

Notice of Variances and Waivers

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

Rule No. : RULE TITLE :

61D-14.042: Accounting and Occurrence Meter Specifications

NOTICE IS HEREBY GIVEN that on January 18, 2011, the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, received a petition for an emergency variance or waiver from DigiDeal Corporation, Petitioner, DBPR Case No. 2011002903 (VW 2011-018). Petitioner is a slot machine manufacturer licensed pursuant to Chapter 551, Florida Statutes, whose address, for the purposes of its Petition, is c/o Rutledge, Ecenia & Purnell, P.A., 119 South Monroe Street, Suite 202, Tallahassee, Florida 32301. The Petition lists Rule 61D-14.042, Florida Administrative Code (F.A.C.), from which it seeks an emergency variance or waiver. Specifically, the Petitioner requests a variance from or waiver of the requirement of subsection 61D-14.042(1), F.A.C., that requires each slot machine in Florida have an “electro-mechanical meter [to] measure total credits into the slot machine [and an] electro-mechanical meter [to] measure total credits out of the slot machine.” Petitioner desires to market its Digital Table System – Virtual (DTS-V) slot machine in Florida which uses state-of-the art electronic metering rather than electro- mechanical metering. The requested variance/waiver would permit use of electronic metering in Petitioner’s DTS-V slot machine, which in all other respects complies with or exceeds the requirements of Rule 61D-14.042, F.A.C. Petitioner requests the emergency variance/waiver because of severe financial hardship that it would otherwise incur were the Rule’s literal requirement of electro-mechanical meters to nevertheless be applied in its case. Any person whose substantial interests may be affected by a variance on the subject matter of the Petition may file a petition to intervene within 5 days of the publication of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, (850)921-0342).