

**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.: 2019-064518

SANTOS PATRICIO BUSTILLO MELENDEZ,

Respondent.

_____ /

FINAL ORDER

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering (hereinafter "Petitioner"), issues this Final Order against Santos Patricio Bustillo Melendez, (hereinafter "Respondent") as follows:

1. An Administrative Complaint was filed in this case on August, 31, 2020, alleging that Respondent violated sections 550.0251(6) and 551.112, Florida Statutes. A copy of the Administrative Complaint is attached hereto as Exhibit "1" and incorporated by reference.
2. The address on record for Respondent is 875 East 10th Street Hialeah, Florida 33010, which is within Miami-Dade County.
3. Service of the Administrative Complaint was attempted via certified mail on Respondent on August 31, 2020. Proof of attempted service via certified mail is attached hereto as Exhibit "2" and incorporated by reference.
4. Notice of this matter was served upon Respondent on November 20, 2020, November 27, 2020, December 4, 2020 and December 11, 2020, via publication in the *Miami Legal Department 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.

5. Service of the Administrative Complaint was attempted via certified mail on Respondent on December 23, 2020. Proof of attempted service via certified mail is attached hereto as Exhibit “4” and incorporated by reference.

6. The Notice of Action Election 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.

7. 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.

8. 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.


ORDERED and ADJUDGED:

9. The allegations of fact and the conclusions of law in the Administrative Complaint are adopted in their entirety herein.

10. Respondent is hereby **PERMANENTLY EXCLUDED** from all pari-mutuel facilities within the state of Florida.

11. This Final Order is effective on the date it is filed with the Agency Clerk of the Department of Business and Professional Regulation, as indicated on the first page of this Order.

This Final Order in DBPR Case Number 2019-064518 is DONE and ORDERED this
23 day of February, 2021.



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

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 Agency Clerk, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202 (Email: AGC.Filing@myfloridalicense.com), 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) in the Office of the Agency Clerk within thirty (30) days after the date this Order is filed with the Clerk.

CERTIFICATE OF SERVICE

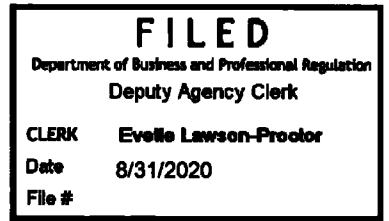
I HEREBY CERTIFY that on this 24th day of February, 2021, a true and correct copy of this Final Order has been sent via U.S. Mail to:

Santos Patricio Bustillo Melendez
875 East 10th Street, Apt. B
Hialeah, FL 33010



AGENCY CLERK'S OFFICE
Department of Business and Professional Regulation

CC: Linda Turnage



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.: 2019-064518

SANTOS PATRICIO BUSTILLO
MELENDEZ,

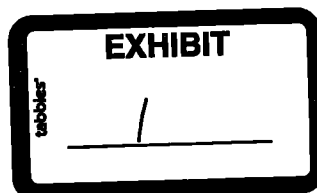
Respondent.

_____ /

ADMINISTRATIVE COMPLAINT

The Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering (“Petitioner”), files this Administrative Complaint against Santos Patricio Bustillo Melendez (“Respondent”), and alleges:

1. Petitioner is the state agency charged with regulating pari-mutuel wagering, slot machines, and cardroom operations pursuant to chapters 550 and 551, Florida Statutes.
2. At all times material hereto, Respondent’s address was reported as 875 S.E. 10th Street, Hialeah, Florida 33010.
3. At all times material hereto, Casino Miami, LLC d/b/a Casino Miami Jai-Alai (“Casino Miami Jai-Alai”) is a facility operated by a permitholder authorized to conduct pari-mutuel wagering, slot machines, and cardroom operations in the State of Florida.
4. Respondent was a patron of Casino Miami Jai-Alai on or about November 15, 2019.



5. On or about November 15, 2019, Respondent was ejected and permanently excluded from Casino Miami Jai-Alai.

COUNT I

6. Petitioner re-alleges and incorporates the allegations contained within paragraphs one through five as though fully set forth herein.

7. Section 551.112, Florida Statutes, provides:

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

(Emphasis supplied).

8. Based on the foregoing, Respondent violated section 551.112, Florida Statutes, and is subject to permanent exclusion from all licensed slot machine facilities in the State of Florida based on his ejection from Casino Miami Jai-Alai on or about November 15, 2019.

COUNT II

9. Petitioner re-alleges and incorporates the allegations contained within paragraphs one through five as though fully set forth herein.

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

In addition to the power to exclude certain persons from any pari-mutuel facility in the state, the division may exclude any person from any and all pari-mutuel facilities in this state for conduct that would constitute, if the person were a licensee, a violation of this

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

(Emphasis supplied).

11. Based on the foregoing, Respondent violated section 550.0251(6), Florida Statutes, and is subject to permanent exclusion from all licensed pari-mutuel wagering facilities in the State of Florida based on his ejection from Casino Miami Jai-Alai on or about November 15, 2019.

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

This Administrative Complaint for DBPR Case Number 2019-064518 is signed this 28th day of August 2020.

/s/ Justin R. Ravelo

Justin R. Ravelo
Assistant General Counsel
FBN: 1022417
Department of Business and Professional Regulation
Office of the General Counsel
Division of Pari-Mutuel Wagering
2601 Blair Stone Road
Tallahassee, Florida 32399-1035
Telephone: (850) 717-1128
Facsimile: (850) 921-1311
Primary: Justin.Ravelo@MyFloridaLicense.com
Secondary: Stephanie.Buse@MyFloridaLicense.com

NOTICE OF RIGHTS TO REQUEST A HEARING

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

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

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

CERTIFIED MAIL



7006 2150 0005 6846 3454

BOOKER

EXHIBIT

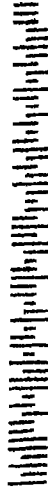
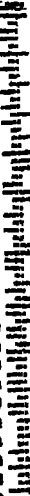
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Santos Patricio Bustillo Melendez
875 S.E. 10th Street
Hialeah, Florida 33010
2019-064518

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RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 32399656301 2247N275210-01685



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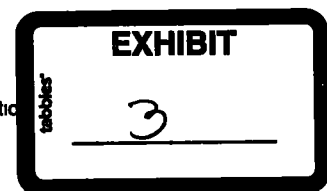
NOTICE OF ACTION BEFORE THE DIVISION OF PARI-MUTUEL WAGERING

CATEGORY Admin Complaint FL
AD NUMBER 0000512476-01

IN RE Violation of Section 550 2415(3)(a), Florida Statutes
Peter R Walder
19601 E Country Club Drive #505
Aventura, Florida 33180
CASE NO 2021-003148

LICENSE NO 1062492-1021The Department of Business and Professional Regulation has filed an Administrative Complaint against you, a copy of which may be obtained by contacting Linda K Turnage, Administrative Assistant II, Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850) 717-1585

If no contact has been made by you concerning the above by March 26, 2021, 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 a special



accommodation to participate in this proceeding should contact the individual or agency sending notice not 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 2/22 3/1-8-15 21-01/0000512476M

12/11/2020

NOTICE OF ACTION

CATEGORY Admin Complaint FL
AD NUMBER 0000498284-01

BEFORE THE DIVISION OF PARI-MUTUEL WAGERING
IN RE Violation of Section 551 112 and Section 550.0251(6), Florida Statutes Santos Patricio Bustillo Melendez 875 S E 10th Street Hialeah, Florida 33010 CASE NO 2019-064518 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 Linda K Turnage, Administrative Assistant II, Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850) 717-1585
If no contact has been made by you concerning the above by December 18, 2020, 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 a special accommodation to participate in this proceeding should contact the individual or agency sending notice not 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 11/20-27 12/4-11 20-38/0000498284M

12/4/2020

NOTICE OF ACTION

CATEGORY Admin Complaint FL
AD NUMBER 0000498284-01

BEFORE THE DIVISION OF PARI-MUTUEL WAGERING
IN RE Violation of Section 551 112 and Section 550.0251(6), Florida Statutes Santos Patricio Bustillo Melendez 875 S E 10th Street Hialeah, Florida 33010 CASE NO : 2019-064518 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 Linda K Turnage, Administrative Assistant II, Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850) 717-1585
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11/27/2020

NOTICE OF ACTION

CATEGORY Admin Complaint FL

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AD NUMBER 0000498284-01

BEFORE THE DIVISION OF PARI-MUTUEL WAGERING
 IN RE Violation of Section 551 112 and Section 550 0251(6), Florida Statutes
 Santos Patricio Bustillo Melendez
 875 S E 10th Street
 Hialeah, Florida 33010
 CASE NO 2019-064518
 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 Linda K Turnage, Administrative Assistant II, Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850) 717-1585
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 11/20-27 12/4-11 20-38/0000498284M

11/20/2020

NOTICE OF ACTION

CATEGORY Admin Complaint FL

AD NUMBER 0000498284-01

BEFORE THE DIVISION OF PARI-MUTUEL WAGERING
 IN RE Violation of Section 551 112 and Section 550 0251(6), Florida Statutes
 Santos Patricio Bustillo Melendez
 875 S E 10th Street
 Hialeah, Florida 33010
 CASE NO. 2019-064518
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 11/20-27 12/4-11 20-38/0000498284M

12/6/2019

NOTICE OF ACTION

CATEGORY Admin Complaint FL

AD NUMBER 0000437860-01

BEFORE THE DIVISION OF PARI-MUTUEL
 WAGERING
 IN RE Violation of section 551 109,
 Florida Statutes
 JULIETTE PETIT-FRERE
 16851 N E 3rd Avenue, #110
 Miami, FL 33160
 21351 San Simeon Way, #307
 N Miami, FL 33179
 CASE NO · 2019-011454

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Santos Patricio Bustillo Melendez
 875 E. 10th Street
 Hialeah, Florida 33010
 2019-064518 PMW



9590 9402 5537 9249 9997 57

2 Article Number (Transfer from service label)
 7019 2970 0000 6112 9864

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
X

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from Item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
- | | |
|---|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input checked="" type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input checked="" type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
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