## STATE OF FLORIDA DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATI DIVISION OF PARI-MUTUEL WAGERING

FILED

Deputy Agency Clerk

Brandon Nichols

File #

10/10/2011 2011-07005

2011 00T 12 A 11: 20 **DEPARTMENT OF BUSINESS &** PROFESSIONAL REGULATION, DIVISION AS THE OF OF PARI-MUTUEL WAGERING, AUMINISTRATIVE

MEARINGS

**DBPR CASE Nos. 2010060116** 

2010061903

2010061106

Petitioner,

2010061920

CASEY ALVES,

v.

Respondent,

DOAH Case No. 11-1579PL

#### FINAL ORDER

The Department of Business & Professional Regulation, Division of Pari-Mutuel Wagering (Division), hereby enters this Final Order for the above styled matter. On September 19,2011, the Honorable Lisa Shearer Nelson, Administrative Law Judge, issued the Recommended Order of the Division of Administrative Hearings in this matter. That Recommended Order, DOAH Case No. 11-1579PL, is attached to this Final Order and incorporated herein by reference. No exceptions have been filed to the Recommended Order.

#### FINDINGS OF FACT

The Findings of Fact contained in the Recommended Order are hereby adopted as the Findings of Fact of the Division.

### **CONCLUSIONS OF LAW**

The Conclusions of Law contained in the Recommended Order are hereby adopted as the Conclusions of Law of the Division.

### <u>ORDER</u>

Based upon the foregoing Findings of Fact and Conclusions of Law adopted from the Recommended Order of the Division of Administrative Hearings, it is hereby ORDERED that:

- (1) Respondent shall pay an administrative fine of \$2,000.00; and
- (2) Respondent's occupational license (# 2003298-1021) shall be and is hereby suspended for a period of one year from January 31, 2011, to February 1, 2012.

DONE AND ORDERED this 4th day of October, 2011, in Tallahassee, Florida.

JOE DILLMORE, ACTING DIRECTOR

Division of Pari-Mutuel Wagering
Department of Business & Professional Regulation
1940 North Monroe Street
Tallahassee, Florida 32399-1035

### NOTICE OF RIGHT TO APPEAL UNLESS WAIVED

Unless expressly waived, any party substantially affected by this final order may seek judicial review by filing an original Notice of Appeal with the Clerk of the Department of Business and Professional Regulation, 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 (30) days of rendition of this order, in accordance with Rule 9.110, Florida Rules of Appellate Procedure, and Section 120.68, Florida Statutes.

# **CERTIFICATE OF SERVICE**

I hereby certify this \_\_\_\_\_\_ day of October, 2011, that a true copy of the foregoing "Final

Order" has been provided by U.S. Mail to:

MITCHELL G. WRENN, ESQ. 958 Ridgewood Avenue Daytona Beach, Florida 32114-5328

Brandom M. Nichola

**AGENCY CLERK'S OFFICE** 

Department of Business & Professional Regulation

Copies furnished to:

David N. Perry, Assistant General Counsel Honorable Lisa Shearer Nelson Division of Administrative Hearings