

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
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REGULAR MEETING

of the California Horse Racing Board will be held on Thursday, August 19, 2010, commencing at 10:00 a.m., at the Del Mar Surfside Race Place (Downstairs General Admission Area), 2260 Jimmy Durante Blvd., Del Mar, California. The audio portion only of the California Horse Racing Board regular meeting will be available online through a link at the CHRB website (www.chrb.ca.gov) under "Webcasts."

AGENDA

Action Items:

1. Approval of the minutes of the regular meeting of July 22, 2010.
2. **Public Comment:** Communications, reports, requests for future actions of the Board. **Note:** Persons addressing the Board under this item will be restricted to three (3) minutes for their presentations.
3. Discussion and action by the Board regarding the distribution of race day charity proceeds of the Del Mar Thoroughbred Club in the amount of \$148,843, to 18 beneficiaries.
4. Report and update regarding the development of the proposed amendment to CHRB Rule 2057, Initial Application and Approval of a Simulcast Facility, and the addition of CHRB Rule 20157.1, General Requirements for Simulcast Wagering Facilities, and Rule 2057.2, Simulcast Wagering Facility Inspection Required, to establish facility standards for California's simulcast wagering facilities.
5. Discussion and action by the Board regarding the proposed addition of CHRB Rule 1500.1, Jockey Subject to Testing, to allow random drug testing of jockeys and apprentice jockeys.
6. Discussion and action by the Board regarding a report from the Thoroughbred Owners of California (TOC) regarding the results of its recent election for officers of the Board.
7. Report from Medication and Track Safety Committee.
8. Discussion and action by the Board on the Application for License to Conduct a Horse Racing Meeting of the Oak Tree Racing Association (T) at Santa Anita Park Race Track, commencing September 29, 2010 through October 31, 2010, inclusive.

9. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Big Fresno Fair (F) at Fresno**, commencing October 6, 2010 through October 17, 2010, inclusive.
10. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Pacific Racing Association (T) at Golden Gate Fields**, commencing October 20, 2010 through December 19, 2010, inclusive.
11. Discussion and action by the Board on the **Application for License to Operate a Minisatellite Wagering Facility at Farrington's Bar in Pleasant Hill, California**, for a period of up to two years.
12. Discussion and action by the Board regarding the 2011 race date allocation procedures.
13. Report from the **Chairman of the Board** regarding legislative industry developments.
14. **Closed Session:** For the purpose of receiving advice from counsel, considering pending litigation, reaching decisions on administrative licensing and disciplinary hearings, and personnel matters, as authorized by Section 11126 of the Government Code.
 - A. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending litigation described in the attachment to this agenda captioned "Pending Litigation," as authorized by Government Code section 11126(e).
 - B. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters described in the attachment to this agenda captioned "Pending Administrative Adjudications," as authorized by Government Code section 11126(e).

Additional information regarding this meeting may be obtained from the CHRB Administrative Office, 1010 Hurley Way, Suite 300, Sacramento, CA 95825; telephone (916) 263-6000; fax (916) 263-6042. This notice is located on the CHRB website at www.chrb.ca.gov. *Information for requesting disability related accommodation for persons with a disability who require aid or services in order to participate in this public meeting, should contact Jacqueline Wagner.

CALIFORNIA HORSE RACING BOARD

Keith Brackpool, Chairman
David Israel, Vice Chairman
Jesse H. Choper, Member
Bo Derek, Member
John C. Harris, Member
Jerry Moss, Member
Richard Rosenberg, Member
Kirk E. Breed, Executive Director

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PENDING LITIGATION
AUGUST 2010

CASE

- A. Jeff Mullins v. CHRB, et al
Superior Court of California, County of San Diego, Case No. 37-2010-00092212

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PENDING ADMINISTRATIVE ADJUDICATIONS
AUGUST 2010

CASE

- A. Appeal from the Decision of the Stewards of the Protest occurring in the Sixth Race at Del Mar Race Track on August 6, 2009
Gerard Piccioni, Appellant
- B. Appeal from the Board of Stewards Official Ruling #80, Los Alamitos Quarter Horse Racing Association, dated August 1, 2010
Jose DeLaTorre, Appellant
- C. MI Developments, Inc.

PROCEEDINGS of the Regular Meeting of the California Horse Racing Board held at the Del Mar Surfside Race Place (Downstairs General Admission Area), 2260 Jimmy Durante Boulevard, Del Mar, California, on July 22, 2010.

Present: Keith Brackpool, Chairman
David Israel, Vice-Chairman
Jesse H. Choper, Member
Bo Derek, Member
John C. Harris, Member
Jerry Moss, Member
Richard A. Rosenberg, Member
Kirk E. Breed, Executive Director
Robert Miller, Staff Counsel

MINUTES

Chairman Brackpool asked for approval of the minutes of the Regular Meeting of June 22, 2010. Commissioner Choper said on page 19 of the minutes it was reported that Commissioner Moss voted "no" with regards to the Artichoke Joe's application for license to operate a minisatellite wagering facility. He stated he was the one who voted "no" and Commissioner Moss made the motion. Commissioner Choper added he continued to believe it would be beneficial if when OC Tavern minisatellite opened, it would conduct a market survey to determine if it was attracting new horse racing patrons,. Vice-Chairman Israel motioned to approve the minutes of the Regular Meeting of June 22, 2010, as amended by Commissioner Choper. Commissioner Rosenberg seconded the motion, which was unanimously carried.

PUBLIC COMMENT

Chairman Brackpool stated during the Del Mar Turf Club (DMTC) morning training there were difficulties with the track. He asked if representatives from DMTC could

address the issue. Craig Fravel of DMTC stated the morning training was cancelled. DMTC discovered that the evening maintenance procedures were causing separation of materials with fiber moving to the top of the track, and sand and binder materials moving down. To address the problem maintenance with rototillers was scheduled every Monday. The maintenance was not performed during the current week because the track had only been in use for training for a week; however, that was a mistake which would not be repeated. Joe Harper of DMTC stated the track renovations should be completed by noon. The track was closed for morning works so it could be ready for racing later in the day. The slow speed of the rototiller was the reason the job was taking time. As soon as the job was finished some horses would be put on the track to ensure the horsemen were feeling confident. Mr. Fravel commented the problem was with the stretch, but rather than remedy one part of the track, the entire track was conditioned. That was taking more time, but it would guarantee uniformity. Commissioner Rosenberg asked if anything unusual was done to the track the previous evening. Mr. Fravel said nothing unusual was done to the track. He commented the track materials tended to separate, and that was why DMTC had the rototilling equipment. The issue was in making a decision on when to do the work; it should have been done sooner. The plan was to rework the track every Monday. Commissioner Harris asked how DMTC assessed the condition of its track. Mr. Fravel said DMTC used probes and other equipment to measure the track's moisture. Chairman Brackpool said it was fortunate that the issue could be explained to the Board, but it was up to DMTC to communicate with racing patrons and horsemen, as rumors always increased the magnitude of any problems. Richard Castro of Local 280 said he received a letter that stated he must obtain a Board issued license. He stated he

had not been licensed in 15 years, and he felt he was being singled out. Further, Mr. Castro said he was concerned the Board was trying to interfere in the upcoming Local 280 election. Executive Director Kirk Breed stated letters requiring licensing were mailed to several persons. The individuals who received letters worked within the inclosure, and the licenses were meant to be identification so that Board investigators and racing association staff would know who was on the premises. If there were any prosecutorial action, Board investigators would have evidence of who was and who was not on the track. Mr. Breed said the Local 280 concerns would be passed on to the staff counsel, and Mr. Castro was not selected for special treatment. All persons were strictly treated in the same manner. Mr. Castro said California law gave him access to his members at their workplace. Chairman Brackpool said no one on the Board or staff was singling out Mr. Castro, and that staff would look into the issue of licensing. He asked if there was a particular reason Mr. Castro did not wish to be licensed. Mr. Castro said it was not necessary, and it was the historical practice of labor leaders to not be licensed. Richard Eckfield of Savvy Seniors at the Track spoke about his organization's quest to see a permanent train stop constructed at the rear of the Del Mar Fair Grounds. Laura Rosier of San Luis Rey Downs (SLRD) spoke about the exclusion of SLRD horsemen from the Southern California Off Track Wagering, Inc. stabling subsidy. She stated the stabling of horses was being subsidized at Santa Anita Park Race Track and Hollywood Park Race Track while SLRD horsemen were shouldering the entire cost of their stabling, which was not equitable. Chairman Brackpool commented the issue was not an agenda item, but the Board heard what Ms. Rosier was saying. John Bucalo of the Barona Casino satellite facility spoke about the funds being withheld from his facility for

promotion of horse racing. He stated not one promotion had been held at the Barona Casino. The satellites were struggling and it seemed the funds were not being distributed for their intended purpose. Chairman Brackpool said item 16 of the agenda was a discussion of the take-out. Richard Castro of Local 280 spoke about the Sonoma County Fair requiring social security cards before applicants were given an employment application. He stated it did not make sense to him.

DISCUSSION AND ACTION BY THE BOARD ON THE NOMINATION OF MEMBERS TO THE BOARD OF DIRECTORS OF THE CALIFORNIA THOROUGHBRED HORSEMEN'S FOUNDATION, INC.

Chairman Brackpool said the California Thoroughbred Horsemen's Foundation, Inc. (CTHF) nominated four persons for open board member positions. The four individuals were: Randall Browning, MD; Mary Fourney; Richard Guth, MD; and Edward Halpern. The Board was required to approve the nominations under Rule 2049, Designation and Approval of Horsemen's Welfare Fund. Commissioner Choper **motioned** to approve the nomination of members to the board of directors of the CTHF. Commissioner Rosenberg **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF THE LOS ANGELES TURF CLUB IN THE AMOUNT OF \$83,008 TO 16 BENEFICIARIES.

Chairman Brackpool said the Los Angeles Turf Club (LATC) proposed to distribute race day charity proceeds in the amount of \$83,008 to 16 beneficiaries. He added 90.24 percent of the distributions were to horse racing related charities. Commissioner Derek

motioned to approve the request of LATC to distribute race day charity proceeds. Commissioner Harris **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE AMENDMENT TO THE YUBET APPLICATION FOR LICENSE TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF YUBET, INC., FOR A CALIFORNIA MULTI-JURISDICTIONAL WAGERING HUB, TO UPDATE THE APPLICATION TO REFLECT CHURCHILL DOWNS AS THE CURRENT PARENT COMPANY OF YUBET, INC.

Brad Blackwell of Churchill Downs Technology Initiatives, Inc. (Churchill) said in November 2009 Churchill announced the acquisition of Youbet, Inc. (Youbet). After a review by the United States Department of Justice, the acquisition was closed on June 2, 2010. At that time, Churchill submitted an amended application for license to conduct advance deposit wagering (ADW) to reflect the new ownership and to change the officers and directors. Vice-Chairman Israel said he understood that California law prohibited a single entity from holding more than one license. With the acquisition of Youbet, Churchill would be the parent company of two ADW providers. Chairman Brackpool stated the license could be approved, and the issue readdressed at the September 2010 Regular Board Meeting. Churchill would need to provide rationale for why the Board should grant a waiver for the dual ownership. In the mean time, staff counsel would research the issue to determine if a waiver would be necessary. CHRB Executive Director Kirk Breed stated the staff analysis contained a list of items that needed to be addressed by Churchill, including a labor agreement. Mr. Blackwell stated Youbet did have a labor agreement in place. He said Churchill would provide the documentation to staff. Mr. Breed said the Local 280 lawyer indicated the agreement was not in force. Staff Counsel Miller stated the bar of common ownership, as referred to by Vice-

Chairman Israel, was in Business and Professions Code sections 19483 and 19484. Those sections applied to racetrack operators that conducted horse racing meetings. Youbet and Twinspires were ADW providers, not horse racing meeting operators. Churchill Downs did conduct race meetings, but not in the State of California. Staff counsel Miller said the question would require further research, but it would appear that staff did not raise the issue because the ADW providers were not track operators. Chairman Brackpool stated the threshold question was whether Churchill fell under the Business and Professions Code section 19483 and 19484. If Churchill did not fall under the Business and Professions Code sections in question, its license would be approved conditioned on providing the outstanding items. If a waiver were required, the issue would be addressed at the September 2010 Regular Board Meeting. Chairman Brackpool **motioned** to approve the application for license to conduct ADW by Youbet, and if necessary to conduct a hearing to grant a waiver for dual ownership at the September 2010 Regular Board Meeting. If a waiver was not necessary, Churchill would be informed in writing. Richard Castro, representing Local 280, said his organization was concerned there would be changes in the way Youbet operated that were not in compliance with the current agreement. Chairman Brackpool said the immediate concern of the Board was the existence of an agreement. It appeared there was an agreement. Local 280 would have to deal with Youbet if it believed it was not complying with the agreement. Commissioner Rosenberg **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1974, WAGERING INTEREST, TO 1) PROVIDE THAT THE WITHDRAWAL OF ONE HORSE FROM A WAGERING INTEREST THAT CONSISTS OF MORE THAN ONE HORSE CONSTITUTES THE WITHDRAWAL OF THE COUPLED ENTRY OR FIELD AND ANY HORSE REMAINING IN THE COUPLED ENTRY OR FIELD SHALL RUN AS A NON-WAGERING INTEREST FOR THE PURSE ONLY, AND 2) TO PROVIDE THAT A HORSE THAT IS REMOVED FROM THE WAGERING POOL IN ERROR SHALL RUN AS A NON-WAGERING INTEREST FOR PURSE ONLY.

Mike Martin, CHRB staff, said the proposed amendment to Board Rule 1974, Wagering Interest, would provide that the withdrawal of a horse from a wagering interest that consists of more than one horse would constitute the withdrawal for wagering purposes of the coupled entry or field. Any horses remaining in the coupled entry or field would run for purse only. In addition, the proposed amendment would provide a horse removed from the wagering pool in error would run as a non-wagering interest for purse only. Mr. Martin stated the item was discussed at the April 2010 Steward's Committee meeting and that was why the proposed amendments were before the Board. Commissioner Harris said he did not think the proposed amendment was beneficial. There might be some merit in extreme cases, but overall it would do more harm than good. There were not that many entries and the proposed amendment could lead to a lot of confusion. Commissioner Moss asked how often in the last couple of years did one part of an entry get scratched. Mr. Martin stated it had not happened often. Chairman Brackpool said the issue at the Steward's Committee meeting was providing direction to the stewards. They indicated they wanted direction, because there currently was none in the rule. Commissioner Rosenberg asked if the stewards were asking how to react if they had any complaints. Otherwise, why change the rule if there were no complaints? Chairman Brackpool said there were some complaints, but there did not seem to be a lot of them.

Jack Liebau of Hollywood Park said he thought that if a horse was mistakenly scratched it ought to be able to run for purse only. He stated he did not know of a horse being scratched mistakenly at Hollywood Park. But, if it did happen, the owner should have a chance to compete, at least for the purse. Commissioner Harris said he agreed, as horses scratched by mistake were an entirely different issue. Barry Meadow, an interested fan, said the current regulation was unfair to anyone who placed exotic wagers. The proposed regulation would protect the public and should be adopted. Michael Wellman, an interested fan, spoke in favor of the proposed regulation. Commissioner Harris said the real problem was if the entry won the race, though part of the entry was scratched. When the fan went to the window to cash his or her ticket, they would be told the entire entry was scratched for wagering purposes. The fan would be left with a ticket that was worth no more than face value. Mr. Martin said the effect of the proposed regulation would be to make the treatment of scratches uniform across the various exotic wagers. Vice-Chairman Israel said it was fair to let the owner of an inadvertently scratched horse run for purse money only. However, what would happen if that horse interfered and prevented a horse that was running as a wagering interest from winning or placing. Would that be fair? Mr. Wellman said an owner who put up money to train and enter a horse should be able to run that horse for purse money only if it was scratched by mistake. If the horse interfered it would be treated the same as any other horse and disqualified. Allen Gutterman of Santa Anita Park Race Track spoke in favor of the proposed amendment. Commissioner Choper **motioned** to direct staff to initiate a 45-day public comment period for the proposed amendment of Board Rule 1974. Commissioner Harris said the rule should be divided into separate parts. Chairman Brackpool said the

proposed amendment would be noticed as two separate amendments. Mace Siegel spoke in favor of the proposed amendment. Vice-Chairman Israel **seconded** the motion, which was **carried** with Commissioner Harris voting “no.”

DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1876, FINANCIAL RESPONSIBILITY, TO ADD FINANCIAL RESPONSIBILITY COMPLAINTS FROM EQUINE MEDICAL HOSPITALS, AND SERVICES PROVIDED BY HORSE FARMS THAT ARE DIRECTLY RELATED TO HORSE RACING WHERE THE DEBT EXCEEDS \$1,000.

CHRB Executive Director Kirk Breed said the proposed amendment to Board Rule 1876, Financial Complaints, would add financial responsibility complaints from equine medical hospitals and services provided by horse farms that are directly related to California horse racing operations, and where the debt exceeds \$1,000. The proposed amendment would also address horse racing related wage disputes between licensees. Commissioner Derek stated she was contacted by Tommy Town Thoroughbreds (TTT) regarding a licensee who owed the farm a lot of money. That person was proving impossible to contact, and had just won a large purse. TTT asked the Board's assistance in dealing with the licensee. Deanne Beer of TTT said due to the state of the economy TTT was having a difficult time collecting board. TTT appreciated the help provided by stewards in processing financial complaints, which allowed TTT to contact persons who were delinquent in paying bills, and to make arrangements for payment. The support of the stewards made a huge difference. Some clients moved horses from farm to farm and only paid for stud fees because that was the only way they received the foal certificate. With the support of the Board such persons could not enter races unless they kept their financial commitments. Commissioner Derek said the proposed amendment was an

opportunity for the Board to help build the structure of horse racing. Commissioner Rosenberg asked if it was fair to limit the amendment to horse farms. Chairman Brackpool said the amendment also covered equine hospitals. Commissioner Harris said he owned a horse farm, so he would abstain from the present discussion. Commissioner Moss asked why the debt level was set at \$1,000. Commissioner Derek stated that was to relieve the stewards from a multitude of smaller claims; it would conserve their time and effort. Jim Henwood of Fairplex Park Pomona said the proposed regulation should include the auction sale of thoroughbred horses, as there were also problems in that area. Commissioner Rosenberg asked if subparagraph (d) (1) of the proposed regulation limited actions for financial complaints to a licensee's race track operations. Staff counsel Robert Miller stated that was the jurisdiction of the stewards. The language was part of the existing rule. Subparagraph (e) of the regulation was new language. Commissioner Derek **motioned** to direct staff to initiate a 45-day public comment period regarding the proposed amendment to Rule 1876, with the inclusion of auctions for thoroughbred horses. Commissioner Rosenberg **seconded** the motion, which was carried with Commissioner Harris **abstaining**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE FEASIBILITY OF AMENDING CHRB RULE 1643, CLAIMING OPTION ENTRY.

Chairman Brackpool stated Rule 1643, Claiming Option Entry, allowed an owner to enter a horse in a claiming race with a declaration that the horse was ineligible to be claimed if the horse was returning from a lay-off of at least 180 days, and was entered for a claiming price equal to or greater than the price at which it last started. The rule provided an opportunity for owners to allow a horse to rest without the threat of losing the horse as

soon as it returned to racing. He said the rule was a good rule, but it was seldom used. One reason for that might be the general economy. What once was a \$50,000 claiming race might today be a \$32,000 claiming race. Another reason might be the 180 day provision. The rule was an attempt to keep horses in training and in California. Perhaps there were modifications that could be made to Rule 1643 to keep horses in racing. Guy Lamothe of Thoroughbred Owners of California (TOC) stated he believed Rule 1643 was beneficial; however, it needed to be examined by the industry to see if it was effective, and if there were ways to improve the rule. Mr. Lamothe stated TOC would like to have the support of the California Thoroughbred Trainers (CTT) and thoroughbred racing secretaries. Alan Balch of CTT said his organization agreed with TOC and would help analyze the data regarding the rule to see if any improvements could be made. Commissioner Moss asked how many times the regulation had been used. Mr. Lamothe said that was one of the factors that needed to be understood. Chairman Brackpool stated the industry would continue to work on the issue and develop some proposals. He said the item would be placed on a future agenda for discussion and action by the Board. Mace Segal said the regulation was meant to do what was right for the horse, and not necessarily to keep horses in California. The regulation had to do with the responsibility of the trainer and the owner to take horses showing wear and tear to turn those horses out until they were ready to return. Chairman Brackpool said he agreed with Mr. Siegel, but the anecdotal evidence showed the regulation was not being used. So, if the rule were improved perhaps more horses would be given a break.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE FEASIBILITY OF ADDING CHRB RULE 1581.2, SUSPENDED TRAINER MAY ENTER HORSES, TO ALLOW SUSPENDED TRAINERS TO ENTER A HORSE TO RACE DURING THE TIME OF SUSPENSION PROVIDED THE RACE OCCURS SUBSEQUENT TO THE LAST DAY OF SUSPENSION.

CHRB Executive Director Kirk Breed said the proposed addition of Rule 1581.2, suspended Trainer May Enter Horses, would allow a trainer who was suspended to enter a horse during his or her term of suspension provided the race occurred after the trainer's term of suspension. The issue was brought about because trainers who were suspended could not enter a horse to race, though the race may occur after the term of suspension. This had the effect of extending the term of suspension because the trainer could not run his or her horses even through his or her license was reinstated. The proposed regulation would address the "extended suspension" issue by allowing suspended trainers to enter horses. Vice-Chairman Israel said the point of the regulation was to ensure a 15-day suspension was not in essence an 18-day suspension. If one were suspended through a Friday, one could not enter for a weekend race on a Wednesday. Essentially, one would not be able to run a horse for a week beyond the end of one's term of suspension. The regulation would make it possible for a trainer to enter horses, and have them transferred back into his or her name on race day. That would provide transparency as the horses would run in the original trainer's name. Commissioner Rosenberg asked why the proposed rule would give the stewards discretion to deny entry of horses. He added it seemed that if the trainer was permitted to enter a horse and there was a post-race violation, the trainer was risking automatic penalties. Chairman Brackpool stated that was a risk the trainer would have to take. It probably would not be an issue, as the horses were usually transferred to the assistant trainer. CHRB Equine Medical Director Dr.

Rick Arthur said he thought the proposed rule was unnecessary. The stewards usually held a conference to determine when a suspension would begin, and the issue of entering horses was taken into consideration. Suspensions usually began on a Monday to take some of the bite out of them. Chairman Brackpool said a reason the rule was proposed was the way entries were calendared. Sometimes entries were five days out or they were two days out, and so suspensions were extended beyond the given dates. Carlo Fisco of California Thoroughbred Trainers (CTT) said his organization supported the proposed regulation. However, the CTT questioned the need for allowing the Board or the stewards the discretion to deny the privilege of entering a horse. If there were some discretion in the regulation that would serve to override the trainer's ability to enter a horse, the CTT would like it fleshed out and defined more clearly. Commissioner Choper stated that laws and regulations could result in unintended consequences, so such provisions provided for a little flexibility. If the Board had confidence in its stewards to see a particular problem that was not contemplated at the time the rule was enacted, it would give them some discretion to suspend it under proper circumstances. If that discretion were abused, the Board could come back and address it. However, providing discretion was better than not thinking about a particular situation where it may be needed. Mr. Fisco said the CTT agreed, but the rule was rudimentary and it was intended to prevent a 15-day suspension from becoming a 19 or 20-day suspension. Commissioner Choper stated the rule would allow trainers to enter horses, unless there were some extraordinary circumstances that were not anticipated. Chairman Brackpool said the proposed regulation was before the Board to send out for public comment. He stated he was informed by Executive Director Breed that many of the Board's regulations

provided the stewards with discretion. The regulation should be put out for comment as it was written. Dr. Arthur said when a trainer entered a horse he or she was under the obligation to ensure the horse was fit to run. He stated he did not know how a suspended trainer could do that, as he or she was not on the grounds. There should be language in the regulation to make it clear the trainer was still ensuring the condition of the horse, and could not use the excuse that another trainer had the horse under his or her control during the term of suspension. Chairman Brackpool said the rule would instill an obligation upon the trainer to take full and complete responsibility. Vice-Chairman Israel **motioned** to direct staff to initiate a 45-day public comment period for the addition of Rule 1581.2. Commissioner Choper **seconded** the motion, which was **unanimously carried**.

**REPORT FROM THE CHAIRMAN OF THE BOARD REGARDING
LEGISLATIVE INDUSTRY DEVELOPMENTS.**

Chairman Brackpool said the end of the legislative session was near, and there had been a lot of meetings and discussion regarding legislation that would benefit California's horse racing industry. Over the last couple of weeks there was a lot of cooperation, and progress was made on some common proposals. Chairman Brackpool added he was very encouraged, and he wished to thank all interested parties for their mutual efforts. He stated he would provide additional updates at a future Regular Board Meeting.

DISCUSSION AND ACTION BY THE BOARD REGARDING A REPORT FROM THE THOROUGHBRED OWNERS OF CALIFORNIA (TOC) REGARDING THE RESULTS OF ITS RECENT BOARD ELECTION AND TOC'S PLANS FOR 2010 AND BEYOND.

Guy Lamothe of Thoroughbred Owners of California (TOC) stated his organization held elections in June 2010. He said Cal Fischer, Ed Moser and Mike Pegram were elected as directors of the TOC Board. Returning directors were Keith Pronske and Pablo Suarez. Mr. Lamothe said that on July 23, 2010, the TOC would elect new officers of its board of directors. Chairman Brackpool thanked Mr. Lamothe for his report and stated at a future meeting the Board would be interested in learning about the results of the TOC election of officers for its board of directors.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE LOS ANGELES COUNTY FAIR (F) AT FAIRPLEX, COMMENCING SEPTEMBER 9, 2010 THROUGH SEPTEMBER 27, 2010, INCLUSIVE.

CHRB Executive Director Kirk Breed said the Los Angeles County Fair at Fairplex (Pomona) proposed to race from September 9, 2010 through September 27, 2010. The staff analysis indicated some items were missing from the application, but they had been received, and staff recommended the Board approve the application as presented. Jim Henwood of Pomona said the horsemen's agreement and the advance deposit wagering agreements were signed. He stated Pomona was looking forward to another great race meeting at Fairplex Park in conjunction with the Los Angeles County Fair. Michele Demott of Pomona spoke about the marketing campaign, which would include more than \$3 million in advertising in the Los Angeles market. Chairman Brackpool asked what Pomona would do differently in 2010, as compared to previous years – especially with

media such as social networking sites. He stated he kept hearing about print media and radio, but fewer people were looking at print media. Ms. Demott said Pomona was spending less on print, and it had extensive social media strategies in place. Pomona was active on Facebook and had thousands of followers at that site. Mike Cedar of Pomona spoke about the purse structure for the race meeting. Commissioner Harris asked if the meeting was opening with an overpayment or and underpayment. Mr. Cedar said there was an overpayment from 2008 of approximately \$450,000, or roughly 10 percent of purses. About \$120,000 of the overpayment was worked off in 2009 and the remainder would take another couple of years. Commissioner Choper asked if Pomona would offer a Place (n) wager. Kim Lloyd of Pomona said Pomona would offer a win pick nine pool that generally carried over. Commissioner Choper asked if Pomona would attempt to coordinate its start times with Golden Gate Fields. Mr. Lloyd said Pomona ran 25 minute post times, and it coordinated with Golden Gate Fields. Madeline Auerbach of Thoroughbred Owners of California (TOC) spoke about her organization's negotiations with Pomona. She stated Pomona asked TOC to agree to Tuesday racing, and demonstrated that it had an aggressive marketing scheme. TOC was impressed with the presentation, as well as Pomona's idea for a match race. Mr. Lloyd stated a match race was scheduled between David Flores and Martin Pedroza. The race would be a mile and one sixteenth, and would be a centerpiece of Pomona's opening day promotions. There would be pari-mutuel wagering on the race, and the horses would be selected for like qualities. Three horses would be selected in case one horse scratched. Vice-Chairman Israel said the match race was a good idea, but he was worried about the horse inventory. Would Pomona be better off dropping a day to give a little more inventory for the

meeting? Mr. Henwood said Pomona would know more as its meeting started, but it was hearing good things from horsemen. Ms. Auerbach said one concern with fairs was in getting patrons from the fair to the racetrack. Pomona was making physical changes that would make the track area more inviting. She stated she did not see the same amount of effort from other fair entities. However, TOC felt it was its responsibility to encourage such creativity, so that was one reason it acquiesced to the Thursday opening. John Deganfelder of the Arabian Racing Association of California said his organization was pleased to have Arabian horse racing at Pomona. Commissioner Choper **motioned** to approve the application for license to operate a horse racing meeting of Pomona. Vice-Chairman Israel **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE OAK TREE RACING ASSOCIATION (T) AT SANTA ANITA, COMMENCING SEPTEMBER 29, 2010 THROUGH OCTOBER 31, 2010, INCLUSIVE.

Chairman Brackpool said the item would be **put over** to the August 2010 Regular Board Meeting.

DISCUSSION AND ACTION BY THE BOARD ON THE APPROVAL OF THE 2010/2011 AGREEMENT PROVIDING FUNDING SUPPORT FOR THE BOARD.

Richard "Bon" Smith, CHRB staff, said an agreement was circulated among the participant horse racing associations. All of the associations submitted signatures recognizing their responsibility and support to fund the CHRB. The Board's budget amount for 2010/2011 was \$11.734 million. The amount was in the governor's budget and will be approved sometime in the reasonable future. Mr. Smith stated the proposal

included a true up from the previous year's amount, which was a little short of expectations. The Board was fortunate to have a reserve so it could fund its expenses for the prior fiscal year. Michael Wellman, a horse owner and breeder, said the Board should consider what it charges for horse owner licenses. Chairman Brackpool said unfortunately, the fees for occupational licenses were sent to the general fund and did not benefit the CHRB. Chairman Brackpool **motioned** to approve the 2010/2011 agreement providing funding support for the Board. Commissioner Rosenberg **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING A REPORT FROM LOS ALAMITOS RACING ASSOCIATION REGARDING THE IMPACT THE TWO PERCENT INCREASE IN THE TAKE-OUT ON CONVENTIONAL AND EXOTIC WAGERS ON RACES CONDUCTED BY THE RACING ASSOCIATION HAS HAD ON HANDLE, AND IF THE TAKE-OUT INCREASE SHOULD CONTINUE UNTIL SEPTEMBER 8, 2010 AS APPROVED BY THE BOARD.

Richard "Bon" Smith, CHRB staff, said the original approval was for a six month period, through the end of the Del Mar Thoroughbred Club meeting. Richard English of Los Alamitos Race Track said the issue was last discussed at the April 2010 Regular Board Meeting where the issue of a lack of common data was forefront. The parties could not agree on the actual handle. Following the April 2010 Regular Board Meeting, Los Alamitos and Jeff Pratt, who represented horse racing fans, met and reconciled the handle numbers and arrived at a common record for reporting the handle. The Los Alamitos numbers and the horse players' numbers were identified and reconciled, but the parties were unable to identify the CHRB numbers. Mr. English stated he updated his report, which demonstrated that the handle did not go up right after Los Alamitos went to three

days, and during the course of the meeting Los Alamitos generated more purses than handle. The handle fluctuated week by week, but that was not directly related to the takeout; it was related to the field size. If one observed week by week, one could see what happened when field sizes went up or down. Mr. English explained the format of his report. When Los Alamitos went to three race days a week the field size increased, and so did the handle. The increase in take-out did not have an adverse effect, and it still did not have an adverse effect. However, the current field size has decreased, and Los Alamitos was experiencing the same problems as the remainder of the industry. Mr. English stated the Los Alamitos handle per race over the last couple of weeks was about what it was at the beginning of the year. Because of the takeout, Los Alamitos was generating \$700 a month more per race in purses and commissions. Over a year, that equaled \$1 million in purses, which made a huge difference. Los Alamitos agreed with the handicappers that its gross numbers were down from 2009, but there were fewer days of racing, fewer races, and the income was a function of the number of available horses. Mr. English stated the increased takeout was vital to Los Alamitos' continuing operations. He said Los Alamitos would like to continue the increased takeout for the balance of 2010. Vice-Chairman Israel stated Los Alamitos' position was that the most important factor in determining handle was the quality of the product, not the price. And in the case of Los Alamitos "quality" was defined as field size. Jeff Platt of Horse Players Association of North America (HANA) stated his materials, which were included in the Board package, demonstrated that during the experimental increase in the quarter horse takeout the handle went down 27 percent. He stated it was important for the Board to look at handle on a calendar basis rather than a per race basis. The increase in the

handle impacted brick and mortar facilities the most. Advance deposit wagering (ADW) handle held firm from 2009 through 2010, but that was because of price elasticity in the ADW numbers. Chairman Brackpool said that was one theory. Another theory would be that brick and mortar facilities were continuing to decline because patrons had alternative means of placing wagers. Mr. Platt said HANA would ask the Board to sunset the increase in the quarter horse takeout. Commissioner Harris asked if Los Alamitos was able to pass on the increase to its out-of-state ADW providers. Mr. English said that was a challenge to Los Alamitos. It shared the increase with out-of-state locations. They kept one percent and Los Alamitos received one percent. Chairman Brackpool thanked the parties for the work they put into explaining the effect of the increase in takeout. He **motioned** to allow the increase to continue through the end of the 2010 calendar year (December 31, 2010). Commissioner Rosenberg **seconded** the motion. Barry Meadow, a horse racing fan, said the argument was not about the numbers, it was about how they were interpreted. Mr. Meadow stated as a horse player he might have an entirely different take on what Los Alamitos claimed. He said Los Alamitos might bring in a higher number of patrons on a particular day, and overall it was giving a better product (higher fields), yet it was bringing in less money. That was the problem with takeout. The churn was reduced because fans had less money, and the effect compounded over time. Mr. Meadows said he did not see how the takeout could be raised in the current economy. If anything, the takeout should be reduced. The motion was **unanimously carried**.

DISCUSSION BY THE BOARD REGARDING A REPORT CONCERNING THE REVENUE STREAM; THE TAKEOUT DOLLAR IN CALIFORNIA, WHERE IT GOES, AND HOW IT IS USED AND THE SOURCES OF HANDLE.

Chairman Brackpool said Commissioner Harris requested the item, which was a report on the revenue stream, the takeout dollar and where it went and how it was used. He commented the item was difficult to present because of the vast amount of data. Commissioner Harris said the idea was good, but there was almost more information than could be deciphered. However, it was nice to be able to see the data. Chairman Brackpool asked if the information was on the Board's website. Richard "Bon" Smith, CHRB staff, said the overall pie chart was in the Board's annual report with slight modifications. Placing such financial information on the Board's website was something staff was attempting to update. Chairman Brackpool said that was something he would task Mr. Smith with doing because it would put everyone on the same page. Commissioner Choper said he found the information useful. He added, however, he could not find a definition of "comingled guest." Mark Thurman of California Horse Racing Information Management System (CHRIMS) said a "comingled guest" was the money kept by the out-of-state location that wagered on a California race. It could be New York plus Kentucky plus Florida. Commissioner Rosenberg stated he thought it would be appropriate to receive information regarding monies allocated for stabling. Who had the discretion and the executive authority to make determinations regarding such funds? There were persons or entities sorting out who got the funds; but who made the determinations? Mr. Thurman said there were organizations approved by the Board. Chairman Brackpool stated that should be an exhibit for a future Board meeting. The exhibit would delineate the organizations that distributed the funds. Chairman Brackpool

said the item could be placed on the agenda for the September 2010 Regular Meeting. That would include how long the organizations were in place, and if there was a sunset. Michael Wellman, a horse owner and breeder, spoke about his concerns with the distribution of statutory funds, including California Marketing Committee monies. Commissioner Moss said he would like an in-depth study of what services the organizations were providing, and if they deserved the funds. Chairman Brackpool said the Board would do its best to get such information ready for the September 2010 Regular Board meeting. It could take longer, because to do a proper job would take time and analysis. Madeline Auerbach of Thoroughbred Owners of California (TOC) said in 2009 her organization started mapping statutory funds, who received them, what they were used for and if the use was effective. In its efforts to examine all the funds TOC developed a controllers group to do the job. In the spirit of not reinventing the wheel, the TOC would be pleased to share its information with the CHRB. Guy Lamothe of TOC said the TOC controllers group took a lot of time to do financial reviews of the various statutory funds. Much of the work was looking at the off track betting network, Southern California Off-Track Wagering, Inc. and Northern California Off-Track Wagering, Inc., as among all the funds they made up the largest allocations. Mr. Lamothe said the process was ongoing, as the TOC considered it part of doing business to improve operations and increase revenue. Chairman Brackpool said the TOC's initiative was a positive step. The Board would start its own look at statutory funds, but it would definitely piggyback on the work completed by TOC.

DISCUSSION AND ACTION BY THE BOARD REGARDING A COMPREHENSIVE REPORT FROM MI DEVELOPMENTS, INC., AS REQUESTED BY THE BOARD AT ITS MAY 2010 REGULAR MEETING, CONCERNING ITS FUTURE PLANS FOR CALIFORNIA RACING AND ITS PLANS FOR RACING AT SANTA ANITA PARK RACE TRACK AND GOLDEN GATE FIELDS.

DISCUSSION AND ACTION BY THE BOARD REGARDING A FINDING PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTIONS 19483 AND 19484 THAT MI DEVELOPMENTS, INC. OWNERSHIP OF SANTA ANITA PARK RACE TRACK, GOLDEN GATE FIELDS AND XPRESSBET IS IN THE BEST INTEREST OF HORSE RACING, AND WHETHER SUCH OWNERSHIP BETTER SERVES THE PURPOSE OF BUSINESS AND PROFESSIONS CODE DIVISION 8 CHAPTER 4 (HORSE RACING LAW).

Chairman Brackpool stated the item was supposed to be a discussion about a comprehensive report from MI Developments, Inc. (MID), but there was no report to discuss. However, there had been discussions with MID, so the Board would hear from MID representatives regarding the state of its plans for horse racing in California. George Haines of Santa Anita Park Race Track (SA) said MID had submitted public documents, including reports on the financial stability of MID. MID representatives also made certain comments regarding future plans for SA. Frank Stronach spoke at the June 2010 Regular Board Meeting and made his intentions clear. Chairman Brackpool commented he did not know if Mr. Stronach was clear about his intentions. Mr. Haines said MID intended to promote California racing to the best of its ability, and to use all its assets to do so. Although it lacked a comprehensive business plan, MID was prepared to go forward. Mr. Haines added that Mr. Stronach indicated he would return to California in mid-August 2010 to talk to Board members and horsemen's groups to come up with a solution. Chairman Brackpool stated one reason a comprehensive report was delayed was that MID wanted protection under a trade secret provision to be able to submit an exhaustive plan to the Board, and yet not suffer any harm. Staff counsel advised the

Board that it was possible. The Board strongly encouraged MID to work with the Board's staff counsel so a plan could be submitted. It was acceptable for MID to give certain aspects of its business plan to the Board in confidence. Staff counsel provided a detailed opinion as to how that could be accomplished. Chairman Brackpool said agenda items 17 and 18 would be taken in combination because they were the same issues. He stated it was beyond frustrating that in its third Regular Board Meeting in a row MID was still having a conversation about why it was unable to submit a comprehensive plan. MID had a lot vested in horse racing, yet it would not share its vision with the rest of the industry. At the same time, MID expected the remainder of the industry to cooperate with it because MID had a magical plan it would reveal at a date uncertain. The Board did not make its requests for fun. It asked for information because it was charged with a mission and had an obligation to protect, to regulate and to promote horse racing. Chairman Brackpool said he understood MID's executive management did not believe the Board should be doing any of those things, and that was its privilege. However, California State law charged the Board with obligations and responsibilities, which could not just be waived aside. The Board was prepared to give MID confidentiality if MID would provide a business plan. If that was not really the issue, and MID would not provide a business plan regardless, the Board did not want to waste any more time. Chairman Brackpool asked if confidentiality was the issue. Mr. Haines said it was the main concern for MID, and if it were resolved, MID could move forward. Commissioner Derek asked if MID signed a lease with Oak Tree Racing Association (OTRA) for the fall 2010 meeting. Frank DeMarco of SA said a lease had not been signed. Commissioner Derek stated she understood the lease was supposed to be under the same

conditions as in 2009. She asked if there were a problem or reason why it had not been signed. Mr. DeMarco said he thought the lease would be simple, but because of the bankruptcy, there were provisions that had to be considered by bankruptcy counsel on both sides. It took about ten days to resolve the problems, as OTRA filed some claims in the bankruptcy proceeding. The parties were satisfied with the wording of the lease, but it could not be signed until the Board took certain actions. Chairman Brackpool stated he understood the issue was the lease could not be mechanically executed until the Board issued a license for MID to operate SA. If MID was having a leverage conversation it should inform the Board. Was MID stating it might sign an OTRA lease, or not sign an OTRA lease, depending on the outcome of the Board's current agenda? Mr. DeMarco said he did not have authority to say "yes" or "no." He stated he was told not to sign a lease with OTRA until the multiple license issue before the Board was resolved. Mr. Haines said the issue was whether MID had a license to go forward and do business in the future. If MID did not have a license to do business, it had to unwind its operation. Chairman Brackpool said that meant MID had a mechanical issue. Mr. Haines said "yes" that was the issue. If MID did not have a license to continue business, it could not go forward. Commissioner Harris asked if the bankruptcy proceeding had been concluded. Mr. DeMarco said the plan of reorganization was approved and the assets of SA belonged to MID. The bankruptcy issues were due to claims that were filed in the bankruptcy proceedings. The issue was raised by the OTRA counsel, and was referred back to the MID bankruptcy lawyer. The two lawyers redrafted portions of the license agreement and the problem was solved. Chairman Brackpool said the discussion was not about OTRA; it was about MID and the issue of the waiver. He commented the law was in

place for a specific reason, and pictorially MID was the reason. The law said if there was a level of influence being exerted over the majority of a multiple group of assets in California the Board had to be convinced it was in the best interest of racing for that to happen. It was difficult to reach that conclusion when MID took the corporate version of the fifth amendment at every hearing. Chairman Brackpool said he was not prepared to vote for a waiver without data. The Board had to have a business plan it could rely on to make a determination to grant a waiver. Commissioner Derek asked if a business plan existed. Mr. Haines said not in a final form. Commissioner Derek asked how close a final product was. Scott Daruty of SA stated there was a plan. MID was clear that it wanted horse racing to succeed in California, and it was willing to work with the industry to help make that happen. It was not a matter of a plan being secret; it was a matter of how MID would work within the industry to move it forward by implementing change. MID wanted to continue to run racing at SA and Golden Gate Fields and to continue to operate XpressBet in a way that made economic sense and helped the industry move forward. The business plan would look very similar to past business plans because there was no magic bullet. Chairman Brackpool said the difference was that in the past things went wrong. The Board needed to know that the future would be different. When MID executives collectively told the Board that they did not know, or they had to do the following, or they did not have the authority to act, the Board and the industry became very nervous. The business plan should be a comprehensive plan about how the tracks would be run, and it should state what MID would do differently with the multiple ownership. Where would it invest its money and what was the management structure? What was the structure for decision making and the authority level? Mr. Daruty stated

the Board's questions were reasonable. At the same time, it was difficult for MID to state "here is the plan" because the industry was tied together and there were issues MID could not control. MID submitted a list of 13 items to discuss, but it could not tell the Board it would emphasize one or the other because a lot of the ideas depended on cooperation from other industry entities. Vice-Chairman Israel said if MID brought its properties out of bankruptcy thinking California laws and regulations no longer applied, that was foolish. Everyone involved in MID knew how California's laws related to its business. Horse racing was in flux, but changing the law was different from a business in transition. The Board's ability to regulate horse racing was not going to be aggregated. It seemed as if the only plan presented to the Board was to let MID do what it wanted. That was not the way for MID to survive and thrive, and it was not going to happen. Mr. Haines said MID recognized the Board would not give it carte blanche. MID was in horse racing for the long term and was willing to make a large capital investment. Commissioner Choper stated the Board deserved to have some kind of schedule. The Board knew what the issues were and it would respect MID's confidentiality. In addition, MID understood realistically and psychologically what the OTRA issue meant to the industry; and it needed to be settled. Guy Lamothe of Thoroughbred Owners of California (TOC) spoke about his concerns regarding MID's relationship with the California horse racing industry, and the need for some stability and assurance to owners and trainers that California's premier racetrack would survive. He also spoke about the SA stabling area and the condition of the race track surface. What would MID do to repair the track? If the industry was not confident in the track, it would be detrimental to purses and commissions and fans. Chairman Brackpool asked if SA was authorized by

its parent company in Canada to expend funds on the track to get it ready to run safely at the OTRA meeting. Mr. Haines said track renovations would start on July 26, 2010. Chairman Brackpool suggested that MID inform TOC as to exactly what its plans were for the racing surface at SA. John Sadler of California Thoroughbred Trainers (CTT) spoke about CTT's concerns with the racing surface at SA and MID's plans for the future of SA. Chairman Brackpool said MID should communicate with the industry and CTT regarding its plans for its racing surface, as horse safety was paramount. MID needed to resolve its communication issues so the industry's problems would not have to be discussed at every Board meeting. Mr. Sadler stated CTT would like to know how much would be spent on the race track and what would be happening with the stable or the barn area, which were in horrible shape. Mr. Haines said there were no final costs on the race track as the analysis was not complete. He added crews were currently engaged in grading roads and the stalls were being cleaned as horses left. Chairman Brackpool asked if any capital improvements were being made to the barn area. Mr. Haines said MID was working on long term capital improvements. Commissioner Moss said Australia was where the problem with the track surface started. It was disconcerting that SA was continuing to reinvest in the same product that caused the cancellation of so many race dates. How could owners run horses at SA without knowing the meeting would be safe and successful? It was disappointing that MID did not have a plan. The Board wanted to help MID be successful, but the message did not seem to be getting through. Robert Hartman of Golden Gate Fields said there had not been one capital expenditure request denied by MID. Golden Gate Fields spent six figures prior to its August 2010 opening. MID was not sitting on its hands waiting for something to happen.

Chairman Brackpool asked at what level capital expenditures had to be approved in Toronto. Mr. Hartman said any capital expenditure over \$50,000 had to be approved. Michael Wellman, a horse owner and breeder, spoke about his concerns regarding the state of the industry.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE AMENDMENT TO PACIFIC RACING ASSOCIATION'S APPLICATION FOR AUTHORIZATION TO OPERATE A SIMULCAST WAGERING FACILITY TO UPDATE THE APPLICATION TO REFLECT MI DEVELOPMENTS, INC. AS THE CURRENT PARENT COMPANY OF THE PACIFIC RACING ASSOCIATION.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE AMENDMENT TO LOS ANGELES TURF CLUB'S APPLICATION FOR AUTHORIZATION TO OPERATE A SIMULCAST WAGERING FACILITY TO UPDATE THE APPLICATION TO REFLECT MI DEVELOPMENTS, INC. AS THE CURRENT PARENT COMPANY OF THE LOS ANGELES TURF CLUB.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE AMENDMENT TO THE XPRESSBET APPLICATION FOR LICENSE TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF XPRESSBET, INC., FOR A CALIFORNIA MULTI-JURISDICTIONAL WAGERING HUB, TO UPDATE THE APPLICATION TO REFLECT MI DEVELOPMENTS, INC. AS THE CURRENT PARENT COMPANY OF XPRESSBET.

Chairman Brackpool said the Board should continue to hold MID accountable. Items 19, 20 and 21 of the agenda were individual license applications for Pacific Racing Association, for Los Angeles Turf Club to operate its simulcast facility and item 21 was the XpressBet License. The staff analysis indicated the Pacific Racing Association and Los Angeles Turf Club license applications were acceptable, and the XpressBet audited financial statement was outstanding. He stated he would read a motion for item 18 that would encompass agenda items 18, 19, 20 and 21. Chairman Brackpool **motioned**: The California Horse Racing Board hereby moves to extend the existing licenses of the Los

Angeles Turf Club, Inc., the Pacific Racing Association and XpressBet advance deposit wagering entity until December 26, 2010. And the existing waiver of the Business and Professions Code sections 19483 and 19484, prohibiting common ownership, only until September 16, 2010 in order for their parent company, MI Developments, Inc., to prepare and submit to this Board a comprehensive plan setting forth its intended business practices and procedures for operation of Santa Anita Park and Golden Gate Fields thoroughbred horse racing venues with the utilization of XpressBet as an advance deposit wagering platform all under common ownership. In order to ensure MI Developments, Inc., discloses its future intended business practices and procedures for the operations of Los Angeles Turf Club, the Pacific Racing Association and XpressBet in a forthright manner and stating its business plan for Santa Anita Park and Golden Gate Fields as thoroughbred horse racing venues. The document to be submitted will be deemed exempt from the disclosure under the Public Records Act in California Evidence Code. This document is to be presented to staff of the Board on or before September 1, 2010. Vice-Chairman Israel **seconded** the motion. Commissioner Moss said he was not sure what would happen with OTRA. Chairman Brackpool said OTRA could execute its lease because the MID license was approved through December 26, 2010. He stated he would make the motion subject to the execution of a lease between OTRA and LATC not later than July 29, 2010. Sherwood Chillingworth of OTRA said his understanding was that the lease had been signed by Jerry James and Frank DeMarco, as well as himself, and sent to MID for approval. He added he received word from Mr. Cameron that the lease was in order, and subject to the license being extended by the Board. Mr. DeMarco said he had not signed the final version of the lease agreement; it had not been signed by any

of the parties. Mr. Daruty stated that since the Board would extend the MID license through December 26, 2010, SA had the authority to sign a lease with OTRA, which would be accomplished in short order. Chairman Brackpool said his **motion** would be **modified** to require that the OTRA lease with SA be signed not later than 3:00 p.m. on July 23, 2010. Commissioner Moss **seconded** the modified motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING 1) REALLOCATION OF AUGUST 25, 2010 THROUGH OCTOBER 3, 2010 RACE DATES FROM PACIFIC RACING ASSOCIATION TO THE LOS ANGELES TURF CLUB, AND 2) THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE LOS ANGELES TURF CLUB (T) AT GOLDEN GATE FIELDS, COMMENCING AUGUST 25, 2010 THROUGH OCTOBER 3, 2010.

CHRB Executive Director Kirk Breed said in 2009 Pacific Racing Association (PRA) was awarded 2010 race dates over and above the dates allowed by statute. The Los Angeles Turf Club (LATC) was requesting that the excess PRA race dates be reallocated to LATC so it could operate a race meeting at Golden Gate Fields from August 25, 2010 through October 3, 2010. He stated staff recommended the Board approve the request as presented. Commissioner Harris **motioned** to reallocate the 2010 PRA race dates to LATC, as requested and to approve the application for license to conduct a horse racing meeting of LATC at Golden Gate Fields. Vice-Chairman Israel **seconded** the motion, which was **unanimously carried**.

MEETING ADJOURNED AT 2:30 P.M.

A full and complete transcript of the aforesaid proceedings are on file at the office of the California Horse Racing Board, 1010 Hurley Way, Suite 300, Sacramento, California, and therefore made a part hereof.

Chairman

Executive Director

CALIFORNIA HORSE RACING BOARD

AUGUST 19, 2010
REGULAR BOARD MEETING

There is no board package material for Item 2

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE
DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF
DEL MAR THOROUGHBRED CLUB IN THE
AMOUNT OF \$148,843 TO 18 BENEFICIARIES

Regular Board Meeting
August 19, 2010

BACKGROUND

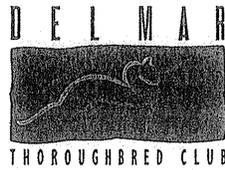
Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during any one meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds therefrom to beneficiaries through the distribution agent. No racing association shall be required to pay to a distributing agent for the purpose of distribution to beneficiaries more than an amount equal to two-tenths of one percent of the association's total on-track handle on live races conducted by the association at the meeting. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 20 percent of the distribution shall be made to charities associated with the horse racing industry. An additional five percent shall be paid to a welfare fund and another five percent shall be paid to a non-profit corporation, the primary purpose of which is to assist horsemen and backstretch personnel who are being affected adversely as a result of alcohol or substance abuse. In addition to the above distributions, a separate 20 percent shall be made to a nonprofit corporation or trust, the directors or trustees of which shall serve without compensation except for reimbursement for reasonable expenses, and which has as its sole purpose the accumulation of endowment funds, the income on which shall be distributed to qualified disabled jockeys.

ANALYSIS

Del Mar Thoroughbred Club is requesting approval to distribute race day charity proceeds generated at its July 22, 2009 through September 9, 2009 race meeting at Del Mar. From the net race day charity proceeds Del Mar Thoroughbred Club is proposing to distribute \$148,843. The list of organizations selected and amount to be distributed is listed on the attachment. Staff notes that approximately 91.3% of the proceeds will be given to horse racing related organizations.

RECOMMENDATION

This item is presented for Board discussion and action. Staff recommends the Board approve the request as presented.



RECEIVED
CHRB

2010 JUL 12 PM 4:16

Craig R. Fravel
President and General Manager

July 7, 2010

Mr. Kirk Breed
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

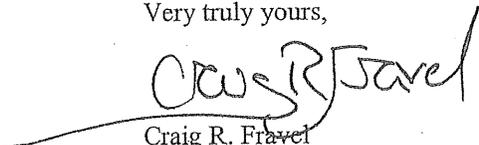
Dear Mr. Breed:

The Del Mar Thoroughbred Club Board of Directors has allocated charity day proceeds as set forth below for the California Horse Racing Board's consideration and approval:

Disabled Jockeys*	\$29,769
California Center for Equine Health and Performance*	25,000
NTRA Charities – Permanently Disabled Jockey Fund*	10,575
Winners Foundation*	10,000
Edwin J. Gregson Foundation*	10,000
University of Arizona Racetrack Industry Program*	10,000
Racing and Medication Testing Consortium*	9,057
California Thoroughbreds Horsemen's Foundation*	7,442
Don MacBeth Memorial Jockey Fund*	6,000
California Equine Retirement Foundation *	5,000
Don Diego Scholarship Fund	5,000
Tranquility Farms*	5,000
California Thoroughbreds Breeders Association*	4,000
Grayson-Jockey Club Research Foundation*	4,000
Children's Hospital of San Diego	3,000
San Diego Hospice	3,000
San Dieguito Boys & Girls Club	1,000
Country Friends	1,000
 TOTAL:	 \$148,843
 Equine Related Charities*	 \$135,843
Non - Equine Related	13,000
Percentage of Equine Related Charities	91.3%

Thank you for your attention to this matter and I look forward to hearing from you soon. If you need further information, please call me.

Very truly yours,


Craig R. Fravel

REPORT AND UPDATE REGARDING THE DEVELOPMENT OF THE PROPOSED AMENDMENT TO CHRB RULE 2057, INITIAL APPLICATION AND APPROVAL OF A SIMULCAST FACILITY, AND THE ADDITION OF CHRB 2057.1, GENERAL REQUIREMENTS FOR SIMULCAST WAGERING FACILITIES, AND RULE 2057.2, SIMULCAST WAGERING FACILITY INSPECTION REQUIRED, TO ESTABLISH FACILITY STANDARDS FOR CALIFORNIA'S SIMULCAST WAGERING FACILITIES.

Regular Board Meeting
August 19, 2010

BACKGROUND

Business and Professions Code section 19440 provides that the Board shall adopt regulations for the control of pari-mutuel wagering. Business and Professions Code section 19590 provides that the Board shall adopt rules governing, permitting, and regulating pari-mutuel wagering on horse races under the system known as the pari-mutuel method of wagering.

Division 8; Chapter 4, Article 9.2 of the Business and Professions Code authorizes the Board to permit the extension of pari-mutuel wagering through use of live audio-visual simulcast television programming of horse races and to regulate an extension of pari-mutuel wagering to be located at approved horse racing facilities and at other specified California facilities where live horse racing is not conducted.

Business and Professions Code section 19433 provides that the Board may visit or investigate the office, track, or other place of business of any licensee for the purpose of satisfying itself that its rules and regulations are strictly complied with.

Board Rule 2057, Initial Application and Approval of a Simulcast Facility, provides that racing associations, fairs or other entities proposing to act as a guest association shall complete the application: Authorization to Operate a Simulcast Wagering Facility (Form CHRB-25, Rev. 7/93). The rule also provides the requirements for submission of a complete application. Rule 2056, Definitions, states "Guest association" means racing associations, fairs or other entities licensed by the Board to receive a host association's simulcast or signal to operate a facility where simulcast wagering is offered on the host association's racing card. "Host" means the racing association or fair conducting a licensed horse racing meeting this simulcast it racing program.

Simulcast wagering facilities have operated in California since the mid-1980s. Including the five major racetracks and eight racing fairs, there are currently 32 simulcast wagering facilities located throughout the state. Four of the 32 are located on Indian reservations. Pursuant to Board Rule 2057, the day-to-day operation of a facility is overseen by a simulcast supervisor who works in concert with a pari-mutuel manager to ensure that all aspects of the facility operation run smoothly.

Under the Board’s rules, simulcast wagering facilities are required to provide a patron area for pari-mutuel wagering and observation of the signal received from the host association and to provide security personal to protect the public and maintain the peace within the facility. The Board’s rules currently do not specify minimum standards for the size of facility, tables, parking, concessions etc. Facilities are required to identify such items at the time of applications. Minimum equipment standards necessary for facilitating pari-mutuel wagering are identified in the Board’s rules.

Approved facilities are inspected by CHRB enforcement approximately once per year. These inspections focus on the overall facility operation in addition to compliance with the Board’s rules and regulations. Inspections reports are retained by the Chief Investigator and copies are forwarded to the Executive Director.

At its April 15, 2010 Regular Meeting, the Board discussed simulcast wagering facility standards. Staff was instructed to establish a set of minimum standards, including a time period to fix any problems to provide the Board with increased jurisdiction over the continuing operations of the 32 simulcast wagering facilities within racetracks, fairs, and Indian casinos in the state.

Subsequent to the Board’s direction, a conference call including CHRB staff and representatives from Thoroughbred Owners of California (TOC), California Authority of Racing Fairs (CARF), Southern California Off Track Wagering Inc. (SCOTWINC), Del Mar, California Horse Racing Information Management Systems (CHRIMS), and Los Angeles Turf Club was held to discuss the objectives of establishing standards for simulcast wagering facilities. Going forward, the group agreed the purpose of establishing standards should be to create consistency among the amenities provided at each satellite wagering facility (SWF). It was also agreed that proposed regulations establishing standards should be general, objective and as realistic as possible, and should not create unnecessary financial burden on facilities.

ANALYSIS

The CHRB draft proposal to amend Rule 2057, Initial Application and Approval of a Simulcast Facility, would establish a term of license for approved simulcast facilities and would require an approved SWF to submit a written request to the Board for any changes or amendments to information or operating procedures contained in the application for the license. It would also require a SWF to provide a detailed promotional plan and describe improvements or planned improvements that directly benefit patrons.

Pursuant to Rule 2057, the approval of an application constitutes a license to operate as a simulcast wagering facility. The license does not have an expiration date, but is subject to compliance with the Board’s rules and statutes prescribed in the Horse Racing Law. Currently, approved facilities are not required to resubmit an application or renew their license unless altering the physical facility. Plans for new, proposed SWF sites or for the

remodeling or alteration of existing sites are required to be submitted to the Board for review prior to the preparation of construction.

Simulcast wagering facilities are the only racing organizations whose license to operate contains no specific term. The license for a racing association or racing fair to operate a horse racing meeting, for example, expires at the end of the race meeting. A license to operate a minisatellite wagering facility, and advance deposit wagering licenses may be approved for up to two years. All of these organizations except simulcast wagering facilities are required to resubmit a complete application for approval by the Board if they wish to continue to operate. The CHRB draft proposal to amend Rule 2057 establishes a two year license term for satellite wagering facilities.

The CHRB draft proposal to add Rule 2057.1, General Requirements for Simulcast Wagering Facilities, would establish requirements for the inclosure and the inclosure-public of a SWF. Under this draft proposal, a facility would be required to keep specific areas and fixtures clean, comfortable and in good repair, provide good lighting and ventilation, and provide the majority of its video display using flat panel television technology. A SWF or its concessionaire(s) would also be required to have valid State, County or City licenses for services and must maintain the standards dictated by that authority.

Article 24, Intrastate Simulcast Wagering, of the California Horse Racing Board Rules and Regulations does not currently provide minimum standards for satellite facility amenities or health and safety standards. The CHRB draft proposed language provides a realistic and general minimum standard for facilities without creating an unnecessary financial burden. For example, by requiring flat panel television technology generally, a facility can choose the specific flat panel technology (i.e. LCD, Plasma, etc.) that fits into its operating budget.

The CHRB draft proposal to add Rule 2057.2, Simulcast Wagering Facility Inspection Required, would require the Board to inspect simulcast facilities at least one time each year. It would also establish the time frame for a simulcast facility to correct violations and penalties for a SWF if it fails to make corrections.

Approved facilities are currently inspected by CHRB enforcement approximately once per year; however, the Board's rules do not require annual inspection. The inspections currently focus on the overall facility operation in addition to compliance with the Board's current rules and regulations. The California Authority of Racing Fairs (CARF) also has a survey used to inspect and improve the amenities of SWF; however, it is unclear how often inspections are completed. By requiring annual inspections of satellite wagering facilities and establishing time frames to correct violations and penalties for failing to make corrections, a SWF would be incentivized to comply with the Board's standards.

Subsequent to the conference call regarding simulcast facility standards, Tom Varela (SCOTWINC) proposed a change to the CHRB draft proposal of Rule 2057.1 subsection

(b)(3), to require a facility provide the majority of its video display using state of the art technology, which would include flat panel and/or video projector technology. He indicated that several simulcast facilities currently use projector technology to display races.

Subsequent to the conference call regarding simulcast facility standards, Chris Korby (CARF) submitted suggested changes to the CHRB draft proposal to amend Rule 2057 and to the CHRB draft proposal to add Rule 2057.1. He proposed deleting current language in Rule 2057 subsection (a)(4) describing the specific audiovisual equipment required at a SWF, and adding language requiring every simulcast facility be equipped with an audiovisual signal delivery system, video display technology and public address system approved by the Board for reliability, quality and security. In an era of ever-changing technologies, he suggests the Board use general instead of specific language.

Mr. Korby also suggested the Board review the necessity of Rule 2057 subsections (a)(6) and (a)(8) which require a SWF to have on duty a simulcast facility supervisor and to provide security personnel, respectively. According to Mr. Korby, these personnel requirements make the difference between continuing operation or closing down for certain smaller facilities.

Regarding the CHRB draft proposal of Rule 2057.1, subsection (b)(3), Mr. Korby proposes to change the language to require a SWF provide the majority of its displays using current display technology that best provides clear presentations of racing events and clear, legible presentation of wagering and text information.

The committee is scheduled to meet again on Thursday August 12, 2010 at which time the suggested revisions will be discussed.

Attached for reference:

1. CHRB draft proposal to amend Rule 2057, Initial Application and Approval of a Simulcast Facility.
2. CHRB draft proposal to add Rule 2057.1, General Requirements for Simulcast Wagering Facilities.
3. CHRB draft proposal to add Rule 2057.2, Satellite Wagering Facility Inspection Required.
4. Tom Varela suggested changes to draft proposal to add Rule 2057.1, General Requirements for Simulcast Wagering Facilities.
5. Chris Korby suggested changes to draft proposal to amend Rule 2057, Initial Application and Approval of a Simulcast Facility.
6. Chris Korby suggested changes to draft proposal to add Rule 2057.1, General Requirements for Simulcast Wagering Facilities.

RECOMMENDATION

This item is presented to update the Board on the progress of the development of the SWF standards.

Staff recommends that the Board direct staff to continue working with the committee on the development of the SWF standards with the intent of presenting a final proposal for Board consideration at the October Regular Meeting of the Board.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 24. INTRASTATE SIMULCAST WAGERING
DRAFT PROPOSED AMENDMENT OF RULE 2057, INITIAL APPLICATION AND
APPROVAL OF A SIMULCAST FACILITY

Regular Board Meeting
August 19, 2010

2057. Initial Application and Approval of a Simulcast Facility.

No person, which includes any individual, partnership, corporation, or other association or organization, shall conduct or attempt to conduct wagering on the results of races simulcast from a race meeting held in this State unless authorized and permitted to do so by the Board as follows:

(a) A racing association, fair or other entity proposing to act as a guest association shall complete an Application for Authorization to Operate a Simulcast Wagering Facility (Form CHRB-25, Rev. 4/92) which is hereby incorporated by reference. Form CHRB-25 shall be available at the Board's administrative office. The application shall be filed with the Board at least ninety (90) days prior to the first day of racing for review, investigation and approval based on the following conditions:

(1) In order to allow an evaluation of the competence, integrity, and character of the applicant to operate a simulcast wagering facility, any person, corporation, trust association, partnership or joint venture shall submit with the application, a Personal History Record (Form CHRB-25A, Rev ~~7/93~~ 11/08), which is hereby incorporated by reference, for the following:

(A) If the applicant is a corporation, the officers, directors, and each owner, directly or indirectly, of any equity, security or other ownership interest in the corporation. However, in

the case of owners of publicly held equity securities of a publicly traded corporation, only the names and addresses of those known to the corporation to beneficially own five (5) percent or more of the publicly held securities need be disclosed.

(B) If the applicant is a trust, the trustee and all persons entitled to receive income or benefit from the trust.

(C) If the applicant is an association, the members, officers and directors.

(D) If the applicant is a subsidiary, the officers, directors, and stockholders of the parent company thereof. However, in the case of owners of a publicly held equity securities of a publicly traded corporation, only the names and addresses of those known to the corporation to beneficially own five (5) percent or more of the publicly held securities need be disclosed.

(E) If the applicant is a partnership or joint venture, all of the general partners, limited partners or joint venturers.

(F) If the parent company, general partner, limited partner, or joint venturer of any applicant is itself a corporation, trust, association, subsidiary, partnership, or joint venture, then the disclosure of such information, shall be made, as necessary, to determine ultimate ownership. However, in the case of owners of publicly held equity securities of a publicly traded corporation, only the names and addresses of those known to the corporation to beneficially own five (5) percent or more of the publicly held securities need be disclosed.

(G) If the applicant employs a management company, disclosure shall apply to the management as set forth in subsections A through F as appropriate.

(2) The applicant has executed an agreement with a simulcast organization for the conduct of simulcast wagering at its facility; or may act on its own behalf by contracting with

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simulcast service suppliers and each individual racing association or fair to act as a guest association. A copy of each signed contract must accompany the application (Form CHRB-25, Rev. 4/92).

(3) Every licensed simulcast facility shall be inspected by the fire authority having jurisdiction as dictated by that authority's inspection schedule. After each inspection, a fire clearance by the fire authority must be obtained by the simulcast facility and filed with the Board within ten (10) calendar days of its receipt. This clearance must indicate that the facility meets the standard of fire safety set by the fire authority and that said facility is in compliance with fire safety codes as are applicable in that jurisdiction.

(4) Every simulcast facility shall be equipped with a downlink system consisting of a network broadcast quality satellite receiving antenna coupled with a broadcast specification Ku and/or C band receiver compatible with the encryption system used, with motorized directional control, electrical service, coaxial cabling, or equivalent or industry-accepted cabling, closed-circuit ~~TV monitors~~ video displays and audio system, and a public address system.

(5) Every simulcast facility shall provide a detailed promotional plan and shall describe improvements or planned improvements that directly benefit patrons.

~~(5)~~ (6) The guest association shall provide a patron area for parimutuel wagering and the observation of the satellite signal as received from the host association. The patron area shall be designated on the application by the applicant. Such area shall be the inclosure-public, as defined in Rule 2056 (j) in this Article, of the simulcast facility. No form of horse racing wagering, either in person, or by the use of runners, messengers, or otherwise shall be permitted outside the inclosure. All odds data made available to the guest association by the

host association shall be displayed at all times. Effective January 1, 1994 for new facilities, the only offices permitted in restricted parimutuel access areas will be those required for operation of the parimutuel system.

~~(6)~~ (7) The guest association shall appoint and have on duty while racing is being conducted, a simulcast facility supervisor or an assistant simulcast facility supervisor as defined in Rule 2056 (a) and (n) in this Article.

~~(7)~~ (8) Every person employed by a guest association within the restricted area of the inclosure, as defined in Rule 1420 (v) in this Division and Rule 2056 (j) in this Article, of the simulcast facility is required to be licensed pursuant to Rules 1440 and 1481 in this Division.

~~(8)~~ (9) Every guest association shall provide security personnel to protect the public and maintain the peace within the simulcast wagering facility. Additionally, the guest association shall maintain such security controls over its inclosure and premises, as defined in Rule 1420 (q) in this Division, the areas where uplink and downlink equipment is located, fencing, access gates, cables, wires and power lines and warning notifications where uplink and exterior equipment is located and the equipment room where inside downlink receiving components are located as the Board's Executive Director or his/her designee shall direct. Guest associations shall also remove, deny access to, eject or exclude persons as provided by Rules 1980 and 1989 in this Division.

Guest associations shall have the right to request, in writing, that the Chairman of the Board grant a stay from such security controls directed by the Executive Director within seventy-two (72) hours of the directive. If granted, such a stay shall remain in force until an appeal can be considered at the next regularly scheduled public meeting of the Board. An

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appeal must be submitted, in writing, at least two (2) weeks prior to the meeting date. The directive will be in force until a stay is issued or the Board renders its decision on the appeal. Decisions by the Board shall be final.

~~(9)~~ (10) No guest association shall conduct wagering on any race or races other than those approved by the Board or simulcast by its host association.

~~(10)~~ (11) No guest association, except as provided for in Business and Professions Code Section 19605.3, may discontinue its operation nor conduct any activity which would cause interruption of the signal without giving the Board and the host association prior written notice within fifteen (15) calendar days of such discontinuance or other change.

~~(11)~~ (12) Plans for new, proposed simulcast facility sites or for the remodeling or alteration of existing sites shall be submitted to the Board for review prior to the preparation of construction drawings. The Board shall review and approve said plans relative to security for the parimutuel operations, placement of data lines and overall compatibility with Board policy and regulation within thirty (30) working days from the date the plans were received. If applicable, the simulcast organization named in the agreement described in (a)(2) of this Rule shall be notified by the guest association of the availability of the plans and shall have the right to review them relative to security for the parimutuel operations and placement of data lines and
comment to the Board prior to Board approval or denial of the plans.

~~(12)~~ (13) In the case of a fair, the Department of Food and Agriculture must approve the application pursuant to the provisions of Sections 19605.1, 19605.2 and 19605.6 of the Business and Professions Code. Such approval is not required for the California Exposition and

State Fair and the Los Angeles County Fair.

(b) The Board will notify an applicant in writing within fourteen (14) calendar days from the receipt date by the Board's Administrative office if its application is incomplete. This notice will include:

(1) Instructions as to what is required of the applicant to complete the application.

(2) Instructions for requesting additional time to satisfy the requirements listed in the notification, if needed.

(c) The Board shall approve or deny a completed application within sixty (60) calendar days from the receipt date by the Board unless the applicant requests and is granted additional time to supply information.

(d) If the Board denies approval of the application, the applicant has thirty (30) calendar days, from the receipt date of the Board's denial notification, to request a reconsideration of the Board's decision. This request must be in writing and sent to the Board's Administrative office. If reconsideration is denied, the applicant has thirty (30) days to file for Superior Court review in accordance with Section 19463 of the Business and Professions Code.

(e) The approval of the application by the Board shall constitute a license to operate as a simulcast wagering facility subject to the compliance provisions of Section 19433 of the Business and Professions Code. The term of approval is two years from the date the approval is issued.

(f) After a license to operate a satellite wagering facility is issued under this article, changes or amendments to information or operating procedures contained in the application for the license will be permitted by order of the Board or by Board approval of a request submitted

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in writing by the applicant.

Authority: Sections 19420, 19440 and 19590, Business and Professions Code.

Reference: Sections 19410, 19410.5, 19460, 19433, 19463, 19601, 19605, 19605.1, 19605.2, 19605.6, 19608, 19608.1 and 19608.2, Business and Professions Code and Sections 15376 and 15378 Government Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 24. INTRASTATE SIMULCAST WAGERING
DRAFT PROPOSAL TO ADD RULE 2057.1, GENERAL REQUIREMENTS FOR
SIMULCAST WAGERING FACILITIES

Regular Board Meeting
August 19, 2010

2057.1. General Requirements for Simulcast Wagering Facilities.

(a) In addition to the requirements under Rule 2057, the inclosure, as defined in Rule 2056 (j) in this Article, of a simulcast facility shall:

(1) Be kept in clean condition, in good repair, and well lighted.

(b) In addition to the requirements under Rule 2057, the inclosure-public, as defined in Rule 2056 (j) in this Article, of the simulcast facility shall:

(1) Be kept in clean condition, in good repair, well lighted, ventilated, heated and/or air conditioned;

(2) Provide a comfortable public area with furniture, fixtures, and equipment in clean condition and good repair, and

(3) Provide the majority of its video display using flat panel television technology.

(c) Restrooms and the fixtures, equipment, and plumbing therein shall be maintained in a state of working order and free from dirt, filth and corrosion.

(e) A simulcast facility or its concessionaire(s) must have valid State, County or City licenses authorizing it to engage in any type of service to be provided and must maintain the standards dictated by that authority.

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Authority: Sections 19420, 19440 and 19590, Business and Professions Code.

Reference: Sections 19410, 19410.5, 19460 Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 24. INTRASTATE SIMULCAST WAGERING
DRAFT PROPOSED ADDITION OF
RULE 2057.2, SIMULCAST WAGERING FACILITY INSPECTION REQUIRED

Regular Board Meeting
August 19, 2010

2057.2. Simulcast Wagering Facility Inspection Required.

(a) The Board shall inspect simulcast facilities at least one time each year to determine if the license holders are continuing to comply with the provisions of this article.

(b) If, after inspection, it is determined there is a failure to comply with the terms of this article, the simulcast facility shall have not more than 30 calendar days to achieve compliance. Failure to correct the violations may result in a fine or revocation or suspension of the license to operate a simulcast wagering facility.

Authority: Sections 19420, 19440, 19461 and 19590, Business and Professions Code.

Reference: Sections 19410, 19410.5, 19460, 19433 and 19463, Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
 TITLE 4. CALIFORNIA CODE OF REGULATIONS
 ARTICLE 24. INTRASTATE SIMULCAST WAGERING
 DRAFT PROPOSAL TO ADD RULE 2057.1, GENERAL REQUIREMENTS FOR
 SIMULCAST WAGERING FACILITIES

Regular Board Meeting
 August 19, 2010

Tom Varela Suggested Changes to CHRB draft proposal of Rule 2057.1 - proposed deletions are denoted by ~~double strikethrough~~ and proposed additions are denoted by double underline.

2057.1. General Requirements for Simulcast Wagering Facilities.

(a) In addition to the requirements under Rule 2057, the inclosure, as defined in Rule 2056 (j) in this Article, of a simulcast facility shall:

(1) Be kept in clean condition, in good repair, and well lighted.

(b) In addition to the requirements under Rule 2057, the inclosure-public, as defined in Rule 2056 (j) in this Article, of the simulcast facility shall:

(1) Be kept in clean condition, in good repair, well lighted, ventilated, heated and/or air conditioned;

(2) Provide a comfortable public area with furniture, fixtures, and equipment in clean condition and good repair, and

(3) ~~Provide the majority of its video display using flat panel television technology.~~

Provide the majority of its video display using state of the art technology, which would include flat panel and/or video projector technology.

(c) Restrooms and the fixtures, equipment, and plumbing therein shall be maintained in a state of working order and free from dirt, filth and corrosion.

(e) A simulcast facility or its concessionaire(s) must have valid State, County or City licenses authorizing it to engage in any type of service to be provided and must maintain the standards dictated by that authority.

Authority: Sections 19420, 19440 and 19590, Business and Professions Code.

Reference: Sections 19410, 19410.5, 19460 Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
 TITLE 4. CALIFORNIA CODE OF REGULATIONS
 ARTICLE 24. INTRASTATE SIMULCAST WAGERING
 DRAFT PROPOSED AMENDMENT OF RULE 2057, INITIAL APPLICATION
 AND APPROVAL OF A SIMULCAST FACILITY

Regular Board Meeting
 August 19, 2010

Chris Korby Suggested Changes to CHRB draft proposal of Rule 2057 - proposed deletions are denoted by ~~double strikethrough~~ and proposed additions are denoted by double underline.

2057. ~~Initial~~ Application and Approval of a Simulcast Facility.

No person, which includes any individual, partnership, corporation, or other association or organization, shall conduct or attempt to conduct wagering on the results of races simulcast from a race meeting held in this State unless authorized and permitted to do so by the Board as follows:

(a) A racing association, fair or other entity proposing to act as a guest association shall complete an Application for Authorization to Operate a Simulcast Wagering Facility (Form CHRB-25, Rev. 4/92) which is hereby incorporated by reference. Form CHRB-25 shall be available at the Board's administrative office. The application shall be filed with the Board at least ninety (90) days prior to the first day of racing for review, investigation and approval based on the following conditions:

(1) In order to allow an evaluation of the competence, integrity, and character of the applicant to operate a simulcast wagering facility, any person, corporation, trust association, partnership or joint venture shall submit with the application, a Personal History Record (Form CHRB-25A, Rev ~~7/93~~ 11/08), which is hereby incorporated by

reference, for the following:

(A) If the applicant is a corporation, the officers, directors, and each owner, directly or indirectly, of any equity, security or other ownership interest in the corporation. However, in the case of owners of publicly held equity securities of a publicly traded corporation, only the names and addresses of those known to the corporation to beneficially own five (5) percent or more of the publicly held securities need be disclosed.

(B) If the applicant is a trust, the trustee and all persons entitled to receive income or benefit from the trust.

(C) If the applicant is an association, the members, officers and directors.

(D) If the applicant is a subsidiary, the officers, directors, and stockholders of the parent company thereof. However, in the case of owners of a publicly held equity securities of a publicly traded corporation, only the names and addresses of those known to the corporation to beneficially own five (5) percent or more of the publicly held securities need be disclosed.

(E) If the applicant is a partnership or joint venture, all of the general partners, limited partners or joint venturers.

(F) If the parent company, general partner, limited partner, or joint venturer of any applicant is itself a corporation, trust, association, subsidiary, partnership, or joint venture, then the disclosure of such information, shall be made, as necessary, to determine ultimate ownership. However, in the case of owners of publicly held equity securities of a publicly traded corporation, only the names and addresses of those

known to the corporation to beneficially own five (5) percent or more of the publicly held securities need be disclosed.

(G) If the applicant employs a management company, disclosure shall apply to the management as set forth in subsections A through F as appropriate.

(2) The applicant has executed an agreement with a simulcast organization for the conduct of simulcast wagering at its facility; or may act on its own behalf by contracting with simulcast service suppliers and each individual racing association or fair to act as a guest association. A copy of each signed contract must accompany the application (Form CHRB-25, Rev. 4/92).

(3) Every licensed simulcast facility shall be inspected by the fire authority having jurisdiction as dictated by that authority's inspection schedule. After each inspection, a fire clearance by the fire authority must be obtained by the simulcast facility and filed with the Board within ten (10) calendar days of its receipt. This clearance must indicate that the facility meets the standard of fire safety set by the fire authority and that said facility is in compliance with fire safety codes as are applicable in that jurisdiction.

(4) Every simulcast facility shall be equipped with an audio visual signal delivery system, video display technology and public address system approved by the Board for reliability, quality and security ~~a downlink system consisting of a network broadcast quality satellite receiving antenna coupled with a broadcast specification Ku and/or C band receiver compatible with the encryption system used, with motorized directional control, electrical service, coaxial cabling, or equivalent or~~

~~industry accepted cabling, closed circuit TV monitors and audio system, and a public address system.~~

(5) Every simulcast facility shall provide a detailed promotional plan and shall describe improvements or planned improvements that directly benefit patrons.

~~(5)~~ (6) The guest association shall provide a patron area for parimutuel wagering and the observation of the satellite signal as received from the host association. The patron area shall be designated on the application by the applicant. Such area shall be the inclosure-public, as defined in Rule 2056 (j) in this Article, of the simulcast facility. No form of horse racing wagering, either in person, or by the use of runners, messengers, or otherwise shall be permitted outside the inclosure. All odds data made available to the guest association by the host association shall be displayed at all times. Effective January 1, 1994 for new facilities, the only offices permitted in restricted parimutuel access areas will be those required for operation of the parimutuel system.

~~(6)~~ (7) The guest association shall appoint and have on duty while racing is being conducted, a simulcast facility supervisor or an assistant simulcast facility supervisor as defined in Rule 2056 (a) and (n) in this Article.

~~(7)~~ (8) Every person employed by a guest association within the restricted area of the inclosure, as defined in Rule 1420 (v) in this Division and Rule 2056 (j) in this Article, of the simulcast facility is required to be licensed pursuant to Rules 1440 and 1481 in this Division.

~~(8)~~ (9) Every guest association shall provide security personnel to protect the public and maintain the peace within the simulcast wagering facility. Additionally, the

guest association shall maintain such security controls over its inclosure and premises, as defined in Rule 1420 (q) in this Division, the areas where uplink and downlink equipment is located, fencing, access gates, cables, wires and power lines and warning notifications where uplink and exterior equipment is located and the equipment room where inside downlink receiving components are located as the Board's Executive Director or his/her designee shall direct. Guest associations shall also remove, deny access to, eject or exclude persons as provided by Rules 1980 and 1989 in this Division.

Guest associations shall have the right to request, in writing, that the Chairman of the Board grant a stay from such security controls directed by the Executive Director within seventy-two (72) hours of the directive. If granted, such a stay shall remain in force until an appeal can be considered at the next regularly scheduled public meeting of the Board. An appeal must be submitted, in writing, at least two (2) weeks prior to the meeting date. The directive will be in force until a stay is issued or the Board renders its decision on the appeal. Decisions by the Board shall be final.

~~(9)~~ (10) No guest association shall conduct wagering on any race or races other than those approved by the Board or simulcast by its host association.

~~(10)~~ (11) No guest association, except as provided for in Business and Professions Code Section 19605.3, may discontinue its operation nor conduct any activity which would cause interruption of the signal without giving the Board and the host association prior written notice within fifteen (15) calendar days of such discontinuance or other change.

~~(11)~~ (12) Plans for new, proposed simulcast facility sites or for the remodeling or alteration of existing sites shall be submitted to the Board for review prior to the preparation of construction drawings. The Board shall review and approve said plans relative to security for the parimutuel operations, placement of data lines and overall compatibility with Board policy and regulation within thirty (30) working days from the date the plans were received. If applicable, the simulcast organization named in the agreement described in (a)(2) of this Rule shall be notified by the guest association of the availability of the plans and shall have the right to review them relative to security for the parimutuel operations and placement of data lines and comment to the Board prior to Board approval or denial of the plans.

~~(12)~~ (13) In the case of a fair, the Department of Food and Agriculture must approve the application pursuant to the provisions of Sections 19605.1, 19605.2 and 19605.6 of the Business and Professions Code. Such approval is not required for the California Exposition and State Fair and the Los Angeles County Fair.

(b) The Board will notify an applicant in writing within fourteen (14) calendar days from the receipt date by the Board's Administrative office if its application is incomplete. This notice will include:

(1) Instructions as to what is required of the applicant to complete the application.

(2) Instructions for requesting additional time to satisfy the requirements listed in the notification, if needed.

(c) The Board shall approve or deny a completed application within sixty (60)

calendar days from the receipt date by the Board unless the applicant requests and is granted additional time to supply information.

(d) If the Board denies approval of the application, the applicant has thirty (30) calendar days, from the receipt date of the Board's denial notification, to request a reconsideration of the Board's decision. This request must be in writing and sent to the Board's Administrative office. If reconsideration is denied, the applicant has thirty (30) days to file for Superior Court review in accordance with Section 19463 of the Business and Professions Code.

(e) The approval of the application by the Board shall constitute a license to operate as a simulcast wagering facility subject to the compliance provisions of Section 19433 of the Business and Professions Code. The term of approval is two years from the date the approval is issued.

(f) After a license to operate a satellite wagering facility is issued under this article, changes or amendments to information or operating procedures contained in the application for the license will be permitted by order of the Board or by Board approval of a request submitted in writing by the applicant.

Authority: Sections 19420, 19440 and 19590, Business and Professions Code.

Reference: Sections 19410, 19410.5, 19460, 19433, 19463, 19601, 19605, 19605.1, 19605.2, 19605.6, 19608, 19608.1 and 19608.2, Business and Professions Code and Sections 15376 and 15378 Government Code.

CALIFORNIA HORSE RACING BOARD
 TITLE 4. CALIFORNIA CODE OF REGULATIONS
 ARTICLE 24. INTRASTATE SIMULCAST WAGERING
 DRAFT PROPOSAL TO ADD RULE 2057.1, GENERAL REQUIREMENTS FOR
 SIMULCAST WAGERING FACILITIES

Regular Board Meeting
 August 19, 2010

Chris Korby Suggested Changes to CHRB draft proposal of Rule 2057.1 - proposed deletions are denoted by ~~double strikethrough~~ and proposed additions are denoted by double underline.

2057.1. General Requirements for Simulcast Wagering Facilities.

(a) In addition to the requirements under Rule 2057, the inclosure, as defined in Rule 2056 (j) in this Article, of a simulcast facility shall:

(1) Be kept in clean condition, in good repair, and well lighted.

(b) In addition to the requirements under Rule 2057, the inclosure-public, as defined in Rule 2056 (j) in this Article, of the simulcast facility shall:

(1) Be kept in clean condition, in good repair, well lighted, ventilated, heated and/or air conditioned;

(2) Provide a comfortable public area with furniture, fixtures, and equipment in clean condition and good repair, and

~~(3) Provide the majority of its video display using flat panel television technology.~~

Provide the majority of its displays using current display technology that best provides clear presentations of racing events and clear, legible presentation of wagering and text information.

(c) Restrooms and the fixtures, equipment, and plumbing therein shall be maintained in a state of working order and free from dirt, filth and corrosion.

(e) A simulcast facility or its concessionaire(s) must have valid State, County or City licenses authorizing it to engage in any type of service to be provided and must maintain the standards dictated by that authority.

Authority: Sections 19420, 19440 and 19590, Business and Professions Code.

Reference: Sections 19410, 19410.5, 19460 Business and Professions Code.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
THE PROPOSED ADDITION OF
RULE 1500.1. JOCKEY SUBJECT TO TESTING

Regular Board Meeting
August 19, 2010

BACKGROUND

Business and Professions Code section 19420 provides that the Board has jurisdiction and supervision in this State where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings. Business and Professions Code section 19440 states the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board include, but are not limited to, adopting rules and regulations for the protection of the public and the control of horse racing. Business and Professions Code section 19460 provides that all licenses granted under this chapter are subject to all rules, regulations, and conditions from time to time prescribed by the Board, and shall contain such conditions as are deemed necessary or desirable by the Board for the purposes of this chapter: 19520 states every person who participates in, or has anything to do with the racing of horses shall be licensed by the Board pursuant to rules and regulations that the Board may adopt.

At its January 2010 Regular Meeting the Board discussed random drug testing of California licensed jockeys. The item was put over so a draft of a proposed text could be developed. During the January 2010 discussion the Board learned that several jurisdictions conduct drug testing; of the racing jurisdictions surveyed, Illinois, Louisiana and Delaware conduct random drug testing of jockeys or other licensees. In January 2010 the New York State Racing and Wagering Board indicated it was in the process of considering random drug testing procedures, but it was not able to share proposed regulatory language with staff. The proposed New York regulations are still not available. In addition, the Association of Racing Commissioners International (ARCI) Model Rules provides for drug testing that includes random tests.

ANALYSIS

The proposed addition of Rule 1500.1, Jockey Subject to Testing, provides a framework under which California jockeys and apprentice jockeys may be subjected to random drug testing. The proposed regulation states that no jockey or apprentice jockey shall have in his or her body, or possess on the grounds of a facility under the jurisdiction of the Board any illegal drug. Nor shall a jockey or apprentice jockey possess or use on the grounds of a facility under the jurisdiction of the Board any controlled substance or prescription drug, unless the substance is permitted by the stewards under Board Rule 1890, Possession of Contraband. The proposed addition of Rule 1500.1 provides that jockeys and apprentice jockeys are subject to random drug testing as well as testing for cause and

that failure to submit to or to complete a drug test constitutes a refusal to be tested. Jockeys or apprentice jockeys who refuse a drug test shall automatically be suspended for no more than 30 days, and shall not be allowed to return to the racetrack until a negative test result is achieved. Other states provide for suspending licensees who fail to be tested. Illinois requires an immediate suspension of no more than 30 days while Louisiana's regulations provide for a minimum 90-day suspension for licensees who fail (for the first time) to submit to a test.

The proposed regulation provides for a jockey split sample program, and a method of informing the jockey or apprentice jockey if a confirmed positive finding of an illegal drug, controlled substance or prescription drug is reported. Jockeys and apprentice jockeys will have the option of requesting the testing of the jockey split sample provided he or she pays for the transporting and testing of the split. The results of the jockey drug test and the jockey split sample test are confidential and will remain confidential unless or until the Board files an official complaint or accusation. While the proposed jockey split sample provisions are modeled on California's equine split sample program outlined in Board Rule 1859.25, Split Sample Testing, many racing jurisdictions provide for a human split sample. Delaware, Illinois and Louisiana provide for split sample testing as does the ARCI Model Rule. In all cases the split results from urine samples.

Finally, the proposed regulation reserves the right to direct a jockey or apprentice jockey to submit to a drug test by methods including, but not limited to, blood, hair follicle or skin. This provides the Board with flexibility in testing methods should it determine it wishes to go beyond urine. In the past, the Board has required testing by such methods as hair, and it has had a contract with a laboratory to draw blood. Delaware allows licensees to opt for a blood test rather than urine, and it allows the racing commission to require "any other test" as directed.

The Board should consider what it means by "random" and how it wishes to apply this regulation. How often will drug testing occur, and how many jockeys/apprentice jockeys will undergo testing per meeting. Illinois conducts testing with every race program, and those selected for testing must submit to testing before the last race of each program. Delaware conducts random testing before or after the performance of duties, but its rule does not state how often random testing will occur. Louisiana allows testing at the discretion of the stewards, and the ARCI Model Rules allows testing at the discretion of the racing commission.

RECOMMENDATION

This item is presented for Board discussion and action.

Attachments:

Drug testing regulations with random testing: Delaware, Illinois, Louisiana, and the ARCI Model Rule.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 4. OCCUPATIONAL LICENSES
PROPOSED ADDITION OF
RULE 1500.1. JOCKEY SUBJECT TO TESTING

Regular Board Meeting
August 19, 2010

1500.1. Jockey Subject to Testing.

(a) To ensure the safety and integrity of horse racing, no jockey or apprentice jockey, while acting in the course of his or her professional duties, shall have in his or her body, or possess or use on the grounds of any race track any illegal drug. Nor shall a jockey or apprentice jockey have in his or her body, or possess or use on the grounds of any race track any controlled substance or prescription drug, unless the substance or drug was obtained directly, or pursuant to a valid prescription or order, from a licensed physician and the possession of such controlled substance or prescription drug has been permitted by the stewards in accordance with Rule 1890(d) of this Division.

(b) Jockeys and apprentice jockeys are subject to random drug testing, as well as testing based upon reasonable suspicion, as provided in this Division. Failure to submit to or complete a drug test at the time, location, and manner directed by the Board or its representatives shall constitute a refusal to be tested. A jockey or apprentice jockey who fails to submit to or complete a drug test shall be immediately suspended for no more than 30 days and shall not be allowed to participate at any race track under the jurisdiction of the Board until a negative test result is achieved.

(c) Each urine specimen received from a jockey or apprentice jockey shall be divided into two separate parts. One portion designated as the official jockey test sample shall be tested by a Board approved official laboratory. The remaining portion of the

specimen shall be known as the jockey split sample and shall be available for testing at a Board approved independent laboratory upon the request of the individual who provided the specimen. The Board makes no guarantees as to the amount of the specimen that will be available for the jockey split sample. All specimens taken by representatives of the Board are under the jurisdiction of and shall remain the property of the Board at all times. The Board shall ensure the security and storage of the specimens.

(d) A confirmed positive finding for an illegal drug, controlled substance or prescription drug shall immediately be reported to the Executive Director or his designee by the Board approved official laboratory. The Board approved official laboratory shall also transmit a written report of the finding to the Executive Director within five working days after the notification is made.

(e) When the Executive Director or his designee is notified of a finding by the Board approved official laboratory that an official jockey test sample contained an illegal drug, controlled substance or prescription drug, the Executive Director or his designee shall notify a supervising investigator. The supervising investigator shall confidentially notify the jockey or apprentice jockey and the jockey or apprentice jockey shall have 72 hours from the date he or she is notified to request that the jockey split sample of the official jockey test sample that was found to contain an illegal drug, controlled substance or prescription drug be tested by an independent Board approved laboratory.

(f) If the jockey or apprentice jockey wishes to have the jockey split sample tested, he or she shall comply with the following procedures:

(1) The request shall be made on the form CHRB-217 (New 9/10) Request to Release Jockey Test Evidence, which is hereby incorporated by reference. Form CHRB-217 shall be made available at all CHRB offices, and at the CHRB website.

(2) The jockey or apprentice jockey requesting to have the jockey split sample tested shall be responsible for all charges and costs incurred in transporting and testing the jockey split sample. By signing CHRB-217 the jockey or apprentice jockey certifies he or she has made arrangements for payment to the designated independent Board approved laboratory for laboratory testing services.

(3) Verification of payment for costs incurred in transporting and testing the jockey split sample must be received by the CHRB within five (5) working days from the CHRB receipt of CHRB-217. If such verification of payment is not received, the jockey split sample will not be released or shipped to the independent Board approved laboratory designated by the jockey or apprentice jockey to test the jockey split sample and the jockey or apprentice jockey will have relinquished his/her right to have the split sample tested. If a complaint issues, the only test results that will be considered will be the results from the Board approved official laboratory.

(g) Upon approval by the Executive Director or the Executive Director's designated representative of a valid request on CHRB-217, CHRB-217A (New 9/10), Authorization to Release Jockey Split Sample Urine Evidence, which is hereby incorporated by reference, shall be completed and the Board shall ensure that the jockey split sample is sent to the designated independent Board approved laboratory for testing.

(1) If the findings by the independent Board approved laboratory fail to confirm the findings of an illegal drug, controlled substance or prescription drug as reported by

STATE OF CALIFORNIA
REQUEST TO RELEASE JOCKEY TEST
EVIDENCE
CHRB- 217 (Rev. 8/10)

CALIFORNIA HORSE RACING BOARD

CONFIDENTIAL

To: CALIFORNIA HORSE RACING BOARD
Attn: JOCKEY TEST SAMPLE PROGRAM
1010 Hurley Way, Suite 300
Sacramento, CA 95825

I am requesting the California Horse Racing Board (CHRB) to release to a Board approved laboratory the

Jockey test sample identified as # _____ which has been detected to contain _____

I fully understand that I am responsible for all costs incurred by the transporting and testing of the jockey test sample identified as # _____ to the laboratory I have chosen:

Laboratory Name and Address

I have enclosed payment of \$ _____ to cover costs of materials, packing, shipping and handling.

I have selected and will make payment to the designated laboratory named above, to test the jockey test sample.

I understand that verification of payment for all shipping and laboratory fees must be received by the CHRB within five (5) working days from the date of this form. If such verification of payment is not received, I understand that the jockey test sample will not be released or shipped to the above laboratory and a hearing will be held based on the original confirmation report from the Board approved official laboratory.

Jockey/Apprentice Jockey Signature

Date

() _____
Telephone No.

Original: Laboratory
Duplicate: California Horse Racing Board

STATE OF CALIFORNIA
AUTHORIZATION TO RELEASE JOCKEY
SPLIT SAMPLE URINE EVIDENCE
CHRB-217A (New 9/10)

CALIFORNIA HORSE RACING BOARD

AUTHORIZATION TO RELEASE JOCKEY SPLIT SAMPLE URINE EVIDENCE

To: Custodial Officer of the California Horse Racing Board

Upon the petition and request of: _____

You are authorized to retrieve from secure storage the jockey split sample identified as # _____ and thereafter to send such sample to:

Laboratory Name and Address

Date

California Horse Racing Board

ACKNOWLEDGMENT OF CUSTODIAL OFFICER

This is to confirm that on _____ I retrieved from secure storage the Jockey split sample identified as _____ and sent such sample to:

Laboratory Name

Laboratory Address

at _____ by _____
Time Carrier

Date

Custodial Officer

The Custodial Officer must retain the Request to Release Jockey Test Evidence, CHRB-217, for the evidence log and forward the original document with the return receipt for shipment to the designated laboratory.

Delaware

Title 3 Agriculture

1001 Thoroughbred Racing Commission

21.0 Substance Abuse or Addiction

21.1 Statement of Purpose

21.1.1 The rules in this part establish and describe requirements, criteria, standards and procedures designed to monitor, test for and ultimately control the use of alcohol and drugs by persons within the jurisdiction of the Delaware Thoroughbred Racing Commission. The purpose of these rules is to eliminate substance abuse and thereby enhance the safety, integrity and decorum of horse racing in the State of Delaware. The Commission shall promulgate administrative regulations for effectively preventing the use of improper devices, the administration of drugs or stimulants or other improper acts for the purpose of affecting the speed or health of horses in races in which they are to participate. The Commission is also authorized to promulgate administrative regulations for the legal drug testing of licensees. The Commission is authorized to contract for the maintenance and operation of a testing laboratory and related facilities, for the purpose of saliva, urine, or other tests for enforcement of the Commission's drug testing rules. The licensed persons or associations conducting thoroughbred racing shall reimburse the Commission for all costs of the drug testing programs established pursuant to this section. Increases in costs of the aforementioned testing program shall be reasonable and related to the expansion in the number of days of racing and the number of races held, the need to maintain competitive salaries, and inflation. The Commission may not unreasonably expand the drug testing program beyond the scope of the program in effect as of June 30, 1998. Any decision by the Commission to expand the scope of the drug testing program that occurs after an administrative hearing, at which the persons or associations licensed under 3 Del.C. §10121 consent to such expansion, shall not be deemed an unreasonable expansion for purposes of this section. The Commission, in addition to the penalties contained in 3 Del.C. §10125, may impose penalties on licensees who violate the drug testing regulations including the imposition of fines or assessments for drug testing costs.

21.2 Scope

21.2.1 These rules shall be deemed to apply to every licensed person and all employees of licensees within the jurisdiction of the Delaware Thoroughbred Racing Commission. Exception -- Owners who are licensees of the Commission are not subject to this part unless they are otherwise eligible as a result of holding another type of license.

21.3 Violations

21.3.1 It shall be a violation of the rules of racing, subjecting the offender to discipline by the Commission or its designee:

21.3.1.1 To possess, without a valid prescription, any controlled substance while on the premises of a horse racing enclosure within the jurisdiction of the Delaware Thoroughbred Racing Commission;

21.3.1.2 Any individual possessing or under the influence of a prescription medication shall produce for inspection a valid prescription for the medication within twenty-four (24) hours upon demand by the Commission or its designee. The failure to produce the prescription at this time constitutes a separate violation.

21.3.1.3 To be intoxicated or under the influence of alcohol or a controlled substance while on the premises of a horse racing enclosure within the jurisdiction of the Delaware Thoroughbred Racing Commission;

21.3.1.4 To engage in the illegal sale or distribution of alcohol or a controlled substance;

21.3.1.5 To possess any equipment, products or materials of any kind which are used or intended for the use of planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, possessing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling or otherwise introducing into the human body a controlled dangerous substance while on the premises of a horse racing enclosure within the jurisdiction of the Delaware Thoroughbred Racing Commission;

21.3.1.6 To refuse to submit to urine or drug testing, when notified that such testing is based upon a random drug testing procedure, or is based upon reasonable suspicion that the person to be tested is using drugs or alcohol, or is based upon actions which demonstrate that the individual is impaired.

21.4 Testing Procedures - General



21.4.1 At its discretion, the Commission or its designee may conduct random or episodic drug and/or alcohol testing, as well as testing based upon reasonable suspicion in order to ensure the safety, integrity and decorum of Delaware thoroughbred racing.

21.4.2 Any licensed person and all employees of licensees within the jurisdiction of the Delaware Thoroughbred Racing Commission, except as noted in Rule 21.2, may be subjected to a urine test, blood test or any other test approved by the Commission in a manner prescribed by the Delaware Thoroughbred Racing Commission. The failure to submit to such a test when requested to do so by the Commission or their designee shall subject the offender to discipline as provided in Rule 21.8.

21.4.3 No prior notice need be given as to the onset or cessation of random testing.

21.4.4 Testing based on reasonable suspicion will be conducted just before, during, or just after performance of duties when a supervisor or company official observes behavior or appearance that is characteristic of drug or alcohol misuse and/or has reasonable suspicion to believe the individual has violated the Commission's prohibitions on drug or alcohol use.



21.4.5 Random testing will be conducted on a random, unannounced basis just before, during or just after performance of duties. Names of individuals to be tested will be selected randomly. If a name is selected more than once in the same month, it will be eliminated and another selection will be made. If a name is selected and the individual cannot be tested within the month, the Commission may test the individual at another time. Once notified of a random test, an employee must proceed immediately to the test site.

21.4.6 Return-to-duty testing will be conducted when an individual has violated the Commission's prohibitions on drug or alcohol use and returns to duty.

21.4.7 Follow-up testing will be conducted after there has been a determination that an employee is in need of assistance in resolving problems associated with drug or alcohol misuse. Tests will be unannounced and conducted just before, during or just after the performance of duties. Follow-up testing may be extended for up to sixty (60) months following return to duty.

21.5 Testing Procedures - Urine and Blood Testing

21.5.1 Any licensed person and all employees of licensees within the jurisdiction of the Delaware Thoroughbred Racing Commission, except as noted in Rule 21.2, who has been requested to submit to a test for the

presence of drugs or alcohol shall provide the requested sample without unreasonable delay to the designee of the Commission. The sample so taken shall be immediately sealed and tagged for identification. The sealing and tagging of the sample shall be witnessed by the individual tested. It shall be the obligation of the individual tested to cooperate fully with the representative of the Commission obtaining and securing a sample.

- 21.5.2 If a field screening test indicates the presence of alcohol or a controlled substance, the test results shall be confirmed by a laboratory acceptable to the Commission. When sample quantity permits, each test sample shall be divided into portions so that one portion may be used to confirm the field screening test and another portion may be used by the individual tested to obtain an independent analysis of the sample.
- 21.5.3 A portion of the test sample will be provided to a laboratory or testing facility, designated by the individual tested, when quantity permits, only upon written request. To protect the security of the chain of custody, the laboratory performing the initial test under Rule 21.5.2 will arrange for transportation of any remaining sample to the facility so designated by the individual for testing. All cost for the transportation and testing of the sample portion so provided shall be the financial responsibility of the requesting person. Payment for the costs of the transportation and testing of this portion of the sample shall be due from the individual tested within fifteen (15) days of the receipt of written notice of the costs.
- 21.5.4 Any individual may choose to submit to a blood test at a laboratory acceptable to the Commission instead of submitting to a urine test. An individual so choosing must announce the intention to forego the urine test and to obtain a blood test without delay, and proceed to the laboratory for the testing procedure.
- 21.5.5 If a field screening test has been performed, and the individual conducting the field test has reason to believe that the test results are inaccurate, the individual tested may be directed to submit to a blood test at a laboratory acceptable to the Commission.
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ILLINOIS REGISTER
 ILLINOIS RACING BOARD
 NOTICE OF ADOPTED RULES

Section 508.50 Licensee Subject to Testing

- a) No licensee shall have present in his or her body, or possess or use on the grounds of any race track any controlled substance or any prescription drug unless the substance was obtained directly, or pursuant to a valid prescription or order, from a licensed physician, while acting in the course of his or her professional practice.
- b) Each licensee at a race track or other facility under the jurisdiction of the Board may be subject to a drug ~~test at any time~~ while within the enclosure of any race track or other facility at the direction of the Stewards or Executive Director or designee if there is individualized suspicion that a licensee is possessing or using any controlled substance or any drug in violation of any federal or State law. 
 * This provision notwithstanding, specific categories of occupation licenses are subject to random drug testing pursuant to Section 508.80. Failure to submit to or complete a drug test at the time, location, and manner directed by Board personnel shall constitute a refusal to be tested. Any licensee who fails to submit to or complete a drug test shall be immediately suspended for no more than 30 days and shall not be allowed to participate at any race track under the jurisdiction of the Board until a negative test result is achieved. A licensee's refusal to test shall subject the licensee to the penalties in Section 508.60.
- c) Each specimen received from a licensee shall be divided into two separate parts. One portion designated as the referee sample, shall be available for testing upon the request of the individual who provided the specimen. The referee sample may also be tested by the laboratory with the consent of the individual who provided the specimen. The other portion of the sample shall be known as the laboratory sample and shall be tested by the laboratory. The cost of testing the referee portion shall be borne by the person requesting the additional test.
- d) After the specimen has been taken from a licensee and analyzed by an accredited laboratory approved by the Board, the laboratory shall make a ~~positive test finding~~. The Board shall consider both the initial test level and confirmatory test level for controlled substances or prescription drugs, pursuant to the Mandatory Guidelines for Federal Workplace Drug Testing (Substance Abuse and Mental Health Services Administration available at <http://www.workplace.samhsa.gov>) when determining a positive for a controlled substance that is included in the federal guidelines.

ILLINOIS REGISTER
ILLINOIS RACING BOARD
NOTICE OF ADOPTED RULES

- e) A confirmed positive for an illegal drug, controlled substance or prescription drug result shall be reported, in writing, to the Stewards. On receiving written notice from the laboratory that a sample has been found positive for an illegal drug, controlled substance or prescription drug, the Stewards shall notify the individual of the test results.

 - f) Upon receipt of a notice of positive test finding, the stewards shall conduct an inquiry at which the individual with notice of a positive test finding shall have the opportunity to be heard. Further, any individual with notice of a positive test finding may challenge his or her particular test or test result by having a portion of the sample tested at the laboratory of his or her choice. Any individual contesting the tests or test results may request a hearing before the Board as set forth in 11 Ill. Adm. Code 204.
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ILLINOIS REGISTER
ILLINOIS RACING BOARD
NOTICE OF ADOPTED RULES

~~Section 508.80~~ Random Testing



- a) State racing boards and commissions in several states have promulgated regulations that subject racing participants to both breathalyzer and urinalysis tests by randomly selecting participants for such tests. The validity of this type of regulation was recently upheld in *Shoemaker v. Handel*, 3rd Cir. 1986) 795 F.2d 1136, affirming 619 F.Supp. 1089 (D.N.J. 1985).
- b) The Board finds, based on its experience and expertise in the regulation of racing, that random testing for alcohol and controlled substances will maximize the value of tests as a deterrent and will tend to reduce the adversarial nature of the test by treating all Jockeys, Drivers, Starters, Assistant Starters, and Outriders equally.
- c) As a supplement to the substance abuse testing program based upon individualized suspicion (as set forth in Sections 508.30 and 508.50 above), the Board hereby authorizes the limited use by the Stewards of both breathalyzer and urinalysis tests for Jockeys, Drivers, Starters, Assistant Starters, and Outriders who are selected by random. The names of all Jockeys, Drivers, Starters, Assistant Starters, and Outriders who appear on the official program as participants for a given race program for which testing is to be conducted shall be placed in a locked container which shall be secured by the stewards. The stewards for each racing program shall draw from the container the names of not more than five individuals for alcohol and drug testing. The name drawing shall be proximate to race time and a representative of the Jockey's Guild, the Illinois Horsemen's Benevolent and Protective Association, and the Illinois Harness Horsemen's Association shall be invited to attend the drawings and witness the random selections.
- d) The Jockeys, Drivers, Starter, Assistant Starters, and Outriders whose names are drawn at random must provide a urine sample to the stewards or their designee before the last race for that racing program. Any person selected at random who refuses to provide the sample or submit to a breathalyzer test shall be suspended.
- e) No Jockey, Driver, Starter, Assistant Starter, or Outrider shall be required to provide a urine sample on a random selection basis more than three times at a

ILLINOIS REGISTER
ILLINOIS RACING BOARD
NOTICE OF ADOPTED RULES

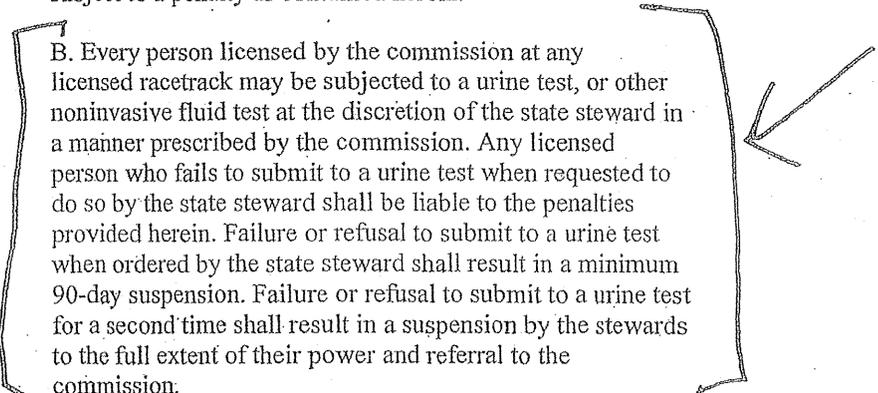
race meet. If the participant's name is drawn in excess of three times, the stewards shall disregard the selection, return the name to the container, and draw another name.

Louisiana Rule 1791

§1791. Testing for Dangerous Substance Abuse

A. No person licensed by the commission shall use any controlled dangerous substance as defined in the "Louisiana Controlled Dangerous Substance Act," R.S. 40:961 et seq., or any prescription legend drug, unless such substance was obtained directly, or pursuant to a valid prescription or ordered from a licensed physician, while acting in the course of his professional practice. It shall be the responsibility of the person licensed by the commission to give notice to the state steward that he is using a controlled dangerous substance or prescription legend drug pursuant to a valid prescription or order from a licensed physician. This notice shall be in the form of an affidavit provided by the commission and completed by the licensed practitioner. Failure to provide the state steward with the appropriate affidavit prior to the collection of a urine sample shall result in a positive violation and shall be administered pursuant to Subsection D. Failure of a licensed person to provide this affidavit from his doctor or physician within 10 days of being notified by the stewards of a finding for a prescription drug shall be treated as a positive and having the person subject to a penalty as contained herein.

B. Every person licensed by the commission at any licensed racetrack may be subjected to a urine test, or other noninvasive fluid test at the discretion of the state steward in a manner prescribed by the commission. Any licensed person who fails to submit to a urine test when requested to do so by the state steward shall be liable to the penalties provided herein. Failure or refusal to submit to a urine test when ordered by the state steward shall result in a minimum 90-day suspension. Failure or refusal to submit to a urine test for a second time shall result in a suspension by the stewards to the full extent of their power and referral to the commission.



C. Any person licensed by the commission who is requested to submit to a urine test shall provide the urine sample to a chemical inspector of the commission. When requested to provide a sample, that person shall submit the sample before leaving the race track. Failure to do so shall be considered a refusal. The sample so taken shall be immediately sealed and tagged on the form provided by the commission and the evidence of such sealing shall be indicated by the signature of the tested person. The portion of the form which is provided to the laboratory for analysis shall not identify the individual by name. In obtaining any sample, it shall be the obligation of the licensed person to cooperate fully with the chemical inspector who may be required to witness the securing of such sample. Anyone who tampers with a urine sample shall be fined and/or suspended as provided for by R.S. 4:141 et seq. and/or the

Rules of Racing.

D. A positive controlled dangerous substance or prescription drug result shall be reported in writing to the commission or its designee. On receiving written notice from the official chemist that a specimen has been found positive for a controlled dangerous substance or prescription legend drug, the commission or its designee shall proceed as follows.

1. The licensed person shall, as quickly as possible, be notified in writing and a hearing scheduled with the stewards.
 - a. If a person having tested positive for a dangerous substance or prescription drug so desires, he/she may request within five days to the stewards to have the split or referee sample tested by a commission-designated alternate laboratory as provided herein. At the time of the request, the licensed person must deposit with the stewards an amount equivalent to the fee charged by the referee laboratory chosen to cover expenses to be incurred in testing the split sample. Failure of a licensed person to make a request within five days constitutes a waiver of any and all rights to have the split sample tested.
 - b. Split samples shall be stored in a locked freezer pending the laboratory results of the original samples. If an original sample's result is negative, the split sample may be disposed of. However, if the result is positive, the split sample shall be retained in the locked freezer until needed or until final disposition of the case.
 - c. A licensed person's timely request for the testing of the split sample may then select any one of the commission-designated alternate laboratories to perform the testing.
2. For a licensed person's first violation, he shall be suspended 30 days and denied access to all racetracks, off-track wagering facilities and approved training facilities in Louisiana. His reinstatement shall be contingent upon evaluation by a commission approved board certified drug evaluator or counselor, and after providing a negative urine report.
3. For a licensed person's second violation, he shall be suspended six months and denied access to all racetracks, off-track wagering facilities and approved training facilities in Louisiana. His reinstatement may be allowed upon proof of enrollment, and continued attendance in a commission approved drug rehabilitation program.
4. For a licensed person's third violation, he shall be suspended for 15 years and denied access to all racetracks, off-track wagering facilities and approved training facilities in Louisiana.
5. The stewards and/or commission approved board certified drug evaluator or counselor may require urine/hair analyses or other noninvasive body fluid tests at any time during rehabilitation for reasonable cause.
6. Unexcused absences from a drug rehabilitation

program shall result in the participant being suspended for seven days from racing.

7. Excused absences from a drug rehabilitation program must be approved prior to the participant's absence by the commission approved drug evaluator or individual counselor.

8. Amphetamines and other central nervous system stimulants are not permitted except in cases of exogenous obesity. In those cases, the participant must give proof that multiple dietary attempts to control exogenous obesity have failed and that he is participating in a medically supervised dietary program which includes the short term (two to three weeks) usage of amphetamines.

E. Any information received in the process of obtaining a urine sample, including but not limited to, medical information, the results of any urine test, and any reports filed as a result of attending a drug rehabilitation program, shall be treated as confidential, except for their use with respect to a ruling issued pursuant to this rule, or any administrative or judicial hearing with regard to such a ruling. Access to the information received and/or reports of any positive results and/or reports from a drug rehabilitation program shall be limited to the commissioners of the Louisiana State Racing Commission, the commission and/or its designee, counsel to the commission and the subject, except in the instance of a contested matter. In the instance of a contested matter, any information received and reports prepared shall not be disclosed without the approval of the commission or its designee.

F. Information received and reports prepared pursuant to this rule shall be stored in a locked secure area in the office of the commission for a period of one year, after which time, they shall be destroyed. However, the commission may maintain the information received and reports on individuals who have violated this rule for the purpose of recording the number of violations and the results of supervisory treatment, and for use should future violations occur.

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:141 and R.S. 4:148.

HISTORICAL NOTE: Promulgated by the Department of Commerce, Racing Commission, LR 13:289 (May 1987), amended by Department of Economic Development, Racing Commission, LR 15:620 (August 1989), LR 16:394 (May 1990), LR 17:172 (February 1991), LR 17:648 (July 1991).

ARCI MODEL RULES

CHAPTER 8: FLAT RACING LICENSING AND DUTIES OF LICENSEES

ARCI-008-010-GENERAL PROVISIONS

H. Substance Abuse/Addiction

- (1) All licensees shall be deemed to be exercising the privileges of their license, and to be subject to the requirements of these rules, when engaged in activities that could affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.
- (2) It shall be a violation to exercise the privileges granted by a license from this Commission if the licensee:
 - (a) Is engaged in the illegal sale or distribution of alcohol or a controlled substance;
 - (b) Possesses, without a valid prescription, a controlled substance;
 - (c) Is intoxicated or under the influence of alcohol or a controlled substance;
 - (d) Is addicted, having been determined to be so by a professional evaluation, to alcohol or other drugs and not engaged in an abstinence-based program of recovery acceptable to the Commission;
 - (e) Has in his/her possession within the enclosure any equipment, products or materials of any kind which are used or intended for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling or otherwise introducing into the human body a controlled dangerous substance;
 - (f) Refuses to submit to urine or drug testing, when notified that such testing is based on a random drug testing procedure, is based on reasonable suspicion that the person is using drugs or alcohol or is based on the licensee's acting as if in an impaired condition; or
 - (g) Presently has drugs (controlled substances) or alcohol in his or her body. With regard to alcohol, the results of a breathalyzer test showing a reading of more than .05 percent of alcohol in the blood shall be the criterion for a finding of alcohol present in the body. With regard to other controlled substances, presence of the drug in any quantity measured by the testing instrument establishes the presence of the drug for purposes of this paragraph.
- (3) At its discretion, the Commission may conduct random or episodic random drug testing, as well as testing based on reasonable suspicion, in order to ensure safety on the racetrack.
- (4) When conducted, random drug testing shall apply, equally, to all licensees who are, at the time of the random testing, exercising the privileges of their license in such ways as may affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.

- 5-20
- (5) No notice need be given as to onset or cessation of random testing.
 - (6) For licensees who are tested under the provisions in this chapter, and whose testing shows the presence of drugs (controlled substances) or alcohol, any field screening test results shall be confirmed by a laboratory acceptable to the Commission which shall include Gas Chromatography/ Mass Spectrometry (GC/MS) procedures.
 - (7) When the sample quantity permits, each test sample shall be divided into portions so that one portion may be used for the confirmation procedure and another portion may be utilized by the licensee to obtain an independent analysis of the urine sample.
 - (8) The Commission shall provide for a secure chain of custody for the sample to be made available to the licensee.
 - (9) All costs for the transportation and testing for the sample portion made available for the licensee shall be the financial responsibility of the requesting person.
 - (10) Payment shall be due from the requesting person within 30 days of receipt of notice of the costs.
 - (11) A licensee penalized or restricted pursuant to this chapter shall retain rights of due process with respect to any determination of alleged violations which may adversely affect the right to hold a license.
 - (12) If there has been a violation, under number 2 above, the following procedures will be followed:
 - (13) The Commission may, at its discretion, order the licensee to obtain a professional assessment to determine whether there is a substantial probability that the licensee is dependent on, or abuses, alcohol or other drugs or the Commission may act on the information at hand.
 - (14) Actions in the case of first violators may include revocation of the license, suspension of the license for up to six months, placing the violator on probation for up to 90 days or ordering formal assessment and treatment.
 - (15) Treatment or assessment, if ordered, must meet the conditions given in numbers 16-18 below.
 - (16) The license of the person may be revoked or suspended for a period of up to one year or a professional assessment of the person may be ordered by the Commission.
 - (17) If a professional assessment indicates presence of a problem of alcohol or other drug abuse that is not treatable within the reasonably foreseeable future (360 days) the license may be suspended for a period of up to one year.
 - (18) If a professional assessment indicates presence of a treatable problem of alcohol or other drug abuse or dependence, the Commission may order the licensee to undergo treatment as a condition of continuing licensure. Such treatment will be through a program or by a practitioner, acceptable to the licensee and the Commission. Required features of any program or practitioner acceptable to the Commission will be:
 - (a) Accreditation or licensure by an appropriate government agency, if required by state statute;
 - (b) A minimum of one year follow-up of formal treatment; and
 - (c) A formal contract indicating the elements of the treatment and follow up program that will be completed by the licensee and, upon completion, certified to the Commission

as completed. To effect the contract, the licensee will authorize release of information by the treating agency, hospital or individual.

- (19) For third-time violators, the violator's license may be revoked and the violator may be deemed ineligible for licensure for up to five years.
- (20) Although relapse (failure to maintain abstinence) is not inevitable, it is common for relapse to occur in recovery from alcoholism or other substance dependence. Therefore, a licensee who is engaged in a formal program of recovery, and is compliant with all provisions other than abstinence, will not be regarded automatically as having committed a new violation.
- (21) When a licensee is determined to have failed in maintaining abstinence, the licensee shall furnish to the Commission an assessment by the treating agency, hospital or individual practitioner indicating whether the licensee was compliant with the agreed upon program of recovery, and an opinion as to whether a "new violation" occurred.
- (22) The Commission will determine whether a new violation has occurred in each instance. If a new violation has occurred, the Commission will proceed under numbers 13-15 above or numbers 16-18 above. Otherwise, the licensee shall continue in the agreed upon program of recovery.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING A REPORT FROM THE
THOROUGHBRED OWNERS OF CALIFORNIA (TOC)
REGARDING THE RESULTS OF ITS RECENT
ELECTION FOR OFFICERS OF THE BOARD

Regular Board Meeting
August 19, 2010

BACKGROUND

Business and Professions Code section 19613.1 states that with respect to thoroughbred racing, the Board shall determine which matters shall be the subject of negotiation and contract between the owners' organization and the association, and which matters shall be the subject of negotiation and contract between the trainers' organization and the association. The owners' organization shall generally be responsible for negotiating purse agreements, satellite simulcast agreements, and all other business agreements relating to the conduct of racing that affects the owners. The trainers' organization shall generally be responsible for negotiating issues relating to the backstretch, track safety, and the welfare of backstretch employees. The Board shall resolve issues that are not settled between the associations and organizations representing owners and trainers.

Board Rule 2040, Horsemen's Organizations for Owners and Trainers, provides that the Board shall acknowledge one respective horsemen's organization that represents horse owners and trainers of each separate breed of racehorse that competes in such meets except thoroughbreds. The Board shall acknowledge separate horsemen's organizations for owners and trainers of thoroughbred racehorses.

The Thoroughbred Owners of California (TOC) is the Board recognized horsemen's organization for thoroughbred owners. The TOC membership recently elected Cal Fischer and Mike Pegram to its Board of Directors. Incumbents Keith Pronske and Pablo Suarez were re-elected to the Board. The new Board officially took office on July 1, 2010 and were seated at the July 23, 2010 TOC Board meeting.

The TOC Board of Directors at its July 23, 2010 meeting elected Arnold Zetcher chair of its 2010-11 Board. Other officers elected were Brian Boudreau, Vice Chair Southern California; Keith Pronske, Vice Chair Northern California; Pete Parrella, Treasurer; Pablo Suarez, Secretary; and Mike Pegram, At-Large Member.

RECOMMENDATION

This item is presented for Board discussion and action.

A representative of TOC is prepared to make a report regarding TOC's recent election of officers.



285 West Huntington Drive, Arcadia CA 91007 (626) 574-6620

FOR IMMEDIATE RELEASE:
July 23, 2010

CONTACT: Mary Forney
(858) 794-1018
TOC@toconline.com

Arnold Zetcher New TOC Chair

Arcadia, Calif. – At its first board meeting of the new fiscal year on July 23 at Del Mar, the board of directors of the Thoroughbred Owners of California (TOC) elected Arnold Zetcher chair of its 2010-11 board. Other officers elected were Brian Boudreau, Vice Chair Southern California; Keith Pronske, Vice Chair Northern California; Pete Parrella, Treasurer; Pablo Suarez, Secretary; and Mike Pegram, At-Large Member. The new board officially took office on July 1st following elections held in June.

Zetcher was elected to the board in 2009 and has served on the Racing Affairs, Owner Relations and Track committees in addition to serving as an at-large member on the Executive Committee. Zetcher's top stakes winners include Gabby's Golden Gal, Richard's Kid, EZ's Gentleman and Zardana, and he has campaigned such notable runners as Tizzy's Tune, Gabrieline Giof and multiple graded stakes winner House of Fortune. Zetcher is the retired President, CEO and Chairman of the Board of Talbots, a chain of over 1,100 women's specialty stores.

"I am honored to be elected Chair," said Zetcher. "The TOC has not always received due credit for its participation in and contribution to our industry's many issues – and there is no shortage of pressing issues. I am looking forward to the TOC taking a stronger role as a strategic, innovative and leadership organization to help the industry in California and racing as a whole."

TOC is the official organization serving new, veteran and future Thoroughbred owners in the state. It represents, advances, and protects owners' interests and rights in legislative, administrative and business matters. Additionally, the organization provides ongoing educational opportunities for current and prospective owners, regularly presenting programs on Thoroughbred ownership including Ownership 101 Seminars, Advanced Horse Courses, and Conformation Clinics.

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THOROUGHBRED OWNERS OF CALIFORNIA
BOARD OF DIRECTORS
August 2010

Arnold Zetcher – Chairman
Brian Boudreau – Vice Chair, Southern California
Keith Pronske – Vice Chair, Northern California
Pete Parrella – Treasurer
Pablo Suarez – Secretary
Mike Pegram – At Large Member
Madeline Auerbach
Martin Bach
Bob Baffert
David Bloom
Ron Ellis
Cal Fischer
Billy Koch
Ed Moger
Donald Valpredo

CALIFORNIA HORSE RACING BOARD

AUGUST 19, 2010
REGULAR BOARD MEETING

There is no board package material for Item 7

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE OAK TREE RACING ASSOCIATION AT SANTA ANITA SEPTEMBER 29, 2010 THROUGH OCTOBER 31, 2010.

Oak Tree Racing Association (OTRA) filed its application to conduct a thoroughbred horse racing meeting at Santa Anita:

- September 29 through October 31, 2010, or 25 days, 6 less than 2009. The association proposes to race 215 races, or 8.60 per day. In 2009 they raced 8.16 races per day with an average of 7.82 runners per race. The (actual) average daily purse for the 2009 meet was \$359,798. The (estimated) average daily purse for this meet is \$342,833.
- The Oak Tree Racing Association (OTRA) previously leased Santa Anita Race Track from Los Angeles Turf Club Inc (LATC). On March 5, 2009, Magna Entertainment Corporation (MEC) filed for bankruptcy. The MEC bankruptcy filing impacted the LATC which was a MEC subsidiary. On Monday, April 26, 2010, a Delaware bankruptcy judge approved a plan that allowed Magna Entertainment Corp. (MEC) to transfer the vast majority of its racing assets to its parent company and largest creditor, MI Developments. Subsequently, MID terminated the OTRA lease with LATC. At the June 22, 2010, Regular Board meeting Frank Stronach, chairman of MI Developments agreed to allow Oak Tree Racing Association to run its 2010 race meet at Santa Anita.
- Oak Tree Racing Association was allocated 26 race days for 2010. The proposed race dates differ from the allocated dates with the elimination of the October 13th racing date. The deletion of October 13th would reduce the race days to 25.

September - 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

October - 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

- Racing 5 days per week, Wednesday through Sunday, with 8 races weekdays, 9 opening day, weekends and Monday, October 11. 10 Saturday, October 30, California Cup Day.
- Racing concurrently with the Fresno District Fair and Pacific Racing Association (PRA).
- First post 1:00 p.m. weekdays and 12:30 p.m. weekends and holidays.
 - 12:00 p.m. October 30, California Cup Day
- Request Jennifer Paige to be appointed horse identifier pursuant to CHRB Rule 1525.
- Wagering program will use CHRB and ARCI rules.
 - Early wagering 8:30 a.m. to 10:00 a.m.
- The Advance Deposit Wagering (ADW) providers are Twin Spires, Youbet, TVG, Xpressbet

and Oak Tree Bets (Operated by XpressBet)

Pursuant to Business and Profession Code section 19604, specific provisions must be met before an ADW provider can accept wagers.

Summary of B&P code 19604

To accept wagers on races conducted in California from a resident of California.

- The ADW provider must be licensed by the Board.
- A written agreement allowing those wagers exists with the racing association or fair conducting the races on which the wagers are made.
- The agreement shall have been approved in writing by the horsemen's organization responsible for negotiating purse agreements for the breed on which the wagers are made.

To accept wagers on races conducted outside of California from a resident of California.

- The ADW provider must be licensed by the Board.
- There is a hub agreement between the ADW provider and one or both of (i) one or more racing associations or fairs that together conduct no fewer than five weeks of live racing on the breed on which wagering is conducted during the calendar year during which the wager is placed, and (ii) the horsemen's organization responsible for negotiating purse agreements for the breed on which wagering is conducted.

No documents have been received in compliance with Business and Professions code 19604:

- Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Inspection of backstretch worker housing has been requested and will be completed before the beginning of the race meeting.
- Track safety inspection has been requested and will be completed prior to start of race meet.

ITEMS STILL NEEDED:

1. Pertinent contract and/or agreements required pursuant to Business and Professions Code section 19604 that allows Oak Tree Racing Associations designated ADW providers to accept wagers on races conducted in California for the applied license term.
2. 2009 Audited Financials
3. Horsemen agreement
4. California Thoroughbred Trainers agreement

RECOMMENDATION:

Staff recommends the Board not approve the application until the outstanding documents have been received.

If the application is considered for approval, staff recommends a contingent approval upon the submission of outstanding items and recommends the applicant be required to appear again before the Board to address the status of the outstanding documents and to remove the contingency status from the Board's approval.

Application is hereby made to the California Horse Racing Board (CHRB) for a license to conduct a horse racing meeting in accordance with the California Business and Professions (B&P) Code, Chapter 4, Division 8, Horse Racing Law, and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

1. APPLICANT ASSOCIATION

A. Name, mailing address, telephone and fax numbers of association:

Oak Tree Racing Association
Santa Anita Park
285 W. Huntington Drive
Arcadia CA 91007

Telephone: 626/574-6345 or 574-7223
Fax Phone: 626/447-2940

B. Breed of horse: TB QH H

C. Racetrack name: Santa Anita Park

D. Attach a certified check payable to the Treasurer of the State of California in the amount of \$10,000 as deposit for license fees pursuant to B&P Code Section 19490.

NOTICE TO APPLICANT: Application must be filed not later than 90 days before the scheduled start date for the proposed meeting pursuant to CHRB Rule 1433.

2. DATES OF MEETING

A. Inclusive dates for the entire meeting: September 29 through October 31, 2010

B. Actual dates racing will be held: September 29, 30
October 1, 2, 3, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17,
20, 21, 22, 23, 24, 27, 28, 29, 30, 31

C. Total number of days or nights of racing: 25 Days (Revised from 26 days, dark October 12/13)

D. Days or nights of the week races will be held:
 Wed - Sun Tues - Sat Other (specify) Racing Monday, October 11;
Dark Tuesday and Wednesday.

E. Number of days or nights of racing per week: 5 Days*
(*) Subject to the availability of horses.

CHRB CERTIFICATION

Application received: 7/1/10
Deposit received: on file
Reviewed: [Signature]

Hearing date: 7/22/10
Approved date:
License number:

3. RACING PROGRAM

- A. Total number of races: Estimate 215 (Includes Cal. Cup)
- B. Number of races for each day or night: 8 races weekdays
9 races Opening Day, Weekends and Monday, October 11; (*) with the option to program 10 races on such days.
10 races Saturday, October 30, 2010 (Cal. Cup Day)
- C. Total number of stakes races: 28 including California Cup Day
- D. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. Note the races that are designated for California-bred horses.

See stakes schedule attached.

- E. Will provisions be made for owners and trainers to use their own registered colors?

Yes No If no, what racing colors are to be used:

- F. List all post times for the daily racing program:

	Weekdays	Fridays (Except November 6)	Weekends & Holidays
Race 1	1:00 p.m.	2:00 p.m.	12:30 p.m.
Race 2	1:30 p.m.	2:30 p.m.	1:00 p.m.
Race 3	2:00 p.m.	3:00 p.m.	1:30 p.m.
Race 4	2:30 p.m.	3:30 p.m.	2:00 p.m.
Race 5	3:00 p.m.	4:00 p.m.	2:30 p.m.
Race 6	3:30 p.m.	4:30 p.m.	3:00 p.m.
Race 7	4:00 p.m.	5:00 p.m.	3:30 p.m.
Race 8	4:30 p.m.	5:30 p.m.	4:00 p.m.
Race 9	5:00 p.m. (When applicable)	4:30 p.m. (When applicable)	
Race 10	5:30 p.m. (When Applicable)	5:00 p.m. (When applicable)	

Exceptions: California Cup Day; Saturday, October 30, 2010 12:00 PM
Closing Day; Sunday, October 31, 2010 12:00 PM

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall each racing day provide for the running of at least one race limited to California-bred horses, to be known as the "California-bred race" pursuant to CHRB Rule 1813. For thoroughbred and quarter horse meetings, the total amount distributed for California-bred stakes races from the purse account, including overnight stakes, shall not be less than 10% of the total amount distributed for all stakes races pursuant to B&P Code Section 19568(b).

CHRB
2010 Oak Tree Stake Schedule TOTAL COSTS

RACE DATE	RACE	2009 PURSE	2010 PURSE	COST	AGE	DISTANCE	B/C \$		
Wed, Sep 29	THE SEN. KEN MADDY HANDICAP (G III)	\$100,000+	\$100,000	\$88,000	F/M, 3 & UP	abt. 6 1/2 (T)			
Sat, Oct 2	THE NORFOLK STAKES (G I)	\$300,000*	\$250,000	\$176,000	2 YO	1 1/16 M	\$50,000	Gross Stakes \$	\$3,420,000
Sat, Oct 2	THE GOODWOOD STAKES (G I)	\$350,000	\$250,000	\$198,000	3 & UP	1 1/8 M	\$25,000		
Sat, Oct 2	THE YELLOW RIBBON STAKES (G I)	\$300,000	\$250,000	\$220,000	F/M, 3 & UP	1 1/4 M (T)		less BC \$	\$175,000
Sat, Oct 2	THE ZENYATTA STAKES (G I)	\$300,000*	\$250,000	\$198,000	F/M, 3 & UP	1 1/16 M	\$25,000	less fees	\$279,000
Sun, Oct 3	THE OAK LEAF STAKES (G I)	\$300,000*	\$250,000	\$176,000	F, 2 YO	1 1/16 M	\$50,000	less Overnight \$	\$220,000
Sun, Oct 3	THE CLEMENT L. HIRSCH TURF CHAMPIONSHIP (G I)	\$300,000	\$250,000	\$220,000	3 & UP	1 1/4 M (T)		less Cal Cup \$	\$700,000
Sun, Oct 3	THE LOUIS R ROWAN STAKES	\$65,000+	\$55,000		F/M, 3 & UP	6 1/2 F			
Sat, Oct 9	THE OAK TREE MILE (G II)	\$150,000	\$150,000	\$132,000	3 & UP	1 M (T)		Net Stakes \$	\$2,046,000
Sat, Oct 9	THE ANCIENT TITLE STAKES (G I)	\$300,000*	\$250,000	\$198,000	3 & UP	6 F	\$25,000		
Sun, Oct 10	THE SWINGTIME STAKES @	\$60,000+	\$55,000		F/M, 3 & UP	1 M (T)			
Mon, Oct 11	THE MORVICH HANDICAP (G III)	\$100,000	\$100,000	\$88,000	3 & UP	abt 6 1/2 F (T)			
Sat, Oct 16	THE OAK TREE DERBY (G II)	\$150,000	\$150,000	\$132,000	3 YO	1 1/8 M (T)			
Sun, Oct 17	THE HAROLD C. RAMSER, SR. HANDICAP (G III)	\$100,000	\$100,000	\$88,000	F, 3 YO	1 M (T)			
Sat, Oct 23	THE JACK GOODMAN STAKES	\$65,000+	\$55,000		2 YO	6 F			
Sun, Oct 24	THE ANOAKIA STAKES	\$65,000+	\$55,000		F, 2 YO	6 F			
Sat, Oct 30	CALIFORNIA CUP CLASSIC	\$200,000	\$150,000		3 & UP (CA)	1 1/8 M			
Sat, Oct 30	CALIFORNIA CUP MILE	\$125,000	\$100,000		3 & UP (CA)	1 M (T)			
Sat, Oct 30	CALIFORNIA CUP MATRON	\$100,000	\$100,000		F/M, 3 & UP (CA)	1 1/16 M			
Sat, Oct 30	CALIFORNIA CUP SPRINT	\$100,000	\$100,000		3 & UP (CA)	6 F			
Sat, Oct 30	CALIFORNIA CUP DISTAFF	\$100,000	\$100,000		F/M, 3 & UP (CA)	abt 6 1/2 f (T)			
Sat, Oct 30	CALIFORNIA CUP JUVENILE (COLTS & GELDINGS)	\$100,000	\$75,000		2 YO (CA)	1 1/16 M			
Sat, Oct 30	CALIFORNIA CUP JUVENILE (FILLIES)	\$100,000	\$75,000		F, 2 YO (CA)	1 1/16 M			
Sun, Oct 31	THE LAS PALMAS HANDICAP (G II)	\$200,000	\$150,000	\$132,000	F/M, 3 & UP	1 M (T)			
			\$3,420,000	\$2,046,000					

Supplemental nominations available for all stakes...

* Includes Breeders' Cup Fund Money

4. RACING ASSOCIATION

- A. Association is a: Corporation (complete subsection C)
- LLC (complete subsection D)
- Other (specify, and complete subsection E)

B. Complete the applicable subsection and attached Addendum, Background Information and Ownership. Addendum A on file with the Board.

C. CORPORATION

- 1. Registered name of the corporation: Oak Tree Racing Association
- 2. State where incorporated: California
- 3. Registry or file number for the corporation: D5468-730
- 4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:

Dr. Jack K. Robbins	President and Director
Sherwood C. Chillingworth	Executive Vice President, Director
Thomas R. Capehart	Vice-President-Secretary, Director
Dr. Rick M. Arthur	Vice-President-Assistant Secretary, Director
John H. Barr	Vice-President, Director
Richard Mandella	Vice-President, Director
Warren B. Williamson	Vice-President, Director
Robert W. Zamarripa	Vice-President, Director

Note: There are no shares of stock, but there are eight membership certificates issued; One to each Director. Oak Tree Racing Association is a not-for-profit and Non-dividend paying corporation.

- 5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each: None. Each Director owns one membership.
- 6. Number of outstanding shares in the corporation: Eight
- 7. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
- 8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: Thomas R. Capehart, Vice President-Secretary
- 9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: N/A
- 10. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. The licensee may submit the audited consolidated annual financial statements of its parent owner if the parent owner is a publicly traded company and guarantees the obligations of the licensee. Financial statements for May 31, 2009 – May 31, 2010, are presently being prepared by our independent

auditors, Vicenti, Lloyd & Stutzman. It is anticipated that these statements will be completed by late August and will be promptly forwarded to the Board. Latest available statements for May 31, 2008 – May 31, 2009 are on file with CHRB. ⁸⁻⁷

D. LLC N/A

E. OTHER N/A

1. Name(s) of partners/sole proprietor:
2. If a partnership, attach partnership agreement.

F. Management and Staff

1. Name and title of the managing officer and/or general manager of the association and the name and title of all department managers and staff, other than those listed in 10B, who will be listed in the official program:

Dr. Jack K. Robbins	President and Director
Sherwood C. Chillingworth	Executive Vice President & Managing Officer, Director
Thomas R. Capehart	Vice-President-Secretary, Director
Dr. Rick M. Arthur	Vice-President-Assistant Secretary, Director
John H. Barr	Vice-President, Director
Richard Mandella	Vice President, Director
Warren B. Williamson	Vice-President, Director
Robert W. Zamarripa	Vice-President, Director
George Haines II	President, Los Angeles Turf Club, Incorporated
Gina Lavo	Controller
Candace Coder-Chew	Director of Print & Graphics
Aaron Vercruysse	Director of Simulcast
Jason Spetnagel	Director of Facility & Grounds
Allen Gutterman	Director of Marketing
Randy Hartzell	Director of Mutuels
Dick Honaker	Director of Operations & Security
Pete Siberell	Director of Community Services & Special Projects
Ken Walker	Director of Industrial Relations
Amy J. Zimmerman	Director of Broadcasting
Nina Zukin	Director of Information Services
Trevor Denman	Public Address Commentator
Jay Cohen	Hornblower

2. Name and title of the person(s) authorized to receive notices on behalf of the association and the mailing address of such person(s) if other than the mailing address of the association:

Sherwood C. Chillingworth, Executive Vice President & Managing Officer,
Oak Tree Racing Association

5. PURSE PROGRAM

A. Purse distribution:

All races other than stakes: (25 days)
 1. Current meet estimate: \$4,808,000 (24 days; Excludes Cal Cup)
 Prior meet actual: \$6,232,344 (28 days)

Average Daily Purse (5A1 ÷ number of days):
 Current meet estimate: \$ 200,333
 Prior meet actual: \$ 222,583

2. Overnight stakes:
 Current meet estimate: \$ 220,000
 Prior meet actual: \$ 260,000

Average Daily Purse (5A2 ÷ number of days):
 Current meet estimate: \$ 9,166
 Prior meet actual: \$ 9,285

3. Non-overnight stakes:
 Current meet estimate: \$ 2,046,000 (Net distribution minus horsemen fees)
 Prior meet actual: \$ 2,105,000

Average Daily Purse (5A3 ÷ number of days):
 Current meet estimate: \$ 85,250
 Prior meet actual: \$ 75,178

B. Stakes races:

1. Purse distribution for all stakes races:
 Current meet estimate: \$2,266,000
 Prior meet actual: \$2,365,000

Average Daily Purse (5B1 ÷ number of days):
 Current meet estimate: \$ 94,416
 Prior meet actual: \$ 84,464

2. Percentage of the purse distribution for all stakes races that will be distributed for California-bred stakes races:

Current meet estimate: \$ 700,000 (Not included in stakes figure.)
 Prior meet actual: \$1,000,000

Average Daily Purse (5B2 ÷ number of days):
 Current meet estimate: \$ 28,000 based on 25 days
 Prior meet actual: \$ 32,258 based on 31 days.

C. Funds to be generated for all California-bred incentive awards:

Current meet estimate: \$ 960,000
 Prior meet actual: \$1,210,000

D. Payment to each recognized horsemen's organization contracting with the association and the name(s) of the organization(s):

Recognized Horsemen's Organization

Current meet estimate:		Prior meet actual:	
NTRA	\$ 17,000	NTRA	\$ 37,000
TOC	\$ 70,800	TOC	\$ 92,000
CTT (*)	\$ 106,200	CTT (*)	\$ 138,000
TOTAL	\$ 194,000	TOTAL	\$ 267,000
*Pension Fund	\$70,792	*Pension Fund	\$91,900
*Administration	\$35,408	*Administration	\$46,010

E. Amount from all sources to be distributed in the form of purses or other benefits to horsemen (5A+5C+5D):
 Current meet estimate: \$ 8,228,000
 Prior meet actual: \$10,074,344

Average Daily Purse (5E ÷ number of days):
 Current meet estimate: \$ 342,833 (24 days)
 Prior meet actual: \$ 359,798 (28 days)

F. Purse funds to be generated from on-track handle and intrastate off-track handle:
 Current meet estimate: \$ 5,409,000
 Prior meet actual: \$ 7,124,000

Average Daily Purse (5F ÷ number of days):
 Current meet estimate: \$ 216,360 (25 days)
 Prior meet actual: \$ 245,655 (29 days; excluding Breeders' Cup 2009)

G. Purse funds to be generated from interstate handle:
 Current meet estimate: \$ 1,936,100 (25 days)
 Prior meet actual: \$ 2,549,000 (29 days; excluding Breeders' Cup 2009)

Average Daily Purse (5G ÷ number of days):
 Current meet estimate: \$ 77,444
 Prior meet actual: \$ 87,927

H. Bank and account number for the Paymaster of Purses' purse account:
 CitiBank, 787 W. 5th Street 29th Floor, Los Angeles, CA 90071, paid through
 Paymaster of Purses Account #on file

I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:
 Bowen, McBeth Co., 10722 Arrow Route, Suite 110, Rancho Cucamonga, CA 91730
 Telephone: (909) 944-6465

NOTICE TO APPLICANT: All funds generated and retained from on-track pari-mutuel handle which are obligated by law for distribution in the form of purses, breeders' awards or other benefits to horsemen, shall not be deemed as income to the association; shall not be transferred to a parent corporation outside the State of California; and shall, within 3 calendar days following receipt, be deposited in a segregated and separate liability account in a depository approved by the CHRB and shall be at the disposition of the Paymaster of Purses, who shall pay or distribute such funds to

the persons entitled thereto. All funds generated from off-track simulcast wagering, interstate wagering, and out-of-state wagering which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt, into such liability account. In the event the association is obligated to the payment of purses prior to those obligated amounts being retained from pari-mutuel wagering for such purpose, or as a result of overpayment of earned purses at the conclusion of the meeting, the association shall transfer from its own funds such amounts as are necessary for the Paymaster of Purses to distribute to the horse owners statutorily or contractually entitled thereto. The association is entitled to recover such transferred funds from the Paymaster of Purses' account; and if insufficient funds remain in the account at the conclusion of the meeting, the association is entitled to carry forward the deficit to its next succeeding meeting as provided by B&P Code Section 19615(c) or (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen's organizations, the association may carry forward the surplus amount to its next succeeding meeting; provided, however, that the amount so retained does not exceed an amount equivalent to the average daily distribution of purses and breeders' awards during the meeting. All amounts in excess shall be distributed retroactively and proportionally in the form of purses and breeders' awards to the horse owners and breeders having earned purses or awards during the conduct of the meeting.

6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:
1,950
- B. Minimum number of stalls believed necessary for the meeting: 1,853
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: 1,500
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:

Hollywood Park 1,500
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site.

SCOTWINC agreement on file with CHRB

Complete subsections F through H if the association will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available on-site for the 1986 meeting: 1,950
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:
\$390,000 (\$8.00/day/stall; excluding vanning costs)
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:

\$78,000 Estimated vanning cost.

\$ 180.00 RT / Hollywood Park

7. PARI-MUTUEL WAGERING PROGRAM

A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, associations may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) Uniform Rules of Racing, Chapter 9, Pari-mutuel Wagering, or a combination of both. Please complete the following schedule for the types of wagering other than WPS and the minimum wager amount for each:

Use DD for daily double, E for exacta (special quinella), PK3 for pick three, PK4 for select four, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for superfecta, TRI for trifecta, and US for unlimited sweepstakes (pick 9).

Oak Tree Racing Association reserves the right to amend the following:

TYPE OF WAGERS						APPLICABLE RULES
Example Race:	\$1 E; \$1 Double					CHRB #1959; RCI #VE
Race #1	\$1E	\$2DD	\$1PK3	\$1PNP4	\$1PPN	Superfecta CHRB #1959, 1957, 1977, 1976.9, 1976.8, 1979.1
Race #2	\$1E	\$2DD	\$1PK3			Superfecta CHRB #1959, 1957, 1977, 1979.1
Race #3	\$1E	\$2DD	\$1PK3		\$2PNP6	Superfecta CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #4	\$1E	\$2DD	\$1PK3		\$1PNP5 \$2PNP6	Superfecta CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #5	\$1E	\$2DD	\$1PK3	\$1PNP4	\$1PNP5 \$2PNP6	Superfecta CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #6	\$1E	\$2DD	\$1PK3	\$1PNP4	\$1PNP5 \$2PNP6	Superfecta CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #7	\$1E	\$2DD	\$1PK3	\$1PNP4	\$1PNP5	Superfecta CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #8	\$1E	\$2DD	\$1PK3	\$1PNP4	Super H5	Superfecta CHRB #1959, 1957, 1977, 1976.9, ARCI 19599, 1979.1
Race #9	\$1E	\$2DD			Super H5	Superfecta CHRB #1959, 1957, ARCI 004-105, 1979.1
Race #10	\$1E	\$2DD			Super H5	Superfecta CHRB #1959, 1957, ARCI 004-105, 1979.1

- o Rolling \$2 Daily Doubles beginning with Race #1. (CHRB #1957)
- o \$1 Trifecta on all eligible races. (CHRB #1979)
- o \$0.10 Superfecta wagering offered on all qualifying races. (CHRB #1979.1)
- o Incoming simulcasts will follow host track format.
- o \$1 Place PK-8 on 8-race program; Place PK-9 on 9-race program, Place PK-10 on 10-race program, Alternate runner provision (CHRB #1976.9) or if not marked, Closing Line Favorite evidenced by the amounts wagered in the win pool. [All \$1 Wagers] No carryover. Pay all tickets with most winners. (CHRB 1976.8)
- o \$2 PNP-6 last six live races 70% Carryover, 30% Minor. Alternate runner provision. (CHRB #1976.9)
- o \$1 PNP-5 last five live races. Mandatory payout daily. Pay all tickets with most winners. (CHRB #1976.9)
- o \$1 PNP4 first and last four live races. (CHRB #1976.9) Mandatory payout daily.
- o \$1 Super High-Five selecting the first five finishers in a same race. 100% payout on all tickets selecting five winners. No consolation; 100% carryover if no ticket has five winners. Super High-5 will be carded as last race of the day [Applicable rule: ARCI 19599 – T PICK (N) POSITION (X) POOLS]
- o No PK-5 offered on guaranteed PK-6 days.

B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: Sunday, October 31, 2010

C. List any options requested with regard to exotic wagering: N/A

D. Will "advance" or "early bird" wagering be offered? Yes No
 If yes, when will such wagering begin: 8:30 AM – 10:00 AM

E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract:

Scientific Games Racing, Brooks Pierce, President Expires: September 2012

8. ADVANCE DEPOSIT WAGERING (ADW)

A. Identify the ADW provider(s) to be used by the association for this race meeting:

- Providers include: Twin Spires
- YouBet
- TVG
- Xpress Bet
- Oak Tree Bets (operated by Xpress Bet)

9. SIMULCAST WAGERING PROGRAM

A. Simulcast organization engaged by the association to conduct simulcast wagering:
Southern California Off-Track Wagering, Inc.

B. Attach the agreement between the associations and simulcast organization permitting the organization to use the association's live audiovisual signal for wagering purposes and providing access to its totalizator for the purpose of combining on-track and off-track pari-mutuel pools.
Agreement on file with CHRB.

C. California simulcast facilities the association proposes to offer its live audiovisual signal:

Alameda County Fair

- Antelope Valley Fair
- Barona Casino
- Bay Meadows
- Cal. Expo
- Desert Expo
- Earl Warren Showground's – 19th DAA
- ExpoCentre
- Fairplex
- Fantasy Springs Casino
- Fresno District Fair – 21st DAA
- Fresno Club One Wagering Facility
- Golden Gate
- Hollywood Park
- Kern County Fair – 15th DAA
- Lake Perris Sports Pavilion
- Los Alamitos

- Monterey County Fair – 7th DAA
- National Orange Show
- Redwood Acres Fair – 9th DAA
- San Bernardino County Fair – 28th DAA
- San Joaquin Fair – 2nd DAA
- Santa Barbara County Fair – 37th DAA
- Santa Clara County Fair
- Shasta District Fair – 27th DAA
- Solano County Fair
- Sonoma County Fair
- Stanislaus County Fair, Turlock Satellite
- Sycuan Casino
- Ventura County Fair – 31st DAA
- Viejas Casino & Turf Club
- Surfside Race Place at Del Mar
- 24th District Agricultural Association

D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal:
See (E) Common Pool Sites and Separate Pool/Flat Fee Sites.

E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association:

EXPORT SIMULCAST SITE REQUEST – Subject to Change

Amwest Entertainment	North Dakota	Blue Ribbon Downs	Oklahoma
Arapahoe Park	Colorado	Bluffs Run Greyhound Park & Casino, Iowa	
Arima Race & Sports Book	Trinidad	Boyd Gaming, dba Delta Downs	Louisiana
Arlington International Racecourse	Illinois	Buffalo Trotting Association	New York
Atlantic City Casino Assn.	New Jersey	Calder Race Course	Florida
Atlantic City Race Course	New Jersey	Canterbury Park	Minnesota
Atokad Downs	Nebraska	Capital District OTB	New York
Balmoral Park/Maywood	Illinois	Catskill OTB	New York
Bettor Racing OTB (Royal River)	South Dakota	Charles Town Races	West Virginia
Beulah Park	Ohio	Choctaw Racing Services, LLC,	Oklahoma
Birmingham Race Course	Alabama	Churchill Downs	Kentucky

Churchill Downs Sports Spectrum, Kentucky		New York Racing Association	New York
Coeur d' Alene Casino	Idaho	Newport Jai-Alai	Rhode Island
Colonial Downs	Virginia	Northfield Park	Ohio
Columbus Races	Nebraska	Northville Racing Corp.	Michigan
Connecticut OTB	Connecticut	Oaklawn Park	Arkansas
Corpus Christi Greyhound Race Track, Texas		Ocean Downs	Maryland
Crystal Palace Casino	Bahamas	Penn National Race Course	Pennsylvania
Dairyland Greyhound Park Wisconsin		Philadelphia Park	Pennsylvania
Delaware Park	Delaware	Pinnacle Racecourse	Michigan
Dover Downs	Delaware	Plainridge Race Course	Massachusetts
Downs at Albuquerque	New Mexico	Portland Meadows	Oregon
Ellis Park	Kentucky	Prairie Meadows	Iowa
Emerald Downs	Washington	Raceway Park	Ohio
Evangeline Downs	Louisiana	Racing & Gaming Services, Inc.,	British WI
Fair Meadows at Tulsa	Oklahoma	Remington Park	Oklahoma
Fairgrounds Race Course	Louisiana	Retama Park	Texas
Fairmount Park	Illinois	River Downs	Ohio
Finger Lakes Race Track	New York	Rockingham Park	New Hampshire
Fonner Park	Nebraska	Rosecroft Raceway	Maryland
Freehold Raceway	New Jersey	Ruidoso Downs	New Mexico
Geneva Lakes Kennel Club	Wisconsin	Saginaw Harness Raceway Michigan	
Gillespie County Fair Race Meet	Texas	Sam Houston Race Park, LTD	Texas
Hawthorne National LLC	Illinois	Saratoga Raceway	New York
Hazel Park	Michigan	Scarborough Downs	Maine
Hinsdale Greyhound Park	New Hampshire	Scioto Downs	Ohio
Hoosier Park	Indiana	Southland Greyhound Park	Arkansas
Horsemen's Park	Nebraska	Sports Creek Raceway	Michigan
Indiana Downs	Indiana	State Fair Park	Nebraska
Jackson Harness Raceway Michigan		Stevenson & Associates, Inc. (Common), Florida	
Keeneland Association	Kentucky	Suffolk Downs	Massachusetts
Las Vegas Dissemination Co.	Nevada	Suffolk OTB	New York
Lebanon Raceway	Ohio	Sunland Park	New Mexico
Les Bois Park	Idaho	Sunray Park	New Mexico
Lewiston Raceways, Inc.	Maine	The Green Track	Alabama
Lien Games, Inc.	North Dakota	The Greyhound Park at Post Falls,	Idaho
Lincoln Park	Rhode Island	The Meadows	Pennsylvania
Lone Star Race Park Ltd.	Texas	The Texas Hub at Gulf Greyhound,	Texas
Louisiana Downs	Louisiana	Thistledown Racing	Ohio
LVDC / Elite Turf Club	Nevada	Tri-State Racetrack & Gaming Center, WV	
LVDC / Tribal Locations	Nevada	Turf Paradise	Arizona
Manor Downs	Texas	Turfway Park	Kentucky
Maryland Jockey Club	Maryland	Western Regional OTB	New York
Midway Slots & Simulcast Delaware		Wheeling Downs	West Virginia
Monmouth Park	New Jersey	Wichita Greyhound Park	Kansas
Montana Simulcast Partners	Montana	Wonderland Greyhound Park	Massachusetts
Monticello Raceway	New York	Woodlands	Kansas
Mount Pleasant Meadows	Michigan	Wyoming OTB	Wyoming
Mountaineer Park	West Virginia	Yonkers Raceway	New York
Nassau/Suffolk OTB	New York	Zia Park	New Mexico
Nevada Pari-Mutuel Association	Nevada		
New Jersey Sports & Exposition Authority, NJ			
New York City Off-Track Betting	New York		

Canada Pools:

Assiniboia Down., CAN
 Charlottetown, CAN
 Clinton Raceway, CAN
 Connaught Park-Aylmer, CAN
 Dresden, CAN
 Elmira Raceway, CAN

Evergreen Park Grande Prairie, Can
 EX Park IVR, CAN
 Flamboro Downs, CAN
 Fort Erie Racetrack, CAN
 Fraser Downs, CAN
 Fredericton Raceway, CAN
 Georgian Downs, CAN
 Grand River, CAN

Hanover Raceway, CAN
 Hastings Park, CAN
 Hiawatha, CAN
 Hippodrome De Aylmer, CAN
 Hippodrome de Montreal, CAN
 Hippodrome de Quebec, CAN
 Hippodrome De Trois-Rivieres, CAN
 Inverness Raceway, CAN
 Kawartha Downs, CAN
 Marquis Downs, CAN
 Mohawk Racetrack, CAN
 Northlands Park, CAN
 Picov Downs, CAN

Quinte Raceway, CAN
 Rideau Carleton Raceway, CAN
 Rocky Mountain Turf Club, CAN
 St. John's, CAN
 Stampede Park, CAN
 Sudbury Downs, CAN
 Summerside-PEI, CAN
 TBC Teletheatres, CAN
 Truro Raceway, CAN
 Western Fair Raceway, CAN
 Windsor Raceway, CAN
 Woodbine, CAN
 Woodstock-Ontario, CAN

Separate Pools

Caliente: Mexico, Central & South America,
 Presidente Remon, Panama

- F. For THOROUGHBRED racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country thoroughbred races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
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*Subject to Change-Some signals will be full card but for the most part will be partial card, with the exception of Canadian Imports which do not count against the 32-race/day-import average.

Track	Dates	Races
Aqueduct - AQU:	Sept.-Nov.	Selected Feature and/or Stakes Races
Belmont - BEL:	Sept.-Nov.	Selected Feature and/or Stakes Races
Calder Race Course - CRC:	Sept.-Nov.	Selected Feature and/or Stakes Races
Churchill Downs - CD:	Sept.-Nov.	Selected Feature and/or Stakes Races
Fairground - FG:	Sept.-Nov.	Selected Feature and/or Stakes Races
Fort Erie - Canada:	Sept.-Nov.	Full Card
Hastings - HST:	Sept.-Nov.	Full Card
Hawthorne - HAW:	Sept.-Nov.	Selected Feature and/or Stakes Races
Keeneland - KEE:	Sept.-Nov.	Selected Feature and/or Stakes Races
Laurel Park - LRL:	Sept.-Nov.	Selected Feature and/or Stakes Races
Lone Star Park - LS:	Sept.-Nov.	Selected Feature and/or Stakes Races
Louisiana Downs - LAD:	Sept.-Nov.	Selected Feature and/or Stakes Races
Northlands Park - NP:	Sept.-Nov.	Full Card
Philadelphia Park - PHA:	Sept.-Nov.	Selected Feature and/or Stakes Races
Portland Meadows - PM:	Sept.-Nov.	Selected Feature and/or Stakes Races
Remington Park - RP:	Sept.-Nov.	Selected Feature and/or Stakes Races
River Downs - RD:	Sept.-Nov.	Selected Feature and/or Stakes Races
Stampede Park - STP:	Sept.-Nov.	Full Card
Thistledown - TDN:	Sept.-Nov.	Selected Feature and/or Stakes Races
Turf Paradise - TUP:	Sept.-Nov.	Selected Feature and/or Stakes Races
Turfway Park - TP:	Sept.-Nov.	Selected Feature and/or Stakes Races
Woodbine - WO:	Sept.-Nov.	Full Card

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
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- G. For QUARTER HORSE racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country quarter horse races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races": N/A

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

Name of Host Track Race Dates Full Card or Selected Feature and/or Stakes Races

- H. For **STANDARD BRED** racing associations, list the host tracks from which the association proposes to import out-of-state and/or out-of-country harness races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races": N/A

HARNESS SIMULCAST RACES TO BE IMPORTED

Name of Host Track Race Dates Full Card or Selected Feature and/or Stakes Races

- I. For **ALL** racing associations, list imported simulcast races the association plans to receive which use breeds other than the breed of the majority of horses racing at its live horse racing meeting. Include the name of the host track, the dates imported races will be held, and how many races will be imported: N/A

OTHER BREED SIMULCAST RACES TO BE IMPORTED

Name of Host Track Breed of Horse Race Dates Number of Races to be Imported

- J. For **ALL** racing associations, if any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Section 19596.2 and 19596.3, attach a copy showing the agreement by the appropriate racing association(s). N/A

NOTICE TO APPLICANT: B&P Code Section 19596.2(a) stipulates that on days when live thoroughbred or fair racing is being conducted in the state, the number of thoroughbred races which may be imported by an association or fair during the calendar period the association or fair is conducting its racing meeting cannot exceed a combined daily total of 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

NOTICE TO APPLICANT: All interstate wagering to be conducted by an association is subject to the provisions of Title 15, United States Codes, which require specific written approval of the CHRB and of the racing commission having jurisdiction in the out-of-state venue. All international wagering to be conducted by an association is subject to the provision of B&P Code Sections 19596, 19596.1, 19596.2, 19596.3, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every association shall pay over to the simulcast organization within 3 calendar days following the closing of wagering for any day or night racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering, and which are obligated by statute for guest commissions, simulcast operator's expenses and promotions, equine research, local government in-lieu taxes, and stabling and vaning deductions. Every association shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each day or night racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

10. CHARITY RACING DAYS

- A. Name and address of the distributing agent (charity foundation) for the net proceeds from charity racing days held by the association:

Oak Tree Charitable Foundation, 285 W. Huntington Drive, Arcadia, CA 91007

- B. Names and addresses of the trustees or directors of the distributing agent:

Dr. Jack K. Robbins	President and Director
Sherwood C. Chillingworth	Executive Vice President, Director
Dr. Rick M. Arthur	Vice-President-Assistant Secretary, Director
John H. Barr	Vice-President, Director
Thomas R. Capehart	Vice-President-Secretary, Director
Richard Mandella	Vice President, Director
Warren B. Williamson	Vice-President, Director
Robert W. Zamarripa	Vice-President, Director

285 W. Huntington Drive, Arcadia, CA 91007

- C. Dates the association will conduct races as charity racing days OR:

- D. Will the association pay the distributing agent an amount equal to the maximum required under B&P Code Section 19550(b)? Yes

NOTICE TO APPLICANT: Net proceeds from charity racing days shall be paid to the designated and approved distributing agent within 180 days following the conclusion of the association's race meeting in accordance with the provisions of B&P Code Section 19555. Thereafter, the distributing agent shall distribute not less than 90% of the aggregate proceeds from such charity racing days within 12 calendar months after the last day of the meeting during which the charity racing days were conducted and shall distribute the remaining funds as soon thereafter as is practicable. At least 20% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of B&P Code Section 19556(b).

11. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

A. Racing officials nominated:

Association Veterinarian(s)	Dr. Dana Stead
Clerk of Scales	Kevin Colosi
Clerk of the Course	Melanie Stubblefield
Film Specialist	Ruben Hernandez
Horse Identifier	Jennifer Paige
Horseshoe Inspector	Victor Tovar
Paddock Judge	Ken Goldberg
Patrol Judges	Ruben Hernandez, Dawn Jackson, Ken Goldberg
Placing Judges	Bob Moreno, Lisa Jones
Starter	Jay Slender
Timer	Jeff Tufts

B. Management officials in the racing department:

Director of Racing	Michael J. Harlow
Racing Secretary	Rick Hammerle
Assistant Racing Secretary	Richard Wheeler
Paymaster of Purses	Cece Connor
Others (identify by name and title)	
Assistant Clerk of Scales	Charles McCaul

C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards:

Ms. Barbara Weinstein
9582 Hamilton Avenue, Suite 265
Huntington Beach CA 92646, 714/964-7102

D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract:

Plusmic Corporation USA/Bill O'Brien Expires December 31, 2012.

E. Photo patrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks. In-house Video System:

MAJOR VIDEO EQUIPMENT LISTING

Cameras

- o All cameras, except ENG cameras, are BTS LDK 91 or BTS LDK 100 broadcast color cameras.
- o All cameras are equipped with Fujinon lens and Vinten camera Support Equipment.
- o All cameras (except the 2 wireless) are on triax camera control systems.
- o ENG cameras are Sony DVW-700 digital betacams.
- o Enclosed saddling stall cameras are high-8 lock-down cameras.

Camera Positions

- | | |
|---|--|
| 1) 3/8 tower on grass 55:1 lens | 6) loose pan camera on both grass and dirt 36:1 lens |
| 2) 3/8 tower on dirt 55:1 lens | 7) 7/8 tower on grass 55:1 lens |
| 3) hillside/square box on hill grass (remote) 18:1 lens | 8) 7/8 tower on dirt 55:1 lens |
| 4) 1/4 tower on both grass and dirt 24:1 lens | 9) Winner's circle 24:1 lens |
| 5) tight pan camera on both grass and dirt 70:1 lens | 10) wireless starting gate and saddling barn 18:1 lens |

- 11) wireless lower finish line and interviews 14:1 lens
- 12) walking ring 14:1 lens
- 13) east saddling barn (remote) 7:1 lens
- 14) west saddling barn (remote) 7:1 lens
- 15) studio 18:1 lens
- 16) infield speaker pole (remote) 18:1 lens
- 17) ENG camera 20:1 lens
- 18) East saddling barn enclosed saddling stall (lock-down)
- 19) West saddling barn enclosed saddling stall (lock-down)
- 20) 5/16 Camera outside of main track rail 14:1 lens

Public

- o 250 - 13" Gateway Flat Screen Monitors
- o 30 - 42" LG Plasma Monitors
- o Over 600 - 9" Sony receivers
- o Over 500 - 27" Sony receivers
- o Over 350 - 32" Sony receivers
- o Over 75 - 13" Sony receivers
- o Over 150 - 10" Sony receivers
- o 150 - 20" Sony receivers
- o 8 - BARCO Video Projectors
- o 40'x53' Display Ad Large screen LED video board
- o BARCO LED Screens
- o 32' x 18' BARCO mobile LED video board

Control Room Equipment

- o 1 - Tektronix 4-channel digital profile file server
- o 1 - Digital Betacam VTP
- o 2 - Composite Digital Video Tape recorders
- o 6 - Betacam record/play VCRs with slo-mo
- o 2 - Betacam record/play VCRs
- o 1 - 3/4" Umatic record/play VCR
- o 1 - 3/4" Umatic VCR
- o 5 - Digital Beta cam VCR's
- o 1 - GVG IPS-110 Editor
- o 2 - Hi 8 record/play VCR
- o 6 - VHS record/play VCR
- o 1 - BTS 128x128 video router with 64x64 stereo audio follow
- o 1 - GVG 3000 composite digital switcher w/dual MEs, PVW/PGM
- o 1 - Dual channel GVG DPM 700 digital effects system
- o GVG video DAs
- o 1 - GVG GF-40 character generator/paint system
- o 1 - GVG DSS-4 stillstore
- o 1 - Quanta character generator
- o Sony video monitors
- o 5 - Tektronix WFM and V-scopes
- o 1 - GVG 100 video switchers
- o 2 - Soundcraft Delta audio mixers
- o 1 - GVG 251 Editor
- o 30 - Jerold TV Modulators
- o 2 - Chyron MAX! Graphics Generators
- o 2 - Chyron Maxine! Graphics Generators
- o Abekes Dveous digital effects machine
- o Sony DVD Recorder/Players

Number and location of cameras for dirt and turf tracks:

- o 1 Tight Pan
- o 1 Loose Pan
- o 1 7/8th camera *dirt*
- o 1 7/8th camera *turf*
- o 1 RF Starting Gate camera
- o 1 3/8th camera *dirt*
- o 1 3/8th camera *turf*
- o 1 3/16th camera *dirt*
- o 1 3/16th camera *turf*
- o 1 1/4 pole camera
- o 1 hillside camera *turf*
- o 1 5/16th camera *dirt/turf*

F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract:

Electronic timing systems on both dirt and turf courses, maintained and operated by Santa Anita personnel. Systems backed by hand timing.

12. SECURITY CONTROLS

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers.

Richard Honaker, Director of Operations & Security

Lou Scalera, Chief of Security

Front Side Security Office (626) 574-6406

Stable Security Office (626) 574-6469

Organizational Chart: (Attached Exhibit 12-A)

- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis:

1 Chief of Security

1 Stable Security Manager

7 Investigators

1 Dispatcher/Child Care

40 Security Guards

1 Risk & Office Manager

1 Fire Marshall

13 Gatemen

1 Stable Credentials Secretary

1. Attach a written plan for enhanced security for graded stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns.

Each horse entered in a graded race is assigned a contracted security officer, licensed by the CHRB. Each of these officers will be trained by LATC Stable Security management, the CHRB and one or more track veterinarians. Each officer is issued a hand-held digital video camera and a log sheet to record [in writing and electronically] all activity including persons entering the stall with the horses entered. Each security officer is briefed before starting surveillance a minimum of six (6) hours prior to the post time of the given race.

2. Detention Barns:

- a. Attach a plan for use of graded stakes or overnight races.

As defined in contractual agreements with TOC, CTT and CHRB directives. (See Exhibit 12B-3)

- b. Number of security guards in the detention barn area during a 24-hour period.
See 12-2a above.

- c. Describe number and location of surveillance cameras in detention barn area.

LATC operates a detention barn located at Barn 121, stalls 9, 10, 11, 12, 12A, 14, 20 and 21 with each having a camera installed offering a wide angle view of the entire stall. In addition, on the outside of stalls 4, 7, 12A and 14, cameras have been installed offering wide-angle views of the shed row from both directions. The stable gates are included with the cameras as mentioned above and all of these cameras are controlled by the same measures.

3. TCO2 Testing:

- A. Number of races to be tested, and number of horses entered in each race to be tested.
All horses will be tested.
- B. Plan for enhanced surveillance for trainers with high-test results.
Contractual obligations with TOC, CTT and CHRB directives will be followed. (Exhibit 12-B3)
- C. Plan for detention barns for repeat offenders.
(Exhibit 12B-3)
- D. Number of security personnel assigned to the TCO2 program.
As needed.

C. Describe the electronic security system:

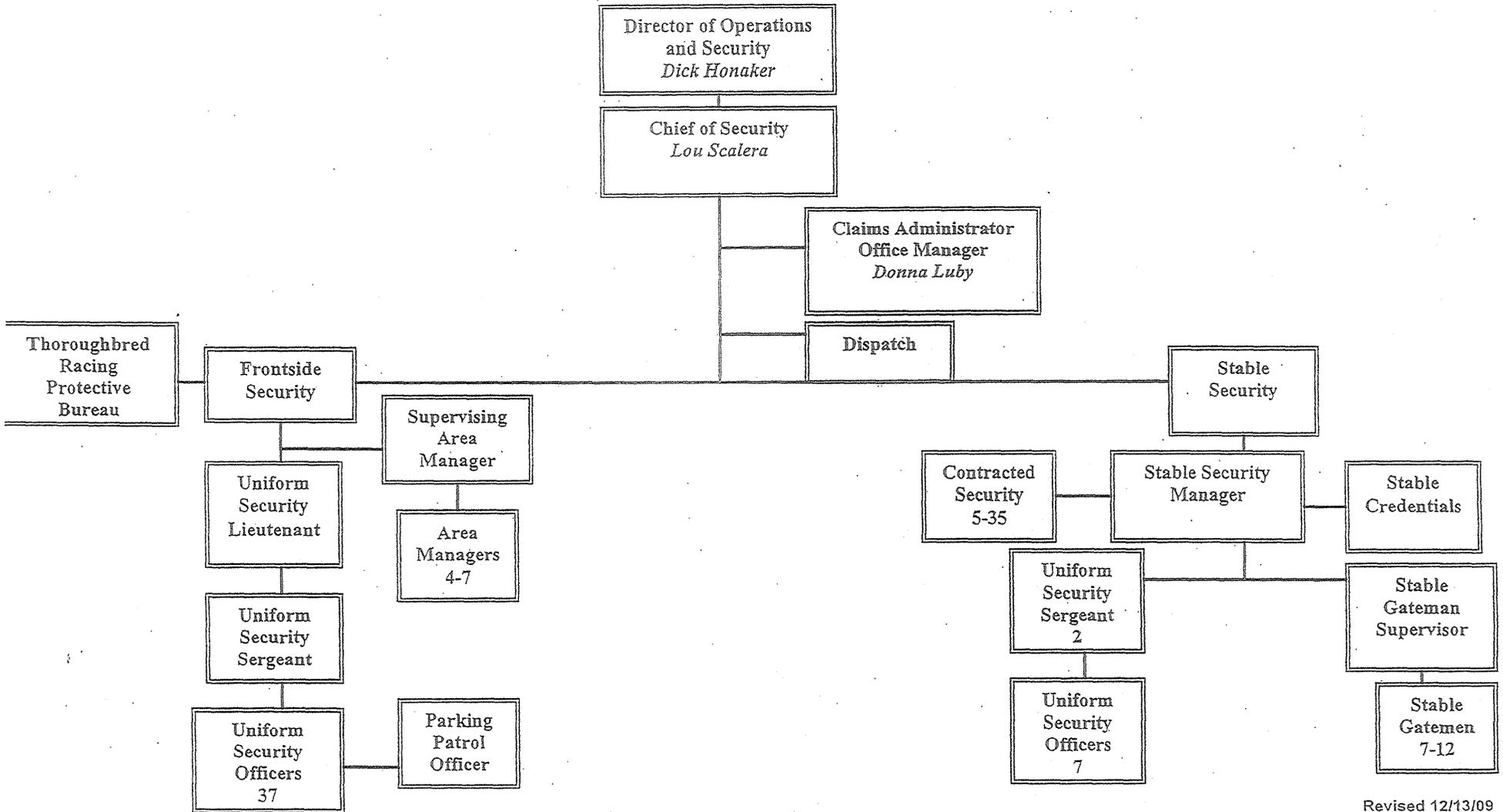
Electronic security system consists of video cameras with the ability to pan, tilt and zoom remotely. Camera monitors and control points are managed from secure locations. Video recordings are maintained on hard drives.

Location and number of video surveillance cameras for the detention barn and stable gate.

LATC operates a detention barn located at Barn 121, stalls 9, 10, 11, 12, 12A, 14, 20 and 21 with each having a camera installed offering a wide angle view of the entire stall. In addition, on the outside of stalls 4, 7, 12A and 14, cameras have been installed offering wide-angle views of the shed row from both directions. The stable gates are included with the cameras mentioned in question 2-C above, and all of these cameras are controlled by the same measures.

D. For night racing associations. Describe emergency lighting system: N/A

Organizational Chart



Revised 12/13/09

OAK TREE RACING ASSOCIATION
Santa Anita Park

2010 Testing Policy & Procedures

The Trainer goes into the TCO₂ surveillance-quarantine-protection barn within 72 hours of the CHRB's notice to the public that there has been a complaint filed against a trainer for a TCO₂ violation.

1st Offense – For the first test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, subject to surveillance for a period of 45 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that Track deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 30 days from the date set by the TCO₂ Committee will be quarantined to a Protection Barn beginning at noon on the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant, for stall renovation per day being born by the trainer or owner of such horse.

2nd Offense – For the second test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, which occurs within 3 years of a prior incidence, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, under surveillance for a period of 75 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that Track deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 60 days from the date set by the TCO₂ Committee will be quarantined to a Protection Barn beginning at noon the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to \$150.00 for security and \$25.00 for stall renovation per horse/entrant, for stall renovation per day being born by the trainer or owner of such horse.

3rd Offense – The third test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, which occurs within 3 years of a prior incidence, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, under surveillance for a period of 105 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that Track deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 90 days from the date set by the TCO₂ Committee will be quarantined to a Protection Barn beginning at noon the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant, for stall renovation per day being born by the trainer or owner of such horse.

13. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:
Huntington Ambulance Service, PO Box 145, Sunset Beach, CA 90742, (714) 325-0363
- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:
Hollywood Park: Huntington Ambulance Service (same as above)
Fairplex: Cole-Shaefer Ambulance, 324 N. Towne Ave., Pomona, CA 91767 (909) 622-1273
San Luis Rey Downs: North County Fire Protection District (located within 1 mile) Dial: "911"
- C. Describe the on-track first aid facility, including equipment and medical staffing:

Description of Santa Anita First Aid Office
(Live Racing)

SERVICES (Mission)

- Yearly Jockey Physicals;
- Preventive and curative medical services for jockeys;
- Urgent care facility for jockeys;
- Urgent care for patrons and Santa Anita employees.

STAFFING

- Contracted Track Physician;
- Contracted two EMTs;
- Licensed Emergency Ambulance

EQUIPMENT

- Basic First Aid Supplies (i.e. bandages and wound care);
- Oxygen equipment;
- Backboard, cervical collars, and splints;
- Blood pressure monitoring.

AVAILABILITY

- When gates open until after last race

- D. Name and emergency telephone number of the licensed physician on duty during the race meeting:
Dr. Salvador Sotomayor 626/695-7432
- E. Name, address and emergency telephone number of the hospital to be used for admittance and treatment of emergency injuries in the event of an on-track injury to a jockey:
Arcadia Methodist Hospital, 300 W. Huntington Drive, Arcadia, CA 91007 (626) 445-4441
- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey:
Exhibits 13-F Attached.

OAK TREE RACING ASSOCIATION

EMERGENCY MEDICAL PROCEDURES
FOR ON-TRACK INJURY TO JOCKEYS

"FIRST RESPONSE"

- In the event of an accident, LATC Trakside Human Ambulance "Unit 41T " which is manned by LATC-contracted EMTs and is following the horses and jockeys in the race will respond immediately to the site of the accident. The attending EMT's shall arrive equipped with basic cardiac life support (BCLS), AED, and full C-spine equipment
- An "on-site evaluation" of injuries to the jockey(s) shall be made by Unit 41T.



"ON-SITE EVALUATION"

- Based on the EMT's "on-site evaluation" of injuries , a decision shall be made to either treat the injured jockey(s) on-site or to transport to Methodist Hospital Emergency Room.
 - If on-site treatment is deemed sufficient, Unit 41T shall transport the injured jockey(s) directly to the First Aid Office where the Track Physician will be primary care provider or,
 - If off-site treatment is deemed necessary Unit 41 will have the Security Department (channel 1) contact the emergency room and advised them of the situation. Unit 41 will then transport jockey(s) to Methodist Hospital Emergency Room.



"INJURY TREATMENT"

- If the injured jockey(s) is treated at the First Aid Office the Track Physician shall be the primary care provider unless or until the Track Physician surrenders custody of the patient based on his/her medical judgment;
 - If deemed necessary Unit 41T will transport the injured jockey(s) to Methodist Hospital.
 - If more than two jockeys need to be transported to the hospital, the City of Arcadia Fire Department will be requested for assistance in transportation.

PROCEDIMIENTO MEDICO de EMERGENCIAS
PARA HERIDAS A JINETES EN LA PISTA

“PRIMEROS AUXILIOS”

- En el evento de un accidente, la ambulancia humana de LATC “Unidad 41T” es manejada por las EMT’s contractados por la LATC, seguiran a los caballos y jinetes en la carrera para responder inmediatamente al sitio del accident. El EMT arrivara con el equipo cardiaco basico (BCLS), AED, y equipo para la espina dorsal.
- Un evaluacion de las heridas al jinete seran hechas en sitio del accidente por la Unidad 41T.



“EVALUACION EN EL SITIO DEL ACCIDENTE”

- La decision de transporter al jinete a la sala de emergencias del Hospital Methodista o de ser tratado en la oficina de primeros auxilios del hipodromo sera basada en la evaluacion hecha por el EMT en el sitio del accidente sobre las heridas sufridas.
 - Si el tratamiento es suficiente en el sitio del accidente. La Unidad 41T transportara al jinete directamente a la oficina de primeros auxilios donde el doctor del hipodromo sera el proveedor medico primario.
 - Si se cree que es necesario la Unidad 41T se comunicara con el departamento de seguridad (Canal 1) para que ellos le informen a la sala de emergencias y avisen sobre la situacion. La Unidad 41T entonces transportara el jinetete a la Sala de Emergencias del Hospital Methodista



“TRATAMIENTO DE LAS HERIDAS”

- Si el jinete herido es tratado en la oficina de primeros auxilios, el doctor del hipodromo sera el proveedor medico primario al no ser que el doctor del hipodromo entregue custodia del paciente basado en su dictamen medico;
 - Si se cree necesario la Unidad 41T transportara al jinete al Hospital Methodista.
 - Si mas de dos jinetes necesitan transportacion al hospital, se le pedira a al Departamento de Bomberos de la Ciudad de Arcadia de sus asistencia en la transportacion.

- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):
George Haines, General Manager (Oak Tree Racing Association)
Mary Saenz, Safety Manager
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.
Fire inspection of the stabling area is scheduled for

Approval letter attached.
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details):
AIG Policy #WC 020342604
- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation.

(Certificate Attached)

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall pursuant to B&P Code 19481.3 maintain, staff, and supply an on-track first aid facility, that may be either permanent or mobile, and which shall be staffed and equipped as directed by the board. A qualified and licensed physician shall be on duty at all times during live racing, except that this provision shall not apply to any quarter horse racing at the racetrack if there is a hospital situated no more than 1.5 miles from the racetrack and the racetrack has an agreement with the hospital to provide emergency medical services to jockeys and riders. An ambulance licensed to operate on public highways provided by the track shall be available at all times during live racing and shall be staffed by two emergency medical technicians licensed in accordance with Division 2.5 (commencing with Section 1797) of the Health and Safety Code, one of whom may be an Emergency Medical Technician Paramedic, as defined in Section 1797.84 of the Health and Safety Code. (b) Each racing association and racing fair shall adopt and maintain an emergency medical plan detailing the procedures that shall be used in the event of an on-track injury. The plan shall be posted in each jockey room in English and Spanish. (c) Prior to every race meeting, the racing association or racing fair shall contact area hospitals to coordinate procedures for the rapid admittance and treatment of emergency injuries. (d) Each racing association or racing fair shall designate a health and safety manager and assistant manager, who shall be responsible for compliance with the provisions of this section and one of whom shall be on duty at all times when live racing is conducted. The health and safety manager may, at the discretion of the racing association, be the person designated to perform risk management duties on behalf of the association.



City of Arcadia

May 13, 2010

California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

RE: Los Angeles Turf Club Fire Clearance (Oak Tree Meet & Simulcast)

To Whom It May Concern:

The Arcadia Fire Department, Bureau of Fire Prevention conducted a Fire and Life Safety Inspection of the facilities at Los Angeles Turf Club to be used for the 2010 Oak Tree Meet including Simulcast until December 26, 2010.

It is requested that this letter be accepted as the report of that inspection. During this inspection no serious fire or life safety code violations were noted, and all permitted uses may continue.

In accordance with regulations as adopted by the California Horse Racing Board, this letter may be accepted as a fire clearance from this office for the 2010 Oak Tree Racing Meet including Simulcast until December 26, 2010 at Los Angeles Turf Club, Arcadia, California.

Sincerely,

Mark Krikorian
Fire Marshal

cc: George Haines, General Manager, L.A.T.C.
Mary Saenz, Office Operations, L.A.T.C.
Jason Spetnagel, Director of Facilities & Grounds, L.A.T.C.
Doug Thorneberry, Asst. Facility Manager, L.A.T.C.
Jerry Gardner, Fire Safety Consultant, L.A.T.C.
Mike Miser, Fire Marshal, L.A.T.C.



CERTIFICATE OF LIABILITY INSURANCE

8-29

DATE (MM/DD/YYYY)
6/23/2010

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER MOC Insurance Services License No. 0589960 44 Montgomery St., 17th Fl. San Francisco CA 94104	CONTACT NAME: Tracy Cink	
	PHONE (A/C, No, Ext): (415) 957-0600 FAX (A/C, No): (415) 957-0577 E-MAIL ADDRESS: tcink@mocins.com PRODUCER CUSTOMER ID #: 00017747	
INSURED Oak Tree Racing Association Santa Anita Racetrack 285 W. Huntington Drive Arcadia CA 91007	INSURER(S) AFFORDING COVERAGE	NAIC #
	INSURER A: Philadelphia Insurance Company	23850
	INSURER B: Commerce & Industry Ins. Co.	19410
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY			PHPK550403	4/1/2010	4/1/2011	EACH OCCURRENCE \$ 2,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person) \$ 10,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						PERSONAL & ADV INJURY \$ 1,000,000
	<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC						GENERAL AGGREGATE \$ 2,000,000
							PRODUCTS - COM/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY			PHPK550403	4/1/2010	4/1/2011	COMBINED SINGLE LIMIT (Ea accident) \$
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident) \$
	<input type="checkbox"/> SCHEDULED AUTOS						PROPERTY DAMAGE (Per accident) \$
	<input checked="" type="checkbox"/> HIRED AUTOS						Business Auto \$
<input checked="" type="checkbox"/> NON-OWNED AUTOS							
A	UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR			PHUB303180	4/1/2010	4/1/2011	EACH OCCURRENCE \$ 15,000,000
	<input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE						AGGREGATE \$ 15,000,000
	DEDUCTIBLE RETENTION \$ 10,000						
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			WC020342604	4/1/2010	4/1/2011	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y/N	N/A				E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

CERTIFICATE HOLDER

CANCELLATION

California Horse Racing Board Attn: Andrea Ogden 1010 Hurley Way, Room 300 Sacramento, CA 95825	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE Tracy Cink/TCI

14. CONCESSIONAIRES AND SERVICE CONTRACTORS

Names and addresses of all persons to whom a concession or service contract has been given, other than those already identified, and the goods and/or services to be provided by each:

HANDICAPPERS

Bob's Card Incorporated (CHRB-25A and CHRB-87 on file with CHRB.)
 Tiffany Bohland
 6288 Highland Meadows Drive
 Medina, OH 44256

Winners Card Corp. (CHRB-25A and CHRB-87 on file with CHRB.)
 % Don Harris
 924 Knob Hill Avenue
 Redondo Beach, CA 90277-4538

Baedeker's Incorporated (CHRB-25A and CHRB-87 on file with CHRB.)
 Mr. Robert Baedeker
 130 W. El Portal
 San Clemente, CA 92672

Duke Racing Selections (CHRB-25A and CHRB-87 on file with CHRB.)
 c/o Harry Acquarelli
 6632 West 87th Street
 Los Angeles, CA 90045

Today's Racing Digest, Inc. (Exempt from CHRB-25A and CHRB-87)
 Jason Karches
 2080 Las Palmas Drive
 Carlsbad, CA 92009

Triangle Turf (Exempt from CHRB-25A and CHRB-87)
 William Archer
 1 Scott Street
 Gardnerville, NV 89410

15. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

A. Describe any promotional plans.

- Zenyatta Collectable Stein given out to fans on Opening Day, Wednesday, September 29
- Direct mail offering "Day on Us" to patrons including free parking, program and admission on Opening Day
- Giveaway on Saturday, October 2 – TBD (Four Graded Stakes)
- Free Fridays and \$1 Food items every Friday
- Direct mail offer to patrons with two Clubhouse passes and one mystery mutuel voucher valid during the 3rd week
- Other various direct mail offers sent to segments of the mailing list throughout the season
- Premium Giveaway to THOROUGHBREDS Members on October 16 – Item TBD
- Burbank Road Kings Car Show in the infield on October 17
- \$5 Mystery Mutuel Offer on Cal Cup Day, Saturday October 30
- Various Bounceback free admission passes given out during the season
- Seniors free general admission every Thursday (62 and older)
- Sirona's Football promotion every Sunday
- Family Fun Days in the infield every Sunday
- Oak Tree Handicapping Challenge Contest
- ShowVivor online contest with a \$5,000 prize pool
- \$300,000 Guaranteed Pick 4 on weekends
- \$200,000 Guaranteed Pick 4 on weekdays
- Closing Day Hooded Sweatshirt Giveaway for fans who visited Oak Tree at least 3 times on select days
- Talking with Disney to be involved in the marketing and promotion for the highly anticipated feature film "Secretariat"
- Fundraiser for TBD women's charities with prominent women in racing culminating with a march down the stretch of the race track on California Cup Day
- Special discounted group sales packages targeted at unions around the Los Angeles area
- High school fundraiser to raise money for school athletic funding programs

Oak Tree has authorized the Marketing department to look into the possibility of running one or two Friday night racing cards during the season. The possible dates are 10/22 and 10/29. We have received several temporary lighting proposals and will move forward if the analysis is deemed to be economically feasible for the upcoming meet.

B. Number of hosts and hostesses employed for meeting:

3 Patron Service Representatives on weekdays and 6 on weekends.

C. Describe facilities set aside for new fans:

Jim Quinn and other handicappers will hold handicapping seminars adjacent to walking ring on weekends primarily for new fans.

D. Describe any improvements to the physical facility in advance of the meeting that directly benefit:

1. Horsemen: Installed Cushion Track.
2. Fans: General maintenance and cleaning of the facility as needed.
3. Facilities in the restricted areas: Continuing repair program to improve overall barn conditions.

17. JOCKEYS/DRIVERS' QUARTERS

A. Check the applicable amenities available in the jockeys/drivers' quarters:

<input checked="" type="checkbox"/>	Corners (lockers and cubicles)	How many	<input type="checkbox"/>	40+	
<input checked="" type="checkbox"/>	Showers	<input checked="" type="checkbox"/>	Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/>	Lounge area
<input checked="" type="checkbox"/>	Masseur	<input checked="" type="checkbox"/>	Food/beverage service	<input checked="" type="checkbox"/>	Certified platform scale

B. Describe the quarters to be used for female jockeys/drivers:
 Same amenities as above, but in separate quarters.
 They share food and beverage service area.

18. BACKSTRETCH EMPLOYEE HOUSING

- A. Inspection of backstretch housing has been requested and will be completed prior to the beginning of the race meet.
- B. Number of rooms used for housing on the backstretch of the racetrack: 445
- C. Number of restrooms available on the backstretch of the racetrack:
 29 Restrooms (116 toilets, 99 lavatories, 45 urinals, 64 showers)
- D. Estimated ratio of restroom facilities to the number of backstretch personnel: 47

19. TRACK SAFETY

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line:

5,200

 feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.

Inside rail of the main track has metal goosenecks with a 6 inch aluminum rail and covering. Main track outside rail is a 4 inch round rail on a metal gooseneck. Turf Course has metal gooseneck with a 4 inch round rail with safety netting. The outside turf rail is a 2 inch metal rail.

- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:
George Haines, Vice President-General Manager
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. On file
- E. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. N/A

20. DECLARATIONS

- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): No exceptions.
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044. TOC agreement will be presented at the CHRB meeting. TOC and CTT agreements pending
- C. Attach a lease agreement permitting the association to occupy the racing facility during the entire term of the meeting. (In the absence of either a lease agreement or a horsemen's agreement, a request for an extension pursuant to CHRB Rule 1407 shall be made). No exceptions.
- D. All service contractors and concessionaires have valid state, county or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting except as follows (if no exceptions, so state): No exceptions.
- E. Absent natural disasters or causes beyond the control of the association, its service contractors, concessionaires or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the association except as follows (if no exceptions, so state):
No exceptions.

NOTICE TO APPLICANT: Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 15 days' notice in writing of any intention to terminate a horse racing meeting or the engagements or services of any licensee, approved concessionaire, or approved service contractor.

21. CERTIFICATION BY APPLICANT

I hereby certify under penalty of perjury that I have examined this application, that all of the foregoing statements in this application are true and correct, and that I am authorized by the association to attest to this application on its behalf.

Sherwood C. Chillingworth
Print Name

Executive Vice President
Print Title



Signature

6/29/10

Date

STAFF ANALYSIS

August 19, 2010

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE BIG FRESNO FAIR AT FRESNO OCTOBER 6-17, 2010.

Fresno District Fair filed its application to conduct a horse racing meeting at Fresno:

- October 6-17, 2010, or 10 days, the same as 2009. The fair proposes to race a total of 108 races, the same as 2009.
- The proposed race dates are the approved dates allocated to the fair.

October – 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

- Racing 6 days the first week and 4 days the second week. Ten races Monday, Wednesday, Thursday and Fridays and twelve races Saturday and Sunday.
- Number of horses available determines the number of daily races programmed by breed.
 - 2009 Race Meeting: Average number of runners per race (TB): 7.99
 - 2009 Race Meeting: Average number of runners per race (Arabian): 8.09
 - 2009 Race Meeting: Average number of runners per race (Quarterhorse): 7.40
 - 2009 Race Meeting: Average number of runners per race (Mules): 7.36
- Racing concurrently with the Oak Tree Racing Association with the exception of October 13th.
- First post 12:15 p.m. Saturday and Sunday, 1:15 p.m. Monday, Wednesday, Thursday and Friday.
- Specific changes from the 2009 license application:
 - Admission (general) from \$8 to \$10 adult
 - Admission (general) from \$5 to \$7 child
 - Programs on-track from \$1 to \$2
- Request Darrell Sparks be appointed horse identifier pursuant to CHRB Rule 1525.
- Wagering program will use CHRB and ARCI rules.
 - Early wagering will not be offered.
- The Advance Deposit Wagering (ADW) providers are TVG, Twin Spires, Xpressbet, and Youbet.com
- Pursuant to Business and Profession Code section 19604, specific provisions must be met before an ADW provider can accept wagers.

Summary of B&P code 19604

To accept wagers on races conducted in California from a resident of California.

- The ADW provider must be licensed by the Board.
- A written agreement allowing those wagers exists with the racing association or fair conducting the races on which the wagers are made.
- The agreement shall have been approved in writing by the horsemen's organization responsible for negotiating purse agreements for the breed on which the wagers are made.

To accept wagers on races conducted outside of California from a resident of California.

- The ADW provider must be licensed by the Board.
- There is a hub agreement between the ADW provider and one or both of (i) one or more racing associations or fairs that together conduct no fewer than five weeks of live racing on the breed on which wagering is conducted during the calendar year during which the wager is placed, and (ii) the horsemen's organization responsible for negotiating purse agreements for the breed on which wagering is conducted.

Documents received in compliance with Business and Professions code 19604:

- California Authority of Racing Fairs (CARF) agreement with Tracknet.
- CARF agreement with TVG Network.
- CARF agreement with Youbet.com.
- Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Inspection of backstretch worker housing has been requested and will be completed prior to start of race meet.
- Track safety inspection has been requested and will be completed prior to start of race meet.

ITEMS STILL NEEDED:

1. Fire clearance

RECOMMENDATION:

Staff recommends the Board not approve the application until the outstanding documents have been received.

If the application is considered for approval, staff recommends a contingent approval upon the submission of outstanding items and recommends the applicant be required to appear again before the Board to address the status of the outstanding documents and to remove the contingency status from the Board's approval.

STATE OF CALIFORNIA
CALIFORNIA HORSE RACING BOARD
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF A CALIFORNIA FAIR
CHRB-18 (Rev.12/06) Updated 7/30/10

Application is hereby made to the California Horse Racing Board (CHRB) for a license to conduct a horse racing meeting of a California fair as authorized by Article 6.5 of the California Business and Professions (B&P) Code, Chapter 4, Division 8, Horse Racing Law, and in accordance with applicable provisions and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

1. APPLICANT FAIR ASSOCIATION

A. Name, mailing address, telephone and fax numbers of fair:

21st District Agricultural Association
The Big Fresno Fair
1121 South Chance Avenue
Fresno, Ca. 93702
(559) 650-3247; FAX (559) 650-3226

B. Fair association is a: District Fair County Fair Citrus Fruit Fair

California Exposition and State Fair Other qualified fair

NOTICE TO APPLICANT: Application must be filed not later than 90 days before the scheduled start date for the proposed meeting pursuant to CHRB Rule 1433.

2. DATES OF RACE MEETING

A. Inclusive dates of race meeting: October 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 2010

B. Dates racing will NOT be held: Tuesday & Wednesday, October 12th and 13th, 2010

C. Total number of racing days: 10

3. RACING PROGRAM

A. Total number of races: 108

B. Number of races by breed:

<input type="text" value="84"/>	Thoroughbreds	<input type="text" value="5"/>	Quarter Horses	<input type="text" value="0"/>	Appaloosas
<input type="text" value="10"/>	Arabians	<input type="text" value="0"/>	Paints	<input type="text" value="9"/>	Mules

C. Number of races daily: Mon/Wed/Thur/Fri-10 Races Daily. Sat/Sun- 12 Races Daily

Application received: 7/8/10 Reviewed: <i>CPA</i>	CHRB CERTIFICATION	Hearing date: 8/19/10 Approved date: License number:
--	---------------------------	--

	1 st Sun.	2 nd Sun.	1 st Wed.	1 st Mon.	1 st Thurs.	2 nd Thurs.	1 st Fri.	2 nd Fri.	1 st Sat.	2 nd Sat.
Thoroughbred	9	9	8	8	8	8	8	8	9	9
Other Breeds	3	3	2	2	2	2	2	2	3	3
Total	12	12	10	10	10	10	10	10	12	12

D. Total number of stakes races by breed:

<input type="text" value="2"/>	Thoroughbreds	<input type="text" value="1"/>	Quarter Horses	<input type="text" value="0"/>	Appaloosas
<input type="text" value="2"/>	Arabians	<input type="text" value="0"/>	Paints	<input type="text" value="2"/>	Mules

E. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each.

EMERGING BREEDS OVERNIGHT STAKES SCHEDULE

Saturday, October 9, 2010 Arabians, 3 Years Old & Up Six Furlongs	California ARC Gold Cup	\$ 9,000 Guaranteed (Includes \$2,000 from ARAC)
Sunday, October 10, 2010 Mules, 3 Year Olds 350 Yards	AMRA World Championship Futurity	\$ 5,000 Guaranteed
Sunday, October 17, 2010 Quarter Horses, 2 Years Old 400 Yards	Fresno Quarter Horse Futurity 17 th Running	\$ 8,000 Guaranteed
Sunday, October 17, 2010 Mules, 3 Years Old & Up 440 Yards	Fresno AMRA Gold Cup 16 th Running	\$ 5,000 Guaranteed
Saturday, October 16, 2010 Arabians, 3 Years Old & Up 1 1/16 Miles	K Cuch Jedah Stakes 13 th Running	\$9,000 Guaranteed (Includes \$2,000 from ARAC)

THOROUGHBRED STAKES SCHEDULE

Sunday, October 10, 2010 Thoroughbreds 3 Years Old & Upward Fillies & Mares, Six Furlongs	The Harvest Futurity 5 th Running	\$ 50,000 Added (Plus Up to \$15,000 to Cal- breds)
Sunday, October 17, 2010 Thoroughbreds, 3 Years Old & Upward, Six Furlong	Bulldog Stakes 18 th Running	\$ 50,000 Added (Plus Up to \$15,000 to Cal- breds)

F. Will provisions be made for owners and trainers to use their own registered colors?

Yes No If no, what racing colors are to be used:

G. List all post times for the daily racing program:

	MON/WED/THURS/FRI	SATURDAY/SUNDAY
Race #1	1:15 p.m.	12:15 p.m.
Race #2	1:45 p.m.	12:45 p.m.
Race #3	2:15 p.m.	1:15 p.m.
Race #4	2:45 p.m.	1:45 p.m.
Race #5	3:15 p.m.	2:15 p.m.
Race #6	3:45 p.m.	2:45 pm
Race #7	4:15 p.m.	3:15 p.m.
Race #8	4:45 p.m.	3:45 p.m.
Race #9	5:15 p.m.	4:15 p.m.
Race #10	5:45 p.m.	4:45 p.m.
Race #11		5:15 p.m.
Race #12		5:45 p.m.

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall each racing day provide for the running of at least one race limited to California-bred horses, to be known as the "California-bred race" pursuant to CHRB Rule 1813.

4. FAIR ASSOCIATION

- A. Names of the Fair Directors:
- | | |
|--|---|
| Richard "Tim" Bakman, President | William "Bill" White, Vice-President |
| Ron Barsamian | Debbie Jacobsen |
| Ardie Der Manouel | Vernon Jones |
| Elizabeth Hudson | Larry Serpa |
| | Wangyee Vang |
- B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:
Chief Executive Officer John C. Alkire; Director Ardie Der Manouel
- C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, other than those listed in 9B, who will be listed in the official program:
- | | |
|---|--|
| John C. Alkire, CEO | Stacy Rianda, Deputy Manager II |
| Bryan Wayte, Pari-Mutuel Manager | Lauri King, Deputy Manager I |
| Steve Wood, Track Superintendent | Daniel White, Chief of Racing |
| John Heinrich, Maintenance Supervisor II | Frank Mirahmadi, Race Announcer/
Odds Maker |

5. PURSE PROGRAM

A. Purse distribution:

- 1. All races other than stakes:
 Current meet estimate: 773,132
 Prior meet actual: 858,219

Average Daily Purse (5A1 ÷ number of days):
 Current meet estimate: 77,313
 Prior meet actual: 85,822

- 2. Overnight stakes:
 Current meet estimate: 36,000
 Prior meet actual: 50,000

Average Daily Purse (5A2 ÷ number of days):
 Current meet estimate: 3,600
 Prior meet actual: 5,000

- 3. Non-overnight stakes:
 Current meet estimate: 100,000
 Prior meet actual: 100,000

Average Daily Purse (5A3 ÷ number of days):
 Current meet estimate: 10,000
 Prior meet actual: 10,000

- B. Funds to be generated for all California-bred incentive awards:
 Current meet estimate: 83,455
 Prior meet actual: 94,836

- C. Payment to each recognized horsemen's organization contracting with the fair:

	Current meet estimate:	Prior meet actual:
CTT	2,747	3,122
TOC	5,496	6,246
NTRA	1,011	1,149
PCQHRA	5,086	5,779
CWAR	0	0
ARAC	10,143	11,526
AMRA	5,248	5,964
CHBPAPEN	8,245	9,369
CTHF	8,245	9,369
Total:	46,221	Total: 52,524

- D. Amount from all sources to be distributed at the meeting in the form of purses or other benefits to horsemen (5A+5B+5C):

Current meet estimate: **1,038,808**

Prior meet actual: **1,155,579**

Average Daily Purse (5D ÷ number of days):

Current meet estimate: **103,880**

Prior meet actual: **115,558**

- E. Purse funds to be generated from on-track handle and intrastate off-track handle:

Current meet estimate: **759,155**

Prior meet actual: **950,331**

Average Daily Purse (5E ÷ number of days):

Current meet estimate: **75,916**

Prior meet actual: **95,033**

- F. Purse funds to be generated from interstate handle:

Current meet estimate: **114,643**

Prior meet actual: **133,587**

Average Daily Purse (5F ÷ number of days):

Current meet estimate: **11,464**

Prior meet actual: **13,359**

- G. Bank and account number for the Paymaster of Purses' purse account:

West America Bank – Account # On file

- H. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:

Disher Accountancy Corp., 1816 Maryal Drive, Sacramento, Ca. 95864 (916) 482-4224

NOTICE TO APPLICANT: All funds generated and retained from on-track pari-mutuel handle which are obligated by law for distribution in the form of purses, breeders' awards or other benefits to horsemen, **shall not** be deemed as income to the fair and **shall**, within 3 calendar days following receipt, be deposited in a segregated and separate liability account in a depository approved by the CHRB and shall be at the disposition of the Paymaster of Purses, who shall pay or distribute such funds to the persons entitled thereto. All funds generated from off-track simulcast wagering, interstate wagering, and out-of-state wagering which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt into such liability account. In the event the fair is obligated to the payment of purses prior to those obligated amounts being retained from pari-mutuel wagering for such purpose, or as a result of overpayment of earned purses at the conclusion of the meeting, the fair shall transfer from its own funds such amounts as are necessary for the Paymaster of Purses to distribute to the horse owners statutorily or contractually entitled thereto. The fair is entitled thereafter to recover such transferred funds from the Paymaster of Purses' account; and if insufficient funds remain in the account at the conclusion of the meeting, the fair is entitled to carry forward the deficit to its next succeeding meeting as provided by B&P Code Section 19615(c) or (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen's organizations, the fair may carry forward the surplus amount to its next succeeding meeting; provided, however, that the amount so retained does not exceed an amount equivalent to the average daily distribution of purses and breeders' awards during the meeting. All amounts in excess shall be distributed retroactively and proportionally in the form of purses and breeders' awards to the horse owners and breeders having earned purses or awards during the conduct of the meeting.

6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:
624 stalls plus 40 portable stalls.
- B. Minimum number of stalls believed necessary for the meeting: **624**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **None**
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: **N/A**
- E. Attach each contract or agreement between the fair and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site. **N/A**

Complete subsections F through H if the fair will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available on-site for the **1986** meeting: **1,037**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per-day per stall: **N/A**
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse: **N/A**

7. PARI-MUTUEL WAGERING PROGRAM

- A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, fairs may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) Uniform Rules of Racing, Chapter 9, Pari-mutuel Wagering, or a combination of both. Please complete the following schedule for the types of wagering other than WPS and the minimum wager amount for each:

Use DD for daily double, E for exacta (special quinella), PK3 for pick three, PK4 for select four, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for superfecta, TRI for trifecta, and US for unlimited sweepstakes (pick 9).

TYPE OF WAGERS	APPLICABLE RULES
Example Race \$1 E; \$1 Double	CHRB #1959; RCI #VE
Exacta (E)	CHRB #1959
Quinella (Q)	CHRB #1958
Pick 3 (PK3)	CHRB #1977
Daily Double (DD)	CHRB #1957
Trifecta (TRI)	CHRB #1979
Superfecta (SF)	CHRB #1979.1
Place Pick (n) Pool (PPN)	CHRB #1976.8
Pick (n) Pool (PNP) Pick 4	CHRB #1976.9
Pick (n) Pool (PNP) Pick 5	CHRB #1976.9
Pick (n) Pool (PNP) Pick 6	CHRB #1976.9
\$1 Super H5	ARCI #004-105 Section T "Pick N position x Pools"

<u>Race #</u>	<u>Type of Wagers</u>
Race #1	\$1 E, \$1 PK3, \$.50 PK4, \$1 PPN, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF
Race #2	\$1 E, \$1 PK3, \$2 PK6, \$1 PPN, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF
Race #3	\$1 E, \$1 PK3, \$.50 PK5, \$2 PK6, \$1 PPN, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF
Race #4	\$1 E, \$1 PK3, \$.50 PK4, \$.50 PK5, \$2 PK6, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF
Race #5	\$1 E, \$1 PK3, \$.50 PK4, \$.50 PK5, \$2 PK6, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF
Race #6	\$1 E, \$1 PK3, \$.50 PK4, \$.50 PK6, \$2 PK6, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF
Race #7	\$1 E, \$1 PK3, \$.50 PK4, \$.50 PK5, \$2 PK6, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF, \$.50 Super H5
Race #8	\$1 E, \$1 PK3, \$.50 PK4, \$.50 PK5, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF, \$.50 Super H5
Race #9	\$1 E, \$1 PK3, \$.50 PK4, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF, \$.50 Super H5
Race #10	\$1 E, \$1 PK3, \$1 PNP, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF, \$.50 Super H5
Race #11	\$1 E, \$1 TRI, \$2 Q, \$2 DD, \$.10 SF, \$.50 Super H5
Race #12	\$1 E, \$1 TRI, \$2 Q, \$.10 SF, \$.50 Super H5

- B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: **October 17, 2010, last day of race meet.**
- C. List any options requested with regard to exotic wagering:
\$1 PPN when applicable; and \$0.10 SF when applicable
\$0.50 Pick 4 on first race and last 4 races
\$0.50 Pick 5 on last five races
@\$2 Pick 6 on last 6 races
\$0.50 Pentafecta selecting the first five finishers in the same race. 100% payout on all tickets selecting five winners. No consolation; 100% carryover if no ticket has five winners. Note: Superfecta will be offered in the race. Super High-5 will be carded as the last race of the day.
- D. Will "advance" or "early bird" wagering be offered? Yes No
 If yes, when will such wagering begin:
- E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract: **Scientific games Racing , (Tom Kelso) September 30, 2012**
Equipment description on file with Board.

8. ADVANCE DEPOSIT WAGERING (ADW)

- A. Identify the ADW provider(s) to be used by the fair for this race meeting:
Xpress Bet, T.V.G., TwinSpires, Youbet

9. SIMULCAST WAGERING PROGRAM

- A. Simulcast organization engaged by the fair to conduct simulcast wagering:
California Authority of Racing Fairs; Northern California Off-Track Wagering, Inc. (NOTWINC)
- B. Attach the agreement between the fair and simulcast organization permitting the organization to use the fair's live audiovisual signal for wagering purposes and providing access to its totalizator for the purpose of combining on-track and off-track pari-mutuel pools. **On file**
- C. California simulcast facilities the fair proposes to offer its live audiovisual signal:
All California Facilities authorized to accept the signal, including:

NORTHERN CALIFORNIA

Alameda County Fair, Pleasanton
 Bay Meadows, San Mateo
 Big Fresno Fair, Fresno
 California State Fair & Exposition, Sacramento
 Club One, Fresno
 Golden Gate Fields, Albany
 Kern County Fair, Bakersfield
 Monterey County Fair, Monterey
 Redwood Acres Fair, Eureka
 San Mateo County Fair, San Mateo

SOUTHERN CALIFORNIA

Barona Casino, Lakeside
 Fantasy Springs Casino (Cabazon), Indio
 Del Mar Thoroughbred Club, Del Mar
 Hollywood Park, Inglewood
 Desert Expo Centre, Indio
 The Farmers Fair, Perris
 Antelope Valley Fair, Lancaster
 Santa Barbara County Fair, Santa Maria
 Los Alamitos Racecourse, Los Alamitos
 National Orange Show, San Bernardino

San Joaquin County Fair, Stockton
 Santa Clara County Fair, San Jose
 Shasta District Fair, Anderson
 Solano County Fair, Vallejo
 Sonoma County Fair, Santa Rosa
 Stanislaus County Fair, Turlock
 Tulare County Fair, Tulare

Fairplex Park, Pomona
 Santa Anita, Arcadia
 Viejas Casino & Turf Club, Alpine
 Earl Warren Showgrounds, Santa Barbara
 Sycuan Gaming Center, El Cajon
 Ventura County Fair, Ventura
 San Bernardino County Fair, Victorville

- D. Out-of-state wagering systems the fair proposes to offer its live audiovisual signal:
Attached by CARF

- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the fair:
Attached by CARF

- F. List the host tracks from which the fair proposes to import out-of-state and/or out-of-country thoroughbred races. Include the dates imported races will be held and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":
Attached by CARF

NOTICE TO APPLICANT: B&P Code Section 19596.2(a) stipulates that on days when live thoroughbred or fair racing is being conducted in the state, the number of thoroughbred races which may be imported by an association or fair during the calendar period the association or fair is conducting its racing meeting cannot exceed a combined daily total of 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
--------------------	------------	---

- G. List imported simulcast races the fair plans to receive during the racing meeting which use breeds other than the breed of the majority of horses racing at its live horse racing meeting. Include the name of the host track, the dates imported races will be held, and how many races will be imported:
N/A

OTHER BREED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Breed of Horse	Race Dates	Number of Races to be Imported
--------------------	----------------	------------	--------------------------------

- H. If any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Sections 19596.2 and 19596.3, attach a copy showing agreement by the appropriate racing association(s). **N/A**

NOTICE TO APPLICANT: All interstate wagering to be conducted by a fair is subject to the provisions of Title 15, United States Codes, which require specific written approval of the CHRB and of the racing commission having jurisdiction in the out-of-state venue. All international wagering to be conducted by a fair is subject to the provisions of B&P Code Sections 19596, 19596.1, 19596.2, 19596.3, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every fair shall pay to the simulcast organization within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering and which are obligated by statute for guest commissions, simulcast operator's expenses and promotions, equine research, local government in-lieu taxes, and stabling and vanning deductions. Every fair shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast

Attachment A – Section 9D and E

CARF – Big Fresno Fair, Fresno				ATTACHMENT A
October 6 – 17, 2010				
COMMINGLED POOL SITES				
Amwest Entertainment		Harrington Raceway		Racing2Day LLC
Riders Up (SD)		Hawthorne Race Course		Raceway Park
Time Out Lounge (SD)		Hazel Park		Raynham Taunton Greyhound
Triple Crown OTB (SD)		Hinsdale Greyhound		Remington Park
Arapahoe Park		Hipodromo Presidente Remon (Pan)		Retama Park
Arima Race Club		Hoosier Park @ Anderson		Racing & Gaming Services, Inc.
Arlington International		Horsemen's Park		River Downs
Atlantic City Race Course		Indiana Downs		Rockingham Park
Atokad Downs		Clarksville OTB		Seabrook Greyhound
Balmoral/Maywood Park		Evansville OTB		Rosecroft Raceway
Bangor Historic Track/Millers OTB		Jackson Harness Raceway		Royal Turf Club
Bet Pad Ltd.		Keeneland		Royal River Racing
Bet America		Kentucky Downs		Ruidoso Downs
Betfair International Wagers		Kentucky OTB		Running Aces Harness Park
Beulah Park		Lebanon Raceway		Sam Houston Race Park
Birmingham Race Course		Les Bois Park		Valley Greyhound Park
Bluffs Run Greyhound Track		Lewiston Raceway/OTB-ME		Saratoga Raceway
Bordertown		Lien Games		Scarborough Downs
Buffalo Raceway		Chips Lounge and Casino		Scioto Downs
Calder Racecourse		El Rancho Motor Hotel OTB		Sol Mutuel Ltd
Amwest Entertainment ADW		Idaho Falls Racing OTB		Southland Greyhound Park
Canterbury Park		North Dakota Horse Park		Suffolk Downs
Capital District OTB		- Clubhouse Lounge		Suffolk Downs ADW
Catskill Regional OTB		Rumors OTB		Pat's Pizza OTB (ME)
Charles Town Race Course		Aberdeen Racing OTB (SD)		Suffolk Regional OTB
Churchill Downs		Mitch's Grandstand OTB		Sunland Park
Chester Downs & Marina LLC		SkyDancer Casino		SunRay Park & Casino
Choctaw Racing Services, LLC		Lincoln Greyhound Park		Tampa Bay Downs
Coeur d'Alene Casino		Lone Star Park		The Greyhound Park @ Post Falls
Coeur d'Alene Acct. Wagering		Louisiana Downs		The Lodge @ Belmont
Colonial Downs		LVDC		The Meadows
Colonial Downs		Atlantis Paradise Casino		The Racing Channel
Columbus Raceway		Cities of Gold / Pojoaque		Thistledown
Connecticut OTB		Foxwoods Resort Casino		Tioga Downs
Divi Carina Bay Casino		Meskwiki Bingo		Tri-State Greyhound
Pony Bar Simulcast Center		The Stables		Turf de Venezuela
Randall James Racetrack		Avatar		Turf Paradise

Royal Beach Casino		Elite Turf Club #1	Turfway Park
Tote Investment Racing Service		Elite Turf Club #2	TVG
Millenium Racing Sites		Elite Turf Club #3	Twin Spires
Fair Chance Racing Service		Elite Turf Club #4	Vernon Downs
Comtch International		Elite Turf Club #6	Western Regional OTB
Shoreline Star OTB		Elite Turf Club #7	Wheeling Downs
John Martin's Manor		Elite Turf Club #8	Will Rogers Downs
Ho-Chunk Casino		Manor Downs	Wonderland Greyhound
Milford OTB		Maryland Jockey Club	Woodlands
Mohegan Sun Casino		Meadowlands/Monmouth	Wyoming OTB
Oneida Bingo		Montana Simulcast Partners	XpressBet
Paragon Casino Resort Racebook		Monticello Raceway	Yavapai Downs
Corpus Christi Greyhound Park		Mountaineer Park	Yonkers Raceway
Cyprus Bayou OTB		Mount Pleasant Meadows	Youbet I
Dairyland Greyhound Park		Nassau Regional OTB	Youbet Illinois
Delaware Park		Nebraska State Fair Park	Youbet
Delta Downs		Nevada Pari-Mutuel Ass'n	Zia Park
Dover Downs		New Jersey Casino Ass'n	
Downs at Albuquerque		Newport Jai Alai	
eBet Online		New York City Off-Track Betting	
Ellis Park		New York Racing Association	
Emerald Downs		Northfield Park	
Euro Offtrack		Cedar Downs OTB	
Evangeline Downs		Northville Racing Corp.	
Fair Grounds		Oaklawn Park	
Fair Meadows		Ocean Downs	
Finger Lakes		Penn National	
Fonner Park		Philadelphia Park	
Freehold Raceway		Phumelela Gold	
Gillespie County Fair		Pinnacle Racecourse	
Global Wagering Solutions (MEC)		Plainridge Racecourse	
MagnaBet		Pocono Downs	
Greenetrack		Portland Meadows	
Gulf Greyhound Park		Potawatomi Casino	SEPARATE POOL SITES
Gulfstream Park		Prairie Meadows	Caymanas Park (Jam)
		Premier Turf Club	Hipodromo Camarero (PR)
		Presque Isle Downs	MIR/Caliente book locations Mexico, Latin America

Attachment A – Canadian Sites

COMMINGLED – CANADIAN SITES	
Assiniboia Downs	Kawartha Downs
Barrie Raceway	Marquis Downs
Charlottetown	Mohawk Racetrack
Clinton Teletheatre	Northlands Park – Edmonton
Dresden	Picov Downs
Elmira Raceway	Quinte Raceway
Evergreen Park Grande Prairie	Rideau Carleton
Exhibition Park	Rocky Mountain Turf Club
Flamboro Downs	Royal Britannia Hub
Fort Erie	St. John's
Fraser Downs	Stampede Park
Fredericton Raceway	Sudbury Downs
Georgian Downs	Summerside-PEI
Grand River	TBC Sandown
Hanover Raceway	TBC Teletheaters
Hastings Park	Truro Raceway
Hiawatha	Western Fair Raceway
Hippodrome De Montreal	Windsor Raceway
Hippodrome De Quebec	Woodbine
Hippodrome De Trois-Rivieres	Woodstock-Ontario
Inverness Raceway	
	Subject to Change

Attachment B – Section 9F

Attachment B – Section 9F

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Australian Racing	10/6 - 10/17	Full Card or Partial Cards
Beulah Park	10/12 - 10/17	
Calder	10/6 - 10/17	Full Card or Partial Cards
Charles Town	10/6 - 10/17	
Delaware Park	10/6 - 10/17	Full Card or Partial Cards
Downs at Albuquerque	10/6 - 10/17	
Finger Lakes	10/6 - 10/17	Full Card or Partial Cards
Fort Erie	10/6 - 10/17	Full Card or Partial Cards
Hastings Park	10/6 - 10/11	Full Card or Partial Cards
Hawthorne	10/6 - 10/17	Full Card or Partial Cards
Hoosier Park	10/6 - 10/17	Full Card or Partial Cards
Keeneland	10/8 - 10/17	
Laurel Park	10/6 - 10/17	Full Card or Partial Cards
Louisiana Downs	10/6 - 10/17	Full Card or Partial Cards
Mountaineer Park	10/6 - 10/17	Full Card or Partial Cards
Monmouth	10/6 - 10/17	
Northlands Park	10/6 - 10/10	Full Card or Partial Cards
NYRA-Belmont	10/6 - 10/17	Full Card or Partial Cards
Penn National	10/6 - 10/17	Full Card or Partial Cards
Philadelphia Park	10/6 - 10/17	Full Card or Partial Cards
Portland Meadows	10/6 - 10/17	Full Card or Partial Cards
Remington	10/6 - 10/17	Full Card or Partial Cards
Retama	10/6 - 10/17	Full Card or Partial Cards
South American Racing	10/6 - 10/17	Full Card or Partial Cards
Suffolk Downs	10/6 - 10/17	Full Card or Partial Cards
Thistledown	10/6 - 10/17	Full Card or Partial Cards
Turf Paradise	10/6 - 10/17	Full Card or Partial Cards
United Kingdom	10/6 - 10/17	Full Card or Partial Cards
Woodbine	10/6 - 10/17	Full Card or Partial Cards
Zia Park	10/6 - 10/17	Full Card or Partial Cards

Subject to change.

wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

10. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

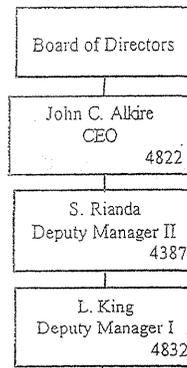
- A. Racing officials nominated:
- | | |
|--------------------------------------|--|
| Association Veterinarian(s) | Shan Collette - DVM Track & Fitness Veterinarian
Don Dooley – CHRB Veterinarian |
| Clerk of Scales | Cheryl White |
| Clerk of the Course TB | Dawn Schmid |
| Clerk of the Course EB | Dolores Collins |
| Film Specialist/Asst Clerk of Scales | Danny Winnick |
| Horse Identifier | Darrell Sparks |
| Horseshoe Inspector | Maurice Fitzpatrick |
| Paddock Judge/Patrol Judge | Joe Gibson |
| Placing Judges | Mathew Nichols/Myra Truitt |
| Starter | Robert Mooneyhan |
| Timer | Melody Truitt |
- B. Management officials in the racing department:
- | | |
|----------------------------|----------------|
| Chief of Racing | Daniel White |
| Racing Secretary | Tom Doutrich |
| Assistant Racing Secretary | Lisa Jones |
| Paymaster of Purses | Victoria Layne |
- C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards:
Esquire Deposition Services, 516 W. Shaw, Suite 200, Fresno, Ca. 93704 (559) 261-2324
- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract:
Plusmic Corporation USA, Bill O'Brien Expires December 7, 2010
- E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks.
Pegasus Communications, Inc., Jim Porep Expires April 30, 2013
Equipment Description: 5 Cameras – (3 towers, 1 pan, 1 hand-held)
- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract:
Permanently installed system-laser, Pegasus Communications, Inc., Jim Porep, expires April 30, 2013

11. SECURITY CONTROLS

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers. **Daniel White, Chief of Racing**
Office: (559) 650-3258; Cell: (559) 994-3104
Organizational Chart Attached
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis:
Grandstand Security Guards: 4 Security Guards plus 2 Fresno Police Officers.
Stable Gate Area Security Guards: 6 Gatemen; 2 Stable Area Patrol; 4 Security Guards; and an on-grounds stall superintendent lives in the backside area and makes rounds throughout the night checking the horses and stalls.
1. Attach a written plan for enhanced security for graded/stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns. **N/A**
 2. Detention Barns: **N/A (The Fair is not running graded stakes)**
 - A. Attach a plan for use of graded stakes or overnight races.
 - B. Number of security guards in the detention barn area during a 24-hour period. **N/A**
 - C. Describe number and location of surveillance cameras in detention barn area. **N/A**
 3. TCO2 Testing:
 - A. Number of races to be tested, and number of horses entered in each race to be tested.
All horses in thoroughbred races where the number is determined by a random algorithm generator.
 - B. Plan for enhanced surveillance for trainers with high-test results.
Trainer with high test results will be moved to the detention area.
 - C. Plan for detention barns for repeat offenders.
Ten (10) stalls adjacent to test barn, which are under 24-hour video surveillance.
 - D. Number of security personnel assigned to the TCO2 program.
One (1) 24-hour security guard when detention stalls are occupied.
- C. Describe the electronic security system.
Money Room and Tote Room – security system includes motion sensors, door contact sensors monitored by Prestog; Money Room Manager carries a panic button.
Grandstand – security system includes motion sensors, door contacts monitored by ADT Security Services.
1. Location and number of video surveillance cameras for the detention barn and stable gate.
Will work with CARF to provide cameras for the detention barn (TCO2 Testing Trailer) and will conduct random security patrols throughout the barn area in conjunction with CHRB investigators.



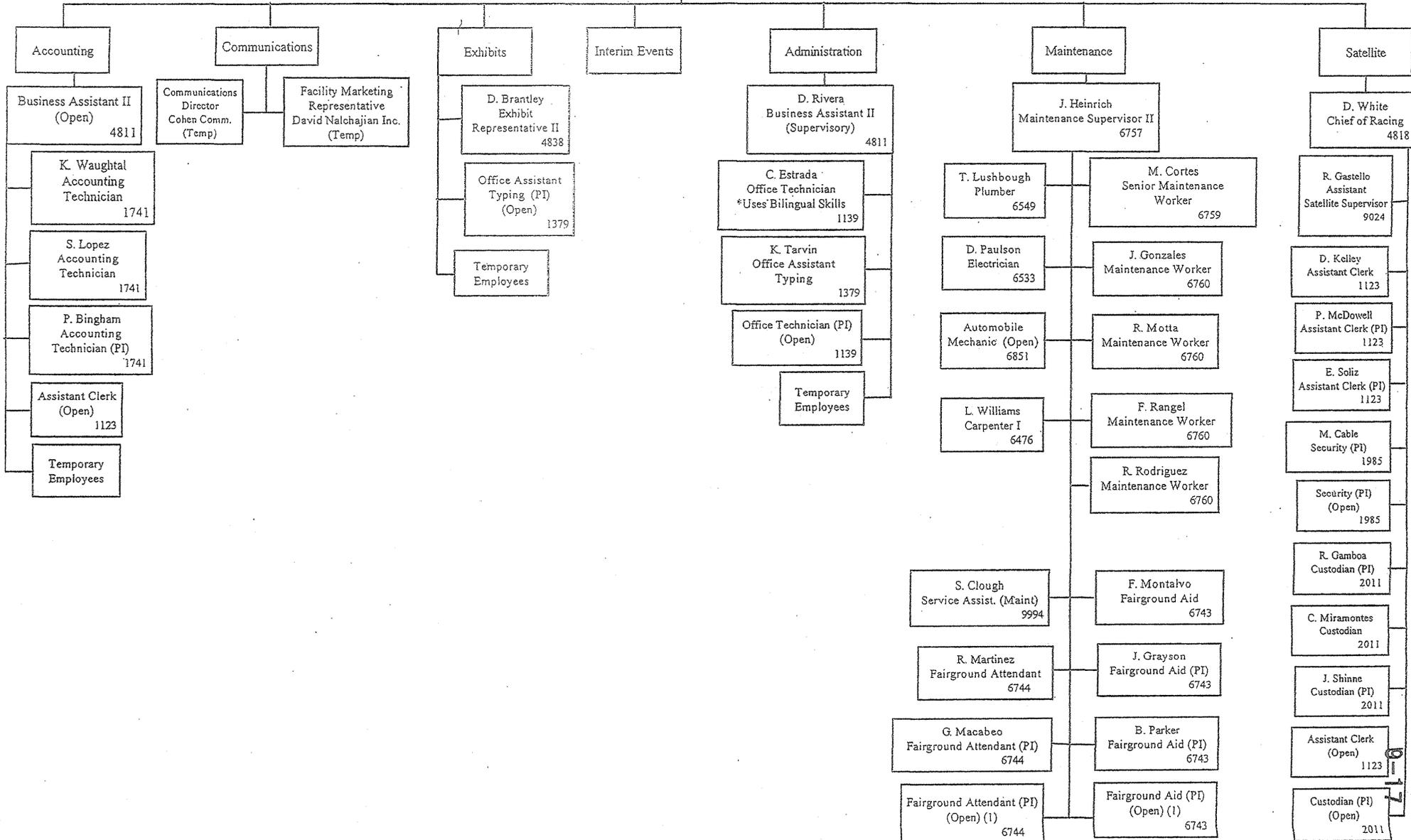
21ST DISTRICT AGRICULTURAL ASSOCIATION
THE BIG FRESNO FAIR



CURRENT ORGANIZATIONAL CHART
as of 02/01/10

[Signature]
John C. Alkire, CEO

07/01/10
Date



12. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:
American Ambulance, 2011 E. Tulare Street, Fresno, CA 93721 (559) 443-5900
- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites: **None**
- C. Describe the on-track first aid facility, including equipment and medical staffing:
**American Ambulance shall provide an Advanced Life Support (ALS) ambulance with two EMT's at racetrack workouts from 0630 hours until 1000 hours daily and from 12 Noon to end of racing each day for the duration of the Big Fresno Fair, October 6-17, 2010.
 American Ambulance, 2011 E. Tulare Street, Fresno, CA 93721 (559) 443-5900**
- D. Name and emergency telephone number of the licensed physician on duty during the race meeting:
Everyday Health Care, 199 W. Shields, Fresno, CA 93705 (559) 225-4706
- E. Name, address and emergency telephone number of the hospital to be used for admittance and treatment of emergency injuries in the event of an on-track injury to a jockey:
Community Medical Centers, 2823 Fresno Street, Fresno, Ca. 93715 (559) 459-6000.
- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey:
See attached
- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):
John C. Alkire, CEO, Stacy Rianda, Deputy Manager II and Lauri King, Deputy Manager I
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.
Fire Marshall is scheduled to inspect Fresno Fair's portable horse stalls approximately September 13th.
- I. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the fair for payment of workers' compensation.
Attached

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall pursuant to B&P Code 19481.3 maintain, staff, and supply an on-track first aid facility, that may be either permanent or mobile, and which shall be staffed and equipped as directed by the board. A qualified and licensed physician shall be on duty at all times during live racing, except that this provision shall not apply to any quarter horse racing at the racetrack if there is a hospital situated no more than 1.5 miles from the racetrack and the racetrack has an agreement with the hospital to provide emergency medical services to jockeys and riders. An ambulance licensed to operate on public highways provided by the track shall be available at all times during live racing and shall be staffed by two emergency medical technicians licensed in accordance with Division 2.5 (commencing with Section 1797) of the Health and Safety Code, one of whom may be an Emergency Medical Technician Paramedic, as defined in Section 1797.84 of the Health and Safety Code. (b) Each racing association and racing fair shall adopt and maintain an emergency medical plan detailing the

Item 12-F in English

EMERGENCY MEDICAL PLAN PROCEDURE

In case of an accident to a jockey on the racetrack during the Big Fresno Fair's Race Meet, October 6-17 2010, or at any time during the meet, the jockey is to immediately report injury to the track physician and/or the American Ambulance EMT's.

When a horse and jockey go down during workouts and/or during the race meet, the track ambulance, horse ambulance, and the track veterinarian go immediately to the scene of the accident. Depending on the severity of the injury, the jockey will either be transported to the Hospital and/or taken to the Jockey's Quarters for the track physician to evaluate the severity of injuries. When it is known that the horse is severely injured, the horse ambulance travels immediately to the scene of the accident and a screen blocking the public's view of the injured horse will be set up prior to be taken off the track by the horse ambulance.

A Fair staff official will be advised immediately when a horse and jockey go down during a workout and/or during the race meet in order to obtain the necessary information regarding the accident and notifying the owner/trainer and family member of the injured. This will help to facilitate the expediency of the paperwork for the employee, owner/trainer, and file the required information to the hospital in order for them to get reimbursed.

Item 12-F in Spanish

PLAN DE PROCEDIMIENTOS EN CASO DE EMERGENCIA

En caso de un accidente a un jinete durante la Big Fresno Fair, del 6 al 17 de Octubre, o en cualquier momento durante el evento, el jinete deberá de reportar el accidente al medico designado o los paramedicos de emergencia.

Cuando un jinete junto con el caballo caen durante el entrenamiento o durante la carrera, la ambulancia del hipodromo o de caballos junto con el veterinario presente, iran inmediatamente al lugar del accidente. Dependiendo de la severidad del caso, el jinete sera transportado al hospital o al Jockey's Quarters para que el médico de la pista evalúe la severidad de las heridas. Cuando se sabe que un caballo está gravemente herido, la ambulancia de caballos ira inmediatamente al lugar del accidente y pondra una pantalla para taparle la vista al publico antes de que lo levanten.

El personal official de al feria sera avisado inmediatamente cuando un jinete junto con el caballo caen durante un entrenamiento o durante la carrera, para obtener la información necessary acerca del accidente y notificar al dueño/entrenador y familia del jinete. Esto ayudará a facilitar la preparacion de documentos para el empleado, el dueño/entrenador, y asi consigan un reembolso rapido.

July 1, 2010

To: California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Re: Big Fresno Fair/21st DAA
1121 South Chance Avenue
Fresno, CA 93702

Please be advised that the Big Fresno Fair/21st DAA is a member of the California Fair Services Authority (CFSA), and participates in the following self-insurance and loss pooling programs which are administered by CFSA:

I. COMPREHENSIVE GENERAL LIABILITY PROGRAM

- A. Primary Coverage \$750,000 self-insured retention California Fair Services Authority
Coverage continuous until cancelled
- B. Excess Coverage \$9,250,000 in excess of \$750,000
Coverage provided by Allied World Assurance Company
Term: 01/01/2010 to 01/01/2011

II. WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY

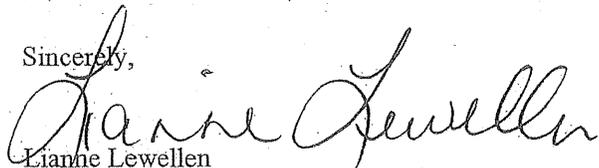
- A. Primary Coverage \$500,000 self-insured retention California Fair Services Authority
Coverage continuous until cancelled
- B. Excess Coverage (a) Workers' Compensation: Statutory Limit in excess of \$500,000
(b) Employers' Liability: \$4,500,000 in excess of \$500,000
Coverage provided by CSAC Excess Insurance Authority
Term: 07/01/2010 to 07/01/2011

CFSA represents to the California Horse Racing Board that within the above limits, terms and provisions of the coverage stated, to the extent provided by law, CFSA will provide defense, payment, and indemnification on loss funding in accordance with the terms of the contractual assumption of the Big Fresno Fair/21st DAA as set forth in the California Horse Racing Board's "Insurance Requirements".

You will be given at least thirty (30) days notice of any change in the foregoing information. We trust that this commitment will satisfy your insurance requirements.

Please feel free to contact this office on all matters including possible claims.

Sincerely,



Lianne Lewellen
Risk Analyst

procedures that shall be used in the event of an on-track injury. The plan shall be posted in each jockey room in English and Spanish. (c) Prior to every race meeting, the racing association or racing fair shall contact area hospitals to coordinate procedures for the rapid admittance and treatment of emergency injuries. (d) Each racing association or racing fair shall designate a health and safety manager and assistant manager, who shall be responsible for compliance with the provisions of this section and one of whom shall be on duty at all times when live racing is conducted. The health and safety manager may, at the discretion of the racing association, be the person designated to perform risk management duties on behalf of the association.

13. CONCESSIONAIRES AND SERVICE CONTRACTORS

Names and addresses of all persons to whom a concession or service contract has been given, **other than those already identified**, and the goods and/or services to be provided by each:

COMPANY	OWNER	ADDRESS	CONCESSION SERVICE
Pardini Fair Ventures, L.P.	James Pardini	2257 W. Shaw Fresno, CA 93711	Food & Beverage, Alcoholic & Non-Alcoholic Beverage
Speeda Sound	Mike King	5617 W. San Madele Fresno, Ca. 93722	Sound Equipment
Winner's Circle Restaurant	James Pardini	2257 W. Shaw Fresno, CA 93711	Cafe
Bob's Card, Inc.	Tiffany Bohland	6288 Highland Meadows Medina, OH 44256	Tip Sheets
Cal Horse	Rick Harris	26807 Proveda Mission Viejo, Ca. 92691	Tip Sheets
Vassar Photography	Bill Vassar	5075 Double Point Way Discovery Bay, CA 94505	Winner's Circle Photos
Silver Bar Leasing	Tracy Foote	2445 S. Fruit Fresno, Ca. 93706	Portable Stalls
1 Sound View Loop	CARF Contract	South Salem, NY 10590	Starting Gate
Bailey Mobile Laundry	Frances Lorene Dutton	1129 Avenida Sevilla #7-B Walnut Creek, Ca. 94595-3741	Jockeys Laundry
Delmar Graphics	Del Scott	7806 Honors Court Pleasanton, CA 94588	Program Printing
NOTWINC	Bryan Wayte	11875 Dublin Blvd. Dublin, Ca. 94568	Armored Car Service

14. ON- TRACK ATTENDANCE/FAN DEVELOPMENT

A. Describe any promotional plans:

The 2010 Big Fresno Fair will operate its ten days of live horse racing October 6-17 with two dark days on Tuesday, October 12th and Wednesday, October 13th. All dedicated horse racing television spots are run on local television stations and cable and promotions of the Fresno Fair's Race Meet will also be included in radio spots and in all publicity materials. (See Attached)

B Number of hosts and hostesses employed for meeting: **6**

C. Describe facilities set aside for new fans: **Weekend and Holiday Handicapping Seminars**

D. Describe any improvements to the physical facility in advance of the meeting that directly benefits:

1. Horsemen -For the 2010 year, we focused on improving our Barn Area, with a complete rebuilding of three barns, which brings the total amount of barns completely refurbished to five and all stall doors were repaired, replaced and/or repainted. In 2008, planted several

Item # 14-A



1121 S. Chance Avenue
 Fresno, Ca. 93702
 (559) 650-3247

PROMOTION OF LIVE HORSE RACING AT THE 2010 BIG FRESNO FAIR

The tradition of live horse racing at The Big Fresno Fair is an extremely important part of our Fair celebration and is therefore integrated into all global Fair positioning as it relates to marketing and advertising of our annual Fair event. Listed below are the more concentrated efforts to help promote the Live Racing attraction at the 2010 Big Fresno Fair.

Paid Buy

Although reference to live horse racing is included in our global Fair advertising, an additional live horse racing buy is purchased annually, allowing us to target a more specific demographic for live horse racing, based on agency research regarding the average horse racing enthusiast.

- TV
 - o Dedicated Horse Racing TV Spot is run on English & Spanish language local broadcast and cable TV. Minimum \$19,000 paid schedule with an anticipated \$40,000 or more in promotional added value.
- Radio
 - o Live Horse Racing to be promoted on the top Fresno Stations. Minimum of \$18,000 paid schedule with an anticipated \$40,000 or more in promotional added value.
- Print
 - o Spadea Wrap – The signature Fair print piece will include Live Horse Racing Section – Will Run (3) times; distribution 200,000 per run. Approximate value \$12,000.
 - o Dedicated Horse Racing ads to run in the Sports section of local newspaper. Approximate value \$7,200.
 - o Live Horse Racing included in approx. \$4,000 of advertising in local Spanish Language newspaper, Vida En El Valle.
 - o Live Horse Racing to be included in approximately \$10,000 of additional global Fair print promotion in The Fresno Bee.

On Grounds Promotion

- Grandstand Seat Promotional Giveaway
 - o Promotional Sponsor TBD
 - o Goal is to help generate additional attendance on traditionally slower race days.
- Secretariat Movie Release Promotion
 - o Promotional Sponsor TBD
 - o Goal is to partner with local movie theater to cross promote the release of the movie and live racing at The Big Fresno Fair.
- KMJ as an official Radio sponsor of Live Horse Racing at The Big Fresno Fair
 - o KMJ RV – Most widely listened to local news station broadcasts the most popular local news talk radio show live from the infield the 10 racing days of Fair.
 - o Track announcer feed plugged into RV for race updates transmitted to station throughout the day.

- Bulldog Stakes
 - o Contest – Patrons are encouraged to wear red to celebrate the Fresno State Bulldog Stakes & be entered to win cash prizes at the races.
- VIP Suite
 - o Sponsors, Friends of the Fair & Satellite Wagering VIPs are offered a private location where they can enjoy the live racing venue effectively working as additional incentive for securing sponsorship funding.
- Live Horse Racing Sponsorship
 - o Sponsors and cities within the County of Fresno are included in race sponsorship packages which help stimulate interest in the live horse racing venue as a place to entertain business partners and encourages additional parties during live horse racing.

Additional Promotional Advertising

- Website
 - o Dedicated page to promote Live Racing at The Big Fresno Fair.
 - o URL links offered as added value from several live racing sponsor sites.
 - o Dedicated email blasts to Fair's email newsletter subscriber list promoting live racing at the Fair.
- Collateral
 - o Reference to Horse Racing in all collateral and print promotion created for global Fair initiatives-- Daily schedules, flyers & posters.

Public Relations/Earned Media

The Big Fresno Fair Public Relations Department strategically plans news coverage suggestions and organizes interviews, information and planning for on-site media prior to and during The Big Fresno Fair. As part of planning, an entire section of the annual media kit is designated to include live horse racing information and is distributed to all local TV and Radio stations and print media. Examples from 2009 include:

- Minimum 4 stations broadcast their morning news shows live from The Big Fresno Fair's race track including interviews with trainers, experts on betting and jockeys.
- Minimum 8 packaged news stories were aired during the event. Topics included backstretch improvements, local racing horse owners and trainers, wagering tips, track safety and information for the layperson.

Schedule Presale Promotions & Fair-time Discount Days

Unlimited Carnival Ride Wristband

- o \$10 off Unlimited Ride Carnival Wristband (normally \$30 during Fair)
- o Available for purchase starting Friday, July 16th at 9a.m. until Tuesday, October 5th at Midnight.
- o Available for purchase throughout the 2010 Fair for \$30.

Group Packs

- o The Group Pack includes 20 adult admission tickets for \$160 (\$8 each) good for any day at the 2010 Fair.
- o Available for purchase starting Friday, July 16th at 9a.m. until Tuesday, October 5th at Midnight.

Season Passes

- o Good for use any day of the Fair; cost is \$25
- o Available for purchase starting Friday, July 16th at 9a.m. until Tuesday, October 5th at Midnight.

Save Mart Supermarkets Presale

- o From September 8th to October 5th, patrons can purchase Fair admission tickets and Unlimited Carnival Ride Wristbands at Save Mart Supermarkets.
 - o Adult Admission for \$8 – a \$2 savings

- Kids, Seniors or Military Admission for \$5 - \$2 savings.
- Purchase your Unlimited Carnival Ride Wristband for \$20 – a \$10 savings.
- 10-10-10 Promotion \$1,000 Food Shopping Spree give-a-way.

“Pint for a Pass” Blood Drive

- Give local and save BIG! Every person who donates a pint of blood from August 28th to September 8th will receive a “buy one get one free” voucher for admission to the 2010 Big Fresno Fair.
- This promotion is in partnership with the Central California Blood Center.

Wednesday, October 6th – Seniors’ Day & Special Interest Day

Seniors 62 and better are able to enjoy the Fair for free. Admission is free to persons with disabilities. One chaperone is admitted for free with each person that requires assistance.

Thursday, October 7th – Kids’ Day

Admission to the Fair on this day is free for kids 12 and under with a paid adult admission. Children 5 and under are always free.

Sunday, October 10th – 10-10-10 Promotion

Currently working with Oak Tree to provide a special wager promotion. The aforementioned promotion is pending CHRB Approval.

Tuesday, October 12th – \$2 Tuesday

Join The Big Fair Fan Club (email subscriber list) and receive a voucher to get into the Fair for only \$2. Big Fair Fan Club vouchers are redeemable only on Tuesday, October 12th at any Fair entrance. Promotional sponsor TBD.

Thursday, October 14th – Food Discount Drive

Bring 5 or more canned food items per person between the hours of 11:30 a.m. and 5 p.m. and receive FREE admission into the Fair. Food will be donated to the Community Food Bank and The Salvation Army, and then will be designated to areas in Fresno County most in need.

16. JOCKEYS' QUARTERS

A. Check the applicable amenities available in the jockeys' quarters:

<input checked="" type="checkbox"/>	Corners (lockers and cubicles)	How many	<input type="text" value="23"/>
<input checked="" type="checkbox"/>	Showers	<input checked="" type="checkbox"/>	Steam room, sauna or steam cabinets
<input type="checkbox"/>	Masseur	<input checked="" type="checkbox"/>	Food/beverage service
		<input checked="" type="checkbox"/>	Lounge area
		<input checked="" type="checkbox"/>	Certified platform scale

B. Describe the quarters to be used for female jockeys:

Quarters for female jockeys are the same as the men's quarters. Built in 1990 and 1991. Separate locker rooms, restrooms, sauna room, bunkroom, and shower room for female jockeys.

17. BACKSTRETCH EMPLOYEE HOUSING

A. Inspection of backstretch housing has been requested and will be completed before the race meet begins.

B. Number of rooms used for housing on the backstretch of the racetrack:
126 tack rooms.

C. Number of restrooms available on the backstretch of the racetrack:

Four trailers—two, 48-foot restroom trailers with five restrooms each available for both men and women; and two, 28-foot shower trailers with four showers and 1 restroom each available for both men and women.

D. Estimated ratio of restrooms to the number of backstretch personnel:

**1 – Receiving Barn; 58 in RV Trailer Park; 3 Portable Toilets (2 @Gate #10; 1 @Gap)
1 – Racing Secretary's Office; 1 – Winner's Circle Café.**

18. TRACK SAFETY

A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: **Approximately** **feet.**

B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.

Inner rail, metal (powder coated); outer rail, metal, aluminum and galvanized chainlink; inner rail supports, metal gooseneck; inner rail top shield is made of sheet metal; shield is 39" above the track surface.

C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **Track Masters, Inc., Steve Wood**

D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. **On file**

E. If the fair is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified

in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. N/A

19. DECLARATIONS

- A. All labor agreements, concession and service contracts, and other agreements necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state):
No Exceptions
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044. **On file at CHRB.**
- C. All service contractors and concessionaires have valid state, county or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting except as follows (if no exceptions, so state): **No Exceptions**
- D. Absent natural disasters or causes beyond the control of the fair, its service contractors, concessionaires or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the fair except as follows (if no exceptions, so state): **No Exceptions**

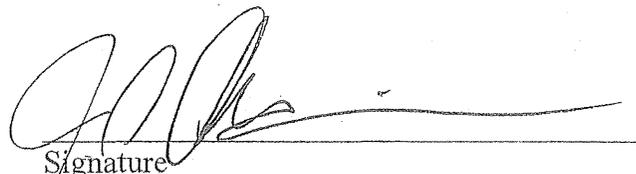
NOTICE TO APPLICANT: Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 15 days' notice in writing of any intention to terminate a horse racing meeting or the engagements or services of any licensee, approved concessionaire, or approved service contractor.

20. CERTIFICATION BY APPLICANT

I hereby certify under penalty of perjury that I have examined this application, that all of the foregoing statements in this application are true and correct, and that I am authorized by the fair to attest to this application on its behalf.

John C. Alkire
Print Name

Chief Executive Officer
Print Title


Signature

July 7, 2010
Date

STAFF ANALYSIS

August 19, 2010

Issue: DISCUSSION AND ACTION BY THE BOARD REGARDING THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE PACIFIC RACING ASSOCIATION AT GOLDEN GATE FIELDS OCTOBER 20, 2010 THROUGH DECEMBER 19, 2010

At its July 22, 2010 Regular Meeting the Board approved a motion extending the current licenses of the Los Angeles Turf Club (LATC), Pacific Racing Association (PRA), and XpressBet Advance Deposit wagering entities until December the 26, 2010. Concurrently, the existing waver of Business and Professions Code Section 19583 and 19484, prohibiting common race track and wagering operation ownership, was extended only until September 16th, 2020. The stated purpose for doing so was to permit the parent company, MI Developments Inc., to prepare and submit to the Board a comprehensive plan. The Board directed MI Developments Inc. to present a plan which set forth it's intended practices and procedures for operating Santa Anita Park and Golden Gate Fields as thoroughbred horse racing venues with the utilization of XpressBet as an advance deposit wagering platform, all under common ownership. MI Developments Inc. was further directed to present the business plan to the Staff of the Board on or before September the 1, 2010.

In as much as the Board approved extending the license for PRA to operate through December, 26, 2010, at its July 22nd Regular Meeting, no action is needed on this application. This item is presented to enumerate the specifics of the October 20, 2010 through December 19, 2010 race meeting.

Pacific Racing Association (PRA) filed its application to conduct a thoroughbred horse racing meeting at Golden Gate Fields:

- October 20, 2010 through December 19, 2010, or 45 days. PRA proposes to race a total of 381 races, or 8.47 races per day. In the fall of 2009, PRA ran 42 days at GGF from October 21, 2009 through December 20, 2009. It ran a total of 356 races, or 8.48 races per day with an average of 7.75 runners per race during the 2009 fall meet. The average daily purse for the 2009 fall race meeting was \$143,359.56. The (estimated) average daily purse for this meet is \$147,349.54.

October - 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19				
	25	26				

November - 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2				
	8	9				
	15	16				
	22	23				
	29	30				

December - 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	6	7				
	13	14				
	20	21	22	23	24	25
26	27	28	29	30	31	

- Racing 5 days per week, Wednesday through Sunday the entire racing meeting.
- 8 races weekdays and 9 on weekends and holidays. If the horse population permits, PRA

may run additional races, but will not exceed an 8.52 average per day for the race meeting. Administrative approval will be requested if plans develop to exceed this amount.

- 5 stakes races are proposed (1 overnight / 5 non-overnight).
- First post 12:45 p.m. daily with the following exceptions:
 - Saturday, November 6, 2010 (Breeders' Cup) – 12:00 p.m.
 - Thursday, November 25, 2010 (Thanksgiving) – 11:15 a.m.
 - Request the option to change post times to coordinate north/south and Breeders' Cup signals.
- The officers and directors of PRA are listed as:
 - George Haines, President
 - Scott Fischer, Vice-President Finance and Operations and Director
 - Jane Lynn, Secretary and Director

 - Frank De Marco Jr., Vice-President Regulatory Affairs and Assistant Secretary
 - Gina Lavo, Vice-President, Contoller
 - Peter Tunney, Executive Vice-President
 - Robert Hartman, General Manager
 - Calvin Rainey, Vice-President and Assistant General Manager
- Wagering program will use CHRB and ARCI rules.
 - Early wagering will not be offered.
- The Advance Deposit Wagering (ADW) providers are Xpressbet, Youbet, TwinSpires and TVG.

Pursuant to Business and Profession Code section 19604, specific provisions must be met before an ADW provider can accept wagers.

Summary of B&P code 19604

To accept wagers on races conducted in California from a resident of California.

- The ADW provider must be licensed by the Board.
- A written agreement allowing those wagers exists with the racing association or fair conducting the races on which the wagers are made.
- The agreement shall have been approved in writing by the horsemen's organization responsible for negotiating purse agreements for the breed on which the wagers are made.

To accept wagers on races conducted outside of California from a resident of California.

- The ADW provider must be licensed by the Board.
- There is a hub agreement between the ADW provider and one or both of (i) one or more racing associations or fairs that together conduct no fewer than five weeks of live racing on the breed on which wagering is conducted during the calendar year during

which the wager is placed, and (ii) the horsemen's organization responsible for negotiating purse agreements for the breed on which wagering is conducted.

Documents received in compliance with Business and Professions code 19604:

- Xpressbet, Youbet, TwinSpires, and TVG track agreements.
- Xpressbet, Youbet, TwinSpires, and TVG hub agreements.
- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Request Patrick Kealy be appointed horse identifier pursuant to CHRB Rule 1525.
- Fire clearance from the City of Berkeley is on file and does not expire until January 14, 2011. A conditional fire clearance has been granted by the City of Albany for the period of June 14, 2010 through December 19, 2010.
- Track safety inspection has been requested and will be completed before the race meeting begins.
- Inspection of backstretch worker housing has been requested and will be completed before the race meeting begins.

Specific information still needed to complete this application includes:

1. CTT Agreement

RECOMMENDATION:

The Board approved extending the license for PRA to operate through December, 26, 2010 at its July 22, 2010 Regular Meeting, no action is needed on this application.

This item is presented for information purposes only in as much as the Board previously approved the extension of the license for PRA to operate a horse racing meeting through December, 26, 2010 at its July 22, 2010 Regular Meeting. However, the waiver of Business and Profession codes section 19583 and 19584 terminates on September 16, 2010; therefore, in order for PRA to conduct this meeting the Board will still need to grant the waiver, the issuance of which will be discussed and acted upon at the September meeting of the Board.

STATE OF CALIFORNIA
CALIFORNIA HORSE RACING BOARD
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING
CHRB-17 (Rev 12/06)

Application is hereby made to the California Horse Racing Board (CHRB) for a license to conduct a horse racing meeting in accordance with the California Business and Professions (B&P) Code, Chapter 4, Division 8, Horse Racing Law, and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

1. APPLICANT ASSOCIATION

A. Name, mailing address, telephone and fax numbers of association:

Pacific Racing Association
1100 Eastshore Highway
Berkeley, California 94710
Phone (510) 559-7300

Administration Fax (510) 559-7464

B. Breed of horse: TB QH H

C. Racetrack name: Golden Gate Fields

D. Attach a certified check payable to the Treasurer of the State of California in the amount of \$10,000 as deposit for license fees pursuant to B&P Code Section 19490. On file with the Board.

NOTICE TO APPLICANT: Application must be filed not later than 90 days before the scheduled start date for the proposed meeting pursuant to CHRB Rule 1433.

2. DATES OF MEETING

A. Inclusive dates for the entire meeting: October 20, 2010 through December 19, 2010

B. Actual dates racing will be held: October 20-24, 27-31; November 3-7, 10-14, 17-21, 24-28; December 1-5, 8-12, 15-19.

C. Total number of days or nights of racing: 45 days

D. Days or nights of the week races will be held:

Wed - Sun Tues - Sat Other (specify)

Exceptions: None

E. Number of days or nights of racing per week: 5 days per week.

CHRB CERTIFICATION

Application received: 7/20/10
Deposit received: ON FILE
Reviewed: [Signature]

Hearing date: 8/19/10
Approved date:
License number:

3. RACING PROGRAM

- A. Total number of races: 381
- B. Number of races for each day or night: 8.47 will be the average throughout the meet; we propose to conduct 8 races on weekdays and 9 races on weekends and holidays. If the horse population permits, we may run additional races as long as we do not exceed an average of 8.47 races per day for the meet. If we plan to exceed this amount, we will request administrative approval.
- C. Total number of stakes races: 5
(4 Non-Overnight Stakes, 1 Overnight Stake)
- D. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. Note the races that are designated for California-bred horses. Stakes schedule attached.
- E. Will provisions be made for owners and trainers to use their own registered colors?
 Yes No If no, what racing colors are to be used:
- F. List all post times for the daily racing program:
 - Race 1 12:45 p.m.
 - Race 2 1:15 p.m.
 - Race 3 1:45 p.m.
 - Race 4 2:15 p.m.
 - Race 5 2:45 p.m.
 - Race 6 3:15 p.m.
 - Race 7 3:45 p.m.
 - Race 8 4:15 p.m.
 - Race 9 4:45 p.m.
 - Race 10 5:15 p.m. (When applicable)

Exceptions:

Saturday, November 6, 2010	Breeders' Cup	12:00 noon
Thursday, November 25, 2010	Thanksgiving	11:15 a.m.

Request the option to change post time schedules in order to coordinate North/South and Breeders' Cup signals.

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall each racing day provide for the running of at least one race limited to California-bred horses, to be known as the "California-bred race" pursuant to CHRB Rule 1813. For thoroughbred and quarter horse meetings, the total amount distributed for California-bred stakes races from the purse account, including overnight stakes, shall not be less than 10% of the total amount distributed for all stakes races pursuant to B&P Code Section 19568(b).

4. RACING ASSOCIATION

- A. Association is a:
 - Corporation (complete subsection C)
 - LLC (complete subsection D)
 - Other (specify, and complete subsection E)
- B. Complete the applicable subsection and attached Addendum, Background Information and Ownership. On File.

Pacific Racing Association / Golden Gate Fields
Fall Stakes Schedule 2010
October 20-December 19

Golden Gate Fields Turf Stakes GIII

\$100,000 G

Three Year Olds and Upward
One Mile and One Furlong Turf
Runs Saturday, October 30

All American Stakes GIII

\$100,000 G

Three Year Olds and Upward
One Mile and One Furlong
Runs Friday, November 26

Corte Madera Stakes

\$75,000 G

Fillies, Two Years Old
One Mile
Runs Saturday, December 4

Gold Rush Stakes

\$75,000 G

Two Year Olds
One Mile
Runs Saturday, December 11

Pacific Heights Stakes (Overnight Stake)

\$75,000 G (Includes \$25,000 CBRF)

Cal Bred Fillies and Mares, Three Years Old and Upward
One Mile and One Furlong Turf
Runs Saturday, December 18

C. CORPORATION

1. Registered name of the corporation: **Pacific Racing Association**
2. State where incorporated: **California**
3. Registry or file number for the corporation: **Federal ID #94-1585367**
California ID #173-1919-5
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
George Haines, President
Scott Fischer, Vice-President Finance and Operations and Director
Jane Lynn, Secretary and Director
Frank DeMarco Jr., Vice-President Regulatory Affairs and Assistant Secretary
Gina Lavo, Controller
Peter W. Tunney, Executive Vice-President
Robert Hartman, General Manager
Calvin Rainey, Vice-President and Assistant General Manager
The officers of the Pacific Racing Association hold zero shares.
5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each:
MI Developments Investments, Inc.
6. Number of outstanding shares in the corporation: **100,000 Authorized Shares; 69,347 Common Shares issued to MI Developments Investments, Inc.**
7. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: **Not applicable.**
9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: **Magna International Developments Investments, Inc.**
10. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. The licensee may submit the audited consolidated annual financial statements of its parent owner if the parent owner is a publicly traded company and guarantees the obligations of the licensee. **MID financial statement on file.**

D. LLC

1. Registered name of the LLC: **Not applicable**
2. State where articles of organization are filed: **Not applicable**
3. Registry or file number for the LLC: **Not applicable**
4. Names of all officers and directors, titles, and the number of shares of the LLC held by each:
Not applicable
5. Names (true names) of all members, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the LLC and the number of shares held by each:
6. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
7. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: **Not applicable**

8. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the LLC and/or the Securities and Exchange Commission and/or the California Corporations Commission. **Not applicable**

E. OTHER

- 1. Name(s) of partners/sole proprietor: **Not applicable**
- 2. If a partnership, attach partnership agreement. **Not applicable**

F. Management and Staff

1. Name and title of the managing officer and/or general manager of the association and the name and title of all department managers and staff, other than those listed in 10B, who will be listed in the official program:

- George Haines, President
- Scott Fischer, Vice-President Finance and Operations
- Frank DeMarco, Jr., Vice-President Regulatory Affairs and Assistant Secretary
- Jane Lynn, Secretary
- Robert Hartman, General Manager
- Peter W. Tunney, Executive Vice-President
- Calvin Rainey, Vice-President, Assistant General Manager
- Adam Njaa, Controller
- Jerry Aldoroty, Director of Hospitality and Sales
- Bryan Wayte, Manager of Mutuels
- Tom Ferrall, Publicity Manager
- Merry Scalzo, Director of Operations
- Kristin Finkel, Marketing Manager
- T.W. Johnson, Security Manager
- Michael Wrona, Announcer
- Juan Meza, Track Superintendent
- Richard Somers, Price Maker
- William Vassar, Track Photographer
- Aaron Vercruysse, Simulcast Coordinator
- Robert Hemmer, Operations Manager
- David Seftel, M.D., Track Physician

2. Name and title of the person(s) authorized to receive notices on behalf of the association and the mailing address of such person(s) if other than the mailing address of the association:

Robert Hartman, General Manager

5. PURSE PROGRAM

A. Purse distribution: *Prior meet actual represents 10/21/09 – 12/20/09 (42 Days)*

- 1. All races other than stakes:
 - Current meet estimate: **\$5,490,450.00**
 - Prior meet actual: **\$5,053,534.00**

Average Daily Purse (5A1 ÷ number of days):

- Current meet estimate: **\$122,010.00**
- Prior meet actual: **\$120,322.24**

2. Overnight stakes: (Doesn't include \$25,000 CBRF)

Current meet estimate: \$50,000.00

Prior meet actual: \$248,200.00

Average Daily Purse (5A2 ÷ number of days):

Current meet estimate: \$1,111.11

Prior meet actual: \$5,909.52

3. Non-overnight stakes:

Current meet estimate: \$350,000.00

Prior meet actual: \$0.00

Average Daily Purse (5A3 ÷ number of days):

Current meet estimate: \$7,777.78

Prior meet actual: \$0.00

B. Stakes races:

1. Purse distribution for all stakes races:

Current meet estimate: \$400,000.00

Prior meet actual: \$248,200.00

Average Daily Purse (5B1 ÷ number of days):

Current meet estimate: \$8,888.89

Prior meet actual: \$5,909.52

2. Percentage of the purse distribution for all stakes races that will be distributed for California-bred stakes races:

Current meet estimate: 12.5%

Prior meet actual: 20%

Average Daily Purse (5B2 ÷ number of days):

Current meet estimate: .28%

Prior meet actual: .48%

C. Funds to be generated for all California-bred incentive awards:

Current meet estimate: \$501,771.00

Prior meet actual: \$488,616.90

D. Payment to each recognized horsemen's organization contracting with the association and the name(s) of the organization(s):

Recognized Horsemen's Organization

Current meet estimate:

TOC (NTRA Contribution) \$ 98,209.35

TOC \$ 56,119.63

CTT (Administration) \$ 28,059.82

CTT (Pension) \$ 56,119.63

Total \$238,508.43

Prior meet actual:

TOC (NTRA Contribution) \$ 95,014.93

TOC \$ 54,294.25

CTT (Administration) \$ 27,147.12

CTT (Pension) \$ 54,294.25

Total \$230,750.55

- E. Amount from all sources to be distributed in the form of purses or other benefits to horsemen (5A+5C+5D):

Current meet estimate: \$6,630,729.43

Prior meet actual: \$6,021,101.45

Average Daily Purse (5E ÷ number of days):

Current meet estimate: \$147,349.54

Prior meet actual: \$143,359.56

- F. Purse funds to be generated from on-track handle and intrastate off-track handle:

Current meet estimate: \$4,144,658.00

Prior meet actual: \$4,066,205.35

Average Daily Purse (5F ÷ number of days):

Current meet estimate: \$92,103.51

Prior meet actual: \$96,814.41

- G. Purse funds to be generated from interstate handle:

Current meet estimate: \$1,377,642.00

Prior meet actual: \$1,305,835.53

Average Daily Purse (5G ÷ number of days):

Current meet estimate: \$30,614.27

Prior meet actual: \$31,091.32

- H. Bank and account number for the Paymaster of Purses' purse account:

Wells Fargo Bank - Account # On File

- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:

Bowen & McBeth, 10722 Arrow Route, Suite 110, Rancho Cucamonga, California 91730,
(909) 944-6465

NOTICE TO APPLICANT: All funds generated and retained from on-track pari-mutuel handle which are obligated by law for distribution in the form of purses, breeders' awards or other benefits to horsemen, **shall not** be deemed as income to the association; **shall not** be transferred to a parent corporation outside the State of California; and **shall**, within 3 calendar days following receipt, be deposited in a segregated and separate liability account in a depository approved by the CHRB and shall be at the disposition of the Paymaster of Purses, who shall pay or distribute such funds to the persons entitled thereto. All funds generated from off-track simulcast wagering, interstate wagering, and out-of-state wagering which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt, into such liability account. In the event the association is obligated to the payment of purses prior to those obligated amounts being retained from pari-mutuel wagering for such purpose, or as a result of overpayment of earned purses at the conclusion of the meeting, the association shall transfer from its own funds such amounts as are necessary for the Paymaster of Purses to distribute to the horse owners statutorily or contractually entitled thereto. The association is entitled to recover such transferred funds from the Paymaster of Purses' account; and if insufficient funds remain in the account at the conclusion of the meeting, the association is entitled to carry forward the deficit to its next succeeding meeting as provided by B&P Code Section 19615(c) or (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen's organizations, the association may carry forward the surplus amount to its next succeeding meeting; provided, however, that the amount so retained does not exceed an amount equivalent to the average daily distribution of purses and breeders' awards during the meeting. All amounts in excess shall be distributed retroactively and proportionally in the form of purses and breeders' awards to the horse owners and breeders having earned purses or awards during the conduct of the meeting.

6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: **1325**
- B. Minimum number of stalls believed necessary for the meeting: **2000**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **680**
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: **Pleasanton - 680 Stalls**
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site. **On file.**

Complete subsections F through H if the association will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available on-site for the **1986** meeting: **1405**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:
Stabling costs for this meet: \$553,000.00
Stabling costs per day per stall: \$10.30
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:
Vanning fees for this meet: \$51,750.00 **Vanning fee per horse: \$115.00**

7. PARI-MUTUEL WAGERING PROGRAM

- A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, associations may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) Uniform Rules of Racing, Chapter 9, Pari-mutuel Wagering, or a combination of both. Please complete the following schedule for the types of wagering other than WPS and the minimum wager amount for each:
 Use DD for daily double, E for exacta (special quinella), PK3 for pick three, PK4 for select four, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for superfecta, TRI for trifecta, and US for unlimited sweepstakes (pick 9).

	TYPE OF WAGERS	APPLICABLE RULES
Example Race:	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$2 DD*; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$1 PPN%; \$.10 SF#; \$1 PNP!	CHRB#1957; 1959; 1958; 1977; 1979; 1976.8; 1979.1; 1976.9
Race #2	\$2 DD*; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$1 PPN%; \$.10 SF#; \$1 PNP!	CHRB#1957; 1959; 1958; 1977; 1979; 1976.8; 1979.1; 1976.9
Race #3	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10SF#; \$1 PPN%; \$1 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #4	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$1 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #5	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$1 PNP!; Super H5^^	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9; ARCI #004-105
Race #6	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$1 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9

Race #7	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$1 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #8	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$1 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #9	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$1 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #10	\$2 DD*; \$2 PNP @; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$1 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9

* - \$2 Daily Double on all races

@ - \$2 Pick 6 on last six races

+ - \$1 Pick 3 on every race

++ - \$1 Trifecta on every eligible race

- \$.10 cent Superfecta on all eligible races

% - \$1 Place Pick All on all races carded

! - \$1 Pick 4 on first four and last four races

^^ - \$1 Pentafecta (Super High 5) in the 5th race only selecting the first five finishers in a same race. 100% payout on all tickets selecting five winners. No consolation; 100% carryover if no ticket has five winners.

B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: **December 19, 2010 for the period of October 20, 2010 through December 19, 2010.**

C. List any options requested with regard to exotic wagering: **2 Tier – 70%/30% split \$2 Pick (n) Pool (Pick 6) will be offered on the final six races of each card, with 70% to the major pool or carryover, and 30% to the minor pool.**

D. Will "advance" or "early bird" wagering be offered? Yes No
If yes, when will such wagering begin:

E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract: **Scientific Games Racing, LLC, Bill Huntley, Expires: September 2012**

8. **ADVANCE DEPOSIT WAGERING (ADW)**

A. Identify the ADW provider(s) to be used by the association for this race meeting:

- Xpressbet
- YouBet
- TwinSpires
- TVG

9. **SIMULCAST WAGERING PROGRAM**

A. Simulcast organization engaged by the association to conduct simulcast wagering: **Northern California Off-Track Wagering, Inc.**

B. Attach the agreement between the association and simulcast organization permitting the organization to use the association's live audiovisual signal for wagering purposes and providing access to its totalizator for the purpose of combining on-track and off-track pari-mutuel pools. **On file.**

C. California simulcast facilities the association proposes to offer its live audiovisual signal:

Northern California

- Alameda County Fair, Pleasanton
- Big Fresno Fair, Fresno
- California State Fair & Exposition, Sacramento
- Club One, Fresno
- Kern County Fair, Bakersfield
- Monterey County Fair, Monterey
- San Joaquin County Fair, Stockton
- San Mateo Event Center, San Mateo
- Santa Clara County Fair, San Jose
- Shasta District Fair, Anderson
- Solano County Fair, Vallejo
- Sonoma County Fair, Santa Rosa
- Stanislaus County Fair, Turlock
- Tulare County Fair, Tulare

Southern California

- Antelope Valley Fair, Lancaster
- Barona Casino, Lakeside
- California Mid-State Fair, Paso Robles
- Del Mar Thoroughbred Club, Del Mar
- Derby Club at Seaside Park, Ventura
- Earl Warren Showgrounds, Santa Barbara
- Fairplex Park, Pomona
- Hollywood Park, Inglewood
- Indian Fantasy Springs Casino, Indio
- Los Alamitos Racecourse, Los Alamitos
- National Orange Show, San Bernardino
- Santa Anita Park, Arcadia
- Santa Barbara County Fair, Santa Maria
- Shalimar Sports Center, Indio
- Sports Pavilion, Lake Perris
- Sports Pavilion, Victorville
- Sycuan Casino, El Cajon
- Commerce Casino, City of Commerce
- Viejas Casino, Alpine

D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal:

Pacific Racing Association/Golden Gate Fields

October 20, 2010 through December 19, 2010

Out-of-State & International Imports - Full or Partial Card (Subject to Change)

<u>OUT-OF-STATE TRACK</u>
AQUEDUCT
BELMONT
CALDER RACECOURSE
CHURCHILL DOWNS
FAIRGROUNDS
FINGER LAKES
HAWTHORNE RACECOURSE
KEENELAND
LAUREL
MEADOWLANDS
PENN NATIONAL
PORTLAND MEADOWS
REMINGTON PARK
SUNLAND PARK
TAMPA BAY DOWNS
TURF PARADISE
TURFWAY PARK
ZIA PARK
<u>INTERNATIONAL TRACK</u>
WOODBINE
HASTINGS
SAN ISIDRO
MARONAS

E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association:

- | | | |
|---|--------------------------------------|---|
| American Tab, OH | Hinsdale Greyhound Park, NH | Rosecroft Raceway, MD |
| Arapahoe Park, CO | Hoosier Park, IN | Royal Beach Casino |
| Arima Race Club | Horsemen's Park, NE | Royal River Racing |
| Arlington International Race Course, IL | Indiana Downs, IN | Ruidoso Downs, NM |
| Atlantic City Casino Assn., NJ | International Racing Group | Sam Houston, TX |
| Atlantic City Race Course, NJ | Jackson Harness Raceway, MI | Saratoga Raceway, NY |
| Atokad Downs, NE | John Martin's Manor Restaurant | Scarborough Downs, ME |
| Balmoral Park, IL | Keeneland Association, KY | Scioto Downs, OH |
| Beulah Park, OH | Kentucky OTB | Seabrook Greyhound |
| Birmingham Race Course, AL | Lebanon Raceway, OH | Shoreline Star Greyhound Park |
| Blue Ribbon Downs, OK | Les Bois/Idaho | Skydancer Casino |
| Bluffs Run Greyhound | Lewiston Raceway Inc., ME | Southland, AR |
| Buffalo Raceway, NY | Lien Games, Inc., ND | Sports Center |
| Calder Race Course, FL | Lein Games, LLC | Sports Creek Raceway, MI |
| Canadian Associations | Lincoln Greyhound | Stables |
| Canterbury Park, MN | Lodge Belmont Greyhound Park | State Fair Park, NE |
| Capital District OTB | Lone Star, TX | Suffolk District OTB |
| Capital Sports Pty, Ltd, Australia | Louisiana Downs, LA | Suffolk Downs, MA |
| Casino Association | Manor Downs | Sunland Park, NM |
| Catskills OTB | Maryland Jockey Club, MD | Sunray Park, NM |
| Charlestown Race Course, VA | Maywood | Tampa Bay Downs, FL |
| Chester Downs & Marina LLC | Meadowlands | Tauton Dog Track, Inc. |
| Choctaw Racing Services, LLC, OK | Meadowlands The | Thistledown Racing, OH |
| Churchill Downs, KY | Meskwaki Casino | Timeout Lounge |
| Coeur d'Alene Greyhound, ID | Millers OTB | Tioga Downs |
| Coeur d'Alene Casino, ID | Mohegun Sun | Tri-State Racetrack & Gaming Center, WV |
| Colonial Downs, VA | Monmouth Park, NJ | Turfway Park, KY |
| Columbus Races, NE | Montana OTB, MT | TVG |
| Comanche Nation | Monticello Raceway, NY | Turf Paradise, AZ |
| Connecticut OTB, CT | Mount Pleasant Meadows, MI | Valley Greyhound Park |
| Corpus Christi Greyhound Track, TX | Mountaineer Park, WV | Vernon Downs, NY |
| Crystal Palace | Nevada Indian Casinos | Western Fair Raceway |
| Dairyland Greyhound Park, WI | Nevada Pari-Mutuel Association, NV | Western Regional OTB |
| Darwin All Sports | New Mexico | Wheeling Downs, WV |
| Delaware Park, DE | New York City Off-Track Betting, NY | Wichita Greyhound Park, KS |
| Delta Downs | New York Racing Association, NY | Will Rogers Downs, OK |
| Downs at Albuquerque, NM | Newport Jai Alai, FL | Wonderland Greyhound Park, MA |
| Elite Turf Club | North Dakota Horse Park, ND | Woodlands, KS |
| Ellis Park, KY | Northfield Park, OH | Wyoming OTB, WY |
| Emerald Downs, WA | Northville Racing Corp., MI | XpressBet, Inc., CA |
| Equus St. Thomas Racing, Inc. | Oaklawn Park, AR | Yonkers Raceway, NY |
| European Simulco, Austria | Ocean Downs, MD | YouBet |
| Evangeline Downs, LA | Oneida Bingo and Casino | Zia Park, NM |
| Evansville OTB | Penn National Race Course, PA | |
| Fair Meadows | Philadelphia Park, PA | Separate Pools: |
| Fairgrounds Race Course, LA | Plainfield Greyhound Park, NJ | Caymanas |
| Finger Lakes Race Track, NY | Plainridge Racecourse, MA | Hipodromo Presidente Remon, Panama |
| Fonner Park, NE | Poconos | LVDC (NV) |
| Foxwoods | Pojoaque | MIR/Caliente |
| Freehold Raceway, NJ | Portland Meadows, OR | |
| Geneva Lakes | Prairie Meadows, IA | |
| Gillespie County Downs | Raceway Park, OH | |
| Great Lakes Downs, MI | Racing & Gaming Services, British WI | |
| Greentrack | Red River Casino | |
| Gulf Greyhound, TX | Remington Park, OK | |
| Gulfstream Park, FL | Retama Park, TX | |
| Harrington Raceway | Riders Up OTB | |
| Hawthorne | River Downs, OH | |
| Hazel Park, MI | Rockingham Park, NH | |

F. For **THOROUGHBRED** racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country thoroughbred races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":

NOTICE TO APPLICANT: B&P Code Section 19596.2(a) stipulates that on days when live thoroughbred or fair racing is being conducted in the state, the number of thoroughbred races which may be imported by an association or fair during the calendar period the association or fair is conducting its racing meeting cannot exceed a combined daily total of 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
See 8D above.	TBD	

- G. For **QUARTER HORSE** racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country quarter horse races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Los Alamitos	Per CHRB calendar	Full Card

- H. For **STANDARD BRED** racing associations, list the host tracks from which the association proposes to import out-of-state and/or out-of-country harness races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":

HARNESS SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Cal Expo Harness	Per CHRB calendar	Full Card

- I. For **ALL** racing associations, list imported simulcast races the association plans to receive which use breeds other than the breed of the majority of horses racing at its live horse racing meeting. Include the name of the host track, the dates imported races will be held, and how many races will be imported:

OTHER BREED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Breed of Horse	Race Dates	Number of Races to be Imported
None			

- J. For **ALL** racing associations, if any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Sections 19596.2 and 19596.3, attach a copy showing the agreement by the appropriate racing association(s). **Not applicable.**

NOTICE TO APPLICANT: All interstate wagering to be conducted by an association is subject to the provisions of Title 15, United States Codes, which require specific written approval of the CHRB and of the racing commission having jurisdiction in the out-of-state venue. All international wagering to be conducted by an association is subject to the provision of B&P Code Sections 19596, 19596.1, 19596.2, 19596.3, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every association shall pay over to the simulcast organization within 3 calendar days following the closing of wagering for any day or night racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering, and which are obligated by statute for guest commissions, simulcast operator's expenses and promotions, equine research, local government in-lieu taxes, and stabling and vanning deductions. Every association shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each day or night racing program, or upon receipt of the

proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

10. CHARITY RACING DAYS

- A. Name and address of the distributing agent (charity foundation) for the net proceeds from charity racing days held by the association: **Pacific Racing Association is agent for distribution.**
- B. Names and addresses of the trustees or directors of the distributing agent: **Pacific Racing Association will act as its own distributing agent.**
- C. Dates the association will conduct races as charity racing days OR:
- D. Will the association pay the distributing agent an amount equal to the maximum required under B&P Code Section 19550(b)? Yes

NOTICE TO APPLICANT: Net proceeds from charity racing days shall be paid to the designated and approved distributing agent within 180 days following the conclusion of the association's race meeting in accordance with the provisions of B&P Code Section 19555. Thereafter, the distributing agent shall distribute not less than 90% of the aggregate proceeds from such charity racing days within 12 calendar months after the last day of the meeting during which the charity racing days were conducted and shall distribute the remaining funds as soon thereafter as is practicable. At least 20% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of B&P Code Section 19556(b).

11. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated:

Association Veterinarian(s)	Heather Kerr, D.V.M (Track Veterinarian)
	Joan Hurley, D.V.M. (CHRB Veterinarian)
	Diane Isbell, D.V.M. (Examining Veterinarian)
Clerk of Scales	Ken Sjoldal
Clerk of the Course	Tina Walker
Film Specialist	Ross Allardyce
Horse Identifier	Patrick Kealy
Horseshoe Inspector	Butch Fyllingness
Paddock Judge	Linda Anderson
Patrol Judges	Tammy McDuffie-Morris & Joshua Wyatt
Placing Judges	Ella Robinson & Myra Troske
Starter	Todd Stephens
Timer	Richard Somers
- B. Management officials in the racing department:

Director of Racing	Sean Greely
Racing Secretary	Sean Greely
Assistant Racing Secretary	C. Gregory Brent, Jr.
Associate Racing Secretary	David Jerkens
Paymaster of Purses	Patricia Prospero
Others (identify by name and title)	
Main Track Superintendent	Juan Meza
Turf Track Superintendent	Calvin Rainey
Price Maker	Richard Somers
Stable Superintendent	Carrie Fawcett

- C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards: **Christine Niccoli
Niccoli Reporting Service, 619 Pilgrim Drive, Foster City, CA 94404-1707, (650) 573-9339**
- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract:
Plusmic Corp., USA, Bill O'Brien, Expires: December 31, 2010
- E. Photo patrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks.
Pegasus Communications, Inc, Jim Porep, Jr., System maintained in house, Equipment contract expires: March 5, 2013
- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract:
Electronic timer is installed and maintained by on-site staff.

12. SECURITY CONTROLS

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers.
**T.W. Johnson, Security Manager is responsible for security on site.
Security Department organizational chart is attached.
Security Department phone number (510) 559-7370
Stable Security phone number (510) 559-7533
T.W. Johnson cell phone number (510) 418-3161**
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: **29**
1. Attach a written plan for enhanced security for graded/stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns. **Attached**
 2. Detention Barns:
 - A. Attach a plan for use of graded stakes or overnight races.
**6 hour surveillance prior to race in Graded Stakes with purses of \$100,000 or over
24 hour surveillance in detention barn for Trainers with high-test results and repeat offenders**
 - B. Number of security guards in the detention barn area during a 24-hour period.
Four Security Guards
- C. Describe number and location of surveillance cameras in detention barn area.
Attached

**Attachment to Golden Gate Fields License I Application
11 (E):**

Track Camera Equipment:

There are a total of seven (7) cameras placed at the following strategic locations around the race track:

7/8 Pole

3/8 Pole

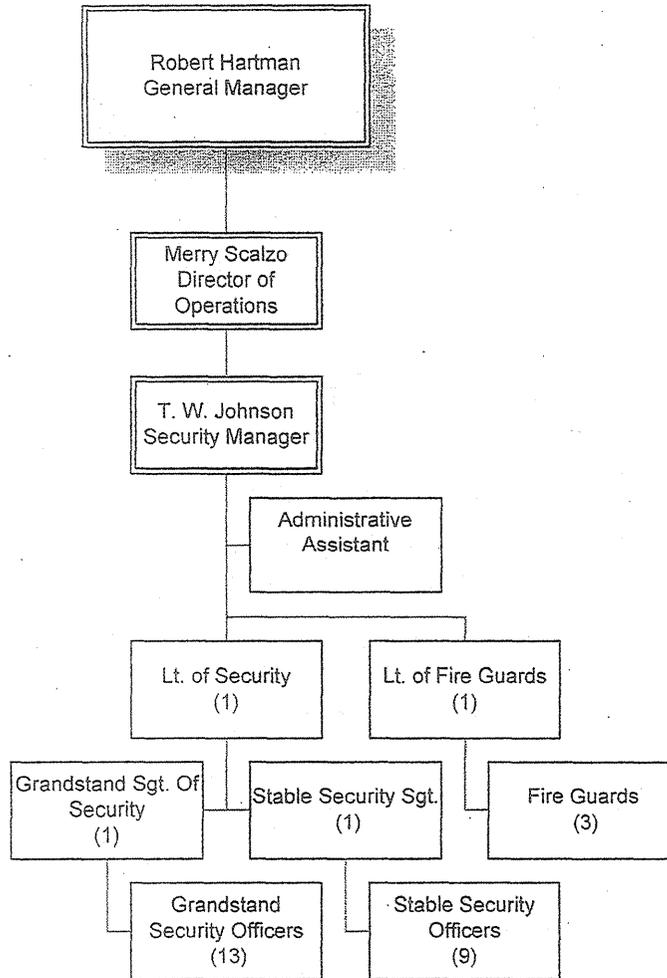
1/4 Pole

Paddock

Starting Gate

(2) Pan Cameras on Roof

GOLDEN GATE FIELDS 2010
SECURITY DEPARTMENT ORGANIZATIONAL CHART
ATTACHMENT 12A



Attachment to Golden Gate Fields License Application
12B (1) and 12B (2):

SECURITY CONTROLS

Graded Stakes and Races of \$100,000 or more

The following procedures have been put in place at Golden Gate Fields to ensure that proper security surveillance guidelines for races of \$100,000 or more are followed:

- Carrie Fawcett, Stable Superintendent, provides a list of starters to T. W. Johnson, Director of Security which includes the following information:
 1. Name of horse
 2. Name of trainer
 3. Barn number
 4. Stall number
- Supplemental security staff, provided by a licensed security contractor and licensed by the CHRB, are called in the morning of the race to meet with the Director of Security for the following instruction:
 - A. An overview of the race track operating procedures
 - B. A briefing of their duties throughout the day
 - C. All guards are asked to sign out for their specific video camera
 - D. A form is provided by the CHRB to each guard which is to be signed by the attending veterinarian when administering medication to bleeders.
 - E. Each guard is given a video camera to record ALL activities involving individuals entering and exiting their assigned stall. Instruction is given to first record the posted number on the stall to confirm that the camera is directed at the assigned horse.
 - F. Instruction is given to monitor any and all suspicious activity and to contact the Director of Security if and when suspicious activity occurs.
 - G. Guards are instructed to position themselves as close to the horse's stall without jeopardizing safety.
 - H. The horse and handler will be followed on foot by each guard to the receiving barn before the race.
 - I. After all horses are safely in the receiving barn, the guards are instructed to meet in the Security office with the Director of Security. The guards sign that they have returned their video camera and participate in a discussion of the day's surveillance activities.
- Surveillance videotapes are saved until all test results have received a negative result.

Attachment to Golden Gate Fields License Application
12B (2) and 12C (1):

Detention Barn Surveillance:

Barn #44 contains 27 stalls and is utilized as our Transit and Detention Barn. The surveillance system in place contains cameras strategically placed to monitor entrances and exits along with a camera monitoring each stall.

The camera equipment is connected to a digital recording system which is kept in a secured area with a power back-up in place.

Stable Gate Surveillance:

Cameras are strategically placed to monitor all activities at the Main Stable Gate and the Horsemen Walk-In Gate.

3. TCO2 Testing:

A. Number of races to be tested, and number of horses entered in each race to be tested.
Pre-race TCO2 testing will be performed for all races and a minimum of one-third of the horses in any race will be randomly chosen for TCO2 testing (See attached). All horses in any stake race will be pre-race tested for TCO2.

B. Plan for enhanced surveillance for trainers with high-test results.
24 Hour detention and video surveillance prior to the race

C. Plan for detention barns for repeat offenders.
Assigned to detention barns with 24 hour surveillance

D. Number of security personnel assigned to the TCO2 program.
As needed per the direction of CHRB staff

C. Describe the electronic security system:

1. Location and number of video surveillance cameras for the detention barn and stable gate.
Attached

D. For night racing associations. Describe emergency lighting system: **Not Applicable.**

13. EMERGENCY SERVICES

A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:

**Brad Winding Turf Rescue, LLC, 19615 Barclay Road, Castro Valley, CA 94546,
 (510) 581-8470**

B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:

Pleasanton – American Medical Response, 640-143rd Ave., San Leandro, CA 94577, 510-895-7600

C. Describe the on-track first aid facility, including equipment and medical staffing: **Attached**

D. Name and emergency telephone number of the licensed physician on duty during the race meeting:
 (If quarter horse racing association see D(1):

Dr. David Seftel

Office Number: 510-559-7375, Cell Number: 650-520-6204

1. Name address and emergency telephone number of hospital located within 1.5 miles of the racetrack, which whom an agreement is in place to provide emergency medical services:

N/A

E. Name, address and emergency telephone number of the hospital to be used for admittance and treatment of emergency injuries in the event of an on-track injury to a jockey:

Alta Bates Summit Medical Center, 2450 Ashby, Berkeley, CA 94705 (510) 204-4444

F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey: **Attached**

G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):

Roy Roenbeck, Director of Safety and Compliance

Calvin Rainey, Assistant General Manager, serves as Assistant Safety Manager.

GOLDEN GATE FIELDS
ATTACHMENT 12B (3)
TCO₂ TESTING

Pre-race TCO₂ testing will be performed for all races and a minimum of one-half of the horses in any race will be randomly chosen for TCO₂ testing:

HORSES IN RACE	MINIMUM NUMBER TESTED
3	2
4	2
5	3
6	3
7	4
8	4
9	5
10	5
11	6
12	6
13	7
14	7

EXHIBIT A

Track is entitled to perform physiological tests consisting of the taking of blood samples from owners' horses entered in races to be conducted at the 2009/2010 race meets. It is the understanding of the parties that such samples will be tested for bicarbonate levels. Trainers of horses showing a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, and owners' horses within their control, will be subject to the following:

- 1st Incidence - For the first test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, subject to surveillance for a period of 45 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that TRACK deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 30 days from the date set by the TCO₂ Committee, will be quarantined to a Protection Barn beginning at noon on the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant for stall renovation, per day, being born by the trainer or owner of such horse.

- B. **2nd Incidence** - For the second test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, which occurs within three years of a prior incidence, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, under surveillance for a period of 75 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that TRACK deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 60 days from the date set by the TCO₂ Committee, will be quarantined to a Protection Barn beginning at noon the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant for stall renovation, per day, being born by the trainer or owner of such horse.
- C. **3rd Incidence** - For the third test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, which occurs within three years of a prior incidence, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, under surveillance for a period of 105 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that TRACK deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 90 days from the date set by the TCO₂ Committee, will be quarantined to a Protection Barn beginning at noon the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant for stall renovation, per day, being born by the trainer or owner of such horse.

Track further agrees that it shall enforce these penalties when imposed as a result of similar contract provisions with other racing associations in California. By way of example only, Track agrees that should any horse running at its meet be subject to detention barn confinement as the result of a positive at another association, Track will continue to require detention barn confinement for the remainder of said 30 day period. Also by way of example, should a trainer have a TCO₂ positive or positives at a race meet other than its own and a subsequent positive at Track's race meet or at another associations meet, Track will enforce paragraph B, and may, at its discretion, enforce paragraph C above as though the original positive(s) had taken place at its meet.

EMERGENCY MEDICAL PROCEDURES FOR ON-TRACK INJURY TO JOCKEYS

"FIRST RESPONSE"

- In the event of an accident, the Stewards and/or Outriders shall immediately contact the Track Physician ("Jockey Down") using Radio Channel #7 *(or the accident may very well be witnessed directly by the Track Physician)*;
- The on-track GGF Human Ambulance (manned by GGF-contracted EMTs) and the Track Physician (transported via the GGF "chase" or "Vet" truck) shall respond immediately to the site of the accident;
- The attending medical professionals shall arrive equipped with advanced cardiac life support (ACLS) and other necessary acute medical treatment equipment & supplies;
- An "on-site evaluation" of injuries to the jockey(s) shall be made by the Track Physician.



"ON-SITE EVALUATION"

- Based on the Track Physician's "on-site evaluation" of injuries, a decision shall be made to either treat the injured jockey(s) on-site or to request emergency medical transport for off-site treatment at a hospital trauma center;
 - If on-site treatment is deemed sufficient, the GGF Human Ambulance shall transport the injured jockey(s) directly to the GGF Medical Clinic; or,
 - If off-site treatment is deemed necessary, "911" shall be used to summon a City of Albany Fire Dept. ambulance *(a Fire Dept. truck shall also respond)*.



"INJURY TREATMENT"

- If the injured jockey(s) is treated at the GGF Medical Clinic, the Track Physician shall be the primary care provider unless (or until) the Track Physician surrenders custody of the patient based on his/her medical judgment;
- If the City of Albany Fire Dept. ambulance is summoned to respond, the injured jockey(s) shall be transferred to this ambulance *(accompanied by the Track Physician)* at either of the two following locations for transport to a local hospital;
 - If the injuries are deemed less severe, the jockey will be transported by the GGF Human Ambulance to an off-track location for pick-up by the City of Albany Fire Dept. ambulance; or,
 - If the injuries are deemed severe and the jockey(s) cannot be moved, the City of Albany Fire Dept. ambulance will be escorted by GGF security personnel directly onto the track for patient pickup.

In consultation with the Track Physician, an "Accident/Injury Investigation Report" must be completed by track management following completion of the above-noted procedures.

(REV 1.0, JUNE 2007)

PROCEDIMIENTOS MÉDICOS EN EMERGENCIAS

PARA LESIONES DE JOCKEYS EN LA PISTA

"PRIMERA RESPUESTA"

- En caso de accidente, los comisarios y/o escoltas deberán contactar inmediatamente al Médico de Pista ("Jockey Abajo") usando el canal de radio n°7 (*salvo que el Médico de Pista sea testigo directo del accidente*);
- La Ambulancia para Humanos de GGF (con personal de emergencias médicas contratado por GGF) y el Médico de Pista (transportado a través del camión de "chase" o "Vet" de GGF) deberá acudir en forma inmediata al lugar del accidente;
- Los médicos que asistan deberán estar equipados con soporte vital cardíaco avanzado (ACLS) y otros equipos y elementos necesarios para el tratamiento médico;
- El Médico de Pista hará una "evaluación en el lugar" de las lesiones del jockey.



"EVALUACIÓN EN EL LUGAR"

- En base a la "evaluación en el lugar" de lesiones por parte del Médico de Pista, se tomará una decisión acerca de si tratar al jockey lesionado en el lugar o pedir transporte de emergencia médica para un tratamiento en un hospital o centro de salud;
 - Si se considera suficiente el tratamiento en el lugar, la Ambulancia para Humanos de GGF trasladará al jockey lesionado directamente a la Clínica Médica de GGF; o,
 - Si se considera necesario un tratamiento fuera del lugar, se usará el "911" para pedir una ambulancia del Departamento de Bomberos de la Ciudad de Albany (*un camión del Departamento de Bomberos también acudirá*).



"TRATAMIENTO DE LA LESIÓN"

- Si el jockey lesionado recibe tratamiento en la Clínica Médica de GGF, el Médico de Pista será el que proporcione atención primaria a menos que (o hasta que) el Médico de Pista dé de alta al paciente en base a su juicio médico;
- Si se requiere que acuda la ambulancia del Departamento de Bomberos de la Ciudad de Albany, el jockey lesionado será transferido a esta ambulancia (*acompañado por el Médico de Pista*) en cualquiera de los siguientes lugares para luego ser trasladado a un hospital local;
 - Si se considera que las lesiones son menos severas, el jockey será trasladado por la Ambulancia Humana de GGF a una ubicación fuera de la pista para ser recogido por la ambulancia del Departamento de Bomberos de la Ciudad de Albany; o,
 - Si se considera que las lesiones son severas y no puede moverse al jockey, la ambulancia del Departamento de Bomberos Ciudad de Albany será conducida por el personal de seguridad de GGF directamente sobre la pista para recoger al paciente.



Description of GGF Medical Clinic (Live Racing)

Services (Mission)

- Pre-race examinations on jockeys;
- Preventive & curative medical services for jockeys;
- Urgent care facility for jockeys;
- Assist CHRB in assessment of any impaired individuals;
- Urgent care for patrons & GGF employees.

Staffing

- Physician Medical Director ("Track Physician");
- Full-time Medical Assistant;
- Part-time Medical Assistant "Intern".

Equipment

- Advanced cardiac life support (ACLS) equipment;
- 12-Lead EKG;
- Lung function testing equipment;
- Ultrasound (for internal organ injury assessment);
- Blood work & hematology supplies & equipment;
- Basic surgical care supplies & equipment.

Availability

- One-hour before first posted race until one-to-two hours following last posted race;
- Extended hours for necessary follow-up care and/or upon request from track management or CHRB.

- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.
Berkeley fire clearance valid through January 14, 2011. See attached.
Albany fire clearance valid through December 19, 2010. See attached.
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details): **Liberty International - #WC1-B71-072827-036**
- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation.
Workers' Compensation certificate of insurance is attached; valid through January 1, 2011.

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall pursuant to B&P Code 19481.3 maintain, staff, and supply an on-track first aid facility, that may be either permanent or mobile, and which shall be staffed and equipped as directed by the board. A qualified and licensed physician shall be on duty at all times during live racing, except that this provision shall not apply to any quarter horse racing at the racetrack if there is a hospital situated no more than 1.5 miles from the racetrack and the racetrack has an agreement with the hospital to provide emergency medical services to jockeys and riders. An ambulance licensed to operate on public highways provided by the track shall be available at all times during live racing and shall be staffed by two emergency medical technicians licensed in accordance with Division 2.5 (commencing with Section 1797) of the Health and Safety Code, one of whom may be an Emergency Medical Technician Paramedic, as defined in Section 1797.84 of the Health and Safety Code. (b) Each racing association and racing fair shall adopt and maintain an emergency medical plan detailing the procedures that shall be used in the event of an on-track injury. The plan shall be posted in each jockey room in English and Spanish. (c) Prior to every race meeting, the racing association or racing fair shall contact area hospitals to coordinate procedures for the rapid admittance and treatment of emergency injuries. (d) Each racing association or racing fair shall designate a health and safety manager and assistant manager, who shall be responsible for compliance with the provisions of this section and one of whom shall be on duty at all times when live racing is conducted. The health and safety manager may, at the discretion of the racing association, be the person designated to perform risk management duties on behalf of the association.

14. CONCESSIONAIRES AND SERVICE CONTRACTORS

Names and addresses of all persons to whom a concession or service contract has been given, other than those already identified, and the goods and/or services to be provided by each:

Tip Sheets **Jack's Blue Card, 127 Sun Avenue, Hayward, CA 94544**

Armored Car Services **Loomis Armored Car, P.O. Box 44196, San Francisco, CA 94144**

Track Physician **Dr. David Seftel, Conocen Corp., 20066 Austin Lane, Castro Valley, CA 94546**

Official Program **Del Mar Graphics, 1100 Eastshore Highway, Albany, CA 94706**

Jockey's Laundry **F. Lorene Dutton, Bailey's Mobile Laundry, 3263 Vineyard Ave., Pleasanton, CA 94566**

Starting Gate **Mike Costello, United Puett Starting Gate Co., P.O. Box 18, S. Salem, NY 10590**

Track Photographer **Bill Vassar, Vassar Photography, 1167 Sapphire Drive, Livermore, CA 94550**



Department of Fire and Emergency Services
Division of Fire Prevention

Date: 14 January 2010

Merry Scalzo
Director of Operations
Golden Gate Fields
1100 Eastshore Highway
Albany, CA 94706
Phone (510) 559-7325
Fax (510) 559-7465

Subject: Fire & Life Safety Inspection – Golden Gate Fields - Stables

On January 14, 2010 the Berkeley Fire Prevention Division conducted an annual inspection of the Golden Gate Field Horse Stables. This inspection will be valid through January 14, 2011. Our fire life safety report indicates that there are no outstanding violations noted or corrections need to be made at this time.

Should you have any questions regarding the annual inspection please call my office (510.981-5582) at your convenience.

Thank you for your time and I look forward to speaking with you in the near future.

A handwritten signature in black ink, appearing to read "Stan Fernandez".

Stan Fernandez
Fire Inspector / Investigator

City of Albany



1000 SAN PABLO AVE. • ALBANY, CALIF. 94706 • TELEPHONE (510) 528-5775 • FAX (510) 528-5774

FIRE DEPARTMENT
FIRE PREVENTION BUREAU

June 3, 2010

Calvin Rainey
Vice-President and Assistant General Manager
Golden Gate Fields
1100 Eastshore Highway
Albany, CA 94706

Dear Mr. Rainey,

On May 24 & 25, 2010, this office under the Fire Prevention Code, NFPA 1, conducted a Fire and Life Safety inspection and the Fundamental Requirements listed in the *Life Safety Code*, NFPA 101, Chapter 2, the 2007 California Fire Code and California Code of Regulations. Listed below are the results of the inspection and code references. All areas of Golden Gate Fields Race Track, within the jurisdiction of the Albany Fire Department have been inspected. Areas that have been inspected include the Administration Offices, kitchens, public areas and non-public areas of the Club House & Turf Club, public areas and non-public areas of A & B Decks, snack shops on all levels, underground level, Jockeys building and the Equine Hospital.

GENERAL

These buildings are in good condition. Housekeeping in the public and non-public areas are well maintained, most fire extinguishers and existing exit/panic hardware and egress doors are in operational condition. Several of the emergency illumination devices need replacement of their back-up battery; all other emergency illumination devices and Exit signs are in good working order. All other Fire & Life Safety requirements appear to be in order.

Letter of Correction Notices for GGF Main Building – Administration Offices, Public & Non Public Areas Turf Club, Club House, A & B Decks, Jockeys Room, Equine Hospital and Corporation Yard shall follow under separate cover.

Conditional Fire Clearance

Conditional fire clearance is granted to Golden Gate Fields/ Pacific Racing Association for the June 14, 2010 – December 19, 2010. During the course of the June 2010 - December 2010

Racing Season, the Albany Fire Prevention Bureau will conduct periodic Fire & Life Safety Inspections. If a flagrant Fire or Life Safety violation is discovered during GGF's June 14, 2010 – December 19, 2010 racing season, their fire clearance shall be revoked.

If you have any questions, please do not hesitate to contact me at (510) 528-5775.

Sincerely,



Brian J. Crudo
Battalion Chief/Fire Marshal

cc: Marc McGinn, Fire Chief
Colleen Germek, C.H.R.B.
Peter Tunney, Executive Vice-President, GGF
Robert Hartman, General Manager, GGF
Merry Scalzo, Director of Operations, GGF
Roy Roenbeck, Director of Safety and Compliance, GGF

Ref. No. 320006194504

Aon Reed Stenhouse Inc.
 20 Bay Street
 Toronto ON M5J 2N9
 tel 416-868-5500 fax 416-868-5580

Re: Evidence of Insurance

California Horse Racing Board
 Attention : Insurance Department
 1010 Hurley Way
 Sacramento, CA 95825
 USA

Insurance as described herein has been arranged on behalf of the Insured named herein under the following policy(ies) and as more fully described by the terms, conditions, exclusions and provisions contained in the said policy(ies) and any endorsements attached thereto.

Insured

MI Developments Inc. a/o Pacific Racing Association dba
 Golden Gate Fields.
 375 Magna Drive
 Aurora, ON L4G 7L6

Coverage

Commercial General Liability	Insurer	Zurich American Insurance Company	
Policy #	GLO 9302183-08		
Effective	01-Jul-2010	Expiry	01-Apr-2011
Limits of Liability	Bodily Injury & Property Damage, Each Occurrence USD2,000,000 Policy may be subject to a general aggregate and other aggregates where applicable		
US Workers Comp/Employers Liability	Insurer	Liberty Mutual Insurance Company	
Policy #	WC1-B71-072827-030		
Effective	30-Apr-2010	Expiry	01-Jan-2011
Limits of Liability	Workers Compensation As per applicable Law		

THE POLICY CONTAINS A CLAUSE THAT MAY LIMIT THE AMOUNT PAYABLE
 OR, IN THE CASE OF AUTOMOBILE INSURANCE,

THE POLICY CONTAINS A PARTIAL PAYMENT OF LOSS CLAUSE

15. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

A. Describe any promotional plans: Marketing Plan attached.

The tentative 2010 Fall promotional/giveaway schedule is listed below (subject to change):

October 21, 2010

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

October 23, 2010 – Dogtoberfest (Benefit for the Humane Society)

- Jockey Boot Beer Stein giveaway with paid admission while supplies last.
- Wiener Nationals, Beer Garden, Dog Day at the Track, & Doggie Costume Parade.
- Family Fun Day

October 24, 2010

- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.

October 27, 2010

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.

October 28, 2010

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.
- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

October 29, 2010

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.

October 31, 2010

- Ghostly Gate Fields – Halloween Family Day.
- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.

November 4, 2010

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

November 5, 2010 – Breeders' Cup

- Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary \$5 voucher.

November 6, 2010 – Breeders' Cup

- Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary \$5 voucher.

November 7, 2010

- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.

November 11, 2010

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

November 13, 2010

- Fleece Jacket Giveaway where all fans will receive one giveaway item with paid admission while supplies last.

November 14, 2010

- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.
- Toys-4-Tots Toy Drive.

November 18, 2010

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

November 20, 2010

- Food Drive to benefit local food banks.

November 21, 2010

- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.

November 25, 2010 - Thanksgiving

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

November 26, 2010

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

November 27, 2010

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

November 28, 2010

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and Program.
- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.

December 2, 2010

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

December 4, 2010

- Sweatshirt Giveaway where all fans will receive one giveaway item with paid admission while supplies last.
- Rotary Day.

December 5, 2010

- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.

December 9, 2010

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

December 10, 2010

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and Program.

December 11, 2010

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and Program.

December 12, 2010

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and Program.
- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.

December 16, 2010

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

December 19, 2010 – Closing Day

- NFL \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer. Fans can watch all football games from the NFL ticket in a designated NFL zone.

B. Number of hosts and hostesses employed for meeting:

4 Customer Service Representatives

5 Group Sales Representatives

C. Describe facilities set aside for new fans:

Project Rover – Initiated a customer service outreach program called “Project Rover” that brings customer service representatives directly to the fans.

Customer Service – Our customer service center is open year round with trained customer service representatives to assist fans with general racing information, maintain our frequent fan club known as the THOROUGHBREDS, and assist with XpressBet sign ups and account maintenance.

Mutuel Newcomer Window - A specific Mutuel teller window has been created which includes a hand-selected Mutuel clerk trained in customer service.

Manager on Duty Program – This program was designed to ensure interaction between managers, employees and the fans. There are 16 managers in rotation who are assigned specific days in which they interact with the fans to help with any questions while doing a site inspection for safety and cleanliness.

Group Sales Contest Area – All group attendees can enter contests for prizes which creates a festive atmosphere where people can mingle and share their handicapping prowess.

D. Describe any improvements to the physical facility in advance of the meeting that directly benefit:

1. Horsemen

- Ongoing restroom renovations in the barn area.
- Barn area roadway renovation.
- Horse wash pad renovation.
- Major clean-out of the barn area waste water treatment system.
- The Owner/Trainer Lounge remains a great success in close proximity to the Paddock.

2. Fans

- o This is the 2nd season for the popular area created in the Grandstand named the "End Zone" which features college football on Saturdays and NFL football on Sundays with new plasma televisions and refreshments served.

3. Facilities in the restricted areas: Equine Hospital

16. SCHEDULE OF CHARGES

A. Proposed charges, note any changes from the previous year:

Admission (general)	\$4.00
Admission (club house)	\$6.00
Admission (turf club)	\$10.00 Weekdays
Admission (turf club)	\$15.00 Weekends & Holidays
Reserved seating (general)	N/A
Reserved seating (clubhouse)	\$3.00 (Free with Thoroughbreds card)
Parking (general)	\$4.00
Parking (preferred)	\$8.00
Parking (valet)	\$8.00
Programs (on-track)	\$2.25
(off-track)	\$2.25

Thoroughbred Club Members

General Admission:		Club House Admission:	
1-3 Visits	\$3.00	1-3 Visits	\$4.00
4-8 Visits	\$2.50	4-8 Visits	\$3.50
9-15 Visits	\$2.00	9-15 Visits	\$3.00
16-20 Visits	\$1.50	16-20 Visits	\$2.50
Over 20 Visits	\$1.00	Over 20 Visits	\$2.00
		Reserved seating	Free

Thoroughbred Club Prepaid Admissions

Valid during live and ITW

TB Club Members can purchase a minimum of 30 Prepaid G/A admissions @ \$1.75 each
 TB Club Members can purchase a minimum of 15 Prepaid C/H admissions @ 3.50 each

B. Describe any "Season Boxes" and "Turf Club Membership" fees:

Turf Club – Full Season Single Membership	\$ 1,000.00
Turf Club – Full Season Dual Membership	\$ 2,000.00
Top of the Stretch – Full Season Membership	\$ 500.00
Club House Box (4 seats, no admission)	\$ 450.00
Club House Season Pass (Admission only)	\$ 400.00
Grandstand Season Pass (Admission only)	\$ 200.00

C. Describe any "package" plans such as combined parking, admission and program: None

17. JOCKEYS/DRIVERS' QUARTERS

A. Check the applicable amenities available in the jockeys/drivers' quarters:

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> Corners (lockers and cubicles) | How many | <input type="text" value="23"/> |
| <input checked="" type="checkbox"/> Showers | <input checked="" type="checkbox"/> Steam room, sauna or steam cabinets | <input checked="" type="checkbox"/> Lounge area |
| <input checked="" type="checkbox"/> Masseur | <input checked="" type="checkbox"/> Food/beverage service | <input checked="" type="checkbox"/> Certified platform scale |

B. Describe the quarters to be used for female jockeys/drivers:

Fifteen by twenty foot room accessed from a community hallway. The room has a television and bed with an attached shower room, sink and toilet.

18. BACKSTRETCH EMPLOYEE HOUSING

A. Inspection of backstretch housing was completed by (name) _____ on (date) _____.
CHRB to provide name of CHRB inspector and date of last inspection conducted with Stable Superintendent, Carrie Fawcett.

B. Number of rooms used for housing on the backstretch of the racetrack: **128**

C. Number of restrooms available on the backstretch of the racetrack:
18 with showers, 7 in office areas.

D. Estimated ratio of restroom facilities to the number of backstretch personnel:
1 restroom for every 12 people.

19. TRACK SAFETY

A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: feet.

B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.
Inner and outer railings are metal gooseneck. Coverings are Rider Protection Rail by Horsemen's Track & Equipment, Inc. Approximate height of the top of the inner railing is 42 inches.

C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:
Juan Meza

D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. **On File.**

E. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2.

The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. **Not applicable.**

20. DECLARATIONS

- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): **No exceptions.**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.
CTT Agreement will be forwarded to the Board upon receipt.
TOC Agreement attached.
- C. Attach a lease agreement permitting the association to occupy the racing facility during the entire term of the meeting. (In the absence of either a lease agreement or a horsemen's agreement, a request for an extension pursuant to CHRB Rule 1407 shall be made). **Not applicable.**
- D. All service contractors and concessionaires have valid state, county or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting except as follows (if no exceptions, so state): **No exceptions.**
- E. Absent natural disasters or causes beyond the control of the association, its service contractors, concessionaires or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the association except as follows (if no exceptions, so state): **No exceptions.**

NOTICE TO APPLICANT: Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 15 days' notice in writing of any intention to terminate a horse racing meeting or the engagements or services of any licensee, approved concessionaire, or approved service contractor.

21. CERTIFICATION BY APPLICANT

I hereby certify under penalty of perjury that I have examined this application, that all of the foregoing statements in this application are true and correct, and that I am authorized by the association to attest to this application on its behalf.

Print Name

Signature

Print Title

Date

STAFF ANALYSIS

August 19, 2010

Issue: APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY AT THE FARRINGTON'S BAR IN PLEASANT HILL, CALIFORNIA, FOR A PERIOD OF UP TO TWO YEARS

Farrington's Bar, in collaboration with Pacific Racing Association and Northern California Off Track Wagering, Inc. (NCOTWINC), filed an application for a license to operate a minisatellite wagering site. Farrington's Bar minisatellite application proposes to begin operations August 25, 2010 through August 25, 2012, for a period of up to two years.

- Farrington's Bar is a bar located in Pleasant Hill, California. The proposed wagering site will be located in the northern zone.

Business and Professions Code section 19605.25 (a) (1) provides no minisatellite may be within 20 miles of a racetrack, a satellite wagering facility, or a tribal casino that has a satellite wagering facility. If the proposed facility is within 20 miles of one of the above-referenced satellite facilities, then the consent of each facility within a 20-mile radius must be given before the proposed facility may be approved by the board.

- Racetrack(s), satellite wagering facility or tribal casino that have a satellite wagering facility located within a 20 mile radius of the applicant are:
 - Solano County Fair (Vallejo) – 15.7 miles (www.freemaptools.com)
- The Solano County Fair Association has submitted a written statement in support of establishing a minisatellite wagering facility at Farrington's Bar in Pleasant Hill.
- Farrington's Bar has contracts/agreements with the following racing associations:
 - California Exposition and State Fair
 - Del Mar Thoroughbred Club
 - Los Alamitos Quarter Horse Racing Association
 - Los Angeles Turf Club
 - Oak Tree Racing Association
 - Pacific Racing Association
- Applicant proposes to operate minisatellite wagering site Wednesday through Sunday and holiday Mondays. Opening 10:00 a.m. - 10:00 p.m.
- Estimated number of pari-mutuel terminal machines available is 3; Seating Capacity is 40; the number of tables in the minisatellite wagering area is 10 tables plus a bar. Twenty-one television monitors, 1 projection screen, 4 HD receivers, and 10 regular receivers (Direct TV) are planned.
- Staffing: Mutuel Supervisor or clerks to be determined by attendance; Self Service Attendant to be determined as needed.

Specific information still needed to complete this application include:

1. Agreement between the association and simulcast organization permitting the minisatellite wagering facility to conduct simulcast wagering.
2. Horsemen's approval
3. Contracts/agreements with the following associations: Hollywood Park, CARF, Los Angeles County Fair.

RECOMMENDATION:

Staff recommends the Board not approve the application until the outstanding documents have been received.

If the application is considered for approval, staff recommends a contingent approval upon the submission of outstanding items and recommends the applicant be required to appear again before the Board to address the status of the outstanding documents and to remove the contingency status from the Board's approval.

California Horse Racing BoardApplication for License to Operate a Minisatellite Wagering FacilityCHRB-88 (New 11/08)

Application is hereby made to the California Horse Racing Board (CHRB/Board) for a license to operate a minisatellite wagering facility in connection with a horseracing meeting and/or parimutuel wagering in accordance with the Business and Professions Code, Chapter 4, Division 8 (Horse Racing Law) and the California Code of Regulations, Title 4, Division 4 (Rules and Regulations of the California Horse Racing Board).

Part I: To be completed by applicant seeking to operate a minisatellite wagering facility pursuant to Business and Professions Code section 19605.25.

Part II: To be completed by association(s) that has/have reached an agreement with the applicant to conduct minisatellite wagering.

Part III: To be completed by simulcast organization that has reached an agreement to provide services necessary for the conduct of minisatellite wagering pursuant to Business and Professions Code sections 19605.25 & 19605.3.

PART I
MINISATELLITE WAGERING APPLICANT INFORMATION

APPLICANT INFORMATION

Name of applicant: Farringtons Bar		<input type="checkbox"/> Card Room/Gambling Establishment	
The applicant is:		<input checked="" type="checkbox"/> Restaurant/Bar	
<input type="checkbox"/> Racing Association		<input type="checkbox"/> Other Business Entity	
<input type="checkbox"/> Fair			
<input type="checkbox"/> Federally Recognized Indian Tribe			
Facility street address: 1938 Contra Costa Blvd.			
Mailing address (if different from above):			
E-mail address: management@farringtonsbar.com			
City: Pleasant Hill	State: CA	Zip Code: 94523	
Phone: 925-687-2259	Fax: N/A	Website: Farringtonsbar.com	
County: Contra Costa		Zone Location:	
		North <input checked="" type="checkbox"/> South <input type="checkbox"/> Central <input type="checkbox"/>	
(To be completed by CHRB staff)			

CONTACT PERSON
(Authorized Representative)

Name and title of the contact person:		
Doug McCann, General Manager		
Business street address: 1938 Contra Costa Blvd.		
Mailing address (if different from above):		
City: Pleasant Hill	State: CA	Zip Code: 94523
County: Contra Costa		
Phone: 408-391-6925 (cell)	E-mail: management@farringtonsbar.com	Fax: N/A

Dates during which the applicant proposes to operate as a minisatellite wagering facility:

August 25, 2010 through August 25, 2012

NOTICE TO APPLICANT: If approved for license, the term of license shall not exceed two years pursuant to Business and Professions Code section 19605.25 (h).

Have you previously operated a licensed gaming operation in California or another state? Yes No

Do you currently operate a licensed gaming operation in California or another state? Yes No

If yes to either question above, provide the following:

Valid licensure period: Begin Date:

End Date:

Facility name and address:

City:

State:

Zip Code:

County:

Zone Location:

North South Central

(To be completed by CHRB staff)

Have you had a gaming operation license that has been revoked or suspended. Yes No

If yes, provide the following if different from above:

Facility name and address:

City:

State:

Zip Code:

Racing Jurisdiction:

BUSINESS STRUCTURE

Corporation

Public

Private

Sub-S

Sub-C

Limited Partnership

Limited Liability Company

Partnership & Joint Venture

Sole Proprietorship

Other

If you have listed your company as other please identify your company structure:

Registered Business Name: SLR Group

Fictitious Business Name: Farringtons Bar

Address: 1938 Contra Costa Blvd.

E-mail Address: management@farringtonsbar.com

City: Pleasant Hill

State: CA

Zip Code: 94523

Phone: 925-687-2259

Fax: N/A

State where registered or

Articles of Organization are filed: California

Registry or File number: C2946616

Name of all officers, directors, and managers. For officers, directors, and managers that have no ownership, enter "0%" in the ownership column. For members of a Limited Liability Company, list membership interest in ownership column. For partners, following the individual's name indicate whether general or limited partners. (true names)

Entity/Individual Name and Title	Entity's Business Address/ Individual's Address of Record	Ownership % (if any)	Compensation Agreement
Shurl Rosenkrantz	3148 Old Tunnel Road Lafayette, CA 94547	50%	
Kathy McCann	3148 Old Tunnel Road Lafayette, CA 94547	50%	

Are shares listed for public trade?

Yes No

If yes on what stock exchange?

If more than 50 percent of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity.

All entities that own 5 percent or more must fulfill the instructions for Full Disclosure Statement.

Attach the most recent annual financial statement for the applicant, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. **On File.**

**MANAGEMENT AND STAFF
 (Minisatellite Wagering Facility)**

Name and title of the managing officer(s) and/or general manager(s) of the business.

Name	Title
Shurl Rosenkrantz	Owner
Doug McCann	General Manager

ASSOCIATION CONTRACT/AGREEMENT

Name(s) of racing association(s) with whom you intend to have a contract or agreement:

Pacific Racing Association

Addresses of racing association(s):

1100 Eastshore Highway, Berkeley, CA 94710

Racing association(s) phone numbers:

510-559-7300

Proposed contract dates: From: **8/25/10** To: **8/25/12** (inclusive).

Application for License to Operate a Minisatellite Wagering Facility

CHRB-88 (New 11/08)

Attach a certified check payable to the Treasurer of the State of California in the amount of \$500 for the nonrefundable minisatellite application fee.

CHRB CERTIFICATION

Application filed on: 6/15/10
Fee received by: 6/15/10
Reviewed by: *CR*

30-day Notice Letter: 7/7/10
Approved on:
License number issued:

CERTIFICATION BY APPLICANT

I hereby certify under penalty of perjury that I have examined this application, that all of the foregoing statements in this application are true and correct, and that I am authorized by the applicant contractor to attest to this application on its behalf.

<p>Name</p> <p><i>Paul Rosenkrantz</i></p>	<p>Signature of Applicant Representative</p> <p><i>Paul Rosenkrantz</i></p>
<p>Title</p> <p><i>owner</i></p>	<p>Date:</p> <p><i>6-4-10</i></p>

PART II

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Pacific Racing Association, 1100 Eastshore Highway, Berkeley, CA 94710

Telephone: 510-559-7300

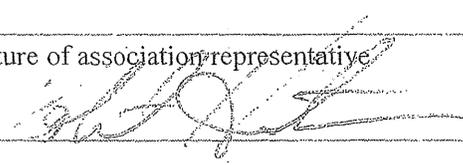
Fax number: 510-559-7464

Racetrack name: Golden Gate Fields

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name: Robert Hartman

Signature of association representative



Title: General Manager

Date:

6/5/10

Application for License to Operate a Minisatellite Wagering Facility

CHRB-88 (New 11/08)

PART II

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Cal Expo Harness, 1600 Exposition Blvd., Sacramento, CA 95815

Telephone: 916-263-3000

Fax number: 916-263-3230

Racetrack name:

Cal Expo Harness

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Norbert J. Bartosik

Title

General Manager & CEO

Signature of association representative

Norbert J. Bartosik

Date:

7/6/10

PART II

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Los Alamitos Racecourse, 4961 Katella Ave., Los Alamitos, CA 90720

Telephone: 714-820-2800

Fax number: 714-820-2820

Racetrack name:

Los Alamitos Racecourse

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Rick English

Title

Chairman of the Board

Signature of association representative



Date:

7/2/10

PART II

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Los Angeles Turf Club, Inc., 285 W. Huntington Drive, Arcadia, CA 91007

Telephone: 626-574-7223

Fax number: 626-254-1351

Racetrack name:

Santa Anita Park

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

George Haines

Signature of association representative



Title

President

Date:

6/30/10

PART II

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Del Mar Thoroughbred Club, 2260 Jimmy Durante Blvd., Del Mar, CA 92014

Telephone: 858-792-4221

Fax number: 858-794-1007

Racetrack name:

Del Mar

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Michael R Erast
Craig Eravel

Title

Executive Vice-President CFO

Signature of association representative

Michael R Erast

Date:

7/1/2010

PART II

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Oak Tree Racing Association, 285 W. Huntington Drive, Arcadia, CA 91007

Telephone: 626-574-6435

Fax number: 626-447-2940

Racetrack name:

Oak Tree at Santa Anita

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

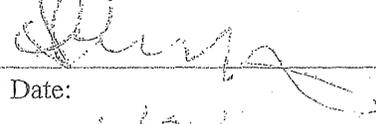
Name

Sherwood C. Chillingworth

Title

Executive Vice-President and Director

Signature of association representative



Date:

6/30/10

PART II

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Northern California Off-Track Wagering, Inc., 1100 Eastshore Highway, Berkeley, CA 94710

Telephone: 510-559-7300

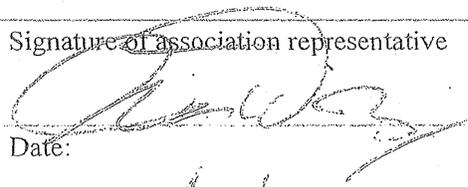
Fax number: 510-559-7464

Racetrack name: NCOTWINC

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name: Peter Tunney

Signature of association representative



Title: Executive Vice-President

Date:

6/5/00



June 30, 2010

California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Dear Commissioners and Mr. Breed,

The purpose of this letter is to express support by the Solano County Fair Association of the application to establish a mini-satellite wagering facility at Farrington's Sports Bar in Pleasant Hill, California.

Inasmuch as Farrington's is within the twenty mile radius of the Solano Race Place satellite wagering facility on our fairgrounds, our Board of Directors voted at their June 9, 2010 meeting to consent to the establishment of this mini-satellite facility in Pleasant Hill. Please consider this letter official notification of that consent.

If you have any questions or need additional information or documentation, please contact me.

Sincerely,
Solano County Fair Association

Michael A. Paluszak
General Manager

- c: Solano County Fair Association Board Members
- Robert Hartman, Golden Gate Fields
- Chris Korby, California Authority of Racing Fairs
- Michael Treacy, California Division of Fairs and Expositions

PART III
SIMULCAST ORGANIZATION INFORMATION

To be completed by approved simulcast organization that has executed an agreement approved by the CHRB with the association conducting a racing meeting with the minisatellite wagering facility pursuant to Business and Professions Code sections 19605.25 and 19605.3.

I. OPERATION OF THE MINISATELLITE WAGERING FACILITY

Simulcast organization engaged by the association to conduct simulcast wagering:

Northern California Off Track Wagering, Inc.

Attach the agreement between the association and simulcast organization permitting the minisatellite wagering facility to use the association's live audiovisual signal for wagering purposes and providing access to it's totalizator for the purpose of combining on-track and off-track pari-mutuel pools. Pending

Submit a copy of each horsemen's written approvals. Pending

Hours for operation of the facility: 7:00 a.m. - 2:00 a.m.

Hours for operation of the minisatellite wagering site: 10:00 a.m. - 10:00 p.m.
Wednesdays through Sundays and Holiday Mondays

Time periods during the calendar year the facility will not be utilized as a minisatellite wagering facility (explain why): N/A

If approved, wagering will be offered on live race meetings being held or conducted by the following California racing association(s):

Pacific Racing Association	California Authority of Racing Fairs	Los Angeles Turf Club
Hollywood Park Racing Association	Del Mar Thoroughbred Club	Oak Tree Racing Association

List the host track from which the minisatellite wagering facility proposes to import out-of-state and/or out-of-country races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":

Pacific Racing Association and CARF - Full cards for the term of the agreement. Import out-of-state number of races TBD (see attached list)

Estimated number of pari-mutuel terminals machines available: Three (3)

Attach a proposed staffing plan for the facility and/or minisatellite wagering site, to include the number of security personnel and the number of pari-mutuel clerks pursuant to Business and Professions Code section 19605.25 (5)(b).

NCOTWINC Staffing: Mutuel Supervisor; Clerks to be determined by attendance; Self Service Attendant to be determined as needed. Security will be provided by Farringtons Bar.

Attachment to Farringtons Bar Minisatellite License Application
 Part III- California Racing Associations

California Racing Associations

CARF 1776 Tribute Road, Suite 205 Sacramento, CA 95815 (916) 927-7223	Los Alamitos Racecourse 4961 Katella Ave. Los Alamitos, CA 90720 (714) 820-2800
Del Mar Thoroughbred Club 2260 Jimmy Durante Blvd. Del Mar, CA 92014 (858) 755-1141	Fairplex 1101 W. McKinley Ave. Pomona, CA 91768 (909) 426-7600
Golden Gate Fields 1100 Eastshore Highway Albany, CA 94706 (510) 559-7300	Hollywood Park 1050 S. Prairie Ave. Inglewood, CA 90301 (310) 419-1500
Los Angeles Turf Club (Santa Anita) 285 W. Huntington Ave. Arcadia, CA 91007 (626) 574-7223	Cal Expo Harness 1600 Exposition Blvd. Sacramento, CA 95815

Attachment to Farringtons Bar Minisatellite License Application
 Part III - Import/Export Races

Out-of-State & International Imports - Full or Partial Card TBD

OUT-OF-STATE TRACK
ARLINGTON
AQUEDUCT
CALDER RACECOURSE
CHURCHILL DOWNS
FAIRGROUNDS
GULFSTREAM
HAWTHORNE RACECOURSE
KEFNELAND
LAUREL
LONE STAR PARK
LOUISIANA DOWNS
MEADOWLANDS
NORTHLANDS PARK
NYRA
PHILADELPHIA PARK
PIMLICO
PORTLAND MEADOWS
REMYNGTON PARK
RIVER DOWNS
STAMPEDE PARK
THISTLEDOWN
TURF PARADISE
TURFWAY PARK
INTERNATIONAL TRACK
FORT ERIE
HASTINGS
SOUTH AMERICA
WOODBINE

California Horse Racing Board

Application for License to Operate a Minisatellite Wagering Facility

CHRB-88 (New 11/08)

II. SUPERVISION, SECURITY AND FIRE PREVENTION

Changes to management personnel and minisatellite manager(s)
must be immediately reported to the Board.

Name of the individual(s) responsible for the day-to-day operation of the minisatellite facility:

Name and Title	CHRB License No. and Expiration Date
Bryan Wayte, Mutuel Manager	#289390 expiration date 9/2012

Attach a certificate of insurance for workers' compensation coverage including carrier and the policy number securing the applicant's liability for payment of workers' compensation is (if self-insured, provide details):
Attached. WC #WSATMEC30297501

Attach a fire clearance from the fire authority having jurisdiction. **Attached.**

Attach a security plan to include: the name, title and phone number of the person having responsibility for security controls, the number of security officers and/or guards and the police or sheriff's department having jurisdiction for criminal law enforcement over the premises of the facility. **Attached.**

Is there a backup emergency plan for power failure? Yes No

If yes, describe. **NCOTWINC - UPS Power Supply (see attachment)**

III. MINISATELLITE WAGERING SITE

Attach a detailed scale plan of the facility indicating all points of access to facility, emergency exits, placement of offices, and food and beverage service location and detailing the location of the proposed minisatellite wagering site. Identify how the designated minisatellite wagering area will be restricted to patrons 21 years and over. Attach photos of the minisatellite wagering site. **Attached.**

NOTICE TO APPLICANT. Pursuant to Business and Professions Code section 19605.25(a) (4) wagers placed at a minisatellite site must be in an area that is restricted to those who are 21 years of age or older.

IV. FACILITY DESCRIPTION

Describe the food and beverage services to be offered (full meals served; cafeteria-style full meals; short-order counter service; pre-ordered prepared sandwiches and fast foods available; full bar services; or other description as appropriate): **Food delivered from local restaurants (Plaza Café, Los Gallos Taqueria, Mr. Sandwich, and NY Pizza). Full bar service available.**

The seating capacity in the minisatellite wagering facility is: **40**

The number of tables in the minisatellite wagering area is: **10 Tables plus Bar**

Overall square footage in the minisatellite wagering area is: **6,630 square feet**

Attach a photograph of the minisatellite wagering area. **Attached.**

Describe occupancy restrictions, if any, imposed by the fire authority having jurisdiction: **None**

The total number of parking spaces available in the parking areas can accommodate (number of standard sized automobiles): **250 parking spaces**



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

06/04/2010

PRODUCER RIGHT INSURANCE MARKETING 12600 BROOKHURST STREET, SUITE #200 GARDEN GROVE, CA 92840	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
	INSURERS AFFORDING COVERAGE	NAIC #
INSURED Shurl Rosenkrantz DBA: Farrington's Bar 1938 Contra Costa Blvd Pleasant Hill CA 94523	INSURER A: SUA Insurance Company	
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

TYPE OF INSURANCE	POLICY NUMBER	POLICY PERIOD (START DATE / END DATE)	COVERAGE	LIMITS
GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR _____ GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC				EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP ADD \$
AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS _____				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
DAMAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN EA ACC \$ AUTO ONLY: AGG \$
EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE _____ <input type="checkbox"/> OBSTRUCTION <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ _____ _____ _____
WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/OWNER EXCLUDED? Yes If yes, describe under SPECIAL PROVISIONS below	06-01-2010	06-01-2011	<input checked="" type="checkbox"/> THE STATUTORY LIMITS <input type="checkbox"/> OTHER	E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
OTHER				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Bar located at 1938 Contra Costa Blvd Pleasant Hill CA 94523

*Except for Non-payment 10 days per Co. Law.

Certificate holder for Proof Of Insurance Only

CERTIFICATE HOLDER "PROOF OF INSURANCE"	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL <u>30</u> DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT. BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE: <i>[Signature]</i>
---	--

CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT
 2010 GEARY ROAD
 PLEASANT HILL, CA 94523
 (925) 941-3300

rpt #201 as of: 3/2/2010 4:45:29 PM

PERMITS/SERVICES NO. 71610

Owner Name: FARRINGTON'S BAR
 Owner Address: 1938 CONTRA COSTA BLVD
 PLEASANT HILL, CA 94523

Date of Issue: 03/02/2010
 Inspector: Kirby, K.
 File No:
 ID: 05-18444

Business Name: FARRINGTON'S BAR
 Site Address: 1938 CONTRA COSTA BLVD
 PLEASANT HILL, CA 94523

(925) 687-2259

Code	Description
PUB 1.2	Places of Assembly Occupancy Load 101-200

PERMIT ISSUED SUBJECT TO THE FOLLOWING CONDITIONS:

1. Application and plans contain no misstatements or false representations.
2. Business ownership and location remain the same as shown on this Permit.
3. Continued compliance with Fire District requirements based on State and Local regulations.
4. Permit/Certificate total fees are paid.
5. Permit/Certificate is not intended to abrogate requirements of any other agency having jurisdiction.

THIS PERMIT SHALL BE POSTED ON THE PREMISES IN PLAIN VIEW

Attachment to Farringtons License Application
Part III- Backup Emergency Plan for Power Failure

Power / Backup Provisions:

Power interruption back up for the mini-satellites will be provided in the form of APC (American Power Conversion) UPS (Uninterrupted Power Supply) units in the event of power surges or power interruptions. The APC Smart UPS systems provide high performance power protection with scalable runtime for space-constrained server rooms, and voice and data networks. They are designed to provide extended coverage for businesses where runtime requirements are in hours, not in minutes. The Smart-UPS RT has the ability to be configured with matching battery packs to comply with aggressive runtime demands of business-critical systems. The included Power Chute management software provides unattended graceful shutdown of network operating systems.

Attachment to Farringtons Bar Minisatellite License Application
Part III- Security Plan

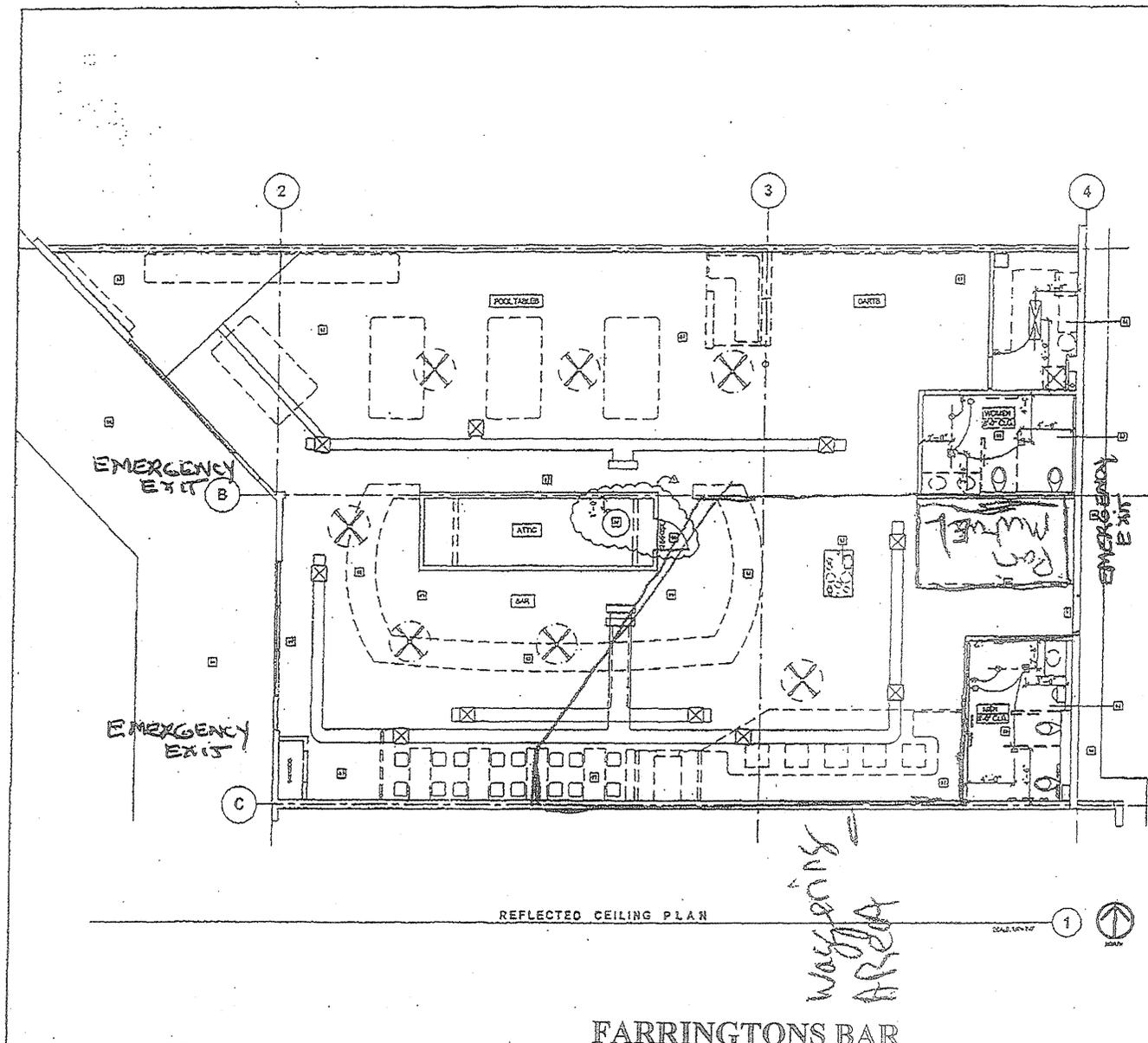
Money Room/Security:

We intend to locate the money room in a 6' X 6' room located in close proximity to the teller line, which will include shelf space for counting and equipment, and power outlets to run the equipment. The basic equipment will include a Jet Scan currency counting machine, a ten key calculator, a phone, a fax machine and basic money room supplies (bill straps, rubber bands, pens, paper and forms). The room will contain a safe that has burglar protection to be Underwriters Laboratories approved TL 30 tool resistant, that is fire tested at 1800 degrees for 2 hours and UL approved. The safe doors will be alarmed with door contacts and vibration sensors, both set by individual keypads. The money room will have motion detectors, doors that have a door contact set by keypad that is tied to the alarm company. They also will have a silent panic code tied to alarm company. The doors will have security bolt type locks. Only the mini-satellite manager, and host track head money room manager know the alarm codes and safe combination. Only the mini-satellite manager will control the keys. Security personnel will be provided by the mini-satellite facility and will be present during the hours of operation. Minisatellite area is located in the rear of the bar and will include appropriate signage and staff will monitor the age of patrons.

Attachment to Farringtons Bar Minisatellite License Application
Section III – Minisatellite Wagering Site

Area designation for persons 21 and over:

Farringtons Minisatellite location is a bar with admittance only to persons 21 years and older which eliminates the need to designate an area within the facility to persons over the age of 21.



FARRINGTONS BAR
PLEASANT HILL, CA.

PART III MINISATELLITE APPLICATION

GENERAL NOTES:

GENERAL CONTRACTOR RESPONSIBLE FOR VERIFYING ALL DIMENSIONS IN THE FIELD.
 EXISTING LIGHTING SYSTEM TO REMAIN, AND WORK IN ACCORDANCE WITH THE FOLLOWING NOTES.
 EXISTING LIGHTING SYSTEM AND POWER TO REMAIN. EXISTING FIXTURES AND WIRING TO REMAIN UNLESS OTHERWISE NOTED. NO MODIFICATIONS TO EXISTING LIGHTING SYSTEM AND POWER TO REMAIN. EXISTING FIXTURES AND WIRING TO REMAIN UNLESS OTHERWISE NOTED.

LIGHTING AND POWER SYMBOLS LEGEND

- EXIST. CEILING MOUNTED FAN TO REMAIN
- RECESSED 4" COMPACT FLUORESCENT FIXTURE WITH 32W T8 VOLT DIMMABLE BALLAST TRIM-CLEAR JANO ELATE OSV-12632T-C995-03-D10-12V
- FLUORESCENT SURFACE MOUNT FIXTURE PROGRESS P724-302B (CHAS859) 7273-30 (TRM) W/2-POLETS 33K LAMPS 15" X 50" 12 VOLT/75
- EXIST. CLG. MOUNTED LIGHTS EFFECTS BOARD RELOCATE AS SHOWN
- EXIST. HVAC DUCTS AND REGISTERS
- RECESSED ELECT. VENTILATION FAN-VENT TO DAYLIGHT
- SINGLE POLE SWITCH, DECORA SERIES ROCKER TO MATCH LUTRON DVA SERIES-OLA
- FLUORESCENT DIMMER LUTRON DVA SERIES DVF-103P
- FLUORESCENT DIMMER LUTRON DVA SERIES DVF-103P SINGLE POLE 3-WAY
- 110V DUPLEX RECEPTACLE MOUNT CENTER AT 16" AFF
- 110V DUPLEX RECEPTACLE EXTERIOR WATERPROOF
- ILLUMINATED EXIT SIGN HANDBRED PER CODE BATTERY BACKUP CEILING MOUNTED

DRAWING NOTES:

- FOR BAR POWER REQUIREMENTS SEE EQUIPMENT PLAN.
- EXTENT OF WORK THIS PERMIT, LIGHTING EFFECTS CEILING PANELS NEW LOCATION. EXISTING ARCHES AND EAVE UNDERSIDE. NO WORK.
- RELOCATE EXISTING SPINKLER HEADS THIS AREA PER FIRE CODE UNDER SEPARATE PERMIT.
- EXISTING LIGHTING PANEL TO BE RELOCATED.
- NO WORK THIS AREA. EXISTING LIGHTING AND POWER TO REMAIN AS IS.
- NEW H. WATER HEATER. FOR SPEC. SEE EQUIPMENT PLAN.
- NEW 2'-0" X 6" W.D. ACCESS DOOR.

Observ Form

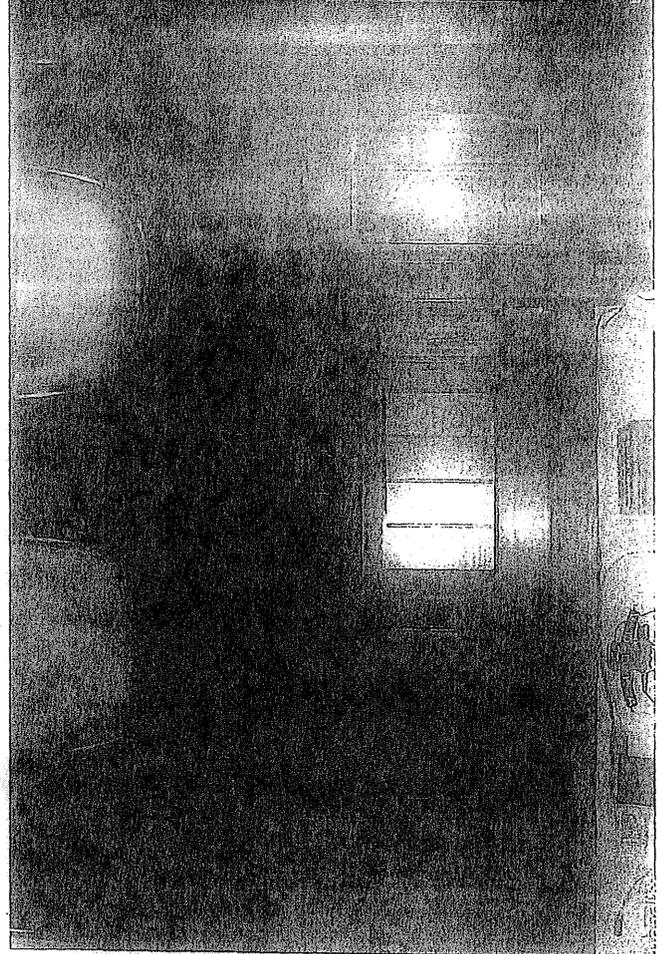
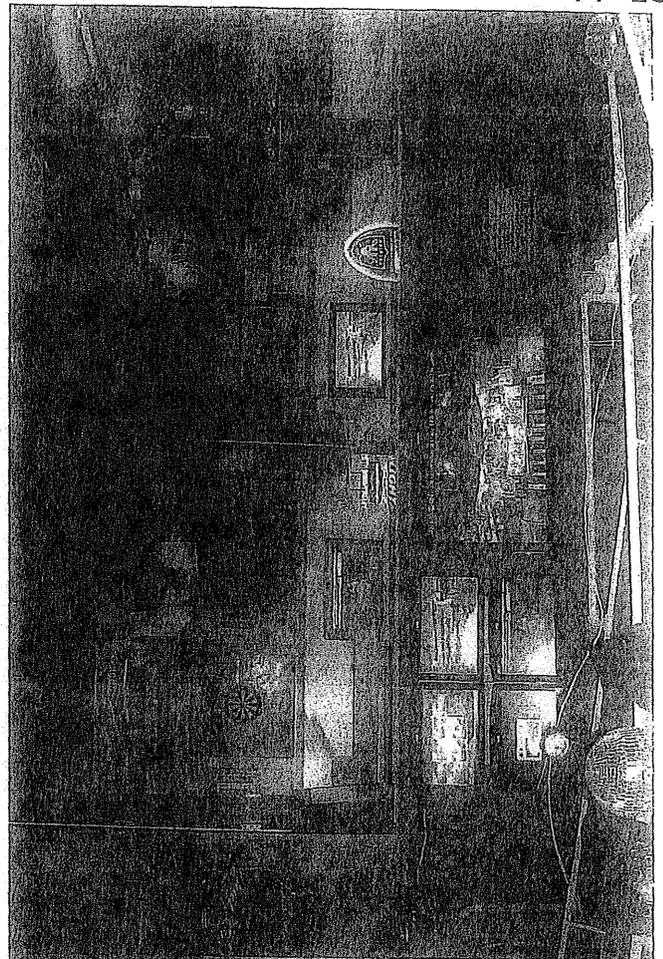
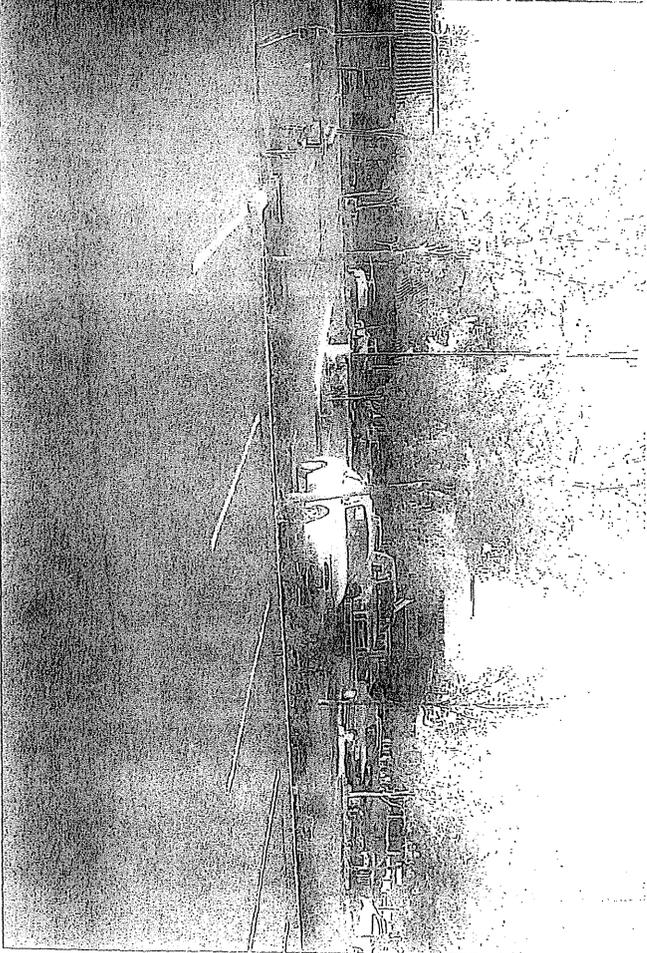
NO.	DATE	COMMENTS
1	12/24/01	PLUMB
2	12/24/01	ELECTRICAL
3	12/24/01	MECHANICAL
4	12/24/01	PAINT
5	12/24/01	FINISH

FARRINGTONS BAR REMODEL
 1919 CONTRA COSTA BLVD.
 PLEASANT HILL, CA 94523
 OWNER: SHIRE PROPERTIES

REFLECTED CEILING PLAN
CEILING PLAN NOTES

A2.1





**MINI SATELLITE MARKETING PLAN:
Farringtons Bar - Pleasant Hill, CA**

Prepared by:
Kristin Finkel
May 2010

TARGET AUDIENCE

The tactical plan will place an emphasis on identifying prospects within the general target audiences identified below.

Demographic Characteristics

- Men, Age 25+
- East Bay Area Residents

Psychographic Characteristics

- Horse Racing Fans
- Casino Gamblers
- Poker Players
- Sports Fans

MARKETING OBJECTIVES

- Drive Handle and Attendance.
- Introduce new market to horse racing through a smaller, more intimate facility that is welcoming and can educate new fans. Mini satellites can serve as an entry point to help gain trial at the live venue.
- Reintroduce customers that were displaced by the closure of Bay Meadows to the mini satellite concept.
- Expand the Marketing database to restaurant/bar customers.

OPPORTUNITIES

- Promote the fact that this is the first time that there is legal wagering in the East Bay (other than lottery).
- Promote the fact that admission is free to these locations.
- Assemble fan friendly staff to welcome new fans and answer questions regarding horse racing.
- Market to this new audience that horse racing is right in their own backyard.

MARKETING STRATEGIES

- Leverage existing advertising dollars by piggybacking on existing advertising from Golden Gate Fields to promote the new mini satellites.
- Utilize online networking forums to create interest in these new facilities.
- Work with the local business community to introduce new fans to the mini satellite experience. Introduce Group Sale's efforts.
- Effectively utilize television advertising to introduce the new mini satellites to the market. Promote specific special event days with targeted radio and print advertising.
- Send out direct mail using the THOROUGHBREDS mailing list to targeted zip codes in the East Bay Area
- Provide a presence within the community at local fairs and festivals.

ADVERTISING PLAN

Television

The mini satellites will piggyback on the \$315,000 Golden Gate Fields television advertising spend that is planned from August 2010 to December 2010.

Broadcast: Develop key relationships with specific over-the-air stations to gain value-added promotions and bonus commercial inventory. By partnering a few key stations, Golden Gate Fields can maximize the limited dollars.

Comcast Cable

Local cable is the most cost efficient general market medium currently available. Local cable allows the advertiser to pinpoint the geographic location of the spots (through pre-designated zones) and choose specific channels targeted to your audience. For example, Golden Gate Fields can target sports fans through channels such as Comcast Sports Net and ESPN. Spots can be increased in the East Bay market to help promote the mini satellites.

Nightly Replay Show: Golden Gate Fields must strongly promote the nightly replay show as it serves as a half-hour infomercial for the race track. The show's programming has been upgraded to offer "better television" for fans. It is important for Golden Gate Fields to produce tv spots in a timely manner in order to make best use of the free air time afforded by the nightly replay show. The show averages between 10,000-20,000 viewers on a nightly basis. It is the ideal way to inform existing racing fans about the mini satellite opportunity.

Radio

The mini satellites will piggyback on the \$80,000 Golden Gate Fields radio advertising spend that is planned from August 2010 to December 2010.

Station Mix

Given the added dollars spent on television, the radio spots will be limited to one or two stations. KNBR 680 and KTCT 1050 are the two key sports stations in the market. It will be key to develop a relationship with these stations to maximize advertising dollars.

"At the Track with Sam Spear"

Every Sunday morning from 7:00am to 8:00am, Sam Spear hosts a racing show on the Bay Area's #1 sports station. Golden Gate Fields needs to utilize this show to promote the weekend events. The owners of the mini satellites will be featured to explain this new opportunity.

Print

The mini satellites will piggyback on the \$50,000 Golden Gate Fields print advertising spend that is planned from August 2010 to December 2010.

Based on an analysis of the marketing research, the San Francisco Chronicle has the best geographic footprint which matches where the new mini satellites will be located. It is also the most cost effective considering the full color - quarter page week long specials at a discounted rate.

Direct Mail

The mini satellites will piggyback on the \$175,000 Golden Gate Fields direct mail spend that is planned from August 2010 to December 2010.

Over 350,000 direct mailers will be sent which will feature the new mini satellites. Additional direct mail pieces can be directed toward East Bay residents with special incentives to visit the new mini satellite locations.

Internet / E-mail

The goldengatefields.com website is a portal for racing fans to go to for the latest horse racing information. Use the GGF e-mail list as a primary form of communication with racing fans to inform them of the new mini satellites.

Local Area Marketing

Introduce the mini satellites to the local business community as a place to spend the lunch hour or after-work happy hour. Work with local hotels to be sure that their guests know that horse racing is now in the East Bay Area.

V. EQUIPMENT PROVIDED BY THE MINISATELLITE WAGERING FACILITY

Describe the television equipment (satellite receivers, decoders, controls, monitors, etc.) to be utilized at the facility: 21 television monitors (17 42" - 60" TV's and 4 30" TV's) 1 Projection Screen, 4 HD receivers, 10 regular receivers (Direct TV).

Describe the public address equipment (controls, microphones, speakers, etc.) to be utilized at the facility: Portable PA system will be purchased to make necessary announcements.

VI. ADVERTISING AND PATRON DEVELOPMENT

Describe any advertising or promotional plans:

Work with Host track to develop joint synergistic marketing plan - See attached.

Describe any improvements to the facility that will directly benefit minisatellite wagering:

Installation of a dedicated Mutuel line, Mutuel Money Room, and Mutuel Office.

NOTICE TO APPLICANT: Pursuant to Board Rule 2066 all advertisement shall contain a statement that persons under 21 are not allowed to participate in minisatellite wagering. All advertisement shall contain contact information for a recognized problem-gambling support organization.

VII. ADMISSIONS, CHARGES AND SERVICE FEES

Complete if applicable and note N/A if not

Admissions charges, if any, are:	None
Parking charges, if any, are:	None
Program charges, if any, are:	\$2.25
Seating charges, if any, are:	None

VIII. RENEWAL

Complete this section only if renewing your license.

Is this a renewal application: Yes No

Have there been any changes since the submission of your last application for authorization to operate a minisatellite wagering facility? Yes No

Have any changes occurred affecting ownership or controlling interest in your business structure or establishment since your last application? Yes No

If you have answered, "Yes", to any of the questions above please attach a detailed statement describing the change.

How many years have you been an approved minisatellite wagering facility?

AGREEMENTS

Attach copies of all applicable county, city or agency agreements that may affect the minisatellite wagering facility.

NOTICES TO APPLICANT

Notice is given to the applicant that its application, if approved by the Board, authorizes the applicant to offer pari-mutuel wagering at its minisatellite wagering facility for a period of two years per Business and Professions Code section 19605.25(h).

Notice is given that retention of and control over all moneys generated from pari-mutuel wagering held or conducted at the

Attachment to Farringtons Bar Minisatellite License Application
Part V – Equipment provided by the Minisatellite facility

Describe the public address equipment:

The intention is to provide a wireless portable PA system at the minisatellite location to make public address announcements as necessary. The equipment would consist of the following:

Wireless receiver with built in speaker, volume control, and reverb/echo
Wireless microphone
Internal rechargeable battery pack
Shoulder strap for easy portability

Application for License to Operate a Minisatellite Wagering Facility

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mutuel employees; and that such organization(s) is (are) responsible for its proper distribution in accordance with the law and the rules and regulations of the Board.

Notice is given that CHRB Rules 1870 and 1871 require that the Board be given 15 days notice in writing of any intention to terminate operations, engagements, or services by any licensee, or approved contractor.

DECLARATIONS

All labor agreements, concession contracts, service contracts, horsemen's agreements, lease agreements, agreements with the simulcast organization(s) necessary to conduct and operate the simulcast wagering program at the facility, lease or rental agreement with the facility landlord and all applicable county, city or agency agreements that may affect the minisatellite wagering facility have been finalized except as follows (if there are no exceptions, so state):

All service contractors and concessionaires have valid State, County or City licenses authorizing each to engage in the type of service to be provided and have valid labor agreements (when applicable) which remain in effect for the entire term of the license except as follows (if there are no exceptions, so state):

Absent natural disasters or causes beyond the control of the applicant, its service contractors, concessionaires or employees engaged at the facility, no reasons are believed to exist that may result in a stoppage to the conduct of pari-mutuel wagering at the facility or the withholding of any vital service to the applicant except as follows (if there are no exceptions, so state):

By authority of Article 9.2, Chapter 4, of the Business and Professions Code; and the Federal Indian Gaming Act; to allow an evaluation of the competence, integrity, and character of potential simulcast facility operators, any person, corporation, trust association, partnership, joint venture, or management firm who submits an application for such license or who is named in such application and who is not a State or County entity, or has not previously completed such disclosure when filing for a horseracing application pursuant to Article 4, section 19480 of the Business and Professions Code shall be required to complete and submit a full disclosure statement.

CERTIFICATION BY APPLICANT

I hereby certify under penalty of perjury that I have examined this application, that all of the foregoing statements in this application are true and correct, and that I am authorized by the applicant to attest to this application on its behalf.

Print name of minisatellite facility applicant representative: <i>SHARL ROSENKRANTZ</i>	Date: <i>6-4-10</i>
Signature of minisatellite facility representative: <i>Sharl Rosenkrantz</i>	Date: <i>6-4-10</i>
Print name of association representative: <i>Robert Hartman</i>	Date: <i>6/5/10</i>
Signature of association representative: <i>Robert Hartman</i>	Date: <i>6/5/10</i>
Print name of simulcast organization representative: <i>Terrell W. Turner</i>	Date: <i>6/5/10</i>
Signature of simulcast organization representative: <i>Terrell W. Turner</i>	Date: <i>6/5/10</i>

CALIFORNIA HORSE RACING BOARD

JULY 22, 2010
REGULAR BOARD MEETING

There is no board package material for Item 12

CALIFORNIA HORSE RACING BOARD

AUGUST 19, 2010
REGULAR BOARD MEETING

There is no board package material for Item 13