

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.

Case No.: 2018-051884

CLEMENT LINOR ALEXIS,

Respondent.

FINAL ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering (“Petitioner” or “Division”), hereby enters this Final Order against Clement Linor Alexis (“Respondent”), and states as follows:

1. An Administrative Complaint was filed in this case on March 18, 2019, alleging that Respondent is subject to discipline under the provisions of section 551.0251(6) Florida Statutes (“Administrative Complaint”). A true and correct copy of the Administrative Complaint is attached hereto as Exhibit “1” and incorporated by reference.

2. Service of the Administrative Complaint was attempted via certified mail on Respondent on March 19, 2019, April 12, 2019, and May 17, 2019. Proof of attempted service via certified mail is attached hereto as Exhibit “2” and incorporated by reference.

3. Notice of this matter was served upon Respondent on July 26, 2019, August 2, 2019, August 9, 2019, and August 16, 2019, via publication in the *Broward Daily Business Review* a publication in general circulation within Broward County, Florida (“Notice of Action”).

A true and correct copy of the Notice of Action is attached hereto as Exhibit "3" and incorporated by reference.

4. The Notice of Action informed Respondent that Petitioner filed an Administrative Complaint against them, provided instructions on how to receive a copy of the Administrative Complaint, and that contact would be required to dispute the allegations within the Administrative Complaint. See § 120.569(1), Fla. Stat. and Fla. Admin. Code R. 28-106.111.

5. In addition, the Notice of Action informed Respondent that the failure to timely file a response to the Administrative Complaint would be deemed a waiver of right to a hearing or resolution in this matter.

6. To date, Respondent has not submitted an Election of Rights form or otherwise provided a response to the Administrative Complaint filed and served in this action.

Upon Consideration of the facts and conclusions of law delineated in the Administrative Complaint, it is ORDERED:

7. The allegations of fact set forth in the Administrative Complaint are approved, adopted and incorporated herein by reference as findings of fact by the Division.

8. The conclusions of law alleged and set forth in the Administrative Complaint are approved, adopted, and incorporated herein by references as the conclusions of law by the Division.

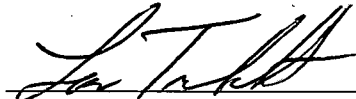
9. There is competent substantial evidence to support the findings of fact and conclusions of law by the Division.

WHEREFORE, it is hereby ORDERED and ADJUDGED:

10. Respondent is **PERMANENTLY EXCLUDED** from all licensed pari-mutuel facilities in the State of Florida.

11. This Final Order shall become effective upon its date of filing with the Agency Clerk of the Department of Business and Professional Regulation.

DONE AND ORDERED this 28 day of August, 2019.



LOUIS TROMBETTA, DIRECTOR
Division of Pari-Mutuel Wagering
Department of Business and Professional Regulation
2601 Blair Stone Road
Tallahassee, Florida 32399-1035

NOTICE OF RIGHT TO APPEAL

Unless expressly waived, any party substantially affected by this Final Order may seek judicial review by filing an original Notice of Appeal with the Agency Clerk of the Department of Business and Professional Regulation at 2601 Blair Stone Road, Tallahassee, Florida 32399, (AGC.Filing@myfloridalicense.com), and a copy of the notice, accompanied by the filing fees prescribed by law, with the clerk of the appropriate District Court of Appeal within thirty days rendition of this Order, in accordance with Fla. App. P. 9.110, and section 120.68, Florida Statutes.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing "Final Order" has been sent by regular U.S. Mail on this 30th day of August, 2019 to:

Clement Linor Alexis
141 N.W. 1st Avenue
Dania Beach, Florida 33004

Clement Linor Alexis
1809 N.W. 31st Avenue, Apt. 103
Fort Lauderdale, Florida 33311

Clement Linor Alexis
1817 N.W. 31st Avenue, Apt. 101
Fort Lauderdale, Florida 33311

Brandon M. Nichols

AGENCY CLERK'S OFFICE
Department of Business and Professional Regulation

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

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

Petitioner,

DBPR Case No. 2018-051884

v.

CLEMENT L. ALEXIS,

Respondent.

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Clement L. Alexis ("Respondent"), and alleges as follows:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering and slot machine gaming pursuant to chapter 550 and 551, Florida Statutes.
2. Gulfstream Park Racing & Casino ("Gulfstream Park") is a facility operated by a permitholder authorized to conduct pari-mutuel wagering and slot machine gaming in this state under chapters 550 and 551, Florida Statutes.
3. On or about August 31, 2018, Respondent was permanently excluded from Gulfstream Park.
4. Section 550.0251(6), Florida Statutes, provides in relevant part:

The division may exclude from any pari-mutuel facility within this state any person who has been ejected from a pari-mutuel facility in this state or who has been excluded from any pari-mutuel facility in another state by the governmental department, agency, commission, or authority exercising regulatory jurisdiction over pari-mutuel facilities in such other state.

WHEREFORE, Petitioner respectfully requests the Division enter an Order permanently excluding Respondent from all licensed pari-mutuel facilities in the state of Florida together with any other relief permitted by chapters 550 and/or 551, Florida Statutes, and/or the rules promulgated thereto.

This Administrative Complaint in DBPR case number 2018-051884 is signed this 12th day of March, 2019.

/s/ James A. Lewis
JAMES A. LEWIS
Assistant General Counsel
Florida Bar No. 1002349
James.Lewis@MyFloridaLicense.com

/s/ Megan S. Silver
MEGAN S. SILVER
Deputy Chief Attorney
Florida Bar No. 115518
Megan.Silver@MyFloridaLicense.com

Office of the General Counsel
Division of Pari-Mutuel Wagering
Department of Business and Professional Regulation
2601 Blair Stone Road
Tallahassee, Florida 32399-2202
Telephone: (850)-717-1585
Facsimile: (850) 921-1311

NOTICE OF RIGHT TO REQUEST A HEARING

Pursuant to Section 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.

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 - Return Receipt (electronic) \$ _____
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 - Adult Signature Required \$ _____
 - Adult Signature Restricted Delivery \$ _____

Postmark
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Postage
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Total Post
\$ _____

Sent To

Clement L. Alexis
141 N.W. 1st Avenue
Dania Beach, Florida 33004
2018-051884 PMW

Street and

City, State,

PS Form 3800, April 2015 PSN 7530 02-000-9047 See Reverse for Instructions

7017 2620 0000 3310 9184

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<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

5/17/19

Postmark
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Postage

\$ _____

Total Postage

\$ _____

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Street and Ap _____

City, State, Zi _____

Clement Linor Alexis
1809 N.W. 31st Avenue, Apt. 103
Fort Lauderdale, Florida 33311
2018-051884 PMW

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Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$ _____
<input type="checkbox"/> Return Receipt (electronic)	\$ _____
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ _____
<input type="checkbox"/> Adult Signature Required	\$ _____
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ _____

5/17/19

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Postage \$ _____

Total Postage or \$ _____

Clement Linor Alexis
 1817 N.W. 31st Avenue, Apt. 101
 Fort Lauderdale, Florida 33311
 2018-051884 PMW

Sent To _____

Street and Apt. N _____

City, State, ZIP+4 _____



STATE OF FLORIDA
 DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 2601 Blair Stone Road
 Tallahassee, Florida 32399
 www.MyFloridaLicense.com



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[Handwritten signature]

[Handwritten initials]

Clement L. Alexis
 141 N.W. 1st Avenue
 Dania Beach, Florida 33004
 2018-051884 PMW

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 RETURN TO SENDER
 NOT DELIVERABLE AS ADDRESSEE
 UNABLE TO DELIVER

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BROWARD DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Ft. Lauderdale, Broward County, Florida

**STATE OF FLORIDA COUNTY
OF BROWARD:**

Before the undersigned authority personally appeared BARBARA JEAN COOPER, who on oath says that he or she is the LEGAL CLERK, of the Broward Daily Business Review f/k/a Broward Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Fort Lauderdale, in Broward County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

2018-051884
NOTICE OF ACTION
BEFORE THE DIVISION OF PARI-MUTUEL WAGERING - IN RE:
VIOLATION OF SECTION 551.0251, FLORIDA STATUTES

in the XXXX Court,
was published in said newspaper in the issues of

07/26/2019 08/02/2019 08/09/2019 08/16/2019

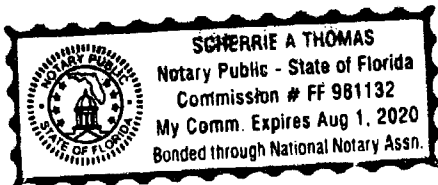
Affiant further says that the said Broward Daily Business Review is a newspaper published at Fort Lauderdale, in said Broward County, Florida and that the said newspaper has heretofore been continuously published in said Broward County, Florida each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Fort Lauderdale in said Broward County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Barbara Jean Cooper

Sworn to and subscribed before me this
16 day of AUGUST, A.D. 2019

Scherrie A Thomas

(SEAL)
BARBARA JEAN COOPER personally known to me



**NOTICE OF ACTION
BEFORE THE DIVISION OF
PARI-MUTUEL WAGERING**
IN RE: Violation of section 551.109,
Florida Statutes
CLEMENT LINOR ALEXIS
141 N.W. 1st Avenue
Dania Beach, Florida 33004
1809 N.W. 31st Avenue, Apt. 103
Fort Lauderdale, Florida 33311
1817 N.W. 31st Avenue, Apt. 101
Fort Lauderdale, Florida 33311
CASE NO.: 2018-051884
LICENSE NO.: UNLICENSED
The Department of Business and Professional Regulation has filed an Administrative Complaint against you, a copy of which may be obtained by contacting Deborah Matthews, Administrative Assistant II, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, FL 32399-2202, (850) 717-1585.
If no contact has been made by you concerning the above by August 23, 2019, the matter of the Administrative Complaint will be presented to the Director of the Division of Pari-Mutuel Wagering for final agency action.
In accordance with the Americans with Disabilities Act, persons needing special accommodation to participate in this proceeding should contact the individual or agency sending notice no later than seven days prior to the proceeding at the address given on notice. Telephone: (850) 257-6097, 1-800-955-8771 (TDD) or 1-800-955-8770 (v) via Florida Relay Service. 7/26/2019-16-19-06/0000413692B