

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825
(916) 263-6000
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REGULAR MEETING

of the **California Horse Racing Board (CHRB)** will be held on **Thursday, September 22, 2016**, commencing at **9:30 a.m.**, in the Finish Line Room at the **Los Alamitos Race Course, 4961 Katella Avenue, Los Alamitos, 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 August 25, 2016.**
2. **Executive Director's Report.**
3. **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.
4. Discussion and action by the Board on the **Application to Conduct a Horse Racing Meeting of the Del Mar Thoroughbred Club (T) at Del Mar**, commencing November 9, 2016 through December 6, 2016, inclusive.
5. Discussion and action by the Board on the **presentation from the Arabian Racing Association of California**, and its concerns about the closing of the race track at the Alameda County Fair at Pleasanton for the winter, and the limitation of racing opportunities for "emerging breeds".
6. Discussion and action by the Board regarding the **proposed amendment to CHRB Rule 1844, Authorized Medication**, to prohibit the presence of clenbuterol in official urine test samples for all horses participating in quarter horse races.

7. Discussion regarding the **proposed amendments to CHRB Rule 1581, Racing Secretary to Establish Conditions**, to provide that the racing secretary may establish race conditions that prohibit the use and/or presence of drug substances or medications in biological test samples, if the medication conditions are agreed to in writing by the acknowledged horsemen's organization, and then approved by the Board before entries are taken; a description of the testing methods and procedures used by the racing association or fair to collect and analyze biological test samples other than the official test sample collected by the CHRB shall also be submitted to the Board for approval, and **CHRB Rule 1843, Medication, Drugs and Other Substances**, which provides that nothing in Article 15 shall prevent a racing association or fair from setting eligibility conditions, as agreed to with the acknowledged horsemen's organization, for individual races, or an entire race meet, that prohibit the use and/or presence of drug substances or medications in biological test samples from participating horses at detection levels lower than what is authorized by the Board. Such conditions, if established in accordance with Rule 1581, shall not be deemed in conflict with Board rules and regulations. (Proposed in response to the Los Angeles Superior Court's Order that the CHRB set aside approval of Los Alamitos Quarter Horse Racing Association's "house rule.")
8. Report from the **Race Dates Committee**.
9. Discussion and action by the Board regarding the **allocation of northern California race dates beginning year 2017**.
10. Discussion and action by the Board regarding the **allocation of the harness race dates beginning year 2017**.
11. Discussion and action by the Board regarding the **allocation of the quarter horse race dates beginning year 2017**.
12. **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," and 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).
 - C. The Board may convene a Closed Session for the purposes of considering personnel matters as authorized by Government Code section 11126 (a).

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

Chuck Winner, Chairman
Richard Rosenberg, Vice Chairman
Madeline Auerbach, Member
Steve Beneto, Member
Jesse H. Choper, Member
George Krikorian, Member
Alex Solis, Member
Rick Baedeker, Executive Director
Jacqueline Wagner, Assistant Executive Director

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**PENDING ADMINISTRATIVE ADJUDICATIONS
SEPTEMBER 2016**

CASE

A. Fitness for Licensure

James Wooten

Case Number: SAC 16-0020

B. Appeal of the Board of Stewards Official Ruling #004, Del Mar Thoroughbred Club

Tyler Baze

Case Number: SAC 16-0032

PROCEEDINGS of the Regular Meeting of the **California Horse Racing Board** held at the **Del Mar Surfside Race Place**, 2260 Jimmy Durante Blvd., Del Mar, California, on **August 25, 2016**.

Present: Chuck Winner, Chairman
 Richard Rosenberg, Vice-Chairman
 Madeline Auerbach, Member
 Steve Beneto, Member
 George Krikorian, Member
 Jesse H. Choper, Member
 Alex Solis, Member
 Rick Baedeker, Executive Director
 Jacqueline Wagner, Assistant Executive Director
 Robert Miller, General Counsel

APPROVAL OF THE MINUTES OF JULY 14, 2016

Chairman Winner asked for approval of the minutes of the Regular Meeting of July 14, 2016. Commissioner Auerbach **motioned** to approve the minutes. Commissioner Krikorian **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Beneto, Choper, Rosenberg, Winner, Auerbach, Solis, Krikorian. Nay: None. Motion carried.

EXECUTIVE DIRECTOR'S REPORT.

Executive Director Rick Baedeker reported that for the month of July 2016, the handle during daytime racing was up 11.6 percent. Nighttime racing handle was up 18.9 percent due to three extra days of racing, and totals all in for the month, night and day, business was up 12.2 percent. Executive Director Baedeker reported the CHRB has stepped up its drug-testing program in California and throughout the state, and are turning the page with the Kenneth L. Maddy Equine Analytical Chemistry Laboratory at UC Davis (Maddy Lab) in drug testing for the future. Executive Director Baedeker stated Del Mar Thoroughbred Club (DMTC) hired an additional examining veterinarian, and the Board hired an additional official veterinarian, for the DMTC

Proceedings of the Regular Meeting of August 25, 2016

Fall 2016 race meeting to perform additional out-of-competition testing as well as enhanced examination for horses entered to race. Executive Director Baedeker said the California Animal Health and Food Safety Laboratory System and UC Davis School of Veterinary Medicine appointed a second faculty chemist, Dr. Benjamin Moeller, at the Maddy Lab to lead the development of methods to combat emerging threats in horse racing, such as anabolic steroids and gene doping. He said the Maddy Lab was developing athlete biological passports, which created biological records of individual racehorses and looked for changes outside normal values for proteins, genes and small molecules. The changes could signify that a doping agent was administered to the horse, which was another way to detect violations. Executive Director Baedeker said the Jockey Club confirmed it would fund the athlete biological passport program with a grant of \$50,000 per year for the next two years. He said the program was also funded by the racing industry through special funding in 2015. Executive Director Baedeker reported that the recent fatalities at the 2016 DMTC Fall race meet were heartbreaking for everyone, whether or not people were part of the horse racing industry. He said investigations were being conducted on each horse that passed away during the race meet. He stated an investigation was conducted for any horse fatality that occurred within a Board approved facility. He said if any prohibited substances were found during the necropsies, the Board would file complaints and prosecute. Executive Director Baedeker said the Board's primary responsibility was for the safety of both horse and rider. He said the Board had many policies and practices currently in place to protect the horse and rider including the Safety Steward Program which assigned a safety steward to each racetrack to enforce the rules and procedures designed to ensure health and safety for racehorses. The safety stewards also monitored track surfaces, in conjunction with the associations and outside consultants. Executive Director Baedeker stated all rule violations

were investigated and action was taken by enforcement staff when appropriate; dangerous working conditions and mistreatment of horses was not tolerated. Executive Director Baedeker said the Board had a specific animal welfare provision to prosecute cruelty, mistreatment, neglect or abuse, and it was also a violation of the Penal Code. He said CHRB investigators were sworn police officers who patrolled the stable areas at all California tracks and authorized training facilities. Executive Director Baedeker stated the Maddy Lab was widely recognized as one of the premier testing facilities in the world and provided CHRB with the most effective drug-testing program. Each test sample was screened for more than 1500 substances. In 2015, the Maddy Lab conducted tests on over 40,000 samples from racehorses in California. Executive Director Baedeker said since 2008 the Board gave owners the option to deduct 10 percent of their purses earned to support California thoroughbred retirement and rehabilitation facilities; 80 percent of thoroughbred owners currently participate. Also in 2008, California was among the first racing jurisdictions in the U.S. to prohibit anabolic steroids. Executive Director Baedeker said every horse entered in a race underwent a prerace examination. He stated most people involved in horse racing were drawn to it by the beauty of the horse, most of who were pampered by their caretakers in the industry. Executive Director Baedeker said anyone who watched could see the horses loved to run. He said the Board was responsible for regulating all aspects of California horse racing. He said the Board took the obligation very seriously and the Board believed it was making continual progress toward a safer environment for the industry horses and riders. Chairman Winner stated one horse lost was one too many. He said nobody cared more about it than the people involved in racing. He said the safety of horse and rider was the part of racing that the Board cared most about. Chairman Winner said partaking in the horse racing

industry was, with some exception, not a profit-making venture; most people were part of the industry for the love of the horse.

PUBLIC COMMENT

Greg Baugh, Barretts, stated the second annual Barretts Select Yearling Sale was scheduled for August 30, 2016 at Del Mar Thoroughbred Club (DMTC). He said 62 of the 72 yearlings available for auction were California-bred horses. Lori Saldana, Retired Assembly Member, stated it was discouraging to learn of the horse injuries and fatalities that occurred at the DMTC 2016 summer race meeting. Ms. Saldana said the UC Davis veterinarian program was the best in the country, and possibly the best in the world, but after watching the 2016 summer Olympics, it was clear technology was available to better monitor and understand the added stress competition put on horses and people involved in the horse racing industry. She stated DMTC was historically popular and generally helped boost nearby businesses such as hotels and restaurants; however, DMTC had to adjust to the public's changing perception of animal welfare. Ms. Saldana stated the Board needed to become more transparent; including making reports on the fatalities public record. She said the horse racing industry in California was declining, at least in part from a shift in public perception, and it was the Board's responsibility to adjust with the change in public perception in order to keep the California horse racing industry viable. Chairman Winner stated the Board was aware of the changing public perception. He said the points Ms. Saldana made in her comments were appreciated and well received by the Board. Martha Sullivan, a San Diego business owner and resident, said she held a picket sign during the 2016 DMTC summer racing meeting. She said her picket sign displayed the number of horse fatalities during the 2016 DMTC summer race meet, and people entering the track were clearly

shocked by the number. She stated Executive Director Rick Baedeker clearly thought of the horses as athletes and the Board was well-intentioned, but in any other sport if 19 athletes died, something more dramatic would be done. Chairman Winner stated the Board shared Ms. Sullivan's concerns. Elizabeth Jacobelly, a San Diego small business owner, said DMTC held promotions including family days and fun events for kids, which gave parents the impression that horse racing was an acceptable form of family entertainment. She said horse racing taught children that horses were a commodity; it was acceptable to abuse another species for entertainment. She stated a child witnessing a horse being put down at the race track was devastating. Ms. Jacobelly said horses were considered athletes by many, but human athletes were not forced, or whipped, to compete. She said considering 19 horses died at the 2016 DMTC race meeting in a one-month time-span demonstrated the Board was not doing enough to protect horses. Ms. Jacobelly stated the horse racing industry indicated it was concerned about horses, but if that was the case, then horses would not be raced. She said the horse racing industry participants were in the industry for money. Chairman Winner stated the majority in attendance disagreed with Ms. Jacobelly's view, but thanked her for sharing her opinion. Toni Falcone, a San Diego resident and small business owner, said she was a concerned citizen and animal activist. She stated the safety precautions in place at California horse racing tracks did not seem to be working because 19 horses died during the 2016 summer DMTC race meeting. She said it was well established that horse racing harmed horses, although other factors such as the track surface or weather contributed. Ms. Falcone stated the Board needed to make radical changes to how horses were raced if it continued to allow California horse races. She said the Board should close the Del Mar racetrack until a full investigation regarding the 19 fatalities was completed and the Board determined a way to protect more horses from injury and death. Ms.

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Falcone said the fatalities at the Del Mar racetrack were hurting DMTC's reputation, and reflected on the entire California horse racing industry. Ms. Falcone stated protestors spread the message about poor conditions for animals at Sea World to the point of severe financial loss and the same would be done to the horse racing industry. Cliff Goodrich, of the California Thoroughbred Horsemen's Foundation, horse racing industry participant, said the Board should be saluted for its dedication to horses and the horse racing industry. He said the Board has been historically progressive in regulating the California horse racing industry to promote jockey and equine safety. Mr. Goodrich stated the Board was criticized by previous commentators for lack of transparency, but the Board was actually under scrutiny because it was transparent about the fatalities at Del Mar racetrack. He said if the other commentators wanted to help horses, they should challenge other jurisdictions that did not have the same standards as the Board. The Board was not trying to hide anything. Mr. Goodrich said it was insulting that commentators implied the Board was not doing enough to protect the horses at California racetracks. Reverend Beth Johnson, Faith Action for Animals, stated the Board was clearly passionate about horses and was achieving a level of transparency that was better than other parts of the horse racing industry. She said horse fatalities at tracks were an industry-wide problem and it persisted in California even with all the measures instituted by the Board. Reverend Johnson said humanity needed to reimagine its relationship with animals entrusted to its care. She said the fatalities at Del Mar racetrack were an invitation to change people's perception of animals. She asked if people could love horses enough to let horse racing end and imagine something else in its place. Chairman Winner stated the Board cared about horses. He said the Board may have a different opinion from Reverend Johnson, but her concern was understood. Darrell Haire, Jockeys' Guild (Guild), stated the Board worked with the Guild to make racing safer for jockeys and horses. He

said the scale weights were adjusted in California, which helped the jockeys to be healthier, and he appreciated everyone that worked together to make it happen. John Valenzuela, Pari-Mutuel Employees Guild - Local 280 (Local 280), stated Local 280 was in the process of obtaining agreements with the advance deposit wagering (ADW) companies that reached out after Local 280 sent the ADW companies and the Board a letter dated February 2016 in which Local 280 requested that the Board not grant or renew any licenses for ADW companies that had not entered into a bargaining agreement with Local 280. Chairman Winner said it was good that progress was being made between Local 280 and the ADW companies. Debra Kelley, American Lung Association (ALA), said she had a breathing problem and the visitor experience at the Del Mar racetrack was negatively affected by second-hand smoke from cigarettes and cigars. She said the sight of cigar butts littering the racetrack grounds was upsetting. She stated it was disturbing to see people carelessly toss cigarette and cigar litter everywhere, especially since she had been evacuated from her home twice due to wildfires in the area. Ms. Kelley said DMTC had no-smoking rules, but the rules were not enforced. She stated DMTC needed to set up and enforce smoking areas away from the crowds. Ms. Kelley said protecting the health and safety of its patrons should be a high priority, and the ALA approached state-elected officials and regulatory agencies, such as the Board, for help. She said the Del Mar racetrack was the crown jewel of California horse racing, but it had a smoking problem and the ALA was eager to help resolve it. Commissioner Krikorian asked what policy DMTC had for smoking at the racetrack. Josh Rubenstein, DMTC, said DMTC had a no-smoking policy in all seated areas. Commissioner Krikorian stated the policy was not enforced. He said people who sat around him when he attended race meetings smoked frequently. He asked Mr. Rubenstein if DMTC would

make a commitment to enforce the policy moving forward. Mr. Rubenstein said DMTC would enforce the no-smoking policy.

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

Cliff Goodrich, California Thoroughbred Horsemen's Foundation (CTHF), stated CTHF was the primary source of healthcare for over 5,000 backstretch workers and their families. CTHF was a charitable organization that financially assisted backstretch workers because they could not commit to a monthly premium and copayments if they were to purchase insurance on their own. He said there were four clinics, located at Santa Anita, Los Alamitos, Golden Gate Fields and Pleasanton. There were eleven full-time, and five part-time employees. He stated CTHF had a budget of \$2 million and its costs for healthcare had not risen in over 15 years. He said 80 percent of CTHF's revenue came from the track and horsemen through a portion of on-track, uncashed tickets and Advance Deposit Wagering (ADW). He stated many times the workers sought help too late, caring more for their horses than themselves, and CTHF was working hard to provide preventative programs. He stated CTHF's board members included horse owners, insurance underwriters, investment advisors, a labor representative, and a trainer. The CTHF was asking the Board to approve five individuals nominated for open CTHF board member positions: Angie Carmona, Dr. Victor Levine, Joe Morris, Calvin Rainey and Damascus Castellanos. Vice-Chairman Rosenberg asked of the two sources of income, uncashed tickets and ADWs, what percentage came from uncashed tickets. Mr. Goodrich said he could not say; the amount fluctuated because the number of people not cashing their tickets was not constant. He stated the base was so large, hundreds of millions of dollars, that the foundation would end

up with around two tenths of one percent of the on-track ticket pool which resulted in \$750,000 a year. With the ADWs, CTHF would receive one-tenth of one percent, and when the handle was over 500 million, the resulting income to CTHF was \$750,000. Vice-Chairman Rosenberg said the one area that seemed to see an increase was the ADW handle. He asked if there had been a significant difference each year if the handle went up. Mr. Goodrich said the ADW quickly increased the first few years, but had since leveled off, increasing less than five percent a year. He stated CTHF had a good investment policy, with money in the bank. CTHF would submit a five year projection to the Board which would show CTHF losing a million dollars in the next five years if the status quo was maintained. The problem was not expenses, but revenue. CTHF had to do everything it could to generate more income to enhance and grow the programs it offered to backstretch workers. Vice-Chairman Rosenberg asked if any stakeholders, the owners, TOC or the racetracks, made donations. Mr. Goodrich said they made charitable donations, and when the Board approved charity days, almost without exception CTHF would be one of the recipients. Commissioner Choper **motioned** to approve the nomination of members to the Board of Directors of the CTHF. Vice-Chairman Rosenberg **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Krikorian, Solis, Auerbach, Winner, Rosenberg, Choper, Beneto. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE UPDATE FROM AMTOTE CONCERNING THE TOTE SYSTEM'S OPERATION TO DATE SINCE INCEPTION.

Jeff True, AmTote International (AmTote), stated AmTote was an 83-year-old American Technology company started in Maryland. AmTote grew from a modest totalizator company to a leading technology group. He said the California horse racing industry was presently its largest

regional customer. Mr. True said 3000 terminals were deployed throughout California in preparation for use during the 2015 Breeders' Cup. He stated more than 80 employees were on-site for opening weekend at Del Mar Racetrack, Golden Gate Fields, Los Alamitos Race Course and Cal Expo. Since then, AmTote completed over 100 individual work orders for report changes, software upgrades, and hardware additions. Mr. True stated AmTote also completed a new tote reporting service that was deployed in California and nationally, which was a big undertaking for the company. Mr. True said the deployment was not perfect, but it had gone well. After deployment, operating procedures were adjusted to match California models and customer satisfaction was improving. Mr. True stated, nationally, a self-service terminal averaged 119 tickets per day; California averaged 240 tickets per day. Commissioner Krikorian stated it was great to hear that AmTote was making progress, however a number of tellers at the track were complaining that the system was slow and difficult to operate. He said the system would shut down while tellers were issuing tickets and tellers could not go to another terminal because the system could not transfer tellers from one terminal to another. Commissioner Krikorian asked what AmTote was doing to correct the problem. Mr. True stated AmTote continued to monitor teller issues, on an ongoing basis with discussions between mutuel managers and AmTote. Mr. True said California switched to AmTote after using the previous vendor for 25 years, so the change was bound to have problems. Commissioner Krikorian stated numerous tellers working in different sections of the track said the equipment was slow and the tellers were getting complaints from customers, which caused a lot of frustration. He asked what AmTote was doing technology-wise to resolve the problem. Mr. True stated AmTote addressed issues as they arose. He said AmTote worked for the racetrack associations and when the managers said change something, AmTote responded. AmTote had to be thorough when making

changes though, because a change in a terminal could cause other problems to crop up. He said if there were particular features such as carrying a teller profile from one terminal to the next, AmTote would look for a way to fix it, but any change took research and testing before it could be implemented. Mr. True said AmTote was unaware that customers were frustrated to the level Commissioner Krikorian conveyed. He said tellers were supposed to tell their mutuel managers about any issues with the system. The managers would then report the issues to AmTote. Vice-Chairman Rosenberg stated tellers might have been reluctant to report problems to management unless they were major. He said he had heard complaints from both customers and tellers. Vice-Chairman Rosenberg said the paper used in the AmTote machines appeared thinner and seemed cheaper than the paper used in the previous system. Mr. True said he had heard the same complaint regarding the paper, but the paper had the same dimensions, including the same thickness, as used with the previous machines. Vice-Chairman Rosenberg asked if AmTote had received complaints through the racetracks regarding the tickets. Mr. True said Del Mar racetrack had an issue earlier in the week with tickets jamming, but that specific issue was addressed with a mechanical change. He said the average number of ticket jams dropped immediately after the fix. Vice-Chairman Rosenberg asked how long the average response time was for an AmTote employee to respond to a problem with the terminal, and if there was insufficient staffing. Mr. True said AmTote had staff on the floor daily with radios. When a terminal button was pushed, staff were alerted, and then called the attendant on the floor to aid the patron. In California, the racetracks also had their own employees, known as self-serving technicians, who also helped patrons. He said AmTote would be hard-pressed to add more employees to the floor, but if there were general complaints that AmTote's response was not fast enough, AmTote staff would look into ways to improve response time. Vice-Chairman

Rosenberg asked if Mr. True had heard complaints from DMTC. Mr. True said AmTote worked closely with DMTC on customer-service issues. DMTC had about 12-15 employees ready to respond on the floor, as well as an employee in the tote room responding to the same terminal alerts as the technicians. DMTC staff worked more closely with the customer, while AmTote focused on the backside problems. For example, if a customer had an issue with a ticket, DMTC staff would help the customer deal with the ticket, but if there was a problem with the terminal, AmTote staff would work on the terminal. Chairman Winner stated AmTote was going to work with the DMTC to resolve a jamming problem that had caused a lot of complaints. He asked if DMTC and AmTote ever worked on the issue together. Mr. True stated AmTote found a resolution and fixed the jamming problem before staff met with DMTC. Chairman Winner stated he had heard a number of complaints as well. He said it was concerning because it was more than a mechanical error that needed to be resolved; patrons were giving up and leaving without placing wagers, which meant lost revenue to the California horse racing industry. It was important for the Board to know AmTote was doing everything it could to rectify problems with terminals in California. He said patrons and tellers commented that the racetracks should go back to using the former system. Mr. True said some complaints were part of being in the totalizator business. He said AmTote was on top of the issues it knew about. He said he was aware of some complaints, but not to the extent the Board suggested. Chairman Winner said the 2016 DMTC summer race meet brought the significance of AmTote's issues to the Board's attention. Mr. True said perhaps DMTC had more problems because people only came to the races at its track a few times a year. Chairman Winner said the previous DMTC race meets with the previous totalizator company did not have the same problem. Mr. True said the previous totalizator company had 25 years to build fixes and wear patterns into the equipment. He said a

year from now, the Board should not hear the same complaints regarding the AmTote equipment. He said AmTote set a goal to resolve problems with its California equipment within a year. Commissioner Krikorian said he knew it was difficult for AmTote to keep things moving smoothly, but the people who complained said they also spoke to DMTC management and the problems had not been rectified to date. Mr. True said if there were problems as described, he would personally get involved to investigate them. John Mulvahill, mutuel clerk said he had been a mutuel clerk for 26 years. He said he did not know if it was because of the paper used or the print, but it seemed if patrons kept tickets in their wallets for weeks before cashing them, they had more trouble using the machines. He said he worked on the bottom floor of the grandstand near a lot of self-automated terminals, and could see firsthand when tickets got stuck. Mr. Mulvahill said AmTote was making progress, but not much. He said the track where he worked had a high volume of wagers in the last five to six minutes before a race, but since the terminals were slow the tellers could not provide good customer service. Vice-Chairman Rosenberg asked how long it took to get help from AmTote when there were problems. Mr. Mulvahill said the tote room was right behind him at work, so it did not take very long for a response. Mr. Mulvahill stated it was not really AmTote's fault, but when multiple terminals broke down at the same time, customers became irate. Chairman Winner asked if other tellers shared the same opinion as Mr. Mulvahill, and asked if tellers talked about it with each other. Mr. Mulvahill said the tellers were adjusting to the terminals, but it was a longer adjustment than expected and the terminals were inefficient when high volume was important. Commissioner Krikorian said if things did not change over the next few weeks, the Board would have to discuss the situation with AmTote again.

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 LOS ALAMITOS, COMMENCING SEPTEMBER 7, 2016 THROUGH SEPTEMBER 27, 2016, INCLUSIVE.

Brad McKinzie, Los Alamitos Racing Association (Los Alamitos), stated Los Alamitos was seeking Board approval for its 12-day Los Angeles County Fair Meet at Los Alamitos which would open on September 8, 2016. He said the outstanding events of Los Alamitos' racing schedule were the \$100,000 Barrett's Juvenile, \$100,000 Barrett's Debutante, and the \$200,000 Grade II Los Alamitos Derby. He stated the highlight of its marketing schedule was California Chrome day on September 10, 2016, with California Chrome making an appearance on the racetrack that day. He said Los Alamitos wanted to make local residents not only aware, but proud of the fact that the richest thoroughbred of all time had been stabled and trained at Los Alamitos for the last two and a half years. He stated a handicapping contest with five spots on the line for the national handicapping finals would be offered. A cross promotion with Fairplex would also be offered. Fairplex attendees would receive a pass to come to the races at Los Alamitos for free, and those that attend Los Alamitos races would receive a free pass to Fairplex. He stated 700 people took advantage of the promotion in 2015. Commissioner Auerbach asked if the overnight racing schedule was the same as in 2015. Mr. McKinzie said yes. Vice-Chairman Rosenberg asked how the marketing budget for 2016 compared to the budget in 2015. Mr. McKinzie said 2016's budget was five percent higher. Commissioner Auerbach **motioned** to approve the Los Angeles County Fair at Los Alamitos application to conduct a horse race meeting commencing September 7, 2016 through September 27, 2016. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Solis, Auerbach, Winner, Rosenberg, Choper, Beneto. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE LOS ANGELES TURF CLUB II (T), AT SANTA ANITA, COMMENCING SEPTEMBER 28, 2016 THROUGH NOVEMBER 8, 2016, INCLUSIVE.

Joe Morris, Los Angeles Turf Club II (LATC), stated LATC requested approval by the Board for the LATC race meeting at Santa Anita from September 28, 2016 through November 8, 2016. The meeting included the ninth Breeders' Cup held at Santa Anita racecourse. Jacqueline Wagner, Assistant Executive Director, stated the staff analysis indicated the California Thoroughbred Trainers (CTT) race meet agreement was outstanding, but it was received. She said the bond needed updating during the race meet. Mr. Morris said new turf would be ready for opening day, and the dirt track was refurbished. Commissioner Solis asked if LATC would have workouts on the new turf course before it was used for the September 2016 race meet. Rick Hammerle, LATC, said LATC did not plan to make the turf available for workouts. He said workouts were not permitted on the turf in 2015, and LATC planned to continue without turf workouts. Commissioner Solis asked if the turf was going to be tested prior to the race meet. Mr. Hammerle said LATC had talked internally about having a horse or two go out before opening day. Commissioner Solis asked if experienced riders would test out the turf course. Mr. Hammerle said a couple horses would work out on the turf. He said LATC wanted to see for itself the turf was safe. Commissioner Krikorian asked what was done to refurbish the dirt track. Mr. Morris said the last race meeting had over 12 inches of rain and tracks shifted over time from moisture, wind and the number of horses running on the track. He said LATC worked the track back to its original grade by using lasers to set the grade and then adding more material to the track. Commissioner Krikorian asked if the dirt track had the same surface as the Del Mar racetrack. Mr. Morris stated the dirt tracks had the same sand, but the weather was different at the two tracks. Commissioner Krikorian asked for confirmation that the work refurbishing the

track did not change the soil's consistency from 2015. Mr. Morris said the consistency did not change. He said Dr. Peterson tested track material monthly for consistency and coarseness. Commissioner Krikorian asked what Dr. Peterson did to test the track. Mr. Morris stated Dr. Peterson was under contract with LATC to test the track material, so LATC sent samples on a weekly or monthly basis to his laboratory. Commissioner Krikorian asked if Dr. Peterson attended the track daily. Mr. Morris said Dr. Peterson attended the track periodically. He said Dr. Peterson generally came to the track for the openings of race meetings and probably quarterly after that, but he tested track material monthly. Commissioner Krikorian asked what Dr. Peterson did with the samples. Mr. Morris stated he tested the samples for coarseness, and veracity. Commissioner Krikorian asked if track conditions changed before the samples were sent and studied. Mr. Morris said it was sent with minimal delay. He said measurements and other procedures were performed daily on both track surfaces. Chairman Winner asked for confirmation that Dr. Peterson was also under contract with the Board. Executive Director Rick Baedeker stated Dr. Peterson was under contract with the Board. Commissioner Krikorian asked who was at the track checking the surface daily. Mr. Morris said LATC had a crew under Dennis Moore's supervision. Commissioner Krikorian asked what affect rain had on the track surface. Mr. Morris said it was difficult to answer in general terms because it depended on various factors including the amount of rain and whether or not it was a race day. He said LATC staff sealed the track so the moisture rolled off the track instead of getting into the track, but it was a lot easier to seal if the rain occurred on a Sunday night going into a Monday without any racing scheduled, compared to sealing the track in the middle of the races on a Saturday afternoon. Mr. Morris stated a new security surveillance system was going to be online in time for the September 2016 race meeting. Vice-Chairman Rosenberg asked if cameras were inside

in the shed rows. Mr. Morris said cameras were on the side shed rows and back shed rows; cameras were not installed inside the stalls. He stated a reviewer could see the entrance to every stall from the camera views. Vice-Chairman Rosenberg asked if the system was set up for a trainer or CHRB staff investigator to review surveillance video. He asked what the procedure would be for someone requesting video review from the surveillance system. For instance, if a trainer was suspicious about something in his barn area, could he ask to see a video for a certain date? Mr. Morris said a request form would be filled out, signed, turned in and reviewed. He said LATC would work closely with CHRB staff. Bill Westerman, CHRB staff, asked if CHRB enforcement staff had to fill out the form, or if staff could meet with LATC security to review footage for an investigation. Mr. Morris stated LATC wanted a record with a paper trail, but CHRB enforcement staff would have access to footage. Mr. Westerman asked if there was a timeframe if something important was going on with an investigation. Mr. Morris said the footage could be reviewed real-time. Vice-Chairman Rosenberg said having the footage would make it easier for staff when investigating a specific problem or complaint. Mr. Morris stated the DVR system would hold film images for 45 to 60 days. LATC had two technicians that would run the cameras and review the footage. Commissioner Krikorian asked if the cameras were digital. Mr. Morris said the cameras were digital, and ran on motion sensors, so the cameras were not constantly recording. Chairman Winner said installing the surveillance system was critical and would hopefully serve as a deterrent. He said LATC had to be diligent about making sure the cameras were not compromised by anyone. He said the Board may have to fine anyone who tampered with the surveillance system, as was done with the fire protection system. Chairman Winner said a discussion should be placed on the next Medication and Track Safety Committee meeting agenda to evaluate how to protect the system by fining people who tamper

with it. Mr. Morris said LATC discussed the issue of tampering with surveillance systems and were in agreement to add the issue to the condition book and bringing it to the stewards' attention to issue fines if necessary. Commissioner Auerbach stated the Horsemen's' agreement required LATC to meet with Thoroughbred Owners of California (TOC) within five calendar days after the issuance of a condition book to discuss and review suggestions for the next condition book. She asked if LATC and TOC actually met. Mr. Hammerle said LATC and TOC maintained an agreement to meet, but had not met. Commissioner Auerbach asked if he meant TOC had a right to meet, but was not required to meet with LATC to discuss the condition book. Mr. Hammerle said Commissioner Auerbach was correct. Greg Avioli, TOC, said the same paragraph about condition books was in the TOC horsemen's agreements with LATC and other California racing associations. He said TOC planned to exercise the right to meet with an association regularly. Commissioner Auerbach said the agreement also provided that the track would make an effort to provide one race each racing day for Cal-breds, as provided for and in accordance with CHRB Rule 1813, Associations to Program California-Bred Race. She said with the race meet including the Breeders' Cup, she wanted to see more evenhandedness in terms of opportunities, not only for Cal-breds, but for local horsemen. Mr. Hammerle said in 2013 and 2014, LATC moved a couple Cal-bred stakes to Breeders' Cup day. A Cal-bred race was run on Friday and one on Saturday to fulfill the commitment to run a Cal-bred race, and to promote Cal-breds. Commissioner Auerbach said she wanted to make sure the local industry also had opportunities at the beginning of the meet. She said the agreement between LATC and TOC stated the track shall not allocate more than 40 stalls to any one trainer, but could allocate up to 50 if the stalls were distributed equally. Commissioner Auerbach said there were trainers that had more than 50 stall at the Santa Anita racecourse. She asked if the association was taking a

more aggressive look at stall assignments. Mr. Hammerle said LATC was not being more aggressive, but with the loss of Hollywood Park and Pomona for racing and stabling, LATC was taking a closer look at some of the stall situations. He said about 10 to 15 percent of the stabling area was needed for entrants for the upcoming Breeders' Cup. He said stall assignments were recently given for the race meeting and 90 percent of the trainers were given fewer stalls, but stalls were distributed equally. Nate Newby, LATC, said opening weekend had five Grade I races and the race meeting had plenty of advertising leading up to opening day, continuing through the Breeders' Cup. He said LATC continued to strengthen partnerships with Uber, the free Santa Anita shuttle and other modes of transport to entice the public to attend the race meeting. He said the Los Angeles Dodgers and Rams would cross-promote with LATC. Mr. Newby said Breeder's Cup ticket sales were strong: up 40 percent over the 2014 Breeders' Cup, which LATC hosted. Mr. Morris stated LATC was going to experiment with two different wagers: a 50-cent Trifecta and Pick 6. He said LATC would have guarantees in place for the Pick 4 and on the Pick 6. Commissioner Auerbach **motioned** to approve the Los Angeles Turf Club II at Santa Anita application to conduct a horse race meeting commencing September 28, 2016 through November 8, 2016. Vice-Chairman Rosenberg **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Beneto, Choper, Rosenberg, Winner, Auerbach, Solis, Krikorian. Nay: None. Motion carried.

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 19, 2016 THROUGH DECEMBER 20, 2016, INCLUSIVE.

Cal Rainey, Golden Gate Fields (GGF), stated GGF was seeking approval of its fall race meet beginning October 19, 2016, and would run 32 days through December 12, 2016. He said purses remained strong with a balanced purse budget, and racing Thursdays through Sundays with a 12:45 pm post time, with special post times for the Breeders Cup and Thanksgiving Day. He stated the turf course would be fully renovated for the fall meet, and the synthetic track would undergo a scheduled renovation at the end of GGF's summer meet. GGF would have the same stakes races as fall 2015, with the exception of the addition of the Bear Fan stakes race – a \$75,000 stakes for fillies and mares, three years old and up, racing three quarters of a mile. GGF recently made improvements to its stable area, added more high definition cameras including a rail mounted paddock camera, and several hundred new flat-screen TVs in the turf club and top of the stretch rooms. He said GGF was recently reaccredited by the National Thoroughbred Racing Association. Dan Cirimele, GGF, stated GGF recently revamped its website with the goal of simplicity; one click to get information to make it easier for visitors. GGF had produced a promotion calendar that included GGF's Thanksgiving Day event. The turf club always sold out for the Thanksgiving Day event, which had become a tradition for families in the bay area. GGF would offer dollar days on Sundays, and the annual Toys for Tots drive with the United States Marine Corps Reserve. GGF was excited for the Breeders Cup that would be hosted at Santa Anita; it would provide GGF with a promotional opportunity, as some of the horses and horsemen had Northern California roots. The Breeders Cup would provide GGF's publicity team with an avenue to access Bay Area media opportunities to promote the event in the San Francisco market. GGF's media would include television, with its weekly race replay show,

radio, print, and digital. GGF had a strong relationship with the San Francisco Chronicle, and every race day GGF's entries and house handicap results appeared in the sports page along with GGF's races and any human interest stories. Scott Daruty, GGF, stated GGF informed the Board in July 2016 that it did not anticipate utilizing Pleasanton as an auxiliary stabling facility due to the expense, and GGF building additional stalls. Since July 2016, GGF had ongoing discussions with the industry, and subsequently decided to keep Pleasanton open as an auxiliary stabling facility for the GGF fall 2016 meet. He said he was concerned because GGF did not have the money to pay for stabling at Pleasanton and was paying out of future dollars. However, the industry felt it was important to utilize Pleasanton. The decision to use Pleasanton for its fall 2016 meeting did not change GGF's long term goal of consolidating stabling at GGF. He stated he did not anticipate using Pleasanton as an auxiliary facility beginning in late December 2016 through March 2017. Commissioner Choper said GGF was one of two tracks that saw increases for both on-track and out-of-state wagering. Joe Morris, GGF, stated GGF brought in more horses, and constantly called other tracks on the East Coast to see if they were showing GGF on their TVs. He said GGF received better coverage due to the HRTV and TVG merger. Commissioner Choper asked where the increase in horses came from. Cal Rainey, GGF, said the schedules changed at some of the tracks that fed GGF horses, such as Emerald Downs and Turf Paradise. The GGF Turf festival also attracted horses from Southern California. Vice-Chairman Rosenberg **motioned** to approve the Pacific Racing Association application to conduct a horse race meeting at GGF commencing October 19, 2016 through December 20, 2016. Commissioner Beneto **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Krikorian, Solis, Auerbach, Winner, Rosenberg, Choper, Beneto. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF WATCH AND WAGER LLC (H), AT CAL EXPO, COMMENCING OCTOBER 1, 2016 THROUGH DECEMBER 24, 2016, INCLUSIVE.

Jacqueline Wagner, Assistant Executive Director, stated the Watch and Wager LLC (WAW) was applying for license to conduct a horse race meeting at Cal Expo commencing October 1, 2016 through December 24, 2016. The staff analysis listed several outstanding items. She said outstanding items two, and four through six, were received. She said a letter of explanation was submitted regarding the fire clearance. The explanation provided that the fire clearance was requested, however the fire marshal noted he will not consider scheduling the inspection until everything was removed from the 2016 state fair. Cal Fire had to deal with major wildfires in 2016 and was respectfully asking the Board to consider hearing the application without the fire clearance. Chairman Winner asked the Board if it wanted to proceed without the fire clearance. Commissioner Krikorian stated it was fine to proceed, but it seemed to be an annual issue. Chairman Winner stated the fire marshal would not proceed with an inspection until after the fair, which was always the issue. Commissioner Krikorian asked if anything could be done to stop the fire clearance from being an issue on the application. Chris Schick, WAW, stated the only thing that could possibly be done was to hear the WAW application in September rather than August, however that would place approval by the Board shortly before the race meeting began. He said the fire marshal clearance was generally provided between August 15 and August 20, which made it unattainable for an August Board meeting. Ed Comins, WAW, said 2016 was the fifth year WAW conducted harness racing at Cal Expo, and a new lease was signed through May 2022. Chris Schick, WAW, stated WAW ran all of its stakes races from February to May 2016, which worked well for its race meetings. He said moving the stakes to the end of both the WAW race meetings from October 2015 through May 2016 had a positive impact

because the weather was better between March and May, and it helped with horse retention towards the end of the second race meeting. Most of the stakes races would be scheduled for the same timeframe in 2017. Mr. Schick said although WAW was unable to open three days a week in January 2016, the per-race handle was strong in 2015-2016. The 2015-2016 winter race meet had two 10 percent purse increases, and the upcoming race meeting had 10 percent higher purses for all purses except one. Mr. Schick said he and Mr. Kenney took a road trip during the 2016 summer to recruit horses, and expected handle to increase along with the increase in horses. Commissioner Choper said WAW had optimistic plans. He asked why WAW was optimistic. Mr. Schick said the harness industry dynamic had recently changed nationwide. He said Chicago previously conducted harness racing year-round, but was closing in September 2016 through May 2017, which was basically the opposite of the WAW race meetings. Two other locations that conducted harness race meetings closed entirely. Commissioner Choper asked if the Chicago harness racing and WAW deliberately coordinated the dates. Mr. Schick said the associations had not coordinated deliberately. He said Hawthorne racecourse added to its harness racing schedule, which shifted the harness racing schedule in other states. Mr. Schick said with Chicago closing part of the year, WAW would benefit in terms of horse retention, and less competition in the simulcast market. Mr. Schick said another change with the proposed race meeting was races were scheduled on Fridays and Saturdays, which was the same schedule as the first two years WAW conducted horse race meetings. He said over the last two years, WAW conducted harness races on Saturdays and Sundays, but WAW determined going back to Friday and Saturday race dates worked better based on the national simulcast market and on-track handle. Mr. Schick said one final reason for WAW to be optimistic was that WAW offered free stall space, while other harness associations did not. He said the stall rent was a big expense to

WAW, but having all the horses stabled at Cal Expo was an asset. Vice-Chairman Rosenberg said in the past the Board licensed the harness race meet application to a foreign corporation, and asked if the application presented was based on a domestic corporation as the licensee. Mr. Comins stated the licensee was Watch and Wager.com, LLC, a U.S. corporation fully owned by Webis Holdings, PLC, a London-listed public company. Vice-Chairman Rosenberg asked if the licensee was always the American company because the financials were from the parent company. Mr. Comins said the first year the association submitted an application to conduct a horse race meeting it might have listed the parent company. Subsequent applications listed the American company and submitted financials from the parent company. Vice-Chairman Rosenberg asked if the two takeout rates that were reductions from the standard were the same as the previous race meeting for WAW. Mr. Schick said the Pick 4 and Pick 5 takeout adjustments were the same as the last race meeting, and were approved by the California Harness Horsemen's Association (CHHA). Vice-Chairman Rosenberg asked how the wagers with the adjustments performed at the last race meeting. Mr. Schick said the Pick 5 had grown over the past few years. The Pick 4 had done well. He said WAW raised its guarantees in 2015-2016 to \$40,000, so the growth in the low take-out Pick 4 was strong. Commissioner Choper asked how the adjusted takeout affected the net profit for WAW. Mr. Schick said the Pick 4 was more like an investment in marketing. The Pick 4 was generally presented when the East Coast completed its harness racing for the season and generated interest that carried over to the rest of the WAW race meeting. Commissioner Choper asked if WAW had data that confirmed the idea that the Pick 4 players continued wagering on the rest of the race meeting. Mr. Schick said WAW was studying the concept, but did not have data to verify that players continued to wager when they wagered on the Pick 4. Commissioner Auerbach said she hoped the thoroughbred racing industry was

listening because most people did not realize stalls were subsidized, which was a big deal. She said WAW had been working very hard to make the harness racing grow in California, and she hoped it continued to grow. Vice-Chairman Rosenberg said the staff analysis indicated there were six fewer barns available. He asked if having fewer stalls would be an issue for the upcoming race meeting. Mr. Schick said 800 stalls were available. The last race meeting required fewer than 600 stalls. Ben Kenney, WAW, said having fewer stalls at Cal Expo was not a problem. He said the loss of six barns was due to Cal Expo leasing part of an area near the barns to a barbeque restaurant that was going to be built in the next six months. WAW decided to make sure the horses and people involved in harness racing were not impacted by the construction. Vice-Chairman Rosenberg asked if WAW had enough room for groom accommodations. Mr. Schick said WAW should be able to accommodate the grooms. Jim Perez, CHHA, said CHHA supported the WAW application to conduct a horse race meeting. He said he wanted to publicly thank WAW, Cal Expo and the Board for their dedication to live harness racing in California. He said WAW management was amazing to work with; the CHHA and WAW signed the race meet agreement for the proposed 2016 fall meeting months in advance. Commissioner Auerbach **motioned** to approve the Watch and Wager, LLC application to conduct a horse race meeting at Cal Expo, commencing October 1, 2016 through December 24, 2016. Commissioner Krikorian **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Krikorian, Solis, Auerbach, Winner, Rosenberg, Choper, Beneto. Nay: None. Motion carried.

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 5, 2016 THROUGH OCTOBER 18, 2016, INCLUSIVE.**

Larry Swartzlander, Big Fresno Fair (Fresno), stated Fresno meeting would run October 5 through October 18, 2016, with purses over \$1.1 million. Stake races included the \$100,000 Harris Stakes, and the \$50,000 Bulldog Handicap. Fresno had a contract with TVG and HRTV which would focus primarily on Pick 4s on Friday, Saturday, and Sunday. Fresno had several incentives in place to attract more trainers and owners to its race meeting. The trainer incentive program was still in place with \$500 for five starts, and \$1000 for ten starts. Fresno added an additional incentive - if one ran two to four horses, one would receive \$300. Vanning increased from \$150 to \$200 for any horse that vanned from Pleasanton or GGF. Fresno again offered the out-of-state incentive; \$350 for first start, \$150 for second start. Fresno also reached out to the owners and trainers that did not attend last year by sending them a welcome packet that included an offer for a \$100 gift card for gas if they would go to Fresno. Lauri King, Fresno, stated Fresno had some new events such as a hat contest on October 10, 2016 and mascot races. Anyone that came with a decorated hat would get free admission to the grandstand. A local guild would judge the contest. Prizes would include fair items and wagering vouchers. She said ticket sales were going extremely well. All season box seats were sold out, and season ticket sales saw a six percent increase. The luxury deck for large parties, turf club on Fridays and Saturdays, and every party space was sold out. Fresno's marketing budget was \$329,000, with the primary focus of TV, radio, and print, with the target demographic of 18 to 42 year olds. Commissioner Krikorian asked if any of Fresno's stakes races were for Cal-bred horses. Mr. Swartzlander said the \$100,000 stakes race was Cal-bred. Commissioner Solis **motioned** to approve the Big Fresno Fair application to conduct a horse race meeting commencing October 5,

2016 through October 18, 2016. Commissioner Auerbach **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Beneto, Choper, Rosenberg, Winner, Auerbach, Solis. Nay: None. Motion carried.

PUBLIC HEARING AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1734, WHIPPING, TO CURTAIL AND PREVENT EXCESSIVE USE OF THE WHIP IN HARNESS RACING.

Philip Laird, CHRB Staff Counsel, stated the proposed amendment to Rule 1734, Whipping, which would curtail and prevent excessive use of the whip in harness racing, did not receive any comments during the 45-day public comment period. Commissioner Beneto **motioned** to approve the amendment to Rule 1734, Whipping. Vice-Chairman Rosenberg **seconded** the motion, which **passed** six to zero with one Commissioner absent for vote. Roll Call Vote: Aye: Solis, Auerbach, Winner, Rosenberg, Bento, Choper. Nay: None. Motion carried.

PUBLIC HEARING AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1843.3, PENALTIES FOR MEDICATION VIOLATIONS, TO ADJUST THE PENALTIES FOR MEDICATION VIOLATIONS.

Philip Laird, CHRB Staff Counsel, said the proposed amendment to Rule 1843.3, Penalties for Medication Violations, would eliminate the Category D penalties for phenylbutazone violations; cause medication violations that occurred within a specified time period to count as either a prior offense, or as an aggravating factor with regards to the determination of penalties for subsequent violations; and prohibit licensees whose suspension was for more than 30 days from transferring their horses to any other licensee who had been an employee within the previous year. Chairman Winner stated he believed a comment was received during the 45-day comment period. Assistant Executive Director Jacqueline Wagner said no comments were received. Mr. Laird stated he did

not believe any comments were received. Vice-Chairman Rosenberg said some of the Board members received an email from Dr. Shields. Executive Director Rick Baedeker stated the email was received after the 45-day comment period. Vice-Chairman Rosenberg **motioned** to approve the amendment to Rule 1843.3, Penalties for Medication Violations. Chairman Winner **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Solis, Auerbach, Winner, Rosenberg, Choper. Nay: None. Motion carried.

REPORT FROM THE MEDICATION AND TRACK SAFETY COMMITTEE.

Commissioner Auerbach reported that the Medication and Track Safety Committee (Committee) meeting was held on August 24, 2016 at Del Mar Surfside Race Place. Commissioner Auerbach said Luis Jauregui spoke about exercise riders that carried cell phones while on working on horseback. She said Mr. Jauregui stated the exercise riders were cautioned not to use cell phones for personal use, except during breaks, but acknowledged that sometimes exercise riders were called by trainers regarding the workout in progress. Commissioner Auerbach said the Committee also discussed exercise riders who were smoking while on horseback. Commissioner Auerbach reported that the Board did not have many rules governing morning activities at racetracks, other than safety requirements. However, the Board did let track operators know about its concerns as they arose and track operators were generally cooperative. Commissioner Auerbach said Tom Robbins stated that Del Mar racetrack had personnel that would monitor cell phone and smoking activities during morning workouts. Commissioner Auerbach stated she encouraged anyone in the stable area of a California race track to notify track security and/or the racing office of any inappropriate behavior. Cell phones with camera functions were common, so she suggested photographing anything viewed as inappropriate to support a complaint.

Commissioner Auerbach stated Dr. Arthur reported 19 Class 1, 2, or 3 medication violations occurred in fiscal year 2015-2016. Almost half the violations were ship-ins from facilities not regulated by the Board. The 19 violations were out of over 40,000 samples tested. Commissioner Auerbach said the Committee discussed a New Mexico Rule that placed a horse with a positive test result for certain substances on the steward's list for a minimum of 60 days, during which time the horse could not race. The substances resulting in the steward's list penalty included: Clenbuterol, growth hormones, excessive cobalt and certain steroids. She said Dr. Arthur said placing a horse on a list until the horse tested negative was an alternative option for the Board to consider. She said Dr. Arthur would work with Board counsel on possibly developing proposed language. Commissioner Auerbach said the Committee discussed making a temporary CHRB rule permanent to allow the Board to authorize racing associations, with approval of horsemen's organizations, to establish their own testing programs at the track to determine a horse's eligibility to be entered in a race. She said the Committee planned to hold another meeting in mid-September 2016 to discuss the proposed rule and to receive input from the California Thoroughbred Trainers.

REPORT FROM THE LEGISLATIVE, LEGAL AND REGULATIONS COMMITTEE.

Commissioner Choper said the Legislative, Legal, and Regulations Committee meeting met on August 24, 2016. He said the first item discussed was whether a person may either race horses as an individual or under race stable name, but not both. He stated staff was currently working on the issue and would come up with a suggestion on how to proceed. The next item discussed was the growth of alternative ownership methods such as trusts and crowd funding. The Federal Securities laws were amended to permit more than 35 individuals to join together for certain

ventures, including horse racing. He said the next item discussed was the licensing process, for both trainers and assistant trainers, who both had to have some practical experience as such. The committee also discussed the use of InCompass and microchipping to keep track of horses. The last item discussed was current and past legislation.

REPORT FROM THE RACE DATES COMMITTEE.

Chairman Winner reported that he spent a significant amount of time with stakeholders, and Commissioners Krikorian and Beneto at the Race Dates Committee Meeting to discuss Southern California race dates, and stabling issues that affected dates. The Board asked stakeholders at its July 2016 Board meeting to get together and work out a racing calendar and stabling agreement. He said all the Southern California industry stakeholders worked diligently and kept the Board informed of their progress. The stakeholders arrived at the meeting prepared with a unified recommendation with respect to race dates on a three-year rolling basis. Chairman Winner reported the Northern California stakeholders made proposals, but could not agree on a schedule. The Race Dates Committee asked the Northern California stakeholders to attend another meeting prior to the September 2016 regular Board meeting. Chairman Winner reported that Commissioner Beneto asked for a commitment from the Chairman that the Board would allocate the Northern California race dates in September 2016 with or without an acceptable proposal from stakeholders. He asked Commissioner Beneto to clarify his statement. Commissioner Beneto stated the Board should create its own race date calendar in case the stakeholders could not agree upon a schedule. Chairman Winner said Commissioner Beneto should initiate creating the Northern California race dates calendar for the September 2016 Board meeting. Commissioner Beneto said he was available and willing to help the stakeholders reach an

agreement on the Northern California race dates prior to the next Race Dates Committee meeting. Chairman Winner said he encouraged the California Thoroughbred Trainers to get involved with the discussions as well as the other horsemen and associations. Greg Avioli, Thoroughbred Owners of California (TOC), stated he attended the meeting and heard the discussions between the fairs and Pacific Racing Association. He said from TOC's perspective, allocating the Northern California dates was less complicated than the vanning and stabling issue, which had ramifications for the race dates. He said the vanning and stabling issue had to be resolved before the Board awarded dates, or problems would arise after the dates were set. He said TOC was working with all the parties involved to work out a deal for both stabling and race dates. Chairman Winner said the Board recognized stabling was tied intricately with race date allocation; it was hard to separate stabling from race dates. He said considering all the unknown factors between the current Board meeting and the September 2016 Board meeting, the Board could allocate dates with some flexibility if necessary.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE ALLOCATION OF RACE DATES BEGINNING YEAR 2017.

Chairman Winner stated the proposed race dates presented by the Southern California stakeholders at the committee level had no objections. He said there was a comment made by Humboldt at the Race Dates Committee meeting. Humboldt felt the dates at Los Alamitos were not as lucrative to it as when those dates were at Del Mar. Executive Director Rick Baedeker stated the Southern California race dates were proposed by the industry and reviewed by the Race Dates Committee. The dates covered three years – 2017, 2018, and 2019. Santa Anita's winter meet would begin on December 21, 2016 through July 4, 2017. Los Alamitos would

begin on July 5, 2017 through July 18, 2017. Del Mar Thoroughbred Club would begin on July 19, 2017 through September 5, 2017. Fairplex at Los Alamitos would begin on September 6, 2016 through September 26, 2017. Santa Anita's Fall Meet would begin on September 27, 2017 through October 31, 2017. Del Mar Thoroughbred Club's Fall Meet would begin on November 1, 2017 through November 28, 2017. Los Alamitos' Winter Meet would begin on November 29, 2017 through December 19, 2017. He said the 2018 and 2019 race dates were almost an exact replica of the 2017 race dates. Chairman Winner stated the Southern California allocation of race dates agreement included stabling and financial arrangements; if the stabling and vanning legislation did not pass the various horsemen and associations would have to work on a new allocation of race dates agreement. He said the allocation of race dates agreement was a three year rolling allocation of dates, with part of the agreement involving agreements between the parties and in some cases went out as far as 10 years. He stated it was a very complicated agreement and thanked the parties involved for reaching a consensus. He said under the motion the Board would have the ability to review and make changes on an annual basis. Commissioner Krikorian said he was supportive of the allocation of race dates agreement; however, he was concerned about Los Alamitos having eight weeks. He stated he was also concerned about the stabling and vanning costs, and inventory management of horses. For example, Santa Anita's current rate was \$16,000 a day, and would increase to \$26,000 a day. Chairman Winner agreed that the issues mentioned by Commissioner Krikorian were important, and said it was important for all parties involved to keep in mind what Commissioner Krikorian said. Chairman Winner stated the allocation of race dates for Northern California would be discussed at the September Regular Board meeting. Chairman Winner **motioned** to approve the race dates as recommended and approved by the Race Dates Committee and recommended to the Board by the Committee,

with the caveat that the Board would have the right to review on an annual basis. Commissioner Krikorian **seconded** the motion, which was **unanimously carried**. Roll Call Vote: Aye: Beneto, Choper, Rosenberg, Winner, Auerbach, Solis, Krikorian. Nay: None. Motion carried.

MEETING ADJOURNED AT 12:43 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

SEPTEMBER 22, 2016
REGULAR BOARD MEETING

There is no board package material for Item 2

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 22, 2016
REGULAR BOARD MEETING

There is no board package material for Item 3

STAFF ANALYSIS
September 22, 2016

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE DEL MAR THOROUGHBRED CLUB AT DEL MAR NOVEMBER 9, 2016 THROUGH DECEMBER 6, 2016

Del Mar Thoroughbred Club filed its application to conduct a thoroughbred horse racing meeting at Del Mar November 9, 2016 through December 6, 2016 or 15 days; five fewer days than 2015. Live racing will commence November 11, 2016 through December 4, 2016. Del Mar proposes to race a total of 129 races, or 8.6 races per day. In 2015, Del Mar ran 8.55 races per day with an average of 8.13 runners per race. The average daily purse for the 2015 race meeting was \$454,882. The (estimated) average daily purse for this meet is \$443,529.

November - 2016						
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			

December - 2016						
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 concurrently with the dates allocated to the Pacific Racing Association.
- Racing 4 days per week, Thursday through Sunday, with 8 races per day Thursdays and Fridays with the exception of Friday, November 11, 2016 when 9 races per day will be run; 9 races per day Saturdays and Sundays. If the horse population permits, Del Mar may run additional races.
- First post 12:30 p.m. each day, with the following exception:
 - 11:00 a.m. Thanksgiving Day, November 24, 2016.
- Wagering program will use CHRB and ARCI rules.
 - Early wagering 9:00 a.m. to 10:00 a.m.
 - \$.50 Pick 4 will be offered on the last four races daily.
 - \$2 Daily Double will be offered on all daily races – with the exception of the last race. Daily Double will offer a 20% takeout.
 - \$.50 Pick 5 wager will begin with the first race each day and offer a 14% takeout.
 - \$2 Pick 6 will be offered using a new ARCI Rule (ARCI-004-105(G)(i)) payout distribution; with 70% to the major or first share pool – tickets picking 6-of-6 winners. 15% to the minor pool – tickets picking 5-of-6 winners. 15% to the unique pool – single unique ticket picking 6-of-6 winners.

- The Advance Deposit Wagering (ADW) providers are Xpressbet, TwinSpires, TVG, Bet America (Lien Games) and Watch and Wager.com, LLC.

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

Summary of Business and Profession Code section 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 section 19604:

- ODS Technologies, L.P. d/b/a TVG Network has submitted all documents required in compliance with Business and Professions Code section 19604.
- XpressBet LLC. dba XpressBet.com, has submitted all documents required in compliance with Business and Professions Code section 19604.
- Churchill Downs Technology Initiatives Company, dba TwinSpires, has submitted all documents required in compliance with Business and Professions Code section 19604.
- Lien Games Racing LLC, dba Bet America, has submitted all documents required in compliance with Business and Professions Code section 19604.
- Watch and Wager has submitted all documents required in compliance with Business and Professions Code section 19604.

Monarch Content Management, LLC (MCM), has shared that “The contracts signed in 2014 with TwinSpires is still in effect. Section 16 of the simulcast agreement states in pertinent part: “In the event Monarch permits Guest to continue wagering on Monarch Content after the expiration of the Term without entering into a new agreement, then the terms and provisions of this Agreement shall remain in effect.”

- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code section 19602; and with authorized locations throughout California.
- Request Dianne Piper be appointed horse identifier pursuant to CHRB Rule 1525, Racing Officials Appointed by the Board.
- 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.

RECOMMENDATION:

Staff recommends the Board approve the application.

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 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, fax numbers, and the email address for associations contact person:

Del Mar Thoroughbred Club
P.O. Box 700, Del Mar, CA 92014
Phone: 858-755-1141
Fax: 858-794-1007
Josh Rubinstein: josh@dmtc.com

B. Breed of horse: TB QH H

C. Racetrack name: **Del Mar Thoroughbred Club (DMTC)**

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 Business and Professions Code section 19490.

On File

E. Was the association licensed to operate a race meeting prior to January 1, 2001?

Yes No

If no, attach a surety bond in the amount of one hundred thousand dollars.

NOTICE TO APPLICANT: No application for a license to conduct a race meeting shall be granted unless the applicant has deposited with the Board a surety bond in the amount of one hundred thousand dollars (\$100,000), or a greater amount, as determined by the board, which is sufficient to ensure payment of employee wages and benefits including, but not limited to, health, welfare, and pension plans. The surety bond shall be maintained during the period of the meeting and for an additional period, as determined by the board, sufficient to assure that all payments are made. This subdivision does not apply to any person or association licensed to operate a horse race meeting prior to January 1, 2001, which has conducted a race meeting in each of the immediate three previous consecutive calendar years. The \$100,000 surety bond amount maybe increased to an amount determined by the Board at the time the application is scheduled for hearing pursuant to Business and Professions Code section 19464(b).

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 allocated for the entire meeting: **November 9 through December 6, 2016**

B. Actual dates racing will be held: **November 11 through December 4, 2016, everyday except Mondays, Tuesdays and Wednesdays. Dark 11/14-15-16, 11/21-22-23, 11/28-29-30.**

C. Total number of days or nights of racing: **15 days**

CHRB CERTIFICATION

Application received: 8/12/16
Deposit received: On File
Reviewed: LH

Hearing date: 9/22/16
Approved date:
License number:

- D. Days or nights of the week races will be held:
 Wed - Sun Tues - Sat Other (specify)

Racing Thursdays through Sunday

- E. Number of days or nights of racing per week:
4 days per week

3. RACING PROGRAM

- A. Total number of races: 129
- B. Number of races for each day or night:

DAY	DATES	NUMBER OF RACES
THURS- 8 Races	11/17, 12/1	16
FRI - 8 Races	11/18, 11/25, 12/2	24
SAT - 9 Races	11/12, 11/19, 11/26, 12/3	36
SUN - 9 Races	11/13, 11/20, 11/27	27
Thanksgiving Day	11/24	8
OPENING DAY	11/11	9
CLOSING DAY	12/4	9

TOTAL	129
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***DMTC reserves the right to change number of races based on horse availability**

- C. Total number of stakes races: 14 (12 stakes and 2 overnight stakes)
- 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.
EXHIBIT 1

1. Attach a listing of all stakes races for the past two race meetings. The information provided must be for the same timeframe in which the association is applying. Include the date the stakes races were run, and the added money or guaranteed purse for each. Note the races that were designated for California-bred horses. **EXHIBIT 1 (A)**

2. Identify the stakes races listed under item D that have been altered, added, or are new for the current race meeting. Provide details regarding any alterations to the identified stakes races. (e.g., changes in the age, sex, eligibility, purse or substantial calendar changes). **The Hollywood Turf Cup will be lowered from \$250,000 to \$200,000, the Native Diver will be lowered from \$150,000 to \$100,000 and the Seabiscuit will be lowered from \$250,000 to \$200,000 (all AGSC minimums). We are running the Grade II \$200,000 Bayakoa Stakes on our final weekend. This race was last run at the 2014 Los Alamitos December meet.**

Date	Day	#	2016 Stake	Condition	Distance	2015 Value	2016 Value	
11/11	Fri	o/s	KATHRYN CROSBY STAKES	3yo&up F&M, (N/W S/S of \$50,000 at 1 M o/o since April 1)	1 1/16 Miles (Turf)	\$75,000	\$75,000	A
11/12	Sat	o/s	LET IT RIDE STAKES	3yo (N/W S/S of \$50,000 at 1 M o/o since April 1)	One Mile (Turf)	\$75,000	\$75,000	A
11/13	Sun	1	BETTY GRABLE STAKES	3yo&up F&M CAL BRED	Seven Furlongs	\$100,000	\$100,000	G
11/19	Sat	2	BOB HOPE STAKES (Gr. III)	2yo	Seven Furlongs	\$100,000	\$100,000	G
11/20	Sun	3	CARY GRANT STAKES	3yo&up CAL BRED	Seven Furlongs	\$100,000	\$100,000	G
11/24	Th	4	RED CARPET STAKES (Gr. III)	3yo&up F&M	1 3/8 Miles (Turf)	\$100,000	\$100,000	G
11/25	Fri	5	HOLLYWOOD TURF CUP (Gr. II)	3yo&up	1 1/2 Miles (Turf)	\$250,000	\$200,000	G
11/26	Sat	6	SEABISCUIT HANDICAP (Gr. II)	3yo&up	1 1/16 Miles (Turf)	\$250,000	\$200,000	G
11/26	Sat	7	JIMMY DURANTE STAKES (Gr. III)	2yo F	One Mile (Turf)	\$100,000	\$100,000	G
11/27	Sun	8	NATIVE DIVER HANDICAP (Gr. III)	3yo&up	1 1/8 Miles	\$150,000	\$100,000	G
11/27	Sun	9	CECIL B. DeMILLE STAKES (Gr. III)	2yo	One Mile (Turf)	\$100,000	\$100,000	G
12/3	Sat	10	BAYAKOA HANDICAP (Gr. II)	3yo&up F&M	1 1/16 Miles		\$200,000	G
12/3	Sat	11	HOLLYWOOD DERBY (Gr. I)	3yo	1 1/8 Miles (Turf)	\$300,000	\$300,000	G
12/4	Sun	12	MATRIARCH STAKES (Gr. I)	3yo&up F&M	One Mile (Turf)	\$300,000	\$300,000	G

EXHIBIT 1

3. Identify the stakes races listed under D1 that have been dropped or deleted, and the reasons the stakes were dropped or deleted. **The following three stakes will not be run at Del Mar during the 2016 meet that were run during the fall of 2015 – Golden State Juvenile Fillies, Golden State Juvenile and the Goldikova. These three stakes will be run at Santa Anita's 2016 autumn meet. The Desi Arnaz (listed) will not be run in 2016.**

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: **Exhibit 2**

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 Business and Professions 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.
Full Disclosure Statement already on file with CHRB

C. CORPORATION

1. Registered name of the corporation: **Del Mar Thoroughbred Club**
2. State where incorporated: **California**
3. Registry or file number for the corporation: **559096**
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:

David H. Batchelder	Chairman of the Board	1 Share
Joseph W. Harper	Director, President, General Manager & CEO	1 "
Rollin W. Baugh	Director	1 "
James R. Buell	Director	1 "
Jon S. Kelly	Director	1 "
Warner Lusardi	Director	1 "
Marie G. Moretti	Director	1 "
Martin J. Wygod	Director	1 "
Michael R. Ernst	Executive VP, Finance and Admin./CFO	0
Thomas S. Robbins	Executive VP, Racing & Industry Relations	0
Craig A. Dado	Executive VP, Chief Marketing Officer	0
Josh Rubinstein	Executive VP, Chief Operating Officer	0
Lynn Wright	VP and Controller	0
Robert Sanchez	VP, Plant	0
Tim Read	VP, Operations and Collective Bargaining	0
Ann Hall	VP, Human Resources / Administration	0

EXHIBIT 2

POST TIMES FOR PROPOSED DAILY RACING PROGRAM

2016 – FALL MEET
NOVEMBER 11TH TO DECEMBER 4TH

RACE	ALL DAYS (EXCEPT 11/24/16)
1 st	12:30 p.m.
2 nd	1:00 p.m.
3 rd	1:30 p.m.
4 th	2:00 p.m.
5 th	2:30 p.m.
6 th	3:00 p.m.
7 th	3:30 p.m.
8 th	4:00 p.m.
9 ^{th*}	4:30 p.m.

* On certain days to be determined.

THANKSGIVING DAY
THURSDAY 11/24/16

RACE	
1 st	11:00 a.m.
2 nd	11:30 a.m.
3 rd	12:00 p.m.
4 th	12:30 p.m.
5 th	1:00 p.m.
6 th	1:30 p.m.
7 th	2:00 p.m.
8 th	2:30 p.m.

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

6. Number of outstanding shares in the corporation: 8

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: **Michael R. Ernst**

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: **None**

A. Is parent and/or paired corporation or entity a publically traded or privately held company that guarantees the obligation of the applicant? If no, proceed to section F.

If yes, answer questions 10-17. Yes No

10. Registered name of the corporation: **NA**

11. State where incorporated: **NA**

12. Registry or file number for the corporation: **NA**

13. Names of all officers and directors, titles, and the number of shares of the corporation held by each: **NA**

14. 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: **NA**

15. Number of outstanding shares in the corporation: **NA**

16. Are the shares listed for public trading? **NA** Yes No

If yes, on what exchange and how is the stock listed: **NA**

17. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: **NA**

D. LLC

1. Registered name of the LLC:

2. State where articles of organization are filed:

3. Registry or file number for the LLC:

4. Attach a list of the names of all members (including individuals (true names), corporations, other LLCs and or foreign entities), titles, and the number of shares of the LLC held by each:

5. Are the shares listed for public trading? Yes No

If yes, on what exchange and how the stock is listed:

6. 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:

A. Is parent and/or paired entity either a publically traded or privately held company that guarantees the obligation of the applicant? If no, proceed to section F. If yes, answer questions 7-12. Yes No

7. Registered name of the LLC/Corporation:

8. State where articles of organization are filed:

9. Registry or file number for the LLC:

10. Attach a list of the names (true names) of all members (members may include individuals, corporations other LLCs and foreign entities), titles, and the number of shares of the LLC held by each:

11. Are the shares listed for public trading? Yes No

12. If yes, on what exchange and how the stock is listed:

E. OTHER

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

F. FINANCIAL INFORMATION *

1. Attach the most recent audited annual financial statement or financial report for the applicant. The financial statement or financial report shall include all relevant financial information specific to the applicant including: **On file.**
 - Statement of Financial Position: also referred to as a balance sheet. Statement should report on applicant's assets, liabilities, contingent liabilities and ownership equity as of the date of the prepared statement.
 - Statement of Comprehensive Income: also referred to as Profit and Loss ("P&L") Statement. Statement should include report on applicant's income, expenses, and profits.
 - Profit and Loss statement for prior two years race meeting and Profit and Loss statement for projected year race meeting.
 - Statement of Changes in Equity: to include the changes of the applicants' equity through the reporting period.
 - Statement of Cash Flows: to include a report of the applicant's cash flow activity, particularly its operating investing and financing activities during the reporting period.
 - 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.

*NOTICE TO APPLICANT: The financial information provided pursuant to subsection (F) above is exempt from disclosure pursuant to Government Code section 6254(k) and non-disclosable to the public.

G. 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 13B, who will be listed in the official program:

Michael R. Ernst	Executive VP, Finance and Administration/CFO
Thomas S. Robbins	Executive VP, Racing & Industry Relations
Craig A. Dado	Executive VP, Chief Marketing Officer
Josh Rubinstein	Executive VP, Chief Operating Officer
Timothy A. Read	Vice President, Operations & Collective Bargaining
Ann Hall	Vice President, Human Resources & Administration
David Jerkens	Racing Secretary
Mac McBride	Director of Media
Daniel G. Smith	Senior Media Supervisor
Lynn Wright	Vice President, Controller
Cathy Arneel	Director of Group Sales
Paul Porter	Director of Simulcasting and Racetrack Services
Walker McBride	Director of Sponsorship and Digital Media
William D. Navarro	Director of Parimutuels
Nancy Bonforte	Director, Turf Club
Robert Sanchez	Vice President, Plant
Kim Jacobson	Director of Risk Management
Trevor Denman	Public Address Announcer

Rich Tedesco	Racing Surfaces Consultant
Steven Wood	Track Superintendent
Leif Dickinson	Turf Course / Grounds Superintendent
Chris Bahr	Director of Events and Promotions
Greg Baugh	Customer Service Manager

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

Joseph W. Harper – President, General Manager & Chief Executive Officer
PO Box 700, Del Mar, CA 92014 / joeh@dmtc.com

5. TAKE OUT PERCENTAGE

1. If this is a thoroughbred race meeting, will the percentage deducted for any type of wager be adjusted pursuant to Business and Professions Code section 19601.01? If no, proceed to subsection 6. If yes, identify the wager and the proposed takeout percentage.

Yes No

Wager(s) to be adjusted: **.50¢PNP / Players Pick Five Wager – 14%**
 Proposed percentage: **\$2 Rolling Daily Double – 20%**

- A. Attach copy of written notice requesting the proposed takeout adjustment, the proposed percentage and the wager(s) affected. The notice must include the written agreement of the thoroughbred association and the horsemen’s organization for the meeting of the thoroughbred association accepting the wager. **Exhibit 3**

NOTICE TO APPLICANT: Pursuant to Business and Professions Code section 19601.01 notwithstanding any other provision of law, a thoroughbred association or fair, upon the filing of a written notice with, and approval by, the board specifying the percentage to be deducted, may deduct from the total amount handled in the pari-mutuel pool for any type of wager an amount of not less than 10 percent nor more than 25 percent. The written notice shall include the written agreement of the thoroughbred association or fair and the horsemen’s organization for the meeting of the thoroughbred association or fair accepting the wager. The established percentage to be deducted shall remain in effect until the filing of a subsequent notice with, and approval by, the board, unless otherwise specified in the notice.

6. HANDLE HISTORY

1. Complete the table below providing the last five years of handle and attendance for your racing association. If your association has been operating for fewer than five years, provide information for the period of time it has been in operation. If the racing association has changed ownership include the handle information for the previous racing association. **N/A**

Year (Fall Meet)	On-Track Handle	Off-Track Handle	On-Track Attendance	Off-Track Attendance
2014	16,059,156	138,855,274	135,829	107,409
2015	15,722,446	178,883,506	123,608	140,286



August 24, 2016

Ms. Jackie Wagner
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

RE: Del Mar Thoroughbred Club 2016 Fall Race Meet

Dear Ms. Wagner,

Del Mar Thoroughbred Club (DMTC) has contacted the Thoroughbred Owners of California ("TOC") regarding the conducting of the "Players Pick-5" wager on the first five (5) races of the day, subject to a 14% takeout, on each racing day of its 2016 Fall meet, November 11 - December 4, 2016. The TOC agrees to such a wager based upon the same terms and conditions as it was offered at Del Mar's previous meet.

Please feel free to contact me with any questions.

Sincerely,

Greg Avioli
CEO

cc: Josh Rubenstein
Lucy Myers

OFFICERS

MIKE PEGRAM
CHAIR
BILL STRAUSS
VICE CHAIR, SOUTHERN CA.
JACK OWENS
VICE CHAIR, NORTHERN CA.
NICK ALEXANDER
SECRETARY/TREASURER
MIKE HARRINGTON
AT LARGE
ED MOGER
AT LARGE

DIRECTORS

ALLEN ALDRICH
BOB BAFFERT
JOE CIAGLIA
MARK DEDOMENICO
RON ELLIS
TERRY LOVINGIER
SAMANTHA SIEGEL
KATHY WALSH

EXECUTIVE STAFF

GREG AVIOLI
CEO
NICK COUKOS
PRESIDENT
MARY FORNEY
DIRECTOR OF OPERATIONS
LIZ MOREY
NORTHERN CALIFORNIA LIAISON
JENNIFER SAAVEDRA
BOOKKEEPER

CHAIRS EMERITUS

ED FRIENDLY (1996-97)
ROBERT B. LEWIS (1997-2001)
GARY BURKE (2001)
JACK B. OWENS (2001-03, 04-05,
2011)
RON CHARLES (2003-04)
ALAN LANDSBURG (2005-07)
MARSHA NAIFY (2007-10)
ARNOLD ZETCHER (2010-11)

CORPORATE OFFICE

285 W. HUNTINGTON DRIVE
ARCADIA, CA 91007
T: 626-574-6620
F: 626-821-1515
WWW.TOCONLINE.COM



August 24, 2016

OFFICERS

MIKE PÉGRAM
CHAIR
BILL STRAUSS
VICE CHAIR, SOUTHERN CA.
JACK OWENS
VICE CHAIR, NORTHERN CA.
NICK ALEXANDER
SECRETARY/TREASURER
MIKE HARRINGTON
AT LARGE
ED MOGER
AT LARGE

Ms. Jackie Wagner
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

RE: Del Mar Thoroughbred Club 2016 Fall Race Meet

Dear Ms. Wagner,

DIRECTORS

ALLEN ALDRICH
BOB BAFFERT
JOE CIAGLIA
MARK DEDOMENICO
RON ELLIS
TERRY LOVINGIER
SAMANTHA SIEGEL
KATHY WALSH

Del Mar Thoroughbred Club (DMTC) has contacted the Thoroughbred Owners of California ("TOC") regarding the conducting of "Rolling Doubles" wagers, subject to a 20% takeout, on each racing day of its 2016 Fall meet, November 11 – December 4, 2016. The TOC agrees to such a wager based upon the same terms and conditions as it was offered at Del Mar's previous meet.

Please feel free to contact me with any questions.

EXECUTIVE STAFF

GREG AVIOLI
CEO
NICK COUKOS
PRESIDENT
MARY FORNEY
DIRECTOR OF OPERATIONS
LIZ MOREY
NORTHERN CALIFORNIA LIAISON
JENNIFER SAAVEDRA
BOOKKEEPER

Sincerely,

Greg Avioli
CEO

CHAIRS EMERITUS

ED FRIENDLY (1996-97)
ROBERT B. LEWIS (1997-2001)
GARY BURKE (2001)
JACK B. OWENS (2001-03, 04-05,
2011)
RON CHARLES (2003-04)
ALAN LANDSBURG (2005-07)
MARSHA NAIFY (2007-10)
ARNOLD ZETCHER (2010-11)

cc: Josh Rubenstein
Lucy Myers

CORPORATE OFFICE

285 W. HUNTINGTON DRIVE
ARCADIA, CA 91007
T: 626-574-6620
F: 626-821-1515
WWW.TOCONLINE.COM

7. PURSE PROGRAM (Excluding supplements, nominations, sponsorships and starter fees.):

A. Purse distribution:

1. All races other than stakes:

Current meet estimate:	4,277,416
Prior meet actual:	6,065,156

 Average Daily Purse (7 A1 ÷ number of days):

Current meet estimate:	285,161
Prior meet actual:	303,258

2. Overnight stakes:

Current meet estimate:	150,000
Prior meet actual:	150,000

 Average Daily Purse (7 A2 ÷ number of days):

Current meet estimate:	10,000
Prior meet actual:	7,500

3. Non-overnight stakes:

Current meet estimate:	1,600,000
Prior meet actual:	1,955,150

 Average Daily Purse (7 A3 ÷ number of days):

Current meet estimate:	106,667
Prior meet actual:	97,758

4. Total Purses: (7A1+7A2+ 7A3)

Current meet estimate:	6,027,416
Prior meet actual:	8,170,306

B. California-bred Stakes Races:

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

Current meet estimate:	11.43%
Prior meet actual:	28.5%

 Average Daily Purse (7 B1 ÷ number of days):

Current meet estimate:	0.76%
Prior meet actual:	1.43%

- C. Funds to be generated for all California-bred incentive awards (including breeder awards and owners premiums):
 - Current meet estimate: 497,991
 - Prior meet actual: 687,390
- D. Payment to each recognized horsemen's organization contracting with the association and the name(s) of the organization(s):

	Current meet estimate:	Prior meet actual:
TOC Administration	51,014	68,556
CTT Administration	25,507	34,278
CTBL Workers' Comp	0	68,556
CTT Backstretch Pension	<u>51,014</u>	<u>68,556</u>
 Total	 127,535	 239,946

- E. Amount from all sources to be distributed in the form of purses or other benefits to horsemen (7 A+7 C+7 D):
 - Current meet estimate: 6,652,942
 - Prior meet actual: 9,097,643

Average Daily Purse (7 E ÷ number of days):

- Current meet estimate: 443,529
- Prior meet actual: 454,882

- F. Purse funds to be generated from on-track handle and intrastate off-track handle (excluding carry-overs from prior race meet(s)):
 - Current meet estimate: 3,752,084
 - Prior meet actual: 5,080,614

Average Daily Purse (7 F ÷ number of days):

- Current meet estimate: 250,139
- Prior meet actual: 254,031

- G. Purse funds to be generated from interstate handle:
 - Current meet estimate: 2,451,051
 - Prior meet actual: 3,084,876

Average Daily Purse (7 G ÷ number of days):

- Current meet estimate: 163,403
- Prior meet actual: 154,244

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

Bank of America, 450 B Street Suite 1500, San Diego CA 92101, Account # On File

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

Bowen, McBeth, Inc., 10722 Arrow Route, Suite 110, Rancho Cucamonga, CA 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 Business and Professions 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.

8. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: **700**
- B. Minimum number of stalls believed necessary for the meeting: **700**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **3,295**

D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:

• Santa Anita	1,900
• Los Alamitos	700
• San Luis Rey Downs	495
• Galway Downs	200 (or as needed)

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.

Agreement is on file with CHRB

Complete subsections F through H if the association will request reimbursement for off-site stabling as provided by Business and Professions Code sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, proceed to section 9.

- F. Total number of usable stalls made available on-site for the **1986** meeting, pursuant to Business and Professions Code section 19535(c): **2,100**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:
\$1,119,000
\$14.15 cost per day per stall

H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:

Estimated vanning cost: \$228,080

Vanning per horse (one way):	
Santa Anita	\$160
Los Alamitos	\$160
San Luis Rey Downs	\$ 90
Galway Downs	\$ 90

9. EQUINE EMERGENCY SERVICES

A. Name and emergency telephone number of the racing veterinarian onsite during training hours, workouts and during racing for the association and auxiliary sites: **There is a rotation of private veterinarians' onsite during all training and racing hours. Names and emergency telephone numbers placed ON FILE with the CHRB.**

1. Attach a schedule listing the dates and times that the racing veterinarian will be available onsite during training hours, workouts and during racing for the association and auxiliary sites.

11.4.16 – 12.6.16 Del Mar Race Track Training and Racing

Del Mar (DMTC) will provide a veterinarian (San Dieguito Equine Group) during training hours (first few days) prior to the arrival of the trainers' private veterinary practitioners. We will have a list of all on-site trainers with their private practitioners and provide that list for our stable office, main stable gate, clockers and outriders. In addition to the private practitioners who will be present onsite during training hours, the State Veterinarian and Track Veterinarian will be present on race days for much of the morning training period while conducting their soundness exams and will be present during each afternoon racing program. Veterinarians' contact numbers ON FILE with the CHRB and DMTC.

Year Round Los Alamitos Race Course Training

Los Alamitos Race Course has private practitioners present during its training hours. Veterinarians' contact numbers ON FILE.

Year Round San Luis Rey Downs Training

San Luis Rey Downs has veterinarians from its nearby San Dieguito Equine Group (DVM's Lisa Grim, Ron Magrini, Mike Manno and Anne Wolfrum) that are present during training hours. Contact numbers ON FILE.

Year Round Galway Downs Training

Galway Downs has several veterinarians stationed within minutes from its main entrance at Temeku Equine (DVM's Chris Huth and Matt Witzel) who serve as veterinarians on call. Contact numbers ON FILE.

10. PARI-MUTUEL WAGERING PROGRAM

A. Pursuant to Business and Professions 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 Wager(s):	Applicable Rule(s):
Example Race:	\$5E, \$2DD	CHRB#1959; RCI #VE
Race #1	\$2Q, \$1E, \$1PK3, \$2DD ² , \$1 PPN, \$.50TRI, .10¢SF, .50¢P(n)P (Pick 5) ³	CHRB#1958, 1959, 1977, 1957, 1976.8, 1979, 1979.1, 1976.9
Race #2	\$2Q, \$1E, \$1PK3, \$.50TRI, .10¢SF, \$2DD ² , P(n)P	CHRB#1958, 1959, 1977, 1979, 1979.1, 1957, 1976.9
Race #3	\$2Q, \$1E, \$1PK3, \$.50TRI, .10¢SF, *\$2PNP (Pick 6) ⁴ , \$2DD ²	CHRB#1958, 1959, 1977, 1979, 1979.1, 1976.9, 1957, ARCI-004-105(G)(i)
Race #4	\$2Q, \$1E, \$1PK3, \$.50TRI, .10¢SF, \$2DD ²	CHRB#1958, 1959, 1977, 1979, 1979.1, 1957, 1976.9
Race #5	\$2Q, \$1E, \$1PK3, \$.50TRI, .10¢SF, \$2DD ² , .50¢PK4 ¹ , \$2P(n)P	CHRB#1958, 1959, 1977, 1979, 1979.1, 1957, 1978, 1976.9
Race #6	\$2Q, \$1E, *\$1PK3, .10¢SF, \$.50TRI, \$2DD ² , .50¢PK4 ¹	CHRB#1958, 1959, 1977, 1979.1, 1979, 1957, 1978
Race #7	\$2Q, \$1E, *\$1PK3, \$.50TRI, .10¢SF, \$2DD ² , .50¢PK4 ¹	CHRB#1958, 1959, 1979, 1979.1, 1957, 1978, 1977
Race #8	\$2Q, \$1E, \$.50TRI, .10¢SF, \$2DD ² , .50¢PK4 ¹ , *\$1 SUPER HIGH FIVE	CHRB#1958, 1959, 1979, 1979.1, 1957, 1978, ARCI 004-105 Pick(n) Position(x) Pool(s)
Race #9*	\$2Q, \$1E, \$.50TRI, .10¢SF, \$2DD ²	CHRB#1958, 1959, 1979, 1979.1, 1957

¹ .50¢\$PK4 offered in the last four races daily.

² \$2DD offered every race daily, except the last race offer 20% takeout.

³ .50¢PNP (Pick 5): This Players Pick Five wager will begin with the first race each day and offer a 14% takeout.

⁴ \$2PNP (Pick 6):**
 70% to the major or first share pool (tickets picking 6-of-6 winners)
 15% to the minor pool (tickets picking 5-of-6 winners)
 15% to the unique pool (single unique ticket picking 6-of-6 winners)

* Days with 9 races, the types of wagers offered based on this schedule will be rolled forward or backward accordingly.

** New Pick 6 Distribution as noted.

- B. Identify any wagers noted in 10A (the current pari-mutuel wagering program) that were not in the prior year's pari-mutuel program, or that are not being carried forward from the previous year's pari-mutuel wagering program. **\$.50TRI offered in every race**
- C. Maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool: **None**
- D. List any options requested with regard to exotic wagering: **None**
- E. Will "advance" or "early bird" wagering be offered? Yes No
 If yes, when will such wagering begin? Specify days and time for "early bird" wagering:

9:00 a.m. – 10 a.m. November 11th through December 4th every racing day

- F. 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:

Totalisator Central System

American Totalisator, Inc. (AmTote)

Primary system at ViaWest Data Center located in Portland Oregon

AmTote Representative:

Jeff True (818-307-0679) jeff.true@amtote.com

Contract expiration date: October 28, 2020

Terminals

F3000e – Convertible teller and self-service unit; IP based, touch screen and keyboard operated.

V3000e – Self Service terminals, touch screen, bill accepting, ticket in/out.

AWSST – Account wagering self-service unit. Touch screen account based terminal.

- G. List below the takeout percentage for each type of wager identified in 10A:

TAKE OUT PERCENTAGE

15.43 %	W/P/S
20.00 %	DD
22.68 %	Q; E
14.00 %	PNP5
23.68 %	TRI; SF; PK3; PK4; PNP6; SuperH5; PPN

11. ADVANCE DEPOSIT WAGERING (ADW)

A. Identify the ADW provider(s) to be used by the association for this race meeting:
DMTC, in cooperation with Thoroughbred Owners of California and via Monarch Content Management, LLC, has signed agreements in place with the following Advance Deposit Wagering (ADW) companies to conduct Internet and telephone wagering from California residents: TVG, Xpress-Bet, Twin Spires, Bet America and Watch and Wager. In addition, several other ADW companies (complete list on file) have access to Del Mar's content for Internet wagering in states for which ADW is approved by law.

B. Attach a copy of the agreement/contracts with each ADW provider to be used for this race meeting. **On file**

C. Have the contract/agreements been approved by the respective horsemen's groups?

Yes No

If yes, attach a copy of the approval. **Exhibit 4**

If no, explain the status of the approval.

NOTICE TO APPLICANT: Pursuant to Business and Professions Code section 19604, ADW providers may accept wagers on races conducted in California from a resident of California if: 1) the ADW provider is licensed by the Board; 2) a written agreement allowing those wagers exists with the racing association or fair conducting the races on which the wagers are made; 3) 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. ADW providers may accept wagers on races conducted outside of California from a resident of California if: 1) the ADW provider is licensed by the Board; 2) 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 wagers are placed and (ii) the horsemen's organization responsible for negotiating purse agreements for the breed on which wagering is conducted.

12. SIMULCAST WAGERING PROGRAM

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

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.
SCOTWINC Agreement is on file with CHRB.

B. California simulcast facilities the association proposes to offer its live audiovisual signal:
Exhibit 5

C. Out-of-state wagering systems the association proposes to offer its live audiovisual signal:
Exhibit 6

E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association:
Exhibit 7

F. California mini-simulcast facilities the association proposes to offer its live audiovisual signal:
Exhibit 8

August 9, 2016



Mr. Josh Rubenstein
 Del Mar Thoroughbred Club
 2260 Jimmy Durante Blvd.
 Del Mar, CA 92014

EXHIBIT 4

RE: 2016 DMTC Fall Race Meeting ADW Approvals

Dear Josh,

Pursuant to the Interstate Horseracing Act and applicable California law, the Thoroughbred Owners of California (TOC) agrees to the use Del Mar Thoroughbred Club (DMTC) race signals under the terms and conditions set forth below.

Pursuant to Section XXIX, Intrastate Advanced Deposit Wagering ("ADW") of the Race Meet Agreement between TOC and DMTC, DMTC shall be permitted to transmit race signal to California-licensed ADW providers TVG, Xpressbet, TwinSpire, WatchandWager, and Bet America to accept wagers on DMTC and other Thoroughbred races during the 2016 DMTC Fall race meeting, November 11 – December 4, 2016, as follows:

OFFICERS

MIKE PEGRAM
 CHAIR
 BILL STRAUSS
 VICE CHAIR, SOUTHERN CA.
 JACK OWENS
 VICE CHAIR, NORTHERN CA.
 NICK ALEXANDER
 SECRETARY/TREASURER
 MIKE HARRINGTON
 AT LARGE
 ED MOGER
 AT LARGE

DIRECTORS

ALLEN ALDRICH
 BOB BAFFERT
 MARK DEDOMENICO
 RON ELLIS
 TERRY LOVINGIER
 WILLIAM E. MOREY
 SAMANTHA SEGEL
 KATHY WALSH
 MICHAEL WELLMAN

EXECUTIVE STAFF

NICK COUKOS
 PRESIDENT
 MARY FORNEY
 DIRECTOR OF OPERATIONS
 RICHARD SCHEIDT
 NO. CA. DIRECTOR OF OPERATIONS
 JENNIFER SAAVEDRA
 BOOKKEEPER

CHAIRS EMERITUS

ED FRIENDLY (1996-97)
 ROBERT B. LEWIS (1997-2001)
 GARY BURKE (2001)
 JACK B. OWENS (2001-03, 04-05,
 2011)
 RON CHARLES (2003-04)
 ALAN LANDSBURG (2005-07)
 MARSHA NAIFY (2007-10)
 ARNOLD ZETCHER (2010-11)

CORPORATE OFFICE

285 W. HUNTINGTON DRIVE
 ARCADIA, CA 91007
 T: 626-574-6620
 F: 626-821-1515
 WWW.TOCONLINE.COM

1. California wagering on DMTC races:

- TVG, XpressBet, and TwinSpire may deduct a Hub Fee of 5.0% of gross handle.
- WatchandWager and Bet America may deduct a Hub Fee of 4.2% of gross handle.
- Game Play Network, Inc. may deduct a Hub Fee of 6.5% for wagers using the Game Interface and 4.0% for wagers using the traditional interface.
- The remainder of the takeout shall be distributed in conformity with the Market Access Fee provisions of California law (Section 19604 et seq).

2. California wagering on out-of-state Thoroughbred races:

- TVG, XpressBet, and TwinSpire may deduct a Hub Fee of 5.0% of gross handle.
- WatchandWager and Bet America may deduct a Hub Fee of 4.5% of gross handle.
- Game Play Network, Inc. may deduct a Hub Fee of 6.5% for wagers using the Game Interface and 4.0% for wagers using the traditional interface.
- The remainder of the takeout shall be distributed in conformity with the Market Access Fee provisions of California law (Section 19604 et seq).

3. Out-of-state wagering on DMTC races:

- TVG, XpressBet, and TwinSpire shall pay a Host Fee of no less than 8.5% of gross out-of-state handle wagered by out-of-state account holders, plus a 1.25% California Purse Fee per SB 1072.
- WatchandWager and Bet America shall pay a Host Fee of no less than 60% of takeout (which includes a 1.25% California purse fee per SB 1072) of gross out-of-state handle wagered by out-of-state account holders.

This agreement in no way binds TOC to the same terms and conditions with respect to future race meetings. TOC's authorization shall not serve, nor should it be construed as, a precedent to future requests for permission to transmit race signals, and facilitate wagering on those signals, to the ADW providers specified herein or to any other ADW provider. TOC reserves the right to cancel or withdraw its authorization for any ADW provider, at any time, upon 48 hours written notice. These terms and conditions are subject to receipt by TOC of written confirmation of these terms, signed by authorized representatives of TVG, Xpressbet, TwinSpire, WatchandWager and Bet America.

Very truly yours,

Greg Avioli, CEO

cc: Lucy Myers

Exhibit 5**Satellites**

Alameda County Fair, Pleasanton
Antelope Valley Fair, Lancaster
Big Fresno Fair, Fresno
Cabazon Fantasy Springs Casino, Indio
California State Fair & Expo, Sacramento
Fairplex Park @ Barretts, Pomona
Fresno Club One, Fresno
Golden Gate Fields, Albany
Hollywood Park Casino, Inglewood
Humboldt County Fair, Ferndale
Los Alamitos Racecourse, Los Alamitos
Monterey County Fair, Monterey
National Orange Show, San Bernardino
San Bernardino County Fair, Victorville
San Joaquin County Fair, Stockton
San Mateo Event Center, San Mateo
Santa Anita Park, Arcadia
Santa Clara County Fair, San Jose
Shasta District Fair, Anderson
Solano County Fair, Vallejo
Sonoma County Fair, Santa Rosa
Sports Pavilion, The Farmers Fair, Lake Perris
Stanislaus County Fair, Turlock
Ventura County Fair, Ventura
Viejas Casino & Turf Club, Alpine

AmWest Entertainment, KY	Ellis Park, Kentucky
Arapahoe Park, Colorado	Elmira Raceway, Ontario
Arima Race Course, Trinidad	Equus St. Thomas, St. Thomas
Arlington International Race Course, Illinois	Emerald Downs, Washington
Assiniboia Downs, Canada	Euro Offtrack, Isle of Man
Atlantic City Casino Assn., New Jersey	Evangeline Downs, Louisiana
Atlantis Resort and Casino, Bahamas	Evansville/Clarksville OTB, Indiana
Balmoral Park, Illinois	Fair Chance Racing Services, Trinidad
Bangor Raceway, Maine	Fairgrounds Racecourse, Louisiana
Barrie Raceway, Ontario	Fair Meadows, Texas
Batavia Downs, New York	Fairmount Park, Illinois
Belterra Race Course, OH	Favorites at Gloucester, New Jersey
Bet America, LLC, North Dakota	Finger Lakes Race Track, New York
Bet Fair Games Limited, UK	Flamboro Downs, Ontario
Bettor Racing OTB, South Dakota	Fonner Park, Nebraska
Birmingham Race Course, Alabama	Fort Erie Racetrack, Canada
Bluff Runs Greyhound, Idaho	Foxwoods Casino, Connecticut
Bordertown OTB, Oklahoma	Fraser Downs, British Columbia
Buffalo Trotting Association, New York	Freehold Raceway, New Jersey
Bwin International, Ltd.	Gillespie County Downs, Texas
Caliente, Mexico	Grand River, Canada
Canterbury Park, Minnesota	Greentrack, Alabama
Capital District OTB, New York	GWS German Tote, Germany
Catskill Regional OTB, New York	Gulf Greyhound, Texas
Caymanas Race Track, Jamaica	Gulfstream Park, Florida
Century Downs, Alberta, Canada	Harrington Raceway, Delaware
Charles Town Races, West Virginia	Hastings Park, Canada
Chester Downs - Pennsylvania	Hawthorne Race Course, Illinois
Churchill Downs, Kentucky	Hazel Park, Michigan
Clinton Teletheatre, Canada	Hiawatha Downs, Ontario
Club Hipico Inturf, Venezuela	Hipica de Panama, Panama
Coeur d' Alene Greyhounds, Idaho	Hipodromo Camarero, Puerto Rico
Columbus Raceway, Nebraska	Hipodromo Montericco, Peru
Connecticut OTB, Connecticut	Ho-Chuck Casino, Connecticut
Corpus Christi Greyhound, Texas	Hodge OTB, Connecticut
Coushatta Casino Resort, Louisiana	Hoosier Park, Indiana
Cypress Bayou, Louisiana	Horsemen's Park, Nebraska
Dayton Park, OH	Idaho Fall OTB, Idaho
Divi Carina Bay Casino, Louisiana	Indiana Downs, Indiana
Delaware Park, Delaware	Inverness Raceway, Canada
Delta Downs, Louisiana	Iowa Greyhounds, Iowa
Dover Downs, Delaware	John Martins Manor, Maine
Downs at Albuquerque, New Mexico	Kawartha Downs, Ontario
Ebet Online, Oregon	Keeneland, Kentucky
Elite Turf Club, Curacao	Kentucky Downs, Kentucky

Kentucky OTB, Kentucky
 Las Vegas Dissemination Company, Nevada
 Les Bois Park, Idaho
 Lewiston Raceway, Maine
 Lien Games, North Dakota
 Lincoln Greyhound Park, Rhode Island
 Lone Star Race Park, Texas
 Louisiana Downs, Louisiana
 Magna Bet, Austria
 Mahoning Valley Race Course, OH
 Maronas Race Track, Uruguay
 Marquis Downs, Saskatchewan
 Maryland Jockey Club, Maryland
 Maywood Park, Illinois
 Meskwaki Casino, Oklahoma
 Miami Valley Gaming, Ohio
 Millennium Racing, Trinidad
 Millers OTB, Maine
 Mobile Greyhound Park, Alabama
 Mohegan Sun, Pennsylvania
 Monmouth Park, New Jersey
 Montana OTB, Montana
 Montericco Simulcasting, Peru
 Monticello Raceway, NY
 Mountaineer Park, West Virginia
 Nassau Regional OTB, New York
 Nebraska State Fair Park, Nebraska
 Nevada Pari-Mutuel Association, Nevada
 NJSEA, New Jersey
 New Jersey Mobile, New Jersey
 New York Racing Association, New York
 Newport Jai-Alai, Rhode Island
 Northfield Park, Ohio
 Northlands Park, Canada
 Northville Downs, Michigan
 Oaklawn Park, Arkansas
 Ocean Downs, Maryland
 Offtrackbetting.com, Oregon
 Oneida Bingo and Casino, Oklahoma
 Ontario Teletheatre, Ontario
 Paragon Casino, Louisiana
 Penn National Race Course, Pennsylvania
 Philadelphia Park, Pennsylvania
 Picov Downs, Canada
 Pimlico Race Course, Maryland
 Plainridge Race Course, Massachusetts
 Plainridge Telephones, Massachusetts
 Player Management Group, CA
 Pocono Downs, Pennsylvania
 Pojoaque Casino, Oklahoma
 Portland Meadows, Oregon
 Potawatomi Casino, Wisconsin
 Prairie Meadows, Iowa
 Premier Turf Club, North Dakota
 Presque Isle Downs, Pennsylvania
 Racing2Day, North Dakota
 Racing and Gaming Services, St Kitts
 Remington Park, Oklahoma
 Retama Park, Texas
 Rideau Carleton Raceway, Canada
 Riders Up OTB, Oklahoma
 Rockingham Park, New Hampshire
 Rocky Mountain Turf Club, Canada
 Rosecroft Raceway, Maryland
 Royal Beach Casino, St Kitts
 Ruidoso Downs, New Mexico
 Running Aces Harness Park, Minnesota
 Saddle Brook Jockey Club, TX
 Sam Houston Park, Texas
 Sandy Downs, Idaho
 Saratoga Harness, New York
 Scarborough Downs, Maine
 Scioto Downs, Ohio
 Seabrook Greyhound Park, NH
 Shoreline Star Greyhounds, Connecticut
 Skydancer Casino, Oklahoma
 Southland Greyhound Park, Arkansas
 Sports Center, Kentucky
 Suffolk District OTB, New York
 Suffolk Downs, Massachusetts
 Sunland Park Racetrack, New Mexico
 Sun Ray Park, New Mexico
 TabCorp, Australia
 Tampa Bay Downs, Florida
 TattsBet, Australia
 Taunton Dog Track, New Hampshire
 TBC Teletheatre, British Columbia
 The Greenbrier Resort, West Virginia
 The Meadows, Pennsylvania
 Thistledown, Ohio

Exhibit 6

Tioga Downs, New York
Tote Investment Services, Trinidad
Tri-State Greyhound, West Virginia
Truro Raceway, Canada
TVG, Arizona
TVG Chester, Pennsylvania
TVG, Los Angeles
TVG Prairie Meadows, Iowa
Turf Paradise, Arizona
Turfway Park, Kentucky
Twin River Greyhounds, RI
TwinSpires, Kentucky
Valley Greyhound Park, Texas
Velocity Wagering Ltd., KY
Venezuela OTB, Venezuela
Vernon Downs, New York
Victoryland Greyhounds, Alabama
Watch and Wager, San Francisco
Western Fair, Ontario
Western Regional OTB, New York
Wheeling Downs, Canada
Will Rogers Downs, Oklahoma
Woodbine Entertainment Corp, Ontario
Wyoming Downs, Wyoming
Wyoming Horse Racing LLC, Wyoming
XpressBet, Arizona
XpressBet, Illinois
XpressBet, Pennsylvania
Yonkers Raceway, New York
Yonkers Empire City Bets, New York
Zia Park, New Mexico

AmWest Entertainment, KY
 Arapahoe Park, Colorado
 Arima Race Course, Trinidad
 Arlington International Race Course, Illinois
 Assiniboia Downs, Canada
 Atlantic City Casino Assn., New Jersey
 Atlantis Resort and Casino, Bahamas
 Balmoral Park, Illinois
 Bangor Raceway, Maine
 Barrie Raceway, Ontario
 Batavia Downs, New York
 Belterra Race Course, OH
 Bet America, LLC, North Dakota
 Bet Fair Games Limited, UK
 Bettor Racing OTB, South Dakota
 Birmingham Race Course, Alabama
 Bluff Runs Greyhound, Idaho
 Bordertown OTB, Oklahoma
 Buffalo Trotting Association, New York
 Bwin International, Ltd.
 Canterbury Park, Minnesota
 Capital District OTB, New York
 Catskill Regional OTB, New York
 Century Downs, Alberta, Canada
 Charles Town Races, West Virginia
 Chester Downs - Pennsylvania
 Churchill Downs, Kentucky
 Clinton Teletheatre, Canada
 Club Hipico Inturf, Venezuela
 Coeur d' Alene Greyhounds, Idaho
 Columbus Raceway, Nebraska
 Connecticut OTB, Connecticut
 Corpus Christi Greyhound, Texas
 Coushatta Casino Resort, Louisiana
 Cypress Bayou, Louisiana
 Dayton Park, OH
 Divi Carina Bay Casino, Louisiana
 Delaware Park, Delaware
 Delta Downs, Louisiana
 Dover Downs, Delaware
 Downs at Albuquerque, New Mexico
 Ebet Online, Oregon
 Elite Turf Club, Curacao
 Ellis Park, Kentucky
 Elmira Raceway, Ontario
 Equus St.Thomas, St. Thomas
 Emerald Downs, Washington
 Euro Offtrack, Isle of Man
 Evangeline Downs, Louisiana
 Evansville/Clarksville OTB, Indiana
 Fair Chance Racing Services, Trinidad
 Fairgrounds Racecourse, Louisiana
 Fair Meadows, Texas
 Fairmount Park, Illinois
 Favorites at Gloucester, New Jersey
 Finger Lakes Race Track, New York
 Flamboro Downs, Ontario
 Fonner Park, Nebraska
 Fort Erie Racetrack, Canada
 Foxwoods Casino, Connecticut
 Fraser Downs, British Columbia
 Freehold Raceway, New Jersey
 Gillespie County Downs, Texas
 Grand River, Canada
 Greentrack, Alabama
 GWS German Tote, Germany
 Gulf Greyhound, Texas
 Gulfstream Park, Florida
 Harrington Raceway, Delaware
 Hastings Park, Canada
 Hawthorne Race Course, Illinois
 Hazel Park, Michigan
 Hiawatha Downs, Ontario
 Hipica de Panama, Panama
 Hipodromo Montericco, Peru
 Ho-Chuck Casino, Connecticut
 Hodge OTB, Connecticut
 Hoosier Park, Indiana
 Horsemen's Park, Nebraska
 Idaho Fall OTB, Idaho
 Indiana Downs, Indiana
 Inverness Raceway, Canada
 Iowa Greyhounds, Iowa
 John Martins Manor, Maine
 Kawartha Downs, Ontario
 Keeneland, Kentucky
 Kentucky Downs, Kentucky
 Kentucky OTB, Kentucky
 Las Vegas Dissemination Company, Nevada
 Les Bois Park, Idaho

Exhibit 7

Lewiston Raceway, Maine
 Lien Games, North Dakota
 Lincoln Greyhound Park, Rhode Island
 Lone Star Race Park, Texas
 Louisiana Downs, Louisiana
 Magna Bet, Austria
 Mahoning Valley Race Course, OH
 Maronas Race Track, Uruguay
 Marquis Downs, Saskatchewan
 Maryland Jockey Club, Maryland
 Maywood Park, Illinois
 Meskwaki Casino, Oklahoma
 Miami Valley Gaming, Ohio
 Millennium Racing, Trinidad
 Millers OTB, Maine
 Mobile Greyhound Park, Alabama
 Mohegan Sun, Pennsylvania
 Monmouth Park, New Jersey
 Montana OTB, Montana
 Montericco Simulcasting, Peru
 Monticello Raceway, NY
 Mountaineer Park, West Virginia
 Nassau Regional OTB, New York
 Nebraska State Fair Park, Nebraska
 Nevada Pari-Mutuel Association, Nevada
 NJSEA, New Jersey
 New Jersey Mobile, New Jersey
 New York Racing Association, New York
 Newport Jai-Alai, Rhode Island
 Northfield Park, Ohio
 Northlands Park, Canada
 Northville Downs, Michigan
 Oaklawn Park, Arkansas
 Ocean Downs, Maryland
 Offtrackbetting.com, Oregon
 Oneida Bingo and Casino, Oklahoma
 Ontario Teletheatre, Ontario
 Paragon Casino, Louisiana
 Penn National Race Course, Pennsylvania
 Philadelphia Park, Pennsylvania
 Picov Downs, Canada
 Pimlico Race Course, Maryland
 Plainridge Race Course, Massachusetts
 Plainridge Telephones, Massachusetts
 Player Management Group, CA
 Pocono Downs, Pennsylvania
 Pojoaque Casino, Oklahoma
 Portland Meadows, Oregon
 Potawatomi Casino, Wisconsin
 Prairie Meadows, Iowa
 Premier Turf Club, North Dakota
 Presque Isle Downs, Pennsylvania
 Racing2Day, North Dakota
 Racing and Gaming Services, St Kitts
 Remington Park, Oklahoma
 Retama Park, Texas
 Rideau Carleton Raceway, Canada
 Riders Up OTB, Oklahoma
 Rockingham Park, New Hampshire
 Rocky Mountain Turf Club, Canada
 Rosecroft Raceway, Maryland
 Royal Beach Casino, St Kitts
 Ruidoso Downs, New Mexico
 Running Aces Harness Park, Minnesota
 Saddle Brook Jockey Club, TX
 Sam Houston Park, Texas
 Sandy Downs, Idaho
 Saratoga Harness, New York
 Scarborough Downs, Maine
 Scioto Downs, Ohio
 Seabrook Greyhound Park, NH
 Shoreline Star Greyhounds, Connecticut
 Skydancer Casino, Oklahoma
 Southland Greyhound Park, Arkansas
 Sports Center, Kentucky
 Suffolk District OTB, New York
 Suffolk Downs, Massachusetts
 Sunland Park Racetrack, New Mexico
 Sun Ray Park, New Mexico
 Tampa Bay Downs, Florida
 Taunton Dog Track, New Hampshire
 TBC Teletheatre, British Columbia
 The Greenbrier Resort, West Virginia
 The Meadows, Pennsylvania
 Thistledown, Ohio
 Tioga Downs, New York
 Tote Investment Services, Trinidad
 Tri-State Greyhound, West Virginia
 Truro Raceway, Canada
 TVG, Arizona

Exhibit 7

TVG Chester, Pennsylvania
TVG, Los Angeles
TVG Prairie Meadows, Iowa
Turf Paradise, Arizona
Turfway Park, Kentucky
Twin River Greyhounds, RI
TwinSpires, Kentucky
Valley Greyhound Park, Texas
Velocity Wagering Ltd., KY
Venezuela OTB, Venezuela
Vernon Downs, New York
Victoryland Greyhounds, Alabama
Watch and Wager, San Francisco
Western Fair, Ontario
Western Regional OTB, New York
Wheeling Downs, Canada
Will Rogers Downs, Oklahoma
Woodbine Entertainment Corp, Ontario
Wyoming Downs, Wyoming
Wyoming Horse Racing LLC, Wyoming
XpressBet, Arizona
XpressBet, Illinois
XpressBet, Pennsylvania
Yonkers Raceway, New York
Yonkers Empire City Bets, New York
Zia Park, New Mexico

Exhibit 8**Mini-Satellites - South**

M1. Commerce Casino
6131 East Telegraph Road
Commerce, CA 90040
Phone: (323) 721-2100
Contact: Ralph Wong

M2. OC Tavern
2369 South El Camino Real
San Clemente, CA 92672
Phone (949) 542-8877
Contact: Micheal Merrigan

M3. Santa Maria
Original Roadhouse Grill
1423 S. Bradley Rd.
Santa Maria, CA 93454
Phone: (805) 614-0586
Contact John Tintle

M4. Santa Clarita Lanes
21615 W. Soledad Canyon Rd.
Saugus, CA 93454
Phone: (661) 254-0540
Contact Craig Goodman

M5. Sammy's of Lake Forest
23221 Lake Center Drive
Lake Forest, CA 92630
Phone: (949) 716-2367
Contact: Brad McKinzie

M6. Tilted Kilt
1345 E. Thousand Oaks Blvd.
Thousand Oaks CA. 91362
Phone: (805) 777-7418
Contact: Robert Haupt

M7. Ocean's 11 Casino
121 Brooks Street
Oceanside, CA 92054
Phone: (888) 439-6988
Contact: Steve Gallagher

Exhibit 8

M8. Striders SD Bar & Grill
100 Harbor Drive
San Diego, CA 92101
PH: 310-200-9666
Contact: Lance Ku

M9. Firehouse Restaurant
7701 White Avenue
Bakersfield, CA 93313
PH: 661-809-5784
Contact: Gil Harger

M10. Lake Elsinore Casino
20930 Malaga Road
Lake Elsinore, CA 92530
PH: 951-674-5160
Contact: Pat Wilmes

M11. 58 Flat
4110 Bonita Road
Bonita, CA 91902
PH 619-884-1291
Contact: Denny Stafford

Mini-Satellites – North

M12. Bankers Casino
111 Monterey Street
Salinas, CA 93901
Phone: 831-372-8106
Contact: Dustin Stafford

- G. 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": **Exhibit 9**

NOTICE TO APPLICANT: Business and Professions 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 50 imported thoroughbred races statewide. The limitation of 50 imported thoroughbred races per day statewide does not apply to those races specified in Business and Professions 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
--------------------	------------	---

- H. 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
--------------------	------------	---

- I. 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
--------------------	------------	---

- J. 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 N/A

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

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

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 Business and Professions 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 7.)

EXHIBIT 9**Full & Partial Cards**

Aqueduct: November 9, 2016 - December 6, 2016
Churchill Downs: November 9, 2016 – November 27, 2016
Delta Downs: November 9, 2016 - December 6, 2016
Gulfstream Park: November 9, 2016 - December 6, 2016
Fairgrounds: November 19, 2016 - December 6, 2016
Finger Lakes: November 9, 2016 – November 30, 2016
Hawthorne Race Course: November 9, 2016 - December 6, 2016
Laurel Park: November 9, 2016 - December 6, 2016
Mountaineer Park: November 9, 2016 - November 26, 2016
PARX Racing: November 9, 2016 - December 6, 2016
Penn National: November 9, 2016 - December 6, 2016
Portland Meadows: November 9, 2016 - December 6, 2016
Turf Paradise: November 9, 2016 - December 6, 2016
Turfway Park: November 28, 2016 – December 6, 2016
Zia Park: November 9, 2016 - December 6, 2016

Woodbine: November 9, 2016 - December 6, 2016
LARC (South America) via Laurel Park: November 9, 2016 - December 6, 2016
LARC (South America) via Gulfstream Park: November 9, 2016 - December 6, 2016

13. 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:
Del Mar Thoroughbred Club, P.O. Box 700, Del Mar, CA 92014

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

David H. Batchelder 12400 High Bluff Drive, Ste. 600 San Diego, CA 92130	Rollin Baugh P.O. Box 2461 Rancho Santa Fe, CA 92067
Dr. James R. Buell 4790 Caughlin Pkwy # 518 Reno, NV 89509	Joseph W. Harper P.O. Box 700 Del Mar, CA 92014
Jon S. Kelly Tres Palomas P.O. Box 2574 Rancho Santa Fe, CA 92067	Warner C. Lusardi Lusardi Construction Company 1570 Linda Vista Drive San Marcos, CA 92078
Marie G. Moretti 6705 De Chardin Lane Reno, NV 89511	Martin J. Wygod The Wygod Group P.O. Box 676306 Rancho Santa Fe, CA 92067

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 Business and Professions 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 50% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of Business and Professions Code section 19556(b) and (c).

14. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT**A. Racing officials nominated:**

Association Veterinarian(s)	Dana Stead, VMD
Clerk of Scales	Charles McCaul
Assistant Clerk of Scales	Matt Nichols
Clerk of the Course	Dawn Schmid
Film Specialist	Heather Correa
Horse Identifier	Dianne Piper
Assistant Horse Identifier	Jennifer Paige
Horseshoe Inspector	Victor Tovar
Paddock Judge	Karen Denovel
Patrol Judges	Heather Correa Karen Denovel
Placing Judges	Robert Moreno Sue Brent Merry Young
Starter	Jay Slender
Timer	John Lies

B. Management officials in the racing department:

Vice President, Racing	Thomas S. Robbins
Racing Secretary	David Jerkens
Assistant Racing Secretary	Zach Soto
Paymaster of Purses	Bridget Crawford
Others (identify by name and title)	N/A

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

Michelle Derieg
Weinstein Court Reporters
PO Box 26634
Santa Ana, CA 92799
(949) 637-6071
mderieg@weinsteincourtreporters.com

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, William O'Brien, Digital Photo Finish Only
Contract expires 12/31/2017

- 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.

TVG

Expiration: 6/30/2017

Equipment list on file with CHRB

For each race TVG will provide:

- Two manned pan cameras located near the judge's room in the press box providing a wide and a wide and tight view of each race, turf and dirt.
- Four manned tower cameras:
 - Backstretch head-on (Training Track Camera Tower)
 - Far turn and Stretch run back view (Quarter Chute Camera Tower)
 - Stretch-run head-on (Livestock Barn Camera Tower) - turf
 - Stretch-run head-on (Livestock Barn Camera Tower) - dirt
- 2 cameras in the paddock area provided coverage of horses, jockeys, trainers and owners
- A camera in winner circle
- A 16 x 9 aspect ratio pan camera located on the 7th floor providing race coverage for the in house video board presentation
- TVG will provide talent for this event

- 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:

TRAKUS

Electronic Timing Device: 2.4 CHz spread spectrum transceiver

Name of Person: Michael Ciacciarelli (Trakus LLC)
Ken Davis, Mike Schneider (Jockey Club Racetrack Services)

Expiration Date: July 2017

15. SECURITY CONTROLS

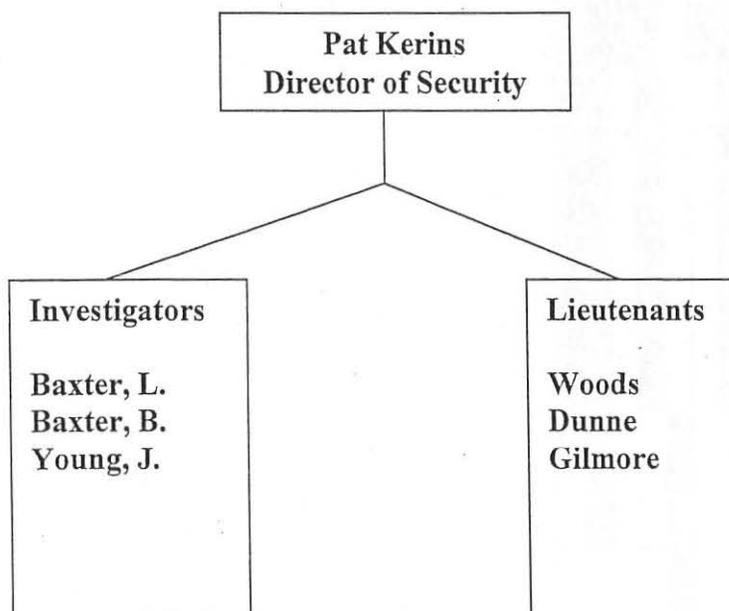
- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers. **Exhibit 10 (A) and (B)**
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: **50**
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 stalls. **The security for stakes races will be deployed in accordance with our agreement with TOC.**
 2. Detention Stalls:
 - A. Attach a plan for use of graded stakes or overnight races.
Detention barn is used as required by the CHRB.

EXHIBIT 10A**Security Personnel**

Person responsible for security controls on the premises:

Pat Kerins, Director of Security.

Security Department:*

**Contact Information**

Director of Security	Work 858-755-1141 ext. 3652
James Young	Work 858-755-1141 ext. 3698
All others	Work 858-755-1141 ext. 3650

*List of Security Personnel subject to change. Individuals will be hired by the union on a seniority basis.

B. Number of security guards in the detention stall area during a 24-hour period.
As needed at the direction of the CHRB.

C. Describe number and location of surveillance cameras in detention stall area.

For the meet we will be utilizing five or more Detention stalls, as needed, located east of the receiving / test barn as our detention area. We will install fixed cameras in each of the five detention stalls as well as fixed cameras viewing the shedrow from both directions. As with the barn area, surveillance control and viewing will be from the CHRB Investigators' office on the Frontside.

3. TCO2 Testing:

A. Number of races to be tested, and number of horses entered in each race to be tested.

All

B. Plan for enhanced surveillance for trainers with high-test results.

Will follow CHRB directives.

C. Plan for detention stalls for repeat offenders.

Will follow CHRB directives.

D. Number of security personnel assigned to the TCO2 program.

Assigned as needed

C. Describe the electronic security system:

Del Mar Thoroughbred Club uses a door alarm management system for its Executive and Operations offices utilizing Proximity cards and Proximity Access Keyfobs via door controllers located at entrances. The system comes with related door alarm management software.

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

Del Mar Thoroughbred Club utilizes several pan/tilt/zoom cameras located at various places in the barn area. The images from these cameras are recorded on disk drives and stored for up to three weeks before being rerecorded. Control of these cameras is located in DMTC's security office.

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

16. 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 Medical Response

8808 Balboa Avenue, Suite 150, San Diego, CA 92123

(858) 492-3514

1. Attach a certification from the ambulance service(s) listed in 15A, certifying that the paramedic staff are licensed with the California Emergency Medical Services Authority.

Exhibit 11

On-track staff: Advanced Life Support Ambulances (ALS) – A Paramedic and Bridge Program certified Emergency Medical Technicians are on site at all times that either training or live racing is taking place.

- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:

**Auxiliary Site: Los Alamitos
Huntington Ambulance
Contact: Stacy O'Bryan
PO Box 145
Sunset Beach, CA 90742
(562) 904-1550**

**Auxiliary Site: San Luis Rey Downs
Mercy Ambulance
Contact: Doug Moriarty
2537 Old San Pascual Road
Escondido, CA 92027
(760) 525-9676**

**Auxiliary Site: Santa Anita
AmbuServe, Inc.
Contact: Wendal Smith
15105 S. Broadway Ave.
Gardena, CA 90248
(310) 644-0500**

**Auxiliary Site: Galway Downs
Symons Emergency Specialties
Contact: Jeff Grange
18592 Cajon Rd
San Bernardino, CA 92407
(909) 880-2979**

1. Attach a certification from the ambulance service (s) listed in 15B, certifying that the paramedic staff are licensed with the California Emergency Medical Services Authority.

- **Huntington Ambulance Certificate: On file**
- **Mercy Ambulance Certificate: On file**
- **Symons Emergency Specialties: On file**
- **AmbuServe, Inc. – On file**

- C. Describe the on-track first aid facility, including equipment and medical staffing:

The on-site first aid clinic at Del Mar Thoroughbred Club is located at the east end of the grandstand facility, with easy access from the track. The facility includes 4 patient beds (1 private room, 3 curtain areas). There are 2 Paramedics, 2 EMTs, 1 Medical Assistant and 1 doctor on site every racing day. Friday, Saturday, Sunday, Opening Day we have a Medical Coordinator (Medic 25) who works as liaison with Municipal EMS. There are two ALS equipped ambulances on site as well.

The equipment contained in the first aid clinic includes:

- Oxygen at each station
- Cardiac monitor
- AED
- Otoscope
- Ophthalmoscope
- Pulse and O₂ Oximeter
- Surgical equipment (used for laceration repair and suture removal)
- B/P Cuff
- Thermometer
- Bag Valve Mask
- Surgery Light
- Stethoscope
- Glucose Monitor and Supplies

- D. Name and emergency telephone number of the licensed physician on duty during the race meeting: (If quarter horse racing association sees D (1) :

All medical doctors can be reached by contacting the first clinic directly at (858) 755-1141 ext. 2814 or through our Security Office by calling ext. 3650. The first aid clinic, Paramedics and EMTs have radios to monitor the security channel and/or Official Channel. Medical calls are dispatched by way of radio. Our doctors are contracted through Scripps Coastal Medical Center - and rotate on site for the racing days. The doctors include:

Ariel Alexander Cortes, MD
John K. Agostino, MD
Athanasios J. Foster, MD
Melinda E. Nevins, DO
Philip A. Sanderson, MD

Huntington Ambulance, LLC

CHRB
1010 Hurley Way #300
Sacramento, CA 95825

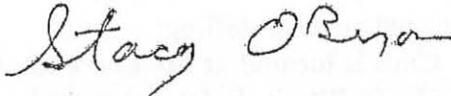
June 16, 2016

Dear CHRB Board,

I, Stacey O'Bryan, President of Huntington Ambulance, LLC certify that all E.M.T's (Emergency Medical Technicians) working for Huntington Ambulance, LLC are licensed with the State of California Emergency Medical Services and licensed and certified with the Orange County Emergency Medical Services.

All of our E.M.T's are licensed with the California Horse Racing Board.

Sincerely,



Stacey O'Bryan - President
Huntington Ambulance, LLC



AmbuServe

Ambulance



4-44

June 10, 2016

To Whom it May Concern:

This letter shall serve as a statement of affirmation that all Emergency Medical Technicians and Paramedics employed by AmbuServe, Inc are trained, background checked and state certified in order to fulfill their job duties as authorized by the state of California Emergency Medical Services Authority.

AmbuServe, Inc
15105 S. Broadway
Gardena, Ca 90248
(310) 644-0500

Respectfully,

William Gonzales
Paramedic Coordinator

MERCY

*Medical
Transportation
Inc.*

ADMINISTRTION
5081 Hwy. 104, Ste B
Mariposa, CA
95338
PO Box 5004
Mariposa, CA
95333-5004
(209) 966-5762
Fax (209) 966-4901

June 16, 2016

Paige Rickerd
Los Angeles Turf Club, Inc.
Santa Anita Park
285 W Huntington Drive

RE: Ambulance Certification Letter

To Whom It May Concern:

In regards to staffing of the San Luis Rey Downs Thoroughbred Training Center, Mercy Medical Transportation, Inc., employs only Paramedics that are licensed in the State of California and the County of San Diego. All our Paramedics endure a comprehensive interview and skills assessment, drug and hearing tests and are subjected to a thorough Department of Justice (DOJ) background investigation.

Mercy Medical Transportation, Inc., also participates the Department of Motor Vehicles (DMV) Employer Pull Notice program, which is required by the California Highway Patrol (CHP). Moreover, Mercy Medical Transportation, Inc., employs a dynamic Quality Assurance / Quality Improvement Program, which places high standards on Emergency Services best practices in the areas of personnel training, equipment deployment and quality patient care and customer service to its constituents it serves.

Should you require any additional information, please do not hesitate to contact myself or the President of Mercy Medical Transportation, Inc., Mr. Richard Roesch.

Sincerely Yours,

Douglas Moriarty

Douglas Moriarty
Vice President of Operations



June 21, 2016

To Whom It May Concern:

This letter shall serve as a statement of affirmation that all Emergency Medical Technicians and Paramedics employed by Symons Ambulance, Inc. are trained, background checked and state certified in order to fulfill their job duties as authorized by the State of California Emergency Medical Services Authority.

Thank you,

A handwritten signature in black ink, appearing to read "Ryan Merchant".

Ryan Merchant
General Manager
Symons Ambulance
951-880-6263 cell
909-880-2979 office

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, pursuant to Business and Professions Code section 19481.3(a):

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:

Refer to the Del Mar Thoroughbred Club Jockey, On-Track Accident Response Program for specifics regarding hospital selection.

- **Scripps La Jolla**
988 Genesee Ave., La Jolla, CA 92037 / 858-626-4123
- **Scripps Encinitas**
354 Santa Fe Drive, Encinitas, CA 92024 / 760-753-4123

- 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:

Exhibit 12

- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to Business and Professions Code section 19481.3(d):

Health and Safety Manager (Risk Manager): Kimberly Jacobson
Assistant Manager (Risk Management Assistant): Jeremiah Mendoza

- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.

On File

- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details):

Berkshire Hathaway Homestate
Cypress Insurance Company
DEWC704924

- 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.

Exhibit 13

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall pursuant to Business and Professions Code section 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.

EXHIBIT 12 – ENGLISH

4-48

Del Mar Thoroughbred Club Jockey On-Track Accident Response Program

Overview: The Del Mar Thoroughbred Club (DMTC) is committed to the overall health and safety of the riding professionals that are valued members of the racing community and DMTC. A large part of this commitment is the provision of professional medical and first aid services, should a jockey need to avail themselves of such services or be involved in an accident that requires first aid or emergency medical aid. DMTC takes their role in providing first aid and emergency medical care and transportation, when required, seriously. This program defines the plan elements and procedures DMTC will follow, should such events occur where medical aid becomes necessary.

Program Elements:

I. Medical Professionals On-Site During Racing - Summary

DMTC maintains licensed medical and first aid professionals that comply with the levels established by the horse racing industry. DMTC contracts with Scripps Coastal Medical Clinics to provide a licensed physician and medical assistants, who are on duty during live racing. DMTC maintains two Advanced Life Support Ambulances. At minimum each ambulance is staffed by a Paramedic and a certified Emergency Medical Technician (EMT). In addition, municipal fire department, with paramedic and EMT services are readily available as these services are co-located with the track.

II. Jockey Information Health System

DMTC participates in the Jockey Information Health System through Encompass. All Medical Doctors and the Risk Management Department have access to this program.

The medical doctors staffing the on-site clinic can access medical information for those jockeys who participate in the program.

When a jockey, who participates in the program, is injured on track, the DMTC Risk Management Supervisor will access and print the Jockey's information. This information, along with Work Comp information is then sent with the Jockey to the hospital and/or faxed directly to the hospital emergency room.

II. Area Hospitals and Rapid Admittance

- a. DMTC maintains a working relationship with two area hospitals, both members of the Scripps Hospital and Healthcare family of operations. The hospitals are found in either La Jolla, just south of the DMTC track, or Encinitas, just north of the track. Both are Level 1 trauma hospitals.
- b. The Scripps triage and base station is located at the La Jolla hospital – when determined transport is necessary they will be contacted immediately by the Medical Clinic Staff, Paramedics or Risk Management.

Del Mar Thoroughbred Club
Jockey On-Track Accident Response Program

- c. Riders will be transported to Scripps La Jolla unless base station determines alternate site is necessary. All decisions on where a rider will be seen are made by Scripps La Jolla at the time of a reported incident. DMTC will not know where a rider is being taken until such time that transport has been initiated and we are advised as to which facility they are directed to.
- d. The addresses of the hospitals are: (Both are located less than 10 miles from DMTC)
 - a. Scripps La Jolla
9888 Genesee Avenue
La Jolla, CA 92037
Tel: 858.626.4123
 - b. Scripps Encinitas
354 Santa Fe Drive
Encinitas, CA 92024
Tel: 760.753.4123

III. The DMTC Safety and Health and Program Manager

- a. The DMTC Risk Manager serves as the Safety Manager and coordinator of the Jockey medical treatment and on-track accident program.
- b. DMTC also maintains an Assistant Safety and Health Manager (the Risk Management Supervisor) during the live meet period in the event the Safety Manager is unavailable.

Both the Risk Manager and the Risk Manager Supervisor can be reached at the following extensions, Ext. 4233 or Ext. 3225 respectively or via radio on the Security Channel as Risk 1 and Risk 2. As needed, the DMTC Operator or security Dispatch can assist with obtaining alternate contact numbers as well.

IV. On-site First Aid Facilities and Staffing

a. Physician - Services for the on-site medical clinic are contracted through Scripps Coastal Medical Center. During all live racing periods there will a licensed physician and medical assistant on duty.

b. Advanced Life Support Ambulances (ALS) – A Paramedic and Certified Emergency Medical Technicians are on site at all times that either training or live racing is taking place. During Training hours there will be one ALS ambulance and one team which includes one, at a minimum (1) Paramedic and one (1) Certified Emergency Medical Technician on site at all times. During live racing there will be two ALS ambulances, which will include two (2) Paramedics and two (2) Certified Emergency Medical Technicians on site. Team 1 will follow the field during live racing, Team 2 will cover the paddock during pre-race activities and serve as a back up to Team 1. Both teams will maintain radio contact with the officials and security dispatch at all times. (Depending on staffing for the day there may be times when two paramedics are on a rig).

Del Mar Thoroughbred Club
Jockey On-Track Accident Response Program

c. Municipal Response Capabilities- DMTC is located on a State of California Fairgrounds. As such, we enjoy the benefits of the Del Mar Fire Department municipal fire service and Paramedic and Emergency Medical Technicians that are stationed on the grounds. If the on-site station has responded to an off-site emergency, the North Com dispatch will send the closest responding unit available. On track Paramedics have the capability of calling North Com directly should back up be necessary.

V. Ambulance and Medical Transport Protocols

- a. Contracted ambulance service – DMTC contracts with a licensed Emergency Medical Services provider who provides ALS on-track emergency medical response and may provide transport services. Depending on the time and nature of an incident as well as the number of riders involved, transport may be referred to or in conjunction with the local municipal services.
- b. Local municipal services – The Del Mar Fire Department or others within the Rancho Fire Service area may respond as needed or called upon. The Rancho Fire Service will respond with Paramedics and EMT's on the fire trucks as well as Paramedics assigned to the municipal ambulances.

VI. The Emergency Medical Plan

These steps will be followed in the event of an on-track accident:

General Conditions

- On-site Paramedics and EMT's will respond to any observed rider on-track accident or as otherwise summoned for assistance. Such response will occur during training and/or live racing periods,
- If an incident requires transport, the hospital will be contacted and notified of the patient transport. (The La Jolla location of Scripps Hospital serves as the triage and base station for all incidents requiring hospital emergency care; they will direct the medical transport team as to which hospital to respond to.)

Communications

- Paramedic and EMT's (Team 1 and 2) will be assigned two radios per team allowing for constant communication with both security dispatch and officials. Both Official Channel and Dispatch Channel will be monitored at all times.
- Medical Clinic will be assigned one radio and will maintain contact with security dispatch at all times.
- DMTC security dispatch will monitor the official channel at all times.
- Safety and Health Program Manager and Assistant will monitor the security channel at all times and the official channel during a live race. Both individuals will be available either on site or via cell phone 24 hours a day during the live meet.

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Jockey On-Track Accident Response Program

Response During Training Periods

- During training periods, Paramedic and EMT will determine the nature and extent of any injuries and whether transport to a medical facility is necessary,
- The DMTC Security Dispatch will be notified immediately of any rider incident on-track or otherwise during training periods and will assist Rural/Metro with securing additional medical help for transport to area hospital when necessary.
- Municipal units will meet Rural/Metro unit at the clock tower to secure injured rider and transport to one of designated hospital.
- Incidents with injuries not requiring transport to one of the local hospitals identified within this program, will be treated on-track or at the DMTC medical clinic based upon Paramedic judgment.
- Any on-track accidents during training periods will be immediately reported to the Safety Manager, for analysis review and additional reporting as might be required.

Response During Pre-Race (Paddock)

- Team 2 will be situated in the paddock area during pre race activities to respond to an emergency occurring in the paddock area.
- Should an emergency occur Security Dispatch will be notified immediately.
- DMTC Safety and Health Program Manager and/or Assistant will respond to incident.
- Security dispatch will notify on site medical clinic that an incident has occurred.
- As needed, additional medical assistance will be summoned from local municipal resources,
- DMTC Security will respond to incident and assist with crowd control. If necessary security will provide escort to the medical clinic.

Accidents During Live Racing

- ALS unit -Team 1 following the racing field will immediately respond to on-track accidents; simultaneously, the on-track physician and medical assistant will be made aware of the incident via radio contact, observation of the race via closed -circuit television or as advised by the DMTC Safety or Security Staff,
- ALS unit - Team 2 will be on stand by at medical clinic to assist and/or replace the on track unit should it be necessary for Team 1 to leave the track for any reason.

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- In the event of a multiple rider down situation Team 1 will call for immediate backup from Team 2 at which time Team 2 will enter the track to assist. If the situation is going to require additional response from outside Team 1 will request outside units through Security Dispatch.
- Should incident require ambulance to leave the track prior to the start of the race, Team 2 will immediately move in to position at the starting gates. When this occurs Team 2 will notify stewards via radio that they are in place.
- If for any reason Team 2 is unavailable CHRB stewards must be notified immediately via the official channel.
- As needed, additional medical assistance will be summoned from local municipal resources,
- Riders will be transported to the on-site medical facility for initial review, observation and triage. Should the Paramedic feel that immediate transport is necessary to hospital he will alert Security that rider will be transported directly to hospital (Paramedics have radio contact with Scripps La Jolla and will notify them directly of the transport). Risk Management will notify Officials.
- To the extent possible, all care will be provided by the professionals within the DMTC medical clinic,
- DMTC Safety and Security staff will immediately respond to the medical clinic to assist with event management and access control to the medical clinic,
- Depending on the nature and severity of injuries, the rider(s) may be transported to one of the local hospitals noted within this plan for further medical care and treatment as is needed,
- Any on-track accidents during live racing will be immediately reported to the Safety Manager, for analysis review and additional reporting as might be required.
- When one of the ALS units are required to leave the grounds DMTC Security will be notified immediately and instructed to call North Com for any patron medical aids until unit returns to grounds.
- Risk Management Department will provide Jockey Information Health System paperwork and Workers Compensation to the hospital.

Please note: Under no circumstances will information regarding the medical condition of a rider be provided to members of the media or others. Any such request should immediately be referred to the Director of Media and or President/General Manager.

Del Mar Thoroughbred Club
Jockey On-Track Accident Response Program

VII. Posting This Plan

The DMTC, Jockey, On-Track Accident Response Plan will be posted in English and Spanish in the following locations:

- a. The Jockey's Room located on the first floor of the Clubhouse Grandstands
- b. The DMTC on-site medical facilities, and
- c. DMTC Security Dispatch

Additional copies of the plan will be maintained in the DMTC Risk Manager's office, located in the Operations Building.

IIIX. Updates

The plan will be reviewed annually prior to the DMTC live racing meet and appropriate changes and updates will be made. Regulatory and/or legislative changes that may modify this plan will be included as will any changes in medical providers and/or ambulance transport services.

EXHIBIT 12 – SPANISH

4-54

Club de Caballos Purasangre Hipódromo Del Mar Programa de Respuesta ante un Accidente de los Jinetes en las Pistas

Visión General: El Club de Caballos Purasangre del Hipódromo Del Mar (DMTC) se compromete a la salud y seguridad de todos los profesionales de equitación que son miembros valorados de la comunidad de equitación y DMTC. Una gran parte de este compromiso es proporcionar atención médica profesional y servicios de primeros auxilios, en caso de que un jinete necesite utilizar tales servicios o se vea implicado en un accidente que requiera atención de primeros auxilios o asistencia médica de emergencia. DMTC hace su función al ofrecer asistencia médica de emergencia, de primeros auxilios y transporte cuando se requiera en caso necesario. Este programa define los elementos del plan y procedimientos. DMTC realizará un seguimiento, cuando ocurran estos hechos donde se necesite asistencia médica.

Elementos del Programa:

I. Profesionales Médicos en el Sitio Durante la Carrera-Resumen

DMTC mantiene a profesionales médicos licenciados y de primeros auxilios que cumplen con los niveles establecidos por la industria hípica. DMTC contrata a "Scripps Coastal Medical Clinics" para ofrecer un médico licenciado y ayudantes médicos que están en servicio durante la carrera de caballos. DMTC mantiene dos Ambulancias Avanzadas de Apoyo Vital. Cada ambulancia cuenta con un personal Paramédico y un Técnico Médico de Emergencia certificado del Programa Bridge (EMT). Además del departamento de bomberos municipal con paramédicos y servicios de EMT que están preparados, disponibles y están situados al lado de la pista.

II. Sistema de Salud para la Información del Jinete

DMTC participa en el Sistema de Salud para la Información del Jinete por medio de Encompass. Todos los Médicos y Departamento de Gerencia de Riesgo tienen acceso a este programa.

Todo el personal médico en el sitio puede acceder a la información médica de aquellos jinetes que participen en el programa.

Cuando un jinete, que participa en el programa, se accidenta en la pista, el Supervisor de Gerencia de Riesgo de DMTC accederá e imprimirá la información del Jinete. Esta información, junto con la información de Compensación de los Trabajadores se manda junto con el Jinete al hospital o se envía por fax directamente a la sala de emergencia del hospital.

III. Hospitales de la Zona y Admisión Rápida

- a. DMTC mantiene una relación profesional con dos hospitales de la zona, tanto los miembros del Hospital Scripps y la familia de asistencia médica de operaciones. Los hospitales se encuentran o en La Jolla, justo al sur de la pista de DMTC, o en Encinitas, justo al norte de la pista. Los dos son hospitales de traumatismos Nivel 1.

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- b. La selección de Scripps y estación base se sitúa en el hospital de La Jolla, cuando se necesite un transporte determinado se les pondrá en contacto inmediato con el Personal Médico, Paramédicos o Gerencia de Riesgo.
- c. Se trasladará a los jinetes a Scripps en La Jolla a menos que la estación base determine un lugar alternativo en caso necesario. Todas las decisiones con respecto a donde se atenderá a un jinete se realizarán en Scripps La Jolla en el momento en que se reporte el accidente. DMTC no sabrá a dónde se lleva al jinete hasta el momento en que se haya iniciado el traslado y se nos avise sobre la instalación a la que se dirige.
- d. Las direcciones de los hospitales son: (Ambas se localizan a menos de 10 millas de DMTC)
 - a. Scripps La Jolla
9888 Genesee Avenue
La Jolla, CA 92037
Tel: 858.626.4123
 - b. Scripps Encinitas
354 Santa Fe Drive
Encinitas, CA 92024
Tel: 760.753.4123

IV. Salud y Seguridad y Gerente del Programa de DMTC

- a. El Gerente de Riesgo de DMTC atiende como Gerente de Seguridad y coordinador del tratamiento médico del jinete y el programa de accidentes en la pista.
- b. DMTC también mantiene un Subgerente de Seguridad y Salud (el Supervisor de Gerencia de Riesgo) durante el periodo del encuentro de carreras en directo en caso de que el Gerente de Seguridad no esté disponible.

Tanto el Gerente de Riesgo y el Supervisor de Gerencia de Riesgo pueden localizarse en las siguientes extensiones, Ext. 4233 o Ext. 3225 respectivamente o por medio de la radio mediante el canal de Seguridad como Riesgo 1 y Riesgo 2. Cuando se necesite, el Operador o Despacho de Seguridad de DMTC podrán ayudarle a conseguir números de teléfono de contacto alternativos.

V. Instalaciones de Primeros Auxilios en el sitio y Personal

- a. Médico- Los servicios para el centro médico en el sitio se contratan por medio de "Scripps Coastal Medical Center". Durante los periodos de carreras en directo se proporcionará un médico licenciado y ayudante médico en servicio.

Club de Caballos Purasangre Hipódromo Del Mar
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- b. Las Ambulancias Avanzadas de Apoyo Vital (ALS)- Un Paramédico y Técnicos Médicos de Emergencia certificados están en el sitio en todo momento ya sea si están entrenando o se está llevando a cabo una carrera hípica. Durante las horas de entrenamiento habrá una ambulancia ALS y un equipo que incluirá un (1) Paramédico y un (1) Técnico Médico de Emergencia Certificado en el sitio. El Equipo 1 seguirá el campo durante la carrera en directo, el Equipo 2 cubrirá las caballerizas durante las actividades antes de las carreras y atenderá como un refuerzo del Equipo 1. Ambos equipos mantendrán el contacto por radio con los oficiales y despacho de seguridad en todo momento.
- c. Las Capacidades de Respuesta Municipal-DMTC está situado en un recinto ferial del Estado de California. Como tal, disfrutamos de los beneficios del servicio de bomberos municipal Del Mar, Paramédicos y Técnicos de Emergencia Médica que se localizan en el terreno. Si la estación en el sitio ha respondido a una emergencia fuera del sitio, el despacho North Com mandará a la unidad de respuesta más cercana disponible. Los Paramédicos en la pista cuentan con la capacidad de llamar directamente a North Com en caso de que se necesite un refuerzo.

VI. Protocolos de Transporte Médico y Ambulancia

- a. El servicio de ambulancia contratada-DMTC contrata a Ambulancias que proporciona ALS para responder ante las emergencias médicas que puedan surgir en la pista y proporcionará servicios de transporte. Dependiendo del tiempo y la naturaleza de un incidente así como el número de jinetes implicados, transporte al que podrá referirse o conjuntamente con los servicios municipales locales.
- b. Los servicios municipales locales- El departamento de bomberos Del Mar u otros dentro del área de servicio de incendios de Rancho podrá responder según se necesite o solicite. El Servicio de Bomberos de Rancho responderá con Paramédicos y EMTs en los camiones de bomberos así como los Paramédicos asignados a las ambulancias municipales.

VII. Plan Médico de Emergencia

Estos pasos se seguirán en caso de que ocurra un accidente en las pistas:

Condiciones Generales

- Los Paramédicos y EMT en el sitio responderán a cualquier accidente que observen de un jinete en la pista o de otro modo pedirán ayuda. Tal respuesta ocurrirá durante el entrenamiento o periodos de carreras en directo,
- Si un incidente requiere transporte, se contactará y avisará al hospital del transporte del paciente. (La localización de La Jolla del Hospital Scripp atiende como sala de urgencias y estación base para todos los incidentes que requieran asistencia de emergencia hospitalaria y dirigirán al equipo de transporte médico a qué hospital deberán acudir).

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Programa de Respuesta ante un Accidente de los Jinetes en las Pistas

Comunicaciones

- Los Paramédicos y EMTs (Equipo 1 y 2) se les asignarán dos radios por equipo para permitir una comunicación constante con el despacho de seguridad y los oficiales. Tanto el Canal Oficial y el Canal de Despacho se controlarán en todo momento.
- Se le asignará al centro médico una radio y mantendrá contacto con el despacho de seguridad en todo momento.
- El despacho de seguridad de DMTC controlará el canal oficial en todo momento.
- El Gerente del Programa de Seguridad y de Salud controlará el canal de seguridad en todo momento y el canal oficial durante una carrera en directo. Ambas personas estarán disponibles tanto en el sitio como por teléfono celular las 24 horas al día durante el encuentro de las carreras en directo.

Respuesta Durante los Periodos de Entrenamiento

- Durante los periodos de entrenamiento, el Paramédico y EMT determinarán la naturaleza y extensión de cualquier lesión y si el transporte a una instalación médica si fuera necesario,
- Se avisará de inmediato al Despacho de Seguridad de DMTC de cualquier incidente de los jinetes en la pista o de otro modo durante los periodos de entrenamiento y ayudará a "San Diego Medical Enterprises Services" a conseguir ayuda médica adicional para facilitar transporte al hospital del área cuando se necesite.
- Las unidades municipales se reunirán en la unidad de "San Diego Medical Enterprises" en la torre del reloj para asegurar al jinete lesionado y el transporte a un hospital designado.
- Los incidentes con lesiones que no requieran transporte a uno de los hospitales locales identificados dentro de este programa, se tratarán en la pista en el centro médico de DMTC según el criterio del Paramédico.
- Cualquier accidente en la pista durante los periodos de entrenamiento se reportará de inmediato al Gerente de Seguridad, para una revisión del análisis y reporte adicional según se requiera.

Respuesta Durante la Pre-carrera (Caballeriza)

- El Equipo 2 de EMT estará situado en el área de caballerizas durante las actividades de pre-carrera para responder a una emergencia que ocurra en el area de las caballerizas.
- Si ocurre una emergencia se avisará al Despacho de Seguridad de inmediato.
- El Gerente del Programa de Salud y Seguridad de DMTC o Ayudante responderá al incidente.
- El despacho de seguridad avisará al centro médico del sitio de que ha ocurrido un accidente.

Club de Caballos Purasangre Hipódromo Del Mar
Programa de Respuesta ante un Accidente de los Jinetes en las Pistas

- Se solicitará ayuda médica adicional de los recursos municipales locales, según se necesite,
- La Seguridad de DMTC responderá al incidente y ayudará con el control de la multitud. Si se necesita seguridad se proporcionará escolta hasta el centro médico.

Accidentes Durante la Carrera en Directo

- La unidad ALS-Equipo 1 que sigue el campo de carreras responderá de inmediato a los accidentes en la pista; simultáneamente, el ayudante médico y médico en la pista se les pondrá en conocimiento del incidente contactándoles por medio de radio, la observación de la carrera se hará por medio de un circuito cerrado de televisión según lo aconsejado por el Personal de Seguridad de DMTC,
- La unidad ALS-Equipo 2 estará preparada por el centro médico para ayudar o reemplazar a la unidad de la pista si fuera necesario por el Equipo 1 abandonar la pista por cualquier razón.
- Si un incidente requiere ambulancia deberá abandonar la pista antes de que empiece la carrera, el Equipo 2 se desplazará a una posición al cajón de salida. Cuando esto ocurre el Equipo 2 avisará a los comisarios por medio de radio de que están en su lugar.
- Si por cualquier razón el Equipo 2 no está disponible se avisará de inmediato a los comisarios CHRB por medio del canal oficial.
- Se pedirá asistencia médica adicional desde los recursos municipales locales, según se necesite,
- Se transportará a los jinetes a una instalación médica en el sitio para una revisión inicial, observación y emergencia. Si el Paramédico considera que se necesita transporte de inmediato al hospital se alertará a Seguridad de que se llevará al jinete directamente al hospital (los Paramédicos tienen contacto por radio con Scripps La Jolla y se les avisará directamente del transporte). La Gerencia de Riesgo avisará a los Oficiales.
- En la medida de lo posible, los profesionales ofrecerán toda la atención médica dentro del centro médico de DMTC,
- El personal de Seguridad de DMTC responderá de inmediato al centro médico para ayudar con la gerencia del evento y control de acceso al centro médico,
- Dependiendo de la naturaleza y gravedad de las lesiones, se podrá trasladar al jinete a uno de los hospitales locales señalado dentro de este plan para atención médica exhaustiva y tratamiento según se necesite,

- Cualquier accidente en la pista durante la carrera en directo se reportará de inmediato al Gerente de Seguridad, para una revisión del análisis y reporte adicional según se requiera.
- Cuando una de las unidades de ALS se requiere que abandone los campos la Seguridad de DMTC avisará de inmediato y se le instruirá llamar a North Com para cualquier atención médica hasta que regrese la unidad al terreno.
- El Departamento de Gerencia de Riesgo proporcionará la documentación del Sistema de Salud de Información al jinete y Compensación de los Trabajadores al hospital.

Por favor tenga presente: Bajo ninguna circunstancia la información con respecto al estado médico del jinete se proporcionará a los miembros de los medios u otros. Cualquier petición se referirá de inmediato al Director de Medios o Presidente/Gerente General.

VIII. Exposición de Este Plan

El Plan de Respuesta de Accidente del Jinete en la pista se expondrá en Inglés y Español en las siguientes localizaciones:

La Sala del Jinete está situada en la primera planta de las Gradas del Clubhouse

- a. Las instalaciones médicas en el sitio de DMTC, y
- b. Despacho de Seguridad de DMTC

Las copias adicionales del plan se mantendrán en la oficina del Gerente de Riesgo de DMTC, localizada en el Edificio de Operaciones.

IX. Actualizaciones

Se revisará el plan anualmente antes del encuentro de las carreras en directo de DMTC, los cambios apropiados y actualizaciones que se hagan. Los cambios regulatorios o legislativos que puedan modificar este plan se incluirán al igual que los cambios en los proveedores médicos o servicios de transporte de ambulancia.



DEPARTMENT OF FORESTRY AND FIRE PROTECTION
OFFICE OF THE STATE FIRE MARSHAL

Fire and Life Safety Division

602 E. Huntington Drive, Suite A
MONROVIA, CA 91016
(626) 305-1908
Website: www.fire.ca.gov



July 14, 2016

Timothy A. Read, Director of Operations
Del Mar Thoroughbred Club
P.O. Box 700
Del Mar, California 92014-070

Re: Del Mar Thoroughbred Racing Facility
CSFM File #04-37-041-0001

Dear Mr. Read:

An inspection of the referenced facility was conducted on July 14, 2016, in accordance with Section 13108(c) of the California Health and Safety Code. The purpose was to determine compliance with minimum fire and life safety standards required by Titles 19 and 24 of the California Code of Regulations.

No deficiencies were noted at the time of inspection. Fire Clearance is hereby granted for the 2016 racing season.

If we can be of further assistance, or you desire additional information or clarification, please feel free to contact me at 626-705-7635.

Sincerely,

Michelle Nachtmann
Supervising Deputy State Fire Marshal

cc: J. Garcia, DSFM

EXHIBIT 13



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
3/17/2016

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 have ADDITIONAL INSURED provisions or 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 Bolton & Company 3475 E. Foothill Blvd., Suite 100 Pasadena, CA 91107	CONTACT NAME:	
	PHONE (A/C, No. Ext): (626) 799-7000	FAX (A/C, No.): (626) 583-2117
www.boltonco.com	D008309	E-MAIL ADDRESS:
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A: Philadelphia Indemnity Insurance Company		18058
INSURER B: Cypress Insurance Company (CA)		10555
INSURER C:		
INSURER D:		
INSURER E:		
INSURER F:		

COVERAGES CERTIFICATE NUMBER: 29007385 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	ADDITIONAL INSURED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input checked="" type="checkbox"/> LOC OTHER:	<input checked="" type="checkbox"/>	PHPK1464043	3/15/2016	3/15/2017	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY		PHPK1464043	3/15/2016	3/15/2017	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED: <input checked="" type="checkbox"/> RETENTION \$ 10,000		PHUB532815	3/15/2016	3/15/2017	EACH OCCURRENCE \$ 15,000,000 AGGREGATE \$ 15,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N N/A	DEWC704924	3/31/2016	3/31/2017	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER EL EACH ACCIDENT \$ 1,000,000 EL DISEASE - EA EMPLOYEE \$ 1,000,000 EL DISEASE - POLICY LIMIT \$ 1,000,000

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

GL Additional Insured applies per PI-AM-002 12-08 attached, only if required by written contract/agreement.
 Job: Operations of the Named Insured. Additional Insured(s): California Horse Racing Board (CHRB).

CERTIFICATE HOLDER Operations of the Named Insured California Horse Racing Board (CHRB) 1010 Hurley Way, Suite 300 Sacramento, CA 95825	CANCELLATION 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 Armida Cerda <i>Armida Cerda</i>

PHPK1464043

PI-AM-002 (12/08)

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – CERTIFICATE HOLDERS

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SECTION II – WHO IS AN INSURED is amended to include any Certificate Holder, identified as an additional insured, on a Certificate of Insurance issued by Philadelphia Indemnity Insurance Company or our authorized representative, but only for liability arising out of the negligence of the named insured.

The limits of insurance applicable to these additional insureds are the lesser of the policy limits or those limits specified in a contract or agreement. These limits are inclusive of and not in addition to the limits of insurance shown in the declarations.

17. 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:

Exhibit 14

Does the association provide its own concessions? Yes No

18. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

A. Attach a copy of the promotional and marketing plans for the race meeting:

Exhibit 15

B. Promotional/ Marketing budget for this race meeting:

<u>Category</u>	<u>2016 Fall</u> <u>Meet</u>
Advertising	\$ 668,600
Promotions	\$ 384,500
Publicity	\$ 78,300
Other	<u>\$ 12,000</u>
Total	\$ 1,143,400

Promotional/Marketing budget for prior race meeting:

<u>Category</u>	<u>2015 Fall</u> <u>Meet</u>
Advertising	\$ 1,212,900
Promotions	\$ 437,300
Publicity	\$ 95,300
Other	<u>\$ 11,500</u>
Total	\$ 1,757,000

EXHIBIT 14**CONCESSIONS:**

SMG PREMIER
7966 Arjons Drive
San Diego, CA 92126

TIP SHEETS:

Bruce M. Andrews, Jr.
Deuce Bruce
5910 Rancho Mission Rd. #33
San Diego, CA 92108

Bob Baedeker
Baedeker, Inc.
130 West El Portal
San Clemente, CA 92672

John Acquarelli
Duke Racing Selections
4615 Triesta
Carlsbad, CA 92010

Toby Turrell
Winners
14112 Enfield Circle
Westminster, CA 92683

Tiffany Bohland
Bob's Card, Inc.
166 Halifax Lane
Medina, OH 44256

SADDLERY SERVICES:

Jarry Hobson
Hobson Saddlery
28 North 1st Avenue
Arcadia, CA 91066

Frank Wipfli
Western Saddlery, Inc.
7038 Commerce Circle
Pleasanton, CA 94588

RACING COLORS:

June Gee
West Coast Racing Colors
11920 Goldring Rd. Ste G
Arcadia, CA 91006

MISCELLANEOUS CONCESSIONS/SERVICES:

Tony Vasquez
Garda Cash Logisitics
8807 Complex Drive
San Diego, CA 92123

Rayetta Burr
Benoit & Associates, Inc.
Track Photographers
PO Box 60014
Arcadia, CA 91066-6014

Michael Costello
**United/Puett Electrical Starting
Gates**
224 Tater Hill Rd.
East Haddam, CT 06423

**Scripps Coastal Medical
Center**
Track Physicians
380 Stevens, #100
Solana Beach, CA 92075

Steve Stiles
**Stiles Animal Removal
Inc.**
P.O. Box 1103
Guasti, CA 91743-1103

Deven Owen
West Coast Feed
PO Box 893007
Temecula, CA 92589

Gary S. Bell
Citrus Feed
PO Box 249
La Verne, CA 91750

Angel P. Unamuno
Angel's Feed
4518 Rowland Ave
El Monte, CA 91731

Michael Brunner
Westwalk Corp.
Hotwalkers
2711 N. Sepulvada Blvd. # 312
Manhattan Beach, CA 90266

EXHIBIT 15



Marketing Overview

The Bing Crosby Season debuted at Del Mar in the fall of 2014. While it is clear the Bing Crosby Season will never match the attendance and handle figures of the traditional Del Mar Summer Season, it has been met with great enthusiasm by southern California racing fans.

Although the brand of the fall season differs from that of the summer season, the same marketing principles are used to support a two-part marketing strategy:

1. Provide value to our regular customers
2. Attract new and occasional customers by promoting the "Bing Crosby Season" brand and diversifying our entertainment offerings

The first of the two strategies relies heavily on database marketing tactics. The focus of these tactics is the same Diamond Club that we rely on so heavily during the summer. The Diamond Club is a free loyalty club that offers members half-priced admission each time they attend as well as occasional free admissions and seats, discounted food and beverage, free bets and contests as well as wagering rebates to our biggest bettors. The Diamond Club was launched in 2006 and now has over 255,000 members. Each time members take advantage of Diamond Club benefits, they must scan their membership card, which in turn feeds the information to our data warehouse. As the number of Diamond Club members expands, and as the amount of information we gather about our members grows, it allows us to market to our regular patrons in

a more effective and efficient manner. For example, the data warehouse can tell us which customers tend to come to the races on weekends, weekdays, pick six carryover days, giveaway days, concerts, etc. With this information, we can use database marketing and social media techniques to send the appropriate messages to the appropriate customers in a very cost-effective manner. As the data warehouse continues to grow, we will utilize the data findings even more aggressively to promote Del Mar to our current race fans.

One of the benefits of using database marketing as the principal tactic for attracting current customers is that it allows us to use traditional media (radio, print, digital, etc.) to accomplish our second strategy – attracting new and occasional customers. We sell Del Mar to this target market as a cool and sexy entertainment alternative while highlighting non-racing events such as Craft Beer Festivals, Concerts and Food Truck Festivals.

DMTC conducted a research study after the completion of the Fall Season last year. When summer attendees were asked why they did not attend in the fall, top answers were as follows:

- Summer is a better fit for my schedule – 63%
- I already attended during the summer – 45%
- The weather is better in the summer – 45%
- I spent more time watching football – 38%

However, even more notable were the answers to the following question:

Please select all of the months from the list below in which you think Del Mar was open for racing in 2015.

- | | |
|--------------|-----|
| • January | 3% |
| • February | 3% |
| • March | 4% |
| • April | 8% |
| • May | 13% |
| • June | 24% |
| • July | 74% |
| • August | 78% |
| • September | 67% |
| • October | 21% |
| • November | 40% |
| • December | 12% |
| • Don't know | 10% |

These results clearly indicate that after two years of running a fall season, we still have some awareness issues. Therefore, the advertising this year will focus less on Bing Crosby and the history of Del Mar and more on simply alerting people that we are running.

Promotions

- **Opening Day Veteran's Day Salute** – Opening Day falls on Veteran's Day this year, and Del Mar plans to take full advantage of it. The Veteran's Day Salute will include various patriotic elements such as military bands, parachuters and the unfurling of a giant American flag. Also, DMTC has partnered with The American Legion to host a special Veteran's Day BBQ event with proceeds going to local military charities.
- **Saturday Concerts** – Del Mar will offer two concerts this season. Ben Harper will play on Saturday, November 12 and Iration will highlight our annual Reggae Festival on Saturday, November 19. The post-race concerts have become a staple at Del Mar over the years, and we expect the tradition will continue with large enthusiastic crowds.
- **Craft Beer Festival** – The Craft Beer Festival, which will be offered in conjunction with the Ben Harper concert on Saturday, November 12, will feature over 100 specialty beers, with an emphasis on San Diego breweries. These events, which are targeted at the 21-40 year old demographic, have proved to be effective at attracting new fans to Del Mar. By offering complimentary programs, newcomer seminars and free *Daily Racing Form Easy Forms*, we hope to get the new fans to the betting windows. While the transaction amounts are not exceedingly large at Beer Fests, the attendees do wager, as evidenced by the healthy lines at the mutuel windows each race.



- **College Day Tailgate** – Unlike the summer season, the fall season allows us to market to the colleges and universities in San Diego while they are in session. On Saturday, November 19 we will once again host the College Day Tailgate which offers a number of drink specials, competitions and activities for college students. The party is followed by a concert from the popular reggae band Iration.
- **Gourmet Food Truck Festival** – Gourmet food trucks continue to be a phenomenon in Southern California and routinely draw thousands of people for festivals. This season's festival will be on Saturday, November 26. Patrons will sample a wide array of foods from Cajun favorites to seafood to good old-fashioned grilled cheese sandwiches. The Food Truck Festival serves as another vehicle to expose new fans to the fun and excitement of thoroughbred racing.



- **Free & Easy Sundays** – Our recent research study also revealed that many fans feel our food and beverage prices are too high. Therefore we will be offering a number of discounts and special events with lower concession prices. This is one of our most popular offers. Every Sunday during the meet, racing fans will receive free Stretch Run admission and a free reserved seat. In addition, draft beer, sodas and hot dogs will be half price at designated concession stands. All patrons have to do to take part in the promotion is join the Diamond Club.

- **Fleece Blanket Giveaway Day** – All fans in attendance will receive a free Bing Crosby Season blanket on Saturday, December 3. The blanket features the black and gold diamonds from the fall season and carries a very high perceived value. When promoted correctly, giveaway items continue to draw big crowds to the track. In addition, there is a value to having Del Mar-logoed apparel around town for the entire year.
- **Family Fun Run** – On Thanksgiving Day morning we will once again host the Family Fun Run, which is a one mile run on the main track. The event is done in conjunction with the Helen Woodward Animal Center and features pet adoptions as well as crafts and games for the kids.
- **Seniors Days** – Seniors make up a significant portion of our fan base, and they tend to be price sensitive. Therefore, on each Thursday during the meet all seniors 62 and over will be admitted free and given a free reserved seat.
- **The Del Mar Handicapping Challenge** – In an effort to attract the top handicappers from across the country, we host the Del Mar Handicapping Challenge. One hundred players will compete for \$100,000 and five entries into the NTRA National Handicapping Championship in this two-day competition. Historically, over half the field for this high-end contest travel in from out of state.

Fan Education

Given that many Del Mar attendees are newcomers or occasional racetrack visitors, it is imperative that we stress fan education. Some of the initiatives include:

- **Free Programs** – As they say, “you can’t tell the players without a program,” so everyone who enters the admission gate receives a complimentary program. Although most racetracks charge an additional fee for programs, we believe many racetrack newcomers would not know to buy one and would, therefore, be very unlikely to wager and learn the game of horse racing.
- **Free Newcomers’ Seminars** – Located just inside the Stretch Run admission gates in the Plaza de Mexico, these simple 30-minute seminars are held every racing day and are extremely popular.

- **Free Handicapping Seminars** – Every Saturday and Sunday patrons can listen in as handicapping experts analyze the day’s racing card and give out their selections in every race.
- **Website** – The Del Mar website features a “Beginner’s Corner” which provides helpful tips on how to prepare for a visit to the races including pre-planning, handicapping resources, wagering, track terms and more. Fans may also participate in “Night School”, the racing industry’s national, interactive online fan education forum featuring lessons from expert hosts.
- **Betting Guides** – *Today's Racing Digest* produces pocket-sized guides for Del Mar that explain racing terms and how to place a bet. The betting guides are distributed through Group Sales, Mutuel Tellers and Customer Service representatives throughout the season.
- **DRF Easy Form** – On large concert or festival days, the *Daily Racing Form* produces a simplified racing guide that is distributed to newcomers free of charge. The Easy Form covers the day’s races in a simple format that is easy to understand for newcomers. It serves as a stepping stone to the traditional *Daily Racing Form*.
- **Staff Handicappers** – Del Mar staff handicappers regularly assist Group Sales parties. The handicappers teach the basics of handicapping and betting, recommend picks and arrange paddock tours.

VIP Program

In addition to new and casual race fans, Del Mar also has a significant number of high-end customers. For those patrons we have the Del Mar VIP recruitment and retention program. The VIP program constitutes an aggressive effort to identify significant bettors and to meet the tailored needs of those patrons through personalized attention from all segments of Del Mar management and staff. The program accommodates over 100 high-per-capita patrons with services such as arranging housing, local transportation, complimentary dinners at local restaurants, hotel and golf reservations, and VIP seating for the races. In addition, players that wager over \$20,000 in a calendar month are eligible for rebates via a program sponsored by the California Marketing Committee.

Customer Service

Given the number of new and casual race fans at Del Mar, Customer Service plays a vital role in the experience of our customers. Therefore, we staff the facility with Customer Service Representatives and Self-service Wagering Assistants very liberally. We also believe it is very important to train our Customer Service employees very thoroughly.

Weekdays (Thursday and Fridays)

- 10 Customer Service Representatives
- 12 Self-service Wagering Assistants
- 22 Total Staffing

Weekends (Saturdays and Sundays)

- 15 Customer Service Representatives
- 20 Self-service Wagering Assistants
- 35 Total Staffing

Database Marketing

Database marketing continues to be one of the key components of the media mix each season. Given that the primary advertising strategy is to target new fans that are potentially younger, it is vital that we communicate effectively with our current fan base. With that strategy in mind, Del Mar has devoted significant time and money to identify our regular players. First, a state-of-the-art data warehouse was created that pulled together all the various lists of names and information contained at the racetrack (marketing, racing, group sales, turf club, ticketing, etc.) and combined them into a single database that can be segmented into various categories. Also, in May of 2006 a new loyalty club, known as the Diamond Club, was launched. The Diamond Club, which gives members half-priced admission each time they attend the races at Del Mar, allows us to track the visitation patterns of Club members. The Diamond Club has enjoyed phenomenal growth since its inception in 2006 with membership numbers now topping over 255,000.

Approximately 230,000 pieces of direct mail will be sent out for the fall season to racing fans in the Del Mar database. In addition to traditional mail, more than 125,000 fans will receive targeted e-mail updates from Del Mar on a year-round basis, ranging from coupons to instant

notification of Pick Six carryovers to upcoming promotions and big races as well as general interest stories about various horses and horsemen.

Internet Site

Delmarracing.com is Del Mar's traditional internet site, which was completely redesigned for the 2014 summer season. Entries, charts, replays, real-time odds, pools and other valuable handicapping tools are offered. During the summer, over 6,000 patrons use the site to purchase admissions, make table reservations and reserve seats online. A new online ticketing system was implemented for the 2007 season that allowed patrons to receive immediate confirmation of their seat and table locations.

Out-of-town visitors to Del Mar are provided helpful travel aids including information about area restaurants, hotels, transportation and other local activities. They can also preview their visit by watching live shots from the Del Mar "Paddock Cam" and "Turf Cam". They can even check out horses in their stalls with the Del Mar "Stable Cam".

Del Mar is a popular destination on the electronic superhighway as the site averages over 250,000 page requests per day during the summer season. The Online Handicapping Challenge, designed to encourage horseplayers to handicap and play the Del Mar card, draws nearly 5,000 players each season. The site also continues to be popular during the off-season with archived information about the past season, previews of the coming season, a play-for-fun handicapping contest during other Southern California race meets and our online gift shop.

Social Media

The social media goals for the Bing Crosby Season are threefold:

1. Increase awareness of the new season
2. Increase brand loyalty
3. Increase on-track attendance

The emphasis is not only on growing the size of our community, but the quality of the people and interactions. The feedback from our social media community is overwhelmingly positive,

with people posting on both Facebook and Twitter how much they love Del Mar and how much they appreciate our efforts in the social space.

Facebook, which now has over 75,000 Del Mar fans within our community has proven to be an easy platform for us to grow and a natural space for us to be in as a result of our visual content. Our fans respond very favorably to the videos we share about concerts and big races, and regularly view and comment on our many photo albums. The content most often responded to involves celebrities, behind the scenes content, concerts and contests. However, some racing content also receives a significant response.

Twitter still has some room for growth, but despite being significantly smaller than our Facebook network, our 24,400 Twitter members are quite a bit more engaged. Twitter is best used as an engagement platform to provide customer service assistance and increase brand loyalty through one-on-one interactions.

Del Mar has addressed the demand for mobile with an application that was launched last season. The Del Mar "app" allowed on-track patrons to wager from their phone. The app also contains convenient guest services such as ticketless admissions, digital Diamond Club and event calendars as well as horse racing content including live video streaming of the races, live odds, race results and scratches/changes. The swiftness, flexibility and economical opportunities of social media and mobile marketing will continue to allow Del Mar the ability to evolve with emerging trends, harness a new revenue stream and directly engage with our passionate audience.

Media Summary

The Media Plan features a diversified media mix consisting of radio, print, online, outdoor and direct mail. Although the media buy for the season is not yet complete, it is budgeted to breakdown as follows:

Radio	\$ 182,000
Print	\$ 35,000
Online	\$ 60,000
Outdoor	\$ 38,400
Direct Mail	\$ 73,000
Total	\$ 388,400

In addition to the cash media budget, DMTC negotiates barter deals with select media providers. In exchange for tickets, seating and parking privileges on days when inventory is available, DMTC receives free media. The Barter Program is expected to contribute an additional \$150,000 of media for the fall season.

Marketing Budget

The marketing budget for the 15-day Bing Crosby Season is over \$1.1 million. This amount includes direct expenses attributed to Advertising, Promotions and Publicity but does not include payroll, administrative supplies and other overhead items.

The Marketing Budget is categorized as follows:

Advertising	\$ 668,600
Promotions	\$ 384,500
Publicity	\$ 78,300
Other	\$ 12,000
Total	\$1,143,400

D. Describe facilities set aside for new fans:

At Del Mar, virtually the entire facility is considered a new fan area, with customer service locations on every floor and in every betting area and with a complete staff of customer service representatives moving about the facility. In addition, a large portion of new fans are introduced to racing through our Group Sales department which provides customized introductions to racing or the day's card tailored to individual groups. Del Mar also offers a variety of free seminars and handicapping education for more serious newcomers.

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

1. Horsemen

- Ongoing replacement of stairways, balconies and shed row posts in stable area living quarters (restricted area)
- Ongoing replacement of flooring, doors, locks, window screens in living quarters (restricted area)
- Ongoing replacement of morning workout lights (restricted area)
- Ongoing replacement of electrical outlets in stable area restrooms to GFCI protected (restricted area)
- Renovation of stable area racing office (restricted area)
- Repair all stable area smoke detectors (restricted area)
- Renovation of stable cafeteria (restricted area)
- Renovation of stable recreation hall (restricted area)
- Backfill all stable area stalls with decomposed granite (restricted area)
- Renovation of miscellaneous restrooms, tack rooms and living quarters in stable area (restricted area)
- Ongoing replacement of exterior electrical outlets and wall lights in stable area (restricted area)

2. Fans

- New 1st Turn Restaurant (3rd level clubhouse)
- New TV's for Turf Club tables
- High-Definition Television Production
- New Patio Covers
- Replaced carpet in Skyboxes (4 each)
- Renovation of infield pavilion structure and restrooms
- Box Seat Refurbishment – Phase 2
- ADA Handrail Improvements (on-going)
- On-going replacement of television monitors with flat screen monitors throughout facility
- On-going installation of wireless technology throughout facility
- Installation of on-going wireless system to enhance the mobile app experience
- Partial replacement of the Season Box panels and trays. Clubhouse Level 2 is complete – this will be a three-year project.

3. Facilities in the restricted areas

See 17-E-1

19. SCHEDULE OF CHARGES

A. Proposed charges, note any changes from the previous year:

Fall Meet 2016

Admission	\$6.00 (\$3.00 with Diamond Club)
(includes official program)	\$25.00 (Season Pass-Sold pre-season through July 13)
Reserved Seating	\$4.00 Thurs & Fri, \$8 Opening Day, \$8 Sat & \$6 Sun
Parking (general, single day)	\$10.00
Parking (general, advance	
Discount book of 10)	\$50.00
Parking (Valet)	\$20.00
Programs (on-track)	Included with paid admission
Programs (off-track)	\$2.25

C. Number of hosts and hostesses employed for meeting:

We employ approximately 22 customer service representatives on weekdays (Thursdays and Fridays) and 35 on weekend (Saturdays and Sundays).

D. Describe facilities set aside for new fans:

At Del Mar, virtually the entire facility is considered a new fan area, with customer service locations on every floor and in every betting area and with a complete staff of customer service representatives moving about the facility. In addition, a large portion of new fans are introduced to racing through our Group Sales department which provides customized introductions to racing or the day's card tailored to individual groups. Del Mar also offers a variety of free seminars and handicapping education for more serious newcomers.

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See 17-E-1

19. SCHEDULE OF CHARGES

A. Proposed charges, note any changes from the previous year:

Fall Meet 2016

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(includes official program)	\$25.00 (Season Pass-Sold pre-season through July 13)
Reserved Seating	\$4.00 Thurs & Fri, \$8 Opening Day, \$8 Sat & \$6 Sun
Parking (general, single day)	\$10.00
Parking (general, advance	
Discount book of 10)	\$50.00
Parking (Valet)	\$20.00
Programs (on-track)	Included with paid admission
Programs (off-track)	\$2.25

B. Describe any "Season Boxes" and "Turf Club Membership" fees:

Season Turf Club Membership (2 persons, includes Summer and Fall meetings):	\$1,500.00
Season Turf Club Membership (1 person, includes Summer and Fall meetings):	\$1,100.00
Daily Turf Club Admission (member guests):	\$40.00 (\$60 on Opening Day)
Daily Turf Club Admission (non-member):	\$60.00 (\$100 on Opening Day)
Stretch Run & Clubhouse Season Box Seats:	\$85 - \$100 per seat
Season Reserved Seat:	\$70.00

C. Describe any "package" plans such as combined parking, admission and program:
 Turf Club memberships include valet parking. All paid admissions include official programs.

20. 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="73"/> |
| <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:
 Includes a locker area (2), shower area, sauna area, lounge area, food and beverage service and a certified scale.

21. BACKSTRETCH EMPLOYEE HOUSING

A. Inspection of backstretch housing has been requested and will be completed prior to the beginning of the race meet.
 Inspection of backstretch housing will be completed by CHRB staff on a date to be determined.

B. Number of rooms used for housing on the backstretch of the racetrack:
 666 permanent

C. Number of restrooms available on the backstretch of the racetrack: 83

D. Estimated ratio of restroom facilities to the number of backstretch personnel:
 17.5 workers to 1 restroom facility

22. TRACK SAFETY

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

5,280

 feet.
- B. Describe the type of track surface at the facility, including the specific track surface composition:
The main track surface is a Dirt Running Surface. The surface consists of a 10" sandy loam on top of a layer of decomposed granite and 6" round perforated drain pipe on top of the existing dirt sub-base.
The turf course consists of GN-1 Bermuda grass sod with a growing medium consisting of 9" of silica sand mixed with peat and turf grids blended into the top 6".
- C. DIRT:
 The percent of cross slope in the straight-aways is: **2%**
 The percent of cross slope in the center of the turns is: **4%**
TURF:
 The percent of cross slope in the straight-aways is: **1.5%**
 The percent of cross slope in the center of the turns is: **5%**
- D. 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.
- Main Track:**
Fontana Inner rail: Aluminum. Outer rail: Galvanized Steel Tubing. Inner rail supports: Aluminum with 33" offset. Coverings: Fontana Safety panels. Approximate height of the top inner rail: 40".
- Turf Track:**
Inside running rail: Mawsafe pvc injection molded
Inside rail supports: Mawsafe pvc with 16" offset
Approx. height: 47"
Outside running rail of the turf course is the same as the inside rail.
Outside rail supports are the same as the inside rail supports.
Approximate height 47"
- E. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **Robert Sanchez, Vice President, Plant**
- F. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. **On File.**
- G. 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. **On File**

DEL MAR THOROUGHBRED CLUB - UNION CONTRACTS CURRENTLY IN NEGOTIATION

UNION	SIGNATORY ASSOCIATIONS	JOB CLASSIFICATION	CONTRACT DATES
Teamsters Local 495 Auto Park	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Auto Park	July 21, 2013 through July 2014 (Negotiations in Progress)
Teamsters Local 495 Clockers/ Outriders	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Clockers / Outriders	July 2014 through June 2016 (Negotiations in Progress)
Teamsters Starters Local 495	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Starters	July 21, 2013 through July 2014 (Negotiations in Progress)
Teamsters 495 Racing	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Racing Officials	July 21, 2013 through July 2014 (Negotiations in Progress)
SEIU Local #280	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex SCOTWINC	Mutuels	July 2014 through June 2017 (Negotiated-Document Signing in Process)
SEIU #1877	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Racing	May 1, 2014 through April 20, 2017 (Negotiations in Progress)

23. DECLARATIONS

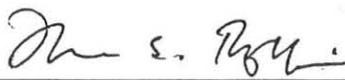
- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): **Exhibit 16**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044. **Fall Meet agreements with CTT – in negotiations and TOC On File**
- 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). **On File**
- 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.

24. 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.

Thomas S. Robbins
 Print Name


 Signature

Executive Vice President, Racing
 Print Title

9/3/16
 Date

Item 5

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD ON THE PRESENTATION FROM THE
ARABIAN RACING ASSOCIATION OF CALIFORNIA AND ITS CONCERNS ABOUT
THE CLOSING OF THE RACE TRACK AT THE ALAMEDA COUNTY FAIR AT
PLEASANTON FOR THE WINTER, AND THE LIMITATION OF RACING
OPPORTUNITIES FOR "EMERGING BREEDS"

Regular Board Meeting
September 22, 2016

BACKGROUND

The Arabian Racing Association of California (ARAC) has expressed concerns regarding the proposed closure of the Alameda County Fair race track at Pleasanton, for the winter and the limited racing opportunities for emerging breeds; citing scheduling of race meetings, scheduling of races within those meetings, track refusal to card races for emerging breeds and the poor purses associated with these races.

ARAC representatives, Dorothy Burt and Mike Brown are prepared to make a presentation to the Board regarding these concerns.

RECOMMENDATION

Staff recommends the Board hear from the ARAC representatives.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED
AMENDMENT TO CHRB RULE 1844, AUTHORIZED MEDICATION, TO PROHIBIT THE
PRESENCE OF CLENBUTEROL IN OFFICIAL URINE TEST SAMPLES FOR ALL
HORSES PARTICIPATING IN QUARTER HORSE RACES

Regular Board Meeting
September 22, 2016

BACKGROUND

At its February 25, 2016 regular meeting, the California Horse Racing Board (CHRB or Board) voted to adopt an amendment to Rule 1844, Authorized Medication, deauthorizing any detectable level of clenbuterol in a quarter horse's post-race urine sample. During the general discussion of the agenda item, however, some concerns were expressed about how the new amendment would affect quarter horse races in which thoroughbreds and/or appaloosas also compete. In order to alleviate these concerns, the Board voted at its March 24, 2016 regular meeting to suspend authorization of clenbuterol in urine samples for "all horses participating in Quarter Horse races" for 12 months, pursuant to its authority under Rule 1844.1, Suspension of Authorized Medication.

While the actions taken by the Board have addressed all issues for the immediate future, the present suspension of clenbuterol for horses participating in a "Quarter Horse race" is only temporary. Accordingly, in order for the Board to make this a permanent regulation, it will need to adopt the proposed amendment to Rule 1844, deauthorizing any detectable level of clenbuterol in official test samples for all horses participating in a "Quarter Horse race."

ANALYSIS

Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of the Horse Racing Law. Responsibilities of the Board include adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19562 states the Board may prescribe rules, regulations and conditions under which all horse races with wagering on their results shall be conducted in California. Business and Professions Code section 19580 requires the Board to adopt regulations to establish policies, guidelines, and penalties relating to equine medication to preserve and enhance the integrity of horse racing in California. Business and Professions Code section 19581 provides that no substance of any kind shall be administered by any means to a horse after it has been entered to race, unless the Board has, by regulation, specifically authorized the use of the substance and the quantity and composition thereof. Board Rule 1844, Authorized Medication, names drug substances and medications authorized by the Board that may be administered to safeguard the health of the horse entered to race. The rule lists the drug substances and medications that may be found in official test samples, as well as the maximum levels at which such substances may be detected.

The amendment to Rule 1844, Authorized Medication, which was adopted by the Board at its February 25, 2016 meeting, states that a post-race urine sample may carry clenbuterol in an amount not to exceed 140 picograms per milliliter, "except in quarter horses for which no level of clenbuterol is authorized." This change was adopted by the Board in response to the heightened abuse of clenbuterol in quarter horses, and therefore intentionally targeted stricter restrictions on that single breed of horse. Nevertheless, the amendment triggered a scenario in which different breeds of horses could potentially race against each other under differing medication restrictions.

CHRB Rule 1743, Thoroughbred and Appaloosa Horses Competing in Quarter Horse Races, states that thoroughbred and appaloosa horses may be entered into "Quarter Horse races" under specific conditions. One of those conditions is that a race with thoroughbreds and/or appaloosas participating shall be designated as a "Quarter Horse race." Although that condition defines the type of race, it does not alter how Rule 1844, Authorized Medication, applies to horses racing in California. Accordingly, prior to the Board's temporary suspension of clenbuterol for all horses participating in a Quarter Horse race, a thoroughbred or appaloosa horse could technically carry up to 140 picograms per milliliter of clenbuterol in a post-race urine sample, while in the same race, the quarter horses participating were not allowed to have any detectable level of clenbuterol in a post-race urine sample.

Nothing in the Business and Professions Code or existing CHRB Regulations prohibits the Board from adopting varied medication authorizations and thresholds for different breeds of horses. Indeed, as stated above, the Board's recent amendment to Rule 1844 purposefully deauthorized use of clenbuterol in only quarter horses because abuse of the medication was exclusive to the quarter horse industry. Nevertheless, there was concern from quarter horse owners and trainers about the fact that thoroughbreds and appaloosas participating in these mixed breed races were permitted to race with threshold levels of clenbuterol when their quarter horses were not. Regardless of whether or not clenbuterol actually gave these thoroughbreds and appaloosas an advantage, the perception was that they may not be racing on a level playing field with the competing quarter horses.

Accordingly, in order for the Board to make permanent what is now only a temporary 12-month suspension of clenbuterol for any horse participating in a Quarter Horse race, it will need to again amend Rule 1844. Specifically, instead of stating that clenbuterol is not authorized for "quarter horses," the amended regulation will state that clenbuterol is not authorized for "any horse participating in a Quarter Horse race." This will ensure that all horses competing in a Quarter Horse race, regardless of breed, will compete under the same medication restrictions.

This item was discussed by the Medication and Track Safety Committee at its August 24, 2016 meeting, where it was recommended that the proposed amendment go before the full Board.

RECOMMENDATION

This item is presented to the Board for discussion and action.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 15. VETERINARY PRACTICES
PROPOSED AMENDMENT OF
RULE 1844. AUTHORIZED MEDICATION

1844. Authorized Medication.

Consistent with the intent of these rules, drug substances and medications authorized by the Board for use may be administered to safeguard the health of the horse entered to race provided that:

(a) No person shall administer a drug substance to any horse entered to race except upon authorization of the official veterinarian in conformance with these rules.

(b) No drug substance, other than authorized bleeder medication, shall be administered to a horse entered to race within 24 hours of the race in which entered.

(c) Not more than one approved non-steroidal anti-inflammatory drug substance (NSAID) may be administered to a horse that is entered to race and shall be only one of the following authorized drug substances:

(1) Phenylbutazone in a dosage amount that the test sample shall contain not more than 2 micrograms of the drug substance per milliliter of blood plasma or serum.

(2) Flunixin in a dosage amount that the test sample shall contain not more than 20 nanograms of the drug substance per milliliter of blood plasma or serum.

(3) Ketoprofen in a dosage amount that the test sample shall contain not more than 10 nanograms of the drug substance per milliliter of blood plasma or serum.

(4) Metabolites or analogues of approved NSAIDs may be present in post race test samples.

(d) If the official chemist reports that a blood test sample contains an authorized NSAID in excess of the limit for that drug substance under this rule, the official veterinarian shall, in conjunction with the veterinarian who administered or prescribed the authorized drug substance, establish a dosage amount or time of administration of the drug substance that will comply with the limits under this rule; or the official veterinarian may, if in his/her judgment no such reduced dosage amount or amendment to time of administration will result in a test sample level within the limits of this rule, withdraw authorization for the use of any one NSAID.

(e) Official urine test samples may contain one of the following drug substances, their metabolites and analogs, in an amount that does not exceed the specified levels:

(1) Acepromazine; 10 nanograms per milliliter

(2) Mepivacaine; 10 nanograms per milliliter

(3) Albuterol; 1 nanograms per milliliter

(4) Procaine; 25 nanograms per milliliter

(5) Salicylates; 750 micrograms per milliliter

(6) Clenbuterol; 140 picograms per milliliter, except for any horse participating in a "Quarter Horses race," for which no level of clenbuterol is authorized.

(7) Omeprazole; 1 nanogram per milliliter

(8) Nandrolone; 1 nanograms per milliliter for geldings, fillies and mares; 45 nanograms for males other than geldings.

(9) Boldenone; 15 nanograms per milliliter in males other than geldings.

(10) Testosterone; 20 nanograms per milliliter in geldings.

(A) Testosterone at any level in males other than geldings is not a violation of this regulation.

(11) Testosterone; 55 nanograms per milliliter in fillies or mares.

(12) Butorphanol 300 nanograms per milliliter

(f) Official blood test samples may contain the following drug substances, their metabolites and analogs, in an amount that does not exceed the specified levels in serum or plasma:

(1) Bethamethasone; 10 picograms per milliliter

(2) Dantrolene; 100 picograms per milliliter

(3) Detomidine; 1 nanogram per milliliter

(4) Dexamethasone; 5 picograms per milliliter

(5) Diclofenac; 5 nanograms per milliliter

(6) Dimethylsulfoxide (DMSO); 10 micrograms per milliliter

(7) Firocoxib; 20 nanograms per milliliter

(8) Lidocaine; 20 picograms per milliliter

(9) Methocarbamol; 1 nanogram per milliliter

(10) Methylprednisolone; 100 picograms per milliliter

(11) Glycopyrrolate; 3 picograms per milliliter

(12) Prednisolone; 1 nanogram per milliliter

(13) Triamcinolone Acetonide; 100 picograms per milliliter

(14) Xylazine; 10 picograms per milliliter of serum or plasma

(15) Butorphanol; 2 nanograms per milliliter

(g) Official blood test samples shall not contain any of the drug substances, or their metabolites or analogs listed in subsection (e)-(1)(12).

(h) Procaine, following administration of procaine penicillin, is an authorized medication provided:

(1) Official blood test samples shall not contain any procaine, or its metabolites or analogs in excess of 25 nanograms per milliliter.

(2) all procaine penicillin administrations have been reported pursuant to Rule 1842 of this division,

(3) procaine penicillin was not administered after entry to race,

(4) the horse was under surveillance for a minimum of six hours prior to racing.

(i) All expenses related to surveillance and testing for procaine under subsection (h) of this regulation shall be paid by the owner of the horse.

Authority: Sections 19440 and 19562,
Business and Professions Code.

Reference: Sections 19580 and 19581,
Business and Professions Code.

STAFF ANALYSIS

DISCUSSION REGARDING THE PROPOSED AMENDMENTS TO CHRB RULE 1581, RACING SECRETARY TO ESTABLISH CONDITIONS, TO PROVIDE THAT THE RACING SECRETARY MAY ESTABLISH RACE CONDITIONS THAT PROHIBIT THE USE AND/OR PRESENCE OF DRUG SUBSTANCES OR MEDICATIONS IN BIOLOGICAL TEST SAMPLES, IF THE MEDICATION CONDITIONS ARE AGREED TO IN WRITING BY THE ACKNOWLEDGED HORSEMEN'S ORGANIZATION, AND THEN APPROVED BY THE BOARD BEFORE ENTRIES ARE TAKEN; A DESCRIPTION OF THE TESTING METHODS AND PROCEDURES USED BY THE RACING ASSOCIATION OR FAIR TO COLLECT AND ANALYZE BIOLOGICAL TEST SAMPLES OTHER THAN THE OFFICIAL TEST SAMPLE COLLECTED BY THE CHRB SHALL ALSO BE SUBMITTED TO THE BOARD FOR APPROVAL, AND CHRB RULE 1843, MEDICATION, DRUGS AND OTHER SUBSTANCES, WHICH PROVIDES THAT NOTHING IN ARTICLE 15 SHALL PREVENT A RACING ASSOCIATION OR FAIR FROM SETTING ELIGIBILITY CONDITIONS, AS AGREED TO WITH THE ACKNOWLEDGED HORSEMEN'S ORGANIZATION, FOR INDIVIDUAL RACES, OR AN ENTIRE RACE MEET, THAT PROHIBIT THE USE AND/OR PRESENCE OF DRUG SUBSTANCES OR MEDICATIONS IN BIOLOGICAL TEST SAMPLES FROM PARTICIPATING HORSES AT DETECTION LEVELS LOWER THAN WHAT IS AUTHORIZED BY THE BOARD. SUCH CONDITIONS, IF ESTABLISHED IN ACCORDANCE WITH RULE 1581, SHALL NOT BE DEEMED IN CONFLICT WITH BOARD RULES AND REGULATIONS. (PROPOSED IN RESPONSE TO THE LOS ANGELES SUPERIOR COURT'S ORDER THAT THE CHRB SET ASIDE APPROVAL OF LOS ALAMITOS QUARTER HORSE RACING ASSOCIATION'S "HOUSE RULE.")

Regular Board Meeting
September 22, 2016

ISSUE

At its July 14, 2016 regular meeting, the California Horse Racing Board (CHRB or Board) approved for submission to the Office of Administrative Law (OAL) an emergency rulemaking file which would amend Rule 1581, Racing Secretary to Establish Conditions, and Rule 1843, Medication, Drugs and Other Substances, to clarify the Board's intent, and specify a process, for approving a racing association or fair's implementation of an eligibility drug testing program. On July 25, 2016, OAL approved these emergency regulations, making them effective immediately. Pursuant to the Administrative Procedure Act (APA), the Board now has until January 2016 to pass these regulatory changes through the regular rulemaking process in order for them to become permanent CHRB regulations.

BACKGROUND

On April 21, 2016, the Honorable James C. Chalfant of the Los Angeles County Superior Court signed a judgment in the matter of *Gustavo De La Torre v. California Horse Racing Board and Los Alamitos Quarter Horse Racing Association*, ordering the CHRB to set aside approval of the Los Alamitos Quarter Horse Racing Association (LAQHRA) "house rule," which provided for eligibility testing based on the presence of Clenbuterol, Albuterol, Zilpaterol, and Ractopamine in hair samples.

Upon issuing his Order, Judge Chalfant made it clear that if the CHRB wished to allow for the LAQHRA to continue with its eligibility testing program, it would need to implement new regulations which remove current conflicts that exist between their testing program and CHRB rules. If such regulations were not established and the Board continued to approve LAQHRA's testing program, the CHRB could be found in contempt of court.

At that time, CHRB staff determined that the court's ruling had created an emergency situation that called for immediate action to avoid serious harm to the public peace, health, safety, or general welfare. Specifically, the Judge's Order had created two options for the CHRB: withdraw approval of LAQHRA's eligibility conditions, or risk being found in contempt of court.

LAQHRA's eligibility testing program—which operates separate from, and in addition to, the CHRB's official testing program—sought to further prevent public harm by declaring horses that test positive for Clenbuterol, Albuterol, Zilpaterol, or Ractopamine ineligible to participate in races held at their track. Based on the widespread overuse and abuse of these medications in the quarter horse racing industry, and the potential they have to enhance performance, all four of these medications are presently not authorized by the Board to be present in any post-race official quarter horse test sample. By implementing their eligibility testing program, LAQHRA was furthering the intent of the Board's medication regulations by helping prevent unfair performance enhancement (and the resulting CHRB violations) from ever occurring.

Additionally, by conducting pre-race testing, LAQHRA was further enhancing the safety for participating horses and jockeys. By preventing horses that test positive for these unauthorized medications from ever entering races, LAQHRA was decreasing the likelihood that an injury could occur as a result of an unauthorized medication being present in a horse's system during a race.

Nevertheless, because the Los Angeles Superior Court had found such efforts by the LAQHRA to be in conflict with existing Board regulations, the program had been ordered to cease until new regulations explicitly authorizing its implementation were enacted. Accordingly, at its July 14, 2016 regular meeting, the Board voted to submit emergency amendments to Rules 1581, Racing Secretary to Establish Conditions, and 1843, Medication, Drugs and Other Substances, to remove the court-determined conflict.

The emergency amendment to Rule 1843, Medication, Drugs and Other Substances, clarifies the intent of the Board in its authorization of certain medications to be present in official post-race test samples. Specifically, it explains that despite such authorization, nothing in Article 15, Veterinary Practices, shall prohibit a racing association or fair from setting eligibility standards which require lower detection levels of a drug substance or medication in privately conducted pre-race testing than what the Board has authorized, if done in conformity with Rule 1581, Racing Secretary to Establish Conditions.

The emergency amendment to Rule 1581 explains that if an association or fair sets a race condition based on the participating horse's use or non-use of a drug substance or medication, or the presence or lack of presence of a drug substance or medication in a biological test sample taken from that horse, that it shall be first agreed to by the acknowledged horsemen's

association, and then approved by the Board. Furthermore, if the association or fair intends to use biological test samples other than the official test samples collected by the CHRB, a description of the testing methods and procedures the racing association or fair will use to collect and analyze the samples shall be submitted to the Board for approval as well.

On July 25, 2016, OAL approved these emergency regulations, making them effective immediately.

ANALYSIS

The emergency amendments to Rule 1581, Racing Secretary to Establish Conditions, and Rule 1843, Medication, Drugs and Other Substances, will remain in effect as emergency regulations until January 2016. If the Board wishes these changes to become permanent regulations, it must submit these amendments to OAL through the regular rulemaking process, which includes written notice, opportunity for public comment, and approval by OAL.

It should be noted that CHRB staff has made a minor adjustment to the text of Rule 1581 from how it was enacted as an emergency regulation in order to clarify exactly which horsemen's organizations must give consent for a racing association or fair's racing secretary to write a medication based eligibility condition. Specifically, the new language indicates that consent is required of both the owners and trainers organizations in the case of Thoroughbreds.

This item was discussed by the Medication and Track Safety Committee at its August 24, 2016 meeting. Although no objections were voiced at that meeting, a representative of the Thoroughbred Owners of California (TOC) indicated that they intended to further review the proposed language before taking a position on the amendments.

RECOMMENDATION

This item is presented to the Board for discussion and action.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 6. ENTRIES AND DECLARATIONS
PROPOSED AMENDMENT OF
RULE 1581. RACING SECRETARY TO ESTABLISH CONDITIONS.

1581. Racing Secretary to Establish Conditions.

The racing secretary may establish the conditions for any race, the allowances or handicaps to be established for specific races, the procedures for the acceptance of entries and declarations, and such other conditions as are necessary to provide and conduct the association's race meeting. Any conditions that are based on a participating horse's use or non-use of a drug substance or medication, or the presence or lack of presence of a drug substance or medication in a biological test sample taken from a participating horse, shall be agreed to in advance in writing by the acknowledged horsemen's organization, which shall include both the owners and trainers organizations in the case of Thoroughbreds, and approved by the Board before entries are taken for the race. If such conditions are based on the results of a biological test sample other than an official test sample collected by the CHRB, a description of the testing methods and procedures the racing association or fair will use to collect and analyze the biological test samples shall be submitted to the Board for approval. For purposes of this section, "biological test sample" refers to any biological sample, including but not limited to, blood, urine, hair, tissue, or saliva, that is taken from a horse.

NOTE: Authority cited: Sections 19440 and 19580, Business and Professions Code. Reference: Sections 19440, 19580, and 19581, Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 15. VETERINARY PRACTICES
PROPOSED AMENDMENT OF
RULE 1843. MEDICATION, DRUGS AND OTHER SUBSTANCES.

1843. Medication, Drugs and Other Substances.

It shall be the intent of these rules to protect the integrity of horse racing, to guard the health of the horse, and to safeguard the interests of the public and the racing participants through the prohibition or control of all drugs, medications and drug substances foreign to the horse. In this context:

(a) No horse participating in a race shall carry in its body any drug substance or its metabolites or analogues, foreign to the horse except as hereinafter expressly provided.

(b) No drug substance shall be administered to a horse which is entered to compete in a race to be run in this State except for approved and authorized drug substances as provided in these rules.

(c) No person other than a licensed veterinarian or animal health technician shall have in his/her possession any drug substance which can be administered to a horse, except such drug substance prescribed by a licensed veterinarian for a specific existing condition of a horse and which is properly labeled.

(d) A finding by an official chemist that a test sample taken from a horse contains a drug substance or its metabolites or analogues which has not been approved by the Board, or a finding of more than one approved non-steroidal, anti-inflammatory drug substance or a finding of a drug substance in excess of the limits established by the Board for its use shall be prima facie

evidence that the trainer and his/her agents responsible for the care of the horse has/have been negligent in the care of the horse and is prima facie evidence that the drug substance has been administered to the horse.

(e) Nothing in this Article shall prevent a racing association or fair from setting eligibility conditions, as agreed to with the acknowledged horsemen's organization(s), for individual races, or for its entire race meet, that prohibit the use and/or presence of drug substances or medications in biological test samples collected from participating horses at detection levels lower than what is authorized by the Board. Such conditions, if established in accordance with Rule 1581, shall not be deemed in conflict with the rules and regulations of the Board.

NOTE: Authority cited: Sections 19440, 19580, 19581 and 19582, Business and Professions Code. Reference: Sections 19401, 19440, 19580, 19581 and 19582; Sections 337f, g and h, Penal Code.

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 22, 2016
REGULAR BOARD MEETING

There is no board package material for Item 8

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 22, 2016
REGULAR BOARD MEETING

There is no board package material for Item 9

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 22, 2016
REGULAR BOARD MEETING

There is no board package material for Item 10

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 22, 2016
REGULAR BOARD MEETING

There is no board package material for Item 11