FLORIDA GAMING CONTROL COMMISSION

PUBLIC MEETING/WORKSHOP HEARING

LOCATION

Betty Easley Conference Center, Room 152 4075 Esplanade Way Tallahassee, Florida 32399-0850

(Page Nos. 1 - 51)

Thursday, September 5, 2024

9:30 a.m. - 10:23 a.m.

BEFORE: Vice Chair Julie I. Brown Commissioner Chuck Drago Commissioner John D'Aquila

Commissioner Tina Repp

Executive Director, Louis Trombetta

Stenographically Reported By:
 I. Iris Cooper
 Stenographic Reporter

Job No.: 363847

	Page 2
1	APPEARANCES:
2	COMMISSION MEMBERS:
3	
4	Vice Chair Julie I. Brown Commissioner Chuck Drago Commissioner John D'Aquila
5	Commissioner Tina Repp Executive Director, Louis Trombetta
6	
7	
8	PARTICIPANTS:
9	- Emily Alvarado, Deputy Chief Attorney
10	- Joe Dillmore, Director of Pari-Mutuel Wagering
11	- Ross Marshman, Deputy Executive Director and Chief Legal Officer
12	- Lisa M. Mustain, Director Of Administration
13	- Jamie Pouncey, Program Administrator
14	- Gary Snyder, Chief of Law Enforcement Division of Gaming Enforcement
16	- Elizabeth K. Stinson, Chief Attorney
17	- Marc Taupier, Deputy General and Chief Gaming Enforcement Legal Advisor
18	- Elina Valentine, General Counsel
19	
20	- Carl Herold, Director of Gaming Enforcement
21	
22	OTHERS PRESENT:
23	- Various Members of the Public
24	- The Florida Channel
25	

1		INDEX OF PROCEEDINGS	Page 3
3	1.	Approval of meeting minutes	
		1.1. July 11, 2024	5
4		1.2. August 8, 2024	5
5	2.	Discussion of amended application for pari-mutuel operating license	
7		2.1. 2024-044744 - West Flagler Associates, Ltd	5
8	3.	Discussion of amended application for cardroom license	
9		3.1. 2024-045897 - TBD Entertainment, LLC	6
10	4.	Discussion of default final orders	
11		4.1. 2024-017680 - Zerpa, Gilberto Jose	7
12		4.2. 2024-037000 - Bardakjian, Greg	8
13	5.	Discussion of request for waiver	
14		5.1. 2024-039702 - Monell Jr., David A.	10
15	6.	Discussion of license denials	
16		6.1. 2024-046235 - Wong, Edward Jung	21
17	7.	Discussion of final order pursuant to request from respondent	
18		7.1. 2023-051666 - Brown, Kristin Miller	24
19	8.	Discussion of rulemaking	
20	•	8.1. Patron Dispute Process	25
21	0		23
22	9.	Discussion of policies and procedures	21
23		9.1. 02.14.01 - Subpoena and Court Appearance by Members in their Official Capacities	31
24		9.2. 02.62.01 - Communicable Diseases	32
25		9.3. 02.66.01 - Asset Forfeiture	34

	05, 2021	
1	INDEX OF PROCEEDINGS - (Continued)	Page 4
2		PAGE
3	10. Executive Director update	36
4	11. Public comment	49
5		
6		
7		
8	CERTIFICATE OF REPORTER	51
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		

	•
1	Page 5 Thereupon, the following proceeding began at 9:30 a.m.:
2	VICE CHAIR BROWN: Good morning, everyone.
3	Today is September 5th. This is the Florida Gaming
4	Control Commission meeting. Please stand for the
5	pledge of allegiance, which will be led by
6	Commissioner Repp.
7	(Pledge of allegiance.)
8	VICE CHAIR BROWN: Thank you,
9	Commissioner Repp. We are moving right into the
10	meeting today. I only have one speaker card, but
11	we will have public comment at the end of the
12	meeting. Let's go to approval of meeting minutes
13	for July 11, 2024 and August 8, 2024. Can I get a
14	motion to approve both items.
15	COMMISSIONER DRAGO: So moved.
16	VICE CHAIR BROWN: Is there a second?
17	COMMISSIONER REPP: Second.
18	VICE CHAIR BROWN: All those in favor, say
19	aye.
20	(Multiple ayes.)
21	VICE CHAIR BROWN: Thank you. We are moving
22	on to the discussion of amended application for
23	pari-mutuel operating license 2.1.
24	Good morning.
25	MS. JELKS: Good morning. West Flagler

Page 6 Associates doing business as Edgewater Jai Alai 1 2. would like to amend their application or license to 3 delete a performance on December 6th. It's our recommendation that the Commission approve this 4 5 request. 6 VICE CHAIR BROWN: Thank you. Can I get a 7 motion to approve this staff recommendation. 8 COMMISSIONER D'AQUILA: I make a motion to 9 approve the staff recommendation. 10 VICE CHAIR BROWN: Is there a second? 11 COMMISSIONER DRAGO: Second. 12 VICE CHAIR BROWN: All those in favor, say 13 aye. (Multiple ayes.) 14 15 VICE CHAIR BROWN: Can you state your name for 16 the record. 17 Sorry. La'Kesha Jelks, for the MS. JELKS: 18 record. 19 VICE CHAIR BROWN: Thank you. We are moving on to discussion of amended application for 20 21 cardroom license 3.1. 22 TBD Entertainment would like to MS. JELKS: 23 add six tables, for a total of 25. It's our recommendation that this is approved as well. 24 25 And they paid the --VICE CHAIR BROWN:

Page 7 1 Yes, ma'am. MS. JELKS: 2. (Multiple speakers.) 3 VICE CHAIR BROWN: Than you. Commissioners, any questions? 4 Can we get a 5 motion to approve that item. COMMISSIONER REPP: I'll make that motion. 6 7 VICE CHAIR BROWN: Is there a second? 8 COMMISSIONER D'AQUILA: I'll second. 9 VICE CHAIR BROWN: All those in favor, say 10 aye. 11 (Multiple ayes.) 12 VICE CHAIR BROWN: Thank you. All right. We've moving on to the discussion of default final 13 14 orders. There are two items. Going right to 4.1, 15 Ms. Alvarado. 16 MS. ALVARADO: Good morning, Emily Alvarado, 17 for the record. 4.1 is 2024-017680, Gilberto 18 Zerpa. In this case, you were provided a one-count 19 administrative complaint seeking suspension of 20 respondent's pari-mutuel wagering professional 21 individual occupational license due to an 22 outstanding debt for the horseracing pursuant 23 Section 550.105(7) Florida Statutes. You were also provided the delivery 24 25 confirmation showing that respondent was served

Page 8 with the administrative complaint. 1 Respondent 2. failed to respond to the administrative complaint. Therefore, the Division would ask that the 3 Commission enter an order finding that respondent 4 5 was properly served, and failed to respond within 21 days, that the facts of the administrative 6 7 complaint are the facts in this case and concluding 8 that respondent's license will be suspended until the Commission receives confirmation of the 9 10 payment. 11 VICE CHAIR BROWN: Thank you, Ms. Alvarado. 12 Both 4.1 and 4.2 are very similar in nature. 13 MS. ALVARADO: Yes. VICE CHAIR BROWN: Commissioners, if there are 14 15 no questions, can we please get a motion approving 16 the final orders suspending respondent pending 17 proof of payment of obligations that are satisfied. 18 COMMISSIONER DRAGO: So moved. 19 VICE CHAIR BROWN: Is there a second? 20 COMMISSIONER D'AQUILA: Second. 21 VICE CHAIR BROWN: All those in favor, say 22 aye. 23 (Multiple ayes.) Thank you. 4.2. 4.2 is 24 MS. ALVARADO: 25 2024-037000, Greg Bardakjian. In this case, there

Page 9 is a one-count administrative complaint seeking the 1 2. suspension of respondent's pari-mutuel wagering professional individual occupational license. 3 were also provided the USPS certified mail showing 4 5 that they were served with this and failed to respond within 21 days. 6 7 Therefore, the Division would ask that the Commission enter order finding that respondent was 8 9 properly served with the administrative complaints, 10 that the respondent failed to respond within 21 11 days, and the facts in the administrative complaint are the facts in this case and concluding that 12 respondent's license will be suspended until the 13 Commission receives confirmation of the payment. 14 15 VICE CHAIR BROWN: Thank you. 16 Commissioners, are there any questions on 17 this? If not, can we get a motion to approve the 18 final order suspending the respondent until there's 19 been proof that obligations have been satisfied. 20 COMMISSIONER REPP: Motion to approve. 21 VICE CHAIR BROWN: Is there a second? 22 COMMISSIONER D'AQUILA: Second. 23 VICE CHAIR BROWN: All those in favor, say 24 aye. 25 (Multiple ayes.)

Page 10 1 VICE CHAIR BROWN: Thank you. We are moving 2. on to discussion of request for waiver. We have 3 one item, and we also have a speaker who unfortunately cannot be here today. And with the 4 capabilities of this room, they can't call in. 5 So we're having them call in, and I'll have 6 7 the individual speak into the microphone via his phone. Can we have an introduction first on the 8 9 item. 10 MS. ALVARADO: Sure. Item No. 5.1 is David 11 Monell, Jr., Case No. 2024-039702. The applicant here applied for a pari-mutuel wagering general 12 individual occupational license and submitted a 13 request for waiver. 14 15 Upon review of the application, it was 16 discovered that he had three disqualifying offenses out of Marion County, which were forgery of a 17 18 traffic offense, another count of forgery of a 19 traffic offense and providing a false name to a law 20 enforcement officer. 21 The applicant failed to list these originally on the application. The applicant is now seeking a 22 23 waiver of the felony offenses. Here, the Commission can decide to grant the waiver. 24 25 they decided not to grant the waiver, we ask that

Page 11 you allow us to issue a letter of license denial in 1 2. this case. VICE CHAIR BROWN: Ms. Alvarado, could you 3 elaborate a little bit just, for the record, on the 4 5 offenses that occurred and the timing of the 6 offenses, too. 7 MS. ALVARADO: Sure. 8 VICE CHAIR BROWN: And then during the waiver 9 interview what the applicant requested or 10 implicated of the reasons for those offenses. 11 MS. ALVARADO: Sure. One moment. 12 VICE CHAIR BROWN: Some of the criminal 13 charges are quite deeply. Right. So this had happened --14 MS. ALVARADO: 15 the conviction was in 2001. The offense actually 16 happened in 2000. It looks like he admitted that 17 he was -- did not -- he had his driver's license 18 suspended. And when he was pulled over, he gave 19 his stepbrother's name instead of his own name 20 because he knew that he was not supposed to be 21 driving for this offense, but it did happen in 2.2 2000. 23 Commissioners, do you have VICE CHAIR BROWN: 24 any questions on this item? 25 COMMISSIONER DRAGO: I'm sorry. If I could

Page 12

- 1 just ask a question about in terms of
- 2 rehabilitation since the time he was arrested and
- 3 convicted back in 2000 and 2003, I think it was, he
- 4 doesn't have any other convictions, arrests, or
- 5 anything in that period of time?
- 6 MS. ALVARADO: He did. None of them were
- 7 disqualifying. They were all misdemeanor offenses.
- 8 Yesterday I did look into the court cost and fees
- 9 that were owed on the cases.
- 10 He doesn't have any court cost for this
- 11 disqualifying offense that is due, but he did set
- 12 up a payment plan for all of the other offenses
- 13 that he had, which would not be disqualifying for
- 14 this license.
- 15 VICE CHAIR BROWN: Commissioner D'Aquila.
- 16 COMMISSIONER D'AQUILA: Ms. Alvarado, what is
- 17 the amount of the unpaid fines and penalties?
- 18 MS. ALVARADO: \$8,902.50.
- 19 COMMISSIONER D'AQUILA: And those are stemming
- 20 from misdemeanor?
- MS. ALVARADO: Other offenses, yes.
- 22 COMMISSIONER D'AQUILA: Other offenses?
- MS. ALVARADO: He has four other offenses that
- 24 he has set up payment plan to fulfill this payment
- 25 now, and we did receive confirmation from the clerk

- 1 in Marion County.
- 2 COMMISSIONER D'AQUILA: When was the payment
- 3 plan set up?
- 4 MS. ALVARADO: The email that we have from the
- 5 clerk in Marion County shows mid-August is when he
- 6 called to confirm that he was setting up a payment
- 7 plan. I don't think it necessarily says when it
- 8 started, but that's when we got the confirmation.
- 9 COMMISSIONER D'AQUILA: To clarify, is that
- 10 mid-August of 2024?
- 11 MS. ALVARADO: Yes. Sorry.
- 12 COMMISSIONER D'AQUILA: And it pertains to
- offenses ten years ago? I'm just trying to
- 14 understand the facts of the matter.
- 15 MS. ALVARADO: One moment.
- 16 VICE CHAIR BROWN: This is also the first time
- 17 this commission has seen a payment plan arrangement
- 18 in a waiver.
- 19 MS. ALVARADO: So the other cases are two 1999
- 20 cases. They are misdemeanors as well, a 2003 case,
- 21 and a 2004 case.
- 22 COMMISSIONER D'AQUILA: So the amount that you
- 23 mentioned previously \$8,902 pertains to cases over
- 24 a time period of '99 through --
- 25 MS. ALVARADO: 2004.

Page 14 Through 2004, and the 1 COMMISSIONER D'AOUILA: 2. payment plan started last month; correct? 3 MS. ALVARADO: That's what it seems like. It. doesn't actually say when the payment plan started. 4 5 We just have an email showing -- confirming that 6 there is a --7 COMMISSIONER D'AQUILA: Confirming that he 8 agreed to a payment, but no payments have been made 9 of the \$8,902; is that correct? 10 Per my knowledge. MS. ALVARADO: 11 COMMISSIONER D'AQUILA: Per knowledge. It is 12 possible one could have come in this month? 13 MS. ALVARADO: Right. COMMISSIONER D'AQUILA: But we don't know the 14 15 answer? 16 MS. ALVARADO: Right. 17 COMMISSIONER D'AQUILA: All right. That's not 18 my question anyway. Thank you. 19 MS. ALVARADO: Of course. 20 VICE CHAIR BROWN: Commissioners, any other 21 questions? 22 Thank you. I wanted COMMISSIONER REPP: Yes. 23 to just follow up on it. So he may have started 24 payments prior to August. We just don't have a 25 record of it, or was this payment plan just set up

- 1 prior to this?
- 2 MS. ALVARADO: All I have is an email stating
- 3 from August 16th between Mr. Monell and the clerk
- 4 in Marion County stating that there was a payment
- 5 plan that was arranged to resolve the balances on
- 6 these cases.
- 7 And then the Marion County clerk responded
- 8 with a confirmation that there was a payment plan
- 9 and actually specified how much was being paid on
- 10 each case.
- 11 COMMISSIONER REPP: Okay. So is it possible
- 12 that this payment plan started last year and we
- 13 don't know? I'm trying to establish.
- 14 MS. ALVARADO: It doesn't actually say in this
- 15 email when the payment plan started. It just says
- 16 that he asked for confirmation of the payment. He
- 17 asked on August 15th for confirmation of the
- 18 payment. They could have sent a letter.
- 19 I quess maybe a letter would have had more
- 20 detail, but he did not provide us with a letter
- 21 when the payment plan actually started. All I have
- is that he did ask, and there was a breakdown of
- 23 how much he's paying in each case.
- 24 COMMISSIONER REPP: Is there information what
- 25 the fine was and how much has been paid down in the

Page 16

- 1 past since '99?
- 2 MS. ALVARADO: Let me see if there's another
- 3 email here. Not from what I can see.
- 4 VICE CHAIR BROWN: He is not currently on
- 5 probation?
- 6 MS. ALVARADO: No. He completed his
- 7 probation.
- 8 VICE CHAIR BROWN: Commissioner D'Aquila.
- 9 COMMISSIONER D'AOUILA: The position for which
- 10 he is applying for a license for is a security
- 11 surveillance?
- MS. ALVARADO: So he actually would be working
- 13 for the Tote company. He wouldn't be employed by
- 14 the actual facility. It's Tote security.
- 15 VICE CHAIR BROWN: Thank you. And of course
- 16 the Tote company is licensed by the state?
- 17 MS. ALVARADO: Yes.
- 18 COMMISSIONER DRAGO: But he would be in secure
- 19 areas in the performance of those duties,
- 20 potentially; right?
- 21 MS. ALVARADO: I think he would just be
- 22 working with the tote machines themselves.
- VICE CHAIR BROWN: He wouldn't have access to
- 24 the vault or any --
- 25 (Multiple speakers.)

Page 17 1 Not from my knowledge, no. MS. ALVARADO: No. 2. VICE CHAIR BROWN: So, Commissioners, we do 3 have a speaker part on this item. His name is Mr. John Bunner. He is with the Tote company, 4 5 AmTote International, and he would like to address the Commission on behalf of Mr. Monell, at this 6 7 time. Mr. Bunner, this is Commissioner Brown, and 8 9 you are going to be put on speaker right now. 10 have three minutes to address the Commission. 11 MR. BUNNER: I am the key account manager for AmTote in the state of Florida. I have never gone 12 to bat for anybody being hired before. 13 This kid is a good kid. We hired him, and he went through our 14 15 background investigation. 16 He was up front with his 2013 arrest. looked into that. He paid -- it wasn't an 17 18 arrestable offense. He was cited arrest, so he was 19 under pronation for a year, paid it off in nine 20 months and then got his three-month rebate from the 21 Department of Parole. 22 That's what he had on his state application. 23 Then it was kicked back in a letter saying you owe money for -- so he went back, and he came up with 24 25 \$703 from 2003-2004. Then he said they gave him

Page 18

- 1 \$100 down payment and set up a payment plan.
- 2 And by the way, this was a lot of work on his
- 3 part. He went down, and they actually pulled
- 4 records because it wasn't in their computer system.
- 5 They had to scan them, give them to him. He
- 6 FedEx'd them back to Tallahassee.
- 7 They in turn, they missed rounds with the
- 8 state investigator. Said, yeah, I found it. She
- 9 goes, no, it's more like \$8,000. He goes back down
- 10 to the clerk in Marion County.
- And they're like, no, it's not \$8,000. That
- 12 hasn't been updated. The state always goes to the
- 13 -- I don't know what's going on with Marion County.
- 14 But she said you have \$1,500, but we had wiped it
- 15 off. You don't have to pay it. It will never come
- 16 back on you. It won't affect your credit. It
- 17 won't affect anything.
- And he said, no, I want to take care of it.
- 19 So she goes, well, now you're on the hook for it,
- 20 and now we can jam you up for it if you don't make
- 21 payment. So they took the \$1,500, rolled it into
- 22 the \$703, and he set up a new payment plan and put
- 23 another down payment down.
- That's where I am with it. He's a good kid.
- 25 All he is is a ticket-issuing mechanic. He works

25

me.

Page 19 on tote terminals. He's in a room. 1 It's called a 2. tote room in a racetrack or an off-track betting 3 parlor, and the security team shares the same room as the tote room. 4 5 Their cameras are all pointing at him all day long. And it's like he doesn't go into cash 6 vaults, anything like that. And to me, personally, 7 8 I drove out there to meet him because I'm not going 9 to go to bat for this guy. We'll hire somebody 10 else, but he's a good guy that wants to do right. 11 He told me he made bad decisions. He had a 12 bad upbringing, and he's trying to make everything I mean, I just got out of the hospital 13 right. Monday with spinal surgery. I had a fusion. 14 15 My wife had to help me get on my computer. Ιt 16 means a lot for me to go to bat for this kid. 17 kid should not -- we've had -- my company is -- I'm 18 in trouble with AmTote because they're like why are 19 you putting so much effort into this? Because this 20 kid deserves a chance. This kid deserves a job. 21 Thank you for your time. 22 Thank you. Really, it does VICE CHAIR BROWN: 23 make a difference to hear directly from folks that It definitely resonates with know the individual. 24

You provided very compelling testimony, so

Page 20 I'm going to ask the commissioners if 1 thank you. 2. they have any questions for you. Commissioners? 3 COMMISSIONER REPP: 4 No. COMMISSIONER DRAGO: No. We're going to put 6 you on mute now. Thank you. 7 MR. BUNNER: Thank you. 8 VICE CHAIR BROWN: Commissioners, any thoughts 9 or comments on this? I'm inclined to grant the 10 waiver, not just based on Mr. Bunner's testimony, but based on all of the facts, the good moral 11 12 character, being rehabilitated, crime not really related to pari-mutuel wagering. I'm inclined to 13 grant the waiver. 14 15 Commissioner Repp. 16 COMMISSIONER REPP: I would agree with Vice Chair. I think we have heard both from Mr. Bunner 17 18 and looking at the totality of the circumstances, 19 good moral character and rehabilitation has 20 definitely taken place. 21 VICE CHAIR BROWN: Any other comment? If not, 22 can we get a motion to grant the waiver? 23 COMMISSIONER REPP: I'd like to make that 24 motion. 25 VICE CHAIR BROWN: Is there a second?

Page 21 1 COMMISSIONER DRAGO: So moved. 2. VICE CHAIR BROWN: Thank you. Is there any discussion? All those in favor, say aye. 3 (Multiple ayes.) 4 5 VICE CHAIR BROWN: Thank you. Passes 6 unanimously. Again, thank you, Mr. Bunner for your 7 testimony. 8 All right. We're moving on to discussion of 9 license denials, Item No. 6.1. 10 MS. ALVARADO: Item No. 6.1 is 2024-046235 11 Edward Wong. The Division of Pari-Mutuel Wagering 12 received a license application for the applicant on June 18, 2024 seeking a slot 13 machine/cardroom/pari-mutuel combination 14 15 occupational license. 16 After review of the application, it was 17 discovered that he has been convicted of possession of cocaine in 1999. Therefore, the Division would 18 ask that the Commission authorize the letter of 19 20 license denial in this case. 21 VICE CHAIR BROWN: Thank you, Ms. Alvarado. And since 1999, has this applicant had any other 22 23 convictions or arrests? MS. ALVARADO: Not any other disqualifying 24 25 convictions.

Page 22

- 1 VICE CHAIR BROWN: Thank you.
- 2 Commissioners, do you have comments or
- 3 questions for staff on this item?
- 4 COMMISSIONER DRAGO: I would like to talk
- 5 about in terms of rehabilitation again, what kinds
- of other arrests convictions does he have since
- 7 that point in time? I understand that they're not
- 8 disqualifying offenses, but in terms of
- 9 rehabilitation?
- 10 MS. ALVARADO: He did have a couple of DUIs,
- 11 it looks like, misdemeanor DUIs from 2010, looks
- 12 like the most recent. I believe that's all.
- 13 VICE CHAIR BROWN: He's previously worked in
- 14 gaming for 14 years up until 2021, so he was
- 15 licensed.
- MS. ALVARADO: 2007 to 2021, he worked in the
- 17 Seminole. He wasn't licensed, but he worked in the
- 18 Seminole Casinos from 2007 to 2021.
- 19 VICE CHAIR BROWN: His fine has been paid.
- 20 He's not on probation.
- 21 MS. ALVARADO: He also had a 2007, 2008
- 22 possession of marijuana and possession of drug
- 23 paraphernalia as well.
- VICE CHAIR BROWN: Commissioners, any comments
- 25 or questions?

Page 23 1 Marc Taupier, for the record. MR. TAUPIER: Ι 2. just wanted to add that in 2020, he was arrested for a DUI, but it was pled down to a rockless 3 driving. There is a pattern of every ten years 4 5 there is possession and DUI happening. So the most recent conviction was a 6 7 misdemeanor, but it was for reckless driving reduced from another DUI which would have been his 8 9 third within ten, which technically could have been 10 a felony but was reduced very heavily in his favor 11 to a misdemeanor reckless. 12 VICE CHAIR BROWN: Commissioner Drago. 13 COMMISSIONER DRAGO: That's good information. I appreciate that very much. 14 I think, for me, I'm 15 looking in terms of rehabilitation. I'm looking at patterns of behavior. And in terms of us thinking 16 of protecting the public, do these individual show 17 18 a pattern of criminal behavior over a period of 19 time. 20 And if it's been a long time and they've shown 21 that they're rehabilitated and they've gone work and they've done the right thing and they haven't 22 23 been arrested and they haven't been convicted, to me, then I think we owe it to the people and to 24 25 that person to give him or her a chance, since

Page 24

- 1 they're showing that they're rehabilitated.
- 2 But if they're showing a pattern of criminal
- 3 behavior, I think we need to take that into serious
- 4 consideration when we try to decide whether or not
- 5 this person has been rehabilitated since the
- 6 original disqualifying offense.
- 7 VICE CHAIR BROWN: Commissioners, any other
- 8 comments or questions? If not, then we are ripe
- 9 for a motion.
- 10 Commissioner Drago.
- 11 COMMISSIONER DRAGO: I would move to accept
- 12 the staff recommendation to deny the application.
- 13 VICE CHAIR BROWN: Thank you. Is there a
- 14 second?
- 15 COMMISSIONER REPP: I'll second.
- 16 VICE CHAIR BROWN: Is there any discussion?
- 17 All those in favor, say aye.
- 18 (Multiple ayes.)
- 19 VICE CHAIR BROWN: Any opposed? Okay. Passes
- 20 unanimously.
- We are moving on to discussion of final order
- 22 pursuant to request from respondent, Item 7.1.
- 23 MS. ALVARADO: This is 2023-051666, Kristin
- 24 Brown. In this case, you were provided a
- 25 three-count administrative complaint alleging that

Page 25 respondent was convicted of various felonies and 1 2. failed to notify the Commission of her convictions 3 or arrests. She's subject to revocation of her cardroom 4 5 employee occupational license pursuant to 550.105(5)(b) 849.086(6)(f) and Rule 7511.011 6 7 Florida Administrative Code. 8 Respondent responded to the complaint stating 9 that she would be okay with surrendering her 10 license and to waive her right to a hearing. 11 Therefore, the Division would ask that we enter an 12 order revoking her cardroom employee occupational 13 license. Thank you. This is very 14 VICE CHAIR BROWN: 15 clear-cut. Commissioners? 16 Commissioner D'Aquila. 17 COMMISSIONER D'AQUILA: No. 18 VICE CHAIR BROWN: Can we please get a motion 19 to approve the staff recommendation. 20 I make a motion to COMMISSIONER D'AQUILA: 21 approve the staff recommendation. 2.2 Is there a second? VICE CHAIR BROWN: 23 COMMISSIONER REPP: Second. 24 VICE CHAIR BROWN: All those in favor, say 25 aye.

25

Page 26 (Multiple ayes.) 1 2. VICE CHAIR BROWN: Passes unanimously. 3 we're going to go to Item No. 8, discussion of 4 rulemaking, 8.1. 5 MR. MARSHMAN: Good morning. 6 VICE CHAIR BROWN: Good morning. 7 MR. MARSHMAN: If I may speak. Yes, of course. 8 VICE CHAIR BROWN: 9 For the record, this is MR. MARSHMAN: 10 Ross Marshman speaking on Item No. 8. Before the 11 Commission today is a matter of rulemaking. 12 Pursuant to the 2021 gaming compact between the Seminole Tribe of Florida and the state of Florida, 13 those two parties work together to create a patron 14 15 dispute process. 16 In a nutshell, the patron dispute process is the result of a limited waiver of the tribe's 17 18 sovereign immunity for you all, the Commission, to 19 review certain appeals of certain disputes that a patron may have at a Seminole gaming facility or on 20 21 its sports betting platform. 22 After months of negotiation with the tribe, we 23 were able to execute the patron dispute process that's been in the materials for you all to review, 24

and we discussed it individually yesterday.

Page 27 If there are no more further questions about 1 2. that itself, I would like to move into discussion of what the ask is of the Commission today related 3 to rulemaking. 4 VICE CHAIR BROWN: Commissioners, are there 5 any discussion on the actual memorandum of 6 7 agreement or anything? 8 COMMISSIONER REPP: No. 9 VICE CHAIR BROWN: All right. 10 So today, again, in the MR. MARSHMAN: 11 materials, you would have seen two different 12 notices and some draft language. We'll start in 13 order. The first one is the notice of development. 14 15 That is asked of you to delegate to Executive 16 Director Trombetta your authority to file the 17 notice of development to begin the rulemaking 18 process in earnest. 19 Development is meant to actually develop the 20 language of the rule. You do not actually have to 21 have proposed rule language at that state. 22 However, in this case, we already have the proposed 23 language, and we have the MOA itself. So there really isn't a need like there could 24 25 be in other cases for a prolonged development

25

Page 28 So what we're also asking you to do today 1 period. 2. is to authorize staff to file the notice of proposed rulemaking, which is also in the 3 materials. 4 The notice of proposed rulemaking will be 5 published in the Florida Administrative Register. 6 7 A copy of the MOA will be available to anyone who asks for a copy of it, and the public will have 8 9 opportunities to request not only during 10 development of the workshop but also during the 11 proposed rulemaking a rule hearing. 12 And if one is received, we will process that and come back to you all and give you further 13 advice at that point. So are there any further 14 15 questions about the actual rulemaking ask? 16 We are asking for two different things at 17 once, which is not typical and what we've done in 18 the past. But I think it's appropriate, given the 19 facts of this case. 20 VICE CHAIR BROWN: I agree. 21 Commissioners, any questions? 22 Thank you for your hard work in getting this 23 to us as well. I appreciate everyone who has been involved in this. So really the motion would be to 24

delegate to the Executive Director authority to

Page 29 file the notice of rule development and authority 1 2. to give staff the ability to file and proceed with 3 notice of proposed rulemaking. MR. MARSHMAN: Yes, ma'am. 4 Okay. So that would be the 5 VICE CHAIR BROWN: 6 motion. 7 COMMISSIONER DRAGO: I'll make that motion. 8 VICE CHAIR BROWN: Is there a second? 9 COMMISSIONER D'AOUILA: Second. 10 VICE CHAIR BROWN: Any further discussion? 11 All those in favor, say aye. 12 COMMISSIONER D'AOUILA: Just a point of clarification. This is the first of its kind 13 between a commission for the state regulatory body 14 15 and a sovereign nation tribe in America; is that 16 true? 17 MR. MARSHMAN: As far as we can tell, yes. 18 This is an extraordinary arrangement where, again, 19 a separate sovereign has agreed to a limited waiver of its sovereignty for another sovereign, you all, 20 21 to review its work in an albeit limited capacity. 22 Again, as authorized and VICE CHAIR BROWN: 23 directed in the 2021 compact under paragraph 6(a), 24 so it's as directed specifically. 25 Yes, ma'am. MR. MARSHMAN:

Page 30 1 Any other discussion? VICE CHAIR BROWN: 2 COMMISSIONER REPP: No. 3 VICE CHAIR BROWN: All those in favor, say 4 aye. 5 (Multiple ayes.) Thank you, Mr. Marshman. 6 VICE CHAIR BROWN: 7 We are moving on to discussion of policies and We have three of them. 8 procedures. They are all 9 law enforcement related. I'm assuming -- who is 10 presenting? 11 MR. TAUPIER: If I may, Marc Taupier. I'll be 12 presenting 9.1. Chief Snyder will be presenting 13 9.2 and 9.3. 9.1 is the policy for the Division of Gaming Enforcement on subpoenas and court 14 15 appearances by members in their official 16 capacities. 17 It is a policy for law enforcement members to follow when receiving criminal and civil subpoenas 18 19 and the requirements before testifying at either a 20 deposition or a trial or a hearing within a court. 21 If I may read into the record the approved 22 language that was approved in the separate 23 one-on-one meetings yesterday, starting on Page No. 24 2 of the document. 25 VICE CHAIR BROWN: Thank you.

Page 31 1 Page No. 2, the first paragraph, MR. TAUPIER: 2. first sentence will be changed to read the director of gaming enforcement is authorized to receive, 3 4 accept, or reject a criminal subpoena on behalf of 5 the Division. And the last change that I would like to read 6 7 into the record for your approval will be on Page No. 5 of 6 under subheading 7, courtroom protocol, 8 9 subsection A, requirements before testifying in 10 court. 11 We will be adding paragraph 2 under paragraph 1 to read as follows. Before the date of 12 testifying, the subpoenaed member shall ensure that 13 they have a well-founded understanding of the 14 15 facts, evidence, and their involvement in the case. 16 At this time, I would ask that the Commission 17 approve the policy with the read-in additions for law enforcement. 18 19 VICE CHAIR BROWN: Thank you, Mr. Taupier. 20 think your read-in additions really provide a lot 21 of additional clarification, too. I appreciate 22 you. 23 Thank you. MR. TAUPIER: 24 VICE CHAIR BROWN: Commissioners, any 25 questions on this policy? If not, can we get a

Page 32 motion to approve the policy with the read-in 1 2. modifications. 3 COMMISSIONER REPP: Motion to approve. VICE CHAIR BROWN: Is there a second? 4 COMMISSIONER D'AQUILA: 5 Second. 6 VICE CHAIR BROWN: Is there any discussion? 7 All those in favor, say aye. 8 (Multiple ayes.) 9 VICE CHAIR BROWN: Chief Snyder, welcome to 10 presenting. 11 MR. SNYDER: Good morning. 12 VICE CHAIR BROWN: Good morning. 13 MR. SNYDER: Gary Snyder, Chief of Law Enforcement, Division of Gaming Enforcement. 14 15 policy of 02.62.01 is on communicable diseases. 16 The policy provides general guidelines to assist in minimizing the risk of Division members from 17 18 contracting and spreading communicable diseases. Those definitions and details are throughout the 19 20 policy. 21 VICE CHAIR BROWN: It's very thorough. 22 Commissioners, any questions on this. 23 COMMISSIONER REPP: Yes, I had a question. Looking over what the exposure control officers are 24 25 responsible for, developing an exposure and control

Page 33 plan and quite a few duties, is this going to be 1 2. assigned to an agent, to support staff, one, is the 3 first part of the question? And the second is, will there be someone, an 4 ECO assigned to each office, or are we going to 5 have one person to oversee? Because it appears to 6 7 be a -- it's quite a heavy load for a collateral 8 duty? 9 MR. SNYDER: Currently, we are in the process 10 of hiring a training coordinator, which is a sworn 11 agent's position, supervisory agent, that will be 12 assigned to the intel analytical side of the house. 13 This will be one of those duties that fall under his purview. In addition to the departmental 14 15 training, he'll be handling several different 16 duties similar to this as well just to keep -- it 17 really needs to be based out of Tallahassee anyway, 18 but he'll be handling the training throughout the 19 Division in each department. 20 COMMISSIONER REPP: Thank you. And is that a 21 position that's been filled or trying to be filled, or is it being posted right now? Is it something 22 23 someone can go look at? All the posting has been done. 24 MR. SNYDER: 25 We're currently scheduling interviews now.

Page 34 1 COMMISSIONER REPP: Great. Thank you. 2. VICE CHAIR BROWN: Commissioners, any other 3 questions? If not, can we get a motion to approve 02.62.01 policy as presented. 4 5 COMMISSIONER DRAGO: So moved. VICE CHAIR BROWN: Is there a second? 6 7 COMMISSIONER REPP: Second. 8 VICE CHAIR BROWN: All those in favor, say 9 aye. 10 (Multiple ayes.) 11 VICE CHAIR BROWN: Thank you. It is approved. 12 And the next one, the last one. 13 MR. SNYDER: Would be policy 02.66.01. It's for asset forfeiture. The policy describes the 14 15 authority and procedure for seizure, forfeiture, 16 and property liquidation associated with designated offenses. 17 18 VICE CHAIR BROWN: I'm sorry. Can you 19 summarize the asset forfeiture policy. 20 So this policy establishes MR. SNYDER: Yes. 21 the guidelines of which will operate under --22 during the investigative process. As we conclude 23 these investigations and serve warrants, we have to have the process in place as to the movement, the 24 25 transportation.

Page 35 There's a vast number of reasons that the 1 2. policy is there. But when it deals with large sums 3 of money, we do have to have those procedures in place, and this policy outlines the reason why. 4 VICE CHAIR BROWN: Thank you. 5 Commissioners, are there any questions on the 6 7 asset forfeiture policy? 8 COMMISSIONER DRAGO: Just one quick question. 9 I had the same question on the last policy, but you 10 answered it before I could ask it, so I appreciate 11 Training, again, is a question I have on that. 12 this. Are we preparing train the agents, not only on 13 this policy, but what it means, forfeiture and what 14 15 confiscation means and how it's supposed to be 16 done, et cetera, et cetera? I see Marc nodding his 17 head vigorously. Yes, sir. So our measure 18 MR. SNYDER: 19 priorities and operational side of the house is the 20 evidence and forfeiture process. We want our 21 agents in the field to know what's expected of 22 them, what we're requiring them to do to be 23 functional and what we're doing and our mission. Currently, we're dealing with a lot of 24 25 evidence. We're dealing with a lot of U.S.

Page 36 1 currency. And so the answer to that question is, 2. yes, there will be extensive training on our 3 evidence policy, which we're actually working on also trying to update and also forfeiture policy. 4 5 COMMISSIONER DRAGO: Thank you. 6 VICE CHAIR BROWN: Can we please get a motion 7 to approve 02.66.01 policy. 8 COMMISSIONER REPP: Motion to approve. 9 VICE CHAIR BROWN: Is there a second? 10 COMMISSIONER D'AQUILA: Second. 11 VICE CHAIR BROWN: All those in favor, say 12 aye. 13 (Multiple ayes.) Thank you. Looking forward 14 VICE CHAIR BROWN: 15 to hearing your update later under the director's report because there's been a lot of positive 16 17 coverage, too, on the work you're doing. 18 you. 19 MR. SNYDER: Thank you. 20 VICE CHAIR BROWN: We are moving to the 21 Executive Director's update. Mr. Trombetta. 22 Thank you, Vice Chair. MR. TROMBETTA: 23 just going to start there. Chief Snyder has joined the team somewhat recently, and he's hit the ground 24 25 I mean, I think there's, from my view, running.

- 1 immediate results right away.
- 2 So I would like to kind of recognize him and
- 3 also ask him to come up and provide some updates on
- 4 some really good things that have been happening
- 5 this last month.
- 6 VICE CHAIR BROWN: Thank you.
- 7 MR. SNYDER: I can tell you that August has
- 8 been an extremely busy month for the Division of
- 9 Gaming Enforcement. We've conducted multiple
- 10 operations in multiple counties with all of our law
- 11 enforcement partners that we have established
- 12 relationships with.
- 13 All in all, we served 22 search warrants
- 14 throughout the state during August. We closed 18
- 15 illegal casino-style arcades, seized 956 slot
- 16 machines.
- 17 VICE CHAIR BROWN: That's amazing.
- 18 MR. SNYDER: And we seized over \$3.5 million
- 19 dollars, all of which were proceeds of illegal
- 20 gambling. These operations are a result of
- 21 countless hours of investigative work by our agents
- 22 and our law enforcement partners.
- We continue to expand that network and
- 24 partnerships each month, as these relationships are
- 25 paramount to us meeting our expectations with the

Page 38

- 1 Commission and to reach the Agency's mission as
- 2 well.
- We've been working closely with -- I have to
- 4 give Lisa Mustain kudos. We work very closely with
- 5 her on the operations side. She has worked
- 6 diligently in acquiring additional warehouse space
- 7 in all three regions to house a large number of
- 8 machines that we're getting in the different
- 9 regions.
- 10 Additionally, we are very thankful for Lisa's
- 11 team because she handles all the logistics of
- 12 moving these machines from point of seizure to the
- 13 point of storage. It's very complex, especially
- 14 when you're talking about 22 different locations
- 15 that we're serving warrants and the vast numbers of
- 16 evidence that we're getting.
- 17 I'm just going to note a couple things from
- 18 the intel analytical support side from Chief
- 19 Linton. The intel (inaudible) support the
- 20 operation section of the Division by filing
- 21 multiple comprehensive backgrounds of suspects and
- 22 businesses in relation to our ongoing
- 23 investigations.
- Our criminal analysts attended over ten
- 25 intelligence meetings with multiple agencies during

Page 39 1 the month of August. This is just another example 2. of our agency building these relationships to 3 strengthen our operational goals. We currently are in the process of scheduling 4 5 interviews for our vacant non-sworn analyst positions, as well as our sworn agent positions 6 7 that are currently open in the position. We hope 8 to have several new hires by the end of this month. 9 VICE CHAIR BROWN: Thank you. I mean, just 10 astounding great news. Every month it's just 11 growing more and more. Thank you for your work and 12 Director Herold's work and keeping us also informed every week and also for our new comms director 13 preparing press releases and getting the amount of 14 15 media coverage out to the public so that they know 16 that this good work is going. 17 And thank you, Ms. Mustain as well. Commissioners. 18 19 COMMISSIONER REPP: Just one thing to get the 20 word out, am I correct that it's open right now, we 21 are advertising and looking for intel analysts? 22 MR. SNYDER: Yes. We've actually narrowed 23 down and we're scheduling interviews for them, as 24 well as the new agents. 25 COMMISSIONER REPP: Great. Thank you.

Page 40 1 I have just one question COMMISSIONER DRAGO: 2. in terms of investigations with these illegal 3 casinos and slot machines. Can you say what these slot machines that you're finding and seizing, are 4 5 they -- have you found homemade ones? Are you 6 finding professionally-made ones? How would you 7 classify these slot machines? 8 MR. SNYDER: That's a great guestion. 9 the onset of the original internet cafes that started back in 2007, 2008 which were basically 10 11 small computer consoles which was operated off of a 12 simple computer desktop. We were now seeing 90 percent of these 13 locations are holding Bally-style or ITH-style 14 15 gaming equipment. So these are casino style and 16 quality machines. Very few of the small consoles 17 are even being seen anymore. 18 I mean, walking into it is like walking into a 19 That's why when I mention these locations, casino. 20 they are casino style arcades. They look like a 21 casino when you walk in. They give them food. 22 They give them drinks. 23 They give them everything to keep them there to spend their money. Obviously, they're popped up 24 25 all over the state. We're doing our best to

Page 41

- 1 curtail that.
- 2 COMMISSIONER DRAGO: You're doing a good job,
- 3 and I think it's great that you point that out this
- 4 apparently significant amount of money being
- 5 invested in these illegal casinos.
- 6 These are not just little mom and pop kind of
- 7 situation, so it's significant money being invested
- 8 in these. So it's a significant problem for the
- 9 state of Florida.
- I appreciate the effort that you all have made
- 11 with this, especially in the relationships that
- 12 you've developed with all the different law
- 13 enforcement agencies, prosecutors' offices, et
- 14 cetera, across the state.
- 15 It's the only way we're going to get any kind
- 16 of significant impact to the people of the state is
- 17 to work together. So we appreciate that very much,
- 18 and thank you.
- 19 VICE CHAIR BROWN: And it permeates even in
- 20 the gas stations, as you said.
- 21 MR. SNYDER: Right. So we've instituted
- 22 proactive enforcement at the small, independent
- 23 locations. Even with that, we're finding that
- 24 several of these locations are owned by the same
- 25 people that are running these machines.

Page 42 We're doing that each month. 1 Each region is 2 responsible for handling those proactive investigations that we can handle with probable 3 cause and moving forward with prosecution. 4 VICE CHAIR BROWN: Wonderful. 5 COMMISSIONER REPP: I just wanted to say that 6 7 was a great question from Mr. Drago. The machines and the type of machines in there that are -- I 8 9 mean, you're putting out a lot of money to put in 10 very professional machines. 11 And I think the less sophisticated person, it gives it an air of legitimacy when you walk in and 12 see these Bally style machines and things like 13 that, and it really does kind of cover up the fact 14 15 that they just don't offer the same protections as 16 licensed facilities are. 17 Commissioner Drago hit it right on the head that it definitely is an important factor, which I 18 had not considered before that you walk in. 19 20 see these particular machines. It looks like an 21 actual casino. It just lends itself to some sort 22 of credibility that it doesn't have. 23 I appreciate all the work you've done in setting this straight and also for our comms 24 25 director for getting the word out there because I

Page 43 1 think when people go to these, many of them think 2. they're getting the same protections as they would 3 going into a licensed facility, so thank you. Yes, ma'am. 4 MR. SNYDER: VICE CHAIR BROWN: Thank you for the report. 5 COMMISSIONER DRAGO: Thank you, Chief. 6 7 VICE CHAIR BROWN: Back to Mr. Trombetta. MR. TROMBETTA: 8 I'm actually also going to ask 9 Lisa Mustain to kind of come up and just talk about 10 some of the things she's been doing. Since the end 11 of June, her team has not just been handling 12 everything that was just discussed, but there's a whole financial side of closing out the state. 13 So her team, it's hard -- I'll just rely on 14 15 It's best if she just explains what she's 16 I know that just walking into her office for done. 17 the past two months, you can just her just 18 overwhelmed trying to get a million things done. 19 She does it somehow, so I try to leave her alone and just let her run. 20 But her and her staff 21 have done a great job on a hundred million things. 22 MS. MUSTAIN: Thank you. 23 VICE CHAIR BROWN: Thank you. I just would like to take the 24 MS. MUSTAIN: 25 opportunity because Lou, Director Trombetta, often

Page 44 comes up here and raves about all the things that 1 2. we've done. But it's his guidance that has brought us this far, and so I just would like to say that. 3 Deidre Pendleton is our new -- we kind of got 4 5 kicked in the teeth at the end of the fiscal year because we lost our chief accountant. He resigned 6 7 his position, so we were scrambling because it's 8 the end of the fiscal year and certify forwards. 9 If it weren't for Christine Hutton, Devaughn Stephens on my staff, Sheryl Boutin, Steven Baird, 10 11 we worked a lot of hours to close the year, close 12 the month, close the year, get certified forward, and we were able to do that successfully. 13 And so I was really proud of my team that they 14 15 really kind of chipped in and made it happen. 16 Deidre, could you stand up. Thank you. Other than 17 that, that's pretty much it. The team really 18 pulled together and worked hard, and we were able 19 to close out year successfully. 20 We're very excited about that fact. 21 said he comes into the office and he sees stress, 22 he's not kidding. It's like he walks in the 23 office, and you're going, what do you want now? VICE CHAIR BROWN: 24 Thank you. 25 Commissioner D'Aquila.

Page 45 1 I just would like to COMMISSIONER D'AOUILA: 2. add for those that are not aware, Ms. Mustain, 3 you're operating an accounting function, and the account profession is in a significant decline in 4 5 both candidates. 6 In just the past four years, there has been a 16 percent drop across America in licensed CPAs. 7 And I think if you talk to any accounting educator, 8 9 and I have, over the last 20 years, we've seen 10 declining enrollment relative to the population. 11 So the pool of people that understand debits 12 and credits and do what you do day in and day out, reconciling to the penny, and we still work with 13 pennies at times. 14 15 It's quite commendable what you're doing 16 considering the dramatic increase in voluminous 17 transactions that are occurring here, whether they be slot machines, confiscated dollars, number of 18 19 full-time equivalent employees, and so forth. 20 So as a financial executive of the past, I 21 would also like to commend you for a job well done in light of all of those headwinds that are going 22 23 And I haven't even mentioned how difficult it on. is to recruit in Tallahassee. 24 25 So bravo. Job well done. And I will add to

Page 46 what Executive Director Trombetta said. I tried a 1 2 couple of times to come by your office, and I just 3 said, I'm glad this is not my office. Thank you. 4 MS. MUSTAIN: It's pretty busy. COMMISSIONER D'AQUILA: I also want to thank 5 you for your creativity in finding a never ending 6 7 supply of space for all of these Bally like 8 machines that we've been talking about. It's 9 unfortunate that they keep coming, so thank you. 10 VICE CHAIR BROWN: Well said, 11 Commissioner D'Aquila. 12 Thank you so much for all you do with all the different hats you have to wear. Thank you. 13 It's very interesting. 14 MS. MUSTAIN: 15 you. 16 VICE CHAIR BROWN: That's good. 17 MR. TROMBETTA: I think I have two more, and 18 then I'm here at your pleasure. Also dealing with 19 the year end, so we've now had time -- Joe's team 20 in revenue -- to kind of get a look at revenue 21 numbers from the past year. 22 So as you are aware, they end up in an annual 23 report that's due later this year, so they may still change a little bit. But for the most part, 24 25 I can at least report that on the revenue side of

Page 47

- 1 things, the state saw over \$240 million in slot
- 2 revenue, which is pretty good. It's about
- 3 consistent with last year.
- 4 Cardroom revenue, there was over \$22 million
- 5 in cardroom revenue, up a little bit from the prior
- 6 year. And then the pari-mutuel wagering revenue
- 7 was just under -- well, I guess well under \$730,000
- 8 the state received from pari-mutuel revenue, which
- 9 is down a lot.
- 10 It's really due to the tax credits that were
- 11 imposed to help pari-mutuel industry deal with the
- 12 cost of HISA, so that kind of explains that one.
- 13 But that is a big change that you may see. But
- 14 overall numbers are good.
- The pari-mutuel revenue, the pari-mutuel
- 16 industry in the state of Florida is doing well.
- 17 This does not include the money that comes from the
- 18 Seminole compact. This is just on the pari-mutuel
- 19 side, but we do at least have an idea of what it
- 20 is.
- It takes a little bit of time after the year
- 22 ends to kind of get everything reconciled. Any
- 23 questions on revenue numbers, just generally?
- 24 VICE CHAIR BROWN: No. Thank you.
- MR. TROMBETTA: Next on my list is essentially

Page 48 scheduling for the next few commission meetings. 1 2. would like to touch on that, if we can. 3 VICE CHAIR BROWN: Our next meeting is October 4 2nd, and then I think you're looking for November 5 and December. 6 MR. TROMBETTA: Yes. I mean, if you all are 7 comfortable --8 COMMISSIONER REPP: We decided November 7th, I 9 believe. Is that still good? 10 Yes, that's right. VICE CHAIR BROWN: 11 COMMISSIONER D'AQUILA: We had November 7th 12 and December 5th from the last meeting. 13 MR. TROMBETTA: On board, yes. Yes. 14 VICE CHAIR BROWN: Yes, on board. Too many 15 calendars. 16 MR. TROMBETTA: Do you want to go further? 17 That's good. VICE CHAIR BROWN: No. 18 Commissioners, before you leave, any questions for Executive Director? 19 20 COMMISSIONER REPP: No. 21 VICE CHAIR BROWN: No. Okay. 22 COMMISSIONER D'AQUILA: One question. Wе 23 talked about revenue numbers, the health of our gaming industry as it pertains to the state. 24 we starting to look at estimates of the 25

24

25

September 05, 2024 Page 49 non-reporting activity that's going on in the 1 2 state, specifically as it pertains to offshore 3 gambling, any of the sports gambling, and estimates based on the number of machines we perceive as 4 5 being illegal in the state? Is there -- in our 6 commission, are we looking -- are we having that 7 foresight, forethought? MR. TROMBETTA: I don't know how much I want 8 9 to say publicly. We are working behind the scenes 10 getting some information. 11 COMMISSIONER D'AQUILA: I'm not asking for 12 specific numbers. But do we factor that in our planning? 13 I can tell you, Commissioner, 14 MR. TROMBETTA: 15 I'm focusing on the state. I'm trying to get a 16 better idea of the numbers you're asking about for the illegal market for the state of Florida. 17 The 18 American Gaming Association kind of annually does put out an estimate for kind of like the offshore 19 20 and then kind of the national numbers. I'm trying 21 to get a better idea. In state numbers, I'm not 22 ready to publically announce. 23 COMMISSIONER D'AQUILA: No. But I think you answered the question. You are looking at the

American Gaming Association data that's been

Page 50 1 published and stuff on the national level? 2. MR. TROMBETTA: Yes, sir. 3 COMMISSIONER D'AQUILA: Thank you. VICE CHAIR BROWN: Commissioner Drago. 4 COMMISSIONER DRAGO: If I can go back to the 5 scheduling again. We had written down last time 6 7 December 5th. Did we just agree that that's good, 8 or did we agree not to talk about December? 9 VICE CHAIR BROWN: Oh, no. I think we agreed 10 that's good. 11 COMMISSIONER DRAGO: That's good? 12 VICE CHAIR BROWN: Yes. 13 COMMISSIONER DRAGO: Okay. Thank you. All right. 14 VICE CHAIR BROWN: No other 15 questions, we are going into public comment. Is 16 there anybody from the public that would like to address us at this time? Please feel free to come 17 18 on up. 19 Seeing none, Commissioners, are there any other matters that need to be addressed? 20 21 Okay. With that, we stand adjourned. Thank you. 22 (Proceedings concluded at 10:23 a.m.) 23 24 25

1	Page 51 CERTIFICATE OF REPORTER
2	
3	STATE OF FLORIDA
4	COUNTY OF LEON
5	COUNTI OF LIEON
6	I I IDIS COODED do horoby gortify that I
	I, I. IRIS COOPER, do hereby certify that I
7	was authorized to and did stenographically report
8	the foregoing proceeding, and that the transcript
9	is a true and complete record of my stenographic
10	notes.
11	
12	Dated this 23rd day of September, 2024.
13 14	D. Clris Cooper
15	I. Iris Cooper
16	Stenographic Reporter Notary Public, State of Florida
17	My Commission No. 1366674 Expires: February 7, 2028
18	
19	Job No.: 363847
20	
21	
22	
23	
24	
25	