008, as amended December 31, 2012, and as amended January 10, 2022 regarding slot machine revenues (the "Slot Supplement Agreement").

Any additional gaming revenue source(s) and payment(s) received in lieu of expanded gaming, will be subject to separate agreement between the Parties prior to becoming effective.

2.10 **Charity Days.** Each year during the Term, the Parties shall enter into a separate side letter in the form attached with respect to the distribution of revenues generated during the operation of charity days at Gulfstream Park, the terms of which are incorporated herein by reference.

2.11 In addition to the Payments to Horsemen GP shall during each calendar year of racing meetings at Gulfstream Park, pay the additional sum of \$350,000 into the purse pool. The Parties agree that these additional monies are a material inducement to both Parties to maintain a revenue sharing agreement. In the event that GP contributes to the Sunshine Millions during any year from GP's own separate funds, then a sum of money equal to the amount so contributed by GP

2.12 **FOA Awards.** All references to "FOA Awards" paid from the purse account shall be referred to as "FHBPA FOA Awards".

### 3. **Purse Overpayment/Underpayment.**

If, at the end of each year's racing meetings, GP has paid more money in purses than required by the terms hereof, same shall be deemed a purse overpayment. If, at the end of each year's racing meetings, GP has paid less than the amount of money required to be paid as purses by the terms hereof, same shall be deemed a purse underpayment. Purse overpayment or purse underpayment will be treated as follows:

3.1 **Purse Underpayment.** Any purse underpayment from the Championship Meet may be added by GP to purses for the next ensuing Non-Championship Meet. Unless otherwise required by law, any purse underpayment will otherwise be treated as follows:

(a) In the event that any underpayment is less than two (2.0%) percent of the amount of money required to be paid by GP pursuant to the terms hereof (calculated in accordance with Section 3.3), the monies so underpaid shall be deposited into the account referred to in Section 3.1(c) below and added to purses for the following racing meeting at Gulfstream Park.

(b) In the event that any underpayment is greater than two (2.0%) percent of the amount of money required to be paid by GP pursuant to the terms hereof (calculated in accordance with Section 3.3), the FHBPA shall have the right, but not the duty, to require the monies in excess of the aforesaid two (2.0%) percent shall be distributed proportionately to horse owners earning purses during the current meeting within ninety (90) days after the conclusion of the current racing meeting, provided, however, that no pro rata payment of \$100.00 or less shall be required (such monies shall be added to purses for the following racing meeting at Gulfstream Park). In the event the FHBPA does not exercise such right, then the monies so underpaid shall be deposited into the account referred to in Section 3.1(c) below and added to purses for the following Championship or Non-Championship racing meeting at Gulfstream Park.

(c) GP will deposit any underpayment into a separate interest-bearing account under sole control of the FHBPA. Such account shall separate from and in addition to the "GPHBC Horsemen's Account", as defined in the Horsemen's Bookkeeper Agreement.

3.2 **Final Report.** GP shall prepare a report regarding any underpayment or overpayment of purses and deliver such report to the FHBPA not later than thirty (30) days after the conclusion of each racing meeting, which report shall thereafter be adjusted monthly based upon collections from simulcast outlets received after delivery of the said report, and each adjustment shall be delivered to the FHBPA within five (5) days of the preparation of same. Final reports will be delivered to the FHBPA on or before March 15 of the subsequent calendar year.

3.3 Underpayment or overpayments shall be based on the formula for Payments to Horsemen, plus the previous year's underpayment or minus the previous year's overpayment.

3.4 Notwithstanding provisions of this Agreement to the contrary or termination of this Agreement, any purse overpayment or underpayment shall survive as an ongoing liability regardless of the renewal of this Agreement unless otherwise agreed upon in writing by the Parties. The Parties agree that GP shall continue to be liable for any purse underpayment and shall pay such underpayment over its next racing meet until such underpayment is exhausted. Similarly, the Parties agree that GP may deduct any accrued overpayments (except overpayments from the Championship Meet) from the purse pool of its next racing meet (including deducting any purse overpayment from the Non-Championship Meet from the purse pool of the next Championship Meet) notwithstanding any rule or statute to the contrary. Any overpayment from the Championship Meet in any calendar year will carry over to the next Championship Meet.

4. **Minimum Purse; Condition Book; Daily Races.** The minimum purse during each year of the Term of this Agreement will be U.S. \$15,000.00, the minimum claiming price during each year of the Term of this Agreement will be U.S. \$6,250.00; and during each year of the Term hereof (excluding the Championship Meet) the average daily purse shall be Two Hundred Twenty Thousand (U.S. \$220,000.00) Dollars per racing day; provided, however, that, (i) in the event available purse funds during any year of the Term are less than forecasted the Parties shall, each acting reasonably and in good faith, agree on lower minimum and/or average amounts, and (ii) in the event available purse funds during any year of the Term are greater than forecasted the Parties shall, each acting reasonably and in good faith, agree on higher minimum and/or average amounts.

4.1 **Condition Book.** GP will make its commercially reasonable efforts to: (i) deliver all draft condition books and stake schedules to the President, Executive Director and Chair of the Backstretch Committee of the FHBPA at least 48 hours prior to the deadline for their publication (print or online), printing and distribution; (ii) give precedence to condition book entries of fields equal to or greater than eight (8) over any extra races regardless of the number of entries in a competing extra race (with an extra race defined as a race that has never been offered in the current condition book); (iii) not card any extra race in preference over a condition book race for the same date if the condition book race has equal or more entries; and (iv) give preference to any race restricted to Florida Breds with eight (8) or more entries. For the avoidance of doubt, the obligations of GP above are subject to Section 21.

The racing office shall keep record of all entries for a period of no less than one-hundred and eighty (180) days which shall be made available to the FHBPA upon request.

GP shall continue to make available to the President and Executive Director of the FHBPA, access to the RTO Race Track Operations Application – Entries Rundown at GP and GPW which charts daily entries by race and keeps historical records of these charts.

4.2 **Racing Meetings.** GP shall, each year during the Term, conduct not less than two hundred and eight (208) total separate live racing performances (208 separate days of live thoroughbred horse racing) on each of which days not less than eight (8) live races of thoroughbred horses (or such other number per day as is required by Florida law) will be conducted) at Gulfstream Park which shall be comprised of the Championship Meet and the Non-Championship Meet (the "Racing Performance Covenant").

In the event during the Term there exists a signed written agreement between the FHBPA and another licensed pari-mutuel wagering permit holder conducting live thoroughbred horse racing in Miami-Dade County, Florida, or Broward County, Florida, and such agreement has been approved by GP, the Racing Performance Covenant shall be reduced on a day-for-day basis for each day that live thoroughbred horse racing is conducted at such other facility.

All horse racing activities at Gulfstream Park, whether conducted by GP or a third party (e.g. Pegasus World Cup Invitational, Caribbean Classic, etc.), must be approved in writing by the FHBPA.

**4.3 Daily Racing.** Except as provided below, GPRA shall not field more than ten (10) live races per racing day on each racing day that is a weekday (Monday through Friday). GP shall conduct thoroughbred horse racing at Gulfstream Park on not less than three (3) nor greater than five (5) days per calendar week (Sunday through Saturday). Notwithstanding the foregoing, if during the Term a Federal Holiday falls on a Monday, then, in that event, and for each such week where a Federal Holiday falls on a Monday, GP may conduct up to six (6) days of thoroughbred horse racing during each such week. Unless otherwise agreed to in writing by the FHBPA, all races at Gulfstream Park shall be conducted by GPRA during daylight hours only (without artificial light), and only thoroughbred race horses shall be permitted to compete at Gulfstream Park.

GPTARP shall conduct thoroughbred racing at Gulfstream Park in accordance with the terms of its license and applicable Florida laws in respect of the number of live races per racing day, the number of racing days per calendar week and the post times. Racing shall not be conducted by GPTARP at any location other than Gulfstream Park without the prior written consent of GPTARP and the FHBPA.

**5. Stakes.** GP will pay no more in stakes payments than its published stakes program, excluding sponsorships, Florida owners' awards and split stakes races. No more than twenty-eight (28%) percent of the total purses paid at the racing meetings conducted during the Term hereof shall be paid in stakes races unless the Parties shall otherwise agree in writing. Any non-published stakes races will require the consent of the FHBPA which consent the FHBPA will not unreasonably withhold. The Sunshine Millions are excluded from the above calculation of stakes purses.

**6. Purse Continuity.** GP shall utilize its commercially reasonable efforts to maintain the same level of purses for the same class of horses throughout each racing meeting.

**7. Intentionally Omitted.**

**8 Verification.** The FHBPA (and/or its designated representative) shall have the right to audit and verify the correctness of all calculations made by GP concerning payments to be made by GP pursuant to the terms hereof, all payments required to be made by GP pursuant to the terms hereof, the source of all funds required to be paid by GP pursuant to the terms hereof, all deductions and set offs claimed by GP, and all simulcasting, interstate, international and intrastate wagering agreements, income and fees. GP agrees to make all of its books and other records related or pertaining to the foregoing, and its obligations as set forth herein to the FHBPA or its designee as aforesaid, for review and inspection. GP shall be entitled to ten (10) days prior notice of the FHBPA's intent to conduct the aforesaid audit, which audit will be at the expense of the FHBPA. GP will provide the FHBPA with letters authorizing GP's simulcast sites to provide all wagering and other information to the FHBPA upon request provided that the FHBPA agrees that it shall exercise its right to secure such information in the least obtrusive manner possible so as not to negatively affect GP's relationship with such simulcast sites.

**9. Simulcasting**

**9.1 Simulcasting Consent Fee.** As separate consideration for the provisions of this Section 9, GP shall, monthly, pay to the FHBPA a sum of money equal to two (2.0%) percent of all purses to be paid by GP during the Term hereof, which GP may deduct from the Horsemen's Percent of GP's revenue. The aforesaid monies shall be paid by GP to the FHBPA not later than the fifth (5<sup>th</sup>) day of the following month for the preceding

month. Not later than five (5) days after the conclusion of the racing meetings conducted by GP during each Calendar Year, GP shall make final payment of all remaining monies due, but not yet paid, to the FHBPA for the racing meetings conducted at Gulfstream Park during such Calendar Year.

Provided this does not result in any adverse consequences to GP, this 2.0% simulcasting consent fee shall be described as a deduction pursuant to FHBPA Bylaws and shall be made in divided amounts totalling 100% of amounts due the FHBPA, directly payable to the FHBPA and/or FHCF, FHBPA's tax exempt benevolent organization, in percentages as directed in writing by the FHBPA from time to time. For the beginning of 2022, such percentages shall be 100% to FHBPA and 0% to FHCF. For greater certainty, this change shall not amend the terms of Section 9.2 below.

**9.2 Simulcasting Consent.** Provided that GP is not in default of any term, condition or provision hereof, and for so long as GP remains in compliance with the terms hereof, the FHBPA, by separate written letter, will authorize simulcasting and off-track betting agreements which GP may enter into during the Term hereof, subject to the conditions and limitations set forth in the said letter and the limitations set forth in Section 9.3 below.

**9.3 Recipients List.** GP will provide, if requested, the FHBPA with a complete list of all simulcast outlets, guest tracks and other facilities which will or may accept wagers on races conducted at Gulfstream Park during the Term hereof, including all host fees and source market fees paid or payable. GP will also provide the FHBPA with complete copies of all contracts, agreements and financial arrangements made by GP with each entity that accepts wagers on races conducted at Gulfstream Park during the Term hereof, it being the intention of the Parties that the FHBPA shall have complete access to all information related or pertaining to all Revenue from pari-mutuel operations.

**9.4 Simulcasting Agreements.** GP agrees that no person, firm or entity shall be permitted to accept wagers on races conducted at Gulfstream Park and transmitted to such recipient unless each such recipient has a written agreement ("Simulcast Agreement") regarding such transmission and wagering thereon with GP. The terms and conditions of each such Simulcast Agreement shall be subject to the approval of the FHBPA (which includes, but is not limited to, the "market area" referred to in Ch. 550, Fla. Stats.) and no such Simulcast Agreement to which the FHBPA has not given its approval shall be effective.

In the event GP decides, in its sole discretion, to negotiate a new cross-simulcasting agreement with another racetrack represented by the FHBPA in the GP market area, GP agrees that any such agreement must be a three-party agreement and the FHBPA must be party thereto.

**10. Vanning.** GP, at GP's expense, will provide round trip transportation each racing day for racehorses which are entered to race at Gulfstream Park on each such racing day during the Term hereof but which are stabled at Palm Meadows Training Center. GP shall use reasonable efforts to schedule transportation so to minimize the period of time the horses (and their grooms and hotwalkers) spend in the detention barn before and after its schedule race. Additionally, with respect to horses which are claimed at Gulfstream Park during the Term hereof, if the trainer making the claim is not stabled at such Gulfstream Park Race Course, GP will pay the Horse Transportation company to transport each such claimed horse to Palm Meadows Training Center if the trainer making the claim is stabled at such facility, and if any such trainer received a bill or invoice for such transportation from the Horse Transportation company, then such trainer may submit each such bill to GP and GP shall pay same directly to the Horse Transportation company.

**11. Live Racing at GP.** GP shall, each racing day during the Term hereof, run not less than the minimum number of live thoroughbred horse races required by Florida law. If, for any reason, at any time,

GP fails to comply with the aforesaid requirement, GP shall, without notice from the FHBPA being required, cure same by adding the deficit race(s) to the next available racing day, and not later than the calendar week following the deficient racing day. In no event shall the deficit races exceed 5. The consent given pursuant to Section 9 above is expressly conditioned upon full compliance by GP with the requirements of this Section 11, and upon failure of GP to comply with the requirements of this Section 11, the consent given pursuant to Section 9 above shall be deemed null and void.

**12. Stalls; Allocation of Stalls; Notice; Shavings.**

**12.1 Stalls.** GP agrees, at GP's expense, to maintain the Gulfstream Park barn areas, the Palm Meadows Training Center barn areas and racetracks and to maintain sanitary living conditions within said barn areas.

During the Term of this Agreement, the barn areas, backsides, tracks and all amenities servicing Palm Meadows Training Center, and Gulfstream Park shall remain open and be available without cost to approved trainers for training purposes every day of the year except Christmas Day.

**12.2 Allocation of Stalls.** GP shall provide stalls to owners/trainers of thoroughbred racehorses competing at Gulfstream Park free of cost, fee, rent, imposition or charge. The allocation of stalls is within the sole prerogative of GP. Attached is a copy of the current stall application at GP. No material adverse changes shall be made by GP to future stall applications at GP without prior consent of the FHBPA, including but not limited no language shifting liability for GP conduct to the horsemen nor using language the same or substantially similar to Paragraphs 8, 9 and 10 of the 2017 GP Summer Meet Stall Application.

**12.3 Notice to Trainers.** GP will notify horsemen who accept an allocation of stalls from GP that trainers accepting an allocation of stalls from GP assume and accept the following obligations:

- (a) The immediate area in and around all stalls shall be kept in a clean and orderly manner.
- (b) All debris, refuse and litter shall be placed in the appropriate containers and not in the bins for straw and manure.
- (c) Straw and manure shall be placed in the manure bins.
- (d) Sleeping rooms assigned to stable assistants shall be kept and maintained in an orderly fashion and assume the cost of repair beyond ordinary wear and tear.
- (e) To use their best efforts in an attempt to provide full fields for all carded races.
- (f) To exercise good judgment in the selection and supervision of their employees and to enforce and abide by all applicable rules and regulations of the Division of Pari-Mutuel Wagering and GP.
- (g) To report to stable security any employee who is discharged and to attempt to deliver such discharged employee's credentials.
- (h) To correctly identify to the official clocker all horses before a workout.
- (i) GP shall refuse to accept an entry from any horseman unless there is on deposit in the Horsemen's Account a sum of money sufficient to pay all expenses that may be incurred by reason of such



entry. GP shall confirm with the Horsemen's Bookkeeper that there is a sufficient sum of money on deposit in the Horsemen's Account for the particular entry. If GP accepts an entry for which a sufficient sum of money is not on deposit in the Horsemen's Account, GP will be solely responsible for any monetary shortage.

(j) To agree to use their best efforts to assist GP in complying with the requirements of all applicable governmental agencies of the State of Florida and Broward and Miami-Dade County regulating pollution control and other environmental matters. Willful noncompliance may result in either civil or criminal penalties, or both, as may be determined by the applicable governmental authorities.

(k) All horses stabled in GP's barn area will be properly tattooed or chipped.

(l) To obtain and maintain, while stabled at Gulfstream Park or Palm Meadows, Workmen's Compensation Insurance.

12.4 **Shavings.** GP shall not enter into any exclusive contracts or extensions of existing such contracts, which limit or exclude horsemen stabled at GP facilities their ability to purchase feed, bedding and supplies from other vendors.

13. **FHBPA Office.** GP agrees to provide suitable office space on the grounds of Gulfstream Park, that currently being two connected trailers North of the Pegasus statute and adjacent to Biscayne Boulevard, and desk, telephone and computer space at Palm Meadows, during the Term hereof for representatives of the FHBPA and for the use of the FHBPA and its members free of charge, cost, fee or rent.

14. **Term and Renegotiation.** This Agreement shall be effective as of the date of execution hereof by all Parties, shall apply to the thoroughbred horse racing meetings to be conducted by GP during Calendar Year 2022-2024 effective on and after January 1, 2022 and shall remain in effect through and including December 31, 2024 ("**Term**"). Notwithstanding the expiration of this Agreement, the Parties agree that all obligations in this Agreement, including but not limited to the revenue sharing requirements of this Agreement, shall survive and apply to all races and wagering thereon conducted by GP between January 1, 2022 and December 31, 2024. This Agreement may be extended by written mutual consent of the FHBPA and GP.

At any time on or after November 1, 2022, either Party shall have the right to provide written notice to the other Party of its desire to renegotiate the terms of this Agreement (the "**Renegotiation Notice**"). The Parties shall have a period of sixty (60) days from the date of the delivery of the Renegotiation Notice (the "**Renegotiation Period**") to negotiate revised terms of this Agreement, each acting reasonably and in good faith. In the event the Parties are unable to agree on revised terms during the Renegotiation Period, then either Party shall have the right to provide notice to the other Party of the termination of this Agreement on a date no earlier than fifteen (15) days from the date of such notice, provided that such termination right is exercised within ten (10) days of the expiration of the Renegotiation Period.

15. **Partial Invalidity.** Should any part hereof or any provision herein contained be rendered or declared illegal by reason of any existing or subsequently enacted legislation or by a court of competent jurisdiction or by the decisions of any authorized government agency, such invalidation shall not affect the remaining portion of this instrument; however, in such a contingency, the Parties shall promptly meet and negotiate substitute provisions for those parts or provisions rendered or declared illegal.

16. **No Withholding of Entries.** The FHBPA will utilize its best reasonable effort, barring contingencies beyond its control, such as a horse coughing epidemic or similar horse debilitating diseases, to encourage its

members to enter and run a sufficient number of horses so as to fill a full racing card. Furthermore, the FHBPA agrees that, so long as GP has fully complied with its responsibilities hereunder, it will not encourage its members to boycott races at GP or otherwise encourage, support, aid or assist any organized effort to withhold entries at Gulfstream Park.

17. GP, including its officers, directors, agents and representatives, shall not, directly or indirectly, nor through the use of third parties, threaten, intimidate or otherwise coerce any horsemen, FHBPA member, employee or representative of the FHBPA, nor shall GP interfere with or seek to influence or affect the internal affairs of the FHBPA, nor unseat the FHBPA as the organization which represents the majority of thoroughbred race horse owners and trainers participating in thoroughbred horse racing at Gulfstream Park.

18. **Applicable Law.** The provisions hereof shall be subject to the rules, regulations and statutes of the State of Florida and the Interstate Horseracing Act (15 USC §3001, et seq.).

19. **Notice and Cure.** Upon the occurrence of any default or failure of performance by either Party pursuant to this Agreement, the defaulting Party shall be provided forty-eight (48) hours from the time of the receipt of written notice specifying the alleged default or nonperformance to cure the alleged default or nonperformance; provided, however, that with regard to the provisions of Section 16 hereof an eight (8) hour right to cure is agreed to by the FHBPA. The reasonableness of failing to comply and/or cure such default shall be determined by arbitration except with regard to the provisions of Sections 9 and 16 where a court of competent jurisdiction shall be the appropriate forum.

**20. Arbitration.**

20.1 In the event that any breach or default is not cured in accordance with Section 19 of this Agreement, the Parties agree to submit any claim arising from such alleged breach or default to binding arbitration in accordance with the provisions of the Florida Arbitration Code. GP and the FHBPA will each select and designate their respective arbitrator. The respective arbitrators shall jointly agree upon a mutually acceptable third arbitrator. All disputes shall be heard within seventy-two (72) hours of notification of said dispute. The decision of a majority of the arbitrators pursuant to this provision shall be binding upon the Parties hereto, which decision shall be in writing.

20.2 Notwithstanding any contrary provision of Section 20.1 above, all disputes involving the provisions of Sections 9 and 16 shall be resolved before a state court of competent jurisdiction in Broward County, Florida.

21. **Force Majeure.** The Parties shall each be excused from, and shall not be liable in any manner for, any delay or failure in its performance under this Agreement if occasioned by intervention of force majeure or any cause or causes beyond the reasonable control of the Parties, and each of them, including, but not necessarily limited to, strikes, lockouts, or other labor disturbances, epidemics, governmental regulations, acts of government, fire, floods, weather, insurrections, riots, hostilities, wars, or acts of God.

22. **Legislative Matters.** In advance of each legislative session that will occur during the Term of this Agreement, GP and the FHBPA agree to meet and discuss their respective legislative goals and initiatives.

23. **Notice.** Any notice, request or other communication to either Party by the other hereunder shall be made in writing and shall be deemed given on the earlier of the date (i) personally delivered with receipt acknowledge or (ii) three (3) days after mailed by certified mail, return receipt requested, postage prepaid

and addressed to the party at the following respective addresses together with a copy to any addressee as may be designated by a Party by notice hereunder. The address of a Party to which notices or copies of notices are to be given may be changed from time to time by such Party by written notice to the other Party.

Gulfstream Park Racing Association, Inc. or  
Gulfstream Park Thoroughbred After Racing Program  
Attention: President  
901 South Federal Highway  
Hallandale, Florida 33009

Florida Horsemen's Benevolent & Protective Association, Inc.  
P.O. Box 3507  
Hallandale Beach, Florida 33008-3507

**24. Majority Horsemen's Group.** GP recognizes that the FHBPA is the organization which represents the majority of the thoroughbred race horse owners and trainers who will participate in thoroughbred horse racing at Gulfstream Park during the Term hereof within the meaning of the Interstate Horseracing Act (15 USC §3001, et seq.).

**24.1** GP shall not enact any house rule that has not first been filed with, and approved by, the Division. GP shall not submit any proposed house rule to the Division unless notice thereof has first been submitted to the FHBPA in writing not less than seven (7) days prior to the proposed date of submission to the Division, and GP shall have also posted notice of such proposed house rule(s) on the Bulletin Board at the Stable Gate Security Office and published in the "overnight" during the aforesaid seven (7) day period of time.

**24.2** The Parties agree that up to \$500,000 of the funds currently on deposit as the Backstretch Fund may be used by GP to fund purses for the Championship Meet and/or Non-Championship Meet during the Term and/or to fund obligations in respect of charity days. GP shall make such funding determination at the end of the 2022 Championship Meet. The remainder of the funds currently on deposit as the Backstretch Fund shall remain in their current account and will continue to be used to fund expenditures as mutually agreed by GP and the FHBPA, with a weekly report of the transactions to be provided including the balance. There shall be no further funding of this Account during the Term.

## **25. Legal Matters.**

**25.1 Finality; Conflict.** With the exception of the Slot Supplement Agreement and the Multi-Party Agreement, this Agreement supersedes all prior similar agreements (purse contracts) between GP and the FHBPA. Should there be any conflict in the provisions of such prior agreements and this Agreement, then the provisions of this Agreement shall control.

**25.2 Headings.** The headings of the Sections are for convenience of reference only, are not a part of this Agreement and shall not be deemed to affect the meaning or construction of any of the provisions hereof.

**25.3 Execution.** Regardless of place of execution, this Agreement is deemed executed in Broward County, Florida.

25.4 **Assignment.** Except as otherwise specifically provided herein, this Agreement shall not be assignable or delegable by either Party. This Agreement shall be binding upon and shall inure to the benefit of the Parties hereto, their representatives, successors and assigns.

25.5 **Counterparts.** This Agreement may be executed in one or more counterparts each of which shall be deemed an original, all of which together shall constitute one and the same agreement.

25.6 **Integration; Modification.** This Agreement constitutes the entire understanding among the Parties and there are no representations or warranties, conditions, covenants or agreements other than as set forth expressly herein, and any changes or modifications hereto must be in writing and signed by authorized representatives of both Parties. This Agreement may not be modified unless such modification is in writing and signed by both Parties to this Agreement. This Agreement shall be interpreted in accordance with the laws of the State of Florida.

25.7 **Venue.** The Parties consent to the jurisdiction the state courts located within Broward County, Florida, and agree that all actions or proceedings arising, directly or indirectly, from this Agreement, to the extent not required to be submitted to arbitration, shall be litigated only in state courts having such situs, and submit themselves to all court having such situs.

#### 26. **Racing Committee**

A five-member Racing Committee shall be formed comprised of the Racing Secretary and the General Manager of GP and the President and the Executive Director of the FHBPA. If the Racing Secretary and General Manager of GP are the same person then another GP management person shall be designated by GP for this Committee. The fifth (5<sup>th</sup>) member of the Racing Committee shall be appointed by GP to the Racing Committee subject to the consent to such fifth member by the FHBPA, such consent not to be unreasonably withheld. The Racing Committee shall meet monthly on the first Wednesday of the month at 10:00 am, or at some other monthly date and time as the parties agree to, and participation at the meeting may be done by telephone or other electronic means. The purpose of the meetings is to discuss issues of mutual interest that could affect the business interests of GP and the FHBPA. There shall be no changes to purse structure, house rules, dates, or payments during the Term (and each renewal of the Term) unless such changes have first been submitted to and approved by a majority of the Racing Committee prior to the implementation of such changes. GP and the FHBPA shall work together to increase Revenue.

**For greater certainty, all unfulfilled obligations of the Agreement executed by the Parties on July 15, 2021 for racing meets in 2021 survive and are enforceable by the Parties.**

**(SIGNATURES ON FOLLOWING PAGE)**

**GULFSTREAM PARK RACING  
ASSOCIATION, INC.**

By: \_\_\_\_\_

Date: \_\_\_\_\_, 2022

By: \_\_\_\_\_

Date: \_\_\_\_\_, 2022

**GULFSTREAM PARK  
THOROUGHBRED AFTER RACING  
PROGRAM, INC.**

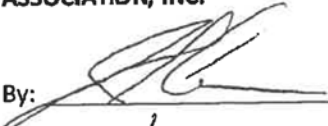
By: \_\_\_\_\_

Date: \_\_\_\_\_, 2022

By: \_\_\_\_\_

Date: \_\_\_\_\_, 2022

**FLORIDA HORSEMEN'S  
BENEVOLENT & PROTECTIVE  
ASSOCIATION, INC.**

By:  \_\_\_\_\_

Date: 2/24, 2022

Effective January 1, 2022

**SIDE LETTER TO THE AGREEMENT BETWEEN GULFSTREAM PARK RACING ASSOCIATION, INC. ("GPRA"), GULFSTREAM PARK THOROUGHBRED AFTER RACING PROGRAM, INC. ("GPTARP") AND THE FLORIDA HORSEMEN'S BENEVOLENT AND PROTECTIVE ASSOCIATION ("FHBPA") FOR THE CALENDAR YEARS 2022-2024.**


In accordance with the provisions of Section 2.11 of the Agreement referred to above, GPRA, GPTARP and FHBPA (collectively, the "Parties") further agree as follows:

With respect to the period beginning on January 1, 2022 and ending on December 31, 2022, this side letter provides for the following payouts from funds collected from Charity Days at Gulfstream Park during the calendar year 2022:

1. On the first day of each month beginning on January 1, 2022, and each month thereafter, a check for the sum of \$10,000 shall be delivered to His Place Ministries for its chaplaincy work on the backsides of Gulfstream Park and Palm Meadows Training Center.
2. On the first day of each month beginning on January 1, 2022, and each month thereafter, a check for the sum of \$15,000 shall be delivered to the FHCF solely for the purpose to fund thoroughbred horse retirement and aftercare program(s) designated by the FHBPA. Should Charity Day Funds exceed expectations, the FHBPA and GP management shall meet to determine possible increases in money dispersed to Florida TRAC. Final reconciliation shall be made and fully disclosed within 30 days of the date of this letter.
3. Any other charitable donations from The Stronach Group ("TSG") through its charitable entity Gulfstream Thoroughbred Aftercare Program to either His Place Ministries or the Florida TRAC program shall be in addition to the donations listed in numbers 1 and 2 above; provided, however, that TSG agrees, at a minimum, on the first day of each month beginning on January 1, 2022, and each month thereafter, to deliver a check for the sum of \$20,833.33 to FHCF solely for the purpose to fund thoroughbred horse retirement and aftercare program(s) mutually agreed to by the Parties (the "Stronach Retirement Contribution").

Except for the Stronach Retirement Contribution, the payouts set forth above are contingent on revenues generated during the operation of charity days at Gulfstream Park. In the event revenues are not generated to fund the full payouts set forth above, such payouts shall be adjusted on a pro rata basis.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_, Gulfstream Park

  
\_\_\_\_\_  
Joseph Orseno  
President, FHBPA

**PROCEDURES FOR ADMINISTRATION OF BACKSTRETCH FUND**

1. Expenditures to be paid out of the Backstretch Fund (the "Fund") must be agreed upon by both the Florida Horsemen's Benevolent and Protective Association ("FHBPA") and Gulfstream Park ("GP") herewith known jointly as the "Parties", in one of two ways:

- a. After joint discussion, the Parties agree that an expenditure should be authorized or:
- b. Either of the two Parties may submit a proposal for an expenditure to the other Party. After due consideration, if both Parties give consent, the expenditure will be approved. If either Party opposes the expenditure, payment will be denied.

2. Once both Parties agree upon an expenditure, a "Backstretch Fund Approval Form" must be completed and signed off on by the current President or Executive Director of the FHBPA and the current Executive Director or other authorized representative of GP.

3. Once the Approval Form has been signed off on by both parties, both Parties will immediately be provided a copy of the Form for his organization's files.

4. Next, Gulfstream Park's CFO (or designee) shall immediately be provided the Approval Form and will prepare for signature a check for the approved expenditure within one week.

5. A monthly report will be created by the Gulfstream CFO which will provide a listing of all recent checks written for approved expenditures from the Fund along with a monthly balance in the Backstretch Fund.

**Gulfstream Park:**

\_\_\_\_\_

**FHBPA**

  
\_\_\_\_\_

**Joseph Orseno**

CONTINUATION  
CERTIFICATE

U.S. Specialty Insurance Company

, Surety upon

a certain Bond No. 1000956099

dated effective October 12, 2013  
(MONTH-DAY-YEAR)  
Gulfstream Park Racing Association, Inc.

on behalf of (PRINCIPAL)

and in favor of State of Florida, Director of the Division of Pari-Mutuel Wagering  
(OBLIGEE)

does hereby continue said bond in force for the further period

beginning on July 1, 2022  
(MONTH-DAY-YEAR)

and ending on July 1, 2023  
(MONTH-DAY-YEAR)

Amount of bond \$ 2,000,000.00

Description of bond DBPR PMW - 3470 - Slot Machine Licensee



**PROVIDED:** That this continuation certificate does not create a new obligation and is executed upon the express condition and provision that the Surety's liability under said bond and this and all Continuation Certificates issued in connection therewith shall not be cumulative and that the said Surety's aggregate liability under said bond and this and all such Continuation Certificates on account of all defaults committed during the period (regardless of the number of years) said bond had been and shall be in force, shall not in any event exceed the amount of said bond as hereinbefore set forth.

Signed and dated on June 6, 2022  
(MONTH-DAY-YEAR)

U.S. Specialty Insurance Company

By Michelle Lutz-Heatherly  
Michelle Lutz-Heatherly, Attorney-In-Fact





**POWER OF ATTORNEY**

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Sandra King, Vicki Nobinger, Loretta M. Jones, Julie Karnes, Sandy McElhane, Bonnie Rice, Mary Y. Volmar, Carolyn E. Wheeler, Michelle Lute-Heatherly, Rachel A. Chaverjat or Sarah Major of Knoxville, Tennessee

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed \*\*\*\*\*Five Million\*\*\*\*\* Dollars (\*\*\*5,000,000.00\*\*\*).

This Power of Attorney shall expire without further action on January 31<sup>st</sup>, 2024. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 23<sup>rd</sup> day of September, 2021.

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

State of California  
County of Los Angeles



By:   
Daniel P. Aguilar, Vice President

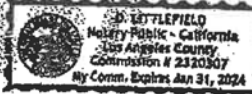
A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

On this 23rd day of September, 2021, before me, D. Littlefield, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature (seal)



I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 6<sup>th</sup> day of JUNE, 2022.

Corporate Seals  
Bond No. 1000956099

Agency No. 16859



Kio Lo, Assistant Secretary

## Gulfstream Casino Vendor Licenses 2022

Vendor Name	Vendor License Number	Expiration Date
Adept Consulting Services Inc	13195075	6/30/2025
Ainsworth Game Technology	7929049	6/30/2024
AGS LLC	8281949	6/30/2023
Apogee Gaming USA Inc	11936144	6/30/2024
Aristocrat Technologies Inc	7830421	6/30/2024
Aruze Gaming America Inc	8587586	6/30/2025
Bluberi Gaming USA Inc	11105033	6/30/2025
Everi Games Inc	9943621	6/30/2024
Everi Payments Inc	9993721	6/30/2024
Gaming Analytics Inc	12315771	6/30/2023
Gaming Arts LLC	11905567	6/30/2024
Graphic Controls Acquisition Corp	7793413	6/30/2024
Hayes International Inc	11018137	6/30/2024
IGT Inc	7800936	6/30/2024
International Gaming Solutions Inc	10965598	6/30/2024
Interblock USA L C	8759471	6/30/2025
Incredible Technologies Casino Games Inc	8801896	6/30/2024
KGM Gaming LLC	8915860	6/30/2023
Konami Gaming Inc	7883140	6/30/2024
Landry Holdings LLC (Casinotech)	9917921	6/30/2024
Lightning Slot Machines LLC	9823078	6/30/2024
Modern Gaming Inc	8523052	6/30/2024
Novomatic Americas Sales LLC	9917853	6/30/2024
Patriot Gaming & Electronics Inc	8605145	6/30/2025
Reel Inc	7830710	6/30/2024
SG Gaming Inc (Light & Wonder)	7805891	6/30/2024
Sky Gaming LLC	8966651	6/30/2023
Spin Inc	8010467	6/30/2024
Suzohapp Gaming Solutions LLC	8032829	6/30/2025
Zitro USA, Inc.	10019307	6/30/2024

Rev. 08/30/2022

COPY



**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

**Case #:** 2022043415      **Incident date:** 09/06/2022      **Status:** 10 - Initial Review

**Lic Type:** 1003      **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 APPLICATION FOR ANNUAL SLOT MACHINE LICENSE

<b>Chronology:</b>	<b>Effective Date</b>	<b>Type</b>	<b>Lic Type</b>	<b>Code</b>	<b>Description</b>	<b>Responsible Party</b>	<b>Respondent</b>
	09/07/2022	R		ljelks	JELKS, LA'KESHA	ljelks	
	09/07/2022	S	1003	10	Initial Review	ljelks	

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Re: Operator's Request to add Card Tables  
Date: September 6, 2022

---

### Executive Summary

A cardroom operator is seeking permission to add additional card tables to its poker room. The Commission should approve this request.

### Background

PPI, Inc. d/b/a The Isle Casino and Racing at Pompano Park, Pompano Park Racing, and/or Isle Casino Racing Pompano Park ("PPI") possesses a harness permit. PPI has been issued two licenses for the 2022-2023 Fiscal Year: 1) a pari-mutuel operating license; and 2) a cardroom license.<sup>1</sup> PPI is currently licensed to operate 44 card tables and is requesting permission to add 10 more to its cardroom. PPI has paid the \$10,000 license fee associated with the additional tables.<sup>2</sup>

### Analysis

Aside from the \$1,000-per-card-table license fee, there is no other applicable restriction<sup>3</sup> to the number of card tables that PPI can add to its cardroom. Since PPI has paid the additional \$10,000 license fee, PPI should be authorized to add additional card tables to its cardroom.

**Recommendation:** The Florida Gaming Control Commission should approve PPI, Inc. d/b/a The Isle Casino and Racing at Pompano Park, Pompano Park Racing, and/or Isle Casino Racing Pompano Park's request to add additional card tables to its cardroom.

---

<sup>1</sup> See generally § 849.086, Fla. Stat.

<sup>2</sup> The annual cardroom license fee costs \$1,000 for each table in the cardroom. § 849.086(5)(e), Fla. Stat.

<sup>3</sup> There is no indication that PPI is seeking to change the number of card tables for the play of poker games in a designated player method. See §§ 849.086(7)(h)2. & 4., Fla. Stat. (restricting the number of tables for the play of poker games in a designated player manner).

## PERMITHOLDER LICENSE CHANGE REQUEST CHECKLIST

PERMITHOLDER: PPI, Inc. (#430)

FISCAL YEAR: 2022/2023

DATE RECEIVED: August 24, 2022

DATE PROCESSED: August 29, 2022

REVIEWER'S NAME: La'Kesha Jelks

CASE NO. 2022041994

CHANGE REQUESTED: Adding ten (10) tables for a total of 54.

Requirement	Met? Y/N	Deficiency Sent	Resolved
Original application form DBPR PMW 3160.	Y		
Payment for additional tables	Y		
Floor Plan	Y		

CONTACT FROM OTHER FACILITIES WITHIN FIFTY (50) MILES:	CONTACTED?			OBJECTED?		
	NO	YES	DATE	NO	YES	DATE
NONE						

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

REVENUE SECTION	<input checked="" type="checkbox"/>	REVIEWED	INITIALS: <u>TS</u>	DATE: <u>9/7/2022</u>
PERMIT ADMIN	<input checked="" type="checkbox"/>	REVIEWED	INITIALS: <u>JP</u>	DATE: <u>9-7-22</u>
OPERATIONS REVIEW SP	<input type="checkbox"/>	REVIEWED	INITIALS: _____	DATE: _____

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

#### PARI-MUTUEL LICENSE

General Manager (Original)	Office of Investigations
Office of Auditing	Office of Revenue &
Licensing Administrator	Financial Analysis
(with all paperwork)	Chief Inspector
Regional Manager	U of FL Laboratory
Director's MRS	Florida Greyhound
	Association (Greyhound
	Tracks Only)

#### CARDROOM LICENSE

General Manager (Original)	Office of Investigations
Office of Auditing	Office of Revenue &
Licensing Administrator	Financial Analysis
(with all paperwork)	Regional Manager
Chief Inspector	Director's MRS

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Re: Operator's Request to add Card Tables  
Date: September 6, 2022

---

### Executive Summary

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Aside from the \$1,000-per-card-table license fee, there is no other applicable restriction<sup>3</sup> to the number of card tables that PPI can add to its cardroom. Since PPI has paid the additional \$10,000 license fee, PPI should be authorized to add additional card tables to its cardroom.

Recommendation: The Florida Gaming Control Commission should approve PPI, Inc. d/b/a The Isle Casino and Racing at Pompano Park, Pompano Park Racing, and/or Isle Casino Racing Pompano Park's request to add additional card tables to its cardroom.

---

<sup>1</sup> See generally § 849.086, Fla. Stat.

<sup>2</sup> The annual cardroom license fee costs \$1,000 for each table in the cardroom. § 849.086(5)(e), Fla. Stat.

<sup>3</sup> There is no indication that PPI is seeking to change the number of card tables for the play of poker games in a designated player method. See §§ 849.086(7)(h)2. & 4., Fla. Stat. (restricting the number of tables for the play of poker games in a designated player manner).

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

License Number: CR430  
Permit Type: HRNS  
Permit County: Broward  
Amendment: A

## LICENSE TO OPERATE A CARDROOM

*For:*

**PPI, Inc.**

D/B/A Isle Casino Racing Pompano Park, Pompano Park Racing, and/or The Isle Casino and Racing at Pompano Park

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

1800 Southwest 3<sup>rd</sup> Street  
Pompano Beach, FL 33069  
Broward County

Valid From: July 1, 2022  
Expires On: June 30, 2023  
Licensed to Operate: 54 Tables

Issued and dated, this \_\_\_\_\_ day of October, 2022.

By \_\_\_\_\_  
Louis Trombetta, Executive Director  
Florida Gaming Control Commission



*This license is issued in accordance with the Florida Pari-Mutuel Wagering Act, Section 849.086, Fla. Stat., and the rules promulgated thereunder. This license is to be operated at the location of a pari-mutuel permit and is subject to any and all laws of the State of Florida.*



**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

**Case #:** 2022041994      **Incident date:** 08/24/2022      **Status:** 10 - Initial Review

**Lic Type:** 1002      **Disposition:**

**Case Type:** Complaint

**Responsible:** ljelks - JELKS, LA'KESHA

**Complainant:** POMPANO PARK RACING  
 1800 SW THIRD STREET, POMPANO BEACH, FL 33069

**Respondent:** FGCC, PARI-MUTUEL WAGERING  
 2601 BLAIR STONE ROAD, TALLAHASSEE, FL 32399

**Summary:** PERMITHOLDER: PPI, Inc. (#430)      FISCAL YEAR: 2022/2023

DATE RECEIVED: August 24, 2022  
 DATE PROCESSED: August 29, 2022  
 REVIEWER'S NAME: La'Kesha Jelks  
 CHANGE REQUESTED: Adding ten (10) tables for a total of 54.

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	08/29/2022	R		ljelks	JELKS, LA'KESHA	ljelks	
	08/29/2022	S	1002	10	Initial Review	ljelks	



State of Florida  
Department of Business and Professional Regulation  
Chronology Report

## Jelks, La'Kesha

---

**From:** John J. Keenan <John.Keenan@islepompanopark.com>  
**Sent:** Wednesday, August 24, 2022 10:39 AM  
**To:** Jelks, La'Kesha  
**Subject:** RE: PPI WSOP Tournament - Adding Ten Tables  
**Attachments:** WSOP Table Addition.pdf

**Categories:** Floor Plan, Amendment

**[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.**

Here are the documents that I will be sending with a \$10,000 check once I get it from accounting. I will overnight the check and docs. to you.



**John J. Keenan** | *DIRECTOR COMPLIANCE & SAFETY*  
O 954-633-6610  
777 Isle of Capri Circle | Pompano Beach, FL 33069

[www.caesars.com](http://www.caesars.com)

-----Original Message-----

**From:** John J. Keenan  
**Sent:** Wednesday, August 24, 2022 10:13 AM  
**To:** Jelks, La'Kesha <La'Kesha.Jelks@fgcc.fl.gov>  
**Subject:** RE: PPI WSOP Tournament - Adding Ten Tables

**October 13th-24th.**

-----Original Message-----

**From:** Jelks, La'Kesha [<mailto:La'Kesha.Jelks@fgcc.fl.gov>]  
**Sent:** Wednesday, August 24, 2022 10:04 AM  
**To:** John J. Keenan <John.Keenan@islepompanopark.com>  
**Subject:** [EXTERNAL] RE: PPI WSOP Tournament - Adding Ten Tables

**\*\*CAUTION\*\* - EXTERNAL EMAIL DO NOT** open attachments or click on links from unknown senders or unexpected emails  
The Original Sender of this email is La'Kesha.Jelks@fgcc.fl.gov.

**Good morning,**

**When is the tournament?**

**From:** John J. Keenan [[John.Keenan@islepompanopark.com](mailto:John.Keenan@islepompanopark.com)]  
**Sent:** Monday, August 22, 2022 2:13 PM  
**To:** Jelks, La'Kesha  
**Cc:** Pouncey, Jamie  
**Subject:** PPI WSOP Tournament - Adding Ten Tables

[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. Jelks,

I'm currently filling out the 3160 and have the floor plan ready for submission, but I have a question. I'm getting the check request ready and need to know who I am making the check out to and what the address is. Currently in my system I have:

DBPR  
2601 Blair Stone Road  
Tallahassee FL 32399-1035

Should I change it to:

Florida Gaming Control Commission  
2601 Blair Stone Road  
Tallahassee FL 32399-1035

Thank you,

[[https://www.caesars.com/content/dam/corporate/email/cet\\_nfl\\_logo\\_lockup\\_03.jpg](https://www.caesars.com/content/dam/corporate/email/cet_nfl_logo_lockup_03.jpg)] <<http://www.caesars.com/>>

John J. Keenan | DIRECTOR COMPLIANCE & SAFETY  
O 954-633-6610  
777 Isle of Capri Circle | Pompano Beach, FL 33069

[www.caesars.com](http://www.caesars.com)



RECEIVED  
2022 SEP -6 AM 11: 26  
FLORIDA GAMING  
CONTROL COMMISSION

8/30/2022

La'Keshia Jelks  
Florida Gaming Control Commission  
2601 Blair Stone Road  
Tallahassee, FL 32399-1035

Re: World Series of Poker Table Addition

Attached you will find PPI's application and check to add 10 tables for our upcoming World Series of Poker tournament. The World Series of Poker will start 10/13/2022 and run through 10/24/2022. Thank you in advance for your help on this matter.

If you have any further questions, do not hesitate to contact me.

Respectfully,

John Keenan III  
Director of Security, Safety, and Compliance

DBPR PMW-3160 – Permitholder Application for Annual License to Operate a Cardroom



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

[www.myfloridalicense.com](http://www.myfloridalicense.com)

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2022 SEP -6 AM 11:26  
FLORIDA GAMING  
CONTROL COMMISSION

**INSTRUCTIONS**

This form is to be submitted in conjunction with Form DBPR PMW-3220. Form DBPR PMW-3220 must be submitted with all pertinent cardroom operation information.

**ORGANIZATION INFORMATION**

Federal Employer ID Number:	[REDACTED]
Permitholder's Legal Name:	PPI, Inc.
Doing Business As (D/B/A) Name:	Isle Casino Racing Pompano Park

**MAILING ADDRESS**

Street Address or P.O. Box: 1800 S.W. 3rd Street		
City: Pompano Beach	State: FL	Zip Code (+4 optional): 33069
County (if Florida address): Broward	Country: USA	

**CONTACT INFORMATION**

Contact Name: John Keenan III	
Primary Phone Number: 954.633.6610	Primary E-Mail Address: john.keenan@islecorp.com

**PHYSICAL ADDRESS**

Street Address: 1800 S.W. 3rd Street		
City: Pompano Beach	State: FL	Zip Code (+4 optional): 33069
County: Broward		

**ADDITIONAL CONTACT INFORMATION (OPTIONAL)**


Alternate Phone Number: 954.972.2000	Fax Number: 954.633.6624
Alternate E-Mail Address: n/a	

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FLORIDA GAMING  
CONTROL COMMISSION

CARDROOM INFORMATION	
Physical Location of Cardroom:	2nd floor of the casino building
1800 S.W. 3rd Street	
Pompano Beach, FL 33069	
What is the maximum number of card tables you intend to operate during the license period?	54
A check or money order made payable to DBPR for the table fees (\$1,000 per table) must be submitted with this application.	
Name of cardroom manager or cardroom management company:	Vincent Gallo
Cardroom manager or cardroom management company license number:	8068213
Type of participation fee charged to players:	Rake - Ante <input type="checkbox"/> Seat Charge <input type="checkbox"/> Both <input checked="" type="checkbox"/>

Additional documentation requirements:

- 1) Attach a list of card games to be offered to your patrons.
- 2) As specified in s. 849.086(9), Florida Statutes, provide evidence that there is in force a surety bond in the amount of \$50,000, payable to the state, or evidence that the pari-mutuel bond has been expanded to include cardroom operations.
- 3) Attach Form DBPR PMW-3220, List of Cardroom Business Occupational Licensees Providing Products and Services to a Cardroom, with whom you intend to do business.
- 4) Attach a copy of your internal controls.
- 5) If this is your initial cardroom operator license application, attach proof that the county commission in the county where you desire to conduct cardroom gaming has voted to approve such activity within the county.

ATTEST STATEMENT	
I hereby certify that every statement contained herein is true and correct and that I understand any misstatement or omission in this application may result in denial or revocation of my pari-mutuel 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.	
Signature of Applicant or Applicant's Representative	
Date	8/22/2022

**License**

Fed Tax # [REDACTED]	Lic Type	<b>1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo</b>	Expires On	<b>06/30/2025</b>
File # <b>1899</b>	Name	<b>GATTO, VINCENT RAYMOND</b>	Extended To	
License # <b>8068213</b>	Rank	<b>SCPL - Slot/Cardroom/Pari-Mutuel Indiv Combo</b>	Renewed On	<b>06/02/2022</b>
Entity # <b>8068213</b>	Lic Status	<b>Current</b>		

**Address**

Street # <b>11264</b>	Street	<b>ISLAND LAKES LANE</b>			
Line 2					
Line 3					
City	<b>BOCA RATON</b>	State	<b>FL</b>	Zip	<b>33498</b>
	Routing				

**Other**

1st License Date	<b>05/10/2019</b>	Rank Date	<b>06/02/2022</b>	Certificate #	
Method	<b>I-S-1020</b>	Status Date	<b>05/12/2010</b>	Certificate Date	
Fee Exempt	<b>No</b>	Birth Date	[REDACTED]	Renewal Sent	

DATE: 08/30/22  
VENDOR NO: 1157362

Caesars Enterprise Services LLC

CHECK NO: 300427779

INTERNAL ID	LOCATION NAME	INVOICE NUMBER	DATE		INVOICE AMOUNT	DISCOUNT	NET AMOUNT
106046858	Caesars Entertainment Cor print check at Pompano Park	PokerLicFee WS	8	22	10,000.00	.00	10,000.00
CES-STAND		TOTAL			10,000.00	.00	10,000.00

RECEIVED  
2022 SEP -6 AM 11:27  
FLORIDA GAMING  
CONTROL COMMISSION

THIS CHECK IS VOID WITHOUT A BLUE AND GREEN BACKGROUND AND AN ARTIFICIAL WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW

Batch # 22005080 Receipt #: 220035359

Caesars Enterprise Services LLC  
c/o Caesars Entertainment A/P Dept.  
One Harrah's Court  
Las Vegas, Nevada 89119-4377

CHECK NO: 300427779  
DATE: 8/30/22

PAY TO THE  
ORDER OF

FLORIDA GAMING CONTROL COMMISSION  
2601 BLAIR STONE ROAD  
Tallahassee, FL 32399  
United States

56-382/412

AMOUNT  
\*\*\*\*\*10,000.00

Ten Thousand Dollars And Zero Cents\*\*\*\*\*

Accounts Payable Account  
Wells Fargo Bank, N.A.  
Van Wert, OH

*But*  
AUTHORIZED SIGNATURE  
*BMA*  
AUTHORIZED SIGNATURE

BORDER CONTAINS MICROPRINTING





**Caesars Entertainment Services LLC**  
c/o Caesars Entertainment A/P Dept.  
One Harrah's Court  
Las Vegas, Nevada 89119-4377  
ATTN: ACCOUNTS PAYABLE

FLORIDA GAMING CONTROL  
COMMISSION  
2601 BLAIR STONE ROAD  
Tallahassee, FL 32399  
United States

Application Home | Change Application

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: ljelks

VR Home > Application Search > Transaction Check List > Transaction Header

Fed Tax # [REDACTED]	Name <b>PPI, INC.</b>	Lic Type <b>1002 - Cardroom License</b>	Trans Class <b>I - Initial</b>
File # <b>39</b>	Rank <b>Cardroom Operating License</b>	App # <b>2162</b>	Sec Class <b>S - Standard</b>
License # <b>430</b>	Lic Status <b>Current</b>	Status <b>Open</b>	
Entity # <b>430</b>	Expires On <b>06/30/2023</b>	Trans Code <b>1030 - Add Table to Cardroom</b>	

<p>App Date <b>08/29/2022</b> </p> <p>Normal Expiration Date <b>08/30/2023</b></p> <p>Override Expiration Date </p> <p>Application Disposition <input type="text"/></p> <p>1st Reminder</p> <p>2nd Reminder</p> <p>Total Fee \$ <b>10,000.00</b></p> <p>Paid \$ <b>10,000.00</b></p> <p>Released \$ <b>10,000.00</b></p> <p>Due \$ <b>0.00</b></p> <p>Notes <input type="checkbox"/></p> <p>Set License Expiry</p>	<p><b>Application For</b></p> <p>Rank <b>Cardroom Operating License</b></p> <p>Lic Status</p> <hr/> <p><b>Modifiers</b></p> <p>Type <input type="text"/> Code <input type="text"/></p> <p>Additional Info <input type="text"/> <input type="button" value="Add"/></p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Additional Info</th> <th>Actions</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>	Type	Modifier	Additional Info	Actions	No items found.				<p><input type="button" value="Dpsit History"/></p> <p><input type="button" value="History"/></p> <p><input type="button" value="Deficiencies"/></p> <p><input type="button" value="Regenerate"/></p> <p><input type="button" value="Notes"/></p> <p><input type="button" value="Notes History"/></p> <p><input type="button" value="Cancel"/></p> <p><input type="button" value="OK"/></p>
Type	Modifier	Additional Info	Actions							
No items found.										

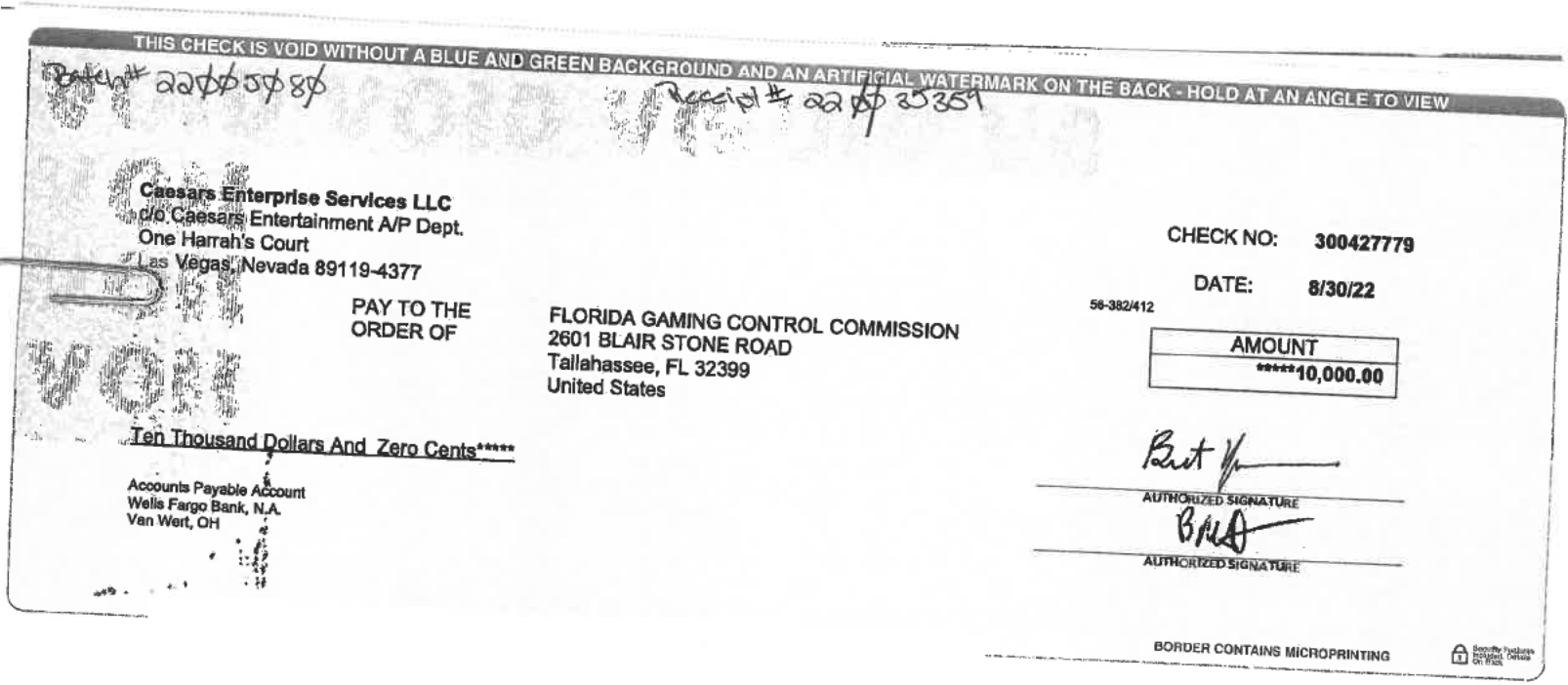
Get Adobe Reader.

State of Florida  
 Department of Business and Professional Regulation  
 Cash Listing Report

<b>Client:</b> 100 - Division of Pari-Mutuel Wagering	<b>Origin:</b> TLH Centra	<b>Fiscal Year:</b> 2022
<b>Batch #:</b> 22005080	<b>Deposit #:</b> 110058	<b>Deposit Date:</b> 2022-09-07
<b># Receipt:</b> 1	<b>Total \$ Entered:</b> \$ 10,000.00	<b>Status:</b> Deposited
	<b>Receipts Entered:</b> 1	
	<b>Total:</b> \$ 10,000.00	

Receipt #	DLN	Received	Disp	Pmt	Note	Unassigned	Prof	Remitted By / Beneficiary	File #	License #	Assigned
220035359		\$ 10,000.00	DEP	CHK		\$ 10,000.00					
							1002	PPI, INC.	39	430	\$ 0.00
<b>Total:</b>						\$ 10,000.00					\$ 0.00





# DISBURSEMENTS PAYMENT REQUEST FORM

HARRAHS ENTERTAINMENT, INC.

DATE CHECK REQUESTED 8/22/2022

DATE CHECK NEEDED 8/26/2022

RETURN CHECK TO JPB - John Keenan Pick up  
LOCATED AT (Circle one) CPHQ or Las Vegas Property or Other Property Pompano  
(Leave Blank To Send Check Out in Regular Mail)

VENDOR NAME Florida Gaming Control Commission  
ADDRESS 2601 Blair Stone Road  
ADDRESS \_\_\_\_\_  
CITY, STATE Tallahassee, FL 32399-1035  
AMOUNT OF CHECK \$10,000.00

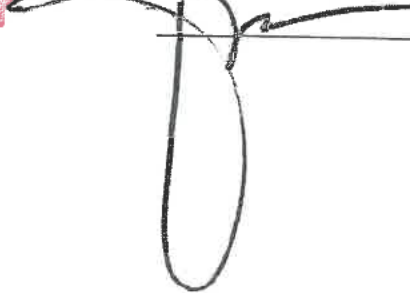

CHARGE:  
COMPANY # (XXX) 465000  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DEPARTMENT # (XXXX)	GL ACCOUNT # (XXXX-XXX)	GL ID	AMOUNT
			\$10,000.00

BUSINESS PURPOSE:  
Poker Table License Fee - WSOP  
Pre Paid Licensing Account

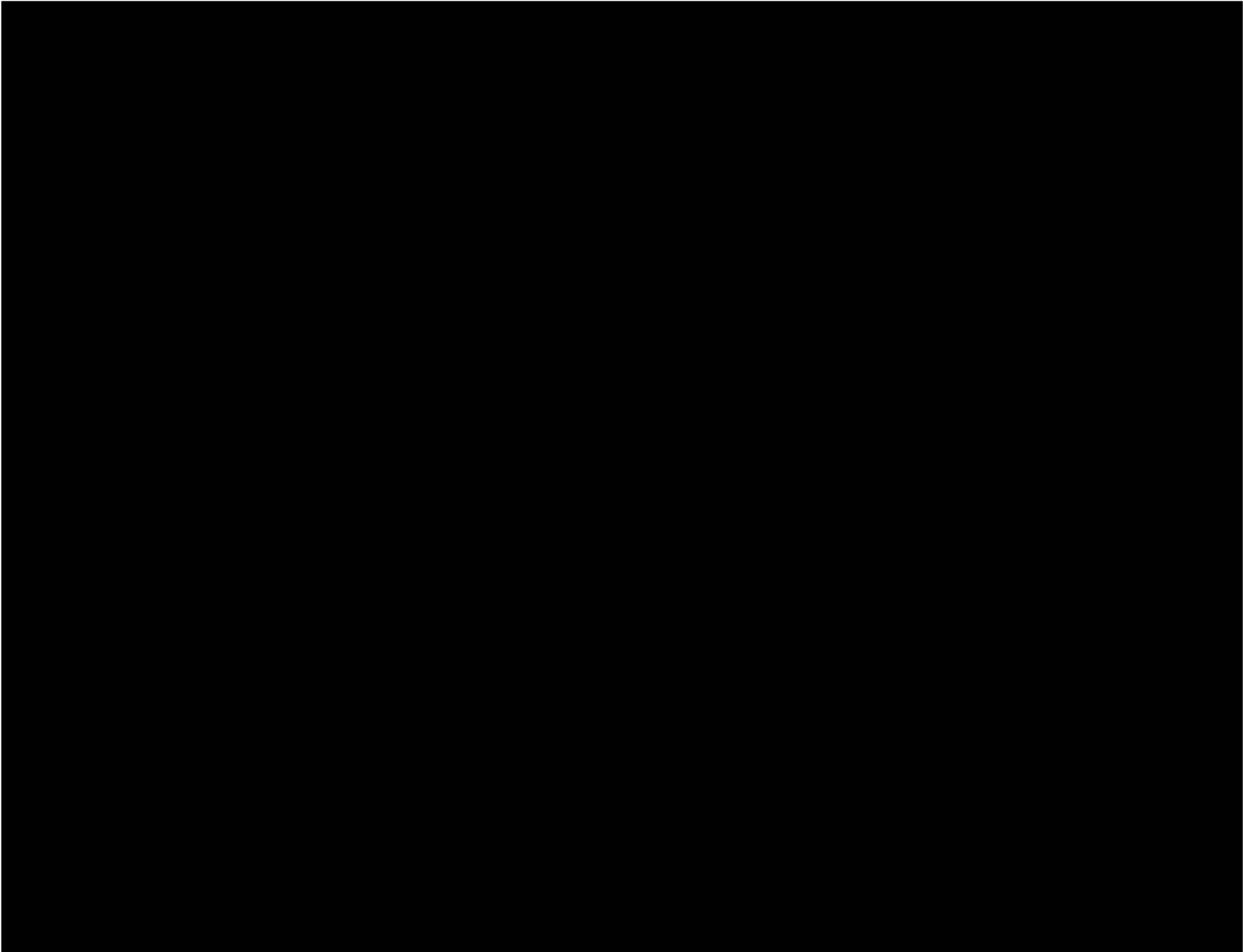
APPROVED BY PRINTED NAME: Troy Buswell John Keenan

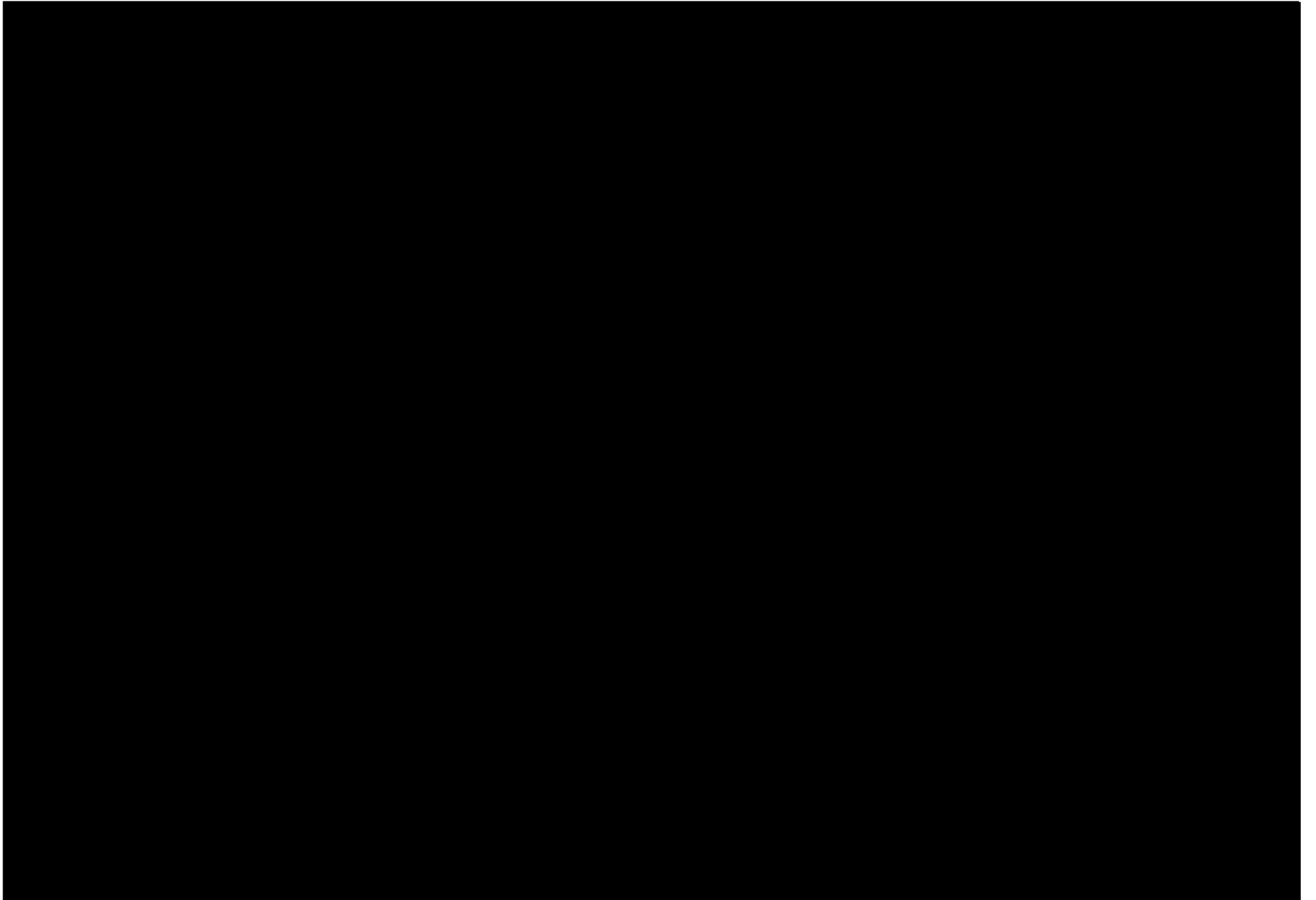
APPROVED BY TITLE: SVP/ General Manager Director of Compliance & Safety

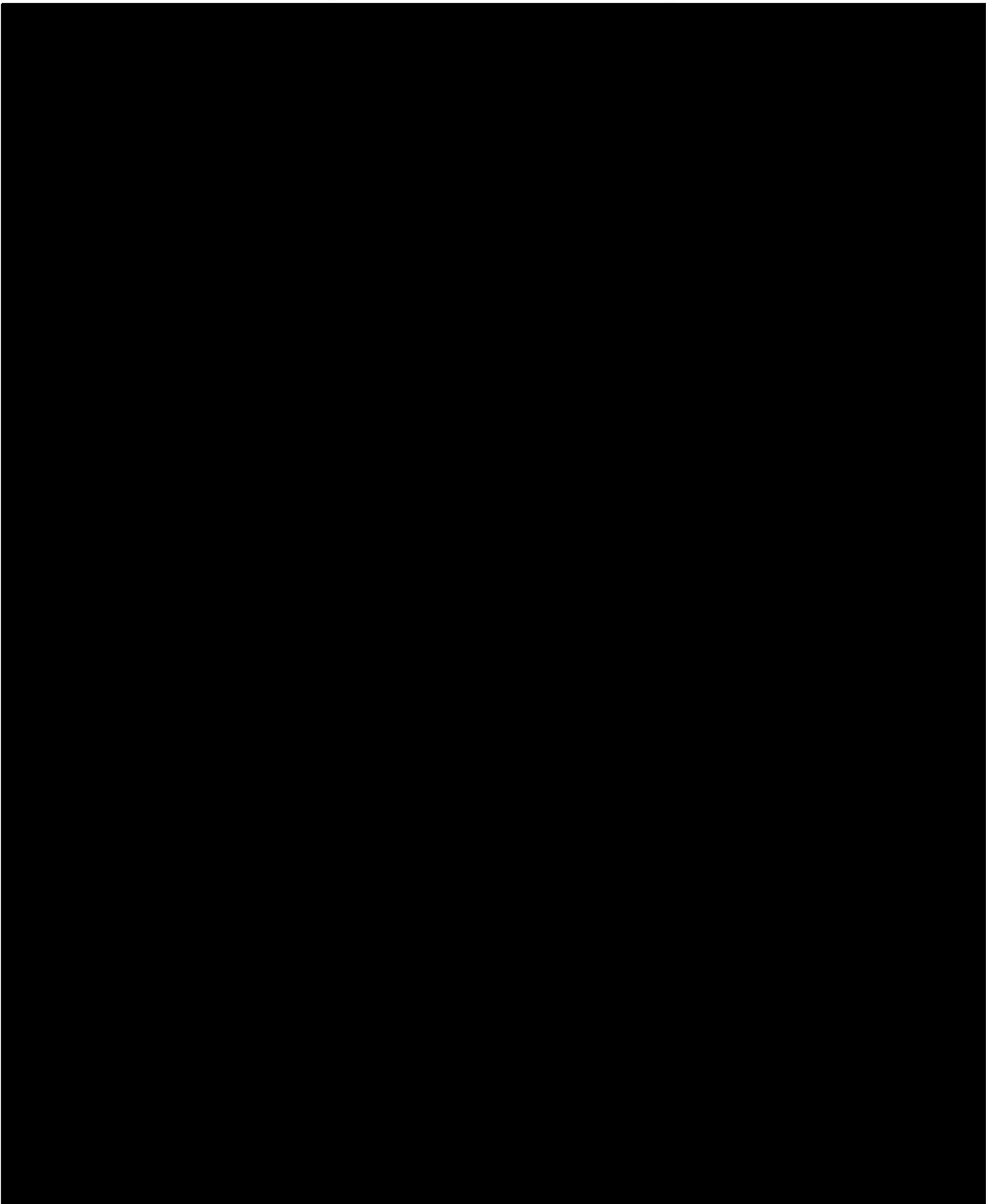
APPROVED BY SIGNATURE:   87488

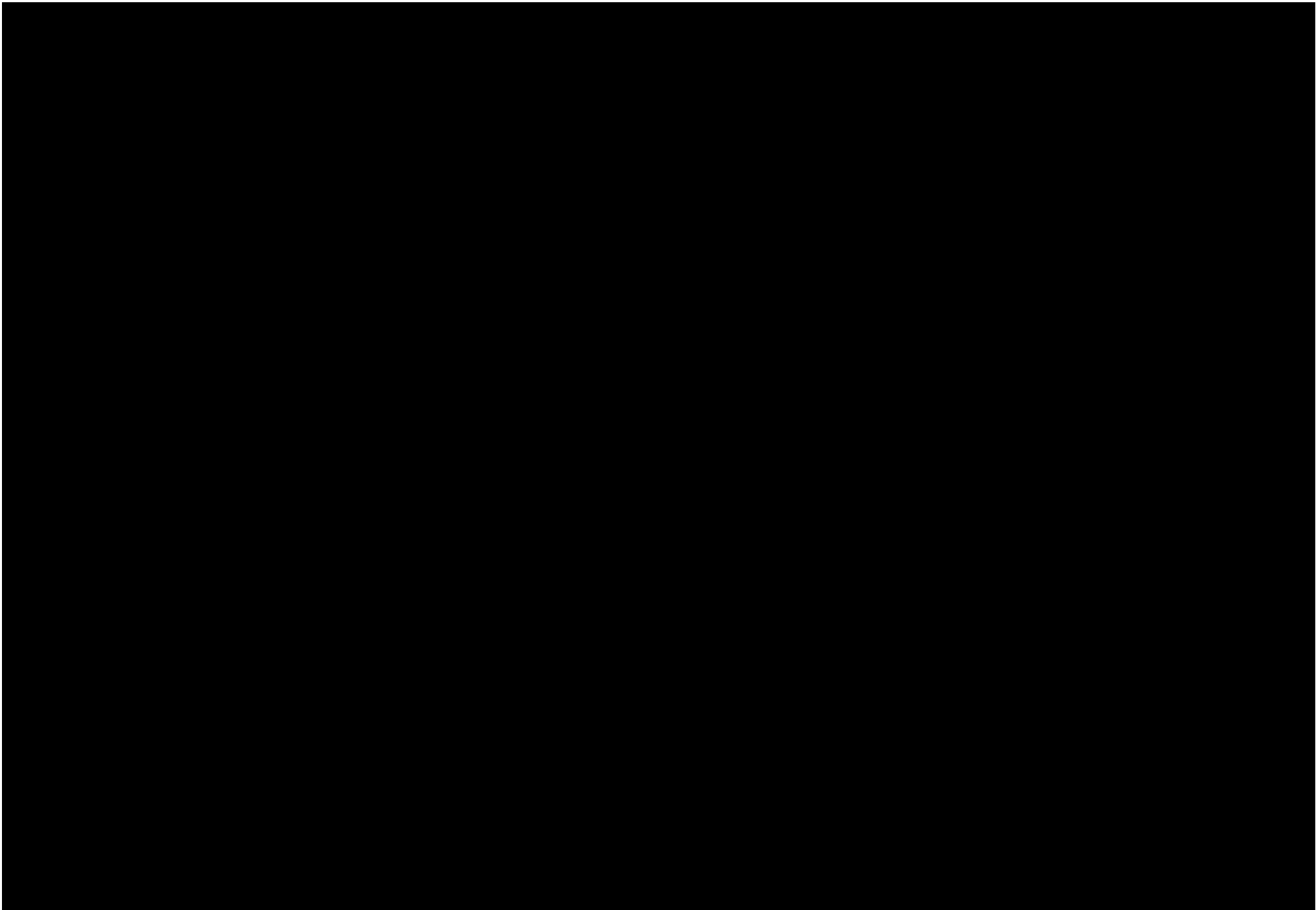
**COPY**

**COPY**

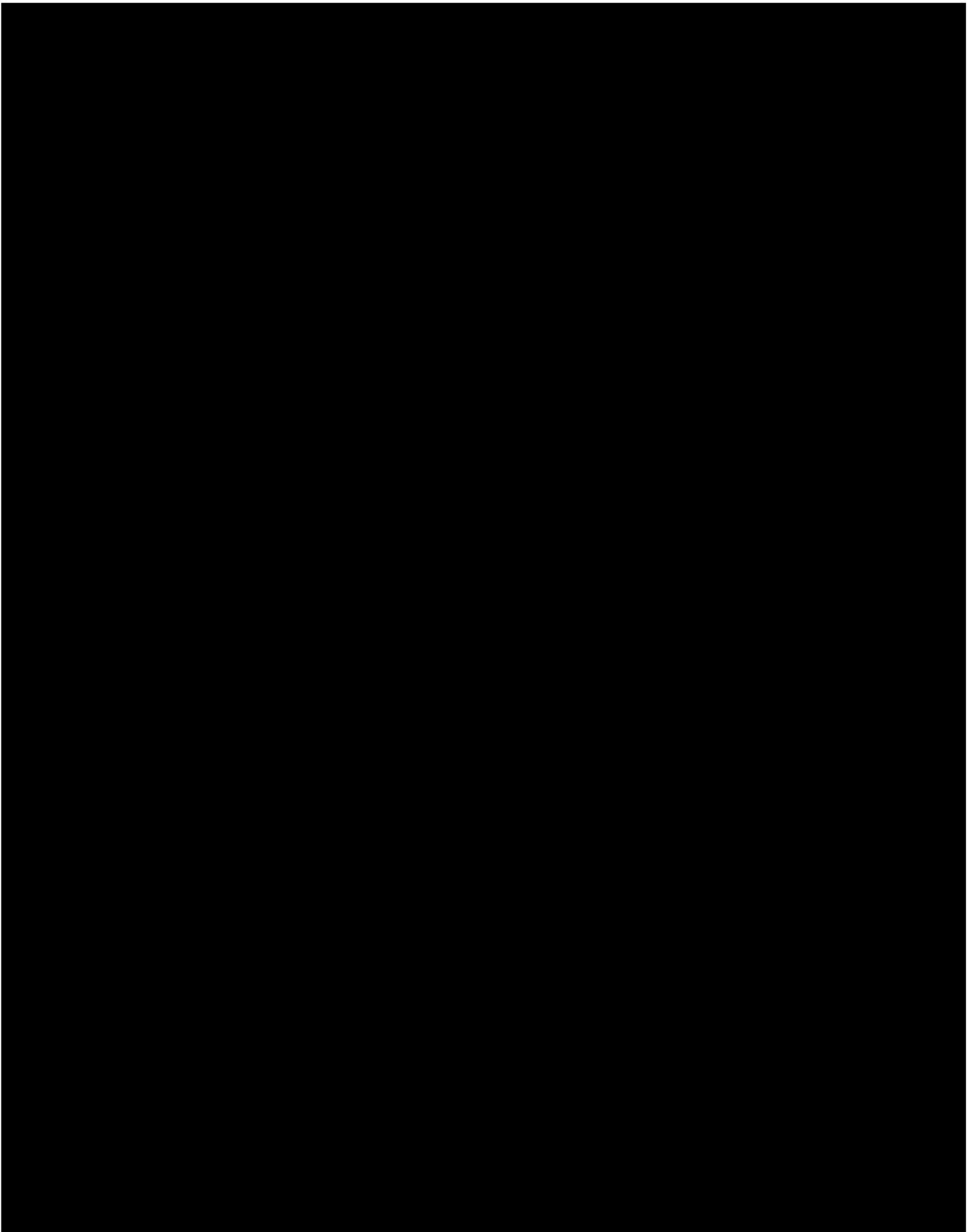


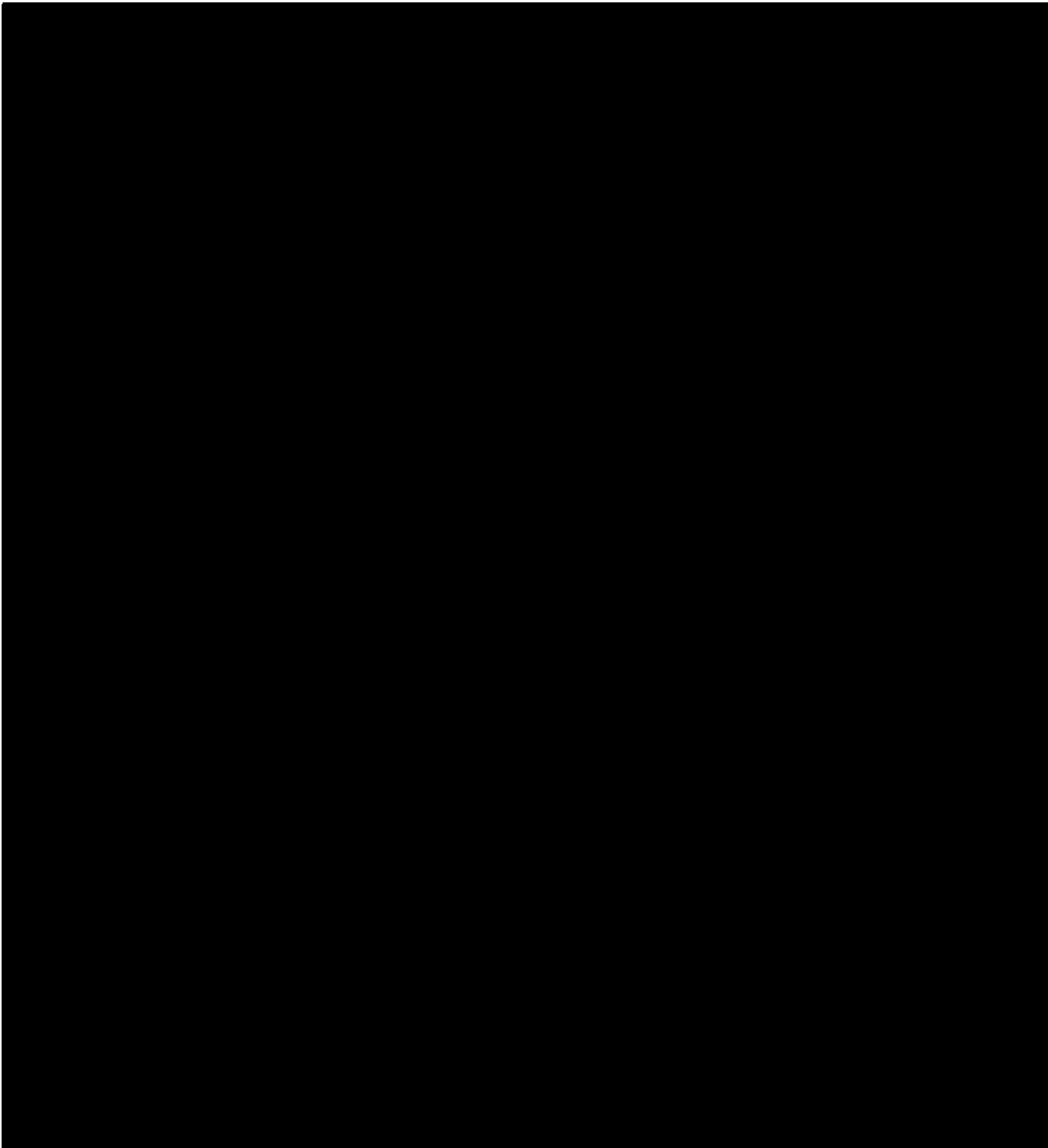




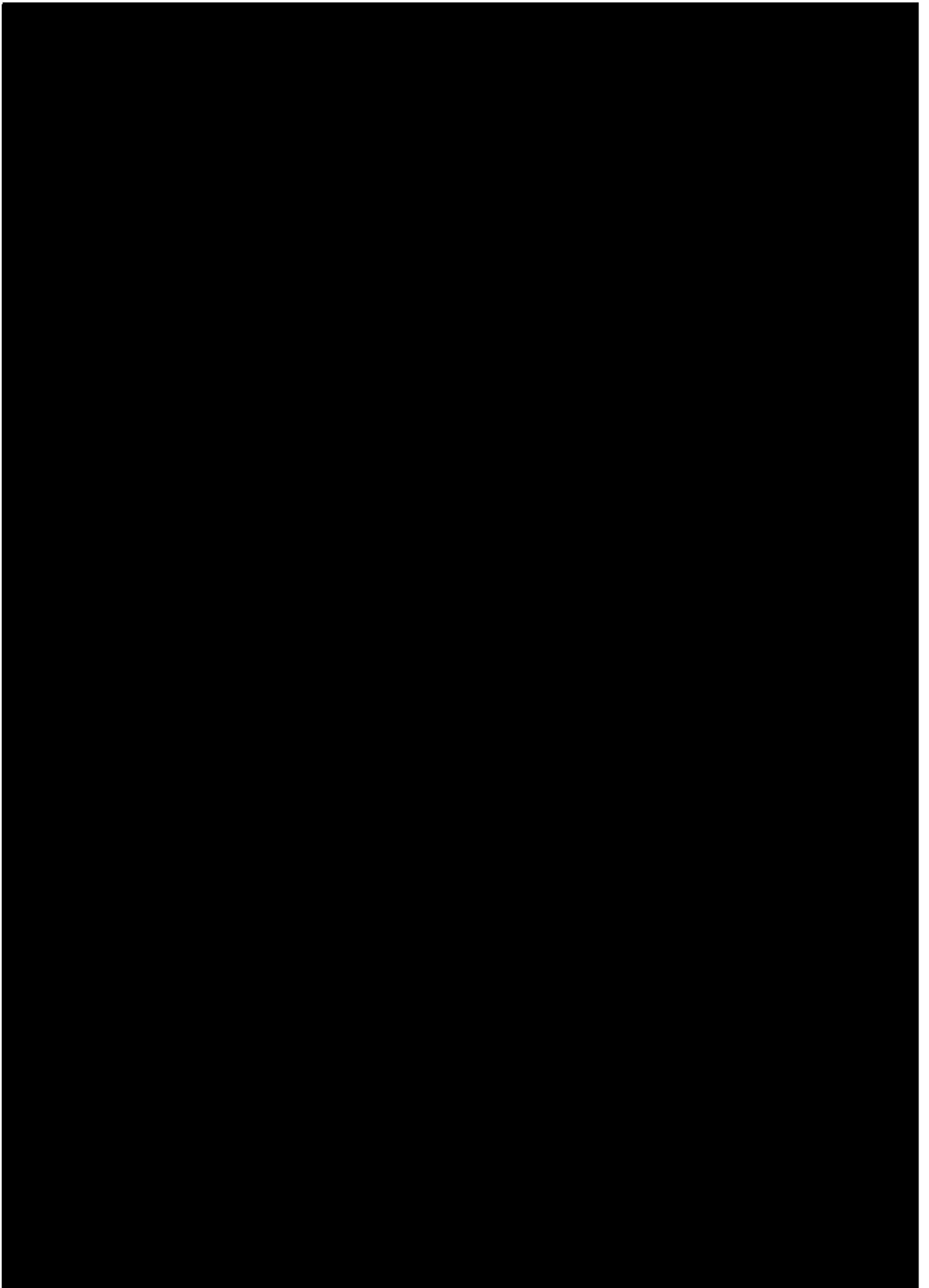












## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Re: Operator's Request to add Card Tables  
Date: September 20, 2022

---

### Executive Summary

A cardroom operator is seeking permission to add additional card tables to its poker room. The Commission should approve this request.

### Background

Sarasota Kennel Club, Inc. d/b/a One-Eyed Jack's Poker Room ("Sarasota") possesses a greyhound permit. Sarasota has been issued two licenses for the 2022-2023 Fiscal Year: 1) a pari-mutuel operating license; and 2) a cardroom license.<sup>1</sup> Sarasota is currently licensed to operate 30 card tables and is requesting permission to add two more to its cardroom. Sarasota has paid the \$2,000 license fee associated with the additional tables.<sup>2</sup>

### Analysis

Aside from the \$1,000-per-card-table license fee, there is no other applicable restriction<sup>3</sup> to the number of card tables that Sarasota can add to its cardroom. Since Sarasota has paid the additional \$2,000 license fee, Sarasota should be authorized to add additional card tables to its cardroom.

**Recommendation:** The Florida Gaming Control Commission should approve Sarasota Kennel Club, Inc. d/b/a One-Eyed Jack's Poker Room's request to add additional card tables to its cardroom.

---

<sup>1</sup> See generally § 849.086, Fla. Stat.

<sup>2</sup> The annual cardroom license fee costs \$1,000 for each table in the cardroom. § 849.086(5)(e), Fla. Stat.

<sup>3</sup> There is no indication that the cardroom operator is seeking to change the number of card tables for the play of poker games in a designated player method. See §§ 849.086(7)(h)2. & 4., Fla. Stat. (restricting the number of tables for the play of poker games in a designated player manner).

**PERMITHOLDER LICENSE CHANGE REQUEST  
CHECKLIST**

PERMITHOLDER: Sarasota Kennel Club, Inc.      FISCAL YEAR: 2022/2023  
 DATE RECEIVED: September 20, 2022      CASE NUMBER: 2022045981  
 DATE PROCESSED: September 20, 2022  
 REVIEWER'S NAME: La'Keshia Jelks  
 CHANGE REQUESTED: Adding two (2) tables for a total of 32.

Requirement	Met? Y/N	Deficiency Sent	Resolved
Original application form DBPR PMW 3160.	Y		
Payment for additional tables	Y		
Floor Plan	Y		

CONTACT FROM OTHER FACILITIES WITHIN FIFTY (50) MILES:	CONTACTED?			OBJECTED?		
	NO	YES	DATE	NO	YES	DATE
NONE						

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

REVENUE SECTION	REVIEWED	INITIALS: _____	DATE: _____
PERMIT ADMIN	REVIEWED	INITIALS: <u>JO</u>	DATE: <u>9/21/22</u>
OPERATIONS REVIEW SP	REVIEWED	INITIALS: _____	DATE: _____

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

**PARI-MUTUEL LICENSE**

General Manager (Original)	Office of Investigations
Office of Auditing	Office of Revenue &
Licensing Administrator	Financial Analysis
(with all paperwork)	Chief Inspector
Regional Manager	U of FL Laboratory
Director's MRS	Florida Greyhound
	Association (Greyhound
	Tracks Only)

**CARDROOM LICENSE**

General Manager (Original)	Office of Investigations
Office of Auditing	Office of Revenue &
Licensing Administrator	Financial Analysis
(with all paperwork)	Regional Manager
Chief Inspector	Director's MRS

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Re: Operator's Request to add Card Tables  
Date: September 20, 2022

---

### Executive Summary

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### Background

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### Analysis

Aside from the \$1,000-per-card-table license fee, there is no other applicable restriction<sup>3</sup> to the number of card tables that Sarasota can add to its cardroom. Since Sarasota has paid the additional \$2,000 license fee, Sarasota should be authorized to add additional card tables to its cardroom.

Recommendation: The Florida Gaming Control Commission should approve Sarasota Kennel Club, Inc. d/b/a One-Eyed Jack's Poker Room's request to add additional card tables to its cardroom.

---

<sup>1</sup> See generally § 849.086, Fla. Stat.

<sup>2</sup> The annual cardroom license fee costs \$1,000 for each table in the cardroom. § 849.086(5)(e), Fla. Stat.

<sup>3</sup> There is no indication that the cardroom operator is seeking to change the number of card tables for the play of poker games in a designated player method. See §§ 849.086(7)(h)2. & 4., Fla. Stat. (restricting the number of tables for the play of poker games in a designated player manner).

## LICENSE TO OPERATE A CARDROOM

*For:*

**Sarasota Kennel Club, Inc.**

D/B/A One-Eyed Jack's Poker Room

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

4404 Bee Ridge Road Unit 26  
Sarasota, FL 34233  
Sarasota County

Valid From: July 1, 2022  
Expires On: June 30, 2023  
Licensed to Operate: 32 Tables

Issued and dated, this \_\_\_\_\_ day of October, 2022.

By \_\_\_\_\_  
Louis Trombetta, Executive Director  
Florida Gaming Control Commission



*This license is issued in accordance with the Florida Pari-Mutuel Wagering Act, Section 849.086, Fla. Stat., and the rules promulgated thereunder. This license is to be operated at the location of a pari-mutuel permit and is subject to any and all laws of the State of Florida.*



DBPR PMW-3160 – Permitholder Application for Annual License to Operate a Cardroom



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

[www.myfloridalicense.com](http://www.myfloridalicense.com)

RECEIVED  
2022 SEP 20 AM 11:27  
FLORIDA GAMING  
CONTROL COMMISSION

**INSTRUCTIONS**  
This form is to be submitted in conjunction with Form DBPR PMW-3220. Form DBPR PMW-3220 must be submitted with all pertinent cardroom operation information.


ORGANIZATION INFORMATION		
Federal Employer ID Number: [REDACTED]		
Permitholder's Legal Name: <i>Sarasota Kennel Club</i>		
Doing Business As (D/B/A) Name: <i>One Eyed Jacks Poker Room</i>		
MAILING ADDRESS		
Street Address or P.O. Box: <i>4404 Bee Ridge Rd</i>		
City: <i>Sarasota</i>	State: <i>FL</i>	Zip Code (+4 optional): <i>34233</i>
County (if Florida address): <i>Sarasota</i>	Country: <i>US</i>	
CONTACT INFORMATION		
Contact Name: <i>Ryan Carter</i>		
Primary Phone Number: <i>941-355-7744</i>	Primary E-Mail Address: <i>rcarterskc@gmail.com</i>	
PHYSICAL ADDRESS		
Street Address: <i>4404 Bee Ridge Rd</i>		
City: <i>Sarasota</i>	State: <i>FL</i>	Zip Code (+4 optional): <i>34233</i>
County: <i>Sarasota</i>		

ADDITIONAL CONTACT INFORMATION (OPTIONAL)	
Alternate Phone Number:	Fax Number: <i>941-351-2207</i>
Alternate E-Mail Address: <i>sarasotakennelclub@verizon.net</i>	

CARDROOM INFORMATION	
Physical Location of Cardroom:	4404 Bee Ridge Rd Sarasota FL 34233
What is the maximum number of card tables you intend to operate during the license period?	32
A check or money order made payable to DBPR for the table fees (\$1,000 per table) must be submitted with this application.	
Name of cardroom manager or cardroom management company:	Ryan Carter 7616143
Cardroom manager or cardroom management company license number:	7616143
Type of participation fee charged to players:	Rake - Ante <input checked="" type="checkbox"/> Seat Charge <input type="checkbox"/> Both <input type="checkbox"/>

Additional documentation requirements:

- 1) ✓ Attach a list of card games to be offered to your patrons.
- 2) As specified in s. 849.086(9), Florida Statutes, provide evidence that there is in force a surety bond in the amount of \$50,000, payable to the state, or evidence that the pari-mutuel bond has been expanded to include cardroom operations.
- 3) ✓ Attach Form DBPR PMW-3220, List of Cardroom Business Occupational Licensees Providing Products and Services to a Cardroom, with whom you intend to do business.
- 4) ✓ Attach a copy of your internal controls.
- 5) If this is your initial cardroom operator license application, attach proof that the county commission in the county where you desire to conduct cardroom gaming has voted to approve such activity within the county.

ATTEST STATEMENT	
I hereby certify that every statement contained herein is true and correct and that I understand any misstatement or omission in this application may result in denial or revocation of my pari-mutuel 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.	
Signature of Applicant or Applicant's Representative	
Date	9/13/2022

RECEIVED  
 2022 SEP 20 AM 11:27  
 FLORIDA GAMING  
 CONTROL COMMISSION

**License**

Fed Tax # [REDACTED]	Lic Type	<b>1012 - Cardroom Employee Occupational</b>	Expires On	<b>06/30/2024</b>
File # <b>3020</b>	Name	<b>CARTER, RYAN R</b>	Extended To	
License # <b>7616143</b>	Rank	<b>CEMP - Cardroom Employee Occupational</b>	Renewed On	<b>06/22/2021</b>
Entity # <b>7616143</b>	Lic Status	<b>Current</b>		

**Address**

Street # <b>3025</b>	Street	<b>ESMERALDA</b>		
Line 2				
Line 3				
City <b>SARASOTA</b>		State <b>FL</b>	Zip	<b>34243</b>
	Routing			

SECURITY FEATURES INCLUDE TRUE WATERMARK PAPER, HEAT SENSITIVE ICON AND FOIL HOLOGRAM.

Batch #: 22000242      Receipt #: 2200045712

HANCOCK WHITNEY      22263  
63-1278/631  
183

**SARASOTA KENNEL CLUB INC**  
**OPERATING ACCOUNT**  
PH 941-355-7744  
4404 BEE RIDGE RD. STE. 26  
SARASOTA, FL 34233

09/19/2022

PAY TO THE ORDER OF: Florida Gaming Control Commission      \$ \*\*2,000.00

Two thousand and 00/100 \*\*\*\*\* DOLLARS

Florida Gaming Control Commission  
Pari-Mutuel Wagering; Licensing Section  
2601 Blair Stone Road  
Tallahassee, FL. 32399-1037  
US

MEMO

VALID VA  
VALID VA  
VALID VA  
VALID VA

MP

AUTHORIZED SIGNATURE

MP

Details on Back.

Security Features Included

SARASOTA KENNEL CLUB INC

22263

09/19/2022

Florida Gaming Control Commission

Date	Type	Reference	Original Amount	Balance Due	Payment
09/19/2022	Bill	Adding 2 Tables	2,000.00	2,000.00	2,000.00
		Check Amount			2,000.00

OPERATING ACCOU

RECEIVED  
 2022 SEP 20 AM 11:26  
 FLORIDA GAMING  
 CONTROL COMMISSION

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: ljelks

VR Home > Application Search > Transaction Check List > **Transaction Header**

Fed Tax # [REDACTED]	Name <b>SARASOTA KENNEL CLUB, INC.</b>	Lic Type <b>1002 - Cardroom License</b>	
File # <b>48</b>	Rank <b>Cardroom Operating License</b>	App # <b>2163</b>	Trans Class <b>I - Initial</b>
License # <b>153</b>	Lic Status <b>Current</b>	Status <b>Open</b>	Sec Class <b>S - Standard</b>
Entity # <b>153</b>	Expires On <b>06/30/2023</b>	Trans Code <b>1030 - Add Table to Cardroom</b>	

<p>App Date <b>09/20/2022</b> <input type="text"/></p> <p>Normal Expiration Date <b>09/21/2023</b></p> <p>Override Expiration Date <input type="text"/></p> <p>Application Disposition <input type="text"/></p> <p>1st Reminder</p> <p>2nd Reminder</p> <p>Total Fee \$ <b>2,000.00</b></p> <p>Paid \$ <b>2,000.00</b></p> <p>Released \$ <b>2,000.00</b></p> <p>Due \$ <b>0.00</b></p> <p>Notes <input type="text"/></p> <p>Set License Expiry <input type="text"/></p>	<p><b>Application For</b></p> <p>Rank <b>Cardroom Operating License</b></p> <p>Lic Status</p> <hr/> <p><b>Modifiers</b></p> <p>Type <input type="text"/> Code <input type="text"/> Additional Info <input type="text"/> <input type="button" value="Add"/></p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Additional Info</th> <th>Actions</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>	Type	Modifier	Additional Info	Actions	No items found.				<input type="button" value="Dpsit History"/> <input type="button" value="History"/> <input type="button" value="Deficiencies"/> <input type="button" value="Regenerate"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Cancel"/> <input type="button" value="OK"/>
Type	Modifier	Additional Info	Actions							
No items found.										
<input type="button" value="Checklist"/> <input type="button" value="Release"/> <input type="button" value="Transfer"/> <input type="button" value="Approve"/> <input type="button" value="Exit"/>										

Get Adobe Reader.



**State of Florida**  
**Department of Business and Professional Regulation**  
**Cash Listing Report**

**Client:** 100 - Division of Pari-Mutuel Wagering

**Batch #:** 22006242

**# Receipt:** 1

**Total \$ Entered:** \$ 2,000.00

**Receipts Entered:** 1

**Origin:** TLH Centra

**Deposit #:** 110070

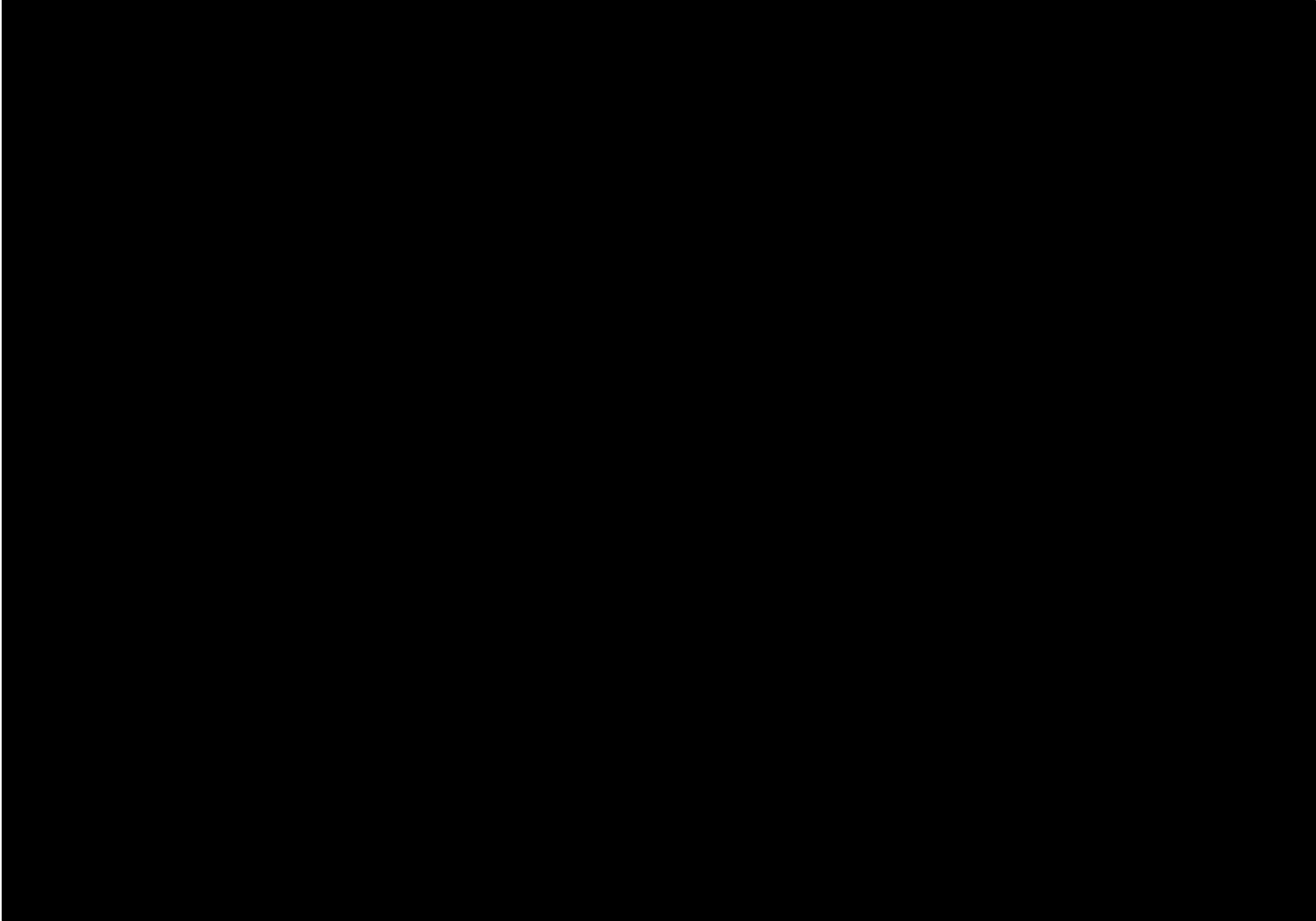
**Total:** \$ 2,000.00

**Fiscal Year:** 2022

**Deposit Date:** 2022-09-20

**Status:** Deposited

Receipt #	DLN	Received	Disp	Pmt	Note	Unassigned	Prof	Remitted By / Beneficiary	File #	License #	Assigned
220045761		\$ 2,000.00	DEP	CHK		\$ 0.00					
							1002	SARASOTA KENNEL CLUB, INC.	48	153	\$ 2,000.00
<b>Total:</b>				\$ 2,000.00		\$ 0.00					\$ 2,000.00



## Jelks, La'Kesha

---

**From:** RHonda Lipp <rlipp95@yahoo.com>  
**Sent:** Tuesday, September 20, 2022 1:25 PM  
**To:** Jelks, La'Kesha  
**Subject:** Re: adding tables

[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.

Yes sorry. It is Michael Peters.

Rhonda Lipp  
Administrative Assistant  
Director of Human Resources  
Sarasota Kennel Club  
DBA One-Eyed Jacks Poker Room  
4404 Bee Ridge Rd  
Sarasota, FL 34233  
941-355-7744 ext 1002

On Tuesday, September 20, 2022 at 01:21:09 PM EDT, Jelks, La'Kesha <la'kesha.jelks@fgcc.fl.gov> wrote:

Greetings,

Does the vendor Copag have an additional name?

Best,

## La'Kesha Jelks



La'Kesha Jelks  
Operations Review Specialist



La'Kesha,

What form do we need to complete to add two more tables?

Rhonda Lipp  
Administrative Assistant

Director of Human Resources  
Sarasota Kennel Club

DBA One-Eyed Jacks Poker Room

4404 Bee Ridge Rd  
Sarasota, FL 34233  
941-355-7744 ext 1002

**DBPR PMW-3220 – List of Cardroom Business Occupational Licensees Providing Products and Services to a Cardroom**



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

**INSTRUCTIONS**

This form is to be submitted to the division annually in conjunction with Form DBPR PMW-3160. List all of the Cardroom Vendors with which the Cardroom Operator will be conducting business during the next state fiscal year.

**CARDROOM OPERATOR**

Federal Employer ID Number: [REDACTED]

Name: Sarasota Kennel Club BBA One Eyed Jacks Poker Room

**OCCUPATIONAL LICENSEES WHO PROVIDE PRODUCTS AND SERVICES TO CARDROOM**

Name	License Number	Type of Product or Service
<u>CoPay</u>	<u>7525521</u>	<u>cards</u>
<u>Claudio Pacheco</u>	<u>9907818</u>	<u>Electraran</u>
<u>Touch of Luck</u>	<u>12850718</u>	<u>Massage</u>
<u>Scientific Games</u>	<u>7805891</u>	<u>Shuffle Machines</u>
<u>BPI</u>	<u>CB41498877</u>	<u>Boxes, Chips</u>

**OCCUPATIONAL LICENSEES WHO NO LONGER PROVIDE PRODUCTS AND SERVICES TO CARDROOM**

Name	License Number	Type of Product or Service

**RECEIVED**  
 2022 SEP 20 AM 11:27  
 FLORIDA GAMING  
 CONTROL COMMISSION

**ATTEST STATEMENT**

I hereby certify that every statement contained herein is true and correct and that I understand any misstatement or omission in this application may result in denial or revocation of my pari-mutuel 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.

Signature of Applicant or Applicant's Representative [Signature]

Date 9-19-22

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1010 - Cardroom Business Occupational</b>	Expires On <b>06/30/2023</b>
File # <b>73</b>	Name <b>MICHAEL K PETERS</b>	Extended To
License # <b>7525521</b>	Rank <b>CBUS - Cardroom Business Occupational</b>	Renewed On <b>07/15/2020</b>
Entity # <b>7525521</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>64</b>	Street <b>SE SAILFISH LANE</b>	
Line 2		
Line 3		
City <b>STUART</b>	State <b>FL</b>	Zip <b>34996</b>
Routing		

<b>Other</b>		
1st License Date <b>07/12/2017</b>	Rank Date <b>07/15/2020</b>	Certificate #
Method <b>I-S-1024</b>	Status Date <b>07/15/2020</b>	Certificate Date
Fee Exempt <b>No</b>	Birth Date	Renewal Sent

<b>License</b>		
Fed Tax # [REDACTED]	Lic Type <b>1012 - Cardroom Employee Occupational</b>	Expires On <b>06/30/2024</b>
File # <b>8781</b>	Name <b>PACHECO, CLAUDIO ANDRES</b>	Extended To
License # <b>9907818</b>	Rank <b>CEMP - Cardroom Employee Occupational</b>	Renewed On
Entity # <b>9907818</b>	Lic Status <b>Current</b>	

<b>Address</b>		
Street # <b>15524</b>	Street <b>ROSE GROVE DR</b>	
Line 2		
Line 3		
City <b>BRADENTON</b>	State <b>FL</b>	Zip <b>34212</b>
Routing		

<b>Other</b>		
1st License Date <b>02/02/2022</b>	Rank Date <b>02/02/2022</b>	Certificate #
Method <b>I-S-1024</b>	Status Date <b>02/02/2022</b>	Certificate Date
Fee Exempt <b>No</b>	Birth Date [REDACTED]	Renewal Sent

<b>License</b>		Expires On <b>06/30/2023</b>	
Fed Tax # [REDACTED]	Lic Type <b>1010 - Cardroom Business Occupational</b>	Name <b>GAMING PARTNERS INTERNATIONAL USA, INC</b>	Extended To
File # <b>2</b>	Rank <b>CBUS - Cardroom Business Occupational</b>	Lic Status <b>Current</b>	Renewed On <b>08/14/2020</b>
License # <b>1498877</b>			
Entity # <b>1498877</b>			
<b>Address</b>			
Street # <b>3945</b>	Street <b>W CHEYENNE AVENUE SUITE 208</b>		
Line 2	Routing		
Line 3			
City <b>N LAS VEGAS</b>	State <b>NV</b>	Zip <b>89032</b>	
<b>Other</b>			
1st License Date <b>07/15/2014</b>	Rank Date <b>08/14/2020</b>	Certificate #	
Method <b>I-S-1024</b>	Status Date <b>08/14/2020</b>	Certificate Date	
Fee Exempt <b>No</b>	Birth Date	Renewal Sent	
<b>Select</b>			
Action	<input type="text"/>		
<b>Modifiers</b>			
<input type="checkbox"/>			
Type	Modifier	Effective Date	Additional Info
C	GVDR - Gaming Vendor	07/15/2014	
I	TERD - Thoroughbred	06/27/2017	
L	910 - TLH Licensing	10/06/2001	
Y	3YR - 3 Year License	08/03/2011	
<b>DBA Name</b>			
DBA <b>GPI, USA</b>			
<b>Alt Keys</b>			
BEST LIC NBR <b>CBU1498877</b>			



# ALPHA SURETY & INSURANCE BROKERAGE

---

*Surety Solutions. Fast. Simple.*

To: CBIZ Insurance Services, Inc. for Sarasota Kennel Club Inc.  
From: Chris Eley  
Date: 10/28/2021  
Re: Bond PR2714636 for Sarasota Kennel Club Inc.

We thank you for your past business and are pleased to present the renewal of Bond #PR2714636 for Sarasota Kennel Club Inc.. In order to renew this bond with the Obligee, Governor of the State of Florida, a continuation certificate is required. Following the renewal invoice is an original, signed and sealed continuation certificate. Please have the principal sign where indicated, and send this to the appropriate party at the Governor of the State of Florida. A copy is also attached for your records.

In order to provide uninterrupted coverage, please remit the invoice amount within 30 days of the invoice date to the following address:

Alpha Surety & Insurance Brokerage  
One Financial Centre  
650 S. Shackleford Rd., Suite 325  
Little Rock, AR 72211-3546

If you have any questions about this invoice or the servicing of your bond, please contact our service center in Little Rock at (501) 537-4568.

Thank you for your business and the opportunity to serve you!

Your Alpha Surety Service Team  
650 South Shackleford Road, Suite 325  
Little Rock, Arkansas 72211-3546  
501-537-4568  
501-537-7778 fax  
service@alphasurety.com

Please visit our new website at [www.alphasurety.com](http://www.alphasurety.com) where you now have a complete bond management tool accessible 24/7 from anywhere in the world. You can view and update your existing bonds, order new bonds, view your payment history, receive reminders about your renewals and more...all at the click of a mouse. Our new tool helps streamline our services so that you don't experience the confusion you may have at other agencies with problems like lost paperwork and runaround on the phone looking for answers to simple questions about your bond. All you need is an email address to access your information online! Please email or call your Alpha Surety Service Team to get started today!

# Platte River Insurance Company

P.O. Box 5900, Madison WI 53705-0900

## CONTINUATION-PREMIUM BILLING NOTICE

**Principal – Name & Address**

Sarasota Kennel Club Inc.  
5400 Bradenton Road  
Sarasota FL 34234

**Bond Number:** PR2714636

**Continuation Effective Date**

**From:** 12/1/2021  
**To:** 12/1/2022

**Obligee**

Governor of the State of Florida

**Agent**

Alpha Surety & Insurance Brokerage  
650 S. Shackleford Rd, Suite 325  
Little Rock, AR 72211

**Bond Amount**

\$50,000.00

**Premium Billing**

\$750.00

- Continuation Certificate NOT Required  
x Continuation Certificate Required And Is Described Below

### CONTINUATION CERTIFICATE

It is hereby agreed that the captioned numbered Bond is continued in force in the above amount for the period of the continued term stated above and is subject to all the covenants and conditions of said Bond.

This continuation shall be deemed a part of the original Bond, and not a new obligation, no matter how long the Bond has been in force or how many premiums are paid for the Bond, unless otherwise provided for by statute or ordinance applicable.

In witness whereof, the company has caused this instrument to be duly signed, sealed and dated as of the above "Continuation Effective Date".

Sarasota Kennel Club Inc.

By: \_\_\_\_\_  
Principal

Platte River Insurance Company

By:   
Chris Eley, Attorney-In-Fact-Surety

No Signature Needed Where Continuation Certificate Is Not Required

PLATTE RIVER INSURANCE COMPANY
POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That the PLATTE RIVER INSURANCE COMPANY, a corporation of the State of Nebraska, having its principal offices in the City of Middleton, Wisconsin, does make, constitute and appoint

CHRIS ELEY; AMELIA MCSHANE; JASON JENKINS

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

ALL WRITTEN INSTRUMENTS IN AN AMOUNT NOT TO EXCEED: \$20,000,000.00

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PLATTE RIVER INSURANCE COMPANY at a meeting duly called and held on the 8th day of January, 2002.

RESOLVED, that the President, Executive Vice President, Vice President, Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings, and other writings obligatory in the nature thereof, one or more resident vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of this company; the signature of such officers and seal of the Company may be affixed to any such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company, and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time.

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner - Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

IN WITNESS WHEREOF, the PLATTE RIVER INSURANCE COMPANY has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 1st day of January, 2020.

Attest:

Ryan J. Byrnes
Senior Vice President,
Chief Financial Officer and Treasurer
Suzanne M. Broadbent
Assistant Secretary



PLATTE RIVER INSURANCE COMPANY

John L. Sennott, Jr.
Chief Executive Officer and President

STATE OF WISCONSIN
COUNTY OF DANE } S.S.:

On the 1st day of January, 2020 before me personally came John L. Sennott, Jr., to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is Chief Executive Officer and President of PLATTE RIVER INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



David J. Regele
Notary Public, Dane Co., WI
My Commission Is Permanent

STATE OF WISCONSIN
COUNTY OF DANE } S.S.:

I, the undersigned, duly elected to the office stated below, now the incumbent in PLATTE RIVER INSURANCE COMPANY, a Nebraska Corporation, authorized to make this certificate, DO HEREBY CERTIFY that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Middleton, State of Wisconsin this 28 day of October, 2021



Andrew B. Diez-Matos
Senior Vice President, General Counsel and Secretary

**Platte River Insurance Company**

P.O. Box 5900, Madison WI 53705-0900

COPY

**CONTINUATION-PREMIUM BILLING NOTICE**

**Principal – Name & Address**

Sarasota Kennel Club Inc.  
5400 Bradenton Road  
Sarasota FL 34234

**Bond Number:** PR2714636

**Continuation Effective Date**

**From:** 12/1/2021  
**To:** 12/1/2022

**Obligee**

Governor of the State of Florida

**Agent**

Alpha Surety & Insurance Brokerage  
650 S. Shackelford Rd, Suite 325  
Little Rock, AR 72211

**Bond Amount**

\$50,000.00

**Premium Billing**

\$750.00

Continuation Certificate **NOT** Required

Continuation Certificate Required And Is Described Below

**CONTINUATION CERTIFICATE**

It is hereby agreed that the captioned numbered Bond is continued in force in the above amount for the period of the continued term stated above and is subject to all the covenants and conditions of said Bond.

This continuation shall be deemed a part of the original Bond, and not a new obligation, no matter how long the Bond has been in force or how many premiums are paid for the Bond, unless otherwise provided for by statute or ordinance applicable.

In witness whereof, the company has caused this instrument to be duly signed, sealed and dated as of the above "Continuation Effective Date".

Sarasota Kennel Club Inc.

By: \_\_\_\_\_  
Principal

Platte River Insurance Company

By: \_\_\_\_\_  
Chris Eley, Attorney-In-Fact-Surety

COPY

No Signature Needed Where Continuation Certificate Is Not Required



## List of Games offered by the card room:

Hold'em

PLO

Omaha Hi-Low

Seven Card Stud

Seven Card Stud Hi-Low

Razz

Big O

Big O Hi low

Chinese Poker

Open Face Chinese Poker

Crazy Pineapple

Pineapple

Three Card Poker

Florida Hold'em

DJ Wild

Drawmaha



**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

**Case #:** 2022045981      **Incident date:** 09/20/2022      **Status:** 10 - Initial Review

**Lic Type:** 1002      **Disposition:**

**Case Type:** Complaint

**Responsible:** ljelks - JELKS, LA'KESHA

**Complainant:** SARASOTA KENNEL CLUB  
5400 BRADENTON ROAD, SARASOTA, FL 34234

**Respondent:** FGCC, PARI-MUTUEL WAGERING  
2601 BLAIR STONE ROAD, TALLAHASSEE, FL 32399

**Summary:** PERMITHOLDER: Sarasota Kennel Club, Inc.      FISCAL YEAR: 2022/2023  
DATE RECEIVED: September 20, 2022  
DATE PROCESSED: September 20, 2022  
REVIEWER'S NAME: La'Kesha Jelks  
CHANGE REQUESTED: Adding two (2) tables for a total of 32.

<b>Chronology:</b>	<b>Effective Date</b>	<b>Type</b>	<b>Lic Type</b>	<b>Code</b>	<b>Description</b>	<b>Responsible Party</b>	<b>Respondent</b>
	09/21/2022	R		ljelks	JELKS, LA'KESHA	ljelks	
	09/21/2022	S	1002	10	Initial Review	ljelks	



**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Re: Permitholder's application to amend its annual operating license  
Date: September 2, 2022

---

### Executive Summary

A permitholder has applied to amend its operating license by canceling all Thursday thoroughbred performances in October and adding five thoroughbred performances in December.<sup>1</sup> 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. Gulfstream's current operating license includes 162 performances (157 regular and 5 charity).<sup>2</sup> Now, Gulfstream wants to amend its operating license by canceling all Thursday performances in October and adding five performances in December for a total of 163 performances (158 regular and 5 charity).

### Analysis

In addition to submitting a complete application, a thoroughbred permitholder may request a minor amendment to their license.<sup>3</sup> 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.

---

<sup>1</sup>The commission shall have the authority to approve minor changes in racing dates after a license has been issued. § 550.01215(3), Fla. Stat.

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

<sup>3</sup> 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

DATE RECEIVED: September 2, 2022

CASE NUMBER: 2022-043409

CHANGE REQUESTED: Cancel all Thursday performances/racing days in October (6<sup>th</sup>, 13<sup>th</sup>, 20<sup>th</sup>, and 27<sup>th</sup>) and add five performances/racing days in December (1<sup>st</sup>, 7<sup>th</sup>, 14<sup>th</sup>, 21<sup>st</sup>, and 28<sup>th</sup>).

REVIEWER'S NAME: La'Kesha Jelks

Requirement	Met? Y/N	Deficiency Sent	Resolved
Original application form DBPR PMW 3060.	Y		
Original Calendar DBPR PMW 3080.	Y		
Pursuant to FAC 61D-4.004(4) Non-objection letters from permit holders within 50 miles (if applicable)	Y		
61D-2.027 Each performances shall consist of a minimum of 8 races.	Y		
Matinee start time: (prior to 6pm)	Y		
Evening start time*: (6pm & later)	Y		
<small>*550.375(2) A harness racing permit holder may conduct harness racing only between the hours of 7 p.m. and 2 a.m. *550.5251(1) A thoroughbred racing permit holder may not begin any race later than 7 p.m.</small>			

CONTACT FROM OTHER FACILITIES WITHIN FIFTY (50) MILES:	CONTACTED?			OBJECTED?		
	NO	YES	DATE	NO	YES	DATE
Big Easy		X	9/1/2022	Did	Not	Respond
Hialeah		X	9/1/2022	X		
Miami Jai Alai		X	9/1/2022	X		
Dania Jai Alai		X	9/1/2022	X		
Calder		X	9/1/2022	X		
West Flagler		X	9/1/2022	X		
Pompano Park		X	9/1/2022	X		
Palm Beach		X	9/1/2022	X		

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

REVENUE SECTION	<input checked="" type="checkbox"/>	REVIEWED	INITIALS: <u>JK</u>	DATE: <u>9/9/2022</u>
PERMIT ADMIN	<input type="checkbox"/>	REVIEWED	INITIALS: _____	DATE: _____
OPERATIONS REVIEW SP	<input checked="" type="checkbox"/>	REVIEWED	INITIALS: <u>MS</u>	DATE: <u>9/9/20</u>

**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
--	---

## MEMORANDUM

To: The Florida Gaming Control Commission  
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STATE OF FLORIDA  
FLORIDA GAMING CONTROL COMMISSION  
DIVISION OF PARI-MUTUEL WAGERING

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

# 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 October, 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.*

# Gulfstream Park 2022/2023 Calendar

(Per License #321C) Page 2 of 2

JULY 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
					1 Mat	2 Mat
3 Mat	4	5	6	7	8 Mat	9 Mat
10 Mat	11	12	13	14	15 Mat	16 Mat
17 Mat	18	19	20	21	22 Mat	23 Mat
24 Mat	25	26	27	28	29 Mat	30 Mat
31 Mat						

15      0      0  
 Matinee      Evening      C/S Perf.

AUGUST 2022						
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
14 Mat	15	16	17	18	19 Mat	20 Mat
21 Mat	22	23	24	25	26 Mat	27 Mat
28 Mat	29	30	31			

12      0      0  
 Matinee      Evening      C/S Perf.

SEPTEMBER 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
				1	2 Mat	3 Mat
4 Mat	5	6	7	8	9 Mat	10 Mat
11 Mat	12	13	14	15	16 Mat	17 Mat
18 Mat	19	20	21	22	23 Mat	24 Mat
25 Mat	26	27	28	29	30 Mat	

13      0      0  
 Matinee      Evening      C/S Perf.

OCTOBER 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
						1 Mat
2 Mat	3	4	5	6	7 Mat	8 Mat
9 Mat	10	11	12	13	14 Mat	15 Mat
16 Mat	17	18	19	20	21 Mat	22 Mat
23 Mat	24	25	26	27	28 Mat	29 Mat
30 Mat	31					

14      0      0  
 Matinee      Evening      C/S Perf.

NOVEMBER 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

0      0      0  
 Matinee      Evening      C/S Perf.

DECEMBER 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
				1 Mat	2 Mat	3 Mat
4 Mat	5	6	7 Mat	8 Mat	9 Mat	10 Mat
11 Mat	12	13	14 Mat	15 Mat	16 Mat	17 Mat
18 Mat	19	20	21 Mat	22 Mat	23 Mat	24 Mat
25	26 Mat	27	28 Mat	29 Mat	30 Mat	31 C/Mat

22      0      1  
 Matinee      Evening      C/S Perf.

JANUARY 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
1 Mat	2	3	4 Mat	5 Mat	6 Mat	7 Mat
8 Mat	9	10	11 Mat	12 Mat	13 Mat	14 Mat
15 Mat	16	17	18 Mat	19 Mat	20 Mat	21 Mat
22 Mat	23	24	25 Mat	26 Mat	27 Mat	28 C/Mat
29 Mat	30	31				

20      0      1  
 Matinee      Evening      C/S Perf.

FEBRUARY 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
			1 Mat	2 Mat	3 Mat	4 C/Mat
5 Mat	6	7	8 Mat	9 Mat	10 Mat	11 Mat
12 Mat	13	14	15 Mat	16 Mat	17 Mat	18 Mat
19 Mat	20	21	22 Mat	23 Mat	24 Mat	25 Mat
26 Mat	27	28				

19      0      1  
 Matinee      Evening      C/S Perf.

MARCH 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
			1 Mat	2 Mat	3 Mat	4 C/Mat
5 Mat	6	7	8 Mat	9 Mat	10 Mat	11 Mat
12 Mat	13	14	15 Mat	16 Mat	17 Mat	18 Mat
19 Mat	20	21	22 Mat	23 Mat	24 Mat	25 Mat
26 Mat	27	28	29 Mat	30 Mat	31 Mat	

22      0      1  
 Matinee      Evening      C/S Perf.

APRIL 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
						1 C/Mat
2 Mat	3	4	5	6 Mat	7 Mat	8 Mat
9 Mat	10	11	12	13 Mat	14 Mat	15 Mat
16 Mat	17	18	19	20 Mat	21 Mat	22 Mat
23 Mat	24	25	26	27 Mat	28 Mat	29 Mat
30 Mat						

17      0      1  
 Matinee      Evening      C/S Perf.

MAY 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

0      0      0  
 Matinee      Evening      C/S Perf.

JUNE 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24 Mat
25 Mat	26	27	28	29 Mat	30 Mat	

4      0      0  
 Matinee      Evening      C/S Perf.

*Note: Full-card simulcast schedule subject to change, Calendar considered informational only.*

<b>163</b>	<b>158</b>	<b>0</b>	<b>5</b>
Totals	Matinee	Evening	C/S Perf.

Initial      Date



# Gulfstream Park 2022/2023 Calendar

(Per License #321B) Page 2 of 2

JULY 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
					1 Mat	2 Mat
3 Mat	4	5	6	7	8 Mat	9 Mat
10 Mat	11	12	13	14	15 Mat	16 Mat
17 Mat	18	19	20	21	22 Mat	23 Mat
24 Mat	25	26	27	28	29 Mat	30 Mat
31 Mat						
		15 Matinee		0 Evening		0 C/S Perf.

AUGUST 2022						
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
14 Mat	15	16	17	18	19 Mat	20 Mat
21 Mat	22	23	24	25	26 Mat	27 Mat
28 Mat	29	30	31			
		2 Matinee		0 Evening		0 C/S Perf.

SEPTEMBER 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
				1	2 Mat	3 Mat
4 Mat	5	6	7	8	9 Mat	10 Mat
11 Mat	12	13	14	15	16 Mat	17 Mat
18 Mat	19	20	21	22	23 Mat	24 Mat
25 Mat	26	27	28	29	30 Mat	
		0 Matinee		0 Evening		0 C/S Perf.

OCTOBER 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
						1 Mat
2 Mat	3	4	5	6 Mat	7 Mat	8 Mat
9 Mat	10	11	12	13 Mat	14 Mat	15 Mat
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					
		16 Matinee		0 Evening		0 C/S Perf.

NOVEMBER 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			
		0 Matinee		0 Evening		0 C/S Perf.

DECEMBER 2022						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
				1	2 Mat	3 Mat
4 Mat	5	6	7	8 Mat	9 Mat	10 Mat
11 Mat	12	13	14	15 Mat	16 Mat	17 Mat
18 Mat	19	20	21	22 Mat	23 Mat	24 Mat
25	26 Mat	27	28	29 Mat	30 Mat	31 C/Mat
		17 Matinee		0 Evening		1 C/S Perf.

JANUARY 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
1 Mat	2	3	4 Mat	5 Mat	6 Mat	7 Mat
8 Mat	9	10	11 Mat	12 Mat	13 Mat	14 Mat
15 Mat	16	17	18 Mat	19 Mat	20 Mat	21 Mat
22 Mat	23	24	25 Mat	26 Mat	27 Mat	28 C/Mat
29 Mat	30	31				
		20 Matinee		0 Evening		1 C/S Perf.

FEBRUARY 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
			1 Mat	2 Mat	3 Mat	4 C/Mat
5 Mat	6	7	8 Mat	9 Mat	10 Mat	11 Mat
12 Mat	13	14	15 Mat	16 Mat	17 Mat	18 Mat
19 Mat	20	21	22 Mat	23 Mat	24 Mat	25 Mat
26 Mat	27	28				
		19 Matinee		0 Evening		1 C/S Perf.

MARCH 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
			1 Mat	2 Mat	3 Mat	4 C/Mat
5 Mat	6	7	8 Mat	9 Mat	10 Mat	11 Mat
12 Mat	13	14	15 Mat	16 Mat	17 Mat	18 Mat
19 Mat	20	21	22 Mat	23 Mat	24 Mat	25 Mat
26 Mat	27	28	29 Mat	30 Mat	31 Mat	
		22 Matinee		0 Evening		1 C/S Perf.

APRIL 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
						1 C/Mat
2 Mat	3	4	5	6 Mat	7 Mat	8 Mat
9 Mat	10	11	12	13 Mat	14 Mat	15 Mat
16 Mat	17	18	19	20 Mat	21 Mat	22 Mat
23 Mat	24	25	26	27 Mat	28 Mat	29 Mat
30 Mat						
		17 Matinee		0 Evening		1 C/S Perf.

MAY 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			
		0 Matinee		0 Evening		0 C/S Perf.

JUNE 2023						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24 Mat
25 Mat	26	27	28	29 Mat	30 Mat	
		4 Matinee		0 Evening		0 C/S Perf.

Note: Full-card simulcast schedule subject to change, Calendar considered informational only.

Totals	162	157	0	5
	Matinee	Evening	C/S Perf.	

Initial Date

Division of Pari-Mutuel Wagering  
 Permitholder Operating License Amendment Tracking  
 Fiscal Year 2022-2023

PERMIT NO.	LICENSE NAME	# of Initial Perf.	Amendments											Aggregate % Change YTD
			A	B	C	D	E	F	G	H	I	J	K	
<b>GREYHOUND RACING PERMITS</b>														
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!
<b>JAI-ALAI PERMITS</b>														
0000270	ORLANDO LIVE EVENTS	0	10											#DIV/0!
0000273	CASINO MIAMI JAI-ALAI													#DIV/0!
0000274	DANIA JAI-ALAI	50	0											0.00%
0000277	OCALA GAINESVILLE POKER & JAI-ALAI													#DIV/0!
0000278	FORT PIERCE JAI-ALAI & POKER													#DIV/0!
0000280	SUMMER JAI ALAI PARTNERSHIP	27												0.00%
0000281	DANIA SUMMER JAI-ALAI													#DIV/0!
0000283	MAGIC CITY JAI ALAI	29												0.00%
0000284	KINGS COURT KEY, LLC													#DIV/0!
0000285	CALDER CASINO & RACE COURSE													#DIV/0!
0000286	EDGEWATER JAI-ALAI	57												0.00%
<b>THOROUGHBRED RACING PERMITS</b>														
0000320	TAMPA BAY DOWNS, INC.	92	2											2.17%
0000321	GULFSTREAM PARK RACING & CASINO	175	8	5	9									12.57%
0000323	TROPICAL PARK, LLC													#DIV/0!
0000325	CALDER CASINO & RACE COURSE													#DIV/0!
0000336	GULFSTREAM PARK THOROUGHBRED AFTER RACING	44												0.00%
<b>HARNESS RACING PERMITS</b>														
0000430	THE ISLE CASINO AND RACING AT POMPANO PARK													#DIV/0!
<b>QUARTER HORSE RACING PERMITS</b>														
0000537	TAMPA BAY DOWNS, INC.													#DIV/0!
0000542	CREEK ENTERTAINMENT GREYHOUND													#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.													#DIV/0!

## Jelks, La'Kesha

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**From:** Holmes, Sheri <Sheri.Holmes@gulfstreampark.com>  
**Sent:** Friday, September 2, 2022 4:20 PM  
**To:** Pouncey, Jamie; Jelks, La'Kesha  
**Subject:** Gulfstream Park Thoroughbred After Racing Program - GPTARP - License 336 - Request for date change  
**Attachments:** Request to cancel two Thursdays in November.pdf; DBPRPMW-3060- GTARP 336 9-2-22 notarized.pdf; DBPR PMW3080- GPTARP 336 9-2-22 notarized.pdf; Calder 336.pdf; Dania 336.pdf; Hialeah 336.pdf; isles 336 executed.pdf; Magic City 336.pdf; Miami Jai Lai 336 executed.pdf; PBKC No objection 9-1-22.jpeg; The Big Easy 336.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.**

Please see the attached letter to the Director(s) requesting the cancellation of two Thursdays in November, Thursday Nov 10 & 17.

Revised 3060 & 3080 are attached along with letters from the surrounding pari-mutuels.

Please confirm receipt and advise if anything is missing or requires changing.

Thanks  
Sheri



SHERI HOLMES STIRLING  
VICE PRESIDENT ADMINISTRATION

901 S FEDERAL HWY  
HALLANDALE BEACH, FL 33009

P /1.954.457.6298  
[REDACTED]



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Thursday September 1, 2022

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

Dear Director(s),

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 October;  
Thursday October 6, 13, 20, & 27  
Add the following dates in December;  
Thursday December 1  
Wednesday December 7, 14, 21 & 28

This will result in an addition of 1 race day 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  
Gulfstream Park

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](http://www.myfloridalicense.com)

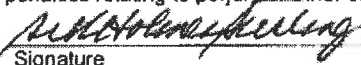
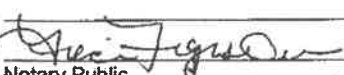
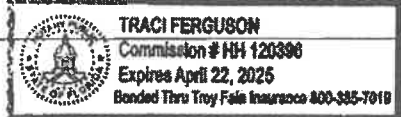
INSTRUCTIONS	
This form is to be submitted in conjunction with Form DBPR PMW-3080 – Permitholder Calendar and Form DBPR PMW-3190 – Officers and Directors.	
Check the box that designates the purpose of this form filing:	
<input type="checkbox"/>	Application for Annual License and Operating Dates
<input checked="" type="checkbox"/>	Application for Amendment to Annual License and Operating Dates

PERMITHOLDER INFORMATION			
Permitholder Name Gulfstream Park Racing Association Inc.		Permit # 321	FEID# or SSN * [REDACTED]
Doing Business As (D/B/A) Gulfstream Park			
MAILING ADDRESS			
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	
CONTACT INFORMATION			
Contact Name Sheri Holmes Stirling		Title V P Administration	
Primary Phone Number 954-457-6298		Fax Number 954-457-6510	
Primary E-Mail Address sheri.holmes@gulfstreampark.com		Cell Phone Number 954-815-0027	
PHYSICAL LOCATION OF PARI-MUTUEL 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 another pari-mutuel facility, the applicant shall attach a copy of the lease agreement containing the following information:			
(1) The name of the applicant and the lessor;			
(2) The address of the applicant and the lessor;			
(3) The type of permit held by both the applicant and the lessor;			
(4) The exact location where the applicant is currently permitted to conduct pari-mutuel performances;			
(5) The exact location where the lessor is currently permitted to conduct pari-mutuel performances; and			
(6) The exact location where the applicant intends to conduct pari-mutuel performances pursuant to the lease agreement.			

\*Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

ADDITIONAL INFORMATION
Since the submission of your last application, has a permit recall/cancellation election been held in your county? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> 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. <b>No change</b>
Is the applicant incorporated? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, under the laws of which state? <b>State of Florida</b>
Please list all officers and directors of the applicant using Form DBPR PMW-3190 – Officers and Directors.
Please document persons who are the bona fide and beneficial owners of the entire stock of the applicant using Form DBPR PMW-3190 – Officers and Directors. If corporation, list name of corporation and stockholders; if partnership, list partners.
Please list the stockholders of record of the applicant using Form DBPR PMW-3190 – Officers and Directors.
Please list the stockholders of the applicant who are subject to a voting trust or have been pledged to a trustee or party other than the beneficial owner using Form DBPR PMW-3190 – Officers and Directors.
Have any persons listed on Form DBPR PMW-3190 – Officers and Directors ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges (other than minor traffic violations) in any state or county? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, list the individual(s) name, license number and title:
_____ _____

OPERATING SEASON INFORMATION	
The applicant desires to conduct a racing/jai alai meet for the 20 <sup>22</sup> - 20 <sup>23</sup> season during the following period(s). Please follow instructions on calendars attached to permit application to mark days, dates, and types of performances.	
Opening Date(s): <b>July 1, 2022</b>	Closing Date(s): <b>June 30, 2023</b>
Number of Dark Days: <b>1</b>	Number of Live Days: <b>167</b>
<b>Performances</b> Number of Evening Performances <u>0</u> Number of Matinee Performances <u>158</u> Number of Charity/Scholarship Performances <u>5</u> Total Number of Performances <u>163</u>	
Number of races/games during evening performances: <b>n/a</b>	Number of races/games during matinee performances: <b>8-15</b>
Starting time: _____	Starting time: <b>11:00 am.</b>
<b>For greyhound tracks only:</b> Do you intend to hold an additional charity day for the greyhound adoption program? Yes <input type="checkbox"/> No <input type="checkbox"/> If yes, please indicate the date when the "Greyhound Adopt-a-Pet Day" will be held: _____	

OATH			
I swear or affirm that the information provided in this application is true and complete. I understand that knowingly providing false information on this application could subject the applicant to criminal penalties relating to perjury or other offenses.			
<b>Sheri Holmes Stirling</b> Name (Please Print)	<b>VP Administration</b> Title (Please Print)	 Signature	<b>9/2/2022</b> Date
State of Florida, County of <u>Broward</u>			
Sworn to (or affirmed) and subscribed before me this <u>2nd</u> day of <u>September</u> , 20 <u>22</u> .			
<b>Sheri Holmes Stirling</b> , who is personally known to me or produced the following as identification:			
 Notary Public My Commission Expires: <u>April 22, 2025</u>			

Gulfstream Park racing Association, Inc. (TBRD321)

Law Insider defines live and dark days as:

Day — (a) **Dark Day** — A day during a live or a simulcast race meeting when no pari-mutuel wagering is conducted.(b) **Race Day** — A day during a race meeting when pari-mutuel wagering is conducted on live racing.(c) **Simulcast Race Day** — A day during a race meeting when pari-mutuel wagering is conducted on simulcast racing.

Therefore, the number of live days is 163, dark days 202.



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

PERMITHOLDER INFORMATION	
Name <b>Gulfstream Park Racing Association Inc.</b>	Permit # <b>321</b>

**INSTRUCTIONS**

Submit this form in conjunction with the form DBPR PMW-3060 – Permitholder Application for License and Operating Dates.

Please do not overlook the cardroom section and the required application oath on page 4.

Please fill in appropriate year, and date below and on the following pages. Using the letter code below, write the type of performance in each box. Fill in the total number of performances for each month.

**LETTER CODES**

M = Matinee                      E = Evening                      C = Charity                      S = Scholarship

Example

1	2	3	4	5	6	7
	E	M	M	S	C	C
8	9	10	11	12	13	14
	M					

**July**                      Year: 2022

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
					1	2
					M	M
3	4	5	6	7	8	9
M					M	M
10	11	12	13	14	15	16
M					M	M
17	18	19	20	21	22	23
M					M	M
24	25	26	27	28	29	30
M					M	M
31						
M						

M 15      E 0      C/S 0

Total 15

**August**                      Year: 2022

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
	1	2	3	4	5	6
					M	M
7	8	9	10	11	12	13
M					M	M
14	15	16	17	18	19	20
M					M	M
21	22	23	24	25	26	27
M					M	M
28	29	30	31			
M						

M 12      E 0      C/S 0

Total 12



September Year: 2022

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
				1	2	3
					M	M
4	5	6	7	8	9	10
	M				M	M
11	12	13	14	15	16	17
	M				M	M
18	19	20	21	22	23	24
	M				M	M
25	26	27	28	29	30	
	M				M	

M 13 E 0 C/S 0

Total 13

October Year: 2022

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
						1
						M
2	3	4	5	6	7	8
	M				M	M
9	10	11	12	13	14	15
	M				M	M
16	17	18	19	20	21	22
	M				M	M
23	24	25	26	27	28	29
	M				M	M
30	31					
	M					

M 14 E 0 C/S 0

Total 14

November Year: 2022

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

M 0 E 0 C/S 0

Total 0

December Year: 2022

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
				1	2	3
				M	M	M
4	5	6	7	8	9	10
	M		M	M	M	M
11	12	13	14	15	16	17
	M		M	M	M	M
18	19	20	21	22	23	24
	M		M	M	M	M
25	26	27	28	29	30	31
	M		M	M	M	C

M 22 E 0 C/S 1

Total 23

January Year: 2023

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
1	2	3	4	5	6	7
M			M	M	M	M
8	9	10	11	12	13	14
M			M	M	M	M
15	16	17	18	19	20	21
M			M	M	M	M
22	23	24	25	26	27	28
M			M	M	M	C
29	30	31				
M						

M 20 E 0 C/S 1

Total 21

February Year: 2022

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
			1	2	3	4
			M	M	M	C
5	6	7	8	9	10	11
M			M	M	M	M
12	13	14	15	16	17	18
M			M	M	M	M
19	20	21	22	23	24	25
M			M	M	M	M
26	27	28				
M						

M 19 E 0 C/S 1

Total 20

March Year: 2023

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
			1	2	3	4
			M	M	M	C
5	6	7	8	9	10	11
M			M	M	M	M
12	13	14	15	16	17	18
M			M	M	M	M
19	20	21	22	23	24	25
M			M	M	M	M
26	27	28	29	30	31	
M			M	M	M	

M 22 E 0 C/S 1

Total 23

April Year: 2023

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
						1
						C
2	3	4	5	6	7	8
M				M	M	M
9	10	11	12	13	14	15
M				M	M	M
16	17	18	19	20	21	22
M				M	M	M
23	24	25	26	27	28	29
M				M	M	M
30	31					
M						

M 17 E 0 C/S 1

Total 18

May Year: 2023

June Year: 2022

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	M
M				M	M	

M 0 E 0 C/S 0

M 4 E 0 C/S 0

Total 0

Total 4

163

CARDROOM OPERATORS ONLY						
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 room 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 Sheri Holmes Stirling 9/2/22  
 Name (Please Print) Title (Please Print) Signature Date

State of Florida  
 County of BROWARD  
 Sworn to (or affirmed) and subscribed before me this 2ND day of SEPTEMBER, 2022  
Sheri Holmes Stirling, who is personally known to me or produces the following as identification:

[Signature]  
 Notary Public  
 My Commission Expires: April 22, 2025



TRACI FERGUSON  
 Commission # HH 120396  
 Expires April 22, 2025  
 Bonded Thru Troy Fahn Insurance 890-385-7010



September, 1 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 October 6, 13 20 & 27.

Add Thursday, December 1 & Wednesday, December 7, 14, 21 & 28.

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 [Sheri.Holmes@gulfstreampark.com](mailto:Sheri.Holmes@gulfstreampark.com). If you have any issues or concerns, please contact me at 954-815-0027.

Sincerely and thank- you,

Sheri Holmes Stirling  
Vice President, Administration  
Gulfstream Park

No objection \_\_\_\_\_ DKA \_\_\_\_\_

Objection \_\_\_\_\_

Reason for objection: \_\_\_\_\_



September, 1 2022

Mr. Steve Calabro  
President & CEO  
Hialeah Park

Dear Mr. Calabro

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 October 6, 13 20 & 27.

Add Thursday, December 1 & Wednesday, December 7, 14, 21 & 28.

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 [Sheri.Holmes@gulfstreampark.com](mailto:Sheri.Holmes@gulfstreampark.com). If you have any issues or concerns, please contact me at 954-815-0027.

Sincerely and thank- you,

Sheri Holmes Stirling  
Vice President, Administration  
Gulfstream Park

No objection

Objection

Reason for objection: \_\_\_\_\_



September, 1 2022

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 October 6, 13 20 & 27.

Add Thursday, December 1 & Wednesday, December 7, 14, 21 & 28.

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 [Sheri.Holmes@gulfstreampark.com](mailto:Sheri.Holmes@gulfstreampark.com). If you have any issues or concerns, please contact me at 954-815-0027.

Sincerely and thank- you,

Sheri Holmes Stirling  
Vice President, Administration  
Gulfstream Park

No objection Daniel J. Licciardi  
 Objection \_\_\_\_\_

Reason for objection: \_\_\_\_\_



September 1, 2022

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 October 6, 13 20 & 27.

Add Thursday, December 1 & Wednesday, December 7, 14, 21 & 28.

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 [Sheri.Holmes@gulfstreampark.com](mailto:Sheri.Holmes@gulfstreampark.com). If you have any issues or concerns, please contact me at 954-815-0027.

Sincerely and thank- you,

Sheri Holmes Stirling  
Vice President, Administration  
Gulfstream Park

No objection

Objection

Reason for objection: \_\_\_\_\_



September, 1 2022

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 October 6, 13 20 & 27.


Add Thursday, December 1 & Wednesday, December 7, 14, 21 & 28.

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 [Sheri.Holmes@gulfstreampark.com](mailto:Sheri.Holmes@gulfstreampark.com). If you have any issues or concerns, please contact me at 954-815-0027.

Sincerely and thank- you,

Sheri Holmes Stirling  
Vice President, Administration  
Gulfstream Park

No objection   
 Objection \_\_\_\_\_

Reason for objection: \_\_\_\_\_





September, 1 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 October 6, 13 20 & 27.

Add Thursday, December 1 & Wednesday, December 7, 14, 21 & 28.

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 [Sheri.Holmes@gulfstreampark.com](mailto:Sheri.Holmes@gulfstreampark.com). If you have any issues or concerns, please contact me at 954-815-0027.

Sincerely and thank- you,

Sheri Holmes Stirling  
Vice President, Administration  
Gulfstream Park

No objection \_\_\_\_\_  
 Objection \_\_\_\_\_

Reason for objection: \_\_\_\_\_



September 1, 2022

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 October 6, 13 20 & 27.

Add Thursday, December 1 & Wednesday, December 7, 14, 21 & 28.

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 [Sheri.Holmes@gulfstreampark.com](mailto:Sheri.Holmes@gulfstreampark.com). If you have any issues or concerns, please contact me at 954-815-0027.

Sincerely and thank- you,

Sheri Holmes Stirling  
Vice President, Administration  
Gulfstream Park

No objection

Objection

Reason for objection: \_\_\_\_\_



September 1, 2022

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 October 6, 13 20 & 27.

Add Thursday, December 1 & Wednesday, December 7, 14, 21 & 28.

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 [Sheri.Holmes@gulfstreampark.com](mailto:Sheri.Holmes@gulfstreampark.com). If you have any issues or concerns, please contact me at 954-815-0027.

Sincerely and thank- you,

Sheri Holmes Stirling  
Vice President, Administration  
Gulfstream Park

No objection \_\_\_\_\_ 

Objection \_\_\_\_\_

Reason for objection: \_\_\_\_\_



**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

**Case #:** 2022043409      **Incident date:** 09/02/2022      **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: September 2, 2022  
 CHANGE REQUESTED: Cancel all Thursday performances/racing days in October (6th, 13th, 20th, and 27th) and add five performances/racing days in December (1st, 7th, 14th, 21st, and 28th).  
 REVIEWER'S NAME: La'Keshia Jelks

<b>Chronology:</b>	<b>Effective Date</b>	<b>Type</b>	<b>Lic Type</b>	<b>Code</b>	<b>Description</b>	<b>Responsible Party</b>	<b>Respondent</b>
	09/07/2022	R		ljelks	JELKS, LA'KESHA	ljelks	
	09/07/2022	S	1001	10	Initial Review	ljelks	



**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Re: Request to Transfer Tax Credit  
Date: September 22, 2022

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### *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*

Melbourne Greyhound Park, LLC. (“Melbourne”) possesses a greyhound racing permit.<sup>1</sup> Melbourne has been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year.<sup>2</sup> 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.

Melbourne request to transfer \$360,000.00 of their tax credits to Daytona. For purposes of intertrack wagering,<sup>3</sup> Daytona acts as a host track<sup>4</sup> for Melbourne. Melbourne has \$360,000.00 of tax credits available for transfer. Additionally, Melbourne has not previously elected to transfer these tax credits. Neither Melbourne nor Daytona owe any unpaid taxes.

---

<sup>1</sup> Permitting is a prerequisite for gaming in this state. § 550.054, Fla. Stat.

<sup>2</sup> A permit-holder must apply for and be issued an annual operating license before conducting any gaming activities. § 550.01215, Fla. Stat.

<sup>3</sup> See § 550.002(17), Fla. Stat. (defining “intertrack wagering.”).

<sup>4</sup> 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.<sup>5</sup> First, the receiving greyhound racing permitholder must act as the host track for the other greyhound racing permitholder for purposes of intertrack wagering.<sup>6</sup> Second, the transferring greyhound racing permit-holder can only make this election once per state fiscal year.<sup>7</sup> Third, the transferring greyhound racing permitholder must have available unused tax credits to transfer.<sup>8</sup> Lastly, neither the receiving nor transferring greyhound racing permit-holder can owe any unpaid taxes to the state.<sup>9</sup>

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

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

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

<sup>6</sup> *Id.*

<sup>7</sup> *Id.*


<sup>8</sup> *Id.*

<sup>9</sup> *Id.*

Received  
09/22/2022

## TRANSFER OF GREYHOUND PERMITHOLDER TAX CREDIT/EXEMPTION

**Guest Greyhound Permitholde**  
**Transferring Credit/Exemption:** Melbourne Greyhound Park, LLC (Permit #176)

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)		11/1/2022	\$360,000.00

**Total Amount Of Requested Transfer** \$360,000.00

  
Signature of Permitholder Representative  
Authorizing Transfer of Tax Credit/Exemption

\_\_\_\_\_  
Revenue Program Administrator,  
Division of Pari-Mutuel Wagering

\_\_\_\_\_  
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: September 22, 2022

---

### *Executive Summary*

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

### *Background*

Penn Sanford, LLC (“Penn”) possesses a greyhound racing permit.<sup>1</sup> Penn has been issued a pari-mutuel operating license for the 2022-2023 Fiscal Year.<sup>2</sup> 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.

PENN request to transfer \$360,000.00 of their tax credits to Daytona. For purposes of intertrack wagering,<sup>3</sup> Daytona acts as a host track<sup>4</sup> for Penn. Penn has \$360,000.00 of tax credits available for transfer. Additionally, Penn has not previously elected to transfer these tax credits. Neither Penn nor Daytona owe any unpaid taxes.

---

<sup>1</sup> Permitting is a prerequisite for gaming in this state. § 550.054, Fla. Stat.

<sup>2</sup> A permit-holder must apply for and be issued an annual operating license before conducting any gaming activities. § 550.01215, Fla. Stat.

<sup>3</sup> See § 550.002(17), Fla. Stat. (defining “intertrack wagering.”).

<sup>4</sup> 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.<sup>5</sup> First, the receiving greyhound racing permitholder must act as the host track for the other greyhound racing permitholder for purposes of intertrack wagering.<sup>6</sup> Second, the transferring greyhound racing permit-holder can only make this election once per state fiscal year.<sup>7</sup> Third, the transferring greyhound racing permitholder must have available unused tax credits to transfer.<sup>8</sup> Lastly, neither the receiving nor transferring greyhound racing permit-holder can owe any unpaid taxes to the state.<sup>9</sup>

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

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

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

<sup>6</sup> *Id.*

<sup>7</sup> *Id.*

<sup>8</sup> *Id.*

<sup>9</sup> *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  
Transferring Credit/Exemption:**

Penn Sanford, LLC d/b/a Sanford Orlando Kennel Club (Permit #158)

Host Greyhound Permitholder(s) Receiving Credit	Signature of Host Permitholder Representative Receiving Tax Credit	Requested Effective Date Of Transfer	Dollar Amount To Be Transferred
Daytona Beach Kennel Club, Inc., d/b/a Daytona Beach Racing and Card Club (Permit #143)		11/1/2022	\$360,000.00

**Total Amount Of Requested Transfer** \$360,000.00



Signature of Permitholder Representative  
Authorizing Transfer of Tax Credit/Exemption

Revenue Program Administrator,  
Division of Pari-Mutuel Wagering

Director, Division of Pari-Mutuel Wagering

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Emily Alvarado, Deputy Chief Attorney  
Re: Case Number 2022-015682; Default Final Order  
Date: September 25, 2022

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### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Keith Shawn Pruitt (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida. By failing to respond to the properly served administrative complaint seeking to exclude him, Respondent waived his right to request a hearing contesting the Division’s decision. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

### *Background*

On March 17, 2022, Respondent was a patron of Miami Casino, LLC.<sup>1</sup> Respondent was seen smoking in the poker room and refused to stop. Respondent was escorted out of the poker room by Miami-Dade police and became aggressive. Respondent was ejected and permanently excluded from Miami Casino, LLC<sup>2</sup>, on March 18, 2022.

Based on his ejection and exclusion from Miami Casino, LLC, the Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days<sup>3</sup> to file a written response to the administrative complaint. The Respondent was served on August 2, 2022 which means the Respondent had until August 23, 2022 to respond. He has never responded.

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<sup>1</sup> Miami Casino, LLC is operated by a pari-mutuel wagering permit holder that also possesses a slot machine and cardroom license.

<sup>2</sup> Pari-mutuel permit holders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

<sup>3</sup> See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

### *Analysis*

Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Section 550.0251(6), Florida Statutes, provides, in relevant part, that “[t]he division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state.” Likewise, section 551.112, Florida Statutes, provides, in relevant part “[t]he division may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state.” Miami Casino, LLC is both a pari-mutuel facility and slot machine licensee in this state. And Respondent was ejected from it. Accordingly, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state.

Because Respondent failed to file a timely response to the properly served administrative complaint seeking to exclude him from all pari-mutuel and slot machine facilities in this state, he waived his right to request a hearing. Therefore, the Florida Gaming Control Commission may enter a final order excluding Respondent from all pari-mutuel and slot machine facilities in this state

Staff Recommendation: The Florida Gaming Control Commission should enter a final order permanently excluding of Keith Shawn Pruitt from all pari-mutuel and slot machine facilities in this state.

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>		<a href="#">Mass Activity Update</a>		<a href="#">Mass Discipline</a>		

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	<b>1098 - Unlicensed Complaints</b>	Status	<b>90 Closed</b>	Status Date	<b>04/12/2022</b>
Complaint #	<b>2022015682</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>PRUITT, KEITH SHAWN</b>	Responsible	<b>tsmith2 - SMITH, TYRELL</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	<b>STND - Standard</b>	Incident	<b>03/17/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	<b>SR - Southern Region</b>	Received	<b>04/04/2022</b>	<input type="checkbox"/>	Inspection		
Reference	<b>550.0251(6)</b>	Entered By	<b>Imuniz</b>	<input type="checkbox"/>	Costs		
Entered	<b>04/04/2022</b>			<input type="checkbox"/>	Time Tracking		<a href="#">Auto Assign</a>
				<input type="checkbox"/>	Attachments		<a href="#">History</a>
				<input type="checkbox"/>	Work Notes		<a href="#">Print Report</a>

Summary **273-Casino Miami, LLC ----- / ----- . The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation: On March 29, 2022, while conducting a routine review of cardroom exclusions at Casino Miami, this Investigator found an incident in which a Patron was permanently excluded from the facility on March 17, 2022. Further investigation revealed that the Patron who was identified as Keith Shawn Pruitt was permanently excluded from the facility for physical assault and non-compliance of the Rules and Regulations of the Casino. On March 17, 2022, at approximately 11:55 P.M., Security observed Pruitt smoking inside the Poker Room. Security then asked Pruitt to stop smoking and Pruitt refused. Miami Police was notified and responded to the Poker Room to escort Pruitt outside and Pruitt still refused. The Officer then attempted to escort Pruitt outside and Pruitt became aggressive and took a fighting stance. A struggle then ensued between Pruitt and the Officer, which resulted in Pruitt getting tasered and taken into custody. He was placed under arrest by the Officer and advised that he was being permanently excluded from the facility by Security. He was then transported from the facility to jail by Miami Police. This Investigator obtained a copy of the Incident**

**report from the Casino Miami Security Office, and  
a copy of the video footage from Surveillance**

Updated **04/13/2022 09:44:36**

By **Imuniz**

8

Change

Save

OK

Cancel

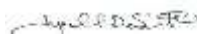
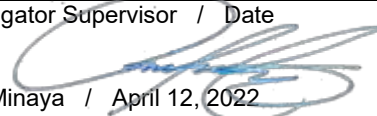
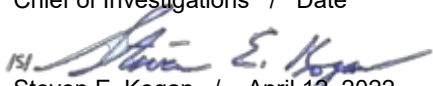
Back

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Melanie S. Griffin, Secretary

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS  
 INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>SOUTHERN</b>	Date of Complaint: <b>APRIL 4, 2022</b>	Case Number: <b>2022 01 5682</b>
Respondent:  <b>PRUITT, KEITH SHAWN    1603 NW 7<sup>TH</sup> AVE    MIAMI, FLORIDA 33136</b>		Complainant:  <b>DIVISION OF PARI-MUTUEL WAGERING    OFFICE OF INVESTIGATIONS    1400 W. COMMERCIAL BLVD., SUITE 165    FT. LAUDERDALE, FL. 33309    (954) 202-3900</b>	
License # and Type: <b>N/A / 1098</b>		Profession: <b>Patron</b>	Report Date: <b>April 6, 2022</b>
Period of Investigation: <b>March 29, 2022 through April 6, 2022</b>		Type of Report: <b>Final</b>	
<p><b>Alleged Violation: 550.0251 The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation.</b>—The division shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:</p> <p><b>(6)</b> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The division may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permit holder to exclude absolutely a patron in this state.</p>			
<p><b>Synopsis:</b> On March 29, 2022, while conducting a routine review of cardroom exclusions at Casino Miami, this Investigator found an incident in which a Patron was permanently excluded from the facility on March 17, 2022.</p> <p>Further investigation revealed that the Patron who was identified as Keith Shawn Pruitt was permanently excluded from the facility for physical assault and non-compliance of the Rules and Regulations of the Casino.</p> <p>On March 17, 2022, at approximately 11:55 P.M., Security observed Pruitt smoking inside the Poker Room. Security then asked Pruitt to stop smoking and Pruitt refused. Miami Police was notified and responded to the Poker Room to escort Pruitt outside and Pruitt still refused. The Officer then attempted to escort Pruitt outside and Pruitt became aggressive and took a fighting stance. A struggle then ensued between Pruitt and the Officer, which resulted in Pruitt getting tasered and taken into custody. He was placed under arrest by the Officer and advised that he was being permanently excluded from the facility by Security. He was then transported from the facility to the county jail by Miami Police.</p> <p>This Investigator obtained a copy of the Incident report from the Casino Miami Security Office, and a copy of the video footage from Surveillance. An open case request was submitted to Investigative Supervisor Minaya for approval. <b>(Exhibit # 1)</b></p>			
Related Case:			
Investigator / Date: April 6, 2022 		Investigator Supervisor / Date 	
Tyrell Smith /		Julio Minaya / April 12, 2022	
Chief of Investigations / Date 			
Steven E. Kogan / April 12, 2022			



## CONTINUATION

Upon review of video footage and review of Casino Miami Security Report CMJ-000002226, it was revealed that on March 17, 2022, at approximately 11:05 P.M., Poker Cage Cashier Ailea Cutler called Security to the Poker room regarding a patron that was smoking inside the facility and attempting to cash a slots voucher at the poker cage. **(EXHIBIT #2)**

Security Officer Dontrell Allen responded to the cardroom and advised the patron who was later identified as Keith Shawn **PRUITT** that he was at the wrong cashier to cash out his voucher, and that there was no smoking allowed in the casino. Allen then asked **PRUITT** to stop smoking inside the facility but **PRUITT** refused. **PRUITT** continued smoking for several minutes until he finally put out the cigarette and walked away from Allen.

According to Security Report CMJ-000002226, at 11:29 P.M., Security was notified again of **PRUITT** smoking inside the cardroom, and Security Officer Allen once again responded; he again asked **PRUITT** not to smoke inside the casino, but **PRUITT** refused to comply. Allen then requested the assistances of the Miami Police Officer (MPD) working the off-duty detail at the facility.

MPD Officer Ervens Ford then responded to the Poker room and met with Security Officer Allen. Allen requested that Officer Ford remove **PRUITT** from the facility for not complying with the rules and regulations regarding the no smoking policy. When Officer Ford approached **PRUITT** and advised him that he needed to leave the premises, **PRUITT** refused. Video review shows that as Officer Ford approaches **PRUITT**, **PRUITT** becomes aggressive and gets into a fighting stance. As Officer Ford attempts to take **PRUITT** into custody a struggle ensues between him and **PRUITT** and both fall to the ground. However, during the struggle, Officer Ford is able to stand up, deploy his stun gun and Taser's **PRUITT**. **PRUITT** is then handcuffed, taken into custody and eventually transported to the county jail by responding officers.

On April 6, 2022, this Investigator met with Casino Miami Security Director Eugene Tellez and discussed the incident. Tellez stated that based on **PRUITT's** actions, he was permanently excluded from the facility. Tellez then provided a copy of the Security Incident Report and Exclusion Statement. Because **PRUITT** was under arrest he was unable to sign the Exclusion Statement form. **(EXHIBIT #2)**

Case closed by Investigations and forwarded to Legal for further review and possible statewide exclusion from all Pari-Mutuel Facilities.

**TABLE OF CONTENTS**

I. INVESTIGATIVE REPORT COVERSHEET ..... 1

II. INVESTIGATIVE REPORT ..... 3

III. EXHIBITS

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    2. Casino Miami Incident Reports # CMJ-000002226 / CMJ-000010435 1-4

    3. Property Receipt..... 1-1



**Smith, Tyrell**

---

**From:** Muniz, Luz  
**Sent:** Monday, April 4, 2022 2:10 PM  
**To:** Smith, Tyrell  
**Cc:** Minaya, Julio; Futrell, Michelle; Campbell, Ian  
**Subject:** 2022 01 5682 - Pruitt, Keith Shawn - CARD

Hi Tyrell,

The above mentioned case was opened and assigned to you.

Respectfully,



**Luz E. Muniz**  
**OPERATIONS ANALYST II**  
*Division of Pari-Mutuel Wagering, Office of Investigation*  
1400 W Commercial Blvd, Ste 165, Fort Lauderdale, FL 33309  
Phone: (954) 202-6773

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EXHIBIT # -1  
PAGE # -2

**CMJ-000002226 - Patron - Trespass Permanent - Reported 03/18/2022 09:17**

Author: Chris Forestier 93027

Report Number: CMJ-000002226

Start Time: 03/18/2022 09:17

End Time: 03/18/2022 09:28

Report Group: Exclusion Reports

Report Type: Patron - Trespass Permanent

Note: Male patron . Trespass permanent,arrest,resisting arrest, patron was sate.

Location / Origin: Casino Cage to Poker Room

**Person**

Name: Keith Shawn Pruitt

Alias:

Race: African American

Gender: Male

Eye color: Brown

Hair color: Black

Height: 5'09" Inches

Weight: 135 Pounds

DOB: [REDACTED]

Keywords: Arrested,Assault,Patron-Disorderly

Drivers Lic#: [REDACTED]

Comments: Keith Shawn Pruitt  
[REDACTED]  
[REDACTED]

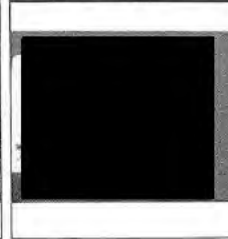
Keith Pruitt 3.j...



Keith Pruitt.jpg



Keith Pruitt 2.j...



**Narrative**

This report is an exact copy of the original report done by security supervisor Dontrell Allen.

At approximately 11:05pm the writer, S5 D. Allen, was called to the Poker Cage by Cage Cashier Ailea Cutler for a patron who was smoking in the Poker Room and was also trying to cash out his voucher in the wrong area. Upon arrival, S5 Allen advised the patron that he was in the wrong place to cash out his voucher and that there was no smoking inside the casino.

The patron, Keith Pruitt, refused to cooperate for several min before finally putting the cigarette out and walking away. At 11:29pm, S5 Allen was again called back to the Poker Room where Mr. Pruitt returned smoking a cigarette. Once again Mr. Pruitt was asked to put out the cigarette and again he declined.

S5 Allen then request the assistance of MPD to have Mr. Pruitt removed the casino and again he refused to comply. After verbally requesting Mr. Pruitt to exit the premises, MPD Ofc Ford attempted to physically remove Mr. Pruitt who then jerked away from the officer. Ofc. Ford then asked S5 Allen if he would still like to have Mr. Pruitt removed from the casino or arrested? S5 Allen stated to still just remove Mr. Pruitt. In the attempt to forcefully remove the patron, Mr.

EXHIBIT # -2  
PAGE # - 1

Pruitt responded violently assaulting and resisting Ofc. Ford while he was trying to remove Mr. Pruitt.

After taking a few steps back from resisting, Mr. Pruitt took a hostile stance stating that he wasn't going anywhere and that he was ready. Ofc. Ford then requested for back up and pulled his taser demanding several times that Mr. Pruitt lay on the ground. At that moment, Mr. Pruitt removed his hoodie and emptied all his pockets again stating that he was ready and wasn't leaving. Ofc. Ford once again demanded the patron lay on the ground but once again Mr. Pruitt failed to comply resulting in Ofc. Ford tasing Mr. Pruitt.

Mr. Pruitt was arrested for battery of an officer, resisting w/violence, and trespass after warning. C#2203170019296. R30 with Lt. M. San-Miguel arrived moments after the arrest to remove the taser prongs out of Mr. Pruitt.

---

Signature A

Date

Signature B

Date

EXHIBIT #-2  
PAGE # -2

EXHIBIT #  
PAGE # -2  
CMJ-000002226



Surveillance Department

Casino Miami Jai-Alai - 3500 NW 37th Ave. Miami, FL 33142  
(305) 633-6400 - casinomiamijai.com

CMJ-000010435 - Surv-Permanent Casino Exclusion Report - Reported 03/17/2022 23:42

Author: William Hutcheson 7874265

Report Number: CMJ-000010435

Start Time: 03/17/2022 23:55

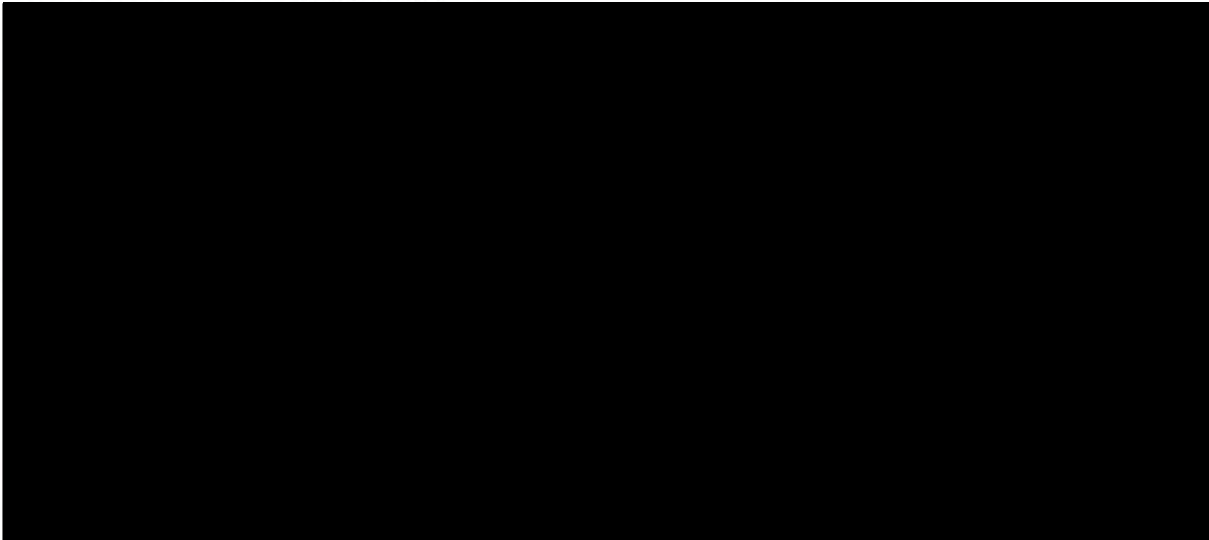
End Time: 03/18/2022 00:51

Report Group: Surveillance Reports

Report Type: Surv-Permanent Casino Exclusion Report

Note: Perm-Exclusion Patron, Keith Pruitt -was placed in handcuffs and escorted out by MPD Officer, Erves Ford refusing to leave after warning and assaulting MPD Officer, Erves Ford.

Location / Origin: Incident-Physical Assault



Narrative

On 03-17-2022 at 23:55 Hours, Security Supervisor, Dontrell Allen advised via phone that Patron, Keith Pruitt was smoking in the Poker Room and was asked to stop smoking. Mr. Pruitt did not want to stop smoking and was asked to leave. Mr. Pruitt did not want to leave and shortly after MPD Officer, Erves Ford attempted to escort Mr. Pruitt out , who then resisted. MPD Officer, Erves Ford used a Taser on Mr. Pruitt and placed him in handcuffs. MPD Officer, Erves Ford escorted Mr. Pruitt out of the poker room. Video was saved for reference.

This report was written and approved by Surveillance Director, William Hutcheson # 7874265.

Signature A

Date

Signature B

Date

EXHIBIT # -2  
PAGE # -3

# Casino MIAMI

## EXCLUSION STATEMENT

DATE: 3-18-22

TIME: 9:28 AM

Issued to:  
NAME: KEITH SHAWN PROITT

INCIDENT REPORT # \_\_\_\_\_

Address: \_\_\_\_\_

CITY, STATE, ZIP CODE: \_\_\_\_\_

DOB: \_\_\_\_\_

DL/ID # \_\_\_\_\_

I represent the owner of Casino Miami, LLC located at 3500 N.W. 37 Avenue Miami, Florida 33142. I am informing you that you are barred from these premises for the time period of (check one):

For a Period of 1 Year

For a Period of 5 Years

For a Period of 2 Years

PERMANENTLY

If you refuse to leave or leave and ever return during the period of exclusion, you will be ARRESTED FOR TRESPASSING in accordance with FLORIDA STATUTE 810.08. Before returning to the premises and/or upon expiration of self-exclusion, you must first contact the Security Department or Director of State Compliance for reinstatement through a written or verbal request in person. Reinstatement request will be sent to Tallahassee State Office for approval. Upon State approval, Casino Miami will inform you of it. If you return to the premises prior to the reinstatement approval, regardless of self-exclusion expiration date, Florida Statute 810.08 still abides and you will be ARRESTED FOR TRESPASSING. Casino Miami reserves the right to deny reinstatement.

Owner Representative: FOURTYEY  
(PRINT)

Signature: [Signature]

Patron Name: KEITH SHAWN PROITT  
(PRINT)

Signature: PATRON WAS ARRESTED

Witness: G. ACOSTA  
(PRINT)

Signature: [Signature] #44278

EXHIBIT # - 2  
PAGE # - 4





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

**PROPERTY RECEIPT**

Complaint # 2022-01-5682 Date 3/29/22 Lab # \_\_\_\_\_

Item No.	Quantity	Description
1	1	DVD CONTAINING VIDEO FOOTAGE OF INCIDENT. ON 3/17/2022
<i>LAST ITEM</i>		

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p><u><i>[Signature]</i></u> Signature</p>	<p>I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.</p> <p><u><i>[Signature]</i></u> Signature - Impounding Investigator</p>
--	--

**RETURNED PROPERTY RECEIPT**

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

\_\_\_\_\_  
Signature \_\_\_\_\_  
Date

Received by: \_\_\_\_\_ Date: \_\_\_\_\_  
 Received by: \_\_\_\_\_ Date: \_\_\_\_\_  
 Received by: \_\_\_\_\_ Date: \_\_\_\_\_

Copies for: File, Transmittal, Laboratory, Property Receipt  
 Form DBPR 11-75 (Revised 01/04)

**EXHIBIT # -3  
PAGE # -1**

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>	<a href="#">Mass Activity Update</a>	<a href="#">Mass Discipline</a>				

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type	<b>1098 - Unlicensed Complaints</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>04/04/2022</b>
Complaint #	<b>2022015682</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>PRUITT, KEITH SHAWN</b>	Responsible	<b>tsmith2 - SMITH, TYRELL</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	<b>STND - Standard</b>	Incident	<b>03/17/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	<b>SR - Southern Region</b>	Received	<b>04/04/2022</b>	<input type="checkbox"/>	Inspection		
Reference	<b>550.0251(6)</b>			<input type="checkbox"/>	Costs		
Entered	<b>04/04/2022</b>	Entered By	<b>Imuniz</b>	<input type="checkbox"/>	Time Tracking		<a href="#">Auto Assign</a>
				<input type="checkbox"/>	Attachments		<a href="#">History</a>
				<input type="checkbox"/>	Work Notes		<a href="#">Print Report</a>

Summary **273-Casino Miami, LLC ----- / ----- . The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation: On March 29, 2022, while conducting a routine review of cardroom exclusions at Casino Miami, this Investigator found an incident in which a Patron was permanently excluded from the facility on March 17, 2022. Further investigation revealed that the Patron who was identified as Keith Shawn Pruitt was permanently excluded from the facility for physical assault and non-compliance of the Rules and Regulations of the Casino. On March 17, 2022, at approximately 11:55 P.M., Security observed Pruitt smoking inside the Poker Room. Security then asked Pruitt to stop smoking and Pruitt refused. Miami Police was notified and responded to the Poker Room to escort Pruitt outside and Pruitt still refused. The Officer then attempted to escort Pruitt outside and Pruitt became aggressive and took a fighting stance. A struggle then ensued between Pruitt and the Officer, which resulted in Pruitt getting tasered and taken into custody. He was placed under arrest by the Officer and advised that he was being permanently excluded from the facility by Security. He was then transported from the facility to jail by Miami Police.**

**This Investigator obtained a copy of the Incident report from the Casino Miami Security Office, and a copy of the video footage from Surveillance**

Updated 04/04/2022 14:02:56

By Immuniz

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.)

**INCIDENT DATE:** March 17, 2022

<input type="checkbox"/> PMW	<input checked="" type="checkbox"/> Cardroom	<input type="checkbox"/> Slot
------------------------------	--	-------------------------------

<input type="checkbox"/> Violation	<input checked="" type="checkbox"/> Incident	<input type="checkbox"/> Complaint
------------------------------------	--	------------------------------------

**FACILITY NAME:** CASINO MIAMI, LLC **LIC #:** 273

**RESPONDENT**

<b>NAME:</b> Keith Shawn Pruitt		
Address: 1603 NW 7 <sup>th</sup> Ave, Miami, Florida 33136		Tel #:
<b>LIC #:</b> N/A	<b>LIC TYPE:</b> 1098	<b>OCCUPATION:</b> Patron

**COMPLAINANT**

<b>NAME:</b> Casino Miami		Tel #:
Address: 3500 NW 37 Ave Miami, Florida 33142		
<b>LIC #:</b> 155	<b>LIC TYPE:</b> 1002	<b>OCCUPATION:</b> PERMIT HOLDER

**VIOLATION(S) / TITLE(S):** 550.0251 The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation.—The division shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:

(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The division may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permit holder to exclude absolutely a patron in this state.

**DESCRIPTION:** On March 29, 2022, while conducting a routine review of cardroom exclusions at Casino Miami, this Investigator found an incident in which a Patron was permanently excluded from the facility on March 17, 2022.

Further investigation revealed that the Patron who was identified as Keith Shawn Pruitt was permanently excluded from the facility for physical assault and non-compliance of the Rules and Regulations of the Casino.

On March 17, 2022, at approximately 11:55 P.M., Security observed Pruitt smoking inside the Poker Room. Security then asked Pruitt to stop smoking and Pruitt refused. Miami Police was notified and responded to the Poker Room to escort Pruitt outside and Pruitt still refused. The Officer then attempted to escort Pruitt outside and Pruitt became aggressive and took a fighting stance. A struggle then ensued between Pruitt and the Officer, which resulted in Pruitt getting tasered and taken into custody. He was placed under arrest by the Officer and advised that he was being permanently excluded from the facility by Security. He was then transported from the facility to jail by Miami Police.

This Investigator obtained a copy of the Incident report from the Casino Miami Security Office, and a copy of the video footage from Surveillance.

**CASE DETAILS FILED BY:**

Chief Inspector  Judge/Steward  Investigator  Other: \_\_\_\_\_ (Title of State Employee)

Tyrell Smith  
(Print Name)

(Signature)

April 4, 2022  
(Date)

## Muniz, Luz

---

**From:** Minaya, Julio  
**Sent:** Monday, April 4, 2022 1:44 PM  
**To:** Muniz, Luz  
**Cc:** Smith, Tyrell  
**Subject:** OCR  
**Attachments:** OPEN CASE REQUEST FORM -CASINO MIAMI EXCLUSION 3-17-22 (KEITH PRUITT).docx; OPEN CASE REQUEST FORM -CASINO MIAMI EXCLUSION 3-26-22 (FRANCISCO COLAMAY).docx

Luz,

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*

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.: 2022-015682

v.

KEITH SHAWN PRUITT,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Keith Shawn Pruitt (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering, slot machines, and cardroom operations pursuant to Chapters 550, 551, and 849, Florida Statutes.
2. At all times material hereto, Respondent’s address was reported as 1603 Northwest 7th Avenue, Miami, Florida 33136.
3. At all times material hereto, Miami Casino, LLC was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.
4. On or about March 17, 2022, Respondent was a patron of Miami Casino, LLC.
5. On or about March 17, 2022, Respondent was ejected and permanently excluded from Miami Casino, LLC.
6. Section 550.0251(6), Florida Statutes, provides in relevant part:

In addition to the power to exclude certain persons from any pari-mutuel facility in the state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis supplied).

7. Section 551.112, Florida Statutes, provides:

In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the division may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis supplied).

8. Based on the foregoing, Respondent violated Sections 550.0251(6) and 551.112, Florida Statutes and is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida based on his ejection from Miami Casino, LLC on or about March 17, 2022.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida, along with any other remedy provided by Chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2022-015682 is signed this 29th day of April 2022.

/s/ Eric Saccomanno

Eric Saccomanno  
Assistant General Counsel  
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Department of Business and Professional Regulation  
Office of the General Counsel  
Division of Pari-Mutuel Wagering  
2601 Blair Stone Road  
Tallahassee, Florida 32399-2202  
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## 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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## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Emily Alvarado, Deputy Chief Attorney  
Re: Case Number 2022-024932; Default Final Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Claudia Sanabria-Gelabert (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida. By failing to respond to the properly served administrative complaint seeking to exclude her, Respondent waived her right to request a hearing contesting the Division’s decision. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

### *Background*

On July 1, 2022, Respondent was a patron of Casino Miami, LLC.<sup>1</sup> Respondent was seen pretending to be a jackpot winner. Casino Miami surveillance footage report states that surveillance shows that Respondent was seen pretending to be a jackpot winner in the past. Respondent was ejected and permanently excluded from Casino Miami, LLC<sup>2</sup>, on July 1, 2022.

Based on her ejection and exclusion from Casino Miami, LLC, the Division served Respondent with an administrative complaint seeking her exclusion from all pari-mutuel and slot facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days<sup>3</sup> to file a written response to the administrative complaint. The Respondent was served on August 9, 2022 which means the Respondent had until August 30, 2022 to respond. She has never responded.

---

<sup>1</sup> Casino Miami, LLC is operated by a pari-mutuel wagering permit holder that also possesses a slot machine and cardroom license.

<sup>2</sup> Pari-mutuel permit holders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

<sup>3</sup> See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

### *Analysis*

Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Section 550.0251(6), Florida Statutes, provides, in relevant part, that “[t]he division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state.” Likewise, section 551.112, Florida Statutes, provides, in relevant part “[t]he division may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state.” Casino Miami, LLC is both a pari-mutuel facility and slot machine licensee in this state. And Respondent was ejected from it. Accordingly, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state.

Because Respondent failed to file a timely response to the properly served administrative complaint seeking to exclude her from all pari-mutuel and slot machine facilities in this state, she waived his right to request a hearing. Therefore, the Florida Gaming Control Commission may enter a final order excluding Respondent from all pari-mutuel and slot machine facilities in this state

Staff Recommendation: The Florida Gaming Control Commission should enter a final order permanently excluding Claudia Sanabria-Gelabert from all pari-mutuel and slot machine facilities in this state.

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

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

**Petitioner,**

**v.**

**FGCC Case No.: 2022-024932**

**CLAUDIA SANABRIA-GELABERT,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Claudia Sanabria-Gelabert (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering, slot machines, and cardroom operations pursuant to Chapters 550, 551, and 849, Florida Statutes.
2. At all times material hereto, Respondent’s address was reported as 668 Northwest 2nd Street, Apt 3 Miami, Florida 33128.
3. At all times material hereto, Casino Miami, LLC was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.
4. On or about July 1, 2022, Respondent was a patron of Casino Miami, LLC.
5. On or about July 1, 2022, Respondent was ejected and permanently excluded from Casino Miami, LLC.
6. Section 550.0251(6), Florida Statutes, provides in relevant part:

In addition to the power to exclude certain persons from any pari-mutuel facility in the state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis supplied).

7. Section 551.112, Florida Statutes, provides:

In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the division may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis supplied).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida under Sections 550.0251(6) and 551.112, Florida Statutes based on her ejection from Casino Miami, LLC on or about July 1, 2022.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida, along with any other remedy provided by Chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-024932 is signed this 1st day of August, 2022.

/s/ Emily A. Alvarado

Emily A. Alvarado  
Deputy Chief Attorney  
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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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Complaint #	<b>2022024932</b>	Case Type	<b>CMP - Complaint</b>	Disposition	
Docket#		Respondent	<b>SANABRIA-GELABERT, CLAUDIA</b>	Responsible	<b>jminaya - MINAYA, JULIO</b>
					<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INET - Internet</b>	Priority	<input type="checkbox"/> Parties <input checked="" type="checkbox"/> Activities
Class'n	<b>OTHR - Other</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<input checked="" type="checkbox"/> Allegations <input type="checkbox"/> Discipline
Region	<b>SR - Southern Region</b>	Received	<input type="checkbox"/> Violations <input type="checkbox"/> Compliance
Reference	<b>551.109(3)</b>		
Entered	<b>05/20/2022</b>	Entered By	<input checked="" type="checkbox"/> Related <input checked="" type="checkbox"/> Disposition
Summary	<p><b>273-Casino Miami, LLC ----- / ----- . Prohibited Acts; Penalties: On February 15, 2022, a patron by the name of Andres Alberto Padron won a jackpot in the amount of \$37,973.25. Padron, who did not have a valid identification, and was a self-excluded patron, could not claim the jackpot. He recruited the help of Casino Miami Environmental Services Supervisor Raul Gutierrez who then acted as an intermediate person and introduced Padron to Claudia Sanabria-Gelabert. It is at this time that Sanabria-Gelabert gives her own ID to Padron in an attempt to cash the jackpot. However, Padron was rejected because the ID belongs to a female. Sanabria-Gelabert then introduces Padron to another individual by the name of Eddy Alvarez who did provide his identification to Padron to use. However, the payout was voided after Security Supervisor noticed that the ID did not belong to Padron.</b></p>		
Updated	<b>07/25/2022 15:58:43</b>	By	<input type="checkbox"/> Inspection <input type="checkbox"/> Costs <input type="checkbox"/> Time Tracking <input type="checkbox"/> Attachments <input type="checkbox"/> Work Notes <input type="checkbox"/> Auto Assign <input type="checkbox"/> History <input type="checkbox"/> Print Report

<b>66</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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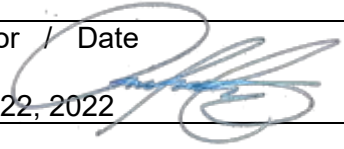

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Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>SOUTHERN</b>	Date of Complaint: <b>May 20, 2022</b>	Case Number: <b>2022 02 4932</b>
Respondent:  <b>SANABRIA-GELABERT, CLAUDIA 668 NW 2 ST APT 3 MIAMI, FL 33128</b>		Complainant:  <b>DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BLVD STE. 165 FT. LAUDERDALE, FL 33309</b>	
License # and Type: <b>N/A - 1098</b>	Profession: <b>Patron</b>		Report Date: <b>May 23, 2022</b>
Period of Investigation: <b>May 20, 2022 through May 23, 2022</b>		Type of Report: <b>Final</b>	
<p><b>Alleged Violation: F.S.S 551.109 Prohibited acts; penalties.—</b>  <b>(3)</b> Any person who knowingly excludes, or takes any action in an attempt to exclude, anything of value from the deposit, counting, collection, or computation of revenues from slot machine activity, or any person who by trick, sleight-of-hand performance, a fraud or fraudulent scheme, or device wins or attempts to win, for himself or herself or for another, money or property or a combination thereof or reduces or attempts to reduce a losing wager in connection with slot machine gaming commits a felony of the third degree, punishable as provided in s. <u>775.082</u>, s. <u>775.083</u>, or s. <u>775.084</u>.  <b>61D-14.090 Prohibited Acts.</b>  <b>(2)</b> No person shall conspire with, solicit, aid, abet, counsel, hire, or procure any other person or persons to engage in a violation of Chapter 551, F.S., or Chapter 61D-14, F.A.C., nor shall he or she commit any such act on his or her own.</p>			
<p><b>Synopsis:</b> On February 15, 2022, Andres Alberto Padron won a jackpot in the amount of \$37,973.25. Padron did not have a valid identification and was a self-excluded patron who could not claim the jackpot. Padron recruited the help of Casino Miami Environmental Services Supervisor Raul Ariel Gutierrez who then acted as an intermediate person and introduced Padron to Claudia <b>SANABRIA-GELABERT</b>. <b>SANABRIA-GELABERT</b> then gave her own ID to Padron in an attempt to cash the jackpot. Padron was rejected because the ID belonged to a female. <b>SANABRIA-GELABERT</b> then introduced Padron to Eddy Alvarez who did provide his ID to Padron to use, however, the payout was voided after Security Supervisor Katherine Cruz Perez noticed that the ID did not belong to Padron.</p>			
Related Case: 2022 01 4212, 2022 01 4202, 2022 01 4230 & 2022 01 4209			
Investigator / Date  Raul Suau / May 23, 2022 		Investigator Supervisor / Date  Julio Minaya / July 22, 2022 	
Chief of Investigations / Date   Steven E. Kogan / July 25, 2022			

## CONTINUATION

This case is predicated on information discovered during PMW Case 2022-01-4202, involving the attempted payment of a jackpot in the amount of \$37,973.25 won on February 15, 2022, by a patron identified as Andres Alberto Padron who on January 24, 2016, self-excluded himself. During that investigation it was learned that attempts were made by casino employees to assist Padron in collecting the jackpot knowing that he did not have a valid ID and was using someone else's ID to cash the jackpot. The above is documented under Casino Miami Surveillance Report CMJ-000010360. **(EXHIBIT # 1)**

On February 15, 2022, Padron enlisted the help of Casino Miami Environmental Services Supervisor Raul Ariel Gutierrez who acted as an intermediate between Padron and **SANABRIA-GELABERT**. Based on an interview of Gutierrez on April 6, 2022, Gutierrez stated to Investigators that he was approached by Padron and asked by Padron to help him collect a jackpot because he did not have a valid ID. Gutierrez also stated that he did not personally know **SANABRIA-GELABERT** by name but had seen and spoken to her in the facility. He stated that both he and Padron walked the slot floor until they encountered **SANABRIA-GELABERT**. Once he explained the situation to her, Padron not having a valid ID to claim his jackpot, **SANABRIA-GELABERT** agreed to help Padron. Although not captured on video surveillance, Gutierrez also stated that **SANABRIA-GELABERT** then gave her ID to Padron who then walked over to the cashier's cage and attempted to collect his jackpot. However, he was turned away because the ID belonged to a female. At 3:00:25 A.M., Gutierrez is observed returning the ID to **SANABRIA-GELABERT**. He said that the ID was returned to her because Slot Attendant Kevin Fernandez could not use a female's ID when the winner was a male. **(Exhibit # 3, Page # 1 & Exhibit # 5, 6, 7, 8, 9)**

Gutierrez further stated that after Padron was turned away by the cage, he, **SANABRIA-GELABERT** and Padron continued to walk the gaming floor while **SANABRIA-GELABERT** appeared to be talking to someone on her phone. A short time later they encountered a male patron by the name of Eddy Alvarez who proceeded to remove a credit card size item from his wallet and hand it to Padron. **(Exhibit # 10, 11)**

At approximately 3:07:54 A.M., Padron is at the "Rio" bar which is located at the rear of the casino. Slot Attendant Kevin Fernandez is seen on video walking up to Padron after Padron calls out to him. Padron is then observed handing Fernandez a credit card size item similar to the item received from Alvarez. After this, Fernandez is seen walking back to the jackpot window where he begins to enter the information from what now appears to be an ID that he received from Padron. Despite having already known that Padron was the actual winner of the jackpot, Fernandez proceeds to enter the information into the Casino Marketplace (CMP) system and generates an IRS W2G Form under the name of Eddy Alvarez so that the jackpot could be paid. **(Exhibit # 12, 13, 14 & 15)**

In order for the jackpot to be paid, the paperwork needs to be verified by the Slots Supervisor and the Security Supervisor for accuracy. The payment was voided after Security Supervisor Katherine Cruz Perez noticed that the ID did not match Padron's pedigree.

On May 20, 2022, this Investigator visited Casino Miami and was informed by Gomez that on May 16, 2022, the unidentified female had visited the facility. I went to surveillance and obtained a photo of her and presented the photograph to the Players Club Representatives Catrina Bruce, Claudia Tosco and Monica Gomez Arias who immediately identified her as Claudia **SANABRIA-GELABERT**. I was then provided a copy of her Players Club ID. **(Exhibit # 4)**

## CONTINUATION

On July 1, 2022, this investigator became aware that **SANABRIA-GELABERT** was caught by facility staff pretending to be a jackpot winner at slot machine CE04. Subsequently she was interviewed by this investigator regarding this case and when asked if she knew Padron, **SANABRIA-GELABERT** said no and also denied knowing Gutierrez. She admitted to knowing Eddy Alvarez and contacting him so that Alvarez could provide his ID to Padron so that he could collect his jackpot.

**SANABRIA-GELABERT** was permanently excluded by the facility. **(Exhibit # 16)**

In summary, **SANABRIA-GELABERT** violated F.S.S. 551.109(3) by knowingly participating in a fraudulent scheme by attempting to assist another person to collect a jackpot that they were not entitled to collect.

Case closed by Investigations and forwarded to Legal for further review and possible statewide exclusion from all Pari-Mutuel Wagering facilities.

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Patron (Unknown Male) wearing a dark sweater and shorts, and another SUBJECT #08 Patron, (Unknown Male) wearing a dark sweater and blue jeans.

02. PHOTO #02 and #03, At 02:47:22 Hours on camera # 142, Slot Attendant, Kevin Fernandez advised via radio that Patron (Unknown Male) who is sitting down at Slot Machine GI-01-2871 is claiming the jackpot. NOTE: surveillance advised via radio "No, and it's the patron wearing the " Puma Sweater ".

03. PHOTO #04 and #05, From 02:49 to 02:51 Hours on camera # 142, Slot Supervisor, Stehson Covington and Slot Attendant, Kevin Fernandez looking at a Photo identification.

04. PHOTO #06, At 02:51 Hours on camera # 362, a photo identification on desk top.

05. PHOTO #07, At 02:52 Hours on camera # 147, Slot Attendant, Kevin Fernandez and Slot Supervisor, Stehson Covington talking to Patron, Andres Alberto Padron. Mr. Fernandez giving a "small item" back to Mr. Padron.

06. PHOTO #08, At 02:54 Hours on camera # 109, Patron, Andres Alberto Padron talking and walking with EVS Janitorial Staff, Raul Martinez.

NOTE: From 02:54:40 to 03:01:10 hours on camera #107, Surveillance observed EVS employee, Raul Gutierrez and Andres Padron speaking to and SUBJECT #05 Patron ( Unknown Female) wearing a red tee shirt at EM-slot machine bank.

07. PHOTO #09 and #10, At 03:00:07 Hours on camera # 109, EVS Janitorial Staff, Raul Gutierrez taking out a " a small item" from his shirt pocket.

08. PHOTO #11, At 03:00:14 Hours on camera # 103, Patron, Andres Alberto Padron talking to Patron (Unknown Female) at slot machine zone E.

09. PHOTO #12 and #13, At 03:00:25 Hours on camera # 103 and #102, Patron, Andres Alberto Padron talking to SUBJECT #05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt at slot machine zone E. EVS Janitorial Staff, Raul Gutierrez gives to the Patron (Unknown Female) what appears to be a "small item".

10. PHOTO #14, At 03:00:34 Hours on camera # 102, EVS Janitorial Staff, Raul Gutierrez pointing towards the entertainment bar area while talking to Patron, Andres Alberto Padron and SUBJECT #05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt at slot machine zone E.



11. PHOTO #15, At 03:01:06 Hours on camera # 135, Patron, Andres Alberto Padron and SUBJECT #05 Patron, (Unknown Female) wearing a red shirt walking in slot machine zone J.

12. PHOTO #16, At 03:01:55 Hours on camera # 109, EVS Janitorial Staff, Raul Gutierrez hand motion to SUBJECT #05 Patron, (Unknown Female) wearing a red shirt as SUBJECT #06 wearing a black jacket and blue jeans walks towards her.

13. PHOTO #17, At 03:02:06 Hours on camera # 135, 165, 175, SUBJECT #06 wearing a black jacket and blue jeans gives what appears to be a "small item" from his wallet to Patron, Andres Alberto Padron. Also present is SUBJECT #05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt and SUBJECT #08 Patron, (Unknown Male) wearing a dark sweater and blue jeans.

14. PHOTO #18 and #19, At 03:07:54 Hours on camera # 126, Patron, Andres Alberto Padron and giving what appears to be a "small item" to Slot Attendant, Kevin Fernandez at roulette slot machine zone F area.

15. PHOTO #20, At 03:08:43 Hours on camera # 362, Slot Attendant, Kevin Fernandez looking at a photo identification.

16. PHOTO #21, At 03:08:56 Hours on camera # 158, SUBJECT #06 wearing a black jacket and blue jeans talking to Patron, Andres Alberto Padron and SUBJECT #05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt at slot machine zone K.

17. PHOTO #22, At 03:08:59 Hours on camera # 362, observe a photo identification on desk top. Slot Attendant, Kevin Fernandez talking to Slot Supervisor, Stehson Covington.

18. PHOTO #23, At 03:09:04 Hours on camera # 158, Patron, Andres Alberto Padron takes off his baseball cap and places on the head of SUBJECT #06 wearing a black jacket and blue jeans. Also, present SUBJECT #05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt.

19. PHOTO #24, At 03:11:46 Hours on camera # 362, Slot Attendant, Kevin Fernandez using the computer. Also present in the area is Slot Supervisor, Stehson Covington.

20. PHOTO #25, At 03:14:21 Hours on camera # 301, Slot Attendant, Kevin Fernandez advising surveillance via phone that name of the jackpot winner is Patron, Eaddy Alvarez At Slot Machine GI-01-2871 For amount of \$37,973.25.

21. PHOTO #26, At 03:17:32 Hours on camera # 362, observe a photo identification on top of the desk and paper work.

22. PHOTO #27, At 03:17:38 Hours on camera #362, Slot Attendant, Kevin Fernandez has a photo identification in his hand.

23. PHOTO #28, At 03:17:40 Hours on camera # 362, Slot Attendant, Kevin Fernandez working at the desk. NOTE: The photo identification is out of camera view.

24. PHOTO #29, At 03:17:41 Hours on camera # 158, observed Patron, Andres Alberto Padron wearing no baseball cap , SUBJECT #06 wearing a black jacket and blue jeans and baseball cap , SUBJECT #05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt, SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts and SUBJECT #08 Patron, (Unknown Male) wearing a dark sweater and blue jeans all together in a group in slot machine zone K.

25. PHOTO #30, At 03:18:34 Hours on camera # 362, Slot Attendant, Kevin Fernandez moves away from the desk and the photo identification could not be seen.

26. PHOTO #31, At 03:43:31 Hours on camera # 170, Slot Attendant, Kevin Fernandez talking to Patron, Andres Alberto Padron at slot machine zone K area. Also present is SUBJECT # 05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt, SUBJECT # 07 Patron (Unknown Male) wearing a dark sweater and shorts and SUBJECT # 08 Patron, (Unknown Male) wearing a dark sweater and blue jeans all together in a group in slot machine zone K.

27. PHOTO #32, At 03:45:25 Hours on camera # 363, Lead Security Officer, Katherine Perez at the jackpot window checking the jackpot winner's identification and then talking to Slot Supervisor, Stehson Covington. Also present is Patron, Andres Alberto Padron.

28. PHOTO #33, At 03:45:43 Hours on camera # 363, Lead Security Officer, Katherine Perez looking at Patron, Andres Alberto Padron and Slot Supervisor, Stehson Covington holding up a photo identification and Patron, Andres Alberto Padron is smiling. Also present is Slot Attendant, Kevin Fernandez.

29. PHOTO #34, At 03:46:34 Hours on camera # 362, Slot Attendant, Kevin Fernandez returns a photo identification to Patron, Andres Alberto Padron. Also present in the area is Slot Supervisor, Stehson Covington and Lead Security Officer, Katherine Perez who is walking away.

30. PHOTO #35, At 03:48:14 Hours on camera # 362, Patron, Andres Alberto Padron gives a photo identification to Slot Attendant, Kevin Fernandez. Slot Supervisor, Stehson Covington is looking at them.
31. PHOTO #36, At 03:54:27 Hours on camera # 301, Slot Supervisor, Stehson Covington talking to Lead Security Officer, Katherine Perez at the Slot Attendant Office.
32. PHOTO #37, At 03:57:43 Hours on camera # 362, Patron, Andres Alberto Padron looking at paper work. Also present in the area is Slot Attendant, Kevin Fernandez and Slot Supervisor, Stehson Covington.
33. PHOTO #38, At 03:59:55 Hours on camera # 154, SUBJECT # 08 Patron, (Unknown Male) wearing a dark sweater and blue jeans talking to Patron, Andres Alberto Padron. Also present is Lead Security Officer, Katherine Perez and MPD Officer, Marquis Williams.
34. PHOTO #39, At 03:59:56 Hours on camera # 301, Slot Supervisor, Stehson Covington advised surveillance via phone of a " Unclaimed Jackpot for Self-Exclusion Return Patron, Andres Alberto Padron. Also present is Slot Attendant, Kevin Fernandez. Mr. Covington was stuttering as he was giving us the information.
35. PHOTO #40, At 04:00:48 Hours on camera # 154, Patron, Andres Alberto Padron talking to SUBJECT # 08 Patron, (Unknown Male) wearing a dark sweater
36. PHOTO #41, At 04:01:19 Hours on camera # 154, SUBJECT #06 wearing a black jacket and blue jeans and baseball cap talking to SUBJECT #05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt in slot machine zone C.
37. PHOTO #42, At 04:18:57 Hours on camera # 345, Patron, Andres Alberto Padron being escorted out of the building through the employee exit by MPD Officer.
38. PHOTO #43, At 04:24:37 Hours on camera #211, SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts, and SUBJECT #08 Patron, (Unknown Male) wearing a dark sweater and blue jeans exiting together through C-1.
39. PHOTO #44, At 04:25:33 Hours on camera # 821, Patron, Andres Alberto Padron entering the casino through C-2 with MPD Officer.

40. PHOTO #45, At 04:26:26 Hours on camera # 211, Patron, Andres Alberto Padron and SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts exiting the casino through C-1. NOTE: MPD Officer is at C-1.

41. PHOTO #46, At 04:26:26 Hours on camera # 988, Patron, Andres Alberto Padron and SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts, and SUBJECT #08 Patron, (Unknown Male) wearing a dark sweater and blue jeans at a 4 Door pick-up Truck in the Patron Parking Lot.

42. PHOTO #47, #48, From 04:30:52 to 04:30:56 Hours on camera # 988, Patron, Andres Alberto Padron gives a small item to SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts.

43. PHOTO #49, At 04:31:07 Hours on camera # 016, SUBJECT #06 wearing a black jacket and blue jeans and baseball cap and SUBJECT #05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt at entertainment bar.

44. PHOTO #50, At 04:38:39 Hours on camera # 988, SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts walking towards the casino and the 4 Door Pick Up Truck leaving the area.

45. PHOTO #51, At 04:34:57 Hours on camera # 35, SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts enters the casino through C-1.

46. PHOTO #52, At 04:34:02 Hours on camera # 162, SUBJECT #06 wearing a black jacket and blue jeans and baseball cap and SUBJECT # 05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt at slot machine zone D.

47. PHOTO #53, At 04:37:01 Hours on camera # 162, SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts walking with a small item in his hand towards SUBJECT #06 wearing a black jacket and blue jeans and baseball cap and SUBJECT # 05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt at slot machine zone D.

48. PHOTO #54, At 04:37:08 Hours on camera # 162, SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts giving a "small item" to SUBJECT #06 wearing a black jacket and blue jeans and baseball cap. Also present is SUBJECT # 05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt at slot machine zone D.

49. PHOTO #55, At 04:38:43 Hours on camera # 162, SUBJECT #07 Patron (Unknown Male) wearing a dark sweater and shorts retrieving a "black baseball cap that belongs to Patron, Andres Alberto Padron" from SUBJECT #06 wearing a black jacket and blue jeans. Also present is SUBJECT # 05 Patron (Unknown Female) short hair and Tattoos, wearing red shirt at slot machine zone D.

50. PHOTO #56, At 04:39:54 Hours on camera # 211, SUBJECT # 07 Patron (Unknown Male) wearing a dark sweater and shorts exiting C-1 with "Patron, Andres Alberto Padron black baseball cap".

51. PHOTO #57 and #58, From 04:41:13 to 04:41:20 Hours on camera # 988, SUBJECT # 07 Patron (Unknown Male) wearing a dark sweater and shorts leaving the Patron Parking Lot in a dark colored van.

This report was written and approved by Surveillance Director, William Hutcheson # 7874265.

---

Signature A

Date

---

Signature B

Date

CMJ-000010312 - Surv-Self-Exclusion Return Report - Reported 02/15/2022 04:37

Author: Kazim Khan 12788255

Report Number: CMJ-000010312

Start Time: 02/15/2022 04:37

End Time: 02/21/2022 22:25

Report Group: Surveillance Reports

Report Type: Surv-Self-Exclusion Return Report

Note: Perm-Self-Exclusion Return Patron, Andres Padron -was excluded 01-24-2016 and identified after winning a jackpot for \$37,973.25 at slot machine GI-01-2871, and escorted out by MPD Officer, Carole Blanc.

Location / Origin: Slot Machine Bank GI

Camera: 344, 345



#### Narrative

On 02/15/2022 at 04:18:00 hours, Security Supervisor, Christopher Forestier notified Surveillance via radio and advised that he would be entering SOC dispatch with a male patron who was previously self excluded from the casino and won a jackpot at GI-01-2871 for the amount of \$37,973.25.

At 05:00:44 hours, Security Supervisor, Christopher Forestier notified Surveillance via telephone and identified the male patron as Andres Padron who had permanently self excluded from the casino on 01/24/2016. refer to report #4512. At 04:19:09 hours, MPD Officer, Carol Blanc was observed escorting Mr. Padron out of the casino and off property via the casino employee entrance / exit doors.

#### A Video Review Revealed The Following Information

1. On 02/14/2022 at 22:56:28 hours on camera #035, Surveillance observed Mr. Padron, wearing a black puma hoodie and black hat entering the casino via C1 casino post.
2. From 22:57:00 to 23:02:00 hours on camera #034, Surveillance observed Mr. Padron was observed playing at slot machine AI-02-2841.
3. From 23:07:40 to 23:12:50 hours on camera #16, Sureillance observed Mr. Padron playing at slot machine IG-04-3163, IG-05-3161 and IG-06-3165.
4. From 23:23:30 to 23:32:45 hours on camera #131, Surveillance observed Mr. Padron playing at slot machine II-03-2880 and II-04-2883.
5. From 23:38:48 to 23:42:47 hours on camera #116, Surveillane observed Mr. Padron playing at slot machine FM-05-3122.
6. From 23:42:55 to 23:44:30 hours on camera #121, Surveillance observed r. Padrom playing at slot machine

IJ-12-3336.

7. From 23:44:30 to 00:10:38 hours on camera #126, Surveillance observed Mr. Padron playing at slot machine FC-01-1539, FC-02-2591, FC-03-1541, FC-09-1546, FC-06-1543, FC-07-1544 and FC-04-1545.

8. From 00:10:42 to 00:16:00 hours on camera #015, Surveillance observed Mr. Padron playing at slot machine EP-02-2109.

9. From 00:16:00 to 00:46:00 hours on camera #104, Surveillance observed EL-01-3201, EE-06-2438, EE-10-2440, EE-07-1025, EM-01-3267, EM-02-3268 and EM-06-3272.

10. From 00:50:54 to 01:18:30 hours on camera #136, Surveillance observed Mr. Padron playing at slot machine IJ-03-3044, IJ-02-3043, IJ-01-3042 and IJ-O4-3045.

11. From 01:50:10 to 01:56:30 hours on camera #126, Surveillance observed Mr. Padron playing at slot machine FC-06-1543, FC-05-3303 and FF-03-3189.

12. From 02:06:10 to 02:15:10 hours on camera #124, Surveillance observed Mr. Padron playing at slot machine II-05-2881, II-02-2882 and II-01-2879.

13. From 02:20:38 to 02:50:17 hours on camera #119, Surveillance observed Mr. Padron playing at slot machine GI-01-2871.

NOTE: At 02:35:11 hours on camera #119, Surveillance observed Mr. Andres winning a jackpot at slot machine GI-01-2871 For amount of \$37,973.25 (Unclaimed).

14. From 03:01:50 to 03:02:16 hours on camera #165, Surveillance observed Mr. Padron speaking to and unknown male patron wearing a black jacket and receiving an Identification Card (drivers license) from him. Shortly thereafter Mr. Padron was observed walking back towards the main cage.

15. From 03:45:10 to 04:14:30 hours on camera #363, Surveillance observed Mr. Padron at the casino jackpot window. Mr. Padron attempted to use an ID that was not his. Security Lead, Katherine Cruz verified that the person on ID was not Mr. Padron. Shortly thereafter, Mr. Padron gave his real ID card.

NOTE: A check of the self exclusion list, revealed that Mr. Padron had permanently self excluded from the casino on 01/24/2016.

16. At 04:18:00 hours on camera #344, Surveillance observed Security Supervisor, Christopher Forestier escorting Mr. Padron towards SOC.

17. At 04:18:35 hours on camera #345, Surveillance observed Mr. Padron at SOC. At 04:19:09 hours MPD Officer, Carole Blanc was observed escorting Mr. Padron out of the casino and off property via the casino employee entrance / exit doors.

This report was written by Surveillance Supervisor, Adrian Gordon #11117304

This report was approved by Surveillance Director, William Hutcheson # 7874265.

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Signature A

Date

Signature B

Date





CMJ-000010311 - Surv-Unclaimed Slot Machine Jackpot Report - Reported 02/15/2022 02:58

Author: Kazim Khan 12788255

Report Number: CMJ-000010311

Start Time: 02/15/2022 02:47

End Time: 02/15/2022 04:20

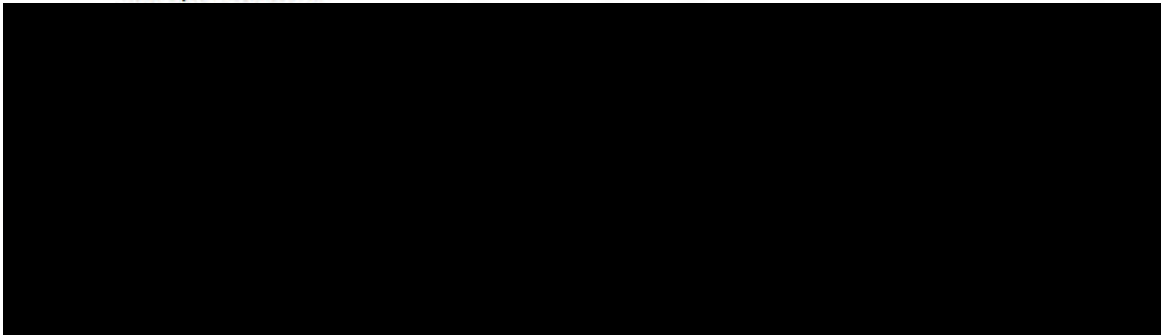
Report Group: Surveillance Reports

Report Type: Surv-Unclaimed Slot Machine Jackpot Report

Note: Patron, Andres Alberto Padron won a unclaimed Jackpot At Slot Machine GI-01-2871 For amount of \$37,973.25

Location / Origin: Unclaimed Slot Machine Jackpot-Claimed

Camera: 142,119



Narrative

On 02/15/2022 at 02:47 hours, Slot Attendant, Kevin Fernandez notified Surveillance via radio of a Jackpot at slot machine GI-01-2871 for the amount of \$37,973.25 At 04:00 hours, Slot Supervisor Stehson Covington notified surveillance, via phone call, that he jackpot would be unclaimed. Mr. Covington identified the winner as

Andres Alberto Padron

and stated that Mr .Padron did not have proper identification. At 05:00:44 hours, Security Supervisor, Christopher Forestier notified Surveillance via telephone and identified the male patron as Andres Padron who had permanently self excluded from the casino on 01/24/2016. Video of the jackpot was saved for future reference.

A video revealed the following information.

At 23:47:41 hours, on camera #119, Mr. Andres Alberto Padron was observed playing slot machine GI-01-2871 when the jackpot was won. At 23:47:41 hours, on camera #119 , Slot Attendant Kevin Fernandez and Slot Supervisor, Stehson Covington observed at slot machine KI-05-1984 attending to Mr. Andres Alberto Padron

This report was written by Surveillance Operator, Kazim Khan # 12788255.

UPDATE: At 10:01:48 hours, on camera #119 and #142, Slot Supervisor Jonathan Matthew and Slot Tech Supervisor Avel Vazquez followed by Security Supervisor Christopher Forestier were observed checking the seal of slot machine GI-01-2871. Mr. Matthew advised surveillance, via radio, that seals were intact and there was no signs of tampering. Videos of the seal inspecting were saved for future reference.

This report was updated by Surveillance Assistant Manager Carlos Rodriguez Lic. #9792016.

2nd Updated:

On 02-19-2022 at 03:05 hours, Slot Supervisor Stehson Covington notified Surveillance via phone that Patron, Andres Padron is on property to claimed jackpot. Mr. Padron reinstatement was confirmed on 03-16-2022 via e-mail from Vice President of Human Resources & State Compliance Beatriz Perez.

At 03:35 hours, Cage Supervisor, Fernando Nunez was observed preparing the money and check for the jackpot at the jackpot window. At 03:37 hours, on camera #363, Slot Supervisor Stehson Covington was observed paying out Mr. Padron at the jackpot window area. Mr. Padron was paid a total of \$37,973.25 in cash. Also present during the payout was Security Supervisor Dontrell Allen, Slot Attendant Kevin Fernandez.

This report was 2nd updated by Surveillance Shift Manager Jeffry Bissainthe #10317256

UPDATE: On 02-16-2022 at 16:01 Hours, received an email from VP and Director of Human Resource and State Compliance, Beatriz Perez advising that the reinstatement of Mary Pijuan, Ernesto Velazquez, Nestor Armando Pineda, Yuvisladis Navarro Jimenez, Alberto Abreu, Daniel Alonso, David Amar, Andres Alberto Padron has been approved by the State of Florida.

This report was updated and approved by Surveillance Director, William Hutcheson # 7874265.

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Signature A

Date

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Signature B

Date

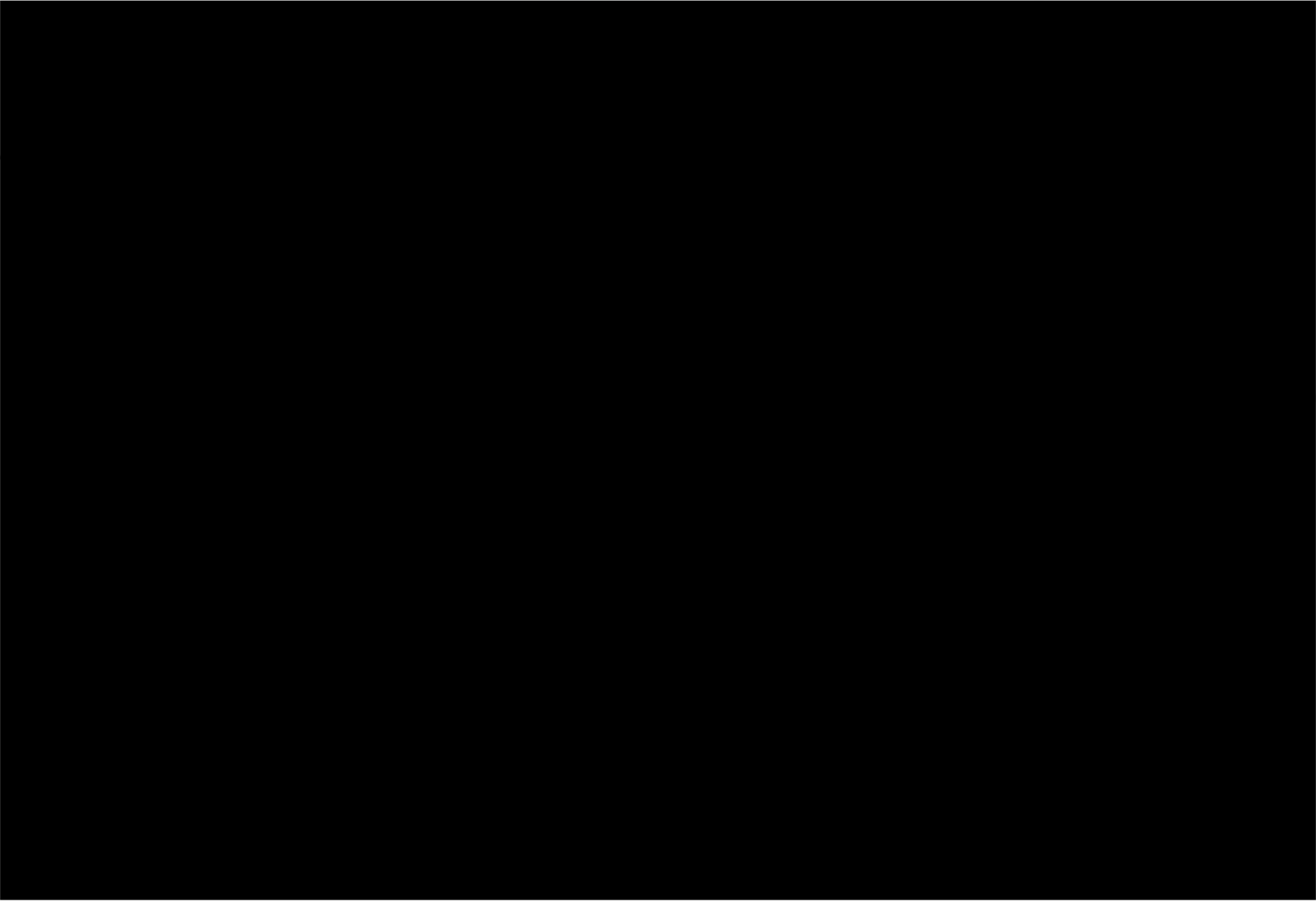
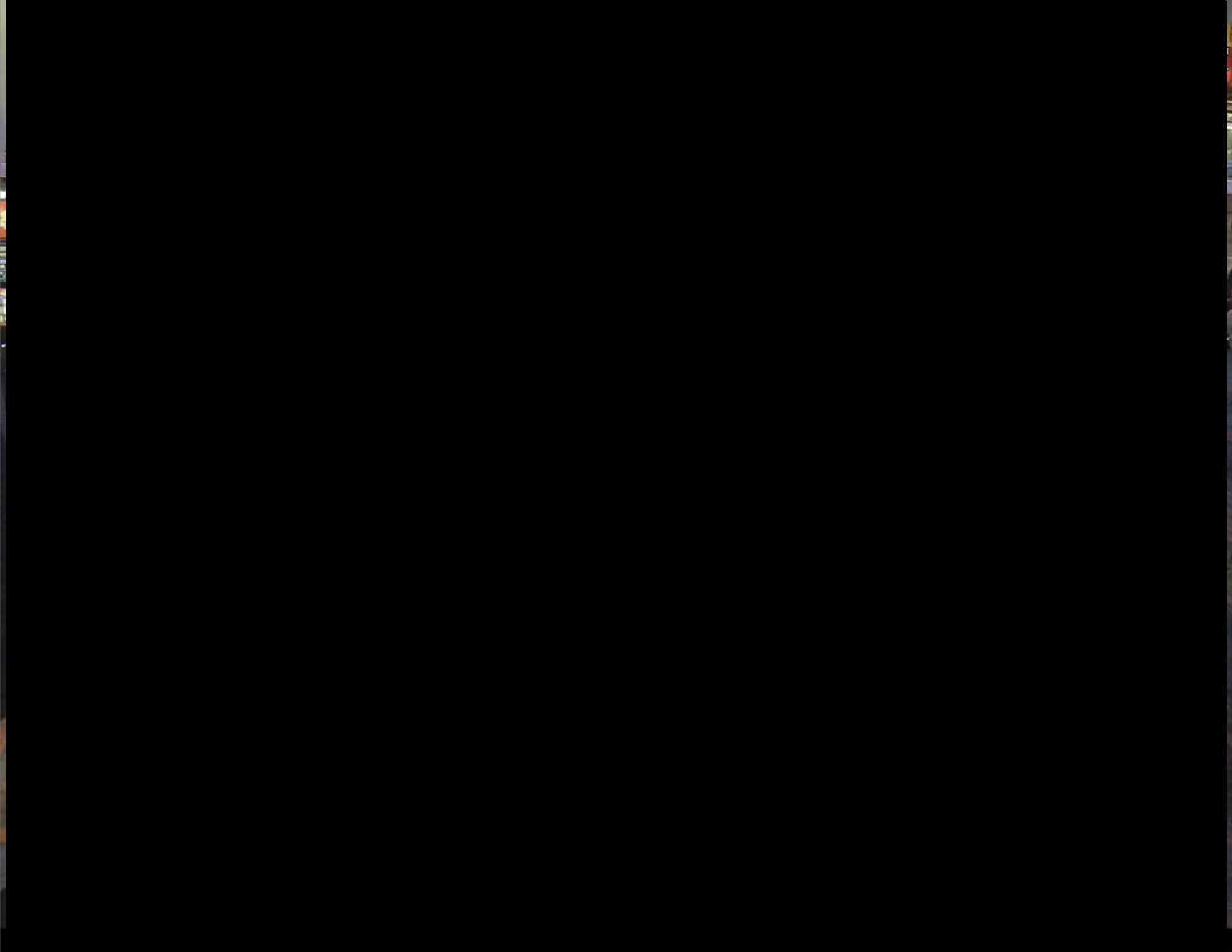
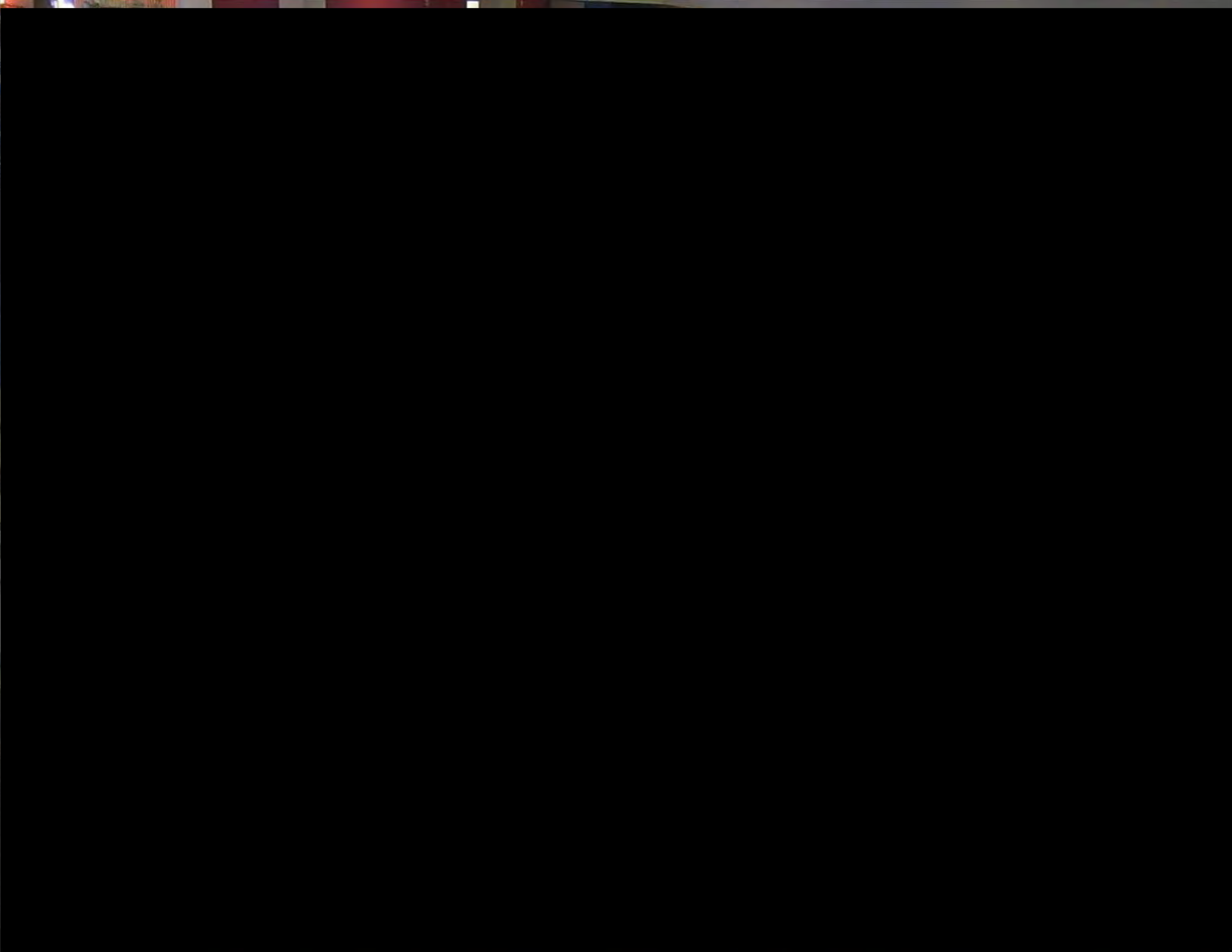
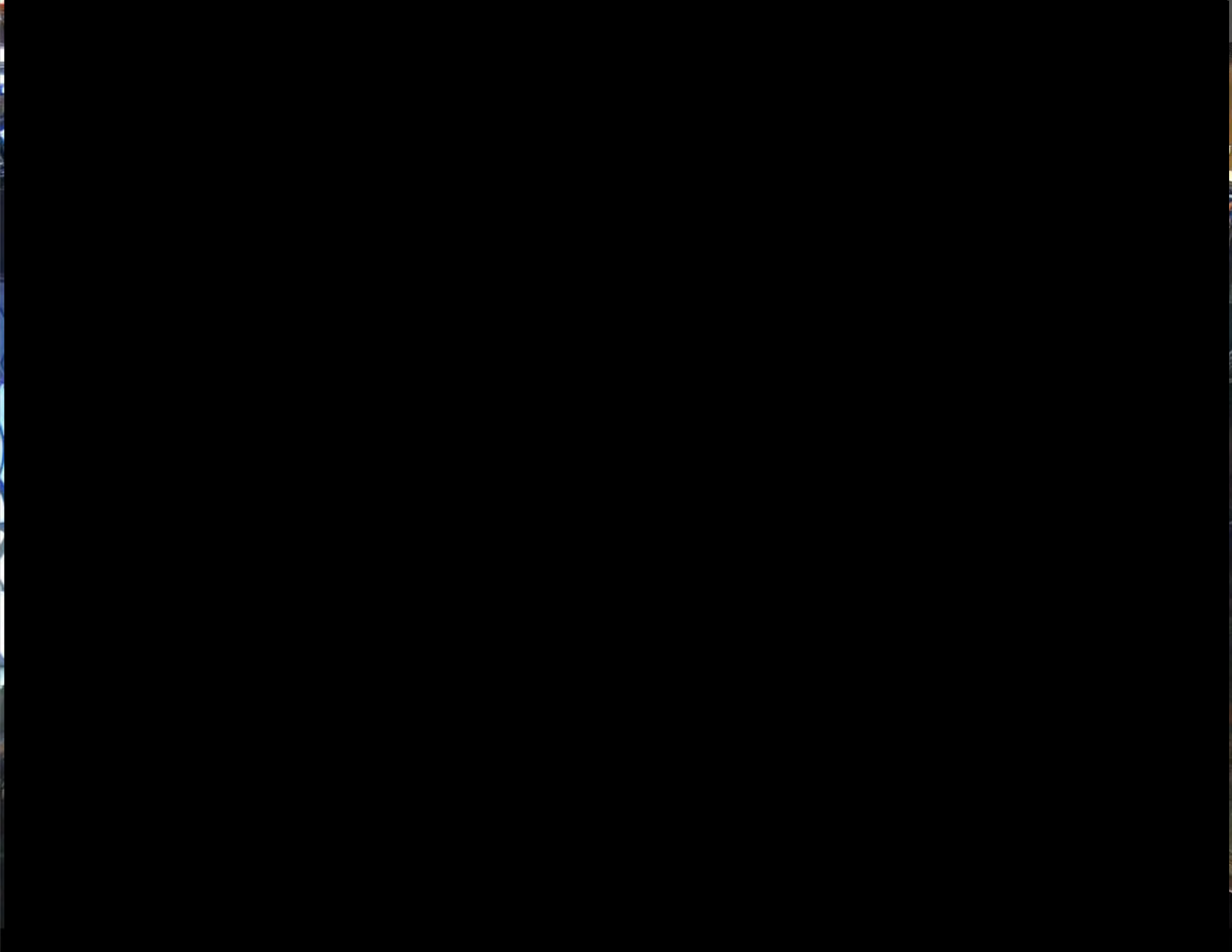
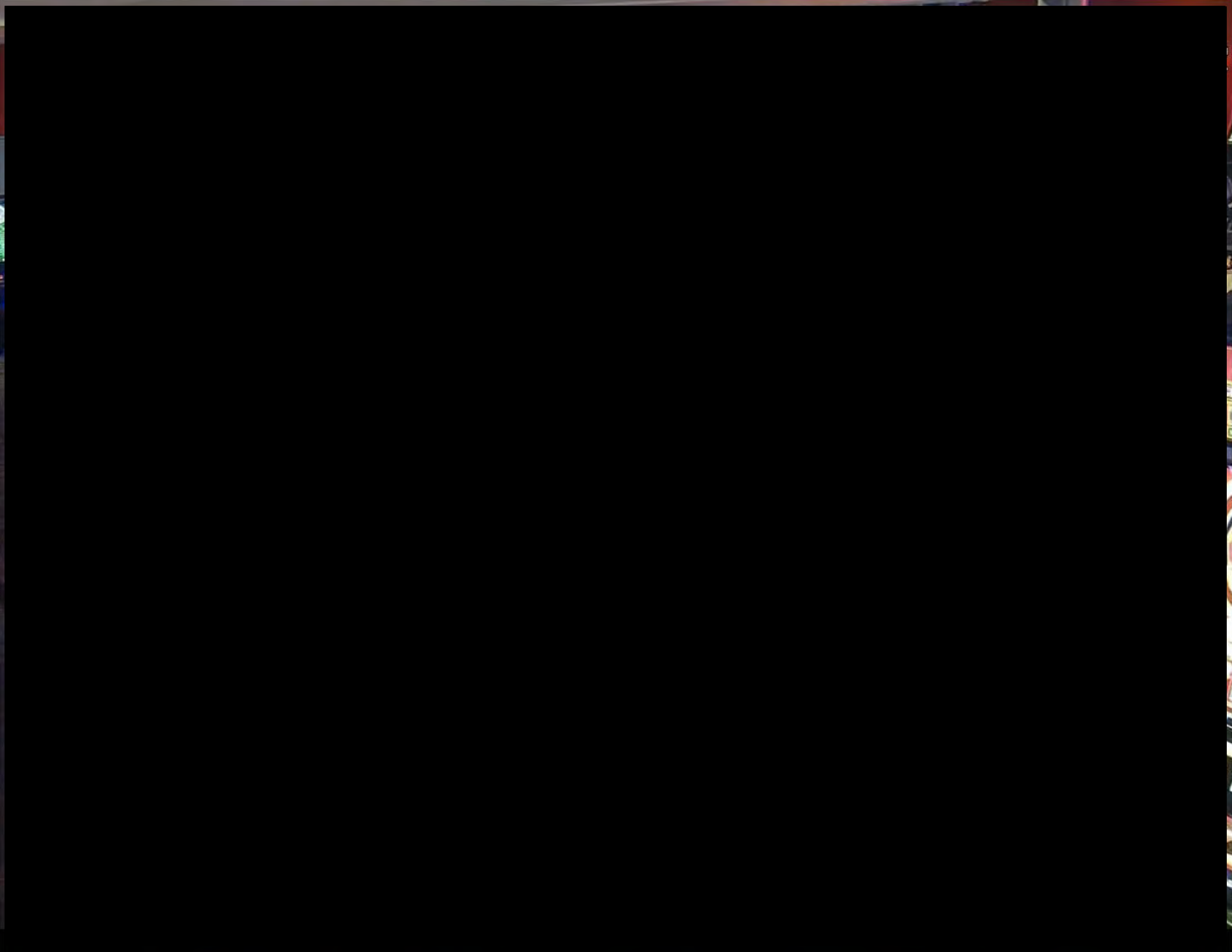


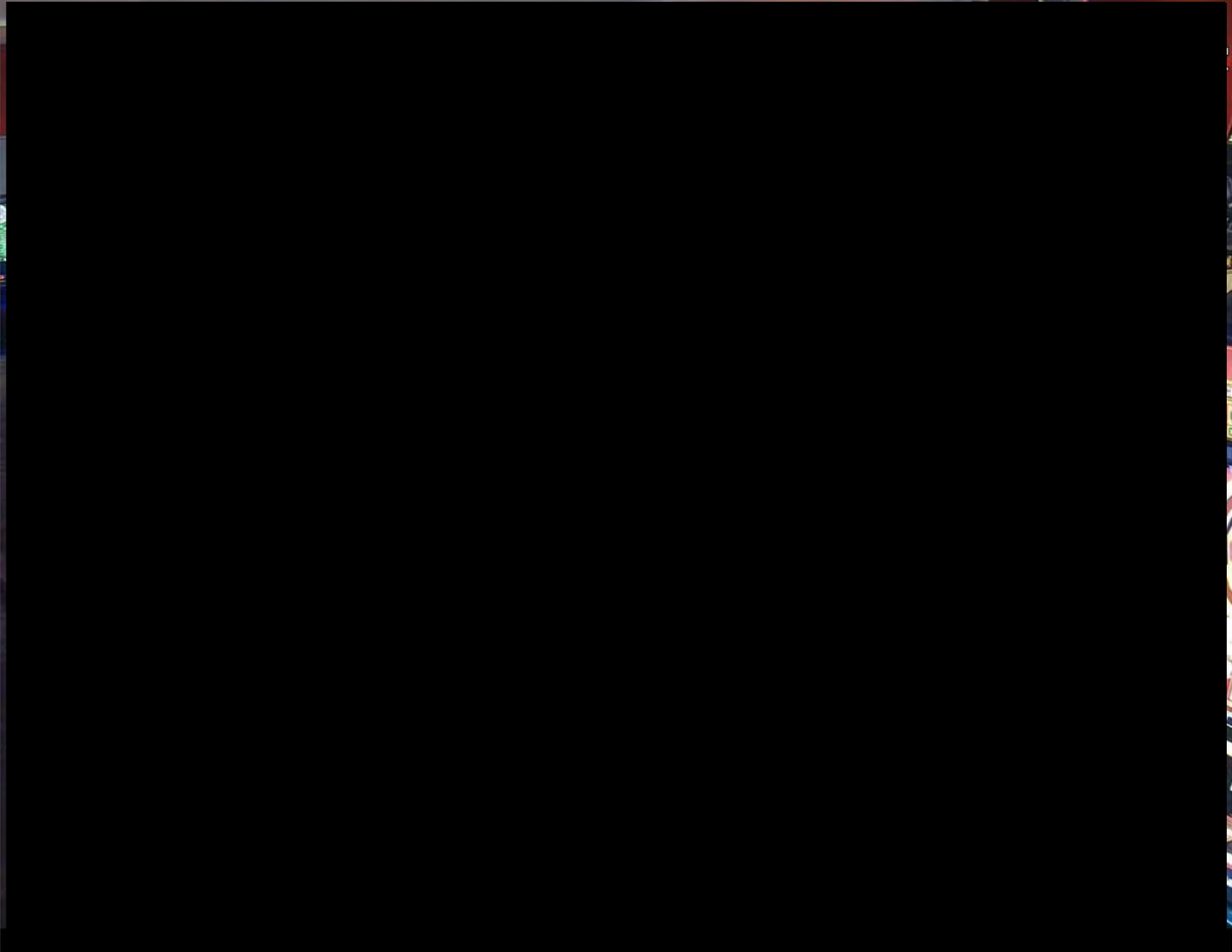
EXHIBIT # 4  
PAGE # 1



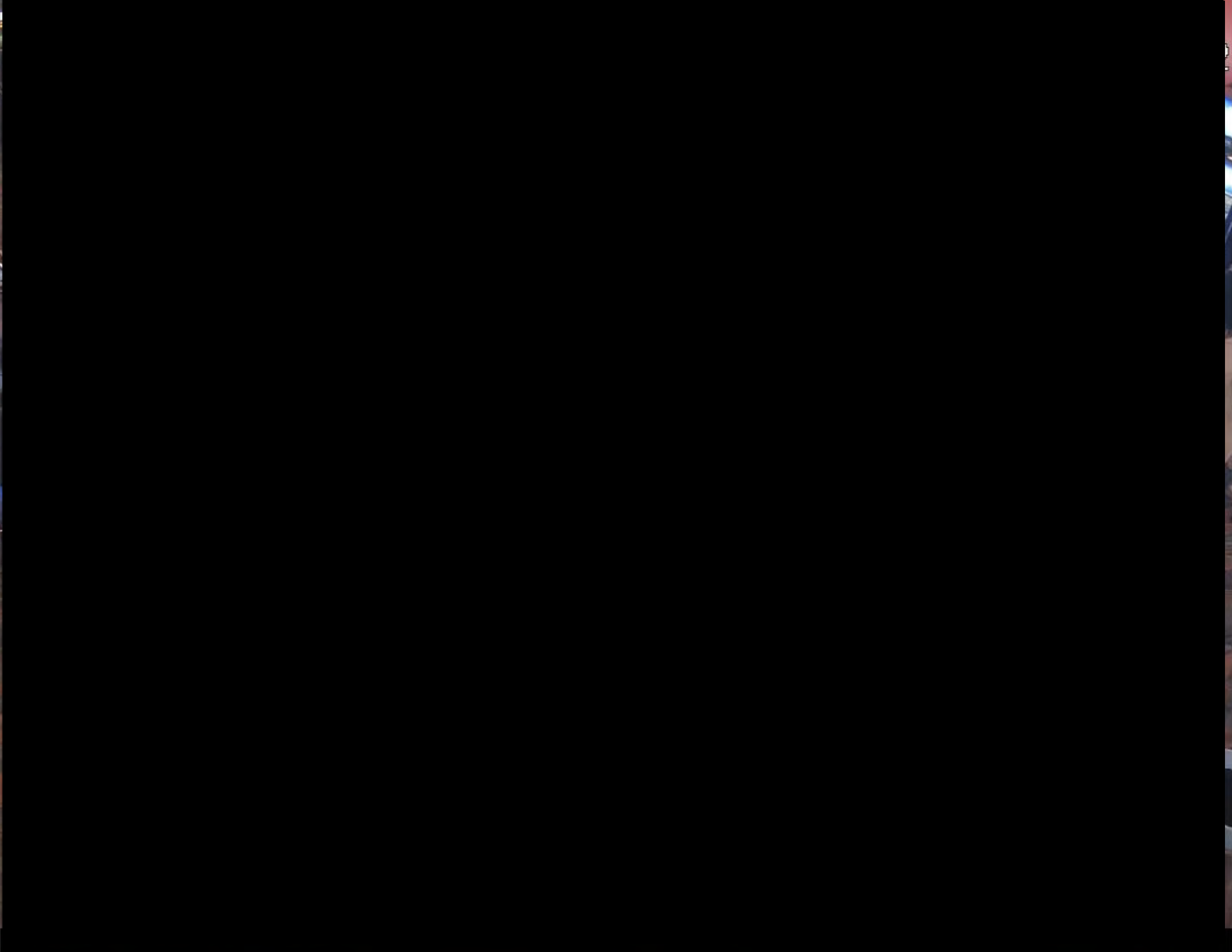


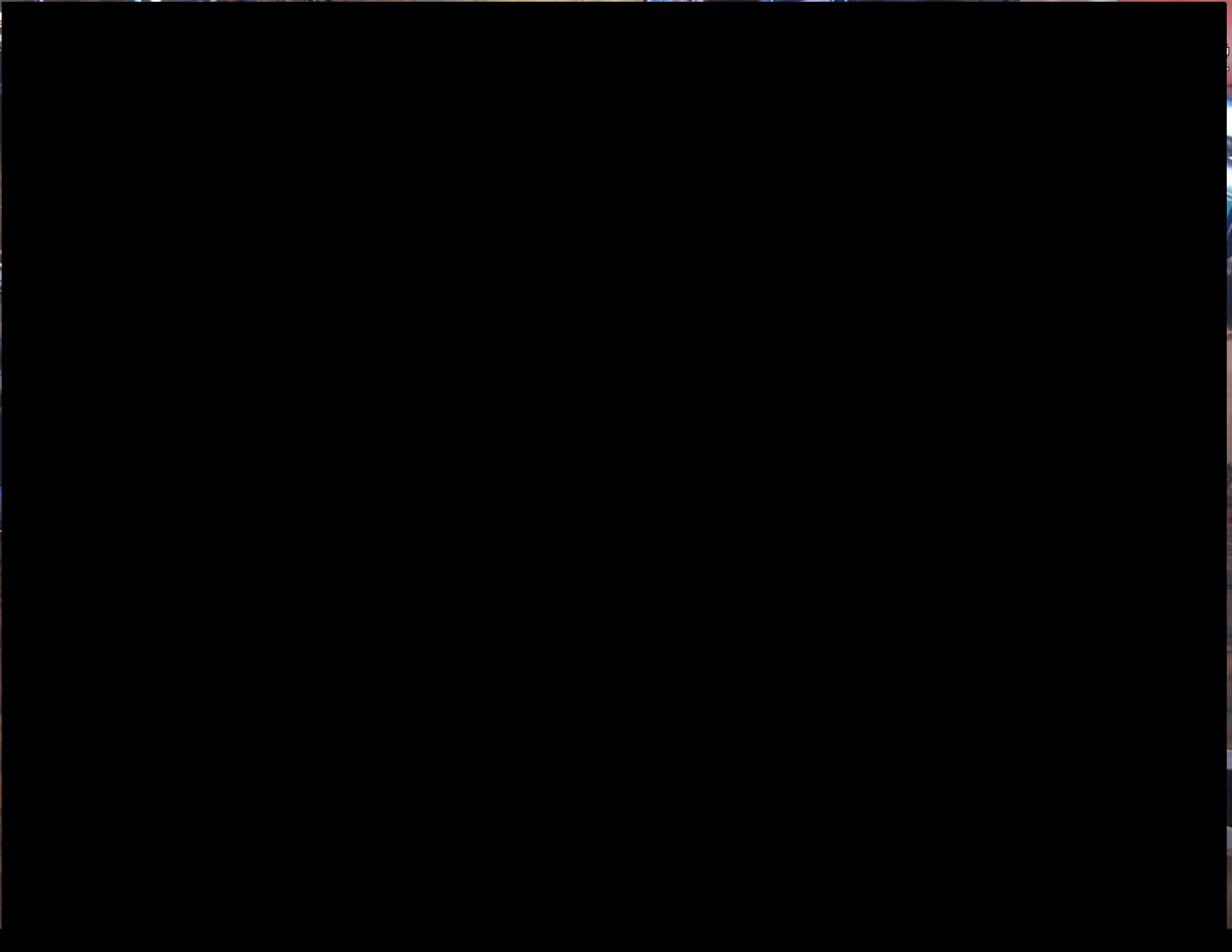


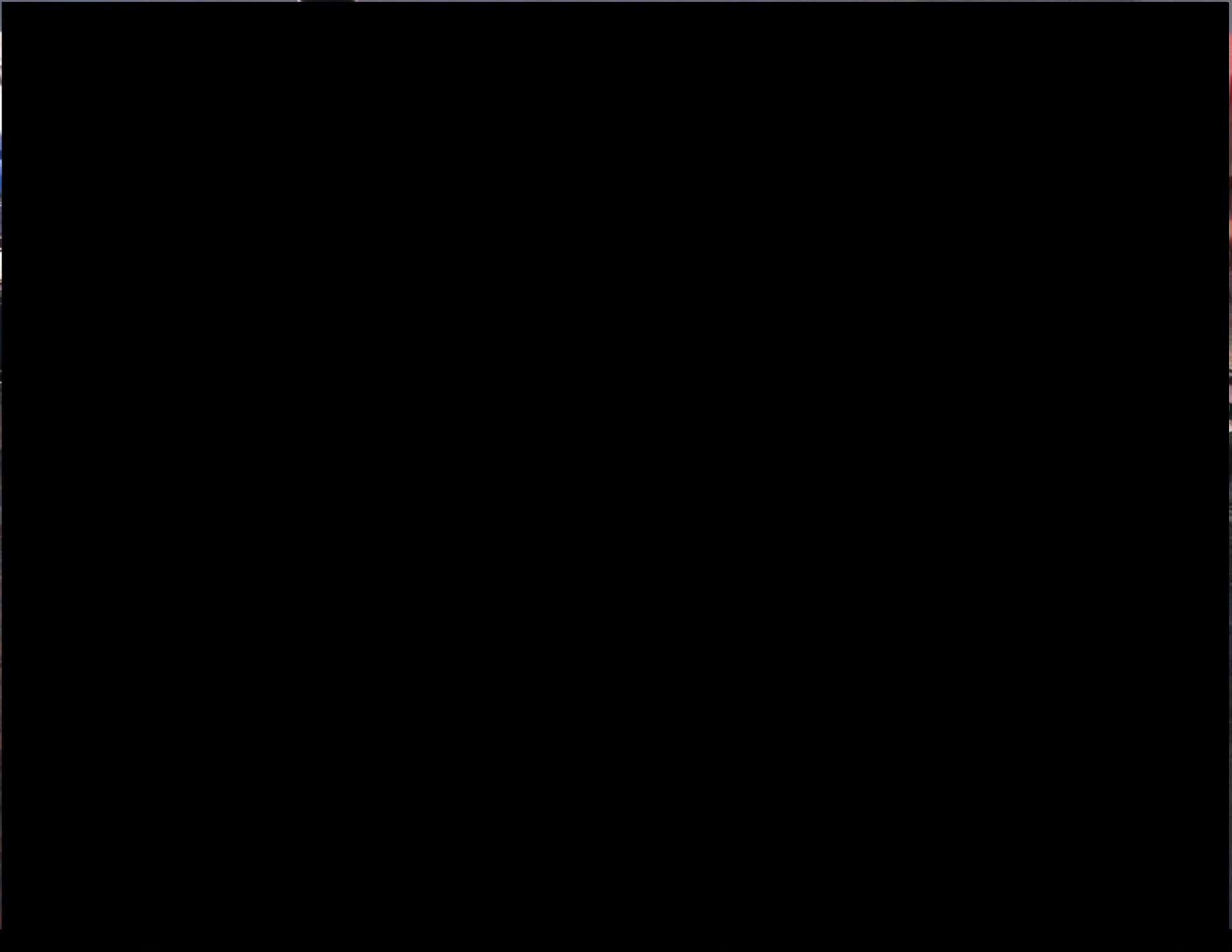


















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Domain **10 - Division of Pari-Mutuel Wagering**

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Lic Type	<b>1098 - Unlicensed Complaints</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>05/20/2022</b>
Complaint #	<b>2022024932</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>SANABRIA-GELABERT, CLAUDIA</b>	Responsible	<b>rsuau - SUAU, RAUL</b>	<b>Private Case</b>

<a href="#">Complaint</a>	<a href="#">Respondent</a>	<a href="#">Complainant</a>	<a href="#">Add'l Info</a>
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities	
Form	<b>INET - Internet</b>	Priority				
Class'n	<b>OTHR - Other</b>	Complexity	<b>R - Regular</b>	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline	
Security	<b>STND - Standard</b>	Incident	<b>02/15/2022</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance	
Region	<b>SR - Southern Region</b>	Received	<b>05/20/2022</b>	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition	
Reference	<b>551.109(3)</b>	Entered	<b>05/20/2022</b>	<input type="checkbox"/> Inspection		
Entered	<b>05/20/2022</b>	Entered By	<b>Imuniz</b>	<input type="checkbox"/> Costs		
Summary	<p><b>273-Casino Miami, LLC ----- / ----- . Prohibited Acts; Penalties: On February 15, 2022, a patron by the name of Andres Alberto Padron won a jackpot in the amount of \$37,973.25. Padron, who did not have a valid identification, and was a self-excluded patron, could not claim the jackpot. He recruited the help of Casino Miami Environmental Services Supervisor Raul Gutierrez who then acted as an intermediate person and introduced Padron to Claudia Sanabria-Gelabert. It is at this time that Sanabria-Gelabert gives her own ID to Padron in an attempt to cash the jackpot. However, Padron was rejected because the ID belongs to a female. Sanabria-Gelabert then introduces Padron to another individual by the name of Eddy Alvarez who did provide his identification to Padron to use. However, the payout was voided after Security Supervisor noticed that the ID did not belong to Padron.</b></p>				<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Updated	<b>05/20/2022 16:13:54</b>	By	<b>Imuniz</b>	<input type="checkbox"/> Attachments	<input type="button" value="History"/>	
				<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>	

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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**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:** FEBRUARY 15, 2022

<input type="checkbox"/> PMW	<input type="checkbox"/> Cardroom	<input checked="" type="checkbox"/> Slot
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<input type="checkbox"/> Violation	<input checked="" type="checkbox"/> Incident	<input type="checkbox"/> Complaint
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**FACILITY NAME:** CASINO MIAMI, LLC **LIC #:** 273

**RESPONDENT**

<b>NAME:</b> Claudia Sanabria-Gelabert		
Address: 668 NW 2 St Apt 2 Miami, FL 33128		Tel #:
LIC #: N/A	LIC TYPE: 1098	OCCUPATION: Patron

**COMPLAINANT**

<b>NAME:</b>		Tel #:
Address:		
LIC #:	LIC TYPE:	OCCUPATION:

**VIOLATION(S) / TITLE(S): FSS 551.109 Prohibited Acts; Penalties –**

**(3)** Any person who knowingly excludes or takes any action in an attempt to exclude, anything of value from the deposit, counting, collection, or computation of revenues from slot machine activity, or any person who by trick, sleight of hand performance, a fraud or fraudulent scheme, or device wins or attempts to win, for himself or herself or for another, money or property or a combination thereof or reduces or attempts to reduce a losing wager in connection with slot machine gaming commits a felony of the third degree.

**DESCRIPTION:** On February 15, 2022, a patron by the name of Andres Alberto Padron won a jackpot in the amount of \$37,973.25. Padron, who did not have a valid identification, and was a self-excluded patron, could not claim the jackpot. He recruited the help of Casino Miami Environmental Services Supervisor Raul Gutierrez who then acted as an intermediate person and introduced Padron to Claudia Sanabria-Gelabert. It is at this time that Sanabria-Gelabert gives her own ID to Padron in an attempt to cash the jackpot. However, Padron was rejected because the ID belongs to a female. Sanabria-Gelabert then introduces Padron to another individual by the name of Eddy Alvarez who did provide his identification to Padron to use. However, the payout was voided after Security Supervisor noticed that the ID did not belong to Padron.

**CASE DETAILS FILED BY:**

Chief Inspector    Judge/Steward    Investigator    Other: \_\_\_\_\_  
(Title of State Employee)

RAUL SUAU  
(Print Name)

*Raul*  
(Signature)

May 20, 2022  
(Date)



## Muniz, Luz

---

**From:** Minaya, Julio  
**Sent:** Friday, May 20, 2022 1:49 PM  
**To:** Muniz, Luz  
**Cc:** Suau, Raul  
**Subject:** OCR  
**Attachments:** OPEN CASE REQUEST FORM CLAUDIA SANABRIA-GELABERT.DOCX

Luz,

Please open and assign to Raul.

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*

**CMJ-000002295 - Patron - Trespass Permanent - Reported 07/01/2022 09:30**

Author: Chris Forestier 93027

Report Number: CMJ-000002295

Start Time: 07/01/2022 09:30

End Time: 07/03/2022 03:35

Report Group: Exclusion Reports

Report Type: Patron - Trespass Permanent

Note: Female patron , permanent exclusion per state official.

Location / Origin: slot machine Zone C

**Person**

Name: CLAUDIA SANABRIA GELABERT

Alias:

Race: Hispanic

Gender: Female

Eye color: Brown

Hair color: Brown

Height: 5'00" Inches

Weight: 170 Pounds

DOB: [REDACTED]

Keywords: Permanently Trespassed, Suspicious Activity

Drivers Lic#: [REDACTED]

Comments: CAUDIA SANABRIA GELABERT

[REDACTED]  
668 NW 2 ND ST APT 3 MIAMI FL 33128-1508  
EYES BROWN. HAIR BROWN. HEIGHT 5'00" WEIGHT 170 PLAYERS CARD # NONE

20220701\_084439



**Narrative**

On 7/01/2022 around approximately 8.40 am surveillance call regarding patron Claudia Sanabria Gelabert that was pretending to be a jackpot winner at slot machine # CE04. Surveillance also stated that she was caught in the past pretending to be a jackpot winner , state official Raoul Suau came in SOC stating that she was also caught in the past pretending to be a jackpot winner, he also requested to take patron Claudia Sanabria Gelabert in his office . I also requested SGT Brown to follow them in the state office for safety.

At approximately 9.00 AM Security Supervisor Forestier verified the patron to be permanently trespass excluded as Claudia Sanabria Gelabert Identification provided by the patron: [REDACTED]  
[REDACTED] EXP DATE 05/13/2022 EYES BROWN -HEIGHT 5'00" WEIGHT 170 PLAYER CARD # NONE

At approximately 9.15 am patron was trespass permanently. Patron signed the permanent trespass exclusion form. The information was placed in the exclusion log, her photo was taken, and the appropriate notifications were made.

On 7/01/2022 at approximately 9.15 am patron was escorted off the property by SGT Officer Brown

7020 2450 0000 5094 2952

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<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

8-3-22

Postmark  
Here

Postage  
\$

Total Post  
\$

Sent To

Street and

City, State

**Claudia Sanabria-Gelabert**  
668 Northwest 2<sup>nd</sup> Street, Apt. 3  
Miami, Florida 33128  
AC - 2022024932 - PMW

[Track Another Package +](#)

**Tracking Number:** 70202450000050942952

[Remove X](#)

Your item was delivered to an individual at the address at 2:28 pm on August 9, 2022 in MIAMI, FL 33128.

**USPS Tracking Plus® Available** [v](#)

## **Delivered, Left with Individual**

August 9, 2022 at 2:28 pm  
MIAMI, FL 33128

Feedback

**Get Updates** [v](#)

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**Text & Email Updates**



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**Tracking History**



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**USPS Tracking Plus®**



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**Product Information**



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**See Less** [^](#)

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Emily Alvarado, Deputy Chief Attorney  
Re: Case Number 2022-028128; Default Final Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the permanent exclusion of Ronnie Jerone Williams (“Respondent”) from all pari-mutuel and slot facilities in the state of Florida. By failing to respond to the properly served administrative complaint seeking to exclude him, Respondent waived his right to request a hearing contesting the Division’s decision. Therefore, the Florida Gaming Control Commission should enter a final order excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

### *Background*

On May 29, 2022, Respondent was a patron of Magic City Casino.<sup>1</sup> Respondent was seen causing a disturbance in the cardroom. Miami-Dade police was called to escort Respondent out of the cardroom and he physically resisted the police officers. Respondent was placed in handcuffs and transported from the facility to jail. Respondent was ejected and permanently excluded from Magic City Casino<sup>2</sup>, on May 29, 2022.

Based on his ejection and exclusion from Magic City Casino, the Division served Respondent with an administrative complaint seeking his exclusion from all pari-mutuel and slot facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days<sup>3</sup> to file a written response to the administrative complaint. The Respondent was served on July 30, 2022 which means the Respondent had until August 20, 2022 to respond. He has never responded.

---

<sup>1</sup> Magic City Casino is operated by a pari-mutuel wagering permitholder that also possesses a slot machine and cardroom license.

<sup>2</sup> Pari-mutuel permitholders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

<sup>3</sup> See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

*Analysis*

Respondent can be excluded from all pari-mutuel and slot machine facilities in this state. Section 550.0251(6), Florida Statutes, provides, in relevant part, that “[t]he division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state.” Likewise, section 551.112, Florida Statutes, provides, in relevant part “[t]he division may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state.” Magic City Casino is both a pari-mutuel facility and slot machine licensee in this state. And Respondent was ejected from it. Accordingly, Respondent can be excluded from all pari-mutuel and slot machine facilities in this state.

Because Respondent failed to file a timely response to the properly served administrative complaint seeking to exclude him from all pari-mutuel and slot machine facilities in this state, he waived his right to request a hearing. Therefore, the Florida Gaming Control Commission may enter a final order excluding Respondent from all pari-mutuel and slot machine facilities in this state

Staff Recommendation: The Florida Gaming Control Commission should enter a final order permanently excluding Ronnie Jerone Williams from all pari-mutuel and slot machine facilities in this state.

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](#)

Lic Type	<b>1098 - Unlicensed Complaints</b>	Status	<b>90 Closed</b>	Status Date	<b>07/17/2022</b>
Complaint #	<b>2022028128</b>	Case Type	<b>CMP - Complaint</b>	Disposition	
Docket#		Respondent	<b>WILLIAMS, RONNIE JERONE</b>	Responsible	<b>tsmith2 - SMITH, TYRELL</b>
					<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	<b>INTR - Internal</b>	Priority			
Classification	<b>V-C - Cardroom Violations</b>	Complexity	<b>R Regular</b>	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Security	<b>STND - Standard</b>	Incident	<b>05/29/2022</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Region	<b>SR - Southern Region</b>	Received	<b>06/09/2022</b>	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Reference	<b>550.0251(6)</b>			<input type="checkbox"/> Inspection	
Entered	<b>06/09/2022</b>	Entered By	<b>Imuniz</b>	<input type="checkbox"/> Costs	
Summary	<p><b>155-West Flagler Associates, LTD ----- / ----- . The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation: On June 7, 2022, while conducting a routine review of cardroom exclusions at the Magic City Casino, this Investigator found an incident in which a Patron was permanently excluded from the facility on May 29, 2022. Further investigation revealed that the Patron who was identified as Ronnie Jerone Williams was permanently excluded from the facility due to his disorderly conduct inside the cardroom. A video review of the incident revealed that on May 29, 2022, Williams was seated at poker table # 15 and was observed on several occasions causing a disturbance in which the Cardroom Supervisor and Police had to be notified. Williams continued to be disruptive and when approached by the Police he became argumentative and had to be physically removed. Williams continued to resist and was subsequently restrained and placed under arrest. He was advised by the Security Team Leader that he was being permanently excluded from the facility. This Investigator obtained a copy of the Incident and Exclusion report from the Magic City Security Office and a copy of the video footage from Surveillance.</b></p>			<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
				<input type="checkbox"/> Attachments	<input type="button" value="History"/>
				<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>
Updated	<b>07/18/2022 08:43:29</b>		By	<b>icampbell</b>	

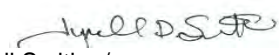

<b>38</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: <b>PMW</b>	Region: <b>SOUTHERN</b>	Date of Complaint: <b>June 9, 2022</b>	Case Number: <b>2022 02 8128</b>
Respondent:  <b>WILLIAMS, RONNIE JERONE 11302 SW 174<sup>TH</sup> TERR MIAMI, FLORIDA 33157</b>		Complainant:  <b>DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD., SUITE 165 FT. LAUDERDALE, FL. 33309 (954) 202-3900</b>	
License # and Type: <b>N/A / 1098</b>	Profession: <b>Patron</b>	Report Date: <b>June 23, 2022</b>	
Period of Investigation: <b>June 7, 2022 through June 23, 2022</b>		Type of Report: <b>Final</b>	
<p><b>Alleged Violation: 550.0251 The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation.</b>—The division shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:</p> <p><b>(6)</b> In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The division may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permit holder to exclude absolutely a patron in this state.</p>			
<p><b>Synopsis:</b> On June 7, 2022, while reviewing the weekly exclusion list for Magic City Casino, this Investigator found an incident in which a Patron by the name of Ronnie Jerone <b>WILLIAMS</b> was permanently excluded from the facility on May 29, 2022. <b>(EXHIBIT #2)</b></p> <p>A video review of the incident revealed that on May 29, 2022, <b>WILLIAMS</b> was seated at poker table #15 and was observed on several occasions causing a disturbance in which the Cardroom Supervisor and Police had to be notified. <b>WILLIAMS</b> continued to be disruptive and when approached by the Police he became argumentative. As the Police attempted to escort him out of the card room <b>WILLIAMS</b> began waving his arms and physically resisting the officers. He was then wrestled to the ground and placed under arrest. He was advised by the Security Team Leader that he was being permanently excluded from the facility. This Investigator obtained a copy of the Incident and Exclusion report from the Magic City Security Office and a copy of the video footage from Surveillance. <b>(EXHIBIT #3 &amp; 4)</b></p>			
Related Case:			
Investigator / Date: June 23, 2022   Tyrell Smith /		Investigator Supervisor / Date   Julio Minaya / July 15, 2022	
Chief of Investigations / Date   Steven E. Kogan / July 17, 2022			



## CONTINUATION

On June 3, 2022, this Investigator received an e-mail from Magic City Casino Internal Auditor Yadelin Crespo, containing the facilities weekly updated Exclusion List. **(EXHIBIT #2)**

On June 7, 2022, I visited Magic City Casino and reviewed the exclusion list and discovered that a Patron by the name of Ronnie Jerone **WILLIAMS** had been permanently excluded from the facility for disorderly conduct. I then requested a copy of the Incident Report along with a copy of the surveillance footage regarding this incident.

Video review of the incident revealed the following:

At 1:22 A.M., **WILLIAMS** arrived at Poker table #15, seat #3.

At 1:23 A.M., **WILLIAMS** is seen having an animated and argumentative conversation with Poker Dealer Antonio Lacob. **WILLIAMS** then gets up from the table and walks away.

At 1:24 A.M., Poker Supervisor Miguel Martinez walks over to where **WILLIAMS** is standing and talks with him in an attempt to calm him down. At this time **WILLIAMS** appears to be agitated and begins arguing with Martinez.

At 1:26 A.M., **WILLIAMS** walks away from Martinez and goes to table #9, and puts down his personal belongings.

At 1:27 A.M., **WILLIAMS** walks back to table #15 and appears to say something to dealer Lacob in an aggressive manner. Poker Supervisor Martinez intervenes and appears to tell **WILLIAMS** to leave the card room but he refused to comply. Martinez then notifies the off duty Miami Police Officers working at the facility to respond to his location.

At 1:29 A.M., Police respond to where **WILLIAMS** is standing and attempt to escort him from the card room. **WILLIAMS** resisted and was wrestled to the ground by the Officers and handcuffed. **WILLIAMS** was then placed under arrest and escorted outside the facility to be transported to jail.

A review of Incident Report IN20220002516 corroborates what was observed on video footage by this Investigator. **(EXHIBIT #3)**

Because **WILLIAMS** was handcuffed he was unable to sign the Trespass Form. He was then informed by the Security Supervisor that he was being permanently excluded from the facility. **(EXHIBIT #3, Page #9)**

Case closed by Investigations and forwarded to Legal for further review and possible statewide exclusion from all Pari-Mutuel Facilities.

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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:** May 29, 2022

PMW     Cardroom     Slot

Violation     Incident     Complaint

**FACILITY NAME:** WEST FLAGLER ASSOCIATES, LTD (Magic City Casino)    **LIC #:** 155

**RESPONDENT**

<b>NAME:</b> Ronnie Jerone Williams		
Address: 11302 SW 174 <sup>th</sup> Terrace Miami, Florida 33157		Tel #:
<b>LIC #:</b> N/A	<b>LIC TYPE:</b> 1098	<b>OCCUPATION:</b> Patron

**COMPLAINANT**

<b>NAME:</b> <u>WEST FLAGLER ASSOCIATES, LTD (Magic City Casino)</u>		Tel #:
Address: 450 NW 37 Ave Miami, Florida 33125		
<b>LIC #:</b> 155	<b>LIC TYPE:</b> 1002	<b>OCCUPATION:</b> PERMIT HOLDER

**VIOLATION(S) / TITLE(S):** 550.0251 The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation.—The division shall administer this chapter and regulate the pari-mutuel industry under this chapter and the rules adopted pursuant thereto, and:

(6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state. The division may authorize any person who has been ejected or excluded from pari-mutuel facilities in this state or another state to attend the pari-mutuel facilities in this state upon a finding that the attendance of such person at pari-mutuel facilities would not be adverse to the public interest or to the integrity of the sport or industry; however, this subsection shall not be construed to abrogate the common-law right of a pari-mutuel permit holder to exclude absolutely a patron in this state.

**DESCRIPTION:** On June 7, 2022, while conducting a routine review of cardroom exclusions at the Magic City Casino, this Investigator found an incident in which a Patron was permanently excluded from the facility on May 29, 2022.

Further investigation revealed that the Patron who was identified as Ronnie Jerone Williams was permanently excluded from the facility due to his disorderly conduct inside the cardroom.

A video review of the incident revealed that on May 29, 2022, Williams was seated at poker table # 15 and was observed on several occasions causing a disturbance in which the Cardroom Supervisor and Police had to be notified. Williams continued to be disruptive and when approached by the Police he became argumentative and had to be physically removed. Williams continued to resist and was subsequently restrained and placed under arrest. He was advised by the Security Team Leader that he was being permanently excluded from the facility.

This Investigator obtained a copy of the Incident and Exclusion report from the Magic City Security Office and a copy of the video footage from Surveillance.

**CASE DETAILS FILED BY:**

Chief Inspector     Judge/Steward     Investigator     Other: \_\_\_\_\_  
(Title of State Employee)

Tyrell Smith  
(Print Name)

*Tyrell D. Smith*  
(Signature)

June 9, 2022  
(Date)

PMW 518 (Effective 4/19)

**EXHIBIT # - 1**  
**PAGE # - 1**

## Smith, Tyrell

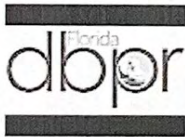
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**From:** Muniz, Luz  
**Sent:** Thursday, June 9, 2022 10:17 AM  
**To:** Smith, Tyrell  
**Cc:** Minaya, Julio; Futrell, Michelle; Campbell, Ian  
**Subject:** 2022 02 8128 - Williams, Ronnie Jerone - CARD

Hi Tyrell,

The above mentioned case was opened and assigned to you.

Respectfully,



**Luz E. Muniz**  
**OPERATIONS ANALYST II**  
*Division of Pari-Mutuel Wagering, Office of Investigation*  
1400 W Commercial Blvd, Ste 165, Fort Lauderdale, FL 33309  
Phone: (954) 202-6773

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.

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**Smith, Tyrell**

---

**From:** Yadelin Crespo <ycespo@magiccitycasino.com>  
**Sent:** Friday, June 3, 2022 7:51 AM  
**To:** Suau, Raul; Smith, Tyrell; Minaya, Julio  
**Cc:** Victor Suarez; Julie Noonan; Ileana Zamora  
**Subject:** MCC Weekly Exclusions 06/02/22  
**Attachments:** MCC Weekly Exclusions 2022-06-02.xlsx

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

Good Morning,

Attached please find MCC's weekly exclusions for this past week.

\*State Exclusions last updated 05/17/22 – MCC Master Exclusion List up to date

Work from Home Mondays and Tuesdays  
**Yadelin Crespo | Internal Auditor**  
Magic City Casino + Bonita Springs Poker Room  
ycespo@magiccitycasino.com | 305.631.4536  
magiccitycasino.com | bonitapoker.com



EXHIBIT # 2  
PAGE # - 2

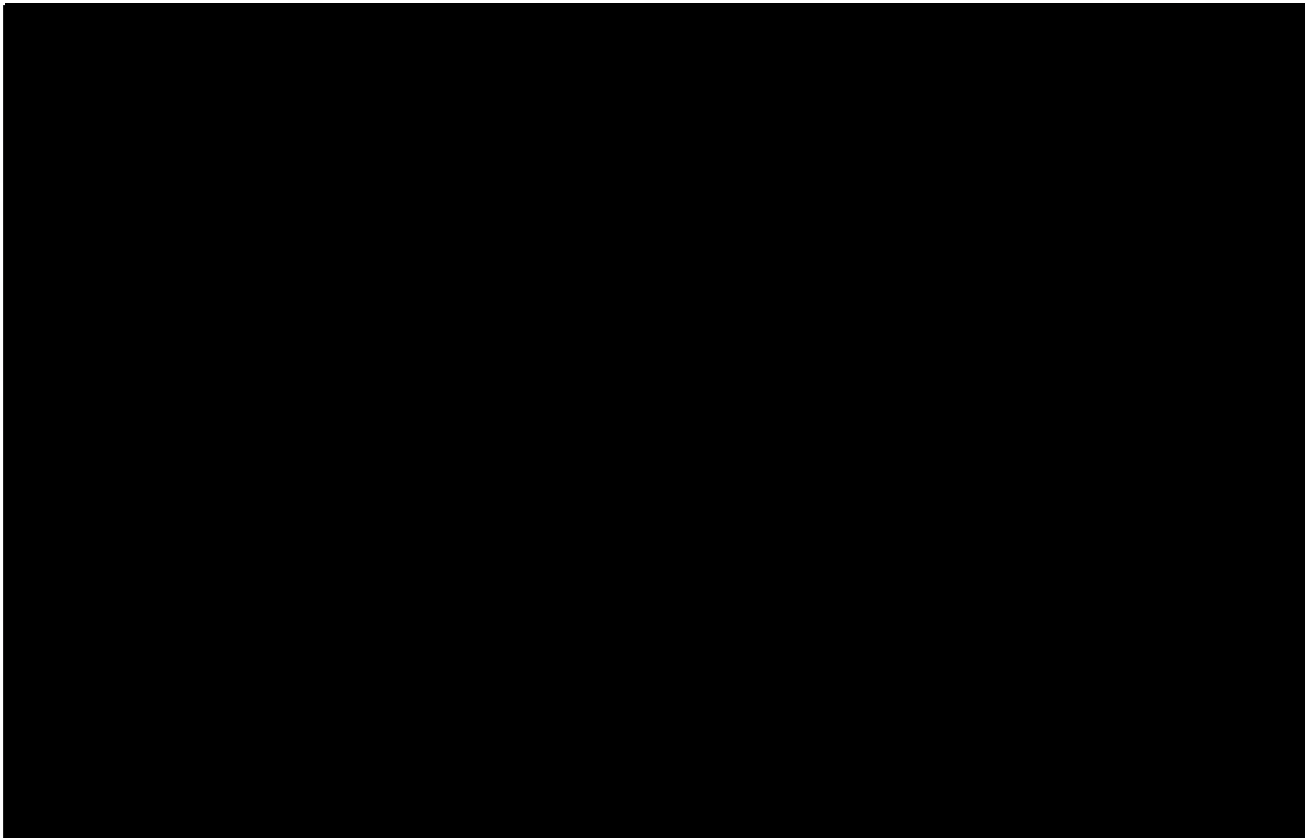


EXHIBIT # - 2  
PAGE # - 3



EXHIBIT # -2  
PAGE # -4





EXHIBIT # -2  
PAGE # -5



EXHIBIT # -2  
PAGE # -6

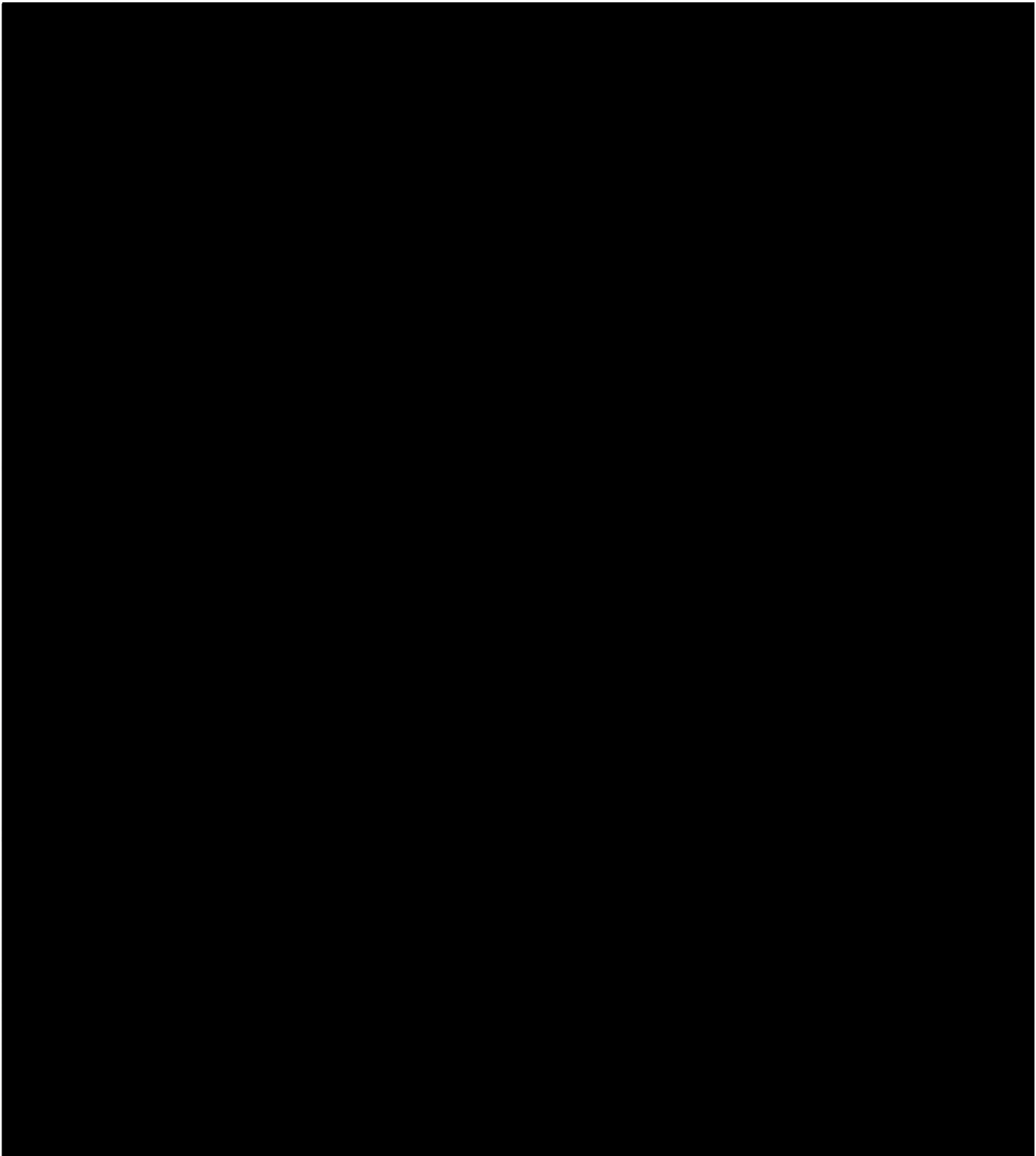
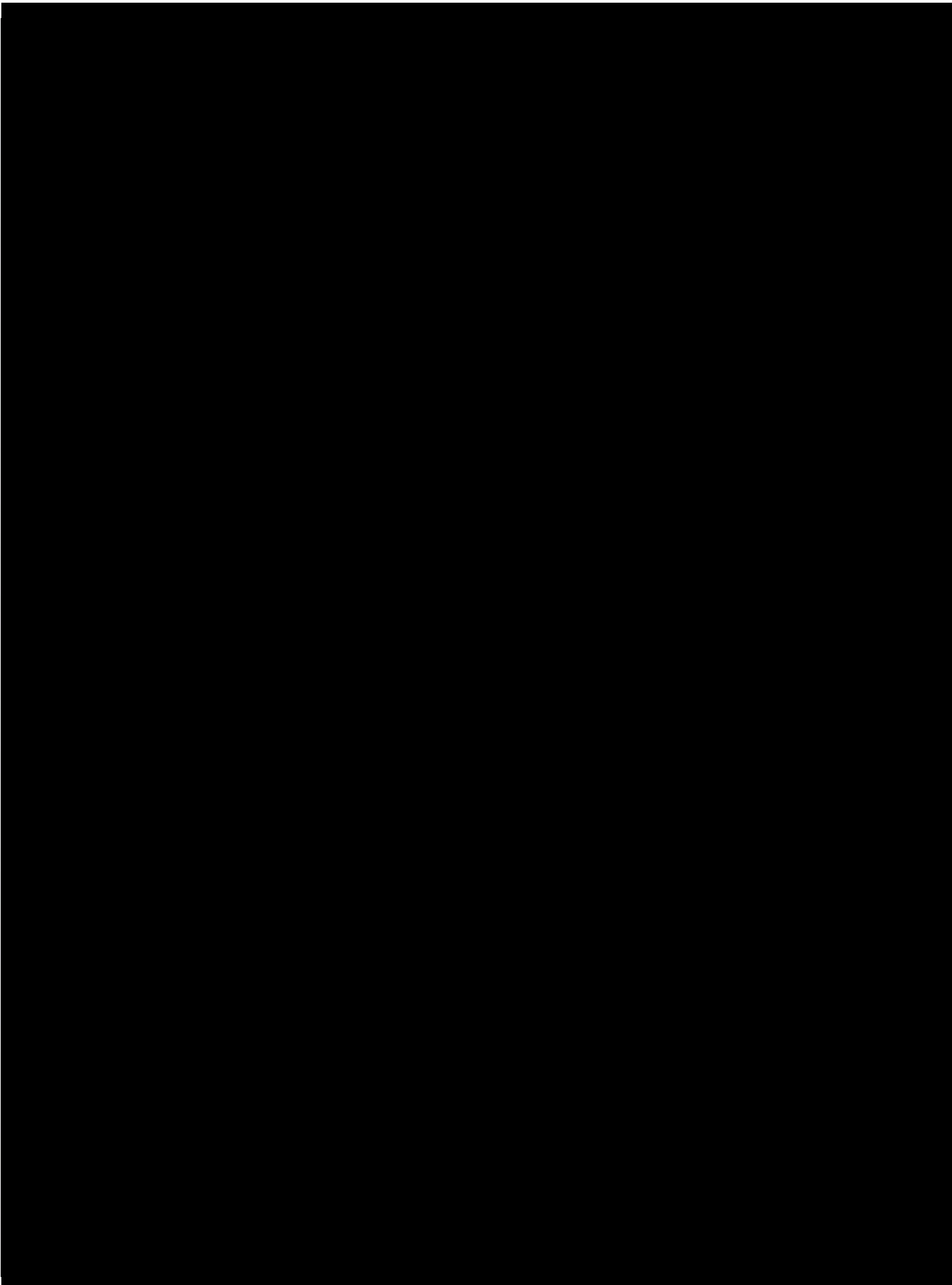
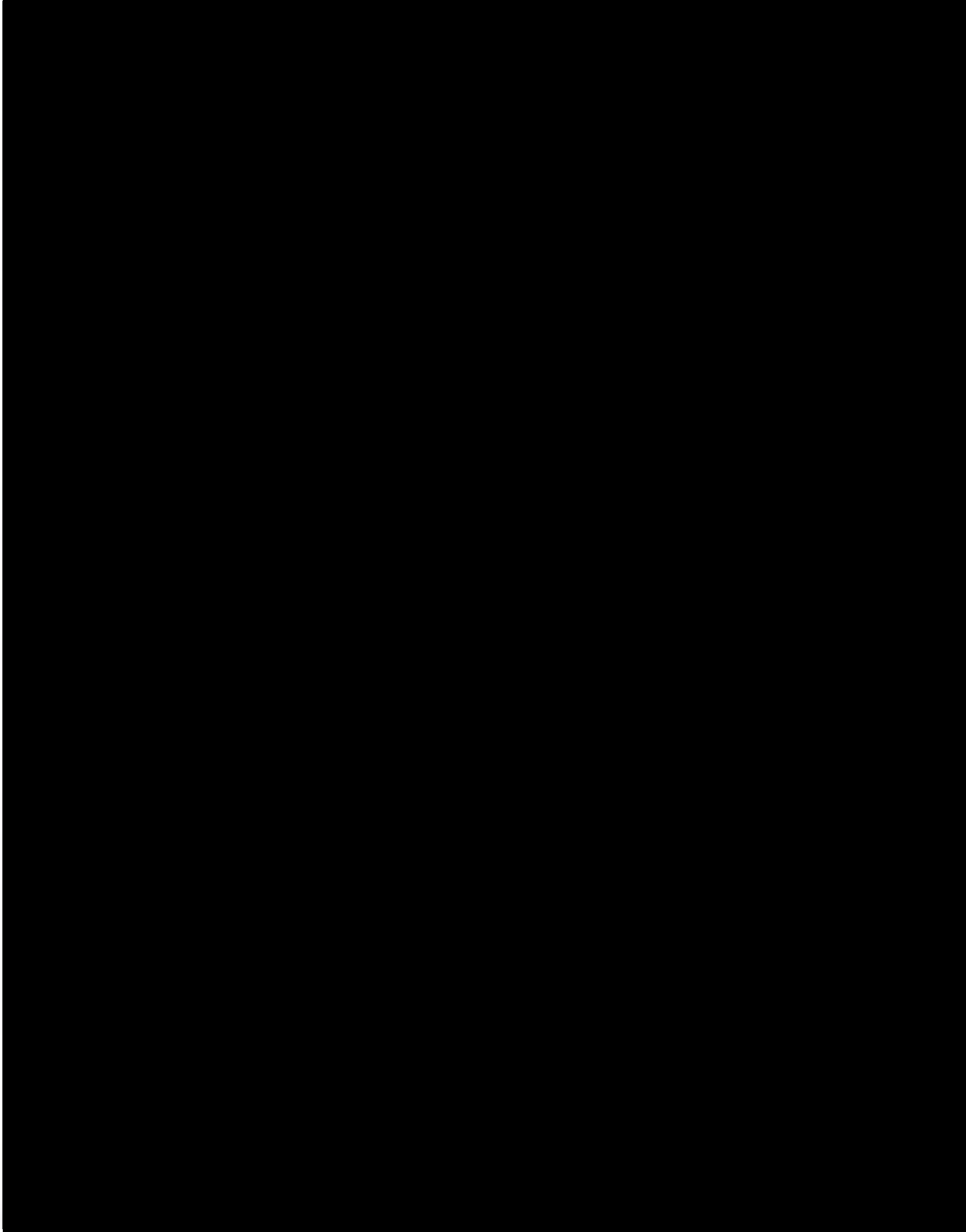


EXHIBIT #-3  
PAGE # -1









Media Title

Original Filename

Trespass Warning.pdf

Date Attached

5/29/2022 5:22:47 AM

Attached By

jguevara08

Type

PDF

Size

618785

6/7/2022 10:13:32 AM

Page 2/2

EXHIBIT # - 3  
PAGE # - 4



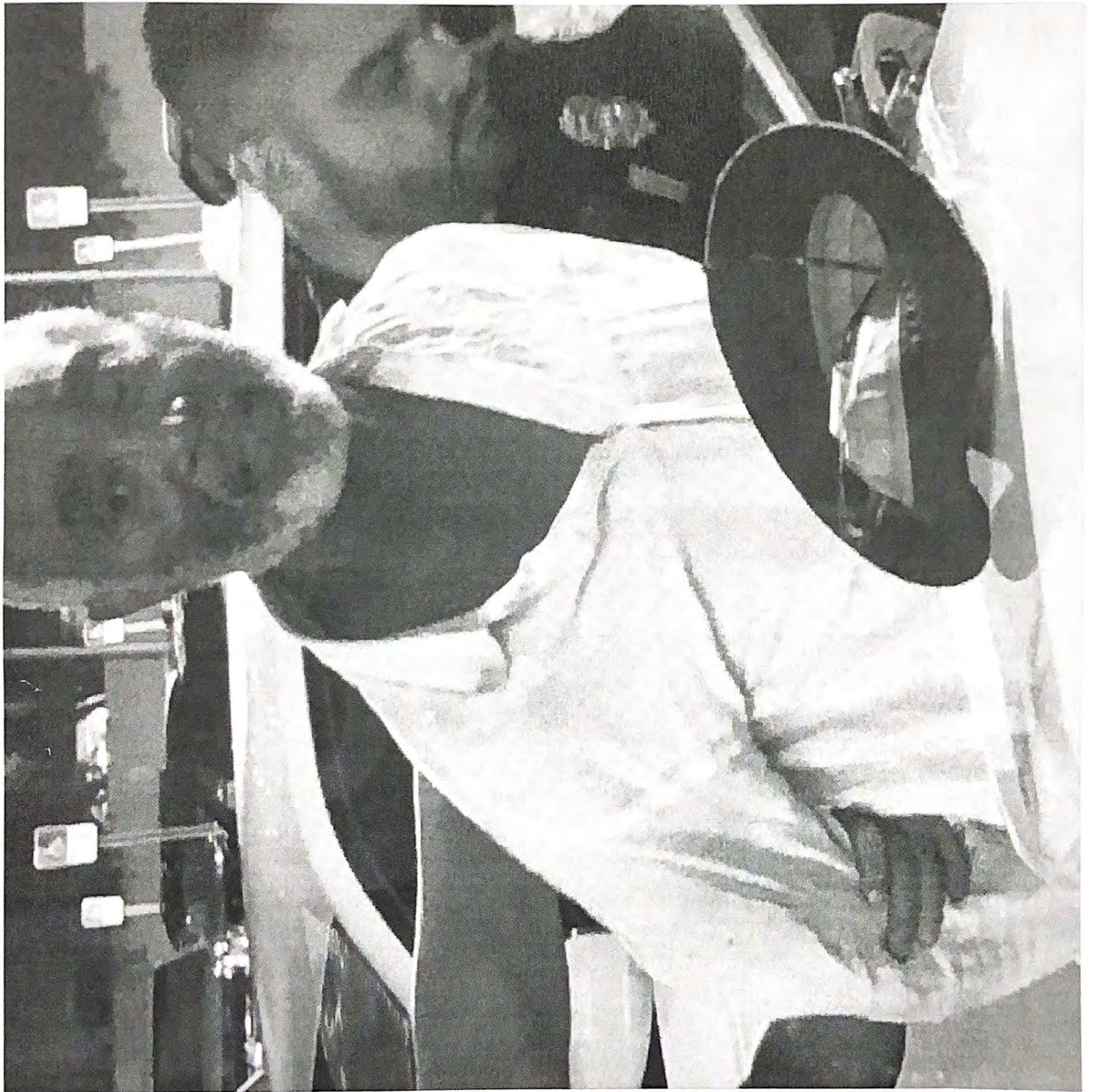
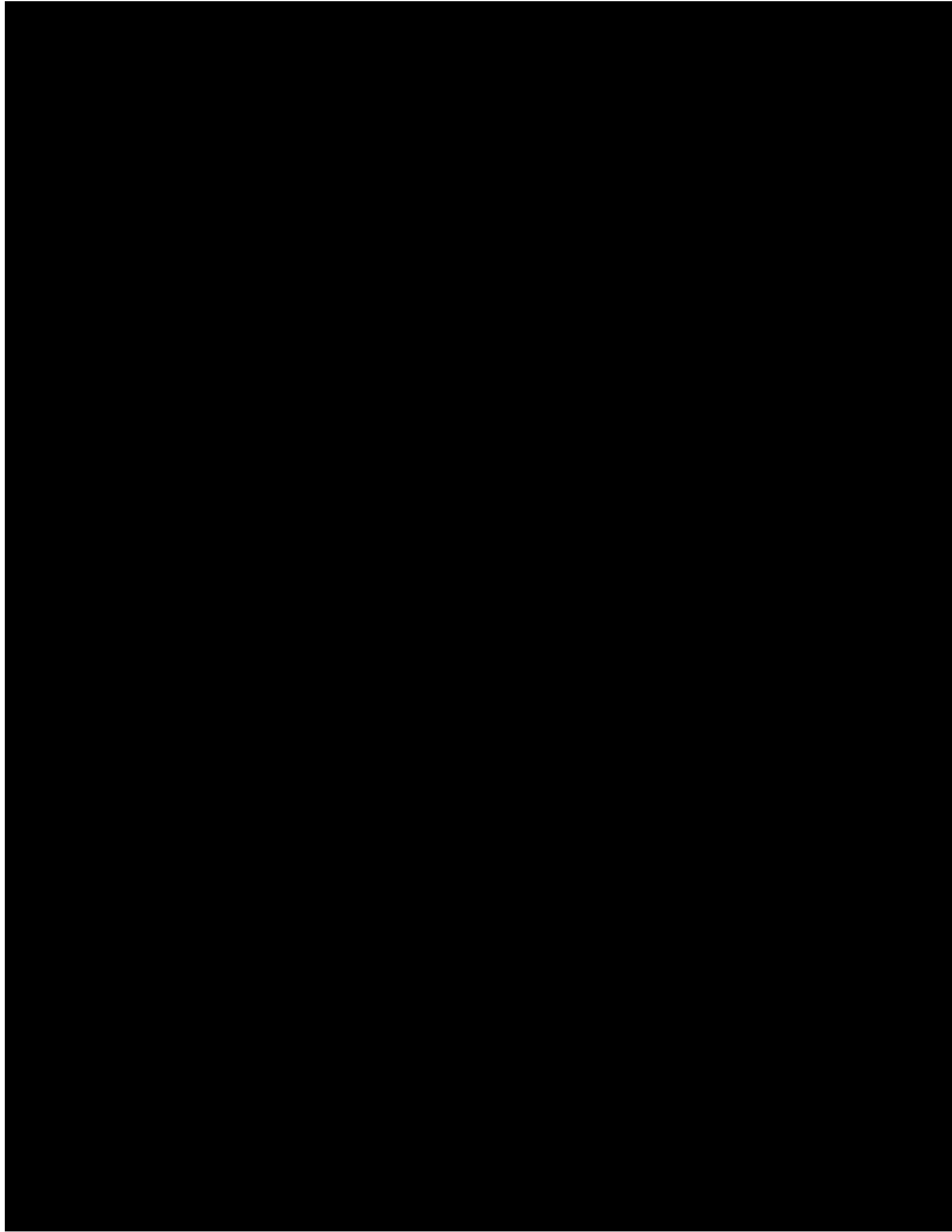


EXHIBIT #-3  
PAGE # -7



TRESPASS WARNING

NAME / LAST NAME: Ronnie Jerone Williams

DRIVER LICENSE # [REDACTED] D.O.B. [REDACTED]

ADDRESS: 11302 SW 174<sup>th</sup> TER CITY: Miami ST: FL ZIP: 33157

RACE: A.A SEX: M HEIGHT: 5'10 WEIGHT: 145 lbs HAIR: gray EYES: Brown

REASON FOR TRESPASSING: Disorderly Conduct / Arrested

The above-named person was advised to stay off MAGIC CITY CASINO property for a period of:

24 Hrs    3 Days    7 Days    30 Days    3 Months    6 Months    1 Year    2 Year    Permanent

This warning was given on 05/27/2022 at 1:37 A.M. hours.

If the above-named person returns onto said property during the stated period of time, it may result in his/her ARREST for Criminal Trespass, in accordance with the applicable provisions of Chapter 810 Florida Statutes.

SUBJECT'S SIGNATURE: Unable to sign due to arrest

CASE #: 2205290038110 ARRESTED:  YES    NO

SECURITY AGENT: [Signature] 4023 DATE: 05/29/2022

POLICE OFFICER / WITNESS: ofc. MORENO

Warned by MPD referenced trespass after warning

EXHIBIT # -3  
PAGE # -9



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

**PROPERTY RECEIPT**

Complaint # 2022-02-8128 Date 6/7/2022 Lab # \_\_\_\_\_

Item No.	Quantity	Description
1	1	USB CONTAINING VIDEO FOOTAGE OF Excluded PATRICK BONNIE JEROME WILLIAMS ON 5/29/22
<i>LAST ITEM</i>		

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.

[Signature]  
 Signature

I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.

[Signature]  
 Signature - Impounding Investigator

**RETURNED PROPERTY RECEIPT**

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

\_\_\_\_\_  
 Signature

\_\_\_\_\_  
 Date

Received by: \_\_\_\_\_  
 Received by: \_\_\_\_\_  
 Received by: \_\_\_\_\_

Date: \_\_\_\_\_  
 LPH466043688A  
 Date

Copies for: File, Transmittal, Laboratory Property Receipt

Case # 2022-02-8128 Pouch # \_\_\_\_\_ Initials [Signature]

TEAR AT PERFORATION ↓

Form DBPR 11-75 (Revised 01/04)

EXHIBIT # 4  
 PAGE # 1

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.: 2022-028128

RONNIE JERONE WILLIAMS,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Ronnie Jerone Williams (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering, slot machines, and cardroom operations pursuant to Chapters 550, 551, and 849, Florida Statutes.
2. At all times material hereto, Respondent’s address was reported as 13302 Southwest 174th Terrace Miami, Florida 33157.
3. At all times material hereto, Magic City Casino was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.
4. On or about May 29, 2022, Respondent was a patron of Magic City Casino.
5. On or about May 29, 2022, Respondent was ejected and permanently excluded from Magic City Casino.
6. Section 550.0251(6), Florida Statutes, provides in relevant part:

In addition to the power to exclude certain persons from any pari-mutuel facility in the state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis supplied).

7. Section 551.112, Florida Statutes, provides:

In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the division may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis supplied).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the State of Florida under Sections 550.0251(6) and 551.112, Florida Statutes based on his ejection from Magic City Casino on or about May 29, 2022.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities and any

facility of a slot machine licensee in the State of Florida, along with any other remedy provided by Chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-028128 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

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.



7020 2450 0000 5094 2921

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<b>Extra Services &amp; Fees</b> <i>(check box, add fee as appropriate)</i>	
<input type="checkbox"/> Return Receipt (hardcopy) \$ _____	
<input type="checkbox"/> Return Receipt (electronic) \$ _____	
<input type="checkbox"/> Certified Mail Restricted Delivery \$ _____	
<input type="checkbox"/> Adult Signature Required \$ _____ <input type="checkbox"/> Adult Signature Restricted Delivery \$ _____	
Postage \$ _____	
<b>Total Postage</b> \$ _____	
<i>Sent To</i> _____	<b>Ronnie Jerone Williams</b> 11302 Southwest 174 <sup>th</sup> Terrace Miami, Florida 33157 AC - 2022028128 - PMW
<i>Street and Apt. #</i> _____	
<i>City, State, ZIP</i> _____	
PS Form 3800, April 2015 PSN 7530-02-000-9047 <span style="float: right;">See Reverse for Instructions</span>	

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Your item was delivered to an individual at the address at 4:00 pm on July 30, 2022 in MIAMI, FL 33157.

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July 30, 2022 at 4:00 pm  
MIAMI, FL 33157

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**Tracking History**



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**FAQs**

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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 2022-028874; Default Final Order  
Date: September 26, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel seeks an administrative fine of \$50 due to Ryan W. Thurber, II's ("Respondent") violation of rule 61D-11.004(8)(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 \$50 for the violation.

### *Background*

On or about June 9, 2022, Respondent was a poker dealer at Sarasota Kennel Club.<sup>1</sup> Respondent was seen via surveillance footage failing to clear his hands at least fifty times after gathering and pushing pots to players. Respondent has no prior violations of rules 61D-11.004(8)(a), Florida Administrative Code.

The Division served Respondent with an administrative complaint and election of rights form. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days<sup>2</sup> to file a written response to the administrative complaint. The Respondent was served on August 30, 2022, which means the Respondent had until August 20, 2022 to respond. He has never responded.

---

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

<sup>2</sup> 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.<sup>3</sup>

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.

Because Respondent failed to clear his hands at least fifty times after gathering and pushing pots to players, he is subject to an administrative fine up to \$1000 for each violation.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order imposing an administrative fine of \$50.

---

<sup>3</sup> § 849.086(14)(c), Fla. Stat.

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>06/27/2022</b>
Complaint #	<b>2022028874</b>	Case Type	<b>CMP - Complaint</b>	Disposition	
Docket#		Respondent	<b>THURBER, RYAN W II</b>	Responsible	<b>r am on SAMSON, RANDA</b>
					<b>Private Case</b>

Complaint	Re pondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	<b>INET - Internet</b>	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	<b>STND - Standard</b>	Incident	<b>06/09/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	<b>CR - Central Region</b>	Received	<b>06/14/2022</b>	<input type="checkbox"/>	Inspection		
Reference	<b>61D-11.004(8)(a)</b>			<input type="checkbox"/>	Co t		
Entered	<b>06/14/2022</b>	Entered By	<b>Imuniz</b>	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	<p><b>153-Sarasota Kennel Club, Inc. ----- / ----- . Dealer Responsibilities: On June 13, 2022, while reviewing recorded surveillance video of June 9, 2022, during a routine bi-weekly cardroom inspection at SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS), I observed poker dealer RYAN W LI THURBER (PMW LIC#12746100) fail to clear his hands when cash, chips, or tokens were exchanged with or provided to a player.</b></p>			<input type="checkbox"/>	Attachments		History
Updated	<b>06/29/2022 08:42:37</b>	By	<b>icampbell</b>	<input type="checkbox"/>	Work Notes		Print Report

<b>13</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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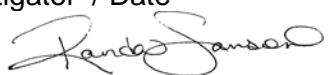
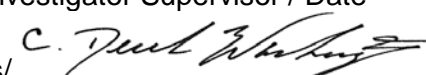
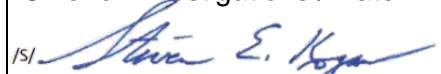
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Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>JUNE 14, 2022</b>	Case Number: <b>2022 02 8874</b>
Respondent:  <b>THURBER, RYAN W. II</b> <b>13165 AARANS POND DR., APT #102</b> <b>TAMPA, FL 33612</b>  <b>TEL# [REDACTED]</b>		Complainant:  <b>STATE OF FLORIDA,</b> <b>DEPARTMENT OF BUSINESS AND</b> <b>PROFESSIONAL REGULATION,</b> <b>DIVISION OF PARI-MUTUEL WAGERING</b>	
License # and Type: <b>12746100 / 1012</b>		Profession: <b>POKER DEALER</b>	Report Date: <b>JUNE 15, 2022</b>
Period of Investigation: <b>JUNE 13, 2022 – JUNE 15, 2022</b>		Type of Report: <b>FINAL</b>	
Alleged Violation: <b>61D-11.004 Dealer Responsibilities:</b> (8) Dealers shall: (a) Clear their hands when cash, chips, or tokens are exchanged with or provided to a player;			
Synopsis: On June 13, 2022, while reviewing recorded surveillance video of June 9, 2022, during a routine bi-weekly cardroom inspection at <b>SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS)</b> , I observed poker dealer RYAN W. <b>THURBER</b> (PMW LIC#12746100) fail to clear his hands when cash, chips, or tokens were exchanged with or provided to a player.			
Related Case: <b>2022 02 8913</b>			
Investigator / Date  /s/  Randa Samson / JUNE 15, 2022		Investigator Supervisor / Date  /s/  C. Derek Washington / June 22, 2022	
Chief of Investigations / Date  /s/  Steven E. Kogan / June 27, 2022			

## CONTINUATION

## Investigative Activity:

On June 13, 2022, at approximately 10:30 AM, I conducted a routine bi-weekly cardroom inspection at **SARASOTA KENNEL CLUB (ONE-EYED-JACKS)**. During the inspection, I reviewed the surveillance video of June 9, 2022, of random cardroom dealers. RYAN W. **THURBER** (PMW LIC#12746100), a cardroom dealer assigned to table #17 from approximately 10:04 PM thru 10:35 PM, was observed failing to clear his hands when cash, chips, or tokens were exchanged with or provided to a player on fifty-three (53) occasions. In addition, **THURBER** failed to move the button as required (see case **2022 02 8913 Sarasota Kennel Club**). (**EXHIBIT #2**)

RYAN W. **THURBER** violated rule **61D-11.004(8)(a)** because he failed to clear his hands when cash, chips, or tokens were exchanged with or provided to a player on fifty-three (53) occasions.

A review of the Versa Regulation Enforcement database revealed that **THURBER** has no previous violations.

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



**TABLE OF CONTENTS**

I. INVESTIGATIVE REPORT COVERSHEET .....1-1

II. INVESTIGATIVE REPORT .....1-5

III. EXHIBITS

    1. LICENSE.....1-1

    2. PROPERTY RECEIPT.....1-1



VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[License Search](#) | 
 [Entity Search](#) | 
 [Modify License Standing](#) | 
 [Maintain License CE Control](#)

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Imuniz

VR Home > Complaint Search > Maintain Complaint > License Home

<b>License</b> Fed Tax # [REDACTED] Lic Type <b>1012 - Cardroom Employee Occupational</b> Expires On <b>06/30/2023</b> File # <b>12665</b> Name <b>THURBER, RYAN W II</b> Extended To License # <b>12746100</b> Rank <b>CEMP - Cardroom Employee Occupational</b> Renewed On Entity # <b>12746100</b> Lic Status <b>Current</b>		<input type="checkbox"/> <table border="1"> <tr><td>Licensee</td></tr> <tr><td>History</td></tr> <tr><td>Notes</td></tr> <tr><td>Notes History</td></tr> <tr><td>Back</td></tr> </table>	Licensee	History	Notes	Notes History	Back															
Licensee																						
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<b>Address</b> Street # <b>13165</b> Street <b>AARANS POND DR. APT 102</b> Line 2 Line 3 City <b>TAMPA</b> State <b>FL</b> Zip <b>33612</b> Routing																						
<b>Other</b> 1st License Date <b>04/08/2021</b> Rank Date <b>04/08/2021</b> Certificate # Method <b>I-S-1024</b> Status Date <b>04/08/2021</b> Certificate Date Fee Exempt <b>No</b> Birth Date [REDACTED] Renewal Sent																						
<b>Select</b> Action <input type="text"/>  																						
<b>Modifiers</b> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>DEAL - Dealer</td> <td>04/03/2021</td> <td></td> </tr> <tr> <td>I</td> <td>TBRD - Thoroughbred</td> <td>04/03/2021</td> <td></td> </tr> <tr> <td>L</td> <td>320 - Tampa Bay Downs</td> <td>04/03/2021</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>04/03/2021</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	C	DEAL - Dealer	04/03/2021		I	TBRD - Thoroughbred	04/03/2021		L	320 - Tampa Bay Downs	04/03/2021		Y	3YR - 3 Year License	04/03/2021		
Type	Modifier	Effective Date	Additional Info																			
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L	320 - Tampa Bay Downs	04/03/2021																				
Y	3YR - 3 Year License	04/03/2021																				
<b>Alt Keys</b> BEST LIC NBR <b>12746100</b>																						

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EXHIBIT #1  
PAGE 1/1




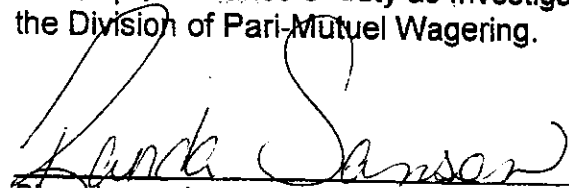
**State of Florida  
Department of Business and Professional Regulation  
Division of Pari-Mutuel Wagering  
Investigations Section**

2022 02 8761  
2022 02 8874

**PROPERTY RECEIPT**

Complaint # 2022 02 8913 Date 6/13/22 Lab # \_\_\_\_\_

Item No.	Quantity	Description
	1	Thumbdrive
		2022 02 8761 Cozino not clearing hands
		2022 02 8874 Thurbed not Clearing Hands
		2022 02 8913 Sarasota failure to ensure button is moved

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p align="center"></p> <p>Signature _____</p>	<p>I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.</p> <p align="center"></p> <p>Signature - Impounding Investigator _____</p>
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**RETURNED PROPERTY RECEIPT**

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

.....

Signature _____	Date _____
.....	.....
Received by: _____	Date: _____
Received by: _____	Date: _____
Received by: _____	Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt

**EXHIBIT #2  
PAGE 1/1**

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

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

Petitioner,

v.

RYAN W. THURBER, II,

Respondent.

\_\_\_\_\_ /

**FILED**

Florida Gaming Control Commission  
Office of the Agency Clerk

Clerk: Donna Fleming

Date: 7-13-2022

FGCC Case No.: 2022-028874

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Ryan W. Thurber, II (“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 12746100-1012, issued by Petitioner.
3. At all times material hereto, Respondent worked as a poker dealer at Sarasota Kennel Club, Inc..
4. At all times material hereto, Sarasota Kennel Club, 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 9, 2022, Respondent failed to clear his hands on one or more occasions when cash, chips, or tokens were exchanged with or provided to a player.

6. 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.”

7. 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 June 9, 2022.

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 2022-028874 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

### 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.

7020 2450 0000 5094 3379

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<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$
Total Postage	\$

8-26-22

Postmark  
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Sent To	<b>Ryan W. Thurber</b>
Street and Apt	5510 North Himes Avenue, Apt. 1405
City, State, Zip	Tampa, Florida 33614 AC - 2022028874 - PMW

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

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**Tracking Number:** 70202450000050943379

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Your item was delivered to an individual at the address at 6:57 pm on August 30, 2022 in TAMPA, FL 33614.

**USPS Tracking Plus® Available** [v](#)

## **Delivered, Left with Individual**

August 30, 2022 at 6:57 pm  
TAMPA, FL 33614

Feedback

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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 2022-030917; Default Final Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the revocation of Walson Joseph's ("Respondent") Pari-Mutuel Wagering General Individual Occupational License based on his felony conviction. By failing to respond to the properly served administrative complaint seeking to exclude him, Respondent waived his right to request a hearing contesting the Division's decision. Therefore, the Florida Gaming Control Commission should enter a final order revoking Respondent's license.

### *Background*

On May 12, 2022, Respondent was convicted of the felony offense, Possession of Marijuana with Intent to Sell, in Palm Beach County, Florida. Respondent did not inform the Division of this felony offense within 48 hours.

Based on this conviction, the Division served Respondent with an administrative complaint seeking revocation of his Pari-Mutuel Wagering General Individual Occupational License. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days<sup>1</sup> to file a written response to the administrative complaint. The Respondent was served on August 8, 2022 which means the Respondent had until August 29, 2022 to respond. He has never responded.

### *Analysis*

Section 550.105(5)(b), Florida Statutes, provides, that the commission may suspend or revoke any occupational license if the applicant has been convicted of a felony offense.<sup>2</sup> Section 550.105(10)(d), Florida Statutes, provides that each licensee shall

---

<sup>1</sup> 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.")

<sup>2</sup> Section 550.105(5)(d), Florida Statutes, provides the term "convicted" means "having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere."

inform the Division, within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.” Accordingly, Respondent license can be revoked or suspended based on the felony offense and Respondent’s failure to inform the Division of this conviction within 48 hours.

Because Respondent failed to file a timely response to the properly served administrative complaint, he waived his right to request a hearing. Therefore, the Florida Gaming Control Commission may enter a final order revoking Respondent’s General Individual Occupational License.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order revoking Walson Joseph’s Pari-Mutuel Wagering General Individual Occupational License.

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.: 2022-030917

WALSON JOSEPH,

Respondent.

\_\_\_\_\_ /

NOTICE OF SCRIVENER’S ERROR

On July 25, 2022, the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Department”) filed the Administrative Complaint for the above styled matter, which contained the scrivener’s error of incorrectly spelling the Respondent’s name.

Accordingly, the Respondent’s name contained within the Administrative Complaint should read “Walson Joseph.” As such, the Commission hereby provides this Notice of Scrivener’s Error to correct the Administrative Complaint in this matter as described above. A copy of the Corrected Administrative Complaint is attached hereto.

Respectfully submitted this 26th 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

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.: 2022-030917

WALSON JOSEPH,

Respondent.

\_\_\_\_\_ /

CORRECTED ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Corrected Administrative Complaint against Walson Joseph (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to Chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering General Individual Occupational License, number 12504790-1022, issued by Petitioner.
3. On or about May 12, 2022, Respondent entered a plea of guilty and was convicted of Possession of Marijuana with Intent to Sell, a felony, in the Circuit Court of the 15th Judicial Circuit in and for Palm Beach County, Florida, in case number 2022-CF-001020-AMB.

COUNT I

4. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.
5. Pursuant to Section 550.105(5)(b), Florida Statutes:

The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks and frontons. In addition, the division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

6. Section 550.105(5)(d), Florida Statutes, provides the term “convicted” means “having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.”

7. Based on the foregoing, Respondent violated Section 550.105(5)(b), Florida Statutes, by entering a plea of guilty and being convicted of Possession of Marijuana with Intent to Sell, a felony, in Palm Beach County, Florida on May 12, 2022.

## COUNT II

8. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

9. Respondent failed to notify Petitioner within 48 hours of his May 12, 2022 conviction for Possession of Marijuana with Intent to Sell in Palm Beach County, Florida.

10. Pursuant to Section 550.105(10)(d), Florida Statutes, each licensee shall inform the Division, within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.”

11. Based on the foregoing, Respondent violated Section 550.105(10)(d), Florida Statutes, by failing to inform the Division of his May 12, 2022 conviction for a disqualifying offense within 48 hours.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Corrected Administrative Complaint for FGCC Case Number 2022-030917 is signed this 26<sup>th</sup> 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

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](#)

Lic Type	<b>1022 - Pari-Mutuel General Individual Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>07/14/2022</b>
Complaint #	<b>2022030917</b>	Case Type	<b>CMP Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>JOSEPH, WALSON</b>	Responsible	<b>atribble - TRIBBLE, ANDRE</b>	<b>Private Case</b>	

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	<b>CHIS - Criminal History</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	<b>STND - Standard</b>	Incident	<b>05/12/2022</b>	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	<b>SR - Southern Region</b>	Received	<b>06/24/2022</b>	<input type="checkbox"/> In pection	
Reference	<b>550.105 (10D)</b>			<input type="checkbox"/> Costs	
Entered	<b>06/24/2022</b>	Entered By	<b>icampbell</b>	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	<b>149 - Investment Corp of Palm Beach (Criminal History):                  Joseph failed to notify the Division of his May 12, 2022 Felony conviction for possession of marijuana with intent to sell, transportation of drug paraphernalia &amp; possession of marijuana over 20 grams in Palm Beach County, Florida.</b>			<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated	<b>07/14/2022 10:37:40</b>	By	<b>icampbell</b>	<input type="checkbox"/> Work Note	<input type="button" value="Print Report"/>

<b>20</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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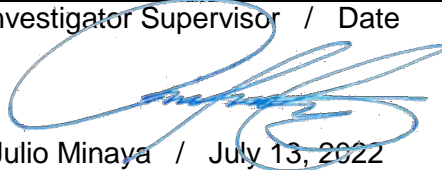
[Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: <b>PMW</b>	Region: <b>SOUTHERN</b>	Date of Complaint: <b>June 24, 2022</b>	Case Number: <b>2022 03 0917</b>
Respondent:  <b>JOSEPH, WALSON</b> <b>568 BEECH RD</b> <b>WEST PALM BEACH, FLORIDA 33409</b> <b>PHONE# - UNKNOWN</b>		Complainant:  <b>DIVISION OF PARI-MUTUEL WAGERING</b> <b>OFFICE OF INVESTIGATIONS</b> <b>1400 W. COMMERCIAL BLVD. SUITE 165</b> <b>FT. LAUDERDALE, FL. 33309</b>	
License # and Type: 12504790-1022	Profession: Lead Out	Report Date: June 28, 2022	
Period of Investigation: June 24, 2022 through June 28, 2022		Type of Report: <b>Final</b>	
Alleged Violation: <b>550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines. — (10)(d)</b> Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.			
Synopsis: This investigation is predicated upon receipt of an applicant hit from the Florida Department of Law Enforcement for Walson <b>JOSEPH. (EXHIBIT #1)</b>  Walson <b>JOSEPH</b> a former Lead Out at Palm Beach Kennel Club (PBKC), who holds a PMW Occupational License, (License #12504790, Exp. 06-30-2023), failed to notify the Division within 48 hours of his Felony conviction on May 12, 2022, in Palm Beach County, Florida for the charge of Possession of Marijuana with Intent To Sell. <b>(EXHIBIT #2)</b>			
Related Case:			
Investigator / Date   Andre' Tribble / 06/28/2022		Investigator Supervisor / Date   Julio Minaya / July 13, 2022	
 Steven E. Kogan / July 14, 2022			



## CONTINUATION

On February 03, 2022, Walson **JOSEPH** was arrested for Possession of Marijuana with Intent to Sell, a (Felony) in Palm Beach County. On May 12, 2022, **JOSEPH** pled guilty; he was sentenced to 2 days in Palm Beach County Jail, with 2 days Credit Time Served, Adjudication Withheld and 2 Years' Probation. **JOSEPH** was also ordered to pay \$418.00 in Court Cost and \$200.00 Prosecution Cost; all cost must be paid in full by May 13, 2024. On June 23, 2022 **JOSEPH** violated his probation; the hearing is set for June 29, 2022 at 8:30 A.M., in Palm Beach County. **(EXHIBIT #2)**

On June 23, 2022, **JOSEPH** was arrested for Tampering with Evidence (Felony) and two counts of Resisting Arrest without Violence (Misdemeanors). This arrest resulted in a violation of his probation on the February 04, 2022 arrest, and sentencing for the Possession of Marijuana with Intent to sell charge. The initial case conference is set for August 11, 2022 in Palm Beach County at 8:30 A.M. **(EXHIBIT #2)**

A check of Versa shows that **JOSEPH** is currently licensed through June 30, 2023 **(EXHIBIT #4)**. On December 15, 2021, An Enforcement Alert was issued noting that **JOSEPH** will need to submit court disposition paperwork for the December 15, 2021 and February 04, 2022 arrest in Palm Beach County prior to licensure. **(EXHIBIT #3)**

Investigation was never made aware of the December 15, 2021, arrest, but after researching CCIS the arrest was located. **JOSEPH's** charges consisted of a Battery and Criminal Mischief, both Misdemeanors. **JOSEPH** entered into a pre-trial diversion program that he successfully completed on June 17, 2022, which resulted in the State Attorney's Office Nolle Prose (not prosecuting) both charges. **JOSEPH** also paid in full his \$150.00 dollar court cost. **(EXHIBIT #2)**

On June 28, 2022, I verified **JOSEPH's** employment status with Palm Beach Kennel Club Human Resources Director Jeanette Roberts. She stated that **JOSEPH's** employment was terminated on August 27, 2020.

**Conclusion:** The findings of this investigation indicate that **JOSEPH** is in violation of Florida Statute 550.105 (10) (d) for failing to notify the Division within 48 hours of his conviction.

Status: Case closed by Investigations and forwarded to Legal for review.

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2. Court Dispositions..... 1-14

3. Enforcement Alert..... 1-1

4. **JOSEPH's** License Info..... 1-2

5. ARCI..... 1-2







**Campbell, Ian**

---

**From:** Minaya, Julio  
**Sent:** Friday, June 24, 2022 9:29 AM  
**To:** Campbell, Ian  
**Subject:** FW: Applicant Hit Notification

Per our conversation.

Thanks

**From:** Minaya, Julio  
**Sent:** Friday, June 24, 2022 8:30 AM  
**To:** Mahalingam, Rajani  
**Cc:** Kogan, Steven; Jones, Bradford  
**Subject:** FW: Applicant Hit Notification

Rajani,

Please open and assign to Inv Tribble.

Thank you

**From:** McDowell, Tanicha  
**Sent:** Thursday, June 23, 2022 4:33 PM  
**To:** Minaya, Julio; Jones, Bradford  
**Cc:** Kogan, Steven; Ricks, Glenda; Donaldson, David  
**Subject:** Applicant Hit Notification

Good afternoon,

Please open a case for Joseph, Walson - 12504790. All documents and applicant hit notification have been scanned in OnBase under Rap Sheet 06/22.

Should you need any further information or if you have any questions, please do not hesitate to contact me by phone or email.

Thank you



*Tanicha McDowell, Operations Review Specialist*  
**Division of Pari-Mutuel Wagering, Office of Operations**  
2601 Blair Stone Road, Tallahassee, FL 32399-1037  
850.717.1766 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.

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**EXHIBIT #**  
**PAGE #** 3

PMW Occupational License Applicant Hit Routing Slip

RE: Joseph, Walson  
 (LICENSEE NAME)

LICENSE NO: 12504790

APPLICANT HIT RECEIVED: 02/03/2022  
 (DATE)


Tanicha McDowell  
 Applicant Hit ORS

149-Palm Beach Kennel Club  
 Facility (d/b/a name)

Lead Out  
 Occupation/Job Title

Pursuant to Section 550.105(5)(a) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Section Review		
Did the applicant self-report this conviction? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
<b>Conviction</b>		
<input checked="" type="checkbox"/> Felony		
<input type="checkbox"/> Misdemeanor – Gambling Related/Bookmaking		
<input type="checkbox"/> Animal Cruelty		
Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any racing jurisdiction? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
<input type="checkbox"/> Cardroom Licenses, Professions 1012, 1031 and 1032 (Fraud, Larceny, Theft, etc.)		
<input type="checkbox"/> Other:		
<b>Comments:</b>		
1. <b>Palm Beach County, Florida (Case #: 50-2022-CF-001020-AXXX-MB)</b> 02/04/2022 – Possession of Marijuana with intent (F-3) – <b>Adjudication Withheld</b> 02/04/2022 – Transportation of Drugs – <b>No Action</b> 02/04/2022 – Possession of Marijuana over 20 grams – <b>No Action</b>		
<input type="checkbox"/> Referred to Investigations	Initials:	Date:

License Administrator Review:	<input type="checkbox"/> No Referral Required	<input checked="" type="checkbox"/> Forward to Investigations	Initials: 

IN THE CIRCUIT COURT, FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO: 2022CF001020AMB  
DIV: R  
OBTS NUMBER:

STATE OF FLORIDA

v.

WALSON JOSEPH

- PROBATION VIOLATOR
- COMMUNITY CONTROL VIOLATOR
- RETRIAL
- RESENTENCE

**JUDGMENT**

The above defendant, being personally before this Court represented by PUBLIC DEFENDER - DIVISION R  
(attorney)

<input type="checkbox"/> Having been tried and found guilty of the following crime(s):	<input checked="" type="checkbox"/> Having entered a plea of guilty to the following crime(s):	<input type="checkbox"/> Having entered a plea of nolo contendere to the following crime(s):
--	--	--

COUNT	CRIME	OFFENSE STATUTE NUMBER(S)	DEGREE
1	POSS OF MARIJUANA w/ INTENT TO SELL	893.13(1)(a)	F3

- and the Court having made a factual finding, the above crime(s) qualify as a crime of domestic violence pursuant to s. 741.28.
- 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 being a qualified offender pursuant to 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 OF GUILT BE WITHHELD.

SENTENCE  
STAYED

- The Court hereby stays and withholds imposition of sentence as to count(s) and places the Defendant on
- probation and/or  Community Control under the supervision of the Dept. Of Corrections  
(conditions of probation set forth in separate order).

SENTENCE  
DEFERRED

- The Court hereby defers imposition of sentence until

The Defendant in Open Court was advised of his right to appeal from the Judgment by filing notice of appeal with the Clerk of Court within thirty days following the date sentence is imposed or probation is ordered pursuant to this adjudication. The defendant was also advised of his right to the assistance of counsel in taking said appeal at the expense of the State upon showing of indigency.

DONE AND ORDERED in Open Court at Palm Beach County, Florida, this 12<sup>th</sup> day of May, 2022.

(Signature)  
CIRCUIT COURT JUDGE

Page 1 of 2

**FILED**  
Circuit Criminal Department

MAY 12 2022

JOSEPH ABRUZZO  
Clerk of the Circuit Court & Comptroller

EXHIBIT # 2  
PAGE # 1



IN THE CRIMINAL DIVISION OF THE CIRCUIT/COUNTY COURT OF THE  
FIFTEENTH JUDICIAL CIRCUIT OF FLORIDA,  
IN AND FOR PALM BEACH COUNTY

CASE NO. 50-2022-CF-001020-AXXX-MB

DIV. R: Felony - R (Circuit)

OBTS NUMBER: 5002367329

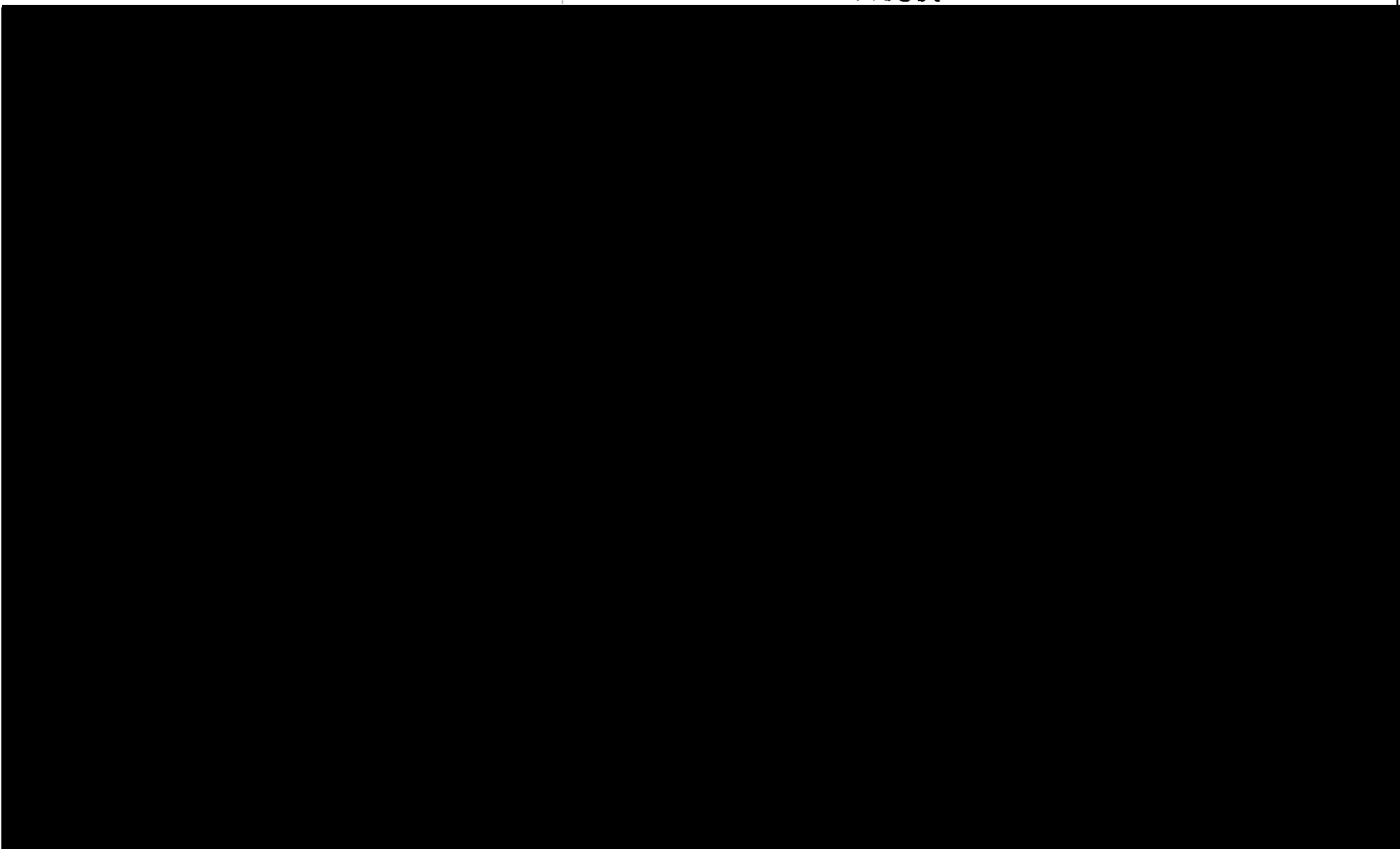
STATE OF FLORIDA

COMMUNITY  
CONTROL  
VIOLATOR

V

JOSEPH WALSON  
DEFENDANT

PROBATION  
VIOLATION

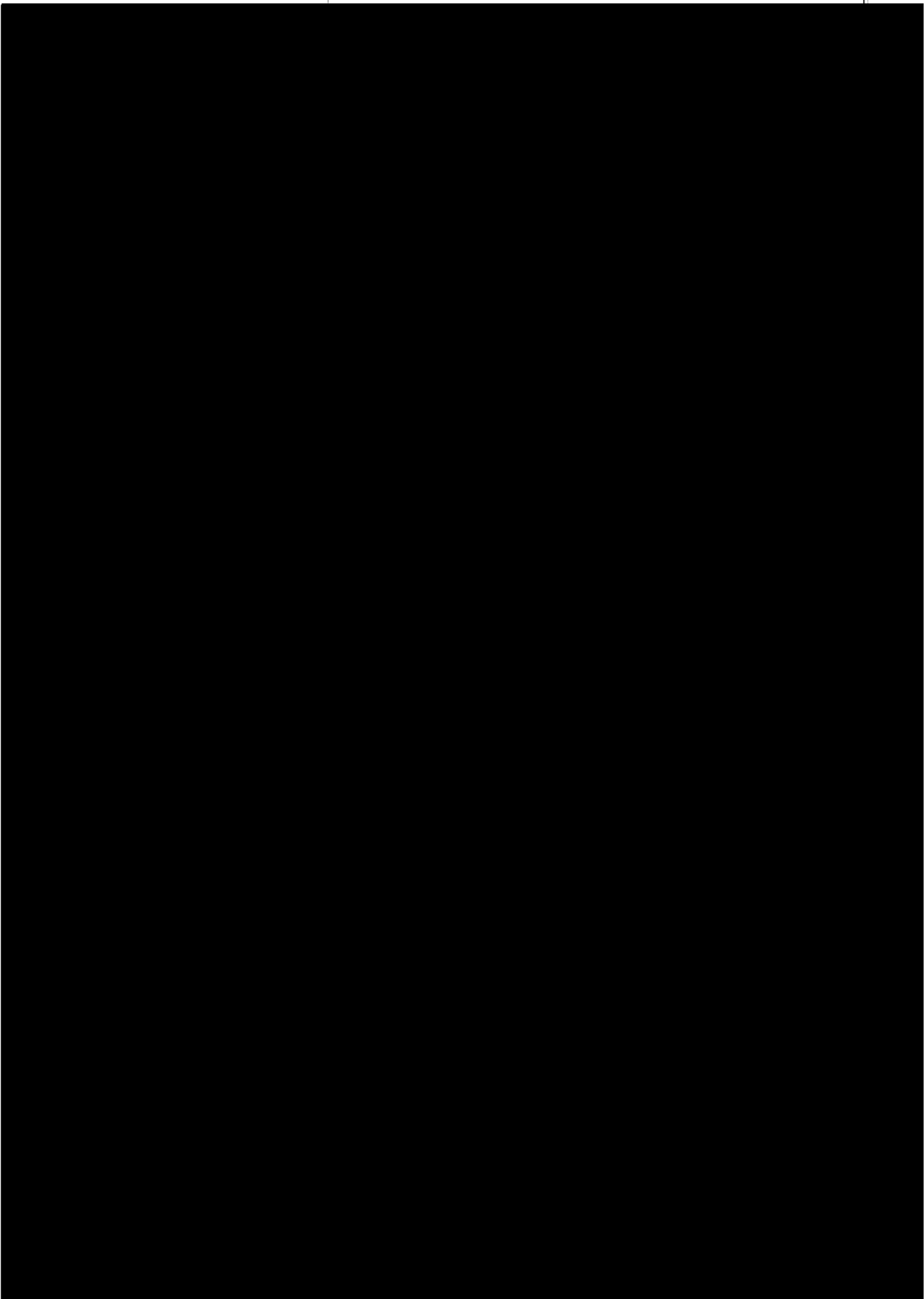


I hereby certify that the above and foregoing fingerprints are the fingerprints of the defendant, JOSEPH WALSON, and that they were placed thereon by said defendant in my presence this 12<sup>th</sup> day of May, 2022

Circuit/County Court Judge - Clerk - Deputy Sheriff  
(Please Circle Title)

page 2 of 2

EXHIBIT # 2  
PAGE # 2

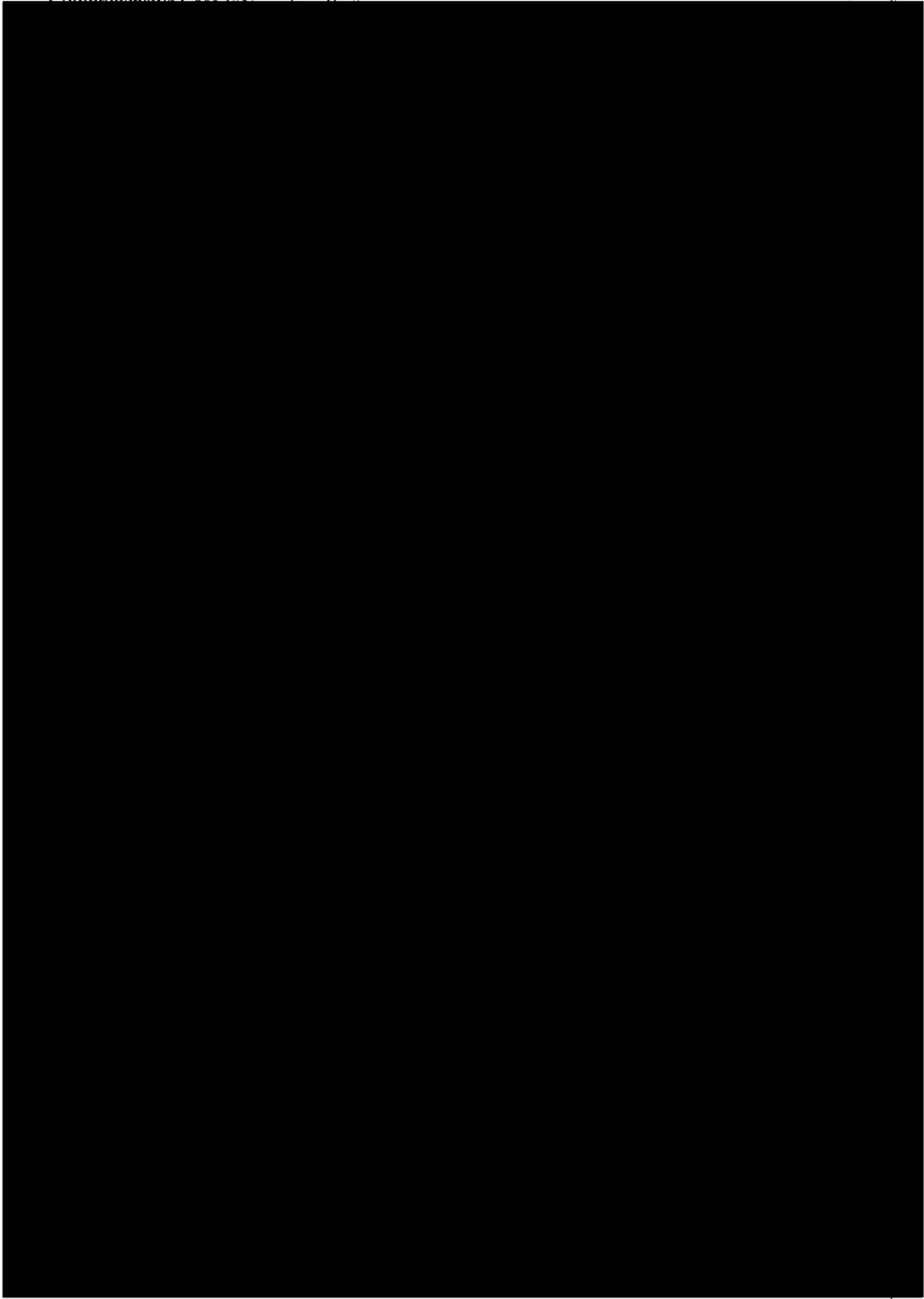




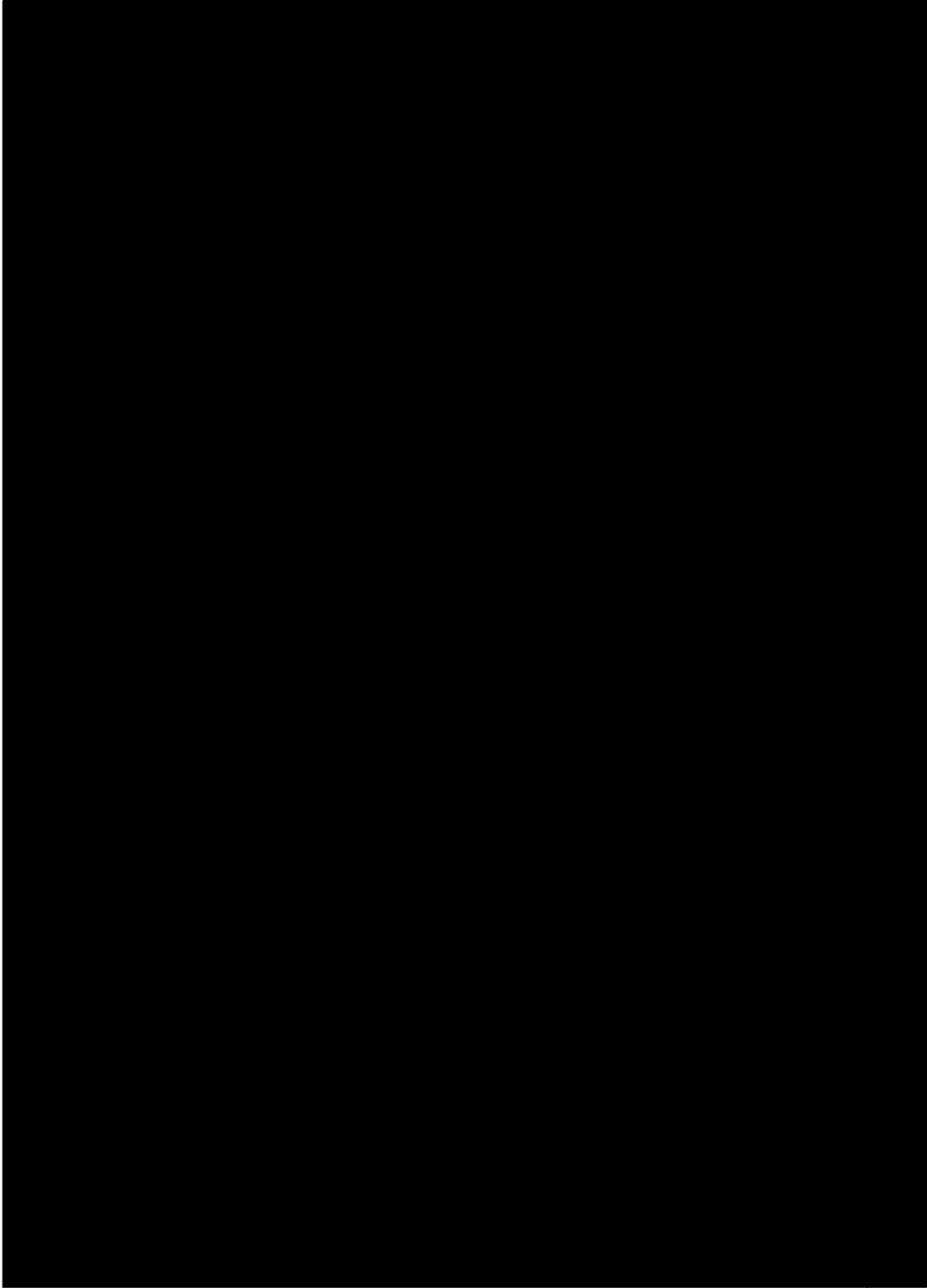
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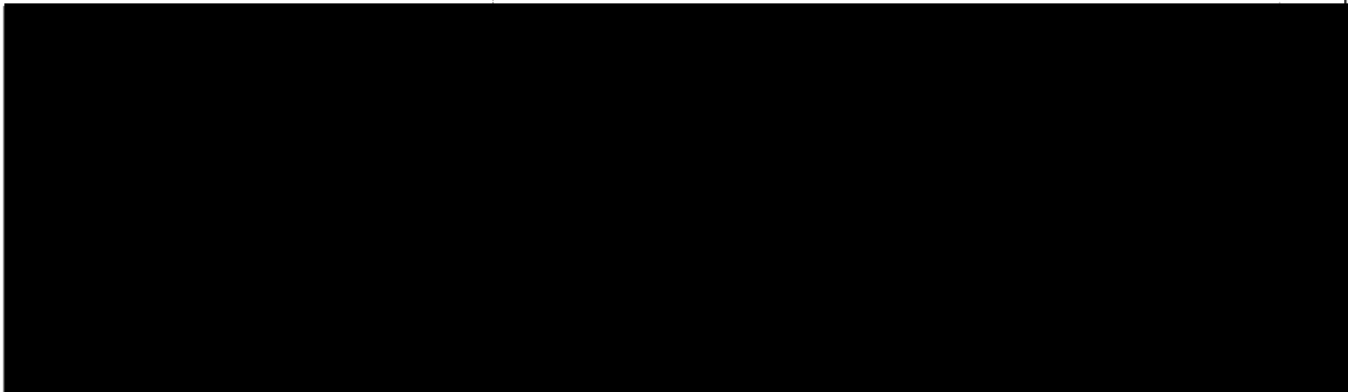
**EXHIBIT #** 2

**PAGE #** 449

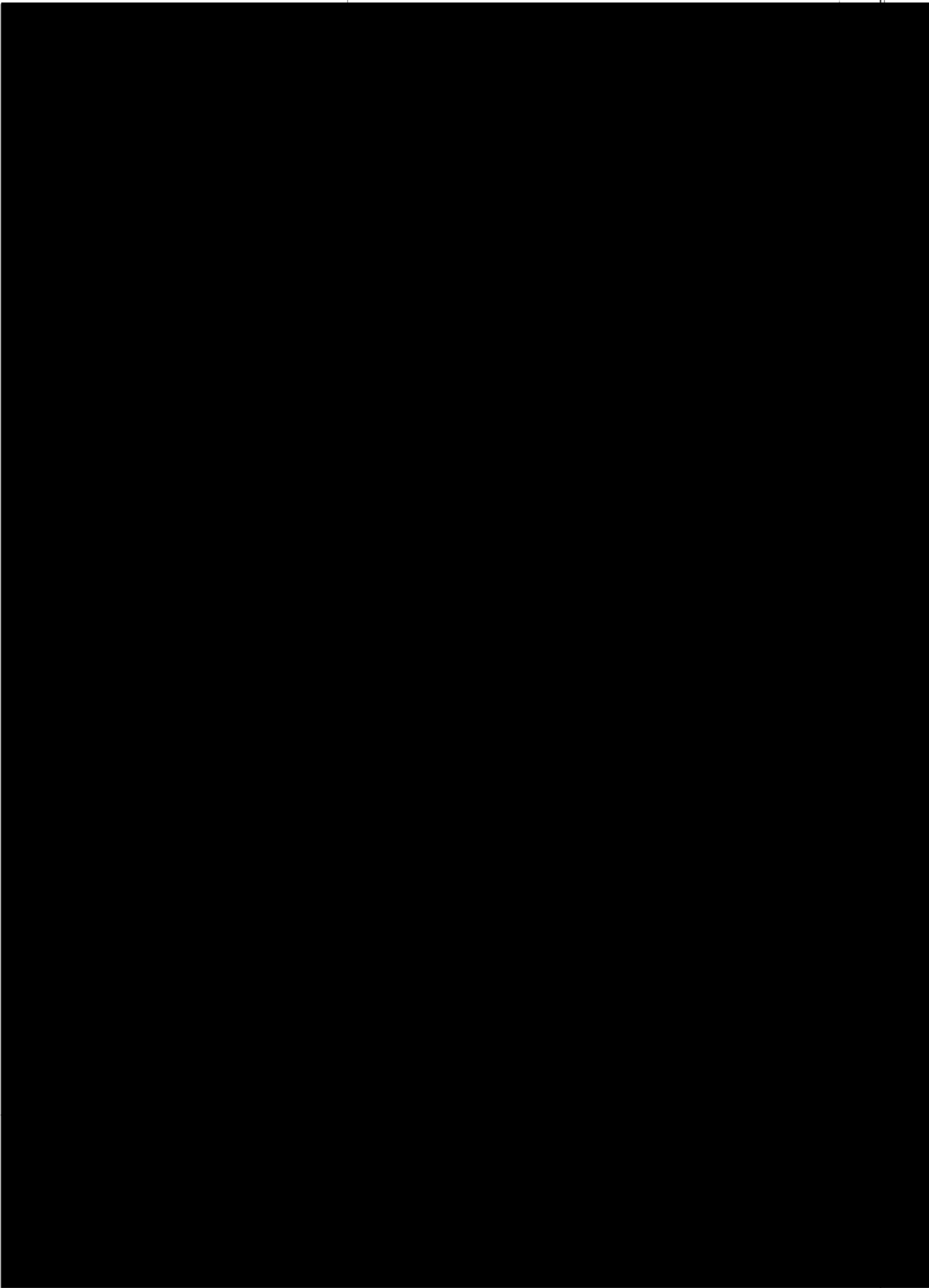


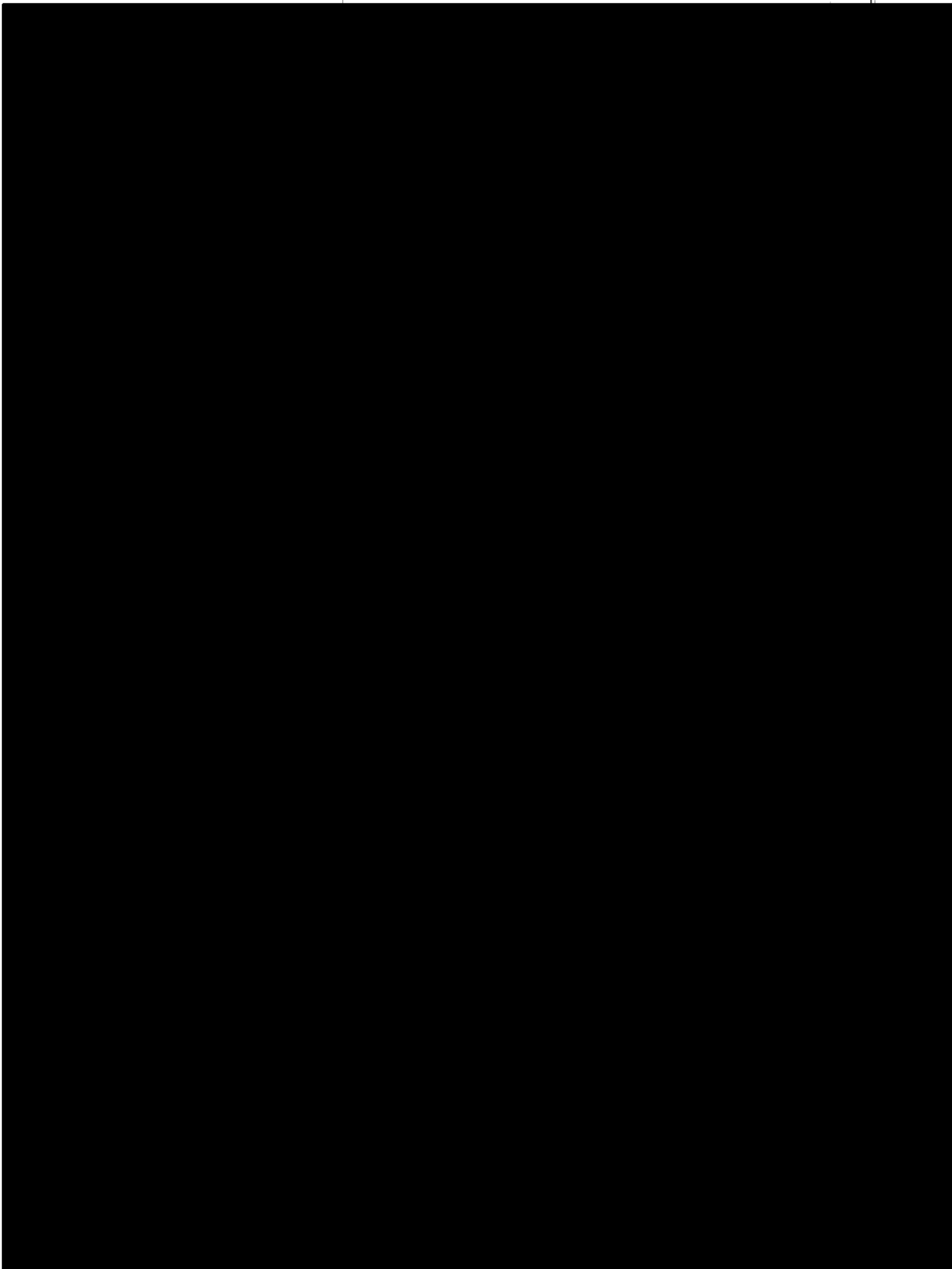












IN THE COUNTY COURT - 15<sup>th</sup> JUDICIAL CIRCUIT  
PALM BEACH COUNTY, FLORIDA  
DIVISION "C"  
STATE OF FLORIDA

CASE NO: 21MM009189AHR

vs

CHARGES: 1) Battery  
2) Criminal Mischief  
3) \_\_\_\_\_

Walson Joseph  
Defendant

**PRE-TRIAL AGREEMENT / STIPULATION FOR DEFERRED PROSECUTION  
RE: NOTICE TO APPEAR / UNIFORM TRAFFIC CITATION / INFORMATION**

This matter comes before the Court upon stipulation between the State of Florida and the defendant to redirect this case into an alternative resolution/diversion program.

By entering into this agreement, the defendant agrees to waive his/her right to a speedy trial as provided for by F.R.C.P. 3.191. Further, by entering this agreement, the parties stipulate as follows:

1. It is agreed that this case shall be continued for the purpose of successfully completing all terms of this agreement. All terms must be completed within 30 days of entering the Deferred Prosecution Agreement.
2. It is agreed that if all conditions are successfully completed in a timely manner and the defendant has not been arrested for new charges, has not received any additional Notices to Appear or Uniform Traffic Citations, has not been convicted of any new crimes, and does not fail to appear, the State will abandon prosecution of this case.
3. Extensions of this agreement may be granted upon the discretion of the prosecutor.
4. Defendant shall provide or show proof of completion of the items checked below:

- Community Service \_\_\_\_\_ Hours
  - Anger Management Course \_\_\_\_\_ Hours
  - Defensive Driving Course \_\_\_\_\_ Hours
  - DEP Course \_\_\_\_\_ Hours
  - Theft Abatement Course \_\_\_\_\_ Hours
  - No Contact with \_\_\_\_\_
  - Letter of Apology to \_\_\_\_\_
  - Restitution: \$ \_\_\_\_\_ to \_\_\_\_\_
  - Other: No New Arrests or Criminal Law Violations
- Cost of Prosecution (\$100 to Clerk)
  - Valid Driver's License
  - Valid Vehicle Registration
  - Valid Vehicle Insurance
  - Successful P&P Agreement

/s/ Luke Waldron  
ASSISTANT STATE ATTORNEY  
6/6/22  
DATE

DEFENDANT  
[Signature]  
ATTORNEY FOR DEFENDANT  
(I have the authority to sign this stipulation on behalf of the above-named Defendant.)

**FILED**

JUN 09 2022

JOSEPH ARRUZZO, CLERK

SCANNED

JUN 10 2022

UPDATED: 08/01/18

EXHIBIT # 2  
PAGE # 12  
456

IN THE COUNTY COURT OF THE FIFTEENTH  
JUDICIAL CIRCUIT, CRIMINAL DIVISION  
IN AND FOR PALM BEACH COUNTY, FLORIDA

CASE NO. 2021MM009189AMB DIVISION: "C"

RECALL CAPIAS \_\_\_\_\_ RECALL D-6's \_\_\_\_\_

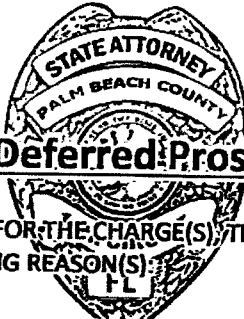
STATE OF FLORIDA

VS.

WALSON JOSEPH,

Defendant

- |                          |                        |                                     |                     |
|--------------------------|------------------------|-------------------------------------|---------------------|
| <input type="checkbox"/> | DWLS/C/R               | <input type="checkbox"/>            | RESIST W/O VIOLENCE |
| <input type="checkbox"/> | VIO. OF D/L REST.      | <input type="checkbox"/>            | TRESPASS            |
| <input type="checkbox"/> | NO VALID OR EXP. REG   | <input type="checkbox"/>            | RETAIL THEFT        |
| <input type="checkbox"/> | ATT. TAG NOT ASSIGNED  | <input type="checkbox"/>            | OPEN CONTAINER      |
| <input type="checkbox"/> | IMP. OR EXP. TAG       | <input type="checkbox"/>            | POSS OF MARIJ       |
| <input type="checkbox"/> | NO VALID D/L           | <input type="checkbox"/>            | POSS. OF PARA.      |
| <input type="checkbox"/> | EXPIRED D/L            | <input type="checkbox"/>            | PROSTITUTION        |
| <input type="checkbox"/> | NO INSURANCE           | <input type="checkbox"/>            | SOLIC. PROSTITUTION |
| <input type="checkbox"/> | PETIT THEFT            | <input checked="" type="checkbox"/> | BATTERY             |
| <input type="checkbox"/> | PAY FOR INFRACTIONS(S) | <input checked="" type="checkbox"/> | Criminal Mischief   |



**Nolle Prosequi for Deferred Prosecution/PTI/Diversion**

ALTHOUGH THERE WAS PROBABLE CAUSE FOR THE CHARGE(S) THE STATE ENTERS A NOLLE PROSEQUI IN THE ABOVE LISTED MATTER FOR THE FOLLOWING REASON(S):

- SUCCESSFUL COMPLETION OF DIVERSION PROGRAM IN LIEU OF JUDICIAL DISPOSITION
- SUCCESSFUL COMPLETION OF DIVERSION SPECIFIED CLASSES.
- COST OF PROSECUTION PAID
- RESTITUTION PAID
- SUCCESSFUL COMPLETION OF COMMUNITY SERVICE HOURS
- SUCCESSFUL COMPLETION OF DEFENSIVE DRIVING SCHOOL
- DEFENDANT COMPLETED PLEA & PASS
- DEFENDANT COMPLETED P.T.I./D.A.I.P
- LICENSE OR PRIVILEGE TO DRIVE REINSTATED
- VALID LICENSE SHOWN
- OTHER No contact with Victorai Fiefie; No new arrests or criminal law violations

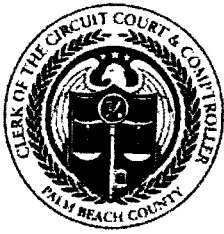
- VALID REGISTRATION SHOWN
- PROOF OF INSURANCE SHOWN

DATE: June 17, 2022

DAVID ARONBERG  
STATE ATTORNEY

/s/ *Luke Michael Waldron*

By: LUKE WALDRON  
Assistant State Attorney  
Florida Bar No. 1026426  
E-Service E-Mail: CCDIVC@SA15.ORG



**JOSEPH ABRUZZO**

CLERK OF THE CIRCUIT COURT & COMPTROLLER  
PALM BEACH COUNTY, FLORIDA

**RECEIPT**

4495045

Printed On:  
06/09/2022 09:11  
Page 1 of 1

Receipt Number: 4495045 - Date 06/09/2022 Time 9:11AM			
<b>Received of:</b>	PAUL WALSH 568 BEECH RD West Palm Beach, FL 33409		
<b>Cashier Name:</b>	JShepard	<b>Balance Owed:</b>	150.00
<b>Cashier Location:</b>	County Criminal - Front Counter	<b>Total Amount Paid:</b>	100.00
<b>Receipt ID:</b>	10852729	<b>Remaining Balance:</b>	50.00
<b>Division:</b>	C: Cnty Crim - C(County)		
<b>Case# 50-2021-MM-009189-AXXX-MB - DEFENDANT: JOSEPH, WALSON</b>			
<b>Item</b>	<b>Balance</b>	<b>Paid</b>	<b>Bal Remaining</b>
Fees	150.00	100.00	50.00
<b>Case Total</b>	<b>150.00</b>	<b>100.00</b>	<b>50.00</b>
<b>Payments</b>			
<b>Type</b>	<b>Ref#</b>	<b>Amount</b>	
CREDIT	2024	100.00	
<b>Total Received</b>		<b>100.00</b>	
<b>Total Paid</b>		<b>100.00</b>	

How was your service today? Please visit [www.mypalmbeachclerk.com/survey](http://www.mypalmbeachclerk.com/survey) or send your feedback to [clerkweb@mypalmbeachclerk.com](mailto:clerkweb@mypalmbeachclerk.com).

For office locations and information about Clerk & Comptroller services: Visit [www.mypalmbeachclerk.com](http://www.mypalmbeachclerk.com) or call (561) 355-2996.

EXHIBIT # 2  
PAGE # 14

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 > License Search > Display Alerts > Maintain License Modifiers - BASE\_CLONE

Search Criteria | Results | Detail

Modifier Type A - Alert

Modifier ENFO - Alert

Effective 12/15/2021 

Expires 

Additional Info :

Prompt

Value Applicant Hit

**Applicant must provide court disposition records for the 12/15/21 and the 2/3/22 arrests in Palm Beach County prior to licensure**

Notes

Updated 02/21/2022 15:08:05

By tmcdowell1

Notes History

Change

Delete

Save

Cancel

<

>

Add

Back

Get Adobe Reader.



VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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	1022 - Pari-Mutuel General Individual Occupational	Status	20 Under Investigation	Status Date	06/24/2022
Complaint #	2022030917	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	JOSEPH, WALSON	Responsible	atribble - TRIBBLE, ANDRE	Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<a href="#">Parties</a>	<a href="#">Activities</a>
Form	INTR - Internal	Priority		<a href="#">Allegations</a>	<a href="#">Discipline</a>
Class'n	CHIS - Criminal History	Complexity	R - Regular	<a href="#">Violations</a>	<a href="#">Compliance</a>
Security	STND - Standard	Incident	05/12/2022	<a href="#">Related</a>	<a href="#">Disposition</a>
Region	SR - Southern Region	Received	06/24/2022	<a href="#">Inspection</a>	
Reference	550.105 (10D)			<a href="#">Costs</a>	
Entered	06/24/2022	Entered By	icampbell	<a href="#">Time Tracking</a>	<a href="#">Auto Assign</a>
Summary	149 - Investment Corp of Palm Beach (Criminal History): Joseph failed to notify the Division of his May 12, 2022 Felony conviction for possession of marijuana with intent to sell, transportation of drug paraphernalia & possession of marijuana over 20 grams in Palm Beach County, Florida.			<a href="#">Attachments</a>	<a href="#">History</a>
Updated	06/24/2022 10:10:22	By	icampbell	<a href="#">Work Notes</a>	<a href="#">Print Report</a>

<a href="#">Change</a>	<a href="#">Save</a>	<a href="#">OK</a>	<a href="#">Cancel</a>	<a href="#">Back</a>
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# Comprehensive Ruling Report

Rulings Against: WALSON JOSEPH

0 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

*No Rulings*

# Comprehensive Licensee Report

ARCI Licensee: WALSON JOSEPH

## Fingerprint History

None

## License History

License Number:	12504790	License Type:	Other/OTB/Casino
Commission:	Florida Division of Pari-Mutuel Wagering	State/Province:	Florida
Issue Date:	8/27/2020	Expire Date:	6/30/2023
Division:	Dog	Breed:	Unknown

## Ruling History

None

7020 2450 0000 5094 2976

U.S. Postal Service™  
CERTIFIED MAIL® RECEIPT  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®

OFFICIAL USE

Certified Mail Fee  
\$ \_\_\_\_\_

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

8-3-22

Postmark  
Here

Postage  
\$ \_\_\_\_\_

Total Postage  
\$ \_\_\_\_\_

Sent To  
Street and Apt  
City, State, Zip

**Walson Joseph**  
568 Beech Road  
West Palm Beach, Florida 33409  
AC - 2022030917 - PMW

[Track Another Package +](#)

**Tracking Number:** 70202450000050942976

[Remove X](#)

Your item has been delivered to an agent for final delivery in WEST PALM BEACH, FL 33409 on August 8, 2022 at 1:36 pm.

**USPS Tracking Plus® Available** [v](#)

## **Delivered to Agent for Final Delivery**

August 8, 2022 at 1:36 pm  
WEST PALM BEACH, FL 33409

Feedback

**Get Updates** [v](#)

---

**Text & Email Updates** [v](#)

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**Tracking History** [v](#)

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**USPS Tracking Plus®** [v](#)

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[See Less ^](#)

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Emily Alvarado, Deputy Chief Attorney  
Re: Case Number 2022-037880; Default Final Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the revocation of Antonio Donico Beasley's ("Respondent") Pari-Mutuel Wagering General Individual Occupational License based on his felony conviction. By failing to respond to the properly served administrative complaint seeking to exclude him, Respondent waived his right to request a hearing contesting the Division's decision. Therefore, the Florida Gaming Control Commission should enter a final order revoking Respondent's license.

### *Background*

On May 31, 2022, Respondent was convicted of the felony offense, Aggravated Stalking-Following, Harassing, Cyber Stalking with Creditable Threat to a Person, in Clay County, Florida. Respondent did not inform the Division of this felony offense within 48 hours.

Based on this conviction, the Division served Respondent with an administrative complaint seeking revocation of his Pari-Mutuel Wagering General Individual Occupational License. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days<sup>1</sup> to file a written response to the administrative complaint. The Respondent was served on August 27, 2022 which means the Respondent had until September 17, 2022 to respond. He has never responded.

### *Analysis*

Section 550.105(5)(b), Florida Statutes, provides, that the commission may suspend or revoke any occupational license if the applicant has been convicted of a felony offense.<sup>2</sup> Section 550.105(10)(d), Florida Statutes, provides that each licensee shall

---

<sup>1</sup> 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.")

<sup>2</sup> Section 550.105(5)(d), Florida Statutes, provides the term "convicted" means "having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere."

inform the Division, within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.” Accordingly, Respondent license can be revoked or suspended based on the felony offense and Respondent’s failure to inform the Division of this conviction within 48 hours.

Because Respondent failed to file a timely response to the properly served administrative complaint, he waived his right to request a hearing. Therefore, the Florida Gaming Control Commission may enter a final order revoking Respondent’s General Individual Occupational License.

Staff Recommendation: The Florida Gaming Control Commission should enter a final order revoking Antonio Donico Beasley’s Pari-Mutuel Wagering General Individual Occupational License.

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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	<b>1022 - Pari-Mutuel General Individual Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>08/18/2022</b>
Complaint #	<b>2022037880</b>	Case Type	<b>CMP Complaint</b>	Disposition	
Docket#		Re pondent	<b>BEASLEY, ANTONIO DONICO</b>	Re pon ible	<b>dwashingto - WASHINGTON, DEREK</b>
					<b>Private Ca e</b>

Complaint	Re pondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	<b>CHIS - Criminal History</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/>	Violation	<input type="checkbox"/>	Compliance
Security	<b>STND - Standard</b>	Incident	<b>05/31/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	<b>CR - Central Region</b>	Received	<b>08/04/2022</b>	<input type="checkbox"/>	Inspection		
Reference	<b>550.105</b>			<input type="checkbox"/>	Costs		
Entered	<b>08/04/2022</b>	Entered By	<b>icampbell</b>	<input type="checkbox"/>	Time Tracking		Auto A ign
Summary	<b>148 - Orange Park Kennel Club, Inc • Occupational licenses of racetrack employees: Licensee Antonio Donico BEASLEY, a lead-out at Orange Park Kennel Club, and who holds a PMW General Individual Occupational License, (Lic# 12362059 / 1022), was convicted on May 31, 2022, of Felony Aggravated Staking. Upon his conviction, BEASLEY failed to notify the Division of his conviction as required by Florida Statutes.</b>			<input type="checkbox"/>	Attachments		History
Updated	<b>08/19/2022 09:16:35</b>	By	<b>icampbell</b>	<input type="checkbox"/>	Work Notes		Print Report

<b>14</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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**ROUTING SLIP**

**CRIMINAL CONVICTION WHILE LICENSED**

RE: BEASLEY, ANTONIO DONICO – 12362059  
(LICENSEE NAME – LICENSE #)

Case No: 2022 03 7880

Orange Park Kennel Club  
Facility (d/b/a name)

Leadout  
Occupation/Job Title

Yes  No  
Notified by Licensee

**DATE OF CONVICTION:**

**MAY 31, 2022**  
(DATE)

**Investigations Section:**  
Reviewed by Steve Kogan

  
08/18/2022  
(Initial & Date)

ARCI CHECKED Yes \_\_\_\_\_  
No \_\_\_\_\_

The attached file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

**Licensing Section:**

Reviewed/Forwarded to legal by David Donaldson \_\_\_\_\_  
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes \_\_\_\_\_  
No \_\_\_\_\_

Comments: \_\_\_\_\_

**Investigative Findings:**

March 2, 2022 Clay County Sheriff's Office, FL. – Aggravated Stalking-Follow Harass, Cyberstalking-Creditable Threat to a Person - Felony - Pled Guilty – Adjudication Withheld on May 31, 2022 – Sentenced to 24 months' Probation.

Leadout

\* Please attach Routing Slip to front of case file.




Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>Northern</b>	Date of Complaint: <b>August 4, 2022</b>	Case Number: <b>2022 03 7880</b>
Respondent: <b>BEASLEY, ANTONIO DONICO</b> 4925 Lambing Road Jacksonville, FL 32210 		Complainant: <b>Division of Pari-Mutuel Wagering</b> <b>Office of Investigations</b> <b>1400 West Commercial Boulevard, Suite 165</b> <b>Ft. Lauderdale, Florida 33309</b>	
License # and Type: <b>12362059 - 1022</b>		Profession: <b>Lead-out</b>	Report Date: <b>August 18, 2022</b>
Period of Investigation: <b>August 4, 2022 – August 18, 2022</b>		Type of Report: <b>FINAL</b>	
<p><b>Alleged Violation: 550.105 Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines — (5)(b)</b> The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the division governing the conduct of persons connected with racetracks and frontons. In addition, the division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.</p> <p><b>(d)</b> For purposes of this subsection, the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.</p> <p><b>(10) (d)</b> Under penalty of perjury, each person who is licensed or who is fingerprinted as required by this section must agree to inform the division within 48 hours if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.</p>			
Synopsis: Licensee Antonio Donico <b>BEASLEY</b> , a lead-out at Orange Park Kennel Club, and who holds a PMW General Individual Occupational License, (Lic# 12362059 / 1022), was convicted on May 31, 2022, of Felony Aggravated Stalking. Upon his conviction, <b>BEASLEY</b> failed to notify the Division of his conviction as required by Florida Statutes.			
Related Case:			
Investigator Supervisor / Date  /s/ C. Derek Washington / August 18, 2022		Chief of Investigations / Date  Steven Kogan / August 18, 2022	

## CONTINUATION

On March 2, 2022, the Division received an Applicant Hit notification from the Florida Department of Law Enforcement (FDLE). The report indicated that on March 2, 2022, **BEASLEY** was arrested by the Clay County Sheriff's Office and charged with Written Threats to Kill/Do Bodily Injury (Felony) and Aggravated Stalking (Felony).

On March 2, 2022, PMW Operations Review Specialist Cyntoria Harris placed an Enforcement Alert on **BEASLEY's** PMW General Individual Occupational license regarding the above offenses (**Exhibit #2**).

A check of the Florida Comprehensive Case Information System (CCIS) indicated that **BEASLEY** pled guilty to Felony Aggravated Stalking-Follow Harass, Cyberstalking-Creditable Threat to a Person. He was sentenced to 24 months probation with Adjudication Withheld on May 31, 2022. (**Exhibit #3**).

**BEASLEY** is currently licensed until June 30, 2023 (**Exhibit #4**).

**BEASLEY** is in violation of Florida Statutes 550.105 (b) & (10)(d) for his felony conviction and for failing to notify the Division of his felony conviction.

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

**TABLE OF CONTENTS**

I. INVESTIGATIVE REPORT COVERSHEET .....

II. INVESTIGATIVE REPORT .....

III. EXHIBITS

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    2. Enforcement Alert..... 1-2

    3. Court Dispositions..... 1-14

    4. BEASLEY’S PMW License Information..... 1-1

PMW Occupational License Applicant Hit Routing Slip

RE: BEASLEY, ANTONIO DONICO LICENSE NO: 12362059  
 (LICENSEE NAME)

APPLICANT HIT RECEIVED: 03/02/2022  
 (DATE)

Cyntoria Harris 148 - Orange Park Kennel Club, Inc. Lead Out

**Applicant Hit ORS**                      **Facility (d/b/a name)**                      **Occupation/Job Title**

*Pursuant to Section 550.105(5)(a) The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.*

Licensing Section Review		
Did the applicant self-report this conviction? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
<b>Conviction</b>		
<input checked="" type="checkbox"/> Felony		
<input type="checkbox"/> Misdemeanor – Gambling Related/Bookmaking		
<input type="checkbox"/> Animal Cruelty		
Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any racing jurisdiction?                      Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
<input type="checkbox"/> Cardroom Licenses, Professions 1012, 1031 and 1032 (Fraud, Larceny, Theft, etc.)		
<input type="checkbox"/> Other:		
<b>Comments:</b>		
<b>03/02/2022- Clay County, Florida (Case #: 102022CF000248CFAXXX)</b>		
<b>Charge 1-</b> Intimidation - Send Written Threat To Commit Bodily Injury (F)- Nolle Prosequi		
<b>Charge 2-</b> Aggrav Stalking - Follow Harass Cyberstalk Cred Threat To Person(F)- Adjudication Withheld		
<input checked="" type="checkbox"/> Referred to Investigations	Initials: <u>CH</u>	Date: <u>7/26/22</u>

<b>License Administrator Review:</b>	<input type="checkbox"/> No Referral Required	<input checked="" type="checkbox"/> Forward to Investigations	Initials: 
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EXHIBIT #1  
 PAGE 1-3





EXHIBIT #2  
PAGE 3-3

Page 2 of 2

VR Home		Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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License  ty Search | Modify License Standing | Maintain License CE Control

Domain 1 **Pari-Mutuel Wagering**

Logged in as: **dwashingto**

VR Home  arch > **Display Alerts**

Fed Tax	Lic Type	<b>1022 - PMW General Individual Occupational</b>	Expires On	<b>06/30/2023</b>
File	Name	<b>BEASLEY, ANTONIO DONICO</b>	Extended To	
License	Rank	<b>GIND - General Individual Occupational</b>	Renewed On	
Entity	Lic Status	<b>Current</b>		

Descrip	Effective	Notes	OK
Enforce	03/02/2022		<input type="button" value="OK"/>

 Get Adobe Reader.

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **dwashingto**

VR Home > License Search > Display Alerts > **Maintain License Modifiers - BASE\_CLONE**

Search Criteria | Results | Detail

Modifier Type **A - Alert**  
 Modifier **ENFO - Alert**  
 Effective **03/02/2022**  
 Expires -  
 Additional Info :  
 Prompt  
 Value **Applicant Hit**  
 Notes **Applicant must submit form DBPR PMW-3120 and provide court disposition records for the 03/02/2022 offense in Clay County, Florida.**  
 Updated **03/02/2022 15:20:23**  
 By **charris**

Notes History  
 Change  
 Delete  
 Save  
 Cancel  
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Add Back

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**EXHIBIT #2**  
**PAGE 2-2**





**AFFIDAVIT FOR ARREST WARRANT, CCR NO: 2021-023929**

Savannah's father has received approximately ten phone calls from Antonio from four to five different cell phone numbers. Antonio has made all of these calls in an attempt to speak with Savannah after Savannah has told him she does not want to speak to him. Savannah's father has also told Antonio that Savannah does not want to speak to him. However, that is not good enough for Antonio. Antonio has also made comments such as he cannot live without Savannah and has threatened Savannah and her family. Antonio will call Savannah and her family from several different cell phone numbers including, [REDACTED] Antonio has sent several threatening messages from an Instagram account and Facebook messenger. The Instagram messages included threats like, "I'm finna be at yo house in like ten min, Ima shoot that hoe up I hope yo grandma get hit, Come outside for I shoot yo sjii up now". Antonio sent a Facebook message to Savannah's brother, [REDACTED] "Ima make sure I shoot that bitch in the head". Savannah believes that message was directed at her. Another Facebook message from Antonio's account (Ruthless Ajayy) reads, "On my soul I'm omw ima kill both yall ahh on blood, Bruh when I get there I'm shooting shii up".

While still on scene at Savannah's residence, Antonio called the house phone and I spoke to him. I advised Antonio I was with the Clay County Sheriff's Office and I advised him of my name. Antonio stated the following, "Fuck off, I don't give a fuck who you are, I am going to talk to Savannah".

I was able to identify Antonio through DAVID and Savannah confirmed the DAVID photo as being Antonio. Savannah has known Antonio personally for approximately one year.

Savannah advised she is in fear of Antonio and her family members are in fear of what Antonio might do to them. Savannah does not think Antonio will stop his behavior and she thinks it will continue to escalate. Savannah and her family are dealing with emotional distress from Antonio's continuous behavior.

I swear and affirm that the above statement is true and correct to the best of my knowledge.

Is/ RYAN C PERRY

Affiant: RYAN C PERRY ID# 08181  
Agency: Clay County Sheriff's Office  
Duty Section:

Sworn to and subscribed before me this 14th day of January, 2022, by the aforementioned Affiant  who is personally known to me or  who has produced \_\_\_\_\_ as identification and who did take an oath.

Signature of person who gave the oath:

Is/ EDGAR W HOWELL

Judge or  Deputy or  Notary

EDGAR W HOWELL

Printed Name of person who gave the oath.

*Electronically administered per sections 92 and 117 of Florida Statutes*



Filing # 149236159 E-Filed 05/09/2022 04:48:43 PM

S.A. CASE NO.: 21CF051423AC

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT IN AND FOR CLAY COUNTY, FLORIDA

STATE OF FLORIDA

Spring Term, in the year two thousand twenty-two

vs.

CLERK NO.: 102022CF000248A

ANTONIO DONICO BEASLEY

DIVISION: CRA

INFORMATION FOR:

- 1) WRITTEN THREATS TO KILL OR DO BODILY INJURY
- 2) AGGRAVATED STALKING

IN THE NAME OF AND BY AUTHORITY OF THE STATE OF FLORIDA, MELISSA W. NELSON, State Attorney for the Fourth Judicial Circuit of the State of Florida, in and for Clay County, charges that:

COUNT 1

ANTONIO DONICO BEASLEY on or between September 1, 2021 and October 15, 2021, in the County of Clay and the State of Florida, did knowingly write or compose and did knowingly send or procure the sending of a letter, inscribed communication or electronic communication, so written or composed, whether such letter or communication be signed or anonymous, to S.N.E., containing a threat to kill or to do bodily injury to the person to whom such letter or communication is sent, or a threat to kill or to do bodily injury to any member of the family of the person to whom such letter or communication is sent, contrary to the provisions of Section 836.10, Florida Statutes.

COUNT 2

ANTONIO DONICO BEASLEY on or between September 1, 2021 and October 15, 2021, in the County of Clay and the State of Florida, did willfully, maliciously, and repeatedly follow or harass S.N.E., and did make a credible threat with the intent to place S.N.E. in reasonable fear of death or bodily injury, to-wit: shoot the victim, contrary to the provisions of Section 784.048(3), Florida Statutes.

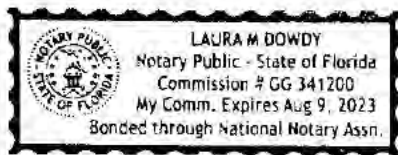
MELISSA W. NELSON, STATE ATTORNEY  
FOURTH JUDICIAL CIRCUIT

By: Ashley Young Terry  
Assistant State Attorney  
Fourth Judicial Circuit of Florida, in and for Clay County

STATE OF FLORIDA }  
COUNTY OF CLAY }

Personally appeared before me, Ashley Young Terry, Assistant State Attorney, for the Fourth Judicial Circuit of the State of Florida, in and for Clay County, who is personally known to me, and who being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged, and that this prosecution is instituted in good faith, and hereby certifies that testimony under oath has been received from the material witness(es) for the offense.

Sworn to and subscribed before me this 9<sup>th</sup> day of May, 2022.



By: Laura M Dowdy  
Laura M. Dowdy

TARA S. GREEN, Clerk of the Circuit Court, Fourth Judicial Circuit of Florida, In and For Clay County, and Clerk of the County Court, In and For Clay County, Florida.

FILED THIS \_\_\_\_\_

BY DEPUTY CLERK: Stephanie White

Dkt Race: Black AD Sex: Male

Ext. E  
DOB 04/05/2001  
Prior DNA Submission NO

MCL NO.(S): S836.10, F2; S784.048(3), F3

EXHIBIT #3  
PAGE 4-14

IN THE CIRCUIT COURT, FOURTH JUDICIAL CIRCUIT, IN AND FOR CLAY COUNTY, FLORIDA.

CASE NO.: 2022CF248  
DIVISION: A

STATE OF FLORIDA  
VS.  
Antonio Beasley

**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 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 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:

PG- Ct 2 - Aggrav Stalking - Cyberstalk (F3), Ct 1 - DN Intimidation - Send Written Threat (F2)  
Sentence - 24 mth Probation, No victim contact, Mental health evaluation/follow up, TASC  
evaluation/follow up. Std. Court costs and fees - CC: \$418, PD: \$150, State: \$100, Sheriff:\$100.

*Sentenced 91 day CCT / 91 day credit.*

The State and the Defendant stipulate and agree that the Defendant is entitled to 91 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 other than this Court. I have not been threatened, coerced, or intimidated by any person, including my attorney, in any way in order to get me to enter this plea.

**Advice of Rights:**

I understand that by pleading guilty I give up the following constitution 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 the State to prove its case against me beyond a reasonable doubt and, for purposes of this plea hearing, my right against self-incrimination. I further understand that if I am not a citizen of the United States that this plea may subject me to deportation. I also understand that by entering this plea I give up the right to appeal all matters relating to the judgment, including the issue of guilt or innocence.

**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 "sex ually 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; and
- E. 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 13<sup>th</sup> day of May, 2022.

  
\_\_\_\_\_  
Attorney for Defendant

Antonio Beasley  
\_\_\_\_\_  
Defendant

  
\_\_\_\_\_  
Assistant State Attorney

  
\_\_\_\_\_  
Witness, Deputy Clerk

  
\_\_\_\_\_  
Circuit Judge

My signature as Judge of this Court is certification that I have discussed this plea agreement with Defendant and Defendant's attorney in open Court on this date and have asked Defendant questions, 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 conditions, which would interfere with Defendant's ability to understand and appreciate the terms of this plea agreement and its consequences.

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT,  
IN AND FOR CLAY COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO.: 2022CF000248

vs.

DIVISION: A

ANTONIO DONICO BEASLEY ,  
Defendant.

**JUDGMENT**

- Probation Violator/Revoked and Terminated
- Community Control Violator/Revoked and Terminated
- Retrial
- Resentence

The Defendant, ANTONIO DONICO BEASLEY , being personally before this Court represented by CHERYL GILDNER , the attorney of record, and the state represented by HECTOR MURCIA-BUSTOS and having:

- been tried and found guilty by jury/by the 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
2	AGGRAV STALKING - FOLLOW HARASS CYBERSTALK CRED THREAT TO PERSON	784.048(3)	F3	2022CF000248	1005032520

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 pursuant to section 943.325, Florida Statutes, having been convicted of attempts or offenses relating to any other offense included in this Statute sentence you will have a DNA blood draw or Swab for DNA Database.

and good cause being shown; IT IS ORDERED THAT ADJUDICATION BE WITHHELD

EXHIBIT #3  
PAGE 7-14

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT,  
IN AND FOR CLAY COUNTY, FLORIDA

STATE OF FLORIDA,

vs.

CASE NO.: 2022CF000248

DIVISION: A

ANTONIO DONICO BEASLEY ,  
Defendant.

Local Jurisdiction Identification Number:

**ORDER OF PROBATION**

This cause coming before the Court to be heard, and you, the defendant, being now present before the court, and you having

<input checked="" type="checkbox"/>	entered a plea of guilty to	<input type="checkbox"/>	been found guilty by jury verdict of
<input type="checkbox"/>	entered a plea of nolo contendere to	<input type="checkbox"/>	been found guilty by the court trying the case without a jury of

Count	Charge
2	AGGRAV STALKING - FOLLOW HARASS CYBERSTALK CRED THREAT TO PERSON

**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 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: INCARCERATION DURING PORTION OF SUPERVISION SENTENCE**

It is hereby ordered and adjudged that you be:

committed to the Department of Corrections for a term of prison with credit for jail time, followed by Probation for a period of under the supervision of the Department of Corrections, subject to Florida law.  
or

EXHIBIT #3  
PAGE 8-14



Defendant: ANTONIO DONICO BEASLEY CASE NO.: 2022CF000248

- confined in the County Jail for a term of \_\_\_\_\_ with credit for jail time. After you have served \_\_\_\_\_ of the term, you shall be placed on Probation for a period of \_\_\_\_\_ under the supervision of the Department of Corrections, subject to Florida law.
- or
- confined in the County Jail for a term of 91 days with credit for 91 days jail time, as a special condition of supervision.

**IT IS FURTHER ORDERED** that you shall comply with the following standard conditions of supervision as provided by Florida law:

- (1) You will report to the probation officer as directed.
- (2) You will pay the State of Florida the amount of \$40.00 per month, as well as 4% surcharge, toward the cost of your supervision in accordance with s. 948.09, F.S., unless otherwise exempted in compliance with Florida Statutes.
- (3) You will remain in a specified place. You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (4) You will not possess, carry or own any firearm. You will not possess, carry, or own any weapon without first procuring the consent of your officer.
- (5) You will live without violating any law. A conviction in a court of law is not necessary for such a violation of law to constitute a violation of your probation, community control, or any other form of court ordered supervision.
- (6) You will not associate with any person engaged in any criminal activity.
- (7) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician. 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.

EXHIBIT #3  
PAGE 9-14

Defendant: ANTONIO DONICO BEASLEY CASE NO.: 2022CF000248

- (12) You will submit a DNA sample, as directed by your officer, for DAN 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 with 72 hours of your release from incarceration to the probation office Clay 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 1407 S. Orange Ave., Green Cove Springs, Florida 32043.

**SPECIAL CONDITIONS**

- [ X ] 1. You must undergo a Drug and Alcohol 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. Additional instructions ordered: You shall enroll within thirty (30) days of imposition of sentence as directed by the Probation Officer.
- [ X ] 2. 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. Additional instructions ordered: You shall enroll within thirty (30) days of imposition of sentence as directed by the Probation Officer.
- [ X ] 3. You will have no Victim contact (direct or indirect) during the period of supervision.

**Effective for offenders whose crime was committed on or after September 1, 2005**, there is hereby imposed, in addition to any other provision in this section, mandatory electronic monitoring as a condition of supervision for those who:

- Are placed on supervision for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older; or
- Are designated as a sexual predator pursuant to s. 775.21; or
- Has previously been convicted of a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

**You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied**, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

**Effective for offenders who are subject to supervision for a crime that was committed on or after May 26, 2010**, and who has been convicted at any time of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses listed in s. 943.0435(1)(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.

**Effective for offenders whose crime was committed on or after October 1, 2014**, and who is placed on probation or community control for a violation of chapter 794, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145, in addition to all other conditions imposed, is prohibited from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material unless otherwise indicated in the treatment plan provided by a qualified practitioner in the sexual offender treatment program. Visual or auditory material includes, but is not limited to, telephone, electronic media, computer programs, and computer services.

**YOU ARE HEREBY PLACED ON NOTICE** that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication of guilt was withheld, and impose any sentence that it might have imposed before placing you on probation or require you to serve the balance of the sentence.

**IT IS FURTHER ORDERED** that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liability. (This paragraph applies only if section 1 or section 2 is checked.)

**IT IS FURTHER ORDERED** that you pay:

**Court Costs, Fees, and Fines, as imposed at sentencing, in the total amount of: \$1.120.**

Payments processed through the Department of Corrections will be assessed a 4% surcharge pursuant to s. 945.31, F.S.

Pursuant to s. 948.09, F.S., you will be assessed an amount of \$2.00 per month for each month of supervision for the Training Trust Fund Surcharge.

Court Costs/Fines Waived

Court Costs/Fines in the amount of [[Court Costs/Fines Amt converted]CCFCConv]} converted to community service hours.

Court Costs/Fines in the amount of reduced to civil judgment.

**SPECIFIC INSTRUCTIONS FOR PAYMENT: .**

**IT IS FURTHER ORDERED** that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

**DONE AND ORDERED**, on 31 day of May, 2022

**NUNC PRO TUNC**

  
STEVEN B. WHITTINGTON, Circuit Judge

---

I acknowledge receipt of a copy of this order and that the conditions have been explained to me and I agree to abide by them.

Date: \_\_\_\_\_ Defendant \_\_\_\_\_

Instructed by: \_\_\_\_\_  
Supervising Officer

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PAGE 12-14



(<http://www.dc.state.fl.us/index.html>)

**Florida Department of Corrections**  
(<http://www.dc.state.fl.us/index.html>)

"Inspiring Success by Transforming One Life at a Time"



**Ron DeSantis, Governor**  
**Ricky D. Dixon, Secretary**

**Offender Search** (</OffenderSearch/InmateInfoMenu.aspx>)    **Visit an Inmate** (</ci/visit.html>)

**Correctional Institutions** (</ci/index.html>)    **Probation Services** (</cc/index.html>)    **Programs** (</development/index.html>)

**FDC Jobs** (<http://www.fdcjobs.com>)    **Newsroom** (</comm/index.html>)    **Statistics** (</pub/index.html>)


**Partners** (<mailto:development@fdc.myflorida.com>)

## Corrections Offender Network

### Supervised Population Information Detail

(This information was current as of 7/31/2022)



<b>DC Number:</b>	C21545
<b>Name:</b>	BEASLEY, ANTONIO DONICO
<b>Race:</b>	BLACK
<b>Sex:</b>	MALE
<b>Birth Date:</b>	[REDACTED]
<b>Supervision Begin Date:</b>	05/31/2022
<b>Current Location:</b>	JACKSONVILLE ( <a href="http://prod.wpws001.fdc.myflorida.com/ci">http://prod.wpws001.fdc.myflorida.com/ci</a> )
<b>Current Status:</b>	MOVED TO OTHER STATE
<b>Supervision Type:</b>	PROBATION FELONY
<b>Scheduled Termination Date:</b>	05/30/2024
 <a href="https://www.vinelink.com/vinelink/servlet/SubjectSearch?siteID=10000&amp;agency=900&amp;offenderID=C21545">CLICK HERE for Custody Status Updates</a>	
<b><a href="https://www.vinelink.com/vinelink/servlet/SubjectSearch?siteID=10000&amp;agency=900&amp;offenderID=C21545">https://www.vinelink.com/vinelink/servlet/SubjectSearch?siteID=10000&amp;agency=900&amp;offenderID=C21545</a></b>	

#### Aliases:

DONICO BEASLEY ANTONIO, ANTONIO DONICO BEASLEY

Note: The offense descriptions are truncated and do not necessarily reflect the crime for which the offender is on supervision. Please refer to the court documents or the Florida Statutes for further information or definition.

#### Current Community Supervision History:

Offense Date	Offense	Sentence Date	County	Case No.	Community Supervision Length
09/01/2021	AGG.STALK-CREDIBLE THREAT	05/31/2022	CLAY	2200248	2Y 0M 0D

[First](#)[Previous](#)[Next](#)[Last](#)[Return to List](#)[New Search](#)

Record: 1 of 1

The Florida Department of Corrections updates this information regularly, to ensure that it is complete and accurate, however this information can change quickly. Therefore, the information on this site may not reflect the true current location, status, scheduled termination date, or other information regarding an offender.

This database contains public record information on felony offenders sentenced to the Department of Corrections. This information includes offenders sentenced or released to state supervision or offenders received for supervision from another state as the result of an Interstate Compact transfer. Information contained herein includes current supervision offenses. Offense types include related crimes such as attempts, conspiracies and solicitations to commit crimes. Information on offenders sentenced to county jail, county probation, or any other form of supervision is not contained. The information is derived from court records provided to the Department of Corrections and is made available as a public service to interested citizens. The Department of Corrections makes no guarantee as to the accuracy or completeness of the information contained herein. Any person who believes information provided is not accurate may contact the Department of Corrections.

For questions and comments, you may contact the Department of Corrections, Bureau of Probation and Parole Field Services, at **JACKSONVILLE Circuit Office** (<http://prod.fdc-wpws001.fdc.myflorida.com/cc/o4.html>). This information is made available to the public and law enforcement in the interest of public safety.

**Search Criteria:** (/OffenderSearch/search.aspx?TypeSearch=AO) Last Name: beasley First Name: antonio Search Aliases: YES Offense Category: Supervision Type: ALL Supervision Status: ALL County of Supervision: ALL Current Location: ALL

**Current Status Definitions:** **Active** - offender is being actively supervised by the probation officer in the community. **Active Suspense** - offender is temporarily unavailable for direct supervision during the supervision term, due to being in custody in jail or another facility, but is still being monitored by a probation officer for release, arrest, etc. **Absconder** - offender absconds from supervision (his/her whereabouts are unknown and the offender is not available for supervision) and warrant is issued for violation.

[Return to Corrections Offender Information Network \(../OffenderSearch/InmateInfoMenu.aspx\)](#)

### **About Us**

**<http://www.dc.state.fl.us/about.html>**

*As Florida's largest state agency, and the third largest prison system in the country, FDC employs 24,000 members, incarcerates approximately 80,000 inmates and supervises nearly 146,000 offenders in the community.*

### **Quick Links**

<a href="http://www.dc.state.fl.us/ci/ContactInmate.html">Contact an Inmate</a> ( <a href="http://www.dc.state.fl.us/ci/ContactInmate.html">http://www.dc.state.fl.us/ci/ContactInmate.html</a> )	<a href="http://www.dc.state.fl.us/vict/index.html">Victim Services</a> ( <a href="http://www.dc.state.fl.us/vict/index.html">http://www.dc.state.fl.us/vict/index.html</a> )
<a href="http://www.dc.state.fl.us/comm/PRR.html">Public Records</a> ( <a href="http://www.dc.state.fl.us/comm/PRR.html">http://www.dc.state.fl.us/comm/PRR.html</a> )	<a href="http://www.dc.state.fl.us/development/index.html">Inmate and Offender Programming</a> ( <a href="http://www.dc.state.fl.us/development/index.html">http://www.dc.state.fl.us/development/index.html</a> )
<a href="http://www.dc.state.fl.us/volunteer/index.html">Volunteer</a> ( <a href="http://www.dc.state.fl.us/volunteer/index.html">http://www.dc.state.fl.us/volunteer/index.html</a> )	<a href="https://www.correctionsfoundation.org/">Corrections Foundation</a> ( <a href="https://www.correctionsfoundation.org/">https://www.correctionsfoundation.org/</a> )
<a href="http://www.dc.state.fl.us/apps/IGcomplaint.html">File a Complaint</a> ( <a href="http://www.dc.state.fl.us/apps/IGcomplaint.html">http://www.dc.state.fl.us/apps/IGcomplaint.html</a> )	<a href="https://www.fcor.state.fl.us/index.shtml">Parole Information</a> ( <a href="https://www.fcor.state.fl.us/index.shtml">https://www.fcor.state.fl.us/index.shtml</a> )
<a href="http://www.dc.state.fl.us/org/orgchart.html">Organization</a> ( <a href="http://www.dc.state.fl.us/org/orgchart.html">http://www.dc.state.fl.us/org/orgchart.html</a> )	<a href="http://www.dc.state.fl.us/jg/index.html">Inspector General</a> ( <a href="http://www.dc.state.fl.us/jg/index.html">http://www.dc.state.fl.us/jg/index.html</a> )
<a href="http://www.dc.state.fl.us/pub/regulatory/2018.pdf">Regulatory Plan</a> ( <a href="http://www.dc.state.fl.us/pub/regulatory/2018.pdf">http://www.dc.state.fl.us/pub/regulatory/2018.pdf</a> )	<a href="http://www.dc.state.fl.us/PREA/index.html">Prison Rape Elimination Act</a> ( <a href="http://www.dc.state.fl.us/PREA/index.html">http://www.dc.state.fl.us/PREA/index.html</a> )

### **Contact Us**

**<http://www.dc.state.fl.us/org>**

501 South Calhoun Street  
Tallahassee, FL 32399-2500  
Main: (850) 488-5021  
Phone Directory  
(<http://www.dc.state.fl.us/org/contact.html>)  
Citizen Services  
(<http://www.dc.state.fl.us/citizen/index.html>)

**EXHIBIT #3  
PAGE 14-14**

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 Search](#) | [Maintain Complaint](#) | **License Home**

**License**

Fed Tax # [REDACTED] Lic Type **1022 - PMW General Individual Occupational** Expire On **06/30/2023**

File # **98406** Name **BEASLEY, ANTONIO DONICO** Extended To

License # **12362059** Rank **GINO - General Individual Occupational** Renewed On

Entity # **12362059** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

**Address**

Street # **4925** Street **LAMBING RD**

Line 2

Line 3

City **JACKSONVILLE** State **FL** Zip **32210**

Routing


**Other**

1st License Date **06/02/2020** Rank Date **06/02/2020** Certificate #

Method **I-S-1024** Status Date **06/02/2020** Certificate Date

Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

**Select**

Action   

**Modifiers**

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	03/02/2022	Applicant Hit
C	LDOT - Lead Out	02/27/2020	
I	GHND - Greyhound	02/27/2020	
L	148 - Orange Park Kennel Club, Inc	02/27/2020	
Y	3YR - 3 Year License		

**Alt Keys**

BEST LIC NBR **12362059**

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**EXHIBIT #4**

**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.: 2022-037880**

**ANTONIO DONICO BEASLEY,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Antonio Donico Beasley (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering pursuant to Chapter 550, Florida Statutes.
2. At all times material hereto, Respondent held a Pari-Mutuel Wagering General Individual Occupational License, number 12362059-1022, issued by Petitioner.
3. On or about May 31, 2022, Respondent entered a plea of guilty and was convicted of Aggravated Stalking- Following, Harassing, Cyber Stalking with Creditable Threat to a Person, a felony, in the Circuit Court of the Fourth Judicial Circuit in and for Clay County, Florida, in case number 102022CF000248A.



COUNT I

4. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

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

The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for or holder thereof has violated the provisions of this chapter or the rules of the commission governing the conduct of persons connected with racetracks and frontons. In addition, the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

6. Section 550.105(5)(d), Florida Statutes, provides the term “convicted” means “having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.”

7. Based on the foregoing, Respondent is subject to suspension or revocation of his occupational license by entering a plea of guilty and being convicted of Aggravated Stalking-Following, Harassing, Cyber Stalking with Creditable Threat to a Person, a felony, in Clay County, Florida on May 31, 2022.

COUNT II

8. Petitioner realleges and adopts paragraphs numbered one through three as if set forth fully herein.

9. Respondent failed to notify Petitioner within 48 hours of his May 31, 2022 conviction for Aggravated Stalking- Following, Harassing, Cyber Stalking with Creditable Threat to a Person in Clay County, Florida.

10. Pursuant to Section 550.105(10)(d), Florida Statutes, each licensee shall inform the Commission, within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.”

11. Based on the foregoing, Respondent violated Section 550.105(10)(d), Florida Statutes, by failing to inform the Division of his May 31, 2022 conviction for a disqualifying offense within 48 hours.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order imposing against Respondent one or more of the penalties specified in Chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2022-037880 is signed this 22nd 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 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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<input type="checkbox"/> Adult Signature Restricted Delivery	\$

8-25-22

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**Antonio D. Beasley**  
4925 Lambing Road  
Jacksonville, Florida 32210  
AC - 2022037880 - PMW

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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. 2021-003221: Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Steven G. Kogan (“Respondent”) to resolve Case No. 2021-003221. Pursuant to the terms of the proposed order, Respondent Cardroom Employee Occupational License would be revoked for violating rule 61D-11.005(4), Florida Administrative Code.

### *Background*

From November 22, 2020 to December 16, 2020, Respondent was employed by St. Petersburg Kennel Club, Inc.<sup>1</sup> Respondent was seen, contrary to rule 61D-11.005(4), Florida Administrative Code, stealing chips on multiple occasions totaling \$795. To the Division’s knowledge, 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 to revoke Respondent’s Cardroom Employee Occupational License. Respondent has agreed to the terms of the proposed order.

### *Analysis*

The Commission may resolve matters informally through a negotiated settlement.<sup>2</sup> The Commission has the authority to revoke any license, for each violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.<sup>3</sup>

---

<sup>1</sup>St. Petersburg Kennel Club, Inc. is operated by a pari-mutuel wagering permitholder that also possesses a pari-mutuel, and cardroom license.

<sup>2</sup> 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.”)

<sup>3</sup> § 849.086(14)(a), Fla. Stat.

Rule 61D-11.005(4), Florida Administrative Code, provides:

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.

Because Respondent employed a device, scheme, or artifice to defraud the cardroom operator, he is subject to revocation.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2021-003221 and revoking Respondent's Cardroom Employee Occupational License.

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<a href="#">Complaint Search Update</a>	<a href="#">Change Recording License Type</a>	<a href="#">Delete Complaint</a>	<a href="#">Mass Activity Update</a>	<a href="#">Mass Discipline</a>					

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

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Lic Type	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>03/29/2021</b>
Complaint #	<b>2021003221</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>KOGAN, STEVEN G</b>	Responsible	<b>dwashingto - WASHINGTON, DEREK</b>	<b>Private Case</b>	

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>12/20/2020</b>
Region	<b>CR - Central Region</b>	Received	<b>01/25/2021</b>
Reference	<b>61D-11.005(4)(c)</b>		
Entered	<b>01/25/2021</b>	Entered By	<b>Imuniz</b>
Summary	<p><b>151-St. Petersburg Kennel Club, Inc. -----</b>  <b>----- / ----- . Prohibitions: On</b>  <b>12/21/20, Gregory Bromelow, Director Of Security</b>  <b>at the St. Petersburg Kennel Club notified PMW</b>  <b>that poker dealer Steven Kogan was fired and</b>  <b>permanently trespassed from Derby Lane</b>  <b>properties for stealing chips while working as a</b>  <b>dealer at Derby Lane on 12/20/20.</b></p>		
Updated	<b>03/29/2021 16:26:24</b>	By	<b>Imuniz</b>

<b>62</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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Julie I. Brown, Secretary

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>January 25, 2021</b>	Case Number: <b>2021 00 3221</b>
Respondent:  <b>KOGAN, STEVEN G. 1317 BARRY ST. CLEARWATER, FL 33756</b>  <b>PHONE: [REDACTED]</b>		Complainant:  <b>STATE OF FLORIDA, DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING</b>	
License # and Type: <b>11844615 – 1012</b>		Profession: <b>Dealer</b>	Report Date: <b>March 15, 2021</b>
Period of Investigation: <b>January 25, 2021 - March 15, 2021</b>		Type of Report: <b>Final</b>	
Alleged Violation: Alleged Violation: F.S. 550.0251 (6) & Rule 61D-11.005 (4)(a)(b)(c) (FAC) Prohibitions. – No person shall, either directly or indirectly: (a) Employ or attempt to employ any device, scheme, or artifice to defraud any participant in a card game, or the cardroom operator. (b) Engage in any act, practice, or course of operation as would operate as a fraud or deceit upon any participant in a game, or any cardroom operator. (c) Engage in any act, practice, or course of operation with the intent of cheating any participant or the cardroom operator.			
Synopsis: This investigation is predicated upon receipt of an email from Director of Security Gregory BROMELOW (PMW Lic #10243156-1031), at the ST. PETERSBURG KENNEL CLUB (DERBY LANE) on December 21, 2020. The email advised of the termination and trespass of poker dealer Steven KOGAN for theft of chips while dealing at his tables ( <b>EXHIBIT #1 &amp; #2</b> ).			
Related Case:			
Investigator / Date  /s/  Michael McCarthy / March 15, 2021		Investigator Supervisor / Date  /s/  Derek Washington / March 26, 2021	
Chief of Investigations / Date  /s/  Steven E. Kogan / March 29, 2021			

**CONTINUATION**

The facts of the investigation are as follows:

On February 15, 2021, I met with Director of Security Gregory BROMELOW at DERBY LANE and obtained an Incident Report detailing Cardroom Dealer Steven KOGAN (PMW License #11844615-1012) theft of chips while dealing at the DERBY LANE poker room (**EXHIBIT #3**).

On February 26, 2021, I met with Poker Room Manager Michael BLACK (PMW Lic # 8076801-1031). He said KOGAN had been stealing chips for an undetermined amount of time and a review of KOGAN'S past work shifts was ongoing. BLACK explained KOGAN had been taking chips from the drop box circle and, instead of dropping them into the drop box as required after the hand was completed, he covertly moved them to his impress tray. From there, he would remove from the impress tray and pocket the chips during dealer switch as he moved between tables with his tray or surreptitiously sneak them from the impress tray to his tip box. I asked BLACK to prepare a sampling of videos showing KOGAN stealing chips after the review was completed (**EXHIBIT #5**).

KOGAN was terminated and then trespassed by the Pinellas County Sheriff's on December 20, 2021. He was also arrested and charged with Scheme to Defraud.

On March 9, 2021, I picked up a thumb drive from DERBY LANE depicting evidence of the alleged theft by KOGAN (**EXHIBIT #6**) as well as a detailed written record of each incident of the alleged theft (**EXHIBIT #7**). A review of the written record and video of his thefts indicates from 11/22/20 to 12/16/20, he stole chips on multiple occasions for a total of \$795.

On March 9, 2021, I issued a property receipt for the evidence retrieved from DERBY LANE (**EXHIBIT #8**).

I have also included a copy of the PINELLAS COUNTY Sheriff's Arrest Affidavit Report reflecting the fact KOGAN was arrested for "SCHEME TO DEFRAUD", a Felony offense (**EXHIBIT #9**).

Case Status: Investigations case closed. Case referred to Legal for review.

CONTINUATION

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II. INVESTIGATIVE REPORT .....

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3. Steven KOGAN License Information.....1

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5. Michael BLACK License Information.....1

6. Copy of Video Evidence.....1

7. Detailed Written Record.....1-7

8. Property Receipt.....1

9. PCSO Subject Charge Report.....1-4

**McCarthy, Michael**

---

**From:** Gregory Bromelow <gregory.bromelow@derbylane.com>  
**Sent:** Monday, December 21, 2020 6:58 AM  
**To:** McCarthy, Michael  
**Subject:** Steven Kogan

**[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.**

Mike,

I wanted to make sure that you received the message on the above mentioned person, the reason for his dismissal was for theft of chips at the table while dealing, he was palming them as witnessed on video. The total has not been completed as of yet. Criminal charges are pending depending on the final count. But I did have him trespassed after I terminated him. Pinellas County Sheriffs Dept., case number SO20-352250. If you need anything else, let me know.

--

Regards,  
*Greg Bromelow*  
**Director Of Security**

St. Petersburg Kennel Club, Inc. / Derby Lane  
10490 Gandy Blvd.  
St Petersburg, FL 33702

Phone: (727) 812-3270

Fax: (727) 579-1156

[www.derbylane.com](http://www.derbylane.com)

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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **mmccarthy**

VR Home > License Search > License Home

**License**

Fed Tax # [REDACTED] Lic Type **1031 - PMW/CR Combo Supervisor** Expires On **06/30/2022**  
 File # **1168** Name **BROMELOW, GREGORY ALAN** Extended To  
 License # **10243156** Rank **PCSU - Cardroom supervisor** Renewed On  
 Entity # **10243156** Lic Status **Current**

- 
- 
- 
- 
- 

**Address**

Street # **131** Street **41ST AVENUE N UNIT 4**  
 Line 2  
 Line 3  
 City **ST. PETERSBURG** State **FL** Zip **33703**  
 Routing

**Other**

1st License Date **07/08/2019** Rank Date **07/08/2019** Certificate #  
 Method **I-S-1024** Status Date **07/08/2019** Certificate Date  
 Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

**Select**

Action   

**Modifiers**

Type	Modifier	Effective Date	Additional Info
C	SECR - Security	05/16/2016	
I	GHND - Greyhound	05/16/2016	
L	151 - St Petersburg Kennel Club, Inc.	05/16/2016	
Y	3YR - 3 Year License	05/16/2016	

**Alt Keys**

BEST LIC NBR **10243156**


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Exhibit # **2**  
 Page # **1**

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[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: mmccarthy

VR Home > License Search > License Home

**License**

Fed Tax # [REDACTED] Lic Type **1012 - Cardroom Employee Occupational** Expires On **06/30/2021**  
 File # **11225** Name **Kogan, Steven G** Extended To  
 License # **11844615** Rank **CEMP - Cardroom Employee Occupational** Renewed On  
 Entity # **11844615** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

**Address**

Street # **1317** Street **BARRY STREET**  
 Line 2  
 Line 3  
 City **CLEARWATER** State **FL** Zip **33756**  
 Routing

**Other**

1st License Date **10/02/2018** Rank Date **10/02/2018** Certificate #  
 Method **I-S-1024** Status Date **10/02/2018** Certificate Date  
 Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

**Select**


Action   

**Modifiers**

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	09/24/2018	
I	TBRD - Thoroughbred	09/24/2018	
L	151 - St. Petersburg Kennel Club, Inc.	09/24/2018	
Y	3YR - 3 Year License	09/24/2018	

**Alt Keys**

BEST LIC NBR 11844615

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**Exhibit # 3**  
**Page # 1**



**Synopsis**

Subject (Kogan) became person of interest in a Card Game(s) discrepancy.

**Narrative / Investigation**

The undersigned Officer was made aware of an employee possibly committing a larcenous act while performing his duties as a Derby Lane dealer. This act had been done at various times and tables during his regularly scheduled shifts. This notification was made on Friday 12/18/2020, however the suspects next shift was not scheduled until 1800 hours on Sunday 12/20/2020. In the meantime members of the Card Rooms Supervisory staff would view video footage of the suspect on his shifts. At the request of Gamings management, the suspect was to be approached upon his arrival on Sunday evening and Trespassed from the property.

**Investigation:**

After receiving preliminary numbers from the Gaming Department, it was at their request that we remove the suspect from the premises by trespassing him. As of the writing of this report a minimal amount of the suspects shifts were reviewed on video capture, and thusfar it produced an amount of \$250.00. On Sunday evening the suspects shift was to begin at 1800 hours. I approached the suspect at 1805 hours that night and asked him to accompany me to the Card Room Managers office, at which time I only explained to him that we had viewed some discrepancies in some recent (deals), and that at that time we would be trespassing him from the properties of Derby Lane. The suspect did not refute or ask for any explanation as to why this was being done. Pinellas County Deputy R. Casey was present during this and issued PCSO report number SO20-352250 entitled Trespass Warning. Once all of the video footage has been viewed and a final count of the amount of chips and their value has been computed, charges will be filed at that time. (Amount will determine which charges will be pursued). On Monday morning 12/21/2020 the State of Florida was notified via email to Michael McCarthy, Investigator for the Department of Para Mutual licensing of the Tresspass and pending charges. It should also be noted that the suspect has been written up (disciplinary action) no less than five times for unrelated dealing discrepancies.

Officer ID	Officer Last Name	Officer First Name Initial	Date Officer Signed
100	Bromelow	G.	12/21/2020

Monday, January 04, 2021

Exhibit #14 2 of 2  
 Page #2 509



Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: mmccarthy

VR Home > License Search > License Home

**License**

Fed Tax # [REDACTED] Lic Type **1031 - PMW/CR Combo Supervisor** Expires On **06/30/2023**  
 File # **1109** Name **BLACK, MICHAEL BENJAMIN** Extended To  
 License # **8076801** Rank **PCSU - Cardroom supervisor** Renewed On  
 Entity # **8076801** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

**Address**

Street # **10417** Street **PLEASANT SPRING WAY**  
 Line 2  
 Line 3  
 City **RIVERVIEW** State **FL** Zip **33578**  
 Routing

**Other**

1st License Date **05/18/2020** Rank Date **05/18/2020** Certificate #  
 Method **I-S-1020** Status Date **07/14/2017** Certificate Date  
 Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

**Select**

Action   

**Modifiers**

Type	Modifier	Effective Date	Additional Info
C	TMGT - Track Management	09/18/2014	
I	GHND - Greyhound	09/18/2014	
L	151 - St Petersburg Kennel Club, Inc.	09/18/2014	
Y	3YR - 3 Year License	09/18/2014	

**Alt Keys**

BEST LIC NBR **8076801**


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Exhibit # **5**  
 Page # **1**



Exhibit # **6**  
Page # **1**

11/22 @ 20:59:21 8 PUSHES E-3

★ won't go back to Nov ★

11/22/20

21:05:39 \$5 TO WELL (\$10)  
21:12:02 \$5 WELL TO TOKE BOX  
21:15:29 \$5 TO WELL  
21:23:14 \$5 WELL TO TOKE BOX

Out @ 21:30:49

11/22 @ 23:31:27 PUSHES E-12

23:37:29 \$5 TO WELL  
23:52:25 \$5 WELL TO TOKE BOX  
23:58:07 \$5 TO WELL (\$10)

Out @ 00:00:10

11/23 (11/22) @ 01:33:28 PUSHES E-2

01:55:36 \$25 WELL TO TOKE BOX (\$25)  
Out @ 02:04:51

\$790

11/30 @ 19:59:33 PUSHES E-12  
20:16:00 \$5 TO WELL  
PUSHES OUT @ 20:33:08  
\$5

11/27 @ 21:11:05 PUSHES E-18  
21:11:31 \$5 WELL TO TAKE BOX  
OUT @ 21:37:05  
\$5

11/30 @ 22:31:59 PUSHES E-3  
REDUCED PRICE MOST THE  
DOWN. NO OPP FOR THEFT  
OUT @ 23:01:48

11/27 @ 22:02:10 PUSHES E-19  
22:18:38 \$5 WELL TO TAKE BOX  
OUT @ 22:31:13  
\$5

11/29 @ 19:32:28 PUSHES E-14  
19:57:20 \$5 TO WELL  
OUT @ 20:00:49  
\$5

11/27 @ 22:33:50 PUSHES E-1  
22:50:27 \$10 WELL TO TAKE BOX  
22:55:58 \$5 TO TAKE BOX  
23:19:21 \$5 TO WELL  
23:33:16 \$5 WELL TO TAKE BOX  
23:39:00 \$5 RAKE TO TAKE BOX  
OUT @ 23:48:51

11/29 @ 23:01:15 PUSHES E-18  
23:05:37 \$5 TO WELL  
23:11:32 \$5 TO WELL  
23:15:00 \$5 TO WELL  
23:21:31 \$5 TO WELL  
23:23:00 MOVES \$25 CHIP  
TO TOP OF WHITE STACK  
23:31:49 \$25 WELL TO TAKE BOX  
OUT @ 23:33:07  
\$25

11/27 @ 23:50:00 PUSHES E-2  
00:03:54 \$25 WELL TO TAKE BOX  
OUT @ 00:10:04  
\$25

11/27 @ 18:41:28 PUSHES E-14  
MICRO GAME NEVER GOT A MAX  
RAKE. NO OPP FOR THEFT.  
OUT @ 19:06:03

11/28 (11/27) @ 01:00:28 PUSHES E-4  
NO ISSUES  
OUT @ 15:30:00

11/23 @ 21:32:02 PUSHES E-12  
21:59:41 \$5 TO WELL  
OUT @ 22:01:36  
\$5

11/27 @ 19:32:04 PUSHES E-15  
19:35:43 \$5 TO WELL  
19:38:01 \$5 TO WELL  
19:40:35 \$5 TO WELL  
19:43:19 \$5 TO WELL  
19:49:57 \$5 TO WELL  
OUT @ 20:00:41  
\$25

11/24 (11/23) @ 00:01:30 PUSHES E-7  
NO ISSUES  
OUT @ 00:29:47

11/22 @ 19:32:54 PUSHES E-2  
19:36:49 \$5 TO WELL  
19:43:13 \$5 " "  
19:46:33 \$5 " "  
19:47:59 \$5 " "  
19:49:45 \$5 " "  
OUT @ 20:02:41  
EXHIBIT # 2  
Page # 2  
\$25

11/23 (11/22) 00:00:08 @ E-12  
\$5 FROM WELL TO TAKE BOX  
\$5

W-11 3, 8, 14, 12, 9, 18, 7, 13, 17

12/6 @ 18:03:13 PUSHES E-13

18:06:16 \$5 TO WELL  
18:07:37 \$5 TO WELL  
18:10:02 \$5 TO WELL  
18:11:16 \$5 TO WELL  
18:12:54 \$5 TO WELL  
18:19:47 \$5 TO WELL  
18:21:52 \$25 TO TOKE BOX  
18:31:11 \$5 TO WELL  
PUSHES OUT @ 18:34:34

**\$35**

12/5 @ 19:30:51 PUSHES E-14

19:37:29 \$5 TO WELL (+15)  
19:55:45 \$5 TO WELL  
19:58:30 \$5 TO WELL  
20:00:32 \$5 TO TOKE BOX (+20)  
PUSHES OUT @ 20:01:14

**\$15**

12/5 @ 20:30:43 PUSHES E-18

21:39:40 \$5 TO WELL  
21:46:44 \$5 TO WELL  
21:47:55 \$5 FROM WELL TO TOKE BOX  
21:58:43 \$5 " "  
PUSHES OUT @ 22:01:16

**\$10**

12/5 @ 22:02:16 PUSHES E-19

PUSHES OUT @ 22:05:48

END OF SHIFT FOR 12/5

12/1 @ 19:03:35 PUSHES E-6

19:23:12 \$5 TO WELL  
19:26:43 \$5 TO WELL  
19:30:46 \$5 TO WELL  
PUSHES OUT @ 19:34:35

**\$15**

**\$140**

12/1 @ 19:35:58 PUSHES E-7

19:39:36 \$5 TO WELL  
19:47:05 \$5 TO WELL  
19:54:59 \$5 " "  
PUSHES OUT @ 20:00:40

**\$15**

12/1 21:03:06 PUSHES E-8

HAS \$25 CHIP ON TOP OF RED STACK. PUSHES OUT @ 21:31:29

12/1 @ 22:00:56 PUSHES M-11

\$25 CHIP STACKED ALONE FROM TABLE E-8 TO TOKE BOX @ 22:32:56

**\$25**

12/1 @ 23:02:58 PUSHES E-12

23:07:59 \$5 TO WELL  
23:18:39 \$5 TO WELL  
PUSHES OUT @ 23:32:37

**\$10**

12/1 @ 23:33:41 PUSHES E-13

23:34:49 \$5 WELL TO TOKE BOX  
23:41:16 \$5 TO WELL  
23:50:08 \$5 TO WELL  
23:51:51 \$5 WELL TO TOKE BOX  
23:54:17 \$5 " "  
PUSHES OUT @ 00:03:22

**\$10**

12/1 @ 01:02:40 PUSHES E-2

01:13:55 \$5 TO WELL  
PUSHES OUT @ 01:30:16

**\$5**

12/1 @ 01:55:21 **Exhibit #7**

\$5 WELL TO TOKE BOX **Page #3**

12/6 @ 19:36:49 PUSHES INTO E-18\*

4/5 HANDED MOST THE DOWN  
NO ISSUES

PUSHED OUT @ 20:03:11

12/6 @ 20:04:04 PUSHES INTO E-19\*

20:25:08 \$5 to the well  
20:33:50 \$5 well to Take box.

Pushes out @ 20:35:10

12/6 @ 20:36:30 Pushes into M1

NO ISSUES

Pushes out @ 21:04

12/6 @ 21:05:16 Pushes into E2

NO ISSUES

Pushes out @ 21:35

12/6 @ 22:00:40 Pushes M2

NO ISSUES

Pushes out @ 22:30:35

12-6 @ 22:31:10 Pushes into E3

Pushes out @ 23:05:34

12-6 @ 23:04:30 Pushes into M4

NO ISSUES

Pushes out @ 23:32:40

12-6 @ 23:33:55 Pushes into E5  
@ 23:59 The Table Breaks

12-7 @ 01:29:16 Pushes M1  
PUSHED OUT @ 01:59:58

(12/6) X

12/7 @ 02:00:55 PUSHES E-2

SHORT-HANDED - REDUCED RAKE  
NO OPP TO STEAL

PUSHES OUT @ 02:31:00

(12/6) @ 03:03:18 PUSHES M-6

12/7 @ 03:07:26 \$5 From WELL  
TO TAKE BOX

TABLE CLOSES @ 03:10:59

END OF SHIFT

FOR 12/6

\$5

455  
60  
\$705

\$5  
\$480

~~In between pushing  
M2 He rearranges his  
well and moves chips  
GOES ON BREAK~~

well has been rearrange

Exhibit #7  
Page #4

125  
155  
110  
440

12/8 @ 22:32 pushes in to E14 - no issues  
 @ 23:34 pushes into E19  
 @ 23:39:39 \$5 to well  
 @ 23:51:11 \$5 to well  
 left E19 @ 00:05

**\$10**

12/9 pushed into E8 @ 02:03 am  
 @ 02:08:53 i counted his well and he's up  
 left table @ 02:19

**\$60**

12/7 @ 19:56 OPENS E-2 X

20:04:24 \$5 TO WELL  
 20:10:20 \$5 TO WELL  
 20:11:57 \$5 TO WELL  
 20:16:37 \$5 TO WELL  
 20:21:35 " "  
 20:25:22 " "  
 20:30:30 " "

**\$35**

PUSHES OUT @ 20:33:03

12/7 @ 21:04 PUSHES INTO E-3 X

21:08:16 \$5 TO WELL  
 21:09:49 \$5 TO WELL  
 21:22:36 \$5 TO TOKE BOX  
 21:29:25 \$5 TO WELL  
 21:32:24 \$5 TO WELL

**\$25**

PUSHES OUT @ 21:34:18

12/7 @ 23:00:50 PUSHES INTO E-6

NO ISSUES

PUSHED OUT @ 23:31:52

(12/7) 12/8 @ 00:05:26 PUSHES INTO E-7

NO ISSUES

PUSHES OUT @ 00:34:25

(12/7)

12/8 @ 02:00:30 INTO E-13

PUSHES

02:08:13 \$25 FROM WELL TO TOKE BOX  
 TABLE BROKE @ 02:10

**\$25**

12/8 @ 02:36:08

DRORS \$10 IN TOKE BOX

**\$10**

(12/7) 12/8 @ 03:00:17 PUSHES E-2 X

03:03:11 \$5 TO WELL

TABLE BREAKS @ 03:50

GETTING FINAL FILL, HE

SLIPS \$5 BESIDE RAKE SLID

@ 03:55:52 \$5 TO TOKE BOX

**\$10**

12/6 @ 18:33:45 PUSHES E-15

NO ISSUES

PUSHED OUT @ 19:04:38

12/6 @ 19:05:57 PUSHES E1

@ 19:09:33 \$5 TO WELL

@ 19:15:49 \$5 TO WELL

@ 19:17:33 \$5 TO WELL

@ 19:21:53 \$5 TO TOKE BOX

@ 19:25:23 \$5 TO TOKE BOX

@ 19:31:14 \$5 TO TOKE BOX

FROM RAKE

@ 19:32:09 \$5 TO TOKE BOX

FROM RAKE

@ 19:33:07 \$5 TO TOKE BOX

FROM WELL

PUSHES OUT @ 19:34:30

Page #

**\$205**

**\$30**

12/8 CASH OUT  
SEE IF WELL IS OVER





12/14

E-3 @ 24:30 PUSHES IN  
00:52:18 \$5 TO WELL \$5

12/16 @ 17:30 PUSHES IN E 12

12/16 @ 18:03 PUSHES IN E 13

8:06:16 \$5 TO WELL  
8:14:13 \$5 TO WELL \$25  
8:19:16  
8:22:31  
8:31:12

12/16 @ 19:01 PUSHES IN E 14 19:05  
SKIPPED

12/16 @ 19:15 PUSHES INTO E 7

2/16 @ 20:01 PUSHES E 8

20:08:38 \$5 TO WELL \$10  
20:13:59 \$5 TO TAKE BOX  
PUSHES OUT @ 20:39

2/15 @ 20:02 PUSHES IN E 6

20:09:36 \$5 TO WELL \$10  
20:16:05 \$5 TO WELL  
PUSHES OUT @ 20:38

2/15 @ 20:39 PUSHES IN E 7

20:52:44 \$5 TO WELL \$5  
PUSHES OUT @ 21:06

~~12/15 @ 21:00 PUSHES IN E 8~~

12/15 @ 21:07 PUSHES IN M 7  
Out @ 21:36  
BREAK

12/15 @ 22:00 PUSHES IN E 8  
Out @ 22:31

12/15 @ 22:31 PUSHES E 9  
22:37:30 \$5 TO WELL \$5  
Out @ 23:03

12/13 @ 18:30 PUSHES E 7  
18:43:08 \$5 TO WELL \$15  
18:49:27 \$5 TO WELL  
19:04:27 \$5 TO WELL

12/13 @ 20:00 PUSHES E 8  
20:02:31 \$5 to Well \$10  
20:12:19 \$5 to Well  
Broke table @ 20:21  
\*4 handed most of job

12/13 @ 21:39:40 PUSHES E 3  
21:44:04 \$5 to well  
21:53:19 \$5 to well  
21:56:23 \$5 to well \$20  
22:01:32 \$5 to well  
out @ 22:07

12/13 @ 23:32:12 Pushes into E 7  
23:37:10 \$5 to well \$5  
table breaks @ 23:40

Exhibit # 7  
Page # 7  
518



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

PROPERTY RECEIPT

Date: March 9, 2021

Item No.	Quantity	Description
1	1	<p>"EXMAPOR" Thumb Drive (orange in color) incorporating multiple video clips of poker dealer Steven Kogan showing examples of his long-term pattern of theft of poker chips while working at Derby Lane. The clips begin on 11/22/20 and end on 12/16/20.</p> <p>This request is made to procure evidence of violations of F.S. 550.0251 (6) &amp; Rule 61D-11.005 (4)(a)(b)(c) (FAC)</p>

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p><input checked="" type="checkbox"/> <u>Michael Black</u>          Signature: _____</p>	<p>I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.</p> <p><u>[Signature]</u>          Signature - Investigator Michael McCarthy</p>
---	--

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

Signature \_\_\_\_\_ Date \_\_\_\_\_

Received by: \_\_\_\_\_ Date: \_\_\_\_\_

Received by: \_\_\_\_\_ Date: \_\_\_\_\_

Received by: \_\_\_\_\_ Date: \_\_\_\_\_

Exhibit # **8**  
 Page # **1**  
 519





**ADVISORY AND SOLVENCY HEARING**

The above named Defendant came before me for Advisory and Solvency hearing and was advised by me of the charge(s) against him; his right to remain silent; that any statements by him may be used against him; his right to counsel, and, if he is financially unable to afford counsel, that counsel forthwith will be appointed; of his right to communicate with his counsel, family or friends, and that reasonable implementation will be afforded him to contact the foregoing.

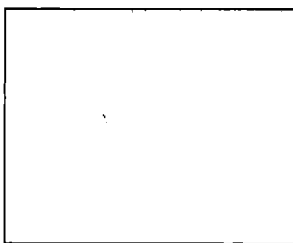
**I FURTHER CERTIFY THAT:**

- A. Defendant has advised the Court that he has retained counsel or will retain counsel.
- B. The Court investigated Defendant's solvency and found the Defendant financially able to secure counsel.
- C. The Court investigated Defendant's solvency and provisionally appointed the Public Defender.
- D. The Defendant waived the right to counsel at the first appearance only.

\_\_\_\_\_  
DATE AND TIME

\_\_\_\_\_  
JUDGE

- I hereby waive the right to counsel at the first appearance only.
- I, having been found solvent and financially able to secure counsel, hereby waive counsel until my attorney files an appearance in this case or until I file a written request for a review of my solvency and ability to secure counsel.



Thumb Print

\_\_\_\_\_  
DEFENDANT'S SIGNATURE

I HEREBY acknowledge receipt of a copy of the foregoing Complaint and Advisory.

\_\_\_\_\_  
DEFENDANT'S SIGNATURE

\_\_\_\_\_  
DEFENDANT'S ATTORNEY'S SIGNATURE

\_\_\_\_\_  
DATE

IN THE CIRCUIT COURT FOR THE SIXTH JUDICIAL CIRCUIT  
OF FLORIDA IN AND FOR PINELLAS COUNTY

STATE OF FLORIDA

21-00196-CF-K

VS.

FELONY INFORMATION

STEVE GARY KOGAN

SCHEME TO DEFRAUD, 3° F

PID 310615771

W/M; DOB: [REDACTED]

IN THE NAME AND BY THE AUTHORITY FOR THE STATE OF FLORIDA:

BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pinellas County, prosecuting for the State of Florida, in the said County, under oath, Information makes that

STEVE GARY KOGAN

in the County of Pinellas and State of Florida, on or between the 22nd day of November and the 16th day of December, in the year of our Lord, two thousand twenty, did engage in a scheme constituting a systematic, ongoing course of conduct with intent to defraud one or more persons, or with intent to obtain property from one or more persons by false or fraudulent pretenses, representations, or promises, or willful misrepresentations of a future act and obtained property from one or more such persons in an amount less than \$20,000; contrary to Chapter 817.034(4)(a)3, Florida Statutes, and against the peace and dignity of the State of Florida. [Ø26]/3

STATE OF FLORIDA  
PINELLAS COUNTY

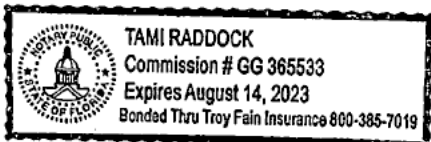
Personally appeared before me, BERNIE McCABE, State Attorney for the Sixth Judicial Circuit of Florida, in and for Pinellas County, or his duly designated Assistant State Attorney, who being first duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged; hence this information is filed in good faith in instituting this prosecution, and that he has received testimony under oath from the material witness or witnesses for the offense.

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization this JAN 25 2021 by D.R. Ellis, who is personally known to me and who did take an oath.

[Signature]  
Assistant State Attorney for the Sixth Judicial Circuit of the State of Florida, Prosecuting for said State

[Signature]  
NOTARY PUBLIC

SO21-004661 K-ESE/0121VW32



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<a href="#">Complaint Search Update</a>	<a href="#">Change Recording License Type</a>	<a href="#">Delete Complaint</a>	<a href="#">Mass Activity Update</a>	<a href="#">Mass Discipline</a>					

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>01/25/2021</b>
Complaint #	<b>2021003221</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>KOGAN, STEVEN G</b>	Responsible	<b>mmccarthy - MCCARTHY, MICHAEL</b>	<b>Private Case</b>	

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>12/20/2020</b>
Region	<b>CR - Central Region</b>	Received	<b>01/25/2021</b>
Reference	<b>61D-11.005(4)(c)</b>		
Entered	<b>01/25/2021</b>	Entered By	<b>Imuniz</b>
Summary	<b>151-St. Petersburg Kennel Club, Inc. -----</b> <b>----- / ----- . Prohibitions: On</b> <b>12/21/20, Gregory Bromelow, Director Of Security</b> <b>at the St. Petersburg Kennel Club notified PMW</b> <b>that poker dealer Steven Kogan was fired and</b> <b>permanently trespassed from Derby Lane</b> <b>properties for stealing chips while working as a</b> <b>dealer at Derby Lane on 12/20/20.</b>		
Updated	<b>01/25/2021 12:48:55</b>	By	<b>Imuniz</b>

<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
<input type="checkbox"/>	Inspection		
<input type="checkbox"/>	Costs		
<input type="checkbox"/>	Time Tracking	Auto Assign	
<input type="checkbox"/>	Attachments	History	
<input type="checkbox"/>	Work Notes	Print Report	

<a href="#">Change</a>	<a href="#">Save</a>	<a href="#">OK</a>	<a href="#">Cancel</a>	<a href="#">Back</a>
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<a href="#">License Search</a>		<a href="#">Entity Search</a>		<a href="#">Modify License Standing</a>		<a href="#">Maintain License CE Control</a>			

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Imuniz

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > **Display Alerts**

Fed Tax # <span style="background-color: black; color: black;">[REDACTED]</span>	Lic Type <b>1012 - Cardroom Employee Occupational</b>	Expires On <b>06/30/2021</b>
File # <b>11225</b>	Name <b>Kogan, Steven G</b>	Extended To
License # <b>11844615</b>	Rank <b>CEMP - Cardroom Employee Occupational</b>	Renewed On
Entity # <b>11844615</b>	Lic Status <b>Current</b>	

Description	Effective	Notes
<a href="#">Enforcement Alert</a>	01/11/2021	<input checked="" type="checkbox"/>

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<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
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Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Imuniz

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > [Display Alerts](#) > **Maintain License Modifiers - BASE\_CLONE**

<a href="#">Search Criteria</a>	<a href="#">Results</a>	<a href="#">Detail</a>
---------------------------------	-------------------------	------------------------

Modifier Type **A - Alert**  
 Modifier **ENFO - Enforcement**  
 Effective **01/11/2021**  
 Expires -  
 Additional Info :  
 Prompt  
 Value **Applicant Hit**  
**Applicant must submit form DBPR PMW-3120 and provide court disposition records for the 01/07/2021 offense in Indian Pinellas County, Florida.**  
 Notes  
 Updated **01/11/2021 14:56:52**  
 By **charris**

- 
- 
- 
- 
- 
- 
- 

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## Muniz, Luz

---

**From:** Washington, Derek  
**Sent:** Monday, January 25, 2021 11:10 AM  
**To:** Muniz, Luz  
**Cc:** McCarthy, Michael  
**Subject:** Kogan (theft as dealer) OCR  
**Attachments:** Kogan (theft as dealer) OCR.docx

Hello Luz,

Attached is an OCR for a dealer violation (theft) case I forgot to send you. Please open and assign to McCarthy.

Thanks  
Derek

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
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[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > **License Home**

<p><b>License</b></p> <p>Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span> Lic Type <b>1012 - Cardroom Employee Occupational</b> Expires On <b>06/30/2021</b></p> <p>File # <b>11225</b> Name <b>Kogan, Steven G</b> Extended To</p> <p>License # <b>11844615</b> Rank <b>CEMP - Cardroom Employee Occupational</b> Renewed On</p> <p>Entity # <b>11844615</b> Lic Status <b>Current</b></p>		<p><input type="checkbox"/> Licensee</p> <p><input type="checkbox"/> History</p> <p><input checked="" type="checkbox"/> Notes</p> <p><input type="checkbox"/> Notes History</p> <p><input type="checkbox"/> Back</p>																								
<p><b>Address</b></p> <p>Street # <b>1317</b> Street <b>BARRY STREET</b></p> <p>Line 2</p> <p>Line 3</p> <p>City <b>CLEARWATER</b> State <b>FL</b> Zip <b>33756</b></p> <p>Routing</p>																										
<p><b>Other</b></p> <p>1st License Date <b>10/02/2018</b> Rank Date <b>10/02/2018</b> Certificate #</p> <p>Method <b>I-S-1024</b> Status Date <b>10/02/2018</b> Certificate Date</p> <p>Fee Exempt <b>No</b> Birth Date <span style="background-color: black; color: black;">XXXXXXXXXX</span> Renewal Sent</p>																										
<p><b>Select</b></p> <p>Action <input type="text"/></p>																										
<p><b>Modifiers</b></p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>A</td> <td>ENFO - Enforcement Alert</td> <td>01/11/2021</td> <td>Applicant Hit</td> </tr> <tr> <td>C</td> <td>DEAL - Dealer</td> <td>09/24/2018</td> <td></td> </tr> <tr> <td>I</td> <td>TBRD - Thoroughbred</td> <td>09/24/2018</td> <td></td> </tr> <tr> <td>L</td> <td>151 - St. Petersburg Kennel Club, Inc.</td> <td>09/24/2018</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>09/24/2018</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	A	ENFO - Enforcement Alert	01/11/2021	Applicant Hit	C	DEAL - Dealer	09/24/2018		I	TBRD - Thoroughbred	09/24/2018		L	151 - St. Petersburg Kennel Club, Inc.	09/24/2018		Y	3YR - 3 Year License	09/24/2018	
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<p><b>Alt Keys</b></p> <p>BEST LIC NBR <b>11844615</b></p>																										

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STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

ELECTION OF RIGHTS

DBPR v. STEVEN G. KOGAN

CASE NO.: 2021-003221

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option (1)  I do not dispute the allegations of material fact in the Administrative Complaint. I wish to submit oral and written evidence in mitigation at a hearing pursuant to section 120.57(2), Florida Statutes ("informal hearing") and that this oral and written evidence be considered before any penalty and fines are imposed.

Option (2)  I do dispute the allegations of material fact in the Administrative Complaint. This is a petition for a hearing involving disputed material facts pursuant to sections 120.569(2)(a) and 120.57(1), Florida Statutes ("formal hearing") before an Administrative Law Judge of the Division of Administrative Hearings. I specifically dispute the following paragraphs in the Administrative Complaint (attach extra pages or write on the back if needed):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

In addition to the above election for formal hearing, if you wish to enter into settlement negotiations, check the box below:

Section 120.569(2)(a), Florida Statutes, requires the Department to send this case to the Division of Administrative Hearings (DOAH) for a formal hearing within 15 days after receiving your Election of Rights. I am interested in settling this case and waive the 15-day requirement in order to enter into settlement negotiations with the Department.

Option (3)  I do not dispute the allegations of material fact in the Administrative Complaint and waive my right to any form of hearing. I request that a Final Order imposing a penalty and fines be entered in this case.

THIS IS A LEGALLY BINDING DOCUMENT. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

STEVEN KOGAN  
PRINTED NAME

\_\_\_\_\_  
ATTORNEY OR QUALIFIED REPRESENTATIVE

1317 BARRY ST  
Street Address

\_\_\_\_\_  
Street Address (where service shall be made)

Clearwater FL 33756  
City State Zip

\_\_\_\_\_  
City State Zip

\_\_\_\_\_  
Telephone Number Facsimile Number (if any)

\_\_\_\_\_  
Telephone Number Facsimile Number (if any)

MR.PANTS2@AOL.COM  
E-mail

\_\_\_\_\_  
E-mail

  
SIGNATURE

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 Lanier, Administrative Assistant II**  
Telephone: (850) 717-1663 Fax: (850) 921-1311  
Email: Ebonie.Lanier @MyFloridaLicense.com

## Fleming, Donna

---

**From:** Lanier, Ebonie  
**Sent:** Tuesday, June 29, 2021 8:59 AM  
**To:** Fleming, Donna  
**Subject:** FW: Cleaner copy Steven Kogan - 2021-003221  
**Attachments:** Office Depot Scan.pdf

Good Morning Donna,

Please see the attached EOR for Kogan, Steven.

Thanks,





**Ebonie N. Lanier**

Administrative Assistant II  
Office of the General Counsel/Pari-Mutuel Wagering  
Department of Business and Professional Regulation  
Phone: (850) 717-1663

---

**From:** John Hornbeck [mailto:john@727lawyer.com]  
**Sent:** Monday, June 28, 2021 5:34 PM  
**To:** Lanier, Ebonie  
**Subject:** Cleaner copy Steven Kogan

**[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 Ms. Lanier, This is a cleaner copy where the client has signed it (but mine is not on) so you can see which choices he made, namely option one, as well as section 120 that we have the 15 day requirement so we can enter into negotiated settlement. My copy when I printed it out and signed it was just too dark, but I need to get this in today as this is the final due date. Please call me at [REDACTED] if you want to give further instructions. Thank you.

Sent from my iPhone

Begin forwarded message:

**From:** Office Depot <noreply2@officedepot.com>  
**Date:** June 28, 2021 at 3:50:50 PM EDT  
**To:** John Hornbeck <john@727lawyer.com>  
**Subject:** Your Self Service Scan from Office Depot

From: <noreply1@officedepot.com>

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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.: 2021-003221

v.

Steven G. Kogan,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Steven G. Kogan (“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 Occupational License, number 11844615-1012, issued by Petitioner.
3. At all times material hereto, St. Petersburg Kennel Club Inc. was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, and cardroom operations in the State of Florida.
4. At all times material hereto, Respondent was employed by St. Petersburg Kennel Club Inc.
5. From November 22, 2020 to December 16, 2020, Respondent stole chips from St. Petersburg Kennel Club Inc. on multiple occasions, totaling \$795.



6. On or about December 20, 2021, Respondent was terminated and trespassed from St. Petersburg Kennel Club, Inc.

#### COUNT I

7. Petitioner realleges and incorporates the allegations contained within paragraphs one through five as though fully set forth herein.

8. Rule 61D-11.005(4), Florida Administrative Code, Provides:

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.

9. Based on the foregoing, Respondent violated Rule 61D-11.005(4), Florida Administrative Code, by stealing chips on multiple occasions from St. Petersburg Kennel Club, Inc.

#### COUNT II

10. Petitioner realleges and incorporates the allegations contained within paragraphs one through six as though fully set forth herein.

11. Section 550.0251(6), Florida Statutes, provides in relevant part:

In addition to the power to exclude certain persons from any pari-mutuel facility in the state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis supplied).

12. Based on the foregoing, Respondent violated section 550.0251(6), Florida Statutes, and is subject to exclusion from all licensed pari-mutuel wagering facilities in the State of Florida based on his termination and trespass from St. Petersburg Kennel Club Inc. on December 20, 2020.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities in the State of Florida, along with any other remedy provided by chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2021-003221 is signed this 2nd day of June, 2021.

*/s/Darrell Garvey*

Darrell Garvey, Esquire  
Assistant General Counsel  
FBN: 1018554  
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) 717-1508  
Facsimile: (850) 921-1311  
Primary: Darrell.Garvey@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.

7019 2970 0000 6114 5017

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Total Postage and Fees	\$

6-4-21

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**Steven G. Kogan**  
1317 Barry Street  
Clearwater, Florida 33756  
AC - 2021-003221 - PMW

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## **Delivered, Left with Individual**

June 7, 2021 at 1:41 pm  
CLEARWATER, FL 33756

Feedback

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## FAQs

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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.: 2021-003221

STEVEN G. KOGAN,

Respondent.

\_\_\_\_\_ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Steven G. Kogan (“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 11844615-1012, issued by Petitioner.
2. This Consent Order is to be entered in resolution of the two-count Administrative Complaint filed in Case Number 2021-003221, alleging that from about November 22, 2020 to December 16, 2020, Respondent stole poker chips on multiple occasions totaling \$795, in violation of Rule 61D-11.005(4), Florida Administrative Code, and is subject to permanent exclusion under Section 550.0251(6), Florida Statutes, based on his ejection from St. Petersburg Kennel Club, Inc.

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. Respondent agrees that his Cardroom Employee Occupational License, number 11844615-1012, will be **REVOKED**.

11. Respondent must 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.**



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. The Parties agree that this serves as notice that the signed Consent Order will be placed on the next available Commission meeting.

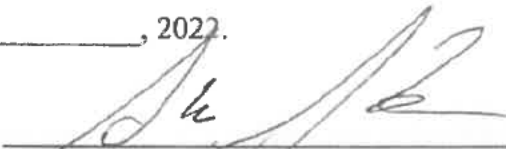
17. Respondent is not required to attend the Commission meeting. If Respondent would like to attend, he is responsible for checking the Florida Gaming Control Commission website at [www.fgcc.fl.gov](http://www.fgcc.fl.gov), for the meeting materials, agenda, and contact information.

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]*


WHEREFORE, Respondent, STEVEN G. KOGAN, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 30 day of Aug., 2022.

  
\_\_\_\_\_  
STEVEN G. KOGAN  
Respondent

STATE OF FLORIDA  
COUNTY OF PINELLAS

The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 30TH day of AUGUST, 2022, by STEVEN G. KOGAN, who is personally known to me or who produced the following as identification:  
FLORIDA DRIVER'S LICENSE

  
\_\_\_\_\_  
Notary Public

My commission expires: 9/23/25



APPROVED this 21 day of September, 2022.

*Emily Alvarado*

\_\_\_\_\_  
**EMILY ALVARADO**  
**DEPUTY CHIEF ATTORNEY**  
Division of Pari-Mutuel Wagering  
Florida Gaming Control Commission

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.: 2021-003221

v.

Steven G. Kogan,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Steven G. Kogan ("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 Occupational License, number 11844615-1012, issued by Petitioner.
3. At all times material hereto, St. Petersburg Kennel Club Inc. was a facility operated by a permitholder authorized to conduct pari-mutuel wagering, and cardroom operations in the State of Florida.
4. At all times material hereto, Respondent was employed by St. Petersburg Kennel Club Inc.
5. From November 22, 2020 to December 16, 2020, Respondent stole chips from St. Petersburg Kennel Club Inc. on multiple occasions, totaling \$795.

6. On or about December 20, 2021, Respondent was terminated and trespassed from St. Petersburg Kennel Club, Inc.

#### COUNT I

7. Petitioner realleges and incorporates the allegations contained within paragraphs one through five as though fully set forth herein.

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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.

9. Based on the foregoing, Respondent violated Rule 61D-11.005(4), Florida Administrative Code, by stealing chips on multiple occasions from St. Petersburg Kennel Club, Inc.

#### COUNT II

10. Petitioner realleges and incorporates the allegations contained within paragraphs one through six as though fully set forth herein.

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In addition to the power to exclude certain persons from any pari-mutuel facility in the state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the division. The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis supplied).

12. Based on the foregoing, Respondent violated section 550.0251(6), Florida Statutes, and is subject to exclusion from all licensed pari-mutuel wagering facilities in the State of Florida based on his termination and trespass from St. Petersburg Kennel Club Inc. on December 20, 2020.

WHEREFORE, Petitioner respectfully requests the Division Director enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities in the State of Florida, along with any other remedy provided by chapters 550 and 551, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for DBPR Case Number 2021-003221 is signed this 2nd day of June, 2021.

/s/Darrell Garvey

Darrell Garvey, Esquire  
Assistant General Counsel  
FBN: 1018554  
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) 717-1508  
Facsimile: (850) 921-1311  
Primary: Darrell.Garvey@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.



## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Emily Alvarado, Deputy Chief Attorney  
Re: Case No. 2022-020796; Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by St. Petersburg Kennel Club, Inc. (“Respondent”) to resolve Case No. 2022-020796. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$250 for violating rule 61D-11.012(8), Florida Administrative Code.

### *Background*

On or about July 12, 2022, Respondent failed to have the most current Cashier Cage Access List posted in the surveillance room. Respondent has one prior violation of this rule, which resulted in a verbal warning.

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 cashier’s check.

## *Analysis*

The Commission may resolve matters informally through a negotiated settlement.<sup>1</sup> 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.<sup>2</sup>

Rule 61D-11.012(8), Florida Administrative Code, provides that:

Cardroom operators shall establish, and list in their internal controls, security controls that limit access into the cashiers' cage(s), count room, vault, and surveillance room. This list shall include the position titles of all employees who have access to these areas. A current list of employees, including full names and license numbers, authorized to enter each secure area and shall be posted on the inside door of the entrance to each specific area, in the security office, and in the surveillance room at all times."

Because Respondent failed to have the most current Cashier Cage Access List posted in the surveillance, it is subject to an administrative fine not to exceed \$1000.00.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-020796.

---

<sup>1</sup> 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.")

<sup>2</sup> § 849.086(14)(c), Fla. Stat.

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<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>		<a href="#">Mass Activity Update</a>		<a href="#">Mass Discipline</a>		

Domain **10 - Division of Pari-Mutuel Wagering**

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Lic Type	<b>1002 - Cardroom License</b>	Status	<b>90 Closed</b>	Status Date	<b>07/27/2022</b>
Complaint #	<b>2022020796</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>ST. PETERSBURG KENNEL CLUB, INC.</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>04/27/2022</b>
Region	<b>CR - Central Region</b>	Received	<b>04/27/2022</b>
Reference	<b>61D-11.012(8)</b>		
Entered	<b>04/28/2022</b>	Entered By	<b>Imuniz</b>
Summary	<p><b>151-St. Petersburg Kennel Club, Inc. ----- / ----- . Duties of Cardroom Operators: On April 27, 2022 during a bi-weekly cardroom facility inspection at ST. PETERSBURG KENNEL CLUB (DERBY LANE), it was discovered that the Cashier Cage Access list posted in the surveillance room was not current.</b></p>		
Updated	<b>07/27/2022 15:21:01</b>	By	<b>Imuniz</b>

<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
<input checked="" type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
<input type="checkbox"/>	Inspection		
<input type="checkbox"/>	Costs		
<input type="checkbox"/>	Time Tracking		Auto Assign
<input type="checkbox"/>	Attachments		History
<input type="checkbox"/>	Work Notes		Print Report

<b>90</b>	<a href="#">Change</a>	<a href="#">Save</a>	<a href="#">OK</a>	<a href="#">Cancel</a>	<a href="#">Back</a>
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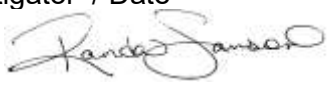
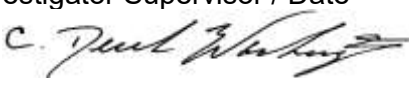
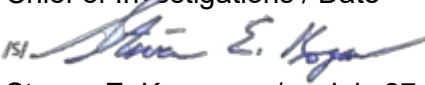
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>APRIL 28, 2022</b>	Case Number: <b>2022 02 0796</b>
Respondent:  <b>ST. PETERSBURG KENNEL CLUB, INC. 10490 GANDY BOULEVARD ST. PETERSBURG , FL 33702</b>  TEL# [REDACTED]		Complainant:  <b>STATE OF FLORIDA, DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING</b>	
License # and Type: <b>151 / 1002</b>	Profession: <b>PERMIT HOLDER</b>	Report Date: <b>APRIL 29, 2022</b>	
Period of Investigation: <b>APRIL 27, 2022 – APRIL 29, 2022</b>		Type of Report: <b>FINAL</b>	
Alleged Violation: <b>61D-11.012 Duties of Cardroom Operators.</b> (8) Cardroom operators shall establish, and list in their internal controls, security controls that limit access into the cashiers' cage(s), count room, vault, and surveillance room. This list shall include the position titles of all employees who have access to these areas. A current list of employees, including full names and license numbers, authorized to enter each secure area and shall be posted on the inside door of the entrance to each specific area, in the security office, and in the surveillance room at all times.			
Synopsis: On April 27, 2022, during a bi-weekly cardroom inspection at <b>ST. PETERSBURG KENNEL CLUB (DERBY LANE)</b> , it was discovered that the Cashier Cage Access List posted in the surveillance room was not accurate.			
Related Case: 2021 05 9100			
Investigator / Date  /s/  Randa Samson / April 29, 2022		Investigator Supervisor / Date  /s/  C. Derek Washington / May 17, 2022	
Chief of Investigations / Date  /s/  Steven E. Kogan / July 27, 2022			

## CONTINUATION

## Investigative Activity:

On April 27, 2022, at approximately 10:30 AM, I conducted a routine bi-weekly cardroom inspection at **ST. PETERSBURG KENNEL CLUB (DERBY LANE)**. As part of my inspection, I checked all access lists and found the Cashier Cage Employee Access list posted in the surveillance room was not current with the Access list posted in the Cashier's Cage. The current Access list posted in the Cashier cage had Lead Cashier **ANDREA A VASSALLO** (PMW LIC #12590038) omitted from the list, and cage cashier **AMBER ELIZABETH BETHKE** (PMW LIC#13168006) added. The Cashier Cage Access list posted in the surveillance room had **VASSALLO** still listed on the list (**EXHIBIT#2 PHOTO #2**) and **BETHKE** not listed (**EXHIBIT #2 PHOTO #1**).

Poker Room Floor Manager, **TONY LAWRENCE CARTER** (PMW LIC# 7898586), was advised of the discrepancy, and he stated he would update the list immediately.

**ST. PETERSBURG KENNEL CLUB (DERBY LANE)** violated F.A.C. Rule: 61D-11.012(8) for failing to update the Cashier Cage Employee Access list posted in the surveillance room.

A review of the Versa Regulation Enforcement database revealed **ST. PETERSBURG KENNEL CLUB (DERBY LANE)** has one previous violation of the above-cited rule (Refer to case # 2021 05 9100).

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

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    2. Photos.....1-2



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Domain **10 - Division of Pari-Mutuel Wagering**

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<b>License</b> Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span> Lic Type <b>1002 - Cardroom License</b> Expires On <b>06/30/2023</b> File # <b>34</b> Name <b>ST. PETERSBURG KENNEL CLUB, INC.</b> Extended To License # <b>151</b> Rank <b>CLIC - Cardroom Operating License</b> Renewed On Entity # <b>151</b> Lic Status <b>Current</b>		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back								
<b>Address</b> Street # <b>10490</b> Street <b>GANDY BOULEVARD</b> Line 2 Line 3 City <b>ST. PETERSBURG</b> State <b>FL</b> Zip <b>33702</b> Routing										
<b>Other</b> 1st License Date <b>03/22/2022</b> Rank Date <b>03/22/2022</b> Certificate # Method <b>I-S-1020</b> Status Date <b>07/14/2008</b> Certificate Date Fee Exempt <b>No</b> Birth Date Renewal Sent										
<b>Select</b> Action <input type="text"/>  										
<b>Modifiers</b> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>151 - St. Petersburg Kennel Club, Inc.</td> <td>03/20/2006</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	L	151 - St. Petersburg Kennel Club, Inc.	03/20/2006	
Type	Modifier	Effective Date	Additional Info							
L	151 - St. Petersburg Kennel Club, Inc.	03/20/2006								
<b>DBA Name</b> DBA <b>DERBY LANE</b>										
<b>Alt Keys</b> BEST LIC NBR <b>CLI151</b>										

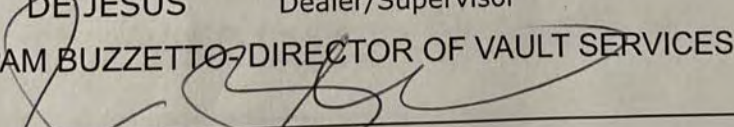
 [Get Adobe Reader.](#)

**EXHIBIT #1**  
**PAGE 1/1**

**INDIVIDUAL AUTHORIZED ACCESS  
CASHIER CAGE ONLY**

EMPLOYEE NAME	POSITION	LICENSE	
PAMELA	BUZZETTO	Director of Vault Services	6915050
JIMMY	PHOEUNG	Assistant Manager	8738336
RICK	MCPHEE	Supervisor	149850
KEAGAN	BECK	Supervisor	10923160
ANDREA	VASSALLO	Lead Cashier	12590038
MELANIE	SEYMOUR	Lead Cashier	12779458
ISAAC	EDWARDS	Lead Cashier	12719105
DAVID	DILLEY	Lead Cashier	12983644
JAMAL	MOORE	Cashier	12763214
FE	RUBIO	Cashier	10320467
HOI	MAI	Cashier	12237118
MAURICIO	OROZCO	Cashier	13164188
MARISSA	JENISON	Cashier	12649838
SHAYLA	BALDWIN	Cashier	13147232
CASEY	WEINERT	Cashier	13096758
ALICIA	JIMENEZ	Cashier	13045916
DAVID	TIANO	Vice President	1493706
MARIO	VACCARO	Electrician	8479857
SONDRA	HALBERT	Controller	1523981
ADAM	HLAS	Compliance Officer	2010202
PATRICK	BRENNAN	Chief Information Officer	2005301
TERI	FARLOW	IT Tech	460780
EDWIN	DE JESUS	Dealer/Supervisor	7241141

AUTHORIZED BY: PAM BUZZETTO, DIRECTOR OF VAULT SERVICES

  
 \_\_\_\_\_  
 SIGNATURE

4/18/2022

DATE

This list was posted in the Surveillance room

EXHIBIT #2  
PHOTO 1/2

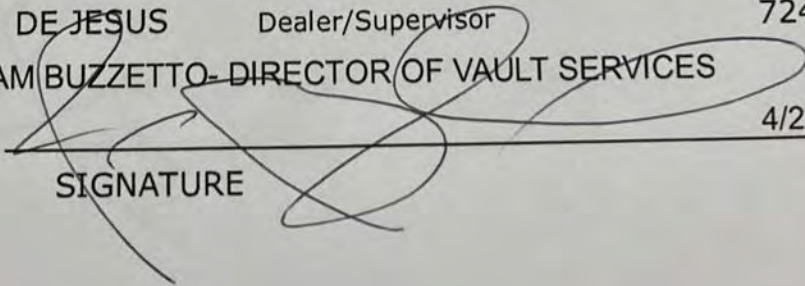
*Stan*



**INDIVIDUAL AUTHORIZED ACCESS  
CASHIER CAGE ONLY**

EMPLOYEE NAME	POSITION	LICENSE
PAMELA BUZZETTO	Director of Vault Services	6915050
JIMMY PHOEUNG	Assistant Manager	8738336
RICK MCPHEE	Supervisor	149850
KEAGAN BECK	Supervisor	10923160
MELANIE SEYMOUR	Lead Cashier	12779458
ISAAC EDWARDS	Lead Cashier	12719105
DAVID DILLEY	Lead Cashier	12983644
AMBER BETHKE	Cashier	13168006
JAMAL MOORE	Cashier	12763214
FE RUBIO	Cashier	10320467
HOI MAI	Cashier	12237118
MAURICIO OROZCO	Cashier	13164188
MARISSA JENISON	Cashier	12649838
SHAYLA BALDWIN	Cashier	13147232
CASEY WEINERT	Cashier	13096758
ALICIA JIMENEZ	Cashier	13045916
DAVID TIANO	Vice President	1493706
MARIO VACCARO	Electrician	8479857
SONDRA HALBERT	Controller	1523981
ADAM HLAS	Compliance Officer	2010202
PATRICK BRENNAN	Chief Information Officer	2005301
TERI FARLOW	IT Tech	460780
EDWIN DE JESUS	Dealer/Supervisor	7241141

AUTHORIZED BY: PAM BUZZETTO - DIRECTOR OF VAULT SERVICES


  
 \_\_\_\_\_

SIGNATURE

4/25/2022

DATE

This list was posted in the Cashier Cage

EXHIBIT #2  
PHOTO 2/2

[FAQ](#) | [Help](#) | [Sign Out](#)

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>		<a href="#">Mass Activity Update</a>		<a href="#">Mass Discipline</a>		

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	<b>1002 - Cardroom License</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>04/28/2022</b>
Complaint #	<b>2022020796</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>ST. PETERSBURG KENNEL CLUB, INC.</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>04/27/2022</b>
Region	<b>CR - Central Region</b>	Received	<b>04/27/2022</b>
Reference	<b>61D-11.012(8)</b>		
Entered	<b>04/28/2022</b>	Entered By	<b>Imuniz</b>
Summary	<p><b>151-St. Petersburg Kennel Club, Inc. ----- / ----- . Duties of Cardroom Operators: On April 27, 2022 during a bi-weekly cardroom facility inspection at ST. PETERSBURG KENNEL CLUB (DERBY LANE), it was discovered that the Cashier Cage Access list posted in the surveillance room was not current.</b></p>		
Updated	<b>04/28/2022 08:41:00</b>	By	<b>Imuniz</b>

<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
<input type="checkbox"/>	Inspection		
<input type="checkbox"/>	Costs		
<input type="checkbox"/>	Time Tracking		Auto Assign
<input type="checkbox"/>	Attachments		History
<input type="checkbox"/>	Work Notes		Print Report

<a href="#">Change</a>	<a href="#">Save</a>	<a href="#">OK</a>	<a href="#">Cancel</a>	<a href="#">Back</a>
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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:** 4.27.2022

<input checked="" type="checkbox"/> PMW	<input checked="" type="checkbox"/> Cardroom	<input type="checkbox"/> Slot
---	--	-------------------------------

<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Incident	<input type="checkbox"/> Complaint
---	-----------------------------------	------------------------------------

**FACILITY NAME:** ST. PETERSBURG KENNEL CLUB, INC. (DERBY LANE) **LIC #:** 151

**RESPONDENT**

<b>NAME:</b> ST. Petersburg Kennel Club, Inc.		
<b>Address:</b> 10490 Gandy Boulevard St. Petersburg, FL 33702		<b>Tel #:</b> [REDACTED]
<b>LIC #:</b> 151	<b>LIC TYPE:</b> 1002	<b>OCCUPATION:</b> Permit Holder

**COMPLAINANT**

<b>NAME:</b>		<b>Tel #:</b>
Address:		
<b>LIC #:</b>	<b>LIC TYPE:</b>	<b>OCCUPATION:</b>

**VIOLATION(S) / TITLE(S) 61D-11.012 Duties of Cardroom Operators.**


(8) Cardroom operators shall establish, and list in their internal controls, security controls that limit access into the cashiers' cage(s), count room, vault, and surveillance room. This list shall include the position titles of all employees who have access to these areas. A current list of employees, including full names and license numbers, authorized to enter each secure area and shall be posted on the inside door of the entrance to each specific area, in the security office, and in the surveillance room at all times.

**DESCRIPTION:** On April 27, 2022 during a bi-weekly cardroom facility inspection at **ST. PETERSBURG KENNEL CLUB (DERBY LANE)**, it was discovered that the Cashier Cage Access list posted in the surveillance room was not current.

**CASE DETAILS FILED BY:**

Chief Inspector    Judge/Steward    Investigator    Other: \_\_\_\_\_  
(Title of State Employee)

Randa Samson  
(Print Name)

  
(Signature)

4.27.2022  
(Date)

## Muniz, Luz

---

**From:** Washington, Derek  
**Sent:** Wednesday, April 27, 2022 2:11 PM  
**To:** Muniz, Luz  
**Cc:** Samson, Randa  
**Subject:** OCR DERBY LANE 4.27.2022  
**Attachments:** OCR DERBY LANE 4.27.2022.docx

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

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

Thanks  
Derek

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
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[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > **License Home**

**License**

Fed Tax # XXXXXXXXXX Lic Type **1002 - Cardroom License** Expires On **06/30/2023**

File # **34** Name **ST. PETERSBURG KENNEL CLUB, INC.** Extended To

License # **151** Rank **CLIC - Cardroom Operating License** Renewed On

Entity # **151** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

**Address**

Street # **10490** Street **GANDY BOULEVARD**

Line 2  
Line 3

City **ST. PETERSBURG** State **FL** Zip **33702**

Routing

**Other**

1st License Date **03/22/2022** Rank Date **03/22/2022** Certificate #  
Method **I-S-1020** Status Date **07/14/2008** Certificate Date  
Fee Exempt **No** Birth Date Renewal Sent

**Select**

Action   

**Modifiers**

Type	Modifier	Effective Date	Additional Info
L	151 - St. Petersburg Kennel Club, Inc.	03/20/2006	

**DBA Name**

DBA **DERBY LANE**

**Alt Keys**

BEST LIC NBR **CLI151**

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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.: 2022-020796

ST. PETERSBURG KENNEL CLUB, INC.,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against St. Petersburg Kennel Club, Inc. (“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 151-1002, issued by Petitioner.
3. On or about April 27, 2022, Respondent failed to have the most current Cashier Cage Access List posted in the surveillance room.
4. Rule 61D-11.012(8), Florida Administrative Code, provides that:  
  
Cardroom operators shall establish, and list in their internal controls, security controls that limit access into the cashiers’ cage(s), count room, vault, and surveillance room. This list shall include the position titles of all employees who have access to these areas. A current list of employees, including full names and license numbers, authorized to enter each secure area and shall be posted on the inside door of the entrance to each specific area, in the security office, and in the surveillance room at all times.”

5. Based on the foregoing, Respondent violated Rule 61D-11.012(8), Florida Administrative Code, by failing to have the most current Cashier Cage Access List posted in the surveillance room.

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 2022-020796 is signed this 11th 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.



7020 2450 0000 5094 3171

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<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$
Total Postage	\$

8-12-22

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**St. Petersburg Kennel Club, Inc.**  
c/o Gary Rutledge, Esq.  
P.O. Box 551  
Tallahassee, FL 32302-0551  
AC - 2022020796 - PMW

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August 16, 2022 at 10:37 am  
TALLAHASSEE, FL 32301

Feedback

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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.: 2022-020796

ST. PETERSBURG KENNEL CLUB, INC.,

Respondent.

---

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and St. Petersburg Kennel Club, Inc. (“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 151-1002, 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 2022-020796, alleging that on April 27, 2022, Respondent was in violation of Rule 61D-11.012(8), Florida Administrative Code, by failing to have the most current Cashier Cage Access List posted in the surveillance room.

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 2022-020796 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, **ST. PETERSBURG KENNEL CLUB, INC.**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 15<sup>th</sup> day of August, 2022.



**ST. PETERSBURG KENNEL CLUB, INC.,**  
**Respondent**

Signed on behalf of St. Petersburg Kennel Club, Inc.  
by:

ADAM HUAS

Printed Name

Secretary

Title

STATE OF Florida  
COUNTY OF Duval

The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 15<sup>th</sup> day of August, 2022, by ADAM HUAS, who is personally known to me or who produced the following as identification: \_\_\_\_\_

Linda L. Frontel

Notary Public



2022-020796

5

APPROVED this 21 day of September, 2022.

*Emily Alvarado*

\_\_\_\_\_  
**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:

**St. Petersburg Kennel Club, Inc.**  
**c/o Gary Rutledge, Esq.**  
**Rutledge-Ecena**  
P.O. Box 551  
Tallahassee, FL 32302-0551  
gary@rutledge-ecena.com

---

**AGENCY CLERK'S OFFICE**  
Florida Gaming Control Commission

CC: Ebonie Lanier

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

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

**Petitioner,**

**v.**

**FGCC Case No.: 2022-020796**

**ST. PETERSBURG KENNEL CLUB, INC.,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against St. Petersburg Kennel Club, Inc. (“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 151-1002, issued by Petitioner.
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Cardroom operators shall establish, and list in their internal controls, security controls that limit access into the cashiers’ cage(s), count room, vault, and surveillance room. This list shall include the position titles of all employees who have access to these areas. A current list of employees, including full names and license numbers, authorized to enter each secure area and shall be posted on the inside door of the entrance to each specific area, in the security office, and in the surveillance room at all times.”

5. Based on the foregoing, Respondent violated Rule 61D-11.012(8), Florida Administrative Code, by failing to have the most current Cashier Cage Access List posted in the surveillance room.

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This Administrative Complaint for FGCC Case Number 2022-020796 is signed this 11th 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.

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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. 2022-020935; Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Tampa Bay Downs, Inc. (“Respondent”) to resolve Case No. 2022-020935. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$750 for violating rules 61D-11.020(1)(a) and 61D-11.025(17)(b), Florida Administrative Code.

### *Background*

On or about April 28, 2022, Respondent failed to ensure that the drop box number corresponded to the table number to which the drop box was assigned and failed to record the monitoring of a patron that occurred on the cardroom floor on the surveillance activity log. Respondent has no prior violations of these rules in Florida.

The Division served Respondent with an administrative complaint and included a proposed settlement and consent order seeking a \$750 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.<sup>1</sup> The Commission has the authority to impose an administrative fine of \$1,000.00 for per violation of section 849.086, Florida Statutes, or any rules adopted pursuant to that section.<sup>2</sup>

Rule 61D-11.020(1)(a), Florida Administrative Code, provides in pertinent part that each table shall have a drop box that is “marked with a permanent number corresponding to the table number to which the drop box is assigned.

Rule 61D-11.025(17)(b), Florida Administrative Code, provides “[e]ach cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include: [r]eason 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”

Because Respondent failed to ensure that the drop box number corresponded to the table number to which the drop box was assigned and failed to record the monitoring of a patron that occurred on the cardroom floor on the surveillance activity log, it is subject to an administrative fine not to exceed \$1000.00.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-020935.

---

<sup>1</sup> 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.”)

<sup>2</sup> § 849.086(14)(c), Fla. Stat.

TAMPA BAY DOWNS  
 SILKS CARD ROOM DROP SURVEILLANCE

DATE	NAME / LICENSE#	REASON FOR SURVEILLANCE	START TIME	END TIME
1 APR 22	PM bage 8630609	DROP COUNT	0822	
2 APR 22	PM bage 8630609	DROP COUNT	<del>0822</del>	0855
03 APR 22	P. Pulcini 11244568	DROP COUNT	0817	0905
04 APR 22	P. Pulcini 11244568	DROP COUNT	08:18	09:12
05 APR	PM bage 8630609	DROP COUNT	08:17	08:50
6 APR	PM bage 8630609	DROP COUNT	0818	0851
4/6/22	Linda Samsen	DROP COUNT	0818	0848
7 APR	PM bage 8630609	Quarterly	1240	120
8 APR	PM bage 8630609	DROP COUNT	0820	0901
9 APR	PM bage 8630609	DROP COUNT	0816	0857
10 APR 22	P. Pulcini 11244568	DROP COUNT	0820	0901
11 APR 22	P. Pulcini 11244568	DROP COUNT	08:18	09:11
12 APR 22	PM bage 8630609	DROP COUNT	08:22	08:47
13 APR 22	PM bage 8630609	DROP COUNT	0820	0854
14 APR 22	PM bage 8630609	DROP COUNT	0819	0849
14 APR 22	Nicol 1030660	DROP COUNT	0818	0830
14 APR 22	Harokka 7935468	drop count	0830	0905
15 APR 22	PM bage 8630609	DROP COUNT	0830	0835
16 APR 22	PM bage 8630609	DROP COUNT	0821	0858
17 APR 22	EASTER SUNDAY (CLOSED)			
18 APR 22	P. Pulcini 11244568	DROP COUNT	08:18	09:02
19 APR	PM bage 8630609	DROP COUNT	0817	0851
20 APR	PM bage 8630609	DROP COUNT	0816	0845
21 APR	Lueve Herkova	DROP COUNT	08:22	09:18
4/21/22	Randa Samsen	Bi-weekly	11:40	12:25
22 APR	PM bage 8630609	DROP COUNT	0818	0858
23 APR	PM bage 8630609	DROP COUNT	0819	0904
24 APR 22	P. Pulcini 11244568	DROP COUNT	08:16	09:08

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**Tampa Bay Downs, Inc.**  
P.O. Box 2007,  
Oldsmar, Florida 34677  
AC - 2022020935 - PMW



**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.: 2022-020935**

**TAMPA BAY DOWNS, INC,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Tampa Bay Downs, Inc. (“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 320-1002, issued by Petitioner.

**COUNT I**

3. Petitioner realleges and adopts paragraphs numbered one and two as if set forth fully herein.
4. On or about April 28, 2022, Respondent had two jackpot drop boxes on cardroom tables that did not correspond to the table number.

5. Rule 61D-11.020(1)(a), Florida Administrative Code, provides in pertinent part that each table shall have a drop box that is “marked with a permanent number corresponding to the table number to which the drop box is assigned”

6. Based on the foregoing, Respondent violated Rule 61D-11.020(1)(a), Florida Administrative Code, by failing to ensure that the drop box number corresponded to the table number to which the drop box is assigned.

## COUNT II

7. Petitioner realleges and adopts paragraphs numbered one and two as if set forth fully herein.

8. On or about April 28, 2022, Respondent failed to record the monitoring of an incident that occurred on the cardroom floor on the surveillance activity log.

9. Rule 61D-11.025(17)(b), Florida Administrative Code, provides “[e]ach cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include: [r]eason 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”

10. Based on the foregoing, Respondent violated Rule 61D-11.025(17)(b), Florida Administrative Code, by failing to record the monitoring of an incident that occurred on the cardroom floor on the surveillance activity log.

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 2022-020935 is signed this 4th 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.

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Domain **10 - Division of Pari-Mutuel Wagering**

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Lic Type	<b>1002 - Cardroom License</b>	Status	<b>90 Closed</b>	Status Date	<b>07/27/2022</b>
Complaint #	<b>2022020935</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>TAMPA BAY DOWNS, INC.</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	
Region	<b>CR - Central Region</b>	Received	<b>04/28/2022</b>
Reference	<b>61D-11.012, 61D-11.020 , 61D-1</b>		
Entered	<b>04/28/2022</b>	Entered By	<b>Imuniz</b>
Summary	<p><b>320-Tampa Bay Downs, Inc. ----- / ----- . Duties of Cardroom Operators / Drop Box and Key Control Procedures / Cardroom Electronic Surveillance: On April 28, 2022, I conducted a routine Cardroom facility visit at TAMPA BAY DOWNS. During my facility visit, I found the following violations: 1. Table #2-7 and #2-8 had their jackpot drop boxes switched, resulting in the Tables numbers not corresponding to the jackpot drop boxes. 2. Facility failing to notify the Division of two players indefinitely banned for cheating. 3. Failing to log in their surveillance activity log, the surveillance monitoring of the two players they banned.</b></p>		
Updated	<b>07/27/2022 16:24:48</b>	By	<b>Imuniz</b>

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<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
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<input type="checkbox"/>	Costs		
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<b>90</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>APRIL 28, 2022</b>	Case Number: <b>2022 02 0935</b>
Respondent: <b>TAMPA BAY DOWNS, INC.</b> <b>P.O. Box 2007,</b> <b>OLDSMAR, FL 34677</b>  ■■■■ ■■■■		Complainant: <b>STATE OF FLORIDA,</b> <b>DEPARTMENT OF BUSINESS AND</b> <b>PROFESSIONAL REGULATION,</b> <b>DIVISION OF PARI-MUTUEL WAGERING</b>	
License # and Type: <b>320 /1002</b>	Profession: <b>PERMIT HOLDER</b>	Report Date: <b>APRIL 29, 2022</b>	
Period of Investigation: <b>APRIL 25, 2022 – APRIL 29, 2022</b>		Type of Report: <b>FINAL</b>	
<p>Alleged Violation: <b>61D-11.012 Duties of Cardroom Operators.:</b>            16) A cardroom operator shall notify the division, office of investigations, of each person it refuses entry into its cardroom for a period of 30 days, other than self exclusions, or longer pursuant to Section 849.086(7)(g), F.S., which shall include the:            (a) Name and current address (if available) of the person refused entry;            (b) Date of the refusal;            (c) Reason for the refusal; and,            (d) Period of time.</p> <p><b>61D-11.020 Drop Box and Key Control Procedures.</b>            (1) Each table shall have a drop box that is configured to permit the dealer to insert the rake directly into the drop box. The drop box shall be:            (a) Marked with a permanent number corresponding to the table number to which the drop box is assigned;</p> <p><b>61D-11.025 Cardroom Electronic Surveillance:</b>            (17) Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include: (a) 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;</p>			
<p>Synopsis: On April 28, 2022, I conducted a routine Cardroom facility visit at <b>TAMPA BAY DOWNS</b>. During my facility visit, I found the following violations:</p> <ol style="list-style-type: none"> <li>Table #2-7 and #2-8 had their jackpot drop boxes switched, resulting in the Tables numbers not corresponding to the jackpot drop boxes.</li> <li>Facility failing to notify the Division of two players indefinitely banned for cheating.</li> <li>Failing to log in their surveillance activity log, the surveillance monitoring of the two players they banned.</li> </ol>			
<p>Related Case: CASE # 2021 05 6062</p>			
<p>Investigator / Date  /s/  Randa Samson / April 29, 2022</p>		<p>Investigator Supervisor / Date  /s/  C. Derek Washington / May 16, 2022</p>	
<p>Chief of Investigations / Date  /s/  Steven E. Kogan / July 27, 2022</p>			

## Investigative Activity:

On April 28, 2022, at approximately 10:40 AM, I conducted a routine facility visit at **TAMPA BAY DOWNS**. While walking the cardroom floor, I found table #2-7 and table #2-8 had their jackpot drop boxes switched with each other. Table #2-7 had jackpot dropbox #2-8 inserted and secured to the table, and table #2-8 had jackpot dropbox #2-7 inserted and locked to the table.

Violation **61D-11.020 (1) (a)** was brought to the attention of Poker Room Floor Manager **WARREN SPELL** (PMW LIC#7913733), and he immediately switched the jackpot boxes and secured them into their correct tables.

In addition to my inspection, it was discovered that two players, **JORGE GUTIERREZ** and **JULIO ALVAREZ**, were indefinitely banned from **TAMPA BAY DOWNS** for cheating, and the facility did not report the exclusions to the Division. Poker Room Manager **ROBERT J. DELLACAMERA JR.** (PMW LIC# 7852105) also failed to record his monitoring of the incident in the surveillance activity log (**EXHIBIT #2**).

**TAMPA BAY DOWNS** violated F.A.C. Rule **61D-11.020 (1) (a)** because jackpot drop boxes were mistakenly placed in the wrong tables, F.A.C. Rules **61D-11.012 (16)(a)(b)(c)(d)** and **61D-11.025 (17)** for failing to report players that were excluded for thirty (30) or more and failing to record the monitoring of the incident in the surveillance activity log.

A review of the Versa Regulation Enforcement database shows one prior violation of Rule **61D-11.020 (1)(a)** (Refer to case # 2021 05 6062) and no violations of Rules **61D-11.012(16)(a)(b)(c)(d)** and **61D-11.025(17)**.

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

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Domain 10 - Division of Pari-Mutuel Wagering

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<p><b>License</b></p> <p>Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span> Lic Type <b>1002 - Cardroom License</b> Expires On <b>06/30/2023</b></p> <p>File # <b>40</b> Name <b>TAMPA BAY DOWNS, INC.</b> Extended To</p> <p>License # <b>320</b> Rank <b>CLIC - Cardroom Operating License</b> Renewed On</p> <p>Entity # <b>320</b> Lic Status <b>Current</b></p>		<input type="checkbox"/> <p><a href="#">Licensee</a></p> <p><a href="#">History</a></p> <p><a href="#">Notes</a></p> <p><a href="#">Notes History</a></p> <p><a href="#">Back</a></p>								
<p><b>Address</b></p> <p>Street # Street <b>POST OFFICE BOX 2007</b></p> <p>Line 2</p> <p>Line 3</p> <p>City <b>OLDSMAR</b> State <b>FL</b> Zip <b>34677</b></p> <p>Routing</p>										
<p><b>Other</b></p> <p>1st License Date <b>03/23/2022</b> Rank Date <b>03/23/2022</b> Certificate #</p> <p>Method <b>I-S-1020</b> Status Date <b>07/14/2008</b> Certificate Date</p> <p>Fee Exempt <b>No</b> Birth Date Renewal Sent</p>										
<p><b>Select</b></p> <p>Action <input type="text"/>  </p>										
<p><b>Modifiers</b></p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>320 - Tampa Bay Downs</td> <td>01/09/2004</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	L	320 - Tampa Bay Downs	01/09/2004		
Type	Modifier	Effective Date	Additional Info							
L	320 - Tampa Bay Downs	01/09/2004								
<p><b>Alt Keys</b></p> <p>BEST LIC NBR <b>320</b></p>										

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**EXHIBIT #1**  
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EXHIBIT #2  
PHOTO 2/2

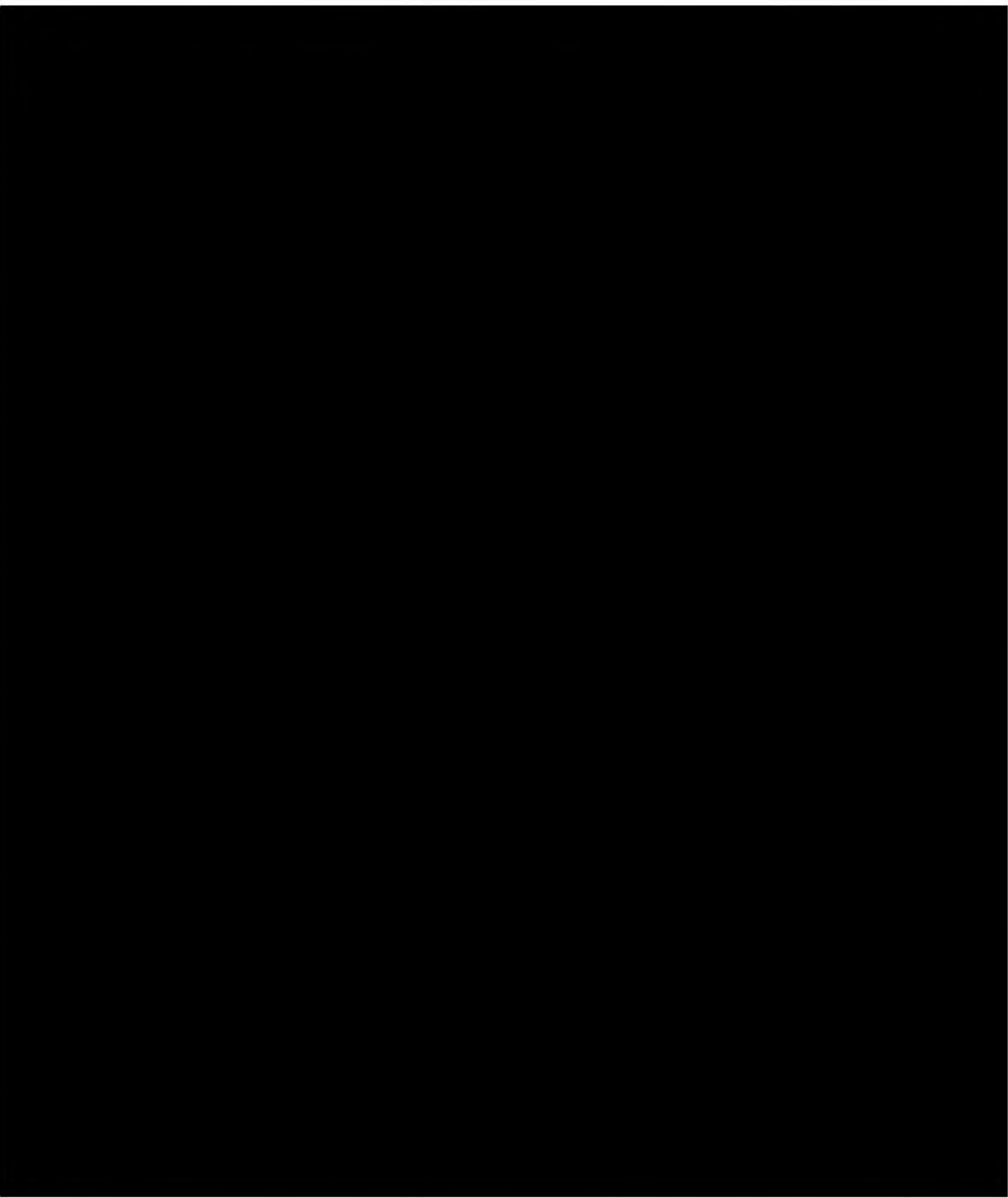


EXHIBIT #3  
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<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>	<a href="#">Mass Activity Update</a>	<a href="#">Mass Discipline</a>				

Domain **10 - Division of Pari-Mutuel Wagering**

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Lic Type	<b>1002 - Cardroom License</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>04/28/2022</b>
Complaint #	<b>2022020935</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>TAMPA BAY DOWNS, INC.</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	<b>Private Case</b>

<a href="#">Complaint</a>	<a href="#">Respondent</a>	<a href="#">Complainant</a>	<a href="#">Add'l Info</a>
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	<input type="checkbox"/>	Activities
Form	<b>INTR - Internal</b>	Priority					
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Security	<b>STND - Standard</b>	Incident		<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Region	<b>CR - Central Region</b>	Received	<b>04/28/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Reference	<b>61D-11.012, 61D-11.020 , 61D-1</b>			<input type="checkbox"/>	Inspection		
Entered	<b>04/28/2022</b>	Entered By	<b>Imuniz</b>	<input type="checkbox"/>	Costs		
Summary	<p><b>320-Tampa Bay Downs, Inc. ----- / ----- . Duties of Cardroom Operators / Drop Box and Key Control Procedures / Cardroom Electronic Surveillance: On April 28, 2022, I conducted a routine Cardroom facility visit at TAMPA BAY DOWNS. During my facility visit, I found the following violations: 1. Table #2-7 and #2-8 had their jackpot drop boxes switched, resulting in the Tables numbers not corresponding to the jackpot drop boxes. 2. Facility failing to notify the Division of two players indefinitely banned for cheating. 3. Failing to log in their surveillance activity log, the surveillance monitoring of the two players they banned.</b></p>			<input type="checkbox"/>	Time Tracking	<input type="button" value="Auto Assign"/>	
Updated	<b>04/28/2022 14:23:36</b>	By	<b>Imuniz</b>	<input type="checkbox"/>	Attachments	<input type="button" value="History"/>	
				<input type="checkbox"/>	Work Notes	<input type="button" value="Print Report"/>	

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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:** MARCH 25, APRIL 8, & 28, 2022

<input type="checkbox"/> PMW	<input checked="" type="checkbox"/> Cardroom	<input type="checkbox"/> Slot	<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Incident	<input type="checkbox"/> Complaint
------------------------------	--	-------------------------------	---	-----------------------------------	------------------------------------

**FACILITY NAME:** TAMPA BAY DOWNS, INC. **LIC #:** 320

**RESPONDENT**

<b>NAME:</b> TAMPA BAY DOWNS, INC.		
<b>P.O. Box 2007 Oldsmar, FL. 34677</b>		<b>Tel #:</b> [REDACTED]
<b>LIC #:</b> 320	<b>LIC TYPE:</b> 1002	<b>OCCUPATION:</b> PERMIT HOLDER

**COMPLAINANT**

<b>NAME:</b>		<b>Tel #:</b>
Address:		
<b>LIC #:</b>	<b>LIC TYPE:</b>	<b>OCCUPATION:</b>

**VIOLATION(S) / TITLE(S) 61D-11.012 Duties of Cardroom Operators.:**

- 16) A cardroom operator shall notify the division, office of investigations, of each person it refuses entry into its cardroom for a period of 30 days, other than self exclusions, or longer pursuant to Section 849.086(7)(g), F.S., which shall include the:
- (a) Name and current address (if available) of the person refused entry;
  - (b) Date of the refusal;
  - (c) Reason for the refusal; and,
  - (d) Period of time.

**61D-11.020 Drop Box and Key Control Procedures.**

- (1) Each table shall have a drop box that is configured to permit the dealer to insert the rake directly into the drop box. The drop box shall be:
- (a) Marked with a permanent number corresponding to the table number to which the drop box is assigned;

**61D-11.025 Cardroom Electronic Surveillance:**

(17) Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include: (a) 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;

**DESCRIPTION:** On April 28, 2022, I conducted a routine Cardroom facility visit at **TAMPA BAY DOWNS**. During my facility visit, I found the following violations:

1. Table #2-7 and #2-8 had their jackpot drop boxes switched, resulting in the Tables numbers not corresponding to the jackpot drop boxes.
2. Facility failing to notify the Division of two players indefinitely banned for cheating.
3. Failing to log in their surveillance activity log, the surveillance monitoring of the two players they banned.

**CASE DETAILS FILED BY:**

Chief Inspector    Judge/Steward    Investigator    Other: \_\_\_\_\_  
(Title of State Employee)

Randa Samson

APRIL 28, 2022

(Print Name)

(Signature)

(Date)

## Muniz, Luz

---

**From:** Washington, Derek  
**Sent:** Thursday, April 28, 2022 1:25 PM  
**To:** Muniz, Luz  
**Cc:** Samson, Randa  
**Subject:** OCR TBD 4.28.2022  
**Attachments:** OCR TBD 4.28.2022.docx

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

Thanks  
Derek



<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
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[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > **License Home**

<p><b>License</b></p> <p>Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span> Lic Type <b>1002 - Cardroom License</b> Expires On <b>06/30/2023</b></p> <p>File # <b>40</b> Name <b>TAMPA BAY DOWNS, INC.</b> Extended To</p> <p>License # <b>320</b> Rank <b>CLIC - Cardroom Operating License</b> Renewed On</p> <p>Entity # <b>320</b> Lic Status <b>Current</b></p>		<input type="checkbox"/> <p><a href="#">Licensee</a></p> <p><a href="#">History</a></p> <p><a href="#">Notes</a></p> <p><a href="#">Notes History</a></p> <p><a href="#">Back</a></p>								
<p><b>Address</b></p> <p>Street # Street <b>POST OFFICE BOX 2007</b></p> <p>Line 2</p> <p>Line 3</p> <p>City <b>OLDSMAR</b> State <b>FL</b> Zip <b>34677</b></p> <p>Routing</p>										
<p><b>Other</b></p> <p>1st License Date <b>03/23/2022</b> Rank Date <b>03/23/2022</b> Certificate #</p> <p>Method <b>I-S-1020</b> Status Date <b>07/14/2008</b> Certificate Date</p> <p>Fee Exempt <b>No</b> Birth Date Renewal Sent</p>										
<p><b>Select</b></p> <p>Action <input type="text"/>  </p>										
<p><b>Modifiers</b></p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>320 - Tampa Bay Downs</td> <td>01/09/2004</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	L	320 - Tampa Bay Downs	01/09/2004		
Type	Modifier	Effective Date	Additional Info							
L	320 - Tampa Bay Downs	01/09/2004								
<p><b>Alt Keys</b></p> <p>BEST LIC NBR <b>320</b></p>										

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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.: 2022-020935

TAMPA BAY DOWNS, INC,

Respondent.

\_\_\_\_\_ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Tampa Bay Downs, Inc. (“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 320-1002, issued by the Division.

2. This Consent Order is to be entered in resolution of the two-count Administrative Complaint filed in FGCC Case Number 2022-020935, alleging that:

- a. On April 28, 2022, Respondent was in violation of Rule 61D-11.020(1)(a), Florida Administrative Code, by failing to ensure that the drop box number corresponded to the table number to which the drop box was assigned,
- b. On April 28, 2022, Respondent was in violation of Rule 61D-11.025(17)(b), Florida Administrative Code, by failing to record the monitoring of an incident that occurred on the cardroom floor on the surveillance activity log.

## 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 **SEVEN HUNDRED FIFTY DOLLARS (\$750.00)**, 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 2022-020935 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, TAMPA BAY DOWNS, INC, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 11 day of August, 2022.

[Signature]  
TAMPA BAY DOWNS, INC, Respondent

Signed on behalf of Tampa Bay Downs, Inc. by:

Gregory Gelyon  
Printed Name

VP FINANCE  
Title

STATE OF FLORIDA

COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 11 day of August, 2022, by Gregory Gelyon, who is personally known to me or who produced the following as identification: \_\_\_\_\_

Linda Notarangelo  
Notary Public

My commission expires:



APPROVED this 21 day of September, 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:

**Tampa Bay Downs, Inc.**  
P.O. Box 2007,  
Oldsmar, Florida 34677

---

**AGENCY CLERK'S OFFICE**  
Florida Gaming Control Commission

CC: Ebonie Lanier

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

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

**Petitioner,**

**v.**

**FGCC Case No.: 2022-020935**

**TAMPA BAY DOWNS, INC,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Tampa Bay Downs, Inc. (“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 320-1002, issued by Petitioner.

**COUNT I**

3. Petitioner realleges and adopts paragraphs numbered one and two as if set forth fully herein.
4. On or about April 28, 2022, Respondent had two jackpot drop boxes on cardroom tables that did not correspond to the table number.



5. Rule 61D-11.020(1)(a), Florida Administrative Code, provides in pertinent part that each table shall have a drop box that is “marked with a permanent number corresponding to the table number to which the drop box is assigned”

6. Based on the foregoing, Respondent violated Rule 61D-11.020(1)(a), Florida Administrative Code, by failing to ensure that the drop box number corresponded to the table number to which the drop box is assigned.

#### COUNT II

7. Petitioner realleges and adopts paragraphs numbered one and two as if set forth fully herein.

8. On or about April 28, 2022, Respondent failed to record the monitoring of an incident that occurred on the cardroom floor on the surveillance activity log.

9. Rule 61D-11.025(17)(b), Florida Administrative Code, provides “[e]ach cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include: [r]eason 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”

10. Based on the foregoing, Respondent violated Rule 61D-11.025(17)(b), Florida Administrative Code, by failing to record the monitoring of an incident that occurred on the cardroom floor on the surveillance activity log.

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 2022-020935 is signed this 4th 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 Number 2022-027787; Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Peter James Murphy (“Respondent”) to resolve Case No. 2022-027787. 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 29, 2022, Respondent was a poker room employee at Tampa Bay Downs. (“TBD”).<sup>1</sup> 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.<sup>2</sup> 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.<sup>3</sup>

---

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

<sup>2</sup> 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.”)

<sup>3</sup> § 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.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-027787.

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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 [Mass Discipline Update](#)  
[Mass Status Update](#) | 
 [Public Case Info](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **icampbell**

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 [Complaint Search](#) | 
 [Maintain Complaint](#)

Lic Type	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>06/30/2022</b>
Complaint #	<b>2022027787</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>MURPHY, PETER JAMES</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R Regular</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	<b>STND - Standard</b>	Incident	<b>05/29/2022</b>	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	<b>CR - Central Region</b>	Received	<b>06/07/2022</b>	<input type="checkbox"/> Inspection	
Reference	<b>61D-11.009(8)</b>			<input type="checkbox"/> Costs	
Entered	<b>06/07/2022</b>	Entered By	<b>Imuniz</b>	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	<b>320-Tampa Bay Downs, Inc. ----- / ----- . Cardroom Employee Occupational License: On June 3, 2022, during a routine bi-weekly cardroom inspection it was discovered while watching saved surveillance coverage of the cashier cage at TAMPA BAY DOWNS, I found Poker Room Supervisor PETER JAMES MURPHY (PMW LIC# 8101357) not wearing his ID badge while on duty.</b>			<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated	<b>06/30/2022 11:46:08</b>	By	<b>icampbell</b>	<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

23	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>JUNE 7, 2022</b>	Case Number: <b>2022 02 7787</b>
Respondent:  <b>MURPHY, PETER JAMES</b> <b>8228 SOLANO BAY LOOP #826</b> <b>TAMPA, FL. 33635</b> 		Complainant:  <b>STATE OF FLORIDA,</b> <b>DEPARTMENT OF BUSINESS AND</b> <b>PROFESSIONAL REGULATION,</b> <b>DIVISION OF PARI-MUTUEL WAGERING</b>	
License # and Type: <b>8101357 / 1012</b>	Profession: <b>POKER ROOM SUPERVISOR</b>	Report Date: <b>JUNE 15, 2022</b>	
Period of Investigation: <b>JUNE 3, 2022 – JUNE 15, 2022</b>		Type of Report: <b>FINAL</b>	
Alleged Violation: <b>61D-11.009 Cardroom Employee Occupational License.</b> (8) All 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.			
Synopsis: On June 3, 2022, while reviewing recorded surveillance video dated May 29, 2022 of the cardroom floor at Tampa Bay Downs, I observed Poker Room Supervisor <b>PETER JAMES MURPHY (PMW LIC# 8101357)</b> not wearing his ID badge while on duty.			
Related Case: Case # 2010 01 720 & Case # 2012 03 4435			
Investigator / Date  /s/  Randa Samson / JUNE 15, 2022		Investigator Supervisor / Date  /s/  C. Derek Washington / June 27, 2022	
Chief of Investigations / Date  /s/  Steven E. Kogan / June 30, 2022			

## 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 May 29, 2022, I observed Poker Room Supervisor **PETER JAMES MURPHY (PMW LIC# 8101357) (EXHIBIT #1)** not wearing his ID badge while on duty. **(EXHIBIT #2)**

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

**PETER JAMES MURPHY** 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 one previous violation against **MURPHY** for this specific rule Case# 2010 01 1720 that was unproven and one prior violation for Rule: F.A.C.61D-11.004(8)(a) failing to clear his hands when cash, chips, or tokens are exchanged with or provided to a player;

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



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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

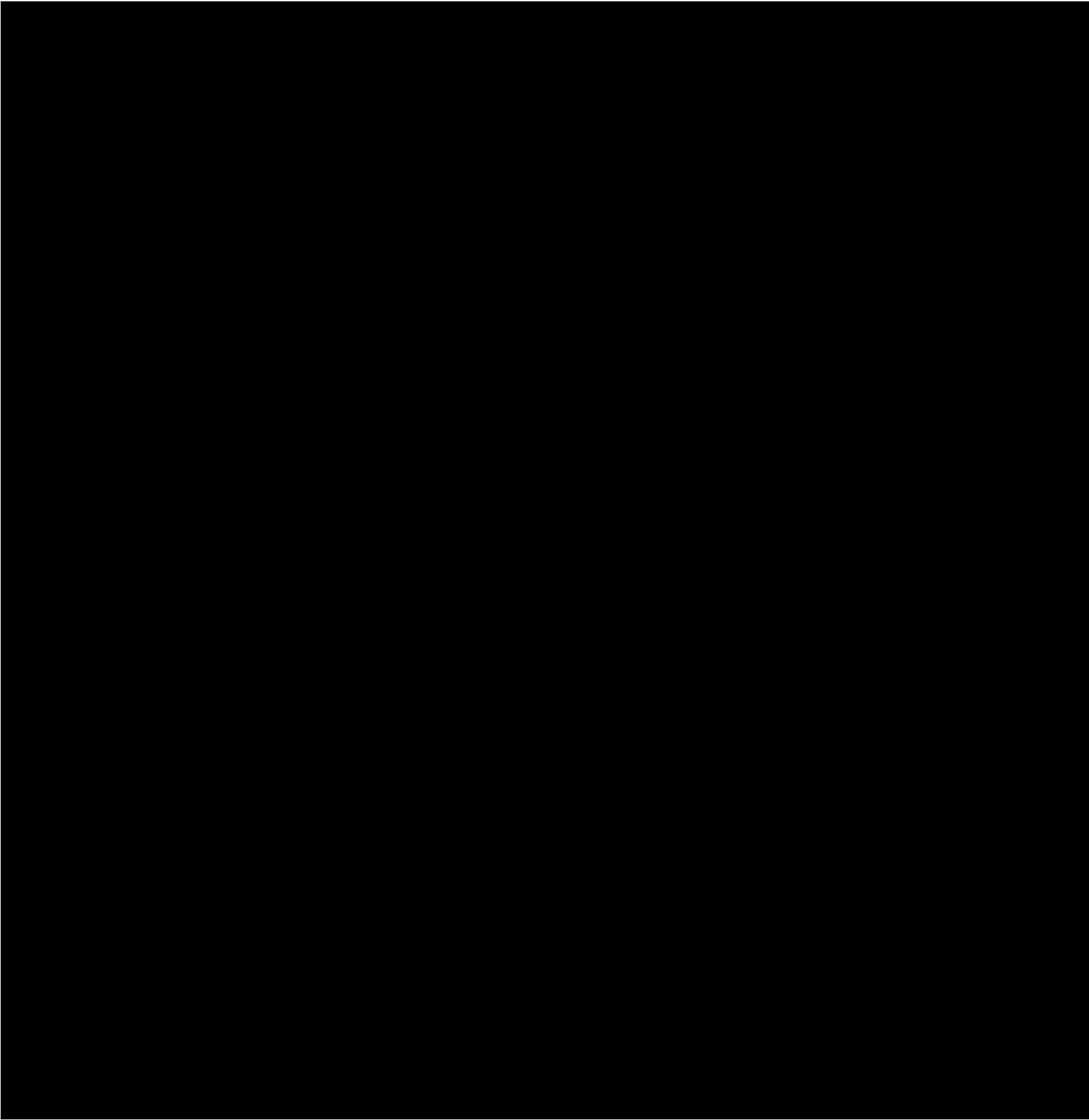
[VR Home](#) > [License Search](#) > [License Home](#)

<p><b>License</b></p> <p>Fed Tax # <span style="background-color: black; color: black;">██████████</span> Lic Type <b>1012 - Cardroom Employee Occupational</b> Expires On <b>06/30/2024</b></p> <p>File # <b>3951</b> Name <b>MURPHY, PETER JAMES</b> Extended To</p> <p>License # <b>8101357</b> Rank <b>CEMP - Cardroom Employee Occupational</b> Renewed On <b>05/05/2021</b></p> <p>Entity # <b>8101357</b> Lic Status <b>Current</b></p>		<p><input type="button" value="Licensee"/></p> <p><input type="button" value="History"/></p> <p><input checked="" type="checkbox"/> <input type="button" value="Notes"/></p> <p><input type="button" value="Notes History"/></p> <p><input type="button" value="Back"/></p>																			
<p><b>Address</b></p> <p>Street # <b>8228</b> Street <b>SOLANO BAY LOOP #826</b></p> <p>Line 2</p> <p>Line 3</p> <p>City <b>TAMPA</b> State <b>FL</b> Zip <b>33635</b></p> <p>Routing</p>																					
<p><b>Other</b></p> <p>1st License Date <b>07/25/2018</b> Rank Date <b>05/05/2021</b> Certificate #</p> <p>Method <b>I-S-1024</b> Status Date <b>07/25/2018</b> Certificate Date</p> <p>Fee Exempt <b>No</b> Birth Date <span style="background-color: black; color: black;">██████████</span> Renewal Sent</p>																					
<p><b>Select</b></p> <p>Action <input type="text"/>  </p>																					
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Type	Modifier	Effective Date	Additional Info																		
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Y	3YR - 3 Year License	06/14/2012																			
<p><b>Alt Keys</b></p> <p>BEST LIC NBR <b>8101357</b></p>																					

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EXHIBIT #1  
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615



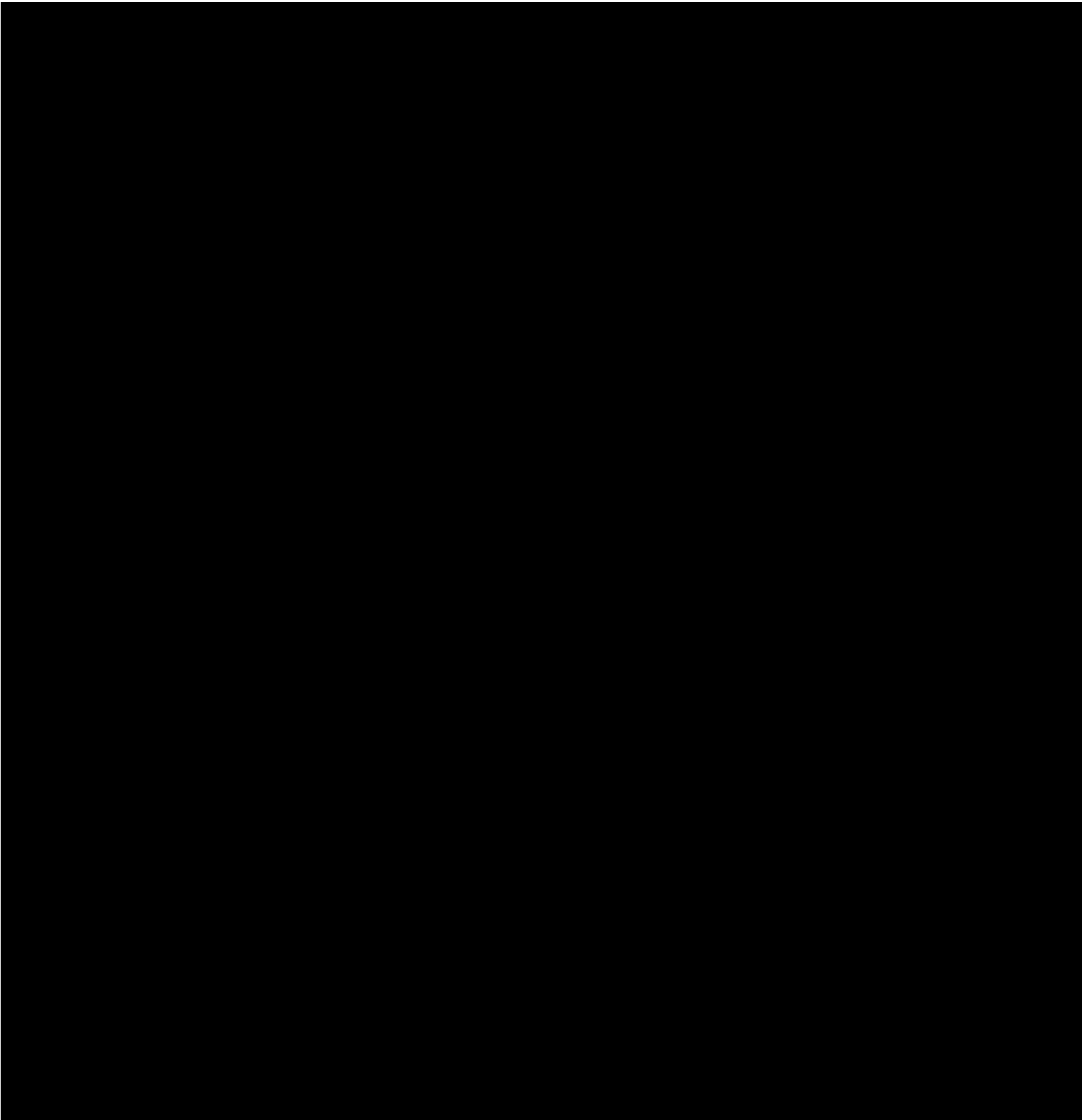
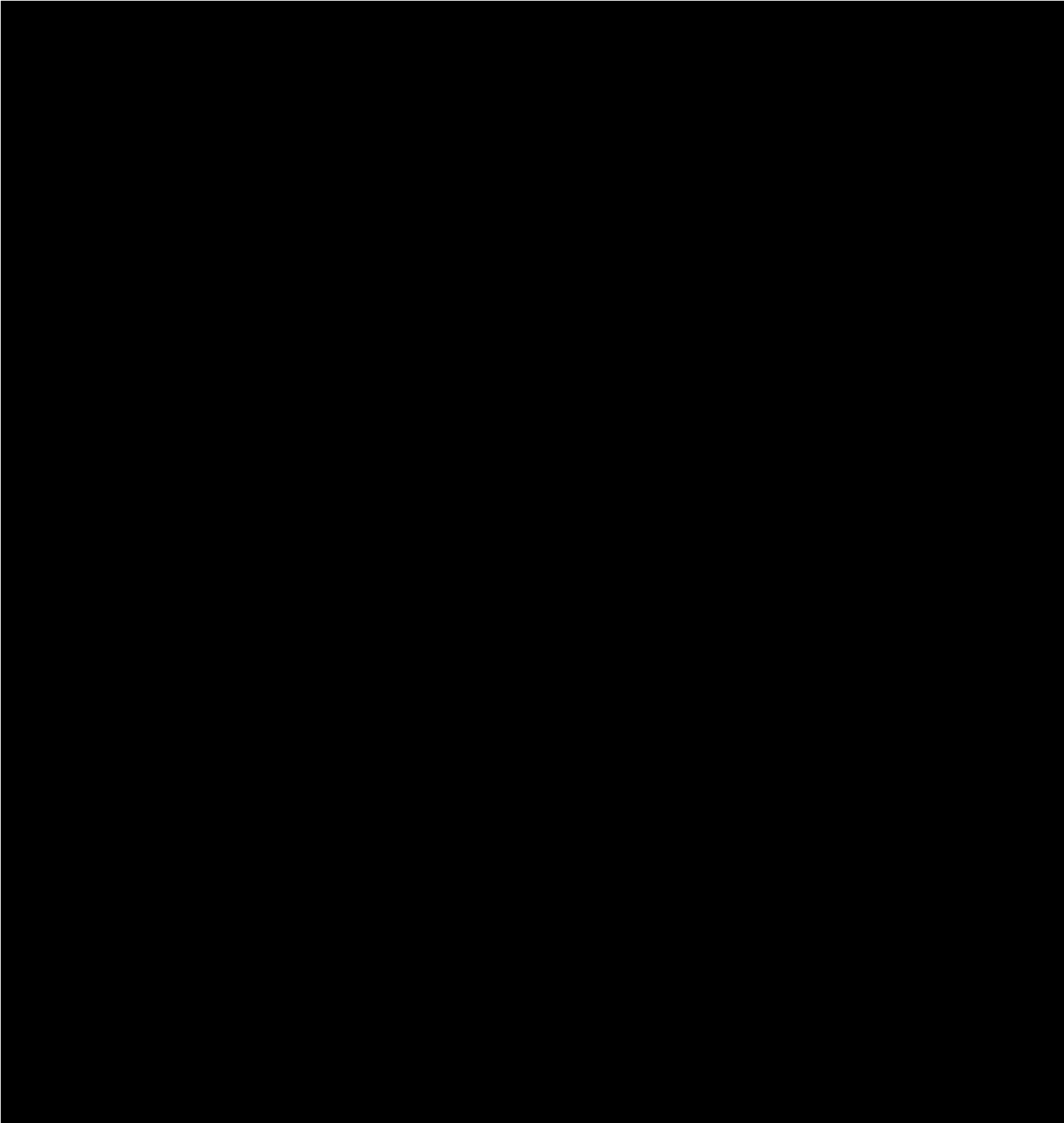


EXHIBIT #2  
PHOTO 2/4





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

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

Petitioner,

v.

PETER JAMES MURPHY,

Respondent.

\_\_\_\_\_ /

**FILED**

Florida Gaming Control Commission  
Office of the Agency Clerk

Clerk: Donna Fleming

Date: 7.13.2022

FGCC Case No.: 2022-027787

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Peter James Murphy (“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 8101357-1012, 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 29, 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 2022-027787 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  
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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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**Peter James Murphy**  
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Tampa, Florida 33635  
AC - 2022027787 - PMW

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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.: 2022-027787

PETER JAMES MURPHY,

Respondent.

\_\_\_\_\_ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Peter James Murphy (“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 8101357-1012, 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 2022-027787, 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 2022-027787 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.

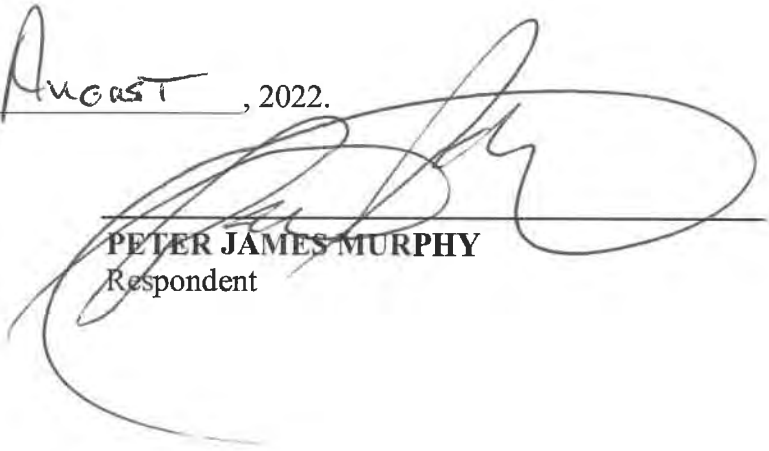
15. This Consent Order may be signed in counterparts, and copies shall be treated as original.

16. Respondent authorize the Division to correct any typographical errors or make any non-material changes to this Consent Order after it is signed.

*[Signature pages to follow]*


WHEREFORE, Respondent, PETER JAMES MURPHY, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 8 day of AUGUST, 2022.

  
PETER JAMES MURPHY  
Respondent

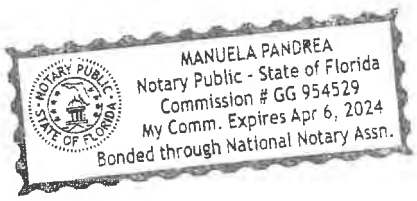
STATE OF FLORIDA

COUNTY OF PASCO

The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 08 day of August, 2022, by PETER JAMES MURPHY, who is personally known to me or who produced the following as identification: 

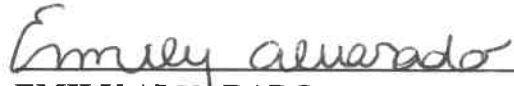
Manuela Pandrea  
Notary Public

My commission expires: 04/06/2024





APPROVED this 21<sup>st</sup> day of September, 2022.

Handwritten signature of Emily Alvarado in cursive script, positioned above a horizontal line.

**EMILY ALVARADO**  
**DEPUTY CHIEF ATTORNEY**  
Division of Pari-Mutuel Wagering  
Florida Gaming Control Commission

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

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

Petitioner,

v.

PETER JAMES MURPHY,

Respondent.

**FILED**

Florida Gaming Control Commission  
Office of the Agency Clerk

Clerk: Donna Fleming  
Date: 7.13.2022

FGCC Case No.: 2022-027787

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Peter James Murphy (“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 8101357-1012, 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 permit holder 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 29, 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 2022-027787 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

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. 2022-028760: Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Bryan Christopher Cuzino (“Respondent”) to resolve Case No. 2022-028760. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$50 for violating rule 61D-11.004(8)(a), Florida Administrative Code.

### *Background*

On June 13, 2022, Respondent was a cardroom dealer at Sarasota Kennel Club.<sup>1</sup> Respondent was seen, contrary to rule 61D-11.004(8)(a), Florida Administrative Code, failing to clear his hands when cash, chips, or tokens was exchanged with or provided to a player. To the Division’s knowledge, 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 \$50 administrative fine. Respondent has agreed to the terms of the proposed order and has already mailed in a money order for \$50.

### *Analysis*

The Commission may resolve matters informally through a negotiated settlement.<sup>2</sup> 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.<sup>3</sup>

---

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

<sup>2</sup> 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.”)

<sup>3</sup> § 849.086(14)(c), Fla. Stat.

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. Because Respondent failed to clear his hands at least sixty times after gathering and pushing pots to players, Respondent is subject to an administrative fine not to exceed \$1000.00.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-028760.

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[Mass Status Update](#) | [Public Case Info](#)

Domain **10 - Division of Pari-Mutuel Wagering**

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Lic Type	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>06/22/2022</b>
Complaint #	<b>2022028760</b>	Case Type	<b>CMP - Complaint</b>	Disposition	
Docket#	Respondent <b>CUZINO, BRYAN CHRISTOPHER</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	Private Case	

Complaint	Respondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities	
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R Regular</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance	
Security	<b>STND - Standard</b>	Incident	<b>06/10/2022</b>	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition	
Region	<b>CR - Central Region</b>	Received	<b>06/13/2022</b>	<input type="checkbox"/> Inspection		
Reference	<b>61D-11.004(8)(a)</b>			<input type="checkbox"/> Costs		
Entered	<b>06/13/2022</b>	Entered By	<b>Imuniz</b>	<input type="checkbox"/> Time Tracking	<input type="checkbox"/> Auto Assign	
Summary	<p><b>153-Sarasota Kennel Club, Inc. ----- / ----- . Dealer Responsibilities: On June 13, 2022, SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS), during a routine bi-weekly cardroom inspection, while reviewing recorded surveillance video of June 10, 2022, I observed poker dealer BRYAN CHRISTOPHER CUZINO(PMW LIC# 10551203) fail to clear his hands when cash, chips, or tokens were exchanged with or provided to a player.</b></p>				<input type="checkbox"/> Attachments	<input type="checkbox"/> History
Updated	<b>06/22/2022 14:53:47</b>	By	<b>icampbell</b>	<input type="checkbox"/> Work Notes	<input type="checkbox"/> Print Report	

<b>9</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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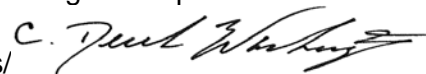

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Melanie S. Griffin, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>JUNE 13, 2022</b>	Case Number: <b>2022 02 8760</b>
Respondent:  <b>CUZINO, BRYAN CHRISTOPHER</b> <b>22697 CHEROKEE ROSE PL</b> <b>LAND O' LAKES, FL. 34639</b>  <b>TEL# [REDACTED]</b>		Complainant:  <b>STATE OF FLORIDA,</b> <b>DEPARTMENT OF BUSINESS AND</b> <b>PROFESSIONAL REGULATION,</b> <b>DIVISION OF PARI-MUTUEL WAGERING</b>	
License # and Type: <b>10551203 / 1012</b>	Profession: <b>POKER DEALER</b>	Report Date: <b>JUNE 14, 2022</b>	
Period of Investigation: <b>JUNE 13, 2022 – JUNE 14, 2022</b>		Type of Report: <b>FINAL</b>	
Alleged Violation: <b>61D-11.004 Dealer Responsibilities.</b> (8) Dealers shall: (a) Clear their hands when cash, chips, or tokens are exchanged with or provided to a player;			
Synopsis: On June 13, 2022, <b>SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS)</b> , during a routine bi-weekly cardroom inspection, while reviewing recorded surveillance video of June 10, 2022, I observed poker dealer <b>BRYAN CHRISTOPHER CUZINO</b> (PMW LIC# 10551203) failed to clear his hands when cash, chips, or tokens were exchanged with or provided to a player.			
Related Case: <b>2022 02 8913</b>			
Investigator / Date  /s/  Randa Samson / JUNE 14, 2022		Investigator Supervisor / Date  /s/  C. Derek Washington / June 20, 2022	
Chief of Investigations / Date   Steven E. Kogan / June 22, 2022			



## CONTINUATION

## Investigative Activity:

On June 13, 2022, at approximately 10:30 AM, I conducted a routine bi-weekly cardroom inspection at **SARASOTA KENNEL CLUB (ONE-EYED-JACKS)**. During my inspection, I reviewed surveillance footage of random cardroom dealers on June 10, 2022. BRYAN CHRISTOPHER **CUZINO** (PMW LIC# 10551203), a cardroom dealer assigned to table #17 from approximately 10:03 PM thru 10:35 PM, failed to clear his hands on sixty-three (63) occasions, when cash, chips, or tokens were exchanged with or provided to a player. In addition, **CUZINO** failed to move the button as required (see case **2022 02 8913**).

Recorded video evidence of June 10, 2022, was obtained from **SARASOTA KENNEL CLUB (ONE-EYED-JACKS)**. A careful review of the video evidence of showed the following sixty-three (63) violations:

- 10:04:52PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:04:57PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:05:29PM; Respondent failed to clear his hands when he provided chips for cash to a player.
- 10:06:14PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:06:23PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:06:31PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:07:20PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:07:30PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:07:39PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:07:54PM; Respondent failed to clear his hands when doing a chip exchange to a player.
- 10:08:49PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:08:59PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:09:05PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:09:27PM; Respondent failed to clear his hands when he provided chips for cash to a player.
- 10:10:09PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:10:23PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:10:31PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:10:38PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:10:56PM; Respondent failed to clear his hands when doing a chip exchange to a player.
- 10:11:47PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:11:55PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:12:03PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:13:01PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:13:12PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:13:18PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:14:10PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:14:23PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:15:18PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:15:26PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:15:35PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:16:39PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:16:45PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:16:50PM; Respondent pushes the pot to the winning player and fails to clear his hands.

## CONTINUATION

- 10:17:38PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:17:58PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:19:01PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:19:07PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:20:15PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:21:01PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:21:56PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:22:07PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:22:21PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:23:13PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:23:24PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:23:31PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:24:26PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:25:12PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:25:19PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:25:36PM; Respondent failed to clear his hands when he provided chips for cash to a player.
- 10:25:53PM; Respondent failed to clear his hands when he provided chips for cash to a player.
- 10:26:10PM; Respondent failed to clear his hands when he provided chips for cash to a player.
- 10:27:13PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:27:21PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:27:25PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:28:17PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:28:22PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:29:54PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:30:43PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:31:33PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:33:07PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:33:54PM; Respondent pushes the pot to the winning player and fails to clear his hands.
- 10:34:21PM; Respondent failed to clear his hands when he provided chips for cash to a player.
- 10:35:12PM; Respondent pushes the pot to the winning player and fails to clear his hands.

A review of the Versa Regulation Enforcement database revealed **CUZINO**, has no previous violations.

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

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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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 [Maintain License CE Control](#)

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Immuniz

VR Home > Complaint Search > Maintain Complaint > License Home

<b>License</b> Fed Tax # [REDACTED] Lic Type <b>1012 - Cardroom Employee Occupational</b> Expires On <b>06/30/2023</b> File # <b>8353</b> Name <b>CUZINO, BRYAN CHRISTOPHER</b> Extended To License # <b>10551203</b> Rank <b>CEMP - Cardroom Employee Occupational</b> Renewed On <b>06/18/2020</b> Entity # <b>10551203</b> Lic Status <b>Current</b>		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input checked="" type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back																				
<b>Address</b> Street # <b>22697</b> Street <b>CHEROKEE ROSE PL</b> Line 2 Line 3 City <b>LAND O' LAKES</b> State <b>FL</b> Zip <b>34639</b> Routing																						
<b>Other</b> 1st License Date <b>07/26/2017</b> Rank Date <b>06/18/2020</b> Certificate # Method <b>I-S-1024</b> Status Date <b>07/26/2017</b> Certificate Date Fee Exempt <b>No</b> Birth Date [REDACTED] Renewal Sent																						
<b>Select</b> Action <input type="text"/>  																						
<b>Modifiers</b> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>DEAL - Dealer</td> <td>09/03/2014</td> <td></td> </tr> <tr> <td>I</td> <td>GHND - Greyhound</td> <td>09/03/2014</td> <td></td> </tr> <tr> <td>L</td> <td>153 - Sarasota Kennel</td> <td>12/23/2016</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>09/03/2014</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	C	DEAL - Dealer	09/03/2014		I	GHND - Greyhound	09/03/2014		L	153 - Sarasota Kennel	12/23/2016		Y	3YR - 3 Year License	09/03/2014		
Type	Modifier	Effective Date	Additional Info																			
C	DEAL - Dealer	09/03/2014																				
I	GHND - Greyhound	09/03/2014																				
L	153 - Sarasota Kennel	12/23/2016																				
Y	3YR - 3 Year License	09/03/2014																				
<b>Alt Keys</b> BEST LIC NBR <b>10551203</b>																						

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EXHIBIT #1  
PAGE 1/1 641




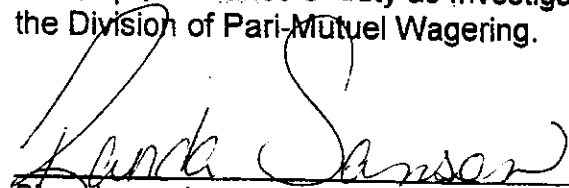
**State of Florida  
Department of Business and Professional Regulation  
Division of Pari-Mutuel Wagering  
Investigations Section**

2022 02 8761  
2022 02 8874

**PROPERTY RECEIPT**

Complaint # 2022 02 8913 Date 6/13/22 Lab # \_\_\_\_\_

Item No.	Quantity	Description
	1	Thumbdrive
		2022 02 8761 Cozino not clearing hands
		2022 02 8874 Thurbed not Clearing Hands
		2022 02 8913 Sarasota failure to ensure button is moved

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p align="center"></p> <p>Signature _____</p>	<p>I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.</p> <p align="center"></p> <p>Signature - Impounding Investigator _____</p>
--	---

**RETURNED PROPERTY RECEIPT**

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

.....

Signature _____	Date _____
.....	.....
Received by: _____	Date: _____
Received by: _____	Date: _____
Received by: _____	Date: _____

**EXHIBIT #2  
PAGE 1/1**

Copies for: File, Transmittal, Laboratory, Property Receipt

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

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

Petitioner,

v.

BRYAN CHRISTOPHER CUZINO,

Respondent.

**FILED**

Florida Gaming Control Commission  
Office of the Agency Clerk

Clerk: Donna Fleming

Date: 7-13-2022

FGCC Case No.: 2022-028760

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Bryan Christopher Cuzino (“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 10551203-1012, issued by Petitioner.
3. At all times material hereto, Respondent worked as a cardroom dealer at Sarasota Kennel Club, Inc. .
4. At all times material hereto, Sarasota Kennel Club, 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 10, 2022, Respondent failed to clear his hands on one or more occasions when cash, chips, or tokens were exchanged with or provided to a player.

6. 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.”

7. 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 June 10, 2022.

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 2022-028760 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

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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<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

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**Total Postage**

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City, State, Zi \_\_\_\_\_

**Bryan Christopher Cuzino**  
4243 Glade Wood Loop  
New Port Richey, Florida 34655  
AC - 2022028760 - PMW

[Track Another Package +](#)

**Tracking Number:** 70202450000050943386

[Remove X](#)

Your item was delivered to an individual at the address at 12:35 pm on August 29, 2022 in NEW PORT RICHEY, FL 34655.

**USPS Tracking Plus<sup>®</sup> Available** 

Feedback

## **Delivered, Left with Individual**

August 29, 2022 at 12:35 pm  
NEW PORT RICHEY, FL 34655

**Get Updates** 

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**Text & Email Updates** 

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**Tracking History** 

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**USPS Tracking Plus<sup>®</sup>** 

647

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.: 2022-028760

BRYAN CHRISTOPHER CUZINO,

Respondent.

\_\_\_\_\_ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Bryan Christopher Cuzino (“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 10551203-1012, 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 2022-028760, alleging that Respondent was in violation of Rule 61D-11.004(8)(a), Florida Administrative Code, by failing to clear his hands on one or more occasions after gathering and pushing pots to players, as required.

3. Mitigation: 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.
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 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. 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 **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.

12. 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 2022-028760 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 and Owner 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.

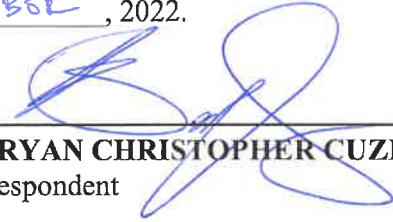
16. This Consent Order may be signed in counterparts, and copies shall be treated as original.

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, Respondent, **BRYAN CHRISTOPHER CUZINO**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

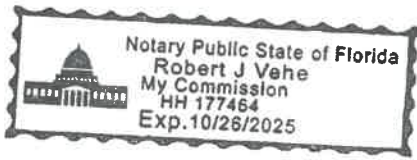
SIGNED this 7<sup>th</sup> day of SEPTEMBER, 2022.

  
\_\_\_\_\_  
**BRYAN CHRISTOPHER CUZINO**  
Respondent

STATE OF FLORIDA  
COUNTY OF MANATEE

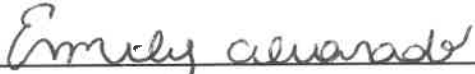
The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 7<sup>th</sup> day of SEPTEMBER, 2022, by BRYAN CHRISTOPHER CUZINO, who is personally known to me or who produced the following as identification: FLORIDA D.L.I.

  
\_\_\_\_\_  
Notary Public



My commission expires: 10/26/25

APPROVED this 21 day of September, 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:

**Bryan Christopher Cuzino**  
22697 Cherokee Rose Place  
Land O' Lakes, Florida 34639

---

**AGENCY CLERK'S OFFICE**  
Florida Gaming Control Commission

CC: Ebonie Lanier

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

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

Petitioner,

v.

BRYAN CHRISTOPHER CUZINO,

Respondent.

**FILED**

Florida Gaming Control Commission  
Office of the Agency Clerk

Clerk: Donna Fleming

Date: 7-13-2022

FGCC Case No.: 2022-028760

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Bryan Christopher Cuzino (“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 10551203-1012, issued by Petitioner.
3. At all times material hereto, Respondent worked as a cardroom dealer at Sarasota Kennel Club, Inc. .
4. At all times material hereto, Sarasota Kennel Club, 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 10, 2022, Respondent failed to clear his hands on one or more occasions when cash, chips, or tokens were exchanged with or provided to a player.

6. 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.”

7. 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 June 10, 2022.

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 2022-028760 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

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.



**FLORIDA** RECEIVED  
 GAMING CONTROL  
 COMMISSION 2022 SEP -9 PM 3: 18

JOHN MACIVER, CHAIRMAN  
 MICHAEL YAWORSKY, VICE CHAIR  
 JULIE I. BROWN, COMMISSIONER  
 CHUCK DRAGO, COMMISSIONER  
 JOHN D'AQUILA, COMMISSIONER

FLORIDA GAMING  
 CONTROL COMMISSION

July 13, 2022

Bryan Christopher Cuzino  
 22697 Cherokee Rose Place  
 Land O' Lakes, Florida 34639

Case No.: 2022-028760  
 Subject: SERVICE OF ADMINISTRATIVE COMPLAINT

Dear Mr. Cuzino:

This is to inform you that probable cause has been found to believe that you violated certain provisions of the Florida Statutes. The Administrative Complaint enclosed with this letter contains the formal charges filed against you along with an Election of Rights Form and a proposed Settlement Agreement. Receipt of these documents constitutes legal service upon you. The options available to you under Florida law are as follows:

- (a) Dispute the material facts alleged and request a hearing before an administrative law judge with the Division of Administrative Hearings
- (b) Choose not to dispute the material facts alleged, and request a hearing before the Commission, who will only hear evidence regarding the conclusions of law and the penalty for violations; or
- (c) Waive your right to either type of hearing and put yourself completely at the Commission's discretion.

Please be advised, pursuant to section 120.573, Florida Statutes, mediation is not available for this type of agency action. The Division is offering to settle this complaint against you for an administrative fine of \$50.00. **If you wish to settle this case, please sign and date the enclosed Stipulation and Consent and return, with payment via certified check, cashier's check, or money order, via U.S. Mail within 21 days of your receipt of this letter. (Personal checks are not accepted.)**

If you do not wish to accept the attached Stipulation and Consent Order, you must respond and select one of the options on the enclosed Election of Rights Form. The executed Election of Rights form **must be received in this office within 21 days of your receipt of this letter.** Failure to respond within the 21-day period constitutes a waiver of the rights outlined above, and the Commission shall proceed against you by default. Prior oral or written submissions to the Commission regarding this matter **will not** be considered responsive to this Administrative Complaint. Regardless of any prior communication with the Commission, it is required that you respond to the Administrative Complaint by selecting one of the options on the Election of Rights Form.

Sincerely,

/s/ Emily A. Alvarado  
 Emily A. Alvarado  
 Deputy Chief Attorney  
 850-717-1783

Enclosures: Administrative Complaint; Election of Rights Form; Stipulation and Consent Order

OFFICE OF THE GENERAL COUNSEL  
 2601 BLAIR STONE ROAD  
 TALLAHASSEE, FLORIDA 32399

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Emily Alvarado, Deputy Chief Attorney  
Re: Case No. 2022-028913; Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Sarasota Kennel Club, Inc. (“Respondent”) to resolve Case No. 2022-028913. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$250 for violating rule 61D-11.003(4), Florida Administrative Code,

### *Background*

On or about June 9, 2022 and June 10, 2022, Respondent failed to ensure that the button was moved around the card table in a clockwise fashion to provide each player equal opportunity.<sup>1</sup> 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 cashier’s check.

---

<sup>1</sup>Rule 61D-11.001, Florida Administrative Code, defines “Button” as a circular object moved clockwise around a poker table to denote the assigned dealer for each hand.

## *Analysis*

The Commission may resolve matters informally through a negotiated settlement.<sup>2</sup> 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.<sup>3</sup>

Rule 61D-11.003(4), Florida Administrative Code, provides “[t]he cardroom operator shall ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.”

Because failed to ensure that the button was moved around the card table in a clockwise fashion to provide each player equal opportunity, it is subject to an administrative fine not to exceed \$1000.00.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-028913.

---

<sup>2</sup> 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.”)

<sup>3</sup> § 849.086(14)(c), Fla. Stat.

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  - Adult Signature Restricted Delivery \$ \_\_\_\_\_

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City, State, ZIP+4 \_\_\_\_\_

**Sarasota Kennel Club, Inc.**  
c/o Gary Rutledge, Esquire  
Rutledge-Ecena, P.A.  
P.O. Box 551  
Tallahassee, Florida 32302-0551  
AC - 2022028913 - PMW

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions



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.: 2022-028913

SARASOTA KENNEL CLUB, INC,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Sarasota Kennel Club, Inc (“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 153-1002, issued by Petitioner.
3. On or about June 9, 2022 and June 10, 2022, Respondent’s cardroom dealers failed to move the button around the card table in a clockwise fashion to provide each player equal opportunity.
4. Rule 61D-11.003(4), Florida Administrative Code, provides “[t]he cardroom operator shall ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.”

5. Based on the foregoing, Respondent violated 61D-11.003(4), Florida Administrative Code by failing to ensure that the button was moved around the card table in a clockwise fashion to provide each player equal opportunity.

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 2022-028913 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

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<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>		<a href="#">Mass Activity Update</a>		<a href="#">Mass Discipline</a>		

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

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Lic Type	<b>1002 - Cardroom License</b>	Status	<b>90 Closed</b>	Status Date	<b>07/29/2022</b>
Complaint #	<b>2022028913</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>SARASOTA KENNEL CLUB, INC.</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>		<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	
Region	<b>CR - Central Region</b>	Received	<b>06/14/2022</b>
Reference	<b>61D-11.003(4)</b>		
Entered	<b>06/14/2022</b>	Entered By	<b>Imuniz</b>
Summary	<p><b>153-Sarasota Kennel Club, Inc. ----- / ----- . Card-Play Hands: On June 13, 2022, at SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS), during a routine bi-weekly cardroom inspection, I reviewed recorded surveillance video of June 9 and 10, 2022, and observed multiple dealers fail to move button as required by rule.</b></p>		
Updated	<b>07/29/2022 15:42:50</b>	By	<b>Imuniz</b>

<b>45</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>JUNE 14, 2022</b>	Case Number: <b>2022 02 8913</b>
Respondent:  <b>SARASOTA KENNEL CLUB, INC. 4404 BEE RIDGE RD SARASOTA, FL.</b>  [REDACTED]		Complainant:  <b>STATE OF FLORIDA, DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING</b>	
License # and Type: <b>153 / 1002</b>	Profession: <b>PERMIT HOLDER</b>	Report Date: <b>JUNE 15, 2022</b>	
Period of Investigation: <b>JUNE 13, 2022 – JUNE 15, 2022</b>		Type of Report: <b>FINAL</b>	
Alleged Violation: <b>61D-11.003 Card-Play Hands.</b> (4) The cardroom operator shall ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.			
Synopsis: On June 13, 2022, at <b>SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS)</b> , during a routine bi-weekly cardroom inspection, I reviewed recorded surveillance video of June 9 and 10, 2022, and observed multiple dealers failing to move the button as required by rule.			
Related Case:			
Investigator / Date  /s/  Randa Samson / JUNE, 15, 2022		Investigator Supervisor / Date  /s/  C. Derek Washington / June 22, 2022	
Chief of Investigations / Date  /s/  Steven E. Kogan / July 29, 2022			

## CONTINUATION

## Investigative Activity:

On June 13, 2022, during a routine bi-weekly cardroom inspection at **SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS)**, while reviewing recorded surveillance video of June 9 and 10, 2022, I observed multiple dealers not moving the button as required by rule. Surveillance footage was obtained from **SARASOTA KENNEL CLUB (EXHIBIT#2)**.

Present during my review of the surveillance video was Cardroom Administrator **RHONDA RENEE LIPP (PMW LIC# 8124889)** and the Director of Poker Operations, **RYAN R CARTER (PMW LIC#7616143)**. **CARTER** stated that he would have all the dealers retrained on dealer's responsibility.

A careful review of the video evidence of June 9 and 10, 2022, obtained from **SARASOTA KENNEL CLUB (ONE-EYED-JACKS)**, revealed the following violations (**EXHIBIT #2**):

**RYAN W. THURBER (PMW LIC#12746100)**, a cardroom dealer assigned to table #17 from approximately 10:04 PM thru 10:35 PM on June 9, 2022, failed to ensure that the button was moved around the card table in a clockwise fashion to provide each player equal opportunity on twenty-three (23) occasions.

**BRYAN CHRISTOPHER CUZINO (PMW LIC# 10551203)**, a cardroom dealer assigned to table #17 from approximately 10:03 PM thru 10:35 PM on June 10, 2022, failed to ensure that the button was moved around the card table in a clockwise fashion to provide each player equal opportunity on twenty-four (24) occasions.

**ANTHONY KHALIL PATHMAN (PMW LIC#12916953)**, a cardroom dealer assigned to table #17 from approximately 10:35 PM thru 11:08 PM on June 10, 2022, failed to ensure that the button was moved around the card table in a clockwise fashion to provide each player equal opportunity on twenty-four (24) occasions.

**SARASOTA KENNEL CLUB** is in violation of Rule **61D-11.003(4)** because multiple dealers failed to move the button as required.

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

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III. EXHIBITS

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    2. PROPERTY RECEIPT.....1-1

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<a href="#">License Search</a>		<a href="#">Entity Search</a>		<a href="#">Modify License Standing</a>		<a href="#">Maintain License CE Control</a>			

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Immuniz

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > [License Home](#)

<p><b>License</b></p> <p>Fed Tax # <span style="background-color: black; color: black;">██████████</span>0 Lic Type <b>1002 - Cardroom License</b> Expires On <b>06/30/2023</b></p> <p>File # <b>48</b> Name <b>SARASOTA KENNEL CLUB, INC.</b> Extended To</p> <p>License # <b>153</b> Rank <b>CLIC - Cardroom Operating License</b> Renewed On</p> <p>Entity # <b>153</b> Lic Status <b>Current</b></p>		<input type="checkbox"/> <p><a href="#">Licensee</a></p> <p><a href="#">History</a></p> <p><a href="#">Notes</a></p> <p><a href="#">Notes History</a></p> <p><a href="#">Back</a></p>								
<p><b>Address</b></p> <p>Street # <b>5400</b> Street <b>BRADENTON ROAD</b></p> <p>Line 2</p> <p>Line 3</p> <p>City <b>SARASOTA</b> State <b>FL</b> Zip <b>34234</b></p> <p>Routing</p>										
<p><b>Other</b></p> <p>1st License Date <b>03/22/2022</b> Rank Date <b>03/22/2022</b> Certificate #</p> <p>Method <b>I-S-1020</b> Status Date <b>07/14/2008</b> Certificate Date</p> <p>Fee Exempt <b>No</b> Birth Date Renewal Sent</p>										
<p><b>Select</b></p> <p>Action <input type="text"/></p>										
<p><b>Modifiers</b></p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>153 - Sarasota Kennel</td> <td>12/11/2006</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	L	153 - Sarasota Kennel	12/11/2006		
Type	Modifier	Effective Date	Additional Info							
L	153 - Sarasota Kennel	12/11/2006								
<p><b>Alt Keys</b></p> <p>BEST LIC NBR <b>153</b></p>										

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**EXHIBIT #1**  
**PAGE 1/1**






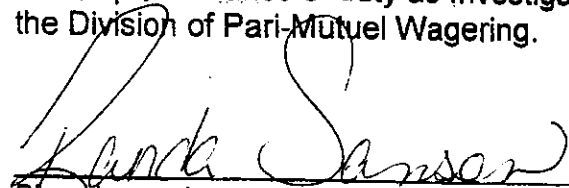
**State of Florida  
Department of Business and Professional Regulation  
Division of Pari-Mutuel Wagering  
Investigations Section**

2022 02 8761  
2022 02 8874

**PROPERTY RECEIPT**

Complaint # 2022 02 8913 Date 6/13/22 Lab # \_\_\_\_\_

Item No.	Quantity	Description
	1	Thumbdrive
		2022 02 8761 Cozino not clearing hands
		2022 02 8874 Thurbed not Clearing Hands
		2022 02 8913 Sarasota failure to ensure button is moved

<p>I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.</p> <p align="center"></p> <p>Signature _____</p>	<p>I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as Investigator for the Division of Pari-Mutuel Wagering.</p> <p align="center"></p> <p>Signature - Impounding Investigator _____</p>
--	---

**RETURNED PROPERTY RECEIPT**

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

.....

Signature _____	Date _____
.....	.....
Received by: _____	Date: _____
Received by: _____	Date: _____
Received by: _____	Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt

**EXHIBIT #2  
PAGE 1/1**

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<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>		<a href="#">Mass Activity Update</a>		<a href="#">Mass Discipline</a>		

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	<b>1002 - Cardroom License</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>06/14/2022</b>
Complaint #	<b>2022028913</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>SARASOTA KENNEL CLUB, INC.</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	
Region	<b>CR - Central Region</b>	Received	<b>06/14/2022</b>
Reference	<b>61D-11.003(4)</b>		
Entered	<b>06/14/2022</b>	Entered By	<b>Imuniz</b>
Summary	<p><b>153-Sarasota Kennel Club, Inc. ----- / ----- . Card-Play Hands: On June 13, 2022, at SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS), during a routine bi-weekly cardroom inspection, I reviewed recorded surveillance video of June 9 and 10, 2022, and observed multiple dealers fail to move button as required by rule.</b></p>		
Updated	<b>06/14/2022 11:08:15</b>	By	<b>Imuniz</b>

<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
<input type="checkbox"/>	Inspection		
<input type="checkbox"/>	Costs		
<input type="checkbox"/>	Time Tracking		Auto Assign
<input type="checkbox"/>	Attachments		History
<input type="checkbox"/>	Work Notes		Print Report

<a href="#">Change</a>	<a href="#">Save</a>	<a href="#">OK</a>	<a href="#">Cancel</a>	<a href="#">Back</a>
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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:** June 9 &10, 2022

<input type="checkbox"/> PMW	<input checked="" type="checkbox"/> Cardroom	<input type="checkbox"/> Slot
------------------------------	--	-------------------------------

<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Incident	<input type="checkbox"/> Complaint
---	-----------------------------------	------------------------------------

**FACILITY NAME:** Sarasota Kennel Club, Inc **LIC #:** 153

**RESPONDENT**

<b>NAME:</b> Sarasota Kennel Club, Inc		
Address: 4404 Bee Ridge Rd		Tel #: [REDACTED]
LIC #: 153	LIC TYPE: 1002	OCCUPATION: Permit Holder

**COMPLAINANT**

<b>NAME:</b>		Tel #:
Address:		
LIC #:	LIC TYPE:	OCCUPATION:

**VIOLATION(S) / TITLE(S) 61D-11.003 Card-Play Hands.**

(4) The cardroom operator shall ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.

**DESCRIPTION:** On June 13, 2022, at **SARASOTA KENNEL CLUB, INC (ONE-EYED JACKS)**, during a routine bi-weekly cardroom inspection, I reviewed recorded surveillance video of June 9 and 10, 2022, and observed multiple dealers fail to move button as required by rule.

**CASE DETAILS FILED BY:**

Chief Inspector    Judge/Steward    Investigator    Other: \_\_\_\_\_  
(Title of State Employee)

Randa Samson  
(Print Name)

(Signature)

June 13, 2022  
(Date)

## Muniz, Luz

---

**From:** Washington, Derek  
**Sent:** Monday, June 13, 2022 4:05 PM  
**To:** Muniz, Luz  
**Cc:** Samson, Randa  
**Subject:** OCR SARASOTA 6.13.2022  
**Attachments:** OCR SARASOTA 6.13.2022.docx

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

Thanks  
Derek

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
<a href="#">License Search</a>		<a href="#">Entity Search</a>		<a href="#">Modify License Standing</a>		<a href="#">Maintain License CE Control</a>			

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Imuniz

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > [License Home](#)

<p><b>License</b></p> <p>Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span> Lic Type <b>1002 - Cardroom License</b> Expires On <b>06/30/2023</b></p> <p>File # <b>48</b> Name <b>SARASOTA KENNEL CLUB, INC.</b> Extended To</p> <p>License # <b>153</b> Rank <b>CLIC - Cardroom Operating License</b> Renewed On</p> <p>Entity # <b>153</b> Lic Status <b>Current</b></p>		<input type="checkbox"/> <p><a href="#">Licensee</a></p> <p><a href="#">History</a></p> <p><a href="#">Notes</a></p> <p><a href="#">Notes History</a></p> <p><a href="#">Back</a></p>								
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<p><b>Other</b></p> <p>1st License Date <b>03/22/2022</b> Rank Date <b>03/22/2022</b> Certificate #</p> <p>Method <b>I-S-1020</b> Status Date <b>07/14/2008</b> Certificate Date</p> <p>Fee Exempt <b>No</b> Birth Date Renewal Sent</p>										
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L	153 - Sarasota Kennel	12/11/2006								
<p><b>Alt Keys</b></p> <p>BEST LIC NBR <b>153</b></p>										

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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.: 2022-028913

SARASOTA KENNEL CLUB, INC,

Respondent.

\_\_\_\_\_ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Sarasota Kennel Club, Inc. (“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 153-1002, 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 2022-028913, alleging that on or about June 9, 2022, and June 17, 2022, Respondent was in violation of Rule 61D-11.003(4), Florida Administrative Code, by failing to ensure that the button was moved around the card table in a clockwise fashion to provide each player equal opportunity.

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-**

**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 2022-028913 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, SARASOTA KENNEL CLUB, INC, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this \_\_\_\_ day of \_\_\_\_\_, 2022.

SARASOTA KENNEL CLUB, INC, Respondent

Signed on behalf of Sarasota Kennel Club, Inc. by:

Printed Name

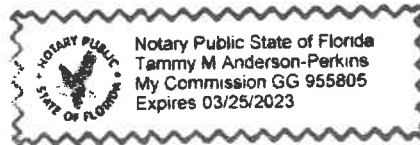
Title

STATE OF FLORIDA

COUNTY OF SARASOTA

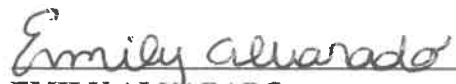
The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 11<sup>th</sup> day of AUGUST, 2022, by JACK COLLINS JR., who is personally known to me or who produced the following as identification: \_\_\_\_\_

TAMMY M. ANDERSON-PERKINS  
Notary Public



My commission expires:

APPROVED this 21 day of September, 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:

**Sarasota Kennel Club, Inc.**  
c/o Gary Rutledge, Esquire  
Rutledge-Ecena, P.A.  
P.O. Box 551  
Tallahassee, Florida 32302-0551

---

**AGENCY CLERK'S OFFICE**  
Florida Gaming Control Commission

CC: Ebonie Lanier

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

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

Petitioner,

v.

FGCC Case No.: 2022-028913

SARASOTA KENNEL CLUB, INC,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Sarasota Kennel Club, Inc (“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 153-1002, issued by Petitioner.
3. On or about June 9, 2022 and June 10, 2022, Respondent’s cardroom dealers failed to move the button around the card table in a clockwise fashion to provide each player equal opportunity.
4. Rule 61D-11.003(4), Florida Administrative Code, provides “[t]he cardroom operator shall ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.”

5. Based on the foregoing, Respondent violated 61D-11.003(4), Florida Administrative Code by failing to ensure that the button was moved around the card table in a clockwise fashion to provide each player equal opportunity.

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 2022-028913 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. 2022-029670; Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Gretna Racing, LLC (“Respondent”) to resolve Case No. 2022-029670. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$250 for violating rule 61D-11.014(4)(b)2, Florida Administrative Code.

### *Background*

On or about June 16, 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 or correct time in which it was removed. Respondent has no prior violations 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 cashier’s check.



## *Analysis*

The Commission may resolve matters informally through a negotiated settlement.<sup>1</sup> 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.<sup>2</sup>

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 and correct time was written on the damaged card envelope, it is subject to an administrative fine not to exceed \$1000.00.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-029670.

---

<sup>1</sup> 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.”)

<sup>2</sup> § 849.086(14)(c), Fla. Stat.

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>		<a href="#">Mass Activity Update</a>		<a href="#">Mass Discipline</a>		

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	<b>1002 - Cardroom License</b>	Status	<b>90 Closed</b>	Status Date	<b>08/02/2022</b>
Complaint #	<b>2022029670</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>GRETNA RACING, LLC</b>	Responsible	<b>tmcdowell2 - MCDOWELL, TONY</b>	<b>Private Case</b>	

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>06/16/2022</b>
Region	<b>NR - Northern Region</b>	Received	<b>06/17/2022</b>
Reference	<b>61D-11.014</b>		
Entered	<b>06/17/2022</b>	Entered By	<b>icampbell</b>
Summary	<p><b>542 - Gretna Racing, LLC: On June 16, 2022, during a cardroom inspection at GRETNA RACING, a review of damaged cards was conducted. I found one clear plastic bag containing one damaged card inside, which did not have the table number the card was removed from indicated on the bag. Upon further review, I discovered that the time indicated on the bag of when the damaged card was removed from play was in correct.</b></p>		
Updated	<b>08/02/2022 09:58:06</b>	By	<b>Imuniz</b>

Parties
  Activities

Allegations
  Discipline

Violations
  Compliance

Related
  Disposition

Inspection
  Costs

Time Tracking

Attachments

Work Notes

<b>46</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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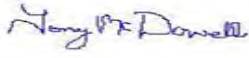

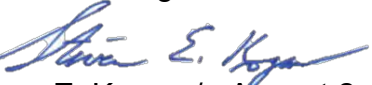
[Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**INVESTIGATIVE REPORT**

Office: <b>P M W /</b>	Region: <b>NORTHERN</b>	Date of Complaint: <b>June 17, 2022</b>	Case Number: <b>2022 02 9670</b>
Respondent:  <b>GRETNA RACING LLC</b> 501 Racetrack Drive Gretna, Florida 32332  [REDACTED]		Complainant:  <b>DIVISION OF PARI-MUTUEL WAGERING</b> <b>OFFICE OF INVESTIGATIONS</b> <b>1400 West Commercial Boulevard, Suite 165</b> <b>Ft. Lauderdale, Florida 33309</b>  Investigator Tony McDowell	
License # and Type: <b>542 – 1002</b>	Profession: <b>Permit Holder</b>	Report Date: <b>July 5, 2022</b>	
Period of Investigation: June 16, 2022 through July 5, 2022		Type of Report: <b>Final</b>	
Alleged Violation: <b>61D-11.014 Cards.</b> (4) Each dealer assigned to a card table shall inspect each deck of playing cards intended for use at that table. The assigned dealer must ensure that cards are not taped, cut, shaved, marked, defaced, bent, crimped, or deformed in any fashion that may permit covert identification of the card by players. (b) Any deck of cards in which it is determined damaged cards exist shall be withdrawn from play immediately upon identification of the damage as follows: 2. The sealed envelope or evidence bag shall be marked with the table number, the date, and time the deck was withdrawn from play			
Synopsis: On June 16, 2022, during a cardroom inspection at <b>GRETNA RACING</b> , a review of damaged cards was conducted and during this review, I found a clear plastic bag containing one damaged card which did not indicate the table number on the bag. In addition, a review of surveillance was made and the time the card was removed from play was not correct.			
Related Case: <b>2020027901</b>			
Investigator / Date  /s/  Tony McDowell / July 5, 2022		Investigator Supervisor / Date  /s/  Derek Washington / July 28, 2022	
Chief of Investigations / Date  /s/  Steven E. Kogan / August 2, 2022			

## CONTINUATION

## Investigative Activity:

On June 16, 2022, at approximately 3:15 PM, while conducting a cardroom inspection at **GRETNA RACING, LLC**, I inspected the damaged cards to determine if the facility complied with damaged card procedures. Upon my review, I found one bag containing a damaged card (4 Red Diamond) (**EXHIBIT 1**) that did not indicate the table number of the damaged card removed from play.

To determine what table the damaged card was removed from, I reviewed surveillance video around the time noted on the evidence bag. After reviewing the surveillance video from 8:40 PM to 8:50 PM, I did not observe any cards removed from the tables in play during that time. The time documented on the evidence bag was not correct.

The Cardroom Manager Jeffrey **ARMSTRONG** (PMW# 7479143) and Security Manager Author **FORD** (PMW# 9801541) were present during the inspection and informed of the violation.

**GRETNA** is in violation because they failed to document the table number and the correct time when the damaged card was removed from play on the damaged card evidence bag.

A check of the Versa Regulations Enforcement database shows one prior violation of Rule 61D-11.014, and a verbal warning was issued (See case 2020027901). (**EXHIBIT 2**)

Case Status: Investigations case closed and case forwarded to Legal for review.

**TABLE OF CONTENTS**

- I. INVESTIGATIVE REPORT COVERSHEET
- II. INVESTIGATIVE REPORT
- III. EXHIBITS
  - 1. Photos of Evidence Bag .....1-1
  - 2. License Information .....1-1

5600392

# CARD & DICE PICK-UP

DATE: 6-7-22 SHIFT: D S G

PIT/TABLE #: \_\_\_\_\_

# OF DECKS/SETS: Red 4 diamonds

TIME IN: 20:44 AM  PM

DEALER SIGNATURE Ronald Jones (NEW DECK/DICE) I.D.# 10259911  
SUPERVISOR SIGNATURE \_\_\_\_\_ (NEW DECK/DICE) I.D.# \_\_\_\_\_

TIME OUT: \_\_\_\_\_ AM/PM

DEALER SIGNATURE \_\_\_\_\_ (GAME CLOSE/REMOVAL) I.D.# \_\_\_\_\_

SUPERVISOR SIGNATURE \_\_\_\_\_ (GAME CLOSE/REMOVAL) I.D.# \_\_\_\_\_

SECURITY SIGNATURE \_\_\_\_\_ (REMOVAL) I.D.# \_\_\_\_\_

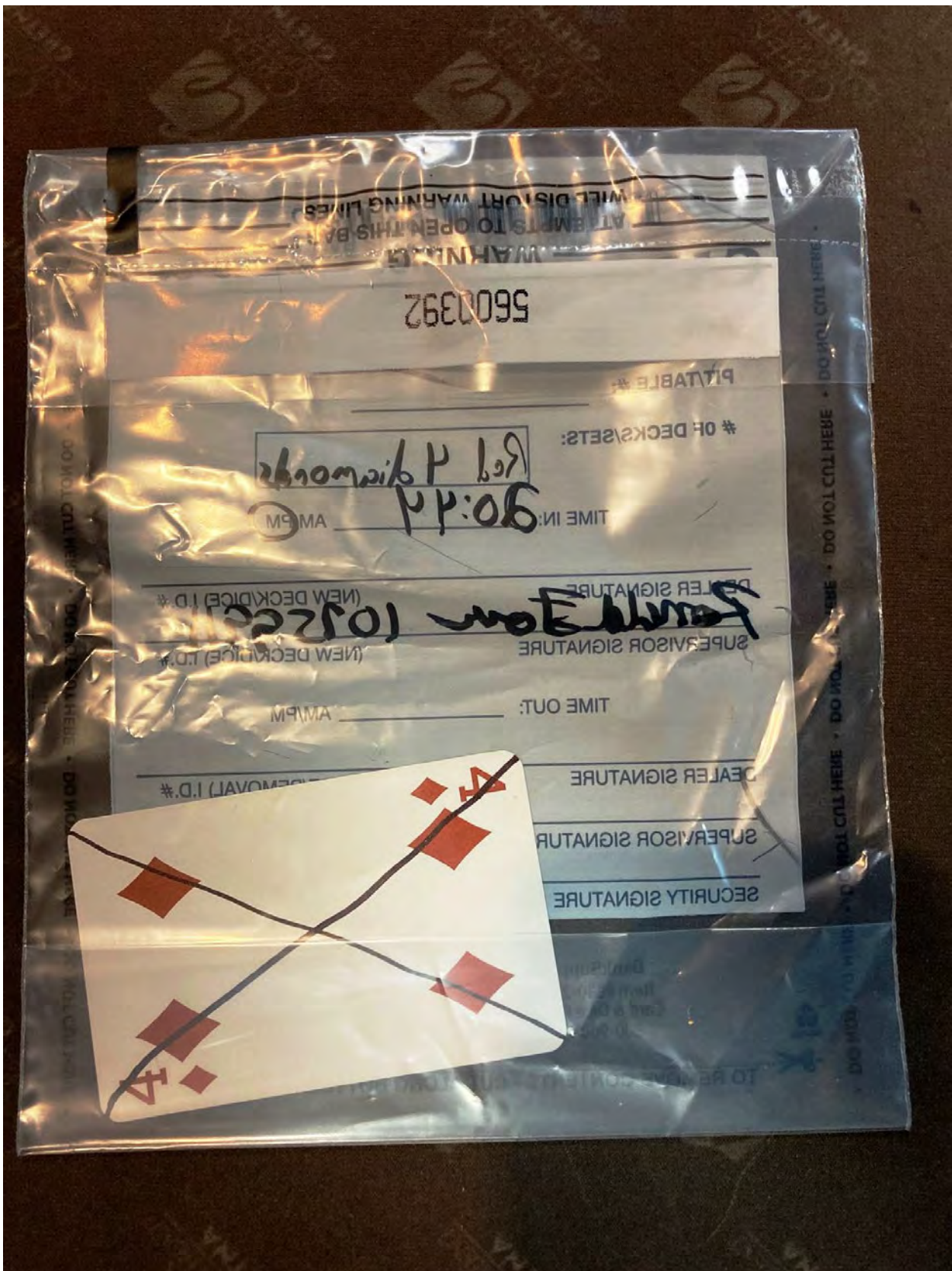
BankSupplies  
Item #630-20300  
Card & Dice Pick-up  
800-968-7208

**FORT KNOX**  
DEPOSIT BAGS

TO REMOVE CONTENTS - CUT ALONG BOTTOM DOTTED LINE

EXHIBIT #1

Page 1 of 2



ATTEMPTS TO OPEN THIS BAG WILL DISTORT WARNING LINES

5600392

PITABLE #

# OF DECKSETS:

90:11 AM  
Pitiable #

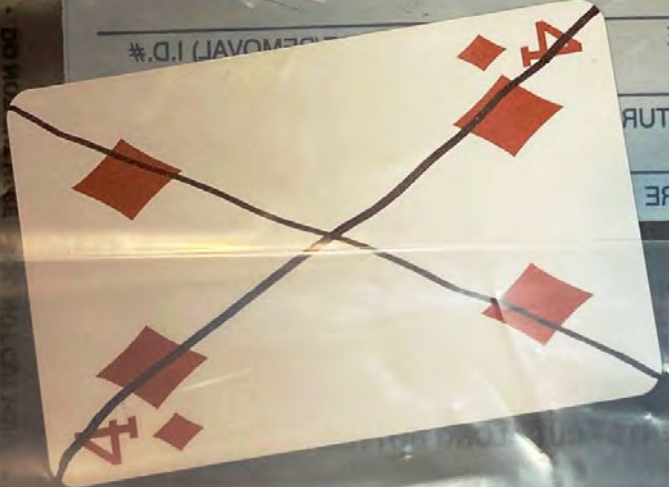
(NEW DECKDICE) I.D.#  
102201

DEALER SIGNATURE  
SUPERVISOR SIGNATURE

TIME OUT: AM/PM

(REMOVAL) I.D.#

DEALER SIGNATURE  
SUPERVISOR SIGNATURE  
SECURITY SIGNATURE

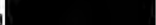



VR Ho	x	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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Licens  Entity Search    Modify License Standing    Maintain License CE Control

Domain  of Pari-Mutuel Wagering

Logged in as: **dwashingto**

VR Home  search > License Home

<b>Licens</b>	Lic Type <b>1002 - Cardroom License</b> Expires On <b>06/30/2023</b> Name <b>GRETNA RACING, LLC</b> Extended To Rank <b>CLIC - Cardroom Operating License</b> Renewed On Lic Status <b>Current</b>			<input type="button" value="Licensee"/> <input type="button" value="History"/> <input type="button" value="Notes"/> <input type="button" value="Notes History"/> <input type="button" value="Back"/>							
<b>Address</b>	Street  et <b>PO BOX 1027</b> Line <b>MING</b> Line C  State <b>AL</b> Zip <b>36504</b> Routing										
<b>Other</b>	1st License Date <b>03/24/2022</b> Rank Date <b>03/24/2022</b> Certificate # Method <b>I-S-1020</b> Status Date <b>12/13/2011</b> Certificate Date Fee Exempt <b>No</b> Birth Date      Renewal Sent										
<b>Select</b>	Action <input type="text"/> 										
<b>Modifiers</b>	<table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>I</td> <td>QHRS - Quarter-Horse</td> <td>11/12/2015</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	I	QHRS - Quarter-Horse	11/12/2015	
Type	Modifier	Effective Date	Additional Info								
I	QHRS - Quarter-Horse	11/12/2015									
<b>DBA Name</b>	DBA <b>CREEK ENTERTAINMENT GRETNA</b>										
<b>Alt Keys</b>	BEST LIC NBR <b>542</b>										


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EXHIBIT #2



VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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	1002 - Cardroom License	Status	20 Under Investigation	Status Date	06/17/2022
Complaint #	2022029670	Case Type	CMP Complaint	Disposition	Disposition Date
Docket#	Re pondent	GRETNA RACING, LLC	Re pon ible	tmcowell2 - MCDOWELL, TONY	Private Ca e

Complaint	Re pondent	Complainant	Add'l Info
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Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/>	Allegation	<input type="checkbox"/>	Di cipline
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	06/16/2022	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	NR - Northern Region	Received	06/17/2022	<input type="checkbox"/>	Inspection		
Reference	61D-11.014			<input type="checkbox"/>	Co t		
Entered	06/17/2022	Entered By	icampbell	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	542 - Gretna Racing, LLC: On June 16, 2022, during a cardroom inspection at GRETNA RACING, a review of damaged cards was conducted. I found one clear plastic bag containing one damaged card inside, which did not have the table number the card was removed from indicated on the bag. Upon further review, I discovered that the time indicated on the bag of when the damaged card was removed from play was in correct.			<input type="checkbox"/>	Attachments		History
Updated	06/17/2022 11:33:39	By	icampbell	<input type="checkbox"/>	Work Notes		Print Report

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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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:** June 16, 2022

<input type="checkbox"/> PMW	<input checked="" type="checkbox"/> Cardroom	<input type="checkbox"/> Slot
------------------------------	--	-------------------------------

<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Incident	<input type="checkbox"/> Complaint
---	-----------------------------------	------------------------------------

**FACILITY NAME:** Gretna Racing, LLC **LIC #:** 542

**RESPONDENT**

<b>NAME:</b> Gretna Racing, LLC		
Address: 501 Racetrack Drive, Gretna, Florida 32332		Tel #: <span style="background-color: black; color: black;">XXXXXXXXXX</span>
<b>LIC #:</b> 542	<b>LIC TYPE:</b> 1002	<b>OCCUPATION:</b> Cardroom Permit Holder

**COMPLAINANT**

<b>NAME:</b>		Tel #:
Address:		
<b>LIC #:</b>	<b>LIC TYPE:</b>	<b>OCCUPATION:</b>

**VIOLATION(S) / TITLE(S): 61D-11.014 Cards.**

(4) Each dealer assigned to a card table shall inspect each deck of playing cards intended for use at that table. The assigned dealer must ensure that cards are not taped, cut, shaved, marked, defaced, bent, crimped, or deformed in any fashion that may permit covert identification of the card by players.

(b) Any deck of cards in which it is determined damaged cards exist shall be withdrawn from play immediately upon identification of the damage as follows:

2. The sealed envelope or evidence bag shall be marked with the table number, the date, and time the deck was withdrawn from play

**DESCRIPTION:** On June 16, 2022, during a cardroom inspection at GRETNA RACING, a review of damaged cards was conducted. I found one clear plastic bag containing one damaged card inside, which did not have the table number the card was removed from indicated on the bag. Upon further review, I discovered that the time indicated on the bag of when the damaged card was removed from play was in correct.

**CASE DETAILS FILED BY:**

Chief Inspector    Judge/Steward    Investigator    Other: \_\_\_\_\_  
(Title of State Employee)

Tony McDowell  
(Print Name)

(Signature)

6/16/2022  
(Date)

## Campbell, Ian

---

**From:** Washington, Derek  
**Sent:** Friday, June 17, 2022 10:11 AM  
**To:** Campbell, Ian  
**Cc:** McDowell, Tony  
**Subject:** OPEN CASE REQUEST - Gretna Racing LLC - 6-16-2022  
**Attachments:** OPEN CASE REQUEST - Gretna Racing LLC - 6-16-2022.docx

**Categories:** To Be Completed

Hello Ian,  
Attached is an OCR for a cardroom violation, please assign to McDowell.

Thanks  
Derek

**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.: 2022-029670

**GRETNA RACING, LLC,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Gretna Racing, 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 542-1002, issued by Petitioner.
3. On or about June 16, 2022, Respondent failed to indicate the table number and correct time the damaged card was removed from play on the damaged card envelope.
4. Rule 61D-11.014(4)(b), Florida Administrative Code, provides, in pertinent part, 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.”

5. Based on the foregoing, Respondent violated Rule 61D-11.014(4)(b), Florida Administrative Code, by failing to provide the table number and correct time a damaged card was removed from play on a damaged card 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 2022-029670 is signed this 4th 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.

7020 2450 0000 5094 3072

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<b>Extra Services &amp; Fees (check box, add fee as appropriate)</b>	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

8-8-22

Postmark  
Here

Postage  
\$ \_\_\_\_\_

Total Postage \$ \_\_\_\_\_

Sent To \_\_\_\_\_

Street and Apt. \_\_\_\_\_

City, State, ZIP \_\_\_\_\_

**Gretna Racing, LLC**  
 c/o Jeffrey B. Trattner, Esquire  
 5811 Jack Springs Road  
 Atmore, Alabama 36501  
 AC - 2022029670 - PMW

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.: 2022-029670

GRETNA RACING, LLC,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Gretna Racing, 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 542-1002, 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 2022-029670, alleging that on June 16, 2022, Respondent was in violation of Rule 61D-11.014(4)(b), Florida Administrative Code, by failing to provide the table number and correct time a damaged card was removed from play on a damaged card envelope.

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 2022-029670 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, GRETNA RACING, LLC, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 22 day of August, 2022.

[Signature]  
GRETNA RACING, LLC, Respondent

Signed on behalf of Gretna Racing, LLC by:

WILLIAM VINEYARD  
Printed Name

REGIONAL DIRECTOR  
Title

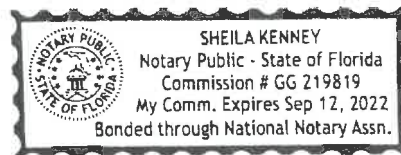
STATE OF FLORIDA

COUNTY OF Escambia

The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 22 day of August, 2022, by William Vineyard, who is personally known to me or who produced the following as identification: \_\_\_\_\_

Sheila Kenney  
Notary Public

My commission expires: 9/12/22



APPROVED this 21 day of September, 2022.

*Emily Alvarado*

---

**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:

**Gretna Racing, LLC**  
c/o Jeffrey B. Trattner, Esquire  
Legal Department  
Poarch Band of Creek Indians  
5811 Jack Springs Road  
Atmore, Alabama 36501

---

**AGENCY CLERK'S OFFICE**  
Florida Gaming Control Commission

CC: Ebonie Lanier

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

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

**Petitioner,**

**v.**

**FGCC Case No.: 2022-029670**

**GRETNA RACING, LLC,**

**Respondent.**

---

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Gretna Racing, 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 542-1002, issued by Petitioner.
3. On or about June 16, 2022, Respondent failed to indicate the table number and correct time the damaged card was removed from play on the damaged card envelope.
4. Rule 61D-11.014(4)(b), Florida Administrative Code, provides, in pertinent part, 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.”

5. Based on the foregoing, Respondent violated Rule 61D-11.014(4)(b), Florida Administrative Code, by failing to provide the table number and correct time a damaged card was removed from play on a damaged card 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 2022-029670 is signed this 4th 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. 2022-030489; Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Jason M. Lipp (“Respondent”) to resolve Case No. 2022-030489. 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 22, 2022, Respondent was a poker room employee at Tampa Bay Downs. (“TBD”).<sup>1</sup> 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.<sup>2</sup> 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.<sup>3</sup>

---

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

<sup>2</sup> 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.”)

<sup>3</sup> § 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.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-030489.

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<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>	<a href="#">Mass Activity Update</a>	<a href="#">Mass Discipline</a>				

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>07/28/2022</b>
Complaint #	<b>2022030489</b>	Case Type	<b>CMP - Complaint</b>	Disposition	
Docket#		Respondent	<b>LIPP, JASON M</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>
					<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>06/20/2022</b>
Region	<b>CR - Central Region</b>	Received	<b>06/22/2022</b>
Reference	<b>61D-11.009</b>		
Entered	<b>06/22/2022</b>	Entered By	<b>icampbell</b>
Summary	<b>320 - Tampa Bay Downs, Inc. (Cardroom Employee Occupational License): On June 22, 2022, while reviewing random surveillance video of the countroom, during a routine facility visit at TAMPA BAY DOWNS, I found poker room employee JASON M. LIPP (PMW LIC# 2008227) not wearing his ID badge while on duty.</b>		
Updated	<b>07/29/2022 10:46:38</b>	By	<b>Imuniz</b>

Parties
  Activities

Allegations
  Discipline

Violations
  Compliance

Related
  Disposition

Inspection

Costs

Time Tracking

Attachments

Work Notes

<b>36</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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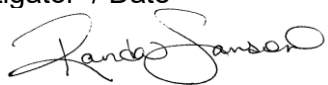
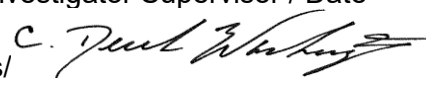

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Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>JUNE 22, 2022</b>	Case Number: <b>2022 03 0489</b>
Respondent:  <b>LIPP, JASON M.</b> <b>5721 TIMBERLAKE CIRCLE</b> <b>SARASOTA, FL 34243</b>  [REDACTED]		Complainant:  <b>DIVISION OF PARI-MUTUEL WAGERING</b> <b>OFFICE OF INVESTIGATIONS</b> <b>1400 West Commercial Boulevard, Suite</b> <b>165</b> <b>Ft. Lauderdale, Florida 33309</b>	
License # and Type: <b>2008227 / 1012</b>	Profession: <b>Cardroom Supervisor</b>	Report Date: <b>JUNE 27, 2022</b>	
Period of Investigation: <b>JUNE 22, 2022 – JUNE 27, 2022</b>		Type of Report: <b>FINAL</b>	
Alleged Violation: <b>61D-11.009 Cardroom Employee Occupational License.</b> (8) All cardroom employee occupational licenses 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.			
Synopsis: On June 22, 2022, while reviewing random surveillance video of the cardroom floor during a routine facility visit at <b>TAMPA BAY DOWNS</b> , I observed poker room employee <b>JASON M. LIPP</b> (PMW LIC# 2008227) not wearing his ID badge while on duty.			
Related Case: 2022 02 6124			
Investigator / Date  /s/  Randa Samson / June 27, 2022		Investigator Supervisor / Date  /s/  C. Derek Washington / July 11, 2022	
Chief of Investigations / Date  /s/  Steven E. Kogan / July 28, 2022			

CONTINUATION

Investigative Activity:

On June 22, 2022, I conducted a routine facility visit at **TAMPA BAY DOWNS**. While reviewing recorded surveillance video of the count room dated June 20, 2022, I observed cardroom supervisor JASON M. **LIPP** (PMW LIC#2008227) (**EXHIBIT #1**) not wearing his ID badge while on duty in the count room. (**EXHIBIT #2**)

I then spoke with the Poker Room Manager, **ROBERT J. DELLACAMERA**, and informed him of the violation. He stated he had previously talked to **LIPP** about wearing his badge and that he would be writing **LIPP** up immediately.

On May 26, 2022, I found **LIPP** in violation of not wearing his ID Badge. As a result, I issued a verbal warning (see case #2022 02 6124). This is the second violation of rule 61D-11.009(8) against LIPP.

Status: Investigations case closed, case forwarded to legal for review.

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II. INVESTIGATIVE REPORT .....1-3

III. EXHIBITS

    1. LICENSE.....1-1

    2. PHOTOS.....1-1

    3. Previous Case 2022 02 6124 .....1-3

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<a href="#">License Search</a>		<a href="#">Entity Search</a>		<a href="#">Modify License Standing</a>		<a href="#">Maintain License CE Control</a>			

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: Immuniz

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > [License Home](#)

<p><b>License</b></p> <p>Fed Tax # <span style="background-color: black; color: black;">[REDACTED]</span> Lic Type <b>1012 - Cardroom Employee Occupational</b> Expires On <b>06/30/2024</b></p> <p>File # <b>1325</b> Name <b>LIPP, JASON M</b> Extended To</p> <p>License # <b>2008227</b> Rank <b>CEMP - Cardroom Employee Occupational</b> Renewed On <b>06/22/2021</b></p> <p>Entity # <b>2008227</b> Lic Status <b>Current</b></p>		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input checked="" type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back																				
<p><b>Address</b></p> <p>Street # <b>5721</b> Street <b>TIMBER LAKE CIRCLE</b></p> <p>Line 2 Line 3</p> <p>City <b>SARASOTA</b> State <b>FL</b> Zip <b>34243</b></p> <p>Routing</p>																						
<p><b>Other</b></p> <p>1st License Date <b>07/13/2018</b> Rank Date <b>06/22/2021</b> Certificate # Method <b>I-S-1024</b> Status Date <b>07/13/2018</b> Certificate Date <b>05/05/2000</b></p> <p>Fee Exempt <b>No</b> Birth Date <span style="background-color: black; color: black;">[REDACTED]</span> Renewal Sent</p>																						
<p><b>Select</b></p> <p>Action <input type="text"/>  </p>																						
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<p><b>Alt Keys</b></p> <p>BEST LIC NBR <b>CEM2008227</b></p>																						

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**EXHIBIT #1**  
**PAGE 1/1**





VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>06/22/2022</b>
Complaint #	<b>2022030489</b>	Case Type	<b>CMP Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>LIPP, JASON M</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/> <b>Partie</b>	<input checked="" type="checkbox"/> <b>Activite</b>
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/> <b>Allegations</b>	<input type="checkbox"/> <b>Discipline</b>
Classification	<b>V-C - Cardroom Violations</b>	Complexity	<b>R Regular</b>	<input type="checkbox"/> <b>Violations</b>	<input type="checkbox"/> <b>Compliance</b>
Security	<b>STND - Standard</b>	Incident	<b>06/20/2022</b>	<input type="checkbox"/> <b>Related</b>	<input checked="" type="checkbox"/> <b>Disposition</b>
Region	<b>CR - Central Region</b>	Received	<b>06/22/2022</b>	<input type="checkbox"/> <b>Inspection</b>	
Reference	<b>61D-11.009</b>			<input type="checkbox"/> <b>Costs</b>	
Entered	<b>06/22/2022</b>	Entered By	<b>icampbell</b>	<input type="checkbox"/> <b>Time Tracking</b>	<input type="button" value="Auto Assign"/>
Summary	<b>320 - Tampa Bay Downs, Inc. (Cardroom Employee Occupational License): On June 22, 2022, while reviewing random surveillance video of the countroom, during a routine facility visit at TAMPA BAY DOWNS, I found poker room employee JASON M. LIPP (PMW LIC# 2008227) not wearing his ID badge while on duty.</b>			<input type="checkbox"/> <b>Attachments</b>	<input type="button" value="History"/>
Updated	<b>06/22/2022 14:15:08</b>	By	<b>icampbell</b>	<input type="checkbox"/> <b>Work Note</b>	<input type="button" value="Print Report"/>

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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**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:** June 20, 2022

<input type="checkbox"/> PMW	<input checked="" type="checkbox"/> Cardroom	<input type="checkbox"/> Slot
------------------------------	--	-------------------------------

<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Incident	<input type="checkbox"/> Complaint
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**FACILITY NAME:** TAMPA BAY DOWNS, INC. **LIC #:** 320

**RESPONDENT**

<b>NAME:</b> Jason M. Lipp		
<b>Address:</b> 5721 Timberlake Circle Sarasota, FL. 34243		<b>Tel #:</b> [REDACTED]
<b>LIC #:</b> 2008227	<b>LIC TYPE:</b> 1012	<b>OCCUPATION:</b> Poker Room Supervisor

**COMPLAINANT**

<b>NAME:</b>		<b>Tel #:</b>
Address:		
<b>LIC #:</b>	<b>LIC TYPE:</b>	<b>OCCUPATION:</b>

**VIOLATION(S) / TITLE(S) 61D-11.009 Cardroom Employee Occupational License.**


(8) All 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.

**DESCRIPTION:** On June 22, 2022, while reviewing random surveillance video of the countroom, during a routine facility visit at **TAMPA BAY DOWNS**, I found poker room employee **JASON M. LIPP** (PMW LIC# 2008227) not wearing his ID badge while on duty.

**CASE DETAILS FILED BY:**

Chief Inspector    Judge/Steward    Investigator    Other: \_\_\_\_\_  
(Title of State Employee)

Randa Samson  
(Print Name)

  
(Signature)

June 22, 2022  
(Date)

## Campbell, Ian

---

**From:** Washington, Derek  
**Sent:** Wednesday, June 22, 2022 12:56 PM  
**To:** Campbell, Ian  
**Cc:** Samson, Randa; Muniz, Luz  
**Subject:** OCR LIPP 6.22.2022  
**Attachments:** OCR LIPP 6.22.2022.docx

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

Thanks  
Derek

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**

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VR Home | Complaint Search | Maintain Complaint | **License Home**

<p><b>License</b></p> <p>Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span> Lic Type <b>1012 - Cardroom Employee Occupational</b> Expire On <b>06/30/2024</b></p> <p>File # <b>1325</b> Name <b>LIPP, JASON M</b> Extended To</p> <p>License # <b>2008227</b> Rank <b>CEMP - Cardroom Employee Occupational</b> Renewed On <b>06/22/2021</b></p> <p>Entity # <b>2008227</b> Lic Status <b>Current</b></p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="text-align: center;">Licensee</td></tr> <tr><td style="text-align: center;">History</td></tr> <tr><td style="text-align: center;">Notes</td></tr> <tr><td style="text-align: center;">Notes History</td></tr> <tr><td style="text-align: center;">Back</td></tr> </table>	Licensee	History	Notes	Notes History	Back															
Licensee																					
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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.: 2022-030489

JASON M. LIPP,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Jason M. Lipp (“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 2008227-1012, 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 22, 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 2022-030489 is signed this 2nd 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 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.

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Mediation under Section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.



7020 2450 0000 5094 3089

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**Jason M. Lipp**  
 5721 Timberlake Circle  
 Sarasota, Florida 34243  
 AC – 2022030489 – PMW

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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.: 2022-030489

JASON M. LIPP,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Jason M. Lipp (“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 2008227-1012, 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 2022-030489, 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 2022-030489 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.

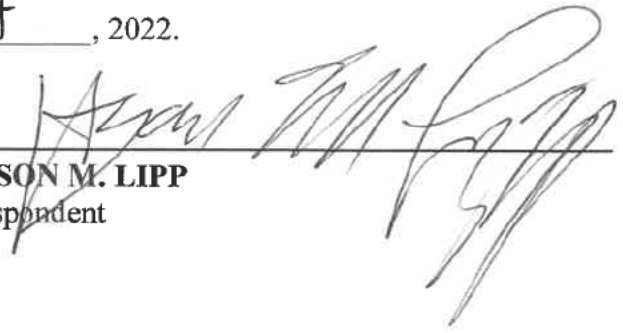
16. Respondent authorizes the Division to correct any typographical errors or make any non-material changes to this Consent Order after it is signed.

*[Signature pages to follow]*

WHEREFORE, Respondent, JASON M. LIPP, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 25<sup>th</sup> day of August, 2022.

JASON M. LIPP  
Respondent



STATE OF FLORIDA

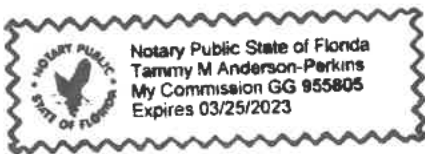
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 25<sup>th</sup> day of AUGUST, 2022, by JASON M. LIPP, who is personally known to me or who produced the following as identification:

\_\_\_\_\_

TAMMY M. ANDERSON-PERKINS  
Notary Public

My commission expires: MARCH 25, 2023



APPROVED this 21 day of September, 2022.

*Emily Alvarado*

---

**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:

**Jason M. Lipp**  
5721 Timberlake Circle  
Sarasota, Florida 34243

---

**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 8/4/2022**

**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.: 2022-030489**

**JASON M. LIPP,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Jason M. Lipp (“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 2008227-1012, 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 22, 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 2022-030489 is signed this 2nd 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 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. 2022-033589; Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Tampa Bay Downs, Inc. (“Respondent”) to resolve Case No. 2022-033589. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$250 for violating section 849.086(6)(c), Florida Statutes.

### *Background*

On or about July 12, 2022, Respondent allowed a massage therapist to work on the cardroom floor without a current Pari-Mutuel Wagering Occupational license. Respondent has one prior violation of this rules, for which an administrative fine of \$500 was issued. In the prior case, Respondent allowed a cashier to work for 5 months without a valid license. In this case, the employee’s license expired 7 days prior.

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 cashier’s check.

## *Analysis*

The Commission may resolve matters informally through a negotiated settlement.<sup>1</sup> 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.<sup>2</sup>

Section 849.086(6)(c), Florida Statutes, provides, “[n]o licensed cardroom operator may employ or allow to work in a cardroom any person unless such person holds a valid occupational license.”

Because Respondent allowed a massage therapist to work on the cardroom floor without a current Pari-Mutuel Wagering Occupational license, it is subject to an administrative fine not to exceed \$1000.00.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-033589.

---

<sup>1</sup> 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.”)

<sup>2</sup> § 849.086(14)(c), Fla. Stat.

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**Tampa Bay Downs, Inc.**  
 P.O. Box 2007,  
 Oldsmar, Florida 34677  
 AC - 2022033589 - PMW

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.: 2022-033589

TAMPA BAY DOWNS, INC,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Tampa Bay Downs, Inc. (“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 320-1002, issued by Petitioner.

3. On or about July 12, 2022, Respondent allowed a massage therapist to work on the cardroom floor without a current Pari-Mutuel Wagering license.

4. Section 849.086(6)(c), Florida Statutes, states “[n]o licensed cardroom operator may employ or allow to work in a cardroom any person unless such person holds a valid occupational license.”



5. Based on the foregoing, Respondent violated Section 849.086(6)(c), Florida Statutes, by allowing a massage therapist to work on the cardroom floor without a current Pari-Mutuel Wagering license

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 2022-033589 is signed this 2nd 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.

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<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>	<a href="#">Mass Activity Update</a>	<a href="#">Mass Discipline</a>				

Domain **10 - Division of Pari-Mutuel Wagering**

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Lic Type	<b>1002 - Cardroom License</b>	Status	<b>90 Closed</b>	Status Date	<b>08/02/2022</b>
Complaint #	<b>2022033589</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>TAMPA BAY DOWNS, INC.</b>	Responsible	<b>rsamson - SAMSON, RANDA</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>07/05/2022</b>
Region	<b>CR - Central Region</b>	Received	<b>07/12/2022</b>
Reference	<b>FS 849.086</b>		
Entered	<b>07/12/2022</b>	Entered By	<b>icampbell</b>
Summary	<b>320 - Tampa Bay Downs, Inc. - Cardrooms</b> Authorized: On July 12, 2022, during a routine bi-weekly cardroom inspection at Tampa Bay Downs, it was discovered that <b>ROSEANNA HAILEY POLSON (PMW LIC#10760362) (EXP 6/30/2021)</b> , a licensed massage therapist was allowed to work on the cardroom floor without a current valid PMW license.		
Updated	<b>08/02/2022 11:02:14</b>	By	<b>Imuniz</b>

Parties
  Activities
  Allegations
  Discipline
  Violations
  Compliance
  Related
  Disposition
  Inspection
  Costs
  Time Tracking
  Attachments
  Work Notes

<b>21</b>	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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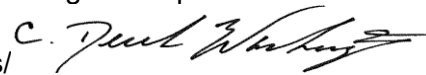
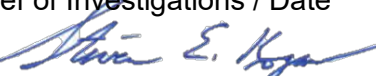
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

## OFFICE OF INVESTIGATIONS

### INVESTIGATIVE REPORT

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>JULY 12, 2022</b>	Case Number: <b>2022 03 3589</b>
Respondent:  <b>TAMPA BAY DOWNS, INC.</b> <b>P.O. Box 2007,</b> <b>OLDSMAR, FL 34677</b>  ■■■■■■■■■■ ■■■■■■■■■■		Complainant:  <b>DIVISION OF PARI-MUTUEL WAGERING</b> <b>OFFICE OF INVESTIGATIONS</b> <b>1400 W. COMMERCIAL BLVD. SUITE 165</b> <b>FT. LAUDERDALE, FLORIDA 33309</b> <b>TEL. - 954-202-3900</b>	
License # and Type: <b>320 / 1002</b>		Profession: <b>PERMIT HOLDER</b>	Report Date: <b>JULY 20, 2022</b>
Period of Investigation: <b>JULY 12, 2022 – JULY 20, 2022</b>		Type of Report: <b>FINAL</b>	
<p><b>Alleged Violation: FS 849.086 Cardrooms authorized.</b>  <b>(6) BUSINESS AND EMPLOYEE OCCUPATIONAL LICENSE REQUIRED; APPLICATION; FEES.</b></p> <p><b>(c)</b> No licensed cardroom operator may employ or allow to work in a cardroom any person unless such person holds a valid occupational license. No licensed cardroom operator may contract, or otherwise do business with, a business required to hold a valid cardroom business occupational license, unless the business holds such a valid license.</p> <p><b>F.A.C. 61D-2.005 Violations:</b> “No person shall conspire with, solicit, aid, abet, counsel, hire, procure any person or persons, to engage in a violation of Chapter 550, Florida Statutes, or rules promulgated thereunder, nor shall he commit any such act on his own.</p>			
<p><b>Synopsis:</b> On July 12, 2022, during a routine bi-weekly cardroom inspection at Tampa Bay Downs, it was discovered that ROSEANNA HAILEY POLSON (PMW LIC#10760362) (EXP 6/30/2021), a licensed massage therapist was allowed to work on the cardroom floor without a current valid PMW license.</p>			
<p>Related Case: Case # 2022 00 0253</p>			
Investigator / Date  /s/  Randa Samson / July 20, 2022		Investigator Supervisor / Date  /s/  C. Derek Washington / July 27, 2022	
<p>Chief of Investigations / Date  /s/  Steven Kogan / August 2, 2022</p>			

## CONTINUATION

On July 12, 2022, at approximately 11:57 AM, I conducted a routine bi-weekly cardroom inspection at **TAMPA BAY DOWNS**. During my inspection, while in the security office, I observed an expired license belonging to **ROSEANNA HAILEY POLSON (PMW LIC#10760362)**, a massage therapist, on the counter with a note of termination due to drunk and disorderly conduct. **(EXHIBIT #1)**. I asked Poker Room Manager **ROBERT J. DELLACAMERA (PMW LIC# 7852105)** when the last day **POLSON** worked, and **DELLACAMERA** replied last Thursday (July 7, 2022). Upon checking **POLSON's** license in the Versa Regulation database, I discovered that her PMW license had expired on 6/30/2021.

I then informed the Poker Room Manager **ROBERT J. DELLACAMERA (PMW LIC# 7852105)** of the violation. **DELLACAMERA** stated he didn't realize he was responsible for confirming if the massage therapist had a valid gaming license.

Evidence of **POLSON'S** hours worked from July 1, 2022, thru July 7, 2022, while unlicensed was obtained via email from **LINDSEY IWANOFF-GOMOLAK (PMW LIC#8193084)**, Owner of Amenity Pro, LLC **(EXHIBIT #3 & #4)**.

**IWANOFF-GOMOLAK** stated in her email that **POLSON** worked two shifts, one on July 5th from 3:00 PM to 11:00 PM and the second on July 7th from 7:14 PM to 11:00 PM, in the cardroom at **TAMPA BAY DOWNS**. She further stated that this is an estimate because the manager did not document the exact time **POLSON** ended her shift. **(EXHIBIT #3 & #4)**

On July 19, 2022, I spoke with **IWANOFF-GOMOLAK** via cell phone. **IWANOFF-GOMOLAK** stated that **POLSON** was a 1099 Independent Contractor, who does not clock in and out but has been working for Amenity Pro, LLC., on and off for five years. **(EXHIBIT #4)**

Upon further review of the Versa Regulation Enforcement database, it indicates that **POLSON** is still not currently licensed, and **TAMPA BAY DOWNS** has one prior violation for this specific regulation (Refer to Case # 2022 00 0253). **(EXHIBIT #5)**

**TAMPA BAY DOWNS** violated the above-cited Statute and Rule by allowing a massage therapist to work in the cardroom without a valid PMW License.

Status: Investigation case closed, and the case referred to Legal for review.

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Domain **10 - Division of Pari-Mutuel Wagering**

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<b>License</b> Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span> Lic Type <b>1002 - Cardroom License</b> Expire On <b>06/30/2023</b> File # <b>40</b> Name <b>TAMPA BAY DOWNS, INC.</b> Extended To License # <b>320</b> Rank <b>CLIC - Cardroom Operating License</b> Renewed On Entity # <b>320</b> Lic Status <b>Current</b>			<table border="1"> <tr><td>Licensee</td></tr> <tr><td>History</td></tr> <tr><td>Notes</td></tr> <tr><td>Notes History</td></tr> <tr><td>Back</td></tr> </table>	Licensee	History	Notes	Notes History	Back		
Licensee										
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<b>Other</b> 1st License Date <b>03/23/2022</b> Rank Date <b>03/23/2022</b> Certificate # Method <b>I-S-1020</b> Status Date <b>07/14/2008</b> Certificate Date Fee Exempt <b>No</b> Birth Date Renewal Sent										
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<b>Modifiers</b> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>320 - Tampa Bay Downs</td> <td>01/09/2004</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	L	320 - Tampa Bay Downs	01/09/2004	
Type	Modifier	Effective Date	Additional Info							
L	320 - Tampa Bay Downs	01/09/2004								
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**EXHIBIT #1**  
**PAGE 1/1**

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Domain 100 - Division of Pari-Mutuel Wagering

Logged in as: jqatato

VR Home > License Search > License Home

<b>License</b>			
Fed Tax # [REDACTED]	Lic Type	1012 - Cardroom Employee Occupational	Expires On 06/30/2021
File # 8711	Name	POLSON, HAILEY ROSEANNA	Extended To
License # 10760362	Rank	CEMP - Cardroom Employee Occupational	Renewed On
Entity # 10760362	Lic Status	Lic Expired	

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

<b>Address</b>			
Street # 13518	Street CAPITOL DRIVE		
Line 2			
Line 3			
City TAMPA	State FL	Zip 33613	
Routing			

<b>Other</b>			
1st License Date 07/17/2018	Rank Date 07/17/2018	Certificate #	
Method I-S-1024	Status Date 07/01/2022	Certificate Date	
Fee Exempt No	Birth Date [REDACTED]	Renewal Sent	

<b>Select</b>	
Action	<input type="text"/>

<b>Modifiers</b>			
Type	Modifier	Effective Date	Additional Info
C	HOST - Host/Hostess	07/17/2018	
I	TBRD - Thoroughbred	06/15/2018	
L	320 - Tampa Bay Downs	05/06/2015	
Y	3YR - 3 Year License	05/06/2015	

<b>Alt Keys</b>
BEST LIC NBR 10760362

EXHIBIT #2  
PAGE 1/1

Get Adobe Reader.



## Samson, Randa

---

**From:** Lindsey Iwanoff <Lindsey@amenitypro.com>  
**Sent:** Tuesday, July 12, 2022 1:24 PM  
**To:** Samson, Randa  
**Cc:** Jennifer Lutsi; Morgan Moore  
**Subject:** DBPR License Update

**[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.**

Randa,

Below I have listed the requested information that I spoke with Vinny about from the Tamp Bay Downs room. Hailey worked 2 days listed below. Trish has a current DBPR.

Hailey Polson- Is no longer with us.

July 5th

3p-11p This is estimated as the manger that signs them out did not put a clear time when she left.

July 7th

7:14p-11 This is estimated as the manger that signs them out did not put a time when she left.

Trish (Patricia) Elian has an updated DBPR (Pictured below)

EXHIBIT #3  
PAGE 1/2



Thank you and please let me know if there is anything I can do now or in the future.

Lindsey Iwanoff  
Amenity Pro  
Owner  
727-224-9378  
[Lindsey@amenitypro.com](mailto:Lindsey@amenitypro.com)

This e-mail may contain trade secrets or privileged, undisclosed, or otherwise confidential information. If you have received this e-mail in error, you are hereby notified that any review, copying, or distribution of it is strictly prohibited. Please inform us immediately and destroy the original transmittal. Thank you for your cooperation.

**Samson, Randa**

---

**From:** Lindsey iwanoff <lindsey@amenitypro.com>  
**Sent:** Monday, July 18, 2022 7:30 PM  
**To:** Samson, Randa  
**Subject:** Re: DBPR License Update

**[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.**

Randa,

Hailey is a 1099 Independent Contractor so she does not clock in and clock out on a card stamp. The two days she worked is estimated from when she gets there and when she leaves. I can call you tomorrow to discuss further to help in any way I can.

July 5th

3p-11p This is estimated as the manger that signs them out did not put a clear time when she left.

July 7th

7:14p-11 This is estimated as the manger that signs them out did not put a time when she left.

EXHIBIT #4  
PAGE 1/3

Thank you,

Lindsey Iwanoff  
727-224-9378

On Jul 18, 2022, at 2:10 PM, Samson, Randa <[Randa.Samson@fgcc.fl.gov](mailto:Randa.Samson@fgcc.fl.gov)> wrote:

Good afternoon, How many hours has Hailey Polson worked since 7/1/2021? Her license expired in 6/30/2021. I need her total hours she worked unlicensed, Thank You,

*Randa M. Samson*



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:** Lindsey Iwanoff [<mailto:Lindsey@amenitypro.com>]  
**Sent:** Tuesday, July 12, 2022 1:24 PM  
**To:** Samson, Randa  
**Cc:** Jennifer Lutsi; Morgan Moore  
**Subject:** DBPR License Update

**[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.**

Randa,

Below I have listed the requested information that I spoke with Vinny about from the Tamp Bay Downs room. Hailey worked 2 days listed below. Trish has a current DBPR.

Hailey Polson- Is no longer with us.

July 5th

3p-11p This is estimated as the manger that signs them out did not put a clear time when she left.

July 7th

7:14p-11 This is estimated as the manger that signs them out did not put a time when she left.

Trish (Patricia) Elian has an updated DBPR (Pictured below)

EXHIBIT #4  
PAGE 2/3



Thank you and please let me know if there is anything I can do now or in the future.

Lindsey Iwanoff  
Amenity Pro  
Owner  
727-224-9378  
[Lindsey@amenitypro.com](mailto:Lindsey@amenitypro.com)

This e-mail may contain trade secrets or privileged, undisclosed, or otherwise confidential information. If you have received this e-mail in error, you are hereby notified that any review, copying, or distribution of it is strictly prohibited. Please inform us immediately and destroy the original transmittal. Thank you for your cooperation.

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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	<b>1002 - Cardroom License</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>07/12/2022</b>
Complaint #	<b>2022033589</b>	Case Type	<b>CMP Complaint</b>	Disposition	
Docket#		Respondent	<b>TAMPA BAY DOWNS, INC</b>	Responsible	<b>ram on SAMSON, RANDA</b>
					<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Classification	<b>V-C - Cardroom Violations</b>	Complexity	<b>R Regular</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	<b>STND - Standard</b>	Incident	<b>07/05/2022</b>	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	<b>CR - Central Region</b>	Received	<b>07/12/2022</b>	<input type="checkbox"/> Inspection	
Reference	<b>FS 849.086</b>			<input type="checkbox"/> Costs	
Entered	<b>07/12/2022</b>	Entered By	<b>icampbell</b>	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	<b>320 - Tampa Bay Downs, Inc. - Cardrooms Authorized: On July 12, 2022, during a routine bi-weekly cardroom inspection at Tampa Bay Downs, it was discovered that ROSEANNA HAILEY POLSON (PMW LIC#10760362) (EXP 6/30/2021), a licensed massage therapist was allowed to work on the cardroom floor without a current valid PMW license.</b>			<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated	<b>07/12/2022 15:12:00</b>	By	<b>icampbell</b>	<input type="checkbox"/> Work Note	<input type="button" value="Print Report"/>

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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**STATE OF FLORIDA  
FLORIDA GAMING CONTROL COMMISSION  
DIVISION OF PARI-MUTUEL WAGERING**

**OPEN CASE REQUEST**

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

**INCIDENT DATE:** July 5 & 7, 2022

<input type="checkbox"/> PMW	<input checked="" type="checkbox"/> Cardroom	<input type="checkbox"/> Slot
------------------------------	--	-------------------------------

<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Incident	<input type="checkbox"/> Complaint
---	-----------------------------------	------------------------------------

**FACILITY NAME:** TAMPA BAY DOWNS **LIC #:** 320

**RESPONDENT**

<b>NAME:</b> Tampa Bay Downs		
Address: P.O. Box 2007 Oldsmar, FL. 34677		Tel: [REDACTED]
<b>LIC #:</b> 320	<b>LIC TYPE:</b> 1002	<b>OCCUPATION:</b> Permit Holder

**COMPLAINANT**

<b>NAME:</b>		Tel #:
Address:		
<b>LIC #:</b>	<b>LIC TYPE:</b>	<b>OCCUPATION:</b>

**VIOLATION(S) / TITLE(S): FS 849.086 Cardrooms authorized.**

**(6) BUSINESS AND EMPLOYEE OCCUPATIONAL LICENSE REQUIRED; APPLICATION; FEES.**

(c) No licensed cardroom operator may employ or allow to work in a cardroom any person unless such person holds a valid occupational license. No licensed cardroom operator may contract, or otherwise do business with, a business required to hold a valid cardroom business occupational license, unless the business holds such a valid license.

**F.A.C. 61D-2.005 Violations:** "No person shall conspire with, solicit, aid, abet, counsel, hire, procure any person or persons, to engage in a violation of Chapter 550, Florida Statutes, or rules promulgated thereunder, nor shall he commit any such act on his own.

**DESCRIPTION:** On July 12, 2022, during a routine bi-weekly cardroom inspection at Tampa Bay Downs, it was discovered that ROSEANNA HAILEY POLSON (PMW LIC#10760362) (EXP 6/30/2021), a licensed massage therapist was allowed to work on the cardroom floor without a current valid PMW license.

**CASE DETAILS FILED BY:**

Chief Inspector    Judge/Steward    Investigator    Other: \_\_\_\_\_  
(Title of State Employee)

Randa Samson  
(Print Name)

(Signature)

July 12, 2022  
(Date)

## Campbell, Ian

---

**From:** Washington, Derek  
**Sent:** Tuesday, July 12, 2022 2:30 PM  
**To:** Campbell, Ian  
**Cc:** Muniz, Luz  
**Subject:** OCR TAMPA BAY DOWNS 7.12.2022  
**Attachments:** OCR TAMPA BAY DOWNS 7.12.2022.docx

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

Thanks  
Derek



VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[License Search](#) | 
 [Entity Search](#) | 
 [Modify License Standing](#) | 
 [Maintain License CE Control](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **icampbell**

[VR Home](#) | 
 [Complaint Search](#) | 
 [Maintain Complaint](#) | 
 [License Home](#)

**License**

Fed Tax # XXXXXXXXXX Lic Type **1002 - Cardroom License** Expire On **06/30/2023**  
 File # **40** Name **TAMPA BAY DOWNS, INC.** Extended To  
 License # **320** Rank **CLIC - Cardroom Operating License** Renewed On  
 Entity # **320** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

**Address**

Street # Street **POST OFFICE BOX 2007**  
 Line 2  
 Line 3  
 City **OLDSMAR** State **FL** Zip **34677**  
 Routing

**Other**

1st License Date **03/23/2022** Rank Date **03/23/2022** Certificate #  
 Method **I-S-1020** Status Date **07/14/2008** Certificate Date  
 Fee Exempt **No** Birth Date Renewal Sent

**Select**

Action   

**Modifiers**

Type	Modifier	Effective Date	Additional Info
L	320 - Tampa Bay Downs	01/09/2004	

**Alt Keys**

BEST LIC NBR **320**

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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.: 2022-033589

TAMPA BAY DOWNS, INC.,

Respondent.

\_\_\_\_\_ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Tampa Bay Downs, Inc. (“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 320-1002, 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 2022-033589, alleging that on July 12, 2022, Respondent was in violation of Section 849.086(6)(c), Florida Statutes, by allowing a massage therapist to work on the cardroom floor without a current Pari-Mutuel Wagering license.

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 2022-033589 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, TAMPA BAY DOWNS, INC., requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 11 day of August, 2022.

[Signature]  
TAMPA BAY DOWNS, INC., Respondent

Signed on behalf of Tampa Bay Downs, Inc. by:

Gregory Gelyon  
Printed Name

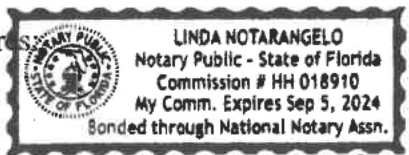
VP FINANCE  
Title

STATE OF FLORIDA  
COUNTY OF Hillsborough

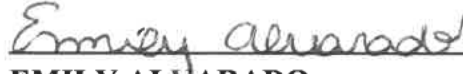
The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 11 day of August, 2022, by GREGORY GELYON, who is personally known to me or who produced the following as identification: -

Linda Notarangelo  
Notary Public

My commission expires



APPROVED this 21 day of September, 2022.

A handwritten signature in cursive script that reads "Emily Alvarado". The signature is written in black ink and is positioned above a solid horizontal line.

**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:

**Tampa Bay Downs, Inc.**  
P.O. Box 2007,  
Oldsmar, Florida 34677

---

**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 8/4/2022**

**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.: 2022-033589**

**TAMPA BAY DOWNS, INC,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Tampa Bay Downs, Inc. (“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 320-1002, issued by Petitioner.
3. On or about July 12, 2022, Respondent allowed a massage therapist to work on the cardroom floor without a current Pari-Mutuel Wagering license.
4. Section 849.086(6)(c), Florida Statutes, states “[n]o licensed cardroom operator may employ or allow to work in a cardroom any person unless such person holds a valid occupational license.”

5. Based on the foregoing, Respondent violated Section 849.086(6)(c), Florida Statutes, by allowing a massage therapist to work on the cardroom floor without a current Pari-Mutuel Wagering license

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 2022-033589 is signed this 2nd 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. 2022-034237; Consent Order  
Date: September 25, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks the adoption of the proposed settlement and consent order signed by Washington County Kennel Club, Inc. (“Respondent”) to resolve Case No. 2022-034237. Pursuant to the terms of the proposed order, Respondent would pay an administrative fine of \$250 for violating rule 61D-11.025(17)(b), Florida Administrative Code.

### *Background*

On or about July 2, 2022, Respondent failed to include a brief description of the activity being monitored on the Surveillance Activity Log. Respondent has five prior violations of this rule in Florida, which resulted in penalties from \$250-\$500. This is Respondent’s first offense since December 2021.

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.<sup>1</sup> 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.<sup>2</sup>

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:

(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;

Because Respondent failed to include a brief description of the activity being monitored on the Surveillance Activity Log, it is subject to an administrative fine not to exceed \$1000.00.

Staff Recommendation: The Florida Gaming Control Commission should enter a Final Order adopting and incorporating the proposed settlement and consent order in Case No. 2022-034237.

---

<sup>1</sup> 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.")

<sup>2</sup> § 849.086(14)(c), Fla. Stat.

[FAQ](#) | [Help](#) | [Sign Out](#)

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
<a href="#">Complaint Search Update</a>	<a href="#">Change Recording License Type</a>	<a href="#">Public Case Info</a>	<a href="#">Delete Complaint</a>	<a href="#">Mass Activity Update</a>	<a href="#">Mass Discipline</a>				

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	<b>1002 - Cardroom License</b>	Status	<b>90 Closed</b>	Status Date	<b>08/03/2022</b>
Complaint #	<b>2022034237</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	Responsible	Responsible	Responsible	Private Case
	<b>WASHINGTON COUNTY KENNEL CLUB, INC</b>	<b>tmcdowell2 - MCDOWELL, TONY</b>			<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>
Form	<b>INTR - Internal</b>	Priority	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>07/02/2022</b>
Region	<b>NR - Northern Region</b>	Received	<b>07/15/2022</b>
Reference	<b>61D-11.025</b>		
Entered	<b>07/15/2022</b>	Entered By	<b>icampbell</b>
Summary	<p><b>154 - Washington County Kennel Club Inc. - Cardroom Electronic Surveillance: On July 14, 2022, during an annual cardroom inspection at Washington County Kennel Club (EBRO), I found an entry for July 2, 2022, in the Surveillance Activity log that failed to include a brief description of the activity in which the monitored person is engaging.</b></p>		
Updated	<b>08/03/2022 11:23:13</b>	By	<b>Imuniz</b>

Parties

Activities

Allegations

Discipline

Violations

Compliance

Related

Disposition

Inspection

Costs

Time Tracking

Attachments

Work Notes

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

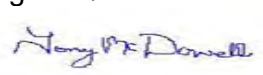
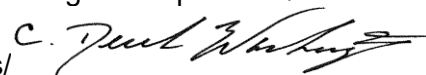
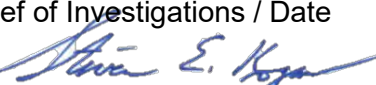
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

## OFFICE OF INVESTIGATIONS

### INVESTIGATIVE REPORT

Office: <b>PMW</b>	Region: <b>Northern</b>	Date of Complaint: <b>July 15, 2022</b>	Case Number: <b>2022 03 4237</b>
Respondent:  <b>WASHINGTON COUNTY KENNEL CLUB, INC Ebro Poker Room 6558 Dog Track Road Ebro, FL 32437</b>  [REDACTED]		Complainant:  <b>Division of Pari-Mutuel Wagering Office of Investigations 1400 W. Commercial Blvd, Suite 165 Ft. Lauderdale, FL 33309</b>	
License # and Type: <b>154 /1002</b>		Profession: <b>Permit Holder</b>	Report Date: <b>July 20, 2022</b>
Period of Investigation: <b>July 14, 2022 – July 20, 2022</b>		Type of Report: <b>FINAL</b>	
Alleged Violation: <b>61D-11.025 Cardroom Electronic Surveillance.</b> (17) Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include: (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.			
Synopsis: On July 14, 2022, while reviewing the facility's surveillance activity logs during an annual cardroom inspection at Washington County Kennel Club (EBRO), I found an entry for July 2, 2022, in the Surveillance Activity log that failed to include a brief description of the activity being monitored.			
Related Case:			
Investigator / Date  s/  Tony McDowell / July 20, 2022		Investigator Supervisor / Date  /s/  C. Derek Washington / August 1, 2022	
Chief of Investigations / Date  /s/  Steven Kogan / August 3, 2022			

CONTINUATION

On July 14, 2022, at approximately 1:30 PM, during an Annual Cardroom inspection at EBRO, I reviewed the facility's Surveillance Activity logs for compliance. Upon my review, I found an entry dated July 2, 2022, indicating a surveillance review of table #23. However, the security officer failed to include a brief description of the activity monitored.

Security Guard Jeremy IIES (PMW # 11562332) was also present during my review and said the security officer on duty should have documented the reason for the surveillance.

The Cage Manager Nichole KENNEDY (PMW# 8645103) was advised of the violation.

A check of the Versa Regulations Enforcement database shows this is the fifth violation of Rule **61D-11.025(17)(b)** with two separate consent orders issued.

Case Status: Investigations case closed and case forwarded to Legal for review.



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- II. INVESTIGATIVE REPORT .....
- III. EXHIBITS
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  - 3. Facility's License .....1-1
  - 4.
  - 5.
  - 6.
  - 7.

Ebro

EBRO POKER ROOM SURVEILLANCE VIDEO REVIEW LOG  
To Be Completed Any Time Surveillance Video Is Reviewed

Today's Date:			
Time of Incident:	07-02-22	Date Requested:	07-02-22
Type of Incident:	20:39:58	Requested By:	Wendy
Location of Incident:	Supremacy Room	License #:	6703476
Table #:	23	View Video Only:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Name of Employee/Patron:	Seat #: N/A	Time of Offense:	20:39:58

System Where Video Records (Check One)

- DVR 1
- DVR 5
- DVR 2
- Camera/Input #
- DVR 3
- DVR 4

System:	Camera #:	Viewing Time Start:	Viewing Time End:
DVR 2	A-4	20:38	20:40
DVR 4	PTZ-3	20:38	20:39:58

Description:

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Number of Copies Needed: N/A Date Video Copied: N/A

Signature of Operator: *[Signature]* License #: 12572644

Comments:

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Time Surveillance Room Entered: 2045 AM  PM

Time Surveillance Room Exited: 21:00 AM  PM

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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: **dwashingto**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type <b>1002 - Cardroom License</b>	Status <b>90 Closed</b>	Status Date <b>12/07/2017</b>
Complaint # <b>2016006252</b>	Case Type <b>CMP - Complaint</b>	Disposition <b>250 Consent Order</b>
	Disposition Date <b>12/07/2017</b>	
Docket#	Respondent <b>WASHINGTON COUNTY KENNEL CLUB, INC</b>	Responsible <b>cdewrell - DEWRELL, CHARLES</b>
		<b>Public Case</b>

Complaint	Respondent	Complainant	Add'l Info
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Source <b>INTN - Internal</b>	Security Level <b>1</b>	<input type="button" value="Parties"/>	<input type="button" value="Activities"/>
Form <b>INTR - Internal</b>	Priority <b>2</b>	<input type="button" value="Allegations"/>	<input type="button" value="Discipline"/>
Class'n <b>V-C - Cardroom Violations</b>	Complexity <b>R - Regular</b>	<input type="button" value="Violations"/>	<input type="button" value="Compliance"/>
Security <b>STND - Standard</b>	Incident <b>02/03/2016</b>	<input type="button" value="Related"/>	<input type="button" value="Disposition"/>
Region <b>NR - Northern Region</b>	Received <b>02/08/2016</b>	<input type="button" value="Inspection"/>	
Reference <b>61D-11.025(17)(b,c)</b>		<input type="button" value="Costs"/>	
Entered <b>02/09/2016</b>	Entered By <b>Imuniz</b>	<input type="button" value="Time Tracking"/>	<input type="button" value="Auto Assign"/>
Summary	<b>12/8/17 - Ck#16699 Recvd. 12/7/17 - CONSENT ORDER Filed: \$500 Fine Imposed and Paid. 2/23/2016 Case transferred to Legal with Final ROI. * 154-Washington County Kennel Club, Inc. * Cardroom Electronic Surveillance: On February 3, 2016, approximately 10:30am (CST), during a quarterly cardroom inspection, information required by rule was not provided on the surveillance log.</b>	<input type="button" value="Attachments"/>	<input type="button" value="History"/>
Updated <b>12/29/2017 10:29:56</b>	By <b>nbrogdon</b>	<input type="button" value="Work Notes"/>	<input type="button" value="Print Report"/>

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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**EXHIBIT #2**  
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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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: **dwashingto**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	<b>1002 - Cardroom License</b>	Status	<b>90 Closed</b>	Status Date	<b>08/03/2020</b>
Complaint #	<b>2020035902</b>	Case Type	<b>CMP - Complaint</b>	Disposition	<b>100 No Action Taken</b>
				Disposition Date	<b>08/03/2020</b>
Docket#	Respondent	Responsible	Public Case		
	<b>WASHINGTON COUNTY KENNEL CLUB, INC</b>	<b>tmcdowell2 - MCDOWELL, TONY</b>			

Complaint	Respondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="button" value="Parties"/>	<input type="button" value="Activities"/>	
Form	<b>INTR - Internal</b>	Priority		<input type="button" value="Allegations"/>	<input type="button" value="Discipline"/>	
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>	<input type="button" value="Violations"/>	<input type="button" value="Compliance"/>	
Security	<b>STND - Standard</b>	Incident	<b>07/03/2020</b>	<input type="button" value="Related"/>	<input type="button" value="Disposition"/>	
Region	<b>NR - Northern Region</b>	Received	<b>07/23/2020</b>	<input type="button" value="Inspection"/>		
Reference	<b>61D-11.025(17)(B)</b>			<input type="button" value="Costs"/>		
Entered	<b>07/23/2020</b>	Entered By	<b>Imuniz</b>	<input type="button" value="Time Tracking"/>	<input type="button" value="Auto Assign"/>	
Summary	<p><b>08/03/2020 - EBRO has recently hired a security firm to provide new security staff. I recommended to management that additional training may be needed for their new security guards to ensure cardroom rules are met. Since the facility had not had previous violations of the above-cited rule, a verbal warning was issued.----- / -----</b></p> <p><b>. 154-Washington County Kennel Club, Inc. ----- / ----- . Cardroom Electronic Surveillance: On July 20, 2020, during a facility inspection at WASHINGTON COUNTY KENNEL CLUB, INC., a review of surveillance logs was conducted and during this review, it was discovered that a surveillance log dated July 3, 2020, did not contain the time the surveillance monitoring commenced and ended.</b></p>				<input type="button" value="Attachments"/>	<input type="button" value="History"/>
Updated	<b>08/04/2020 10:24:57</b>	By	<b>Imuniz</b>	<input type="button" value="Work Notes"/>	<input type="button" value="Print Report"/>	

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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**EXHIBIT #2  
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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: **dwashingto**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	<b>1002 - Cardroom License</b>	Status	<b>90 Closed</b>	Status Date	<b>08/26/2021</b>
Complaint #	<b>2021034692</b>	Case Type	<b>CMP - Complaint</b>	Disposition	<b>100 No Action Taken</b>
				Disposition Date	<b>08/26/2021</b>
Docket#	Respondent	<b>WASHINGTON COUNTY KENNEL CLUB, INC</b>	Responsible	<b>tmcdowell2 - MCDOWELL, TONY</b>	<b>Public Case</b>

Complaint | Respondent | Complainant | Add'l Info

Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="button" value="Parties"/>	<input type="button" value="Activities"/>
Form	<b>INTR - Internal</b>	Priority		<input type="button" value="Allegations"/>	<input type="button" value="Discipline"/>
Class'n	<b>V-C - Cardroom Violations</b>	Complexity	<b>R - Regular</b>	<input type="button" value="Violations"/>	<input type="button" value="Compliance"/>
Security	<b>STND - Standard</b>	Incident	<b>07/26/2021</b>	<input type="button" value="Related"/>	<input type="button" value="Disposition"/>
Region	<b>NR - Northern Region</b>	Received	<b>07/28/2021</b>	<input type="button" value="Inspection"/>	
Reference	<b>61D-11.025(17)(b)</b>			<input type="button" value="Costs"/>	
Entered	<b>07/28/2021</b>	Entered By	<b>Imuniz</b>	<input type="button" value="Time Tracking"/>	<input type="button" value="Auto Assign"/>
Summary	<p><b>8/26/2021 - Although this is the third violation of this rule, the Security Guard responsible for the in fraction did record the surveillance activity however, he recorded the information in the wrong log. In addition, the security guard no longer works at the facility; therefore, a verbal warning was issued in regards to this case. ----- / ----- . 154- Washington County Kennel Club, Inc. ----- / ----- . Cardroom Electronic Surveillance: On July 26, 2021, during a cardroom inspection at WASHINGTON COUNTY KENNEL CLUB, INC., a review of surveillance logs was made and during this review, it was discovered there were 22 instances of surveillance viewing that were not put on the surveillance log during the month of June and July.</b></p>			<input type="button" value="Attachments"/>	<input type="button" value="History"/>
Updated	<b>08/26/2021 13:57:27</b>	By	<b>Imuniz</b>	<input type="button" value="Work Notes"/>	<input type="button" value="Print Report"/>

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**EXHIBIT #2  
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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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: **dwashingto**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type <b>1002 - Cardroom License</b>	Status <b>90 Closed</b>	Status Date <b>12/09/2021</b>
Complaint # <b>2021053495</b>	Case Type <b>CMP - Complaint</b>	Disposition <b>250 Consent Order</b>
	Disposition Date <b>12/09/2021</b>	
Docket#	Respondent <b>WASHINGTON COUNTY KENNEL CLUB, INC</b>	Responsible <b>eleiva - ALVARADO, EMILY</b>
		<b>Public Case</b>

Complaint	Respondent	Complainant	Add'l Info
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Source <b>INTN - Internal</b>	Security Level <b>1</b>	<input type="button" value="Parties"/>	<input type="button" value="Activities"/>
Form <b>INET - Internet</b>	Priority		
Class'n <b>V-C - Cardroom Violations</b>	Complexity <b>R - Regular</b>	<input type="button" value="Allegations"/>	<input type="button" value="Discipline"/>
Security <b>STND - Standard</b>	Incident <b>11/05/2021</b>	<input type="button" value="Violations"/>	<input type="button" value="Compliance"/>
Region <b>NR - Northern Region</b>	Received <b>11/17/2021</b>		
Reference <b>61D-11.025(17)(a-c)</b>		<input type="button" value="Related"/>	<input type="button" value="Disposition"/>
Entered <b>11/17/2021</b>	Entered By <b>Imuniz</b>	<input type="button" value="Inspection"/>	
<p><b>12/9/2021 - Stipulation and Consent Order filed: \$500 FINE Imposed and Paid. 12/7/2021 - Stipulation and Consent Order signed by the Director; taken to the AGC Clerk for filing. 12/6/21 - CO signed by respondent and partial payment of fine received. WCKC, INC (Bancorpsouth) check # 23408 = \$250 received. Total Fine is \$500 of which the \$250 received is applied to this case #. The remaining \$250 was sent on 12/1 - WCKC, Inc (Bancorpsouth) check # 23398 = \$250 and applied to case # 2021-048273. 12/2/2021 - Case Reassigned to E.LEIVA. 154-Washington County Kennel Club, Inc. ----- / ----- . Cardroom Electronic Surveillance: On November 16, 2021, during a Bi-Weekly Cardroom inspection at WASHINGTON COUNTY KENNEL CLUB (EBRO), a review of the surveillance activity log was conducted. I discovered that a security officer entered the room on November 5, 2021, to review video of table 19 but no entry was made in the surveillance activity log.</b></p>		<input type="button" value="Costs"/>	
Summary		<input type="button" value="Time Tracking"/>	<input type="button" value="Auto Assign"/>
		<input type="button" value="Attachments"/>	<input type="button" value="History"/>
		<input type="button" value="Work Notes"/>	<input type="button" value="Print Report"/>
Updated <b>12/10/2021 12:18:20</b>	By <b>critter</b>		

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[License Search](#) | 
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 [Maintain License CE Control](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **icampbell**

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 [Complaint Search](#) | 
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 [License Home](#)

<b>License</b> Fed Tax # <span style="background-color: black; color: black;">[REDACTED]</span> Lic Type <b>1002 - Cardroom License</b> Expires On <b>06/30/2023</b> File # <b>37</b> Name <b>WASHINGTON COUNTY KENNEL CLUB, INC</b> Extended To License # <b>154</b> Rank <b>CLIC - Cardroom Operating License</b> Renewed On Entity # <b>154</b> Lic Status <b>Current</b>			<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back							
<b>Address</b> Street # <b>6558</b> Street <b>DOG TRACK ROAD</b> Line 2 Line 3 City <b>EBRO</b> State <b>FL</b> Zip <b>32437</b> Routing										
<b>Other</b> 1st License Date <b>03/22/2022</b> Rank Date <b>03/22/2022</b> Certificate # Method <b>I-S-1020</b> Status Date <b>07/14/2008</b> Certificate Date Fee Exempt <b>No</b> Birth Date Renewal Sent										
<b>Select</b> Action <input type="text"/>  										
<b>Modifiers</b> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>154 - Washington County Kennel Club, Inc.</td> <td>03/30/2007</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	L	154 - Washington County Kennel Club, Inc.	03/30/2007	
Type	Modifier	Effective Date	Additional Info							
L	154 - Washington County Kennel Club, Inc.	03/30/2007								
<b>Alt Keys</b> BEST LIC NBR <b>CL1154</b>										

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**EXHIBIT #3**  
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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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	<b>1002 - Cardroom License</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>07/15/2022</b>
Complaint #	<b>2022034237</b>	Case Type	<b>CMP Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>WASHINGTON COUNTY KENNEL CLUB, INC</b>	Responsible	<b>tmcdowell2 MCDOWELL, TONY</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	<b>INTR - Internal</b>	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Classification	<b>V-C - Cardroom Violations</b>	Complexity	<b>R Regular</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	<b>STND - Standard</b>	Incident	<b>07/02/2022</b>	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	<b>NR - Northern Region</b>	Received	<b>07/15/2022</b>	<input type="checkbox"/> Inspection	
Reference	<b>61D-11.025</b>	Entered	<b>07/15/2022</b>	<input type="checkbox"/> Costs	
		Entered By	<b>icampbell</b>	<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
Summary	<b>154 - Washington County Kennel Club Inc. - Cardroom Electronic Surveillance: On July 14, 2022, during an annual cardroom inspection at Washington County Kennel Club (EBRO), I found an entry for July 2, 2022, in the Surveillance Activity log that failed to include a brief description of the activity in which the monitored person is engaging.</b>			<input type="checkbox"/> Attachments	<input type="button" value="History"/>
Updated	<b>07/15/2022 10:28:34</b>	By	<b>icampbell</b>	<input type="checkbox"/> Work Note	<input type="button" value="Print Report"/>

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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STATE OF FLORIDA  
 FLORIDA GAMING CONTROL COMMISSION  
 DIVISION OF PARI-MUTUEL WAGERING

**OPEN CASE REQUEST**

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

INCIDENT DATE: July 2, 2022

PMW     Cardroom     Slot

Violation     Incident     Complaint

FACILITY NAME: WASHINGTON COUNTY KENNEL (EBRO)    LIC #: 154

**RESPONDENT**

NAME: WASHINGTON COUNTY KENNEL CLUB, INC.  
 Address: 6558 Dog Track Road Ebro, FL 32437    Tel: [REDACTED]  
 LIC #: 154    LIC TYPE: 1002    OCCUPATION: Permit Holder

**COMPLAINANT**

NAME: \_\_\_\_\_    Tel #: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 LIC #: \_\_\_\_\_    LIC TYPE: \_\_\_\_\_    OCCUPATION: \_\_\_\_\_

**VIOLATION(S) / TITLE(S): 61D-11.025 Cardroom Electronic Surveillance.**

(17) Each cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include:

(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

**DESCRIPTION:** On July 14, 2022, during an annual cardroom inspection at Washington County Kennel Club (EBRO), I found an entry for July 2, 2022, in the Surveillance Activity log that failed to include a brief description of the activity in which the monitored person is engaging.

**CASE DETAILS FILED BY:**

Chief Inspector     Judge/Steward     Investigator     Other: \_\_\_\_\_  
 (Title of State Employee)

Tony McDowell  
 (Print Name)

Tony McDowell  
 (Signature)

July 14, 2022  
 (Date)

## Campbell, Ian

---

**From:** Washington, Derek  
**Sent:** Friday, July 15, 2022 12:06 AM  
**To:** Campbell, Ian  
**Cc:** McDowell, Tony; Muniz, Luz  
**Subject:** OCR - Washington County Kennel Club Inc. 7-14-2022  
**Attachments:** OCR - Washington County Kennel Club Inc. 7-14-2022.docx

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

Thanks,



**FLORIDA**  
GAMING CONTROL  
COMMISSION

**C. Derek Washington**

**Investigations Supervisor**

Florida Gaming Control Commission

Division of Pari-Mutuel Wagering

Office of Investigations

407.650.4053 Office 407.481.5651 FAX

Cell

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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **icampbell**

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 [Maintain Complaint](#) | 
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<b>License</b> Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span> Lic Type <b>1002 - Cardroom License</b> Expires On <b>06/30/2023</b> File # <b>37</b> Name <b>WASHINGTON COUNTY KENNEL CLUB, INC</b> Extended To License # <b>154</b> Rank <b>CLIC - Cardroom Operating License</b> Renewed On Entity # <b>154</b> Lic Status <b>Current</b>		<input type="checkbox"/> <table border="1"> <tr><td>Licensee</td></tr> <tr><td>History</td></tr> <tr><td>Notes</td></tr> <tr><td>Notes History</td></tr> <tr><td>Back</td></tr> </table>	Licensee	History	Notes	Notes History	Back			
Licensee										
History										
Notes										
Notes History										
Back										
<b>Address</b> Street # <b>6558</b> Street <b>DOG TRACK ROAD</b> Line 2 Line 3 City <b>EBRO</b> State <b>FL</b> Zip <b>32437</b> Routing										
<b>Other</b> 1st License Date <b>03/22/2022</b> Rank Date <b>03/22/2022</b> Certificate # Method <b>I-S-1020</b> Status Date <b>07/14/2008</b> Certificate Date Fee Exempt <b>No</b> Birth Date Renewal Sent										
<b>Select</b> Action <input type="text"/>  										
<b>Modifiers</b> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>L</td> <td>154 - Washington County Kennel Club, Inc.</td> <td>03/30/2007</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	L	154 - Washington County Kennel Club, Inc.	03/30/2007	
Type	Modifier	Effective Date	Additional Info							
L	154 - Washington County Kennel Club, Inc.	03/30/2007								
<b>Alt Keys</b> BEST LIC NBR <b>CL1154</b>										

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Domain **10 - Division of Pari-Mutuel Wagering**

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Fed Tax # <span style="background-color: black; color: black;">XXXXXXXXXX</span>	Lic Type <b>1002 - Cardroom License</b>	Expires On <b>06/30/2023</b>
File # <b>37</b>	Name <b>WASHINGTON COUNTY KENNEL CLUB, INC</b>	Extended To
License # <b>154</b>	Rank <b>CLIC - Cardroom Operating License</b>	Renewed On
Entity # <b>154</b>	Lic Status <b>Current</b>	

Description	Effective	Notes
Bad check on file	09/08/2014	<input type="checkbox"/>

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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.: 2022-034237

WASHINGTON COUNTY KENNEL CLUB,  
INC,

Respondent.

\_\_\_\_\_ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Washington County Kennel Club, Inc. (“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 154-1002, issued by Petitioner.
3. On or about July 2, 2022, Respondent failed to include a brief description of the activity being monitored on the Surveillance Activity log.
4. Rule 61D-11.025(17)(b), Florida Administrative Code, provides that “[e]ach cardroom operator shall maintain a log of all surveillance activities in the surveillance room that shall include... a brief description of the activity in which the monitored person is engaging.”

5. Based on the foregoing, Respondent violated Rule 61D-11.025(17)(b), Florida Administrative Code, by failing to include a brief description of the activity being monitored on the Surveillance Activity log.

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 2022-034237 is signed this 10th 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.

7020 2450 0000 5094 3164

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<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

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Street and Apt

City, State, Zip

**Washington County Kennel Club, Inc.**  
P.O. Box 551  
Tallahassee, Florida 32302-0551  
AC – 2022034237 – PMW



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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.: 2022-034237

WASHINGTON COUNTY KENNEL CLUB,  
INC,

Respondent.

\_\_\_\_\_ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Division”), and Washington County Kennel Club, Inc. (“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 154-1002, 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 2022-034237, alleging that on July 2, 2022, Respondent was in violation of Rule 61D-11.025(17)(b), Florida Administrative Code, Respondent failed to include a brief description of the activity being monitored on the Surveillance Activity log.

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 2022-034237 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, WASHINGTON COUNTY KENNEL CLUB, INC, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 25<sup>th</sup> day of AUGUST, 2022.

*Richard Hess*

WASHINGTON COUNTY KENNEL CLUB, INC,  
Respondent

Signed on behalf of Washington County Kennel Club,  
Inc. by:

RICHARD HESS

Printed Name

GENERAL MANAGER

Title

STATE OF FLORIDA

COUNTY OF WASHINGTON

The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 25<sup>th</sup> day of August, 2022, by Richard Hess, who is personally known to me or who produced the following as identification: \_\_\_\_\_

*Nichole Owens Kennedy*  
Notary Public



Nichole Owens Kennedy  
NOTARY PUBLIC  
STATE OF FLORIDA  
Comm# GG346661  
Expires 9/14/2023

My commission expires:  
09/14/2023

APPROVED this 21 day of September, 2022.

*Emily Alvarado*

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:

**Washington County Kennel Club, Inc.**  
**c/o Gary Rutledge, Esq.**  
**Rutledge-Ecena**  
P.O. Box 551  
Tallahassee, FL 32302-0551  
gary@rutledge-ecena.com

---

**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 8/11/2022**

**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.: 2022-034237**

**WASHINGTON COUNTY KENNEL CLUB,  
INC,**

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*/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  
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Primary: Emily.Alvarado@fgcc.fl.gov  
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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: Marc Taupier, Chief Attorney  
Re: Yvette Campos; Case No. 2022-032710  
Date: September 26, 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 in 2004.

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.<sup>1</sup>

### *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."

---

<sup>1</sup> This matter was heard by the Florida Gaming Control Commission previously on September 1, 2022.

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.”

Staff Recommendation: 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.

**From:** [Yvette Campos](#)  
**To:** [Stinson, Elizabeth](#)  
**Subject:** Character Letter  
**Date:** Tuesday, September 27, 2022 12:13:23 PM  
**Attachments:** [Characterletter.docx](#)

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**[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 Elizabeth!

Attached is my personal character letter along with a copy of a previous Employee of the Month recognition newsletter. Thank you so much for reaching out and assisting me in this matter.

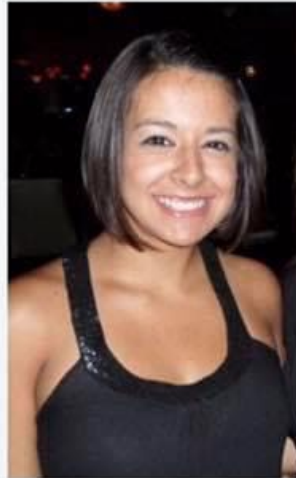
Have a great day and stay safe from this storm!

Sincerely,

Yvette Campos



## Yvette Campos Dual Rate Dealer/Supervisor



Yvette is one of the leaders of our table games team. Her personality and enthusiasm permeate our department and exemplify the type of experience we are trying to create at Victory Casino Cruises. Our players identify her as a dealer they enjoying gaming with and will often seek her out to play at her table. She is always eager to assist when needed, including our post-shift accounting operation. Her vast technical ability carries over to her role as dual-rate supervisor, where she can always be relied on to capably step in when needed. We are all grateful for her efforts, and her recognition is well deserved.

Great Job!

Mr. Touris & peers.



To whom it may concern,

This letter is regarding my application for a pmw individual gaming license. I would like to start by mentioning a few key points that were discussed in your previous meeting. First, it was questioned whether I disclosed my charge with my application. I would like to clear up that not only did I disclose it, but I included a copy of the record from the clerk. Second, I was not aware that petit theft was considered larsony. And, to be quite honest, when I was reading that paper I was thinking of arsony, and I certainly didn't start any fires... so I checked no. Last, I was unaware of the fact that there was a court payment still owed until the investigator asked me about it. I thought I had paid all court and ticket costs owed years ago.

As far as my charge goes, it was almost 2 decades ago and there is nothing I can say that will excuse the poor decisions 19 year old me made. But I would like to give you a little insight into my life then and now. At 17, I moved out of my mother's house and was taken in at a friend's house. I was basically on my own at that point, being that I would graduate from high school shortly after. I was lost, confused, irresponsible and lacked the guidance I needed during that time in my life. I honestly can't say why I did it, but I made a really stupid choice, got caught, was punished and never did it again. My driving record is a mess of snowballs; starting as a traffic citation, turning into a suspended license because I couldn't afford the first ticket, and resulting in driving with my license suspended because I still needed to get myself to and from work, and didn't consider the consequences. My recent revocation happened when my first child was 2 months old. I wouldn't be able to drive again until he was going to kindergarten. 5 years of constantly asking for rides, taking public transportation (with babies), paying for ubers, and riding my bike (during multiple pregnancies). 5 years without this priveledge I took for granted in my youth, right as I was beginning my journey into motherhood. All because I was trying to fix the mess I made for myself years before and somehow ended up making it worse. My son is now 6 1/2 and has 2 little sisters (4yrs & 2yrs). For the last year and a half I have finally had the freedom to drive myself to work and do everyday mom things like take my son to school and take myself grocery shopping.

With this priveledge restored, my next big goal was to become a Poker Dealer. I am the head of my household of 5, and after years of struggling, I want to be able to finally provide a comfortable living doing something I enjoy. I took the course in March and got the job in May. I was so excited to start my new career and to plan a special summer for the kids. But the summer came and went, and here I sit writing you this letter in September. Trying to convince you to reconsider your denial that is based on something I did almost 20 years ago. As mentioned in your meeting, it is not a lifetime ban, nor should it be. I have worked in the casino industry since 2008 in many positions; such as Cocktail Server, High Limit Server, Table Games Dealer and Floor Supervisor. I was also cleared through the Coast Guard to get my Merchant Mariner's Card and work on a casino boat, and even did a 6 month contract on a passenger cruise ship. So you can imagine how disheartening it is to be sitting where I am today. Just a mother of 3 who wants to forget about the stupid things she did as a child so that she can create a better future for her children.

I would like to finish off with a quote from the book *The Four Agreements* by Don Miguel Ruiz. "True justice is paying only once for each mistake. True injustice is paying more than once for each mistake. How many times do we pay for one mistake? The answer is thousands of times. (...) We make a mistake, we judge ourselves, we find ourselves guilty, and we punish ourselves. If justice exists, then that was enough; we don't need to do it again. But every time we remember, we judge ourselves again, we are guilty again, and we punish ourselves again, and again, and again."

Thank you for your time and I ask you to please reconsider your decision in granting me a gaming license.

Sincerely,

Yvette Campos



**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:** 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-Melbourne Greyhound Park, LLC.

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	07/07/2022	A	10	15	Assigned to Investigator	atribble	CAMPOS, YVETTE
	07/12/2022	A	79	435	Telephone		CAMPOS, YVETTE
	07/19/2022	A	79	70	Sent to Director for Review	ddonaldson	CAMPOS, YVETTE
	07/12/2022	A	79	100	Initial Review Conducted		CAMPOS, YVETTE
	07/07/2022	A	79	440	Incoming Correspondence	rmahalinga	CAMPOS, YVETTE
	07/19/2022	R			ddonaldson	icampbell	
	07/19/2022	R			jdillmore	ddonaldson	
	07/07/2022	R			atribble	rmahalinga	

808



**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

<b>Chronology:</b>	<b>Effective Date</b>	<b>Type</b>	<b>Lic Type</b>	<b>Code</b>	<b>Description</b>	<b>Responsible Party</b>	<b>Respondent</b>
	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	

<b>Allegation:</b>	<b>Code</b>	<b>Description</b>
	WAVR	Waiver of Crim. Conv. or Other Offenses

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[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	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>104 Sent to Licensing Section</b>	Status Date	<b>07/19/2022</b>
Complaint #	<b>2022032710</b>	Case Type	<b>CMP - Complaint</b>	Disposition	
Docket#		Respondent	<b>CAMPOS, YVETTE</b>	Responsible	<b>ddonaldson - DONALDSON, DAVID</b>
					<b>Private Case</b>

[Complaint](#) | [Respondent](#) | [Complainant](#) | [Add'l Info](#)

Source	<b>LIC - Licensee</b>	Security Level	<b>1</b>	<input type="checkbox"/>	<a href="#">Parties</a>	<input checked="" type="checkbox"/>	<a href="#">Activities</a>
Form	<b>WALK - Walk-in</b>	Priority		<input checked="" type="checkbox"/>	<a href="#">Allegations</a>	<input type="checkbox"/>	<a href="#">Discipline</a>
Class'n	<b>IIIB - Waivers</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/>	<a href="#">Violations</a>	<input type="checkbox"/>	<a href="#">Compliance</a>
Security	<b>STND - Standard</b>	Incident	<b>06/17/2022</b>	<input type="checkbox"/>	<a href="#">Related</a>	<input checked="" type="checkbox"/>	<a href="#">Disposition</a>
Region	<b>SR - Southern Region</b>	Received	<b>07/05/2022</b>	<input type="checkbox"/>	<a href="#">Inspection</a>		
Reference				<input type="checkbox"/>	<a href="#">Costs</a>		
Entered	<b>07/07/2022</b>	Entered By	<b>rmahalinga</b>	<input type="checkbox"/>	<a href="#">Time Tracking</a>		<a href="#">Auto Assign</a>
Summary	<b>90-DAY DEADLINE: October 10, 2022 ----- / ----- .</b> <b>07/12/2022 - Waiver interview conducted ----- / ----- .</b> <b>176-Melbourne Greyhound Park, LLC.</b>			<input type="checkbox"/>	<a href="#">Attachments</a>		<a href="#">History</a>
Updated	<b>07/19/2022 10:49:58</b>	By	<b>icampbell</b>	<input type="checkbox"/>	<a href="#">Work Notes</a>		<a href="#">Print Report</a>

[Change](#)

[Save](#)

[OK](#)

[Cancel](#)

[Back](#)

[Get Adobe Reader.](#)



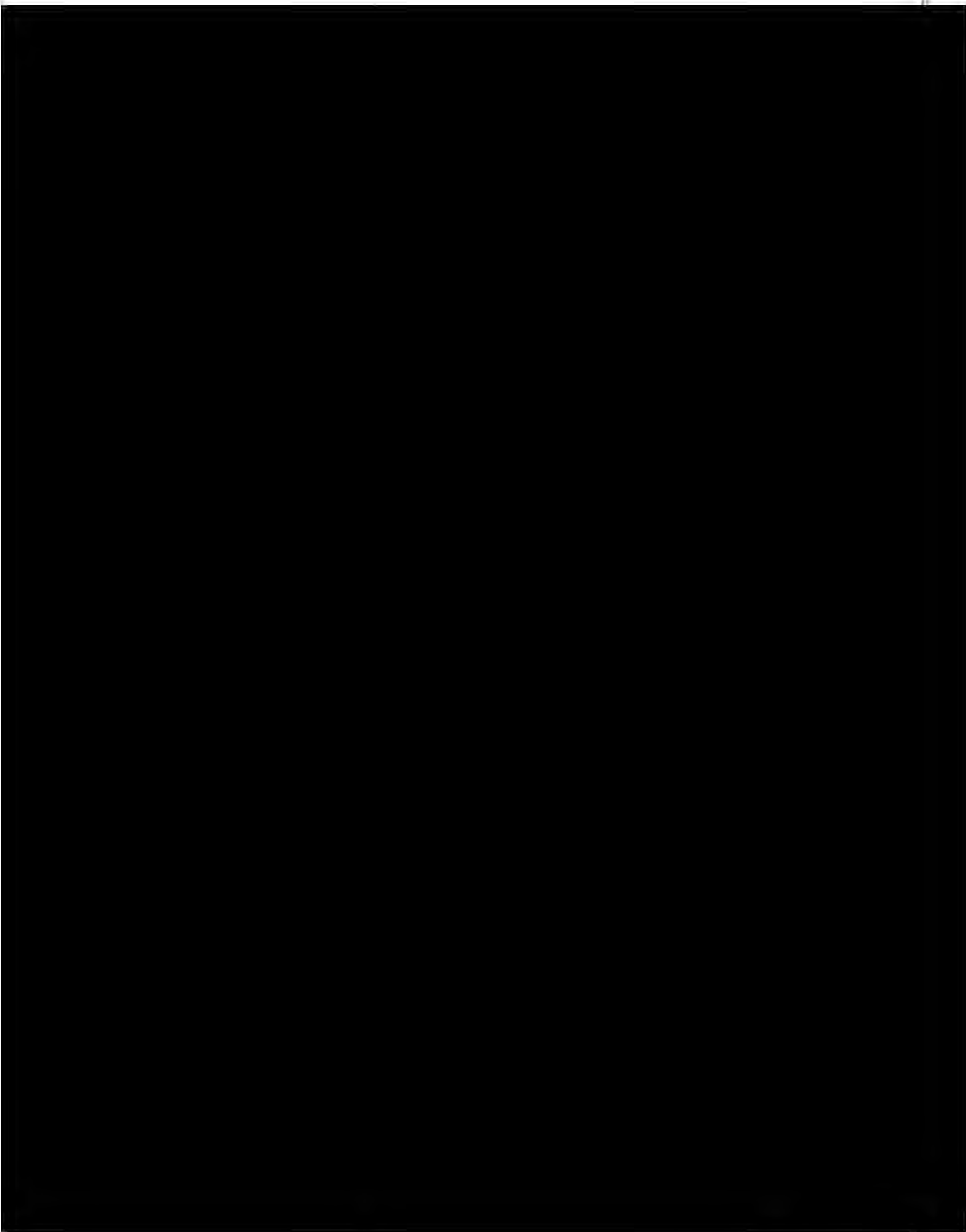
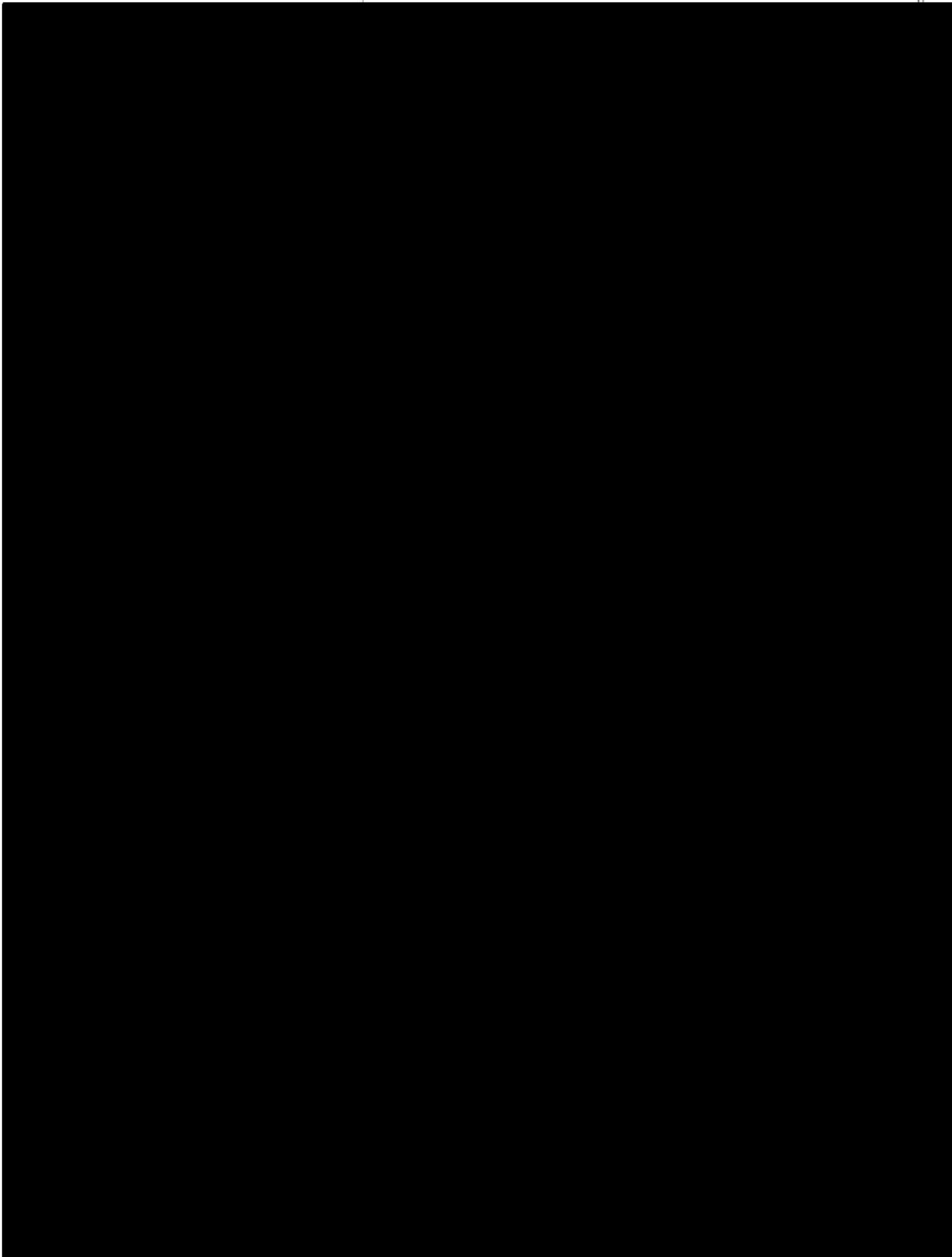
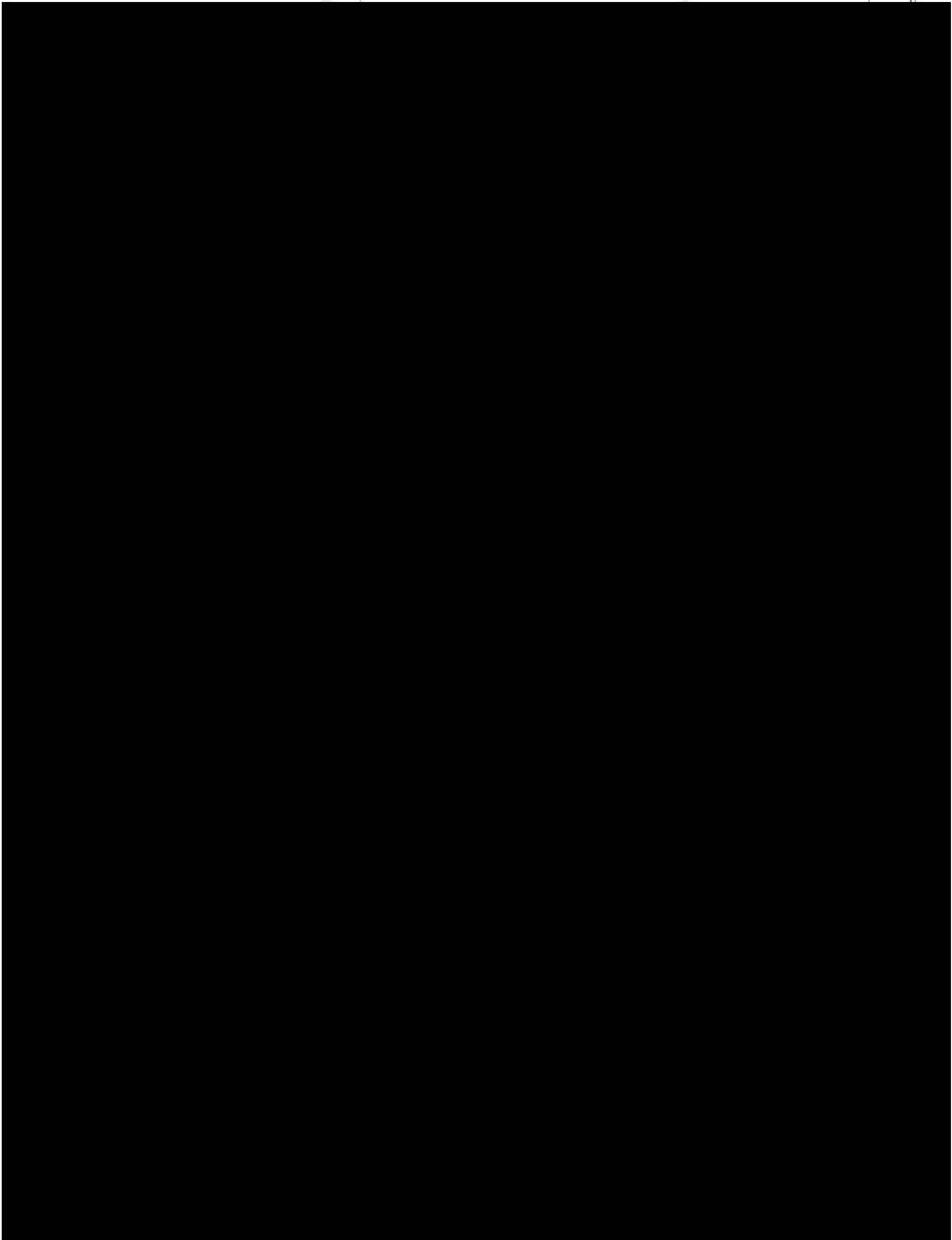


EXHIBIT # 3  
PAGE # 2



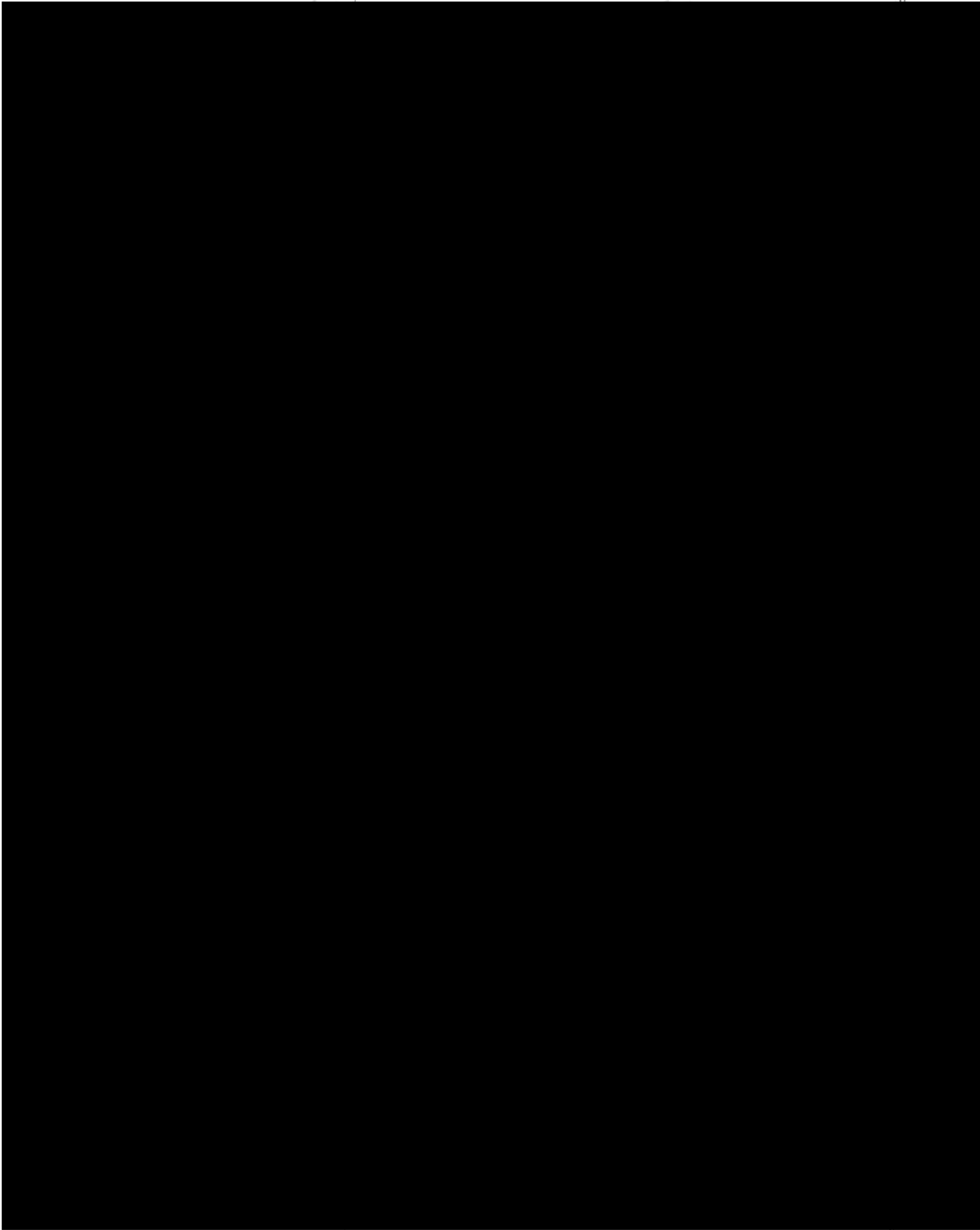
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**PAGE #** 3



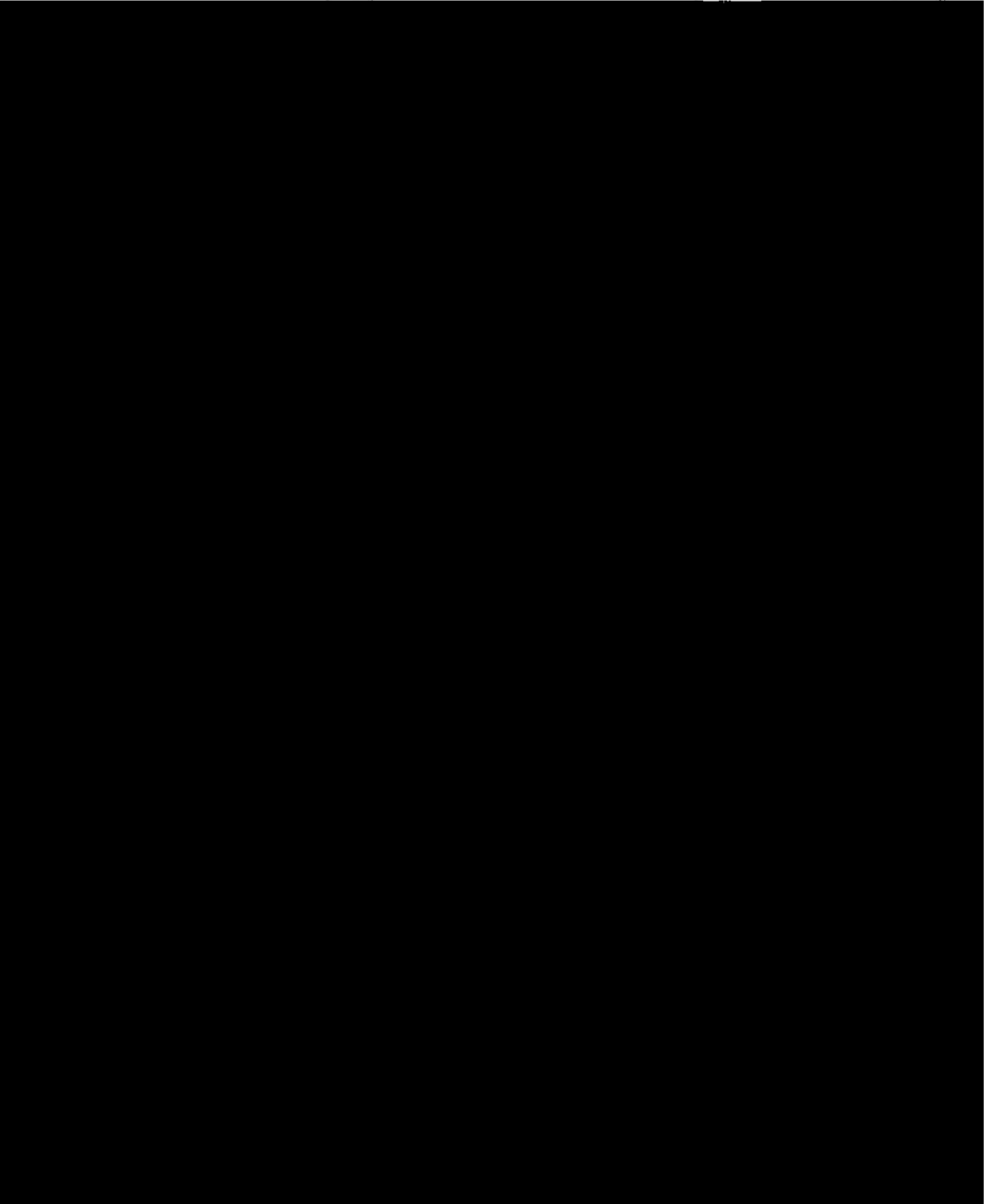


**EXHIBIT #**  
**PAGE #**

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**EXHIBIT # 3**  
**PAGE # 5**



**EXHIBIT #** 3  
**PAGE #** 6

# ROUTING SLIP REQUEST FOR WAIVER

RE: CAMPOS, YVETTE - 13211762  
(APPLICANT'S NAME - LICENSE #)

Case No: 2022 03 2710

1012 - Cardroom Employee Occupational - Dealer  
Occupation Code and Job Title

176 - Melbourne Greyhound  
Facility (d/b/a name)

**90-DAY RESPONSE DEADLINE:**

**OCTOBER 10, 2022**  
(DATE)

---

**Investigations Section:** Reviewed by Steve Kogan S.Kogan 7/19/2022  
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

---

**Licensing Section:** Reviewed by: D. Donaldson 7/19/22 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  No If yes, in what jurisdiction? \_\_\_\_\_

---

**Executive Director:** LT 8/15/22  
(Initial & Date)

Prepare Waiver or  Prepare File for Commission Review

Comments: \_\_\_\_\_

---

## **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.

**ROUTING SLIP**  
**REQUEST FOR WAIVER**

RE: <sup>Campes</sup> CAPMOS, YVETTE - 13211762  
(APPLICANT'S NAME - LICENSE #)

Case No: 2022 03 2710

**90-DAY DEADLINE**

**OCTOBER 10, 2022**  
(DATE)

**Investigations Section:**  
Reviewed by Steve 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.

**Licensing Section:**

Jonathan Dye  
Application Processor

176 - Melbourne Gryh\*  
Facility (d/b/a name)

1012 - Dealer  
Occupation/Job Title

Reviewed by DAVID DONALDSON



7/19/22

(Initial & Date)

*Shelby*  
7/20/22

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes \_\_\_\_\_  
No

**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

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**

Lic Type	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>07/19/2022</b>
Complaint #	<b>2022032710</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>CAMPOS, YVETTE</b>	Responsible	<b>atribble - TRIBBLE, ANDRE</b>	<b>Private Case</b>	

Complaint | Respondent | Complainant | Add'l Info

Source	<b>LIC - Licensee</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	<b>WALK - Walk-in</b>	Priority		<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	<b>IIIB - Waivers</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	<b>STND - Standard</b>	Incident	<b>06/17/2022</b>	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	<b>SR - Southern Region</b>	Received	<b>07/05/2022</b>	<input type="checkbox"/> Inspection	
Reference				<input type="checkbox"/> Costs	
Entered	<b>07/07/2022</b>	Entered By	<b>rmahalinga</b>	<input type="checkbox"/> Time Tracking	Auto Assign
Summary	<b>90-DAY DEADLINE: October 10, 2022 ----- / ----- . 07/12/2022 - Waiver interview conducted ----- / ----- . 176-Melbourne Greyhound Park, LLC.</b>			<input type="checkbox"/> Attachments	History
Updated	<b>07/19/2022 10:48:49</b>	By	<b>icampbell</b>	<input type="checkbox"/> Work Notes	Print Report

12 | Change | Save | OK | Cancel | Back

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CONTINUATION

**CRIMINAL HISTORY**

<b>Arrest 3</b>					
<b>Date of Arrest:</b>		<b>Arresting Agency:</b>			
<b>OFFENSE</b>					
<b>CHARGES</b>	<b>CLASSIFICATION</b>	<b>PLEA</b>	<b>DISPOSITION</b>	<b>CONVICTION DATE</b>	
<b>1</b>					
<b>2</b>					
<b>3</b>					
<b>4</b>					

<b>SENTENCE</b>

<b>Additional Information:</b>
--------------------------------

<b>Arrest 4</b>					
<b>Date of Arrest:</b>		<b>Arresting Agency:</b>			
<b>OFFENSE</b>					
<b>CHARGES</b>	<b>CLASSIFICATION</b>	<b>PLEA</b>	<b>DISPOSITION</b>	<b>CONVICTION DATE</b>	
<b>1</b>					
<b>2</b>					
<b>3</b>					
<b>4</b>					

<b>SENTENCE</b>

<b>Additional Information:</b>
--------------------------------

CONTINUATION

**ADDITIONAL LICENSES**

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

<b>1. License Type:</b>				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

<b>2. License Type:</b>				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

<b>3. License Type:</b>				
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

<b>4. License Type:</b>				
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

CONTINUATION

**WAIVER INTERVIEW**

	<b>YES</b>	<b>NO</b>
Was a Waiver Interview Conducted?	<b>X</b>	
Date of Interview: July 12, 2022	Location of Interview: Telephonic Interview	
	<b>YES</b>	<b>NO</b>
Was the applicant cooperative?	<b>X</b>	
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.

CONTINUATION

**CONCLUSION:**

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.**

CONTINUATION

TABLE OF CONTENTS

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- II. INVESTIGATIVE REPORT .....2
- III. EXHIBITS
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  - 2. Legal Documents ..... 1-4
  - 3. Rap Sheet ..... 1-6
  - 4. Supporting Docs: ARCI / Def. Letter / Other .....1-4



**EXHIBIT # /**  
**PAGE # / 827**







- Yes  
 No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
- Yes  
 No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or not a contender to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
6/24/04	Broward	FL	Theft / To Drive	Misdemeanor	Fine & Costs
5/30/12	Broward	FL	Reckless Driving	Traffic Criminal	Fine & Costs
7/1/16	Brevard	FL	Driving w/ Lic. Expired	Misdemeanor	Served time

- Yes  
 No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.
- Yes  
 No In any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

RECEIVED  
DIVISION OF  
PARI-MUTUEL WAGERING  
JUN 13 3 PM '22

**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 663, 664; and Sections 409.2577, 409.2588, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for license identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or not a contender to any disqualifying offense, regardless of adjudication.

  
Signature of Applicant

5/25/22  
Date

EXHIBIT # 4  
PAGE #

010-6/17/22

Yes  
 No

Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving injury, battery, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes  
 No

Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	IMPRISONMENT OR FINE/ORY	REMARKS
1/24/04	Brevard	FL	Theft/1st Degree	Misdemeanor	Fine & Costs
5/30/12	Brevard	FL	Reckless Driving	1st Degree Misdemeanor	Fine & Costs
7/1/16	Brevard	FL	Driving While License Revoked	1st Degree Misdemeanor	Served time

Yes  
 No

Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of license revocation or denial and explain why.

Yes  
 No

In any racing or gaming license you hold currently suspended or subject to other discipline, such as an annual fine? If yes, you must list the state(s) or jurisdiction(s) of license and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

RECEIVED  
JUN -3 PM  
DIVISION OF  
MUTUEL WAG  
2022

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, Section 653, 654; and Sections 400.2577, 400.2585, and 500.75, Florida Statutes. Social Security numbers are used to allow efficient processing of applications and licenses by a Title IV-D child support agency to ensure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for license identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act, 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Post-Market Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of screening 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 credit notifications and that I am entitled to challenge the accuracy and completeness of my 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. 943.085 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 Department's Privacy Policy 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 500.75, 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 Post-Market 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] 5/25/22  
Date





Licensing Administrator Review – PMW Occupational License

RE: CAMPOS, YVETTE- 13211762  
(APPLICANT'S NAME- LICENSE #)

Case No: 2022 03 2710

INITIAL APPLICATION RECEIVED:	5/27/2022
COMPLETE APPLICATION RECEIVED:	6/30/2022
<b>90-DAY DEADLINE:</b>	<b>9/28/2022</b>

Jonathan Dye  
Application Processor

176 - Melbourne Gryhn  
Facility (d/b/a name)

1012- DEAL - Dealer  
Occupation/Job Title


Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review					
Conviction					
Did the application accurately reflect the Criminal History Record? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					
<input type="checkbox"/> Felony : Count(s)					
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking					
<input type="checkbox"/> Animal Cruelty					
<input checked="" type="checkbox"/> Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)					
Comments:					
Arrest Date	Location	Charge	Level	Court Case #	Disposition
06/08/2004	Broward County, FL	Petit Theft- Theft to Deprive	M	062004MM001656A88 0	Adjudication Withheld

Disposition Unknown					
<input type="checkbox"/> Felony Arrest(s) :					
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking					
<input type="checkbox"/> Animal Cruelty					
Comments:					

Enforcement/Jurisdiction Offenses					
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.					
Comments:					

Related Licenses					
<b>Check VR License Relations to Determine if Applicant is Related to a Business.</b>					
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.					
Business License Number:			Business Name:		
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>					
Date Deficiency Letter Issued:			Initials:		
Comments:					

Licensing Administrator Review					
Disposition Confirmation					
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Approval <input type="checkbox"/>					
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Director			Initials: 		
Comments: 7/5/22					

LICENSER



Licensee  
Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: campos
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------

835  
7/19/22



Issue Date	Charge(s)	Detail	Status
12/27/2004	1	<b>Warrant# 04001656MM30A041227CAP041227 (InActive)</b> 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: 1

Posted Date	Charge(s)	Detail	Status
01/12/2005	1	<b>Bond# 02320663 (Active)</b> Bond Type: Cash Bond Bond Amount: \$300.00	01/12/2005 POSTED

**- Arrest(s)** Total: 1

Arrest Date	Charge	Arrest Number	Detail
01/12/2005	1	MJ05000154	<b>Arrest</b> 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: 1

Offense Date	Charge	Disposition(s)
06/08/2004	1	<b>Plea(s)</b> 07/13/2004 Plea Arraignment Guilty  <b>Disposition(s)</b> 07/13/2004 Disposition Adjudication Withheld  <b>Sentence(s)</b> 07/13/2004 Sentence (Judicial Officer(s): Shutter, Steven G)



- 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
01/19/2005	1		\$300.00	\$300.00	\$0.00	\$300.00	-	\$0.00	12/22/2004	\$300.00

- Event(s) & Document(s)

Total: 9

Date	Description	Additional Text	View	Pages
12/20/2006	<b>No Capias/Send To Collection Agency</b>			
12/01/2006	<b>File Request</b>	Def Req A Payment Plan/ Corrospnd With Def To Appear At The Front Rm 232 To Go On A Payment Plan		
12/01/2006	<b>Paperwork Sent To Central</b>	Deft Rqst Pymt Plan		
01/12/2005	<b>Capias Served</b>	Count(s):< 001 >		
01/01/2005	<b>Fail To Pay Fine Notice</b>	\$300.00 Due 041222 Hrg		
12/27/2004	<b>Capias Issued</b>	Count(s):< 001 >		
10/22/2004	<b>Hrg Held / Defendants Failure To Pay Fine</b>	Redef Till 122204 Or Capias \$300		
09/23/2004	<b>Fail To Pay Fine Notice</b>	\$300.00 Due 040913 Hrg 041022 0930 0240		
07/13/2004	<b>Arraignment Held</b>			

- Hearing(s)

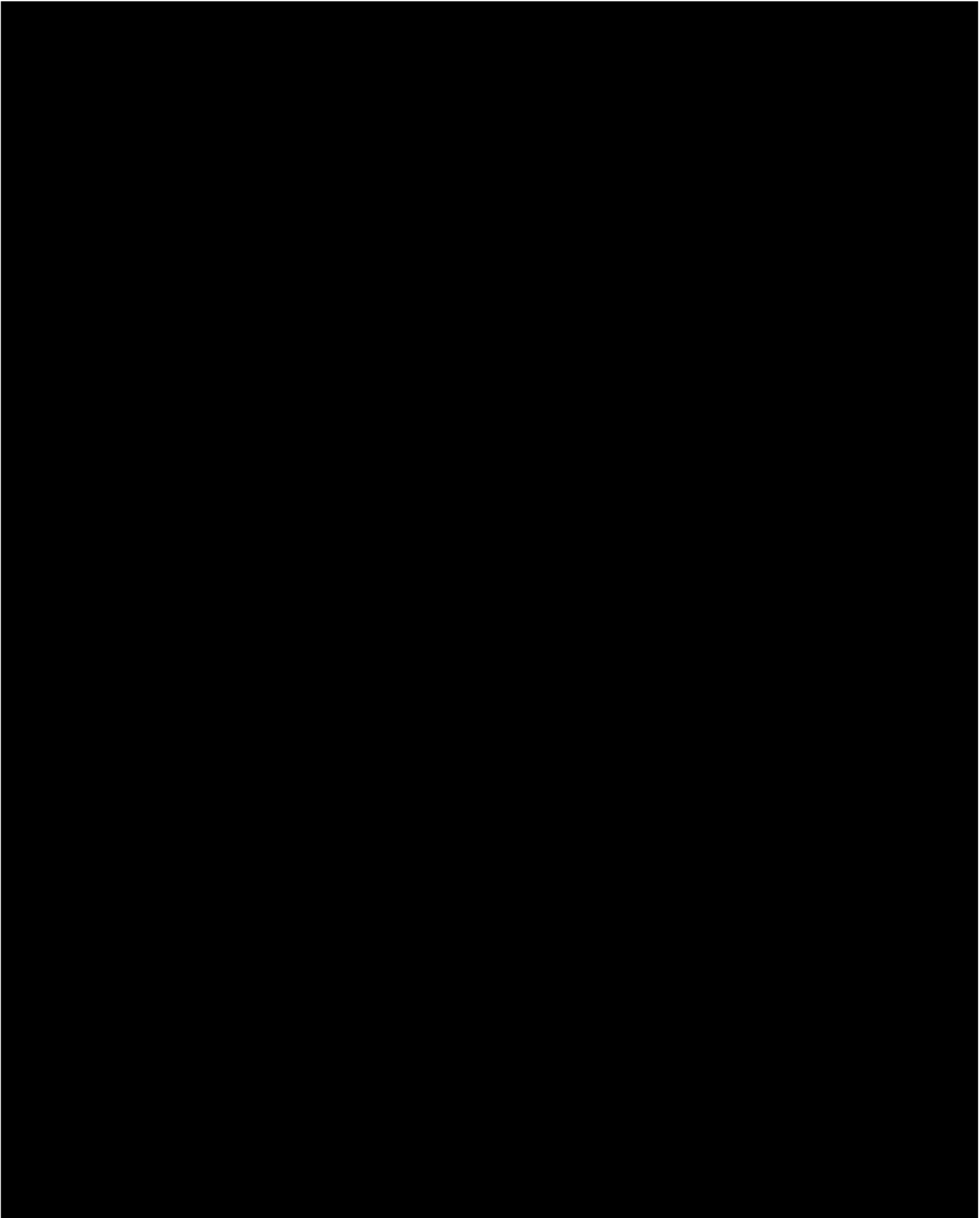
Total: 1

Date	Description	Additional Text
11/28/2006	<b>Hearing/Open Collection</b>	Hearing Time: 8:00 AM Judicial Officer(s):null Location: null <i>Div:CO Judge:CO Room:CO</i>

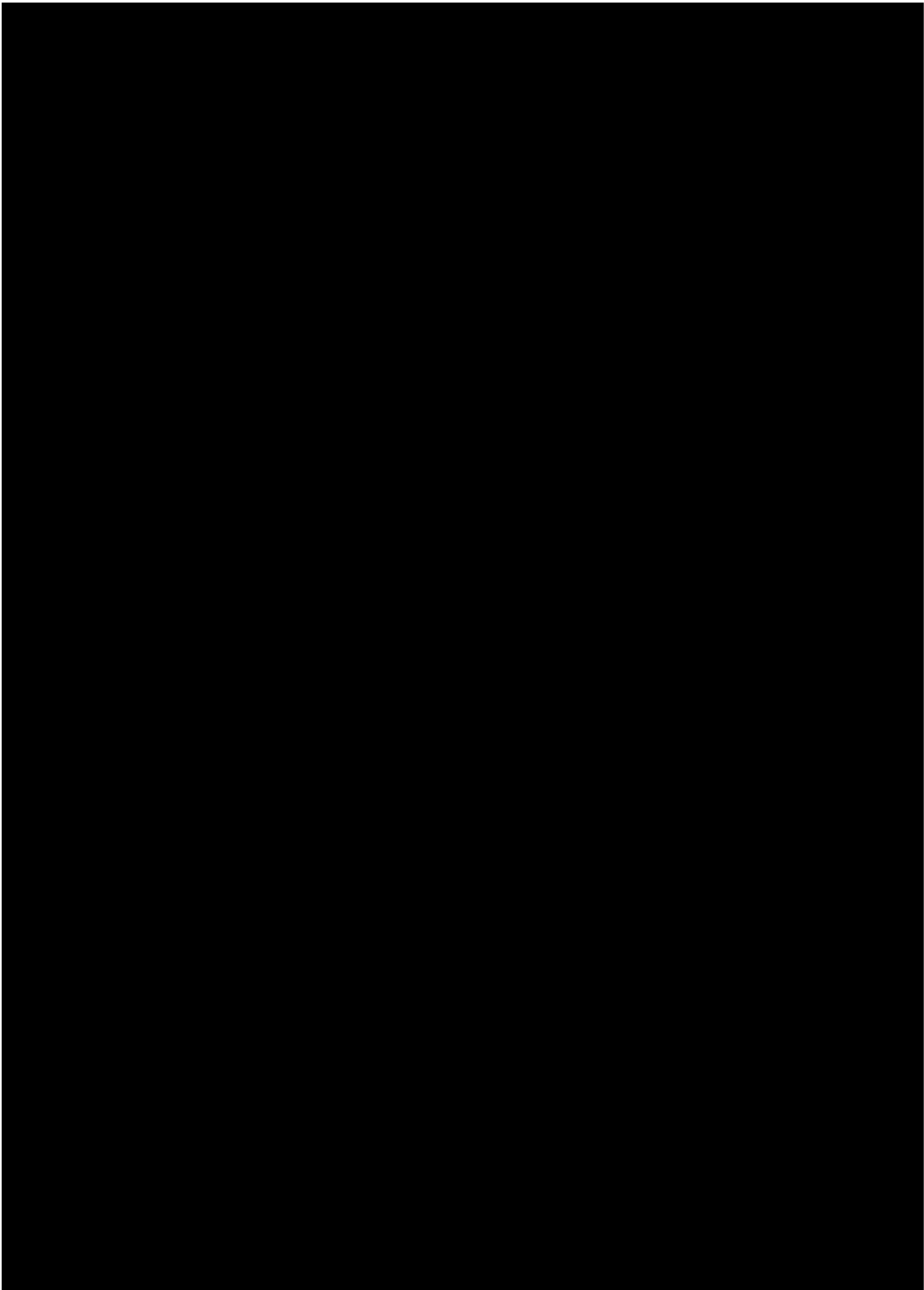
- Related Case(s)

Total: 0

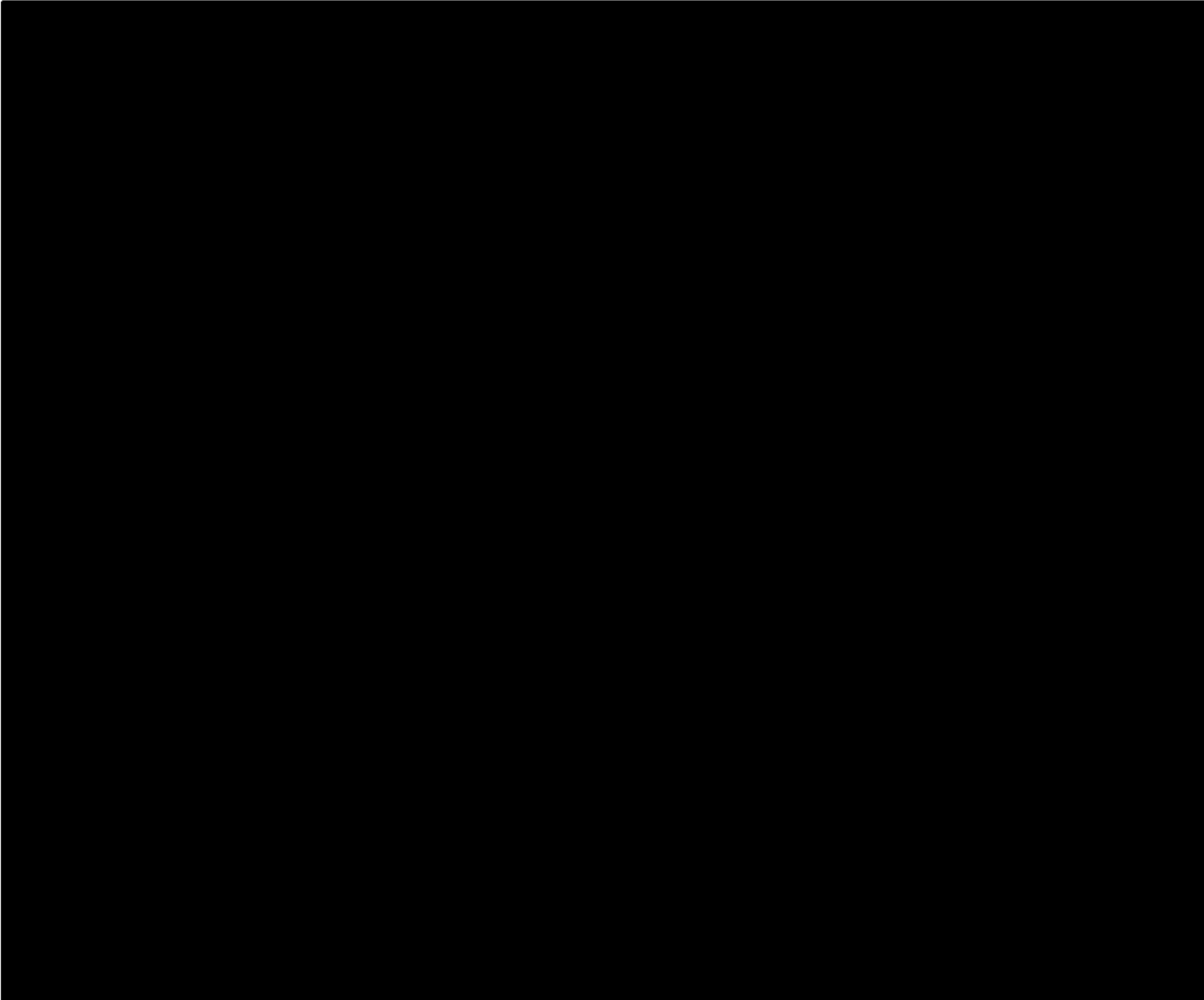
There is no related case information available for this case.



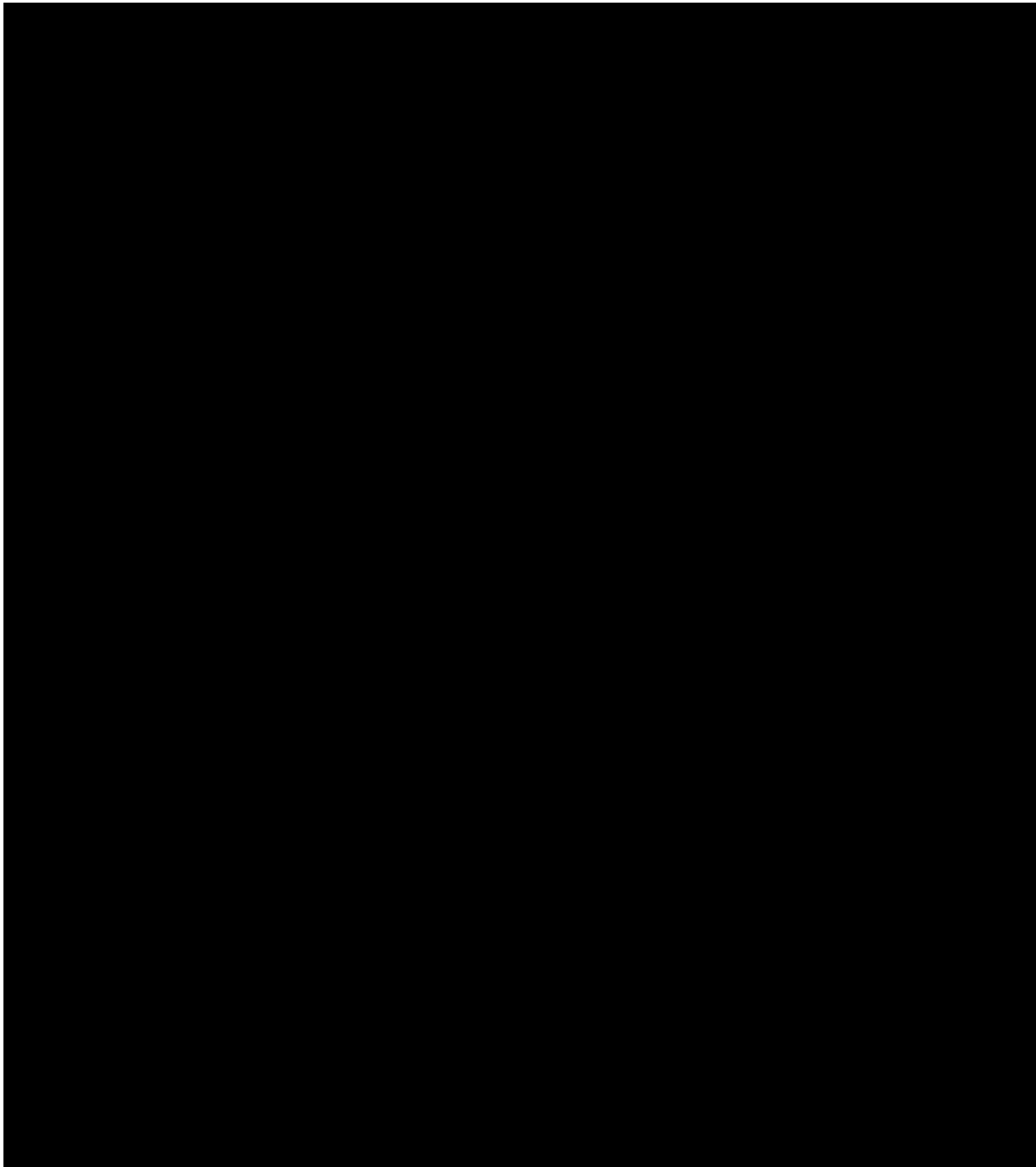
7/9/22



7/19/22

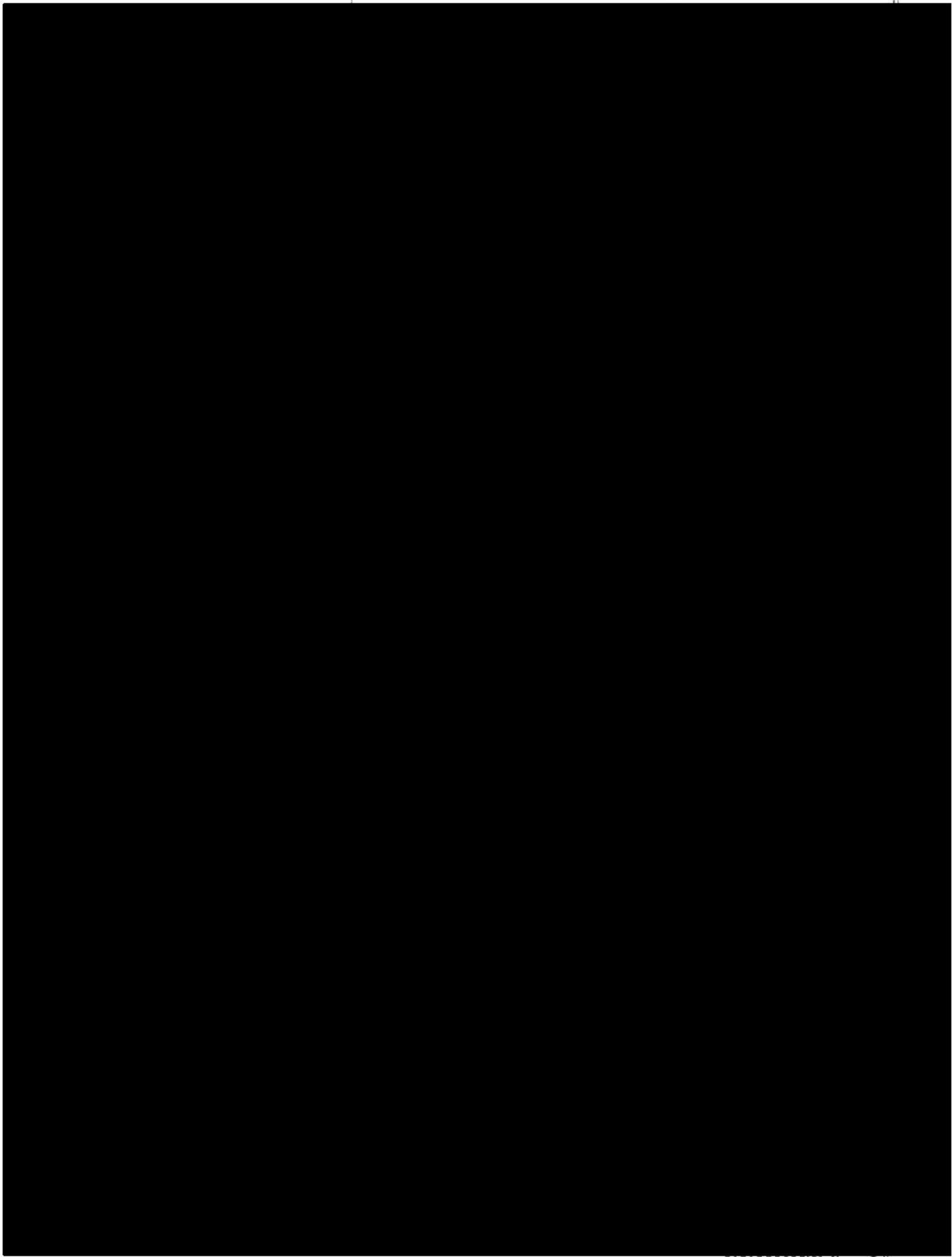


*SP*  
*1/19/22*



*[Handwritten signature]*  
7/19/22

**EXHIBIT #** 2  
**PAGE #** 1







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, 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**

Division of Pari-Mutuel Wagering – 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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LICENSEE



Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name: yvette
Middle Name:
Last Name: campos
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 #** 4  
**PAGE #** 1

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.**

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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

Licensing Administrator Review – PMW Occupational License

RE: **CAMPOS, YVETTE- 13211762**  
(APPLICANT'S NAME- LICENSE #)

Case No: \_\_\_\_\_

INITIAL APPLICATION RECEIVED:	5/27/2022
COMPLETE APPLICATION RECEIVED:	6/30/2022
<b>90-DAY DEADLINE:</b>	<b>9/28/2022</b>

**Jonathan Dye**  
Application Processor

**176 - Melbourne Gryhn**  
Facility (d/b/a name)

**1012- DEAL - Dealer**  
Occupation/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority, under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review					
Conviction					
Did the application accurately reflect the Criminal History Record? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					
<input type="checkbox"/> Felony : Count(s)					
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking					
<input type="checkbox"/> Animal Cruelty					
<input checked="" type="checkbox"/> Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)					
Comments:					
Arrest Date	Location	Charge	Level	Court Case #	Disposition
06/08/2004	Broward County, FL	Petit Theft- Theft to Deprive	M	062004MM001656A88	Adjudication Withheld
				10	

Disposition-Unknown					
<input type="checkbox"/> Felony Arrest(s) :					
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking					
<input type="checkbox"/> Animal Cruelty					
Comments:					

Enforcement/Jurisdiction Offenses	
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.	
Comments:	

Related Licenses	
<b>Check VR License Relations to Determine if Applicant is Related to a Business.</b>	
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.	
Business License Number:	Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Date Deficiency Letter Issued:	Initials:
Comments:	

Licensing Administrator Review			
Disposition Confirmation			
Disqualifying Convictions/Arrests Confirmed?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	<input type="checkbox"/> Approval
Forward to	<input checked="" type="checkbox"/> Investigations	<input type="checkbox"/> Legal	<input type="checkbox"/> Director
Initials:			7/5/02
Comments:			

## 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**

Division of Pari-Mutuel Wagering – 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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**EXHIBIT #**  
**PAGE #**

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Marc Taupier, Chief Attorney  
Re: Roy William Bennett; Case No. 2022-033244  
Date: September 26, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks to deny Roy William Bennett's ("Applicant") application for a Pari-Mutuel Wagering General Individual Occupational License. Applicant applied for a Pari-Mutuel Wagering General Individual Occupational License on May 26, 2022, and applied for a waiver of his 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 26, 2022, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Pari-Mutuel Wagering General Individual Occupational License. Upon review of the completed application, it appears that Applicant was convicted of a felony in the state of Florida. Specifically, the Applicant was convicted of Possession of Cocaine in 2010.

Applicant applied for a waiver of the felony conviction and a waiver interview was subsequently scheduled. On July 27 and August 11, 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 September 13, 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.”



Staff Recommendation: 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.

**ROUTING SLIP  
REQUEST FOR WAIVER**

RE: BENNETT, ROY WILLIAM – 13210372  
(APPLICANT'S NAME – LICENSE #)

Case No: 2022 03 3244

1022 – Security Guard  
Occupation Code and Job Title

Gulfstream Park  
Facility (d/b/a name)

**90-DAY RESPONSE DEADLINE:**

**NOVEMBER 9, 2022**  
(DATE)

**Investigations Section:**

Reviewed by Bradford D. Jones for  
Steven E. Kogan

*BDJ* August 23, 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: DD 08/25/2022  
(Initial & Date)

*glucks 8/26/22*  
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or  No If yes, in what jurisdiction? \* Applicant has unpaid court cost Miami Dade

**Executive Director:** LT 9/13/22  
(Initial & Date)

Prepare Waiver or  Prepare File for Commission Review

Comments: \_\_\_\_\_

**Investigative Findings:**

January 1, 1990      Millersville Police Department Millersville, MD. – Manufacturing [Controlled Substance] with Intent to Distribute – Felony – Unlawful Possession of Controlled Dangerous Substance – Misdemeanor – Convicted upon a plea of Guilty to the Possession charge and sentenced on August 24, 1990 to 12 months in Jail (Suspended) and 50 hours of Community Service. –

May 30, 1992      Howard County Police Department Ellicott, MD. – Residential Burglary – Felony – Simple Assault – Misdemeanor – Convicted upon a plea of Guilty to the Assault charge and sentenced on January 12, 1994 to 3 years in Prison (Suspended) 2 years of Probation and a \$50.00 dollar Fine. – Applicant was found not guilty of the Felony charge.

\*Please attach Routing Slip to front of case file

# ROUTING SLIP REQUEST FOR WAIVER

RE: BENNETT, ROY WILLIAM – 13210372  
(APPLICANT'S NAME – LICENSE #)

Case No: 2022 03 3244

- July 1, 2002            Howard County Police Department Ellicott, MD. – Assault 2<sup>nd</sup> Degree – Misdemeanor – Convicted upon a plea of Guilty and sentenced on October 30, 2002 to 5 years in Prison with 4 Years, 9 Days Suspended and 66 Days credit for time served. - Costs/Fines of \$55.
- September 16, 2010    Miami Dade Police Department, FL. – Purchase of Cocaine – Possession of Cocaine – Felonies – Convicted upon a plea of Guilty to the Possession charge and sentenced on October 18, 2010 to 2 days in County Jail, and \$733.00 in Court costs and Fines of which \$283.00 remains unpaid. – The Cocaine Purchase charge was not prosecuted.
- September 27, 2010    Miami Dade Police Department, FL. – Possession of Cocaine – Attempted Tampering with Evidence – Alteration/Destruction of Evidence - Felonies – Matter was consolidated with the September 16, 2010 arrest. - Convicted upon a plea of Guilty to the Possession charge and sentenced on October 27, 2010 to 2 days in County Jail, and \$733.00 in Court costs and Fines of which \$283.00 remains unpaid. – The remaining charges were not prosecuted.
- June 5, 2011            Miami Dade Police Department, FL. – Aggravated Assault- Domestic Violence – Aggravated Battery-[Victim] Pregnant – Aggravated Assault-Deadly Weapon - Felonies – All charges were dismissed on June 22, 2011 following a June 6, 2001 Court Order releasing the Applicant into the custody of a medical crisis intervention facility.
- June 3, 2014            Miami Dade Police Department, FL. – Aggravated Battery-(Strangulation) Domestic Violence – Felony – Battery – Misdemeanor – Adjudicated Guilty on the Battery charge and sentenced on November 19, 2014 to 30 Days in County Jail, 12 months' Probation, and \$553.00 in Court costs and Fines all of which have paid. The Felony charge was not prosecuted.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**  
**WAIVER INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>Southern</b>	Date of Complaint: <b>July 11, 2022</b>	Case Number: <b>2022 03 3244</b>
-----------------------	----------------------------	--	-------------------------------------

Respondent: <b>BENNETT, ROY WILLIAM</b> 2811 NE 185 STREET #802 AVENTURA, FLORIDA 33180	Complainant: <b>DIVISION OF PARI-MUTUEL WAGERING</b> <b>OFFICE OF INVESTIGATIONS</b> 1400 W. COMMERCIAL BLVD. SUITE 165 FORT LAUDERDALE, FLORIDA 33309
--	--

License # and Type: <b>13210372/1022</b>	Profession: <b>Security Guard</b>	Report Date: <b>August 22, 2022</b>
---	--------------------------------------	--

Period of Investigation: <b>July 11, 2022 - August 22, 2022</b>	Type of Report: <b>FINAL</b>
--	---------------------------------


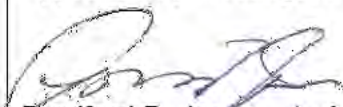
**Basis of Investigation:** This investigation is based upon submission of **BENNETT'S** Online Florida Pari-Mutuel Application dated May 26, 2022 and his Waiver Request Form, which he signed on July 1, 2022.

On his application, **BENNETT** answered "Yes" to the questions concerning prior criminal convictions. He noted six (6) different misdemeanor and felony arrests occurring between September of 2010 and June of 2014 all of which occurred in Miami-Dade County.

As confirmed per his FDLE Criminal History Report (**EXHIBIT #2**), **BENNETT'S** Florida felony convictions consist of a October 27, 2010 conviction for Cocaine Possession, stemming from a September 16, 2010 **AND** a September 27, 2010 arrest. Additionally the Report notes that **BENNETT** was also arrested on June 3, 2014 and charged with Felony Battery Domestic By Strangulation; that charge was ultimately reduced to a Misdemeanor Battery for which he was convicted on November 18, 2014.

The FDLE Report also reveals that **BENNETT** has been the subject of eight (8) different arrests that occurred in jurisdictions within the state of Maryland. In summary they include a December, 1989 arrest for two counts of Battery, January **AND** August, 1990 narcotics arrests, a May 1992 arrest for Residential Burglary, a January, 1994 arrest for Breaking & Entering [of a residence] and Battery, a July, 1993 Aggravated Assault arrest, along with June **AND** August, 2002 2<sup>nd</sup> Degree Assault arrests. **BENNETT** failed to note any of the Maryland arrests/convictions on his application.

Application(s) and Request for Waiver are attached herein and as assigned (**EXHIBIT #1**).

Investigations Specialist II / Date August 22, 2022   Lisa Vila/	Approved by Investigator Supervisor / Date   Bradford D. Jones / August 25, 2022
--	---

Chief of Investigations / Date   Bradford D. Jones for Steven E. Kogan / August 25, 2022
---

CONTINUATION

**CRIMINAL HISTORY** **FLORIDA**

**Arrest 1**

<b>Date of Arrest:</b> 09/16/2010		<b>Arresting Agency:</b> Miami Dade Police Department			
<b>OFFENSE</b>					
Charge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Cocaine Purchase	Felony 2nd degree		Dropped	10/18/2010
2	Cocaine Possession	Felony 3 <sup>rd</sup> degree	Guilty	Guilty	10/27/2010
3					
4					

**SENTENCE**

Prosecution consolidated with 9/27/10 arrest/ 2 days County jail/\$733.00 in Court costs/Fines of which \$283.00 remains unpaid.

**Arrest 2**

<b>Date of Arrest:</b> 09/27/2010		<b>Arresting Agency:</b> Miami Dade Police Department			
<b>OFFENSE</b>					
Charge(s)		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Driving While License Suspended	Traffic	Not Guilty	Nolle Pros	N/A
2	Cocaine Possession	Felony 3 <sup>rd</sup> degree	Guilty	Guilty	10/27/2010
3	Tampering with Physical Evidence	Felony 3 <sup>rd</sup> degree		Dropped	10/27/2010
4	Alter Destroy Conceal Evidence	Felony 3 <sup>rd</sup> degree		Dropped	10/27/2010

**SENTENCE**

Prosecutor consolidated with 9/16/10 arrest.

CONTINUATION

**CRIMINAL HISTORY** **FLORIDA** (Continued)

Arrest 3					
<b>Date of Arrest:</b> 06/05/2011		<b>Arresting Agency:</b> Miami Dade Police Department			
OFFENSE					
Charge(s)	CLASSIFICATION	PLEA	DISPOSITION	DATE	
1	Aggravated Assault- Domestic Violence	Felony 3rd degree	Not Guilty	Dropped	06/22/2011
2	Aggravated Battery-Pregnant	Felony 2nd degree	Not Guilty	Dismissed	02/07/2012
3	Aggravated Assault-Deadly Weapon	Felony 3rd degree	Not Guilty	Dismissed	06/22/2011
4					

SENTENCE	
All charges were dismissed on June 22, 2011 following a June 6, 2001 Court Order releasing the Applicant into the custody of a medical crisis intervention facility.	

Arrest 4					
<b>Date of Arrest:</b> 06/03/2014		<b>Arresting Agency:</b> Miami Dade Police Department			
OFFENSE					
Charge(s)	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Aggravated Battery-(Strangulation) Domestic Violence	Felony 2nd degree	N/A	Nolle Pros	11/18/2014
2	Battery	Misdemeanor	Guilty	Adj. Guilty	11/19/2014
3					
4					

SENTENCE	
30 Days County Jail/ Probation (12 months)/\$553.00 Court costs/Fines all of which have been paid.	

CONTINUATION

**CRIMINAL HISTORY MARYLAND**

Arrest 5					
<b>Date of Arrest:</b> 01/29/1990		<b>Arresting Agency:</b> Millersville Police Department Millersville, Maryland			
OFFENSE					
Charge(s)	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1 Manufacturing Intent to Distribute	Felony	Unk	No verdict	08/24/1990	
2 Unlawful Possession CDS	Misdemeanor		Guilty	08/24/1990	
3					
SENTENCE					
12 Months Jail (Suspended) "Net totals fine" & CWS 50 Hours.					

Arrest 6					
<b>Date of Arrest:</b> 05/30/1992		<b>Arresting Agency:</b> Howard County Police Department Ellicott City, Maryland			
OFFENSE					
Charge(s)	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1 Burglary Residential	Felony	Not Guilty	Not Guilty	01/12/1994	
2 Simple Assault	Misdemeanor	Not Guilty	Guilty	01/12/1994	
3					
4					

SENTENCE					
Prison 3 Years (Suspended) / 2 years of Probation, costs /Fines \$50.00 / No Drugs/Alcohol, AA twice a week, random urinalysis.					

Arrest 7					
<b>Date of Arrest:</b> 07/01/2002		<b>Arresting Agency:</b> Howard County Police Department Ellicott City, Maryland			
OFFENSE					
Charge(s)	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1 Assault 2 <sup>nd</sup> Degree	Misdemeanor	Guilty	Guilty	10/30/2002	
2					
3					
4					

SENTENCE					
Prison 5 Years with 4 Years – 9 Days Suspended and 66 Days Credit for time served. Costs/Fines \$55.00 - Abstain alcohol and abusive use of any drug, No contact with Victim. Probation end date 11/26/2005.					

CONTINUATION

**ADDITIONAL LICENSES**

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

<b>1. License Type:</b>			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
<b>2. License Type:</b>			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

<b>3. License Type:</b>			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

<b>4. License Type:</b>			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			



CONTINUATION

**WAIVER INTERVIEW**

	<b>YES</b>	<b>NO</b>
Was a Waiver Interview Conducted?	<b>X</b>	
Date of Interviews: July 27, 2022, August 11, 2022	Location of Interview: Telephone	
	<b>YES</b>	<b>NO</b>
Was the applicant cooperative?		<b>X</b>
<b>Additional Comments:</b> Applicant provided terse, abrupt responses to questions.		

**SUMMARY OF INTERVIEW:**

After a few contact attempts with negative results, **BENNETT’S** waiver interview was conducted via telephone on July 27, 2022. I introduced myself to him and explained the nature of my call; **BENNETT** provided the following information.

**BENNETT** was asked about his criminal history; he stated that he was arrested for a felony cocaine possession charge (Arrest #1) in Miami but did not recall any details surrounding his arrest. He insisted that he had already provided the information on his application and was curt in his responses when questioned.

**BENNETT** also stated he spent **25 days in County jail**, for a Domestic Violence related, felony battery charge in 2011 (Arrest #4). **BENNETT** further explained he requested his attorney to change his plea to guilty, allowing him to be released. Court records reflect a 30 Day County Jail sentence along with 12 months’ Probation and \$553.00 in Court costs and Fines.

On August 11, 2022 **BENNETT** was again contacted to discuss his arrests from Ellicott City, and Millersville, Maryland. During the second interview, **BENNETT** advised he was arrested in 1992 for a domestic-related burglary in Maryland and a simple assault with his then-girlfriend (Arrest #6).

As to the results on his record from Millersville, Maryland on January 29, (Arrest #5) August 8, 1990, and January 16, 1991, (Warrant arrests listed on his FDLE Report) **BENNETT** asserted that he has never resided or spent time in Millersville; therefore he had no recollection of the arrests. He also claimed his record search often yields results for incorrect charges and other individuals with the same name.

**BENNETT** is not currently employed and is requesting his waiver be granted so he can obtain work as a Security Guard at Gulfstream Park. **BENNETT** further stated that he has not had any encounters with law enforcement since his last arrest in Florida.

On July 28, 2022, I spoke to Gulfstream Park, Human Resources, Minerva Jean-Mary, who verified **BENNETT** was offered a conditional job opportunity providing he was able to obtain his license.

## CONTINUATION

**CONCLUSION:**

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against applicant **BENNETT**. Over the course of two Waiver Interviews made necessary due to his multiple arrests and convictions, **BENNETT** provided limited information and explanation concerning his criminal history. He has \$283.00 in unpaid Court costs/Fines from his October 18, 2010 conviction in Miami-Dade County (Arrest #1).

**Case Status: Closed by Investigations; forward to Licensing.**

CONTINUATION

**TABLE OF CONTENTS**

- I. INVESTIGATIVE REPORT COVERSHEET .....1
- II. INVESTIGATIVE REPORT .....1
- III. EXHIBITS
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  - 2. Rap Sheet/ CCIS.....1-23
  - 3. Deficiency Letter / Arrest Reports / ARCI.....1-54

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](#)

Lic Type	<b>1022 - Pari-Mutuel General Individual Occupational</b>	Status	<b>90 Closed</b>	Status Date	<b>08/25/2022</b>
Complaint #	<b>2022033244</b>	Case Type	<b>CMP Complaint</b>	Disposition	
Docket#		Re pondent	<b>BENNETT, ROY WILLIAM</b>	Re pon ible	<b>bjones - JONES, BRADFORD</b>
					<b>Private Ca e</b>

Complaint	Re pondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	<b>LIC - Licensee</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	<b>WALK - Walk-in</b>	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	<b>IIIB - Waivers</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/>	Violation	<input type="checkbox"/>	Compliance
Security	<b>STND - Standard</b>	Incident	<b>07/01/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	<b>SR - Southern Region</b>	Received	<b>07/07/2022</b>	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	<b>07/11/2022</b>	Entered By	<b>rmahalinga</b>	<input type="checkbox"/>	Time Tracking		<a href="#">Auto Assign</a>
Summary	<b>321-Gulfstream Park Racing Association, Inc.</b>			<input type="checkbox"/>	Attachments		<a href="#">History</a>
Updated	<b>08/25/2022 14:20:00</b>	By	<b>icampbell</b>	<input type="checkbox"/>	Work Notes		<a href="#">Print Report</a>

<b>45</b>	<a href="#">Change</a>	<a href="#">Save</a>	<a href="#">OK</a>	<a href="#">Cancel</a>	<a href="#">Back</a>
-----------	------------------------	----------------------	--------------------	------------------------	----------------------

[Get Adobe Reader.](#)







BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

- Yes  No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
- Yes  No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
13 JUNE 14	DADE	FL	BATTERY	MISDEMEANOR	30 DAY PROBATION
24 APR 18	DADE	FL	DRIVING WHILE LICENSE SUSPENDED		FINE
6 JUNE 11	DADE	FL	BATTERY	MISDEMEANOR	DISMISSED
27 SEPT 00	DADE	FL	POSSESSION OF FIREARMS		FINE

- Yes  No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.
- Yes  No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

RECEIVED  
 DIVISION OF  
 PARI-MUTUEL WAGERING  
 JUN - 1 2022  
 11:41 AM

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

*[Handwritten Signature]*  
 Signature of Applicant

5/26/22  
 Date



		County	STATE	Balance
10 sept 11	DRAWING NO LIC.	DADE	FL	FINE
14 sept 10	Pass. Cocaine	DADE	FL	FINE

MAY 26 2022

RECEIVED  
 2022 JUN -1 PM 2:41  
 DIVISION OF  
 PARI-MUTUEL WAGERING

EXHIBIT # 1  
 PAGE # 6

















































FEDERAL BUREAU OF INVESTIGATION  
 UNITED STATES DEPARTMENT OF JUSTICE  
 CJIS DIVISION/CLARKSBURG, WV 26306

1110-0048

APPLICANT

MAY 26 2022

1. LOOP



CENTER OF LOOP

DELTA

THE LINES BETWEEN CENTER OF LOOP AND DELTA MUST SHOW

2. WHORL



DELTA

THESE LINES RUNNING BETWEEN DELTAS MUST BE CLEAR

3. ARCH



ARCHES HAVE NO DELTAS

THIS CARD FOR USE BY:

1. LAW ENFORCEMENT AGENCIES IN FINGERPRINTING APPLICANTS FOR LAW ENFORCEMENT POSITIONS.\*
2. OFFICIALS OF STATE AND LOCAL GOVERNMENTS FOR PURPOSES OF EMPLOYMENT, LICENSING, AND PERMITS, AS AUTHORIZED BY STATE STATUTES AND APPROVED BY THE ATTORNEY GENERAL OF THE UNITED STATES. LOCAL AND COUNTY ORDINANCES, UNLESS SPECIFICALLY BASED ON APPLICABLE STATE STATUTES DO NOT SATISFY THIS REQUIREMENT.\*
3. U.S. GOVERNMENT AGENCIES AND OTHER ENTITIES REQUIRED BY FEDERAL LAW.\*\*
4. OFFICIALS OF FEDERALLY CHARTERED OR INSURED BANKING INSTITUTIONS TO PROMOTE OR MAINTAIN THE SECURITY OF THOSE INSTITUTIONS.

Please review this helpful information to aid in the successful processing of hard copy criminal and civil fingerprint submissions in order to prevent delays or rejections. Hard copy fingerprint submissions must meet specific criteria for processing by the Federal Bureau of Investigation.

- Ensure all information is typed or legibly printed using blue or black ink.
- Enter data within the boundaries of the designated field or block.
- Complete all required fields. (If a required field is left blank, the fingerprint card may be immediately rejected without further processing.)
- The required fields for hard copy fingerprint cards are: originating agency identifier number - date of birth - place of birth - name - sex - fingerprint impressions - any applicable state stamp - Other (race, height, weight, eye color, hair color)
- criminal fingerprint cards also require an arrest charge and date of arrest.
- civil fingerprint cards also require a reason fingerprinted and date fingerprinted

- Do not use highlighters on fingerprint cards.
- Do not enter data or labels within 'Leave Blank' areas.
- Ensure the 'Reply Desired' field is checked when applicable (criminal only).
- Ensure fingerprint impressions are rolled completely from nail to nail.
- Ensure fingerprint impressions are in the correct sequence.
- Ensure notations are made for any missing fingerprint impression (i.e. amputation).
- Do not use more than two retakes per fingerprint impression block.
- Ensure no stray marks are within the fingerprint impression blocks.

Training aids can be ordered online via the Internet by accessing the FBI's website at: [fbi.gov](http://fbi.gov), click on 'Fingerprints', then click on 'Ordering Fingerprint Cards & Training Aids'. Direct questions to the Identification and Investigative Services Section's Customer Service Group at (304) 625-5590 or by e-mail at [liaison@iso.gov](mailto:liaison@iso.gov).

PRIVACY ACT STATEMENT

**Authority:** The FBI's acquisition, preservation, and exchange of information requested by this form is generally authorized under 28 U.S.C. 534. Depending on the nature of your application, supplemental authorities include numerous Federal statutes, hundreds of State statutes pursuant to Pub.L. 92-544, Presidential executive orders, regulations and/or orders of the Attorney General of the United States, or other authorized authorities. Examples include, but are not limited to: 5 U.S.C. 9101; Pub.L. 94-29; Pub.L. 101-804; and Executive Orders 10450 and 12968. Providing the requested information is voluntary; however, failure to furnish the information may affect timely completion or approval of your application.

**Social Security Account Number (SSAN).** Your SSAN is needed to keep records accurate because other people may have the same name and birth date. Pursuant to the Federal Privacy Act of 1974 (5 USC 552a), the requesting agency is responsible for informing you whether disclosure is mandatory or voluntary, by what statutory or other authority your SSAN is solicited, and what uses will be made of it. Executive Order 9397 also asks Federal agencies to use this number to help identify individuals in agency records.

**Principal Purpose:** Certain determinations, such as employment, security, licensing, and adoption, may be predicated on fingerprint-based checks. Your fingerprints and other information contained on (and along with) this form may be submitted to the requesting agency, the agency conducting the application investigation, and/or FBI for the purpose of comparing the submitted information to available records in order to identify other information that may be pertinent to the application. During the processing of this application, and for as long hereafter as may be relevant to the activity for which the application is being submitted, the FBI may disclose any potentially pertinent information to the requesting agency and/or to the agency conducting the investigation. The FBI may also retain the submitted information in the FBI's permanent collection of fingerprints and related information, where it will be subject to comparisons against other submissions received by the FBI. Depending on the nature of your application, the requesting agency and/or the agency conducting the application investigation may also retain the fingerprints and other submitted information for other authorized purposes of such agency(ies).

**Routine Uses:** The fingerprints and information reported on this form may be disclosed pursuant to your consent, and may also be disclosed by the FBI without your consent as permitted by the Federal Privacy Act of 1974 (5 USC 552a(b)) and all applicable routine uses as may be published at any time in the Federal Register, including the routine uses for the FBI Fingerprint Identification Records System (Justice/FBI-ODJ) and the FBI's Blanket Routine Uses (Justice/FBI-BRU). Routine uses include, but are not limited to, disclosures to: appropriate governmental authorities responsible for civil or criminal law enforcement, counterintelligence, national security or public safety matters to which the information may be relevant; to State and local governmental agencies and nongovernmental entities for application processing as authorized by Federal and State legislation, executive order, or regulation, including employment, security, licensing, and adoption checks; and as otherwise authorized by law, treaty, executive order, regulation, or other lawful authority. If other agencies are involved in processing this application, they may have additional routine uses.

**Additional Information:** The requesting agency and/or the agency conducting the application investigation will provide you additional information pertinent to the specific circumstances of this application, which may include identification of other authorities, purposes, uses, and consequences of not providing requested information. In addition, any such agency in the Federal Executive Branch has also published notice in the Federal Register describing any system(s) of records in which that agency may also maintain your records, including the authorities, purposes, and routine uses for the system(s).

INSTRUCTIONS:

1. PRINTS MUST GENERALLY BE CHECKED THROUGH THE APPROPRIATE STATE IDENTIFICATION BUREAU, AND ONLY THOSE FINGERPRINTS FOR WHICH NO DISQUALIFYING RECORD HAS BEEN FOUND LOCALLY SHOULD BE SUBMITTED FOR FBI SEARCH.
2. IDENTITY OF PRIVATE CONTRACTORS SHOULD BE SHOWN IN SPACE "EMPLOYER AND ADDRESS". THE CONTRIBUTOR IS THE NAME OF THE AGENCY SUBMITTING THE FINGERPRINT CARD TO THE FBI.
3. FBI NUMBER, IF KNOWN, SHOULD ALWAYS BE FURNISHED IN THE APPROPRIATE SPACE.
4. MISCELLANEOUS NO. - RECORD; OTHER ARMED FORCES NO. PASSPORT NO. (FP); ALIEN REGISTRATION NO. (AR); PORT SECURITY CARD NO. (PS); SELECTIVE SERVICE NO. (SS); VETERANS' ADMINISTRATION CLAIM NO. (VA).

FD-258 (REV.3-1-10)

U.S. GOVERNMENT PRINTING OFFICE:  
 02/19/2015 13:07:41

893

Handwritten number: 203



Department of Business and Professional Regulation  
Division of Pari-Mutuel Wagering

Licensing Administrator Review – PMW Occupational License

RE: BENNETT, ROY WILLIAM – 13210372 Case No: 2022 03 3244  
(APPLICANT'S NAME – LICENSE #)

INITIAL APPLICATION RECEIVED:	5/27/2022
COMPLETE APPLICATION RECEIVED:	7/5/2022
90-DAY DEADLINE:	10/3/2022

Randall Kitchens 321 - Gulfstream 1022 - Security  
Application Processor Facility (d/b/a name) Occupation/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review				
Conviction				
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
<input checked="" type="checkbox"/> Felony : Count(s)				
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking				
<input type="checkbox"/> Animal Cruelty				
<input type="checkbox"/> Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)				
Comments:				
Arrest Date	Location	Charge	Level	Disposition
09/28/2010	Miami, Florida	Cocaine Possession 132010CF028202A	F	Guilty

Disposition Unknown
<input type="checkbox"/> Felony Arrest(s) :
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking
<input type="checkbox"/> Animal Cruelty

Enforcement/Jurisdiction Offenses
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.

Related Licenses	
<b>Check VR License Relations to Determine if Applicant is Related to a Business.</b>	
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.	
Business License Number:	Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Date Deficiency Letter Issued:	Initials:

Licensing Administrator Review				
Disposition Confirmation				
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <input type="checkbox"/> Approval				
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Director Initials: <u>[Signature]</u> 7/7/22				
Comments: <u>Related Cases F10027142 / F10027142A F10028202 / P10028202A</u>				





Page 1 of 1. 0 total matches.

<b>Search Parameters</b>
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: bennett
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------













DIVISION <input checked="" type="checkbox"/> CRIMINAL	<b>JUDGMENT</b>
<input type="checkbox"/> Probation Violator	<input type="checkbox"/> Retrial
<input type="checkbox"/> Community Control Violator	<input type="checkbox"/> Resentence

PLAINTIFF(S)	VS. DEFENDANT(S)
THE STATE OF FLORIDA	ROY WILLIAM BENNETT

**CASE NUMBER: F10-028202A**

AKA: Roy Bennett

The Defendant, <b>ROY WILLIAM BENNETT</b> , being personally before this Court represented by <b>TARA KAWASS, PD</b> , his/her attorney of record.  The State represented by, <b>ETHAN TIMMINS</b> , Assistant State's Attorney, and having: • entered plea of guilty • DNA taken pursuant to F.S. 943.325  to the following crime(s):	CLOCK IN
--	----------

COUNT	CRIME	DEGREE	OFFENSE STATUTE NO.
1	COCAINE/POSSESSION	3/F	893.13 (6) (A)

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).

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA 183

DIVISION <input checked="" type="checkbox"/> CRIMINAL		<b>JUDGMENT</b> <input type="checkbox"/> Probation Violator <input type="checkbox"/> Retrial <input type="checkbox"/> Community Control Violator <input type="checkbox"/> Resentence	
PLAINTIFF(S) THE STATE OF FLORIDA		VS. DEFENDANT(S) ROY BENNETT	
CASE NUMBER: F10-027142A			
Roy William Bennett			
The Defendant, ROY BENNETT, being personally before this Court represented by TARA KAWASS, PD, his/her attorney of record.  The State represented by, ETHAN TIMMINS, Assistant State's Attorney, and having: • entered plea of guilty • DNA taken pursuant to F.S. 943.325			CLOCK IN
to the following crime(s):			
COUNT	CRIME	DEGREE	OFFENSE STATUTE NO.
1	COCAINE/POSSESSION	3/E	893.13(6) (A)

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).

JE -11/19/10  
 REV 10/02

Page 1 of 3

Clerk's web address: www.miami-dadeclerk.com

Bk 27515 Pg 3217 CFN 20100825385 12/09/2010 12:42:12 Pg 1 of 5 Mia-Dade Cty, FL

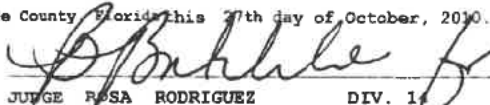
<small>IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA</small>		
<u>DIVISION</u>	<u>CHARGES/COSTS/FEEES</u>	CASE NUMBER: F10-027142A
<input checked="" type="checkbox"/> CRIMINAL		
<u>PLAINTIFF(S)</u>	<u>VS. DEFENDANT(S)</u>	
THE STATE OF FLORIDA	ROY BENNETT  , Roy William Bennett	

The Defendant is hereby ordered to pay the following sum indicated:

- \$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).
- \$50.00 Pursuant to F.S. 27.52(2) (Public Defender Application Fee).
- \$3.00 Pursuant to F.S. 938.19 (Teen Courts).
- \$50.00 Pursuant to F.S. 775.093(2) (Crims Prevention Programs).
- \$2.00 Two dollars as a court cost pursuant to F.S. 938.15 \$2.00 (Criminal Justice Trust & Education Funds).
- \$65.00 Pursuant to F.S. 939.185(1) (a) (Assessment of Additional Court Costs as adopted by Ordinance 04-116)
- \$85.00 Pursuant to F.S. 939.185(1) (b) (Surcharge as adopted by Ordinance 05-123)
- \$100.00 COST OF PROSECUTION FSS 938.27 (8)
- \$225.00 ADDITIONAL COST FINE AND FORFEITURE FSS 938.05
- \$100.00 COST OF DEFENSE FSS 938.29
- \$733.00 - TOTAL

OTHER COMMENTS: STAY DUE DATE: 10/28/2010

DONE AND ORDERED in Open Court in Miami-Dade County, Florida, this 7th day of October, 2010.

  
 JUDGE ROSA RODRIGUEZ                      DIV. 1

(W=WAIVED/S=SUSPENDED)

REV 10/02 JE -11/18/10

Page 2 of 3

Clerk's web address: www.miami-dadeclerk.com



IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA 250	
DIVISION <input checked="" type="checkbox"/> CRIMINAL	SENTENCE
AS TO COUNT: 1	
PLAINTIFF(S) THE STATE OF FLORIDA	VS. DEFENDANT(S) ROY BENNETT
CASE NUMBER: F10-027142A	OBTS NUMBER _____
. Roy William Bennett	
The Defendant, being personally before this Court, accompanied by his/her attorney(s) TARA KAMASS, PD and having been adjudicated guilty herein, and the Court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why he/she should not be sentenced as provided by law, and no cause having been shown:	CLOCK IN

IT IS THE SENTENCE OF THE COURT that the defendant is hereby:  
Is hereby committed to the custody of the Dade County Jail..

TO BE IMPRISONED:  
For a term of 2.00 Day(s).  
TIME SERVED

JE -11/10/10  
REV 10/02  
Clerk's web address: www.miami-dadeclerk.com

Page 1 of 2

Bk 27515 Pg 3220 CFN 20100825385 12/09/2010 12:42:12 Pg 4 of 5 Mia-Dade Cty, FL

IN REF: Defendant  
ROY BENNETT

OTHER PROVISIONS

---


CASE NUMBER: F10-027142A

<u>CATEGORY</u>	<u>OTHER PROVISION DESCRIPTION</u>	<u>SPECIFICATION</u>
Jail Credit	It is further ordered that the Defendant shall be allowed a total of the specified time as credit for time incarcerated prior to imposition of this sentence.	2 DAYS

In the event the above sentence is to the Department of Corrections, the Sheriff of Dade County, Florida, is hereby ordered and directed to deliver the defendant to the Department of Corrections at the facility designated by the Department together with a copy of this Judgment and Sentence and any other documents specified by Florida Statutes.

The defendant in Open Court was advised of his right to appeal from this sentence by filing notice of appeal within thirty days from this date with the Clerk of this Court, and the defendant's right to the assistance of counsel in taking said appeal at the expense of the State upon showing indigence.

DONE AND ORDERED in Open Court in Miami-Dade County, Florida this 21st day of October, 2010.

  
 \_\_\_\_\_  
 JUDGE ROSA RODRIGUEZ                      DIV. 14

JE -11/18/10

REV 10/02

Page 2 of 2

Clerk's web address: www.miami-dadeclerk.com

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

June 6, 2022

Mr. Roy William Bennett  
2811 Northeast 185th Street # 802  
Aventura, Florida 33180

RE: Application No. 187000, Entity 13210372  
1022 - PMW General Individual 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 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 and provide court disposition records for the following charges:

- Howard County, Maryland Arrest(s) – 08/29/2002, 06/30/2002, 07/29/1993, 05/30/1992
- Anne Arundel County, Maryland Arrest(s) – 01/29/1990, 12/05/1989

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 (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 10/05/2022 your application shall lapse and no longer be processed by the Division. An applicant seeking**

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

**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





Department of Business and Professional Regulation  
Division of Pari-Mutuel Wagering

Licensing Administrator Review – PMW Occupational License

RE: BENNETT, ROY WILLIAM – 13210372  
(APPLICANT'S NAME- LICENSE #)

Case No: \_\_\_\_\_

INITIAL APPLICATION RECEIVED:	<u>5/27/2022</u>
COMPLETE APPLICATION RECEIVED:	<u>7/6/2022</u>
90-DAY DEADLINE:	<u>10/4/2022</u>

Randall Kitchens  
Application Processor

321 - Gulfstream  
Facility (d/b/a name)

1022 - Security  
Occupation/Job Title

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review				
<b>Conviction</b>				
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
<input checked="" type="checkbox"/> Felony : Count(s)				
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking				
<input type="checkbox"/> Animal Cruelty				
<input type="checkbox"/> Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)				
Comments:				
<b>Arrest Date</b>	<b>Location</b>	<b>Charge</b>	<b>Level</b>	<b>Disposition</b>
09/28/2010	Miami, Florida	Cocaine Possession 132010CF028202A	F	Guilty
<b>Disposition Unknown</b>				
<input type="checkbox"/> Felony Arrest(s) :				
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking				
<input type="checkbox"/> Animal Cruelty				
<b>Enforcement/Jurisdiction Offenses</b>				
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.				
<b>Related Licenses</b>				
<b>Check VR License Relations to Determine if Applicant is Related to a Business.</b>				
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.				
Business License Number:		Business Name:		
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>				
Date Deficiency Letter Issued:		Initials:		
<b>Licensing Administrator Review</b>				
<b>Disposition Confirmation</b>				
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <input type="checkbox"/> Approval				
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Director Initials: <u>RD</u> <u>7/7/22</u>				
Comments: <u>Related Cases F10027142 / F10027142A F10028102 / P10028202A</u>				

EXHIBIT # 3  
PAGE # 4





State of Florida  
Department of Business and Professional Regulation  
Enforcement Search Listing

MAY 26 2022

EXHIBIT # 3  
PAGE # 3

2022 JUN -1 PM 2:41  
DIVISION OF  
PARI-MUTUEL WAGERING

RECEIVED





Transport Officer (s) / ID# \_\_\_\_\_ Dept# \_\_\_\_\_ Taken To \_\_\_\_\_  
 Transport Officer (s) / ID# \_\_\_\_\_ Dept# \_\_\_\_\_ Taken To \_\_\_\_\_  
 Transport Officer (s) / ID# \_\_\_\_\_ Dept# \_\_\_\_\_ Taken To \_\_\_\_\_



Does defendant have any signs/complaints of injury?  YES  NO  
 (If Yes, complete below data/notify supervisor )

Explain: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Name and Rank of Supervisor Notified: \_\_\_\_\_

Defendants Vehicle

YEAR	MAKE	MODEL	TAG	STATE	VIN	COLOR

OWNER/DRIVER/DESIGNEE RELEASE FORM & DISCLAIMER OF LIABILITY

MAY 26 2022

Owner/Driver/Designee (O/D/D must read and sign disclaimer of liability if vehicle is left at scene, or removed, or released to O/D/D at scene.

Released to: \_\_\_\_\_ / \_\_\_\_\_  
 (Print Name - Signature) D/L # \_\_\_\_\_

Left on Scene?  YES  NO  
 State: \_\_\_\_\_  
 EXHIBIT PAGE # 9

The undersigned certifies that he/she is the legal owner/driver/designee of the vehicle described above. In consideration of being permitted to leave the vehicle mentioned at the location, or removed, or released, the undersigned hereby releases and discharges Miami-Dade County and all of its agents and employees for any damage to, or damage caused, in whole or in part, from the vehicle described above.

Signature of Owner/Driver/Designee \_\_\_\_\_ Signature of Officer Witnessing \_\_\_\_\_ ID # \_\_\_\_\_











Transport Officer (s) DeLeon / 1 Dept# 30 Taken To 76-K  
 Transport Officer (s) Pulido / 1 Dept# 30 Taken To \_\_\_\_\_  
 Transport Officer (s) \_\_\_\_\_ / \_\_\_\_\_ Dept# \_\_\_\_\_ Taken To \_\_\_\_\_



Does defendant have any signs/complaints of injury?  Yes  No  
 If Yes, complete below data/notify supervisor )

Explain: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Name and Rank of Supervisor Notified: \_\_\_\_\_

Defendants Vehicle:

YEAR	MAKE	MODEL	TAG	STATE	VIN	COLOR

OWNER/DRIVER/DESIGNEE RELEASE FORM & DISCLAIMER OF LIABILITY

Owner/Driver/Designee (O/D/D must read and sign disclaimer of liability if vehicle is left at scene, or removed, or released to O/D/D at scene.

Released to: \_\_\_\_\_ / \_\_\_\_\_ Left at Scene?  YES  NO  
 (Print Name - Signature) D/L # State

The undersigned certifies that he/she is the legal owner/driver/designee of the vehicle described above. In consideration of being permitted to leave the vehicle mentioned at the location, or removed, or released, the undersigned hereby releases and discharges Miami-Dade County and all of its agents and employees for any damage to, or damage caused, theft of, or theft from the vehicle described above.

Signature of Owner/Driver/Designee \_\_\_\_\_ Signature of Officer Witnessing \_\_\_\_\_ ID # 4

IF YOUR VEHICLE IS PARKED MORE THAN 48 HOURS, IT IS SUBJECT TO BE REMOVED

MAY 26 2022

PAGE # 3











Transport Officer (s) FORTUNE, A. / ID# 20621 Dept# 01 Taken To ADSS  
 Transport Officer (s) / ID# - Dept# - Taken To -  
 Transport Officer (s) / ID# - Dept# - Taken To -

Does defendant have any signs/complaints of injury?  YES  NO Indicate any signs or complaints of injury regardless whether they happened prior to, during, or after arrest, or whether they have any connection to the arrest at all.

(If Yes, complete below data/notify supervisor)  
 Explain: \_\_\_\_\_

Name and Rank of Supervisor Notified: \_\_\_\_\_

**Defendants Vehicle**

YEAR	MAKE	MODEL	TAG	STATE	VIN	COLOR

**OWNER/DRIVER/DESIGNEE RELEASE FORM & DISCLAIMER OF LIABILITY**

Owner/Driver/Designee (O/D/D must read and sign disclaimer of liability if vehicle is left at scene, or removed, or released to O/D/D at scene)

Released to: \_\_\_\_\_ Left on Scene:  YES  NO  
 (Print Name - Signature) State



The undersigned certifies that he/she is the legal owner/driver/designee of the vehicle described above. In consideration of being permitted to leave the vehicle mentioned at the location, or removed, or released, the undersigned hereby releases and discharges Miami-Dade County and all of its agents and employees from any damage to, or damage caused, that of, or that from, the vehicle described above.

EXHIBIT PAGE # 3 19

Signature of Owner/Driver/Designee \_\_\_\_\_ Signature of Officer Witnessing \_\_\_\_\_ ID \_\_\_\_\_







Transport Officer (s) \_\_\_\_\_ / \_\_\_\_\_ ID# \_\_\_\_\_ Dept# \_\_\_\_\_ Taken To \_\_\_\_\_  
 Transport Officer (s) \_\_\_\_\_ / \_\_\_\_\_ ID# \_\_\_\_\_ Dept# \_\_\_\_\_ Taken To \_\_\_\_\_  
 Transport Officer (s) \_\_\_\_\_ / \_\_\_\_\_ ID# \_\_\_\_\_ Dept# \_\_\_\_\_ Taken To \_\_\_\_\_

Does defendant have any signs/complaints of injury?  YES  NO Indicate any signs or complaints of injury regardless whether they happened prior to, during, or after arrest, or whether they have any connection to the arrest at all.  
 (If Yes, complete below data/notify supervisor )

Explain: \_\_\_\_\_

\_\_\_\_\_

Name and Rank of Supervisor Notified: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Defendants Vehicle**

YEAR	MAKE	MODEL	TAG	STATE	VIN	COLOR

**OWNER/DRIVER/DESIGNEE RELEASE FORM & DISCLAIMER OF LIABILITY**

Owner/Driver/Designee (O/D/D) must read and sign disclaimer of liability if vehicle is left at scene, or removed, or released to O/D/D at scene.

Released to: \_\_\_\_\_ (Print Name - Signature) \_\_\_\_\_ DL # \_\_\_\_\_ State \_\_\_\_\_ Left on Scene?  YES  NO



The undersigned certifies that he/she is the legal owner or designee of the vehicle described above. In consideration of being permitted to leave the vehicle mentioned at the location, or removed, or released, the undersigned hereby releases and discharges Miami-Dade County and all of its agents and employees for any damage to, or damage caused, theft of, or theft from, the vehicle described above.

Signature of Owner/Driver/Designee \_\_\_\_\_

Signature of Officer Witnessing \_\_\_\_\_

EXHIBIT # 3  
PAGE # 23

IF YOUR VEHICLE IS PARKED MORE THAN 48 HOURS, IT IS SUBJECT TO BE REMOVED









Transport Officer (s) J. Halsey ID# 28644 Dept# 06 Taken To DCJ  
 Transport Officer (s) / ID# / Dept# Taken To  
 Transport Officer (s) / ID# / Dept# Taken To

Does defendant have any signs/complaints of injury?  YES  NO Indicate any signs or complaints of injury regardless whether they happened prior to, during, or after arrest, or whether they have any connection to the arrest at all.

Explain: \_\_\_\_\_  
 \_\_\_\_\_  
 Name and Rank of Supervisor Notified: \_\_\_\_\_

Defendants Vehicle

94	PONTI	Firebird	[REDACTED]	FL	[REDACTED]	GRN
YEAR	MAKE	MODEL	TAG	STATE	VIN	COLOR

Towed

OWNER/DRIVER/DESIGNEE RELEASE FORM & DISCLAIMER OF LIABILITY

Owner/Driver/Designee (O/D/D must read and sign disclaimer of liability if vehicle is left at scene, or removed, or released to O/D/D at scene.

Released to: \_\_\_\_\_ Left on Scene?  YES  NO  
 (Print Name - Signature) State



The undersigned certifies that he/she is the legal owner/driver/designee of the vehicle described above. In consideration of being permitted to leave the vehicle mentioned at the location; or removed; or released, the undersigned hereby releases and discharges Miami-Dade County and all of its agents and employees for any damage to, or damage caused, theft of, or theft from, the vehicle described above.

Signature of Owner/Driver/Designee \_\_\_\_\_ Signature of Officer Witnessing \_\_\_\_\_ EXHIBIT # 3 PAGE # ID # 21

IF YOUR VEHICLE IS PARKED MORE THAN 48 HOURS, IT IS SUBJECT TO BE REMOVED







Transport Officer (s) G. Bankall, ID# 580 Dept# 1203 Taken To 30  
 Transport Officer (s) / ID#  Dept#  Taken To   
 Transport Officer (s) / ID#  Dept#  Taken To

Does defendant have any signs/complaints of injury?  YES  NO Include any signs or complaints of injury regardless whether they happened prior to, during, or after arrest, or whether they have any connection to the arrest at all.  
 (If Yes, complete below data/notify supervisor)

Explain: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Name and Rank of Supervisor Notified: \_\_\_\_\_

**Defendants Vehicle**

YEAR	MAKE	MODEL	TAG	STATE	VIN	COLOR

**OWNER/DRIVER/DESIGNEE RELEASE FORM & DISCLAIMER OF LIABILITY**

Owner/Driver/Designee (O/D/D must read and sign disclaimer of liability if vehicle is left at scene, or removed, or released to O/D/D at scene.

Released to: \_\_\_\_\_ / \_\_\_\_\_ Left on Scene?  YES  NO  
 (Print Name - Signature) D/L # \_\_\_\_\_ State

The undersigned certifies that he/she is the legal owner/driver/designee of the vehicle described above. In consideration of being permitted to leave the vehicle mentioned at the location, or removed, or released, the undersigned hereby releases and discharges Miami-Dade County and all of its agents and employees for any damage to, or damage caused, theft of, or theft from, the vehicle described above.



EXHIBIT # 3  
 PAGE # 31

Signature of Owner/Driver/Designee \_\_\_\_\_ Signature of Officer Witnessing \_\_\_\_\_ ID # \_\_\_\_\_

IF YOUR VEHICLE IS PARKED MORE THAN 48 HOURS, IT IS SUBJECT TO BE REMOVED

MAY 26 2022



Transport Officer(s) \_\_\_\_\_ / \_\_\_\_\_ ID # \_\_\_\_\_ - \_\_\_\_\_ Dept # \_\_\_\_\_ Taken To \_\_\_\_\_  
 Transport Officer(s) \_\_\_\_\_ / \_\_\_\_\_ ID # \_\_\_\_\_ - \_\_\_\_\_ Dept # \_\_\_\_\_ Taken To \_\_\_\_\_  
 Transport Officer(s) \_\_\_\_\_ / \_\_\_\_\_ ID # \_\_\_\_\_ - \_\_\_\_\_ Dept # \_\_\_\_\_ Taken To \_\_\_\_\_

Does defendant have any signs/complaints of injury?  Yes  No Indicate any signs or complaints of injury regardless whether they happened prior to, during, or after arrest, or whether they have any connection to the arrest of all.  
 (If Yes, complete below data/notify supervisor)

Explain: \_\_\_\_\_  
 \_\_\_\_\_

Name and Rank of Supervisor Notified: \_\_\_\_\_

**Defendant's Vehicle**

YEAR	MAKE	MODEL	TAG	STATE	VIN	COLOR

**OWNER/DRIVER/DESIGNEE RELEASE FORM & DISCLAIMER OF LIABILITY**

OWNER/DRIVER/DESIGNEE (O/D/D) must read and sign disclaimer of liability if vehicle is left at scene, or removed, or released to O/D/D at scene.

Released to: \_\_\_\_\_ / \_\_\_\_\_ DL # \_\_\_\_\_ State \_\_\_\_\_ Left on Scene?  Yes  No  
(Print Name - Signature)

The undersigned certifies that he/she is the legal owner/driver/designee of the vehicle described above. In consideration of being permitted to leave the vehicle mentioned at the location, or removed, or released, the undersigned hereby releases and discharges Miami-Dade County and all its agents and employees for any damage to, or damage caused, theft of, or theft from, the vehicle described above.



Signature of Owner/Driver/Designee \_\_\_\_\_ Signature of Officer Witnessing \_\_\_\_\_ ID # \_\_\_\_\_

IF YOUR VEHICLE IS PARKED MORE THAN 48 HOURS, IT IS SUBJECT TO BE REMOVED

EXHIBIT # 3  
 PAGE # 33

MAY 26 2022















Transport Officer (s) Lorenz, Dingle ID# 524-7918 Dept# 30 Taken To DCS  
 Transport Officer (s) / ID# - Dept# - Taken To -  
 Transport Officer (s) / ID# - Dept# - Taken To -

Does defendant have any signs/complaints of injury?  YES  NO Indicate any signs or complaints of injury regardless whether they happened prior to, during, or after arrest, or whether they have any connection to the arrest at all.  
 (If Yes, complete below data/notify supervisor)

Explain: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Name and Rank of Supervisor Notified: \_\_\_\_\_

**Defendants Vehicle**

95	Chvy			FL		GRN
YEAR	MAKE	MODEL	TAG	STATE	VIN	COLOR

**OWNER/DRIVER/DESIGNEE RELEASE FORM & DISCLAIMER OF LIABILITY**

Owner/Driver/Designee (O/D/D must read and sign disclaimer of liability if vehicle is left at scene, or removed, or released to O/D/D at scene.

Released to: \_\_\_\_\_ / \_\_\_\_\_ Left on Scene?  YES  NO  
 (Print Name - Signature) DL # State

The undersigned certifies that he/she is the legal owner/driver/designee of the vehicle described above. In consideration of being permitted to leave the vehicle mentioned at the location, or removed, or released, the undersigned hereby releases and discharges Miami-Dade County and all of its agents and employees for any damage to, or damage caused, theft of, or theft from, the vehicle described above.

[Signature]  
 Signature of Owner/Driver/Designee



\_\_\_\_\_  
 Signature of Officer Witnessing ID # 40

EXHIBIT # 3  
 PAGE # 40

IF YOUR VEHICLE IS PARKED MORE THAN 48 HOURS, IT IS SUBJECT TO BE REMOVED

MAY 26 2022  
 947







DISTRICT COURT OF MARYLAND FOR ANNE ARUNDEL COUNTY

**CASE SUMMARY**  
CASE NO. 00027070A1

The State of Maryland vs BENNETT, ROY WILLIAM

§  
§  
§  
§  
§

Location: Annapolis  
Filed on: 01/30/1990  
Arrest Number: 09000971

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type: Criminal - SOC - Application
Jurisdiction: Anne Arundel County				
1. CDS: MANUFAC/DISTRIBUTE/DISPEN TN: 0000027070A1 ACN: 09000971 Arrest: AC-0005 - ANNE ARUNDEL COUNTY POLICE-WESTERN	27.286.(a).-1	FC	01/30/1990	Case Status: 04/10/1990 Closed
2. CDS:POSSESSION TN: 0000027070A1 ACN: 09000971 Arrest: AC-0005 - ANNE ARUNDEL COUNTY POLICE-WESTERN	27.287.(a)	M	01/30/1990	
3. CDS-PARA/USE POSS W/INTENT USE TN: 0000027070A1 ACN: 09000971 Arrest: AC-0005 - ANNE ARUNDEL COUNTY POLICE-WESTERN	27.287A.(c)	M	01/30/1990	

RECEIVED  
 2022 JUL -5 PM 4:12  
 FLORIDA GAMING CONTROL COMMISSION

Statistical Closures  
03/02/1990 Forwarded to Circuit Court

DATE CASE ASSIGNMENT

Current Case Assignment  
Case Number: 00027070A1  
Court: Annapolis  
Date Assigned: 01/30/1990

PARTY INFORMATION

Plaintiff: State of Maryland  
Defendant: BENNETT, ROY WILLIAM  
Officer - Arresting/Complainant: DCK\_AC\_0005\_0862

DATE EVENTS & ORDERS OF THE COURT INDEX

01/30/1990	Initial Appearance 1990/01/30 Q72 900130;00000000.00;ROR;;; Party: Plaintiff State of Maryland Party 2: Defendant BENNETT, ROY WILLIAM	
01/30/1990	Document Issued 1990/01/30 Q72 SC ISSUED 900130 Party: Plaintiff State of Maryland Party 2: Defendant BENNETT, ROY WILLIAM	
01/30/1990	Bond Setting	

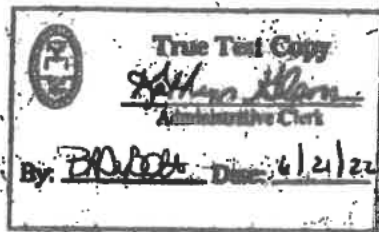


EXHIBIT # 3  
PAGE # 43



**DISTRICT COURT OF MARYLAND FOR HOWARD COUNTY**  
**CASE SUMMARY**  
**CASE NO. 00015852T4**

**EVENTS**

05/30/1992	Document Issued
05/30/1992	Initial Appearance
05/30/1992	Committed
06/01/1992	Bail Review Held
06/01/1992	Release From Commitment
06/01/1992	Release From Commitment
08/06/1993	Motion/Request

**RECEIVED**  
**2022 JUL -8 PM 4: 11**  
**FLORIDA GAMING CONTROL COMMISSION**


**True Test Copy**  
  
*Mary K Smith*  
 Administrative Clerk  
 By: *C. Moore* Date: *6/23/22*

EXHIBIT #  
 PAGE #

3  
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**DISTRICT COURT OF MARYLAND FOR HOWARD COUNTY  
CASE SUMMARY  
CASE NO. 00015852T4**

**CASE ASSIGNMENT**

The State of Maryland vs **BENNETT, ROY WILLIAM**  
Case Type: Criminal - SOC - Application  
Case Status: Closed  
Case Financial Balance: \$0.00

Court Address: 3451 Courthouse Drive, Ellicott City,  
Maryland, 21043  
Judicial Officer:  
Assigned On: 05/30/1992  
Filed On: 05/30/1992

Clerks Office: 410-486-7700

RECEIVED  
2022 JUL -5 PM 4:  
FLORIDA BANKING  
CONTROL COMMISSION

**PARTY INFORMATION**

Plaintiff State of Maryland  
Defendant **BENNETT, ROY WILLIAM**  
Officer - Arresting/Complainant **DCK\_CB\_13\_4331**  
Bond Remitter/Bondsman **BARTZ, DARREN**  
Surety **AMWEST, SURETY INS CO**

Attorneys  
**WEAL, MICHAEL A** Retained 06/01/1992  
**HANSON, CAROL ANN** Retained 11/18/1992  
**STEINHARDT, MICHAEL D.** Retained 09/21/1992

**CASE INFORMATION**

Tracking No (s). 0000015852T4

Offense	Statute	Plea	Plea Date	Disposition	Disp Date
1. B&E DWELLING Arrest: CB-13 HOWARD COUNTY POLICE DEPT	27.31A	Not Guilty	1/12/1994	Not Guilty	1/12/1994
2. BATTERY Arrest: CB-13 HOWARD COUNTY POLICE DEPT	CL	Not Guilty	1/12/1994	Guilty	1/12/1994

**SENTENCES**

Sentence Date: 01/12/1994

**Converted Disposition**

TERM\_YRS: 03  
TERM\_MOS: 00  
TERM\_DAYS: 000  
SUSPENDED\_SENT: X  
SUSP\_TERM\_YRS: 03  
SUSP\_TERM\_MOS: 00  
SUSP\_TERM\_DAYS: 000  
PROBATION: 2  
PROB\_END\_DATE: 01/12/1996  
DOC: X  
COST\_AMOUNT: 20.00  
CICF\_AMOUNT: 30.00

True Test Copy  
*Mary K Smith*  
Administrative Clerk  
By: *C. Moore* Date: *6/29/22*

**Condition - Adult**

- Other, 32; MUST ATTEND AA 2XWK, ABSTAIN FROM 01/12/1994 Active, 01/12/1994
- Other, 32; ALCOHOL AND DRUGS RANDOM URINALYSIS 01/12/1994 Active, 01/12/1994
- Other, 32; AT DEF. EXPENSE. 01/12/1994 Active, 01/12/1994

EXHIBIT #  
PAGE #

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**DISTRICT COURT OF MARYLAND FOR HOWARD COUNTY**  
**CASE SUMMARY**  
**CASE No. 00015852T4**

**EVENTS**

05/30/1992	Document Issued
05/30/1992	Initial Appearance
05/30/1992	Committed
06/01/1992	Bail Review Held
06/01/1992	Release From Commitment
06/01/1992	Release From Commitment
08/06/1993	Motion/Request

**RECEIVED**  
**2022 JUL -5 PM 4: 11**  
**FLORIDA GAMING CONTROL COMMISSION**


**True Test Copy**  
  
*Mary K Smith*  
 Administrative Clerk  
 By: *C. Moore* Date: *6/24/22*

EXHIBIT #  
 PAGE #

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**DISTRICT COURT OF MARYLAND FOR HOWARD COUNTY**  
**CASE SUMMARY**  
**CASE NO. 00624331T1**

**CASE ASSIGNMENT**

The State of Maryland vs BENNETT, ROY WILLIAM  
 Case Type: Criminal  
 Case Status: Closed  
 Case Financial Balance:

Court Address: 3451 Courthouse Drive, Ellicott City,  
 Maryland, 21043  
 Judicial Officer:  
 Assigned On: 07/29/1993  
 Filed On: 07/29/1993

Clerks Office: 410-480-7700

**Related Cases**

Cross Reference Numbers  
 9348842 Central Complaint Number

**PARTY INFORMATION**

**Plaintiff** State of Maryland  
**Defendant** BENNETT, ROY WILLIAM  
**Probation Officer** POLANOWSKI, RONALD AGENT  
**Officer - Witness** GIBBONS, ANN  
**Complainant** [REDACTED]

**Attorneys**  
 WEAL, MICHAEL A Retained

RECEIVED  
 2022 JUL 5 PM 4: 11  
 FLORIDA GAMING  
 CONTROL COMMISSION

**CASE INFORMATION**

Tracking No (s). 0000624331T1

Offense	Statute	Plea	Plea Date	Disposition	Disp Date
1. BATTERY	CL	Not Guilty	1/12/1994	Guilty	1/12/1994
2. BATTERY	CL	Not Guilty	1/12/1994	Guilty - Merged for Sentencing	1/12/1994
3. THEFT:LESS \$300 VALUE	27.342	Not Guilty	1/12/1994	Not Guilty	1/12/1994

**SENTENCES**

Sentence Date: 01/12/1994

**Converted Disposition**

TERM\_YRS: 03  
 TERM\_MOS: 00  
 TERM\_DAYS: 000  
 SUSPENDED\_SENT: X  
 SUSP\_TERM\_YRS: 03  
 SUSP\_TERM\_MOS: 00  
 SUSP\_TERM\_DAYS: 000  
 PROBATION: 2  
 PROB\_END\_DATE: 01/12/1996  
 DOC: X  
 COST\_AMOUNT: 20.00  
 CICF\_AMOUNT: 30.00

True Test Copy  
  
 Administrative Clerk  
 By: C. Moore Date: 6/23/02

**Condition - Adult**

- Other, 32;AA MTGS.2X PER WK.RANDOM URINALYSIS 01/12/1994 Active, 01/12/1994
- Other, 32;AT DEF.EXPENSE.SENTENCE IS CONCURRENT 01/12/1994 Active, 01/12/1994
- Other, 32;WITH OTHER CASE. 01/12/1994 Active, 01/12/1994

EXHIBIT #  
 PAGE #

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**CASE SUMMARY**

**CASE NO. 00027070A1**

Release on Recognizance

True Test Copy  
*Anthony Klamm*  
Administrative Clerk  
By: *bluets* Date: *6/21/22*

RECEIVED  
2022 JUL -9 PM 4: 12  
FLORIDA GAMING  
CONTROL COMMISSION

EXHIBIT #  
PAGE #

3  
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**DISTRICT COURT OF MARYLAND FOR HOWARD COUNTY**  
**CASE SUMMARY**  
**CASE NO. 3T00034828**

**CASE ASSIGNMENT**

The State of Maryland vs **BENNETT, ROY WILLIAM**  
 Case Type: Criminal - SOC - Application  
 Case Status: Closed  
 Case Financial Balance:

Court Address: 3451 Courthouse Drive, Ellicott City,  
 Maryland, 21043  
 Judicial Officer:  
 Assigned On: 07/01/2002  
 Filed On: 07/01/2002

**Clerks Office: 410-480-7700**

**Related Cases**

**Cross Reference Numbers**

02-59970

Central Complaint Number

**PARTY INFORMATION**

**Plaintiff** State of Maryland  
**Defendant** BENNETT, ROY WILLIAM  
**Officer - Arresting/Complainant** JOHNSON, M  
**Bond Remitter/Bondsman** PERRY, MICHAEL M  
**Officer - Witness** MILLER, MARK  
 TOWNSEND, THOMAS  
**Surety** BANKERS INSURANCE COMPANY

**Attorneys**

WEAL, MICHAEL A Retained 07/02/2002  
 HANSON, CAROL ANN Retained 09/25/2002

**CASE INFORMATION**

**Tracking No (s).** 026027111574

Offense	Statute	Plea	Plea Date	Disposition	Disp Date
1. ASSAULT-SEC DEGREE Arrest: CB-13 HOWARD COUNTY POLICE DEPT	27.12A	Guilty	10/30/2002	Guilty	10/30/2002

**SENTENCES**

**Sentence Date:** 10/30/2002

**Confinement by Count**

**Count:** 1. ASSAULT-SEC DEGREE 27.12A

Term: 5Y0M0D  
 Suspend: 4Y9M0D  
 Comments:

**Confinement Facility**

Serve at local facility

**Start Date** 08/26/2002  
**Total Susp Term Months** 9  
**Total Susp Term Years** 4  
**Confinement**

**HOWARD COUNTY DETENTION CENTER**

**RECEIVED**  
 JUN -5 PM 4:11  
 FLORIDA GAMING  
 CONTROL COMMISSION

**True Test Copy**  
*Mary K. Smith*  
 Administrative Clerk  
 By: *C. Moore* Date: *6/25/02*

EXHIBIT #  
 PAGE #

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**DISTRICT COURT OF MARYLAND FOR HOWARD COUNTY**  
**CASE SUMMARY**  
**CASE No. 3T00034828**

**Converted Disposition**

TERM\_YRS: 05  
 TERM\_MOS: 00  
 TERM\_DAYS: 000  
 SUSPENDED\_SENT: X  
 SUSP\_TERM\_YRS: 04  
 SUSP\_TERM\_MOS: 09  
 SUSP\_TERM\_DAYS: 000  
 PROBATION: 1  
 PROB\_END\_DATE: 11/26/2005  
 CREDIT\_TIME\_SERVED: 0066  
 JAIL: X  
 COST\_AMOUNT: 20.00  
 CFCF\_AMOUNT: 35.00  
 SUSP\_COST: 20.00  
 SUSP\_CFCF: 35.00

**RECEIVED**  
 2022 JUL 25 PM 4: 11  
 FLORIDA GAMING  
 CONTROL COMMISSION

**Condition - Adult**

1. Totally abstain from alcohol and abusive use of any drug, 11;ABSTAIN FROM ALCOHOL, USE OF DRUG 10/30/2002 Active, 10/30/2002
2. Have no contact with \_\_\_\_\_, 24;HAVE NO CONTACT WITH \_\_\_\_\_ Active, 10/30/2002
3. Obey all laws and incur no serious motor violation, 05;OBEY ALL LAWS; NO SERIOUS MV VIOLATIO 10/30/2002 Active, 10/30/2002

**EVENTS**

07/01/2002	Document Issued
07/01/2002	Initial Appearance
07/01/2002	Committed
07/02/2002	Bail Review Held
07/02/2002	Committed
07/03/2002	Bond Posted
07/03/2002	Release From Commitment
08/21/2002	Warrant Issued
08/21/2002	Bail Set
08/29/2002	Warrant/Writ Served
08/29/2002	Committed
08/30/2002	Bail Review Held
08/30/2002	Committed
09/04/2002	Committed
10/30/2002	Committed


**True Test Copy**  
  
*Mary K Smith*  
 Administrative Clerk  
 By: *C. Moore* Date: *6/25/22*

EXHIBIT #  
 PAGE #

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**DISTRICT COURT OF MARYLAND FOR HOWARD COUNTY**  
**CASE SUMMARY**  
**CASE No. 00624331T1**

**EVENTS**

07/29/1993	Warrant Issued
07/29/1993	Initial Appearance
07/29/1993	Warrant/Writ Served
07/29/1993	Committed
07/30/1993	Bail Review Held
08/11/1993	Bail Review Held
08/11/1993	Bond Posted
08/11/1993	Release From Commitment

**RECEIVED**  
 2022 JUL -5 PM 4:11  
 FLORIDA GAMING  
 CONTROL COMMISSION


**True Test Copy**  
  
*Mary K Smak*  
 Administrative Clerk  
 By: C. Moore Date: 6/23/22

EXHIBIT # 3  
 PAGE # 10



Page 1 of 1. 0 total matches.

<b>Search Parameters</b>
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: BENNETT
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------

[Licenses](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)

MAY 26 2022

RECEIVED  
 2022 JUN -1 PM 2:41  
 DIVISION OF  
 PARI-MUTUEL WAGERING

EXHIBIT # 3  
 PAGE # 52



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: rmahalinga

VR Home > Complaint Search > Maintain Complaint

Lic Type	<b>1022 - Pari-Mutuel General Individual Occupational</b>	Status	<b>20 Under Investigation</b>	Status Date	<b>07/11/2022</b>
Complaint #	<b>2022033244</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	<b>BENNETT, ROY WILLIAM</b>	Respondent	<b>ROY WILLIAM</b>	Responsible	<b>Vila - VILA, LISA</b>
					<b>Private Case</b>

Complaint | Respondent | Complainant | Add'l Info

Source	<b>LIC - Licensee</b>	Security Level	<b>1</b>	<input type="checkbox"/> Parties	<input type="checkbox"/> Activities
Form	<b>WALK - Walk-in</b>	Priority		<input type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	<b>IIIB - Waivers</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	<b>STND - Standard</b>	Incident	<b>07/01/2022</b>	<input type="checkbox"/> Related	<input type="checkbox"/> Disposition
Region	<b>SR - Southern Region</b>	Received	<b>07/07/2022</b>	<input type="checkbox"/> Inspection	
Reference				<input type="checkbox"/> Costs	
Entered	<b>07/11/2022</b>	Entered By	<b>rmahalinga</b>	<input type="checkbox"/> Time Tracking	<input type="checkbox"/> Auto Assign
Summary	<b>321-Gulfstream Park Racing Association, Inc.</b>			<input type="checkbox"/> Attachments	<input type="checkbox"/> History
Updated	<b>07/11/2022 11:47:10</b>	By	<b>rmahalinga</b>	<input type="checkbox"/> Work Notes	<input type="checkbox"/> Print Report

Change | Save | OK | Cancel | Back

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EXHIBIT # 3  
PAGE # 34

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Marc Taupier, Chief Attorney  
Re: Regina Celeste Pierce; Case No. 2022-034152  
Date: September 26, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks to deny Regina Celeste Pierce's ("Applicant") application for a Cardroom Employee Occupational License. Applicant submitted a completed application for a Cardroom Employee Occupational License on July 12, 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 July 12, 2022, Applicant submitted their completed application to the Division of Pari-Mutuel Wagering for a Cardroom Employee Occupational License. Upon review of the completed application, it appears that Applicant was convicted of a felony in the state of Indiana. Specifically, the Applicant was convicted of Theft in 2007.

Applicant applied for a waiver of the felony conviction and a waiver interview was subsequently scheduled. On July 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 September 14, 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.”

Staff Recommendation: 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.



**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

**Case #:** 2022034152      **Incident date:** 07/12/2022      **Status:** 106 - Sent to Directors office  
**Lic Type:** 1012      **Disposition:**  
**Case Type:** Complaint  
**Responsible:** ltrombeta - TROMBETTA, LOUIS

**Complainant:** DIVISION OF PARI-MUTUEL WAGERING  
1400 WEST COMMERCIAL BOULEVARD, STE 166, FORT LAUDERDALE, FL 33309

**Respondent:** PIERCE, REGINA CELESTE  
910 SOUTH VOLUSIA AVE.#10, ORANGE CITY, FL 32763

**Summary:** 90-DAY DEADLINE: October 19, 2022 / / 07/21/2022 - Waiver Interview conducted --  
/ / 143- Daytona Beach Kennel Club, Inc.

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	07/14/2022	A	10	15	Assigned to Investigator	lmoore	PIERCE, REGINA CELESTE
	07/19/2022	A	79	435	Telephone	lmoore	PIERCE, REGINA CELESTE
	08/29/2022	A	79	70	Sent to Director for Review	ddonaldson	PIERCE, REGINA CELESTE
	07/14/2022	A	79	440	Incoming Correspondence	rmahalinga	PIERCE, REGINA CELESTE
	07/14/2022	R			lmoore	rmahalinga	ROUNDS, LEEANN
	08/30/2022	R			ltrombeta	ddonaldson	TROMBETTA, LOUIS





**State of Florida**  
**Department of Business and Professional Regulation**  
**Chronology Report**

<b>Chronology:</b>	<b>Effective Date</b>	<b>Type</b>	<b>Lic Type</b>	<b>Code</b>	<b>Description</b>	<b>Responsible Party</b>	<b>Respondent</b>
	08/29/2022	R		ddonaldson	DONALDSON, DAVID	Imuniz	
	08/26/2022	S	1012	90	Closed	Imuniz	
	08/29/2022	S	1012	104	Sent to Licensing Section	Imuniz	
	08/30/2022	S	1012	106	Sent to Directors office	ddonaldson	
	07/14/2022	S	1012	20	Under Investigation	rmahalinga	
	07/14/2022	S	1012	10	Initial Review	rmahalinga	

<b>Allegation:</b>	<b>Code</b>	<b>Description</b>
	WAVR	Waiver of Crim. Conv. or Other Offenses

*DD*

FAQ | Help | Sign Out

<a href="#">VR Home</a>	<a href="#">Inbox</a>	<a href="#">Entity</a>	<a href="#">Application</a>	<a href="#">License</a>	<a href="#">Cash</a>	<a href="#">Exam</a>	<a href="#">Inspection</a>	<a href="#">Enforcement</a>	<a href="#">Report</a>
<a href="#">Complaint Search Update</a>	<a href="#">Change Mass Status Update</a>	<a href="#">Recording License Type Public Case Info</a>	<a href="#">Delete Complaint</a>	<a href="#">Mass Activity Update</a>	<a href="#">Mass Discipline</a>				

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	<b>1012 - Cardroom Employee Occupational</b>	Status	<b>104 Sent to Licensing Section</b>	Status Date	<b>08/29/2022</b>
Complaint #	<b>2022034152</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>PIERCE, REGINA CELESTE</b>	Responsible	<b>ddonaldson - DONALDSON, DAVID</b>		<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
Source	<b>LIC - Licensee</b>	Security Level	<b>1</b>
Form	<b>WALK - Walk-in</b>	Priority	
Class'n	<b>IIIB - Waivers</b>	Complexity	<b>R - Regular</b>
Security	<b>STND - Standard</b>	Incident	<b>07/12/2022</b>
Region	<b>CR - Central Region</b>	Received	<b>07/14/2022</b>
Reference	Entered <b>07/14/2022</b>	Entered By	<b>rmahalinga</b>
Summary	<b>90-DAY DEADLINE: October 19, 2022 ----- / ----- --- . 07/21/2022 - Waiver Interview conducted ----- - / ----- . 143- Daytona Beach Kennel Club, Inc.</b>		
Updated	<b>08/29/2022 09:11:29</b>	By	<b>Imuniz</b>

<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
<input type="checkbox"/> Inspection	
<input type="checkbox"/> Costs	
<input type="checkbox"/> Time Tracking	<input type="button" value="Auto Assign"/>
<input type="checkbox"/> Attachments	<input type="button" value="History"/>
<input type="checkbox"/> Work Notes	<input type="button" value="Print Report"/>

<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
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# ROUTING SLIP REQUEST FOR WAIVER

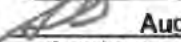
RE: PIERCE, REGINA CELESTE – 13141712  
(APPLICANT'S NAME – LICENSE #)

Case No: 2022 03 4152

1012 - Brush  
Occupation Code and Job Title

175 - Orange City Racing & Card Club  
Facility (d/b/a name)

**90-DAY RESPONSE DEADLINE: OCTOBER 19, 2022**  
(DATE)

Investigations Section: Reviewed by Steve Kogan  August 26, 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: DD 08/30/2022  
(Initial & Date)

glwks 9/1/22  
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or  No If yes, in what jurisdiction? \_\_\_\_\_

Executive Director: LT 9/14/22  
(Initial & Date)

Prepare Waiver or  Prepare File for Commission Review

Comments: \_\_\_\_\_

## Investigative Findings:

October 5, 2006      Elkhart Police Dept., Indiana – Theft – Felony – Pled Guilty and Convicted on February 12, 2007 – 2 years Indiana Department of Corrections IDOC, with sentence suspended except for 4 months to be served under Home Confinement – \$750 fine to be suspended provided PIERCE reimburse Elkhart County \$500 for Police Department services and pay \$4,450 in restitution and no contact with any Walmart stores – There is an unpaid amount remaining for \$159.00 for court costs and fines, however restitution was paid in full.

\*Please attach Routing Slip to front of case file





Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS**

**WAIVER INVESTIGATIVE REPORT**

Office: <b>PMW</b>	Region: <b>CENTRAL</b>	Date of Complaint: <b>JULY 14, 2022</b>	Case Number: <b>2022 03 4152</b>
Respondent:  <b>PIERCE, REGINA CELESTE a.k.a GANNON, REGINA</b> 910 SOUTH VOLUSA AVENUE APT.#10 ORANGE CITY, FLORIDA 32763  Phone: [REDACTED]		Complainant:  <b>DIVISION OF PARI-MUTUEL WAGERING</b> <b>Office of Investigations</b> <b>1400 West Commercial Boulevard, Suite 165</b> <b>Ft. Lauderdale, Florida 33309</b>	
License # / Type: <b>13141712 / 1012</b>		Profession: <b>BRUSH</b>	Report Date: <b>AUGUST 4, 2022</b>
Period of Investigation: <b>JULY 14, 2022 – AUGUST 4, 2022</b>		Type of Report: <b>Final</b>	
<p><b>Basis of Investigation:</b> This investigation is based upon the submission of <b>Regina Celeste PIERCE's</b> State of Florida Pari-Mutuel Occupational License Application dated March 24, 2022 and Waiver Request Form dated May 10, 2022.</p> <p>On March 24, 2022, <b>PIERCE</b> applied for a PMW Cardroom Occupational Employee license to work as a Brush at Orange City Racing &amp; Card Club. On her application, she answered "No" to the question on page 2 of the application, "Have you ever been convicted of, or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?"</p> <p>Upon receipt of <b>PIERCE's</b> FDLE Criminal History Report, PMW Licensing sent her a deficiency letter on April 6, 2022, requesting that she list and provide court disposition records for an arrest on 10/02/2006, in Elkhart County, Indiana.</p> <p>On July 12, 2022, <b>PIERCE</b> submitted an amended application listing a Felony conviction for Theft in Elkhart, Indiana and she also submitted an amended waiver request form after failing to properly complete the waiver form submitted on May 10, 2022.</p>			
Related Case:			
Investigations Specialist II / Date  <i>Lee Ann Rounds</i> Lee Ann Rounds / August 4, 2022		Approved by Investigator Supervisor / Date  <i>C. Derek Washington</i> /s/ C. Derek Washington / August 9, 2022	
Chief of Investigations / Date  <i>Steven E. Kogan</i> /s/ Steven E. Kogan / August 26, 2022			

CONTINUATION

**CRIMINAL HISTORY**

Arrest 1					
<b>Date of Arrest:</b> 10/05/2006		<b>Arresting Agency:</b> Elkhart Police Department, Indiana			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Theft	Felony	Guilty	Convicted	02/12/2007
2					
3					
4					

SENTENCE	
2 years Indiana Department of Corrections (IDOC), with sentence suspended except for 4 months to be served under Home Confinement. A \$750 fine to be suspended provided <b>PIERCE</b> reimburse Elkhart County \$500 for Police Department services and pay \$4,450 in restitution and no contact with any Walmart stores.	

**Additional Information:** Last entry in court docket dated 04/06/2007, indicated an unpaid amount remaining for \$159.00 for court costs and fines, however restitution was paid in full.

Arrest 2					
<b>Date of Arrest:</b> 06/15/2005		<b>Arresting Agency:</b> Volusia County Sheriff's Office, FL			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Worthless Check	Misdemeanor	N/A	Nolle Prosequi	12/06/2010
2					
3					
4					

SENTENCE	

**Additional Information:** Applicant was re-arrested on 09/21/2010 for Failure to Appear; the case was ultimately dropped on 12/06/2010.

CONTINUATION

**CRIMINAL HISTORY**

Arrest 3					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

Arrest 4					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

**ADDITIONAL LICENSES**

	<b>YES</b>	<b>NO</b>
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	<b>X</b>	
Does the Applicant possess an Occupational License from other jurisdictions?		<b>X</b>

<b>1. License Type: *****TEMP*****1012 Cardroom Employee Occupational License</b>			
Date Licensed: <b>03/25/2022</b>	Expiration Date: <b>06/23/2022</b>	License #: <b>13141712</b>	Agency or Jurisdiction: <b>Florida PMW</b>
		<b>YES</b>	<b>NO</b>
Has License ever been suspended or revoked?			<b>X</b>
Was any derogatory information received?		<b>X</b>	
Additional Comments: <b>Applicant failed to disclose her 2006 arrest on her original PMW license application.</b>			

<b>2. License Type:</b>			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		<b>YES</b>	<b>NO</b>
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

<b>3. License Type:</b>			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
		<b>YES</b>	<b>NO</b>
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

<b>4. License Type:</b>			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
		<b>YES</b>	<b>NO</b>
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

CONTINUATION

**WAIVER INTERVIEW**

	<b>YES</b>	<b>NO</b>
Was a Waiver Interview Conducted?	<b>X</b>	
Date of Interview: July 21, 2022	Location of Interview: Orange City Racing and Card Club	
	<b>YES</b>	<b>NO</b>
Was the applicant cooperative?	<b>X</b>	
Additional Comments:		

**SUMMARY OF INTERVIEW:**

**PIERCE** explained she was working as a cashier at Walmart in Indiana and pregnant at the time. She said she needed money, so she stole money from her cash register. She stated she was observed by surveillance and later arrested.

**PIERCE** stated before working in the card room, she worked at Popeye’s fast food restaurant. She said this arrest was the only time she had ever stolen anything.

When asked why she did not disclose her criminal offense on her initial application, **PIERCE** stated it was not intentional. She said she just missed it.

**PIERCE** further stated that she has been homeless for the past three years, since her mother passed away. She said this is the first job in a very long time, and she is desperate to get back to work.

**CONCLUSION:**

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **PIERCE**.

Case Status: Investigations case closed, case forwarded to Licensing.

**CONTINUATION**

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- I. INVESTIGATIVE REPORT COVERSHEET .....
- II. INVESTIGATIVE REPORT .....
- III. EXHIBITS
  - 1. Waiver Request / Applications / License ..... 1-7
  - 2. Legal Documents..... 1-4
  - 3. Rap Sheet ..... 1-5
  - 4. Supporting Docs: ARCI / Def. Letter / CCIS /Other ..... 1-6

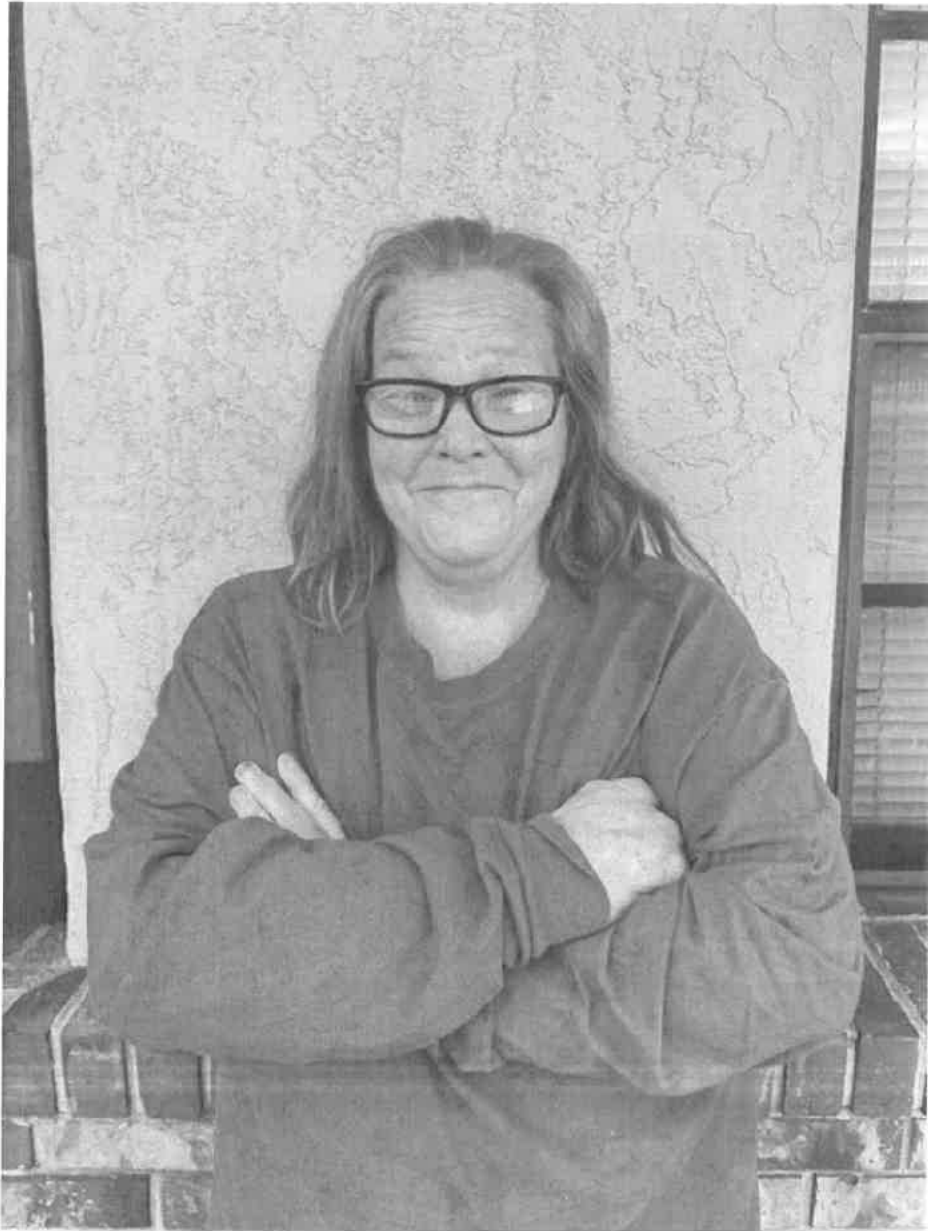


EXHIBIT #1  
PAGE 1-7









**BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)**

- Yes  No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?
- Yes  No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE

- Yes  No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.
- Yes  No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

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**PLEASE READ AND SIGN BELOW**

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

*[Handwritten Signature]*  
 Signature of Applicant

*3/24/2022*  
 Date



















This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

### State V Regina Gannon

Case Number U0D05-0610-FD-00363  
 Court Elkhart Superior Court 5  
 Type FD - Class D Felony  
 Filed 10/10/2006  
 Status 02/12/2007 , Decided  
 Reference Original County Cause D506FD363  
 Number

### Parties to the Case

Defendant Gannon, Regina

Description Female, White  
 Address 22325 R 104  
 Elkhart, IN 46514

State State of Indiana

Plaintiff

Attorney Curtis Theophilus Hill  
 #1399920  
 Indiana Attorney General  
 302 West Washington Street  
 IGCS-5th Floor  
 Indianapolis, IN 46204  
 317-232-6201(W)

### Charges

01 09/11/2006 THEFT  
 Statute 35-43-4-2(a)  
 Degree FD

02 09/25/2006 THEFT  
 Statute 35-43-4-2(a)  
 Degree FD

03 09/28/2006 THEFT  
 Statute 35-43-4-2(a)  
 Degree FD

04 09/30/2006 THEFT  
 Statute 35-43-4-2(a)  
 Degree FD

### Chronological Case Summary

- 10/10/2006 **Converted Event**  
docket level comment: CLD
- 10/10/2006 **Converted Event**  
Docket Note: VA
- 10/10/2006 **Converted Event**  
CRIMINAL ACTION FILED. CLD (RJO? N) | JTS Minute Entry Date: 2006-10-10
- 10/11/2006 **Converted Event**  
\$3,000.00 SURETY BOND posted 10-06-06 with American Surety Company, Laura Anderson, bondsman. dlj (RJO? N) (Alt Judge R) | JTS Minute Entry Date: 2006-10-11
- 10/11/2006 **Converted Event**  
Initial hearing set for 10/13/06 at 8:30 a.m. in the Magistrate's Hearing Room, Elkhart. KM (RJO? N) | JTS Minute Entry Date: 2006-10-10
- 10/13/2006 **Converted Event**  
Calendar :MAG DENTON HEARING OR TRIAL
- 10/16/2006 **Indigent Counsel Appointed at County Expense**  
State by DPA Gretchen Lund; defendant in person. Defendant files Rights Information Form. Copy of charge delivered to defendant. Not Guilty plea entered. PD appointed. DATES SET: Omnibus, 11/29/06; Plea Bargain Deadline, 12/18/06. Statement of dates delivered to defendant. DAD/tlh-c (RJO? N) (Alt Judge T) | JTS Minute Entry Date: 2006-10-13
- 10/18/2006 **Converted Event**  
DPD, Jeffrey A. Majerek files Appearance form and Defendant's Motion for Discovery. kp (RJO? N) | JTS Minute Entry Date: 2006-10-17
- 12/07/2006 **Converted Event**  
On defendant's motion set for further proceedings 12/11/06 at 9:00 a.m. KM (RJO? N) | JTS Minute Entry Date: 2006-12-07
- 12/11/2006 **Converted Event**  
Calendar :PLEA BARGAIN DEADLINE
- 12/11/2006 **Converted Event**  
Calendar :FURTHER PROCEEDINGS
- 12/13/2006 **Converted Event**  
On defendant's motion set for further proceedings 12/18/06 at 9:00 a.m. KM (RJO? N) | JTS Minute Entry Date: 2006-12-13
- 12/18/2006 **Converted Event**  
Calendar :FURTHER PROCEEDINGS
- 12/19/2006 **Converted Event**  
Defendant w/DPD Jeff Majerek; State by DPA David Francisco. PLEA ENTERED: Guilty, Theft, Class D felony (Count I), pursuant to plea agreement; Counts II, III, and IV to be dismissed at sentencing. PSI Report ordered. Set for sentencing 2/12/07 at 9:00 a.m. ec-c (RJO? N) | JTS Minute Entry Date: 2006-12-18
- 01/10/2007 **Converted Event**  
DPD, Theresa M. Hearmon files Appearance form replacing Jeffrey Majerek, kp (RJO? N) | JTS Minute Entry Date: 2007-01-04

- 02/06/2007 **Converted Event**  
PSI filed. kp (RJO? N) | JTS Minute Entry Date: 2007-02-06
- 02/12/2007 **Converted Event**  
Calendar :SENTENCING
- 02/12/2007 **Judgment**  
Conversion  
01. THEFT  
• Finding of Guilty
- 02/12/2007 **Judgment**  
Conversion  
02. THEFT  
• Dismissed
- 02/12/2007 **Judgment**  
Conversion  
03. THEFT  
• Dismissed
- 02/12/2007 **Judgment**  
Conversion  
04. THEFT  
• Dismissed
- 02/13/2007 **Converted Event**  
Defendant w/DPD Theresa Hearnion; State by DPA Warren Murphy. PSI Report accurate as submitted. Plea accepted. Defendant found Guilty of Theft, Class D felony (Count I). SENTENCE: 2 years IDOC w/credit for one day served plus equal earned credit time, suspended except 4 months to be served in CCJ/HIP; good behavior status for 2 years; \$750 fine + costs, w/fine suspended provided defendant reimburses Eikhart County \$500 for PD services; document payment of \$4,450 paid as restitution; no contact with any Wal-Mart store. Financial obligations ordered satisfied by 11/1/07. Defendant ordered to be hooked up with CCJ and document enrollment by 2/23/07. Counts II, III, and IV dismissed. Judgment. Bond released. Commitment ordered. ec-c (DISPOSED: GP ) (RJO? Y) | JTS Minute Entry Date: 2007-02-12
- 02/14/2007 **Converted Event**  
SENTENCING ORDER W/ COPY OF DOCKET, & PSI REPORT SENT BY COURIER TO CCJ/HIP. FINGERPRINT FORMS TO STATE POLICE, BOND RELEASED, NOTICES SENT. CLD (RJO? N) | JTS Minute Entry Date: 2007-02-14
- 02/27/2007 **Converted Event**  
CCJ HIP files Enrollment Notice. kp (RJO? N) | JTS Minute Entry Date: 2007-02-26
- 04/10/2007 **Converted Event**  
CCJ HIP files Monthly Progress Report. (March '07) KM (RJO? N) | JTS Minute Entry Date: 2007-04-10
- 06/28/2007 **Converted Event**  
CCJ HIP files Final Summary. kp (RJO? N) | JTS Minute Entry Date: 2007-06-27
- 11/02/2007 **Converted Event**  
Court receives letter from Misty Larson, from the Criminal Restitution Division of Bennett & DeLoney, indicating that the restitution in this case has been paid in full. kp (RJO? N) | JTS Minute Entry Date: 2007-11-01

### Financial Information

\* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

**Gannon, Regina**

Defendant

**Balance Due (as of 04/06/2022)**

159.00

**Charge Summary**

Description	Amount	Credit	Payment
Court Costs and Filing Fees	659.00	0.00	500.00

**Transaction Summary**

Date	Description	Amount
10/10/2006	Transaction Assessment	659.00
11/01/2007	Counter Payment	(500.00)

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Melanie S. Griffin, Secretary

Ron DeSantis, Governor

April 6, 2022

Ms. Regina Celeste Pierce  
910 South Volusia Avenue #10  
Orange City, Florida 32763

RE: Application No. 67517, Entity 13141712  
1012 - Cardroom Employee Occupational

Dear Ms. Pierce:

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:**

- Elkhart County, Indiana Arrest - 10/05/2006

**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 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: 06/23/2022.**

**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



To whom it may concern,

Please accept my application for a waiver. I am the sole provider for my two boys and I desperately want to keep my job. This is the first job in a very long time that I have loved. Please I am desperate to get back to work.

Regards,

Regina Pierce  
REG/WA  
PERCE

pierce.regina31@gmail.com



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2022 JUN -7 AM 11:18  
FLORIDA GAMING  
CONTROL COMMISSION

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Emily Alvarado, Deputy Chief Attorney  
Re: Case No. 2022-036000; License Denial  
Date: September 26, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks to deny Reginaldo Anacreon's ("Applicant") application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License. Applicant applied for a Pari-Mutuel Wagering Individual Occupational License on July 20, 2022. Applicant has one felony conviction. Applicant failed to disclose this felony on his application. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

### *Pertinent Facts*

On July 20, 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 felony crime in the state of Florida. Specifically, Applicant was convicted of Driving While License Suspended- Habitual Offender.

### *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 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“... the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

Section 551.107(6)(c), 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.”

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:

“The 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.”

Staff Recommendation: 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.





**EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No  
 Have you previously worked for a gaming-related employer?  
 If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving

**PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No  
 Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

**RECEIVED**  
 2022 JUL 25 AM 11:49  
 FLORIDA GAMING  
 CONTROL COMMISSION

Yes  
 No  
 Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

\_\_\_\_\_

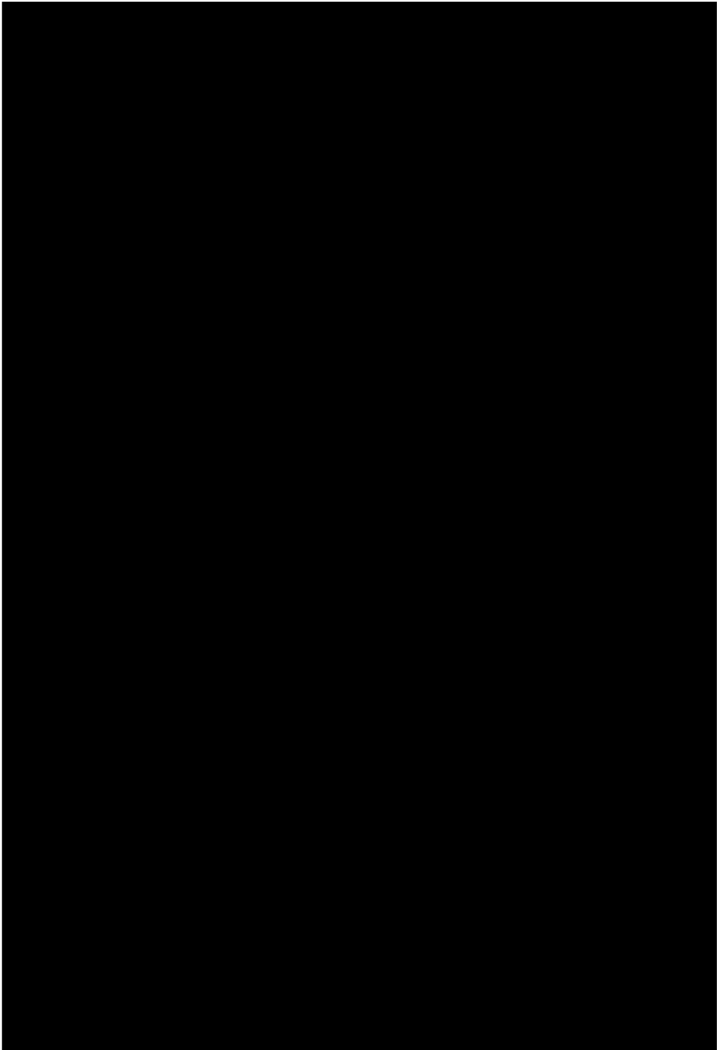
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JUL 20 2022

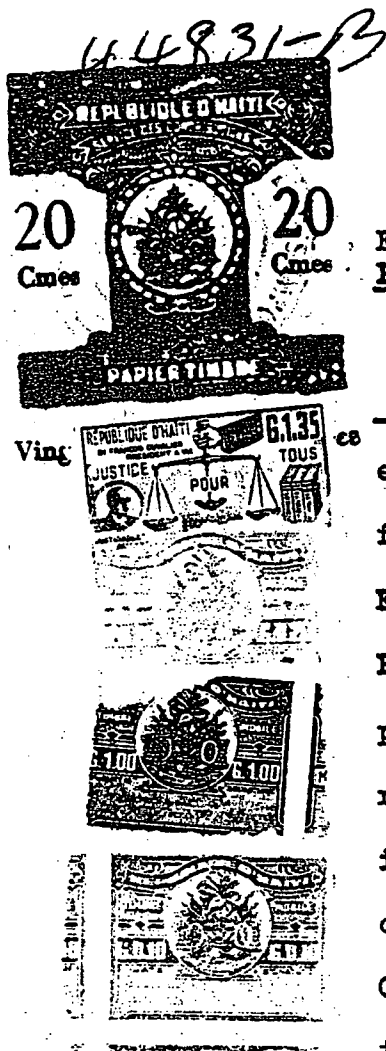






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EGALITE  
REPUBLIQUE D'HAITI

FRATERNITE

RRR

N<sup>o</sup> 68837

Extrait des registres des actes de naissance de la commune de Port-au-Prince déposés au bureau des Archives Nationales de la Re

L'AN mil neuf cent quatre vingt cinq an 182<sup>ede</sup> l'Indépendance et le mardi 29 Octobre a 8h AM Par devant nous Emeran Cineas Officier de l'Etat civil de Port-au-Prince, section sud, soussigné En vertu d'un jugement rendu par le tribunal civil de Port-au-Prince en date du 18-9-85 A comparu le sieur JEAN CLAUDE ANACREON profession chauffeur, demurant a Port-au-Prince et domicilié a 1 rue du centre Lequel nous a présenté un enfant du sexe masculin q il nous a déclaré être son fils né le vingt cinq septembre mil ne cent quatre vingt un a Port-au-Prince a six heures du matin de se Oeuvres naturelles avec la citoyenne GERTHA JOSEPH ,profession co turière, demurant et domiciliée a Port-au-Prince Auquel enfant il donné les prénoms de :REGINALDO Dont acte fait en notre bureau ru d'Ennery en présence de Samuel Joseph et de André Pierre, tous deu majeurs demurant et domiciliés a Port-au-Prince, temoins choisis amenés par le comparant après lecture faite par nous du présent a l'avons signé avec le père non les temoins pour ne le pouvoir.

ANNEE 1985  
PAGE 144  
NUMERO 575

ACTE DE NAISSANCE DE:

REGINALDO ANACREON ,né le  
25 septembre 1981 a Port-  
au-Prince

S) E.CINEAS REC 44831 B.

Port-au-Prince le 4 avril 1986

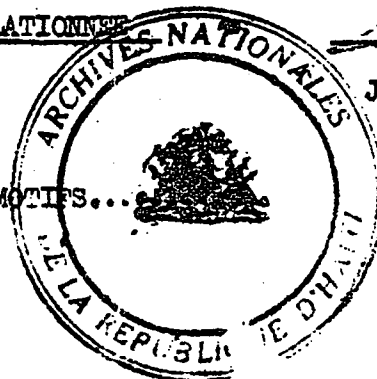
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COLLATIONNEE

ANH A 147235

N/A/J

PAR CES MOTIFS...

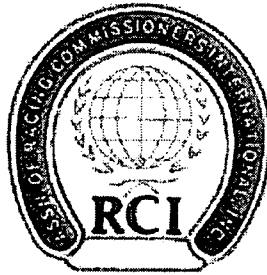


JEAN WILFRID BERTRAND

DIRECTEUR GENERAL

JUL 20 2022

licenjer



Licensee Search

Page 1 of 1. 0 total matches.

<b>Search Parameters</b>
Govt. Number: <span style="background-color: black; color: black;">XXXXXXXXXX</span>
Date of Birth:
First Name: Reginaldo
Middle Name:
Last Name: Anacreon
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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[Licensees](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)

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CONTROL COMMISSION

JUL 20 2022

licenyer



Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: Reginaldo
Middle Name:
Last Name: Anacreon
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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JUL-20-2022



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 101 - Division of Pari-Mutuel Wagering - Slots

Logged in as: twebb

VR Home > Complaint Search

**System Messages**

- Fed Tax # not found

Search Criteria | Results

**Complaint**

Board	<input type="text"/>	Complaint #	<input type="text"/>
Lic Type	<input type="text"/>	Reference	<input type="text"/>
Case Type	<input type="text"/>	Status	<input type="text"/>
Assigned To	<input type="text"/>		
Incident From	<input type="text"/>	Incident To	<input type="text"/>
Key Phrase in Summary			

- 
- 
- 
- 

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**Respondent**

Fed Tax #	<input type="text"/>	Street #	<input type="text"/>
File #	<input type="text"/>	Street	<input type="text"/>
License #	<input type="text"/>	City	<input type="text"/>
Entity #	<input type="text"/>	Postal/Zip	<input type="text"/>
Key Name	<input type="text"/>	State	<input type="text"/>
		County	<input type="text"/>

Complainant    Key Name  
 Involved Party    Key Name

Get Adobe Reader.

*NoFunding*

JUL 20 2022

Voucher



Date

7/20/2022

No.

4214

Amount \$ 100.00

Description

Anacreon, Reginaldo

Charged to

Slot Machine/Cardroom/PMW Combo

3 year

Received by

Approved by

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FLORIDA GAMING  
CONTROL COMMISSION

JUL 20 2022

0187

0200

**FedEx** Package  
Express US Airbill

FedEx  
Tracking  
Number

8176 1302 4711

**1 From** Please print and press hard.

Date 7/22/22

Sender's FedEx  
Account Number

SENDER'S FEDERAL ACCOUNT NUMBER ONLY  
5648 4484 0

Sender's  
Name

R. Cril-E. Rose

Phone (954) 202-6768

Company

DBPR/DIV OF PARI-MW

Address

1400 W COMMERCIAL BLVD STE 165

Dept./Floor/Subs./Room

City

FORT LAUDERDALE

State

FL

ZIP

33309-3787

**2 Your Internal Billing Reference**

First 24 characters will appear on invoice.

OPTIONAL

**3 To**

Recipient's  
Name

Cynthia Harris

Phone (850) 717-1639

Company

Florida Gaming Control Commission

Address

2601 Blair Stone Rd.

Dept./Floor/Subs./Room

Address

Office of Operations

Use this line for the RFD location address or for continuation of your shipping address.

City

Tallahassee

State

FL

ZIP

32399

0139472271

MURS  
0215  
Sender's Copy

**4 Express Package Service**

\* To most locations.

Packages up to 150 lbs.  
For packages over 50 lbs., use the  
FedEx Express Weight US Airbill.

**Next Business Day**

**FedEx First Overnight**  
Earliest next business morning delivery to select  
locations. Friday shipments will be delivered on  
Monday unless Saturday Delivery is selected.

**FedEx Priority Overnight**  
Next business morning.\* Priority shipments will be  
delivered on Monday unless Saturday Delivery  
is selected.

**FedEx Standard Overnight**  
Next business afternoon.\*  
Saturday Delivery NOT available.

**2 or 3 Business Days**

**FedEx 2Day A.M.**  
Second business morning.  
Saturday Delivery NOT available.

**FedEx 2Day**  
Second business afternoon.\* Thursday shipments  
will be delivered on Monday unless Saturday  
Delivery is selected.

**FedEx Express Saver**  
Third business day.\*  
Saturday Delivery NOT available.

**5 Packaging**

\* Declared value limit \$500.

**FedEx Envelope\***

**FedEx Pak\***

**FedEx  
Box**

**FedEx  
Tube**

**Other**

**6 Special Handling and Delivery Signature Options**

Fees may apply. See the FedEx Service Guide.

**Saturday Delivery**

NOT available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver.

**No Signature Required**  
Package may be left without  
obtaining a signature for delivery.

**Direct Signature**  
Someone at recipient's address  
may sign for delivery.

**Indirect Signature**  
If one is available at recipient's  
address, someone at a neighboring  
address may sign for delivery. For  
residential deliveries only.

**Does this shipment contain dangerous goods?**

One box must be checked.

**No**  **Yes**  
As per attached  
Shipper's Declaration.

**Yes**  
Shipper's Declaration  
not required.

**Dry Ice**  
Dry Ice & UN 1845 \_\_\_\_\_ kg

**Cargo Aircraft Only**

Restrictions apply for dangerous goods — see the current FedEx Service Guide.

**7 Payment** Bill to:

This airbill can be used only when billing to a FedEx  
account number. For cash, check, or credit card  
transactions, please go to a staffed shipping location.

Enter FedEx Acct. No. below  
 **Sender**  
Acct. No. in Section  
I will be billed.  **Recipient**  **Third Party**

FedEx Acct. No.

Total Packages

Total Weight

Total Declared Value\*

lbs. \$ 00

Your liability is limited to US\$100 unless you declare a higher value. See back for details. By using this airbill you  
agree to the service conditions on the back of this airbill and in the current FedEx Service Guide, including terms  
that limit our liability.

611

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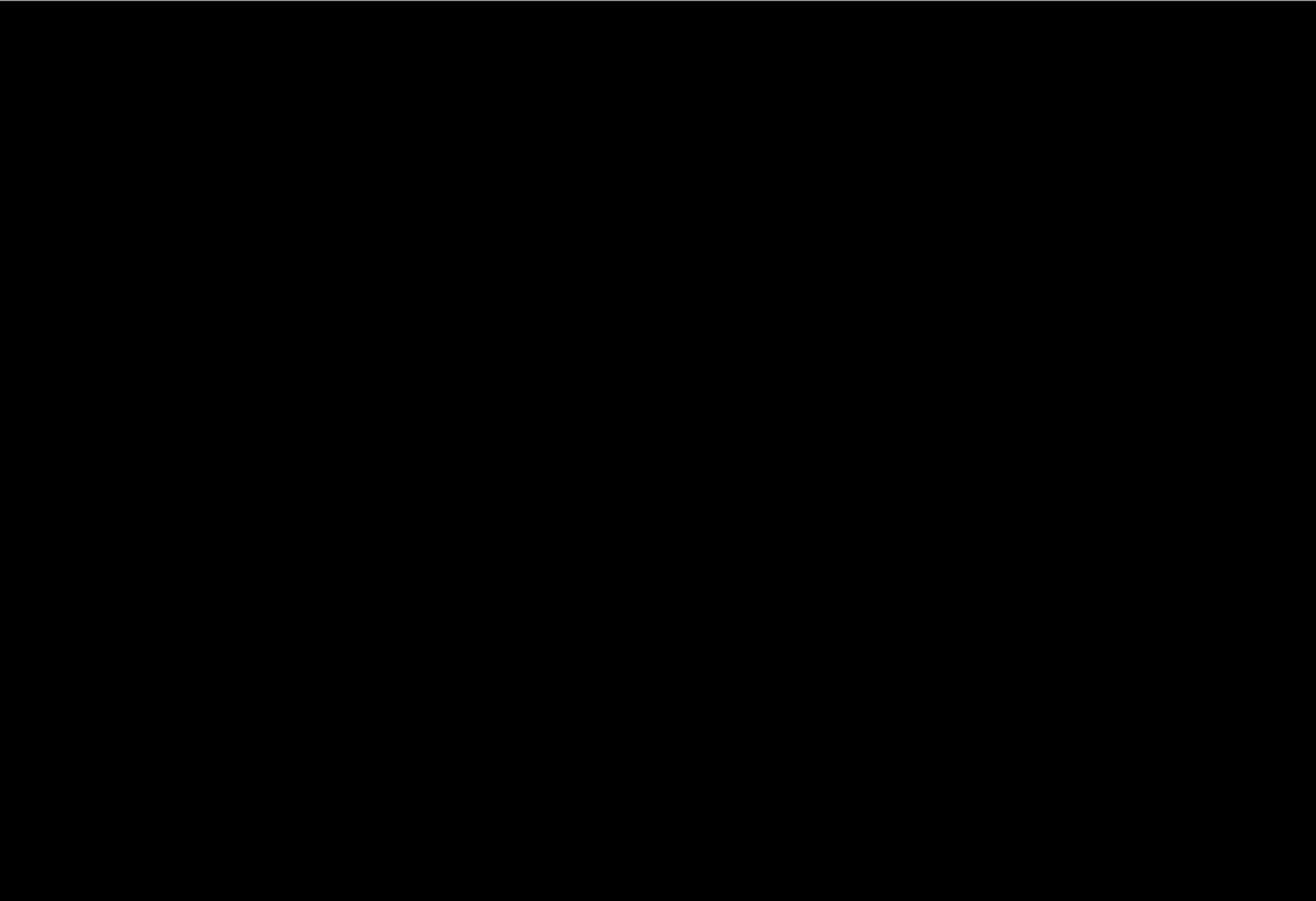


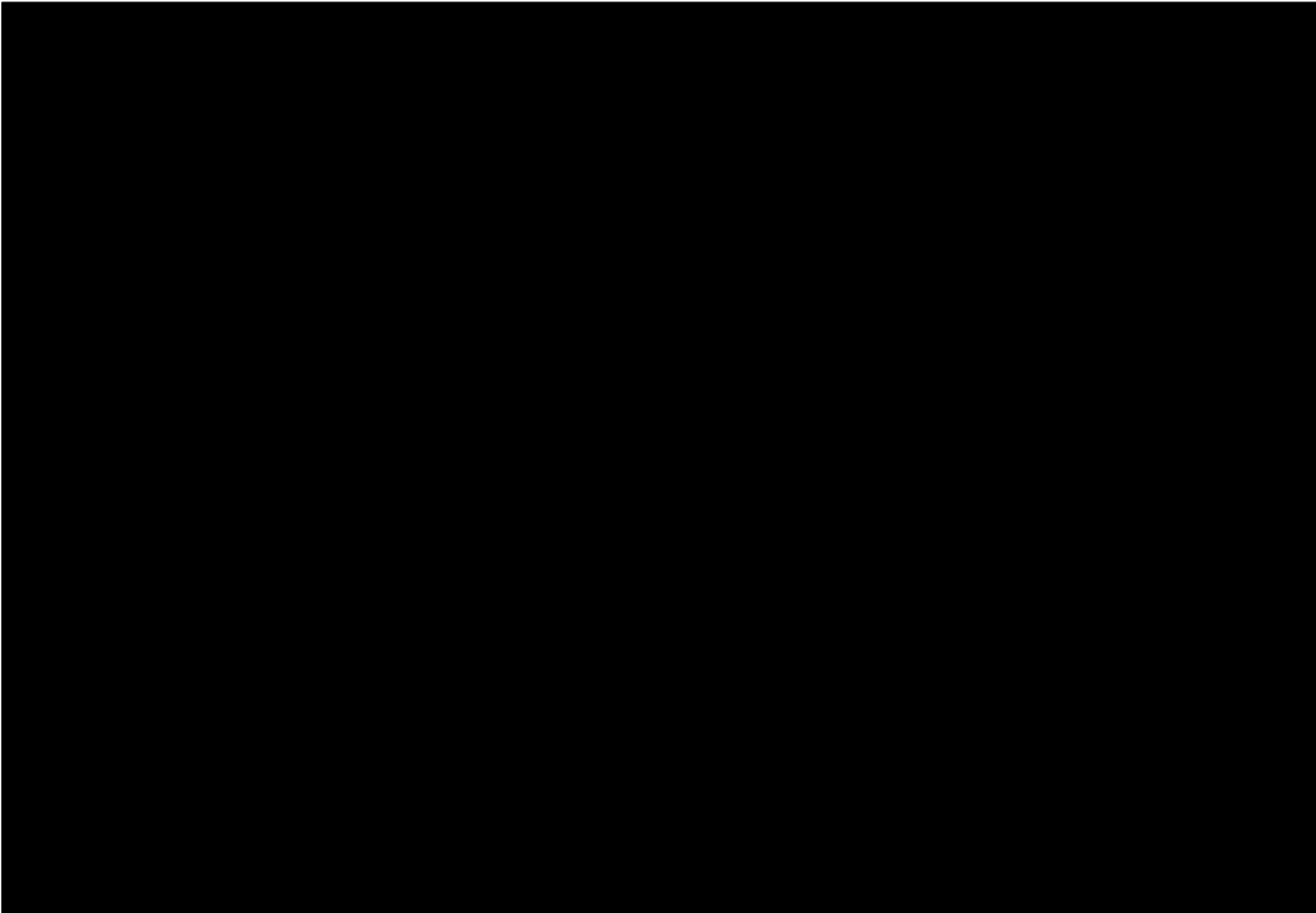
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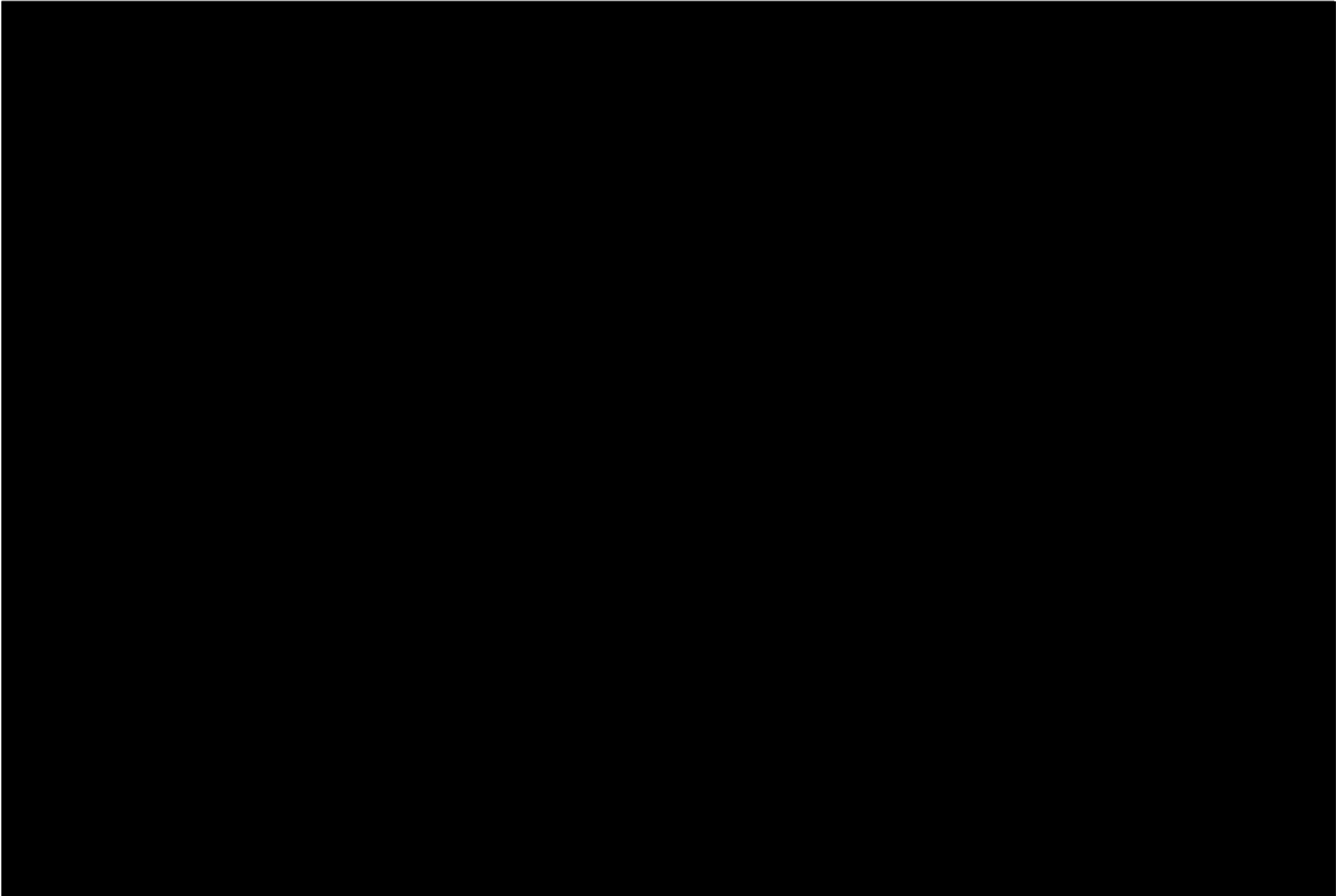
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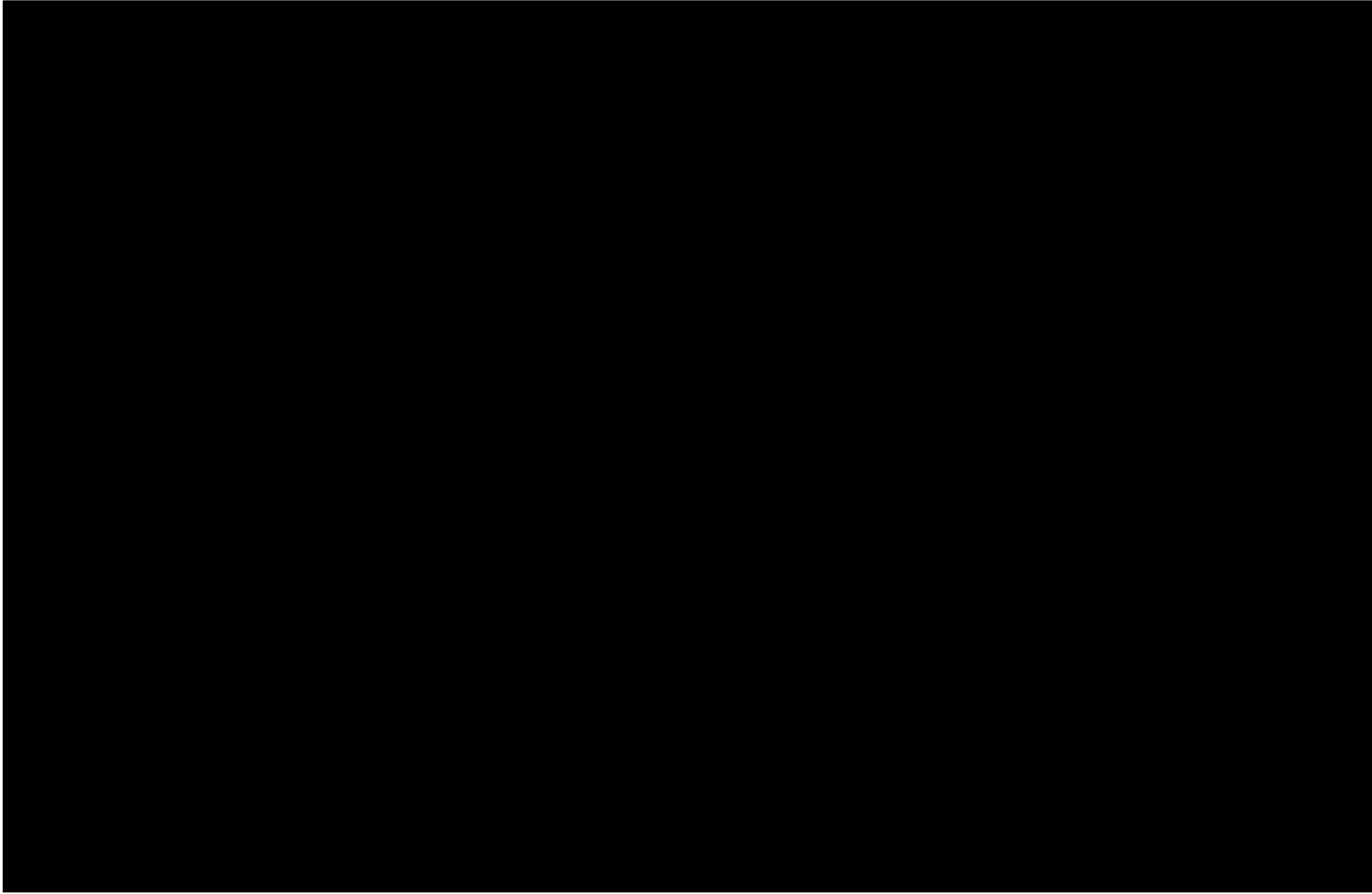
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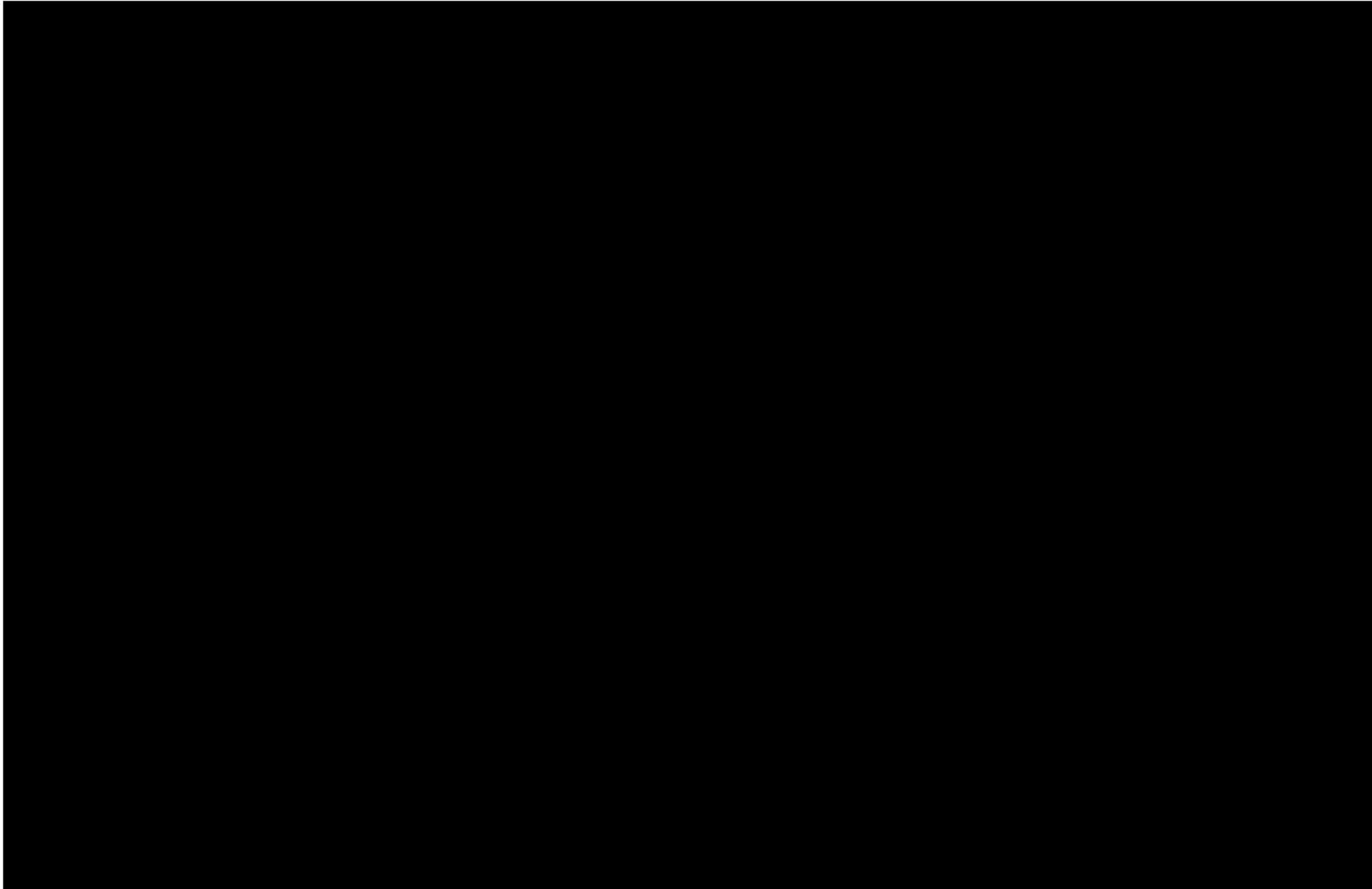


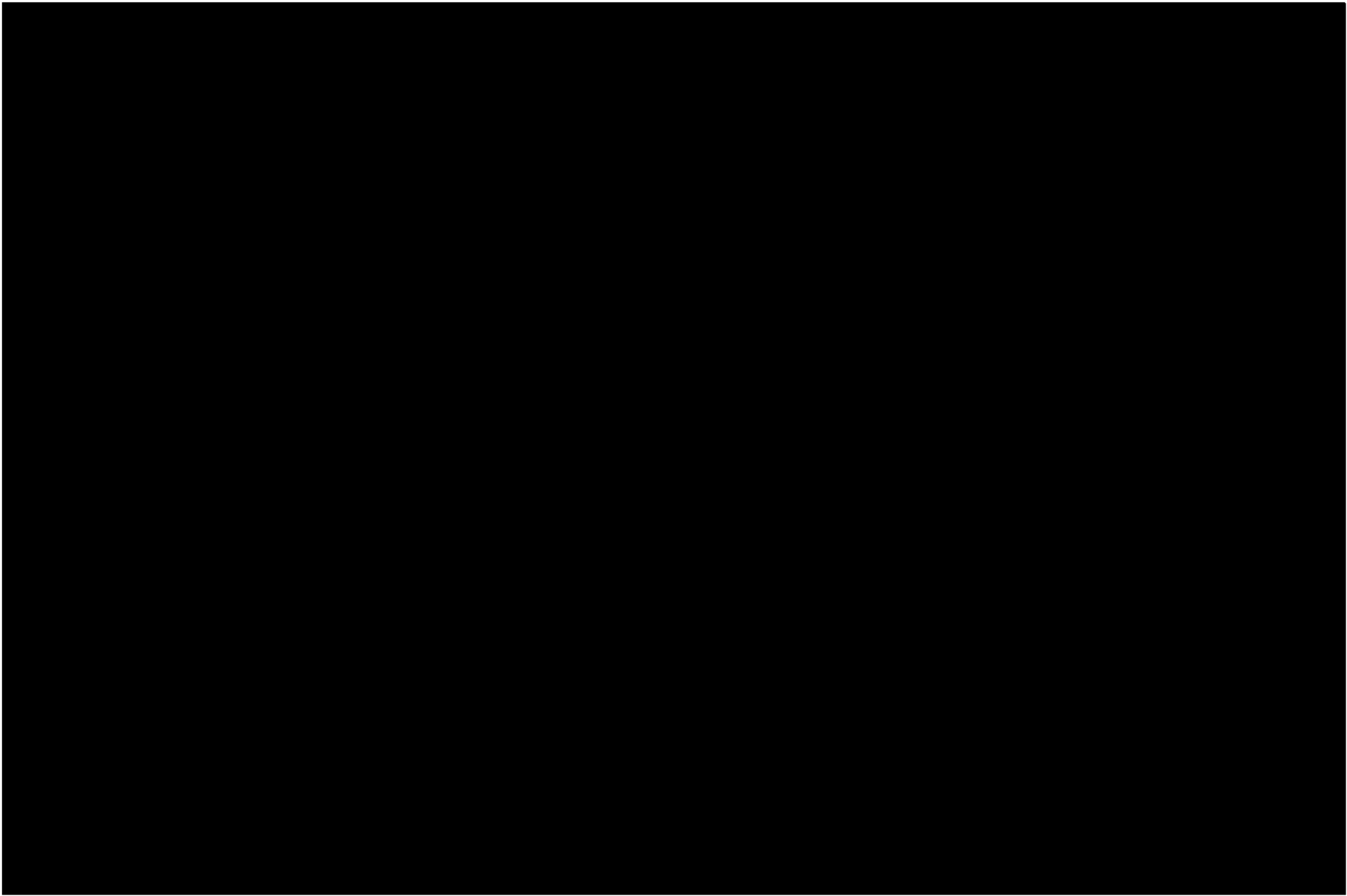


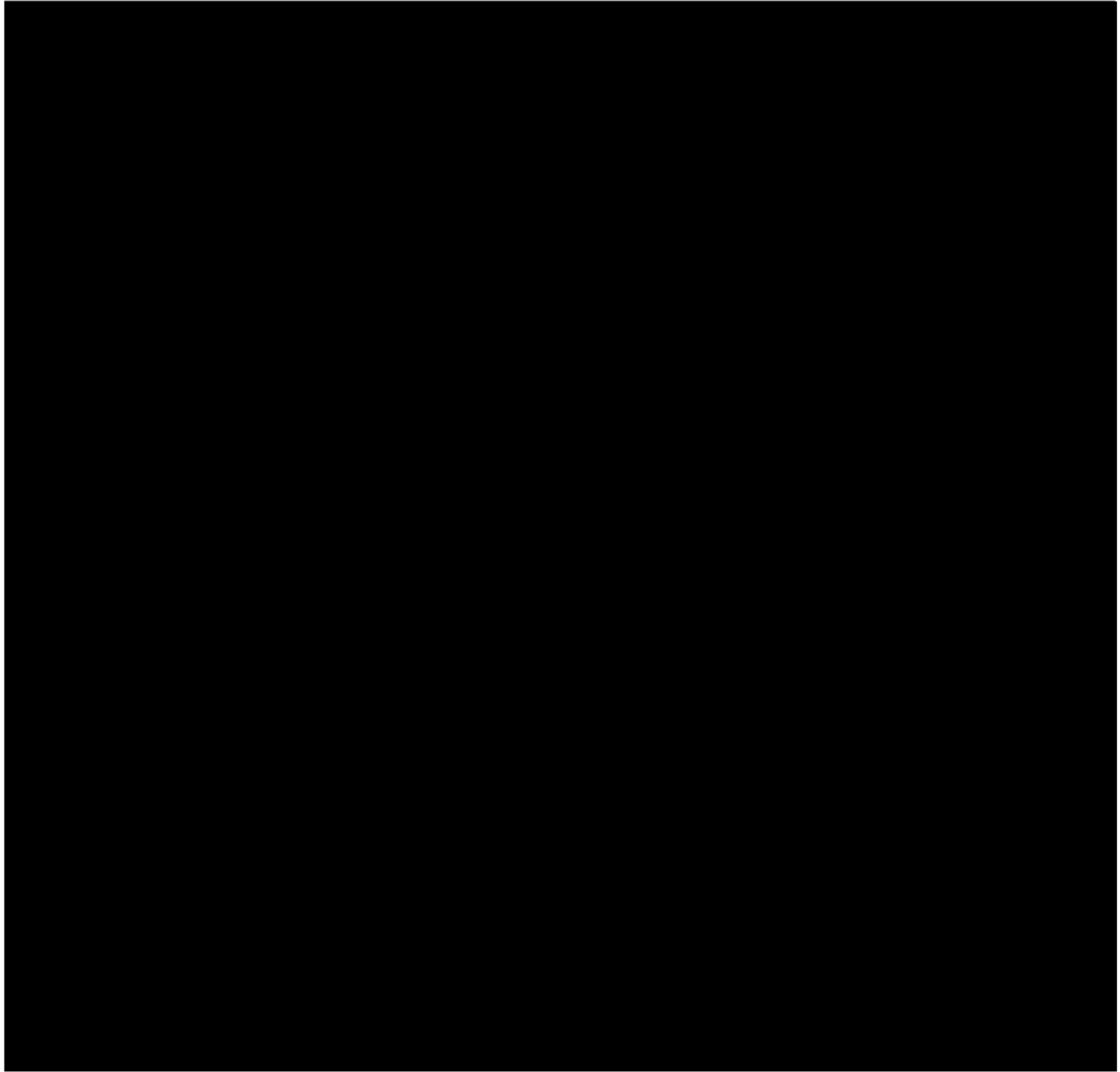


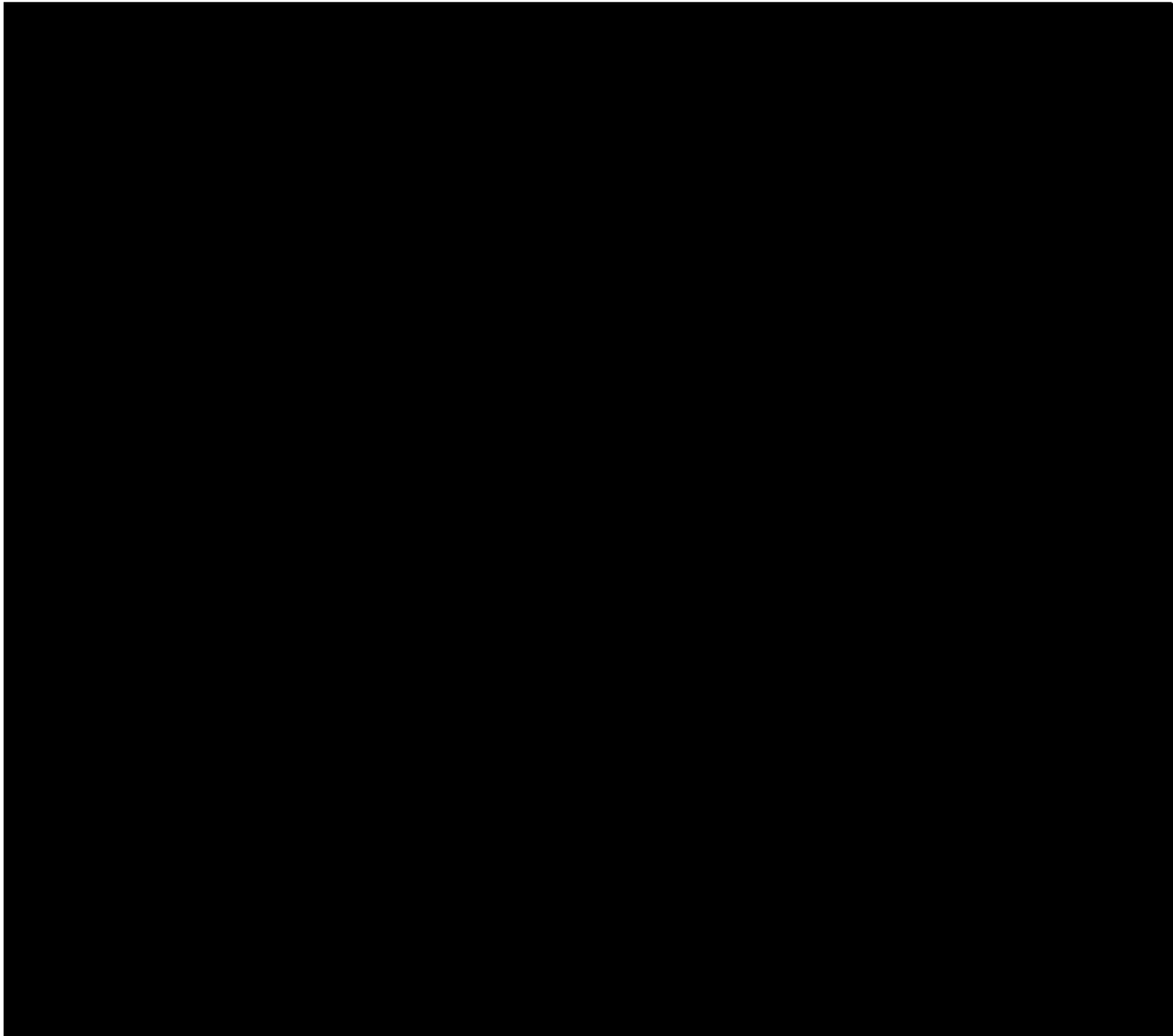












Licensing Administrator Review – Slot Machine Occupational License

RE: ANACREON, REGINALDO, 13270779  
 (APPLICANT'S NAME- LICENSE #)

Case No: 2022-036000

INITIAL APPLICATION RECEIVED:	<u>7/20/2022</u>
COMPLETE APPLICATION RECEIVED:	<u>7/20/2022</u>
<b>90-DAY DEADLINE:</b>	<b><u>10/18/2022</u></b>

Cindy Ritter  
 Application Processor

Magic City Casino, #155  
 Facility (d/b/a name)

Count Team Member/1055  
 Occupation/Job Title/Lic Type

Pursuant to Section 551.107(6)(c) Conviction is defined as being found guilty, with or without adjudication of guilt, as a result of a jury verdict, non-jury trial, or entry of a plea of guilty or nolo contendere. Any misdemeanor conviction to include fraud and theft which are defined for purposes of slot machine gaming licensure as involving dishonesty, misrepresentation, deceit, and lack of truthful conduct in transaction with another.

**Licensing Section Review**

Did the application accurately reflect the Criminal History Record?  Yes  No

**Conviction**

- Felony : 1 Count
- Misdemeanor – Gambling Related/Bookmaking
- Two or more misdemeanor convictions that involve theft, fraud, or burglary
- Forgery, Larceny, Theft, Extortion, Conspiracy to Defraud (Slot Combo Professions Only)

Comments:

[Redacted Comments]

**Disposition Unknown**

- Felony Arrest(s) :
- Misdemeanor Arrest – Gambling Related/Bookmaking
- Two or more misdemeanor arrests/counts that involve theft, fraud, or burglary

Comments:

**Enforcement/Jurisdiction Offenses**

- Currently under Suspension, Declared Ineligible, Revoked, Denied, Ejected, Unpaid Fine, in this or any other state gaming commission, governmental department, agency, or other authority exercising regulatory jurisdiction over the gaming of another state or jurisdiction.

Comments:

**Related Licenses**

**Check VR License Relations to Determine if Applicant is Related to a Business**

Is the individual applicant related to a business? Yes  No  If yes, complete sections below.

Business License Number:

Business Name:

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes  No

Date Deficiency Letter Issued:

Initials:

Comments:

**Licensing Administrator Review**

**Disposition Confirmation**

Disqualifying Convictions/Arrests Confirmed? Yes  No   Approval

Forward to  Investigations

Legal

Director

Initials:

*[Signature]*

7/27/22

Comments: P.S. 322.35(5) F3

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[Complaint Search Update](#)  
 [Change Recording License Type](#)  
 [Delete Complaint](#)  
 [Mass Activity Update](#)  
 [Mass Discipline](#)  
 [Public Case Info](#)

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: critter

VR Home > Complaint Search > Maintain Complaint

Lic Type	<b>1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination</b>	Status	<b>10 Initial Review</b>	Status Date	<b>07/26/2022</b>
Complaint #	<b>2022036000</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>ANACREON, REGINALDO</b>	Responsible	<b>ddonaldson - DONALDSON, DAVID</b>	<b>Private Case</b>	

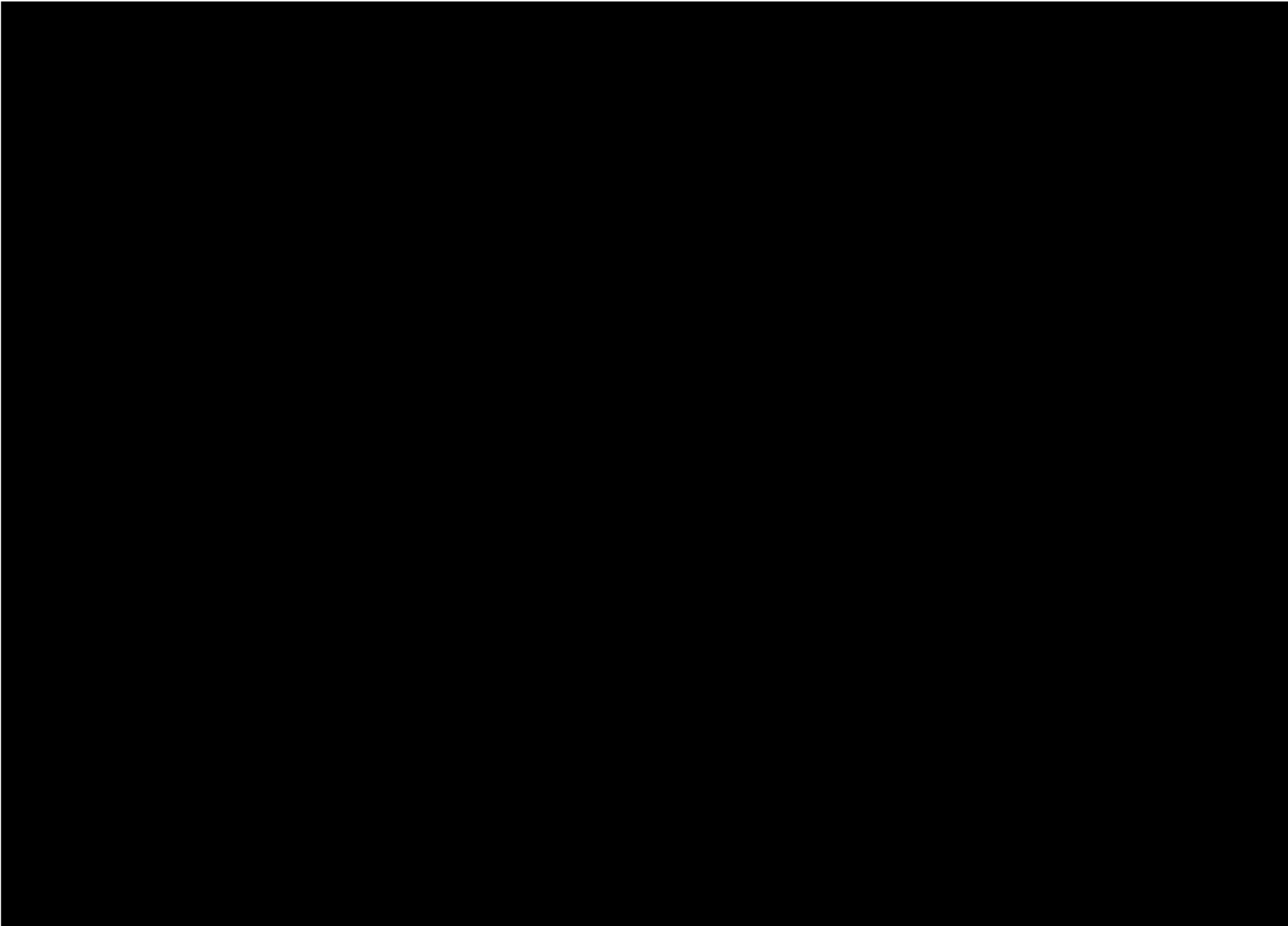
Complaint	Respondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="button" value="Parties"/>	<input type="button" value="Activities"/>
Form	<b>INTR - Internal</b>	Priority		<input type="button" value="Allegations"/>	<input type="button" value="Discipline"/>
Class'n	<b>CHIS - Criminal History</b>	Complexity	<b>R - Regular</b>	<input type="button" value="Violations"/>	<input type="button" value="Compliance"/>
Security	<b>STND - Standard</b>	Incident	<b>07/20/2022</b>	<input type="button" value="Related"/>	<input checked="" type="checkbox"/> <input type="button" value="Disposition"/>
Region	<b>NR - Northern Region</b>	Received	<b>07/26/2022</b>	<input type="checkbox"/> <input type="button" value="Inspection"/>	
Reference				<input type="button" value="Costs"/>	
Entered	<b>07/26/2022</b>	Entered By	<b>critter</b>	<input type="button" value="Time Tracking"/>	<input type="button" value="Auto Assign"/>
Summary	<b>Application and rap sheet reviewed. Applicant's criminal history resulted in felony conviction(s) or an industry related offense. 155 - Flagler/Magic City Casino</b>			<input type="checkbox"/> <input type="button" value="Attachments"/>	<input type="button" value="History"/>
Updated	<b>07/26/2022 15:46:54</b>	By	<b>critter</b>	<input type="button" value="Work Notes"/>	<input type="button" value="Print Report"/>

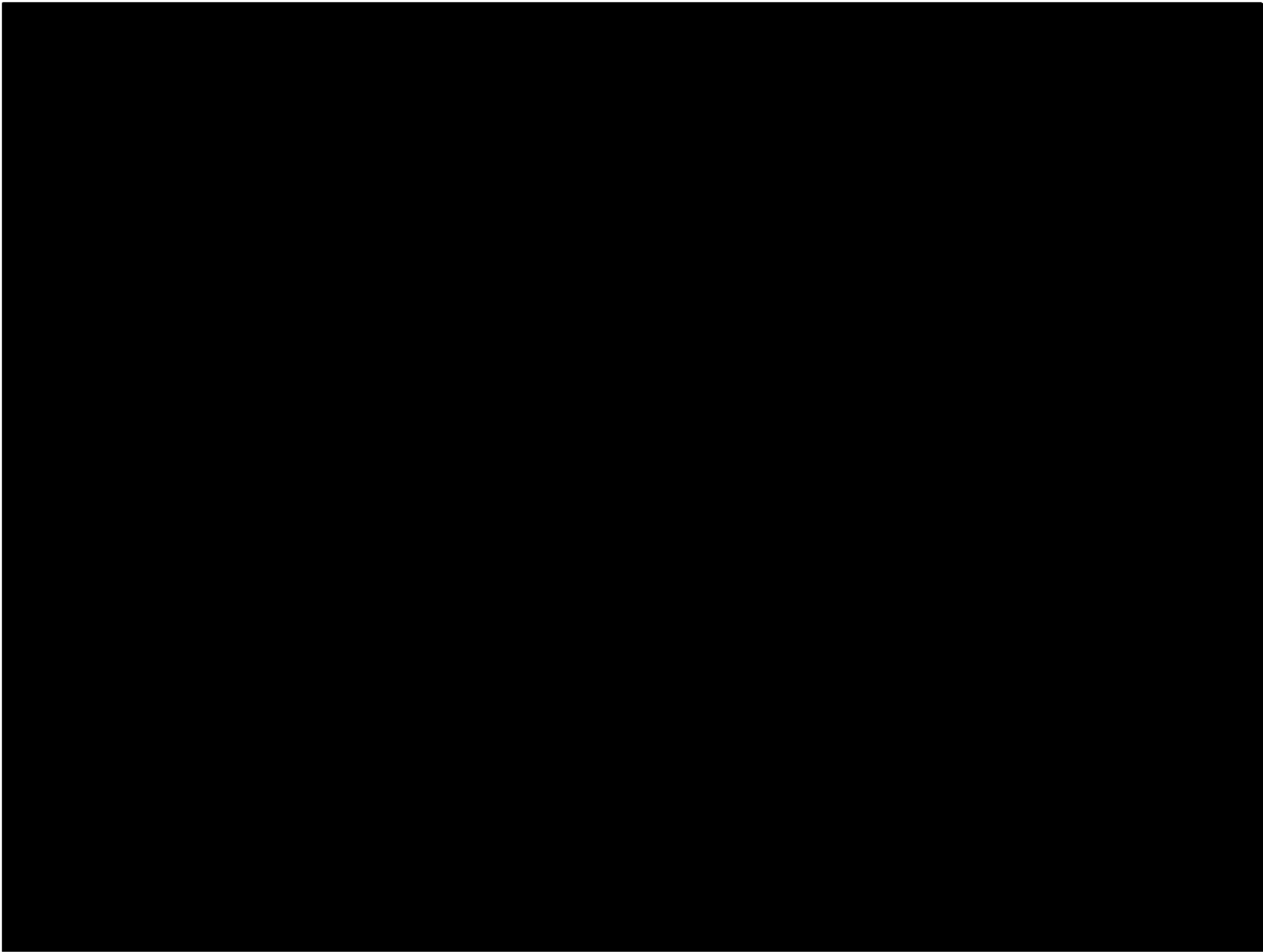
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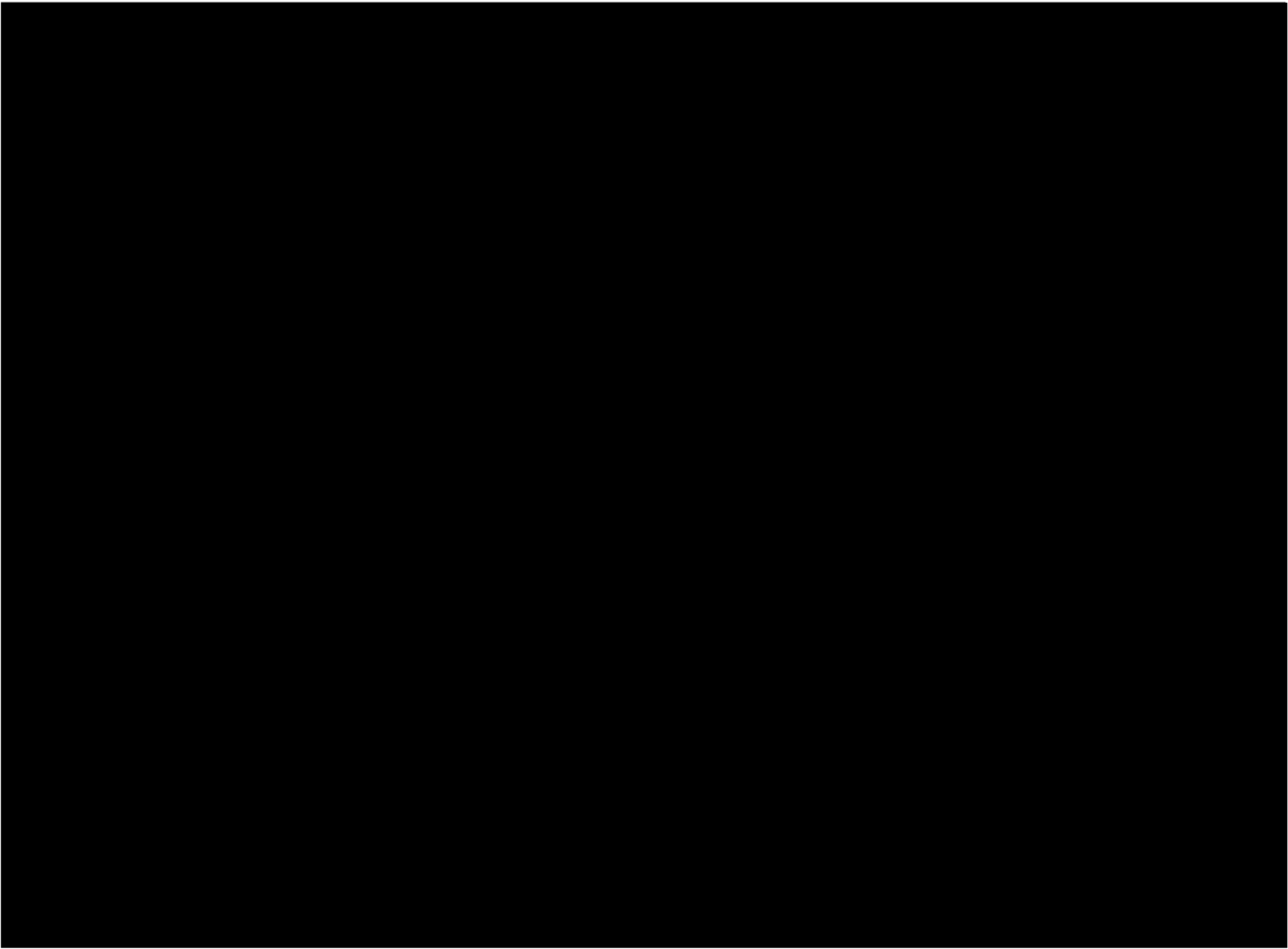
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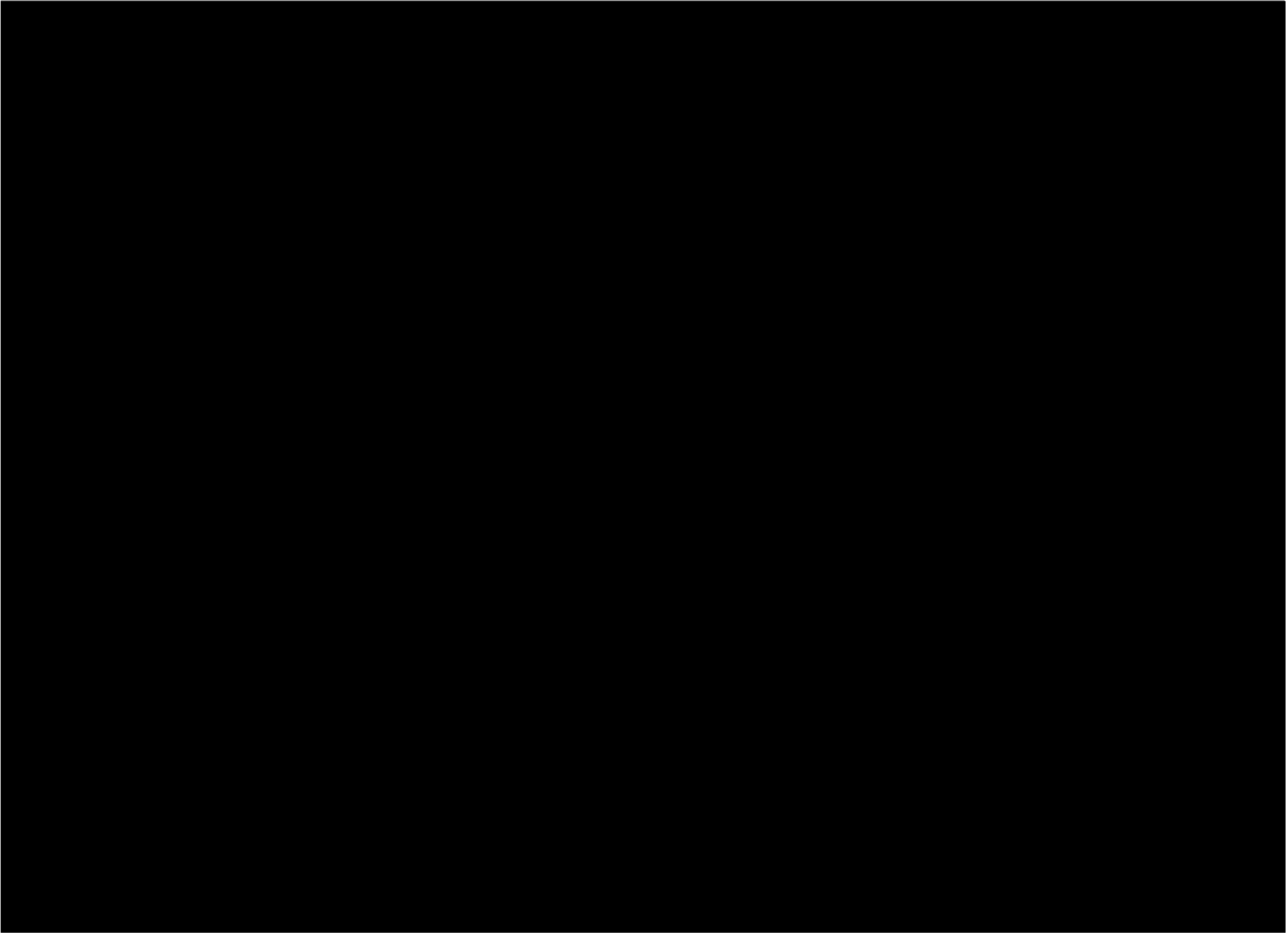


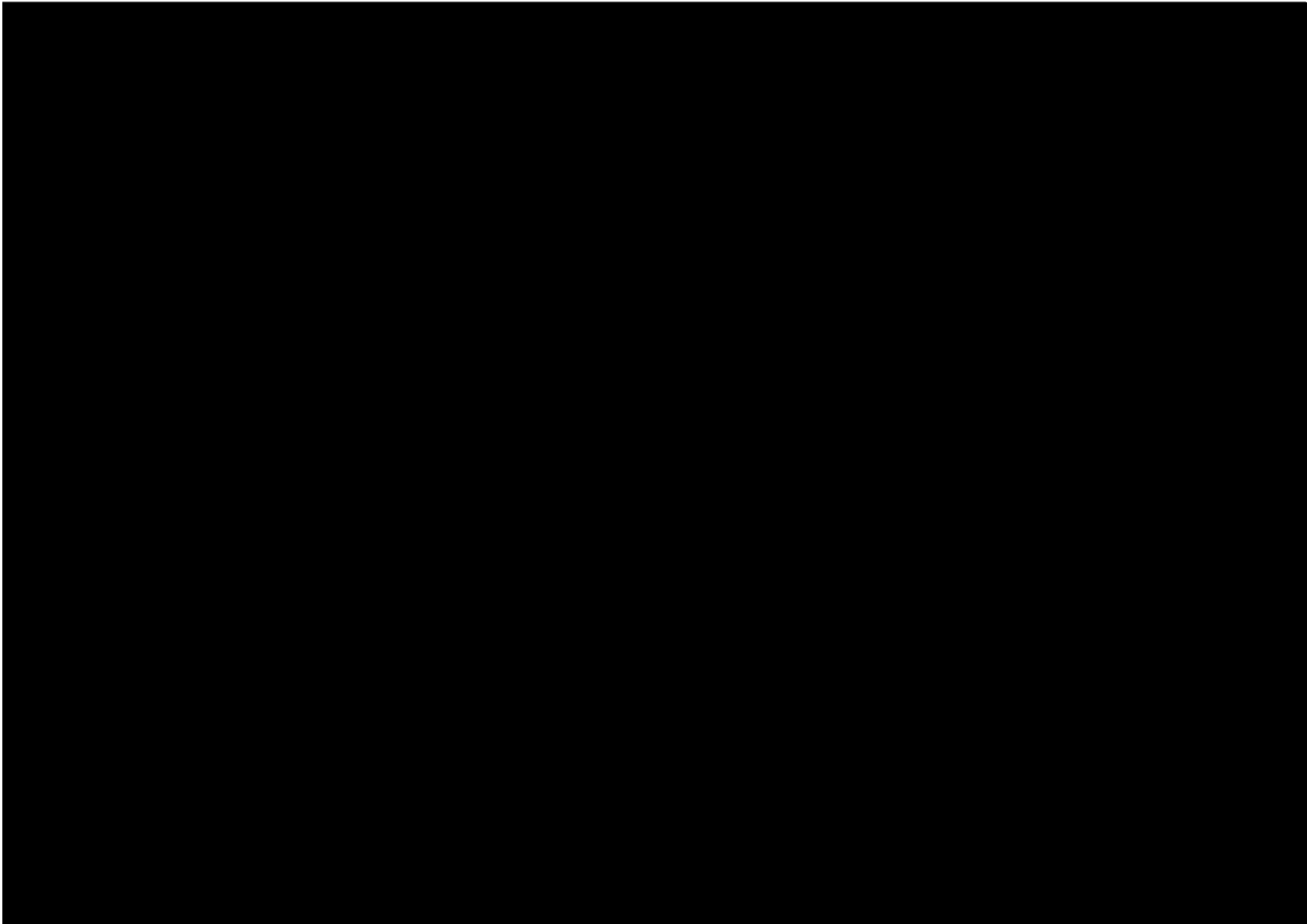




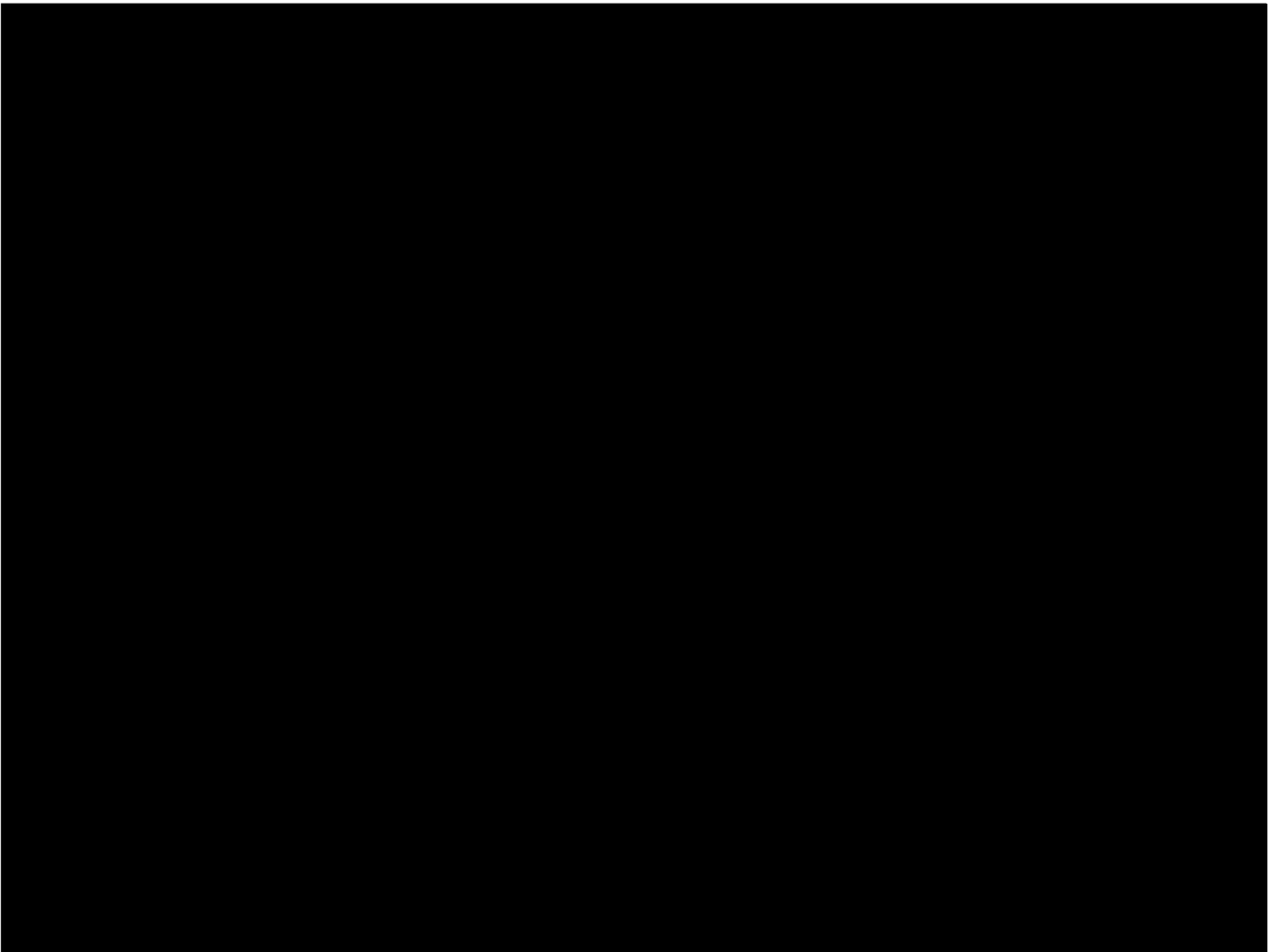


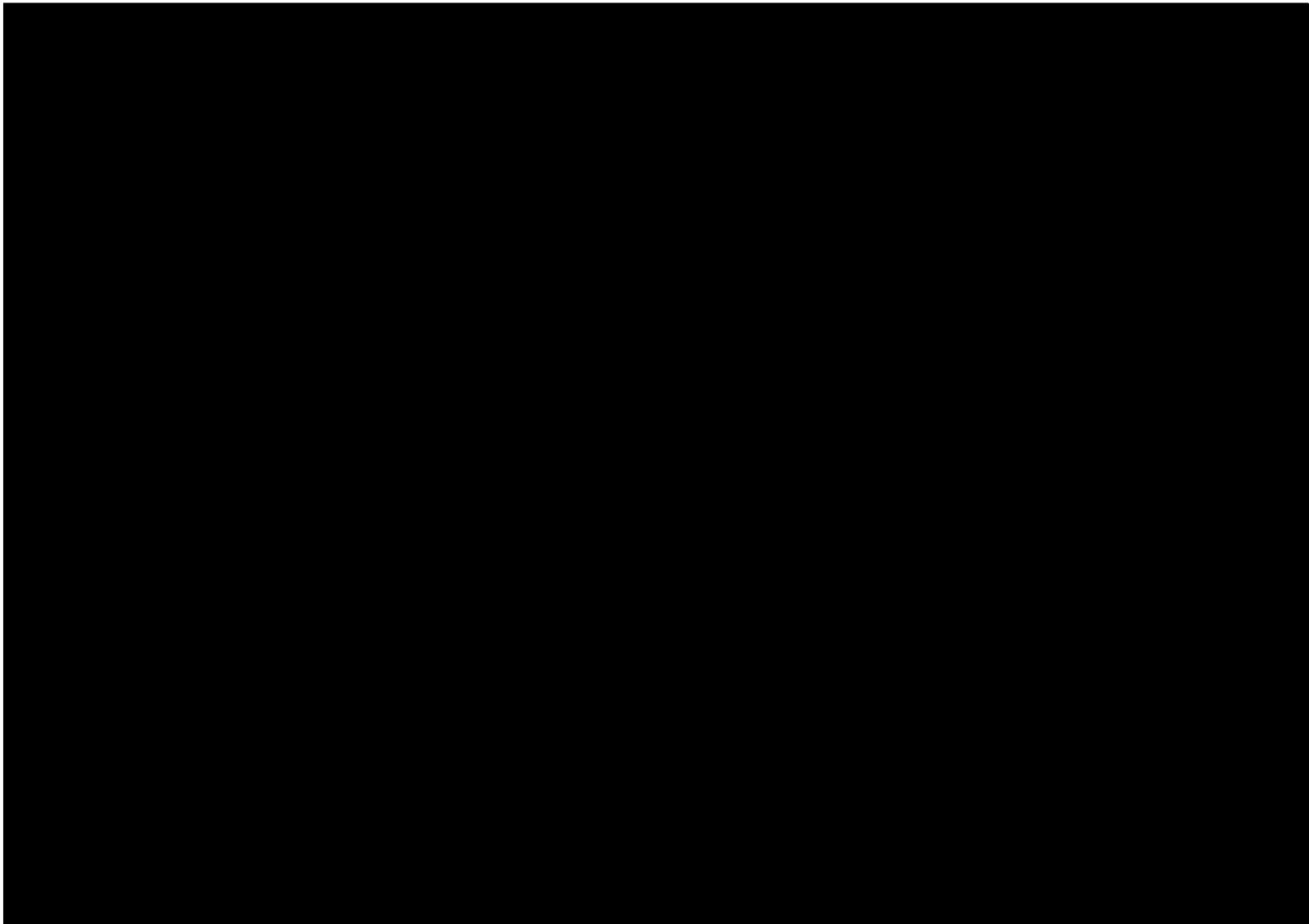


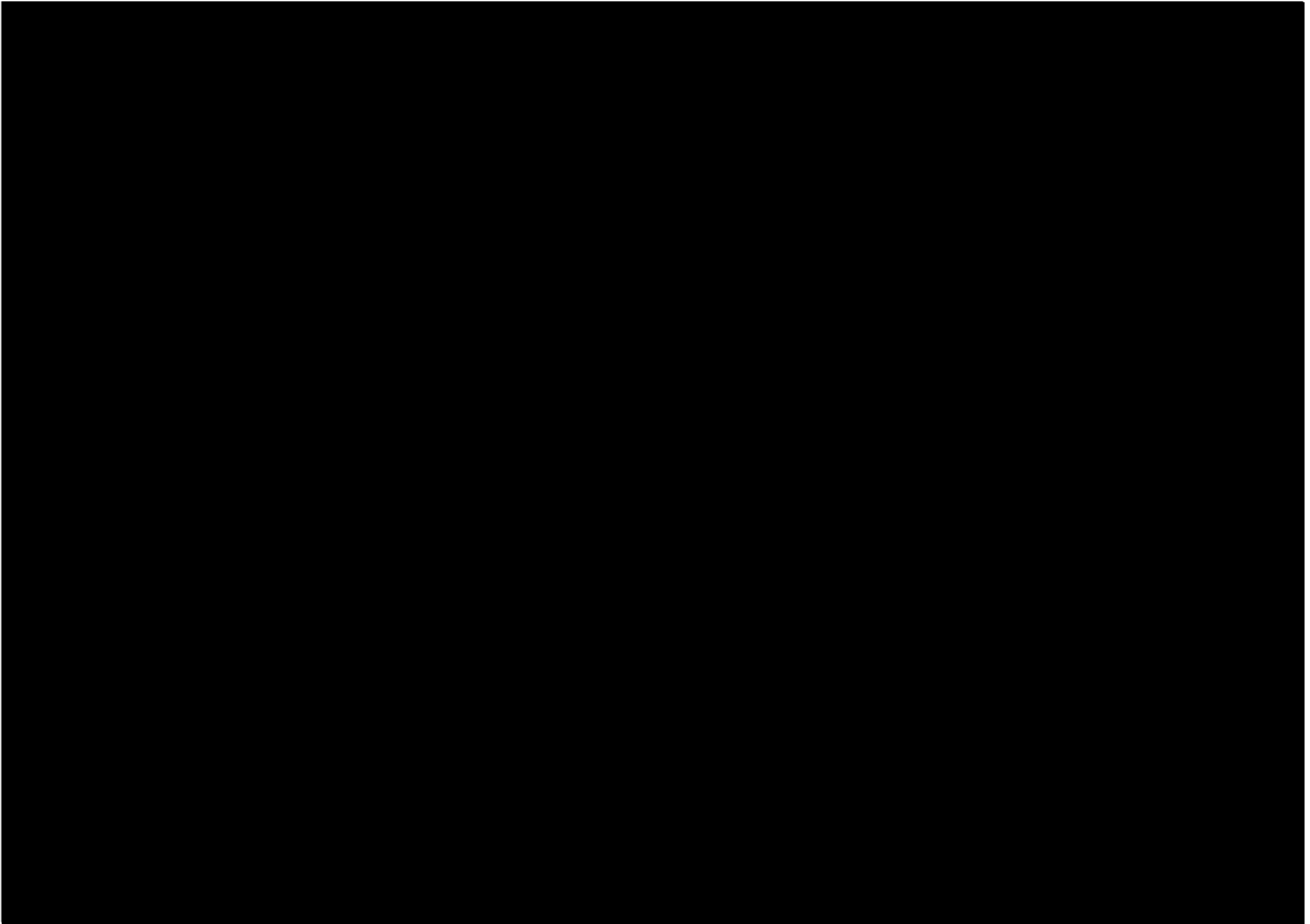




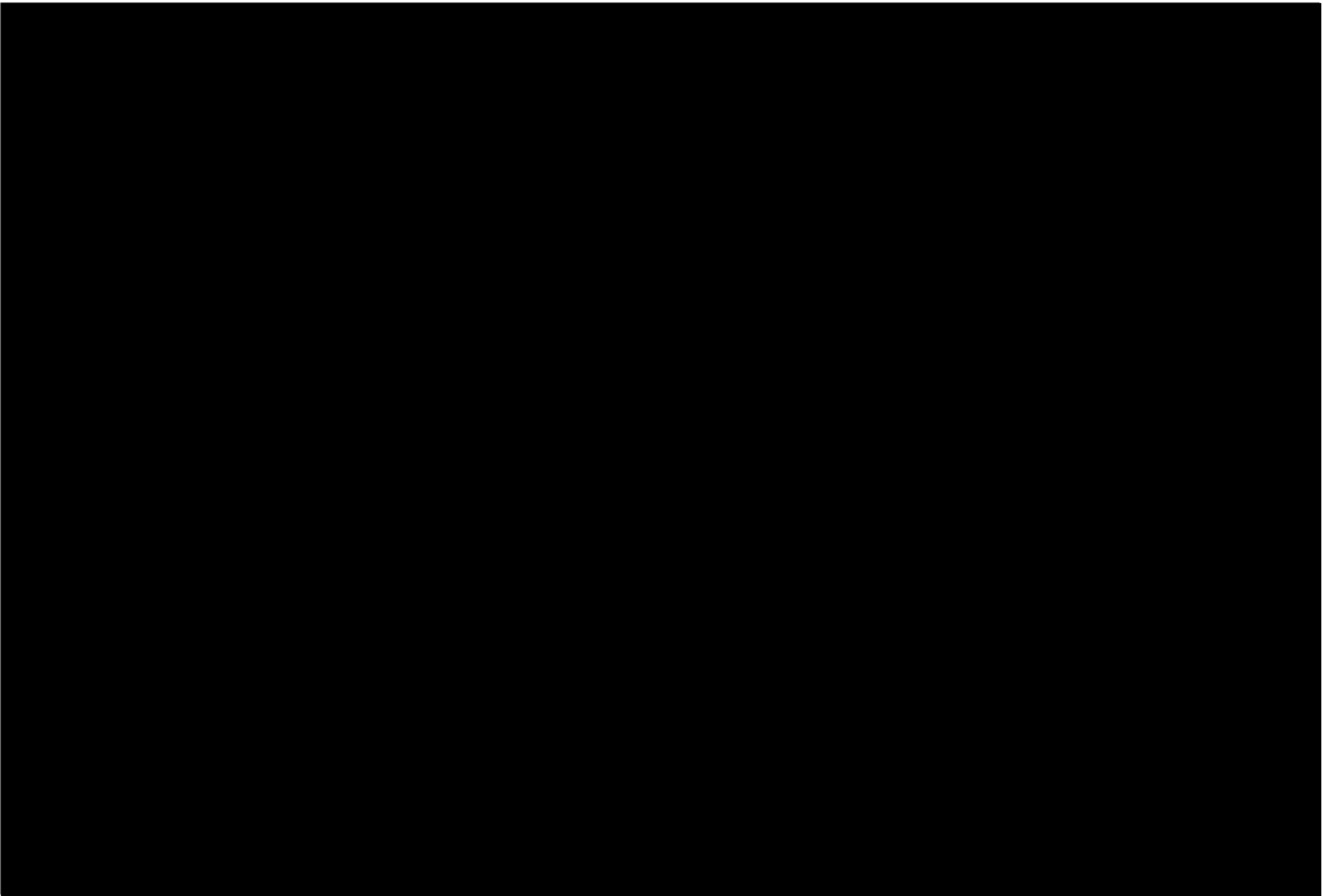


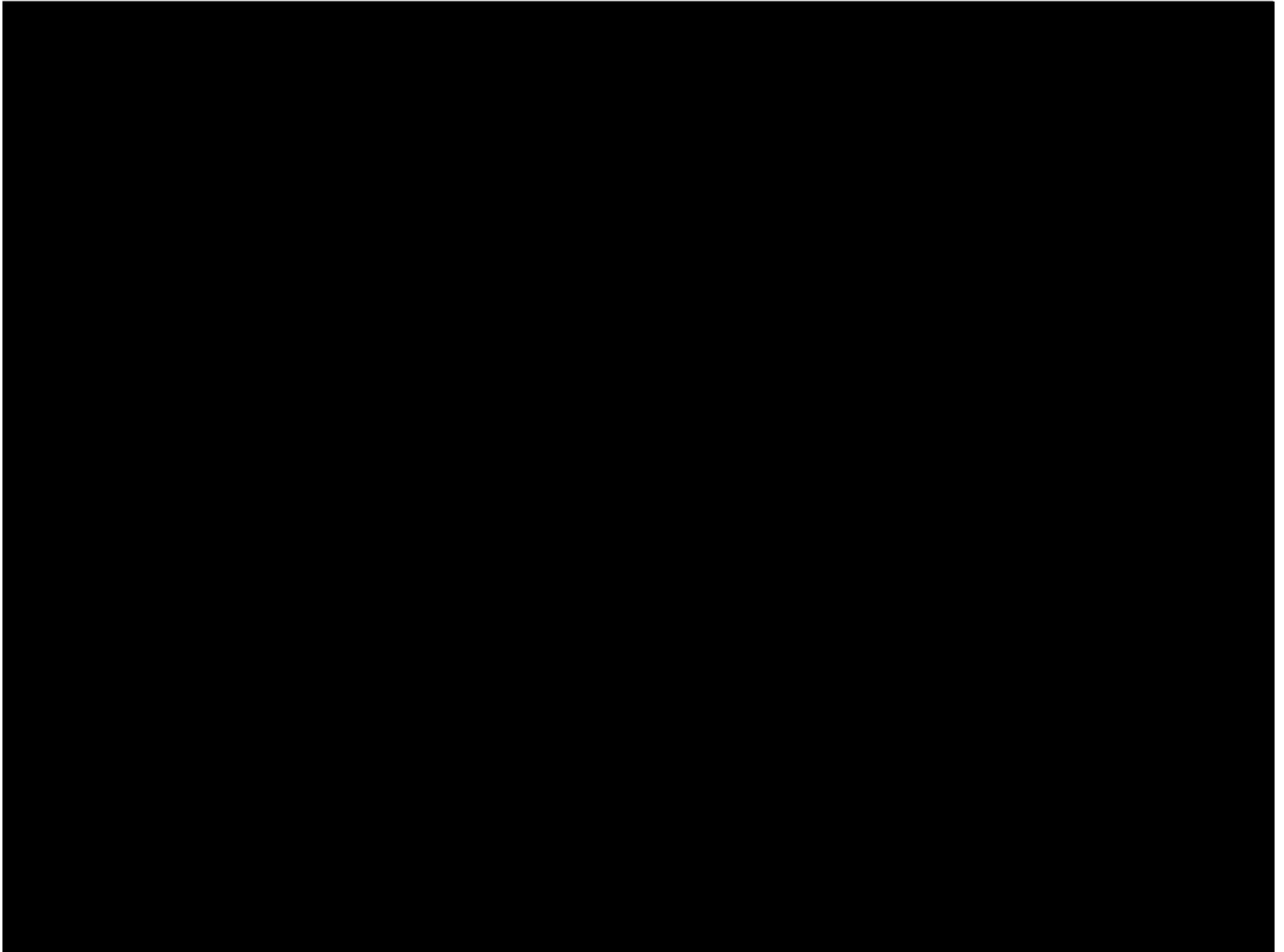


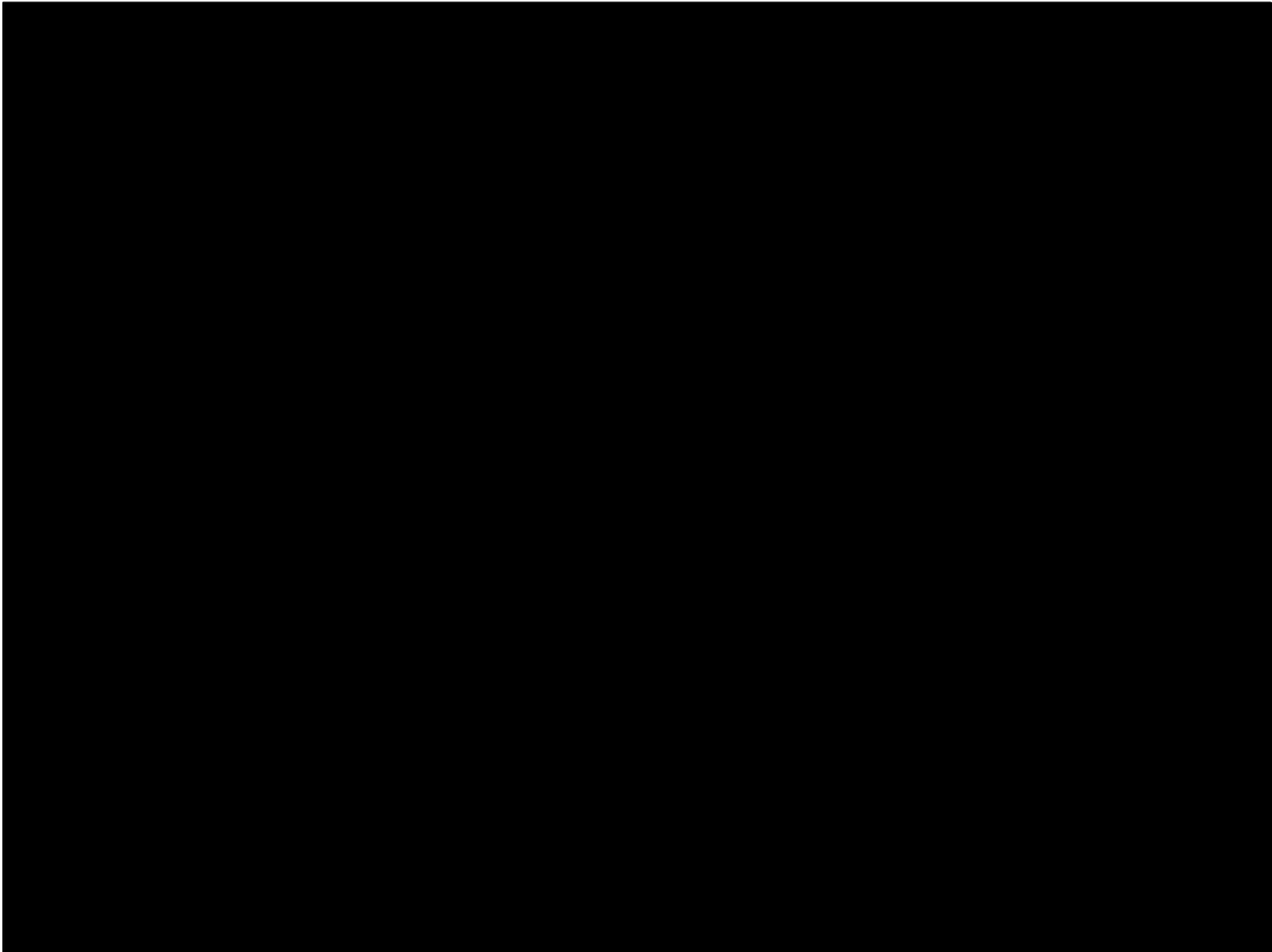




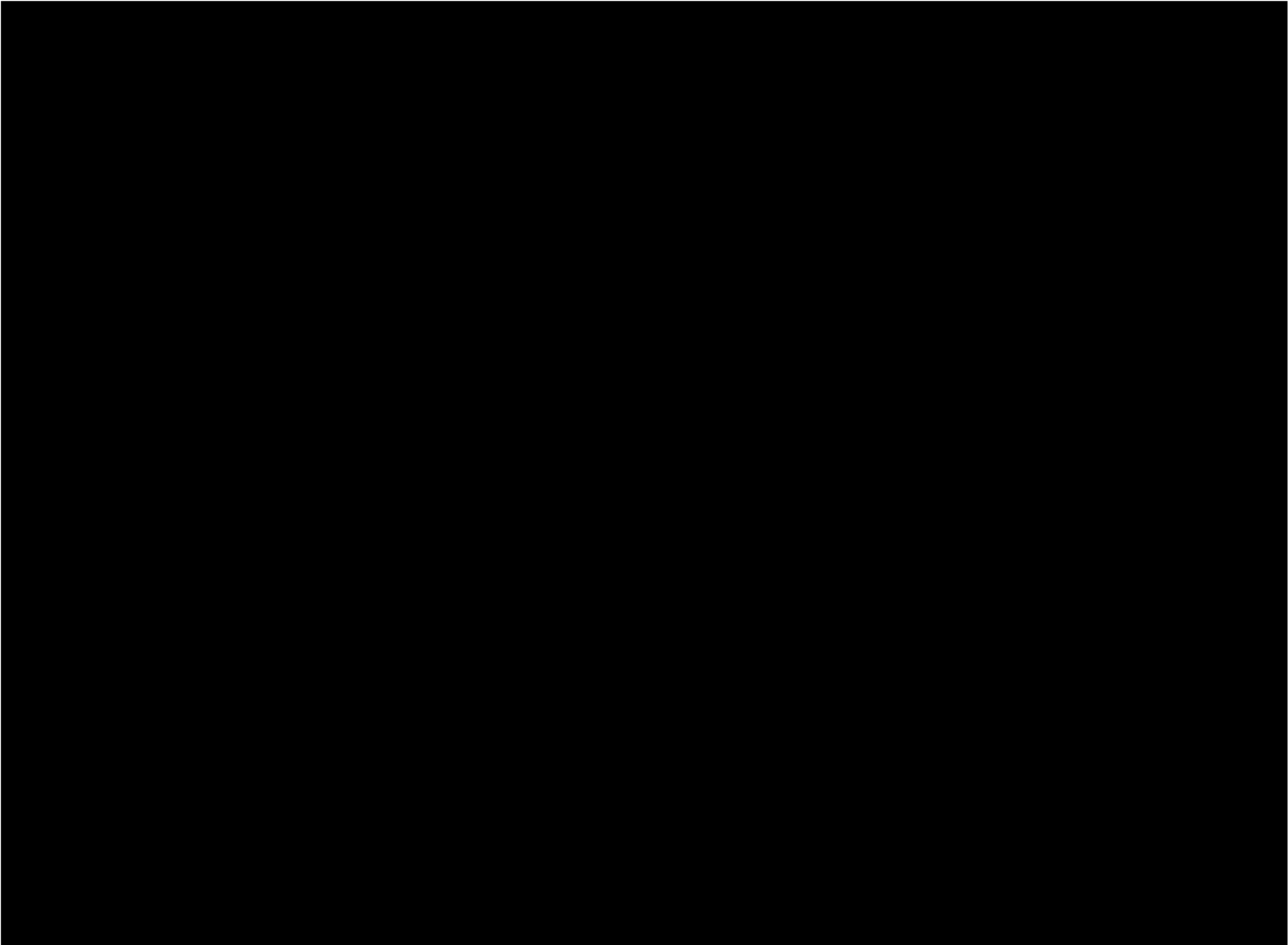


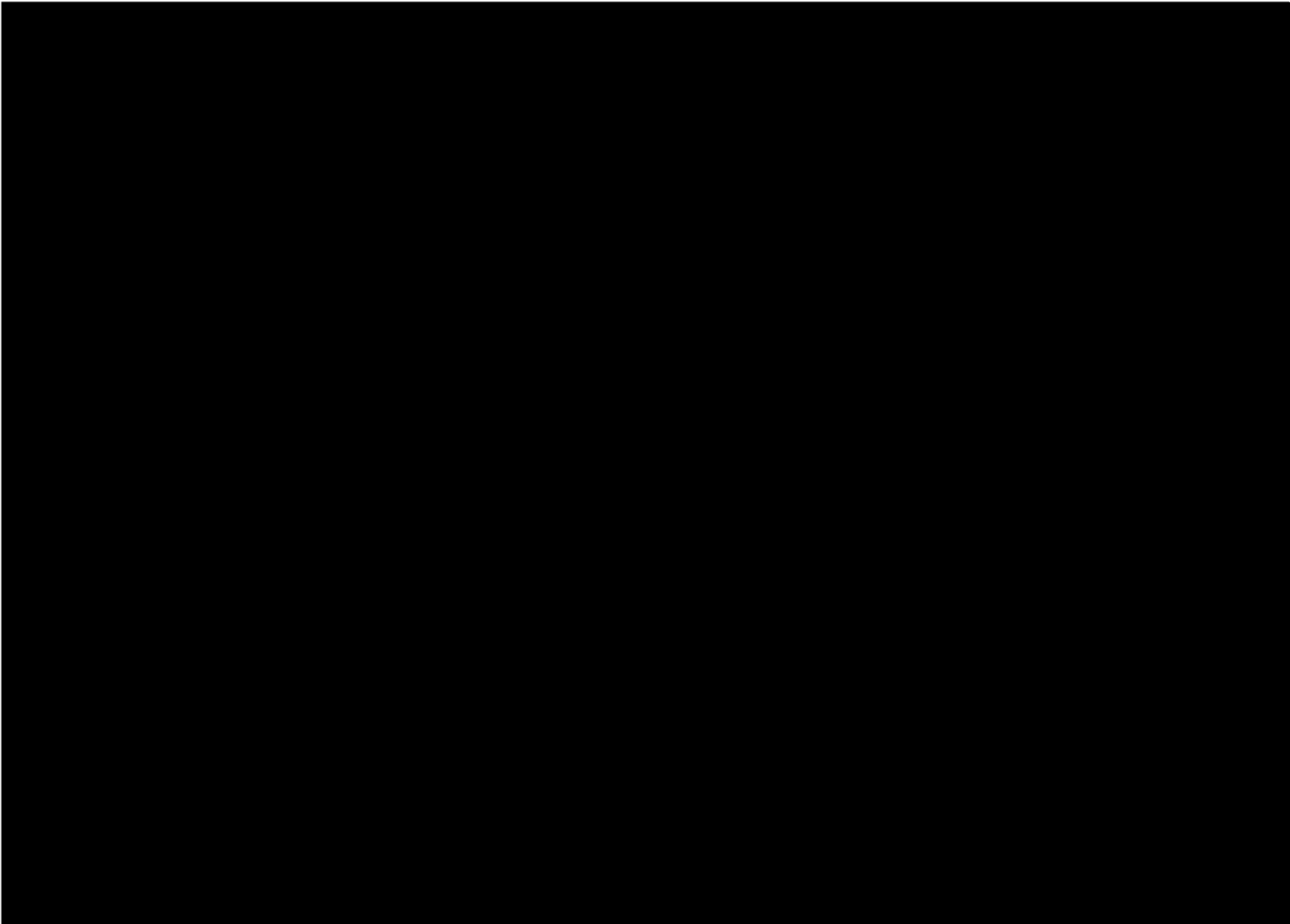


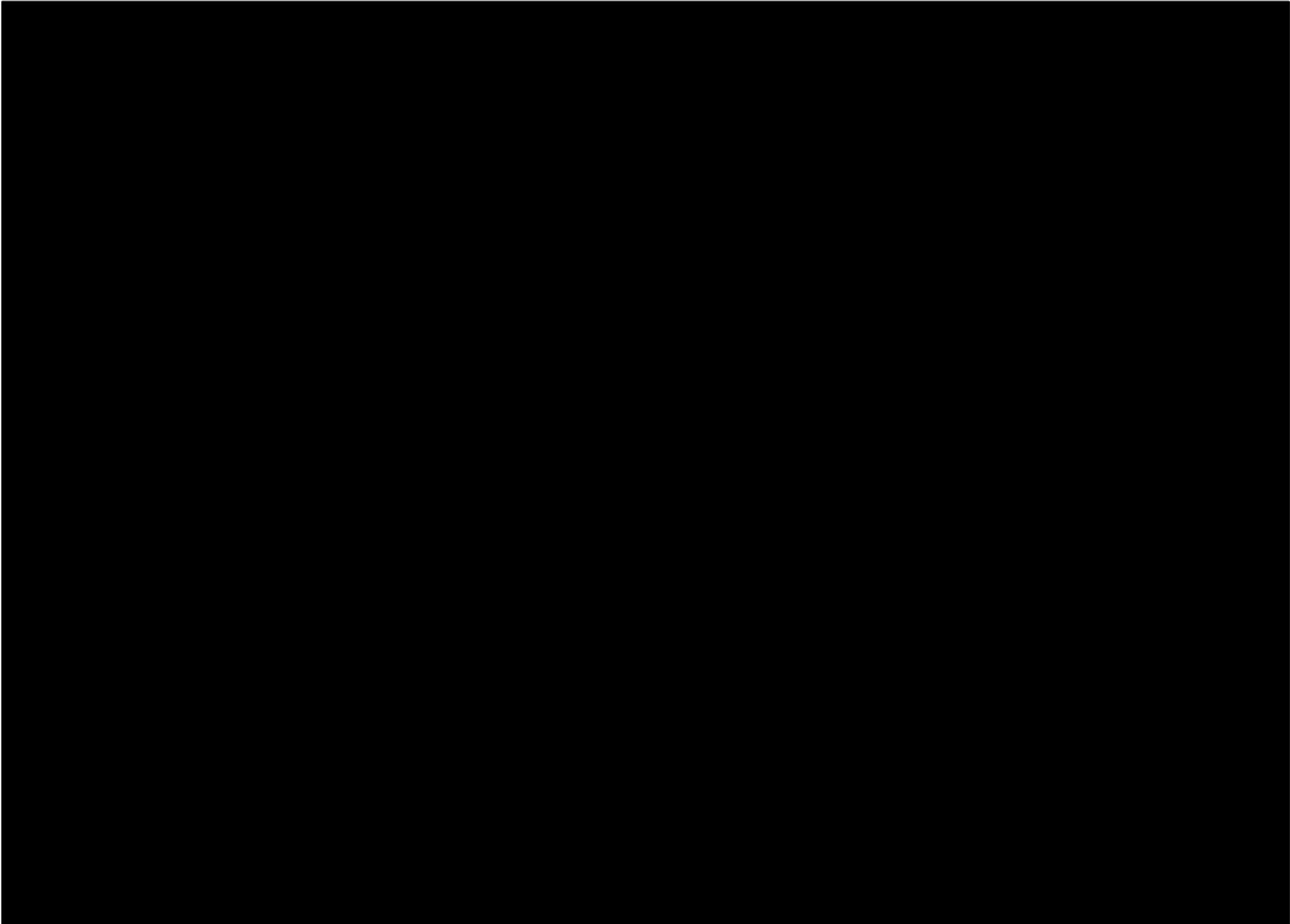


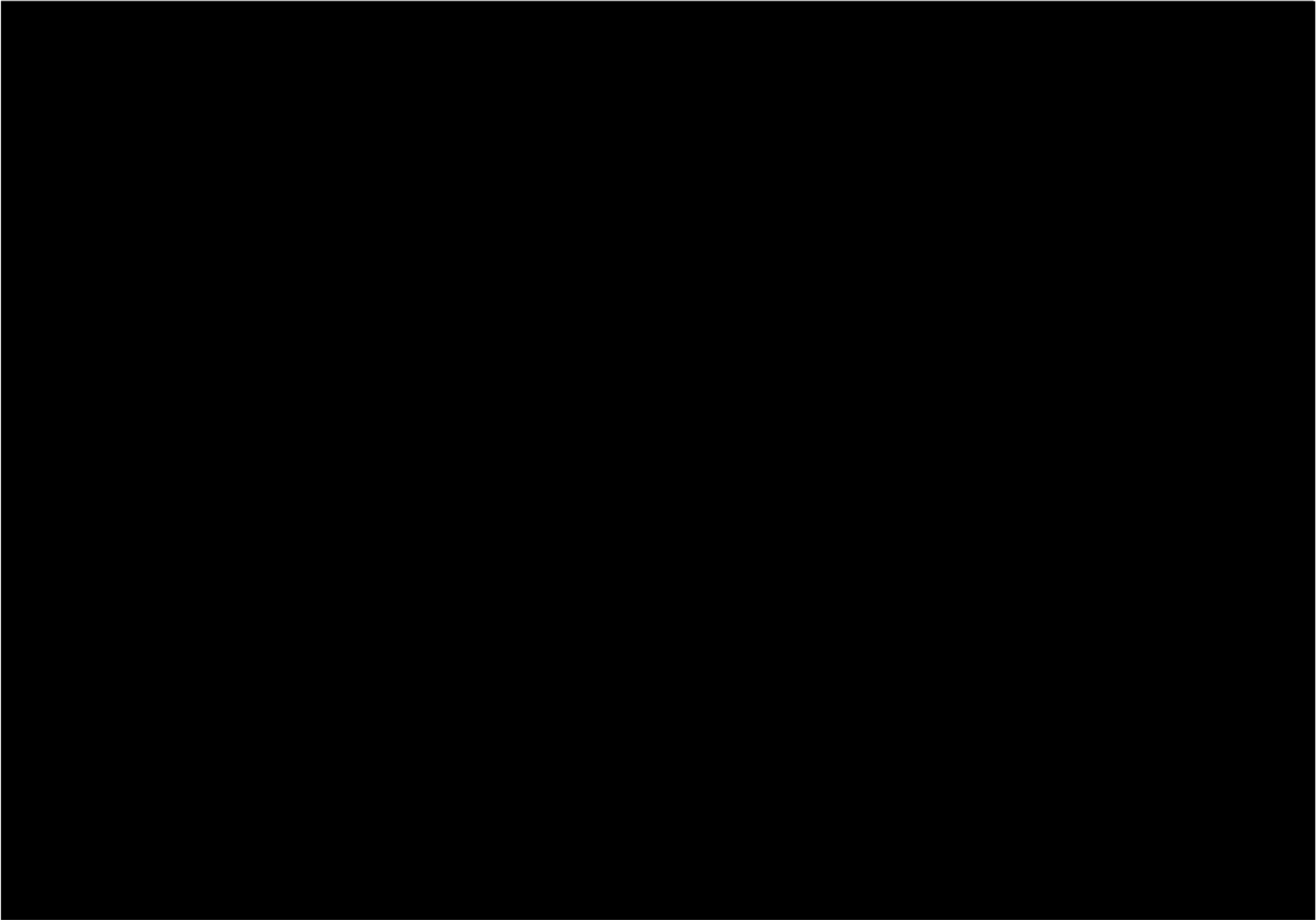




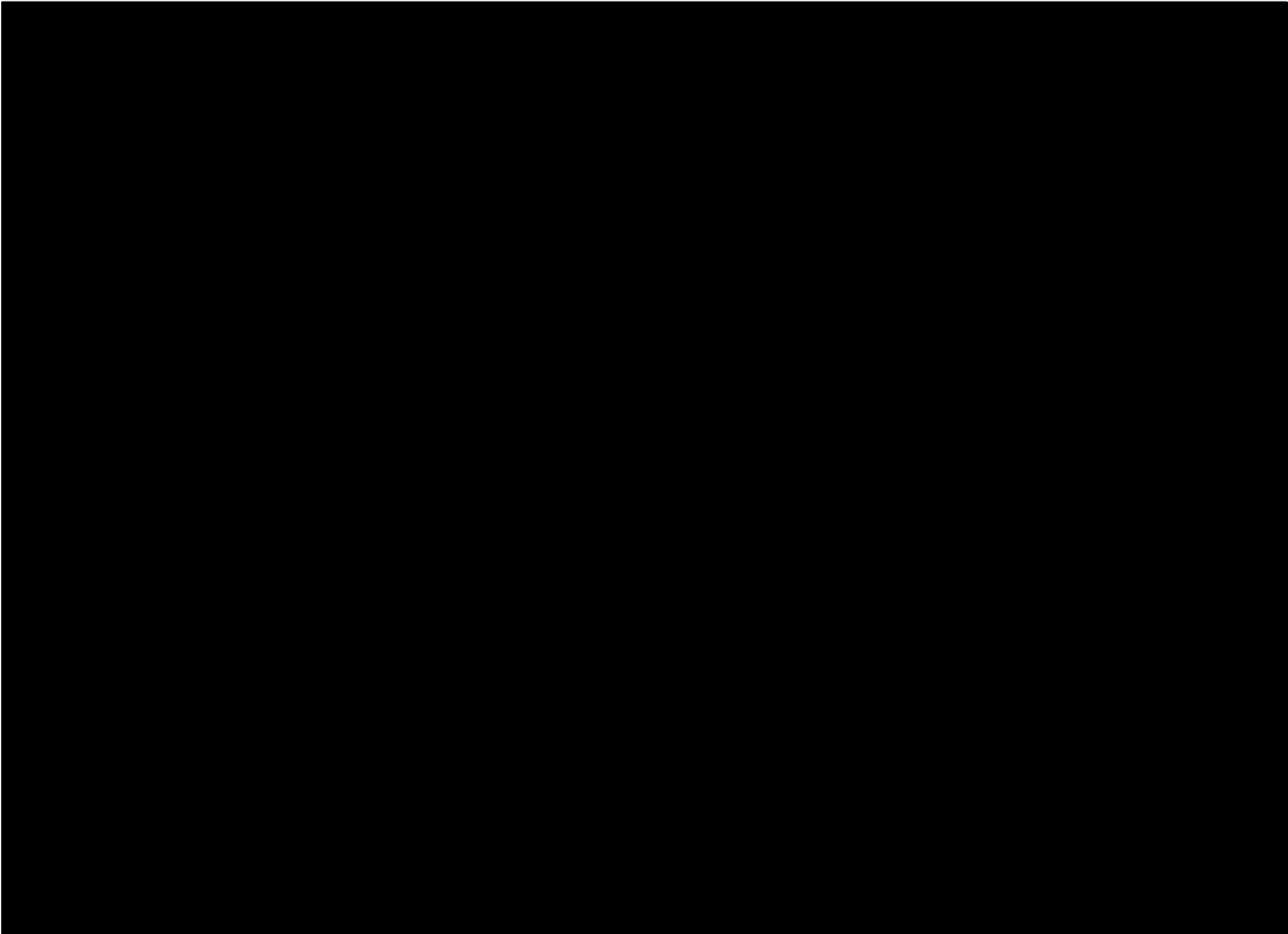


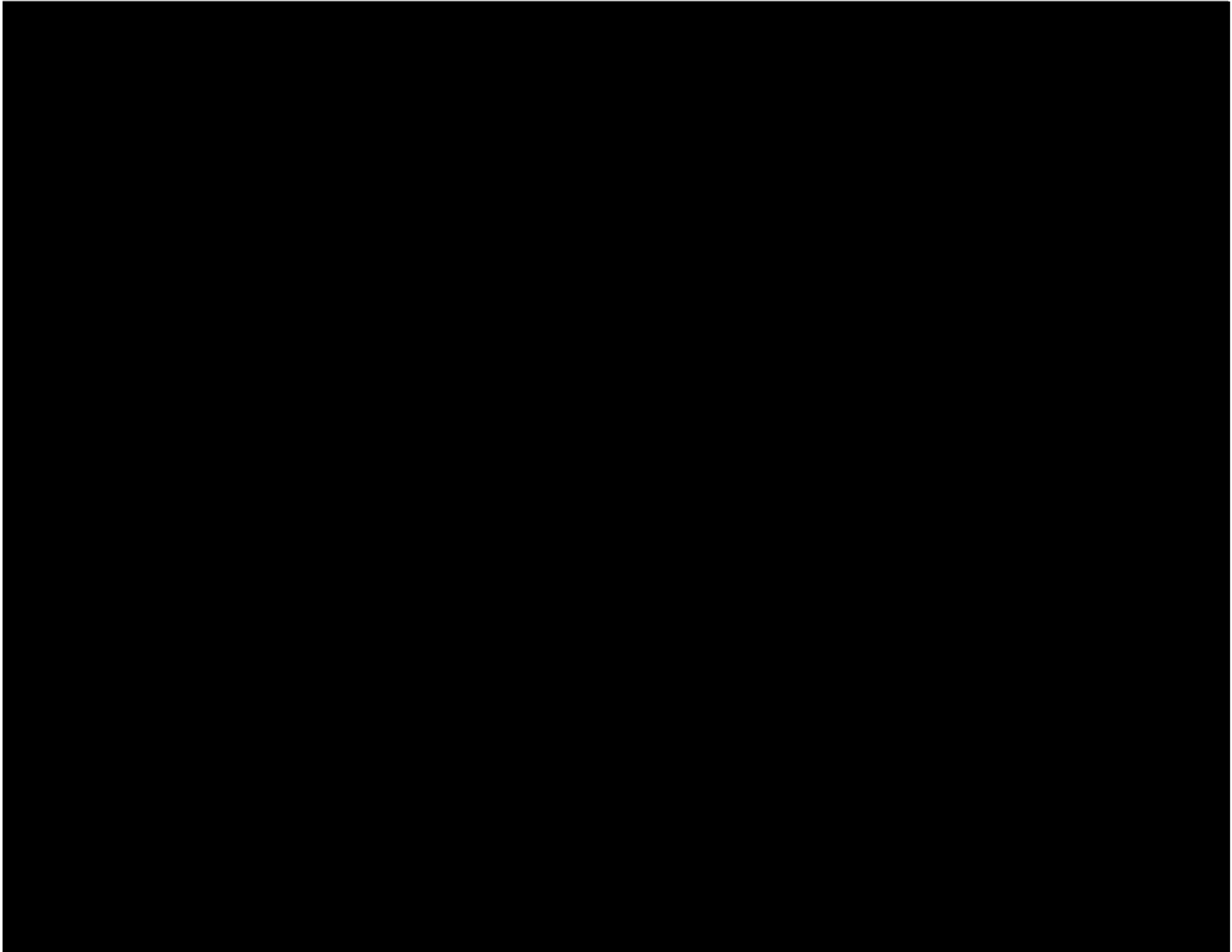


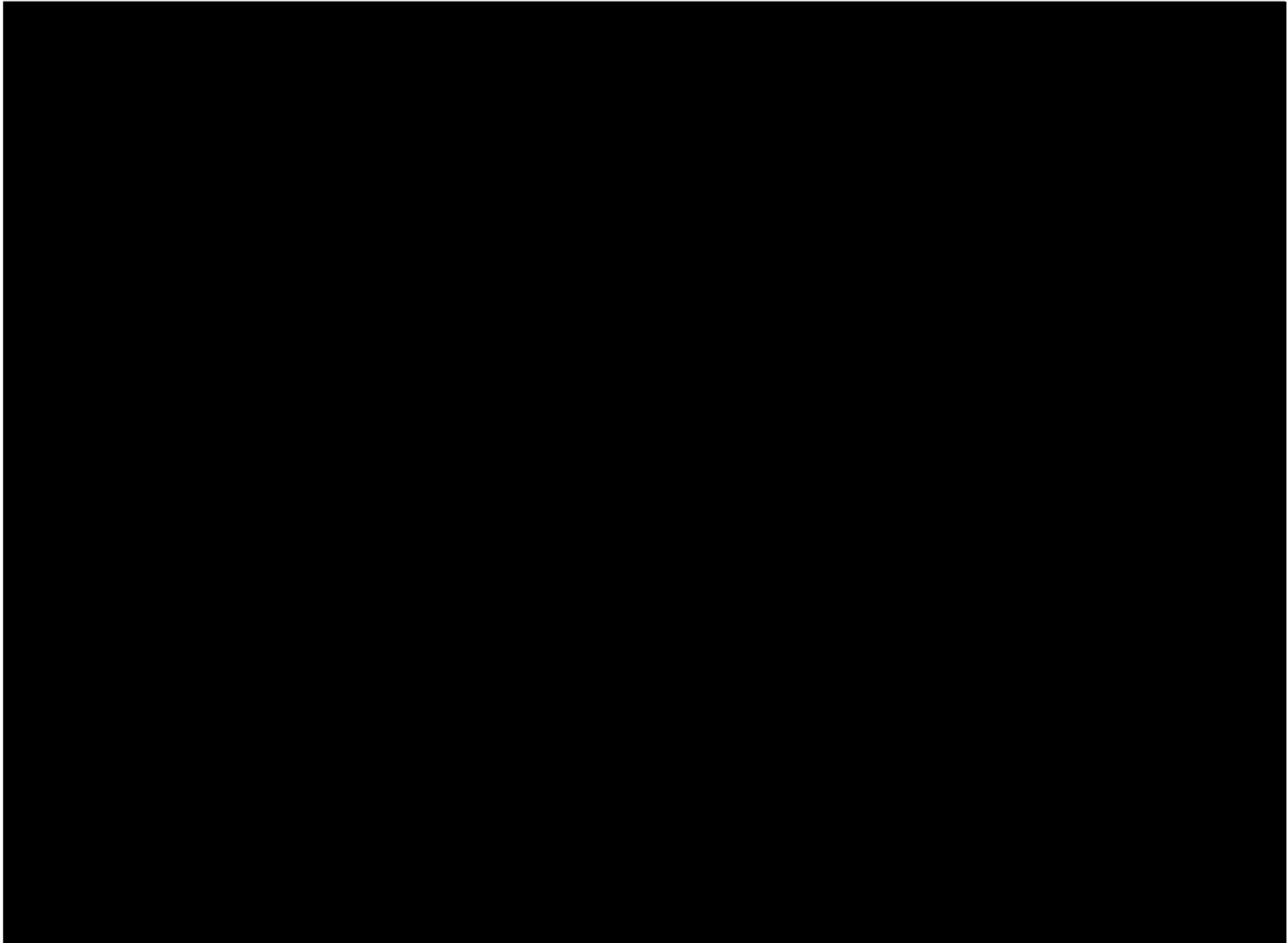


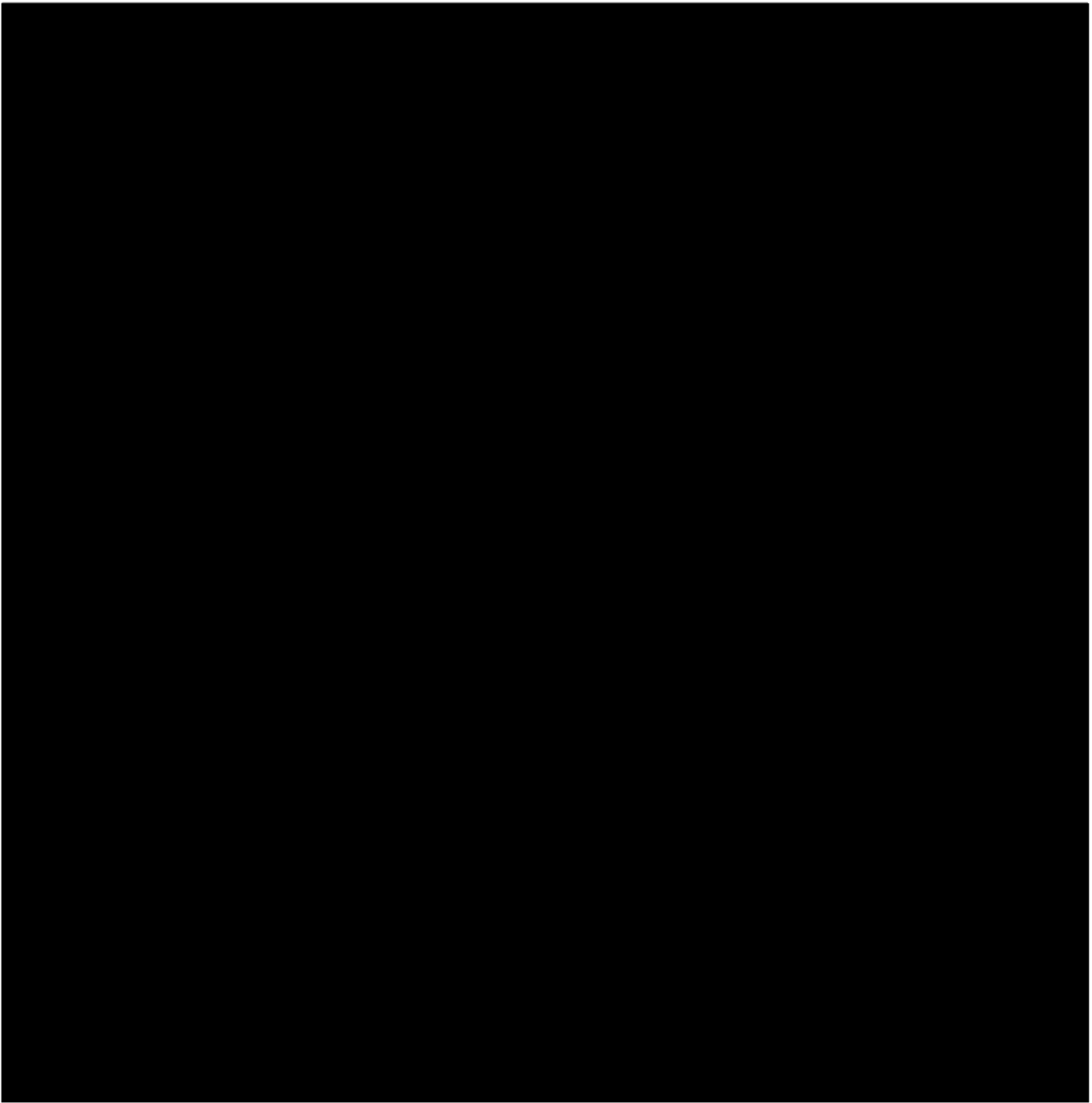


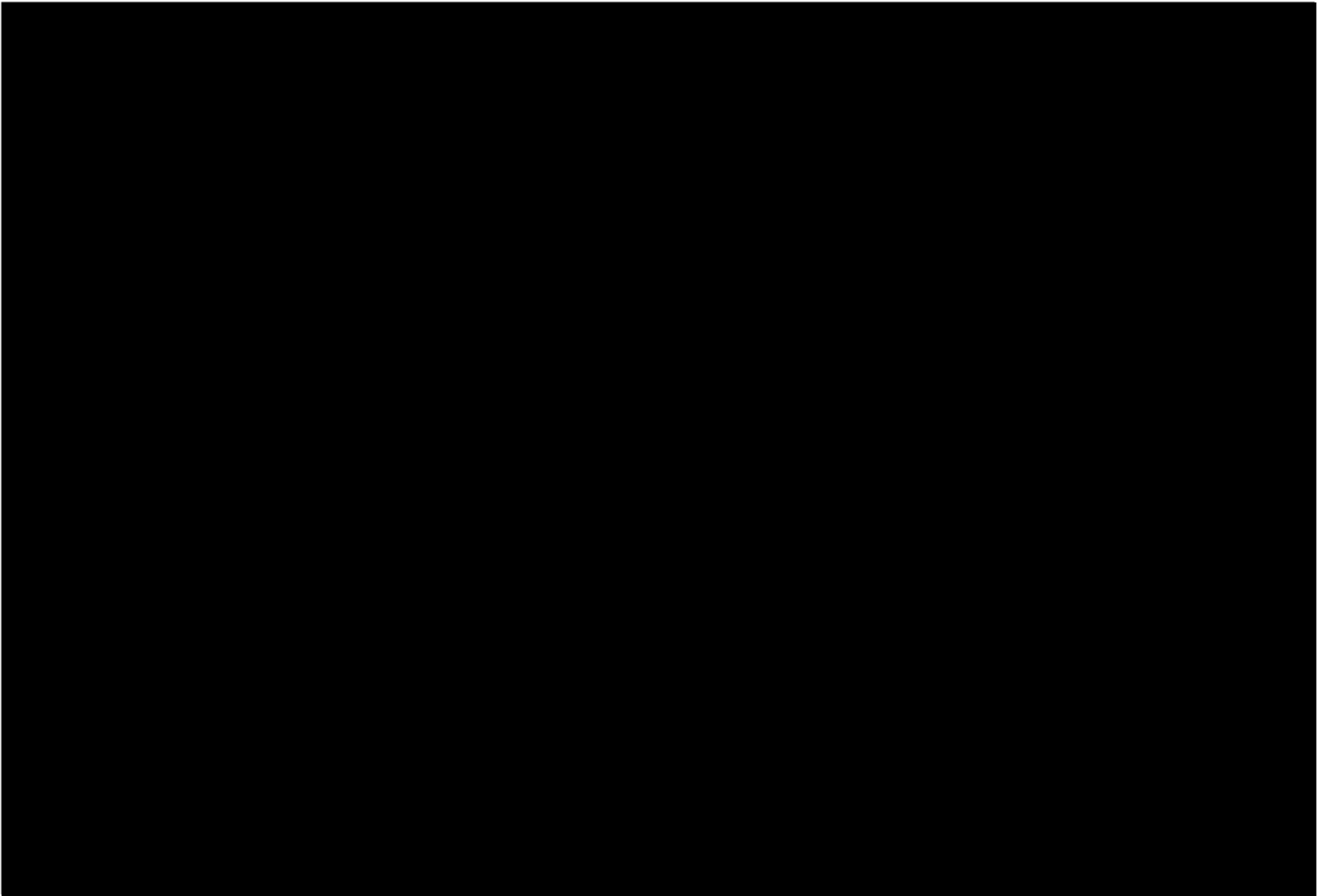


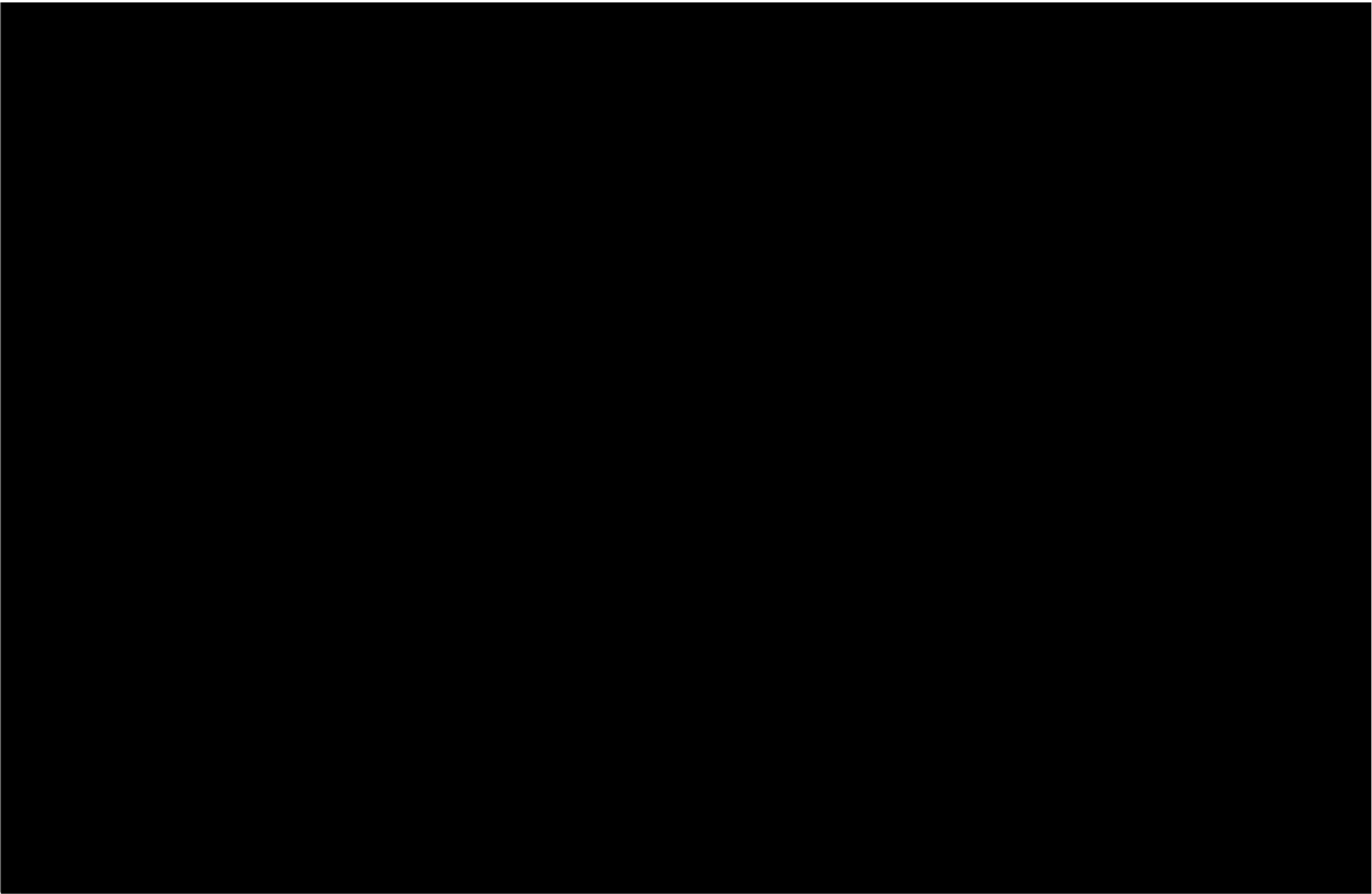


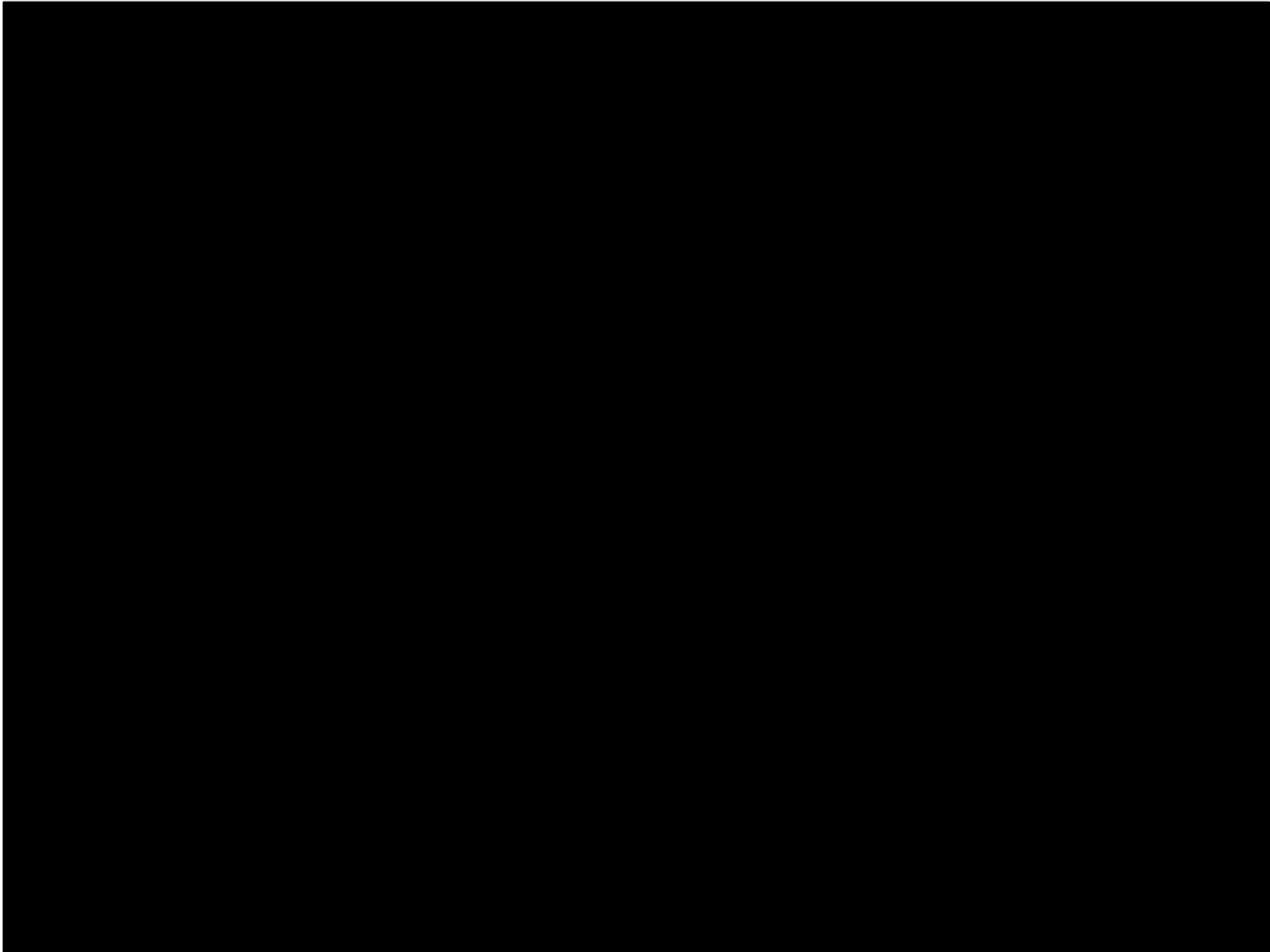


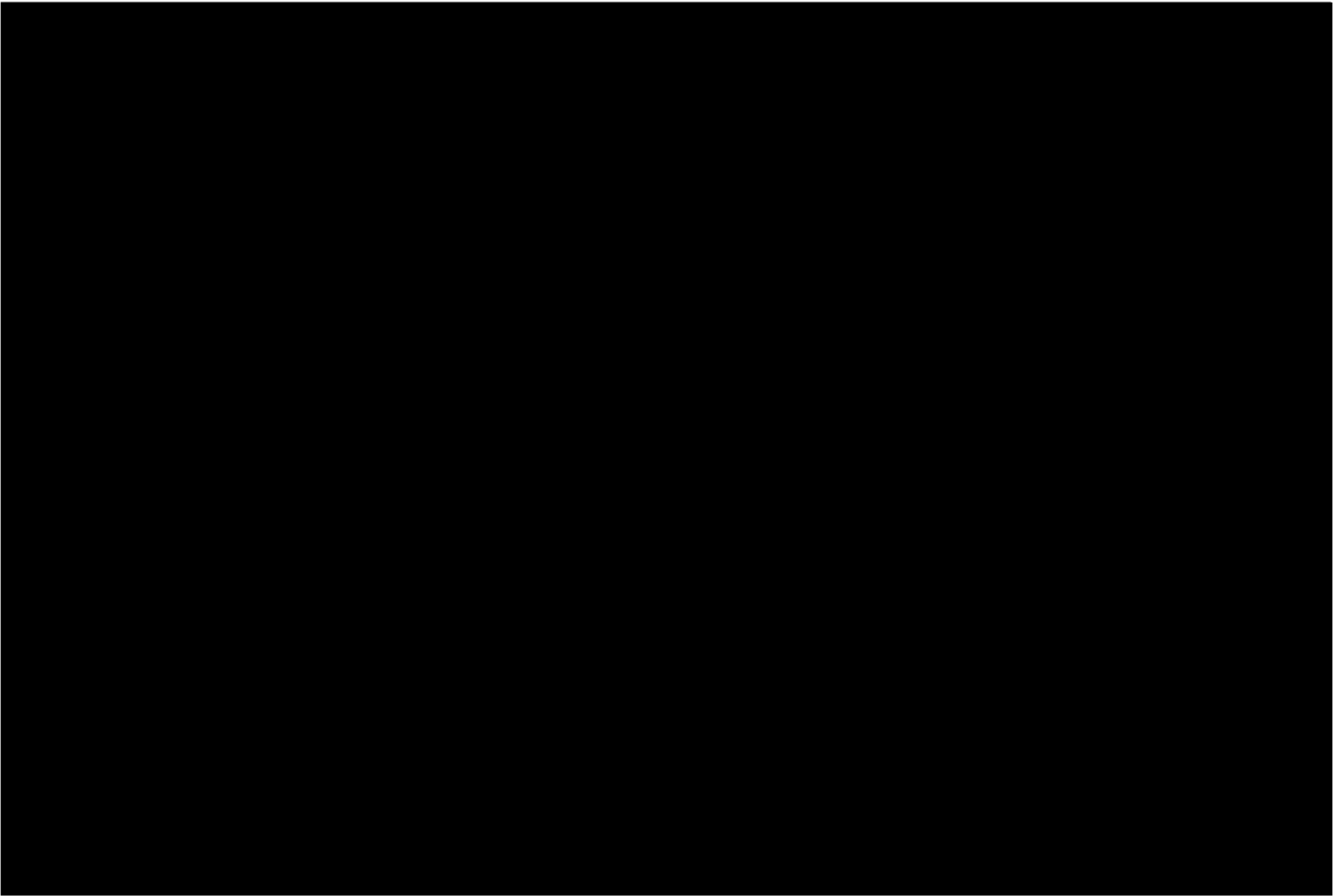




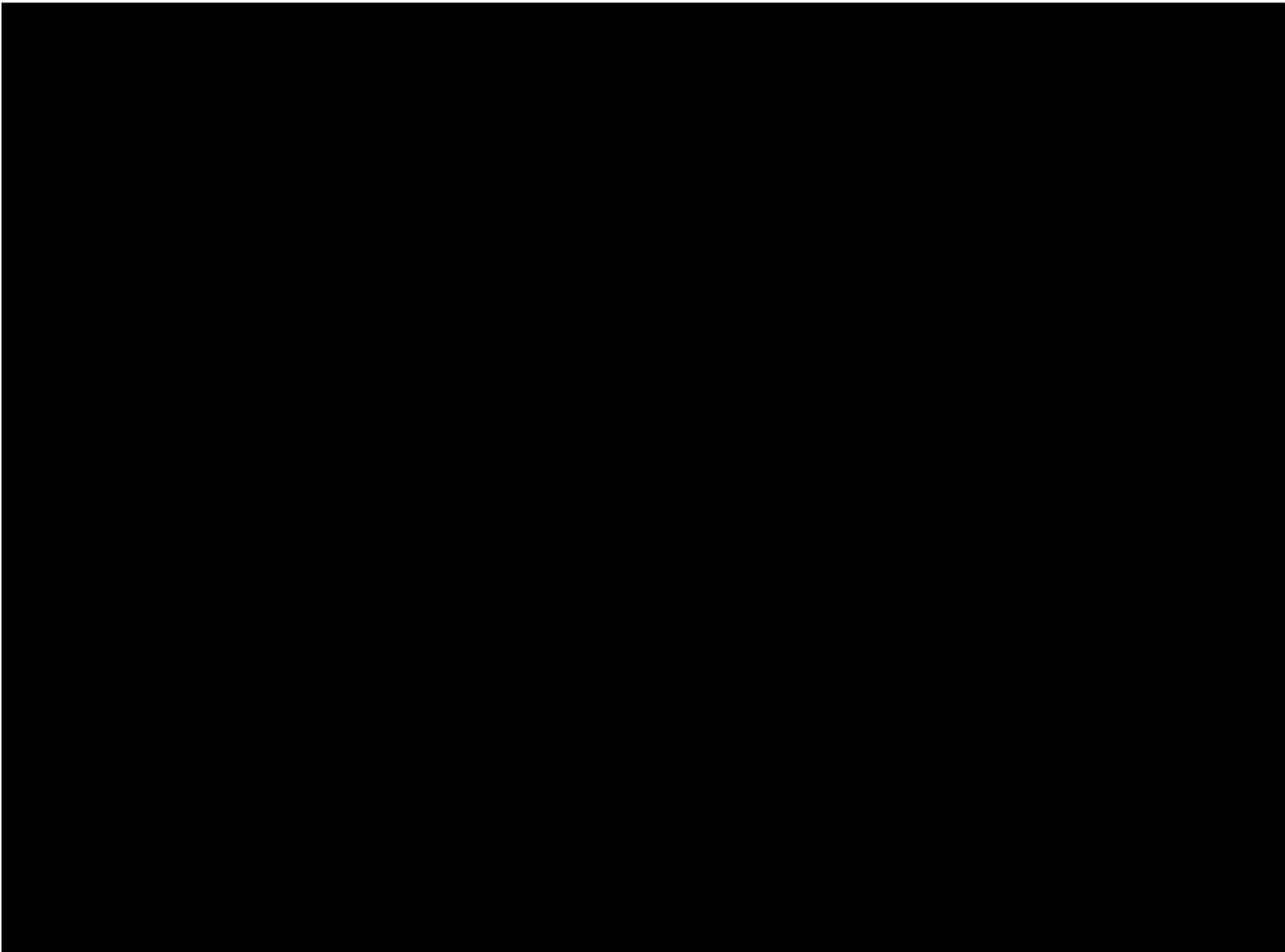


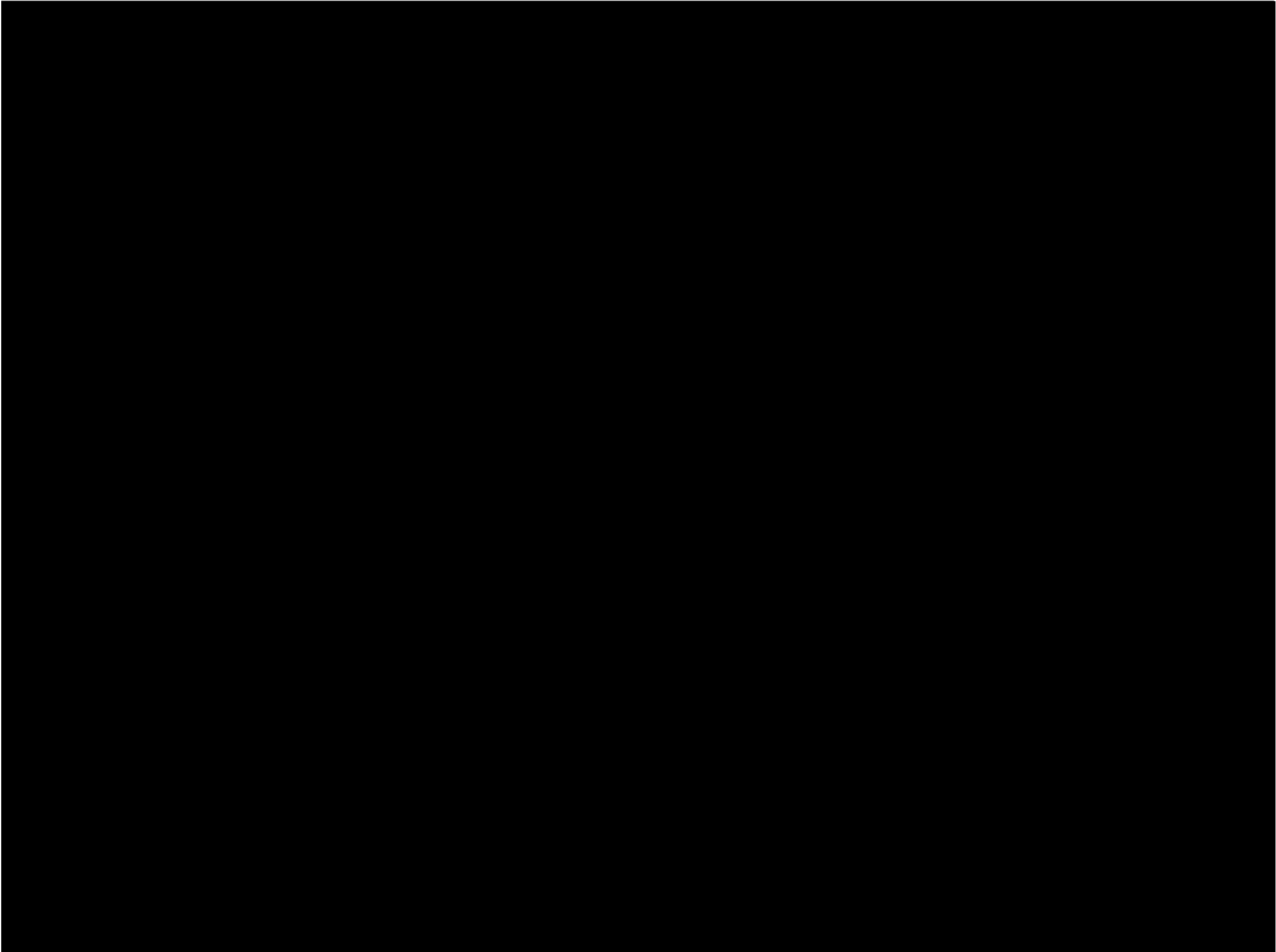


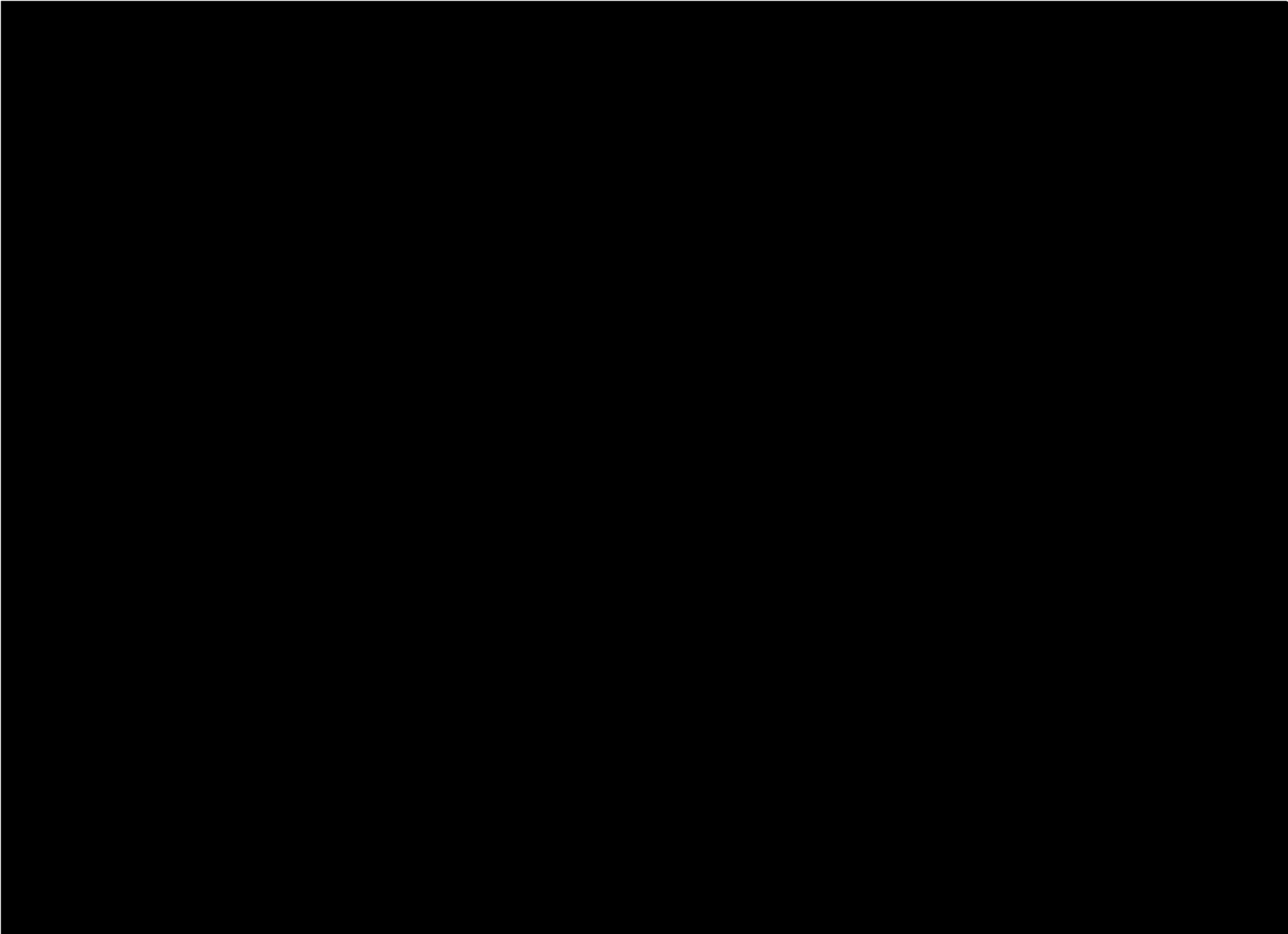


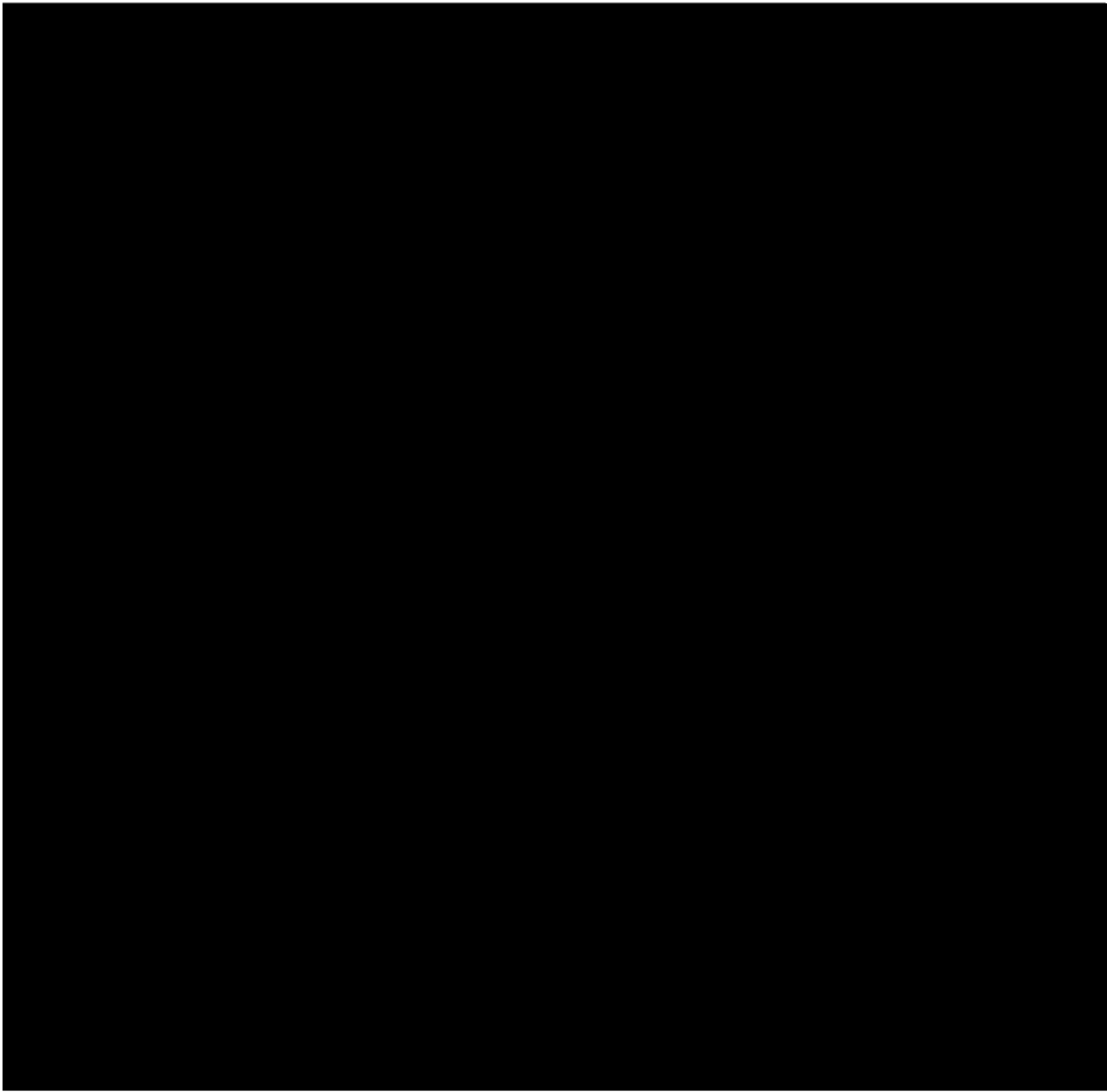


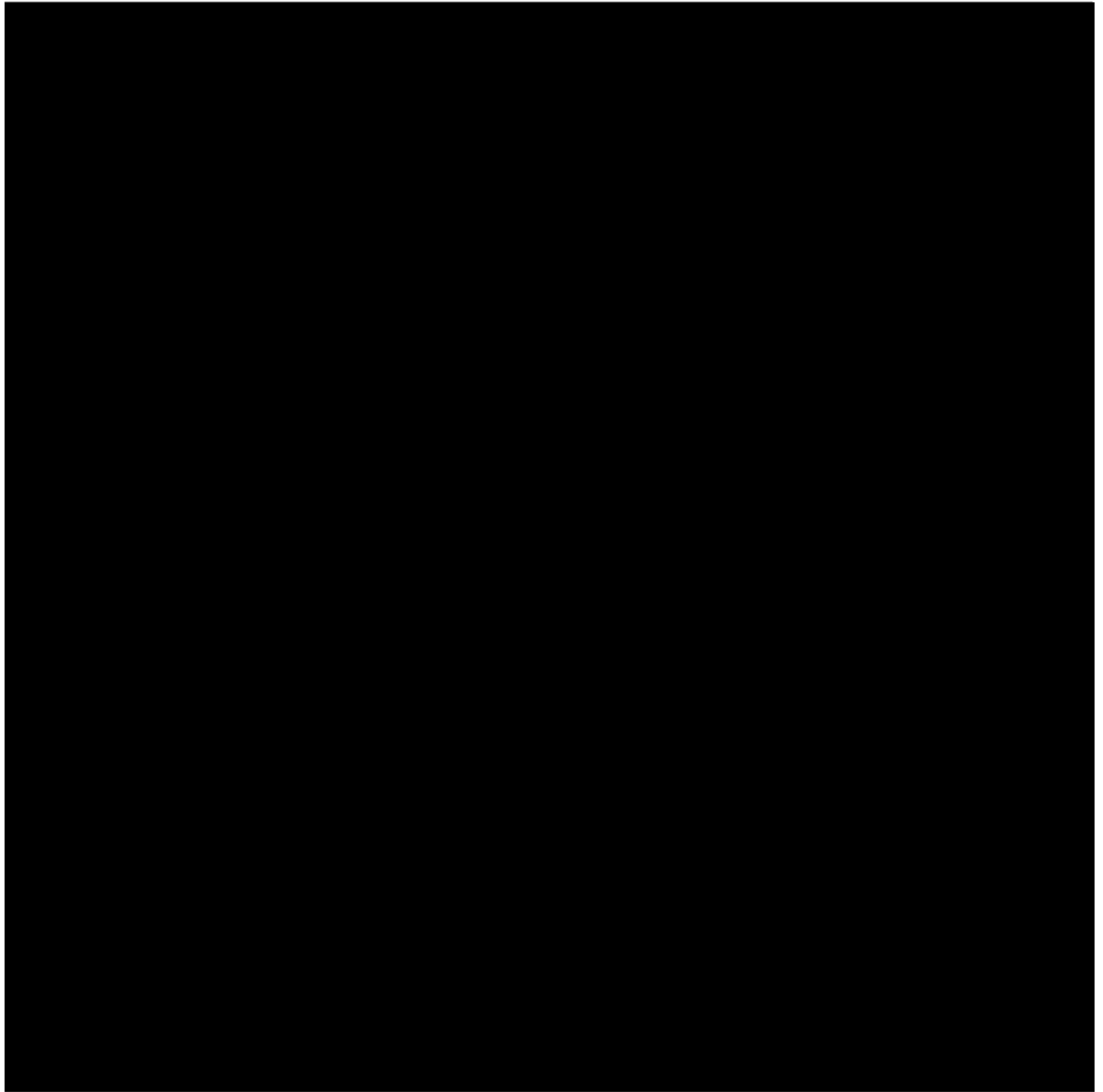


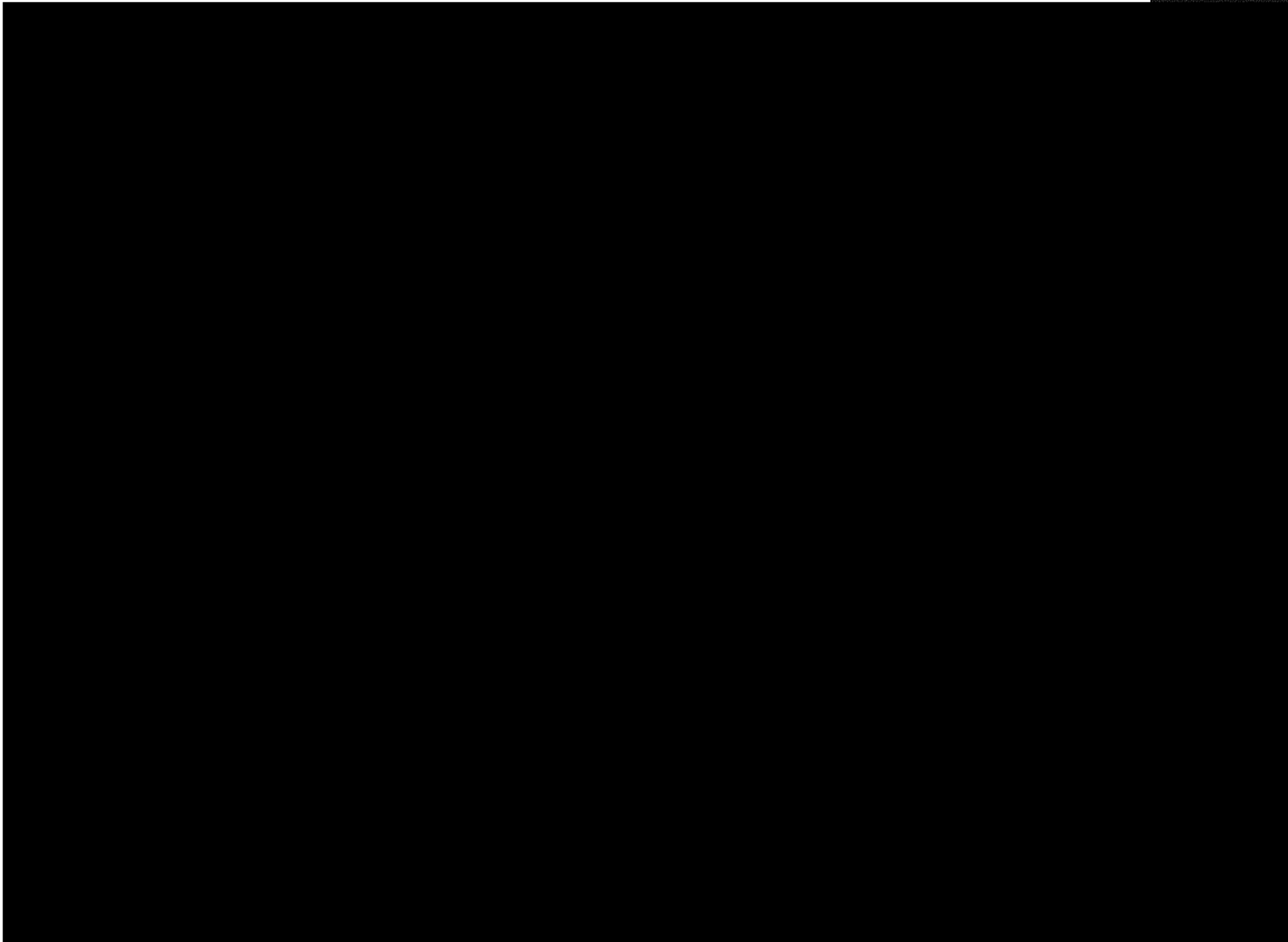


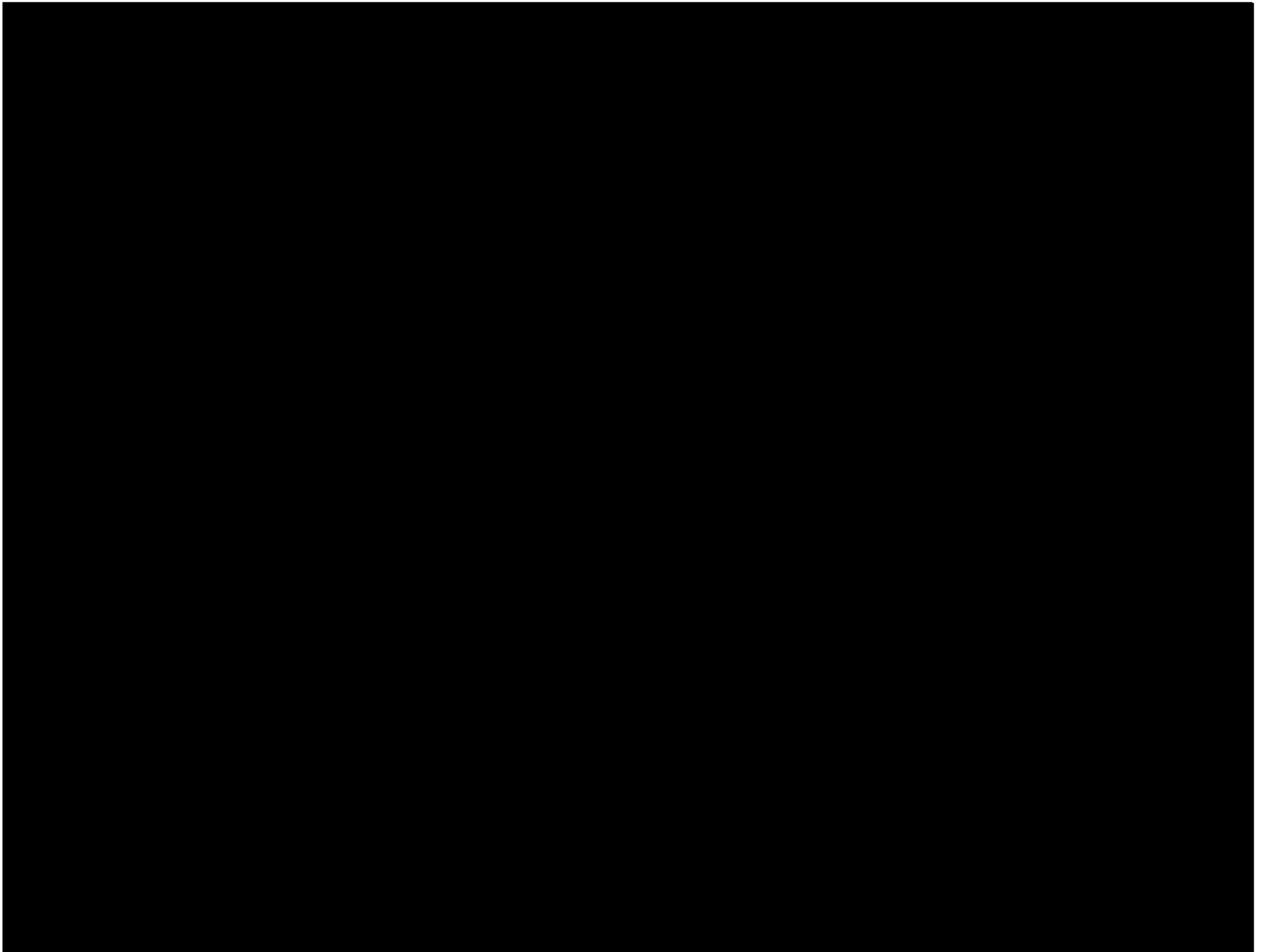






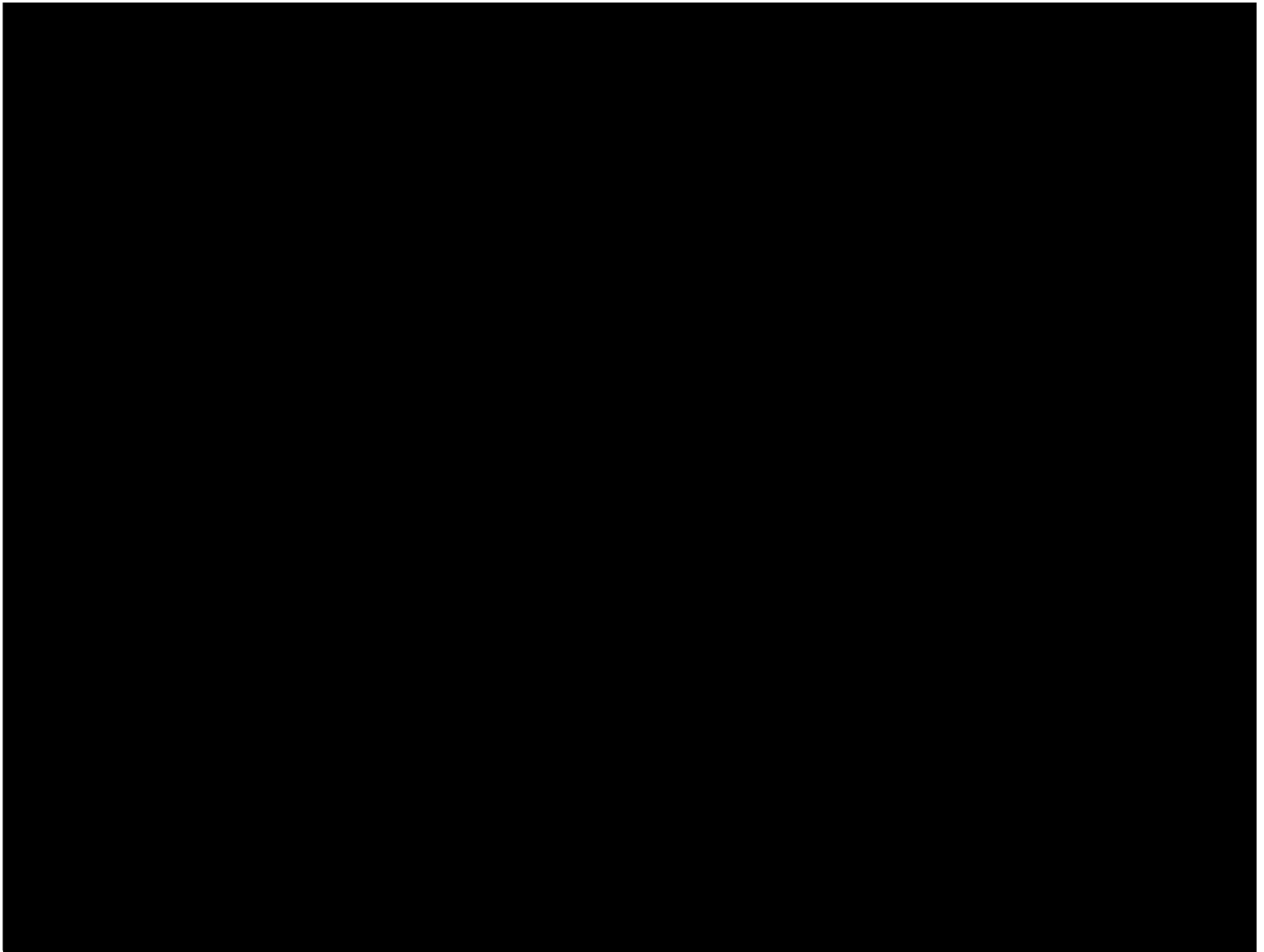


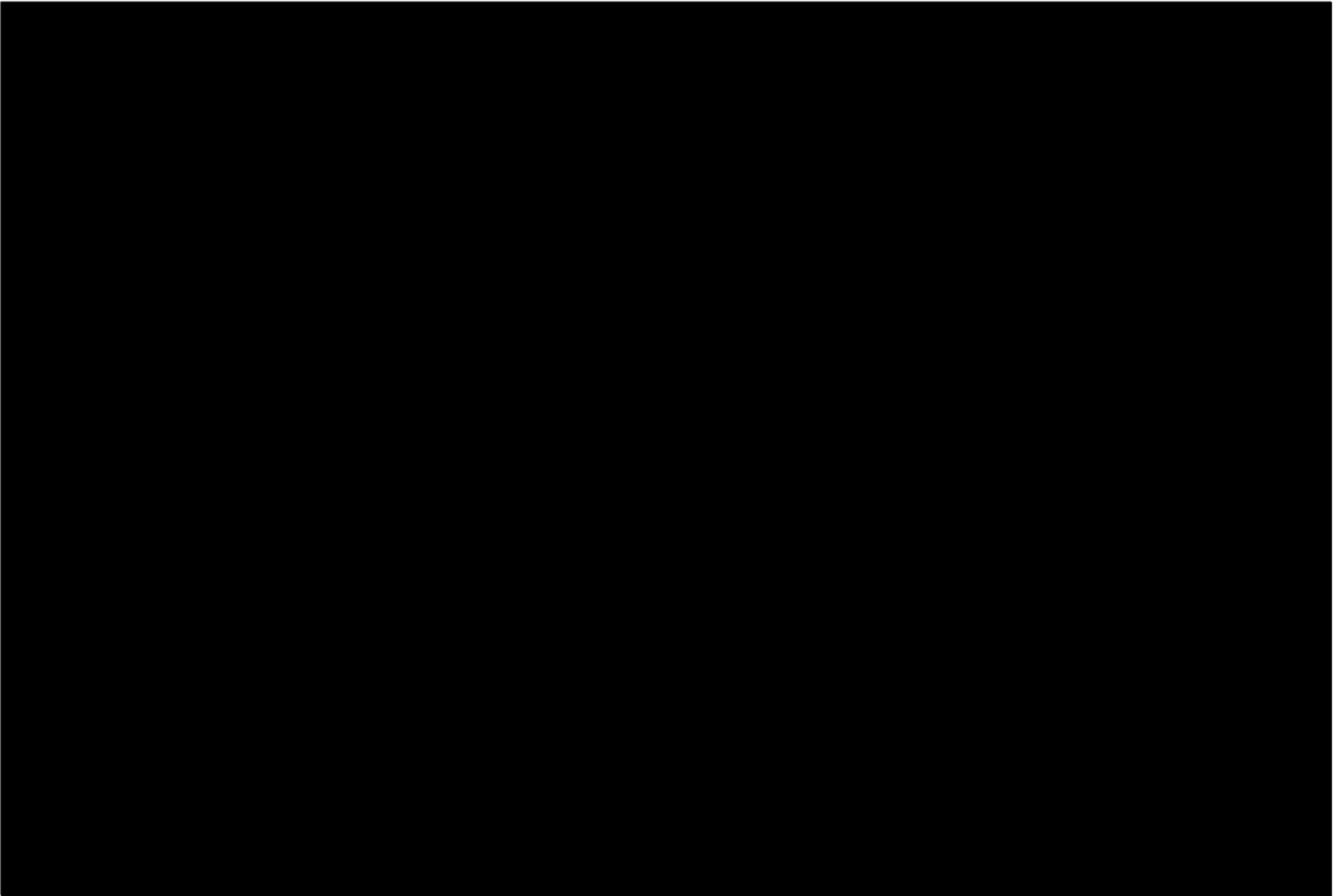


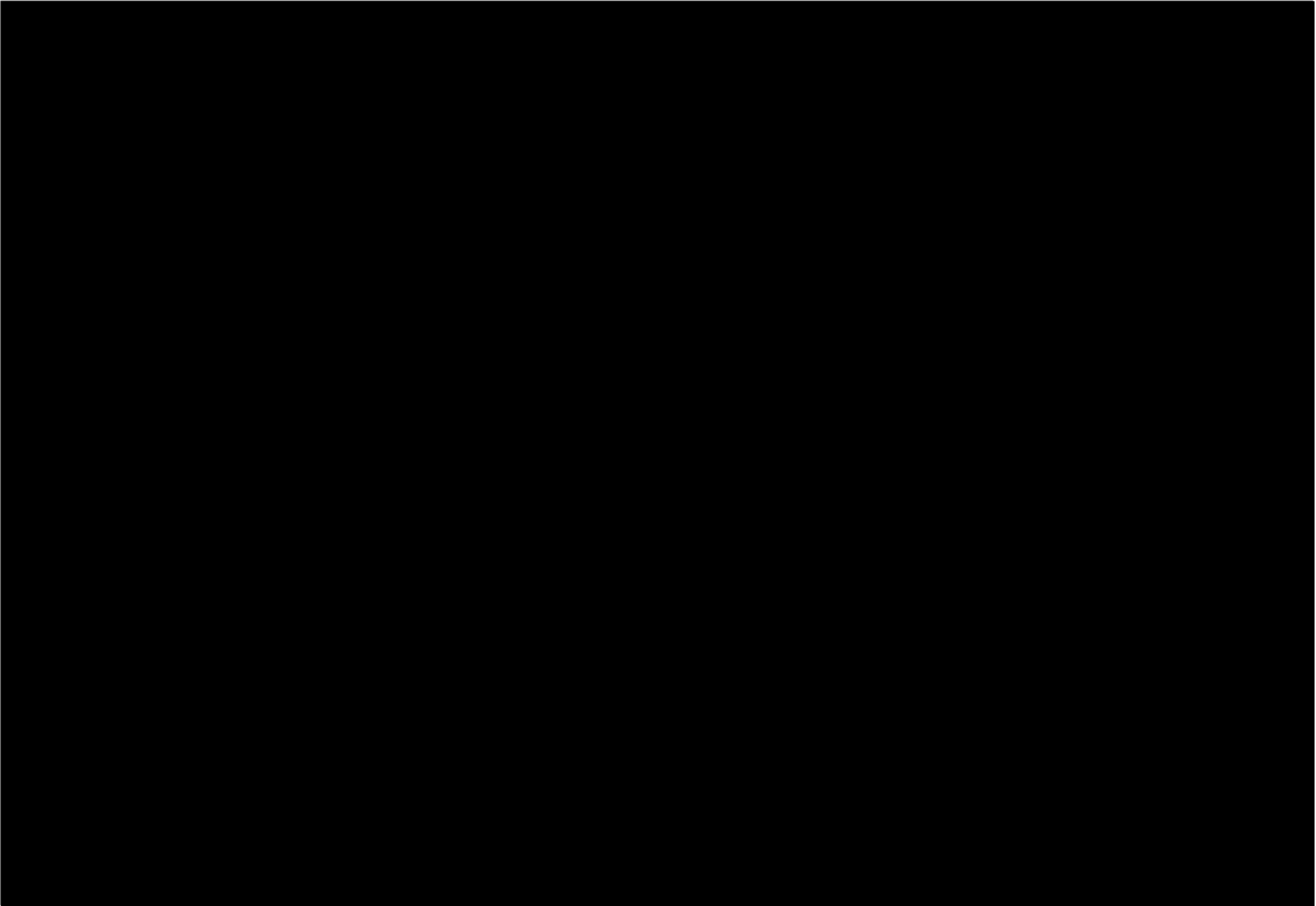


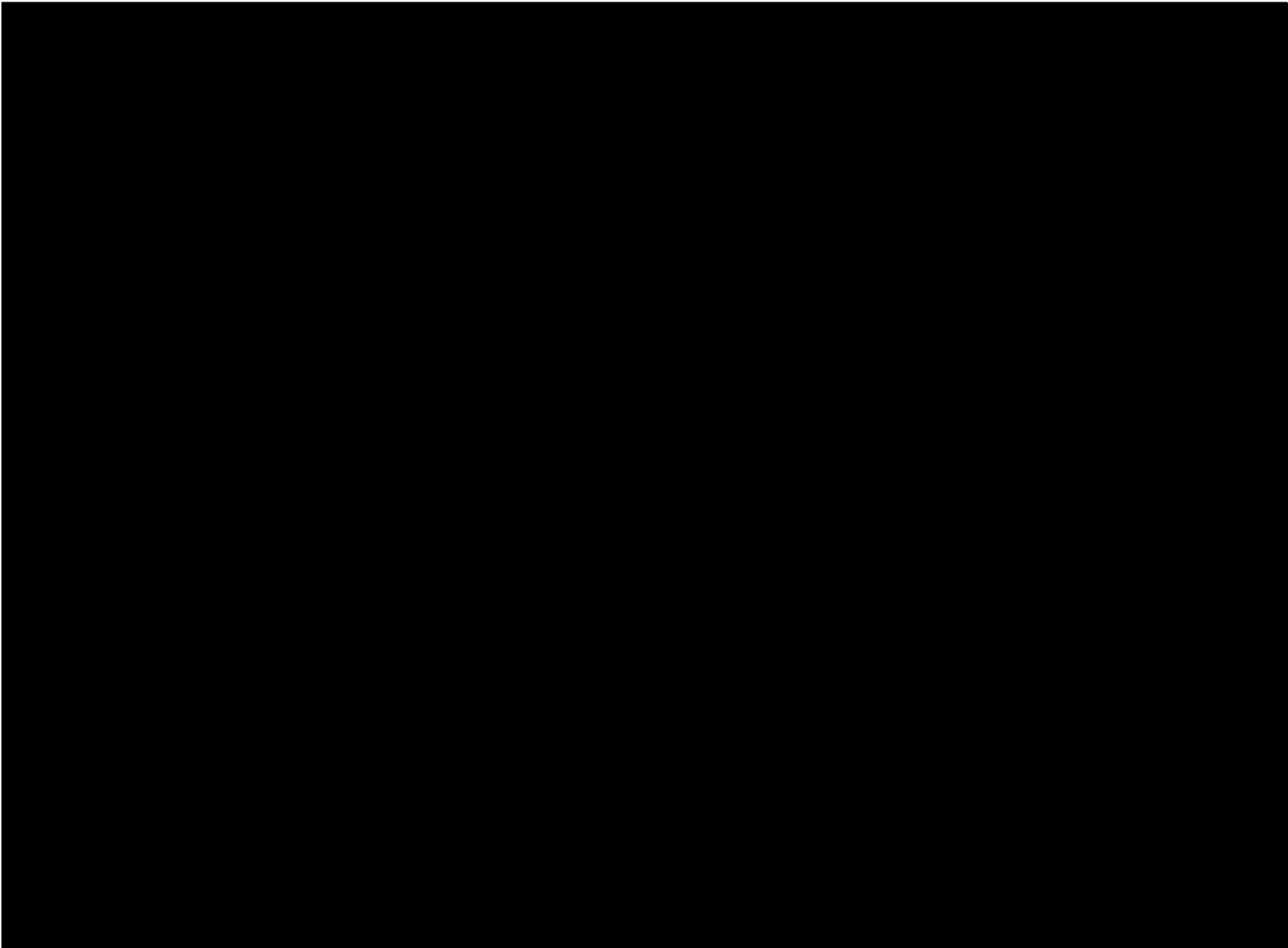


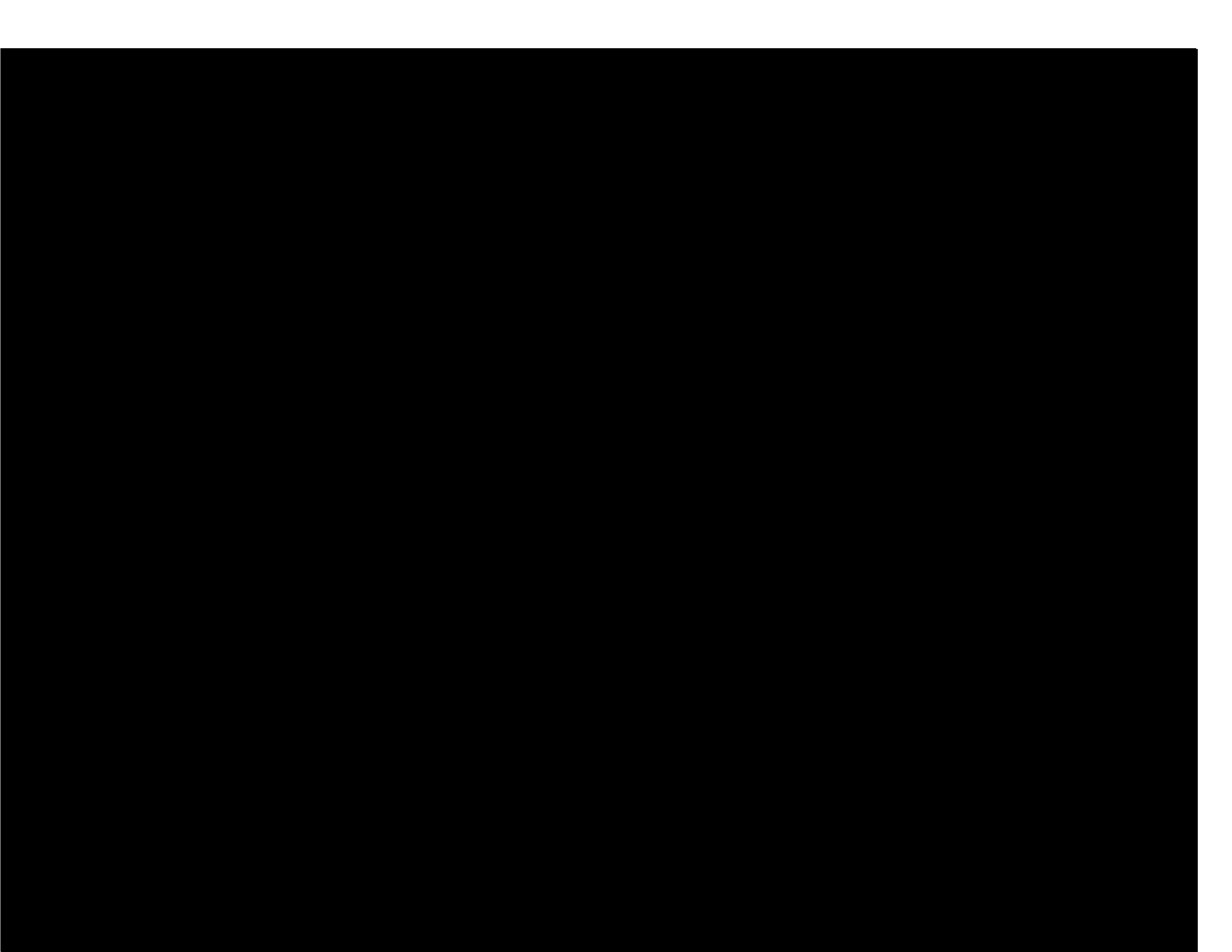


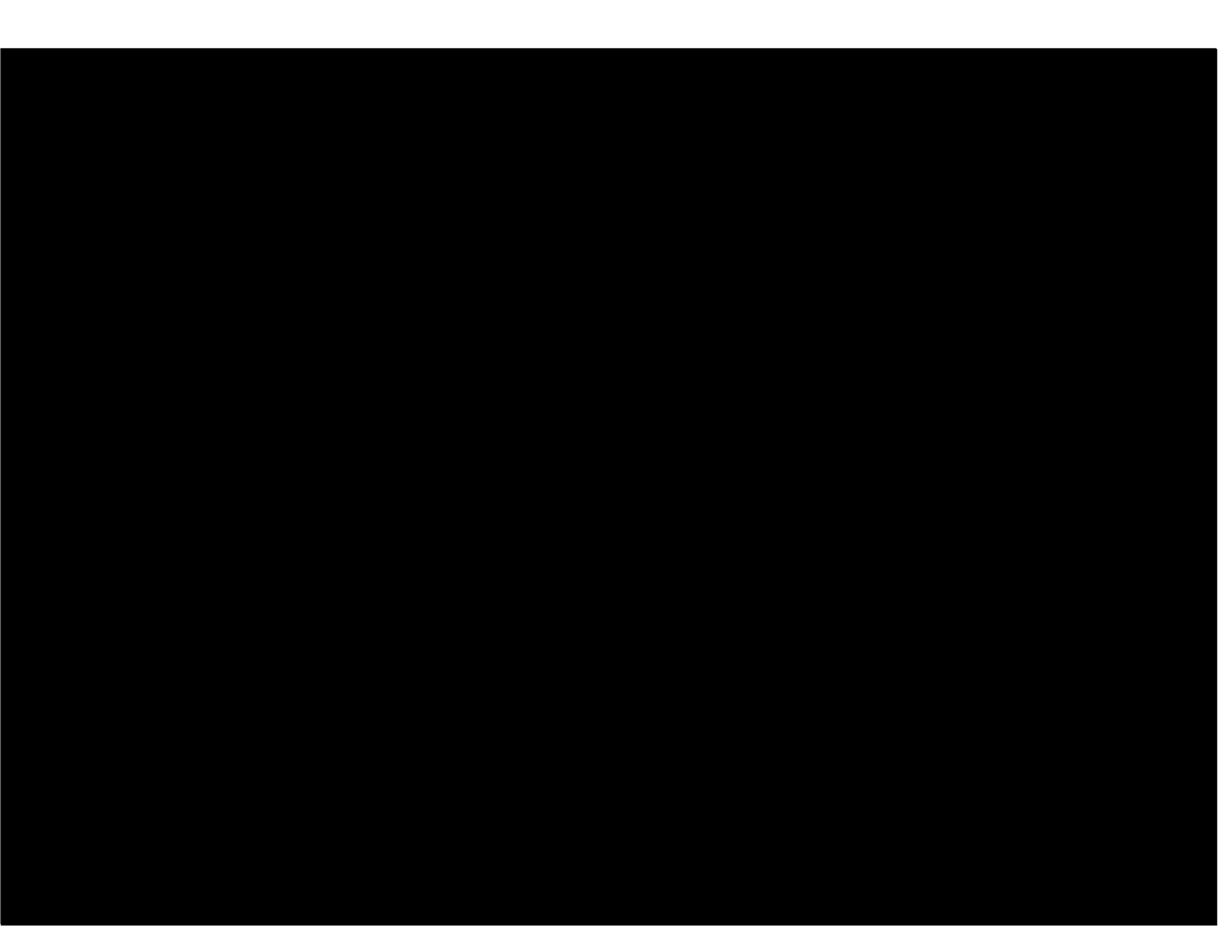


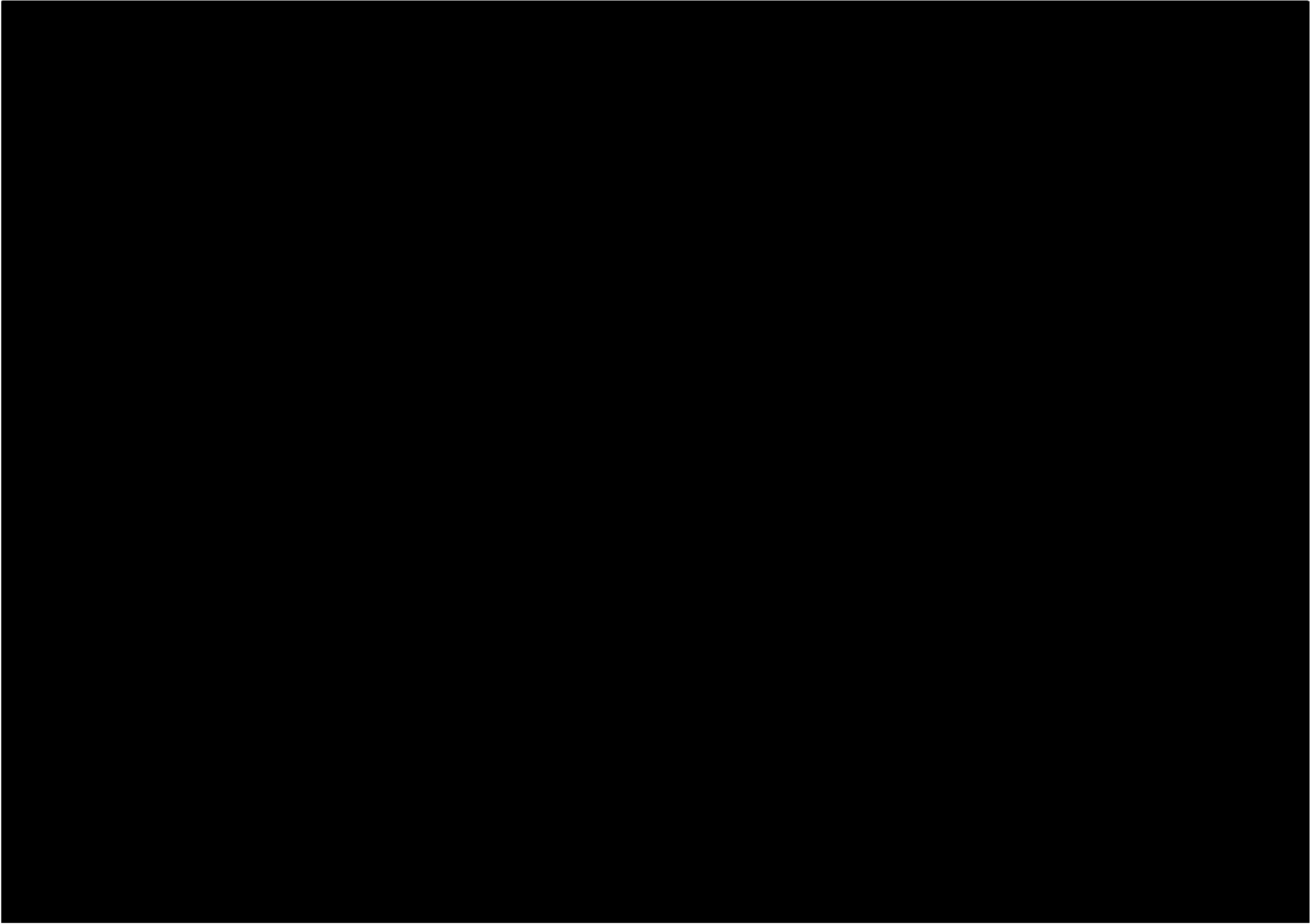


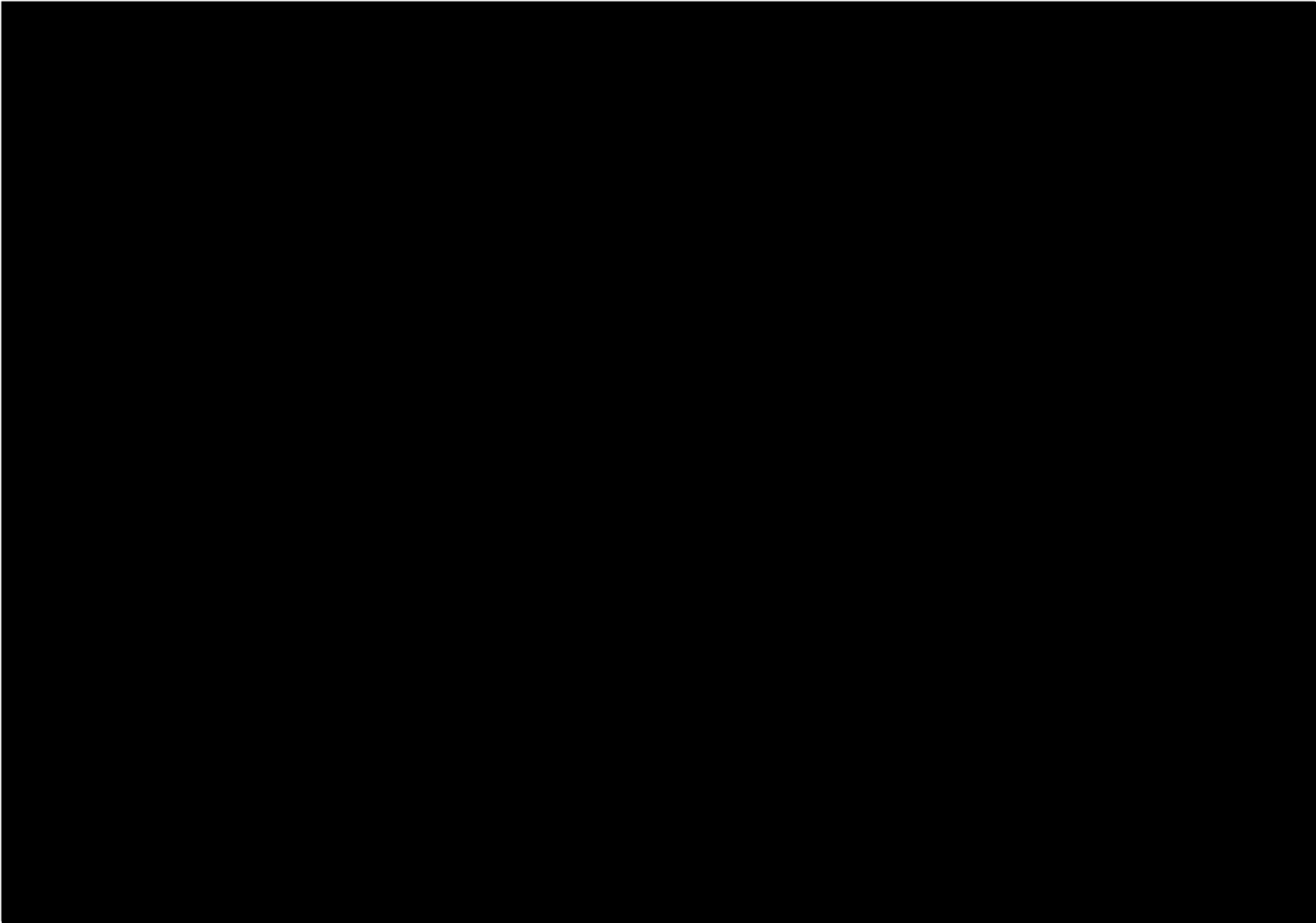






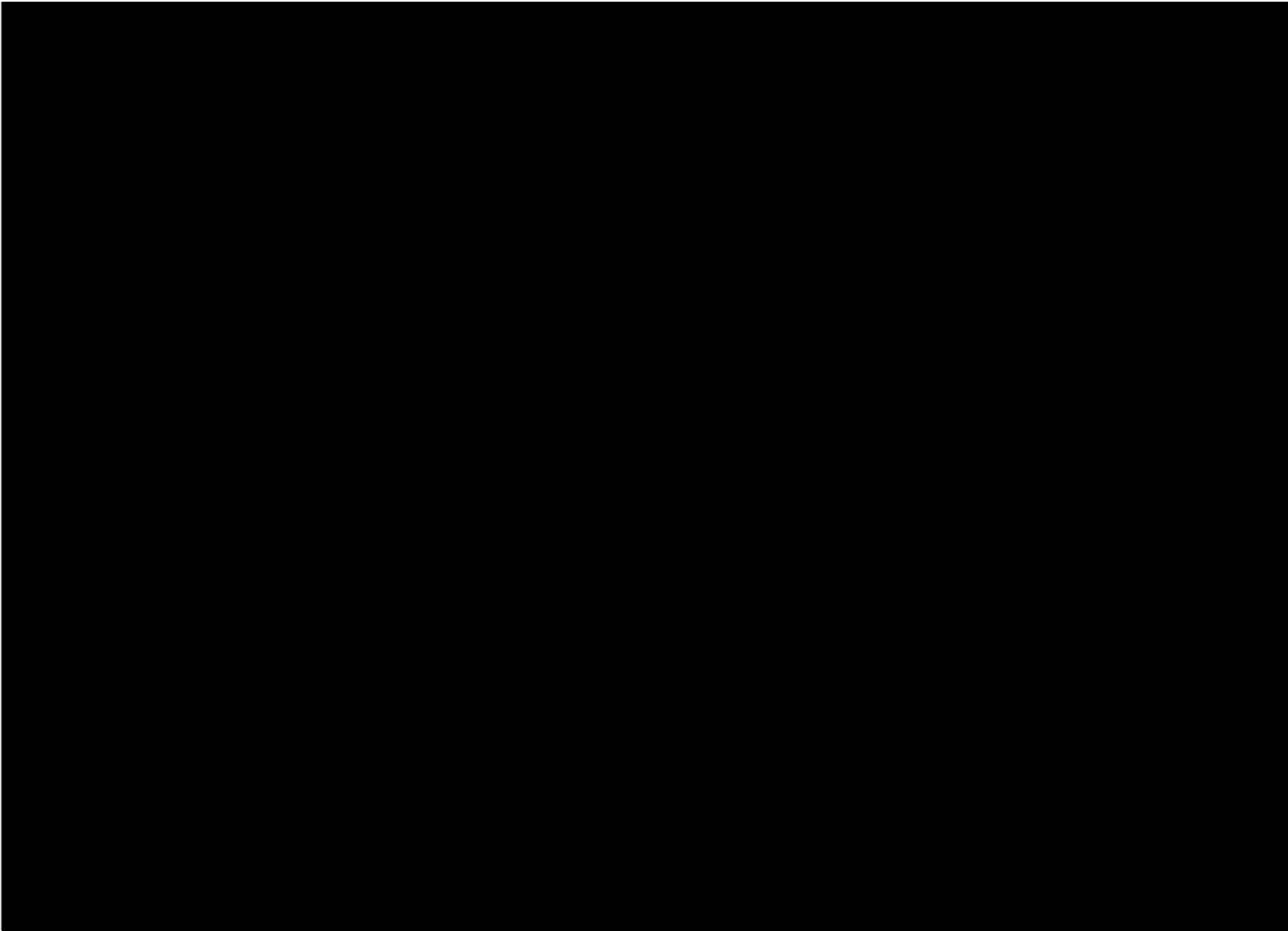


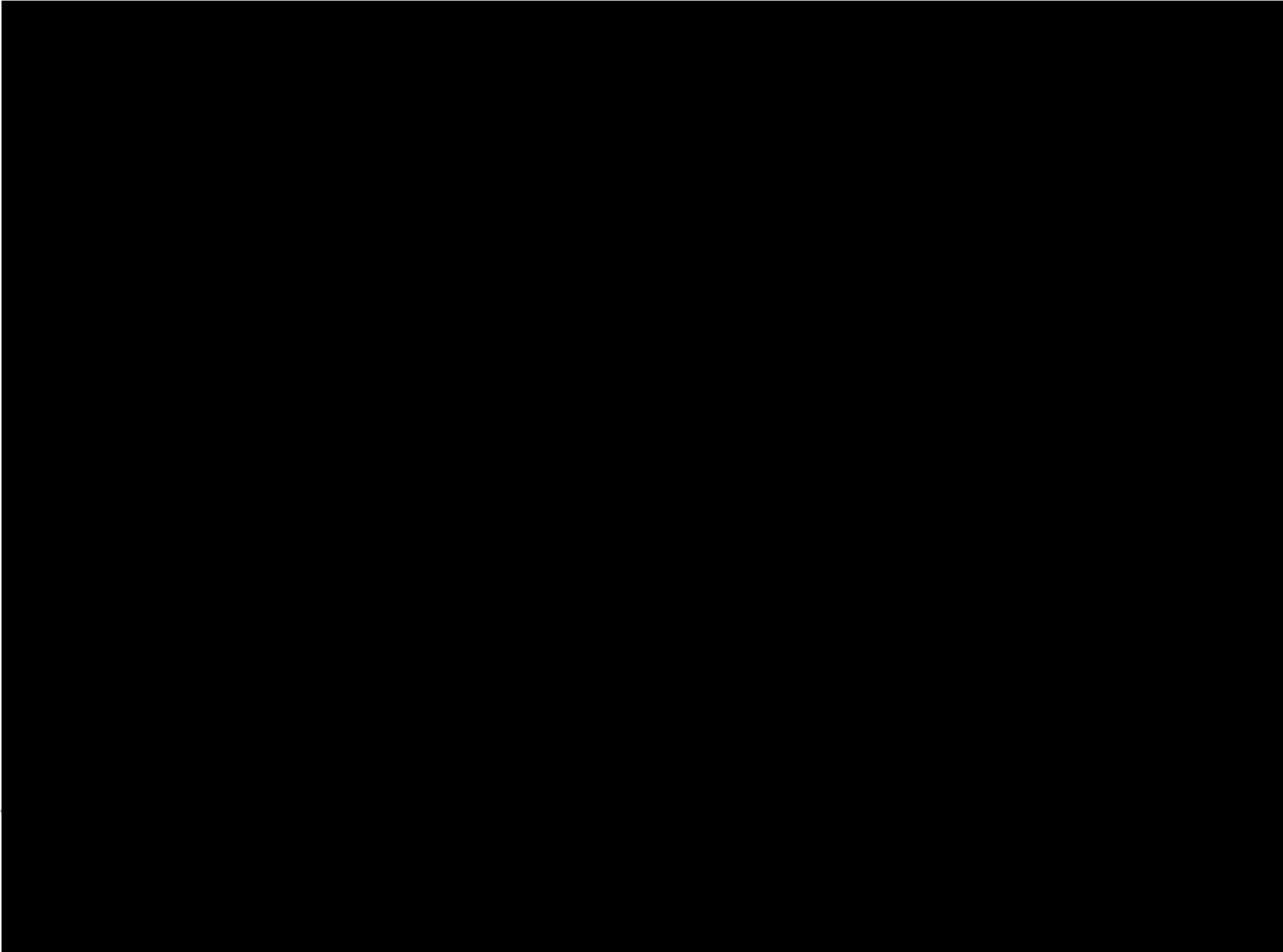


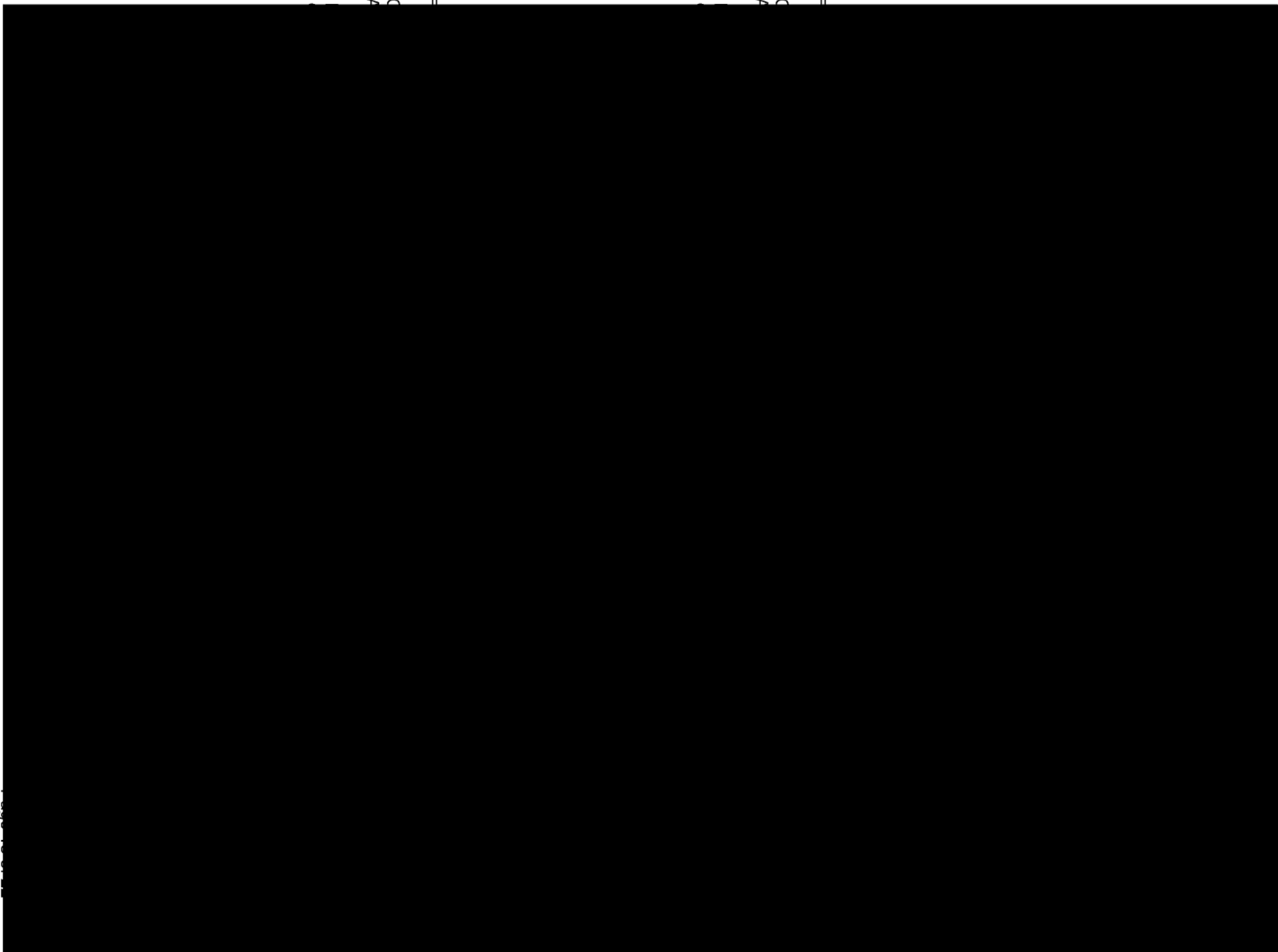








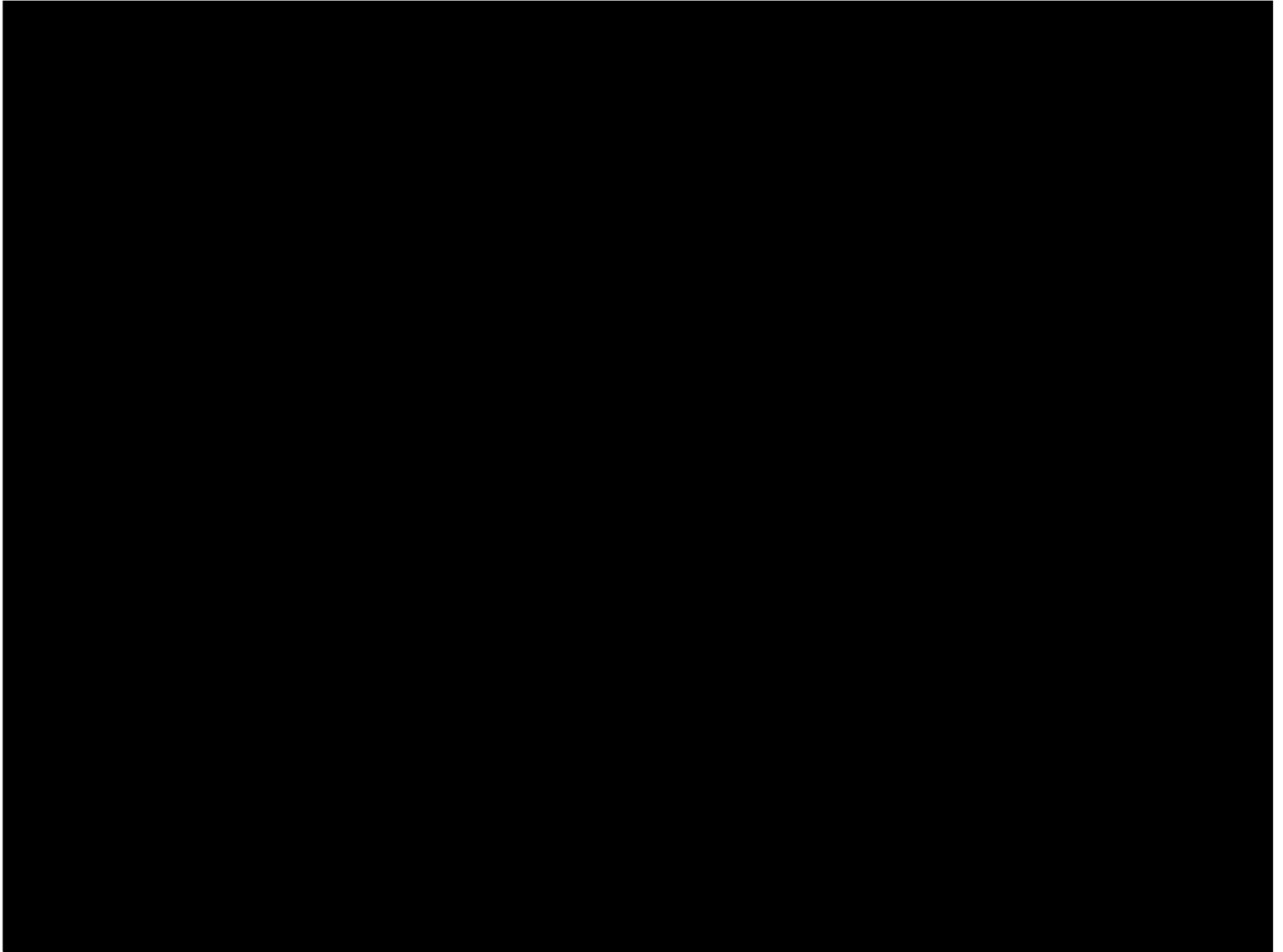


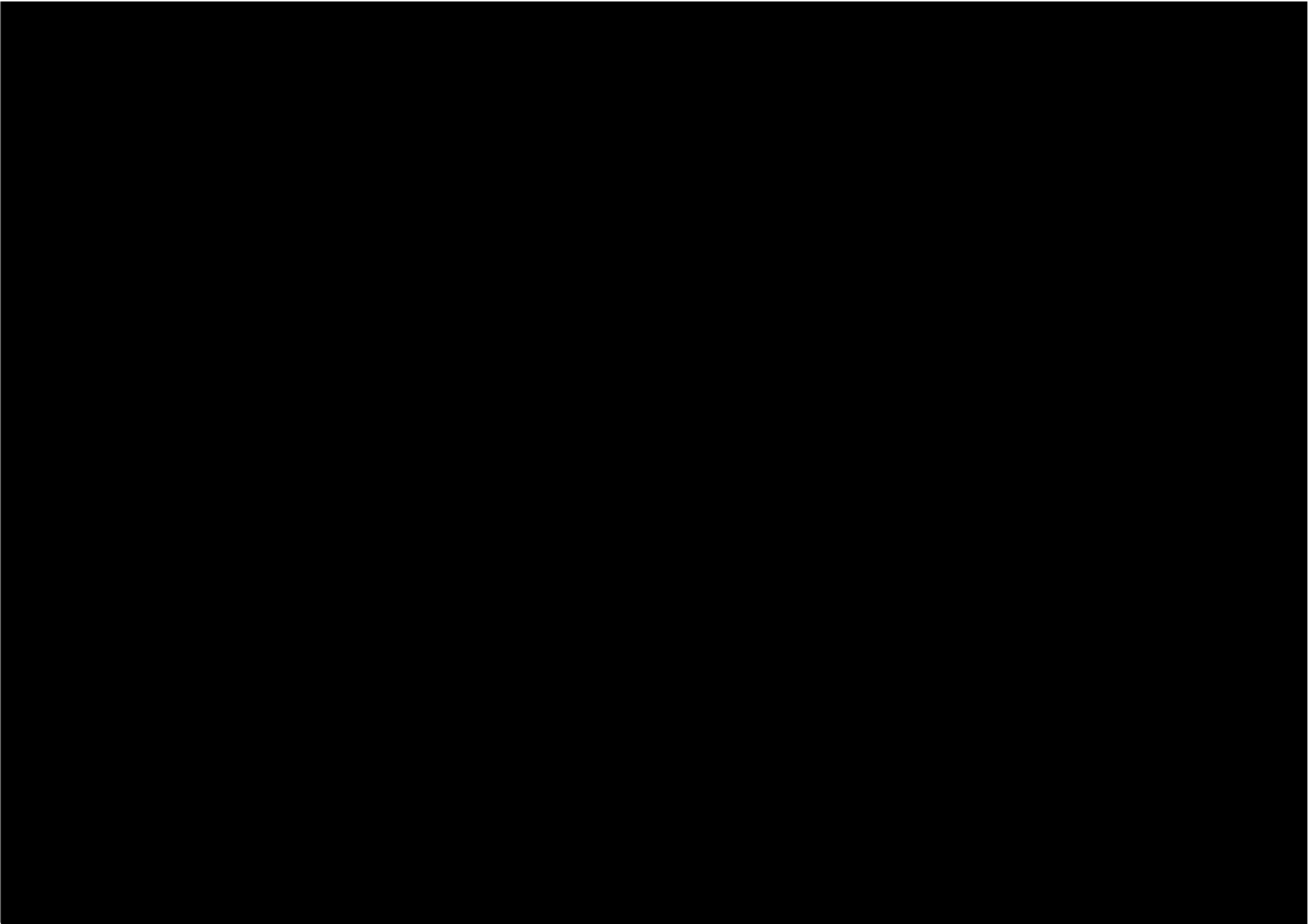


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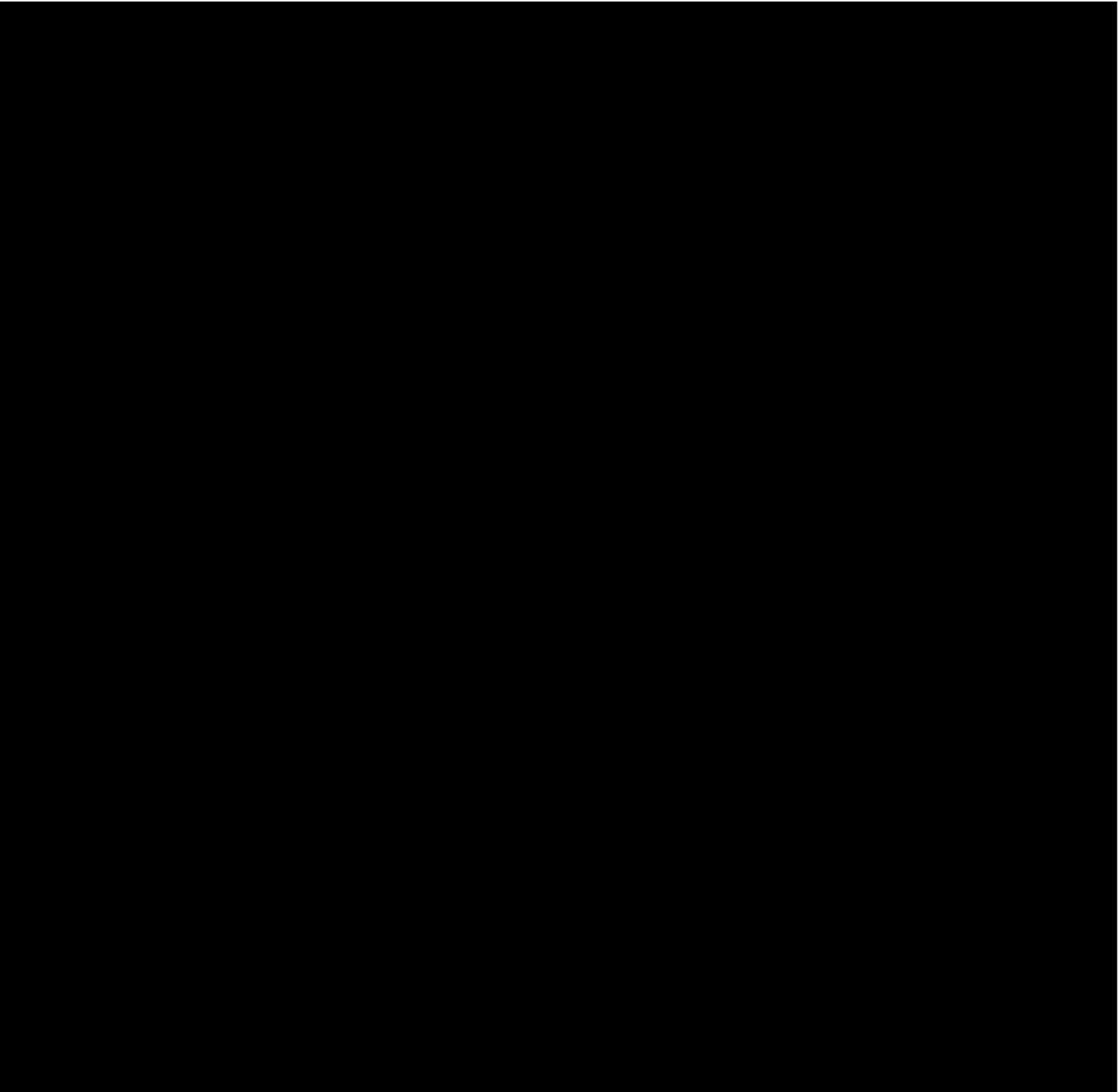












VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

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: critter

VR Home > Complaint Search

Search Criteria | Results

Complaint

Board	<input type="text"/>	Complaint #	<input type="text"/>
Lic Type	<input type="text"/>	Reference	<input type="text"/>
Case Type	<input type="text"/>	Status	<input type="text"/>
Assigned To	<input type="text"/>	Incident From	<input type="text"/>
		Incident To	<input type="text"/>
Key Phrase in Summary <input type="text"/>			

Find  
New  
Clear  
Back

Respondent

Fed Tax #	<input type="text"/>	Anacreon, Reginaldo	Street #	<input type="text"/>
File #	10546	Slot/Cardroom/Pari-Mutuel Indiv Combo	Street	<input type="text"/>
License #	13270779	Closed	City	<input type="text"/>
Entity #	13270779	Expires 08/19/2022	Postal/Zip	<input type="text"/>
Key Name	<input type="text"/>	State	<input type="text"/>	<input type="text"/>
		County	<input type="text"/>	<input type="text"/>
<input type="radio"/> Complainant	Key Name	<input type="text"/>		
<input type="radio"/> Involved Party	Key Name	<input type="text"/>		

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licenses



Licensee  
Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: Reginaldo
Middle Name:
Last Name: Anacreon
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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[Licenses](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)

## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Marc Taupier, Chief Attorney  
Re: Amos Jefferson Ealey, Jr.; Case No. 2022-036030  
Date: September 26, 2022

---

### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks to deny Amos Jefferson Ealey, Jr.'s ("Applicant") application for a Cardroom Employee Occupational License. Applicant submitted a complete application for a Cardroom Employee Occupational License on July 26, 2022, and applied for a waiver of his felony convictions. The Executive Director reviewed the file along with the waiver interview notes and declined to waive the felony convictions. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

### *Pertinent Facts*

On July 26, 2022, Applicant submitted their application to the Division of Pari-Mutuel Wagering for a Cardroom Employee Occupational License. Upon review of the completed application, it appears that Applicant was convicted of several felony crimes in the state of Florida. Specifically, the Applicant was convicted of:

- Possession of Cocaine (F3) in 2000; and
- Criminal Mischief (F3) in 2009.

Applicant applied for a waiver of the felony convictions and a waiver interview was subsequently scheduled. On August 19, 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 September 13, 2022, the Executive Director declined to waive the felony 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.”

Staff Recommendation: Because the Applicant's disqualifying criminal convictions were not waived, the Florida Gaming Control Commission may deny or declare Applicant ineligible for any license. Accordingly, the Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission authorize the issuance of a Notice of Intent to Deny License in this matter.



CONTINUATION

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- I. INVESTIGATIVE REPORT COVERSHEET .....
- II. INVESTIGATIVE REPORT .....
- III. EXHIBITS
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  - 2. Legal Documents ..... 1-27
  - 3. Rap Sheet ..... 1-15
  - 4. Supporting Docs: ARCI / Def. Letter / Other. .... 1-3

# ROUTING SLIP REQUEST FOR WAIVER

RE: EALEY, AMOS JEFFERSON JR. – 13259515  
(APPLICANT'S NAME – LICENSE #)

Case No: 2022 03 6030

1012 – Poker Dealer  
Occupation Code and Job Title

148 - Orange Park Best Bet  
Facility (d/b/a name)

**90-DAY RESPONSE DEADLINE: NOVEMBER 17, 2022**  
(DATE)

Investigations Section: Reviewed by Steve Kogan [Signature] September 8, 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: DD 09/08/2022  
(Initial & Date)

[Signature] 9/12/22  
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or  No If yes, in what jurisdiction? \_\_\_\_\_

Executive Director: LT 9/13/22  
(Initial & Date)

Prepare Waiver or  Prepare File for Commission Review

Comments: \_\_\_\_\_

## Investigative Findings:

August 1, 2000 Jacksonville Sheriff's Office, FL – Po  
Adjudication Withheld on December 1  
costs – Fine paid in full.

September 5, 2009 Jacksonville Sheriff's Office, FL – Cri  
Pled Guilty – Adjudication Withheld c  
fined \$546, and \$4,252.00 in Restitutio  
terms of his probation and sentenced  
served) – Comprehensive Case Inform  
a balance due of \$442 in fines and a ba

Operations' deemed Application complete  
7/26/22;

**Final Response requested by**  
**10/24/22**  
(App Complete +90 Days)

### **Applicant has additional offense:**

May 5, 1990 Worthless Check – Stop Payment < \$150  
Adjudication Withheld 7/8/92  
Duval County, FL 16-1990-MM-076002

\*Please attach Routing Slip to front of case file

lem

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
---------	-------	--------	-------------	---------	------	------	------------	-------------	--------

- [Complaint Search](#)
- [Mass Status Update](#)
- [Change Recording License Type](#)
- [Public Case Info](#)
- [Delete Complaint](#)
- [Mass Activity Update](#)
- [Mass Discipline Update](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **icampbell**

[VR Home](#) [Complaint Search](#) [Maintain Complaint](#)

Lic Type <b>1012 - Cardroom Employee Occupational</b>		Status <b>90 Closed</b>		Status Date <b>09/08/2022</b>	
Complaint # <b>2022036030</b>	Case Type <b>CMP - Complaint</b>	Disposition		Disposition Date	
Docket#	Respondent <b>EALEY, AMOS JEFFERSON JR</b>	Responsible <b>cwtaylor - TAYLOR, CHARLES W</b>	<b>Private Case</b>		

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source <b>LIC - Licensee</b>	Security Level <b>1</b>	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form <b>WALK - Walk-in</b>	Priority	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n <b>IIIB - Waivers</b>	Complexity <b>R - Regular</b>	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security <b>STND - Standard</b>	Incident <b>07/24/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region <b>CR - Central Region</b>	Received <b>07/26/2022</b>	<input type="checkbox"/>	Inspection		
Reference		<input type="checkbox"/>	Costs		
Entered <b>07/26/2022</b>	Entered By <b>rmahalinga</b>	<input type="checkbox"/>	Time Tracking	<input type="button" value="Auto Assign"/>	
Summary <b>90-DAY DEADLINE: November 17, 2022 ----- / ----- . 08/19/2022 Waiver Interview conducted ----- / ----- . 148-Orange Park Kennel Club, Inc.</b>		<input type="checkbox"/>	Attachments	<input type="button" value="History"/>	
Updated <b>09/08/2022 14:32:48</b>	By <b>icampbell</b>	<input type="checkbox"/>	Work Notes	<input type="button" value="Print Report"/>	

44	<input type="button" value="Change"/>	<input type="button" value="Save"/>	<input type="button" value="OK"/>	<input type="button" value="Cancel"/>	<input type="button" value="Back"/>
----	---------------------------------------	-------------------------------------	-----------------------------------	---------------------------------------	-------------------------------------

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# ROUTING SLIP REQUEST FOR WAIVER

RE: EALEY, AMOS JEFFERSON JR. – 13259515  
(APPLICANT'S NAME – LICENSE #)

Case No: 2022 03 6030

1012 – Poker Dealer  
Occupation Code and Job Title

148 - Orange Park Best Bet  
Facility (d/b/a name)

**90-DAY RESPONSE DEADLINE: NOVEMBER 17, 2022**  
(DATE)

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**Investigations Section:** Reviewed by Steve Kogan  September 8, 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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**Licensing Section:** Reviewed by: \_\_\_\_\_  
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or  No If yes, in what jurisdiction? \_\_\_\_\_

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**Executive Director:** \_\_\_\_\_  
(Initial & Date)

Prepare Waiver or  Prepare File for Commission Review

Comments: \_\_\_\_\_

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### Investigative Findings:

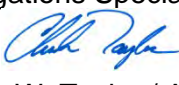
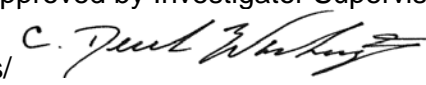
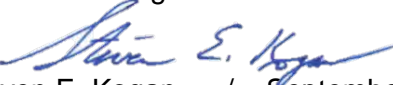
August 1, 2000 Jacksonville Sheriff's Office, FL – Possession of Cocaine – Felony – Pled Guilty – Adjudication Withheld on December 1, 2000 - 3 Year Probation and \$353.00 in Court costs – Fine paid in full.

September 5, 2009 Jacksonville Sheriff's Office, FL – Criminal Mischief >\$1000 in Damages – Felony – Pled Guilty – Adjudication Withheld on September 24, 2009 – One year Probation, fined \$546, and \$4,252.00 in Restitution – Re-arrested on 10/22/2011 for violating the terms of his probation and sentenced to 15 days County Jail (credited 1 day time served) – Comprehensive Case Information System (CCIS) indicates that EALEY has a balance due of \$442 in fines and a balance of \$4,251.93 in Restitution.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS  
WAIVER INVESTIGATIVE REPORT

Office: <b>PMW</b>	Region: <b>NORTHERN</b>	Date of Complaint: <b>July 26, 2022</b>	Case Number: <b>2022 03 6030</b>
Respondent: <b>EALEY, AMOS JEFFERSON JR.</b> 12688 Samson Road Jacksonville, FL 32218 <a href="mailto:ajefferstonealey@hotmail.com">ajefferstonealey@hotmail.com</a> Cell [REDACTED]		Complainant: <b>DIVISION OF PARI-MUTUEL WAGERING</b> <b>OFFICE OF INVESTIGATIONS</b> <b>1400 West Commercial Boulevard, Suite 165</b> <b>Ft. Lauderdale, Florida 33309</b>	
License # / Type: <b>13259515 / 1012</b>		Profession: <b>Poker Dealer</b>	Report Date: <b>August 23, 2022</b>
Period of Investigation: <b>July 26, 2022 through August 23, 2022</b>		Type of Report: <b>Final</b>	
<p><b>Basis of Investigation:</b> This investigation is predicated upon the submission of <b>AMOS J. EALEY's</b> State of Florida Pari-Mutuel Occupational License Application dated July 1, 2022 and Request for Waiver dated July 24, 2022.</p> <p>On July 1, 2022, <b>EALEY</b> applied for a PMW Cardroom Employee Occupational License (1012) to work as a Poker Dealer at Orange Park Best Bet. On his application, he answered "NO" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?"</p> <p>Upon receipt of <b>EALEY's</b> FDLE Criminal History Report, PMW Licensing sent him a deficiency letter on July 15, 2022, requesting that he list and provide court disposition records for the following arrests:</p> <ul style="list-style-type: none"> <li>• Duval County Florida arrests – 9/30/1995, 8/1/200, 6/21/2007, 9/5/2009, 2/26/2011, 10/22/2011, 11/17/2015.</li> <li>• St. Johns County, Florida arrest – 5/6/2016</li> </ul> <p>On July 25, 2022, <b>EALEY</b> submitted an amended application, disclosing several misdemeanor convictions for Driving with a Suspended License (St. John County, 5/6/05; Duval County 2/26/11, 10/22/11, 11/17/11), 1995 felony for Aggravated Battery (Dropped), 2000 felony for Trafficking Cocaine (Acquitted), and a 2009 Misdemeanor conviction for Criminal Mischief, all in Duval County, Florida.</p>			
Related Case:			
Investigations Specialist II / Date  /s/  Charles W. Taylor / August 23, 2022		Approved by Investigator Supervisor / Date  /s/  C. Derek Washington / August 23, 2022	
Chief of Investigations / Date  /s/  Steven E. Kogan / September 8, 2022			

CONTINUATION

**CRIMINAL HISTORY**

Arrest 1					
<b>Date of Arrest:</b> 8/1/2000		<b>Arresting Agency:</b> Jacksonville Sheriff's Office, FL			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Possession of Cocaine	Felony	Guilty	Adj. Withheld	12/1/2000
2					
3					
4					

SENTENCE
3 Years' Probation and \$353.00 in Court costs.

**Additional Information:** Fines paid in full.

Arrest 2					
<b>Date of Arrest:</b> 9/5/2009		<b>Arresting Agency:</b> Jacksonville Sheriff's Office, FL			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Criminal Mischief >\$1000 damage	Felony	Guilty	Adj. Withheld	9/24/2009
2					
3					
4					

SENTENCE
One year Probation, fined \$546, and Restitution ordered for \$4252.00.

**Additional Information: EALEY** was re-arrested on 10/22/2011 for violating the terms of his probation. He was sentenced to 15 days County Jail (credited 1 day time served).

Comprehensive Case Information System (CCIS) indicates that **EALEY** has a balance due of \$442 in fines and a balance of \$4251.93 in restitution.

CONTINUATION

**CRIMINAL HISTORY**

Arrest 3					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:
-------------------------

Arrest 4					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:
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CONTINUATION

**ADDITIONAL LICENSES**

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

<b>1. License Type:</b>				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

<b>2. License Type:</b>				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

<b>3. License Type:</b>				
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

<b>4. License Type:</b>				
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				



CONTINUATION

**WAIVER INTERVIEW**

	<b>YES</b>	<b>NO</b>
Was a Waiver Interview Conducted?	<b>X</b>	
Date of Interview: August 19, 2022	Location of Interview: Office at Best Bet Jacksonville	
	<b>YES</b>	<b>NO</b>
Was the applicant cooperative?	<b>X</b>	
Additional Comments: N/A		

**SUMMARY OF INTERVIEW:**

During his interview, Mr. **EALEY** discussed his felony conviction for Criminal Mischief. Mr. **EALEY** stated, "While running a bar with his wife, a man punched his wife for no apparent reason and ran out of the bar and got in his truck. Mr. **EALEY** said he chased him and threw a Maglite flashlight into the driver's side window, breaking the window and causing the driver to hit a fence as he sped away. The man then reported the incident to police, who arrested and charged Mr. **EALEY**."

In discussing his second felony conviction for Possession of Cocaine, Mr. **EALEY** stated, "his stepdaughter and her boyfriend lived with him and his wife when the police came to search the residence. Mr. **EALEY** refused them entrance without a search warrant, so the police later obtained a warrant and searched the residence. During the police search, they found cocaine, marijuana, and a weapon. Mr. **EALEY** claimed that since he made them get a search warrant, the police arrested and charged everyone in the household."

While there are some similarities between Mr. **EALEY's** stories of what happened and the police arrest reports (EX2), the differences are quite obvious. His versions of the incidents seem to mitigate Mr. **EALEY's** involvement in the crimes. Mr. **EALEY** also said he took a plea deal in both cases on the advice of counsel because an Adjudication Withheld would not be considered a conviction at the time.

**CONCLUSION:**

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **EALEY**. (**EXHIBIT #4**)

Case Status: Investigations case closed and case forwarded to Licensing.







**BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes  
 No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE

Yes  
 No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

Yes  
 No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

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**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 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. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

Signature of Applicant:  Date: 07-01-2022



Entity# 13259515

**BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes  No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
9/24/09	DUVAL	FL	CRIM MISC 106	MISD	WHIP / RESTRICTION / PROBATION
	DUVAL	FL	DRIV ON SUSP LIC	MISD	FINE
	DUVAL	FL	DRIV ON SUSP LIC	MISD	FINE
	DUVAL	FL	DRIV ON SUSP LIC	MISD	FINE

9/5/09  
2/24/11  
10/24/11  
11/19/11

Yes  No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.  
 Yes  No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:  
**ON 09/05/09 I BROKE A WINDOW IN A PATRON OF MY BUSINESS' TRUCK WHILE REMOVING HIM FROM THE PROPERTY. I WAS CHARGED W/ CRIM MISC AND HAD TO PAY RESTRICTION. PROBATION WAS TECHNICAL**

**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 612, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient processing of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or other representative of the applicant without the need for witnesses or less otherwise required by law.

**SIGN & DATE**

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.

*[Handwritten Signature]*  
Signature of Applicant

07-25-2022  
Date

RECEIVED  
2022 JUL 26 PM 12:46  
FLORIDA GAMING  
CENTRAL COMMISSION  
Page 3 of 3

**SIGN & DATE**



**CITY# 13259515**

10/22/99  
8/1/2000  
4/2/2000  
5/1/2000

**BACKGROUND INFORMATION**

Yes  No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes  No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or not guilty to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
DROPPED	DUVAL	FL	AGG BATT	FEL	DROPPED
12/11/2000	DUVAL	FL	TRAFFICKING COCAINE	FEL	10 MONTHS
10/16/2009	DUVAL	FL	RAN STOP SIGN	MIS	FINE
	ST JOHNS	FL	DRIVING ON SUSP LIC	MIS	FINE

Yes  No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

Yes  No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:  
**AGG BATT WAS RESULT OF FIGHT, ALL CHARGES WERE DROPPED.**  
**TRAFFICKING COCAINE, I WAS W/ MY STEP-DAUGHTER WHEN SHE WAS ARRESTED.**  
**I WAS LATER FOUND TO BE NOT INVOLVED.**

**PLEASE PRINT**

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 603, 614; and Sections 406.2577, 406.2586, and 699.70, Florida Statutes. Social Security numbers are used to allow efficient processing of applicants and licensees by a Title IV-D child support agency to ensure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for license identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 P.S.L. 193, Sec. 317.

I hereby authorize the Department of Business and Professional Regulation, Division of Part-Minor 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 received 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 also advise that procedures for challenging FDLE or FBI criminal history records are set forth in F.B. 943.099 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 on 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 is read by the Department of Business and Professional Regulation shall be signed under oath or affirmation by the applicant, or owner or chief executive officer 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 509.79, 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 in 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-Minor 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 not guilty to any disqualifying offense, regardless of adjudication.

*[Signature]* *[Date: 07-21-2022]*

Signature of Applicant Date

RECEIVED  
2022 JUL 26 PM 12:46  
FLORIDA GAMING CONTROL COMMISSION





Florida Gaming Control Commission  
Division of Pari-Mutuel Wagering


**Licensing Administrator Review – PMW Occupational License**

RE: EALEY, AMOS JEFFERSON JR- E# 13259515 Case No: 2022 03 6030  
(APPLICANT'S NAME- LICENSE #)

INITIAL APPLICATION RECEIVED:	7/11/2022
COMPLETE APPLICATION RECEIVED:	7/26/2022
<b>90-DAY DEADLINE:</b>	<b>10/24/2022</b>

<u>Miriam Achens</u>	<u>910 - TLH Licensing</u>	<u>DEAL – Dealer / 1012</u>
Application Processor	Facility (d/b/a name)	Occupation/Job Title/ Lic Type

Pursuant to Section 850.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review				
<b>Conviction</b>				
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
<input checked="" type="checkbox"/> Felony: 2 counts				
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking				
<input type="checkbox"/> Animal Cruelty				
<input type="checkbox"/> Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)				
<b>Comments:</b>				
<b>Arrest Date</b>	<b>Location</b>	<b>Charge</b>	<b>Level</b>	<b>Disposition</b>
08/01/2000	Duval County, FL	Case 162000CF010285AXXXMA -Trafficking in cocaine +28 Grams	F1	Adj. Whh.
09/05/2009	Duval County, FL	Case 162009CF011702AXXXMA -Criminal Mischief more than \$1,000.00 damage	F1	Adj. Whh.
<b>Disposition Unknown</b>				
<input type="checkbox"/> Felony Arrest(s) :				
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking				
<input type="checkbox"/> Animal Cruelty				
<b>Enforcement/Jurisdiction Offenses</b>				
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.				
<b>Related Licenses</b>				
<b>Check VR License Relations to Determine if Applicant is Related to a Business.</b>				
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.				
Business License Number:		Business Name:		
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>				
Date Deficiency Letter Issued:		Initials:		
<b>Licensing Administrator Review</b>				
<b>Disposition Confirmation:</b>				
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <input type="checkbox"/> Approval				
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Director Initials:  7/26/22				
<b>Comments:</b>				

Florida Gaming Control Commission  
Division of Pari-Mutuel Wagering

Licensing Administrator Review – PMW Occupational License

RE: EALEY, AMOS JEFFERSON JR- E# 13259515  
(APPLICANT'S NAME- LICENSE #)

Case No: 2022 03 6030

INITIAL APPLICATION RECEIVED:	<u>7/11/2022</u>
COMPLETE APPLICATION RECEIVED:	<u>7/26/2022</u>
<b>90-DAY DEADLINE:</b>	<b><u>10/24/2022</u></b>

Miriam Achens  
Application  
Processor

910 - TLH Licensing  
Facility (d/b/a name)

DEAL – Dealer / 1012  
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.

Licensing Administrator Review				
<b>Conviction</b>				
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
<input checked="" type="checkbox"/> Felony: 2 counts				
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking				
<input type="checkbox"/> Animal Cruelty				
<input type="checkbox"/> Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)				
<b>Comments:</b>				
<b>Arrest Date</b>	<b>Location</b>	<b>Charge</b>	<b>Level</b>	<b>Disposition</b>
08/01/2000	Duval County, FL	Case 162000CF010285AXXXMA -Trafficking in cocaine +28 Grams	F1	Adj. Whh.
09/05/2009	Duval County, FL	Case 162009CF011702AXXXMA -Criminal Mischief more than \$1,000.00 damage	F1	Adj. Whh.
<b>Disposition Unknown</b>				
<input type="checkbox"/> Felony Arrest(s) :				
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking				
<input type="checkbox"/> Animal Cruelty				
<b>Enforcement/Jurisdiction Offenses</b>				
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.				
<b>Related Licenses</b>				
<b>Check VR License Relations to Determine if Applicant is Related to a Business.</b>				
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.				
Business License Number:		Business Name:		
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>				
Date Deficiency Letter Issued:		Initials:		
<b>Licensing Administrator Review</b>				
<b>Disposition Confirmation</b>				
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <input type="checkbox"/> Approval				
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Director Initials: <u>                    </u> <u>7/26/22</u>				
<b>Comments:</b>				



Page 1 of 1. 0 total matches.

Search Parameters	
Govt. Number:	██████████
Date of Birth:	
First Name:	
Middle Name:	
Last Name:	ealey
Sex:	
Commission:	
License Type:	

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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Dockets					
Line / Document	Count	Effective Entered	Description	Pages	Image
1 D1	--	9/5/2009 9/8/2009	ARREST & BOOKING REPORT 2009-037754 9/5/2009	7	<b>Available</b>  VOR, Ready to view
2	2	9/5/2009 9/8/2009	S810.02(4)(B) BURGLARY/CONVEYANCE; NOT OCCUPIED (NO ASSAULT / BATT - NO WEAPON) < \$300 LOSS		
3	1	9/5/2009 9/8/2009	S806.13(1)(B)(3) CRIMINAL MISCHIEF > \$1000, OR INTERRUPTION OF BUSINESS OR UTILITIES		
4	--	9/5/2009 9/8/2009	BOND SET AT \$5,003.00		
5 D5	--	9/5/2009 9/8/2009	APPLICATION FOR CRIMINAL INDIGENT STATUS - FILED	1	<b>Available</b>  Public access
6 D6	--	9/5/2009 9/8/2009	DEFENDANT DECLARED INDIGENT, ORDER APPOINTING PUBLIC DEFENDER - FILED	1	<b>Available</b>  Public access
7 D7	--	9/5/2009 9/8/2009	DEFENDANTS CLAIM OF RIGHTS	1	<b>Available</b>  Public access
8 D8	--	9/5/2009 9/8/2009	FINDING OF PROBABLE CAUSE ,	1	<b>Available</b>  Public access
9 D9	--	9/5/2009 9/8/2009	MOTION ON BOND	1	<b>Request</b>  View on request
10	--	9/5/2009 9/8/2009	PD APP FEE 50.00 IMPOSED		
11	--	9/5/2009 9/8/2009	ARRAIGNMENT COURT DATE: 09/17/2009 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
12 D12	--	9/5/2009 9/14/2009	BOND - AMOUNT \$5,003.00, COMPANY AMERICAN BANKERS INSURANCE CO.	1	<b>Available</b>  Public access
13	--	9/16/2009 9/16/2009	ARRAIGNMENT COURT DATE: 09/24/2009 SUBJECT TO CHANGE. CALL FOR VERIFICATION		
14 D14	1	9/21/2009 9/23/2009	INFORMATION FILED S806.13(1)(B)3 CRIMINAL MISCHIEF MORE THAN \$1,000.00 DAMAGE	1	<b>Request</b>  View on request
15	2	9/21/2009 9/23/2009	DROPPED/ABANDONED S810.02(4)(B) BURGLARY/CONVEYANCE; NOT OCCUPIED (NO ASSAULT / BATT - NO WEAPON) < \$300 LOSS		
16	--	9/21/2009 9/23/2009	ARRAIGNMENT DATE 09/24/2009 9:00 AM - 9 330 E BAY ST (CIRCUIT)		
17	--	9/24/2009 9/25/2009	JUDGE ARNOLD, CHARLES W		
18	--	9/24/2009 9/25/2009	ASST. STATE ATTY. VOGELSANG, PHILLIP MICHAEL		
19	--	9/24/2009 9/25/2009	ATTY. FOR DEF. BERRY, A.		
20	--	9/24/2009 9/25/2009	DEFENDANT PRESENT		
21	--	9/24/2009 9/25/2009	PUBLIC DEFENDER PERMITTED TO WITHDRAW AS COUNSEL FOR DEF.		

Line / Document	Count	Effective Entered	Description	Pages	Image
22	--	9/24/2009 9/25/2009	DEF. W/READING OF INFO & PLEAD NOT GUILTY		
23 D23	--	9/24/2009 9/25/2009	ACKNOWLEDGE. OF RIGHTS & VOLUNTARINESS OF ENTRY OF PLEA	2	<b>Request</b>  View on request
24	1	9/24/2009 9/25/2009	DEFENDANT PLEAD GUILTY		
25 D25	1	9/24/2009 9/25/2009	ADJUDICATION OF GUILT WITHHELD FINGERPRINTS TAKEN	2	<b>Available</b>  Public access
26	1	9/24/2009 9/25/2009	PROBATION 1 YEAR		
27	1	9/24/2009 9/25/2009	PAY \$1,000.00 RESTITUTION TO VICTIM, PERFORM 50 HOURS COMMUNITY SERVICE. EARLY TERMINATION AUTHORIZED		
28	1	9/24/2009 9/25/2009	LEEA 3.00 IMPOSED		
29	1	9/24/2009 9/25/2009	CCT 50.00 IMPOSED		
30	1	9/24/2009 9/25/2009	LGTF 225.00 IMPOSED		
31	1	9/24/2009 9/25/2009	TNC 3.00 IMPOSED		
32	1	9/24/2009 9/25/2009	SOCIF 100.00 IMPOSED		
33	1	9/24/2009 9/25/2009	AACC 65.00 IMPOSED		
34	1	9/24/2009 9/25/2009	SAIEF 100.00 IMPOSED		
35	--	9/24/2009 9/25/2009	COURT RESERVES JURISDICTION FOR 60 DAYS (NOT A CONDITION OF PROBATION)		
36 D36	--	10/6/2009 10/7/2009	ORDER W/H ADJ. OF GUILT & PLACING DEF. ON PROBATION	6	<b>Available</b>  VOR, Ready to view
37 D37	--	10/22/2009 10/23/2009	JUDGMENT AND RESTITUTION ORDER [F.S.775.089] - RESTITUTION ORDER CREATED FOR: 4251.93 BOOK 15045 PAGE 2459-2460	2	<b>Available</b>  VOR, Ready to view
38 D38	--	9/1/2010 9/1/2010	CASE FEES PAID: \$153.85 ON RECEIPT NUMBER 1089568	1	<b>Available</b>  Public access
39	--	9/16/2010 9/16/2010	APPEARANCE DATE (VIOL. OF PROB.) 09/20/2010 9:00 AM - 9 330 E BAY ST (CIRCUIT)		
40 D40	--	9/16/2010 9/16/2010	PER JA	1	<b>Request</b>  View on request
41 D41	--	9/16/2010 9/16/2010	AFFIDAVIT FOR VIOLATION OF PROBATION	3	<b>Available</b>  VOR, Ready to view

Line / Document	Count	Effective Entered	Description	Pages	Image
42 D42	--	9/16/2010 9/16/2010	DOC VIOLATION REPORT	2	<b>Available</b>  VOR, Ready to view
43	--	9/17/2010 9/17/2010	TRIAL ASSISTANT STATE ATTORNEY CHANGED TO Gaulden, Frank Hewitt PER SAO		
44	--	9/20/2010 9/21/2010	JUDGE ARNOLD, CHARLES W		
45	--	9/20/2010 9/21/2010	ASST. STATE ATTY. GAULDEN, FRANK HEWITT		
46	--	9/20/2010 9/21/2010	ATTY. FOR DEF. BERRY, A.		
47	--	9/20/2010 9/21/2010	DEFENDANT PRESENT		
48	--	9/20/2010 9/21/2010	AFFIDAVIT DISCHARGED		
49	1	9/20/2010 9/21/2010	PROBATION TERMINATED		
50 D50	--	9/20/2010 9/21/2010	ORDER OF CONVERSION TO FINAL JUDGMENT BOOK 15372 PAGE 950-950	1	<b>Available</b>  Public access
51 D51	--	8/19/2014 8/19/2014	CASE FEES PAID: \$1.00 ON RECEIPT NUMBER 2194415	1	<b>Available</b>  Public access
52	--	6/19/2021 6/19/2021	CASE FEES \$442.15 SENT TO COLLECTIONS ON 06/19/2021 AGENCY HARRIS AND HARRIS		



DD 09/08/2022



Line / Document	Count	Effective Entered	Description	Pages	Image
2 D2	--	8/2/2000 8/29/2000	ARREST & BOOKING REPORT 000273011	2	<b>Available</b>  VOR, Ready to view
3 D3	--	8/2/2000 8/29/2000	BOND - AMOUNT A AABLE CONTINENTAL BAIL BONDS, COMPANY 25003.00	2	<b>Available</b>  Public access
4 D4	--	8/2/2000 8/29/2000	FINDING OF PROBABLE CAUSE ,	2	<b>Available</b>  Public access
5 D5	--	8/2/2000 8/29/2000	MOTION ON BOND	2	<b>Request</b>  View on request
6	--	8/25/2000 8/29/2000	INFO FILED FOR TRF COC +28		
7	--	8/25/2000 8/29/2000	BOND SET AT 25003.00		
8 D8	--	8/25/2000 8/29/2000	CORRECTED INFORMATION MEMO FROM STATE ATTY.	2	<b>Request</b>  View on request
9	--	8/25/2000 8/29/2000	ARRAIGNMENT DATE 08/30/2000 3 09:00 00		
10	--	8/30/2000 8/31/2000	ASST. STATE ATTY. STARRETT, LAURA		
11	--	8/30/2000 8/31/2000	ATTY. FOR DEF. A. BERRY		
12	--	8/30/2000 8/31/2000	DEF. W/READING OF INFO & PLEAD NG		
13	--	8/30/2000 8/31/2000	PASSED FOR PRETRIAL 09/08/2000 3 09:00 00		
14 D14	--	9/7/2000 9/11/2000	NOTICE OF DISCOVERY	4	<b>Request</b>  View on request
15	--	9/8/2000 9/11/2000	ASST. STATE ATTY. STARRETT, LAURA		
16	--	9/8/2000 9/11/2000	ATTY. FOR DEF. A. BERRY		
17 D17	--	9/8/2000 9/11/2000	WRITTEN PLEA OF NG & W/APPEARANCE FILED IN OPEN COURT	1	<b>Request</b>  View on request
18	--	9/8/2000 9/11/2000	PASSED FOR PRETRIAL 09/26/2000 3 09:00 00		
19 D19	--	9/13/2000 9/14/2000	STATE'S DISCOVERY EXHIBIT	2	<b>Request</b>  View on request
20	--	9/26/2000 9/27/2000	ASST. STATE ATTY. STARRETT, LAURA		
21	--	9/26/2000 9/27/2000	ATTY. FOR DEF. A. BERRY		
22	--	9/26/2000 9/27/2000	PASSED FOR PRETRIAL 10/17/2000 3 09:00 00		
23	--	10/17/2000 10/19/2000	ASST. STATE ATTY. STARRETT, LAURA		
24	--	10/17/2000 10/19/2000	ATTY. FOR DEF. A. BERRY		

Line / Document	Count	Effective Entered	Description	Pages	Image
25	--	10/17/2000 10/19/2000	PASSED FOR PRETRIAL 10/31/2000 3 09:00 00		
26	--	10/31/2000 11/1/2000	ASST. STATE ATTY. STARRETT, LAURA		
27	--	10/31/2000 11/1/2000	ATTY. FOR DEF. A. BERRY		
28	--	10/31/2000 11/1/2000	PASSED FOR PRETRIAL 11/15/2000 3 09:00 00		
29	--	11/15/2000 11/16/2000	ASST. STATE ATTY. STARRETT, LAURA		
30	--	11/15/2000 11/16/2000	ATTY. FOR DEF. A. BERRY		
31	--	11/15/2000 11/16/2000	JUDGE ARNOLD PRESIDING		
32	--	11/15/2000 11/16/2000	PASSED FOR PRETRIAL 12/01/2000 3 09:00 00		
33	--	12/1/2000 12/4/2000	ASST. STATE ATTY. STARRETT, LAURA		
34	--	12/1/2000 12/4/2000	ATTY. FOR DEF. A. BERRY		
35	--	12/1/2000 12/4/2000	ACKNOWLEDGE. OF RIGHTS & VOLUNTARINESS OF ENTRY OF PLEA		
36 D36	--	12/1/2000 12/4/2000	DEF. PERMITTED TO W/D PLEA OF NOT GUILTY AND PLEA GUILTY	2	<b>Request</b>  View on request
37	--	12/1/2000 12/4/2000	TO POSSESSION OF COCAINE, A		
38	--	12/1/2000 12/4/2000	LESSER INCLUDED OFFENSE		
39	--	12/1/2000 12/4/2000	ADJUDICATION OF GUILT WITHHELD		
40	--	12/1/2000 12/4/2000	SENTENCE SUSPENDED, PLACED ON PROBATION FOR 3 YEARS		
41	--	12/1/2000 12/4/2000	SPEC. CONDS.: DRUG EVALUATION		
42	--	12/1/2000 12/4/2000	AND TREATMENT; \$1,000.00 TO		
43	--	12/1/2000 12/4/2000	JSO INVESTIGATIVE FUND; PAY...		
44	--	12/1/2000 12/4/2000	L E E A IMPOSED 3.00		
45	--	12/1/2000 12/4/2000	F/M COSTS IMPOSED 50.00		
46	--	12/1/2000 12/4/2000	LGTF IMPOSED 200.00		
47	--	12/1/2000 12/4/2000	FDLE IMPOSED 100.00		
48 D48	--	12/1/2000 12/4/2000	WAIVER OF PRE-SENTENCE INVESTIGATION	2	<b>Available</b>  Public access
49 D49	--	12/1/2000 12/4/2000	ORDER DENYING RESTITUTION	2	<b>Available</b>  Public access
50 D50	--	12/1/2000 12/4/2000	SENTENCING GUIDELINES	4	<b>Request</b>  View on request



Line / Document	Count	Effective Entered	Description	Pages	Image
51 D51	--	12/14/2000 12/14/2000	ORDER W/H ADJ. OF GUILT & PLACING DEF. ON PROBATION	3	Available  VOR, Ready to view
52	--	2/12/2001 2/12/2001	DEF. PAID TOTAL OF 115.38, RECEIPT# 003178-8_____		
53	--	2/12/2001 2/12/2001	PAYMENT LGTF PAID 115.38		
54	--	3/16/2001 3/16/2001	DEF. PAID TOTAL OF 96.15, RECEIPT# 003289-6_____		
55	--	3/16/2001 3/16/2001	PAYMENT LGTF PAID 84.62		
56	--	3/16/2001 3/16/2001	PAYMENT F/M COSTS PAID 11.53		
57	--	4/16/2001 4/16/2001	DEF. PAID TOTAL OF 96.15, RECEIPT# 003291-2_____		
58	--	4/16/2001 4/16/2001	PAYMENT F/M COSTS PAID 38.47		
59	--	4/16/2001 4/16/2001	PAYMENT L E E A PAID 3.00		
60	--	4/16/2001 4/16/2001	PAYMENT FDLE PAID 54.68		
61	--	5/18/2001 5/18/2001	DEF. PAID TOTAL OF 45.32, RECEIPT# 003369-5_____		
62	--	5/18/2001 5/18/2001	PAYMENT FDLE PAID 45.32		
63 D63	--	10/8/2008 10/8/2008	CASE FEES PAID: \$5.00 ON RECEIPT NUMBER 473793	1	Available  Public access

DD 09/08/2022



Line / Document	Count	Effective Entered	Description	Pages	Image
17	--	6/16/1992 6/18/1992	N/WH SS CC		
18	--	6/16/1992 6/18/1992	F/M COSTS WAIVED 20.00		
19	--	6/16/1992 6/18/1992	LGTF WAIVED 50.00		
20	--	6/16/1992 6/18/1992	REST ORDER TO FOLLOW		
21	--	7/8/1992 7/8/1992	JUDGMENT AND RESTITUTION ORDER [F.S.775.089]		





SPECIAL NEEDS (Interpreter, Hearing impaired, etc.)  
**NONE**

JAIL NUMBER

NARRATIVE (must include all the elements of the charged offense):  
A SEARCH WARRANT WAS EXECUTED AT 5243 KYLAN DR N. THE SUSPECT RESIDES AT THE LISTED ADDRESS WITH THE CO-DEFENDANT. A TOTE BAG WAS FOUND IN THE COMPUTER ROOM OF THE RESIDENCE WHICH CONTAINED A TRAFFICKING AMOUNT OF COCAINE. PACKAGING FOR ADDITIONAL DRUGS WAS ALSO FOUND. THE BAG WAS SEARCHED & A SMALL QUANTITY OF MARIJUANA WAS FOUND. A HANDBAG WAS LOCATED IN THE CO-DEFENDANT'S PURSE. THE SUSPECT WAS ADVISED OF HIS MARIJUANA VIOLATIONS & REQUESTED AN ATTORNEY.

OWNER'S NAME(S) & ADDRESS:

VEHICLE INFORMATION

I request that my vehicle be legally parked and secured.  
I understand that my vehicle must be moved within 24 hours and that the Jacksonville Sheriff's Office is not responsible for my vehicle.

STATE OF FLORIDA COUNTY OF DUVAL  
*[Signature]*  
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 1ST day of AUG, 2000, by *[Signature]*  
Name of person making statement

VEHICLE LOCATION:

*[Signature]*  
Signature of Notary Public, State of Florida, Commissioned Law Enforcement Officer or Correctional Officer  
**H K BENNETT**  
Print, Type or Stamp Commissioned Name of Notary Public

OWNER/DRIVER SIGNATURE:

REC'D TR. NO. 1281200

Personally Known; or  
 Produced Identification  
Type of Identification produced  
*[Signature]* I.D. *[Signature]*  
APPROVING SUPERVISOR

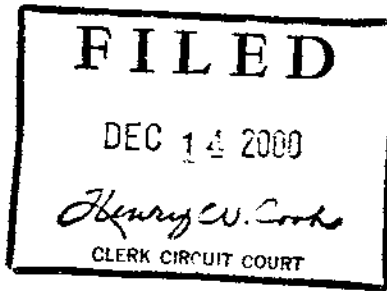
JAIL REMARKS:	CHEMICAL TEST DATA					
	SPECIMEN:	<input type="checkbox"/> BLOOD	<input type="checkbox"/> BREATH	<input type="checkbox"/> URINE	<input type="checkbox"/> UNABLE	<input type="checkbox"/> NONE
	ANALYSIS RESULTS:				REFUSED:	
	1st	g/210L	TIME:		BLOOD	<input type="checkbox"/>
	2nd	g/210L	TIME:		URINE	<input type="checkbox"/>
	3rd	g/210L	TIME:		BREATH	<input type="checkbox"/>
	BREATH TEST INSTRUMENT		MACHINE #:			
	TYPE:		DATE			
	OPERATOR SIGNATURE AND I.D.#			DATE		

**ORDER OF PROBATION**

STATE OF FLORIDA

-vs-

AMOS J. EALEY  
Defendant



In the CIRCUIT Court of  
DUVAL County, Florida  
Case No. 2000-10285CFA CR-G



This cause coming on this day to be heard before me, and you, the defendant, AMOS J. EALEY, being now present before me, and you having

ENTERED A PLEA OF GUILTY TO

the offense(s) of (L10) POSSESSION OF COCAINE

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 THREE (3) YEARS 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)

committed to the Department of Corrections

confined in the County Jail

for a term of \_\_\_\_\_ with credit for \_\_\_\_\_ jail time. After you have served \_\_\_\_\_ of the term you shall be placed on probation for a period of \_\_\_\_\_ under the supervision of the Department of Corrections, subject to Florida law.

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 weapons without first procuring the consent of your officer.
- (4) You will live without violating any law. A conviction in a court of law shall not be 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 probation status and support any 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 report in person within 72 hours of your release from confinement to the probation officer in Duval County, Florida unless 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 \_\_\_\_\_.
- (10) You will pay the following monetary obligations (plus a 4 percent surcharge) to the Department of Corrections, as directed by your Probation Officer by and through the Department of Corrections:

Felony court costs in the amount of \$300.00, \$50.00 to the Crimes Compensation Trust Fund and \$3.00 to the Department of Revenue for deposit in the Additional Court Cost Clearing Trust Fund.

JSO Investigative Fee in the amount of \$1,000.00.

Cost of Supervision at a rate of \$40.00 for each month of supervision

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 submit to a drug evaluation and complete any and all recommended treatment, therapy or counselling.

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.

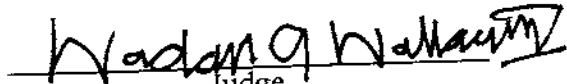


Defendant: Amos J. Ealey  
Case No.: 2000-10285CFA CR-G

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.

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, this the 01st day of December, 2000.

  
Judge

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 Court  
Certified Copies: Probationer  
Florida Department of Corrections  
Probation and Parole Services

/jaf













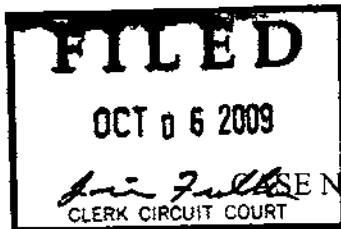








-VS-



**EALEY, AMOS JEFFERSON**  
Defendant

CASE NUMBER 16-2009-CF-011702-AXXX-MA

DC NUMBER J17076/DIV-H

**ORDER OF PROBATION**

This cause coming before the Court to be heard, and you, the defendant, being now present before the court, and you having

- entered a plea of guilty to
- entered a plea of nolo contendere to
- been found guilty by jury verdict of
- been found guilty by the court trying the case without a jury of

Count 1 **CRIMINAL MISCHIEF**  
 Count \_\_\_\_\_  
 Count \_\_\_\_\_  
 Count \_\_\_\_\_

Count \_\_\_\_\_  
 Count \_\_\_\_\_  
 Count \_\_\_\_\_  
 Count \_\_\_\_\_

**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 imposed 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 One (1) Year under the supervision of the Department of Corrections, subject to Florida law.

**SECTION 3: INCARCERATION DURING PORTION OF SUPERVISION SENTENCE**

It is hereby ordered and adjudged that you be:

- committed to the Department of Corrections  
or
- confined in the County Jail  
for a term of \_\_\_\_\_ with credit for \_\_\_\_\_ jail time. After you have served \_\_\_\_\_ of the term, you shall be placed on Probation for a period of \_\_\_\_\_ under the supervision of the Department of Corrections, subject to Florida law.  
or
- confined in the County Jail  
for a term of \_\_\_\_\_ with credit for \_\_\_\_\_ jail time, as a special condition of supervision.

**IT IS FURTHER ORDERED** that you shall comply with the following standard conditions of supervision as provided by Florida law:

- (1) You will report to the probation office as directed. Not later than the fifth day of each month, unless otherwise directed, you will make a full and truthful report to your officer on the form provided for that purpose.
- (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 weapons without first procuring the consent of your officer.
- (5) You will live without violating the law. A conviction in a court of law shall not be necessary for such a violation to constitute a violation of your probation/community control.
- (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. **(COURT COSTS AND FEES TOTALING \$546.00)**
- (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 report in person within 72 hours of your release from incarceration to the probation office in \_\_\_\_\_ 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 \_\_\_\_\_.

### SPECIAL CONDITIONS

1. You must undergo a Drug and Alcohol 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.  
Additional instructions ordered: \_\_\_\_\_
2. You will make restitution to the following victim(s), as directed by the court, until the obligation is paid in full:  
NAME: \_\_\_\_\_  
TOTAL AMOUNT: \$1,000.00  
Additional instructions ordered, including specific monthly amount, begin date, due date, or joint & several: \_\_\_\_\_
- NAME: \_\_\_\_\_  
TOTAL AMOUNT: \$ \_\_\_\_\_  
Additional instructions ordered, including specific monthly amount, begin date, due date, or joint & several: \_\_\_\_\_

### SPECIAL CONDITIONS - CONTINUED

3. You will be required to pay for drug testing unless exempt by the court.
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.
5. 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.
6. You will submit to urinalysis testing on a monthly 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.
8. You will successfully complete 50 hours of community service at a rate of \_\_\_\_\_, at a work site approved by your officer.  
Additional instructions ordered: \_\_\_\_\_
9. 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.
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.
16. You will successfully complete the Probation & Restitution Program, abiding by all rules and regulations.
17. You will attend Alcoholics Anonymous or Narcotics Anonymous meetings at least monthly, unless otherwise directed by the court.
18. You must successfully complete Anger Management, and be responsible for the payment of any costs incurred while receiving said treatment, unless waived. If convicted of a Domestic Violence offense, as defined in s. 741.28, F.S., you must attend and successfully complete a batterer's intervention program, unless otherwise directed by the court.  
Additional instructions ordered: \_\_\_\_\_
19. You will attend an HIV/AIDS Awareness Program consisting of a class of not less than two (2) hours or more than four (4) hours in length, the cost for which will be paid by you.
20. You shall submit your person, property, place of residence, vehicle or personal effects to a warrantless search at any time, by any probation or community control officer or any law enforcement officer.
21. If you have been found to have committed a crime on or after October 1, 2008 for the purpose of benefitting, promoting, or furthering the interests of a criminal gang, you are prohibited from knowingly associating with other criminal gang members or associates, except as authorized by law enforcement officials, prosecutorial authorities, or the court, for the purpose of aiding in the investigation of criminal activity.

- 22. You will successfully complete a Post-adjudicatory treatment-based drug court program, as provided in s. 397.334(3), F.S.
- 23. Other: Pay \$1,000.00 Restitution to Victim.
- 24. Other: Fifty (50) Hours Community Service.
- 25. Other: Early Termination Authorized.
- 
- 26. Other: \_\_\_\_\_
- 
- 27. Other: \_\_\_\_\_
- 
- 28. Other: \_\_\_\_\_
- 
- 29. Other: \_\_\_\_\_
- 
- 30. Other: \_\_\_\_\_

**Effective for offenders whose crime was committed on or after September 1, 2005**, there is hereby imposed, in addition to any other provision in this section, mandatory electronic monitoring as a condition of supervision for those who:

- Are placed on supervision for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older; or
- Are designated as a sexual predator pursuant to s. 775.21; or
- Has previously been convicted of a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

**You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied**, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

**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 the following charges/costs/fees if checked:

**CHECK ALL THAT ARE ORDERED:**

**FINES**

**\$200.00** 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.

**\$ 20.00** Crime Stoppers Trust Fund pursuant to s. 938.06(1), F.S. Statutorily mandated if a fine is imposed

**MANDATORY COSTS IN ALL CASES**

**\$225.00** Additional court cost for felony offense, pursuant to s. 938.05(1)(a), F.S.

**\$ 60.00** Additional court cost for misdemeanor or criminal traffic offense, pursuant to s. 938.05(1)(b) or (c), F.S.

**\$ 50.00** Crimes Compensation Trust Fund pursuant to s. 938.03(1), F.S.

**\$ 50.00** County Crime Prevention Fund pursuant to s. 775.083(2), F.S.

**\$ 3.00** Additional Court Costs Clearing Trust Fund pursuant to s. 938.01(1), F.S.

**\$ 2.00** Per month for each month of supervision for Training Trust Fund Surcharge, pursuant to s. 948.09, 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)

**MANDATORY COURT COSTS FOR COURT-APPOINTED COUNSEL CASES**

**\$ 50.00** 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/\$50.00 Misdemeanor).

**MANDATORY COSTS IN SPECIFIC TYPES OF CASES**

**\$151.00** 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, 784.07, 784.08, 784.081, 784.082, 784.083, 784.085, or 794.011, F.S.

**\$201.00** 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, 784.08, 784.081, 784.082, 784.083, 784.085, 794.011, or any offense of Domestic Violence described in s. 741.28, F.S.

**\$151.00** Certain Crimes Against Minors, pursuant to s. 938.10(1), F.S. for any violations of s. 784.085, chapter 787, chapter 794, s. 796.03, s. 796.035, s. 800.04, chapter 827, s. 847.012, s. 847.0133, s. 847.0135(5), s. 847.0138, s. 847.0145, s. 893.147(3), or s. 985.701, or any offense in violation of s. 775.21, s. 823.07, s. 847.0125, s. 847.0134, or s. 943.0435, F.S.

**\$135.00** DUI Court Costs, pursuant to s. 938.07, F.S. for any violations of ss. 316.193 or 327.35, F.S.

**\$ 3.00** State Agency Law Enforcement Radio System Trust Fund, pursuant to s. 318.18(17), F.S. for any violations of offenses listed in s. 318.17 including ss. 316.1935, 316.027, 316.061, 877.111, 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 criminal violation.

**MANDATORY COURT COSTS AUTHORIZED BY LOCAL GOVERNMENTAL ENTITIES**

**\$ 2.00** Criminal Justice Education by Municipalities and Counties, pursuant to s. 938.15, F.S.

**\$65.00** Additional court costs for local requirements and other county funded programs pursuant to s. 939.185(1)(a), F.S.

**\$ 3.00** Teen Court pursuant to s. 938.19(2), F.S.

**DISCRETIONARY**

**\$ 1.00** 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.: \_\_\_\_\_

Other: \_\_\_\_\_

Other: \_\_\_\_\_

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 of s. 316.193,

s. 856.011, s. 856.015, or chapter 562, chapter 567, or chapter 568, F.S.

**\$100.00** Operating Trust Fund of the FDLE, pursuant to s. 938.25, F.S. for violations of s. 893.13 offenses

PAYMENT IS TO BE MADE THROUGH AND PAYABLE TO:  Department of Corrections or  Clerk of Court

(If collected by the Department of Corrections, a surcharge of 4% will be added to all payments ordered by the court, pursuant to s. 945.31, F.S.)

Court Costs/Fines Waived

Court Costs/Fines in the amount of \_\_\_\_\_ converted to \_\_\_\_\_ community service hours

Court Costs/Fines in the amount of \_\_\_\_\_ reduced to civil judgment.

SPECIFIC INSTRUCTIONS FOR PAYMENT: \_\_\_\_\_

IT IS FURTHER ORDERED that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

DONE AND ORDERED, on September 24, 2009

NUNC PRO TUNC \_\_\_\_\_

  
Charles W. Arnold, Circuit Judge

I acknowledge receipt of a copy of this order and that the conditions have been explained to me and I agree to abide by them.

Date: \_\_\_\_\_

Defendant \_\_\_\_\_

Instructed by: \_\_\_\_\_  
Supervising Officer





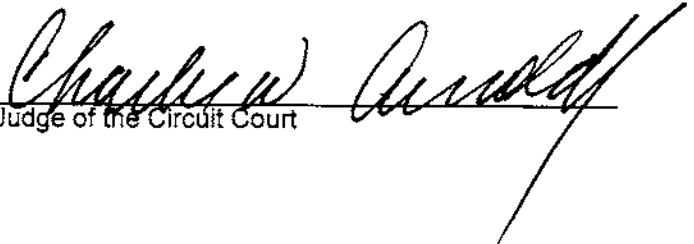
3. Payment Schedule: [Check applicable instructions(s)]
- Total sum shall be paid immediately.
  - Total sum shall be paid in installment payments of \$ \_\_\_\_\_, payable on a  weekly  monthly basis. Payments shall be applied first to interest and the balance, if any, to principal.
  - Other, specified schedule: \_\_\_\_\_

4. (a) The Court may require that the defendant make restitution under this section within a specified period or in specified installments.
- (b) The end of such period or the last such installment shall not be later than:
1. The end of the period of probation if probation is ordered;
  2. Five years after the end of the term of imprisonment imposed if the Court does not order probation; or
  3. Five years after the date of sentencing in any other case; or
- (c) If not otherwise provided by the Court under this subsection, restitution must be made immediately.

5. If a defendant is placed on probation or paroled, complete satisfaction of any restitution ordered under this section shall be a condition of such probation or parole. The Court may revoke probation, and the Parole Commission may revoke parole, if the defendant fails to comply with such order.

6. That the Clerk of the Court shall provide to the victim named herein a copy hereof, in order for the victim to record the judgment as a lien, pursuant to Section 55.10, Florida Statutes.

DONE AND ORDERED in Jacksonville, Duval, Florida, on this \_\_\_\_\_ day of OCT 22 2009, 20\_\_\_\_.

  
 \_\_\_\_\_  
 Judge of the Circuit Court

Copies furnished by Clerk to:

- Victim
- Assistant State Attorney
- Defendant and/or Defense Counsel

NOTE: The victim shall notify the Clerk of the Court, in writing, of any address changes.

EXHIBIT #2  
 PAGE 22-27















































Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: AMOS
Middle Name:
Last Name: EALEY
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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EVENT # 4  
 PAGE # 1-3



# FLORIDA GAMING CONTROL COMMISSION

JOHN MACIVER, CHAIRMAN  
MICHAEL YANOVSKY, VICE CHAIR  
JULIE L. BROWN, COMMISSIONER  
CHUCK DRAGO, COMMISSIONER  
JOHN D'ARULA, COMMISSIONER

July 15, 2022

Mr. Amos Jefferson Ealey Jr  
12688 Sampson Road  
Jacksonville, Florida 32218

RECEIVED  
JUL 26 2022 11:13 AM  
FLORIDA GAMING CONTROL COMMISSION

RE: Application No. 69514, Entity 13259515  
1012 - Cardroom Employee Occupational

Dear Mr. Ealey:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- **Application is incomplete:** Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 3 of the application. If you have ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section 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:

- Duval County, Florida Arrests - 9/30/1995, 8/1/2000, 6/21/2007, 9/5/2009, 2/23/2011, 10/22/2011, 11/17/2015
- St. Johns County, Florida Arrest - 5/6/2018

You must provide the court disposition records for the following charges:

- Duval County, Florida Arrest - 9/30/1995

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 DEPR PMW-3185 - 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.

OFFICE OF OPERATIONS  
2601 BLAIR STONE ROAD  
TALLAHASSEE, FLORIDA 32399

4  
2-3



To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.488.3211.

If you fail to provide the Florida Gaming Control Commission with a complete application by 11/13/2022, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCOC. Return the missing document and/or information to the address provided above, Attention Office of Operations. If you have any questions please call 850.488.3211

Thank you.

Miriam Achens  
Operations Analyst II

FAK  
850 410-5350

4  
3-3

## Mahalingam, Rajani

---

**From:** Achens, Miriam  
**Sent:** Tuesday, July 26, 2022 4:20 PM  
**To:** Mahalingam, Rajani  
**Cc:** Muniz, Luz; Campbell, Ian; Futrell, Michelle; Donaldson, David; Ricks, Glenda  
**Subject:** Investigations Referral - EALEY, AMOS JEFFERSON JR - Entity # 13259515 - Lic Type 1012 - File # 13964 App # 69514

Good afternoon Ms. Mahalingam,

Please open a case for waiver review for EALEY, AMOS JEFFERSON JR - Entity # 13259515 - Lic. Type 1012 - File # 13964 App # 69514.

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 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



## MEMORANDUM

To: The Florida Gaming Control Commission  
From: Division of Pari-Mutuel Wagering  
Through: Marc Taupier, Chief Attorney  
Re: Case No. 2022-040989 – License Denial  
Date: September 26, 2022

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### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks to deny Shawn B. Burgess' ("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 August 19, 2022. Upon review of the application, it appears Applicant has been convicted of 13 felony crimes. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

### *Pertinent Facts*

On August 19, 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 several felony crimes in the state of Florida. Specifically, the Applicant was convicted of the following:

- Possession of Cocaine with Intent– 4 Counts in 1986, 1993, and 1995;
- Possession of Cocaine – 3 Counts in 1995, 2004, 2011;
- Driving While License Suspended – Habitual Traffic Offender – 4 Counts in 1998, 2006, 2007, 2013;
- Driving While License Suspended – Third or Subsequent in 2006; and
- Tampering with Physical Evidence in 2004.

Applicant did not apply for a waiver for his felony convictions, however, under section 551.107(6)(a), Florida Statutes, the legislature did not authorize the Executive Director to waive criminal convictions for slot machine licenses.

*Relevant Law*

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“. . .the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

Section 551.107(6)(c), 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.

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 849.086(6)(g), Florida Statutes, provides that:

“[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.”

Section 550.105(5)(d), Florida Statutes, provides that:

“. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial,

or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.”

Staff Recommendation: Because the Applicant's disqualifying criminal convictions cannot be 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.



licensees



Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: Shawn
Middle Name:
Last Name: Burgess
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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[Licenses](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)







































































































Department of Business and Professional Regulation  
Division of Pari-Mutuel Wagering

## Licensing Administrator Review – Slot Machine Occupational License

**RE: BURGESS, SHAWN BARNETT, 13303492 Case No: 2022-040989**

(APPLICANT'S NAME– LICENSE #)

INITIAL APPLICATION RECEIVED:	8/18/2022
COMPLETE APPLICATION RECEIVED:	8/18/2022
<b>90-DAY DEADLINE:</b>	<b>11/16/2022</b>

**Cindy Ritter**  
Application Processor

**Gulfstream Park, #321**  
Facility (d/b/a name)

**Cleaner/1055**  
Occupation/Job Title/Lic Type

Pursuant to Section 551.107(6)(c) Conviction is defined as being found guilty, with or without adjudication of guilt, as a result of a jury verdict, non-jury trial, or entry of a plea of guilty or nolo contendere. Any misdemeanor conviction to include fraud and theft which are defined for purposes of slot machine gaming licensure as involving dishonesty, misrepresentation, deceit, and lack of truthful conduct in transaction with another.

Licensing Section Review				
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
<b>Conviction</b>				
<input checked="" type="checkbox"/> Felony : 14 Counts				
<input type="checkbox"/> Misdemeanor – Gambling Related/Bookmaking				
<input type="checkbox"/> Two or more misdemeanor convictions that involve theft, fraud, or burglary				
<input type="checkbox"/> Forgery, Larceny, Theft, Extortion, Conspiracy to Defraud (Slot Combo Professions Only)				
<b>Comments:</b>				
Arrest Date	Location	Charge	Level	Disposition
03/27/1986	Broward County, Florida	1 Count Cocaine Possession W/Intent to Deliver Case #061986CF003977A8810	Felony Unk.	Guilty/Convicted
3/19/1991	Miami-Dade County, Florida	1 Count Cocaine Possession Case # 131991CF0101630001XX	Felony 2 <sup>nd</sup> Degree	Guilty/Convicted
11/2/1992	Miami-Dade County, Florida	1 Count Cocaine Possession With Intent to Sell Mfg Deliv Etc. Case #131992CF0373990001XX	Felony 2 <sup>nd</sup> Degree	Guilty/Convicted
12/8/1995	Miami-Dade County, Florida	1 Count Cocaine Possession With intent to Sell Mfg Deliv, Etc.; 1 Count Cocaine Possession Case #131995CF0377400001XX	Felony 2 <sup>nd</sup> Degree  Felony 3 <sup>rd</sup> degree	Guilty/Convicted  Guilty/Convicted
9/17/1998	Miami-Dade County, Florida	1 Count Driving While License Suspended-Habitual Offender Case #131998CF0318840001XX	Felony 3 <sup>rd</sup> degree	Guilty/Convicted
01/30/2004	Miami-Dade County, Florida	1 Count Cocaine Possession 1 Count Tamper Phys Evidence Case #132004CF0031570001XX	Felony 3 <sup>rd</sup> degree	Guilty/Convicted
08/02/2006	Miami-Dade County, Florida	1 Count Driving While License Suspended-Habitual Offender; 1 Count DWLSR Revocation Equiv Status 3 <sup>rd</sup> Sub Viol Case #132006CF0254840001XX	Felony 3 <sup>rd</sup> degree	Guilty/Convicted
02/26/2007	Miami-Dade County, Florida	2 Counts Driving While License Suspended-Habitual Offender Case #132007CF0073100001XX	Felony 3 <sup>rd</sup> degree	Guilty/Convicted

11/16/2011	Miami-Dade County, Florida	1 Count Cocaine Possession Case #132011CF0298070001XX	Felony 3 <sup>rd</sup> degree	Guilty/Convicted
04/16/2013	Miami-Dade County, Florida	1 Count Driving While License Suspended Habitual Offender Case #132013CF0088930001XX	Felony 3 <sup>rd</sup> degree	Guilty/Convicted

**Disposition Unknown**

- Felony Arrest(s) : 1 Count
- Misdemeanor Arrest – Gambling Related/Bookmaking
- Two or more misdemeanor arrests/counts that involve theft, fraud, or burglary
- Forgery, Larceny, Theft, Extortion, Conspiracy to Defraud (Slot Combo Professions Only)

**Comments:**

Arrest Date	Location	Charge	Level	Disposition
07/25/2007	Miami-Dade County, Florida	1 Count PW DWLS Habitual Case #Unknown	Felony 3 <sup>rd</sup> Degree	Unknown

**Enforcement/Jurisdiction Offenses**

- Currently under Suspension, Declared Ineligible, Revoked, Denied, Ejected, Unpaid Fine, in this or any other state gaming commission, governmental department, agency, or other authority exercising regulatory jurisdiction over the gaming of another state or jurisdiction.

**Comments:**

**Related Licenses**

**Check VR License Relations to Determine if Applicant is Related to a Business**

Is the individual applicant related to a business? Yes  No  **If yes, complete sections below.**

Business License Number:

Business Name:

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes  No

Date Deficiency Letter Issued:

Initials:

**Comments:**

**Licensing Administrator Review**

**Disposition Confirmation**

Disqualifying Convictions/Arrests Confirmed? Yes  No   Approval

Forward to  Investigations  Legal  Director

Initials: 

8/24/22

**Comments:**

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Search Update	Change Recording License Type Mass Status Update	License Type Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline				

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: critter

VR Home > Complaint Search > Maintain Complaint

### System Messages

- Complaint created. New Complaint # 2022040989.

Lic Type	<b>1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination</b>	Status	<b>10 Initial Review</b>	Status Date	<b>08/23/2022</b>
Complaint #	<b>2022040989</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>BURGESS, SHAWN B</b>	Responsible	<b>ddonaldson - DONALDSON, DAVID</b>	Private Case	

Complaint	Respondent	Complainant	Add'l Info				
Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	Activities	
Form	<b>INTR - Internal</b>	Priority			Allegations	<input type="checkbox"/>	Discipline
Class'n	<b>CHIS - Criminal History</b>	Complexity	<b>R - Regular</b>		Violations	Compliance	
Security	<b>STND - Standard</b>	Incident	<b>08/18/2022</b>		Related	<input checked="" type="checkbox"/>	Disposition
Region	<b>NR - Northern Region</b>	Received	<b>08/23/2022</b>		Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	<b>08/23/2022</b>	Entered By	<b>critter</b>		Time Tracking	Auto Assign	
Summary	<b>Application and rap sheet reviewed. Applicant's criminal history resulted in felony convictions. (910 - TLH).</b>				Attachments	History	
Updated	<b>08/23/2022 10:30:14</b>	By	<b>critter</b>	<input type="checkbox"/>	Work Notes	Print Report	
				<input type="button" value="Change"/> <input type="button" value="Save"/> <input type="button" value="OK"/> <input type="button" value="Cancel"/> <input type="button" value="Back"/>			

Get Adobe Reader.





**EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No  
 Have you previously worked for a gaming-related employer?  
 If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving

**PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No  
 Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

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Yes  
 No  
 Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

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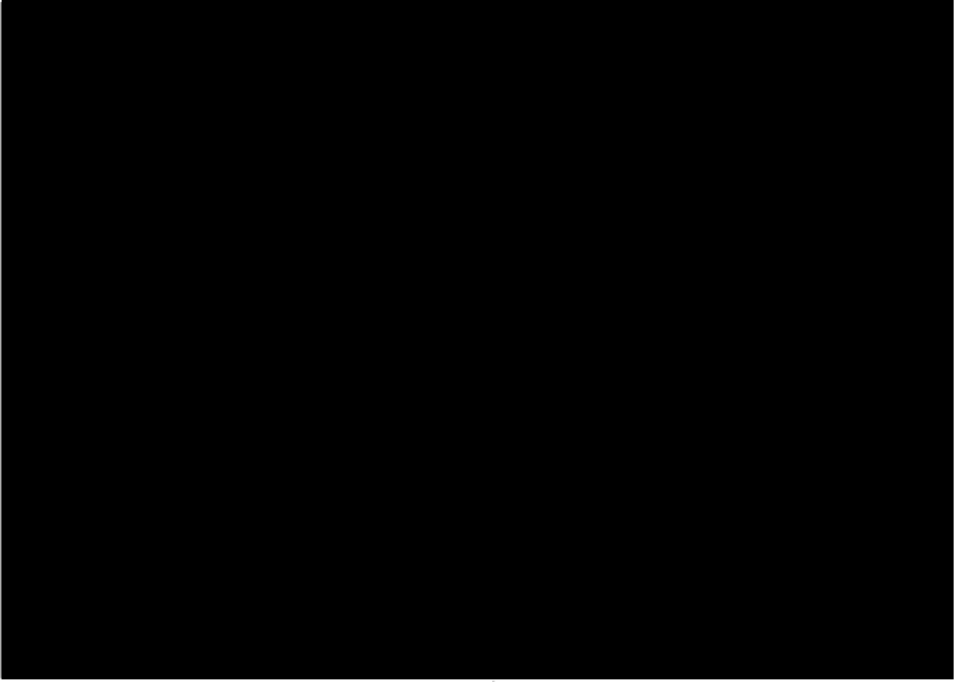
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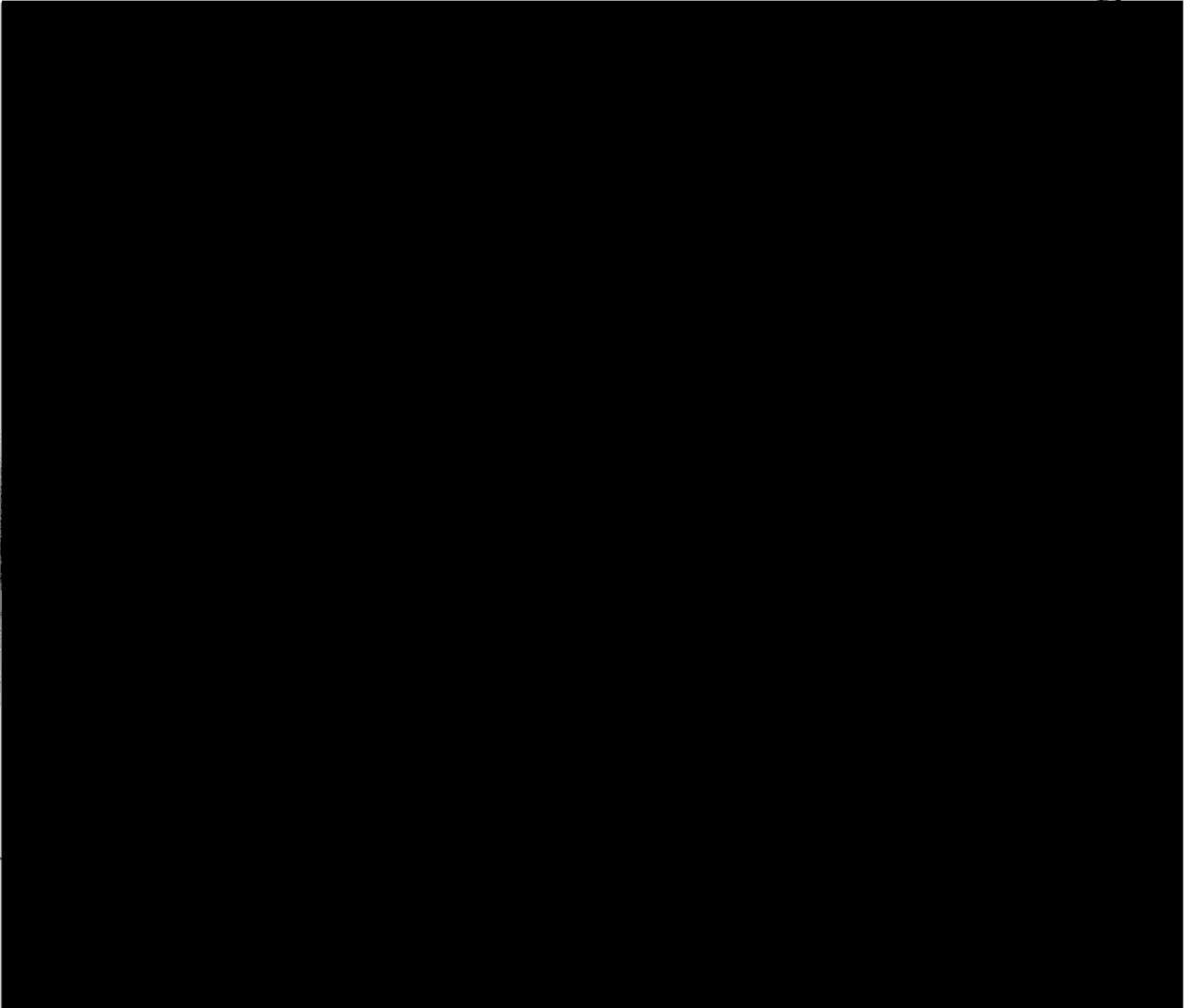


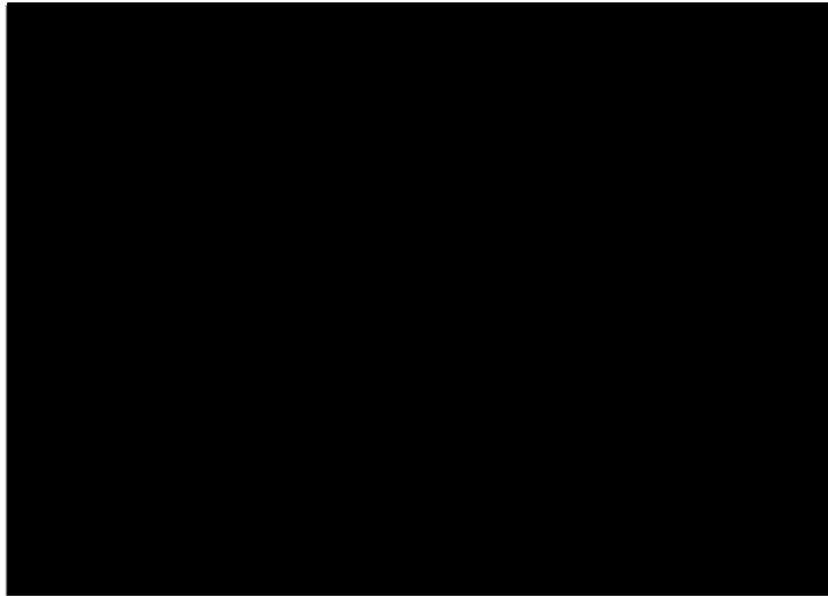
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2022 AUG 18 PM 2:15

FLORIDA GAMING  
CONTROL COMMISSION

























































































- Charge(s)

Total: 1

Offense Date	Charge	Degree	Detail
03/27/1986	1	(F2)	<b>Poss Cocaine W/intent Deliver</b> Date Filed: 03/27/1986 Current Statute: (F2)893.13 Filing Type: SAO Information Filing Agency: Fort Lauderdale PD Original Statute: (F2)893.13-Poss Cocaine W/intent Deliver

- Warrant(s)

Total: 0

There is no Warrant information available for this case.

- Bond(s)

Total: 0

There is no Bond information available for this case.

- Arrest(s)

Total: 1

Arrest Date	Charge	Arrest Number	Detail
03/27/1986	1	BS86010193	<b>Arrest</b> Offense: Poss Cocaine W/intent Deliver Degree: (F2) Bond Amount: \$ Statute: 893.13 OBTS Number:

- Disposition(s)

Total: 1

Offense Date	Charge	Disposition(s)
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Offense

Date Charge Disposition(s)

03/27/1986

1

**Plea(s)**  
**09/18/1986** Plea  
 Counter Guilty

**Disposition(s)**  
**09/18/1986** Disposition  
 Adjudicated

**Sentence(s)**  
**09/18/1986** Sentence (Judicial Officer(s): Lynch - FA, Michael)  
 Confinement (Effective 09/18/1986 at 12:00 AM, Min. Not Applicable, Max. 0 Year(s) 24  
 Month(s) 0 Day(s), Florida State Prison, Serve Consecutive Days: )

- 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	Next Payment Amount
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- Event(s) & Document(s)

Total: 81

Date	Description	Additional Text	View	Pages
09/18/1986	Conversion From CJIS - Defendant Note	FINAL HRG VIOL OF PROBATION - HLD // CT REPT		
09/18/1986	Conversion From CJIS - Defendant Note	- M ADLER		
09/18/1986	Conversion From CJIS - Defendant Note	DEF ADMITS ALLEGATIONS		
09/18/1986	Conversion From CJIS - Defendant Note	PROBATION REVOKED		
09/18/1986	Conversion From CJIS - Defendant Note	FILE SENTENCE ORDER		
09/18/1986	Conversion From CJIS - Defendant Note	FILE SENTENCING GUIDELINES		
09/18/1986	Conversion From CJIS - Defendant Note	PROBATION REVOKED // NEW SENTENCE: 24 MONTHS		
09/18/1986	Conversion From CJIS - Defendant Note	FLA STATE PRISON		
09/18/1986	Conversion From CJIS - Defendant Note	.. WITH CREDIT FOR 65 DAYS TIME SERVED TO RUN		













<b>DIVISION</b>	<b>JUDGMENT</b>		
<input checked="" type="checkbox"/> CRIMINAL	<input type="checkbox"/> Probation Violator	<input type="checkbox"/> Retrial	
	<input type="checkbox"/> Community Control Violator	<input type="checkbox"/> Resentence	
<b>PLAINTIFF (S)</b>	<b>VS. DEFENDANT (S)</b>		
THE STATE OF FLORIDA	SHAWN B BURGESS		
<b>CASE NUMBER: F06-025484</b>			
AKA: Sean Vernet Burgess, Shaw B Burgess, Shawn Burgess, Shawn Barnett Burgess, Shawn Burnett Burgess			
The Defendant, SHAWN B BURGESS, being personally before this Court represented by JORGE L VIERA, PD, his/her attorney of record.  The State represented by, KIONNE MCGHEE, Assistant State's Attorney, and having:		CLOCK IN  FILED FOR RECORD 2006 SEP - 1 PM 1:27 CLERK CIRCUIT & COUNTY MIAMI-DADE COUNTY CIRCUIT CLERK	
<input type="checkbox"/> been tried and found guilty <input checked="" type="checkbox"/> entered plea of guilty <input type="checkbox"/> entered plea of nolo contendere		to the following crime(s):	
<b>COUNT</b>	<b>CRIME</b>	<b>DEGREE</b>	<b>OFFENSE STATUTE NO.</b>
1	UNLAWFUL DRIVING AS A HABITUAL TRAFFIC OFFENDER	3/F	322.34(5)
2	DRIVING WHILE LICENSE SUSPENDED/3RD&SUBS OFFENSE	3/F	322.34(2)(C)

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).

8/2/06 Case# 132006CF0254840001XX

LH -08/31/06

REV 10/02

Clerk's web address: www.miami-dadeclerk.com

<u>DIVISION</u>	<u>JUDGMENT</u>
<input checked="" type="checkbox"/> CRIMINAL	<input type="checkbox"/> Probation Violator <input type="checkbox"/> Retrial <input type="checkbox"/> Community Control Violator <input type="checkbox"/> Resentence

PLAINTIFF(S)	VS. DEFENDANT(S)
THE STATE OF FLORIDA	SHAWN B BURGESS

**CASE NUMBER: F07-007310**

AKA: Sean Vernett Burgess, Shaw B Burgess, Shawn Burgess, Shawn Barnett Burgess, Shawn Burnett Burgess

<p>The Defendant, SHAWN B BURGESS, being personally before this Court represented by          J. MIGUEL, PD, his/her attorney of record.</p> <p>The State represented by, JUAN C PEREZ, Assistant State's Attorney, and having:</p> <p><input type="checkbox"/> been tried and found guilty  <input checked="" type="checkbox"/> entered plea of guilty  <input type="checkbox"/> entered plea of nolo contendere</p> <p style="text-align: right;">to the following crime(s):</p>	<p>CLOCK IN</p> <p>FILED FOR RECORD</p> <p>2007 MAR 23 AM 8:32</p> <p>CLERK, CIRCUIT COURT OF MIAMI-DADE COUNTY, FLORIDA</p>
--	--

COUNT	CRIME	DEGREE	OFFENSE STATUTE NO.
1	UNLAWFUL DRIVING AS A HABITUAL TRAFFIC OFFENDER	3/F	322.34(5)

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).

*2/26/07 Case 132007CF0073100001XX*

DIVISION

CRIMINAL

SENTENCE

AS TO COUNT: 1

PLAINTIFF(S)

THE STATE OF FLORIDA

VS. DEFENDANT(S)

SHAWN B BURGESS

CASE NUMBER: F07-007310

OBTS NUMBER \_\_\_\_\_

AKA: Sean Vernett Burgess, Shaw B Burgess, Shawn Burgess, Shawn Barnett Burgess, Shawn Burnett Burgess

FILED FOR RECORD  
MIA DAD - 6 PM 02 08  
CLOCK

The Defendant, being personally before this Court, accompanied by his/her attorney(s): ROBERT L WHITE III, PD and having been adjudicated guilty herein, and the Court having given the defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why he/she should not be sentenced as provided by law, and no cause having been shown:

Placed the defendant on Probation and having subsequently revoked the defendant's Probation.

IT IS THE SENTENCE OF THE COURT that the defendant is hereby:

Is hereby committed to the custody of the Dade County Jail..

TO BE IMPRISONED:

For a term of 60.00 Day(s).

2/26/07 Case # 132007CF0073100001XX

CT -07/30/07

REV 10/02

Clerk's web address: www.miami-dadeclerk.com

DIVISION <input checked="" type="checkbox"/> CRIMINAL	<b>JUDGMENT</b>
<input type="checkbox"/> Probation Violator	<input type="checkbox"/> Retrial
<input type="checkbox"/> Community Control Violator	<input type="checkbox"/> Resentence

PLAINTIFF(S)	VS. DEFENDANT(S)
THE STATE OF FLORIDA	SHAWN BURGESS

CASE NUMBER: F11-029807

AKA: Sean Vernet Burgess, Shaw B Burgess, Shawn B Burgess, Shawn Barnett Burgess, Shawn Burnett Burgess

The Defendant, SHAWN BURGESS, being personally before this Court represented by PRZEMYSLAW JAN KUBICZ, PD, his/her attorney of record.  The State represented by, ANTHONY BELLO, Assistant State's Attorney, and having: • entered plea of guilty • DNA previously taken  to the following crime(s):	CLOCK IN COURT REPORTER COURT REPORTER
--	--

COUNT	CRIME	DEGREE	OFFENSE STATUTE NO.
1	COCAINE/POSSESSION	3/F	893.13(6)(A)

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).

11/16/2011 Case # 132011CFD298070001XX

DIVISION

CRIMINAL

JUDGMENT

Probation Violator

Retrial

Community Control Violator

Resentence

PLAINTIFF(S)

VS. DEFENDANT(S)

THE STATE OF FLORIDA

SHAWN BURGESS

CASE NUMBER: F13-008893

AKA: Sean Vernett Burgess, Shaw B Burgess, Shawn B Burgess, Shawn Barnett Burgess, Shawn Burnett Burgess

The Defendant, SHAWN BURGESS, being personally before this Court represented by CARLOS D GRANDE, PA, his/her attorney of record.

The State represented by, JOSALYN RIEDLER, Assistant State's Attorney, and having:

- entered plea of guilty
- DNA previously taken

to the following crime(s):

2013 JUN 17 PM 3:11

COUNT	CRIME	DEGREE	OFFENSE STATUTE NO.
1	UNLAWFUL DRIVING AS A HABITUAL TRAFFIC OFFENDER	3/F	322.34(5)

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).

4-16-2013 Case # 132013CF0088930001XX

JE -06/11/13

REV 10/02

Clerk's web address: www.miami-dadeclerk.com

























licen~~se~~s



Licensee  
Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: Shawn
Middle Name:
Last Name: Burgess
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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[Licensees](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)

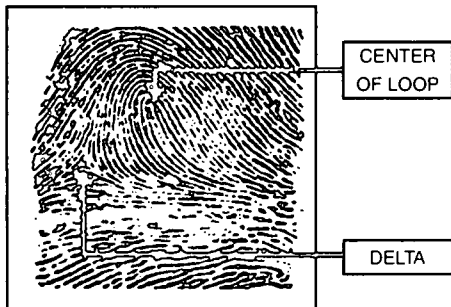


FEDERAL BUREAU OF INVESTIGATION  
UNITED STATES DEPARTMENT OF JUSTICE  
CJIS DIVISION/CLARKSBURG, WV 26306

1110-0046

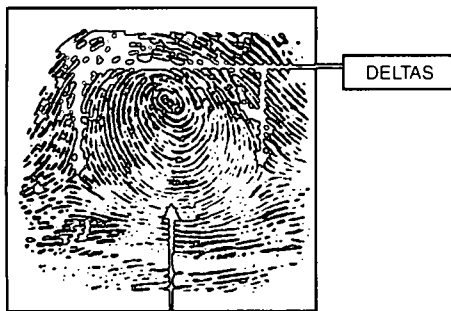
# APPLICANT

## 1. LOOP



THE LINES BETWEEN CENTER OF LOOP AND DELTA MUST SHOW

## 2. WHORL



THESE LINES RUNNING BETWEEN DELTAS MUST BE CLEAR

## 3. ARCH



ARCHES HAVE NO DELTAS

### THIS CARD FOR USE BY:

1. LAW ENFORCEMENT AGENCIES IN FINGERPRINTING APPLICANTS FOR LAW ENFORCEMENT POSITIONS.\*
2. OFFICIALS OF STATE AND LOCAL GOVERNMENTS FOR PURPOSES OF EMPLOYMENT, LICENSING, AND PERMITS, AS AUTHORIZED BY STATE STATUTES AND APPROVED BY THE ATTORNEY GENERAL OF THE UNITED STATES. LOCAL AND COUNTY ORDINANCES, UNLESS SPECIFICALLY BASED ON APPLICABLE STATE STATUTES DO NOT SATISFY THIS REQUIREMENT.\*
3. U.S. GOVERNMENT AGENCIES AND OTHER ENTITIES REQUIRED BY FEDERAL LAW.\*\*
4. OFFICIALS OF FEDERALLY CHARTERED OR INSURED BANKING INSTITUTIONS TO PROMOTE OR MAINTAIN THE SECURITY OF THOSE INSTITUTIONS.

Please review this helpful information to aid in the successful processing of hard copy civil fingerprint submissions in order to prevent delays or rejections. Hard copy fingerprint submissions must meet specific criteria for processing by the Federal Bureau of Investigation.

Ensure all information is typed or legibly printed using blue or black ink.

Enter data within the boundaries of the designated field or block.

Complete all required fields. (If a required field is left blank, the fingerprint card may be immediately rejected without further processing.)

- \* The required fields for hard copy civil fingerprint cards are: ORI, Date of Birth, Place of Birth, NAM, Sex, Date fingerprinted, Reason Fingerprinted, and proper completion of fingerprint impression boxes.

Do not use highlighters on fingerprint cards.

Do not enter data or labels within 'Leave Blank' areas.

Ensure fingerprint impressions are rolled completely from nail to nail.

Ensure fingerprint impressions are in the correct sequence.

Ensure notations are made for any missing fingerprint impression (i.e. amputation).

Do not use more than two retabs per fingerprint impression block.

Ensure no stray marks are within the fingerprint impression blocks.

Training aids can be ordered online via the Internet by accessing the FBI's website at: [fbi.gov](http://fbi.gov), click on 'Fingerprints', then click on

'Ordering Fingerprint Cards & Training Aids'. Direct questions to the Biometric Services Section's Customer Service Group at (304) 625-5590 or by e-mail at [icdensity@fbi.gov](mailto:icdensity@fbi.gov).

**Social Security Account Number (SSAN):** Pursuant to the Privacy Act of 1974, any Federal, state, or local government agency that requests an individual to disclose his or her SSAN, is responsible for informing the person whether disclosure is mandatory or voluntary, by what statutory or other authority the SSAN is solicited, and what uses will be made of it. In this instance, the SSAN is solicited pursuant to 28 U.S.C. 534 and will be used as a unique identifier to confirm your identity because many people have the same name and date of birth. Disclosure of your SSAN is voluntary; however, failure to disclose your SSAN may affect completion or approval of your application.

### PRIVACY ACT STATEMENT

**Authority:** The FBI's acquisition, preservation, and exchange of fingerprints and associated information is generally authorized under 28 U.S.C. 534. Depending on the nature of your application, supplemental authorities include Federal statutes, State statutes pursuant to Pub.L. 92-544, Presidential Executive Orders, and federal regulations. Providing your fingerprints and associated information is voluntary; however, failure to do so may affect completion or approval of your application.

**Principal Purpose:** Certain determinations, such as employment, licensing, and security clearances, may be predicated on fingerprint-based background checks. Your fingerprints and associated information/biometrics may be provided to the employing, investigating, or otherwise responsible agency, and/or the FBI for the purpose of comparing your fingerprints to other fingerprints in the FBI's Next Generation Identification (NGI) system or its successor systems (including civil, criminal, and latent fingerprints repositories) or other available records of the employing, investigating, or otherwise responsible agency. The FBI may retain your fingerprints and associated information/biometrics in NGI after the completion of this application and, while retained, your fingerprints may continue to be compared against other fingerprints submitted to or retained by NGI.

**Routine Uses:** During the processing of this application and for as long thereafter as your fingerprints and associated information/biometrics are retained in NGI, your information may be disclosed pursuant to your consent, and may be disclosed without your consent as permitted by the Privacy Act of 1974 and all applicable Routine Uses as may be published at any time in the Federal Register, including the Routine Uses for the NGI system and the FBI's Blanket Routine Uses. Routine uses include, but are not limited to, disclosures to: employing, governmental or authorized non-governmental agencies responsible for employment, contracting, licensing, security clearances, and other suitability determinations; local, state, tribal, or federal law enforcement agencies; criminal justice agencies; and agencies responsible for national security or public safety.

### PAPERWORK REDUCTION ACT NOTICE

According to the Paperwork Reduction Act of 1995, no persons are required to provide the information requested unless a valid OMB control number is displayed. The valid OMB control number for this information collected is 1110-0046. The time required to complete this information collected is estimated to be 10 minutes, including time reviewing instructions, gathering, completing, reviewing and submitting the information collection. If you have any comments concerning the accuracy of this time estimate or suggestions for reducing this burden, please send to: Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Washington, DC 20530.

### INSTRUCTIONS:

- \* 1. PRINTS MUST GENERALLY BE CHECKED THROUGH THE APPROPRIATE STATE IDENTIFICATION BUREAU, AND ONLY THOSE FINGERPRINTS FOR WHICH NO DISQUALIFYING RECORD HAS BEEN FOUND LOCALLY SHOULD BE SUBMITTED FOR FBI SEARCH.
2. IDENTITY OF PRIVATE CONTRACTORS SHOULD BE SHOWN IN SPACE "EMPLOYER AND ADDRESS". THE CONTRIBUTOR IS THE NAME OF THE FINGERPRINT SUBMITTING THE FINGERPRINT CARD TO THE FBI. UNIVERSAL CONTROL NUMBER, IF KNOWN, SHOULD ALWAYS BE FURNISHED IN THE APPROPRIATE SPACE.
- \*\* 3. MISCELLANEOUS NO. · RECORD: OTHER ARMED FORCES NO. PASSPORT NO. (FP), ALIEN REGISTRATION NO. (AR), PORT SECURITY CARD NO. (PS), SELECTIVE SERVICE NO. (SS) VETERANS' ADMINISTRATION CLAIM NO. (VA).

FD-258 (REV. 5-15-17)

U.S. GOVERNMENT PUBLISHING OFFICE:  
07/05/2018 12:11:07



**EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No  
 Have you previously worked for a gaming-related employer?  
 If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving

**PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No  
 Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

**RECEIVED**  
 2022 AUG 18 PM 2:15  
 FLORIDA GAMING  
 CONTROL COMMISSION

Yes  
 No  
 Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

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**BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No  
 Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, or filing false reports to government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes  
 No  
 Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the section provided below.

Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence

Yes  
 No  
 Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee?

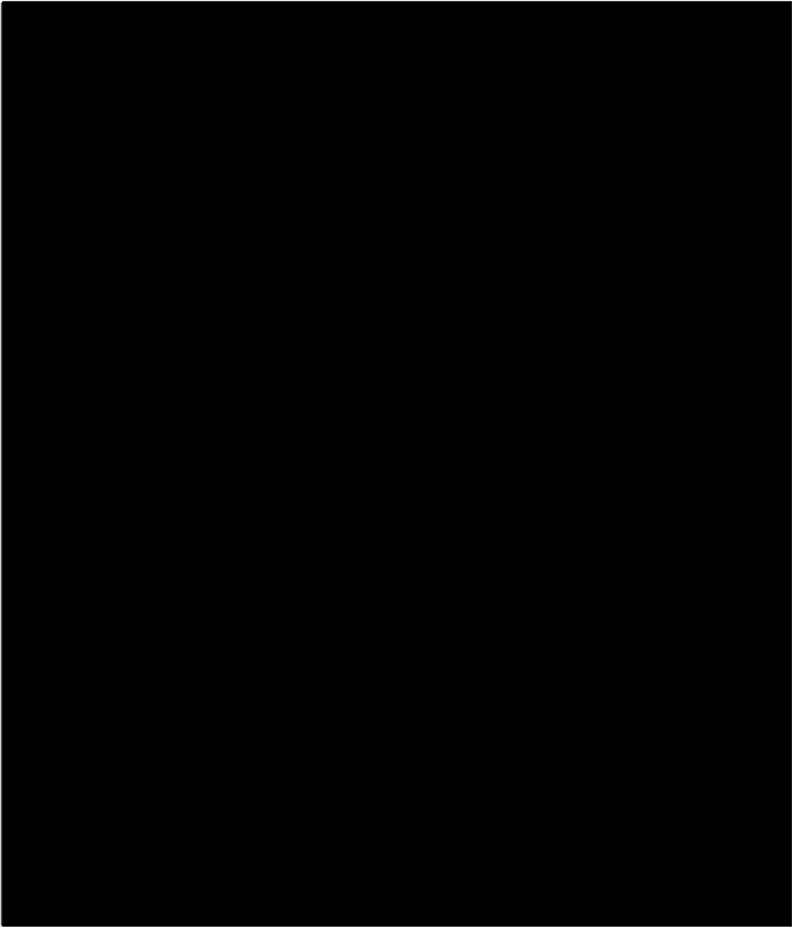
Yes  
 No  
 Do you currently own or have a financial interest in a Florida licensed slot machine facility or in any business owned by a Florida licensed slot machine facility?

**ADDITIONAL INFORMATION**

**RECEIVED**  
 2022 AUG 18 PM 2:15  
 FLORIDA GAMING  
 CONTROL COMMISSION





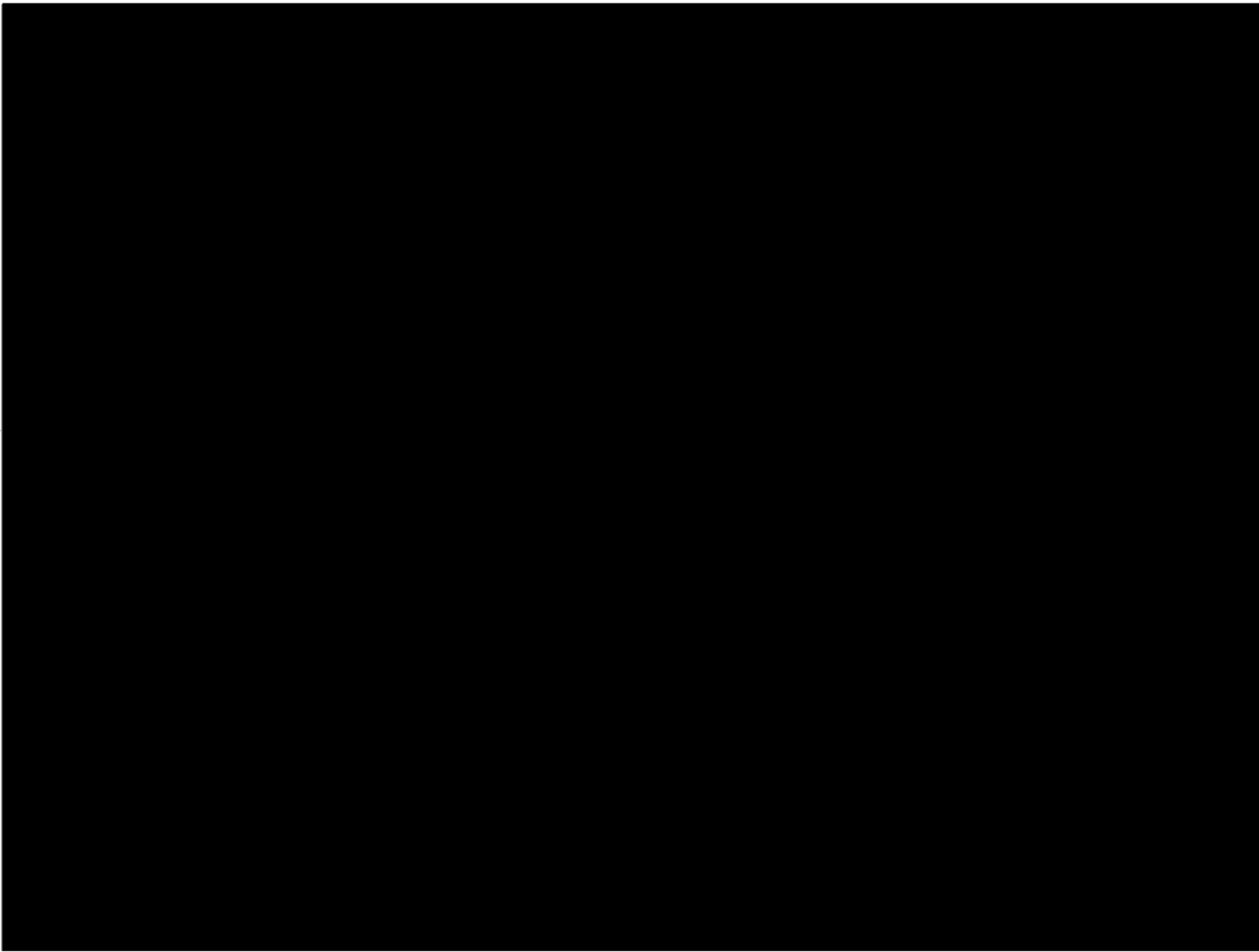


RECEIVED  
2022 AUG 18 PM 2:15  
FLORIDA GAMING  
CONTROL COMMISSION

RECEIVED

2022 AUG 18 PM 2:15

FLORIDA GAMING  
CONTROL COMMISSION





Gulfstream Casino  
901 S. Federal Hwy  
Hallandale Beach, FL 33009

To: Department of Business & Professional  
Regulation  
Pari-Mutuel Wagering; Licensing Section  
2601 Blair Stone Road  
Tallahassee, FL 32399-1037

RECEIVED  
2022 AUG 18 PM 2:15  
FLORIDA GAMING  
CONTROL COMMISSION

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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: charris

VR Home > Complaint Search

Search Criteria	Results
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Case Type	Complaint #	Status	Reference	Incident	Respondent	Complainant	Lic Type	Public Case	View	Process
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No items found.

Total: 0

 Get Adobe Reader.

**LICENSES**



**Licensee Search**

Page 1 of 1. 0 total matches.

**Search Parameters**

Govt. Number: [REDACTED]

Date of Birth:

First Name:

Middle Name:

Last Name: BURGESS

Sex:

Commission:

License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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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. 2022-041897 – License Denial  
Date: September 26, 2022

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### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks to deny Leandro Peraza Viso'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 August 29, 2022. Upon review of the application, it appears Applicant has been convicted of a felony crime. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

### *Pertinent Facts*

On August 29, 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 felony crime in the state of Florida. Specifically, the Applicant was convicted of Possession of a Controlled Substance in 2022.

Applicant did not apply for a waiver for his felony conviction, however, under section 551.107(6)(a), Florida Statutes, the legislature did not authorize the Executive Director to waive criminal convictions for slot machine licensing.

### *Relevant Law*

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“. . .the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling,

importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 849.086(6)(g), Florida Statutes, provides that:

“[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.”

Section 550.105(5)(d), Florida Statutes, provides that:

“. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.”

Staff Recommendation: Because the Applicant's disqualifying criminal conviction cannot be waived, 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.



RENEWAL OCCUPATIONAL LICENSE FEE VOUCHER

Date:

8/23/22

14448

Applicant Name:

Leandro Peraza

(Please Print)

Position/Title:

Poker / Cage Cashier

(Please Print)

This voucher must be submitted with the applicant's completed Slot Machine Individual Occupational License Application form to the DBPR Licensing and Compliance Office.

Upon receipt of an authorized voucher, The Big Easy Casino agrees to remit to the Division:

Paula Arleta

Human Resources Authorized Signature

\$ 50 (1-year license)

\$ 100 (3-year license)

For Accounting only.

DBPR PMW-3410 – Slot Machine Individual Occupational License Application



STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
DIVISION OF PARI-MUTUEL WAGERING  
[www.myfloridalicense.com](http://www.myfloridalicense.com)

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below to ensure faster processing.

**ALL License Applicants must submit:**

- Completed Form DBPR PMW-3410 – Print clearly and complete all sections that are not optional in black or blue ink.
- Provide Identification – Required by Rule 61D-14.010, Florida Administrative Code.
  - Provide a copy of one of the items below:
    - US Passport
    - Certificate of US Citizenship or Naturalization
    - Permanent Resident Card
  - OR, Provide a copy of two of the items below:
    - Birth Certificate (Certified Copy)
    - Driver's License
    - Military ID Card
    - Student ID Card
    - Country ID Card
    - Foreign Passport
    - Government Issued Credential
    - Immigration ID Card
- Additional Pages – If necessary to respond to any application questions.
- Supporting Legal Documentation – If necessary to respond to background information questions in application.
- Three (3) Year Licensing Fee – Make checks or money orders payable to DBPR.
  - Slot Machine General Occupational License - \$100.00\* \*does not include fingerprint fee
  - Slot Machine Professional Occupational License - \$100.00\*
  - Slot Machine/Cardroom/PMW Combination Occupational License - \$100.00\*
- Fingerprints – Choose One Option:
  - Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with the following ORI number: FL923230Z.  
  
IMPORTANT: Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.
  - Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the Division with your application.  
  
IMPORTANT: Fingerprint card processing fees must be paid to the Division. Please see <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> for the current fee amount.
  - Fingerprint Resubmission for Renewal and Upgrade Applicants: Applicants timely renewing or upgrading a license need only provide the Division a fingerprint resubmission processing fee. Visit our website or contact us for the current fee amount.  
  
IMPORTANT: Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:  
**Department of Business and Professional Regulation**  
**Pari-Mutuel Wagering; Licensing Section**  
**2601 Blair Stone Road, Tallahassee, Florida 32399-1037**  
**Phone: 850.487.1395**



**EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

- Yes  
 No

Have you previously worked for a gaming-related employer?  
 If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving
CASINO MIAMI	3500 NW 37th Ave MIAMI, FL 33142	JANUARY 2014 MARCH 2021	Cashier/Slot attendant DANIELA SANCHEZ	Better's opportunities

**PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

- Yes  
 No

Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

- Yes  
 No

Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

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Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: mwarren

VR Home > License Search > Display Alerts > Maintain License Modifiers - BASE\_CLONE

Search Criteria | Results | Detail

Modifier Type: **A - Alert**  
 Modifier: **ENFO - Enforcement**  
 Effective: **10/09/2019**  
 Expires: -  
 Additional Info:  
 Prompt:  
 Value: **Deferred Prosecution Program**  
 Notes: **Applicant was accepted into a Pre-Trial Diversion Program 12/18/2019 in Miami-Dade County, Florida. Once the matter has been resolved in a court of law, or upon successful completion of the program, the applicant is required to forward the disposition documents to the Division.**  
 Updated: **02/03/2020 12:29:39**  
 By: **charris**

Notes History  
 Change  
 Delete  
 Save  
 Cancel  
 < >

Add Back







Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: PERAZA
Sex:
Commission:
Licnsc Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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Licensing Administrator Review – Slot Machine Occupational License

RE: Peraza Viso, Leandro – E# 10432928

Case No: 2022041897

(APPLICANT'S NAME- LICENSE #)

INITIAL APPLICATION RECEIVED:	8/23/2022
COMPLETE APPLICATION RECEIVED:	8/29/2022
<b>90-DAY DEADLINE:</b>	<b>11/27/2022</b>

Miriam Achens  
Application Processor

273 - Miami Jai-Alai  
Facility (d/b/a name)

SLAT - Slot Attendant / 1055  
Occupation/Job Title/Lic Type

Pursuant to Section 551.107(6)(c) Conviction is defined as being found guilty, with or without adjudication of guilt, as a result of a jury verdict, non-jury trial, or entry of a plea of guilty or nolo contendere. Any misdemeanor conviction to include fraud and theft which are defined for purposes of slot machine gaming licensure as involving dishonesty, misrepresentation, deceit, and lack of truthful conduct in transaction with another.

**Licensing Section Review**

Did the application accurately reflect the Criminal History Record?  Yes  No

**Conviction**

- Felony : 1 Count
- Misdemeanor – Gambling Related/Bookmaking
- Two or more misdemeanor convictions that involve theft, fraud, or burglary
- Forgery, Larceny, Theft, Extortion, Conspiracy to Defraud (Slot Combo Professions Only)

**Comments:**

Arrest Date	Location	Charge	Level	Disposition
10/08/2019	Miami-Dade County, FL	Case # 132019CF0193330001XX - Controlled Substance Possession	F	Adj. Whh./Probation

**Disposition Unknown**

- Felony Arrest(s) :
- Misdemeanor Arrest – Gambling Related/Bookmaking
- Two or more misdemeanor arrests/counts that involve theft, fraud, or burglary

**Comments:**

**Enforcement/Jurisdiction Offenses**

- Currently under Suspension, Declared Ineligible, Revoked, Denied, Ejected, Unpaid Fine, in this or any other state gaming commission, governmental department, agency, or other authority exercising regulatory jurisdiction over the gaming of another state or jurisdiction.

**Comments:**

**Related Licenses**

**Check VR License Relations to Determine if Applicant is Related to a Business**

Is the individual applicant related to a business? Yes  No  If yes, complete sections below.

Business License Number: \_\_\_\_\_ Business Name: \_\_\_\_\_

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes  No

Date Deficiency Letter Issued: \_\_\_\_\_ Initials: \_\_\_\_\_

**Comments:**

**Licensing Administrator Review**

**Disposition Confirmation**

Disqualifying Convictions/Arrests Confirmed? Yes  No   Approval

Forward to  Investigations  Legal  Director Initials:                      8/30/22

**Comments:**

**CASE FILE ROUTING SLIP**  
**SLOT MACHINE APPLICATION**

RE: PERAZA VISO, LEANDRO – E# 10432928  
(APPLICANT'S NAME– LICENSE #)

Case No: 2022041897

INITIAL APP RECEIVED:	<u>8/23/2022</u> (Date)
COMPLETE APP RECEIVED:	<u>8/29/2022</u> (Date)
<b>90-DAY DEADLINE:</b>	<u>11/27/2022</u> (Date)

**Investigations Section:**

Reviewed by Steve Kogan

N/A  
(Initial & Date)

The attached file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

**Licensing Section:**

Miriam Achens  
Application Processor

273 - Miami Jai-Alai  
Facility (d/b/a name)

SLAT - Slot Attendant/ 1055  
Occupation/Job Title

Reviewed by David Donaldson

\_\_\_\_\_  
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes \_\_\_\_\_ No X

Is the applicant related to another application?

Yes \_\_\_\_\_ No X

Comments: Application and rap sheet reviewed. Applicant's criminal history resulted in disqualifying conviction.

**Office of Director:**

Reviewed by Director \_\_\_\_\_

\_\_\_\_\_  
(Initial & Date)

Approve Application \_\_\_\_\_

Deny Application \_\_\_\_\_

Comments: \_\_\_\_\_

**\*Please attach Routing Slip to front of case file.**

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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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: machens

VR Home > Complaint Search > **Maintain Complaint**

### System Messages

- Complaint created. New Complaint # 2022041897.

Lic Type	<b>1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination</b>	Status	<b>10 Initial Review</b>	Status Date	<b>08/29/2022</b>
Complaint #	<b>2022041897</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent	<b>PERAZA VISO, LEANDRO</b>	Responsible	<b>ddonaldson - DONALDSON, DAVID</b>	<b>Private Case</b>

Complaint	Respondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	<input type="checkbox"/>	Activities
Form	<b>INTR - Internal</b>	Priority		<input type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	<b>CHIS - Criminal History</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	<b>STND - Standard</b>	Incident	<b>08/23/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	<b>NR - Northern Region</b>	Received	<b>08/29/2022</b>	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	<b>08/29/2022</b>	Entered By	<b>machens</b>	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	<b>Application and rap sheet reviewed. Applicant's criminal history resulted in felony conviction. 273 - Miami-Jai-Alai</b>			<input type="checkbox"/>	Attachments		History
Updated	<b>08/29/2022 09:01:44</b>	By	<b>machens</b>	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
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Get Adobe Reader.

RENEWAL OCCUPATIONAL LICENSE FEE VOUCHER

14448

Date: 8/13/23

Applicant Name: LEANDRO PERAZA  
(Please Print)

Position/Title: DEALER / CAGE CASHIER  
(Please Print)

This voucher must be submitted with the applicant's completed Slot Machine Individual Occupational License Application form to the DBPR Licensing and Compliance Office.

Upon receipt of an authorized voucher, The Big Easy Casino agrees to remit to the Division:

*Raula Arzeta*  
Human Resources Authorized Signature

- \$ 50 (1-year license)
- \$ 100 (3-year license)

For Accounting only.



DBPR PMW-3410 – Slot Machine Individual Occupational License Application



STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
DIVISION OF PARI-MUTUEL WAGERING  
[www.myfloridalicense.com](http://www.myfloridalicense.com)

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below to ensure faster processing.

**ALL License Applicants must submit:**

- Completed Form DBPR PMW-3410 – Print clearly and complete all sections that are not optional in black or blue ink.
- Provide Identification – Required by Rule 61D-14.010, Florida Administrative Code.
  - Provide a copy of one of the items below:
    - US Passport
    - Certificate of US Citizenship or Naturalization
    - Permanent Resident Card
  - OR, Provide a copy of two of the items below:
    - Birth Certificate (Certified Copy)
    - Driver's License
    - Military ID Card
    - Student ID Card
    - Country ID Card
    - Foreign Passport
    - Government Issued Credential
    - Immigration ID Card
- Additional Pages – If necessary to respond to any application questions.
- Supporting Legal Documentation – If necessary to respond to background information questions in application.
- Three (3) Year Licensing Fee – Make checks or money orders payable to DBPR.
  - Slot Machine General Occupational License - \$100.00\*      \*does not include fingerprint fee
  - Slot Machine Professional Occupational License - \$100.00\*
  - Slot Machine/Cardroom/PMW Combination Occupational License - \$100.00\*
- Fingerprints – Choose One Option:
  - Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with the following ORI number: FL923230Z.  
**IMPORTANT:** Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.
  - Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the Division with your application.  
**IMPORTANT:** Fingerprint card processing fees must be paid to the Division. Please see <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> for the current fee amount.
  - Fingerprint Resubmission for Renewal and Upgrade Applicants: Applicants timely renewing or upgrading a license need only provide the Division a fingerprint resubmission processing fee. Visit our website or contact us for the current fee amount.  
**IMPORTANT:** Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:  
Department of Business and Professional Regulation  
Pari-Mutuel Wagering; Licensing Section  
2601 Blair Stone Road, Tallahassee, Florida 32399-1037  
Phone: 850.487.1395



**EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

- Yes  
 No

Have you previously worked for a gaming-related employer?  
 If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving
CASINO MIAMI	3500 NW 37th Ave MIAMI, FL 33142	JANUARY 2014 MARCH 2021	Cashier/Slot Attendant DANIELA SANCHEZ	Better's OPPORTUNITIES

**PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

- Yes  
 No

Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

- Yes  
 No

Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No  
 Have you ever been convicted of, or had adjudication of guilt withheld for, a felony or misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, or filing false reports to government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes  
 No  
 Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the section provided below.

Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
08/15/20	Alameda	FL	Court order/ISS DPCL	Misdemeanor	NO ACTION ADJ. WITHHELD

Yes  
 No  
 Do you currently work for, own or have a financial interest in a slot machine management company, slot machine manufacturer or distributor, or a business that sells slot machine related products, services, or goods to a slot machine licensee?

Yes  
 No  
 Do you currently own or have a financial interest in a Florida licensed slot machine facility or in any business owned by a Florida licensed slot machine facility?

**ADDITIONAL INFORMATION**

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Domain 10 - Division of Pari-Mutuel Wagering

Logged in as mwarren

VR Home > License Search > Display Alerts > Maintain License Modifiers - BASE\_CLONE

Modifier Type A - Alert  
 Modifier ENFO - Enforcement  
 Effective 10/09/2019  
 Expires -  
 Additional Info :  
 Prompt  
 Value Deferred Prosecution Program  
 Notes Applicant was accepted into a Pre-Trial Diversion Program 12/19/2019 in Miami-Dade County, Florida. Once the matter has been resolved in a court of law, or upon successful completion of the program, the applicant is required to forward the disposition documents to the Division.  
 Updated 02/03/2020 12:29:39  
 By charris

Notes History

Change
Delete
Save
Cancel
<
>

Add	Back
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Get Adobe Reader.









Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: PERAZA
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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Seq. No.	Date	Book/Page	Docket
131	09/06/2021		SENT: 09/06/2021 RECD/NOTFD: 09/06/2021 ACKN: 09/08/2021 S
130	09/06/2021		E-SUBPOENA: LEMUS, JOSE ID: 001-43107 FOR: TRIAL ON 10/04/2021 AT 09:00 ISSUED BY: CJIS SENT: 09/06/2021 RECD/NOTFD: 09/06/2021 ACKN: 09/06/2021 S
127	08/26/2021		TRIAL HEARING SCHEDULED FOR 10/04/2021 AT 09:00 TRIAL HEARING RESET
126	08/26/2021		MOTION FOR CONTINUANCE FILED 08/26/2021 ORAL SET FOR 08/26/2021 AT 13:22 GRANTED DEFS
125	08/26/2021		REPORT RE: STATUS SET FOR 09/09/2021 AT 09:30
122	08/11/2021		E-SUBPOENA: UMPIERREZ, SAYURI ID: 030-08214 FOR: TRIAL ON 09/08/2021 AT 09:00 ISSUED BY: CJIS SENT: 08/11/2021 RECD/NOTFD: 08/12/2021 ACKN: 08/13/2021 S
121	08/11/2021		E-SUBPOENA: VELAZCO, ANA ID: 001-43643 FOR: TRIAL ON 09/08/2021 AT 09:00 ISSUED BY: CJIS SENT: 08/11/2021 RECD/NOTFD: 08/12/2021 ACKN: 08/31/2021 S
120	08/11/2021		E-SUBPOENA: LEMUS, JOSE ID: 001-43107 FOR: TRIAL ON 09/08/2021 AT 09:00 ISSUED BY: CJIS SENT: 08/11/2021 RECD/NOTFD: 08/12/2021 ACKN: 08/13/2021 S
119	08/06/2021		DEFENSE ATTY PDEF/BRODY, JOSHUA
117	07/01/2021		TRIAL HEARING SCHEDULED FOR 09/08/2021 AT 09:00 TRIAL HEARING RESET
116	07/01/2021		MOTION FOR CONTINUANCE FILED 07/01/2021 ORAL SET FOR 07/01/2021 AT 14:55 GRANTED DEFS
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76	02/03/2021		MOTION TO WITHDRAW AS ATTORNEY OF RECORD FILED 02/02/2021 SET FOR 02/17/2021 AT 13:56 GRANTED
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2	10/09/2019		ATTORNEY TYPE APPOINTED AT BOND HEARING PUBLIC DEFENDER
1	10/08/2019		DEFN CITY CHANGED BY FINALIST PURSUANT TO BOOKING



IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA		388	<b>CLOCK IN</b> <b>2022 AUG 18 PM 2:54</b>
<b>CRIMINAL DIVISION</b>	<b>FINDING OF GUILT AND ORDER OF WITHHOLDING ADJUDICATION/SPECIAL CONDITIONS</b>		
<b>THE STATE OF FLORIDA</b>	<b>VS.</b>	<b>LEANDRO PERAZA</b>	
<b>PLAINTIFF</b>		<b>DEFENDANT</b>	
<b>CASE NUMBER:</b>	<b>F19019333</b>		
Leandro Peraza viso			

IT APPEARING UNTO THE COURT that the defendant being personally before the court accompanied by his/her attorney, ADAM PETERS, APD has been found guilty of the charge of

COUNT	CRIME	DEGREE
1	CONTROLLED SUBSTANCE/POSSESSION	3/F

by the court upon the entry of a guilty plea and it appearing unto the court, upon a hearing of the matter, that the defendant is not likely to engage in a criminal course of conduct and the ends of justice and welfare of society do not require that the defendant shall presently suffer the penalty imposed by law, and the Court being fully advised in the premises, it is thereupon ORDERED and ADJUDGED that an adjudication of guilt be, and the same is hereby stayed and withheld.

IT IS FURTHER ORDERED AND ADJUDGED that:

The defendant is placed on PROBATION in a separate Order entered herein.

SPECIAL CONDITIONS

Costs  
DNA not taken  
PROBATION

IT IS ORDERED THAT the defendant be fingerprinted pursuant to Florida Statute 921.241(1).

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA		
<b>CRIMINAL DIVISION</b>	<b>CHARGES/COSTS/FEEES</b>	<b>CASE NUMBER: F19019333</b>
<b>THE STATE OF FLORIDA</b>	<b>VS.</b>	
	<b>LEANDRO PERAZA</b>	
<b>PLAINTIFF</b>	<b>DEFENDANT</b>	
Leandro Peraza viso		

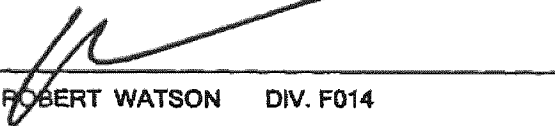
The Defendant is hereby ordered to pay the following sum indicated:

- \$50.00 Pursuant to Florida Statute 938.03(4) (Crimes Compensation Trust Fund).
- \$50.00 Pursuant to Florida Statute 27.52(2) (Public Defender Application Fee).
- \$20.00 Pursuant to Florida Statute 938.06 (Crime Stopper's Programs).
- \$3.00 Pursuant to Florida Statute 938.19 (Teen Courts).
- \$50.00 Pursuant to Florida Statute 775.083(2) (Crime Prevention Programs).
- \$100.00 Cost of prosecution Florida Statute 938.27(8)
- \$225.00 Additional cost fine and forfeiture Florida Statute 938.05
- \$100.00 Cost of defense Florida Statute 938.29

**\$598.00 TOTAL**

**STAY DUE DATE: 8/15/2023**

**DONE AND ORDERED** in Open Court in Miami-Dade County, Florida this 15<sup>th</sup> day of August, 2022.

  
 \_\_\_\_\_  
**JUDGE ROBERT WATSON    DIV. F014**



















Seq. No.	Date	Book/Page	Docket
131	09/06/2021		SENT: 09/06/2021 RECD/NOTFD: 09/06/2021 ACKN: 09/08/2021 S
130	09/06/2021		E-SUBPOENA: LEMUS, JOSE ID: 001-43107 FOR: TRIAL ON 10/04/2021 AT 09:00 ISSUED BY: CJIS SENT: 09/06/2021 RECD/NOTFD: 09/06/2021 ACKN: 09/06/2021 S
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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. 2022-041915 – License Denial  
Date: September 26, 2022

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### *Executive Summary*

The Division of Pari-Mutuel Wagering seeks to deny Caroline Celestin’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 August 25, 2022. Upon review of the application, it appears Applicant has been convicted of several felony crimes. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Notice of Intent to Deny License.

### *Pertinent Facts*

On August 25, 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 several felony crimes in the state of Florida. Specifically, the Applicant was convicted of the following:

- Possession of Cocaine with Intent to Sell/Deliver in 1999;
- Possession of Cocaine in 1999; and
- Attempted Purchase of Cocaine in 2010.

Applicant did not apply for a waiver for her felony convictions, however, under section 551.107(6)(a), Florida Statutes, the legislature did not authorize the Executive Director to waive criminal convictions for slot machine licensing.

### *Relevant Law*

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“. . .the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 849.086(6)(g), Florida Statutes, provides that:

“[t]he commission may deny, declare ineligible, or revoke any cardroom occupational license if the applicant or holder thereof has been found guilty or had adjudication withheld in this state or any other state, or under the laws of the United States of a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority.”

Section 550.105(5)(d), Florida Statutes, provides that:

“. . . the term “convicted” means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere. However, the term “conviction” shall not be applied to a crime committed prior to the effective date of this subsection in a manner that would invalidate any occupational license issued prior to the effective date of this subsection or subsequent renewal for any person holding such a license.”

**Staff Recommendation:** Because the Applicant's disqualifying criminal convictions cannot be 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.

## Occupational License Fee Voucher

Date 08/25/2022

Voucher No. 1164

Applicant's Name Caroline Celestin

(Please Print)

Position/Title Security Officer

(Please Print)

Upon receipt of an authorized voucher, **South Florida Racing Association, LLC** agrees to remit to the Division:

\$50.00 (1 Year License)     \$100.00 (3 Years License)

Upgrade Fee \$ \_\_\_\_\_     Retention Fee \$ \_\_\_\_\_

  
\_\_\_\_\_  
Human Resources Authorized Signature

For Accounting use only

Original-DBPR • Copy-HR

DBPR PMW-3410 – Slot Machine Individual Occupational License Application



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

[www.myfloridalicense.com](http://www.myfloridalicense.com)

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below to ensure faster processing.

**ALL License Applicants must submit:**

Completed Form DBPR PMW-3410 – Print clearly and complete all sections that are not optional in black or blue ink.

Provide Identification – Required by Rule 61D-14.010, Florida Administrative Code.

Provide a copy of one of the items below:

- US Passport
- Certificate of US Citizenship or Naturalization
- Permanent Resident Card

OR, Provide a copy of two of the items below:

- Birth Certificate (Certified Copy)
- Driver's License
- Military ID Card
- Student ID Card
- Country ID Card
- Foreign Passport
- Government Issued Credential
- Immigration ID Card

Additional Pages – If necessary to respond to any application questions.

Supporting Legal Documentation – If necessary to respond to background information questions in application.

Three (3) Year Licensing Fee – Make checks or money orders payable to DBPR.

Slot Machine General Occupational License - \$100.00\*      \*does not include fingerprint fee

Slot Machine Professional Occupational License - \$100.00\*

Slot Machine/Cardroom/PMW Combination Occupational License - \$100.00\*

Fingerprints – Choose One Option:

Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with the following ORI number: FL923230Z.

IMPORTANT: Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.

Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the Division with your application.

IMPORTANT: Fingerprint card processing fees must be paid to the Division. Please see <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> for the current fee amount.

Fingerprint Resubmission for Renewal and Upgrade Applicants: Applicants timely renewing or upgrading a license need only provide the Division a fingerprint resubmission processing fee. Visit our website or contact us for the current fee amount.

IMPORTANT: Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:

Department of Business and Professional Regulation  
Pari-Mutuel Wagering; Licensing Section  
2601 Blair Stone Road, Tallahassee, Florida 32399-1037  
Phone: 850.487.1395



**EMPLOYMENT HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No Have you previously worked for a gaming-related employer?  
 If yes, you must list below all gaming-related employment history in the past ten years.

Name of Employer	Address	Start Date (Month/ Year) - End Date (Month/ Year)	Title/Position Held & Supervisor Name	Reason for Leaving

**PREVIOUS LICENSING HISTORY (ATTACH ADDITIONAL PAGES AS NECESSARY)**

Yes  
 No Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No
		<input type="checkbox"/> Yes <input type="checkbox"/> No

Yes  
 No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

If you answered yes to the question above, provide details here:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_













VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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[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: **kcostello**

VR Home > **Complaint Search**

Search Criteria	Results
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Case Type	Complaint #	Status	Reference	Incident	Respondent	Complainant	Lic Type	Public Case	View	Process
-----------	-------------	--------	-----------	----------	------------	-------------	----------	-------------	------	---------

No items found.

Total: 0

 [Get Adobe Reader.](#)

*No record found for Cardine Celestin*



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: CELESTIN
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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Licensing Administrator Review – Slot Machine Occupational License

RE: **CELESTIN, CAROLINE-13310409**

Case No: 2022041915

(APPLICANT'S NAME- LICENSE #)

INITIAL APPLICATION RECEIVED:	8/25/2022
COMPLETE APPLICATION RECEIVED:	8/25/2022
<b>90-DAY DEADLINE:</b>	<b>11/23/2022</b>

**Jonathan Dye**

Application Processor

**544 - Hialeah Park**

Facility (d/b/a name)

**1055 - Security**

Occupation/Job Title

Pursuant to Section 551.107(6)(c) Conviction is defined as being found guilty, with or without adjudication of guilt, as a result of a jury verdict, non-jury trial, or entry of a plea of guilty or nolo contendere. Any misdemeanor conviction to include fraud and theft which are defined for purposes of slot machine gaming licensure as involving dishonesty, misrepresentation, deceit, and lack of truthful conduct in transaction with another.

Licensing Section Review				
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
<b>Conviction</b>				
<input checked="" type="checkbox"/> Felony : 4 Count(s)				
<input type="checkbox"/> Misdemeanor – Gambling Related/Bookmaking				
<input type="checkbox"/> Two or more misdemeanor convictions that involve theft, fraud, or burglary				
<input type="checkbox"/> Forgery, Larceny, Theft, Extortion, Conspiracy to Defraud (Slot Combo Professions Only)				
<b>Comments:</b>				
<b>Arrest Date</b>	<b>Location</b>	<b>Charge</b>	<b>Level</b>	<b>Disposition</b>
06/09/1999	Miami-Dade County, FL	Possess Cocaine; <b>Case#: F99019606</b>	F-3	Guilty/Convicted
07/14/1999	Miami-Dade County, FL	Possess Cocaine; <b>Case#: Unknown</b>	F	Guilty/Convicted
07/30/1999	Miami-Dade County, FL	Possess Cocaine, With Intent to Sell Mfg Deliv, etc. Schedule II; <b>Case# F9906012</b>	F-2	Guilty/Convicted
11/18/2009	Miami-Dade County, FL	Cocaine Pur Attempt, Solicitation, and Conspiracy; <b>Case#: F09037720</b>	F-3	Adjudication Withheld
<b>Disposition Unknown</b>				
<input type="checkbox"/> Felony Arrest(s) :				
<input type="checkbox"/> Misdemeanor Arrest – Gambling Related/Bookmaking				
<input type="checkbox"/> Two or more misdemeanor arrests/counts that involve theft, fraud, or burglary				
<b>Comments:</b>				
<b>Enforcement/Jurisdiction Offenses</b>				
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Revoked, Denied, Ejected, Unpaid Fine, in this or any other state gaming commission, governmental department, agency, or other authority exercising regulatory jurisdiction over the gaming of another state or jurisdiction.				
<b>Comments:</b>				
<b>Related Licenses</b>				
<b>Check VR License Relations to Determine if Applicant is Related to a Business</b>				
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <b>If yes, complete sections below.</b>				
Business License Number:		Business Name:		

Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes  No

Date Deficiency Letter Issued:

Initials:

Comments:

**Licensing Administrator Review**

**Disposition Confirmation**

Disqualifying Convictions/Arrests Confirmed? Yes  No   Approval

Forward to  Investigations  Legal  Director Initials:  8/30/22

Comments:

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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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: **jdye1**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	<b>1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination</b>	Status	<b>10 Initial Review</b>	Status Date	<b>08/29/2022</b>
Complaint #	<b>2022041915</b>	Case Type	<b>CMP - Complaint</b>	Disposition	Disposition Date
Docket#	Respondent <b>CELESTIN, CAROLINE</b>	Responsible	<b>ddonaldson - DONALDSON, DAVID</b>	<b>Private Case</b>	

Complaint	Respondent	Complainant	Add'l Info
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Source	<b>INTN - Internal</b>	Security Level	<b>1</b>	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	<b>INET - Internet</b>	Priority		<input checked="" type="checkbox"/>	Allegations		Discipline
Class'n	<b>CHIS - Criminal History</b>	Complexity	<b>R - Regular</b>	<input type="checkbox"/>	Violations		Compliance
Security	<b>STND - Standard</b>	Incident	<b>08/29/2022</b>	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	<b>SR - Southern Region</b>	Received	<b>08/29/2022</b>	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	<b>08/29/2022</b>	Entered By	<b>jdye1</b>	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	<b>Application and rap sheet reviewed. Applicant's criminal history resulted in disqualifying conviction.</b>			<input type="checkbox"/>	Attachments		History
Updated	<b>08/29/2022 09:52:51</b>	By	<b>jdye1</b>	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
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Seq. No.	Date	Book/Page	Description
27	12/19/2009		INTAKE PROS. ASSIGNED: PROBLEY, CARLOS
26	12/09/2009		DEFENSE ATTY PDEF/PUBLIC DEFENDER APPOINTMENT, AS
24	12/09/2009		DISC EXHIBIT: STATE'S DEMAND FOR DEFN DISCV/DEMAND FOR ALIBI
13	12/09/2009		REPORT RE: PLEA/SOUNDING SET FOR 03/18/2010 AT 08:30
12	11/25/2009		INFORMATION FILED
11	11/25/2009		INTAKE UNIT ASSIGNED: FSU - CASE SCREENING
10	11/20/2009		INTAKE PROS. ASSIGNED: WESSEL, THOMAS
8	11/20/2009		AFFIDAVIT FOR INDIGENT STATUS - INDIGENT
7	11/20/2009		MOTION TO WITHDRAW & CERTIFICATION OF CONFLICT OF INTEREST
5	11/19/2009		NOTICE OF DEFENDANT'S RIGHT TO COUNSEL
4	11/19/2009		PTR AMT/ 0 ISSUED 11/19/2009 POWER/
3	11/19/2009		FIRST APPEARANCE/BOND HEARING - P.M.
2	11/19/2009		ATTORNEY TYPE APPOINTED AT BOND HEARING PUBLIC DEFENDER
1	11/19/2009		DEFN ZIP CODE CHANGED BY FINALIST PURSUANT TO BOOKING
			ARRAIGNMENT HEARING SCHEDULED FOR 12/09/2009 AT 09:00



<b>DIVISION</b> <input checked="" type="checkbox"/> CRIMINAL <input type="checkbox"/> TRAFFIC <input type="checkbox"/> OTHER	<b>FINDING OF GUILT AND ORDER OF WITHHOLDING ADJUDICATION/SPECIAL CONDITIONS</b>
<b>PLAINTIFF(S)</b>  THE STATE OF FLORIDA	<b>VS. DEFENDANT(S)</b>  CAROLINE CELESTIN
<b>CASE NUMBER: F09-037720</b>	
, Caroline Celestin	CLOCK IN

IT APPEARING UNTO THE COURT that the defendant being personally before the court accompanied by his/her attorney,

DAVID SISSELMAN, PD has been found guilty of the charge of

<u>Count</u>	<u>Crime</u>	<u>Degree</u>
1	COCAINE/PURCHASE/POSN/W/INTENT TO PURCHASE/ATTEMPT	3/F

by the court upon the entry of a guilty plea and it appearing unto the court, upon a hearing of the matter, that the defendant is not likely to engage in a criminal course of conduct and that the ends of justice and welfare of society do not require that the defendant shall presently suffer the penalty imposed by law, and the Court being fully advised in the premises, it is thereupon

ORDERED AND ADJUDGED that an adjudication of guilt be, and the same is hereby stayed and withheld.

IT IS FURTHER ORDERED AND ADJUDGED that:

The defendant is sentenced to CREDIT FOR TIME SERVED, to 1 DAY  
 wit ;

SPECIAL CONDITIONS

- Credit for time served
- Costs
- Other

DNA TAKEN PURSUANT TO  
F.S. 943.325

IT IS ORDERED THAT the defendant be fingerprinted pursuant to F.S. 921.241(1).

HT

DIVISION

CRIMINAL

CHARGES/COSTS/FEEES

CASE NUMBER: F09-037720

PLAINTIFF(S)

THE STATE OF FLORIDA

VS. DEFENDANT(S)

CAROLINE CELESTIN

, Caroline Celestin

The Defendant is hereby ordered to pay the following sum indicated:

\$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).
\$50.00	Pursuant to F.S. 27.52(2) (Public Defender Application Fee).
\$3.00	Pursuant to F.S. 938.19 (Teen Courts).
\$50.00	Pursuant to F.S. 775.083(2) (Crime Prevention Programs).
\$2.00	Two dollars as a court cost pursuant to F.S. 938.15 \$2.00 (Criminal Justice Trust & Education Funds).
\$25.00	Pursuant to F.S. 28.24(26)(c) Payment Plan Fee
\$65.00	Pursuant to F.S. 939.185(1)(a) (Assessment of Additional Court Costs as adopted by Ordinance 04-116)
\$85.00	Pursuant to F.S. 939.185(1)(b) (Surcharge as adopted by Ordinance 05-123)
\$100.00	COST OF PROSECUTION FSS 938.27(8)
\$225.00	ADDITIONAL COST FINE AND FORFEITURE FSS 938.05
\$100.00	COST OF DEFENSE FSS 938.29
\$758.00 -	TOTAL

OTHER COMMENTS: STAY DUE DATE:04/18/10

DONE AND ORDERED in Open Court in Miami-Dade County, Florida this 18th day of March, 2010.

JUDGE DAVA J TUNIS

(W=WAIVED/S=SUSPENDED)

REV 10/02 CT -03/22/10

Page 2 of 3

Clerk's web address: www.miami-dadeclerk.com









































**FLORIDA GAMING CONTROL COMMISSION**  
**FY 2023-24 - Legislative Budget Request Proposed Issues**

**DRAFT 10-4-22 - FOR LBR INPUT**

Priority	Gaming Enforcement	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
1	SATELLITE LOCATIONS FOR GAMING ENFORCEMENT	0.00	Pari-Mutuel TF	EXPENSES	\$232,000	\$50,000	\$282,000	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests \$282,000 in Expenses budget authority (of which \$232,000 is recurring for lease cost and \$50,000 is nonrecurring for furniture and equipment) in the Gaming Enforcement budget entity to support two satellite office locations for the newly created Law Enforcement unit within FGCC. One location in Central Florida and one in South Florida to provide gaming enforcement duties pursuant to Chapter 16.711 Florida Statutes.</p> <p><b>Business Need / Problem Statement:</b> Newly created Gaming Enforcement require law enforcement offices in central and south Florida.</p> <p><b>Proposed Solution:</b> Provide offices in central and south Florida for FGCC law enforcement staff to conduct investigations, store evidence, store ammunition, conduct interviews, complete reports and other general operation tasks.</p> <p>Estimated 4,000 for central Florida at a median rate per sq. ft. of \$28 per square ft. = \$112,000 annual lease cost.                      Estimated 4,000 for south Florida at a median rate per sq. ft. of \$30 per square ft. = \$120,000 annual lease cost.                      Recurring Lease Amount \$232,000</p> <p>Estimated \$25,000 for each location for furniture and equipment (Lobby furniture, access security, copiers) - \$25,000 *2 = 50,000</p> <p><b>Impact if not Funded:</b> Unable to successfully comply with statutory requirements .</p>
		0.00	Pari-Mutuel TF	Total	\$232,000	\$50,000	\$282,000	

Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
2	COMPETITIVE PAY ADJUSTMENT TO ATTRACT AND RETAIN QUALIFIED AND EXPERIENCED ATTORNEYS WITHIN THE OFFICE OF GENERAL COUNSEL	0.00	Pari-Mutuel TF	SALARY RATE			150,180	<p><b>Issue Summary:</b> The Florida Gaming Control Commission's (FGCC) Office of the General Counsel (OGC) requests 150,180 in salary rate and \$161,669 in Salaries and Benefits in recurring budget authority in the Executive Direction and Support Services budget entity. These funds will be used to increase the rate of pay for Attorneys, Senior Attorneys, Attorney Supervisors, and Chief Legal Counsel (aka Deputy General Counsel), thereby attracting and retaining quality, highly motivated attorneys.</p> <p><b>Business Need / Problem Statement:</b> The OGC faces challenges recruiting talented attorneys. For example, an ad was posted for three weeks seeking qualified candidates to fill three vacant Senior Attorney positions. The advertised range was \$60,000 to \$63,228. Meanwhile, the average rate for Senior Attorney positions across other state agencies was \$73,083. There were no applicants for these positions. Afterwards, the OGC reclassified two of its vacant Senior Attorney Positions to Attorneys instead and ran an ad with an advertised range of \$53,000 to \$55,000. This was done in an effort to advertise positions with rates more inline the statewide average for the position, which, for Attorneys, is \$54,023. There were no applicants for these positions. The OGC will continue to post additional ads but the prospects of attracting qualified candidates at either rate are apparently dim.</p> <p>The OGC may be unable to retain its attorneys. The current rate of pay for filled positions within the OGC is below the statewide average – OGC currently pays \$80,000 to Attorney Supervisors, compared to the statewide average rate of \$86,410, and \$69,315 to its Senior Attorney when the statewide average rate for that position is \$73,083. Additionally, while the Commission has agreed to set aside \$95,000 for a Deputy General Counsel position, the statewide average for that position is \$111,970. Without adjusting its pay, the OGC runs the risk of losing its attorneys for more lucrative opportunities at other state agencies.</p> <p><b>Proposed Benefits / Risks:</b> The OGC supports the Commission's mission to protect the public health, safety, and welfare and to investigate and enforce Florida's gaming laws. The OGC serves as the legal advocate for the Commission. For example, the OGC defends administrative rules at the Division of Administrative Hearings, justifies proposed discipline of an errant licensee to the Commission, supports the Division of Gaming Enforcement's investigative efforts combatting criminal gaming activities across the state, and administratively prosecutes violations of statutes and rules. Additionally, the OGC continually advises the Commission how the recently enacted Horseracing Integrity and Safety Act impacts Florida's laws.</p> <p>The OGC is currently working at half capacity. Additional attorneys are needed to reduce an individual attorney's workload. Left unchanged, the stress caused by the increased workload will inevitably lead to turnover. Turnover, paired with an already high vacancy rate, will impair the OGC's ability to provide quality legal services to the Commission. Offering competitive pay rates, thereby attracting qualified attorney candidates, will help solve the problems caused by a high vacancy rate. Higher pay rates will also help the OGC retain experienced attorneys and ward off turnover.</p> <p><b>Impact if not Funded:</b> In order to attract and retain well qualified attorneys and avoid attrition, it is imperative that the OGC increase starting salaries and offer competitive pay. A high vacancy rate, paired with a strong likelihood of being unable to retain qualified lawyers, will negatively impact the OGC's ability to provide quality representation and support for the Commission's mission. Increasing salaries will provide the Commission with additional talented attorneys, minimize the risks of staff turnover, and ensure continued legal support for the Commission's mission.</p>
				SALARIES & BENEFITS	\$161,669	\$0	\$161,669	
				Benefit rate used of 7.65% (FICA)				
		0.00	Pari-Mutuel TF	Total	\$161,669	\$0	\$161,669	

Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description														
3	IT INFRASTRUCTURE COSTS	0.00	Pari-Mutuel TF	EXPENSES	\$536,500	\$0	\$536,500	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests \$536,500 in recurring budget authority in the Executive Direction and Support Services budget entity to support infrastructure costs.</p> <p><b>Business Need / Problem Statement:</b> The cost of operations of FGCC's network is higher than previously estimated for Fiscal Year 2022-23. The original Legislative Budget Request anticipated a cost of Network circuits to be \$4,000 per month and \$2,500 per month for a phone system. This estimate assumed one circuit without redundancy and a phone system replacement with an on premise phone system. It also did not take into account the additional positions, office space and connectivity needed to support the additional 80+ positions gained when FGCC was created. The original LBR did not contemplate FGCC being in compliance with the cloud first policy and building infrastructure in the cloud. FGCC's network design must support Law Enforcement and Cloud Services and must be more robust, more secure, include redundancy to allow network and phone system to be more resilient. FGCC network and phone costs are \$536,500 annually.</p> <table border="0"> <tr> <td><b>Description:</b></td> <td style="text-align: right;"><b>Total Estimated Cost</b></td> </tr> <tr> <td>1) Network with resiliency</td> <td style="text-align: right;">\$359,642</td> </tr> <tr> <td>2) Phone System</td> <td style="text-align: right;">\$ 53,820</td> </tr> <tr> <td>3) Express route to the Cloud</td> <td style="text-align: right;">\$ 34,287</td> </tr> <tr> <td>4) VPN charges to support statewide operations</td> <td style="text-align: right;">\$ 16,704</td> </tr> <tr> <td>5) Remote connection for FGCC office in gaming facilities</td> <td style="text-align: right;">\$ 72,047</td> </tr> <tr> <td><b>TOTAL</b></td> <td style="text-align: right;"><b>\$536,500</b></td> </tr> </table> <p>All services are provided through MFN2.</p> <p>FGCC has the need to support Headquarters, 2-4 District offices and 24 remote offices located in private gaming facilities. The network requires built in redundancy to allow operations to continue if the primary circuits are impaired or unreachable. This redundancy will be used to support FGCC's network and law enforcement. Additional recurring funds to support the cost of the network and the new phone system are required.</p> <p><b>Proposed Solution:</b> Additional budget authority is needed so that FGCC can utilize MFN2 and Managed Voice Services through DivTel. FGCC will use nonrecurring dollars for Fiscal Year 2022-23 but will need additional budget authority to continue operations.</p> <p><b>Proposed Benefits / Risks:</b> Recurring budget authority allows continuation of operations.</p> <p><b>Impact if not Funded:</b> Without funding, Information Technology (IT) recurring expense budget authority of \$431,339 will be entirely used to cover these infrastructure costs and will not allow for other critical IT functions or growth.</p>	<b>Description:</b>	<b>Total Estimated Cost</b>	1) Network with resiliency	\$359,642	2) Phone System	\$ 53,820	3) Express route to the Cloud	\$ 34,287	4) VPN charges to support statewide operations	\$ 16,704	5) Remote connection for FGCC office in gaming facilities	\$ 72,047	<b>TOTAL</b>	<b>\$536,500</b>
<b>Description:</b>	<b>Total Estimated Cost</b>																					
1) Network with resiliency	\$359,642																					
2) Phone System	\$ 53,820																					
3) Express route to the Cloud	\$ 34,287																					
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5) Remote connection for FGCC office in gaming facilities	\$ 72,047																					
<b>TOTAL</b>	<b>\$536,500</b>																					
		0.00	Pari-Mutuel TF	Total	\$536,500	\$0	\$536,500															

Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
4	DESKTOP REFRESH	0.00	Pari-Mutuel TF	EXPENSES	\$90,000	\$73,500	\$163,500	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests \$163,500 of budget authority (of which \$73,500 is nonrecurring) in the Executive Direction and Support Services budget entity to perform a computer refresh of all computers and establish a scheduled time to refresh 1/3 of the Commission's computers on an annual basis.</p> <p><b>Business Need / Problem Statement:</b> The majority of the Commissions' staff have hardware that is no longer supported by the manufacturer (to include driver updates and support), and are performing slowly with modern applications, thus negatively impacting employee productivity and increasing the cyber risk footprints. Our oldest computer is from 2007, with the vast majority of computers being purchased prior to 2019. Computers in circulation range in age from 3 to 16 years old. The Commission has not had a full refresh in many years. Current hardware will not support a move to Windows 11.</p> <p><b>Proposed Solution:</b> Additional budget authority is needed to address the highest-need replacements and to ensure continued priority replacements to support job functions and security. Funding requested includes laptops, monitors and peripheral equipment. The request would include replacing all existing Pari-Mutuel Wagering staff (PMW) (109 FTE) computer equipment with laptops or tablets, monitors and peripherals with an estimated cost of \$1,500 per unit the first year. After year 1, the recurring budget authority would be used to refresh 1/3 of the Commission's computers annually, or about 65 units a year. PMW has offices throughout the state with 2 regional offices and 24 offices in gaming establishments throughout the state. PMW staff includes investigation, audit and licensing teams that visit the various gaming establishments regularly and will benefit from laptops instead of desktops. A systematic computer replacement schedule is necessary to provide staff with resources to effectively carry out job functions, as well as ensure all equipment meets the highest security standards.</p> <p><b>Proposed Benefits / Risks:</b> A systematic computer replacement schedule is necessary to provide staff with resources to effectively carry out job functions, as well as ensure all equipment meets the highest security standards.</p> <p>Benefits:</p> <ul style="list-style-type: none"> <li>- newer equipment uses less power;</li> <li>- covered by manufacturer warranty, and</li> <li>- supports newer security standards</li> </ul> <p>Gartner recommends replacement of laptop on a 3-4 year cycle. The greater mobility leads to increased hardware failures in notebook devices, as their life spans are contingent upon the environmental changes they are subject to regularly. The nature of FGCC's business requires a great deal of mobility between gaming facilities statewide, to include slot, cardrooms, tracks and horse barns.</p> <p><b>Impact if not Funded:</b> Without refreshing the hardware on a standard refresh schedule, the cyber security risk footprint grows. Obsolete and unsupported hardware create one of the largest exploitable set of vulnerabilities. Malicious actors including known nation and state threats utilize these vulnerabilities in an attempt to breach the Florida digital enterprise. Additionally, the support of the hardware becomes more difficult for the Office of Information Technology adding to costs and delaying response times to critical issues.</p>
		0.00	Pari-Mutuel TF	Total	\$90,000	\$73,500	\$163,500	



Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
5	IT STAFFING RATE INCREASES	0.00	Pari-Mutuel TF	SALARY RATE			53,200	<p>The Florida Gaming Control Commission (FGCC) requests 53,200 in salary rate and \$57,270 in Salaries and Benefits in recurring budget authority in the Executive Direction and Support Services budget entity.</p> <p><b>1. Network Manager- SYSTEMS PROGRAMMING CONSULTANT</b></p> <p>Current salary rate: 63,600 Requested salary rate: 86,000</p> <p>Advertised 4 times with only one qualified applicant whose salary exceeded funding. All Agencies are struggling to fill Network positions because the talent pool is so small. A scan of multiple agencies show the range starts at \$68K and goes upward, with the majority being in the \$80,000-\$90,000+ range. The salary is not competitive with other agencies or the market. We will use contracted services dollars to cover the requirements of this position.</p> <p>This position is responsible for performance monitoring, network administration, 2nd and 3rd level call resolution. Responsible for network operations and service levels for data and voice networking equipment, software and network processing devices. Ensure the computer network is fully operational and secured. Maintains computer networks and systems including software, firewalls, VPNs, routers and other physical hardware, Provide network support for the organization's information systems and peripheral equipment, such as servers, printers, storage devices, mobile devices, network devices and VoIP or Collaboration solution.</p> <p><b>2. Cloud Architect- SYSTEMS PROGRAMMING CONSULTANT</b></p> <p>Current salary rate: 63,600 Requested salary rate: 86,000</p> <p>The salary is not competitive with other agencies or the market. The Cloud Architect is responsible for developing FGCCs computing strategy. This strategy incorporates cloud adoption plans, cloud application design as well as cloud management and monitoring. Additional responsibilities include support for application architecture and deployment in cloud environments. FGCC as a new agency will rely on cloud computing instead of physical infrastructure wherever possible. With the replacement of the on premise licensing system, the architect will help design and deploy the replacement cloud system.</p> <p><b>3. Teams and SharePoint Developer- SYSTEMS PROGRAMMING CONSULTANT</b></p> <p>Current salary rate: 63,600 Requested salary rate: 72,000</p> <p>The salary is not competitive with other agencies or the market. This position is responsible for managing services and scheduled jobs within the SharePoint, Web, and Teams environment, they create new sites and lists, installing new web parts, doing backups, managing the Shared Services, educating users on how to use features, and managing governance policies and permissions. FGCC does not currently have Teams or SharePoint as these tools are not used by DBPR. Rolling out Teams will give us a tool for collaboration and reduce our dependency on tools like ZOOM and Go TO. SharePoint will be used to replace shared folders and create FGCC's intranet site.</p>
				SALARIES & BENEFITS	\$57,270	\$0	\$57,270	
				Benefit rate used of 7.65% (FICA)				
		0.00	Pari-Mutuel TF	<b>Total</b>	<b>\$57,270</b>	<b>\$0</b>	<b>\$57,270</b>	

Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
6	ADDITIONAL POSITION FOR INFORMATION TECHNOLOGY	1.00	Pari-Mutuel TF	SALARY RATE			125,000	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests 125,000 in salary rate, \$51,288 in Salaries and Benefits and one (1) FTE in recurring budget authority in the Executive Direction and Support Services budget entity.</p> <p><b>Chief Information Security Officer (CISO)- IT Business Consultant Manager</b></p> <p>Requested Salary Rate: 125,000 The CISO will lead the security team consisting of an FGCC specialist in Security and an enforcement focused security specialist. The addition of Gaming Enforcement to FGCC, increases the complexity of the technology environment and the CISO will lead forensic investigations identified by and for the Division of Gaming Enforcement both internal and external. The CISO will work with the Agency's Leadership Team to coordinate strategic direction relative to information security and information assurance. The CISO works closely with the Chief Information Officer (CIO) to establish cybersecurity operations, congruent with business goals and objectives, in effort to appropriately protect the confidentiality, integrity, and availability of all information and data generated, stored, or processed by the Agency.</p> <p>The CISO will oversee incident response planning as well as the investigation of security breaches and assist with disciplinary and legal matters associated with such breaches as necessary and maintain authority to direct discontinuation of services that impact Confidentiality, Integrity, and availability. The CISO ensures contracts, solicitations, new systems, services, and implementations include appropriate security requirements.</p> <p>*The Expense and Human Resource Services Assessments Package for Professional Staff (Standard #3/Appendix E.4 of LBR Instructions) was applied for this position. The Expenses were adjusted for a Voice Over IP telephone line and calculator. Also, the computing equipment was adjusted to account for 2 monitors, docking station and laptop for the requested position. This position will also require MS Project and Visio Pro.</p>
				SALARIES & BENEFITS	\$176,288	\$0	\$176,288	
				EXPENSES	\$11,868	\$5,470	\$17,338	
				HR	\$342	\$0	\$342	
		Benefit rate used of 41.03%						
1.00	Pari-Mutuel TF	Total		\$188,498	\$5,470	\$193,968		
Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
7	PAYMENT TO DBPR FOR VERSA REG SUPPORT	0.00	Pari-Mutuel TF	TRANSFER TO DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION - INFORMATION TECHNOLOGY SERVICES	\$498,000	\$0	\$498,000	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests \$498,000 in recurring budget authority in the Executive Direction and Support Services budget entity to pay for information technology services provided by the Department of Business and Professional Regulation (DBPR) for the use and support of Versa Reg, Onbase, and other programs that support license and regulatory services, while the Commission undertakes the process of procuring a new licensing system. The actual cost is pending waiting on DBPR.</p> <p><b>Business Need / Problem Statement:</b> FGCC is in the process of developing requirements and an Invitation to Negotiate with plans to procure a SAS system in Fiscal Year 2023-24, with implementation in late 2024. FGCC currently uses the Department of Business and Professional Regulations' (DBPR) licensing system Versa Reg to issue and maintain pari-mutuel licenses. When FGCC was created in 2022 these services were provided to FGCC through an Maintenance of Understanding that these services would continue until such time as FGCC is able to procure their own licensing system.</p> <p><b>Proposed Solution:</b> Increase the current budget authority to support continued operations of the DBPR solution until FGCC can procure and implement its own solution.</p> <p><b>Proposed Benefits / Risks:</b> Allows for uninterrupted and continuous ability to issue and maintain licenses, while FGCC works through identifying and procuring its own licensing system.</p> <p><b>Impact if not Funded:</b> FGCC would be unable to perform its regulatory functions.</p>
		0.00	Pari-Mutuel TF	Total		\$498,000	\$0	

Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
8	CLOUD SERVICES	0.00	Pari-Mutuel TF	EXPENSES	\$295,000	\$0	\$295,000	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests \$295,000 in recurring budget authority in the Executive Direction and Support Services budget entity to establish and pay for cloud services in support of their Microsoft Azure Government cloud and the Cloud First Policy of the State of Florida (section 282.206, Florida Statutes (F.S.))</p> <p>Cloud Services offers a scalable and dynamic platform that can evolve without the need to invest in costly hardware. Other state agencies have shown success and cost savings by moving to cost-based services. FGCC requests acquisition, setup and testing a cloud based environment for production application, database, and file services.</p> <p><b>Business Need / Problem Statement:</b> FGCC has a number of resources currently housed at the State Data Center and a number of new services and applications that need to be established in the cloud.</p> <p>Section 282.206, Florida Statutes, creates a cloud-first policy in state agencies. Agencies are to first consider cloud-computing solutions in the technology sourcing strategies for technology initiatives that either minimize or do not require the use of state data center infrastructure. To have applications hosted in the cloud a dedicated high-speed data service will be required to interface with the industry's leading cloud providers as applications are moved to the cloud.</p> <p><b>Proposed Solution:</b> Additional budget authority is needed for the consumption based cloud services avoiding as much on premise hardware as possible. FGCC's production data currently is at the state data center and within the Department of Business and Professional Regulation's environment.</p> <p><b>Proposed Benefits / Risks:</b> This issue supports the Cloud First Policy (Section 282.206, F.S.). By moving applications and services to the cloud, Florida's information technology (IT) infrastructure has become more scalable by leveraging dynamic capacity, more flexible by choosing from multiple tiers of service, more agile by having the ability to rapidly stand up and bring down services without capital investment, and will have built-in redundancy and disaster recovery capabilities.</p>
		0.00	Pari-Mutuel TF	Total	\$295,000	\$0	\$295,000	<p><b>Impact if not Funded:</b> The alternative to this request is to continue obtaining current and new services from the Northwest Regional Development Center for servers housed at the State Data Center.</p>

Priority	Pari-Mutuel Wagering	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
9	INDEPENDENT TESTING LAB	0.00	Pari-Mutuel TF	CONTRACTED SERVICES	\$150,000	\$0	\$150,000	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests \$150,000 in recurring budget authority in the Contracted Services appropriations category in the Pari-Mutuel Wagering budget entity to retain an independent testing lab to test and report on gaming equipment.</p> <p><b>Business Need / Problem Statement:</b> The FGCC is statutorily responsible for reviewing and investigating complaints related to criminal gambling violations as well as exercising all regulatory duties related to gaming in the state. As the FGCC investigates alleged violations of criminal gambling laws it will need to be able to test the computer software on machines and devices that it finds to produce evidence that can be relied on in court.</p> <p>Some gaming commissions have forensic testing units in house while other commissions use independent testing labs to perform these services.</p> <p><b>Proposed Solution:</b> The best solution to ensure that the FGCC has the expertise to forensically review items found in the course of its business is to have an independent testing lab on retainer so that the FGCC can send them devices to be tested and work with them throughout the course of an investigation.</p> <p><b>Proposed Benefits / Risks:</b> This is the preferred solution because it will be more cost effective than having several FTEs responsible for this activity housed within the FGCC itself. Hiring employees with this knowledge will be difficult and expensive. Outsourcing the service will also avoid the issues that come with having to formally procure services every time the FGCC conducts an investigation.</p> <p><b>Impact if not Funded:</b> If this issue is not funded the FGCC may struggle to complete its primary mission. There is a critical need to formally analyze gambling devices that may be found in the course of the FGCC's business. Failing to provide expert analysis of the devices may hinder the FGCC's ability to successfully prosecute violations of criminal gambling law.</p>
		0.00	Pari-Mutuel TF	Total	\$150,000	\$0	\$150,000	

Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
10	ADDITIONAL POSITIONS FOR EXECUTIVE DIRECTION AND SUPPORT SERVICES BUDGET ENTITY	4.00	Pari-Mutuel TF	SALARY RATE			475,762	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests 475,762 in salary rate and \$670,967 in Salaries and Benefits in recurring budget authority in the Executive Direction and Support Services budget entity for the following four (4) FTEs along with the related expenses so the agency can carry out its statutory obligations.</p> <ul style="list-style-type: none"> <li>- Deputy Executive Director (DED1) 137,374</li> <li>- Deputy Executive Director (DED2) 137,374</li> <li>- Communications Director - 96,014</li> <li>- Deputy General Counsel - 105,000</li> </ul> <p><b>Total 475,762</b></p> <p><b>Business Need / Problem Statement:</b> The initial Legislative Budget Request (LBR) submitted by the working group established by the Department of Business and Professional Regulation did not request these positions. As the FGCC has begun to operate it became immediately apparent that all four of these positions were missing and are needed. There is no one to help the Executive Director complete the objectives provided by the Commission. Additionally, there was no Communication position in the original appropriation. Finally, an additional attorney is needed to specialize in criminal procedural issues for the gaming enforcement division.</p> <p><b>Proposed Solution:</b> Requests four (4) additional positions with related salary rate, Salaries and Benefits, Expenses and Human Resources package to help satisfy the needs left by the initial appropriation:</p> <ol style="list-style-type: none"> <li>1) The DEDs (2) would be split between administration and program area. They would help the Executive Director coordinate with the other directors, follow-up on needs, and produce their own work in those areas.</li> <li>2) The Communications Director would act as the communications officer for the commission responding to media and individual citizens complaints and requests.</li> <li>3) The Deputy General Counsel (criminal law focused attorney) would be able to support the needs of the law enforcement division.</li> </ol> <p><b>Proposed Benefits / Risks:</b> Without these additional requested positions, the Executive Director will be left short handed in a variety of areas. Having help would allow the Executive Director to focus on the commissioners and the goals of the commission to a greater extent and allow the DEDs to manage the respective areas of the agency and conduct a more detailed operation.</p> <p><b>Impact if not Funded:</b> If these positions are not funded the agency as a whole will suffer. Staff will have delays in getting tasks completed in an effective and efficient time to carry out the statutory obligations of the commission.</p>
				SALARIES & BENEFITS	\$670,967	\$0	\$670,967	
				EXPENSES	47,472	21,880	\$69,352	
				HR	1,366	\$0	\$1,366	
				Benefit rate used of 41.03%				
		4.00	Pari-Mutuel TF	<b>Total</b>	<b>\$719,805</b>	<b>\$21,880</b>	<b>\$741,685</b>	*The Expense and Human Resource Services Assessments Package for Professional Staff (Standard #3/Appendix E.4 of LBR Instructions) was applied for these positions. The Expenses were adjusted for a Voice Over IP telephone line and calculators. Also, the computing equipment was adjusted to account for 2 monitors, docking station and laptop for each requested position.

Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
11	MULTI-USE TICKETING SYSTEM	0.00	Pari-Mutuel TF	EXPENSES	\$327,600	\$0	\$327,600	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests \$477,600 of budget authority (of which \$150,000 is nonrecurring) in the Executive Direction and Support Services budget entity for the ticketing system that will handle distinct ticketing processes for Information Technology (IT), Facilities, and Human Resources (HR) on and off boarding employees.</p> <p><b>Business Need / Problem Statement:</b> The Florida Gaming Control Commission (FGCC) is currently using, email, paper and spreadsheets to handle tasks associated with facilities, supplies, IT and employee on and off boarding. The homegrown ticketing system for IT is limited to tracking and assignment but lacks the ability to provide complex tasking, reporting, equipment tracking, follow up and integration with the Agency's inventory system. FGCC supports employees at headquarters, 2 district offices and 24 remote sites throughout the state and having an online, available solution for ticketing will streamline functions for the users and for the technicians responding to requests and incidents.</p> <p><b>Proposed Solution:</b> This is for a ticketing system that will handle distinct ticketing processes for IT services, Facilities, and HR on and off boarding employees. FGCC is wishing to procure a cloud based software as a service that is configurable that can handle all of these processes. Subscribe and configure a cloud based software as a service ticketing/CSR system. The recurring cost is \$140 per month for per 195 users. The nonrecurring cost will be for professional services to install and configure for the 3 distinct business requirements.</p> <p><b>Proposed Benefits / Risks:</b> Increased visibility, tracking and reporting and repository for support function ticketing. Will allow for the establishment of a Configuration Management Database (CMDB) for its cloud and on premises resources. Will automate IT, Facilities and HR process.</p>
				CONTRACTED SERVICES	\$0	\$150,000	\$150,000	
		0.00	Pari-Mutuel TF	Total	\$327,600	\$150,000	\$477,600	<p><b>Impact if not Funded:</b> Homegrown solution will continue with lower visibility, tracking and no centralized repository for tickets, requests, and incidents. Paper processes will continue to be used.</p>

Priority	Executive Direction and Support Services	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description																						
12	FURNITURE	0.00	Pari-Mutuel TF	EXPENSES	\$0	\$96,050	\$96,050	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests \$96,050 in nonrecurring budget authority in the Executive Direction and Support Services budget entity to provide furniture for the new FGCC office space for conference rooms, training room, and break rooms.</p> <p><b>Business Need / Problem Statement:</b> New state-owned lease for FGCC does not have furniture in the 4 conference rooms, 1 training room or the 2 break rooms. Need furniture to conduct meetings, provide training, and provide an area for employees to break and recharge.</p> <p><b>Proposed Solution:</b> Requests budget authority to purchase, pay delivery cost and install furniture for the new FGCC office space located at Southwood.</p> <p><b>4 Conference Rooms:</b></p> <table> <tr> <td>Large Conference Table (1 @ 4,300)</td> <td>\$ 4,300</td> </tr> <tr> <td>Medium Conference Table (3 @ \$2,000)</td> <td>\$ 6,000</td> </tr> <tr> <td>Chairs (50 @ \$475)</td> <td>\$23,750</td> </tr> <tr> <td>Credenza (4 @ \$1,200)</td> <td>\$ 4,800</td> </tr> <tr> <td><b>TOTAL</b></td> <td><b>\$38,850</b></td> </tr> </table> <p><b>1 Training Room:</b></p> <table> <tr> <td>Tables (12 @ \$650)</td> <td>\$ 7,800</td> </tr> <tr> <td>Chairs (80 @ \$325)</td> <td>\$26,000</td> </tr> <tr> <td><b>TOTAL</b></td> <td><b>\$33,800</b></td> </tr> </table> <p><b>2 Break Rooms:</b></p> <table> <tr> <td>Tables (12 @ \$650)</td> <td>\$ 7,800</td> </tr> <tr> <td>Chairs (48 @ \$325)</td> <td>\$15,600</td> </tr> <tr> <td><b>TOTAL</b></td> <td><b>\$23,400</b></td> </tr> </table> <p><b>GRAND TOTAL</b> <b>\$96,050</b></p> <p><b>Proposed Benefits / Risks:</b> This will allow FGCC to conduct meetings, provide trainings and provide an area for employees to break for lunch. This will also allow FGCC employees the ability to communicate with the public in an efficient and effective manner, train employees to provide the best service to the citizens of Florida and to provide employees with the ability to step away from their desk and into a more serene environment.</p>	Large Conference Table (1 @ 4,300)	\$ 4,300	Medium Conference Table (3 @ \$2,000)	\$ 6,000	Chairs (50 @ \$475)	\$23,750	Credenza (4 @ \$1,200)	\$ 4,800	<b>TOTAL</b>	<b>\$38,850</b>	Tables (12 @ \$650)	\$ 7,800	Chairs (80 @ \$325)	\$26,000	<b>TOTAL</b>	<b>\$33,800</b>	Tables (12 @ \$650)	\$ 7,800	Chairs (48 @ \$325)	\$15,600	<b>TOTAL</b>	<b>\$23,400</b>
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		0.00	Pari-Mutuel TF	Total	\$0	\$96,050	\$96,050																							

Priority	Gaming Enforcement	FTE	Fund Code	Category	Recurring Amount	Non-Recurring Amount	Total Request	Issue Description
13	ADDITIONAL SALARY RATE FOR LAW ENFORCEMENT INVESTIGATORS	0.00	Pari-Mutuel TF	SALARY RATE			33,308	<p><b>Issue Summary:</b> The Florida Gaming Control Commission (FGCC) requests 33,308 in salary rate and \$35,856 in Salaries and Benefits in recurring budget authority in the Gaming Enforcement budget entity. These funds will be used to increase the salary rate for eleven (11) Law Enforcement Investigator II positions from 57,305 to 60,333.</p> <p><b>Business Need / Problem Statement:</b> The Law Enforcement Investigator II positions duties include conducting investigations, making arrests, serving warrants, seizing property, working with prosecutors in preparation for trial and attend the requisite general law enforcement training courses and gaming specific training courses. FGCC needs to be competitive with other state agencies so additional budget authority is needed to bring the positions to the average state salary rate.</p> <p><b>Proposed Solution:</b> Requests budget authority to bring the positions to the average state salary rate.</p> <p><b>Proposed Benefits / Risks:</b> FGCC will be able to offer competitive salary rates to applicants.</p> <p><b>Impact if not Funded:</b> FGCC would anticipate high turnover and additional costs to fill positions.</p>
				SALARIES & BENEFITS	\$35,856	\$0	\$35,856	
				Benefit rate used of 7.65% (FICA)				
		0.00	Pari-Mutuel TF	Total	\$35,856	\$0	\$35,856	
		5.00		SALARY RATE			\$837,450	
	<b>TOTAL OF ALL ISSUES</b>				\$3,292,198	\$396,900	\$3,689,098	