

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.: 2018-053162

TYRONN MARQUES TURNER,

Respondent.

_____ /

FINAL ORDER

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

1. An Administrative Complaint was filed in this case on March 11, 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 and April 25, 2019. Proofs 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 *Miami Daily Business Review* a publication in general circulation within Miami-Dade 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.

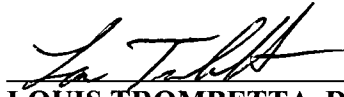
9. There is competent substantial evidence to support the findings of fact and conclusions of law by the Division.

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 26 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

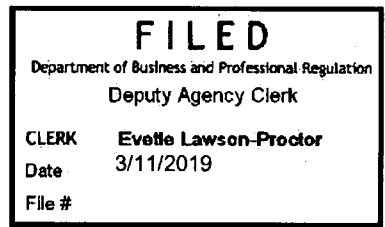
I HEREBY CERTIFY that a true and correct copy of the foregoing "Final Order" has been sent by regular U.S. Mail on this 30th day of August, 2019 to:

Tyronn Marques Turner
2245 N.W. 66th Street
Miami, Florida 33145

Tyronn Marques Turner
6315 N.W. 1st Court
Miami, Florida 33150

Beardon 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. 2018-053162

v.

TYRONN MARQUES TURNER,

Respondent.

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering ("Petitioner"), files this Administrative Complaint against Tyronn Marques Turner ("Respondent"), and alleges as follows:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering and slot machine gaming pursuant to chapters 550 and 551, Florida Statutes.
2. At all times material hereto, Respondent's address of record is 2245 North West 46th Street, Miami, Florida 33145.
3. At all times material hereto, Respondent was a patron of Miami Casino, LLC.
4. Miami Casino, LLC is a facility operated by a permitholder authorized to conduct pari-mutuel wagering and operate slot machines in this state under chapters 550 and 551, Florida Statutes.
5. On or about July 29, 2018, Respondent was ejected from Miami Casino, LLC.
6. Section 550.0251(6), Florida Statutes (2018), provides in relevant part:

In addition to the power to exclude certain persons from any pari-mutuel facility in the state, the division may exclude any person



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

Emphasis added.

7. Based on the forgoing, Respondent is subject to exclusion from all pari-mutuel facilities within the state based on his ejection from Miami Casino, LLC on or about July 29, 2018.

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

This Administrative Complaint in Case Number 2018-053162 is signed this 6th day of March, 2019.

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.

7018 1830 0001 6822 7644

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

MAILED
3/11/19
Postmark
Here

Postage

\$

Total Postage

\$

Sent To

Street and A.

City, State, Z

Tyronn Marques Turner
2245 N.W. 66th Street
Miami, Florida 33145
AC 2018-053162 PMW

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

7017 2620 0000 3310 9016

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

4/25/19
Postmark
Here

Postage

\$ _____

Total Postage

\$ _____

Sent To

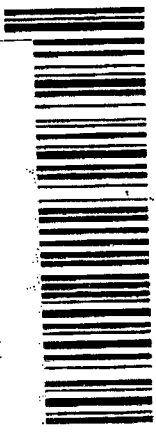
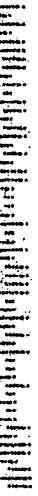
Street and Apt

City, State, Z.

Tyronn Marques Turner
6315 N.W. 1st Court
Miami, FL 33150
2018-053162 PMW

STA
DEC
260

Tallahassee, Florida 32399
www.MyFloridaLicense.com



7018 1830 0001 6822 7644

~~Handwritten scribble~~

Tyronn Marques Turner
2245 Northwest 66th Street
Miami, Florida
AC 2019 UTF

NIXIE

326 EE 1

7207/27/19
RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 32399

2247N198163-02349
Vertical barcode

Vertical text on the right edge of the envelope.

MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Miami, Miami-Dade County, Florida

**STATE OF FLORIDA
COUNTY OF MIAMI-DADE:**

Before the undersigned authority personally appeared GUILLERMO GARCIA, who on oath says that he or she is the DIRECTOR OF OPERATIONS, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

2018-053162
NOTICE OF ACTION
BEFORE THE DIVISION OF PARI-MUTUEL WAGERING -
TYRONN MARQUES TURNER

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 Miami Daily Business Review is a newspaper published at Miami, in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade 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.

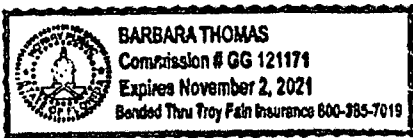
Guillermo Garcia

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

Barbara Thomas

(SEAL)

GUILLERMO GARCIA personally known to me



**NOTICE OF ACTION
BEFORE THE DIVISION OF
PARI-MUTUEL WAGERING**
IN RE: Violation of section 551.109
Florida Statutes
TYRONN MARQUES TURNER
2245 N.W. 66th Street
Miami, Florida 33145
6315 N.W. 1st Court
Miami, Florida 33150
CASE NO.: 2018-053162
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, Ad-
ministrative Assistant, 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 Adminis-
trative 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 8/2 9:16 19:01/0000413658M

EXHIBIT
3