



Florida Gaming Control Commission

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

Meeting Agenda
Thursday, February 13, 2025
9:30 AM
Betty Easley Conference Center, Room 152
4075 Esplanade Way
Tallahassee, Florida 32399-0850

1. Discussion of a Mutual Cooperation Agreement for the 2025 calendar year between HISA, HIWU and FGCC
2. Discussion of amended application for pari-mutuel operating license
 - 2.1. 2025-005515 – Dania Entertainment Center, LLC
3. Discussion of default final orders
 - 3.1. 2024-054731 – Davidson, St-Phard
 - 3.2. 2024-060176 – Castro, Jr., Omar
4. Discussion of consent orders
 - 4.1. 2024-015793 – Kirby, Stephen Glen
 - 4.2. 2024-028202 – South Florida Racing Association, LLC
 - 4.3. 2024-040400 – Rochford, Devin
 - 4.4. 2024-061325 – Bestbet Orange Park Kennel, Inc.
5. Discussion of recommended orders
 - 5.1. 2023-064914 – Van Hassel, Christopher A.
 - 5.2. 2024-009404 – Newnum, Michael
 - 5.3. 2024-032775 – Smith, Christie
 - 5.4. 2024-046235 – Wong, Edward Jung
6. Discussion of request for waiver
 - 6.1. 2024-062658 – Anderson, Garrett T.
 - 6.2. 2024-063690 – Chavis, Jessica Leeann
7. Discussion of license denials
 - 7.1. 2024-069186 – Howard, Shayla Meshon
 - 7.2. 2024-071349 – Mitchell, Robert Oneal

8. Executive Director update
9. Public comment
10. Attorney-client session
 - 10.1. 2022-024540 – Tampa Bay Downs, Inc.

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

**1. Discussion of a Mutual
Cooperation Agreement
for the 2025 calendar year
between HISA, HIWU and
FGCC**

MUTUAL COOPERATION AGREEMENT

THIS MUTUAL COOPERATION AGREEMENT (the “Agreement”) is entered into as of the 1st day of January, 2025 (the “Effective Date”), by and among the Horseracing Integrity and Safety Authority, Inc., a Delaware non-profit corporation, 401 West Main Street, Unit 222, Lexington, Kentucky 40507 (the “Authority”), the Horseracing Integrity & Welfare Unit, a division of Drug Free Sport, LLC (“Drug Free Sport”), a Delaware limited liability company, 4801 Main Street, Suite 350, Kansas City, Missouri 64112 (the “Agency”), and the Florida Gaming Control Commission, an agency of the Florida State government, 4070 Esplanade Way, Tallahassee, FL 32399 (the “Commission”). As used herein, the “Parties” shall mean the Authority, the Agency, and the Commission, collectively; and a “Party” shall mean the Authority, the Agency or the Commission, individually.

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

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

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

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

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

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

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

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

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

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

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

I. Racetrack Safety Program

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

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

6. Emergency Warning Systems. Once the Authority, or the Racetrack Safety and Welfare Committee, approves a Racetrack's emergency warning system, as described in Safety Rule 2153(d), the Commission agrees to use its best efforts to ensure that the Racetrack maintains the approved emergency warning system. Furthermore, the Commission agrees to use its best efforts to ensure that the Racetrack tests its approved emergency warning system as described in Safety Rule 2153(d)(2). The Commission shall provide periodic reports concerning a Racetrack's maintenance and testing of its approved emergency warning system as directed by and on forms prescribed by the Authority.
7. Training Opportunities. The Commission agrees to provide reasonable notice of training opportunities made available by the Authority or industry organizations to all Florida licensed Racetrack employees who have roles in racetrack safety or direct contact with Covered Horses.
8. Jockey Drug and Alcohol Testing. Once the Authority, or the Racetrack Safety Committee, approves a Racetrack's jockey drug and alcohol testing program ("testing program"), as described in Safety Rule 2191, the Commission shall use its best efforts to ensure that the Racetrack abides by the terms of the approved testing program. The Commission shall provide periodic reports concerning Racetrack's compliance with the testing program as directed by and on forms prescribed by the Authority.
9. Confidentiality. The Commission agrees that the content of any notices or communications with the Authority pursuant to the Rule Series 2000 (Racetrack Safety Program) or Rule Series 8000 (Enforcement Rules) (the "Confidential Information") shall not be publicly disclosed by the Commission or its officers, directors, employees, or agents unless and until (a) that information has been publicly disclosed by the Authority pursuant to the requirements of the Act, or (b) the Authority has given written consent for the information to be disclosed. In addition, the Commission agrees not to disclose the Confidential Information to any person other than to such of its officers, directors, employees, or agents who have a need to know and who agree to be bound by the confidentiality provisions hereof. The Commission agrees that it shall be responsible for any breach of this Agreement by its officers, directors, employees, or agents, in that the Commission shall take prompt action to correct the non-compliant conduct or prevent any future non-compliance.

Upon receipt of any request for the disclosure of documents relating to the Rule Series 2000

(Racetrack Safety Program) or Rule Series 8000 (Enforcement Rules), the Commission agrees to provide the Authority and/or the Agency with appropriate notification and opportunity to challenge the disclosure of such records.

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

13. Reimbursement for Investigations. The Authority agrees to reimburse the Commission for any actual costs or expenses incurred in connection with any Authority investigation conducted in the State pursuant to the Racetrack Safety portion of this Agreement, which were incurred over and above typical duties that would have been performed in the course of their Commission employment. This reimbursement is contemplated for at least the following potential costs: the cost of using Commission employees as investigators or as witnesses at a hearing or trial (including witness preparation and testimony), as well as the travel, and other resources utilized or expensed in performing these tasks. The Commission agrees to invoice the Authority quarterly for such costs and expenses. The Authority agrees to fully pay such invoices within 30 days.

II. ADMC Program

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

authorize these Agency-Authorized Collection Personnel to conduct sample collections for the ADMC Program.

- (c) As directed in training provided by the Agency, the Commission agrees to provide information relating to the compliance of its Agency-Authorized Collection Personnel with the ADMC Rule Series 3000, "Equine Anti-Doping and Controlled Medication Protocol," ADMC Rule Series 5000, "Equine Testing and Investigation Standards," and any additional policies and procedures implemented by the Agency which are consistent with the Act and the ADMC Rules (the "HIWU Policies") upon request by the Agency and on forms to be specified by the Agency.

3. Background Checks. The Commission agrees to provide the Agency with: (a) a certification or affidavit that all Agency-Authorized Collection Personnel (i) have satisfactorily completed a Level I background check no earlier than one (1) year prior to the individual's initial HIWU certification date, and (ii) are in good standing with the relevant racetrack(s) at which they will collect samples; and (b) a complete conflict of interest statement completed by each Agency-Authorized Collection Personnel in a form specified by the Agency. The Commission understands that the requirements of subsections (a) and (b) above are conditions of certification and recertification of Agency-Authorized Collection Personnel by the Agency. Agency certification of Collection Personnel is valid for two (2) years from the individual's certification or recertification date. After two (2) years, recertification must occur prior to the next race meet at which the individual will collect Samples on behalf of the Agency.

The Commission agrees to notify the Agency as soon as reasonably practicable upon the addition of any new employee or contractor that will require authorization and certification from the Agency to serve as Agency Authorized Collection Personnel, or if any individual's employment or contract with the Commission is terminated or not renewed such that their certification or authorization should be revoked by the Agency. Notifications regarding Commission employees/contractors under this Paragraph II.3 must be made to the Agency through the Agency's Learning Management System and Sample Collection Personnel Management System (when such systems are made available by the Agency) as soon as reasonably practicable.

4. Testing Liaison.

- (a) The Commission names and appoints Glenda Ricks, the Chief of Operations for the Commission, Division of Pari-Mutuel Wagering, as the HIWU Testing Liaison of the State (the "HIWU Testing Liaison"). The Agency and the Commission agree that the HIWU Testing Liaison shall be the point-of-contact with the Agency for: (a) the scheduling of the collection of Agency Samples by Agency-Authorized Collection Personnel; (b) any problems or issues that arise during collections of Agency Samples by Agency-Authorized Collection Personnel; and (c) the delivery of any notice required under ADMC Rule Series 3000, ("Equine Anti-Doping and Controlled Medication Protocol") to individuals present at Racetracks or Training Facilities in the State. The Commission shall provide the Agency with the HIWU Testing Liaison's contact information and shall promptly inform the Agency when that

information changes. Additionally, the HIWU Testing Liaison and/or her designated representative, e.g. test barn supervisor, is responsible for the use and input of information into the HIWU Learning Management System (when such system is made available by the Agency) for purposes of accurate record keeping of active/certified Agency-Authorized Collection Personnel, initiating the certification process for potential Agency-Authorized Collection Personnel, and distributing to and ensuring Agency-Authorized Collection Personnel have received and completed all required training content and/or assessments. Any person named to replace the individual named as HIWU Testing Liaison shall be confirmed in written notice to the Agency.

- (b) The Testing Liaison or her designated representative shall (i) manage supply and equipment inventory by conducting periodic inventory counts of specified Sample Collection Equipment to ensure accurate tracking and management of inventory levels; (ii) accurately input the results of inventory counts into a designated online inventory management system in a timely manner; and (iii) monitor inventory levels and, in the event that inventory of Sample Collection Equipment levels fall below the established minimum threshold, initiate an online order to replenish such supplies. The Testing Liaison (or their designated representative) will adhere to the inventory thresholds and protocols for re-ordering, as defined by the Agency. The Testing Liaison shall be responsible for maintaining the inventory within these guidelines and ensuring that orders are placed promptly to prevent shortages.

- 5. Direction and Control of Agency-Authorized Collection Personnel. The Commission agrees that Agency-Authorized Collection Personnel will perform the Agency Sample collections in accordance with the Agency's policies, procedures and instructions. With the exception of scheduling Agency-Authorized Collection Personnel and monitoring Agency-Authorized Collection Personnel when they are carrying out responsibilities in accordance with the ADMC Program, the Commission agrees that it will not, in any way, be involved in the collection of Agency Samples, including, but not limited to, instructing or directing such Agency-Authorized Collection Personnel on the Covered Horses that should be selected for testing at a given Covered Horserace unless authorized by the Agency to do so provided such instructions or directions comply with Commission human resources policies or the State of Florida labor laws. The Commission agrees that only Agency-Authorized Collection Personnel will be involved in the collection of Agency Samples, including giving directions and instructions to other Agency-Authorized Collection Personnel with respect to how to conduct any portion of an Agency Sample collection.
- 6. Limitation on Testing. The Commission understands that under the Act, no testing of Covered Horses under the ADMC Program will occur in the State, unless it is at the direction of the Agency or has been authorized in advance and in writing by the Agency.
- 7. State Investigative Personnel. The Commission agrees that Commission personnel currently conducting investigations in the State of Florida, including, but not limited to, its employees and/or contractors will conduct investigations in the State for, and at the direction of, the Agency ("Agency Investigations") pursuant to ADMC Rule Series 3000, ("Equine Anti-Doping and Controlled Medication Protocol"), ADMC Rules 3131-3140 ("Testing and Investigations"), and

Rule Series 5000, (“Equine Testing and Investigation Standards”), including the regulations under Rule ADMC 5700 (“Standards for Investigations”) (such Commission personnel are hereinafter referred to as the “State Investigative Personnel.”) After training by the Agency, State Investigative Personnel will be authorized by the Agency to conduct investigations for, and at the direction of, the Agency and as such, shall be deemed designees under Rule 8400 (“Investigatory Powers.”)

8. Investigations Liaison. The Commission names and appoints Brad Jones, Chief of Investigations for the Commission as Investigations Liaison of the State (the “Investigations Liaison”). The Agency and the Commission agree that the Investigations Liaison shall be the point-of-contact with the Agency for the scheduling of any investigatory work requested by the Agency pursuant to Paragraph I.7 above. In connection with Agency Investigations, the Investigations Liaison shall be deemed designees of the Authority pursuant to Rule 8400 (“Investigatory Powers”). The Commission shall provide the Agency with the Investigation Liaison’s contact information and shall promptly inform the Agency when that information changes. Any person named to replace the individual named as Investigations Liaison shall be confirmed in written notice to the Agency.
9. Direction and Control of State Investigative Personnel. The Commission agrees that State Investigative Personnel will perform investigative work requested by the Agency in accordance with the Agency’s policies, procedures, and instructions in order to meet agreed upon target dates. The Commission agrees that it will not be, in any way, involved in decision-making in connection with these Agency Investigations, including, but not limited to, instructing or directing the State Investigative Personnel on which Covered Persons and/or Covered Horses should be investigated regarding potential violations that fall under the jurisdiction of the Agency. Likewise, the Agency agrees that is will not, in any way, be involved in decision-making in connection with investigations of any matter that falls outside of the Agency’s jurisdiction. While investigating violations of the ADMC Rules, the Commission and Agency both agree to work collaboratively to increase the likelihood that investigations result in successful prosecutions. The Commission will not limit or instruct State Investigative Personnel regarding when or where to conduct an Agency Investigation provided such instructions or directions comply with Commission human resources policies or the State of Florida labor laws. Likewise, the Agency will not limit or obstruct State Investigative Personnel in connection with investigations of any matter that falls outside of the Agency’s jurisdiction. Nothing in this Paragraph is intended to abrogate the Commission’s authority to investigate any matter that falls under the Commission’s jurisdiction or outside the jurisdiction of the Agency. Notwithstanding anything the contrary in this Paragraph II.9, State Investigative Personnel may initiate investigations/searches under the ADMC Program and in accordance with this Agreement and the Agency’s policies and procedures when the subject matter of the potential investigation/search (i) clearly falls under the ADMC Program, and (ii) requires urgent or immediate action. If State Investigative Personnel initiate such an investigation, the Commission must notify the Agency of any investigative action taken as soon as practicable, and no later than the end of the same business day.
10. Access to Racetracks. The Commission agrees that any individual who presents a credential or letter of authorization issued by the Agency shall be permitted access to any portion of any participating Racetrack that the Commission controls access to in the State at which Covered

Horses compete, and such access shall include all areas of the Racetracks, including, but not limited to, the backside. This access does not extend to areas adjacent to Racetracks that do not involve any activities connected to Covered Horses, including, but not limited to, slot machine gaming areas and/or cardrooms. Upon request by the Commission, the Agency agrees to provide to the Commission an example credential or letter of authorization to facilitate enforcement of this Paragraph. The Agency agrees that all individuals will prominently display their credentials or promptly display their letter of authorization upon request while on Racetrack grounds. Any changes to such credential or letter of authorization shall be communicated by the Agency to the Commission.

11. Regulatory Veterinarian. The Commission names and appoints its current veterinarian as the Regulatory Veterinarian for the State of Florida. The Commission reserves the right to hire additional veterinarians, if needed, who will also serve as Regulatory Veterinarians for purposes of the ADMC Program. Any veterinarian hired by the Commission after the effective date of this Agreement shall be deemed a Regulatory Veterinarian, and the Commission will notify the Agency of the hiring of such individual within ten (10) business days of his or her start date with the Commission. The Parties agree that the Regulatory Veterinarians shall carry out the duties and responsibilities of the Regulatory Veterinarians set forth in the ADMC Program as directed in training provided by the Agency, including, but not limited to, the duties and responsibilities set forth in ADMC Rule Series 3000 (“Equine Anti-Doping and Controlled Medication Protocol”) and ADMC Rule Series 5000 (“Equine Testing and Investigation Standards”), provided that such duties are directly related to the Post-Race sample collection process described above in Paragraph II.2.a above. Any person named to replace a Regulatory Veterinarian herein shall possess the qualifications set forth in Safety Rule 2134(a), and such replacement requires the prior written approval of the Agency. This paragraph is not designed to limit any Racetrack’s efforts as described below in Paragraph III.1 below.
12. Sample Testing. The Commission agrees that Agency Samples will be sent to, and analyzed by, a Laboratory selected by the Agency for the 2025 calendar year. The Commission also understands that the Agency has the authority to direct further analysis on all Agency Samples at its discretion.
13. Training Opportunities. The Commission and the Agency agree to cooperate in organizing local training opportunities for all Agency-Authorized Collection Personnel and State Investigations Personnel. The Commission further agrees that the Agency may request and review information pertaining to the training opportunities available to Agency-Authorized Collection Personnel and State Investigations Personnel.
14. Arbitration Procedures. The Commission understands that, under the Act, any anti-doping rule or controlled medication rule violations alleged to have occurred in the State will be processed pursuant to ADMC Rule Series 7000, “Arbitration Procedures,” and that, under these regulations, alleged anti-doping rule violations will be heard by the Arbitral Body and alleged controlled medication rule violations will be heard by the Internal Adjudication Panel. The Commission agrees that its employees, consultants and other agents (including, but not limited to, Agency-Authorized Collection Personnel and State Investigative Personnel) will cooperate with any

process or proceeding conducted pursuant to the Arbitration Procedures, including, but not limited to, providing documents and testimony in connection with the case or matter.

15. ADMC Program Scope of Work. The scope of work and reporting obligations for the ADMC Program (“State Requirements”) under this Agreement are those set forth in the ADMC Rule Series 3000, (“Equine Anti- Doping and Controlled Medication Protocol”), ADMC Rule Series 5000, (“Equine Testing and Investigation Standards”), and any HIWU Policies. Copies of HIWU Policies shall be communicated to the Commission in a manner that allows for timely implementation by the Commission in accordance with the provisions of Paragraph II.20 below. State Requirements are set forth in Exhibit A to this Agreement.

16. Information Sharing.

The Commission agrees that it will provide the Agency, on a timely basis, with any information, documentation, or evidence that it receives or discovers relating to possible violations of the ADMC Program. The Agency agrees that it will provide the Commission, on a timely basis, with any information, documentation, or evidence that it receives or discovers relating to possible violations of the State’s laws, regulations, or rules, which are not preempted by the Act. In addition to any notifications required by the Act to be made by the Agency to the Commission, the Agency will make its best efforts to notify the Commission of negative tests from Agency Samples that are A Samples for a specific Race Day within 3 business days of the Agency’s receipt of those results from a laboratory accredited by the Agency. This notification will be made by email to the individual(s) named in Exhibit B. or his or her respective successor(s). This notification shall not be made for a specific Race Day until all of the results for that day have been received by the Agency. Exhibit B sets out the contact information and names of Commission staff that shall receive the specific notices/notifications set forth in this Agreement. Exhibit B may be amended by the Parties at any time upon written mutual agreement (e-mail acceptable). All individuals named within Exhibit B are subject to the confidentiality provisions set forth in this Agreement.

17. Confidentiality.

- (a) The Commission agrees that the content of any notices, including Equine Anti-Doping (“EAD”) Notices under ADMC Rule 3245 and Equine Controlled Medication (“ECM”) Notices under ADMC Rule 3345, received by it from the Agency pursuant to the ADMC Rule Series 3000, “Equine Anti-Doping and Controlled Medication Protocol,” (the “Confidential Information”) shall not be publicly disclosed by the Commission or its officers, directors, employees, or agents unless and until (a) that information has been publicly disclosed by the Agency pursuant to the requirements of the Act, or (b) the Agency has given written consent for the information to be disclosed. In addition, the Commission agrees not to disclose the Confidential Information to any person other than to such of its officers, directors, employees, or agents who have a need to know and who agree to be bound by the confidentiality provisions hereof. The Commission agrees that it shall be responsible for any knowing and intentional breach of this Agreement by its officers, directors, employees, or agents. The Agency agrees that any such notices shall bear a watermark or other marking

agreed upon by the Parties clearly denoting the confidential nature of the document.

- (b) Upon receipt of any request for the disclosure of documents relating to the ADMC Program, the Commission agrees to provide the Authority and/or the Agency with appropriate notification and opportunity to challenge the disclosure of such records. Any challenge to the Commission's withholding of confidential information shall be indemnified and defended by the Authority as described below in Paragraph II.19 below.
- (c) By agreeing to the provisions of this Paragraph II.17, the Commission will be considered an Interested Party under the ADMC Rules and be eligible to receive information as set forth in the ADMC Rules.

18. Performance of Agency-Authorized Collection Personnel or State Investigative Personnel. If at any time during the term of this Agreement, the Agency, with good cause, believes that any individual Agency-Authorized Collection Personnel or State Investigative Personnel is not satisfying the requirements set forth in this Agreement, it shall notify the Commission of the reasons for its good faith basis in writing, with specificity and particularity. The Commission agrees to take any necessary action to promptly correct the non-compliant conduct or prevent any future non-compliance to the satisfaction of the Agency. If the individual at issue continues to be noncompliant, or if the initial conduct was so egregious as to warrant removal (as determined by the Agency in its reasonable discretion), then the Agency may revoke the individual's certification and, if such revocation occurs, the Commission will not assign said individual to perform further services under this Agreement. Any action by the Agency under this Paragraph shall in no way affect the employment status of any individual and shall in no way impair the Commission's right to continue to employ such individual. The Agency acknowledges that Agency-Authorized Collection Personnel and State Investigative Personnel are not employees of the Agency.
19. Indemnification. The Authority expressly agrees to indemnify and hold harmless the Commission and its employees or agents from and against any and all claims, loss, damages, injury, liability and costs, including, but not limited to, challenge to the Commission's withholding of confidential information as described in Paragraph II.17.b above, reasonable attorneys' fees and court costs, resulting from, or arising out of, defending against requests for confidential information as described in Paragraph II.17.b above the ADMC Program Scope of Work as defined in Paragraph II.15 above, except to the extent that such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by, or result from, the breach of this Agreement by, or the negligence, willful misconduct, or intentional acts or omissions of, the Commission or its employees or agents. Any enforcement actions related to the ADMC Program Scope of Work will be the responsibility of, and will be defended by, the Authority and the Agency. Any appeals or challenges to actions taken by Commission employees or agents when enforcing the Act or federal rules or regulations promulgated pursuant to the Act will proceed pursuant to the enforcement rules of the Act and will be defended by the Authority and the Agency. Notwithstanding anything set forth in this Agreement to the contrary, this Agreement shall not be construed to waive any immunity under applicable state law, including, but not limited to, sovereign immunity, possessed by the Commission and its agents, contractors, or employees.

20. HIWU Regulations, Policies, Procedures, and Forms. The Agency shall provide the Commission with a copy of all existing, amended, and new training materials, policies, procedures, and forms. This notification shall be provided to the Commission's Executive Director Ross Marshman, or his successor, with copies to Director of Pari-Mutuel Wagering Joe Dillmore, by email within 24 hours of implementation. The Commission shall be afforded a reasonable time to implement any such changes once notice of a new policy, protocol, or procedure is provided to the Commission by the Agency.
21. Reimbursement for Investigations. The Agency agrees to reimburse the Commission for any actual costs or expenses incurred in connection with any Agency Investigation in the State conducted pursuant to Paragraphs II. 7-10 and 15 above. This reimbursement is contemplated for at least the following potential costs: the cost of using Commission employees for investigations or as witnesses at a hearing or trial (including witness preparation and testimony), meetings, and the cost of travel and other expenses necessarily incurred in service of this Agreement. The Commission agrees to invoice the Agency quarterly for such costs and expenses. The Agency agrees to fully pay such invoices within thirty (30) days of receipt by the Agency.

III. Testing Credit

1. 2025 Credit. The Commission will receive a credit to its 2025 assessment which was sent to the Commission by the Authority on October 31, 2024. The credit will be applied to the amount paid to the Authority for that calendar year in connection with the funding required to be paid to the Authority under the Act (the "State Testing Credit"). The State Testing Credit is an estimated amount for costs, including the costs of Agency-Authorized Collection Personnel required for Race Day testing, including Post-Race, as well as additional testing of all Claimed Horses as described in this Agreement. These estimated costs include travel, per diem, and other direct and additional costs associated with the collections conducted by Agency-Authorized Personnel as described in this Agreement. The Parties agree that, for the 2025 calendar year, the Commission will generate a portion of the overall State Testing Credit in the amount of \$1,154,295¹. If the costs of Agency-Authorized Collection Personnel required for Race Day testing, including Post-Race as well as additional testing of all Claimed Horses as described in this Agreement exceed \$1,154,295 at the end of 2025, the Commission will generate an additional credit for 2026 in the amount of the excess costs.

Notwithstanding anything to the contrary herein, the testing credits are calculated based on the current projections for the number of 2025 Race Days in Florida and the HIWU Testing Distribution Plan, and is subject to adjustment based on the actual number of Race Days and the Commission's compliance with the Agreement and HIWU's Testing Distribution Plan.

2. Future Application of State Testing Credit. In each subsequent year of this Agreement, the Agency will provide the State with the annual State Testing Credit by the November 1 of the previous year

¹ Provided Racetracks conduct certain testing as described in the Florida HISA 2025 Financial Assessment, dated October 31, 2024 (on file with the Commission), the potential State Testing Credit is \$1,657,295.

(e.g., November 1, 2025 for 2026).

3. Notification of Racing Dates. The Commission agrees that, by October 1 of each calendar year, it shall provide the Agency with a list of the Covered Horserace days to be held in Florida through June 30 of the subsequent calendar year, including dates, locations, and number of races each day. Upon issuing the pari-mutuel operating license on March 15 of each calendar year, the Commission will notify the Agency of the remaining Covered Horserace days from July 1 to December 31 of each calendar year. The Commission also agrees to provide the Agency with prompt notice of any changes to Covered Horserace days.

IV. General Provisions

1. Term and Termination. This Agreement shall be effective on the Effective Date. The Parties acknowledge that the Federal Trade Commission has approved the regulations comprising the Racetrack Safety Program and the ADMC Program. If, after the effective date of this Agreement, any portion of the Racetrack Safety Program or the ADMC Program is legally invalidated by a court of competent jurisdiction, the Commission will no longer have an obligation to carry out any duties specified in this Agreement related to the invalidated portion of either program. If the Horseracing Integrity and Safety Act is found to be unconstitutional or void and unenforceable for any reason by a court with competent jurisdiction over Florida, this Agreement shall terminate and be of no force or effect. This Agreement will terminate on December 31, 2025, unless the Parties agree in writing to extend the term of the Agreement (e-mail acceptable). This Agreement may be terminated by any Party upon one hundred and twenty (120) days written notice.
 - (a) This Agreement may be terminated by the Agency upon sixty (60) days written notice if the Agency has determined, in good faith, that the Commission, Agency-Authorized Collection Personnel, or State Investigative Personnel have failed to substantially comply with the requirements of ADMC Rule Series 3000, (“Equine Anti-Doping and Controlled Medication Protocol,”) ADMC Rule Series 5000, (“Equine Testing and Investigation Standards”) or any HIWU Policy. Any written notice provided pursuant to this subparagraph shall include the basis for the Agency’s determination.
 - (b) If any Party defaults in a material obligation under this Agreement and continues in default for a period of thirty (30) days after written notice of default is given to it by another Party, the other Party may terminate and cancel this Agreement, immediately upon written notice of termination given to the defaulting Party. The written notice of default shall include specific actions or omissions that comprise the defaulting Party’s breach of its obligations under this Agreement.
 - (c) If this Agreement is terminated pursuant to this Paragraph IV.1: (i) any State Testing Credit provided to the Commission pursuant to Paragraph III. above will be reduced on a pro-rata basis; (ii) the certification of all Agency-Authorized Collection Personnel will be revoked by the Agency; and (iii) the Agency will, pursuant to the Act, take direct control of all anti-doping and controlled medication testing and investigative operations in the State with respect to Covered Horses.

(d) In addition to any right of termination granted to the Agency pursuant to this Agreement, the Agency may request that the Authority reduce the Commission's State Testing Credit, on a pro-rata basis, for any period of time that the Agency determines that the Commission has not complied with its material obligations under this Agreement. The Agency will provide the Authority and the Commission written notice of the request, which will include the basis for the Agency's determination and the period covered by the request. The Commission shall have the opportunity to respond in writing to such a request within thirty (30) days and will provide the Agency with a copy of the response. The Authority will make a decision on the request within thirty (30) days of receiving the Agency's request or Commission's response, whichever is latest.

2. Notices. All notices required to be provided hereunder shall be in writing and shall be deemed delivered if: (a) sent by facsimile, upon confirmation of faxing; (b) if sent by overnight courier, by the date after mailing; (c) if by hand delivery, upon actual receipt; or (d) if by certified mail, return receipt requested and postage prepaid, on the third business day after deposit in the mails, to the addressee set forth below (with a copy emailed to the email addresses set forth below) or at such other location as such Party notifies the other pursuant to this provision.

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

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

If to the Commission:
4070 Esplanade Way, Suite
250
Tallahassee, FL 32399
Attention: Ross Marshman
Executive Director
Ross.marshman@fgcc.fl.gov

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

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

with a copy to:
Elina Valentine
FGCC General Counsel
Elina.valentine@flgaming.gov

3. Severability. If any part of this Agreement is determined to be invalid or illegal by any court or agency of competent jurisdiction, then that part shall be limited or curtailed to the extent necessary to make such provision valid, and all other remaining terms of this Agreement shall remain in full force and effect.
4. Final Agency Action. The Parties agree and acknowledge that the Commission does not have the jurisdiction or authority to, and will not take, any final agency action regarding the enforcement of any rules or regulations under the Racetrack Safety Program or the ADMC Program that fall under the jurisdiction and authority of HISA and/or HIWU.
5. Entire Agreement. This Agreement constitutes the entire agreement among the Parties and supersedes all prior and contemporaneous agreements and understandings, whether written or oral,

among the Parties with respect to the subject matter hereof.

6. Amendment and Waiver. This Agreement may be modified or amended only in a writing signed by all Parties. A Party's failure to act hereunder shall not indicate a waiver of its rights hereto. No waiver of any provision of this Agreement shall be valid unless made in writing and signed by the waiving Party. The failure of any Party to require the performance of any term or obligation of this Agreement or the waiver by any Party of any breach of this Agreement shall not prevent any subsequent enforcement of such term and shall not be deemed a waiver of any subsequent breach.
7. Governing Law. This Agreement shall be governed by, and construed and interpreted in accordance with, the laws of the state of Florida, without regard to its conflicts of laws principles.
8. Assignability. The Agency may assign this Agreement to an affiliate, a successor in connection with a merger, acquisition, or consolidation, or to the purchaser in connection with the sale of all or substantially all of its assets without notice to the Commission. This Agreement and all the terms and provisions hereof will be binding upon, enforceable against, and will inure to the benefit of, the Parties hereto and their respective successors and assigns.
9. Counterparts. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original and all of which together shall constitute one instrument. Any signature page delivered by facsimile, telecopy machine, portable document format (.pdf) or email shall be binding to the same extent as an original.
10. Headings; Interpretation. The headings in this Agreement have been included solely for ease of reference and shall not be considered in the interpretation or construction of this Agreement. All references herein to the masculine, neuter or singular shall be construed to include the masculine, feminine, neuter or plural, as appropriate.

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

HORSERACING INTEGRITY AND SAFETY AUTHORITY, INC.

By: _____

Name: Lisa Lazarus
Title: Chief Executive Officer

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

By: _____

Name: Ben Mosier
Title: Executive Director

FLORIDA GAMING CONTROL COMMISSION

By: _____

Name: Ross Marshman
Title: Executive Director

EXHIBIT A

STATE REQUIREMENTS

The State Requirements set forth below are requirements for testing, personnel, and investigations, if applicable. More specific requirements and/or details will be set forth in the HIWU Policies.

Post-Race Testing

- Post-Race testing is planned by the Agency for all Covered Horseraces.
 - A sufficient number of Agency-Authorized Collection Personnel must be provided by the Commission to complete all Agency issued Post-Race testing missions.
- Post-Race testing missions include, but are not limited to, Post-Race collection of blood and urine Samples from each Covered Horse selected for testing, and the collection of hair Samples when necessary.
- The Agency's selection criteria for Post-Race testing will include: winners, specials, and/or claimed horses, except those from a claimed horse at the request of the claimant pursuant to ADMC Rule 3060
- Agency Authorized Collection Personnel are responsible for (1) tagging all Covered Horses selected for Post-Race testing, and (2) notifying the relevant Nominated or Responsible Person. Tagging and notification responsibilities may be completed another individual at the track (i.e. a track or Commission designated employee such as the chief of scales, an outrider, or someone who already has responsibilities at the winner's circle or finish line) as long as such person has been approved and trained by the Agency.
- Post-Race testing shall be conducted in the designated Test Barn at the relevant Racetrack. The Racetrack, the Commission, and Agency-Authorized Collection Personnel must jointly ensure that the Test Barn is maintained in accordance with the ADMC Rules and Agency's Policies and Procedures.

Personnel Requirements Specific To Post-Race Testing

- 1 designated Test Barn Veterinarian
- Must be an Agency Authorized Blood Collection Officer (i.e. a Veterinarian or Vet Tech, if allowed by the state). The Test Barn Veterinarian is designated to the Test Barn for the entirety of Post-Race testing, and may serve as both the Test Barn Veterinarian and the Test Barn Supervisor.
- 1 designated Test Barn Supervisor
- Must be an Agency-Authorized Blood Collection Officer (i.e. a Veterinarian or Vet Tech, if allowed by the state). The Test Barn Supervisor shall carry out the responsibilities of the Test Barn Supervisor as established in the Agency's Policies and Procedures.
- 4 (at a minimum) Agency-Authorized Collection Personnel or Collection Assistants (i.e. Test Barn Workers). Agency-Authorized Collection Personnel are responsible for urine collection and sample processing, monitoring of the Test Barn, stall cleaning, and any other duties set forth in the Agency's Policies and Procedures.

- 1 designated Test Barn Security Guard
- The Test Barn Security Guard may be provided by the Commission or the track

General Requirements

- Coordination of shipping of Agency Samples to selected laboratories
- State Investigative Personnel for service of notices and accompanying searches
- State Investigative Personnel for other tasks as requested by the Agency and agreed upon by the Commission
- Coordination of Stewards to assist with directing the selection of Covered Horses to the Test Barn on Race Days pursuant to HIWU Policies

EXHIBIT B

Contacts

EAD/ECM Notices, Charges, Sanctions

[NAME]; [EMAIL ADDRESS]

[NAME]; [EMAIL ADDRESS]

Negative Results

[NAME]; [EMAIL ADDRESS]

[NAME]; [EMAIL ADDRESS]

Race Day

Post Race
TCO2

[NAME]; [EMAIL ADDRESS]
[NAME]; [EMAIL ADDRESS]

Vets' List

[NAME]; [EMAIL ADDRESS]
[NAME]; [EMAIL ADDRESS]

2. Discussion of amended application for pari-mutuel operating license

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Re: Dania Entertainment Center, LLC d/b/a Dania Jai-Alai (JLAI274)
Permitholder's application to amend its annual operating license
Case#: 2025-005515
Date: January 28, 2025

Executive Summary

A permitholder has applied to amend its operating license.¹ The Commission should approve this request.

Background

Dania Entertainment Center, LLC d/b/a Dania Jai-Alai ("Dania Jai-Alai") possesses a valid jai alai permit. Dania Jai-Alai was issued a pari-mutuel operating license for the 2024-2025 fiscal year. When Dania Jai-Alai applied for its operating license, it included 86 performances.² On January 22nd, Dania Jai-Alai notified the Commission that they had a power outage causing them to cancel their matinee performance and is now requesting to reschedule that performance on February 17th for a total of 86 performances.

Analysis

The Commission is authorized to approve changes in performance dates after a license has been issued.³ Dania Jai-Alai has satisfied all requirements and is requesting an amendment from the current year's initial license.

Recommendation The Florida Gaming Control Commission should approve Dania Entertainment Center, LLC d/b/a Dania Jai-Alai's application to amend its 2024-2025 operating license schedule.

¹ A jai alai permitholder may elect not to conduct live games and still retain its permit. §550.01215(1)(b)1., Fla. Stat.

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

³ §550.01215(3), Fla. Stat.

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

License Number: 274
Permit Type: JLAI
Permit County: Broward
Amendment: A

LICENSE TO CONDUCT PARI-MUTUEL WAGERING

For:

Dania Entertainment Center, LLC

D/B/A Dania Jai-Alai and/or Casino @ Dania Beach

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

301 East Dania Beach Boulevard
Dania Beach, FL 33004
Broward County



Valid From: July 1, 2024

Expires On: June 30, 2025

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

Issued and dated, this _____ day of February, 2025.

By _____
Ross Marshman, Executive Director
Florida Gaming Control Commission

This license, and attached schedule of live performances, is 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.

Dania Entertainment Center, LLC (d/b/a Dania Jai Alai) 2024/2025 Calendar

(Per License #274A) Page 2 of 2

JULY 2024						
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.

AUGUST 2024						
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

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Matinee
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Evening
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C/S Perf.

SEPTEMBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
1	2	3	4	5	6	7
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22	23	24	25	26	27	28
29	30					

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Matinee
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Evening
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C/S Perf.

OCTOBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

0
Matinee
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Evening
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C/S Perf.

NOVEMBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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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
					Eve	Mat Eve

1
Matinee
2
Evening
0
C/S Perf.

DECEMBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
1	2	3	4	5	6	7
Mat			Mat Eve	Eve	Eve	Mat Eve
8	9	10	11	12	13	14
Mat			Mat Eve	Eve	Eve	Mat Eve
15	16	17	18	19	20	21
Mat			Mat Eve	Eve	Eve	Mat Eve
22	23	24	25	26	27	28
Mat				Mat Eve	Eve	Mat Eve
29	30	31				
Mat						

13
Matinee
15
Evening
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C/S Perf.

JANUARY 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
			1	2	3	4
			Mat Eve	Eve		Mat Eve
5	6	7	8	9	10	11
Mat			Mat Eve	Eve	Eve	Mat Eve
12	13	14	15	16	17	18
Mat			Mat Eve	Eve	Eve	Mat Eve
19	20	21	22	23	24	25
Mat			Eve	Eve	Eve	Mat Eve
26	27	28	29	30	31	
Mat			Mat Eve	Eve	Eve	

12
Matinee
18
Evening
0
C/S Perf.

FEBRUARY 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
						1
						Mat Eve
2	3	4	5	6	7	8
Mat			Mat Eve	Eve	Eve	Mat Eve
9	10	11	12	13	14	15
Mat			Mat Eve	Eve	Eve	Mat Eve
16	17	18	19	20	21	22
Mat	Mat		Mat Eve	Eve	Eve	Mat Eve
23	24	25	26	27	28	
Mat						

12
Matinee
13
Evening
0
C/S Perf.

MARCH 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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30	31					

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Matinee
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Evening
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C/S Perf.

APRIL 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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27	28	29	30			

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Matinee
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Evening
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C/S Perf.

MAY 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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18	19	20	21	22	23	24
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0
Matinee
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Evening
0
C/S Perf.

JUNE 2025						
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.

Note: Full-card simulcast schedule subject to change.
Calendar considered informational only.

Initial _____ Date _____

<u>86</u>	<u>38</u>	<u>48</u>	<u>0</u>
Totals	Matinee	Evening	C/S Perf.

OPERATING LICENSE CHANGE REQUEST CHECKLIST

PERMITHOLDER: Dania Entertainment Center, LLC (JLAI274) FISCAL YEAR: 2024/2025

DATE RECEIVED: January 28, 2025 CASE NUMBER: 2025-005515

CHANGE REQUESTED: Mat performance cancelled on 1/22/25, the facility has requested to reschedule the performance for 2/17/25.

REVIEWER'S NAME: La'Kesha Jelks

Requirement	Met? Y/N	Deficiency Sent	Resolved
Original application form FGCC PMW 3060.	Y		
Original Calendar FGCC PMW 3080.	Y		
75-2.027 Each performance 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 permitholder may conduct harness racing only between the hours of 7 p.m. and 2 a.m. *550.5251(1) A thoroughbred racing permitholder may not begin any race later than 7 p.m.</small>			

PMW LICENSE FORWARDED TO THE FOLLOWING FOR FINAL REVIEW:

REV/AUD SECTION
PERMIT ADMIN
OGC
OTHER

REVIEWED
REVIEWED
REVIEWED
REVIEWED

INITIALS: JS
INITIALS: _____
INITIALS: AK
INITIALS: _____

DATE: 1/30/2025
DATE: _____
DATE: 1/30/25
DATE: _____

Dania Entertainment Center, LLC (d/b/a Dania Jai Alai) 2024/2025 Calendar

(Per License #274) Page 2 of 2

JULY 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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21	22	23	24	25	26	27
28	29	30	31			

$\frac{0}{\text{Matinee}}$ $\frac{0}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

AUGUST 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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25	26	27	28	29	30	31

$\frac{0}{\text{Matinee}}$ $\frac{0}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

SEPTEMBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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22	23	24	25	26	27	28
29	30					

$\frac{0}{\text{Matinee}}$ $\frac{0}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

OCTOBER 2024						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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27	28	29	30	31		

$\frac{0}{\text{Matinee}}$ $\frac{0}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

NOVEMBER 2024						
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23	24	25	26	27	28	29
30						1
						2

$\frac{1}{\text{Matinee}}$ $\frac{2}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

DECEMBER 2024						
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				

$\frac{13}{\text{Matinee}}$ $\frac{15}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

JANUARY 2025						
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	

$\frac{13}{\text{Matinee}}$ $\frac{18}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

FEBRUARY 2025						
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						

$\frac{11}{\text{Matinee}}$ $\frac{13}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

MARCH 2025						
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					

$\frac{0}{\text{Matinee}}$ $\frac{0}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

APRIL 2025						
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			

$\frac{0}{\text{Matinee}}$ $\frac{0}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

MAY 2025						
Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
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

$\frac{0}{\text{Matinee}}$ $\frac{0}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

JUNE 2025						
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					

$\frac{0}{\text{Matinee}}$ $\frac{0}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

Note: Full-card simulcast schedule subject to change.
Calendar considered informational only.

LT 3/14/24
Initial Date

$\frac{66}{\text{Totals}}$ $\frac{38}{\text{Matinee}}$ $\frac{48}{\text{Evening}}$ $\frac{0}{\text{C/S Perf.}}$

La'Kesha Jelks

From: Randy Macarella <randy.macarella@daniacasino.com>
Sent: Tuesday, January 28, 2025 12:59 PM
To: La'Kesha Jelks
Cc: Elisa Festa
Subject: RE: Quesetion
Attachments: 24-25 revised dates.pdf

Hi La'kesha

Here is the updated file.

Thanks,

Randy

From: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Sent: Tuesday, January 28, 2025 10:46 AM
To: Randy Macarella <randy.macarella@daniacasino.com>
Cc: Elisa Festa <elisa.festa@daniacasino.com>
Subject: RE: Quesetion

Greetings,

Yes. Use the attached form to make the corrections.

Best,

La'Kesha Jelks



La'Kesha Jelks
Government Operations Consultant III
Florida Gaming Control Commission
Pari-Mutuel Wagering
Phone: (850) 794-8114

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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: Randy Macarella <randy.macarella@daniacasino.com>
Sent: Tuesday, January 28, 2025 10:37 AM
To: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>

September Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
Dania Jai Alai						

M 0 E 0 C/S 0

Total 0

October Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
			##			

M 0 E 0 C/S 0

Total 0

November Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
					29	30
					E	M E

M 1 E 2 C/S 0

Total 3

December Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
1 M	2	3	4 M E	5 E	6 E	7 M E
8 M	9	10	11 M E	12 E	13 E	14 M E
15 M	16	17	18 M E	19 E	20 E	21 M E
22 M	23	24	25 M E	26 M E	27 E	28 M E
29 M	30	31				

M 13 E 15 C/S 0

Total 28

January Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
			1	2	3	4
				M	E	M
				E		E
5	6	7	8	9	10	11
M			M	E	E	M
			E			E
12	13	14	15	16	17	18
M			M	E	E	M
			E			E
19	20	21	22	23	24	25
M			E	E	E	M
						E
26	27	28	29	30	31	
M			M	E	E	
			E			

M 12 E 18 C/S 0

Total 30

February Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
						1
						M
						E
2	3	4	5	6	7	8
M			M	E	E	M
			E			E
9	10	11	12	13	14	15
M			M	E	E	M
			E			E
16	17	18	19	20	21	22
M	M		M	E	E	M
			E			E
23	24	25	26	27	28	
M						

M 12 E 13 C/S 0

Total 25

March Year: _____

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

M 0 E 0 C/S 0

Total 0

April Year: _____

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

M 0 E 0 C/S 0

Total 0

La'Kesha Jelks

From: La'Kesha Jelks
Sent: Tuesday, January 28, 2025 10:02 AM
To: Elisa Festa
Subject: RE: Quesetion
Attachments: STLH-PMWDir25012810530.pdf

Greetings,

The performances on Nov. 29th, 30th, and Feb. 23rd are not listed on the 3080 provided. Please see the attached.

If a correction needs to be made, on my behalf or yours, please let me know.

Best,

La'Kesha Jelks



La'Kesha Jelks
Government Operations Consultant III
Florida Gaming Control Commission
Pari-Mutuel Wagering
Phone: (850) 794-8114

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution, or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications may be subject to public disclosure. [LARGER VIEW](#)

From: Elisa Festa <elisa.festa@daniacasino.com>
Sent: Saturday, January 25, 2025 10:18 AM
To: La'Kesha Jelks <LaKesha.Jelks@flgaming.gov>
Subject: RE: Quesetion

Good morning,

I have completed the 3190; 3060 and 3080.

It will be signed and notarized Monday and scanned to you.

Is there anything else we need to send to you?

Thank you so much La'Kesha---oh and I heard you have been promoted!! Congratulations!

Elisa Festa Tabasso, Ph.D. | Director of Compliance
The Casino @ Dania Beach

P: (954) 920-1511 x1701

We were wondering if we can reschedule our Matinee that was cancelled due to a power outage?

Elisa Festa Tabasso, Ph.D.
DIRECTOR OF COMPLIANCE



THE CASINO @
DANIA BEACH

Direct | 954-920-1511 Ext.1701
CASINODANIABEACH.COM | 844-7-WIN-BIG
301 E. Dania Beach Blvd. Dania Beach, FL 33004



FGCC PMW-3060 – Permitholder Application for License and Operating Dates



**STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov**

RECEIVED
2025 JAN 28 AM 8:54
FLORIDA GAMING CONTROL COMMISSION

INSTRUCTIONS

This form is to be submitted in conjunction with Form FGCC PMW-3080 – Permitholder Calendar (If conducting live races/games) and Form FGCC PMW-3190 – Officers and Directors.

Check the box that designates the purpose of this form filing:

- Application for Annual License and Operating Dates
 Application for Amendment to Annual License and Operating Dates

PERMITHOLDER INFORMATION

Permitholder Name DANIA ENTERTAINMENT CTR, LLC	Permit # 274	FEID# or SSN * [REDACTED]
Doing Business As (D/B/A) DANIA JAI-ALAI		

MAILING ADDRESS

Street Address or P.O. Box 301 EAST DANIA BEACH BLVD		
City DANIA BEACH	State FL	Zip Code (+4 optional) 33004
County (if Florida address) BROWARD	Country USA	

CONTACT INFORMATION

Contact Name ARNALDO SUAREZ	Title CEO
Primary Phone Number 954-920-1511	Fax Number N/A
Primary E-Mail Address ARNALDO.SUAREZ@DANIACASINO.COM	Cell Phone Number 954-943-2422

PHYSICAL LOCATION OF PARI-MUTUEL FACILITY

Street Address 301 EAST DANIA BEACH BLVD		
City DANIA BEACH	State FL	Zip Code (+4 optional) 33004

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 RECEIVED

Attach a certificate from the Clerk of the Circuit Court or other authorized County Official certifying that the permit has not been recalled.

2025 JAN 28 AM 8:54

Has there been any change in ownership interest, officers, partners, or directors; or a change in ownership or location of the pari-mutuel facility? If changed, state fully. If none, state "No change." Use additional pages, if necessary.

NO CHANGE

FLORIDA GAMING
CONTROL COMMISSION

Is the applicant incorporated? Yes No If yes, under the laws of which state? FL

Please list all officers, directors, and stockholders of record of the applicant using Form FGCC 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 FGCC PMW-3190 – Officers and Directors. If corporation, list name of corporation and stockholders; if partnership, list partners.

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 FGCC PMW-3190 – Officers and Directors.

Have any persons listed on Form FGCC PMW-3190 – Officers and Directors ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges (other than minor traffic violations) in any state or county? Yes No
If yes, list the individual(s) name, license number and title:

OPERATING SEASON INFORMATION

The applicant desires to conduct a racing/jai alai meet for the 20 ²⁴ - 20 ²⁵ season during the following period(s). Please follow instructions on calendars attached to permit application to mark days, dates, and types of performances.

- Yes No Permitholder intends to accept wagers on intertrack or simulcast events.
 Permitholder will NOT be conducting any live races/games during the above listed season. If zero performances are conducted the following operating information does NOT need to be completed. Form 3080 is also NOT required.

Opening Date(s): 12/01/24	Closing Date(s): 02/23/2025
Number of Dark Days: 24	Number of Live Days: 62

Performances

Number of Evening Performances	48
Number of Matinee Performances	38
Number of Charity/Scholarship Performances	0
Total Number of Performances	86

Number of races/games during evening performances: 9/10 Starting time: 7PM	Number of races/games during matinee performances: 9/10 Starting time: 1PM
---	---

ATTESTATION

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

27 · JAN · 2025
Date (MM/DD/YYYY)

ARNALDO SUAREZ
Print Applicant or Applicant's Representative Name

CEO / General Manager
Print Title



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

RECEIVED
 2023 JAN 28 AM 8:54
 FLORIDA GAMING
 CONTROL COMMISSION

PERMITHOLDER INFORMATION	
Name DANIA JAI ALAI	Permit # 274

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

1	2	3	4	5	6	7
	E	M	M	S	C	C
8	9	10	11	12	13	14
	M					

Example

July Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

August Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

M 0 E 0 C/S 0
 Total 0

M 0 E 0 C/S 0
 Total 0

Initials: A

September

Year: _____

October

Year: 2024

RECEIVED

2025 JAN 28 AM 8:54

FLORIDA GAMING CONTROL COMMISSION

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

M 0 E 0 C/S 0

Total 0

M 0 E 0 C/S 0

Total 0

November

Year: _____

December

Year: 2024

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
1 M	2	3	4 M E	5 E	6 E	7 M E
8 M	9	10	11 M E	12 E	13 E	14 M E
15 M	16	17	18 M E	19 E	20 E	21 M E
22 M	23	24	25 E	26 M E	27 E	28 M E
29 M	30	31				

M 0 E 0 C/S 0

Total 0

M 13 E 15 C/S 0

Total 28

January

Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
			1	2	3	4
				M	E	M
				E		E
5	6	7	8	9	10	11
M			M	E	E	M
			E			E
12	13	14	15	16	17	18
M			M	E	E	M
			E			E
19	20	21	22	23	24	25
M			E	E	E	M
						E
26	27	28	29	30	31	
M			M	E	E	
			E			

M 12 E 18 C/S 0

Total 30

February

RECEIVED

Year: 2025

2025 JAN 28 AM 8:54

Sun	Mon	Tues	Wed	Thurs	Fri	Sat
						1
						M
						E
2	3	4	5	6	7	8
M			M	E	E	M
			E			E
9	10	11	12	13	14	15
M			M	E	E	M
			E			E
16	17	18	19	20	21	22
M	M		M	E	E	M
			E			E
23	24	25	26	27	28	

M 11 E 13 C/S 0

Total 24

March

Year: _____

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

M 0 E 0 C/S 0

Total 0

April

Year: _____

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

M 0 E 0 C/S 0

Total 0

Initials: A

2.0

May Year: _____

June Year: 2025

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

Sun	Mon	Tues	Wed	Thurs	Fri	Sat

M 0 E 0 C/S 0

M 0 E 0 C/S 0

Total 0

Total 0

CARDROOM OPERATORS ONLY						
Hours of Cardroom Operations						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
9AM-3AM	9AM-3AM	9AM-3AM	9AM-3AM	9AM-3AM	9AM-4AM	9AM-4AM
-	-	-	-	-	-	-

Year Round? Yes No If No, Dates: _____

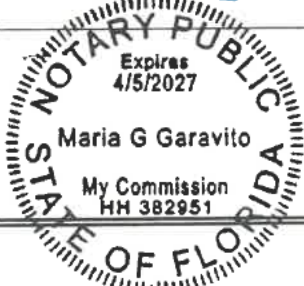
OATH

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.

Arnaldo Suarez CEO/General Manager [Signature] 27 JAN 2025
 Name (Please Print) Title (Please Print) Signature Date

State of Florida
 County of Broward
 Sworn to (or affirmed) and subscribed before me this 27 day of January, 2025,
Arnaldo Suarez, who is personally known to me or produces the following as identification:

[Signature]
 Notary Public
 My Commission Expires: 4/5/2027





State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2025005515 **Incident date:** 01/28/2025 **Status:** 10 - Initial Review

Lic Type: 1001 **Disposition:**

Case Type: Complaint

Responsible: ljelks - JELKS, LA'KESHA

Complainant: DANIA ENTERTAINMENT CENTER, LLC
 301 EAST DANIA BEACH BLVD., DANIA BEACH, FL 33004

Respondent: FGCC, PARI-MUTUEL WAGERING
 4070 ESPLANADE WAY, TALLAHASSEE, FL 32399

Summary: OPERATING LICENSE CHANGE REQUEST
 CHECKLIST

PERMITHOLDER: Dania Entertainment Center, LLC (JLAI274)
 FISCAL YEAR: 2024/2025
 DATE RECEIVED: January 28, 2025
 CHANGE REQUESTED: Mat performance cancelled on 1/22/25, the facility has requested to reschedule the performance for 2/17/25.
 REVIEWER'S NAME: La'Keshia Jelks

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	01/28/2025	R		ljelks	JELKS, LA'KESHA	ljelks	
	01/28/2025	S	1001	10	Initial Review	ljelks	

3. Discussion of default final orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: FGCC v. St-Phard Davidson
Case Number 2024-054731; Default Final Order
Date: January 30, 2025

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) served the Respondent, St-Phard Davidson (“Respondent”), with an administrative complaint seeking to exclude him from all pari-mutuel and slot facilities in the state of Florida. Respondent failed to timely respond to the administrative complaint and thereby waived his right to request a hearing contesting this matter. The Division requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent from all pari-mutuel and slot facilities in the state of Florida.

Background

On September 6, 2024, Respondent was a patron at Casino Miami, LLC¹. Subsequently, Respondent was ejected and permanently excluded from the facility.² The reason for the ejection is included as Exhibit 1 of the administrative complaint.

Based on Respondent’s ejection from Casino Miami, LLC, the Division filed an administrative complaint on October 24, 2024, seeking his exclusion from all pari-mutuel and slot machine facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days³ to file a written response to the administrative complaint. The Respondent was served on November 7, 2024, which means the Respondent had until November 28, 2024, to respond. He has never responded.

¹ Casino Miami, LLC is operated by a permit holder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the state of Florida.

² Pari-mutuel permit holders and slot machine licensees have the right to exclude patrons. §§ 550.0251(6); 551.112, Fla. Stat.

³ See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

Analysis

Florida law allows for the exclusion of Respondent from all pari-mutuel and slot machine facilities in the state.

Section 550.0251(6), Florida Statutes, provides that “[t]he Commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state.” Further Section 551.112 provides that “[t]he Commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state.”

Therefore, Respondent’s ejection from Casino Miami, LLC – which is both a pari-mutuel facility and slot machine licensee in this state – subjects him to exclusion from all pari-mutuel and slot machine facilities in this state.

Moreover, Respondent failed to file a timely response to the Division’s administrative complaint and has thus waived his right to request a hearing on the matter.

Staff Recommendation: The Division recommends that the Florida Gaming Control Commission enter a final order permanently excluding the Respondent, St-Phard Davidson, from all pari-mutuel and slot machine facilities in the state of Florida.

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.: 2024-054731

ST-PHARD DAVIDSON,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against St-Phard Davidson (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.
2. At all times material hereto, Respondent’s address was reported as 1489 Northwest 30th Street Miami, Florida 33142.
3. At all times material hereto, Casino Miami, LLC was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, cardroom operations, and slot operations in the state of Florida.
4. On or about September 6, 2024, Respondent was a patron and was ejected from Casino Miami, LLC.
5. On or about September 12, 2024, Respondent was permanently excluded from Casino Miami, LLC.

6. Respondent was permanently excluded for the reasons alleged in Exhibit 1.
7. Section 550.0251(6), Florida Statutes, provides in relevant part:

In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

8. Section 551.112, Florida Statutes, provides:

In addition to the power to exclude certain persons from any facility of a slot machine licensee in this state, the commission may exclude any person from any facility of a slot machine licensee in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any facility of a slot machine licensee any person who has been ejected from a facility of a slot machine licensee in this state or who has been excluded from any facility of a slot machine licensee or gaming facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over the gaming in such other state. This section does not abrogate the common law right of a slot machine licensee to exclude a patron absolutely in this state.

(Emphasis added).

9. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities and any facility of a slot machine licensee in the state of Florida under sections 550.0251(6) and 551.112, Florida Statutes based on his ejection from Casino Miami, LLC on or about September 6, 2024.

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, in accordance with sections 550.0251(6) and 551.112, 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 2024-054731 is signed this 23rd day of October 2024.

/s/Emily A. Alvarado

Emily A. Alvarado
Chief Attorney
FBN: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: +1 (850) 536-8709
Primary: Emily.Alvarado@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update
Mass Status Update | Public Case Info

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: jhodge

VR Home > Complaint Search > Maintain Complaint

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	10/18/2024
Complaint #	2024054731	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	DAVIDSON, ST-PHARD	Responsible	bjones - JONES, BRADFORD	Private Case

Complaint | Respondent | Complainant | Add'l Info

Source	INTN - Internal	Security Level	1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Form	INTR - Internal	Priority	1	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Class'n	OTHR - Other	Complexity	R - Regular	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Security	STND - Standard	Incident	09/06/2024	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Region	SR - Southern Region	Received	09/19/2024	<input type="checkbox"/> Inspection	
Reference	550.0251(6)	Entered	09/19/2024	<input type="checkbox"/> Costs	
		Entered By	cstubbs1	<input type="checkbox"/> Time Tracking	<input type="checkbox"/> Auto Assign
Summary	<p>273 - CASINO MIAMI, LLC - Powers and duties of the Florida Gaming Control Commission - On 09/12/2024, Jorge Callejas, Security Manager for Casino Miami, submitted by e-mail a copy of the Casino Miami trespass list. A review of the list by the undersigned revealed that on 09/12/2024, the patron ST-PHARD DAVIDSON had been permanently excluded from Casino Miami, for using multiple player club cards belonging other patrons. A review of Casino Miami Security report number; CMJ-000002954 revealed that on Friday, 09/06/2024, DAVIDSON was observed by employees of the Casino Miami Surveillance Department, using multiple Player's Club cards in the Slots area of the Casino, identified as the "FN smoking section." Security Supervisor Dontrel Allen confronted DAVIDSON about the Player's Club cards. DAVIDSON stated that the cards belonged to his family, and that he was helping them get their "free play." DAVIDSON presented a total of 15 cards which were in his possession at the time. A review of the Player's Club cards revealed that four (4) of the Player's Club cards belonged to DAVIDSON, and the other eleven (11) Player's Club cards belonged to eleven (11) different patrons. On 09/12/2024, DAVIDSON was Permanently Trespassed (Excluded) by Casino Miami Management.</p>			<input type="checkbox"/> Attachments	<input type="checkbox"/> History
Updated	10/18/2024 15:55:45	By	jhodge	<input type="checkbox"/> Work Notes	<input type="checkbox"/> Print Report




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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: 09/06/2024	Case Number: 2024-05-4731
Respondent: DAVIDSON, ST-PHARD 1489 NW 30th STREET MIAMI, FLORIDA 33142		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: N/A / 1098	Profession: Patron	Report Date: 09/27/2024	
Period of Investigation: February 24, 2024, through June 11, 2024.		Type of Report: Final	
<p>Alleged Violation(s): F.S.S. 550.0251 Powers and duties of the Florida Gaming Control Commission. (6) In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.</p>			
<p>Synopsis: According to Casino Miami Security Report # CMJ-000002954, on September 6, 2024, the patron, St-Phard DAVIDSON was observed by the Casino Miami Surveillance Department using multiple Player's Club cards in a Slots area of the Casino, identified as the "FN smoking section." Security Supervisor, Dontrell Rashard Allen confronted DAVIDSON regarding the Player's Club cards. DAVIDSON stated that the cards belonged to his family, and that he was helping them get their "free play." DAVIDSON presented a total of 15 cards that were in his possession at the time. A review of the Player's Club cards revealed that four (4) of the cards belonged to DAVIDSON, and the other eleven (11) Player's Club cards belonged to different patrons to whom he has no affiliation (EXHIBIT #1).</p>			
Related Case(s):			
Investigations /Specialist II / Date:		Investigations Manager / Date:	
 Jose Molina / September 27, 2024		 Tyrell Smith / October 3, 2024	
Chief of Investigations / Date			
 Bradford D. Jones / October 18, 2024			

CONTINUATION

Further Investigation revealed that the Player’s Club cards in **DAVIDSON’s** possession were identified as belonging to the following individuals:

- | | | |
|-------------------------------|-----------------|---------|
| 1) Jigmore Oglester | DOB: [REDACTED] | #270667 |
| 2) Daniel Vega | DOB: [REDACTED] | #557251 |
| 3) Roberto Portela | DOB: [REDACTED] | #579087 |
| 4) Yuleyvi Cardenas Hernandez | DOB: [REDACTED] | #296596 |
| 5) Elizabeth Hernandez | DOB: [REDACTED] | #470595 |
| 6) Xazier Brookins | DOB: [REDACTED] | #116677 |
| 7) Nehemy Derine | DOB: [REDACTED] | #395719 |
| 8) Michelle Sanchez | DOB: [REDACTED] | #551433 |

Player’s Club Cards with limited information listed.

- 1) Emanuel/Elm
- 2) Leonard/Leo
- 3) Francis

According to Casino Miami Surveillance Report #CMJ-000014016, on 09/06/2024, at 17:39 hours, (5:39 PM), the patron **DAVIDSON, St-Phard** was observed by the Casino Miami Surveillance Department personnel with multiple Player’s Club cards at slot machine FN-05. At 17:43 hours (5:43 PM), Casino Miami Surveillance Department personnel observed Security Supervisor Dontrell Rashard Allen speaking to **DAVIDSON** and taking possession of multiple Player’s Club cards (**Exhibit #2**).

On 09/20/2024, Steven Rinaldi, Marketing Director for Casino Miami, provided (via email) this Investigator with contact telephone numbers for the patrons associated with the Player’s Club cards, found in **DAVIDSON’S** possession on 09/06/2024.

This Investigator attempted to contact the eight (8) patrons listed in the e-mail from Steven Rinaldi with usable contact information. Messages were left for; Daniel Vega, telephone number (305) 962-5186; Yuleyvi Cardenas Hernandez, telephone number (786) 925-5671 and Michelle Sanchez, telephone number (786) 715-1434. The listed parties did not return the messages.

This Investigator also attempted contact with the following additional Player’s Club card patrons, associated with the Player’s Club cards, in **DAVIDSON’S** possession on 09/06/2024. A call was placed to Jigmore Oglester at telephone number, (786) 362-9830; there was no answer. A call was placed to Elizabeth Hernandez at telephone number, (786) 770-6947. A message stated that the voicemail box had not been set up yet. A call was placed to Xazier Brookins at telephone number (305) 693-3613; there was no answer. A call was placed to Nehemy Derine at telephone number (786) 470-6721. The female that answered the call stated that Derine was not known to her.

This Investigator was able to make contact with Roberto Portela, telephone number (786) 360-9286. Portela stated that he had been at Casino Miami a few months earlier. He added that the name St-Phard **DAVIDSON** sounded familiar, but he could not recall why. Portela stated that he did not gamble much, and that he had only been at Casino Miami on a few occasions. He stated that he may have left his Player’s Club card at a slots machine at Casino Miami, and he had not reported it missing/stolen.

CONTINUATION

On 10/08/2024, at 9:12 AM, this Investigator interviewed **DAVIDSON** via telephone number (786) 454-5799. During the interview **DAVIDSON** stated that all the Player's Club cards that he had in his possession on the day of the incident, belonged to either his family members or to friends. **DAVIDSON** stated that one of the Player's Club cards belonged to his Mother, Marie Victor while another of the cards belonged to his Sister, Debbie West¹.

DAVIDSON stated that he had gone to Casino Miami with each of the individuals listed on the cards, at different times to obtain the Player's Club cards. The individuals then gave the Player's Club cards to **DAVIDSON** so that he could utilize the "free play." **DAVIDSON** stated that he would use the "Player's Club" cards when he was "low on money."

This Investigator questioned **DAVIDSON** about each of the names associated with the Player's Club cards that were in his possession on 09/06/2024:

With regards to the Player's Club card belonging to Jigmore Oglester, **DAVIDSON** stated that Oglester was one of his close friends. Oglester had given **DAVIDSON** permission to use the Player's Club card. **DAVIDSON** stated that he had lost his cellular telephone with all the contact telephone numbers, including the contact number for Oglester.

With regards to the Player's Club card belonging to Daniel Vega, **DAVIDSON** stated that he had found the Player's Club card at the Casino. **DAVIDSON** stated that he had never used the card.

With regards to the Player's Club card belonging to Roberto Portela, **DAVIDSON** stated that Portela was one of his friends. **DAVIDSON** stated that Portela's full name was Roberto Angel Portela. **DAVIDSON** attended Allapattah Middle School with Portela. He had not had contact with Portela in a while, and he did not have Portela's telephone number. **DAVIDSON** stated that Portela had given him the Player's Club card the same day that Portela obtained it at Casino Miami².

Regarding the Player's Club card belonging to Yuleyvi Cardenas Hernandez, **DAVIDSON** stated that he had probably picked up the card by "mistake." He stated that people would leave Player's Club cards "lying around."

With regards to the Player's Club card belonging to Elizabeth Hernandez, **DAVIDSON** stated that he did not recall how he obtained the card. He added that he probably picked up that card "by mistake."

With regards to the Player's Club card belonging to Xazier Brookins, **DAVIDSON** stated that he knew Brookins. Brookins would come to visit the people living at the house across from where **DAVIDSON** resided. **DAVIDSON** went to Casino Miami with Brookins, when Brookins obtained the Player's Club card. **DAVIDSON** had no contact information for Brookins.

With regards to the Player's Club card belonging to Nehemy Derine, **DAVIDSON** stated that Derine was his cousin. He stated that Derine's telephone line had been disconnected.

With regards to the Player's Club card belonging Michelle Sanchez, **DAVIDSON** stated that Sanchez was one of his close friends. Sanchez had told **DAVIDSON** that this Investigator had called her, but Sanchez did not want to return the call for fear of "getting in trouble."

¹None of the Player's Club cards in **DAVIDSON** possession on 09/06/2024 bore the names Marie Victor or Debbie West.

²When Portela was contacted he stated the name St-Phard **DAVIDSON** "sounded familiar", but he could not recall why.

CONTINUATION

With regards to the Player's Club card belonging to Emanuel/Elm, **DAVIDSON** stated that Emanuel LeBrun was a friend, but could not provide any contact information for this individual.

With regards to the Player's Club card belonging to Leonard/Leo, **DAVIDSON** stated that Leonard Louverture was another of his cousins. According to **DAVIDSON**, Louverture had previously resided in South Florida but has since moved to another [unknown] state.

With regards to the Player's Club card belonging to Francis (last name unknown), **DAVIDSON** stated that Francis was a female friend. He had forgotten her last name as well as how to contact her.

DAVIDSON stated that he had been going to Casino Miami for the past three (3) to four (4) years. The incident in question was the first time he had any issues at the Casino. He was not aware that he could not use someone else's Player's Club card. **DAVIDSON** stated that this would not happen again. He stated that he could have received a warning. **DAVIDSON** added that if there was any way that this Investigator could give a recommendation to the Casino on his behalf, he would really appreciate it.

DAVIDSON was informed by this Investigator that a report would be submitted with all the information that he provided during the interview. **DAVIDSON** was told that he could contact this Investigator if he had any additional information and was provided the FGCC Fort Lauderdale office telephone number. The telephonic interview ended at 9:36 A.M.

Conclusion: As a result of **DAVIDSON's** actions, effective September 12, 2024, he has been Permanently Trespassed (Excluded) by Casino Miami Management.

Status: Closed by Investigations and forwarded to Legal for review.

CONTINUATION

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I. INVESTIGATIVE REPORT COVERSHEET1

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III. EXHIBITS

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 2. Surveillance Report.....1-2

 3. Surveillance Footage/CLIPS.....1-5



CMJ-000002954 - Patron - Trespass Permanent - Reported 09/12/2024 19:00

Author: Jorge Callejas 13298951

Report Number: CMJ-000002954

Start Time: 09/12/2024 19:00

End Time: 09/12/2024 19:10

Report Group: Exclusion Reports

Report Type: Patron - Trespass Permanent

Note: Permanent Trespass

Location / Origin: Slot Machine Bank FN

Person

Name: St-Phard Davidson

Alias:

Race: African American

Gender: Male

Eye color: Brown

Hair color: Black

Height: 5'09" Inches

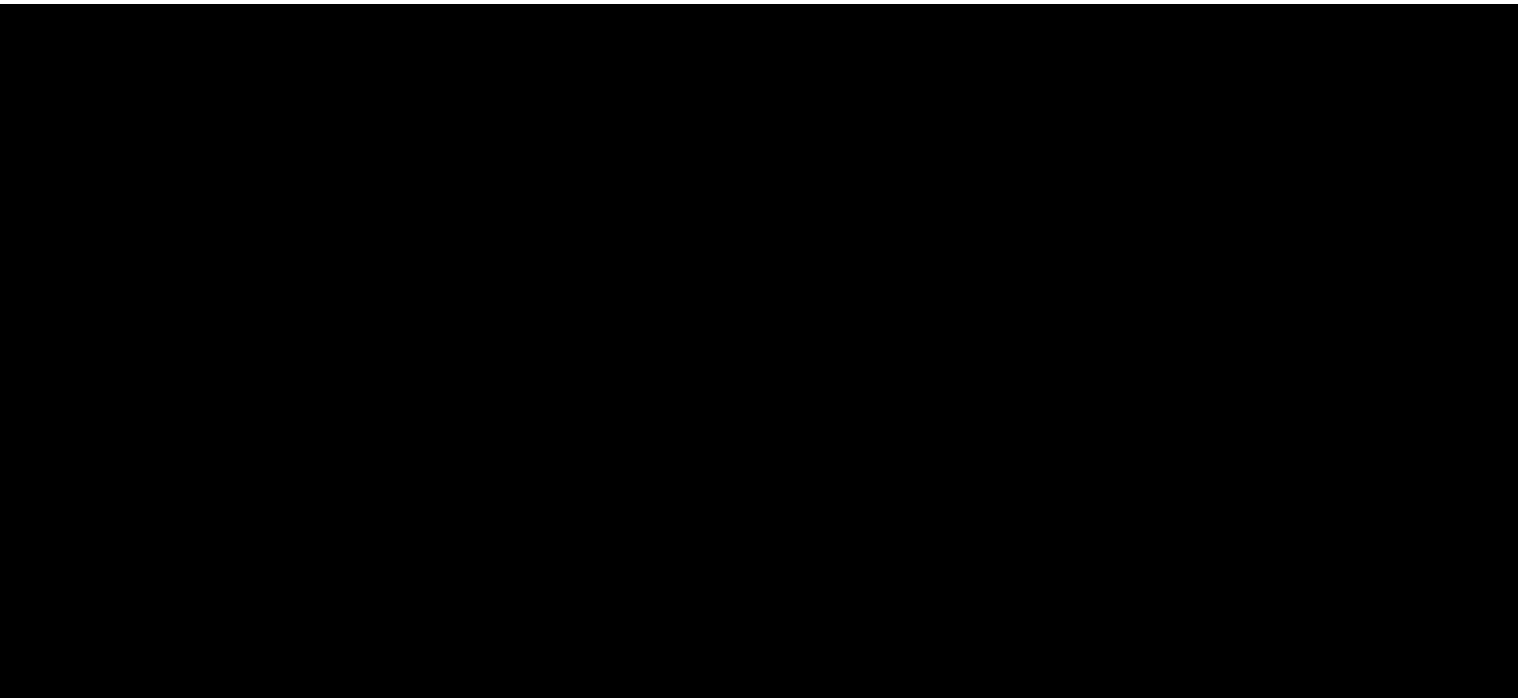
Weight: 135 Pounds

DOB: [REDACTED]

Keywords: Permanently Trespassed,Suspicious Activity,Unauthorized Use of Players Cards

Drivers Lic#: [REDACTED]

Comments: 1489 NW 30th St
Miami, FL 33142
PC# 148331
[REDACTED]



Narrative

On Friday September 6, 2024, Mr. St-Phard Davidson was spotted by surveillance using multiple Player's Club cards in the FN smoking section of the casino. S3 Allen was called to speak with Mr. Davidson about the cards. When confronted, Mr. Davidson stated that the cards belonged to his family and he was helping them get their freeplay. He presented a total of 15 cards that he had in his possession. 4 belonged to him specifically, where the other 11 belonged to misc other patrons.

S3 Allen retrieved the 11 cards from Mr. Davidson and then proceeded to escort him out of the casino through the C1 casino exit. Mr. Davidson was informed that he was being excluded from the casino for the day but he was to speak with management before returning. Surveillance was informed of Mr. Davidson's departure from the casino.

Cards:

Jigmore Oglester	DOB:0	#270667
Daniel Vega	DOB:	#557251
Roberto Portela	DOB:	#579087
Yuleyvi Cardenas Herna		
	DOB:	#296596
Elizabeth Hernandez		
	DOB:	#470595
Xazier Brookins	DOB:	#116677
Nehemy Derine	DOB:	#395719
Michelle Sanchez	DOB:	#551433

Cards w /no info:

Emanuel/Elm
Leonard/Leo
Francis

UPDATE: On 9/12/2024 Mr. Davidson was Permanently Trespassed from Casino Miami by Management due to above incident.

Addendums

Jorge Callejas 13298951 - 09/12/2024 19:02

On 9/12/2024 Mr. Davidson was Permanently Trespassed from Casino Miami by Management due to above incident.

Signature A

Date

Signature B

Date



CMJ-000014016 - Surv-Permanent Casino Exclusion Report - Reported 09/06/2024 17:54

Author: Donald Gracia 13012734

Report Number: CMJ-000014016

Start Time: 09/06/2024 17:48

End Time: 09/06/2024 17:48

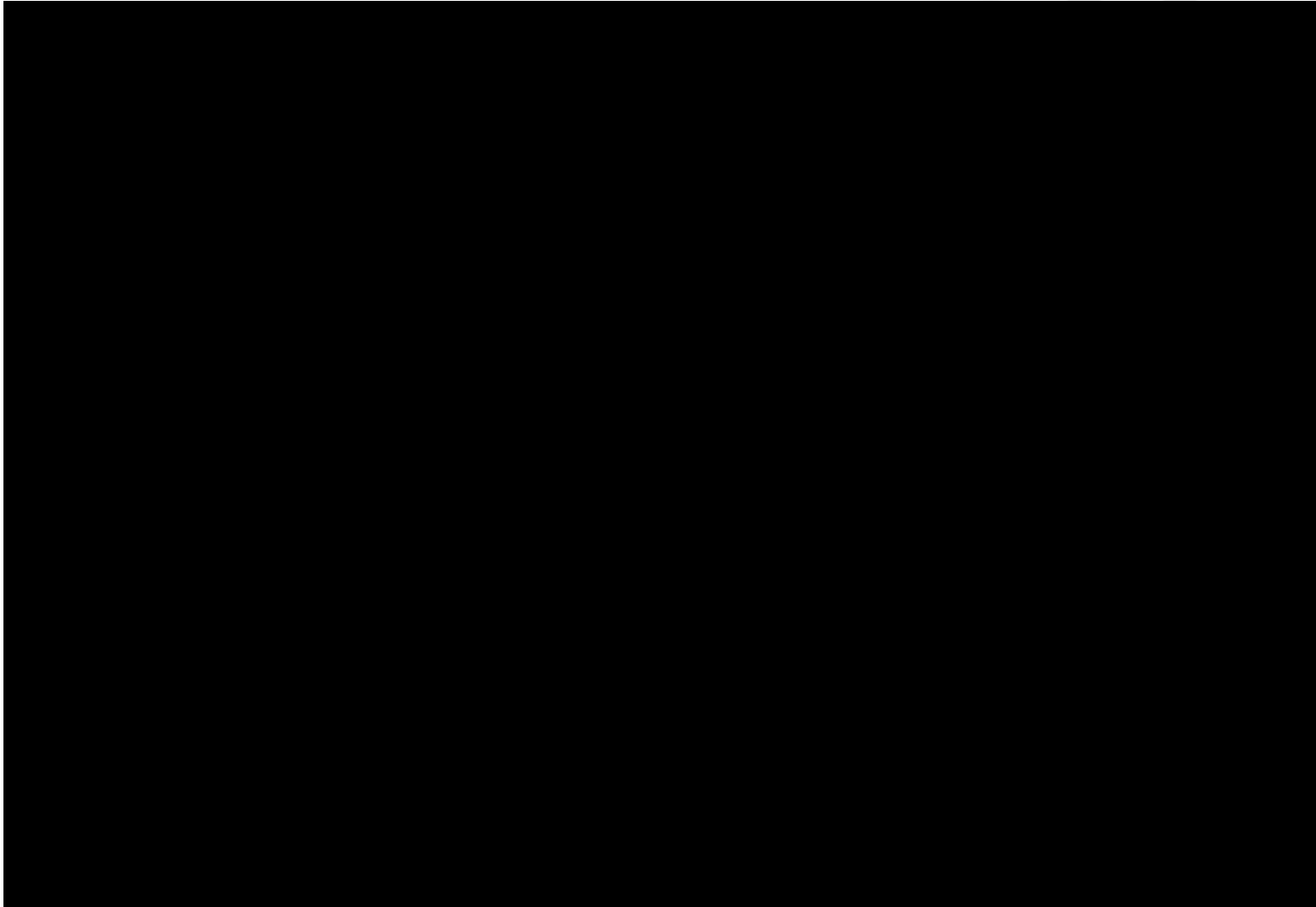
Report Group: Surveillance Reports

Report Type: Surv-Permanent Casino Exclusion Report

Note: Perm-Exclusion Patron, Davidson St-Phard - was escorted out by Security Supervisor, Dontrell Rashard Allen after surveillance identified him using a players club card, that did not belong to him at slot machine FN-05

Location / Origin: Incident-Missing Free Play or Club Card

Camera: 510



Narrative

Patron, Davidson St-Phard - was escorted out by Security Supervisor, Dontrell Rashard Allen after surveillance identified him using a players club card, that did not belong to him at slot machine FN-05

At 17:39 hours surveillance observed Patron, Davidson St-Phard with multipul players club card at slot machine FN-05

At 17:43 hours surveillance observed Security Supervisor, Dontrell Rashard Allen speaking to Mr St-Phad and taking the the multiple playerclub cards

At 14:48 hours surveillance observed Security Supervisor, Dontrell Rashard Allen escorting Patron, Davidson St-Phard out of casino at C1

This report was written by Surveillance Supervisor Donald Gracia 13012734

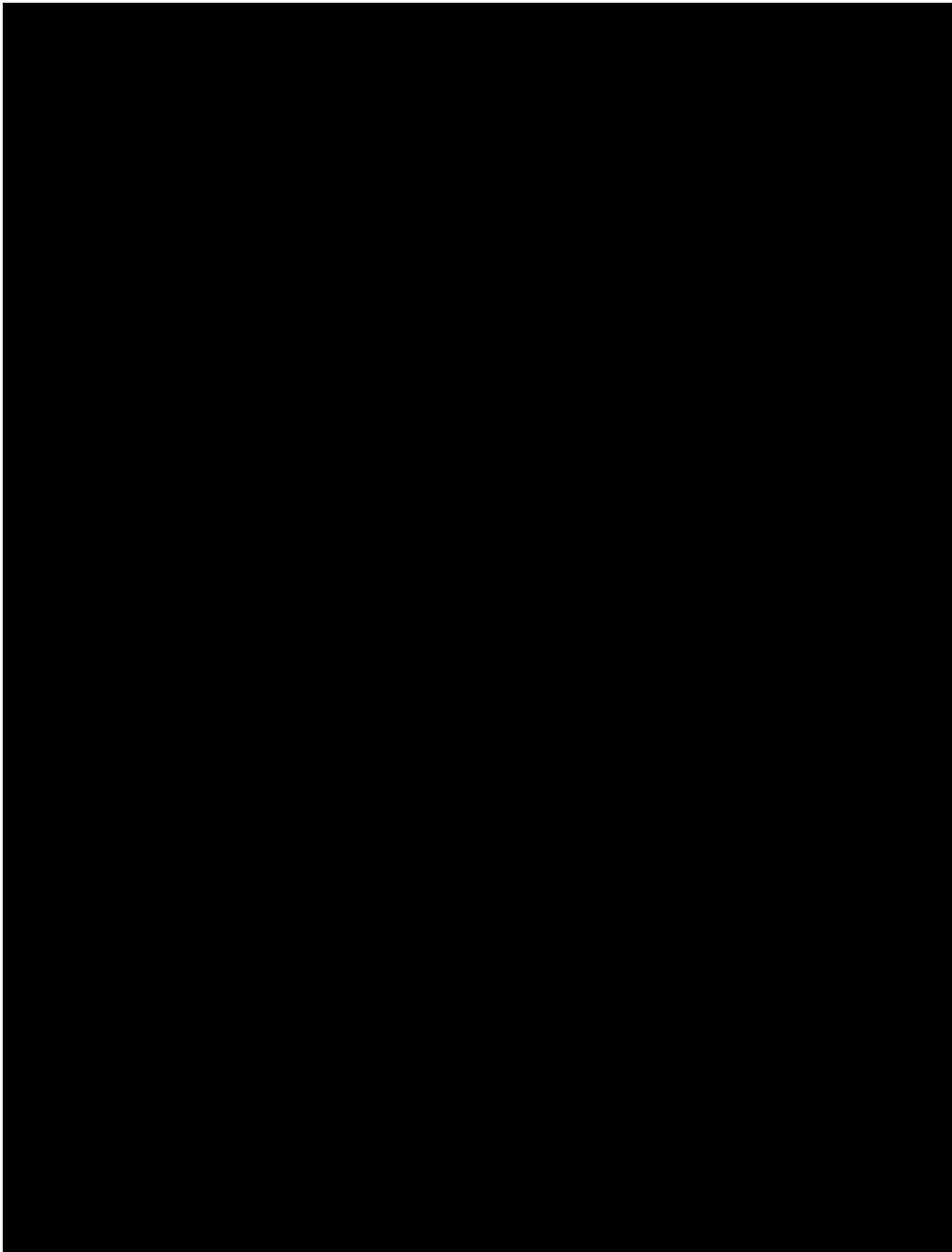
This report was approved by Surveillance Director, William Hutcheson # 7874265.

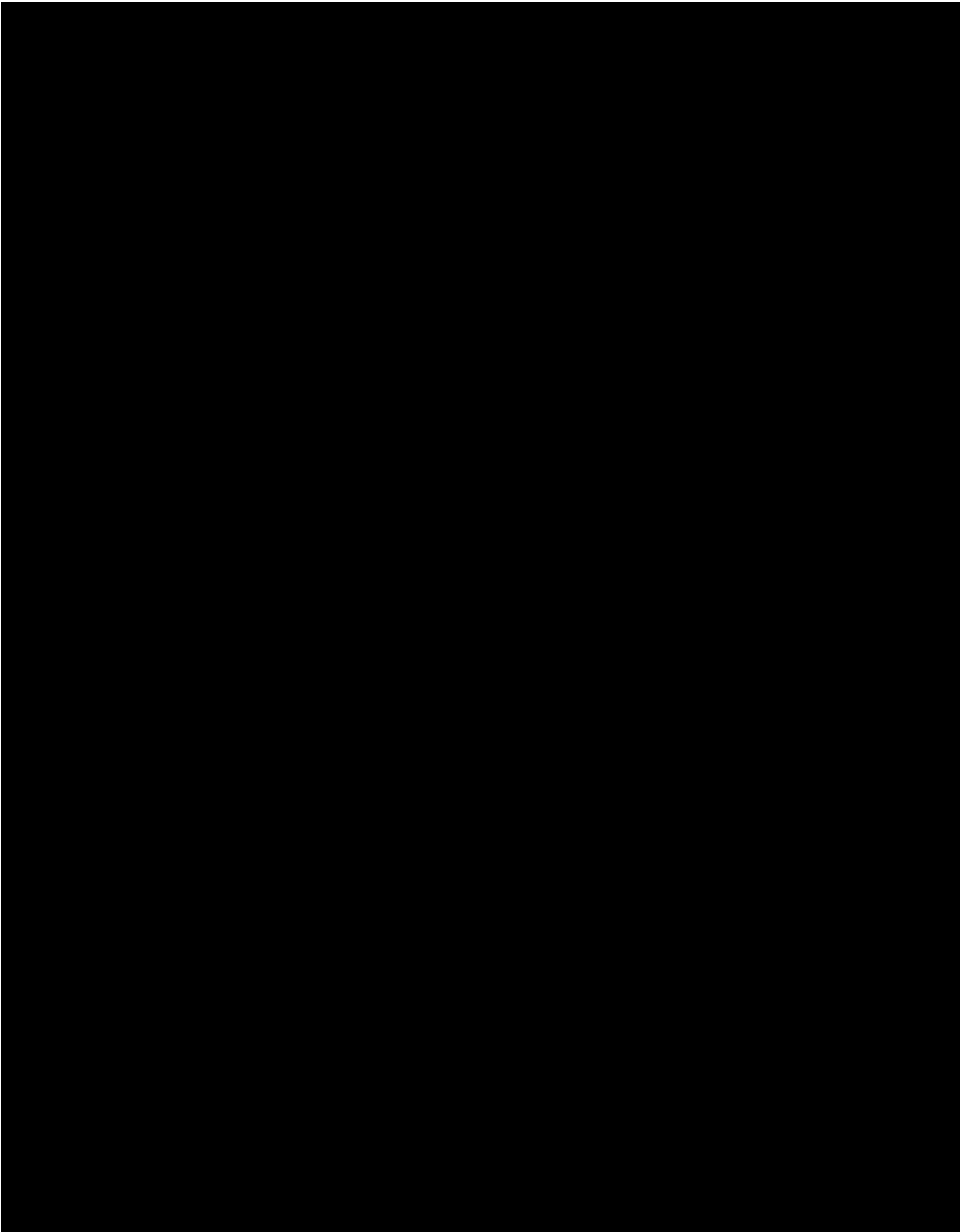
Signature A

Date

Signature B

Date





Tracking Number:

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9589071052702177626592

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Delivered, Left with Individual

MIAMI, FL 33142

November 7, 2024, 12:57 pm

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10-31-2024

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<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$

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St-Phard Davidson
1489 NW 30th Street
Miami, Florida 33142
AC- 2024054731 – PMW

for Instructions

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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- [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: **jhodge**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type 1098 - Unlicensed Complaints	Status 90 Closed	Status Date 10/18/2024
Complaint # 2024054731	Case Type CMP - Complaint	Disposition
Docket#	Respondent DAVIDSON, ST-PHARD	Responsible bjones - JONES, BRADFORD
		Private Case

Complaint	Respondent	Complainant	Add'l Info
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Source INTN - Internal	Security Level 1	<input type="checkbox"/>	<input type="checkbox"/>
Form INTR - Internal	Priority 1	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Activities
Class'n OTHR - Other	Complexity R - Regular	<input checked="" type="checkbox"/> Allegations	<input type="checkbox"/> Discipline
Security STND - Standard	Incident 09/06/2024	<input type="checkbox"/> Violations	<input type="checkbox"/> Compliance
Region SR - Southern Region	Received 09/19/2024	<input type="checkbox"/> Related	<input checked="" type="checkbox"/> Disposition
Reference 550.0251(6)	Entered 09/19/2024	<input type="checkbox"/> Inspection	
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		<input type="checkbox"/> Attachments	<input type="checkbox"/> History
		<input type="checkbox"/> Work Notes	<input type="checkbox"/> Print Report
		Updated 10/18/2024 15:55:45	




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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: 09/06/2024	Case Number: 2024-05-4731
Respondent: DAVIDSON, ST-PHARD 1489 NW 30th STREET MIAMI, FLORIDA 33142		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: N/A / 1098	Profession: Patron	Report Date: 09/27/2024	
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DAVIDSON stated that he had gone to Casino Miami with each of the individuals listed on the cards, at different times to obtain the Player's Club cards. The individuals then gave the Player's Club cards to **DAVIDSON** so that he could utilize the "free play." **DAVIDSON** stated that he would use the "Player's Club" cards when he was "low on money."

This Investigator questioned **DAVIDSON** about each of the names associated with the Player's Club cards that were in his possession on 09/06/2024:

With regards to the Player's Club card belonging to Jigmore Oglester, **DAVIDSON** stated that Oglester was one of his close friends. Oglester had given **DAVIDSON** permission to use the Player's Club card. **DAVIDSON** stated that he had lost his cellular telephone with all the contact telephone numbers, including the contact number for Oglester.

With regards to the Player's Club card belonging to Daniel Vega, **DAVIDSON** stated that he had found the Player's Club card at the Casino. **DAVIDSON** stated that he had never used the card.

With regards to the Player's Club card belonging to Roberto Portela, **DAVIDSON** stated that Portela was one of his friends. **DAVIDSON** stated that Portela's full name was Roberto Angel Portela. **DAVIDSON** attended Allapattah Middle School with Portela. He had not had contact with Portela in a while, and he did not have Portela's telephone number. **DAVIDSON** stated that Portela had given him the Player's Club card the same day that Portela obtained it at Casino Miami².

Regarding the Player's Club card belonging to Yuleyvi Cardenas Hernandez, **DAVIDSON** stated that he had probably picked up the card by "mistake." He stated that people would leave Player's Club cards "lying around."

With regards to the Player's Club card belonging to Elizabeth Hernandez, **DAVIDSON** stated that he did not recall how he obtained the card. He added that he probably picked up that card "by mistake."

With regards to the Player's Club card belonging to Xazier Brookins, **DAVIDSON** stated that he knew Brookins. Brookins would come to visit the people living at the house across from where **DAVIDSON** resided. **DAVIDSON** went to Casino Miami with Brookins, when Brookins obtained the Player's Club card. **DAVIDSON** had no contact information for Brookins.

With regards to the Player's Club card belonging to Nehemy Derine, **DAVIDSON** stated that Derine was his cousin. He stated that Derine's telephone line had been disconnected.

With regards to the Player's Club card belonging Michelle Sanchez, **DAVIDSON** stated that Sanchez was one of his close friends. Sanchez had told **DAVIDSON** that this Investigator had called her, but Sanchez did not want to return the call for fear of "getting in trouble."

¹None of the Player's Club cards in **DAVIDSON** possession on 09/06/2024 bore the names Marie Victor or Debbie West.

²When Portela was contacted he stated the name St-Phard **DAVIDSON** "sounded familiar", but he could not recall why.

CONTINUATION

With regards to the Player's Club card belonging to Emanuel/Elm, **DAVIDSON** stated that Emanuel LeBrun was a friend, but could not provide any contact information for this individual.

With regards to the Player's Club card belonging to Leonard/Leo, **DAVIDSON** stated that Leonard Louverture was another of his cousins. According to **DAVIDSON**, Louverture had previously resided in South Florida but has since moved to another [unknown] state.

With regards to the Player's Club card belonging to Francis (last name unknown), **DAVIDSON** stated that Francis was a female friend. He had forgotten her last name as well as how to contact her.

DAVIDSON stated that he had been going to Casino Miami for the past three (3) to four (4) years. The incident in question was the first time he had any issues at the Casino. He was not aware that he could not use someone else's Player's Club card. **DAVIDSON** stated that this would not happen again. He stated that he could have received a warning. **DAVIDSON** added that if there was any way that this Investigator could give a recommendation to the Casino on his behalf, he would really appreciate it.

DAVIDSON was informed by this Investigator that a report would be submitted with all the information that he provided during the interview. **DAVIDSON** was told that he could contact this Investigator if he had any additional information and was provided the FGCC Fort Lauderdale office telephone number. The telephonic interview ended at 9:36 A.M.

Conclusion: As a result of **DAVIDSON's** actions, effective September 12, 2024, he has been Permanently Trespassed (Excluded) by Casino Miami Management.

Status: Closed by Investigations and forwarded to Legal for review.

CONTINUATION

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CMJ-000002954 - Patron - Trespass Permanent - Reported 09/12/2024 19:00

Author: Jorge Callejas 13298951

Report Number: CMJ-000002954

Start Time: 09/12/2024 19:00

End Time: 09/12/2024 19:10

Report Group: Exclusion Reports

Report Type: Patron - Trespass Permanent

Note: Permanent Trespass

Location / Origin: Slot Machine Bank FN

Person

Name: St-Phard Davidson

Alias:

Race: African American

Gender: Male

Eye color: Brown

Hair color: Black

Height: 5'09" Inches

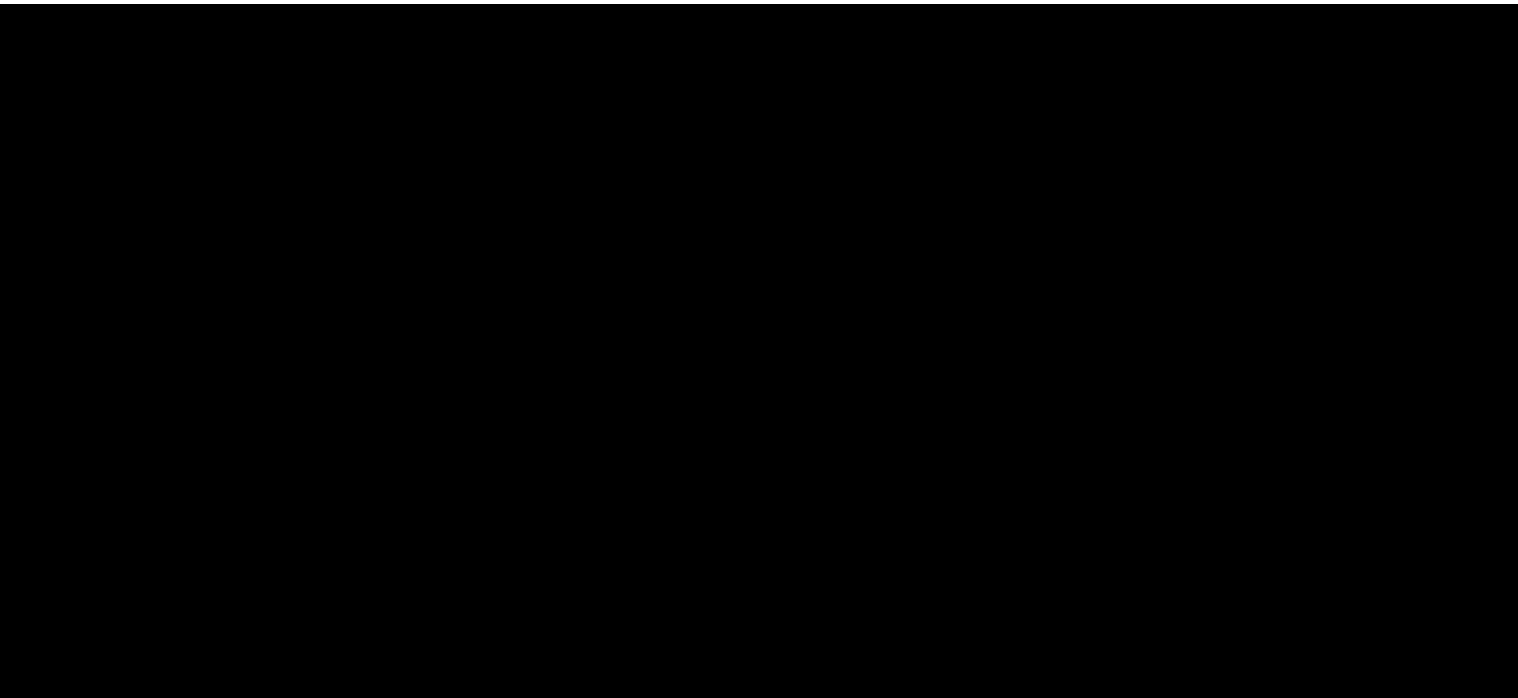
Weight: 135 Pounds

DOB: [REDACTED]

Keywords: Permanently Trespassed,Suspicious Activity,Unauthorized Use of Players Cards

Drivers Lic#: [REDACTED]

Comments: 1489 NW 30th St
Miami, FL 33142
PC# 148331
[REDACTED]



Narrative

On Friday September 6, 2024, Mr. St-Phard Davidson was spotted by surveillance using multiple Player's Club cards in the FN smoking section of the casino. S3 Allen was called to speak with Mr. Davidson about the cards. When confronted, Mr. Davidson stated that the cards belonged to his family and he was helping them get their freeplay. He presented a total of 15 cards that he had in his possession. 4 belonged to him specifically, where the other 11 belonged to misc other patrons.

S3 Allen retrieved the 11 cards from Mr. Davidson and then proceeded to escort him out of the casino through the C1 casino exit. Mr. Davidson was informed that he was being excluded from the casino for the day but he was to speak with management before returning. Surveillance was informed of Mr. Davidson's departure from the casino.

Cards:

Jigmore Oglester	DOB:0	#270667
Daniel Vega	DOB:	#557251
Roberto Portela	DOB:	#579087
Yuleyvi Cardenas Herna		
	DOB:	#296596
Elizabeth Hernandez		
	DOB:	#470595
Xazier Brookins	DOB:	#116677
Nehemy Derine	DOB:	#395719
Michelle Sanchez	DOB:	#551433

Cards w /no info:

Emanuel/Elm
Leonard/Leo
Francis

UPDATE: On 9/12/2024 Mr. Davidson was Permanently Trespassed from Casino Miami by Management due to above incident.

Addendums

Jorge Callejas 13298951 - 09/12/2024 19:02

On 9/12/2024 Mr. Davidson was Permanently Trespassed from Casino Miami by Management due to above incident.

Signature A

Date

Signature B

Date



CMJ-000014016 - Surv-Permanent Casino Exclusion Report - Reported 09/06/2024 17:54

Author: Donald Gracia 13012734

Report Number: CMJ-000014016

Start Time: 09/06/2024 17:48

End Time: 09/06/2024 17:48

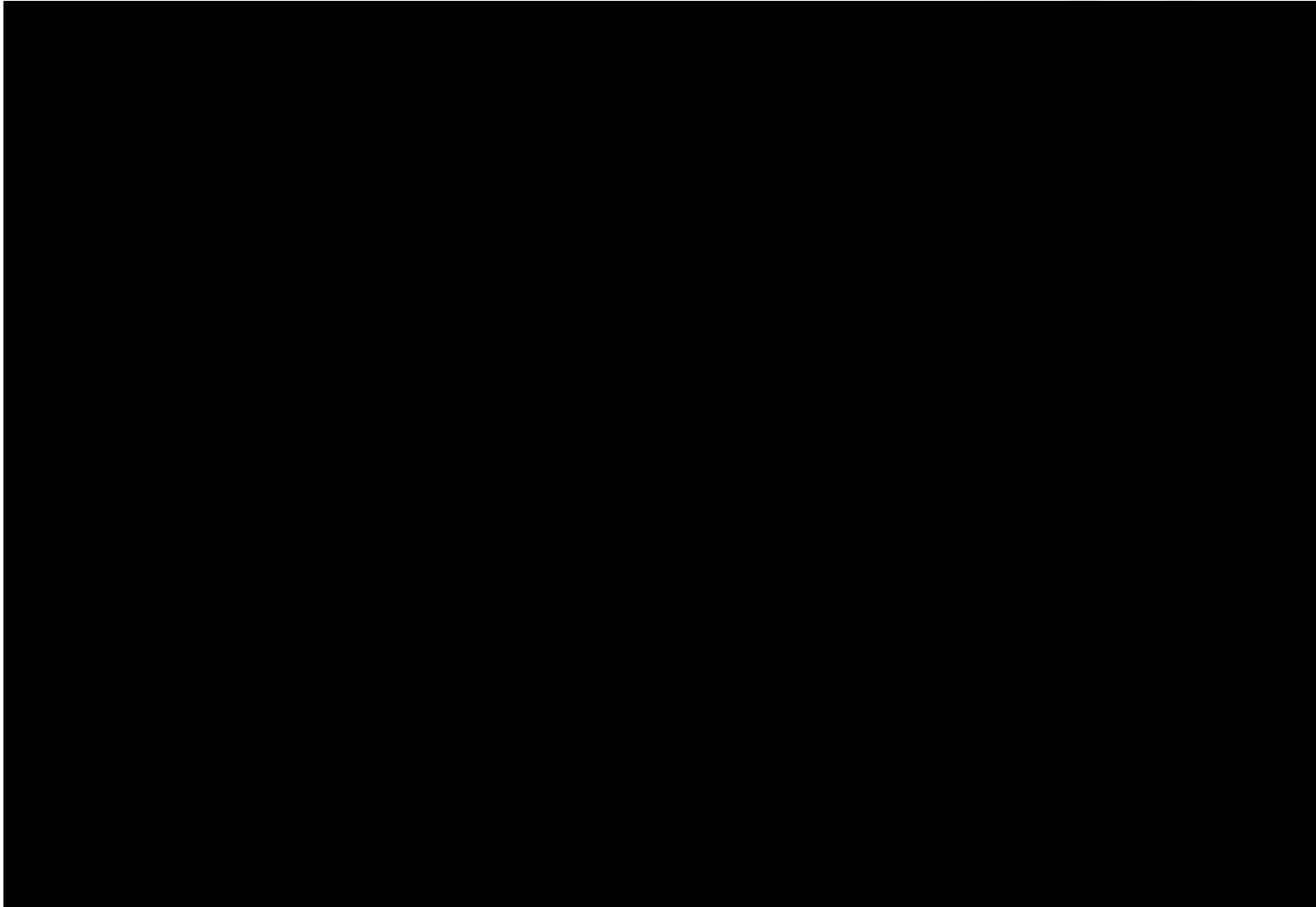
Report Group: Surveillance Reports

Report Type: Surv-Permanent Casino Exclusion Report

Note: Perm-Exclusion Patron, Davidson St-Phard - was escorted out by Security Supervisor, Dontrell Rashard Allen after surveillance identified him using a players club card, that did not belong to him at slot machine FN-05

Location / Origin: Incident-Missing Free Play or Club Card

Camera: 510



Narrative

Patron, Davidson St-Phard - was escorted out by Security Supervisor, Dontrell Rashard Allen after surveillance identified him using a players club card, that did not belong to him at slot machine FN-05

At 17:39 hours surveillance observed Patron, Davidson St-Phard with multipul players club card at slot machine FN-05

At 17:43 hours surveillance observed Security Supervisor, Dontrell Rashard Allen speaking to Mr St-Phad and taking the the multiple playerclub cards

At 14:48 hours surveillance observed Security Supervisor, Dontrell Rashard Allen escorting Patron, Davidson St-Phard out of casino at C1

This report was written by Surveillance Supervisor Donald Gracia 13012734

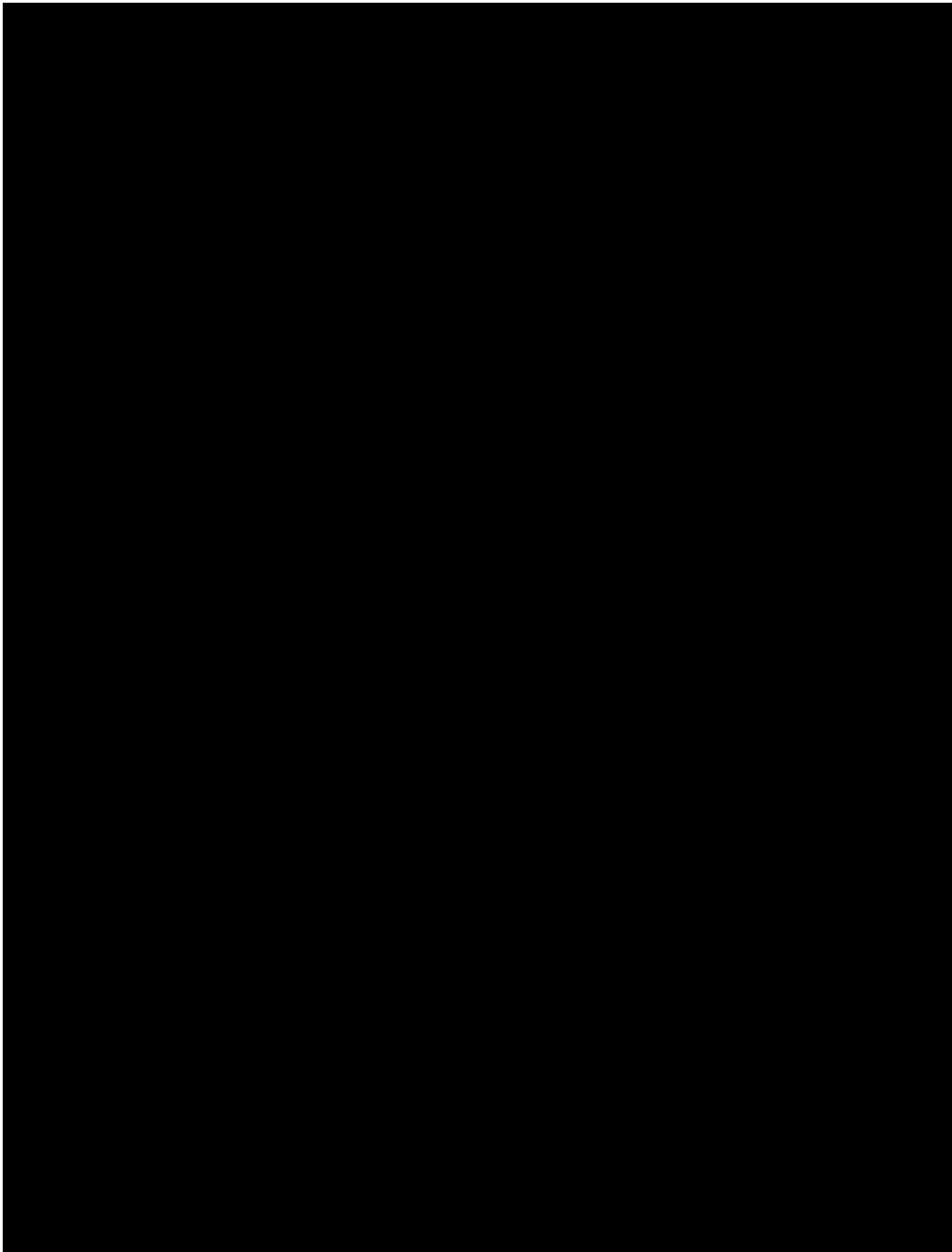
This report was approved by Surveillance Director, William Hutcheson # 7874265.

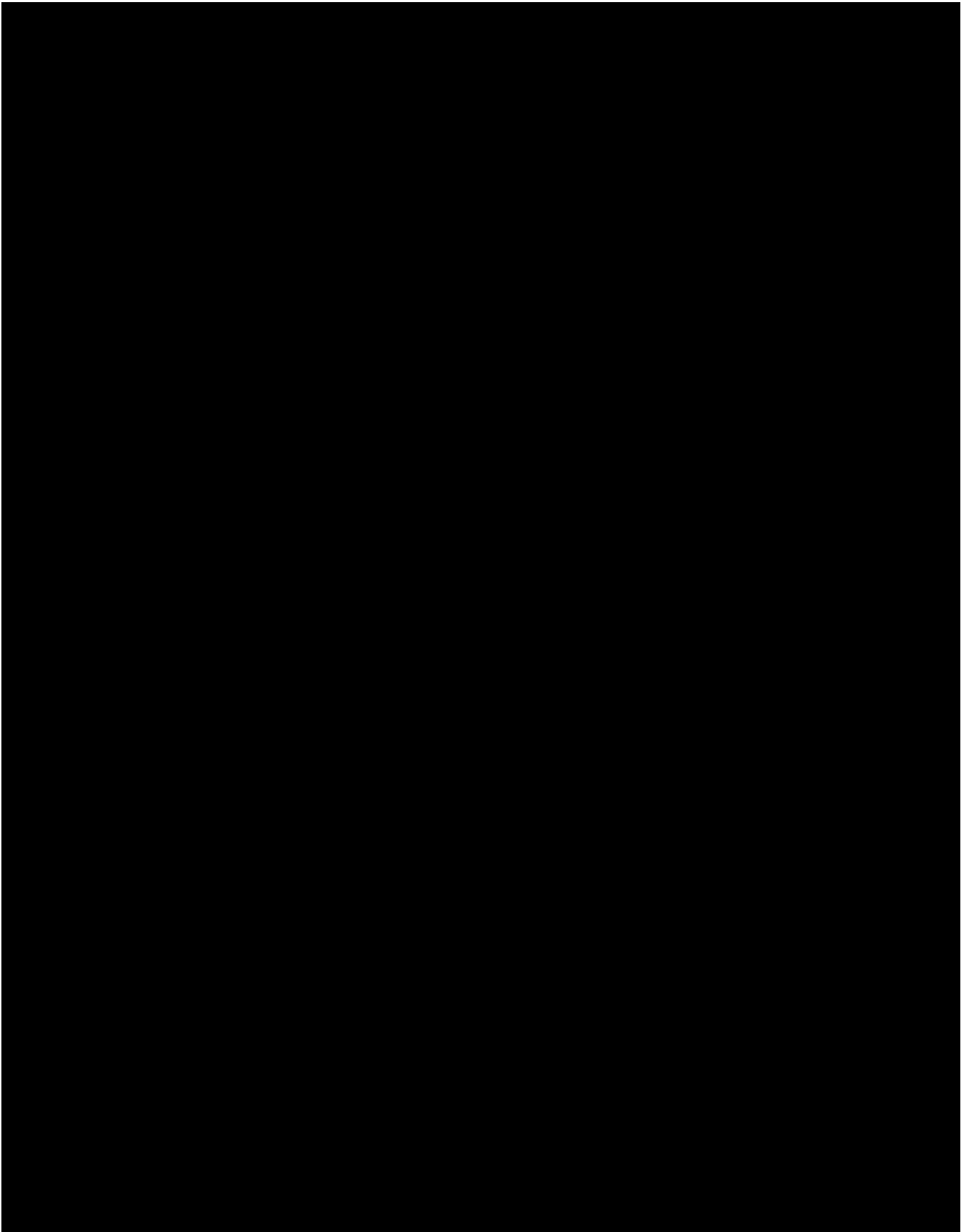
Signature A

Date

Signature B

Date





MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: FGCC v. Omar Castro, Jr.
Case Number 2024-060176; Default Final Order
Date: January 30, 2025

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) served the Respondent, Omar Castro, Jr. (“Respondent”), with an administrative complaint seeking to exclude him from all pari-mutuel facilities in the state of Florida. Respondent failed to timely respond to the administrative complaint and thereby waived his right to request a hearing contesting this matter. The Division requests that the Florida Gaming Control Commission enter a final order permanently excluding Respondent from all pari-mutuel facilities in the state of Florida.

Background

On September 28, 2024, Respondent was a patron at Bonita-Ft Myers Corp. Wholly Subsidiary of Southwest Florida Enterprises, Inc. d/b/a/ Bonita Springs Poker Room¹. Subsequently, Respondent was ejected and permanently excluded from the facility.² The reason for the ejection is included as Exhibit 1 of the administrative complaint.

Based on Respondent’s ejection from Bonita Springs Poker Room, the Division filed an administrative complaint on December 17, 2024, seeking his exclusion from all pari-mutuel facilities in the state of Florida. The election of rights accompanying the administrative complaint made it clear that the Respondent had 21 days³ to file a written response to the administrative complaint. The Respondent was served on December 21, 2024, which means the Respondent had until January 11, 2025, to respond. He has never responded.

¹ Bonita Springs Poker Room is operated by a permitholder authorized to conduct pari-mutuel wagering and cardroom operations in the state of Florida.

² Pari-mutuel permitholders have the right to exclude patrons. § 550.0251(6), Fla. Stat.

³ See Fla. Admin. Code R. 28-106.111(4) (“Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days waives the right to request a hearing on such matters.”)

Analysis

Florida law allows for the exclusion of Respondent from all pari-mutuel facilities in the state.

Section 550.0251(6), Florida Statutes, provides that “[t]he Commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state.”

Therefore, Respondent’s ejection Bonita Springs Poker Room – which is a pari-mutuel licensee in this state – subjects him to exclusion from all pari-mutuel facilities in this state.

Moreover, Respondent failed to file a timely response to the Division’s administrative complaint and has thus waived his right to request a hearing on the matter.

Staff Recommendation: The Division recommends that the Florida Gaming Control Commission enter a final order permanently excluding the Respondent, Omar Castro, Jr., from all pari-mutuel facilities in the state of Florida.

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.: 2024-060176

OMAR CASTRO, JR.,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Omar Castro, Jr. (“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’s address was reported as 27840 Wisconsin Street, Bonita Springs, Florida 34135.
3. At all times material hereto, Bonita-Ft Myers Corp. Wholly Subsidiary of Southwest Florida Enterprises, Inc. d/b/a/ Bonita Springs Poker Room was a facility operated by a permitholder authorized by the Commission to conduct pari-mutuel wagering, and cardroom operations in the state of Florida.
4. On or about September 28, 2024, Respondent was a patron of Bonita-Ft Myers Corp. Wholly Subsidiary of Southwest Florida Enterprises, Inc. d/b/a/ Bonita Springs Poker Room.

5. On or about September 28, 2024, Respondent was ejected and permanently excluded from Bonita-Ft Myers Corp. Wholly Subsidiary of Southwest Florida Enterprises, Inc. d/b/a/ Bonita Springs Poker Room.

6. Respondent was permanently excluded for the reasons alleged in Exhibit 1.

7. Section 550.0251(6), Florida Statutes, provides in relevant part:

In addition to the power to exclude certain persons from any pari-mutuel facility in this state, the commission may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this chapter or the rules of the commission. The commission may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

(Emphasis added).

8. Based on the foregoing, Respondent is subject to exclusion from all licensed pari-mutuel wagering facilities in the state of Florida under section 550.0251(6), Florida Statutes based on his ejection from Bonita-Ft Myers Corp. Wholly Subsidiary of Southwest Florida Enterprises, Inc. d/b/a/ Bonita Springs Poker Room on or about September 28, 2024.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order excluding Respondent from all licensed pari-mutuel wagering facilities in the state of Florida, in accordance with section 550.0251(6), along with any other remedy provided by chapter 550, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-060176 is signed this 11th day of December 2024.

/s/Justin Hundersmarck

Justin Hundersmarck
Senior Attorney
FBN: 1039038
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8063
Facsimile: +1 (850) 536-8709
Primary: Justin.Hundersmarck@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS TO REQUEST A HEARING

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

EXHIBIT 1

[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: **cstubbs1**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	11/13/2024
Complaint #	2024060176	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent CASTRO, OMAR	Responsible	bjones - JONES, BRADFORD	Private Case	

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source **INTN - Internal** Security Level **1**
 Form **INTR - Internal** Priority **1**
 Class'n **V-C - Cardroom Violations** Complexity **R - Regular**
 Security **STND - Standard** Incident **09/28/2024**
 Region **SR - Southern Region** Received **10/18/2024**
 Reference **550.0251(6)**
 Entered **10/21/2024** Entered By **cstubbs1**

- Parties Activities
- Allegations Discipline
- Violations Compliance
- Related Disposition
- Inspection
- Costs
- Time Tracking Auto Assign
- Attachments History
- Work Notes Print Report

Summary **142 - BONITA-FORT MYERS CORPORATION - The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation: On Saturday, September 28, 2024, at approximately 1:34 pm, Bonita Springs Poker Room (BSPR) Security was requested by Banker Supervisor, Bob Spencer, to respond to the parking lot concerning a dispute between two patrons. As Security was approaching the combatants, one of the involved patrons called for assistance stating that he'd been stabbed. The male Patron later identified as Omar Gutierrez, was observed clutching the left side of his abdomen. As Security approached Gutierrez, blood and what appeared to be internal organs were visible to the lower abdominal area. The other male patron, later identified as Omar Castro, was observed with a knife in his hand and was instructed to drop the weapon. Castro stated he was struck first and then threw the knife in the grass. Gutierrez entered his car and attempted to leave, however, he was unable to drive due to his injuries. Gutierrez received assistance by BSPR staff [REDACTED] and a retired paramedic visiting the facility. Lee County Sheriff's Office deputies and Fire Rescue responded and took over the scene. Castro was placed under arrest and Gutierrez was transported to the hospital, for treatment. After a BSPR review of the incident and**

previous conduct of the involved combatants, they were permanently excluded from the facility. Due to the violent nature of the incident, it is recommended that Castro be considered for Statewide exclusion.

Updated **11/14/2024 10:05:56**

By **cstubbs1**

Change

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OK

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Back



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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: October 21, 2024	Case Number: 2024 06 0176
Respondent: CASTRO, OMAR 27840 WISCONSIN STREET BONITA SPRINGS, FL. 34135		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE #165 FT. LAUDERDALE, FL. 33309	
License # and Type: N/A / 1098		Profession: Patron	Report Date: October 30, 2024
Period of Investigation: October 1, 2024-October 30, 2024		Type of Report: FINAL	
<p>Alleged Violation: FSS 551.112 Exclusions of certain persons. — 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.</p>			
<p>Synopsis: On September 28, 2024, at approximately 1:34 P.M., Patrons Omar Gutierrez and Omar CASTRO were involved in a dispute over money at the Bonita Springs Poker Room (BSPR). As Gutierrez exited the facility and walked to the parking lot towards his vehicle, he was confronted by CASTRO. The dispute escalated into violence when CASTRO stabbed Gutierrez 10 times in the abdomen with a knife.</p> <p>Based on this incident it was determined by BSPR management that CASTRO be permanently excluded from the facility.</p>			
Related Case(s): 2024-06-0053			
Investigations Specialist II / Date : 10/31/24		Investigations Manager / Date:	
 Lisa Vila /		Tyrell Smith / November 1, 2024	
Chief of Investigations / Date			
 Bradford D. Jones / November 13, 2024			

CONTINUATION

Upon further investigation contact was made with Bonita Springs Poker Room (BSPR) Director of Security, Ken Jones who advised the following.

On Saturday, September 28, 2024, at approximately 1:34 P.M., Bonita Springs Poker Room (BSPR) Security was requested by Banker Supervisor Bob Spencer, to respond to the parking lot in reference to a dispute between two male subjects.

As Security was approaching the individuals, one of the involved patrons who was later identified as Omar Gutierrez, called for assistance stating that he had been stabbed. Gutierrez was observed clutching the left side of his abdomen. As Security approached Gutierrez, blood and what appeared to be internal organs were visible to the lower abdominal area. The other male patron later identified as Omar **CASTRO**, was observed with a knife in his hand and he was instructed to drop the weapon by Security. **CASTRO** stated that he was struck first by Gutierrez and then threw the knife in the grass.

Gutierrez entered his car and attempted to leave; however, he was unable to drive due to his injuries. Gutierrez received assistance by BSPR staff [REDACTED] and a retired paramedic bystander visiting the facility until on-duty County Paramedics arrived.

Lee County Sheriff's Office (LCSO) deputies and LCSO Fire Rescue were called by Security and responded to the scene (**EXHIBIT # 4**). It was later learned that Gutierrez underwent surgery for his injuries and was able to speak to LCSO detectives after he had recovered.

Gutierrez explained that **CASTRO** owed him money and he knew that **CASTRO** was playing cards at BSPR. He then responded to the facility and waited for him to exit. When **CASTRO** entered the parking lot, Gutierrez parked his vehicle directly in front of **CASTRO'S** vehicle to block him in the parking space. He then demanded the money that was owed to him, and **CASTRO** refused to pay back the money. The argument then escalated, and Gutierrez attempted to punch **CASTRO**. As a result, **CASTRO** responded by stabbing Gutierrez in the abdomen numerous times.

Castro was also interviewed by LCSO Detectives. Following issuance of his Miranda rights **CASTRO** advised that he was confronted by Gutierrez in the parking lot at BSPR demanding the money he owed him (proceeds from the sale of illegal narcotics). **CASTRO** further explained that although he sold the drugs for Gutierrez and made "a few thousand dollars" he never gave any of the money to him. At the end of the interview **CASTRO** was arrested and charged with Aggravated Battery with a deadly weapon.

This Investigator received a copy of the surveillance video of the incident from BSPR which showed both Gutierrez and **CASTRO** in the parking lot arguing and then the stabbing. The surveillance footage was uploaded into Llama and marked as evidence. The Property Receipt is assigned as **EXHIBIT # 2**.

After a BSPR management review of the incident and conduct of the involved individuals, they both were permanently excluded from the facility (**EXHIBIT # 3**).

Conclusion: Due to the violent nature of the incident, it is recommended that **CASTRO** be considered for Statewide exclusion.

Status: Case closed by Investigations and forwarded to Legal for review.

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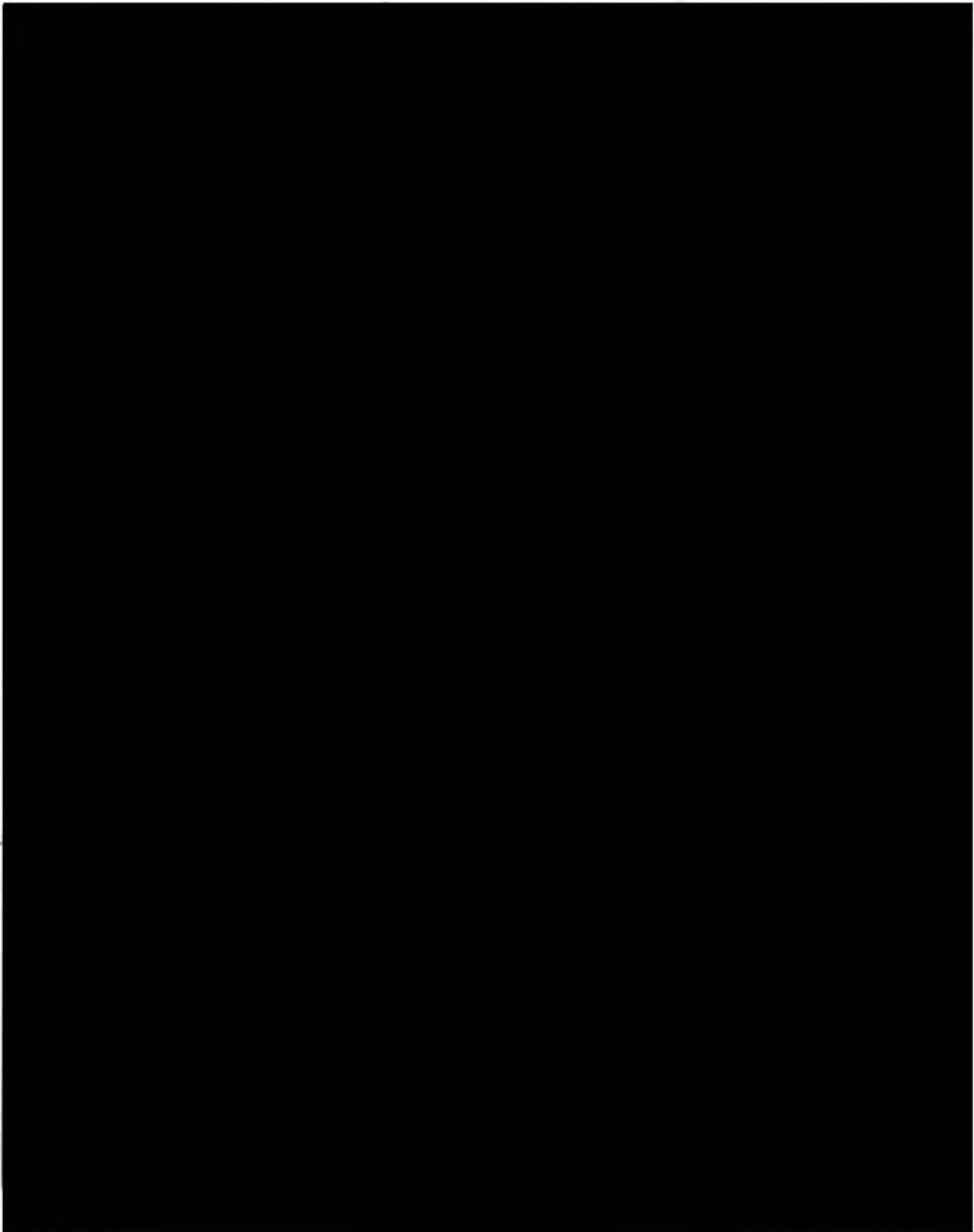


Incident Report

Report # 24-120	Occurred: Date: 09/28/24	Time: 1334
Type of Incident: Felonious Assault	Location: Parking Lot	
Name: Omar Gutierrez	SSN:	DOB: [REDACTED]
Address:	City/State/Zip	
Affiliation: <input type="checkbox"/> Employee <input checked="" type="checkbox"/> Patron <input type="checkbox"/> Vendor	Involvement: <input checked="" type="checkbox"/> RP/V <input type="checkbox"/> Witness <input type="checkbox"/> Suspect	
Phone:	Other:	
Name: Omar Castro Jr	SSN:	DOB: [REDACTED]
Address: 27840 Wisconsin St	City/State/Zip Bonita Springs, FL 34135	
Affiliation: <input type="checkbox"/> Employee <input checked="" type="checkbox"/> Patron <input type="checkbox"/> Vendor	Involvement: <input type="checkbox"/> RP/V <input type="checkbox"/> Witness <input checked="" type="checkbox"/> Suspect	
Phone:	Other:	
Name:	SSN:	DOB:
Address:	City/State/Zip	
Affiliation: <input type="checkbox"/> Employee <input type="checkbox"/> Patron <input type="checkbox"/> Vendor	Involvement: <input type="checkbox"/> RP/V <input type="checkbox"/> Witness <input type="checkbox"/> Suspect	
Phone:	Other:	
Alcohol Involved? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Ejected? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Trespass Warning? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Law Enforcement involved? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Officer: Ferguson	Report# 24-498014
Synopsis: At 1337 I received a phone call from banker supervisor, Bob Spencer, stating there was an argument in the parking lot. I hung up and went outside to meet Spencer who added that two men had been arguing for 10 minutes and might fight. As I got closer I saw the two men fighting and I yelled to stop. They immediately did and the Hispanic male on the left (<u>Omar Gutierrez</u>) turned toward me and yelled for help, saying he had been stabbed. He was clutching his right side and his guts were falling out. I took a step forward and yelled twice to drop the knife that I now saw in the other gentleman's hand (later identified as Omar Castro Jr). Castro tossed the knife in the grass and took a step back saying the stab victim had attacked him and hit him in the head. He said the other male's name was Omar and the stab victim immediately moved towards his white Honda which appeared to be blocking in Castro's black Ram 1500. Gutierrez got in his car and drove out of the parking lot, attempting to make a left before stopping. I had called it in to Seccom along with Agent Viles who stayed with Castro. Seccom called for an ambulance at 1339. I was met by our EMS [REDACTED] and a bystander also assisted with tending to Gutierrez's wounds. It appeared he had been stabbed several times in the chest and abdomen. LCSO and paramedics arrived on scene at 1345. Video footage was saved and a separate injury report has been filed.		
Agent's Signature:	Date: 09/28/24	Reviewed by:



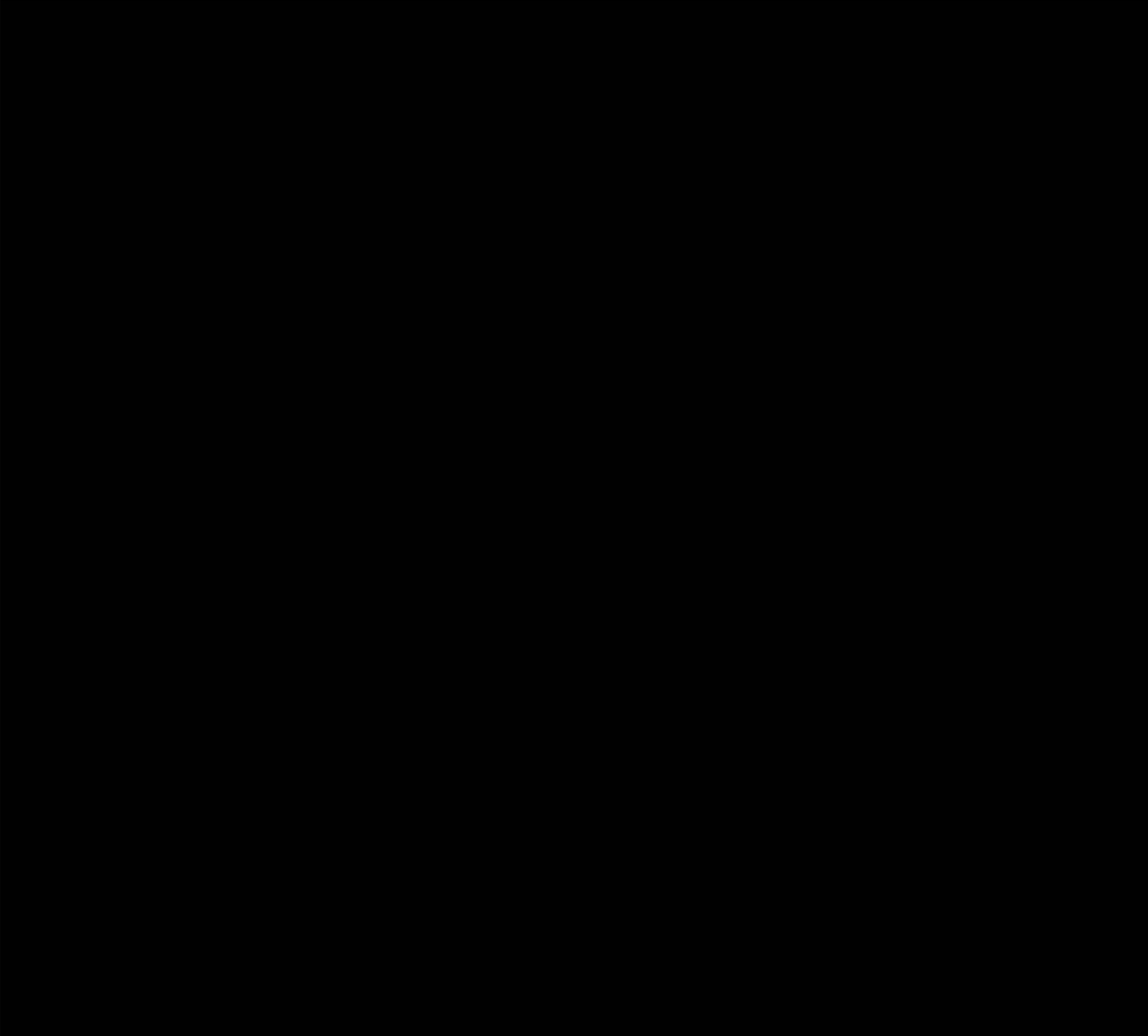
FIRST RESPONDER REPORT



→

VIDEO

EXHIBIT # 1
PAGE # 2



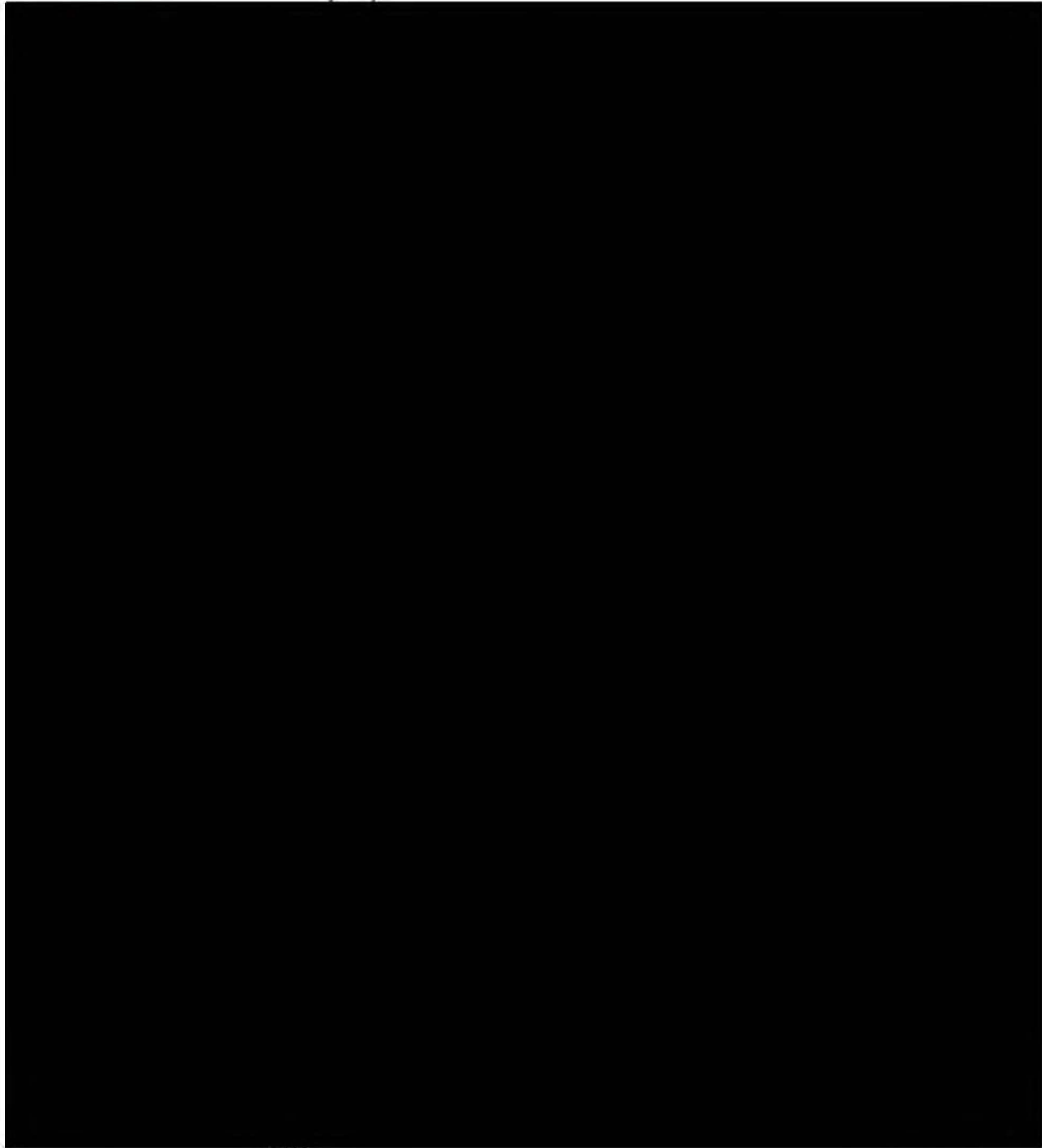
2/15/2022 kcj

EXHIBIT #
PAGE #

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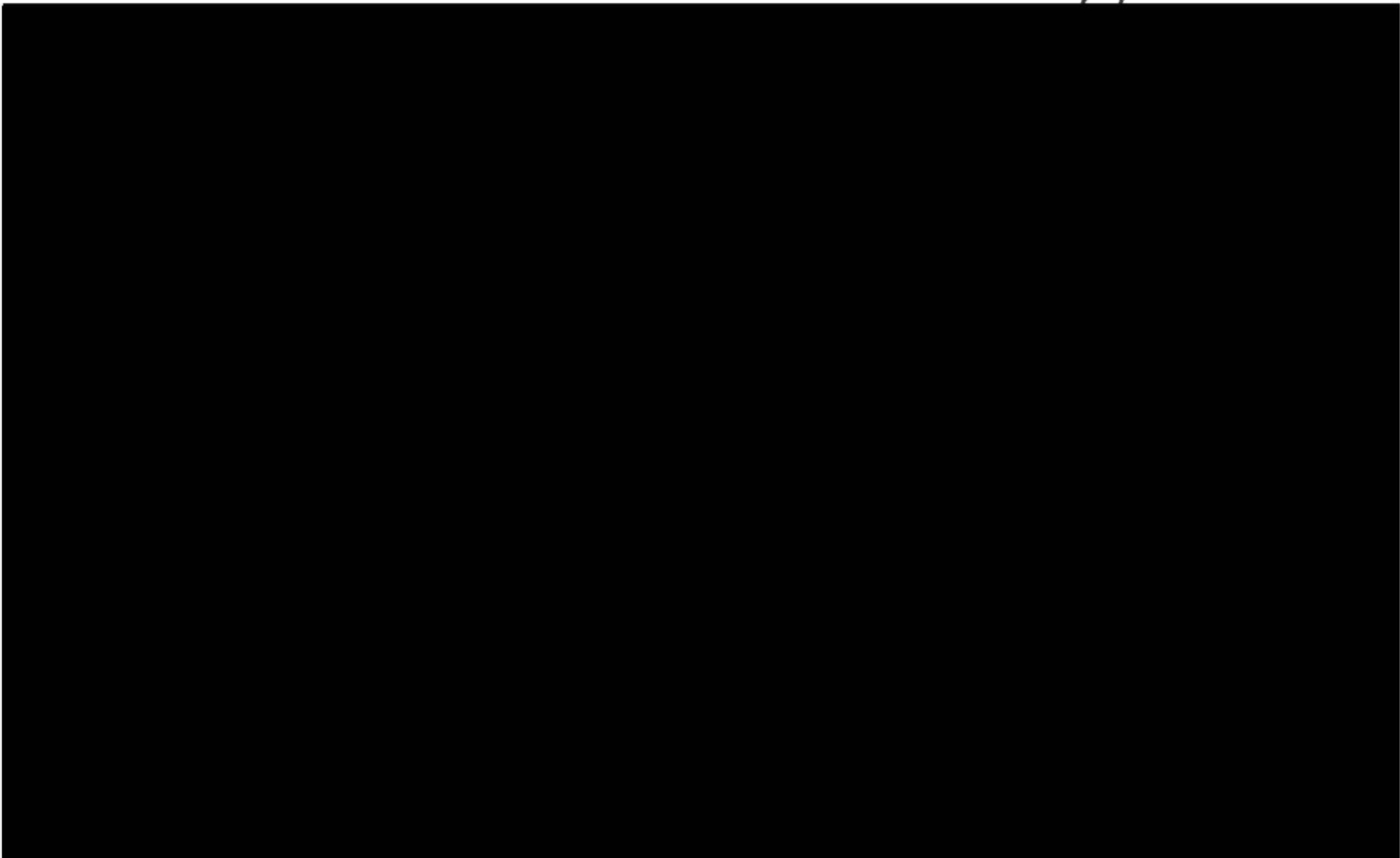
WITNESS STATEMENT



24-120

LEE COUNTY SHERIFF'S OFFICE
SWORN AFFIDAVIT

COUNTY OF LEE
STATE OF FLORIDA



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SWORN TO AND SUBSCRIBED PHYSICALLY BEFORE ME

THIS _____ DAY OF _____ 20__

NOTARY PUBLIC/ DEPUTY SHERIFF



SKIN

EXHIBIT #
PAGE #

1/5

24-120

LEE COUNTY SHERIFF'S OFFICE
SWORN AFFIDAVIT

COUNTY OF LEE
STATE OF FLORIDA



SWORN TO AND SUBSCRIBED PHYSICALLY BEFORE ME

THIS _____ DAY OF _____ 20 _____

NOTARY PUBLIC/ DEPUTY SHERIFF



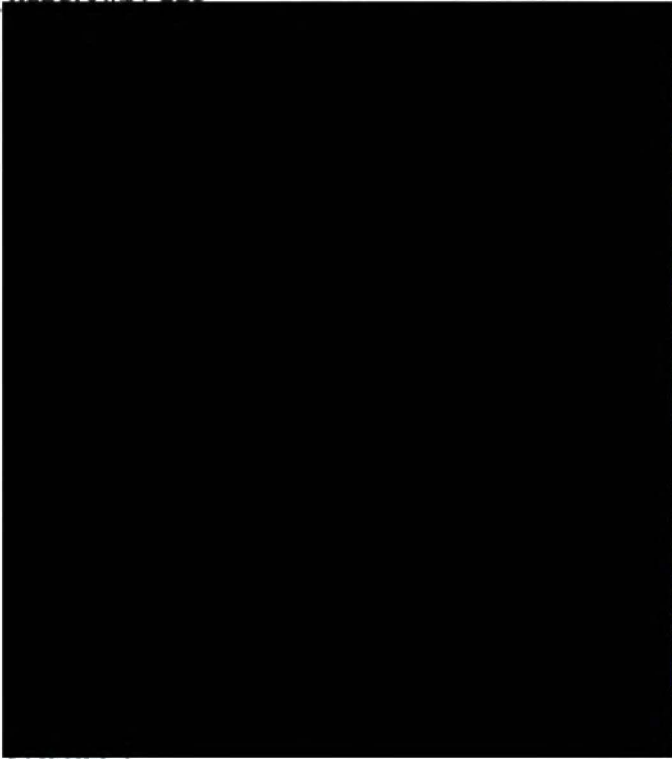
SIGNED

EXHIBIT #
PAGE #
1
6

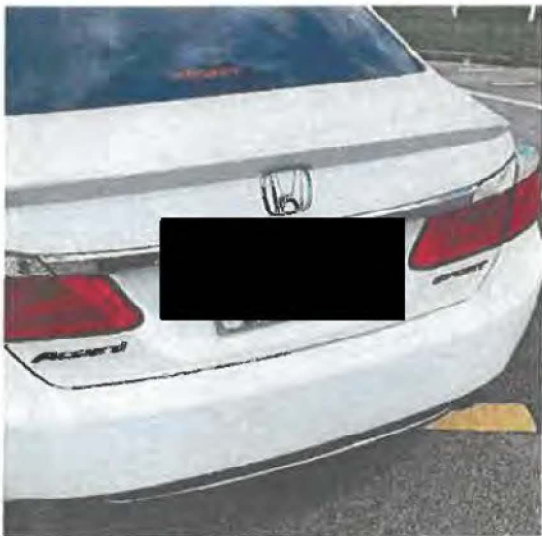


INCIDENT REPORT CONTINUATION

Report #24-120



SUSPECT



VICTIM'S CAR

Signature: *Izaias Matos*

Date: 09-28-24

EXHIBIT #
PAGE #

1
7



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

PROPERTY RECEIPT

Complaint# 2024-06076 Date 10/10/24 Lab # _____

Item No.	Quantity	Description
1	1	BSPR- 9-28-2024 footage stabbing

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.

Ken Jones 

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.

Lisa Vila 

Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

Signature Date

Received by: _____ Date: _____
 Received by: _____ Date: _____
 Received by: _____ Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt

EXHIBIT # 2
PAGE # 1



NOTICE OF EXCLUSION

Incident Report # 24-120

Last Name CASTRO		First Name OMAR JR		MI
Address 27840 WISCONSIN ST				
City BONITA SPRINGS		State FL	Zip 34135	
Last 4 of SSN	Driver's License #	State FL	Expires 08-30-31	
DOB	Sex M	Race H	Hgt 6'01"	Wgt

You have been ejected from the premises of the Bonita Springs Poker Room on 09-28-24 at 1534 for AGG. ASSAULT w/ DEADLY WEAPON

DATE TIME REASON

- This exclusion is
- Permanent** (Class A)
 - Temporary**, (Class B) the length of which is to be determined by the Exclusion Review Panel.
 - One (1) Year** (Class C)

You are hereby ordered to leave the premises and are not to reenter until written permission is obtained by the Director of Security authorizing your return. If you are observed on the premises of the Bonita Springs Poker Room prior to being reinstated you are subject to prosecution for violation of applicable provisions of Florida State Statutes of Chapter 810 prohibiting Trespass. Denial of access complies with applicable laws and is not based on race, creed, color, sexual orientation, or national origin.

You may only appeal this decision and request reinstatement by contacting the Director of Security at (239)-949-3500

X _____ Refused

SIGNATURE	
Issuing Authority 	Position DIRECTOR OF SECURITY

EXHIBIT # 3
PAGE # 1

ARREST / NOTICE TO APPEAR

Lee County Sheriff

1 Arrest 2 Notice To Appear 1 Juvenile

ORIS NUMBER 3605114670	AGENCY ORI NUMBER FL0360000	CASE NUMBERS 24CF017347	AGENCY REPORT NUMBER 24-498014	AGENCY ARREST NUMBER 2024026375
CHARGE TYPE <input checked="" type="checkbox"/> 1 FELONY <input type="checkbox"/> 2 TRAFFIC FELONY <input type="checkbox"/> 3 MISDEMEANOR <input type="checkbox"/> 4 TRAFFIC <input type="checkbox"/> 5 ORDINANCE <input type="checkbox"/> 6 OTHER	WEAPON SEIZED / TYPE 1 Yes <input type="checkbox"/> 2 No <input checked="" type="checkbox"/>	DATE OF OFFENSE 9/28/2024		
LOCATION OF ARREST (Include Name of Business) 28010 RACE TRACK RD BONITA SPRINGS, FL 34135		LOCATION OF OFFENSE (Business Name Address) 28010 RACE TRACK RD BONITA SPRINGS, FL 34135		
DATE OF ARREST 9/28/2024	TIME OF ARREST 2241	BOOKING DATE 9/28/2024	BOOKING TIME 22410059	JAIL BOOK DATE 9/29/24
JAIL NUMBER 994010	COUNTY ID NUMBER 378432	OTHER LOCAL NUMBER B0164863	ROLE NUMBER	DOC NUMBER

NAME (Last, First Middle) CASTRO, OMAR										
RACE W - White A - American Indian O - Oriental / Asian	SEX W M	DATE OF BIRTH OR AGE	HEIGHT 6'01"	WEIGHT 190	EYE COLOR BRO	HAIR COLOR BLK	COMPLEXION LGT	BUILD ABULD	INDICATION OF Alcohol Influence Drug Influence Y <input type="checkbox"/> N <input type="checkbox"/> UNK <input type="checkbox"/>	
SCARS, MARKS, TATTOOS, UNIQUE PERSONAL FEATURES (Location, Type Description)								RESIDENCE TYPE		
LOCAL ADDRESS (Street, Apt. Number) 27840 WISCONSIN ST BONITA SPRINGS, FL 34135			(City)	(State)	(Zip)	PHONE		ADDRESS SOURCE		
PERMANENT ADDRESS (Street, Apt. Number)			(City)	(State)	(Zip)	PHONE		OCCUPATION		
BUSINESS ADDRESS (Name, Apt. Number)			(City)	(State)	(Zip)	PHONE		OCCUPATION		
DRIVER'S LICENSE STATE / NUMBER		SOCIAL SECURITY NUMBER		INS NUMBER		PLACE OF BIRTH (F)		CITIZENSHIP Y		

CO-DEFENDANT NAME (Last, First, Middle)	RACE	SEX	DATE OF BIRTH OR AGE	<input type="checkbox"/> 1 Arrested <input type="checkbox"/> 2 At Large	<input type="checkbox"/> 3 Felony <input type="checkbox"/> 4 Misdemeanor <input type="checkbox"/> 5 Juvenile
CO-DEFENDANT NAME (Last, First, Middle)	RACE	SEX	DATE OF BIRTH OR AGE	<input type="checkbox"/> 1 Arrested <input type="checkbox"/> 2 At Large	<input type="checkbox"/> 3 Felony <input type="checkbox"/> 4 Misdemeanor <input type="checkbox"/> 5 Juvenile

ACTIVITY N N/A P Possess	S Sell B Buy T Traffic	R Smuggle D Deliver E Use	K Distribute	M Manufacture / Produce / Cultivate	Z Other	TYPE N N/A A Amphetamine	B Barbiturate C Cocaine E Heroin	H Marijuana M Marijuana O Opium / Deriv	P Paraphernalia / Equipment S Synthetic	U Unknown Z Other
--------------------------------	------------------------------	---------------------------------	--------------	---	---------	--------------------------------	--	---	---	----------------------

CHARGE DESCRIPTION *AGGRAV BATTERY - AGGRAV BATTERY WITH A DEADLY WEAPON - 24CF017347	COUNTS 1	<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> Ord.	STATUTE VIOLATION NUMBER 784.045(1a2)	BOND \$
ACTIVITY N	DRUG TYPE	AMOUNT / UNIT		GOC Not Applicable
<input type="checkbox"/> PC# <input type="checkbox"/> CAPIAS <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> JUV. PU <input type="checkbox"/> CITATION DATE ISSUED <input type="checkbox"/> Writ. Att <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Domestic Violence Injury <input type="checkbox"/> Order of Arrest				

CHARGE DESCRIPTION	COUNTS	<input type="checkbox"/> F.S. <input type="checkbox"/> Ord.	STATUTE VIOLATION NUMBER	BOND \$
ACTIVITY	DRUG TYPE	AMOUNT / UNIT		GOC
<input type="checkbox"/> PC# <input type="checkbox"/> CAPIAS <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> JUV. PU <input type="checkbox"/> CITATION DATE ISSUED <input type="checkbox"/> Writ. Att <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Domestic Violence Injury <input type="checkbox"/> Order of Arrest				

<input type="checkbox"/> Mandatory Appearance in Court	LOCATION (Court, Room Number, Address)
<input type="checkbox"/> You need not appear in Court but must comply with instructions on Notice To Appear page	MONTH October DAY 28 YEAR 2024 TIME 08:30 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED UNDER AND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED

SIGNATURE OF DEFENDANT / JUVENILE AND PARENT OR CUSTODIAN

<input checked="" type="checkbox"/> Miranda Warning	HOLD FOR OTHER AGENCY NAME:	VERIFIED BY	DATE	BOND CHARGE #	BOND CHARGE #
<input type="checkbox"/> ADULTS ONLY hold for first appearance	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 28th DAY OF SEPTEMBER 2024		BOND TYPE 1 ROR 2 Cash	3 Surety 4 Bail / Bond	5 Cert 6 Other
OFFICER'S / COMPLAINTANT'S SIGNATURE ROBERT KLEMAN 2022038		Name / Title of Person Authorized to Administer Oath 14-090	RETURNABLE COURT DATE	RETURNABLE COURT TIME AM <input checked="" type="checkbox"/> PM <input type="checkbox"/>	
REPORT ENTERED BY			RELEASE DATE	RELEASE OFFICER	
NAME (Printed) ID NO. / TROOP			EXHIBIT # 4 PAGE # 1		



PROBABLE CAUSE STATEMENT

Agency ORI Number F L 0 3 6 0 0 0 0	Agency Name Lee County Sheriff	Agency Report Number 2 4 - 4 9 8 0 1 4	1 Offense / Arrest 1 Juvenile 1 Original / 2 Supplemental 1
Original Date Reported 0 9 2 8 2 4	Case Reference CASTRO, OMAR	CLERK CASE NUMBERS 24CF017347	

On September 28, 2024, the Lee County Sheriff's Office responded to 28010 Race Track Rd, Bonita Springs, FL, 34134, in reference to an aggravated battery with a deadly weapon. Upon arrival at the location, Deputy Ferguson and Deputy Serrano were flagged down and located a male, the victim, sitting inside a white Honda Accord, suffering from multiple stab wounds.

Deputies were further advised that the potential suspect was nearby. The suspect was detained by deputies and placed into a patrol car.

Due to the nature of the incident, Detective Kleman and Detective Schilke of the Violent Crimes Unit responded and assumed control of the investigation.

The victim was transported to the Gulf Coast Medical Center and underwent surgery when he arrived. Detective Kleman responded to the hospital after the victim was out of surgery and obtained an audio-recorded statement. The victim told Detective Kleman that the suspect owed him money and he had been trying to collect the money from the suspect for several months. He stated he saw the suspect's vehicle parked at the address mentioned above, which is a gambling establishment. The victim stated he saw the suspect exit the building, so he contacted him in the parking lot and confronted him about the money he owed. The victim said he got into a physical fight with the suspect after the suspect said he was not going to pay him any money. The victim said the suspect took a fighting stance and engaged in a fight. During the fight, the victim said he looked down at his stomach and noticed he was heavily bleeding and his intestines were protruding out of his stomach. The victim said his adrenaline was rushing, but he knew that he had been stabbed several times. The victim said he panicked when he saw the extent of his injuries, so he got back in his car to drive himself to the hospital. After only driving for a brief moment, the victim said he started to lose consciousness, so he stopped driving. After stopping his car, the victim said he remembered people approaching him and then waking up in the hospital.

The victim told Detective Kleman that he wanted to pursue charges and signed a desire to prosecute. The victim told Detective Kleman he had been friends with the suspect his whole life and positively identified the suspect through a single photo verification.

The suspect was transported to the Lee County Sheriff's Office headquarters at 14750 Six Mile Cypress Parkway, Fort Myers, FL. Detective Kleman arrived at headquarters and advised the suspect of his Miranda Rights from an agency-issued pre-text card. The suspect confirmed he understood his rights and wanted to speak to Detective Kleman. The suspect told Detective Kleman that the victim was arrested earlier in the year and that the victim asked him to sell drugs to make him money. He said he had known the victim since he was in middle school. The suspect said the victim told him where he had drugs inside his car, so he recovered the drugs and sold them. The suspect said he made a few thousand dollars selling the drugs but never gave any of the money to the victim. The suspect stated the victim had been bothering him for several months, trying to get money from him. The suspect told Detective Kleman he saw the victim drive up to him in a white Honda while he was leaving the Poker Room today, September 28, 2024. When the suspect saw the victim, he said the victim was asking him about the money and getting angry. The suspect told Detective Kleman that the victim attempted to punch him but missed. After this, the victim said he engaged in a fight with the victim and stabbed him several times with his butterfly knife. He said he did not want to stab the victim, but he was scared and trying to defend himself. The victim told Detective Kleman that he never saw the victim armed with any weapons.

While processing the scene, a video from the Poker Room that captured the fight in the parking lot was recovered. The video corroborated the events the suspect and victim described to Detective Kleman. The knife used in the incident was located at the scene and collected as evidence.

Based on the investigation in its entirety, video evidence, recovered knife, the suspect admitting to stabbing the victim, injuries sustained by the victim requiring hospitalization and surgery, Detective Kleman finds sufficient probable cause to arrest the suspect for violation of FSS 784.054(1a2) Aggravated battery with a deadly weapon.

Report Contains		Relate to	
Officer(s) Reporting KLEMAN, ROBERT	ID. Number(s) 2022038	Troop	Date
Office: Reviewing / Supervisor (if Applicable) FORAKER, DAVID	ID. Number 2012119	Routed To	Referred To
Assigned To	By	Date	
Case Status	1 Arrest 2 Exceptions	3 Unbonded	A Adult J Juvenile
Date Cleared	Arrest Number 2024026375	Number Arrested	
Exception Type	2 Arrest on Primary Offense / Secondary Offense Without Prosecution	3 Death of Offender / VAW Refused to Cooperate	5 Prosecution Declined / Juvenile / No Custody
1 Extradition Declined		4 VAW Refused to Cooperate	6 Juvenile / No Custody
		OBTS Number	Page 2 of 2

EXHIBIT # 4
PAGE # 2

MSMV 60011 ADMINISTRATIVE



**LEE COUNTY SHERIFFS
OFFICE**
Public Information Report

ORI : FL0360000

Print Date : 10/23/2024

Incident Information

Incident # : 24-498014

ReportedDate : 09/28/2024 13:39

Location : 28010 RACE TRACK RD BONITA
SPRINGS,FL 34135

Reporting Officer : FERGUSON, MATTHEW S (2013123)

Offense : <784.045-1a2#4134-13A> AGGRAV
BATTERY WITH A DEADLY
WEAPON (AGGRAV BATTERY)

Associated Names

Name : CASTRO, OMAR , JR.

Involvement : ARRESTEE

DOB : [REDACTED] 00:00

Name : GUTIERREZ, OMAR JARED

Involvement : VICTIM

DOB : [REDACTED] 00:00

Name : [REDACTED]

Involvement : INVOLVED OTHER

DOB : [REDACTED]

Name : [REDACTED]

Involvement : INVOLVED OTHER

DOB : [REDACTED]

EXHIBIT # 4
PAGE # 3

Public Narratives

Title :

Narrative :

On Saturday, September 28th, 2024, Deputy Ferguson and Deputy Serrano were assigned to work marked uniform patrol 4th Precinct for the Lee County Sheriff's Office, Lee County Florida. Deputies were dispatched to 28010 Race Track Rd, Bonita Springs, Florida, 34135 in reference to a stabbing.

Deputies arrived on the scene and immediately were flagged to a white in color Honda Accord with license plate number [REDACTED]. Deputies made contact with the driver of the vehicle who appeared to have multiple stab wounds. Deputies began to assist and render aid until relieved by Emergency Medical Services.

Deputies were further advised that the potential suspect was nearby. The suspect was detained by deputies and placed into a patrol car.

Due to the nature of the call Violent Crimes Detectives Kleman and Schilke responded and assumed the investigation.

Watch Commander K. Day and Sergeants B. Barringer and F. Pooser were on the scene.

A crime scene log was completed.

The vehicle was removed from the scene by G and C Towing.

EXHIBIT #
PAGE #

4
4

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
---------	-------	--------	-------------	---------	------	------	------------	-------------	--------

Complaint Search Change Recording License Type Delete Complaint Mass Activity Update Mass Discipline
 Update Mass Status Update Public Case Info

Domain: 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubbs1

VR Home > Complaint Search > Maintain Complaint

Lic Type	1098 - Unlicensed Complaints	Status	20 Under Investigation	Status Date	10/21/2024
Complaint #	2024060176	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	CASTRO, OMAR	Responsible	Vila - VILA, LISA	Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source INTN - Internal Security Level 1
 Form INTR - Internal Priority 1
 Class'n V-C - Cardroom Violations Complexity R - Regular
 Security STND - Standard Incident 09/28/2024
 Region SR - Southern Region Received 10/18/2024
 Reference 550.0251(6)
 Entered 10/21/2024 Entered By cstubbs1

- Parties
- Allegations
- Violations
- Related
- Inspection
- Costs
- Time Tracking
- Attachments
- Work Notes
- Activities
- Discipline
- Compliance
- Disposition
- Auto Assign
- History
- Print Report

Summary 142 - BONITA-FORT MYERS CORPORATION - The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation: On Saturday, September 28, 2024, at approximately 1:34 pm, Bonita Springs Poker Room (BSPR) Security was requested by Banker Supervisor, Bob Spencer, to respond to the parking lot concerning a dispute between two patrons. As Security was approaching the combatants, one of the involved patrons called for assistance stating that he'd been stabbed. The male Patron later identified as Omar Gutierrez, was observed clutching the left side of his abdomen. As Security approached Gutierrez, blood and what appeared to be internal organs were visible to the lower abdominal area. The other male patron, later identified as Omar Castro, was observed with a knife in his hand and was instructed to drop the weapon. Castro stated he was struck first and then threw the knife in the grass. Gutierrez entered his car and attempted to leave, however, he was unable to drive due to his injuries. Gutierrez received assistance by BSPR staff, [REDACTED] and a retired paramedic visiting the facility. Lee County Sheriff's Office deputies and Fire Rescue responded and took over the scene. Castro was placed under arrest and Gutierrez was transported to the hospital, for

EXHIBIT # 5
 PAGE # 1

treatment. After a BSPR review of the incident and previous conduct of the involved combatants, they were permanently excluded from the facility. Due to the violent nature of the incident, it is recommended that Castro be considered for Statewide exclusion.

Updated 10/21/2024 14:17:34

By cstubbs1

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EXHIBIT # 5
PAGE # 2

7006 2150 0005 6847 8755

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For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		

12-17-2024

Postmark
Here

Castro, Omar
27840 Wisconsin Street
Bonita Springs, FL 34135
AC -2024060176- PMW

ALERT: USPS WILL RESUME MAIL SERVICE TO CANADA ON MONDAY, JANUARY 6, 2025. [REA...](#)

ALERT: MAJOR WINTER STORM FROM CENTRAL PLAINS THROUGH MID-ATLANTIC U.S. MAY...

USPS Tracking[®]

[FAQs >](#)

Tracking Number:

[Remove X](#)

70062150000568478755

[Copy](#)

[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was delivered to an individual at the address at 3:26 pm on December 21, 2024 in BONITA SPRINGS, FL 34135.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Left with Individual

BONITA SPRINGS, FL 34135
December 21, 2024, 3:26 pm

[See All Tracking History](#)

[What Do USPS Tracking Statuses Mean? \(https://faq.usps.com/s/article/Where-is-my-package\)](https://faq.usps.com/s/article/Where-is-my-package)

Text & Email Updates



USPS Tracking Plus[®]



Product Information



[See Less ^](#)

Feedback

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
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Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubbs1

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type	1098 - Unlicensed Complaints	Status	90 Closed	Status Date	11/13/2024
Complaint #	2024060176	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	CASTRO, OMAR	Responsible	bjones - JONES, BRADFORD	Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source **INTN - Internal** Security Level 1
 Form **INTR - Internal** Priority 1
 Class'n **V-C - Cardroom Violations** Complexity **R - Regular**
 Security **STND - Standard** Incident **09/28/2024**
 Region **SR - Southern Region** Received **10/18/2024**
 Reference **550.0251(6)**
 Entered **10/21/2024** Entered By **cstubbs1**

- Parties Activities
- Allegations Discipline
- Violations Compliance
- Related Disposition
- Inspection
- Costs
- Time Tracking Auto Assign
- Attachments History
- Work Notes Print Report

Summary **142 - BONITA-FORT MYERS CORPORATION - The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation: On Saturday, September 28, 2024, at approximately 1:34 pm, Bonita Springs Poker Room (BSPR) Security was requested by Banker Supervisor, Bob Spencer, to respond to the parking lot concerning a dispute between two patrons. As Security was approaching the combatants, one of the involved patrons called for assistance stating that he'd been stabbed. The male Patron later identified as Omar Gutierrez, was observed clutching the left side of his abdomen. As Security approached Gutierrez, blood and what appeared to be internal organs were visible to the lower abdominal area. The other male patron, later identified as Omar Castro, was observed with a knife in his hand and was instructed to drop the weapon. Castro stated he was struck first and then threw the knife in the grass. Gutierrez entered his car and attempted to leave, however, he was unable to drive due to his injuries. Gutierrez received assistance by BSPR staff [REDACTED] and a retired paramedic visiting the facility. Lee County Sheriff's Office deputies and Fire Rescue responded and took over the scene. Castro was placed under arrest and Gutierrez was transported to the hospital, for treatment. After a BSPR review of the incident and**

previous conduct of the involved combatants, they were permanently excluded from the facility. Due to the violent nature of the incident, it is recommended that Castro be considered for Statewide exclusion.

Updated **11/14/2024 10:05:56**

By **cstubbs1**

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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: October 21, 2024	Case Number: 2024 06 0176
Respondent: CASTRO, OMAR 27840 WISCONSIN STREET BONITA SPRINGS, FL. 34135		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE #165 FT. LAUDERDALE, FL. 33309	
License # and Type: N/A / 1098		Profession: Patron	Report Date: October 30, 2024
Period of Investigation: October 1, 2024-October 30, 2024		Type of Report: FINAL	
<p>Alleged Violation: FSS 551.112 Exclusions of certain persons. — 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.</p>			
<p>Synopsis: On September 28, 2024, at approximately 1:34 P.M., Patrons Omar Gutierrez and Omar CASTRO were involved in a dispute over money at the Bonita Springs Poker Room (BSPR). As Gutierrez exited the facility and walked to the parking lot towards his vehicle, he was confronted by CASTRO. The dispute escalated into violence when CASTRO stabbed Gutierrez 10 times in the abdomen with a knife.</p> <p>Based on this incident it was determined by BSPR management that CASTRO be permanently excluded from the facility.</p>			
Related Case(s): 2024-06-0053			
Investigations Specialist II / Date : 10/31/24		Investigations Manager / Date:	
 Lisa Vila /		Tyrell Smith / November 1, 2024	
Chief of Investigations / Date			
 Bradford D. Jones / November 13, 2024			

CONTINUATION

Upon further investigation contact was made with Bonita Springs Poker Room (BSPR) Director of Security, Ken Jones who advised the following.

On Saturday, September 28, 2024, at approximately 1:34 P.M., Bonita Springs Poker Room (BSPR) Security was requested by Banker Supervisor Bob Spencer, to respond to the parking lot in reference to a dispute between two male subjects.

As Security was approaching the individuals, one of the involved patrons who was later identified as Omar Gutierrez, called for assistance stating that he had been stabbed. Gutierrez was observed clutching the left side of his abdomen. As Security approached Gutierrez, blood and what appeared to be internal organs were visible to the lower abdominal area. The other male patron later identified as Omar **CASTRO**, was observed with a knife in his hand and he was instructed to drop the weapon by Security. **CASTRO** stated that he was struck first by Gutierrez and then threw the knife in the grass.

Gutierrez entered his car and attempted to leave; however, he was unable to drive due to his injuries. Gutierrez received assistance by BSPR staff [REDACTED] and a retired paramedic bystander visiting the facility until on-duty County Paramedics arrived.

Lee County Sheriff's Office (LCSO) deputies and LCSO Fire Rescue were called by Security and responded to the scene (**EXHIBIT # 4**). It was later learned that Gutierrez underwent surgery for his injuries and was able to speak to LCSO detectives after he had recovered.

Gutierrez explained that **CASTRO** owed him money and he knew that **CASTRO** was playing cards at BSPR. He then responded to the facility and waited for him to exit. When **CASTRO** entered the parking lot, Gutierrez parked his vehicle directly in front of **CASTRO'S** vehicle to block him in the parking space. He then demanded the money that was owed to him, and **CASTRO** refused to pay back the money. The argument then escalated, and Gutierrez attempted to punch **CASTRO**. As a result, **CASTRO** responded by stabbing Gutierrez in the abdomen numerous times.

Castro was also interviewed by LCSO Detectives. Following issuance of his Miranda rights **CASTRO** advised that he was confronted by Gutierrez in the parking lot at BSPR demanding the money he owed him (proceeds from the sale of illegal narcotics). **CASTRO** further explained that although he sold the drugs for Gutierrez and made "a few thousand dollars" he never gave any of the money to him. At the end of the interview **CASTRO** was arrested and charged with Aggravated Battery with a deadly weapon.

This Investigator received a copy of the surveillance video of the incident from BSPR which showed both Gutierrez and **CASTRO** in the parking lot arguing and then the stabbing. The surveillance footage was uploaded into Llama and marked as evidence. The Property Receipt is assigned as **EXHIBIT # 2**.

After a BSPR management review of the incident and conduct of the involved individuals, they both were permanently excluded from the facility (**EXHIBIT # 3**).

Conclusion: Due to the violent nature of the incident, it is recommended that **CASTRO** be considered for Statewide exclusion.

Status: Case closed by Investigations and forwarded to Legal for review.

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- II. INVESTIGATIVE REPORT
- III. EXHIBITS
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 - 4. LCSO Police Reports.....1-4
 - 5. VERSA Printout.....1-2

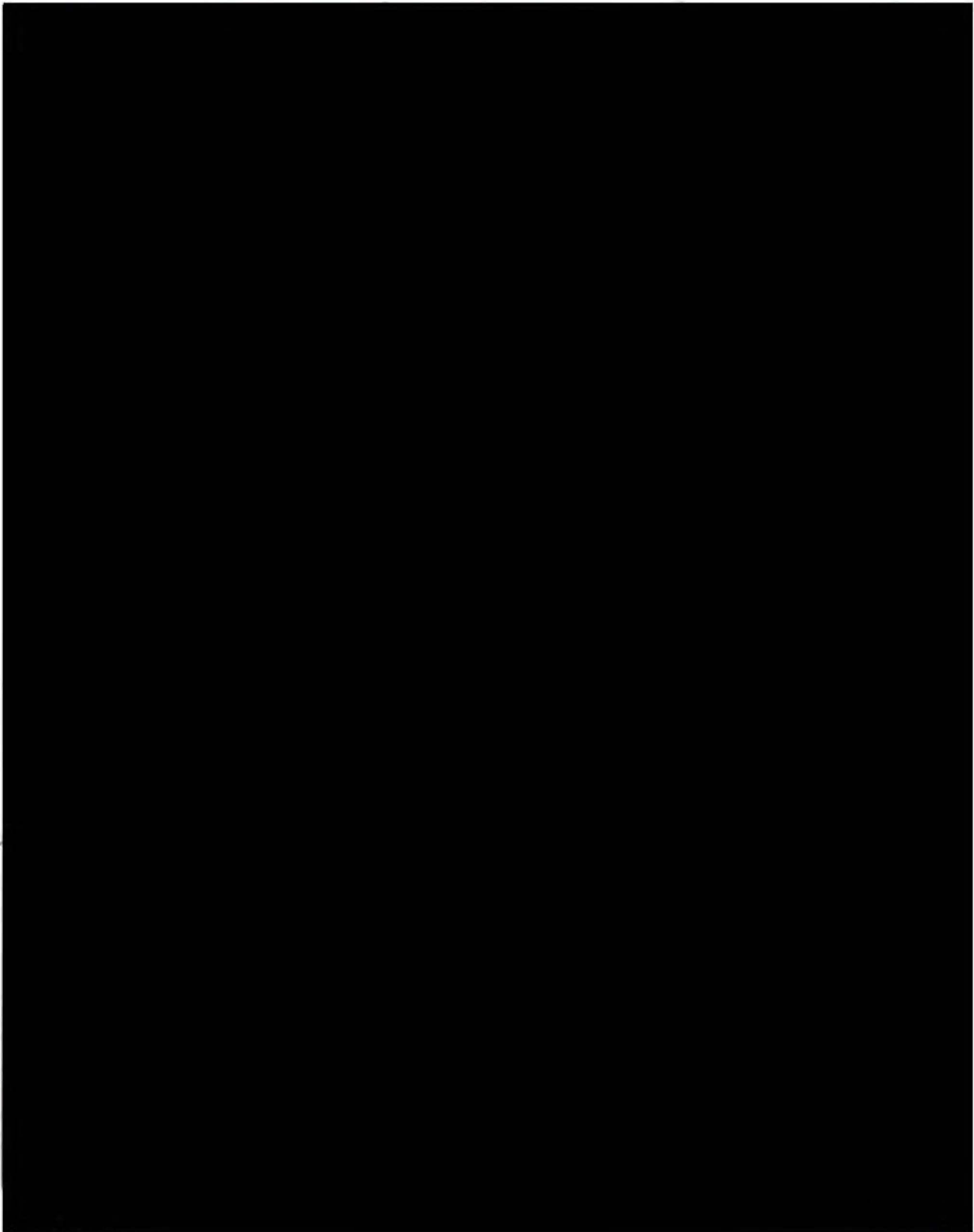


Incident Report

Report # 24-120	Occurred: Date: 09/28/24	Time: 1334
Type of Incident: Felonious Assault	Location: Parking Lot	
Name: Omar Gutierrez	SSN:	DOB: [REDACTED]
Address:	City/State/Zip	
Affiliation: <input type="checkbox"/> Employee <input checked="" type="checkbox"/> Patron <input type="checkbox"/> Vendor	Involvement: <input checked="" type="checkbox"/> RP/V <input type="checkbox"/> Witness <input type="checkbox"/> Suspect	
Phone:	Other:	
Name: Omar Castro Jr	SSN:	DOB: [REDACTED]
Address: 27840 Wisconsin St	City/State/Zip Bonita Springs, FL 34135	
Affiliation: <input type="checkbox"/> Employee <input checked="" type="checkbox"/> Patron <input type="checkbox"/> Vendor	Involvement: <input type="checkbox"/> RP/V <input type="checkbox"/> Witness <input checked="" type="checkbox"/> Suspect	
Phone:	Other:	
Name:	SSN:	DOB:
Address:	City/State/Zip	
Affiliation: <input type="checkbox"/> Employee <input type="checkbox"/> Patron <input type="checkbox"/> Vendor	Involvement: <input type="checkbox"/> RP/V <input type="checkbox"/> Witness <input type="checkbox"/> Suspect	
Phone:	Other:	
Alcohol Involved? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Ejected? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Trespass Warning? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Law Enforcement involved? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Officer: Ferguson	Report# 24-498014
Synopsis: At 1337 I received a phone call from banker supervisor, Bob Spencer, stating there was an argument in the parking lot. I hung up and went outside to meet Spencer who added that two men had been arguing for 10 minutes and might fight. As I got closer I saw the two men fighting and I yelled to stop. They immediately did and the Hispanic male on the left (<u>Omar Gutierrez</u>) turned toward me and yelled for help, saying he had been stabbed. He was clutching his right side and his guts were falling out. I took a step forward and yelled twice to drop the knife that I now saw in the other gentleman's hand (later identified as Omar Castro Jr). Castro tossed the knife in the grass and took a step back saying the stab victim had attacked him and hit him in the head. He said the other male's name was Omar and the stab victim immediately moved towards his white Honda which appeared to be blocking in Castro's black Ram 1500. Gutierrez got in his car and drove out of the parking lot, attempting to make a left before stopping. I had called it in to Seccom along with Agent Viles who stayed with Castro. Seccom called for an ambulance at 1339. I was met by our EMS [REDACTED] and a bystander also assisted with tending to Gutierrez's wounds. It appeared he had been stabbed several times in the chest and abdomen. LCSO and paramedics arrived on scene at 1345. Video footage was saved and a separate injury report has been filed.		
Agent's Signature:	Date: 09/28/24	Reviewed by:



FIRST RESPONDER REPORT

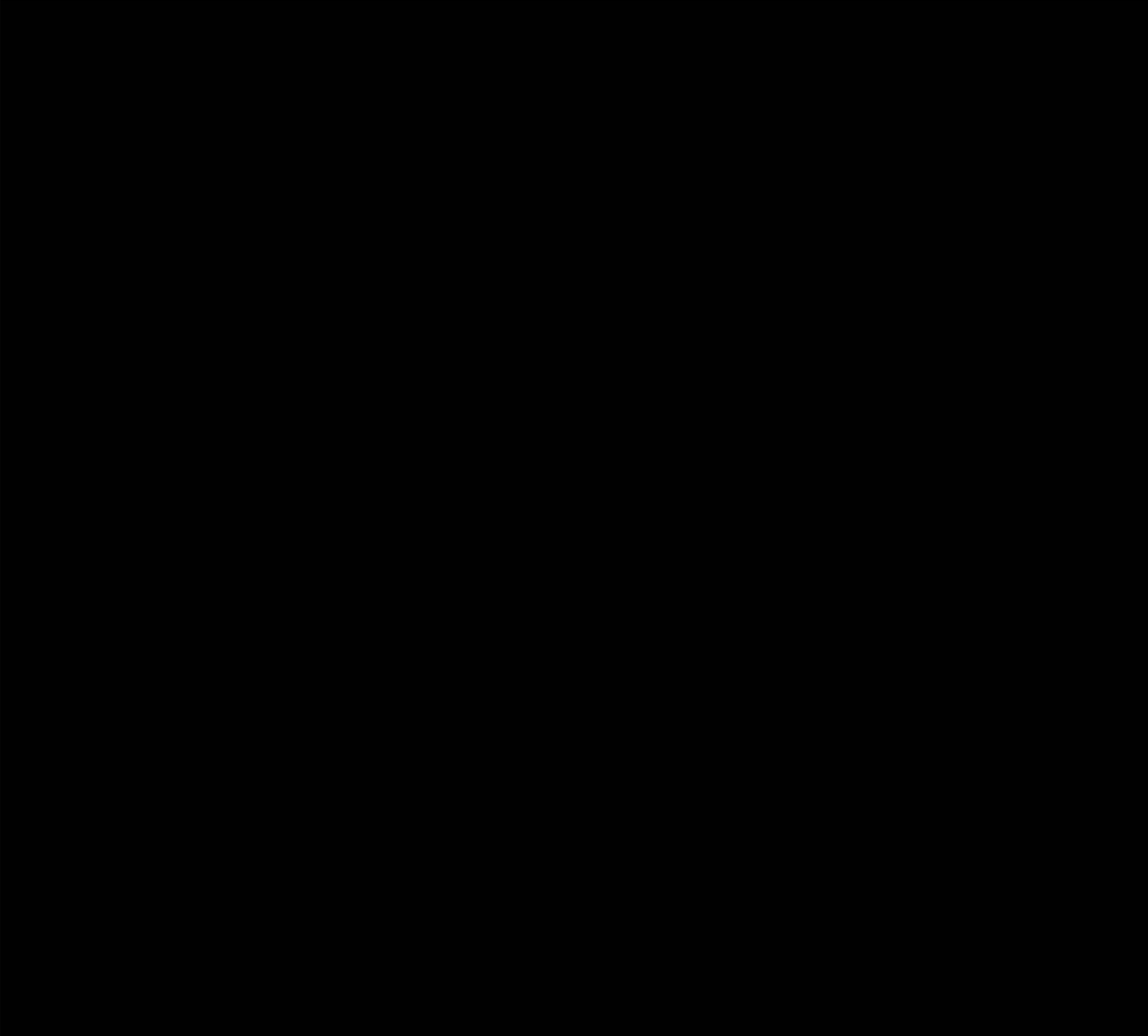


→

VIDEO

EXHIBIT #
PAGE #

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2



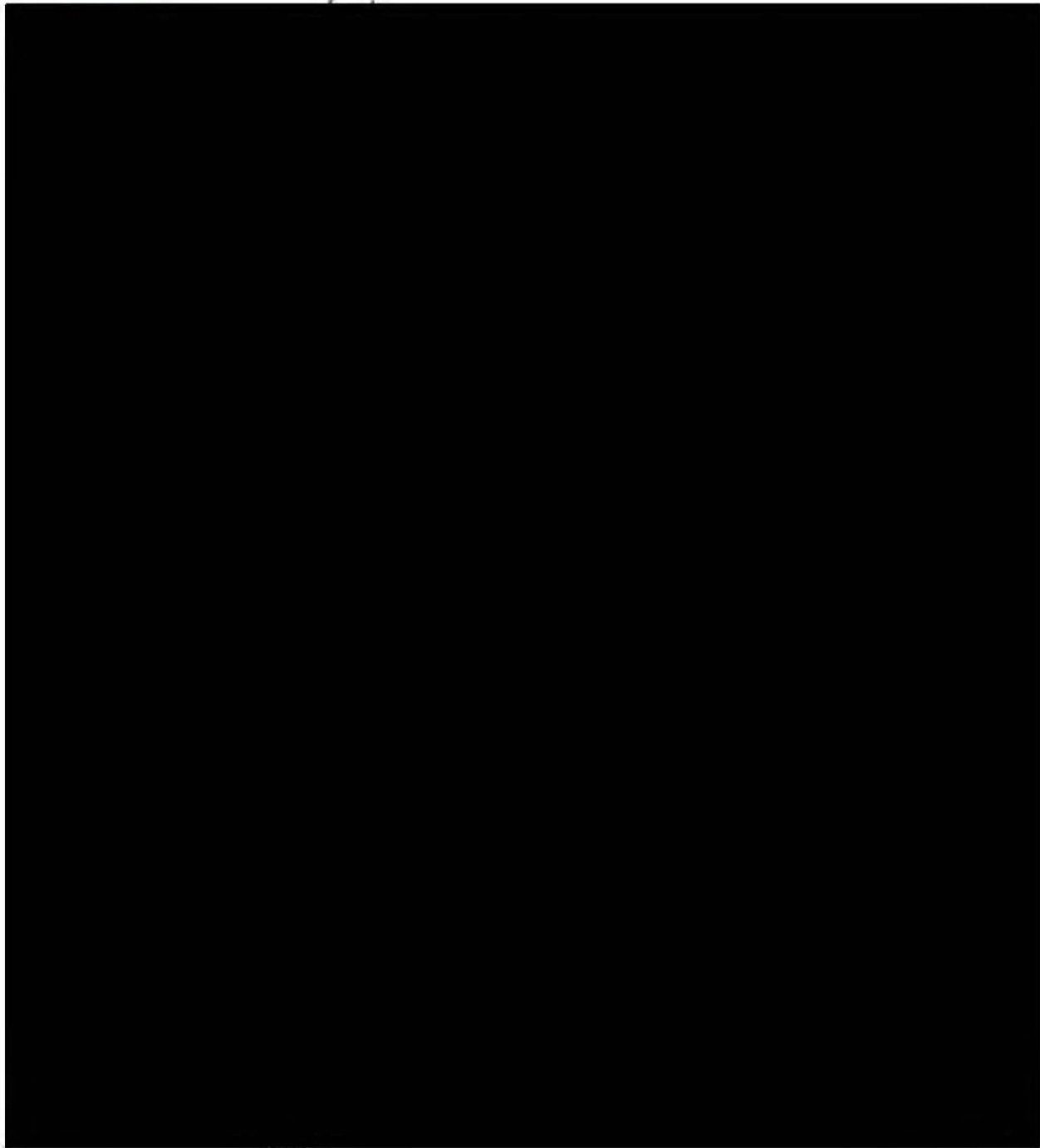
2/15/2022 kcj

EXHIBIT #
PAGE #

1
3



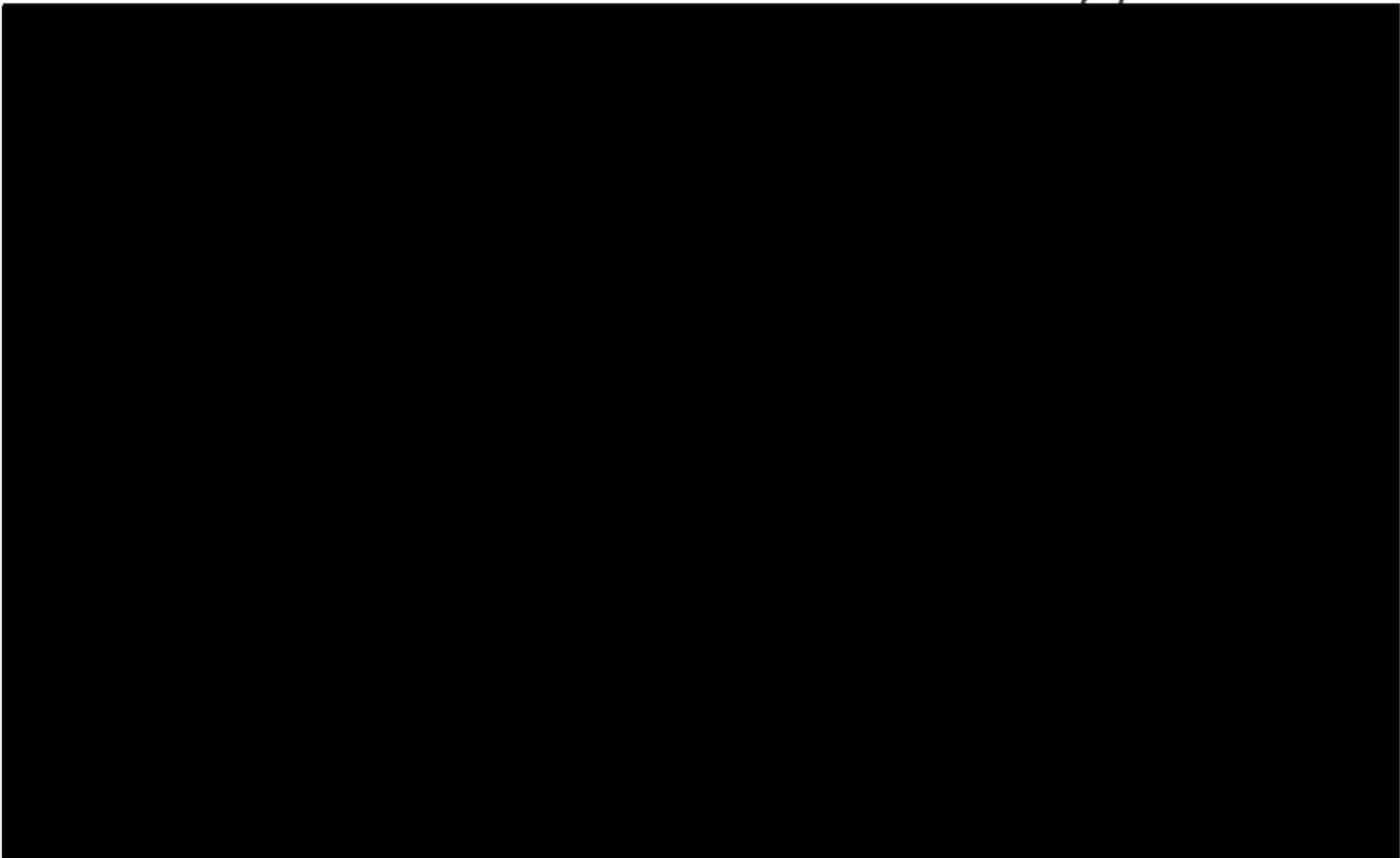
WITNESS STATEMENT



24-120

LEE COUNTY SHERIFF'S OFFICE
SWORN AFFIDAVIT

COUNTY OF LEE
STATE OF FLORIDA



Lined area for text entry, consisting of approximately 15 horizontal lines.

SWORN TO AND SUBSCRIBED PHYSICALLY BEFORE ME

THIS _____ DAY OF _____ 20__

NOTARY PUBLIC/ DEPUTY SHERIFF



SKIN

EXHIBIT #
PAGE #

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24-120

LEE COUNTY SHERIFF'S OFFICE
SWORN AFFIDAVIT

COUNTY OF LEE
STATE OF FLORIDA



SWORN TO AND SUBSCRIBED PHYSICALLY BEFORE ME

THIS _____ DAY OF _____ 20 _____

NOTARY PUBLIC/ DEPUTY SHERIFF



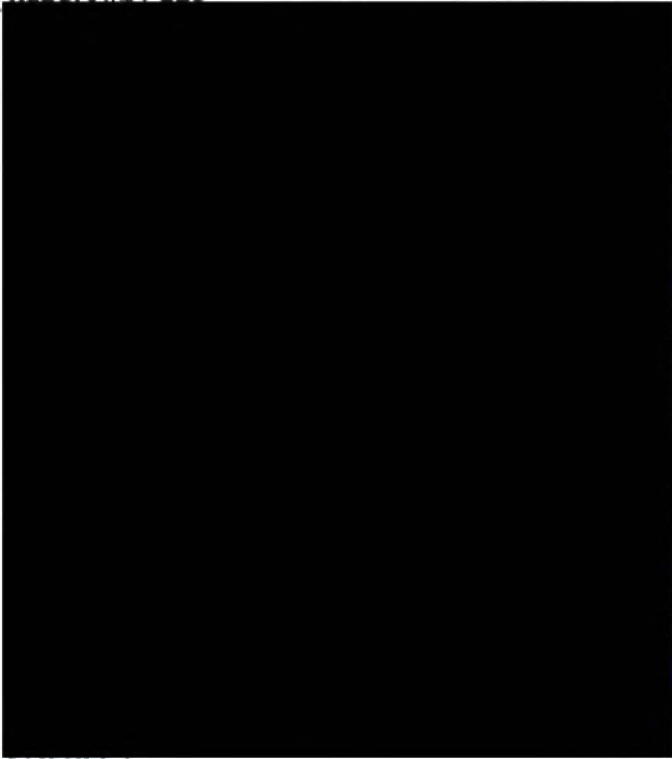
SIGNED

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6



INCIDENT REPORT CONTINUATION

Report #24-120



SUSPECT



VICTIM'S CAR

Signature: *Izaias Matos*

Date: 09-28-24

EXHIBIT #
PAGE #

1
7



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

PROPERTY RECEIPT

Complaint# 2024-06076 Date 10/10/24 Lab # _____

Item No.	Quantity	Description
1	1	BSPR- 9-28-2024 footage stabbing

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.

Ken Jones 

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.

Lisa Vila 

Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

Signature Date

Received by: _____ Date: _____
 Received by: _____ Date: _____
 Received by: _____ Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt

EXHIBIT # 2
PAGE # 1



NOTICE OF EXCLUSION

Incident Report # 24-120

Last Name CASTRO		First Name OMAR JR		MI
Address 27840 WISCONSIN ST				
City BONITA SPRINGS		State FL	Zip 34135	
Last 4 of SSN	Driver's License #	State FL	Expires 08-30-31	
DOB	Sex M	Race H	Hgt 6'0"	Wgt

You have been ejected from the premises of the Bonita Springs Poker Room on 09-28-24 at 1534 for AGG. ASSAULT w/ DEADLY WEAPON

DATE TIME REASON

- This exclusion is
- Permanent** (Class A)
 - Temporary**, (Class B) the length of which is to be determined by the Exclusion Review Panel.
 - One (1) Year** (Class C)

You are hereby ordered to leave the premises and are not to reenter until written permission is obtained by the Director of Security authorizing your return. If you are observed on the premises of the Bonita Springs Poker Room prior to being reinstated you are subject to prosecution for violation of applicable provisions of Florida State Statutes of Chapter 810 prohibiting Trespass. Denial of access complies with applicable laws and is not based on race, creed, color, sexual orientation, or national origin.

You may only appeal this decision and request reinstatement by contacting the Director of Security at (239)-949-3500

X _____ Refused

SIGNATURE	
Issuing Authority 	Position DIRECTOR OF SECURITY

EXHIBIT # 3
PAGE # 1

ARREST / NOTICE TO APPEAR

Lee County Sheriff

1 Arrest 2 Notice To Appear 1 Juvenile

ORIS NUMBER 3605114670	AGENCY ORI NUMBER FL0360000	CASE NUMBERS 24CF017347	AGENCY REPORT NUMBER 24-498014	AGENCY ARREST NUMBER 2024026375
CHARGE TYPE <input checked="" type="checkbox"/> 1 FELONY <input type="checkbox"/> 2 TRAFFIC FELONY <input type="checkbox"/> 3 MISDEMEANOR <input type="checkbox"/> 4 TRAFFIC <input type="checkbox"/> 5 ORDINANCE <input type="checkbox"/> 6 OTHER	WEAPON SEIZED / TYPE 1 Yes <input type="checkbox"/> 2 No <input checked="" type="checkbox"/>	DATE OF OFFENSE 9/28/2024		
LOCATION OF ARREST (Include Name of Business) 28010 RACE TRACK RD BONITA SPRINGS, FL 34135		LOCATION OF OFFENSE (Business Name Address) 28010 RACE TRACK RD BONITA SPRINGS, FL 34135		
DATE OF ARREST 9/28/2024	TIME OF ARREST 2241	BOOKING DATE 9/28/2024	BOOKING TIME 22410059	JAIL BOOK DATE 9/29/24
JAIL NUMBER 994010	COUNTY ID NUMBER 378432	OTHER LOCAL NUMBER B0164863	ROLE NUMBER	DOC NUMBER

NAME (Last, First Middle) CASTRO, OMAR										
RACE W - White A - American Indian O - Oriental / Asian B - Black	SEX W M	DATE OF BIRTH OR AGE	HEIGHT 6'01"	WEIGHT 190	EYE COLOR BRO	HAIR COLOR BLK	COMPLEXION LGT	BUILD ABULD	INDICATION OF Alcohol Influence Drug Influence Y N UNK	
SCARS, MARKS, TATTOOS, UNIQUE PERSONAL FEATURES (Location, Type Description)								RESIDENCE TYPE		
LOCAL ADDRESS (Street, Apt. Number) 27840 WISCONSIN ST BONITA SPRINGS, FL 34135			(City)	(State)	(Zip)	PHONE		ADDRESS SOURCE		
PERMANENT ADDRESS (Street, Apt. Number)			(City)	(State)	(Zip)	PHONE		OCCUPATION		
BUSINESS ADDRESS (Name, Apt. Number)			(City)	(State)	(Zip)	PHONE		OCCUPATION		
DRIVER'S LICENSE STATE / NUMBER		SOCIAL SECURITY NUMBER		INS NUMBER		PLACE OF BIRTH (F)		CITIZENSHIP Y		

CO-DEFENDANT NAME (Last, First, Middle)	RACE	SEX	DATE OF BIRTH OR AGE	<input type="checkbox"/> 1 Arrested <input type="checkbox"/> 2 At Large	<input type="checkbox"/> 3 Felony <input type="checkbox"/> 4 Misdemeanor <input type="checkbox"/> 5 Juvenile
CO-DEFENDANT NAME (Last, First, Middle)	RACE	SEX	DATE OF BIRTH OR AGE	<input type="checkbox"/> 1 Arrested <input type="checkbox"/> 2 At Large	<input type="checkbox"/> 3 Felony <input type="checkbox"/> 4 Misdemeanor <input type="checkbox"/> 5 Juvenile

ACTIVITY N N/A P Possess	S Sell B Buy T Traffic	R Smuggle D Deliver E Use	K Distribute	M Manufacture / Produce / Cultivate	Z Other	TYPE N N/A A Amphetamine	B Barbiturate C Cocaine E Heroin	H Marijuana M Marijuana O Opium / Deriv	P Paraphernalia / Equipment S Synthetic	U Unknown Z Other
--------------------------------	------------------------------	---------------------------------	--------------	---	---------	--------------------------------	--	---	---	----------------------

CHARGE DESCRIPTION *AGGRAV BATTERY - AGGRAV BATTERY WITH A DEADLY WEAPON - 24CF017347	COUNTS 1	<input checked="" type="checkbox"/> F.S. <input type="checkbox"/> Ord.	STATUTE VIOLATION NUMBER 784.045(1a2)	BOND \$
ACTIVITY N	DRUG TYPE	AMOUNT / UNIT		GOC Not Applicable
<input type="checkbox"/> PC# <input type="checkbox"/> CAPIAS <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> JUV. PU <input type="checkbox"/> CITATION DATE ISSUED <input type="checkbox"/> Writ. Att <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Domestic Violence Injury <input type="checkbox"/> Order of Arrest				

CHARGE DESCRIPTION	COUNTS	<input type="checkbox"/> F.S. <input type="checkbox"/> Ord.	STATUTE VIOLATION NUMBER	BOND \$
ACTIVITY	DRUG TYPE	AMOUNT / UNIT		GOC
<input type="checkbox"/> PC# <input type="checkbox"/> CAPIAS <input type="checkbox"/> AC <input type="checkbox"/> BW <input type="checkbox"/> FW <input type="checkbox"/> PW <input type="checkbox"/> JUV. PU <input type="checkbox"/> CITATION DATE ISSUED <input type="checkbox"/> Writ. Att <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Domestic Violence Injury <input type="checkbox"/> Order of Arrest				

<input type="checkbox"/> Mandatory Appearance in Court	LOCATION (Court, Room Number, Address)
<input type="checkbox"/> You need not appear in Court but must comply with instructions on Notice To Appear page	MONTH October DAY 28 YEAR 2024 TIME 08:30 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED, UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.

SIGNATURE OF DEFENDANT / JUVENILE AND PARENT OR CUSTODIAN

<input checked="" type="checkbox"/> Miranda Warning	HOLD FOR OTHER AGENCY NAME:	VERIFIED BY	DATE	BOND CHARGE #	BOND CHARGE #
<input type="checkbox"/> ADULTS ONLY hold for first appearance	SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 28th DAY OF SEPTEMBER 2024		BOND TYPE 1 ROR 2 Cash	3 Surety 4 Bail / Bond	5 Cert 6 Other
OFFICER'S / COMPLAINTANT'S SIGNATURE ROBERT KLEMAN 2022038		Name / Title of Person Authorized to Administer Oath 14-090	RETURNABLE COURT DATE	RETURNABLE COURT TIME AM PM	
REPORT ENTERED BY		RELEASE DATE		RELEASE OFFICER	
NAME (Printed) ID NO. / TROOP		NAME (Printed) ID NO. / TROOP		NAME (Printed) ID NO. / TROOP	

EXHIBIT # 4
PAGE # 1



PROBABLE CAUSE STATEMENT

Agency ORI Number F L 0 3 6 0 0 0 0	Agency Name Lee County Sheriff	Agency Report Number 2 4 - 4 9 8 0 1 4	1 Offense / Arrest 1 Juvenile 1 Original / 2 Supplemental 1
Original Date Reported 0 9 2 8 2 4	Case Reference CASTRO, OMAR	CLERK CASE NUMBERS 24CF017347	

On September 28, 2024, the Lee County Sheriff's Office responded to 28010 Race Track Rd, Bonita Springs, FL, 34134, in reference to an aggravated battery with a deadly weapon. Upon arrival at the location, Deputy Ferguson and Deputy Serrano were flagged down and located a male, the victim, sitting inside a white Honda Accord, suffering from multiple stab wounds.

Deputies were further advised that the potential suspect was nearby. The suspect was detained by deputies and placed into a patrol car.

Due to the nature of the incident, Detective Kleman and Detective Schilke of the Violent Crimes Unit responded and assumed control of the investigation.

The victim was transported to the Gulf Coast Medical Center and underwent surgery when he arrived. Detective Kleman responded to the hospital after the victim was out of surgery and obtained an audio-recorded statement. The victim told Detective Kleman that the suspect owed him money and he had been trying to collect the money from the suspect for several months. He stated he saw the suspect's vehicle parked at the address mentioned above, which is a gambling establishment. The victim stated he saw the suspect exit the building, so he contacted him in the parking lot and confronted him about the money he owed. The victim said he got into a physical fight with the suspect after the suspect said he was not going to pay him any money. The victim said the suspect took a fighting stance and engaged in a fight. During the fight, the victim said he looked down at his stomach and noticed he was heavily bleeding and his intestines were protruding out of his stomach. The victim said his adrenaline was rushing, but he knew that he had been stabbed several times. The victim said he panicked when he saw the extent of his injuries, so he got back in his car to drive himself to the hospital. After only driving for a brief moment, the victim said he started to lose consciousness, so he stopped driving. After stopping his car, the victim said he remembered people approaching him and then waking up in the hospital.

The victim told Detective Kleman that he wanted to pursue charges and signed a desire to prosecute. The victim told Detective Kleman he had been friends with the suspect his whole life and positively identified the suspect through a single photo verification.

The suspect was transported to the Lee County Sheriff's Office headquarters at 14750 Six Mile Cypress Parkway, Fort Myers, FL. Detective Kleman arrived at headquarters and advised the suspect of his Miranda Rights from an agency-issued pre-text card. The suspect confirmed he understood his rights and wanted to speak to Detective Kleman. The suspect told Detective Kleman that the victim was arrested earlier in the year and that the victim asked him to sell drugs to make him money. He said he had known the victim since he was in middle school. The suspect said the victim told him where he had drugs inside his car, so he recovered the drugs and sold them. The suspect said he made a few thousand dollars selling the drugs but never gave any of the money to the victim. The suspect stated the victim had been bothering him for several months, trying to get money from him. The suspect told Detective Kleman he saw the victim drive up to him in a white Honda while he was leaving the Poker Room today, September 28, 2024. When the suspect saw the victim, he said the victim was asking him about the money and getting angry. The suspect told Detective Kleman that the victim attempted to punch him but missed. After this, the victim said he engaged in a fight with the victim and stabbed him several times with his butterfly knife. He said he did not want to stab the victim, but he was scared and trying to defend himself. The victim told Detective Kleman that he never saw the victim armed with any weapons.

While processing the scene, a video from the Poker Room that captured the fight in the parking lot was recovered. The video corroborated the events the suspect and victim described to Detective Kleman. The knife used in the incident was located at the scene and collected as evidence.

Based on the investigation in its entirety, video evidence, recovered knife, the suspect admitting to stabbing the victim, injuries sustained by the victim requiring hospitalization and surgery, Detective Kleman finds sufficient probable cause to arrest the suspect for violation of FSS 784.054(1a2) Aggravated battery with a deadly weapon.

Report Contains		Relate to	
Officer(s) Reporting KLEMAN, ROBERT	ID. Number(s) 2022038	Troop	Date
Office: Reviewing / Supervisor (if Applicable) FORAKER, DAVID	ID. Number 2012119	Routed To	Referred To
Assigned To	By	Date	
Case Status	1 Arrest 2 Exceptions	3 Unbonded	A Adult J Juvenile
Date Cleared	Arrest Number 2024026375	Number Arrested	
Exception Type	2 Arrest on Primary Offense / Secondary Offense Without Prosecution	3 Death of Offender / VAW Refused to Cooperate	5 Prosecution Declined / Juvenile / No Custody
1 Extradition Declined		4 VAW Refused to Cooperate	6 Juvenile / No Custody
		OBTS Number	Page 2 of 2

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PAGE # 2

MSMV 60011 ADMINISTRATIVE



**LEE COUNTY SHERIFFS
OFFICE**
Public Information Report

ORI : FL0360000

Print Date : 10/23/2024

Incident Information

Incident # : 24-498014

ReportedDate : 09/28/2024 13:39

Location : 28010 RACE TRACK RD BONITA
SPRINGS,FL 34135

Reporting Officer : FERGUSON, MATTHEW S (2013123)

Offense : <784.045-1a2#4134-13A> AGGRAV
BATTERY WITH A DEADLY
WEAPON (AGGRAV BATTERY)

Associated Names

Name : CASTRO, OMAR , JR.

Involvement : ARRESTEE

DOB : [REDACTED] 00:00

Name : GUTIERREZ, OMAR JARED

Involvement : VICTIM

DOB : [REDACTED] 00:00

Name : [REDACTED]

Involvement : INVOLVED OTHER

DOB : [REDACTED]

Name : [REDACTED]

Involvement : INVOLVED OTHER

DOB : [REDACTED]

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Public Narratives

Title :

Narrative :

On Saturday, September 28th, 2024, Deputy Ferguson and Deputy Serrano were assigned to work marked uniform patrol 4th Precinct for the Lee County Sheriff's Office, Lee County Florida. Deputies were dispatched to 28010 Race Track Rd, Bonita Springs, Florida, 34135 in reference to a stabbing.

Deputies arrived on the scene and immediately were flagged to a white in color Honda Accord with license plate number [REDACTED]. Deputies made contact with the driver of the vehicle who appeared to have multiple stab wounds. Deputies began to assist and render aid until relieved by Emergency Medical Services.

Deputies were further advised that the potential suspect was nearby. The suspect was detained by deputies and placed into a patrol car.

Due to the nature of the call Violent Crimes Detectives Kleman and Schilke responded and assumed the investigation.

Watch Commander K. Day and Sergeants B. Barringer and F. Pooser were on the scene.

A crime scene log was completed.

The vehicle was removed from the scene by G and C Towing.

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PAGE #

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FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
---------	-------	--------	-------------	---------	------	------	------------	-------------	--------

Complaint Search Change Recording License Type Delete Complaint Mass Activity Update Mass Discipline
 Update Mass Status Update Public Case Info

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubbs1

VR Home > Complaint Search > Maintain Complaint

Lic Type	1098 - Unlicensed Complaints	Status	20 Under Investigation	Status Date	10/21/2024
Complaint #	2024060176	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	CASTRO, OMAR	Responsible	Vila - VILA, LISA	Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source INTN - Internal Security Level 1
 Form INTR - Internal Priority 1
 Class'n V-C - Cardroom Violations Complexity R - Regular
 Security STND - Standard Incident 09/28/2024
 Region SR - Southern Region Received 10/18/2024
 Reference 550.0251(6)
 Entered 10/21/2024 Entered By cstubbs1

- Parties
- Allegations
- Violations
- Related
- Inspection
- Costs
- Time Tracking
- Attachments
- Work Notes
- Activities
- Discipline
- Compliance
- Disposition
- Auto Assign
- History
- Print Report

Summary 142 - BONITA-FORT MYERS CORPORATION - The powers and duties of the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation: On Saturday, September 28, 2024, at approximately 1:34 pm, Bonita Springs Poker Room (BSPR) Security was requested by Banker Supervisor, Bob Spencer, to respond to the parking lot concerning a dispute between two patrons. As Security was approaching the combatants, one of the involved patrons called for assistance stating that he'd been stabbed. The male Patron later identified as Omar Gutierrez, was observed clutching the left side of his abdomen. As Security approached Gutierrez, blood and what appeared to be internal organs were visible to the lower abdominal area. The other male patron, later identified as Omar Castro, was observed with a knife in his hand and was instructed to drop the weapon. Castro stated he was struck first and then threw the knife in the grass. Gutierrez entered his car and attempted to leave, however, he was unable to drive due to his injuries. Gutierrez received assistance by BSPR staff, [REDACTED] and a retired paramedic visiting the facility. Lee County Sheriff's Office deputies and Fire Rescue responded and took over the scene. Castro was placed under arrest and Gutierrez was transported to the hospital, for

EXHIBIT # 5
 PAGE # 1

treatment. After a BSPR review of the incident and previous conduct of the involved combatants, they were permanently excluded from the facility. Due to the violent nature of the incident, it is recommended that Castro be considered for Statewide exclusion.

Updated 10/21/2024 14:17:34

By cstubbs1

Change

Save

OK

Cancel

Back

Get Adobe Reader.

EXHIBIT # 5
PAGE # 2

4. Discussion of consent orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Office of General Counsel
Re: FGCC v. Stephen Glen Kirby Case No. 2024-015793
Date: February 7, 2025

Executive Summary

On May 15, 2024, the Division of Pari-Mutuel Wagering filed an administrative complaint against Stephen Glen Kirby (“Respondent”), seeking the revocation of his Cardroom Employee Occupational License, number 13681126, based on: (i) the Respondent’s disqualifying offense under section 849.086(6)(g), Florida Statutes; and (ii) Respondent’s failure to timely notify the Commission of the arrest as required by Rule 75-11.011 of the Florida Administrative Code, and (iii) Respondent’s failure to notify the Commission of the conviction as required by section 550.105(10), Florida Statutes. Respondent has requested to resolve this case in lieu of further litigation.

Background

On or about December 1, 2023, Respondent entered a plea of nolo contendere and was convicted of two counts of Petit Theft, Less than \$100, misdemeanors, in the Circuit Court of the Fourth Judicial Circuit in and for Duval County, Florida. Respondent failed to inform the Division of the conviction within 48 hours and failed to provide written notification of his arrest within 5 days.

At the December 5, 2024, meeting, the Commission rejected Respondent’s offer to settle this matter in lieu of further litigation but authorized Commission staff to continue settlement negotiations. On January 9, 2025, the Office of the General Counsel sent Respondent a counteroffer, identified in the meeting materials as the FGCC Counteroffer. On February 5, 2025, Respondent furnished an executed FGCC Counteroffer. However, Respondent also submitted for the Commission’s consideration a second counteroffer and mitigating evidence, which are collectively identified in the meeting materials as Kirby Counteroffer and Mitigation.

Analysis

Section 849.086(6)(g), Florida Statutes, provides that “[t]he division 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.”

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.” Section 849.086(6)(f), Florida Statutes, provides that “[t]he commission shall adopt rules regarding cardroom occupational licenses. The provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Rule 75-11.011 of the Florida Administrative Code, states:

Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

FGCC Counteroffer

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.: 2024-015793

STEPHEN GLEN KIRBY,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the “Commission”) and Stephan Glen Kirby (hereinafter “Respondent”), each individually, a “party,” and collectively as “parties,” hereby agree and stipulate as follows:

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on May 15, 2024, the Commission filed a three-count Administrative Complaint against Respondent, alleging that Respondent (i) is subject to revocation of his Cardroom Employee Occupational License, number 13681126 (the “License”) pursuant to section 849.086(6)(g), Florida Statutes, based on Respondent’s convictions of two counts of Petit Theft, a misdemeanor involving larceny; (ii) violated the requirements of section 550.105(10)(d), Florida Statutes, based on Respondent’s failure to timely notify the Commission of the convictions within 48 hours; and (iii) violated Rule 75-11.011 of the Florida Administrative Code, based on Respondent’s failure to timely notify the Commission within five days of the arrest (the “Administrative Complaint”) and;

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and 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 Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under sections 120.69 and 849.086, and chapter 550, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action,

suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission's actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.

8. **CONDITIONS OF LICENSURE.** Respondent agrees to the conditions set forth in this Section 8. Respondent further agrees that if Respondent fails to timely comply with any of the conditions below, the License is immediately deemed surrendered by Respondent and will be canceled by the Commission. Respondent further agrees that if the License is canceled by the Commission for any reason set forth in this Section 8, Respondent shall be declared ineligible to apply for any license issued by the Commission under section 849.086, Florida Statutes, for a period of two (2) years. Respondent further agrees to waive any and all appeals and proceedings related to such cancellation and/or period of ineligibility to which he may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes, a formal proceeding under section 120.57(1), Florida Statutes, appeals under section 120.68, Florida Statutes, and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction.

(a) **FINE.** Respondent agrees to and shall pay to the Commission the sum of **THREE THOUSAND DOLLARS (\$3,000.00)**. The payment shall be received by the Commission within thirty (30) days of filing of the Final Order Adopting the Settlement and Consent (the "Final Order") with the Commission. **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).**

(b) **SUSPENSION:** Respondent agrees that the License shall be suspended by the Commission for a period of two weeks. This suspension shall commence on the date that the Final Order is filed with the Clerk of the Commission.

(c) **PROBATION:** For the time period that begins on the date of this Stipulation and Consent Order and ends on the last day of Respondent's licensure cycle immediately following Respondent's current licensure cycle, Respondent agrees to the following:

1. Respondent shall notify the Commission within forty-eight (48) hours of any arrest, indictment, or charge for any criminal offense.

2. Immediately upon Respondent's arrest, indictment, or charge for any criminal offense or charge for any administrative offense related to theft, the License is deemed surrendered by Respondent and will be canceled by the Commission.

9. Respondent must mail the executed Stipulation and Consent Order to: the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-1035, Attention: Emily Alvarado.

10. By executing this Stipulation and Consent Order, the Respondent admits the allegations of fact and conclusions of law set forth in the Administrative Complaint. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code.

3. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent

Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

4. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

5. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

6. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and 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.

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

8. This Stipulation and Consent Order is binding upon all parties.

9. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website at <https://flgaming.gov> for the meeting materials, agenda, and contact information.

10. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

WHEREFORE, Respondent, **STEPHEN GLEN KIRBY**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 27th day of January, 2025.

Stephen Glen Kirby
STEPHEN GLEN KIRBY
Respondent

STATE OF FL

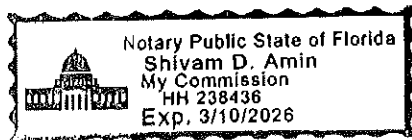
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 27 day of January, 2025, by **STEPHEN GLEN KIRBY**, who is personally known to me or who produced the following as identification:

Indiana, DL

S. D. Amin
Notary Public

My commission expires: 3/10/26



This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-015793 is APPROVED for legal sufficiency this ____ day of _____, 2025.

Emily Alvarado
Chief Attorney
The Florida Gaming Control Commission

Kirby Counteroffer and Mitigation



February 5, 2025

Via Electronic Mail (Elina.Valentine@flgaming.gov)

Florida Gaming Control Commission
4070 Esplanade Way
Tallahassee, Florida 32399

&

Elina Valentine
General Counsel
Florida Gaming Control Commission
4070 Esplanade Way
Tallahassee, Florida 32399

Re: FGCC v. Stephen Kirby; Case No. 2024-015793

Dear Members of the Commission and Ms. Valentine:

This correspondence is provided on behalf of Stephen Kirby to provide an explanation of our proposed revisions to the Stipulation and Consent Order. Before addressing these matters, we would like to thank the Commission for its willingness to authorize staff to continue settlement negotiations in this case. We recognize that this is a challenging case and sincerely appreciate the time and effort the Commission and its staff have put into this matter.

Before the Commission are two Stipulation and Consent Orders that have been signed by Mr. Kirby. The first Stipulation and Consent Order was prepared by Ms. Valentine at the Commission's direction following the closed session in January ("First Consent Order"). The second Stipulation and Consent Order is identical to the First Consent Order, except for certain revisions addressing what would happen to Mr. Kirby's license should he be arrested or charged, or should he allegedly fail to comply with the terms of the Stipulation and Consent Order ("Second Consent Order"). The Commission's packet also includes a redlined version of the Second Consent Order so that the Commission can identify the revisions. There are two revisions in the Second Consent Order, both of which are discussed below.

The first revision provides Mr. Kirby with the right to dispute in good faith whether he timely paid the fine or whether he complied with the suspension requirement. The First Consent Order does not provide Mr. Kirby with this right. Thus, under the First Consent Order, if, for example, Commission staff mistakenly determined that Mr. Kirby did not pay the fine timely, Mr. Kirby would lose his license without the opportunity to prove that he did, in fact, pay the fine timely. The revised language in paragraph 8. of the Second Consent Order simply provides Mr. Kirby with the right to dispute in good faith whether he complied with the terms of the order. This protects Mr. Kirby in the event that an error is made in determining whether Mr. Kirby fulfilled his suspension or timely paid his fine. We believe this is highly unlikely but are suggesting the



revision in an abundance of caution.

The second revision addresses the impact an arrest or charge will have on Mr. Kirby's license. The First Consent Order provides that should Mr. Kirby be arrested, charged with a crime, or charged with an administrative offense related to theft, his license will be immediately surrendered and canceled. Under the First Consent Order, Mr. Kirby would lose his license even if the charges were ultimately dismissed or he was wrongly arrested and never even charged with a crime. Our primary concern with the language is that an individual could falsely allege that Mr. Kirby did something illegal for the sole purpose of causing him to lose his license and livelihood and, even if the allegations were determined to be false and malicious, Mr. Kirby would still lose his license. We fully understand the purpose of the language and we support language that protects the public in the event that Mr. Kirby is charged or arrested. We also support language that properly punishes Mr. Kirby for the actions at issue in this case. However, we respectfully suggest that Mr. Kirby should not lose his license based on malicious actions of third parties or false allegations.

To protect against this concern, we have prepared language in paragraph 8.(c)2. providing that Mr. Kirby would be immediately suspended upon being arrested, charged with a crime, or charged with an administrative offense related to theft. He would not be able to challenge the suspension and the suspension would remain in place until the charges are resolved. If he is found guilty, pleads no contest, or settles any charges, then his license would be surrendered and canceled. However, if the charges are ultimately dismissed, dropped, or he is not charged at all, then his license will be reinstated. In other words, if Mr. Kirby is found to have not committed the offense, he would be allowed to keep his license. We believe this language achieves the Commission's goal of ensuring that the public is protected while charges are pending, while also protecting Mr. Kirby against being punished unfairly.

As noted above, the revisions in the Second Consent Order are simply aimed at protecting Mr. Kirby's due process rights while ensuring the public is protected moving forward. If the Commission is so inclined, we would be grateful for the Commission to accept the Second Consent Order. However, if the Commission is not so inclined, Mr. Kirby has signed the First Consent Order and accepts all of the terms and conditions therein. He is thankful for the Commission's offer and prepared to comply with its terms.

Thank you again to the Commission and its staff for the time and effort put into this matter and we look forward to resolving this matter.

Sincerely,



T.J. Morton

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.: 2024-015793

STEPHEN GLEN KIRBY,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the “Commission”) and Stephan Glen Kirby (hereinafter “Respondent”), each individually, a “party,” and collectively as “parties,” hereby agree and stipulate as follows:

WHEREAS, Respondent holds a Cardroom Employee Occupational License, number 13681126 (the “License”); and

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on May 15, 2024, the Commission filed a three-count Administrative Complaint against Respondent, alleging that Respondent (i) was convicted of two counts of Petit Theft, a misdemeanor involving larceny; (ii) violated the requirements of section 550.105(10)(d), Florida Statutes, based on Respondent’s failure to timely notify the Commission of the convictions within 48 hours; and (iii) violated Rule 75-11.011 of the Florida Administrative Code, based on Respondent’s failure to timely notify the Commission within five days of the arrest (the “Administrative Complaint”) and;

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and 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 Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under sections 120.69 and 849.086, and chapter 550, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action,

suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission's actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.

8. **CONDITIONS OF LICENSURE.** Respondent agrees to the conditions set forth in this Section 8. Respondent further agrees that if Respondent fails to timely comply with any of the conditions in (a) or (b) below, the License is immediately deemed surrendered by Respondent and will be canceled by the Commission. Respondent further agrees that if the License is canceled by the Commission for any reason set forth in this Section 8, Respondent shall be declared ineligible to apply for any license issued by the Commission under section 849.086, Florida Statutes, for a period of two (2) years. However, nothing herein waives Respondent's rights pursuant to sections 120.569 and 120.57, Florida Statutes, to dispute, in good faith, whether Respondent timely complied with any of the conditions in (a) or (b) below.

(a) **FINE.** Respondent agrees to and shall pay to the Commission the sum of **THREE THOUSAND DOLLARS (\$3,000.00)**. The payment shall be received by the Commission within thirty (30) days of filing of the Final Order Adopting the Settlement and Consent (the "Final Order") with the Commission. **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).**

(b) **SUSPENSION:** Respondent agrees that the License shall be suspended by the Commission for a period of two weeks. This suspension shall commence on the date that the Final Order is filed with the Clerk of the Commission.

(c) **PROBATION:** For the time period that begins on the date of this Stipulation and Consent Order and ends on the last day of Respondent's licensure cycle immediately following Respondent's current licensure cycle, Respondent agrees to the following:

1. Respondent shall notify the Commission within forty-eight (48) hours of any arrest, indictment, or charge for any criminal offense.

2. Immediately upon Respondent's arrest, indictment, or charge for any criminal offense or charge for any administrative offense related to theft, the License is suspended pending the outcome of the proceeding. In the event the charge is dismissed or dropped, Respondent is found not guilty of the charge, or Respondent is not charged at all, the License shall be reinstated. In the event Respondent is found guilty or pleas nolo contendere to the charge, with or without an adjudication of guilty, or settles an administrative charge for any resolution other than dismissal of the charge, the License shall immediately be deemed surrendered by Respondent and canceled by the Commission. Respondent waives any and all appeals and proceedings related to the imposition of the immediate suspension and to the License surrender and cancelation to which he may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes, a formal proceeding under section 120.57(1), Florida Statutes, an administrative complaint under section 120.60(5), Florida Statutes, appeals under section 120.68, Florida Statutes, and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction, except that Respondent retains the rights pursuant to sections 120.569 and 120.57, Florida Statutes, to dispute, in good faith, the sole issue of whether Respondent was found guilty

or pled nolo contendere to the charge, or settled an administrative charge for any resolution other than dismissal of the charge.

9. Respondent must mail the executed Stipulation and Consent Order to: the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-1035, Attention: Emily Alvarado.

10. By executing this Stipulation and Consent Order, the Respondent admits the allegations of fact and conclusions of law set forth in the Administrative Complaint. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code.

11. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

12. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this

agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

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14. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and 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 Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.

16. This Stipulation and Consent Order is binding upon all parties.

17. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website at <https://flgaming.gov> for the meeting materials, agenda, and contact information.

18. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

WHEREFORE, Respondent, **STEPHEN GLEN KIRBY**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 4 day of Feb, 2025.

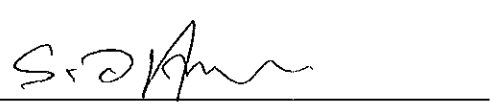


STEPHEN GLEN KIRBY
Respondent

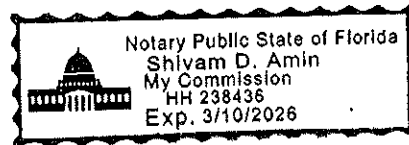
STATE OF FLORIDA
COUNTY OF Duval

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 4 day of Feb, 2025, by **STEPHEN GLEN KIRBY**, who is personally known to me or who produced the following as identification:

FIN. DL



Notary Public



My commission expires: 03-10-26

This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-015793 is APPROVED for legal sufficiency this ____ day of _____, 2025.

Emily Alvarado
Chief Attorney
The Florida Gaming Control Commission

Redlined - Consent Order

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.: 2024-015793

STEPHEN GLEN KIRBY,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the “Commission”) and Stephan Glen Kirby (hereinafter “Respondent”), each individually, a “party,” and collectively as “parties,” hereby agree and stipulate as follows:

WHEREAS, Respondent holds a Cardroom Employee Occupational License, number 13681126 (the “License”); and

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on May 15, 2024, the Commission filed a three-count Administrative Complaint against Respondent, alleging that Respondent (i) was convicted of two counts of Petit Theft, a misdemeanor involving larceny; (ii) violated the requirements of section 550.105(10)(d), Florida Statutes, based on Respondent’s failure to timely notify the Commission of the convictions within 48 hours; and (iii) violated Rule 75-11.011 of the Florida Administrative Code, based on Respondent’s failure to timely notify the Commission within five days of the arrest (the “Administrative Complaint”) and;

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and 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 Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under sections 120.69 and 849.086, and chapter 550, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action,

suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission's actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.

8. **CONDITIONS OF LICENSURE.** Respondent agrees to the conditions set forth in this Section 8. Respondent further agrees that if Respondent fails to timely comply with any of the conditions in (a), (b), or (c)1. below, the License is immediately deemed surrendered by Respondent and will be canceled by the Commission. Respondent further agrees that if the License is canceled by the Commission for any reason set forth in this Section 8, Respondent shall be declared ineligible to apply for any license issued by the Commission under section 849.086, Florida Statutes, for a period of two (2) years. However, nothing herein waives Respondent's rights pursuant to sections 120.569 and 120.57, Florida Statutes, to dispute, in good faith, whether Respondent timely complied with any of the conditions in (a) or (b) below.

(a) **FINE.** Respondent agrees to and shall pay to the Commission the sum of **THREE THOUSAND DOLLARS (\$3,000.00)**. The payment shall be received by the Commission within thirty (30) days of filing of the Final Order Adopting the Settlement and Consent (the "Final Order") with the Commission. **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).**

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(b) **SUSPENSION:** Respondent agrees that the License shall be suspended by the Commission for a period of two weeks. This suspension shall commence on the date that the Final Order is filed with the Clerk of the Commission.

(c) **PROBATION:** For the time period that begins on the date of this Stipulation and Consent Order and ends on the last day of Respondent's licensure cycle immediately following Respondent's current licensure cycle, Respondent agrees to the following:

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~~or pled nolo contendere to the charge, or settled an administrative charge for any resolution other than dismissal of the charge.~~

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18. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

WHEREFORE, Respondent, **STEPHEN GLEN KIRBY**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this ____ day of _____, 2025.

STEPHEN GLEN KIRBY
Respondent

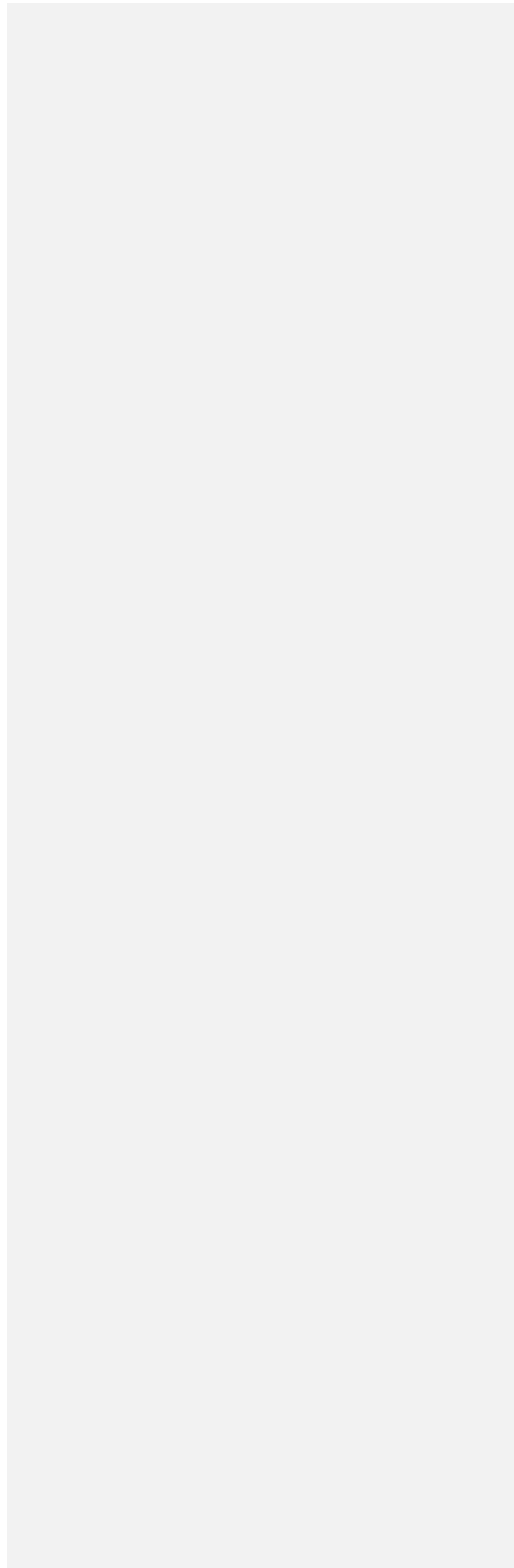
STATE OF _____

COUNTY OF _____

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this ____ day of _____, 2025, by **STEPHEN GLEN KIRBY**, who is personally known to me or who produced the following as identification:

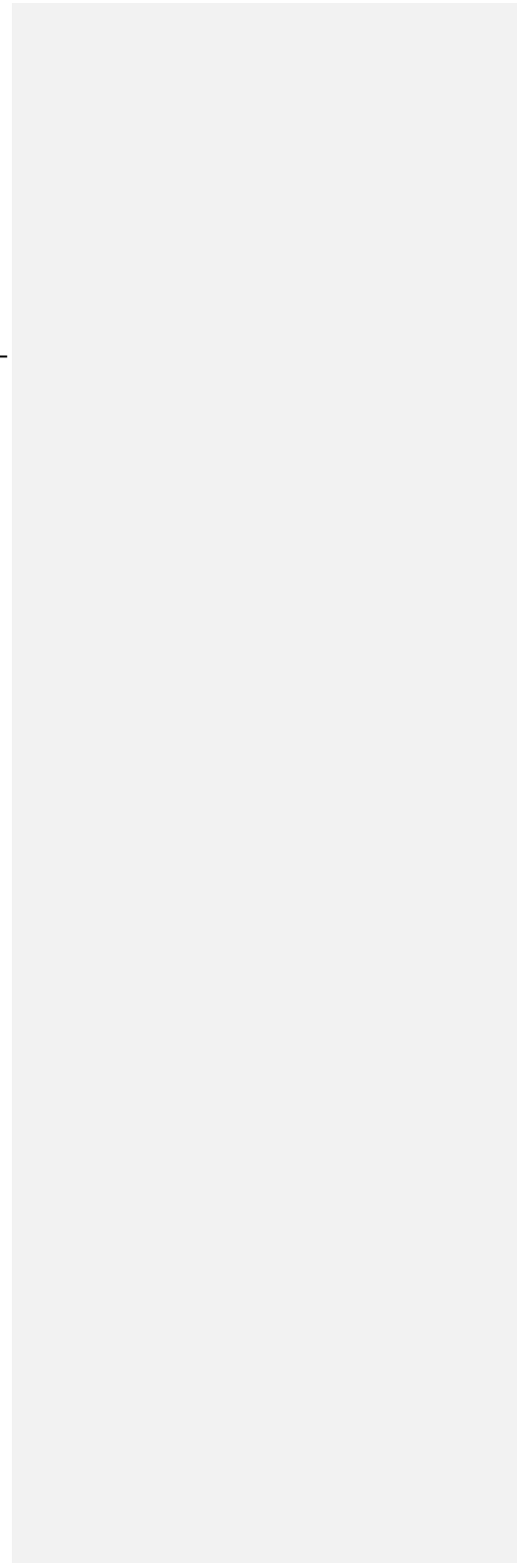
Notary Public

My commission expires:



This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-015793 is APPROVED for legal sufficiency this ____ day of _____, 2025.

Emily Alvarado
Chief Attorney
The Florida Gaming Control Commission



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

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

Petitioner,

v.

FGCC Case No.: 2024-015793

STEPHEN GLEN KIRBY,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the “Commission”) and Stephen Glen Kirby (hereinafter “Respondent”), each individually, a “party,” and collectively as “parties,” hereby agree and stipulate as follows:

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on May 15, 2024, the Commission filed a three-count Administrative Complaint against Respondent, alleging that Respondent violated section 849.086(6), Florida Statutes, and rule 75-11.011, Florida Administrative Code, by being convicted of misdemeanor offense involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, and failing to notify the Commission of the conviction within 48 hours or the arrest within 5 days (the “Administrative Complaint”) and;

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and 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 Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under section 120.69 and chapter 550, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action, suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission’s actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any

claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.

8. **FINE:** Respondent agrees to and shall pay to the Commission the sum of **ONE THOUSAND DOLLARS (\$1,000.00)** 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).**

9. **SUSPENSION:** Respondent agrees that his Cardroom Employee Occupational License, number 13681126, shall be suspended for a period of two weeks. This suspension shall commence on the date that the Final Order is filed with the Clerk of the Commission.

10. Respondent must mail the executed Stipulation and Consent Order and the payment to: the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-1035, Attention: Emily Alvarado.

11. By executing this Stipulation and Consent Order, the Respondent neither admits nor denies the facts and legal conclusions raised in the Administrative Complaint, and the Commission continues to assert the validity thereof. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code.

12. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent

Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

13. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

14. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

15. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and 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 Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.
17. This Stipulation and Consent Order is binding upon all parties.
18. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website at <https://flgaming.gov> for the meeting materials, agenda, and contact information.
19. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

WHEREFORE, Respondent, **STEPHEN GLEN KIRBY**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 23 day of OCT, 2024.



STEPHEN GLEN KIRBY
Respondent

STATE OF FL

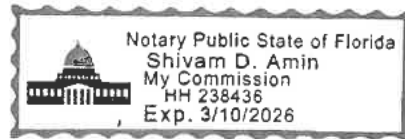
COUNTY OF Duval

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 23 day of OCT, 2024, by **STEPHEN GLEN KIRBY**, who is personally known to me or who produced the following as identification:

~~FL~~ INDIANA DL
S.D.A



Notary Public



My commission expires: 03-10-26

This Stipulation and Consent Order for the Florida Gaming Control Commission Case
Number 2024-015793 is APPROVED for legal sufficiency this 23 day of OCT,
2024.

Emily Alvarado
Chief Attorney
The Florida Gaming Control Commission

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

FILED	
FLORIDA GAMING CONTROL COMMISSION	
Date:	<u>9/11/2024</u>
File Number:	_____
BY: MELBA L. APELLANIZ CLERK OF THE COMMISSION	

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

Petitioner,

v.

FGCC Case No.: 2024-015793

STEPHEN GLEN KIRBY,

Respondent.

ORDER GRANTING MOTION TO RELINQUISH JURISDICTION

This cause came before Elizabeth K. Stinson, designated Hearing Officer for the Florida Gaming Control Commission (“Commission”), on Petitioner’s Motion to Relinquish Jurisdiction (“Motion”).

On September 10, 2024, Petitioner’s counsel filed a Motion requesting that the undersigned relinquish jurisdiction in the above styled case. The Motion represented that both parties have decided to continue settlement negotiations in FGCC case number 2024-015793.

Rule 28-106.303 of the *Florida Administrative Code* states that “The presiding officer shall conduct proceedings and enter such orders as are deemed necessary to dispose of issues raised by the motion.”

Based on the foregoing, it is therefore ORDERED THAT:

1. The Motion to Relinquish Jurisdiction is granted.
2. Jurisdiction will revert back to the Florida Gaming Control Commission.

DONE AND ORDERED this 10th day of September 2024, in Tallahassee, Leon County, Florida.




Elizabeth K. Stinson
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 10th day of September 2024 that a true copy of the foregoing "Order Granting Motion to Relinquish Jurisdiction" has been furnished via email to:

Emily Alvarado
Emily.Alvarado@flgaming.gov
Counsel for Petitioner

Thomas J. Morton
tj@lockwoodlawfirm.com
Counsel for Respondent



Elizabeth K. Stinson
Hearing Officer
Florida Gaming Control Commission

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

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

Petitioner,

v.

FGCC Case No.: 2024-015793

STEPHEN GLEN KIRBY,

Respondent,

_____ /

MOTION TO RELINQUISH JURISDICTION

The Petitioner, Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, by and through undersigned counsel, respectfully requests the Hearing Officer to enter an Order relinquishing jurisdiction in the above-styled cause. In support of this Motion, Petitioner states as follows:

1. The Parties have decided to continue settlement negotiations.
2. Should the Parties be unable to agree on a settlement, undersigned counsel will submit a Motion to reopen this case.

WHEREFORE, the Petitioner respectfully requests that the Hearing Officer enter an Order relinquishing jurisdiction in the above matters with the provision that the case may be reopened if the Parties are unable to come to an agreement.

Respectfully submitted this 10th day of September 2024.

/s/Emily A. Alvarado

Emily A. Alvarado

Chief Attorney

Florida Bar Number: 1025200

Florida Gaming Control Commission

Office of the General Counsel

4070 Esplanade Way

Tallahassee, Florida 32399-2202

Telephone: (850) 794-8066

Facsimile: (850) 921-1311

Primary: Emily.Alvarado@flgaming.gov

Secondary: Ebonie.Lanier@flgaming.gov

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of September 2024, a copy of the foregoing was furnished to Respondent via electronic mail at:

Stephen Glen Kirby
c/o TJ Morton
tj@lockwoodlawfirm.com

/s/ Emily A. Alvarado

EMILY A. ALVARADO

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.: 2024-015793

STEVEN GLEN KIRBY

Respondent.

_____ /

CORRECTED ORDER GRANTING UNOPPOSED MOTION FOR CONTINUANCE

The final hearing for this matter is scheduled for August 22, 2024. On August 13, 2024, undersigned received an Unopposed Motion for Continuance from counsel for the Petitioner.

Rule 28-106.303 of the *Florida Administrative Code* states that “The presiding officer shall conduct proceedings and enter such orders as are deemed necessary to dispose of issues raised by the motion.”

It is therefore ORDERED:

1. The Unopposed Motion for Continuance is granted and the final hearing set for August 22, 2024, will be continued to a later date.

DONE AND ORDERED this 19th day of August 2024, in Tallahassee, Leon County Florida.




Elizabeth K. Stinson
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 19th day of August 2024 that a true copy of the foregoing “Corrected Order Granting Unopposed Motion for Continuance” has been furnished via email to:

Thomas J. Morton
tj@lockwoodlawfirm.com
Counsel for Petitioner

Emily A. Alvarado
Emily.Alvarado@flgaming.gov
Counsel for Respondent



Elizabeth K. Stinson
Hearing Officer
Florida Gaming Control Commission

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. KIRBY, STEPHEN GLEN

CASE NO.: 2024-015793

ELECTION OF RIGHTS

Please read the Administrative Complaint before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Administrative Complaint.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Administrative Complaint, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Administrative Complaint.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8076 Fax: (850) 563-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) **I do not dispute the allegations** of material fact in the Administrative Complaint and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) **I do dispute the allegations** of material fact in the Administrative Complaint and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). **I specifically dispute the following facts in the Administrative Complaint** (attach extra pages or write on the back if needed):

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to 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.

Option Three (3) **I do not dispute the allegations** of material fact in the Administrative Complaint and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, a Final Order will be issued that adopts the allegations of fact and conclusions of law alleged in the Administrative Complaint and imposes the Commission action set forth in the Administrative Complaint.

THIS IS A LEGALLY BINDING DOCUMENT. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Stephen Kirby
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

9855 Begeny Square Blvd
Street Address

Apt 2
Street Address (where service shall be made)

Jacksonville, FL 32225

City State Zip

City State Zip

317-607-6848

Telephone Number Facsimile Number (if any)
Number (if any)

Telephone Number Facsimile

glen.kirby6510@gmail.com
E-mail

E-mail

SK
SIGNATURE

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

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.: 2024-015793

STEPHEN GLEN KIRBY,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Stephan Glen Kirby (“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 13681126, issued pursuant to section 849.086(6) Florida Statutes.
3. On or about December 1, 2023, Respondent entered a plea of nolo contendere and was convicted of Petit Theft, Less than \$100, a misdemeanors, in the Circuit Court of the Fourth Judicial Circuit in and for Duval County, Florida, in case number 16-2023-MM-019007-AXXX-MA.
4. On or about December 1, 2023, Respondent also entered a plea of nolo contendere and was convicted of Petit Theft, Less than \$100, a misdemeanors, in the Circuit Court of the

Fourth Judicial Circuit in and for Duval County, Florida, in case number 16-2023-MM-019036-XXXX-MA.

COUNT I

5. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

6. Section 849.086(6)(g), Florida Statutes, provides that “[t]he division 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.”

7. Based on the foregoing, Respondent violated section 849.086(6)(g), Florida Statutes, by entering a plea of nolo contendere and being convicted of two counts of Petit Theft, Less than \$100, a misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in Duval County, Florida on December 1, 2023 and is therefore subject to suspension or revocation of his occupational license.

COUNT II

8. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

9. Respondent failed to notify Petitioner within 48 hours of his December 1, 2023 conviction for Petit Theft, Less than \$100 in Duval County, Florida.

10. Section 849.086(6)(f), Florida Statutes, provides that “[t]he commission shall adopt rules regarding cardroom occupational licenses. The provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

11. 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.”

12. Based on the foregoing, Respondent violated section 550.105(10)(d), Florida Statutes, by failing to inform the Division of his December 1, 2023 conviction for a disqualifying offense within 48 hours and is therefore subject to suspension or revocation of his occupational license under section section 550.0251(10), Florida Statutes.

COUNT III

13. Petitioner realleges and adopts paragraphs numbered one and two as if set forth fully herein.

14. On or about November 30, 2023, Respondent was arrested Petit Theft, Less than \$100 in Jacksonville, Florida.

15. Respondent failed to provide written notification to Petitioner within five days of his November 30, 2023 arrest.

16. Rule 75-11.011, Florida Administrative Code, states:

Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.

17. Based on the foregoing, Respondent violated rule 75-11.011, Florida Administrative Code, by failing to provide written notification to Petitioner within five days of his November 30, 2023 arrest.

WHEREFORE, Petitioner respectfully requests the Florida Gaming Control Commission enter an Order revoking or suspending Respondent's Occupational License, along with any other remedy provided by sections 550.105 and 849.086, Florida Statutes, and/or the rules promulgated thereunder.

This Administrative Complaint for FGCC Case Number 2024-015793 is signed this 14th day of May 2023.

/s/Emily A. Alvarado

Emily A. Alvarado
Deputy Chief Attorney
Florida Bar Number: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: (850) 536-8709
Primary: Emily.Alvarado@flagaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

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
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Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: jhodge

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type	1012 - Cardroom Employee Occupational	Status	90 Closed	Status Date	04/22/2024
Complaint #	2024015793	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	KIRBY, STEPHEN GLEN	Responsible	bjones - JONES, BRADFORD
					Private Case

Complaint	Respondent	Complainant	Add'l Info
---------------------------	----------------------------	-----------------------------	----------------------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority					
Class'n	CHIS - Criminal History	Complexity	R - Regular	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Security	STND - Standard	Incident	12/01/2023	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Region	NR - Northern Region	Received	03/14/2024	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Reference	550.105						
Entered	03/15/2024	Entered By	jhodge	<input type="checkbox"/>	Inspection		
Summary	145 - Jacksonville Kennel (Best Bet) - Occupational licenses of racetrack employees; fees; denial, suspension, and revocation of license; penalties and fines Licensee Stephen Glenn KIRBY, a Poker Dealer at Jacksonville Kennel Club (Best Bet), and who holds a PMW Cardroom Employee Occupational License, (Lic# 13681126 / 1012), was convicted on December 1, 2023, for two counts of Petit Theft (Misdemeanors). In addition, KIRBY failed to notify the Division of his convictions as required by Florida Statutes and Rule noted above.			<input type="checkbox"/>	Costs		
				<input type="checkbox"/>	Time Tracking		Auto Assign
				<input type="checkbox"/>	Attachments		History
Updated	04/22/2024 14:07:27	By	jhodge	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
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[Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: NORTHERN	Date of Complaint: MARCH 14, 2024	Case Number: 2024 01 5793
RESPONDENT: KIRBY, STEPHEN GLEN 9855 REGENCY SQUARE BOULEVARD APT. 2 JACKSONVILLE, FLORIDA 32225 TEL. #(317)607-6848		COMPLAINANT: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 13681126 - 1012		Profession: DEALER	Report Date: April 3, 2024
Period of Investigation: MARCH 14, 2024 – April 3, 2024		Type of Report: FINAL	
<p>Alleged Violation(s): 849.086 Cardrooms authorized. — (6) BUSINESS AND EMPLOYEE OCCUPATIONAL LICENSE REQUIRED; APPLICATION; FEES. — (g) 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.</p> <p>75-11.011 Notification of Criminal Conviction or Charge Any cardroom occupational licensee shall provide written notification to the division when the licensee has been arrested, indicted, or charged in any other way with a criminal offense within five days of the arrest, or if not arrested, within five days of the receipt of a charging document. Licensees are not required to report non-criminal traffic offenses.</p>			
<p>Synopsis: Licensee Stephen Glen KIRBY, a Cardroom Dealer at the Jacksonville Best Bet cardroom, and who holds a PMW Cardroom Employee Occupational License, (Lic# 13681126 / 1012), was convicted on December 1, 2023, for two counts of Petit Theft (Misdemeanors). In addition, KIRBY failed to notify the Division of his November 30, 2023, arrest which led to the above convictions as required by the Florida Statutes and Rules noted above.</p>			
Related Case:			
Investigator Supervisor / Date <i>C. Derek Washington</i> /s/ C. Derek Washington / April 3, 2024		Chief of Investigations / Date <i>Bradford D. Jones</i> Bradford D. Jones / April 22, 2024	

On December 1, 2023, the Division received an Applicant Hit notification from the Florida Department of Law Enforcement (FDLE). The report indicated that on November 30, 2023, **KIRBY** was arrested by the Jacksonville Sheriff's Office and charged with the following offenses (**Exhibit #1**):

1. **Petit Theft-Less than \$100** (Misdemeanor 2nd Degree, Case #16-2023-MM-019007)
2. **Petit Theft-Unspecified-Less than \$100** (Misdemeanor 2nd Degree, Case #16-2023-MM-019036)

A check of the VERSA License database revealed **KIRBY** received his PMW Cardroom Employee Occupational license on August 1, 2023, to work as a Dealer at the Jacksonville Best Bet Cardroom. He is currently licensed until June 30, 2026 (**Exhibit #2**).

On March 12, 2024, PMW Operations Review Specialist Jonathan Dye placed an Enforcement Alert on **KIRBY**'s PMW license regarding the above offenses (**Exhibit #2**).

Information obtained from the Florida Comprehensive Case Information System (CCIS) for Duval County, Florida, revealed that on December 1, 2023, **KIRBY** pled Nolo Contendere to both charges. **KIRBY** was Adjudicated Guilty and sentenced to 2 days in County Jail (Credit time: 2 days - **Exhibit #3**).

As per the Police report prepared by the Jacksonville Sheriff's Deputy, on the day of his arrest, **KIRBY** was stopped by store Loss Prevention for stealing merchandise from Target. The report further indicated that Loss Prevention had recognized **KIRBY** from a previous theft which occurred on October 17, 2023. **KIRBY** was subsequently arrested for the theft that day and the theft on October 17, 2023 (**Exhibit #3**).

On Friday, March 22, 2024, I spoke with **KIRBY** regarding this matter. He explained that on the day of his arrest, he was shopping at "Target" and went through the self-checkout which he said he paid for the items in his cart but forgot to pay for the items under his cart. **KIRBY** said he was stopped by Loss Prevention and later arrested for theft. He further said he did not realize he was also charged with the additional charge of Petit Theft which occurred on October 17, 2023. When asked if he was aware of the requirement to notify the Division of his arrest and subsequent conviction, he said he was not aware of that requirement. **KIRBY** provided a written statement via email and a letter of recommendation (**Exhibit #4**).

Conclusion: **KIRBY** has violated of Florida State Statute 849.086(6)(g), and F.A.C Rule 75-11.011, due to his arrest, conviction, and subsequent failure to notify the Division.

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

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 4. Written statement and Letter of Recommendation 1-2

PMW Occupational License Applicant Hit/Open Case Routing Slip

RE: Kirby, Stephen Glen LICENSE NO: 13681126
 (LICENSEE NAME)


APPLICANT HIT/OPEN CASE RECEIVED: 12/01/2023
 (DATE)

Jonathan Dye ¹⁴⁵Jacksonville Kennel Club (Application) Dealer

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		
Conviction		
<input 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 checked="" type="checkbox"/> Cardroom Licenses, Professions 1012, 1031 and 1032 (Fraud, Larceny, Theft, etc.)		
<input type="checkbox"/> Other:		
Comments:		
12/01/2023- Duval County, Florida (Case #: 162023MM019007AXXXMA) Charge 1- S812.014(3)(A) / PETIT THEFT - LESS THAN \$100 - 1ST OFFENSE (M)- Adjudicated Guilty		
12/01/2023- Duval County, Florida (Case #: 162023MM019036AXXXMA) Charge 1- S812.014(3)(A) / PETIT THEFT - UNSPECIFIED - LESS THAN \$100 (M)- Adjudicated Guilty		
<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: 
-------------------------------	---	---	---


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: **jhodge**

[VR Home](#) > [License Search](#) > [License Home](#)

<p>License</p> <p>Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On 06/30/2026</p> <p>File # 14806 Name Kirby, Stephen Glen Extended To</p> <p>License # 13681126 Rank CEMP - Cardroom Employee Occupational Renewed On</p> <p>Entity # 13681126 Lic Status Current</p>		<input type="checkbox"/> <p>Licensee</p> <p>History</p> <p>Notes</p> <p>Notes History</p> <p>Back</p>																			
<p>Address</p> <p>Street # 8623 Street OLD STATE RD 60</p> <p>Line 2</p> <p>Line 3</p> <p>City SELLERSBURG State IN Zip 47172</p> <p>Routing</p>																					
<p>Other</p> <p>1st License Date 08/01/2023 Rank Date 08/01/2023 Certificate #</p> <p>Method I-S-1078 Status Date 08/01/2023 Certificate Date</p> <p>Fee Exempt No Birth Date [REDACTED] Renewal Sent</p>																					
<p>Select</p> <p>Action <input type="text"/> </p>																					
<p>Modifiers</p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>A</td> <td>ENFO - Enforcement Alert</td> <td>03/12/2024</td> <td>Applicant Hit</td> </tr> <tr> <td>C</td> <td>DEAL - Dealer</td> <td>08/01/2023</td> <td></td> </tr> <tr> <td>J</td> <td>RETL - License Returned</td> <td>10/23/2023</td> <td>verify/update address</td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>08/01/2023</td> <td></td> </tr> </tbody> </table>		Type	Modifier	Effective Date	Additional Info	A	ENFO - Enforcement Alert	03/12/2024	Applicant Hit	C	DEAL - Dealer	08/01/2023		J	RETL - License Returned	10/23/2023	verify/update address	Y	3YR - 3 Year License	08/01/2023	
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<p>Alt Keys</p> <p>BEST LIC NBR 13681126</p>																					

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EXHIBIT #2
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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
License Search		Entity Search		Modify License Standing		Maintain License CE Control			

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: dwashingto

[VR Home](#) > [License Search](#) > **Display Alerts**

Fed Tax # [REDACTED]	Lic Type 1012 - Cardroom Employee Occupational	Expires On 06/30/2026
File # 14806	Name Kirby, Stephen Glen	Extended To
License # 13681126	Rank CEMP - Cardroom Employee Occupational	Renewed On
Entity # 13681126	Lic Status Current	

Description	Effective	Notes
Enforcement Alert	03/12/2024	<input checked="" type="checkbox"/>

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EXHIBIT #2
PAGE 2/3

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 - Enforcement Effective 03/12/2024 Expires - Additional Info : Prompt Value Applicant Hit Notes Applicant must provide court disposition records for the 11/30/2023 offense in Jacksonville, Florida. Updated 03/12/2024 11:44:06 By jdye1

Notes History
Change
Delete
Save
Cancel
<
>

Add	Back
---------------------	----------------------

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EXHIBIT #2
PAGE 3/3

First Appearance:	Continued:	Continued:	Continue:	Continued:
Continued:	Continued:	Continued:	Continued:	Continued:

16-2023-MM-019036-AXXX-MA

Route To

Groups:
People:

KIRBY, STEPHEN GLEN WM
06/05/1984 2023-028120



Arrest and Booking Report
Jacksonville Sheriff's Office
Jacksonville, Florida
ADULT
KIRBY, STEPHEN GLEN

Year: 2023 Incident #: 724168	Amend #:
Previous Juvenile Jail Number:	
Jail #: 2023028120 Admitted: 11/30/2023 20:29 File Direct: NO	
JSO ID#:	Court: County
SSN:	OBTS #:

Incident Information

Incident Location

444 MONUMENT RD
JACKSONVILLE, FL 32225
Sub-sector: G3 TAZ: 317

Arrest Location

444 MONUMENT RD
JACKSONVILLE, FL 32225
Sub-sector: G3 TAZ: 317

MISDEMEANOR

Arresting Agency: JACKSONVILLE SHERIFF'S OFFICE

Day/Date/Time Arrested: Thursday, 11/30/2023 19:52

Day/Date/Time Incident From: Tuesday, 10/17/2023 18:45 To: Tuesday, 10/17/2023 19:00

Offense Location Type: SUPERMARKET

Miscellaneous

Interviewed By:

Is Arrestee currently on probation?: NO

Drug Activity: NOT APPLICABLE Drug Type: UNKNOWN

Arrest Made On: OV Is Incident Gang Related?: NO Was Hate Crime Involved?: NO Was Dating Violence Involved?: NO

Domestic Violence Related?: NO If No, Is it Domestic Related?: NO Any Children under 18 Involved as a Victim?: NO

Arrestee - KIRBY, STEPHEN GLEN

Demographics

Race: WHITE Sex: MALE Date of Birth: [REDACTED]
Ethnicity: NOT OF HISPANIC ORIGIN
Primary Language: English Secondary Language: NOT APPLICABLE
Age: 39 Height (inches): 6'00"
Hair Style: STRAIGHT Hair Color: BROWN
Build: MEDIUM Eye Color: BROWN
Complexion: FAIR / LIGHT Voice: NORMAL
Clothing/Description:
Place of Birth: INDIANA, UNITED STATES
Nicknames:
Aliases:

Weight (lbs): 230
Hair Length: MEDIUM
Facial Hair: UNSHAVEN

ORIGINAL

DEC 01 2023

Distinguishing Marks (Scars, Marks, and Tattoos)

Contact Information

Home Phone #: Bus. Phone #: Ext.: Alt. Phone #:
Cell Phone #: Cell Phone Provider:
Email Address:

Primary Identification

Type of ID Given: DRIVERS LICENSE ID: [REDACTED] Issuing State: INDIANA

Agency Identification

JSO ID: JPICS ID: 1696666

Home Address

9855 REGENCY SQUARE BLVD # 2
JACKSONVILLE, FL 32225
Sub-sector: G3 TAZ: 626

Mailing Address

Alternate Address

Employment/School

Employer: UNEMPLOYED Occupation:
School Last Attended:

EXHIBIT #3
PAGE 1/15

ORIGINAL

CCR #: 2023-0724168
Jail #: 2023028120

Arrest 2023-0724168 (Col.....Jed)

Country of Citizenship: **UNITED STATES** US Citizen?: **YES** Residence Type: **CITY** Residence Status: **RESIDENT**

ECD Usage:

RTR written related to this incident?: **NO** RTR Incident Yr: RTR Incident #:

Drugs Involved?: **NO** Alcohol Involved?: **NO** Computer Involved?: **NO**

Is Arrestee a Gang member?: **NO** Required to register as a sex offender?: **NO**

Suspect Invoke Miranda?: **NO** Miranda Rights Given?: **YES** Arrestee Confessed?: **YES** Arrestee needs ADA Consideration?: **NO**

Weapon(s) Involved

Weapon(s): **NOT APPLICABLE (NONE)**

Offense(s)

#1 Statute #: **812.014(3)(A)** Degree: **M2** UCR Code: **230G** Attempt Code: **Committed**

PETIT THEFT - LESS THAN \$100 - 1ST OFFENSE

Citation #:	SA #:	Warrant Type:	Not Applicable
ISO Control #:	Warrant/Case #:	No. of Counts:	
Jurisdiction: JACKSONVILLE SHERIFF'S OFFICE		Court Location/Div.:	Judge:
Purge/Bond Type:	Bond Amount: 0	Date of Issue:	Date of Return:
Criminal Activity Type: VOPI/FTA ONLY			
Original Statute No:	Degree:	UCR Code:	Attempt Code: Committed
Description:			

Additional Information

On 11-30-2023, while on the scene for an unrelated theft (CCR 23-723895) at 444 Monument Rd, I was notified about another theft in progress.

[Redacted] Complainant) is a Loss Prevention Agent at Target. [Redacted] approached my patrol vehicle and informed me that a male was inside the store browsing merchandise. [Redacted] directed me to the loss prevention desk and informed me the suspect actively stealing had stolen once before from the store. [Redacted] recognized the individual from the previous theft as she had documented the theft in an internal file which included a picture of the suspect's face.

The suspect exited the business with merchandise today with the intent to deprive the business of its merchandise (See CCR 23-724064). I detained the suspect without incident. I read the suspect his constitutional rights via card which he verbally acknowledged his understanding of. Post Miranda, the suspect admitted to entering the store and stealing the merchandise.

[Redacted] stated on 10-17-2023 at 1845, the suspect entered the business with a reusable shopping bag. The suspect began browsing merchandise and placing them into his reusable shopping bag. The suspect walked to the front of the store, passed assisted checkout kiosks, passed the self-checkout kiosks, and then walked out the front exit of the business with the intent to deprive the business of the merchandise.

The suspect was subsequently arrested for today's theft and the theft from 10-17-2023.

Case cleared by arrest – Patrol.

Signature

I, J.N. SMITH (#76601), swear or affirm that the information provided within this affidavit and any additional documentation referenced in this affidavit to be true and correct to the best of my knowledge.

Arresting Officer #1: **Is/ J.N. SMITH (#76601)**

Div/District or Unit: **PATROL**

Sworn to me this 30th day of November, 2023, by the referenced arresting officer under oath. The officer is personally known to me.

Approving Supervisor: **Is/ J.B. STERNER (#66206)** Status: **Approved**

Administrative

Transported By: **J.N. SMITH (#76601)**

Arresting Officer #2: **N/A**

Num of Cases Cleared:

Additional Reviewers

Report Reviewer 2: **Is/ J.P. BORCHARDT (#83529)** Status: **Approved**

Report approved on: **11/30/2023 20:28**

**EXHIBIT #3
PAGE 2/15**

Arrest 2023-0724168 (Continued)

Investigation Time #1

Hour(s): 01 Minute(s): 00 Cost Amount: \$48.24

Property #1 - MERCHANDISE

Quantity: 1 Status: **STOLEN / ETC.**
Turned in at: **PROPERTY ROOM**
Manufacturer: Model:
Serial Number: Color:
Description: **9 ITEMS (SEE RECEIPT)**
Related Charge:
Property Taken Value: **\$51.92** Property Taken by Arresting Officer:

Property Owner:
Victim (01) - **TARGET**

Received From:
NOT APPLICABLE

Property #2 - RECORDINGS (TAPES, CDs, CASSETTES)

Quantity: 1 Status: **NONE**
Turned in at: **PROPERTY ROOM**
Manufacturer: Model:
Serial Number: Color:
Description: **RECEIPT AND VIDEO**
Related Charge: **#01: 812.014(3)(A) - PETIT THEFT - LESS THAN \$100 - 1ST OFFENSE**
Property Taken Value: Property Taken by Arresting Officer: **Evidence**

Property Owner:
JACKSONVILLE SHERIFF'S OFFICE

Bus. Contact Name: **J.N. SMITH (#76601)** Bus. Contact Phone #: Ext.:

Received From:
Witness / Complainant (01) - [REDACTED]

Victim #1 - TARGET

Did victim invoke right to prevent the disclosure of personal info (Marsy's Law)?
Bus. Contact Name: [REDACTED] Bus. Contact Phone #: [REDACTED] Ext.:
Physical Address **Mailing Address**

[REDACTED]

Sub-sector: **G3 TAZ: 317**

Victim Relationship to Offender: NOT APPLICABLE

Witness/Complainant #1 - [REDACTED]

[REDACTED]

Additional Question(s)

Body Worn Camera Footage
01 Is there Body Worn Camera (BWC) footage for incident?:

EXHIBIT #3
PAGE 3/15
ORIGINAL

Jail Information (Back Door)

Date and Time Admitted: 11/30/2023 20:29

Arrest 2023-0724168 (Continued)

Jail Number: 2023028120

Juvenile/Court Clerk #:

Triage Questions

Involved in Traffic Accident?: **NO** Injuries from Accident?:

Was OC Deployed Prior to/during Arrest?: **NO** Was a Hobbie Restraint used on the Arrestee?: **NO**

Does the Arrestee Exhibit any Signs of Suicidal Behavior or Attempts?: **NO** Does the Arrested have any Observable Medical/Mental Health Problems?: **NO**

Has the Arrestee Shown any Escape Potential or Violence Propensity Behaviors?: **NO**

Is there any other Information about the Arrestee that Jail Personnel need to Know?: **NO**

If Yes, What?:

Part II of Arrest And Booking Report:			
--	--	--	--

Arrestee Personal Information: How Long in Jax? *2 MONTHS*

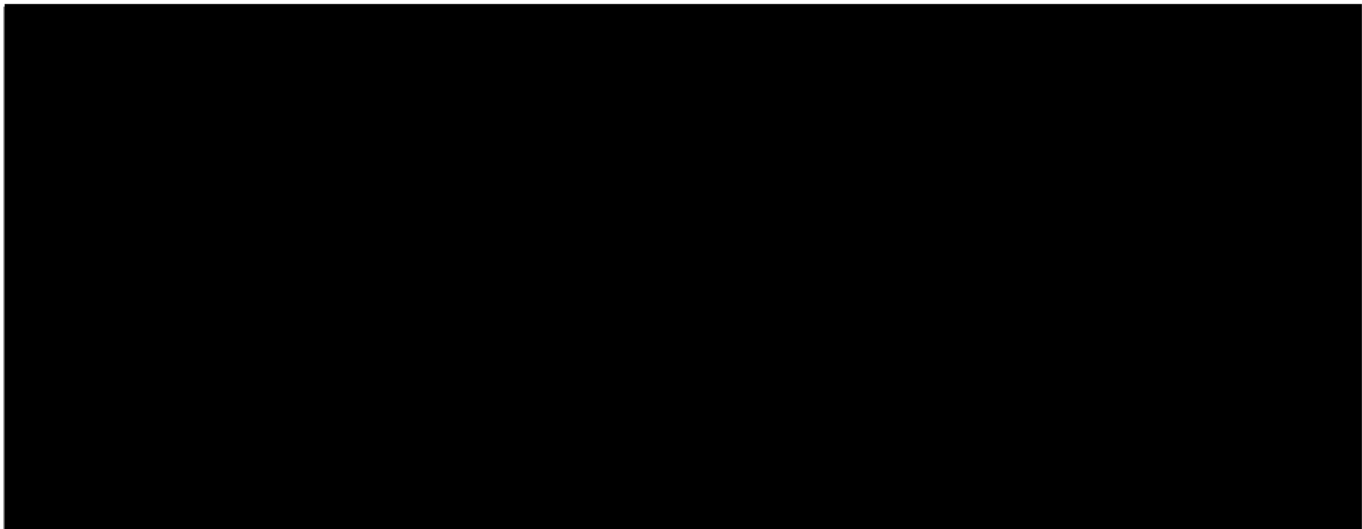


EXHIBIT #3
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Jody Phillips
Clerk of Circuit Court

ADD ON DOCKET

Date: DECEMBER 01, 2023

Judge: AUDREY MORAN

P/A: TRISTAN VILLEGAS

PT

PLEA DIALOGUE - GIVEN

NC
 G/WH 2 2
 FINE + \$ 200 DYS 2 DYS CR.
 TO PAY 200 DVC + \$ 300 COSTS
 MONTHS PROBATION

Comm

STATE OF FLORIDA

vs.

STEPHEN GLEN KIRBY, Defendant

JUDGMENT AND SENTENCE

The defendant having **PLEAD NOLO CONTENDERE TO:**

Charge Count	Statute Number and Description
1	S812.014(3)(A) PETIT THEFT - LESS THAN \$100 - 1ST OFFENSE

That defendant, accompanied by his attorney, **NONE** being present in open court, it is

ADJUDGED that the defendant is guilty of SAID OFFENSE(S).

After the foregoing judgment was rendered, that defendant was informed by the court of the accusation against that defendant and of the foregoing judgment, and was asked by the court whether that defendant had any cause to show why sentence should not be pronounced. That defendant showed no legally sufficient cause why sentence should not be pronounced.

That defendant and the State were afforded an opportunity to present evidence to the court as to any mitigating or aggravating circumstances that might properly be taken into consideration in imposing sentence.

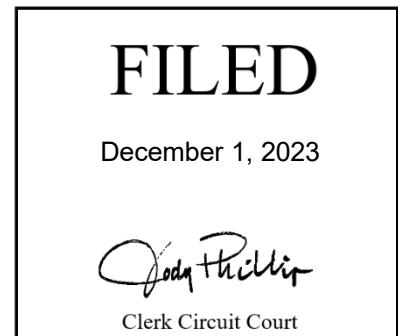
Upon consideration, it is ORDERED that: The defendant shall be imprisoned in the County Jail of Duval County, Florida, for a term of:

Charge Count	Jail Time	Credit Time	Confinement Conditions
1	2 DAYS	2 DAYS	

The defendant is hereby placed on probation for a period of:

Count	Probation Time
1	

under the supervision of the Jacksonville Sheriff's Office, the conditions are specified in a separate order.



STATE OF FLORIDA
Vs.
STEPHEN GLEN KIRBY

IN THE COUNTY COURT,
DUVAL COUNTY, FLORIDA
CASE: **16-2023-MM-019007-AXXX-MA**
DIVISION: **B (County)**

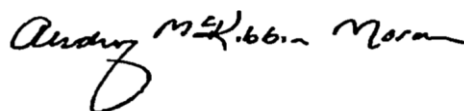
COURT ORDERED FINES, COSTS AND FEES

The defendant shall pay a fine in the amount of **\$0.00** pursuant to 775.083(1), Florida Statutes.
The defendant shall pay a 5% Additional Cost of Fine in the amount of **\$0.00** pursuant to 938.04, Florida Statutes.
The defendant shall pay an additional Misdemeanor-Crimes Compensation Trust cost in the amount of **\$50.00** pursuant to 938.03, Florida Statutes.
The defendant shall pay a Cost Recovery Fee in the amount of **\$0.00** pursuant to 34.045(1)(b), Florida Statutes.
The defendant shall pay **\$65.00** towards Assessment of Additional Court Costs pursuant to 939.185(1)(a), Florida Statutes and Section 634.102(c), Ordinance Code.
The defendant shall pay **\$0.00** Court Cost pursuant to 775.083(2), Florida Statutes.
The defendant shall pay **\$3.00** towards Additional Court Cost Clearing Trust Fund pursuant to 938.01(1), Florida Statutes.
The defendant shall pay **\$2.00** towards Criminal Justice Education for Local Government pursuant to 938.15, Florida Statutes and Section 634.102(a), Ordinance Code.
The defendant shall pay **\$0.00** towards Rape Crisis Trust Fund pursuant to 938.085, Florida Statutes.
The defendant shall pay an Emergency Medical Services Trust Fund cost in the amount of **\$0.00** pursuant to 938.07, Florida Statutes.
The defendant shall pay a Local Government Criminal Justice Trust Fund cost in the amount of **\$60.00** pursuant to 938.05(1)(b), Florida Statutes.
The defendant shall pay **\$0.00** cost for Misdemeanor Convictions involving Drugs or Alcohol pursuant to 938.13(1), Florida Statutes and Section 634.105, Ordinance Code.
The defendant shall pay Domestic Battery surcharge in the amount of **\$0.00** pursuant to 938.08, Florida Statutes.
The defendant shall pay Teen Court costs in the amount of **\$3.00** pursuant to 938.19, Florida Statutes and Section 634.108, Ordinance Code.
The defendant shall pay Court House Trust Fund in the amount of **\$0.00** pursuant to 318.18(13)(a)1, Florida Statutes and Section 634.102(e), Ordinance Code.
The defendant shall pay a Crime Stoppers costs in the amount of **\$20.00** pursuant to 938.06(1), Florida Statutes.
The defendant shall pay a State Radio System cost in the amount of **\$0.00** pursuant to 318.18(17), Florida Statutes.
The defendant shall pay a Reckless/Racing cost in the amount of **\$0.00** pursuant to 318.18(20), Florida Statutes.
The defendant shall pay an Emergency Medical Services Trust Fund cost in the amount of **\$0.00** pursuant to 316.192(4), Florida Statutes.
The defendant shall pay an additional Boating under the Influence (BUI) fine of **\$0.00** pursuant to 327.35(9), Florida Statutes.
The defendant shall pay a sum of **\$50.00** Cost of Prosecution pursuant to 938.27(8), Florida Statutes.
The defendant shall pay a sum of **\$50.00** Law Enforcement (Sheriff's Office) Investigative Costs pursuant to 938.27(1), Florida Statutes.
The defendant shall pay a sum of **\$0.00** Court Appointed Counsel Fee pursuant to 938.29(1)(a), Florida Statutes.

Revoked License _____ DUI School _____ Interlock Device _____

In open court, the defendant was advised of the right to appeal this sentence by filing a notice of appeal with the clerk of this court within 30 days from this date and the right to the assistance of counsel in taking the appeal at the expense of the State on showing if indigency.

Done and Adjudged in open court at Jacksonville, Duval County, Florida this **1st day of December, A.D. 2023.**



JUDGE AUDREY MCKIBBIN MORAN

STATE OF FLORIDA

vs.

STEPHEN GLEN KIRBY, Defendant

JUDGMENT AND SENTENCE

The defendant having **PLEAD NOLO CONTENDERE TO:**

Charge Count	Statute Number and Description
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ADJUDGED that the defendant is guilty of SAID OFFENSE(S).

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1	2 DAYS	2 DAYS	

The defendant is hereby placed on probation for a period of:

Count	Probation Time
1	

under the supervision of the Jacksonville Sheriff's Office, the conditions are specified in a separate order.

FILED
December 1, 2023

Clerk Circuit Court

STATE OF FLORIDA
Vs.
STEPHEN GLEN KIRBY

IN THE COUNTY COURT,
DUVAL COUNTY, FLORIDA
CASE: **16-2023-MM-019036-AXXX-MA**
DIVISION: **B (County)**

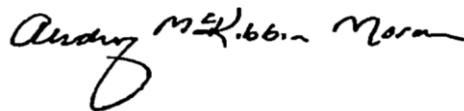
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The defendant shall pay Teen Court costs in the amount of **\$3.00 WAIVED** pursuant to 938.19, Florida Statutes and Section 634.108, Ordinance Code.
The defendant shall pay Court House Trust Fund in the amount of **\$0.00** pursuant to 318.18(13)(a)1, Florida Statutes and Section 634.102(e), Ordinance Code.
The defendant shall pay a Crime Stoppers costs in the amount of **\$20.00 WAIVED** pursuant to 938.06(1), Florida Statutes.
The defendant shall pay a State Radio System cost in the amount of **\$0.00** pursuant to 318.18(17), Florida Statutes.
The defendant shall pay a Reckless/Racing cost in the amount of **\$0.00** pursuant to 318.18(20), Florida Statutes.
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Revoked License _____ DUI School _____ Interlock Device _____

In open court, the defendant was advised of the right to appeal this sentence by filing a notice of appeal with the clerk of this court within 30 days from this date and the right to the assistance of counsel in taking the appeal at the expense of the State on showing if indigency.

Done and Adjudged in open court at Jacksonville, Duval County, Florida this **1st day of December, A.D. 2023**.



JUDGE AUDREY MCKIBBIN MORAN

Case 16-2023-MM-019007-AXXX-MA

Agency	JSO	Department	Misdemeanor
Division	B	Case Status	DISPOSED
SAO Number	23MM077021AD	Offense Date	11/30/2023
File Date	12/1/2023	Incident Number	2023724064
Judge Name	MORAN, AUDREY MCKIBBIN	Officer	
State Attorney	Villegas, Tristan Alex		

Parties		
Name / DOB / DL / ID #	Party Type Race / Sex	Address
STEPHEN GLEN KIRBY DOB: [REDACTED] License: [REDACTED] Offender: 2023-028120 JSO ID: 869269	DEFENDANT W / M	9855 REGENCY SQUARE BLVD #2 JACKSONVILLE, FL32225

Attorneys		
Attorney	Address	For Parties
Villegas, Tristan Alex State Attorney (1048999)	State Attorney's Office Jacksonville, FL	

Charges					
Initial		Prosecutor		Court	
Count	Statute #	Statute Description w/Qualifier			
	Plea	Status	Level	Action	Minimum Fine
1	S812.014(3)(A)	PETIT THEFT - LESS THAN \$100 - 1ST OFFENSE			
	NOLO CONTENDERE	SAME	M2	ADJUDICATED GUILTY	---

Fees				
Date	Description	Assessed	Paid	Balance
12/01/2023	CRIM MISD MIN MAND 3/30/2022	\$303.00	\$0.00	\$303.00

Dockets					
Line / Document	Count	Effective Entered	Description	Pages	Image
1 D1	--	12/1/2023 12/1/2023	ARREST & BOOKING REPORT 2023-028120 11/30/2023	1	Request View on request
2	1	12/1/2023 12/1/2023	S812.014(3)(A) PETIT THEFT - LESS THAN \$100 - 1ST OFFENSE		
3	--	12/1/2023 12/1/2023	JUDGE MORAN, AUDREY MCKIBBIN		
4	--	12/1/2023 12/1/2023	ASST. STATE ATTY. VILLEGAS, TRISTAN ALEJANDRO		
5 D19	--	12/1/2023 12/6/2023	ACKNOWLEDGE. OF RIGHTS & VOLUNTARINESS OF ENTRY OF PLEA	1	Request View on request
6	1	12/1/2023 12/1/2023	PLEA OF NOLO CONTENDERE		
7	1	12/1/2023 12/1/2023	DEF. ADJUDGED GUILTY		
8	1	12/1/2023	JUDGMENT AND SENTENCE TO COUNTY JAIL FOR 2 DAYS		



Line / Document	Count	Effective Entered	Description	Pages	Image
		12/1/2023			
9	1	12/1/2023 12/1/2023	CREDIT TIME: 2 DAYS		
10 D9	1	12/1/2023 12/1/2023	LEEA 5.00 IMPOSED	1	Request  View on request
11	1	12/1/2023 12/1/2023	CCT 50.00 IMPOSED		
12	1	12/1/2023 12/1/2023	LGTF 60.00 IMPOSED		
13	1	12/1/2023 12/1/2023	TNC 3.00 IMPOSED		
14	1	12/1/2023 12/1/2023	SOCIF 50.00 IMPOSED		
15	1	12/1/2023 12/1/2023	AACC 65.00 IMPOSED		
16	1	12/1/2023 12/1/2023	SAIEF 50.00 IMPOSED		
17	1	12/1/2023 12/1/2023	CSTF 20.00 IMPOSED		
18	--	12/1/2023 12/1/2023	FEES DUE: 2/1/2024		
19 D18	--	12/1/2023 12/1/2023	JUDGMENT & SENT. W/FINGERPRINTS	1	Available  Public access

EXHIBIT #3
PAGE 13/15

Case 16-2023-MM-019036-AXXX-MA

Agency	JSO	Department	Misdemeanor
Division	B	Case Status	CLOSED
Offense Date	10/17/2023	File Date	12/1/2023
Incident Number	2023724168	Judge Name	MORAN, AUDREY MCKIBBIN
Officer		State Attorney	Villegas, Tristan Alex

Parties

Name / DOB / DL / ID #	Party Type Race / Sex	Address
<u>STEPHEN GLEN KIRBY</u> DOB: ██████████ License: ██████████ Offender: 2023-028120 JSO ID: 869269	DEFENDANT W / M	9855 REGENCY SQUARE BLVD JACKSONVILLE, FL32225

Attorneys

Attorney	Address	For Parties
<u>Villegas, Tristan Alex</u> State Attorney (1048999)	State Attorney's Office Jacksonville, FL	

Charges


Count	Initial	Prosecutor	Court		
	Statute #	Statute Description w/Qualifier			
	Plea	Status	Level	Action	Minimum Fine
1	S812.014(3)(A)	PETIT THEFT - UNSPECIFIED - LESS THAN \$100			
	NOLO CONTENDERE	SAME	M2	ADJUDICATED GUILTY	---

Fees

Date	Description	Assessed	Paid	Balance
12/01/2023	CRIM MISD MIN MAND 3/30/2022	\$0.00	\$0.00	\$0.00

Dockets

Line / Document	Count	Effective Entered	Description	Pages	Image
1 D1	--	12/1/2023 12/4/2023	ARREST & BOOKING REPORT 2023-028120 11/30/2023	1	Request  View on request
2	1	12/1/2023 12/4/2023	S812.014(3)(A) PETIT THEFT - UNSPECIFIED - LESS THAN \$100		
3	--	12/1/2023 12/4/2023	JUDGE MORAN, AUDREY MCKIBBIN		
4	--	12/1/2023 12/4/2023	ASST. STATE ATTY. VILLEGAS, TRISTAN ALEJANDRO		
5	--	12/1/2023 12/4/2023	DIALOGUE GIVEN		
6 D20	--	12/1/2023 12/6/2023	ACKNOWLEDGE. OF RIGHTS & VOLUNTARINESS OF ENTRY OF PLEA	1	Request  View on request
7	1	12/1/2023 12/4/2023	SAME S812.014(3)(A) PETIT THEFT - UNSPECIFIED - LESS THAN \$100		
8	1	12/1/2023 12/4/2023	PLEA OF NOLO CONTENDERE		

Line / Document	Count	Effective Entered	Description	Pages	Image
9	1	12/1/2023 12/4/2023	DEF. ADJUDGED GUILTY		
10	1	12/1/2023 12/4/2023	JUDGMENT AND SENTENCE TO COUNTY JAIL FOR 2 DAYS		
11	1	12/1/2023 12/4/2023	CREDIT TIME: 2 DAYS		
12	1	12/1/2023 12/4/2023	LEEA 5.00 WAIVED		
13	1	12/1/2023 12/4/2023	CCT 50.00 WAIVED		
14	1	12/1/2023 12/4/2023	LGTF 60.00 WAIVED		
15	1	12/1/2023 12/4/2023	TNC 3.00 WAIVED		
16	1	12/1/2023 12/4/2023	SOCIF 50.00 WAIVED		
17	1	12/1/2023 12/4/2023	AACC 65.00 WAIVED		
18	1	12/1/2023 12/4/2023	SAIEF 50.00 WAIVED		
19	1	12/1/2023 12/4/2023	CSTF 20.00 WAIVED		
20 D19	--	12/1/2023 12/4/2023	JUDGMENT & SENT. W/FINGERPRINTS	1	<p>Available</p>  <p>Public access</p>

Derek Washington

From: Stephen Kirby <glenkirby6510@gmail.com>
Sent: Monday, March 25, 2024 5:35 PM
To: Derek Washington
Subject: stephen kirby gaming license

Follow Up Flag: Flag for follow up
Flag Status: Flagged

You don't often get email from glenkirby6510@gmail.com. [Learn why this is important](#)

Hello, my name is Stephen Kirby. I live at 9855 Regency Square Blvd Apt 2. My phone number is [REDACTED]. I work at Bestbet Jacksonville as a floor manager. I am 39 years old and Up until a few months ago I had never been in any type of trouble in my entire life. I was shopping at target and they had set up a sting operation to get shoplifters. I went through self checkout and paid for most of the items but I didn't scan the items under the cart. It was a couple of cases of drinks adding up to around 20 dollars of merchandise that I didn't scan. As a walked out I was told to stop by police and I was arrested and target said they did want to press charges as retailers have been hit hard by shoplifting in the last few years. I wasn't aware that I was supposed to contact florida gaming so I regret that as well as not scanning the items. I am in the process of getting the charged expunged from my record but it will take around 6 months. As I said I have never been in arrested before and I promise I will not be arrested again. Gaming is the only skill I currently have that I can make enough money to support my family. If I lose my gaming license we will lose our place to live and our entire life will go into a spiral. By the time the license is up for renewal this will not be on my record anymore. I have spoken to my employer and they are writing me a letter of recommendation that I will submit as well. Please don't take my gaming license. I desperately need this job. Look at my record before this minor incident. I am a good citizen that has worked and not been in trouble for the last 20 years. I barely have gotten speeding tickets. I love where I work and my employer values what I do for the company as well. I am happy to do anything you would ask to keep my license. Community service, classes, just name it and I will do it. Feel free to reach out. Thank you for the consideration.

Sincerely,
Stephen Kirby
Floor manager best bet
[REDACTED]

Derek Washington

From: Wesley Powell <[REDACTED]>
Sent: Sunday, March 31, 2024 10:33 PM
To: Derek Washington
Subject: Letter of Recommendation for Stephen Kirby

[You don't often get email from [REDACTED]. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

To whom it may concern,

My name is Wesley Powell, and I am a floor manager at bestbet Jacksonville. I have been a licensed card room employee in the state of Florida since 2009. I am writing to you on behalf of Stephen Kirby. Through 15 years of working in this industry, I have seen many people come and go from all walks of life. Though we only started working together seven months ago, I would like you to know that it has been my absolute pleasure to meet and work with Mr. Kirby. From the first day of training, I knew that he would become an invaluable addition to our team. In fact, one of the first conversations we had was him informing me about how important following the rules of poker are and asking me how well we stick to them in implementing our jobs as floor managers. As time has progressed, I have come to know Mr. Kirby as a man of the highest work ethic, integrity, and someone who always strives to be polite, kind, and can always be relied upon whenever needed. This is an unfortunate situation that he has found himself in, but I assure you that it is in no way a reflection of who he is and what he brings to our profession here in Florida. I urge you to make the right decision so that we can keep such an irreplaceable asset the likes of which are a rarity in this industry. If I am able to provide anything else in order to help in this endeavor, I implore you to reach out to me.

Thank you for your time,

Wesley Powell

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: FGCC v. South Florida Racing Association, LLC
d/b/a Hialeah Park Racing and Casino
Case No. 2024-028202; Consent Order
Date: January 29, 2025

Executive Summary

South Florida Racing Association, LLC d/b/a Hialeah Park Racing and Casino (“Respondent”) seeks the adoption of the proposed settlement and consent order to resolve Case No. 2024-028202. Pursuant to the terms of the proposed order, the Respondent will agree to pay an administrative fine in the amount of \$250.

Background

On August 26, 2024, an administrative complaint was filed against Respondent alleging a violation rule 75-11.022(3), Florida Administrative Code, by failing to ensure that the imprest trays were stored in a secured area. Specifically, on May 10, 2024, Commission investigators observed a float cart containing imprest trays that were left unsecured on the Poker room floor. Respondent has no prior violations of this rule.

Analysis

Rule 75-11.022(3), Florida Administrative Code, provides:

The cardroom supporting area where unused imprest trays are stored must be a secure area where access is limited to those persons authorized pursuant to subsection 75-11.012(9), F.A.C. If unused imprest trays are not maintained in such secure area, they must be locked and secured to the table under constant surveillance coverage at all times.

Under section 120.57(4), Florida Statutes, the Commission may resolve matters such as this case informally through a negotiated settlement. As part of settlement

negotiations, Respondent is requesting the Commission to consider and agree to the proposed terms set forth in the Consent Order, whereby Respondent will agree to pay an administrative fine in the amount of \$250.

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.: 2024- 028202

SOUTH FLORIDA RACING ASSOCIATION,
LLC d/b/a HIALEAH PARK RACING AND
CASINO,

Respondent.

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the “Commission”) and South Florida Racing Association, LLC d/b/a Hialeah Park Racing and Casino (hereinafter “Respondent”), each individually, a “party,” and collectively as “parties,” hereby agree and stipulate as follows:

WHEREAS, The Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on August 26, 2024, the Commission filed an administrative complaint against Respondent, alleging a violation of rule 75-11.022(3), Florida Administrative Code, by failing to ensure that the imprest trays were stored in a secured area (the “Administrative Complaint”); and

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and 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 Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under section 120.69, and chapter 550, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action, suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission’s actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any

claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.

8. **FINE:** Respondent agrees to and shall pay to the Commission the sum **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).**

9. Respondent must mail the executed Stipulation and Consent Order and the payment to: **The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-1035, Attention: Emily Alvarado.**

10. By executing this Stipulation and Consent Order, the Respondent neither admits nor denies the facts and legal conclusions raised in the Administrative Complaint, and the Commission continues to assert the validity thereof. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code.

11. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

12. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

13. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

14. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and 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 Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.

16. This Stipulation and Consent Order is binding upon all parties.

17. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website at <https://flgaming.gov> for the meeting materials, agenda, and contact information.

18. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

Respondent, SOUTH FLORIDA RACING ASSOCIATION, LLC d/b/a HIALEAH PARK RACING AND CASINO requests that the Commission enter a Final Order approving and incorporating this Stipulation and Consent Order in resolution of this matter.

Signed this 19th day of December, 2024.

Steve Calabro

**SOUTH FLORIDA RACING ASSOCIATION,
LLC d/b/a HIALEAH PARK RACING AND
CASINO**
Respondent

Signed on behalf of South Florida Racing Association,
LLC d/b/a Hialeah Park Racing and Casino by:

Steve Calabro

Printed Name

EVP - General Mgr.

Title

STATE OF FLORIDA

COUNTY OF Dade

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 19th day of December, 2024, by a duly authorized representative of South Florida Racing Association, LLC d/b/a Hialeah Park Racing and Casino, who is personally known to me or who produced the following as identification:

Personally known.

Rose Ann Grau
Notary Public



My commission expires:

This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-028202 is APPROVED for legal sufficiency this ____ day of _____, 2024.

Emily Alvarado
Chief Attorney
The Florida Gaming Control Commission



December 19, 2024

Emily Alvarado, Chief Attorney FGCC

Response — Case 2024-028202,

The facility has procedures in place which require the securing of unused Cardroom imprest trays as designated in 75-11.022(3). We acknowledge that on May 10th 2024 Poker CSL Christopher Wu (8094342) violated those procedures. This incident was addressed with the employee, and he was issued a written disciplinary action, which stated that a repeat occurrence may result in termination. Subsequently on June 12th, Christopher Wu violated this procedure a 2nd time, and he was terminated. Copies of both disciplinary actions are attached to this response.

The facility believes it has acted in a responsible manner regarding 75-11.022(3). A procedure was in place, an employee violated the procedure, and we responded with disciplinary action to correct the employee's actions. The facility has also eliminated the use of the table float cart, therefore it's not possible for this to occur again. We ask that the Commission take this into consideration.

We also believe in cases like this, it's appropriate for the administrative complaint to be directed specifically to the licensed employee who committed the infraction.

Sincerely,

Paul Schlaffer

Director of AML/Casino Compliance/Internal Audit

Office: 786-615-5111

Email: pschlaffer@hialeahpark.com

A handwritten signature in blue ink, appearing to be "PS", written over a light blue horizontal line.



Notice of Company Policy Disciplinary Action

Employee Name: Christopher Wu Employee No.: 439

Date: 05 10 2024 Department: Poker Operations Job Title: Customer Service Liaison

Description of Infraction: On the above date a review was done where Christopher Wu left the poker cart imprest trays unlocked, this is a violation of the State of Florida 75-11.012(9), if unused imprest trays are not maintained in such secure area, they must be locked and secured under constant surveillance coverage at all times, please avoid repeating this type of violation in the future and avoid a severe disciplinary action up to facing termination.

NOTICE TO EMPLOYEE: You have been given this notice to address the seriousness of the incident and allow you the opportunity to correct the problem noted above. If the infraction is repeated, or if another company policy is violated, you will be subject to further disciplinary action up to and including termination.

Disciplinary Action Taken

Documented Verbal Counseling

Written Warning **First** Second Third


Suspension 1st 2nd from: _____ to _____ # Days Suspended _____

Termination Effective Date: _____

Employee Comments and Confirmation of Receipt:

Employee Signature:  Date: 5/14/24

Note: Your signature on this form means that we have discussed the situation.

Manager Name Angelo Garcia Signature:  Date: 05 16 2024

Witness Name: _____ Signature: _____ Date: _____

(Witness Name and Signature if employee refuses to sign)

HR USE ONLY
Received in HR: 

Media Title

IN20240000970-2

Original Filename

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Date Attached

5/15/2024 4:31:50 PM

Attached By

wlantigua

Type

JPEG

Size

193773

Media Title

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Original Filename

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Date Attached

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Attached By

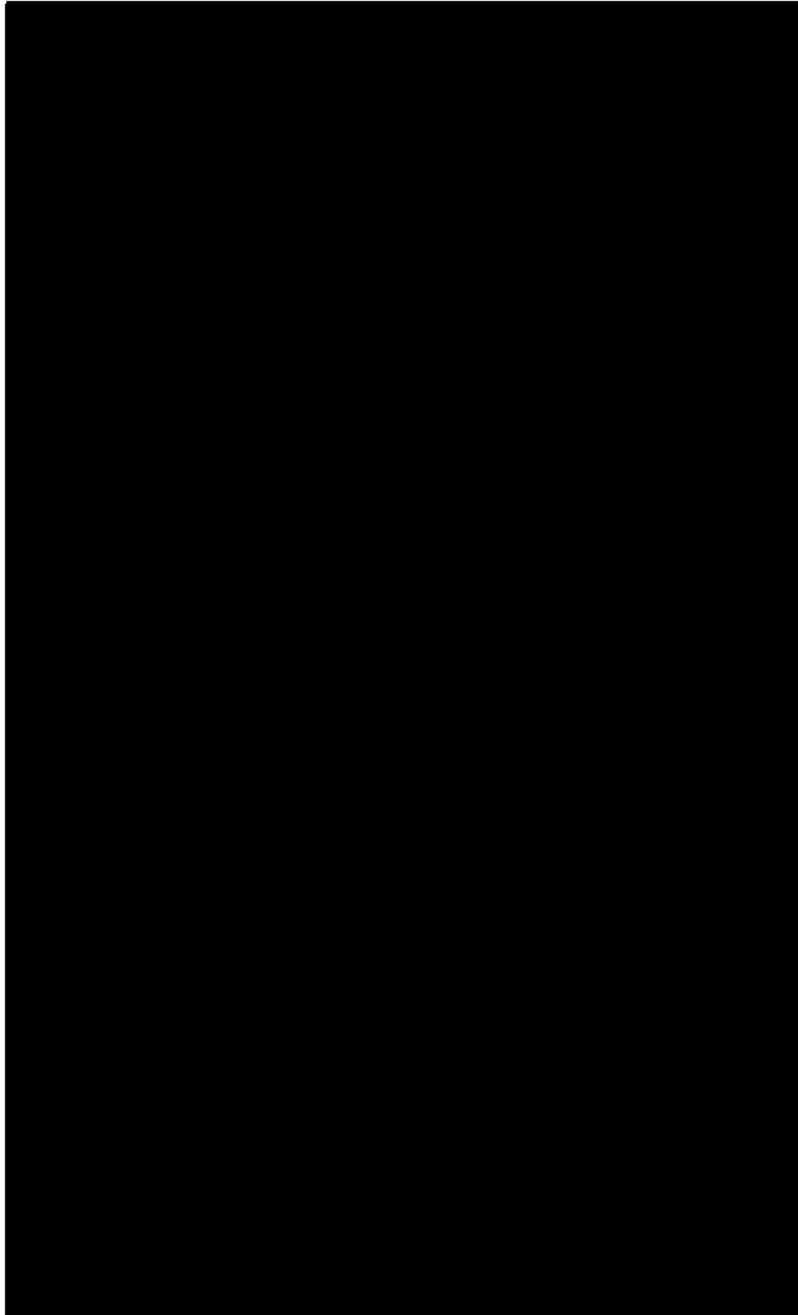
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Size

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wlantigua

Type

JPEG

Size

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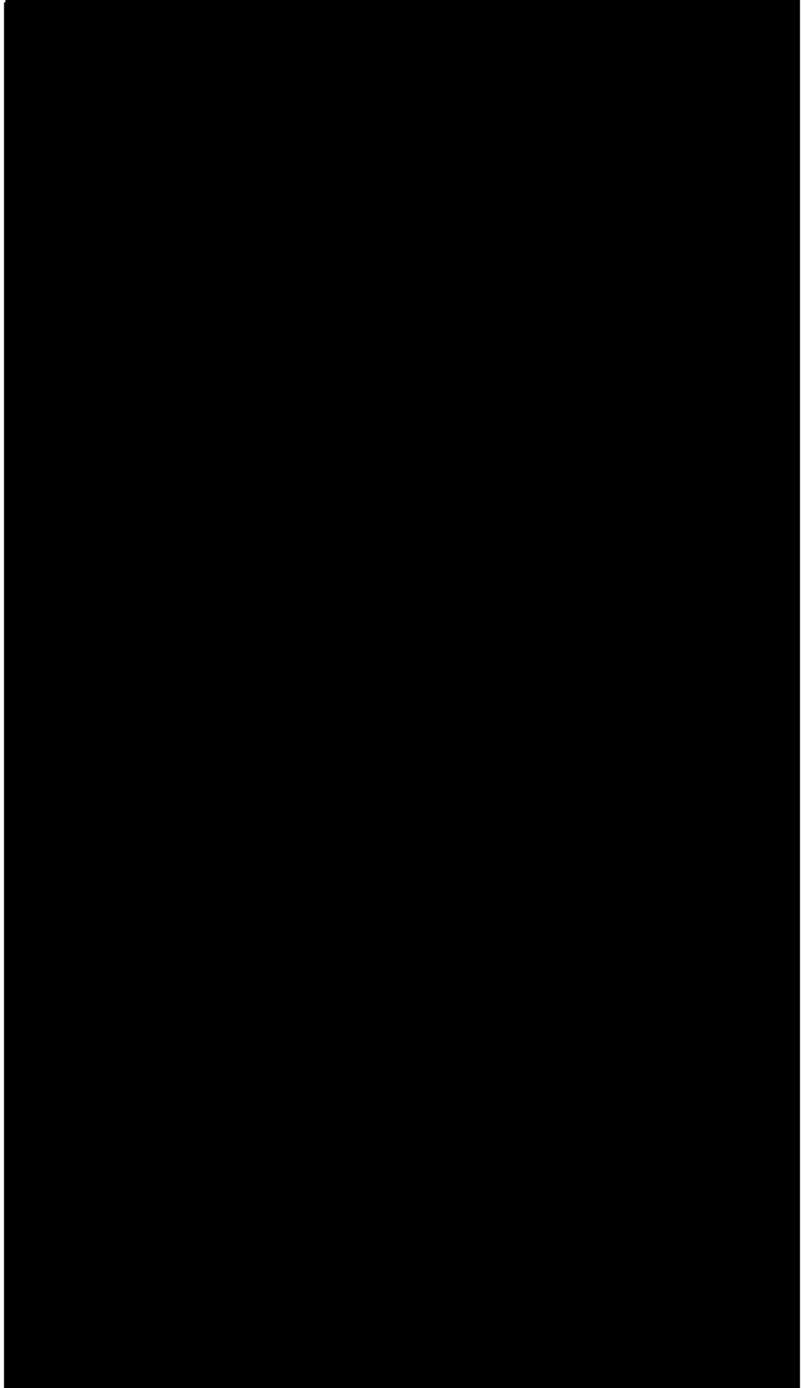
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Attached By

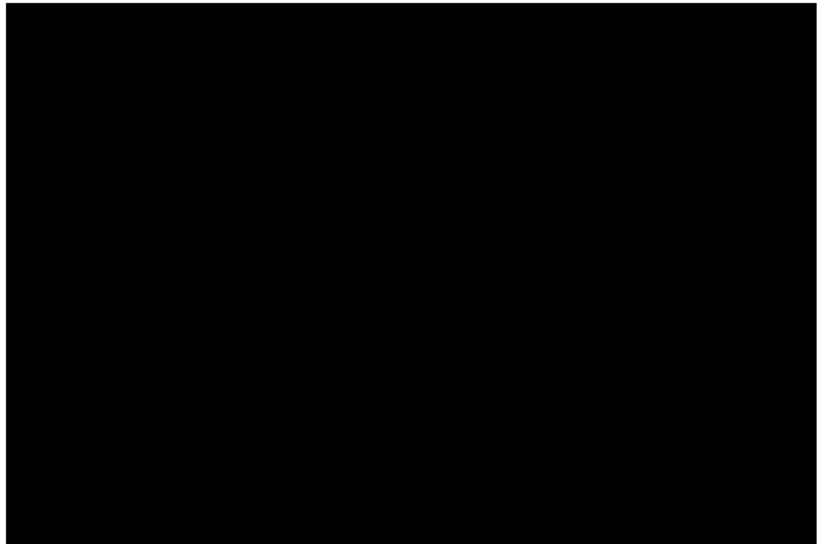
wlantigua

Type

JPEG

Size

190075





Notice of Company Policy Disciplinary Action

Employee Name: Christopher Wu Employee No.: 439

Date: 06 12 2024 Department: Poker Operations Job Title: Customer Service Liaison

Description of Infraction: On the above date a review was done where Christopher Wu left the poker cart imprest trays unlocked, this is a violation of the State of Florida 75-11.012(9), if unused imprest trays are not maintained in such secure area, they must be locked and secured under constant surveillance coverage at all times, please avoid repeating this type of violation in the future and avoid a severe disciplinary action up to facing termination.

NOTICE TO EMPLOYEE: You have been given this notice to address the seriousness of the incident and allow you the opportunity to correct the problem noted above. If the infraction is repeated, or if another company policy is violated, you will be subject to further disciplinary action up to and including termination.


Disciplinary Action Taken

- Documented Verbal Counseling
- Written Warning First Second Third
- Suspension 1st 2nd from: _____ to _____ # Days Suspended _____
- Termination** Effective Date: June 21, 2024

Employee Comments and Confirmation of Receipt:

Employee Signature: _____ Date: _____

Note: Your signature on this form means that we have discussed the situation.

Manager Name Angelo Garcia Signature:  Date: 06 21 2024

Witness Name: _____ Signature: _____ Date: _____
(Witness Name and Signature if employee refuses to sign)

HR USE ONLY:
Received in HR: 

South Florida Racing Association, LLC (7-2021)
PAYROLL CHANGE NOTICE

TO: PAYROLL DEPARTMENT

FROM: Poker Operations

PLEASE ENTER THE FOLLOWING CHANGE (S) IN YOUR RECORDS TO TAKE EFFECT

EFFECTIVE: June 21, 2024

EMPLOYEE NAME: Christopher Wu **EMPLOYEE NO.:** 439

CHECK ALL APPLICABLE BOXES	FROM	TO
<input type="checkbox"/> DEPARTMENT	Poker	
<input type="checkbox"/> JOB TITLE	CSL	
<input type="checkbox"/> RATE	\$17.50 HR + Tips	
<input type="checkbox"/> OTHER	Full-time	

REASON FOR THE CHANGE

- | | | |
|--|---|---|
| <input type="checkbox"/> Hired | <input type="checkbox"/> Re-Hired | <input type="checkbox"/> Resignation |
| <input type="checkbox"/> Length of Service Increase | <input type="checkbox"/> Promotion | <input checked="" type="checkbox"/> Discharge |
| <input type="checkbox"/> Re-Evaluation of Existing Job | <input type="checkbox"/> Demotion | <input type="checkbox"/> Lay Off |
| <input type="checkbox"/> Transfer | <input type="checkbox"/> Merit Increase | <input type="checkbox"/> Retirement |
| <input type="checkbox"/> Leave of Absence From: _____ To _____ | | |

Eligible for Re-Hire Yes _____ No

Explanation Failed to follow company policy and procedures.

For Department Transfer only	
TRANSFERRING DIRECTOR _____	DATE _____
NEW DEPT DIRECTOR _____	DATE _____

PRESIDENT _____ DATE _____

DEPT DIRECTOR  _____ DATE 06/25/2024

VP APPROVAL _____ DATE _____

HR. DIRECTOR  _____ DATE 6/25/24

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.: 2024-028202

SOUTH FLORIDA RACING ASSOCIATION,
LLC d/b/a HIALEAH PARK RACING AND
CASINO,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against South Florida Racing Association, LLC d/b/a Hialeah Park Racing and Casino (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel, slot machine, and cardroom operations pursuant to chapters 550, 551, and 849, Florida Statutes.
2. At all times material hereto, Respondent held a pari-mutuel wagering permit pursuant to Section 550.054, and license pursuant to Section 550.0115, both issued by the Commission.
3. At all times material hereto, Respondent held a valid cardroom license number 544 issued by the Commission under section 849.086, Florida Statutes, and operated a cardroom within the meaning of section 849.086(2)(c), Florida Statutes, at its Facility (the “Cardroom”).
4. The Cardroom is a Facility operated by the Respondent at all times material hereto, and is located at 2200 East 4th Avenue Hialeah, Florida 33013.

5. During a routine inspection of the Cardroom on or about May 10, 2024, Commission investigators observed a float cart containing impreset trays that was left unsecured on the Poker room floor.

6. Rule 75-11.022(3), Florida Administrative Code, provides:

The cardroom supporting area where unused impreset trays are stored must be a secure area where access is limited to those persons authorized pursuant to subsection 75-11.012(9), F.A.C. If unused impreset trays are not maintained in such secure area, they must be locked and secured to the table under constant surveillance coverage at all times.

7. Based on the foregoing, Respondent violated rule 75-11.022(3), Florida Administrative Code, by failing to ensure that the impreset trays were stored in a secured area.

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

This Administrative Complaint for FGCC Case Number 2024-028202 is signed this 26th day of August, 2024.

/s/Emily A. Alvarado

Emily A. Alvarado
Chief Attorney
FBN: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: +1 (850) 536-8709
Primary: Emily.Alvarado@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

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: **jhodge**

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#)

Lic Type	1000 - Permit to Conduct Pari-Mutuel Wagering	Status	92 Ready for Collections	Status Date	06/24/2024
Complaint #	2024028202	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	SOUTH FLORIDA RACING ASSOCIATION, LLC		Responsible	bjones - JONES, BRADFORD
					Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority					
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Security	STND - Standard	Incident	05/10/2024	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Region	SR - Southern Region	Received	05/15/2024	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Reference	75-11.022						
Entered	05/15/2024		Entered By	jhodge			
Summary	<p>544 - SOUTH FLORIDA RACING ASSOCIATES, LLC - On May 10, 2024, during a routine facility visit at Hialeah Park Racing and Casino, Surveillance footage was requested from Surveillance Supervisor William Lantigua to show me video footage of the float cart on the cardroom floor. Surveillance video revealed multiple incidents of the float cart being left unlocked and unsupervised on the cardroom floor while the cardroom was open to the public. After the video review, an OCR was submitted to Investigations Supervisor Tyrell Smith for review and approval. A copy of the video surveillance footage was collected and placed into evidence.</p>						
Updated	06/25/2024 08:43:51		By	jhodge			

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

[Get Adobe Reader.](#)

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: May 10, 2024	Case Number: 2024 02 8202
Respondent: SOUTH FLORIDA RACING ASSOCIATION, LLC. / HIALEAH PARK RACING AND CASINO 100 E. 32nd STREET HIALEAH, FLORIDA 33013		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 544 / 1000		Profession: Permit Holder	Report Date: May 15, 2024
Period of Investigation: May 10, 2024 to May 15, 2024		Type of Report: Final	
Alleged Violation(s): 75-11.022 - Cardroom Imprest Tray. (3) The cardroom supporting area where unused imprest trays are stored must be a secure area where access is limited to those persons authorized pursuant to subsection 75-11.012(9), F.A.C. If unused imprest trays are not maintained in such secure area, they must be locked and secured to the table under constant surveillance coverage at all times.			
Synopsis: On May 10, 2024, during a routine facility visit at Hialeah Park Racing and Casino, Surveillance footage was requested from Surveillance Supervisor, William Lantigua to show me video footage of the Float Cart on the cardroom floor. Surveillance video revealed multiple incidents of the Float Cart being left unlocked and unsupervised on the cardroom floor while the cardroom was open to the public (EXHIBIT 1).			
Related Case:			
Investigator / Date : <i>Traci Sloan</i> Traci Sloan / May 17, 2024		Investigator Supervisor / Date: <i>Tyrell D. Smith</i> Tyrell D. Smith / June 17, 2024	
Chief of Investigations Date <i>Bradford D. Jones</i> Bradford D. Jones / June 24, 2024			

CONTINUATION

The video review that I conducted revealed that on May 10, 2024, at approximately 0855 hours, Hialeah Park Racing and Casino (HPRC) opened the doors to the public and patrons entered the cardroom. During this time the Float Cart, was left open as the cardroom staff was populating the tables with the imprest trays it contained (**EXHIBIT #2 - VIDEO 1**).

At 09:04 hours Customer Service Liaison (CSL), Christopher Wu closes the top on the cart but did not secure the lock. He later opened the cart without using a key and then applied the padlock to the latch on cart leaving the lock in the open position. He then walked away (**EXHIBIT #2 - VIDEO 2**).

At 09:14 hours Customer Liaison Wu closed the top on the cart but did not secure the lock. He later opened the cart, at 0917 hours, without using a key. Wu then applies the padlock to the latch on cart leaving the lock in the open position. He then walks away (**EXHIBIT #2 - VIDEO 3**).

At 09:34 hours Poker CSL Isjoel Carratala is observed removing the lock (without using keys used to unlatch) and opening the chip cart. After accessing the cart, Carratala secures the cart with the lock which is latched closed.

At 09:56 hours CSL Wu used a key to unlock the cart and then he applies the padlock to the latch on cart leaving the lock in the open position. He then walks away leaving it unsecure until 10:52 AM, when Carratala comes back to the cart (**EXHIBIT 2 - VIDEO 4**).

At 10:52 hours Carratala approaches the Poker chip cart and removes the unlatched lock (without using a key) and then accesses the chip cart. Afterward Carratala secures the lock onto the cart, latching it closed. The cart is again secure until Wu returns and unlocks it at 12:29 PM.

At 12:29 hours CSL Wu used a key to unlock the cart and he places the lock near the handle of the cart. He then closes the top of the cart and walks away leaving the lock on the handle. CSL Wu returned to the cart at approximately 12:34 hours and put the lock through the latch but left it in the open position and walked away (**EXHIBIT #2 - VIDEO 5**).

Based on the Customer Service Liaison (Wu) repeatedly leaving the Floating Cart unsecured which contained the imprest trays and chips, HPRC is in violation of the above listed rule.

On May 16, 2024, I spoke with Angelo Garcia, HPRC Director of Cardroom Compliance, and advised him of the observed violation. He responded by emailing me a copy of the written warning issued to CSL Wu (**EXHIBIT #3**).

Case Status: Case Closed by Investigations and forwarded to Legal for review.

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 4. Notice of Disciplinary Action1-1

Incident File Full Report



iTrak Incident Reporting and Risk Management System Version
2019.3.2.33901

Incident Number: IN20240000970
Date/Time Occurred: 5/10/2024 2:30:38 PM
Day of Week: Friday
Created by: wlantigua

Printed By: wlantigua

Printed On: 5/15/2024 at 4:33:30 PM

Incident File Full Report

Incident File #IN20240000970

Date/Time Occurred: 5/10/2024 2:30:38 PM
Day of Week Occurred: Friday
Date/Time Created: 5/14/2024 1:28:17 PM
Date/Time Closed:
Closed By:

Record Creation Details
Department: Surveillance
Owner: wlantigua
Operator ID: wlantigua
Operator Name:
Personnel ID:
Card Number:
Job Position
Secondary Operator:

Location of Incident:

Property: Hialeah Park Casino
Location: Poker Room
Sublocation:

Details of Incident:

Daily Log #: DL20240018799
Incident Type: Policy & Procedure Violation
Specific: Employee
Incident Status: Open
Synopsis: FGCC Traci Sloan requested a review in regards to the observed unlocked chip cart. See report.

Checklist:

Narrative:

Created On	Created By	Modified On	Modified By
5/14/2024 1:28:18 F	wlantigua	5/15/2024 4:24:58 F	wlantigua

On 10 May 2024 at approximately 2:30PM, Florida Gaming Control Commission (FGCC) Investigation Specialist Traci Sloan requested a review in regards to the chip cart possibly observed unsecured (unlocked) on the Poker floor. Initial incident review determined no procedural violation.

Further review was conducted and the following incidents of unsecured cart policy/procedure violations were observed.

Incident 1:

At 8:55- 9:04 AM, Poker Customer Service Liaison (CSL) Christopher Wu is observed accessing the poker chip cart, removes a chip float/tray and leaves the chip cart opened with the cart cover left open as he walks to table 8.

At 9:04-9:14 AM, Wu returns to the cart and closes the cart cover but places the lock hanging by the cart handle area.

Reporting Party:

Supervisor:

At 9:14 AM, Wu is observed replacing the cart cover lock but leaving the lock unlatched.

Incident 2:

At 9:17AM, Wu is observed accessing the chip cart after removing the unlatched lock.

At 9:18:31AM, Wu is observed placing the lock onto the cart cover lock holder and leaving the lock unlatched on the chip cart.

At 9:34AM, Poker CSL Isjoel Carratala is observed removing the lock (no keys used to unlatch) and opens the chip cart. After accessing the cart, Carratala secures the cart with the lock which is latched closed.

Incident 3:

At 9:55AM, Wu is observed using the key to unlatch the lock on the cart and accesses the cart.

At 9:56:19AM, Wu closes the cart lid and places the lock onto the lock holder but leaves the lock unlatched.

At 10:52AM, Carratala approaches the Poker chip cart and removes the unlatched lock (does not use a key) and then accesses the chip cart. Afterward Carratala secures the lock onto the cart, latching it closed.

Incident 4:

At 12:29-12:34PM, Wu unlatches the lock from the cart and proceeds to access the chip cart. Wu then leaves the chip cart unsecured with the lock hanging on the handle area of the cart.

At 12:34PM, Wu places the lock on the chip cart but does not close the lock.

At 1:06 PM, Carratala accesses the chip cart by removing the lock (no key used).

Conclusion:

Wu was observed on several incidents leaving the chip cart unsecured while the Poker room is open. FGCC Sloan requested footage of observed violations.

Video saved.

Executive Brief:

On 10 May 2024 at approximately 2:30PM, multiple policy/procedural violations were observed on Poker CSL Christopher Wu leaving the chip cart unsecured (unlocked) on the gaming floor. FGCC Traci Sloan requested video of incidents.

Reporting Party:

Supervisor:

Participants Involved:

Personnel

Full Name: Sloan, Traci

Property: Hialeah Park Casino

Role: FGCC

Department:

Full Name: Wu, Christopher

Property: Hialeah Park Casino

Role: Poker CSL

Department:

Reporting Party:

Supervisor:

Media Title

IN20240000970-4

Original Filename

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ad4a-4de2-8643-
7e64a6f55679.Jpeg

Date Attached

5/15/2024 4:32:10 PM

Attached By

wlantigua

Type

JPEG

Size

193318

Media Title

IN20240000970-1

Original Filename

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Date Attached

5/15/2024 4:31:40 PM

Attached By

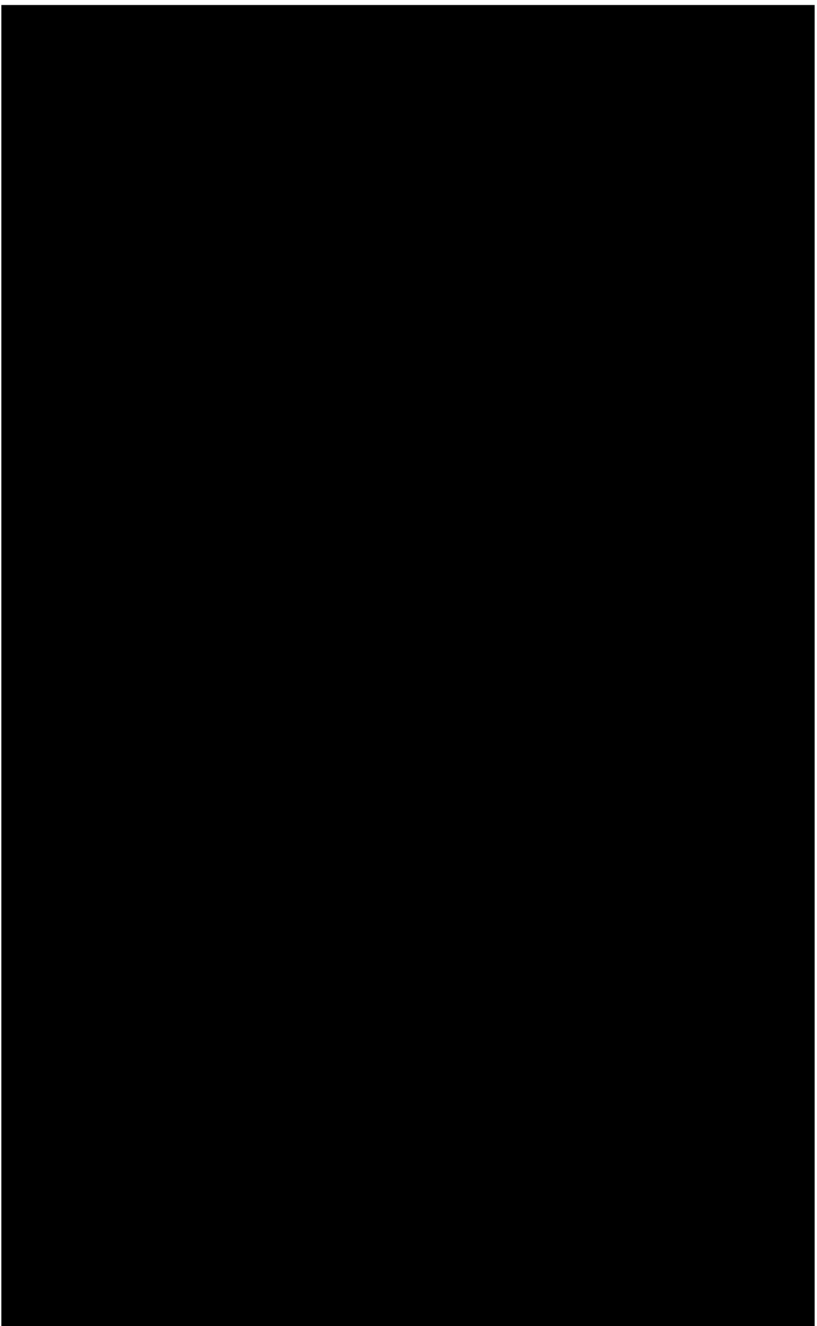
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Type

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Size

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Media Title

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Original Filename

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wlantigua

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Size

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Date Attached

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Attached By

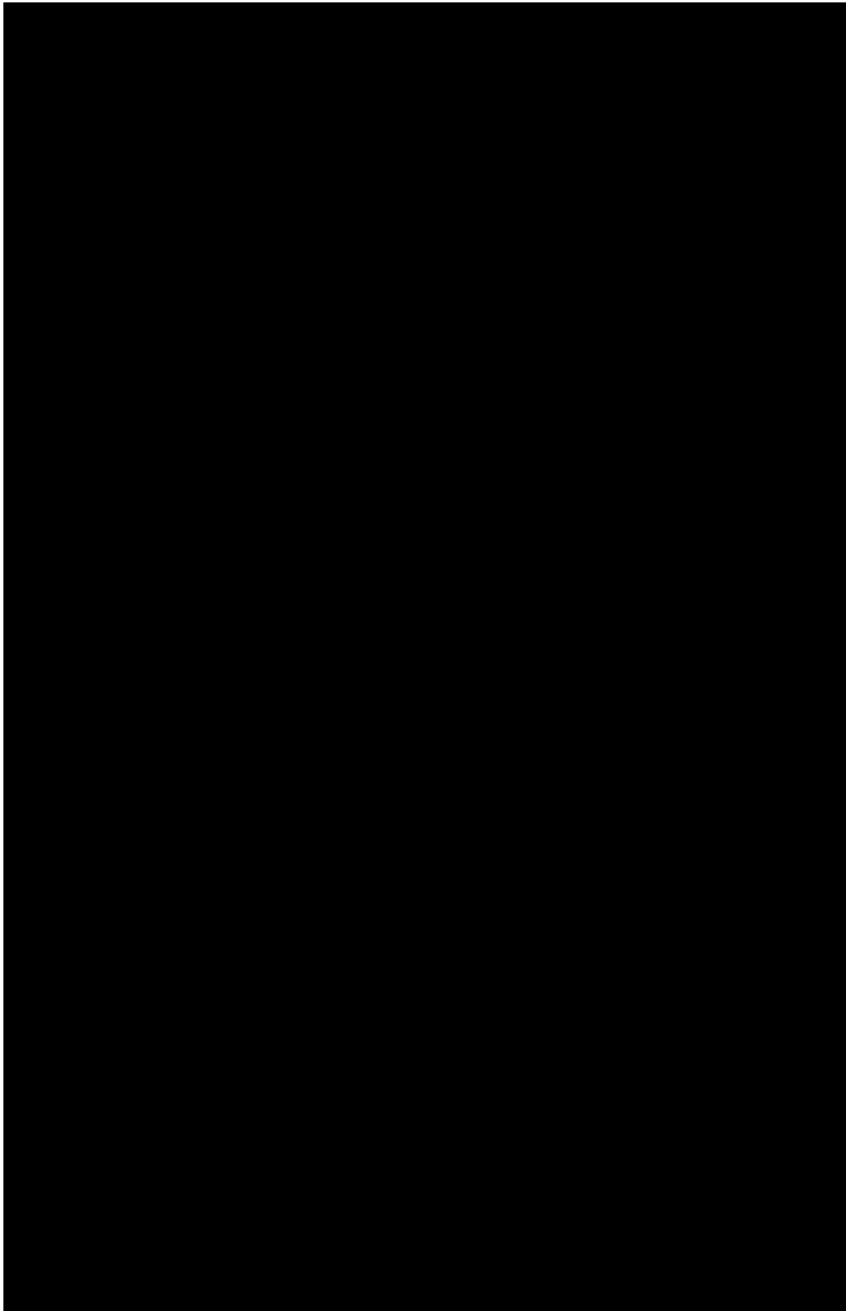
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Size

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Media Title

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Original Filename

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5/15/2024 4:32:00 PM

Attached By

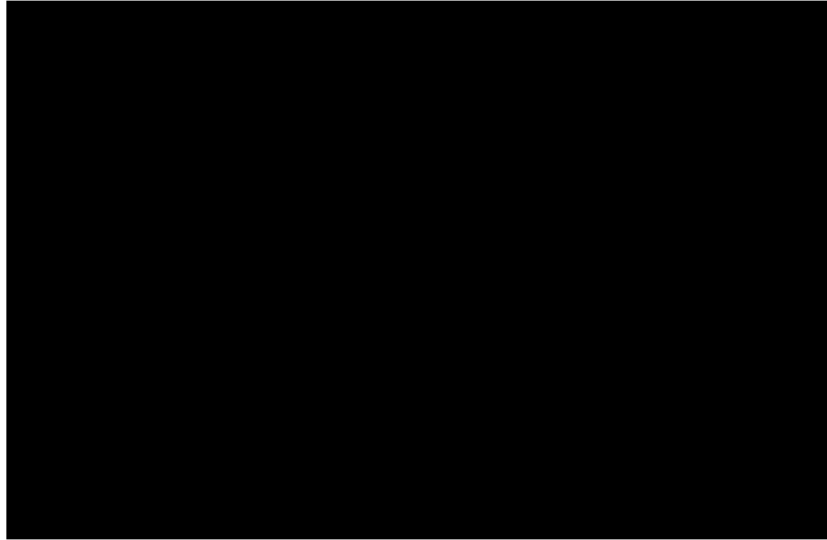
wlantigua

Type

JPEG

Size

190075





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

PROPERTY RECEIPT

Complaint # 2024 02 8202 Date 5-10-2024 Lab # _____

Item No.	Quantity	Description
1	1	USB HIALEAH 20240018799

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.

Whantiqua

 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.

Sean Lee

 Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

 Signature Date

Received by: _____ Date: _____
 Received by: _____ Date: _____
 Received by: _____ Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt



**State of Florida
Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
Office of Investigations**

PROPERTY RECEIPT

Complaint # 2024 02 8202 Date 5-14-2024 Lab # _____

Item No.	Quantity	Description
1	1	USD HIALEAH 18799 VIDEO-2

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt.

W. Santiago
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.

Traci Sh
Signature – Impounding Investigator

RETURNED PROPERTY RECEIPT

I hereby acknowledge the return to me, by the Division of Pari-Mutuel Wagering, the above listed property.

Signature

Date

Received by: _____
Received by: _____
Received by: _____

Date: _____
Date: _____
Date: _____

Copies for: File, Transmittal, Laboratory, Property Receipt



Notice of Company Policy Disciplinary Action

Employee Name: Christopher Wu Employee No.: 439
Date: 05/10/2024 Department: Poker Operations Job Title: Customer Service Liaison


Description of Infraction: On the above date a review was done where Christopher Wu left the poker cart imprest trays unlocked, this is a violation of the State of Florida 75-11.012(9), if unused imprest trays are not maintained in such secure area, they must be locked and secured under constant surveillance coverage at all times, please avoid repeating this type of violation in the future and avoid a severe disciplinary action up to facing termination.

NOTICE TO EMPLOYEE: You have been given this notice to address the seriousness of the incident and allow you the opportunity to correct the problem noted above. If the infraction is repeated, or if another company policy is violated, you will be subject to further disciplinary action up to and including termination.


Disciplinary Action Taken

Documented Verbal Counseling
 Written Warning **First** Second Third
Suspension 1st 2nd from: _____ to _____ # Days Suspended _____
Termination Effective Date: _____

Employee Comments and Confirmation of Receipt:

Employee Signature:  Date: 5/14/24

Note: Your signature on this form means that we have discussed the situation.

Manager Name Angelo Garcia Signature:  Date: 05/16/2024

Witness Name: _____ Signature: _____ Date: _____
(Witness Name and Signature if employee refuses to sign)

HR USE ONLY
Received in HR: _____

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: FGCC v. Devin Rochford
Case No. 2024-040400; Consent Order
Date: January 29, 2025

Executive Summary

Devin Rochford (“Respondent”) seeks the adoption of the proposed settlement and consent order to resolve Case No. 2024-040400. Pursuant to the terms of the proposed order, the Respondent will agree to pay an administrative fine in the amount of \$150.

Background

On September 20, 2024, a three-count administrative complaint was filed against Respondent alleging a violation of (1) rule 75-11.004(8)(a), Florida Administrative Code, by failing to clear his hands when cash, chips, or tokens were exchanged with or provided to a player; (2) by failing to tap the tip on the imprest tray when accepting a tip while dealing at a table; and (3) rule 75-11.024(2)(c), Florida Administrative Code, by failing to take a flat fee rake immediately after a winner is declared for a round, hand, or game on six occasions on or about July 14, 2024. Respondent has no prior violations of these rules.

Analysis

Rule 75-11.004(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.”

Rule 75-11.004(4)(a), Florida Administrative Code, states, in pertinent part, that a dealer shall accept tips by “[t]aping the tip on the imprest tray.”

Rule 75-11.024(2)(c), Florida Administrative Code, states, in pertinent part, that “[i]f a flat fee rake is used in a game, it shall... [b]e dropped into the table drop box immediately after a winner is declared for a round, hand, or game.”

Under section 120.57(4), Florida Statutes, the Commission may resolve matters such as this case informally through a negotiated settlement. As part of settlement negotiations, Respondent is requesting the Commission to consider and agree to the proposed terms set forth in the Consent Order, whereby Respondent will agree to pay an administrative fine in the amount of \$150.

RECEIVED

2025 JAN 13 PH 1:44

FLORIDA GAMING
CONTROL COMMISSION

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

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

Petitioner,

v.

FGCC Case No.: 2024-040400

DEVIN ROCHFORD,

Respondent.
Devin Rochford /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the "Commission") and Devin Rochford (hereinafter "Respondent"), each individually, a "party," and collectively as "parties," hereby agree and stipulate as follows:

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on September 20, 2024, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent violated rules 75-11.004(8)(a), 75-11.004(4)(a), and 75-11.024(2)(c), Florida Administrative Code, by failing to clear his hands when cash, chips, or tokens were exchanged with or provided to a player, failing to tap a tip on the imprest tray while dealing at a table, and failing to take a flat free rake immediately after a winner is declared for a round, hand, or game on six occasions (the "Administrative Complaint") and;

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.
2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.
3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.
4. Each party has entered into the terms of this Stipulation and 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 Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.
5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under section 120.69 and chapter 550, Florida Statutes, as final agency action.
6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action, suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission’s actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any

claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney's fees.

8. **FINE:** Respondent agrees to and shall pay to the Commission the sum of **ONE HUNDRED FIFTY DOLLARS (\$150.00)** 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).**

9. Respondent must mail the executed Stipulation and Consent Order and the payment to: the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-1035, Attention: Emily Alvarado.

10. By executing this Stipulation and Consent Order, the Respondent neither admits nor denies the facts and legal conclusions raised in the Administrative Complaint, and the Commission continues to assert the validity thereof. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code.

11. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

12. Upon the Commission's adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section 120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

13. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

14. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and 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 Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.

16. This Stipulation and Consent Order is binding upon all parties.

17. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website at <https://flgaming.gov> for the meeting materials, agenda, and contact information.

18. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-040400 is APPROVED for legal sufficiency this ____ day of _____, 2024.

Emily Alvarado
Chief Attorney
The Florida Gaming Control Commission

WHEREFORE, Respondent, **DEVIN ROCHFORD**, requests that the Commission enter a Final Order approving and incorporating this Consent Order in resolution of this matter.

SIGNED this 14 day of October, 2024.



DEVIN ROCHFORD
Respondent

STATE OF Florida
COUNTY OF St. Johns

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 14th day of OCTOBER, 2024, by DEVIN ROCHFORD, who is personally known to me or who produced the following as identification:

KASSANDRA WHITLEY
NOTARY PUBLIC
STATE OF FLORIDA
NO. HH 262600
MY COMMISSION EXPIRES MAY. 09, 2026

Notary Public

My commission expires:



Devin Rochford
200 Windsong Acres
St. Augustine
Florida 32086

G

US POSTAGE AND FEES PAID
GROUND ADVANTAGE IMI
Jan 06 2025
Mailed from ZIP 32086
4 OZ GROUND ADVANTAGE RATE
ZONE 2
18442543
Commercial



endicia

06350011485630

USPS GROUND ADVANTAGE

**DEVIN ROCHFORD
200 WINDSONG ACRES
Saint Augustine FL 32086**

R020 0001

SHIP TO:

**FLORIDA GAMING CONTROL COMMISSION
ATTN: EMILY ALVDRADO DIV PARIMUTUAL
4070 ESPLANADE WAY
TALLAHASSEE FL 32311 - 7853**

USPS TRACKING #



9400 1118 9956 0415 9292 14



SEE NOTICE ON REVERSE regarding USPS Terms, and notice of limitation of liability. Where allowed by law, shipper authorizes USPS to act as forwarding agent for export control and customs purposes. If exported from the US, shipper certifies that the commodities, technology or software were exported from the US in accordance with the Export Administration Regulations. Diversion contrary to law is prohibited.

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.: 2024-040400

DEVIN ROCHFORD,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Devin Rochford (“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 10707012, issued pursuant to section 849.086(6) Florida Statutes.
3. At all times material hereto, Respondent worked as a poker room dealer at Bestbet St. Augustine, Inc.
4. At all times material hereto, Bestbet St. Augustine, 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.

COUNT I

5. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

6. On or about July 15, 2024, a Commission investigator observed Respondent via the facility surveillance failing to clear his hands on one or more occasion when cash, chips, or tokens were exchanged with or provided to a player.

7. Rule 75-11.004(8)(a), Florida Administrative Code, states, in pertinent part, that dealers shall “[c]lear their hands when cash, chips, or tokens are exchanged with or provided to a player.”

8. Based on the foregoing, Respondent violated rule 75-11.004(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 July 15, 2024.

COUNT II

9. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

10. On or about July 15, 2024, a Commission investigator observed Respondent via the facility surveillance failing to tap his tip on the imprest tray while working as a poker dealer.

11. Rule 75-11.004(4)(a), Florida Administrative Code, states, in pertinent part, that a dealer shall accept tips by “[t]aping the tip on the imprest tray.”

12. Based on the foregoing, Respondent violated rule 75-11.004(4)(a), Florida Administrative Code, by failing to tap the tip on the imprest tray when accepting a tip while dealing at a table.

COUNT III

13. Petitioner realleges and adopts paragraphs numbered one through four as if set forth fully herein.

14. On or about July 14, 2024, a Commission investigator observed Respondent via the facility surveillance failing to take a flat fee rake immediately after a winner is declared for a round, hand, or game on six occasions.

15. Rule 75-11.024(2)(c), Florida Administrative Code, states, in pertinent part, that “[i]f a flat fee rake is used in a game, it shall... [b]e dropped into the table drop box immediately after a winner is declared for a round, hand, or game.”

16. Based on the foregoing, Respondent violated rule 75-11.024(2)(c), Florida Administrative Code, by failing to take a flat fee rake immediately after a winner is declared for a round, hand, or game on six occasions.

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

This Administrative Complaint for FGCC Case Number 2024-040400 is signed this 20th day of September 2024.

/s/Emily A. Alvarado

Emily A. Alvarado
Chief Attorney
FBN: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: +1 (850) 536-8709
Primary: Emily.Alvarado@flagaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Search Update	Change Mass Status Update	Recording License Type Public Case Info	Delete Complaint		Mass Activity Update		Mass Discipline		

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	1012 - Cardroom Employee Occupational	Status	90 Closed	Status Date	09/15/2024
Complaint #	2024040400	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent ROCHFORD, DEVIN	Responsible	bjones - JONES, BRADFORD	Private Case	

Complaint	Respondent	Complainant	Add'l Info
Source	INTN - Internal	Security Level	1
Form	INTR - Internal	Priority	
Class'n	V-C - Cardroom Violations	Complexity	R - Regular
Security	STND - Standard	Incident	07/15/2024
Region	NR - Northern Region	Received	07/16/2024
Reference	75-11.004		
Entered	07/16/2024	Entered By	jhodge
Summary	<p>157 - BESTBET ST AUGUSTINE, INC - 75-11.004 Dealer Responsibilities - On July 15, 2024, during a regular bi-weekly cardroom inspection of the cardroom at St. Augustine's Best Bet, it came to light that poker room dealer Devin ROCHFORD had failed to follow procedure. Specifically, after receiving a tip while dealing at his designated table, ROCHFORD neglected to tap the tip on the imprest tray as per regulations. Furthermore, ROCHFORD also failed to clear his hands when chips were exchanged with or provided to a player.</p>		
Updated	09/16/2024 10:25:47	By	jhodge

<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

Change	Save	OK	Cancel	Back
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: JULY 16, 2024	Case Number: 2024 04 0400
Respondent: ROCHFORD, DEVIN 200 WINDSONG ACRES ST. PETERSBURGH, FLORIDA 32086 TEL# (904) 487-9476		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 10707012 / 1012		Profession: POKER DEALER	Report Date: August 12, 2024
Period of Investigation: JULY 15, 2024 – AUGUST 12, 2024		Type of Report: FINAL	
<p>Alleged Violation: 75-11.004 Dealer Responsibilities. (4) Dealers shall accept tips either while dealing at an assigned table or through a system included within the internal controls. If tips are accepted while dealing at an assigned table, the tip shall be accepted by: (a) Tapping the tip on the imprest tray; and, (8) Dealers shall: (a) Clear their hands when cash, chips, or tokens are exchanged with or provided to a player;</p> <p>75-11.024 Rake Procedures. (2) If a flat fee rake is used in a game, it shall: (a) Be placed in a designated rake circle or on top of a drop box slide; (b) Remain in the designated circle or on top of the slide until a winner is declared and paid; and, (c) Be dropped into the table drop box immediately after a winner is declared for a round, hand, or game.</p>			
<p>Synopsis: On July 15, 2024, during a regular bi-weekly cardroom inspection at St. Augustine's Best Bet, it was discovered that Poker Room Dealer, Devin ROCHFORD had not followed proper procedures. Specifically, after receiving a tip while dealing at his designated table, ROCHFORD neglected to tap the tip on the imprest tray as per regulations, failed to clear his hands when chips were exchanged with or provided to a player, and ROCHFORD failed to take a flat fee rake on multiple occasions. Additionally, he did not ensure that the button is moved around the card table in a clockwise fashion to provide each player equal opportunity.</p>			
Related Case: 2024 04 5025			
Investigator / Date /s/  Randa Samson / August 12, 2024		Investigator Supervisor / Date /s/  C. Derek Washington / September 9, 2024	
Chief of Investigations / Date  Bradford D. Jones / September 15, 2024			

CONTINUATION

During a scheduled bi-weekly inspection of the cardroom at St. Augustine's Best Bet on July 15, 2024, it was discovered that Poker Room Dealer, Devin **ROCHFORD** (PMW LIC# 10707012) did not adhere to the required procedures. Specifically, **ROCHFORD** failed to tap his tip on the imprest tray after receiving the tip while dealing at his designated table, he neglected to clear his hands when exchanging chips with or providing them to players and failed to take a flat fee rake on multiple occasions.

Careful examination of the surveillance video evidence from St. Augustine Best Bet from July 15, 2024, showed that **ROCHFORD**, on multiple occasions, failed to tap his tip on the imprest tray after receiving a tip and neglecting to clear his hands when exchanging chips with or providing them to players. Additionally, the video also shows **ROCHFORD** neglected to take a flat fee rake on several occasions:

Fail to take Rake:

- 11:32 AM; Respondent failed to take a flat fee rake and a jackpot rake from a bomb pot which a double rake is taken.
- 11:33 AM; Respondent failed to take a flat fee rake and a jackpot rake.
- 11:46 AM; Respondent failed to take a flat fee rake.
- 11:54 AM; Respondent failed to take a flat fee rake and a jackpot rake.
- 11:57 AM; Respondent failed to take a flat fee rake.
- 12:01 PM Respondent failed to take a flat fee rake.

Upon review of surveillance, it became evident that **ROCHFORD** had violated the above-cited rules. These violations occurred multiple times during his time at table #13 from approximately 11:30 AM to 12:09 PM.

Additionally, during the time from approximately 12:10 PM to 12:33 PM, **ROCHFORD**, while assigned to Table #33, neglected to ensure the proper movement of the button¹ around the card table in a clockwise fashion, which is crucial for providing each player with an equal opportunity. A case has also been opened against the facility (Case #2024-04-5025) for additional violations discovered during the inspection for which the facility is responsible.

A review of the Versa Regulation Enforcement database revealed that **ROCHFORD** does not have any previous violations on record. However, this case will be referred to Legal for further review despite the past practice of issuing a verbal warning to individuals with no prior enforcement record because **ROCHFORD** has committed multiple violations.

Case Status: Investigations case closed and forwarded to Legal for further review.

¹ The "Button" is a circular object moved clockwise around a poker table to denote the assigned dealer for each hand.

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VR Home | **Inbox** | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

License Search | Entity Search | Modify License Standing | Maintain License CE Control

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **jhodge**

VR Home > Complaint Search > Maintain Complaint > License Home

License

Fed Tax # [REDACTED] Lic Type **1012 - Cardroom Employee Occupational** Expires On **06/30/2027**

File # **8604** Name **ROCHFORD, DEVIN** Extended To

License # **10707012** Rank **CEMP - Cardroom Employee Occupational** Renewed On **06/06/2024**

Entity # **10707012** Lic Status **Current**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **200** Street **WINDSONG ACRES**

Line 2

Line 3

City **SAINT AUGUSTINE** State **FL** Zip **32086**

Routing

Other

1st License Date **12/16/2021** Rank Date **06/06/2024** Certificate #

Method **I-S-1024** Status Date **12/16/2021** Certificate Date

Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	DEAL - Dealer	05/27/2017	
I	GHND - Greyhound	03/05/2015	
L	148 - Orange Park Kennel Club, Inc.	05/27/2017	
Y	3YR - 3 Year License	03/05/2015	

Alt Keys

BEST LIC NBR **10707012**

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MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado, Chief Attorney
Re: FGCC v. Bestbet Orange Park, Inc.
Case No. 2024-061325; Consent Order
Date: January 29, 2025

Executive Summary

Bestbet Orange Park, Inc. (“Respondent”) seeks the adoption of the proposed settlement and consent order to resolve Case No. 2024-061325. Pursuant to the terms of the proposed order, the Respondent will agree to pay an administrative fine in the amount of \$500.

Background

On December 3, 2024, an administrative complaint was filed against Respondent alleging a violation rule 75-11.015(1), Florida Administrative Code, by failing to secure the lock on the imprest tray to ensure that all chips and tokens not in play are locked in a secured location. Specifically, on October 25, 2024, Commission investigators observed an unsecured imprest tray, which contained \$1,200 in chips at a table. Respondent has one prior violations of this rule.¹

Analysis

Rule 75-11.015(1), Florida Administrative Code, provides “[a]ll chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.”

Under section 120.57(4), Florida Statutes, the Commission may resolve matters such as this case informally through a negotiated settlement. As part of settlement negotiations, Respondent is requesting the Commission to consider and agree to the proposed terms set forth in the Consent Order, whereby Respondent will agree to pay an administrative fine in the amount of \$500.

¹ Case Number 2020-013532, resulted in a \$250 fine for this rule violation.

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.: 2024-061325

BESTBET ORANGE PARK, INC,

Respondent.

_____ /

STIPULATION AND CONSENT ORDER

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (hereinafter the “Commission”) and Bestbet Orange Park, Inc. (hereinafter “Respondent”), each individually, a “party,” and collectively as “parties,” hereby agree and stipulate as follows:

WHEREAS, the Commission has jurisdiction over this matter and Respondent; and

WHEREAS, on December 3, 2024, the Commission filed an Administrative Complaint against Respondent, alleging that Respondent violated rule 75-11.0115(1), Florida Administrative Code, by failing to secure the lock on the imprest tray to ensure that all chips and tokens not in play are locked in a secured location (the “Administrative Complaint”); and

WHEREAS, the parties have negotiated and agreed that the best interest of all the parties will be served by a settlement of these proceedings in lieu of further litigation.

STIPULATION

NOW THEREFORE, in consideration of the mutual promises and recitals herein, the parties hereby agree and stipulate to the following:

1. All recitals herein are true and correct and are incorporated herein.

2. All parties agree that the above “whereas” clauses incorporated herein are binding findings of the parties.

3. The Commission is authorized by section 120.57, Florida Statutes, to resolve administrative proceedings by consent orders.

4. Each party has entered into the terms of this Stipulation and 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 Stipulation and Consent Order, is knowingly waiving the right to have the advice of counsel. Respondent acknowledges that the Commission has not made any promise, nor has it in any other way encouraged Respondent to enter into this Stipulation and Consent Order without the advice of counsel.

5. The parties acknowledge and agree that this Stipulation and Consent Order constitutes the final order in this case and that this Stipulation and Consent Order is enforceable under section 120.69 and chapter 550, Florida Statutes, as final agency action.

6. Respondent, for itself and its related or resulting organizations, successors, transferees, attorneys, heirs, and executors or administrators, discharges the Commission and its agents, representatives, and attorneys, of and from all claims, demands, actions, causes of action, suits, damages, losses and expenses of any and every nature whatsoever, arising out of or in any way related to this matter and the Commission’s actions, including, but not limited to, any claims that were or may be asserted in any federal or state court or administrative forum, including any claims arising out of this agreement, by or on behalf of Respondent or its related or resulting organizations.

7. Each party shall bear its own costs and attorney’s fees.

8. **FINE:** Respondent agrees to and shall pay to the Commission the sum of **FIVE HUNDRED DOLLARS (500.00)**. The payment shall be received by the Commission within thirty (30) days of filing of the Final Order Adopting the Settlement and Consent (the “Final Order”) with the Commission. **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).**

9. Respondent must mail the executed Stipulation and Consent Order to: the Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, 4070 Esplanade Way, Tallahassee, Florida 32399-1035, Attention: Emily Alvarado.

10. By executing this Stipulation and Consent Order, the Respondent neither admits nor denies the facts and legal conclusions raised in the Administrative Complaint, and the Commission continues to assert the validity thereof. Nothing in this Stipulation and Consent Order shall be deemed to preclude the Commission from imposing a penalty against Respondent for any future act(s) or omission(s) constituting either a violation of Florida law or the Florida Administrative Code.

11. The parties acknowledge and agree that this Stipulation and Consent Order is subject to the approval of the Commission. The Stipulation and Consent Order will have no force or effect unless and until the Commission files a Final Order adopting this Stipulation and Consent Order. Should this Stipulation and Consent Order be rejected, no statement made in furtherance thereof by Respondent may be used as direct evidence against Respondent in any proceeding.

12. Upon the Commission’s adoption of this Stipulation and Consent Order, Respondent agrees to waive any and all appeals and proceedings relating to these proceedings to which it may be entitled, including, but not limited to, an informal proceeding under section

120.57(2), Florida Statutes; a formal proceeding under section 120.57(1), Florida Statutes; appeals under section 120.68, Florida Statutes; and declaratory and all writs of relief in any court or quasi-court of competent jurisdiction; and agrees to waive compliance with the form of the Final Order (findings of fact and conclusions of law) to which it may be entitled, provided, however, that this agreement shall not be deemed a waiver by either party of its right to judicial enforcement of the Stipulation and Consent Order.

13. Venue for any action brought to interpret, enforce, or challenge the terms of this Stipulation and Consent Order and its corresponding Final Order shall lie solely in the Circuit Court of Florida, in and for Leon County, Florida.

14. This Stipulation and Consent Order is executed by the parties for the purpose of avoiding further administrative action with respect to the matters addressed herein. In this regard, Respondent authorizes the Commission to review and examine all materials concerning Respondent, prior to or in conjunction with consideration of this Stipulation and Consent Order. Should the Commission not accept this Stipulation and Consent Order, it is agreed that presentation to and consideration of this Stipulation and 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 Stipulation and Consent Order may be signed in counterparts, and copies shall be treated as original.

16. This Stipulation and Consent Order is binding upon all parties.

17. The parties agree that this serves as notice that the signed Stipulation and Consent Order will be placed on the next available Commission meeting. If Respondent would like to attend, Respondent is responsible for checking the Florida Gaming Control Commission website

at <https://flgaming.gov> for the meeting materials, agenda, and contact information. Respondent is not required to attend the Commission meeting.

18. Respondent authorizes the Commission to correct any typographical errors or make any non-material changes to this Stipulation and Consent Order after it is signed.

[Signature pages to follow]

Respondent, BESTBET ORANGE PARK, INC. requests that the Commission enter a Final Order approving and incorporating this Stipulation and Consent Order in resolution of this matter.

Signed this 3 day of January, 2025.

Deborah Giardina
BESTBET ORANGE PARK, INC, Respondent

Signed on behalf of Bestbet Orange Park, Inc by:

DEBORAH GIARDINA
Printed Name

V.P. POKER OPERATIONS
Title

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 3rd day of January, 2025, by a duly authorized representative of Bestbet Orange Park, Inc, who is personally known to me or who produced the following as identification: _____

Charline E. Small

Notary Public

My commission expires: September 08, 2026

CHARLINE E SMALL
NOTARY PUBLIC
STATE OF FLORIDA
NO. HH 300135
MY COMMISSION EXPIRES SEP. 08, 2026

This Stipulation and Consent Order for the Florida Gaming Control Commission Case Number 2024-061325 is APPROVED for legal sufficiency this ____ day of _____, 2025.

Emily Alvarado
Chief Attorney
The Florida Gaming Control Commission

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

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

Petitioner,

v.

FGCC Case No.: 2024-061325

BESTBET ORANGE PARK, INC,

Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Florida Gaming Control Commission, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Bestbet Orange Park, 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 permit pursuant to Section 550.054, and license pursuant to Section 550.0115, both issued by the Commission.
3. At all times material hereto, Respondent held a valid cardroom license number 148 issued by the Commission under section 849.086, Florida Statutes, and operated a cardroom within the meaning of section 849.086(2)(c), Florida Statutes, at its Facility (the “Cardroom”).
4. The Cardroom is a Facility operated by the Respondent at all times material hereto, and is located at 455 Park Avenue Orange Park, Florida 32073.

5. During a routine inspection of the Cardroom on or about October 25, 2024, Commission investigators observed an unsecured imprest tray, which contained \$1,200 in chips at a table.

6. Rule 75-11.015(1), Florida Administrative Code, provides “[a]ll chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.”

7. Based on the foregoing, Respondent violated Rule 75-11.015(1), Florida Administrative Code, by failing to secure the lock on the imprest tray to ensure that all chips and tokens not in play are locked in a secured location.

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

This Administrative Complaint for FGCC Case Number 2024-061325 is signed this 25th day of November 2024.

/s/Emily A. Alvarado

Emily A. Alvarado
Chief Attorney
FBN: 1025200
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399-2202
Telephone: (850) 794-8066
Facsimile: +1 (850) 536-8709
Primary: Emily.Alvarado@flgaming.gov
Secondary: Ebonie.Lanier@flgaming.gov

NOTICE OF RIGHTS

Pursuant to sections 120.569 and 120.57, Florida Statutes, you have the right to request a hearing to challenge the charges contained in this Administrative Complaint. If you choose to request a hearing, you will have the right to be represented by counsel, or other qualified representative, to present evidence and argument, to call and cross-examine witnesses, and to have subpoenas and subpoenas duces tecum issued on your behalf.

Any request for an administrative proceeding to challenge or contest the charges contained in this Administrative Complaint must conform to rule 28-106.2015, Florida Administrative Code. Pursuant to rule 28-106.111, Florida Administrative Code, you must request a hearing within 21 days from receipt of this Notice, or you will waive your right to request a hearing.

Mediation under section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Search Update	Change Mass Status Update	Recording License Type Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline				

Domain **10 - Division of Pari-Mutuel Wagering** Logged in as: **jhodge**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	1002 - Cardroom License	Status	90 Closed	Status Date	11/18/2024
Complaint #	2024061325	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	Responsible	BESTBET ORANGE PARK KENNEL, INC.	bjones - JONES, BRADFORD	Private Case

Complaint	Respondent	Complainant	Add'l Info
Source	INTN - Internal	Security Level	1
Form	INTR - Internal	Priority	
Class'n	V-C - Cardroom Violations	Complexity	R - Regular
Security	STND - Standard	Incident	10/25/2024
Region	CR - Central Region	Received	10/25/2024
Reference	75-11.015		
Entered	10/25/2024	Entered By	jhodge
Summary	<p>148 - ORANGE PARK KENNEL CLUB - 75-11.015 Chips and Tokens - On October 25, 2024, during a routine inspection of the cardroom at the Best Bet Orange Park poker room, I discovered a compliance issue. Specifically, I noticed that the lid of the Imprest Tray, which was located on Table #30, was not securely fastened. Upon closer examination, I found that the lid could be easily removed by hand, posing a potential risk for chip mismanagement. The tray contained \$1200 in chips at the time of the inspection. This situation constitutes a clear violation of the established regulations designed to ensure the security and integrity of the gaming environment.</p>		
Updated	11/18/2024 12:28:39	By	jhodge

Parties
 Activities

Allegations
 Discipline

Violations
 Compliance

Related
 Disposition

Inspection
 Costs

Time Tracking

Attachments

Work Notes

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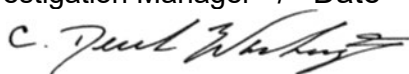
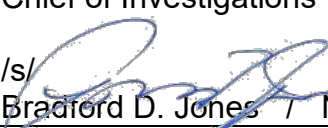
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Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: NORTHERN	Date of Complaint: October 25, 2024	Case Number: 2024 06 1325
Respondent: BEST BET ORANGE PARK KENNEL, INC. 201 MONUMENT RD. JACKSONVILLE, FLORIDA 32225 (904) 646-0001		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # and Type: 148-1002		Profession: Cardroom	Report Date: November 6, 2024
Period of Investigation: October 25, 2024 through November 6, 2024		Type of Report: Final	
Alleged Violation: 75-11.015 Chips and Tokens. (1) All chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location.			
Synopsis: On October 25, 2024, during a routine cardroom inspection, at the BEST BET ORANGE PARK poker room, I found the lid of the Imprest Tray on Table #30 which contained \$1,200.00 in chips, was loose enough to be removed by hand. This is a violation of the above cited rule.			
Related Case(s):2020 01 3532			
Investigator / Date /s/  CW Taylor / November 6, 2024		Investigation Manager / Date /s/  C. Derek Washington / November 14, 2024	
Chief of Investigations / Date /s/  Bradford D. Jones / November 18, 2024			

CONTINUATION

Investigative Activity:

On October 25, 2024, during a routine cardroom inspection, at the **BEST BET ORANGE PARK** poker room, while verifying that all imprest tray lids were properly installed and secured, Table #30's imprest tray lid was found to be loose enough to be removed by hand exposing a full bank of poker chips valued at \$1,200.00. A photo of the imprest tray was taken and is attached herein as **EXHIBIT #1**.

Immediately upon making this discovery, I informed Janet T. Adams (Lic. #8237204 - 1012-2027), Floor Manager of the incident and she immediately tightened and resecured the imprest tray lid to the imprest tray and relocked the tray to Table #30. Adams informed me later that same day that the **BEST BET ORANGE PARK** maintenance department advised her they would be purchasing some blue Loctite to prevent this from happening again.

On November 6, 2024, during a routine inspection of the facility, I conducted another evaluation of Table #30's imprest tray lid. Upon testing, I confirmed that the lid was securely fastened and operating as intended. Furthermore, I took the opportunity to discuss with Adams the maintenance department's plan to apply Loctite to all imprest tray lids as soon as possible. Adams assured me that this task is of high importance and was already scheduled for implementation.

A check of the Versa Regulation Enforcement database shows one prior violation of the above-stated Rule, Case 2020 01 3532 which resulted in a Consent Order and a \$500.00 fine¹ (**EXHIBIT #2**).

In conclusion, after reviewing all relevant information, it has been determined that **BEST BET ORANGE PARK** is in violation of the previously cited regulations due to their failure to identify that the imprest tray lid had become unsecured.

Case Status: Investigations case closed. Referred to Legal for review.

¹ Part of a consolidated resolution also involving cases #2020-05-1881 and 2021-02-4498 comprising a total fine of \$1,000.00.

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 [Modify License Standing](#) |
 [Maintain License CE Control](#)

Domain **10 - Division of Pari-Mutuel Wagering**

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License

Fed Tax # XXXXXXXXXX Lic Type **1002 - Cardroom License** Expires On **06/30/2025**

File # **49** Name **BESTBET ORANGE PARK KENNEL, INC.** Extended To

License # **148** Rank **CLIC - Cardroom Operating License** Renewed On

Entity # **148** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

Address

Street # **201** Street **MONUMENT ROAD**

Line 2

Line 3

City **JACKSONVILLE** State **FL** Zip **32225**

Routing

Other

1st License Date **03/18/2024** Rank Date **03/18/2024** Certificate #

Method **I-S-1020** Status Date **01/04/2008** Certificate Date

Fee Exempt **No** Birth Date Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
L	148 - Orange Park Kennel Club, Inc.	01/04/2008	

DBA Name

DBA **bestbet**

Alt Keys

BEST LIC NBR **148**

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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **cwtaylor**

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License

Fed Tax # [REDACTED] Lic Type **1012 - Cardroom Employee Occupational** Expires On **06/30/2027**

File # **4238** Name **ADAMS, JANET T** Extended To

License # **8237204** Rank **CEMP - Cardroom Employee Occupational** Renewed On **06/12/2024**

Entity # **8237204** Lic Status **Current**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

Address

Street # **1627** Street **PLAYERS CLUB DR**

Line 2

Line 3

City **FLEMING ISLAND** State **FL** Zip **32003**

Routing

Other

1st License Date **06/20/2018** Rank Date **06/12/2024** Certificate #

Method **I-S-1024** Status Date **06/20/2018** Certificate Date

Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	CMAN - Cardroom Manager	05/27/2018	
I	GHND - Greyhound	02/28/2008	
L	148 - Orange Park Kennel Club, Inc.	05/17/2015	
Y	3YR - 3 Year License	06/15/2012	

Alt Keys

BEST LIC NBR **8237204**

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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,

v.

DBPR Case No.: 2020-013532
2020-051881
2021-024498

ORANGE PARK KENNEL CLUB, INC ,

Respondent.

STIPULATION AND CONSENT ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Division"), and Orange Park 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 148-1002, issued by the Division

2 This Consent Order is to be entered in resolution of

a. DBPR Case Number 2020-013532, alleging that on March 4, 2020, Respondent was in violation of:

i. Rule 61D-11.015(1), Florida Administrative Code, by failing to lock all chips and tokens not in play or not available for play or use in a secure location.

ii. Rule 61D-11.020(1)(a), Florida Administrative Code, by failing to ensure each table had a drop box marked with a permanent number corresponding to the table number it is assigned.

- b. DBPR Case Number 2020-051881, alleging that on October 3, 2020, Respondent was in violation of Rule 61D-11.014(4)(b), Florida Administrative Code, by failing to remove the entire deck of cards containing a damaged card.
- c. DBPR Case Number 2021-024498, alleging that on May 26, 2021, Respondent was in violation of Rule 61D-11 015(1), Florida Administrative Code, by failing to lock all chips and tokens not in play or not available for play or use in a secure location.

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. This Consent Order is enforceable under Section 120.69, and Chapter 550, Florida Statutes, as a final agency action.
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.

2020-013532
2020-051881
2021-024498

8. The Parties acknowledge and agree that this Consent Order constitute the final order in this case, and they also acknowledge and agree to waive any further administrative and judicial review.

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 **ONE THOUSAND DOLLARS (\$1000.00)**, at the time Respondent submits an executed copy of this Consent Order. The fines are assessed as follows:

- a. **2020-013532: \$500.00**
- b. **2020-051881: \$250.00**
- c. **2021-024498: \$250.00**

12. **The payment must be in the form of a certified check or money order, made payable to the Department of Business and Professional Regulation, 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.

13 Respondent must mail this Consent Order and the payment to: **Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, Attention: Patricia Broadway.** Please note DBPR Case Numbers 2020-013532, 2020-051881, and 2021-024498 on the face of the check.

2020-013532
2020-051881
2021-024498

14. The Parties acknowledge and agree that this Consent Order is subject to the approval of the Director of the Division of Pari-Mutuel Wagering or other authorized agent of the Department of Business and Professional Regulation ("Director"). The Consent Order will have no force and effect unless signed by the Parties. Should this Consent Order be rejected, no statement made in furtherance of it by Respondent may be used as direct evidence against Respondent in any proceedings.

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

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

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

18 Respondent authorizes the Division to correct any typographical errors or make any non-material changes to this Consent Order after it is signed.

Respondent, ORANGE PARK KENNEL CLUB, INC., agrees and consents to the terms and conditions of this Stipulation and Consent Order in DBPR Case Numbers 2020-013532, 2020-051881, and 2021-024498, this 23 day of June, 2021.

Deborah Giardina
ORANGE PARK KENNEL CLUB, INC.,
Respondent

Signed on behalf of Orange Park Kennel Club, Inc.
by:

DEBORAH GIARDINA
Printed Name
V.P. Poker Operations
Title

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 23rd day of June, 2021, by Deborah Giardina who is personally known to me or who produced the following as identification: _____

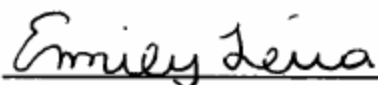
Charline E. Small
Notary Public

CHARLINE E. SMALL
Notary Public, State of Florida
My Comm. Expires 09/08/2022
Commission No. GG244120

My commission expires: 09/08/2022

2020-013532
2020-051881
2021-024498

This Stipulation and Consent Order in DBPR Case Numbers 2020-013532, 2020-051881, and 2021-024498 is APPROVED for legal sufficiency this 30 day of June, 2021.



EMILY A. LEIVA
Assistant General Counsel
Division of Pari-Mutuel Wagering
Department of Business and Professional Regulation

ORDER

IT IS HEREBY ORDERED THAT:

The foregoing Stipulation and Consent Order shall constitute the agreed resolution of this matter and the Final Order of the Division in DBPR Case Numbers 2020-013532, 2020-051881, and 2021-024498, once it is filed with the Agency Clerk.

DONE AND ORDERED this 6 day of July, 2021, in Tallahassee, Florida.



LOUIS TROMBETTA, DIRECTOR
Division of Pari-Mutuel Wagering
Department of Business and Professional Regulation
2601 Blair Stone Road
Tallahassee, Florida 32399-1035

2020-013532
2020-051881
2021-024498

CERTIFICATE OF SERVICE

I hereby certify this 13th day of July, 2021, that a true copy of the foregoing has been furnished by U.S. mail to:

Orange Park Kennel Club, Inc.
c/o T.J. Morton, Esquire
The Lockwood Law Firm
106 East College Avenue, Suite 810
Tallahassee, Florida 32301



AGENCY CLERK'S OFFICE
Department of Business and Professional Regulation

CC: Ebonie Lanier

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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- [Complaint Search](#)
- [Mass Status Update](#)
- [Change Recording License Type](#)
- [Public Case Info](#)
- [Delete Complaint](#)
- [Mass Activity Update](#)
- [Mass Discipline Update](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **Imuniz**

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Lic Type	1002 - Cardroom License	Status	90 Closed	Status Date	04/13/2020
Complaint #	2020013532	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	ORANGE PARK KENNEL CLUB, INC.	Responsible	cwtaylor - TAYLOR, CHARLES W
					Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	V-C - Cardroom Violations	Complexity	R - Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	03/04/2020	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	03/05/2020	<input type="checkbox"/>	Inspection		
Reference	61D-11.015(1)/61D-11.020(1)(a)			<input type="checkbox"/>	Costs		
Entered	03/13/2020	Entered By	Imuniz	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	<p>148-Orange Park Kennel Club, Inc. ----- / ----- . Chips and Tokens / Drop Box and key Control Procedures: On March 4, 2019, during a routine cardroom inspection at the Bestbet, Orange Park poker room, the Imprest tray lid on Table #30 was found to be loose and I was able to remove it by hand exposing a full bank of poker chips. Also, Table #15 had the Drop box from Table #16 installed and Table #16 had the Drop box from Table #15 installed. This is a violation of the above cited rules.</p>			<input type="checkbox"/>	Attachments		History
Updated	04/13/2020 13:50:59	By	Imuniz	<input type="checkbox"/>	Work Notes		Print Report

31	<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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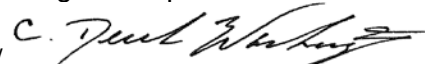

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Halsey Beshears, Secretary

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: NORTHERN	Date of Complaint: March 13, 2020	Case Number: 2020 01 3532
Respondent: ORANGE PARK KENNEL CLUB, INC P. O. Box 959 Orange Park, Florida 32067 904-646-0001		Complainant: STATE OF FLORIDA, DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING	
License # and Type: 148-1002		Profession: Cardroom	Report Date: March 20, 2020
Period of Investigation: March 13, 2020 through March 20, 2020		Type of Report: Final	
Alleged Violation: 61D-11.015 Chips and Tokens. (1) All chips and tokens not in play or which are not available for play or use that day shall be locked in a secure location. 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;			
Synopsis: On March 4, 2020, during a routine cardroom inspection at the ORANGE PARK KENNEL CLUB poker room, Table #30's Imprest tray lid was found unsecured exposing a full bank of poker chips. In addition, Table #15 and Table #16 had their Drop boxes switched. These discrepancies are violations of the above-cited rules.			
Related Case:			
Investigator / Date /s/  CW Taylor / March 20, 2020		Investigator Supervisor / Date /s/  C. Derek Washington / March 20, 2020	
Chief of Investigations / Date		/s/ 	
Steven E. Kogan /		April 13, 2020	

CONTINUATION

Investigative Activity:

On March 4, 2020, during a routine cardroom inspection at the **ORANGE PARK KENNEL CLUB** poker room, while verifying that all drop boxes and Imprest tray lids were properly installed and secured, Table #30's Imprest tray lid was found to be loose and I was able to remove it by hand exposing a full bank of poker chips. A photo was taken (**EXHIBIT #1**).

Also, while verifying that all drop boxes were properly installed and locked in the tables, Table #15 had the drop box from Table #16 installed in it and Table #16 had the drop box from Table #15 installed in it. Photos were taken (**EXHIBITS #2 - #3**).

On March 4, 2020, an Open Case Request was executed in this case.

On March 4, 2020, I contacted Floor person Jason R. **OSTEEN** (8238078-1012-2021) about the Imprest tray on Table #30 and informed him of the situation. It was determined that the lock nut on the Imprest tray lid lock had come loose. **OSTEEN** repaired and re-installed the Imprest tray lid and it was tested and determined to be secure.

OSTEEN then obtained the drop box keys from the Count team and with a Security escort he removed, reset and reinstalled the drop boxes in their proper table locations before play could begin on the tables. I discussed the incident with **OSTEEN** and he stated that they have hired several new chip runners recently, which perform the drop in the evenings, and that they apparently need to be supervised better.

ORANGE PARK KENNEL CLUB was found to be in violation of the above-cited rules because they did not discover that the Imprest tray lid had become unsecure and because I found the wrong drop boxes placed in the wrong tables.

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

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 - 3. Photo of Table #15 Drop Box inserted into Table #16.....1-1
 - 4. License Info.....1-2

5. Discussion of recommended orders

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundesmarck, Senior Attorney
Re: Christopher A. Van Hassel FGCC; Case No. 2023-064914
Date: February 3, 2025

Executive Summary

Christopher A. Van Hassel (“Petitioner”) submitted an application for a pari-mutuel wagering professional individual occupational license (the “Application”). Following review of the Application submitted by Petitioner, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s felony conviction. Petitioner requested an informal hearing, which was held on December 10, 2024. On January 31, 2025, the informal Hearing Officer recommended denying Petitioner’s Application. The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the Hearing Officer’s recommended order and deny Petitioner’s application for a pari-mutuel wagering professional individual occupational license.

Pertinent Facts

On December 18, 2023, the Executive Director, having reviewed the waiver report and all relevant information and documents, declined to waive the restrictions excluding offenders. On February 7, 2024, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s felony conviction. Specifically, Petitioner was convicted of:

Criminal Attempt - Criminal Trespass – Break Into Structure

On August 12, 2024, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes. At the informal hearing that was held on December 10, 2024, Petitioner testified and provided one witness. On January 30, 2025, the Hearing Officer issued a recommended order recommending the denial of Petitioner’s Application. The Hearing Officer found that Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes

Relevant Law

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

. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 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 commission.”

Staff Recommendation: The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the Hearing Officer’s recommended order and deny Petitioner’s application for a pari-mutuel wagering professional individual occupational license.

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

CHRISTOPHER VAN HASSEL

FGCC Case No.: 2023-064914

Petitioner,

v.

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Respondent.

_____ /

HEARING OFFICER'S AMENDED RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on December 10, 2024, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of Christopher Van Hassel's ("Petitioner's") petition for a hearing in response to the Commission's Letter of License Denial filed in FGCC Case Number 2023-064914. The Commission was represented by Emily Alvarado, Chief Attorney. Petitioner appeared *pro se* and the hearing was held telephonically. Both sides were permitted to present witnesses, proffer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On or about November 8, 2023, the Commission received an application from Petitioner for a Pari-Mutuel Wagering Professional Individual Occupational License. On the application, he answered "yes" to the question, "Have you ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges

against you?” Petitioner disclosed a 2016 offense for Disorderly Conduct in Pinellas County, Florida.

2. On or about November 14, 2023, the Commission received a Request for Waiver from Petitioner, who amended his original application to include a 2020 felony conviction for Criminal Trespass in Chester County, Pennsylvania, and a 2023 misdemeanor conviction for Disorderly Conduct and Marijuana Possession in Aiken County, South Carolina.

3. On or about February 7, 2024, the Commission filed a Letter of License Denial, seeking to deny Petitioner’s license application based upon his criminal disposition.

4. On or about August 23, 2024, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

The December 10, 2024, Informal Hearing

5. A hearing pursuant to section 120.57(2), Florida Statutes, was held December 10, 2024, during which the Commission presented the issues raised in the Letter of License Denial. The Hearing Officer granted the Commission’s motion to have the Letter of License Denial and the investigative packet admitted on the record.

6. The investigative packet contains a letter of license denial from the Florida Division of Pari-Mutuel Wagering (“Division”) filed on February 7, 2024, informing Petitioner of the Division’s decision to deny his application for a Pari-Mutuel Wagering Individual Occupational License, “in accordance with the provisions of Chapter 550, Florida Statutes, and the rules promulgated thereto.”

7. Additionally, the letter of license denial provides that Petitioner's felony conviction "is a disqualifying offense under Section 550.105(5), Florida Statutes. Your request for waiver has been denied based on your failure to meet the requirements of Section 550.105(5)(c), Florida Statutes."

a. At the hearing, Petitioner testified that the Division incorrectly based the denial of his application for licensure on citing section 550.105(5)(c), Florida Statutes, and therefore, the Division should grant his application for licensure.

b. Petitioner testified that he had devoted many years to his career as a jockey.

c. Regarding his disqualifying felony conviction, the petitioner testified that he had not satisfied the outstanding court costs, fines, and restitution or entered into a payment plan per his negotiated plea agreement with Chester County, Pennsylvania.

8. Dr. Doug Kindred, PhD., a Pari-Mutuel Wagering Individual Occupational licensee, testified on Petitioner's behalf. Dr. Kindred stated that Petitioner was an excellent horseman and rider and that he had known Petitioner for a year and a half or two years.

9. Dr. Kindred stated he would support Petitioner as a jockey and believed Petitioner was a person of good moral character. Dr. Kindred noted that Petitioner's crimes were not reflective of Petitioner's usual behavior, and Petitioner's use of alcohol or drugs affected his mental state and was a factor in the events leading to his arrest.

FINDINGS OF FACT

10. On or about July 2, 2020, Petitioner was Adjudicated Guilty of Criminal Attempt, Criminal Trespass/Break into Structure (F-2) in Chester County, Pennsylvania (Case No. CP-15-CR-0000762-2020).

11. Petitioner did not disclose his complete criminal history on his initial application for licensure and did not provide the Commission with the requisite court disposition records for disclosed convictions, as required by the form.

12. On his amended application for licensure, Petitioner stated that his 2020 felony conviction was a misdemeanor; Petitioner also disclosed a subsequent February 2023 arrest for which he was charged with two misdemeanors: Disorderly Conduct and Possession of Marijuana (Aiken County South Carolina Second Judicial Circuit, Case Number 2023-00558).

CONCLUSIONS OF LAW

13. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

14. The Commission has jurisdiction over this matter pursuant to chapters 120 and 550, Florida Statutes.

15. The Commission is the state agency charged with regulating pari-mutuel wagering operations pursuant to chapter 550, Florida Statutes.

16. Section 550.105(5)(b), Florida Statutes, states in pertinent part:

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.

17. Pursuant to section 550.105(5)(d), Florida Statutes, 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.

18. Pursuant to section 550.105(5)(b), Florida Statutes, Petitioner’s 2020 felony conviction is a disqualifying offense.

19. Section 550.105(5)(c), Florida Statutes, provides, in pertinent part, that “[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived.”

20. An applicant for licensure bears the burden of ultimate persuasion at each and every step of the licensure proceedings. *Dep’t of Banking and Fin., Div. of Sec. & Investor Prot. v. Osborne Stern & Co.*, 670 2d 932 (Fla. 1996).

21. A petitioner must prove by a preponderance of the evidence that he is entitled to the license. *N.W. v. Department of Children & Family Servs.*, 981 So. 2d 599, 601 (Fla. 3rd DCA 2008).

22. In the present case, Petitioner has a disqualifying felony criminal conviction entered July 2, 2020, and an arrest subsequent to the disqualifying felony conviction.

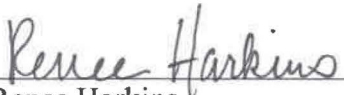
23. Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

24. There is competent substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

WHEREFORE, based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission enter a Final Order DENYING Petitioner's application for a Pari-Mutuel Wagering Professional Individual Occupational License.ⁱ

This Recommended Order in FGCC Case Number 2023-064914 is submitted this 31st day of January, 2025.



Renee Harkins
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 31st day of January 2025 that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

Christopher Van Hassel

Petitioner

12191 West Linebaugh Avenue, #689

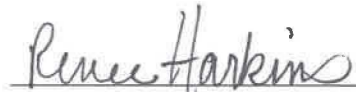
Westchase, Florida 33626

Lonesometao@gmail.com

Emily Alvarado

Counsel for Respondent

Emily.Alvarado@flgaming.gov



Renee Harkins

Hearing Officer

Florida Gaming Control Commission

ⁱ The amended order corrects a scrivener error as provided in Rule 1.540, F.R.C.P.

VANHASSEL, CHRISTOPHER A
Case No. 2023-064914
Informal Hearing Packet

Documents Included in Case File

Exhibit 1 Notice of Hearing

Exhibit 2 Election of Rights

Exhibit 3 License Denial

Exhibit 4 Report of Investigation



Florida Gaming Control Commission

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

November 19, 2024

Christopher Allen Van Hassel
12191 West Linebaugh Avenue, #689
Westchase, Florida 33626
lonesometao@gmail.com

RE: FGCC v. Christopher Allen Van Hassel
Case No.: 2023-064914

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Tuesday, December 10, 2024, between 9:30 AM and 12:00 PM. (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 9:30 AM and 12:00 PM (EST) at the following number: (803) 420-1533**. Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794- 8072 or Ebonie.Lanier@flgaming.gov.

Sincerely,

/s/ Ebonie Lanier

Ebonie Lanier
Administrative Assistant III
(850) 794-8072

Enclosures: Notice of Hearing and Case File



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

VANHASSEL, CHRISTOPHER A,

Petitioner,

v.

FGCC Case No.: 2023-064914

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

Respondent.

NOTICE OF TELEPHONIC HEARING

TO: Christopher Allen Van Hassel
12191 West Linebaugh Avenue, #689
Westchase, Florida 33626
lonesometao@gmail.com

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Tuesday, December 10, 2024** The Hearing Officer will call you at **(803) 420-1533** sometime between **9:30 AM – 12:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Ebonie.Lanier@flgaming.gov or telephone at (850) 794-8072, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Emily.Alvarado@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Emily.Alvarado@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via email and certified mail, on this 19th day of November, 2024.

By: /s/ *Ebonie Lanier*
Ebonie Lanier
Administrative Assistant III
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8072
Facsimile: (850) 536-8709
Ebonie.Lanier@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.



FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 8/23/2024
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

From: [Ebonie Lanier](#)
To: [Chip Mail](#)
Subject: RE: Florida Gaming Control Commission - VANHASSEL - FGCC Case No. 2023064914
Date: Friday, August 23, 2024 4:18:00 PM

Okay, Thanks.

We have scheduled your case for the next hearing and will send you a notice and all relevant documentation once the date has been set.

-Ebonie Lanier

From: Chip Mail <lonesometao@gmail.com>
Sent: Friday, August 23, 2024 3:41 PM
To: Ebonie Lanier <Ebonie.Lanier@flgaming.gov>
Subject: Re: Florida Gaming Control Commission - VANHASSEL - FGCC Case No. 2023064914

I already acknowledged the email and requested an informal hearing. Below is the text of that email.

I will resend the email.

August 12, 2024

RE: CASE NO.: 2023-064914

To whom it may concern,

I respectfully request a hearing in regard to the denial of my racing license, (CASE NO.: 2023-064914).

On or about August 8, 2024, Christopher A. Van Hassel, received an email which included an attachment of a "denial letter".

At this time, August 12, 2024, I request a hearing to remedy the denial of my license.

Fraternal Regards,

Christopher A. Van Hassel
Gentleman Journeyman Jockey

On Aug 8, 2024, at 10:28 AM, Ebonie Lanier <Ebonie.Lanier@flgaming.gov> wrote:

Good Afternoon Mr. Vanhassel,

The Florida Gaming Control Commission has tried to send the enclosed documents to your current address. However, we have not received confirmation from USPS that you have received the documents at this time.

Please find the attached documents regarding FGCC Case No. 2023064914.

Thanks,
-Ebonie Lanier

<[image001.jpg](#)>

Ebonie Lanier
Administrative Assistant III
Office of the General Counsel
Office: (850) 794-8072
Fax: (850) 536-8709

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](#)

<VANHASSEL - 2023064914.pdf>

On Aug 23, 2024, at 10:27 AM, Ebonie Lanier <Ebonie.Lanier@flgaming.gov> wrote:

Good Morning Mr. Van Hassel,

I received your voice message dated August 23, 2024.

Please confirm your informal hearing request and acknowledge receipt of the email sent on August 15, 2024.

The next informal hearing is scheduled for next month (September). I will promptly follow up with you as soon as the date has been determined.

Thanks,
-Ebonie Lanier

[<image001.jpg>](#)

Ebonie Lanier
Administrative Assistant III
Office of the General Counsel
Office: (850) 794-8072
Fax: (850) 536-8709

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From: Ebonie Lanier
Sent: Thursday, August 15, 2024 10:54 AM
To: Chip Mail <lonesometao@gmail.com>
Subject: RE: Florida Gaming Control Commission - VANHASSEL - FGCC Case No. 2023064914

Good Morning Mr. Van Hassel,

Per our phone call today, we want to confirm your request for an informal hearing.

As requested, we will also send all future correspondence via email to:
lonesometao@gmail.com

Thanks,
- Ebonie Lanier

From: Chip Mail <lonesometao@gmail.com>
Sent: Thursday, August 15, 2024 10:36 AM
To: Ebonie Lanier <Ebonie.Lanier@flgaming.gov>
Subject: Re: Florida Gaming Control Commission - VANHASSEL - FGCC Case No. 2023064914

Christopher A. Van Hassel
Lonesometao@gmail.com
(803)420-1533

August 12, 2024

RE: CASE NO.: 2023-064914

To whom it may concern,

I respectfully request a hearing in regard to the denial of my racing license, (CASE

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The Florida Gaming Control Commission has tried to send the enclosed documents to your current address. However, we have not received confirmation from USPS that you have received the documents at this time.

Please find the attached documents regarding FGCC Case No. 2023064914.

Thanks,
- Ebonie Lanier

<[image001.jpg](#)>

Ebonie Lanier
Administrative Assistant III
Office of the General Counsel
Office: (850) 794-8072
Fax: (850) 536-8709

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<VANHASSEL - 2023064914.pdf>

From: [Ebonie Lanier](#)
To: [Clerk](#)
Subject: EOR
Date: Friday, August 23, 2024 4:20:02 PM
Attachments: [RE Florida Gaming Control Commission - VANHASSEL - FGCC Case No. 2023064914.msg](#)

Hey Melba,

Please file the attached email as and - EOR Informal hearing.

Thanks,

-Ebonie Lanier



Ebonie Lanier

Administrative Assistant III
Office of the General Counsel
Office: (850) 794-8072
Fax: (850) 536-8709

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FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 2/07/2024
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

February 6, 2024

Mr. Christopher Allen Van Hassel
12191 West Linebaugh Avenue, #689
Westchase, Florida 33626

Letter of License Denial

Dear Mr. Van Hassel:

This Letter of License Denial (“Denial”) serves to inform you that your application for a Pari-Mutuel Wagering Professional Individual Occupational license and request for waiver is denied in accordance with the provisions of Chapter 550, Florida Statutes, and the rules promulgated thereto. This Denial is based upon your following criminal disposition:

- 1. 7/2/2020 – Criminal Attempt - Crim Tres-Break Into Structure (F-2) – Guilty – Chester County, Pennsylvania (Case No. CP-15-CR-0000762-2020)

This conviction is a disqualifying offense under Section 550.105(5), Florida Statutes. Your request for waiver has been denied based on your failure to meet the requirements of Section 550.105(5)(c), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to Sections 129.569 and 120.57, Florida Statutes, you may request a hearing to challenge the Commission’s decision within twenty-one (21) days of receipt of this Denial, as provided for in Rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Agency’s Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to Section 120.57, Florida Statutes.

Sincerely,

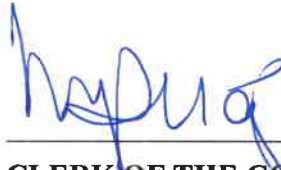
Melba Apellaniz
Clerk of the Commission

Attachment: Notice of Rights

CERTIFICATE OF SERVICE

I hereby certify this 7th day of FEBRUARY, 2024, that a true copy of the foregoing has been furnished by certified U.S. mail to:

Christopher Allen Van Hassel
12191 West Linebaugh Avenue, #689
Westchase, Florida 33626



CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2023-064914

9589 0710 5270 0225 7361 18

U.S. Postal Service™	
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For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee	
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Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$
Christopher Allen Van Hassel	
12191 West Linebaugh Ave., #689	
Westchase, Florida 33626	
NOID-2023064914-PMW	
City, State, ZIP+4®	
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Florida Gaming Control Commission (“Commission”) within 21 days of your receipt of this notice.

If the Commission determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Commission will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

EXHIBIT
4

ROUTING SLIP REQUEST FOR WAIVER

RE: VAN HASSEL, CHRISTOPHER – 3904804
(APPLICANT'S NAME – LICENSE #)

Case No: 2023 06 4914

1021 – Jockey
Occupation Code and Job Title

320 – Tampa Bay Downs
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE:

FEBRUARY 13, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones [Signature] 12/11/2023
(Initial & Date)

The attached "Request for Waiver" file has been reviewed for completeness and accuracy and has been forwarded to the Licensing Section.

Licensing Section: Reviewed by: DD 12/13/2023
(Initial & Date)

glcks 12/14/23
(Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or No If yes, in what jurisdiction? Unpaid restitution and court costs, see below.

Executive Director: LT 12/14/23
(Initial & Date)

Prepare Waiver or Prepare File for Commission Review

Comments: _____

Investigative Findings:

January 30, 2020 Pennsylvania State Police, PA – Criminal Attempt - Criminal Trespass / Break into Structure – Felony – Pled Guilty – Convicted on July 2, 2020 – Sentenced to 155 days confinement, 2 years' probation, Court costs/Fines of \$3,149.75, and pay Restitution of \$ 21,050.33 to Travelers, \$813.37 to Progressive and \$1,500.00 to victims. – Court costs and Restitution has not been paid.

*Please attach Routing Slip to front of case file

Louis Trombetta, Executive Director

Ron DeSantis, Governor

**OFFICE OF INVESTIGATIONS
WAIVER INVESTIGATIVE REPORT**

Office: PMW	Region: CENTRAL	Date of Complaint: NOVEMBER 15, 2023	Case Number: 2023 06 4914
Respondent: VANHASSEL, CHRISTOPHER 4229 CAPRI STREET SEBRING, FLORIDA 33872 Phone: (803) 420-1533		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 3904804 / 1021		Profession: Jockey	Report Date: December 4, 2023
Period of Investigation: NOVEMBER 15, 2023 – DECEMBER 4, 2023		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon submission of Christopher VAN HASSEL's State of Florida Pari-Mutuel Occupational License Application dated November 3, 2023, and Waiver Request Form dated July 7, 2023.</p> <p>On November 3, 2023, VAN HASSEL applied for a PMW Professional Occupational license to work as a Jockey at Tampa Bay Downs. On his application, he answered "Yes" to the question, on page 2 of the application, "Have you ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges against you." VAN HASSEL disclosed a 2016 offense for Disorderly Conduct in Pinellas County, Florida.</p> <p>On November 14, 2023, VAN HASSEL amended his original application to include a 2020 felony conviction for Criminal Trespass in Chester County, Pennsylvania and a 2023 misdemeanor conviction for Disorderly Conduct and Marijuana Possession in Aiken County, South Carolina.</p>			
Related Case: 2018 02 5813, 2022 05 9121			
Investigations Specialist II / Date <i>/s/ Lee Ann Rounds</i> Lee Ann Rounds / December 4, 2023		Approved by Investigator Supervisor / Date <i>C. Derek Washington</i> C. Derek Washington / December 5, 2023	
Chief of Investigations / Date <i>Bradford D. Jones</i> Bradford D. Jones / December 11, 2023			

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 01/30/2020		Arresting Agency: Pennsylvania State Police, Avondale, PA.			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Criminal Attempt- Criminal Trespass - Break into Structure	Felony	Guilty	Convicted	07/02/2020
2	Criminal Attempt -Theft by Unlawful Taking-Movable Prop	Misdemeanor	Guilty	Convicted	07/02/2020
3	Simple Assault	Misdemeanor	Guilty	Convicted	07/02/2020
4					

SENTENCE
155 days confinement, 2 years' probation, Court costs/Fines of \$3,149.75 and pay Restitution of \$21,050.33 to Travelers: \$813.37 to Progressive and \$1,500 to victims.

Additional Information: To date Court costs, Fines and Restitution has not been paid; total amount outstanding is \$26,538.45.

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

CRIMINAL HISTORY

Arrest 3				
Date of Arrest:		Arresting Agency:		
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE	

Additional Information:

Arrest 4				
Date of Arrest:		Arresting Agency:		
OFFENSE				
	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE	

Additional Information:

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	
Does the Applicant possess an Occupational License from other jurisdictions?	X	

1. License Type: 1022 Exercise Rider / Jockey				
Date Licensed: 10/24/2014	Expiration Date: 06/30/2017	License #: 3904804	Agency or Jurisdiction: Florida PMW	
			YES	NO
Has License ever been suspended or revoked?			X	
Was any derogatory information received?			X	
Additional Comments: A check of the Association of Racing Commissioners International (ARCI) database showed 10 rulings against VAN HASSEL from Maryland and Pennsylvania. On 10/09/2004 Maryland suspended his license for 5 days for carless/unsafe/improper riding or driving. On 10/23/2004 Pennsylvania suspended his license for failure to fulfill riding engagement in the 7th race and failure to pay a \$50 fine. On 12/04/2005 Maryland suspended his license for a positive urine test for marijuana. He has since been re-instated to good standing in both states.				

2. License Type: Jockey				
Date Licensed: 08/09/2022	Expiration Date: 12/31/2024	License #: 440102	Agency or Jurisdiction: Virginia Racing Commission	
			YES	NO
Has License ever been suspended or revoked?				X
Was any derogatory information received?				X
Additional Comments:				

3. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

4. License Type:				
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:	
			YES	NO
Has License ever been suspended or revoked?				
Was any derogatory information received?				
Additional Comments:				

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: December 4, 2023	Location of Interview: Via Telephone	
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During my interview with **VAN HASSEL**, we discussed his Felony conviction for Criminal Trespass. He stated he was at a bar and that someone drugged his drink. He said it "messed him up," and when he left the bar, he ended up breaking into a home and attempted to drive away in the homeowner's car. He stated the homeowner dragged him out of the car and sat on him until law enforcement arrived. He said under his attorney's advice, he pled guilty to the charges and was sentenced to 41 months in prison. He said he was later released on probation to serve the remainder of his sentence and that his probation terminated two and a half months ago. **VAN HASSEL** expressed remorse for his actions and stated he did not intend to commit a crime, he was just "under the influence."

VAN HASSEL admitted to having an alcohol problem in the past but as of July 11, 2023 he has since stopped drinking.

VAN HASSEL stated he has been confused about the licensing process and does not know why he made errors on his previous applications. He further said he has no ill intent and wants to get to work riding horses as this is his love and what he does.

CONCLUSION:

In 2018, **VANHASSEL's** application for an Individual occupational License was denied for failure to timely correct errors and/or omissions, or to provide supplemental information as requested by the Division.

On November 21, 2022, **VAN HASSEL** reapplied for a PMW Occupational License. However, during the application process, on December 29, 2022, **VAN HASSEL** sent an email to PMW Operations Analyst II, Randall Kitchens, requesting his application for a PMW Occupational License be withdrawn.

Case Status: Investigations case closed, and case forwarded to Licensing.

TABLE OF CONTENTS

- I. INVESTIGATIVE REPORT COVERSHEET
- II. INVESTIGATIVE REPORT
- III. EXHIBITS
 - 1. Waiver Request / Applications / License 1- 5
 - 2. Legal Documents. 1- 11
 - 3. Rap Sheet 1- 14
 - 4. Supporting Docs: ARCI / Letter / Other 1-10

2023 NOV -8 AM 11:22



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

FLORIDA GAMING
CONTROL COMMISSION

To Christopher A. Van Hassel
Full Legal Name of Applicant

[REDACTED]
Date of Birth

39048041022-PMW
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson, trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

[Signature]
Signature of Applicant

7/7/23
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3195 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

2023 NOV -7 PM 3: 04

FLORIDA GAMING CONTROL COMMISSION

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 - Individual Occupational License Application

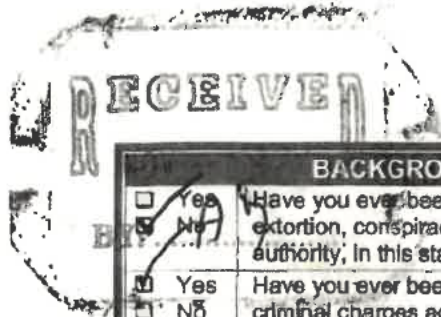
RECEIVED
NOV 08 2023

BY: AG

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number [REDACTED]	Birth Date (MM/DD/YYYY) [REDACTED]	Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Last Name <u>Van Hassel</u>	First <u>Christopher</u>	Middle <u>A</u>	Suffix
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used: _____			
Race/Ethnicity (optional) <input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Current Mailing Address <u>4229 Copri Street</u>		Email Address (optional)	
City <u>Sebring</u>	State <u>FL</u>	Zip Code (+4 optional) <u>33872</u>	Country, if other than USA
Primary Phone Number [REDACTED]		Secondary/Cell Phone Number (optional)	
Current Street Address <u>NA</u>			
City	State	Zip Code (+4 optional)	Country, if other than USA
Type of Occupational License applying for: <input type="checkbox"/> Pari-Mutuel General Individual <input checked="" type="checkbox"/> Pari-Mutuel Professional Individual <input type="checkbox"/> Cardroom Employee		Facility where employed and/or doing business: <u>TBD</u> <u>Florida Race Tracks</u>	
Occupation: <u>Jockey</u>		Is this your first time applying for a racing/gaming license in Florida? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Does your position require access to the Cardroom? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following: Stable Name, Kennel Name, or Business Name _____ Trainer Name (horse or greyhound racing only) _____			
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY			
Type of professional license (attach a copy of Florida professional license):		Florida License Number	
		EXHIBIT #1 PAGE 2/5	
FOR DIVISION USE ONLY			
License Code <u>1021</u>	License # <u>3904804</u>	File # <u>54846</u>	App # <u>248305</u>
Association Code <u>320</u>	Date Received <u>11/03/2023</u>	Entered By <u>AG</u>	License Year <u>2026</u>
License Fee <u>80.00</u>	FP Date <u>11/03/2023</u>	FP Fee <u>37.25</u>	Total Fee <u>\$117.25</u>
Off Temp	Waiver Requested	ARCI <input checked="" type="checkbox"/>	Enforcement <input checked="" type="checkbox"/> Minor

Exp. 03/8/2018



BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

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?

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.

Table with columns: DATE OF DISPOSITION, COUNTY, STATE, OFFENSE, MISDEMEANOR OR FELONY?, SENTENCE. Handwritten entry: 2018?, 1/29/16, Rinellas, PA FC, Dis orderly conduct?, M, Served Fm. sheet.

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.

Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

Florida for "Failure to complete Application". ?!

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes.

I hereby authorize the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me.

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

I certify that I am empowered to execute this application as required by Section 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.

Signature of Applicant

Date

11/3/23

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes
 No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes
 No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
2/3/23	Aiken	SC	Disorderly Conduct Martyring Prostitution	M	Fine
1/30/2020	chester	PA	Criminal Trespass	M	Fine \$300 sealed

Yes
 No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.

Yes
 No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 659.79, 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 669.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of committing a crime of guilt or nolo contendere to any disqualifying offense, regardless of adjudication.

Signature of Applicant

Date 11/17/23

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: **cstubbs1**

[VR Home](#) > [License Search](#) > [License Home](#)

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **03/07/2018**

File # **54846** Name **VANHASSEL, CHRISTOPHER A** Extended To

License # **3904804** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **3904804** Lic Status **Applic Denied**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **4229** Street **CAPRI ST**

Line 2
Line 3

City **SEBRING** State **FL** Zip **33872**

Routing

Other

1st License Date **12/07/2017** Rank Date **12/07/2017** Certificate #
 Method **I-S-1018** Status Date **06/12/2018** Certificate Date
 Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	11/03/2021	Applicant Hit
C	JCKY - Jockey	12/03/2010	
I	TBRD - Thoroughbred	12/03/2010	
L	320 - Tampa Bay Downs	11/13/2023	
Y	3YR - 3 Year License	11/05/2014	

Alt Keys

BEST LIC NBR **3904804**

EXHIBIT #1
PAGE 5/5

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[VR Home](#) | [Inbox](#) | [Entity](#) | [Application](#) | [License](#) | [Cash](#) | [Exam](#) | [Inspection](#) | [Enforcement](#) | [Report](#)

[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **ddonaldson**
12/12/2023

[VR Home](#) > [Complaint Search](#) > [Maintain Complaint](#) > [License Home](#)

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On **03/07/2018**

File # **54846** Name **VANHASSEL, CHRISTOPHER A** Extended To

License # **3904804** Rank **PIND - Professional Individual Occupational** Renewed On

Entity # **3904804** Lic Status **Applic Denied**

[Licensee](#)

[History](#)

[Notes](#)

[Notes History](#)

[Back](#)

Address

Street # **4229** Street **CAPRI ST**

Line 2

Line 3

City **SEBRING**

State **FL**

Zip **33872**

Routing

*First license issued 12/14/2010, last license (temp) expired 03/08/2018

*ARCI findings.

*No CCIS findings.

*Additional enforcement cases. 2018025813: Failure to complete app process. 2022059121: Withdrew from waiver process.

Other

1st License Date **12/07/2017** Rank Date **12/07/2017** Certificate #

Method **I-S-1018** Status Date **06/12/2018** Certificate Date

Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action



Modifiers

Type	Modifier	Effective Date	Additional Info
A	ENFO - Enforcement Alert	11/03/2021	Applicant Hit
C	JCKY - Jockey	12/03/2010	
I	TBRD - Thoroughbred	12/03/2010	
L	320 - Tampa Bay Downs	11/13/2023	
Y	3YR - 3 Year License	11/05/2014	

Alt Keys

BEST LIC NBR **3904804**

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Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering

Licensing Administrator Review – PMW Occupational License

RE: VANHASSEL, CHRISTOPHER A- 3904804 Case No: 2023 06 4914
(APPLICANT'S NAME- LICENSE #)

INITIAL APPLICATION RECEIVED:	11/3/2023
COMPLETE APPLICATION RECEIVED:	11/3/2023
90-DAY DEADLINE:	2/1/2024

2/1/24

Amy Hall Application Processor 320 - Tampa Bay Downs Facility (d/b/a name) 1021 - Jockey Occupation/Job Title


Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review					
Conviction					
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
<input checked="" type="checkbox"/> Felony: 1 Count(s)					
<input type="checkbox"/> Misdemeanor – Industry Related/Gambling Related/Bookmaking					
<input type="checkbox"/> Animal Cruelty					
<input type="checkbox"/> Forgery, Larceny, Extortion, Conspiracy to Defraud (Cardroom Professions Only)					
Comments: Theft by Unlawful Taking M1 is also associated with the below case.					
Arrest Date	Location	Charge	Level	Court Case #	Disposition
01/30/2020	Avondale, PA	Criminal Trespass	F2	CP-15-CR-0000762-2020	GUILTY

Disposition Unknown					
<input type="checkbox"/> Felony Arrest(s) :					
<input type="checkbox"/> Misdemeanor Arrest – Industry Related/Gambling Related/Bookmaking					
<input type="checkbox"/> Animal Cruelty					
Comments: Open Case					
Arrest Date	Location	Charge	Level	Court Case #	Disposition
02/02/2023	Aiken, SC	Disorderly Conduct & Poss. 28G or less/10G or less hash	M1	20230030032557	Open Case

Enforcement/Jurisdiction Offenses
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.
Comments:

Related Licenses	
Check VR License Relations to Determine if Applicant is Related to a Business.	
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.	
Business License Number:	Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Date Deficiency Letter Issued:	Initials:
Comments:	

Licensing Administrator Review	
Disposition Confirmation	
Disqualifying Convictions/Arrests Confirmed? Yes <input type="checkbox"/> No <input type="checkbox"/> Approval	
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Director	Initials: 
Comments:	

11/15/23

Also see Aiken County, S. Carolina
2nd Judicial Circuit documents



Aiken County Second Judicial Circuit Public Index



[Aiken County Home Page](#) [South Carolina Judicial Department Home Page](#) [SC.GOV Home Page](#)

Switch View					
The State of South Carolina VS Christopher Allen Van Hassel					
Case Number:	20230030032556	Court Agency:	Aiken Municipal Court	Filed Date:	02/03/2023
Case Type:	Criminal	Case Sub Type:			
Status:	Rescheduled	Assigned Judge:	Carroll, Tracey Lynn	Disposition Judge:	
Disposition:					
Disposition Date:		Date Received:		Arrest Date:	02/02/2023
Law Enf. Case:	2023-00558	True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:		Waiver Date:	
Probation Case:					

Case Parties							
Click the icon to show associated parties.							
Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Dabbs, Lemuel R	834 Beaufort St, Ne Aiken SC 29801				Officer		02/03/2023
Hammond-Hurt, Rebekah Marie	471 Cedar Rd Windsor SC 29856				Bond Entity		02/08/2023
Van Hassel, Christopher Allen	4229 Capri St Sebring FL 33872	White	M		Defendant		02/08/2023

Charges			
Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Van Hassel, Christopher Allen	0622-Disorderly / Public disorderly conduct	0622-Disorderly / Public disorderly conduct	

Associated Cases								
Agency	Case #	External	Relationship	Description	Case Filed Date	Disposition Date	Case Status	Disposition
Aiken County Bond Court	20230030032556	Y		Associated by Case Transfer	02/03/2023	02/04/2023	Transferred	Transferred from Bond Court/Other Court

Actions						
Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		11/17/2023-08:00		
Van Hassel, Christopher Allen	Jury Trial Requested	Filing		06/30/2023-10:03		
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		06/30/2023-08:00	06/30/2023-11:30	
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		06/26/2023-08:00	06/26/2023-11:30	
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		05/01/2023-08:00	06/26/2023-11:30	
Van Hassel, Christopher Allen	Archived Guilty Plea Information	Filing		04/28/2023-00:00		
Van Hassel, Christopher Allen	Archived Faretta Warnings	Filing		04/28/2023-00:00		

Van Hassel, Christopher Allen	Jury Trial Requested	Filing		03/06/2023-10:34	
Van Hassel, Christopher Allen	Criminal/Traffic Court	Event		03/06/2023-08:00	03/06/2023-11:30
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		03/06/2023-08:00	05/01/2023-11:30
Van Hassel, Christopher Allen	Archived Court Summons	Filing		03/06/2023-00:00	
Van Hassel, Christopher Allen	Bond Hearing	Event		02/03/2023-10:00	02/03/2023-17:00

Financials

Summary

Fine/Costs:	\$257.50	Total Paid for fine/costs:	\$0.00	Balance Due:	\$257.50
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Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to General Fund	AFNEGF	\$100.00		\$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	\$12.00		\$0.00
Victim Conviction Surcharge \$100 / \$25	CVSRCH	\$25.00		\$0.00
Law Enforcement Funding Surcharge \$25	LEFSUR	\$25.00		\$0.00
State Assessment	STAASM	\$95.50		\$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
02/08/2023	176883	c02kwillia	PY	\$257.50

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2023BD0210200496	02/03/2023		Maurice	Cash Bond	\$257.50	Surety Bond	\$257.50	

Post Information

None



Aiken County Second Judicial Circuit Public Index



[Aiken County Home Page](#) [South Carolina Judicial Department Home Page](#) [SC.GOV Home Page](#)

Switch View					
The State of South Carolina VS Christopher Allen Van Hassel					
Case Number:	20230030032557	Court Agency:	Aiken Municipal Court	Filed Date:	02/03/2023
Case Type:	Criminal	Case Sub Type:			
Status:	Rescheduled	Assigned Judge:	Carroll, Tracey Lynn	Disposition Judge:	
Disposition:					
Disposition Date:		Date Received:		Arrest Date:	02/02/2023
Law Enf. Case:	2023-00558	True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:		Waiver Date:	
Probation Case:					

Case Parties							
Click the icon to show associated parties.							
Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Dabbs, Lemuel R	834 Beaufort St, Ne Aiken SC 29801				Officer		02/03/2023
Hammond-Hurt, Rebekah Marie	471 Cedar Rd Windsor SC 29856				Bond Entity		02/08/2023
Van Hassel, Christopher Allen	262 EASTGATE DRIVE 236 Aiken SC 29801	White	M		Defendant		05/01/2023

Charges			
Name	Charge Code - Charge Description	Original Charge Code - Original Charge	Disposition Date
Van Hassel, Christopher Allen	0659-Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense	0659-Drugs / Poss. of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense	

Associated Cases								
Agency	Case #	External	Relationship	Description	Case Filed Date	Disposition Date	Case Status	Disposition
Aiken County Bond Court	20230030032557	Y		Associated by Case Transfer	02/03/2023	02/04/2023	Transferred	Transferred from Bond Court/Other Court

Actions						
Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		11/17/2023-08:00		
Van Hassel, Christopher Allen	Jury Trial Requested	Filing		06/30/2023-10:04		
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		06/30/2023-08:00	06/30/2023-11:30	
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		06/26/2023-08:00	06/26/2023-11:30	
Van Hassel, Christopher Allen	Criminal/Traffic Rescheduled	Event		05/01/2023-08:00	06/26/2023-11:30	
Van Hassel, Christopher Allen	Archived Court Summons	Filing		05/01/2023-00:00		
Van Hassel, Christopher Allen	Jury Trial Requested	Filing		03/06/2023-10:34		

Van Hassel, Christopher Allen	Criminal/Traffic Court	Event		03/06/2023-08:00	05/01/2023-11:30
Van Hassel, Christopher Allen	Archived Court Summons	Filing		03/06/2023-00:00	
Van Hassel, Christopher Allen	Archived Faretta Warnings	Filing		03/03/2023-00:00	
Van Hassel, Christopher Allen	Archived Guilty Plea Information	Filing		03/03/2023-00:00	
Van Hassel, Christopher Allen	Bond Hearing	Event		02/03/2023-10:00	02/03/2023-17:00
Van Hassel, Christopher Allen	Defendant Information Regarding Rights	Filing		02/03/2023-00:00	

Financials

Summary

Fine/Costs:	\$615.00	Total Paid for fine/costs:	\$0.00	Balance Due:	\$615.00
--------------------	-----------------	-----------------------------------	---------------	---------------------	-----------------

Costs

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Fine to General Fund	AFNEGF	\$200.00		\$0.00
Victim Services Asm 38.0013% / 5.7831%	ASMVIC	\$24.00		\$0.00
Victim Conviction Surcharge \$100 / \$25	CVSRCH	\$25.00		\$0.00
Law Enforcement Funding Surcharge \$25	LEFSUR	\$25.00		\$0.00
PCC Surcharge	PCCSUR	\$150.00		\$0.00
State Assessment	STAASM	\$191.00		\$0.00

Payments

Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
02/08/2023	176884	c02kwillia	PY	\$615.00

Bonds

Bond Information

Bond Id	Set Date	Amend Date	Set By	Type	Amount	Type	Amount	Condition
2023BD0210200496	02/03/2023		Maurice	Cash Bond	\$615.00	Surety Bond	\$615.00	

Post Information

None

licenjer



Licensee
Search

Page 1 of 1. 1 match.

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
[REDACTED]	VANHASSEL	CHRISTOPHER	ALLEN	[REDACTED]	10	[REDACTED]	COLTS NECK	NJ

[Admin](#) [Licensees](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)



Licensee:CHRISTOPHER ALLEN VANHASSEL



Reports on CHRISTOPHER ALLEN VANHASSEL

- Comprehensive Ruling Report
- Drug Ruling Report (Last 5 Years)
- Comprehensive Licensee Report

Identification Information

[Add a New Identification Record](#)

Date of Birth	Federal ID/SSN	Country	Sex
[REDACTED]	[REDACTED]	USA	Unknown

Name Information

[Add a New Name Record](#)

Name Type	Prefix	First Name	Middle Name	Last Name	Suffix
Current Legal Name		CHRISTOPHER	ALLEN	VANHASSEL	
Previous Legal		CHIP	A	VAN HASSEL	
Previous Legal		CHRISTOPHER	ALLEN	VAN HASSEL	
Previous Legal		CHRISTOPHER	A.	VAN HASSEL	
Other		CHRISTOPHER	A	VAN HASSEL	
Other		christopher	a	vanhassel	

Address Information

Address Type	Street Address	City	State	Zip Code
Mailing	4229 Capri St	SEBRING	FL	33872

Phone Information

Phone Number Type	Phone Number
Emergency	[REDACTED]
Home	[REDACTED]
Mobile	[REDACTED]

License Information

[Add a New License Record](#)

License Number	License Type	Issued Date	Expiration Date	Licensing Commission
440102	Jockey	8/9/2022	12/31/2024	Virginia Racing Commission
241254	Exercise Person	4/4/2019	12/31/2019	Delaware Thoroughbred Racing Commission
3904804	Jockey	12/7/2017	3/7/2018	Florida Division of Pari-Mutuel Wagering
227705	Exercise Person	4/29/2016	12/31/2016	Delaware Thoroughbred Racing Commission
5354816	Utility Employee	4/21/2015	12/31/2015	New Jersey Racing Commission
3904804	Jockey	11/5/2014	6/30/2017	Florida Division of Pari-Mutuel Wagering
	Exercise Person	10/24/2014	6/30/2017	Florida Division of Pari-Mutuel Wagering
5335805	Jockey	11/7/2013	12/31/2013	New Jersey Racing Commission
0510337036	Jockey	10/15/2013	12/30/2016	Pennsylvania Horse Racing Commission
0510330414	Groom	3/12/2013	12/30/2015	Pennsylvania Horse Racing Commission
5320128	Utility Employee	7/11/2012	12/31/2012	New Jersey Racing Commission
79334	Jockey	7/26/2011	12/31/2011	Delaware Thoroughbred Racing Commission
5305851	Jockey	7/24/2011	12/31/2011	New Jersey Racing Commission

5302344	Utility Employee	5/15/2011	12/31/2011	New Jersey Racing Commission
3904804	Jockey	12/14/2010	6/30/2011	Florida Division of Pari-Mutuel Wagering
	Jockey	12/3/2010	3/3/2011	Florida Division of Pari-Mutuel Wagering
11004	Jockey	11/19/2009	12/31/2010	Maryland Racing Commission
0005673055	Jockey	5/15/2009	12/31/2012	Pennsylvania Horse Racing Commission
01401	Jockey	4/24/2009	12/31/2009	Maryland Racing Commission
5265509	Jockey	4/23/2009	12/31/2009	New Jersey Racing Commission
5250087	Jockey	6/15/2008	12/31/2008	New Jersey Racing Commission
83685	Jockey	12/27/2007	12/31/2008	Maryland Racing Commission
73635	Jockey	8/29/2005	12/31/2005	Delaware Thoroughbred Racing Commission
*N*1749969	Jockey	8/13/2005	12/31/2005	New Jersey Racing Commission
*N*1740389	Jockey	6/16/2005	6/30/2006	Virginia Racing Commission
24636	Jockey	6/16/2005	6/30/2006	Virginia Racing Commission
08226122	Jockey	4/27/2005	12/30/2008	Pennsylvania Horse Racing Commission
*N*1507408	Apprentice Jockey	5/13/2004	12/31/2004	New Jersey Racing Commission
34954	Apprentice Jockey	2/27/2004	12/31/2004	Maryland Racing Commission
*N*1441480	Apprentice Jockey	10/7/2003	12/31/2003	New Jersey Racing Commission
06216995	Apprentice Jockey	8/2/2003	12/30/2006	Pennsylvania Horse Racing Commission
*N*1476600	Apprentice Jockey	7/23/2003	12/31/2003	Delaware Racing Commission
*N*1541738	Apprentice Jockey	7/23/2003	12/31/2004	Delaware Racing Commission
21092	Apprentice Jockey	6/20/2003	6/30/2004	Virginia Racing Commission
*N*1573527	Apprentice Jockey	6/20/2003	6/30/2005	Virginia Racing Commission
20882	Apprentice Jockey	5/29/2003	12/31/2003	Maryland Racing Commission
3904804	Unknown	11/20/2001	6/30/2002	Florida Division of Pari-Mutuel Wagering
	Other/OTB/Casino	11/20/2001	6/30/2002	Florida Division of Pari-Mutuel Wagering
*N*1116923	Miscellaneous/Permittee	11/20/2001	6/30/2002	Florida Division of Pari-Mutuel Wagering
*N*844723	Exercise Person	6/25/2001	6/30/2002	Virginia Racing Commission
*N*844724	Groom	6/25/2001	6/30/2002	Virginia Racing Commission
16634	Groom	6/25/2001	6/30/2002	Virginia Racing Commission
16636	Exercise Person	6/25/2001	6/30/2002	Virginia Racing Commission
*N*1192593	Exercise Person	4/4/2001	12/31/2002	Delaware Racing Commission
*N*1476599	Exercise Person	4/4/2001	12/31/2003	Delaware Racing Commission
*N*839086	Exercise Person	7/6/1999	12/31/1999	Delaware Racing Commission

Fingerprint Information

Processing Commission	Date Taken	Status	Notes	Add a New Fingerprint Record RCI Card Submitted Date
Virginia Racing Commission	6/25/2001	No		
Pennsylvania Horse Racing Commission	8/2/2003	Yes		
Pennsylvania Horse Racing Commission	9/9/2005	Yes		
Racing Commissioners International	6/4/2014	Unknown	RCI Multi-Jurisdiction Card	6/4/2014

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End
13256PP	Unknown	10/15/2013		N/A		
08086PI	Failure to Honor Declaration/Engagement	9/11/2008	100	N/A		
478	Falsification of License Application	6/10/2007	50	Yes		
05-285MD	Reinstatement to Good Standing in State	12/29/2005		N/A		12/29/2005
05-261MD	Medication/Drug/Alcohol Violation - Human	12/4/2005		N/A	12/4/2005	
05157PN	Unknown	4/28/2005		N/A		
04676PN	Reinstatement to Good Standing in State	11/17/2004		N/A		
04676PN	License Denied, Rescinded, Revoked, Suspended, Withdrawn or Exclusion	10/23/2004		N/A	11/2/2004	
04676PN	Failure to Honor Declaration/Engagement	10/1/2004	50	N/A		
04-175MD	Careless/Unsafe/Improper Riding or Driving	10/1/2004		N/A	10/9/2004	

Applicable Reports

Comprehensive Ruling Report
Comprehensive Licensee Report

Comprehensive Ruling Report

Rulings Against: CHRISTOPHER ALLEN VANHASSEL

Legal Name: CHRISTOPHER ALLEN VANHASSEL

Birth Date:



10 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:	13256PP	Date:	10/15/2013
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Philadelphia Park
Ruling Type:	Unknown		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: 13256PP

Action Type: Initial Ruling

Issue Date: 10/15/2013

Action Text:

General Ruling UPON APPLICATION FOR A JOCKEY LICENSE, THE STABLE EMPLOYEE LICENSE #511142241 OF CHRISTOPHER A. VanHASSEL IS HEREBY RESCINDED WITHOUT PREJUDICE.

Ruling #: 2

Ruling Number:	08086PI	Date:	9/11/2008
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Presque Isle Downs
Ruling Type:	Failure to Honor Declaration/Engagement		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A

Suspension Start: None

Suspension End: 12/29/2005

Actions:

Alpha Ruling: 05-285MD

Action Type: Initial Ruling

Issue Date: 12/29/2005

Action Text:

In the matter of jockey Christopher A. Van Hassel, DOB [REDACTED] 708 High Bridge Road, Bowie, MD 20720, subject of Stewards' Ruling #05-261 dated 12/04/05: On December 29, 2005, Christopher A. Van Hassel appeared before the Stewards in the presence of the Horsemen's Counseling Program (HCP) Coordinator for a hearing on his request to be reinstated to good standing. The HCP Coordinator testified that: (1) An evaluation of Van Hassel's condition has indicated that he does not meet the Diagnostic & Statistical Manual IV Criteria for Cannabis Dependence or Abuse; (2) Van Hassel has completed Phase I of the HCP; and (3) Van Hassel has provided the results of a urinalysis indicating that he is presently drug free. Based upon the above, and in accordance with COMAR 09.10.03.05, §F(2), the Stewards hereby order that the suspension they had imposed on Christopher A. Van Hassel be lifted. BY ORDER OF THE STEWARDS

Ruling #: 5

Ruling Number: 05-261MD Date: 12/4/2005
Issued By: Maryland Racing Commission Facility: Laurel Race Course
Ruling Type: Medication/Drug/Alcohol Violation - Human
Division: Horse Breed: Thoroughbred
Effective Date: N/A Race Date: N/A
Infraction Date: N/A Infraction Facility: N/A
Race Number: N/A Animal Name: N/A
Under Appeal: False Appeal Date: N/A
Drug: Marijuana
Fine Amount: \$ 0 Fine Paid: N/A
Suspension Start: 12/4/2005 Suspension End: None

Actions:

Alpha Ruling: 05-261MD

Action Type: Initial Ruling

Issue Date: 12/4/2005

Action Text:

On December 4, 2005, jockey Christopher A. Van Hassel, DOB [REDACTED] 708 High Bridge Road, Bowie, MD 20720, was directed by the Stewards to submit a specimen of urine for testing, as per COMAR 09.10.01.05 Drug Prohibition-Humans, §A(1)(b) and §A(2)(a). The specimen tested positive for the drug marijuana and Van Hassel was charged with a violation of the drug prohibition regulation and ordered to appear before the Stewards for a hearing in the matter. Christopher Van Hassel appeared before the Stewards in the absence of counsel and waived his right thereto. Based upon the evidence presented to them and Van Hassel's own admission that he had used the drug, the Stewards found Van Hassel in violation of the drug prohibition regulation. They also determined that this was his first such violation.. Accordingly, as per COMAR 09.10.03.05, §F Disciplinary Action and Evaluation, the Stewards hereby order: (1) That the license issued to Christopher A. Van Hassel be suspended until such time as he has been professionally evaluated; and (2) That, while he is under suspension, Van Hassel be denied the privileges of all the grounds under the jurisdiction of the Maryland Racing Commission [COMAR 09.10.01.45, §Y(1)(a)]. BY ORDER OF THE STEWARDS

Ruling #: 6

Ruling Number: 05157PN Date: 4/28/2005
Issued By: Pennsylvania Horse Racing Commission Facility: Penn National

DD 12/13/2023

Ruling Type: Unknown
Division: Horse Breed: Thoroughbred
Effective Date: N/A Race Date: N/A
Infraction Date: N/A Infraction Facility: N/A
Race Number: N/A Animal Name: N/A
Under Appeal: False Appeal Date: N/A
Fine Amount: \$ 0 Fine Paid: N/A
Suspension Start: None Suspension End: None
Actions:

Alpha Ruling: 05157PN Action Type: Initial Ruling Issue Date: 4/28/2005

Action Text:

, General Ruling UPON RECEIVING A JOCKEY LICENSE, HIS APPRENTICE JOCKEY LICENSING IS HEREBY RESCINDED WITHOUT PREJUDICE PER RULING #05157PN.

Ruling #: 7

Ruling Number: 04676PN Date: 11/17/2004
Issued By: Pennsylvania Horse Racing Commission Facility: Penn National
Ruling Type: Reinstatement to Good Standing in State
Division: Horse Breed: Thoroughbred
Effective Date: N/A Race Date: N/A
Infraction Date: N/A Infraction Facility: N/A
Race Number: N/A Animal Name: N/A
Under Appeal: False Appeal Date: N/A
Fine Amount: \$ 0 Fine Paid: N/A
Suspension Start: None Suspension End: None
Actions:

Alpha Ruling: 04676PN Action Type: Initial Ruling Issue Date: 11/17/2004

Action Text:

, Failure to fulfill riding engagement FOR THE 7TH RACE. HAVING PAID AN OUTSTANDING FINE IS HEREBY RESTORED TO GOOD STANDING PER RULING #04775PN.

Ruling #: 8

Ruling Number: 04676PN Date: 10/23/2004
Issued By: Pennsylvania Horse Racing Commission Facility: Penn National
Ruling Type: License Denied, Rescinded, Revoked, Suspended, Withdrawn or Exclusion
Division: Horse Breed: Thoroughbred
Effective Date: N/A Race Date: N/A
Infraction Date: N/A Infraction Facility: N/A

Action Text:

Apprentice jockey Christopher A. Van Hassel, DOB [REDACTED], is ordered suspended five (5) Maryland racing days, October 9, 10, 11, 14 and 15, 2004, for riding his mount, "My Terms", in a careless manner in the fifth race at Pimlico Race Course on September 30, 2004, by coming out from behind the lead horse at the top of the stretch without having sufficient room to do so and, in doing so, jostling the horse "Dance In Flight" and forcing its rider to check. [COMAR 09.10.01.50, §A(2)(b) and §C.] However, apprentice jockey Van Hassel having requested permission to ride in "The Yankee Fashion" stake, a designated race at Philadelphia Park, on October 9, 2004, was granted permission to do so with the condition that he serve an additional day of suspension on October 16, 2004. [COMAR 09.10.01.45, §AA(2).] BY ORDER OF THE STEWARDS





**Chester County Court of Common Pleas
Court Summary**

Van Hassel, Christopher Allen
Coatesville, PA 19320
Aliases:
Christopher A. Van Hassel
Christopher Allen Van Hassel

DOB: [REDACTED]

Sex: Unreported/Unknown
Eyes: Blue
Hair: Blond or Strawberry
Race: White

Closed

Chester

CP-15-CR-0000762-2020

Proc Status: Sentenced/Penalty Imposed

DC No:

OTN:X 316305-3

Arrest Dt: 01/30/2020

Disp Date: 07/02/2020

Disp Judge: Sondergaard, Analisa

Def Atty: Mehok, Kristine C. - (PD)

<u>Seq No</u>	<u>Statute</u>	<u>Sentence Dt.</u>	<u>Sentence Type</u>	<u>Grade</u>	<u>Description</u>	<u>Disposition</u>
				<u>Program Period</u>		<u>Sentence Length</u>
4	18 § 901 §§ A			F2	Criminal Attempt - Crim Tres-Break Into Structure	Guilty Plea - Negotiated
		07/02/2020	Confinement	Other		Min: 6 Month(s) Max: 23 Month(s)
5	18 § 901 §§ A			M1	Criminal Attempt - Theft By Unlaw Taking-Movable Prop	Guilty Plea - Negotiated
		07/02/2020	Probation	2 Years		Min: 2 Year(s) Max: 2 Year(s)
6	18 § 2701 §§ A3			M2	Simple Assault	Guilty Plea - Negotiated
		07/02/2020	Probation	2 Years		Min: 2 Year(s) Max: 2 Year(s)

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Recent entries made in the court filing offices may not be immediately reflected on the court summary report. Neither the courts of the Unified Judicial System of the Commonwealth of Pennsylvania nor the Administrative Office of Pennsylvania Courts assume any liability for inaccurate or delayed data, errors or omissions on these reports. Court Summary Report information should not be used in place of a criminal history background check which can only be provided by the Pennsylvania State Police. Moreover an employer who does not comply with the provisions of the Criminal History Record Information Act may be subject to civil liability as set forth in 18 Pa.C.S. Section 9183.

Please note that if the offense disposition information is blank, this only means that there is not a "final disposition" recorded in the Common Pleas Criminal Court Case Management System for this offense. In such an instance, you must view the public web docket sheet of the case wherein the offense is charged in order to determine what the most up-to-date disposition information is for the offense.

COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020
CRIMINAL DOCKET

Court Case

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CASE INFORMATION

<u>Judge Assigned:</u> Sondergaard, Analisa	<u>Date Filed:</u> 03/02/2020	<u>Initiation Date:</u> 01/30/2020
<u>OTN:</u> X 316305-3 <u>LOTN:</u> X 316305-3	<u>Originating Docket No:</u> MJ-15404-CR-0000032-2020	
<u>Initial Issuing Authority:</u> Matthew Seavey	<u>Final Issuing Authority:</u> Matthew Seavey	
<u>Arresting Agency:</u> PSP - Avondale	<u>Arresting Officer:</u> Price, Amanda B.	
<u>Complaint/Citation No.:</u> PA2020139338	<u>Incident Number:</u>	
<u>Case Local Number Type(s)</u> Civil Judgment Case #	<u>Case Local Number(s)</u> AP2000878	

STATUS INFORMATION

<u>Case Status:</u> Closed	<u>Status Date:</u>	<u>Processing Status:</u>	<u>Arrest Date:</u> 01/30/2020
	07/02/2020	Sentenced/Penalty Imposed	
	07/02/2020	Awaiting Sentencing	
	03/04/2020	Awaiting Trial	
	03/02/2020	Awaiting Original Papers	
			<u>Complaint Date:</u> 01/31/2020

CALENDAR EVENTS

<u>Case Calendar</u>	<u>Schedule</u>	<u>Start</u>	<u>Room</u>	<u>Judge Name</u>	<u>Schedule</u>
<u>Event Type</u>	<u>Start Date</u>	<u>Time</u>			<u>Status</u>
Formal Arraignment	03/19/2020	9:15 am	Arraignment Room 4112		Scheduled
Bail Hearing	05/22/2020	12:30 pm	Courtroom 19	Judge Allison Bell Royer	Scheduled
Criminal Trial	06/29/2020	1:30 pm	Courtroom 14	Judge Analisa Sondergaard	Scheduled

DEFENDANT INFORMATION

Date Of Birth: [REDACTED] City/State/Zip: Coatesville, PA 19320

Alias Name
Van Hassel, Christopher A.

CASE PARTICIPANTS

<u>Participant Type</u>	<u>Name</u>
Defendant	Van Hassel, Christopher Allen

BAIL INFORMATION

Van Hassel, Christopher Allen Nebbia Status: None

<u>Bail Action</u>	<u>Date</u>	<u>Bail Type</u>	<u>Percentage</u>	<u>Amount</u>	<u>Bail Posting Status</u>	<u>Posting Date</u>
Set	01/31/2020	Monetary		\$50,000.00		

CHARGES

<u>Seq.</u>	<u>Orig Seq.</u>	<u>Grade</u>	<u>Statute</u>	<u>Statute Description</u>	<u>Offense Dt.</u>	<u>OTN</u>
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DOCKET



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CHARGES

Seq.	Orig Seq.	Grade	Statute	Statute Description	Offense Dt.	OTN
4	18	F2	18 § 901 §§ A	Criminal Attempt - Crim Tres-Break Into Structure	01/30/2020	X 316305-3
5	19	M1	18 § 901 §§ A	Criminal Attempt - Theft By Unlaw Taking-Movable Prop	01/30/2020	X 316305-3
6	20	M2	18 § 2701 §§ A3	Simple Assault	01/30/2020	X 316305-3

DISPOSITION SENTENCING/PENALTIES

Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>	
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Grade</u>	<u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>	
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>	
<u>Sentence Conditions</u>			
Waived for Court (Lower Court)	Defendant Was Present		
Lower Court Disposition	02/28/2020	Not Final	
Guilty Plea - Negotiated			
Trial	07/02/2020	Final Disposition	
4 / Criminal Attempt - Crim Tres-Break Into Structure	Guilty Plea - Negotiated	F2	18 § 901 §§ A
Sondergaard, Analisa	07/02/2020	155 Days	
Confinement	Min of 6.00 Months Max of 23.00 Months Other		
Fine: \$25 & costs Restitution: \$21,050.33 to Travelers; \$813.37 to Progressive; \$1,500 to victims Restitution to victims to be paid first DNA Testing: \$250 Fee D/A Eval & recom'd trmnt M/H Eval & recom'd trmnt Eligible for Re-entry Plan No contact with victims As amended			
5 / Criminal Attempt - Theft By Unlaw Taking-Movable Prop	Guilty Plea - Negotiated	M1	18 § 901 §§ A
Sondergaard, Analisa	07/02/2020		
Probation	Min of 2.00 Years Max of 2.00 Years 2 Years		
Fines & costs - waived Waiver of Supervision Fee Consecutive to Count 4 (same conditions) As amended			

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DISPOSITION SENTENCING/PENALTIES

Disposition

<u>Case Event</u>	<u>Disposition Date</u>	<u>Final Disposition</u>	
<u>Sequence/Description</u>	<u>Offense Disposition</u>	<u>Grade</u>	<u>Section</u>
<u>Sentencing Judge</u>	<u>Sentence Date</u>	<u>Credit For Time Served</u>	
<u>Sentence/Diversion Program Type</u>	<u>Incarceration/Diversionary Period</u>	<u>Start Date</u>	
<u>Sentence Conditions</u>			
6 / Simple Assault	Guilty Plea - Negotiated	M2	18 § 2701 §§ A3
Sondergaard, Analisa	07/02/2020		
Probation	Min of 2.00 Years		
	Max of 2.00 Years		
	2 Years		
Last year non-reporting if in compliance Fines & costs - waived Waiver of Supervision Fee Consecutive to Count 5 (same conditions) As amended			

LINKED SENTENCES:

Link 1

CP-15-CR-0000762-2020 - Seq. No. 5 (18 § 3921 §§ A) - Probation is Consecutive to
 CP-15-CR-0000762-2020 - Seq. No. 4 (18 § 3503 §§ A1III) - Confinement

Link 2

CP-15-CR-0000762-2020 - Seq. No. 6 (18 § 2701 §§ A3) - Probation is Concurrent with
 CP-15-CR-0000762-2020 - Seq. No. 5 (18 § 3921 §§ A) - Probation

**EXHIBIT #2
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COMMONWEALTH INFORMATION

Name: Thomas Ost Prisco
District Attorney

Supreme Court No: [REDACTED]

Phone Number(s): [REDACTED]
[REDACTED] (Phone)

Address:
Chester Co Da's Office
201 W Market St Ste 4450
West Chester, PA 19380

Name: Samuel Kirk Bonsall
Assistant District Attorney

Supreme Court No: 327791

Phone Number(s): [REDACTED]
[REDACTED] (Phone)

Address:
Chester County Da's Office
201 Market St
West Chester, PA 19382

ATTORNEY INFORMATION

Name: Kristine C. Mehok
Public Defender

Supreme Court No: [REDACTED]

Rep. Status: Active

Phone Number(s): [REDACTED]
[REDACTED] (Phone)

Address:
Chester Co Public Defender Ofc
201 W Market St Ste 2325
West Chester, PA 19380-0989

Representing: Van Hassel, Christopher Allen

ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
1	01/31/2020		Seavey, Matthew
Bail Set - Van Hassel, Christopher Allen			
1	03/04/2020		MDJ-15-4-04
Original Papers Received from Lower Court			
1	03/05/2020		Mehok, Kristine C.
Entry of Appearance			
1	04/01/2020		Chester County Public Defender's Office
Ready for Trial - Waived Arraignment			
Mehok, Kristine C.	04/02/2020	eService	Served
Ost-Prisco, Thomas	04/02/2020	eService	Served
2	04/01/2020		Commonwealth of Pennsylvania
Information Filed			
Mehok, Kristine C.	04/02/2020	eService	Served

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Docket Number: CP-15-CR-0000762-2020

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ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
Ost-Prisco, Thomas 04/02/2020	eService		Served

3 Certificate of Compliance Mehok, Kristine C. 04/02/2020	eService	04/01/2020	Served
			Commonwealth of Pennsylvania
Ost-Prisco, Thomas 04/02/2020	eService		Served

1 Petition to Reduce Bail Ost-Prisco, Thomas 05/20/2020	eNotice	05/20/2020	Notified
			Mehok, Kristine C.
Sondergaard, Analisa 05/20/2020			

1 Hearing Notice Mehok, Kristine C. 05/26/2020	eService	05/26/2020	Served
			Court of Common Pleas - Chester County
Ost-Prisco, Thomas 05/26/2020	eService		Served

1 Order for Return of Property Mehok, Kristine C. 07/06/2020	eService	07/02/2020	Served
			Sondergaard, Analisa
Ost-Prisco, Thomas 07/06/2020	eService		Served

2 Guilty Plea - Negotiated Mehok, Kristine C. 07/10/2020	eService	07/02/2020	Served
			Sondergaard, Analisa
Ost-Prisco, Thomas 07/10/2020	eService		Served

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COURT OF COMMON PLEAS OF CHESTER COUNTY

DOCKET



Docket Number: CP-15-CR-0000762-2020

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
<hr/>			
3	07/02/2020		Sondergaard, Analisa
Order - Sentence/Penalty Imposed			
Mehok, Kristine C.			
07/10/2020	eService		Served
Ost-Prisco, Thomas			
07/10/2020	eService		Served
<hr/>			
4	07/02/2020		Sondergaard, Analisa
DNA Sample Ordered			
Chester County Adult Probation			
07/02/2020			
Chester County Bail Agency			
07/02/2020			
Chester County Prison			
07/02/2020			
Chester County Sheriff			
07/02/2020			
Mehok, Kristine C.			
07/10/2020	eService		Served
Ost-Prisco, Thomas			
07/10/2020	eService		Served
<hr/>			
5	07/02/2020		Sondergaard, Analisa
Order Granting Parole			
Chester County District Attorney's Office			
07/02/2020			
Chester County Prison			
07/02/2020			
Chester County Public Defender's Office			
07/02/2020			
Chester County Sheriff			
07/02/2020			
Mehok, Kristine C.			
07/10/2020	eService		Served
Ost-Prisco, Thomas			
07/10/2020	eService		Served

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<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>	<u>Service By</u>		
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
1	07/21/2020		Court of Common Pleas - Chester County
Penalty Assessed			
Mehok, Kristine C.			
07/21/2020	eService		Served
Ost-Prisco, Thomas			
07/21/2020	eService		Served
2	07/21/2020		Court of Common Pleas - Chester County
Entry of Civil Judgment			
Mehok, Kristine C.			
07/21/2020	eService		Served
Ost-Prisco, Thomas			
07/21/2020	eService		Served
3	07/21/2020		Court of Common Pleas - Chester County
Payment Plan Introduction Letter			
Mehok, Kristine C.			
07/23/2020	eService		Served
Ost-Prisco, Thomas			
07/23/2020	eService		Served
1	07/29/2020		Van de Krol, Yolanda
Entry of Civil Judgment			
Mehok, Kristine C.			
07/31/2020	eService		Served
Ost-Prisco, Thomas			
07/31/2020	eService		Served
1	10/07/2020		Chester County District Attorney's Office
Guideline Sentence Form			
Mehok, Kristine C.			
10/08/2020	eService		Served
Ost-Prisco, Thomas			

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ENTRIES

<u>Sequence Number</u>	<u>CP Filed Date</u>	<u>Document Date</u>	<u>Filed By</u>
<u>Service To</u>		<u>Service By</u>	
<u>Issue Date</u>	<u>Service Type</u>	<u>Status Date</u>	<u>Service Status</u>
10/08/2020	eService		Served

PAYMENT PLAN SUMMARY

<u>Payment Plan No</u>	<u>Payment Plan Freq.</u>	<u>Next Due Date</u>	<u>Active</u>	<u>Overdue Amt</u>
<u>Responsible Participant</u>			<u>Suspended</u>	<u>Next Due Amt</u>
15-2020-P000003259	Monthly	08/21/2020	Yes	\$18,123.84
Van Hassel, Christopher Allen			No	\$647.28
Payment Plan History:				
	<u>Receipt Date</u>	<u>Payor Name</u>	<u>Participant Role</u>	<u>Amount</u>

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CASE FINANCIAL INFORMATION

Last Payment Date:

Total of Last Payment:

Van Hassel, Christopher Allen Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Costs/Fees					
OSP (Chester/State) (Act 35 of 1991)	\$840.00	\$0.00	\$0.00	\$0.00	\$840.00
OSP (Chester/State) (Act 35 of 1991)	\$840.00	\$0.00	\$0.00	\$0.00	\$840.00
Adult Probation Administrative Fee (Chester)	\$420.00	\$0.00	\$0.00	\$0.00	\$420.00
Phone/Internet Supervision (Chester)	\$328.00	\$0.00	\$0.00	\$0.00	\$328.00
ATJ	\$6.00	\$0.00	\$0.00	\$0.00	\$6.00
Booking Center Fee (Chester)	\$150.00	\$0.00	\$0.00	\$0.00	\$150.00
CJES	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
Clerk of Courts Administrative Fee (Chester)	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
Clerk of Courts UDS Automation Fee (Chester)	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
Clerks Cost (Chester)	\$75.00	\$0.00	\$0.00	\$0.00	\$75.00
Commonwealth Cost - HB627 (Act 167 of 1992)	\$21.90	\$0.00	\$0.00	\$0.00	\$21.90
Costs of Prosecution - CJEA	\$50.00	\$0.00	\$0.00	\$0.00	\$50.00
County Court Cost (Act 204 of 1976)	\$32.00	\$0.00	\$0.00	\$0.00	\$32.00
Crime Victims Compensation (Act 96 of 1984)	\$35.00	\$0.00	\$0.00	\$0.00	\$35.00
DNA Detection Fund (Act 185-2004)	\$250.00	\$0.00	\$0.00	\$0.00	\$250.00
Domestic Violence Compensation (Act 44 of 1988)	\$10.00	\$0.00	\$0.00	\$0.00	\$10.00
Firearm Education and Training Fund	\$5.00	\$0.00	\$0.00	\$0.00	\$5.00
JCPS	\$21.25	\$0.00	\$0.00	\$0.00	\$21.25
Judicial Computer Project	\$8.00	\$0.00	\$0.00	\$0.00	\$8.00
OAG - JCP	\$2.50	\$0.00	\$0.00	\$0.00	\$2.50
State Court Costs (Act 204 of 1976)	\$14.60	\$0.00	\$0.00	\$0.00	\$14.60
Victim Witness Service (Act 111 of 1998)	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Costs/Fees Totals:	\$3,149.75	\$0.00	\$0.00	\$0.00	\$3,149.75
Fines					
Crimes Code, etc.	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00
Fines Totals:	\$25.00	\$0.00	\$0.00	\$0.00	\$25.00

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CASE FINANCIAL INFORMATION

Van Hassel, Christopher Allen Defendant	<u>Assessment</u>	<u>Payments</u>	<u>Adjustments</u>	<u>Non Monetary Payments</u>	<u>Total</u>
Restitution					
Individual Restitution	\$1,500.00	\$0.00	\$0.00	\$0.00	\$1,500.00
Insurance Company Restitution	\$813.37	\$0.00	\$0.00	\$0.00	\$813.37
Insurance Company Restitution	\$21,050.33	\$0.00	\$0.00	\$0.00	\$21,050.33
Restitution Totals:	\$23,363.70	\$0.00	\$0.00	\$0.00	\$23,363.70
Grand Totals:	\$26,538.45	\$0.00	\$0.00	\$0.00	\$26,538.45

** - Indicates assessment is subrogated

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State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2023064914 **Incident date:** 07/07/2023 **Status:** 106 - Sent to Directors office

Lic Type: 1021 **Disposition:**

Case Type: Complaint

Responsible: Itrombeta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: VANHASSEL, CHRISTOPHER A
4229 CAPRI ST, SEBRING, FL 33872

Summary: 320 - TAMPA BAY DOWNS, INC

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	11/14/2023	A	79	440	Incoming Correspondence	cstubbs1	VANHASSEL, CHRISTOPHER A
	11/15/2023	A	10	15	Assigned to Investigator	lmoore	VANHASSEL, CHRISTOPHER A
	12/04/2023	A	10	50	Interview Respondent	lmoore	VANHASSEL, CHRISTOPHER A
	11/27/2023	A	79	435	Telephone	lmoore	VANHASSEL, CHRISTOPHER A
	11/20/2023	A	79	435	Telephone	lmoore	VANHASSEL, CHRISTOPHER A
	11/16/2023	A	79	435	Telephone	lmoore	VANHASSEL, CHRISTOPHER A



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	12/12/2023	R		ltrombeta	TROMBETTA, LOUIS	ddonaldson	
	12/11/2023	R		ddonaldson	DONALDSON, DAVID	cstubbs1	
	11/15/2023	R		lmoore	ROUNDS, LEEANN	cstubbs1	
	12/11/2023	R		bjones	JONES, BRADFORD	bjones	
	11/15/2023	S	1021	10	Initial Review	cstubbs1	
	11/15/2023	S	1021	20	Under Investigation	cstubbs1	
	12/11/2023	S	1021	165	Supervisor Review	bjones	
	12/11/2023	S	1021	90	Closed	cstubbs1	
	12/12/2023	S	1021	106	Sent to Directors office	ddonaldson	
	12/11/2023	S	1021	104	Sent to Licensing Section	cstubbs1	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

DD

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VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
-------------------------	-----------------------	------------------------	-----------------------------	-------------------------	----------------------	----------------------	----------------------------	-----------------------------	------------------------

Complaint Search Update	Change Recording License Type	Delete Complaint	Mass Activity Update	Mass Discipline
Mass Status Update	Public Case Info			

Domain: **10 - Division of Pari-Mutuel Wagering**

Logged in as: **cstubbs1**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	104 Sent to Licensing Section	Status Date	12/11/2023
Complaint #	2023064914	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	VANHASSEL, CHRISTOPHER A	Responsible	ddonaldson - DONALDSON, DAVID
					Private Case

Complaint	Respondent	Complainant	Add'l Info
---------------------------	----------------------------	-----------------------------	----------------------------

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	WALK - Walk-in	Priority		<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	07/07/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	11/15/2023	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	11/15/2023	Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	320 - TAMPA BAY DOWNS, INC			<input type="checkbox"/>	Attachments		History
Updated	12/11/2023 13:28:58	By	cstubbs1	<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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Comprehensive Ruling Report

Rulings Against: **CHRISTOPHER ALLEN VANHASSEL**

Legal Name: **CHRISTOPHER ALLEN VANHASSEL**

Birth Date: [REDACTED]



10 Total Ruling(s) Listed

"Multiple medication violation points and point totals are for advisory and informational purposes only to indicate the existence of regulatory medication violation determinations made by racing regulatory entities in order to notify officials of possible aggravating factors that should be reviewed by officials prior to taking regulatory action. Confirmation of violations should be made directly with the racing regulatory entity responsible."

Ruling #: 1

Ruling Number:	13256PP	Date:	10/15/2013
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Philadelphia Park
Ruling Type:	Unknown		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: **13256PP** Action Type: **Initial Ruling** Issue Date: **10/15/2013**

Action Text:

General Ruling UPON APPLICATION FOR A JOCKEY LICENSE, THE STABLE EMPLOYEE LICENSE #511142241 OF CHRISTOPHER A. VanHASSEL IS HEREBY RESCINDED WITHOUT PREJUDICE.

Ruling #: 2

Ruling Number:	08086PI	Date:	9/11/2008
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Presque Isle Downs
Ruling Type:	Failure to Honor Declaration/Engagement		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A

Exhibit 4
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Under Appeal: **False**
Fine Amount: **\$ 100**
Suspension Start: **None**

Appeal Date: **N/A**
Fine Paid: **N/A**
Suspension End: **None**

Actions:

Alpha Ruling: **08086PI**

Action Type: **Initial Ruling**

Issue Date: **9/11/2008**

Action Text:

, Failure to fulfill riding engagement FAILURE TO FULFILL THE RIDING ENGAGEMENT FOR THE 4TH AND THE 8TH RACE,SEPTEMBER 10TH , 2008. YOU ARE HEREBY FINED THE SUM OF ONE HUNDRED DOLLARS (\$100.00). THE STEWARDS FIND THAT THE DELAY OF THE EFFECTIVE DATE OF THIS RULING WOULD BE CONTRARY TO THE INTEREST OF THE PUBLIC. THIS RULING IS EFFECTIVE IMMEDIATELY.

Ruling #: 3

Ruling Number:	478	Date:	6/10/2007
Issued By:	Delaware Racing Commission	Facility:	Delaware Park
Ruling Type:	Falsification of License Application		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 50	Fine Paid:	Yes
Suspension Start:	None	Suspension End:	None

Actions:

Alpha Ruling: **478**

Action Type: **Initial Ruling**

Issue Date: **6/10/2007**

Action Text:

105-2007 JOCKEY CHIP VANHASSEL, DOB [REDACTED] HAVING WAIVED HIS RIGHTS TO A HEARING, IS FINED THE SUM OF FIFTY \$50.00 DOLLARS FOR FALSIFICATION OF HIS 2007 DELAWARE RACING COMMISSION LICENSE. REFER TO D.R.C RULES 2.5.1.3 & 3.4. FINE TO BE PAID WITHIN 48 HOURS. RULING 105-2007

Ruling #: 4

Ruling Number:	05-285MD	Date:	12/29/2005
Issued By:	Maryland Racing Commission	Facility:	Laurel Race Course
Ruling Type:	Reinstatement to Good Standing in State		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A

**Exhibit 4
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Fine Amount: \$ 0

Fine Paid: N/A

Suspension Start: None

Suspension End: 12/29/2005

Actions:

Alpha Ruling: 05-285MD

Action Type: Initial Ruling

Issue Date: 12/29/2005

Action Text:

In the matter of jockey Christopher A. Van Hassel, DOB [REDACTED] 708 High Bridge Road, Bowie, MD 20720, subject of Stewards' Ruling #05-261 dated 12/04/05: On December 29, 2005, Christopher A. Van Hassel appeared before the Stewards in the presence of the Horsemen's Counseling Program (HCP) Coordinator for a hearing on his request to be reinstated to good standing. The HCP Coordinator testified that: (1) An evaluation of Van Hassel's condition has indicated that he does not meet the Diagnostic & Statistical Manual IV Criteria for Cannabis Dependence or Abuse; (2) Van Hassel has completed Phase I of the HCP; and (3) Van Hassel has provided the results of a urinalysis indicating that he is presently drug free. Based upon the above, and in accordance with COMAR 09.10.03.05, 何(2), the Stewards hereby order that the suspension they had imposed on Christopher A. Van Hassel be lifted. BY ORDER OF THE STEWARDS

Ruling #: 5

Ruling Number:	05-261MD	Date:	12/4/2005
Issued By:	Maryland Racing Commission	Facility:	Laurel Race Course
Ruling Type:	Medication/Drug/Alcohol Violation - Human		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Drug:	Marijuana		
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	12/4/2005	Suspension End:	None

Actions:

Alpha Ruling: 05-261MD

Action Type: Initial Ruling

Issue Date: 12/4/2005

Action Text:

On December 4, 2005, jockey Christopher A. Van Hassel, DOB [REDACTED], 708 High Bridge Road, Bowie, MD 20720, was directed by the Stewards to submit a specimen of urine for testing, as per COMAR 09.10.01.05 Drug Prohibition-Humans, 你(1)(b) and 你(2)(a). The specimen tested positive for the drug marijuana and Van Hassel was charged with a violation of the drug prohibition regulation and ordered to appear before the Stewards for a hearing in the matter. Christopher Van Hassel appeared before the Stewards in the absence of counsel and waived his right thereto. Based upon the evidence presented to them and Van Hassel's own admission that he had used the drug, the Stewards found Van Hassel in violation of the drug prohibition regulation. They also determined that this was his first such violation.. Accordingly, as per COMAR 09.10.03.05, 何 Disciplinary Action and Evaluation, the Stewards hereby order: (1) That the license issued to Christopher A. Van Hassel be suspended until such time as he has been professionally evaluated; and (2) That, while he is under suspension, Van Hassel be denied the privileges of all the grounds under the jurisdiction of the Maryland Racing Commission [COMAR 09.10.01.45, 即(1)(a)]. BY ORDER OF THE STEWARDS

Ruling #: 6

Ruling Number:	05157PN	Date:	4/28/2005
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Issued By: **Pennsylvania Horse Racing Commission** Facility: **Penn National**
 Ruling Type: **Unknown**
 Division: **Horse** Breed: **Thoroughbred**
 Effective Date: **N/A** Race Date: **N/A**
 Infraction Date: **N/A** Infraction Facility: **N/A**
 Race Number: **N/A** Animal Name: **N/A**
 Under Appeal: **False** Appeal Date: **N/A**
 Fine Amount: **\$ 0** Fine Paid: **N/A**
 Suspension Start: **None** Suspension End: **None**

Actions:Alpha Ruling: **05157PN**Action Type: **Initial Ruling**Issue Date: **4/28/2005**

Action Text:

, General Ruling UPON RECEIVING A JOCKEY LICENSE, HIS APPRENTICE JOCKEY LICENSING IS HEREBY RESCINDED WITHOUT PREJUDICE PER RULING #05157PN.

Ruling #: 7

Ruling Number: **04676PN** Date: **11/17/2004**
 Issued By: **Pennsylvania Horse Racing Commission** Facility: **Penn National**
 Ruling Type: **Reinstatement to Good Standing in State**
 Division: **Horse** Breed: **Thoroughbred**
 Effective Date: **N/A** Race Date: **N/A**
 Infraction Date: **N/A** Infraction Facility: **N/A**
 Race Number: **N/A** Animal Name: **N/A**
 Under Appeal: **False** Appeal Date: **N/A**
 Fine Amount: **\$ 0** Fine Paid: **N/A**
 Suspension Start: **None** Suspension End: **None**

Actions:Alpha Ruling: **04676PN**Action Type: **Initial Ruling**Issue Date: **11/17/2004**

Action Text:

, Failure to fulfill riding engagement FOR THE 7TH RACE. HAVING PAID AN OUTSTANDING FINE IS HEREBY RESTORED TO GOOD STANDING PER RULING #04775PN.

Ruling #: 8

Ruling Number: **04676PN** Date: **10/23/2004**
 Issued By: **Pennsylvania Horse Racing Commission** Facility: **Penn National**
 Ruling Type: **License Denied, Rescinded, Revoked, Suspended,**

Exhibit 4
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**Withdrawn or
Exclusion**

Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 0	Fine Paid:	N/A
Suspension Start:	11/2/2004	Suspension End:	None

Actions:Alpha Ruling: **04676PN**Action Type: **Initial Ruling**Issue Date: **10/23/2004**

Action Text:

, **Failure to fulfill riding engagement FOR THE 7TH RACE. HAVING FAILED TO PAY THE FINE OF \$50.00 IS BEING SUSPENDED PER RULING #04724PN.**

Ruling #: 9

Ruling Number:	04676PN	Date:	10/1/2004
Issued By:	Pennsylvania Horse Racing Commission	Facility:	Penn National
Ruling Type:	Failure to Honor Declaration/Engagement		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A
Under Appeal:	False	Appeal Date:	N/A
Fine Amount:	\$ 50	Fine Paid:	N/A
Suspension Start:	None	Suspension End:	None

Actions:Alpha Ruling: **04676PN**Action Type: **Initial Ruling**Issue Date: **10/1/2004**

Action Text:

, **Failure to fulfill riding engagement FOR THE 7TH RACE.**

Ruling #: 10

Ruling Number:	04-175MD	Date:	10/1/2004
Issued By:	Maryland Racing Commission	Facility:	Pimlico
Ruling Type:	Careless/Unsafe/Improper Riding or Driving		
Division:	Horse	Breed:	Thoroughbred
Effective Date:	N/A	Race Date:	N/A
Infraction Date:	N/A	Infraction Facility:	N/A
Race Number:	N/A	Animal Name:	N/A

Exhibit 4
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Under Appeal: **False**

Appeal Date: **N/A**

Fine Amount: **\$ 0**

Fine Paid: **N/A**

Suspension Start: **10/9/2004**

Suspension End: **None**

Actions:

Alpha Ruling: **04-175MD**

Action Type: **Initial Ruling**

Issue Date: **10/1/2004**

Action Text:

Apprentice jockey Christopher A. Van Hassel, DOB [REDACTED], is ordered suspended five (5) Maryland racing days, October 9, 10, 11, 14 and 15, 2004, for riding his mount, "My Terms", in a careless manner in the fifth race at Pimlico Race Course on September 30, 2004, by coming out from behind the lead horse at the top of the stretch without having sufficient room to do so and, in doing so, jostling the horse "Dance In Flight" and forcing its rider to check. [COMAR 09.10.01.50, 你(2)(b) and 低.] However, apprentice jockey Van Hassel having requested permission to ride in "The Yankee Fashion" stake, a designated race at Philadelphia Park, on October 9, 2004, was granted permission to do so with the condition that he serve an additional day of suspension on October 16, 2004. [COMAR 09.10.01.45, 你A(2).] BY ORDER OF THE STEWARDS

December 5th, 2023

To: Florida Gaming Commission – To Whom it may concern
From: Dr. Douglas S. Kindred – Owner, Ocala FL
Re. Chip Van Hassel, Jockey License Reinstatement/Renewal

Dear Sir/Madame,

I met Mr. Van Hassel (Chip) this past spring at the Ocala Farm Ministry, where I frequently preach. Since then I have gotten to know him, and I find him to be a good man; honest, dependable, intelligent, caring, and trustworthy.

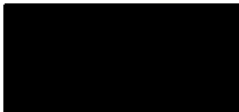
I am aware that Chip has had trouble in the past with drugs/alcohol, but I am very confident that those troubles are now behind him. I have seen tremendous progress in his understanding, in his Spiritual growth and knowledge and love of the Lord.

Chip is a good horseman and a fine rider. I plan to race two horses in the late spring and summer, and would not hesitate to name Mr. Van Hassel on my horses. I ask that you please reinstate him; he deserves another chance and needs to make a living using his God given talent.

I appreciate your timely consideration in this matter.

Sincerely,

Dr. Douglas S. Kindred



Kitchens, Randall

From: Chip Mail <lonesometao@gmail.com>
Sent: Thursday, December 29, 2022 5:36 PM
To: Kitchens, Randall
Subject: Re: Waiver and Release
Attachments: image001.png; ATT00001.htm; VANHASSEL, CHRISTOPHER A.doc; ATT00002.htm; DBPRPMW_3180 - Waiver Request.pdf; ATT00003.htm; DBPRPMW_3195 - Release of Information.pdf; ATT00004.htm; DBPRPMW_3120.pdf; ATT00005.htm

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

At this time I am rescinding any license I have applied for. Florida simply does not deserve to have somebody of my prowess to be judged by a bunch of people who don't even know if they are a-foot or horseback.
Thank me.
I am welcome.
Christopher A. Van Hassel
Gentleman Journeyman Jockey

On Dec 5, 2022, at 4:50 PM, Kitchens, Randall <Randall.Kitchens@fgcc.fl.gov> wrote:

Please fill out and return the attached documents.

Thank you!

EXHIBIT #4
PAGE 8/10

Jonathan Zachem, Secretary

Rick Scott, Governor

May 23, 2018

Mr. Christopher A. Vanhassel
4229 Capri Street
Sebring, Florida 33872

RE: Case No. 2018-025813

Dear Mr. Vanhassel:

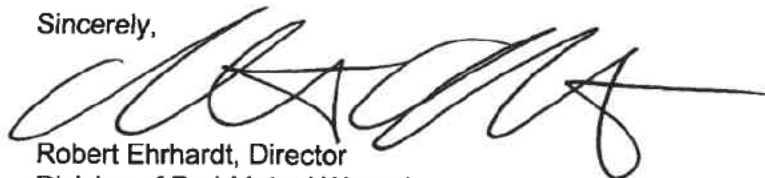
This correspondence (hereinafter "Denial Letter") is to inform you that your application for an individual occupational license is denied. This Denial Letter is based upon your failure to timely correct errors and/or omissions, or to provide supplemental information as requested by the Division of Pari-Mutuel Wagering (the "Division") related to your licensure application under Section 120.60, and Section 550.105, Florida Statutes and the rules promulgated thereunder.

Enclosed is a copy of the Division's notice of items ("Deficiency Letter") that you failed to submit in support of the denied application. Please be advised that you may not engage or participate in any activity at any Florida pari-mutuel facility which requires an individual to hold a valid occupational license to perform such activity.

Please note that this Denial Letter does not prohibit you from submitting a new application for an individual occupational license. If you choose to submit a new application, you will be required to submit all fees and costs associated with that application. All applications for an individual occupational license must be complete and accurate, and must include all of the missing information that formed the basis for this Denial Letter.

If you have any questions or concerns with regard to this matter, please do not hesitate to contact our Customer Contact Center at (850) 487-1395.

Sincerely,



Robert Ehrhardt, Director
Division of Pari-Mutuel Wagering

Enclosure: Deficiency Letter

CERTIFICATE OF SERVICE

I HEREBY CERTIFY on this 5 day of June, 2018, a true and correct copy of the foregoing "Denial Letter" has been furnished via U.S. Mail to:

Mr. Christopher A. Vanhassel
4229 Capri Street
Sebring, Florida 33872

Erith L. Proctor
AGENCY CLERK'S OFFICE
Department of Business & Professional Regulation

From: PMW Operations
Sent: Thursday, December 8, 2022 5:03 PM
To: 'lonesometao@gmail.com'
Subject: Florida Licensure
Attachments: PMW - Supporting Document - VANHASSEL, CHRISTOPHER A - - 22-25 - Lic 3904804 - App 189772.pdf;
PMW - DEF LTR - Key Name VANHASSEL, CHRISTOPHER A - License Number 3904804 License Type 1022
12-5-2022.pdf

Mr. Van Hassel:

On 11/21/22 an application for a PMW General Individual Occupational license was received at Tampa Bay Downs. The paperwork was sent forward and received in the Tallahassee licensing office on 11/29/22 for processing. A deficiency letter (copy attached) was issued on 12/5/22 indicating errors and/or omissions on page 2 of the application. You were also notified that you may request a waiver of disqualifying factors that would otherwise be grounds for denial.

On 12/6/22 an amended page 2 of the application was received via email (copy attached), as well as a "Request for Release of Information and Authorization to Release Information" (form DBPR PMW-3195). However, the release form is incomplete because it was not notarized. The "Request for Waiver" (form DBPR PMW 3180) was not received.

If it is your intent to request a waiver of a disqualifying event, you may provide a complete and notarized "Request for Release of Information and Authorization to Release Information" (form DBPR PMW-3195) and a complete "Request for Waiver" (form DBPR PMW 3180). For your convenience, please find a link to these forms below. The Division will process a request for waiver upon receipt of the appropriate forms and a complete application. Otherwise, the application will be processed as is.

Please note that this correspondence is also being sent to you via US mail service to the address provided on your application.

<https://fgcc.fl.gov/pmwf/forms/docs/DBPRPMW-3195-E.pdf>

https://fgcc.fl.gov/pmwf/forms/docs/DBPRPMW_3180.pdf



Florida Gaming Control Commission
Division of Pari-Mutuel Wagering, Office of Operations
2601 Blair Stone Road, Tallahassee, FL 32399-1037
Office: (850) 488.3211 ~ Fax: (850) 410.5350
PMWOperations@fgcc.fl.gov

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](#)

Kitchens, Randall

From: Chip Mail <lonesometao@gmail.com>
Sent: Thursday, December 29, 2022 5:36 PM
To: Kitchens, Randall
Subject: Re: Waiver and Release
Attachments: image001.png; ATT00001.htm; VANHASSEL, CHRISTOPHER A.doc; ATT00002.htm; DBPRPMW_3180 - Waiver Request.pdf; ATT00003.htm; DBPRPMW_3195 - Release of Information.pdf; ATT00004.htm; DBPRPMW_3120.pdf; ATT00005.htm

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At this time I am rescinding any license I have applied for. Florida simply does not deserve to have somebody of my prowess to be judged by a bunch of people who don't even know if they are a-foot or horseback.

Thank me.

I am welcome.

Christopher A. Van Hassel

Gentleman Journeyman Jockey

On Dec 5, 2022, at 4:50 PM, Kitchens, Randall <Randall.Kitchens@fgcc.fl.gov> wrote:

Please fill out and return the attached documents.

Thank you!

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundesmarck, Senior Attorney
Re: Michael J. Newnum FGCC; Case No. 2024-009404
Date: February 3, 2025

Executive Summary

Michael J. Newnum (“Petitioner”) submitted an application for a cardroom employee occupational license (the “Application”). Following review of the Application submitted by Petitioner, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s misdemeanor conviction involving larceny. Petitioner requested an informal hearing, which was held on December 17, 2024. On January 31, 2024, the informal Hearing Officer recommended denying Petitioner’s Application. The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the Hearing Officer’s recommended order and deny Petitioner’s application for a cardroom employee occupational license.

Pertinent Facts

On March 26, 2024, the Executive Director, having reviewed the waiver report and all relevant information and documents, declined to waive the restrictions excluding offenders. On May 14, 2024, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s misdemeanor involving larceny. Specifically, Petitioner was convicted of:

Receiving Stolen Property

On June 25, 2024, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes. At the informal hearing held on December 17, 2024, Petitioner testified to the circumstances that led to this conviction. On January 30, 2024, the Hearing Officer issued a recommended order recommending the denial of Petitioner’s Application.

Relevant Law

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 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 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 commission.”

Staff Recommendation: The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the Hearing Officer’s recommended order and deny Petitioner’s application for a cardroom employee occupational license.

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

MICHAEL J. NEWNUM

FGCC Case No.: 2024-009404

Petitioner,

v.

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Respondent.

HEARING OFFICER'S AMENDED RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on December 17, 2024, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of Michael Newnum's ("Petitioner's") petition for a hearing in response to the Commission's Letter of License Denial filed in FGCC Case Number 2024-009404. The Commission was represented by Emily Alvarado, Chief Attorney. Petitioner appeared *pro se* and the hearing was held telephonically. Both sides were permitted to present witnesses, proffer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On or about October 3, 2023, the Florida Division of Pari-Mutuel Wagering ("Division") received an application from Petitioner for a Pari-Mutuel Cardroom Employee License. On the 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?”

2. Upon receipt of Petitioner’s criminal history report, the Division sent Petitioner a deficiency letter on or about October 10, 2023, requesting that he list and provide court dispositions for his arrests.

3. On or about November 17, 2023, Petitioner submitted an amended application. He disclosed a 2008 misdemeanor conviction for possession of paraphernalia and a 2018 misdemeanor conviction for receiving stolen property, both of which occurred in the state of Missouri.

4. On or about February 14, 2024, the Division received a Request for Waiver from Petitioner.

5. On or about May 14, 2024, the Commission filed a Letter of License Denial, seeking to deny Petitioner’s license application based upon his criminal disposition.

6. On or about June 25, 2024, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

The December 17, 2024, Informal Hearing

7. A hearing pursuant to section 120.57(2), Florida Statutes, was held on December 17, 2024. During this hearing, the Commission presented the issues raised in the Letter of License Denial. The Hearing Officer granted the Commission’s motion for the Letter of License Denial and the investigative packet to be admitted to the record.

8. The investigative packet contained a letter of license denial from the Commission filed on May 14, 2024, informing Petitioner of the Commission’s decision to deny his application for a Cardroom Employee Occupational License.

9. Additionally, the letter of license denial provided that Petitioner's misdemeanor conviction "is a disqualifying offense under Section 849.086(6)(g), Florida Statutes," and Petitioner's request for a waiver was "denied based on your failure to meet the requirements of Section 550.105(5)(c), Florida Statutes."

10. At the hearing, the Petitioner testified that the incident arose when he was in a Missouri Wal-Mart store with his wife checking out near the registers. He stated that he was waiting near the door with a large television and that his wife was in line, preparing to purchase it, when the security team apprehended him and accused him of trying to steal the television.

11. Petitioner stated that he did not leave the premises with the television and did not believe he should have been charged for receiving stolen property as he was still inside the store. He said he felt that because the TV was large and conspicuous, it should be obvious to anyone that he wasn't attempting to leave without paying for the item. He stated that he and his wife were also ringing up additional household items and had the money to pay for all their purchases, including the TV.

12. The petitioner stated that he is a good person and has not been in trouble apart from the two misdemeanor arrests, the 2018 conviction being the most recent.

FINDINGS OF FACT

13. On or about October 12, 2018, the Petitioner entered a guilty plea in a negotiated settlement for one misdemeanor charge of receiving stolen property in Case Number 1616-CR04879-01 in Jackson County, Missouri.

14. Petitioner did not disclose his complete criminal history on his initial application for licensure and did not provide the Commission with the requisite court disposition records for disclosed convictions, as required by the form.

CONCLUSIONS OF LAW

15. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

16. The Commission has jurisdiction over this matter pursuant to chapters 120 and 550, Florida Statutes.

17. The Commission is the state agency charged with regulating pari-mutuel wagering operations pursuant to chapter 550, Florida Statutes.

18. Section 849.086(6)(g), Florida Statutes, states in pertinent part:

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.

19. Pursuant to section 550.105(5)(d), Florida Statutes, 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.

20. Pursuant to section 849.086(6)(g), Florida Statutes, Petitioner’s 2018 misdemeanor conviction is a disqualifying offense.

21. 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.”

22. An applicant for licensure bears the burden of ultimate persuasion at each and every step of the licensure proceedings. *Dep't of Banking and Fin., Div. of Sec. & Investor Prot. v. Osborne Stern & Co.*, 670 2d 932 (Fla. 1996).

23. A petitioner must prove by a preponderance of the evidence that he is entitled to the license. *N.W. v. Department of Children & Family Servs.*, 981 So. 2d 599, 601 (Fla. 3rd DCA 2008).

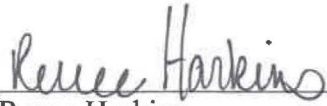
24. In the present case, Petitioner has a disqualifying misdemeanor criminal conviction entered October 12, 2018, and did not disclose any criminal history on his initial application. Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

25. There is competent substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

WHEREFORE, based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission enter a Final Order DENYING Petitioner's application for a Pari-Mutuel Cardroom Employee License.ⁱ

This Recommended Order in FGCC Case Number 2024-009404 is submitted this 30th day of January, 2025.



Renee Harkins
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

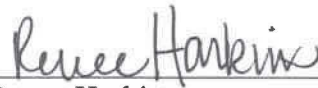
I hereby certify this 30th day of January 2025 that a true copy of the foregoing “Hearing Officer’s Recommended Order” has been provided by email to:

Michael Newnum

18545 Northwest 45th Avenue Road, Site 74A
Citra, Florida 32113
MikeNewnum@gmail.com

Emily Alvarado

Counsel for Respondent
Emily.Alvarado@flgaming.gov



Renee Harkins
Hearing Officer
Florida Gaming Control Commission

ⁱ The amended order corrects a scrivener error as provided in Rule 1.540, F.R.C.P.

Documents Included in Case File

Exhibit 1 Notice of Hearing

Exhibit 2 Election of Rights/ Defective Election of Rights

Exhibit 3 Letter of License Denial

Exhibit 4 Report of Investigation



Florida Gaming Control Commission

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

November 26, 2024

Michael J. Newnum
18545 NW 45th Avenue Road, Site 74A
Citra, Florida 32113
mikenewnum@gmail.com

RE: FGCC v. NEWNUM, MICHAEL J
Case No.: 2024-009404

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Tuesday, December 17, 2024, between 9:30 AM and 2:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 9:30 AM and 2:00 PM (EST) at the following number: (816) 874-9201**. Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8072 or Ebonie.Lanier@flgaming.gov.

Sincerely,

/s/ Ebonie Lanier

Ebonie Lanier
Administrative Assistant III
(850) 794-8072

Enclosures: Notice of Hearing and Case File



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

MICHAEL J. NEWNUM,

Petitioner,

v.

FGCC Case No.: 2024-009404

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

Respondent.

_____ /

NOTICE OF TELEPHONIC HEARING

TO: Michael J. Newnum
18545 NW 45th Avenue Road, Site 74A
Citra, Florida 32113
mikenewnum@gmail.com

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Tuesday, December 17, 2024** The Hearing Officer will call you at **(816) 874-9201** sometime between **9:30 AM – 2:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Ebonie.Lanier@flgaming.gov or telephone at (850) 794-8072, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Emily.Alvarado@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Emily.Alvarado@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 26th day of November, 2024.

By: /s/ *Ebonie Lanier*
Ebonie Lanier
Administrative Assistant III
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8072
Facsimile: (850) 536-8709
Ebonie.Lanier@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

Ebonie Lanier

From: Ebonie Lanier
Sent: Tuesday, September 10, 2024 9:22 AM
To: 'Popeye mike Newnum'
Subject: 3rd Attempt - RE: Florida Gaming Control Commission - Case No. 2024009404
Attachments: 2024009494 - NEWNUM.pdf

Good Morning Mr. Newnum,

I am following up on your hearing request. You did not indicate the type of hearing you are requesting.

Please fill out pages 4 and 5 of the attached document to specify which type of hearing you are requesting. Once completed, you can mail, fax, or email the pages back to me.

Note: You can also respond via email to indicate whether you would like to request a Formal or Informal Hearing. Please review the attached pages to determine the type of hearing you prefer.

Thanks,
-Ebonie Lanier

From: Ebonie Lanier
Sent: Monday, July 29, 2024 10:12 AM
To: 'Popeye mike Newnum' <mikenewnum@gmail.com>
Subject: 2nd Attempt - RE: Florida Gaming Control Commission - Case No. 2024009404

Good Morning Mr. Newnum,

I am following up on your hearing request. You did not indicate the type of hearing you are requesting.

Please fill out pages 4 and 5 of the attached document to specify which type of hearing you are requesting. Once completed, you can mail, fax, or email the pages back to me.

Thanks,
-Ebonie Lanier

From: Ebonie Lanier
Sent: Thursday, June 27, 2024 4:10 PM
To: Popeye mike Newnum <mikenewnum@gmail.com>
Subject: RE: Florida Gaming Control Commission - Case No. 2024009404

Good Afternoon Mr. Newnum,

Please complete pages 4-5 of the attached document to specify the type of hearing you would like to request.

Thanks,
-Ebonie Lanier

From: Popeye mike Newnum <mikenewnum@gmail.com>
Sent: Tuesday, June 25, 2024 7:00 PM
To: Ebonie Lanier <Ebonie.Lanier@flgaming.gov>
Subject: Re: Florida Gaming Control Commission - Case No. 2024009404

No I have not got it I want a hearing

On Tue, Jun 25, 2024, 10:53 AM Ebonie Lanier <Ebonie.Lanier@flgaming.gov> wrote:

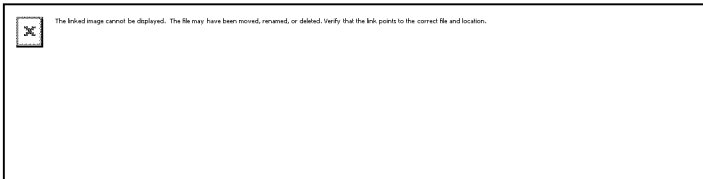
Good Afternoon Mr. Newnum,

The Florida Gaming Control Commission has attempted to send the enclosed documents to your current address. Unfortunately, we have not received confirmation from USPS that you have received the documents at this time.

Please inform us if there is a new address to which we should send the documents, or confirm that you have received the attached documents for Case No. 2024009404 via email.

Thanks,

-Ebonie Lanier



Ebonie Lanier

Administrative Assistant III

Office of the General Counsel

Office: (850) 794-8072

Fax: (850) 536-8709

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](#)

Ebonie Lanier

From: Ebonie Lanier
Sent: Monday, July 29, 2024 10:12 AM
To: 'Popeye mike Newnum'
Subject: 2nd Attempt - RE: Florida Gaming Control Commission - Case No. 2024009404
Attachments: 2024009494 - NEWNUM.pdf

Good Morning Mr. Newnum,

I am following up on your hearing request. You did not indicate the type of hearing you are requesting.

Please fill out pages 4 and 5 of the attached document to specify which type of hearing you are requesting. Once completed, you can mail, fax, or email the pages back to me.

Thanks,

-Ebonie Lanier

From: Ebonie Lanier
Sent: Thursday, June 27, 2024 4:10 PM
To: Popeye mike Newnum <mikenewnum@gmail.com>
Subject: RE: Florida Gaming Control Commission - Case No. 2024009404

Good Afternoon Mr. Newnum,

Please complete pages 4-5 of the attached document to specify the type of hearing you would like to request.

Thanks,

-Ebonie Lanier

From: Popeye mike Newnum <mikenewnum@gmail.com>
Sent: Tuesday, June 25, 2024 7:00 PM
To: Ebonie Lanier <Ebonie.Lanier@flgaming.gov>
Subject: Re: Florida Gaming Control Commission - Case No. 2024009404

No I have not got it I want a hearing

On Tue, Jun 25, 2024, 10:53 AM Ebonie Lanier <Ebonie.Lanier@flgaming.gov> wrote:

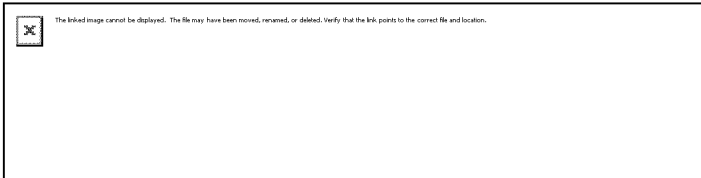
Good Afternoon Mr. Newnum,

The Florida Gaming Control Commission has attempted to send the enclosed documents to your current address. Unfortunately, we have not received confirmation from USPS that you have received the documents at this time.

Please inform us if there is a new address to which we should send the documents, or confirm that you have received the attached documents for Case No. 2024009404 via email.

Thanks,

-Ebony Lanier



Ebony Lanier

Administrative Assistant III

Office of the General Counsel

Office: (850) 794-8072

Fax: (850) 536-8709

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](#)



Florida Gaming Control Commission

EXHIBIT

3

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

May 14, 2024

Mr. Michael Newnum
18545 Northwest 45th Avenue Road, Site 74A
Citra, FL 32113

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 5/14/2024
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

Letter of License Denial

Dear Mr. Newnum:

This Letter of License Denial ("Denial") serves to inform you that your application for a Cardroom Employee Occupational License and Request for Waiver is denied in accordance with the provisions of chapters 550 and 849, Florida Statutes, and the rules promulgated thereunder. This Denial is based upon your following criminal disposition:

10/12/2018 – Receiving Stolen Property (M) – Adjudicated Guilty – Jackson County, Missouri (Case No. 1616-CR04879-01)

This conviction is a disqualifying offense under section 849.086(6)(g), Florida Statutes.

Your Request for Waiver has been denied based on your failure to meet the requirements of section 550.105(5)(c), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing to challenge the Commission's decision within twenty-one (21) days of receipt of this Denial, as provided for in Rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Commission's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

Melba Apellaniz
Clerk of the Commission

Attachment: Notice of Rights

CERTIFICATE OF SERVICE

I hereby certify this 14th day of MAY, 2024, that a true copy of the foregoing has been furnished by U.S. Certified mail to:

Mr. Michael Newnum
18545 Northwest 45th Avenue Road, Site 74A
Citra, FL 32113
mikenewnum@gmail.com



CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2024-009404

0225 7359 99

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
<i>Domestic Mail Only</i>	
For delivery information, visit our website at www.usps.com	
OFFICIAL USE	
Certified Mail Fee	
\$	
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy) \$	
<input type="checkbox"/> Return Receipt (electronic) \$	
	5/14/24 Postmark

Michael Newnum
18545 Northwest Ave. Road, Site 74A
Citra, FL 32113
NOID 2024009404-PMW

City, State, ZIP+4®

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Division within 21 days of your receipt of this notice.

If the Division determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Division will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

EXHIBIT
4

**ROUTING SLIP
REQUEST FOR WAIVER**

RE: NEWNUM, MICHAEL J. – 13767548
(APPLICANT'S NAME – LICENSE #)

Case No: 2024 00 9404

1012 – Cage Cashier
Occupation Code and Job Title

950 – Ocala Breeder Sales (Ocala Bets)
Facility (d/b/a name)

90-DAY RESPONSE DEADLINE:

MAY 16, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones *BDJ* 3/18/2024
(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* 03/20/2024 _____
(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: *3/26/24*
(Initial & Date)

[] Prepare Waiver or [✓] Prepare File for Commission Review

Comments: _____

Investigative Findings:

November 14, 2016 Independence Police Department, MO. – Receiving Stolen Property – Misdemeanor – Pled Guilty – Convicted on October 12, 2018 – Sentenced to 180 days in Jail (Suspended), and 2 years' Probation supervised. - Early termination of probation on October 31, 2019.

*Please attach Routing Slip to front of case file

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: FEBRUARY 15, 2024	Case Number: 2024 00 9404
Respondent: NEWNUM, MICHAEL J. 18545 NW 45TH AVE. RD. SITE #74A CITRA, FLORIDA 32113 TEL# (816)874-9201		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 13767548 / 1012		Profession: CAGE CASHIER	Report Date: MARCH 5, 2024
Period of Investigation: FEBRUARY 16, 2024 - MARCH 5, 2024		Type of Report: FINAL	
<p>This investigation is based upon submission on MICHAEL J. NEWNUM'S State of Florida Cardroom Employee License Application dated October 3, 2023, and Waiver Request Form dated February 12, 2024 (EXHIBIT #1).</p> <p>On October 3, 2023, NEWNUM applied for a Pari-Mutual Cardroom Employee License (1012) to work as a "Cage Cashier" at Ocala Bets. On his first 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?" (EXHIBIT #1)</p> <p>Upon receipt of NEWNUM's FDLE Criminal History Report, PMW Licensing sent him a Deficiency Letter on October 10, 2023, requesting that he list and provide court dispositions for the following arrests: (EXHIBIT #4)</p> <ul style="list-style-type: none"> • Clay County, Missouri arrest(s)-- 2/20/2008 • Jackson County, Missouri arrest(s) -- 01/25/2005 <p>On November 17, 2023, NEWNUM submitted an amended application, disclosing a misdemeanor conviction in 2008 for Possession of Paraphenalia and a 2019, misdemeanor conviction for Receiving Stolen Property both of which occurred in the state of Missouri (EXHIBIT #1).</p>			
Related Case:			
Investigations Specialist II / Date <i>/s/ Randa Samson</i> Randa Samson / March 5, 2024		Approved by Investigator Supervisor / Date <i>C. Derek Washington</i> C. Derek Washington / March 14, 2024	
Chief of Investigations / Date <i>Bradford D. Jones</i> Bradford D. Jones / March 18, 2024			

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 10/14/2016		Arresting Agency: Independence Police Department, MO.			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Receiving Stolen Property	Misdemeanor	Guilty	Convicted	10/12/2018
2					
3					
4					

SENTENCE
180 days in Jail (Suspended Execution of Sentence), and 2 years' probation supervised.

Additional Information: Early Termination of probation 10/31/2019.

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

CRIMINAL HISTORY

Arrest 3				
Date of Arrest:	Arresting Agency:			
OFFENSE				
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

Arrest 4				
Date of Arrest:	Arresting Agency:			
OFFENSE				
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

Additional Information:

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

3. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

4. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

CONTINUATION

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: February 15, 2024		
Location of Interview: Ocala Bets		
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During the interview, **NEWNUM** explained that his conviction in 2016 for Receiving Stolen Property was due to an incident at Walmart. He was waiting near the exit doors with a 74" T.V. while his wife was paying for it. However, the security staff thought he was attempting to steal the T.V. without leaving the store, so they arrested him. **NEWNUM** stated that he was unaware of how the court system worked and wanted to put the matter behind him. Therefore, he accepted the plea deal and paid his fines, thinking that the incident was no longer on his record after completing his probation.

When asked why he did not mention all his offenses on his initial application, he said he misread the question and thought the case was no longer on his record.

NEWNUM also mentioned that he currently lives with his girlfriend in Citra, Florida and has been working in the glass business for over thirty (30) years. He is now looking for a less physically demanding job because he is "getting older and starting to feel it."

NEWNUM also assured that he had not been in any legal trouble since the incident at Walmart in 2016.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **NEWNUM**. (EXHIBIT #4)

Case Status: Investigations case closed, and forwarded to Licensing.

CONTINUATION

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RECEIVED

2024 FEB 14 AM 9:25

FLORIDA GAMING BOARD
GAMING COMMISSION

DBPR PMW-3180 - Request for Waiver



STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF PART-MUTUEL WAGERING
www.myfloridaleaves.com

TO: Michael J Newnum
Full Legal Name of Applicant

[Redacted]
Date of Birth

[Redacted]
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your part-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Part-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describe your situation:

For Part-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; kidnapping in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the law of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Out, Revoked, Debarred, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or in other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNLESS YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a part-mutuel occupational license or a cardroom license at any part-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest, prosecution and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any part-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, or arrests from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.50 Florida Statutes, timeline (ground) regarding the proceeding of this application.

Michael J Newnum
Signature of Applicant

02-12-24
Date

DO NOT BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3180 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATION.

EXHIBIT #1
PAGE 2/6

2023 OCT -9 PM 2:59

Department of Business and Professional Regulation FLORIDA GAMING
Division of Pari-Mutuel Wagering CONTROL COMMISSION
DBPR PMW-3120 - Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number [REDACTED]	Birth Date (MM/DD/YYYY) [REDACTED]	Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Last Name Newnum	First Michael	Middle J.	Suffix
Have you used, been known as, or called by another name (example -- maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used: _____			
Race/Ethnicity (optional) <input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Current Mailing Address 18545 NW 45th Ave Rd. Site #74A		Email Address (optional) [REDACTED]	
City Citra	State FL	Zip Code (+4 optional) 32113	Country, if other than USA
Primary Phone Number [REDACTED]		Secondary/Cell Phone Number (optional)	
Current Street Address 18545 NW 45th Ave Rd Site #74A			
City Citra	State FL	Zip Code (+4 optional) 32113	Country, if other than USA
Type of Occupational License applying for: <input type="checkbox"/> Pari-Mutuel General Individual <input type="checkbox"/> Pari-Mutuel Professional Individual <input checked="" type="checkbox"/> Cardroom Employee		Facility where employed and/or doing business: Ocala Bets	
Occupation: Cage Cashier			
Does your position require access to the Cardroom? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Is this your first time applying for a racing/gaming license in Florida? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following: Stable Name, Kennel Name, or Business Name _____ Trainer Name (horse or greyhound racing only) _____			
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY			
Type of professional license (attach a copy of Florida professional license):		Florida License Number	
FOR DIVISION USE ONLY			
License Code 1012	License # 13767548	File # 15002	App # 73867
Association Code 950	Date Received 10/5/2023	Entered By [Signature]	License Year 23/24
License Fee 100 -	FP Date 10/1/2023	FP Fee 3725	Total Fee 137.25
Off Temp	Waiver Requested	ARCI <input checked="" type="checkbox"/>	Enforcement <input checked="" type="checkbox"/>
			Minor

FLORIDA GAMING

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:

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. 949.056 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

10/03/2023

EXHIBIT #1
 PAGE 4/6

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
10/31/2019		MO	Receiving Stolen Property	Misdemeanor	1 yr. probat
3/26/2008		MO	Possession of Paraphernalia	Misdemeanor	1 yr. probat

- Yes No Have you ever had a racing or gaming license revoked or denied in this or any other state or country? If yes, you must list the state(s) or jurisdiction(s) of licensure revocation or denial and explain why.
- Yes No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

Please see attached documents, I thought these were completely resolved and not on my record.

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. 183, Sec. 317.

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

I certify that I am empowered to execute this application as required by Section 559.79, 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 10/03/2023

EXHIBIT #1 PAGE 5/6

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[License Search](#) | [Entity Search](#) | [Modify License Standing](#) | [Maintain License CE Control](#)

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **cstubbs1**

[VR Home](#) > [License Search](#) > [License Home](#)

License

Fed Tax # [REDACTED] Lic Type **1012 - Cardroom Employee Occupational** Expires On **01/03/2024**

File # **15002** Name **Newnum, Michael J** Extended To

License # **13767548** Rank **CEMP - Cardroom Employee Occupational** Renewed On

Entity # **13767548** Lic Status **Closed Upgrade**

[Licensee](#)

[History](#)

[Notes](#)

[Notes History](#)

[Back](#)

Address

Street # **18545** Street **NW 45TH AVE ROAD SITE 74A**

Line 2

Line 3

City **CITRA** State **FL** Zip **32113**

Routing

Other

1st License Date **10/05/2023** Rank Date **10/05/2023** Certificate #

Method **I-S-1018** Status Date **10/10/2023** Certificate Date

Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	CASH - Cashier	10/05/2023	
I	TBRD - Thoroughbred	10/05/2023	
L	950 - Ocala Breeders	10/05/2023	
Y	3YR - 3 Year License	10/05/2023	

Alt Keys

BEST LIC NBR **13767548**

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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **ddonaldson**
03/20/2024

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License

Fed Tax # [REDACTED] Lic Type **1012 - Cardroom Employee Occupational** Expires On **01/03/2024**

File # **15002** Name **Newnum, Michael J** Extended To

License # **13767548** Rank **CEMP - Cardroom Employee Occupational** Renewed On

Entity # **13767548** Lic Status **Closed Upgrade**

- [Licensee](#)
- [History](#)
- [Notes](#)
- [Notes History](#)
- [Back](#)

Address

Street # **18545** Street **NW 45TH AVE ROAD SITE 74A**

Line 2

Line 3

City **CITRA** State **FL** Zip **32113**

Routing

- *New applicant, -no previous license, -temp issued 10/05/23.
- *No ARCI findings.
- *No CCIS findings.
- *No additional enforcement cases.

Other

1st License Date **10/05/2023** Rank Date **10/05/2023** Certificate #

Method **I-S-1018** Status Date **10/10/2023** Certificate Date

Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select

Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	CASH - Cashier	10/05/2023	
I	TBRD - Thoroughbred	10/05/2023	
L	950 - Ocala Breeders	10/05/2023	
Y	3YR - 3 Year License	10/05/2023	

Alt Keys

BEST LIC NBR **13767548**

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Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering

Licensing Administrator Review – PMW Occupational License

RE: NEWNUM, MICHAEL J- 13767548 **Case No: 2024 00 9404**
(APPLICANT'S NAME– LICENSE #)

INITIAL APPLICATION RECEIVED:	10/5/2023
COMPLETE APPLICATION RECEIVED:	11/17/2023
90-DAY DEADLINE:	2/15/2024

Tori Lanier **950- Ocala Bets** **Cage Cashier**
Application Processor **Facility (d/b/a name)** **Occupation/Job Title**

Pursuant to Section 550.105(5)(a): The division may deny a license of any person who has been refused a license by any other state racing commission or racing authority; under suspension or has unpaid fines in another jurisdiction. The division may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; animal cruelty, illegal gambling, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Licensing Administrator Review					
Conviction					
Did the application accurately reflect the Criminal History Record? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
<input type="checkbox"/> Felony: 1 Count(s)					
<input checked="" 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
10/14/2016	Clay County, MO	Receiving Stolen Property	M	1616-CR-04879-01	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:					
Arrest Date	Location	Charge	Level	Court Case #	Disposition

Enforcement/Jurisdiction Offenses	
<input type="checkbox"/> Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction.	
Comments:	

Related Licenses	
Check VR License Relations to Determine if Applicant is Related to a Business.	
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.	
Business License Number:	Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Date Deficiency Letter Issued:	Initials:
Comments:	

licenyer



Licensee Search

Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: Newnum
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------

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IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE

STATE OF MISSOURI,

CASE NO. 1616-CR04879-01

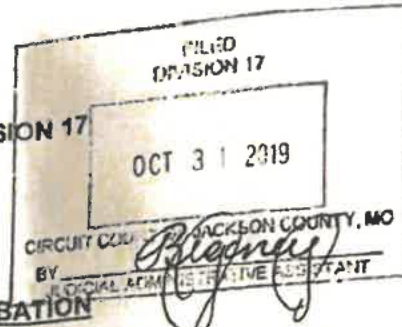
Plaintiff,

vs.

MICHAEL J. NEWNUM,

Defendant.

DIVISION 17



ORDER OF DISCHARGE FROM PROBATION

Now, on this 31st day of October, 2019, it appearing from the record in this cause that on October 12, 2018, the defendant was found and adjudged guilty of Receiving Stolen Property. and that the Court thereafter sentenced the defendant and committed her to the custody of the Missouri Division of Adult Institutions. but suspended the execution of such sentence and placed the defendant on probation; and it now being shown to the Court that the defendant has performed the term of probation in a satisfactory manner;

IT IS THEREFORE ORDERED that defendant be and is hereby discharged from probation and from the jurisdiction of this Court

10/31/19

Date

[Signature]

CORY LEE ATKINS, Judge

I hereby certify that a copy of the foregoing was duly emailed this 31st day of October, 2019, to

Tim Yasso, APA (tyasso@jacksongov.org)
tmaxwell@midwestadp.net
Criminal Records

Karen Lee Rigney, JAA / krigney@courts.mo.gov

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FLORIDA GAMING
CONTROL COMMISSION

**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE**

POLICE NO. : 16-078328
PROSECUTOR NO. : 095435661
OCN : AN014509

STATE OF MISSOURI,)
PLAINTIFF,)
vs.)
MICHAEL J. NEWNUM)
1310 S. Farview)
Independence, MO - 64056)
DOB: [REDACTED])
Race/Sex: W/M)
S.S.N.: [REDACTED])
DEFENDANT.)

CASE NO. 1616-CR04879
DIVISION 17

AMENDED INFORMATION

In the Circuit Court of Jackson County, Missouri, at Independence, Term, 2018. In Division Number ____ thereof, designated by the rules of said Court as Criminal Division ____.

Count I. Receiving Stolen Property (570.080-003Y200928990)

The Prosecuting Attorney of the County of Jackson, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 570.080, RSMo, committed the class A misdemeanor of receiving stolen property, punishable upon conviction under Sections 558.011 and 560.016, RSMo, in that on or about October 14, 2016, in the county of Jackson, State of Missouri, the defendant, with the purpose to deprive the owner of Vizio television, retained such property, knowing or believing that it had been stolen.

The range of punishment for a class A misdemeanor is imprisonment in the county jail or other authorized penal institution for a term not to exceed one (1) year; by a fine not to exceed one thousand dollars (\$1,000); or by both imprisonment and a fine. If money or property has been gained through the commission of the crime, any fine imposed may be not more than double the amount of the offender's gain from the commission of the crime up to a maximum of twenty thousand dollars (\$20,000).

State vs. Michael J. Newnum , Case No. 1616-CR04879

JEAN PETERS BAKER
Prosecuting Attorney
Jackson County, Missouri
by.

/s/ J. Timothy Yasso
J. Timothy Yasso (#59342)
Assistant Prosecuting Attorney
321 W. Lexington
Independence, MO 64050
(816) 881-4588
jyasso@jacksongov.org

WITNESSES:

1. David A. Akers, Wal-Mart, 4000 S. Bolger, Independence, MO 64055
2. PO Jeffery Edwards, 223 N. Memorial Drive, Independence, MO 64050
3. DET Steven Schmidli, 223 N. Memorial Drive, Independence, MO 64050
4. Wal-Mart, 4000 S. Bolger, Independence, MO 64055

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FLORIDA GAMING
CENTRAL COMMISSION

IN THE CIRCUIT COURT
OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE

STATE OF MISSOURI)
)
 Plaintiff) Division No. 17
)
 vs.) Case No. 1616-CR04879-01
)
 Michael J. Newnum)
 Defendant.)

ORDER

Upon review of the State of Missouri's Motion for Leave to File Amended Information,
the Court hereby grants the State leave to file an amended information.

DATE

10/16/18

JUDGE

[Signature]

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CONTROL COMMISSION

EXHIBIT #2
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**IN THE CIRCUIT COURT
OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE**

STATE OF MISSOURI)
)
) Plaintiff) Division No. 17
)
 vs.) Case No. 1616-CR04879-01
)
 Michael J. Newnum)
)
 Defendant.)

MOTION FOR LEAVE TO FILE AN AMENDED INFORMATION

COMES NOW J. Timothy Yasso, Assistant Prosecuting Attorney, and respectfully requests leave of Court to file the attached Amended Information.

Respectfully submitted,
JEAN PETERS BAKER
Prosecuting Attorney
Jackson County, Missouri

by, /s/ J. Timothy Yasso
J. Timothy Yasso (#59342)
Assistant Prosecuting Attorney
321 W. Lexington
Independence, Missouri 64050
(816) 881-4588
jyasso@jacksongov.org

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CONTROL COMMISSION

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was transmitted electronically through the Missouri e-Filing System on 10/11/2018 to all attorneys of record.

/s/ J. Timothy Yasso
J. Timothy Yasso (#59342)

ronically Filed - Independence CriminalTraffic - July 10, 2018 - 11:37 AM

**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE**

STATE OF MISSOURI,

PLAINTIFF,)

vs.)

MICHAEL J. NEWNUM

DEFENDANT.)

CASE NO. 1616-CR04879-01
DIVISION 33

**STATE'S ANSWER TO DEFENDANT'S REQUEST FOR DISCLOSURE
PURSUANT TO RULES 25.03(b) AND 25.07**

COMES NOW, the State of Missouri, by and through Assistant Prosecuting Attorney J. Timothy Yasso, who, pursuant to Rules 25.03(b) and 25.07, and as answer to defendant's Request for Discovery, makes the following disclosure:

1. The Office of the Jackson County Prosecuting Attorney has an "open file" policy. Unless otherwise agreed to by the parties or ordered by the Court, all material and information in the possession of the Jackson County Prosecuting Attorney's Office that is properly discoverable under Rule 25.03(b) and which has not been previously disclosed to counsel for the defendant, may be inspected, obtained, tested, copied, or photographed by counsel for the defendant within 10 days of the filing of a written request for discovery by the defendant, during regular business hours (8:30 a.m. to 5:00 p.m.) and thereafter upon request at the Jackson County Prosecuting Attorney's Office, 415 East 12th Street, 11th Floor, Kansas City, Missouri 64106 or 308 W. Kansas, Independence, Missouri 64050, depending on the venue of the case.

2. The cost of duplicating discovery materials will be assessed at a charge of five dollars (\$5.00) per disc for non-indigent defendants. Defendants represented by the Public Defender will need to provide replacement discs.

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/s/ J. Timothy Yasso
J. Timothy Yasso (#59342)
Assistant Prosecuting Attorney
321 W. Lexington
Independence, MO 64050
(816) 881-4588
jyasso@jacksongov.org

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was transmitted electronically through the Missouri e-Filing System on 7/10/2018 to all attorneys of record.

/s/ J. Timothy Yasso
J. Timothy Yasso (#59342)
Assistant Prosecuting Attorney

**EXHIBIT #2
PAGE 9/10**

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT INDEPENDENCE

STATE OF MISSOURI,

)
PLAINTIFF,)

vs.

MICHAEL J. NEWNUM

)
DEFENDANT.)

CASE NO. 1616-CR04879-01
DIVISION 33

REQUEST FOR DISCOVERY

COMES NOW, The State of Missouri, by and through J. Timothy Yasso, who, pursuant to Rule 25.05, requests the defendant disclose to the State all of the following material and information within the possession or control of defendant and his counsel:

1) Any reports or statements of experts made in connection with the above-captioned case, including results of physical or mental examinations and of scientific tests, experiments, or comparisons, which the defense intends to introduce into evidence at a hearing or trial;

2) The names and last known addresses of persons, other than the defendant, whom the defendant intends to call as witnesses at any hearing or trial, together with their written or recorded statements, and existing memoranda reporting or summarizing part or all of their oral statements;

3) Those parts of any books, papers, documents, photographs, video, electronic communications, electronic data, or objects, except such as contain statements of the Defendant, which the defendant intends to introduce into evidence at hearing or trial;

4) Any intent by the defendant to rely on the defense of mental disease or defect excluding responsibility, or to claim that defendant has a mental disease or defect negating a culpable mental state;

5) In the above-captioned cause the State charges the defendant committed the crime(s) set forth in the Information or Indictment herein and states that the said crime(s) occurred on:

Count 1: October 14, 2016 at 4000 S. Bolger, Independence, MO
and requests that, if the defendant intends to rely on defense of alibi, the defendant disclose such intent and set forth therewith specific information as to the place at which the defendant claims to have been at the time of the alleged offense(s), and, as particularly as is known, the names and addresses of the witnesses by whom the defendant proposes to establish such alibi.

WHEREFORE, the State of Missouri requests the Defendant disclose the foregoing requested information to the State pursuant to Rule 25.05.

/s/ J. Timothy Yasso
J. Timothy Yasso (#59342)
Assistant Prosecuting Attorney
321 W. Lexington
Independence, MO 64050
(816) 881-4588
jyasso@jacksongov.org

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was transmitted electronically through the Missouri e-Filing System on 7/10/2018 to all attorneys of record.

/s/ J. Timothy Yasso
J. Timothy Yasso (#59342)

2018 NOV 17 AM 9:06
FLORIDA GAMING
CONTROL COMMISSION

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State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024009404 **Incident date:** 10/23/2023 **Status:** 106 - Sent to Directors office
Lic Type: 1012 **Disposition:**
Case Type: Complaint

Responsible: Itrombeta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI-MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: NEWNUM, MICHAEL J
18545 NW 45TH AVE ROAD SITE 74A, CITRA, FL 32113

Summary: 950 - Ocala Breeders' Sales

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	02/15/2024	A	79	440	Incoming Correspondence	cstubbs1	NEWNUM, MICHAEL J
	03/05/2024	A	79	CL62	Review File		NEWNUM, MICHAEL J
	02/27/2024	A	79	430	In Person	rsamson	NEWNUM, MICHAEL J
	02/27/2024	A	10	50	Interview Respondent	rsamson	NEWNUM, MICHAEL J
	02/26/2024	A	79	435	Telephone	rsamson	NEWNUM, MICHAEL J
	02/22/2024	A	79	RG09	Review Case File	rsamson	NEWNUM, MICHAEL J

DD



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	02/21/2024	A	79	CL62	Review File	rsamson	NEWNUM, MICHAEL J
	02/19/2024	A	79	CL62	Review File	rsamson	NEWNUM, MICHAEL J
	02/19/2024	A	79	435	Telephone	rsamson	NEWNUM, MICHAEL J
	02/16/2024	A	10	15	Assigned to Investigator	rsamson	NEWNUM, MICHAEL J
	03/18/2024	R		bjones	JONES, BRADFORD	bjones	
	03/19/2024	R		ddonaldson	DONALDSON, DAVID	cstubbs1	
	03/20/2024	R		ltrombetta	TROMBETTA, LOUIS	ddonaldson	
	02/16/2024	R		rsamson	SAMSON, RANDA	cstubbs1	
	02/15/2024	S	1012	10	Initial Review	cstubbs1	
	03/19/2024	S	1012	104	Sent to Licensing Section	cstubbs1	
	02/16/2024	S	1012	20	Under Investigation	cstubbs1	
	03/20/2024	S	1012	106	Sent to Directors office	ddonaldson	
	03/18/2024	S	1012	90	Closed	cstubbs1	
	03/18/2024	S	1012	165	Supervisor Review	bjones	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

DD



State of Florida
Department of Business and Professional Regulation
Chronology Report

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	NEWNUM, MICHAEL J

DD

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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **cstubbs1**

[VR Home](#) > [Complaint Search](#) > **Maintain Complaint**

Lic Type	1012 - Cardroom Employee Occupational	Status	104 Sent to Licensing Section	Status Date	03/19/2024
Complaint #	2024009404	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	NEWNUM, MICHAEL J	Responsible	ddonaldson - DONALDSON, DAVID	Private Case

[Complaint](#) | [Respondent](#) | [Complainant](#) | [Add'l Info](#)

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	WALK - Walk-in	Priority	1	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input checked="" type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	10/23/2023	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	02/15/2024	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	02/15/2024	Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking	<input type="checkbox"/>	Auto Assign
Summary	950 - Ocala Breeders' Sales			<input type="checkbox"/>	Attachments	<input type="checkbox"/>	History
Updated	03/19/2024 14:17:17	By	cstubbs1	<input type="checkbox"/>	Work Notes	<input type="checkbox"/>	Print Report

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Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name: Michael
Middle Name:
Last Name: Newnum
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------



FLORIDA
GAMING CONTROL
COMMISSION

JULIE I. BROWN, COMMISSIONER
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER

October 10, 2023

Mr. Michael J Newnum
18545 Northwest 45th Ave Road Site 74A
Citra, Florida 32113

RE: Application No. 73899, Entity 13767548
1012 - Cardroom Employee Occupational

Dear Mr. Newnum:

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 and provide the court disposition records for the following charges:

- Clay County, MO – 02/10/2008
- Jackson County, MO – 10/14/2016

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.488.3211.

If you fail to provide the Florida Gaming Control Commission with a complete application by 02/07/2024, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming

OFFICE OF OPERATIONS
2601 BLAIR STONE ROAD
TALLAHASSEE, FLORIDA 32399

EXHIBIT #4
PAGE 3/4

Control Commission Rule. Please note that your Temporary License will expire on: 01/03/2024.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions, please call 850.488.3211.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

TL
Operations Analyst II

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundesmarck, Senior Attorney
Re: Christie L. Smith FGCC; Case No. 2024- 032775
Date: February 3, 2025

Executive Summary

Christie L. Smith (“Petitioner”) submitted an application for a pari-mutuel professional individual occupational license (the “Application”). Following review of the Application submitted by Petitioner, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s three felony convictions. Petitioner requested an informal hearing, which was held on December 17, 2024. On January 31, 2025, the informal Hearing Officer recommended approving Petitioner’s Application.

Pertinent Facts

On October 4, 2024, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s three felony convictions. Specifically, Petitioner was convicted of:

1. Driving Under the Influence - Habitual
2. Driving Under the Influence - Habitual
3. Operating While Intoxicated/Impaired/Controlled Substances

On October 29, 2024, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes. At the informal hearing held on December 17, 2024, Petitioner testified to the circumstances that led to their convictions and provided a character witness. On January 31, 2025, the Hearing Officer issued a recommended order recommending the approval of Petitioner’s Application.

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 commission.”

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

CHRISTIE L. SMITH

FGCC Case No.: 2024-032775

Petitioner,

v.

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Respondent.

_____ /

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on December 17, 2024, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of Christie L. Smith's ("Petitioner's") petition for a hearing in response to the Commission's Letter of License Denial filed in FGCC Case Number 2024-032775. The Commission was represented by Emily Alvarado, Chief Attorney. Petitioner appeared *pro se* and the hearing was held telephonically. Both sides were permitted to present witnesses, proffer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On or about January 12, 2024, the Commission received an application from Petitioner for a Pari-Mutuel Wagering Professional Occupational License. On the application, she answered "yes" to the question, "Have you ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges against you?" Petitioner

disclosed a 2019 felony conviction for driving under the influence (“DUI”) in Oakland County, Michigan.

2. On or about January 31, 2024, the Commission sent Petitioner a deficiency letter requesting that she provide court disposition records regarding additional arrests reported in her criminal history.

3. On or about April 29, 2024, Petitioner amended her original application to include the following offenses: a felony conviction for DUI in San Diego, California, on February 8, 2008; another felony conviction for DUI in Sandiego, California, on December 27, 2008; and a felony offense for DUI in Wayne County, Michigan on January 18, 2019. She also listed two misdemeanor offenses for DUI in San Diego, California, and two unknown offenses, stating, “[N]o record.”

4. Petitioner supplied documentation from both the Orange County and San Diego County, California, Superior Courts stating that no records were available for arrests in 1984 and 1995, respectively. Petitioner’s criminal history revealed a string of misdemeanor and felony alcohol related arrests in 2005, 2006, 2008, and 2009 in California, for which Petitioner was sentenced to state prison.

5. On or about June 6, 2024, the Commission received a waiver request from Petitioner.

6. On or about October 4, 2024, the Commission filed a Letter of License Denial, seeking to deny Petitioner’s license application based upon her disqualifying criminal convictions.

7. On or about October 29, 2024, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

The December 10, 2024, Informal Hearing

8. A hearing pursuant to section 120.57(2), Florida Statutes, was held December 17, 2024, during which the Commission presented the issues raised in the Letter of License Denial. The Hearing Officer granted the Commission's motion to have the Letter of License Denial, and the investigative packet admitted on the record.

9. The investigative packet contains a letter of license denial from the Florida Division of Pari-Mutuel Wagering ("Division") filed on February 7, 2024, informing Petitioner of the Division's decision to deny her application for a Pari-Mutuel Wagering Professional Occupational License, "in accordance with the provisions of Chapter 550, Florida Statutes, and the rules promulgated thereto."

10. Additionally, the letter of license denial provides that Petitioner's felony conviction "is a disqualifying offense under Section 550.105(5), Florida Statutes. Your request for waiver has been denied based on your failure to meet the requirements of Section 550.105(5)(c), Florida Statutes."

11. Petitioner submitted five letters of recommendation before the hearing that were made part of the record. The letters included various statements supporting Petitioner's good character, saying that she is now sober and helps others with their sobriety. The letters also remarked that Petitioner has years of experience in the horse racing industry and mentioned Petitioner's mother owned horses and participated in horse racing. The letters stated that Petitioner had overcome her past, was sober for several years now, and would make an excellent addition to the sport. The statements were from friends and colleagues, some of who are affiliated with horse racing.

12. Petitioner testified that she had always loved horses, and that she participated in horse racing during her youth. Petitioner stated that she wanted to participate in horse racing in Florida by getting to know people in the industry. Petitioner stated that she believed horse racing is declining as a sport in California but believed that Florida horse racing seemed to be flourishing.

13. Petitioner stated that there were no records available for some of her arrests from the 1980's and 1990's. She expressed remorse for the arrests in her past.

14. Petitioner stated that there was an eleven-year gap between her 2008 DUI and her 2019 DUI. Petitioner was upset that she had re-offended in 2019, but she fulfilled all the obligations to the court for the arrest and had gotten clean. Petitioner's career is in accounting, and her employer supported her during the time that she was required to perform 'work release,' where she worked during the day and returned to jail at night. Her 2019 arrest was a turning point for her sobriety, she stated.

15. Petitioner stated that she is no longer the person she was, and she regrets the mistakes she made in the past; she is sober for several years now, has completed several programs, attends church regularly, and helps others in their sobriety. Petitioner stated she would be willing to accept a provisional license and feels she would be an asset to the industry.

16. Petitioner produced Mike Smith, Hall of Fame Jockey who appeared telephonically from California. Mr. Smith stated that he knew Petitioner's mother, who had been in the horse racing business for a long time. Mr. Smith testified that he and Petitioner had been supportive friends to one another for several years. He stated Petitioner had gotten better and was doing well, and ready to participate in Florida horse racing. Mr. Smith stated that Petitioner's mother had been a great supporter of the sport, and he felt Petitioner would be, also.

17. Petitioner expressed regret and remorse for her mistakes and expressed that she would like to participate in Florida horse racing. She has no additional criminal charges since 2019 and has begun initiating relationships within the industry, who have come to know her and have expressed support for her entry into the sport by submitting letters of reference.

FINDINGS OF FACT

18. The Commission's denial of Petitioner's application for licensure is based upon the following convictions:

- a. 04/04/08 – Driving Under the Influence – Habitual (F) – Guilty – San Diego County, California (Case No. SCN241821)
- b. 02/11/2009 – Driving Under the Influence – Habitual (F) – Guilty – San Diego County, California (Case No. SCN255996)
- c. 02/19/2019 – Operating While Intoxicated/Impaired/Controlled Substance – 3rd Offense (F) – Wayne County, Michigan (Case No. 19-001448-01FH)

19. Petitioner did not disclose her complete criminal history on her initial application for licensure and did not provide the Commission with the requisite court disposition records for disclosed convictions, as required by the form, but gave a credible explanation for her efforts to comply with the application process.

20. Petitioner expressed remorse and regret for her actions. Petitioner demonstrated with letters of support and a credible witness that they believe her to have good moral character and fitness to be an asset to the sport of horse racing.

CONCLUSIONS OF LAW

21. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

22. The Commission has jurisdiction over this matter pursuant to chapters 120 and 550, Florida Statutes.

23. The Commission is the state agency charged with regulating pari-mutuel wagering operations pursuant to chapter 550, Florida Statutes.

24. Section 550.105(5)(b), Florida Statutes, states in pertinent part:

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.

25. Pursuant to section 550.105(5)(d), Florida Statutes, 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.

26. Pursuant to section 550.105(5)(b), Florida Statutes, Petitioner’s 2008, 2009, and 2019 alcohol related felony convictions are a disqualifying offense.

27. 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.”

28. An applicant for licensure bears the burden of ultimate persuasion at each and every step of the licensure proceedings. *Dep't of Banking and Fin., Div. of Sec. & Investor Prot. v. Osborne Stern & Co.*, 670 2d 932 (Fla. 1996).

29. A petitioner must prove by a preponderance of the evidence that he is entitled to the license. *N.W. v. Department of Children & Family Servs.*, 981 So. 2d 599, 601 (Fla. 3rd DCA 2008).

30. In the present case, Petitioner has three disqualifying felony criminal convictions entered in 2008, 2009, and 2019.

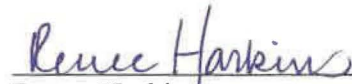
31. Petitioner has demonstrated good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes by submitting five letters of support and witness testimony from a credible industry professional that she should be granted a license to participate in horse racing.

32. There is competent substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

WHEREFORE, based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission enter a Final Order GRANTING Petitioner's application for a Pari-Mutuel Wagering Professional Occupational License.

This Recommended Order in FGCC Case Number 2023-064914 is submitted this 31st day of January, 2025.



Renee Harkins
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

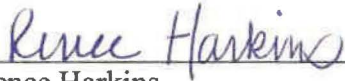
I hereby certify this 31st day of January 2025 that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

Christie L. Smith

Petitioner
1817 Oak Trail West, #102
Clearwater, Florida 33764
Christilsmith233@hotmail.com

Emily Alvarado

Counsel for Respondent
Emily.Alvarado@flgaming.gov



Renee Harkins
Hearing Officer
Florida Gaming Control Commission

Documents Included in Case File

Exhibit 1 Notice of Hearing
Exhibit 2 Election of Rights
Exhibit 3 Letter of License Denial
Exhibit 4 Report of Investigation
Exhibit 5 Petitioner's Exhibits



Florida Gaming Control Commission

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

November 26, 2024

Christie L. Smith
1817 Oak Trail West, #102
Clearwater, Florida 33764
Christilsmith233@hotmail.com

RE: FGCC v. Christie L. Smith
Case No.: 2024-032775

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Tuesday, December 17, 2024, between 9:30 AM and 2:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 9:30 AM and 2:00 PM (EST) at the following number: (248) 242-1223**. Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8072 or Ebonie.Lanier@flgaming.gov.

Sincerely,

/s/ Ebonie Lanier

Ebonie Lanier
Administrative Assistant III
(850) 794-8072

Enclosures: Notice of Hearing and Case File



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

CHRISTIE L. SMITH,

Petitioner,

v.

FGCC Case No.: 2024-032775

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

Respondent.

NOTICE OF TELEPHONIC HEARING

TO: Christie L. Smith
1817 Oak Trail West, #102
Clearwater, Florida 33764
Christilsmith233@hotmail.com

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Tuesday, December 17, 2024** The Hearing Officer will call you at (248) 242-1223 sometime between **9:30 AM – 2:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Ebonie.Lanier@flgaming.gov or telephone at (850) 794-8072, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Emily.Alvarado@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Emily.Alvarado@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 26th day of November, 2024.

By: /s/ *Ebonie Lanier*
Ebonie Lanier
Administrative Assistant III
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8072
Facsimile: (850) 536-8709
Ebonie.Lanier@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. SMITH, CHRISTIE L

CASE NO.: 2024-032775

ELECTION OF RIGHTS

Please read the Letter of License Denial before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Letter of License Denial.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Letter of License Denial, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Letter of License Denial.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) I do not dispute the allegations of material fact in the Letter of License Denial and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) I do dispute the allegations of material fact in the Letter of License Denial and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). I specifically dispute the following facts in the Letter of License Denial (attach extra pages or write on the back if needed):

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to 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.

Option Three (3) I do not dispute the allegations of material fact in the Letter of License Denial and waive my right to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as the Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely affected by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

THIS IS A LEGALLY BINDING DOCUMENT. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

Christie Smith
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

1817 Oak Trail W #102
Street Address

Street Address (where service shall be made)

Clearwater, FL 33764

City State Zip

City State Zip

248-242-1223

Telephone Number Facsimile Number (if any)
Number (if any)

Telephone Number Facsimile

Christi1smith233@hotmail.com
E-mail

E-mail

Christie J. Smith 10-21-24
SIGNATURE

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

Moving Through Network

In Transit to Next Facility, Arriving Late

October 27, 2024

Departed USPS Regional Facility

TALLAHASSEE FL DISTRIBUTION CENTER

October 26, 2024, 9:32 pm

Arrived at USPS Regional Destination Facility

TALLAHASSEE FL DISTRIBUTION CENTER

October 26, 2024, 12:04 pm

Arrived at USPS Regional Destination Facility

PENSACOLA FL PROCESSING CENTER

October 25, 2024, 10:24 pm

Processing Exception, Regional Weather Delay

October 22, 2024, 7:02 pm

Departed USPS Facility

TAMPA, FL 33630

October 21, 2024, 9:37 pm

Arrived at USPS Origin Facility

TAMPA, FL 33630

October 21, 2024, 8:21 pm

● **Departed USPS Regional Facility**

TALLAHASSEE FL DISTRIBUTION CENTER

October 26, 2024, 9:32 pm

● **Arrived at USPS Regional Destination Facility**

TALLAHASSEE FL DISTRIBUTION CENTER

October 26, 2024, 12:04 pm

● **Arrived at USPS Regional Destination Facility**

PENSACOLA FL PROCESSING CENTER

October 25, 2024, 10:24 pm

● **Processing Exception, Regional Weather Delay**

October 22, 2024, 7:02 pm

● **Departed USPS Facility**

TAMPA, FL 33630

October 21, 2024, 9:37 pm

● **Arrived at USPS Origin Facility**

TAMPA, FL 33630

October 21, 2024, 8:21 pm

● **Processing Exception, Regional Weather Delay**

October 21, 2024, 11:34 am

● **USPS in possession of item**

CLEARWATER, FL 33765

October 21, 2024, 11:19 am

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Tallahassee FL 32399

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 - Return Receipt (electronic) \$0.00
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 - Adult Signature Required \$0.00
 - Adult Signature Restricted Delivery \$0.00

Postage \$0.73

Total Postage and Fees \$5.58

Sent To: Fice - Clerk of Commission
 Street and Apt. No. or PO Box No. 4070 E 22nd Ave
 City, State, ZIP+4® Tallahassee, FL 32399

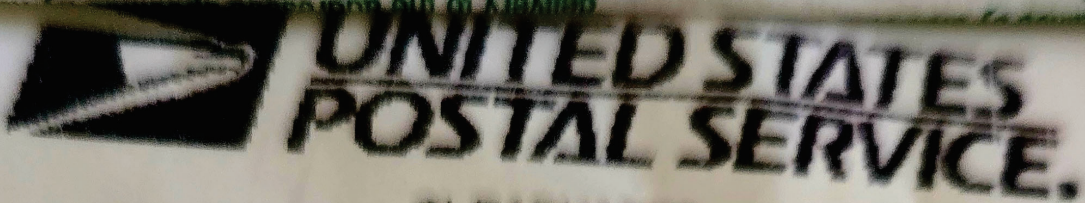


PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

shipment may be delayed due to weather conditions.
 Certified Mail®
 Tracking #: \$4.85

9589 0720 5270 1488 8517 92

Important Reminders: You may purchase Certified Mail service with signed to be at least 21 years of age (not - Adult signature service, which requires the to the addressee's authorized agent delivery to the addressee's authorized agent for a specified period.



CLEARWATER
100 S BELCHER RD
CLEARWATER, FL 33765-9998
(800)275-8777

10/21/2024

11:21 AM

Product	Qty	Unit Price	Price
First-Class Mail® Letter	1		\$0.73

Tallahassee, FL 32399
Weight: 0 lb 0.40 oz
Estimated Delivery Date
Thu 10/24/2024

Shipment may be delayed due to weather conditions.

Certified Mail® \$4.85

Tracking #:

9589 0710 5270 1488 8517 92

Total \$5.58

**FLORIDA**
GAMING CONTROL
COMMISSION

JULIE I. BROWN, Vice Chair
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

October 3, 2024

Ms. Christie L. Smith
1817 Oak Trail West, #102
Clearwater, Florida 33764

FILED
FLORIDA GAMING CONTROL COMMISSION

Date: 10/04/2024
File Number: _____

BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

Letter of License Denial

Dear Ms. Smith:

This Letter of License Denial ("Denial") serves to inform you that your application for a Pari-Mutuel Professional Individual Occupational license and Request for Waiver is denied in accordance with the provisions of chapter 550, Florida Statutes, and the rules promulgated thereto. This Denial is based upon your following criminal disposition:

1. 04/04/2008 – Driving Under the Influence- Habitual (F) –Guilty – San Diego County, California (Case No. SCN241821)
2. 02/11/2009 – Driving Under the Influence- Habitual (F) –Guilty – San Diego County, California (Case No. SCN255996)
3. 02/19/2019 – Operating While Intoxicated/Impaired/Controlled Substances- 3rd Offense (F) – Wayne County, Michigan (Case No. 19-001448-01-FH)

This conviction is a disqualifying offense under section 550.105(5), Florida Statutes. A withheld adjudication of guilt is considered a conviction for licensing under section 550.105(5), Florida Statutes.

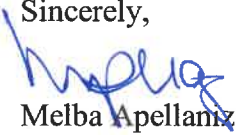
Your Request for Waiver has been denied based on your failure to meet the requirements of section 550.105(5)(c), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing to challenge the Commission' decision within twenty-one (21) days of receipt of this Denial, as provided for in rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Commission's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,



Melba Apellaniz
Clerk of the Commission

Attachment: Notice of Rights

9589 0710 5270 0225 7398 81

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee	
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<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (e)	
<input type="checkbox"/> Certified Mail Rest	
<input type="checkbox"/> Adult Signature Re	
<input type="checkbox"/> Adult Signature Re	
Postage	
\$	
Total Postage and	
\$	
Sent To	Christie L. Smith
Street and Apt. No.	1817 Oak Trail West, #102
City, State, ZIP+4®	Clearwater, Florida 33764 LLD 2024032775 PMW
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

CERTIFICATE OF SERVICE

I hereby certify this 4th day of OCTOBER, 2024, that a true copy of the foregoing has been furnished by certified U.S. mail to:

Christie L. Smith
1817 Oak Trail West, #102
Clearwater, Florida 33764



CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2024-032775

NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Commission within 21 days of your receipt of this notice.

If the Commission determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Commission will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. SMITH, CHRISTIE L

CASE NO.: 2024-032775

ELECTION OF RIGHTS

Please read the Letter of License Denial before choosing one of the three options. The Election of Rights is a **legally binding** document. Consult an attorney if you do not understand your options.

You can only select **ONE** of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights **must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Letter of License Denial.**

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Letter of License Denial, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Letter of License Denial.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) **I do not dispute the allegations** of material fact in the Letter of License Denial and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) **I do dispute the allegations** of material fact in the Letter of License Denial and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings (“DOAH”). **I specifically dispute the following facts in the Letter of License Denial** (attach extra pages or write on the back if needed):

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to 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.

Option Three (3) **I do not dispute the allegations** of material fact in the Letter of License Denial and **waive my right** to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as the Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely affected by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

THIS IS A LEGALLY BINDING DOCUMENT. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

Street Address

Street Address (where service shall be made)

City State Zip

City State Zip

Telephone Number Facsimile Number (if any)
Number (if any)

Telephone Number Facsimile

E-mail

E-mail

SIGNATURE

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

EXHIBIT

4

SMITH, CHRISTIE L

Case # 2024032775

License Type: PARI-MUTUEL WAGERING INDIVIDUAL OCCUPATIONAL LICENSE (1021)
Occupation: Individual Animal Owner

Waiver Requested [] Yes [] No

EXHIBIT

A

**ROUTING SLIP
REQUEST FOR WAIVER**

RE: SMITH, CHRISTIE L. – LIC # 13869202
(APPLICANT'S NAME – LICENSE #)

Case No: 2024 03 2775

1021 – Thoroughbred Owner
Occupation Code and Job Title

320 -Tampa Bay Downs
Facility (d/b/a name)

Waiver Referral Date: JUNE 6, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones 7/19/2024
(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: CH 07/22/2024 gR
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, have unpaid fines, been refused a license by any gaming or racing jurisdiction?

[] Yes or [✓] No If yes, in what jurisdiction? _____

Investigative Findings:

- April 11, 1984 Cypress Police Department, FL. – Grand Theft – Felony – Applicant provided a Certified Copy of a Record Search from the Superior Court of California, County of Orange, which stated that no records were found from 01/01/1983 to 12/31/1984 in Orange County, California. – Rap Sheet indicated Convicted and Sentenced to 36 months' probation.
- March 12, 1995 San Diego Sheriff's Office, CA. - Assault with a Deadly Weapon w/o a Gun – Felony - Applicant provided a Certified Copy of a Record Search from the Superior Court of California, County of Orange, which stated that no records were found from 01/01/1983 to 12/31/1984 in Orange County, California.
- February 8, 2008 Sheriff's Office San Diego County, CA. - Possession of Methamphetamines & DUI Habitual – Felonies – Convicted upon a plea of Guilty and Sentenced on May 2, 2008 to 16 months in State Prison and ordered to pay \$600.00 in Fines.
- December 27, 2008 Sheriff's Office San Diego County, CA. - Driving Under the Influence/Habitual – Felony – Convicted upon a plea of Guilty and Sentenced on February 11, 2009 to 3 years in State Prison and ordered to pay \$1,200.00 in Fines.
- January 18, 2019 Allen Park Police Department, MI. - Operating while Intoxicated/Impaired/Controlled Substance 3rd Offense – Felony – Convicted upon a plea of Guilty and Sentenced on February 19, 2019 to 18-months' Probation.

*Please attach Routing Slip to front of case file

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: NORTHERN	Date of Complaint: June 6, 2024	Case Number: 2024 03 2775
Respondent: SMITH, CHRISTIE L. 1817 OAK TRAIL WEST #102 CLEARWATER, FLORIDA 33764 Phone: (248) 242-1223		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 13869202 / 1021		Profession: OWNER	Report Date: July 9, 2024
Period of Investigation: JUNE 7, 2024 – JULY 2, 2024		Type of Report: Final	
<p>Basis of Investigation: This investigation is based upon the submission of Christie L. SMITH's State of Florida Pari-Mutuel Wagering Occupational License dated January 12, 2024, and Waiver Request Form dated April 29, 2024.</p> <p>On January 12, 2024, SMITH applied for a PMW Professional Individual Occupational license (1021) to be licensed as a Thoroughbred Owner at Tampa Bay Downs (TBD). On her application, she answered "Yes" to the question "Have you ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges against you". SMITH disclosed 2019 Felony conviction for DUI in Oakland County, MI.</p> <p>Upon receipt of SMITH's FDLE Criminal History Report, PMW Licensing sent her a Deficiency Letter on January 31, 2024, requesting that she list the following arrests, and provide court disposition records:</p> <ul style="list-style-type: none"> - Orange County, California Arrest(s) – 04/11/1984 - San Diego County, California Arrest(s) – 03/12/1995, 09/12/2005, 03/25/2006, 02/02/2008, 05/14/2008, 12/27/2008 - Madera County, California Arrest(s) – 03/18/2009 - Wayne County, Michigan Arrest(s) – 01/18/2019 <p>On April 29, 2024, SMITH updated her original application to include the following offenses: a felony conviction for DUI in San Diego, California on 02/08/2008; another felony conviction for DUI in San Diego, California on 12/27/2008; and a felony offense for DUI in Wayne County, Michigan on 01/18/2019. She also listed two misdemeanor offenses for DUI in San Diego, California, and two unknown offenses, stating "no record".</p>			
Related Case:			
Investigations Specialist II / Date <i>/s/ Lee Ann Rounds</i> Lee Ann Rounds / July 9, 2024		Approved by Investigator Supervisor / Date <i>C. Derek Washington</i> <i>/s/</i> C. Derek Washington / July 12, 2024	
Chief of Investigations / Date <i>/s/ Bradford D. Jones</i> Bradford D. Jones / July 19, 2024			

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 4/11/1984		Arresting Agency: Cypress Police Department, Orange County, CA.			
OFFENSE					
	CHARGE	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Grand Theft Property	Felony	Unknown	Convicted	Unknown
2					
3					
4					

SENTENCE
SMITH was sentenced to 36 months' probation according to the Rap Sheet.

Additional Information: SMITH provided a Certified Copy of a Record Search from the Superior Court of California, Orange County, which stated that no records were found from 01/01/1983 to 12/31/1984 in Orange County, California. On June 27, 2024, I spoke with the Records Clerk, EVA, from the West Orange County Court, (657-622-5900), who informed me that there were no records available.

Arrest 2					
Date of Arrest: 03/12/1995		Arresting Agency: San Diego Sheriff's Office, CA			
OFFENSE					
	Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Assault with a Deadly Weapon w/o a Gun - Case number 034298	Felony	Unknown	Unknown	Unknown
2					
3					
4					

SENTENCE
Unknown

Additional Information: SMITH presented a Certified Copy from the Superior Court of California, County of San Diego, indicating that records were unavailable for case CN034298. I made several attempts to contact the County of San Diego Central Courthouse and the Judicial Court of San Diego (619-844-2700 and 619-844-2400) on June 27, 2024, and on June 28, 2024, but unfortunately, I did not receive a response.

CONTINUATION

CRIMINAL HISTORY

Arrest 3					
Date of Arrest: 02/08/2008		Arresting Agency: Sheriff's Office San Diego County, CA			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Possession of Methamphetamines	Felony	Guilty	Convicted	05/02/2008
2	Driving Under the Influence	Misdemeanor	Guilty	Convicted	05/02/2008
3	Breathalyzer 0.08 or higher	Misdemeanor	Guilty	Convicted	05/02/2008
4	License Revoked or Suspended	Misdemeanor	Guilty	Convicted	05/02/2008
5	Possession of Drug Paraphernalia	Misdemeanor	Guilty	Convicted	05/02/2008
6	DUI Habitual	Felony	Guilty	Convicted	05/02/2008

SENTENCE
SMITH sentenced to 16 months in State Prison and ordered to pay \$600.00 in fines.

Additional Information: SMITH had probation revoked for Misdemeanor Case Numbers 201633 and 209480 due to this arrest and sentencing.

Arrest 4					
Date of Arrest: 12/27/2008		Arresting Agency: San Diego Sheriff's Office, CA.			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Driving Under the Influence - Habitual	Felony	Guilty	Convicted	02/11/2009
2	Driving while License Revoked or Suspended	Misdemeanor	Guilty	Convicted	02/11/2009
3	No Insurance	Misdemeanor	Guilty	Convicted	02/11/2009
4					

SENTENCE
SMITH sentenced to 3 years in the State Prison and \$1,200.00 in fines.

Additional Information: SMITH to pay restitution in the amount of \$754.98.

CONTINUATION

Arrest 5					
Date of Arrest: 01/18/2019		Arresting Agency: Allen Park Police Department, Wayne County, MI.			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1 Operating while intoxicated/impaired/Controlled Substance 3 rd Offense	Felony	Guilty	Convicted	02/19/2019	
2					
3					
4					

SENTENCE
18-month probation.

Additional Information: Probation discharge at 1 year 6 months on 10/22/2020. **SMITH** paid \$1,548.00 court costs and \$180.00 supervision fees. She completed treatment and 190 hours of community service. She tested negative for drugs and alcohol and had no new criminal activity or pending warrants.

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

3. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

4. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

CONTINUATION

WAIVER INTERVIEW

	YES	NO		
Was a Waiver Interview Conducted?	X			
<table border="1" style="width: 100%;"> <tr> <td style="width: 50%; text-align: center;">Date of Interview: June 17, 2024</td> <td style="width: 50%; text-align: center;">Location of Interview: Tampa Bay Downs</td> </tr> </table>			Date of Interview: June 17, 2024	Location of Interview: Tampa Bay Downs
Date of Interview: June 17, 2024	Location of Interview: Tampa Bay Downs			
	YES	NO		
Was the applicant cooperative?		X		
<p>Additional Comments: Applicant refused to discuss charges from 1984, stating there are no records remaining regarding this charge. Applicant refused to discuss charges from 1995 stating there are no records remaining regarding this charge; although, she denied any charge for Assault.</p>				

SUMMARY OF INTERVIEW:

Upon discussing **SMITH's** first application, she conveyed that she did not disclose her criminal history prior to her 2019 Felony arrest because she believed that any criminal history older than 10 years was not required by the Commission.

When I attempted to discuss **SMITH's** 1984 offense for Grand Theft Property in California, she declined to discuss the charges, stating that she was sentenced to 36 months' probation and had fines assessed. She did not provide details and instead mentioned that she had provided a certified copy from Orange County indicating that no records were found. Likewise, when discussing **SMITH's** 1995 offense for Assault with a Deadly Weapon without a Gun in California, she refused to discuss the charges, denied any charge of Assault, and declined to provide further details, stating that she had provided a certified copy from San Diego County that no records were found.

SMITH also mentioned that due to a death in the family in 2005, she ended up with several DUI's, including misdemeanor DUI convictions in California in 2005 and 2006, as well as a Felony DUI charge in 2008 due to it being her third offense. She stated that she served 16 months in State Prison and was released after 9 months for good behavior. In addition, she received another DUI charge at the end of 2008 and was sentenced to 3 years in State Prison, serving 18 months before being released in 2010. She clarified that she was never involved in drugs but admitted to being a binge drinker.

After leaving California and returning to Michigan, **SMITH** states she was sober for nine years, and attending a church-run recovery program. However, in 2019, on her birthday, she decided to drink and was subsequently arrested and charged with a DUI in Wayne County, Michigan. She served probation, paid court costs and fees, attended required treatment programs, completed community service hours, and passed all drug and alcohol tests. She confirmed that she has been sober since then and does not feel the need to drink. Furthermore, she mentioned that she has been residing in Florida for the past 8 months and has been working in an accounting position for 5 months.

CONTINUATION

Additionally, **SMITH** expressed her interest in purchasing a thoroughbred racehorse, hiring a trainer, and starting to race at Gulfstream and Tampa Bay Downs. She revealed her background as an owner, trainer, and groom of harness racehorses, and mentioned that her mother owned thoroughbred racehorses.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **SMITH**.

Case Status: Investigations case forwarded to Licensing.

CONTINUATION

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2024 MAY 15 AM 12:35

DBPR PMW-3180 - Request for Waiver

FLORIDA GAMING
CONTROL COMMISSION



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

TO: Christie Lynne Smith
Full Legal Name of Applicant

[Redacted]
Date of Birth: Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Division Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson, trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Division Director will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Christie Lynne Smith
Signature of Applicant

4-29-24
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM DBPR PMW-3180 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

RECEIVED
JAN 17 2024

2024 JAN 23 AM 11:03

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 - Individual Occupational License Application

FLORIDA GAMING
CONTROL COMMISSION

BY: *[Signature]*

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Last Name <i>[Redacted]</i>		First Name <i>[Redacted]</i>	
Middle Name <i>[Redacted]</i>		Suffix <i>[Redacted]</i>	
Gender <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female			
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
If yes, list the name or names used: <i>Pini</i>			
Race/Ethnicity (optional)			
<input type="checkbox"/> Black or African American		<input type="checkbox"/> Asian or Pacific Islander	
<input checked="" type="checkbox"/> White or Caucasian		<input type="checkbox"/> Hispanic/Latino	
<input type="checkbox"/> Native American or Alaskan Native		<input type="checkbox"/> Other	
Current Mailing Address		Email Address (optional)	
<i>1817 Oak Trail W #102</i>		<i>[Redacted]</i>	
City	State	Zip Code (+4 optional)	Country, if other than USA
<i>Clearwater</i>	<i>FL</i>	<i>33764</i>	
Primary Phone Number		Secondary/Cell Phone Number (optional)	
<i>[Redacted]</i>			
Current Street Address			
<i>1817 Oak Trail W #102</i>			
City	State	Zip Code (+4 optional)	Country, if other than USA
<i>Clearwater</i>	<i>FL</i>	<i>33764</i>	
Type of Occupational License applying for:		Facility where employed and/or doing business:	
<input type="checkbox"/> Pari-Mutuel General Individual <input checked="" type="checkbox"/> Pari-Mutuel Professional Individual		<i>T B D</i>	
<input type="checkbox"/> Cardroom Employee			
Occupation: <i>Owner</i>			
Does your position require access to the Cardroom?		Is this your first time applying for a racing/gaming license in Florida?	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following:			
Stable Name, Kennel Name, or Business Name _____			
Trainer Name (horse or greyhound racing only) <i>Arthur Agostini</i>			
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY			
Type of professional license (attach a copy of Florida professional license):		Florida License Number	
FOR DIVISION USE ONLY			
License Code <i>1021</i>	License # <i>13869202</i>	File # <i>73818</i>	App # <i>250506</i>
Association Code <i>320</i>	Date Received <i>1-17-2024</i>	Entered By <i>[Signature]</i>	License Year <i>2026</i>
License Fee <i>80</i>	FP Date <i>1-12-2024</i>	FP Fee <i>37.25</i>	Total Fee <i>\$117.25</i>
<input type="checkbox"/> Off Temp	<input type="checkbox"/> Waiver Requested	<input checked="" type="checkbox"/> ARCI	<input type="checkbox"/> Enforcement
			<input type="checkbox"/> Minor

Initial application

EXHIBIT #1
PAGE 3/10

102010 pm

2024 JAN 23 AM 11:03

RECEIVED
JAN 17 2024

DBPR PMW-3120 – Individual Occupational License Application
FLORIDA GAMING
CONTROL COMMISSION



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

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below to ensure faster processing.

ALL License Applicants Must Submit:

- Completed Form DBPR PMW-3120 – Print clearly and complete all sections that are not optional in black or blue ink.
- Additional Pages – If necessary to respond to any application questions. *Doc. Court*
- Supporting Legal Documentation – If necessary to respond to background information questions in application.

Three (3) Year Licensing Fee – Make checks or money orders payable to DBPR.

- Pari-Mutuel General Occupational License - \$15.00* * does not include fingerprint fee
- Pari-Mutuel Professional Occupational License - \$80.00*
- Cardroom Employee Occupational License - \$100.00*

(1020) OPEN

Fingerprints – Choose One Option:

- Electronic Fingerprints: Electronic fingerprints must be submitted to the Division through a law enforcement agency or an FDLE approved Livescan Service Provider. Submit electronic fingerprints with the following ORI number: FL920630Z.

IMPORTANT: Electronic fingerprint processing fees must be paid directly to the law enforcement agency or FDLE approved Livescan Service Provider.

Fingerprint Card: Fingerprint cards (FD-258) can be mailed to applicants upon request by contacting the Division at the address or phone number below. Completed fingerprint cards must be mailed to the Division with your application.

IMPORTANT: Fingerprint card processing fees must be paid to the Division. Please see <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> for the current fee amount.

- Fingerprint Resubmission for Renewal and Upgrade Applicants: Applicants timely renewing or upgrading a license need only provide the Division a fingerprint resubmission processing fee. Visit our website or contact us for the current fee amount.

IMPORTANT: Timely submission of renewals must occur within one year of the expiration of applicant's license.

Please mail your completed application, documentation and required fee(s) to:
Department of Business and Professional Regulation
Pari-Mutuel Wagering; Licensing Section
2601 Blair Stone Road, Tallahassee, Florida 32399-1037
Phone: 850.487.1395

EXHIBIT #1
PAGE 4/10

2024 JAN 23 AM 11:03

FLORIDA GAMING

RECEIVED
JAN 17 2024

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
2019	Oakland	MI	DUI	Felony	Completed

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:

I have had DUI's in the past but realized the seriousness and am sober.

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.

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

I certify that I am empowered to execute this application as required by Section 559.79, 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.

Christie Lynne Smith
Signature of Applicant

1-12-24
Date

RECEIVED
JAN 17 2024

2024 JAN 23 AM 11:03

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 - Individual Occupational License Application

FLORIDA GAMING
CONTROL COMMISSION

BY: [Signature]

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number	Birth Date (MM/DD/YYYY)	Gender	
[Redacted]	[Redacted]	<input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	
Middle		Suffix	
Smith		Christie Lynne	
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
If yes, list the name or names used: <u>Bino</u>			
Race/Ethnicity (optional)			
<input type="checkbox"/> Black or African American		<input type="checkbox"/> Asian or Pacific Islander	
<input checked="" type="checkbox"/> White or Caucasian		<input type="checkbox"/> Hispanic/Latino	
		<input type="checkbox"/> Native American or Alaskan Native	
		<input type="checkbox"/> Other	
Current Mailing Address		Email Address (optional)	
<u>1817 Oak Trail W #102</u>		[Redacted]	
City	State	Zip Code	Country, if other than USA
<u>Clearwater</u>	<u>FL</u>	<u>33764</u>	
Primary Phone Number		Secondary/Cell Phone Number (optional)	
[Redacted]			
Current Street Address			
<u>1817 Oak Trail W #102</u>			
City	State	Zip Code (+4 optional)	Country, if other than USA
<u>Clearwater</u>	<u>FL</u>	<u>33764</u>	
Type of Occupational License applying for:		Facility where employed and/or doing business:	
<input type="checkbox"/> Pari-Mutual General Individual <input checked="" type="checkbox"/> Pari-Mutual Professional Individual		<u>T B D</u>	
<input type="checkbox"/> Cardroom Employee			
Occupation: <u>Owner</u>			
Does your position require access to the Cardroom?		Is this your first time applying for a racing/gaming license in Florida?	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a business with a pari-mutuel permit? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following:			
Stable Name, Kennel Name, or Business Name _____			
Trainer Name (horse or greyhound racing only): <u>Arthur Agostini</u>			
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY			
Type of professional license (attach a copy of Florida professional license):		Florida License Number	
FOR DIVISION USE ONLY			
License Code <u>1021</u>	License # <u>13869202</u>	File # <u>73818</u>	App # <u>250506</u>
Association Code <u>320</u>	Date Received <u>1-17-2024</u>	Entered By <u>[Signature]</u>	License Year <u>2026</u>
License Fee <u>80</u>	FP Date <u>1-12-2024</u>	FP Fee <u>37.25</u>	Total Fee <u>\$117.25</u>
Off Temp	Waiver Requested	ARG	Enforcement
			Minor

10201 open

2024 MAY 15 AM 12:35

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3120 - Individual Occupational License Application

FLORIDA GAMING
CONTROL COMMISSION

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number: [REDACTED]	Birth Date: [REDACTED]	Gender: <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	
Middle: <u>Smith Christie</u>		Suffix: <u>hynne</u>	
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
If yes, list the name or names used: <u>Rini, Mistell</u>			
Race/Ethnicity (optional) <input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Current Mailing Address: <u>1817 Oak Trail W #102</u>		Email Address (optional): [REDACTED]	
City: <u>Clearwater</u>	State: <u>FL</u>	Zip Code (+4 optional): <u>33764</u>	Country, if other than USA:
Primary Phone Number: [REDACTED]		Secondary/Cell Phone Number (optional):	
Current Street Address: <u>1817 Oak Trail W #102</u>			
City: <u>Clearwater</u>	State: <u>FL</u>	Zip Code (+4 optional): <u>33764</u>	Country, if other than USA:
Type of Occupational License applying for: <input checked="" type="checkbox"/> Part-Mutuel General Individual <input checked="" type="checkbox"/> Part-Mutuel Professional Individual <input type="checkbox"/> Cardroom Employee		Facility where employed and/or doing business: <u>Tampa Bay Downs</u> <u>Gulfstream - Racing Horses</u>	
Occupation: <u>Racehorse Owner</u>			
Does your position require access to the Cardroom? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Is this your first time applying for a racing/gaming license in Florida? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a business with a part-mutuel permit? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following:			
Stable Name, Kennel Name, or Business Name _____			
Trainer Name (horse or greyhound racing only) <u>Arthur Agostini</u>			
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Type of professional license (attach a copy of Florida professional license):		Florida License Number:	
FOR DIVISION USE ONLY			
License Code _____	License # _____	File # _____	App # _____
Association Code _____	Date Received _____	Entered By _____	License Year _____
License Fee _____	FP Date _____	FP Fee _____	Total Fee _____
Off Temp _____	Waiver Requested _____	ARCI _____	Enforcement _____
			Minor _____

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
4-11-84	Orange County	CA	?? not available	No Records	?? not available
3-12-95	San Diego	CA	not available	No Records	?? No Records
9-12-05	SD	CA	DUI	Misdemeanor	Treatment Program
3-25-06	SD	CA	DUI	Misdemeanor	Treatment Program

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:

I have prior convictions for DUI's from 2005, 2006, 2008 and 2019 which I will include a statement letter concerning those. Please refer to the including letter.

PLEASE READ AND SIGN BELOW

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Christie Dymne Smith
Signature of Applicant

4-29-24
Date

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NECESSARY)

Yes No Have you ever been convicted of, or had adjudication withheld for, a felony or misdemeanor involving forgery, larceny, extortion, conspiracy to defraud, or filing false reports to a government agency, racing or gaming commission or authority, in this state or any other state, or under the laws of the United States?

Yes No Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you? If yes, the court disposition records for all convictions must be submitted with this application and you must list the details in the chart provided below.

DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
2-8-08	SAN Diego	CA	DUI	Felony	16 months prison
12-27-08	San Diego	CA	DUI	Felony	3 years prison
1-18-19	Wayne	MI	DUI	Felony	30 days work release
5-14-08/3-18-09	Madera	CA	No Records	Found - Not Me	

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:

5-14-08, 3-18-09 Madera, CA is not me

I was in State Prison for 2-08-08 & 12-27-08

Please see enclosed letter for statement

PLEASE READ AND SIGN BELOW

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Christe Lynne Smith
Signature of Applicant



4-29-24
Date

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
License Search		Entity Search		Modify License Standing		Maintain License CE Control			

Domain **100 - Division of Pari-Mutuel Wagering**

Logged in as: **Imoree**

VR Home > License Search > License Home

License Fed Tax # [REDACTED] Lic Type 1021 - PMW Professional Individual Occupational Expires On File # 73818 Name SMITH, CHRISTIE L Extended To License # Rank Renewed On Entity # 13869202 Lic Status Applicant		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back																				
Address Street # 1817 Street OAK TRAIL W #102 Line 2 Line 3 City CLEARWATER State FL Zip 33764 Routing																						
Other 1st License Date Rank Date 01/12/2024 Certificate # Method I-S-1018 Status Date 01/12/2024 Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent																						
Select Action <input type="text"/>  																						
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>IOWN - Individual Animal Owner</td> <td>01/12/2024</td> <td></td> </tr> <tr> <td>I</td> <td>TBRD - Thoroughbred</td> <td>01/12/2024</td> <td></td> </tr> <tr> <td>L</td> <td>320 - Tampa Bay Downs</td> <td>01/12/2024</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>01/12/2024</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	C	IOWN - Individual Animal Owner	01/12/2024		I	TBRD - Thoroughbred	01/12/2024		L	320 - Tampa Bay Downs	01/12/2024		Y	3YR - 3 Year License	01/12/2024	
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L	320 - Tampa Bay Downs	01/12/2024																				
Y	3YR - 3 Year License	01/12/2024																				
Alt Keys BEST LIC NBR 13869202																						

 Get Adobe Reader.

EXHIBIT #1
PAGE 10/10

Division of Pari-Mutuel Wagering
Licensing Administrator Review of Occupational License

SMITH, CHRISTIE-13869202

2024-032775

(Applicant's Name– License #)

Case No:

INITIAL APPLICATION RECEIVED:	1/17/2024
Application Deemed Complete:	5/15/2024
If no Request for Waiver received, 90-Day Deadline:	8/13/2024

Waiver Requested: No Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)

Tori Lanier
Application Processor

320-TAMPA BAY DOWNS
Facility (d/b/a name)

INDIVIDUAL ANIMAL OWNER
Occupation Code / Job Title/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 initially? Yes No

Was a deficiency letter issued to request information related to the offense(s)? Yes No

Felony(s): Count(s) Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

Animal Cruelty (Pari-Mutuel Professions)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
04/11/1984	Cypress, CA	Grand Theft Property	F	Unknown	Guilty
03/12/1995	San Diego, CA	Assault Deadly Weapon W/O Gun	F	CN034298	Guilty
02/08/2008	San Diego County, CA	Possession of Methamphetamines & DUI Habitual	F	SCN241821	Guilty
12/27/2008	San Diego County, CA	DUI/Habitual	F	SCN255966	Guilty
01/18/2019	Allen Park, MI	OWI & Controlled Substance	F	19-001448-01-FH	Guilty

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 Commission Initials: CH Date: *06/05/2024*

Comments:



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number [REDACTED]
Date of Birth:
First Name: CHRISTIE
Middle Name:
Last Name: SMITH
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------

CH 07/22/2024

04/11/1984 Offense

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

JUSTICE CENTER:

- Central - 700 Civic Center Dr. West, Santa Ana, CA 92701-4045
- Civil Complex Center - 751 W. Santa Ana Blvd., Santa Ana, CA 92701-4512
- Harbor - 4601 Jamboree Rd., Newport Beach, CA 92660-2595
- Lamoreaux - 341 The City Drive, Orange, CA 92668-3205
- North - 1275 N. Berkeley Ave., P. O. Box 5000, Fullerton, CA 92838-0500
- West - 8141 13th Street, Westminster, CA 92683-4593

RECORD SEARCH RESULTS

AND CERTIFICATION

A search for court records for: Unlimited Civil Limited Civil Small Claims Family Law Probate Juvenile Traffic Criminal has been completed for the above marked Justice Center.

All databases and indexes were searched and produced the following information:

Name: Christi Miskell or Rini DOB: [REDACTED] CA Driver's License: [REDACTED]

Records search for: 01/01/1983 through 12/31/1984

No record(s) found.

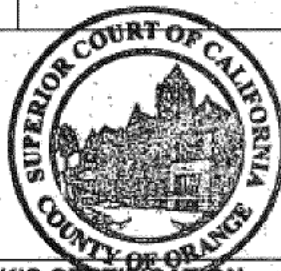
The records you are requesting have been destroyed in accordance with Government Code §68152.

The following court records have been found:

FILE VIOLATION / ISSUE DATE	CASE NUMBER	SHORT TITLE OR CHARGE(S)

See attachment for additional court records:

Date: 03/06/2024



DAVID H. YAMASAKI, Clerk of the Court

By:

[Signature]
DEPUTY CLERK

K. Seedborg

CLERK'S CERTIFICATION

I certify the foregoing information is a true and correct finding of the records searched as listed above.

Date: 03/06/2024



DAVID H. YAMASAKI, Clerk of the Court

By:

[Signature]
DEPUTY CLERK

K. Seedborg

RECEIVED

REQUESTING PARTY (Name and Address) **Christie Smith**
1817 Oak Trail W #102
Clearwater, FL 33764

TELEPHONE NO: [REDACTED] FAX NO. (Optional): [REDACTED]
 E-MAIL ADDRESS: [REDACTED]

2024 MAY 15 AM 12:36
 FLORIDA GAMING
 CONTROL COMMISSION

- SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE**
 JUSTICE CENTER:
- Central - 700 Civic Center Drive West, Santa Ana, CA 92701-4045
 - Costa Mesa - 3390 Harbor Blvd., Costa Mesa, CA 92626-1554
 - Harbor - 4601 Jamboree Road, Newport Beach, CA 92660-2595
 - Lamoreaux - 341 The City Drive South, Orange, CA 92686-3205
 - North - 1275 N. Berkeley Avenue, Fullerton, CA 92838-0500
 - West - 8141 13th Street, Westminster, CA 92683-4593

CASE OR CITATION NUMBER:
 (IF KNOWN)
C-25090???

REQUEST FOR RECORDS SEARCH AND/OR COPIES

INSTRUCTIONS: Please complete the information below to request a record search and/or copies of court records. You will be required to pay necessary fees in advance of the records being provided to you. Please note that some cases are confidential. As to those cases, you must be a party to the case and have valid photo identification, or have a court order, to obtain copies of documents. Juvenile records are not available by mail. Please include a self-addressed, stamped envelope large enough to accommodate the requested documents. If a self-addressed, stamped envelope with sufficient postage is not provided the court will include postage fees when completing the check or posting fees to your credit card.

PLEASE COMPLETE ALL KNOWN INFORMATION

I am requesting a records search copies of court records

Name(s) to be searched: Christi L Miskell
 (FIRST) (MIDDLE) (LAST)

Also Known As (AKA): Christi L Rini
 (FIRST) (MIDDLE) (LAST)

Date of Birth: [REDACTED] Driver's License/ID # [REDACTED]

Business Name to be searched _____

Case Type: Unlimited Civil Limited Civil Small Claims Family Law Probate Criminal Traffic

Date/Year case started: 1983 ????? Date/Year case ended: 04-11-1984

I am looking for: the entire case the documents listed below

Document(s) Requested (please be as specific as possible)	Date Filed	Certify Y/N	Exemptify Y/N
Court Disposition Copy	04-11-1984	Y	N
Arrest Record	04-11-1984	Y	N
Or if not found need a Certified Statement stating no records available	04-11-1984	Y	N

03/12/1995 Offenses

RECEIVED

2024 MAY 15 AM 12:36

FLORIDA GAMING
CONTROL COMMISSION



SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

- CENTRAL DIVISION, CENTRAL COURTHOUSE, 1100 UNION ST., SAN DIEGO, CA 92101
- CENTRAL DIVISION, HALL OF JUSTICE, 330 W. BROADWAY, SAN DIEGO, CA 92101
- CENTRAL DIVISION, KEARNY MESA, 8950 CLAIREMONT MESA BLVD., SAN DIEGO, CA 92123
- CENTRAL DIVISION, JUVENILE COURT, 2851 MEADOW LARK DR., SAN DIEGO, CA 92123
- EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020
- NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92081
- SOUTH COUNTY DIVISION, 500 3RD AVE., CHULA VISTA, CA 91910

Case Number: CN034298

The attached REQUEST OF COPIES is being returned for the reason(s) indicated below.

RECORDS ARE UNAVAILABLE FOR CASE CN034298. 3-12-95

Return this form when you resubmit your document(s) and enclose a self-addressed envelope large enough for all documents, stamped with sufficient postage.

Date: 04/11/2024

Clerk of the Superior Court

by [Signature] Deputy

Check(s) returned Returned to Plaintiff Defendant Attorney via: _____

02/08/2008 - Offense

SCN241821 DA OBC16901

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

CENTRAL NORTH EAST SOUTH SUP READINESS CONF

DATE 04-04-08 AT 09:30 M.

08109748

PRESENT: HON DANIEL B. GOLDSTEIN

JUDGE PRESIDING DEPARTMENT 005

CLERK ALBERGO/CONELI

REPORTER NANCY BLACKHILL #7066

CSR#

REPORTER'S ADDRESS: P.O. BOX 120128, SAN DIEGO, CA 92112-0128

THE PEOPLE OF THE STATE OF CALIFORNIA VS.

NISKELL CHRISTI L DEFENDANT

B - P.D. C. KINCHEN ATTORNEY FOR DEFENDANT (PDM/PDP/PC/RETAINED)

DEPUTY DISTRICT ATTORNEY

VIOLATION OF 1) HSI 1377(A) 2) VC 23152(A) 3) VC 23152(B) 4) VC 14601.2(A) 5) HSI 1364 ALLEG(S) VC 23550(A) CT 2 & 3

INT ON FILE / SWN

LANGUAGE

DEFENDANT PRESENT NOT PRESENT NOT PRODUCED

TRIAL 4-24-08

PRELIM / TRIAL DATE CONFIRMED / REMAINS AS SET / VACATED READINESS MOTIONS REMAIN(S) AS SET / VACATED.

DEFENDANT ADVISED OF RIGHTS, WAIVES RIGHTS. DEFT. SWORN & EXAMINED. DEFENDANT WITHDRAWS "NOT GUILTY" PLEA AND NOW PLEADS

GUILTY NOLO CONTENDERE TO:

Count 2) VC 23152(A) Admits VC 23550(A)(3) priors

- PEOPLE V. WEST PLEA COUNSEL & DEFENDANT STIPULATE TO PRELIMINARY / GRAND JURY TRANSCRIPT AS FACTUAL BASIS OF PLEA. ON MOTION OF COURT / PEOPLE / DEFENDANT COUNT(S) REMAINING IS / ARE DISMISSED FOJ / VOP. ON MOTION OF COURT / PEOPLE / DEFENDANT ALLEGATION(S)/PRIOR(S) REMAINING IS / ARE STRICKEN FOJ / VOP. PC 1210 ACCEPTED. DECLINED. PC 1000, DEFERRED ENTRY OF JUDGMENT, GRANTED MOS. / YRS. TIER I / TIER II. DEFENDANT TO PAY \$ ADMIN FEE \$ DEJ RESTITUTION FEE PER PC 1001.90 BY

- DEFT REMANDED TO THE CUSTODY OF SHERIFF WITHOUT BAIL WITH BAIL SET AT / REDUCED TO / INCREASED TO \$ PC 1275. DEFT TO REMAIN AT LIBERTY ON BOND POSTED \$ ON OR / SOR. DEFT ORDERED RELEASED FROM CUSTODY ON OR / SOR PROBATION CASE DISMISSED. ACQUITTED. THIS CASE ONLY.

- WAIVERS: STATUTORY TIME PRELIM / TRIAL / JUDGMENT. PRELIM SPEEDY TRIAL HARVEY / ARDUBON PRESENCE AT POST-SENTENCE HRG. WAIVES ATTY / INTERPRETER CONFLICT FOR THIS HRG. COMPL. DEEMED INFO, IMMED. ARRAIGNMENT (SEE CRM-2A) IMMED. SENTENCING (SEE CRM-2B).

FOURTH AMENDMENT WAIVER: IS IMPOSED AS A CONDITION OF RELEASE / PROBATION. REMAINS IN EFFECT. IS DELETED. PH+S IS SET FOR / CONT'D / TRAILED TO 5-2-08 AT 1300M IN DEPT. 6

ON MOTION OF COURT / PEO. / DEFT. REASON: EST. PRELIM: DAYS LEFT (TRIAL)

- READINESS IS SET FOR / CONT'D TO AT IN DEPT. MOTIONS DUE: BENCH WARRANT TO ISSUE, BAIL SET AT \$ SERVICE FORTHWITH. ORDERED WITHHELD TO BENCH WARRANT ISSUED / ORDERED IS RECALLED / RESCINDED. BAIL IS EXONERATED FORFEITTED. AMOUNT \$ BOND NO. BOND COMPANY AGENT. BAIL FORFEITURE OF IS SET ASIDE / REINSTATED / EXONERATED. SURETY TO PAY \$ W/IN 30 DAYS. FEES WAIVED.

- PROCEEDING SUSPENDED PER PC 1368. MENTAL COMPETENCY EXAMINATION ON AT BY FORENSIC PSYCHIATRY CLINIC. FEMALES, ROOM 1003, CENTRAL COURTHOUSE; MALES, CENTRAL DETENTION FACILITY. HEARING ON AT IN DEPARTMENT CENTRAL COURTHOUSE. THE SHERIFF IS ORDERED TO TRANSPORT DEFENDANT TO AND FROM THE EXAMINATION AND HEARING SHOWN ABOVE.

- REPORT ORDERED: PRESENTENCE. POST-SENTENCE, COPY TO BE SENT DIRECTLY TO DEPT. OF CORRECTIONS PER PC 1203c. DEFENDANT FOUND GUILTY BY JURY VERDICT. COURT FINDING. DEFT. WAIVES POST-SENTENCE INTERVIEW. DEFT. ORDERED TO REMAIN IN COURTROOM UNTIL INTERVIEWED BY COURT PROBATION OFFICER FOR A LIMITED REPORT. DEFENDANT REFERRED TO / ORDERED TO REPORT IMMEDIATELY TO PROBATION DEPT. FOR INTERVIEW: 3977 OHIO STREET, SAN DIEGO 330 W. BROADWAY, 5TH FL, SAN DIEGO 325 S. MELROSE, VISTA 250 E. MAIN ST., 8TH FL, EL CAJON 1727 SWEETWATER ROAD, NATIONAL CITY.

OTHER: Stipulated to 16 Mos. in state prison

EXHIBIT #2 PAGE 7/40

JUDGE OF THE SUPERIOR COURT

SCN241821 DA OBC16901 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

DATE 05-02-08 AT 01:30 M. 08109748 [] CENTRAL [X] NORTH [] EAST [] SOUTH PROB HEAR-SENTENCING

PRESENT: HON DANIEL B. GOLDSTEIN JUDGE PRESIDING DEPARTMENT 005

CLERK ALBERGO/LOMELI K. M... REPORTER NANCY BLACKWILL #7066 CSR#

REPORTER'S ADDRESS: P.O. BOX 120128, SAN DIEGO, CA 92112-0128

THE PEOPLE OF THE STATE OF CALIFORNIA

VS.

MISKELL CHRISTI L

DEFENDANT

Brenda Daly DEPUTY DISTRICT ATTORNEY

B - P.O. C. Kinchen

ATTORNEY FOR DEFENDANT (PD) APO / MCO / PCC / RETAINED

VIOLATION OF VC23152(A)

ENH(S) VC23550(a)(3) priors

INTERP. OATH ON FILE / SWN.

PRIOR(S) LANGUAGE

DEFENDANT [X] PRESENT [] NOT PRESENT [] NOT PRODUCED

PR [] DEFENDANT ADVISED OF RIGHTS AND ADMITS / DENIES A VIOLATION OF PROBATION WAIVES HEARING.

RV PROBATION IS / REMAINS: FORMALLY / SUMMARILY [] REVKD [] REINST [] MODIFIED [] CONT [] ST&C [] TERM. [] EXT. TO:

[X] WAIVES ARRAIGNMENT. [] ARRAIGNED FOR JUDGMENT. [] IMPOSITION / EXECUTION OF SENTENCE IS SUSPENDED.

[X] PROBATION IS: [X] DENIED [] GRANTED YEARS (FORMAL / SUMMARY) TO EXPIRE [] CONVERTS TO SUMM. PROB.

[] COMMITMENT TO SHERIFF FOR DAYS. STAYED TO / PNDG. SUCC. COMPL. OF PROB. PAROLE NOT TO BE GRANTED.

[] PERFORM [] DAYS PSP. [] HOURS VOL. WORK AT NONPROFIT ORG. SUBMIT PROOF TO PROBATION / COURT BY

J [] 4TH AMENDMENT WAIVER: IMPOSED. / REMAINS IN EFFECT. / DELETED. [] PROTECTIVE ORDER: ISSUED. / REMAINS IN EFFECT. / MODIFIED. / DELETED.

U [] FURTHER CONDITIONS ARE SET FORTH IN PROBATION ORDER: WORK FURLOUGH, REPORT: TO 551 S. 35TH ST., SAN DIEGO AT 8:00 A.M.

D [X] DEFT. IS COMMITTED TO THE DEPT. OF CORRECTIONS & REHABILITATION [] PER PC 1170(d). [] DIVISION OF JUVENILE JUSTICE [] PER WI 1737

[X] FOR LOWER MIDDLE / UPPER / INDETERMINATE TERM OF 16 YEARS / MONTHS / TO LIFE

ON COUNT 2 CODE & NO. VC23152(a) [] PRINCIPAL COUNT. [] STIPULATED SENTENCE

G [] DEFENDANT SENTENCED PER PC 867(b)-(1)/1170.12. [X] NOTICE OF FIREARMS PROHIBITION GIVEN PER PC 12021.

M [] NO VISITATION PER PC 1202.05. VICTIM IS UNDER 18 YRS. OF AGE. DA TO COMPLY WITH NOTICES.

E [] DEFT. ADVISED RE: PAROLE / APPEAL RIGHTS. [] DEFT. TO REGISTER PER [] PC 290 [] HS 11590 [] PC 457.1 [] PC 186.30

[X] TESTING: [] COMPLIANCE WITH PC 298 VERIFIED. [X] DNA. PER PC 298. [] HIV PER PC 1202.1.

N [X] DEFENDANT TO PAY: FINE OF \$ INCLUDING PENALTY ASSESSMENT. [] \$ LAB FEE PER HS 11372.5(a) AND \$ DRUG

T PROGRAM FEE PER HS 11372.7(a) FOR EACH QUALIFYING OFFENSE. [] COURT SECURITY FEE OF \$ [] BOOKING FEES. [] PROBATION COSTS.

REST. FINES: \$ 300 PER PC 1202.4(b). [X] F/W PER PC 2085.5. \$ 300 PER PC 1202.44 / PC 1202.45 SUSP. UNLESS PROB. / PAROLE REVKD.

[] PROBATION HAVING BEEN FORMALLY REVOKED, THE PREVIOUS RESTITUTION FINE OF \$ SUSPENDED PER PC 1202.44, IS NOW DUE.

[] RESTITUTION TO VICTIM(S) PER P.O.'S REPORT / REST. FUND PER PC 1202.4(f) OF \$ / IN AN AMT. TO BE DETERMINED. [] JOINT & SEVERAL

[] COURT-APPT. ATTORNEY FEES OF \$ [] AT COMBINED RATE OF \$ PER MONTH TO START 60 DAYS AFTER RELEASE / ON

[] DEFT. TO REPORT TO [] PROBATION [] REVENUE & RECOVERY [] COURT COLLECTIONS [] FORTHWITH. [] WITHIN 72 HOURS OF RELEASE FROM CUSTODY.

C [X] DEFENDANT REMANDED TO CUSTODY OF SHERIFF [X] WITHOUT BAIL. [] WITH BAIL SET AT \$

U [] MAY BE RELEASED TO REP. OF PD / PROB. APPROVED RES. TREATMENT PROG. [] STAY / SERVE BAL. OF CUST. [] WHEN BED AVAIL. [] AFTER CUST.

T [] DEFENDANT ORDERED RELEASED FROM CUSTODY [] ON PROBATION. [] ON OWN / SUPERVISED RECOGNIZANCE. [] ON DEJ. [] THIS CASE ONLY.

[] DEFENDANT TO REMAIN AT LIBERTY [] ON BOND POSTED \$ [] ON PROBATION. [] ON DEJ. [] ON OWN / SUPERVISED RECOGNIZANCE.

F [] DEFENDANT: [] WAIVES STATUTORY TIME FOR PRONOUNCEMENT OF JUDGMENT. [] IS REFERRED FOR DIAGNOSTIC EVALUATION PER PC 1203.03. / WI 707.2.

U [] CONTINUED TO / SET FOR AT IN DEPT. ON MOTION

OF COURT / DDA / DEFENDANT / PROBATION OFFICER. REASON:

[] TO BE HEARD CONCURRENTLY WITH PRELIMINARY HEARING IN CASE [] TO TRAIL CASE

B [] BENCH WARRANT TO ISSUE, BAIL SET AT \$ [] SERVICE FORTHWITH. [] ORDERED WITHHELD TO

[] BENCH WARRANT ISSUED / ORDERED IS RECALLED / RESCINDED.

[] DECL. OF NON-COLLUSION & RE-ASSUMPTION OF LIABILITY FILED. [] BAIL FORF. IS SET ASIDE. [] BAIL IS [] REINSTATED. [] EXONERATED. [] FORFEITED.

[] UPON PAYMENT OF COURT COST \$ WITHIN 30 DAYS. COST WAIVED. BOND AMT \$ BOND NO.

BOND COMPANY AGENT

M [] PROCEEDINGS SUSPENDED [] PER PC 1368, MENTAL COMPETENCY. (SEE BELOW FOR DATES OF EXAMINATION AND HEARING.)

[] PER WI 3051, ADDICTION OR DANGER OF ADDICTION. SERVICE OF PETITION:

[] ALL PROPERTY IMPOUNDED, SEIZED, OR HELD IN CUSTODY IN THIS CASE TO BE DISPOSED OF PER POSSESSING AGENCY'S POLICY.

[] PROBATION: PREPARE SUPP. REPT. / SUBMIT POST-SENT. REPT. TO CDCR PER PC 1203c. CLERK: REGISTRAR OF VOTERS. ABSTRACT B.A.C.

[] SEE ATTACHED MINUTES FOR ADDITIONAL ORDERS. [] CONCURRENT WITH / CONSECUTIVE TO.

EXHIBIT #2 PAGE 8/40

SEP 30 2008 INITIATED JURIS CCMS LW

Distribution by on 5/2/8 to JAIL DEF ATTY. PROB. R&R Other:

**VEHICLE CODE - VEH**

DIVISION 11. RULES OF THE ROAD [21000 - 23336] (*Division 11 enacted by Stats. 1959, Ch. 3.*)

CHAPTER 12. Public Offenses [23100 - 23249.50] (*Chapter 12 enacted by Stats. 1959, Ch. 3.*)

ARTICLE 2. Offenses Involving Alcohol and Drugs [23152 - 23229.1] (*Article 2 added by Stats. 1981, Ch. 940, Sec. 32.*)

23152. (a) It is unlawful for a person who is under the influence of any alcoholic beverage to drive a vehicle.

(b) It is unlawful for a person who has 0.08 percent or more, by weight, of alcohol in his or her blood to drive a vehicle.

For purposes of this article and Section 34501.16, percent, by weight, of alcohol in a person's blood is based upon grams of alcohol per 100 milliliters of blood or grams of alcohol per 210 liters of breath:

In any prosecution under this subdivision, it is a rebuttable presumption that the person had 0.08 percent or more, by weight, of alcohol in his or her blood at the time of driving the vehicle if the person had 0.08 percent or more, by weight, of alcohol in his or her blood at the time of the performance of a chemical test within three hours after the driving.

(c) It is unlawful for a person who is addicted to the use of any drug to drive a vehicle. This subdivision shall not apply to a person who is participating in a narcotic treatment program approved pursuant to Article 3 (commencing with Section 11875) of Chapter 1 of Part 3 of Division 10.5 of the Health and Safety Code.

(d) It is unlawful for a person who has 0.04 percent or more, by weight, of alcohol in his or her blood to drive a commercial motor vehicle, as defined in Section 15210. In a prosecution under this subdivision, it is a rebuttable presumption that the person had 0.04 percent or more, by weight, of alcohol in his or her blood at the time of driving the vehicle if the person had 0.04 percent or more, by weight, of alcohol in his or her blood at the time of the performance of a chemical test within three hours after the driving.

(e) Commencing July 1, 2018, it shall be unlawful for a person who has 0.04 percent or more, by weight, of alcohol in his or her blood to drive a motor vehicle when a passenger for hire is a passenger in the vehicle at the time of the offense. For purposes of this subdivision, "passenger for hire" means a passenger for whom consideration is contributed or expected as a condition of carriage in the vehicle, whether directly or indirectly flowing to the owner, operator, agent, or any other person having an interest in the vehicle. In a prosecution under this subdivision, it is a rebuttable presumption that the person had 0.04 percent or more, by weight, of alcohol in his or her blood at the time of driving the vehicle if the person had 0.04 percent or more, by weight, of alcohol in his or her blood at the time of the performance of a chemical test within three hours after the driving.

(f) It is unlawful for a person who is under the influence of any drug to drive a vehicle.

(g) It is unlawful for a person who is under the combined influence of any alcoholic beverage and drug to drive a vehicle.

(Amended by Stats. 2016, Ch. 765, Sec. 1. (AB 2687) Effective January 1, 2017.)

EXHIBIT #2
PAGE 8/40

**HEALTH AND SAFETY CODE - HSC****DIVISION 10. UNIFORM CONTROLLED SUBSTANCES ACT [11000 - 11651]** (*Division 10 repealed and added by Stats. 1972, Ch. 1407.*)**CHAPTER 6. Offenses and Penalties [11350 - 11392]** (*Chapter 6 added by Stats. 1972, Ch. 1407.*)**ARTICLE 4. Miscellaneous Offenses and Provisions [11364 - 11376.6]** (*Article 4 added by Stats. 1972, Ch. 1407.*)

11364. (a) It is unlawful to possess an opium pipe or any device, contrivance, instrument, or paraphernalia used for unlawfully injecting or smoking (1) a controlled substance specified in subdivision (b), (c), or (e) or paragraph (1) of subdivision (f) of Section 11054, specified in paragraph (14), (15), or (20) of subdivision (d) of Section 11054, specified in subdivision (b) or (c) of Section 11055, or specified in paragraph (2) of subdivision (d) of Section 11055, or (2) a controlled substance that is a narcotic drug classified in Schedule III, IV, or V.

(b) This section shall not apply to hypodermic needles or syringes that have been containerized for safe disposal in a container that meets state and federal standards for disposal of sharps waste.

(c) Until January 1, 2026, as a public health measure intended to prevent the transmission of HIV, viral hepatitis, and other bloodborne diseases among persons who use syringes and hypodermic needles, and to prevent subsequent infection of sexual partners, newborn children, or other persons, this section shall not apply to the possession solely for personal use of hypodermic needles or syringes.

(Amended by Stats. 2020, Ch. 274, Sec. 4. (AB 2077) Effective January 1, 2021.)

**HEALTH AND SAFETY CODE - HSC****DIVISION 10. UNIFORM CONTROLLED SUBSTANCES ACT [11000 - 11651]** (*Division 10 repealed and added by Stats. 1972, Ch. 1407.*)**CHAPTER 6. Offenses and Penalties [11350 - 11392]** (*Chapter 6 added by Stats. 1972, Ch. 1407.*)**ARTICLE 5. Offenses Involving Controlled Substances Formerly Classified as Restricted Dangerous Drugs [11377 - 11382.5]** (*Heading of Article 5 amended by Stats. 1973, Ch. 1078.*)

11377. (a) Except as authorized by law and as otherwise provided in subdivision (b) or Section 11375, or in Article 7 (commencing with Section 4211) of Chapter 9 of Division 2 of the Business and Professions Code, every person who possesses any controlled substance which is (1) classified in Schedule III, IV, or V, and which is not a narcotic drug, (2) specified in subdivision (d) of Section 11054, except paragraphs (13), (14), (15), and (20) of subdivision (d), (3) specified in paragraph (11) of subdivision (c) of Section 11056, (4) specified in paragraph (2) or (3) of subdivision (f) of Section 11054, or (5) specified in subdivision (d), (e), or (f) of Section 11055, unless upon the prescription of a physician, dentist, podiatrist, or veterinarian, licensed to practice in this state, shall be punished by imprisonment in a county jail for a period of not more than one year, except that such person may instead be punished pursuant to subdivision (h) of Section 1170 of the Penal Code if that person has one or more prior convictions for an offense specified in clause (iv) of subparagraph (C) of paragraph (2) of subdivision (e) of Section 667 of the Penal Code or for an offense requiring registration pursuant to subdivision (c) of Section 290 of the Penal Code.

(b) The judge may assess a fine not to exceed seventy dollars (\$70) against any person who violates subdivision (a), with the proceeds of this fine to be used in accordance with Section 1463.23 of the Penal Code. The court shall, however, take into consideration the defendant's ability to pay, and no defendant shall be denied probation because of his or her inability to pay the fine permitted under this subdivision.

(c) It is not unlawful for a person other than the prescription holder to possess a controlled substance described in subdivision (a) if both of the following apply:

- (1) The possession of the controlled substance is at the direction or with the express authorization of the prescription holder.
- (2) The sole intent of the possessor is to deliver the prescription to the prescription holder for its prescribed use or to discard the substance in a lawful manner.

(d) This section does not permit the use of a controlled substance by a person other than the prescription holder or permit the distribution or sale of a controlled substance that is otherwise inconsistent with the prescription.

(Amended (as amended by Proposition 47) by Stats. 2017, Ch. 269, Sec. 6. (SB 811) Effective January 1, 2018. Note: This section was amended on Nov. 4, 2014, by initiative Prop. 47.)

EXHIBIT #2
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**VEHICLE CODE - VEH**

DIVISION 6. DRIVERS' LICENSES [12500 - 15326] (*Heading of Division 6 amended by Stats. 1961, Ch. 1615.*)

CHAPTER 4. Violation of License Provisions [14600 - 14611] (*Chapter 4 enacted by Stats. 1959, Ch. 3.*)

14601.2. (a) A person shall not drive a motor vehicle at any time when that person's driving privilege is suspended or revoked for a conviction of a violation of Section 23152 or 23153 if the person so driving has knowledge of the suspension or revocation.

(b) Except in full compliance with the restriction, a person shall not drive a motor vehicle at any time when that person's driving privilege is restricted if the person so driving has knowledge of the restriction.

(c) Knowledge of the suspension or revocation of the driving privilege shall be conclusively presumed if mailed notice has been given by the department to the person pursuant to Section 13106. Knowledge of the restriction of the driving privilege shall be presumed if notice has been given by the court to the person. The presumption established by this subdivision is a presumption affecting the burden of proof.

(d) A person convicted of a violation of this section shall be punished as follows:

(1) Upon a first conviction, by imprisonment in the county jail for not less than 10 days or more than six months and by a fine of not less than three hundred dollars (\$300) or more than one thousand dollars (\$1,000), unless the person has been designated a habitual traffic offender under subdivision (b) of Section 23546, subdivision (b) of Section 23550, or subdivision (d) of Section 23550.5, in which case the person, in addition, shall be sentenced as provided in paragraph (3) of subdivision (e) of Section 14601.3.

(2) If the offense occurred within five years of a prior offense that resulted in a conviction of a violation of this section or Section 14601, 14601.1, or 14601.5, by imprisonment in the county jail for not less than 30 days or more than one year and by a fine of not less than five hundred dollars (\$500) or more than two thousand dollars (\$2,000), unless the person has been designated a habitual traffic offender under subdivision (b) of Section 23546, subdivision (b) of Section 23550, or subdivision (d) of Section 23550.5, in which case the person, in addition, shall be sentenced as provided in paragraph (3) of subdivision (e) of Section 14601.3.

(e) If a person is convicted of a first offense under this section and is granted probation, the court shall impose as a condition of probation that the person be confined in the county jail for at least 10 days.

(f) If the offense occurred within five years of a prior offense that resulted in a conviction of a violation of this section or Section 14601, 14601.1, or 14601.5 and is granted probation, the court shall impose as a condition of probation that the person be confined in the county jail for at least 30 days.

(g) If a person is convicted of a second or subsequent offense that results in a conviction of this section within seven years, but over five years, of a prior offense that resulted in a conviction of a violation of this section or Section 14601, 14601.1, or 14601.5 and is granted probation, the court shall impose as a condition of probation that the person be confined in the county jail for at least 10 days.

(h) Pursuant to Section 23575, the court shall require a person convicted of a violation of this section to install a certified ignition interlock device on a vehicle the person owns or operates. Upon receipt of the abstract of a conviction under this section, the department shall not reinstate the privilege to operate a motor vehicle until the department receives proof of either the "Verification of Installation" form as described in paragraph (2) of subdivision (h) of Section 13386 or the Judicial Council Form I.D. 100.

(i) This section does not prohibit a person who is participating in, or has completed, an alcohol or drug rehabilitation program from driving a motor vehicle that is owned or utilized by the person's employer, during the course of employment on private property that is owned or utilized by the employer, except an offstreet parking facility, as defined in subdivision (c) of Section 12500.

(j) This section also applies to the operation of an off-highway motor vehicle on those lands that the Chappie-Z'berg Off-Highway Motor Vehicle Law of 1971 (Division 16.5 (commencing with Section 38000)) applies as to off-highway motor vehicles, as described in Section 38001.

(k) If Section 23573 is applicable, then subdivision (h) is not applicable.

(Amended by Stats. 2014, Ch. 71, Sec. 173. (SB 1304) Effective January 1, 2015.)

EXHIBIT #2
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**VEHICLE CODE - VEH**

DIVISION 11.5. SENTENCING FOR DRIVING WHILE UNDER THE INFLUENCE [23500 - 23675] (*Division 11.5 added by Stats. 1998, Ch. 118, Sec. 84.*)

CHAPTER 2. Court Penalties [23530 - 23598] (*Chapter 2 added by Stats. 1998, Ch. 118, Sec. 84.*)

ARTICLE 2. Penalties for a Violation of Section 23152 [23536 - 23552] (*Article 2 added by Stats. 1998, Ch. 118, Sec. 84.*)

23550. (a) If a person is convicted of a violation of Section 23152 and the offense occurred within 10 years of three or more separate violations of Section 23103, as specified in Section 23103.5, or Section 23152 or 23153, or any combination thereof, that resulted in convictions, that person shall be punished by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code, or in a county jail for not less than 180 days nor more than one year, and by a fine of not less than three hundred ninety dollars (\$390) nor more than one thousand dollars (\$1,000). The person's privilege to operate a motor vehicle shall be revoked by the Department of Motor Vehicles pursuant to paragraph (7) of subdivision (a) of Section 13352. The court shall require the person to surrender the driver's license to the court in accordance with Section 13550.

(b) A person convicted of a violation of Section 23152 punishable under this section shall be designated as a habitual traffic offender for a period of three years, subsequent to the conviction. The person shall be advised of this designation pursuant to subdivision (b) of Section 13350.

(Amended by Stats. 2011, Ch. 15, Sec. 614. (AB 109) Effective April 4, 2011. Operative October 1, 2011, by Sec. 636 of Ch. 15, as amended by Stats. 2011, Ch. 39, Sec. 68.)

EXHIBIT #2
PAGE 13/40

12/27/2008 Offense

V S *Ura. Smith, Christi Lynne*

2024 MAY 15, AM 12:40

110

SCN253966 DA OBE75701

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

DATE 02-11-09 AT 09:30 M. 08198195

CENTRAL NORTH EAST SOUTH
SUP READINESS CONF

PRESENT: HON DANIEL B. GOLDSTEIN

JUDGE PRESIDING DEPARTMENT 005

CLERK LOMELI / *Chyd* REPORTER NANCY BLACKWILL #7066 CSR#

REPORTER'S ADDRESS: P.O. BOX 120128, SAN DIEGO, CA 92112-0128

THE PEOPLE OF THE STATE OF CALIFORNIA

RISKELL VS. CHRISTI L
DEFENDANT

DEPUTY DISTRICT ATTORNEY
B - P.D. RICK CRAWFORD / by C. Maize
ATTORNEY FOR DEFENDANT (PD, PO, PCC, RETAINED)

VIOLATION OF 1) VC23152(A) 2) VC23152(B) 3) VC14601.2(A) 4) VC16025(A)
ALLEG(S) VC23550(a) - Ch. 1, 2; VC23550.5(a) - Ch. 1, 2; VC23578 - Ch. 1, 2 INT ON FILE / SWN PR
PRIOR(S) LANGUAGE

DEFENDANT PRESENT NOT PRESENT NOT PRODUCED TRIAL- 315/2009 +11

PRELIM (TRIAL DATE CONFIRMED / REMAINS AS SET) (VACATED) READINESS MOTIONS REMAIN(S) AS SET / VACATED.

DEFENDANT ADVISED OF RIGHTS, WAIVES RIGHTS. DEFT. SWORN & EXAMINED. DEFENDANT WITHDRAWS "NOT GUILTY" PLEA AND NOW PLEADS

GUILTY NOLO CONTENDERE TO: C(2) VC23152(A) w/ PC667(5(b)) / 668
w/ VC23550(5(a))
VC23626

PEOPLE V. WEST PLEA. COUNSEL & DEFENDANT STIPULATE TO PRELIMINARY GRAND JURY TRANSCRIPT AS FACTUAL BASIS OF PLEA

ON MOTION OF COURT (PEOPLE / DEFENDANT COUNT(S)) REMAINING IS / ARE DISMISSED FOJ / VOP

ON MOTION OF COURT (PEOPLE / DEFENDANT ALLEGATION(S) / PRIOR(S)) REMAINING IS / ARE STRICKEN FOJ / VOP

PC 1210 ACCEPTED. DECLINED. PC 1000, DEFERRED ENTRY OF JUDGMENT, GRANTED MOS. / YRS. TIER I / TIER II.

DEFENDANT TO PAY. \$ ADMIN FEE \$ DEJ RESTITUTION FEE PER PC 1001.90 BY

DEFT REMANDED TO THE CUSTODY OF SHERIFF WITHOUT BAIL WITH BAIL SET AT / REDUCED TO / INCREASED TO \$ PC 1275

DEFT TO REMAIN AT LIBERTY ON BOND POSTED \$ ON OR / SOR.

DEFT ORDERED RELEASED FROM CUSTODY ON OR / SOR PROBATION CASE DISMISSED. ACQUITTED. THIS CASE ONLY.

WAIVERS: STATUTORY TIME PRELIM / TRIAL / JUDGMENT. PRELIM SPEEDY TRIAL HARVEY / ARBUCKLE PRESENCE AT POST-SENTENCE HRG.

WAIVES ATTY / INTERPRETER CONFLICT FOR THIS HRG. COMPL. DEEMED INFO, IMMED. ARRAIGNMENT (SEE CRM-2A) IMMED. SENTENCING (SEE CRM-2B).

FOURTH AMENDMENT WAIVER: IS IMPOSED AS A CONDITION OF RELEASE / PROBATION. REMAINS IN EFFECT. IS DELETED.

IS SET FOR / CONT'D / TRAILED TO AT IN DEPT.

ON MOTION OF COURT / PEO. / DEFT. REASON: EST. PRELIM: DAYS LEFT (TRIAL)

READINESS IS SET FOR / CONT'D TO AT IN DEPT. MOTIONS DUE:

BENCH WARRANT TO ISSUE, BAIL SET AT \$ SERVICE FORTHWITH. ORDERED WITHHELD TO

BENCH WARRANT ISSUED / ORDERED IS RECALLED / RESCINDED.

BAIL IS EXONERATED FORFEITED. AMOUNT \$ BOND NO.

BOND COMPANY AGENT

BAIL FORFEITURE OF IS SET ASIDE / REINSTATED / EXONERATED. SURETY TO PAY \$ W/IN 30 DAYS. FEES WAIVED.

PROCEEDING SUSPENDED PER PC 1368. MENTAL COMPETENCY EXAMINATION ON AT

BY FORENSIC PSYCHIATRY CLINIC. FEMALES, ROOM 1003, CENTRAL COURTHOUSE; MALES, CENTRAL DETENTION FACILITY.

HEARING ON AT IN DEPARTMENT CENTRAL COURTHOUSE.

THE SHERIFF IS ORDERED TO TRANSPORT DEFENDANT TO AND FROM THE EXAMINATION AND HEARING SHOWN ABOVE.

REPORT ORDERED: PRESENTENCE. POST-SENTENCE, COPY TO BE SENT DIRECTLY TO DEPT. OF CORRECTIONS PER PC 1203c.

DEFENDANT FOUND GUILTY BY JURY VERDICT. COURT FINDING. DEFT. WAIVES POST-SENTENCE INTERVIEW.

DEFT. ORDERED TO REMAIN IN COURTROOM UNTIL INTERVIEWED BY COURT PROBATION OFFICER FOR A LIMITED REPORT.

DEFENDANT REFERRED TO / ORDERED TO REPORT IMMEDIATELY TO PROBATION DEPT. FOR INTERVIEW: 3977 OHIO STREET, SAN DIEGO

330 W. BROADWAY, 5TH FL., SAN DIEGO 325 S. MELROSE, VISTA 250 E. MAIN ST., 8TH FL., EL CAJON 1727 SWEETWATER ROAD, NATIONAL CITY.

OTHER: *Immediate Sentencing
See CRM 2B*

EXHIBIT #2
PAGE 15/40

JUDGE OF THE SUPERIOR COURT

SDC 25-5966 DA 08875701

2024 MAY 15 AM 12: L0

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

DATE 2-11-09 AT 0930 M.

CENTRAL NORTH EAST SOUTH

Immediate Sentencing

PRESENT: HON DANIEL B. GOLDSTEIN

JUDGE PRESIDING

DEPARTMENT 005

CLERK Chyn

REPORTER Nancy Blackwill, CSR 7038

CSR#

REPORTER'S ADDRESS: P.O. BOX 120128, SAN DIEGO, CA 92112-0128

THE PEOPLE OF THE STATE OF CALIFORNIA

vs. McKell, Christie L

DEPUTY DISTRICT ATTORNEY

Attorney for Defendant by L. Mantz

VIOLATION OF (C2) VC 23152(B)

ENH(S) w/ VC 23150.5(a) VC 23626

PRIOR(S) w/ PC 667.5(b)/668

ATTORNEY FOR DEFENDANT (PD / APD / MCO / PCC / RETAINED)

P.O. None

OATH ON FILE / SWN.

LANGUAGE

DEFENDANT [X] PRESENT [] NOT PRESENT [] NOT PRODUCED

PREV [] DEFENDANT ADVISED OF RIGHTS AND ADMITS / DENIES A VIOLATION OF PROBATION PROBATION IS / REMAINS: FORMALLY / SUMMARILY [] REVKD [] REINST [] MODIFIED [] CONT [] ST&C [] TERMD. [] EXT. TO: WAIVES HEARING.

[X] WAIVES ARRAIGNMENT. [] ARRAIGNED FOR JUDGMENT [] IMPOSITION / EXECUTION OF SENTENCE IS SUSPENDED.

[X] PROBATION IS: [X] DENIED [] GRANTED YEARS (FORMAL / SUMMARY) TO EXPIRE [] CONVERTS TO SUMM. PROB.

[] COMMITMENT TO SHERIFF FOR DAYS. STAYED TO / PNDG. SUCC. COMPL. OF PROB. PAROLE NOT TO BE GRANTED.

[] PERFORM [] DAYS PSP. [] HOURS VOL. WORK AT NONPROFIT ORG. SUBMIT PROOF TO PROBATION / COURT BY

[] 4TH AMENDMENT WAIVER: IMPOSED. / REMAINS IN EFFECT. / DELETED. [] PROTECTIVE ORDER: ISSUED. / REMAINS IN EFFECT. / MODIFIED. / DELETED.

[] FURTHER CONDITIONS ARE SET FORTH IN PROBATION ORDER. WORK FURLOUGH, REPORT: TO 551 S. 35TH ST., SAN DIEGO AT 8:00 A.M.

[X] DEFT. IS COMMITTED TO THE DEPT. OF CORRECTIONS & REHABILITATION [] PER PC 1170(d). [] DIVISION OF JUVENILE JUSTICE [] PER WI 1737

[X] FOR LOWER / MIDDLE / UPPER / INDETERMINATE TERM OF 2 YEARS / MONTHS / TO LIFE

ON COUNT 2 CODE & NO. VC 23152(B) [X] PRINCIPAL COUNT. [] STIPULATED SENTENCE.

CREDIT FOR TIME SERVED	
47	DAYS LOCAL
	DAYS STATE INST.
22	DAYS PC4019 / 2933.1
69	TOTAL DAYS CREDIT

[] DEFENDANT SENTENCED PER PC 667(b)(1)/1170.12. [] NOTICE OF FIREARMS PROHIBITION GIVEN PER PC 12021.

[] NO VISITATION PER PC 1202.05. VICTIM IS UNDER 18 YRS. OF AGE. DA TO COMPLY WITH NOTICES.

[] DEFT. ADVISED RE: PAROLE / APPEAL RIGHTS. [] DEFT. TO REGISTER PER [] PC 290 [] HS 11590 [] PC 457.1 [] PC 186.30

[] TESTING: [] COMPLIANCE WITH PC 296 VERIFIED. [X] DNA PER PC 296. [] HIV PER PC 1202.1.

[] DEFENDANT TO PAY: FINE OF \$ INCLUDING PENALTY ASSESSMENT. \$ LAB FEE PER HS 11372.5(a) AND \$ DRUG

PROGRAM FEE PER HS 11372.7(a) FOR EACH QUALIFYING OFFENSE. [] COURT SECURITY FEE OF \$ [] BOOKING FEES. [] PROBATION COSTS.

REST. FINES: [X] \$ 600 PER PC 1202.4(b). [] F/W PER PC 2085.5. [X] \$ 600 PER PC 1202.44 / PC 1202.45 SUSP. UNLESS PROB. / PAROLE REVKD.

[] PROBATION HAVING BEEN FORMALLY REVOKED, THE PREVIOUS RESTITUTION FINE OF \$ SUSPENDED PER PC 1202.44, IS NOW DUE.

[] RESTITUTION TO VICTIM(S) PER P.O.'S REPORT / REST. FUND PER PC 1202.4(f) OF \$ / IN AN AMT. TO BE DETERMINED. [] JOINT & SEVERAL.

[] COURT-APPT. ATTORNEY FEES OF \$ [] AT COMBINED RATE OF \$ PER MONTH TO START 60 DAYS AFTER RELEASE / ON

[] DEPT. TO REPORT TO [] PROBATION [] REVENUE & RECOVERY [] COURT COLLECTIONS [] FORTHWITH. [] WITHIN 72 HOURS OF RELEASE FROM CUSTODY.

[X] DEFENDANT REMANDED TO CUSTODY OF SHERIFF [X] WITHOUT BAIL. [] WITH BAIL SET AT \$

[] MAY BE RELEASED TO REP. OF PD / PROB. / APPROVED RES. TREATMENT PROG. [] STAY / SERVE BAL. OF CUST. [] WHEN BED AVAIL. [] AFTER CUST.

[] DEFENDANT ORDERED RELEASED FROM CUSTODY [] ON PROBATION. [] ON OWN / SUPERVISED RECOGNIZANCE. [] ON DEJ. [] THIS CASE ONLY.

[] DEFENDANT TO REMAIN AT LIBERTY [] ON BOND POSTED \$ [] ON PROBATION. [] ON DEJ. [] ON OWN / SUPERVISED RECOGNIZANCE.

[X] DEFENDANT: [] WAIVES STATUTORY TIME FOR PRONOUNCEMENT OF JUDGMENT. [] IS REFERRED FOR DIAGNOSTIC EVALUATION PER PC 1203.03. / WI 707.2.

Restitution Hearing CONTINUED TO / SET FOR June 13, 09 AT 1:30 IN DEPT. 5 ON MOTION

OF COURT / DDA / DEFENDANT / PROBATION OFFICER. REASON: Defendants whose presence you R/H -

[] TO BE HEARD CONCURRENTLY WITH PRELIMINARY HEARING IN CASE [] TO TRAIL CASE

[] BENCH WARRANT TO ISSUE. BAIL SET AT \$ [] SERVICE FORTHWITH. [] ORDERED WITHHELD TO

[] BENCH WARRANT ISSUED / ORDERED IS RECALLED / RESCINDED.

[] DECL. OF NON-COLLUSION & RE-ASSUMPTION OF LIABILITY FILED. [] BAIL FORF. IS SET ASIDE. [] BAIL IS [] REINSTATED. [] EXONERATED. [] FORFEITED.

[] UPON PAYMENT OF COURT COST \$ WITHIN 30 DAYS. COST WAIVED. BOND AMT \$ BOND NO.

BOND COMPANY AGENT

[] PROCEEDINGS SUSPENDED [] PER PC 1368, MENTAL COMPETENCY. (SEE BELOW FOR DATES OF EXAMINATION AND HEARING.)

[] PER WI 3051, ADDICTION OR DANGER OF ADDICTION. SERVICE OF PETITION.

[] ALL PROPERTY IMPOUNDED, SEIZED, OR HELD IN CUSTODY IN THIS CASE TO BE DISPOSED OF PER POSSESSING AGENCY'S POLICY.

[X] PROBATION: PREPARE SUPP. REPT. / SUBMIT POST-SENT. REPT. TO CDCR PER PC 1203(c). CLERK: [] REGISTRAR OF VOTERS. [] DMV ABSTRACT B.A.C.

[] SEE ATTACHED MINUTES FOR ADDITIONAL ORDERS. [] CONCURRENT WITH / CONSECUTIVE TO:

As to PC 667.5(b)/668 = 1 year consecutive Total Term 3 years

EXHIBIT #2 PAGE 16/40

DMV online 7-1-11 RSB

aka Smith, Christi L.

2024 MAY 15 AM 12:40

165

SCN255966 DA OBE75701

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

DATE 04-13-09 AT 01:30 M.

08198195 CENTRAL NORTH EAST SOUTH RESTITUTION HRC

PRESENT: HON DANIEL B. GOLDSTEIN JUDGE PRESIDING

DEPARTMENT 005

CLERK L. LOMELI

REPORTER NANCY BLACKWILL #7066 CSR#

REPORTER'S ADDRESS: P.O. BOX 120128, SAN DIEGO, CA 92112-0128

THE PEOPLE OF THE STATE OF CALIFORNIA

VS.

MISKELL CHRISTI L

DEPUTY DISTRICT ATTORNEY

B - P.O.

RICK CRAWFORD

ATTORNEY FOR DEFENDANT (P) APD / MCO / PCC / RETAINED)

VIOLATION OF 2 VC 23152(B)

ENH(S) VC 23550.5(a)-Cl. 2; VC 23626-Cl. 2

P.O. M. D...

PRIOR(S) PC 667.5(b)/668

INTERP. OATH ON FILE SWN. LANGUAGE

DEFENDANT PRESENT NOT PRESENT NOT PRODUCED

DEFENDANT ADVISED OF RIGHTS AND ADMITS / DENIES A VIOLATION OF PROBATION WAIVES HEARING.

PROBATION IS / REMAINS: FORMALLY / SUMMARILY REVOKD REINST MODIFIED CONT ST&C TERMD EXT TO:

WAIVES ARRAIGNMENT. ARRAIGNED FOR JUDGMENT. IMPOSITION / EXECUTION OF SENTENCE IS SUSPENDED.

PROBATION IS: DENIED GRANTED YEARS (FORMAL / SUMMARY) TO EXPIRE CONVERTS TO SUMM. PROB.

COMMITMENT TO SHERIFF FOR DAYS. STAYED-TO / PNDG. SUCC. COMPL. OF PROB. PAROLE NOT TO BE GRANTED.

PERFORM DAYS PSP. HOURS VOL. WORK AT NONPROFIT ORG. SUBMIT PROOF TO PROBATION / COURT BY

4th AMENDMENT WAIVER: IMPOSED. / REMAINS IN EFFECT. / DELETED. PROTECTIVE ORDER: ISSUED. / REMAINS IN EFFECT. / MODIFIED. / DELETED.

FURTHER CONDITIONS ARE SET FORTH IN PROBATION ORDER. WORK FURLOUGH, REPORT: TO 551 S. 35th ST., SAN DIEGO AT 8:00 A.M.

DEFT. IS COMMITTED TO THE DEPT. OF CORRECTIONS & REHABILITATION PER PC 1170(d). DIVISION OF JUVENILE JUSTICE PER WI 1737

FOR LOWER / MIDDLE / UPPER / INDETERMINATE TERM OF YEARS / MONTHS / TO LIFE

ON COUNT CODE & NO. PRINCIPAL COUNT. STIPULATED SENTENCE CREDIT FOR TIME SERVED

DEFENDANT SENTENCED PER PC 667(b)-(1)/1170.12. NOTICE OF FIREARMS PROHIBITION GIVEN PER PC 12021.

NO VISITATION PER PC 1202.05. VICTIM IS UNDER 18 YRS. OF AGE. DA TO COMPLY WITH NOTICES.

DEFT. ADVISED RE: PAROLE / APPEAL RIGHTS. DEFT. TO REGISTER PER PC 290 HS 11590 PC 457.1 PC 186.30

TESTING: COMPLIANCE WITH PC 296 VERIFIED. DNA PER PC 296. HIV PER PC 1202.1

DEFENDANT TO PAY: FINE OF INCLUDING PENALTY ASSESSMENT. LAB FEE PER HS 11372.5(a) AND DRUG

PROGRAM FEE PER HS 11372.7(a) FOR EACH QUALIFYING OFFENSE. COURT SECURITY FEE OF BOOKING FEES. PROBATION COSTS.

REST FINES: PER PC 1202.4(b). FW PER PC 2085.5. PER PC 1202.44 / PC 1202.45 SUSP. UNLESS PROB. / PAROLE REVOKD.

PROBATION HAVING BEEN FORMALLY REVOKED, THE PREVIOUS RESTITUTION FINE OF \$ SUSPENDED PER PC 1202.44, IS NOW DUE.

RESTITUTION TO VICTIM(S) PER P.O.'S REPORT / REST. FUND PER PC 1202.4(f) OF \$ / IN AN AMT. TO BE DETERMINED. JOINT & SEVERAL.

COURT-APPT. ATTORNEY FEES OF \$ AT COMBINED RATE OF \$ PER MONTH TO START 60 DAYS AFTER RELEASE / ON

DEFT. TO REPORT TO PROBATION REVENUE & RECOVERY COURT COLLECTIONS FORTHWITH. WITHIN 72 HOURS OF RELEASE FROM CUSTODY.

DEFENDANT REMANDED TO CUSTODY OF SHERIFF WITHOUT BAIL. MAY BE RELEASED TO REP. OF PD / PROB / APPROVED RES. TREATMENT PROG.

DEFENDANT ORDERED RELEASED FROM CUSTODY ON PROBATION. ON OWN / SUPERVISED RECOGNIZANCE. ON OWN / SUPERVISED RECOGNIZANCE.

DEFENDANT TO REMAIN AT LIBERTY ON BOND POSTED \$ ON PROBATION. ON DEJ. ON OWN / SUPERVISED RECOGNIZANCE.

DEFENDANT: WAIVES STATUTORY TIME FOR PRONOUNCEMENT OF JUDGMENT. IS REFERRED FOR DIAGNOSTIC EVALUATION PER PC 1203.03. / WI 707.2

CONTINUED TO / SET FOR AT IN DEPT. ON MOTION

OF COURT / DDA / DEFENDANT / PROBATION OFFICER. REASON: TO BE HEARD CONCURRENTLY WITH PRELIMINARY HEARING IN CASE TO TRAIL CASE

BENCH WARRANT TO ISSUE, BAIL SET AT \$ SERVICE FORTHWITH. ORDERED WITHHELD TO

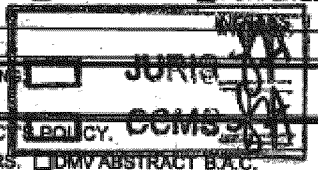
BENCH WARRANT ISSUED / ORDERED IS RECALLED / RESCINDED.

DECL. OF NON-COLLUSION & RE-ASSUMPTION OF LIABILITY FILED. BAIL FORF. IS SET ASIDE. BAIL IS REINSTATED. EXONERATED. FORFEITED.

UPON PAYMENT OF COURT COST \$ WITHIN 30 DAYS. COST WAIVED. BOND AMT \$ BOND NO. BOND COMPANY AGENT

PROCEEDINGS SUSPENDED PER PC 1368, MENTAL COMPETENCY. (SEE BELOW FOR DATES OF EXAMINATION AND HEARING) PER WI 3051, ADDICTION OR DANGER OF ADDICTION. SERVICE OF PETITION:

ALL PROPERTY IMPOUNDED, SEIZED, OR HELD IN CUSTODY IN THIS CASE TO BE DISPOSED OF PER POSSESSING AGENCY POLICY. PROBATION: PREPARE SUPP. REPT. / SUBMIT POST-SENT. REPT. TO CDCR PER PC 1203c. CLERK: REGISTRAR OF VOTERS. DMV ABSTRACT B.A.C. SEE ATTACHED MINUTES FOR ADDITIONAL ORDERS. CONCURRENT WITH / CONSECUTIVE TO:



Stipulated amount of restitution is set at \$754.98 to Dawn Bowler

EXHIBIT #2 PAGE 17/40

**VEHICLE CODE - VEH**

DIVISION 11. RULES OF THE ROAD [21000 - 23336] (*Division 11 enacted by Stats. 1959, Ch. 3.*)

CHAPTER 12. Public Offenses [23100 - 23249.50] (*Chapter 12 enacted by Stats. 1959, Ch. 3.*)

ARTICLE 2. Offenses Involving Alcohol and Drugs [23152 - 23229.1] (*Article 2 added by Stats. 1981, Ch. 940, Sec. 32.*)

23152. (a) It is unlawful for a person who is under the influence of any alcoholic beverage to drive a vehicle.

(b) It is unlawful for a person who has 0.08 percent or more, by weight, of alcohol in his or her blood to drive a vehicle.

For purposes of this article and Section 34501.16, percent, by weight, of alcohol in a person's blood is based upon grams of alcohol per 100 milliliters of blood or grams of alcohol per 210 liters of breath:

In any prosecution under this subdivision, it is a rebuttable presumption that the person had 0.08 percent or more, by weight, of alcohol in his or her blood at the time of driving the vehicle if the person had 0.08 percent or more, by weight, of alcohol in his or her blood at the time of the performance of a chemical test within three hours after the driving.

(c) It is unlawful for a person who is addicted to the use of any drug to drive a vehicle. This subdivision shall not apply to a person who is participating in a narcotic treatment program approved pursuant to Article 3 (commencing with Section 11875) of Chapter 1 of Part 3 of Division 10.5 of the Health and Safety Code.

(d) It is unlawful for a person who has 0.04 percent or more, by weight, of alcohol in his or her blood to drive a commercial motor vehicle, as defined in Section 15210. In a prosecution under this subdivision, it is a rebuttable presumption that the person had 0.04 percent or more, by weight, of alcohol in his or her blood at the time of driving the vehicle if the person had 0.04 percent or more, by weight, of alcohol in his or her blood at the time of the performance of a chemical test within three hours after the driving.

(e) Commencing July 1, 2018, it shall be unlawful for a person who has 0.04 percent or more, by weight, of alcohol in his or her blood to drive a motor vehicle when a passenger for hire is a passenger in the vehicle at the time of the offense. For purposes of this subdivision, "passenger for hire" means a passenger for whom consideration is contributed or expected as a condition of carriage in the vehicle, whether directly or indirectly flowing to the owner, operator, agent, or any other person having an interest in the vehicle. In a prosecution under this subdivision, it is a rebuttable presumption that the person had 0.04 percent or more, by weight, of alcohol in his or her blood at the time of driving the vehicle if the person had 0.04 percent or more, by weight, of alcohol in his or her blood at the time of the performance of a chemical test within three hours after the driving.

(f) It is unlawful for a person who is under the influence of any drug to drive a vehicle.

(g) It is unlawful for a person who is under the combined influence of any alcoholic beverage and drug to drive a vehicle.

(Amended by Stats. 2016, Ch. 765, Sec. 1. (AB 2687) Effective January 1, 2017.)

EXHIBIT #2
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**VEHICLE CODE - VEH**

DIVISION 6. DRIVERS' LICENSES [12500 - 15326] (*Heading of Division 6 amended by Stats. 1961, Ch. 1615.*)

CHAPTER 4. Violation of License Provisions [14600 - 14611] (*Chapter 4 enacted by Stats. 1959, Ch. 3.*)

14601.2. (a) A person shall not drive a motor vehicle at any time when that person's driving privilege is suspended or revoked for a conviction of a violation of Section 23152 or 23153 if the person so driving has knowledge of the suspension or revocation.

(b) Except in full compliance with the restriction, a person shall not drive a motor vehicle at any time when that person's driving privilege is restricted if the person so driving has knowledge of the restriction.

(c) Knowledge of the suspension or revocation of the driving privilege shall be conclusively presumed if mailed notice has been given by the department to the person pursuant to Section 13106. Knowledge of the restriction of the driving privilege shall be presumed if notice has been given by the court to the person. The presumption established by this subdivision is a presumption affecting the burden of proof.

(d) A person convicted of a violation of this section shall be punished as follows:

(1) Upon a first conviction, by imprisonment in the county jail for not less than 10 days or more than six months and by a fine of not less than three hundred dollars (\$300) or more than one thousand dollars (\$1,000), unless the person has been designated a habitual traffic offender under subdivision (b) of Section 23546, subdivision (b) of Section 23550, or subdivision (d) of Section 23550.5, in which case the person, in addition, shall be sentenced as provided in paragraph (3) of subdivision (e) of Section 14601.3.

(2) If the offense occurred within five years of a prior offense that resulted in a conviction of a violation of this section or Section 14601, 14601.1, or 14601.5, by imprisonment in the county jail for not less than 30 days or more than one year and by a fine of not less than five hundred dollars (\$500) or more than two thousand dollars (\$2,000), unless the person has been designated a habitual traffic offender under subdivision (b) of Section 23546, subdivision (b) of Section 23550, or subdivision (d) of Section 23550.5, in which case the person, in addition, shall be sentenced as provided in paragraph (3) of subdivision (e) of Section 14601.3.

(e) If a person is convicted of a first offense under this section and is granted probation, the court shall impose as a condition of probation that the person be confined in the county jail for at least 10 days.

(f) If the offense occurred within five years of a prior offense that resulted in a conviction of a violation of this section or Section 14601, 14601.1, or 14601.5 and is granted probation, the court shall impose as a condition of probation that the person be confined in the county jail for at least 30 days.

(g) If a person is convicted of a second or subsequent offense that results in a conviction of this section within seven years, but over five years, of a prior offense that resulted in a conviction of a violation of this section or Section 14601, 14601.1, or 14601.5 and is granted probation, the court shall impose as a condition of probation that the person be confined in the county jail for at least 10 days.

(h) Pursuant to Section 23575, the court shall require a person convicted of a violation of this section to install a certified ignition interlock device on a vehicle the person owns or operates. Upon receipt of the abstract of a conviction under this section, the department shall not reinstate the privilege to operate a motor vehicle until the department receives proof of either the "Verification of Installation" form as described in paragraph (2) of subdivision (h) of Section 13386 or the Judicial Council Form I.D. 100.

(i) This section does not prohibit a person who is participating in, or has completed, an alcohol or drug rehabilitation program from driving a motor vehicle that is owned or utilized by the person's employer, during the course of employment on private property that is owned or utilized by the employer, except an offstreet parking facility, as defined in subdivision (c) of Section 12500.

(j) This section also applies to the operation of an off-highway motor vehicle on those lands that the Chappie-Z'berg Off-Highway Motor Vehicle Law of 1971 (Division 16.5 (commencing with Section 38000)) applies as to off-highway motor vehicles, as described in Section 38001.

(k) If Section 23573 is applicable, then subdivision (h) is not applicable.

(Amended by Stats. 2014, Ch. 71, Sec. 173. (SB 1304) Effective January 1, 2015.)

EXHIBIT #2
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**VEHICLE CODE - VEH****DIVISION 7. FINANCIAL RESPONSIBILITY LAWS [16000 - 16560]** (*Division 7 enacted by Stats. 1959, Ch. 3.*)**CHAPTER 1. Compulsory Financial Responsibility [16000 - 16078]** (*Chapter 1 repealed and added by Stats. 1974, Ch. 1409.*)**ARTICLE 2. Financial Responsibility [16020 - 16033]** (*Article 2 added by Stats. 1974, Ch. 1409.*)

16028. (a) Upon the demand of a peace officer pursuant to subdivision (b) or upon the demand of a peace officer or traffic collision investigator pursuant to subdivision (c), every person who drives a motor vehicle upon a highway shall provide evidence of financial responsibility for the vehicle that is in effect at the time the demand is made. The evidence of financial responsibility may be provided using a mobile electronic device. However, a peace officer shall not stop a vehicle for the sole purpose of determining whether the vehicle is being driven in violation of this subdivision.

(b) If a notice to appear is issued for any alleged violation of this code, except a violation specified in Chapter 9 (commencing with Section 22500) of Division 11 or any local ordinance adopted pursuant to that chapter, the cited driver shall furnish written evidence of financial responsibility or may provide electronic verification of evidence of financial responsibility using a mobile electronic device upon request of the peace officer issuing the citation. The peace officer shall request and verify the driver's evidence of financial responsibility, as specified in Section 16020. If the driver fails to provide evidence of financial responsibility at the time the notice to appear is issued, the peace officer may issue the driver a notice to appear for violation of subdivision (a). The notice to appear for violation of subdivision (a) shall be written on the same citation form as the original violation.

(c) If a peace officer, or a regularly employed and salaried employee of a city or county who has been trained as a traffic collision investigator, is summoned to the scene of an accident described in Section 16000, the driver of a motor vehicle that is in any manner involved in the accident shall furnish written evidence of financial responsibility or may provide electronic verification of evidence of financial responsibility using a mobile electronic device upon the request of the peace officer or traffic collision investigator. If the driver fails to provide evidence of financial responsibility when requested, the peace officer may issue the driver a notice to appear for violation of subdivision (a). A traffic collision investigator may cause a notice to appear to be issued for a violation of subdivision (a), upon review of that citation by a peace officer.

(d) (1) If, at the time a notice to appear for a violation of subdivision (a) is issued, the person is driving a motor vehicle owned or leased by the driver's employer, and the vehicle is being driven with the permission of the employer, this section shall apply to the employer rather than the driver. In that case, a notice to appear shall be issued to the employer rather than the driver, and the driver may sign the notice on behalf of the employer.

(2) The driver shall notify the employer of the receipt of the notice issued pursuant to paragraph (1) not later than five days after receipt.

(e) A person issued a notice to appear for a violation of subdivision (a) may personally appear before the clerk of the court, as designated in the notice to appear, and provide written evidence of financial responsibility in a form consistent with Section 16020, showing that the driver was in compliance with that section at the time the notice to appear for violating subdivision (a) was issued. In lieu of the personal appearance, the person may submit by mail to the court written evidence of having had financial responsibility at the time the notice to appear was issued. Upon receipt by the clerk of that written evidence of financial responsibility in a form consistent with Section 16020, further proceedings on the notice to appear for the violation of subdivision (a) shall be dismissed.

(f) For the purposes of this section, "mobile electronic device" means a portable computing and communication device that has a display screen with touch input or a miniature keyboard.

(g) For the purposes of this section, when a person provides evidence of financial responsibility using a mobile electronic device to a peace officer, the peace officer shall only view the evidence of financial responsibility and is prohibited from viewing any other content on the mobile electronic device.

(h) If a person presents a mobile electronic device pursuant to this section, that person assumes all liability for any damage to the mobile electronic device.

(Amended by Stats. 2022, Ch. 295, Sec. 14. (AB 2956) Effective January 1, 2023.)

EXHIBIT #2
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**VEHICLE CODE - VEH**

DIVISION 11.5. SENTENCING FOR DRIVING WHILE UNDER THE INFLUENCE [23500 - 23675] (*Division 11.5 added by Stats. 1998, Ch. 118, Sec. 84.*)

CHAPTER 2. Court Penalties [23530 - 23598] (*Chapter 2 added by Stats. 1998, Ch. 118, Sec. 84.*)

ARTICLE 2. Penalties for a Violation of Section 23152 [23536 - 23552] (*Article 2 added by Stats. 1998, Ch. 118, Sec. 84.*)

23550. (a) If a person is convicted of a violation of Section 23152 and the offense occurred within 10 years of three or more separate violations of Section 23103, as specified in Section 23103.5, or Section 23152 or 23153, or any combination thereof, that resulted in convictions, that person shall be punished by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code, or in a county jail for not less than 180 days nor more than one year, and by a fine of not less than three hundred ninety dollars (\$390) nor more than one thousand dollars (\$1,000). The person's privilege to operate a motor vehicle shall be revoked by the Department of Motor Vehicles pursuant to paragraph (7) of subdivision (a) of Section 13352. The court shall require the person to surrender the driver's license to the court in accordance with Section 13550.

(b) A person convicted of a violation of Section 23152 punishable under this section shall be designated as a habitual traffic offender for a period of three years, subsequent to the conviction. The person shall be advised of this designation pursuant to subdivision (b) of Section 13350.

(Amended by Stats. 2011, Ch. 15, Sec. 614. (AB 109) Effective April 4, 2011. Operative October 1, 2011, by Sec. 636 of Ch. 15, as amended by Stats. 2011, Ch. 39, Sec. 68.)

EXHIBIT #2
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**VEHICLE CODE - VEH**

DIVISION 11.5. SENTENCING FOR DRIVING WHILE UNDER THE INFLUENCE [23500 - 23675] (*Division 11.5 added by Stats. 1998, Ch. 118, Sec. 84.*)

CHAPTER 2. Court Penalties [23530 - 23598] (*Chapter 2 added by Stats. 1998, Ch. 118, Sec. 84.*)

ARTICLE 5. Additional Penalties and Sanctions [23573 - 23582] (*Article 5 added by Stats. 1998, Ch. 118, Sec. 84.*)

23578. In addition to any other provision of this code, if a person is convicted of a violation of Section 23152 or 23153, the court shall consider a concentration of alcohol in the person's blood of 0.15 percent or more, by weight, or the refusal of the person to take a breath or urine test, as a special factor that may justify enhancing the penalties in sentencing, in determining whether to grant probation, and, if probation is granted, in determining additional or enhanced terms and conditions of probation.

(Amended by Stats. 2018, Ch. 177, Sec. 2. (AB 2717) Effective January 1, 2019.)

EXHIBIT #2
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**PENAL CODE - PEN****PART 1. OF CRIMES AND PUNISHMENTS [25 - 680.4] (Part 1 enacted 1872.)****TITLE 16. GENERAL PROVISIONS [654 - 678] (Title 16 enacted 1872.)**

667. (a) (1) A person convicted of a serious felony who previously has been convicted of a serious felony in this state or of any offense committed in another jurisdiction that includes all of the elements of any serious felony, shall receive, in addition to the sentence imposed by the court for the present offense, a five-year enhancement for each such prior conviction on charges brought and tried separately. The terms of the present offense and each enhancement shall run consecutively.

(2) This subdivision shall not be applied when the punishment imposed under other provisions of law would result in a longer term of imprisonment. There is no requirement of prior incarceration or commitment for this subdivision to apply.

(3) The Legislature may increase the length of the enhancement of sentence provided in this subdivision by a statute passed by majority vote of each house thereof.

(4) As used in this subdivision, "serious felony" means a serious felony listed in subdivision (c) of Section 1192.7.

(5) This subdivision does not apply to a person convicted of selling, furnishing, administering, or giving, or offering to sell, furnish, administer, or give to a minor any methamphetamine-related drug or any precursors of methamphetamine unless the prior conviction was for a serious felony described in subparagraph (24) of subdivision (c) of Section 1192.7.

(b) It is the intent of the Legislature in enacting subdivisions (b) to (i), inclusive, to ensure longer prison sentences and greater punishment for those who commit a felony and have been previously convicted of one or more serious or violent felony offenses.

(c) Notwithstanding any other law, if a defendant has been convicted of a felony and it has been pled and proved that the defendant has one or more prior serious or violent felony convictions as defined in subdivision (d), the court shall adhere to each of the following:

(1) There shall not be an aggregate term limitation for purposes of consecutive sentencing for any subsequent felony conviction.

(2) Probation for the current offense shall not be granted, nor shall execution or imposition of the sentence be suspended for any prior offense.

(3) The length of time between the prior serious or violent felony conviction and the current felony conviction shall not affect the imposition of sentence.

(4) There shall not be a commitment to any other facility other than the state prison. Diversion shall not be granted, nor shall the defendant be eligible for commitment to the California Rehabilitation Center as provided in Article 2 (commencing with Section 3050) of Chapter 1 of Division 3 of the Welfare and Institutions Code.

(5) The total amount of credits awarded pursuant to Article 2.5 (commencing with Section 2930) of Chapter 7 of Title 1 of Part 3 shall not exceed one-fifth of the total term of imprisonment imposed and shall not accrue until the defendant is physically placed in the state prison.

(6) If there is a current conviction for more than one felony count not committed on the same occasion, and not arising from the same set of operative facts, the court shall sentence the defendant consecutively on each count pursuant to subdivision (e).

(7) If there is a current conviction for more than one serious or violent felony as described in paragraph (6), the court shall impose the sentence for each conviction consecutive to the sentence for any other conviction for which the defendant may be consecutively sentenced in the manner prescribed by law.

(8) A sentence imposed pursuant to subdivision (e) shall be imposed consecutive to any other sentence that the defendant is already serving, unless otherwise provided by law.

(d) Notwithstanding any other law and for the purposes of subdivisions (b) to (i), inclusive, a prior conviction of a serious or violent felony shall be defined as:

(1) An offense defined in subdivision (c) of Section 667.5 as a violent felony or an offense defined in subdivision (c) of Section 1192.7 as a serious felony in this state. The determination of whether a prior conviction is a prior felony conviction for purposes of subdivisions (b) to (i), inclusive, shall be made upon the date of that prior conviction and is not affected by the sentence imposed unless the sentence automatically, upon the initial sentencing, converts the felony to a misdemeanor. The following dispositions shall not affect the determination that a prior conviction is a prior felony for purposes of subdivisions (b) to (i), inclusive:

(A) The suspension of imposition of judgment or sentence.

(B) The stay of execution of sentence.

(C) The commitment to the State Department of State Hospitals as a mentally disordered sex offender following a conviction of a felony.

(D) The commitment to the California Rehabilitation Center or any other facility whose function is rehabilitative diversion from the state prison.

(2) A prior conviction in another jurisdiction for an offense that, if committed in California, is punishable by imprisonment in the state prison constitutes a prior conviction of a particular serious or violent felony if the prior conviction in the other jurisdiction is for an offense that

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**PENAL CODE - PEN****PART 1. OF CRIMES AND PUNISHMENTS [25 - 680.4] (Part 1 enacted 1872.)****TITLE 16. GENERAL PROVISIONS [654 - 678] (Title 16 enacted 1872.)**

668. Every person who has been convicted in any other state, government, country, or jurisdiction of an offense for which, if committed within this state, that person could have been punished under the laws of this state by imprisonment in the state prison, is punishable for any subsequent crime committed within this state in the manner prescribed by law and to the same extent as if that prior conviction had taken place in a court of this state. The application of this section includes, but is not limited to, all statutes that provide for an enhancement or a term of imprisonment based on a prior conviction or a prior prison term or a term pursuant to subdivision (h) of Section 1170.

(Amended by Stats. 2011, Ch. 15, Sec. 444. (AB 109) Effective April 4, 2011. Operative October 1, 2011, by Sec. 636 of Ch. 15, as amended by Stats. 2011, Ch. 39, Sec. 68.)

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**VEHICLE CODE - VEH**

DIVISION 11.5. SENTENCING FOR DRIVING WHILE UNDER THE INFLUENCE [23500 - 23675] (*Division 11.5 added by Stats. 1998, Ch. 118, Sec. 84.)*

CHAPTER 4. Procedures [23610 - 23675] (*Chapter 4 added by Stats. 1998, Ch. 118, Sec. 84.)*

ARTICLE 2. Prior and Separate Offenses [23620 - 23626] (*Article 2 added by Stats. 1998, Ch. 118, Sec. 84.)*

23626. A conviction of an offense in any state, territory, or possession of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or the Dominion of Canada that, if committed in this state, would be a violation of Section 23152 or 23153 of this code, or Section 191.5 of, or subdivision (a) of Section 192.5 of, the Penal Code, is a conviction of Section 23152 or 23153 of this code, or Section 191.5 of, or subdivision (a) of Section 192.5 of, the Penal Code for the purposes of this code.

(Amended by Stats. 2007, Ch. 747, Sec. 39. Effective January 1, 2008.)

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01/18/2019 Offense

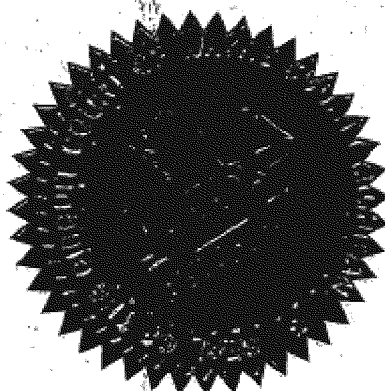
STATE OF MICHIGAN THIRD JUDICIAL CIRCUIT WAYNE COUNTY	DOCUMENT CERTIFICATION	CASE NO. 19-001448-01-FH
---	------------------------	-----------------------------

ORI MI- 821095J Court address 1441 St. Antoine - Detroit, MI 48226 Courtroom Court Telephone No. 313-224-2464

STATE OF MICHIGAN
COUNTY OF WAYNE,
CITY OF DETROIT

} §

I, CATHY M. GARRETT, Clerk of the Third Judicial Circuit Court do hereby certify that the foregoing is currently taken and copied from the original record in the case of People vs. Christie Lynne Smith CASE NO. 19-001448-01-FH now remaining in my office, and of record in said Court, and that the same has been examined and compared by me with the original of said record in said cause, and that it is a correct transcript there from, and of the whole of such original record.



In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court, this 8th day of March in the year two thousand and Twenty-Four

Per [Signature] Cathy M. Garrett Clerk
[Signature] / Deputy Clerk
 Deonna Hughey

Imaged and Filed 9/24/2020 2:04 PM Cathy M. Garrett, Wayne County Clerk /s/ Mia Dove

Approved, SCAO

2024 MAY 15 AM 12:41

Original - Court 2nd copy - defendant
1st copy - Probation Department 3rd copy - Prosecutor

CFJ-149

STATE OF MICHIGAN JUDICIAL CIRCUIT 03rd Circuit Court - Wayne County	MOTION AND ORDER FOR DISCHARGE FROM PROBATION	CASE NO. (1)19001448-01-FH
--	--	-------------------------------

ORI Court Address Frank Murphy Hall of Justice, 1441 St. Antoine Court Telephone No.
MI-MI821095J Detroit, Michigan 48226 (313) 224-2502

THE PEOPLE OF THE STATE OF MICHIGAN Wayne County	v	Defendant's name, address and telephone no. Smith, Christie Lynne 22295 Atlantic Pointe Farmington Hills, Michigan 48336
		CTN 82-19701365-01 TCN SID 5772088W DOB

Date of Probation 4/22/2019	Offense
Term of Probation 1 year, 6 months	(1) 257.6256D - Operating Intoxicated/Impaired/Controlled Substance - 3rd

I respectfully move this court to discharge the defendant from probation for the following reasons:
The discharge date is 10/22/2020. The defendant paid court costs of \$1548.00 and supervision fees of \$180.00 in full.
The defendant completed treatment and 190 hours of community service. She has tested negative for drugs and alcohol.
A recent LEIN reveals no new criminal activity or pending warrants. A discharge from probation is recommended at this time.

Date 09/17/2020
05/20/19

Probation Officer CYNTHIA LAKATOS-MIGAN

Approved: *[Signature]*
Lisa Mobley, Supervisor
Lahser District Probation 498-3031

ORDER OF PROBATION DISCHARGE

1. THE COURT FINDS that all conditions of probation were were not successfully completed.
- The defendant was ordered to:
- a. Drug treatment court and did did not successfully complete the program.
- b. Veterans treatment court and did did not successfully complete the program.
- c. Mental health treatment court and did did not successfully complete the program.
- IT IS ORDERED:
2. The defendant is discharged from probation supervision. Any unfulfilled financial obligations or conditions of the sentence imposed by this court can be pursued according to law.
3. The plea or finding of guilt under the:
- | | |
|--|---|
| <input type="checkbox"/> Controlled Substance Act (MCL 333.7411) | <input type="checkbox"/> Parental Kidnapping Act (MCL 750.350a) |
| <input type="checkbox"/> Drug Treatment Court (MCL 600.1076) | <input type="checkbox"/> Penal Code; Practicing under the influence (MCL 750.430) |
| <input type="checkbox"/> Veterans Treatment Court (MCL 600.1206) | <input type="checkbox"/> Spouse Abuse Act (MCL 769.4a) |
| <input checked="" type="checkbox"/> Mental Health Treatment Court (MCL 600.1095) | |
- is set aside and the case is dismissed. The records of arrest and discharge or dismissal in this case shall be retained as a nonpublic record according to law.
4. The defendant is released from the status of Youthful Trainee under the Holmes Youthful Trainee Act (MCL 762.14) and the case is dismissed. The record of arrest and discharge or dismissal in this case shall be retained as a nonpublic record according to law.
5. The plea or finding of guilt under the Michigan Liquor Control Code; Minor in Possession (MCL 436.1703) is set aside and the case is dismissed. The court shall maintain a nonpublic record of the matter according to law.

Date 9-23-20 Judge/Magistrate Gregory Dear Bill Bar No. P34096

If item 1a, 3, or 4 is checked, the clerk of the court shall advise the Michigan State Police Criminal Justice Information Center of the disposition as required under MCL 769.16a.



**INCIDENT/INVESTIGATION
REPORT**

Agency Name Allen Park Police Department		Case# 2019-00176	
ORI MI 8221200		Date / Time Reported 01/18/2019 22:32 Fri	
Location of Incident 2165 Southfield Rd / Fox Ave, Allen Park MI 48101-		Premise Type Highway / Road / Alley	Last Known Secure 01/18/2019 22:32 Fri
		Zone/Tract	At Found 01/18/2019 22:32 Fri
INCIDENT DATA	#1 Crime Incident(s) (Com) Operating Under The Influence Of Liquor Or Drugs - 54002	Weapon / Tools None	
		Entry	Exit Security
	Activity N		
	#2 Crime Incident ()	Weapon / Tools	
		Entry	Exit Security
	Activity		
	#3 Crime Incident ()	Weapon / Tools	
		Entry	Exit Security
	Activity		

VICTIM	MO		Type: SOCIETY / PUBLIC		Injury:		
	VI	Victim/Business Name (Last, First, Middle)			Victim of Crime #	DOB	Race Sex Relationship To Offender Resident Status Military Branch/Status
					1,	Age	
	Home Address				Home Phone		
	Employer Name/Address				Business Phone		Mobile Phone
	VYR	Make	Model	Style	Color	Lic/Lis	VIN

OTHERS INVOLVED	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)						
	Type:		Injury:				
	Code	Name (Last, First, Middle)	Victim of Crime #	DOB	Race Sex Relationship To Offender Resident Status Military Branch/Status		
				Age			
	Home Address				Home Phone		
	Employer Name/Address				Business Phone		Mobile Phone
	Type:		Injury:				
	Code	Name (Last, First, Middle)	Victim of Crime #	DOB	Race Sex Relationship To Offender Resident Status Military Branch/Status		
				Age			
	Home Address				Home Phone		
	Employer Name/Address				Business Phone		Mobile Phone

1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown ("OJ" = Recovered for Other Jurisdiction)								
VI #	Code	Status From/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number
	88	EVID	\$5.00		1	LICENSE PLATE		
	88	EVID	\$0.00		1	MSP DNA KIT		
	PA	TARG	\$0.00		1	2008 BLK, GODDITGO MI	PONT G6	1G2AL18F487144670

Officer/ID#	WINGER, A. (AP092)		Supervisor	GRANICA, C. (AP027)
Invest ID#	GRANICA, C. (AP027)		Supervisor	GRANSKY, K. (AP026)
Status	Complainant Signature	Case Status <i>Active - Open Case</i>	Case Disposition:	Page 1

INCIDENT/INVESTIGATION REPORT

Allen Park Police Department

Case # 2019-00176

Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown						
	IBR	Status	Quantity	Type Measure	Suspected Type	
D R U G S						

Assisting Officers
WAARA, Z. (AP091)

Suspect Hate / Bias Motivated: *None*

NARRATIVE

RECEIVED

2024 MAY 15 AM 12:42
FLORIDA GAMING
CONTROL COMMISSION

EXHIBIT #2
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REPORTING OFFICER NARRATIVE

Allen Park Police Department

OCA 2019-00176
Date / Time Reported Fri 01/18/2019 22:32

Victim Society	Offense OPERATING UNDER THE INFLUENCE OF
-------------------	---

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

2019-00176
01/19/2019
Ofc. Winger
O.W.I - Felony

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CONTROL COMMISSION

Location: S M-39 / Fox Ave

Offender: Smith, Christie Lynne - [REDACTED]

Target Vehicle: 2006 Pontiac G6 - VIN# [REDACTED]

Property:
Registration Plate: MI - [REDACTED] Repeat Offender Plate Issued
MSP DNA Kit

Details:

On 01/18/2019, I observed the target vehicle traveling on S M-39 near Fox Ave in the center left lane. The driver failed to signal their lane change to the center right lane. I initiated a traffic stop near M-39 and Rosedale Ave. The vehicle continued on S M-39 passing Dix Ave at a slow speed. I activated my emergency siren. The vehicle then turned into the AT&T parking lot and came to a stop.

I made contact with the driver/offender, Christie Smith, who was identified by her Michigan operators license. I noticed the offenders eyes had a glossy gaze along with the odor of intoxicants emitting from her person. The offender admitted she had a couple of drinks before she left her home. At this time I asked the offender to perform field sobriety tests.

ABC's: The offender stated she was able to recite the English Alphabet. The offender stated A through P slowly, slurring letters together. The offender continued and stated Q, R, Z then stopped.

Backward Count: The offender stated she was able to count backward from 89 to 77. The offender completed the test; however, her speech was slurred.

Finger Dexterity: I demonstrated a finger dexterity test for the offender and asked if she could complete it twice. The offender stated she could. The offender failed to touch her fingertips to her thumb and counted in correctly (1,2,3). The offender stopped before completing the test a second time.

At this time I asked the offender to exit the vehicle and perform a walk and turn test. Once out of the vehicle. The odor of intoxicants emitting from the offender grew stronger. I attempted to instruct the offender to the starting position. The offender failed to place her right foot in front of her left in a heel to toe position. The offender lost her balance while getting into the starting position. I then began instruction for the heel to toe steps. The offender stopped me and stated that she was unable to complete the test due to her shoes and weight. The offender then began to walk in a direction that was not instructed to her attempting the heel to toe walk. I stopped the offender and ended the test.

EXHIBIT #2
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REPORTING OFFICER NARRATIVE

Allen Park Police Department

OCA
2019-00176
Date / Time Reported
Fri 01/18/2019 22:32

Victim
Society

Offense
OPERATING UNDER THE INFLUENCE OF

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

At this time I read the offender her PBT rights from the department issued form. The offender consented to a PBT that resulted in a .13BAC. At this time I placed the offender under arrest for O.W.I (tc/dl two sets of handcuffs). Once in the rear of the patrol car, I advised the offender of her charges.

A LEIN query of the offender showed four previous alcohol convictions. The target vehicle was towed to APPD impound lot (TT#78). The attached registration plate (MI: [REDACTED]) was confiscated and a repeat offender plate was issued. DCD entered the plate into LEIN

I transported the offender to APPD for booking. DCD was advised of starting and ending mileage via radio. At APPD I read the offender her chemical test rights verbatim from the back of the DI-177. The offender consented to a breath test. At 2312hrs I checked the offenders mouth for any blood or foreign objects. At 2328hrs the offenders first breath sample resulted in a .12BAC. At 2331hrs the offenders second breath sample resulted in a .11BAC. The DI-177 was completed and Sgt. Gersky entered it into LEIN.

I used the MSP DNA Kit to collect a sample from the offender. The kit was completed, tagged and placed in temporary evidence locker #007. The attached registration plate was confiscated, tagged and placed in temporary evidence locker #001.

I placed the offender in cell #002 and her property in locker #002. All other O.W.I paperwork was completed and distributed appropriately.

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CONTROL COMMISSION

EXHIBIT #2
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Incident Report Suspect List

Allen Park Police Department

OCA: 2019-00176

1 Name (Last, First, Middle) SMITH, CHRISTIE LYNNE		Also Known As				Home Address 22295 ATLANTIC POINTE FARMINGTON HILLS, MI 48336-4342				
Business Address										
DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.
	57	W	F		502	200	BLN	HAZ		
Scars, Marks, Tattoos, or other distinguishing features										
Reported Suspect Detail		Suspect Age		Race	Sex	Eth	Height	Weight		SSN
Weapon, Type	Feature	Make	Model		Color	Caliber	Dir of Travel		Mode of Travel	
Veh Yr/Make/Model		Drs	Style	Color	Lic/St	VIN				
Notes					Physical Char					

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EXHIBIT #2
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Non Disqualifying

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CONTROL COMMISSION

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CONTROL COMMISSION



SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

- CENTRAL DIVISION, CENTRAL COURTHOUSE, 1100 UNION ST., SAN DIEGO, CA 92101
- CENTRAL DIVISION, HALL OF JUSTICE, 330 W. BROADWAY, SAN DIEGO, CA 92101
- CENTRAL DIVISION, KEARNY MESA, 8950 CLAIREMONT MESA BLVD., SAN DIEGO, CA 92123
- CENTRAL DIVISION, JUVENILE COURT, 2851 MEADOW LARK DR., SAN DIEGO, CA 92123
- EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020
- NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92081
- SOUTH COUNTY DIVISION, 500 3RD AVE., CHULA VISTA, CA 91910

Case Number: CN201633; CN209480; CN241821; CN25964

The attached REQUEST FOR POLICE /ARREST REPORT is being returned for the reason(s) indicated below.

THE POLICE /ARREST REPORTS ARE NOT PART OF THE CRIMINAL CASE FILE.
FOR POLICE/ARREST REPORT PLEASE CONTACT ARRESTING AGENCY.

Return this form when you resubmit your document(s) and enclose a self-addressed envelope large enough for all documents, stamped with sufficient postage.

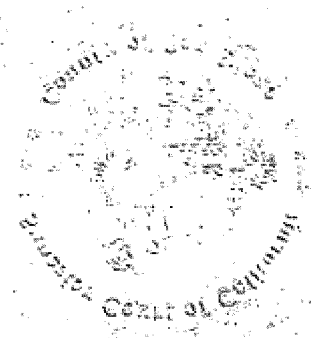
Date: 04/11/2024

Clerk of the Superior Court
by [Signature] Deputy

Check(s) returned Returned to Plaintiff Defendant Attorney via: _____

SDSC ADM-053 (Rev. 2/15)

HALF-SHEET SENDBACK



2024 MAY 15 AM 12:36

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

Central Division East County Division North County Division South County Division
PEOPLE vs. Misbell, Christi STATUS: \$ BB CB (Y/N)
CASE # CN201633 PROS. # DOB: BKG # CTS: days hrs.
DATE: 11.05 AT DEPT. # INTERPRETER: Spanish Sworn Oath on File
JUDGE/COMM/PRO-TEAM: AARON H. KATZ STIP. FILED REPORTER - CSR #
CLERK: C. Acosta TAPE # COUNTER #

CHARGE(S): 2) VCZ3152(b)

FUTURE DATES: K. Waterable C. Counter

Attorney for the People (ODA/DCA) Attorney for the Defendant (PD/APD/PCC/Retained/Counseling)
Defendant present by/with/out counsel In pro per via audio/video not produced in courtroom Defendant failed to appear

4th AMENDMENT WAIVER PREVIOUSLY ORDERED PROTECTIVE ORDER PURSUANT TO PC136.2 PREVIOUSLY ISSUED

Defendant waives arraignment for judgment time for judgment.
PROBATION is GRANTED Formal Summary On the following conditions: DENIED and defendant sentenced as follows:
As to Imposition of sentence is suspended for 3/5 years. As to Imposition of sentence is suspended for 3/5 years.
Defendant sentenced to serve 90/180/365 days in the custody of the Sheriff. EXECUTION OF SENTENCE IS SUSPENDED for 3/5 years.
days custody stayed pending successful completion of probation review hearing.
Violate no laws minor traffic violations excepted.

CUSTODY Serve 90 days hrs. in the custody of the Sheriff; 48 days suspended days hrs. CTS days actual days PC4019)
Serve FORTHWITH Work Release-call within 72 hours for reporting date. Book & Release Report on 11.25.05 at 7:00 p.m.
to: Detention Facility: Central Las Colinas Vista Short Term Work Furlough Serve consecutive to concurrent with:
Consecutive weekends NO Early release. NO Work Release NO County Parole NO ESP/Home Detention
CUSTODY IN LIEU OF \$ fine at \$50.00/\$ per day days PSWP
CUSTODY SATISFIED BY days PSWP days in residential rehabilitation program.

FINES/FEES Attorney Fee \$ 25 Add to Fine Indigent as to Attorney Fees
Pay Fine (Ct. 2) \$ 2000 State Rest End Fine \$ INC Assessment Fee \$ TOTAL DUE:
Fine (Ct. 2) \$ Security Fee \$ INC A/R Fee \$
\$ Admin. Fee \$ (Suspended Amount) \$
Probation Revocation Restitution Fine imposed & suspended \$ 100 (Credit for days served) \$

Payments set at \$ per month beginning on and on the of each month thereafter until paid in full.
The Court finds the defendant has the ability to repay the County of San Diego for costs of Court Appointed Attorney fees. This order is not a condition of probation.

RESTITUTION Pay restitution to the victim of \$ to be determined by Probation, payments through Court Collections
Revenue & Recovery at \$ per month beg. directly to the victim and show proof to the court by at Review Hrg.
See stipulated restitution order. Court retains jurisdiction re: restitution Submit to civil process.

PUBLIC SERVICE WORK PROGRAM (PSWP)/VOLUNTEER WORK COMPLETE
PSWP Call within 72 hrs. to enroll (see reverse) Enroll by: VOLUNTEER WORK at any non-profit organization
days as condition of probation. at organization on Court approved list Other:
days in lieu of fines/fees \$ days custody hours as condition of probation.
days credit for time served/completed hours in lieu of fines/fees \$ days custody
TOTAL days to be completed hours credit for time served/completed.
TOTAL hours to be completed
One day per week authorized Out-of-county work authorized.
To run consecutive to concurrent with Submit proof to the Court by days custody for each day/8 hours missed

ALCOHOL/DRUGS Not drive with a measurable amount of alcohol/drugs in system. Submit to any test at the request of a peace officer for detection
of alcohol/drugs in system. Violate no laws regarding driving a motor vehicle while under the influence or in the possession of alcohol, drugs, or both.
Abstain from alcohol. Not frequent places where alcohol is the primary source of business, except in the course of employment.
Not use or possess any controlled substance without a valid prescription. Submit person, property, place of residence, vehicle, personal effects to search at
any time with or without a warrant, and with or without reasonable cause, when required by a Probation Officer or other law enforcement officer. (to exp.)
Complete a Residential Non-Residential treatment program for days / months. Proof due by

EDUCATION ATTEND AND COMPLETE: First Conviction Program 3/6/9/12 month class
Multiple Conviction Program (SB38) and participate in any treatment or rehabilitation, including antabuse, that may be recom. by the provider.
AA/NA/CA/MA meetings, times per week month for days / months MADD STAR as directed by Assessor.
PROOF OF ENROLLMENT COURSE through Out of County authorized.
COMPLETION by
to the Court at REVIEW HEARING(S) Assessment Unit AND every 30/60/ days THEREAFTER.

DRIVERS LICENSE/VEHICLE Not drive without a valid license and liability insurance VC14607.6 advisal given.
License is suspended by law and defendant may not drive until right to drive is reinstated by the Dept. of Motor Vehicles and Defendant has liability
insurance as is required by law. Right to drive is suspended 6 months 1 year pursuant to VC13202.3(a) - (cont. subs.) VC13202.5 - (under 21)
License to be surrendered to the court by Defendant petitions for a restricted license. Critical need found. Petition granted Petition
denied. License restricted for 18 days mos. Driving permitted to/from work school court ordered activities in course of employment.
Restriction concurrent consecutive to any DMV suspension/action.
Ignition Interlock Device ordered for yrs. see addendum. Not own or operate a vehicle without a functioning IID. IID not ordered (I.O.J.).

MISC. Property impounded/seized by law enforcement or held in the custody of the court is ordered disposed of pursuant to that agency/court policy.
Defendant has provided DNA database samples - PC296(f).

REFERRALS Report forthwith by to Assessment Unit (BAC: 14) Probation Dept. re:
Court Collections Revenue & Recovery and comply with additional conditions of probation imposed. DMG

DEFENDANT IS ORDERED TO APPEAR ON AT IN DEPT FOR: EXHIBIT #2
Sentencing Restitution Execution of Custody C.O.P. Form PAGE 36/40
Review regarding enrollment progress completion. probation conditions noted above.
Set with case(s): for revocation with this matter

OTHER Court does not impose pswp due to fact that

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

Central Division East County Division North County Division South County Division Waivers: Time

PEOPLE vs. MISKELL CHRISTI L STATUS: WT \$: 0000000 BB CB (Y/N)
CASE # CN201633 PROS. # DOB: BKG # CTS: days hrs.
DATE: 11/01/05 AT 8:30 DEPT. # 014 INTERPRETER: Spanish Sworn Oath on File
JUDGE/CLERK: AARON H. KATZ BEA DORNON CSR 4348

CHARGE(S): 1) #VC23152(A) 2) #VC23152(B)

FUTURE DATES: K. WATANABE C. Pointer CONFIRMED VACATED

Attorney for the People (DDA/DCA) Attorney for the Defendant (PD/APD/PCC/Retained/Counseling)
Defendant present by/with/without counsel in pro per via audio/video not produced in courtroom Defendant failed to appear

4th AMENDMENT WAIVER PREVIOUSLY ORDERED PROTECTIVE ORDER PURSUANT TO PC136.2 PREVIOUSLY ISSUED

Case called for FTA Arraignment Bail Review Readiness/DWT Jury Trial Preliminary Examination Motion
DEJ Protective Order Expires: Warrant Ordered/Issued on 10-29-05 Warrant Cleared Warrant Outstanding

CASE TRANSFERRED TO DEPT. TIME ESTIMATE:

Complaint amended by interlineation to read: Amended Amendment to complaint filed charging adding VC23103(a) pursuant to VC23103.5 VC22107, VC21658(a), PC647(f)
as INFRACTION(S) pursuant to PC17(d)(2). other:
Defendant advised of and waives the right to a separate and conflict-free attorney/interpreter for this court appearance.
Defendant duly arraigned and advised of the constitutional and statutory rights as indicated on the reverse side of this minute order.
Acknowledgment of advisal of constitutional rights signed and filed. Defendant has received copy of complaint.
Defendant waives reading of complaint. Def. states true name is Christie Smith on complaint (line)
DEFENDANT PLEADS NOT GUILTY and denies any priors/allegations/separate convictions alleged on amended complaint.
Defendant WAIVES: time for speedy trial 10 day/60 day statutory time for preliminary hearing personal presence per PC977.
jury trial preliminary hearing

COUNSEL REQUEST FOR APPOINTED ATTY. Granted Public Defender Alternate Public Defender Private Conflict Counsel
Atty: Denied Referred to Near Indigent Panel Deft to retain counsel.
The Court finds the defendant is/is not qualified to represent self in PRO PER. Lopez Waiver signed and filed.

CONVICTION Def. is sworn and examined. Defendant withdraws any previously entered plea.

DEFENDANT PLEADS: GUILTY NO CONTEST to: VC23152(a) (b)
Admits separate conviction(s) alleged/ 137641 allegation(s)
charges contained in amended/amendment to complaint: VC23103(a) per 23103.5 as a lesser included offense of
On motion of Court/People/Defendant Court(s): remaining is/are DISMISSED FOJ VOP
On motion of Court/People/Defendant Allegation(s)/Prior(s): remaining is/are STRICKEN FOJ VOP
Plea form executed and filed Peo vs. West BAC: VC23593 advisal given PC686 advisal given
WAIVERS: Harvey Arbuckle Blakely Court finds a knowing and intelligent waiver of constitutional rights and factual basis for the plea.
PC1210 accepted declined Time waived for sentencing, see JUDGMENT.
Stipulated bindover. Case certified as a general jurisdiction matter. Complaint deemed the information.
Defendant to provide DNA database samples as directed by Sheriff or Probation Dept. - PC296(a).

MOTIONS Motion for by People/Defendant with/without objection granted/denied.

PC1000 Defendant's application for reinstatement to Deferred Entry of Judgment granted as to count(s) for mo./yrs.
New term Time waived for sentencing S.D. Rescue Mission Program Enroll by Term to be determined by Assessor.
\$ Admin. fee (PC1001.15) \$ DEJ Restitution fee (PC1001.90). Comply with all orders of Assessor.
\$ credit for time served. TOTAL AMOUNT DUE \$ Forthwith By Waived.
Defendant has satisfactorily COMPLETED the DEJ Program, previously entered plea to count(s) set aside and charges dismissed.
Defendant has FAILED to satisfactorily perform in the DEJ Program: PC1000 set aside and any unpaid fees pertaining thereto deleted.
Court makes a finding of guilt to the charge(s) pled. Time waived for sentencing, see JUDGMENT.

REFERRALS Report forthwith by to Assessment Unit Probation Department
Pre-Sentence Mini Supplemental Psych. Limited re: Drugs / Alcohol / Domestic Violence / Anger Management / Restitution Report Ordered:
Court Collections for payment of Attorney fee \$ Indigent as to Attorney Fees.
The Court finds that the defendant has the ability to repay the County of San Diego for the costs of Court Appointed Attorney fees.

HEARINGS Set/continued on motion of People Defense Opposed Unopposed By Stipulation Statutory time is WAIVED
Re-Attorney at in Dept. Motion/PC1538.5 at in Dept.
Arraignment at in Dept. Jury / Court Trial at in Dept.
Bail Review at in Dept. Sentencing at in Dept.
Readiness/DWT at in Dept. Prob. Hrg. & Sent at in Dept.
Prelim Exam at in Dept. DEJ Hearing at in Dept.
Time Estimate: hr/day Set with case(s): to trail for revocation

OTHER Verbal notice of license suspension (DL 310) signed. Fingerprint form filed.

CUSTODY STATUS Def. REMANDED to custody of Sheriff, bail \$ WITHOUT BAIL Per PC1275 as set
increased reduced Bail Unit Report Ordered re: SOR
Def. RELEASED: on bail previously posted. after booking. DEJ OR/SOR same terms and conditions.
to an authorized representative of: on at
Release Conditions: Attend AA/CA/NA/MA Mtg. per week and submit proof at each court hearing. Abstain from alcohol

2024 MAY 15 AM 12:39

W/152

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

Central Division East County Division North County Division South County Division

Waivers: Time

PEOPLE vs. MISKELL CHRISTI L STATUS: CUST BKG # 05716785
CASE # CN201633 PROS. # DOB: BKG # 05716785
DATE: 05-02-08 AT 01:30 DEPT. # 005 INTERP.
JUDGE/COMM/PRO-TEM: DANIEL B. GOLDSTEIN
CLERK: KMOON

CHARGE(S): 2) VC23152(B) w/ prior
FUTURE DATES: Brenna Daly P.O. C. Kinchen
284TH DAY+ 1YRS
28-26-96

Attorney for the People (DDA / OCA) Attorney for the Defendant (PD) APD / PCC / Retained / Counseling

Defendant is present by (with) / without counsel in pro per via audio/video Defendant is not produced in courtroom failed to appear

4th AMENDMENT WAIVER PREVIOUSLY ORDERED PROTECTIVE ORDER PURSUANT TO PC136.2 PREVIOUSLY ISSUED

Probation: Expires: was revoked on 2-20-08 WARRANT Ordered/Issued on CLEARED OUTSTANDING

Case called for Ex-Parte/ Warrant Review Restitution OSC Evid: Prob. Revocation Sent. After Revoc. HEARING

FOR FAILURE TO ENROLL/COMPLETE: SUBMIT PROOF OF: REPORT TO: REQUEST STAY/REASSIGNMENT TO:

Assessment Pay (balance of) fine/restitution fine/fee \$ @ \$ per mo: due Civil Assessment \$ 1870

Report for days/hrs custody Balance of days PSP hrs. Vol Wk. as condition of probation in lieu of \$ fine

in lieu of days PSP STAR MADD FCP MCP HIV/AIDS Test Results Sale of Vehicle/IID Insurance Drug Testing

AA/NA Mtgs per for # completed Anger Mgmt hr. Parenting Shoplifters HIV/AIDS Educ.

PRRF \$ suspended drug program

Defendant advised of rights: admits denies violation of probation and waives hearing Court finds deft. in violation of probation

PROBATION remains summarily formally REVOKED REINSTATED TERMINATED CONTINUED same terms and conditions

MODIFIED as follows EXTENDED/TOLLED to: new grant see JUDGMENT

Defendant sentenced as follows: Condition SATISFIED as to

COUNSEL Court appoints counsel: Public Defender for hearing.

CUSTODY Commit to Sheriff for 109 days / hours; days suspended CREDITS: 109 days / hours (43 days actual 36 days PC 4019)

Serve FORTHWITH Work Release - call within 72 hours for reporting date. Book & Release Report on at

to: Detention Facility: Central Las Colinas Vista Short Term Work Furlough consecutive concurrent: SCN241821

Consecutive weekends NO Early release NO Work Release NO County Parole NO ESP/Home Detention

CUSTODY IN LIEU OF \$ fine at \$50.00/ \$ per day days PSP residential rehabilitation program.

CUSTODY SATISFIED BY days PSP days in days PSP review hearing.

FINES/FEES Suspension lifted on the Probation Revocation Restitution Fine \$

Civil Assessment remains reduced to \$ balance suspended deleted release abstract to issue.

PREVIOUS BALANCE days/hrs PSP Volunteer Work reconverted to fine

Court administrative fee waived add to fine

Credit for days/hrs Custody Volunteer Work PSP completed

Stayed Suspended pending successful completion of probation REFER to:

Attorney Fee Indigent as to Attorney Fee Add to Fine* Court Collections Credit Agency

TOTAL DUE REPORT FORTHWITH BY

The Court finds the defendant has the ability to repay the County of San Diego for costs of Court Appointed Attorney fees. This order is not a condition of probation.

RESTITUTION Pay restitution to the victim of \$ at \$ per month beginning

directly to the victim and show proof to the court by at Review Hrg. through Court Collections Revenue & Recovery

REPORT FORTHWITH BY See stipulated restitution order: Court retains jurisdiction re: restitution Submit to civil process.

PUBLIC SERVICE PROGRAM (PSP) Re-assignment VOLUNTEER WORK Re-assignment

Call within 72 hrs. to enroll (see reverse) Enroll by: at any non-profit organization

days as condition of probation. at organization on Court approved list Other: hours as condition of probation.

days in lieu of fines/fees \$ days custody hours in lieu of fines/fees \$ days custody/ PSP

days credit for time served/completed additional hours credit for time served/completed TOTAL hours to be completed

One day per week authorized Out of county work authorized

Consecutive to /concurrent with Submit proof to the Court by days custody for each day/8 hours missed

ALCOHOL/DRUGS Abstain from alcohol.

EDUCATION/TESTING RE-ASSIGN Attend while in custody Out of county authorized First Conviction Program 3 / 6 / 9 / 12 month

Educational Component only Multiple Conviction Program STAR MADD Safe Boating Class Anger Mgmt

Parenting Class sessions hours 8 hr. Traffic/Repeat Offender Traffic School Shoplifting Course Call within 72 hours to enroll.

AA / NA / CA / MA meetings times per week month for days/ months as directed by Assessor HIV/AIDS Education

Complete residential non-residential treatment program for days/months

Submit to Sheriff ordered to administer HIV/AIDS TEST pursuant to PC1202.1. PROOF OF Test Results

ENROLLMENT PROGRESS COMPLETION by

to the Court at REVIEW HEARING(S) Assessment Unit AND every 30 / 60 / days THEREAFTER.

DRIVERS LICENSE License is suspended by law and defendant may not drive until right to drive is reinstated by the DMV and defendant has liability

insurance as is required by law. Defendant petitions the Court for a restricted license. Court finds a critical need to drive.

Petition granted denied License is restricted suspended for days months years Defendant may drive to and from work

school court ordered activities in course of employment. Restriction consecutive to any DMV suspension/action. Abstract to issue.

Ignition Interlock Device ordered for yrs. not ordered (I.O.J.) see addendum. Not own or operate a vehicle without a functioning IID.

Defendant sworn, states he/she does not own a vehicle.

REFERRALS Report forthwith by within 72 hours of release return to U.S. to: Probation Dept. re:

Court Collections Revenue & Recovery Assessment Unit BAC: and comply with additional conditions of probation imposed.

Time is waived DEFENDANT IS ORDERED TO APPEAR ON AT IN DEPT SEP 30 2008

Restitution Order to Show Cause Evidentiary Hearing Sentencing After Revocation Review regarding INITIALS

EXHIBIT #2 PAGE 38/40

2024 MAY 15 AM 12:39

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

Central Division East County Division North County Division South County Division
PEOPLE vs. MISKELL CHRISTI L STATUS: ~~REST~~ \$ 20,000
CASE # CN209480 PROS. # DOB: BKG # 06705557 CTS: 5 days 2 hrs.
DATE: 04-05-06 AT 08:30 DEPT. # 001 INTERPRETER:
JUDGE/COMM/PRO:TEM: RICHARD E. MILLS
CLERK: [Signature] TAPE # COUNTER #

CHARGE(S): 1) *VC23152(A) 2) *VC23152(B) 3) PC243(B)
FUTURE DATES: TJ 04-26-06
Attorney for the People (DDA / DCA) Attorney for the Defendant (PD / APD / PCC / Retained / Counseling)
Defendant present by / with / without counsel In pro per via audio/video not produced in courtroom Defendant failed to appear

4th AMENDMENT WAIVER PREVIOUSLY ORDERED PROTECTIVE ORDER PURSUANT TO PC136.2 PREVIOUSLY ISSUED
Case called for FTA Arraignment Bail Review Readiness/DWT Jury Trial Preliminary Examination Motion
DEJ Protective Order Expires:
Warrant Ordered/Issued on Warrant Cleared Warrant Outstanding

CASE TRANSFERRED TO DEPT. TIME ESTIMATE:
Complaint amended by interlineation to read:
Amended Amendment to complaint filed charging adding VC23103 (a) pursuant to VC23103.5 VC22107, VC21658(a), PC647(f)
as INFRACTION(S) pursuant to PC17(d)(2) other:
Defendant advised of and waives the right to a separate and conflict-free attorney / interpreter for this court appearance.
Defendant duly arraigned and advised of the constitutional and statutory rights as indicated on the reverse side of this minute order.
Acknowledgment of advisal of constitutional rights signed and filed. Defendant has received copy of complaint.
Defendant waives reading of complaint. Def. states true name is on complaint [] line)
DEFENDANT PLEADS NOT GUILTY and denies any priors/allegations/separate convictions alleged on amended complaint.
Defendant WAIVES: time for speedy trial 10 day/60 day statutory time for preliminary hearing personal presence per PC977
jury trial preliminary hearing

COUNSEL REQUEST FOR APPOINTED ATTY. Granted Public Defender Alternate Public Defender Private Conflict Counsel
Atty: Denied Referred to Near Indigent Panel Deft to retain counsel.
The Court finds the defendant is is not qualified to represent self in PRO PER. Lopez Waiver signed and filed.

CONVICTION Def. is sworn and examined. Defendant withdraws any previously entered plea.
DEFENDANT PLEADS: GUILTY NO CONTEST TO:
Admits VC 23152(a) x 2 separate conviction(s) alleged/ 2) VC23152(a) / (b) allegation(s)
charges contained in amended/amendment to complaint. VC23103(a) per 23103.5 as a lesser included offense of
On motion of Court/People/Defendant Count(s) remaining is/are DISMISSED FOJ VOP
On motion of Court/People/Defendant Allegation(s)/Prior(s) remaining is/are STRICKEN FOJ VOP
Plea form executed and filed Pco vs. West BAC VC23593 advisal given PC868 advisal given
WAIVERS: Harvey Arbuckle Blakely Court finds a knowing and intelligent waiver of constitutional rights and factual basis for the plea.
PC1210 accepted declined. Time waived for sentencing, see JUDGMENT.
Stipulated bindover. Case certified as a general jurisdiction matter. Complaint deemed the information.
Defendant to provide DNA database samples as directed by Sheriff or Probation Dept. - PC296(a).

MOTIONS Motion for by People/Defendant with/without objection granted/denied.
PC1000 Defendant's application for reinstatement to Deferred Entry of Judgment granted as to count(s) for mo./yrs.
New term Time waived for sentencing S.D. Rescue Mission Program Enroll by Term to be determined by Assessor.
\$ Admin. fee (PC1001.15) \$ DEJ Restitution fee (PC1001.90) Comply with all orders of Assessor.
\$ credit for time served TOTAL AMOUNT DUE \$ Forthwith By Waived.
Defendant has satisfactorily COMPLETED the DEJ Program, previously entered plea to count(s) set aside and charges dismissed.
Defendant has FAILED to satisfactorily perform in the DEJ Program. PC1000 set aside and any unpaid fees pertaining thereto deleted.
Court makes a finding of guilt to the charge(s) pled. Time waived for sentencing, see JUDGMENT.

REFERRALS Report forthwith by to Assessment Unit Probation Department
Pre-Sentence Mini Supplemental Psych. Limited re: Drugs / Alcohol / Domestic Violence / Anger Management / Restitution Report Ordered.
Court Collections for payment of Attorney fee \$ Indigent as to Attorney Fees.
The Court finds that the defendant has the ability to repay the County of San Diego for the costs of Court Appointed Attorney fees.

HEARINGS Set/continued on motion of People Defense Opposed Unopposed By Stipulation, Statutory time is WAIVED
Re-Attorney at in Dept. Motion/PC1538.5 at in Dept.
Arraignment at in Dept. Jury / Court Trial at in Dept.
Bail Review at in Dept. Sentencing 5-23-06 at 830 in Dept.
Readiness/DWT at in Dept. Prob. Hrg. & Sent at in Dept.
Prelim. Exam at in Dept. DEJ Hearing at in Dept.
Time Estimate: hr/day Set with case(s) to trail for revocation

OTHER Verbal notice of license suspension (DL 310) signed. Fingerprint form filed.

EXHIBIT #2
PAGE 39/40

CUSTODY STATUS Def. REMANDED to custody of Sheriff, bail \$ WITHOUT BAIL Per PC1275 as set
increased reduced Ball Unit Report Ordered re: SOR
Def. RELEASED: on bail previously posted after booking DEJ OR/SOR same terms and conditions
to an authorized representative of on at
Release Conditions Attend

2024 MAY 15 AM 12:40

2024 MAY 15 AM 12:40

W/58

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

Central Division East County Division North County Division South County Division

Waivers: Time

PEOPLE vs. NISKELL CHRISTI L STATUS: CUST BKG # 06705557
CASE # CN209480 PROS. # 05-02-08 AT 01:30 DEPT. # 005 INTERP. DANIEL B. GOLDSTEIN
JUDGE/COMM/PRO-TEM: CLERK: K Moore TAPE # COUNTER # 7066

CHARGE(S): 2) VC23152(B) W/VC23546 136TH DAY+ 1YRS
FUTURE DATES: Brenna Daley P.O. C. Kenchem 28-27-94

Defendant is present by with without counsel in pro per via audio/video Defendant is not produced in courtroom failed to appear

4th AMENDMENT WAIVER PREVIOUSLY ORDERED PROTECTIVE ORDER PURSUANT TO PC136.2 PREVIOUSLY ISSUED

Probation: Expires: was revoked on 2/25/08 WARRANT Ordered/Issued on: CLEARED OUTSTANDING
Case called for Ex-Parte/ Warrant Review Restitution OSC Evid. Prob. Revocation Sent. After Revoc. HEARING
FOR FAILURE TO ENROLL/COMPLETE: SUBMIT PROOF OF: REPORT TO: REQUEST STAY/REASSIGNMENT TO:
Assessment Pay (balance of) fine/restitution fine/fee \$ @ \$ per mo. due Civil Assessment \$
Report for days/hrs custody Balance of days PSP hrs. Vol Wk. as condition of probation in lieu of \$ fine
in lieu of days PSP STAR MADD FCP MCP ENHANCED Test Results Sale of Vehicle/IID Insurance Drug Testing
AA/NA Mtgs per for # completed Anger Mgmt Parenting Shoplifters HIV/AIDS Educ.
PRRF \$ suspended

Defendant advised of rights, admits denies violation of probation and waives hearing. Court finds deft. in violation of probation
PROBATION remains summarily formally REVOKED REINSTATED TERMINATED CONTINUED same terms and conditions
MODIFIED as follows EXTENDED/TOLLED to: new grant, see JUDGMENT
Defendant sentenced as follows: Condition SATISFIED as to

COUNSEL Court appoints counsel: Public Defender

CUSTODY Commit to Sheriff for 195 days / house; days suspended CREDITS: 195 days / hours for 131 days actual hearing.
Serve FORTHWITH Work Release - call within 72 hours for reporting date. Book & Release Report on at
to: Detention Facility: Central Las Colinas Vista Short Term Work Furlough consecutive concurrent: SEP 24 2011
Consecutive weekends NO Early release NO Work Release NO County Parole NO ESP/Home Detention
CUSTODY IN LIEU OF \$ fine at \$50.00/ \$ per day days PSP
CUSTODY SATISFIED BY days PSP days in residential rehabilitation program.
days custody stayed pending successful completion of probation review hearing.

FINES/FEES Suspension lifted on the Probation Revocation Restitution Fine \$
Civil Assessment remains reduced to \$ balance suspended deleted release abstract to issue.
PREVIOUS BALANCE days/hrs PSP Volunteer Work reconverted to fine PAY FORTHWITH BY
Court administrative fee waived add to fine Balance at \$ per month beginning on
Credit for days/hrs Custody Volunteer Work PSP completed thereafter until paid in full.
Stayed Suspended pending successful completion of probation REFER to:
Attorney Fee Indigent as to Attorney Fee Add to Fine? Court Collections Credit Agency
TOTAL DUE REPORT FORTHWITH BY

*The Court finds the defendant has the ability to repay the County of San Diego for costs of Court Appointed Attorney fees. This order is not a condition of probation.

RESTITUTION Pay restitution to the victim of \$ at \$ per month beginning
directly to the victim and show proof to the court by at Review Hrg. through Court Collections Revenue & Recovery

REPORT FORTHWITH BY See stipulated restitution order. Court retains jurisdiction re: restitution Submit to civil process.

PUBLIC SERVICE PROGRAM (PSP) Re-assignment VOLUNTEER WORK Re-assignment
Call within 72 hrs. to enroll (see reverse) Enroll by: at any non-profit organization
days as condition of probation. at organization on Court approved list: Other:
days in lieu of fines/fees \$ days custody hours as condition of probation.
days credit for time served/completed additional hours in lieu of fines/fees \$ days custody/ PSP
TOTAL days to be completed hours credit for time served/completed
One day per week authorized Out of county work authorized TOTAL hours to be completed
Consecutive to /concurrent with Submit proof to the Court by days custody for each day/8 hours missed

ALCOHOL/DRUGS Abstain from alcohol.

EDUCATION/TESTING RE-ASSIGN Attend while in custody Out of county authorized First Conviction Program 3 / 6 / 9 / 12 month
Educational Component only Multiple Conviction Program STAR MADD Safe Boating Class Anger Mgmt.
Parenting Class sessions hours 8 hr. Traffic/Repeat Offender Traffic School Shoplifting Course Call within 72 hours to enroll:
AA / NA / CA / MA meetings, times per week month for days/ months. as directed by Assessor. HIV/AIDS Education
Complete residential non-residential treatment program for days/months.
Submit to Sheriff ordered to administer HIV/AIDS TEST pursuant to PC1202.1. PROOF OF Test Results

ENROLLMENT PROGRESS COMPLETION by

to the Court at REVIEW HEARING(S) Assessment Unit AND every 30 / 60 / days THEREAFTER.

DRIVERS LICENSE License is suspended by law and defendant may not drive until right to drive is reinstated by the DMV and defendant has liability
insurance as is required by law. Defendant petitions the Court for a restricted license. Court finds a critical need to drive.
Petition granted denied. License is restricted suspended for days months years. Defendant may drive to and from work
school court ordered activities in course of employment. Restriction consecutive to any DMV suspension/action. Abstract to issue.
Ignition interlock Device ordered for yrs. not ordered (I.O.J.) see addendum. Not own or operate a vehicle without a restricted license.

DEFENDANT SWORN states he/she does not own a vehicle.

REFERRALS Report forthwith by within 72 hours of release return to U.S. to: Probation Dept.
Court Collections Revenue & Recovery Assessment Unit [BAC:] and comply with additional conditions of probation.

Time is waived DEFENDANT IS ORDERED TO APPEAR ON AT IN DEPT. CEMS
Restitution Order to Show Cause Evidentiary Hearing Sentencing After Revocation Review regarding
Set with case(s): enrollment progress completion: probation conditions noted above.

EXHIBIT #2 PAGE 40/40

SEP 30 2008 INITIALS JURIS CEMS



Licensees



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth: [REDACTED]
First Name: Christi
Middle Name: Lynne
Last Name: Smith
Sex: F
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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[Licensees](#) [Rulings](#) [Horse Tracking](#) [Bulletin Board](#) [Preferences](#) [Log Off](#)

EXHIBIT #4
PAGE 1/5



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024032775 **Incident date:** 01/17/2024 **Status:** 106 - Sent to Directors office

Lic Type: 1021 **Disposition:**

Case Type: Complaint

Responsible: ltrombetta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI-MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: SMITH, CHRISTIE L
1817 OAK TRAIL W #102, CLEARWATER, FL 33764

Summary: 320 - TAMPA BAY DOWNS, INC

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	06/06/2024	A	79	440	Incoming Correspondence	cstubbs1	SMITH, CHRISTIE L
	06/07/2024	A	10	15	Assigned to Investigator	lmoore	SMITH, CHRISTIE L
	06/17/2024	A	10	50	Interview Respondent	lmoore	SMITH, CHRISTIE L
	06/12/2024	A	79	435	Telephone	lmoore	SMITH, CHRISTIE L
	07/22/2024	R		ltrombetta	TROMBETTA, LOUIS	charris	
	07/19/2024	R		charris	HARRIS, CYNTORIA	cstubbs1	
	07/19/2024	R		bjones	JONES, BRADFORD	bjones	

CA



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	06/07/2024	R		lmoore	ROUNDS, LEEANN	cstubbs1	
	06/07/2024	S	1021	20	Under Investigation	cstubbs1	
	07/19/2024	S	1021	116	Sent to Legal	cstubbs1	
	06/07/2024	S	1021	10	Initial Review	cstubbs1	
	07/19/2024	S	1021	90	Closed	cstubbs1	
	07/22/2024	S	1021	106	Sent to Directors office	charris	
	07/19/2024	S	1021	165	Supervisor Review	bjones	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	SMITH, CHRISTIE L

CH

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
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Complaint Search Update	Change Recording License Type Mass Status Update	Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline
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Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **cstubbs1**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	1021 - Pari-Mutuel Wagering Individual Occupational	Status	116 Sent to Legal	Status Date	07/19/2024
Complaint #	2024032775	Case Type	CMP - Complaint	Disposition	
Docket#		Respondent	SMITH, CHRISTIE L	Responsible	charris - HARRIS, CYNTORIA
					Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	WALK - Walk-in	Priority	1	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input checked="" type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	01/17/2024	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	06/06/2024	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	06/07/2024	Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	320 - TAMPA BAY DOWNS, INC			<input type="checkbox"/>	Attachments		History
Updated	07/19/2024 14:58:30	By	cstubbs1	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
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Get Adobe Reader.



FLORIDA

GAMING CONTROL
COMMISSION

JULIE I. BROWN, COMMISSIONER
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER

January 31, 2024

Ms. Christie L Smith
1817 Oak Trail W #102
Clearwater, Florida 33764

RECEIVED
 2024 MAY 15 AM 12:35
 FLORIDA GAMING
 CONTROL COMMISSION

RE: Application No. 250506, Entity 13869202
1021 - PMW Professional Individual Occupational

Dear Ms. Smith:

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, provide court disposition records and arrest reports for the following charges:

- Orange County, CA - 04/11/1984
- San Diego County, CA - 03/12/1995, 09/12/2005, 03/25/2006, 02/08/2008, (* 05/14/2008, 12/27/2008)
- Madera County, CA - 03/18/2009
- Wayne County, MI - 01/18/2019

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.488.3211.

OFFICE OF OPERATIONS
4070 Esplanade Way Suite 250
TALLAHASSEE, FLORIDA 32399

EXHIBIT #4
PAGE 2/5

If you fail to provide the Florida Gaming Control Commission with a complete application by 05/30/2024, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.488.3211.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. DBPR PMW 3180 - Request for Waiver and DBPR PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

TL
Operations Analyst II

RECEIVED
2024 MAY 15 AM 12:35
FLORIDA GAMING
CONTROL COMMISSION

Christie Smith
Application No. 250506, Entity 13869202
1817 Oak Trail W #102
Clearwater, FL 33764

RECEIVED

2024 MAY 15 AM 12:35

FLORIDA GAMING
CONTROL COMMISSION

Florida Gaming Control Commission
Office of Operations
4070 Esplanade Way, Ste 250
Tallahassee, FL 32399

Operations Analyst

Enclosed are the documents requested and application needed to obtain my race horse owners license for the State of Florida. Four of the Court Dispositions requested are either unavailable, do not exist and/or are not mine with Certified Statements enclosed. They go back to over 15 to 40 years with the exception of a 2019 arrest for DUI. Please note my maiden name was Christie Rini from 1962 to 4-26-1982. On 4-27-82 my married name was Christie Miskell till 4-19-98 when I remarried and it changed to Christie Smith and still is. I will outline per below:

4-11-1984 Orange County, CA Miskell: No records found 40 years ago, I do not know what this is. Certified Record Search Letter provided.

3-12-95 San Diego County, CA Miskell case #CN034298 records unavailable 29 years old, I do not know what this is. Record Search Letter provided.

9-12-2005 San Diego County Miskell case #CN201633 DUI Misdemeanor, not sure what the sentence was 19 yrs ago. Disposition Record provided.

03-25-06 San Diego County Miskell case #CN209480 DUI Misdemeanor, not sure what the sentence was 18 yrs ago. Disposition Record provided.

02-08-08 San Diego County Miskell case# SCN241821 DUI Felony priors, Prison 18 months: 9 months time served, released satisfied. Disposition Record provided.

12-27-08 San Diego County Miskell/Smith case #SCN255966 DUI Felony priors, Prison 3 years: 18 months time served, released satisfied. Disposition Record provided.

05-14-08 Madera County, CA not mine, was in Prison. Certified Record Search Letter provided.

03-18-09 Madera County, CA not mine, was in Prison. Certified Record Search Letter provided.

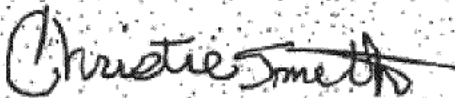
NOTE: California does not keep any arrest records after 7 years unless it results in death

01-18-19 Wayne County, MI Smith case # 19-001448-01-FH DUI Felony priors. Sentence: 30 days work release, fines, probation. Since it was 11 years since the last DUI, the Judge ruled accordingly due to the time frame, job security I had, and my explanation as to what happened the night before my birthday with great remorse, shame and guilt. Disposition Record and Arrest record provided.

On June 5th, 2005 my only sister and best friend passed unexpectedly and my world would be forever changed. I grieved inappropriately and it cost me dearly throughout the years of 2005-2008. My actions were totally irresponsible and I turned to alcohol until I was released from Prison in June 2010. I moved back to my birth state to turn my life around and did so successfully, until 11 years later when I made a terrible decision to drink and drive. This was a Huge mistake and I thought it would cost me everything I had worked so hard for, but by the grace of God I was able to continue working per the court order, do community service and probation. It has been over 5 years since that last conviction and I had listed it on my application on 1-12-24.

Presently I am 62 years old and have recently moved to Florida to semi-retire and get back into racing as an Owner. It has been my lifelong dream as my family and I had race horses in Michigan as a child and California shortly after. Through all of these mistakes I take Sobriety and turning one's life around very seriously. This has been a journey to which I hope to be able to lift others up and include the horses that are Amazing in so many ways. If there is anything further you may need, please contact me and I will do my best to get it to you. I've included my sister Vicki's Memorial Card so you can see when she passed. It has been in my wallet for 19 years.

Thank you,



Christie Smith



RECEIVED

2024 MAY 15 AM 12:35

FLORIDA GAMING
CONTROL COMMISSION

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: **charris**

07/22/2024

VR Home > Complaint Search > Maintain Complaint > **License Home**

License

Fed Tax # [REDACTED] Lic Type **1021 - PMW Professional Individual Occupational** Expires On

File # **73818** Name **SMITH, CHRISTIE L** Extended To

License # Rank Renewed On

Entity # **13869202** Lic Status **Applicant**

- Licensee
- History
- Notes
- Notes History
- Back

Address

Street # **1817** Street **OAK TRAIL W #102**

Line 2

Line 3

City **CLEARWATER** State **FL** Zip **33764**

Routing

- *New Applicant
- *No previous License
- *No Temp Issued
- *No ARCI Findings
- *No CCIS findings
- *No additional enforcement cases.



Other

1st License Date Rank Date **01/12/2024** Certificate #

Method **I-S-1018** Status Date **01/12/2024** Certificate Date

Fee Exempt **No** Birth Date [REDACTED] Renewal Sent

Select


Action  

Modifiers

Type	Modifier	Effective Date	Additional Info
C	IOWN - Individual Animal Owner	01/12/2024	
I	TBRD - Thoroughbred	01/12/2024	
L	320 - Tampa Bay Downs	01/12/2024	
Y	3YR - 3 Year License	01/12/2024	

Alt Keys

BEST LIC NBR **13869202**

 Get Adobe Reader.

EXHIBIT**5****Ebonie Lanier**

From: Christie Smith <christilsmith233@hotmail.com>
Sent: Tuesday, December 10, 2024 4:58 PM
To: Renee Harkins; Ebonie Lanier; Emily.Alvarado@flgaming.com
Subject: Informal Hearing 12-17-24 Case# 2024-032775
Attachments: FGCC Anna Najam.pdf; FGCC Jim Morgan.pdf; FGCC Sommer Baker.pdf; FGCC Dawn Mann.pdf; FGCC Sharon Young.pdf

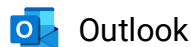
Afternoon,

I would like to attend the hearing via Video Conference on 12-17-24. Attached are character references with contact information. Also, I will be calling as an oral witness to testify on my behalf, Mike Smith who is a Prominent Jockey based in California, during the video hearing.

Please let me know if this is sufficient and what time the hearing will take place.

Thank you,

Christie Smith
248-242-1223



Reference Letter

From Anna Najam <anna.najam@gmail.com>
Date Sun 12/8/2024 10:55 AM
To christilsmith233@hotmail.com <christilsmith233@hotmail.com>

December 8, 2024

Florida Gaming Control Commission
4070 Esplanade Way, Suite 250
Tallahassee, FL 32399

RE: Letter of character reference request

Dear Mr. Tombetta,

This letter is being written on behalf of Christie Smith, who is seeking an Owners License for horses in the State of Florida.

I met Ms. Smith through our mutual love of horses on Facebook and our both having microshare ownership with the company, My Racehorse. I know of her love for these horses. We have had many conversations about her growing up with them and her dream of one day being an owner. She also knows the ins/outs of ownership through her childhood experiences of how to care for them. She is not just someone coming into the industry, but someone who has deep and extensive experience in ownership through her mom and is a great horsewoman in her own right. She also has connections to many people in the industry that cannot just be given but has been earned through her presence in the industry during her lifetime. Mike Smith comes to mind.

Now, to address the reason you are requesting this letter; her character. Christie may have had difficulties in her own past, but she has also overcome them. She exhibits an example to others of coming back from depths of which some will never understand and becoming what she knew she could be in life. That is someone who deserves our respect and who deserves a chance to move in the right direction in life. I don't think anyone is in a position to judge anyone for their past, but to look at the person in their current situation. She loves these horses and would make an amazing owner, keeping the horses needs first and foremost in whatever the situation that is presented for them. I would ask the Commission to grant her the license and allow her to truly run with her dream of having her own horse.

I thank you for allowing me the opportunity to give my reference for this amazing woman. And thank you for your time and consideration in my reference for her.

Respectfully,

Anna Najam
4900 Bottlebrush Lane, Apt 124
Orlando, FL 32808
845-372-9223 (Cell phone)



Fw: Reference Statement

From Christie Smith <christilsmith233@hotmail.com>
Date Mon 12/9/2024 2:54 PM
To chistilsmith233@hotmail.com <chistilsmith233@hotmail.com>

From: Jim MORGAN <acousticjim@msn.com>
Sent: Monday, December 9, 2024 1:35 PM
To: Christie Smith <christilsmith233@hotmail.com>
Subject: Re: Test

To Anyone Concerned,
In my years of knowing Christi Smith I have found her to be ,on a personal level, intelligent, caring and responsible.
Professionally, I don't know anyone who cares more about horses and the sport of horse racing than her.
I have great respect for this lady and the utmost trust and confidence.
If I can provide any further information or assistance please let me know

Jim Morgan
307-321-7892

Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

Dear Members of the Florida Gaming Commission,

I am writing this character reference letter on behalf of Christie Smith. I have had the privilege of knowing her personally for several years, and I can attest to her outstanding character and qualities.

Throughout our acquaintance, Christie has consistently demonstrated unwavering integrity, honesty, and moral character. She is a person of high principles and always strives to do what is right, even in challenging situations. Christies ethical conduct and strong moral compass serve as a commendable example to others. She has used her past to help and encourage others to embrace sobriety. She has helped me tremendously in this aspect of life.

Furthermore, Christie possesses exceptional interpersonal skills and has a genuine compassion for others and especially horses. She is known for her kindness, empathy, and willingness to lend a helping hand. Christie goes above and beyond to support and uplift those around her, creating a positive and inclusive environment in the horse racing industry.

Should you require any further information or have any questions, please do not hesitate to contact me at (313-319-1531) or sommerra217@gmail.com

Thank you for considering my character reference, Christie Smith. I wholeheartedly recommend her Owner license be granted, and she be allowed to showcase her talents as a racehorse owner.

Thank you Kindly,

Sommer Baker 12/09/2024

To whom it may concern:

I've known Christie Smith for over 20 years and all she's talked about is her love for horses and one day owning one.

She loves to visit the horses, and she brings them apples and carrots, and she loves all over them, she can't stop kissing them. There isn't a better person to be a horse owner than Christie Smith.

As a child her mother owned a horse and she loved visiting the Stables helping to take care for them, feed them, brush them, bathe them and love all over them.

At one point in Christie's life she worked at the track just so she could be close to them, she used to walk them in the mornings. Christie truly loves horses!

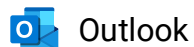
Yes she has made a few bad decisions in life that we're not the best decisions and they've had harsh consequences, but who hasn't? Christie has been sober for many many years and has learned deeply from her mistakes.

Thank you for allowing me to take this time to speak on Christie's characteristic.

Should you have any questions please feel free to contact me via email at Dawn_mnn@yahoo.com or by phone at (586) 321-5445.

Yours truly,

Dawn Mann



Outlook

Florida State Horse Racing Board

From Sharon Young <sharonjeanyoung@yahoo.com>**Date** Mon 12/9/2024 3:40 PM**To** Christie Smith <christilsmith233@hotmail.com>

To Whom It May Concern

I am offering my knowledge of Christie L Smith's character and reputation in regard to obtaining an owner's license to own and race horses in the state of Florida. I personally have been licensed and owned horses in two states in my lifetime, and she is very qualified to do just that. She has worked very hard to fulfill this dream of hers.

She is a mature woman, who has worked in both the business and horse racing industry. She has been a home owner and has excellent credit. So she is very responsible, Please hear our plea to grant her this request.

Respectfully yours,

Sharon J Young

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Justin Hundersmarck, Senior Attorney
Re: Edward Jung Wong FGCC; Case No. 2024-046235
Date: February 3, 2025

Executive Summary

Edward Jung Wong (“Petitioner”) submitted an application for a slot machine/cardroom/pari-mutuel combination occupational license (the “Application”). Following review of the Application submitted by Petitioner, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s felony conviction. Petitioner requested an informal hearing, which was held on December 10, 2024. On January 31, 2024, the informal Hearing Officer recommended denying Petitioner’s Application. The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the Hearing Officer’s recommended order and deny Petitioner’s application for a slot machine/cardroom/pari-mutuel combination occupational license.

Pertinent Facts

On September 5, 2024, the Commission issued a Letter of License Denial, notifying Petitioner of its intent to deny the Application based on Petitioner’s felony conviction. Specifically, Petitioner was convicted of:

Possession of Cocaine

On September 12, 2024, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes. At the informal hearing held on December 10, 2024, Petitioner testified to the circumstances that led to this conviction. On January 31, 2024, the Hearing Officer issued a recommended order recommending the denial of Petitioner’s Application. The Hearing Officer found that Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

Relevant Law

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

. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 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 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 commission.”

Staff Recommendation: The Division of Pari-Mutuel Wagering recommends the Florida Gaming Control Commission adopt the Hearing Officer’s recommended order and deny Petitioner’s application for a slot machine/cardroom/pari-mutuel combination occupational license.

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

EDWARD JUNG WONG

FGCC Case No.: 2024-046235

Petitioner,

v.

FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING,

Respondent.

HEARING OFFICER’S RECOMMENDED ORDER

THIS MATTER came before Renee Harkins, designated Hearing Officer for the Florida Gaming Control Commission (“Commission”), on December 10, 2024, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of Edward Wong’s (“Petitioner’s”) petition for a hearing in response to the Commission’s Letter of License Denial filed in FGCC Case Number 2023-046235. The Commission was represented by Emily Alvarado, Chief Attorney. Petitioner appeared *pro se* and the hearing was held telephonically. Both sides were permitted to present witnesses, proffer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On or about May 14, 2024, the Commission received an application from Petitioner for a Slot Machine/Cardroom Pari-Mutuel Combination Occupational License. On the application, he answered “yes” to the question, “Have you ever been convicted of or had adjudication withheld

for any crime or pled guilty or nolo contendere to any criminal charges against you?” Petitioner disclosed a 1999 offense for Possession of Cocaine in Broward County, Florida.

2. On or about August 12, 2024, the Commission received a Request for Waiver from Petitioner.

3. On or about September 5, 2024, the Commission filed a Letter of License Denial, seeking to deny Petitioner’s license application based upon his criminal disposition.

4. On or about September 12, 2024, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

The December 10, 2024, Informal Hearing

5. A hearing pursuant to section 120.57(2), Florida Statutes, was held December 10, 2024, during which the Commission presented the issues raised in the Letter of License Denial. The Hearing Officer granted the Commission’s motion to have the Letter of License Denial and the investigative packet admitted on the record.

6. The investigative packet contains a letter of license denial from the Florida Division of Pari-Mutuel Wagering (“Division”) filed on September 5, 2024, informing Petitioner of the Division’s decision to deny his application for a Slot Machine/Cardroom Pari-Mutuel Combination Occupational License.

7. Additionally, the letter of license denial provides that Petitioner’s felony conviction “is a disqualifying offense under Section 550.105(5), Florida Statutes. Your request for waiver has been denied based on your failure to meet the requirements of Section 550.105(5)(c), Florida Statutes.”

8. Petitioner testified that he was one month beyond his eighteenth birthday when he was arrested. Petitioner stated that he had been employed by the Seminole Tribe for over 14 years, working his way up to shift manager.

9. Petitioner stated that he experienced several health issues that required him to miss work beyond the allowed limit and his employment with the Seminole Tribe ended.

10. Petitioner testified that once he recovered fully, he was offered employment with the Seminole Tribe once again, but at a rate that was lower than that he previously made as a shift manager. Petitioner felt that he could utilize his skills by becoming licensed and working for another licensed facility.

FINDINGS OF FACT

11. On or about July 27, 1999, Petitioner entered a plea of *nolo contendere* to a felony count of possession of cocaine and has no other disqualifying offenses.

12. Petitioner's criminal history includes three misdemeanor arrests subsequent to the disqualifying offense: a 2007 conviction for driving under the influence (case number 06-2007-MM-020835A88810, Broward County, Florida), a 2009 conviction for driving under the influence (case number 06-2009-MM-029879A88810, Broward County, Florida), and a 2020 arrest for driving under the influence that was reduced to a reckless driving charge (case number 44-2020-CT-000139-000AMR, Monroe County, Florida) for which Petitioner was adjudicated guilty.

CONCLUSIONS OF LAW

13. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

14. The Commission has jurisdiction over this matter pursuant to chapters 120 and 550, Florida Statutes.

15. The Commission is the state agency charged with regulating pari-mutuel wagering operations pursuant to chapter 550, Florida Statutes.

16. Section 550.105(5)(b), Florida Statutes, states in pertinent part:

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.

17. Pursuant to section 550.105(5)(d), Florida Statutes, 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.

18. Pursuant to section 550.105(5)(b), Florida Statutes, Petitioner’s 1999 felony conviction is a disqualifying offense.

19. Section 550.105(5)(c), Florida Statutes, provides, in pertinent part, that “[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived.”

20. An applicant for licensure bears the burden of ultimate persuasion at each and every step of the licensure proceedings. *Dep't of Banking and Fin., Div. of Sec. & Investor Prot. v. Osborne Stern & Co.*, 670 2d 932 (Fla. 1996).

21. A petitioner must prove by a preponderance of the evidence that he is entitled to the license. *N.W. v. Department of Children & Family Servs.*, 981 So. 2d 599, 601 (Fla. 3rd DCA 2008).

22. In the present case, Petitioner has a disqualifying felony criminal conviction entered July 27, 1999, and three misdemeanor arrests subsequent to the disqualifying felony conviction.


23. Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

24. There is competent substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

WHEREFORE, based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission enter a Final Order DENYING Petitioner's application for a Slot Machine/Cardroom Pari-Mutuel Combination Occupational License.

This Recommended Order in FGCC Case Number 2023-046235 is submitted this 30th day of January, 2025.




Renee Harkins
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 30th day of January 2025 that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by email to:

Edward Jung Wong
Petitioner
4974 Cypress Way
Coconut Creek, Florida 33073
EddieJWong@gmail.com

Emily Alvarado
Counsel for Respondent
Emily.Alvarado@flgaming.gov



Renee Harkins
Hearing Officer
Florida Gaming Control Commission

Documents Included in Case File

Exhibit 1 Notice of Hearing

Exhibit 2 Election of Rights

Exhibit 3 License Denial

Exhibit 4 Report of Investigation



Florida Gaming Control Commission

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

November 19, 2024

Edward Jung Wong
4974 Cypress Way
Coconut Creek, Florida 33073
eddiejwong@gmail.com

RE: FGCC v. Edward Jung Wong
Case No.: 2024-046235

Enclosed please find a Notice of Hearing for the informal hearing that has been scheduled in the above-referenced case. **Your hearing is scheduled to be heard on Tuesday, December 10, 2024, between 9:30 AM and 12:00 PM (Eastern Time).** Please read the Notice of Hearing for more details about the date, time, location and instructions for the hearing. A copy of the Commission's case file has been mailed to your address of record. Please ensure that you have this case file available during the hearing, as you may need to refer to it throughout the hearing.

You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call at the hearing should be emailed to Renee.Harkins@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

Please note: If you choose not to attend the hearing in person or by video conference, we will be conducting the hearing telephonically; you will be contacted **between 9:30 AM and 12:00 PM (EST) at the following number: (954) 798- 2180**. Please contact me as soon as possible to notify me of a correct number at which to reach you. Failure to answer the telephone, promptly return a missed call, or hold an open line will result in the hearing proceeding without you.

Below please find information about the informal hearing process:

1. The Informal Hearing is held on the date and time noted in the Notice of Hearing.
2. A Final Order will be issued within approximately 90 days after the date of the hearing. The Final Order is the **final** agency action and will describe the resolution of your case.

Should you have any questions or need any assistance, please feel free to contact me via telephone or email at 850-794-8072 or Ebonie.Lanier@flgaming.gov.

Sincerely,

/s/ Ebonie Lanier

Ebonie Lanier
Administrative Assistant III
(850) 794-8072

Enclosures: Notice of Hearing and Case File



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

WONG, EDWARD JUNG,

Petitioner,

v.

FGCC Case No.: 2024-046235

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

Respondent.

NOTICE OF TELEPHONIC HEARING

TO: Edward Jung Wong
4974 Cypress Way
Coconut Creek, Florida 33073
eddiejwong@gmail.com

YOU ARE HEREBY NOTIFIED that the Commission's designated Hearing Officer will conduct a hearing in this matter, pursuant to Section 120.57(2), Florida Statutes. If you wish to present oral or written evidence, you must attend the hearing. The hearing is scheduled for **Tuesday, December 10, 2024** The Hearing Officer will call you at **(954) 798-2180** sometime between **9:30 AM – 12:00 PM (EST)**. Please be available to take the Hearing Officer's call. Failure to answer the telephone, promptly return a voicemail, or hold an open line may result in the hearing proceeding without you.

You may elect to attend the hearing in person or by video conference. If you wish to do so, you must contact the Commission by email at Ebonie.Lanier@flgaming.gov or telephone at (850) 794-8072, at least seven (7) days prior to your hearing date. If you do not elect to attend by video conference or in person, the hearing will automatically be held by telephone only. You may also provide written or oral evidence or have witnesses testify on your behalf. Any evidence that you wish to present to the Hearing Officer and any names and contact information of witnesses you plan to call

at the hearing should be emailed to Renee.Harkins@flgaming.gov, and Emily.Alvarado@flgaming.gov at least 7 days before the date of the hearing. If you do not have an email address, please contact me for an alternative method to provide the requested information.

If you cannot attend the hearing and wish to request a continuance for good cause, you must notify the Hearing Officer at Renee.Harkins@flgaming.gov and Opposing Counsel at Emily.Alvarado@flgaming.gov at least five (5) days prior to your hearing date. Continuance requests made within five (5) days of the hearing can only be granted for emergencies.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: the above-named parties via certified mail, on this 19th day of November, 2024.

By: /s/ *Ebonie Lanier*
Ebonie Lanier
Administrative Assistant III
Florida Gaming Control Commission
Office of the General Counsel
Division of Pari-Mutuel Wagering
4070 Esplanade Way, Suite 250
Tallahassee, Florida 32399
Telephone: (850) 794-8072
Facsimile: (850) 536-8709
Ebonie.Lanier@flgaming.gov

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Ebonie Lanier at (850) 794-8072. If you are hearing or speech impaired, please contact the agency by calling 1-800-955-8771.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. WONG, EDWARD JUNG

CASE NO.: 2024-046235

ELECTION OF RIGHTS

Please read the Letter of License Denial before choosing one of the three options. The Election of Rights is a legally binding document. Consult an attorney if you do not understand your options.

You can only select ONE of the options numbered one (1), two (2), and three (3) on the Election of Rights form. You must sign the form.

A completed Election of Rights must be returned to the Clerk of the Commission within 21 days, by 5:00 p.m., Eastern Time, of the day you receive the attached Letter of License Denial.

If your Election of Rights form or request for hearing is not filed with the Clerk of the Commission within 21 days of the day you received the Letter of License Denial, you will have waived your right to contest the proposed agency action and a Final Order will be issued imposing the proposed agency action set forth in the Letter of License Denial.

Please use this form unless you, your attorney, or your representative prefer to reply according to chapter 120, Florida Statutes, and chapter 28.106 of the Florida Administrative Code.

Please return your Election of Rights form to this address:

Florida Gaming Control Commission
Attention: Clerk of the Commission
4070 Esplanade Way, Suite 250, Tallahassee, FL 32399
Telephone: (850) 794-8067 Fax: (850) 536-8709
Email: clerk@flgaming.gov

PLEASE CHECK ONLY ONE OF THE THREE OPTIONS.

Option One (1) I do not dispute the allegations of material fact in the Letter of License Denial and wish to be heard at an informal proceeding pursuant to section 120.57(2), Florida Statutes, where I may submit testimony and written evidence to the Commission to show that the proposed agency action is too severe or that the sanction should be reduced.

Option Two (2) I do dispute the allegations of material fact in the Letter of License Denial and I request a formal hearing pursuant to Section 120.57(1) before an Administrative Law Judge of the Division of Administrative Hearings ("DOAH"). I specifically dispute the following facts in the Letter of License Denial (attach extra pages or write on the back if needed):

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

In addition to the above election for formal hearing, check the box below if you wish to enter into settlement negotiations and waive the 15-day requirement for this matter to be referred to DOAH:

Section 120.569(2)(a), Florida Statutes, requires the Commission to send this case to 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.

Option Three (3) I do not dispute the allegations of material fact in the Letter of License Denial and waive my right to object and to have a hearing. I understand that by giving up the right to object and have a hearing, this letter will act as the Final Order. Pursuant to section 120.68, Florida Statutes, any party adversely affected by this Final Order has the right to seek its judicial review by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

THIS IS A LEGALLY BINDING DOCUMENT. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

EDWARD WONG
PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

4974 CYPRESS WAY
Street Address

Street Address (where service shall be made)

COCONUT CREEK, FL 33073

City State Zip


City State Zip

954-798-2180
Telephone Number Facsimile Number (if any)
Number (if any)

Telephone Number Facsimile

eddiejwong@gmail.com
E-mail

E-mail


SIGNATURE

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES



FLORIDA GAMING CONTROL COMMISSION

JULIE I. BROWN, Vice Chair
CHUCK DRAGO, COMMISSIONER
JOHN D'AQUILA, COMMISSIONER
TINA REPP, COMMISSIONER

September 5, 2024

Mr. Edward Jung Wong
4974 Cypress Way
Coconut Creek, Florida 33073

FILED
FLORIDA GAMING CONTROL COMMISSION
Date: 9/05/2024
File Number: _____
BY: MELBA L. APELLANIZ
CLERK OF THE COMMISSION

Letter of License Denial

Dear Mr. Wong:

This Letter of License Denial (“Denial”) serves to inform you that your application for a Slot Machine/Cardroom/Pari-Mutuel Combination Occupational License is denied in accordance with the provisions of chapters 550, 849, and 551, Florida Statutes, and the rules promulgated thereto. This Denial is based upon your following criminal dispositions:

07/27/1999 – Possession of Cocaine (F) – Adjudication Withheld – Broward County, Florida (Case No. 061999CF006064A88810)

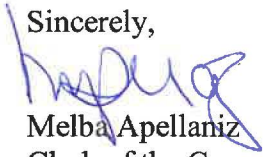
This conviction is a disqualifying offense under sections 550.105(5), 551.107(5), and 849.086(6)(g), Florida Statutes. A withhold of adjudication of guilt is considered a conviction for licensing under sections 550.105(5), 551.107(5), and 849.086(6)(f), Florida Statutes.

You are advised you may not work in any position requiring licensure or be within a restricted area at a pari-mutuel facility without an appropriate valid occupational license.

Pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing to challenge the Commission’ decision within twenty-one (21) days of receipt of this Denial, as provided for in rule 28-106, Florida Administrative Code, and the attached Notice of Rights.

If you do not request a hearing within twenty-one (21) days of your receipt of this Denial, this Denial will become the Commission's Final Order. If this Denial becomes a Final Order, you will have 30 days to file for an appeal pursuant to section 120.68, Florida Statutes.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Melba Apellaniz', written over the printed name.

Melba Apellaniz
Clerk of the Commission

Attachment: Notice of Rights and Election of Rights Form

CERTIFICATE OF SERVICE

I hereby certify this 5th day of SEPTEMBER, 2024, that a true copy of the foregoing has been furnished by certified U.S. mail to:

Edward Jung Wong
4974 Cypress Way
Coconut Creek, Florida 33073

CLERK OF THE COMMISSION
Florida Gaming Control Commission

Case No. 2024-046235

9589 0710 5270 0225 7398 67

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee	\$
Extra Services & Fees (check box, add fee as appropriate)	\$
<input type="checkbox"/> Return Receipt (hardcopy)	
<input type="checkbox"/> Return Receipt	
<input type="checkbox"/> Certified Mail	
<input type="checkbox"/> Adult Signature	
<input type="checkbox"/> Adult Signature	
Postage	
Total Postage	

Sent To: **Edward Jung Wong**
4974 Cypress Way
Coconut Creek, Florida 33073
Street and P.O. Box: **LLD 2024046235 PMW**
City, State, ZIP+4®

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

9/05/24

NOTICE OF RIGHTS

This is an action that may affect your substantial interests. Mediation of this administrative dispute is not available. However, pursuant to sections 120.569 and 120.57, Florida Statutes, you may request a hearing on this matter, provided a written request is filed with the agency. The request must comply with the requirements of rules 28-106.111, and 28-106.201 or 28-106.301, Florida Administrative Code. The written request must be received by the Commission within 21 days of your receipt of this notice.

If the Commission determines there are disputed issues of material fact, the case will be forwarded to the Division of Administrative Hearings for a formal hearing. If there are no disputed issues of material fact, the Commission will schedule an informal hearing. You will be notified of the date, time and place of the hearing. In either case, you have the burden of establishing entitlement to the license.

In a formal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, to bring witnesses and present evidence, to cross-examine any witnesses produced against you by the State, and to have subpoenas issued on your behalf.

In an informal hearing, you have the right to appear in person on your own behalf, to be represented by an attorney, and to submit whatever information you desire to show entitlement to the license.

If a hearing pursuant to sections 120.569 and 120.57, Florida Statutes, is not requested within 21 days, the foregoing Letter of License Denial will become a Final Order. Any party adversely affected by this Final Order has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original Notice of Appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Suite 250, Tallahassee, Florida 32399 (email: clerk@flgaming.gov), and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate Florida District Court of Appeal. The Notice of Appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the is filed with the Clerk.

In all the above proceedings, practice is governed by chapter 120, Florida Statutes, and rule 28-106, Florida Administrative Code.

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

FGCC v. WONG, EDWARD JUNG

CASE NO.: 2024-046235

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THIS IS A LEGALLY BINDING DOCUMENT. SEEK LEGAL ADVICE BEFORE SIGNING IF YOU DO NOT FULLY UNDERSTAND THE TERMS.

PRINTED NAME

ATTORNEY OR QUALIFIED REPRESENTATIVE

Street Address

Street Address (where service shall be made)

City State Zip

City State Zip

Telephone Number Facsimile Number (if any)
Number (if any)

Telephone Number Facsimile

E-mail

E-mail

SIGNATURE

YOU MUST LET THE COMMISSION KNOW IF YOUR E-MAIL OR MAILING ADDRESS CHANGES

WONG, EDWARD JUNG

Case # 2024046235

License Type: Slot Machine/Cardroom/Pari-Mutuel Individual Combination (1055)
Occupation: Dealer

90-day Deadline: 09/22/24



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024046235 **Incident date:** 05/14/2024 **Status:** 116 - Sent to Legal

Lic Type: 1055 **Disposition:**

Case Type: Complaint

Responsible: ltrombetta - TROMBETTA, LOUIS

Complainant: DIVISION OF PARI-MUTUEL WAGERING
 1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: WONG, EDWARD JUNG
 4974 CYPRESS WAY, COCONUT CREEK, FL 33073

Summary: 274 - DANIA ENERTAINMENT CENTER, LLC - Application and rap sheet reviewed. Applicant's criminal history resulted in felony conviction(s) or an industry related offense (such as gambling, bookmaking, etc.).

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	08/12/2024	A	79	200	Case File Review	wsmith	WONG, EDWARD JUNG
	08/12/2024	A	10	15	Assigned to Investigator	wsmith	WONG, EDWARD JUNG
	08/15/2024	A	10	50	Interview Respondent	wsmith	WONG, EDWARD JUNG
	08/15/2024	A	10	5	Supervisor Review	wsmith	WONG, EDWARD JUNG
	08/14/2024	A	10	215	Other		WONG, EDWARD JUNG
	08/12/2024	A	79	100	Initial Review Conducted	cstubbs1	WONG, EDWARD

CH



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
							JUNG
	08/18/2024	R		ltrombeta	TROMBETTA, LOUIS	charris	
	08/12/2024	R		wsmith	SMITH, WILLIAM	cstubbs1	
	08/16/2024	R		bjones	JONES, BRADFORD	bjones	
	08/16/2024	R		cwtaylor	TAYLOR, CHARLES W	cstubbs1	
	08/18/2024	S	1055	116	Sent to Legal	charris	
	08/16/2024	S	1055	165	Supervisor Review	bjones	
	08/16/2024	S	1055	104	Sent to Licensing Section	cstubbs1	
	08/16/2024	S	1055	90	Closed	cstubbs1	
	08/12/2024	S	1055	20	Under Investigation	cstubbs1	
	08/12/2024	S	1055	10	Initial Review	cstubbs1	

Allegation:	Code	Description
	ATTD	Authority to Deny Licensure

Violation:	Code	Description	Respondent
	SLFS107	551.107	WONG, EDWARD JUNG

CA



State of Florida
Department of Business and Professional Regulation
Chronology Report

CH

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 Mass Status Update	Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline
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Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: cstubbs1

VR Home > Complaint Search > Maintain Complaint

Lic Type	1055 - Slot Machine/Cardroom/Pari-Mutuel Individual Combination	Status	104 Sent to Licensing Section	Status Date	08/16/2024
Complaint #	2024046235	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent WONG, EDWARD JUNG	Responsible	cwtaylor - TAYLOR, CHARLES W		Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	INTN - Internal	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	INTR - Internal	Priority	1	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	CHIS - Criminal History	Complexity	R - Regular	<input checked="" type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	05/14/2024	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	SR - Southern Region	Received	08/12/2024	<input type="checkbox"/>	Inspection		
Reference		Entered	08/12/2024	<input type="checkbox"/>	Costs		
		Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	274 - DANIA ENERTAINMENT CENTER, LLC - Application and rap sheet reviewed. Applicant's criminal history resulted in felony conviction(s) or an industry related offense (such as gambling, bookmaking, etc.).			<input type="checkbox"/>	Attachments		History
Updated	08/16/2024 15:58:36	By	cstubbs1	<input type="checkbox"/>	Work Notes		Print Report

Change	Save	OK	Cancel	Back
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Get Adobe Reader.

ROUTING SLIP

RE: WONG, EDWARD JUNG – LIC #
(APPLICANT'S NAME – LICENSE #)

Case No: 2024 04 6235

14001725 / 1055
Occupation Code and Job Title

Casino@Dania Beach
Facility (d/b/a name)

Referral Date: August 12, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones  8/16/2024
(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: CH 08/18/2024
(Initial & Date)

gR 08/19/24
(Initial & Date)

Is the applicant currently under suspension, have unpaid fines, been refused a license by any gaming or racing jurisdiction?

[] Yes or [X] No If yes, in what jurisdiction? _____

Investigative Findings:

April 2, 1999


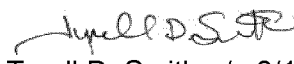
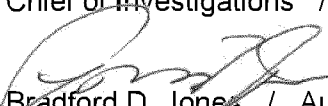
Miramar Police Department, FL. – Possession of Cocaine – Felony – Pled Nolo Contendere – Adjudication Withheld on July 27, 1999 - Sentenced to 18 months' Probation and Ordered to pay a Fine of \$250.00. – Fine has been paid in full.

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

INVESTIGATIVE REPORT

Office: PMW	Region: SOUTHERN	Date of Complaint: August 12, 2024	Case Number: 2024 04 6235
Respondent: WONG, EDWARD JUNG 4974 CYPRUS WAY COCONUT CREEK, FLORIDA 33073 954-798-2180		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BLVD. SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 14001725 / 1055		Profession: POKER DEALER	Report Date: AUGUST 16, 2024
Period of Investigation: AUGUST 12, 2024 TO AUGUST 16, 2024		Type of Report: FINAL	
<p>Basis of Investigation: This investigation is predicated upon submission of EDWARD WONG'S Florida Pari-Mutuel Occupational License Application dated May 14, 2024, along with a Request for Waiver signed / dated August 7, 2024 (EXHIBIT #1). On page #2 of his application. WONG answered "yes" to the question concerning convictions. He noted three felony convictions, however only one was correctly a felony, the other offenses were two misdemeanors. One misdemeanor was for Possession of Cannabis. The second misdemeanor was a DUI. Correctly listed was a 3rd Degree Felony for Possession of Cocaine (EXHIBIT #2).</p>			
Related Case:			
Investigations Specialist II / Date  / August 16, 2024		Approved by Investigations Manager / Date  Tyrell D. Smith / 8/16/2024	
Chief of Investigations / Date  Bradford D. Jones / August 16, 2024			

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 04-02-99		Arresting Agency: Miramar Police Department, Fl.			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1	Possession Of Cocaine	FELONY	NOLO	ADJ WH	07-27-99
2					
3					
4					

SENTENCE
FINE \$250 18 MONTHS PROBATION

--

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE	
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

CRIMINAL HISTORY

Arrest 3

Date of Arrest:	Arresting Agency:
------------------------	--------------------------

OFFENSE

Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

--

Additional Information:

Arrest 4

Date of Arrest:	Arresting Agency:
------------------------	--------------------------

OFFENSE

Charge(s):	CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1				
2				
3				
4				

SENTENCE

--

Additional Information:

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		

1. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

3. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

4. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
			YES
			NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

CONTINUATION

INTERVIEW

		YES	NO
Was an interview Conducted?		X	
Date of Interview: August 14, 2024	Location of Interview: Telephonic		
		YES	NO
Was the applicant cooperative?		X	
Additional Comments:			

SUMMARY OF INTERVIEW:

During this Investigators interview with Edward **WONG**, he was cooperative, and his demeanor was personable, professional and candid throughout the interview. He stated that he has been involved in the Casino Industry for most of his adult life. He worked for Seminole Gaming for fourteen (14 years) advancing from Poker Dealer to Poker Supervisor to Shift Manager.

In 2021 he was in a freak accident when furniture fell on him while assisting in a moving venture for a friend. It resulted in broken bones and a knee replacement. Due to the injury, he went on medical leave from Seminole Gaming. Around the time he was to return to work he was involved in a Snow Mobile accident. A long recovery followed which exceeded the time limit Seminole Gaming permitted for his employment, so he was forced to resign or be terminated. By resigning he could reapply after healing, which he eventually did however when offered employment the accompanying salary was significantly lower than what he had been paid previously.

In reference to the 1999 felony arrest for Possession of Cocaine, **WONG** stated he was with four friends in his car on their way to a birthday party in Broward County, Florida. The car which he was driving was pulled over by Police for a traffic infraction. **WONG** stated that while stopped and being questioned by the Officer, unbeknownst to him, a small amount of cocaine had fallen out of the car. He did not know who had the cocaine, therefore as the driver and registered vehicle owner, he was charged. Initially he pled Not Guilty then changed his plea to Nolo Contendere. The result was Adjudication Withheld; 18 Months' Probation, and a \$250 Fine (**EXHIBIT #3**). He has no other disqualifying arrest since 1999.

WONG is requesting licensure to pursue opportunities with the FGCC PMW facilities.

CONCLUSION:

An ARCI inquiry reveals no information on Mr. **WONG**. (**EXHIBIT #4**)

Case Status: Closed by Investigations and forwarded to Licensing.

CONTINUATION

TABLE OF CONTENTS

I. INVESTIGATIVE REPORT COVERSHEET

II. INVESTIGATIVE REPORT

III. EXHIBITS

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2. Rap Sheet.....1-11

3. Legal Documents.....1-17

4. ARCI..... 1-1

5. Deficiency Letter.....1-1



STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.com

TO: EDWARD JUNG WONG
Full Legal Name of Applicant

[Redacted]
Date of Birth

14001725
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Executive Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Florida Gaming Control Commission will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

[Signature]
Signature of Applicant

8-7-2024
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM FGCC PMW-3194 – REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.



STATE OF FLORIDA
 FLORIDA GAMING CONTROL COMMISSION
 DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

RECEIVED

PERSONAL INFORMATION					
Social Security Number/Federal Employer ID Number [REDACTED]					
IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION					
Last Name	First	Middle	Title	Suffix	
WONG	EDWARD	JUNG			
Birth Date (MM/DD/YYYY) [REDACTED]					
IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION					
Representative's Name	Last	First	Middle	Title	Suffix
Permitholder Name					
Official Capacity					
ATTEST STATEMENT					
I, <u>EDWARD JUNG WONG</u> do hereby instruct all law enforcement (name of applicant/representative) or criminal justice agencies, present and former employers or institutions with whom I or my businesses have a present or past business relationship, as well as all present or past social associates to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission.					
I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested.					
<u>EDWARD JUNG WONG</u> (if individual applicant - legal name and any nickname or alias in parentheses)					
Applicant/Representative Signature: <u>[Signature]</u> Date: <u>8-7-2024</u>					
NOTARIZATION					
The foregoing application was sworn to and subscribed before me this <u>7th</u> Day of <u>August</u> , 20 <u>24</u>					
by <u>Edward Wong</u> Type or print name of applicant		<u>[Signature]</u> Signature of applicant			
who is <u>personally known to me</u> or who has produced the following as identification.					
Type of Identification		Signature of person taking acknowledgment			
<u>Charlotte Johnson cap 3/22/27</u>		<u>[Signature]</u>			
		Notary Seal (Rubber Stamp and Expiration)			

RECEIVED

MAY 14 2024

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3410 - Slot Machine Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION
Social Security Number, Birth Date, Gender, Last Name, First, Middle, Suffix, Race/Ethnicity, Current Mailing Address, Email Address, Primary Phone Number, Secondary/Cell Phone Number, Current Street Address, Type of Slot Machine Occupational License, Job title(s), FOR DIVISION USE ONLY (License Code, Association Code, License Fee, etc.)

FGCC PMW-3410 Effective September 2020, Rue 75-14.005, F.A.C

Page 2 of 1
EXHIBIT #
PAGE # 3

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
Seminole Casino	5550 NW 40th Street Coconut Creek, FL 33073	7/2007-3/2021	<i>SHIFT MANAGER</i> Kelly Mautner	Medical Injury

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.
Florida Seminole Indian	N/A	<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
		<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
7-27-1999	Broward	FL	Poss Cocaine, Driving w/Suspended License	Felony	18 months probabtion
6-28-2010	Broward	FL	DUI	Felony	24 months probation

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

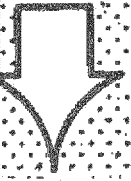
Empty space for additional information.

EXHIBIT # 1
PAGE # 5

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.

SIGN & DATE



Date of Disposition	County	State	Offense	Misdemeanor or Felony?	Sentence
7-27-1999	Broward	FL	Poss Cocaine, Driving w/ Suspended License	Felony	18 months probabtion
6-28-2010	Broward	FL	DUI	Felony	24 months probation
1-31-2008	Broward	FL	Poss of Cannabis DUI	Felony	6 MONTHS PROBATION

ELIJAH
6/18/2024

- 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

Empty space for additional information.

RECEIVED
 2024 JUN 24 PM 4:08
 FLORIDA GAMING
 CONTROL COMMISSION

EXHIBIT # 1
 PAGE # 6

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 Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging the FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

AUTHORIZATION FOR RELEASE OF INFORMATION:

I do hereby instruct all law enforcement, criminal justice agencies, gaming commissions, tribal gaming regulatory agencies or commissions, state agencies, or commissions responsible for gaming regulation to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission or the Florida Department of Law Enforcement

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.

Edward Jung Wong

Print Legal Name (First Middle Last)

[Redacted]

Birth Date (MM/DD/YYYY)

[Redacted]

Social Security Number

Dania Entertainment Center LLC

Name of Employer


Signature of Applicant

5/14/2024
Date



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: **cstubbs1**

VR Home > License Search > License Home

<p>License</p> <p>Fed Tax # [REDACTED] Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Individ Combo Expires On</p> <p>File # 12784 Name WONG, EDWARD JUNG Extended To</p> <p>License # Rank Renewed On</p> <p>Entity # 14001725 Lic Status App in Process</p>		<input type="checkbox"/> <p>Licensee</p> <p>History</p> <p>Notes</p> <p>Notes History</p> <p>Back</p>								
<p>Address</p> <p>Street # 4974 Street CYPRESS WAY</p> <p>Line 2</p> <p>Line 3</p> <p>City COCONUT CREEK State FL Zip 33073</p> <p>Routing</p>										
<p>Other</p> <p>1st License Date Rank Date Certificate #</p> <p>Method - - Status Date Certificate Date</p> <p>Fee Exempt No Birth Date [REDACTED] Renewal Sent</p>										
<p>Select</p> <p>Action <input type="text"/>  </p>										
<p>Modifiers</p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.			
Type	Modifier	Effective Date	Additional Info							
No items found.										

 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: **charris**

08/18/2024

VR Home > Complaint Search > Maintain Complaint > **License Home**

License Fed Tax # [REDACTED] Lic Type 1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo Expires On File # 12784 Name WONG, EDWARD JUNG Extended To License # Rank Renewed On Entity # 14001725 Lic Status App in Process		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back								
Address Street # 4974 Street CYPRESS WAY Line 2 Line 3 City COCONUT CREEK State FL Zip 33073 Routing		*New Applicant *No Previous License *No Temp Issued *No ARCI Findings *CCIS findings								
Other 1st License Date Rank Date Certificate # Method - - Status Date Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent		*No additional enforcement cases.								
Select Action <input type="text"/>  										
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.			
Type	Modifier	Effective Date	Additional Info							
No items found.										

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Licensing Administrator Review of Occupational License

WONG, EDWARD JUNG-14001725

2024-046235

(Applicant's Name- License #)

Case No:

INITIAL APPLICATION RECEIVED:	5/14/2024
Application Deemed Complete:	6/24/2024
90-Day Deadline:	9/22/2024

AH

274-Dania Jai-Alai

1055-Dealer

Application Processor

Facility (d/b/a name)

Occupation Code / Job Title/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 initially? Yes No

Was a deficiency letter issued to request information related to the offense(s)? Yes No

Felony(s): 1 Count(s) Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking

Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)

Animal Cruelty (Pari-Mutuel Professions)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
04/03/1999	Broward County, FL	Possession of Cocaine	F3	061999CF006064A88810	Adj. Withheld
09/12/2007	Broward County, FL	Charge 1: Marijuana Possession	M	062007MM020835A88810	Adj. Withheld
		Charge2: Possession Drug Paraphernalia	M	062007MM020835A88810	Adj. Withheld
		Charge 3: DUI	M	062007MM020835A88810	Guilty
		Charge 4: Disobey Avoid Red Light	Unknown	062007MM020835A88810	Unknown
		Charge 5: Poss Open Container in Vehicle	Unknown	062007MM020835A88810	Unknown
12/30/2009	Broward County, FL	Charge 1: DUI Damage to Property or Person of another	M	062009MM029879A88810	Guilty
		Charge 2: DUI Damage to Property or Person of another	M	062009MM029879A88810	Nolle Prosequi
02/16/2020	Monroe County, FL	Charge 1: DUI Reduced to Reckless Driving	M	442020CT000139000AMR	Guilty

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 <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"/> Commission	Initials: CH Date: <i>08/12/2024</i>
Comments:	



BROWARD COUNTY

BRENDA D. FORMAN
CLERK OF THE CIRCUIT AND COUNTY COURT



FLORIDA'S CLERKS OF COURT AND COMPTROLLERS

Bring You
ccis COMPREHENSIVE CASE INFORMATION SYSTEM

Cynthia.Harris@jcc

Expand All

Case Number	Filed Date	Disposition Date	County	Case Type	Status	Contested
081999CF006064A58510 [99-008064-CF-10A]	04/03/1999	07/27/1999	BROWARD	Felony	Disposed	No

Charge Seq #	Description	Date	Phase	Trial
1	POSSESSION OF COCAINE	07/27/1999	Court:Adjudication Withheld	No Trial
2	DRIVING W/LICENSE SUSP/REVOK	07/27/1999	Court:Adjudication Withheld	No Trial
3	FAIL REGISTER VEHICLE	07/27/1999	Court:Adjudication Withheld	No Trial
4	Unlaw LicTag/Sticker Attach	04/20/1999	Prosecutor:No Action	

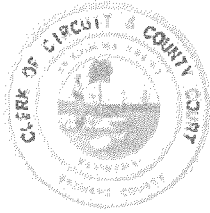
Party Name	Party Type	Attorney	Bar ID
FA. MICHAEL LYNCH -	JUDGE		
State of Florida	STATE ATTORNEY		
WONG, EDWARD JUNG Search This Party	DEFENDANT		
B & B BAIL BONDS OF FLORIDA	OTHER		
RANGER INSURANCE COMPANY	INTERESTED PERSON		

Dockets

Page : 1

Image	Doc #	Action Date	Description	Pages
	27	05/23/2000	CTS_Current Due Count(s):< 001 >	
	26	05/22/2000	Htg Held On Defense Motion To Terminate Probation Ct Rept C. Hopwood	
	25	05/22/2000	File Order Granting Def Motion To Terminate Probation Verbal	
	24	05/18/2000	File Defense Notice Of Hearing 5-22-00 M/for Early Term Of Prob	
	23	05/18/2000	File Defense Motion To Terminate Probation Early	
	22	05/09/2000	File Application Fee / Public Defender Appointed	
	21	07/27/1999	Broward County Supervision Count(s):< 002 >	
	20	07/27/1999	Broward County Supervision Count(s):< 001 >	
	19	07/27/1999	File Sentencing Guidelines	
	18	07/27/1999	File Order Of Probation	

Judge Assignment History <input type="checkbox"/>
Court Events <input type="checkbox"/>
Sentences <input type="checkbox"/>
Financial Summary <input type="checkbox"/>
Reopen History <input type="checkbox"/>



BRENDA D. FORMAN CLERK OF THE COURTS

browardclerk.org ■ BROWARD COUNTY, FLORIDA



Menu 

Is your court hearing being held via Zoom? Learn more about Remote Court Hearings by Zoom
(/GeneralInformation/Miscellaneous#RemoteHearingsbyZoom)

Case Detail - Public

 Print

State of Florida Vs. Wong, Edward Jung

Broward County Case Number: 99006064CF10A
State Reporting Number: 061999CF006064A88810
Court Type: Felony
Case Type: Felony
Filing Date: 04/03/1999
Case Status: Disposed
Court Location: Central Courthouse
Judge ID / Name: Lynch - FA, Michael
Magistrate Id / Name: N/A
BCCN: 0217300

- Party(ies)			Total: 4
Party Type	Party Name	? Address	? Attorneys / Address ★ Denotes Lead Attorney
Defendant	Wong, Edward Jung Gender: Male Race: White Language: English (American) Complexion: Light Height: 5'11" Weight: 180 Eye: Brown Hair: Black DOB: XXXXXXXXXX Birth City: Miami Birth State: FL	6860 Farraut St Hollywood, FL U.S. Of America	★ <i>Public Defender</i> <i>Public Defender</i> <i>Bar ID: 88888888</i> Status: Removed 05/22/2000 <i>Leifert, Brian Starr</i> <i>Bar ID: 947059</i> <i>1213 SE 3rd Avenue</i> <i>Fort Lauderdale, FL 33316</i> Status: Removed 07/15/1999
Bond Company	B & B Bail Bonds of Florida		
Bond Insurance Company	Ranger Insurance Company		
State	State of Florida		

- Charge(s)		Total: 4

EXHIBIT #-3
PAGE # -2

Offense Date	Charge	Degree	Detail
04/02/1999	1	(F3)	<p>Possession of Cocaine Date Filed: 04/02/1999 Current Statute: (F3)893.03(2)(a)4 Filing Type: SAO Information Filing Agency: Miramar PD Original Statute: (F3)893.03(2)(a)4-Possession of Cocaine</p>
04/02/1999	2	(M2)	<p>Driving W/License Susp/Revok Date Filed: 04/02/1999 Current Statute: (M2)322.34 Filing Type: SAO Information Filing Agency: Miramar PD Original Statute: (M2)322.34-Driving W/License Susp/Revok Citation Number: 4434KCM</p> <p>Vehicle Information</p>
04/02/1999	3	(M2)	<p>Fail Register Vehicle Date Filed: 04/02/1999 Current Statute: (M2)320.02(1) Filing Type: SAO Information Filing Agency: Miramar PD Original Statute: (M2)320.02(1)-Fail Register Vehicle Citation Number: 4437KCM</p> <p>Vehicle Information</p>
04/02/1999	4	(M2)	<p>Unlaw LicTag/Sticker Attach Date Filed: 04/02/1999 Current Statute: (M2)320.261 Filing Type: No Information Filing Agency: Miramar PD Original Statute: (M2)320.261-Unlaw LicTag/Sticker Attach</p>

- Warrant(s)

Total: 0

There is no Warrant information available for this case.

- Bond(s)

Total: 1

Posted Date	Charge(s)	Detail	Status
04/02/1999	1	Bond# 11047770 (InActive) Bond Type: Surety Bond Bond Company: B & B Bail Bonds of Florida Insurance Company: Ranger Insurance Company Bond Amount: \$1000.00 Surety Comment: InsCo: RACO-RANGER INSURANCE COMPANY	04/02/1999 POSTED 07/27/1999 DISCHARGED

- Arrest(s)

Total: 4

Arrest Date	Charge	Arrest Number	Detail
04/02/1999	1	MM99000454	Arrest Name At Arrest: Wong, Edward Jung Offense: Possession of Cocaine Degree: (F3) Bond Amount: \$1000.00 Bond Type: Surety Bond Statute: 893.03(2)(a)4 OBTS Number: 8888888888

EXHIBIT # -3
PAGE # -4

Arrest Date	Charge	Arrest Number	Detail
04/02/1999	2	MM99000454	Arrest Name At Arrest: Wong, Edward Jung Offense: Driving W/License Susp/Revok Degree: (M2) Bond Amount: \$ Statute: 322.34 OBTS Number: 8888888888
04/02/1999	3	MM99000454	Arrest Name At Arrest: Wong, Edward Jung Offense: Fail Register Vehicle Degree: (M2) Bond Amount: \$ Statute: 320.02(1) OBTS Number: 8888888888
04/02/1999	4	MM99000454	Arrest Name At Arrest: Wong, Edward Jung Offense: Unlaw LicTag/Sticker Attach Degree: (M2) Bond Amount: \$ Statute: 320.261 OBTS Number: 8888888888

- Disposition(s)

Total: 4

Offense Date	Charge	Disposition(s)
04/02/1999	1	<p>Plea(s) 07/27/1999 Amended Plea (Reason: Change of Plea.) Change of Plea-Nolo Contendere 05/12/1999 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 07/27/1999 Disposition Adjudication Withheld</p> <p>Sentence(s) 07/27/1999 Sentence (Judicial Officer(s): May, Melanie) Comment (Docketrac Sentence Record Note: Hiv/std Class/cos \$20. Per Month) Comment (Total Amount Imposed \$250.00) Charge Reopen Status (05/22/2000, Closed, 1) State Probation (0 Year(s) 18 Month(s) 0 Day(s), Start Date: 07/27/1999, End Date: 05/22/2000) Provisions: Provisions (No Alcohol, Random Urinalysis, Reduce Cost of Supervision) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)</p>

EXHIBIT #-3
PAGE # -4

Offense Date	Charge	Disposition(s)
04/02/1999	2	<p>Plea(s) 07/27/1999 Amended Plea (Reason: Change of Plea,) Change of Plea-Nolo Contendere 05/12/1999 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 07/27/1999 Disposition Adjudication Withheld</p> <p>Sentence(s) 07/27/1999 Sentence (Judicial Officer(s): May, Melanie) State Probation (0 Year(s) 0 Month(s) 60 Day(s), Start Date: 07/27/1999, End Date: 09/25/1999) Sentence Status (Concurrent, Case#: 99-006064-CF10A, Counts: 001-001, Comment: Def#:99006064CF10A Count:001) Provisions: Provisions (Waive All Costs) Special Provisions(Defendant Sentenced Under Sentencing Guidelines)</p>
04/02/1999	3	<p>Plea(s) 07/27/1999 Amended Plea (Reason: Change of Plea,) Change of Plea-Nolo Contendere 05/12/1999 Plea <i>Written Plea Not Guilty-Jury</i></p> <p>Disposition(s) 07/27/1999 Disposition Adjudication Withheld</p> <p>Sentence(s) 07/27/1999 Sentence Withheld (Judicial Officer(s): No, Judge)</p>

Offense Date	Charge	Disposition(s)
04/02/1999	4	Disposition(s) 04/20/1999 Disposition No Information

- Collection(s) Total: 4

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
05/23/2000	1		\$250.00	\$290.00	\$290.00	\$0.00	05/09/2000	\$40.00	-	\$0.00

- Event(s) & Document(s) Total: 26

Date	Description	Additional Text	View / Pages
05/22/2000	File Order Granting Def Motion To Terminate Probation	Verbal	
05/22/2000	Hrg Held On Defense Motion To Terminate Probation	Ct Rept C. Hopwood	
05/18/2000	File Defense Motion To Terminate Probation	Early	
05/18/2000	File Defense Notice Of Hearing	5-22-00 M/for Early Term Of Prob	

EXHIBIT # 3
PAGE # 8

Date	Description	Additional Text	View / Pages
05/08/2000	File Application Fee / Public Defender Appointed		
07/27/1999	Broward County Supervision	Count(s):< 002 >	
07/27/1999	Broward County Supervision	Count(s):< 001 >	
		Amount: \$35.00	
07/27/1999	Case Transferred	To Fa Division/per Sentence	
07/27/1999	File Acknowledgement -Waiver Of Rights		
07/27/1999	File Fingerprint Form		
07/27/1999	Hearing Held / Change Of Plea	Cr-Electronic	
07/27/1999	File Order Of Probation		
07/27/1999	File Sentencing Guidelines		
07/15/1999	File Order Granting Def Motion For Continuance		
07/15/1999	File Order Granting Def Motion To W/D Atty Of Record		
07/15/1999	Hearing Held / Status Report	Cr-Electronic	
06/17/1999	File Order Granting Def Motion For Continuance		
06/17/1999	Hearing Held / Status Report	Cr-Electronic	

Date	Description	Additional Text	View / Pages
05/12/1999	Arraignment Held	Cr-Electronic	
05/12/1999	Defendant Allowed 15 Days to File Motions		
05/12/1999	File Defense Demand For Discovery		
05/12/1999	File Defense Written Plea Of Not Guilty	And Appearance	
05/12/1999	File Judicial Pretrial Defer Prosecution Agreement		
04/27/1999	Court Date Notice	To Deft & Bond Co	
04/15/1999	File Notice From Pre-Trial Release Re: Drug Court	"transfer From Division Fa To Fn"	
04/02/1999	Bond Posted	B&b #11047770 \$1000	

+ Hearing(s) Total: 2

- Related Case(s) Total: 0

There is no related case information available for this case.

Brenda D. Forman

Clerk of Court

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Main Courthouse Location

201 SE 6th Street

Fort Lauderdale
Florida, US 33301
Phone: (954) 831-6565

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Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: EDWARD
Middle Name: JUNG
Last Name: WONG
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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6. Discussion of request for waiver

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado; Chief Attorney
Re: Garrett T. Anderson; Case No. 2024-062658
Date: January 30, 2025

Executive Summary

The Applicant, Garrett T. Anderson seeks a waiver of his disqualifying offense and issuance of a cardroom employee occupational license (the “Application”). The Applicant submitted a completed application for a cardroom employee occupational license. Upon review of the Application, it appears the Applicant has been convicted of two felony offenses in Volusia County, Florida. A Division investigator conducted a waiver interview of the Applicant on November 22, 2024, and documented the waiver interview in a report submitted to the Commission for consideration.

Pertinent Facts

On September 4, 2024, the Applicant submitted an application for a cardroom employee occupational license to the Division. The Applicant answered “yes” to if he had been convicted of a disqualifying offense and listed one felony offense. On September 13, 2024, the Applicant was issued a deficiency letter by the Division requesting a completed application, specifically requesting that he list all convictions on the application and requesting he provide court disposition records and arrest reports for an arrest out of Volusia County, Florida from February 25, 2022. The Applicant applied for a waiver from the statutory restrictions excluding applicants with disqualifying offenses on October 1, 2024. On October 9, 2024, the Applicant submitted the requested documents. Upon review of the completed Application, it appears that the Applicant was convicted of the following:

- Evading or Attempting to Elude High Speed out of Volusia County, Florida, from September 15, 2022; and
- Fleeing or Attempting to Elude out of Volusia County, Florida, from September 15, 2022.

On November 22, 2024, Commission investigators conducted a waiver interview with the Applicant. The waiver interview is documented in a report included as Exhibit A.

These convictions are disqualifying offenses pursuant to sections 550.105(5)(b), and 849.086(6)(f), Florida Statutes. Furthermore, the Applicant applied for cardroom employee occupational license and was denied on February 1, 2024.

Relevant Law

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

. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 849.086(6)(f), Florida Statutes, provides that the “provisions specified in s. 550.105(4), (5), (6), (7), (8), and (10) relating to licensure shall be applicable to cardroom occupational licenses.”

Section 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 commission.”

ANDERSON, GARRETT T

Case # 2024-062658

License Type: Cardroom Employee Occupational License (1012)
Occupation: Dealer

Waiver Requested: Yes No

ROUTING SLIP REQUEST FOR WAIVER

RE: ANDERSON, GARRETT T. – 11565390
(APPLICANT'S NAME – LICENSE #)

Case No: 2024 06 2658

1012 – Dealer
Occupation Code and Job Title

175 Orange City Racing & Card Club
Facility (d/b/a name)

Waiver Referral Date:

NOVEMBER 1, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones  1/4/2025
(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: CH 01/10/2025 _____
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, has unpaid fines, or has been refused a license by any gaming or racing jurisdiction?

Yes or No If yes, in what jurisdiction? _____

Executive Director: _____
(Initial & Date)

Prepare Waiver or Prepare File for Commission Review

Comments: _____

Investigative Findings:

February 25, 2022 Volusia County Sheriff's Office, FL. – Fleeing or Attempting to Elude High Speed (2nd Degree) and Fleeing or Attempting to Elude – Felonies – Pled Nolo Contendere – Adjudicated Guilty on September 15, 2022 - Sentenced to Community Control for 24 months and fined \$651.00. - Community Control converted to Probation. - Probation completed on September 14, 2024.

February 8, 2024 FGCC – Final Order issued, denying ANDERSON'S Application and Request for Waiver due to the above felony convictions (PMW Case #2023 03 7859).

*Please attach Routing Slip to front of case file

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: CENTRAL	Date of Complaint: NOVEMBER 1, 2024	Case Number: 2024 06 2658
Respondent: ANDERSON, GARRETT 1007 WANDERER DRIVE DELTONA, FLORIDA 32738 Phone: (386) 473-5509		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 W. COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 11565390 / 1012		Profession: Cardroom Employee	Report Date: NOVEMBER 22, 2024
Period of Investigation: November 1, 2024 – November 22, 2024		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon submission of Garrett ANDERSON's State of Florida Pari-Mutuel Wagering Occupational License Application dated, August 20, 2024, and Waiver Request Form dated, October 1, 2024.</p> <p>On, August 20, 2024, ANDERSON applied for a PMW Individual Occupational License to work as a Poker Dealer at Orange City Racing and Card Club (175). On his application, he answered "Yes" to the question, on page 2 of the application, "Have you ever been convicted of, or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" ANDERSON disclosed a 03/01/2022, conviction in Volusia County, Florida for Evading and Eluding.</p> <p>On September 13, 2024, PMW Licensing sent ANDERSON a Deficiency Letter, requesting the court disposition records and arrest(s) reports for the following charges:</p> <p style="padding-left: 40px;">Volusia County, FL Arrest(s) – 2/25/2022</p> <p>On October 9, 2024, PMW Licensing received the requested documents from ANDERSON.</p>			
Investigations Specialist II / Date <i>/s/ Lee Ann Rounds</i> Lee Ann Rounds / November 22, 2024		Approved by Investigations Manager / Date <i>C. Derek Washington</i> <i>/s/</i> C. Derek Washington / December 9, 2024	
Chief of Investigations / Date <i>Bradford D. Jones</i> Bradford D. Jones / December 27, 2024			

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 02/25/2022		Arresting Agency: Volusia County Sheriff's Office			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Evading Or Attempt to Elude High Speed	Felony 2nd Degree	Nolo Contendere	Guilty	09/15/2022
2	Feeing Or Attempt to Elude	Felony 3rd Degree	Nolo Contendere	Guilty	09/15/2022

SENTENCE
24 months Community Control (house arrest); one year Driver's License Suspension, attend an Advanced Driving Improvement Course and pay \$651 in Court Costs/Fines.

Additional Information: October 2, 2023, Respondent did have Community Control converted to Probation for the remainder of his sentence. Probation was completed on September 14, 2024.

Arrest 2					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE
Additional Information:

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?	X	
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type: 1012/Cardroom Employee Occupational			
Date Licensed: 11/17/2017	Expiration Date: 06/30/2020	License #: 11565390	Agency or Jurisdiction: FGCC
	YES	NO	
Has License ever been suspended or revoked?			X
Was any derogatory information received?	X		
Additional Comments: On September 11, 2023, ANDERSON's application for a Cardroom license was denied due to his felony convictions (Case 2023 03 7859. On 02/01/2024, a Final Order was issued denying ANDERSON's request for Waiver.			

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
	YES	NO	
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

3. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
	YES	NO	
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

4. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
	YES	NO	
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

WAIVER INTERVIEW

		YES	NO
Was a Waiver Interview Conducted?		X	
Date of Interview: 11/08/2024	Location of Interview: Orange City Racing and Card Club		
		YES	NO
Was the applicant cooperative?		X	
Additional Comments: ANDERSON did list one arrest and conviction on his application. He also did explain the arrest incident as listed in the law enforcement reports.			

SUMMARY OF INTERVIEW:

During my interview, **ANDERSON** stated that he had met up with some acquaintances at a bar and decided to go bar-hopping with them. As they left the bar, his friends teased him about racing his new Dodge Charger against another guy's Ford Mustang, so he agreed to do it. **ANDERSON** mentioned that he saw the police but did not stop because he was afraid the police would think he was street racing and impound the car he had just bought, so he continued driving in an attempt to get home. He further explained that after fleeing from the police, he stopped at a gas station, got out of the car, and ran on foot. He then tried to report his car as stolen and provided his location to the authorities. However, the police officer could tell he was lying, and **ANDERSON** was subsequently arrested. **ANDERSON** also said he had a small amount of marijuana and an opened bottle of alcohol in the car. He described his time spent in jail as frightening, calling it a disgusting place and a horrible experience, and he expressed that he never wants to be arrested again.

ANDERSON said he obtained an attorney and entered a plea of no contest, resulting in two years of house arrest, with the possibility of probation after serving one year. He said he discovered his PMW license had been revoked when he attempted to renew it in 2023.

ANDERSON indicated that he does not have any relatives in the industry and that he enjoyed his job as a poker dealer. He expressed a desire to return to this career, mentioning that he has lived in his current home for over ten years and is currently unemployed. He denies having any issues with drugs or alcohol, claiming to be an occasional drinker, and asserts that he has no current civil or criminal cases against him.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **ANDERSON (EXHIBIT #4)**.

Case Status: Closed by Investigations and forwarded to Licensing.

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2024 OCT 28 PM 12:32

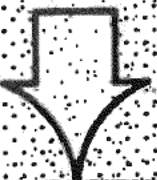
FLORIDA GAMING CONTROL COMMISSION

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FLORIDA GAMING CONTROL COMMISSION

SIGN & DATE

FGCC PMW-3180 - Request for Waiver



STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

TO: Garrett Anderson
Full Legal Name of Applicant

[Redacted]
Date of Birth

11565390
Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Executive Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation:

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing; conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States; if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes; or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine; in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion; or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Florida Gaming Control Commission will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Garrett Anderson
Signature of Applicant

10-1-24
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM FGCC PMW-3185 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

FLORIDA GAMING CONTROL COMMISSION

**Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3120 – Individual Occupational License Application**

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION					
Social Security Number [REDACTED]		Birth Date (MM/DD/YYYY) [REDACTED]		Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Last Name Anderson		First Garrett	Middle T	Suffix	
Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
If yes, list the name or names used: _____					
Race/Ethnicity (optional) <input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other					
Current Mailing Address 1007 Wanderer Drive			Email Address (optional)		
City Deltona		State FL	Zip Code (+4 optional) 32738	Country, if other than USA	
Primary Phone Number (386) 473-5509			Secondary/Cell Phone Number (optional)		
Current Street Address 1007 Wanderer Dr.					
City Deltona		State FL	Zip Code (+4 optional) 32738	Country, if other than USA	
Type of Occupational License applying for: <input type="checkbox"/> General Individual <input type="checkbox"/> Professional Individual <input checked="" type="checkbox"/> Cardroom Employee				Facility where employed and/or doing business: Orange City Racing & Card Club	
Occupation: <u>Poker Dealer</u>				Does your position require access to the Cardroom? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permitholder?				Is this your first time applying for a racing/gaming license in Florida? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> Yes, complete the following:				Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permitholder? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Stable Name, Kennel Name, or Business Name _____					
Trainer Name (horse or greyhound racing only) _____					
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY					
Type of professional license (attach a copy of Florida professional license):			Florida License Number		
FOR DIVISION USE ONLY					
License Code <u>1012</u>	License # <u>11565390</u>	File # <u>10552</u>	App # <u>78346</u>	Association Code <u>910</u>	Date Received <u>9/4/24</u>
License Fee <u>100</u>	FP Date <u>9/4/24</u>	FP Fee <u>37.25</u>	Entered By <u>[Signature]</u>	License Year <u>sup 7</u>	Total Fee <u>137.25</u>
<input type="checkbox"/> Off Temp	<input type="checkbox"/> Waiver Requested	<input type="checkbox"/> ARCI	<input type="checkbox"/> Enforcement	<input type="checkbox"/> Minor	

*Lic Denied in 2023
No Waiver*

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

Yes
 No Have you ever been convicted of, or had adjudication or guilty 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 listed 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
2021, mar - 1	Volusia	FL	evading and eluding	Felony	2 year house arrest

Yes
 No Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.

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:
license was ~~revoked~~ denied due to my one and done mistake.

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 Florida Gaming Control Commission, 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 obtaining a change, correction, or updating of the FDLE or FBI criminal history 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 Florida Gaming Control Commission 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, pursuant to Section 550.105, Florida Statutes.

Garnett Anderson
Signature of Applicant



8/20/24
Date

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
License Search		Entity Search		Modify License Standing		Maintain License CE Control			

Domain **100 - Division of Pari-Mutuel Wagering**

Logged in as: **Imoore**

VR Home > License Search > License Home

License Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On 06/30/2023 File # 10552 Name ANDERSON, GARRETT T Extended To License # 11565390 Rank CEMP - Cardroom Employee Occupational Renewed On Entity # 11565390 Lic Status Applic Denied		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back																				
Address Street # 1007 Street WANDERER DRIVE Line 2 Line 3 City DELTONA State FL Zip 32738 Routing																						
Other 1st License Date 07/14/2020 Rank Date 07/14/2020 Certificate # Method I-S-1024 Status Date 09/11/2023 Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent																						
Select Action <input type="text"/>  																						
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td>C</td> <td>DEAL - Dealer</td> <td>07/06/2020</td> <td></td> </tr> <tr> <td>I</td> <td>GHND - Greyhound</td> <td>11/17/2017</td> <td></td> </tr> <tr> <td>L</td> <td>143 - Daytona Beach Kennel Club, Inc.</td> <td>11/17/2017</td> <td></td> </tr> <tr> <td>Y</td> <td>3YR - 3 Year License</td> <td>11/17/2017</td> <td></td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	C	DEAL - Dealer	07/06/2020		I	GHND - Greyhound	11/17/2017		L	143 - Daytona Beach Kennel Club, Inc.	11/17/2017		Y	3YR - 3 Year License	11/17/2017	
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Alt Keys BEST LIC NBR 11565390																						

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VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report



License Search | Entity Search | Modify License Standing | Maintain License CE Control


Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: **charris**

01/09/2025

VR Home > Complaint Search > Maintain Complaint > License Home

License Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On 06/30/2023 File # 10552 Name ANDERSON, GARRETT T Extended To License # 11565390 Rank CEMP - Cardroom Employee Occupational Renewed On Entity # 11565390 Lic Status Applic Denied		<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back																				
Address Street # 1007 Street WANDERER DRIVE Line 2 Line 3 City DELTONA State FL Zip 32738 Routing		*Previously Licensed *No Temp Issued *No ARCI Findings *CCIS findings *No additional enforcement cases.																				
Other 1st License Date 07/14/2020 Rank Date 07/14/2020 Certificate # Method I-S-1024 Status Date 09/11/2023 Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent																						
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Alt Keys BEST LIC NBR 11565390																						

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Division of Pari-Mutuel Wagering
Licensing Administrator Review of Occupational License

ANDERSON, GARRETT T - 11565390

2024-062658

(Applicant's Name-- License #)

Case No:

INITIAL APPLICATION RECEIVED:	9/4/2024
Application Deemed Complete:	10/9/2024
If no Request for Waiver received, 90-Day Deadline:	1/7/2025

Waiver Requested: No Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
 • Waiver Requested 10/09/2024

HC
Application Processor

175- West Volusia Racing, Inc.
Facility (d/b/a name)

1012-Dealer
Occupation Code / Job Title/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 initially? Yes No
 Was a deficiency letter issued to request information related to the offense(s)? Yes No
 Felony(s): _____ Count(s) Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking
 Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)
 Animal Cruelty (Pari-Mutuel Professions)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
2/25/2022	Volusia County, FL	Charge 1-Fleeing Or Attempting to Elude High Speed	F	642022CF100408XXXADL	Adjudicated Guilty
		Charge 2-Fleeing Or Attempting to Elude	F	642022CF100408XXXADL	Adjudicated Guilty
		Charge 3-Fail To Obey Traffic Control Device-Sign	F	642022CF100408XXXADL	Administratively Dismissed
		Charge 4-Fail To Obey Traffic Control Device-Sign	F	642022CF100408XXXADL	Administratively Dismissed

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 Commission Initials: CH Date: 11/1/2024

Comments:



Licensee: Garrett T. Anderson

No Picture Available

Reports on Garrett T. Anderson

- Comprehensive Ruling Report
- Drug Ruling Report (Last 5 Years)
- Comprehensive Licensee Report

Identification Information

[Add a New Identification Record](#)

Date of Birth	Federal ID/SSN	Country	Sex
[REDACTED]	[REDACTED]	USA	Unknown

Name Information

[Add a New Name Record](#)

Name Type	Prefix	First Name	Middle Name	Last Name	Suffix
Current Legal Name		Garrett	T.	Anderson	

Address Information

Address Type	Street Address	City	State	Zip Code

Phone Information

Phone Number Type	Phone Number

License Information

[Add a New License Record](#)

License Number	License Type	Issued Date	Expiration Date	Licensing Commission
11565390	Other/OTB/Casino	7/14/2020	6/30/2023	Florida Division of Pari-Mutuel Wagering
	Other/OTB/Casino	7/6/2020	10/4/2020	Florida Division of Pari-Mutuel Wagering
	Other/OTB/Casino	12/14/2017	6/30/2020	Florida Division of Pari-Mutuel Wagering
	Other/OTB/Casino	11/17/2017	2/15/2018	Florida Division of Pari-Mutuel Wagering

Fingerprint Information

[Add a New Fingerprint Record](#)

Processing Commission	Date Taken	Status	Notes	RCI Card Submitted Date

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End

Applicable Reports

- Comprehensive Ruling Report
- Comprehensive Licensee Report

**7th. Judicial Circuit 707
Charging Affidavit - Volusia**

Arrest # _____ Bk # _____ Pg # 1 of 3

ARREST <input checked="" type="checkbox"/>		NOTICE TO APPEAR <input type="checkbox"/>		AFFIDAVIT <input type="checkbox"/>		C.C. <input type="checkbox"/>		ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number: 2022 100409 CFDL	
(ORI) FL: FL0641000		Agency Name: ORANGE CITY POLICE DEPARTMENT				Agency Case Number: 220000577					
FCIC/NCIC Check? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		OBTS #		U.C.R.:		Date Arrested: 02-25-2022		Time of Arrest: 0223			
ADDRESS OF ARREST (Street, City, State, Zip): 300 Blk Maytown Rd OSTEEN FL 32764						Arrested: By: Harralson, Samuel		ID Number: OC1243			
DEFENDANT		NAME (Last) Anderson		(First) Garrett		(Middle) T		A.K.A.:		Sex: M Race: W	
DOB: [REDACTED]		Age: 28		Driver's Lic./ID No.: [REDACTED]		State: FL		Year Expires: 2027		S.S.#: [REDACTED]	
Height: 5' 09		Weight: 140		Hair: BLN		Eyes: HAZ		P.O.B. (City, State, Country): Sanford FL		Statement: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Scars, Marks, Tattoos:				Business & Occupation:				Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>			
Probation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>					
Address - Mailing/Permanent 1007 Wanderer Dr		(STREET, APT. NUMBER)		(CITY) DELTONA		(STATE) FL		ZIP CODE 32738		RESIDENCE PHONE	
Address - Local		(STREET, APT. NUMBER)		(CITY)		(STATE)		ZIP CODE		RESIDENCE PHONE	
Address - Other (Employer/School)		(STREET, APT. NUMBER)		(CITY)		(STATE)		ZIP CODE		BUS/SCHOOL PHONE	

CHARGES		DOMESTIC VIOLENCE? Yes <input type="checkbox"/>		Attachments: Affidavit(s) <input type="checkbox"/>		Statement(s) <input type="checkbox"/>		NTA Schedule <input type="checkbox"/>		Report <input type="checkbox"/>		Traffic Infraction(s) <input checked="" type="checkbox"/>		DUI <input type="checkbox"/>		Total Charges: 1	
#1	Charge: Flee/Att.Elude LEO w/Lights/Sirens Active	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD: 316.1935(2)		Citation No.: A1CONEP		Bond: 2500.00									
#2	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD:		Citation No.:		Bond:									
#3	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD:		Citation No.:		Bond:									

CO-DEFENDANT		Co-Def #1. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/>		Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>		Co-Def #2. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/>		Fel. <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>	
#1	NAME (Last) (First) (Middle)	Race:		Sex:		DOB:		Age:	
#2	NAME (Last) (First) (Middle)	Race:		Sex:		DOB:		Age:	

NARRATIVE

The undersigned certifies and swears that there is probable cause to believe the above-named defendant,

on the 25 day of February, 2022, at approximately 0119 a.m. p.m.

at 2800 Blk Enterprise Rd ORANGE CITY within Volusia County, violated the law and did then and there:

1 On 02-25-2022 at approximately 0119 hours I, Sergeant Harralson observed a new model Orange Dodge Charger with dark wheels traveling south
 2 bound on enterprise rd in the 2500 blk. The vehicle was a 2021 model bearing Florida License Plate [REDACTED] I was stationary in my patrol vehicle
 3 when the vehicle passed me. This area is well lightened with street lights and the visibility is high. The way my patrol vehicle was parked my headlights
 4 were shining directly on to Enterprise Rd and I had a clear well view of the vehicle as it passed me. I visually observed the vehicle to be traveling well
 5 above the posted speed limit of 45mph. I visually estimated the vehicle to be traveling at 70 mph. I pulled out behind the vehicle and caught up to the
 6 vehicle in the approximately 2800 blk of Enterprise Rd. When I was behind the vehicle I began to pace the vehicle at 80 mph in a posted 45 mph
 7 zone. I was driving my fully marked patrol vehicle with "Orange City Police" insignias displaced on the vehicle. I activated my emergency blue/red
 8 lights and siren to conduct a traffic stop. It should be noted the vehicle I attempted to conduct a traffic stop on was racing another unknown vehicle
 9 south bound on Enterprise Rd. The other vehicle who was next to this target vehicle immediately began to slow and pull over upon activating my
 10 lights and sirens. The target vehicle failed to stop and began to drive at a higher rate of speed estimated at over 100mph using no due care/safety for
 11 any other drivers on the roadway. It was obvious he was attempting to flee by making no attempt to stop.
 12
 13 I notified dispatch of the fleeing vehicle and deactivated my emergency equipment. Back up VSO Deputies began to respond to this area to BOLO for
 14 the vehicle. I observed the vehicle travel south bound to Dirksen Dr. When I arrived at the Enterprise Rd/ Dirksen Dr intersection I observed the tail
 15 lights of this vehicle traveling east bound on Dirksen Dr at which point I then lost eye site of the vehicle.

NOTICE TO APPEAR		MANDATORY APPEARANCE <input type="checkbox"/>		YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>		FINE, AND COSTS AMOUNT:	
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED, I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.							
SIGNATURE OF DEFENDANT				Date		RELATIONSHIP TO JUVENILE	
SIGNATURE OF JUVENILE PARENT OR CUSTODIAN				Date		JUVE DISP. CITATION No.	

Sworn to and subscribed before me, the undersigned this <u>25</u> day of <u>February</u> , <u>2022</u>		I swear/affirm the above statements are correct and true		Rt Thumb	
Name: [Signature]		OFFICER'S/COMPLAINANT'S SIGNATURE		[Signature]	
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>		Harralson, Samuel		OC1243	
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>		NAME (PRINTED)		ID NUMBER	
Type of Identification:		Inmate Number & Facility:		EXHIBIT #2 PAGE 1/24	

Volusia

Notice to Appear Instruction Sheet
Follow these instructions according to the boxes checked.

Court Case Number:
Agency Case Number:

- Mandatory Court Appearance -- You MUST appear at COURT. You will receive a Notice of Arraignment from the County Clerk's Office at the mailing address you have given. Failure to appear at the time and place designated, will result in a warrant being issued for your arrest.
Court Appearance Not Mandatory -- You MUST comply with EITHER A or B:

PAYMENTS SHOULD BE MADE PAYABLE TO:
CLERK OF THE COURT.

A. Pay the Fine: You must complete the waiver information below and either mail or personally present this citation at the Clerk's Office checked below, from 8:00 a.m. to 4:30 p.m., Monday through Friday within 15 days of the issuance of this Notice to Appear. Fines may be paid in cash, personal check, money order or certified check made payable to: Clerk of the Court. (DO NOT MAIL CASH.)

Total fine and costs you must pay: \$

B. Contest the Citation: You MUST request that a court date be set within 15 days of the issuance of this Notice to Appear (if the 15th day falls on a Saturday, Sunday or legal holiday, the period is extended to the next working day) by either appearing between the hours of 8:00 a.m. and 10:00 a.m. at the Clerk's Office checked below, or by mailing your written request to the Clerk of the Court at the address checked below.

COUNTY CLERK'S OFFICES:

- Volusia County Courthouse, room B155, 101 N. Alabama Avenue, Deland, FL, 32724
Court House Annex, room 109, 125 E. Orange Avenue, Daytona Beach, FL, 32114
Volusia County Courthouse, room 6, 124 N. Riverside Drive, New Smyrna Beach, FL, 32169

I agree to appear at the time and place as designated above to answer the listed charge(s) or pay the fine and costs. I understand that if I willfully fail to request a court date and/or fail to appear before the court as required by this Notice to Appear, or fail to pay the indicated fine and costs on or before the date set forth above, I may be held in contempt of court and a warrant for my arrest will be issued.

DEFENDANT'S SIGNATURE (MANDATORY):

ATTENTION: PERSONS WITH DISABILITIES

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Avenue, Ste.300, Daytona Beach, FL 32114; Telephone: 386-257-6096 within two (2) working days of your receipt of this notice: If you are hearing or voice impaired, call 1-800-955-8771 or 1-800-955-8770. THIS IS NOT A COURT INFORMATION LINE.

Plea and Waiver Information

If this notice indicates that you have the option to pay a fine or appear in court and you choose to pay the fine, follow the instructions in paragraph A above. Read and sign this page. This page MUST be returned to the clerk's office with your fine payment.

- In consideration of my not appearing in court, I enter my plea on the affidavit in this case, for the offense charged, waiving my right to be present and the reading of the affidavit. I understand the nature of the charge(s) against me and hereby enter my plea of guilty or nolo contendere (no contest).
In doing so, I understand the nature of the charge(s) against me, I understand that I waive my right to counsel, the right to a trial before a judge or jury, the right to a continuance, and the right to appeal. Payment of this fine will result in adjudication of guilt to this charge being withheld.
By my signature, I acknowledge that I understand the above statements. I am not under the influence of alcohol or drugs. I also certify that my address listed below is correct.

Defendant's Signature: Date:

Defendant's Name (print):

EXHIBIT #2
PAGE 2/24

Defendant's Address:

Narrative Supplement 707-B

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

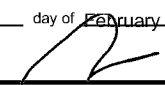
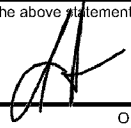
Court Case Number:

Defendant Name: Anderson	(Last)	Garrett	(First)	T	(Middle)	Agency Case Number: 220000577
--------------------------	--------	---------	---------	---	----------	-------------------------------

CHARGES	DOMESTIC VIOLENCE? Yes <input type="checkbox"/>	Attachments: Affidavit(s)? <input type="checkbox"/>	Statement(s) <input type="checkbox"/>	NTA Schedule <input type="checkbox"/>	Report <input type="checkbox"/>	Traffic Infraction(s) <input checked="" type="checkbox"/>	Total Charges: 1
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:		
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:		
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:		

16
17 Deputy Marty was in the area of Garfield and Doyle Rd and observed the vehicle at which point he attempted to conduct a traffic stop at which point
18 the vehicle fled from him as well. See VSO case #VP220003912 for details. This was at approximately 0124:04 hours per CAD.
19
20 Deputy Nealis was set up east of Deputy Marty at Doyle Rd/Lush Ln with stop sticks where he was able to successfully deploy his stop sticks and
21 deflate the vehicles tires. The vehicle continued to drive east bound on Doyle Rd. This was at approximately 0124:58 hours per CAD.
22
23 Deputy Marty then located the vehicle unoccupied, locked with the windows rolled up at the Circle K located at S.R. 415 and Doyle Rd. This was at
24 approximately 0127:25 hours per CAD. Deputy Martey observed a white male same build and hair cut as the DEF from the back walking south
25 bound on S.R. 415 from the location of where the vehicle was located. Deputy Marty stayed with the vehicle until additional Law Enforcement Officers
26 arrival.
27
28 Units on scene then began to BOLO the area. At approximately 0145:19 hours per CAD the registered owner/DEF called into 911 wanting to report
29 his vehicle stolen. The DEF explained he was on Maytown Rd walking. Deputies arrived in the 300 blk of Maytown Rd and secured the DEF. The 300
30 blk of Maytown Rd is in a close proximity to where the vehicle was located.
31
32 The DEF was read his Miranda Rights by Deputy Bryant from a pre-printed card. The DEF stated he was at his friend "Ryan's" house all night and
33 had recently left "Ryan's" house approximately 20 minutes prior to calling 911 to report his vehicle stolen. The DEF stated "Ryan's" house was off
34 Maytown but he was unsure of the exact location. He estimated he had walked six miles to obtain cell phone service to call 911 to report his vehicle
35 stolen. The DEF stated he walked outside of "Ryan's" house 20 minutes before calling and saw his car gone. The DEF stated he only had one key
36 fob for the car. Noting- when the vehicle was located it showed no sign of damage to the steering column or interior of the vehicle as if it was stolen.
37 The DEF was also found to have the only key fob to the vehicle in his pocket. When questioned how the vehicle would be stolen if he had the key fob
38 and it was not damaged inside, he stated he did not know. While speaking with him deputies were able to speak with "Ryan". "Ryan" stated the DEF
39 was at his house on 02-24-2022 and had left at approximately 1800 hours in his Orange Charger. Ryan had not seen the DEF since. The DEF stated
40 "Ryan" is a close friend and would have no reason to lie to get him in trouble when asked.
41
42 Based on the totality of circumstance probable cause was established to state the DEF/registered owner of the vehicle was driving the car when it
43 fled from Law Enforcement and he was placed under arrest.
44
45 Search incident to arrest the DEF was found to have two bar tab/receipts in his pocket. The receipts were both for "Pub and Grill" located at 2438 S
46 Volusia Ave in Orange City. One block away from where I originally observed the vehicle committing a traffic violation. The time stamps on the
47 receipts are as follows; receipt #1- 02-24-2022 at 1136 hours. Receipt #2- 02-25-2022 at 0108 hours, which was approximately 11 minutes before I
48 attempted to conduct a traffic stop on him. These receipts were taken for evidence by Deputy Martey.
49
50 The DEF was additionally charged with Fleeing and Eluding and Misuse of 911 by Deputy Martey. See VP220003912 for VSO report/charging
51 affidavit.
52
53 The DEF was issued several citation then transported to VCBJ.

EXHIBIT #2
PAGE 3/24

Sworn to and subscribed before me, the undersigned this <u>25</u> day of <u>February</u> , 2022	I swear/affirm the above statements are correct and true	Right Thumb
Name: 		
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE	
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	Harralson, Samuel	OC1243
Type of Identification:	NAME (PRINTED)	ID NUMBER

**7th. Judicial Circuit 707
Charging Affidavit - Volusia**

Arrest # _____ Bk # _____ Pg # 1 of 4

ARREST NOTICE TO APPEAR AFFIDAVIT C.C. ADULT JUVENILE Court Case Number: **2022 100408 CFDL**

(ORI) FL: FL0640000 Agency Name: VOLUSIA COUNTY SHERIFF'S OFFICE Agency Case Number: 220003912
 FCIC/NCIC Check? Yes No OBTS # _____ U.C.R. _____ Date Arrested: 02-25-2022 Time of Arrest: _____
 ADDRESS OF ARREST (Street, City, State, Zip): ENTERPRISE RD/WELLNESS AV ORANGE CITY FL 32763 Arrested: By: MARTY, REUBEN ID Number: 9086

DEFENDANT NAME (Last) ANDERSON (First) GARRETT (Middle) T A.K.A.: _____ Sex: M Race: W
 DOB: _____ Age: 28 Driver's Lic./ID No.: _____ State: FL Year Expires: _____ S.S.#: _____
 Height: 5' 09 Weight: 175 Hair: BRO Eyes: BLU P.O.B. (City, State, Country): SANFORD FL Statement: Yes No
 Scars, Marks, Tattoos: _____ Business & Occupation: _____ Citizenship: Yes No
 Probation: Yes No Sexual Predator: Yes No English: Yes No Deaf/Mute: Yes No

CHARGES DOMESTIC VIOLENCE? Yes Attachments: Affidavit(s)? Statement(s) NTA Schedule Report Traffic Infraction(s) DUI Total Charges: 1
 #1 Charge: Flee/Att.Elude LEO w/Lights/Sirens Active FEL MISD ORD FS/ORD: 316.1935(2) Citation No.: _____ Bond: 2500
 #2 Charge: _____ FEL MISD ORD FS/ORD: _____ Citation No.: _____ Bond: _____
 #3 Charge: _____ FEL MISD ORD FS/ORD: _____ Citation No.: _____ Bond: _____

CO-DEFENDANT Co-Def #1. Arrested? Y N Fel. Misd. Traf. Ord. NTA Co-Def #2. Arrested? Y N Fel. Misd. Traf. Ord. NTA

NARRATIVE The undersigned certifies and swears that there is probable cause to believe the above-named defendant,
 on the 25 day of February, 2022, at approximately 0119 a.m. p.m.
 at GARFIELD RD/ DOYLE RD DELTONA within Volusia County, violated the law and did then and there:

1 ***BWC***
 2
 3 On February 25, 2022 at approximately 0119 hours, Deputy Marty was dispatched and responded to the area of Providence Blvd/Doyle Rd, Deltona
 4 in reference to an Orange in color Dodge Charger which fled from Sergeant Harrelson of the Orange City Police Department reference OCPD case
 5 #(OC220000577).
 6
 7 Upon arriving in the area of Doyle Rd/Garfield Rd, Deputy Marty observed the Orange in color Dodge Charger traveling east bound on Doyle Rd and
 8 immediately turned around to get behind of the vehicle. Deputy Marty who was in his marked "Volusia Sheriff" patrol vehicle then observed the
 9 orange Charger cross over a double yellow line while passing the vehicle in front of him at a high rate of speed. Deputy Marty activated his
 10 emergency lights and observed the aforementioned vehicle continue to accelerate at a high rate of speed as to elude and flee from law enforcement.
 11 Deputy Marty notified dispatch and responding units referencing the direction of travel and charges for flee and elude.
 12 Deputy Marty notified Deputy Nealis the location of the vehicle, where he then deployed stop sticks in the area of Doyle Rd/Lush Ln, Deltona. The
 13 stop sticks were effective and deflated the driver's side front and rear tire. Deputy Marty then lost sight of the vehicle before observing it again parked
 14 at the Circle K parking lot located at 320 SR 415, Osteen. While securing the vehicle Deputy Marty observed a white male approximately 200 yards
 15 from the aforementioned vehicle walking at a steady pace south on SR 415. Deputies cleared the Dodge Charger FL Tag # _____ and made

NOTICE TO APPEAR MANDATORY APPEARANCE YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY FINE, AND COSTS AMOUNT: _____
 I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED, I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.
 SIGNATURE OF DEFENDANT _____ Date _____ SIGNATURE OF JUVENILE PARENT OR CUSTODIAN _____ JUV DISP. CITATION No. _____
 RELATIONSHIP TO JUVENILE _____

Sworn to and subscribed before me, the undersigned this 25 day of February, 2022, Name: *[Signature]* I swear/affirm the above statements are correct and true Rt Thumb
 Notary Public Law Enforcement or Corrections Officer OFFICER'S/COMPLAINANT'S SIGNATURE
 Personally Known Produced Identification MARTY, REUBEN 9086
 Type of Identification: 9061 NAME (PRINTED) ID NUMBER
OFFICIAL USE ONLY Inmate Number & Facility: EXHIBIT #2 PAGE 4/24

Volusia

Notice to Appear Instruction Sheet
Follow these instructions according to the boxes checked.

Court Case Number:
Agency Case Number:

- Mandatory Court Appearance -- You MUST appear at COURT. You will receive a Notice of Arraignment from the County Clerk's Office at the mailing address you have given. Failure to appear at the time and place designated, will result in a warrant being issued for your arrest.
Court Appearance Not Mandatory -- You MUST comply with EITHER A or B:

PAYMENTS SHOULD BE MADE PAYABLE TO:
CLERK OF THE COURT.

A. Pay the Fine: You must complete the waiver information below and either mail or personally present this citation at the Clerk's Office checked below, from 8:00 a.m. to 4:30 p.m., Monday through Friday within 15 days of the issuance of this Notice to Appear. Fines may be paid in cash, personal check, money order or certified check made payable to: Clerk of the Court. (DO NOT MAIL CASH.)

Total fine and costs you must pay: \$

B. Contest the Citation: You MUST request that a court date be set within 15 days of the issuance of this Notice to Appear (if the 15th day falls on a Saturday, Sunday or legal holiday, the period is extended to the next working day) by either appearing between the hours of 8:00 a.m. and 10:00 a.m. at the Clerk's Office checked below, or by mailing your written request to the Clerk of the Court at the address checked below.

COUNTY CLERK'S OFFICES:

- Volusia County Courthouse, room B155, 101 N. Alabama Avenue, Deland, FL, 32724
Court House Annex, room 109, 125 E. Orange Avenue, Daytona Beach, FL, 32114
Volusia County Courthouse, room 6, 124 N. Riverside Drive, New Smyrna Beach, FL, 32169

I agree to appear at the time and place as designated above to answer the listed charge(s) or pay the fine and costs. I understand that if I willfully fail to request a court date and/or fail to appear before the court as required by this Notice to Appear, or fail to pay the indicated fine and costs on or before the date set forth above, I may be held in contempt of court and a warrant for my arrest will be issued.

DEFENDANT'S SIGNATURE (MANDATORY):

ATTENTION: PERSONS WITH DISABILITIES

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Avenue, Ste.300, Daytona Beach, FL 32114; Telephone: 386-257-6096 within two (2) working days of your receipt of this notice: If you are hearing or voice impaired, call 1-800-955-8771 or 1-800-955-8770. THIS IS NOT A COURT INFORMATION LINE.

Plea and Waiver Information

If this notice indicates that you have the option to pay a fine or appear in court and you choose to pay the fine, follow the instructions in paragraph A above. Read and sign this page. This page MUST be returned to the clerk's office with your fine payment.

- 1. In consideration of my not appearing in court, I enter my plea on the affidavit in this case, for the offense charged, waiving my right to be present and the reading of the affidavit. I understand the nature of the charge(s) against me and hereby enter my plea of guilty or nolo contendere (no contest).
2. In doing so, I understand the nature of the charge(s) against me, I understand that I waive my right to counsel, the right to a trial before a judge or jury, the right to a continuance, and the right to appeal. Payment of this fine will result in adjudication of guilt to this charge being withheld.
3. By my signature, I acknowledge that I understand the above statements. I am not under the influence of alcohol or drugs. I also certify that my address listed below is correct.

Defendant's Signature: Date:

Defendant's Name (print):

Defendant's Address:

Narrative Supplement 707-B


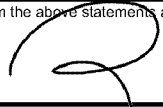
Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number:

Defendant Name: ANDERSON	(Last)	GARRETT	(First)	T	(Middle)	Agency Case Number: 220003912
--------------------------	--------	---------	---------	---	----------	-------------------------------

CHARGES	DOMESTIC VIOLENCE? Yes <input type="checkbox"/>	Attachments: Affidavit(s)? <input checked="" type="checkbox"/>	Statement(s) <input type="checkbox"/>	NTA Schedule <input type="checkbox"/>	Report <input checked="" type="checkbox"/>	Traffic Infraction(s) <input checked="" type="checkbox"/>	Total Charges: 1
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:		
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:		
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD:	Citation No.:	Bond:		

16 contact with the Circle K employee who advised she did not see anyone walk away from the vehicle and was unable to provide deputies with video
17 surveillance. It should be noted the was observed to be locked with the engine off.
18
19 Deputies then queried the Charger through FCIC/NCIC which showed Garrett Anderson (D1) as the registered owner of the vehicle. At approximately
20 0146 hours, Central Communications advised Anderson was calling on 911 where he advised he wanted to report his vehicle as stolen. Anderson
21 then stated he had been drinking at a friends house and when he went to retrieve a cigarette from out of his vehicle he noticed it was missing.
22 Anderson advised he had been walking on Osteen Maytown Rd, Osteen until he was able retrieve service on his cell phone. Anderson was unable to
23 provide an address for his friend's residence.
24
25 Deputies then made contact with Anderson who was located at 395 Osteen Maytown Rd, Osteen. It should be noted Anderson was located
26 approximately half a mile from where his vehicle was parked and matched the description and statute of the white male who was walking south on
27 SR 415, Osteen. Deputies observed Anderson to be nervous, intoxicated and appeared to have perspiration on his person. Anderson was then read
28 his Constitutional Rights by Deputy Bryant where he advised he understood and wanted to speak to deputies. Anderson told deputies he had been
29 drinking at his friend "Ryan's" house the entire day and did not leave until approximately 30 minute prior to him calling 911. Anderson advised he
30 believed someone either stole his vehicle or had played a joke with him so he did not want to wake his friend "Ryan" up to ask. Deputies then
31 observed Anderson carrying the Key Fob to his Dodge Charger in his front right pocket. Deputies questioned Anderson about the Key Fob where he
32 advised he only owned one set at the time because he lost the original when he purchased the vehicle.
33
34 Deputies were unable to retrieve video surveillance footage from the Circle K located at 320 SR 415, Osteen and video surveillance footage from the
35 Foxhead Lounge located at 280 SR 415, Osteen. Deputies then made contact with "Ryan" who advised Anderson was drinking at his home earlier in
36 the day but left in his Dodge Charger at approximately 1900 hours and did not return.
37
38 Based on the totality of circumstances probable cause was established to charge Anderson with the act fleeing and eluding with lights and sirens
39 active and misuse of 911.
40
41 After a search incident to arrest, deputies retrieved two receipts located in his rear right pocket. The receipts were both for the American Pub and Grill
42 located at 2438 S Volusia Av, Orange City which was approximately one block away from where Sergeant Harrelson observed the initial violation.
43 Receipt #1 was observed to have a date of February 24, 2022 at 1136 hours and the name garret on it. Receipt #2 was observed to have a date of
44 February 25, 2022 at 0108 hours, which was approximately 11 minutes prior to the initial traffic violation. Both receipts were later turned into the
45 District 4 evidence locker for evidence.
46
47 Deputies later conducted an inventory on Anderson's vehicle where they located a Colt handgun serial #(25076) in a back bag located in the rear
48 passenger floor board. Deputies also located a white plastic container with 4.4 grams of a green leafy substance (presumptive marijuana) in the
49 center console of the vehicle. The handgun and the presumptive marijuana was later turned into the District 4 evidence locker.
50
51 Anderson was also issued 2 Uniform Traffic Citations:
52
53 AG0H63E- Flee or Attempting to Elude with lights and sirens active
54 AG0H64E- Traffic control device.
55
56 Anderson was additionally charged with fleeing and eluding by Sergeant Harrelson reference OCPD case #(OC220000577).

Sworn to and subscribed before me, the undersigned this <u>25</u> day of <u>February</u> , 2022 Name: 	I swear/affirm the above statements are correct and true 	Right Thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/> Type of Identification:	OFFICER'S/COMPLAINANT'S SIGNATURE MARTY, REUBEN NAME (PRINTED)	
	9086 ID NUMBER	EXHIBIT #2 PAGE 6/24

Witness/Victim/Evidence Form 707-A

Arrest
 Affidavit
 Notice to Appear
 Adult
 Juvenile

Court Case Number: 220003912

Defendant (Last) Name: ANDERSON		(First) GARRETT		(Middle) T		Agency Case Number: 220003912	
Name: (Last)		(First)		(Middle)		Vic <input type="checkbox"/>	Wit <input type="checkbox"/>
Address (#, Street, City, State):		Zip:		Race:		Sex: M <input type="checkbox"/> F <input type="checkbox"/>	Age:
Bus/School Address:		Relative/Contact Name		Relative/Contact Address:		DOB:	
Statement: <input type="checkbox"/> Yes <input type="checkbox"/> No		Bus: Phone:		Zip:		SSN:	
Relative/Contact Name		Relative/Contact Address:		Phone:			

EVIDENCE COLLECTED

Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
SEE PROPERT PAGE			
Owner Name (Last) (First) (Address)		(Phone)	Value
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Owner Name (Last) (First) (Address)		(Phone)	Value
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount
Description of Evidence	Date Recovered	Model Serial/I.D. Number	Drug Amount

I certify that the foregoing is a complete list of witnesses/victims & evidence known to me.

MARTY, REUBEN
Investigating Officer



9086
ID Number

VCSO
Agency

CLASSIFICATION: FELONY

STATE OF FLORIDA

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT, IN AND FOR VOLUSIA COUNTY, FLORIDA, IN THE YEAR TWO THOUSAND TWENTY TWO

VS.

GARRETT T ANDERSON
W/M; DOB [REDACTED] SS# [REDACTED]

CASE NO: 2022 100408 CFDL
2022 100409 CFDL
AGENCY: OCPD/220000577
VCSO/220003912

INFORMATION

CHARGE(S):

- I) FLEEING OR ATTEMPTING TO ELUDE HIGH SPEED
- II) FLEEING OR ATTEMPTING TO ELUDE

R.J. LARIZZA, State Attorney for the Seventh Judicial Circuit of the State of Florida and as such prosecuting attorney for this Court, in the name of and by the authority of the State of Florida charges that:

COUNT I: GARRETT T ANDERSON on or about February 25, 2022, in the County of VOLUSIA and State of Florida, did willfully flee or attempt to elude a law enforcement officer of the Orange City Police Department in an authorized law enforcement patrol vehicle with agency insignia and other jurisdictional markings prominently displayed on the vehicle with siren and lights activated, and during the course of the fleeing or attempting to elude drove at high speed, or in any manner which demonstrated a wanton disregard for the safety of persons or property, contrary to Florida Statute 316.1935(3)(a). (2 DEG FEL)

COUNT II: IN THAT GARRETT T ANDERSON on or about February 25, 2022, in the County of VOLUSIA and State of Florida, did operate a vehicle, having knowledge that he had been ordered to stop such vehicle by a duly authorized law enforcement officer of the Volusia County Sheriff's Office, did willfully refuse or fail to stop the vehicle in compliance with such order or, having stopped in knowing compliance with such order, did willfully flee in an attempt to elude the officer, contrary to Florida Statute 316.1935(1). (3 DEG FEL)

FOR THE STATE ATTORNEY

Amy L Walker

AMY L WALKER
Bar No. 0163023
ASSISTANT STATE ATTORNEY &
SEVENTH JUDICIAL CIRCUIT OF THE
STATE OF FLORIDA
101 NORTH ALABAMA AVENUE
DELAND, FL 32724
(386) 822-6400
ESERVICEVOLUSIA@SAO7.OR

CLERK OF THE CIRCUIT
&
CITY COURT VOLUSIA CITY, FL
CC 35

2022 MAR -1 PM 2:40

FILED

COUNTY OF VOLUSIA

STATE OF FLORIDA

Personally appeared before me AMY L WALKER, Assistant State Attorney, for the Seventh Judicial Circuit of the State of Florida, known to me to be the foregoing prosecuting officer, who being duly sworn, says that the allegations set forth in the foregoing information are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged. Subscribed in good faith. Said facts based on testimony of material witnesses.

SWORN to and subscribed before me this 01 day of March, 2022.

Submitted to the Clerk of the CIRCUIT

JANE E. PROVOST
Commission # GG 303862
Expires May 31, 2023
Bonded Thru Troy Fain Insurance 800-385-7019

Jane E. Provost

EXHIBIT #2
PAGE 8/24

Court, Seventh Judicial Circuit, in and
For VOLUSIA County, Florida, on the
01 day of March, 2022.

NOTARY PUBLIC AT LARGE
STATE OF FLORIDA

EXHIBIT #2
PAGE 9/24

IN THE CIRCUIT COURT, SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA

STATE OF FLORIDA

CASE NO: 2022 100408, 2022-100409

vs.

Garrett Anderson
DEFENDANT

PLEA

1. I, Garrett Anderson, the defendant herein, withdraw my previously entered plea(s) of Not Guilty, and enter plea(s) as follows:

- () Guilty Nolo Contendere to Fleeing or Attempting to Elude, a ^{high speed} 2 degree felony/misdemeanor
- () Guilty Nolo Contendere to Fleeing or Attempting to Eluding, a 3 degree felony/misdemeanor

2. I understand that if the Court accepts my plea(s) I give up my right to a trial, at which I would have the following rights: (1) to have a jury determine whether I am guilty or not guilty, or to have a judge make such a determination in a non-jury hearing; (2) to see and hear witnesses testify and to have my lawyer question them for me; (3) to subpoena and present witnesses and items in evidence in my defense and to present any defense I might have to a jury or judge; (4) to testify or remain silent; (5) to require the prosecutor to prove my guilt by admissible evidence beyond a reasonable doubt before I can be found guilty. I further understand that I give up my right to appeal all matters except court rulings entered after this plea is entered, an illegal sentence, or the court's authority (jurisdiction) to hear my case, and I agree to pay all costs and attorneys fees of any appeal which I attempt to pursue on any other subject. My lawyer has explained to me what an appeal is, and I understand that changing my mind about entering this plea, after it is accepted, will not require the court to let me withdraw it, nor will it make the court's sentence illegal or deprive the court of authority to sentence me.

3. I understand that a plea of "Not Guilty" denies that I committed the crime charged. I also understand that a plea of "Guilty" admits I committed the crime charged, a "Best Interest Guilty" plea and a plea of "Nolo Contendere" mean I do not contest the state's evidence against me. By entering the above plea(s) I am voluntarily submitting myself to the court's sentencing authority. I understand that if the court accepts my plea(s), there will be no trial, and the court will impose sentence based on my plea(s). I agree that a factual basis for the court to accept my plea(s) is contained in documents in the court file, including the complaint affidavit(s). I understand that if I am not a citizen of the United States, I may be deported. I understand that the court may impose monetary penalties/assessments to include fines, courts costs, restitution (if applicable) and/or other fees.

4. I have read the Information or Indictment in this case, and I understand the charges to which I am pleading. I stipulate that there is a factual basis described in court documents to support the charge(s) against me. My lawyer has explained to me: the maximum and minimum penalty(ies) for the charges against me, including enhanced sentencing laws for which the state has given my lawyer notice; the essential elements of the crime(s) I am charged with, and all defenses I might have. I understand that if I am on parole or probation in any other case, this plea can cause that parole or probation to be revoked and I can receive a separate sentence up to the maximum allowed by law for that (those) case(s).

5. No one has promised me anything to get me to enter this (these) plea(s), except as stated herein. My lawyer has not promised me that I will receive a specific sentence. The judge has made no promises as to what sentence I will receive, other than a lawful sentence. Unless the judge accepts this plea as a "conditional plea" and those words appear in the space below, the judge is not required to follow any state or defense recommendation regarding sentence. If I receive a sentence of probation, I may be required to serve time in the county jail as a condition of probation. The state recommends the following sentence:

24 months Community Control; 1 year DL suspension (no objection to hardship); ability to ~~convert~~ ^{convert} community control to probation at the half way point; Advanced driving improvement course

FILED
IN OPEN COURT
SEP 15 2022

Clerk Circuit & County Court Volusia County, FL

6. No one has pressured or forced me to enter this (these) plea(s). I am entering this (these) plea(s) because I am guilty of the crimes charged or I believe it is in my best interest to do so. I am doing this voluntarily and of my own free will.

7. I understand that my sentence will be imposed under the Sentencing Guidelines that apply to my case, unless I qualify for enhanced penalties under Chapter 775, Florida Statutes, or other statutes. If no enhanced sentence is requested or applies, I understand that the court can impose a sentence exceeding the guideline range only by stating clear and convincing reasons under the guidelines law. If the court imposes a sentence exceeding the guidelines range, I will have the right to withdraw my plea(s) or appeal the sentence, unless enhanced penalties apply and are lawfully imposed. No representations or promises have been made to me regarding "gain time," "good time," "early release," or any credit toward my sentence, which I understand the court and my lawyer cannot affect. Only the Department of Corrections can calculate a release date.

8. This paragraph applies if this or another case against me involves a sex-related charge (even if a reduced charge). My lawyer has explained the mandatory, statutory conditions of sex-offender probation, including the requirement to wear a GPS monitor at all times, and the law of involuntary civil commitment under the Involuntary Civil Commitment of Sexually Violent Predators Act, or similar statutes.

EXHIBIT #2
PAGE 10/24

9. I understand and agree that if the judge permits me to remain at liberty pending sentencing, I must notify my lawyer, my bondsman and/or pretrial services officer (if any), and the Clerk of Court of any change of my address. I also understand that if a Pre-Sentence Investigation (PSI) is ordered and I fail to appear for an appointment with the Department of Corrections for the PSI interview, the court can revoke my release and place me in jail until the PSI is completed or until sentencing.
10. I understand that if I willfully fail to appear for sentencing, any conditions of a "conditional plea" will no longer be binding upon the judge, and that I may be sentenced to any lawful sentence that could be imposed without the conditions.
11. I can read, write, speak and understand the English language or have had an interpreter read this document to me in my native language with my lawyer present. I have 12 years, or equivalent, of education (example: high school or GED = 12 years). I am not under the influence of any drug, medicine or alcohol at the time I sign this plea form. I am not suffering from any mental problems at this time that affect my understanding of this document, other than as explained to the judge on the record in open court, or as reflected in the court file.
12. I have read and understand every printed or handwritten word in this plea form and have discussed it with my lawyer. I am fully satisfied with the services of my lawyer and have had ample opportunity to discuss this case and my plea(s) with my lawyer. I have told my lawyer everything I know about my case. No one, including my lawyer, has made any promises or representations to me which modify or contradict this plea document, other than what I have told the judge in open court.

SIGNED, or acknowledged, in open court in Volusia County, Florida on 9/15/2022 (Date).

Barnett Anderson
DEFENDANT

CERTIFICATE OF DEFENDANT'S ATTORNEY

I hereby certify that as counsel for the Defendant, I have discussed this case with my client and explained the rights, defenses and evidence relating to it with him/her. I have discussed this written plea form with my client and have answered all of his/her questions regarding it. In my professional opinion, as an officer of the court, the defendant understands everything in this plea form, his/her rights, and the consequences of this(these) plea(s). His/her plea is being made freely, voluntarily and knowingly. I have made no promises or representations to my client which modify or contradict this plea document.

Haley Mead
COUNSEL FOR DEFENDANT

CERTIFICATE OF ASSISTANT STATE ATTORNEY

I confirm that the recommendations set forth in this plea form are the recommendations of the Office of the State Attorney. The State has complied with the Victim Rights statute, if applicable.

William Busch 0602205
ASSISTANT STATE ATTORNEY
WILLIAM BUSCH

ORDER ACCEPTING PLEA

The foregoing plea document was received and accepted in open court. The Defendant signed, or acknowledged signing, this document while under oath and subject to the penalties of perjury. The court finds the plea to be freely and voluntarily entered and that a factual basis exists in the record for the court to accept it. By accepting this plea(s), the court is not required to follow any state or defense recommendation stated herein, unless a "Conditional Plea" is fully described in paragraph 5, above.

Accepted by the court.

[Signature]
CIRCUIT JUDGE

EXHIBIT #2
PAGE 11/24

Revised: November 2012

- Probation Violator
- Community Control Violator
- Retrial
- Resentence

STATE OF FLORIDA

v.

GARRETT THOMAS ANDERSON

In the Circuit Court, 7th Judicial Circuit

in and for Volusia County, Florida

Division CRIMINAL 07

Case Number 2022 100408 CFDL

JUDGMENT

The defendant, GARRETT THOMAS ANDERSON, being personally before this court represented by HAILEY MARK, the attorney of record, and the state represented by WILLIAM BUSCH, and having

- been tried and found guilty by jury of the following crime(s)
- entered a plea of guilty to the following crime(s)
- entered a plea of nolo contendere to the following crime(s)

Count	Crime	Offense Statute Number(s)	Degree of Crime	Case Number	OBTS Number
1	FLEEING OR ATTEMPT TO ELUDE HIGH SPEED	316.1935(3)(a)	F/S	2022 100408 CFDL	6406081356
2	FLEEING OR ATTEMPTING TO ELUDE	316.1935(1)	F/T	2022 100408 CFDL	6406081356

- and no cause being shown why the defendant should not be adjudicated guilty, **IT IS ORDERED THAT** the defendant is hereby **ADJUDICATED GUILTY** of the above crime(s)
- and good cause being shown; **IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD.**
- and having been convicted or found guilty of, or having entered a plea of nolo contendere or guilty, regardless of adjudication, to an offense specified in section 943.325, Florida Statutes, the defendant shall be required to submit blood or other biological specimens.

EXHIBIT #2
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FILED
IN OPEN COURT
SEP 15 2022
Clerk Circuit & County
Court Volusia County, FL

STATE OF FLORIDA

IN THE SEVENTH JUDICIAL
CIRCUIT COURT, IN AND FOR
VOLUSIA COUNTY

-VS-

CASE NUMBER 2022 100408 CFDL

GARRETT THOMAS ANDERSON

Defendant

DC NUMBER B61437

Local Jurisdiction Identification Number: _____

ORDER OF COMMUNITY CONTROL

This cause coming before the Court to be heard, and you, the defendant, being now present before the court, and you having

- entered a plea of guilty to
- been found guilty by jury verdict of
- entered a plea of nolo contendere to
- been found guilty by the court trying the case without a jury of

Case # 2022 100408 CFDL Count I Fleeing or Attempt to Elude High Speen, a Second Degree Felony

Case # 2022 100408 CFDL Count II Fleeing or Attempting to Elude, a Third Degree Felony

SECTION 1: JUDGMENT OF GUILT

- The court hereby adjudges you to be guilty of the above offense(s).

Now, therefore, it is ordered and adjudged that the imposition of sentence is hereby withheld and that you be placed on Community Control for a period of Twenty four (24) Months under the supervision of the Department of Corrections, subject to Florida law.

SECTION 2: ORDER WITHHOLDING ADJUDICATION

- Now, therefore, it is ordered and adjudged that the adjudication of guilt is hereby withheld and that you be placed on Community Control for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.

SECTION 3: INCARCERATION DURING PORTION OF SUPERVISION SENTENCE

It is hereby ordered and adjudged that you be:

- committed to the Department of Corrections for a term of _____prison with credit for _____ jail time, followed by Community Control for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.
or
- confined in the County Jail for a term of _____ with credit for _____ jail time. After you have served _____ of the term, you shall be placed on Community Control for a period of _____ under the supervision of the Department of Corrections, subject to Florida law.
or
- confined in the County Jail for a term of _____ with credit for _____ jail time, as a special condition of supervision.

IT IS FURTHER ORDERED that you shall comply with the following standard conditions of supervision as provided by Florida law:

EXHIBIT #2
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- (1) You will report to the probation officer as directed.
- (2) You will pay the State of Florida the amount of \$50.00 per month, as well as 4% surcharge, toward the cost of your supervision in accordance with s. 948.09, F.S., unless otherwise exempted in compliance with Florida Statutes.
- (3) You will remain in a specified place. You will not change your residence or employment or leave the county of your residence without first procuring the consent of your officer.
- (4) You will not possess, carry or own any firearm. You will not possess, carry, or own any weapon without first procuring the consent of your officer.
- (5) You will live without violating any law. A conviction in a court of law is not necessary for such a violation of law to constitute a violation of your probation, community control, or any other form of court ordered supervision.
- (6) You will not associate with any person engaged in any criminal activity.
- (7) You will not use intoxicants to excess or possess any drugs or narcotics unless prescribed by a physician, an advanced practice registered nurse, or a physician assistant. Nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (8) You will work diligently at a lawful occupation, advise your employer of your probation status, and support any dependents to the best of your ability, as directed by your officer.
- (9) You will promptly and truthfully answer all inquiries directed to you by the court or the officer, and allow your officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions your officer may give you.
- (10) You will pay restitution, court costs, and/or fees in accordance with special conditions imposed or in accordance with the attached orders.
- (11) You will submit to random testing as directed by your officer or the professional staff of the treatment center where you are receiving treatment to determine the presence or use of alcohol or controlled substances.
- (12) You will submit a DNA sample, as directed by your officer, for DNA analysis as prescribed in ss. 943.325 and 948.014, F.S.
- (13) You will submit to the taking of a digitized photograph by the department. This photograph may be displayed on the department's website while you are on supervision, unless exempt from disclosure due to requirements of s. 119.07, F.S.
- (14) You will report in person within 72 hours of your release from incarceration to the probation office in **VOLUSIA** County, Florida, unless otherwise instructed by the court or department. (This condition applies only if section 3 on the previous page is checked.) Otherwise, you must report immediately to the probation office located at **334 E. NEW YORK AVE. DELAND, FLORIDA.**

EXHIBIT #2
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SPECIAL CONDITIONS

23. Pay \$1 per month during the term of probation or community control to supplement rehabilitative efforts through First Step Funds, pursuant to s. 948.039(2), F.S.
24. You shall pay to the Department of Corrections a \$2.00 per month surcharge for each month you are under supervision pursuant to Section 948.09(1)(2), F.S. For the period of time cost of supervision is waived, this condition does not apply.
27. Other: Your driver's license is suspended for a period of one year.
28. Other: You will enroll and successfully complete an approved Advanced Driving Improvement Course as directed by your officer. You will pay the cost of said program. (enroll within 60 days of today)
29. Other: The Defendant will submit to warrantless searches of person, car and home.
30. Other: You will not possess any weapons, firearms or ammunition.
31. Other: You may perform community service at a rate of \$15.00 per hour in lieu of court cost.
32. Other: You may convert Community Control to Probation at the halfway point with a letter to the Court.

AND, IF PLACED ON COMMUNITY CONTROL, YOU WILL COMPLY WITH THE FOLLOWING CONDITIONS, IN ADDITION TO THE STANDARD CONDITIONS LISTED ABOVE AND ANY OTHER SPECIAL CONDITIONS ORDERED BY THE COURT:

- (15) You will report to your officer as directed, at least one time a week, unless you have written consent otherwise.
- (16) You will remain confined to your approved residence except for one half hour before and after your approved employment, public service work, or any other special activities approved by your officer.
- (17) You will maintain an hourly accounting of all your activities on a daily log, which you will submit to your officer on request.
- (18) You will successfully complete ___ hours of community service at a rate of _____, at a work site approved by your officer. Additional instructions ordered: _____
- (19) You will submit to electronic monitoring, follow the rules of electronic monitoring, and pay for the cost of the electronic monitoring service.

Effective for offenders whose crime was committed on or after September 1, 2005, there is hereby imposed, in addition to any other provision in this section, mandatory electronic monitoring as a condition of supervision for those who:

- Are placed on supervision for a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older; or
- Are designated as a sexual predator pursuant to s. 775.21; or
- Has previously been convicted of a violation of chapter 794, s. 800.04(4), (5), or (6), s. 827.071, or s. 847.0145 and the unlawful sexual activity involved a victim 15 years of age or younger and the offender is 18 years of age or older.

You are hereby placed on notice that should you violate your probation or community control, and the conditions set forth in s. 948.063(1) or (2) are satisfied, whether your probation or community control is revoked or not revoked, you shall be placed on electronic monitoring in accordance with F.S. 948.063.

EXHIBIT #2
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Effective for offenders who are subject to supervision for a crime that was committed on or after May 26, 2010, and who has been convicted at any time of committing, or attempting, soliciting, or conspiring to commit, any of the criminal offenses listed in s. 943.0435(1)(h)1.a.(I), or a similar offense in another jurisdiction, against a victim who was under the age of 18 at the time of the offense; the following conditions are imposed in addition to all other conditions:

(a) A prohibition on visiting schools, child care facilities, parks, and playgrounds, without prior approval from the offender's supervising officer. The court may also designate additional locations to protect a victim. The prohibition ordered under this paragraph does not prohibit the offender from visiting a school, child care facility, park, or playground for the sole purpose of attending a religious service as defined in s. 775.0861 or picking up or dropping off the offender's children or grandchildren at a child care facility or school.

(b) A prohibition on distributing candy or other items to children on Halloween; wearing a Santa Claus costume, or other costume to appeal to children, on or preceding Christmas; wearing an Easter Bunny costume, or other costume to appeal to children, on or preceding Easter; entertaining at children's parties; or wearing a clown costume; without prior approval from the court.

Effective for offenders whose crime was committed on or after October 1, 2014, and who is placed on probation or community control for a violation of chapter 794, s. 800.04, s. 827.071, s. 847.0135(5), or s. 847.0145, in addition to all other conditions imposed, is prohibited from viewing, accessing, owning, or possessing any obscene, pornographic, or sexually stimulating visual or auditory material unless otherwise indicated in the treatment plan provided by a qualified practitioner in the sexual offender treatment program. Visual or auditory material includes, but is not limited to, telephone, electronic media, computer programs, and computer services.

YOU ARE HEREBY PLACED ON NOTICE that the court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of your probation, you may be arrested and the court may revoke your probation, adjudicate you guilty if adjudication of guilt was withheld, and impose any sentence that it might have imposed before placing you on probation or require you to serve the balance of the sentence.

IT IS FURTHER ORDERED that when you have been instructed as to the conditions of probation, you shall be released from custody if you are in custody, and if you are at liberty on bond, the sureties thereon shall stand discharged from liability. (This paragraph applies only if section 1 or section 2 is checked.)

IT IS FURTHER ORDERED that you pay:
Court Costs, Fees, and Fines, as imposed at sentencing, in the total amount of: \$ 651.00

Payments processed through the Department of Corrections will be assessed a 4% surcharge pursuant to s. 945.31, F.S.
Pursuant to s. 948.09, F.S., you will be assessed an amount of \$2.00 per month for each month of supervision for the Training Trust Fund Surcharge.

- Court Costs/Fines Waived
- Court Costs/Fines in the amount of _____ converted to _____ community service hours
- Court Costs/Fines in the amount of _____ reduced to civil judgment.

SPECIFIC INSTRUCTIONS FOR PAYMENT: _____

IT IS FURTHER ORDERED that the clerk of this court file this order in the clerk's office and provide certified copies of same to the officer for use in compliance with the requirements of law.

Done and Ordered on 15th day of September, 2022

9/20/2022 1:37 PM 2022
 100408 CFDL




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e-Signed 9/20/2022 1:37 PM 2022 100408 CFDL
CIRCUIT JUDGE

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me and I agree to abide by them.

Date: _____

Defendant

Instructed by: _____
Supervising Officer

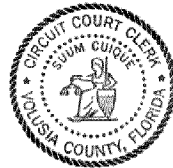
STATE OF FLORIDA
I HEREBY ATTEST the following is a true copy
of the original filed in this office. The
_____ day of _____,
Clerk of Circuit and County Court

By _____
Deputy Clerk

Copies To:

Counsel for the state: _____ hand delivery open court _____ U.S. Mail _____ interoffice/hand delivery
Counsel for the defendant: _____ hand delivery open court _____ U.S. Mail _____ interoffice/hand delivery

I do certify that a copy hereof has been furnished to counsel for the state and the defendant by the method indicated above, done this _____ day of _____, _____.



LAURA E. ROTH
CLERK OF CIRCUIT COURT

By: _____
Deputy Clerk

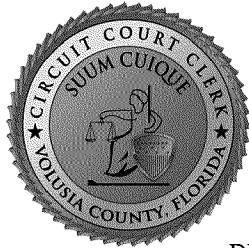
EXHIBIT #2
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COPIES TO:

Counsel for the state: eService

Counsel for the defendant: eService

I do certify that a copy hereof has been furnished to counsel for the state and the defendant by the method indicated above, done this 20 day of September, 2022.



Laura E. Roth

CLERK OF CIRCUIT COURT

09/20/2022 01:45 PM 2022 100408 CFDL

09/20/2022 01:45 PM 2022 100408 CFDL
09/20/2022 01:45 PM 2022 100408 CFDL
Casey L. Beason

BY: Casey L. Beason

09/20/2022 01:45 PM 2022 100408 CFDL

eSigned: 09/20/2022 01:45 PM 2022 100408 CFDL

EXHIBIT #2
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In The Circuit Court Seventh Judicial Circuit,
In and For Volusia County, Florida

STATE OF FLORIDA
v.
GARRETT THOMAS ANDERSON

Case No. 2022 100408 CFDL
Division: 07

Defendant Address:
1007 WANDERER DR
DELTONA, FL 32738

Order/Final Judgment for Charges, Costs, & Fees

(Costs are assessed by case)

The above named defendant is hereby ordered to pay the following sums, if checked:

Mandatory Costs (Select one)

- \$ 418.00 Felony Standard § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.06
- \$ 770.00 Felony Assault & Battery § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.08, 938.085, 938.06
- \$ 451.00 Felony Traffic § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 318.18(17), 318.18(13)(a), 938.06
- \$ 586.00 Felony DUI § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.07, 318.18(17), 318.18(13)(a), 938.06
- \$ 569.00 Felony Crime Agst.Minor § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.10(1), 938.06
- \$ 613.00 Felony BUI § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.07, 327.35(9), 938.06
- \$ 921.00 Felony Asslt/Battery-Minor § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.08, 938.085, 938.10(1), 938.06
- \$ 521.00 Felony Reckless Driv. § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 316.192, 318.18(17), 318.18(13)(a), 318.18(20), 938.06
- \$ 569.00 Felony Standard & Rape Crisis § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.085, 938.06
- \$ 720.00 Felony Crime Agst.Minor & Rape Crisis § 938.01(1), 938.03, 938.05, 938.15, 775.083(2), 939.185(1)(a), 938.19(2), 938.10(1), 938.085, 938.06

Additional Mandatory Costs (Select all that apply)

- \$ 50.00 Indigency Application Fee/Public Defender § 27.52(2)(a)
- \$ 5000.00 Prostitution- Additional Civil Penalty § 796.07(6)
- \$ 500.00 BUI Refusal-Civil Penalty § 327.35215(1)
- \$ Indigent Defense Cost/Fee (No less than \$100.00) § 938.29
- \$ 100.00 State Attorney Cost of Prosecution (No less than \$100.00) § 938.27
- \$ Mandatory Costs/Surcharges-Not Primary Offense §§ 938.08, and/or 938.085, and/or 938.10(1)

Fines: (Select all that apply – Enter Amount)

- \$ Fine & 5% surcharge § 316.193, 327.35, 775.083(1), 893.13, 893.135, 938.04
- \$ Fine (Crime result death/injury-not exceed \$10,000) § 775.0835(1), 938.04
- \$ Fine & 5% surcharge – Other (explain)

Discretionary Costs: (Select all that apply – Enter Amount)

- \$ 100.00 Drug Related – FDLE Operating Trust Fund § 938.055
- \$ Alcohol and Drug Abuse Additional Cost (up to amount of fine) § 938.21, 938.23
- \$ 100.00 Investigation Costs to VSO § 938.27
- \$ Other (explain)

Restitution (Select one)

- No restitution ordered. Jurisdiction is reserved to determine restitution upon motion of the State.
- Restitution Ordered. To be paid in accordance with separate Restitution Order.

Payment of charges, costs, and fees are due immediately and are payable to the Clerk of Court for Distribution unless otherwise noted :

- A condition of probation/community control, payable to FL DOC, Probation & Parole, pursuant to probation/community control order.
- Due within ___ days following release from jail/prison and is payable to the Clerk of Court for distribution.
- Due within ___ days and is payable to the Clerk of Court for distribution.
- Convert costs, fines, and fees to Civil Judgment.

Unless payment is ordered as a condition of probation, it is further ordered that Judgment is hereby entered in favor of the State of Florida, and/or Clerk of Court, 101 North Alabama Avenue, DeLand, FL 32724 and victim(s) for the sum of the above amounts, together with interest at the lawful rate, for which let execution issue. (§ § 55.10, 960.295, Fla. Stat.) **This judgment shall supersede any previous judgment that may have been entered against the defendant in the above referenced case only. Fines/Costs/Fees which remain unpaid for 90 days or more may be turned over to a collection agency for further action. Failure to pay as ordered may result in the suspension of your Florida Driver's License.**

DONE AND ORDERED in Volusia County, Florida, this 15 day of September, 2022.

e-Signed 9/15/2022 12:35 PM

JAMES R CLAYTON
Judge

EXHIBIT #2
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CC: State Attorney
Defense Counsel
Probation & Parole (if applicable)



(<http://www.dc.state.fl.us/index.html>)

Florida Department of Corrections
(<http://www.dc.state.fl.us/index.html>)



Ron DeSantis, Governor
Ricky D. Dixon, Secretary

"Inspiring Success by Transforming One Life at a Time"

- Offender Search (</OffenderSearch/InmateInfoMenu.aspx>)
- Visit an Inmate (</ci/visit.html>)
- Correctional Institutions (</ci/index.html>)
- Probation Services (</cc/index.html>)
- Programs (</development/index.html>)
- FDC Jobs (<http://www.fdcjobs.com>)
- Newsroom (</comm/index.html>)
- Statistics (</pub/index.html>)
- Partners (<mailto:development@fdc.myflorida.com>)

Corrections Offender Network

Supervised Population Information Detail

(This information was current as of 9/25/2022)



DC Number: B61437

Name: ANDERSON, GARRETT THOMAS

Race: WHITE

Sex: MALE

Birth Date: [REDACTED]

Supervision Begin Date: 09/15/2022

Current Location: [DAYTONA BEACH \(http://prc.wpws001.fdc.myflorida.com/c\)](http://prc.wpws001.fdc.myflorida.com/c)

Current Status: ACTIVE

Supervision Type: COMMUNITY CONTROL - PR

Scheduled Termination Date: 09/14/2024



(<https://www.vinelink.com/vinelink/servlet/SubjectSearch?siteID=10000&agency=900&offenderID=B61437>)

Current Verified PERMANENT Address:

1007 WANDERER DR
DELTONA, FL 32738

Aliases:

GARRETT THOMAS ANDERSON

Note: The offense descriptions are truncated and do not necessarily reflect the crime for which the offender is on supervision. Please refer to the court documents or the Florida Statutes for further information or definition.

Current Community Supervision History:

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Offense Date	Offense	Sentence Date	County	Case No.	Community Supervision Length
02/25/2022	FLEE LEO/NO REGARD	09/15/2022	VOLUSIA	2210408	2Y 0M 0D
02/25/2022	FLEE/ELUDE LEO-FELONY	09/15/2022	VOLUSIA	2210408	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 DAYTONA BEACH Circuit Office (<http://prod.fdc-wpws001.fdc.myflorida.com/cc/07.html>). This information is made available to the public and law enforcement in the interest of public safety.

Search Criteria: (/OffenderSearch/search.aspx?TypeSearch=AQ) Last Name: anderson First Name: garrett Search Aliases: YES Offense Category: Supervision Type: ALL Supervision Status: ALL County of Supervision: ALL Current Location: ALL

Current Status Definitions: **Active** - offender is being actively supervised by the probation officer in the community. **Active Suspense** - offender is temporarily unavailable for direct supervision during the supervision term, due to being in custody in jail or another facility, but is still being monitored by a probation officer for release, arrest, etc. **Absconder** - offender absconds from supervision (his/her whereabouts are unknown and the offender is not available for supervision) and warrant is issued for violation.

[Return to Corrections Offender Information Network \(./OffenderSearch/InmateInfoMenu.aspx\)](#)

About Us

[\(http://www.dc.state.fl.us/about.html\)](http://www.dc.state.fl.us/about.html)

As Florida's largest state agency, and the third largest prison system in the country, FDC employs 24,000 members, incarcerates approximately 80,000 inmates and supervises nearly 146,000 offenders in the community.

Quick Links

[Contact an Inmate](#) (<http://www.dc.state.fl.us/ci/ContactInmate.html>)
[Public Records](#) (<http://www.dc.state.fl.us/comm/PRR.html>)
[Volunteer](#) (<http://www.dc.state.fl.us/volunteer/index.html>)
[File a Complaint](#) (<http://www.dc.state.fl.us/apps/IGcomplaint.html>)
[Organization](#) (<http://www.dc.state.fl.us/org/orgchart.html>)
[Regulatory Plan](#) (<http://www.dc.state.fl.us/pub/regulatory/2018.pdf>)
[Victim Services](#) (<http://www.dc.state.fl.us/vict/index.html>)
[Inmate and Offender Programming](#) (<http://www.dc.state.fl.us/development/index.html>)
[Corrections Foundation](#) (<https://www.correctionsfoundation.org/>)
[Public Information](#) (<https://www.fcor.state.fl.us/index.shtml>)
[Inspector General](#) (<http://www.dc.state.fl.us/jg/index.html>)
[Prison Rape Elimination Act](#) (<http://www.dc.state.fl.us/PREA/index.html>)

Contact Us

[\(http://www.dc.state.fl.us/org\)](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>)

Officer McDonald
Office Location Deland 071
Judge/Division Randell H. Rowe, III /07

STATE OF FLORIDA

In the Circuit Court

VS

Volusia County, Florida

GARRETT THOMAS ANDERSON
Defendant

DC No. B61437
Docket/UC No. 2022 100408 CFDL

ORDER OF MODIFICATION OF COMMUNITY CONTROL

THIS CAUSE was considered on a request to modify the terms of Community Control which was ordered on September 15, 2022 by Circuit Judge Randell H. Rowe, III for a term of twenty four (24) months, in accordance with Florida Law. Having given due consideration, Community Control is modified in accordance with Section 948.03 Florida Statutes, in the following manner:

M1 The defendant's request to convert the remainder of Community Control to Probation is granted.

It is further ORDERED that the clerk of court file this order in the official records and provide certified copies to the officer for use in compliance with the requirements of the law.

DONE AND ORDERED ON THE 2nd DAY OF October, 2023

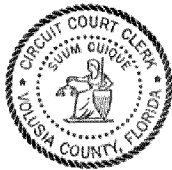
10/9/2023 4:59 PM 2022
100408 CFDL
Randell H. Rowe, III

e-Signed 10/9/2023 4:59 PM 2022 100408 CFDL
Circuit Judge

A certified copy of this order was delivered to the Community Controllee on _____

Officer

STATE OF FLORIDA
I HEREBY ATTEST the following is a true copy
of the original filed in this office. The
day of _____,
Clerk of Circuit and County Court



By _____
Deputy Clerk

EXHIBIT #2
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FLORIDA
DEPARTMENT of
CORRECTIONS

Governor
RON DESANTIS

Secretary
RICKY D. DIXON

501 South Calhoun Street, Tallahassee, FL 32399-2500

<http://www.dc.state.fl.us>

Date: October 14, 2024

RE: TERMINATION OF SUPERVISION
DC#B61437
DOCKET/UC NO: 2022 100408 CFDL
COUNTY VOLUSIA
SCHEDULED TERM 09/14/2024

Garrett T Anderson DC#B61437
1007 Wanderer Dr.
Deltona, FL 32738

Dear Mr. Anderson

You are hereby notified that you completed your term(s) of supervision on 09/14/2024, as referenced above, and are no longer under the supervision of the Department of Corrections.

During your term of supervision, N/A days of earned incentives were applied, as authorized in Florida Statute 948.05(2)(c) and/or (d).

Pursuant to Florida Statute 98.0751, if you were convicted of a felony offense, other than murder or a sex offense, you may be eligible to have your voting rights restored immediately upon the completion of all terms of your sentence, including, but not limited to any unpaid restitution, court costs, fees or fines.

Individuals who do not qualify for automatic restoration of voting rights under Florida Statute 98.0751, will not be qualified to vote until their civil rights are restored as outlined in Article IV, Section 8 of the Florida Constitution.

For additional information related to the restoration of voting rights process under Florida Statute 98.0751, contact the Supervisor of Elections in your county of release.

If you were adjudicated guilty and on supervision for a felony offense, please review the rules of Executive Clemency for information regarding the restoration of civil rights process for the following types of clemency: **RESTORATION OF CIVIL RIGHTS, PARDONS, PARDONS WITHOUT FIREARM AUTHORITY, FIREARM AUTHORITY, REMISSION OF FINES AND FORFEITURES.** This information and the application can be accessed on the following website: <https://www.fcor.state.fl.us/clemencyOverview.shtml> or call (850) 488-2952 or 1-800-435-8286.

Sincerely, _

Shavandis McDonald
Correctional Probation Senior Officer

★INSPIRING SUCCESS BY TRANSFORMING ONE LIFE AT A TIME ★

Original: Offender
Copy: Offender File
Clerk of Court (if required)
FCOR (if required)

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State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024062658 **Incident date:** 09/04/2024 **Status:** 116 - Sent to Legal
Lic Type: 1012 **Disposition:**
Case Type: Complaint
Responsible: elanier - LANIER, EBONIE

Complainant: DIVISION OF PARI-MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: ANDERSON, GARRETT T
1007 WANDERER DRIVE, DELTONA, FL 32738

Summary: 175 - WEST VOLUSIA RACING, INC

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	11/08/2024	A	10	50	Interview Respondent	lmoore	ANDERSON, GARRETT T
	11/06/2024	A	79	435	Telephone	lmoore	ANDERSON, GARRETT T
	11/04/2024	A	79	435	Telephone	lmoore	ANDERSON, GARRETT T
	11/01/2024	A	10	15	Assigned to Investigator	lmoore	ANDERSON, GARRETT T
	11/01/2024	A	79	440	Incoming Correspondence	cstubbs1	ANDERSON, GARRETT T
	01/09/2025	R		elanier	LANIER, EBONIE	charris	

CH



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	01/06/2025	R		charris	HARRIS, CYNTORIA	cstubbs1	
	11/01/2024	R		lmoore	ROUNDS, LEEANN	cstubbs1	
	01/04/2025	R		bjones	JONES, BRADFORD	bjones	
	01/09/2025	S	1012	116	Sent to Legal	charris	
	01/06/2025	S	1012	104	Sent to Licensing Section	cstubbs1	
	01/06/2025	S	1012	90	Closed	cstubbs1	
	01/04/2025	S	1012	165	Supervisor Review	bjones	
	11/01/2024	S	1012	20	Under Investigation	cstubbs1	
	11/01/2024	S	1012	10	Initial Review	cstubbs1	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	ANDERSON, GARRETT T

CA

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
---------	-------	--------	-------------	---------	------	------	------------	-------------	--------

Complaint Search Update	Change Recording License Type Mass Status Update	Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline
-------------------------	---	------------------	------------------	----------------------	-----------------

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **cstubbs1**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	1012 - Cardroom Employee Occupational	Status	104 Sent to Licensing Section	Status Date	01/06/2025
Complaint #	2024062658	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent ANDERSON, GARRETT T	Responsible	charris - HARRIS, CYNTORIA	Private Case	

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	WALK - Walk-in	Priority	1	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input checked="" type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	09/04/2024	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	11/01/2024	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	11/01/2024	Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking	<input type="checkbox"/>	Auto Assign
Summary	175 - WEST VOLUSIA RACING, INC			<input type="checkbox"/>	Attachments	<input type="checkbox"/>	History
Updated	01/06/2025 14:52:01	By	cstubbs1	<input type="checkbox"/>	Work Notes	<input type="checkbox"/>	Print Report

Change	Save	OK	Cancel	Back
--------	------	----	--------	------

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licensees



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth: [REDACTED]
First Name: garrett
Middle Name:
Last Name: anderson
Sex: M
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](#)



Florida Gaming Control Commission

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

September 13, 2024

Mr. Garrett T Anderson
1007 Wanderer Drive
Deltona, Florida 32738

RE: Application No. 78346, Entity 11565390
1012 - Cardroom Employee Occupational

Dear Mr. Anderson:

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: 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.

You must provide the court disposition records and arrest report for the following charges:

- Volusia County, FL Arrest(s) – 2/25/2022

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 1/12/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794.8130.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. PMW 3180 - Request for Waiver and PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

HC
Operations Analyst II

From: [Garrett Anderson](#)
To: [LeeAnn Rounds](#)
Subject: Letters from family
Date: Friday, November 8, 2024 3:17:46 PM

You don't often get email from garretta61437@gmail.com. [Learn why this is important](#)

Dear Gaming Commission,

I hope this letter finds you well. I am writing to provide a heartfelt character reference for my brother, Garrett Thomas Anderson, who is currently being considered for the renewal of his gaming license as a poker dealer. I am his brother, Carl, and I want to express my unwavering support for Garrett during this challenging time.

Garrett is more than just a brother to me; he is a beacon of goodness and an invaluable member of our family. His outgoing nature, fun-loving spirit, and sarcastic sense of humor make him a joy to be around. Despite the circumstances that led to his current situation, I have never doubted his inherent goodness and his ability to learn from his mistakes.

One of Garrett's most admirable qualities is his willingness to lend a helping hand to anyone in need. I have witnessed him selflessly assist others countless times, always going the extra mile to ensure that those around him are taken care of. His genuine compassion and generosity are truly remarkable, and they exemplify the kind of person he is.

Garrett's passion for the game of poker is evident in every aspect of his life. As a poker dealer, he excels in his role due to his quick thinking, exceptional memory, and love for the game. His dedication and enthusiasm create a vibrant and enjoyable atmosphere at the poker table, enhancing the experience for all players. Garrett's professionalism and skill make him an invaluable asset in the gaming industry.

Beyond his professional endeavors, Garrett's impact on our family is immeasurable. He has always been a dependable and supportive presence in our lives. Not only does he contribute financially, ensuring that our family's needs are met, but he also provides emotional support and guidance when we need it most. Garrett's unwavering commitment to our family's well-being has made him an irreplaceable pillar of strength.

It is important to understand that the incident leading to Garrett's current situation was a regrettable mistake. It was an uncharacteristic act that does not reflect his true nature or his ability to be a responsible and law-abiding citizen. Prior to this incident, Garrett had a spotless record, demonstrating his commitment to leading a life of integrity.

In light of Garrett's exceptional character, dedication to his work, and the positive impact he has on our family, I wholeheartedly urge you to consider renewing his gaming license. Losing his current job would not only jeopardize his financial stability but also have a profound impact on our family's well-being. I firmly believe that Garrett has learned from this experience and will continue to be a valuable asset to the gaming industry.

asset to the gaming industry.

Thank you for taking the time to review this character reference on behalf of my brother. Should you require any further information or clarification, please do not hesitate to reach out to me. I am confident that by considering Garrett's unique qualities and contributions, you will make the right decision in renewing his gaming license.

Warm regards,

Carl Anderson II

Dear Gaming Commission,

This is Garrett's mother and father reaching out to share with you our thoughts, opinions and beliefs of Garrett. Firstly we would like to shed light on Garrett's selfless amazing character. Secondly, we would like to bring attention to Garrett's undying passion for the game of poker and being a poker dealer. Lastly, the unconditional love and support for his family.

Garrett is extremely hard working. He goes to work all day and before coming home he goes grocery shopping, comes home mows and weed eats the lawn before cooking dinner. He brings his girlfriend to work and still manages to show up to work on time. Garrett is also very responsible, he makes sure the mortgage and bills are paid. He provides food and other necessities for the house.

Garrett has a passion for poker, he loves the game. He constantly watches you tube to learn all that he can about poker. As a family we have poker nights and play as if we were at the poker room. He taught his brother's girlfriend, Janae how play and deal poker and now she is a dealer at the Orange City Racing and Card Club. He taught his girlfriend Hayley how to play poker as well. He loves poker so much that he has cards tattooed on his arm.

Garrett has a very strong bond with his family. We were renting a home for 13 years when the landlord decided he needed his home back. With our belongings in storage, we were living in a motel in which Garrett paid the expenses, meanwhile he bought a brand new house. He calls or texts from work to make sure we are okay or if we need anything before he comes home. He picks up our prescriptions, took us on vacations, hockey games and occassionally out to dinner and buys groceries for the week. He is a blessing and we are grateful and proud he is our son! He deserves a second chance, please find it in your heart to help him and his family.

In conclusion, Garrett has a great personality, he is very hard working and a responsible young man. Garrett has a strong passion for poker. We play poker every night as a family. He trained Janae how to play and deal poker in which she is currantly at Orange City Racing and Card Club employed as a poker dealer.

Garrett has a strong family bond. He bought a home for his family, helps with food and travel. We feel he deserves a second chance, Please find it in your heart to help him and his family. It would be detrimental if he looses his license. I appreciate and Thank you for the time you took to read this letter.

Sincerely,,

Lynda and Carl Anderson

IMPORTANT INFORMATION

This is your certificate of completion. Please place this document in a secure location as it serves as formal proof of your completion of ADI School requirements under Section 322.291 Florida Statutes or applicable court order.

GARRETT ANDERSON
1807 WANDERER DR
DELTONA, FL 32738

American Safety Council

225 E. Robinson Street - Suite 579
Orlando, FL 32811
407-629-4611

Certificate of Course Completion

This certifies that the person named below has completed the following:

12-Hour Advanced Driver Improvement Course (A.D.I.)

Student Information:

GARRETT ANDERSON
1807 WANDERER DR
DELTONA, FL 32738

Date of Birth: [REDACTED]
Date of Completion: 9/22/22
County Citation issued: VOLUSIA
Citation Number: 2022 100408
Driver License Number: [REDACTED]

School Official
Certificate #

John Comly
John Comly
(DHSMP#) 36779803

12038517



FLORIDA DEPARTMENT of CORRECTIONS

501 South Calhoun Street, Tallahassee, FL 32399-2500

Governor
RON DESANTIS
Secretary
RICKY D. DIXON
<http://www.dc.state.fl.us>

Date: October 14, 2024

RE: TERMINATION OF SUPERVISION
DC#B61437
DOCKET/LC NO. 2022 100408 CPDL
COUNTY VOLUSIA
SCHEDULED TERM 09/14/2024

Garrett T Anderson, DC#B61437
1007 Wanderer Dr.
Deltona, FL 32738

Dear Mr. Anderson

You are hereby notified that you completed your term(s) of supervision on 09/14/2024, as referenced above, and are no longer under the supervision of the Department of Corrections.

During your term of supervision, N/A days of earned incentives were applied, as authorized in Florida Statute 948.05(2)(c) and/or (d).

Pursuant to Florida Statute 98.0751, if you were convicted of a felony offense, other than murder or a sex offense, you may be eligible to have your voting rights restored immediately upon the completion of all terms of your sentence, including, but not limited to any unpaid restitution, court costs, fees or fines.

Individuals who do not qualify for automatic restoration of voting rights under Florida Statute 98.0751, will not be qualified to vote until their civil rights are restored as outlined in Article IV, Section 8 of the Florida Constitution.

For additional information related to the restoration of voting rights process under Florida Statute 98.0751, contact the Supervisor of Elections in your county of release.

If you were adjudicated guilty and on supervision for a felony offense, please review the rules of Executive Clemency for information regarding the restoration of civil rights process for the following types of clemency: **RESTORATION OF CIVIL RIGHTS, PARDONS, PARDONS WITHOUT FIREARM AUTHORITY, FIREARM AUTHORITY, REMISSION OF FINES AND FORFEITURES**. This information and the application can be accessed on the following website: <https://www.flcourts.gov/eligibility/overview.shtml> or call (850) 488-2952 or 1-800-435-8286.

Sincerely,
S. McDonald

Shavandia McDonald
Correctional Probation Senior Officer

★INSPIRING SUCCESS BY TRANSFORMING ONE LIFE AT A TIME ★

Original: Offender
Copy: Offender File
Clerk of Court (if required)
FCOR (if required)

(Revised 8/22)

Right Side - Offender File

STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION

GARRETT T. ANDERSON,

Petitioner,

v.

FGCC Case No.: 2023-037859

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

Respondent.

_____ /

FINAL ORDER

This matter appeared before the Florida Gaming Control Commission at a duly-noticed public meeting on February 1, 2024, for final agency action pursuant to sections 120.569 and 120.57(2), Florida Statutes. After a complete review of the records in this matter, the Commission makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

The Findings of Fact contained in the Recommended Order are hereby adopted as the Findings of Fact of the Commission.

CONCLUSIONS OF LAW

The Conclusions of Law contained in the Recommended Order are hereby adopted as the Conclusions of Law of the Commission.

ORDERED and ADJUDGED:

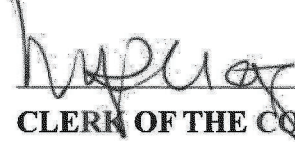
1. The Hearing Officer's Recommended Order is adopted in full.
2. Petitioner's application for a Cardroom Employee Occupational License is hereby

DENIED.

This Final Order shall take effect upon being filed with the Clerk of the Commission.

DONE AND ORDERED this 8th day of FEBRUARY, 2024.

FLORIDA GAMING CONTROL COMMISSION



CLERK OF THE COMMISSION

On Behalf of

Julie Brown, Vice-Chair

John D' Aquila, Commissioner

Charles Drago, Commissioner

Tina Repp, Acting Commissioner

NOTICE OF RIGHT TO APPEAL

Any party to this proceeding has the right to seek its judicial review under section 120.68, Florida Statutes, by the filing of an original notice of appeal pursuant to rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Commission, 4070 Esplanade Way, Tallahassee, Florida 32399-2202 (email: clerk@clerk@flgaming.gov), and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate Florida district court of appeal. The notice of appeal must be filed (received) by the Clerk of the Commission within thirty (30) days after the date this Order is filed with the Clerk of the Commission.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 8th day of FEBRUARY, 2024, a true and correct copy of this Final Order has been sent by U.S. Mail to:

Garrett T. Anderson
1007 Wanderer Drive
Deltona, Florida 32738
skatedcshoe@gmail.com



CLERK OF THE COMMISSION
Florida Gaming Control Commission

CC: Ebonie Lanier

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

GARRETT ANDERSON

Petitioner,

v.

FGCC Case No.: 2023-037859

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

Respondent.

HEARING OFFICER'S RECOMMENDED ORDER

THIS MATTER came before Elizabeth K. Stinson, designated Hearing Officer for the Florida Gaming Control Commission ("Commission"), on November 15, 2023, in Tallahassee, Florida, in accordance with the provisions of sections 120.569 and 120.57(2), Florida Statutes, for consideration of Garrett Anderson's ("Petitioner") petition for a hearing in response to the Commission's Letter of License Denial filed in FGCC Case Number 2023-037859. The Commission was represented by Emily A. Alvarado, Deputy Chief Attorney. Respondent appeared *pro se* and the hearing was held via video conference. Both sides were permitted to present witnesses, proffer items into evidence, and otherwise fully participate in the hearing.

PRELIMINARY STATEMENT

1. On or about May 8, 2023, the Commission received an application from Petitioner for a Pari-Mutuel Wagering Individual Occupational License disclosing Petitioner's two disqualifying felony convictions.
2. On or about July 6, 2023, the Commission received a Request for Waiver from Petitioner.
3. On or about September 11, 2023, the Commission filed a Letter of License Denial,

seeking to deny Petitioner's license application based on his criminal record, which includes two felony convictions.

4. On or about October 9, 2023, Petitioner requested an informal hearing pursuant to section 120.57(2), Florida Statutes.

The November 15, 2023, Informal Hearing

5. A hearing pursuant to section 120.57(2), Florida Statutes, was held on November 15, 2023, during which the Commission presented the issues raised in the Letter of License Denial. The Hearing Officer granted the Commission's motion to accept the Findings of Fact in the Administrative Complaint as the undisputed facts in the case and accepted the investigative packet into the record.

6. The investigative packet contained an FGCC Investigative Report ("Report"). Page 4 of this report stated Petitioner held a Pari-Mutuel Wagering Individual Occupational License from July 14, 2020 until June 30, 2023.

7. Page 2 of the Report reflected Petitioner's two September 15, 2022, felony convictions and stated that Petitioner failed to notify the Division of his convictions while licensed.

8. The investigative packet contained a police report detailing the circumstances surrounding Petitioner's convictions:

- a. The police report contained a narrative of the events leading up to Petitioner's arrest.
- b. According to the narrative, a law enforcement officer had attempted to pull over Petitioner due to speeding. Petitioner did not stop once law enforcement had activated lights and sirens.
- c. The narrative stated that while attempting to elude law enforcement, Petitioner drove over "stop sticks" employed by law enforcement in an effort to

stop Petitioner. The “stop sticks” deflated two of Petitioner’s tires.

d. The narrative stated that Petitioner continued driving, eventually abandoning his car in a parking lot.

e. According to the narrative, Petitioner, at some point while being pursued by law enforcement, called 911 and reported that his car had been stolen. Police made contact with Petitioner half a mile from his vehicle, which was locked.

f. According to the narrative, Petitioner told police that he had been drinking at a friend’s house all day and noticed that his car had been stolen when he went outside to get a cigarette.

g. According to the narrative, Petitioner had walked away from his friend’s house to get cell service to call 911.

h. According to the narrative, a search of Petitioner’s pocket yielded a receipt from that night from a restaurant and bar close to where police had observed Petitioner speeding.

9. The investigative packet also contained two character references, one from Petitioner’s brother, and one from Petitioner’s mother and father. Both letters provided statements regarding Petitioner’s good character and love of poker.

10. At the hearing, Petitioner testified about a variety of topics:

a. Petitioner testified that his job as a poker dealer meant a lot to him.

b. Petitioner testified that when previously licensed, he carpooled to work with his girlfriend, who worked at the same facility, because she does not have a driver’s license.

c. Petitioner testified about his mental state during the time surrounding the criminal acts, stating that he was in a relationship with a woman who did not want

to accept that they were broken up. Tensions escalated to the point where he put a fence up around his house.

d. Petitioner testified about the events that resulted in his two disqualifying felony convictions. Petitioner testified that while at a bar he ran into a group of people who were going to go bar hopping. Petitioner had a beer and then started driving to the next bar. At a green light, Petitioner began racing another car. When Petitioner saw a police car with its lights on, Petitioner did not stop because he was afraid of getting a DUI. Petitioner testified that after alluding the police, since he was already in trouble, Petitioner continued the charade and called 911 to report his car stolen.

e. Petitioner testified that he is currently on probation until February 15, 2024.

f. Petitioner testified that he takes care of his mother, father and brother who has special needs.

g. Petitioner testified that if the Commission were to grant him a license, he would donate to the police department.

h. Petitioner testified that he knows what he did was wrong.

FINDINGS OF FACT

11. On or about September 15, 2022, Petitioner was convicted of Fleeing or Attempting to Elude with Sirens Active, a felony, in Volusia County, Florida in Case No. 2022-CF-100409.

12. On or about September 15, 2022, Petitioner was convicted of Fleeing or Attempting to Elude High Speed, a felony, in Volusia County, Florida in Case No. 2022-CF-100408.

CONCLUSIONS OF LAW

13. The Hearing Officer has jurisdiction over this matter and the parties pursuant to section 120.57(2), Florida Statutes.

14. The Commission has jurisdiction over this matter pursuant to chapters 120 and 550, Florida Statutes.

15. Section 550.105(5)(b), Florida Statutes, provides, in pertinent part:

The commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

16. Pursuant to section 550.105(d), Florida Statutes, when determining whether an applicant has a disqualifying conviction, “the term ‘convicted’ means having been found guilty, with or without adjudication of guilt, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.”

17. Pursuant to section 550.105(5)(b), Florida Statutes, Petitioner’s felony convictions are disqualifying offenses.

18. Section 550.105(10)(d), Florida Statutes, states that each licensee shall inform the Commission, within 48 hours, “if he or she is convicted of or has entered a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.”

19. Section 550.105(5)(c), Florida Statutes, provides, in pertinent part, that “[i]f the applicant establishes that she or he is of good moral character, that she or he has been rehabilitated, and that the crime she or he was convicted of is not related to pari-mutuel wagering and is not a capital offense, the restrictions excluding offenders may be waived by the director of the commission.”

20. An applicant for licensure bears the burden of ultimate persuasion at each and every step of the licensure proceedings. *Dep’t of Banking & Fin., Div. of Sec. & Investor Prot. v. Osborne*

Stern & Co., 670 So. 2d 932, 934 (Fla. 1996).

21. A petitioner must prove by a preponderance of the evidence that he is entitled to the license. *N.W v. Department of Children & Family Servs.*, 981 So. 2d 599, 601 (Fla. 3rd DCA 2008).

22. In the present case, Petitioner has two disqualifying criminal convictions that occurred in 2022.

23. Petitioner pled *nolo contendere* to and was Adjudicated Guilty of Fleeing or Attempting to Elude with Sirens Active, a felony of the third degree. Petitioner pled *nolo contendere* to and was Adjudicated Guilty of Fleeing or Attempting to Elude High Speed, a felony of the second degree.

24. While Petitioner's testimony was credible, the actions that Petitioner took, only two years ago, were serious, and involved calling 911 to report his car stolen to evade arrest.

25. Additionally, Petitioner did not report his criminal convictions to the Division of Pari-Mutuel Wagering, as required by section 550.105(10)(d), Florida Statutes.

26. Petitioner failed to establish good moral character or rehabilitation as set out in section 550.105(5)(c), Florida Statutes.

27. There is competent substantial evidence to support the conclusions of law.

RECOMMENDED ORDER

WHEREFORE, based upon the Findings of Fact and Conclusions of Law, it is hereby recommended that the Florida Gaming Control Commission enter a Final Order DENYING Petitioner's application for a Pari-Mutuel Wagering Individual Occupational License.

This Recommended Order in FGCC Case Number 2023-037859 is submitted this 29th day of January 2024.

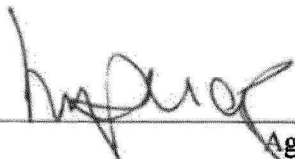
Elizabeth K. Stinson

Elizabeth K. Stinson,
Hearing Officer
Florida Gaming Control Commission

CERTIFICATE OF SERVICE

I hereby certify this 29th day of January 2024, that a true copy of the foregoing "Hearing Officer's Recommended Order" has been provided by mail and email to:

Garrett Anderson
1007 Wanderer Drive
Deltona, Florida 32738
skatedcshoe@gmail.com



Agency Clerk
Florida Gaming Control Commission

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado; Chief Attorney
Re: Jessica Leean Chavis; Case No. 2024-063690
Date: January 30, 2025

Executive Summary

The Applicant, Jessica Leean Chavis seeks a waiver of her disqualifying offense and issuance of a cardroom employee occupational license (the “Application”). The Applicant submitted a completed application for a cardroom employee occupational license. Upon review of the Application, it appears the Applicant has been convicted of two misdemeanor offenses in Florida. A Division investigator conducted a waiver interview of the Applicant on December 13, 2024, and documented the waiver interview in a report submitted to the Commission for consideration.

Pertinent Facts

On September 6, 2024, the Applicant submitted an application for a cardroom employee occupational license to the Division. The Applicant answered “yes” to if she had been convicted of a disqualifying offense and attached a document with ten offenses listed. On September 13, 2024, the Applicant was issued a deficiency letter by the Division requesting a completed application, specifically requesting an updated application listing errors and omissions on page 3 of the application and court disposition records and arrest reports for arrests out of Duval County from March 28, 2013, October 15, 2023, and December 7, 2023, an arrest out of Clay County from June 10, 2020, an arrest out of Lexington County, South Carolina from May 20, 2020, and to list the Clay County arrest from July 14, 2020 on the application. On October 25, 2024, the Applicant submitted a completed application. Upon review of the completed Application, it appears that the Applicant was convicted of the following:

- Petit Theft between \$100 and \$300 out of Duval County, Florida from September 10, 2013; and
- Larceny Petit Theft 2nd Degree out of Clay County, Florida from June 29, 2020.

The Applicant applied for a waiver from the statutory restrictions excluding applicants with disqualifying offenses on September 25, 2024. On December 13, 2024, Commission investigators conducted a waiver interview with the Applicant. The waiver interview is documented in a report included as Exhibit A.

These misdemeanor convictions are disqualifying offenses pursuant to section 849.086(6)(g), Florida Statutes.

Relevant Law

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 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 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 commission.”

CHAVIS, JESSICA LEEAN

Case # 2024-063690

License Type: Cardroom Employee Occupational License (1012)
Occupation: Chip Runner


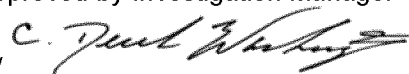
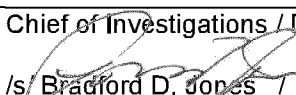
Waiver Requested: Yes [] No

Louis Trombetta, Executive Director

Ron DeSantis, Governor

OFFICE OF INVESTIGATIONS

WAIVER INVESTIGATIVE REPORT

Office: PMW	Region: NORTHERN	Date of Complaint: November 5, 2024	Case Number: 2024 06 3690
Respondent: CHAVIS, JESSICA L. 3114 ROCOCO COURT ORANGE PARK, FLORIDA 32073 EMAIL : <u>CHAVISJESSICA587@GMAIL.COM</u> CELL PHONE:(904) 893-1592		Complainant: DIVISION OF PARI-MUTUEL WAGERING OFFICE OF INVESTIGATIONS 1400 WEST COMMERCIAL BOULEVARD, SUITE 165 FT. LAUDERDALE, FLORIDA 33309	
License # / Type: 14136010 / 1012		Profession: Chip Runner	Report Date: December 13, 2024
Period of Investigation: November 5, 2024 through December 13, 2024		Type of Report: Final	
<p>Basis of Investigation: This investigation is predicated upon the submission of JESSICA CHAVIS' State of Florida Cardroom Occupational License Application dated September 4, 2024, and Request for Waiver dated September 25, 2024.</p> <p>On September 4, 2024, CHAVIS applied for a Cardroom Employee Occupational License (1012) to work as a Chip Runner at the BestBet Jacksonville Poker Room. On her application, she answered "YES" to the question, "Have you ever been convicted of or had adjudication withheld for any crime, or pled guilty or nolo contendere to any criminal charges against you?" CHAVIS wrote "please see attached" listing multiple Misdemeanors and Felony convictions in Florida.</p> <p>Upon receipt of CHAVIS' FDLE Criminal History Report, PMW Licensing sent CHAVIS a Deficiency Letter on September 19, 2024, requesting that she list and provide court disposition records for the following arrest(s):</p> <ul style="list-style-type: none"> • Duval County, Florida Arrest(s) – 3/28/2013, 10/15/2023/ 12/7/2023 • Clay County, Florida Arrest(s) – 6/10/2020, 7/14/2020 • Lexington County, SC Arrest(s) – 5/20/2020 <p>On October 25, 2024, CHAVIS amended her application to include the above offenses and provided arrest records as requested.</p>			
Related Case:			
Investigation Specialist II / Date /s/  Charles W. Taylor / December 13, 2024		Approved by Investigation Manager / Date /s/  C. Derek Washington / December 13, 2024	
Chief of Investigations / Date /s/  Bradford D. Jones / January 5, 2025			

CONTINUATION

CRIMINAL HISTORY

Arrest 1					
Date of Arrest: 5/20/2020		Arresting Agency: West Columbia, South Carolina			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Manufacture, Possession of other Substance Schedule 1,2,3 amended Possession of Heroin	Felony	N/A	Dismissed	11/25/2024
2					
3					
4					

SENTENCE	
Decline to extradite and dismissed charges.	

Additional Information: See EXHIBIT #4

Arrest 2					
Date of Arrest: 6/10/2020		Arresting Agency: Clay County Sheriff's Office			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Larceny – Petit Theft	Misdemeanor	Nolo	Adj. Guilty	6/29/2020
2					
3					
4					

SENTENCE	
20 Days in County Jail, Credit for 20 days served, Fines totaling \$425.50	

Additional Information: CCIS (Comprehensive Case Information System) indicates there is a balance of \$375.50.

CONTINUATION

CRIMINAL HISTORY

Arrest 3					
Date of Arrest: 3/28/2013		Arresting Agency: Jacksonville Sheriff's Office			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1	Petit Theft Retail 100<300	Misdemeanor	Guilty	Adj. Withheld	9/10/2013
2					
3					
4					

SENTENCE
12 Months' Probation, 60 Hours of Community Service, Fines of \$403.00, Restitution of \$60.00,

Additional Information: 8/11/2014 VOP on this charge for nonpayment of probation fees. CCIS indicates there is a balance of \$403.00.

Arrest 4					
Date of Arrest:		Arresting Agency:			
OFFENSE					
		CLASSIFICATION	PLEA	DISPOSITION	CONVICTION DATE
1					
2					
3					
4					

SENTENCE

Additional Information:

CONTINUATION

ADDITIONAL LICENSES

	YES	NO
Has the Applicant ever possessed a Florida Pari-Mutuel Occupational License?		X
Does the Applicant possess an Occupational License from other jurisdictions?		X

1. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			X
Was any derogatory information received?			X
Additional Comments:			

2. License Type:			
Date Licensed:	Expiration Date:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

3. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

4. License Type:			
Date Licensed:	Expiration Dated:	License #:	Agency or Jurisdiction:
		YES	NO
Has License ever been suspended or revoked?			
Was any derogatory information received?			
Additional Comments:			

CONTINUATION

WAIVER INTERVIEW

	YES	NO
Was a Waiver Interview Conducted?	X	
Date of Interview: November 22, 2024		
Location of Interview: BestBet Orange Park		
	YES	NO
Was the applicant cooperative?	X	
Additional Comments:		

SUMMARY OF INTERVIEW:

During her interview, Ms. **CHAVIS** was open about the details of her two misdemeanor arrests for petit theft and her history of drug abuse. She shared that she had been homeless and living on the streets for many years until she found herself in jail for the second time. At that moment, she realized she was almost forty years old and said to herself, “enough is enough.”

CHAVIS expressed that she has been working hard to get her life in order and is currently living at home with her parents. She mentioned that she has been clean for over a year and is determined never to return to her previous life. She also spoke about finding God and accepting His help to cope with her situation every day.

CHAVIS highlighted the changes she has made in every aspect of her life to support her rehabilitation. Furthermore, she has applied for a position at the BestBet cardroom, which is where her father has worked for many years and is conveniently located close to home for both of them.

CHAVIS concluded the interview by expressing her eagerness to start working and her excitement about the new life she has worked so hard to create for herself and her family. She is grateful for any consideration she may receive and is willing to do whatever is necessary to obtain her license and secure a job at BestBet.

On Friday, December 13, 2024, I again spoke with **CHAVIS** about her unpaid court fines. She indicated that her father was currently waiting on a monetary settlement from a lawsuit and he agreed to give her any money she needs to get her bills paid when he receives it, however, there is no estimated time frame for this settlement. She is also reluctant to execute a payment plan with the courts, without having any guaranteed employment in her future. She indicated she would work on it and get back to me the following week with her results. As of the date of this report, the fines related to the above convictions (as well as those associated with numerous traffic infractions) remain unpaid.

CONCLUSION:

A check of the Association of Racing Commissioners International (ARCI) database showed no rulings against **CHAVIS**. (EXHIBIT #4)

Case Status: Investigations case closed, and case forwarded to Licensing.

CONTINUATION

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ROUTING SLIP REQUEST FOR WAIVER

RE: CHAVIS, JESSICA L. – LIC # 14136010
(APPLICANT'S NAME – LICENSE #)

Case No: 2024 06 3690

1012 – Chip Runner
Occupation Code and Job Title

145 -Best Bet Jacksonville
Facility (d/b/a name)

Waiver Referral Date: November 7, 2024
(DATE)

Investigations Section: Reviewed by Bradford D. Jones  1/5/2025
(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: CH 01/10/2025
(Initial & Date) (Initial & Date)

Is the applicant currently under suspension, have unpaid fines, been refused a license by any gaming or racing jurisdiction?

Yes or No If yes, in what jurisdiction? _____

Investigative Findings:

June 10, 2020	Clay County Sheriff's Office, FL. – Petit Theft – Misdemeanor – Pled Nolo Contendere – Adjudicated Guilty on June 29, 2020 – Sentenced to 20 Days in County Jail, Credit for 20 days served, - Fines totaling \$425.50 – CCIS indicates there is a balance of \$375.50.
March 28, 2013	Jacksonville Sheriff's Office, FL, – Petit Theft – Misdemeanor – Pled Guilty – Adjudication Withheld on September 10, 2013 – Sentenced to 12 Months' Probation, 60 Hours of Community Service, Fines of \$403.00, Restitution of \$60.00 - 8/11/2014 Probation Violation on this charge for nonpayment of Probation fees. - CCIS indicates there is a balance of \$403.00.

*Please attach Routing Slip to front of case file

2024 OCT -1 PM 3:16

FGCC PMW-3180 - Request for Waiver

FLORIDA GAMING CONTROL COMMISSION



STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

TO: JESSICA LEHRMAN
Full Legal Name of Applicant



Date of Birth

Individual/Org. Number

If you are a new applicant to Florida and have been convicted of any felony, regardless of whether adjudication was withheld, or if you are renewing your pari-mutuel occupational license in Florida and have been convicted of any of the crimes listed below, you must first request and receive a waiver from the Executive Director in order to receive a Florida Pari-Mutuel Wagering Occupational License or Cardroom License. Please check the appropriate box(es) below that best describes your situation.

For Pari-Mutuel and Cardroom Applicants:

- A conviction in this state, in any other state, or under the laws of the United States of a capital felony, a felony or an offense in any other state which would be a felony under the laws of Florida involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character. A felony or misdemeanor in this state, in any other state, or under the laws of the United States, if such felony or misdemeanor is related to gambling or bookmaking, as contemplated in Section 849.25, Florida Statutes, or involves cruelty to animals.
- Currently under Suspension, Declared Ineligible, Ruled Off, Revoked, Denied, Ejected, Unpaid Fine, in this or any other racing jurisdiction. Specify discipline and jurisdiction:
- New applicant to Florida who has been convicted of any felony, regardless whether adjudication was withheld.

For Cardroom Applicants Only:

- A misdemeanor involving forgery, larceny, extortion, or conspiracy to defraud, in this state or any other state, or under the laws of the United States.

If you choose to request a waiver, please sign this form below and return it with your completed application, license, and fingerprint fees. After an investigation is conducted, the Florida Gaming Control Commission will either grant or deny the request for waiver. You will be notified of the decision by mail at the address provided on your application.

UNTIL YOU ARE LICENSED:

- 1) You are not permitted to engage in any activity which requires a pari-mutuel occupational license or a cardroom license at any pari-mutuel facility in Florida. If you are found to be working without a license, you will be subject to arrest for trespassing and your waiver request may be denied.
- 2) You are forbidden from accessing any of the restricted areas of any pari-mutuel facility in Florida.

I hereby request a waiver for the situation(s) or conviction(s) noted above, and acknowledge that license and fingerprint fees are non-refundable in the event the waiver request is denied. I hereby acknowledge that my failure to participate in a waiver interview or to disclose any pertinent information regarding convictions, rulings, revocations, or denials from other jurisdictions will result in a denial of the request for waiver. I hereby waive the Section 120.60, Florida Statutes, timeline requirement regarding the processing of this application.

Jessica Charis
Signature of Applicant

9/25/2024
Date

TO BE CONSIDERED FOR A WAIVER, APPLICANTS MUST COMPLETE FORM FGCC PMW-3195 - REQUEST FOR RELEASE OF INFORMATION AND AUTHORIZATION TO RELEASE INFORMATION, AND SCHEDULE A WAIVER INTERVIEW WITH THE OFFICE OF INVESTIGATIONS.

FLORIDA GAMING CONTROL COMMISSION

Florida Gaming Control Commission Division of Pari-Mutuel Wagering FGCC PMW-3120 - Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections that pertain to you and are not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number	Birth Date (MM/DD/YYYY)	Gender <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	
Last Name	First Name	Middle	Suffix
Chavis	Jessica	Leeann	
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used:			
Race/Ethnicity (optional) <input type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input checked="" type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Current Mailing Address		Email Address (optional)	
3114 Rococo Court		chavisjessica587@gmail.com	
City	State	Zip Code (+4 optional)	Country, if other than USA
Orange Park	FL	32073	
Primary Phone Number		Secondary/Cell Phone Number (optional)	
904-893-1592			
Current Street Address			
same as above			
City	State	Zip Code (+4 optional)	Country, if other than USA
Type of Occupational License applying for: <input type="checkbox"/> General Individual <input type="checkbox"/> Professional Individual <input checked="" type="checkbox"/> Cardroom Employee		Facility where employed and/or doing business: bestbet - 148	
Occupation: CHIP RUNNER			
Does your position require access to the Cardroom? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Is this your first time applying for a racing/gaming license in Florida? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Are you a Supervisor, Manager, or Shareholder of a pari-mutuel permit holder?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Do you own or lease animals intended for racing in Florida? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, complete the following:			
Stable Name, Kennel Name, or Business Name			
Trainer Name (horse or greyhound racing only)			
TO BE COMPLETED BY DOCTORS, VETERINARIANS, NURSES, PARAMEDICS, AND EMTS ONLY			
Type of professional license (attach a copy of Florida professional license):		Florida License Number	
FOR DIVISION USE ONLY			
License Code	License #	File #	App #
1012	14136010	15592	78358
Association Code	Date Received	Entered By	License Year
910	9/6/24		24/27
License Fee	FP Date	FP Fee	Total Fee
100	11		100
<input type="checkbox"/> Off Temp <input type="checkbox"/> Waiver Requested <input type="checkbox"/> ARCI <input type="checkbox"/> Enforcement <input type="checkbox"/> Minor			

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

Yes
 No Have you ever been convicted of, or had adjudication of guilt 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 listed 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
<i>please see attached</i>					

Yes
 No Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.

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:

details provided on sheet attached

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 Florida Gaming Control Commission, 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 obtaining a change, correction, or updating of the FDLE or FBI criminal history 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 Florida Gaming Control Commission 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, pursuant to Section 550.105, Florida Statutes.

Jessica Chavis
Signature of Applicant

9/4/2024
Date

2005 - Official Misconduct by a Public Servant, ^{11/05}
Falsifying Records
Employee Theft
Surety Bond - completed Pre Trial
Intervention

2013 - Dealing in Stolen Property - Surety Bond
Giving False Verification of Ownership of
Pawned Items - ROR
Petit Theft - ROR

2014 - Violation of Probation - Surety Bond

2020 - 2 - Dealing in Stolen Property Charges
2 - Giving False Verification } dropped

2023 - RMS No Match Found - charges dropped
Trespass on Property of Another -
withheld Adjudication

2023 - Pedestrian Vehicle Safety } charges
Trespass on Property of Another } dropped

2023 - Pedestrian Vehicle Safety - charges
dropped

Use, or possess with intent
to use, drug paraphernalia - ~~withheld~~

withheld
Adjudication

2017 - Operating Vehicle w/o License - Fines

2020 - Petit Theft - Time Served + fines

2020 - Trespassing - Time Served 1 day + fines

Drug Equip. Possess - Time Served 1 day + fines

RECEIVED

2024 SEP -6 PM 12: 04

FLORIDA GAMING
CONTROL COMMISSION

EXHIBIT #2
PAGE 6/11

2024 OCT - 1 PM 3:17

FLORIDA GAMING CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

- Yes
 No Have you ever been convicted of, or had adjudication of guilt 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 listed 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
3/28/2013	DUAL	FL			
10/15/2023	↓	FL	TROOPERS PED/VEHICLE SAFE	MIS	ADJ WH 2 NIGHT
12/7/2023	↓	FL	CONTROLLED SUBST	MIS	DROPPED TO POSS OF PAR.
6/10/2020	CLAY	FL	PETIT THEFT	MIS	21 DAYS SERVED

Yes
 No Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.

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:

3/28/2013 -> SUSPECTED TO BE ACTUAL DATE OF 6/22/13
 FOR DEALING IN STOLEN PROP / FALSE INFOR PROV / PETIT
 PETIT THEFT ~~DROPPED~~ ADJ WH & PROBATION. DROPPED
 PLEASE READ AND SIGN BELOW OTHER 2 CHGS.

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 Florida Gaming Control Commission, 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 obtaining a change, correction, or updating of the FDLE or FBI criminal history 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.

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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, pursuant to Section 550.105, Florida Statutes.

Jessica Chauis
Signature of Applicant
 9/25/2024
Date

14136010

app# 78358

2024 OCT -1 PM 3:17

2024 OCT 25 PM 3:04

SIGN & DATE

FLORIDA GAMING CONTROL COMMISSION

FLORIDA GAMING CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

- Yes No Have you ever been convicted of, or had adjudication of guilt 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?
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DATE OF DISPOSITION	COUNTY	STATE	OFFENSE	MISDEMEANOR OR FELONY?	SENTENCE
3/28/2013	DUAL	FL	PETIT THEFT	MIS	FINES PROBATION
10/15/2023	↓	FL	POSSESS OF VEHICLE PARTS	MIS	ADJ W/H 2 NIGHT
12/7/2023	↓	FL	CONTINUED SUBST	MIS	DROPPED TO POSS OF PAR
6/10/2020	CLAY	FL	PETIT THEFT	MIS	21 DAYS SERVED

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 3/28/2013 - SUSPECTED TO BE ACTUAL DATE OF 6/22/13
 FOR DEALING IN STOLEN PROP / FALSE INFOR PROP / PETIT
 PETIT THEFT ~~DROPPED~~, ADJ W/H + PROBATION. DROPPED
 PLEASE READ AND SIGN BELOW OTHER 2 CHGS.

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Jessica Chauis
Signature of Applicant

9/25/2024
Date

116# 14136010
app# 78368

2024 OCT 25 PM 3:04

2024 OCT -1 PM 3:17

FLORIDA GAMING
CONTROL COMMISSION

FLORIDA GAMING
CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

- Yes No Have you ever been convicted of, or had adjudication of guilt 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 listed 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
5/20/2020	LEXINGTON	SC	POSSESSION OF FEM	FELONY	1 NIGHT → FATED TO APPEAR → BOND
7/1/2020	WAY	FL	TRESPASS POSSESSION EQUIP	MIS	1 NIGHT SERVED

- Yes No Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
 - Yes No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.
- If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

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I hereby authorize the Florida Gaming Control Commission, 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 obtaining a change, correction, or updating of the FDLE or FBI criminal history 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.

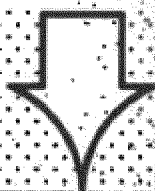
Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

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, pursuant to Section 550.105, Florida Statutes.

Jessica Charis
Signature of Applicant

9/25/2024
Date

SIGN & DATE



QC
10/14/2024

2024 OCT -1 PM 3:17

FLORIDA GAMING CONTROL COMMISSION

BACKGROUND INFORMATION (ATTACH ADDITIONAL PAGES AS NEEDED)

- Yes No Have you ever been convicted of, or had adjudication of guilt 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 listed 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
5/20/2020	LEXINGTON	SC	POSSESSION OF FEMT		I MIGHT -> FAILURE TO APPEAR -> BOND
7/14/2020	CRAY	FL	TRESPASS POSSESSION EQUIP	MIS	I MIGHT SERVED

WARR

- Yes No Have you ever had a racing/gaming license suspended, revoked, or denied in this or any other state or country? If yes, you must list the details in the section provided below.
- Yes No Is any racing or gaming license you hold currently suspended or subject to other discipline, such as an unpaid fine? If yes, you must list the state(s) or jurisdiction(s) of licensure and give details the offense and discipline.

If you answered yes to any of the questions above, provide details here:

PLEASE READ AND SIGN BELOW

Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by Federal Statute. In this instance, disclosure of Social Security numbers is mandatory pursuant to Title 42, United States Code, Sections 653, 654; and Sections 409.2577, 409.2598, and 559.79, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security numbers must also be recorded on all occupational license applications and are used for licensee identification purposes pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

I hereby authorize the Florida Gaming Control Commission, 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 obtaining a change, correction, or updating of the FDLE or FBI criminal history 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 Florida Gaming Control Commission 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.

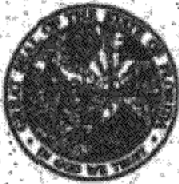
I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all 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, pursuant to Section 550.105, Florida Statutes.

Jessica Chavez
Signature of Applicant

9/25/2024
Date

2024 OCT -1 PH 3:16
FLORIDA GAMING CONTROL COMMISSION

FGCC PMW-3195 - Request for Release of Information and Authorization to Release Information



STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.flgaming.gov

PERSONAL INFORMATION					
Social Security Number/Federal Employer ID Number					
IF INDIVIDUAL APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION					
Last Name	First	Middle	Title	Suffix	
CHAVIS	JESSICA	L			
Birth Date (MM/DD/YYYY)					
[REDACTED]					
IF BUSINESS APPLICANT, PLEASE COMPLETE THE FOLLOWING SECTION					
Representative's Name - Last		First	Middle	Title	Suffix
Permitholder Name					
Official Capacity					
ATTEST STATEMENT					
I, <u>JESSICA CHAVIS</u> do hereby instruct all law enforcement					
(name of applicant/representative)					
or criminal justice agencies, present and former employers or institutions with whom I or my businesses have a present or past business relationship, as well as all present or past social associates to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission.					
I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Additionally, I do release such individuals or entities from any and all liability due to the release of information requested.					
<u>JESSICA LEEANN CHAVIS</u>					
(if individual applicant - legal name and any nickname or alias in parentheses)					
Applicant/Representative Signature: <u>Jessica Chavis</u>				Date: <u>9/25/2024</u>	
NOTARIZATION					
The foregoing application was sworn to and subscribed before me this <u>25th</u> Day of <u>SEPTEMBER</u> , 20 <u>24</u> .					
by <u>JESSICA LEEANN CHAVIS</u>		<u>Jessica Chavis</u>			
Type or print name of applicant		Signature of applicant			
who is personally known to me or who has produced the following as identification.					
<u>FLORIDA IDENTIFICATION CARD</u>					
Type of identification					
<u>Kassandra Whitley</u>					
Signature of person taking acknowledgment					
Notary Seal					
(Rubber Stamp and Expiration)					
		KASSANDRA WHITLEY NOTARY PUBLIC STATE OF FLORIDA NO. HH 262600 MY COMMISSION EXPIRES MAY 06, 2026			



State of Florida
Department of Business and Professional Regulation
Chronology Report

Case #: 2024063690 **Incident date:** 09/06/2024 **Status:** 116 - Sent to Legal
Lic Type: 1012 **Disposition:**
Case Type: Complaint
Responsible: elanier - LANIER, EBONIE

Complainant: DIVISION OF PARI-MUTUEL WAGERING
1400 W COMMERCIAL BLVD, STE 165, FORT LAUDERDALE, FL 33309

Respondent: CHAVIS, JESSICA LEEAN
3114 ROCOCO COURT, ORANGE PARK, FL 32073

Summary: 148 - ORANGE PARK KENNEL CLUB

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	11/22/2024	A	10	50	Interview Respondent		CHAVIS, JESSICA LEEAN
	11/15/2024	A	79	435	Telephone		CHAVIS, JESSICA LEEAN
	11/07/2024	A	10	15	Assigned to Investigator	cwtaylor	CHAVIS, JESSICA LEEAN
	11/06/2024	A	79	440	Incoming Correspondence	cstubbs1	CHAVIS, JESSICA LEEAN
	01/10/2025	R		elanier	LANIER, EBONIE	charris	
	01/06/2025	R		charris	HARRIS, CYNTORIA	cstubbs1	
	11/07/2024	R		cwtaylor	TAYLOR, CHARLES W	cstubbs1	

CH



State of Florida
Department of Business and Professional Regulation
Chronology Report

Chronology:	Effective Date	Type	Lic Type	Code	Description	Responsible Party	Respondent
	01/05/2025	R		bjones	JONES, BRADFORD	bjones	
	01/06/2025	S	1012	104	Sent to Licensing Section	cstubbs1	
	11/07/2024	S	1012	20	Under Investigation	cstubbs1	
	11/06/2024	S	1012	10	Initial Review	cstubbs1	
	01/05/2025	S	1012	90	Closed	cstubbs1	
	01/10/2025	S	1012	116	Sent to Legal	charris	
	01/05/2025	S	1012	165	Supervisor Review	bjones	

Allegation:	Code	Description
	WAVR	Waiver of Crim. Conv. or Other Offenses

Violation:	Code	Description	Respondent
	WAVR	61D-5.006	CHAVIS, JESSICA LEEAN

CA

FAQ | Help | Sign Out

VR Home	Inbox	Entity	Application	License	Cash	Exam	Inspection	Enforcement	Report
Complaint Search Update	Change Recording License Type	Mass Status Update	Public Case Info	Delete Complaint	Mass Activity Update	Mass Discipline			

Domain **10 - Division of Pari-Mutuel Wagering**

Logged in as: **cstubbs1**

VR Home > Complaint Search > **Maintain Complaint**

Lic Type	1012 - Cardroom Employee Occupational	Status	104 Sent to Licensing Section	Status Date	01/06/2025
Complaint #	2024063690	Case Type	CMP - Complaint	Disposition	Disposition Date
Docket#	Respondent	CHAVIS, JESSICA LEEAN	Responsible	charris - HARRIS, CYNTORIA	Private Case

Complaint	Respondent	Complainant	Add'l Info
-----------	------------	-------------	------------

Source	LIC - Licensee	Security Level	1	<input type="checkbox"/>	Parties	<input checked="" type="checkbox"/>	Activities
Form	WALK - Walk-in	Priority	1	<input checked="" type="checkbox"/>	Allegations	<input type="checkbox"/>	Discipline
Class'n	IIIB - Waivers	Complexity	R - Regular	<input checked="" type="checkbox"/>	Violations	<input type="checkbox"/>	Compliance
Security	STND - Standard	Incident	09/06/2024	<input type="checkbox"/>	Related	<input checked="" type="checkbox"/>	Disposition
Region	CR - Central Region	Received	11/05/2024	<input type="checkbox"/>	Inspection		
Reference				<input type="checkbox"/>	Costs		
Entered	11/06/2024	Entered By	cstubbs1	<input type="checkbox"/>	Time Tracking		Auto Assign
Summary	148 - ORANGE PARK KENNEL CLUB			<input type="checkbox"/>	Attachments		History
Updated	01/06/2025 13:52:14	By	cstubbs1	<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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Get Adobe Reader.



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: **cstubs1**

VR Home > License Search > License Home

<p>License</p> <p>Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On</p> <p>File # 15592 Name CHAVIS, JESSICA LEEAN Extended To</p> <p>License # Rank Renewed On</p> <p>Entity # 14136010 Lic Status Applicant</p>		<p>Licensee</p> <p>History</p> <p><input type="checkbox"/> Notes</p> <p>Notes History</p> <p>Back</p>								
<p>Address</p> <p>Street # 3114 Street ROCOCO COURT</p> <p>Line 2</p> <p>Line 3</p> <p>City ORANGE PARK State FL Zip 32073</p> <p>Routing</p>										
<p>Other</p> <p>1st License Date Rank Date Certificate #</p> <p>Method -- Status Date Certificate Date</p> <p>Fee Exempt No Birth Date [REDACTED] Renewal Sent</p>										
<p>Select</p> <p>Action <input type="text"/>  </p>										
<p>Modifiers</p> <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.			
Type	Modifier	Effective Date	Additional Info							
No items found.										
<p>Alt Keys</p> <p>BEST LIC NBR</p>										

 Get Adobe Reader.

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: **charris**

01/10/2025

VR Home > Complaint Search > Maintain Complaint > **License Home**

License Fed Tax # [REDACTED] Lic Type 1012 - Cardroom Employee Occupational Expires On File # 15592 Name CHAVIS, JESSICA LEEAN Extended To License # Rank Renewed On Entity # 14136010 Lic Status Applicant			<input type="checkbox"/> Licensee <input type="checkbox"/> History <input type="checkbox"/> Notes <input type="checkbox"/> Notes History <input type="checkbox"/> Back								
Address Street # 3114 Street ROCOCO COURT Line 2 Line 3 City ORANGE PARK State FL Zip 32073 Routing			*New Applicant *No Previous License *No Temp Issued *No ARCI Findings *CCIS findings *No additional enforcement cases.								
Other 1st License Date Rank Date Certificate # Method -- Status Date Certificate Date Fee Exempt No Birth Date [REDACTED] Renewal Sent											
Select Action <input type="text"/>  											
Modifiers <table border="1"> <thead> <tr> <th>Type</th> <th>Modifier</th> <th>Effective Date</th> <th>Additional Info</th> </tr> </thead> <tbody> <tr> <td colspan="4">No items found.</td> </tr> </tbody> </table>			Type	Modifier	Effective Date	Additional Info	No items found.				
Type	Modifier	Effective Date	Additional Info								
No items found.											
Alt Keys BEST LIC NBR											

 Get Adobe Reader.

Division of Pari-Mutuel Wagering
Licensing Administrator Review of Occupational License

CHAVIS, JESSICA LEEAN - 14136010

2024-063690

(Applicant's Name-- License #)

Case No:

INITIAL APPLICATION RECEIVED:	9/6/2024
Application Deemed Complete:	10/25/2024
If no Request for Waiver received, 90-Day Deadline:	1/23/2025

Waiver Requested: No Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
 • Waiver Requested 10/01/2024

HC
Application Processor

148 - Orange Park Kennel Club, Inc.
Facility (d/b/a name)

1012-Chip Runner
Occupation Code / Job Title/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 initially? Yes No
 Was a deficiency letter issued to request information related to the offense(s)? Yes No
 Felony(s): Count(s) Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking
 Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)
 Animal Cruelty (Pari-Mutuel Professions)

Comments:

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
3/28/2013	DUVAL COUNTY, FL	Charge 1: DEALING IN STOLEN PROPERTY	FELONY 2 ND DEGREE	162013CF006098AXXXMA	DROPPED/ABANDONED
		Charge 2: GIVING FALSE VERIFICATION OF OWNERSHIP PAWN	FELONY 3 RD DEGREE	162013CF006098AXXXMA	DROPPED/ABANDONED
		Charge 3: PETIT THEFT RETAIL 100 TO LESS 300 DOLS	MISDEMANOR	162013MM012966AXXXMA	ADJUDICATION WITHELD
6/10/2020	CLAY COUNTY, FL	Charge 1: PETIT THEFT 2 ND DEGREE 1 ST OFFENSE	MISDEMEANOR	102020MM000946MMAXXX	GUILTY/CONVICTED
7/14/2020	CLAY COUNTY, FL	Charge 1: DRUG EQUIP-POSSESS - POSSESS AND OR USE DRUG PARAPHERNALIA	MISDEMEANOR	102020MM001108MMAXXX	GUILTY/CONVICTED
		Charge 2: TRESPASSING - PROPERTY NOT STRUCTURE OR CONVEY	MISDEMEANOR	102020MM001108MMAXXX	GUILTY/CONVICTED
10/15/2023	DUVAL COUNTY, FL	Charge 1: TRESPASS ON PROPERTY OF ANOTHER	MISDEMEANOR	162023MM016516AXXXMA	ADJUDICATION WITHELD

	DUVAL COUNTY, FL	Charge 2: PEDESTRIAN AND VEHICLE SAFETY	MISDEMEANOR	162023MM016516AXXXMA	DROPPED/ABANDONED
12/7/2023	DUVAL COUNTY, FL	Charge 1: POSSESSION OF CONTROLLED SUBSTANCE PARAPHERNALIA	FELONY 3 RD DEGREE	162024MM001052AXXXMA	AMENDED TO MISDEMEANOR GUILTY/CONVICTED
5/20/2020	WEST COLUMBIA, SC	Charge 1: MANUF, POSSESS OTHER SUB SCH I, II, III WITD-1ST	FELONY	2020A3221100276	UNKNOWN

Related Licenses	
Check VR License Relations to Determine if Applicant is Related to a Business.	
Is the individual applicant related to a business? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, complete sections below.	
Business License Number:	Business Name:
Has a deficiency letter been issued to the business indicating all ODSs must be licensed? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Date Deficiency Letter Issued:	Initials:
Comments:	

Licensing Administrator Review	
Disposition Confirmation	
Disqualifying Convictions/Arrests Confirmed? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <input type="checkbox"/> Approval	
Forward to <input checked="" type="checkbox"/> Investigations <input type="checkbox"/> Legal <input type="checkbox"/> Commission	Initials: CH Date: 11/16/2024
Comments:	



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number: [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: CHAVIS
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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01/10/2025 *CH*

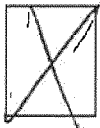
DISPOSITION SHEET

2024 NOV 25 - 1:24
NAME OF DEFENDANT Jessica Leeann Chavis

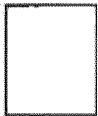
WARRANT/TICKET NUMBER(S) 2020 A3221100276

CHARGES(S) possession heroin

ARRESTING AGENCY WCPD



DISMISSED



PTI



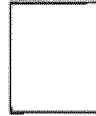
JUDICIALLY
DISMISSED



REMANDED



DISMISSED AT
PRELIMINARY



FAIL TO
APPEAR



RESTORE



OTHER

REASON Prosecutorial discretion


SOLICITOR

DATE: 11/25/24

White Copy - Clerk of Court

Yellow Copy - Detention Facility

From: [Myra Dyer](#)
To: [Charles Taylor](#)
Subject: Fw: Chavis Dismissal
Date: Monday, November 25, 2024 4:16:11 PM
Attachments: [SKM_360i24112516140.pdf](#)

You don't often get email from mdyer@lexingtoncounty.sc.gov. [Learn why this is important](#)

Myra Dyer
Deputy Clerk of General Sessions
Office: [803-785-8553](tel:803-785-8553)
Email: mdyer@lexingtoncounty.sc.gov
Please note the new Email address

From: mdyer@lexingtoncounty.sc.gov <mdyer@lexingtoncounty.sc.gov>
Sent: Monday, November 25, 2024 4:14 PM
To: Myra Dyer <mdyer@lexingtoncounty.sc.gov>
Subject: Message from KM_360i

Scanned from a Pollock Company device

From: [Charles Taylor](#)
To: [Myra Dyer](#)
Subject: RE: Jessica Chavis
Date: Friday, November 22, 2024 4:31:00 PM

Thank you, Ms. Dryer,

That is indeed good news for Ms. Chavis. I will relay the message to her and await your final disposition. Again, thank you for your prompt response and have a great weekend and a Happy Thanksgiving!

Charles W. Taylor, Investigation Specialist II
Florida Gaming Control Commission, Office of Investigations
Important: Confidentiality & Public Records Statement

From: Myra Dyer <mdyer@lexingtoncounty.sc.gov>
Sent: Friday, November 22, 2024 4:03 PM
To: Charles Taylor <Charles.Taylor@flgaming.gov>
Cc: Kyle Smith <KSmith@lexingtoncounty.sc.gov>; Lisa Comer <lcomer@lexingtoncounty.sc.gov>
Subject: Jessica Chavis

You don't often get email from mdyer@lexingtoncounty.sc.gov. [Learn why this is important](#)

Good Afternoon,

I received your request regarding a disposition for Jessica Chavis. After speaking with the solicitor on her case, he declines to extradite her and plans on dismissing her charge when he returns to the office next week. I will forward that disposition when our office receives it.

Thank you,

Myra Dyer

Deputy Clerk of General Sessions

Office: [803-785-8553](tel:803-785-8553)

Email: mdyer@lexingtoncounty.sc.gov

Please note the new Email address

From: [Charles Taylor](#)
To: lcomer@lex-co.com
Subject: Current Disposition of Chavis, Jessica Leeann
Date: Friday, November 22, 2024 1:09:00 PM
Attachments: [SC All info.pdf](#)
[RRI form.pdf](#)

Hello Ms. Comer,

Ms. Chavis is requesting a license to work from us and the information we have regarding her history in South Carolina is attached and incomplete. Since this is unresolved, we in Florida would like to know if you are willing to extradite Ms. Chavis for this case or can she resolve it another way? We'd like a final disposition on this case in order to make a decision on Ms. Chavis' license. Any help would be appreciated, I have already left a message on your voicemail. My cell number is below. Thank you in advance and have a great weekend.

Charles W. Taylor
Investigation Specialist II
Division of Pari-Mutuel Wagering
Office of Investigation
850.794.8118 Office 850.394.0905 Cell

The information contained in this transmission is intended solely for the use of the person(s) named herein. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution, or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of the original message.

The State of Florida has a very broad public records law pursuant to Chapter 119, Florida Statutes. Most written communications to and from state officials regarding state business are public records, available to the public and media upon request. Therefore, your e-mail communications may be subject to public disclosure. [LARGER VIEW](#)

ADULT ARREST REPORT

ADULT NOTICE TO APPEAR

OFFICE OF THE SHERIFF

CLAY COUNTY, FLORIDA

WRITTEN STATEMENTS
OBTAINED YES NO
INCIDENT REPORT
WRITTEN YES NO

CCSO FHP
 OPPD GFC
 GCSPD FMP
 SPECIAL INSTRUCTIONS OTHER _____

LOCATION OF ARREST
 O.P. CITY UNINCORPORATED AREA
 GCSPS CITY
 K.H. CITY

1. CASE NUMBER
2020013842

ADMINISTRATIVE	2. ARRESTED BY COX, JEREMY C	3. I.D. NO. 08058	4. LOCATION 1910 WELLS RD	5. DATE OF ARREST(MDY) 6/10/2020	6. TIME OF ARREST 1632
	7. ARREST NUMBER 157373	8. O.B.T.S NUMBER 1005024194	9. BOOKING OFFICER BATTON, SHERI R	10. FINGERPRINT OFFICER BRIGGS, C G	11. SEARCHING OFFICER SOMEILLAN, A T
12. COURT DATE (LOCATION / DATE / TIME)					

DEFENDANT	13. NAME (LAST, FIRST, MIDDLE) CHAVIS, JESSICA LEEANN				14. ALIAS
	15. HOME ADDRESS 3114 ROCOCO CT ORANGE PARK, FL 32073				16. PHONE NUMBER (904) 586-7825
	17. MAILING ADDRESS (IF DIFFERENT THAN PHYSICAL)				
	18. EMPLOYER AND ADDRESS UNEMPLOYED				19. PHONE NUMBER
20. POB (CITY / STATE) ORANGE BURG, SC / US		21. CITIZENSHIP US		22. DRIVER'S LICENSE NUMBER (STATE)	
23. SOCIAL SECURITY NUMBER					
24. RACE W	25. SEX F	26. DATE OF BIRTH(MDYY)	27. AGE 35	28. HEIGHT 505	29. WEIGHT 123
30. HAIR COLOR BRO		31. EYE COLOR BRO		32. COMPLEX FAIR	
33. BUILD					
34. IDENTIFYING CHARACTERISTICS (SCARS/MARKS/TATTOOS/ETC) TATT LEFT FORE ARM/SKULL W/ STARS-TATT FRON CHEST/ROSE					

CHARGES	35. CHARGE #1 (1) RETAIL PETIT THEFT LESS THAN \$100	36. TYPE M	37. F.S.S <input type="checkbox"/> F.S.S <input type="checkbox"/> ORD.	38. STATUTE/ORDINANCE NUMBER 812-014/3A	39. CASE #	40. WEAPON SEIZED NONE (NO WEAPON)	41. CHEM TEST RESULT
	42. DRUG ACT.	43. DRUG TYPE	44. DRUG UNIT	45. DRUG AMOUNT	46. VIC/ARR. RELAT. STRANGER	47. BOND	48. MADE BY
	35. CHARGE #2	36. TYPE	37. F.S.S <input type="checkbox"/> F.S.S <input type="checkbox"/> ORD.	38. STATUTE/ORDINANCE NUMBER	39. CASE #	40. WEAPON SEIZED	41. CHEM TEST RESULT
	42. DRUG ACT.	43. DRUG TYPE	44. DRUG UNIT	45. DRUG AMOUNT	46. VIC/ARR. RELAT.	47. BOND	48. MADE BY
	35. CHARGE #3	36. TYPE	37. F.S.S <input type="checkbox"/> F.S.S <input type="checkbox"/> ORD.	38. STATUTE/ORDINANCE NUMBER	39. CASE #	40. WEAPON SEIZED	41. CHEM TEST RESULT
	42. DRUG ACT.	43. DRUG TYPE	44. DRUG UNIT	45. DRUG AMOUNT	46. VIC/ARR. RELAT.	47. BOND	48. MADE BY

ON THE 10 DAY OF June, 2020 AT 3:55 PM THE DEFENDANT,
AT 1910 WELLS RD ORANGE PARK, FL 32073 WITHIN CLAY COUNTY, VIOLATED THE LAW AND DID THEN AND THERE:

Commit the offense of retail theft.

On June 10th, 2020 I was dispatched to 1910 Wells Road, Orange Park Mall, in reference to retail theft. Upon arrival I made contact with Kevon Johnson of Mall Security in the parking lot of 1910 Wells Road, between Dick's Sporting Goods and Belk. Kevon was standing with an adult white female, later identified as Jessica Chavis. Kevon advised JC Penney Loss Prevention Officer Kenneth Payne called him to report a woman shoplifting in his store. Kenneth described her as an adult white female wearing blue jean overalls and carrying a backpack. Kevon made contact with her in the parking lot and awaiting our arrival.

I then made contact with Jessica Chavis. She was positively identified by her Florida Identification Card. She immediately began pulling out packages of men's undershirts from her backpack. She was Mirandized, and ask how she came to be in possession of the shirts. Jessica advised she is homeless and stole the packs of shirts from JC Penney, hoping to sell them for food money. Jessica was run through NCIC, which did not reveal any current wants or warrants.

I then made contact with Kenneth Payne, JC Penney Loss Prevention Officer, he observed Jessica on the store surveillance system, select three packs of men's undershirts. While maintaining continuous visual contact with her, she relocated to the children's section of the store, where she bent down behind clothing racks and concealed the merchandise. He observed her exit the store, passing all final points of sale. Kenneth advised JC Penney will prosecute on the incident, he filled out a sworn written statement.

The recovered merchandise consisted of two packs of Stafford, white, four-pack, crew neck shirts, valued at \$28.00, each. And one pack of Fruit of the Loom, white, three-pack, crew neck shirts, valued at \$32.00. Kenneth provided a sales receipt for the merchandise, as well as a surveillance disk of the incident. Both the receipt and DVD were submitted into evidence.

CO-DEF	49. CO-DEFENDANT #1	50. DOB	49. CO-DEFENDANT #2	50. DOB	49. CO-DEFENDANT #3	50. DOB
	51. VICTIM/COMPLAINANT JC PENNEY,	52. DOB 1/1/0001	53. ADDRESS 1910 WELLS ROAD ORANGE PARK, FL 32073			54. PHONE NUMBER (904) 264-2772
WITN	55. WITNESS	56. DOB	57. ADDRESS			58. PHONE NUMBER
	55. WITNESS	56. DOB	57. ADDRESS			58. PHONE NUMBER

59. TO BE SET BY CLERK OF COURT

I AGREE TO APPEAR AT THE PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED IN THIS NOTICE TO APPEAR OR PAY THE FINE SET FORTH THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST MAY BE ISSUED.
I HEREBY CERTIFY BY MY SIGNATURE THAT THE PERMANENT ADDRESS LISTED ABOVE IS MY CORRECT MAILING ADDRESS

60. SIGNATURE OF DEFENDANT

61. DATE

ADMINISTRATIVE

CREATED AND SUBMITTED BY: J.C.COX(08058)
USER ID: JCOX

APPROVED BY: SGT J.A.BOONE(06484)
USER ID: JBOONE
Date/Time: 6/10/2020 5:01:34 PM

61. VEHICLE TOWED BY:

62. TRANSPORTING OFFICER (IF OTHER THAN BLOCK 2)

IN THE COUNTY COURT OF THE FOURTH JUDICIAL CIRCUIT,
IN AND FOR CLAY COUNTY, FLORIDA

THE STATE OF FLORIDA,

vs.

CASE NO.: 2020MM000946

DIVISION: C

JESSICA LEEANN CHAVIS,
Defendant(s).

JUDGMENT AND SENTENCE

The Defendant JESSICA LEEANN CHAVIS being now before this Court via Zoom,
attended by his or her attorney, PUBLIC DEFENDER and having

been tried and found GUILTY of the Crime(s) of

entered a plea of GUILTY to the Crime of

entered a plea of NOLO CONTENDERE to the Crime of

Charge(s):

812.014(3)(a) LARC - PETIT THEFT 2ND DEGREE 1ST OFFENSE

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 crimes

OR

and good cause being shown; IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD, and the Defendant being given the opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why he or she should not be sentenced as provided by law and no cause being shown, it is the sentence of the Court that the Defendant

20 DAYS CLAY COUNTY JAIL WITH CREDIT FOR 20 DAYS TIME SERVED

\$50 FINE + \$225.50 COST + \$50 COST OF PROSECUTION + \$50 PUBLIC DEFENDER
APPLICATION FEE REDUCED TO A CIVIL JUDGMENT

\$50 PUBLIC DEFENDER ASSISTANCE FEE (ASSESSED & SUSPENDED)

The Defendant in open court was advised of his or her appellate rights and that any appeal must be made within thirty (30) days from the date hereof. The Defendant was further advised that under certain circumstances, counsel may be appointed at the expense of the State to assist in taking the appeal.

DONE AND ORDERED in open court at Green Cove Springs, Florida this
6/29/2020.



TIMOTHY R. COLLINS, COUNTY JUDGE

First Appearance:	Continued:	Continued:	Continued:	Continued:
Continued:	Continued:	Continued:	Continued:	Continued:



**Arrest And Booking Report
Jacksonville Sheriff's Office
Jacksonville Florida**

ADULT

**CLERK
COPY**

Yr: 2013 Inc # 431127	Amend #
Prev Juv Jail #	
Jail # 2013017344	6/28/2013 23:22 File Direct: YES
JSO ID #	Court: Circuit
SSN	OBTS #

Arresting Agency: **Jacksonville Sheriff's Office**

Route To:

Burglary

FELONY

Day/Date/Time Arrested: **Thursday 3/28/2013 22:30**

Name: **CHAVIS, JESSICA LEANN**

Aliases:

Nickname(s):

Arrestee's Home Address: **7768 ANDES DR** Apt./Lot #:
City: **JACKSONVILLE** State: **FLORIDA** Zip: **32244**
Taz: **761** Crossstreet:

Sub-Sector: **L1**

DOB: [REDACTED] Age: **28**

File deployed prior to/during Arrest: **NO**
IN COMPUTER
A. R.

Height: **5' 5"** Weight (lbs): **167**

Race: **WHITE** Ethnicity: **NOT OF HISPANIC ORIGIN** Sex: **Female**

Eye Color: **GREEN** Hair Color: **BROWN** Complexion: **FAIR / LIGHT** Build: **Medium**

ECD Usage: **NOT APPLICABLE**

RTR written related to this incident? **NO** RTR Incident Yr: RTR Incident #:

Is an Offense a hate crime? **NO** Is an Offense a dating violence crime? **NO** Required to register as a sex offender? **NO**

Suspect Invoke Miranda? **NO** Arrestee needs ADA Consideration? **NO** Arrestee Confessed? **NO** Miranda Rights Given? **YES**

Disability or Special Consideration:

Accommodations Requested:

Driver's License # [REDACTED] State: **FLORIDA** Subject's Resident Type: **CITY**

Hm Phone # Bus. Phone # Phone Ext.

Cell Phone # **(904)-554-6904** Cell Phone Provider **METRO** E-mail

Is Vagrant? **NO**

Arrest Made On: **CALL**

Subject's Residence Status: **RESIDENT** Armed With: **NOT APPLICABLE (NONE)**

Distinguishing Marks: **TATTOO ON CHEST**

Employer: **NONE** Place of Birth: **ORANGEBURG UK SOUTH CAROLINA UNITED STATES** Country of Citizenship: **UNITED STATES**

School Last Attended: **ED WHITE HIGH SCHOOL**

US Citizen: **YES**

Domestic Violence Involved: **NO** Children under 18 Present: **NO** If No is it Domestic Related: **NO**

Day/Date/Time of Incident-From: **Saturday 6/22/2013 10:00**

Day/Date/Time of Incident-To: **Tuesday 6/25/2013 10:00**

Incident Address: **515 9TH ST E** Apt./Lot #:

Sub-Sector: **B2**

City: **JACKSONVILLE** State: **FLORIDA** Zip: **32206**

Taz: **166** Crossstreet:

Offense Location Type: **Commercial/Office Bldg** Interviewed by: Interviewer ID:

Sub-Sector: **B2**

Where Arrested: **515 9TH ST E** Apt./Lot #:

City: **JACKSONVILLE** State: **FLORIDA** Zip: **32206**

Taz: **166** Crossstreet:

Involved in Traffic Accident: **NO** Injuries from Accident:

Is Incident Gang Related: **NO**

Is Arrestee a Gang member? **NO**

Statute or Ordinance Number(s): **#1**

Statute No: **812.019(1)** Degree: **F2** UCR Code: **2800** Attempt Code: **Commit**

6/28/2013 - 22:56

Updated:

DEALING IN STOLEN PROPERTY

Citation #

SA#

Warrant Type: **Not Applicable**

ORIGINAL

JUN 29 2013

ORIGINAL

Jso Control #

Warrant/Case #

No. of Counts:

Jurisdiction:

CT. Location/Div.:

Purge/Bond Type:

Bond Amount:

Date of Issue:

Date of Return:

Judge:

Disposition:

5003

Disposition Date:

Blanket Bond:

VOP/FTA ONLY

Original Statute No: Degree: UCR Code: Attempt Code: **Commit**

Description:

Statute or Ordinance Number(s): #2

Statute No: **539.001(8)(B)(8)A** Degree: **F3** UCR Code: **9000** Attempt Code: **Commit**

6/28/2013-22:56

GIVING FALSE VERIFICATION OF OWNERSHIP OF PAWNED ITEMS/FALSE ENTRY/VAL < \$300

Citation #

SA#

Warrant Type: **Not Applicable**

Jso Control #

Warrant/Case #

No. of Counts:

Jurisdiction:

CT. Location/Div.:

Purge/Bond Type: **Bond**

Bond Amount:

Date of Issue:

Date of Return:

Judge:

Disposition:

BAR

Disposition Date:

Blanket Bond:

VOP/FTA ONLY

Original Statute No: Degree: UCR Code: Attempt Code: **Commit**

Description:

Statute or Ordinance Number(s): #3

Statute No: **812.014(2)(E)** Degree: **M1** UCR Code: **230G** Attempt Code: **Commit**

6/28/2013-22:56

PETIT THEFT - UNSPECIFIED - \$100 - \$299

Citation #

SA#

Warrant Type: **Not Applicable**

Jso Control #

Warrant/Case #

No. of Counts:

Jurisdiction:

CT. Location/Div.:

Purge/Bond Type: **Bond**

Bond Amount:

Date of Issue:

Date of Return:

Judge:

Disposition:

BAR

Disposition Date:

Blanket Bond:

VOP/FTA ONLY

Original Statute No: Degree: UCR Code: Attempt Code: **Commit**

Description:

ADDITIONAL INFORMATION 1

Reporting Officer: **R.E. VALENTINE 7891**

On 05/28/2013 at about 2215 I made contact with Jessica Chavis at 515 E. 9th Street. A framing nail gun was stolen, and reported earlier in the week. The nail gun was entered into Value Pawn at 7791 Normandy Boulevard. I contacted the staff and placed a hold on the item. I also received the slip of the pawn with the name Jessica

ADLT CHAVIS, JESSICA LEANN

ARREST REPORT Pg 2 of 4

Jail # 2013017344

ADLT

Chavis

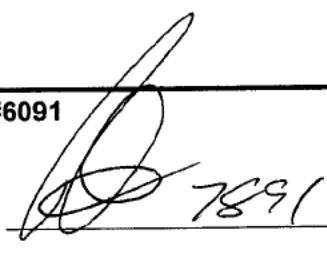
Post Miranda, Ms. Chavis stated that she entered the unlocked tool room and stole the framing gun out of the box located at 515 E. 9th Street. She then pawned it for gas money. She verified that it was her fingerprint and signature on the pawn slip. She was arrested and transported to PTFD.

Case Cleared by arrest.

Transported By: R.E.VALENTINE #7891
Arresting Officer(s) #1: R.E.VALENTINE #7891
Div/Zone or Unit: PATROL ZONE 1

Approving Supervisor: T.J.COOPER #6091
#2: #0
of Cases Cleared:

State of Florida, County of Duval

Arresting / Transporting Officer's Signature: 

Sworn to (or affirmed) and subscribed before me this 28 day of June, 2014, by

Personally Known or Produced Identification Type of Identification produced:


Print, Type, or Stamp, Commissioned name of Notary Public


Signature of Notary - State of Florida Certified Law Enforcement Officer or Corrections Officer:

Investigative Time:

#1 Hours: 2 Minutes: 0 Cost Amount: \$96.48

Drug Activity: NOT APPLICABLE
Alcohol Related: UNKNOWN (OR N/A)

Drug Type: NOT APPLICABLE
Drug Related: UNKNOWN (OR N/A)

Property: #1

Weapon Seized:

Amount of Money \$199.00

Status: STOLEN / ETC.

Property Type: TOOLS (hand & power tools)

Property Taken by Arresting Officer: Evidence

Turned in at: N/A

Firearm Type:

Drug Type:

Manufacturer: PORTER CABLE

Serial # 12299036DBK

Quantity: 1.00

Weight:

Unit of Measure:

Description: FRAMING NAIL GUN

VICTIM: #1 Relationship to Suspect: ACQUAINTANCE

Race: Ethnicity:

Sex: Male

DOB: Age range is from to

Name: COMPASS BUILDERS

Address: Apt./Lot #:

Sub-Sector:

City: State: Zip:

Taz: Crossstreet: Home Phone # Bus. Phone # Phone Ext.

Cell Phone # Cell Phone Provider E-mail

Is Vagrant? NO

COMPLAINANT #1

Race: WHITE Ethnicity: NOT OF HISPANIC ORIGIN

Sex: Male

DOB: Age:

Name:

Sub-Sector of Arrest Location:

Address: Apt./Lot #:

City: State: Zip:

Taz: Crossstreet: Home Phone # Bus. Phone # Phone Ext.

Cell Phone # Cell Phone Provider E-mail

Is Vagrant? NO

SUBJECT (POTENTIAL SUSPECT) #2

Race: WHITE Ethnicity: NOT OF HISPANIC ORIGIN

Sex: Male

DOB: Age:

Name: ANDERSON MICHAEL

ORIGINAL

Address: [REDACTED] Apt./Lot #: [REDACTED]
 City: [REDACTED] State: [REDACTED] Zip: [REDACTED]
 Taz: 166 Crossstreet: Home Phone # Bus. Phone # Phone Ext.
 Cell Phone # Cell Phone Provider E-mail
 Is Vagrant? NO

Sub-Sector of Arrest Location: B1

SUBJECT (POTENTIAL SUSPECT) #3

Race: WHITE Ethnicity: NOT OF HISPANIC ORIGIN

Sex: Female

DOB: [REDACTED] Age: [REDACTED]

Name: CHAVIS JESSICA LEEANN

Address: 515 9TH ST E Apt./Lot #:

Sub-Sector of Arrest Location: B1

City: JACKSONVILLE State: FLORIDA Zip: 32206

Taz: 166 Crossstreet: Home Phone # Bus. Phone # Phone Ext.

Cell Phone # Cell Phone Provider E-mail

Is Vagrant? NO

Jail Information (Back Door)

Date and Time Admitted: 6/28/2013 23:22

Jail # 2013017344

Juvenile/Court Clerk #

Triage Questions:

Involved in Traffic Accident: NO

Injuries from Accident:

OC deployed prior to/during Arrest: NO Was a hobble restraint used on the arrestee? NO

Does the arrestee exhibit any signs of suicidal behavior or attempts? NO Does the arrested have any observable medical/mental health problems? NO

Has the arrestee shown any escape potential or violence propensity behaviors? NO

Is there any other information about the arrestee that jail personnel need to know? NO

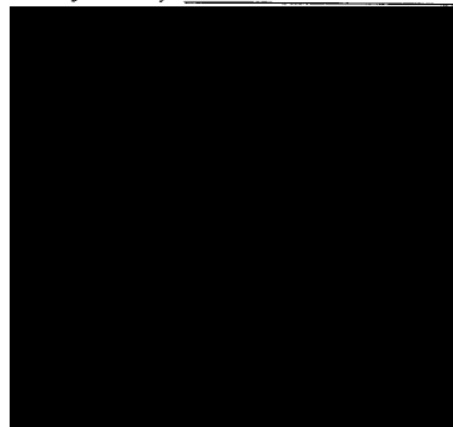
If yes, what?

Part II of Arrest And Booking Report:

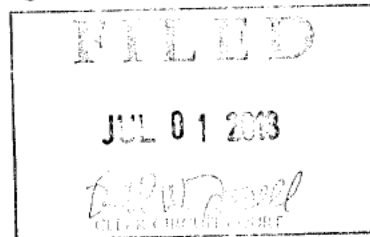
Arrestee Personal Information: How Long in Jax? 27 YR.

Chemical Test Data				
Specimen:	Blood	Breath	Urine	None
Analysis Results:				Refused:
1st	g/210L	TIME:		Blood:
2nd	g/210L	TIME:		Urine:
3rd	g/210L	TIME:		Breath:
Breath Test Instrument:				
Type:		Machine #		
Operator Name and I.D.#		Date:		

Verification By:



Right Thumb Print





Ronnie Fussell
Clerk of Circuit Court

ADD ON DOCKET

Date: June 29, 2013

Judge: EMMET FERGUSON, III

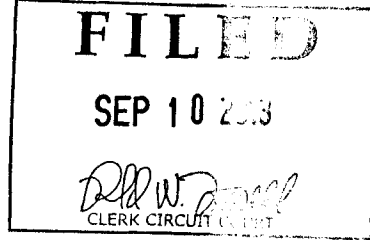
P/A: DAVID F. WILLIAMS

PASS TO: 22-Jul-13
CIRCUIT COURT

DEF ADJ INSOLVENT &
PUBLIC DEFENDER APPT'D
DEF'S INVOC OF CONSTIT
RIGHTS FILED,

PROBABLE CAUSE FILED

APP FOR CRIMINAL INDIGENT STATUS
DEFT FOUND () INDIGENT () NOT INDIGENT



IN THE COUNTY COURT, IN AND FOR
DUVAL COUNTY, FLORIDA

CASE NO. 13-MM-12966

DKT. NO. N/A

DIVISION: H

CHARGE: Petit Theft

STATE OF FLORIDA

vs.

Chavis, Jessica L

ORDER PLACING DEFENDANT ON PROBATION

THE COURT, THIS 10 DAY OF Sept, 20 13 HEREBY ORDERS you shall be placed on probation for a period of Twelve (12) months, under the supervision of the Salvation Army Corrections Division and its officers. You shall comply with the following conditions of probation.

- (1) You shall not change your residence or employment nor your county of residence without the consent of your probation officer. You will allow your probation officer to visit your home.
- (2) You will make a full and truthful report to your probation officer in person, a minimum of once per month or as otherwise directed by your probation officer or the court. You will answer your probation officer's questions truthfully.
- (3) You will remain at liberty without violating any law. A conviction in a court of law shall not be required to constitute a violation of your probation.
- (4) You will not use intoxicants to excess; nor will you visit places where illegal drugs or other dangerous substances are sold, dispensed or used.
- (5) You will work diligently at a lawful occupation and support any dependents to the best of your ability. You will allow your probation officer to visit you at your place of employment.
- (6) You will contribute sixty (\$60) dollars per month supervision fee beginning on a date set by your probation officer. (945.30 FS)
- (7) You will neither possess nor carry any weapon or firearm while on probation without the consent of your probation officer.
- () You will enroll in and successfully complete the appropriate approved alcohol safety education course or substance abuse course as determined by the Department of Highway Safety and Motor Vehicles approved DUI program and follow through with any recommended treatment.
- () You will perform SIXTY (60) hours community service at an approved agency.
- () You will pay fines and cost totaling \$ 353, pro-rated monthly, during the probation period or sooner.
- () You will enroll in and complete a Batterers' Intervention Program through _____; you shall also complete any recommended drug or alcohol treatment as deemed necessary by the assessment counselor or _____. You must enroll within fifteen (15) days of todays date _____.
- () You will surrender the keys and tag of the vehicle driven during the D.U.I. offense for _____ days for immobilization, beginning _____.
- () You will attend the Victim's Impact Panel.
✓ TASC Eval w/ follow up treatment ✓ Restitution Amt of \$60
- () You may be considered for early termination of probation upon compliance of the above conditions.
- () Victim(s) Names(s): _____

ONLY THE NUMBERED PARAGRAPHS ABOVE APPLY TO THIS ORDER

You are hereby placed on notice that the Court may at any time, rescind or modify any of the conditions of your probation as authorized by law, or may discharge you from further supervision. If you violate any of the conditions of probation, it may result in a revocation of probation and the imposition of a sentence.

It is further ordered the Clerk of this court file this order and record the same in minutes of the Court.

DONE AND ORDERED IN OPEN COURT, THE DATE FIRST ABOVE WRITTEN.

JUDGE

I acknowledge receipt of a copy of this order and agree to abide by the terms and conditions thereof, all of which have been explained to me to my satisfaction the date first above written.

Signature of person reviewing and explaining this Order to Defendant.

Date 9/10/13

Jessica Chavis
Probationer

Date 9/10/13



Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number:
Date of Birth:
First Name: JESSICA
Middle Name:
Last Name: CHAVIS
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
-----------	-----------	------------	-------------	----------------	---------	------------	------	-------



Florida Gaming Control Commission

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

September 19, 2024

Ms. Jessica Leean Chavis
3114 Rococo Court
Orange Park, Florida 32073

RE: Application No. 78358, Entity 14136010
1012 - Cardroom Employee Occupational

Dear Ms. Chavis:

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 **and** provide the court disposition records and arrest reports for the following charges:

- Duval County, FL Arrest(s) – 3/28/2013, 10/15/2023, 12/7/2023
- Clay County Arrest(s) – 6/10/2020
- Lexington County, SC Arrest(s) – 5/20/2020

You must list the information on your application for the following charges:

- Clay County, FL Arrest(s) – 7/14/2020 (docs were received)

****NOTE**** – All charges must be **listed on page 3** of the application under background information and each collum must be completed.

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 1/18/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794.8130.

Additionally, if needed, any individual or business applicant may request a waiver of disqualifying factors in an application that would otherwise be grounds for denial. PMW 3180 - Request for Waiver and PMW-3195 - Request for Release of Information and Authorization to Release Information (forms enclosed). The Division will process a request for waiver upon receipt of a complete application.

Thank you,

HC
Operations Analyst II

RECEIVED

2024 OCT 25 AM 11:02

FLORIDA GAMING
CONTROL COMMISSION

Leatrice J. Foster

7024 Hielo Drive

Jacksonville, FL 32211

Re: Jessica Chavis

I am writing this letter on behalf of Jessica Chavis. I have known Jessica for about 17 years give or take a few and I know she would be a valuable asset/employee if given a chance. Though I may not agree with the last 15 years of life of how Jessica chose to live, I can honestly say I am incredibly proud of this last year and her sobriety she has accomplished. I know she has a long road ahead of her of things in life to correct; but each day she is showing more and more improvement and has been putting in the work to fix it. Please give her a chance. I know Jessica will thrive at whatever task or challenge you ask of her. She is very smart and eager to work. IF you need any additional information, please do not hesitate to reach out to me by my personal email: Onelove88123@aol.com.

Thank You

Lea Foster

RECEIVED

2024 OCT 25 AM 11:02

**FLORIDA GAMING
CONTROL COMMISSION**

Desiree I. Foster

7024 Hielo Drive

Jacksonville Florida 32211

Phone 904) 333-7170

Email surujpaul@aol.com

RE: Jessica Chavis

TO WHOM IT MAY CONCERN

I am writing this in support of Ms. Jessica Chavis who is currently seeking employment. I have known Ms. Chavis for a few years now. Throughout those years I have admired her for the way she handled the adversities in her life. She has overcome them and has not allowed them to define who she is. She has taken steps to improve her life and is trying to make a new start.

I am confident that whatever position she seeks, she is capable and will be able to perform the necessary duties assigned to her. She is smart, she is a quick learner and most important of all she is honest and trustworthy. She will certainly be an asset to whichever company accepts her as their employee.

If any other verification is needed, do not hesitate to contact me by email.

Respectfully

Desiree I Foster

7. Discussion of license denials

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado; Chief Attorney
Re: Shayla Meshon Howard; Case No. 2024-069186
Date: January 30, 2025

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to deny the application of Shayla Meshon Howard (the “Applicant”) for a slot machine/cardroom/pari-mutuel combination occupational license (the “Application”). The Applicant submitted a completed application for a slot machine/cardroom/pari-mutuel combination occupational license on November 22, 2024. Upon review of the Application, it appears Applicant has been convicted of one felony offense out of Miami-Dade County, Florida. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On October 23, 2024, Respondent submitted an application for a slot machine/cardroom/pari-mutuel combination occupational license to the Division. The Applicant answered “no” to if she had been convicted of a disqualifying offense. On October 25, 2024, the Applicant was issued a deficiency letter by the Division requesting an updated application listing errors and omissions on page 4 of the application and that she provide arrest reports and court dispositions regarding arrests in Broward County, Florida from June 27, 1997, October 24, 1998, March 30, 2004, and June 3, 2004. The Applicant completed an updated application on November 22, 2024. Upon review of the completed Application, it appears that the Applicant was convicted of the following felony offense in Broward County, Florida from August 1, 2005:

- Possession of Cocaine

This felony conviction is a disqualifying offense pursuant to sections 550.105(5)(b), 551.107(6)(a), and 849.086(6)(g), Florida Statutes. Furthermore, the Commission may deny an application if the applicant has falsely sworn, in a signed oath or affirmation, to a material statement, including, but not limited to, the criminal history of the applicant or licensee.

Relevant Law

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

. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“ . . .the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

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.

Furthermore, section 16.717, Florida Statutes, provides:

“[t]he commission may deny the application of, or suspend or revoke the license of, any person who submits an application for licensure upon which application the person has falsely sworn, in a signed oath or affirmation, to a material statement, including, but not limited to, the criminal history of the applicant or licensee. Additionally, the person is subject to any other penalties provided by law.

Staff Recommendation: Therefore, Florida Gaming Control Commission may deny the Application or declare the Applicant ineligible for a slot machine/cardroom/pari-mutuel combination occupational license upon a finding of a disqualifying offense pursuant to sections 550.105, 551.107, and 849.086(6)(g). Accordingly, the Division of Pari-Mutuel Wagering recommends that the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial to Shayla Meshon Howard in this matter.

HOWARD, SHAYLA MESHON

Case # 2024069186

License Type: Slot Machine/Cardroom/Pari-Mutuel Individual Combination (1055)
Occupation: Food Service

Waiver Requested [] Yes [] No

90-Day Deadline is 02/20/2025

**CASE FILE ROUTING SLIP
SLOT MACHINE APPLICATION**

RE: HOWARD, SHAYLA MESHON- 8005337 Case No: 2024069186
(APPLICANT'S NAME- LICENSE #)

INITIAL APP RECEIVED:	<u>10/23/2024</u> (Date)
COMPLETE APP RECEIVED:	<u>11/22/2024</u> (Date)
90-DAY DEADLINE:	<u>2/20/2025</u> (Date)

Investigations Section:

Reviewed by Bradford Jones

(Initial & Date)

The attached file has been reviewed for completeness and accuracy, and has been forwarded to the Licensing Section.

Licensing Section:

<u>TL</u> Application Processor	<u>430</u> Facility (d/b/a name)	<u>CASHIER</u> Occupation/Job Title
------------------------------------	-------------------------------------	--

Reviewed by CH

(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.

Division of Pari-Mutuel Wagering

Licensing Administrator Review of Occupational License

HOWARD, SHAYLA MESHON-8005337

(Applicant's Name- License #)

2024-069186

Case No:

INITIAL APPLICATION RECEIVED:	10/23/2024
Application Deemed Complete:	11/22/2024
If no Request for Waiver received, 90-Day Deadline:	2/20/2025

Waiver Requested: No Yes (Pursuant to s.120.60, F.S., the processing timeline requirement has been waived.)
 • Waiver Requested _____

TL

Application Processor

430 - Pompano Park

Facility (d/b/a name)

Food Service-Cashier

Occupation Code / Job Title/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 Administrator Review

Conviction

Did the application accurately reflect the Criminal History Record initially? Yes No
 Was a deficiency letter issued to request information related to the offense(s)? Yes No
 Felony(s): _____ Count(s) _____ Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking
 Forgery, Larceny Extortion, Conspiracy to Defraud (Cardroom Professions Only)
 Animal Cruelty (Pari-Mutuel Professions)

Comments: ****See Rap Sheet for additional offenses****

Arrest Date	Location	Charge	Level	Court Case #	Disposition (or Unknown)
10/24/1998	Broward County, FL	Charge 1-Burglary	F	Unknown	Unknown
03/30/2004	Broward County, FL	Charge 1 - Possession of Cocaine	F	062004CF005352A88810	Adjudication Withheld
		Charge 2- Poss/sell Dextropropoxyphene	F	062004CF005352A88810	Nolle Prosequi
		Charge 3- Failure To Appear	M	03125206TC20A	Unknown
06/03/2004	Broward County, FL	Charge 1- Deal In Credit Cards of Another	F	062004CF009153A88810	No Action

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 Commission Initials: CH Date: 12/09/2024

OCCUPATIONAL LICENSE FEE VOUCHER

Date: 10-11-04

Applicant Name: CANDIDATE 35 - SHAYLA HOWARD
(Please Print)

Position/Title: F.I.B CASHIER
(Please Print)

This voucher must be submitted with the applicant's completed Slot/Cardroom Pari-Mutuel Indiv Combo License Application.

Form to the FGCC Licensing and Compliance Office.

Upon receipt of an authorized voucher, Harrah's Pompano Beach agrees to remit to the Division.

\$100 (3-year license)

\$37.25 (New fingerprints)

\$13.25 (Renewal Fingerprints)

LOW 800764348
Human Resources Authorized Signature

For Accounting use only.

OCT 23 2024



STATE OF FLORIDA
FLORIDA GAMING CONTROL COMMISSION
DIVISION OF PARI-MUTUEL WAGERING
www.fgcc.fl.gov

APPLICATION CHECKLIST – IMPORTANT – Submit all items on the checklist below to ensure faster processing.

ALL License Applicants must submit:

Completed Form FGCC PMW-3410 – Print clearly and complete all sections that are not optional in black or blue ink.

Provide Identification – Required by Rule 75-14.010, 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 FGCC.

- 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: FL925185Z.

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:
Florida Gaming Control Commission
Pari-Mutuel Wagering, Licensing Section
2601 Blair Stone Road, Tallahassee, Florida 32399-1037
Phone: 850.488.3211

OCT 23 2024

Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3410 – Slot Machine Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

Form with sections: DEMOGRAPHIC INFORMATION, Social Security Number, Birth Date, Gender, Last Name, First, Middle, Suffix, Race/Ethnicity, Citizenship, Mailing Address, City, State, Zip Code, Country, Phone Numbers, Current Street Address, License Application Details, and FOR DIVISION USE ONLY.

4475

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
HARRAHS CASINO	POMPANO BEACH, FL	03/20/2007	CASHIER	PRESENT

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.
N/A		<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:

N/A

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
N/A					

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

N/A

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 Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging the FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

AUTHORIZATION FOR RELEASE OF INFORMATION:

I do hereby instruct all law enforcement, criminal justice agencies, gaming commissions, tribal gaming regulatory agencies or commissions, state agencies, or commissions responsible for gaming regulation to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission or the Florida Department of Law Enforcement.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.

SHAYLA ME SHON HOWARD

Print Legal Name (First Middle Last)

Birth Date (MM/DD/YYYY)

Social Security Number

PPI INC.

Name of Employer

Signature of Applicant

10-23-2024

Date

FAQ | Help | Sign Out

VR Home | Inbox | Entity | Application | License | Cash | Exam | Inspection | Enforcement | Report

Complaint Search | Change Recording License Type | Delete Complaint | Mass Activity Update | Mass Discipline Update | Mass Status Update
Public Case Info

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: mubidia

VR Home > Complaint Search

Search Criteria | Results

Complaint

Board Complaint #

Lic Type Reference

Case Type Status

Assigned To

Incident From Incident To

Key Phrase in Summary

Find
New
Clear
Back

Respondent

Fed Tax # HOWARD, SHAYLA M. Street #

File # Slot/Cardroom/Pari-Mutuel Indiv Combo Street

License # Temporary City

Entity # Postal/Zip

Key Name State

County

Complainant Key Name

Involved Party Key Name

Get Adobe Reader.

NO ENFORCEMENT FOUND



Licensee: SHAYLA M. HOWARD

No Picture Available

Reports on SHAYLA M. HOWARD

- Comprehensive Ruling Report
- Drug Ruling Report (Last 5 Years)
- Comprehensive Licensee Report

Identification Information

Date of Birth	Federal ID/SSN	Country	Sex	Add a New Identification Record	
[REDACTED]	[REDACTED]				

Name Information

Name Type	Prefix	First Name	Middle Name	Last Name	Suffix	Add a New Name Record	
Current Legal Name		SHAYLA	M.	HOWARD			

Address Information

Address Type	Street Address	City	State	Zip Code

Phone Information

Phone Number Type	Phone Number

License Information

License Number	License Type	Issued Date	Expiration Date	Licensing Commission	Add a New License Record	
8005337	Other/OTB/Casino	6/20/2007	6/30/2008	Florida Division of Pari-Mutuel Wagering		
	Other/OTB/Casino	3/24/2007	6/30/2007	Florida Division of Pari-Mutuel Wagering		

Fingerprint Information

Processing Commission	Date Taken	Status	Notes	RCI Card Submitted Date	Add a New Fingerprint Record	

Ruling Number	Ruling Type	Ruling Date	Fine	Fine Paid?	Suspension Start	Suspension End

Applicable Reports

- Comprehensive Ruling Report
- Comprehensive Licensee Report

2024 NOV 22 PM 12:14

FLORIDA GAMING CONTROL COMMISSION

Department of Business and Professional Regulation
Division of Pari-Mutuel Wagering
DBPR PMW-3410 - Slot Machine Individual Occupational License Application

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number [REDACTED]	Birth Date (MM/DD/YYYY) [REDACTED]	Gender <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	
Last Name Howard	First Shayla	Middle M'Shon	Suffix
Have you used, been known as, or called by another name (example - maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used:			
Race/Ethnicity (check only one): <input checked="" type="checkbox"/> Black or African American <input type="checkbox"/> Asian or Pacific Islander <input type="checkbox"/> Native American or Alaskan Native <input type="checkbox"/> White or Caucasian <input type="checkbox"/> Hispanic/Latino <input type="checkbox"/> Other			
Are you a United States citizen? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, provide the name of the country of which you are a citizen:			
Current Mailing Address 4221 West McNabb Rd # 37		Email Address (optional) [REDACTED]	
City Pompano Beach	State FL	Zip Code (+4 optional) 33069	Country United States
Primary Phone Number 954-901-8592		Secondary/Cell Phone Number (optional)	
Current Street Address Same as above			
City	State	Zip Code (+4 optional)	Country
Type of Slot Machine Occupational License applying for: <input checked="" type="checkbox"/> General Individual <input type="checkbox"/> Professional Individual		Is this your first time applying for a racing/gaming license in Florida? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Job title(s): Hustler/Cashier		Facility where employed and/or doing business: Harran's Casino	
*Applicants for a Combo license should disclose all job titles		Employer name: Harran's Casino	
FOR DIVISION USE ONLY			
License Code	License #	File #	App #
Association Code	Date Received	Entered By	License Year
License Fee	FP Date	FP Fee	Total Fee
Waiver Requested (Combo Only)	ARCI	Enforcement	

FLORIDA GAMING

PLEASE READ AND SIGN BEFORE SIGNING

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 the FDLE or FBI criminal history records are set forth in F.S.: 943.058 and Title 28; CFR: Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

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

I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or not contendere to any disqualifying offense, regardless of adjudication.

AUTHORIZATION FOR RELEASE OF INFORMATION:

I do hereby instruct all law enforcement, criminal justice agencies, gaming commissions, tribal gaming regulatory agencies or commissions, state agencies, or commissions responsible for gaming regulation to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Department of Business and Professional Regulation or the Florida Department of Law Enforcement.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.

Sharla Meshon Howard



Print Legal Name (First Middle Last)

Birth Date (MM/DD/YYYY)

Social Security Number

Name of Employer

Signature of Applicant

Date

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
6-3-04	Broward	FL	Credit Card dealing	Felony	decline case case dismissed
3-30-04	Broward	FL	poss of control poss of cocaine	Felony	Probation 18 months
10/24/98	Broward	FL		Felony	no longer available minor
6/27/97	Broward	FL		Felony	Minor. no longer available

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

Blank area for additional information.

RECEIVED
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 FLORIDA GAMING
 CONTROL COMMISSION

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)

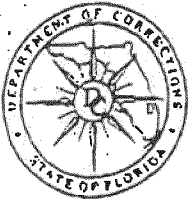
Yes
 No Have you ever been licensed in any other racing or gaming jurisdiction? If yes, you must list all current and previous licenses and provide the details in the section below.

State(s) or Jurisdiction(s) Where Licensed	Date of Expiration	Is this license currently suspended or subject to fines or other discipline? Explain why.
Florida	2009	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Did not need to renew
		<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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 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:



FLORIDA
DEPARTMENT of
CORRECTIONS

Governor
CHARLIE CRIST

Secretary
JAMES R. McDONOUGH

An Equal Opportunity Employer

2601 Blair Stone Road • Tallahassee, FL 32399-2500

<http://www.dc.state.fl.us>

Date: February 1, 2007

RE: TERMINATION OF SUPERVISION
DC# L51985
DOCKET/UC NO(S) 04005352CF10A

Shayla Howard
540 NW 4th Avenue
#1416
Ft. Lauderdale, FL 33311

Dear Ms. Howard

You are hereby notified that you have completed your term(s) of supervision, as referenced above, and are no longer under the supervision of the Department of Corrections.

If you were adjudicated guilty of a felony offense, your name will be submitted to the Florida Parole Commission for consideration for restoration of the civil rights that you lost as a result of your felony conviction (right to vote, right to hold public office, and the right to serve on a jury). If your rights are restored, a certificate of restoration of civil rights will be mailed by the Office of Executive Clemency to your last mailing address of record usually within one year following the termination of supervision. If your rights are not restored through this initial referral, you will be notified by the Florida Parole Commission and furnished an additional application for submission for restoration of civil rights with a hearing. If you have any questions about your civil rights, you may contact the Office of Executive Clemency for further information by calling (850) 488-2952 or by writing to that office at Florida Parole Commission, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450. Information and application forms may be accessed through the following web site: www.state.fl.us/fpc/exclem.html.

After eight (8) years from termination of your supervision, you may apply to regain your right to own firearms. Applications can be obtained from the Office of Executive Clemency or be accessed by the web site noted above.

If adjudication was withheld, you did not lose your civil rights, however, the Florida Department of Law Enforcement (FDLE) may refuse the right for you to purchase a firearm following successful completion of supervision, pursuant to Section 790.065 Florida Statutes. Contact your local FDLE office if you have questions regarding this law.

I would like to extend to you best wishes for a very successful future.

Sincerely,



Officer G. Milicchio

- If you were on supervision for a sexual offense, attached is a copy of the Notice of Responsibilities, which outlines your continued responsibilities in accordance with Florida Statutes.
- If you were sentenced as a career offender, attached is a copy of the Career Offender Notice of Responsibilities, which outlines your continued responsibilities in accordance with Florida Statutes.

Original: Offender
Copy: Offender File
Florida Parole Commission (if applicable)
Clerk of Court (if required)

(Revised 03/06)

EXHIBIT # 4
PAGE # 3

Section 2 - Offender File

RECEIVED



FTU

FELONY

2024 NOV 22 PM 12: 14

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

STATE OF FLORIDA,

Plaintiff

Case Number: 04009153CF10A

SAO Book No: WS04000183

VS

Offense Report No: WS0400302000

Offense Date: 06/03/2004

SHAYLA HOWARD

Defendant

BSO Arrest No: WS04000183

Arrest Date: 06/03/2004

DOB: [REDACTED] Race[B] Sex[F]

BCCN: 0643271

SB

TO THE CLERK OF THE ABOVE-STYLED COURT:

The State hereby announces the following actions to be taken on the charges involved in the above-captioned arrest/matter:

Action to be taken DECLINE CASE

Count	Action	Short Description	Charge
	NO INFO	817.60(5) - 3/CF - CREDIT CARD-DEALING	
	CHRG PRESENTED	817.60-5 - 3/CF - DEAL IN CREDIT CARDS OF ANOTHERS	001

Victim's Names
KELLY AMATO

Special Instruction to the Clerk/Jail

CLERK OF THE SEVENTEENTH JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY, FL

Dated 23 day of June, 2004

Michael J. Satz, State Attorney
By: JAMES TYLOCK/vl, 49A
Florida Bar No: 0153980
Phone: 954-831-6012

04.9153 FC KT

Clerk Comments		
Filed _____	Custody Status _____	Division _____
Arraignment _____		

SHAYLA HOWARD
540 NW 4 AVE
FT LAUD, FL 33311

WS04000183
CLERK'S COPY

2024 NOV 22 PM 12: 14

FLORIDA GAMING CONTROL COMMISSION BROWARD COUNTY

COMPLAINT AFFIDAVIT

SHADED FIELDS MUST BE ANSWERED IF DEFENDANT NOT IN CUSTODY

ARREST FORM

Form with fields for Filing Agency (BSO), Defendant's Last Name (Howard), Race (Black), Sex (F), Hgt (5'04), Eyes (brown), Hair (Black), Wgt (140), Comp (dark), Age (23), DOB, Birthplace, Scars, marks, TT (TT on arms and legs), Permanent Address (540 NW 4th Ave, Ft. Lauderdale, FL), Residence Type, How long defendant in Broward County, Breathalyzer by/CCN, Reading, Place of arrest (17300 Arvida Pkwy), Date/time arrested (06/03/2004 1010), Arresting officer(s) CCN (THIEMAN/7244), Officer injured, Unl, Zone (8K5, 802), Beat, Shift, Trans. Unit, PMD, Transporting officer/CCN, Pick-up time, Time arrived at BSO, and various checkboxes for substances and offenses.

Defendant's Vehicle Make: Type: Year: Color: VIN #

Attach Defendant's Photo, Vehicle towed to: Tag # Other Identifiers or remarks:

Table with columns: Name of victim(s) (if corporation, exact legal name and state of incorporation), Count #, Offenses Charged, Citation # if Applicable, FS or Charles/Warrant #. Row 1: Theft/Obtain credit cards by fraudulent means, Citation # 817.60(5).

Probable Cause Affidavit DETECTIVE CHRIS THIEMAN

Before me this date personally appeared DETECTIVE CHRIS THIEMAN who being first duly sworn deposes and says that on 30 day of March (year) 2004 at 90 NE 36th Court #92, Oakland Park, FL (venue located) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

To wit: defendant did have in her constructive possession property recently reported stolen (3/22/04 and 3/24/04) by victims, to include Florida drivers licenses, blank checks, credit cards(9). Property was found in living quarters of defendant by deputies of the Broward Sheriff's Office Det. J. Mealer # 10343 and Det. Lopez #10190, District XII, Oakland Park, FL. Ref case number OP04-03-04378. Property was found in a baby's crib in the living room to this apartment occupied by defendant. Subject currently out on surety bond for possession of cocaine charges.

I swear the above statement is correct and true to the best of my knowledge and belief. DET. CHRIS THIEMAN 7244 BSO DISTRICT 8 OFFICER'S NAME/CCN OFFICER'S DIVISION

The foregoing instrument was acknowledged before me this 03 day of June (year) 2004, who is personally known to me or who has produced (ID type) BSO ID as identification and who DID (did or did not) take an oath. (SEAL OR STAMP IF APPLICABLE)

DEPUTY CLERK OF THE COURT, NOTARY PUBLIC, OR ASSISTANT STATE ATTORNEY TITLE OR RANK/CCN SEVENTEENTH JUDICIAL CIRCUIT FIRST APPEARANCE/ARREST FORM BROWARD COUNTY

STATE OF FLORIDA (SHOULD ADDITIONAL SPACE BE NEEDED, USE THE PROBABLE CAUSE AFFIDAVIT CONTINUATION.) Distribution Orig - Court 2nd - State Attorney 3rd - Filing Agency 4th - Arresting Agency

CLERK OF THE COURTS
 * * * BROWARD COUNTY 17th JUDICIAL CIRCUIT OF FLORIDA * * *

[Home](#) | [Online Services](#) | [FAQ](#) | [Fine Payments](#) | [My Account](#) | [Public Search](#) | [Downloads](#) | [Premium Search](#) |

Case Summary

Broward County Case Number: **04005352CF10A** State Reporting Number: 062004CF005352A88
 Court Type: **FELONY** Case Type: **FELONY**
 Incident Date: Filing Date: **04/20/2004**
 Court Location: **BROWARD COUNTY CENTRAL COURTHOUSE** Case Status: **DISPOSITION ENTERED***

Case Parties

Relationship	Last Name	First Name	Middle Name	Party Type	Sex	Race	Year of D.O.B.	D.O.D.	ID Type	ID Num
001	HOWARD	SHAYLA	M	DEF	F	B	██████		BCCN	064527
001	SALOMON	DAVID		PD					BARID	000000
002	MOONS	TERRENCE	JR	SP					BARID	000000
	GATES	MICHAEL	L	JUDGE					JUDGE	FC

Key Dates - Future Scheduled Events

There is no key date information available for this case.

Counts

Select Count	Count	Status	Statute	Statute Description	Filed On	File
<input type="radio"/>	001	CLOS	FXXD893032A4	POSSESSION OF COCAINE	04/20/2004	OA PAR
<input type="radio"/>	002	CLOS	FXXD893034.O	POSS/SELL DEXTROPROPOXYPHENE	04/20/2004	OA PAR

Related Cases

There is no related case information available for this case.

Please click the "Pay Fine/Fee" button to check if fines or fees are due.

* [Click Here](#) for clarification of the case status.

Case Detail

NOTE: Selecting the "Case Detail" button will deduct one unit from your account.

Pay Fine/Fee

NOTE: The "Pay Fine/Fees" request may take up to 60 seconds.

Perform Another Search

Broward County Clerk of the Courts
[Contact Us](#)

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

EXHIBIT # 4
PAGE # 5

CLERK OF THE COURTS
 * * * BROWARD COUNTY 17th JUDICIAL CIRCUIT OF FLORIDA * * *

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What is the best way to print this screen?

Case Detail

Broward County Case Number: **04005352CF10A** State Reporting Number: 062004CF005352
 Court Type: **FELONY** Case Type: **FELONY**
 Incident Date: Filing Date: **04/20/2004**
 Court Location: **BROWARD COUNTY CENTRAL COURTHOUSE** Case Status: **DISPOSITION ENTERED***

Counts	Parties	Defendant	Warrants	Bond	Arr
Scheduled Events	Activity	Disposition	Collections	Appeals	Rem

Disposition Detail by Count

001 [View Selected Disposition by Count](#)

Disposition Detail - Case Information

Count	Disposition Date
001	8/1/2005
Disposition	
CONVICTED BY PLEA	
Adjudication Date	Adjudication
8/1/2005	WITHHELD

Sentence Information by Count

01 [View Selected Sentence Sequence](#)

Sentence Detail

Sentence Sequence	Sentence Date	Judge ID	Revised
01	8/1/2005	MICHAEL L GATES	

Work Permit

Special Condition

License Status	Years	Months	Days

Probation	Years	Months	Days
PROB REPT		18	

Probation End Date

2/1/2007

Special Condition

Jail	Years	Months	Days

Credit Time Served	Years	Months	Days

EXHIBIT # 4
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Time Served		Number of Weekends
Special Condition		
Program		Driving School Completion Date
Special Condition		
Community Service Hours		
Special Condition		
Total Amount Imposed		
\$500.00		
Notes		
Concurrent	Count	Case Number
Consecutive	Count	Case Number

* [Click Here](#) for clarification of the

[Return to Case Summary](#)

[Perform Another Search](#)

Clicking the buttons above, exits your paid search.

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EXHIBIT # 4
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CLERK OF THE COURTS
* * * BROWARD COUNTY 17th JUDICIAL CIRCUIT OF FLORIDA * * *

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Case Summary

Broward County Case Number: **04009153CF10A**

State Reporting Number: 062004CF009153A88

Court Type: **FELONY**

Case Type: **FELONY**

Incident Date: **03/30/2004**

Filing Date: **06/24/2004**

Court Location: **BROWARD COUNTY CENTRAL COURTHOUSE**

Case Status: **DISPOSITION ENTERED***

Case Parties										
Relationship	Last Name	First Name	Middle Name	Party Type	Sex	Race	Year of D.O.B.	D.O.D.	ID Type	ID Nu
001	HOWARD	SHAYLA		DEF	F	B	██████		BCCN	064
	UNASSIGNED			JUDGE					JUDGE	UA

Key Dates - Future Scheduled Events
There is no key date information available for this case.

Counts						
Select Count	Count	Status	Statute	Statute Description	Filed On	File
<input type="radio"/>	001	CLOS	FXXD817605	DEALING CREDIT CARD OF ANOTHER	06/24/2004	WE

Related Cases
There is no related case information available for this case.
Please click the "Pay Fine/Fee" button to check if fines or fees are due.
* [Click Here](#) for clarification of the case status.

NOTE: Selecting the "Case Detail" button will deduct one unit from your account.

NOTE: The "Pay Fine/Fees" request may take up to 60 seconds.

Broward County Clerk of the Courts
[Contact Us](#)

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* * * BROWARD COUNTY 17th JUDICIAL CIRCUIT OF FLORIDA * * *

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What is the best way to print this screen?

Case Detail

Broward County Case Number: **04009153CF10A** State Reporting Number: 062004CF009153
Court Type: **FELONY** Case Type: **FELONY**
Incident Date: **03/30/2004** Filing Date: **06/24/2004**
Court Location: **BROWARD COUNTY CENTRAL COURTHOUSE** Case Status: **DISPOSITION ENTERED***

Counts	Parties	Defendant	Warrants	Bond	Arr
Scheduled Events	Activity	Disposition	Collections	Appeals	Rem

Disposition Detail by Count

001 [View Selected Disposition by Count](#)

Disposition Detail - Case Information

Count	Disposition Date
001	6/24/2004
Disposition	
NO INFORMATION	
Adjudication Date	Adjudication

* [Click Here](#) for clarification of the

[Return to Case Summary](#) [Perform Another Search](#)

Clicking the buttons above, exits your paid search.

Broward County Clerk of the Courts
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EXHIBIT # 4
PAGE # 9

2024 NOV 22 PM 12: 14



Broward County Sheriff's Office FLORIDA GAMING CONTROL COMMISSION

Booking Report

CIS #	360400183	BCCN #	645271	Booking Sheet Control Date and Time	
OBTS	612009186	Print Clearance	06/03/04 15:15:38	Prints Yes	

Arrest #	WS 0400183	Offense Report #		Agency	WESTON
----------	------------	------------------	--	--------	--------

Last Name First Middle	HOWARD, SHAYLA	SSN #	[REDACTED]
------------------------------	----------------	-------	------------

Race	Sex	Height	Weight	Eyes	Hair	Comp.	Age Admitted	DOB	Place of Birth	State	FDLE
B	F	504	140	BRO	BLK	DBR	23	[REDACTED]	FT. LAUD	FLORIDA	4883971

Permanent Address	640 NW 4 AVE FT LAUD FL 33311	Months of Residence	276
-------------------	-------------------------------	---------------------	-----

Arrest Date	08/03/04 10:10:00	Place of Arrest	17300 arvida pkwy. weston, fl	Arresting Officer	
-------------	-------------------	-----------------	-------------------------------	-------------------	--

Inmate Logged Date	08/03/04 13:29:46	Inmate Log Type	FULL INTAKE	Place Admitted	DAVI
--------------------	-------------------	-----------------	-------------	----------------	------

Intake Comments 2954/08905 WC/11893

Alias Last name, First, Middle, DOB HOWARD, SHAYLA, M, [REDACTED]

Scars, Marks, Tattoos

Tattoos Arm, left

Tattoos Arm, right

Release Date/Time	08/04/04 03:59:00	Release Reason	SURETY BOND	Release Authorized By	SKAR
-------------------	-------------------	----------------	-------------	-----------------------	------

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B. Type	Bond Amount
1	08/03/04 16:41	817.60-5		3F	Y	BOND	\$1,000.00

Charges ILLEGAL USE CREDIT CARD-DEAL IN ANOTHERS Comments THEFT/OBTAIN CREDIT CARDS BY FRAUDULENT MEANS

Booking Off. ID	bs06906	County	Judge
-----------------	---------	--------	-------

* End of Report *



BRENDA D. FORMAN
CLERK OF CIRCUIT AND COUNTY COURT
17th JUDICIAL CIRCUIT
Juvenile Division Room 5180
201 SE 6 Street
Fort Lauderdale, FL 33301

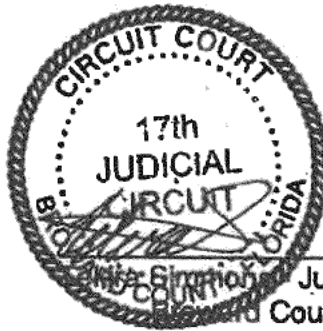
RECEIVED

2024 NOV 22 PM 12:14

FLORIDA GAMING
CONTROL COMMISSION

Date: November 18, 2024
From: Juvenile Division
Case No: N/A
RE: Howard, Shayla Meshon
D.O.B.: [REDACTED]

Any delinquency court file(s) and/or record(s), which may have existed for the above-named individual have been purged / having met the retention criteria dictated by the Florida Statutes, and is/are no longer available for review. This statement is made based on the information provided to us, including, but not limited to date of birth, date of arrest, case number, etc. Files meeting the above criteria are removed from the JUVENILE DIVISION to the Archives Division, where they are ultimately destroyed.



Judicial Court Deputy Clerk
Broward County, Florida



BRENDA D. FORMAN
CLERK OF CIRCUIT AND COUNTY COURT
17TH JUDICIAL CIRCUIT

201 Southeast 6th Street
Archives, Room 3305
Fort Lauderdale, Florida 33301

CERTIFICATE OF RECORD SEARCH

RE: SHAYLA HOWARD

DOB: [REDACTED]

After a diligent search of the records in the Circuit Court Archives Division, of Broward County Florida for the Year of: [REDACTED]

- There is no record of any charges against the above named individual.
- The following charges have been found:

<u>Case Number</u>	<u>Status/Disposition</u>

City records were not transferred to the County Court/Circuit Court until approximately 1975-1976. Contact the appropriate city for further information.

Pursuant to Florida rules of Court (Rule 2.075), Retention of Court Records, the requirement for retaining Misdemeanor cases is five (5) years, and Felony cases (Not Adjudicated Guilty) is 10 years. Therefore, the above file(s) is/are unavailable if any of them have an applicable disposition date.

WITNESS MY HAND AND SEAL AT FORT LAUDERDALE, THIS MONDAY, NOVEMBER 18, 2024.

RECEIVED

2024 NOV 22 PM 12:15
FLORIDA GAMING
CONTROL COMMISSION

Brenda D. Forman, Clerk
Circuit and County Court
17th JUDICIAL CIRCUIT
BROWARD COUNTY, FLORIDA

2024 NOV 22 PM 12:15

FLORIDA GAMING CONTROL COMMISSION

NA/121903/1330/ARRGN/112703/F

COUNTY COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, FLORIDA

DATE: 12/19/24 CASE NO. 03125206TC20A ARREST NO. BCCN NO.

State of Florida VS HOWARD, SHAYLA ME AKA

Cash Bond /Surety: Amount \$ Estreated Vacated Return to Dep.

Cash Bond /Surety: Amount \$ Estreated Vacated Return to Dep.

() REMANDED () REMAIN I/C () UNTIL PICKED UP: OR BED AVAILABLE AT

() Magistrates () First VOP () Guilty () No Information

() Arraignments () Final VOP () No Contest () Adj. Guilty

() Change of Plea () PSI () Admits / Denies Allegations () Adj. Withheld

() Trial by Jury () Sentencing () Convicted by Jury/Court () Nolle Prosequi

() Trial by Court () Acquitted by Jury/Court () Dismissed

() Adj. and Sentence Deferred to: PSI: YES NO

CHARGES:

001 DRIV LIC SUSP

002 SPEED POSTED COUNTY RD RES/SUS

003 CHILD RESTRAINT REQUIRED

SENTENCE:

COUNT(S) Non-Probation Sentence

COUNT(S) Reporting Probation Months with Special Conditions:

() DUI School Level () Evaluation, treatment and therapy, if necessary

() May work off fine / costs @ \$ per hour () May buy out community service @ \$ per hour

() hours community service () AA meeting(s) per week

() days immobilization by:

() No alcohol or intoxicants while on probation () Random breath / urine analysis @ defendant's expense

() License suspended () DDS hours () Anger Management

() Pay all outstanding fines / costs on Driver's License Record. () Shoplifters Program

() All fines / costs imposed are a condition of probation on Count(s)

() Time Served days on Count(s)

() days Broward County Jail with credit for days time served.

() No harmful contact / () No contact with victim

() All special conditions of probation must be met by the month of probation.

() Early termination of probation upon completion of all special conditions.

() All non-monetary conditions of probation must be completed by

() OTHER

COUNT	FINE	CC	5%	VC	CJC	SNI	AC	JJ	CSTF	CFF	OTF	CDC	EMTF	DVC	TOTAL
I		26		50	50	20	3	3	20						
II	75														
III	50														

PAYMENT BY CREDIT CARD: CALL (954) 712-7899. MAIL PAYMENT TO: CLERK OF COURT, P.O. BOX 14610, FT LAUDERDALE, FL 33027-3610. YOU MUST PAY YOUR FINES AND/OR COSTS BY 1-17-2024. IF YOU FAIL TO PAY, YOU MUST ATTEND A FAILURE-TO-PAY-FINE HEARING ON 1-23-2024, 8:00 AM, ROOM 3, AT THE NORTH SATELLITE COURTHOUSE, 1600 WEST HILLSBORO BLVD, DEERFIELD BEACH, FL 33442. FAILURE TO ATTEND THIS HEARING SHALL RESULT IN A WARRANT FOR YOUR ARREST. LATE FEES MAY BE ADDED. AND/OR YOUR LICENSE MAY BE SUSPENDED.

JUDGE 0003 DEPUTY CLERK FILE COPY

RECEIVED

2024 NOV 22 PM12:15

FLORIDA GAMING CONTROL COMMISSION

THE COUNTY COURT IN AND FOR BROWARD COUNTY, FLORIDA

HOWARD, SHAYLA ME
F [REDACTED]
3125206TC20A

NO SHOW FTP/CASH ONLY
CAPIAS CASE NO. 03125206TC20A
CHARGE NO.
DIVISION NO. DIVISION NA

RECEIVED
2004 FEB 12 AM 8:41

TO ALL AND SINGULAR THE SHERIFFS OF THE STATE OF FLORIDA, GREETING:

04

YOU ARE HEREBY COMMANDED to take SHAYLA ME HOWARD

540 NW 37th AVE APT 1416
FORT LAUDERDALE FL 33311

If that person be found in your County, arrest and safely keep so that you may have that person's body before the Judge of our said Court in order to answer to the charge, filed by the State Attorney of Broward County, of:

001 DRV LIC SUSP

172.00

and have you then and there this writ.

The Defendant is to be admitted bail as set by the Court in the sum of \$ 172.00 Dollars

Witness, HOWARD C. FORMAN, Clerk of our said Court, and the Seal of our said Court, at the Court House at Fort Lauderdale, aforesaid, this 23 day of JANUARY A.D., 2004

HOWARD C. FORMAN, Clerk
By *[Signature]*
Deputy Clerk



954 757 0930 P.02

BSO WARRANTS EXTIONS

MAR-30-2004 19:02



Broward County Sheriff's Office

RECEIVED

Booking Report

2024 NOV 22 PM 12:15

FLORIDA GAMING CONTROL COMMISSION

CIS #	190400467	BCCN #	645271	Booking Sheet	OP04-03-04378
OBTS	614008112	Print Clearance	03/30/04 21:28:20	Prints	Yes
Arrest #	OP 0400467	Offense Report #	OP04-03-04378	Agency	OAKLAND PARK

Last Name	HOWARD, SHAYLA M	SSN #	[REDACTED]
First Middle			

Race	Sex	Height	Weight	Eyes	Hair	Comp.	Age Admitted	DOB	Place of Birth	State	FDLE
B	F	504	135	BRO	BLK	DBR	23	[REDACTED]	FT. LAUD	FLORIDA	4883971

Permanent Address	92 NE 36 CT. OAKLAND PK FL 33334	Months of Residence	0
-------------------	----------------------------------	---------------------	---

Arrest Date	03/30/04 17:30:00	Place of Arrest	90 NE 36 COURT 92	Arresting Officer	10343 MEALER
-------------	-------------------	-----------------	-------------------	-------------------	--------------

Inmate Logged Date	03/30/04 21:03:56	Inmate Log Type	FULL INTAKE	Place Admitted	POMP
--------------------	-------------------	-----------------	-------------	----------------	------

Intake Comments 2954/5665 w/c 10682

Alias Last name, First, Middle, DOB

Scars, Marks, Tattoos

Tattoos Arm, left

Tattoos Arm, right

Release Date/Time	03/31/04 06:03:08	Release Reason	SURETY BOND	Release Authorized By	GORDON
-------------------	-------------------	----------------	-------------	-----------------------	--------

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B. Type	Bond Amount
1	03/30/04 22:10	893.13-8a		3F	Y	BOND	\$1,000.00

Charges POSSESSION CONTROLLED SUBSTANCE W/O PRESCRIPTION

Booking Off. ID	bs07803	County		Judge	
-----------------	---------	--------	--	-------	--

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B. Type	Bond Amount
2	03/30/04 22:13	893.13-8a(2A4)		3F	Y	BOND	\$1,000.00

Charges POSSESSION OF COCAINE

Booking Off. ID	bs07803	County		Judge	
-----------------	---------	--------	--	-------	--

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B. Type	Bond Amount
3	03/30/04 22:15	CAP-MISD	03125206TC20A	XM	Y	CASH BOND	\$172.00

Charges CAPIAS - MISD

Booking Off. ID	bs07803	County	BROWARD	Judge	DIV-NA
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* End of Report *

2024 NOV 22 PM 12:15

FLORIDA GAMING CONTROL COMMISSION

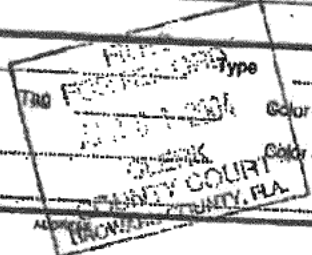
SHADED FIELDS MUST BE ANSWERED IF DEFENDANT NOT IN CUSTODY

BROWARD COUNTY ARREST #

OBTS#

ARREST FORM

Police Agency BSD D-111	Offense Report OP04-03-24378	Local I.D. NO.	POLE	FR	Sheet Barcode #
Defendant's Last Name Howard	First Name Shayla	Middle Name Ms Shon	RUF	Arrest / Booking Name Shayla Everett	City/Township
Race Black	Sex Female	Height 504	Weight 135	Hair Black	Eyes Brown
Permanent Address 90 NE 36 Court 92 Oakland Park Florida	Arrest Location Fort Lauderdale	Arrest Date / Time 03/30/04 17:30	Arresting Officer / UCR# Healer 10343	Alcohol Influence	Drug Influence
How long in Broward 12Y2	Stratified by ICCN	Reading	Place of Arrest 90 NE 36 Court 92 Oakland Park	Place of Employment None	Length
Other Injuries 12Y2	Zone 1205	Area	Transporting Officer / CCN	Transmit	Transmit approved BSO
Offense Activity / Type Possess / Cocaine - Rock	Vehicle Make	Year	Color Top	Color Bottom	Other Identifiers or Remarks
Attach	Defendant's VIN	Vehicle Towed To	Other Identifiers or Remarks		
Photo	NAME OF VICTIM OF CONVICTION, EXACT LEGAL NAME AND STATE OF INCORP. / State of Florida				
COUNT	CHARGE	STATUTE	BOND	CITATION - #/S	
1	Possession Of Cocaine	893.13-6a(2a4)	\$1000	Propoxuhane	
2	Possession Of Controlled Substance	893.13-6a	\$1000	8488504	
3	Active Capias for DWLS	031252061C20A	\$172.00		



Before me this date personally appeared Healer, Jerry 10343 who being first duly sworn deposes and says that on 30 day of March 2004 year, at 90 NE 36 Court 92 Oakland Park Florida (crime location) the above named defendant committed the above offense charged and the facts showing probable cause to believe the same are as follows:
 The District XII Selective Enforcement Team received an anonymous tip stating that the residents living at 90 NE 36 Court 92 were selling crack cocaine from the apartment.

On March 30, 2004, at approximately 1700 hrs, Det Lopez and myself went to 90 NE 36 Court #92 and I knocked on the front door. A black female, later identified as Shayla Howard, answered the door. I identified myself as a police officer and explained to her about the tip we had received. Howard immediately denied any knowledge about drug use or sales from the apartment and stated that she was a single mother of three children and could not afford to be involved with drugs. She then offered to show me her children and invited me inside the apartment. As Det Lopez and I entered the apartment, we noticed three black males sitting on the couch. I asked them who they were and they identified themselves as Braderick Everett, Darryl Jackson, and Chonique Alberic.

I swear the above statement is correct and true to the best of my knowledge and belief.

Officer/Attorney's Signature: Healer, Jerry 10343
 Officer's Name: CCN
 Officer's Division: D-111

STATE OF FLORIDA COUNTY OF BROWARD
 Sworn to (or affirmed) and subscribed before me this 11 day of March 20 (year), by Jerry Healer (name and title), who is personally known to me or has produced Police ID as identification.

Notary Public, Deputy Clerk of the Court, or Assistant State Attorney
 Title or Rank / CCN

Print, Type or Stamp Commissioned Name of Notary Public (Seal)

Seventeenth Judicial Circuit
 Broward County
 State of Florida

FIRST APPEARANCE / ARREST FORM

Orig - Court
 2nd - State Atty
 3rd - Filing
 4th - Filing

2024 NOV 22 PM 12:15

FLORIDA GAMING CONTROL COMMISSION

BROWARD COUNTY ARREST #

190400467

OST#

ARREST FORM

File Number B30 D-XII	Officer's Record # OPB4-83-04378	Arresting Officer Healer	OCN 18343	FW	Serial Number
Defendant's Last Name Howard	First Name Shauna	Mission Name He Shop	SLP	(Officer's) Name Shayla Everett	DOB
NAME OF VICTIM(S) (IF CORPORATION, EXACT LEGAL NAME AND STATE OF INCORP)			ADDRESS		
COUNT			CHARGE		
STATUTE/SECTION #			DOW		
OFFENSE/NC#					

Page Two

FILED
FOR BROWARD
NOV 21 2024
COUNTY CLERK
BROWARD COUNTY, FLA.

Before me this date personally appeared Healer, Jerry 18343 who being duly sworn deposes and says that on 30 day of March, 2024 year, at 9B NY 36 Court 22 Oakland Park Florida (crime location) the above named defendant committed the above offense charged and the facts showing probable cause to believe the same are as follows:

Howard stated that she lived in the apartment with her three children and together they occupied the north west bedroom. She led me to her bedroom and showed me one of her children who was asleep on the bed. I asked her if she had any drugs within the bedroom and she said "NO, do you want to check". I advised Howard that I would like to search the apartment, including her bedroom, for drugs and she said "Go ahead and search." I then located two small pieces of crack cocaine on top of the dresser in Howard's bedroom. The crack field tested positive for cocaine. I also located a prescription bottle written to Shayla Howard right next to the crack cocaine rocks. The prescription was written for Erythromycin (antibiotic) 250 mg. Inside the bottle were 13 Erythromycin tablets, one Amoxicillin capsule (antibiotic), and one white tablet identified as Propoxyphene Napsylate 100 mg - a scheduled IV controlled substance. The Propoxyphene Napsylate tablet was positively identified from the Drug Identification Bible.

I then read Howard Miranda Warnings per card and she stated that she understood them and wished to talk with me. I asked her what the white tablet inside the prescription bottle was and she stated that it was a "pain pill". She said that she mixes all of her medication together but could not provide me with a prescription for the Propoxyphene Napsylate tablet or explain where she got it from. I then asked Howard about the crack cocaine that was found in her bedroom and she initially denied any knowledge of it and stated that she did not know of any drug activity taking place within the apartment. Later, Howard changed her story and stated that her half-brother, Broderick Everett, was using and selling crack cocaine from the apartment. She

I swear the above statement is correct and true to the best of my knowledge and belief.

Officer/Agent's Signature
[Signature]

Healer, Jerry 18343
Officer's Name/GCN

D-11 SET
Officer's Division

STATE OF FLORIDA COUNTY OF BROWARD

Sworn to (or affirmed) and subscribed before me this 30 day of March, 2024 year, by Det Healer (name and title), who is personally known to me or has produced [Signature] as identification.

Notary Public, Deputy Clerk of the Court, or Assistant State Attorney
PI SANTI

SBT/syfg
Title of Role / GCN

Print, Type or Stamp Commissioned Name of Notary Public

(Seal)

Seventeenth Judicial Circuit
Broward County
State of Florida

FIRST APPEARANCE / ARREST FORM

0th - Court
2nd - State Atty
3rd - Filings
4th - Filings

See page 1B of this form

2024 NOV 22 PM 12: 15

CHANGED FIELDS MUST BE INITIALED BY SUPERVISOR IN CUSTODY

BROWARD COUNTY ARREST #

CBTS#

ARREST FORM

Police Agency BSO D-111	Offense Report OPB4-03-04378	Arresting Officer Mealer	CCN 10343	DOB	DOB
Defendant's Last Name Howard	First Name Shayla	Middle Name Ms Shon	DLF	Alias / Street Name Shayla Everett	Other Name
NAME OF VICTIM (IF CORPORATION EXACT LEGAL NAME AND STATE OF INCORP)			ADDRESS		
PHONE			PHONE		
COUNT	CHARGE	STATUTE/WARRANT #	BOOK	CITATION (NC#)	

Page Three

PROBABLE CAUSE AFFIDAVIT
CLERK
CITY COURT
BROWARD COUNTY FLA

Before me this date personally appeared Mealer, Jerry 10343 who being first duly sworn deposes and says that on 30 day of March, 2004 year, at 90 NE 36 Court 22 Oakland Park Florida (crime location) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows: said that she knows about his drug activity but tries to keep it away from her children.

A records check revealed that Heward had an active capais for DWLS and she was placed under arrest.

Next, I made contact with Broderick Everett. He stated that he lived in the south most bedroom and kept his clothes and other property in there. He said that he shares the room with his sister, Laquanda Howard, and I asked him for consent to search the bedroom and the apartment for drugs. Everett freely gave me consent to search the apartment and his bedroom and I located a small white cardboard box on top of the bedroom's dresser. Inside the box were seven crack cocaine rocks. The crack field tested positive for cocaine. I then read Everett Miranda Warnings per card and he stated that he understood them and wished to speak with me. I asked him about the crack within the box and he too initially denied any knowledge of it. Later, he changed his story and said that the drugs belonged to "a guy who used to live in the apartment". Everett admitted to knowledge and possession of the drugs but said that he was only holding it (the box with crack cocaine) for him and was planing on giving it back to him when he returned.

Everett was placed into custody for possession of crack cocaine and Howard was charged with possession of cocaina, possession of Propoxyphene Napsylate, and the active capais for DWLS. They were taken to the District XII station and later transported to the BSO Main Jail. The crack cocaine and the Propoxyphene Napsylate tablet were placed into evidence and will be sent to the BSO Lab for confirmation

I swear the above statement is correct and true to the best of my knowledge and belief.

Officer/Arrest's Signature: [Signature] Mealer, Jerry 10343
Officer's Name/CCN: Mealer, Jerry 10343
Officer's Division: D-111 507

STATE OF FLORIDA COUNTY OF BROWARD
Sworn to (or affirmed) and subscribed before me this 30 day of March, 2004 year, by [Signature]
(name and title), who is personally known to me or has produced [Signature] as identification.

Notary Public, Deputy Clerk of the Court, or Assistant State Attorney
Title of Rank / CCN

Print, Type or Stamp Commissioned Name of Notary Public (Seal)

Seventeenth Judicial Circuit
Broward County
State of Florida

FIRST APPEARANCE / ARREST FORM

Orig - Court
2nd - State Atty
3rd - Filing
4th - Filing

2024 NOV 22 PM 12: 15

FLORIDA GAMING CONTROL COMMISSION 1 OF 2

CIRCUIT COURT DISPOSITION ORDER IN AND FOR BROWARD COUNTY, FLORIDA

Case Number 20240000000000000000 Arrest Number 00000000000000000000 BCCN # 00000000000000000000
State of Florida VS MICHAEL SHAYLA W AKA
Judge MICHAEL GATES Cash bond / Return to depositor / Surety bond / IC
Charges: 001 POSSESS/ION OF COCAINE
002 POSSE/SELL DEXTRO/ROROPHYPHENE

Y. Valentini
1. moon

Noite Prosequi by A.S.A. Y. Valentini

() REMANDED () REMAIN IC () UNTIL PICKED UP BY OR BED AVAILABLE AT

() Arraignment () Change of Plea () Guilty () No Contest () PSI/PDR () Sentencing / Re-Sentencing
() Trial by Jury () Trial by Court () First VOP / VOCC () Final VOP / VOCC () Admits Allegations
() Convicted by Jury/Court () Acquitted by Jury /Court () Dismissed () Speedy
() Discharged () Noite Prosequi () Found Incompetent/Committed to Child/Family Services
() Adj. Guilty () Adj. Withheld () Adj. Delinquent
() Committed to DJJ/Level () Sentence Withheld () Previous Sentence Vacated
() PSI Ordered
Adj. and Sentence deferred to

Type of Probation / Community Control:
() Youthful Offender () Drug Offender () Sexual Offender () Habitual Offender () Mental Health () County
PROBATION/COMM. CONTROL: () Revoked () Reinstated () Modified () Terminated
() Extended () All previous special conditions apply
WARRANT: () Dismissed () Withdrawn () Served in open court

SENTENCE: (PROBATION/COMM.CONTROL)
COUNT(S): 18 () Years () Months () Days () Probation () Community Control () followed by
() each count concurrent/consecutive () concurrent () consecutive to case number
COUNT(S): () Years () Months () Days () Probation () Community Control () followed by
() each count concurrent/consecutive () concurrent () consecutive to case number

SENTENCE: (INCARCERATION)
COUNT(S): () One year plus one day () Years () Months () Days
() BCJ () FSP, w/credit for days T/S
() followed by () Years () Months () Days () Probation () Community Control
() each count concurrent/consecutive () concurrent/consecutive () to case number
() any other sentence () Work release () prison sentence suspended
COUNT(S): () One year plus one day () Years () Months () Days
() BCJ () FSP, w/credit for days T/S
() followed by () Years () Months () Days () Probation () Community Control
() each count concurrent/consecutive () concurrent/consecutive () to case number
() any other sentence () Work release () prison sentence suspended

JUDGE GATES
DEPUTY CLERK DATE 8-1-05
8B-1 ICC 14-1 REV. 9/01 FILE COPY

2024 NOV 22 PM 12: 15

FLORIDA GAMING CONTROL COMMISSION

2 OF 2
04-5352CF04

State of Florida VS Shayla Howard Case number

SPECIAL CONDITIONS OF PRISON SENTENCE:

- Habitual Violent Offender mandatory minimum _____ years Ct(s) _____
- Violent Career Criminal mandatory minimum _____ years Ct(s) _____
- Prison Releasee Reoffender mandatory minimum _____ years Ct(s) _____
- Firearm mandatory minimum _____ years Ct(s) _____
- Other mandatory minimum _____
- Habitual Offender Ct(s) _____ () Youthful Offender () Sexual Predator/Offender () Boot Camp
- Drug Treatment () Tier _____ Program
- To be given credit for all time previously served in prison, to be calculated by Department of Corrections

SPECIAL CONDITIONS OF PROBATION:

- _____ days BCI w/credit for _____ days T/S () work release () Boot Camp
- ATTAC () Work release after successful completion of ATTAC () Electronic Monitor () Drug Treatment
- BSO/SAP () ISAP () Upon successful completion of drug program jail sentence shall be terminated

- _____ hours of Community Service
- 43 _____ 50 COS waived / imposed
- Anger Management Program
- BARC () followed by _____
- Blood draw per F.S. 943.325 - 2 samples for conviction of sexual assaults; lewd or indecent acts; homicides (782.04) aggravated battery; home invasion robbery or carjacking
- Curfew _____
- Drug/Alcohol evaluation and treatment recommended
- Forfeit weapon / firearm
- F.A.C.T.
- House of Hope
- IRT () followed by _____
- May transfer probation to _____
- May travel _____ for work purposes
- No contact with minor children without adult supervision
- No contact directly or indirectly with victim(s) or victim's family or others listed
- No driving without valid driver's license
- No drugs or alcohol
- Enter and successfully complete _____
- Drug Court Monitoring/Hearing set _____
- Other _____
- Obtain GED or High School diploma
- Peg program
- Psychological / Psychiatric evaluation and treatment necessary
- Random drug/alcohol testing
- Random urinalysis/waive costs
- Recommend 2-year Driver's License Suspension
- Restitution ordered \$ _____ /amount reserved
- Spectrum
- Substance abuse evaluation
- Turning Point Bridge Program/Aftercare
- Work permit
- Make donation of \$ _____ to _____

COSTS

- \$200 Trust Fund
- \$50 VC each count _____
- \$5 Assessment each count _____
- \$50 SN1
- \$100 OTF
- \$ _____ fine plus \$ _____ 5% surcharge count(s) _____
- \$ _____ Court Costs _____
- Pay balance of previously imposed costs
- Balance of court costs and fees converted to a civil lien () Court costs converted to Comm. Service hours
- Deferral fee _____ () Defer to _____
- Other _____
- \$40 PD application fee waived / imposed
- \$20 PD fee
- \$20 CSTF
- \$75 AC 06 () Extradition costs \$ _____
- \$20 SN1
- \$ _____ CFF
- Waive all court costs

JUDGE _____

DEPUTY CLERK _____

DATE

8-1-05

2024 NOV 22 PM 12:15

FLORIDA GAMING CONTROL COMMISSION

BROWARD COUNTY ARREST #

190400467

CBT#

ARREST FORM

Case No. D-211	Offense Report 0904-03-04370	Local I.D. NO.	FILE	FILE	Case Number
Offense/Last Name Howard	Offense Name Shayla	Offense Name Ms Shon	SNP	Offense / Target Name Shayla Everett	City/Township
Race Black	Sex Female	Height 504	Weight 135	Hair Black	Eyes Brown
Complexion Medium Br	Age 23	DOB	Birth Place Fort Lauderdale		
Residence Address 98 NE 36 Court 92 Oakland Park Florida	Residence Type				
Local Address	Place of Employment None		Length		
How long in Broward YFS	Employer by COB	Residing	Place of Arrest 98 NE 36 Court 92 Oakland Park	Arrest Date / Time 03/30/04 17:38	
Other/Agency Unit 1172	Zone 1205	Area	Offense	Offense	Offense
Offense Authority / Type Possess / Cocaine - Rock	Alcohol Influence			Drug Influence	
Attach	Defendant's Vehicle Make	Type	Year		
Defendant's	VIN	Tag	Color Top		
Photo	Vehicle Towed To	Color Bottom			
	Other Identifiers or Remarks				
NAME OF INDIVIDUAL OR CORPORATE ENTITY, LEGAL NAME AND STATE OF INCORP. State of Florida					
CHARGE	CHARGE	CHARGE	CHARGE	CHARGE	CHARGE
1 Possession Of Cocaine	2 Possession Of Controlled Substance	3 Active Capias for DWLS	893.13-6a(204)	893.13-6a	831262861C28A
\$1000	\$1000	\$172.00			

Before me this date personally appeared Nealer, Jerry 10343 who being first duly sworn deposes and says that on 30 day of March, 2004 year, at 98 NE 36 Court 92 Oakland Park Florida (crime location) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

The District III Selective Enforcement Team received an anonymous tip stating that the residents living at 98 NE 36 Court #92 were selling crack cocaine from the apartment.

On March 30, 2004, at approximately 1700 hrs, Det Lopez and myself went to 98 NE 36 Court #92 and I knocked on the front door. A black female, later identified as Shayla Howard, answered the door. I identified myself as a police officer and explained to her about the tip we had received. Howard immediately denied any knowledge about drug use or sales from the apartment and stated that she was a single mother of three children and could not afford to be involved with drugs. She then offered to show us her children and invited us inside the apartment. As Det Lopez and I entered the apartment, we noticed three black males sitting on the couch. I asked them who they were and they identified themselves as Broderick Everett, Darryl Jackson, and Chronique Alberic.

I swear the above statement is correct and true to the best of my knowledge and belief.

Officer's Signature [Signature] Officer's Name/COB Nealer, Jerry 10343 Officer's Division D-211 SET

STATE OF FLORIDA COUNTY OF BROWARD

Sworn to (or affirmed) and subscribed before me this 30 day of March, 2004 year, by Det Nealer (name and title), who is personally known to me or has produced [Signature] as identification.

Notary Public, Deputy Clerk of the Court, or Assistant State Attorney SET/STP Title of Party CLERK

Print, Type or Stamp Commissioned Name of Notary Public PISANT (Seal)

2024 NOV 22 PM 12:15

FLORIDA GAMING

BROWARD COUNTY
ARREST #

190400467

OBS#

ARREST FORM

Agency B30 D-811	Officer Report OPB-63-04378	Arresting Officer Mealer	ID# 18343	PI	Arrest Station
Defendant's Last Name Howard	First Name Shayla	Last Name Mc Shon	DOB	Area / Street Name Shayla Everett	City/Town
NAME OF VICTIM (IF CORPORATE, EXACT LEGAL NAME AND STATE OF INCORP.)		ADDRESS		PHONE	
COURT	CHARGE	STATUTE/WARRANT #	BOOK	CITATION / WC #	

Page Two

Before me this date personally appeared Mealer, Jerry 18343 who being first duly sworn deposes and says that on 30 day of March, 2004 year, at 90 NE 36 Court 22 Oakland Park Florida, (name address) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows:

Howard stated that she lived in the apartment with her three children and together they occupied the north most bedroom. She led me to her bedroom and showed me one of her children who was asleep on the bed. I asked her if she had any drugs within the bedroom and she said "NO, do you want to check". I advised Howard that I would like to search the apartment, including her bedroom, for drugs and she said "Go ahead and search." I then located two small pieces of crack cocaine on top of the dresser in Howard's bedroom. The crack field tested positive for cocaine. I also located a prescription bottle written to Shayla Howard right next to the crack cocaine rocks. The prescription was written for Erythromycin (antibiotic) 250 mg. Inside the bottle were 13 Erythromycin tablets, one Amoxicillin capsule (antibiotic), and one white tablet identified as Propoxyphene Napsylate 100 mg - a scheduled IV controlled substance. The Propoxyphene Napsylate tablet was positively identified from the Drug Identification Bible.

I then read Howard Miranda Warnings per card and she stated that she understood them and wished to talk with me. I asked her what the white tablet inside the prescription bottle was and she stated that it was a "pain pill". She said that she mixes all of her medication together but could not provide me with a prescription for the Propoxyphene Napsylate tablet or explain where she got it from. I then asked Howard about the crack cocaine that was found in her bedroom and she initially denied any knowledge of it and stated that she did not know of any drug activity taking place within the apartment. Later, Howard changed her story and stated that her half-brother, Broderick Everett, was using and selling crack cocaine from the apartment. She

I swear the above statement is correct and true to the best of my knowledge and belief.

[Signature] Mealer, Jerry 18343 D-811 SET
 Officer's Signature Officer's Name/ID# Officer's Division

STATE OF FLORIDA COUNTY OF BROWARD
 Sworn to (or affirmed), and subscribed before me this 30 day of March, 2004 year, by: Det Mealer
 (name and title), who is personally known to me or has produced [Signature] as identification.

SET PA SET/STB
 Notary Public, Deputy Clerk of the Court, or Assistant State Attorney Title of Rank / ID#

Print, Type or Stamp Commissioned Name of Notary Public (Seal)

2024 NOV 22 PM 12:15

FLORIDA JUDICIAL
UNANSWERED FIELDS MUST BE ANSWERED IF DEPENDANT SECTION APPLIES

BROWARD COUNTY
ARREST #

OBTS#

ARREST FORM

City/Agency B30 D-RT	Offense Paper OP04-03-04378	Applying Officer Mealer	CCN 18343	DOB	DOB	Record Number
Defendant's Last Name Howard	First Name Shavla	Middle Name Me Shen	RUF	Alias / Street Name Shavla Everett	DOB	City/Township
NAME OF VICTIM(S) (IF CORPORATION, EXACT LEGAL NAME AND STATE OF INCORP) ADDRESS						PHONE
COUNT	CHARGE	STATUTE/WARRANT #	SCND	STATION / WC #		

Page Three

2024 NOV 22
FELONY
MIRANDA

Before me this date personally appeared Mealer, Jerry 18343 who being first duly sworn, deposes and says that on 30 day of March, 2024 (year), at 98 NE 36 Court 72 Oakland Park Florida (precise location) the above named defendant committed the above offenses charged and the facts showing probable cause to believe the same are as follows: said that she knows about his drug activity but tries to keep it away from her children.

A records check revealed that Howard had an active capias for DWLS and she was placed under arrest.

Next, I made contact with Broderick Everett. He stated that he lived in the south west bedroom and kept his clothes and other property in there. He said that he shares the room with his sister, Laquanda Howard, and I asked him for consent to search the bedroom and the apartment for drugs. Everett freely gave me consent to search the apartment and his bedroom and I located a small white cardboard box on top of the bedroom's dresser. Inside the box were seven crack cocaine rocks. The crack field tested positive for cocaine. I then read Everett Miranda Warnings per card and he stated that he understood them and wished to speak with me. I asked him about the crack within the box and he too initially denied any knowledge of it. Later, he changed his story and said that the drugs belonged to "a guy who used to live in the apartment". Everett admitted to knowledge and possession of the drugs but said that he was only holding it (the box with crack cocaine) for him and was planning on giving it back to him when he returned.

Everett was placed into custody for possession of crack cocaine and Howard was charged with possession of cocaine, possession of Propoxyphene Napsylate, and the active capias for DWLS. They were taken to the District XII station and later transported to the B30 Main Jail. The crack cocaine and the Propoxyphene Napsylate tablet were placed into evidence and will be sent to the B30 Lab for confirmation

I swear the above statement is correct and true to the best of my knowledge and belief.

[Signature] Mealer, Jerry 18343
 Officer's Name/CCN
 COUNTY OF BROWARD
 Sworn to (or affirmed) and subscribed before me this 30 day of March, 2024 (year), by: Det Mealer
 (name and title), who is personally known to me or has produced Kraus as identification.
SGT. PISANTI
 Notary Public, Deputy Clerk of the Court, or Assistant State Attorney
 TISS OF FLORIDA / CCN

Print, Type or Stamp Commissioned Name of Notary Public (Seal)
 Seventh Judicial Circuit
 Broward County
 State of Florida
 FIRST APPEARANCE / ARREST FORM
 Orig - Court
 2nd - Sheriff's Office
 3rd - Filing
 4th - Filing

HOWARD, S

BSQ - Warrants/Extradition Division

Confirmation Report

Print Date: March 30, 2004 6:58:14PM

Confirmation Information

Confirmation Number: WC-200408504 Date Issued: 03/30/2004 Issued By: warrant
Issued To Name/ID/Org: DEP LOPEZ/10190/BSO
Status: Assigned
Notes: NEW ARREST, VIA PHONE

Case Number: 03125206TC20A-000 Name: HOWARD, SHAYLA ME
Appl Date: 01/23/2004 Origin: BC DOB: [REDACTED] Race/Gender: BF

FILED
FOR RECORD
APR 01 2004
CLERK
COUNTY COURT
BROWARD COUNTY, FLA.

RECEIVED

2024 NOV 22 PM 12:15
FLORIDA BARING
CONTROL COMMISSION



Broward County Sheriff's Office
Ken Jenne , Sheriff

Booking Report



CIS # 190400467	BCCN # 645271	Booking Sheet Control Date and
OBT# 614009112	Print Clearance 3/30/2004 21:28:20 Prints Yes	03/31/04 00:49:22
Arrest # OP 0400467	Offense Report # OP04-03-04376	Agency OP

Last Name: HOWARD, SHAYLA, M
 First: HOWARD, SHAYLA, M
 Middle:
 SSN # [REDACTED]

Race	Sex	Height	Weight	Eyes	Hair	Comp.	Age	DOB	Place of Birth	State	FDLE
BLACK	F	504	135	BRO	BLK	DBR	23	[REDACTED]	FT. LAUD	FL	4883971

Permanent Address: 92 NE 36 CT. OAKLAND PK FL 33334
 Months of Residence: 0

Arrest Date: 3/30/2004 17:30:00 Arresting Officer: MEALER
 Place of Arrest: 90 NE 36 COURT 92 Badge Number: 10343

Inmate Logged Date: 3/30/2004 21:03:56 Inmate Log Type: FULL INTAKE
 Place Admitted: POMP

Intake Comments: 2954/5665

Alias Last name, First, Middle

Warrants Officer Id: bs10682

Scars, Marks, Tattoos:

Tattoos: Arm, left

Tattoos: Arm, right



Release Date/Time Release Reason Release Authorized By

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B.Type	Bond Amount
1	03/30/2004 22:10	893.13-0a		3F	Y	BOND	1000

Charges POSSESSION OF CONTROLLED SUBSTANCE Comments

Booking Off. ID bs07803 County Judge

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B.Type	Bond Amount
2	03/30/2004 22:13	893.13-6a(2A4)		3F	Y	BOND	1000

Charges POSSESSION OF COCAINE Comments

Booking Off. ID bs07803 County Judge

Charge No.	Charge Initiation Date	Statute	Warrant/Capias	Level	M.C	B.Type	Bond Amount
3	03/30/2004 22:15	CAP-MISD	09126206TC20A	M	Y	CASH BOND	172

Charges CAPIAS - MISD Comments DRIV LIC SUSP

Booking Off. ID bs07803 County BROWARD Judge DIV-NA

* End of Report *

RECEIVED
 2024 NOV 22 PM 12:15
 FLORIDA GAMING
 CONTROL COMMISSION



Florida Gaming Control Commission

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

October 25, 2024

Ms. Shayla Meshon Howard
4221 West McNab Rd #37
Pompano Beach, Florida 33069

RE: Application No. 48195, Entity 8005337
1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Ms. Howard:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 4 of the application. If you have ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records. Please initial and date any changes made to your application.

You must list the information on your application for the following charges:

- Broward County, FL – 06/07/1996, 06/17/1996, 06/27/1997, 10/24/1998, 03/30/2004, 06/03/2004

You must provide the arrest reports and court disposition records for the following charges:

- Broward County, FL – 06/27/1997, 10/24/1998, 03/30/2004, 06/03/2004

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 10/25/2024, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions, please call 850.794.8130.

Thank you,

TL
Operations Analyst II

MEMORANDUM

To: The Florida Gaming Control Commission
From: Division of Pari-Mutuel Wagering
Through: Emily Alvarado; Chief Attorney
Re: Robert Oneal Mitchell; Case No. 2024-071349
Date: January 30, 2025

Executive Summary

The Division of Pari-Mutuel Wagering (the “Division”) seeks to deny the application of Robert Oneal Mitchell (the “Applicant”) for a slot machine/cardroom/pari-mutuel combination occupational license (the “Application”). The Applicant submitted a completed application for a slot machine/cardroom/pari-mutuel combination occupational license on December 11, 2024. Upon review of the Application, it appears Applicant has been convicted of one felony offense out of Miami-Dade County, Florida. Therefore, the Florida Gaming Control Commission should authorize the issuance of a Letter of License Denial.

Pertinent Facts

On October 2, 2024, Respondent submitted an application for a slot machine/cardroom/pari-mutuel combination occupational license to the Division. The Applicant answered “no” to if he had been convicted of a disqualifying offense. On October 16, 2024, the Applicant was issued a deficiency letter by the Division requesting an updated application listing errors and omissions on page 4 of the application and that he provide arrest reports and court dispositions regarding an arrest in Miami-Dade County, Florida from September 7, 2016. The Applicant completed an updated application on December 11, 2024. Upon review of the completed Application, it appears that the Applicant was convicted of the following felony offense in Miami-Dade County, Florida from April 4, 2018:

- Carrying a Concealed Weapon

This felony conviction is a disqualifying offense pursuant to sections 550.105(5)(b), 551.107(6)(a), and 849.086(6)(g), Florida Statutes. Furthermore, the Commission may deny an application if the applicant has falsely sworn, in a signed oath or affirmation, to a material statement, including, but not limited to, the criminal history of the applicant or licensee.

Relevant Law

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

. . . the commission may deny, suspend, revoke, or declare ineligible any occupational license if the applicant for such license has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state which would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; or a crime involving a lack of good moral character, or has had a pari-mutuel license revoked by this state or any other jurisdiction for an offense related to pari-mutuel wagering.

Section 551.107(6)(a), Florida Statutes, provides in pertinent part that:

“: . . the commission may deny, suspend, revoke, or refuse to renew any slot machine occupational license if the applicant for such license or the licensee has been convicted in this state, in any other state, or under the laws of the United States of a capital felony, a felony, or an offense in any other state that would be a felony under the laws of this state involving arson; trafficking in, conspiracy to traffic in, smuggling, importing, conspiracy to smuggle or import, or delivery, sale, or distribution of a controlled substance; racketeering; or a crime involving a lack of good moral character, or has had a gaming license revoked by this state or any other jurisdiction for any gaming-related offense.”

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.

Furthermore, section 16.717, Florida Statutes, provides:—

“[t]he commission may deny the application of, or suspend or revoke the license of, any person who submits an application for licensure upon which application the person has falsely sworn, in a signed oath or affirmation, to a material statement, including, but not limited to, the criminal history of the applicant or licensee. Additionally, the person is subject to any other penalties provided by law.

Staff Recommendation: Therefore, Florida Gaming Control Commission may deny the Application or declare the Applicant ineligible for a slot machine/cardroom/pari-mutuel combination occupational license upon a finding of a disqualifying offense pursuant to sections 550.105, 551.107, and 849.086(6)(g). Accordingly, the Division of Pari-Mutuel Wagering recommends that the Florida Gaming Control Commission authorize the issuance of a Letter of License Denial to Robert Oneal Mitchell in this matter.

MITCHELL, ROBERT ONEAL

Case # 2024071349

License Type: Slot Machine/Cardroom/Pari-Mutuel Individual Combination (1055)
Occupation: Secutiry

Waiver Requested [] Yes [] No

90-Day Deadline is 03/11/2025

Licensing Administrator Review of Occupational License

MITCHELL, ROBERT ONEAL - 14161356

2024071349

(Applicant's Name— License #)

Case No:

INITIAL APPLICATION RECEIVED:	10/2/2024
Application Deemed Complete:	12/11/2024
If no Request for Waiver received, 90-Day Deadline:	3/11/2025

HC

MIAMI - 273

1055-Security

Application Processor

Facility (d/b/a name)

Occupation Code / 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 Administrator Review

Conviction

- Did the application accurately reflect the Criminal History Record initially? Yes No
- Was a deficiency letter issued to request disclosure of criminal offense(s)? Yes No
- Felony(s): _____ Count(s) Misdemeanor(s) – Industry Related / Gambling Related / Bookmaking
- Forgery, Larceny Extortion, Conspiracy To Defraud (Cardroom Professions Only)
- Animal Cruelty (Pari-Mutuel Professions)

Comments:

Arrest Date	Location	Charge	Level	Disposition (or Unknown)
9/7/2016	MIAMI-DADE, FL	Charge 1 - CCF BEF	F	ADJ WH
		Charge 2 – DRUG PARAPHERNA/POSN	F	NO ACTION

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 Commission Initials: CH Date: 12/16/2024

Comments:

**Florida Gaming Control Commission
Division of Pari-Mutuel Wagering
FGCC PMW-3410 – Slot Machine Individual Occupational License Application**

Instructions: Please review this application thoroughly and complete all sections not marked optional. Print clearly in black or blue ink. Do not write in the space labeled "For Division Use Only."

DEMOGRAPHIC INFORMATION			
Social Security Number [REDACTED]		Birth Date [REDACTED]	
		Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
Last Name <u>Mitchell</u>	First Name <u>Robert</u>	Middle <u>Oneal</u>	Suffix
Have you used, been known as, or called by another name (example – maiden name, pseudonym, nickname) or alias other than the name used on the application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, list the name or names used: _____			
Race/Ethnicity (check only one):			
<input checked="" type="checkbox"/> Black or African American		<input type="checkbox"/> Asian or Pacific Islander	
<input type="checkbox"/> White or Caucasian		<input type="checkbox"/> Native American or Alaskan Native	
		<input type="checkbox"/> Hispanic/Latino	
		<input type="checkbox"/> Other	
Are you a United States citizen? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
If no, provide the name of the country of which you are a citizen: _____			
Current Mailing Address <u>2320 N.W. 62nd St</u>		Email Address (optional) <u>Bigmichoborg@gmail.com</u>	
City <u>Miami</u>	State <u>FL</u>	Zip Code (+4 optional) <u>33147</u>	Country <u>U.S.</u>
Primary Phone Number <u>(786)-590-7419</u>		Secondary/Cell Phone Number (optional) <u>(786)-999-3850</u>	
Current Street Address <u>2320 N.W. 62nd St</u>			
City <u>Miami</u>	State <u>FL</u>	Zip Code (+4 optional) <u>33147</u>	Country <u>U.S.</u>
Type of Slot Machine Occupational License applying for:		Is this your first time applying for a racing/gaming license in Florida?	
<input type="checkbox"/> General Individual <input type="checkbox"/> Professional Individual		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
<input checked="" type="checkbox"/> Slot Machine/Cardroom/PMW Combination		Facility where employed and/or doing business:	
Job title(s): <u>Security Officer</u>		<u>Casino Miami</u>	
		Employer name: <u>Casino Miami</u>	
<small>*Applicants for a Combo license should disclose all job titles</small>			
FOR DIVISION USE ONLY			
License Code <u>1055</u>	License # <u>14161356</u>	File # <u>13191</u>	App # <u>47938</u>
Association Code <u>273</u>	Date Received <u>10/02/24</u>	Entered By <u>JR</u>	License Year <u>24-27</u>
License Fee <u>\$100.00</u>	FP Date <u>10/02/24</u>	FP Fee <u>\$0.00</u>	Total Fee <u>\$100.00</u>
<input type="checkbox"/> Waiver Requested (Combo Only)		<input checked="" type="checkbox"/> ARCI	
		<input checked="" type="checkbox"/> Enforcement	

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
		<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

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

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
09/07/2016	Miami-Dade	FL	Drug Parapherna	M	NO ACTION
09/07/2016	Miami-Dade	FL	Concd FA/camy	F	

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

X Robert Mitchell
 DATE 12/11/2024

DEC 11 2024
RECEIVED

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 Florida Gaming Control Commission, Division of Pari-Mutuel Wagering, to submit a set of my fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of accessing and reviewing Florida and national criminal history records that may pertain to me. I understand that I am able to obtain a national criminal history record that may pertain to me directly from the Federal Bureau of Investigation (FBI) pursuant to Title 28, Code of Federal Regulations (CFR), Sections 16.30-16.34. I understand that my fingerprints may be retained at FDLE and the FBI for the purpose of providing any subsequent arrest notifications and that I am entitled to challenge the accuracy and completeness of any information contained in any such report. I am aware that procedures for challenging the FDLE or FBI criminal history records are set forth in F.S. 943.056 and Title 28, CFR, Section 16.34. I may obtain a prompt determination as to the validity of my challenge before the Division makes a final determination about my status as a licensee. A copy of the Noncriminal Justice Applicant's Privacy Rights is available on the Division's website.

Each application for a license or renewal of a license issued by the Florida Gaming Control Commission shall be signed under oath or affirmation by the applicant, or owner or chief executive of the applicant without the need for witnesses unless otherwise required by law.

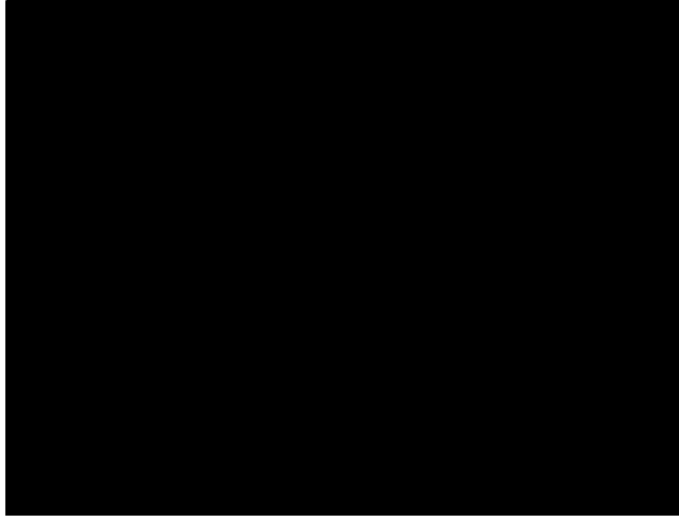
I certify that I am empowered to execute this application as required by Section 559.79, Florida Statutes. I understand that my signature on this application has the same legal effect as an oath or affirmation. I declare that I have read the foregoing application and to the best of my knowledge, all information contained on this application is true and complete. I understand that falsification of any information on this application may result in administrative action, including fines up to \$1,000, denial, suspension or revocation of the license. I agree to abide by and obey all rules and regulations of the Division of Pari-Mutuel Wagering and the laws of the State of Florida. Under penalty of perjury, I agree to inform the Division within 48 hours of being convicted of or entering a plea of guilty or nolo contendere to any disqualifying offense, regardless of adjudication.

AUTHORIZATION FOR RELEASE OF INFORMATION:

I do hereby instruct all law enforcement, criminal justice agencies, gaming commissions, tribal gaming regulatory agencies or commissions, state agencies, or commissions responsible for gaming regulation to release all requested information to the bearer of this release form, who is an authorized representative of the State of Florida, Florida Gaming Control Commission or the Florida Department of Law Enforcement.

I further authorize any individual, agency, corporation, or other entity to release any and all information requested by the bearer of this release form with respect to myself or my business. Further, I understand that under Florida Statute, any information released that is not specifically exempted shall become part of the public record, releasable upon request to the public pursuant to Chapter 119, Florida Statutes.

<u>Robert Oneal Mitchell</u> Print Legal Name (First Middle Last)	<u>[REDACTED]</u> Birth Date (MM/DD/YYYY)
<u>[REDACTED]</u> Social Security Number	<u>Casino Miami LLC</u> Name of Employer
<u>Robert Mitchell</u> Signature of Applicant	<u>10/01/2024</u> Date





Page 1 of 1. 0 total matches.

Search Parameters
Govt. Number [REDACTED]
Date of Birth:
First Name:
Middle Name:
Last Name: Mitchell
Sex:
Commission:
License Type:

Master ID	Last Name	First Name	Middle Name	SSN/Federal ID	Rulings	Birth Date	City	State
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FAQ | Help | Sign Out

- VR Home
- Inbox
- Entity
- Application
- License
- Cash
- Exam
- Inspection
- Enforcement
- Report

- Complaint Search
- Public Case Info
- Change Recording License Type
- Delete Complaint
- Mass Activity Update
- Mass Discipline Update
- Mass Status Update

Domain 10 - Division of Pari-Mutuel Wagering

Logged in as: jrodriguez

VR Home > Complaint Search

- Search Criteria
- Results

Complaint

Board Complaint #

Lic Type Reference

Case Type Status

Assigned To

Incident From Incident To

Key Phrase in Summary

- Find
- New
- Clear
- Back

Respondent

Fed Tax # Mitchell, Robert Oneal Street #

File # 13191 Slot/Cardroom/Pari-Mutuel Indiv Combo Street

License # 14161356 Temporary City

Entity # 14161356 Postal/Zip

Key Name State

County

Complainant Key Name

Involved Party Key Name

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IN THE CIRCUIT AND COUNTY COURTS OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA
 IN AND FOR MIAMI-DADE COUNTY

I, JUAN FERNANDEZ-BARQUIN CLERK CIRCUIT AND COUNTY COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR MIAMI-DADE COUNTY, DO HEREBY CERTIFY THAT A DILIGENT EXAMINATION OF THE FELONY, MISDEMEANOR AND NON CRIMINAL VIOLATION FILES AND RECORDS IN MY OFFICE REGARDING:

NAME: MITCHELL, ROBERT ONIEL
 DATE OF BIRTH: [REDACTED]
 RACE: BLACK SEX: MALE
 YEARS RESEARCHED: 2016 - 2024

INDICATES THE FOLLOWING:

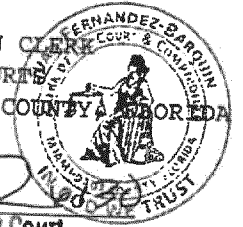
CITATION/ ARREST / FILE DATE/ CASE NUMBER	ARST DEPT	CHARGES	DISPOSITION	DISPO DATE
MITCHELL, ROBERT F16018508B	09/07/2016	AKA* CCF BEF 7/1/23 DRUG PARAPHERNA/POSN MIAMI DADE POLICE	WH ADJ-PROB SP CON NO ACTION	04/04/2018 10/25/2016
MITCHELL, ROBERT F16018509	09/07/2016	AKA* CONCLD FA/CARRY/ATT DRUG PARAPHERNA/POSN MIAMI DADE POLICE	TRANSF TO OTHER CA TRANSF TO OTHER CA	10/25/2016 10/25/2016

PURSUANT TO FLORIDA RULES OF COURT, RULE 2.430, COURT RECORDS THAT ARE NOT PERMANENTLY RECORDED MAY BE UNAVAILABLE, OR DISPOSED OF BY THE CLERK, IN ACCORDANCE WITH THE APPLICABLE RETENTION SCHEDULE REQUIRED BY SAID RULE. (10 YEARS FOR FELONY, MISDEMEANOR AND CRIMINAL TRAFFIC VIOLATIONS IN WHICH THE DEFENDANT WAS ADJUDICATED NOT GUILTY). PLEASE SEE FLORIDA RULES OF COURT, RULE 2.430, FOR A COMPLETE LISTING OF RECORDS RETENTION REQUIREMENTS.




WITNESS MY HAND AND THE SEAL OF THE COURT AT MIAMI, MIAMI-DADE COUNTY,
FLORIDA, THIS 11 DAY OF DECEMBER, 2024.

JUAN FERNANDEZ-BARQUIN CLERK OF COURT & CLERK OF THE
CIRCUIT AND COUNTY COURTS
IN AND FOR MIAMI-DADE COUNTY, FLORIDA



PAGE: 002

BY: 
Deputy Clerk of the Circuit Court
of the Eleventh Judicial Circuit
of Florida, in and for Dade County



Florida Gaming Control Commission

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

October 16, 2024

Mr. Robert Oneal Mitchell
2320 North West 62nd Street
Miami, Florida 33147

RE: Application No. 48060, Entity 14161356
1055 - Slot/Cardroom/Pari-Mutuel Indiv Combo

Dear Mr. Mitchell:

Your application for an occupational license with the Office of Operations has been received. The item(s) checked below are either missing or require correction before the processing of your application can be completed:

- Application is incomplete: Please correct the highlighted section(s). It appears that you have made errors and/or omissions on page 4 of the application. If you have ever been convicted of or had adjudication withheld for any crime or pled guilty or nolo contendere to any criminal charges, you must list the offenses in the Background Information section and provide court disposition records and arrest reports. Please initial and date any changes made to your application.

You must list the information on your application and provide the court disposition records and arrest reports for the following charges:

- Miami-Dade County, FL Arrest(s) – 9/7/2016

Note: If you cannot obtain the requested court disposition records, please submit a certified statement from the Clerk of Court for the relevant jurisdiction stating the status of records or that the records are not available. All aliases must be listed, if applicable.

To expedite the processing of your application, please include this letter as well as any supporting documents and/or court disposition records that you may have. If you have an outstanding balance and would like to submit your payment by telephone, please call 850.794.8130.

If you fail to provide the Florida Gaming Control Commission with a complete application by 2/14/2025, your application shall lapse and no longer be processed by the Florida Gaming Control Commission. An applicant seeking a license as an initial or renewal applicant following the lapse of their previous license application shall be required to reapply by submitting all materials and fees required for that license in Florida Gaming Control Commission Rule.

Checks or money orders should be made payable to the Florida Gaming Control Commission or FGCC. **Return the missing document and/or information to the address provided above, attention Office of Operations.** If you have any questions please call 850.794.8130.

Thank you,

HC
Operations Analyst II

8. Executive Director update

10. Attorney-client session

