




# DEPARTMENT OF BUSINESS & PROFESSIONAL REGULATION

Jeb Bush, Governor

Simone Marstiller, Secretary

## OFFICE OF INVESTIGATIONS

### INVESTIGATIVE REPORT

Office: <b>P M W / CENTRAL</b>		Region: <b>CENTRAL</b>		Date of Complaint: <b>April 28, 2006</b>		Case Number: <b>2006029115</b>	
Respondent:  <b>GUIMOND, PAUL J., SR.</b>   <b>NO FLORIDA ADDRESS</b> <b>NO OUT OF STATE STREET ADDRESS</b>  503-558-0721				Complainant:  <b>STATE OF FLORIDA</b> <b>DEPARTMENT OF BUSINESS AND</b> <b>PROFESSIONAL REGULATION</b> <b>DIVISION OF PARI-MUTUEL WAGERING</b>			
Prefix: <b>O/T</b>	License #: <b>1580772</b>	Profession: <b>1021</b>	Board: <b>100</b>	Report Date: <b>July 20, 2006</b>			
Period of Investigation: <b>April 25, 2006 through July 20, 2006</b>			Type of Report: <b>Final</b>				
Alleged Violation: <b>550.0251 (11): The division shall supervise and regulate the welfare of racing animals at Pari-Mutuel facilities.</b>  <b>61D-6.002 (1): The trainer of record shall be responsible for and be the absolute insurer of the condition of the horses or racing greyhounds, he/she enters to race. Trainers, kennel owners, and operators are presumed to know the rules of the division.</b>  <b>828.02: ... "cruelty" shall be held to include every act, omission, or neglect whereby unnecessary or justifiable pain or suffering is caused, ...</b>  <b>828.12 (2): A person who intentionally commits an act to any animal which results in the cruel death or excessive or repeated infliction of unnecessary pain or suffering or causes the same to be done, is guilty of a felony of the third degree ...</b>							
Synopsis:  <b>04/25/06: Investigator Toner received a call from a reliable confidential source that racing greyhounds were being "Double Crated" in Village Kennel at Sanford-Orlando Kennel Club. Investigator Toner contacted Chief of Security Barney Hunsinger and was told that he heard the same rumor a few minutes earlier.</b>							

Investigator Toner contacted Regional Manager Bobby Brooks to inform him that an inspection of Village Kennel was going to take place within an hour of the call; he was at a facility in Tampa and was unable to attend the inspection. Investigator Toner went to S.O.K.C. and met Chief Hunsinger and Chief Inspector Donna Gaouette at the State Office. Security Guard Robert Dodge (EX 1) was assigned to accompany Investigator Toner and Chief Inspector Gaouette in the Kennel Compound to represent the Track.

### ALLEGATIONS

(1). Village Kennel (EX 2) is a Licensed PMW business with a contract to race greyhounds at Sanford-Orlando Kennel Club starting May 03, 2006.

(2). Village Kennel is owned and operated by Paul J. Guimond, Sr. (EX 3) and Donald Ennis (EX 4), individually, jointly, severally, and/or in the alternative.

(3). Investigator Toner, Chief Inspector Gaouette, and Officer Dodge parked outside of Kennel #7, Village Kennel's quarters to await the arrival of the representative who would "turn out" the greyhounds housed inside.

(4). At approximately 3:10 P.M. Ralph Borcheller (EX 5) arrived in a pickup truck and parked across the alley from the kennel. After several minutes Investigator Toner approached him and asked for identification. He stated that he is a Helper with a 1022 license who was there to make and repair some kennel crates. He volunteered that there were greyhounds "Double Crated inside the building." He further stated that the dogs were moved into the kennel "a few days ago after Sarasota closed." He continued by saying that the dogs would not be racing until the following week, May 03, 2006, when S.O.K.C.'s season ended and CCC's season began.

(5). Investigator Toner asked for and received permission to enter the kennel with Chief Inspector Gaouette and Officer Dodge to make an inspection in his presence.

(6). Inside, it was discovered that the kennel was full of occupied kennel cages and that a maximum of six additional cages could be stuffed next to the outside door and against the kitchen wall. Each cage is approximately 3' x 3' x 3'6" and is designed to be the minimum space needed to house one greyhound, the average length of which, standing on hind legs, is 6' 0 ".

(7). Housing two racing greyhounds in one cage requires that both animals must wear muzzles for the 20 to 23 hours per day that they are normally confined. Should one or both dogs push the muzzles off a murderous situation would occur.

(8). Confining two large animals in such close quarters for any length of time is cruel, inhumane, and abusive treatment.

Related Case:

2006029119, 2006029110, 2006029090

Investigator / Date

*Stephen E. Toner* 07/20/06

Approved By / Date

*[Signature]* 7/27/06

Distribution: